TUOLUMNE COUNTY SHERIFF'S OFFICE

PERSONNEL/POLICY COMPLAINT CONTROL FORM

Control Number

Complaint Received by: [redacted]

Date: 8/15/19 Time: 1000 HRS

How Received: ☑ Counter ☐ Telephone ☑ Other: WRITTEN COMPLAINT

Employee: *DISPATCH (ON-DUTY) Employee: * PATROL (ON-DUTY)

Division Commander: N. EVANS (UNDERSHERIFF)

Investigation Assigned to: LT. D. VASQUEZ #1585

Division Commander Review: A. EVANS Approved: ☑ Date: 1-1-2020

Returned: ☐ Date: _____

DISCIPLINE REVIEW BOARD:

Findings: ☑ Sustained ☐ Not Sustained ☐ Exonerated ☐ Unfounded ☐ Policy Only

Complainant Advised of Findings: _____
Date

Signature/ID [redacted] Date: 1/10/20

Signature/ID [redacted] Date: 1/10/2020

Signature/ID [redacted] Date: 1-10-20

Remarks:

* SUBJECTS: [redacted], V. SERRANO, [redacted]

Skelly Hearing: Date: _____ Time: _____

Remarks: _____

TUOLUMNE COUNTY SHERIFF'S OFFICE

PERSONNEL/POLICY COMPLAINT FORM

Citizen's Complaint # _____

PARTY FILING COMPLAINT

INCIDENT DATE: 8/11/19 INCIDENT TIME: 3:53 LOCATION: [redacted]

NAME: [redacted]

ADDRES[redacted]

TELEPHONE #: Home: [redacted] Same BEST TIME TO CONTACT: After 8 PM Or Before 1 PM

PERSON INVOLVED IF OTHER THAN ABOVE:

Name: Dispatch Address: Sheriff Station

Telephone #: Home: _____ Work: _____ Best Time to Contact: _____

SPECIFIC COMPLAINT (Summarize)

I called for a domestic violence situation @ 353pm on aug11th I called a total of 5 times- Probation also called numerous times I did Not recieve help until 6:25pM. In that time the situation escalated and I was injured

INFORMATION ADVISORY

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

I have read and understand the above statement.

[redacted] Date: 8/15/11

RECEIVED
AUG 15 2019
Tuolumne County Sheriff's Office

Copy of completed complaint form given/sent to complainant by:

Name: _____ **Date:** _____

DESCRIPTION OF INCIDENT

I called cps my minor [redacted] cut her ankle monitor off and was showing signs of aggression that was 3:53 - ankle monitor cut off
4:36 - throwing things/threats
5:38 she assaulted me
5:40 (911) continued to be assaulted
6:01 (911) continued assault
I begged dispatch for help I had [redacted] @ home who were in danger I was told that she is my child and I need to control her and defend myself. I have bites, Bruises a concussion and had a knife @ my throat was Punched kicked. I needed Help and they never sent anyone.

☐ Continued on other page ☐ Attachments

WITNESSES

Name: _____ Telephone: _____
Address: _____
Name: _____ Telephone: _____
Address: _____
Name: _____ Telephone: _____
Address: _____

SHERIFF'S OFFICE EMPLOYEE(S)

Name: Dispatch Job Title: _____ ID# _____
Name: 911 Dispatch Job Title: _____ ID# _____
Name: _____ Job Title: _____ ID# _____

David ~
I listened to the calls. Dispatch did not make the call not send anyone. Sgt. Serrano told dispatch at 17:34 that he was holding the call for night shift to handle. [redacted]

I will say dispatch did not verbaling Vir the calls but they put all the info in the incident.

David ~
I listened to the calls. Dispatch did not make the call not send anyone. Sgt. Serrano told dispatch at 17:34 that he was holding the call for night shift to handle. [redacted]

I will say dispatch did not verbaling Vir the calls but they put all the info in the incident.

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Sgt. Victor Serrano

From: Lt. David L. Vasquez

Date: 10/07/2019

Subject: Notice of Investigation/ Confidentiality Order

Let this serve as a notice that you are the subject of an Internal Affairs Investigation regarding your conduct as an employee of the Tuolumne County Sheriff's Office. You are under investigation and are subject to disciplinary action up to and including termination. Due to the possibility of disciplinary action you are hereby notified of your right to representation.

The investigation has been assigned to **(Lt. David Vasquez)**, should you have any issues or questions you may contact the investigator at **(209-533-5977).** The date, time and location of your interview will be **(Friday, 10/11/19, 1000 hours, at Tuolumne County Sheriff's Office, Lt. Vasquez's Office, 2nd floor, 28 N. Lower Sunset Drive, Sonora, CA 95370).** The date and time of this interview may be adjusted by your representation based on their availability.

It has been brought to the attention of the Tuolumne County Sheriff's Office that your actions may be in violation of County Policy and/ or the Tuolumne County Sheriff's Office Policy and Procedures.

Tuolumne County Sheriff's Office Policies:

TCSO Policy 200.3.2 Orders

Members shall respond to and make a good faith and reasonable effort to comply with the lawful order of superior officers and other proper authority.

TCSO Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

TCSO Policy 340.2: Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.8: Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 340.7: Performance

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

(c) Failure to participate in, or giving false or misleading statements, or misrepresenting or omitting material information to a supervisor or other person in a position of authority, in connection with any investigation or in the reporting of any office -related business.

(i) Any act on, or off duty that brings discredit to this office.

TCSO Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

TCSO Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws, identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situations or conditions.

(e) Responding to reports of criminal and non-criminal acts.

TCSO Policy 444.1 Watch Commanders

Each patrol shift must be directed by supervisors who are capable of making decisions and communicating in a manner consistent with departmental policies, procedures, practices, functions and objectives. To accomplish this goal, a Sergeant heads each watch.

County of Tuolumne Personnel Rules and Regulations:

TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Tuolumne County DSA Memorandum of Understanding:

DSA MOU Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, county rule, or departmental regulation or any superior's lawful order

(4) Incompetence

(5) Inefficiency

(6) Inexcusable neglect of duties

(7) Insubordination

(8) Dishonesty, Untruthfulness or Lying

(15) Violation of department rule

(16) Other failure of good behavior either during or outside of duty hours which is of such a nature that it causes discredit to the county

A citizen complaint has been made regarding your alleged involvement in unprofessional behavior and neglect of your duties as a Sheriff's Sergeant.

The complaint alleges on, Sunday, 8/11/19, at 1554 hours, [redacted] called the Tuolumne County Sheriff's Office non-emergency and emergency line multiple times, regarding a disturbance between her and her delinquent [redacted] reported her [redacted] cut-off her probation ankle monitor and was in an "aggressive state." [redacted] alleges she did not receive a response to her call for service.

At about 1638 hours, [redacted] claims the situation escalated with [redacted] throwing a sweater in [redacted] face, threats of violence, to include breaking items throughout [redacted] house. [redacted] alleges she called the Sheriff's Office a second time and again did not receive a response from a deputy sheriff. [redacted] stated she was in fear for her safety and the safety of [redacted] who were also in the house.

At about 1740 hours, [redacted] called the Sheriff's Office a third time to report being physically assaulted by [redacted] in front of [redacted]. [redacted] described [redacted] behavior as, "shattering glass" and "out of control." [redacted] alleges she did not receive a response from a deputy sheriff after her third call to the Sheriff's Office.

At about 1742 hours, [redacted] called the Sheriff's Office a fourth time to report [redacted] was attacking her and, "Breaking everything in the house." [redacted] alleges she was repeatedly attacked by [redacted] in front of [redacted]. [redacted] stated [redacted] hit her in the face and was "shattering glass above [redacted]." [redacted] alleges she sustained multiple injuries attempting to defend herself and [redacted] from [redacted] [redacted] claims a deputy sheriff never responded to her fourth call for service.

[redacted] alleges she called TCSO Dispatch approximately (6) times as the situation escalated to a physical violence, which ultimately resulted in felony charges against [redacted] for assaulting [redacted] threats to [redacted] including [redacted] and misdemeanor vandalism. [redacted] alleges her call for service was not prioritized and jeopardized the safety of [redacted].

[redacted] claims she was desperate for law enforcement help and called Probation Officer [redacted] approximately (5) times to get help. [redacted] was not on-duty, but on-call for the weekend. Based on the nature of the call, [redacted] called TCSO dispatch two times inquiring about a response to [redacted] residence and informed dispatch that juvenile hall would accept [redacted] on a violation of probation.

[redacted] alleges her call for service was not taken seriously. [redacted] alleges she reported this incident in the early stages to avoid injury to herself, her [redacted] and [redacted] alleges she reported her [redacted] had a history of violence and was concerned for her safety and the safety of her children. [redacted] alleges a deputy sheriff never responded to her residence or called to follow-up on the incident. [redacted] alleges the deputies on-duty failed to act, which subjected her to physical injury, property damage and placed [redacted] safety in jeopardy.

[redacted] alleges deputies didn't arrive at her residence until approximately 1820 hours, which was approximately two hours and twenty minutes after the initial call for service. [redacted] was arrested for assault with a deadly weapon, criminal threats, vandalism and violating probation.

This is a confidential investigation. You are ordered not to discuss any aspect of this investigation with any other county employee, volunteer, contractor, or witness to the incident, with the exception of your designated employee representative, or the designated investigator.

You will not access any Sheriff's Office records, reports or databases for materials that relates in any way to this investigation. All previous orders or directives are still in effect. Failure to abide by this confidentiality order may result in disciplinary action up to and including termination.

I have received a copy of this notice.

[signature] #757 10/7/19

Employee Name Date

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Cpl. [redacted]

From: Lt. David L. Vasquez

Date: 09/18/2019

Subject: Notice of Investigation/ Confidentiality Order

Let this serve as a notice that you are the subject of an Internal Affairs Investigation regarding your conduct as an employee of the Tuolumne County Sheriff's Office. You are under investigation and are subject to disciplinary action up to and including termination. Due to the possibility of disciplinary action you are hereby notified of your right to representation.

The investigation has been assigned to **(Lt. David Vasquez)**, should you have any issues or questions you may contact the investigator at **(209-533-5977).** The date, time and location of your interview will be **(Friday, 9/27/19, 1200 hours, at Tuolumne County Sheriff's Office, Lt. Vasquez's Office, 2nd floor, 28 N. Lower Sunset Drive, Sonora, CA 95370).** The date and time of this interview may be adjusted by your representation based on their availability.

It has been brought to the attention of the Tuolumne County Sheriff's Office that your actions may be in violation of County Policy and/ or the Tuolumne County Sheriff's Office Policy and Procedures.

Tuolumne County Sheriff's Office Policies:

TCSO Policy 200.3.2 Orders

Members shall respond to and make a good faith and reasonable effort to comply with the lawful order of superior officers and other proper authority.

TCSO Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

TCSO Policy 340.2: Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.8: Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 340.7: Performance

(i) Any act on, or off duty that brings discredit to this office.

TCSO Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

TCSO Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws, identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situations or conditions.

(e) Responding to reports of criminal and non-criminal acts.

County of Tuolumne Personnel Rules and Regulations:

TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Tuolumne County DSA Memorandum of Understanding:

DSA MOU Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, county rule, or departmental regulation or any superior's lawful order

(4) Incompetence

(5) Inefficiency

(6) Inexcusable neglect of duties

(15) Violation of department rule

(16) Other failure of good behavior either during or outside of duty hours which is of such a nature that it causes discredit to the county

A citizen complaint has been made regarding your alleged involvement in unprofessional behavior and neglect of your duties as a Sheriff's Corporal.

The complaint alleges on, Sunday, 8/11/19, at 1554 hours, [redacted] called the Tuolumne County Sheriff's Office non-emergency and emergency line multiple times, regarding a disturbance between her and her delinquent [redacted] reported her [redacted] cut-off her probation ankle monitor and was in an "aggressive state." [redacted] alleges she did not receive a response to her call for service.

At about 1638 hours, [redacted] claims the situation escalated with [redacted] throwing a sweater in [redacted] face, threats of violence, to include breaking items throughout [redacted] house. [redacted] alleges she called the Sheriff's Office a second time and again did not receive a response from a deputy sheriff. [redacted] stated she was in fear for her safety and the safety of her children who were also in the house.

At about 1740 hours, [redacted] called the Sheriff's Office a third time to report being physically assaulted by [redacted] in front of her children. [redacted] described [redacted] behavior as, "shattering glass" and "out of control." [redacted] alleges she did not receive a response from a deputy sheriff after her third call to the Sheriff's Office.

At about 1742 hours, [redacted] called the Sheriff's Office a fourth time to report [redacted] was attacking her and, "Breaking everything in the house." [redacted] alleges she was repeatedly attacked by [redacted] in front of her [redacted] [redacted] stated [redacted] hit her in the face and was "shattering glass above her [redacted] [redacted] alleges she sustained multiple injuries attempting to defend herself and her [redacted] from [redacted] [redacted] claims a deputy sheriff never responded to her fourth call for service.

[redacted] alleges she called TCSO Dispatch approximately (6) times as the situation escalated to a physical violence, which ultimately resulted in felony charges against [redacted] for assaulting [redacted] threats to [redacted] including her [redacted] and misdemeanor vandalism. [redacted] alleges her call for service was not prioritized and jeopardized the safety of [redacted].

[redacted] claims she was desperate for law enforcement help and called Probation Officer [redacted] approximately (5) times to get help. [redacted] was not on-duty, but on-call for the weekend. Based on the nature of the call, [redacted] called TCSO dispatch two times inquiring about a response to [redacted] residence and informed dispatch that juvenile hall would accept [redacted] on a violation of probation.

[redacted] alleges her call for service was not taken seriously. [redacted] alleges she reported this incident in the early stages to avoid injury to herself, her [redacted] and [redacted] [redacted] alleges she reported her [redacted] had a history of violence and was concerned for her safety and the safety of her children. [redacted] alleges a deputy sheriff never responded to her residence or called to follow-up on the incident. [redacted] alleges the deputies on-duty failed to act, which subjected her to physical injury, property damage and placed her children's safety in jeopardy.

[redacted] alleges deputies didn't arrive at her residence until approximately 1820 hours, which was approximately two hours and twenty minutes after the initial call for service. [redacted] was arrested for assault with a deadly weapon, criminal threats, vandalism and violating probation.

This is a confidential investigation. You are ordered not to discuss any aspect of this investigation with any other county employee, volunteer, contractor, or witness to the incident, with the exception of your designated employee representative, or the designated investigator.

You will not access any Sheriff's Office records, reports or databases for materials that relates in any way to this investigation. All previous orders or directives are still in effect. Failure to abide by this confidentiality order may result in disciplinary action up to and including termination.

I have received a copy of this notice.

[redacted]

9/18/19
Date

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Deputy [redacted]

From: Lt. David L. Vasquez

Date: 9/20/19 ~~10/01/2019~~

Subject: Notice of Investigation/ Confidentiality Order

Let this serve as a notice that you are the subject of an Internal Affairs Investigation regarding your conduct as an employee of the Tuolumne County Sheriff's Office. You are under investigation and are subject to disciplinary action up to and including termination. Due to the possibility of disciplinary action you are hereby notified of your right to representation.

The investigation has been assigned to **(Lt. David Vasquez)**, should you have any issues or questions you may contact the investigator at **(209-533-5977).** The date, time and location of your interview will be **(Friday, 10/04/19, 1200 hours, at Tuolumne County Sheriff's Office, Lt. Vasquez's Office, 2nd floor, 28 N. Lower Sunset Drive, Sonora, CA 95370).** The date and time of this interview may be adjusted by your representation based on their availability.

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TCSO Policy 340.2: Standards of Conduct

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TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.8: Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 340.7: Performance

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(5) Inefficiency

(6) Inexcusable neglect of duties

(15) Violation of department rule

(16) Other failure of good behavior either during or outside of duty hours which is of such a nature that it causes discredit to the county

A citizen complaint has been made regarding your alleged involvement in unprofessional behavior and neglect of your duties as a Deputy Sheriff.

The complaint alleges on, Sunday, 8/11/19, at 1554 hours, [redacted] called the Tuolumne County Sheriff's Office non-emergency and emergency line multiple times, regarding a disturbance between her and her delinquent [redacted] reported her [redacted] cut-off her probation ankle monitor and was in an "aggressive state." [redacted] alleges she did not receive a response to her call for service.

At about 1638 hours, [redacted] claims the situation escalated with [redacted] throwing a sweater in [redacted] face, threats of violence, to include breaking items throughout [redacted] house. [redacted] alleges she called the Sheriff's Office a second time and again did not receive a response from a deputy sheriff. [redacted] stated she was in fear for her safety and the safety of her [redacted] who were also in the house.

At about 1740 hours, [redacted] called the Sheriff's Office a third time to report being physically assaulted by [redacted] in front of her [redacted] described [redacted] behavior as, "shattering glass" and "out of control." [redacted] alleges she did not receive a response from a deputy sheriff after her third call to the Sheriff's Office.

At about 1742 hours, [redacted] called the Sheriff's Office a fourth time to report [redacted] was attacking her and, "Breaking everything in the house." [redacted] alleges she was repeatedly attacked by [redacted] in front of her [redacted] stated [redacted] hit her in the face and was "shattering glass above her [redacted] alleges she sustained multiple injuries attempting to defend herself and her [redacted] from [redacted] claims a deputy sheriff never responded to her fourth call for service.

[redacted] alleges she called TCSO Dispatch approximately (6) times as the situation escalated to a physical violence, which ultimately resulted in felony charges against [redacted] for assaulting [redacted] threats to [redacted] including her children and misdemeanor vandalism. [redacted] alleges her call for service was not prioritized and jeopardized the safety of [redacted].

[redacted] claims she was desperate for law enforcement help and called Probation Officer [redacted] approximately (5) times to get help. [redacted] was not on-duty, but on-call for the weekend. Based on the nature of the call, [redacted] called TCSO dispatch two times inquiring about a response to [redacted] residence and informed dispatch that juvenile hall would accept [redacted] on a violation of probation.

[redacted] alleges her call for service was not taken seriously. [redacted] alleges she reported this incident in the early stages to avoid injury to herself, her [redacted] and [redacted] alleges she reported her [redacted] had a history of violence and was concerned for her safety and the safety of her [redacted] [redacted] alleges a deputy sheriff never responded to her residence or called to follow-up on the incident. [redacted] alleges the deputies on-duty failed to act, which subjected her to physical injury, property damage and placed her [redacted] safety in jeopardy.

[redacted] alleges deputies didn't arrive at her residence until approximately 1820 hours, which was approximately two hours and twenty minutes after the initial call for service. [redacted] was arrested for assault with a deadly weapon, criminal threats, vandalism and violating probation.

This is a confidential investigation. You are ordered not to discuss any aspect of this investigation with any other county employee, volunteer, contractor, or witness to the incident, with the exception of your designated employee representative, or the designated investigator.

You will not access any Sheriff's Office records, reports or databases for materials that relates in any way to this investigation. All previous orders or directives are still in effect. Failure to abide by this confidentiality order may result in disciplinary action up to and including termination.

I have received a copy of this notice.

[redacted] 9-28-19

Date

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Dispatcher [redacted]

From: Lt. David L. Vasquez

Date: 09/03/2019

Subject: Notice of Investigation/ Confidentiality Order

Let this serve as a notice that you are the subject of an Internal Affairs Investigation regarding your conduct as an employee of the Tuolumne County Sheriff's Office. You are under investigation and are subject to disciplinary action up to and including termination. Due to the possibility of disciplinary action you are hereby notified of your right to representation.

The investigation has been assigned to **(Lt. David Vasquez)**, should you have any issues or questions you may contact the investigator at **(209-533-5977).** The date, time and location of your interview will be **(Tuesday, 9/10/19, 1000 hours, at Tuolumne County Sheriff's Office, Lt. Vasquez's Office, 2nd floor, 28 N. Lower Sunset Drive, Sonora, CA 95370).** The date and time of this interview may be adjusted by your representation based on their availability.

It has been brought to the attention of the Tuolumne County Sheriff's Office that your actions may be in violation of County Policy and/ or the Tuolumne County Sheriff's Office Policy and Procedures.

Tuolumne County Sheriff's Office Policies:

TCSO Policy 340.2: Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.8: Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 340.7: Performance

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

TCSO Policy 800.4.1: Communications Operations Record of Information

It shall be the responsibility of the dispatchers within the Communications Center to record all relevant information on calls for criminal and non-criminal service or self-initiated activity. Dispatchers shall attempt to elicit as much information as possible to enhance the safety of the deputy and assist in anticipating conditions to be encountered at the scene.

County of Tuolumne Personnel Rules and Regulations:

TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Tuolumne County DSA Memorandum of Understanding:

DSA MOU Article 16, Section C. Cause(s) of Action

(5) Inefficiency

(6) Inexcusable neglect of duties

(12) Discourteous treatment of the public or other employees

A citizen complaint has been made regarding your alleged involvement in unprofessional behavior and neglect of your duties as a dispatcher. The complaint alleges on, Sunday, 8/11/19, at 1554 hours, [redacted] called the Tuolumne County Sheriff's Office non-emergency and emergency line, regarding a disturbance between her and her delinquent [redacted] reported her [redacted] cut-off her probation ankle monitor and threw a sweater in [redacted] face. [redacted] alleges she reported her [redacted] was in an "agitated state," on probation and had a history of being violent against her.

[redacted] alleges she called TCSO Dispatch approximately (6) times as the disturbance escalated to a physical altercation, which ultimately resulted in felony charges against [redacted] property damage, physical injury, and jeopardized the safety of [redacted] young [redacted] in the house. [redacted] also reported her [redacted] was breaking glass "all over the house," as [redacted] was trying to get her [redacted] into a back bedroom for safety.

[redacted] alleges she was desperate for law enforcement help and called Probation Officer [redacted] approximately (5) times, who assisted in Juvenile Hall logistical support. PO [redacted] called TCSO dispatch two times inquiring about a response to [redacted] residence. [redacted] also requested the Sonora Police Department respond, due to the fact TCSO Dispatchers told her no deputies were available to take her call.

[redacted] accused you of being rude and not taking her seriously. [redacted] alleges you didn't carry-out your duties as a dispatcher because a deputy never responded to her residence until approximately 1820 hours. [redacted] alleges she reported this incident in the early stages to avoid injury to herself, or her [redacted]. [redacted] alleges she reported her daughter had a history of felony violence and was concerned for her safety and the safety of her children. [redacted] alleges your lack of performance subjected her to physical injury, property damage and placed her [redacted] safety in jeopardy.

This is a confidential investigation. You are ordered not to discuss any aspect of this investigation with any other county employee, volunteer, contractor, or witness to the incident, with the exception of your designated employee representative, or the designated investigator.

You will not access any Sheriff's Office records, reports or databases for materials that relates in any way to this investigation. All previous orders or directives are still in effect. Failure to abide by this confidentiality order may result in disciplinary action up to and including termination.

I have received a copy of this notice.

[redacted]

9-4-19

Date

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Dispatcher [redacted]

From: Lt. David L. Vasquez

Date: 09/03/2019

Subject: Notice of Investigation/ Confidentiality Order

Let this serve as a notice that you are the subject of an Internal Affairs Investigation regarding your conduct as an employee of the Tuolumne County Sheriff's Office. You are under investigation and are subject to disciplinary action up to and including termination. Due to the possibility of disciplinary action you are hereby notified of your right to representation.

The investigation has been assigned to **(Lt. David Vasquez)**, should you have any issues or questions you may contact the investigator at **(209-533-5977).** The date, time and location of your interview will be **(Tuesday, 9/10/19, 1200 hours, at Tuolumne County Sheriff's Office, Lt. Vasquez's Office, 2nd floor, 28 N. Lower Sunset Drive, Sonora, CA 95370).** The date and time of this interview may be adjusted by your representation based on their availability.

It has been brought to the attention of the Tuolumne County Sheriff's Office that your actions may be in violation of County Policy and/ or the Tuolumne County Sheriff's Office Policy and Procedures.

Tuolumne County Sheriff's Office Policies:

TCSO Policy 340.2: Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.8: Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 340.7: Performance

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

TCSO Policy 800.4.1: Communications Operations Record of Information

It shall be the responsibility of the dispatchers within the Communications Center to record all relevant information on calls for criminal and non-criminal service or self-initiated activity. Dispatchers shall attempt to elicit as much information as possible to enhance the safety of the deputy and assist in anticipating conditions to be encountered at the scene.

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[redacted] alleges she called TCSO Dispatch approximately (6) times as the disturbance escalated to a physical altercation, which ultimately resulted in felony charges against [redacted] property damage, physical injury, and jeopardized the safety of [redacted] in the house. [redacted] also reported her [redacted] was breaking glass "all over the house," as [redacted] was trying to get her [redacted] into a back bedroom for safety.

[redacted] alleges she was desperate for law enforcement help and called Probation Officer [redacted] approximately (5) times, who assisted in Juvenile Hall logistical support. PO [redacted] called TCSO dispatch two times inquiring about a response to [redacted] residence. [redacted] also requested the Sonora Police Department respond, due to the fact TCSO Dispatchers told her no deputies were available to take her call.

[redacted] accused you of being rude and not taking her seriously. [redacted] alleges you didn't carry-out your duties as a dispatcher because a deputy never responded to her residence until approximately 1820 hours. [redacted] alleges she reported this incident in the early stages to avoid injury to herself, or her [redacted]. [redacted] alleges she reported her [redacted] had a history of felony violence and was concerned for her safety and the safety of her [redacted] [redacted] alleges your lack of performance subjected her to physical injury, property damage and placed her [redacted] safety in jeopardy.

This is a confidential investigation. You are ordered not to discuss any aspect of this investigation with any other county employee, volunteer, contractor, or witness to the incident, with the exception of your designated employee representative, or the designated investigator.

You will not access any Sheriff's Office records, reports or databases for materials that relates in any way to this investigation. All previous orders or directives are still in effect. Failure to abide by this confidentiality order may result in disciplinary action up to and including termination.

I have received a copy of this notice.

[redacted]

9-3-19

Date

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

Due to the nature of this administrative investigation, **Government Code § 3303 (h)** requires me to advise you of your constitutional rights. Therefore, it is important that you understand that criminally:

- You have the right to remain silent.
- Anything you say may be used against you in court.
- You have the right to an attorney before and during questioning.

***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO ___

With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

Lybarger Admonishment

- While you have the right to remain silent with regard to any criminal investigation, you do not have the right to refuse to answer my questions administratively.
- This is an administrative investigation. I am, therefore, now ordering you to answer all of my questions fully and honestly.
- If you refuse to answer my questions, your silence can be deemed insubordination and result in administrative discipline, up to and including termination.
- Any statement you make under compulsion of the threat of such discipline is for administrative purposes only and cannot be used against you criminally.

I understand my rights as described in the ***Lybarger* Admonishment** and (WILL) / **WILL NOT** discuss this matter with you administratively.

Weingarten Admonishment

You have the right to have a representative present with you at this meeting. You have the right to meet with your representative prior to being questioned and you can request a recess at any time during this interview to speak privately with your representative. Your representative can ask clarifying questions but cannot interfere with the investigation in any manner. Your representative cannot instruct you not to answer any of my/our questions. Any refusal to answer any of my/our questions under the direction of your representative will be deemed to be insubordination to which you can be disciplined up to and including termination.

I understand my rights as described in this **Admonishment**. YES [redacted] NO ___

Is there any reason this interview cannot continue at this time? YES _____ NO [redacted]

☑ [redacted] I wai[redacted]

Signature [redacted] **Date** 9/4/19

Witness [redacted] 9/4/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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Bill J. Pooley
Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

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- You have the right to an attorney before and during questioning.

***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO 1

With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

Lybarger Admonishment

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

☒ [redacted] I waiv[redacted]

Signature [redacted] **Date** 9.4.2019

Witness [redacted] 9/4/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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ADMINISTRATIVE ADMONISHMENTS
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***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO ___

With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

Lybarger Admonishment

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

[redacted] ___ I waive m[redacted]

Signature _____ **Date** 9/4/19

Witness _____ 9/4/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

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ADMINISTRATIVE ADMONISHMENTS
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***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO ___

With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

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I understand my r[redacted]**onishment.** YES [redacted] NO [redacted]

Is there any reaso[redacted]e at this time? YES [redacted] NO [redacted]

☑ [redacted] I v[redacted]ve.

Signature [redacted] **Date** 9/5/19

Witness [redacted] 9/5/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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ADMINISTRATIVE ADMONISHMENTS
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***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO ___

With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

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I understand my rights as described in this **Admonishment**. YE[redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YE[redacted] NO [redacted]

☐ [redacted] I waive my [redacted]

Signature [redacted] **Date** 9/10/19

Witness [redacted] 9/10/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

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ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

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***Miranda* Waiver**

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With these rights in mind, would you like to speak to me now? YES ___ NO [redacted]

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I understand my rights as described in this **Admonishment.** YES [redacted] NO ___

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

[redacted] I waive my [redacted]

Signature _____ **Date** 9/2/19

Witness _____ 9/2/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

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With these rights in mind, would you like to speak to me now? YES [redacted] NO [redacted]

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

☐ I w[redacted]

Signature [redacted] **Date** 9-12-19

Witness [redacted] 9/12/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

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Miranda Waiver

Do you understand each of these rights that I have explained to you? YES [redacted] NO [redacted]

With these rights in mind, would you like to speak to me now? YES [redacted] NO [redacted]

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

☐ _____ I wai[redacted]

Signature [redacted] **Date** 9-12-19

Witness 9-12-19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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ADMINISTRATIVE ADMONISHMENTS
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With these rights in mind, would you like to speak to me now? YES [redacted] NO [redacted]

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

[redacted] Lwa[redacted]

Signature _____ **Date** 10/2/19

Witness _____ 10/2/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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ADMINISTRATIVE ADMONISHMENTS
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I understand my rights as described in the ***Lybarger*** **Admonishment** and **WILL / WILL NOT** discuss this matter with you administratively.

Weingarten Admonishment

You have the right to have a representative present with you at this meeting. You have the right to meet with your representative prior to being questioned and you can request a recess at any time during this interview to speak privately with your representative. Your representative can ask clarifying questions but cannot interfere with the investigation in any manner. Your representative cannot instruct you not to answer any of my/our questions. Any refusal to answer any of my/our questions under the direction of your representative will be deemed to be insubordination to which you can be disciplined up to and including termination.

I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

☑ [redacted] I waive my right to a representative

Signature [redacted] **Date** 9/13/19

Witness [redacted] 9/13/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Deputy** [redacted]

From: **Lt. David L. Vasquez**

Subject: **Confidentiality Order**

Date: **09/13/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9/13/19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

Due to the nature of this administrative investigation, **Government Code § 3303 (h)** requires me to advise you of your constitutional rights. Therefore, it is important that you understand that criminally:

- You have the right to remain silent.
- Anything you say may be used against you in court.
- You have the right to an attorney before and during questioning.

***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES X NO ___

With these rights in mind, would you like to speak to me now? YES ___ NO X

Lybarger Admonishment

- While you have the right to remain silent with regard to any criminal investigation, you do not have the right to refuse to answer my questions administratively.
- This is an administrative investigation. I am, therefore, now ordering you to answer all of my questions fully and honestly.
- If you refuse to answer my questions, your silence can be deemed insubordination and result in administrative discipline, up to and including termination.
- Any statement you make under compulsion of the threat of such discipline is for administrative purposes only and cannot be used against you criminally.

I understand my rights as described in the ***Lybarger* Admonishment** and **WILL / WILL NOT** discuss this matter with you administratively.

Weingarten Admonishment

You have the right to have a representative present with you at this meeting. You have the right to meet with your representative prior to being questioned and you can request a recess at any time during this interview to speak privately with your representative. Your representative can ask clarifying questions but cannot interfere with the investigation in any manner. Your representative cannot instruct you not to answer any of my/our questions. Any refusal to answer any of my/our questions under the direction of your representative will be deemed to be insubordination to which you can be disciplined up to and including termination.

I understand my rights as described in this **Admonishment**. YES X NO ___

Is there any reason this interview cannot continue at this time? YES ___ NO X

[redacted] Iv[redacted]

Signature 10/11/19

Witness #1585 10/11/19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

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Sheriff-Coroner

ADMINISTRATIVE ADMONISHMENTS
Constitutional rights

Due to the nature of this administrative investigation, **Government Code § 3303 (h)** requires me to advise you of your constitutional rights. Therefore, it is important that you understand that criminally:

- You have the right to remain silent.
- Anything you say may be used against you in court.
- You have the right to an attorney before and during questioning.

***Miranda* Waiver**

Do you understand each of these rights that I have explained to you? YES [redacted] NO [redacted]

With these rights in mind, would you like to speak to me now? YES [redacted] NO [redacted]

Lybarger Admonishment

- While you have the right to remain silent with regard to any criminal investigation, you do not have the right to refuse to answer my questions administratively.
- This is an administrative investigation. I am, therefore, now ordering you to answer all of my questions fully and honestly.
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Weingarten Admonishment

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I understand my rights as described in this **Admonishment**. YES [redacted] NO [redacted]

Is there any reason this interview cannot continue at this time? YES [redacted] NO [redacted]

[redacted] ~~I waive my right to a representative.~~

Signature [redacted] **Date** 10-2-19

Witness [redacted] 10-2-19

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Deputy** [redacted]

From: **Lt. David L. Vasquez**

Subject: **Confidentiality Order**

Date: **09/03/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9/4/19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Deputy** [redacted]

From: **Lt. David L. Vasquez**

Subject: **Confidentiality Order**

Date: **09/03/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

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Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9.4.19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Dispatcher** [redacted]

From: **Lt. David L. Vasquez**

Subject: **Confidentiality Order**

Date: **09/03/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9/4/19

Sign **Date**

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Sgt.** [redacted]

From: **Lt. David L. Vasquez**

Subject: Confidentiality Order

Date: **09/03/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted]

9/5/19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Deputy** [redacted]

From: **Lt. David L. Vasquez**

Subject: **Confidentiality Order**

Date: **09/07/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9/7/19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Probation Officer** [redacted]

From: **Lt. David L. Vasquez**

Subject: Confidentiality Order

Date: **09/10/19**

You have been identified as a possible WITNESS to an issue that is currently being investigated by the department. YOU ARE NOT THE SUBJECT OF THIS INVESTIGATION. This administrative investigation is confidential.

I am ordering you at this time not to discuss this investigation directly or indirectly with any other County employee, volunteer or contractor to protect the confidentiality and personal rights of the individual(s) being investigated. Failure to adhere to this order is considered insubordination and can lead to disciplinary action up to and including termination.

Should you have any issues or questions regarding this matter at any time, you are ordered to bring these matters directly to me for review. You are to answer all of my questions fully and honestly at the time of your interview.

I have received a copy of this notice.

[redacted] 9/10/19
Date

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **Sheriff Bill J. Pooley**

From: **Lt. David L. Vasquez**

Date: **01/07/20**

Subject: Internal Affairs Investigation 19-002

Sir,

I completed the investigation regarding allegations of misconduct made by [redacted] allegations are directed toward the potential misconduct of Dispatchers [redacted] and Deputies Sgt. Victor Serrano, Cpl. [redacted] and [redacted]

SUMMARY OF COMPLAINT:

On 8/15/19 [redacted] filed a formal complaint through the Sheriff's Office Records Division. [redacted] alleges on 8/11/19 she was the victim of battery by her [redacted] called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed her [redacted] in danger. [redacted] alleges she waited more than two hours for a deputy to respond, while [redacted] "shattered glass," throughout the house and physically attacked [redacted] alleges her call for service was not prioritized appropriately and she was the subject of rude behavior from the on-duty dispatchers. [redacted] said she called the Sheriff's Office early before the situation escalated, due to [redacted] "aggressive state." [redacted] claims she sustained; kicks, punches, bites, bruises, a concussion and had a knife held to her throat. [redacted] alleged she, "Needed help and nobody was ever sent."

BACKGROUND:

On 8/21/19 at approximately 0900 hours I received a personnel complaint form in my office mail folder. Attached to the complaint form was a compact disc (CD) with downloaded phone calls from the dispatch center. Lt. [redacted] attached a post-it to the disc. The attached note described an interaction between Sgt. Victor Serrano and

"Dispatch." Lt. [redacted] highlighted a recorded call where Serrano told dispatch [redacted] incident was going to hold for night shift. Lt. [redacted] wrote she didn't find any other verbal recordings between Serrano and dispatch; however, she was able to identify the incident log with multiple updates from dispatch. Lt. [redacted] forwarded the complaint to me for review of alleged policy violations.

I reviewed the complaint form and listened to the CD provided by Lt. [redacted] The CD contained approximately 8-10 recordings. I listened to all of the attached recordings, which appeared to be escalating in severity based on the tone and subject matter of the conversation. I reviewed the incident and identified the initial call for service was created at 1556 hours; however, a deputy sheriff did not arrive at [redacted] residence until approximately 1820 hours. Between 1556 hours and 1820 hours, there was multiple incident updates illustrating how the incident escalated.

On 8/26/19 I contacted [redacted] who confirmed the information she wrote on the department issued complaint form. [redacted] said she is very upset at the lack of response by the sheriff's deputies, which resulted in her injuries, jeopardized the safety of her family. [redacted] said if the sheriff's office took her call seriously, the incident would not have escalated. [redacted] said she called the sheriff's office and probation a total of 13 times. Based on the preliminary information regarding [redacted] complaint, I opened internal affairs investigation 19-002.

The alleged policy violations are as follows:

Tuolumne County Sheriff's Office Policies:

TCSO Policy 200.3.2 Orders

Members shall respond to and make a good faith and reasonable effort to comply with the lawful order of superior officers and other proper authority.

TCSO Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

TCSO Policy 340.2 Standards of Conduct

The continued employment or appointment of every member of the Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on- or off-duty, may be cause for disciplinary action.

TCSO Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

TCSO Policy 340.3.7 Performance

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

(c) Failure to participate in, or giving false or misleading statements, or misrepresenting or omitting material information to a supervisor or other person in a position of authority, in connection with any investigation or in the reporting of any office related business.

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

TCSO Policy 340.3.8 Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the county.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

TCSO Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

TCSO Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws, identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situations or conditions.

(e) Responding to reports of criminal and non-criminal acts.

TCSO Policy 444.1: Watch Commanders

Each patrol shift must be directed by supervisors who are capable of making decisions and communicating in a manner consistent with departmental policies, procedures, practices, functions and objectives. To accomplish this goal, a Sergeant heads each watch.

TCSO Policy 800.4.1: Communications Operations Record of Information

It shall be the responsibility of the dispatchers within the Communications Center to record all relevant information on calls for criminal and non-criminal service or self-initiated activity. Dispatchers shall attempt to elicit as much information as possible to enhance the safety of the deputy and assist in anticipating conditions to be encountered at the scene.

County of Tuolumne Personnel Rules and Regulations:

TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(4) Willful or negligent disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order.

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Tuolumne County DSA Memorandum of Understanding:

DSA MOU Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order;

(4) Incompetence.

(5) Inefficiency.

(6) Inexcusable neglect of duties

(8) Dishonesty, Untruthfulness or Lying

(12) Discourteous treatment of the public or other employees.

(15) Violation of department rule.

(16) Other failure of good behavior either during or outside of duty hours which is of such a nature that it causes discredit to the county.

INVESTIGATION

Associated Case # 19002739/Incident # 1908110085

On 8/21/19 at approximately 0900 hours I received a personnel complaint form in my office mail folder. Attached to the complaint from was a compact disc and a note from Lt. [redacted] The complaint form was hand written and signed by [redacted] dated her complaint form, 8/15/11; however, the Sheriff's Office Records received stamp is dated (AUG 15 2019). [redacted] summarized her complaint as,

"I called for a domestic violence situation @ 3:53 pm on Aug 11th. I called a total of 5 times. Probation also called numerous times. I did not receive help until 6:25 pm. In that time the situation escalated, and I was injured. I called cuz my [redacted] cut her ankle monitor off and was showing signs of aggression that was:

- ***3:53 - ankle monitor cut off***
- ***4:36 – throwing things/threats***
- ***5:38 – she assaulted me***
- ***5:40 – (911) continued to be assaulted***
- ***6:01 (911) continued assault***

I begged dispatch for help, I had [redacted] @ home who were in danger. I was told that she is my child and I need to control her and defend myself. I have bites, bruises a concussion and had a knife @ my throat, was punched, kicked. I needed help and they never sent anyone."

The note from Lt. [redacted] was addressed to me and stated she listened to the recorded calls associated with [redacted] complaint. Lt. [redacted] highlighted in her note that, ***"Dispatch did not make the call not to send anyone. Sgt. Serrano told dispatch at 17:34 that he was holding the call for night shift to handle. I will say dispatch did not verbalize to Vic the calls, but they put all the info in the incident."***

At approximately 0915 hours, I spoke with Lt. [redacted] about [redacted] complaint form and the note she left for me. Lt. [redacted] told me she listened to the recorded calls on the dispatch Verint system. Verint is the recording software used to record phone calls and radio traffic that filters through the communications center. Lt. [redacted] told me she did not conduct any fact finding associated with the incident except for the (8) recordings she found on the Verint system. Lt. [redacted] turned the complaint over to me for internal affairs review.

I identified the staff that was on duty on 8/11/19, during [redacted] call for service. The dispatchers on duty were [redacted] and [redacted] The deputy sheriffs on duty were, Sgt. Victor Serrano, Cpl. [redacted] Deputy [redacted] and Deputy [redacted] Deputy [redacted] and Deputy [redacted] are assigned to this shift but were not on duty. [redacted] was on scheduled time-off verified by Aladtec scheduling software as (vacation time). [redacted] was off; however, his absence was not documented in Aladtec. I verified [redacted] absence through the RiMS database.

Analysis of Incident # 1908110085

I printed and reviewed incident #1908110085. I printed the incident as a screen shot for the purposes viewing the incident as it would appear in the RiMS database. (See attached screen shot of incident). I confirmed [redacted] initial call to the sheriff's office was documented in RiMS at 1556 hours by [redacted] Between 1556 hours and 1801 hours there were six updates added to the incident, containing additional information that appeared to be escalating in severity. Three of the incident updates were highlighted in red indicating priority information. The six incident updates correspond with the calls recorded by the Verint system.

At 1801 hours, one minute after the graveyard shift started, [redacted] assigned two graveyard units, (N3) Deputy [redacted] and (N4) Deputy [redacted] to respond to [redacted] call for service, via RiMS and over the radio. [redacted] arrives at [redacted] residence at 1819 hours and places [redacted] in custody at 1823 hours. The total elapsed time for [redacted] to respond to [redacted] residence and place [redacted] in custody was 22 minutes.

The total time elapsed from [redacted] initial call until [redacted] arrived, is approximately 2 hours and 23 minutes. The incident illustrates [redacted] first contact with deputies as 2016 hours. This incident contains one closing code, indicating an arrest was made: "AR." Based on the RiMS database this was the only incident reported by [redacted] on 8/11/19. The RiMS database shows one dispatched status (DISP) and one closing code for the duration of the incident.

Analysis Case # 19002739

I printed and reviewed [redacted] and [redacted] written reports associated with [redacted] complaint, Case #19002739. [redacted] and [redacted] identifying information was consistent with the incident and listed [redacted] as the victim and [redacted] as the suspect. The following charges were listed in the offense/description portion of the report:

- 245(A)(1) PC Assault with a deadly weapon, Not Firearm: GBI likely (Felony)
- 422 PC Threaten Crime with the intent to terrorize (Felony)
- 594(A)(2) PC Vandalism: Damage property (Misdemeanor)
- 1203.2(A) PC Violation of Probation (Misdemeanor)

[redacted] is identified as the arresting deputy and completed the initial narrative. [redacted] completed a supplemental report. Both reports were approved by Sgt. [redacted] summarizes the report in the "Summary" portion as:

"[redacted] assaulted her mother, [redacted] after cutting off her ankle monitor. During the incident, [redacted] held a serrated bread knife to [redacted] throat and hit her with a metal baking sheet. The assault occurred in the presence of [redacted] other [redacted] who are all [redacted] also told [redacted] she would kill [redacted] and [redacted]. [redacted] was arrested and booked on multiple charges."

[redacted]s narrative portion of his report illustrates the gap in time from when [redacted] initially called the sheriff's office until his arrival. The narrative reflects all the times and summarizes the comments listed in the incident.

The following is a summary of [redacted]s report and statement from [redacted]

[redacted] and [redacted] started arguing over laundry chores. [redacted] refused to fold laundry and cut off her ankle monitor in the kitchen. [redacted] taunted [redacted] that she would have to pay for the ankle monitor. Probation called [redacted] based on the tamper alert from the ankle monitor. [redacted] became angry when she learned [redacted] was talking to probation and started punching holes in the walls.

[redacted] contacted [redacted] designated "safe space" counselor, [redacted] to de-escalate the situation. [redacted] arrived at the residence; however, when [redacted] attempted to let [redacted] in the residence [redacted] shoved [redacted] out of the doorway and locked the door. [redacted] eventually came into the house and sat down with [redacted] and [redacted] with negative results. [redacted] left the residence and the situation continued to escalate. [redacted] attempted to strike [redacted] with a ceramic plate, but [redacted] was able to wrestle the plate away from [redacted] punched [redacted] in the face with a closed fist and [redacted] retaliated by slapping [redacted] retrieved an 8" serrated bread knife from the kitchen sink. [redacted] held the knife to [redacted] throat and stated, "I'll slit your throat," while swiping the knife across [redacted] neck. [redacted] wrestled the knife away from [redacted] and noticed her [redacted] entered the kitchen. [redacted] picked [redacted] up fearing he would cut his feet on broken glass. When [redacted] turned her back [redacted] struck [redacted] with a hard object on the back of the head. The strike was painful and stunned [redacted]

[redacted] locked herself and [redacted] in a back bedroom. [redacted] followed [redacted] and began kicking and punching the door. [redacted] called PO [redacted] while locked in the room. [redacted] attempted to leave the residence, but [redacted] followed while screaming and yelling. [redacted] threatened to kill [redacted] and [redacted] while [redacted] was attempting to leave the residence. [redacted] went back inside the house and locked [redacted] out; however, she removed and air conditioner and gained access back into the house. [redacted] punched

[redacted] in the face approximately four times. [redacted] attempted to restrain [redacted] on the couch after locking [redacted] in the back room. [redacted] sustained multiple bites from [redacted] while restraining [redacted]

[redacted] arrived and took custody of [redacted] [redacted] asked what took so long for deputies to arrive. [redacted] explained that his shift began at 1800 hours and he took her call as soon as he logged on. [redacted] stated she called TCSO and Probation several times and wanted to speak to a supervisor. [redacted] called for Sgt. [redacted] to respond to the scene at [redacted] request.

Deputy [redacted] arrived on scene and contacted [redacted] The following is a summary of [redacted] supplemental report and statement from [redacted]

On 8/11/19 [redacted] was dispatched to assist [redacted] with a juvenile who was assaulting her mother and breaking items in the house. [redacted] advised [redacted] of her Miranda Rights, which she stated she understood. [redacted] was detained in the backseat of [redacted]s patrol vehicle. [redacted] stated she had been in a bad mood all day and was arguing with [redacted] about chores. [redacted] said she cut off her ankle monitor because she was angry. [redacted] and [redacted] continued to argue which escalated to [redacted] saying, "If you touch me I'll hurt [redacted]. [redacted] described [redacted] as posturing in an aggressive manner, which resulted in [redacted] pushing [redacted]

At some point, [redacted] slapped [redacted] and [redacted] responded by hitting [redacted] on the back with a baking tray. [redacted] retrieved a knife and said, "I'm going to kill you." [redacted] placed the knife to [redacted] neck. [redacted] described the knife as serrated with a black handle. [redacted] eventually gained control of the knife from [redacted] After [redacted] went into a bedroom with the children, [redacted] started breaking multiple plates and dumping mop water throughout the house. [redacted] estimated breaking five plates. When [redacted] stated she was leaving the house with the children, [redacted] followed [redacted] out the door because she didn't want to be left alone. [redacted] went back inside the house and [redacted] re-entered the house through a window after removing an air conditioner.

[redacted] attempted to restrain [redacted] on the couch, which resulted in [redacted] punching [redacted] in the face with a closed fist. [redacted] continued to restrain [redacted] to the couch and started crying while holding her down. [redacted] bit [redacted] arm and [redacted] released her grip on [redacted] [redacted] took the[redacted] and locked themselves in the back room. [redacted] knew the cops were coming so she waited on the couch. [redacted] was transported to juvenile hall without further incident.

Analysis of Watch Report:

On 8/11/19 at approximately 1725 hours, Serrano accessed and authored a watch report document regarding the day's events. Total editing time was listed in the document information as, 25 minutes, (1725-1750). Serrano highlights [redacted] incident as the last incident of the day, and describes the incident as:

"***1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men.***"

I reviewed the recorded calls provided by Lt. [redacted] The following is a summary of recorded conversations associated with [redacted] complaint.

Analysis of recorded calls:

1st Recording: 1554 hrs. ([redacted] and [redacted]

The 1st call recorded is timestamped as 1554 hours on the Verint call log but documented in the incident log as 1556 hours by dispatcher [redacted] Dispatcher [redacted] speaks to [redacted] and verifies the address and name of the suspect, as [redacted] [redacted] tells [redacted] that [redacted] cut off her ankle monitor because [redacted] is mad at her. [redacted] said [redacted] said, ***"I can't deal with you and I'm not dealing with your shit."***

[redacted] tells [redacted] "Can you tell them not to storm in my house because I do have [redacted] [redacted] responds to [redacted] by saying, ***"They will probably call you to start with anyways ma'am."*** [redacted] said, ***"Alright, well I don't know, I've never been in trouble before and she just literally cut it off. She is in her room crying because she knows there is consequence."*** [redacted] asked [redacted] ***"What is the protocol for this, like what do they do?"*** [redacted] explained she could have a deputy call her or respond to the residence.

[redacted] responded, ***"Yeah, she is extremely in an aggressive state right now. So, it would be nice if I could get someone out here as soon as possible. She assaulted me and that's why she is on probation, because she attacked me. She's in an aggressive state right now."*** [redacted] asked if [redacted] assaulted [redacted] during the incident. [redacted] said, ***"No, but she has threatened."*** [redacted] acknowledge [redacted] and said, ***"We'll have someone up there as soon as we can."*** [redacted] ended the conversation by saying, ***"Ok, I have [redacted] so if you could tell them to be cautious of that because my [redacted] might freak-out."*** [redacted] acknowledged and disconnected the line.

2nd Recording: 1615 hrs. (Probation [redacted] and [redacted]

The 2nd call recorded is timestamped as 1613 hours on the Verint call log but documented in the incident log as 1615 hours by Dispatcher [redacted] Dispatcher [redacted] speaks to Probation Officer [redacted] ([redacted] [redacted] explains she is the on-call probation officer and received a call from [redacted] [redacted] confirmed [redacted] cut her ankle monitor off. [redacted] informed [redacted] that [redacted] from juvenile hall authorized [redacted] to be housed at juvenile for a violation of probation (VOP). [redacted] stated she told [redacted] if [redacted] leaves the house to report her as a runaway and if deputies contact [redacted] they can take [redacted] to juvenile hall and she will be accepted for the VOP.

[redacted] told [redacted] [redacted] was still at [redacted] residence screaming and yelling at [redacted] and that [redacted] original charges which led her probation were against [redacted] [redacted] closed the conversation by saying, ***"I just wanted to let you guys know that if someone comes in contact with her they could, at this point, take her on a VOP."***

3rd Recording: 1638 hrs. ([redacted] and [redacted]

The 3rd call recorded is timestamped as 1637 hours on the Verint call log but documented in the incident log as 1638 hours by Dispatcher [redacted]. Dispatcher [redacted] speaks to [redacted] who states, "***I called about a sheriff earlier for my daughter, [redacted] Do you know what their estimated time is?***" [redacted] tells [redacted] she doesn't have an estimated time the deputies will arrive. [redacted] further states, ***"They are all on emergency calls, but I will send one as soon as I have one freed up."*** [redacted] responds by explaining that [redacted] is breaking things in the house and threw a sweater in [redacted] face.

[redacted] told [redacted] "***I think the situation has very much escalating and I think somebody needs to come out here because she has already told me she hopes I kill myself.***" [redacted] described [redacted] as punching the doors in the house, breaking her ankle monitor and breaking floor tiles. [redacted] said [redacted] was making verbal threats to hit [redacted] [redacted] told [redacted] that she warned [redacted] that she would defend herself against an attack. [redacted] described the situation as, "***craziness***" and said, ***"It would be really nice to get someone out here to help me."*** [redacted] told [redacted] ***"Most of the deputies are on emergency calls, one call includes a bomb. As soon as I get one free I will send them. We only have three deputies for the whole county."***

[redacted] asks, ***"In the mean time when she attacks me, what am I supposed to do?"*** [redacted] repeated the staffing levels and told [redacted] she would send a deputy as soon as one gets freed. [redacted] told [redacted] ***"As you said before, you are able to defend yourself."*** [redacted] asked [redacted] if she should call the Sonora Police Department for help. [redacted] told [redacted] ***"They won't come out because it is not their jurisdiction."*** [redacted] said she understood the deputies were tied up but stated, ***"She is escalating, and I need***

help with something." [redacted] said she understood and told [redacted] she would have someone respond as soon as they were freed.

4th Recording: 1734 hrs. (Serrano and [redacted]

The 4th call recorded is timestamped as 1734 hours on the Verint call log and is not documented in the incident log. [redacted] speaks to Serrano about the disposition of pending incidences. Serrano calls dispatch and says, ***"Hey its Vic. I was just calling to tell you guys I'm going to leave that 415, not, ya know the juvenile thing on [redacted] for the graveyard guys. I put it in the watch report, that I left for them, because she didn't want us up there earlier, now she does, and the guys are all on calls so… it is what it is, I put it in there and told them to deal with it."***

[redacted] acknowledges Serrano's statement and decision to hold the call for graveyard by saying, "***ok.***" Serrano talks about another pending call regarding a disturbance in Pinecrest. Serrano suggests attempting to contact the Rp is unlikely without, "***calling her a million times***." [redacted] concurs and informs Serrano, "***We can keep trying her, but were guessing the boyfriend came back with the keys and they are gone. That's what we're guessing, but we will keep trying to see if she'll answer.***" Serrano acknowledges [redacted] by saying, "***Ok, that'll work. If you can't get ahold of her, you can't get ahold of her. You can close it out under my ID number if you give her a*** [solid?] ***try, I trust you***." Serrano and [redacted] briefly discussed a noise complaint prior to ending the conversation.

(See Incident # 1908110092 regarding the Pinecrest incident discussed in this conversation.)

5th Recording: 1740 hrs. ([redacted] and [redacted]

The 5th call recorded is timestamped as 1739 hours on the Verint call log but documented in the incident log as 1740 hours by Dispatcher [redacted] A female voice can be heard screaming in the background while [redacted] is talking to [redacted] [redacted] appears to be upset, based on her tone of voice; [redacted] says, "***I called earlier and needed a [inaudible] here, my daughter assaulted me, she pushed me and shattered glass throughout my house. I slapped her because she had a knife in her hand. My name is [redacted] I asked you guys a million times to come here. She's breaking my stuff and I have [redacted] in my house.***"

[redacted] tells [redacted] about the staffing levels and references an earlier conversation with [redacted] by stating, "***Ok Ma'am we told you we only have three deputies for the whole county.***" [redacted] in a yelling tone says, "***I know this but I'm telling you I need someone here. She fuckin shattering glass in my house, I have [redacted] in my house, she's pushing me and hitting me. She punched me straight in my face.***" [redacted]

acknowledges [redacted] by saying, "***Ok, alright. I will let the Sergeant know ok.***" I need somebody here. I need somebody here immediately she is attacking me, and I have [redacted] in my house right now. [redacted] responds by saying, "***Ok, but they are all your [redacted], ok, so…***" [redacted] interrupts [redacted] and says, "***No shit, but I have [redacted] in my house while she's attacking me, I'm by myself.***" [redacted] confirms [redacted] is the mother and asks if she can defend herself. [redacted] states she has been defending herself and [redacted] continues to "come after her, shattering glass throughout the house everywhere around my [redacted]. [redacted] tells [redacted] "***You have to try and control your [redacted] the best you can until we get there.***" [redacted] yells, "***I'm trying, but I need your help. I'll call 911 will that make it go faster.***" [redacted] responds, "***Ma'am, this is 911.***"

<u>6th Recording</u>: 1742 hrs. ([redacted] and [redacted]

The 5th call recorded is timestamped as 1741 hours on the Verint call log but documented in the incident log as 1742 hours by Dispatcher [redacted] confirms [redacted] address and phone number via the 911 line. The phone connection is poor quality, due to [redacted] talking on a cell phone. [redacted] attempts to get a better number due to the poor cellular signal. [redacted] responds in a yelling tone, "***No, I do not, I have a cell phone and that's all I have, she's attacking me and shattering glass throughout my house. I've called, I've been waiting for you guys for like two hours now. She is getting worse and worse.***" A female voice can be heard screaming in the background while [redacted] is talking to [redacted] [redacted] asks [redacted] if she has been assaulted and [redacted] confirms that [redacted] has assaulted her.

At this point glass can be heard shattering in the background and [redacted] and [redacted] are screaming back and forth to each other. [redacted] says, "***I defended myself after she hit me… she's breaking everything [glass breaking] I need somebody here now!***" [redacted] can be heard yelling, "***let's go, let's go. I need somebody here immediately***" [redacted] acknowledges [redacted] multiple times by saying, "***Ok, ma'am, we will get someone there as soon as we can.***" [redacted] said, "***Ok, but you people don't understand. She was [redacted], all kinds of stuff… let's go, c'mon, let's go!***" [redacted] asks, "***who are you saying let's go to?***"

[redacted] said, "***I'm talking to my [redacted] because she's throwing stuff and shattering glass above [redacted].***" [redacted] said she was trying to get out of the house and asked, "***where do you want me to go?***" [redacted] responds, "***Outside I guess, but you need to tell us where you are going.***" [redacted] says, "***I don't know where I'm supposed to go, she's breaking stuff in the house, she's trying to hurt us, she already said. And you know what, while I'm sitting here waiting for you guys, she fricken attacked me, and my [redacted] were right there.***" [redacted] tells [redacted] to leave the house with the [redacted] and assures [redacted] "***We'll be on our way.***"

7th Recording: 1751 hrs. (Probation [redacted] and [redacted]

The 7th call recorded is timestamped as 1749 hours on the Verint call log but documented in the incident log as 1751 hours by Dispatcher [redacted] Dispatcher [redacted] speaks to Probation Officer [redacted] ([redacted] [redacted] identifies herself to [redacted] and says, "***So [redacted] [redacted] mom called me and she's losing it. She said she's been calling you guys and I'm just checking her story. Has she been calling you guys?***" [redacted] confirmed [redacted] had been calling dispatch. [redacted] said, "***I told her if she told you guys that [redacted] put hands on her, they'll get there when they can get there.***" [redacted] confirmed that [redacted] could leave the residence. [redacted] confirmed [redacted] was never told to stay in the house and that [redacted] was told if she leaves the house to let dispatch know where she was going.

[redacted] told [redacted] she would call [redacted] back and encourage her to leave the house, due to the nature of the disturbance and [redacted] breaking plates. [redacted] said, "***Can I tell her… she said you only have three people, is that true?***" [redacted] said, "***Yeah, we're going through shift change in about 10 minutes and we will have some new people. We have one deputy on a bomb and a 459 in progress.***" [redacted] told [redacted] that she told [redacted] "***Your name is on the screen, they will get there.***"

8th Recording: 1758 hrs. ([redacted] and [redacted]

The 8th call recorded is timestamped as 1758 hours on the Verint call log but is not documented in the incident log by Dispatcher [redacted] Dispatcher [redacted] speaks to Deputy [redacted] who has just logged on for the graveyard shift. [redacted] identifies himself to [redacted] and asks, "***Hey, do you know if there is any reason why this [redacted] call wasn't handled?***" [redacted] replies, "***Vic said he was holding it for night shift and I don't know why.***" In a sarcastic tone, [redacted] responds by saying, "***Cool…ok thanks, bye.***"

9th Recording: 1801 hours (N3 and N4 Dispatched)

Recording of radio traffic. [redacted] contacts [redacted] via radio to respond to [redacted] residence to assist [redacted] as back-up. [redacted] informs [redacted] that he is already trying to establish contact with [redacted] updated the incident, and relays he is en-route to [redacted] house from Sonora. [redacted] documents the radio traffic on the incident log as DISP for N3 and N4 at 1801 hours.

10th Recording: 1802 hours [redacted] and [redacted] and [redacted]

The 10th call recorded is timestamped as 1802 hours on the Verint call log but is not documented in the incident log. [redacted] answers the 911 line and a [redacted] voice responds, "***Um, can you please help me. My mom is getting attacked.***" [redacted] asks

where the attack is occurring. The [redacted] responds, "***I don't know my address***," and yells, "***Mommy what's our address?***" [redacted] can be heard yelling numbers in the background. [redacted] appears to be out of breath and saying, "***C'mon let's go***." The child says, "***Can you come to 1704?***" [redacted] gets on the phone and is difficult to understand, due to what sounds like a combination of crying and hyperventilating. [redacted] says, "***Tell her we have two deputies coming right now.***" [redacted] says, "***No, she won't let me out [crying/breathing] probation told me to leave and I tried to leave, and she attacked, [crying/breathing] and I had to defend, and the kids.***" [redacted] tells [redacted] two deputies are on the way and the conversation ends.

Analysis of [redacted] [redacted] Person Record (Juvenile Suspect):

[redacted] record has a mug shot dated, 05/20/19 and lists a Criminal Identification and Information number. The following prior incidences were listed on [redacted] history page in RiMs:

- 3/5/19 Victim of 5150 WI, Detention, Mental Health Detention, Case (19000750).
- 5/18/19 Suspect Arrested, 242PC <Felony> Battery, Case (19001652)

[redacted] history page is attached to this investigation and reflects how her page would've looked to a RiMs viewer on 8/11/19.

Analysis of Incident Log for 8/11/19:

I reviewed the incident log for 8/11/19 and identified the following units on duty:

- S4, Serrano
- D1, [redacted]
- D3, [redacted]
- D4, [redacted]

On 8/11/19 between the hours of 0600-1800, the Patrol and Communications Divisions received approximately (**82**) calls for service. A break-down of the calls for service are as follows:

- (**55**) calls for service were identified as 911 hang-ups, medical calls, referred to outside agencies, animal control, clerical abstract, boating enforcement, false alarms, or Community Service Unit activity.

- (**5**) incidences received between the hours of 0600-1800 were handled by graveyard units.

For the purposes of activity, no deputies were physically dispatched to the 911 hang-ups. The 911 hang-ups were closed with a disposition from either dispatch or a deputy via RiMs database or phone.

A breakdown of the remaining (**22**) incidences initiated, or handled by the patrol division are as follows:

- (**5**) incidences logged as traffic stops with no associated case numbers.

The following incidences were documented as in-person contact by patrol deputies.

- **1021** hours, (**1**) verbal disturbance closed with a log note. (2 deputies respond to the scene. **Elapsed time: 15 mins**.)

- **1031** hours, (**1**) lobby call closed with a log note. (1 deputy responded to the scene. **Elapsed time: 22 mins**.)

- **1134** hours, (**1**) restraining order violation closed with case number. (1 deputy responded to the scene. **Elapsed time: 33 mins**.)

- **1254** hours, (**1**) verbal disturbance closed with an arrest. (2 deputies responded to the scene. **Elapsed time: 25 mins**.)

- **1302** hours, (**1**) theft closed with a patrol check. No associated case. (1 deputy responded to the scene. **Elapsed time: 27 mins**.)

- **1304** hours, (**1**) domestic dispute closed with patrol check of area. No associated case. (1 deputy responded to the scene. **Elapsed time: 16 mins**.)

- **1502** hours, (**1**) vehicle burglary closed with case number. (1 deputy responded to the scene. **Elapsed time: 56 mins**.)

- **1531** hours, (**1**) explosives disposal incident closed with case number. (1 deputy responded to the scene. **Elapsed time: 4 hours, 43 mins.**)

- **1657** hours, (**1**) residential burglary closed with log note. No associated case. (1 deputy responded to the scene. **Elapsed time: 45 mins**.)

**Above incident created by dispatch at 1538 hours.*

- **1747** hours, (1) suspicious circumstance closed with arrest. (1 deputy responded to the scene. **Elapsed time: 28 mins**.)

The following incidences were documented as phone contact by patrol deputies.

- **0926** hours, (**1**) scam incident closed with log note. No associated case. (1 deputy responded by phone. **Elapsed time: 17 mins.**)

- **1207** hours, (**1**) assault incident closed with log note. No associated case. (1 deputy responded by phone. **Elapsed time: 39 mins**.)

- **1131** hours, (**1**) attempted vehicle burglary closed with log note. No associated case. (1 deputy responded by phone. **Elapsed time: 34 mins.**)

- **1205** hours, (**1**) vandalism closed with a log note. No associated case. (1 deputy responded by phone. **Elapsed time: 6 mins.**)

- **1323** hours, (**1**) restraining order violation closed with case number. (1 deputy responded by phone. **Elapsed time: 33 mins.**)

- **1555** hours, (**1**) reckless driving complaint closed with log note. No associated case. (1 deputy responded by phone. **Elapsed time: 10 mins.**)

  ** Above incident created by dispatch at 1425 hours.*

- **1659** hours, (1) civil issue closed with log note. No associated case. (1 deputy responded by phone. **Elapsed time: 23 mins**.)

  ** Above incident created by dispatch at 1425 hours.*

Please refer to Attachment #1 for complete timeline of activity for individual deputy sheriffs.

STATEMENTS: **(Summary)**

Summary of Statement from [redacted]

On 8/26/19 at approximately 1108 hours, I called [redacted] and introduced myself. I told [redacted] I was calling regarding the complaint she filed. [redacted] told me she filed a verbal complaint to the Sergeant on-duty during her incident. [redacted] said she was advised to file a written complaint to supplement her verbal complaint. [redacted] said she was upset because the "***lady in dispatch***" told her, "***she's your daughter you need to control her.***" [redacted] described feeling minimized because she had two small children in the house, and [redacted] was getting, "out of control." [redacted] said [redacted] becomes physically violent and the situation was escalating. "***It got to the point where she held a knife to my throat, she hit me in the head so hard, I'm pretty sure I had a concussion and damaged my whole house.***" [redacted] said between probation and dispatch she called a total of thirteen times. [redacted] described the Sergeant who arrived at her house as having short hair and a big guy. [redacted] did not recognize the name, Sgt. [redacted] when I asked her; however, Sgt. [redacted] was listed in RiMs as responding to [redacted] residence.

[redacted] described [redacted] as very nice and apologetic for the delay in the response to her call. [redacted] informed [redacted] of the complaint process and described feeling embarrassed that the incident escalated to such a high degree. [redacted] encouraged [redacted] to file a complaint regarding her concerns. [redacted] said, "***My*** [redacted] ***has extreme charges now, had they come out on-time, she wouldn't be in the situation she is. That's why I'm upset, I kept calling and telling them everything… they didn't care, they told me to control her. What they don't understand is I have to protect my other two kids who were standing right behind me when she was attacking me. It's kinda hard to defend myself when you have two kids to protect.***"

[redacted] said her recollection from the day of the incident is foggy about some details. [redacted] highlighted the fact that she was, "***I was struck in the back of the head pretty hard, so my exact recollection might not be exact detail.***" [redacted] described herself as never being in trouble and unaware of how law enforcement would respond to her home after [redacted] cut off her ankle monitor. [redacted] was concerned about law enforcement "***swarming her house,***" because she has [redacted].

I asked [redacted] what she meant by, "swarming her house." [redacted] told me, "***Like, I thought they were going to come in and kick down my door, I didn't know. She's on probation and cut her monitor off, so I thought that was serious, because I didn't know it was simple. But when I called, I told them they might want to send someone because she's escalating and when she gets like this, it gets violent.***" Dispatch told [redacted] they didn't have any deputies to dispatch, because the deputies were dealing with other things.

[redacted] called back a second time to inquire when a deputy was going to arrive, and the dispatcher told [redacted] that her incident was logged in the notes and, "they would send someone as soon as they could." The situation continued to escalate until [redacted] was physically assaulted by [redacted] On the third call to 911, [redacted] said the dispatcher told her, "***well she's your daughter too, you need to defend yourself***." [redacted] said she is not stupid, and she understands that [redacted] is her daughter; however, she has other [redacted] [redacted] in the house that she needed to protect.

I asked [redacted] if there was ever a time during the incident where she told someone that she didn't want law enforcement to come to her house. [redacted] said, "***No… No. Like I was calling probation too and said I need your help. I don't know what I'm supposed to do, it's getting worse.***" Probation Officer [redacted] called [redacted] back and instructed her to call the Sheriff's Office again. [redacted] was also told by [redacted] if [redacted] left the house she could be arrested for additional charges. [redacted] never left the premises but continued to escalate with violence. [redacted] said she continuously called [redacted] and asked for help but was told she is the on-call for probation and doesn't respond to residences. [redacted] said [redacted] told her she would call the sheriff's office for her and see if there was anything she could be to help. [redacted] recalls [redacted] telling her, "***I'm going to call them. I'm going to see what I can do, I will tell them the situation is escalating***."

[redacted] said she spoke to [redacted] approximately 6-7 times and it got to the point where [redacted] was forced to defend herself; but [redacted] said defending herself only made things worse. "***It made things way worse after I slapped her while trying to defend myself and make her stop. It just made things worse, way worse. It got to the point where I had to lock myself in the bedroom***" ***"The most horrific thing was, I had [redacted] with me and I was trying to do everything dispatch was telling me to do and getting no help."*** "***Probation told me to leave with [redacted], but when I tried to leave she followed me and attacked me while I had [redacted]***."

I told dispatch, "***this is your job to help people when stuff like this happens and there is an emergency, you guys are not helping me***." [redacted] said she was told by dispatch that the deputies were working on other more serious calls, including a "bomb and we don't have anyone to come out there." ***"I was appalled because it wouldn't have escalated to the point it did if they would've come out."*** [redacted] called from 3:53 and nobody showed up until 6:20. "***I'm upset because… she's at fault for everything she did, but if I were taken seriously by dispatch we wouldn't be in the situation we are in.***"

I asked [redacted] if there was any discussion between her and [redacted] about what would take place if the deputies responded to her residence. [redacted] said, "***Yes, probation told me she would be taken to juvenile hall.***" I asked [redacted] if she spoke to one dispatcher or multiple dispatchers. [redacted] told me she thought she spoke to more than one dispatcher.

[redacted] said she informed dispatch about [redacted] history of assault and her probationary status for attacking [redacted] in the past. [redacted] was still in juvenile hall when I spoke [redacted] said [redacted] needs to be in juvenile hall because she is a danger to the other children.

I asked [redacted] to describe the portion of the attack that led to [redacted] holding a knife to [redacted] throat. [redacted] told me, "***She punched me in my face and I smacked her to get her to stop. She was breaking glass all over the house. My [redacted] came walking up, so I turned around to get him and she hit me in the back of the head with a pan. When I turned back around she had a knife and held it to my neck.***"

Summary of statement from Dispatcher [redacted]

On 9/04/19, at about 2300 hours, I spoke with Dispatcher [redacted] of the Tuolumne County Sheriff's Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained [redacted] the witness and confidentiality letter and had her sign it. I explained and read the admonishments verbatim to her. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed as a dispatcher with Tuolumne County for approximately ten years. [redacted] was a full-time dispatcher for six years and a part-time dispatcher for almost four years. [redacted] completed a POST certified dispatch academy and a six-month training program with the sheriff's office. [redacted] did not remember the name [redacted] but remembered the incident when I described it to her. I played the audio of [redacted] call to ensure [redacted] and I were talking about the same incident.

I asked [redacted] if listening to the audio of the initial call refreshed her memory, she told me she remembered the incident and recognized her own voice. I gave [redacted] a printout of the incident as it would appear on the RiMs screen as a reference. I asked [redacted] if the goal of the dispatcher is to type everything verbatim into the incident. [redacted] told me the goal is to capture the concept of what the person is reporting and summarize key facts to provide to the deputies. [redacted] has never been taught that a call for service needed to be entered verbatim into an incident. [redacted] said it would be too lengthily and difficult to be timely. [redacted] confirmed that some incidences require more details than others.

I asked [redacted] if [redacted] ever stated she didn't want a deputy to respond to her call for service. [redacted] said, "*No*." I asked [redacted] if anything about [redacted] call led her to believe [redacted] didn't want law enforcement to respond to her call. [redacted] said, "***No, she just wanted us to respond cautiously because she had [redacted] in the house.***"

I asked [redacted] if [redacted] characterized her concern of the type of response as, "storming the house." [redacted] nodded her head in the affirm, I had her verbalize her answer by saying yes. I asked [redacted] if her goal was to re-assure [redacted] by saying, "***they will probably just call you first.***" [redacted] said, "***Yes.***"

I asked [redacted] if there was anything about [redacted] incident, based on her training and experience that would suggest the incident did not warrant a deputy to response. [redacted] said, "***No.***" I asked [redacted] if that was her opinion based on the initial call. [redacted] said, "***Yes.***" I asked [redacted] if she was familiar with people requesting silent approaches when responding to calls for service. [redacted] said, "***Yes, it is usually a term we use for medical calls; it means responding without lights and sirens.***" I asked [redacted] why someone would request a silent approach. [redacted] said, "***Usually it could be because it is late at night and they don't want to wake up their neighbors or bother their neighbors. Sometimes people don't want lights and sirens even if it warrants lights and sirens, but it is typically a term we use for medical calls.***" I asked [redacted] if it is uncommon for people to inquire how deputies will respond to their homes. [redacted] said, "***No, I don't think so***." I asked [redacted] if [redacted] saying, tell them, "to be cautious about storming in my house," meant [redacted] didn't want deputies to respond. [redacted] said, "***No***." I asked [redacted] if she highlighted [redacted] concerns in the incident regarding [redacted]. [redacted] said, "***Yes***."

I asked [redacted] if there was information associated with [redacted] incident that led her to believe [redacted] didn't want deputies to respond. [redacted] said, "***At that point, no.***" I asked [redacted] if she received any other phone calls on non-recorded lines that stated [redacted] didn't want deputies to respond. [redacted] said, "***No.***" [redacted] told me she did not have any knowledge of anyone receiving a call that reflected [redacted] denying a deputy response. [redacted] told me she told [redacted] the deputies were on other calls. I asked [redacted] if she remembered the status of the deputies in RiMs during [redacted] call. [redacted] told me she remembers a deputy responding in person to the explosives call because the deputy waited for the Calaveras bomb squad.

I asked [redacted] if she remembered [redacted] and [redacted] being at work the day of [redacted] incident. [redacted] said, "I don't remember. I don't even remember who the deputy on the bomb call was." I asked [redacted] if she remembered who the watch commander was that day, and if she spoke with him. "***Yes, it was Sgt. Serrano.***" [redacted] said she remembered speaking to Serrano. I asked [redacted] if 8/11 was a Sunday. She didn't remember, so I confirmed the date and she acknowledged. I asked [redacted] if the Sheriff, Undersheriff, or command staff members typically work on Sundays. [redacted] said, "***No,***" and confirmed it is typical that command staff is not present on Sundays. I asked [redacted] "In the absence of command staff personnel, who is in charge of overseeing the operations of the Sheriff's Office?" [redacted] said, "***It would be the Sergeant or the Watch Commander.***"

I asked [redacted] if the Watch Commander's oversight included, dispatch and custody. [redacted] said, "***Yes.***" I asked [redacted] why the incidences are color coordinated in the RiMs database and asked her to explain. [redacted] told me the color reflects the priority of the call based on the information entered the incident. "***Red is more severe, like life and death like 5150's or ambulance. Yellow is still emergent, but not warranting an immediate response like lights and sirens, but we still need to get up there, those can sometimes pend a little bit until we get someone freed up. Blue are low priority calls that can be handled by phone, or hold.***" [redacted] gave an example of a yellow call or priority 2 call that might pend as, a disturbance that has de-escalated and the parties are separated. [redacted] said blue calls, or priority 3 type calls are commonly property type crimes or other low priority incidences.

I asked [redacted] if she remembered what priority [redacted] incident was. [redacted] said, "***I believe it was yellow.***" [redacted] confirmed yellow was a priority 2 type call. [redacted] said it is common for incidences to start out as low priority calls but escalate to a higher priority. I asked [redacted] if there is a human factor that adds to the speed in which an incident could escalate. [redacted] said, "***Yes.***" I asked [redacted] if the circumstances in an incident can change rapidly and sometimes in a split-second? [redacted] said, "***Yes,***" and confirmed that split-second changes in circumstances are common based on her training and experience.

I asked [redacted] if dispatchers are continuously monitoring and updating incidences based on the potential for a situation to escalate. [redacted] said, "***Yes.***" I asked [redacted] "Have you ever seen a call pend, where you thought, that call shouldn't be pending? [redacted] said, "***Yes.***" I asked [redacted] if any of those calls were priority 2 calls. [redacted] said, "***Yes.***" "In your opinion, a deputy should've responded to the call?" [redacted] said, "***Yes.***" "In your experience a deputy may or may not go to the call?" [redacted] said, "***Yes.***" I asked [redacted] if her experiences with priority calls pending for extended periods of time made her uncomfortable. [redacted] said, "***Yes.***"

I asked [redacted] if there are ways for dispatchers to reduce their liability by documenting what information has been passed on to deputies. [redacted] said, "***Yes, usually it is documented in the incident that the sergeant or a deputy has been advised.***" I asked [redacted] if documenting the notification to deputies is common practice. [redacted] said, "***Yes, it should be.***" Referring to [redacted] incident, I asked [redacted] "***Should this incident have pended for as long as it did?***" [redacted] said, ***"No."*** I asked [redacted] to explain how she formulated that opinion. [redacted] said, "***I remember having a conversation with my partners, although I don't remember the exact factors, but I remember*** [redacted] ***calling in multiple times and probation calling. It was obvious the situation was escalating, and it didn't need to be pending.***"

I asked [redacted] if she felt her partners had equal concern for the pending status of the call. [redacted] said, "***I think so, I'm a little confused in the time frame because it was close to our shift change and at some point, I received a new partner and there was discussion about the call pending.***" I asked [redacted] if she received an order from Serrano to leave [redacted] call for the next shift. [redacted] said, "**Yes.**" I asked [redacted] if she interpreted Serrano's guidance to let the call pend as a lawful order. [redacted] said, "***Yes.***" I asked [redacted] "In the moment he told you to let the call pend, did you feel uncomfortable that the incident would continue to pend?" [redacted] said, "***Yes.***"

I asked [redacted] "Did you feel like you were in a position to question his order? [redacted] said, "***No.***" "Did you have a conversation about other incidences with Serrrano during your call with him?" [redacted] said, "***I don't recall.***" During your conversations with probation, [redacted] was there any discussion about [redacted] not wanting a deputy to respond to her call? [redacted] said, "*No.*" "Any calls from anyone at probation claiming to respond to the call, or stating no deputy response was needed?" [redacted] said, "***No.***" I asked [redacted] what it means to, "clear the screen?" [redacted] said, "***It means to get rid of all the calls on the screen by dispatching them, or closing them out, like the 911 hang-ups.***" I asked [redacted] if there are calls that a watch commander doesn't want closed out for the purposes of "looking into the incident." [redacted] said, "***Yes, not typically for alarms but for some other calls like 911 hang-ups sometimes they want to look at it.***" Hurtado confirmed some incidences deputies will conduct some type of preliminary investigations based on the information listed in the incident prior to closing out a call.

- "Is it common practice for deputies to ask for more information?" Hurtado said, "***YES,***" and laughed. I asked [redacted] if she was laughing because it happens a lot. [redacted] said, "***A LOT,***" in an elevated tone and laughed again.
- I asked if it was common practice for deputies to call dispatch and ask to recall the reporting person (RP) for more information. [redacted] said, "***Yes, well it isn't super common, but if you forget to ask certain questions, or if they want you to check on the situation at the house.***"
- "Is it safe to say when deputies feel they need more information they will call dispatch and ask for more?" [redacted] said, "***Yes***."
- "Would dispatch provide the requested information?" [redacted] said, "***Yes***," and confirmed that the additional information could include records checks, CAD inquiries, or recalling the RP.

I played the first audio call to dispatch from [redacted] for [redacted]

I asked [redacted] if the conversation with [redacted] led her to believe that the incident didn't require a deputy response. [redacted] said, "*No.*" I asked [redacted] if she thought a deputy was going to be responding to [redacted] incident. [redacted] said, "**Yes.**" I asked [redacted] if that was the reason she didn't specifically document that a supervisor had been

advised. [redacted] said, "***Yes.***" I asked [redacted] if she was basing that assumption on the details in the initial call from [redacted] [redacted] said, "***Yes.***"

I played the second call from [redacted] timestamped as 1638 hours.

I asked [redacted] if there was anything in the recording that led her to believe that [redacted] did not want a deputy to respond to her house. [redacted] said, "***No.***" I asked her if the conversation led her to believe the opposite. [redacted] said, "***Yes.***" I asked [redacted] about her statement to [redacted] regarding emergency calls and only having three deputies for the county and asked her to explain what she meant. [redacted] said, "***I wanted her to understand we took her call seriously, but we were short staffed.***" I asked [redacted] if telling people deputies are on emergency calls and short-staffed is a generic, or blanket response to people who complain about extended response times. [redacted] said, "***Yes.***"

I asked [redacted] if she believed that [redacted] incident was escalating. [redacted] said, "***Yes.***" I asked [redacted] if after receiving the second call from [redacted] she still thought a deputy was going to respond. [redacted] said, "***Yes.***"

- "Did you know where the watch commander was at the time of [redacted] call?" [redacted] said, "***I believe he was at the patrol office.***"
- "Did you know where the other deputies were?" [redacted] said, "***I remember one deputy being at the bomb call, but I'm not sure about the others.***" [redacted] confirmed she wouldn't know the location of the other deputies unless it was updated on RiMs or if she had a conversation with them.
- "Can sergeants respond to calls for service?" [redacted] said, "Yes." [redacted] said, "***Usually they will respond as a secondary unit.***" [redacted] explained that it is not uncommon for sergeants to respond for calls for service especially if staffing is low. [redacted] described an elevated level of discomfort as the incident continued to hold.

I played the call from Serrano to [redacted] timestamped as 1734 hours.

[redacted] told me she remembered the conversation with Serrano and confirmed the conversation was consistent with the practice of "clearing the screen," which commonly takes place toward the end of a shift.

- I highlighted Serrano's reasoning for letting the call pend, as stated in the recording as, "[redacted] not wanting deputies to respond, then [redacted] calling back and wanting deputies to respond and all the deputies being on other calls." I asked [redacted] if Serrano's statement made sense to her. [redacted] said, "***I actually didn't recall him saying that. It surprised me to hear him say that… unless she called before any of this happened and canceled the call. I don't remember that happening, or her ever saying she didn't want deputies to respond.***"

[redacted] explained that the only way Serrano's statement makes sense is if [redacted] would've called earlier in the day, but then called back and canceled for whatever reason, only to call back and state she does want deputies to respond. Based on Hurtado's recollection, [redacted] did not call earlier in the day. [redacted] confirmed that [redacted] incident was never dispatched to a specific deputy, contained notes of anyone responding, or notes of deputies responding by phone. [redacted] told me based on the information listed in the incident there is nothing to support that anyone contacted [redacted] prior to 1819 hours, or that [redacted] called and cancelled a previous incident.

I asked [redacted] if Sgt. Serrano's statement made any sense based on the information we have of that day and [redacted] incident. [redacted] said, "***No.***" I showed [redacted] [redacted] person's page in RiMs and highlighted the date of the last incident [redacted] reported prior to 8/11/19. [redacted] confirmed the last date [redacted] reported anything to the sheriff's office was 7/10/19. [redacted] said the additional information in RiMs made Serrano's statement more odd. [redacted] clarified that Serrano's statement did not match the facts of the incident.

I asked [redacted] why she was surprised when she heard Serrano's statement about holding [redacted] incident. [redacted] said she didn't remember Serrano making the statement and explained the difficulties of listening to more than one thing at a time when dispatching. [redacted] said, "***I must have blocked some things out trying to listen to the everything going on.***"

- I asked [redacted] is she thought Serrano's statement was incorrect, based on the information she knew about [redacted] incident. [redacted] said, "**Yes.**" [redacted] confirmed she understood Serrano's instructions regarding the disposition of incidences as lawful orders.

I asked [redacted] if it is possible that [redacted] spoke with someone and told them she didn't want a deputy to respond to her house. [redacted] explained the only way that would happen without the call coming to dispatch, or logged into RiMs, would be if a deputy spoke with [redacted] and didn't update the incident. I asked [redacted] if it was possible that Serrano had talked to [redacted] and that he had information that she wasn't aware of. [redacted] explained that it is possible Serrano could've have spoken to [redacted] but at no time did [redacted] ever tell her she didn't want a deputy to respond. [redacted] also confirmed that the follow-up calls and the way the incident escalated was not typical of someone who didn't want deputies to respond.

I played the third call from [redacted] timestamp as 1740 hours.

I asked [redacted] if the incident appeared to be escalating or de-escalating. [redacted] told me the incident was escalating from the first two calls.

- I asked what the conversation was amongst the dispatchers after receiving the third call from [redacted] [redacted] said, "***I think mainly just shock that the deputies weren't responding.***" [redacted] confirmed there was dialogue amongst the dispatchers about the call but does not remember exactly what was said.
- I asked [redacted] why some of the updates were highlighted in red. [redacted] explained some of the information is highlighted in red to illustrate priority information for people monitoring the incident.
- I asked [redacted] if it is common for watch commanders and deputies to monitor incidences. [redacted] said, "***Yes,***" and confirmed it is also typical for deputies to call and ask for updates on an incident when new information appears in RiMs. [redacted] said there was no further correspondence between her or any other deputies regarding the call.

[redacted] remembers the dispatchers collectively questioning, "***why is this call being held for graveyard, it should be handled now.***"

- I asked [redacted] if she felt the anxiety of this call being held was shared amongst her partners. [redacted] said, "***Yes***."
- I asked if that anxiety was verbalized in the language used by the dispatchers. [redacted] said, "***Yes***." [redacted] confirmed that she told her partners that Serrano said to hold the call for graveyard and that everyone in dispatch was aware at the time of their discussion.

I played the fourth call from [redacted] timestamp as 1742 hours.

[redacted] confirmed the incident is continuing to escalate. I asked [redacted] what the dialogue was amongst dispatchers after receiving the fourth call from [redacted] [redacted] explained she remembered more of the same discussion similar to, "We need to get someone up there. Why isn't somebody going?" I asked [redacted] if any of the dispatchers contacted Serrano about the incident or dispatched the call over the radio. [redacted] said she wasn't aware of any radio dispatching or contact made with Serrano. [redacted] said she was not aware of any further calls into dispatch from Serrano. [redacted] clarified she didn't recall any correspondence between Serrano and the other dispatchers.

I read Serrano's watch report entry regarding [redacted] incident to [redacted]. After reading the watch report entry to [redacted], I asked her if any of the information regarding the why the call was held made sense to her. [redacted] said, "***No***." I asked [redacted] "this call is back on the screen again…what does that mean to you?" [redacted] said, "***That would indicate the call was closed out and re-opened again.***" I asked [redacted] when the watch report states, "the rp called back and stated she does now think she wants a deputy… what does that mean?" [redacted] said, "***That would mean that the RP called and said she didn't want a deputy, so we closed it out, and the incident would've been re-opened***

later." I asked [redacted] "did any of that happen?" [redacted] said, "***No.***" I asked [redacted] about the portion of the watch report that says, "earlier she stated she didn't want us coming to the house." I asked [redacted] if that happened and she said, "***No.***"

Based on [redacted]s experience with [redacted] and the incident, to include the information available by RiMs, I asked her if anything in the watch report matched the facts of the [redacted] incident or the information in RiMs. [redacted] said, "***No.***"

I told [redacted] to exclude the portion of the watch report about that talks about "deputies being on other calls and sorry men," from her thought process. I asked [redacted] if the remaining information in Serrano's watch report was truthful based on what happened that day. [redacted] said, "***No.***"

What was the conversation between the dispatchers after you told them Serrano told you to hold the call for graveyard? [redacted] said, "***I think it was just mainly they couldn't believe it was going to pend. There was no reason for it to pend.***"

I played the suspicious circumstance call, timestamped 1744 hours.

I asked [redacted] if the timeliness of the suspicious circumstance call being dispatched was the result of not being ordered to hold the call for graveyard. [redacted] confirmed that because Serrano held [redacted] call for graveyard the next call for service that came in would've have been dispatched. [redacted] said that when graveyard units logged on there was a feeling of relief that, "***Thank goodness, someone is finally going to help this woman.***"

I played the conversation between [redacted] and [redacted] timestamped 1758 hours.

I asked [redacted] if her conversation with [redacted] accurately depicted how she interpreted Serrano's order to hold [redacted] incident. [redacted] said, "***Yes***," and confirmed that she didn't understand the logic of Serrano's direction to hold the call but, none-the-less it was the order she was given, and she didn't know what Serrano's reasoning was.

[redacted] said she didn't have anything further to add.

Summary of statement from Deputy [redacted]

On 9/04/19, at about 1919 hours, I spoke with Deputy [redacted] of the Tuolumne County Sheriff's Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained [redacted] the witness and confidentiality letter and had him sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

Deputy [redacted] has been a deputy sheriff for nine months and a solo-beat deputy for five months. [redacted] has no prior law enforcement experience and is assigned to the

patrol division, day-shift. [redacted] has no collateral assignments and has no specialized law enforcement training beyond the POST academy and field training. [redacted] watch commander is Serrano. [redacted] told me he was familiar with the date 8/11/19, because he remembered an incident where a man [redacted] remembers the incident lacking information and that he was dispatched to the residence to see if anything criminal had happened. [redacted] recollection was dispatch called Serrano about the incident and Serrano told [redacted] to go to the house. [redacted] remembers this taking place in person at the patrol office.

[redacted] said the house was located near [redacted] arrived and identified the explosives as "***blasting caps.***" Based on [redacted] s military experience, he knew he needed additional resources to dispose of the ordinance. [redacted] requested Calaveras Bomb Squad to respond and remained on scene to ensure nobody else entered the home. [redacted] said he did not remember exact times associated with the blasting cap incident. [redacted] remembered having a ride-along on 8/11/19, conducting traffic stops and taking multiple reports.

[redacted] was dispatched to [redacted] around 1530 hours. He remembers the ambulance beating him to the call and waiting for Calaveras for approximately 2-3 hours. I asked [redacted] if he remembered a juvenile type incident in the late afternoon of 8/11/19. [redacted] said, "***Yes, I do remember that.***" I handed [redacted] a CAD view of the incident, as it would appear on the RiMs screen. [redacted] told me he makes it a point to check RiMs regularly for updates. I asked [redacted] if the incident printout was consistent with his memory of the incident on 8/11/19. [redacted] confirmed and stated he looked at the incident multiple times from his mobile computer. I asked [redacted] if there was anything in the incident that caught his attention.

[redacted] said, "***The [redacted] being aggressive. Cutting her ankle monitor off I thought was a little weird and I don't remember if I heard it or read it but, concern for deputies storming in and freaking the [redacted] out.***" I followed-up by asking, "what does that mean to you?" [redacted] said, "***That means that [redacted] is obviously in some kind of mental state, where if cops come rolling in hot that she's gonna possibly get more agitated. It already sounded like she was violent and, on an ankle, monitor. It wasn't checking out for [redacted] to me.***" I asked [redacted] if there was anything about that information that led him to believe the RP, [redacted] didn't want deputies responding to her home, [redacted] said, "***No.***"

I asked [redacted] if the language from the RP, concern for "storming in the house," meant the RP doesn't want deputies to responding to her house. [redacted] said, "***No.***" I asked [redacted] to explain what he meant by rolling in hot. [redacted] confirmed it could be lights or sirens but, "***the demeanor would be different if we were dealing with a 21-year-old aggressive male. I think the mom was trying to portray to dispatch, like it still my kid,***

like take it easy. You can still go, but don't be rough." I asked [redacted] if he was familiar with the term, silent approach. [redacted] said, "***Mm hmm,***" and explained, "***it's like coming in light- footed and not coming in hot.***" I asked [redacted] if silent approaches are common regarding people with mental illness. [redacted] said, "***Yes.***" I asked [redacted] why. [redacted] said, "***because we don't want to get them agitated.***"

After reading the language from the [redacted] incident, "RP concerned about deputies, storming in her house, because she has [redacted] in the residence also," I asked [redacted] if the Rp's laymen terms equated to what he knew was a silent approach. [redacted] said, "***Absolutely.***" "Is there anything about [redacted] initial incident that states she does not want a deputy to respond?" [redacted] said, "***No, she wanted someone.***" I asked [redacted] how many times he viewed [redacted] incident. [redacted] said, "***I don't know. I was in my car for quite a while, you can see the blue ticker at the bottom where it says, incident updated, plus I have the notification ding turned on, so I can hear it, but I checked it when it updated. Could have been up to 10-20 times.***"

[redacted] referenced the "ticker" which is a ribbon located at the bottom of the RiMs main screen, it alerts users visually of updates. There is also a notification bell that can heard if the volume is set appropriately.

I asked [redacted] if he noticed anything about the incident as he was monitoring it. [redacted] said, "***I noticed it was getting progressively worse.***" [redacted] told me he didn't respond to the call because he was already on a priority call; however, if he wasn't he would've gone to [redacted] call. I asked [redacted] if report writing would have taken priority over responding to [redacted] call. [redacted] said, "***No.***" I followed up with, "What are you basing that opinion on?" [redacted] said, "***Me being a cop. I signed up to help people and a report isn't helping people when a person is calling in saying their [redacted] is being aggressive and cutting her ankle monitor off. I mean, that sounds like it needs some attention.***" I asked [redacted] if a juvenile being involved had any special meaning. [redacted] said, "***Yes. There is a lot of thing that go through my mind, because parents don't know what to do with kids that are acting crazy, because they think they can't do certain things to a kid. A mom, 1. Is asking for our help and 2. a kid is in need.***"

I asked [redacted] if the additional children in the residence were cause for concern. [redacted] confirmed the escalating incident could have placed the children in harm's way. [redacted] does not remember seeing any information highlighted in red but does recognized the language listed in the incident log. [redacted] read all the comments out loud and said, "***I remember reading that. That rings a bell.***"

[redacted] did not receive any correspondence from anyone regarding [redacted] incident. I asked [redacted] if he received any messages or phone calls from the Corporal or Sergeant on-duty, regarding [redacted] incident. [redacted] said, "***No.***" I asked [redacted] if there was any

discussion about [redacted] incident amongst his shift the following day. [redacted] said, "***I believe so, yeah.***"

[redacted] told me he remembers conversations that he recalled taking place during a briefing the following morning. [redacted] described the conversations as, "***Basically the mom was pissed. I remember Sgt. [redacted] came on as the night watch commander and he had to go deal with this, and it was a whole ordeal, or ended up being a whole ordeal and the mom was pissed. And I remember hearing why didn't we go? Why didn't my shift go? Because it came out during my shift. So, I remember hearing that amongst everyone else on my team… basically like we were being questioned why we didn't go.***"

I asked [redacted] if there was any discussion amongst his team why nobody responded. [redacted] said, "***I believe so, do I remember the whole conversation, no.***" [redacted] said he remembered a discussion about not going to [redacted] call at briefing. [redacted] said, "***I remember Sgt. Serrano said, it was like, we didn't go to that because we didn't have enough, or it was along those lines.***" [redacted] described the conversation as, "***It was like [redacted] was pissed at Serrano and Serrano was trying to defend himself.***" I followed up by asking "Defending himself about not going to this incident?" [redacted] said, "***Yes.***"

I asked [redacted] if he heard any confrontation between [redacted] and Serrano. [redacted] said, "***No. This is just discussion that was in the conversation that morning.***" [redacted] confirmed that the discussion was amongst their team, and information that Serrano shared with them was within that conversation. I asked [redacted] if Serrano offered any reasoning behind his decision not to respond to the incident. [redacted] said, "***I believe he did, but I don't remember…it was something along the lines of, it wasn't enough to go. Like because it was towards the end of the shift, I was at the [redacted] and it wasn't enough to go.***" [redacted] said he interpreted Serrano's reasoning as, "***He didn't feel it was a call that needed attention right now, that it could've been held for graveyard.***" I clarified with [redacted] that he heard Serrano talking that morning at the briefing. [redacted] said, "***That's the interpretation I got from our conversation we had.***" [redacted] said he was basing his interpretation of the discussion on what Serrano said to the team that morning. I asked [redacted] if Cpl. [redacted] added to the conversation. [redacted] said, "***Not that I can recall.***" I asked if Deputy [redacted] contributed to the conversation. [redacted] said, "***I'm sure they both did, we were all talking about it, I just remember what Serrano had said because, I remember their being tension between the two watch commanders. Serrano said were getting flack for not going to that call and then everybody started asking about it.***"

I asked [redacted] if he thought his shift should've gotten flack for not going to the call. [redacted] said, "***When you sit down and look at it, absolutely.***" I asked, "whether you have five hours, or five minutes left in a shift and a call…" [redacted] answered before I could

finish the question, he said, "***you go to it.***" [redacted] said he based his answer on his morals and training. [redacted] has never been taught in the academy or any other training to not respond to calls based on the time left in a shift. [redacted] said calls for service take priority over down-time and report writing, but it depends on the type of call. [redacted] said there are times when a call might not warrant a deputy to respond [redacted] emphasized that the call would need to be evaluated prior to making that decision.

I asked [redacted] to explain how an incident would need to be evaluated prior to deciding to not respond or delay a response. [redacted] said, "***Evaluate the entire call and the severity. How pressing is the issue? This job can be very dynamic, is it a phone scam, or is someone being held at gunpoint? I feel dynamics of this job and the avenues it could go down changes very, very quick. I think it really depends on the nature of the call.***"

I asked [redacted] if he was reviewing an incident and found he didn't have enough information what his course of action would be. "***I would investigate, call, find out, I'd call the Rp myself and find out what I need to do next. I've had calls were dispatch, all we get is that little sentence and then we have to figure the rest out. I been driving to calls and called the Rp to find out what I'm getting myself into.***" [redacted] articulated his answer as being basic and routine fundamentals of investigating. [redacted] confirmed it would be necessary to vet all available information prior to determining the priority of the response.

[redacted] monitors incidences for updates and re-evaluates the priority if the incident is escalating. "***Especially when you see the red, that's typically something you should pay attention to.***" [redacted] recognizes the color coordinated scheme of incidences, to include the audio alerts as common signs an incident has been updated or prioritized. I asked [redacted] if he thought the initial information listed in [redacted] incident was adequate to determine a deputy did not need to respond. [redacted] said, "No." I asked [redacted] if it was his opinion a deputy not performing a priority function should have responded to [redacted] incident. [redacted] said, "***Someone should look into it further.***" I reviewed the multiple property crimes, civil and reckless driving incidences that were prioritized over [redacted] incident on 8/11/19 with [redacted]

I asked [redacted] if he would have prioritized the other incidences over [redacted] incident and why. [redacted] said he would have prioritized [redacted] incident based on, "***The nature of the call. It's a [redacted] acting aggressive, cutting her ankle monitor off, that alone is a violation. There is more that can come of that than cats. The juvenile is more pressing. It's a juvenile she's aggressive, the mom is concerned, and you don't call 911 just to call the cops, you call 911 because you need help.***" [redacted] highlighted the fact that the juvenile call was in-progress as another reason he would prioritize the call over the other calls that were not in progress, or property crimes. [redacted] said he

based his opinion on his training and his belief that he swore an oath to protect people when they call 911.

I asked [redacted] what clearing the screen means. [redacted] told me clearing the screen means to handle the calls on the RiMs board and clearing the screen can take place during any time of the day. "***Once you clear the screen, you can go 10-8.***" [redacted] said he was on the [redacted] call during [redacted] incident. [redacted] did not patrol after he was finished on [redacted] [redacted] said he received a text message from Serrano that said, "When you're done with that call, go home." [redacted] said he had permission to finish his report the next day.

I asked [redacted] if he had ever heard the guidance, "If it's close to the end of shift we are not taking those calls because it is time to go home." [redacted] said, "***Yes.***" I asked [redacted] what his opinion was about the guidance. [redacted] said, "***I get it to a point, but it goes back to we shouldn't be leaving our work for the other shift. I can see the mindset because after a 12 hour shift your tired and don't want to take paper at 5:45, I get, but at the same time, if your down reports, you still have to handle the calls.***" [redacted] understands and confirms that some of the concept behind holding calls for the next shift could be related to alleviating overtime but limits the calls to be held to low priority.

I asked [redacted] if he heard any feedback regarding [redacted] incident from graveyard shift. [redacted] said, "***No. I went home after my last call. I don't remember seeing any of them.***" I reviewed the recorded calls to dispatch with [redacted] After listening to the first recording, [redacted] said all the information listed in the incident seemed consistent with the call. [redacted] highlighted, "***In the call the mom said the [redacted] was on probation for assaulting her. That is the type of information I would want to know when I call her.***" [redacted] confirmed that dispatch doesn't write everything verbatim and that's why he calls when he needs more information.

I reviewed the call from Sgt. Serrano to dispatch. I asked [redacted] if there was any information listed in the initial incident that would lead him to believe [redacted] did not want a deputy to respond to her house. [redacted] said, "***No.***"

I reviewed [redacted] 3rd call and 4th call to dispatch. I asked [redacted] if the information in the recording matched the information listed in the incident updates. I asked [redacted] if this was the type of incident that would take priority over low priority calls, or report writing. [redacted] said, "***Yes.***" [redacted] highlighted this incident as being an example of how fast calls can change or escalate "***in the blink of an eye***." [redacted] said, "***One small investigation on your behalf can change the whole dynamic of a call.***" [redacted] explained the nature of calls changing rapidly requires incidences to be monitored. I asked [redacted] if he felt [redacted] incident was escalating and if that was why he was monitoring it. [redacted] said, "***Absolutely.***" I followed up by asking how long [redacted] has

been working the streets. [redacted] said, "***six months.***" In closing I asked the following questions:

- Is it more important to take this call for service, or getting off shift on time? [redacted] said, "***Take the call for service. Getting off shift on time is nice, but when stuff like this happens.***"
- Is there any information that I haven't asked you that you feel is relevant to this investigation? [redacted] said, "***Um, probably not that day or the day after, but as a whole since I've been on that team I've notice that the whole going home on time, calls holding… you asked me earlier, would I have gone if I were writing a report, I would've been told not to go, even if I said I was going.***"
- I asked [redacted] to explain further, he said, "***I would've been told, that's going to hold for graveyard; don't go. Finish what you have to do.***" [redacted] told me he was basing his comments on his experience working on Serrano's team and orders he has received from Serrano. [redacted] said, "***I mean were here, the simple investigation that you talked about… all that was needed to get the information, or all I would have needed to go could've been done by someone and it wasn't. It would've been a simple phone call to figure out on your own what they needed.***"
- Have you ever been told not to go to a call for service? [redacted] said, "***end of shift, but never a priority call like this one. I think this call came out interpreted wrong and it escalated over a long period of time.***" [redacted] gave examples of priority 1 calls that have been handled near the end of shift and further stated, ***"what I'm trying to say is, all Sgt. Serrano had to do was call this lady and figure out what needed to be done and determine from there…and from my experience, he doesn't do that.***"
- I asked [redacted] if he thought the culture of his shift holding calls for the next shift contributed to [redacted] call not being handled. [redacted] said, "***Absolutely.***'

Summary of statement from Deputy [redacted]

On 9/04/19, at about 2051 hours, I spoke with Deputy [redacted] of the Tuolumne County Sheriff's Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained to [redacted] the witness and confidentiality letter and had him sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

Deputy [redacted] has been a deputy sheriff for approximately two and a half years. He was hired by Modesto Police Department but resigned to accept a career with Tuolumne County. [redacted] is a member of the Special Weapons and Tactics team and has

completed a basic SWAT School. I asked [redacted] if he was familiar with [redacted] case. [redacted] said he was familiar with the case and [redacted] confirmed he was the primary unit on the incident. [redacted] works the graveyard shift and starts his shift at 1800 hours. [redacted] remembers seeing [redacted] incident being recorded by dispatch at 1556 hours. [redacted] said, "***I start at 1800, but I typically log on about 5-10 minutes prior to give myself time to get to the office.***"

[redacted] told me on 8/11/19, "***I logged on from my driveway and make sure my mobile is working. I look at the calls on the screen to check for any priority calls that need to be addressed prior to going to briefing. On that day, there was a juvenile issue that had been on the screen for a few hours. I opened it and saw the Rp had called a couple times and there was nothing in the notes as to why it had not been handled.***"

[redacted] confirmed the notes to the incident include deputies responding and general incident updates. "***Based on the call itself, it seemed like a call that I believe should have had some sort of action taken to it, so I gave dispatch a call while I was driving to the office.***" I showed [redacted] the screenshot of [redacted] incident and asked him if it was the same incident he viewed on 8/11/19, [redacted] confirmed that it was. [redacted] said he remembers seeing all the notes added to the incident that day. I asked [redacted] what information in the incident led him to believe [redacted] incident was a priority call. [redacted] said, "***The fact that the initial call came in at 1556.***" [redacted] described the initial description of [redacted] incident and highlights the violation of probation by the ankle monitor being cut-off. [redacted] said, "***Although the incident is calm at that point, but the ankle monitor has been cut-off.***" [redacted] described the incident as being calm compared to how the incident escalated.

I asked to focus on the initial description of the incident and asked him, "Is there any information in that description that says [redacted] does not want deputies responding to her house?" [redacted] said, "***No. There is nothing that says she does not want a response.***" I asked [redacted] if there was any information in the description that led him to believe [redacted] did not want a deputy response. [redacted] said, "***She says she is concerned about deputies storming in her house…but based on my knowledge of how we would respond to this call, nobody would be storming in her house, so I would still.***"

I asked [redacted] if he has ever heard the term silent response, or dispatch requesting a silent approach for any reason. [redacted] said he has heard and is familiar with the term but has never been dispatched in that manner. [redacted] described multiple situations where a silent response could be used such as; domestic violence that is calm, where the suspect doesn't know 911 has been called. I asked [redacted] why he thought [redacted] mentioned to dispatch her concern for deputies storming in her house.

[redacted] said, "***She has an*** [redacted] ***in the residence.***" [redacted] confirmed that [redacted] interpret information differently than [redacted]. A dynamic response such as; flashing lights, sirens, kicking in doors and breaking windows could be traumatizing based on his training and experience. I asked [redacted] if deputies typically respond to incidences dynamically. [redacted] confirmed deputies do not typically respond dynamically, except in the case of an emergency when a dynamic response is warranted.

I asked [redacted] what his thought process was when he reviewed [redacted] incident. [redacted] said, "***My initial thought was maybe probation is handling it, but then as I read, there was nothing than indicated a probation response. It appeared to me literally nobody had done anything with it.***"

I reviewed [redacted]s call to dispatch. [redacted] said he called dispatch because there was no indication that anyone responded to [redacted] incident and the lack of response was contrary to what he felt should have happened. [redacted] called dispatch to verify what he was seeing in the incident and, "***To see if anything had been done outside of the notes and if there was a reason for that call not being handled.***" [redacted] confirmed that calling dispatch was basic investigative function to determine what needed to be done with the call for service. [redacted] said he didn't feel like he had all the information, therefore he made a phone call to dispatch. I asked [redacted] what his mindset and next course of action was after hanging up with dispatch. [redacted] said, "***Initially I was annoyed. I felt like this call should have been handled. I do know that, I don't know what dayshift is handling while this is going on, but with red on the screen and the notes that were put in and now I'm handling it, because to me it seems like a priority.***" [redacted] immediately responded to the scene after hanging up with dispatch.

The only radio traffic [redacted] remembered hearing about [redacted] incident was [redacted] stating he was also headed to [redacted] incident. [redacted] and [redacted] were the only deputies on scene. [redacted] called for his supervisor to respond approximately 30 minutes after being on scene. I asked [redacted] what he found when he arrived on scene. [redacted] said, "***The house was in complete disarray. The juvenile responsible was sitting on the couch the Rp met me on the porch and led me inside. The juvenile was cooperative with me. I immediately detained the juvenile based on what I knew from the call and what the Rp told me.***" [redacted] escorted [redacted] to his patrol vehicle.

[redacted] described [redacted] residence as a [redacted]. Several items appeared to have been broken and thrown about the area. Window screens were damaged, and an A/C window unit appeared to have been kicked out. Inside the residence there was "***shattered glass all over the ground,***" and what appeared to be a make-shift barricade that [redacted] made to keep [redacted] out of the dining area. "***When I first asked her,***

[redacted] ***told me the*** [redacted] ***were secured in a back room. The house was in a state.***" [redacted] described the broken glass as possibly glass from drinkware. [redacted] told [redacted] she locked [redacted] in the back room to protect them from [redacted]

[redacted] observed injuries on [redacted] and described them as, "***She had a small mark on her neck, it wasn't bleeding. She had swelling to her eye and face.***" [redacted] described [redacted] demeanor as upset and crying. [redacted] told [redacted] [redacted] has attacked her in the past, but this was the worst. [redacted] asked [redacted] what took so long and complained about the lack of response. [redacted] requested to speak with the sergeant, because she had to call numerous times to keep the incident from escalating. [redacted] arrested [redacted] for felony charges.

I asked [redacted] about common practice for prioritizing calls for service. [redacted] told me he would've prioritize [redacted] incident based on the initial description, over civil incidences and property crimes. I asked [redacted] what he was basing his opinion on. [redacted] said, "***This is a crime against a person and the other incidences you're describing sound more like civil disputes***." [redacted] was referring to the driveway/private road dispute [redacted] handled by phone. [redacted] told me the other incidences appeared to be civil, or cold property crimes that could've held.

I asked [redacted] the following questions in sequence:

- Were you taught about prioritizing calls for service in the academy? [redacted] said, "***Yes.***"
- How about in the field training program and in your 2.5 years' experience? [redacted] said, "***Yes.***"
- Do you often prioritize calls for service? [redacted] said, "***Yes.***"
- Does dispatch prioritize calls for service? [redacted] said, "***Yes.***"
- Is dispatch sometimes incorrect? [redacted] said, "***Yes.***"
- Do you sometimes have to seek additional information? [redacted] said, "***Yes.***"
- Is it common that dispatch doesn't memorialize all the information given on the phone in the incident? [redacted] said, "***Yes.***"
- Is it common? [redacted] said, ***"I wouldn't say common, but it happens."***
- What do you do when it happens? [redacted] said, ***"If I don't understand something regarding the notes, or what comes over the radio, typically I will call dispatch and get more information."***
- Have you ever called an RP to get additional information? [redacted] said, "***Yes.***"
- "If you're prioritizing calls for service and there was anything that was unclear, would you make a phone call to determine the status?" [redacted] said, "***Yes, absolutely.***"

- Is it a priority to take [redacted] call for service, or get off shift early, or on-time? [redacted] said, "***Take the call for service, because that is the job. Our job is to take the calls for service, everything else is secondary.***"
- Is it a priority to take [redacted] call for service or write a report? [redacted] said, "***Go to the incident.***"
- Can reports hold? [redacted] said, "***Yes.***"
- Have you ever been writing a report and a priority call comes up and you have to go to it? [redacted] said, "***Regularly.***"
- Does it have to be an emergency call to be a priority call? [redacted] said, "***No.***"
- Could it be a priority 2 call, or even a priority 3 call, but it is active? [redacted] said "***Yes.***"
- Do disturbances sometimes start out lower in priority and escalate? [redacted] said, "Yes."
- Have you ever experienced that during your time on patrol? [redacted] said, "***Yes.***"
- Do you monitor incidences that appear on the RiMs screen? [redacted] said, "***Yes. Sometimes calls pop up on the screen that I may have a different feeling about the call than a dispatcher. I may feel the call needs to be handled and maybe somebody else doesn't.***"
- Does RiMs "ding" to alert you, or if the volume is low, does the ribbon blink and say, "updated added?" [redacted] said, "***Yes.***"

I asked [redacted] if there was anything about [redacted] incident that led him to believe a deputy shouldn't respond? [redacted] said, "***No.***" [redacted] told me [redacted] complained numerous times about not being taken seriously and the amount of times she had to call. [redacted] described [redacted] as being fine when he arrived on scene. [redacted] did not describe any visual signs of trauma from either of [redacted] [redacted] [redacted] [redacted] was not acting aggressive and did not say anything to [redacted] in the presence of [redacted] [redacted] did not make any statements to [redacted]

I asked [redacted] if he viewed [redacted] person page in RiMs prior to responding to [redacted] residence. [redacted] said he didn't remember if he viewed [redacted] person page prior to responding. I asked [redacted] why a deputy would look at someone's person page in RiMs. [redacted] said, "***To get a feeling if there has been prior contact, what kind of prior contact and what were the outcomes. Looking at someone's history with us helps determine how the situation is going to go.***" I asked [redacted] what if any effect would [redacted] person page listing "242PC <Felony>" as a prior arrest do to his decision-making process. [redacted] said, "***I would probably be a little more on-guard.***" [redacted] confirmed [redacted] history supported the information [redacted] was reporting to dispatch and added to the overall "***volatility***" of the incident.

[redacted] confirmed [redacted] charges and the elements that led to the arrest. [redacted] stated the charges and supporting elements were documented in his written report. After completing the investigation [redacted] transported [redacted] to juvenile hall. [redacted] never received any information from day-shift about [redacted] incident. [redacted] did not receive any calls from day-shift asking him to come in early or respond to [redacted] incident. I asked [redacted] if he had ever been called in early, or if that was common practice to call in additional deputies for high call volume. [redacted] said, "***Yes.***"

I reviewed [redacted] first call to dispatch. [redacted] highlighted there is more information in the actual call than what was written in the incident. [redacted] said the description captures the bare minimum, but based on his opinion, "***what is written in the description, I believe is enough to respond to the call.***" [redacted] confirmed it is common to contact dispatch if additional information is needed.

I reviewed [redacted] second call to dispatch. I asked [redacted] if [redacted] second call was entered in the incident in a manner that reflected the summarized concept. [redacted] said, "***Yes.***" I asked [redacted] if he thought the incident was the same or if it has escalated. [redacted] said, ***"I think its escalating."***

I reviewed Serrano's call to dispatch. I asked [redacted] if there was any information listed in the incident that was consistent with Serrano's statement to dispatch about why [redacted] call was pending for graveyard. [redacted] confirmed there was no information listed in the incident that would coincide with Serrano's statement to dispatch regarding why [redacted] incident was holding for graveyard. I asked [redacted] if people sometimes do state they don't want a deputy to respond and then change their minds later. [redacted] said, "***Yes.***" [redacted] confirmed there was no information in [redacted] incident to support that she didn't want a deputy to respond and later changed her mind.

I asked [redacted] "Based on the conversation Serrano is having with dispatch, what does it sound like is happening, if anything?" [redacted] said, "***I don't want to assume anything, but it sounds like he is clearing any calls that are on the screen, so he can get work."*** [redacted] explained that clearing the screen commonly takes place toward the end of shift and consists of incidences that have been prioritized as low priority; property, or cold crimes.

I asked [redacted] if he has ever been ordered not to go to a call for service toward the end of shift, and to provide an example. [redacted] said, "***Yes. An alarm in La Grange, or an alarm deep into Groveland.***" [redacted] confirmed that investigating an incident prior to deciding not to respond, or to hold the call is common. I asked [redacted] if [redacted] incident is the type of incident he has been ordered not to respond to. [redacted] said, "***No.***"

I reviewed [redacted] third call to dispatch. [redacted] confirmed the incident is escalating and the information in the incident is consist with the concept of [redacted] phone call. I asked [redacted] "***Is it common for dispatch to call on the radio or call on the phone to notify deputies that an incident is escalating?***" [redacted] said, "***Yes***." I asked [redacted] who is responsible for the operations of the entire office in the absence of command staff. [redacted] said, "***The watch commander or the sergeant.***" [redacted] confirmed because this incident took place on a Sunday the watch commander was the sergeant. "Does that oversight include communications and custody?" [redacted] said, "***Yes.***"

I asked [redacted] if Serrano's conversation with dispatch about holding the [redacted] call for graveyard sounded like guidance, or an order. [redacted] said, "***Based on the phone call between the watch commander and dispatch, it sounded like an order.***" I reviewed [redacted] fourth call to dispatch. [redacted] confirmed the incident contained an accurate summary of the call. [redacted] described handling low priority calls for the purposes of "clearing the screen," when higher priority calls are pending as, "***Lazy.***" [redacted] confirmed that if proven to be true, that type of decision-making process would subject people to risk and be a dereliction of duty. "Would the same principle apply to a deputy who decided to go home while this incident was pending?" [redacted] said, "***Yes.***"

I asked [redacted] the following questions in sequence:

- Can sergeants take calls for service? [redacted] said, "***Yes.***"
- Is it frowned upon for sergeants to take calls? [redacted] said, "***Generally, No***."
- Is it common for a sergeant to take a call if the tempo is busy? [redacted] said, "***Yes.***"
- Do they take calls over the phone? [redacted] said, "***Yes.***"
- Do they go 10-8 and respond in person? [redacted] said, "***Yes.***"
- Do they take cases and write reports? [redacted] said, "***Yes.***"
- If a sergeant is the only unit available and this type of an incident comes up what is the appropriate action? [redacted] said, "***Respond.***"

I stopped the recording due to receiving a phone call. Time stopped was approximately 30 seconds.

I reviewed [redacted] report and asked him if he wrote [redacted] report in the same manner he would any other report. [redacted] said, "***No.***" I asked him to explain his answer. [redacted] told me, "***I put way more detail into this report than a typical report. I feel like I over detailed, one reason was because it involved a juvenile and because the Rp advised that she was going to complain.***" I asked [redacted] if he was concerned that [redacted] was going to complain about him doing something wrong. [redacted] said, "***No.***" I followed up by asking, "than why the extra detail?"

[redacted] said, "***I knew that I hadn't done anything wrong, but I added the extra detail to protect myself, Deputy*** [redacted] ***and my sergeant.***"

- "Did you feel the need to protect because the way this incident was handled, or not handled exposed the Sheriff's Office to extreme liability?" [redacted] said, "***Yes.***"
- "And the safety of the Rp and [redacted]?" [redacted] said, "***Yes.***"
- "Is that why you detailed the timeline in the incident?" [redacted] said, "***Yes.***"
- "Did you use the incident for reference when you wrote your report? [redacted] said, "***Yes,***" and confirmed because that was the information he used to make his decisions.
- "Do you feel the decision to not respond to this incident exposed your team to liability? [redacted] said, "***Yes.***"
- Do you feel the decision to not respond to this incident exposed the day shift team to liability? [redacted] said, "***Yes.***"
- Policy violations? [redacted] said, "***Potentially.***"
- Has anyone from the day shift made any comments to you about this incident? [redacted] said, "*No.*"

[redacted] confirmed there has been no discussion about [redacted] incident since it happened amongst his shift or with anyone else. I asked [redacted] if there have been any briefing trainings about [redacted] incident. [redacted] said, "*No.*" I asked [redacted] if he has heard any conversations about dayshift deputies receiving an order not to respond to [redacted] incident. [redacted] said, "***I have not heard that.***" Based on your experience, are orders expected to be followed? [redacted] said, "***Yes.***"

I asked [redacted] if he had anything he wanted to add prior to ending the interview. [redacted] did not have anything to add.

Summary of statement from Sgt. [redacted]

On 9/05/19, at about 0204 hours, I spoke with Sgt. [redacted] of the Tuolumne County Sheriff's Office. This interview took place during [redacted] regular shift; [redacted] is a graveyard shift watch commander. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained to [redacted] the witness and confidentiality letter and had him sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with Tuolumne County Sheriff's Office for approximately four years. He was previously employed by Stanislaus County Sheriff's Office for approximately four years and with Ceres Police Department approximately five years. [redacted] is currently assigned to the patrol division as a Sheriff's Sergeant. [redacted] has been a

sergeant for approximately two years. [redacted] is the Assistant Team Leader of the Special Weapons and Tactics team and is the second supervisor of the Field Training Unit. [redacted] serves as the terrorism liaison and the Focusing On Children Under Stress (FOCUS) program coordinator for the Sheriff's Office.

[redacted] was on duty on 8/11/19 and remembers logging on early for his shift, approximately 10-15 minutes early. [redacted] logs on early to get fuel and review the case log. [redacted] doesn't recall seeing [redacted] incident pending, but he explained that he typically reviews the cases that were pulled during the shift, opposed to incidences pending, for briefing purposes. [redacted] confirmed he doesn't typically look at the holding incidences because he trusts that if a watch commander is pending incidences, they aren't emergency calls.

- Is it customary to let emergency calls pend? [redacted] said, "***No.***"
- Is it customary to let crimes against persons calls pend? [redacted] said, "***No, not if your able to handle them.***"
- What do you mean able? [redacted] said, "***If you had other priority calls that are currently happening, and you didn't have a unit to go.***"
- If you had a deputy sheriff handling a low priority incident and an incident like [redacted] arrises, can you break deputies from those low priority incidences? [redacted] said, "***Absolutely.***"
- Does the operational tempo of patrol change moment to moment? [redacted] said, "**Absolutely.**"
- Do you feel an enhanced burden of responsibility as a watch commander? [redacted] said, "***Absolutely.***"
- What is the burden of responsibility you feel? [redacted] said, "***I'm completely in charge of the entire county at that point, absent any administration. Therefore, the responsibility of all the incidences and cases fall on me to ensure they are done the right way.***"
- Does your oversight include communications and custody? [redacted] said, "***Yes.***"
- Do you continuously monitor incidences in the CAD system? [redacted] said, "***Yes.***"
- Based on the operational tempo of patrol, do you often have to give orders to best carry-out calls for service; including the comm center? [redacted] said, "***Yes. I have to do it frequently.***"
- Do you ever find yourself looking at an incident and determine you don't have enough information? [redacted] said, "***Yes.***"
- What do you do if you find your lacking information or quality of information? [redacted] said, "***Sometimes it is a phone call to the call taker and ask clarifying questions, other times it could be I need the call taker to call the Rp back and ask clarifying questions.***"

- Does it cause concern if you see allied agencies calling about a pending incident? [redacted] said, "***It causes concern. For sure.***"
- Do you expect your orders, as a watch commander, to be followed? [redacted] said, "***Yes.***"
- Do you expect people to disagree with your orders in the moment? [redacted] said, "***I wouldn't expect them to disagree with them, but even if they did disagree, they would still do what I told them to do. I would demand that.***"
- Do you think that is a shared feeling amongst watch commanders and subordinate personnel? [redacted] said, "***Absolutely, I think our entire department feels that way.***"
- Is it policy that personnel shall follow lawful orders from senior officers? [redacted] said, "***Pending the order is not unlawful or unethical.***"
- Is that related to the rapid operational tempo of patrol and split-second changes and decisions? [redacted] said, "***Yes.***"

On 8/11/19, shortly after graveyard shift started, [redacted] remembers [redacted] responding to [redacted] incident. [redacted] also received a phone call from [redacted] [redacted] recalls [redacted] saying, "***Hey, I need you to respond out here.***" [redacted] didn't remember the other incidences that took place during shift change, but in conjunction with [redacted] incident, [redacted] remembered the "bomb call" on [redacted]

I gave [redacted] a screen shot of [redacted] incident as it would appear on the CAD screen. [redacted] reviewed the incident and recognized the information as the same incident he reviewed on 8/11/19. [redacted] said, he remembered responding to [redacted] residence and speaking to the involved parties. [redacted] explained the complaint process to [redacted] and described [redacted] as being frustrated. [redacted] confirmed [redacted] incident was created at 1556 hours, "***Deputy [redacted] and I'm not sure who else, but both got dispatched at 1801 hours, one minute after their shift started.***"

I asked [redacted] based on the initial description of the incident, is there anything that says [redacted] does not want a deputy to respond. [redacted] said, "***I wouldn't say she didn't want deputies to respond. I would read that and think she's worried about us storming in the house, so I could see how that could be misunderstood as to what you are saying, but regardless, at the end of the day we would need to go to this call based on what she is reporting. We would need to show up still.***"

- Are people often concerned about our response when it pertains to special needs? [redacted] said, "***Yes, Absolutely.***"
- Have you ever heard dispatch inform you that a Rp is requesting a silent approach? [redacted] said, "***I have heard that term before, yes.***"

- What does that mean? [redacted] said, "***It would be more of an approach that we could contact the Rp without everyone else in the house knowing.***" [redacted] described the approach as, "***almost having permission to sneak-in is kind of what it is, but in this situation, if it was requested, it would be for the mom not wanting to scare her [redacted], like it says in the call there. I've dealt with [redacted] and sometimes they can create a higher stress situation that is necessary.***"
- Is there anything that would cause you confusion about this information? [redacted] said, "***No, but if there was it would be a simple phone call to the call taker, or the Rp.***"
- Based on the face value of the information, should this call have pended from 1556 hours to 1820 hours? [redacted] said, "***uh, no sir.***"
- What does it mean to clear the screen? [redacted] said, "***When I assume the watch, clearing the screen means sending deputies to the calls and handling them appropriately. When I think of clearing the screen it would be as a courtesy to the on-coming shift.***"
- Is [redacted] incident a priority over property crimes? [redacted] said, "***Yes, because it is a crime against person.***" [redacted] confirmed that the priority of calls can change, especially if the incident is active. The RiMs database is only as good as the information put into it. Incidences can be categorized incorrectly.
- As a watch commander, do you trust RiMs information on face value if you have questions? [redacted] said, "***Not if you have questions, no***."
- Do you ever blindly trust the information in the description regarding the disposition of an incident? [redacted] said, "***No.***"
- What does the red information in the incident mean? [redacted] said, "***It looks like pertinent information entered by dispatch. The way I interpret it is to get our attention. I believe when the line turns red, the computer gives an audible alert.***"

I reviewed the incidences that were handled by dayshift while [redacted] call was pending. [redacted] confirmed [redacted] incident is more of a priority than the other calls, based on the initial descriptions. [redacted] described his thought process for prioritizing crimes against persons over property crimes and civil disputes. [redacted] said he would have clarifying questions regarding the lady claiming to have been, "almost run off the road," but the fact that the call was taken over the phone, was not active and was closed with a log note, it should be known that it may have to hold.

I asked [redacted] if he's ever had to put calls on hold to take a priority call for service. [redacted] said, "***Yes, I do it frequently. Sometimes deputies aren't paying attention while on the phone, so I will have to call dispatch and tell them to break that deputy for the other call.***" I asked [redacted] about prioritizing tasks over calls for service. I asked [redacted] if he has

ever had to postpone, bathroom breaks, meals and report writing for the purposes of responding to active crimes against persons. [redacted] described commonly postponing meals and various breaks to handle calls.

I asked [redacted] if it is the watch commander's responsibility to prioritize calls for service and assign deputies to take calls. [redacted] said, "***At the end of the day 100% it is, but on my team, as with any deputy here, they would see this and know, I have to go to that call and just go in route based on the nature of call.***" I asked [redacted] the following question based on the initial description of [redacted] incident.

- Does report writing take priority over an incident like [redacted]? [redacted] said, "***Absolutely not.***"
- Does the factor of generating overtime take priority over taking a call like [redacted]? [redacted] said, "***No.***"
- Is there anything in the initial description of [redacted] incident that stands out to you? [redacted] said, "***The age first off, the fact she cut her ankle monitor off. That's important.***"
- As a watch commander what might you do with this incident, or the names of the involved parties, if you needed more information? [redacted] said, "***I would just click on their names and find out the history between them. The fact that she is [redacted] with an ankle monitor, she has obviously broken the law.***"
- If you researched [redacted] history and found she was arrested in [redacted] of 2019 for 242PC, felony battery, would that cause you any additional concern? [redacted] said, "***Yes.***"
- As a supervisor of the FTU, is report writing, response time to calls and time management scrutinized in the training program? [redacted] said, "***Yes.***"
- Do sergeants take calls for service? [redacted] said, "***Yes.***"
- If all the deputies are tied up on priority tasks, who is left to respond to an incident like [redacted]? [redacted] said, "***the watch commander.***"
- Do you respond to calls for service? [redacted] said, "***Yes.***"
- Does approving reports or editing narratives take priority of [redacted] incident? [redacted] said, "***No.***"
- If an incident is held, is it the watch commander's responsibility to monitor the incident? [redacted] said, "***Yes.***"

I reviewed [redacted] first call for service with [redacted] I asked [redacted] if it is common for a dispatcher to summarize the content of a phone call in the incident? [redacted] said, "***Yes***." [redacted] confirmed he would call the call taker to get additional information or call the Rp and ask, "***What's going on? And to let them know I'm on the way.***"

- I asked [redacted] a hypothetical scenario question regarding his thought process of prioritizing calls for service. If you were in a situation where you had to let [redacted] incident pend for two hours, would you take the initial information on face value, or would you conduct follow-up? [redacted] said, "***It depends on what the other calls that are pending were. I'm a working watch commander. So, I go to a lot the calls with the guys***"
  [redacted] described a portion of [redacted] first phone call as sounding like a COPPS call by [redacted] stating she wanted someone to go talk to her daughter and tell her the consequences of cutting off her ankle monitor. [redacted] used the COPPS example to describe the importance of verifying information for the purposes of effectively prioritizing calls for service. [redacted] confirmed that watch commanders typically don't hear the actual phone calls as they come into dispatch. "***That portion of it seemed to be lower priority versus another call coming in that was a higher priority. I would want the guys to go to that instead. But pending there is nothing else priority going on… yeah, we would need to call and get further information on this one."*** [redacted] described a decision-making process of needing to fully identify what [redacted] needs were if there were emergency, or higher priority calls pending.

- I asked [redacted] if [redacted] incident would have been priority over the actual incidences listed in RiMs on 8/11/19? [redacted] said, "***Oh, it has to be. It's the whole keeping your beat clean. You need to handle the calls on the screen.***"
- Was there anything about [redacted] call to dispatch that led you to believe she didn't want a deputy to respond? [redacted] said, "***No. Um the whole thing about having a deputy call. [I could see a mindset… unintelligible.] She asked what the protocol was because she had never been in trouble and she said they will call you first.***"
- At any time did you hear any information that led you to believe [redacted] did not want a deputy to respond? [redacted] said, "***No, it was more just be cautious when you do show up."***

I compared the calls from [redacted] and [redacted] to the incident updates. I asked [redacted] if the incident updates captured in summary the concept of each call. [redacted] described being confused whether the VOP was for the ankle monitor or for [redacted] being a runaway. I told [redacted] that [redacted] called probation separately regarding the ankle monitor issue, which in turn resulted in [redacted] telling [redacted] to report [redacted] if she runs away from home. The runaway charges would have been in addition to her ankle monitor charges. [redacted] said he understood and stated he thought that part of the phone call was confusing.

- Is [redacted] incident escalating or de-escalating? [redacted] said, "***It's escalating.***"

- Is the incident information listed above the red portion enough information to determine the incident is escalating? [redacted] said, "***Above the red, Yes***."
- Does that make the incident more of a priority than during the initial call? [redacted] said, "***Yes.***"

I reviewed Serrano's conversation with dispatch. I asked [redacted] if the discussion between Serrano and dispatch was consistent with the term clearing the screen. [redacted] said, "***If he is trying to make the calls go away than yes, but if the calls are still on the screen, someone has to handle them.***"

- Is there any information that we have talked about in [redacted] incident that leads you to believe that [redacted] did not want a deputy to respond to her house? [redacted] said, "***No. It's actually the exact opposite. If I'm being honest, she even said in the first call that she's never been in trouble, I've never been through this, so I don't know. What is the protocol? I think someone in the situation that calls 911 is going to expect that a cop is going to show up; therefore, that's why she said please don't send everyone to storm my residence."***
- The watch commander doesn't hear that call correct? [redacted] said, "***No, but it's in the initial comments."***
- What is a watch report? [redacted] said, "***Watch report is a reflection of the shift's incidences. It's a way to let admin know what happened in the shift. Its kind of the pertinent incidences.***"
- Is it an official document generated by watch commanders to brief the command staff? [redacted] said, "***Yes.***"
- Do those documents need to be truthful? "***Yes.***"
- If those documents weren't truthful would that be a violation of policy? [redacted] said, "***Yes.***"

I reviewed the watch report from 8/11/19 with [redacted] confirmed the watch report is emailed to the command staff at the end of each shift. I asked [redacted] if it was common for watch commanders to add notes or comments related to the incidences in the watch report. [redacted] said he has seen it done in the past, but he feels that the document is meant to brief the command staff, not other watch commanders, therefore any comment listed in the watch report would be directed to the command staff. [redacted] said, if there is a need for comments that should be a phone call to the other watch commander or a face to face change over.

I read [redacted] Serrano's watch report entry regarding [redacted] incident.

"***1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to***

the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men."

- What does this call is back on the screen again mean? [redacted] said, "***That it was removed, or someone responded previously and closed out and re-opened.***"
- Does the watch report entry lead you to believe there was a prior incident that was re-opened by the Rp calling back? [redacted] said, "***Yes.***"
- Was this call ever dispatched? [redacted] said, "***Not prior to the graveyard units.***"
- Was there a disposition assigned to this incident? [redacted] said, ***"Not prior to the graveyard units."***
- Is there anything in this incident that states [redacted] stated she did not want a deputy coming to the house? [redacted] said, "***No.***"
- Would it be acceptable if deputies were writing reports instead of responding to this call for service? [redacted] said, "***I would have issue with it, but there is a culture.***"
- Is this incident close to shift change? [redacted] said, "***Not initially sir.***"
- Is it reasonable to infer that a watch commander reviewing the incident could identify that incident is escalating based on the initial information to the 1638 hours update? [redacted] said, "***Yes.***"

I asked [redacted] to tell me about the "culture" he previously mentioned. [redacted] said, "***The culture would be guys don't want to take paper. It could be the reason why some people stay on report writing for so long that it may be there Friday and they want to get off on time, so they let a call like this pend…it could mean a number of things sir."*** [redacted] described some of his duties as a watch commander as routinely prioritizing tasks and calls for service. For example, telling deputies to hold reports and respond to priority calls, or leave an existing call to respond to a higher priority call. [redacted] highlighted that clearing the screen and handling calls is not only our duty but leaving calls to pend for another shift can affect the operational tempo and takeaway from briefing and training. [redacted] said, "***It's our job to respond to these calls and to leave them holding for so long, we shouldn't be doing that.***" [redacted] explained that holding calls for extended period exposes deputies and the public to risk. [redacted] said there are several factors, specifically that it reflects poorly upon the office.

I asked [redacted] if Serrano's conversation with dispatch regarding [redacted] incident was accurate. [redacted] said, "***No sir.***" [redacted] confirmed he was basing his opinion on the facts contained in the incident and the facts surrounding the case.

- Based on your experience with watch reports, your experience with RiMs and your knowledge of [redacted] incident, does Serrano's watch report accurately describe what happened? [redacted] said, "***No, sir.***"

I reviewed [redacted] third call to dispatch. I asked [redacted] if there was any information that led him to believe that [redacted] did not want deputies to respond. [redacted] said, "***No.***" I asked [redacted] if the information from the phone call was consistent with the incident notes in RiMs. [redacted] said, "***Yes and no. I heard some talk about a knife and I don't see that in the notes.***" [redacted] described [redacted] as sounding scared and hearing fear in her voice.

I reviewed [redacted] fourth call to dispatch. I asked [redacted] if there was any information that led him to believe that [redacted] did not want deputies to respond. [redacted] said, "***No.***" I asked [redacted] if the information from the phone call was consistent with the incident notes in RiMs. [redacted] said, "***Yes.***"

- Who is responsible for monitoring [redacted] incident while in a pending status? [redacted] said, "***The watch commander.***" [redacted] confirmed the watch commander is responsible for the calls for service until shift change.
- Is it important for a watch commander to monitor incidences that appears to be escalating? [redacted] said, "***Yes.***"
- Is a watch commander relieved of responsibility when a decision is made to hold a call for service? [redacted] said, "***No.***"
- Is the watch commander responsible for re-prioritizing deputies from report writing and property crimes to take higher priority calls? [redacted] said," ***Yes, at a minimum they could request calling deputies in early.***"
- Is it common practice for a watch commander to call deputies in early due to overwhelming call volume? [redacted] said, "***It frequently happens.***"

I reviewed [redacted]s second call to dispatch. I asked [redacted] what his opinion was about [redacted]s comment to dispatch of, "she told me you guys only have three deputies on, is that true?" [redacted] said, "***That maybe dispatch sometimes can embellish things like make it seem worse to make an excuse for the patrol guys.***"

- Would it surprise you if I told you that dispatchers default to telling people all the deputies are on emergency calls during these types of situations? [redacted] said, "***No, I have seen it.***"
- Would it surprise you if I told you that dispatchers perceive the watch commander's instructions as orders? [redacted] said, "***No.***"
- Would pending [redacted] call and dispatching the next call be consistent with dispatch following the watch commander's orders? [redacted] said, "***Yes.***"

I reviewed [redacted] dispatch traffic regarding the suspicious circumstance on [redacted] I asked [redacted] if there was anything significant about [redacted] radio traffic identifying his location as [redacted] when dispatch requested a unit for back-up. [redacted] said, "***Yes, I believe he lives there.***"

- Does [redacted] back up to an access road that connects with [redacted] said, "***Yes.***"
- Based on the knowledge of [redacted] incident and [redacted] being at home at 1744 hours, is there any reason you can think of as a watch commander why [redacted] isn't responding? [redacted] said, "***No.***"
- Is it concerning to you that [redacted] is in his neighborhood 15 minutes prior to a formal shift change and this call is pending? [redacted] said,***" Yes and no. Sometimes deputies have things going on at home, but you would get with someone else to cover to go to the call. That could even be the watch commander; I commonly do it for my guys. Without that type of agreement, I would be concerned if he was out his house while this is holding.***"
- Would it surprise you that dispatchers carried out the orders of watch commander's to let [redacted] incident pend? [redacted] said, "***No.***"
- Would it surprise you if the other deputies carried out the watch commander's order to let [redacted] incident pend? [redacted] said, "***It's not the way I do business, but I could see young deputies listening to the direction, but I would hope they would question it seeing the updates.***"
- I followed up with, based on the deputies seeing the updates? [redacted] said, "***yeah, but I still have a problem with it though. There would have to be something major going on to say, were not going to this and it's going to hold.***"
- Who is ultimately responsible for monitoring incidences to ensure they get responded to? [redacted] said, "***The watch commander sir.***"

[redacted] confirmed he was the approving supervisor of [redacted]s criminal report related to [redacted] incident. [redacted] remembered the listed injuries and details of [redacted]s report. I reviewed [redacted]s report, specifically the manner in which [redacted] outlined all the incident updates in the narrative. I asked [redacted] if that was a typical report writing style. [redacted] said, "***No,***" I asked [redacted] why he thought [redacted] would outline all the incident updates to illustrate the gap in the response time. [redacted] said, "***For lack of better words, he's covering his own ass.***"

- Do you think he wrote his report this way based on the exorbitant amount of liability taken on by holding [redacted] call? [redacted] said, "***Absolutely sir.***"
- When calls like [redacted] are held and result in felony charges, does it expose the office and all the deputies to extreme liability? [redacted] said, "***Yes.***"
- Does it endanger the safety of the public? [redacted] said, "***Yes.***"
- Were some of the members of the public children? [redacted] said, "***Yes, sir.***"
- Are you aware that those children were[redacted]? [redacted] said, "***Yes, sir.***"

- Is this why [redacted] wrote his report in the manner that he did? [redacted] said, "***Yes, sir. He doesn't want the liability to fall back on him. He wants to say as soon as I logged on, I went to the call. You can tell by how he wrote that report that he sees something is wrong as well.***"

I reviewed [redacted]s call to dispatch. I asked [redacted] if he detected anything in [redacted]s tone. [redacted] said, "***Frustration.***" [redacted] said [redacted]s frustration was probably due to [redacted] having to take a call that should have been dealt with. [redacted] would like to think it had more to do with the lack of response, but highlights it could also be frustration for having to deal with a call and write a report that should have been taken by dayshift. [redacted] said, "***It could also be because he knew a complaint was coming.***"

- Is it the watch commander's responsibility to use all their resources to monitor and stay updated on incidences? [redacted] said, "***Yes, sir. I've done it three times since I've been in this interview.***"
- Are there certain trends you have identified with regards to holding calls? [redacted] said, yes, the polite thing is to try and handle your calls, but sometimes low priority calls sometimes have to hold. Sometimes the guys are busy and they can't get to all of them, but those are low priority.

Summary of statement from Deputy [redacted]

On 9/07/19, at about 1024 hours, I spoke with Deputy [redacted] of the Tuolumne County Sheriff's Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained to [redacted] the witness and confidentiality letter and had him sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

Deputy [redacted] has been employed with Tuolumne County Sheriff's Office for approximately 3.5 years. [redacted] was employed by Santa Clara County Sheriff's Office for approximately 7.5 years. [redacted] served in a variety of assignments including; patrol, special assignment teams, courts, and plain clothes street crimes. [redacted] never served in a watch commander role while at Santa Clara County, but has been the Officer –in-Charge on multiple occasions in Tuolumne County. [redacted] was not on duty during the incident on 8/11/19.

- Is the OIC a supervisor in the absence of a sergeant or watch commander? [redacted] said, "***Yes.***"
- Does the OIC assume all the responsibility of the watch? [redacted] said, "***Yes.***"

- What is prioritizing calls for service? [redacted] said, "***Establishing the need to go to a call based on possible injuries, in-progress, weapons involved, or are we talking about a burglary to a vacation home.***"
- Does RiMs prioritize calls for service? [redacted] said, "***If I'm at my computer it will (ding) and that is usually a priority call. The incident is color coded as well and it will be yellow or red and that will typically be something that is higher priority unless it's blue.***"
- Where do civil incidences fall in the priority category? [redacted] said, "***That depends. Certain civil calls, for example, civil call where there is a custody argument and it's happening, and it's escalating…that could be prioritized lower, but it needs a response, versus a civil phone call."***
- Is it possible that a civil call can start low priority and escalate to high? [redacted] said, "Absolutely."
- How long does that take? [redacted] said, "A second."
- Do crimes against person take precedent over property crimes, such as; theft, cold burglary? [redacted] said, "***Absolutely. Anything against a person takes priority.***"
- Have you ever seen calls for service pend for longer than they should have, based on your training and experience? [redacted] said, "**Yes.**"
- Is that based on what the deputies are doing at the time? [redacted] said, "***There are a lot of factors to it. The main reason I have seen is that the deputy is swamped with other cases in his beat. The idea to hold calls that are lower priority is that there would be no harm, no foul, based on the type of incident. It's not in-progress, its cold."*** [redacted] described the importance of deputies prioritizing tasks in conjunction with calls for service. [redacted] highlighted report writing and follow-up as tasks that must be prioritized in the work tempo. [redacted] said, "***One thing I think our team does well is, regardless of the beat, if one guy is swamped, we're going to pick up the calls in that beat.***"

[redacted] described staffing as being a reason for calls to pend. [redacted] said, "***Our staffing numbers are up now, they have been up for a while, but when you're at minimums and three guys trying to run the county, it can be a factor.***"

- If you are writing a report and a priority call for service comes up, is it common practice to continue writing or go to the call? [redacted] said, "***Go to the call.***"
- If the beat deputy is swamped, is it common for another deputy to take the call for service? [redacted] said, "***Yes.***"
- Who is responsible for prioritizing and responding to calls for service? [redacted] said, "***I think we are all responsible for the calls in our beat, but ultimately the sergeant.***"

- If you were acting as an OIC would that responsibility fall on you? [redacted] said, "***Yes***."
- Have you ever received a call for service, via RiMs where you didn't receive enough information? [redacted] said, "***All the time.***" [redacted] gave an example of, "***Any incident where they are looking for a suspect, the description of person(s) and are very vague. It drives me nuts, I understand we have 2-3 dispatchers working, but it happens frequently. I want more info, I don't want to tie up the radio asking for more information.***"
- When you find yourself not having enough information, does that drive your decision making in how you respond, or prioritize a call? [redacted] said, "***Sure, with computers in our cars now, with a click of a button I can pull up a person's page and see who their associated with, their history, history of the address…not that it has made dispatch obsolete, but with all the questions I want to know the answers to…I can find myself an probably faster.***"
- Is the information written in an incident description often very minimal? [redacted] said, "***Yes, I would agree with that.***"
- Is it common for deputies to investigate the preliminary information received in an incident? [redacted] said, "***I would probably call the Rp myself, it would depend on the call. Typically I would call the Rp and if I couldn't get what I needed, I would call dispatch.***"
- Is it common for calls for service to be held for another shift? [redacted] said, "***Could be, I've seen cold burglaries, cold thefts, advice calls, pretty much anything that doesn't warrant an immediate response. It also depends on the team and what kind of workload they have. Typically we like to have our board clear before graveyard comes in, especially the easy phone call ones. Those are calls we can make while we are driving to a call.***" [redacted] explained that the "unwritten rule," is that graveyard has an understanding that sometimes calls will be left to pend and dayshift has the understanding that there could be calls left at the end of the day. [redacted] highlighted these concepts as being driven by the call volume of the day.
- How about crimes against a person, are those calls held? [redacted] said, "***You gotta go***."
- What if you're writing a report? [redacted] said, "***You gotta go***."
- What if you're in the middle of a meal? [redacted] said, "***You gotta go. Sometimes that is the crappy part about being a cop… you are going to get interrupted doing stuff, you gotta go***."
- Have you ever reviewed a crime against a person and made a determination that a response isn't warranted based on routine history, or the perception of the call being a waste of time? [redacted] said, "***Doesn't mean you don't go, but it can definitely shape your attitude before you go. Especially if a person is***

trying to trump up charges against an Ex. We are seeing more court played out in the field."

- Have you ever seen a crime against person held for another shift? [redacted] said, "***Yes, it doesn't happen often.***" [redacted] described an example of a crime against a person where the involved parties were separated; such as, one person in the emergency room. [redacted] stated it still would be prioritized over cold property crimes, but it might be handled differently. [redacted] said, "***But in progress stuff, I've never seen that... maybe a DV pending in the ER within an hour of shift change, maybe you send guys to the ER to check on injuries, prior to the other shift coming on. There will be a lot that needs to get done before that report can be written.***"
- Does that require watch commanders to communicate? [redacted] said, "***Yes.***"
- Is it common to request the on-coming shift to log on early based on extensive call volume and extensive report writing? [redacted] said, "***Yes, that actually just happened the other day.***" [redacted] described a strategy of responding to calls for service to ensure they are not active and turning over report writing to the on-coming shift. [redacted] described this type of response as taking place for both shifts when it is close to shift change, i.e. "***within an hour.***"
- When you make a decision to hold a call as an OIC, does it relieve you of responsibility of what evolves within the incident? [redacted] said, "***No. Like we said earlier, a call can change in a matter of a second from low priority to high priority. If you're going to hold a call for graveyard and now it turns into something, now you gotta go. The priority can change quickly and you're still on the hook for whatever is on the board. Absolutely, everything that is on the screen you're responsible for managing and in-charge-of until you go home.***"
- Does managing and being in charge include monitoring incidences for new information? [redacted] said, "***Yes, and maybe not clicking on the incident every two seconds, but calling dispatch and saying, let me know if anything changes with this. Dispatch should be doing that anyway, they're usually always calling the sergeant's office. That communication with dispatch and supervision has to be there for that situation to work.***" [redacted] described being surprised about the manner in which the communications division dispatches calls, compared to his previous law enforcement experience. [redacted] described dispatch as typically not dispatching calls over the radio unless it is "***super priority call. For the most part the expectation is they put the information in the incident and expect us to go to it.***" [redacted] said he couldn't think of any specific occasions where priority calls were not dispatched, but stated, "I know that I have seen it." [redacted] gave a hypothetical example of a possible DV

incident not being dispatched. "***It would be nice if there is a priority call that they dispatch it so everyone could hear.***"

- Or updating the watch commander that the incident has changed? [redacted] said, "***Yes and those phone calls come in a lot…so.***"
- Would you say that is common practice for dispatch to call and update the watch commander? [redacted] said, "***Yup.***"

[redacted] described factors of tactics and culture being the driving force of how calls for service are dispatched. [redacted] based his opinion on his previous experience and Santa Clara County where, "***Every call was dispatched, didn't matter how low or high the priority,***" and San Jose Police, where "***the call was either hot or cold. If it was hot, it got a response, if it was cold it held for a week or two until a volunteer took a report.***" [redacted] described every department being different for a variety of reasons.

I asked [redacted] if it is standard practice for a dispatcher to summarize the description of incidences, oppose to the verbatim conversation with the Rp. [redacted] said, "***Yes***" and confirmed some incidences are more detailed than others.

- Why are some incidences more detailed than others? [redacted] said, "***I think it has to do with whether it is in-progress, or cold, whether they are taking real information because it is important. Each dispatcher has their method of prioritizing information.***"
- I asked [redacted] if going home on time is prioritized over taking a priority crime against person. [redacted] said, "***Like an in-progress call, you gotta go. It would be my mindset that graveyard will be on soon and they will help me out when they log on.***" [redacted] described the situation of being held over as, "***It sucks, it's part of the job, but you gotta go.***"
- Have you ever drafted a watch report? [redacted] said, "***Yes.***"
- What is the watch report for? [redacted] said, "***It's a way to notify the administration, PIO and different supervisors of the key events of the day, major arrests, major cases, things that may carry over into the next day or week, or anything that might affect another shift.***"
- Were you aware that the watch report is sometimes forwarded to outside sources, i.e. Board of Supervisors? [redacted] said, "***I was not, but it doesn't surprise me.***"
- When you say administration, are you referring to the command staff? [redacted] said, "***Yes, from the sheriff on down to custody supervisors…PIO.***"
- Are the facts placed in the watch report expected to be accurate? [redacted] said, "***Yes.***"
- Are the comments written about an event that took place during the watch expected to be truthful and accurate? [redacted] said, "***Oh yeah…definitely.***" [redacted] said if there was an on-going investigation at shift-change, he may add a brief summary of what action was taken.

I told [redacted] I wanted to read a portion from Serrano's watch report on 8/11/19. I told [redacted] I would be asking him questions about the watch report entry based on his training and experience. The watch report entry I read to [redacted] was regarding [redacted] incident.

I started with the initial description of [redacted] incident and asked [redacted] what his understanding of the language was. [redacted] said, "[redacted] ***is upset and being monitored by probation. She cut off her ankle monitor, so that is an issue. Is this a situation where she wants her mental health checked on her, or is she trying to report her breaking the law? Does she want advice on how to handle this? It sounds like she wants a response, but she doesn't because of the*** [redacted] ***...so what is she looking for?"*** [redacted] described needing more information to find out what it was [redacted] was reporting.

I asked [redacted] "If you needed more information, how would you go about getting it?" [redacted] said, "***Call dispatch, or call her myself, her being the Rp.***"

I read [redacted] the first update added to [redacted] incident. (Dispatch and [redacted] I asked [redacted] what his interpretation of the update was. [redacted] said, "***Basically, she cut off her ankle monitor she is in violation, so basically she can go to juvenile hall. If she leaves, mom will call.***"

I read [redacted] the third update to the incident ([redacted] 2nd call to dispatch) and asked what his interpretation was. [redacted] said, "***She's actively breaking things and threatening the mom.***" I asked [redacted] if the incident was escalating or de-escalating. [redacted] said, "***Sounds like it is escalating. She went from being locked in her room to now breaking things in the house.***"

I briefed [redacted] on [redacted] previous arrest for felony battery, based on her RiMs person page and asked [redacted] if it changed his mind set in anyway. [redacted] said, "***Yes.***" I asked [redacted] how it changed his mind set. [redacted] said, "***She's got a violent past...any kid who has an ankle monitor on, it is for a reason. And, that coupled with that definitely raises the stakes, because she has shown she had been violent in the past.***"

I read [redacted] the fourth update to the incident ([redacted] 3rd call to dispatch) and asked [redacted] what his interpretation was. [redacted] said, "***This needs a response.***"

- Prior to this update, did it need a response? [redacted] said, "***Yes. I mean, obviously the priority for it in my mind changed when she went from being locked in her room crying, to now breaking things and threatening mom. That is where I feel that change happened."***

I read [redacted] the fifth update to the incident ([redacted] 4th call to dispatch) and asked [redacted] what his interpretation was. [redacted] said, "***It's escalated even more.***"

I read [redacted] the sixth update to the incident ([redacted] 5th call to dispatch) and asked [redacted] what his interpretation was. [redacted] said, "***It means the situation has escalated even more to where she doesn't feel safe in the house with the [redacted]***"

I asked [redacted] is there anything about this incident that tells you [redacted] does not want a deputy to respond to her call for service? [redacted] said, "***No. Originally, with the original information it was vague. Is she looking for a phone call, or does she want us to come in there because she said she didn't want to scare [redacted]. At that point I kind of questioned it, but after that…No.***"

- Was it the language "Storming in the house" that made you confused about what [redacted] was looking for? [redacted] said, "***Yes,***"
- As an OIC, is the initial information enough information to determine whether a deputy is going to respond or not? [redacted] said, "***Not whether we are going to respond, but how we're going to respond. Are we responding with a phone call, and clarify that, or does she want us coming to the house. That was the only issue I had with."***
- Have you ever had someone request a special type of response from the deputies? [redacted] said, "***Sure.***"
- What would that sound like? [redacted] said, "***Certain people, for example [redacted] can be frightened easily so they'll ask for a silent response, because a lot of people think we are coming Code 3 to everything. So they will say they want a silent response because it will scare [redacted].***"
- Do people think we always respond Code 3 because they are inexperienced with how we operate? [redacted] said, "***Right. They watch a lot of TV and cops when the get a call the go Code 3. That's just the way it is.***"
- So, people assume if we are responding or coming in, there is going to be some type of dynamic action behind it; "storming a house." [redacted] said, "***Yeah, I mean for the most part, when people are calling 911 because they need help, maybe not for a cold burglary, but there on the phone because their kid is going is going nuts, I think the average person is expecting a code 3 response."***
- Can a [redacted] juvenile hurt somebody? [redacted] said, "***Yeah.***"
- Does the age of the suspect's change your decision making process about whether the suspect can hurt someone? [redacted] said, "***No.***"

I reviewed the dispatch recordings with [redacted] and assured him that listening to the calls was not for the purpose of soliciting an emotional response. I also asked him to keep in mind the deputies do not hear the calls as they come into dispatch. I told [redacted] the purpose of reviewing the calls is to compare the information in the incident to the information received by dispatch. [redacted] stated he understood.

After reviewing [redacted] initial call, I asked [redacted] to compare the call to the information listed in the description. [redacted] said, "***It generally summarizes it. There are certain details I think should be in there. Like, the prior violence from the juvenile, and the current threats to the mom. That could have changed the priority, at least in my mind, if it were my call to handle.***

After listening to this call, [redacted] described [redacted] demeanor as, ***"what it sounds like is, this lady wants a call to talk about her [redacted] being mean and she doesn't want us coming to the house and scaring her [redacted]"*** [redacted] said, "***I wasn't there that day, but if there were priority calls and follow-up that needed to be done, this call seems like it could wait***."

I asked [redacted] what he would need prior to making a decision to hold [redacted] call. [redacted] described needing more information. I asked [redacted] how he would get more information. [redacted] said, "***Call dispatch or call the Rp***."

[redacted] confirmed he was basing his opinion on the initial description of the incident and that he would need to make a phone call to verify the information. [redacted] confirmed deputies wouldn't have access to [redacted] phone call and would have to rely on the incident updates and their investigation.

I reviewed the first call from probation to dispatch. [redacted] confirmed the update in the incident log and highlighted the timestamp as being approximately 20 minutes after the initial call came in.

I reviewed [redacted] second phone call to dispatch. [redacted] compared the incident log to [redacted] actual call. [redacted] said the update was missing, "***some detail, but the general tone of needing to get there, I think is in here.***" [redacted] also described [redacted] tone as, "***not seeming to be at risk, but the situation is definitely escalating.***"

- Does [redacted] tone sound like this is the first time she has dealt with [redacted] [redacted] said, "***No, not at all.***"
- Does the incident update capture the general concept of what [redacted] is reporting? [redacted] said, "***Generally it does, minus the threat of violence, aside from that… I think it does***."
- Based on the initial description and [redacted] second call to dispatch, is this crime against a person? [redacted] said, "***Yes.***" [redacted] described his mindset as being "***thrown off***" by the language. [redacted] said the incident made him think of the following questions:
- Is the mother exaggerating to get us out to the house quicker?
- Did the juvenile really throw the sweater at the mom, or was it an accident?

I told [redacted] all of the questions he was highlighting are valid to ask, "How do you find out the answer? [redacted] said, "***By going, or calling.***" Are you basing your answer on your training and experience? [redacted] said, "***Yes.***"

I reviewed Serrano's call to dispatch with [redacted] I asked [redacted] if the conversation sounded like a typical call from a watch commander near the end of shift. [redacted] said, "***Sure, I hear that on a daily basis.***" I asked [redacted] if he thought Serrano's conversation with dispatch was consistent with the initial description of [redacted] incident. [redacted] said, "***I think it does.***"

- I asked [redacted] how much time was left in the dayshift when [redacted] reported the incident to be escalating at 1637 hours and requested a deputy to respond." [redacted] said, "***One hour and twenty minutes.***"

I reviewed [redacted] third call to dispatch with [redacted] I asked [redacted] if the incident update generally captured the concept of what [redacted] was reporting. [redacted] said, "***Generally. I did hear the word knife, outside of that it was pretty accurate.***"

- Did you hear the dispatcher [redacted] say she was going to tell the sergeant? [redacted] said, "***Yes.***"
- Do you think the nature of the incident is why [redacted] responded that way? [redacted] said, "***I think because, what she is trying to tell the lady is…the deputies are busy, but I'm going to tell the person who is in charge of them. The priority might be changing with us because he might not be aware.***"
- Does the information in the incident generally capture the concept of the call? [redacted] said, "***Yes.***"

I reviewed [redacted] fourth call to dispatch with [redacted] confirmed the information in the call was accurately documented in the incident update. I reviewed [redacted]s call to dispatch with [redacted]

- What do you get from that call from [redacted] to dispatch? [redacted] said, "***A graveyard guy wondering why dayshift didn't handle their call; frustration.***"

I reviewed [redacted]s report with [redacted] to include the listed charges and documented injuries. I also reviewed the incident timeline [redacted] documented in his narrative.

- Is it common for a deputy to outline the timeline of the incident in their report writing? [redacted] said, "***Yes and No. I think he is generally trying to explain why it took so long for them to go. Really it matters because this has been going on for a couple hours now.***" [redacted] said he was unaware if the documentation was to highlight that dayshift wasn't doing their job, or articulating why the extended response, or both.

- Is it reasonable to assume at some point the Rp was complaining about the response? [redacted] said, "***I think she even said on the call, why isn't anyone here? I can only assume that he got an earful when he got up there.***"
- Could reducing liability be the cause [redacted] wrote his report like this? [redacted] said, "***Could be, or it could be that it was pertinent to the case because this had been going on for two hours.***"
- With incident updates of this nature, is it typical for a dispatcher to call and inform a supervisor that an incident is escalating? [redacted] said, "***Yes.***"
- How about if the watch commander previously told dispatch the call is being held for graveyard? [redacted] said, "***He is probably holding the call under the assumption that she doesn't want us there, or she wants a phone call about how to deal with her daughter. That's different than punching, threatening or breaking things in the house.***"

I asked [redacted] looking at the information that we have on this incident, knowing the information in the call is different than the incident, is it your opinion that [redacted] initial incident would still be prioritized above cold property crimes? [redacted] said, "***Yes.***" I clarified with [redacted] that his opinion was based on the initial description of [redacted] incident. [redacted] said, "***Even with the initial call….yes. Even if she isn't fighting with her mom, you have a juvenile probationer who cut off her ankle monitor.***" [redacted] highlighted the reason for [redacted] previous arrest, or probation contributes to the severity of the crime.

- Assume the red highlighted updates of the incident are unknown to anyone on patrol, based on the initial information, up to the 1638 hour update, is it your opinion this incident is escalating? [redacted] said, "***I think it's escalated when she said she was breaking stuff and threatening to hit the Rp***," which [redacted] confirmed as the 1638 hours update.

I reviewed the incidences that were prioritized above [redacted] incident with [redacted] confirmed that [redacted] incident should've been prioritized above the cold property crimes, the civil issue with cats and reckless driving complaints.

- Why are all these calls for service that have been pending for hours and are low priority being prioritized over [redacted] active incident? [redacted] said, "***I think especially the 10-21 calls, the cold burglary call I can't figure out why that wasn't held. The other calls for sure were handled because it would be quick, so graveyard doesn't have to deal with it. The only thing I can think of is the updated information wasn't relayed and they looked at the call and didn't want to deal with the kid and the mom, so they left it hoping it would fix it-self.***"

[redacted] explained, "***As a supervisor, I would have a problem with deputies responding to cold property crimes near the end of shift. For example when I worked on [redacted]'s shift we wouldn't respond or get tied up on cold property crimes in the last hour of our shift. That was the time to catch up on reports, update incidences and be available to take priority in-progress calls."***

- Was that a strategy to ensure staffing was available to respond to priority in-progress calls for service? [redacted] said, "***That was the entire reason. The cold property stuff could hold for graveyard.***"
- As a watch commander, are you allowed to make those types of decisions if you don't have enough information? [redacted] said, "***Can you, yes. Should you, no.***" [redacted] said sometimes deputies will rely on dispatch to filter information to determine what calls need to be responded to. [redacted] also highlighted the appropriate action is to investigate and confirm the details of the call prior to holding it.
- Are dispatchers peace officers? [redacted] said, "***No.***"
- Do dispatchers have the same working knowledge of the law as peace officers? [redacted] said, "***No.***"
- Is it reasonable to depend on dispatch to make legal determinations that drive the decision making process of a watch commander, or OIC? [redacted] said, "***No. I think that's just the way it has been done here. They take what they think is important and put it in the incident. They have a lot of things they are doing and they have to summarize the information.***"
- If you issue a disposition to a call does it disappear from the call screen? [redacted] said, "***Yes.***"
- What does it mean if an incident is back on the screen? [redacted] said, "***It could be someone has re-opened it to do follow-up. I could be that dispatch received new information and re-opened it."***
- Is there any information that tells you [redacted] does not want deputies to respond, or that [redacted] does not want deputies to help her? [redacted] said, "***It's not that she says she doesn't want deputies to respond, she raises concerns about how we are going to respond. Which would make me think she wants a phone call?***" [redacted] said the language "storming the house," led him to think [redacted] wanted a phone call because of [redacted].
- I asked [redacted] how he would verify his initial assumption about what storming the house meant. [redacted] said, "***By calling her.***"
- Do people routinely call numerous times reporting the same incident if they don't want a response? [redacted] said, "***It happens, but not often…she wanted a response.***"

I reviewed Serrano's watch report entry of [redacted] incident with [redacted] and asked him questions regarding the language.

"1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men."

- "This call is back on the screen again because the RP called back and stated she does now think she wants a deputy." What does that mean to you? [redacted] said, "***It means that originally she didn't want a cop to go and now she does."***
- "Earlier she stated she didn't want us coming to the house." What does that mean to you? [redacted] said, "***That he was interpreting that parentheses section kind of like I did.***"
- "Leaving for Graveyard now because all of the guys are currently on other calls." What does that mean to you? [redacted] said, "***These guys are on other calls and graveyard is going to handle this call.***"
- What does it mean to be on other calls? [redacted] said, "***They are either on the phone talking to people, physically at calls for service, driving to calls for service. They are not 10-8, or at the office, report writing or that kind of stuff."***
- Referencing the incidences that were prioritized above [redacted] call, I asked [redacted] "Are these examples of being on other calls?" [redacted] said, "***Sure.***"
- In your opinion did these calls take priority over [redacted] call? [redacted] said, "***In my opinion, no.***"
- If dispatch sees you on a call, will they dispatch you to another call? [redacted] said, "***Typically what they will do is ask what your ETA to clear is. That's a clue that something more important has come up, or they will break you for a call. Those are usually just for the super high priority calls.***" [redacted] described the personality of the dispatcher can be a factor of how they dispatch deputies to calls. [redacted] gave an example of [redacted], "[redacted] ***will tell you where and what to do."***
- Based on the watch report and without any investigation, is it appropriate to assume [redacted] didn't want a response? [redacted] said, "***Without making any calls and based on what is written in the phone call, I think it is safe to assume she didn't want a physical response, she wanted a phone call."*** [redacted] described the information in the initial call description compared to the watch report entry.
- Is a phone call a response? [redacted] said, "***Yes. That's why I say a physical response versus a phone call.***" [redacted] confirmed it would have been part of his vetting process to make a phone call prior to holding the call.
- Is it reasonable to take [redacted] call with two hours left in the shift? [redacted] said, ***"Yes, it's reasonable."***

- Is it reasonable for the deputies to take this call if they are looking for calls to dispatch themselves to, via phone? [redacted] said, "***Yes.***"

I told [redacted] it appeared that the deputies were picking and choosing what calls would be easiest and fastest to handle for the purposes of clearing the screen before shift change oppose to prioritizing calls for service by severity. [redacted] confirmed by saying, "***Mm hmm***," and nodded in the affirm.

- In your mind as an OIC, managing resources and prioritizing calls for service, would [redacted] call take priority? [redacted] said, "***Yes, it would.***"
- Throughout your shift, is there visiting that takes place? [redacted] said, "***What do you mean?***"
- Bullshit sessions for lack of better words? [redacted] said, "***Oh, all the time.***"
- How long can those last? [redacted] said, "***1-2 hours. A lot of the time it starts off as training or watching a video and then it branches off to giants/dodgers. We get along pretty well so sometimes we get lost.***"
- With healthy limitations is it necessary for morale and team building? [redacted] said, "***Necessary, no. It has an effect on morale, we work well together. We have taco Tuesday every week. We love working together, we brief and bullshit and make fun of each other.***"
- Can that behavior affect the operational tempo if not supervised? [redacted] said, "***Sure. You have to have checks and balances. You can't have bullshit sessions every day, or nothing would get done."***

I asked [redacted] if he had anything he wanted to add to the statement and ended the interview.

Summary of statement from Probation Officer [redacted]

On 9/10/19, at about 1020 hours, I spoke with Probation Officer [redacted] of the Tuolumne County Probation Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained to [redacted] the witness and confidentiality letter and had her sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with Tuolumne County Probation Office for approximately 8.5 years. [redacted] is the probation officer field training officer and is currently assigned to the high risk supervision team. [redacted] keeps office hours, but also conducts field operations that include arresting suspects of crime and probation offenders. [redacted] serves on the high-risk supervision team with two Sheriff's deputies. The field operations of the high-risk supervision team are overseen by a Sheriff's Sergeant.

I explained to [redacted] the incident I was investigating on 8/11/19. [redacted] said she remembered the incident and described being off-duty, but serving as the on-call probation officer. The on-call duty is served as a rotation amongst the probation officers. On-call duty is conducted weekly by each probation officer. The role of the on-call probation officer is to monitor adult and juvenile offenders who are being supervised by electronic monitors (GPS), or ankle monitors. [redacted] said one of the duties to keep track of the location of probationers and to follow-up on any, "strap tamper," alerts. [redacted] said, "***We are mandated to contact the person or parent, to find out what's going on,***" when the on-call receives alerts from the monitoring devices, or "strap tampers."

- Do your duties include responding to active crimes in progress? [redacted] said, "***No. We are not authorized to leave our home and respond, other than responding to the jail for booking, or juvenile hall to back fill. I am not authorized to carry my firearm on the weekend.***" [redacted] described her peace officer powers are limited to only when she is on-duty.
- What is a strap tamper? [redacted] said, "***A strap tamper occurs when the connection has been lost. It is normal too receive a strap tamper when the monitor is cut-off.***"
- What happens when you get an alert? [redacted] said, "***We have a phone that will give us the person's name and time when the tamper occurred. We get on our laptop and can see where they are. After I identify where they are I look up their number and call them.***"
- Did you receive an alert on 8/11/19? [redacted] said, "Yes, I received a strap tamper alert on a juvenile, [redacted]
- What happened after you received the alert? [redacted] said, "***Typically we don't call the juvenile, so I called the mom.***" [redacted] said the mom, [redacted] confirmed [redacted] cut off her ankle monitor.
- Is that a violation of probation? [redacted] said, "Yes."

[redacted] described hearing yelling in the background while talking to [redacted] [redacted] asked to use her notes from the day of the incident. [redacted]s notes came from a word document that she copied her notes from the probation database's incident log. [redacted] explained all incidences are logged into the probation database. [redacted] summarized her conversation with [redacted] as, [redacted] and [redacted] initially were arguing about chores. At that point, there was no physical fighting; however, [redacted] retrieved a pair of scisssors and cut off her ankle monitor. [redacted] told [redacted] "***don't try to restrain her, just let her leave if she is going to leave.***"

- Why did you give her that advice? [redacted] said, "***I didn't want them to get into a physical because they were upset. I told [redacted] on speaker phone not to make it***

worse, she didn't want to talk." [redacted] described [redacted] demeanor as, "***not wanting to hear any of that.***"

- Was your guidance to [redacted] an effort to de-escalate the situation? [redacted] said, "***Yes.***"
- Did you know there were [redacted] in the house? [redacted] said, "***I don't think so, I don't remember her talking about that.***" [redacted] said she wanted to call [redacted] from the juvenile division to confirm what the right course of action would be. [redacted] said, "***I don't work in the juvenile division. It is a whole other beast. I wanted to talk to*** [redacted] ***because we aren't going to call the S/O for everything. If it is not a big deal it can wait until Monday morning. I just wanted more information***"
- What happened when you called [redacted]? [redacted] said, "***We always call when we aren't sure.*** [redacted] ***filled me in that there is a lot of drama with this family and*** [redacted] ***is absolutely arrestable.*** [redacted] ***told me if she walks out the door to have mom call and report her as a runaway, or if they find her or catch her at the house she is good to go to the hall for her VOP. She was on home detention, she's not allowed to leave"***
- Was taking [redacted] to juvenile hall on a VOP a method to ending the situation? [redacted] said, "***Yes,***"

[redacted] doesn't remember how she knew, but she was made aware that [redacted] had previously been a victim of battery from [redacted] and that, "***in the back of my mind, I know this is going to blow-up.***" [redacted] said, "***I don't remember if I looked in her PO's notes, or if*** [redacted] ***told me. Mainly, I wanted the OK to call the Sheriff's Office and say she is good to go. This is typical with these juvenile calls, it doesn't usually get better, it gets worse."***

[redacted] called dispatch and informed them that [redacted] violated her probation and could be taken to the juvenile hall. [redacted] said, "***I wanted the guys to know, if you go up there for whatever reason, just take her to the hall. Even if they get up there and things had calmed down, take her to the hall. She's in violation.***"

- So absent any fresh crimes, the ground work was done to take her to the hall for VOP? [redacted] said, "***Yup, for the ankle monitor."***
- Was that the purpose for your first call to dispatch? [redacted] said, "***Yes.***"
- During your initial call with [redacted] did she tell you she called the Sheriff's Office? [redacted] said, "***I don't think she had at that time.***"

[redacted] received a call from [redacted] later that afternoon. [redacted] said [redacted] was hysterical and crying, "***You need to come out here, and you need to help me now."***

- Is that something that is legally feasible for you to do? [redacted] said, "Well…yeah, I could call [redacted] or [redacted] to suit-up and respond out there, but I don't know."
- In your 8.5 years have you ever been required to suit-up and respond to an active crime in progress? [redacted] said, "***Never.***" [redacted] explained that her peace officer powers have limitations. [redacted] said, "***Monday through Friday from 8-5 I am a sworn peace officer, but the scope of my peace officer powers end when I clock out and store my firearm. I am no longer a peace officer, per policy and not allowed to act in a law enforcement capacity.***" [redacted] explained that is why probation calls the sheriff's office for things that are outside the scope of her peace officer powers.
- Was this call for service in the Sheriff's jurisdiction? [redacted] said, "***Yes.***"

[redacted] said [redacted] told her that [redacted] held a knife to her and was breaking plates. [redacted] told [redacted] "***You need to call the sheriff's office immediately. [redacted] told me, I've done that they said they are not coming. I explained to [redacted] that her incident was on the screen and they haven't forgotten about you, when they can get there, they will get there.***" [redacted] doesn't remember how many times she called the Sheriff's Office, but she remembered calling multiple times. "***At this point I told her to leave the house because she told me she had [redacted] with her and that she was afraid of her daughter.***"

- What did it do to your mindset when she described the escalation and the children in the house? [redacted] said, "***I didn't want it to escalate any further. From what [redacted] told me [redacted] is a fighter and there has been a lot of drama in the family. The mom was also being very dramatic about the incident, so my focus was on the [redacted]. They don't need to be seeing what's going on in the house. I told her to leave and to protect [redacted].***"

[redacted] said she called the Sheriff's Office and was told there are only three deputies working the streets and that one was on a burglary, "***I don't remember what calls they said, but something related to burglary and that shift-change was coming up so someone would be coming.***" [redacted] called [redacted] and re-assured her that someone would be responding to her call. [redacted] said she tried to explain to [redacted] that there were other calls, without minimizing her incident. [redacted] told [redacted] "***Your incident is important, but they're not going to be there right away, so right now you need to protect yourself and [redacted].***" [redacted] said, "***I just wanted her to know that she wasn't forgotten, you're not just pushed to the side. They will get there eventually.***"

- Did you remember asking dispatch about an ETA? [redacted] said, "***I don't remember if I did.***"

- Did you hear [redacted] yelling or things breaking in the background? [redacted] said, "***I don't remember hearing that. I remember mom was crying and yelling. She told me that*** [redacted] ***held a knife to her and was breaking plates. You need to protect yourself and your kids.***" [redacted] said at some point [redacted] told her that [redacted] attacked her. [redacted] didn't remember the conversation, but told me she wrote it in her notes of the incident.
- Based on the incident, did you feel the response was extended? [redacted] said, "***I don't know the timeframe from how long the fight had been going. She said she had been calling and I didn't ask how long in between calls, or times, so I'm not sure. The first call didn't seem frantic or urgent, but the second call was frantic.***" [redacted] described [redacted] as complaining about the deputies not responding fast enough and the incident was escalating.
- Did [redacted] report any injuries to you? [redacted] said, "***No.***"
- Did you review [redacted] history? [redacted] said, "***I skimmed the notes, but that's why I prefer a phone call to the division manager,*** [redacted]***. I can ask what am I looking at here.***"
- Did you get the information you were looking for? [redacted] said, "***Yes, she told me she was arrestable…which makes it easier, because I can tell the S/O she is good to go. That way they don't have to find a reason, she is in violation of her probation.***"
- Was that your reason for calling dispatch the first time? [redacted] said, "***Yes.***"

I reviewed the calls from [redacted] to dispatch with [redacted] said after hearing [redacted] intial call that it sounded like [redacted] hadn't talked to her yet. [redacted] said it takes her a few minutes to get logged, but the tamper alerts are, "***pretty immediate.***" [redacted] said when she initially spoke to [redacted] it was because [redacted] called her based on the tamper alarm. [redacted] did not call [redacted] until later in the incident.

I reviewed [redacted]s call into dispatch. [redacted] highlighted a part of the conversation where she mentions that [redacted] had already called into the Sheriff's Office. [redacted] clarified that meant she must have called the sheriff's office prior to [redacted] talking to her. Previously [redacted] stated she didn't remember if [redacted] mentioned calling the Sheriff's Office.

I reviewed [redacted] second call to dispatch with [redacted] described [redacted] demeanor as being the same as when [redacted] called her.

I reviewed [redacted] third call to dispatch with [redacted] I asked [redacted] if this call was consistent with the later conversations she had with [redacted] [redacted] said, "***She was even more upset when she called me. She was telling me to come out. You need to get out here… You need get out here the sheriff's office is not coming. I explained to her I couldn't do that… so yeah.***"

I reviewed the fourth call from [redacted] to dispatch with [redacted] I asked [redacted] if the call was consistent with [redacted] demeanor when she spoke with her. [redacted] said, "***Yes…Yes.***"

- Taking into consideration the initial description, the language "storming the house," the language about [redacted], was there anything listed in this incident that led you to believe [redacted] did not want a deputy to respond? [redacted] said, ***"No."***
- Was there anything about your discussions with [redacted] that led you to believe [redacted] didn't want deputies to come to her house? [redacted] said, ***"No."***
- Did she ever say she didn't want anyone to come to her house? [redacted] said, "***She wanted me to come to her house. I don't know when she called me, compared to the S/O, but she mentioned to me that she called them and they weren't coming. I don't know if she called me last, I don't know."***
- Based on your training and experience as a peace officer, is this a priority call for service? [redacted] said, "***Yes.***"
- In your experience have you ever had to stop a task, such as report writing to deal with a priority call for service? [redacted] said, "Oh yes. More than I can count ya know being in the office and people with warrants."
- Do you ever have to prioritize your calls for service because one might be more important than the other? [redacted] said, "***Yes."***
- Would this call take priority over a lower priority call, for example property crimes? [redacted] said, "***Yes. We have two deputies working with us, so we could be in the field doing house checks, but these calls come up and we leave the house we're at to assist the deputies. For probation, sometimes we are in the office and we get family members that call, or domestic violence victims that call and say he's doing this or that… so we drop our whole field list to go, because that's what is most important.***" [redacted] described the difference in the priorities as an incident being active, oppose to something that is not actively happening.
- Has anyone reached out to you about this incident? [redacted] said, "***No.***"

Is there anything in this statement that you wish to add or correct? [redacted] said, "***No.***"

Summary of statement from Deputy [redacted]

On 9/13/19, at about 1836 hours, I spoke with Deputy [redacted] of the Tuolumne County Sheriff's Office. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained to [redacted] the witness and confidentiality letter and had him

sign it. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

Deputy [redacted] has been employed with Tuolumne County Sheriff's Office for approximately three years. [redacted] has no prior law enforcement experience and no specialized assignments. [redacted] is a member of the defensive tactics team, which is a collateral duty; however, he has not been to the instructor training. [redacted] possess a basic P.O.S.T certificate. [redacted] is assigned to the patrol division and Sgt. Victor Serrano is his watch commander. [redacted] was not on duty during the incident on 8/11/19.

As a patrol deputy [redacted] receives calls for service over the radio and through the RiMs CAD system. [redacted] explained different calls are categorized by priority both in RiMs and through investigating.

- What makes one call more important than the other? [redacted] said, "***They're color coded in the RiMs system, red is top priority; in progress arguments, fights or disturbances. There are yellow calls that come in that are just under the red as far as priority. There are blue calls that are at the bottom of the property list like cold burglaries; stuff that is no longer in progress.***"
- Is it typical for property crimes to be the lower priority? [redacted] said, "***Yes***."
- Like thefts? [redacted] said, "***Yes, things that aren't happening in progress.***"
- Is it possible for a blue call to escalate to another level? [redacted] said, "***Yes.***"
- How long does that take? [redacted] said, "***It could be seconds.***"
- Were you taught in the academy that something could change in a split-second? [redacted] said, "***Yes***."
- Based on your field experience have you seen incidences start as low priority and escalate? [redacted] said, "***Yes***."
- As incidences change, do you adjust how you respond? [redacted] said, "***Yes.***"
- How do you vet information for the purposes of prioritizing calls in your beat; what is your thought process? [redacted] said, "***In my beat if there are multiple calls I generally prioritize them how they are on the screen; red, yellow or blue. I generally go to the red ones first. I will dispatch myself if I am not dispatched. I will ask questions to dispatch to help me prioritize where I am going.***"
- Is that if you don't have enough information? [redacted] said, "***Yes.***"
- Is it common for you to review an incident and not have all the information you feel you need? [redacted] said, "***Is it common; yes sir.***"
- Does that mean by nature dispatch summarizes information for you? [redacted] said, "***Yes sir.***"
- Are dispatcher's peace officers? [redacted] said, "***No.***"

- Is it safe to say they view information differently than you do? [redacted] said, "***Yes.***"
- Do dispatchers close calls or ad dispositions to calls? [redacted] said, "***Not themselves; I do that.***"
- The peace officers? [redacted] said, "***Yes.***"
- So, there are times when you feel you don't have enough information to make the best decision possible? [redacted] said, "***Yes.***"
- What do you do in that situation? [redacted] said, "***I will ask dispatch specific questions that I feel are important for that specific call.***"
- Have you ever tasked dispatch with getting you more information? [redacted] said, "***Yes.***"
- And did they do it? [redacted] said, "***Yes.***"
- Has there ever been a time where dispatch got you the extra information and you still needed more information? [redacted] said, "***Yes.***"
- Does receiving additional information help you determine how you are going to handle a call for service? [redacted] said, "***Yes.***"
- Have you ever called a Rp yourself? [redacted] said, "Yes."
- What is the purpose of that? [redacted] said, "***It cuts out any confusion with dispatch if they may or may not understand what I am asking for. Its real time information that helps me understand the circumstance.***"
- Do you ever guess when making decisions that affect safety, or expose yourself to liability? [redacted] said, "***Guess…No.***"
- So, phone calls or attempts to get the information before the decisions are carried out? [redacted] said, "***Yes.***"
- Do you ever see a call on the screen and just assume it is not a "big deal?" [redacted] said, "***Not a big deal… I don't think anything is not a big deal in this job.***"
- Do all calls warrant an in-person response? [redacted] said, "***No.***"
- Can a priority 2 call be handled over the phone? [redacted] said, "***It can…if it said 10-21, I don't know if I have seen a yellow or priority 2 call with that, but I suppose it could.***"
- Priority calls primarily rate an in-person response? [redacted] said, "***Primarily, yes. I don't think I've had one that said 10-21.***"
- If you reviewed a priority 2 call on the screen and found you didn't have enough information to determine how you would respond, what would you do? [redacted] said, "***Ask questions.***"
- To dispatch and or the Rp? [redacted] said, "***Yes.***"
- How about priority 3 calls? [redacted] said, "***Those can be handled over the phone if they have the 10-21 sign. They are generally handled after priority 2 or 1***

calls because they are mainly property crimes that happened days, months, hours ago, but we have in-person contact on those too."

- Are there times where property crimes might demand an in-person response? [redacted] said, "***Yes.***" [redacted] confirmed evidence collection, and photos are reasons for in-person contact for property crimes; to include the Rp requesting personal contact.
- After an investigation, can a priority 2 call be held? [redacted] said, "Is it possible, yes."
- Is it common? [redacted] said, "***It depends on the situation. Typically, they don't wait unless there is a priority 1 call on the screen, or it popped up while responding to a priority 2 call.***"
- Aside from calls, do you have to prioritize tasks as well? [redacted] said, "***Yes.***"
- What kind of tasks? [redacted] said, "***We have cases that we pull that require report writing. I get request from the DA's office for follow-up. I have written search warrants that take up time.***"
- If you are writing a report and you receive a priority 1 or 2 call, what is your action? [redacted] said, "***If it is in my beat and it requires immediate attention, I stop what I'm doing and save my report and go handle the call for service.***"
- How about a priority 3 call? [redacted] said, "***It can…but those generally if they are blue, they can wait.***"
- If you are busy with tasks, can a beat partner help you by taking a call? [redacted] said, "***Yes***."
- Does that require communication? [redacted] said, "***Yes.***"
- Can a supervisor or watch commander task another deputy to respond? [redacted] said, "***Yes.***"
- What if it is close to shift change and a priority 2 calls comes in? [redacted] said, "***If it requires attention, we handle it.***"
- What if it is 5 minutes before shift change? [redacted] said, "***Genrally the graveyard shift will log on early and sometimes call us off and dispatch themselves to it.***"
- So, if graveyard is not available? [redacted] said, "***We handle it.***"
- What if a priority 2 call comes in at the end of shift, might you still have to go? [redacted] said, "***Yes, until told otherwise.***"
- Can dayshift respond to a late call to stop whatever is active and then turn over the rest of the investigation to graveyard? [redacted] said, "***Yes.***"
- Have you experienced that? [redacted] said, "***Yes.***"
- Do priority 2 calls pend for the purposes of waiting for graveyard to come in? [redacted] said, "***They have.***"

- What kind of priority 2 calls? [redacted] said, "***I could see an alarm.***" [redacted] explained that location, the amount of habitual false alarms, resources available and staffing are all apart of holding that type of a call.
- Would that decision to hold that call be made after investigating? [redacted] said, "***Yes, you would have to do some digging. Generally, priority 1 and 2 calls you're responding to immediately until otherwise.***" [redacted] described being told not to respond to a priority 2 calls as uncommon; however, regarding priority three calls he has been told not to respond for the purposes of accomplishing tasks. [redacted] said he has been canceled from priority 2 calls by an oncoming graveyard deputy or sergeant. [redacted] specified the oncoming shift handled the priority call and it wasn't returned to pending status.
- Have you seen priority 2 calls hold for longer than you thought they should have? [redacted] said, "***No, but when we are at minimum staffing there are times where priority 2 calls might pend, but we are handling other in-progress calls. We're not doing reports or anything. They could be other priority 2 or priority 1 for that matter.***"
- Your sergeant is Victor Serrano, correct? [redacted] said, "***Yes.***"
- Does he respond to calls for service as well? [redacted] said, "***He does.***"
- If you have priority 1 or 2 calls, is it common for watch commanders to take calls for service? [redacted] said, "***Yes.***"
- Should that be the standard? [redacted] said, "Yes."
- Is that the standard on your shift right now? [redacted] said, "For the most part." [redacted] explained, "***I've seen it when we are at minimum staffing and we have a limited amount of resources. Sgt. Serrano has handled priority calls where there probably should have been another deputy.***" [redacted] explained that when operating at minimum staffing, with high priority call volume, all deputies respond to calls that require immediate attention with limited staff and sometimes by themselves.
- Are you responsible for the calls in your beat? [redacted] said, "***Yes.***"
- Do you monitor the statuses of calls in your beat for changes? [redacted] said, "***Yes.***"
- Have you ever received an update on an incident from dispatch? [redacted] said, "***In my beat, yes sir.***"
- When do those updates typically take place? [redacted] said, "***I assume dispatch shares important or pertinent information as they receive it. They come over the air, or I've seen things pop up on my screen.***"
- Do they ever call you on the phone? [redacted] said, "***To give an update, generally no. It is usually over the air or on the computer, unless I am out of my car or at the office; then they will call.***"

- If dispatch can't get ahold of you, is it common that you would receive an update from a sergeant or corporal? [redacted] said, "***Yes.***"

I reviewed [redacted] initial description of the incident with [redacted]

- Based on this information, would you hold this call for service? [redacted] said, "***I would ask questions.***"
- What questions would you ask? [redacted] said, "***I would ask if the parties were separated, she was showing signs of aggression… I would want more information.***"
- What additional information would you want? [redacted] said, "***History.***"
- Assume you viewed [redacted] history and it shows an arrest for felony battery approximately two months prior, would this change your mindset from the initial information? [redacted] said, "***It does.***"
- Is this a call for service you would allow to pend? [redacted] said, "***No.***"
- Is there anything about the initial incident that says [redacted] doesn't want help? [redacted] said, "***No.***"
- Is there anything that says [redacted] doesn't want a deputy to respond to her house? [redacted] said, "***Can you read the last part about deputies storming in?***" I repeated the last line based on [redacted] request. [redacted] said, "***No, it doesn't say anything about not wanting anyone to respond.***"
- Based on your training and experience, are people sometimes concerned about how we show up? [redacted] said, "***Yes.***"
- Do people request silent responses? [redacted] said, "***Yes.***"
- When would a person request a silent response? [redacted] said, "***When a Rp knows that a specific suspect or person is not LE friendly. Sometimes lights and sirens can spark anger in people and how we approach. It's not unusual for people to give us a heads up on how to respond.***"
- Is it typical to get an "are you going to kick my door in," type question from people who lack experience with LE? [redacted] said, "***Yes.***"
- Generally, people are concerned about how we arrive at their home? [redacted] said, "***Yes.***"

I reviewed [redacted] 1st call into dispatch with [redacted] confirmed the conversation was generally summarized in the incident description.

- Anything about the information that says [redacted] doesn't want help from the sheriff's office? [redacted] said, "***No.***"
- Based on the initial information does this call rate a phone call to the Rp? [redacted] said, "***No.***"
- What does it rate? [redacted] said, "***In person contact.***"

I reviewed [redacted] 2nd call into dispatch with [redacted] confirmed the incident generally summarized in the incident update.

- Was there anything major left out of the update? [redacted] said, "***Major, no.***"
- Anything about the call that tells you [redacted] does not want a deputy coming to her house? [redacted] said, "***No.***"

I reviewed [redacted] 1st call into dispatch with [redacted] confirmed the information was generally summarized in the incident update.

- Is probation granting a VOP kind of like a freebie for deputies to arrest [redacted] to stop what is happening? [redacted] said, "***Yes.***"
- So, based on this call the deputies could take her to juvenile hall absent any additional charges? [redacted] said, "***Yes.***"

I reviewed Serrano's call into dispatch with [redacted]

- You heard Serrano described [redacted] as not wanting deputies "up there, but now she does," was there anything in this incident to corroborate that statement? [redacted] said, "***No.***"
- Was there anything in the initial description of the incident that corroborates Serrano's statement to dispatch? [redacted] said, "***No.***"

I reviewed [redacted] 3rd call to dispatch with [redacted] confirmed the incident generally described the summary of the call. [redacted] said, "***It says she was assaulted. I prefer they say*** [redacted]."

- Did you hear what the dispatcher told [redacted] toward the end of that call? [redacted] said, "***You have the right to defend yourself.***"
- How about, "I'm going to tell the sergeant?" [redacted] said, "***Yes.***"
- What does the information in red mean? [redacted] said, "***It's important.***"
- Is that consistent with the type of information that dispatch would relay and that you have received in the past? [redacted] said, "***Yes.***"

I reviewed [redacted] 4th call to dispatch with [redacted] confirmed the call was generally summarized in the incident update.

- Is there anything about that call that tells you [redacted] doesn't want our help? [redacted] said, "***No.***"

I reviewed [redacted]s 2nd call into dispatch with [redacted]

- Why do you think [redacted] is calling back again? [redacted] said, "***Because she has been getting calls from [redacted] She's calling to confirm that [redacted] is reporting this information to dispatch as well.***"

I reviewed [redacted] call into dispatch with [redacted]

- Did you pick up on anything about [redacted]s tone? [redacted] said, "***Maybe he seemed irritated.***"
- Based on this incident, any reason why you think he is irritated? [redacted] said, ***"Putting myself in his shoes, probably because he pulled the incident up on his screen and thought the incident needed attention hours ago."***
- Did this incident escalate, or de-escalate? [redacted] said, "***It escalated.***"
- Did [redacted] call dispatch multiple times to report the incident was escalating? [redacted] said, "***Yes.***"
- Can a [redacted] be dangerous? [redacted] said, "***Yes.***"
- Cause injury? [redacted] said, "***Yes.***"
- Cause injury to children? [redacted] said, "***Yes.***"
- Based on [redacted] history of felony battery, can she be a danger to her mother? [redacted] said, "***Yes***."
- Dangerous to children in the house? [redacted] said, "***Yes.***"
- Is [redacted] incident, which was received at 1557 hours, is this a call that should've held for graveyard? [redacted] said, "***Not if we had available resources.***"
- Is this a call for service that would take priority over report writing? [redacted] said, "***Yes.***"
- Is this a call for service that a sergeant should have taken? [redacted] said, "***In my opinion, yes."***
- Is this a call for service that a corporal should have taken? [redacted] said, "***In my opinion, yes."***
- Does this call take priority over going home? [redacted] said, "***Yes.***"
- If a deputy went home in preparation for the end of shift while this call was pending, would that be an example of fulfilling duties or neglecting duties? [redacted] said, "***neglecting duties.***"
- I reviewed the incidences handled by [redacted] and [redacted] while [redacted] call was pending. I asked [redacted] if any of the handled calls were a higher priority than [redacted] incident. [redacted] said, "***No.***"
- Can assets and resources be re-directed from one incident to another? [redacted] said, "***That would be up to a sergeant, but in my opinion yes.***"
- At any time, do you believe [redacted] incident escalated from a priority 2 to a priority 1? [redacted] said, "***Yes.***" [redacted] described the nature of the call as escalating to a physical disturbance.

- Anything significant about [redacted] stating his location as [redacted] said, "***Yes.***"
- What is significant? [redacted] said, "***He lives there.***"
- Who is entrusted with commanding the organization in the absence of a command staff officer? [redacted] said, "***The sergeant.***"
- Including dispatch? [redacted] said, "***Yes.***"
- Are you expected and subordinate employees expected to follow watch commander orders? [redacted] said, "***Yes.***"
- Even if you disagree with the orders? [redacted] said, "***Yes.***"
- Have you ever completed a watch report? [redacted] said, "***On my own, no…one time.***"
- What is the purpose of a watch report? [redacted] said, "***To pass on information to oncoming shifts and to the command staff.***"

I reviewed Serrano's watch report with [redacted] said, "***That makes it seem like the call went away and somehow the call was dispo'd and off of the screen and it re-appeared again.***"

- How do you interpret the language, "she does now think she wants a deputy?" [redacted] said, "***It makes it sound like initially she didn't want a deputy and now she has changed her mind.***"
- Is there anything about any part of this incident, including the initial description that tells you [redacted] did not want deputies to come to the house? [redacted] said, "***No.***"
- What does, "leaving for graveyard now because all the other guys are on calls? [redacted] said, "***However many guys we had, were tied up on other incidences.***"
- If a deputy goes home early while on shift, is that the definition of being on other calls? [redacted] said, "***No.***"
- If the sergeant is in the patrol office is that the definition of being on a call? [redacted] said, "***No.***"
- Does the language in the watch report sound like a reason why the incident wasn't handled? [redacted] said, "***Based on what you read me…yes that is what it is sounding like.***"
- Based on the information I read from the watch report and absent any additional information from dispatch or the Rp, you have the opinion the watch report does not reflect the facts of the incident; correct? [redacted] said, "***Correct.***"
- You were gone on this day correct? [redacted] said, "***If it is the same day I'm thinking of, yes, I was at*** [redacted]
- Do you recall a discussion the day after [redacted] incident at briefing? "***Not that day. We have had conversations about graveyard thinking we hold things for***

them or choose not to handle certain calls." [redacted] stated he did not recall being at briefing the day following [redacted] incident and stated he could have been catching up on paperwork, but he typically participates in briefing.

- How long do your shift's briefings usually last? [redacted] said, "***They can differ. Obviously when calls come in it is very short. There are days we don't have briefing; I wouldn't say that is common though. The first few hours of the day are calm. They are usually fairly long…"***
- How long if you had to estimate a measure of time? [redacted] said, "The time that we are actually briefing…it can be 1.5 hours to 2.0 hours."
- 3.0 hours? [redacted] said, "***Yes.***"
- 4.0 hours? [redacted] said, "***That might be stretching it."***

[redacted] explained that some of the extended briefings were good for team building and morale, but also understood extended briefings including "bullshit sessions," can be inappropriate, specifically when calls are pending, or if the sessions become habitual.

- Has it ever been your experience that a session was taking place while calls for service were pending? [redacted] said, "***Yes.***" [redacted] clarified that he didn't believe priority 1 calls ever held while the shift or members of the shift were visiting. He also clarified he could have been participating in sessions while away from computers that may have showed pending calls.

[redacted] had nothing further to add. I ended the conversation.

Summary of statement from Dispatcher [redacted]

On 9/12/19, at 0951 hours, I spoke with Dispatcher [redacted] of the Tuolumne County Sheriff's Office in the presence of her legal representation, Jason Jasmine. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained and read the admonishments verbatim to her. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with Tuolumne County Sheriff's Office for 23 years as a dispatcher. [redacted] completed a POST dispatcher academy and has specialized training in the field of Emergency Medical Dispatching and Crisis Negotiations. [redacted] has not been to the Crisis negotiations class, but has participated in the California Association of Hostage Negotiators annual training conference. [redacted] is currently assigned to B-team days and her hours are 7:00 am to 7:00 pm.

- Have you identified any patterns of how calls are taken from one shift to another? [redacted] said, "***No, I don't think so.***" and confirmed all of the teams process calls for service with consistency across the board.
- Have you ever experienced calls for service pending longer than you thought they should be? [redacted] said, "***Yes***."
- Does that happen daily? [redacted] said, "***No, but occasionally***."
- Do you remember the name [redacted] from an incident on 8/11/19, reporting a juvenile issue? [redacted] said, "***Yes, I remember her form the incident your telling me about.***"

I reviewed [redacted] complaint with [redacted]

- What is the role of a dispatcher when answering a call for service? [redacted] said, "***Take the information that is given to us, make an incident and give it to the deputies."*** [redacted] confirmed the incidences are created by using the computer automated dispatch system, RiMs.
- Is it the dispatcher's job to determine who goes to which call? [redacted] said, "***Certain beat, yes."***
- Is that based on the beat assignment? [redacted] said, "***Based on a certain beat, yes."***
- For clarification, if a call is in a certain beat, whoever is working that beat at that time, could be dispatched to that call? [redacted] said, "***Yes.***"
- Do supervisors make decisions to hold calls, or direct calls to other deputies? [redacted] said, "***Yes.***"
- Once you dispatch a call, whether on the screen or over the radio, do you have control over who physically goes to that call? [redacted] said, "***We give the call to the available deputy in that beat. If there is not an available deputy in that beat, we call the sergeant and ask who they want us to send to the call.***"
- After a dispatcher creates an incident and dispatches the information, is it the deputy and/or the sergeant's responsibility to handle the call? [redacted] said, "***Yes.***"
- How are calls prioritized in RiMs? [redacted] described the concept of prioritizing calls for service based on the level of severity and how the incident is entered into RiMs. [redacted] said she commonly gets confused about the numerical value of the priority.
- Do you remember talking to [redacted] during the incident? [redacted] said, "I remember talking to her once."
- Can you tell me what you remember hearing or seeing during the call? [redacted] said, "***I don't recall much of the conversation…she called several times. She said her daughter was out of control and breaking things in the house. She***

said she had her young children in the house. I think I told her to leave the house and wait in her car."

- Do you know how many times she called by the time you spoke with her? [redacted] said, "***No, I do not.***"
- Do you know if some of your partners spoke to her? [redacted] said, "***Yes, I did know some of my partners talked to her…sitting in dispatch, it's a very large room. A lot of the time you don't hear what the person is saying on the other side of the room.***"
- Are dispatchers designated to take 911, medical, and non-emergency? [redacted] said, "***Typically, if you're the S/O dispatcher you're the last one to take the call, the third position is the first to take the call and ambulance second, but when it gets busy, or if someone is on EMD we all cover each other if it gets busy.***"
- Did anyone notify the sergeant when the calls started coming in, or as the calls started escalating? [redacted] said, ***"I believe so."***
- Do you remember who called the sergeant? [redacted] said, ***"No… I think*** [redacted] ***did, I think she was S/O, I think she was S/O that day. When I took my call I think*** [redacted] ***was in the room and we told him…I believe, or he came in afterwards."***
- Was [redacted] the dayshift watch commander that day? [redacted] said, "***No.***"
- Who was the dayshift watch commander? [redacted] said, ***"Sgt. Serrano."***
- Was he notified of this incident? [redacted] said, "***I didn't notify him.***"
- Why are some of the incident updates highlighted in red and some not? [redacted] said, "***When I take new information, I will right-click on it so the guys can see there has been new information added to the incident. I always put my new information down here because it is time stamped. The purpose is to say, hey this is new stuff, look at it.***" [redacted] was referring to the incident log as being time stamped.
- You said it was your recollection that [redacted] called the sergeant? [redacted] said, "***I don't know for sure."***
- What makes you think that? [redacted] said, "***She was the dispatcher, she would advise him of the call.***"
- Did [redacted] talk to [redacted] as well? [redacted] said, "***I think she did…yeah, she did."***
- Was there any discussion in dispatch amongst the three of you regarding why this call was pending for so long? [redacted] said, "***I don't recall.***"

**** I paused the recording for a break. ****

I resumed recording the conversation at 1028 hours following the break. I explained to [redacted] that I conducted other interviews where the recollection was different than hers.

Specifically regarding a conversation about [redacted] incident pending for a long time. I explained to [redacted] that it was my understanding that the environment was tense in dispatch and may have been some strongly worded discussion about why [redacted] incident pended so long. [redacted] said, "***I'm sure we had a conversation about the call, but I don't know exactly what was said… I'm old, I don't remember things like I used to.***"

Jason Jasmine interjected and asked the clarifying question, "So it's the specifics of the conversation that you can't recall?" [redacted] said, "***Right, I'm sure we had a conversation about it, but I can't be specific about what was said. I just can't, I mean I don't know."*** I told [redacted] I understood her answer and re-iterated that another interview revealed statements about a conversation amongst all the dispatchers while the incident was escalating. [redacted] said, "***I'm sure we talked about it, but I don't remember what was said."***

Jason Jasmine interjected and asked [redacted] a clarifying question, "Because you're saying you don't recall specifically what was said, you're not saying that wasn't said." [redacted] said, "***Correct.***"

- Would it be typical to have a discussion about an incident that you feel has been pending too long? [redacted] said, "Sure."
- In those situations does the watch commander get notified? [redacted] said, "***If there are updates, yes. Like hey this is what is going on now.***"
- Can an incident change from not being a priority, to being a priority within seconds? [redacted] said, "***Sure. It just depends on the situation, because if you look at this incident, it shows it is a priority two because it's a juvenile, but she's crying in her room… we still need to get their as soon as we can, but I think there was, someone*** [redacted] ***or something."***
- Would this incident be considered a crime against a person? [redacted] said, "***Umm… by the end of the call, sure, because she was attacking her mother. When it first came in, eh… out of control juvenile cut off her ankle monitor.***"
- Do you ever close an incident based on your own accord? [redacted] said, "***No.***"
- Who do you need to authorize closing an incident? [redacted] said, "***A Sergeant or a Lieutenant."***
- Is that because they have the specific training to review an incident, conduct follow-up and determine the outcome? [redacted] said, "***Yes."***
- Do you have any of that training? [redacted] said, "***No.***"
- When you spoke to [redacted] did the incident appear to be escalating or de-escalating? [redacted] said, "***Escalating.***"
- You personally did not notify the supervisor. [redacted] said, "***I did not notify Sgt. Serrano, I don't recall notifying the supervisor. I believe*** [redacted] ***either was in the***

office, or walked in soon after I hung up… I picture [redacted] ***standing there looking at the big screen."***

- At some point you thought [redacted] called the sergeant, because she had taken a call? [redacted] said, "***Yeah, I think earlier she called the sergeant to advise him, hey we got this call, but I don't know what their conversation was."***
- Is that part of the reason why you didn't call the watch commander? [redacted] said, "***Yeah, because he already knew about the call."***
- You said [redacted] was coming on shift? [redacted] said, "***Yes, he comes on at 1800, but he always comes in a little early to check the box.***"
- It is your recollection that he was there while you took [redacted] call, or after? [redacted] said, "***Either or.***"
- In your experience, would this incident be priority over a cold property crime? [redacted] said, "***Respond to this over a cold property crime: yes.***"
- Have you ever been in a position where you had to disagree with a supervisor about a call for service? [redacted] said, "***I would disagree, I would probably voice my opinion."***
- If a watch commander gave you an order about a call, would you follow it? [redacted] said, ***"Yes."***
- In the absence of a command staff officer, meaning a Lieutenant or above, who is responsible for the function of the organization? [redacted] said, ***"The sergeant."***
- Did the on-duty watch commander give any instructions about [redacted] call for service? [redacted] said, "***I don't know. I don't recall talking to him at all about it."***
- Do you remember any comments being made by a dispatcher that the watch commander said to hold the incident? [redacted] said, "***He said it could hold for a bit."*** [redacted] confirmed she did not have the conversation with Serrano, but remembers being told by someone who did talk to Serrano.

I reviewed the recorded calls from [redacted] to dispatch with [redacted] I explained to [redacted] the purpose of her listening to the calls was to compare and contrast the information in the call to the information in the incident log.

I reviewed [redacted] first call to dispatch with [redacted] and asked her if there was anything that should be changed. [redacted] said, "***No. The initial call that is all she wanted was to speak to someone about her daughter cutting off her ankle monitor.***"

I reviewed [redacted] second call to dispatch with [redacted] and asked [redacted] if the call was document in the typical manner, or if there additional information that should be added. [redacted] said, "***She's breaking things. It sounds pretty calm in the background, but I don't know."***

- Is there anything about this call that tells you [redacted] does not want a deputy to respond? [redacted] said, ***"No."***

I reviewed [redacted] third call to dispatch with [redacted]

- Is this incident escalating? [redacted] said, "Oh yeah."
- Does the information in the call reflect the information in the incident? [redacted] said, "***Well maybe I should have wrote something about the knife in there, because I did hear something about a knife…but that's just me, but the incident was also pretty escalated…I don't know what was going on."***

I reviewed [redacted] fourth call to dispatch with [redacted]

- Is this an incident that started out a lower priority and escalated? [redacted] said, **"Yes."**
- Is it typical, if not policy to update the watch commander? [redacted] said, "***Yes, but I don't know if it is policy."***
- What is the purpose of highlighting portions of the incident in red? [redacted] said, "***I personally do that…when I update an incident, I right click it so they know to look at the new information."***
- Is there a way to document that a supervisor has been advised? [redacted] said, "Yes, you could type in there sergeant advised."
- Is that common? [redacted] said, "For some, but not for all. It's never been said you had to do it."
- What is the purpose for doing that? [redacted] said, "***To take the monkey off our back. To say, hey we told the sergeant. Pretty much, I mean it's like closing out a 911 hang up…you put closed per, whomever."***
- Can you see where the deputies are at via RiMs? [redacted] said, "***See what they're doing, yeah."***
- Did you do that on this day? [redacted] said, ***"I don't recall and it would depend if they put it on the board."***
- Has there ever been a time where you saw a priority call and you contacted deputies at patrol via the phone? [redacted] said, ***"Yes."***
- How about contacting deputies while they are 10-8? [redacted] said, ***"Yes,"*** and confirmed she could contact them by phone or by radio.

Summary of statement from Dispatcher [redacted]

On 9/12/19, at 1222 hours, I spoke with Dispatcher [redacted] of the Tuolumne County Sheriff's Office in the presence of her legal representation, Jason Jasmine. I

recorded our conversation. I explained to [redacted] the nature of my investigation. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with the Tuolumne County Sheriff's Office for 18 years as a dispatcher. [redacted] is a tactical dispatcher, which is specialized training to assist tactical teams in high risk operations. [redacted] is also a member of the Crisis Negotiations Team and has participated in annual California Association of Hostage Negotiator training.

I asked [redacted] if she was familiar with the date 8/11/19, [redacted] said, "***Yes.***" I reviewed [redacted] complaint with [redacted] and told her I would have questions regarding [redacted] incident.

- Can you tell me what your role as a dispatcher is? [redacted] said, "***We take the initial, which is what*** [redacted] ***did at 1556 hours…we summarize what the call was, which is the initial call. As she continues to call in, whoever answers the phone, we update the incident, real-time as the call is coming in.***"
- Can an incidence escalate in a matter of seconds? [redacted] said, "***Absolutely.***"
- Are calls prioritized by the information received by the callers? [redacted] said, "***Yes.***"
- Is that based on your knowledge as a dispatcher, not as a peace officer, Correct? [redacted] said, ***"Yes."***
- Do dispatchers write everything verbatim into the incident? [redacted] said, "***You summarize it.***" [redacted] confirmed the dispatchers summarize the important fact of the call.
- Does that concept apply to the updates as well? [redacted] said, "***Yes***."
- If you have an incident that escalates, does that information get updated into the incident? [redacted] said, "***Yes.***"
- Are there any additional notifications to the supervisor? [redacted] said, "***We apprise the sergeant.***"
- In this August 11th incident, is it your opinion that it started out as a lower priority and then escalated to a higher priority? [redacted] said, "***Yes…but, it was not a low priority. It was a priority two which is, ya know higher than a low priority cold property crime. This incident was middle of the road, ya know priority two call. At the time she called in it wasn't physical… so it was priority two.***"
- Based on the initial information, was this a priority two incident? [redacted] said, ***"Yes."***
- In your opinion, does a priority two call of this nature rate a response? [redacted] said, ***"Yes."***
- How many times did you talk to [redacted] on this day? [redacted] said, "***Once, maybe twice. Once that I documented I think when she was breaking stuff.***"

- Did [redacted] call in multiple times? [redacted] said, "***Mm hm, right.***"
- If an incident was elevated to priority one, would there be updates in the incident and a notification made to the supervisor? [redacted] said, "***Correct…yes.***"
- Did that happen for this incident? [redacted] said, "***Yes.***"
- How did that happen? [redacted] said, "***I called Vic and told him about the call. I asked him who was going to respond to the call. We didn't have very many people that day. I remember we had Vic,*** [redacted] ***and*** [redacted] ***I think*** [redacted] ***was off and I don't remember what*** [redacted] ***was doing."***
- What was Vic's response to you? [redacted] said, "***Vic said yeah I see the call, we'll have someone respond when we can, but then we put in the updates and he said, yeah, I see it, but we're gonna have to hold it until graveyard.***"
- Did that call take place before or after you spoke to [redacted] [redacted] said, "***I don't recall if I apprised him before or after the call escalated.***"
- Did you do that from a recorded line? [redacted] said, ***"Yes, as I recall, yes."***
- Any chance you made that from your cell phone? [redacted] said, "***There is a slim chance, but I don't think I did."***
- Did you check your call history? [redacted] said, "***I did, but it doesn't go back that far. I am 99% sure that I called from a recorded line because when I call sergeants to tell them about calls, I always call from the business line."***
- Is there a dispatch cell phone? [redacted] said, "***Yes, but I didn't call from that."***
- Is it highly frowned upon to use your personal phone for dispatch? "***Yes, or for sending pictures and stuff like that. I rarely use my cell phone unless it is not related to work. I'm almost positive I called from a business line."***
- Do you remember what position you were calling from? [redacted] said, "***I was working the S/O position."***

Prior to reviewing [redacted] third call to dispatch, I had [redacted] review the incident update regarding [redacted] third call to dispatch. [redacted] said she remembered making the entry and confirmed it was the first time she spoke to [redacted] during the incident.

- Was this the first time you spoke to [redacted] [redacted] said, "***Yes, I think I also spoke to*** [redacted] ***as well.***" [redacted] confirmed [redacted] called dispatch multiple times regarding [redacted] incident.
- When you spoke to [redacted] was that on a recorded line as well? [redacted] said, "***Yes, because she called in and I answered.***"
- What was the basis of your conversation with [redacted] [redacted] said, "***She said something to the effect of, she told*** [redacted] ***she could leave the house for the safety of her kids and that we were responding as soon as we could."***
- Have you called the watch commander from your cell phone before? [redacted] said, "***I have, but it is usually for non-important stuff."***

- What is an example of non-important stuff, non-work related? [redacted] said, "***No, usually not call related, or an active call. Going to lunch…when are you going to be 10-8, or I'm going stop by and drop off paperwork. If I did call from my cell phone, the only reason I could think of is because that's when the phones were messed up and it was hard to get ahold of people because of the extensions."***
- Did you use your cell phone to avoid being recorded? [redacted] said, "***Absolutely not, I have nothing to hide."***
- What phones were messed up, the dispatch phones? [redacted] said, "***Not dispatch phones, but the patrol phones, which made it very difficult to get ahold of people by extensions… so there would have been more cell phone conversations at that time."***
- If a dispatcher's identifier is logged into a specific update, does that mean that dispatcher took the call? [redacted] said, "***Yes***."
- Is it common that one dispatcher would take a call and another would update the incident? [redacted] said, "***That has happened but it is not common.***" [redacted] recollection for [redacted] incident reflects each dispatcher updated their own calls.
- Is it your recollection that you don't remember whether you called the watch commander before or after speaking with [redacted] [redacted] said, "***I don't remember if it was before or after."***

I reviewed [redacted] third call to dispatch with [redacted] remembered taking the call and speaking to [redacted] [redacted] confirmed the call came in around 1740 hours, by referencing the incident print-out.

- During this call you told [redacted] you would tell the sergeant, correct? [redacted] confirmed that she told [redacted] she was going to tell the sergeant.
- Did you tell [redacted] you were going to tell the sergeant based on the information you were receiving? [redacted] said, "***Yes, because it escalates."***
- Did you tell the sergeant after that conversation? [redacted] said, ***"I don't recall… if it was here (pointing to the 1638 update) or after this call, it probably was after because I remember Vic saying, yes, I can see all the updates you guys are putting in there. I mean they can clearly see…"***
- Was that the conversation? [redacted] said, "***Yes***."
- Is there any reason why you would receive this information, tell the Rp you are going to notify the sergeant and then not notify the sergeant? [redacted] said, ***"No."***
- The watch commander's guidance was to hold the call for graveyard? [redacted] said, ***"Yeah, he said he didn't have enough guys and then towards the end of that call, a burglary in progress came in, so the east beat deputies I wanted to send ended up going to that."***

- Do you remember a conversation that took place in dispatch about why this call pended for so long? [redacted] said, "***I'm sure we made comments… I don't remember the exact conversation, but I remember us making comments like, I wish these guys would go. This call needs to be handled, that sort of thing, but you know, I told the sergeant, I apprised him of the call… I feel like I took the information, took the call, told the sergeant. He's looking at the call and it's his job to decide who is going where and who is doing what.***"
- Can you see the deputy's status on RiMs? [redacted] said, "***We can, yeah.***"
- Is it frustrating to see calls like this pend for a long time? [redacted] said, ***"Yes."***
- Do you recognize that there is liability associated with calls for service pending? [redacted] said, "***Absolutely.***"
- Is that why when you receive information that a situation is escalating you notify the supervisor? [redacted] said, "***Yes, that is what we do as dispatchers.***"
- Are command staff officers on duty on Sundays? [redacted] said, "***No.***"
- In the absence of a command staff officer who is in command of patrol, dispatch and custody? [redacted] said, "***The sergeant of patrol.***"
- Are you expected to follow the orders of a watch commander? [redacted] said, ***"Yes."***
- Has there ever been a time when a decision was made that you disagreed with, specifically about calls for service pending? [redacted] said, ***"Yes."***
- Was this incident one of those incidences? [redacted] said, ***"Yes."***
- Is it your understanding if you do not carry out certain orders from a watch commander that you can be disciplined? [redacted] said, ***"Yes."***
- Is there anything in this incident that insinuated [redacted] did not want help from the Sheriff's Office? [redacted] said, "In the beginning she told [redacted] something about she didn't want them storming the house or something like that. I think at the beginning she was in her bedroom; they were separated."
- When a person calls 911 or the non-emergency line, do people inquire about how deputies will respond, or request deputies to respond silently? [redacted] said, "***Yes.***"
- Based on your training and experience, why do people request that and in it what situations? [redacted] said, "***Sometimes if you come in blaring lights and sirens it's going to escalate the situation, like if someone is freakin out it will heighten the situation, so their scared. Sometimes people call when the person doesn't know the cops are coming. Her, I'm not sure why she thought deputies were going to storm the house, I don't understand that.***"
- If someone says I'm concerned about deputies storming my house, does that mean they don't want deputies to respond? [redacted] said, ***"No. She obviously was calling us to come up there. I don't know what she was getting at, but she wanted us to come."***

- If people don't want deputies coming to their house, will they typically just say that? [redacted] said, ***"Yes."***
- Do calls for service like this often pend for the oncoming shift? [redacted] said, "***Sometimes, it's becoming more of a trend… it seems like we are getting more priority calls coming in, we're busier and we are lower staffed."*** [redacted] described her statement as applying to situations when all the deputies are tasked with priority calls.
- In the event all deputies are on priority calls for service, this incident would hold based on the initial description? [redacted] said, ***"Yes, based on the initial call."***
- Is it common for an escalating incident to be held? [redacted] said, "***Not usually, you would have to have other calls that are the same priority… but that's up to the sergeant to decide which calls."***
- Have you ever seen deputies put report writing on hold to respond to a priority call for service? [redacted] said, "***Yes***."
- How about a meal? [redacted] said, "***Yes. I've seen them leave."***
- How about a deputy on-scene at a low priority call, such as a cold property crime? [redacted] said, "***No, what we would do is break them from the call, but we would need the sergeants permission to do that."***
- The procedure is to get the sergeant's permission? [redacted] said, ***"Yes."***

I reviewed [redacted] complaint with [redacted] specifically the portion that highlights [redacted] alleging the dispatchers not taking her seriously and being rude.

- When you told [redacted] "they're all your kids," was it your intent to be disrespectful? [redacted] said, "No."
- How much time past from the initial incident to when you spoke to [redacted] said, "***I don't know without looking.***" [redacted] looked at the incident and confirmed one hour and forty minutes had passed.
- Is that a long time for that type of a call to pend? [redacted] said, "***Yes."***
- Do you remember how many deputies were on duty that day? [redacted] said, "***All I can remember is*** [redacted] ***Vic… I remember we were missing people I think*** [redacted] ***and*** [redacted] ***were gone."***
- Can sergeants take calls for service? [redacted] said, "***Yes."***
- Have you worked with most of the patrol sergeants? [redacted] said, ***"Yes."***
- Do most sergeants take calls for service? [redacted] said, "***Yes, if they need to… typically they aren't supposed to, but on a priority call: yes, because we are a small agency."***
- So, it's not uncommon for sergeants to respond to priority calls for service? [redacted] said, ***"No."***

- Were the comments you made to [redacted] meant to be demeaning in a, "take care of your own kids," manner? [redacted] said, "***No, I was trying to tell her if you're in fear for your safety and the safety of your [redacted], you can defend yourself until we get there. Do something… you see a lot of people think they can't do anything because they think they can't touch a kid, so they let the kid tear the house apart, because they think we are going to come fix it all.***"
- Do you recall seeing the case after graveyard arrived on-scene? [redacted] said, "Yes, they arrested her."
- Do you always look at the disposition of incidences? [redacted] said, "***Yes, the ones that stick out to me.***"
- Do you recall a specific conversation in dispatch involving profanity, out of frustration regarding why [redacted] call was pending for so long? [redacted] said, "***I don't remember specific language, but I remember having a conversation about why the call was pending… like I remember, why is this call is still pending? Someone needs to go to this call.***"

Jason Jasmine clarified [redacted] answer by highlighting the specific language is what [redacted] couldn't recall, not the fact that a conversation took place.

- Do you recall if there was a sense of frustration in the conversation? [redacted] said, "***Yes, Yes.***"
- So it is possible that some comments regarding profanity and frustration were made, you just don't recall the specifics? [redacted] said, ***"Yes, it is possible that I could've said those things, but I don't recall specifically what was said. I do know that we all talked about it, because all three of us had to deal with it…it was like a thorn in our side, it was like geeze ya know, because she kept calling in and believe it or not, that recording sounds better than that day in my ear… yeah we were all frustrated, it was like geez."***
- Do you remember looking to see where any of the deputies were at? [redacted] said, "***I'm sure I did, on the screen itself.***"
- Do you remember where any of the deputies were? [redacted] said, "***All I remember is [redacted] was on the [redacted] call and I know that Vic was at patrol. As far as anyone else, I don't remember. I think [redacted] was on a call, but I can't remember.***"
- Are you familiar with the term clearing the screen? [redacted] said, "***Yeah, you mean, like get rid of the calls for the next shift.***"
- What does that mean? [redacted] said, "***It just means handle all your calls. It's a courtesy, but you should handle your calls before the next shift…you really shouldn't let stuff pend.***"
- Is it your opinion that the calls that hold are normally the lowest priority? [redacted] said, ***"Yes."***

- Would a priority 3 civil problem; such as, the incident regarding cats, is this type of incident extremely low priority? [redacted] said, "***Oh yeah, I remember that call. Yes, absolutely.***"
- Does this call take priority over [redacted] incident? [redacted] said, "***No…No.***"
- Would a priority 3 property crime pending for over an hour take priority over [redacted] incident? [redacted] said, ***"No. Property crimes are lower."***
- Clearing the screen means to handle the low priority calls that have been pending before shift change? [redacted] said, "***Exactly.***"
- Does clearing the screen take priority of an incident like [redacted]? [redacted] said, ***"No."***
- Are there times where calls of the lowest priority are held for the next shift out of necessity? [redacted] said, ***"Yes."***
- Did any other dispatcher tell you that the sergeant said to let [redacted] incident pend? [redacted] said, "***No, because they didn't talk to him, I did. At least not to my knowledge."***
- Based on the recording of you telling [redacted] "I'm going to tell the sergeant," it's your recollection that would've been when you told the sergeant? [redacted] said, "***Probably yeah, because it was all escalating and that would be a normal practice for me. I better call and tell them because I don't know if they see the updates, I assume they see the updates and you can see on the audit trail that they do, but that doesn't mean that they did… so I give them a phone call and tell them to look at the call, this happened."*** [redacted] explained that on 8/11/19 she was working the S/O position and by common practice it is her job to update the sergeant of the status of calls for service.
- Is there method to documenting that you made a notification to a sergeant? [redacted] said, "Usually, I/we always put (sergeant advised) I did not."
- Why do you do that? [redacted] said, "***To document that the sergeant was advised and the time."***
- Any chance you could reference your cell phone bill in attempts to narrow down a timeframe of the phone call, based on the slim chance you used your cell phone? [redacted] said, "***Yeah, I can get my phone bill on the internet."***

Jason Jasmine clarified they would commit to producing a redacted version of [redacted] phone bill assuming there was any fruitful information associated with the time and date of [redacted] incident. The inquiry would also be limited to correspondence between [redacted] phone and Serrano's phone, or whatever phone he may have used during the incident.

- Just to be clear, you actually spoke to Serrano? [redacted] said, "Absolutely."

- Do you recall a 5150 incident where Lt. [redacted] called into dispatch inquiring why the call had been pending? [redacted] said, ***"Oh… [redacted], I know what you're getting at. Yes."***
- This was a 5150 call that caught the attention of the division commander; he called in and spoke to you? [redacted] said, ***"Yes."***
- The division commander instructed you to remind Vic of the call, does that sound familiar. [redacted] said, "Yes." [redacted] confirmed that she called Serrano and reminded him of the call, due to the fact the incident had been pending.
- Did you make that call from a recorded line or a cell phone? [redacted] said, ***"I don't remember."***

I asked [redacted] if there anything she wanted to add or correct in her statement. [redacted] had nothing to add, so I ended the interview.

Summary of statement from Corporal [redacted]

On 10/02/19, at 1113 hours, I spoke with Corporal [redacted] of the Tuolumne County Sheriff's Office in the presence of his legal representation, Jason Jasmine. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with the Tuolumne County Sheriff's Office for 13 years as a deputy sheriff. [redacted] is the Assistant Team Leader of Crisis Negotiations, a Field Training Officer (FTO) and has specialized training as a Supervisor and narcotics investigations. [redacted] has been a field training officer for over three years. [redacted] described his duties as an FTO as training the newly hired deputy sheriff's, with and without experience. The FTO is responsible for ensuring all deputy sheriffs are certified under the California's basic standards for peace officers. [redacted] is the senior field training officer for the department.

[redacted] is responsible for training new recruits on policy, procedure and best practices. [redacted] attended supervisor school where he received training on principles of liability, decision making, problems solving and managing personnel. [redacted] is a member of the peer support team, which is a team that focuses on stress management, talking out problems and overall emotional support for work and non-work-related issues.

I showed [redacted] a copy of the field training manual and asked him if he recognized the evaluation portion of the manual. [redacted] confirmed he recognized the manual as the governing document in which he evaluates newly hired deputies on the basic and

minimum standards of peace officer proficiency. [redacted] is familiar with the roles and expectations of an FTO; I read him the following:

"***FTO's are selected from the very best officers in the department. They must teach and reinforce agency policy and procedure particularly as role models.***"

- Does that sound familiar? [redacted] said, "Yes."
- Are response times to calls evaluated in the FTO program? [redacted] said, "***Yes.***"
- Are they evaluated as; acceptable, unacceptable or superior? [redacted] said, "***Correct.***"

The ratings for the field training program the same for each category. [redacted] confirmed every employee must earn a rating of acceptable or above to become a solo-beat deputy. I asked [redacted] if the following categories and sub-categories are areas that are evaluated of every Tuolumne County Deputy Sheriff:

Response to calls:

- Arriving at destinations in an acceptable amount of time? [redacted] said, "***Yes.***"

Investigative Skill:

- Evaluating investigative skills and the ability to conduct a proper investigation and accurately diagnosing the nature of an offense committed? [redacted] said, "***Yes.***"
- Connecting information with potential suspects event when it is not apparent? [redacted] said, "***Yes.***"

Problem Solving and Decision Making:

- Evaluating performance in terms of ability to perceive accurately, form valid conclusions, arrive at sound judgment and make proper decisions? [redacted] said, "Yes."
- Perceiving situations as they really are? [redacted] said, "***Yes.***"
- Anticipating problems before they occur? [redacted] said, "***Yes.***"

[redacted] confirmed the above categories are a fraction of the topics he is entrusted to train and evaluate new hire employees on.

- After employees are signed off from the training program, are they expected to continue to operate at the level in which they were certified? [redacted] said, "***Yes.***"
- Do you act as a watch commander? [redacted] confirmed he acts as the watch commander, "***in the absence of a Lieutenant or a Sergeant.***"

- Have you filled the role of a watch commander more than 1-5 times? [redacted] said, "***Yes.***"
- Are you comfortable in the role of a watch commander? [redacted] said, "***Yes.***"
- Have you ever felt underprepared for the role of watch commander? [redacted] said, "***No.***"
- When the sergeant is on duty, what is your role? [redacted] said, "Beat deputy."
- Does your status as a supervisor go-away? [redacted] said, "***By title, no… but do I feel like I still have responsibilities… yes.***" I asked [redacted] to explain his answer. [redacted] said, "***When I'm Officer-in-Charge (OIC), and there is nobody there to answer to beside yourself, unless you really need some extra help. I am very comfortable in that role and getting the job done. When you flip that switch back off, there is almost a transition when you turn the ship back over to the Sergeant or the Lieutenant… it can be awkward feeling because you are used to making the decisions and now the decisions are someone else's to make.***"
- What are the responsibilities of a watch commander? [redacted] said, "***Manage the calls for service, manage beat integrity, making sure the team has what they need to get the job done and to be available and approachable for any questions or concerns.***"
- In the absence of a command staff officer, is the watch commander responsible for dispatch and custody also? [redacted] said, ***"Yes."***
- Do you expect your orders as a watch commander to be followed? [redacted] said, "***Yes.***"
- Have you ever disagreed with a decision a supervisor has made? [redacted] said, "***Yes.***"
- Would you blindly follow a decision made by a sergeant, lieutenant, etc..? [redacted] said, "***No.***"
- If you received an order you perceived as unlawful you would know not to follow it? [redacted] said, "Yes."
- Confirming the term lawful… [redacted] said, "***Yes, policy and laws on the books yes.***"
- Does this relate to confusion, miscommunication etc…? [redacted] said, "Yes."
- Do you feel comfortable confronting supervisor or clarifying when something is unclear? [redacted] said, "Yes."
- Have you ever had to disobey and order from supervisor? [redacted] said, "No… ***I don't think I've ever received one.***"
- How does minimum staffing affect the operational tempo? [redacted] said, "***It can be overwhelming at times depending on the call volume. If you don't have a lot of calls for service. Proactivity may have to be put on the backburner***

because you are waiting…for anything to pop-up and you're trying to be available."

- Are deputies exempt from performing duties when operating at minimum staffing? [redacted] said, "***No.***"
- Does minimum staffing change how you prioritize calls for service? [redacted] said, "***No.***"
- Does the shift have to operate at a higher level to make up for less deputies when minimum staffing occurs? [redacted] said, "Yes."
- What does that look like? [redacted] said, "***I'll give you an example, if you are by yourself and nobody is around, you might have to clear a building by yourself if there is a burglary.***"
- When I ask about the shift needing to perform at a higher level, does that include the supervisor? [redacted] said, "***Yes.***"
- Supervisor taking calls for service? [redacted] said, "***Yes.***"
- Are supervisors exempt from calls for service? [redacted] said, "***No.***"
- Is it more likely that a supervisor would take calls for service while at minimum staffing? [redacted] said, "***It depends on the type of call… if it is a cold burglary, that can wait, but if there is something that is a higher priority, regardless of how many deputies are on the street, at least going to make sure the scene is clear.***"
- Absent a critical incident, while at minimum staffing, the shift [redacted] need an extra person on the streets and that person could be a sergeant? [redacted] said, "***Yes.***"
- Can you tell me about prioritizing calls for service please? [redacted] said, "***The way I train it and the way I practice is crimes against person take priority over property crimes and then you prioritize from there."***
- The details of the calls dictate how they are prioritized? [redacted] said, ***"Yes."***
- How do you investigate to determine the priority of a call for service? [redacted] said, "***You have the information listed in the incident from the dispatcher, or you can contact the Rp directly and try to pull more information out.***"
- Is that common? [redacted] said, "***Yes, common with me.***"

[redacted] described investigating incidences for additional information as common, whether it is done by contacting the Rp, or checking history in RiMs. [redacted] confirmed he uses the tools and resources he has available, but sometimes driving and other activities can prohibit exhausting all resources; situation dictating.

- Do you ever just guess? [redacted] said, "***Yes… well I guess I would use a different term… educated guess based on experience.***"
- Do you mean experience of similar calls? [redacted] said, "***Yes.***"

- Does dispatch always provide enough information and accurate information? [redacted] said, "***No.***"
- Is it typical for dispatchers to summarize the information they are given? [redacted] said, "***Yes.***"
- Are there gaps in information between dispatch and deputies? [redacted] said, "***I would say the Rp as well, depends on how excited they are.***" [redacted] confirmed that deputies interpret information differently than dispatch based on their training and experience. It is not uncommon for deputies to call dispatch or an Rp for additional information.
- How does preliminary information form dispatch effect your game plan for responding to an incident? [redacted] said, "It's kind of the root of my response, which I know can be changed depending on how the phone call is going with the rp. The summarized statement at that time does and can determine a response."
- You ever view and incident and determine the information is lacking or confusing? [redacted] said, "***Yes***."
- What do you do? [redacted] said, "***Call dispatch or call the Rp***."
- What information are you looking for when making decisions about how you are going to respond to an incident? [redacted] said, "***That is specific to the incident.***"
- If an incident is active would you want; suspect information, suspect history, residence history, Rp history, weapons in the house? [redacted] said, "***Yes***."
- All this information contributes to how you respond? [redacted] said, "***Yes.***"
- If a suspect has a history of violence, does that change how you look at the situation? [redacted] said, "***Yes.***"
- Is there liability associated with allowing calls for service to pend? [redacted] said, "***Yes.***"
- Does that liability stem from incidences that can change in a split-second? [redacted] said, "***Yes.***"
- In your opinion, can an incident that is pending change in a split-second? [redacted] said, "***Absolutely.***"
- What do you do to combat that as a watch commander or supervisor? [redacted] said, "***When I'm in that role… sometimes I will position myself in dispatch if I don't have a trainee. Depending on the call for service I will come in, so I can listen to all the phone calls, or stand over the dispatcher while their typing…I can check the incident or refresh it to see what updates have popped up to see what's going on.***"
- Would you call that monitoring the incident? [redacted] said, "***If possible, yes.***"
- Have you ever told dispatch to hold a call and advise them to update you if it changes? [redacted] said, "When I am in that OIC role… as I'm managing that screen, as I am prioritizing calls, if I see something pop-up that requires a response sooner or later, I will call dispatch to tell them my plan, which deputy

to send once they clear. I always think logistically, I estimate where the deputy is at and how fast they will probably clear the call. I tell dispatch, send this deputy as soon as they clear."

- Do you consider that managing the resources that are available to you? [redacted] said, "***Yes.***"
- As a supervisor, assigning a call to pending status, doesn't relieve supervisor of responsibility associated with the call? [redacted] said, "***Correct.***"
- How are calls for service prioritized against tasks; such as, report writing, does that call hold until you finish the report? [redacted] said, "***The way I teach it and the way I see it, calls on the screen pretty much trump everything else that is going on. I'm sure there is something, but I can't think of much… when I'm running the ship, my motto is clear that screen. Let's get these calls handled… depending on the details of the call, but a priority call, you break anybody and hopefully the closest person."***
- Have you ever been in the middle of a case and had to break for another call? [redacted] said, "***Oh yes.***"
- Have you ever been in the middle of a meal and had to break for a call for service? [redacted] said, "***Yes.***"
- You ever pend a call to eat a meal? [redacted] said, "***No.***"
- How about to go home early? [redacted] said, "***No.***"
- So, a call for service would take precedent over going home early? [redacted] said, "***Yes. Sometimes there is a stigma about overtime, but that is out of our control.***"
- Have you ever had a command staff officer tell you not to go to a call for service to save overtime? [redacted] said, "***No… wait, a priority call? no that has never happened.***" I clarified, Priority one or priority two. [redacted] confirmed he has never been instructed to hold either priority type call to save overtime. [redacted] confirmed in some situations low priority property crimes do hold to save overtime.
- What is beat integrity? [redacted] described the beat assignments and explained that deputies are tasked with staying in their area to cover calls for service, "***but that can always change.***"
- Do the deputies cover each other by taking calls out of their beats? [redacted] said, "Yes."
- Can an incident status change in an instant? [redacted] said, "***Yes, as soon as new information is developed, it can change like that.***"
- Have you ever held an active priority call? [redacted] said, "***What do you mean by held?***" I elaborated by asking [redacted] if he has ever held higher priority call in rims to handle a lower priority call. [redacted] said, "***Yes, depending on the details…for example, if there is a 415 (disturbance) verbal, it can depend on***

the labeling by the call taker. An incident can pop up red, but the details say one of the parties left… it might still be in red, but maybe that 415 verbal that's yellow (priority 2) is active, I would go to that yellow call before I would go to the red call (priority 1)."

- You would review the information available to you prior to making that decision? [redacted] said, "***Yes***."
- Are there any alternatives to pending priority calls for service when operating at minimum staffing? [redacted] said, "***Yes, you could ask for assistance. I've done that before, from CHP, Mariposa S/O depending on location, Sonora PD, shoot even CalFire LE…anyone with a badge and gun that can at least hold the scene until we can get there. Will come by eventually and take the investigation. We can use other resources.***"
- How about calling the graveyard units to log on early? [redacted] said, "***Yes.***"
- Have you ever done that before? [redacted] said, "***Almost.***"
- What does it mean to clear the screen toward the end of shift? [redacted] said, "***To handle as many calls as you can before the next shift comes in. That way they don't have to deal with your work, but there are times when calls do pend. I know when I hand off that football to the oncoming team, I often apologize and explain why calls are still on the screen."***
- Is that routine to try and handle the calls that are the lowest priority that have been pending at the end of shift? [redacted] said, "***It's routine of my mindset and when I am OIC.***"
- Can juveniles be violent? [redacted] said, "***Yes.***"
- Can they cause injury? [redacted] said, "***Yes.***"
- Are juvenile calls for service associated with battery less severe than battery calls associated with adults? [redacted] said, "***They should have the same priority.***"
- Have you ever been to a call for service with a violent juvenile? [redacted] said, "***Yes.***"
- Have you ever had to restrain or fight a violent juvenile? [redacted] said, "***Yes.***"

I asked [redacted] if he was familiar with [redacted] incident. I gave [redacted] the screen shot of [redacted] incident. [redacted] read the initial description of the incident out loud.

- Is there anything about that information that tells you [redacted] doesn't want help from the Sheriff's Office? [redacted] said, "***No. There is nothing that says that.***"
- If you read that initial incident, would you think, this person does not want us to come to her home? [redacted] said, "***My perception when I read this, due to the part about not wanting us to storm the house, when I read this, I felt like she didn't want us there at that time. I thought maybe she thought we were just***

going to storm her house because that tracking thing got cut-off and maybe an alarm went off."

- In your 13 years of law enforcement, have you ever had someone ask you about how the deputies will show up to their house? [redacted] said, "***I don't recall a specific time, but I don't want to say it's never happened."***
- Have you ever heard of dispatch requesting a silent response? [redacted] said, "***I've heard that for ambulance calls; silent or quiet.***"
- Was the initial information confusing to you? [redacted] said, "***Yes.***"
- Did you do any preliminary investigating to get clarity of what was going on, regarding the initial information? [redacted] said, "***I don't recall, I know I did not call the Rp. I don't remember if I called dispatch, or not. I feel like I didn't… I have a strong belief that I didn't."***
- What time did this call for service come in? [redacted] said, "***1556 hours.***"
- How much time is left in the shift? [redacted] said, "***Call it two hours.***"
- Do you see the incident below the initial description, regarding [redacted] ([redacted] said, "***Yes.***"
- Do you remember reading that information? [redacted] said, "I do remember reading that information."
- What did you get from that information? [redacted] said, "***The way I perceived it was, if/when we come across this juvenile, we are good to take her into custody. I figured for a violation of probation.***"
- Was this call in your beat? [redacted] said, "***Yes,***" after being reminded of his call sign.
- How come you didn't go to this call for service? [redacted] said, "***Due to my initial interpretation of what it was and I didn't clarify, I went with my initial interpretation was that, I felt like she was telling us she cut this bracelet off and not to rush it… and the aggressive state, I didn't have a definition of that, nor did I reach out and get more information about that aggressive state at that time.***"
- Speaking of aggressive state, was there children in this home? [redacted] said, "***Yes, according to the Rp.***"
- And we knew the juvenile was on probation? [redacted] said, "***Uh, after the [redacted] called in, I assumed as much. I don't know any history regarding the juvenile."***
- In what other situation would a juvenile have an ankle monitor on, aside from probation? [redacted] said, "***Could be from a prior case, other than… I'm thinking more probably adult and I'm thinking maybe an ankle monitor for OR release which is issued by probation…I don't know if that means they are on probation.***"

- Do you remember there being an [redacted] [redacted] in the residence? [redacted] said, "***I remember now that I have read it.***"
- When probation issues a violation of probation, does that mean the juvenile can be arrested? [redacted] said, "***If they issue a VOP, in theory there would be a warrant.***" You do realize probation can issue a VOP just based on the information they receive, right? [redacted] clarified, "***on the fly?***" I confirmed, and he said, "***Yes.***"
- You understand a juvenile can be housed at juvenile hall based on a VOP, correct? [redacted] said, "***Yes.***"
- It's your recollection that you called dispatch, but maybe not? [redacted] said, "***I don't think I did.***"
- Is that consistent with your training and experience? [redacted] said, "***No.***"
- Do you teach new recruits to investigate incidences to determine an appropriate response? [redacted] said, "***I teach them to investigate it.***"
- Was there a discussion amongst the shift about this call for service? [redacted] said, "***Yes.***"
- What was that discussion? [redacted] said, "***I recall being in the office at the patrol building. I do remember Sgt. Serrano, I don't recall if Dep. [redacted] was there or not… I recall having a brief conversation with Sgt. Serrano about this, almost inquiring, is there more? Are you seeing what I'm seeing on this? What is your feeling on this? At the time we had a similar feeling of maybe she doesn't want us there… and that was the gist of the conversation.***"
- Did Sgt. Serrano call and investigate? [redacted] said, "***I do not know.***"
- Was there any talk about [redacted] going to this call? [redacted] said, "***I do not recall.***"
- Did you ask him to go to this call? [redacted] said, "***No.***"
- Any talk about [redacted] going home early that day? [redacted] said, ***"I don't recall anything specific to going home early… I know it was…I hate to; I feel like I'm going to throw someone under the bus…"*** "You may be throwing someone under the bus [redacted] it's called telling the truth!" "***Ok, um I remember, I do know that there are times where he would go home to get gym gear, to go to the gym after work."***
- Is that what took place on this day? [redacted] said, ***"It could have, I wasn't there at that time. It doesn't happen all the time, but there has been a handful of times where he says, I'm going home to my gym gear."***
- Did you guys have a conversation about the plan of attack for the calls for service, while discussing this incident? [redacted] said, "***About [redacted] gym gear?***" No, about how you were going to deal with all the calls for service. "***With Sgt. Serrano, yes."***
- Did Sgt. Serrano tell you, I want this call to pend? [redacted] said, ***"No."***

- So that was a decision that you made? [redacted] said, "***Uhh. by not going to this call, yes.***"
- And you know it to be common practice that [redacted] sometimes goes home early to get his gym gear? [redacted] said, "***At that time, yes.***"
- Would going home for gym gear be a priority over this call for service? [redacted] said, "***No, especially not what it built up to be.***"
- So, is it safe to say that you, a supervisor, and the watch commander commonly know that [redacted] sometimes goes home early to get his gym gear? [redacted] said, "***Yes.***"
- Did [redacted] go home on this day to get his gym gear at about 1728 hours? [redacted] said, "***I'm not sure about the time, but I would assume so.***"
- Why do you assume that? [redacted] said, "***Based on another call for service that came out as a possible burglary in progress, while responding to that… [redacted] said something about being at his neighborhood, so one could assume he went home.***"
- And at this time, [redacted] incident was pending on the screen? [redacted] said, "***Yes.***"

I reviewed [redacted] first call to dispatch with [redacted]

- Does the information in the description generally describe the conversation? [redacted] said, "***Generally, yes, but it is missing some detail.***"
- You said that is common, correct? [redacted] said, "***Yes, that can happen.***"
- What is it that caught your attention about the call? [redacted] said, "***Right off the bat she said she needed to speak to a deputy and then also said she wanted a deputy, someone ASAP. She also spoke of a history of assaultive behavior and that's the reason she is on probation.***"
- Did you have this information at the time? [redacted] said, "***No.***"
- After reviewing this incident, you didn't look at the Rp's history, residence history or the alleged suspect's history? [redacted] said, "***I don't recall.***" I told [redacted] he didn't look at any of the information, he said, "***Ok.***"
- You went to a call on [redacted], correct? [redacted] said, "***Yes, I remember it being possibly a cold burglary and there was someone caretaking the house for a family.***"
- This cold burglary you dispatched yourself to, was it pending for an hour? [redacted] confirmed the incident was pending for approximately one hour.

I told [redacted] he dispatched himself to the cold burglary from the patrol office Corporal's computer at 1624 hours. [redacted] also changed his status from the same computer as in-route, a total of 33 minutes later. I asked [redacted] if his conversation with Serrano about

[redacted] incident took place within the 33 minutes. [redacted] said, "***I feel like I self-dispatched to that call after we talked.***"

- So, prior to 1624 hours, possibly? [redacted] said, "***I don't remember when I clicked on the*** [redacted] (Smith's***) incident. The last thing I remember about*** [redacted] ***incident was the probation comment. I would say within the first 10-15 minutes."***
- Is the sergeant's office where the discussion took place? [redacted] said, ***"I remember standing near the door of the Corporal's office and Sgt. Serrano standing near his office…I feel like we were standing in the report writing room.***"
- Based on your perception of [redacted] incident, you believed the cold burglary call for service was a priority over [redacted] call for service? [redacted] said, "***I believe what spiked my interest to the cold burglary was the conversation I had with Sgt. Serrano, regarding*** [redacted] ***and what was happening and whether or not she wanted a response from deputies."***

I clarified with [redacted] "Ok, let me see if I understand this correctly, I have a Corporal and a Sergeant who are both confused about this incident and whether or not [redacted] wants a deputy at her house, and between the two of you, there was no dialogue about who is going to go and who is going to call and verify?" [redacted] said, "***No there was not.***"

- There was no dialogue about holding [redacted] call for graveyard? [redacted] said, "***No… there was no dialogue with me… I didn't hear any dialogue about holding it for graveyard."***
- So, there was no game plan to clear the board and handle all the other calls for service except [redacted] incident? [redacted] said, "***No.***"
- Would it surprise you if I told you that is exactly what you and [redacted] did? [redacted] said, "***That our actions said that…it would not surprise me.***"

I told [redacted] "You handled every call for service, including calls for service that came in after [redacted] incident. You even saw that probation was calling about this incident and nobody did anything with this incident… and there was no discussion about this incident at all?" [redacted] said, "***There was discussion about the incident with me and Sgt. Serrano…***" I interrupted [redacted] "about how mutually confused you were?" [redacted] said, "***Yes and that's where I left it…because he said he wasn't sure we needed a deputy responding. I can't say that in quotes, but I took that as, we are not going to this, so then I picked...***"

- So, at some point there was a comment made by Sgt. Serrano to the effect of, I don't think we need to go to this? [redacted] said, "***Yes.***"

- Did that change your mindset as to which calls for service you were going to take from then on? [redacted] said, "***Yes.***"

I paused the recording for a break.

We returned from the break and I re-capped the line of questioning to bring us up to speed. Afterwards, I clarified with [redacted] "You mentioned a conversation with the watch commander where you perceived you both had a shared understanding that [redacted] call did not rate a deputy response based on the initial information received." [redacted] confirmed by saying, "***Yes.***"

- After that conversation with the watch commander you decided to prioritize the other calls for service ahead of [redacted]? [redacted] said, "***Yes.***"
- And did you do that? [redacted] said, "***Yes.***"
- The people present for that conversation was yourself, Serrano and [redacted] said, "***Yes.***"
- Did anyone from dispatch reach out to you about this incident after you accessed it? [redacted] said, "***I don't remember a verbal update, or any phone call. I definitely don't remember any text messages.***"

I reviewed [redacted] ([redacted] 1st call into dispatch with [redacted] confirmed the conversation was summarized in the incident update; however, [redacted] highlighted the details [redacted] about [redacted] prior crimes were not. [redacted] said, ***"She described the crimes that she is on probation for are against her mother; that's not in there. That's the one big piece that I see…"***

- I told [redacted] that Serrano accessed [redacted] incident and [redacted] history at 1600 hours. [redacted] history showed on 5/18/19 she arrested for felony battery. I asked [redacted] if that information would have changed his perception of [redacted] incident? [redacted] said, "***Yes.***"
- Why? [redacted] said, "***The history of violence.***"
- Did Serrano mention this information to you during your conversation about whether, or not a deputy should go to this call? [redacted] said, "***No.***"
- So that was never discussed at all? [redacted] said, "***No.***"

I reviewed [redacted] 2nd call into dispatch with [redacted] confirmed the call was summarized in the incident; however, the following details were left out, "***ETA, saying she needs help and asking a deputy to respond.***"

- Does that second incident update change how you would prioritize [redacted] incident? [redacted] said, "***Even though it is missing those details, it still tells me there is more going on than someone cutting off an ankle monitor. It is***

escalating and now there's an assault. Throwing something at someone that is an assault."

- Does this information change how you prioritize this incident? [redacted] said, "***Yes.***"
- Does the information in the update plus the suspect's history of felony battery change how you prioritize this incident? [redacted] said, "***Yes.***"
- Was any of the information in [redacted] second incident update relayed to you; cell phone, radio? [redacted] said, "***No. The last thing I remember reading was the [redacted] comment and then discussing it.***"
- Based on the audit, the watch commander looked at the incident updates prior to you leaving for the call on [redacted] Did he relay any of this information to you during your discussion with him? [redacted] said, "***No. I honestly don't recall hearing any of that.***"

I reviewed Serrano's call to dispatch with [redacted]

- Prior to you leaving patrol was [redacted] still there? [redacted] said, "***Prior to me leaving to handle the 459, I believe he was still there.***"
- I asked [redacted] if Serrano's statement to dispatch was accurate based on the situation at patrol and his discussion with the watch commander? [redacted] said, "***Accurate yes, because when I came back to patrol we had a discussion and he told me he put it in the watch report and held it for graveyard. It wasn't part of the discussion before I left to handle the other calls.***"

Jason Jasmine highlighted that [redacted] answered the question from a position of what "ended up happening," based on Serrano's statement and not from a position of the actual situation compared to how Serrano described the situation to dispatch, for example, "were the deputies on other calls, etc."

I told [redacted] that Serrano's call into dispatch was at 1735 hours, which is about 25 minutes prior to shift change and that I am not disputing the fact that he put the information in the watch report, or that the incident was held for graveyard. [redacted] said, "***Ok.***"

- Is the reason why this call is holding accurate? [redacted] said, "***As far as I know, [redacted] was not on a call, [redacted] was on the [redacted]... I was on one call after another. From what I recall, I don't recall [redacted] being on a call for service.***"
- How about Serrano? [redacted] said, "***No. I don't recall him being on a call for service.***"
- So, based on the audits, I have two deputies in the office at patrol? [redacted] said, "***Yes.***"

- Not on calls for service? [redacted] said, "***Yes, when I left I don't recall seeing on the screen. I assuming it's safe to say they were not on calls for service.***"

I reviewed [redacted] 3rd call to dispatch with [redacted] I asked [redacted] if the incident is escalating or de-escalating. [redacted] confirmed the incident was escalating. I told [redacted] 3rd call was timestamped at 1735 hours.

- If [redacted] left the patrol office at 1728 hours and at home by 1733 hours, while this incident unfolded, is that acceptable, or unacceptable? [redacted] said, "***Unacceptable.***"
- Is that prioritizing resources appropriately to handle calls for service? [redacted] said, "***No.***"
- Is that based on your opinion as watch commander and a corporal? [redacted] said, "***In my opinion, No.***"

I reviewed [redacted] 4th call to dispatch with [redacted] I asked [redacted] if the incident is still escalating. [redacted] said, "***I wouldn't say it is still escalated…it's escalated, it's still at the same top priority.***"

I reviewed [redacted] s 2nd call to dispatch with [redacted]

- Were you on a call for service when this call came in? [redacted] said, "***I was in upper crystal falls and then I was dispatched to*** [redacted] [redacted] did not remember how he was dispatched, but thinks he was dispatched over the radio.
- You remember [redacted] responding as 10-35 from [redacted] [redacted] said, "***Yes, he walked down form a*** [redacted] ***I gave him a ride back to the gate.***"
- After the [redacted] incident did you and [redacted] have any discussion as to what his next move was? [redacted] said, "***Not that I can recall except for maybe going to the gym. That's the only thing, because I think*** [redacted] ***took his evidence and his 10-15.***"
- [redacted] typically goes home to gym stuff if he is going to work out after shift? [redacted] said, "***Yes.***"
- We know this incident was held for graveyard correct? [redacted] said, "***Yes.***"
- Once that decision is made, is the watch relieved from the responsibility of everything that happens? [redacted] said, "***No.***"
- If you had this information what would you do? [redacted] said, "***I would go to this call. I would at least start that way even if it was at shift change. If I held the scene and even if graveyard took the paper…it's a safety.***"
- Because it's active crime against person? [redacted] said, "***Yes, it's an active assault.***"

- Taking the "red" information out, is this still a crime against person? [redacted] said, "***Well yes, she threw a sweater in her face and that is an assault.***"
- How about if you know the suspect has a history of felony battery? [redacted] said, "***Yes. The history of the victim being her mother really adds to it also.***"
- If you had this information, would you have prioritized this call over the cold burglary? [redacted] said, "***Absolutely.***"
- If the watch commander told you to look into this incident during your discussion, would you have? [redacted] said, "***Yes.***"
- Did he tell you to look into this incident? [redacted] said, "***I don't recall if he did or not. It just seemed there was a consensus because he said,* "We're not sending anybody out," *at that point. That's when I went off to do…***"
- Did anyone make any comments that discriminated against [redacted] incident because there was a juvenile involved? [redacted] said, ***"I don't recall any conversation like that."***
- Was your attitude discriminatory toward this incident because a juvenile was involved? [redacted] said, "***Up to what point?***" I clarified to the amount of information he had. [redacted] said, "***Up to the point that I recall… the ankle monitor is a crime, I didn't think of that at the time…it could've have played a role in my decision making, other than the fact we discussed it and it sounded like we weren't going. That was my tipping scale."***
- Just so I am completely clear, there was a discussion, some confusion about the information in the incident regarding what [redacted] wanted and you both left the conversation with a mutual confusion… and the discussion was, "***we're not sending anyone to that call***," and to your knowledge that was made without any investigating? [redacted] said, "***To my knowledge… I didn't witness any investigating.***"
- In the moment you were ok with the decision to not send anyone to the call and let the incident pend? [redacted] said, "***Yes.***"
- Was that based on the information you had at the time? [redacted] said, "***Yes.***"
- Did you know about the history of felony battery? [redacted] said, "***No.***"
- Did you know the Rp called back a second time and said the suspect was throwing things and breaking things in the house? [redacted] said, "***No, I did not."***
- What was your discussion after this call for service? [redacted] said, "***At some point I remember seeing the updates. I don't recall if I was in the parking lot, but I remember walking by Sgt. Serrano while he was seated at his desk. I remember saying that escalated… some things happened there… I don't remember my exact words, but something like, that juvenile call went crazy. He said he put it in the watch report and he was having graveyard handle it. We may have talked about it the next day, because we heard the mom may be complaining.***"

- Were you aware that Sgt. [redacted] responded on graveyard shift and is that how the information came out that this lady was going to complain? [redacted] said, "***Yes.***"

- What was the discussion the following day at briefing about this call for service? [redacted] said, "***I honestly don't recall other than the fact that there was a complaint coming.***"
- Do you remember Sgt. Serrano saying your shift was "catching flak from graveyard for not going to that call," and the that there, "wasn't enough to send someone at the time?" [redacted] said, "***I don't remember the flak part…I do remember something along the lines of there wasn't enough to send somebody at the beginning. I don't remember getting flak from graveyard.***"
- Your recollection is there wasn't enough in the call that warranted sending somebody? [redacted] said, "***Yes.***"
- Is that consistent with the conversation you had with him prior to leaving for the [redacted] call? [redacted] said, "***Yes.***"
- What is the purpose of the watch report? [redacted] said, "***The purpose is to brief the command staff…it has morphed into an SIB of what occurred on the watch, basically.***"
- Is the watch report an official document? [redacted] said, "***I believe it is an official document. I know*** [redacted] ***saves them all.***"
- Is it used to brief the command staff? [redacted] said, "***Yes.***"
- Have you been counseled the document could also be sent to the board of supervisors? [redacted] said, "***I don't recall…early on we were told to hash out the cuss words.***"

I reviewed the calls for service that pertained to the stolen cats and the reckless driving, classified as 245 PC with [redacted] confirmed the call involving cats did not take priority over [redacted] incident and the 245 PC was "***cold/done***" and did not take priority over [redacted] incident.

- Do you complete watch reports? [redacted] said, "***Yes, I do.***"

I reviewed Serrano's watch report with [redacted] and told him I would ask him questions about the watch report based on his training, experience and knowledge of the incident. [redacted] asked, "Is this the watch report from the day of the incident?" I confirmed it was the watch report from the date of [redacted] incident.

"***1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men.***"

- **"This call is back on the screen again because the RP called back and stated she does now think she wants a deputy."** What does that mean to you? [redacted] said, "***That the call had previously gone away and now it is back on the screen.***"
- Was this call ever handled? [redacted] said, "***On our shift; no.***"
- **"Earlier she stated she didn't want us coming to the house."** What does that mean to you? [redacted] said, "***Well if I am just reading that it would be that the Rp specifically doesn't want LE coming to her house.***"
- Is there anything in this incident that says this lady doesn't want LE coming to her house? [redacted] said, "***Not specifically, no."***
- **"Leaving for Graveyard now because all of the guys are currently on other calls."** What does that mean to you? [redacted] said, "***That means there is no available units to handle it and he is basically saying sorry to graveyard."***
- If I have deputies going home and deputies in the patrol office, not on other calls, is that an accurate watch report entry? [redacted] said, "***That is not an accurate watch report entry.***"
- Does this conflict with the other conversations you had with Sgt. Serrano regarding the incident not rating a deputy's response? [redacted] said, "***No, that's different.***"
- So, that conversation is different than what was articulated in the watch report? [redacted] said, "***Yes.***"
- Is that also different than the conversation you had the following day at briefing, where the discussion was there wasn't enough to send a deputy to the call? [redacted] said, "***Different.***"
- If the watch report read, "At 1556 hours, this call for service came in, at that time it did not rate a response based on initial information. The situation escalated, and graveyard took the call for service." Does that accurately depict what happened? [redacted] said, "***In a roundabout way, yes, but it is missing details.***"
- Even though it is missing details that still would have been more accurate than what was written in the watch report? [redacted] said, "***Yes.***"
- As an FTO do you review a lot of reports? [redacted] said, **"*Yes.*"**

I reviewed [redacted]s report with [redacted] I read the portion of [redacted]s narrative where he describes in-depth the details from the incident updates. I asked [redacted] if it was typical for deputies to outline the incident updates in the manner [redacted] did in his report. [redacted] said, "***Yes, just to show what was progressing, because that helps to show why you responded the way you did.***"

- Why do you think [redacted] put all those details in his report like that? [redacted] said, "***To document what actually happened, or what was reported in the incident.***"

I reviewed [redacted]s call into dispatch with [redacted]

- Why do you think [redacted] wrote his report that way? [redacted] said, "***C-Y-A,***" a common abbreviation for, cover your ass.
- Why do you think he is trying to cover his ass? [redacted] said, "***Because he can see what transpired and I would assume he feels it wasn't correct.***"
- And do you know that from your training and experience of seeing these types of things, evaluating reports and knowing how they play-out? [redacted] said, "***Yes.***"

I reviewed [redacted] 5th call to dispatch with [redacted] stated he saw all of the incident updates after the incident was over and clarified that he saw the initial information, to include the first probation update on the day of the incident.

- Have you had any discussions with anyone about this investigation? [redacted] said he knew Serrano was on vacation and he informed Serrano that he may be getting served with an IA. [redacted] said, "***I gave Vic a heads up, but I don't think I did*** [redacted] [redacted] said there was no further discussion beyond him telling Serrano he might get served.
- Is there anything you feel you need to add? [redacted] said, ***"No, I feel like you did a good job pulling everything out that I needed to get out and actually helped me recollect what I was told, or what I was apprised to at the time. Other than I want to go apologize to*** [redacted] I told [redacted] there would not be any follow-up conversations with [redacted] [redacted] said, "***I know, I know, but that's me.***"

I ended the conversation.

Summary of statement from Deputy [redacted]

On 10/02/19, at 1405 hours, I spoke with Deputy [redacted] of the Tuolumne County Sheriff's Office in the presence of his legal representation, Jason Jasmine. I recorded our conversation. I explained to [redacted] the nature of my investigation. I explained and read the admonishments verbatim to him. [redacted] signed and initialed the appropriate portions. The following is a summary of our conversation.

[redacted] has been employed with the Tuolumne County Sheriff's Office for six years as a deputy sheriff. [redacted] has no prior law enforcement experience. [redacted] has received specialized training as a narcotics detective, special weapons and tactics operator and a search and rescue liaison. [redacted] is assigned to the patrol division and a patrol deputy.

- Are you familiar with the role of a watch commander? [redacted] said, "I am."
- What is the role of a watch commander? [redacted] said, "***To oversee the shift and employees, corporals, deputies, dispatch and basically make sure things and calls are being responded to, things are being handled, deputies handling***

things appropriately and within the law. Cases meet elements of crime and overseeing everyone throughout the day."

- Have you ever been an OIC? [redacted] said, "***No.***"
- How many supervisors do you have on your shift? [redacted] said, ***"I have a sergeant and a corporal who is the supervisor when the sergeant is gone."***
- Is this the first time you have worked on a shift with Serrano and [redacted] said, "***No.***"
- How long have you worked with those individuals? [redacted] said, "***Serrano since he became a sergeant, so three years and roughly about the same for*** [redacted]
- Do you learn different habits, tactics and techniques from working with them on a shift? [redacted] said, "***Yes.***"
- If awatch commander gives you an order, do you follow it? [redacted] said, "***Not always…if it is something that is illegal or outside of policy, then no.***"
- Does that include if it puts the public at risk? [redacted] said, "***Yeah, I would say if it puts the public at risk that is something I wouldn't follow."*** I clarified with [redacted] my questioning was not based solely on malicious actions, but also incidences that could be perceived as confusing. [redacted] said, "***Yes, that is fair to say.***"
- In that situation, do you feel comfortable going to either of your supervisors for clarifying information? [redacted] said, "***Yes, I feel comfortable doing that with both supervisors.***"
- In the absence of a command staff officer, does the watch commander oversee all patrol operations, dispatch and custody? [redacted] said, "***Yes.***"
- How does minimum staffing affect the operational tempo of patrol? [redacted] described staffing as affecting response times if deputies are busy on calls. [redacted] explained minimum staffing can reduce the amount of geographical coverage and affect officer safety depending on the types of calls; unless other resources can be used.
- Can the CHP, Sonora PD and other deputies from another shift called in early, be used as additional resources? [redacted] said, "***Yes.***"
- Does minimum staffing change how you prioritize calls for service? [redacted] said, "***No, it does not.***"
- Why not? [redacted] said, "***Because higher priority calls typically go above low priority calls and if it's priority call that requires an immediate response, unless you have so many priority calls at one time... but as said before, we have additional resources.***"
- Are deputies exempt from performing duties while operating at minimum staffing? [redacted] said, "***No.***"

- When operating at minimum staffing, are deputies required to operate at a higher level to make-up for having less deputies? [redacted] said, "Yes," and explained the call volume can fluctuate regardless of how many deputies are on. [redacted] said a deputy could be covering two beats.
- Is minimum staffing a time when a sergeant would be expected to help take calls for service? [redacted] said, "Yeah, I would say so." [redacted] described minimum staffing as being one sergeant and three deputies. [redacted] confirmed that the ideal strategy for operating at minimum staffing would be two deputies in the east and two deputies in the west; including the sergeant.
- Did you complete a field training program? [redacted] said, "***I did.***"
- Where you taught about prioritizing and investigating calls for service? [redacted] said, "***I was.***"
- What factors do you consider when prioritizing a call for service? [redacted] said, "***Threat to public safety…obviously a violent crime or an immediate threat to citizens will take priority over a property crime, or cold assault… something that is active and currently taking place.***"
- Is the information you receive from dispatch always accurate or enough? [redacted] said, "***No.***"
- Do you often find that you need more information? [redacted] said, "***Yes.***"
- What do you do when that happens? [redacted] said, "***Typically it is up to me to ask for more information or ask them if they were provided additional information or ask them to re-contact the reporting parties.***"
- Have you ever looked at an incident and been confused about the information? [redacted] said, "***Yes.***" [redacted] said he calculates the severity of the incident before asking for additional information; such as, if the call appears to be a safety risk, he will attempt to get more information, but if it appears to be low priority, or less risk, he will figure it out when he arrives at the call.
- I asked [redacted] if he has ever guessed or done nothing with an incident prior to letting it pend. [redacted] said, "***Yes, if it is a call that I understood as a low priority call and I had a higher priority call, I might let a call pend.***"
- I asked [redacted] if he ever allowed calls to pend without understanding the incident and while not having priority calls for service. [redacted] said, "***Without understanding it, I would say not without understanding it.***"
- So, you would do what you had to do to ensure you understood the incident, including calling or asking for information? [redacted] said, "***I can't sit here and say I've never done that intentionally, but that is the right thing to do, yes.***"
- What sort of information would you be looking for in a call you don't understand? [redacted] said, "***What crimes may apply, how many subjects, weapons involved, is it currently active and descriptions.***"
- How about suspect history? [redacted] said, "***Yes, that [redacted] be one.***"

- Do you have prior experience with SWAT and Narcs about gathering information and intel? [redacted] said, "***Yes,***" and confirmed that narc school extensively covers gathering information and intelligence."
- If you needed more information you would make additional inquiries? [redacted] said, "***Yes, that would be the appropriate response, yes.***"
- Have you ever called a Rp directly? [redacted] said, "***Yes.***"
- Have you ever called a Rp directly to ask, "What's going on?" [redacted] said, "***Yes.***"
- Is there liability associated with allowing calls to pend? [redacted] said, "***Yes. Basically, harm to the public. People call expecting that we will respond so without a justifiable reason for not doing so.***"
- How fast can an incident change? [redacted] said, "***a split second.***"
- When an incident is pending, are you allowed to forget about it? [redacted] said, "***No.***" [redacted] explained he would typically monitor a call that was pending, but it would depend on the type of call to determine how often he monitored it. [redacted] gave an example of an advice call pending until he was able to handle it, but if it was an incident that was "***active,***" it would be typical to monitor. [redacted] clarified it would depend on the type of call.
- Is a priority call for service that is active a typical call that would pend? [redacted] said, "***No***." [redacted] explained typical calls that can pend are; civil calls, cold property crimes, advice calls. [redacted] confirmed pending calls for service does not relieve the deputy of responsibility.
- How are calls for service prioritized against tasks; such as reports? [redacted] said, "***It depends on the seriousness of the report, like an in-custody and the report needs to get done. Or, the report has a rush on it and the call for service doesn't require and immediate response, the report could take priority.***"
- How about a meal? [redacted] said, "Yes," and confirmed a call for service would take priority.
- How about going home early? [redacted] said, "***Yes, it would obviously take priority over that.***"
- What is beat integrity? [redacted] said, "***Taking care of the calls for service in your beat, making sure your area is clean and not leaving work for others.***"
- When working at minimum staffing is there less beat integrity? [redacted] said, "***Yes, based on necessity***."
- How about the sergeant? [redacted] said, "***His whole beat is the county.***"
- What does it mean to clear the board or clear the screen? [redacted] said, "***Take every pending call for service off the screen so nothing is pending.***" [redacted] explained the goal is to take all the calls off the screen prior to the next shift reporting for duty. It is typical for clearing the screen to take place toward shift change.

- Does clearing the board consist of taking all the low priority calls and leaving priority calls? [redacted] said, "***No***."
- What if a priority call comes in with 5 minutes left in your shift and the next shift hasn't logged on? [redacted] said, "***Then it is up to the people who are currently logged on to handle it.***"
- Is it common to get a call for service as the shift is ending? [redacted] said, "***Yes,***" and confirmed the appropriate action is to respond to the incident.
- Can juveniles be violent and cause injury? [redacted] said, "Yes."
- Have you ever responded to a call for service regarding and juvenile and use force? [redacted] said, "***Yes, I have had to use for on a juvenile.***"
- Are juvenile calls for service associated with battery less dangerous than adult incidences regarding battery? [redacted] said, "***Generally no, but the circumstances may change severity.***"
- Can a person be a victim of battery from a juvenile the same way they can be a victim of battery from an adult? [redacted] said, "***Yes.***"
- Are incidences involving juveniles less priority simply because they involve a juvenile? [redacted] said, "***Without any other information, no.***"

I reviewed the incident screenshot with [redacted] confirmed he was on duty the day of 8/11/19 and remembered the incident involving [redacted] I asked [redacted] to tell me what he remembers about [redacted] incident. [redacted] said he remembered being in the report writing office at patrol. [redacted] was sitting next to him and Serrano was present as well; they were the only three in the office. "***I recall, I believe*** [redacted] ***read it out loud to Vic and I overheard it. He read the initial call verbatim and we all heard it.***"

- What happened next [redacted] said, "***The next thing I remember, and I don't remember verbatim, but was we spoke about the section that I believe she said she doesn't want deputies storming the house. I remember Sgt. Serrano saying something about calling dispatch to find out more, I remember the part about storming the house being off-putting…I don't know the exact verbiage, but I remember something about she doesn't want us storming the house, but she wants our help.***"

[redacted] described the conversation as being confusing about what the Rp was wanting based on the "Storming the house" statement.

- What do you do if you have information that is confusing? [redacted] said, "Contact dispatch." [redacted] confirmed another option would be to contact the Rp.

- To your knowledge did that happen? [redacted] said, "I believe shortly after that either Sgt. Serrano contacted dispatch, or dispatch contacted him. I don't know how it happened. I know he spoke with him."
- Were you present for that conversation? [redacted] said, "***I was just outside his office at a computer. I knew what he was talking about, I wasn't fully engaged in the conversation, but I knew the conversation was about the call.***" [redacted] confirmed he does not know if Serrano called dispatch, or vice versa.
- Do you remember anything he said? [redacted] said, "***Not to dispatch, I just remember what he said when he addressed us about it."***
- Did he tell you he wasn't going to send anyone to the call? [redacted] said, "***Not at that time… this is where I have a hard time with this, because with my time in the office, I know there was more than one call between Sgt. Serrano and dispatch. I can't say how many, but I do know at some point after that Sgt. Serrano told us it sounded like things had calmed down and that call was going to pend for now…to hold that call.***"
- That was his guidance to you and [redacted] [redacted] said, "***Yes, that is what I remember.***"
- Is that why you didn't go to the call? [redacted] said, "***Yes.***"
- Do you remember reviewing the incident yourself? [redacted] said, "***I know I reviewed at some point… I read it.***"
- Do you remember reviewing after you were off shift? [redacted] said, "***After I was off shift at the end of the day.***" I confirmed [redacted] question and told him he went into the CAD system and looked at one incident… [redacted] incident, while he was at the gym. [redacted] replied, "***That is refreshing to my memory. 1830? Yes, I remember I looked at it when I arrived at the gym. I don't remember the exact reason why, but I may have heard something on the radio.***"
- Was it because it escalated? [redacted] said, "***That sounds accurate.***"
- Was there a discussion about how it escalated? [redacted] said, "***Between???***" I clarified for [redacted] "between you and [redacted] or you and Victor, etc…" [redacted] said, "***I remember at some point before I went to my house, I remember Sgt. Serrano was sitting at his desk and I was waiting for him to get off the phone… I remember him saying, dispatch is flipping out about this call… and by that time we were close to… I'd say between 5-6 and then he said, something along the lines of, graveyard will be logging on soon we will hold it for them. I don't know where [redacted] was, but he was not in the office when we talked. Vic was sitting at his desk and I was standing in the doorway."***

- Did you leave the patrol office around 1728 hours? [redacted] said, "***That sounds accurate.***"
- Did the sergeant know you were leaving? [redacted] said, "***I don't remember.***"
- Did you say bye to him? [redacted] said, ***"[big sigh…] I don't remember that day. There are days where I have left when it was appropriate when there weren't calls. Usually, I will run home at times, especially if my house is in my beat and if my work is done for the day. It's not uncommon for me to swing home and grab my gym stuff and then work out after my shift is over. That day I don't recall if I advised him or not. Sometimes I do other times I haven't."***
- Was there any talk about clearing the board before you take off? [redacted] said, "***That day, no not that day.***"
- So, there was no discussion about, "handle those couple calls and you're good?" [redacted] said, "***Not that I remember.***"
- Is it common for you to go home and get your gym stuff? [redacted] said, "***If it's convenient… I don't log off, I don't consider myself off duty. That day it was within my beat. I grabbed my gym gear and a bite to eat. Some deputies go home to eat because they don't like fast-food.***"
- Is it the culture of this office to flex meal time? [redacted] said, "***From what I understand it has never been an issue as long as it is within reason and it is at a time that is appropriate. It is kind of a judgment thing from my understanding that has never been an issue."***

I reviewed the incidences [redacted] handled while [redacted] incident was pending. [redacted] said he remembered taking the civil incident involving cats. [redacted] said, "***That sounds right.***"

- Do you think that call is a priority over the call that was left to pend? [redacted] said, "***No.***"

I reviewed the Long Barn incident [redacted] handled over the phone. The incident was cold and was a CHP call in the past. The details involved reckless/unlicensed driving between neighbors and was categorized as a low priority 245 PC. [redacted] said he remembered handling the call.

- Do you remember that call? [redacted] said, "***I do***."
- Does that call for service take priority over [redacted] call for service? [redacted] said, "***No.***"
- The watch commander said, dispatch is "flipping out over this call," and was referring to [redacted] incident? [redacted] said, "***Yes.***"

- Was it your opinion that he didn't think the call was a priority? [redacted] said, ***"I would say he did not exhibit that it was the highest priority."***
- Did that effect your decision making when choosing to take the other calls for service over [redacted] call for service? [redacted] said, ***"I'd say in some ways yes and some ways no… it was poor decision making under the circumstances, not just him."*** I told [redacted] I had no doubt there was poor decisions being made and clarified that my goal was to identify what was driving the scope of the decisions making. [redacted] said, ***"There were two reasons why; one would be that I thought of myself as the west beat that day and that's a factor as why I chose to take the 10-21's off the screen because they were convenient for where I was currently at and the sergeant's call played a role."***
- I clarified with [redacted] that all the information regarding [redacted] incident, including the group discussion toward the beginning of the incident and the discussion between him and Serrano toward the end of the incident, played a role in his decision-making process. [redacted] said, ***"It did."***
- Did you receive a call for service while you were at home? [redacted] said, ***"When I was on my way back, yes."***

[redacted] said he heard dispatch over the radio sending [redacted] to a potential burglary in process while he was leaving his house. [redacted] estimates he made it approximately [redacted] from [redacted] in-route to Sonora when he told dispatch he would be responding as back-up via [redacted] [redacted] responded to the incident from a [redacted] in his neighborhood because it was faster than driving completely around [redacted]. [redacted] parked at [redacted] and walked to the incident on [redacted] where he met with [redacted]

- Did Cpl. [redacted] ever tell you to handle the [redacted] incident? [redacted] said, ***"No."***
- Did dispatch ever tell you to handle the [redacted] incident? [redacted] said, ***"No."***
- How about Sgt. Vic Serrano? [redacted] said, ***"No."***
- Was this incident in your beat? [redacted] said, ***"I believe I was the one beat, so no."***
- Were there any discriminatory undertones about this incident because it involved a juvenile; such as, "We're not going to that, handle your own kid, anything like that? [redacted] said, ***"Not that I recall about that…the only thing I guess he had said that was bothersome was about the, storming the house, there was some discussion about her dictating our actions, but wanting our help. I don't think there was anything about the juvenile, but I don't recall."***
- Is there anything about the initial description that says [redacted] does not want help from the Sheriff's Office? [redacted] said, ***"I would say no, not that she doesn't help, but it could be interpreted that she may want to speak to a deputy for***

advice over a telephone call, if she doesn't want us coming to the house, but as for no response at all: no."

- In the incident you are reviewing do you see information about the juvenile being in an aggressive state, [redacted], juvenile on probation with ankle monitor and a [redacted] in the home? [redacted] said, "***I do and yes,***" to all the categories of my question.

I reviewed [redacted] first call to dispatch with [redacted] confirmed the description pretty much covers the incident; however, he highlighted the language regarding [redacted] saying she needed a deputy ASAP and that [redacted] was reporting she was threatened by [redacted] said the incident reads as thought [redacted] is concerned that the deputies will arrive like a SWAT team, when the call reflects that [redacted] is concerned about how [redacted] will react to LE arrival. [redacted] described the incident as, "***a little different than the way it reads.***"

- If you knew [redacted] had been arrested two months prior for felony battery, would it change your decision-making process? [redacted] said, "***Yes, it would.***"
- Sgt. Serrano viewed [redacted] history at 1600 hours, which is about four minutes after the initial call came in, did he share that information with you; that she was arrested for felony battery? [redacted] said, "***No.***"
- Did anyone share that information with you? [redacted] said, "***Not that I recall.***"

I reviewed [redacted] call to dispatch with [redacted] confirmed the call and incident update seemed standard.

I reviewed [redacted] 2nd call to dispatch with [redacted] confirmed the call and the incident were consistent, but highlighted the suicidal information reported by [redacted]

I asked [redacted] about his time estimation of the conversation he had with Serrano where he specified Serrano told him, "Dispatch is flipping out about this call." [redacted] recognized that he previously estimated that conversation as taking place between 5-6; however, he clarified it was closer to, "***toward the end, right before I left to go home. I remember the flippin out thing was right before I went home, right in that timeframe.***"

- Did you look at this incident around 1606 hours? [redacted] said, "***I think I remember looking at that incident around when*** [redacted] ***read it… I don't remember if it was before or after.***"
- Was Sgt. Serrano still at the office when you left the office? [redacted] said, "***Yes, he was.***"

I reviewed the call from Serrano to dispatch with [redacted] asked, "***What time was that call?***" I told [redacted] it was at 1734 hours. [redacted] asked, "***Was that before or after I left?***" I told [redacted] "after."

- Do you have an opinion about that conversation? [redacted] said, "***Um…***"
- Is it accurate? [redacted] said, "***Not entirely, no.***"
- Why? [redacted] said, "***We weren't all tied up on calls.***"
- Was [redacted] on a call? [redacted] said, "***You said he was on a burglary on [redacted] and I was obviously going home to get my gym stuff, so I was free.***"
- How about Sgt. Serrano, was he on a call? [redacted] said, "***Not to my knowledge, I don't know what he was doing in his office.***"

I reviewed [redacted] 3rd and 4th call to dispatch with [redacted] confirmed the incident was escalating, not de-escalating.

I reviewed [redacted] 2nd call to dispatch.

I reviewed [redacted]s report with [redacted] specifically the extensive incident updates highlighted in [redacted]s narrative.

- Is it typical to write a report and outline the incident updates? [redacted] said, "***No.***"
- Why do you think [redacted] wrote his report like this? [redacted] said, "***To make it clear why the there was a response that took a while and the incident escalated over a period of time.***"
- Were you aware the juvenile was arrested for assault with a deadly weapon, criminal threats, vandalism and violation of probation? [redacted] said, "***I think I learned that the next day.***"
- Do you remember reviewing that report? [redacted] said, "***I don't think I reviewed that report at all.***"

I reviewed [redacted] call to dispatch with [redacted]

I reviewed [redacted] 5th call to dispatch with [redacted]

- If this incident was investigated in accordance with your training and experience, was there additional information that could've been gathered by following up? [redacted] said, "***Yes.***"
- Can incidences like this be prevented if we take those steps? [redacted] said, "***Yes.***"

- What discussion took place at briefing the following day? [redacted] said, "There was discussion about it, I guess the only phrase that is sticking out in my mind is, that turned into a big deal…arresting her, hooking her for some felonies."
- Do you remember a comment about "catching flak" and "there wasn't enough to send anyone?" [redacted] said, "***I remember the catching flak thing vaguely, I think I assume catching flak from the graveyard guys toward is.***"
- What is the purpose of a watch report? [redacted] said, "***To give other shifts a rundown of significant incidences, ongoing investigations or pertinent information."***
- Was that document created to brief the command staff of watch activity? [redacted] said, ***"I believe so, initially, but in my opinion, it has morphed to briefing everyone."***

I reviewed Serrano's watch report with [redacted] and asked him questions regarding the entry for [redacted] incident.

"1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men."

- "This call is back on the screen again because the RP called back and stated she does now think she wants a deputy." What does that mean to you? [redacted] said, "***I interpret as that it was handled and like she initially didn't want a deputy and then she re-called and asked for one***"
- Based on your knowledge of the incident and the discussions you had that day, is that accurate? [redacted] said, "***No.***"
- "Earlier she stated she didn't want us coming to the house." We spoke about some possible confusion about the language, "storming the house," was there anything about the incident to validate that she didn't want us coming to the house? [redacted] said, "***The way I interpreted it, No.***"
- "Leaving for Graveyard now because all of the guys are currently on other calls." Based on your experience and your knowledge of that day, was everyone else on other calls? [redacted] said, ***"By the time we got off shift, yes, but there were times before that where the answer would be, no."***
- If we were to reflect on 1722 hours, was everybody on other calls at that time? [redacted] said, "***No. There were gaps in there where people weren't on calls during the time of that incident."***
- Is there any information that you feel I am missing that might be important to this investigation, anything that you feel will be helpful? [redacted] said, "No."

I ended the conversation.

Summary of conversation with Sgt. Victor Serrano:

On 10/11/19, at 1200 hours, I spoke with Sgt. Victor Serrano of the Tuolumne County Sheriff's Office in the presence of his legal representation, Jason Jasmine. I recorded our conversation. I explained to Serrano the nature of my investigation. I explained and read the admonishments verbatim to him. Serrano signed and initialed the appropriate portions. The following is a summary of our conversation.

I reviewed the written complaint filed by [redacted] I explained to Serrano that the details listed in the complaint could be different then the facts discovered in the investigation. The purpose of reviewing [redacted] complaint was to familiarize Serrano with what [redacted] was alleging.

Serrano has been employed with the Tuolumne County Sheriff's Office for 16.5 years as a deputy sheriff. Serrano has no prior law enforcement experience. Serrano received specialized training as a SWAT Operator, Supervisor, Field Training Officer (FTO), Narcotics Detective, Narcotics Commander and Crisis Negotiator. Serrano received training in risk assessment, planning, tactics and crisis intervention. Serrano also received training in supervising personnel and managing resources. Serrano has been a Sheriff's Sergeant for approximately four years and field training officer for five years. Prior to promoting to FTO, Serrano was a patrol deputy for five years.

As a field training officer Serrano was entrusted with the duty of training new recruits. FTO's ensure new recruits meet the minimum requirements set forth in the field training program. I showed Serrano a copy of the field training manual and asked him if he recognized the evaluation portion of the manual. Serrano confirmed he recognized the manual. The field training manual reflects the basic and minimum standards of peace officer proficiency. Serrano is familiar with the roles and expectations of an FTO; I read him the following:

"FTO's are selected from the very best officers in the department. They must teach and reinforce agency policy and procedure particularly as role models."

- Is that an accurate statement? Serrano said, "***I would agree.***"
- Did you grade and evaluate trainees on investigative skill and conducting proper investigations? Serrano said, "***Yes.***"
- Are they evaluated as; acceptable, unacceptable or superior? Serrano said, "***Yes,***" and explained the numerical grading scale for each category. The grading scale for the field training program is the same for each category. Serrano confirmed every employee must earn a rating of acceptable or above to become a solo-beat deputy.

Serrano confirmed the following categories and sub-categories are areas that he has trained and evaluated new deputy sheriffs within the field training program:

Investigative Skill:

- Evaluating investigative skills and the ability to conduct a proper investigation and accurately diagnosing the nature of an offense committed? Serrano said, "***Yes.***"
- Would an acceptable rating reflect connecting information with potential suspects event when it is not apparent? Serrano said, "***Yes.***"
- Would an unacceptable rating reflect does not conduct basic investigation or conducts investigation improperly and unable to diagnose offenses accurately? Serrano said, "***Yes***"

Problem Solving and Decision Making:

- Evaluating performance in terms of ability to perceive accurately, form valid conclusions, arrive at sound judgment and make proper decisions? Serrano said, "***Yes.***"
- Would an acceptable rating reflect perceiving situations as they really are? Serrano said, "***Yes.***"
- Would a superior rating reflect excellent perception, anticipating problems before they occur and relates past problems to current solutions? Serrano said, "***Yes.***"
- Would an unacceptable rating reflect acting without thought or good reason, indecisive or naïve, is unable to reason through problem and come to a conclusion? Serrano said, "***Yeah.***"

I asked Serrano if deputy sheriffs who do not to meet the minimum standards of problem solving, decision making and investigative skill fail the training program after remedial training. Serrano said, "***The ones we just talked about…they would be grounds for it, yes. I would say in my experience things like investigative skill weren't a make or break type of thing. It is the officer safety, report writing…those are typically what get guys hemmed up.***"

What billets have you held as a sergeant? Serrano said, "***Patrol and Narcs.***"

- What are the responsibilities of a watch commander? Serrano said, "Geez, there is a lot. I'm the Sunday through Wednesday Sergeant, dayshift. For me, first and foremost is to take care of my guys, you know how that can get juggling these guys' lives and things, juggling manpower: period. And then obviously I got a good group of dudes. I've never felt like they had to be babysat, they're go-getters, but in the same sentence…watch the calls, see what there doin, make sure they're doing shit the right way. And then especially me since I'm the Monday

sergeant. I catch all the shit from the weekend for records. Usually that takes up a good portion of my day. Training, I have a good corporal too… you know."

- Does that include managing resources, personnel and prioritizing calls for service? Serrano confirmed.
- Is the purpose of prioritizing calls for service to best accomplish the mission of the sheriff's patrol and for public safety? Serrano said, "***Yes.***"
- Is there a command staff officer on duty on Sunday? Serrano said, "***No, no, that screen has me and three guys on it. I say three just cause that's what it always feels like, obviously when we are full it is me and five."***
- In the absence of a command staff officer, is the watch commander in command of custody and dispatch? Serrano said, "***Yes.***"
- As a watch commander, are your orders expected to be followed, per policy? Serrano said, ***"Yes."***
- Have you ever had to disobey a perceived unlawful order? Serrano said, "***Yes***."
- Were you able to bring additional information to the situation? Serrano said, "***Yes, still got yelled at, almost got in trouble, but we were able to move passed it…but yes, one time as a deputy I absolutely had to disobey a sergeant."***
- Do you believe the average employee feels they can disobey supervisors? Serrano said, "***No. The theory is we follow orders. That's kind of a funny question because I've seen it a zillion times, but I don't wants to be on the other end of that. But no, the theory is we do what we are told."***
- How does minimum staffing affect the operational tempo as patrol sergeant? Serrano said, "***It's been bad man…it's been real bad since I've come back to the road, I feel like we have been at minimums the whole time. And it sucks bad, morale has been terrible, it's…being a day shift sergeant on a Monday, Tuesday or Wednesday, I can pluck guys from here or there if I need help. The Saturdays and the Sundays suck when you're at minimums; you are looking at a screen with three fuckin guys on it. I know it's sucked for*** [redacted] [redacted] [redacted] ***and me. When you're staring at three guys on a weekend day; I just had a talk with my guys for the first time ever. These guys are crime fighters man, I don't want to ever ruin their attitude towards police work… even when were short and they are out making stops, I don't want to tell them no, I don't.***"
- But you will tell them no if you have to? Serrano said, "***Yeah, I just recently had to tell them, you when we are like this… I don't ever let them see me sweat, but the tension is in my fuckin earballs. When you know that if something pops off we can't even handle it effectively, we can't even get a fuckin perimeter with me and three."***
- So is the tempo call-to-call? Serrano said, "***Absolutely, its one foot in front of the other. I try to keep morale up, trying to keep these guys still wanting to come to work and not looking for jobs elsewhere. It takes up a lot of time; I'm***

talking about the stress level of it. I've been here almost 17 years and my whole career I've been asked to do more with less, and I will tell you this much…since I've been back to the road and TNT was a whole fuckin thing. I was asked to do more with less over there, so bad, but when I came back to the road…I've never been asked to do more with less than right now. There is a ton more calls than I ever did as a fuckin dumb stupid deputy. We have less guys."

Serrano emphasized, "***These aren't excuses, you asked the question, I'm just kind of telling you how it is, because you asked the question.***" I explained to Serrano the purpose of me asking "these types" of questions is for three reasons. I explained to Serrano that the purpose of the IA system is to identify if policies were violated or not violated, but also to identify gaps in the policies, procedures and practices. Serrano said he understood and said, "***I just know young stupid cops won't always be honest with the Lieutenant when he is asking questions***." Serrano described the volume of calls the sheriff's office receives as being high, which necessitates deputies, "***Having to take 10-21 calls on their blue tooth in their patrol cars, while driving to a 415 PC. You know what they should be doing while there going to a fight, they should be thinking about what the fuck they're doing. They all do it because they try to hustle, I try to tell them it's unsafe, but you know how these guys are. There all meat-eaters."***

- Are deputies exempt from performing duties while operating at minimum staffing? Serrano said, "***No.***"
- Are deputies required to function at a higher level to make up for less deputies, while at minimum staffing? Serrano said, "***Absolutely, 100% more than any sergeant would ask them to."***
- Does that same principle apply to the sergeant? Serrano said, "Yes."
- The sergeant is on a higher operational tempo to make-up for less staffing? Serrano said, "***Yes. I've heard the sheriff say it. He said to us in a meeting, because we are out shagging calls too. You just end up with a bunch of stuff on your plate.***"
- Can you tell me about prioritizing calls for service? Serrano said, "***At this agency dispatch prioritizes calls for service. So, we handle them as they come in, if there red, blue, or yellow."***
- After dispatch prioritizes the calls; 1,2, or 3 in the CAD system, what's your responsibility as a watch commander? Serrano said, "***Well to make sure they get handled that's the bottom line, I know that's the answer anyone is looking for. I'm not going to come in here and make excuses.***"
- How do you prioritize calls for service? Serrano said, "***I don't have to, if you know what I mean. My guys do a good job, they take the calls. Very rarely do I have to tell someone to get moving on something. They get handled, but in the same sentence there could be a time when a call is Red by default. It's put in***

CAD and as a priority 1 call and I look at it, but it isn't a priority 1 call, on the flip side of the coin is, there might be a white call on the screen that ya look at needs to be bumped up… it might come in as something stupid, but maybe there is more to it, another piece to the puzzle."

- So, you may have to prioritize one call over another depending on the information? Serrano said, "***Yes, up or down.***"
- You look at it and make a determination? Serrano said, "Up or down, ***yeah.***"
- A peace officer and a dispatcher could look at information in the CAD system and perceive two different meanings. Serrano said, "***Absolutely.***"
- That could be more severe and less severe? Serrano said, "***Absolutely. We read them, we don't have the… probably the same type of stress level as taking the call. The interpretations can be different.***"
- Is information from dispatch always accurate and adequate for what you do? Serrano said, "***No, No, No. That probably goes back to reading the calls rather than taking them."***
- In the event you receive an incident that doesn't have enough information or appears to be inaccurate, what does a deputy or watch commander do? Serrano said, "***Probably just call dispatch and ask for more. That's always the first step; is there more to this…it also depends on the type of crime. You could also do your own homework if you wanted to.***"
- How does inaccurate or inadequate information affect the outcome of a response or investigation? Serrano said, "***It absolutely can affect it. Lack of intel can have a negative effect, but I've also seen it have a positive effect."***
- Deputies are trained to gather more information when needed? Serrano said, "***Absolutely.***"
- Watch commanders as well? Serrano said, "***Absolutely.***"
- Have you ever had to brief a junior deputy on an incident to ensure they saw what you saw in the incident? Serrano said, "***Absolutely.***"
- Has it ever been your practice to guess when you were lacking or had confusing information? Serrano said, "***That's a pretty shitty practice, no. Have I had to…absolutely, as a practice, no."***
- Does that include calling dispatch? Serrano said, "***Yes.***"
- Asking dispatch to recall Rp? Serrano said, "***Yes.***"
- Calling the Rp directly? Serrano said, "***Yeah, I've done that."***
- Responding to the call? Serrano said, "***Yes***."

Serrano confirmed he has received specialized training in gathering intelligence information and investigating cases, both minor and major. Serrano said, "***Yes.***"

- What routine information would you ask for when deciding how to prioritize a call? Serrano said, "***Dispatchers do a pretty good job, obviously I'd want to know what the allegation is and then the basics…is someone planning on shooting us when we pull up, maybe it's just me that's just kinda how I operate. I kind of work things backwards in my head.***" Serrano described his mindset of always assuming the worst and after the deputies arrive on scene, "***it is easier to work the call backwards."***
- How about suspect history, or history at the residence? Serrano said, "Oh yeah, of course. That's kind of what I meant by who is involved."
- How long does a take to escalate or de-escalate? Serrano said, "***Could take a second, could take hours.***"
- So, an incident can change in a split second? Serrano said, "***Yes.***"

Serrano described the manner in which incidences can be on the screen with a description that may reflect and Priority 1 call, but not be a Priority 1 call. Serrano gave an example of a 5150 W&I that might not qualify as a Priority 1 call because of the frequency in which the person calls or the relationship the person has with deputies.

- What liability is associated with allowing calls for service to pend? Serrano said, "***Well, I'm sittin here so, you know… there are liabilities that go with it, that is something sergeants and dispatches have to juggle. There is a consequence to every decision we make. I have to let calls pend when there was physically nobody to go, that you stress out about for the whole fuckin time.***"
- Does the liability include deputies and citizens being harmed? Serrano said, "***Absolutely, both of them. There is liability in everything, and I don't want this to sound like an excuse because I know why I'm here you just read me the allegation, but how many times have we let white calls pend? It still somebody who called.***" Serrano followed up with an example of a property crime that continued, due to an extended response.

I told Serrano I understood his example and clarified for him the purpose of the current line of questioning and the next line of questioning is to focus on his decision-making process of deciding which calls are held, and when the mindset changes to hold a call if it is escalating. Serrano said, "***Yeah and believe me that's why I said I don't want it to sound like an excuse…you guys are…if you ask the question I'll give you an answer.***"

- As a supervisor, how do you reduce the liability of pending calls? Serrano said, "***Well, if there something that I thought needed attention, I would divert a guy. Dispatch is good at it too. We all go where dispatch tells us and that is just how life is here, but I can do that too. If they want us to go they hit us on the rover.***
- How about just monitoring an incident that is pending? Serrano confirmed.

- Is a supervisor free of responsibility after assigning a call to a pending status? Serrano said, "What do you mean?" I clarified, if there are calls on the screen and a watch commander decide to hold a call, is it still the watch commanders responsibility? Serrano said, "***Absolutely, yes, absolutely. Like I was just sayin, you might hear me say it a couple times…you know me I will come in and take my lumps. If I have to be the guy who takes the blame for this whole thing than so-be-it. When you ask I'll try and tell you were my mind is at. Yes, as a watch commander, especially if I physically tell the dispatchers, nobody is going to that, yeah, absolutely I think you need to…and I think they know if it changes and if you don't like it: dispatch it.***"

I explained to Serrano the purpose of this investigation was not to have him, "***take the blame for the entire thing.***" I explained to Serrano that my questions are going to be direct and the purpose of the questioning was not only for the Internal Affairs investigation, but any civil issues that may arise later. "These are questions I ask to any deputy associated with this allegation. I don't want it to change the way you answer based on how you think blame would be assigned." Serrano said, "***Yeah, yeah…ok.***"

Serrano explained that he relies on dispatch to keep him up to date when incidences change. Serrano said, "***typically if a call changes and they need to break someone they will and then I would call to find out.***"

- How are calls for service prioritized against tasks? Serrano said, "***If they have to break, they have to break. If the have to write, they write. Maybe one of the guys will help. If it's not an important report, maybe they just go handle it themselves.***"

Serrano described his team as, "***I don't have a team that I've ever felt that I have to babysit. These guys are very, very close, very good team players, I'm close with them. They are close amongst each other it's a group of brothers and if somebody needs help he gets help.***"

- So, if it is a low priority incident, report writing could be prioritized of the incident? Serrano said, "***Absolutely. If I'm writing and I have 30 minutes left…he can go after.***"
- Have you ever had to break deputies from reports, meals? Serrano said, "***Oh yes, we have all been there.***"
- How about from lower priority calls, ever have to re-direct deputies? Serrano said, "***Yes, that happens.***"
- Does beat integrity hinder deputies from responding to calls in beats? Serrano said, "***Not on my team; that patch says Tuolumne County. That's what I tell***

them every day. They know that; I can't tell you how many times the 4 beat ends up in Groveland… it happens all the time. When they are just out looking for bad guys, that's when they stick to their beats."

- How about prioritizing calls for service versus going home early? Serrano said, "***Well, we have some unwritten rules on my team. They are all, so we try to be there at the busy time… we have to mix in an 8 on our 12-hour shifts. The 8's are fuckin complicated; the 8's fuck stuff up all the time. We have an unwritten rule on my team; nobody goes home early everybody comes in late on their 8-hour day. No other team does that, because the busy part of the day is the afternoon. On the 8-hour day they come in at 10 and work until 6. It's the brotherhood, we try not to leave each other hanging in the busy part of the day. If you can't go home, you can't go home."***
- What considerations should be taken prior to pending a call? Serrano said, "***The type of call, if it's a no suspect, cold call it might drop on the priority list…there also comes a point in the day where you start holding calls for the next team. Do put guys on overtime? It's a dance…"***
- What are the deciding factors if you come to that "part of the day," how do you decide what calls hold and which ones get a response? Serrano said, "***Well once again, the type of call…and then if it's going to require, paper, booking, somebody, evidence… you start looking to… god, I'm going to be honest with you Dave and I tell my guys every fuckin day, because it pisses me off bad. I tell people all the time with the TNT thing… it shouldn't be anybody else's problem that we have to think about money. But we are tasked with prioritizing calls; who is going to do it on straight time and who is going to do it on overtime. I didn't mean to go on a side note, but it is something every sergeant is tasked with in every division, not to have OT.***"
- If you have multiple calls on the screen, do you share the opinion that cold property crimes would hold over and crime against person that is active? Serrano said, "***Yeah. Some calls you gotta get to them and some can wait.***"
- You talked about, paper, evidence and booking; how does that play into the decision-making process? Would you hold a call with those factors to eliminate overtime? Serrano said, "***Absolutely…but, I don't want to mis-state. I'm trying to answer this set of questions because they seem generic. I'm trying to think how I would normally do stuff, without thinking about this complaint."***

I clarified the above question by adding the example of holding a cold property crime that contained paper, evidence or booking to reducing overtime. Serrano confirmed by saying, ***"yes,"*** and added, ***"but if it was something we needed to go to."*** Serrano emphasized that cold incidences, cold assaults with separated parties, or follow-up as something that could hold. "***Yeah, like am I going to hold a 211 at 5:59…fuck no, were going.***"

Serrano described an incident associated with overtime where he didn't let Deputy [redacted] assist detectives with follow-up on a rape case. "***The dics came out and they were going to arrest this guy…[redacted] was like, let me go… and I said, just fuckin write your shit and go home. There was no reason for him to go. I wanted him to, but there was no reason for it. If I had let him, I would've heard about it, 100%. There are things that come up every day you have to factor."***

- Do you share the same sentiment about overtime as it relates to an emergency call, crime against person, or a priority call? Serrano said, "***We did recently…it's been different over there. We had a brandishing that came out near the end of shift; the guy had a pistol, road rage, everyone was going. It was towards the time the dics were getting ready to go home, they jumped in to help. There was probably 6-7 people going code. The next day, guys got bitched at for going code 3, guys got bitched at for staying late.***"
- Was that associated with the amount of people, opposed to what the policy is? Serrano said, "***I don't know. I was stuck up the hill, so all I got was feedback from the guys the next day who may have got bitched at."***
- What are the alternatives to pending a priority call for service? Serrano said, "***Typically yes, but on a Sunday, no."***
- How about CHP? Serrano said, "***If they're available.***"
- How about Sonora PD? Serrano said, "***If they're available. I've never had to call a PD to the county.***"
- How about graveyard in early? Serrano said, "***Yes.***"
- Sergeants take calls for service too? Serrano said, "***Yes***."

We took a break at Jason Jasmine's request.

- What does it mean to clear the board toward the end of shift? Serrano said, "***Check 'em down, get rid of them…make sure there handled for the next team.***"
- Can juveniles be violent? Serrano said, "***Yes.***"
- Can a juvenile cause injury to another person? Serrano said, ***"Yes***."
- Are incidences with juvenile suspects less severe that incidences with adult suspects? Serrano said, "***No. I think they could hold the same weight. I hate the word juvenile, like a 17.5- year-old versus a 9- year-old.***"
- Would you prioritize a call as low, or not go, based on the fact the suspect was [redacted]? Serrano said, "***No.***"

I explained to Serrano we were going to listen to the recorded calls that came into dispatch. I told Serrano I wanted him listen to the calls for the purposes of comparing the information in the call, with the information listed in the incident and updates. I told

Serrano I would be asking him if the updates in the incident accurately summarize the calls received by dispatch. Serrano said he understood the task and I provided him note-taking material.

I reviewed [redacted] first call into dispatch with Serrano.

- Does the incident capture the general concept of the call? Serrano said, "***In the summary, yeah… yeah.***"
- Was there any information that jumped out at you that made you feel, would've been nice to know that? Serrano said, "***I don't know… Her tone is weird to me almost like she was laughing, the cop caller tone. I wrote a note that says she seemed to get more serious at the end of the phone call.***"
- You don't hear the information that comes over the phone, correct? Serrano said, "***Yeah. The other thing I noticed was she said she is on probation for assaulting the mother, which isn't in there. That piece of intel may have been helpful in the initial call. I'm not trying to pick her call a part, or discount anything she's saying. I'm a parent too and I don't know.***"
- Do you remember this incident? Serrano said, "***Yeah, well yeah I do now.***"
- Did you have a chance to review this incident shortly after it came in? Serrano said, "***Yes. I think I looked at it when it initially came up.***"
- Did [redacted] and [redacted] look at this at this call for service? Serrano said, "I couldn't tell you. I don't want to sit in here and make assumptions."
- Did you all have a conversation about this call? Serrano said, "***Initially, no. I think it might have been a little bit later. Obviously, I'm talking about the initial. I want to say I might have been at the barn by myself when it first came out.***"

Serrano referenced a conversation he and I had when I served him the notice of investigation on 10/07/19. When I served Serrano his notice he asked me how he could refresh his memory without looking at official records, or materials in the RiMs database. Serrano also said, he wasn't sure he wanted to refresh his memory based on the circumstances and said, "***If I don't know, I don't know.***" I explained to Serrano he would have access to any documents he needed and instructed him to work with his attorney to keep track what was being accessed. Based on our previous conversation on 10/07/19, Serrano said the following in this interview:

"***Remember the other day when I told you I don't know how I'm going to remember without looking…well I didn't, so I am relying on my memory.***" I explained to Serrano that I bridge the gaps in memory with audit information and I didn't expect him to know the audit information from memory. I told Serrano GPS and RiMs data confirmed that [redacted] and [redacted] were at with him when the call initially came in and that they all looked at the incident within 10 minutes of each other. I informed Serrano I conducted

interviews with other individuals that confirm [redacted] and Serrano discussed [redacted] call shortly after it came in. Serrano said, "Ok… I'm not disputing it if that is the case. I'm just trying to go from memory. If they said we had a conversation about it, we must have."

- At this point you are saying you don't remember having the conversation about the call? Serrano said, "***Not initially… that's what I'm saying. I do remember talking to them about it. I thought it was later, but I could be wrong.***"
- Did you review [redacted] information page in RiMs? Serrano said, "***I don't remember doing it. If I did, I did, do I recall doing if: no. If RiMs says I did, I am not disputing that.***"
- What is the purpose for looking at a person's page? Serrano said, "***Intel.***"

I informed Serrano the RiMs audit showed he viewed [redacted] person record at 1600 hours on the day of the incident. Serrano acknowledged.

- Do you remember seeing in [redacted] person page that she was arrested for felony battery? Serrano said, "***God dude…I do not. But if I did, I did.***"
- As you sit here today you don't recall having that information? Serrano said, "***I don't. I don't. I swear to god, I've never seen that picture. I don't know what that girl looks like.***"
- Is your ID #1504? I showed Serrano [redacted] audit page. Serrano said, "***Yes. If it says I did, I did. If it says I did, that's the bottom line in my eyes.***"
- Do you remember sharing any of [redacted] history with [redacted] or [redacted] Serrano said, "***No, I don't know.***"

I told Serrano both [redacted] and [redacted] stated they didn't remember the exact wording of the conversation, but they both confirmed he stated, "***We're not sending anyone to that call.***" Serrano acknowledged by saying, "***Ok.***"

- Does that refresh your memory? Serrano said, "***That's kind of where I was going, because I remember…but it has nothing to do with the person's page, or anything, or reviewing her history. It had to do with this right here,***" Serrano pointed to the initial incident summary.
- So, you remember having the conversation and it is your memory the conversation had nothing to do with what you saw, but only the summary of the incident? Serrano said, "***Yes, the summary.***"
- So, after reading the summary you had a conversation with [redacted] and [redacted] and said, "We're not sending anyone to this call? Serrano said, "***Yes, but I remember it being later on.***" Serrano explained he thought the conversation took place later in the incident, opposed to during the initial stages.

I told Serrano both [redacted] and [redacted] described the conversation as taking place shortly after the call initially came in. I told Serrano [redacted] described the conversation as being initiated by [redacted] reading the incident out loud for the three of them to hear. Serrano told me he did not remember.

- Did you view this incident multiple times? Serrano said, "***Yes, I clicked in that incident more than once.***"
- A total of six times? Serrano said, "***Possibly, yeah. If it says I did, then I did.***"
- During the six times you viewed this incident, did it appear the incident was escalating or de-escalated? Serrano said, "***It had escalated.***"

I asked Serrano a follow-up question regarding his knowledge of [redacted] history while he reviewed the incident multiple times. Serrano said he doesn't ever remember looking at [redacted] history page. "***By no means am I disputing looking at it. I just don't remember doing it.***" I told Serrano the next question has been covered by some of his previous answers; however, I wanted to have the question on record as being asked.

- Did the suspect's criminal history of felony battery weigh into your decision-making process when deciding not to send a deputy to this call? Serrano said, "***I don't ever recall looking at that. Fuck, I don't know enough about that system.***"
- As you look at the incident today, as you read that incident does it change how you feel about that incident? Serrano said, "***Well it's another nugget. Another piece of information that says, it would've made me think she was assaultive. This doesn't tell me she's… I don't know.***"
- Did you receive a call from [redacted] informing you the incident was escalating? Serrano said, "***I thought I called and talked to [redacted] and was like, what the fucks up with this call? Sorry. I thought that was the first time."***

Serrano described what he remembered about the initial incident as being a [redacted] in her room calming down and the words, "***I don't want cops storming my house.***" Serrano said his interpretation was, ***"don't go, don't even come. We have that happen all the time where people will call and cancel, or they say they'll call later. That is where my mind was at."***

"***A period of time passed, where I hadn't looked at the screen in a while and then I clicked on it…I think I told [redacted] maybe I'm just a dum-dum, but I event thought that call had gone away at one point. When I clicked on it again, there was all these notes added. I picked up the phone and called and said, what's up with this call?***"

Before I could ask what the conversation was between Serrano and dispatch, Serrano said he didn't remember what was said in the conversation.

"***God, I wish I could tell you how I remember that phone call going. This is hard for me, because whatever I say, I don't want it to seem like an excuse. If we sherked a fuckin call, sorry. If we sherked a call, we sherked a call. If we screwed this up, we screwed this up… I'm not passing the buck. I don't remember the conversation, but I remember being annoyed that notes had been added and I didn't know, and nobody had been dispatched; like over the radio. If it spun up, send somebody. I think I was a little annoyed on the phone. I don't recall having a conversation with [redacted] but if I did, I did.***"

I told Serrano that [redacted] said she specifically remember speaking to Serrano and informing him that [redacted] incident was getting worse and his response was something to the effect of, "***Yeah, yeah, I'm monitoring/watching it.***" Serrano said, "***Ok, yeah…***"

- Does that conversation sound familiar? Serrano said, "***I more remember that from [redacted] but if she said I did, then I did. And it sounds like something I would say because that is where my mindset was at. So, to me that checks out.***"
- After reviewing the incident 6 times and recognizing the incident was escalating, did you assign anyone to respond to this call? Serrano said, "***I remember a couple of comments that came in, that kind of bugged me were like about; one was about [redacted] like the lady called her. I remember when she was throwing stuff, or breaking stuff, it was like by that time it was ¼ to 6, which is typically when the graveyard units are logging on; 20 til. I remember putting it in the watch report and saying this has spun-up, I couldn't tell you the verbiage. Something like, this has spun-up since it came in, I need you guys to handle it and I think I apologized.***"

"***I remember these guys are all coming in and… send em.***"

Did you relay any of that information to dispatch, [redacted] or [redacted] Serrano said, ***"I'm sure I did. I definitely remember having a conversation with [redacted] and [redacted] not initially, but having a conversation where it was kind of discussed; are we going? Are we not going? Does she want us there? Does she not want us going there? Right, wrong or indifferent, my mind was at as soon as I saw, I don't want cops storming my house…that was like we are not going."***

- Are you talking about the line that says, "***Rp is concerned about deputies storming in her house because she has [redacted] in the house?***" Serrano said, "***Yes.***"
- That sentenced to you meant [redacted] didn't want anyone to go to her house? Serrano said, "Yes and the line above it about her being in her room cooling off, or something to that effect. That to me was we are not going." (Crying)

Serrano described being annoyed after learning of all the updates added to the incident following the initial summary. Serrano said, ***"I do remember having a conversation with [redacted] and [redacted] that unless it spins up; we're not going."***

I reviewed [redacted] first call in to dispatch with Serrano. Serrano confirmed the general concept of the call was captured in the incident updates.

- Did you call the Rp of this incident? Serrano said, "***No.***"
- Did [redacted] or [redacted] Serrano said, "***No.***"
- At any time did you tell them to follow-up on this incident? Serrano said, "***I don't remember telling them to get on it. I remember the opposite, telling them if it gets out of control, we'll go up there."***
- You think that conversation took place later in the incident and not in the beginning? Serrano said, "***I don't… and I don't mean hours late, but maybe 30 minutes later. I don't know, if it happened right away, it happened right away.***"

I reviewed [redacted] 2nd call to dispatch with Serrano. Serrano confirmed the call is close to being generally summarized in the incident update and highlights, ***"At no time did anyone say that she was making suicidal comments."*** I clarified with Serrano that the recording is the mother, [redacted] reporting that [redacted] hopes [redacted] kills herself. We listened to the call again and clarified the recording.

- Did you call probation regarding this incident? Serrano said, "***No.***"
- Did [redacted] or [redacted] Serrano said, "***I don't think so, I can only speak for me really, but I don't think so."***
- Did you tell either [redacted] or [redacted] to follow-up with probation? Serrano said, "***No, I don't remember telling them.***"

Jason Jasmine asked for clarification on the next question, as to which time frame that Serrano would be answering the question. Jason described the incident update of 1740 hours as being pivotal point of who knew what information and at what time. I explained to Serrano that based on the audit trail, RiMs doesn't show his ID number accessing the incident at 1740 or after; therefore, we would use the time prior to 1740. Both Jason Jasmine and Serrano stated they understood.

I explained to Serrano that earlier we answered questions about the initial summary and some of the updates listed in the incident. Serrano confirmed that he had a discussion with [redacted] and [redacted] about not responding to [redacted] call based on the information in the initial summary. I told Serrano that based on the audits and GPS data, [redacted] and himself were in the patrol office together, long after the additional

information came in and was viewed by him. The same information he described earlier as "***bugging him.***" Serrano confirmed, and I asked him:

- Did you have a conversation with [redacted] and [redacted] after seeing the additional information? Serrano said, "***God man, I don't know man. I don't know if we had a second conversation. I'm going off me talking to the conversation with them at some point. I don't know if we had a second conversation, I would have to guess, I don't know. I have talk to deputies and dispatchers 100's of times since then."***
- Do you remember telling [redacted] "Dispatch is flipping out about this call, but I told them I'm holding it for graveyard?" Serrano said, "***Umm… sounds like something I would say."***
- Do you remember telling him that? Serrano said, "***If [redacted] says I did, then I had to of."***
- So, you don't remember saying that to [redacted] Serrano said, "***No, but that's not to say that [redacted] is making it up… if that's what [redacted] remembers, especially the way it was said, that absolutely sounds like something I would say. Sitting here right now I don't remember…to me that checks out."***
- Earlier you stated you received additional information/ comments and there was 15 minutes left in the shift, is that correct? Serrano said, "***Yes… I'm trying not to mis-state anything going off my memory and how I typically do stuff. I'm trying to think about when I started the watch report."***

I told Serrano the reason I was asking the type of questions I was asking reflected the root of the complaint, which was [redacted] not receiving help for over two hours. I told Serrano the basis of these questions is to account for those two hours and what all the deputies were doing in that two hours, to include what information you had. Serrano said, "***Absolutely, Absolutely.***"

"***In between then and there, whatever time I began doing the watch report, which, God…I can't event tell you. I typically do it at the end of my day."*** I told Serrano not to guess. I asked a follow-up question.

- You determined this call was going to hold for graveyard based on only the initial description of the incident? Serrano said, "***Yes.***"
- And you made that decisions without calling the Rp, without calling dispatch or without assigning a deputy to follow-up on the incident? Serrano said, "***That is correct.***"
- Did your opinion of this call change after receiving the update from probation, or the update from [redacted] second call? Serrano said, ***"Yeah, not enough to still send anybody, maybe that is my bad. Right around in there is when I called dispatch. The updates were whatever, they didn't change my opinion of the***

call. Reading these today, which maybe that is crappy of me to do, but reading these today things in red are changing my mind about this call."

I told Serrano we were going to proceed into the next line of questioning, which covered the calls for service that were taken by [redacted] and [redacted] during [redacted] incident. Serrano stated he understood by saying, "***ok.***" I informed Serrano that I spoke with [redacted] and [redacted] about prioritizing calls for service, their decision-making process and beat integrity. I told Serrano both [redacted] and [redacted] made significant statements about why they prioritized civil and cold property calls above [redacted] incident and the common denominator was because he told them, "I'm holding this call for graveyard." Serrano said, "***ok***." I explained to Serrano that both [redacted] and [redacted] described feeling they didn't need to worry about the call because he made the decision to hold the call. I asked Serrano the following questions:

- [redacted] took a civil call regarding cats not being returned by their caretaker. The call had been pending since 1423 hours on 8/11/19. In your opinion does this call for service take priority over [redacted] call? Serrano said, "***No.***"
- [redacted] took an incident over the phone for an incident in Long Barn. The call came in at 1421 hours and was regarding reckless driving on private property. In your opinion, does this call for service take priority over [redacted] call? Serrano said, "***No. I don't mean to laugh, but of course not as I look at this today.***" I told Serrano I am trying to paint a picture of how all the low-prioritized calls got prioritized over [redacted] call. Serrano agreed that both above calls were ridiculous. I told Serrano even if he took the updates highlighted in red out of the conversation;
- Why is it that [redacted] and [redacted] are taking every call on the board except [redacted] call, especially since some of the calls they took seem ridiculous to prioritize; oppose to going to [redacted] call? Serrano said, "***Yeah, Yeah, Exactly. And when I tell those guys to hold those, those two without me narrating or elaborating on the two times I said, no… that's kind of why I snickered, because those are two calls that can get handled before the graveyard guys come in. Those are calls that can get gone…period***
- Oppose to…? Serrano said, "Staying on the screen for the graveyard guys to come in. Those are calls that can be gone… they can handle those and get rid of them."
- Is that part of clearing the screen? Serrano said, "***Absolutely.***"
- A cold property crime, burglary, received at 1536 hours, pended for over an hour before [redacted] dispatched himself from the patrol office. 33 minutes later he put himself in-route from the patrol office. Do I need to ask if this call took priority over [redacted] call? Serrano said, "***No… Is that the one that [redacted] cleared the house by himself? That one got under my skin; never in a million***

years would I ask someone to do that, but he's just up there; you know… by himself. If I remember correctly the people were in the driveway waiting to go in the house. We would never teach a guy that, you would never teach a guy that; so, we talked about that one later." Serrano described [redacted] as being unavailable to the explosives call and described the shift as, "***It was me,*** [redacted] ***and*** [redacted] ***if you think about it.***" Serrano explained that never in his 17 years' experience has he or anyone of his deputies had cleared a house by themselves.

** It should be noted the incident above was reported by a care taker and there were no persons waiting to enter the house; however, there was a different cold burglary in Twain Harte, where people were standing by for a deputy response. No day-shift deputies responded to the Twain Harte call for service; it was handled by the graveyard shift. Serrano is correct about [redacted] clearing the [redacted] residence by himself. **

I clarified with Serrano that I wasn't scrutinizing tactics used by the deputies and assured him I wasn't going to, "get into the weeds of tactics." I told Serrano my focus was to scrutinize; decision making, regarding proficiency and time. I told Serrano if any of the calls handled were a priority they wouldn't have pended for hours or had an additional 33-minute delays in the response. Serrano said, "***Sure***." I told Serrano when I look at those facts, I scrutinize why [redacted] incident wasn't handled. Serrano said, "***Right.***"

- Maybe you don't have that answer…I don't know? Serrano said, "***I don't have that answer for you, because I am not*** [redacted] ***but I can say, if I told these guys that call was being left alone, then that's what they're going to do.***"
- Did [redacted] ask you any follow up questions about [redacted] incident? Serrano said, "***Not that I can recall.***"
- How about [redacted] Serrano said, "***No. I don't think so.***"
- In the last 40 minutes of [redacted] shift, he is going home. Do you know what he is going home for? Serrano said, "***No.***"
- He goes home to get a gym bag because… Serrano interrupted, "***Oh, ok, alright.***"
- Were you aware of that? Serrano said, "***Well obviously… if he was going to go lift, I see where you're going…"***
- If we are saying all the deputies are tied up on calls for service, or other things. The times are going to be scrutinized and right now I have him taking two phone calls and going home. [redacted] said he had a conversation with you… Serrano interrupted and said, "***He wasn't going home for the day… Right, because I remember it now. As soon as you said gym bag; it clicked, but I***

don't remember him saying he was going home for the day. He wouldn't have done that especially at minimums. I mean I knew he was still available."

- Do you think [redacted] made that decision solely because you told him the call would hold for graveyard. Do you think that made it okay in his mind? Serrano said, "***Yeah, if I told them they weren't going to handle that then yeah.***"
- So, in that moment you knew he was going home for a period of time? Serrano said, "***In what moment? Like when he shot to his house… that's one of the…guys always run to their house to grab something, that's why we have patrol cars. That is not odd to me is what I'm trying to say.***"
- This was in the last 30 minutes of shift. Serrano said, "***Ok.***"
- You stated earlier that even with the information at up to the 1638 hours update, you didn't think [redacted] incident rated a deputy's response? Serrano said, "***Not at that time, no. Not when other guys were coming on or logging on within the next hour. So, my mind changed a couple times in there… like initially like I said earlier, the initial call; my plan was nobody is going: period. Later, it turned into this should be held for graveyard. Now if I muffed that, I muffed that, but if I told those guys to disregard that call on the screen and they went about their business; that's on me.***"
- Were you relayed any of the information in red? You mentioned earlier after refreshing the screen and seeing notes had been added? Serrano said, "***I think like, so I don't recall this last one, I don't recall ever seeing that.***" Serrano clarified he didn't remember seeing the 1743 update, or the 1742 update but stated the 1740 update looked familiar; Serrano said, "***Going off of my memory, there something about the first one that's jarring something in my brain.***"
- Could that be a conversation with [redacted] It was her statement that she thought she called you after taking that call? Serrano said, "***Okay, it absolutely could've and maybe I didn't click on it necessarily on the screen; this [redacted] thing; no, this breaking everything; no, but there is something about this 1740 that is bringing back memories of… and I remember writing the watch report and 1740 is around when I finish the watch report. And this is on a day where it doesn't seem to be a super, duper, uber, crazy busy day, but there was a reason I remember putting it in the watch report. So, maybe it was the conversation I had with [redacted] or [redacted] that I put it in the watch report and said this has spun up and needs attention now. I think I said something like my bad guys.***"
- At 1740 hours, with 20 minutes left in the shift, can you send a deputy to [redacted] call? Serrano said, "***I could have, yes.***"

I reviewed Serrano's call to dispatch at 1734 hours. Serrano recognized the call and said he thought that was one of the other dispatchers. I confirmed for Serrano the dispatcher was [redacted]

I reviewed [redacted] 3rd call to dispatch with Serrano. I told Serrano there was a lot happening in that call compared to the incident update. Serrano said, "***Yeah, the knife is pretty big, the knife is a game changer. When you think of out of control juvenile, or a [redacted], you think a [redacted]…I don't care who's hand its in a knife is a game changer.***"

- Does anything about that call refresh your memory about a conversation with [redacted] Serrano said, "***I don't know, I don't know.***"
- [redacted] didn't have a definitive time, but it was her recollection that she thought she called you after telling [redacted] she was going to tell the sergeant. Serrano said, "I'm sorry, I don't remember who I talked to, even that call with [redacted] I don't remember."
- Do you remember if you called dispatch from your cell phone or the office phone? Serrano said, "***No, if I was sitting at my desk, I would lean toward saying I called from my cell. That would be kind of assuming… I probably called from the desk, when I did.***"
- Was there any preliminary investigation conducted on [redacted] or the history of the residence? Serrano said, "***I can only speak for myself, I don't recall looking her up. I don't recall clicking on the Rp either."***
- With the information you had on the day of the incident and we can use up until 1734 hours, when you called dispatch, did anything change in your mindset that maybe you should send a deputy? Serrano said, "***At 1740, if I look at that particular comment, and I'm being just very honest with myself and you; I had to of had some inclination to send somebody. Some type of internal battle with that comment and the time of, send them; don't send them. If I had that info right there and maybe I did; can I tell you with a 100% certainty, no. It fucking sounds familiar, I'm just trying to be honest. There is no way I didn't have some internal battle with, fucking send them, or like goddamn why can't someone log-on right now and I could send a graveyard unit. Even if I can send one of my guys for 10-35, at least I know somebody else could take the paper, if it ended up being paper.***"
- Did you have a conversation with the graveyard sergeant, or any of the graveyard deputies? Serrano said, "***I talked to [redacted] a little later; I was already home. He said hey what happened here. My communication of that call that day was the watch report. I knew [redacted] was going to read it pretty quick, his email goes to his phone. I don't recall talking to [redacted] until later, I talked to him after they were done."***

- My question was mainly while the incident was unfolding? Serrano said, "***Did I call him and ask him to come in: no. His guys are usually always logging on right around then. I didn't get on the rover, I didn't call*** [redacted] ***…are there things I could have done, yeah.***"

I reviewed [redacted] 4th call to dispatch with Serrano. Serrano acknowledged that he understood.

I reviewed [redacted] 2nd call into dispatch with Serrano. Serrano acknowledged that he understood.

I reviewed [redacted] 5th call into dispatch, via one of [redacted] with Serrano. Serrano acknowledged that he understood.

- Now that we have heard all the calls, is there anything significant that dispatch missed in the incident that would have changed your mindset that day? Serrano said, "***I just think it's the entire tone Dave.***" Serrano became visibly emotional and said, "***I don't know that just made me feel super fucking shitty. At what point do they just fuckin dispatch somebody…that's how this agency ticks. Get on the rover and fuckin send somebody. Sorry, I'm just very passionate about this stuff that made me feel like shit.***"

I told Serrano that during my investigation every dispatcher referenced his decision to hold the call as a reason why they didn't dispatch over the radio. Serrano said, "***I'm not taking all…***" I told Serrano that wasn't the reason I was telling him about the dispatcher comments. Serrano said, "***They override us everyday… everyday. If I would've heard that I would've went myself; fuckin send somebody.*** [redacted] ***has a living out of overriding us; they all do. That just killed me to hear that*** [redacted] ***call.***"

- Is it common practice during an emergency for dispatch to divert someone to a call? Serrano said, "***They do it daily. I remember those days as a kid man. Send someone, we don't take the calls, we don't hear the angst and the emotion. There isn't a guy on my team including me that wouldn't have stopped what they were doing to go to that call.***"

I re-assured Serrano the reason for listening to the calls was not to make him feel like crap, but to compare the information in the calls with the information in the incident. I told Serrano this investigation warranted heavy scrutiny across the board. Serrano acknowledged by saying, "***Absolutely. I definitely took a role in this…if I had that kind of intel this would've been handled a lot differently. I don't mean to get upset, it's how I grew up, Dave knows how I grew up, I know how Dave grew up. That brought back a lot of memories.***"

- Earlier we talked about [redacted] going to his house and you described him as not going home for the day, but still being available if you needed him? Serrano said, "***Oh absolutely. I'm sorry about that too, when you said gym bag I thought, oh yeah. That wasn't [redacted] going home for the day.***"

I asked Serrano if he remembered having questions about the allegations of dishonesty in his notice of investigation. I explained to Serrano that I would be asking him questions about his watch report entry and his call to dispatch as part of the process of this investigation. I told Serrano I would focus on his outlook of the overall incident and how he articulated the way [redacted] incident was handled.

I reviewed a portion of the initial description of [redacted] incident with Serrano, "Rp concerned about deputies storming in her house because she has [redacted]."

- Did you interpret the language of "Rp concerned about deputies storming in her house," as [redacted] not wanting a deputy to respond to her house? Serrano said, "***That is the way I took it; yeah.***"
- Did the language about the "aggressive state" in quotes mean anything to you? Serrano said, "***No, not at all… to be honest the aggressive state, I just saw out of control juvenile. They come in all the time, we get so many of them.***"
- Other children being in the home, was that a red flag at all? Serrano said, "***Not in a negative manner, no. It was just another piece of information. I almost thought that's why she was saying she didn't want us storming the house.***" Serrano described taking a high volume of calls related to juveniles. Serrano also said, "***For some reason I even thought that call went away. For whatever reason, maybe I'm a dumbass, but we just get so many of those calls.***" Serrano described that he routinely tries not to take children from a home or scare children during a response if he doesn't have to. Serrano said "***It almost made the decision easier.***"
- How about the juvenile being on probation, did that have any specific impact? Serrano said, "***No not necessarily.***"
- How about the ankle monitor? Serrano said, "***The ankle monitor thing, no, cutting off the ankle monitor.***"
- [redacted] in the home? Serrano said, "***I don't mean to say these things didn't come into my head. Once again, the [redacted] thing almost made it worse. I didn't want the goons coming through the front door. I hope these don't sound like excuses, maybe I interpreted that wrong.***"
- The fact that probation was calling about this incident? Serrano said, "***It didn't change my mind about anything. I know that [redacted] is [redacted] and I feel that as if***

we come across her we can arrest her for the ankle monitor. That happens constantly, whether its adults, mostly adults."

- Is the information we talked about and your understanding of the information the same reason why you didn't send [redacted] [redacted] or yourself to this call? Serrano said, "***Yes.***"
- Was the line in the initial description the only information you were basing your decision that [redacted] didn't want deputies coming to her house on? Serrano said, "***That was probably the…are you looking for an overall?***"
- Was there any other information available to you that would support why you thought she didn't want deputies coming to her house? Serrano said, "***No, no…sorry. I was thinking of it differently. The driving force was the storming the house comment. Maybe I just read it like I wanted to read it."***
- In the past you and dispatch have diverted deputies to priority calls? Serrano said, "***Yes, every day. It happens overwhelmingly by dispatch, because they get the real-time info. Sergeants do it every once and a while.***"
- As a watch commander, does policy say to manage resources and supervise in a manner that allows you to accomplish the mission of the patrol function? Serrano said, "***Yes.***"
- What is the purpose of a watch report? Serrano said, "***Share intel. It is a way to keep communications.***"
- Is that document used to brief the command staff? Serrano said, "***Yes. Mine go to all the command staff and the sergeants.***"
- Does it sometimes go outside the office? Serrano said, "***I don't think so, I hope not.***"
- Was your watch report written that day based on how the events unfolded? Serrano said, "***Yes, what do you mean by that… I've been thinking about the watch report the whole time we have been sitting here, so to answer your question, yes.***"
- Are the descriptions cut and pasted from RiMs? Serrano said, "***Yes.***"

I read Serrano's watch report entry to him.

- Is 1722 hours the time you wrote the entry in the watch report, or does it mean something else? Serrano said, "***That is typically when I'm writing.***"
- What do you mean by this call is back on the screen again because the Rp called back? Do you mean this call was given a disposition and the Rp call and reported again? Serrano said, "***Yeah so that's…I think I said it a couple of times. So, I knew obviously she had called in a couple more times by that time. That's where I was… maybe I am just a dummy. At one point I thought this thing had blipped off the screen. However, I wrote that, was me just trying to pass on to the next team that it had spun back up, or worse. Why I thought that, I don't***

know. I don't know why, I don't know why…it wasn't to try and confuse anyone or anything like that. It was just to try and pass on info that it got worse."

- Did you write that sentence to make it sound like this call wasn't being pushed off to someone else? Serrano said, "***Um… no I don't, well what do you mean by that?***"
- When I read that sentence it leads me to believe that… Serrano interrupted and said, "***Almost like its been handled and its back up… Right.***"
- And then she called back at 1722 hours? Serrano said, "***No, the 1722 hours would be around the time I started writing the watch report. Typically, if I update something I try and put the time. But I would feel the same way when I read that. I think I was just trying to relay that more things have come in and this thing is spinning up.***"
- The next line you wrote is, "earlier she stated she didn't want us coming to the house." Is that based on the information we spoke about already? Serrano said, "***That's my words based upon her saying she didn't want us storming the house. That's just my interpretation of it.***"
- "Leaving for graveyard now, because all the other guys are on other calls." This is where we scrutinize the times of what deputies were doing and where they were at. Serrano said, "***Ok.***" I explained to Serrano we know [redacted] was on a call, [redacted] was on a call and around this time [redacted] was going home.
- When you write you are leaving it for graveyard because all the guys are on other calls; what is the reason for that language? Serrano said, "***Well there is no real reason, other than at the time I was writing that, even if*** [redacted] ***stupid 10-21 calls are on the screen and I just write guys are on calls. By no means would I be deceptive. I probably just glanced up at the screen.***"
- Did you write your watch report entry to justify your actions, due to the fact the incident escalated? Serrano said, "***What do you mean?***"
- Can you see how someone would want to justify putting this call off? Serrano said, "***Sure, I'm with you. Yeah.***"
- Did you write this watch report for that reason? Serrano said, "***No. I'll be honest with you. If someone gets mad at me because I didn't get to something. I almost feel like I would need to explain myself more to*** [redacted] ***than administration. It's not like I was writing it thinking oh god I hope the don't, ya know. What happened is what happened. Armed with all this info, I feel bad now. I know in my house when someone's crying in their room they are cooling off. Maybe I just interpreted wrong.***
- You didn't think [redacted] call rated a response based on the fact she said she didn't want deputies storming the house? Serrano said, "***Yes. When you read that it's like ok I guess were not going.***"

I reviewed Serrano's call to dispatch with him. I explained to Serrano that people who are not him have reviewed the watch report and the call he made into dispatch and stated the information was not accurate based on their knowledge of events on 8/11/19, specifically, not being on other calls and the reason the incident was held. Serrano acknowledged by saying, "***Sure.***"

- To clarify, the reason you wrote the watch report was based on the storming the house language? Serrano said, "***Absolutely, Yes, that's me… did I relay that looking back with all this information to anyone really great, no. That's where my mind was at.***" I told Serrano that several people have listened to his call into dispatch and thought his statement was not accurate based on their knowledge of that day. For example, one deputy claimed your statement was untruthful because he was at home by the time you called dispatch.
- Did you have a chance to review the case that was taken regarding [redacted] incident? Serrano said, "***No.***"

I reviewed [redacted] report with Serrano, specifically the chronological order in which [redacted] writes the incident updates in his narrative.

- Is it typical for a deputy to outline the details from the incident? Serrano said, "***It can be, but I know because I talked to*** [redacted] ***and the lady was super mad. Maybe he felt like he needed to cross his T's and dot his I's***"
- For liability purposes? Serrano said, "***I would say so.***"

I reviewed [redacted] and [redacted] statements with Serrano, which included injuries, threats and weapons involved.

- Could most of this, if not all of this been clarified by a phone call to the Rp, as to what she wanted? Serrano said, "***Yes***."
- Could that phone call have been made by a Deputy Sheriff? Serrano said, "***Yes.***"
- A deputy Sheriff Corporal? Serrano said, "***Yes.***"
- A deputy Sheriff Sergeant? Serrano said, "***Yes.***"
- Did you brief this incident the following day at briefing? Serrano said, "***I don't know. I don't know if I would say briefed it, per se… I think I told the guys that*** [redacted] ***hit me up and said the lady was super mad and that we didn't get to that. I don't know what else I said. I think we had some chats about why we didn't go. I think everyone had the same thoughts about the language. The initial, not the stuff that happened before shift-change.***"
- Do you remember saying the shift was catching flack about not going to the call and that there wasn't enough to send anyone? Serrano said, "***That's kind of what I said and that she was mad."***

- Were there any conversations between your deputies and [redacted] Serrano said, "***No, and that's on me. If I said this wasn't going to get a response. I don't think anyone went and called her. I don't think so.***"
- The RiMs audit trail shows you viewed this incident up to 6 times through the 1638 hours timeframe and then you don't view it in CAD, do you know why? Was it on purpose? Serrano said, "***No.***"
- Were you ignoring the call? Serrano said, "***No, I wouldn't ignore it. That was one of those days lieutenant where my Sundays are like my… I don't want this to sound like an excuse, but if you're asking me what I was doing at that moment. I could tell you, but I don't want things to be mistaken; I'm not making excuses. I pick away at the reports all day and I pick away at all the stuff from my last week that I have to get done. That day was the day that I had set aside for CNT training. I was doing the scenarios at that time, so I wasn't trying to ignore the call. I was doing my own thing in the office at that time. We obviously had CNT training coming up, three days later. I wasn't trying to not do it. Not to make that sound like an excuse, but that is what I was doing in that time."***
- Is there anything you want to add, or change? Serrano said, "***No, I hate doing these things. Looking at all this info I feel bad. I'm not one to sherk off calls. I'm not here to make excuses, if I didn't get this one right, I didn't get it right. I'm sorry my memory is better. I know I'm probably screwing some of this up from memory."***

I ended the conversation.

Summary of conversation with Lt. [redacted]

On 8/28/19 at approximately 0900 hours, I contacted [redacted] and discussed briefly the nature of the complaint filed by [redacted] I told [redacted] I was conducting proficiency audits of RiMs activity of the on-duty deputies. I shared some of my preliminary findings with [redacted] and asked if there was any special orders or directives he had given that would justify not responding to [redacted] incident, or prioritizing [redacted] incident as a low priority.

[redacted] told me based on my preliminary findings it appeared [redacted] call was passed over for the purposes of avoiding a "paper call." [redacted] was basing his opinion on the types of calls for service prioritized over [redacted] incident, i.e. cold property crimes and civil disputes. [redacted] highlighted that [redacted] case would've been one of the only cases requiring report writing, etc… "Paper calls" are commonly described as a call for service that will require, paperwork and report writing.

[redacted] informed me there were no special orders or directives that would've prohibited deputies, including the watch commander from responding to [redacted] call for service. [redacted] told me the preliminary findings from RiMs audit reflected behavior that was contrary to his expectations given at a sergeant's meeting, held on July 24th, 2019. [redacted] provided me an electronic copy of his expectations he gave to the sergeants assigned to patrol. [redacted] confirmed Serrano was in attendance and received the expectations.

[redacted] highlighted the following expectations and included the written talking points which supplemented each expectation. The bold italicized text is the talking point, the numbered text is the expectation:

1. "To be in the field supporting your staff, responding to calls and teaching."

"To be in the field supporting your staff, responding to calls and teaching. (you cannot effectively supervise from the office. Finding a balance between administrative duties and field duties is often the most difficult thing for a supervisor to do."

2. "Log accurate status on MDC's, and through dispatch. Hold deputies accountable to this standard."

"10-7 time versus 10-8 time, justification of services. If you are code 7, it should say so. 10-7 reports, 10-7 evaluations etc."

4. "Conduct thorough report and incident reviews, checking for accuracy and completeness."

"Report and incident reviews, (180 form mistakes, grammar and spelling in incidents, "poop" in the watch report. Quit rushing, we are afforded the luxury of slowing things down to conduct complete investigations. The sheriff will be reading these incidences."

6. "Maintain professional communications via email, etc."

"Professional communications via email etc. (I have not seen anything lately in watch reports or email, but it has come up in the recent past with several watch reports. Example "punk" and setting records. Often these emails are forwarded to county counsel, and CAO, BOS etc. Please treat every email as if it were being read by these folks."

10. "Maintain beat integrity of assigned staff and adequate coverage."

"Maintain beat integrity (examples of Groveland Deputy, FTO, or taking entire shift to range."

11. "Hold your people accountable."

"Hold your people accountable (this goes along with #1, instill a positive work ethic in your people. Do not rush calls to get to the next exciting incident. When you are at work, you are a Sergeant first, friend 2nd. If you have never written a letter of counseling, you are probably failing as a supervisor)."

[redacted] emailed me electronic copies of his expectations and talking points he used at the sergeant's meeting. According to [redacted] each sergeant received a copy of the expectations. (See attached copies for further details).

Prior to ending our conversation, [redacted] informed me of another incident on Serrano's shift that took place on 8/26/19, incident (1908260058). [redacted] told me he had to call dispatch and inquire why a Priority 1, 5150 W&I, incident was pending for an extended amount of time. [redacted] told me this was concerning because the alleged suicidal subject called and said she was going to "hurt herself." [redacted] told me Serrano contacted him and assured him they would handle the call as soon as they could. To [redacted] recollection, Serrano described the victim as a "frequent flyer" and a "pain in the ass."

[redacted] told me he referenced the 5150 W&I incident in our conversation because it is similar to how [redacted] incident was held for an extended amount of time. [redacted] told me he assumed the 5150 W&I victim had extensive history with being difficult but, "none the less," it is still a priority call.

I researched the 5150 incident [redacted] referenced and determined two deputies were dispatched to the incident after a pending time of 48 minutes, shortly after [redacted] called dispatch. The deputies arrived on scene and the 5150-victim refused service. The deputies left and closed the incident with a welfare check. I researched the history of the residence and identified four other 5150 type incidences associated with the same person. All incidences were similar in nature, with the female victim threatening to commit suicide by taking pills.

FINAL SUMMARY

On Sunday, 08/11/19 Sgt. Victor Serrano and his team was on duty for the 0600-1800 hours day shift. This was the first day in Serrano's team's work-week. Serrano's team includes Cpl. [redacted] and [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "vacation time." The Aladtec system is used to manage personnel, ensure adequate staffing is met and in compliance with TCSO policy and the DSA MOU. According to the DSA MOU, requests submitted in advance of (10) work days shall be granted except in the case of an emergency; however, requests made with less than (10) days shall be approved or denied within (5) work days. All vacation must be approved in advance by the department head, or designated representative.

The Aladtec system provides an overview of approved and denied time-off for the purposes of organizing staffing to best accomplish the mission of the patrol function. The supervisor/watch commander is responsible for approving and denying time-off for their deputies and maintaining appropriate staffing. In addition to the DSA MOU and TCSO policy, Lt. [redacted] provided expectations and counseled the patrol sergeants, which included Serrano, on the importance of ensuring all time-off was documented in Aladtec to ensure staffing levels are managed appropriately.

[redacted] was absent on 08/11/19; however, his time off was not approved through the Aladtec system. Aladtec showed [redacted] as being on-duty on 08/11/19. [redacted] absence was verified through the RiMs database and by his own admission that he was in Pinecrest, CA with his family. [redacted] absence resulted in Serrano's shift operating at minimum staffing. Serrano by his own admission described minimum staffing as inadequate coverage to accomplish the mission of the patrol function, ***"The Saturdays and Sundays suck when you're at minimums; you are looking at a screen with three fuckin guys on it. When you know that if something pops off we can't even handle it effectively, we can't even get a fuckin perimeter with me and three."*** Serrano described an "***un-written rule,***" he has for his team that no deputies can leave early for their eight-hour day; they come in late because the mornings are slower. Serrano put this "un-written rule," into effect because the afternoons are the busiest time of the day.

Serrano is aware that minimum staffing forces his team to operate at a higher level to make up for less staffing. Serrano said the same principle applies to the him as the sergeant. Serrano highlighted several officer safety issues with minimum staffing such as; deputies taking calls on blue tooth devices while driving to dangerous priority calls and deputies clearing buildings by themselves. Serrano said, ***"There is a ton more calls than I ever did as a fuckin dumb stupid deputy. We have less guys. I've never been asked to do more with less than right now."***

The patrol shift was operating at minimum staffing on 08/11/19, the following is a snapshot of the operational tempo based on a 12-hour shift:

Serrrano was documented as being at the patrol office for 10 hours and 13 minutes. He handled 0 calls for service, closed one incident and approved 5 reports. Serrano's total time approving reports was 1 hour and 23 minutes. Of the total time on shift, Serrano logged 4 hours and 26 minutes for morning briefing.

[redacted] was documented as being at the patrol office for 5 hours and 30 minutes. He handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports. [redacted] conducted patrol functions for 7 hours. Of the total time on shift, [redacted] logged 4 hours and 25 minutes for morning briefing.

[redacted] was documented as being at the patrol office for 8 hours. He handled 7 calls for service and wrote 1 report. [redacted] conducted patrol functions for 4 hours. Of the total time on shift, [redacted] logged 4 hours and 13 minutes during morning briefing.

***Please see Attachment #1 for full timeline of activity.* **

On 08/11/19 at approximately 0600 hours, Serrano, [redacted] and [redacted] arrive at the patrol office. [redacted] audit shows RiMs activity in written reports and records checks; he leaves the patrol office around 0700 hours to carry out patrol functions; traffic stops, patrol checks and calls for service. **(See attachment #1 for full audit timeline and activity.)**

Serrano, [redacted] and [redacted] enter a RiMs status of "OFFICE/BRIEFING" from 0600 - 1026 hours, a total of approximately 4 hours and 26 minutes. Four hours and 26 minutes is more than 1/3 of a patrol shift, which consisted of no RiMs activity to indicate report writing, or follow-up being conducted. A side from the RiMs status of "OFFICE/BRIEFING," this time cannot be accounted for. Serrano, [redacted] and [redacted]s location was verified by GPS data and their productivity logs.

[redacted] and [redacted] were asked if team visiting sessions were common. Both described visiting sessions as common, often starting out as training but then, "***getting lost,***" baseball or other topics. [redacted] and [redacted] estimated a visiting session lasting anywhere from 1-3 hours at times. When asked if the visiting sessions ever lasted four hours the response was, ***"that might be stretching it."*** Based on the statements in this investigation the visiting sessions happen often and ***"all the time."***

All three deputies changed their statuses within three minutes of each other. Serrano 1026 hours, [redacted] 1026 hours and [redacted] at 1023 hours.

[redacted] changed his status to training "TRNG" in RiMs at 1026 hours. RiMs activity is detected under [redacted] ID number at 1027 hours. He dispatches himself to several 911 calls and enters a disposition for them. At 1047 hours, [redacted] changes his status to "10-8." [redacted] GPS, RiMs audit and productivity log indicate [redacted] left the office and conducted patrol functions in the field. [redacted] did not return to the patrol office until the afternoon. **(See attachment #1 for full audit timeline and activity.)**

[redacted]s status changed by RiMs activity being detected. [redacted] was dispatched to a disturbance in Jamestown at 1023 hours. [redacted] arrived at the disturbance at 1030 hours and stayed in the field conducting patrol functions. [redacted] did not return to the patrol office until later in the afternoon. **(See attachment # 1 for full audit timeline and activity.)**

Serrano changed his status to "REPORT" at 1026 hours; however, there was no RiMs audit trail or productivity log information to indicate he was writing or reviewing reports at that time. The first RiMs activity detected under Serrano's ID number was listed about an hour after his status change at 11:25 hours. Serrano viewed a photo in case 19-2716 and exited the photo about 20 seconds later. No further RiMs activity was detected under Serrano's ID number, or his productivity log until he left the office.

Serrano left the patrol office at 11:50 hours and returned to the patrol office at 1347 hours. During the two hours Serrano is away from the patrol office he drove to the TCSO main office, Wards Ferry Starbucks parking lot and to the fuel pumps. Serrano entered a disposition for one 911 hang-up that was verified by dispatch. Serrano returned to the patrol office at 1347 hours and changed his status to "REPORT PATROL," however, there is no RiMs audit or productivity information to indicate Serrano was reviewing or writing reports; Serrano's time cannot be accounted for. Serrano's RiMs activity isn't detected until approximately two hours later, at 1558 hours.

Following an arrest for domestic violence [redacted] returned to the patrol office at 1412 hours. [redacted] completed a large portion of his report at the jail, during the booking process. [redacted] confirmed Serrano was at the patrol office with him and [redacted] arrived shortly after. [redacted] RiMs activity stops for approximately one hour and forty minutes; 1412 hours until 1555 hours. [redacted] documented his status as "REPORT PATROL," however, there is no RiMs or productivity information to indicate [redacted] was writing or reviewing reports; [redacted] time cannot be accounted for. At 1555 hours [redacted] dispatched himself to a cold reckless driving incident. 1555 hours is approximately one minute prior to [redacted] incident. [redacted] took the reckless driving call over the phone from the patrol office and closed it with a log note at 1606 hours. [redacted] viewed [redacted] incident at 1606 hours.

[redacted] arrived at the patrol office at 1516 hours. [redacted] location was verified by GPS as the patrol office; however, his RiMs activity showed him as "on-scene" at a burglary in the Blue Oak Campground. [redacted] opened a burglary case but did not type the report that day. The incident was taken over the phone and he changed his status to "Code 4" from a patrol office computer at 1558 hours. 1558 hours is approximately two minutes after [redacted] incident. [redacted] exited the burglary case at 1616 hours and viewed [redacted] incident.

Serrano was the first on-duty to view [redacted] incident. Serrano viewed the initial incident at 1558 hours. At this time, [redacted] and Serrano are at the patrol office and not on priority calls. The initial information read:

Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned

about deputies "storming in her house" because she has [redacted] in the residence also]

At 1559 hours, Serrano viewed [redacted] incident for a second time. At this time, [redacted] and Serrano are at the patrol office and not on priority calls. The information in [redacted] incident has not been changed and no deputies have been dispatched to [redacted] incident.

At 1600 hours, Serrano views [redacted] history page which contains a picture from [redacted] of 2019 and information updated as of June of 2019. The information in [redacted] history listed a Criminal Identification and Information (CII) number. [redacted] history listed her prior law enforcement contacts as a victim of 5150 W&I: Detention for Mental Health from March of 2019 and a suspect arrested for felony battery as of [redacted] of 2019.

[redacted] mother, [redacted] was the victim of the listed felony battery; however, it should be noted that Serrano's ID was not listed as viewing the felony battery case (19-1652), only [redacted] history page, which showed her as being arrested for felony battery. At this time, [redacted] and Serrano are at the patrol office and not on priority calls. No deputies were dispatched to [redacted] incident at this time. Serrano did not relay [redacted] information to [redacted] or [redacted] Serrano said he didn't remember looking at [redacted] history and then stated, "***but if it says I did, then I must have.***"

At 1602 hours, Serrano views [redacted] incident. The information in [redacted] incident has not changed. Serrano stated he didn't conduct a preliminary investigation to vet the information in [redacted] incident; i.e. phone call to the [redacted] or seek additional information from dispatch. At this time, [redacted] and Serrano are at the patrol office and not on priority calls. No deputies were dispatched to [redacted] incident or tasked with conducting follow-up on [redacted] incident.

At 1603 Serrano began approving and reviewing reports. RiMs audit detected activity under Serrano's ID number consistent with reviewing and approving reports. Serrano spent approximately 1 hour and 23 minutes, between 1603-1723 hours approving reports that took place between 8/9/19 and 8/10/19. None of these reports were written by deputies on his team and as an alternative could have been reviewed in the early hours of the shift or been tasked to the graveyard sergeant in the wake of priority call for service; such as [redacted] incident.

At 1606 hours, [redacted] views [redacted] incident. At the time [redacted] viewed [redacted] incident. At 1607 hours, [redacted] changed his status to report and began typing in the narrative of this prior domestic violence case.

At 1616 hours, [redacted] viewed [redacted] incident for the first time. By this time, the update from probation had been added to the incident. The update read:

[redacted] also received a call from rp, if deputies encounter juv, they can take her to the hall on a VOP and they will accept her. [redacted] advised Rp to call LE if juv leaves the house to report her as runaway.

It is [redacted]s distinct recollection that [redacted] read the incident out loud, so everyone could hear it. [redacted] confirmed that he, [redacted] and Serrano discussed [redacted] incident. Serrano said he didn't remember having a conversation with [redacted] and [redacted] until later in the incident. Serrano admitted that he told [redacted] and [redacted] "***We're not sending anyone to that call,***" but Serrano said he thought it was later in the incident.

Both [redacted] and [redacted] described Serrano saying, "***We're not sending anyone to that call,***" as orders not to go to [redacted] incident and to carry-on with the shift work. [redacted] and [redacted] described it as a driving force for them to continue with tasks and the low priority calls on the screen. [redacted] distinctly remembers dispatching himself to the cold burglary on [redacted] after Serrano said they weren't going to [redacted] call.

[redacted] viewed [redacted] incident a second time at 1623 hours, prior to dispatching himself to [redacted] [redacted] dispatched himself from the Corporal's office computer at 1624 hours; however, he didn't leave the patrol office until 33 minutes later, at 1657 hours. [redacted] changed his status from "DISP" to "in-route" from the same computer at the patrol office. [redacted] said he didn't realize there was a lengthily delay in his response to [redacted] [redacted] remembered talking with [redacted] and Serrano at that time but stated he didn't think it was that long. Therefore, it would be reasonable to infer that the discussion between Serrano, [redacted] and [redacted] took place between 1616 hours, when [redacted] first looked at [redacted] incident and 1657 hours when [redacted] left patrol; for a total of 41 minutes.

[redacted] said he distinctively remembers Serrano talking to dispatch shortly after [redacted] read the incident out loud. [redacted] said he remembered the discussion with Serrano and [redacted] but not the exact verbiage. [redacted] remembers an acknowledgement of [redacted] wanting help and the three of them discussing the ***"storming the house,"*** language.

[redacted] said there was also discussion about contacting dispatch. [redacted] said, "***Shortly after, either Serrano contacted dispatch, or dispatch contacted him.***" [redacted] didn't hear both sides of the conversation, but stated he knew it was about [redacted] incident. Serrano addressed [redacted] and [redacted] after the conversation with dispatch and made a comment to the effect, "***It sounded like things have calmed down and the call was going to pend for now."***

[redacted]s recollection is consistent with Dispatcher [redacted] statement, except for discussion about things "calming down." [redacted] said she clearly remembers

contacting Serrano about [redacted] incident and asking him who was going to be sent. [redacted] described speaking to Serrano possibly twice, because she remembered the first conversation as advising Serrano of [redacted] incident and Serrano's response being something to the effect of, "***Yeah, I see the call, we'll have someone respond when we can.***" [redacted] said she is unsure what time the calls occurred. Serrano said he doesn't dispute the conversation, but thought he spoke to Dispacher [redacted] Serrano said the statement sounded like something he would say and that, "If she says I said that, then I must have."

[redacted] described his discussion with Serrano as them being mutually confused about what [redacted] wanted, based on the "***Storming the house,***" language. [redacted] was asked if he conducted a routine investigation to alleviate the confusion about [redacted] incident. [redacted] said he did not investigate [redacted] incident and described moving to the next call, based on Serrano's direction to not go to [redacted] call. [redacted] admitted his lack of investigation for [redacted] call within his beat, was not consistent with his training and experience, to include the training he conducts as an FTO for the minimum standards of a solo-beat deputy. [redacted] described leaving [redacted] incident on the screen as, "***That's where I left it because Serrano said he wasn't sure we needed a deputy to responding. I can't say that in quotes, but I took that as we are not going to this.***"

At 1638 hours, a second update is added to [redacted] incident. The update was based on [redacted] second call into dispatch. The incident update read:

Rp recalled advising that her daughter threw a sweater in her face, is breaking the Rp's stuff, and threatening to hit the Rp.

At the time this incident update is added to the incident log, Serrano, [redacted] and [redacted] are at the patrol office and are not on calls for service. [redacted] is writing in the narrative of his report. [redacted] put himself on the [redacted] call 14 minutes prior, but never left the patrol office. [redacted] GPS shows him leaving for the cold burglary on [redacted] at 1701 hours, 23 minutes after dispatch updated the incident with [redacted] 2nd call. At this time there is 1 hour and 22 minutes left in the dayshift.

At 1659 hours, [redacted] dispatches himself to a civil issue involving stolen/missing cats. [redacted] takes the call over the phone; the call is not in his beat. At this time Serrano, [redacted] are in the patrol office and [redacted] has most likely just left patrol, based on his GPS data.

At 1708 hours, Serrano views [redacted] incident, approximately 30 minutes after [redacted] 2nd call into dispatch. It is reasonable to infer that Serrano has seen the updates in [redacted] incident up to this point. At this time, Serrano and [redacted] were at the patrol office and not on priority calls. [redacted] was still on the phone with Rp for the civil

issue and Serrano approved his second to the last report for the day. Serrano admitted to seeing the updates in his statement. At this time there was 52 minutes left if the dayshift.

Based on the 1638 hours update, it is reasonable to infer that [redacted] wanted a deputy to respond based on the fact she reported being assaulted and threatened by [redacted] [redacted] also reported [redacted] breaking things in the house. Serrano was asked if the P27 update from probation and the 1638 hours update changed his opinion about [redacted] call. Serrano said, ***"Yeah, not enough to send anybody, maybe that's my bad. The updates were whatever, they didn't change my opinion of the call."*** I clarified with Serrano it was his opinion [redacted] incident didn't rate a response after the updates. Serrano confirmed by saying, ***"Not at that time, no. Not when other guys were coming on or logging on within the next hour."*** No deputies were sent to [redacted] incident.

Serrano said, "***A period of time passed, where I hadn't looked at the screen in a while. When I clicked on it again there was all these notes."*** Serrano described feeling, ***"annoyed that notes were added, and he didn't know about it and nobody had been dispatched; like over the radio. If it spun up, send somebody. I think I was a little annoyed on the phone."*** Based on the facts and statements of this investigation it would be reasonable to infer that Serrano "period of time passing," refers to him viewing [redacted] incident at 1708 hours, because this was the first time Serrano viewed [redacted] incident after the updates had been added. Serrano said it was his recollection that he called dispatch to inquire about the incident and spoke to [redacted] At this time no deputies were dispatched to [redacted] incident.

Unless there were more calls between dispatch and Serrano than revealed in this investigation, Serrano's recollection does not coincide with [redacted] recollection who stated she called Serrano based on the escalating nature of [redacted] incident. [redacted] was adamant and said she was, "***Positive she called Serrano from the business line.***" [redacted] described speaking to Serrano after several updates were added and his response was something to the effect of, "***I see the notes, but we're gonna have to hold it for graveyard."*** [redacted] said she is unsure what time the calls with Serrano occurred, but based on the circumstance she said, "***Clearly they can see the notes.***" [redacted] said she was working the "S/O" position on that day and it would have been her responsibility to notify Serrano.

[redacted] said [redacted] incident was not a low priority call and it was her opinion that [redacted] call should not have been held for graveyard. [redacted] stated she had no recollection of talking to Serrano about [redacted] incident and further stated she didn't call him because she had knowledge or thought [redacted] had called him. [redacted] confirmed that at some point she thought [redacted] had been in contact with Serrano also.

Serrano said in his statement, "***I remember a couple of these comments bugged me, like about*** [redacted] ***like the lady called her. I remember when she was throwing stuff, or breaking stuff, it was like a ¼ to 6, or 20 til."*** Serrano's recollection would be almost accurate if he were referring the time he viewed [redacted] incident at 1734 hours; however, he viewed it twice before 1734 hours based on RiMs and productivity audit logs. At this time no deputies were sent to [redacted] incident.

At 1709 hours, Serrano closed his last report that he approved for the day, while [redacted] is still on the phone with the civil incident involving missing/stolen cats. [redacted] is handling the cold burglary on [redacted] which is in [redacted], and approximately 5 minutes away from [redacted] residence. No deputies were sent to [redacted] residence at this time.

At 1717 [redacted] starts to update his incident logs for the end of shift; he is at the patrol office with Serrano.

At 1723 Serrano views [redacted] incident, the information updates are the same as when he viewed [redacted] incident at 1708 hours. [redacted] was three minutes from finishing his incident updates. Serrano and [redacted] were at the patrol office and are not on calls for service. At this time no deputies are sent to [redacted] incident and there is 37 minutes left in the dayshift.

At 1725 hours, Serrano opened a Watch Report word document, which is timestamp by his office computer as 1725 hours. The Microsoft word document settings for Serrano's watch report indicated a total editing time of 25 minutes. This indicates the document was edited between 1725 -1750 hours. [redacted] incident was the last incident listed in Serrano's watch report.

It should be noted that RiMs and the TCSO computer settings, specifically the time and date, are password protected, which would require an Information Technology administrator to change. The time and date settings on TCSO computers are set to a universal satellite time.

Between 1725 and 1750 hours, Serrano drafted his watch report. Serrano timestamped his watch report entry of [redacted] incident as, "1722 hours," however, Serrano didn't open the watch report until 1725 hours, based on the word document audit information. Serrano described the 1722 hours entry as, ***"That is typically when I am writing."*** I found Serrano's statement did not correlate to the watch report audit information. I based this on the fact his "1722 hours" time stamp reflected three minutes prior to the document being created.

Serrano explained the statement in his watch report, "this call is back on the screen again because the Rp called back," as, ***"I knew obviously she called back a couple times.***

Maybe I'm just a dummy. At one point I thought this thing blipped off the screen and I was just trying to pass on to the next team that it spun up, or worse. I don't know why, I wasn't trying to confuse anyone, or anything like that." Serrano articulated his intent behind this line in the watch report, as trying to pass on that [redacted] incident has "***spun up,"*** or gotten, ***"worse,"*** however, Serrano did not include any of the information from the incident updates that reflect the way [redacted] incident escalated. For example, there is no details of probation issuing a VOP, or details that [redacted] was breaking things in the house and threatening [redacted]

Serrano stated part of the reason he used the language in the watch report was because he thought [redacted] incident, "***blipped off the screen."*** Between Serrano viewing [redacted] incident and [redacted] reading and viewing, it is reasonable to infer that Serrano viewed and or discussed [redacted] incident between 6-7 times in a 1 hour and 36 minutes timeframe.

When I questioned Serrano about the way he characterized the above portion of his watch report, Serrano said, ***"I would feel the same way when I read that. I think I was just trying to relay that more things came in and this thing is spinning up."*** Serrano did not include any language that reflected additional information coming in. For example, Serrano articulated the watch report language, "earlier she stated she didn't want us coming to the house," as, ***"That's my words based upon her saying she didn't want us storming the house."*** Serrano said his interpretation of [redacted] not wanting deputies at her house was based solely on his interpretation, without any investigating. When asked if there was any other information to support his interpretation of [redacted] not wanting deputies at her house, Serrano said, ***"The driving force was the storming the house comment. Maybe I just read it like I wanted to read it."***

Serrano explained his watch report language, "Leaving for graveyard now because all the other guys are on other calls," as "***Well there is no real reason other than at the time I was writing that, even if [redacted] stupid 10-21 calls are on the screen and I just write the guys are on calls. By no means would I be deceptive. I probably just glanced up at the screen."*** Serrano created the watch report at 1725 hours based on the Microsoft word audit. [redacted] incidences were closed by 1726 hours. Based on Serrano's statement that he knew [redacted] was going home to get his gym bag and the GPS information confirming [redacted] leaving patrol at 1727 hours, it is reasonable to infer that [redacted] was not on a 10-21 call, between the 1726 – 1750 hours.

Based on Serrano's 1722-hour watch report entry I began looking for a corresponding incident. The only incident I could find with a correlating time was [redacted] domestic violence report, which was issued a disposition at 1722 hours. I was unable to locate any other activity that specifically corresponds with 1722 hours. ***"I remember writing the watch report and right around 1740 is when I finished the watch report."*** Serrano

described the watch report as his only means of communicating [redacted] incident to the graveyard shift. Serrano said, ***"My communication of that call that day was the watch report. I knew [redacted] was going to read it pretty quick, his email goes to his phone."***

Serrano explained the language he used in his watch report was to pass information to graveyard that [redacted] incident was escalating. Serrano explained escalating as, "***Spinning up, getting worse and needing to be handled,"*** throughout his statement. Serrano did not call the graveyard watch commander, Sgt. [redacted] or any of the graveyard deputies to relay the information that made him feel, ***"Annoyed and frustrated that nobody was dispatched over the radio."*** Instead, the method Serrano used for notification was an emailed watch report to the command staff, watch commanders and Sgt. [redacted]

At 1726 hours, [redacted] completed his incident updates and changed his status in RiMs from "REPORT PATROL" to "OFFICE PATROL." [redacted] said he was standing in the doorway of Serrano's office listening to Serrano talk to dispatch. [redacted] described the time as, ***"at some point before I went to my house."*** It is reasonable to infer that [redacted] was standing in Serrano's doorway prior to 1727 hours based on the time he updated his last incident, his RiMs status, and his GPS data, which indicates he left the patrol office at 1727 hours.

[redacted] said he was waiting in Serrano's doorway for him to hang up with dispatch. [redacted] said, he couldn't hear what dispatch was saying but he knew they were talking about [redacted] incident. According to [redacted] Serrano hung up and said, "***Dispatch is flipping out about this call, graveyard will be logging on soon we will hold it for them."*** [redacted] estimated that conversation to have taken place between 5-6 pm. [redacted] said, "***toward the end, right before I left to go home. I remember the flipping out thing right before I went home, right in that timeframe."*** Serrano said he didn't remember making the "dispatch is flipping out," comment to [redacted] Serrano explained, "***Sounds like something I would say. If [redacted] says I did, then I had to of. If that is the way [redacted] remembers, especially the way it was said, that absolutely sounds like something I would say."*** [redacted] didn't remember if he specifically told Serrano he was leaving and explained that, ***"It isn't uncommon for me to swing home and grab my gym stuff and then work out after shift is over. I don't recall if I advised him that day or not. Sometimes I do and other times I don't."***

According to [redacted] he was never told by Serrano to handle [redacted] incident or any other incident prior to leaving. [redacted] said, "***I don't consider myself off-duty. That day it was in my beat. I grabbed my gym gear and a bite to eat."*** [redacted]s statement is consistent with Serrano's recollection that he knew [redacted] was going home to get his gym bag. Serrano said, ***"He wasn't going home for the day. Right, because I remember now. As soon as you said gym bag it clicked, but don't remember him going***

home for the day. He wouldn't have done that especially at minimums. I mean I knew he was still available."

At 1734 Serrano viewed [redacted] incident from the patrol office. The information contained in the incident was the same as the 1723 incident. At this time, [redacted] was at his house, ***"Grabbing his gym bag and a bite to eat."*** [redacted] was still on the cold burglary on [redacted] and [redacted] was still on the explosives call. Serrano and [redacted] were not on calls for service.

After viewing [redacted] incident at 1734 hours, Serrano calls dispatch and speaks to [redacted] Serrano tells [redacted] ***"I was just calling to tell you guys I'm going to leave that 415, the juvenile thing on [redacted] for the graveyard guys. I put it in the watch report, that I left it for them, because she didn't want us up there earlier, now she does, and the guys are all on calls. It is what it is I put it in there and told theme to deal with it."*** Based on the audit information and GPS tracking, [redacted] was not on a call for service. Based on Serrano's statement, it is reasonable to infer that he knew [redacted] was not on a call for service, because Serrano admitted to knowing that [redacted] was going home. Serrano did not relay any instructions to [redacted] or articulate any sense of that [redacted] incident was, ***"spinning up, getting worse, or needing to be handled."*** Serrano used these words when he articulated why he wrote his watch report the way he did. Serrano did not make any inquiries to [redacted] regarding why nobody was dispatched to [redacted] incident over the radio. Based on Serrano's statement to [redacted] it is reasonable to infer that Serrano completed his watch report entry prior to calling dispatch at 1734 hours. Serrano tells [redacted] ***"I put it in the watch report and told them to deal with it."*** Based on these statements it is reasonable to infer at 1734 hours, it was Serrano's intent to hold [redacted] incident for the grave yard shift.

Serrano stated he did not remember seeing the 1742 hours update, which articulated [redacted] reporting to dispatch that she was being attacked and [redacted] breaking everything in the house. Serrano said he didn't remember seeing the 1743 hours update, which articulated [redacted] would be waiting for deputies outside by her [redacted]

Regarding the 1740 hours incident, Serrano said, ***"Going off of my memory, there something about the first one that is jarring something in my brain."*** I asked Serrano if his memory could be regarding a conversation with [redacted] due to the fact [redacted] told [redacted] on the recorded line she is going to, ***"let the sergeant know."*** Serrano said it was possible his recollection was based on a conversation with [redacted] but Serrano articulated it as, ***"Maybe."*** Serrano said, "***If I had that info right there and maybe I did; can I tell you with a 100% certainty, no. It fucking sounds familiar I'm just trying to be honest."***

Based on the audit information listed under Serrano's ID, he did not view [redacted] incident after calling dispatch and telling them [redacted] incident was going to hold for graveyard. Serrano views other incidences, but not [redacted] incident.

At 1744 hours, [redacted] is dispatched to a suspicious circumstance that is broadcasted by [redacted] over the radio, as burglary in progress. [redacted] responds from [redacted] and [redacted] responds form his neighborhood, [redacted] At this time, no deputies have been sent to [redacted] incident. Serrano is at the patrol office and not on a call for service.

At 1751 hours, [redacted] called dispatch a second time to confirm information she was being told by [redacted] asked if it was true that we only had three deputies. [redacted] described the situation was escalating and stated she received multiple calls from [redacted] During [redacted] interview, she said her intent of getting a VOP authorized was to make it easier on the deputies to end the situation. [redacted] said, ***"I can tell the S/O she is good to go. That way they don't have to find a reason, she's in violation of her probation."*** [redacted] said she had a feeling the incident was going to, ***"blow-up,"*** due to her preliminary investigation which revealed [redacted] as a previous victim of battery by [redacted] said, "***I wanted the guys to know, if you go up there for whatever reason, just take her to the hall. Even if they get up there and things calmed down, take her to the hall, she is in violation."*** [redacted] said the situation escalated and [redacted] was being very dramatic about the incident. [redacted] said, "***My focus was on [redacted]. They don't need to be seeing what's going on in the house."***

At 1758 hours, [redacted] logs on and calls dispatch to inquire about [redacted] incident. [redacted] told [redacted] that Serrano is holding [redacted] incident for graveyard and, ***"I don't know why."*** [redacted] responded to [redacted] residence from the area of downtown Sonora. At 1801 hours, one minute after dayshift ends, [redacted] dispatched graveyard deputy [redacted] over the radio to [redacted] residence.

At 1802 hours, one of [redacted] calls 911 and asks, "***Can you please help my mom, she is being attacked.***" [redacted] assures the child the deputies are on their way and should arrive at any minute. [redacted] picks up the phone and sounds like she is having a panic attack. [redacted] tells her deputies are almost there.

At 1819 hours, [redacted] arrives at [redacted] residence. It took [redacted] approximately 19 minutes to arrive at [redacted] residence and de-escalate the situation. [redacted] was detained and transported to Juvenile Hall for assault with a deadly weapon, a felony, criminal threats, a felony, misdemeanor vandalism and violating probation. [redacted] confessed to the allegations in a statement to [redacted].

I asked [redacted] if there were any discriminatory undertones about [redacted] incident during his discussion, regarding [redacted] being a juvenile. [redacted] was given the example

of, "We're not going to that. Handle your own kid," as a discriminatory undertone. [redacted] said there wasn't any comments made about [redacted] being a juvenile; however, [redacted] described a comment made by Serrano as, ***"bothersome."*** [redacted] said he didn't remember the exact verbiage, but there was a comment made regarding the storming the house language to the effect of, "***Her dictating our actions, but wanting our help."***

[redacted] said Serrano's phone call to dispatch at 1734 hours was "***not entirely,***" accurate. [redacted] specified that "***We weren't' all tied up on calls. I was obviously going home to get my gym stuff, so I was free."*** I asked [redacted] if Serrano was on a call for service, responded, "***Not to my knowledge."***

[redacted] said he interpreted Serrano's watch report as, ***"It was handled and like she initially didn't want a deputy and then she re-called and asked for one."*** [redacted] said he did not believe that portion of the watch report was accurate. I asked [redacted] if there was any information to validate that [redacted] didn't want deputies coming to the house. [redacted] said, ***"The way I interpret it, no."*** I asked [redacted] if Serrano's reason for holding the call, i.e. everyone being on other calls was accurate. [redacted] said, "***By the time we got off shift, yes, but there were times before that where the answer would be no. There were gaps in there where people weren't on calls during the time of that incident."***

[redacted] said it is his opinion that [redacted] call should not have been left to pend and he did not feel the calls that were handled should have been prioritized over [redacted] incident. [redacted] said Serrano's decision to pend [redacted] call did affect his thought process, but ***"It was poor decision making under the circumstance, not just him. There were two reasons; one would be that I thought of myself as the west beat, which is why I chose to take the 10-21's off the screen because they were convenient for where I was at and the sergeant played a role."*** [redacted] said he did not recall being apprised of [redacted] criminal history by Serrano. [redacted] said it would have changed his outlook of the call. [redacted] admitted if [redacted] incident was investigated in a manner consistent with his training and experience, the escalation could have been prevented.

[redacted] described his role as a "beat deputy," when there is a sergeant on duty. [redacted] explained that his title as a Corporal always remains, but when he is not acting as the OIC there is a turnover he described as, "***awkward feeling because you get used to making decisions and then the decisions are someone else's to make."*** [redacted] described prioritizing calls for service and said, "***The way I train and the way I practice is crimes against person take priority over property crimes and you go from there."*** [redacted] said it is common for dispatch to summarize information, which often requires follow-up from deputies. [redacted] admitted he did not conduct follow-up with dispatch for more information, which is not consistent with his training and experience. It is also not

consistent with how [redacted] trains new deputy sheriffs. [redacted] described several resources he could call upon if the call becomes overwhelming for the shift. [redacted] identified internal resources and external as an alternative to pending calls.

[redacted] said he was never apprised of [redacted] criminal history. [redacted] said [redacted] criminal history would have changed his perception of [redacted] incident, specifically due to the history of violence. [redacted] said the criminal history and the escalating incident updates led him to believe there is, ***"More going on than someone cutting off an ankle monitor. It is escalating and now there is an assault."*** [redacted] 2nd call to dispatch changed [redacted] mindset regarding the priority of [redacted] call. According to [redacted] he never received an update from anyone regarding [redacted] incident escalating after he left the patrol office. The last update [redacted] said he saw was [redacted] first update. [redacted] audit history indicates he did not view [redacted] incident after 1624 hours, which is prior to [redacted] 2nd call to dispatch.

Regarding Serrano's call to dispatch, I asked [redacted] if the reason Serrano told dispatch the call was holding was accurate. [redacted] said, ***"As far as I know, [redacted] was not on a call. I don't recall Serrano being on a call."*** [redacted] described Serrano's statement to dispatch as contrary to what he knew from the day's event, prior to him leaving patrol. [redacted] described [redacted] going home while [redacted] incident was pending as unacceptable and not consistent with prioritizing resources appropriately. [redacted] said [redacted] call should not have been prioritized lower than the other calls for service, specifically, after it escalated into an assault.

[redacted] said the purpose of the watch report is to brief the command staff and other information regarding the watch. [redacted] believes it is an official document and stated, ***"I know [redacted] saves them all."***

I reviewed Serrano's watch report with [redacted] and asked him about the meaning. [redacted] said the first part of the watch report means, "***That the call had previously gone away and now it is back on the screen."*** [redacted] confirmed that the call was never handled by his shift. ***"Well if I am just reading that it would be that the Rp specifically doesn't want LE coming to her house."*** [redacted] said there was nothing specifically that said [redacted] didn't want law enforcement coming to her house. ***"That means there is no available units to handle it and he is basically saying sorry to graveyard."*** [redacted] confirmed, ***"That is not an accurate watch report entry,"*** since [redacted] was at home, Serrano was at the patrol office and they both were not on calls for service.

[redacted] said the watch report conflicts with the conversation he had with Serrano about [redacted] call not rating a deputy's response. It was [redacted] understanding that [redacted] incident was pending because it didn't rate a deputy's response, based on the initial

information. When asked if Serrano's watch report was consistent with their conversation, [redacted] said, ***"No, that's different."***

Serrano described his role as a watch commander as taking care of his guys, "***Juggling manpower and juggling lives. Obviously, I got a good group of dudes. I've never felt like they had to be babysat, but in the same sentence, watch the calls and make sure they are doing shit the right way."*** Serrano confirmed his duties include managing resources, personnel and prioritizing calls for service. Serrano said in the absence of a command staff officer he oversees custody, dispatch and patrol. Serrano said he expects his orders to be carried out and described the theory as, "***We do what we are told.***" I asked Serrano if he is responsible for incidences while they are pending. Serrano said, "***Absolutely, I will come in here and take my lumps. If I have to take the blame for the whole thing then so-be-it. Serrano said calls that are held are the watch commander's responsibility, but if the call changes, it should be dispatched."***

Serrano explained his method of determining which calls for service are held, and which calls receive a response. ***"Well once again the type of call and then if its going to require paper, booking somebody, evidence."*** Serrano said he would hold cold calls to save overtime, but if something needed attention they would go regardless of time left in the shift. Serrano said he didn't remember looking at [redacted] person page, which showed her as being arrested for felony battery. Serrano said, ***"I swear to god I've never seen that picture,"*** referring to [redacted] mugshot. Serrano said he remembered telling [redacted] and [redacted] ***"We're not sending anyone to this call."*** Serrano explained that his decision had nothing to do with him viewing [redacted] person page or history, even though he didn't remember viewing [redacted] person page or history. Serrano said, his conversation with [redacted] and [redacted] about not going to the call was based solely on the summary of [redacted] initial incident. Serrano clarified it was his recollection the conversation took place, ***"later on"*** and not during the initial stages of the incident. Serrano admitted he viewed [redacted] incident up to approximately 6 times and described the incident as escalating. Serrano said [redacted] history of battery, ***"would've made me think she was assaultive."*** Serrano said I am not disputing that I looked at it, I just don't remember doing it.

Serrano said the calls for service that were prioritized over [redacted] incident were not a higher priority. Serrano said, ***"If I told them no…the other calls can get handled before graveyard guys come in. Those are calls that can get gone: period. Those calls can be gone… handle those get rid of them."*** Serrano confirmed it is part of the process of clearing the board. Serrano confirmed the escalation of [redacted] incident could have been avoided by making a phone call to [redacted] Serrano agreed the follow up could have been conducted by him, [redacted] or [redacted] Serrano said there was no contact made with [redacted] by him or any of the deputies. Serrano said, ***"that's on me."***

I asked Serrano why he viewed [redacted] incident up to the 1734 hours update and stopped monitoring it after telling dispatch the call was going to hold for graveyard. I asked if he was ignoring the call. Serrano said, "***No, I wouldn't ignore it. That was one of those days. I pick away at the reports all day and I pick at all the stuff from my last week that I have to get done. I wasn't trying to ignore the call. I had that day set aside for CNT. I wasn't trying to not do it. I don't want that to sound like an excuse."***

Each employee interviewed during this investigation described understanding the role and responsibilities of a watch commander. They also described how the watch commander is responsible for all functions of the sheriff's office in the absence of a command staff officer. The employees understand the importance of following orders from senior personnel in the chain of command. Some employees described not always agreeing the with decisions; however, they universally understand the importance of following orders they receive.

It was the shared understanding of Dispatchers [redacted] [redacted] and [redacted] that [redacted] wanted deputies to respond to her call for service. There was a shared statement amongst the dispatchers that described feelings of; "discomfort and frustration," regarding [redacted] incident holding for graveyard, to include the manner in which the incident escalated. It is [redacted] recollection that she called or spoke to Serrano at least twice to "apprise" him of [redacted] call and the updates. [redacted] did not remember the exact times of when she called Serrano; however, [redacted] remembers nobody being sent to the call, because Serrano told her the, "call was holding for graveyard." Dispatcher [redacted] spoke to Serrano and described the same comments of [redacted] call holding for graveyard. [redacted] did not recall speaking to Serrano at anytime during [redacted] incident and stated she did not call Serrano, because it was her understanding that [redacted] was updating him.

The Sheriff's deputies, [redacted] and [redacted] understand the role of a watch commander and the importance of following orders. Both [redacted] and [redacted] described their actions as being contrary to their training and experience, but consistent with following the orders of their watch commander. Both [redacted] and [redacted] shared a similar understanding that if the watch commander is holding the call they didn't have to worry about it. [redacted] and [redacted] described Serrano's order to pend [redacted] call as a driving force for handling low priority calls before [redacted] call which was a priority call.

ATTACHMENTS

- Attachment # 1 – Full timeline of activity for patrol deputies
- [redacted] person(s) history page
- Snip graphic of [redacted] Incident

- Copy of [redacted]s Report Case # 19-0039
- CD recording of recorded interviews
- Original complaint filed by [redacted]
- Original signed Admonishment and Confidentiality forms
- Supplemental documents: Watch report, email correspondence and audits

Crystal Anderson

From: David Vasquez
Sent: Wednesday, August 21, 2019 4:19 PM
To: [redacted]
Subject: Fwd: [redacted] complaint dated 08152019
Attachments: [redacted] complaint.wav; Serrano to dispatch at 1734.wav; [redacted] asking dispatch why the call was held at 1758.wav; [redacted] complaint 2nd call.wav; [redacted] complaint 3rd call.wav; [redacted] complaint 4th call.wav; probation to dispatch re [redacted] at 1749.wav

Get Outlook for iOS

From: [redacted]
Sent: Monday, August 19, 2019 1:55:16 PM
To: David Vasquez <DVasquez@co.tuolumne.ca.us>
Subject: [redacted] complaint dated 08152019

Time line of calls for Incident 1908110085

1st : 1554 [redacted] calls with initial compliant of her daughter cutting off her ankle bracelet and wants a deputy there
2nd: 1637 [redacted] calls and reports daughter is escalating and wants somebody there

1734 – Serrano calls into dispatch and tells dispatch he is holding this call for nightshift

3rd: 1739 [redacted] calls and reports [redacted] has hit her and wants somebody there – doesn't like what [redacted] is saying so [redacted] hangs up and calls 911 (Information put into incident in red)
4th: 1741 [redacted] calls 911 and reports same as before and wants somebody there (Information put into incident in red)

1749 – Probation P27 calls and asks dispatch if [redacted] was told she couldn't leave. [redacted] calling her (P27) wanting her to respond

1758 - [redacted] calls and asks why the call was held for nightshift

1801 – [redacted] and [redacted] dispatched to the residence

[redacted]
Tuolumne County Sheriff's Office
28. N. Lower Sunset
Sonora, Ca. 95370
[redacted]

David Vasquez

From: [redacted]
Sent: Monday, August 26, 2019 3:12 PM
To: David Vasquez
Subject: probation call for [redacted] complaint
Attachments: P27 to dispatch 1st call.wav

David, I found the first call to dispatch on 8/11/2019
Time of call was at 16:13 and was attached to another call which is why I missed it the first time.

I'll keep checking for any other calls between dispatch and Serrano.

[redacted]
Tuolumne County Sheriff's Office
28. N. Lower Sunset
Sonora, Ca. 95370
[redacted]

David Vasquez

From: [redacted]
Sent: Monday, August 26, 2019 4:35 PM
To: David Vasquez
Subject: re complaint by [redacted]
Attachments: 911 call re possible burg in progress 1741 hours.wav; d4 being dispatched to possible 459 call just taken other units also responding.wav; serrano to dispatch about burg call and [redacted] wanting different info.wav

1741 hours the possible burg in progress call
1744 hours units dispatched to burg call
1748 hours Serrano contacted dispatch by phone to tell them [redacted] was asking about a different subject

I couldn't find any other recorded information between Serrano and dispatch

[redacted]
Tuolumne County Sheriff's Office
28. N. Lower Sunset
Sonora, Ca. 95370
[redacted]

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill Pooley
Sheriff-Coroner

DATE: 8/11/2019 **WATCH: BLUE DAY**

WATCH COMMANDER: SERRANO **WATCH SERGEANT: SERRANO**

BEATS #S FILLED: 1,3,X **# OF INCIDENTS: 70**

 # MISD ARRESTS: **# FELONY ARRESTS: 1**

BRIEFING TRAINING, MISC INFO:

This morning we went over the watch reports, got briefed on the week by Deputy [redacted] and then had a discussion about A1's presentation to the BOS last Thursday.

INCIDENT LOG:

*==========

12:54 VERBAL DISPUTE 19002734/1908110060

[redacted]

/Anon, Sra, [redacted], reported RP can hear a 415V, male v female, rp can hear screaming and poss slapping. Ongoing domestic issues, drinking problems and poss weapons in the residence. Incident location was [redacted]. . Disposition: Arrest Made by [redacted] - [redacted]

Persons: [redacted]

[redacted]

*******[redacted] arrested for DV and 273.6 PC.********

*==========

15:31 AMBULANCE CALL 1908110081

[redacted]

URGENT MESSAGES

rp not on scene

[redacted]

*==========

15:56 JUVENILE PROBLEM 1908110085

[redacted], reported Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. RP concerned about deputies "storming in her house" because she has [redacted] in the residence also. . .

*****1722 hrs- This call is back on the screen again because the RP called back and stated she does now think she wants a Deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry men.******

LAW ENFORCEMENT USE ONLY- DO NOT FORWARD

This watch report is a confidential document to serve interdepartmental communication only.

David Vasquez

From: [redacted]
Sent: Wednesday, August 28, 2019 10:20 AM
To: David Vasquez
Subject: Emailing: Expectations
Attachments: Expectations.docx

This is the list of expectations I went over with the Sergeants at the meeting held on July 24th. #1 and #2 may be helpful....

Your message is ready to be sent with the following file or link attachments:

Expectations

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

Expectations:

1) To be in the field supporting your staff, responding to calls and teaching.

2) Log accurate status on MDC's, and through dispatch. Hold Deputies accountable to this standard

3) UOF and Pursuit incidents, respond to the scene and conduct reviews unless otherwise unavailable to respond

4) Conduct thorough report and incident reviews, checking for accuracy and completeness

5) Communicate critical incidents and information to the Lt

6) Address command staff in a professional manner. Maintain professional communications via email etc.

7) Conduct weekly vehicle inspections of assigned staff

8) The agency Will NOT tolerate slander, disparaging comments about other staff especially other supervisors

9) Maintain building cleanliness and professional appearance

10) Maintain beat integrity of assigned staff and adequate coverage

11) Hold your people accountable

12) Use Aladtec for scheduling

13) Have fun!

Expectations notes:

1) To be in the field supporting your staff, responding to calls and teaching. (You cannot effectively supervise from the office. Finding a balance between administrative duties and field duties is often the most difficult thing for a supervisor to adjust to)

2) 10-7 time versus 10-8 time, justification of services. If you are code 7, it should say so. 10-7 reports, 10-7 evaluations etc.

3) UOF and Pursuit incidents, respond to the scene and reviews. (there isnt much that will take priority over responding to one of these scenes, example 10-7 with a 10-15 or court)

4) Report and incident reviews (180 form mistakes, grammar and spelling in incidents, "poop" in watch report. We do not want to pull cases on non-criminal incidents. Quit rushing, we are afforded the luxury of slowing things down to conduct complete investigations. Example of [redacted]. The Sheriff will be reading these incidents)

5) Communicate critical incidents and information to the Lt (if you are not sure if you should call, just call! [redacted] has called just as advisories for notifications purposes on several pursuits. I am not going to create a matrix, but can if need be)

6) Address command staff in a professional manner. Professional communications via email etc (I have not seen anything lately in watch reports or email, but it has come up in the recent past with several watch reports. Example "punk" and setting records. Often times these emails are forwarded to county counsel and CAO, BOS etc. so please treat every email as though they are being read by these folks)

7) Vehicle inspections

8) Will NOT tolerate slander, disparaging comments about other staff especially other supervisors (we are all guilty of this, as supervisors it is our job to be critical of staff for the purpose of evaluating, but it should never elevate past this setting. Example, Sergeant Serrano and I were having a conversation about an employee calling in sick when appearance suggested the employee was not sick. This conversation was not in front of staff and was constructive to evaluating the employee's performance and tasks they may have been assigned in the future)
   "We need to be the most professional agency in this state"
   Should be represented in how we treat each other with in our agency.
   How we treat and work with other agencies.

How we treat the public.

9) Building cleanliness and professional appearance (we have been in the building for approx.. 1 month now and I appreciate everyone's efforts. As supervisors, I expect each of you to uphold this standard and do not let your guard down. This is a new norm as far as culture goes and if someone needs reminding, remind them)

10) Maintain beat integrity (examples of Groveland Deputy (FTO) or taking entire shift to range)

11) Hold your people accountable (This goes along with goal #1, instill a positive work ethic in your people. Do not rush calls to get to the next exciting incident. When you are at work, you are a Sergeant first, friend 2nd. If you have never written a letter of counseling, you are probably failing as a supervisor)

12) Use Aladtec for scheduling (I can make adjustments for building schedules, training etc. All time off needs to be in Aladtec)

13) This has always been the strength of our agency and the supervisors have made this possible. If you are having fun at work, the rest of the expectations will fall into place and work will get done!

Shift change is January 5th, Aladtec has been updated with squad rotations through shift change

No Comp time for contracts

Confirm phone numbers and set up voice mail

Furniture update and inbox

Vehicle maintenance

MDC's swapping out, county tag number to [redacted]

Vehicle assignments to Archibald

Training, Cpl's and FTO's and keeping up the training binder. I have requested daily training bulletins

Upcoming needs for court, set up Aladtec for notifications. Outlook app on phones.

P.O. [redacted]

8/11 ON CALL STRAP TAMPER: I called minors mother and could hear yelling in the background. She informed me her and minor got in fight about chores. Minor cut off her ankle monitor and was telling her mother she was leaving. I asked to speak to minor and she refused. Mother put me on speaker and minor yelled, "I'm not talking to her, I'm leaving!" I told her over speaker that she needed to stay home and should she leave, the SO would be called. I told her that even though she cut off device, she would make matters worse by leaving. I called JW and staffed situation. I called mother back and advised her to not physically restrain her or engage. If minor leaves, call the SO and report her as a runaway. JW stated the hall would take her on a VOP at this point. I called SO and advised of situation and that minor was clear to be taken to hall.

Mother called me back and stated minor was punching walls and threatening her. I directed her to call the SO immediately. She stated she would.

ON CALL: Minors mother called frantic, crying. She stated she called SO multiple times because Minor had attacked her, held a knife to her and was breaking plates. I told her to keep calling and that her name was on the call screen but there is only 3 deputies in the whole county at the moment. I told her to take her small children and leave and she stated SO told her she couldn't. I called them and verified that is NOT what they said. She could leave but needed to call them to let them know where she is was and good number. I told her she needed to protect her two little ones and leave the home. I told her shift change is close to happening and there will be more deputies soon.

RECIEVED: 9/10/19

[redacted]

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT sheriff
(Domestic Mail Only; No Insurance Coverage Provided)

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OFFICIAL USE

Postage	$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$ 7.05

4/21/20

Postmark Here

SKELLY FILE

Sent To Victor Serrano

Street, Apt. No.; or PO Box No. [redacted]

City, State, ZIP+4

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Victor Serrano

[redacted]

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name) Vic Serrano

C. Date of Delivery

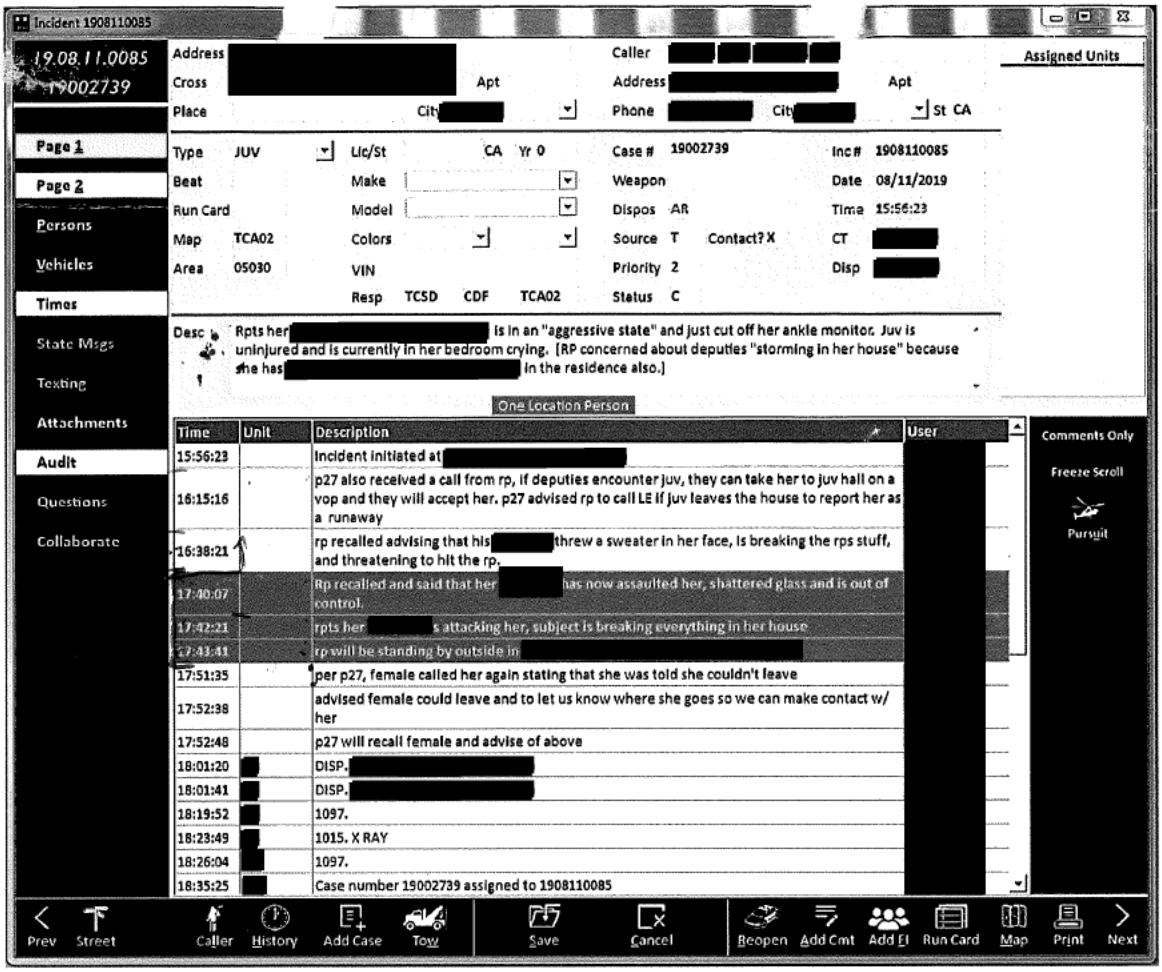
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

COLUMBIA SC APR 16 2020 USPS

3. Service Type

- ☐ Adult Signature
- ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
- ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery
- ☐ Insured Mail
- ☐ Insured Mail Restricted Delivery (over $500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
- ☐ Registered Mail Restricted Delivery
- ☐ Return Receipt for Merchandise
- ☐ Signature Confirmation™
- ☐ Signature Confirmation Restricted Delivery

PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt



[redacted] @ DISPATCH

→ SERGEANTS RESPONDING? : STAFFING

→ DISPATCHING DEPENDANT ON BOARD ACTIVITY :

① FIND NE ADDRESS ... ② SEND @ 1735 HRS VIA DISP..

V [redacted] STATEMENT

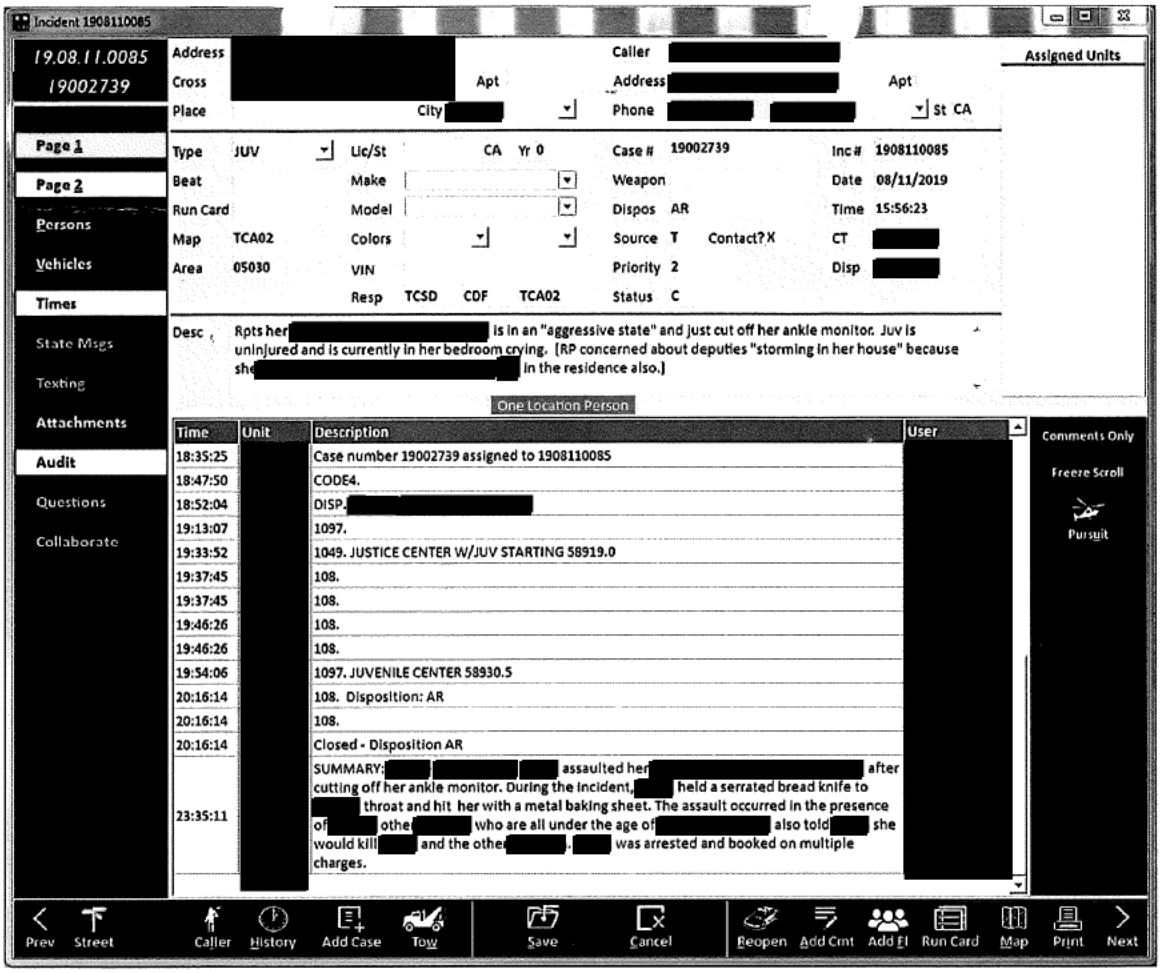
SATURDAY = 29TH

MONDAY = 31ST

IF NOT DISPATCHED? WHY NOT?

② DOING OTHER THINGS...

[redacted]


Incident 1908110085
19.08.11.0085
19002739
Address
Cross
Place
Apt
City
Caller
Address
Apt
Phone
St CA
Assigned Units
Page 1
Page 2
Persons
Vehicles
Times
State Msgs
Texting
Attachments
Audit
Questions
Collaborate
Type JUV
Lic/St CA Yr 0
Case # 19002739
Inc # 1908110085
Beat
Make
Weapon
Date 08/11/2019
Run Card
Model
Dispos AR
Time 15:56:23
Map TCA02
Colors
Source T
Contact? X
CT
Area 05030
VIN
Priority 2
Disp
Resp TCSD CDF TCA02
Status C
Desc
Rpts her
is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming in her house" because she
in the residence also.]
One Location Person
Time
Unit
Description
User
18:35:25
Case number 19002739 assigned to 1908110085
18:47:50
CODE4.
18:52:04
DISP.
19:13:07
1097.
19:33:52
1049. JUSTICE CENTER W/JUV STARTING 58919.0
19:37:45
108.
19:37:45
108.
19:46:26
108.
19:46:26
108.
19:54:06
1097. JUVENILE CENTER 58930.5
20:16:14
108. Disposition: AR
20:16:14
108.
20:16:14
Closed - Disposition AR
23:35:11
SUMMARY:
assaulted her
after cutting off her ankle monitor. During the incident,
held a serrated bread knife to
throat and hit her with a metal baking sheet. The assault occurred in the presence of
other
who are all under the age of
also told
she would kill
and the other
was arrested and booked on multiple charges.
Comments Only
Freeze Scroll
Pursuit
Prev
Street
Caller
History
Add Case
Tow
Save
Cancel
Reopen
Add Cmt
Add FI
Run Card
Map
Print
Next

TUOLUMNE COUNTY SHERIFF [redacted]

CAD INCIDENT REPORT
1908110085

08/19/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
JUV - JUVENILE PROBLEM	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	N4			05030	TCA02	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Arrest Made			19002739

Vehicles	Associated Incidents

Incident Times

Received	15:54:27
Created	15:56:23
Dispatched	18:01:20
En Route	
On Scene	18:19:52
Closed	20:16:14
Rcvd-Closed	4:21:47

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	18:01:20		18:26:04	19:37:45	24:44	N/A	1:11:41	1:36:25
[redacted]	18:01:41		18:19:52	20:16:14	18:11	N/A	1:56:22	2:14:33
[redacted]	18:52:04		19:13:07	19:46:26	21:03	N/A	33:19	54:22

Incident Comments

Rpts her [redacted] [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming in her house" because she has [redacted].]

TIME	#	EVENT	BY
15:56:23	1	Incident initiated at [redacted]	[redacted]
16:15:16	2	p27 also received a call from rp, if deputies encounter juv, they can take [redacted] to juv hall	[redacted]
	3	on a vop and they will accept her. p27 advised rp to call LE if juv leaves the house to	
	4	report [redacted] as a runaway	
16:38:21	5	rp recalled advising that [redacted] threw a sweater in [redacted] face, is breaking the rps	[redacted]
	6	stuff, and threatening to hit the rp.	
17:40:07	7	Rp recalled and said that [redacted] has now assaulted [redacted] shattered glass and is out	[redacted]
	8	of control.	
17:42:21	9	rpts [redacted] is attacking [redacted] subject is breaking everything in [redacted] house	[redacted]
17:43:41	10	rp will be standing by outside in a [redacted] with [redacted]	[redacted]
17:51:35	11	per p27 [redacted] called her again stating that [redacted] was told [redacted] couldn't leave	[redacted]
17:52:38	12	advised [redacted] could leave and to let us know where [redacted] goes so we can make contact	[redacted]
	13	w/ her	
17:52:48	14	p27 will recall [redacted] and advise of above	[redacted]
18:01:20	15	[redacted] DISP [redacted]	[redacted]
18:01:41	16	[redacted] DISP. [redacted]	[redacted]
18:19:52	17	[redacted] 1097.	[redacted]
18:23:49	18	[redacted] 1015. X RAY	[redacted]
18:26:04	19	[redacted] 1097.	[redacted]
18:35:25	20	[redacted] Case number 19002739 assigned to 1908110085	[redacted]
18:47:50	21	[redacted] CODE4.	[redacted]
18:52:04	22	[redacted] DISP. [redacted]	[redacted]
19:13:07	23	[redacted] 1097.	[redacted]

CONTROLLED DOCUMENT DO NOT DUPLICATE

TIME	#	EVENT	BY
19:33:52	1	[redacted] 1049. JUSTICE CENTER W/JUV STARTING 58919.0	[redacted]
19:37:45	2	[redacted] 108.	
19:37:45	3	[redacted] 108.	
19:46:26	4	[redacted] 108.	
19:46:26	5	[redacted] 108.	
19:54:06	6	[redacted] 1097. JUVENILE CENTER 58930.5	
20:16:14	7	[redacted] 108. Disposition: AR	
20:16:14	8	[redacted] 108.	
20:16:14	9	[redacted] Closed - Disposition AR	
23:35:11	10	SUMMARY: [redacted] assaulted [redacted] mother, [redacted]	
	11	[redacted] after cutting off [redacted] ankle monitor. During the incident, [redacted] held a serrated	
	12	bread knife to [redacted] throat and hit [redacted] with a metal baking sheet. The assault occurred	
	13	in the presence of [redacted] other [redacted] who are all [redacted]. [redacted]	
	14	also told [redacted] [redacted] would kill [redacted] and the other [redacted]. [redacted] was arrested and	
	15	booked on multiple charges.	

Audit for Incident 1908110085

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Date	Time	By	Entry
08/11/2019	15:56:23	[redacted]	Rpts her [redacted] just cut off her ankle monitor.
08/11/2019	15:56:23	[redacted]	Orig Caller Name: [redacted]
08/11/2019	15:56:23	[redacted]	Orig Caller Adrs: [redacted]
08/11/2019	15:56:23	[redacted]	Orig Caller Phone [redacted]
08/11/2019	15:56:24	[redacted]	Viewed
08/11/2019	15:57:00	[redacted]	Description changed to: Rpts [redacted] is in an "aggressive state" and just cut off [redacted] ankle monitor.
08/11/2019	15:57:01	[redacted]	Viewed
08/11/2019	15:57:16	[redacted]	Description changed to: Rpts [redacted] is in an "aggressive state" and just cut off [redacted] ankle monitor. Juv is uninjured and is currently in [redacted] bedroom crying.
08/11/2019	15:57:17	[redacted]	Viewed
08/11/2019	15:58:01	[redacted]	Description changed to: Rpts her [redacted] is in an "aggressive state" and just cut off [redacted] ankle monitor. Juv is uninjured and is currently in [redacted] bedroom crying. [RP concerned
08/11/2019	15:58:06	[redacted]	Viewed
08/11/2019	15:58:31	[redacted]	Viewed
08/11/2019	15:58:34	V SERRANO	Viewed ✓
08/11/2019	15:58:55	[redacted]	Viewed
08/11/2019	15:59:33	V SERRANO	Viewed ✓
08/11/2019	16:02:53	V SERRANO	Viewed ✓
08/11/2019	16:06:56	[redacted]	Viewed ✓
08/11/2019	16:14:09	[redacted]	Viewed ✓
08/11/2019	16:16:40	[redacted]	Viewed ✓
08/11/2019	16:23:11	[redacted]	Viewed ✓
08/11/2019	16:32:22	[redacted]	Viewed by Mobile Unit
08/11/2019	16:32:22	[redacted]	Viewed by Mobile Unit
08/11/2019	16:37:17	[redacted]	Viewed
08/11/2019	16:37:31	[redacted]	Viewed
08/11/2019	16:40:08	[redacted]	Viewed
08/11/2019	16:42:54	[redacted]	Viewed
08/11/2019	17:06:10	[redacted]	Viewed by Mobile Unit
08/11/2019	17:06:10	[redacted]	Viewed by Mobile Unit
08/11/2019	17:08:38	V SERRANO	Viewed ✓
08/11/2019	17:18:03	[redacted]	ewed by Mobile Unit
08/11/2019	17:21:01	[redacted]	Viewed by Mobile Unit
08/11/2019	17:23:24	V SERRANO	Viewed ✓
08/11/2019	17:29:44	[redacted]	Viewed
08/11/2019	17:34:02	V SERRANO	Viewed ✓
08/11/2019	17:34:40	[redacted]	Viewed
08/11/2019	17:39:18	[redacted]	Viewed
08/11/2019	17:40:44	[redacted]	Viewed
08/11/2019	17:42:31	[redacted]	Viewed
08/11/2019	17:42:42	[redacted]	Viewed
08/11/2019	17:43:11	[redacted]	Viewed
08/11/2019	17:43:51	[redacted]	Viewed
08/11/2019	17:49:36	[redacted]	Viewed
08/11/2019	17:52:06	[redacted]	Viewed by Mobile Unit
08/11/2019	17:52:10	[redacted]	Viewed
08/11/2019	17:52:21	[redacted]	Viewed by Mobile Unit
08/11/2019	17:52:21	[redacted]	Viewed by Mobile Unit
08/11/2019	17:54:37	[redacted]	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	17:56:43	[redacted]	Viewed
08/11/2019	17:58:56	[redacted]	Viewed by Mobile Unit
08/11/2019	18:00:17	[redacted]	Viewed by Mobile Unit
08/11/2019	18:00:56	[redacted]	Viewed
08/11/2019	18:01:22	[redacted]	Viewed
08/11/2019	18:01:57	[redacted]	Viewed by Mobile Unit
08/11/2019	18:02:22	[redacted]	Viewed
08/11/2019	18:02:35	[redacted]	Viewed
08/11/2019	18:04:32	[redacted]	Viewed
08/11/2019	18:04:53	[redacted]	Viewed
08/11/2019	18:12:15	[redacted]	Viewed
08/11/2019	18:22:53	[redacted]	Viewed by Mobile Unit
08/11/2019	18:23:49	[redacted]	Viewed by Mobile Unit
08/11/2019	18:23:58	[redacted]	ewed
08/11/2019	18:24:03	[redacted]	Viewed by Mobile Unit
08/11/2019	18:46:47	[redacted]	Viewed
08/11/2019	18:49:46	[redacted]	Viewed
08/11/2019	18:50:32	[redacted]	Viewed
08/11/2019	18:51:34	[redacted]	Viewed by Mobile Unit
08/11/2019	18:52:01	[redacted]	Viewed
08/11/2019	18:52:20	[redacted]	Viewed
08/11/2019	18:53:29	[redacted]	Viewed
08/11/2019	18:53:42	[redacted]	Viewed
08/11/2019	18:56:26	[redacted]	ewed
08/11/2019	19:10:16	[redacted]	Viewed through RICO
08/11/2019	19:13:12	[redacted]	Viewed
08/11/2019	19:13:50	[redacted]	Viewed
08/11/2019	19:14:47	[redacted]	Viewed
08/11/2019	19:18:08	[redacted]	Viewed
08/11/2019	19:34:46	[redacted]	Viewed
08/11/2019	19:37:56	[redacted]	ewed
08/11/2019	19:38:14	[redacted]	Viewed
08/11/2019	19:40:38	[redacted]	Viewed
08/11/2019	19:48:55	[redacted]	Viewed
08/11/2019	20:04:02	[redacted]	Viewed
08/11/2019	22:03:38	[redacted]	Viewed
08/11/2019	22:48:30	[redacted]	Viewed
08/12/2019	04:04:13	[redacted]	Viewed
08/12/2019	08:57:32	[redacted]	Viewed
08/12/2019	09:12:44	[redacted]	Viewed
08/12/2019	10:11:32	[redacted]	Viewed
08/12/2019	12:23:11	[redacted]	Viewed
08/12/2019	12:26:07	[redacted]	[redacted]
08/12/2019	12:26:08	[redacted]	Viewed
08/12/2019	12:31:02	[redacted]	Viewed
08/12/2019	12:32:56	[redacted]	Viewed
08/12/2019	12:33:24	[redacted]	Viewed
08/12/2019	16:05:16	[redacted]	Viewed
08/12/2019	17:12:29	[redacted]	Viewed
08/13/2019	08:19:11	[redacted]	Incident printed
08/13/2019	09:55:55	[redacted]	Viewed
08/13/2019	10:00:46	[redacted]	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/13/2019	16:35:32	[redacted]	Viewed
08/13/2019	16:40:04	[redacted]	Viewed
08/14/2019	18:50:44	[redacted]	Viewed
08/14/2019	19:51:25	[redacted]	Viewed
08/14/2019	19:51:43	[redacted]	Incident printed
08/15/2019	12:24:33	[redacted]	Viewed
08/16/2019	08:33:19	[redacted]	Viewed
08/16/2019	08:38:37	[redacted]	Viewed
08/16/2019	08:47:57	[redacted]	Viewed
08/16/2019	08:48:48	[redacted]	Viewed
08/16/2019	08:50:05	[redacted]	Viewed
08/16/2019	08:50:20	[redacted]	Viewed
08/16/2019	09:45:59	[redacted]	Viewed
08/16/2019	09:55:19	[redacted]	Viewed
08/16/2019	10:16:19	[redacted]	Viewed
08/16/2019	10:25:19	[redacted]	Viewed
08/16/2019	10:29:10	[redacted]	Viewed
08/16/2019	10:34:26	[redacted]	Viewed
08/16/2019	10:40:58	[redacted]	Viewed
08/19/2019	13:48:38	[redacted]	Viewed
08/19/2019	16:11:31	D VASQUEZ	Viewed
08/19/2019	16:17:30	D VASQUEZ	Incident printed: Internal Affairs Investigation

SUMMARY

[redacted] slapped his wife, [redacted], multiple times throughout the day. [redacted] threw [redacted] cell phone in the toilet during an argument, violating a domestic violence "be good" order.

INVESTIGATION

On 8/11/19 at approx. 1318 hours, Cpl. [redacted] and I were dispatched to [redacted], in Columbia, for an anonymous report of a male and female in a verbal argument. The reporting party could hear screaming and possible slapping. I had been to this residence on 6/26/19 for a domestic violence call and arrested [redacted] for felony domestic violence (See case 19-2136).

Upon my arrival, I met with [redacted] at the front door of the residence. [redacted] invited Cpl. [redacted] and I into the residence. We explained our reason for coming to the residence and [redacted] told us their dog was currently dying and they were upset. [redacted] said nothing physical had taken place and his wife, [redacted] was currently in the bathroom. Cpl. [redacted] stood by with [redacted] while I contacted [redacted] in the bathroom.

When I located [redacted] she was wiping tears off of her face and still crying. I asked [redacted] what had happened and she replied, "Same as last time." I asked her to explain how it was the same and [redacted] explained [redacted] had been slapping her in the face throughout the day. I asked [redacted] what led up to this and she explained she had noticed "files" on the computer and questioned [redacted] about them. [redacted] became upset because she is "not allowed" to ask him questions about the computer. The two began arguing and [redacted] eventually began "slapping" [redacted] in the face as she sat in her chair in the living room "just like last time." I asked [redacted] if she recorded the incident on her cell phone like last time and [redacted] explained [redacted] broke her cell phone and threw it into the toilet. I asked [redacted] if she still had the phone and she walked into the bathroom and grabbed a black cell phone with a cracked screen which appeared to have water damage. I asked [redacted] to tell me in detail about what took place from beginning to end, but she refused. [redacted] was reluctant to talk to me and would only respond to my questions with the phrase "just like last time." I asked [redacted] how many times she had been "slapped" and [redacted] "estimates" at least "fifty times throughout the day."

[redacted] did not have any visible injuries to her face and she did not complain of pain. [redacted] said her face had been red prior to my arrival from being slapped and also from crying. I asked [redacted] if she had obtained a restraining order after the prior incident and [redacted] told me the court had issued a "be good" order the last time [redacted] was in court. [redacted] produced a copy of the order which I later confirmed with dispatch. The court order was domestic violence order.

I went back into the living room and spoke with [redacted] about what [redacted] had told me. [redacted] denied striking [redacted] at any point but did admit to throwing her cell phone into the toilet. I asked [redacted] why he threw the cell phone in the toilet and [redacted] explained the two were in an argument over emails on the cell phone which caused him to throw it into the toilet. I asked [redacted] if he felt like throwing Stephanie's cell phone into the toilet violated the terms of the "be good" order and [redacted] admitted it did.

I told [redacted] he was under arrest for domestic violence and violating the domestic violence "be good" order and placed him in properly fitting, double locked handcuffs. I transported [redacted] to the jail and booked him on the listed charges without incident. Cpl. [redacted] remained on scene and completed the required domestic violence paperwork (See Cpl. [redacted] supplemental report).

PHYSICAL CONDITION

Neither [redacted] nor [redacted] had any visible injuries or complaints of pain.

SUPPLEMENTAL REPORT

On 08/11/2019, at about 1330 hours, I arrived at [redacted] in Columbia to assist Deputy [redacted] with a possible domestic violence incident. I arrived on scene just before him and I did not hear a disturbance.

While I was opening the porch gate, [redacted] opened the front door and invited us into his house. I spoke with [redacted] in the family room while Deputy [redacted] spoke with [redacted] in another room.

[redacted] told me the following in summary:

He and [redacted] were arguing today regarding the health of their dog. He wants to "put the dog down" and [redacted] wants to continue with medical care. They did not get physical during their argument. He was not assaulted and he did not assault [redacted]

Dep [redacted] returned to the family room and arrested [redacted] I photographed [redacted] and offered her an EPO. She refused an EPO and refused to complete a VVC. I provided her with a DV letter and a Marsy's pamphlet.

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110060

8/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
415V - VERBAL DISPUTE	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	D1			02110	TCA01	W

Caller Name	Caller Address	Caller Phone
/ANON	Sonora	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Arrest Made			19002734

Vehicles	Associated Incidents

Incident Times

Received	12:53:55
Created	12:54:14
Dispatched	13:18:23
En Route	13:26:12
On Scene	13:30:34
Closed	14:08:46
Rcvd-Closed	1:14:51

Special Circumstances

Persons	Sex	DOB	Race	DL
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]
[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted] [redacted]	13:18:23		13:31:23	14:08:46	13:00	N/A	37:23	50:23
[redacted] [redacted]	13:26:10	13:26:12	13:30:34	13:51:15	04:24	04:22	20:41	25:05

Incident Comments

RP can hear a 415V, male v female, rp can hear screaming and poss slapping. [Ongoing domestic issues, drinking problems and poss weapons in the residence]

TIME	#	EVENT	BY
12:54:14	1	Incident initiated at [redacted], Columbia 2	[redacted]
12:57:07	2	[redacted] added to incident	
12:57:07	3	10-27: [redacted]	
12:57:07	4	Wanted Check: [redacted]	
12:57:07	5	Missing Persons Check: [redacted]	
12:57:07	6	APPS: [redacted]	
12:57:17	7	[redacted] added to incident	
12:57:17	8	10-27: [redacted]	
12:57:17	9	Wanted Check: [redacted]	
12:57:17	10	Missing Persons Check: [redacted]	
12:57:17	11	APPS: [redacted]	
13:18:23	12	D1 DISP. [redacted]	
13:26:10	13	D4 DISP. [redacted]	
13:26:12	14	D4 1049. [redacted]	
13:30:34	15	D4 1097.	
13:31:23	16	D1 1097.	
13:41:09	17	D1 1015. [redacted]	
13:41:17	18	D1 1015. [redacted]	
13:43:58	19	D1 1019. 10-15	
13:46:04	20	D1 Case number 19002734 assigned to 1908110060	
13:51:15	21	D4 108. X	
13:54:05	22	D1 JAIL. BOOKING 10-15	
14:08:46	23	D1 108.	
14:08:46	24	D1 Closed - Disposition AR	
17:22:08	25	Summary: [redacted] slapped his wife, [redacted], multiple	
	26	times throughout the day [redacted] threw [redacted] cell phone in the toilet during an	

Audit for Case 19002734

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	13:46:04	[redacted]	Case Created by dispatcher
08/11/2019	13:46:04		Offense #1 added: 415V
08/11/2019	13:58:58		Viewed
08/11/2019	14:04:02		[redacted] Added to case 19002734 as a SA
08/11/2019	14:04:39		Arrest Date added: 08/11/2019
08/11/2019	14:04:39		Arrest Time added: 1341
08/11/2019	14:04:39		Location of Arrest added: [redacted], COLUMBIA
08/11/2019	14:04:39		Arresting Officer #1 added: [redacted]
08/11/2019	14:04:39		Booked by added: [redacted]
08/11/2019	14:04:39		Action Taken added: BOOKING
08/11/2019	14:04:39		Offense Level added: Misdemeanor (ADULT AND JUVENILE)
08/11/2019	14:04:39		Arrest Disposition added: Misdemeanor Charge
08/11/2019	14:04:39		Charge #1 added: 243(E)(1) PC
08/11/2019	14:04:39		Charge #2 added: 273.6(A) PC
08/11/2019	14:04:39		Charge Description #1 added: Battery Spouse/Ex Spouse/Date/Etc
08/11/2019	14:04:39		[redacted] Charge Description #2 added: Vio Ord:prevnt Domes Viol
08/11/2019	14:04:39		Counts #1 added: 1
08/11/2019	14:04:39		Counts #2 added: 1
08/11/2019	14:04:39		Student Not Checked
08/11/2019	14:04:43		Case Type added: Misdemeanor
08/11/2019	14:04:43		Offense #1 Charge: 415V changed to 243(E)(1) PC
08/11/2019	14:04:43		Offense #2 Charge added: 273.6(A) PC
08/11/2019	14:04:43		Offense #1 Felony/Misd added: M
08/11/2019	14:04:43		Offense #2 Felony/Misd added: M
08/11/2019	14:04:43		Zip Code added: [redacted]
08/11/2019	14:04:43		Date Occurred 1 added: 08/11/2019
08/11/2019	14:04:43		Date Cleared added: 08/11/2019
08/11/2019	14:04:43		Status added: Refer to District Attorney
08/11/2019	14:04:43		Disposition added: Clred By Adult Arrest
08/11/2019	14:04:43		Place Code added: House,townhouses,duplexes,etc
08/11/2019	14:04:43		Solvability Factor added: Case Solved
08/11/2019	14:04:43		Solvability Factor added: Physical Evidence
08/11/2019	14:04:43		Solvability Factor added: Suspect Confession
08/11/2019	14:04:43		Solvability Factor added: Suspect(s) can be identified
08/11/2019	14:04:43		Solvability Factor added: Suspect(s) can be located
08/11/2019	14:04:43		Solvability Factor added: Suspect(s) can be named
08/11/2019	14:04:43		Special Circumstance added: *Domestic Violence*
08/11/2019	14:04:43		Beat added: 2
08/11/2019	14:04:43		Unknown Time checkbox: changed to checked
08/11/2019	14:04:43		Longitude: Longitude changed to [redacted]
08/11/2019	14:04:43		Latitude: Latitude changed to [redacted] JAIL
08/11/2019	15:58:31		Viewed
08/11/2019	15:58:47		Supplement 1 added for [redacted]
08/11/2019	15:58:47		Closed Narrative of [redacted] (0) characters
08/11/2019	16:07:35		Viewed
08/11/2019	16:07:50		[redacted] > Added to case 19002734 as a V
08/11/2019	16:08:16		[redacted] > Victim Offense #1 for case added: 243(E)(1) PC - Battery Spouse/Ex Spouse/Date/Etc

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/13/2019	12:53:00	[redacted]	Viewed Routing DA BY PDF
08/13/2019	12:53:01		Routed
08/13/2019	12:53:02		Viewed Routing Victim Witness by DA
08/13/2019	12:53:03		Routed
08/13/2019	12:55:26		Narrative text of [redacted] changed (3933) characters
08/13/2019	12:55:26		Closed Narrative of [redacted] (3933) characters
08/13/2019	12:55:31		Latitude: Latitude changed to [redacted]
08/13/2019	12:55:33		Case reviewed and locked by [redacted]
08/13/2019	12:55:38		Printed entire report plus arrests: DISTRICT ATTORNEY
08/13/2019	12:58:12		Attachment (121264) added: Printed Case Attachment: A1 TO DA BY PDF
08/13/2019	12:58:15		[redacted] Viewed
08/13/2019	12:58:53		[redacted] RAP TO DA BYPDF
08/13/2019	12:59:12		Records Reviewer added: [redacted]
08/13/2019	12:59:12		Records Review Date added: 08/13/2019
08/13/2019	12:59:12		Latitude: Latitude changed to [redacted]
08/15/2019	19:45:30		Viewed
08/15/2019	21:44:39		Viewed
08/17/2019	10:52:55		Viewed
08/18/2019	07:05:32		Viewed
08/18/2019	08:03:20		Viewed
08/18/2019	08:03:33		Viewed
08/18/2019	08:03:34		Viewed Supplement 1 (0 characters)
08/18/2019	08:06:34		Supplement 1 text of [redacted] changed (173) characters - Auto Save
08/18/2019	08:11:34		Supplement 1 text of [redacted] changed (445) characters - Auto Save
08/18/2019	08:16:34		Supplement 1 text of [redacted] changed (861) characters - Auto Save
08/18/2019	08:16:49		Viewed case photos
08/18/2019	08:21:34		Supplement 1 text of [redacted] changed (1004) characters - Auto Save
08/18/2019	08:21:58		Supplement 1 text of [redacted] changed (1005) characters - Auto Save
08/18/2019	08:22:03		Narrative by [redacted] spell checked
08/18/2019	08:22:06		Supplement of [redacted] - Completed: changed to checked
08/18/2019	08:22:06		Closed Supplement 1 of [redacted] (1005) characters
08/18/2019	08:22:09		Latitude: Latitude changed to [redacted]
08/18/2019	10:59:36		Viewed
08/18/2019	10:59:42		Viewed case photos
08/18/2019	10:59:49		Added case image #1
08/18/2019	10:59:50		Added case image #2
08/18/2019	10:59:50		Added case image #3
08/18/2019	13:46:11		Viewed
08/18/2019	13:46:17		Viewed Supplement 1 (1005 characters)
08/18/2019	13:46:22		Closed Supplement 1 of [redacted] (1005) characters
08/18/2019	13:46:31		Supplement #1 approved by [redacted]
08/23/2019	22:20:06	D VASQUEZ	Viewed
08/23/2019	22:22:11	D VASQUEZ	Viewed

TUOLUMNE COUNTY SHERIFF

CASE AUDIT ENTRY

08/23/2019

Date	08/11/2019
Time	14:04:43
Case #	19002734
Text	Latitude: Latitude changed [redacted]
Entered by	[redacted] [redacted]
Position	94 SO140159 JAIL

TUOLUMNE COUNTY SHERIFF

CASE AUDIT ENTRY

08/23/2019

Date	08/11/2019
Time	16:07:35
Case #	19002734
Text	Viewed
Entered by	[redacted] [redacted]
Position	21 Patrol Sgt [redacted]

Date	08/11/2019
Time	17:21:00
Case #	19002734
Text	Closed Narrative of [redacted] (3933) characters
Entered by	[redacted]
Position	21 Patrol Sgt [redacted]

TUOLUMNE COUNTY SHERIFF

INCIDENT HISTORY ENTRY

08/23/2019

Date	08/11/2019
Time	17:22:08
Incident #	1908110060
Text	Summary: [redacted] slapped his wife, [redacted], multiple times throughout the day. [redacted] threw [redacted] cell phone in the toilet during an argument, violating a domestic violence "be good" order. [redacted] wasplaced under arrest for PC 243(e)(1) and PC
Entered by	[redacted]
Position	21 Patrol Sgt [redacted]
Unit	
Officers	

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110068

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
459 - BURGLARY	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	3	[redacted]			10900	TCA05	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
459 auto			19002736

Vehicles	Associated Incidents

Incident Times

Received	13:32:45
Created	13:34:26
Dispatched	15:02:29
En Route	15:02:35
On Scene	15:17:06
Closed	16:22:39
Rcvd-Closed	2:49:54

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit	Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	[redacted]	15:02:29	15:02:35	15:17:06	16:22:39	14:37	14:31	1:05:33	1:20:10

Incident Comments

Rpts 459 to her veh which was parked in the parking lot of [redacted]

TIME	#	EVENT	BY
13:34:26	1	Incident initiated at [redacted]	[redacted]
15:02:29	2	[redacted] DISP. [redacted]	
15:02:35	3	[redacted] 1049. [redacted]	
15:17:06	4	[redacted] 1097. [redacted]	
15:58:10	5	[redacted] CODE4.	
16:07:47	6	[redacted] Case number 19002736 assigned to 1908110068	
16:19:46	7	[redacted] 10-29: [redacted]	
16:19:47	8	[redacted] DMV check [redacted]	
16:22:39	9	[redacted] 108.	
16:22:39	10	[redacted] Summary: Unknown suspect(s) gained access into the RP's truck by breaking	
	11	glass windows on the camper shell and rear passenger crew cab window. Occurred in	
	12	between the evening of 08/08 and this afternoon. $1200 worth of items stolen from the	
	13	vehicle.	
16:22:39	14	[redacted] Closed - Disposition BA	

Date	08/11/2019
Time	15:02:29
Incident #	1908110068
Text	[redacted]
Entered by	[redacted]
Position	999 Tuolumne County MCC/RSS
Unit	[redacted]
Officers	[redacted]

Date	08/11/2019
Time	15:58:10
Incident #	1908110068
Text	CODE4.

Entered by	[redacted] [redacted]
Position	53 Corporals [redacted]
Unit	[redacted]
Officers	[redacted] [redacted]

Date	08/11/2019
Time	16:22:39
Incident #	1908110068
Text	Closed - Disposition BA

Entered by	[redacted] [redacted]
Position	53 Corporals [redacted]
Unit	[redacted]
Officers	[redacted] [redacted]

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110069

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	SONORA

Incident Type	Call Taker	Dispatcher
911HU - 911 HANG UP	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	[redacted]			03010	TCA01	W

Caller Name	Caller Address	Caller Phone
	Sonora	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	13:47:59
Created	13:48:34
Dispatched	13:52:26
En Route	
On Scene	
Closed	13:52:29
Rcvd-Closed	04:30

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted] [redacted]	13:52:26			13:52:29	N/A	N/A	N/A	00:03

Incident Comments

911 hang up
//on call back spoke with [redacted] who said it was a mistake

Cellular E911 Call:
[redacted]
Service Class: WPH2

TIME	#	EVENT	BY
13:48:35	1	Incident initiated at [redacted]	[redacted]
13:52:26	2	[redacted] DISP. [redacted]	
13:52:29	3	[redacted] 108. Disposition: LN	
13:52:29	4	[redacted] 108.	
13:52:29	5	[redacted] Closed - Disposition LN	

TUOLUMNE COUNTY SHERIFF

INCIDENT HISTORY ENTRY

08/23/2019

Date	08/11/2019
Time	13:52:26
Incident #	1908110069
Text	DISP. [redacted]
Entered by	[redacted]
Position	999 Tuolumne County MCC/RSS
Unit	[redacted]
Officers	[redacted]

TUOLUMNE COUNTY SHERIFF

INCIDENT HISTORY ENTRY

08/23/2019

Date	08/11/2019
Time	13:52:29
Incident #	1908110069
Text	Closed - Disposition LN
Entered by	[redacted] [redacted]
Position	999 Tuolumne County MCC/RSS
Unit	[redacted]
Officers	[redacted] [redacted]

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110073

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
245 - ASSAULT WITH DEADLY WEAPON	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	[redacted]			06050	TCA03	W

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	14:21:50
Created	14:25:06
Dispatched	15:55:57
En Route	
On Scene	15:56:03
Closed	16:06:34
Rcvd-Closed	1:44:44

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times	Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	[redacted]	15:55:57		15:56:03	16:06:34	00:06	N/A	10:31	10:37

Incident Comments

Rpts a [redacted] tried to run her off the road for the second time. RP has talked to CHP in the past, but they stated that they can't do anything because it's private property. Assoc [redacted]
Cellular E911 Call:
Lat: [redacted]
Service Class: W911

TIME	#	EVENT	BY
14:25:06	1	Incident initiated at [redacted]	[redacted]
15:55:57	2	[redacted] DISP. [redacted]	
15:56:03	3	[redacted] 1097. 10-21 PATROL	
15:58:09	4	[redacted] 10-27 [redacted]	
15:58:09	5	[redacted] Wanted Check: [redacted]	
15:58:09	6	[redacted] Missing Persons Check: [redacted]	
15:58:09	7	[redacted] APPS: [redacted]	
16:05:19	8	[redacted] CODE4.	
16:06:34	9	[redacted] 108.	
16:06:34	10	[redacted] Closed - Disposition LN	
17:23:26	11	Summary: Spoke to RP regarding a reckless driver in her neighborhood. RP has been	
	12	"run off the road" by [redacted] twice and RP does not believe she should have a	
	13	license. RP was advised to contact TCSO or CHP when an incident occurs. NFA	

After viewing [redacted]

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110074

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	SONORA

Incident Type	Call Taker	Dispatcher
CIVIL - ANY CIVIL PROBLEM	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	3	[redacted]			04070	TCA07	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	14:23:11
Created	14:25:07
Dispatched	16:59:42
En Route	
On Scene	16:59:49
Closed	17:26:15
Rcvd-Closed	3:03:04

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times	Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]1	[redacted]	16:59:42		16:59:49	17:26:15	00:07	N/A	26:26	26:33

Incident Comments

rp asked [redacted] to take care of her 5 cats and he lost 2 and will not give back the other 3

TIME	#	EVENT	BY
14:25:07	1	Incident initiated at [redacted]	[redacted]
16:59:42	2	[redacted] DISP. [redacted]	
16:59:49	3	[redacted] 1097. 10-21 PATROL	
17:09:10	4	[redacted] 10-27: [redacted]	
17:09:10	5	[redacted] Wanted Check: [redacted]	
17:09:10	6	[redacted] Missing Persons Check: [redacted]	
17:09:10	7	[redacted] APPS: [redacted]	
17:25:51	8	Summary: Spoke to RP who explained [redacted] was watching her cats over a two	
	9	week period while she was in the process of moving. [redacted] now refuses to give the	
	10	cats back and claims the RP does not have adequate living conditions for the cats. I	
	11	attempted to contact [redacted] via telephone but he did not answer. RP advised she	
	12	planned to go to [redacted] house tomorrow to contact him in person to get her cats	
	13	back. RP advised she would call TCSO if [redacted] refused to give cats back and TCSO	
	14	was needed to respon to help resolve the issue and asses the situation. NFA at this	
	15	time.	
17:26:15	16	[redacted] 108.	
17:26:16	17	[redacted] Closed - Disposition LN	

* 26 mins

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110081

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
AMB - AMBULANCE CALL	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	1	[redacted]			03170	TCA02	W

Caller Name	Caller Address	Caller Phone
	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Report Taken, Medical Call			19002740

Vehicles	Associated Incidents

Incident Times

Received	15:31:15
Created	15:31:52
Dispatched	15:40:12
En Route	
On Scene	15:41:07
Closed	19:03:25
Rcvd-Closed	3:32:10

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	15:34:20	15:34:20	15:41:07	16:50:17	06:47	06:47	1:09:10	1:15:57
[redacted]	15:40:12		15:49:24	19:03:25	09:12	N/A	3:14:01	3:23:13

Incident Comments

[redacted]

CONTROLLED DOCUMENT DO NOT DUPLICATE

TIME	#	EVENT	BY
15:31:52	1	Incident initiated at [redacted]	[redacted]
15:32:54	2	cal fire advised	
15:34:06	3	med 11 paged	
15:34:09	4	ProQA - Urgent: rp not on scene	
15:34:20	5	[redacted] 1049. [redacted]	
15:34:53	6	ProQA - Urgent: rp not on scene	
15:35:52	7	[redacted]	
15:37:59	8	[redacted]	
	9	[redacted]	
15:38:10	10	s4 advised	
15:40:12	11	[redacted] DISP. [redacted]	
15:41:07	12	MED11 1097.	
15:49:24	13	[redacted] 1097.	
15:49:55	14	still some substance on scene cal fire standing by with it	
15:52:07	15	contact calaveras for one of their bomb guys to respond	
15:53:56	16	calaveras county notified, will have someone from bomb squad call in w/ eta	
15:55:24	17	[redacted] 1049. AHS	
15:58:29	18	[redacted] standing by at the residence	
16:07:05	19	[redacted] 1097.	
16:11:39	20	per calaveras they have left message for primary bomb person, and contacted	
	21	secondary, he as briefing at 1630 at ironstone and when he is done will respond if the	
	22	#1 has not called	
16:50:17	23	[redacted] 108. . Disposition MC	
17:05:09	24	Calveras Sgt enrt from Murphys	
17:55:05	25	[redacted] calaveras bomb squad is 97	
17:55:09	26	[redacted] CODE4.	
18:01:19	27	per [redacted] start cdf and emt, will be detonating in the back yard	
18:02:15	28	cal fire advised	
18:26:16	29	[redacted] cal fire is on scene	
18:48:13	30	[redacted] they will be detonating the caps in about 30 seconds	
18:54:59	31	[redacted] Case number 19002740 assigned to 1908110081	
19:03:25	32	[redacted] 108.	
19:03:25	33	[redacted] Closed - Disposition RT	

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110083

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	SONORA

Incident Type	Call Taker	Dispatcher
459 - BURGLARY	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	3	[redacted]			05050	TCA02	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	15:36:16
Created	15:38:05
Dispatched	16:24:15
En Route	16:57:04
On Scene	17:18:21
Closed	17:42:57
Rcvd-Closed	2:06:41

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted] [redacted]	16:24:15	16:57:04	17:18:21	17:42:57	54:06	21:17	24:36	1:18:42

Incident Comments

[RP is caretaker of property, owner passed away in Feb] Rpts her neighbors house was broken into, front door glass broken.

TIME	#	EVENT	BY
15:38:05	1	Incident initiated at [redacted]	[redacted]
16:24:15	2	[redacted] DISP. [redacted]	
16:57:04	3	[redacted] 1049.	
17:18:21	4	[redacted] 1097. [redacted]	
17:24:31	5	[redacted] clearing the house	
17:35:50	6	[redacted] CODE4.	
17:42:57	7	[redacted] 108. Disposition: LN	
17:42:57	8	[redacted] Summary: Broken small window could have been used to unlock the front door.	
	9	Interior was not ransacked. Did not appear as though anything is missing.	
17:42:57	10	[redacted] Closed - Disposition LN	

TUOLUMNE COUNTY SHERIFF

INCIDENT HISTORY ENTRY

08/23/2019

Date	08/11/2019
Time	16:24:15
Incident #	1908110083
Text	DISP. [redacted]
Entered by	[redacted]
Position	53 Corporals [redacted]
Unit	[redacted]
Officers	[redacted]

Date	08/11/2019
Time	16:57:04
Incident #	1908110083
Text	1049.

Entered by	[redacted] [redacted]
Position	53 Corporals [redacted]
Unit	[redacted]
Officers	[redacted] [redacted]

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	15:38:05	[redacted]	[RP is caretaker of property, owner has passed away] Rpts her neighbors house was broken into, front door glass broken.
08/11/2019	15:38:05	[redacted]	Orig Caller Name: [redacted]
08/11/2019	15:38:05		Orig Caller Adrs: [redacted]
08/11/2019	15:38:05		Orig Caller Phone [redacted]
08/11/2019	15:38:06		Viewed
08/11/2019	15:39:06		Viewed
08/11/2019	15:39:27		Description changed to: [RP is caretaker of property, owner passed away in Feb] Rpts her neighbors house was broken into, front door glass broken.
08/11/2019	15:39:29	[redacted]	Viewed
08/11/2019	15:39:48		Viewed
08/11/2019	15:58:58	V SERRANO	Viewed
08/11/2019	15:59:13	V SERRANO	Viewed
08/11/2019	16:06:51	[redacted]	Viewed
08/11/2019	16:17:34		Viewed
08/11/2019	16:24:04		Viewed
08/11/2019	16:24:15		Status: P changed to A
08/11/2019	16:24:15		Primary Unit added: [redacted]
08/11/2019	16:42:54		Viewed
08/11/2019	16:57:04		Viewed
08/11/2019	17:09:15		Viewed by Mobile Unit
08/11/2019	17:14:11	[redacted]	Viewed by Mobile Unit
08/11/2019	17:18:25		Viewed by Mobile Unit
08/11/2019	17:24:19		Viewed
08/11/2019	17:24:48	[redacted]	ewed by Mobile Unit
08/11/2019	19:15:00	[redacted]	Viewed
08/12/2019	04:03:49		Viewed
08/12/2019	09:12:32		Viewed
08/12/2019	10:10:30		Viewed
08/12/2019	12:32:53	[redacted]	Viewed
08/12/2019	12:33:24		Viewed
08/12/2019	12:33:29		Viewed
08/12/2019	16:05:17		Viewed
08/13/2019	16:35:37	[redacted]	Viewed
08/13/2019	16:39:57		Viewed
08/16/2019	08:47:59		Viewed
08/16/2019	08:48:21		Viewed
08/16/2019	09:45:07		Viewed
08/16/2019	09:45:49		Viewed
08/16/2019	10:16:30		Viewed
08/16/2019	10:29:13		Viewed
08/17/2019	17:39:12		Viewed
08/21/2019	16:53:31	D VASQUEZ	Viewed
08/23/2019	21:57:43	D VASQUEZ	Viewed
08/23/2019	22:00:00	D VASQUEZ	Incident printed: Report
08/23/2019	22:00:41	D VASQUEZ	Viewed
09/12/2019	15:15:50	[redacted]	
09/12/2019	15:17:39		
09/13/2019	16:09:34		
09/13/2019	16:10:20		
09/17/2019	12:44:35		Viewed
10/01/2019	19:05:16	D VASQUEZ	Viewed

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110092

08/24/2019

Location	Cross Streets	City
[redacted]		[redacted]

Incident Type	Call Taker	Dispatcher
415 - FIGHT OR DISTURBANCE	[redacted]	

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	3						W

Caller Name	Caller Address	Caller Phone
	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	17:06:02
Created	17:06:40
Dispatched	
En Route	
On Scene	
Closed	18:51:37
Rcvd-Closed	1:45:35

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear

Incident Comments

[redacted] on the line upset,said she is in [redacted] but could not state where in [redacted].... said her boyfriend took her keys and is walking down the road, he said he did not have them and now she is stuck on this mountain,.....then hung up the phone
//unable to reach on call back, vm not set up

TIME	#	EVENT	BY
17:06:40	1	Incident initiated at [redacted]	[redacted]
17:06:40	2	Unverified location: [redacted]	
17:23:29	3	attempted 10-21 again, no answer	
18:36:09	4	no answer again	
18:51:16	5	close pending contact per s4	
18:51:37	6	Closed - Disposition LN	

CONTROLLED DOCUMENT DO NOT DUPLICATE

Audit for Incident 1908110092

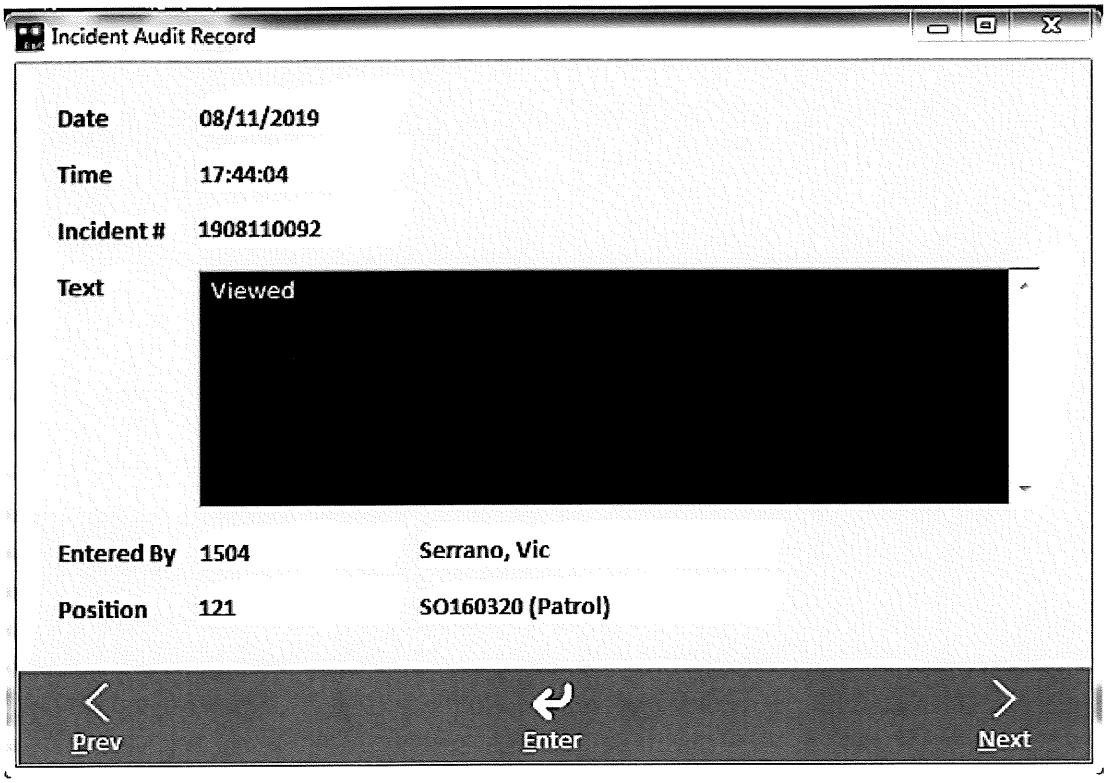
10/30/2019

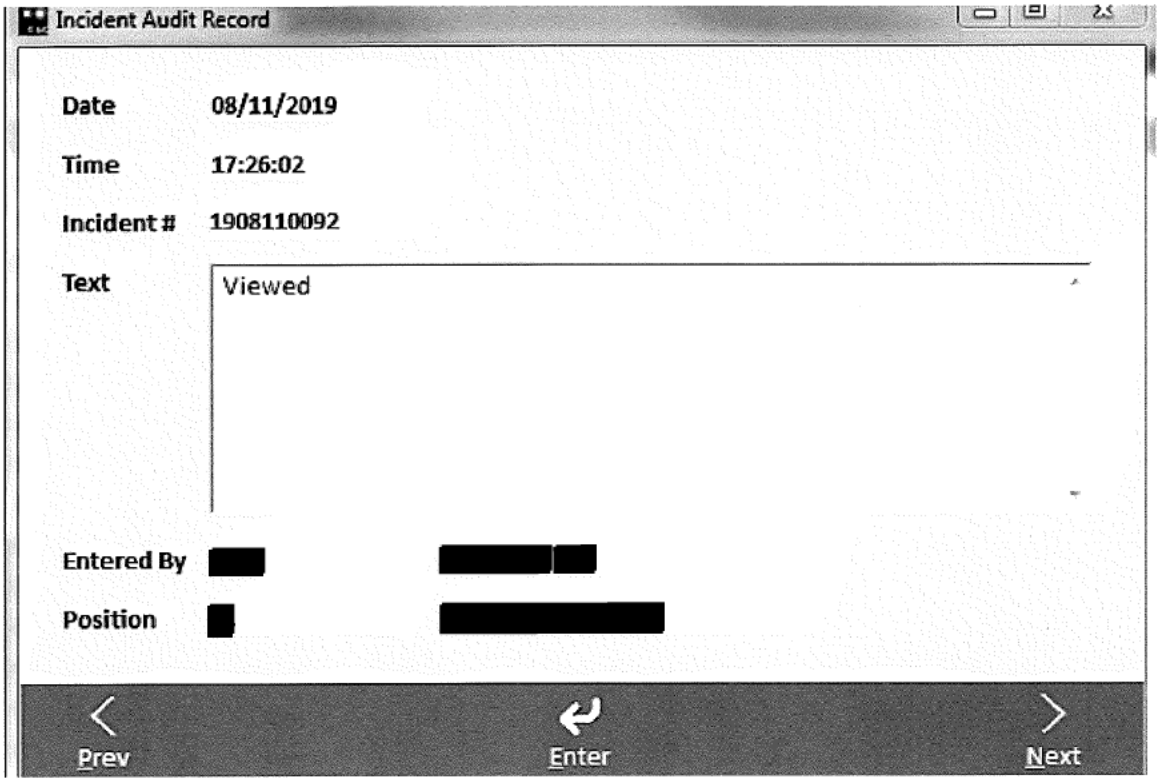
CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	17:06:40	[redacted]	Cellular E911 Call: [redacted]
08/11/2019	17:06:40	[redacted]	Orig Caller Phone: [redacted]
08/11/2019	17:06:42	[redacted]	Viewed
08/11/2019	17:06:46	[redacted]	Priority: 1 changed to 3
08/11/2019	17:07:12		Incident Lat/Lon updated from Locations Table
08/11/2019	17:07:17	[redacted]	Viewed by Mobile Unit
08/11/2019	17:07:17	[redacted]	Viewed by Mobile Unit
08/11/2019	17:07:17	[redacted]	Viewed
08/11/2019	17:07:59	[redacted]	Viewed by Mobile Unit
08/11/2019	17:07:59	[redacted]	Viewed by Mobile Unit
08/11/2019	17:08:34	V SERRANO	Viewed
08/11/2019	17:08:37	[redacted]	Description changed to: [redacted] on the line upset, said [redacted] took her keys and is walking down the road, he said he did not have them and now she is stuck on this mountain...she could not advi
08/11/2019	17:08:40	[redacted]	Viewed
08/11/2019	17:08:44	[redacted]	Viewed by Mobile Unit
08/11/2019	17:08:44	[redacted]	Viewed by Mobile Unit
08/11/2019	17:09:13	V SERRANO	Viewed
08/11/2019	17:10:40	[redacted]	Viewed
08/11/2019	17:10:48	[redacted]	Description changed to: female on the line upset,said she is in pinecrest but could not state where in pinecrest.... said her boyfriend took her keys and is walking down the road, he said he did not h
08/11/2019	17:11:48	[redacted]	Viewed by Mobile Unit
08/11/2019	17:11:48	[redacted]	Viewed by Mobile Unit
08/11/2019	17:12:55	V SERRANO	Viewed
08/11/2019	17:15:47	[redacted]	Viewed
08/11/2019	17:17:34	[redacted]	[redacted]ewed by Mobile Unit
08/11/2019	17:20:57	[redacted]	Viewed by Mobile Unit
08/11/2019	17:20:57	[redacted]	Viewed by Mobile Unit
08/11/2019	17:22:39	[redacted]	Viewed
08/11/2019	17:25:56	[redacted]	Viewed
08/11/2019	17:26:02	[redacted]	Viewed
08/11/2019	17:29:24	[redacted]	Viewed
08/11/2019	17:30:40	[redacted]	Viewed
08/11/2019	17:30:45	[redacted]	Viewed
08/11/2019	17:34:49	V SERRANO	Viewed
08/11/2019	17:34:56	[redacted]	Viewed
08/11/2019	17:44:04	V SERRANO	Viewed
08/11/2019	17:51:29	[redacted]	Viewed by Mobile Unit
08/11/2019	17:54:44	[redacted]	Viewed by Mobile Unit
08/11/2019	18:03:20	[redacted]	Viewed by Mobile Unit
08/11/2019	18:07:54	[redacted]	Viewed
08/11/2019	18:12:04	[redacted]	Viewed by Mobile Unit
08/11/2019	18:12:05	[redacted]	Viewed by Mobile Unit
08/11/2019	18:19:06	[redacted]	
08/11/2019	18:23:35	[redacted]	Viewed by Mobile Unit
08/11/2019	18:23:35	[redacted]	Viewed by Mobile Unit
08/11/2019	18:32:42	[redacted]	
08/11/2019	18:35:01	[redacted]	Viewed
08/11/2019	18:35:21	[redacted]	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	18:38:18	[redacted]	Viewed
08/11/2019	18:46:19	[redacted]	ewed
08/11/2019	18:50:52	[redacted]	Viewed
08/11/2019	18:50:59	[redacted]	Viewed
08/11/2019	19:14:32	[redacted]	Viewed
08/12/2019	04:06:18	[redacted]	Viewed
08/12/2019	09:13:26	[redacted]	Viewed
08/12/2019	10:13:43	[redacted]	Viewed
08/12/2019	12:22:36	[redacted]	Viewed
08/12/2019	12:31:00	[redacted]	Viewed
08/12/2019	12:33:05	[redacted]	Viewed
08/12/2019	12:33:22	[redacted]	Viewed
08/12/2019	16:05:15	[redacted]	Viewed
08/13/2019	16:35:17	[redacted]	Viewed
08/13/2019	16:40:26	[redacted]	Viewed
08/16/2019	08:45:55	[redacted]	Viewed
08/16/2019	10:15:51	[redacted]	Viewed
08/16/2019	10:27:34	[redacted]	Viewed
08/16/2019	10:29:02	[redacted]	Viewed
08/16/2019	10:37:37	[redacted]	Viewed
08/16/2019	11:08:58	[redacted]	Viewed
08/19/2019	13:48:35	[redacted]	Viewed
08/24/2019	02:07:17	D VASQUEZ	Viewed
08/24/2019	02:08:48	D VASQUEZ	Incident printed: report
09/13/2019	16:32:52	[redacted]	
09/13/2019	16:37:02	[redacted]	
09/17/2019	12:45:04	[redacted]	
10/30/2019	19:49:33	D VASQUEZ	Viewed


Incident Audit Record
Date 08/11/2019
Time 17:44:04
Incident # 1908110092
Text Viewed
[redacted]
Entered By 1504 Serrano, Vic
Position 121 SO160320 (Patrol)
Prev
Enter
Next


Incident Audit Record
Date
08/11/2019
Time
17:26:02
Incident #
1908110092
Text
Viewed
Entered By
[redacted]
Position
[redacted]
Prev
Enter
Next

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110097

10/31/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
OPEN - OPEN DOOR/WINDOW/GATE	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	[redacted]			05140	TCA02	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]		[redacted]

Dispositions	Weapon	Alm Level	Case Number
Log Note			

Vehicles	Associated Incidents

Incident Times

Received	17:36:53
Created	17:38:16
Dispatched	17:43:15
En Route	
On Scene	17:58:27
Closed	19:08:45
Rcvd-Closed	1:31:52

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit	Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	[redacted]	17:43:15		17:58:27	18:11:40	15:12	N/A	13:13	28:25
[redacted]	[redacted]	18:34:54		18:58:18	19:08:45	23:24	N/A	10:27	33:51

Incident Comments

Rp went by to check his dads residence and found the door open. [RP doesn't feel comfortable going in to check things out because there are [redacted] in the residence. RP standing by in a [redacted] at the top of [redacted]

TIME	#	EVENT	BY
17:38:17	1	Incident initiated at [redacted]	[redacted]
17:43:15	2	[redacted] DISP. [redacted]	
17:58:27	3	[redacted] 1097. [redacted]	
18:11:40	4	[redacted] 108. Freed	
18:11:40	5	[redacted] Incident returned to pending status	
18:34:54	6	[redacted] DISP. [redacted]	
18:58:18	7	[redacted] 1097.	
19:03:10	8	[redacted] CODE4.	
19:08:45	9	[redacted] 108.	
19:08:45	10	[redacted] Closed - Disposition LN	

VIEWED 1746 HRS

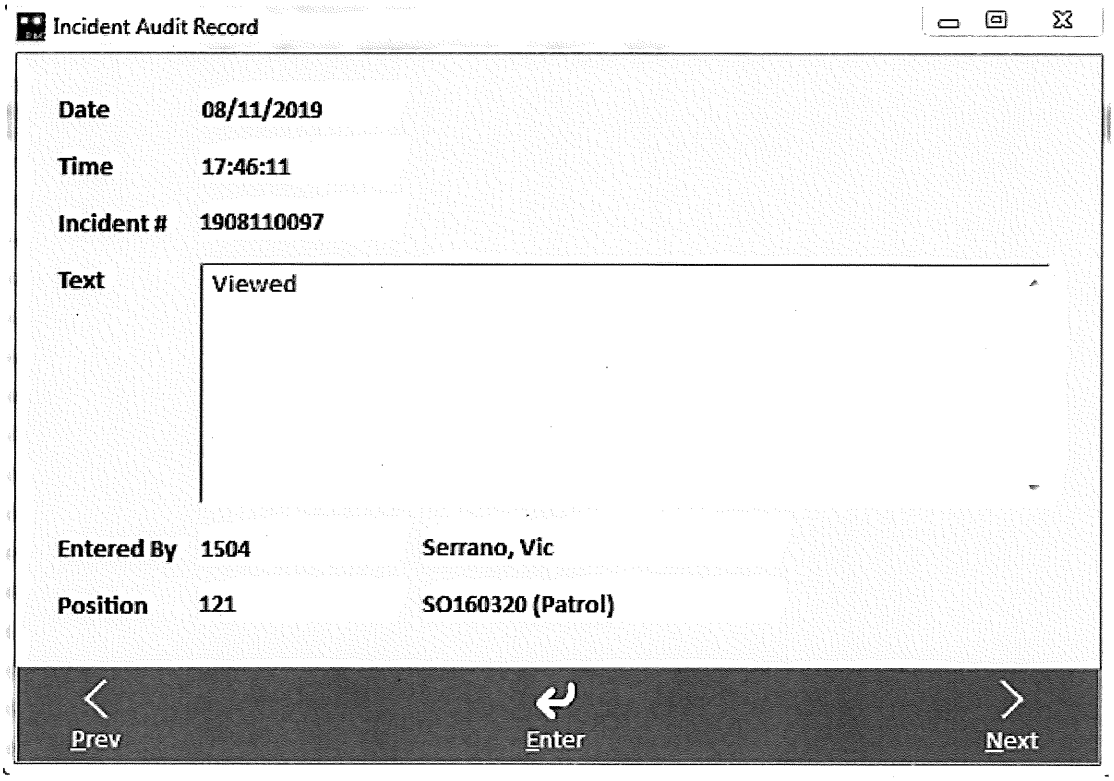
Audit for Incident 1908110097

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	17:38:17	[redacted]	Orig Caller Phone: [redacted]
08/11/2019	17:38:18	[redacted]	Viewed
08/11/2019	17:38:56	[redacted]	Original Comment: Rp went by to check his dads residence and found the door open. RP doesn't feel comfortable going in to check things out.
08/11/2019	17:38:58	[redacted]	Viewed
08/11/2019	17:39:18	[redacted]	Viewed by Mobile Unit
08/11/2019	17:39:18	[redacted]	Viewed by Mobile Unit
08/11/2019	17:39:25	[redacted]	ewed by Mobile Unit
08/11/2019	17:39:37	[redacted]	Viewed by Mobile Unit
08/11/2019	17:39:37	[redacted]	CName added: [redacted]
08/11/2019	17:39:37	[redacted]	Description changed to: Rp went by to check his dads residence and found the door open. RP doesn't feel comfortable going in to check things out. RP standing by [redacted] at the top of
08/11/2019	17:39:38	[redacted]	Viewed
08/11/2019	17:40:10	[redacted]	Viewed
08/11/2019	17:40:44	[redacted]	Viewed
08/11/2019	17:41:37	[redacted]	Description changed to: Rp went by to check his dads residence and found the door open. RP doesn't feel comfortable going in to check things out because there are [redacted] in the res
08/11/2019	17:41:38	[redacted]	Viewed
08/11/2019	17:42:18	[redacted]	Viewed
08/11/2019	17:43:01	[redacted]	Viewed by Mobile Unit
08/11/2019	17:43:15		Incident Lat/Lon updated from Locations Table
08/11/2019	17:43:15	[redacted]	Viewed by Mobile Unit
08/11/2019	17:46:11	V SERRANO	Viewed
08/11/2019	17:51:08	[redacted]	Viewed
08/11/2019	17:57:29	[redacted]	Viewed by Mobile Unit
08/11/2019	17:58:27		Incident Lat/Lon updated from Locations Table
08/11/2019	17:58:27	[redacted]	Viewed by Mobile Unit
08/11/2019	18:11:19	[redacted]	Viewed
08/11/2019	18:11:20	[redacted]	Viewed
08/11/2019	18:11:22	[redacted]	Viewed
08/11/2019	18:11:34	[redacted]	Viewed by Mobile Unit
08/11/2019	18:11:34	[redacted]	Viewed
08/11/2019	18:11:40	[redacted]	Viewed
08/11/2019	18:12:18	[redacted]	Viewed by Mobile Unit
08/11/2019	18:12:18	[redacted]	Viewed by Mobile Unit
08/11/2019	18:18:32	[redacted]	Viewed by Mobile Unit
08/11/2019	18:24:15	[redacted]	Viewed
08/11/2019	18:29:13	[redacted]	ewed
08/11/2019	18:31:57	[redacted]	Viewed
08/11/2019	18:32:18	[redacted]	Viewed
08/11/2019	18:33:09	[redacted]	Viewed
08/11/2019	18:34:19	[redacted]	Viewed
08/11/2019	18:34:43	[redacted]	Viewed
08/11/2019	18:35:44	[redacted]	Viewed
08/11/2019	18:45:05	[redacted]	Viewed by Mobile Unit
08/11/2019	18:45:31	[redacted]	Viewed
08/11/2019	18:45:47	[redacted]	Viewed by Mobile Unit
08/11/2019	18:48:34	[redacted]	Viewed
08/11/2019	18:49:42	[redacted]	Viewed
08/11/2019	18:53:17	[redacted]	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	18:53:34	[redacted]	Viewed
08/11/2019	19:14:09	[redacted]	Viewed
08/11/2019	19:14:22	[redacted]	Viewed
08/12/2019	04:07:28	[redacted]	Viewed
08/12/2019	09:13:47	[redacted]	Viewed
08/12/2019	10:14:00	[redacted]	Viewed
08/12/2019	10:14:14	[redacted]	Viewed
08/12/2019	10:14:58	[redacted]	Description changed to: Rp went by to check his dads residence and found the door open. [RP doesn't feel comfortable going in to check things out because there are [redacted]s in the resi
08/12/2019	12:22:19	[redacted]	Viewed
08/12/2019	12:22:23	[redacted]	Viewed
08/12/2019	12:30:59	[redacted]	Viewed
08/12/2019	12:33:14	[redacted]	Viewed
08/12/2019	12:33:21	[redacted]	Viewed
08/12/2019	16:05:13	[redacted]	Viewed
08/13/2019	16:35:10	[redacted]	Viewed
08/13/2019	16:41:06	[redacted]	Viewed
08/14/2019	09:37:45	[redacted]	
08/14/2019	09:40:19	[redacted]	
08/16/2019	10:37:54	[redacted]	Viewed
08/16/2019	11:09:00	[redacted]	Viewed
08/19/2019	13:48:32	[redacted]	Viewed
09/05/2019	08:55:24	[redacted]	iewed
09/13/2019	16:32:58	[redacted]	iewed
09/13/2019	16:37:00	[redacted]	iewed
10/01/2019	19:04:52	D VASQUEZ	Viewed
10/31/2019	00:57:05	D VASQUEZ	Viewed


Incident Audit Record
Date 08/11/2019
Time 17:46:11
Incident # 1908110097
Text Viewed
Entered By 1504 Serrano, Vic
Position 121 SO160320 (Patrol)
Prev
Enter
Next

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110098

08/23/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
20747 [redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
SUSC - SUSPICIOUS CIRC	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	[redacted]			03090	TCA07	9-1-1 CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Arrest Made			19002738

Vehicles	Associated Incidents

Incident Times

Received	17:41:24
Created	17:42:21
Dispatched	17:46:52
En Route	
On Scene	17:50:49
Closed	18:43:04
Rcvd-Closed	1:01:40

Special Circumstances

Persons	Sex	DOB	Race	DL
[redacted]				

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
[redacted]	17:46:52		17:57:10	18:43:04	10:18	N/A	45:54	56:12
[redacted]	17:47:02		17:50:49	18:16:44	03:47	N/A	25:55	29:42
[redacted]	17:49:51		17:53:50	18:13:34	03:59	N/A	19:44	23:43
[redacted]	18:11:43		18:11:43	18:17:59	N/A	N/A	06:16	06:16

Incident Comments

Rp thinks that the 2nd house north of his on the opposite side of the road is possibly being 459'd. Rp can see a [redacted] and [redacted] going through items. [Rp says that they live at [redacted] and have a drug problem. Assoc veh reddish orange Ford Explorer with gray fender wheel trim.]
Service Class: VOIP

TIME	#	EVENT	BY
17:42:21	1	Incident initiated at [redacted]	[redacted]
17:46:52	2	[redacted] DISP. [redacted]	
17:47:02	3	[redacted] DISP. [redacted]	
17:47:16	4	[redacted] going in on foot, at the gate of [redacted]	
17:49:51	5	[redacted] DISP. [redacted]	
17:50:49	6	[redacted] 1097.	
17:50:56	7	out with them	
17:51:47	8	[redacted] added to incident	
17:51:47	9	[redacted] 10-27 [redacted]	
17:51:47	10	[redacted] Wanted Check: [redacted]	
17:51:47	11	[redacted] Missing Persons Check: [redacted]	
17:51:47	12	[redacted] APPS: [redacted]	
17:51:56	13	[redacted] 10-29: [redacted]	
17:51:56	14	[redacted] DMV check: [redacted]	
17:53:06	15	[redacted] 10-29: [redacted]	
17:53:06	16	[redacted] DMV [redacted]	
17:53:46	17	[redacted] added to incident	
17:53:46	18	[redacted] 10-27: [redacted]	
17:53:46	19	[redacted] Wanted Check: [redacted]	
17:53:46	20	[redacted] Missing Persons Check: [redacted]	
17:53:46	21	[redacted] APPS: [redacted]	

(H) VIEWED @ [redacted] HRS
1744

CONTROLLED DOCUMENT DO NOT DUPLICATE

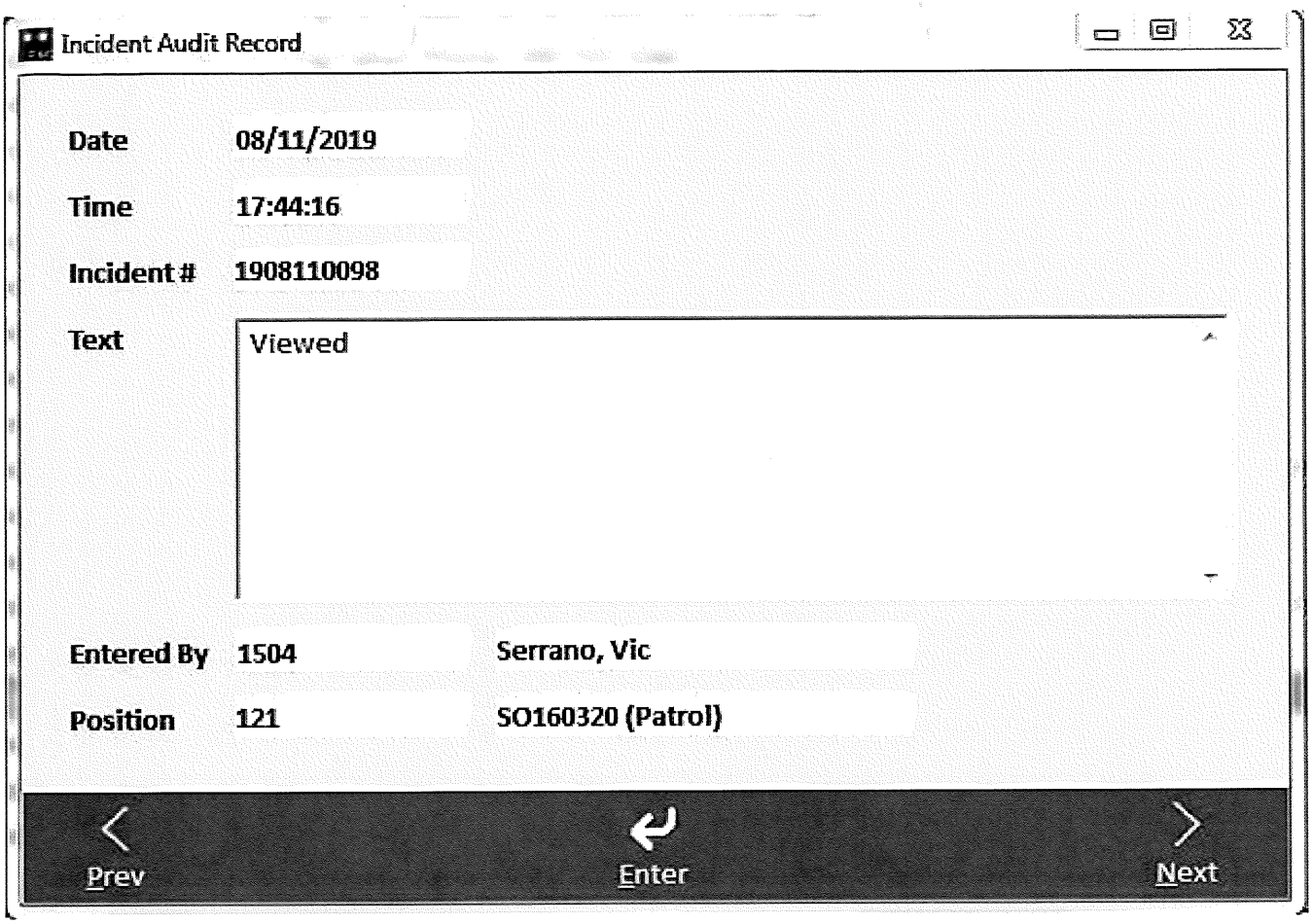
TIME	#	EVENT	BY
17:53:50	1	[redacted] 1097.	[redacted]
17:57:06	2	[redacted] 1015.	
17:57:10	3	[redacted] 1097.	
18:04:24	4	contact the owner of [redacted] and see if these subjects have permission to	
	5	be here	
18:04:58	6	10-21 placed to [redacted] msg left	
18:11:43	7	[redacted] DISP. [redacted]	
18:11:43	8	[redacted] 1097.	
18:11:47	9	[redacted] 1019. 10-15	
18:13:34	10	[redacted] 108.	
18:13:34	11	[redacted] 108.	
18:16:44	12	[redacted] 108.	
18:16:44	13	[redacted] 108.	
18:17:59	14	[redacted] 108. Freed	
18:20:36	15	[redacted] JAIL. BOOKING	
18:26:20	16	[redacted] recalled advising she called a number for yard cleanup [redacted], rp	
	17	wasn't sure of subjects names, so poss have reason to be there but unsure.	
18:26:26	18	[redacted] Case number [redacted] assigned to [redacted]	
18:27:06	19	[redacted] requesting a 10-21 at [redacted]	
18:43:04	20	[redacted] 108.	
18:43:04	21	[redacted] Closed - Disposition AR	
18:49:38	22	Location changed from [redacted]	
18:49:38	23	to [redacted]	
19:41:59	24	Spoke with the homeowner [redacted] who confirmed she contacted [redacted]	
	25	[redacted] to come by her property to provide her with a quote for some landscaping work.	

CONTROLLED DOCUMENT DO NOT DUPLICATE

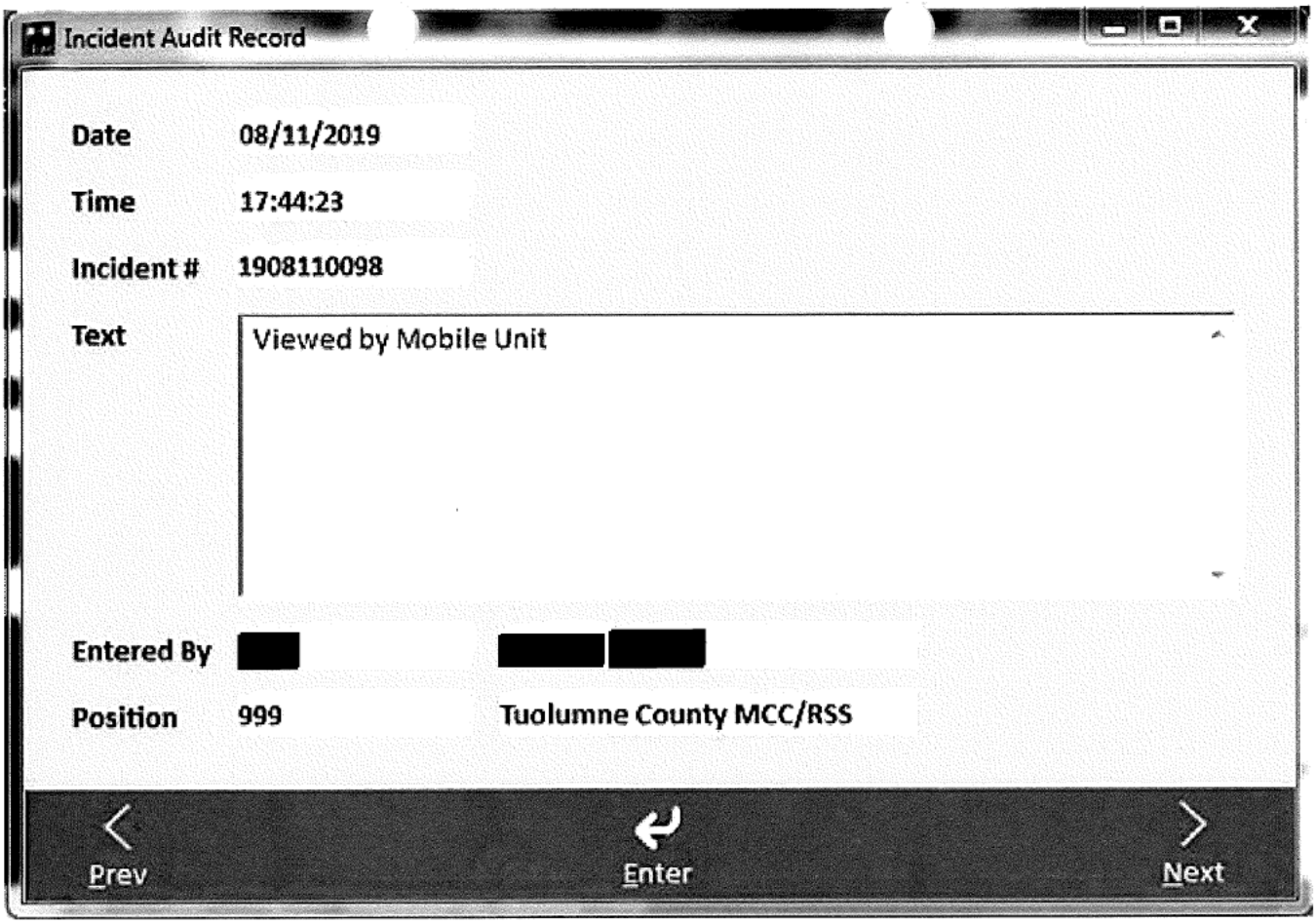
Date	Time	By	Entry
08/11/2019	17:42:21	[redacted]	Rp thinks that the 2nd house north of his on the opposite side of the road is possibly being 459'd. rp can see a Service Class: VOIP
08/11/2019	17:42:21	[redacted]	Orig Caller Adrs: [redacted]
08/11/2019	17:42:21	[redacted]	Orig Caller Phone [redacted]
08/11/2019	17:42:22	[redacted]	Viewed
08/11/2019	17:42:34	[redacted]	Viewed
08/11/2019	17:43:01	[redacted]	Viewed by Mobile Unit
08/11/2019	17:43:01	[redacted]	Viewed by Mobile Unit
08/11/2019	17:43:03	[redacted]	ewed by Mobile Unit
08/11/2019	17:43:25	[redacted]	Viewed
08/11/2019	17:43:37	[redacted]	CName added: [redacted]
08/11/2019	17:43:37	[redacted]	Caller State added: CA
08/11/2019	17:43:37	[redacted]	Description changed to: Rp thinks that the 2nd house north of his on the opposite side of the road is possibly being 459'd. rp can see a female and her son going through items. Rp says that they liv
08/11/2019	17:43:39	[redacted]	Viewed
08/11/2019	17:43:44	[redacted]	Viewed by Mobile Unit
08/11/2019	17:43:50	[redacted]	Description changed to: Rp thinks that the 2nd house north of his on the opposite side of the road is possibly being 459'd. Rp can see [redacted] and [redacted] going through items. Rp says that they liv
08/11/2019	17:44:01	[redacted]	Viewed
08/11/2019	17:44:16	V SERRANO	Viewed
08/11/2019	17:44:23	[redacted]	Viewed by Mobile Unit
08/11/2019	17:44:41	J RILEY	Viewed by Mobile Unit
08/11/2019	17:44:47	[redacted]	Viewed
08/11/2019	17:48:40	[redacted]	Viewed
08/11/2019	17:49:51		Incident Lat/Lon updated from Locations Table
08/11/2019	17:49:51	[redacted]	Viewed by Mobile Unit
08/11/2019	17:49:51	[redacted]	Viewed by Mobile Unit
08/11/2019	17:49:51	[redacted]	Viewed by Mobile Unit
08/11/2019	17:50:34	[redacted]	Viewed
08/11/2019	17:50:50	[redacted]	Viewed
08/11/2019	17:51:28	[redacted]	Viewed
08/11/2019	17:51:47	[redacted]	[redacted]
08/11/2019	17:52:05	[redacted]	Viewed
08/11/2019	17:53:04	[redacted]	Viewed by Mobile Unit
08/11/2019	17:53:34	[redacted]	Viewed
08/11/2019	17:53:44	[redacted]	Viewed by Mobile Unit
08/11/2019	17:53:46	[redacted]	[redacted]
08/11/2019	17:53:50	[redacted]	Viewed
08/11/2019	17:54:00	[redacted]	Viewed by Mobile Unit
08/11/2019	17:55:43	[redacted]	Viewed by Mobile Unit
08/11/2019	18:03:03	[redacted]	ewed
08/11/2019	18:03:59	[redacted]	Viewed
08/11/2019	18:04:41	[redacted]	Viewed
08/11/2019	18:04:43	[redacted]	Viewed through RICO
08/11/2019	18:06:00	[redacted]	Viewed
08/11/2019	18:06:12	[redacted]	Viewed
08/11/2019	18:11:38	[redacted]	Viewed
08/11/2019	18:24:41	[redacted]	Viewed
08/11/2019	18:26:17	[redacted]	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

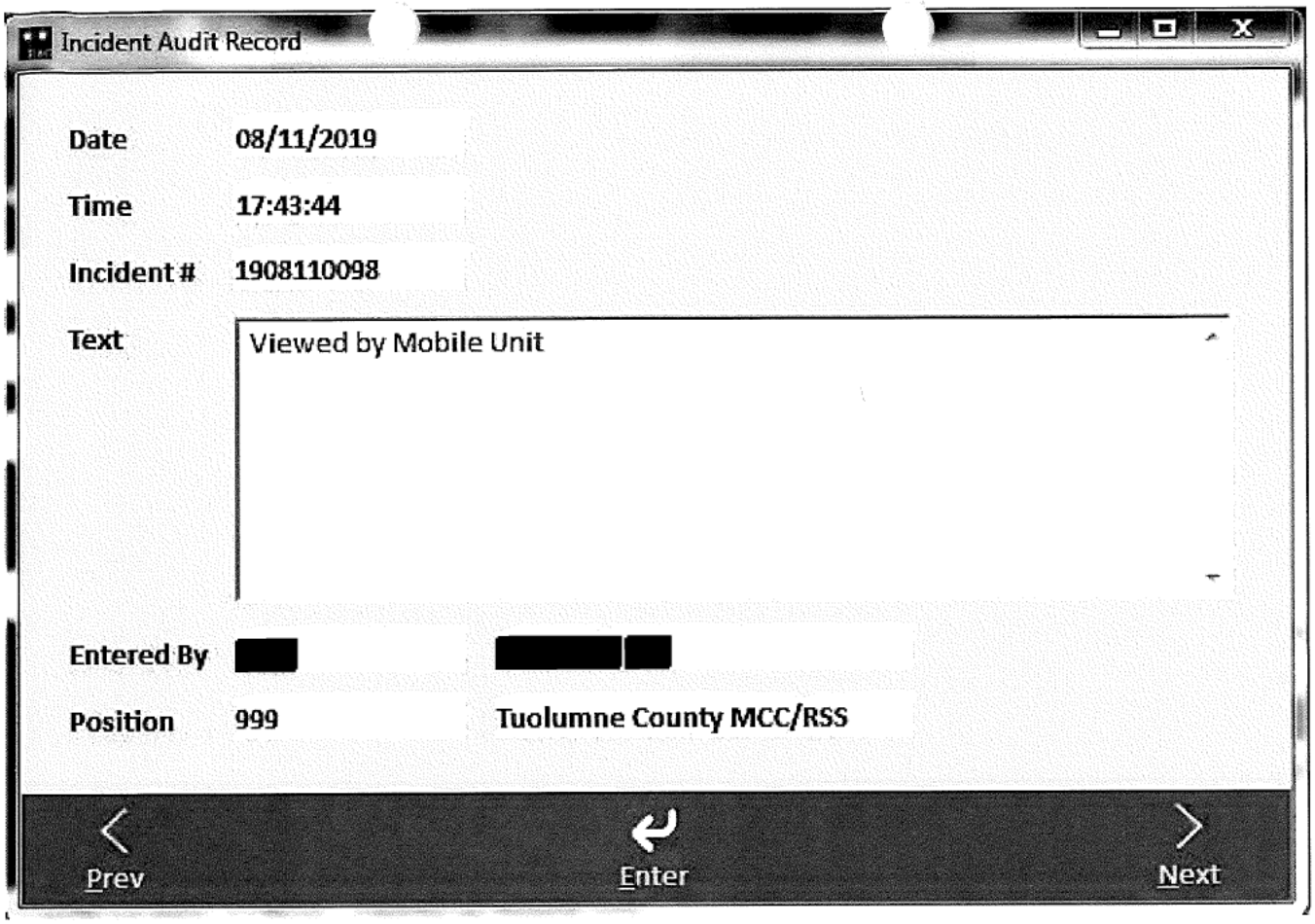
Date	Time	By	Entry
08/11/2019	18:26:27	[redacted]	Viewed
08/11/2019	18:27:41	[redacted]	ewed
08/11/2019	18:27:58	[redacted]	Viewed
08/11/2019	18:29:03	[redacted]	Viewed
08/11/2019	18:29:28	[redacted]	Viewed
08/11/2019	18:32:04	[redacted]	Viewed
08/11/2019	18:33:15	[redacted]	Viewed
08/11/2019	18:48:17	[redacted]	Viewed
08/11/2019	18:49:35	[redacted]	Viewed
08/11/2019	18:49:38	[redacted]	Location: [redacted]
08/11/2019	18:49:38	[redacted]	House Number: [redacted]
08/11/2019	18:49:38	[redacted]	Cross Streets: [redacted]
08/11/2019	18:49:38	[redacted]	Longitude: [redacted] changed to [redacted]
08/11/2019	18:49:38	[redacted]	Latitude: [redacted] changed to [redacted]
08/11/2019	19:14:04	[redacted]	Viewed
08/11/2019	19:14:12	[redacted]	Viewed
08/11/2019	19:23:31	[redacted]	Viewed
08/11/2019	19:23:39	[redacted]	Primary Unit: [redacted] changed to [redacted]1
08/11/2019	19:23:47	[redacted]	Viewed
08/11/2019	19:34:57	[redacted]	Viewed
08/11/2019	19:36:07	[redacted]	Viewed
08/12/2019	04:08:39	[redacted]	Viewed
08/12/2019	07:20:22	[redacted]	Viewed
08/12/2019	08:28:48	[redacted]	Viewed
08/12/2019	08:54:07	[redacted]	Viewed
08/12/2019	09:13:56	[redacted]	Viewed
08/12/2019	10:14:58	[redacted]	Viewed
08/12/2019	10:15:13	[redacted]	Description changed to: Rp thinks that the 2nd house north of his on the opposite side of the road is possibly being 459'd. Rp can see [redacted] and [redacted] going through items. [Rp says that they li
08/12/2019	12:22:19	[redacted]	Viewed
08/12/2019	12:22:21	[redacted]	Viewed
08/12/2019	12:30:59	[redacted]	Viewed
08/12/2019	12:33:17	[redacted]	Viewed
08/12/2019	16:05:13	[redacted]	Viewed
08/12/2019	17:16:13	[redacted]	Viewed
08/13/2019	16:35:08	[redacted]	Viewed
08/13/2019	16:41:09	[redacted]	Viewed
08/14/2019	10:24:16	[redacted]	Viewed
08/14/2019	11:11:51	[redacted]	Viewed
08/16/2019	10:39:07	[redacted]	Viewed
08/16/2019	11:09:00	[redacted]	Viewed
08/18/2019	08:12:01	[redacted]	Viewed
08/19/2019	13:48:32	[redacted]	Viewed
08/23/2019	22:44:32	D VASQUEZ	Viewed
08/23/2019	22:53:45	D VASQUEZ	Incident printed: Report


Incident Audit Record
Date
08/11/2019
Time
17:44:16
Incident #
1908110098
Text
Viewed
Entered By
1504
Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
Enter
Next

459 PC


Incident Audit Record
Date
08/11/2019
Time
17:44:23
Incident #
1908110098
Text
Viewed by Mobile Unit
Entered By
[redacted]
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next

459 Pc


Incident Audit Record
Date
08/11/2019
Time
17:43:44
Incident #
1908110098
Text
Viewed by Mobile Unit
Entered By
[redacted]
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next

459 Pe

TUOLUMNE COUNTY SHERIFF

CAD INCIDENT REPORT
1908110099

10/31/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
23152 - DUI	[redacted]	

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	1				02040	TCA01	W

Caller Name	Caller Address	Caller Phone
	Sonora	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Referred To Other Agency			

Vehicles	Associated Incidents

Incident Times

Received	17:46:31
Created	17:47:29
Dispatched	
En Route	
On Scene	
Closed	17:56:26
Rcvd-Closed	09:55

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear

Incident Comments

subject on a lawn mower on the highway, crossing over the double yellows....
//call given to chp.

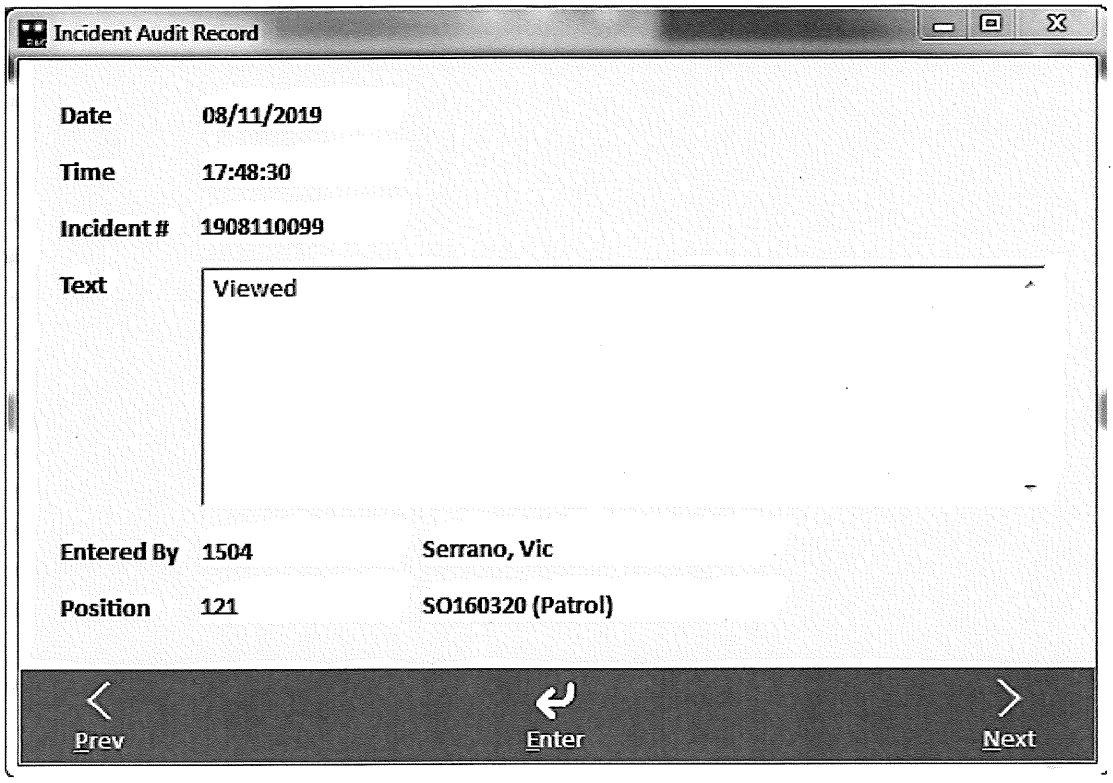
Cellular E911 Call:
Lat [redacted] Lon [redacted]
Service Class: [redacted]

TIME	#	EVENT	BY
17:47:29	1	Incident initiated at [redacted]	[redacted]
17:48:01	2	Incident type changed from CHP to 23152	
17:56:26	3	Closed - Disposition OA	

VIEWED 1748 HRS

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	17:47:29	[redacted]	subject on a lawn mower on the highway, crossing the double yellows....
08/11/2019	17:47:29	[redacted]	Orig Caller Phone: [redacted]
08/11/2019	17:47:45		Viewed
08/11/2019	17:48:01		Incident Type: CHP changed to 23152
08/11/2019	17:48:01		Priority: 3 changed to 1
08/11/2019	17:48:01		Description changed to: subject on a lawn mower on the highway, crossing over the double yellows....
08/11/2019	17:48:17	[redacted]	ewed by Mobile Unit
08/11/2019	17:48:17		ewed by Mobile Unit
08/11/2019	17:48:22		ewed by Mobile Unit
08/11/2019	17:48:30		ewed
08/11/2019	17:50:02		ewed by Mobile Unit
08/11/2019	17:50:02		ewed by Mobile Unit
08/11/2019	17:52:13		ewed by Mobile Unit
08/11/2019	17:52:14		ewed by Mobile Unit
08/11/2019	17:52:14		ewed by Mobile Unit
08/11/2019	17:56:05		ewed
08/11/2019	17:56:21		scription changed to: subject on a lawn mower on the highway, crossing over the double yellows....
			//call given to chp.
08/11/2019	19:14:03	[redacted]	Viewed
08/12/2019	04:09:26		Viewed
08/12/2019	09:14:11		Viewed
08/12/2019	10:15:13		Viewed
08/12/2019	10:15:18		Viewed
08/12/2019	12:22:18		Viewed
08/12/2019	12:30:59		Viewed
08/12/2019	16:05:13		Viewed
08/13/2019	16:35:06		Viewed
08/13/2019	16:41:13		Viewed
08/16/2019	11:09:01		Viewed
08/19/2019	13:48:31		Viewed
08/23/2019	23:28:48	D VASQUEZ	Viewed
10/31/2019	00:54:02	D VASQUEZ	Viewed
10/31/2019	00:55:44	D VASQUEZ	Incident printed


Incident Audit Record
Date 08/11/2019
Time 17:48:30
Incident # 1908110099
Text Viewed
Entered By 1504 Serrano, Vic
Position 121 SO160320 (Patrol)
Prev
Enter
Next

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/18/2019	08:45:08	[redacted]	
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:47:47		
08/18/2019	08:47:47		
08/18/2019	08:53:19		
08/18/2019	08:55:38		
08/18/2019	08:55:46		
08/18/2019	08:55:46		
08/18/2019	08:55:52		
08/18/2019	08:58:52		
08/18/2019	09:03:52		
08/18/2019	09:08:52		
08/18/2019	09:13:52		
08/18/2019	09:15:09		
08/18/2019	09:15:11		
08/18/2019	09:16:36		
08/18/2019	09:16:36		
08/18/2019	13:55:06		
08/18/2019	13:55:18		
08/20/2019	14:36:40		
08/20/2019	14:36:51		
08/23/2019	12:42:53		
09/15/2019	09:14:03		
09/15/2019	09:14:11		
09/15/2019	09:14:33		
09/15/2019	09:14:33		
10/01/2019	19:35:12	D VASQUEZ	Viewed

CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	16:07:47	[redacted]	[redacted]
08/11/2019	16:07:47		
08/11/2019	18:10:15		
08/11/2019	19:25:22		
08/12/2019	07:20:42		
08/18/2019	08:34:39		
08/18/2019	08:37:41		
08/18/2019	08:37:48		
08/18/2019	08:38:17		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:41:37		
08/18/2019	08:42:09		
08/18/2019	08:42:46		
08/18/2019	08:42:46		
08/18/2019	08:42:48		
08/18/2019	08:42:48		
08/18/2019	08:42:48		
08/18/2019	08:42:48		
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08/18/2019	08:42:48		
08/18/2019	08:42:48		
08/18/2019	08:43:11		
08/18/2019	08:43:45		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		
08/18/2019	08:45:08		

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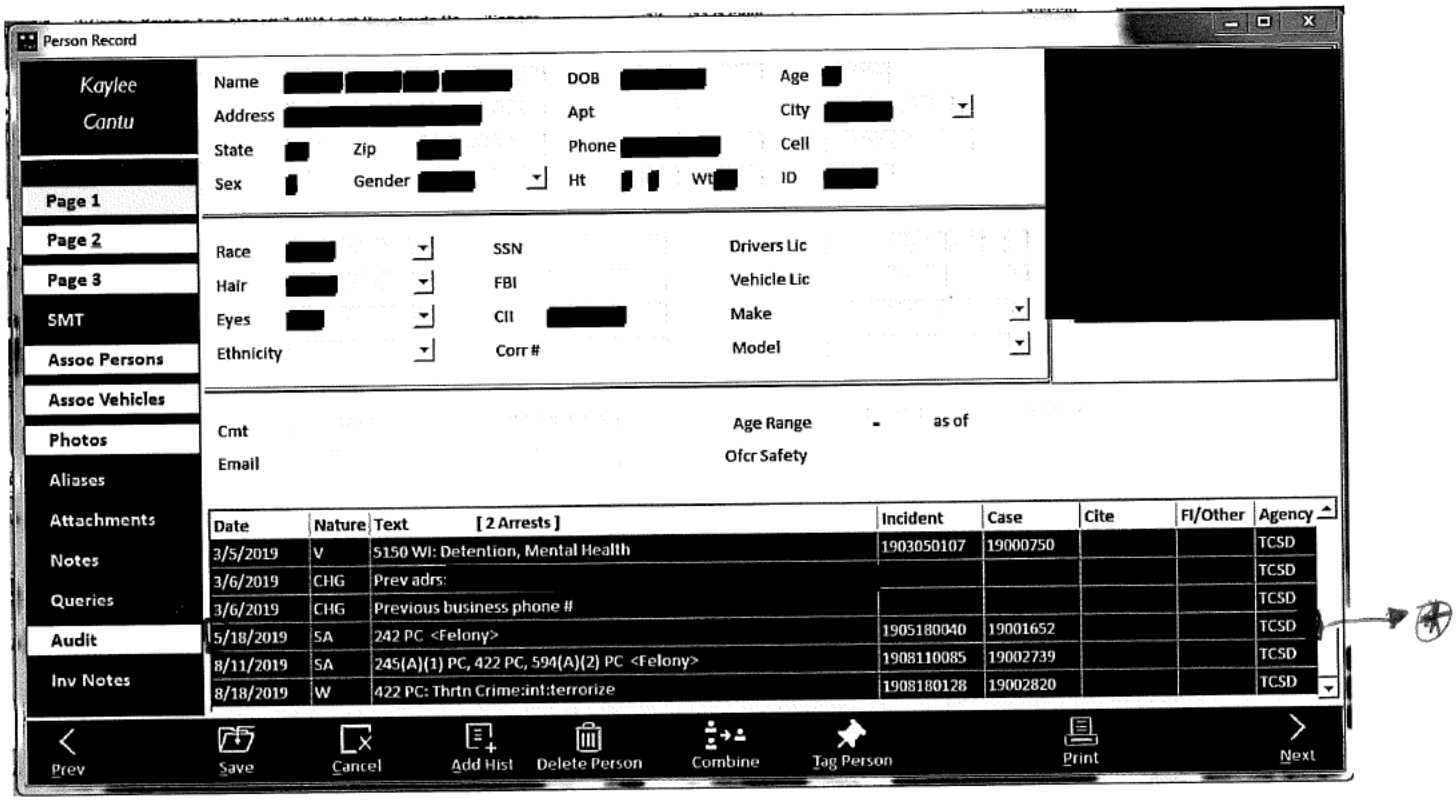
Audit for Incident 1908110083

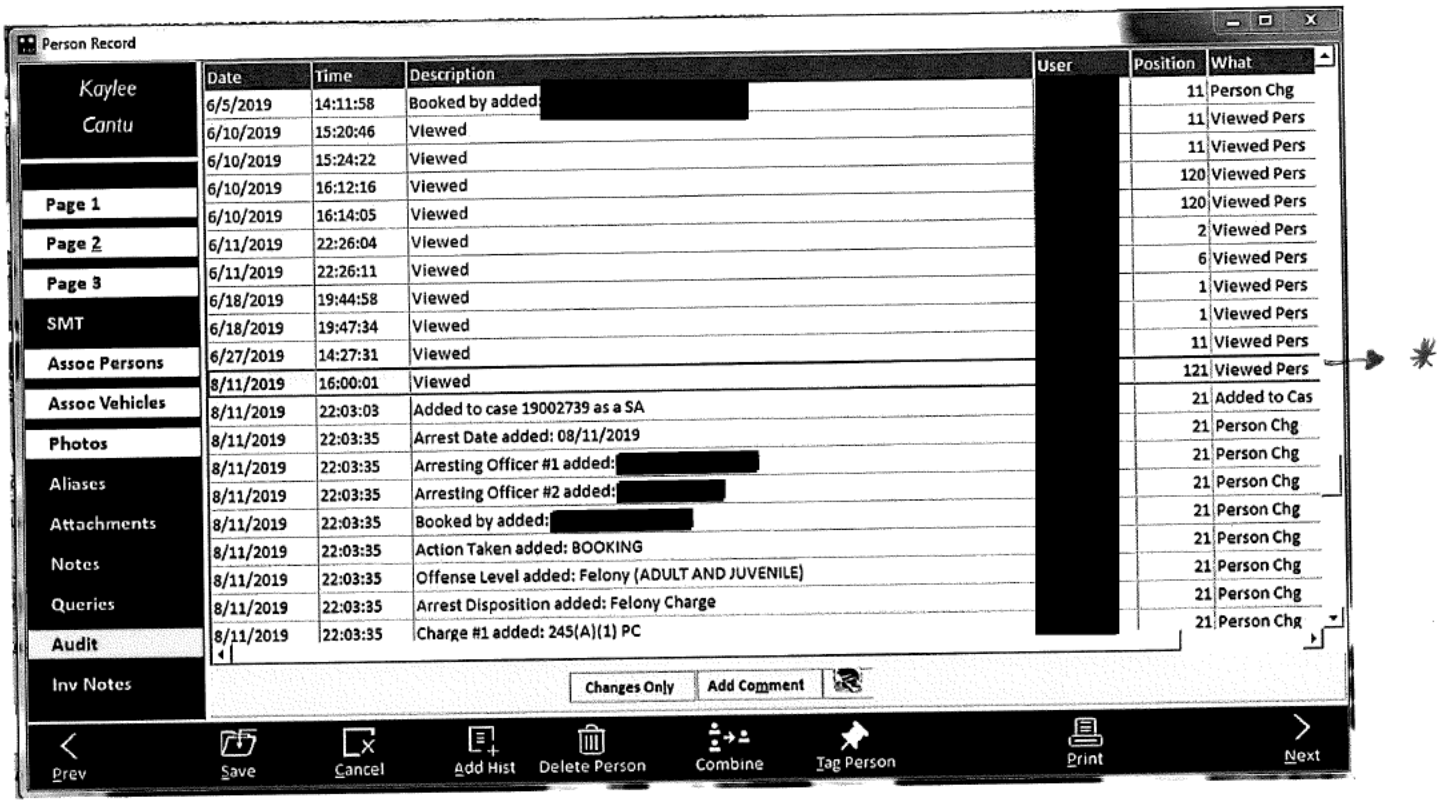
CONTROLLED DOCUMENT DO NOT DUPLICATE

Date	Time	By	Entry
08/11/2019	15:38:05	[redacted]	[RP is caretaker of property, owner has passed away] Rpts her neighbors house was broken into, front door glass broken.
08/11/2019	15:38:05	[redacted]	Orig Caller Name: [redacted]
08/11/2019	15:38:05		Orig Caller Adrs: [redacted]
08/11/2019	15:38:05		Orig Caller Phone: [redacted]
08/11/2019	15:38:06		Viewed
08/11/2019	15:39:06		Viewed
08/11/2019	15:39:27		Description changed to: [RP is caretaker of property, owner passed away in Feb] Rpts her neighbors house was broken into, front door glass broken.
08/11/2019	15:39:29	[redacted]	Viewed
08/11/2019	15:39:48		Viewed
08/11/2019	15:58:58	V SERRANO	Viewed
08/11/2019	15:59:13	V SERRANO	Viewed
08/11/2019	16:06:51	[redacted]	Viewed
08/11/2019	16:17:34		Viewed
08/11/2019	16:24:04		Viewed
08/11/2019	16:24:15		Status: P changed to A
08/11/2019	16:24:15		Primary Unit added: [redacted]
08/11/2019	16:42:54		Viewed
08/11/2019	16:57:04		Viewed
08/11/2019	17:09:15		Viewed by Mobile Unit
08/11/2019	17:14:11		Viewed by Mobile Unit
08/11/2019	17:18:25		Viewed by Mobile Unit
08/11/2019	17:24:19	V SERRANO	Viewed
08/11/2019	17:24:48	[redacted]	by Mobile Unit
08/11/2019	19:15:00		Viewed
08/12/2019	04:03:49		Viewed
08/12/2019	09:12:32		Viewed
08/12/2019	10:10:30		Viewed
08/12/2019	12:32:53		Viewed
08/12/2019	12:33:24		Viewed
08/12/2019	12:33:29		Viewed
08/12/2019	16:05:17		Viewed
08/13/2019	16:35:37		Viewed
08/13/2019	16:39:57		Viewed
08/16/2019	08:47:59		Viewed
08/16/2019	08:48:21		Viewed
08/16/2019	09:45:07		Viewed
08/16/2019	09:45:49		Viewed
08/16/2019	10:16:30		Viewed
08/16/2019	10:29:13		Viewed
08/17/2019	17:39:12	[redacted]	Viewed
08/21/2019	16:53:31	D VASQUEZ	Viewed
08/23/2019	21:57:43	D VASQUEZ	Viewed
08/23/2019	22:00:00	D VASQUEZ	Incident printed: Report
08/23/2019	22:00:41	D VASQUEZ	Viewed
09/12/2019	15:15:50	[redacted]	
09/12/2019	15:17:39		
09/13/2019	16:09:34		
09/13/2019	16:10:20		
09/17/2019	12:44:35		Viewed
10/01/2019	19:05:16	D VASQUEZ	Viewed

Date	Time	By	Entry
10/01/2019	19:08:37	D VASQUEZ	Incident printed: Investigaiton

CONTROLLED DOCUMENT DO NOT DUPLICATE


Person Record
Kaylee Cantu
Name
DOB
Age
Address
Apt
City
State
Zip
Phone
Cell
Sex
Gender
Ht
Wt
ID
Page 1
Page 2
Page 3
SMT
Assoc Persons
Assoc Vehicles
Photos
Aliases
Attachments
Notes
Queries
Audit
Inv Notes
Race
SSN
Drivers Lic
Hair
FBI
Vehicle Lic
Eyes
CII
Make
Ethnicity
Corr #
Model
Cmt
Age Range
as of
Email
Ofcr Safety
Date | Nature | Text [2 Arrests] | Incident | Case | Cite | FI/Other | Agency
3/5/2019 | V | 5150 WI: Detention, Mental Health | 1903050107 | 19000750 | TCSD
3/6/2019 | CHG | Prev adrs: | TCSD
3/6/2019 | CHG | Previous business phone # | TCSD
5/18/2019 | SA | 242 PC <Felony> | 1905180040 | 19001652 | TCSD
8/11/2019 | SA | 245(A)(1) PC, 422 PC, 594(A)(2) PC <Felony> | 1908110085 | 19002739 | TCSD
8/18/2019 | W | 422 PC: Thrtn Crime:int:terrorize | 1908180128 | 19002820 | TCSD
Prev
Save
Cancel
Add Hist
Delete Person
Combine
Tag Person
Print
Next


Person Record
Kaylee Cantu
Page 1
Page 2
Page 3
SMT
Assoc Persons
Assoc Vehicles
Photos
Aliases
Attachments
Notes
Queries
Audit
Inv Notes
Date
Time
Description
User
Position
What
6/5/2019 14:11:58 Booked by added: [redacted] 11 Person Chg
6/10/2019 15:20:46 Viewed 11 Viewed Pers
6/10/2019 15:24:22 Viewed 11 Viewed Pers
6/10/2019 16:12:16 Viewed 120 Viewed Pers
6/10/2019 16:14:05 Viewed 120 Viewed Pers
6/11/2019 22:26:04 Viewed 2 Viewed Pers
6/11/2019 22:26:11 Viewed 6 Viewed Pers
6/18/2019 19:44:58 Viewed 1 Viewed Pers
6/18/2019 19:47:34 Viewed 1 Viewed Pers
6/27/2019 14:27:31 Viewed 11 Viewed Pers
8/11/2019 16:00:01 Viewed 121 Viewed Pers
8/11/2019 22:03:03 Added to case 19002739 as a SA 21 Added to Cas
8/11/2019 22:03:35 Arrest Date added: 08/11/2019 21 Person Chg
8/11/2019 22:03:35 Arresting Officer #1 added: [redacted] 21 Person Chg
8/11/2019 22:03:35 Arresting Officer #2 added: [redacted] 21 Person Chg
8/11/2019 22:03:35 Booked by added: [redacted] 21 Person Chg
8/11/2019 22:03:35 Action Taken added: BOOKING 21 Person Chg
8/11/2019 22:03:35 Offense Level added: Felony (ADULT AND JUVENILE) 21 Person Chg
8/11/2019 22:03:35 Arrest Disposition added: Felony Charge 21 Person Chg
8/11/2019 22:03:35 Charge #1 added: 245(A)(1) PC 21 Person Chg
Changes Only
Add Comment
Prev
Save
Cancel
Add Hist
Delete Person
Combine
Tag Person
Print
Next

TUOLUMNE COUNTY SHERIFF [redacted]

CAD INCIDENT REPORT
1908110085

08/19/2019

CONTROLLED DOCUMENT DO NOT DUPLICATE

Location	Cross Streets	City
[redacted]	[redacted]	[redacted]

Incident Type	Call Taker	Dispatcher
JUV - JUVENILE PROBLEM	[redacted]	[redacted]

Date	Priority	Primary Unit	Beat	Fire Zone	Area	Map	Source
08/11/2019	2	[redacted]			05030	TCA02	TELEPHONE CALL

Caller Name	Caller Address	Caller Phone
[redacted]	[redacted]	[redacted]

Dispositions	Weapon	Alm Level	Case Number
Arrest Made			19002739

Vehicles	Associated Incidents

Incident Times

Received	15:54:27
Created	15:56:23
Dispatched	18:01:20
En Route	
On Scene	18:19:52
Closed	20:16:14
Rcvd-Closed	4:21:47

Special Circumstances

Persons	Sex	DOB	Race	DL

Unit Times Deputies	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
N3 [redacted]	18:01:20		18:26:04	19:37:45	24:44	N/A	1:11:41	1:36:25
N4	18:01:41		18:19:52	20:16:14	18:11	N/A	1:56:22	2:14:33
S7	18:52:04		19:13:07	19:46:26	21:03	N/A	33:19	54:22

Incident Comments

Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming in her house" because she has [redacted] [redacted] in the residence also.]

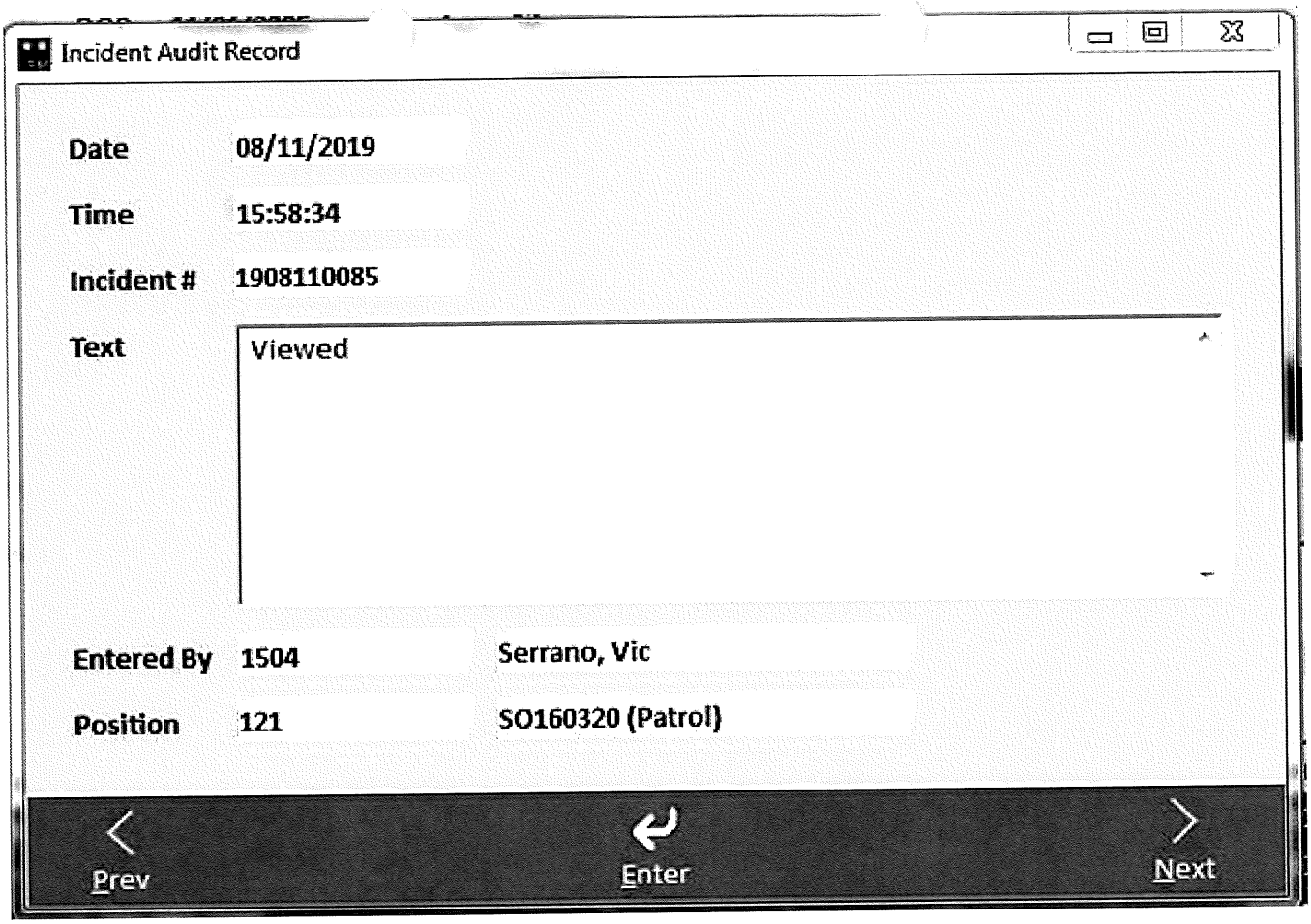
TIME	#	EVENT	BY
15:56:23	1	Incident initiated at [redacted]	[redacted]
16:15:16	2	p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall	
	3	on a vop and they will accept her. p27 advised rp to call LE if juv leaves the house to	
	4	report her as a runaway	
16:38:21	5	rp recalled advising that his daughter threw a sweater in her face, is breaking the rps	
	6	stuff, and threatening to hit the rp.	
17:40:07	7	Rp recalled and said that her daughter has now assaulted her, shattered glass and is out	
	8	of control.	
17:42:21	9	rpts her daughter is attacking her, subject is breaking everything in her house	
17:43:41	10	rp will be standing by outside in a [redacted] with her [redacted]	
17:51:35	11	per p27, female called her again stating that she was told she couldn't leave	
17:52:38	12	advised female could leave and to let us know where she goes so we can make contact	
	13	w/ her	
17:52:48	14	p27 will recall female and advise of above	
18:01:20	15	[redacted] DISP. [redacted]	
18:01:41	16	[redacted] DISP. [redacted]	
18:19:52	17	[redacted] 1097.	
18:23:49	18	[redacted] 1015. X RAY	
18:26:04	19	[redacted] 1097.	
18:35:25	20	[redacted] Case number 19002739 assigned to 1908110085	
18:47:50	21	[redacted] CODE4.	
18:52:04	22	[redacted] DISP. [redacted]	
19:13:07	23	[redacted] 1097.	

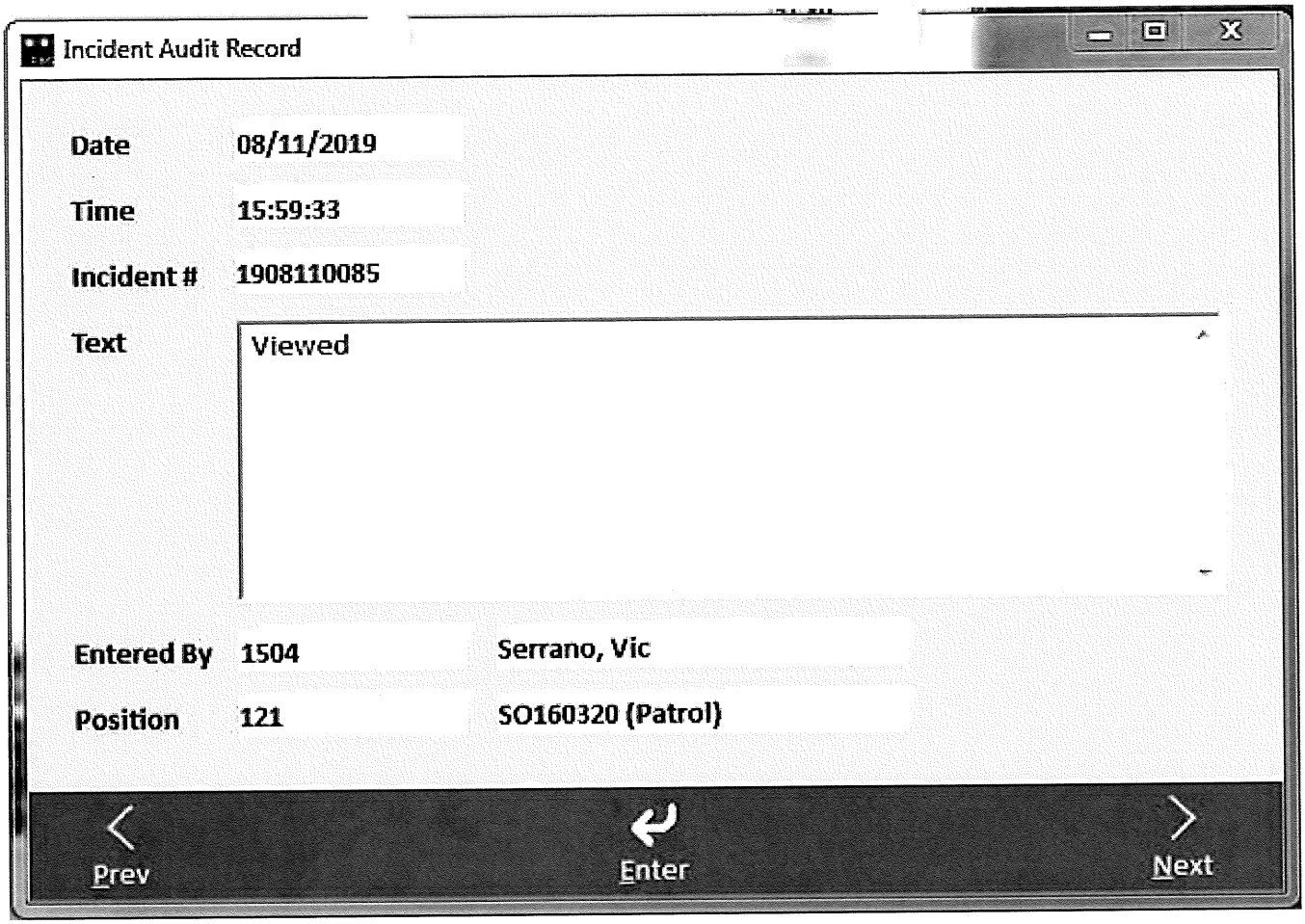
CONTROLLED DOCUMENT DO NOT DUPLICATE

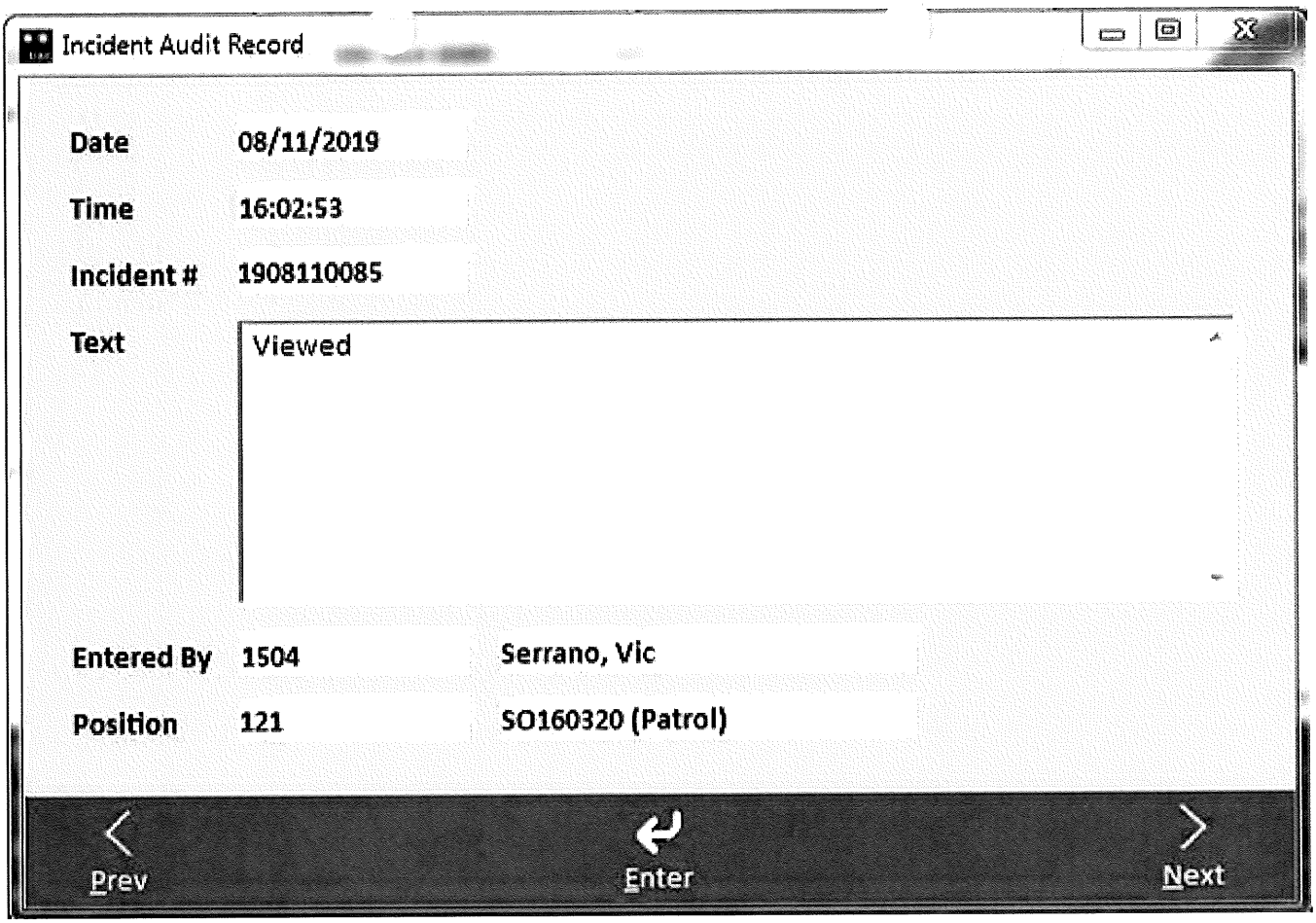
Date	Time	By	Entry
08/11/2019	15:56:23	[redacted]	Rpts her [redacted] just cut off her ankle monitor.
08/11/2019	15:56:23		Orig Caller Name: [redacted]
08/11/2019	15:56:23		Orig Caller Adrs: [redacted]
08/11/2019	15:56:23		Orig Caller Phone: [redacted]
08/11/2019	15:56:24		Viewed
08/11/2019	15:57:00		Description changed to: Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor.
08/11/2019	15:57:01	[redacted]	Viewed
08/11/2019	15:57:16		Description changed to: Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying.
08/11/2019	15:57:17	[redacted]	Viewed
08/11/2019	15:58:01		Description changed to: Rpts her [redacted] is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned
08/11/2019	15:58:06		Viewed
08/11/2019	15:58:31		Viewed
08/11/2019	15:58:34		Viewed ✓
08/11/2019	15:58:55		Viewed
08/11/2019	15:59:33		Viewed ✓
08/11/2019	16:02:53		Viewed ✓
08/11/2019	16:06:56		Viewed ✓
08/11/2019	16:14:09		Viewed ✓
08/11/2019	16:16:40		Viewed ✓
08/11/2019	16:23:11		Viewed ✓
08/11/2019	16:32:22		Viewed by Mobile Unit
08/11/2019	16:32:22		Viewed by Mobile Unit
08/11/2019	16:37:17		Viewed
08/11/2019	16:37:31		Viewed
08/11/2019	16:40:08		Viewed
08/11/2019	16:42:54		Viewed
08/11/2019	17:06:10		Viewed by Mobile Unit
08/11/2019	17:06:10		Viewed by Mobile Unit
08/11/2019	17:08:38	V SERRANO	Viewed ✓
08/11/2019	17:18:03	[redacted]	by Mobile Unit
08/11/2019	17:21:01		Viewed by Mobile Unit
08/11/2019	17:23:24	V SERRANO	Viewed ✓
08/11/2019	17:29:44	[redacted]	Viewed
08/11/2019	17:34:02	V SERRANO	Viewed ✓
08/11/2019	17:34:40	[redacted]	Viewed
08/11/2019	17:39:18		Viewed
08/11/2019	17:40:44		Viewed
08/11/2019	17:42:31		Viewed
08/11/2019	17:42:42		Viewed
08/11/2019	17:43:11		Viewed
08/11/2019	17:43:51		Viewed
08/11/2019	17:49:36		Viewed
08/11/2019	17:52:06	[redacted]	by Mobile Unit
08/11/2019	17:52:10		Viewed
08/11/2019	17:52:21		Viewed by Mobile Unit
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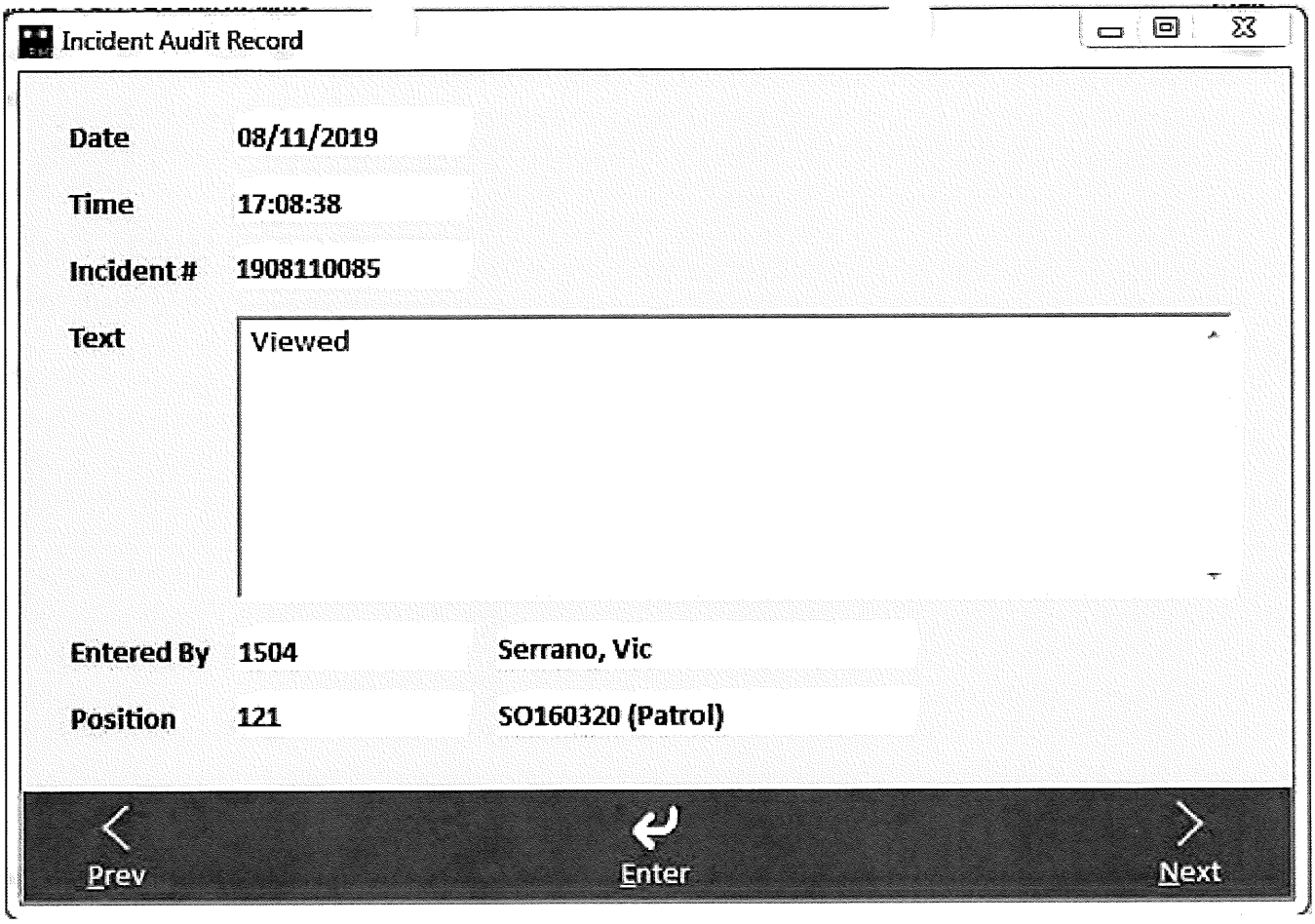
CONTROLLED DOCUMENT DO NOT DUPLICATE

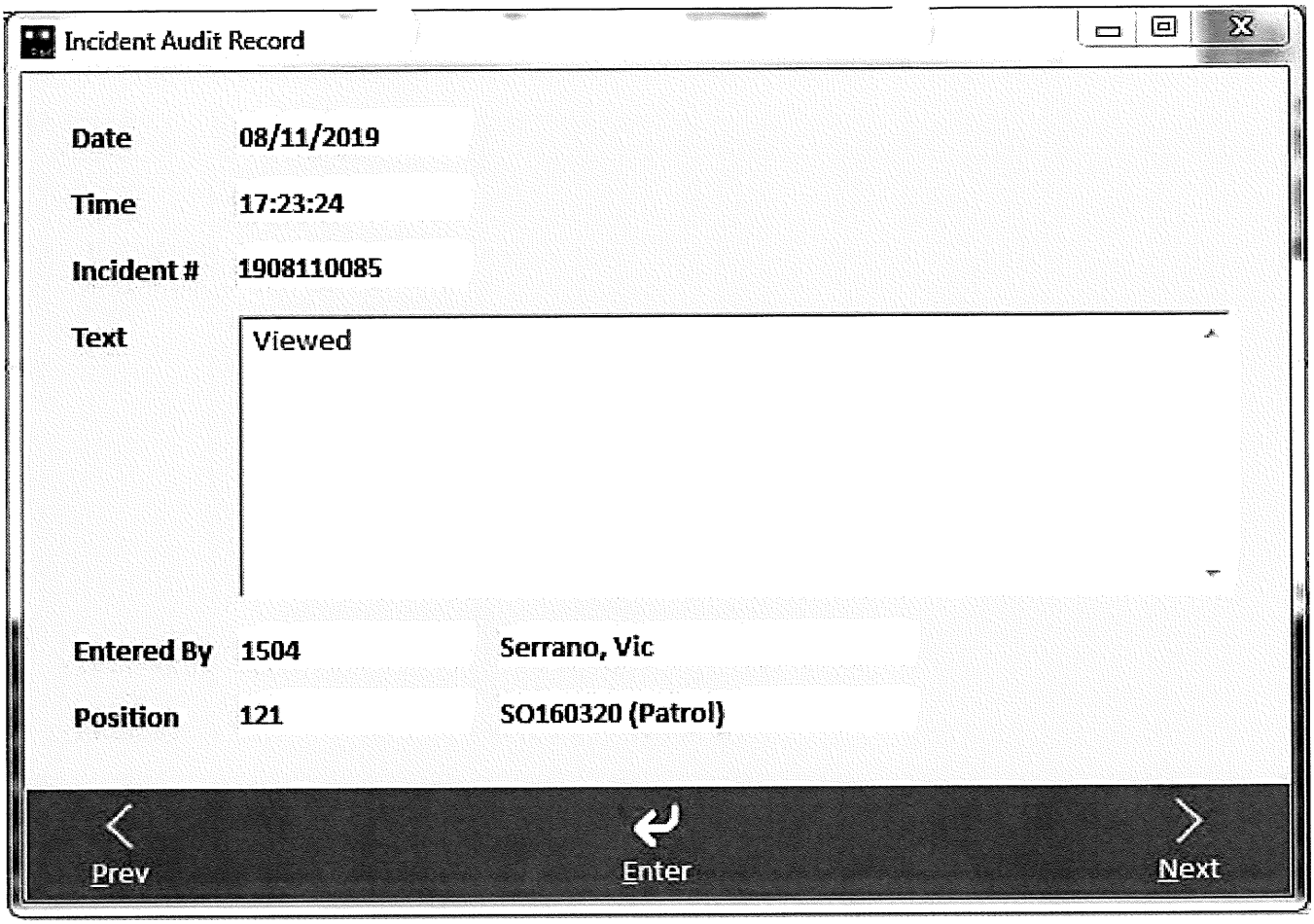
Date	Time	By	Entry
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08/13/2019	16:40:04	[redacted]	Viewed
08/14/2019	18:50:44	[redacted]	Viewed
08/14/2019	19:51:25	[redacted]	Viewed
08/14/2019	19:51:43	[redacted]	Incident printed
08/15/2019	12:24:33	[redacted]	Viewed
08/16/2019	08:33:19	[redacted]	Viewed
08/16/2019	08:38:37	[redacted]	Viewed
08/16/2019	08:47:57	[redacted]	Viewed
08/16/2019	08:48:48	[redacted]	Viewed
08/16/2019	08:50:05	[redacted]	Viewed
08/16/2019	08:50:20	[redacted]	Viewed
08/16/2019	09:45:59	[redacted]	Viewed
08/16/2019	09:55:19	[redacted]	Viewed
08/16/2019	10:16:19	[redacted]	Viewed
08/16/2019	10:25:19	[redacted]	Viewed
08/16/2019	10:29:10	[redacted]	Viewed
08/16/2019	10:34:26	[redacted]	Viewed
08/16/2019	10:40:58	[redacted]	Viewed
08/19/2019	13:48:38	[redacted]	Viewed
08/19/2019	16:11:31	D VASQUEZ	Viewed
08/19/2019	16:17:30	D VASQUEZ	Incident printed: Internal Affairs Investigation

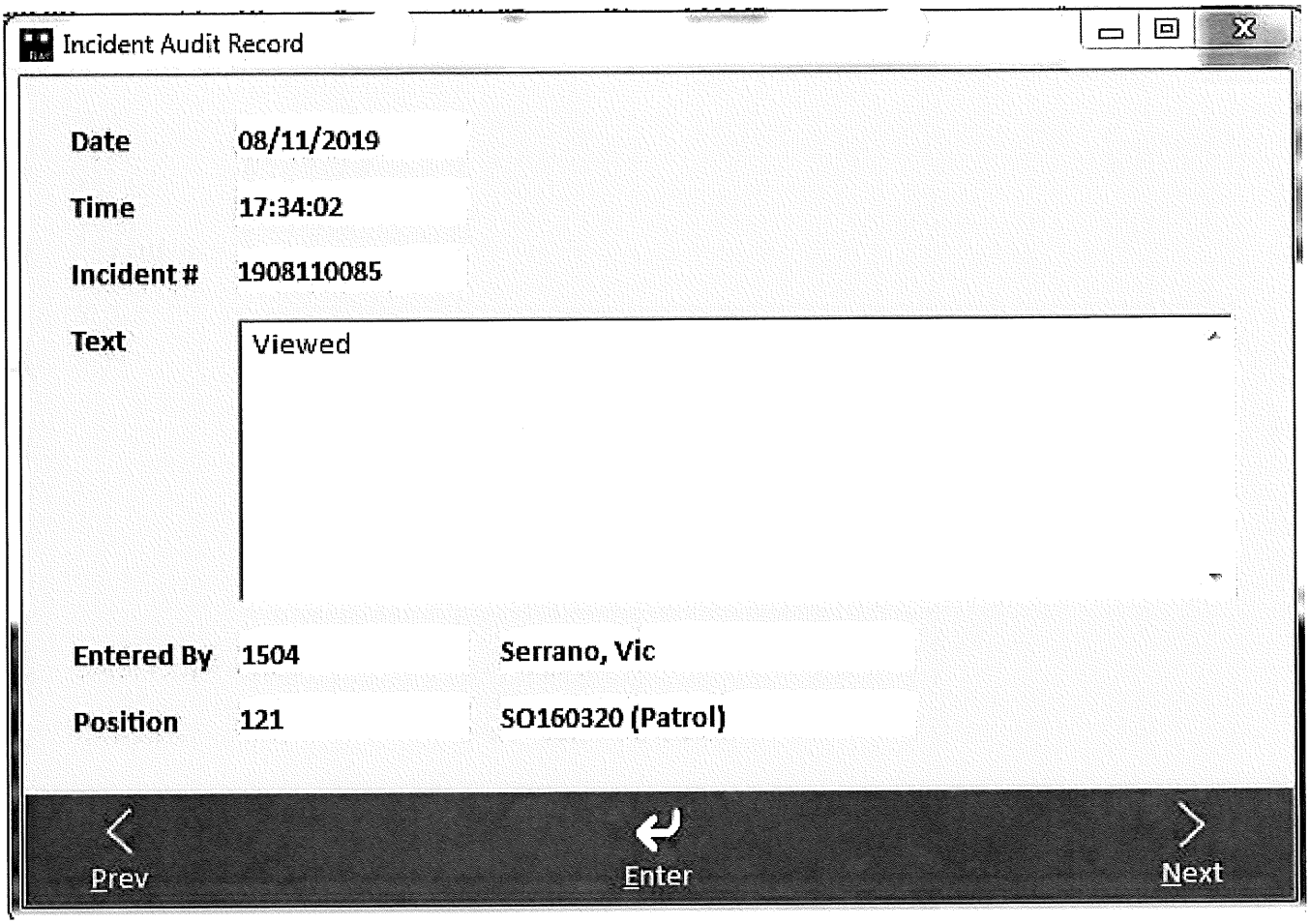

Incident Audit Record
Date
08/11/2019
Time
15:58:34
Incident #
1908110085
Text
Viewed
Entered By
1504
Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
Enter
Next

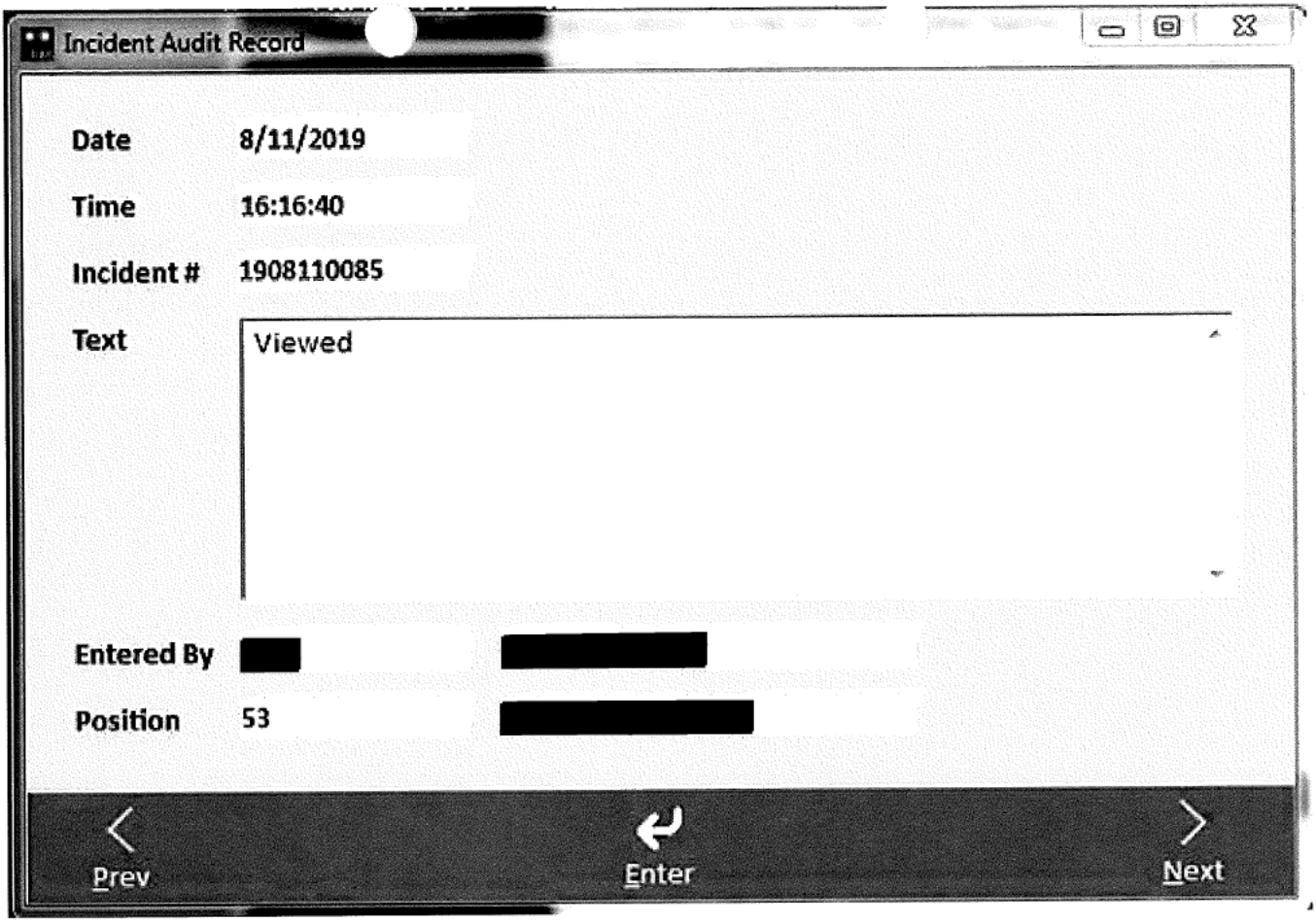

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Time
15:59:33
Incident #
1908110085
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Entered By
1504
Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
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Next

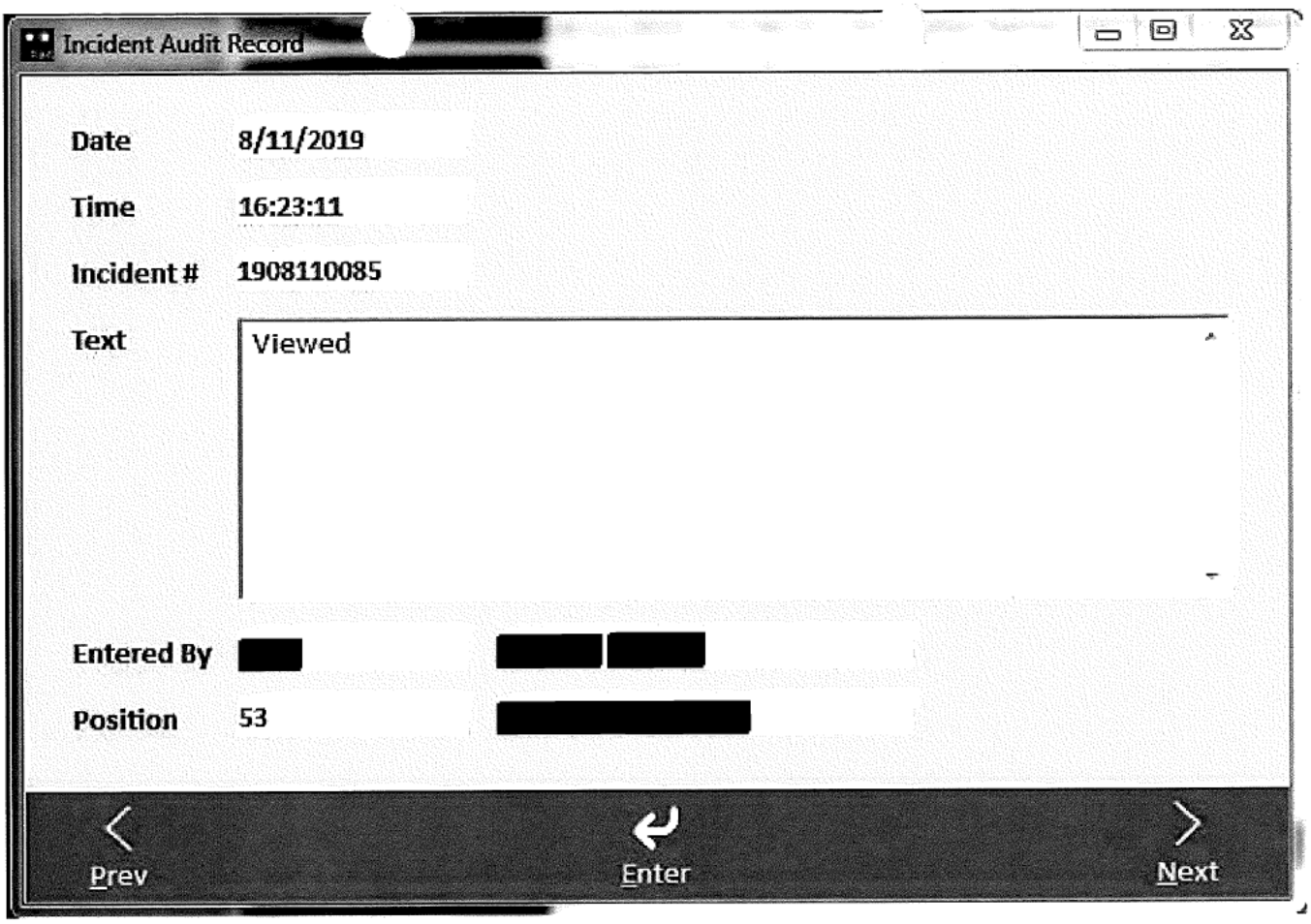

Incident Audit Record
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08/11/2019
Time
16:02:53
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Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
Enter
Next

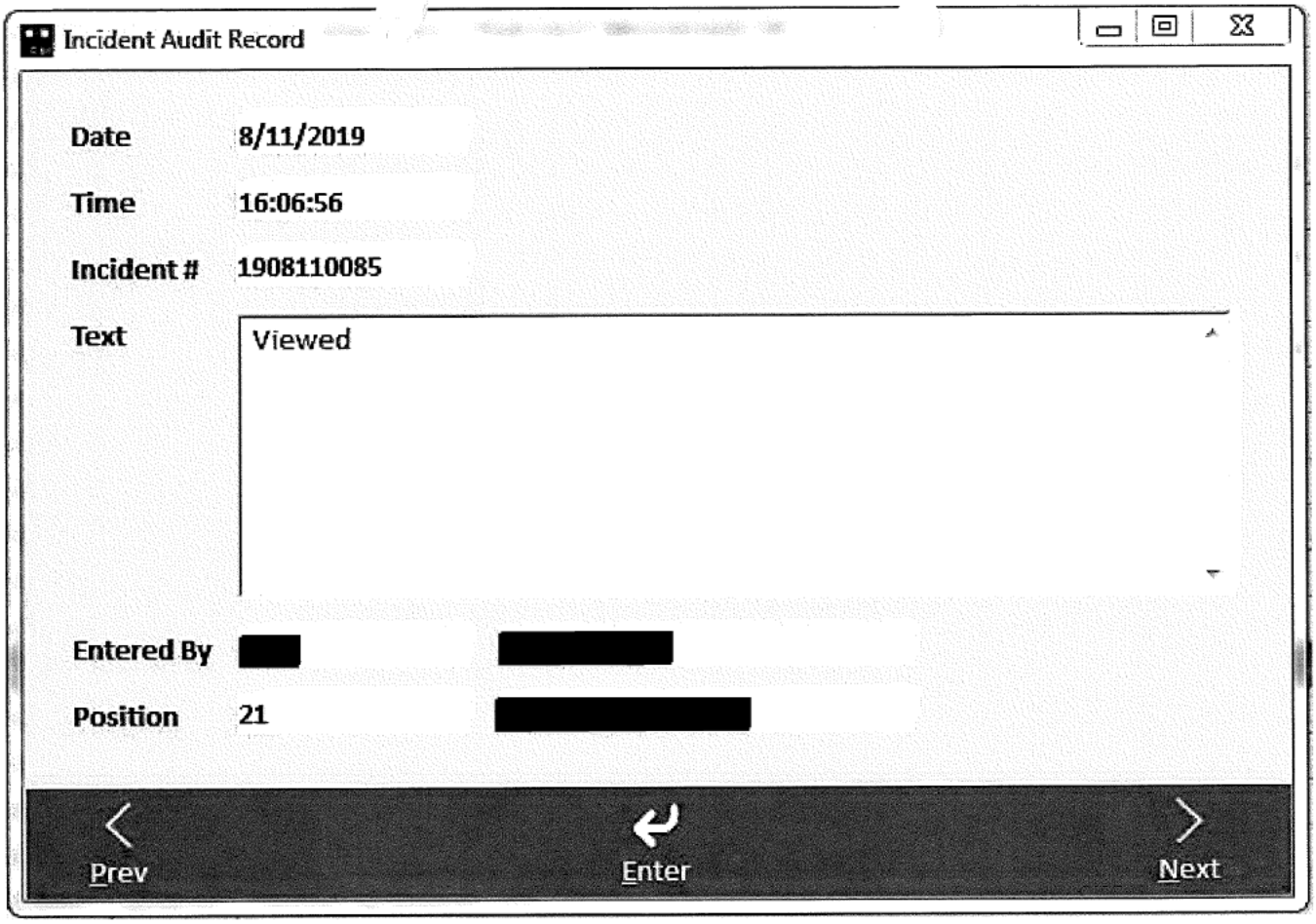

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Time
17:08:38
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Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
Enter
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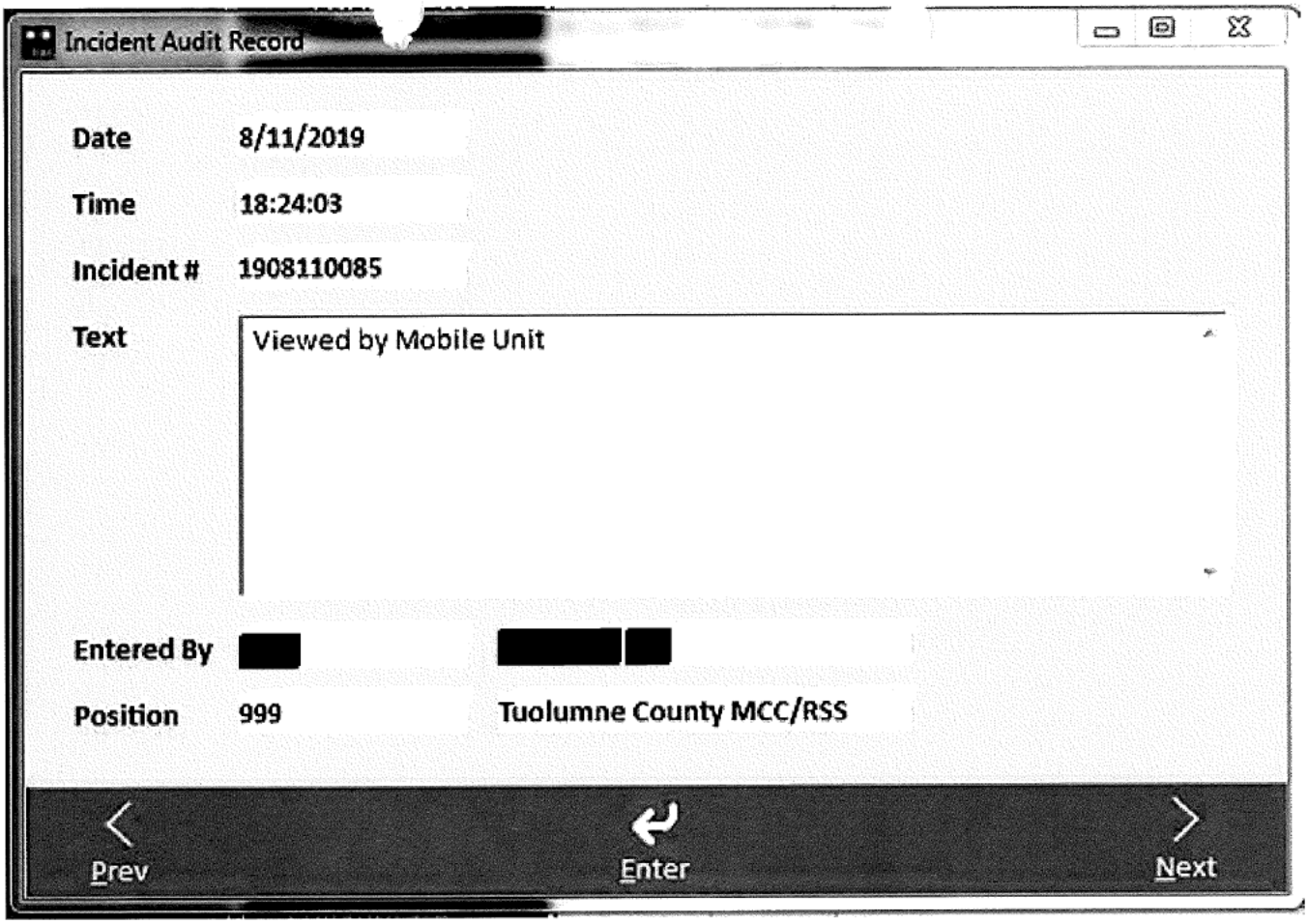

Incident Audit Record
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Time
17:23:24
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Text
Viewed
Entered By
1504
Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
Enter
Next

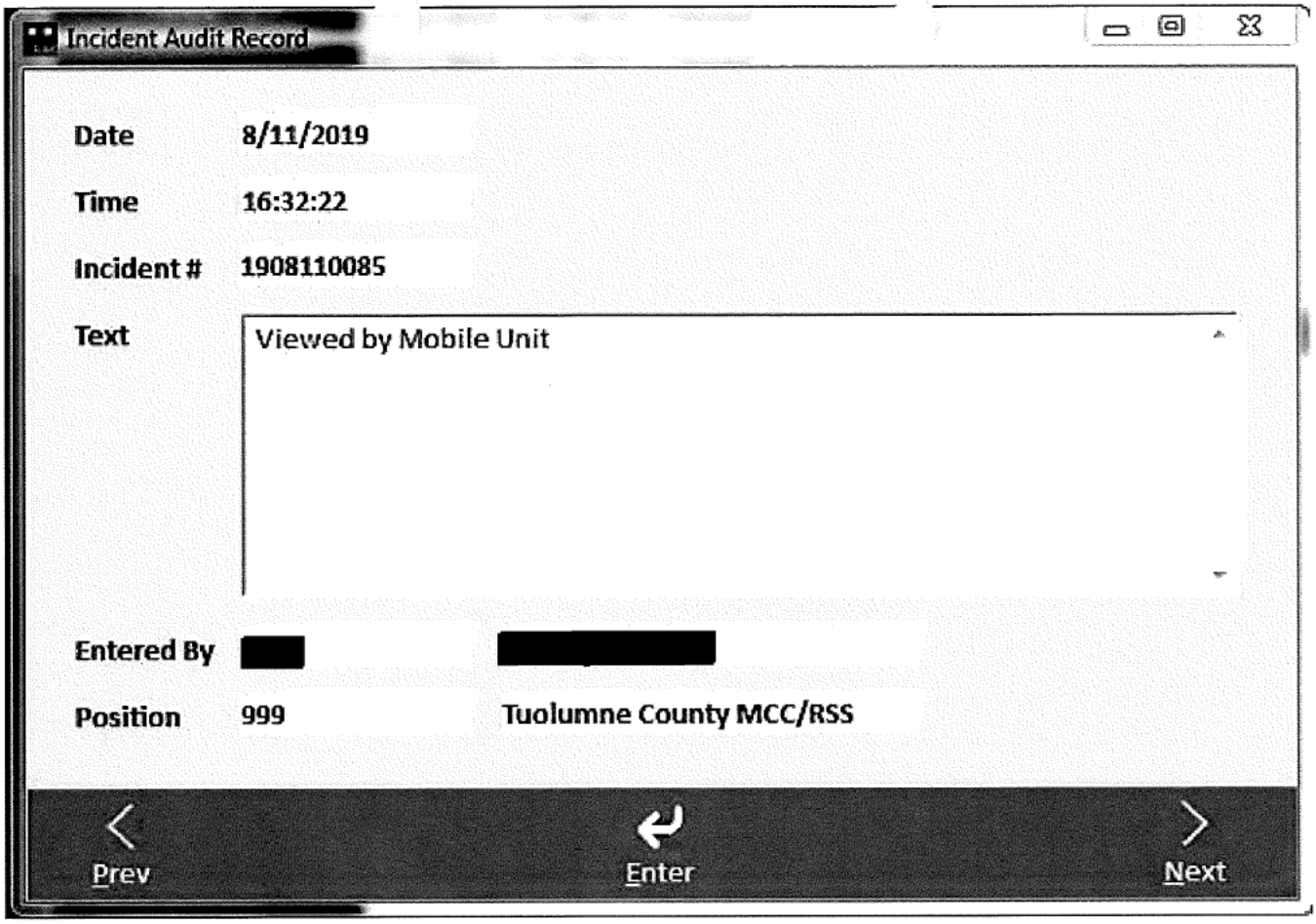

Incident Audit Record
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08/11/2019
Time
17:34:02
Incident #
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Viewed
Entered By
1504
Serrano, Vic
Position
121
SO160320 (Patrol)
Prev
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Next

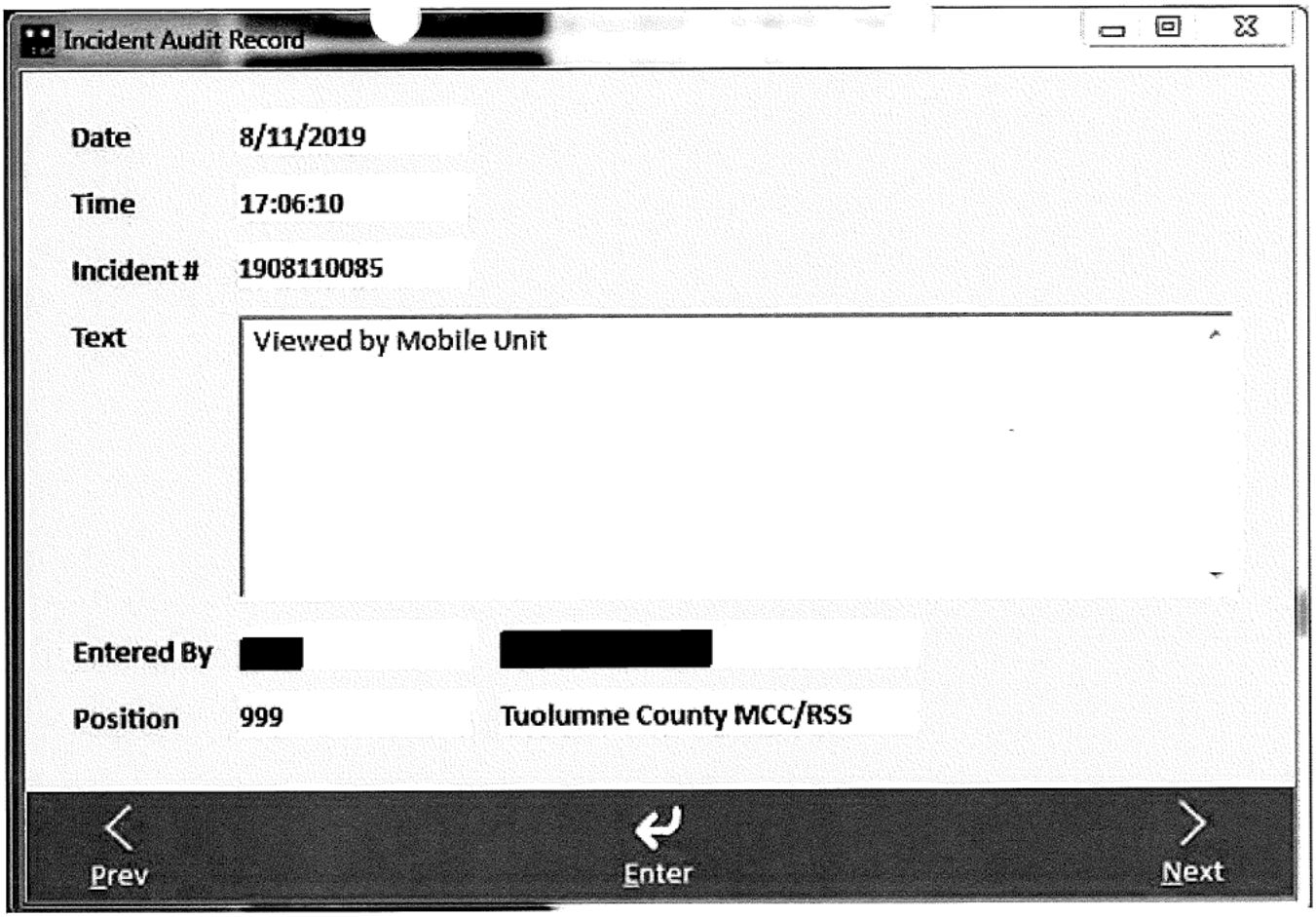

Incident Audit Record
Date
8/11/2019
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Incident #
1908110085
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Entered By
[redacted]
Position
53
[redacted]
Prev
Enter
Next

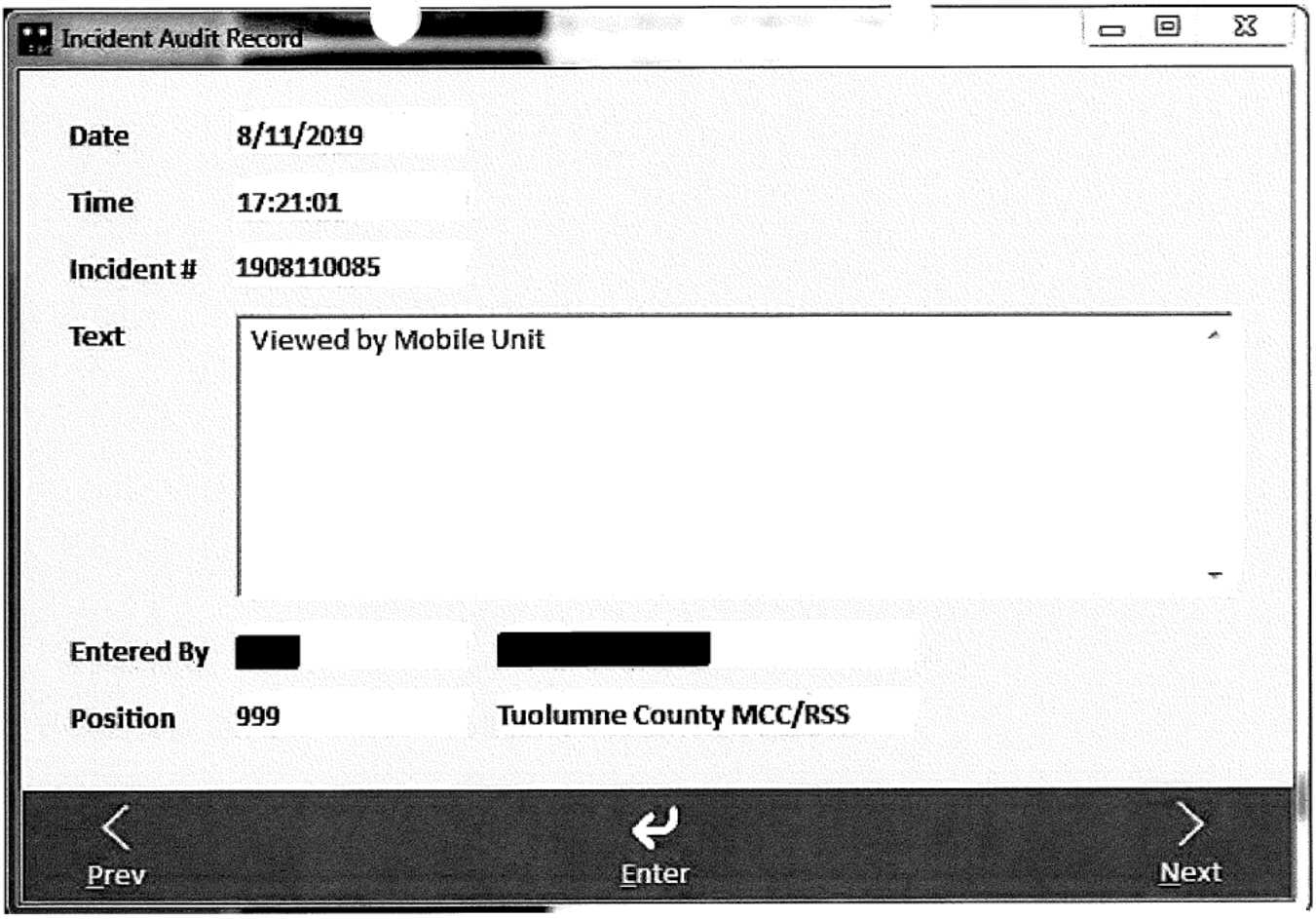

Incident Audit Record
Date
8/11/2019
Time
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Incident #
1908110085
Text
Viewed
Entered By
[redacted]
Position
53
[redacted]
Prev
Enter
Next


Incident Audit Record
Date
8/11/2019
Time
16:06:56
Incident #
1908110085
Text
Viewed
Entered By
[redacted]
Position
21
[redacted]
Prev
Enter
Next


Incident Audit Record
Date
8/11/2019
Time
18:24:03
Incident #
1908110085
Text
Viewed by Mobile Unit
Entered By
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next


Incident Audit Record
Date
8/11/2019
Time
16:32:22
Incident #
1908110085
Text
Viewed by Mobile Unit
Entered By
[redacted]
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next


Incident Audit Record
Date
8/11/2019
Time
17:06:10
Incident #
1908110085
Text
Viewed by Mobile Unit
Entered By
[redacted]
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next


Incident Audit Record
Date
8/11/2019
Time
17:21:01
Incident #
1908110085
Text
Viewed by Mobile Unit
Entered By
[redacted]
[redacted]
Position
999
Tuolumne County MCC/RSS
Prev
Enter
Next

Deputy Log for Serrano, Vic
AUGUST 11, 2019

Date	Time	Unit	Incident #	Text
08/11/2019	05:57:09	S4		108 - on duty: Serrano, Vic.MC Sign On
08/11/2019	06:00:16	S4		OFFICE. BRIEFING
08/11/2019	10:26:28	S4		REPORT.
08/11/2019	11:50:11	S4		Mobile Signon (Existing Unit or on a Call) Status: REPORT Vers:16.
08/11/2019	11:50:33	S4		
08/11/2019	12:58:59	S4		Mobile Signon (Existing Unit or on a Call) Status: 108 Vers:16.0
08/11/2019	13:37:45	S4	1908110064	DISP. [redacted]
08/11/2019	13:37:49	S4	1908110064	108.
08/11/2019	13:37:49	S4	1908110064	108. Disposition: LN
08/11/2019	13:37:49	S4	1908110064	Closed - Disposition LN
08/11/2019	13:47:13	S4		REPORT. PATROL
08/11/2019	18:07:04	S4		OFF.

Date	Time	Position	Entry
08/11/2019	11:25:23	121	Viewed Case 19002716
08/11/2019	11:25:42	121	Viewed case photos
08/11/2019	11:25:42	121	Viewed case photos on Photo Tab
08/11/2019	16:00:01	121	[redacted] Viewed
08/11/2019	16:03:51	121	Viewed Case 19002703
08/11/2019	16:04:25	121	Viewed case photos
08/11/2019	16:04:25	121	Viewed case photos on Photo Tab
08/11/2019	16:04:43	121	Added new route DA BY PDF
08/11/2019	16:04:48	121	Viewed Narrative (10267 characters)
08/11/2019	16:07:48	121	Narrative text of [redacted] changed (10268) characters - Auto Sav
08/11/2019	16:12:48	121	Narrative text of [redacted] changed (10268) characters - Auto Sav
08/11/2019	16:38:06	121	Narrative of [redacted] approved by direct update to Narr screen
08/11/2019	16:38:06	121	Closed Narrative of [redacted] (10268) characters
08/11/2019	16:38:12	121	Viewed Supplement 1 (1566 characters)
08/11/2019	16:43:11	121	Supplement of [redacted] approved by direct update to Narr screen
08/11/2019	16:43:11	121	Closed Supplement 1 of [redacted] (1566) characters
08/11/2019	16:43:17	121	Viewed case photos
08/11/2019	16:43:17	121	Viewed case photos on Photo Tab
08/11/2019	16:43:32	121	Case approved by Vic Serrano
08/11/2019	16:43:52	121	Viewed Case 19002723
08/11/2019	16:45:03	121	Viewed case photos
08/11/2019	16:45:03	121	Viewed case photos on Photo Tab
08/11/2019	16:45:11	121	Viewed Narrative (5020 characters)
08/11/2019	16:56:42	121	Narrative of [redacted] approved by direct update to Narr screen
08/11/2019	16:56:42	121	Closed Narrative of [redacted] (5020) characters
08/11/2019	16:56:47	121	Viewed Supplement 1 (3270 characters)
08/11/2019	16:58:44	121	Supplement of [redacted] approved by direct update to Narr screen
08/11/2019	16:58:44	121	Closed Supplement 1 of [redacted] (3270) characters
08/11/2019	16:58:49	121	Case approved by Vic Serrano
08/11/2019	16:58:58	121	Viewed Case 19001560
08/11/2019	16:59:06	121	Viewed Supplement 3 (391 characters)
08/11/2019	16:59:25	121	Added new route DA BY PDF
08/11/2019	16:59:26	121	Supplement of [redacted] approved by direct update to Narr screen
08/11/2019	16:59:26	121	Closed Supplement 3 of [redacted] (391) characters
08/11/2019	16:59:30	121	Case approved by Vic Serrano
08/11/2019	16:59:41	121	Viewed Case 19002716
08/11/2019	16:59:54	121	Viewed Narrative (7455 characters)
08/11/2019	17:05:46	121	Narrative of [redacted] approved by direct update to Narr screen
08/11/2019	17:05:46	121	Narrative text [redacted] changed (7456) characters
08/11/2019	17:05:46	121	Closed Narrative [redacted] (7456) characters
08/11/2019	17:05:50	121	Viewed Supplement 1 (5598 characters)
08/11/2019	17:07:44	121	Closed Supplement 1 [redacted] (5598) characters
08/11/2019	17:07:49	121	Case approved by Vic Serrano
08/11/2019	17:07:58	121	Viewed Case 19002729
08/11/2019	17:08:15	121	Viewed Narrative (4510 characters)
08/11/2019	17:09:05	121	Closed Narrative of [redacted] (4510) characters
08/11/2019	17:35:59	121	Viewed Case 19002729
08/11/2019	17:36:09	121	Viewed Narrative (4510 characters)
08/11/2019	17:39:08	121	Narrative of [redacted] - Completed: changed to checked
08/11/2019	17:39:08	121	Narrative of [redacted] approved by direct update to Narr screen
08/11/2019	17:39:08	121	Narrative text of [redacted] changed (4509) characters
08/11/2019	17:39:08	121	Closed Narrative of [redacted] (4509) characters
08/11/2019	17:39:13	121	Viewed Supplement 1 (5959 characters)
08/11/2019	17:43:19	121	Supplement of [redacted] approved by direct update to Narr screen
08/11/2019	17:43:19	121	Closed Supplement 1 of [redacted] (5959) characters
08/11/2019	17:43:22	121	Viewed Supplement 2 (3054 characters)

Date	Time	Position	Entry
08/11/2019	17:49:43	121	Supplement of [redacted] approved by direct update to Narr screen
08/11/2019	17:49:43	121	Closed Supplement 2 of [redacted] (3054) characters
08/11/2019	17:54:18	121	Case approved by Vic Serrano

Deputy Log for [redacted]

AUGUST 11, 2019

08/23/2019

Date	Time	Unit	Incident #	Text
08/11/2019	06:01:16	[redacted]		108 - on duty Beats: 04: [redacted] MC Sign On
08/11/2019	06:01:42	[redacted]		
08/11/2019	06:09:25	[redacted]		OFFICE.
08/11/2019	10:26:33	[redacted]		TRNG.
08/11/2019	10:27:13	[redacted]	1908110020	DISP. [redacted]
08/11/2019	10:27:21	[redacted]	1908110020	108.
08/11/2019	10:27:21	[redacted]	1908110020	Closed - Disposition LN
08/11/2019	10:27:32	[redacted]	1908110031	DISP. [redacted]
08/11/2019	10:27:41	[redacted]	1908110031	108.
08/11/2019	10:27:41	[redacted]	1908110031	Closed - Disposition LN
08/11/2019	10:28:06	[redacted]	1908110033	DISP. [redacted]
08/11/2019	10:28:12	[redacted]	1908110033	108.
08/11/2019	10:28:12	[redacted]	1908110033	Closed - Disposition LN
08/11/2019	10:29:06	[redacted]		TRNG.
08/11/2019	10:47:32	[redacted]		108.
08/11/2019	11:21:12	[redacted]		OFFICE. MAIN
08/11/2019	12:07:43	[redacted]	1908110045	DISP [redacted]
08/11/2019	12:38:57	[redacted]	1908110045	1097. 10-21
08/11/2019	12:46:23	[redacted]	1908110045	108:
08/11/2019	12:46:23	[redacted]	1908110045	Summary: [redacted] was in a 415P on 08/08/19. He went to the hospital
08/11/2019	12:46:23	[redacted]	1908110045	after experiencing headaches. He was diagnosed with a minor cuncussion.
08/11/2019	12:46:23	[redacted]	1908110045	No suspect info. NFA requested.
08/11/2019	12:46:23	[redacted]	1908110045	Closed - Disposition LN
08/11/2019	12:46:47	[redacted]	1908110049	DISP. [redacted]
08/11/2019	12:46:56	[redacted]	1908110049	108.
08/11/2019	12:46:56	[redacted]	1908110049	Closed - Disposition LN
08/11/2019	12:47:04	[redacted]	1908110057	DISP. [redacted]
08/11/2019	12:47:09	[redacted]	1908110057	108.
08/11/2019	12:47:09	[redacted]	1908110057	Closed - Disposition LN
08/11/2019	13:10:12	[redacted]	1908110062	DISP. [redacted]
08/11/2019	13:10:14	[redacted]	1908110062	1049. [redacted]
08/11/2019	13:20:27	[redacted]	1908110062	1097.
08/11/2019	13:26:00	[redacted]	1908110062	108. Disposition: PC
08/11/2019	13:26:00	[redacted]	1908110062	Summarry: Area checked. No flag downs and no subjects found matching t
08/11/2019	13:26:00	[redacted]	1908110062	Closed - Disposition PC
08/11/2019	13:26:10	[redacted]	1908110060	DISP. [redacted]
08/11/2019	13:26:12	[redacted]	1908110060	1049. [redacted]
08/11/2019	13:30:34	[redacted]	1908110060	1097.
08/11/2019	13:51:15	[redacted]	1908110060	108. X
08/11/2019	13:52:26	[redacted]	1908110069	DISP. [redacted]
08/11/2019	13:52:29	[redacted]	1908110069	108. Disposition: LN
08/11/2019	13:52:29	[redacted]	1908110069	108.
08/11/2019	13:52:29	[redacted]	1908110069	Closed - Disposition LN
08/11/2019	13:53:03	[redacted]	1908110061	DISP. [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	13:53:06	[redacted]	1908110061	1049. [redacted]
08/11/2019	13:57:23	[redacted]	1908110061	1097. [redacted]
08/11/2019	14:03:28	[redacted]	1908110061	107. AREA CHECK FOR THE BIKE
08/11/2019	14:20:55	[redacted]	1908110061	Summary: Theft of a [redacted] boys [redacted] bike from the front yard p
08/11/2019	14:20:55	[redacted]	1908110061	Neighbors heard commotion in the neighborhood at that time. Patrol chec
08/11/2019	14:20:55	[redacted]	1908110061	108. Disposition: TX
08/11/2019	14:20:55	[redacted]	1908110061	Closed - Disposition TX
08/11/2019	14:21:08	[redacted]		107. A
08/11/2019	15:01:43	[redacted]	1908110066	DISP. [redacted]
08/11/2019	15:01:52	[redacted]	1908110066	108.
08/11/2019	15:01:52	[redacted]	1908110066	108. Disposition: LN
08/11/2019	15:01:52	[redacted]	1908110066	Closed - Disposition LN
08/11/2019	15:02:29	[redacted]	1908110068	DISP. [redacted]
08/11/2019	15:02:35	[redacted]	1908110068	1049. [redacted]
08/11/2019	15:17:06	[redacted]	1908110068	1097. [redacted]
08/11/2019	15:58:10	[redacted]	1908110068	CODE4.
08/11/2019	16:07:47	[redacted]	1908110068	Case number 19002736 assigned to 1908110068
08/11/2019	16:19:46	[redacted]	1908110068	10-29: [redacted]
08/11/2019	16:19:47	[redacted]	1908110068	DMV check: [redacted]
08/11/2019	16:22:39	[redacted]	1908110068	Summary: Unknown suspect(s) gained access into the RP's truck by
08/11/2019	16:22:39	[redacted]	1908110068	breaking glass windows on the camper shell and rear passenger crew cab
08/11/2019	16:22:39	[redacted]	1908110068	window. Occurred in between the evening of 08/08 and this afternoon.
08/11/2019	16:22:39	[redacted]	1908110068	$1200 worth of items stolen from the vehicle.
08/11/2019	16:22:39	[redacted]	1908110068	108.
08/11/2019	16:22:39	[redacted]	1908110068	Closed - Disposition BA
08/11/2019	16:24:15	[redacted]	1908110083	DISP. [redacted]
08/11/2019	16:57:04	[redacted]	1908110083	1049.
08/11/2019	17:18:21	[redacted]	1908110083	1097. [redacted]
08/11/2019	17:24:31	[redacted]	1908110083	clearing the house
08/11/2019	17:35:50	[redacted]	1908110083	CODE4.
08/11/2019	17:42:57	[redacted]	1908110083	Summary: Broken small window could have been used to unlock the front d
08/11/2019	17:42:57	[redacted]	1908110083	108. Disposition: LN
08/11/2019	17:42:57	[redacted]	1908110083	Closed - Disposition LN
08/11/2019	17:43:15	[redacted]	1908110097	DISP. [redacted]
08/11/2019	17:58:27	[redacted]	1908110097	1097. [redacted]
08/11/2019	18:11:40	[redacted]	1908110097	108. Freed
08/11/2019	18:11:40	[redacted]	1908110097	Incident returned to pending status
08/11/2019	18:11:43	[redacted]	1908110098	DISP. [redacted]
08/11/2019	18:11:43	[redacted]	1908110098	1097.
08/11/2019	18:15:22	[redacted]		Mobile Signon (Existing Unit or on a Call) Status: 1097 Vers:16.0
08/11/2019	18:17:59	[redacted]	1908110098	108. Freed
08/11/2019	18:33:06	[redacted]		OFF. MC Sign Off

ACTIVITY LOG FOR [redacted]

AUGUST 11, 2019

11/18/2019

Date	Time	Position	Entry
08/11/2019	10:28:29	21	[redacted] > Viewed
08/11/2019	10:35:19	21	Viewed Case 19002703
08/11/2019	15:58:31	53	Viewed Case 19002734
08/11/2019	15:58:47	53	Supplement 1 added for [redacted]
08/11/2019	15:58:47	53	Closed Narrative of [redacted] (0) characters
08/11/2019	16:07:47	53	Created case 19002736
08/11/2019	16:07:47	53	Offense #1 added: 459
08/11/2019	16:08:44	53	[redacted] > Viewed

ADD TO TIMELINE AUDIT!

Date	Time	Unit	Incident #	Text
08/11/2019	05:52:54	[redacted]		108 - on duty Beats: 00: [redacted] MC Sign On
08/11/2019	06:00:23			OFFICE. PATRTOL
08/11/2019	06:03:51			OFF. MC Sign Off
08/11/2019	06:04:15			108 - on duty Beats: 01: [redacted] MC Sign On
08/11/2019	06:10:51			OFFICE. PATROL
08/11/2019	10:23:27		1908110039	DISP. [redacted]
08/11/2019	10:30:43		1908110039	1097.
08/11/2019	10:34:24		1908110039	1097. [redacted]
08/11/2019	10:37:40		1908110039	CODE4.
08/11/2019	10:38:40		1908110039	108. . Disposition LN
08/11/2019	10:38:46		1908110042	DISP. [redacted]
08/11/2019	10:38:50		1908110042	1049. LOBBY
08/11/2019	10:40:06		1908110042	10-29: [redacted]
08/11/2019	10:40:06		1908110042	DMV check: [redacted]
08/11/2019	10:41:49		1908110042	1097.
08/11/2019	10:51:48		1908110042	108.
08/11/2019	10:51:48		1908110042	Closed - Disposition LN
08/11/2019	11:31:16		1908110046	DISP. [redacted]
08/11/2019	11:31:24		1908110046	1097. 10-21 PATROL
08/11/2019	12:05:09		1908110046	108.
08/11/2019	12:05:09		1908110046	Closed - Disposition LN
08/11/2019	12:05:12		1908110051	DISP. [redacted]
08/11/2019	12:05:18		1908110051	1097. 10-21 PATROL
08/11/2019	12:11:35		1908110051	Closed - Disposition LN
08/11/2019	12:11:35		1908110051	108.
08/11/2019	12:12:37			OFFICE. PATROL
08/11/2019	12:17:08			
08/11/2019	12:28:12			107. [redacted]
08/11/2019	12:36:53			
08/11/2019	12:36:57			1019.
08/11/2019	12:42:25			MEAL. PATROL
08/11/2019	13:18:23		1908110060	DISP. [redacted]
08/11/2019	13:31:23		1908110060	1097.
08/11/2019	13:41:09		1908110060	1015. [redacted]
08/11/2019	13:41:17		1908110060	1015. [redacted]
08/11/2019	13:43:58		1908110060	1019. 10-15
08/11/2019	13:46:04		1908110060	Case number 19002734 assigned to 1908110060
08/11/2019	13:54:05		1908110060	JAIL. BOOKING 10-15
08/11/2019	14:08:46		1908110060	108.
08/11/2019	14:08:46		1908110060	Closed - Disposition AR
08/11/2019	14:09:00			1019. 7R
08/11/2019	14:11:28			10-29: [redacted]
08/11/2019	14:11:28			DMV check: [redacted]
08/11/2019	14:12:38			REPORT. PATROL

2 HRS

Date	Time	Unit	Incident #	Text
08/11/2019	15:55:13	[redacted]		REPORT. PATROL
08/11/2019	15:55:57		1908110073	DISP. [redacted]
08/11/2019	15:56:03		1908110073	1097. 10-21 PATROL
08/11/2019	15:58:09		1908110073	10-27: [redacted]
08/11/2019	15:58:09		1908110073	Wanted Check: [redacted]
08/11/2019	15:58:09		1908110073	Missing Persons Check: [redacted]
08/11/2019	15:58:09		1908110073	APPS: [redacted]
08/11/2019	16:05:19		1908110073	CODE4.
08/11/2019	16:06:34		1908110073	Closed - Disposition LN
08/11/2019	16:06:34		1908110073	108.
08/11/2019	16:06:45			OFFICE. PATROL
08/11/2019	16:07:29			REPORT. PATROL
08/11/2019	16:59:42		1908110074	DISP. [redacted]
08/11/2019	16:59:49		1908110074	1097. 10-21 PATROL
08/11/2019	17:09:10		1908110074	10-27: [redacted]
08/11/2019	17:09:10		1908110074	Wanted Check: [redacted]
08/11/2019	17:09:10		1908110074	Missing Persons Check: [redacted]
08/11/2019	17:09:10		1908110074	APPS: [redacted]
08/11/2019	17:26:15		1908110074	108.
08/11/2019	17:26:16		1908110074	Closed - Disposition LN
08/11/2019	17:26:24			OFFICE. PATROL
08/11/2019	17:47:02		1908110098	DISP. [redacted]
08/11/2019	17:47:16		1908110098	going in on foot, at the gate of [redacted]
08/11/2019	17:50:49		1908110098	1097.
08/11/2019	17:51:47		1908110098	[redacted] added to incident
08/11/2019	17:51:47		1908110098	10-27: [redacted]
08/11/2019	17:51:47		1908110098	Wanted Check: [redacted]
08/11/2019	17:51:47		1908110098	Missing Persons Check: [redacted]
08/11/2019	17:51:47		1908110098	APPS: [redacted]
08/11/2019	17:51:56		1908110098	10-29: [redacted]
08/11/2019	17:51:56		1908110098	DMV check: [redacted]
08/11/2019	17:53:06		1908110098	10-29: [redacted]
08/11/2019	17:53:06		1908110098	DMV check: [redacted]
08/11/2019	17:53:46		1908110098	[redacted] added to incident
08/11/2019	17:53:46		1908110098	10-27: [redacted]
08/11/2019	17:53:46		1908110098	Wanted Check: [redacted]
08/11/2019	17:53:46		1908110098	Missing Persons Check: [redacted]
08/11/2019	17:53:46		1908110098	APPS: [redacted]
08/11/2019	18:16:44		1908110098	108.
08/11/2019	18:16:44		1908110098	108.
08/11/2019	18:25:28			OFF. MC Sign Off

Date	Time	Position	Entry
08/11/2019	14:04:43	94	Solvability Factor added: Suspect(s) can be named
08/11/2019	14:04:43	94	Special Circumstance added: *Domestic Violence*
08/11/2019	14:04:43	94	Beat added: 2
08/11/2019	14:04:43	94	Unknown Time checkbox: changed to checked
08/11/2019	14:04:43	94	Longitude: Longitude changed to [redacted]
08/11/2019	14:04:43	94	Latitude: Latitude changed to [redacted]
08/11/2019	15:56:26	21	[redacted] Viewed
08/11/2019	15:57:32	21	[redacted] Viewed
08/11/2019	15:57:41	21	[redacted] Viewed
08/11/2019	16:02:14	21	[redacted] Viewed
08/11/2019	16:07:35	21	Viewed Case 19002734
08/11/2019	16:07:50	21	[redacted] Added to case 19002734 as a V
08/11/2019	16:08:16	21	[redacted] Victim Offense #1 for case added: 243(E)(1)
08/11/2019	16:08:36	21	STATE OF CALIFORNIA> Added to case 19002734 as a V
08/11/2019	16:08:46	21	State Of California> Victim Offense #1 for case added: 273.6(A) PC - V
08/11/2019	16:11:55	21	Narrative text of [redacted] changed (248) characters - Auto Save
08/11/2019	16:14:27	21	[redacted] Viewed
08/11/2019	16:16:55	21	Narrative text of [redacted] changed (671) characters - Auto Save
08/11/2019	16:21:55	21	Narrative text of [redacted] changed (1764) characters - Auto Save
08/11/2019	16:26:55	21	Narrative text of [redacted] changed (2836) characters - Auto Save
08/11/2019	16:31:55	21	Narrative text of [redacted] changed (3878) characters - Auto Save
08/11/2019	16:33:09	21	Narrative text of [redacted] changed (3939) characters - Auto Save
08/11/2019	16:33:10	21	Narrative by [redacted] spell checked
08/11/2019	16:48:11	21	Narrative text of [redacted] changed (3938) characters - Auto Save
08/11/2019	16:53:11	21	Narrative text of [redacted] changed (3933) characters - Auto Save
08/11/2019	16:55:25	21	Narrative of [redacted] - Completed: changed to checked
08/11/2019	16:55:25	21	Narrative added for [redacted]
08/11/2019	16:55:25	21	Closed Supplement 0 of [redacted] (3933) characters
08/11/2019	16:55:37	21	Added new route DA BY PDF
08/11/2019	16:55:46	21	Added new route Victim Witness by DA
08/11/2019	16:56:12	21	Attached State Msg printout - Jerry 10-27
08/11/2019	16:56:19	21	Viewed case photos
08/11/2019	16:59:22	21	[redacted] Viewed
08/11/2019	17:05:36	21	[redacted] > Viewed
08/11/2019	17:09:01	21	[redacted] Viewed
08/11/2019	17:10:06	21	[redacted] Viewed
08/11/2019	17:11:09	21	[redacted] Viewed
08/11/2019	17:20:46	21	Viewed Case 19002734
08/11/2019	17:20:49	21	[redacted] Viewed
08/11/2019	17:20:54	21	Viewed Narrative (3933 characters)
08/11/2019	17:21:00	21	Closed Narrative of [redacted] (3933) characters

Date	Time	Position	Entry
08/11/2019	06:11:45	54	Viewed Case 19002696
08/11/2019	06:11:49	54	Viewed Narrative (3487 characters)
08/11/2019	06:12:33	54	Closed Narrative of [redacted] (3487) characters
08/11/2019	06:20:19	54	Viewed Case 19002687
08/11/2019	06:20:36	54	Viewed Case 19002689
08/11/2019	06:20:49	54	Viewed Case 19002694
08/11/2019	06:21:16	54	Viewed Case 19002703
08/11/2019	06:22:01	54	Viewed Case 19002704
08/11/2019	06:22:15	54	Viewed Case 19002704
08/11/2019	06:22:37	54	Viewed Narrative (4661 characters)
08/11/2019	06:23:40	54	Closed Narrative of [redacted] (4661) characters
08/11/2019	06:26:04	54	Viewed Case 19002713
08/11/2019	10:20:41	54	Viewed Case 19002729
08/11/2019	10:20:51	54	Viewed Case 19002728
08/11/2019	10:21:01	54	Viewed Case 19002727
08/11/2019	11:39:09	119	[redacted] Viewed
08/11/2019	11:39:31	119	Viewed via pop up Case display
08/11/2019	11:39:52	119	[redacted] > Viewed
08/11/2019	11:39:55	119	[redacted] > Viewed
08/11/2019	11:41:12	119	[redacted] > Viewed
08/11/2019	12:06:15	119	[redacted] Viewed
08/11/2019	12:20:44	999	[redacted] Viewed
08/11/2019	13:28:41	999	[redacted] > Viewed
08/11/2019	13:58:58	94	Viewed Case 19002734
08/11/2019	14:04:02	94	[redacted] Added to case 19002734 as a SA
08/11/2019	14:04:39	94	[redacted] Arrest Date added: 08/11/2019
08/11/2019	14:04:39	94	Arrest Time added: 1341
08/11/2019	14:04:39	94	Location of Arrest added: [redacted]
08/11/2019	14:04:39	94	Arresting Officer #1 added: [redacted]
08/11/2019	14:04:39	94	Booked by added: [redacted]
08/11/2019	14:04:39	94	Action Taken added: BOOKING
08/11/2019	14:04:39	94	Offense Level added: Misdemeanor (ADULT AND JUVE
08/11/2019	14:04:39	94	Arrest Disposition added: Misdemeanor Charge
08/11/2019	14:04:39	94	Charge #1 added: 243(E)(1) PC
08/11/2019	14:04:39	94	Charge #2 added: 273.6(A) PC
08/11/2019	14:04:39	94	Charge Description #1 added: Battery Spouse/Ex S
08/11/2019	14:04:39	94	Charge Description #2 added: Vio Ord:prevnt Dome
08/11/2019	14:04:39	94	Counts #1 added: 1
08/11/2019	14:04:39	94	Counts #2 added: 1
08/11/2019	14:04:39	94	Student Not Checked
08/11/2019	14:04:43	94	Case Type added: Misdemeanor
08/11/2019	14:04:43	94	Offense #1 Charge: 415V changed to 243(E)(1) PC
08/11/2019	14:04:43	94	Offense #2 Charge added: 273.6(A) PC
08/11/2019	14:04:43	94	Offense #1 Felony/Misd added: M
08/11/2019	14:04:43	94	Offense #2 Felony/Misd added: M
08/11/2019	14:04:43	94	Zip Code added [redacted]
08/11/2019	14:04:43	94	Date Occurred 1 added: 08/11/2019
08/11/2019	14:04:43	94	Date Cleared added: 08/11/2019
08/11/2019	14:04:43	94	Status added: Refer to District Attorney
08/11/2019	14:04:43	94	Disposition added: Clred By Adult Arrest
08/11/2019	14:04:43	94	Place Code added: House,townhouses,duplexes,etc
08/11/2019	14:04:43	94	Solvability Factor added: Case Solved
08/11/2019	14:04:43	94	Solvability Factor added: Physical Evidence
08/11/2019	14:04:43	94	Solvability Factor added: Suspect Confession
08/11/2019	14:04:43	94	Solvability Factor added: Suspect(s) can be identified
08/11/2019	14:04:43	94	Solvability Factor added: Suspect(s) can be located

Date	Time	Unit	Incident #	Text
08/11/2019	05:34:17	[redacted]		108 - on duty Beats: 03: [redacted] [redacted] .MC Sign On
08/11/2019	05:42:17	[redacted]		
08/11/2019	05:52:10	[redacted]		10-29: [redacted]
08/11/2019	05:52:10	[redacted]		DMV check: [redacted]
08/11/2019	05:52:33	[redacted]		10-29: [redacted]
08/11/2019	05:52:33	[redacted]		DMV check: [redacted]
08/11/2019	05:57:46	[redacted]		OFFICE. PATROL
08/11/2019	06:04:25	[redacted]		10-27: [redacted]
08/11/2019	06:04:25	[redacted]		Wanted Check: [redacted]
08/11/2019	06:04:25	[redacted]		Missing Persons Check: [redacted]
08/11/2019	06:04:25	[redacted]		APPS: [redacted]
08/11/2019	06:55:27	[redacted]		Mobile Signon (Existing Unit or on a Call) Status: OFFICE Vers:16.
08/11/2019	07:03:04	[redacted]		
08/11/2019	07:46:19	[redacted]		10-29: [redacted]
08/11/2019	07:46:20	[redacted]		DMV check: [redacted]
08/11/2019	08:08:41	[redacted]		10-29: [redacted]
08/11/2019	08:08:41	[redacted]		DMV check: [redacted]
08/11/2019	08:15:47	[redacted]		10-29: [redacted]
08/11/2019	08:15:47	[redacted]		DMV check: [redacted]
08/11/2019	08:42:26	[redacted]		10-29: [redacted]
08/11/2019	08:42:27	[redacted]		DMV check: [redacted]
08/11/2019	08:44:14	[redacted]		10-29 [redacted]
08/11/2019	08:44:14	[redacted]		DMV check: [redacted]
08/11/2019	08:46:07	[redacted]	1908110028	10-29: [redacted]
08/11/2019	08:46:07	[redacted]	1908110028	DMV check: [redacted]
08/11/2019	08:46:38	[redacted]	1908110028	1097. [redacted]
08/11/2019	08:46:38	[redacted]	1908110028	Created from [redacted] Previous State Query
08/11/2019	08:46:38	[redacted]	1908110028	Traffic Stop at [redacted]
08/11/2019	08:48:12	[redacted]	1908110028	[redacted] added to incident
08/11/2019	08:48:13	[redacted]	1908110028	10-27: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	Wanted Check: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	Missing Persons Check: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	APPS: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	10-27: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	Wanted Check: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	Missing Persons Check: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	APPS: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	[redacted] added to incident
08/11/2019	08:49:25	[redacted]	1908110028	CODE4.
08/11/2019	08:50:59	[redacted]	1908110028	Closed - Disposition WG
08/11/2019	08:50:59	[redacted]	1908110028	108.
08/11/2019	09:01:52	[redacted]	1908110029	Traffic Stop at [redacted]
08/11/2019	09:01:52	[redacted]	1908110029	1097. [redacted]
08/11/2019	09:03:07	[redacted]	1908110029	10-29: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	09:03:07	[redacted]	1908110029	DMV check: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	10-27: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	Wanted Check: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	Missing Persons Check: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	APPS: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	[redacted] added to incident
08/11/2019	09:04:53	[redacted]	1908110029	CODE4.
08/11/2019	09:06:58	[redacted]	1908110029	Closed - Disposition WG
08/11/2019	09:06:58	[redacted]	1908110029	108.
08/11/2019	09:18:07	[redacted]		10-29: [redacted]
08/11/2019	09:18:07	[redacted]		DMV check: [redacted]
08/11/2019	09:18:41	[redacted]		10-29: [redacted]
08/11/2019	09:18:41	[redacted]		DMV check: [redacted]
08/11/2019	09:21:02	[redacted]		107. [redacted]
08/11/2019	09:24:55	[redacted]		
08/11/2019	09:29:17	[redacted]	1908110034	DISP [redacted]
08/11/2019	09:46:26	[redacted]	1908110034	Summary: Spoke with RP via 10-21. RP stated she received and email with
08/11/2019	09:46:26	[redacted]	1908110034	just wanted to report it to the TCSO for the future. No fraud has taken
08/11/2019	09:46:26	[redacted]	1908110034	108. Disposition: LN
08/11/2019	09:46:26	[redacted]	1908110034	Closed - Disposition LN
08/11/2019	09:58:13	[redacted]	1908110036	Traffic Stop at [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	1097. [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	10-29: [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	DMV check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	10-27: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	Wanted Check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	Missing Persons Check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	APPS: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	[redacted] added to incident
08/11/2019	09:59:57	[redacted]	1908110036	[redacted] added to incident
08/11/2019	09:59:57	[redacted]	1908110036	10-27: [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	Wanted Check: [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	Missing Persons Check: [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	APPS: [redacted]
08/11/2019	10:02:13	[redacted]	1908110036	Closed - Disposition WG
08/11/2019	10:02:13	[redacted]	1908110036	108.
08/11/2019	10:10:37	[redacted]	1908110038	Traffic Stop at [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	10-29: [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	DMV check: [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	1097. [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	[redacted] added to incident
08/11/2019	10:12:49	[redacted]	1908110038	10-27: [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	Wanted Check: [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	Missing Persons Check: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	10:12:49	[redacted]	1908110038	APPS: [redacted]
08/11/2019	10:13:09	[redacted]	1908110038	CODE4.
08/11/2019	10:15:57	[redacted]	1908110038	Closed - Disposition WG
08/11/2019	10:15:57	[redacted]	1908110038	108.
08/11/2019	10:23:30	[redacted]	1908110039	DISP. [redacted]
08/11/2019	10:31:16	[redacted]	1908110039	1097.
08/11/2019	10:32:58	[redacted]	1908110039	out with [redacted]
08/11/2019	10:33:04	[redacted]	1908110039	1097. [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	[redacted] added to incident
08/11/2019	10:34:04	[redacted]	1908110039	10-27: [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	Wanted Check: [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	Missing Persons Check: [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	APPS: [redacted]
08/11/2019	10:37:40	[redacted]	1908110039	CODE4.
08/11/2019	10:38:43	[redacted]	1908110039	108.
08/11/2019	10:38:43	[redacted]	1908110039	Closed - Disposition LN
08/11/2019	10:46:05	[redacted]		OFFICE. PATROL
08/11/2019	10:53:40	[redacted]		
08/11/2019	10:55:31	[redacted]		10-29: [redacted]
08/11/2019	10:55:31	[redacted]		DMV check: [redacted]
08/11/2019	11:09:25	[redacted]		10-29: [redacted]
08/11/2019	11:09:25	[redacted]		DMV check: [redacted]
08/11/2019	11:36:50	[redacted]		10-29: [redacted]
08/11/2019	11:36:50	[redacted]		DMV check: [redacted]
08/11/2019	11:37:54	[redacted]	1908110048	DISP. [redacted]
08/11/2019	11:38:30	[redacted]	1908110048	10-29: [redacted]
08/11/2019	11:38:30	[redacted]	1908110048	DMV check: [redacted]
08/11/2019	11:50:38	[redacted]	1908110048	1097.
08/11/2019	11:56:51	[redacted]	1908110048	CODE4.
08/11/2019	11:56:55	[redacted]	1908110048	Case number 19002731 assigned to 1908110048
08/11/2019	12:10:50	[redacted]	1908110048	108.
08/11/2019	12:10:51	[redacted]	1908110048	Closed - Disposition RT
08/11/2019	12:17:43	[redacted]		107. [redacted]
08/11/2019	12:20:20	[redacted]		
08/11/2019	12:24:35	[redacted]	1908110055	10-29: [redacted]
08/11/2019	12:24:35	[redacted]	1908110055	DMV check [redacted]
08/11/2019	12:25:14	[redacted]	1908110055	1097. [redacted]
08/11/2019	12:25:14	[redacted]	1908110055	Created from [redacted] Previous State Query
08/11/2019	12:25:14	[redacted]	1908110055	Traffic Stop at [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	[redacted] added to incident
08/11/2019	12:27:30	[redacted]	1908110055	Missing Persons Check: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	APPS: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	10-27: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	Wanted Check: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	12:27:49	[redacted]	1908110055	[redacted] added to incident
08/11/2019	12:27:49	[redacted]	1908110055	10-27: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	Wanted Check: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	Missing Persons Check: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	APPS: [redacted]
08/11/2019	12:34:09	[redacted]	1908110055	CODE4.
08/11/2019	12:40:54	[redacted]	1908110055	108.
08/11/2019	12:40:54	[redacted]	1908110055	Closed - Disposition LN
08/11/2019	12:45:44	[redacted]		107. [redacted]
08/11/2019	13:02:00	[redacted]		1019. MEAL
08/11/2019	13:23:35	[redacted]	1908110065	DISP. [redacted]
08/11/2019	13:45:02	[redacted]	1908110065	Case number [redacted] assigned to [redacted]
08/11/2019	13:56:38	[redacted]	1908110065	108. Disposition: RT
08/11/2019	13:56:38	[redacted]	1908110065	108.
08/11/2019	13:56:38	[redacted]	1908110065	Closed - Disposition RT
08/11/2019	14:24:45	[redacted]		1019. [redacted]
08/11/2019	14:27:54	[redacted]		10-29: [redacted]
08/11/2019	14:27:54	[redacted]		DMV check: [redacted]
08/11/2019	15:40:12	[redacted]	1908110081	DISP. [redacted]
08/11/2019	15:49:24	[redacted]	1908110081	1097.
08/11/2019	15:58:29	[redacted]	1908110081	standing by at the residence
08/11/2019	16:59:13	[redacted]	1908110055	Summary: Conducted a traffic enforcement stop for not having a driver
08/11/2019	16:59:13	[redacted]	1908110055	side, side view mirror. Driver, [redacted] had a suspended license
08/11/2019	16:59:13	[redacted]	1908110055	and needed service. I completed a CHP310 form, [redacted] signed the CHP310
08/11/2019	16:59:13	[redacted]	1908110055	form and gave him the pink copy. I confiscated [redacted] DL and attached
08/11/2019	16:59:14	[redacted]	1908110055	it to the CHP310 form and placed it in the Sergeant's box at patrol. NFA
08/11/2019	16:59:14	[redacted]	1908110055	taken.
08/11/2019	16:59:28	[redacted]	1908110048	Summary
08/11/2019	17:00:15	[redacted]	1908110048	Summary: Arrived at the residence and the resp. was already GOA. Got
08/11/2019	17:00:15	[redacted]	1908110048	statement from the RP and gave her this case number. I conducted a
08/11/2019	17:00:15	[redacted]	1908110048	patrol check of the area and was UTL the resp. NFA taken.
08/11/2019	17:01:01	[redacted]	1908110038	Summary: Conducted a traffic enforcement stop for violation of 22450
08/11/2019	17:01:02	[redacted]	1908110038	CVC. Warning given.
08/11/2019	17:02:15	[redacted]	1908110036	Summary: Conducted a traffic enforcement stop for 24603(b) CVC. Warning
08/11/2019	17:02:15	[redacted]	1908110036	given.
08/11/2019	17:03:01	[redacted]	1908110029	Summary: Conducted a traffic enforcement stop on a motorcycle for
08/11/2019	17:03:01	[redacted]	1908110029	passing a vehicle on a double yellow. Warning given.
08/11/2019	17:03:49	[redacted]	1908110028	Summary: Conducted a traffic enforcement stop for trash blowing out of
08/11/2019	17:03:49	[redacted]	1908110028	the bed of resp. truck. Warning given. NFA taken.
08/11/2019	17:55:05	[redacted]	1908110081	calaveras bomb squad is 97
08/11/2019	17:55:09	[redacted]	1908110081	CODE4.
08/11/2019	18:26:16	[redacted]	1908110081	cal fire is on scene
08/11/2019	18:48:13	[redacted]	1908110081	they will be detonating the caps in about 30 seconds
08/11/2019	18:54:59	[redacted]	1908110081	Case number 19002740 assigned to 1908110081

Date	Time	Unit	Incident #	Text
08/11/2019	19:03:25	[redacted]	1908110081	Closed - Disposition RT
08/11/2019	19:03:25	[redacted]	1908110081	108.
08/11/2019	19:16:08	[redacted]		OFF. MC Sign Off

Date	Time	Unit	Incident #	Text
08/11/2019	05:34:17	[redacted]		108 - on duty Beats: 03: [redacted] MC Sign On
08/11/2019	05:42:17	[redacted]		
08/11/2019	05:52:10	[redacted]		10-29: [redacted]
08/11/2019	05:52:10	[redacted]		DMV check: [redacted]
08/11/2019	05:52:33	[redacted]		10-29: [redacted]
08/11/2019	05:52:33	[redacted]		DMV check: [redacted]
08/11/2019	05:57:46	[redacted]		OFFICE. PATROL
08/11/2019	06:04:25	[redacted]		10-27: [redacted]
08/11/2019	06:04:25	[redacted]		Wanted Check: [redacted]
08/11/2019	06:04:25	[redacted]		Missing Persons Check: [redacted]
08/11/2019	06:04:25	[redacted]		APPS: EW[redacted]
08/11/2019	06:55:27	[redacted]		Mobile Signon (Existing Unit or on a Call) Status: OFFICE Vers:16.
08/11/2019	07:03:04	[redacted]		
08/11/2019	07:46:19	[redacted]		10-29: [redacted]
08/11/2019	07:46:20	[redacted]		DMV check: [redacted]
08/11/2019	08:08:41	[redacted]		10-29: [redacted]
08/11/2019	08:08:41	[redacted]		DMV check: [redacted]
08/11/2019	08:15:47	[redacted]		10-29: [redacted]
08/11/2019	08:15:47	[redacted]		DMV check: [redacted]
08/11/2019	08:42:26	[redacted]		10-29: [redacted]
08/11/2019	08:42:27	[redacted]		DMV check: [redacted]
08/11/2019	08:44:14	[redacted]		10-29: [redacted]
08/11/2019	08:44:14	[redacted]		DMV check: [redacted]
08/11/2019	08:46:07	[redacted]	1908110028	10-29: [redacted]
08/11/2019	08:46:07	[redacted]	1908110028	DMV check: [redacted]
08/11/2019	08:46:38	[redacted]	1908110028	1097. [redacted]
08/11/2019	08:46:38	[redacted]	1908110028	Created from [redacted] Previous State Query
08/11/2019	08:46:38	[redacted]	1908110028	Traffic Stop at [redacted]
08/11/2019	08:48:12	[redacted]	1908110028	[redacted] added to incident
08/11/2019	08:48:13	[redacted]	1908110028	10-27: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	Wanted Check: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	Missing Persons Check: [redacted]
08/11/2019	08:48:13	[redacted]	1908110028	APPS: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	10-27: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	Wanted Check: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	Missing Persons Check: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	APPS: [redacted]
08/11/2019	08:48:31	[redacted]	1908110028	[redacted] added to incident
08/11/2019	08:49:25	[redacted]	1908110028	CODE4.
08/11/2019	08:50:59	[redacted]	1908110028	Closed - Disposition WG
08/11/2019	08:50:59	[redacted]	1908110028	108.
08/11/2019	09:01:52	[redacted]	1908110029	Traffic Stop at [redacted]
08/11/2019	09:01:52	[redacted]	1908110029	1097. [redacted]
08/11/2019	09:03:07	[redacted]	1908110029	10-29: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	09:03:07	[redacted]	1908110029	DMV check [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	10-27: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	Wanted Check: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	Missing Persons Check: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	APPS: [redacted]
08/11/2019	09:03:50	[redacted]	1908110029	[redacted] added to incident
08/11/2019	09:04:53	[redacted]	1908110029	CODE4.
08/11/2019	09:06:58	[redacted]	1908110029	Closed - Disposition WG
08/11/2019	09:06:58	[redacted]	1908110029	108.
08/11/2019	09:18:07	[redacted]		10-29 [redacted]
08/11/2019	09:18:07	[redacted]		DMV check: [redacted]
08/11/2019	09:18:41	[redacted]		10-29 [redacted]
08/11/2019	09:18:41	[redacted]		DMV check: [redacted]
08/11/2019	09:21:02	[redacted]		107. [redacted]
08/11/2019	09:24:55	[redacted]		
08/11/2019	09:29:17	[redacted]	1908110034	DISP. [redacted]
08/11/2019	09:46:26	[redacted]	1908110034	Summary: Spoke with RP via 10-21. RP stated she received and email with
08/11/2019	09:46:26	[redacted]	1908110034	just wanted to report it to the TCSO for the future. No fraud has taken
08/11/2019	09:46:26	[redacted]	1908110034	108. Disposition: LN
08/11/2019	09:46:26	[redacted]	1908110034	Closed - Disposition LN
08/11/2019	09:58:13	[redacted]	1908110036	Traffic Stop at [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	1097. [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	10-29: [redacted]
08/11/2019	09:58:13	[redacted]	1908110036	DMV check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	10-27: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	Wanted Check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	Missing Persons Check: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	APPS: [redacted]
08/11/2019	09:59:15	[redacted]	1908110036	[redacted] added to incident
08/11/2019	09:59:57	[redacted]	1908110036	[redacted] added to incident
08/11/2019	09:59:57	[redacted]	1908110036	10-27 [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	Wanted Check: [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	Missing Persons Check: [redacted]
08/11/2019	09:59:57	[redacted]	1908110036	APPS: [redacted]
08/11/2019	10:02:13	[redacted]	1908110036	Closed - Disposition WG
08/11/2019	10:02:13	[redacted]	1908110036	108.
08/11/2019	10:10:37	[redacted]	1908110038	Traffic Stop at [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	10-29: [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	DMV check: [redacted]
08/11/2019	10:10:37	[redacted]	1908110038	1097 [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	[redacted] added to incident
08/11/2019	10:12:49	[redacted]	1908110038	10-27: [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	Wanted Check: [redacted]
08/11/2019	10:12:49	[redacted]	1908110038	Missing Persons Check: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	10:12:49	[redacted]	1908110038	APPS: [redacted]
08/11/2019	10:13:09	[redacted]	1908110038	CODE4.
08/11/2019	10:15:57	[redacted]	1908110038	Closed - Disposition WG
08/11/2019	10:15:57	[redacted]	1908110038	108.
08/11/2019	10:23:30	[redacted]	1908110039	DISP. [redacted]
08/11/2019	10:31:16	[redacted]	1908110039	1097.
08/11/2019	10:32:58	[redacted]	1908110039	out with the male half [redacted]
08/11/2019	10:33:04	[redacted]	1908110039	1097. [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	[redacted] added to incident
08/11/2019	10:34:04	[redacted]	1908110039	10-27: [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	Wanted Check: [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	Missing Persons Check [redacted]
08/11/2019	10:34:04	[redacted]	1908110039	APPS: [redacted]
08/11/2019	10:37:40	[redacted]	1908110039	CODE4.
08/11/2019	10:38:43	[redacted]	1908110039	108.
08/11/2019	10:38:43	[redacted]	1908110039	Closed - Disposition LN
08/11/2019	10:46:05	[redacted]		OFFICE. PATROL
08/11/2019	10:53:40	[redacted]		
08/11/2019	10:55:31	[redacted]		10-29 [redacted]
08/11/2019	10:55:31	[redacted]		DMV check: [redacted]
08/11/2019	11:09:25	[redacted]		10-29 [redacted]
08/11/2019	11:09:25	[redacted]		DMV check: [redacted]
08/11/2019	11:36:50	[redacted]		10-29: [redacted]
08/11/2019	11:36:50	[redacted]		DMV check: [redacted]
08/11/2019	11:37:54	[redacted]	1908110048	DISP. [redacted]
08/11/2019	11:38:30	[redacted]	1908110048	10-29: [redacted]
08/11/2019	11:38:30	[redacted]	1908110048	DMV check: [redacted]
08/11/2019	11:50:38	[redacted]	1908110048	1097.
08/11/2019	11:56:51	[redacted]	1908110048	CODE4.
08/11/2019	11:56:55	[redacted]	1908110048	Case number 19002731 assigned to 1908110048
08/11/2019	12:10:50	[redacted]	1908110048	108.
08/11/2019	12:10:51	[redacted]	1908110048	Closed - Disposition RT
08/11/2019	12:17:43	[redacted]		107. THE OUTPOST
08/11/2019	12:20:20	[redacted]		
08/11/2019	12:24:35	[redacted]	1908110055	10-29: [redacted]
08/11/2019	12:24:35	[redacted]	1908110055	DMV check: [redacted]
08/11/2019	12:25:14	[redacted]	1908110055	1097. [redacted]
08/11/2019	12:25:14	[redacted]	1908110055	Created from [redacted] Previous State Query
08/11/2019	12:25:14	[redacted]	1908110055	Traffic Stop at [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	[redacted] added to incident
08/11/2019	12:27:30	[redacted]	1908110055	Missing Persons Check: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	APPS: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	10-27: [redacted]
08/11/2019	12:27:30	[redacted]	1908110055	Wanted Check: [redacted]

Date	Time	Unit	Incident #	Text
08/11/2019	12:27:49	[redacted]	1908110055	[redacted] added to incident
08/11/2019	12:27:49	[redacted]	1908110055	10-27: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	Wanted Check: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	Missing Persons Check: [redacted]
08/11/2019	12:27:49	[redacted]	1908110055	APPS: [redacted]
08/11/2019	12:34:09	[redacted]	1908110055	CODE4.
08/11/2019	12:40:54	[redacted]	1908110055	108.
08/11/2019	12:40:54	[redacted]	1908110055	Closed - Disposition LN
08/11/2019	12:45:44	[redacted]		107. SUBWAY JUNCTION
08/11/2019	13:02:00	[redacted]		1019. MEAL
08/11/2019	13:23:35	[redacted]	1908110065	DISP. [redacted]
08/11/2019	13:45:02	[redacted]	1908110065	Case number 19002733 assigned to 1908110065
08/11/2019	13:56:38	[redacted]	1908110065	108. Disposition: RT
08/11/2019	13:56:38	[redacted]	1908110065	108.
08/11/2019	13:56:38	[redacted]	1908110065	Closed - Disposition RT
08/11/2019	14:24:45	[redacted]		1019. 7R
08/11/2019	14:27:54	[redacted]		10-29: [redacted]
08/11/2019	14:27:54	[redacted]		DMV check: [redacted]
08/11/2019	15:40:12	[redacted]	1908110081	DISP. [redacted]
08/11/2019	15:49:24	[redacted]	1908110081	1097.
08/11/2019	15:58:29	[redacted]	1908110081	standing by at the residence
08/11/2019	16:59:13	[redacted]	1908110055	Summary: Conducted a traffic enforcement stop for not having a driver
08/11/2019	16:59:13	[redacted]	1908110055	side, side view mirror. Driver, [redacted] had a suspended license
08/11/2019	16:59:13	[redacted]	1908110055	and needed service. I completed a CHP310 form, [redacted] signed the CHP310
08/11/2019	16:59:13	[redacted]	1908110055	form and gave him the pink copy. I confiscated [redacted] DL and attached
08/11/2019	16:59:14	[redacted]	1908110055	it to the CHP310 form and placed it in the Sergeant's box at patrol. NFA
08/11/2019	16:59:14	[redacted]	1908110055	taken.
08/11/2019	16:59:28	[redacted]	1908110048	Summary
08/11/2019	17:00:15	[redacted]	1908110048	Summary: Arrived at the residence and the resp. was already GOA. Got
08/11/2019	17:00:15	[redacted]	1908110048	statement from the RP and gave her this case number. I conducted a
08/11/2019	17:00:15	[redacted]	1908110048	patrol check of the area and was UTL the resp. NFA taken.
08/11/2019	17:01:01	[redacted]	1908110038	Summary: Conducted a traffic enforcement stop for violation of 22450
08/11/2019	17:01:02	[redacted]	1908110038	CVC. Warning given.
08/11/2019	17:02:15	[redacted]	1908110036	Summary: Conducted a traffic enforcement stop for 24603(b) CVC. Warning
08/11/2019	17:02:15	[redacted]	1908110036	given.
08/11/2019	17:03:01	[redacted]	1908110029	Summary: Conducted a traffic enforcement stop on a motorcycle for
08/11/2019	17:03:01	[redacted]	1908110029	passing a vehicle on a double yellow. Warning given.
08/11/2019	17:03:49	[redacted]	1908110028	Summary: Conducted a traffic enforcement stop for trash blowing out of
08/11/2019	17:03:49	[redacted]	1908110028	the bed of resp. truck. Warning given. NFA taken.
08/11/2019	17:55:05	[redacted]	1908110081	calaveras bomb squad is 97
08/11/2019	17:55:09	[redacted]	1908110081	CODE4.
08/11/2019	18:26:16	[redacted]	1908110081	cal fire is on scene
08/11/2019	18:48:13	[redacted]	1908110081	they will be detonating the caps in about 30 seconds
08/11/2019	18:54:59	[redacted]	1908110081	Case number 19002740 assigned to 1908110081

Date	Time	Unit	Incident #	Text
08/11/2019	19:03:25	[redacted]	1908110081	Closed - Disposition RT
08/11/2019	19:03:25	[redacted]	1908110081	108.
08/11/2019	19:16:08	[redacted]		OFF. MC Sign Off

Date	Time	Position	Entry
08/11/2019	06:03:21	68	Viewed Case 19002711
08/11/2019	06:04:10	68	Narrative added for [redacted]
08/11/2019	06:04:10	68	Closed Narrative of [redacted] (0) characters
08/11/2019	06:04:15	68	Viewed case photos
08/11/2019	06:04:19	68	[redacted] > Viewed
08/11/2019	06:04:52	68	Attached State Msg printout - [redacted]
08/11/2019	06:07:16	68	Viewed Case 19002696
08/11/2019	06:09:02	68	Viewed Case 19002696
08/11/2019	06:20:36	68	Viewed Case 19002729
08/11/2019	06:20:39	68	[redacted] > Viewed
08/11/2019	06:20:52	68	Viewed Case 19002725
08/11/2019	06:21:29	68	Viewed Case 19002711
08/11/2019	06:25:36	68	[redacted] Viewed
08/11/2019	06:25:55	68	[redacted] > Viewed
08/11/2019	06:31:06	68	[redacted] > Viewed
08/11/2019	06:33:49	68	Viewed Case 19002711
08/11/2019	06:44:12	68	Viewed Narrative (0 characters)
08/11/2019	06:44:49	68	Narrative of [redacted] - Completed: changed to checked
08/11/2019	06:44:49	68	Narrative text of [redacted] changed (1170) characters
08/11/2019	06:44:49	68	Closed Narrative of [redacted] (1170) characters
08/11/2019	06:44:53	68	Viewed Narrative (1170 characters)
08/11/2019	06:44:54	68	Narrative text of [redacted] changed (1170) characters
08/11/2019	06:44:54	68	Closed Narrative of [redacted] (1170) characters
08/11/2019	07:43:29	999	Viewed Narrative
08/11/2019	07:46:33	999	[redacted] > Viewed
08/11/2019	08:42:26	999	Viewed
08/11/2019	08:42:43	999	[redacted] > Viewed
08/11/2019	08:44:22	999	[redacted] > Viewed
08/11/2019	08:45:02	999	[redacted] > Viewed
08/11/2019	09:54:47	999	[redacted] > Viewed
08/11/2019	11:36:50	999	Viewed
08/11/2019	11:37:00	999	[redacted] > Viewed
08/11/2019	11:38:30	999	Viewed
08/11/2019	13:21:05	54	[redacted] > Viewed
08/11/2019	13:22:03	54	[redacted] > Viewed
08/11/2019	13:23:05	54	Viewed via pop up Case display
08/11/2019	13:23:08	54	Viewed Case 18003647
08/11/2019	14:00:15	999	[redacted] > Viewed
08/11/2019	14:04:28	999	[redacted] Viewed
08/11/2019	14:27:54	999	Viewed
08/11/2019	17:08:25	999	[redacted] > Viewed
08/11/2019	17:25:29	999	[redacted] > Viewed
08/11/2019	17:31:49	999	[redacted] rt> Viewed
08/11/2019	17:32:36	999	[redacted] > Viewed

Date	Time	Inc #	Type	Dispo	Unit	Address
08/11/2019	00:21	201908110001	CLERK	HD		
08/11/2019	00:22	201908110002	911HU	LN		
08/11/2019	00:28	201908110003	CHP	OA		
08/11/2019	00:35	201908110004	415	RT		
08/11/2019	00:53	201908110005	1194	AR		
08/11/2019	01:06	201908110006	1194	AR		
08/11/2019	01:09	201908110007	PATCK	PC		
08/11/2019	01:12	201908110008	SUSC	PC		
08/11/2019	01:21	201908110009	CHP	OA		
08/11/2019	01:25	201908110010	SPD	OA		
08/11/2019	01:40	201908110011	1195	WG		
08/11/2019	02:03	201908110012	1194	PC		
08/11/2019	02:17	201908110013	CDF	OA		
08/11/2019	02:24	201908110014	MSIN	OA		
08/11/2019	03:04	201908110015	PATCK	PC		
08/11/2019	03:32	201908110016	SUSC	PC		
08/11/2019	03:45	201908110017	PATCK	PC		
08/11/2019	05:57	201908110018	MSIN	HD		
08/11/2019	06:33	201908110019	ALARM	FB		
08/11/2019	06:45	201908110020	911HU	~~LN~~		
08/11/2019	06:52	201908110021	911HU	~~OA~~		
08/11/2019	06:56	201908110022	SPD	~~OA~~		
08/11/2019	07:01	201908110023	CHP	~~OA~~		
08/11/2019	07:20	201908110024	MSIN	~~OA~~		
08/11/2019	07:40	201908110025	CHP	~~OA~~		
08/11/2019	07:47	201908110026	911HU	~~LN~~		
08/11/2019	08:06	201908110027	1144	~~Z2~~		
08/11/2019	08:46	201908110028	1195	~~WG~~		
08/11/2019	09:01	201908110029	1195	~~WG~~		
08/11/2019	09:12	201908110030	AMB	~~MC~~		
08/11/2019	09:12	~~201908110031~~	911HU	~~LN~~		
08/11/2019	09:23	201908110032	SUB	~~LN~~		
08/11/2019	09:23	201908110033	911HU	~~LN~~		
08/11/2019	09:26	201908110034	SCAM	LN		
08/11/2019	09:57	201908110035	911HU	~~LN~~		
08/11/2019	09:58	201908110036	1195	~~WG~~		
08/11/2019	10:02	201908110037	SUB	CS		
08/11/2019	10:10	201908110038	1195	~~WG~~		

Date	Time	Inc #	Type	Dispo	Unit	Address
08/11/2019	10:21	201908110039	415V	LN		
08/11/2019	10:22	201908110040	415	LN		
08/11/2019	10:29	201908110041	911HU	LN		
08/11/2019	10:31	201908110042	SUSC	LN		
08/11/2019	10:32	201908110043	SUB	LN		
08/11/2019	10:48	201908110044	911HU	LN		
08/11/2019	11:20	201908110045	ASSAULT	LN NO CASE 10-21		
08/11/2019	11:23	201908110046	664	LN NO CASE 10-21		
08/11/2019	11:26	201908110047	CHP	OA		
08/11/2019	11:34	201908110048	TRO VIOL	RT		
08/11/2019	11:46	201908110049	MSIN	LN		
08/11/2019	11:46	201908110050	911HU	LN		
08/11/2019	11:48	201908110051	594	LN NO CASE 10-21		
08/11/2019	11:52	201908110052	911HU	LN		
08/11/2019	12:07	201908110053	AMB	MC		
08/11/2019	12:23	201908110054	CHP	OA TRAFFIC		
08/11/2019	12:25	201908110055	1195	LN		
08/11/2019	12:25	201908110056	1124	OA		
08/11/2019	12:32	201908110057	911HU	LN NO CASE 10-21		
08/11/2019	12:37	201908110058	AMB	MC		
08/11/2019	12:37	201908110059	SPD	OA		
08/11/2019	12:54	201908110060	415V	AR		
08/11/2019	13:02	201908110061	THEFT	TX		
08/11/2019	13:04	201908110062	415D	PC		
08/11/2019	13:12	201908110063	1195	CM		
08/11/2019	13:12	201908110064	911HU	LN PROP 10-21 W/O		
08/11/2019	13:16	201908110065	TRO VIOL	RT		
08/11/2019	13:19	201908110066	911HU	LN		
08/11/2019	13:31	201908110067	AMB	MC		
08/11/2019	13:34	201908110068	459	BA		
08/11/2019	13:48	201908110069	911HU	LN		
08/11/2019	13:57	201908110070	AMB	MC		
08/11/2019	14:04	201908110071	CHP	OA		

Date	Time	Inc #	Type	Dispo	Unit	Address
08/11/2019	14:16	201908110072	SPD	OA	[redacted]	[redacted]
08/11/2019	14:25	201908110073	245	LN		
08/11/2019	14:25	201908110074	CIVIL	LN		
08/11/2019	14:42	201908110075	AMB	MC		
08/11/2019	14:56	201908110076	AMB	MC		
08/11/2019	15:10	201908110077	SPD	OA		
08/11/2019	15:12	201908110078	911HU	LN		
08/11/2019	15:16	201908110079	CHP	OA		
08/11/2019	15:30	201908110080	CHP	OA		
08/11/2019	15:31	201908110081	AMB	RT		
08/11/2019	15:32	201908110082	AMBTRANS	MC		
08/11/2019	15:38	201908110083	459	LN		
08/11/2019	15:40	201908110084	AMBTRANS	MT		
08/11/2019	15:56	201908110085	JUV	AR		
08/11/2019	16:10	201908110086	AC	AC		
08/11/2019	16:30	201908110087	CHP	OA		
08/11/2019	16:49	201908110088	AMB	MC		
08/11/2019	16:52	201908110089	1124	OA		
08/11/2019	16:52	201908110090	CLERK	IID		
08/11/2019	17:05	201908110091	EXPATROL	LN		
08/11/2019	17:06	201908110092	415	LN		
08/11/2019	17:19	201908110093	CHP	OA		
08/11/2019	17:20	201908110094	911HU	LN		
08/11/2019	17:21	201908110095	CHP	OA		
08/11/2019	17:27	201908110096	415N	LN		
08/11/2019	17:38	201908110097	OPEN	LN		
08/11/2019	17:42	201908110098	SUSC	AR		
08/11/2019	17:47	201908110099	23152	OA		
08/11/2019	17:57	201908110100	CHP	OA		
08/11/2019	18:00	201908110101	AMB	MC		
08/11/2019	18:15	201908110102	ADVICE	LN		
08/11/2019	18:28	201908110103	AMB	MC		
08/11/2019	18:32	201908110104	CDF	OA		
08/11/2019	18:33	201908110105	CDF	OA		
08/11/2019	18:33	201908110106	415V	CV		
08/11/2019	18:35	201908110107	CDF	OA		
08/11/2019	18:36	201908110108	CDF	OA		

Date	Time	Inc #	Type	Dispo	Unit	Address
08/11/2019	18:36	201908110109	CDF	OA		
08/11/2019	18:38	201908110110	AMB	MC		
08/11/2019	18:39	201908110111	CDF	OA		
08/11/2019	18:42	201908110112	CDF	OA		
08/11/2019	18:42	201908110113	CHP	OA		
08/11/2019	18:43	201908110114	CDF	OA		
08/11/2019	18:55	201908110115	CHP	OA		
08/11/2019	18:56	201908110116	CHP	OA		
08/11/2019	18:58	201908110117	CIVIL	CV		
08/11/2019	19:23	201908110118	911HU	LN		
08/11/2019	19:24	201908110119	BOL	LN		
08/11/2019	19:32	201908110120	602	LN		
08/11/2019	19:36	201908110121	AMB	MC		
08/11/2019	19:46	201908110122	AMB	MC		
08/11/2019	19:52	201908110123	AMB	MC		
08/11/2019	19:54	201908110124	1195	WG		
08/11/2019	19:54	201908110125	CHP	OA		
08/11/2019	20:02	201908110126	CLERK	HD		
08/11/2019	20:06	201908110127	1195	WG		
08/11/2019	20:08	201908110128	911MIS	LN		
08/11/2019	20:20	201908110129	602	PC		
08/11/2019	20:25	201908110130	WELCK	WC		
08/11/2019	20:28	201908110131	415V	GA		
08/11/2019	20:49	201908110132	CHP	OA		
08/11/2019	20:55	201908110133	AMBTRANS	MT		
08/11/2019	21:11	201908110134	1195	AR		
08/11/2019	21:20	201908110135	1195	WG		
08/11/2019	21:23	201908110136	AMBTRANS	MT		
08/11/2019	21:41	201908110137	911HU	LN		
08/11/2019	21:49	201908110138	CHP	OA		
08/11/2019	21:52	201908110139	CHP	OA		
08/11/2019	21:52	201908110140	911HU	LN		
08/11/2019	22:01	201908110141	1195	WG		
08/11/2019	22:09	201908110142	WELCK	LN		
08/11/2019	22:27	201908110143	CLERK	HD		

Date	Time	Inc #	Type	Dispo	Unit	Address
08/11/2019	23:08	201908110144	AMB	MC	[redacted]	[redacted]
08/11/2019	23:12	201908110145	1195	WG		
08/11/2019	23:49	201908110146	1195	WG		

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: Dispatcher [redacted]

From: Lt. David L. Vasquez

Date: 1/15/2020

Subject: Internal Affairs Disposition

The purpose of this memorandum is to inform you that Internal Affairs Investigation 19-002 has been concluded. You received a notice of investigation on 9/03/19 listing alleged policy violations. The Sheriff's Discipline Review Board concluded all alleged policy violations associated with your work performance on 8/11/19 and this investigation are **UNFOUNDED**.

I, [redacted] have received a copy of this letter.

[redacted]

#1585

Lt. David L. Vasquez

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill Pooley
Sheriff-Coroner

March 3rd, 2020

Victor Serrano
[redacted]

Re: Notice of Proposed Disciplinary Action

Sergeant Victor Serrano,

The Department has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, you were assigned as the Watch Commander for the 0600-1800 day shift and failed to respond or assign any deputy sheriffs to multiple calls for service by [redacted] regarding her [redacted] aggressive and escalating conduct over a two-hour period. Ms. [redacted] ultimately sustained multiple injuries, had a knife held to her throat, and suffered property damage at her home. During your shift, you also provided dishonest statements regarding Ms. [redacted] calls for service and on the watch report.

Upon review of the investigation and pursuant to Article 16 of the Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"), you are hereby notified that the Tuolumne County Sheriff's Office is proposing to terminate your employment as a Deputy Sheriff with the rank of Sergeant. If the recommendation remains unchanged following completion of any pre-disciplinary review in this matter, your termination will be effective, following completion of the pre-disciplinary process and written notice of your termination.

A. CAUSES FOR PROPOSED DISCIPLINARY ACTION

This action is being taken based upon the following SUSTAINED violations:

Tuolumne County Sheriff's Office Policies:

Policy 200.3.2 Orders

Members shall respond to and make a good faith and reasonable effort to comply with the lawful order of superior officers and other property authority.

Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

Policy 340.2 Standards of Conduct

The continued employment or appointment of every member of the Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on – or off- duty, may be cause for disciplinary action.

Policy 340.3.1: Ethics

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

Policy 340.3.7: Performance

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

(c) Failure to participate in, or giving false or misleading statements, or is representing or omitting material information to a supervisor of other person in a position of authority, in connection with any investigation on in the reporting of any office related business.

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

Policy 340.3.8 Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws. Identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situation or conditions.

(e) Responding to reports of criminal and non-criminal acts.

Policy 444.1: Watch Commanders

Each patrol shift must be directed by supervisors who are capable of making decisions and communicating in a manner consistent with departmental policies, procedures, practices, functions and objectives. TO accomplish this goal, a Sergeant heads each watch.

County of Tuolumne Personnel Rules and Regulations:

Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(4) Willful or negligent disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order.

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"):

Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order;

(4) Incompetence.

(5) Inefficiency.

(6) Inexcusable neglect of duties.

(8) Dishonesty, Untruthfulness or Lying.

(12) Discourteous treatment of the public or other employees.

(15) Violation of department rule.

(16) Other failure of good behavior either during or outside of duty hours, which, is of such a nature that it causes discredit to the county.

B. ACTS OR OMISSIONS LEADING TO THE PROPOSED DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report is attached to this notice.

Please note that any of these acts alone, constitute a sufficient basis to impose the proposed disciplinary action.

A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for almost 17 years. During that time, you have served as a, Patrol Deputy, Corporal, Narcotics Detective, and currently as a Sergeant for four years. You are one of the most experienced people in the Sheriff's Office. You have received specialized training in Detectives, Field Training Officer, Supervisor, SWAT Operator and Crisis Negotiator. You received specialized training in supervising personnel and managing resources. You have received training in risk assessment, planning, tactics and crisis intervention. You are aware of your obligation to maintain standards of conduct whether on or off duty, to include your duty to maintain the highest level of integrity when submitting official documents or making official statements.

- On Sunday, August 11, 2019, you and your team were on duty for a 12-hour day shift from 0600-1800 hours. This was the first day of your team's work-week. Your team generally includes Cpl. [redacted] and Deputies [redacted] and [redacted] However, Deputy [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "*vacation time*." Deputy [redacted] also was not on duty despite the Altadec scheduling system reporting him as on duty. Deputy [redacted] admission and the County's Records Information Management System ("RiMs") GPS database audit confirmed he was in Pinecrest with his family for the day and not on duty. In light of Deputy [redacted] and Deputy [redacted] absences, your shift was operating at a minimum staffing capacity status. By your own admission during this investigation, you described minimum staffing as inadequate coverage to accomplish the mission of the patrol function.

- You were aware of Lt. [redacted] expectations on what he expected his Sergeants to be doing based on his communications during a July 24, 2019 meeting with his Sergeants. Lt. [redacted]s expectations included: "*To be in the field supporting your staff, responding to calls and teaching.*", "*Maintain beat integrity of assigned staff and adequate coverage.*", "*Hold your people accountable.*", "*Conduct thorough report and incident reviews, checking for accuracy and completeness.*"

- However, during your shift on August 11, 2019, you were documented as being at the patrol office for 10 hours and 13 minutes of your assigned 12-hour shift. During that time in the office you did the following:

    - You handled 0 calls for service, closed one incident and approved 5 reports.

    - Your total time approving reports was 1 hour and 23 minutes.

    - You logged 4 hours and 26 minutes for morning briefing.

- With respect to the deputies under your command during this August 11, 2019 day shift, their time was logged as follows:

  - Cpl. [redacted] Documented as being at the patrol office for 5 hours and 30 minutes. He handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports. Overall, Cpl. [redacted] conducted patrol functions for 7 hours. Of the total time on shift, Cpl. [redacted] logged 4 hours and 25 minutes for morning briefing. From 1516 hours to 1700 hours, Cpl. [redacted] GPS coordinates show his location as the patrol office.

  - Deputy [redacted] Documented as being at the patrol office for 8 hours during the shift. He handled 7 calls for service and wrote 1 report. Deputy [redacted] conducted patrol functions for 4 hours. Of the total time on shift, Deputy [redacted] logged 4 hours and 13 minutes during morning briefing.

  - Deputy [redacted] Documented as being at the patrol office for 1 hour 23 minutes during the shift. He handled five traffic stops and five calls for service. Deputy [redacted] conducted patrol functions for 11 hours 3 minutes. At 1540 hours, Deputy [redacted] was dispatched to a medical call on [redacted] regarding a man who accidently [redacted]. He remained on-scene at that incident until 1903 hours – approximately one hour after the end of his shift.

- At 1552 hours on August 11, 2019, [redacted] called the Sheriff's Department non-emergency and emergency line to report that her [redacted], [redacted] who was on probation had cut off her probation ankle monitor and was acting in an agitated state and had a history of being violent against her. The initial call was taken by Dispatcher [redacted] however, Ms. [redacted] spoke to Dispatcher [redacted] and Dispatcher [redacted] in subsequent calls. At no time during these initial calls to the Sheriff's Department did Ms. [redacted] ever state that she did not want any deputies to respond.

- At 1556 hours, Ms. [redacted] incident was created in the Department's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she* [redacted] *. in the residence also.]*" The incident was initially reported as Priority 2, a rating that requires a response over property crimes and report writing.

- In response to Ms. [redacted] call for assistance and the incident being noted in the CAD system at 1556 hours, you and Cpl. [redacted] and Deputy [redacted] – who remained under your command for the day shift – took the following action in response to the incident[1]:

  - At 1558 hours, you reviewed Ms. [redacted] incident in the CAD system **<u>for the first time</u>**.

  - At 1558 hours, Cpl. [redacted] changed his status to "Code 4" from patrol office work station #53, computer name SO140197 – indicating that no further assistance was needed.

[1] Deputy [redacted] who remained on-scene from 1540-1903 hours for the medical call regarding [redacted] reviewed Ms. [redacted] call for service at 1632, 17:06, 1721, and 1752 from his mobile unit.

- At 1559 hours, you reviewed Ms. [redacted] incident report in the CAD system **for the second time**.

- At 1600 hours, the RiMs audit reported you then reviewed [redacted] person record.

- At 1602 hours, you again reviewed Ms. [redacted] incident report in the CAD system **for the third time**.

- At 1606 hours, Deputy [redacted] viewed Ms. [redacted] incident report in the CAD system for the first time.

- At 1607 hours, Deputy [redacted] changed his status to "REPORT PATROL" to inform other members of the Sheriff's office he was engaged in writing or completing reports.

- At 1607 hours, Cpl. [redacted] also assigned himself a case number to review for an unrelated matter.

- At 1611 hours, Deputy [redacted] opened the narrative of Case # 19-2734 to review (248 characters). This case is not related to Ms. [redacted] call for service.

- At 1615 hours, the incident reported was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her probation. Probation Officer [redacted] also reported to the Sheriff's Office that Ms. [redacted] had contacted her by phone.

- At 1616 hours, Cpl. [redacted] viewed Ms. [redacted] incident in the CAD system for the first time.

- At 1623 hours, Cpl. [redacted] again viewed Ms. [redacted] incident in the CAD system for the second time.

- At 1624 hours, Cpl. [redacted] dispatched himself to a separate incident from patrol office workstation #53 – a burglary complaint on [redacted] involving a property crime. However, he did not immediately leave the station to respond to this call.

- At 1638 hours, Ms. [redacted] called the Sheriff's office a second time requesting assistance with her [redacted] The incident report was updated to state: "*Rp recalled advising that her [redacted] threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- In response to Ms. [redacted] second call for assistance and the incident being noted in the CAD system at 1638 hours, you and Cpl. [redacted] and Deputy [redacted] – who remained under your command for the day shift – took the following action in response to the incident:

  - At 1655 hours, Deputy [redacted] marked his narrative as complete on unrelated Case # 19-2734 (complete narrative now contained 3933 characters).

- At 1657 hours, Cpl. [redacted] changed his status to "in-route" (10-49) to the burglary complaint on [redacted] from patrol office workstation #53. He had previously marked himself as dispatched to the [redacted] call at 1624 hours.

- At 1659 hours, Deputy [redacted] dispatched himself to a civil incident regarding cats (201908110074). However, Deputy [redacted] contact with the reporting party in responding to the incident was made by phone while he remained in the patrol office.

- At 1701 hours, Cpl. [redacted] GPS shows movement away from the patrol office to respond to the burglary call on [redacted]

- At 1708 hours, you reviewed Ms. [redacted] incident in the CAD system **for the fourth time – over an hour and ten minutes from when the incident was originally created in the CAD system**.

- At 1717 hours, Deputy [redacted] began updating his daily summary of earlier incidents while in the patrol office. The first incident dealt with a verbal disturbance (201908110039).

- At 1718 hours, Deputy [redacted] while in the patrol office, updated his second incident (201908110042).

- At 1718 hours, Cpl. [redacted] arrived on scene at [redacted] for the unrelated burglary call. His location is confirmed by GPS data.

- At 1719 hours, Deputy [redacted] while still in the patrol office, updated his third incident (201908110046).

- At 1720 hours, Deputy [redacted] while still in the patrol office, updated his fourth incident, (201908110051).

- At 1720 hours, Deputy [redacted] while still in the patrol office, exited the civil incident involving cats (201908110074)and accessed the narrative of the previous case report he was working on ([redacted]

- At 1721 hours, Deputy [redacted] while still in the patrol office, closed Case # [redacted]

- At 1722 hours, Deputy [redacted] while still in the patrol office updated his fifth incident (Case # [redacted]).

- At 1723 hours, Deputy [redacted] while still in the patrol office updated his sixth incident (201908110073). Neither the case narrative report nor the incident summaries Deputy [redacted] worked on from 1717-1723 hours were related to Ms. [redacted] call.

- At 1723 hours, you again reviewed Ms. [redacted] incident in the CAD system **for the fifth time**.

- At 1724 hours, Cpl. [redacted] cleared the residence at [redacted] with the unrelated burglary call (the incident was eventually closed by Cpl. [redacted] with a log note at 1742 hours.)

- At 1725 hours, you accessed and authored a watch report document within Microsoft Word on your computer regarding the day's events. The total editing time listed in the document information was 25 minutes (1725-1750 hours). You highlighted Ms. [redacted] incident as the last incident of the day, and described the incident as follows:

    - "***1722 hrs. <u>This call is back on the screen again because the RP called back and stated she does now think she wants a deputy</u>. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because <u>all of the guys are currently on other calls</u>, Sorry Men.***"

  However, your characterization of Ms. [redacted] incident and the status of the deputies under your command in this watch report document does not match your review of the incident in the CAD system and the information conveyed from the dispatchers regarding Ms. [redacted] incident.

- At 1725 hours, Deputy [redacted] while still in the patrol office, updated and closed the civil incident involving cats (201908110074) with a log note.

- At 1726 hours, Deputy [redacted] while still in the patrol office changed his status to "OFFICE PATROL" to inform all other members of the Sheriff's office he was physically located at the patrol office (although, as noted in the time entries above, he had never left the patrol office from the time of 1556 hours when the initial report on Ms. [redacted] incident was created in the CAD system).

- At 1727 hours, while still noted as "OFFICE PATROL" to indicate that he was in the patrol office, GPS data shows Deputy [redacted] actually leaving the patrol office and traveling [redacted] as he heads home to get his gym bag. Deputy [redacted] was not dispatched to a call.

- At 1733 hours, Deputy [redacted] arrives at his residence in [redacted] RiMs database still shows location of "OFFICE PATROL," indicating incorrectly he was still physically located at the patrol office.

    - At 1734 hours, you called dispatcher [redacted] Hurtardo and informed her you were letting Ms. [redacted] call pend until the evening shift and placed it in the watch report. You stated: *<u>She didn't want us there earlier, now she does and the guys are all on calls...</u>*" You also reviewed the [redacted] incident in the CAD system **<u>for the sixth time</u>**. You did not review the [redacted] incident again before leaving your shift.

- At 1740 hours, Ms. [redacted] called the Sheriff's Office **<u>a third time requesting assistance</u>** and reporting the situation was escalating. The incident report states: "*Rp recalled and said that her [redacted] has now assaulted her, shattered glass and is out of control.*"

- At 1742 hours, Ms. [redacted] called the Sheriff's Office **<u>a fourth time requesting assistance</u>** and again reporting the situation was escalating. The incident report notes: "*rpts her [redacted] is attacking her, subject is breaking everything in her house.*"

- At 1743 hours, Ms. [redacted] incident report was updated to state: "*RP will be standing by outside in a [redacted].*"

- In response to Ms. [redacted] third and fourth calls for assistance and the incident being updated in the CAD system at 1743 hours, you and Cpl. [redacted] and Deputy [redacted] who remained under your command for the day shift – took the following action in response to the incident:

  - At 1743 hours, Cpl. [redacted] dispatched himself to property crime incident at a residence in Twain Harte with an "Open Door." However, Cpl. [redacted] GPS showed him traveling southbound on Phoenix Lake Road, away from Twain Harte and back towards Sonora.

  - At 1744 hours, Deputy [redacted] while at his residence in [redacted] responded to radio traffic from dispatch requesting back-up for Cpl. [redacted] who is responding to a, possible property crime burglary in progress at [redacted] in Sonora, which is a short distance away from his residence.

  - At 1747 hours, Deputy [redacted] parked at [redacted] in [redacted] in Sonora. Deputy [redacted] then proceeded to walk to [redacted] from [redacted] through a fire access gate to provide backup for the potential burglary in progress that Cpl. [redacted] was responding to.

  - At 1748 hours, Deputy [redacted] changed his status from "OFFICE" to dispatched "DISP" to the burglary incident on [redacted]

  - At 1750 hours, Deputy [redacted] arrived at the residence at [redacted] in Sonora.

  - At 1751 hours, Ms. [redacted] incident report is updated to note: "*per p27* [Probation Officer [redacted] *female called her again stating that she was told she couldn't leave, advised female could leave to let us know where she goes so we can make contact with her. P27 will recall female and advise of above.*"

  - At 1757 hours, graveyard shift deputies, Sgt. [redacted] and Deputy [redacted] arrive [redacted] in Sonora to assist Deputy [redacted] with the burglary call.

  - At 1758 hours, Cpl. Benson's GPS shows him arriving at the residence on [redacted] in Sonora regarding the burglary call.

- At 1801 hours, deputies [redacted] and [redacted] of the graveyard shift were eventually dispatched to Ms. [redacted] residence in response to her call. **This is over two hours after Ms. [redacted] original call requesting service at 1552 hours during the day shift that you oversaw.** While the graveyard shift deputies responded to Ms. [redacted] incident, Cpl. [redacted] and Deputy [redacted] – who remained under your command for the day shift – were engaged in the following activities until the end of their shift:

  - At 1811 hours, Cpl. [redacted] corrects his location from the Twain Harte "Open Door," to a suspicious circumstance on [redacted] in Sonora.

  - At 1811 hours, Deputy [redacted] made an arrest for possession of drug paraphernalia at the incident on [redacted] in Sonora. Deputy [redacted] arrived and assumed all logistics

of the arrest. At 1815 hours, [redacted] is back in his patrol vehicle. Deputy [redacted] cleared the scene at 1816 hours.

- At 1817 hours, Cpl. [redacted] cleared the scene on [redacted] in Sonora.
- At 1833 hours, Cpl. [redacted] changed his status to, "OFF." – meaning his shift had ended.
- At 1824 hours, Deputy [redacted] viewed Ms. [redacted] incident once again from the RiMs Mobile terminal in his patrol car.
- At 1825 hours, Deputy [redacted] arrived at the DSA fitness center on Stockton Street in Sonora, and then subsequently logged off from his Mobile RiMs terminal in his patrol car.

- In addition to not personally responding to Ms. [redacted] incident after it initially was called in at 1552 hours, you also did not personally respond to any other calls during that time even though your job duties while on day shift do involve you responding to patrol shift incidents that may arise. Therefore, not only did the available deputies under your command during the day shift – Cpl. [redacted] and Deputy [redacted] – not respond to Ms. [redacted] incident when they were available in the patrol office to do so and were aware of the incident in the CAD system, you also failed to respond when you were able to do so after reviewing the incident in the CAD system over six times in just over an hour and a half period.

- On August 15, 2019, Ms. [redacted] submitted a formal citizen's complaint alleging that she was the victim of a battery by her [redacted], [redacted] on August 11, 2019 after the Sheriff's Department failed to respond to her call. Ms. [redacted] reported she called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed [redacted] in danger. Ms. [redacted] alleged she waited more than two hours for a deputy to respond, while [redacted] "*shattered glass*" throughout the house and physically attacked Ms. [redacted] Ms. [redacted] alleges her call for service was not prioritized appropriately. Ms. [redacted] said she called the Sheriff's Office early, before the situation escalated, due to [redacted] history of violence towards her and her "*aggressive state*." Ms. [redacted] claims she sustained kicks, punches, bites, bruises, a concussion and had a knife held to her throat by [redacted] Ms. [redacted] alleged she, "*Needed help and nobody was ever sent.*"

- During the subsequent investigation into this matter, Deputy [redacted] confirmed he was not on a call at 1734 hours as you reported in the watch commander report and to Dispatcher [redacted] Deputy [redacted] stated he had gone home to get his gym bag when he left the patrol office at 1727 hours. Cpl. [redacted] also confirmed in the investigation that if deputies were going home or in the patrol office, they are not on calls, and should otherwise be available.

- During the investigation, all witnesses interviewed, including you, admitted Ms. [redacted] incident was not handled during the August 11, 2019 day shift that was under your command – ***even though the incident was initially reported over two hours before the end of your shift*** – and was never cleared off the board during your shift.

- During the investigation, Cpl. [redacted] and Deputy [redacted] also both reported that you informed them "*we are not going to this call*," prior to either of them departing the patrol office after 1700 hours – well before the end of your day shift, and with plenty of time to properly respond to this incident.

Your Investigatory Interview

You were interviewed on October 10, 2019. You received a Miranda warning and Lybarger admonition and were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You admitted crimes against persons take priority over report writing and property crimes. Yet, the facts above show that both you and the deputies under your command during the August 11, 2019 day shift engaged in the lower priority report writing and response to property crimes instead of responding to the higher priority crime against a person as was reported in Ms. [redacted] incident that day.

- You admitted situations that are initially reported as non-violent situations may escalate in seconds and that juveniles may be violent.

- You admitted watch commanders may respond to calls if there are no available deputies to respond to a call. You also admitted you were not on any calls during the August 11, 2019 day shift from 1556 hours – when Ms. [redacted] incident was first reported in the CAD system – until you went off duty at the end of that shift on or about 1800 hours.

- You admitted the [redacted] incident was not handled during your shift, even though it was first reported over two hours before the end of the shift when you or other deputies were available to respond, and was never cleared off the board during your shift. You also admitted Ms. [redacted] incident escalated during the time it was initially reported and while you reviewed the call a total of six times in the CAD system just over an hour and a half time period from when first reported.

- You admitted telling Deputy [redacted] and Cpl. [redacted] words to the effect of "*We're not sending anyone to the call.*" You could not recall when you made that statement. You admitted you determined to hold the call for the graveyard shift based on only the initial incident description – even though the CAD system indicates you reviewed the incident over six times in just over an hour and a half time period from when first reported, and during which time the incident description was updated on multiple occasions. You confirmed your decision to not send any deputies to Ms. [redacted] call did not change as the incident continued to evolve that day.

- You admitted you never spoke with Ms. [redacted] regarding the incident or made any attempt to follow up and determine the severity of the incident.

- You admitted none of the property crime calls for service handled by Deputy [redacted] and Cpl. [redacted] after the [redacted] incident came in should have taken priority over Ms. [redacted] incident.

- You admitted that Deputy [redacted] was available to respond to a call when he went home to get his gym bag, and that you can send a deputy on a call with 20 minutes left in the shift.

- You admitted that the August 11, 2019 day shift was "*not a super, duper, uber, crazy busy day.*"

- You admitted you took a role in the call not getting handled. You expressed frustration at not receiving all of the information dispatch had received from Ms. [redacted] You also admitted you did not look at the [redacted] incident after 1734 hours. However, your indication that you did not receive all the information dispatch received is contradicted and mitigated by the fact that you did review Ms. [redacted] incident in the CAD system six times in just over an hour and a half from when it was initially created as an incident at 1556 hours, and had been updated by dispatch multiple times.

- You admitted writing the watch report. You did not know why you wrote the call was back on the screen again. You stated you wrote Ms. [redacted] did not want you to respond to the call based on your understanding of the language regarding storming the house in the initial CAD incident report. Yet, you fail to indicate how you were unaware of any additional information regarding the incident even though you reviewed the incident in the CAD system six time in just over an hour and a half period from when first reported, and after the information had been updated by dispatch multiple times and you spoke with dispatch at least three times regarding Ms. [redacted] call for service.

C. PERSONNEL FILE REVIEW

Upon review of your personnel file, you have the following previous disciplinary actions:

- September 25, 2018: You received notice of proposed discipline of a formal letter of reprimand regarding your use of disparaging remarks to a subordinate regarding another supervisor that occurred in December 2017.

D. PROPOSED DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the proposed disciplinary action which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("*Skelly*"), where the State Supreme Court held:

> *"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."*

I have taken into account your performance history with the Department, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice.

[TCSO Policy 444.1: Watch Commanders, TCSO Policy 200.3.2 Orders, DSA MOU Article 16, Section C. Cause(s) of Action:(4) Incompetence, (5) Inefficiency, (6) Inexcusable neglect of duties, TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TCSO Policy 340.3.6: (d), (e)]

As a sergeant, you are expected to be in the field supporting your staff, responding to calls and teaching. You are also expected to maintain beat integrity and adequate coverage and conduct thorough report and incident reviews, checking for accuracy and completeness. Your conduct on August 11, 2019 described above failed to follow these expectations when you decided not to assign a deputy or yourself to the incident repeatedly reported by Ms. [redacted] Your failure to assign any deputy to this call, or respond on your own – both actions which could have been easily undertaken considering you, Cpl. [redacted] and

Deputy [redacted] were at the patrol office and available to respond – ultimately resulted in bodily injury to Ms. [redacted] and more serious charges against her daughter, [redacted] when the Sheriff Department's eventual response occurred over two hours after the initial report and was undertaken by the subsequent graveyard shift.

[TCSO Policy 444.1: Watch Commanders, TCSO Policy 200.3.2 Orders, DSA MOU Article 16, Section C. Cause(s) of Action:(4), (5), (6), TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TCSO Policy 340.3.6: (d), (e), TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.3.7 Performance (e), TCSO Policy 340.3.8 Conduct(f), (m), TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action, (4), (13), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (12), (15), (16)]

On August 11, 2019, you were the assigned watch commander during the day shift and were also the first person to look at Ms. [redacted] incident at 1602 hours, shortly after it was placed in the CAD system at 1556 hours. You subsequently viewed this call in the CAD system on multiple occasions and you also viewed [redacted] history page that showed her prior history of felony battery and detention for mental health.

You also admitted you did not conduct a preliminary investigation to vet the information in Ms. [redacted] incident; such as a phone call to Ms. [redacted] or to seek additional information from dispatch regarding Ms. [redacted] calls for service. At this time, Cpl. [redacted] Deputy [redacted] and you were all at the patrol office. None of you were assigned to any priority calls. You did not dispatch any deputies to Ms. [redacted] incident or task any deputies with conducting follow-up investigation on Ms. [redacted] incident. After discussing the call with Deputy [redacted] and Cpl. [redacted] you then stated that you were not sending anyone to the call, and instead misrepresented in the watch report and to dispatch towards the end of your shift just less than two hours later that you did not have any deputies available to respond to the call and that the graveyard shift would need to handle the call and even commented in the watch report "*Sorry Men.*"

At 1603 hours, you stated you began approving and reviewing incident reports, instead of responding to Ms. [redacted] incident. You spent approximately 1 hour and 23 minutes, between 1603-1723 hours approving reports. These reports covered incidents that took place between August 9, 2019 and August 10, 2019. None of these reports were written by Deputies on your team, and as an alternative, could have been reviewed in the early hours of the shift or been tasked to the graveyard Sergeant in the wake of a priority call for service; such as Ms. [redacted] incident. When Deputy [redacted] was asked if he heard you making any disparaging remarks toward Ms. [redacted] service call, he reported you stated something similar to, "*she is calling us for help but wants to dictate how we respond.*" Deputy [redacted] described this as "*Bothersome*" to him. Prior to leaving the patrol office around 1727 hours, Deputy [redacted] described you as having a conversation with dispatch over the phone about Ms. [redacted] incident. Upon hanging up with dispatch you stated to Deputy [redacted] something similar to, "*dispatch is flipping out about this call, but I told them I'm holding it for graveyard.*" You admitted to knowing that Deputy [redacted] was going to his house to retrieve his gym bag, but stated something similar to, "*he wasn't gone for the day, he was available if I needed him.*"

Deputy [redacted] and Cpl. [redacted] then subsequently began to handle non-priority calls instead of responding to Ms. [redacted] call at your direction as the watch commander of the shift. In your interview, you admitted that your duties include managing resources, personnel and prioritizing calls for service. You said that in the absence of a command staff officer you oversee custody, dispatch and patrol. You stated that you expect your orders to be carried out and that you understood that when you told Deputy [redacted] and Cpl. [redacted] that you were not sending anyone to Ms. [redacted] call, it should have been perceived as an order from a commanding officer to be followed.

During your shift, you reviewed Ms. [redacted] incident **six times**. Dispatcher [redacted] stated she contacted you twice after Ms. [redacted] initial call came in at 1556 hours, during which she updated you about the status and escalation of the incident. Dispatcher [redacted] stated that each time she spoke with you about Ms. [redacted] incident, you stated that you were going to hold the call for the graveyard shift. You reviewed the RiMS database that included [redacted] criminal and mental health history. You were aware of Probation Officer [redacted] s phone calls where she provided authorization to arrest [redacted] and take her to juvenile hall. In your own statement during this investigation, you described Ms. [redacted] incident as escalating from the time she initially called for service. Yet, with all of this information regarding this incident and the understanding that the call involved a crime against a person that would take priority in responding to, you still did not re-assign or break Deputy [redacted] and/or Cpl. [redacted] from non-priority work such as writing reports or investigating property crimes. In addition, you also personally failed to respond to this call when the record reflects you were more than available to do so. Your conduct fell below the standards of the Sheriff's Department and to your duty and obligation overall to protect and serve the citizens of Tuolumne County. Such failure to act not only created potential liability for the Department in failing to respond to a priority call for service, but also act to discredit and undermine the law enforcement mission of the Department within the community that we serve. Your inaction in this regard cannot be overlooked, and undermines your ability to serve the Department going forward.

[TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.2 Standards of Conduct, TCSO Policy 340.3.6: Efficiency, (a), (b), TCSO Policy 340.3.7 Performance, (b), (c), (e), (i), TCSO Policy 340.3.8 Conduct, (m), TCSO Policy 444.1: Watch Commanders, TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action, (4), (13), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (8), (12), (15), (16)]

At 1734 hours, while the [redacted] incident remained ongoing and continued to escalate, you called Dispatcher [redacted] and told her that the incident was going to be pending for the graveyard shift. You stated "*all of your guys were all on calls.*" You also stated, "[redacted] *didn't want you there earlier in the day*." **These are false statements.** At the time of this call, you knew Deputy [redacted] was on his way home to get his gym bag and was not on a call as you had represented to Dispatcher [redacted] You also knew that you were not personally handling any patrol calls and were otherwise available to respond. After reviewing the [redacted] incident **six times** over an hour and a half time period, you knew that Ms. [redacted] wanted a deputy to respond. You never contacted Ms. [redacted] to confirm she did not want any deputies to respond. Deputy [redacted] and Cpl. [redacted] each independently confirmed in their statements that your statement to Dispatcher [redacted] was a false statement.

You also completed a watch report between 17:25 and 17:50 hours. The Watch Report is an official document used to notify command staff of important information that occurred during your shift. In your watch report, you stated that "*this call is back on the screen again because the RP called back,*", "*earlier she stated she didn't want us coming to the house,*" and "*Leaving for graveyard now because all the other guys are on other calls.*" **These are also false statements**. At the time you wrote the Watch Report, you knew that Deputy [redacted] was not on a call, but instead was on his way home to get his gym bag. In addition, you were also not on a call at that time and could have responded. After reviewing Ms. [redacted] incident six times over an hour and a half time period, you knew that Ms. [redacted] wanted a deputy to respond. You also never contacted Ms. [redacted] to confirm she did not want deputies to respond. Deputy [redacted] and Cpl. [redacted] each confirmed that your statements made on the Watch Report were false statements.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your behavior, remarks, statements, and lack of integrity disrupted the efficiency of the Tuolumne County Sheriff's Office. By your own admission, you willfully violated several governing sections of the Tuolumne County Sheriff's Policy, County Rules and Regulations, and the Deputy Sheriff's Association MOU. As a sworn peace officer, and as a supervisor holding the rank of Sergeant, you are held to a high standard. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to department rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Your conduct also severely compromised your credibility as a Deputy Sheriff in the eyes of a court of law, the public, and this Department beyond that which can't be tolerated by the Tuolumne County Sheriff Office. Your conduct exposed the Sheriff's Office to potential liability for the injuries sustained by Ms. [redacted] Violation of these requirements, therefore, place the agency and others at considerable risk where you are continually employed when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to propose to terminate your employment. Therefore, I am proposing to terminate your employment as a Tuolumne County Deputy Sheriff with the rank of Sergeant.

Attached you will find the materials considered by me in this investigation.

E. APPEAL RIGHTS

Pursuant to *Skelly* and Article 16, Section (F) of the DSA MOU, you have the right to appeal this action to Sheriff Bill J. Pooley, either verbally or in writing within seven (7) calendar days after service of this notice. Although the pre-disciplinary conference is not designed to be a formal evidentiary hearing, you may be represented by legal counsel or another individual of your choice. You may provide statements from yourself, written statements of any witnesses and other documentary material. Your failure to provide a written response or to request a pre-disciplinary conference will constitute a waiver of your right to provide a response. Accordingly, the Sheriff's decision to either sustain, modify, or reject this recommendation will be based upon a review of this Notice of Intent and its attachments.

F. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Undersheriff Neil Evans

Acknowledgement of Receipt

Victor Serrano, Deputy Sheriff, Sergeant _____ Date: 3/4/20

28 N. Lower Sunset, Sonora, CA 95370
(209) 533-5855 ◦ Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

March 9, 2020

[redacted]

Re: Notice of Proposed Disciplinary Action

Dispatcher [redacted]

The Department has completed an internal affairs investigation into the following allegations made against you:

Upon review of the investigation and pursuant to Article 16 of the Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"), you are hereby notified that the Tuolumne County Sheriff's Office is proposing to issue you a Written Letter of Reprimand that will remain in your file for five (5) years. If the recommendation remains unchanged following completion of any pre-disciplinary review in this matter, the letter of reprimand will be issued following the completion of the pre-disciplinary process.

A. CAUSES FOR PROPOSED DISCIPLINARY ACTIONS

The Department has completed an internal affairs investigation into the following allegations made against you:

Tuolumne County Sheriff's Office Policies:

Policy 340.2 Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

B. ACTS OR OMISSIONS LEADING TO THE PROPOSED DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report is attached to this notice.

Please note that any of these acts alone, constitute a sufficient basis to impose the proposed disciplinary action. A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for twenty-four years. You currently serve as a dispatcher and a member of the Crisis Negotiations Team. You are aware of the importance of documenting all relevant information regarding calls for service and maintaining a high level of conduct that reflects positively on the Sheriff's Office. In 2017 you received special training in interpersonal skill, communications, personal behavior, personal accountability and work relationships. In this training you were given tools, suggestions, solutions, and scenario training.

- On August 11, 2019, you were on duty as a Sheriff's Dispatcher in the communication center. [redacted] and [redacted] were also working that day as dispatchers.

- At approximately 1552 hours on August 11, 2019, [redacted] called the Sheriff's Department non-emergency and emergency line to report that her [redacted], [redacted] who was on probation, had cut off her probation ankle monitor, was acting in an agitated state, and had a history of being violent against her. At no time during these initial calls to the Sheriff's Department did Ms. [redacted] ever state that she did not want any deputies to respond.

- At approximately 1556 hours, Ms. [redacted] incident was created in the Department's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted] *in the residence also.]*" The incident was initially reported as Priority 2, a rating requiring a response above crimes concerned only with property.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her parole. Officer [redacted] also reported to the Sheriff's Office that she had been contacted by Ms. [redacted] by phone.

- At 1638 hours, Ms. [redacted] called the Sheriff's Office a second time requesting assistance with her daughter. The incident report was updated by Dispatcher [redacted] to state: "*Rp recalled advising that her* [redacted] *threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- At 1739 hours, Ms. [redacted] called the Sheriff's Office a third time requesting assistance and reporting the situation was escalating. The incident report was updated by Dispatcher

[redacted] to state: "*Rp recalled and said that her* [redacted] *has now assaulted her, shattered glass and is out of control.*"

- At approximately 1741 hours, you received the fifth call associated with Ms. [redacted] incident. This was Ms. [redacted] fourth call for service. During the call, you spoke directly to Ms. [redacted] She reported her [redacted] was attacking her and breaking everything in her house. She reported her [redacted] was "*hitting her in the face and shattering glass above the heads of Ms.* [redacted] *'s other* [redacted]". You articulated in the incident update at 1742 hours that [redacted] reported, "***Her*** [redacted] ***is attacking her, subject is breaking everything in her house. Rp will be standing by outside in a*** [redacted] ***with*** [redacted]"

Your Investigatory Interview

You were interviewed on September 12, 2019. You received a Miranda warning and Lybarger admonition and you were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You claimed to have no memory of specific events regarding your fellow dispatchers sharing information with you about Ms. [redacted] incident and notifications to the watch commander notifications. Only under the scrutiny of the interrogation did you provide any information regarding your discussions relating to Ms. [redacted] incident.

- You continuously claimed to have no recollection and at one time stated the reason you didn't remember was because, ***"you were old and can't remember."*** (emphasis added)

C. PERSONNEL FILE REVIEW

A review of your personnel file confirmed no history of discipline.

D. PROPOSED DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the proposed disciplinary action which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("Skelly"), where the State Supreme Court held:

"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."

I have taken into account your performance history with the Department, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice.

[TCSO Policy 340.2 Standards of Conduct]

On August 11, 2019, you received Ms. [redacted] fourth call for service. At this point, you were aware that Ms. [redacted] had made multiple prior calls for service. You also knew the watch commander had been notified regarding the escalating nature of this event.

Additionally, during your interview you were ordered to provide truthful answers. Despite this order, you stated you had no specific recollection of this matter that occurred thirty days prior to

F. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Undersheriff Neil Evans

Acknowledgement of Receipt

[redacted] Date: 3-9-20

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

March 6, 2020

[redacted]

Re: Notice of Proposed Disciplinary Action

Deputy [redacted]

The Department has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, while on duty as a Deputy Sheriff you failed to respond to multiple calls for service by [redacted] regarding her juvenile [redacted] aggressive state and escalating conduct that resulted in a battery to Ms. [redacted] and destruction of property.

Upon review of the investigation and pursuant to Article 16 of the Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"), you are hereby notified that the Tuolumne County Sheriff's Office is proposing to issue you a Letter of Written Reprimand that will remain in your personnel file for a period of five years. If the recommendation remains unchanged following completion of any pre-disciplinary review in this matter, you will receive written notice of the discipline and be issued the Letter of Written Reprimand.

A. CAUSES FOR PROPOSED DISCIPLINARY ACTION

The Department has completed an internal affairs investigation into the following allegations made against you:

Tuolumne County Sheriff's Office Policies:

Policy 340.3.6 Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without reasonable and bona fide excuse.

B. ACTS OR OMISSIONS LEADING TO THE PROPOSED DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report is attached to this notice.

Please note that any of these acts alone, constitute a sufficient basis to impose the proposed disciplinary action. A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for five years. You currently serve as a patrol deputy. In addition to your experience as a patrol deputy, you serve as a special weapons and tactics operator, and have served as a narcotics detective. You are aware of the importance of maintaining a high level of efficiency to ensure the safety of the public and your fellow deputies. Safety includes the exposure of liability to your partners, the Sheriff's Office and the members of the public. You have received specialized training in risk assessment, mission planning.

- On Sunday, August 11, 2019, you and your team were on duty for a 12-hour day shift from 0600-1800 hours. This was the first day of your team's work-week. Your team generally includes Sgt. Victor Serrano, Cpl. [redacted] and Deputies [redacted] and [redacted] However, Deputy [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "*vacation time*." Deputy [redacted] also was not on duty despite the Altadec scheduling system reporting him as on duty. Deputy [redacted] admission and the County's Records Information Management System ("RiMs") GPS database audit confirmed he was in Pinecrest with his family for the day and not on duty. In light of Deputy [redacted] and Deputy [redacted] absences, your shift was operating at a minimum staffing capacity status.

- During your duty on August 11, 2019, you performed the following actions:

    - You were documented being at the patrol office for 8 hours during the shift. You handled 7 calls for service and wrote 1 report. You conducted patrol functions for 4 hours.

    - Out of your total time on shift, you logged 4 hours and 13 minutes during morning briefing.

- At 1552 hours on August 11, 2019, [redacted] called the Sheriff's Department non-emergency and emergency line to report that her juvenile daughter, [redacted] who was on probation had cut off her probation ankle monitor and was acting in an agitated state and had a history of being violent against her. The call was taken by Dispatcher [redacted] At no time during these initial calls to the Sheriff's Department did Ms. [redacted] ever state that she did not want any deputies to respond.

- At 1556 hours, Ms. [redacted] incident was created in the Department's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *[is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted]*. in the residence also.]* The incident was initially reported as Priority 2, a rating requiring a response above crimes concerned only with property.

- In response to Ms. [redacted] call for assistance and the incident being noted in the CAD system at 1556 hours, you took the following actions:

  - At 1606 hours, you viewed Ms. [redacted] incident report in the CAD system for the first time.

  - At 1607 hours, you changed your status to "REPORT PATROL" to inform other members of the Sheriff's Office you were engaged in writing or completing reports.

  - At 1611 hours, you opened the narrative of Case # 19-2734 to review (248 characters). This case is not related to Ms. [redacted] call for service.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her parole. Officer [redacted] also reported to the Sheriff's Office that she had been contacted by Ms. [redacted] by phone.

- At 1638 hours, Ms. [redacted] called the Sheriff's Office a second time requesting assistance with her daughter. The incident report was updated to state: "*Rp recalled advising that her daughter threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- In response to Ms. [redacted] second call for assistance and the incident being noted in the CAD system at 1638 hours, you took the following actions:

  - At 1655 hours, you marked your narrative as complete on unrelated Case # 19-2734 (complete narrative now contained 3933 characters).

  - At 1659 hours, you dispatched yourself to a civil incident regarding cats (201908110074). However, your contact with the reporting party in responding to the incident was made by phone while you remained in the patrol office.

  - At 1717 hours, you began updating your daily summary of earlier incidents while in the patrol office. The first incident dealt with a verbal disturbance (201908110039).

  - At 1718 hours, while in the patrol office, you updated your second incident (201908110042).

  - At 1719 hours, while still in the patrol office, you updated your third incident (201908110046).

  - At 1720 hours, while still in the patrol office, you updated your fourth incident, (201908110051).

  - At 1720 hours, while still in the patrol office, you exited the civil incident involving cats (201908110074) and accessed the narrative of the previous case report you were working on (Case # 19-2734).

- At 1721 hours, while still in the patrol office, you closed Case # 19-2734.

- At 1722 hours, while still in the patrol office, you updated your fifth incident (Case # 19-2734).

- At 1723 hours, while still in the patrol office, you updated your sixth incident (201908110073). Neither the case narrative report nor the incident summaries you worked on from 1717-1723 hours were related to Ms. [redacted] call.

- At 1725 hours, while still in the patrol office, you updated and closed the civil incident involving cats (201908110074) with a log note.

- At 1726 hours, while still in the patrol office, you changed your status to "OFFICE PATROL" to inform all other members of the Sheriff's Office you were physically located at the patrol office (although, as noted in the time entries above, you had never left the patrol office from the time of 1556 hours when the initial report on Ms. [redacted] incident was created in the CAD system).

- At 1727 hours, while still noted as "OFFICE PATROL" GPS data shows you actually leaving the patrol office and traveling [redacted] as you headed home to get your gym bag. However, you were not dispatched to a call at that time.

- At 1733 hours, you arrived at your residence in [redacted] RiMs database still shows location of "OFFICE PATROL," indicating incorrectly you were still physically located at the patrol office.

- At 1740 hours, Ms. [redacted] called the Sheriff's Office a third time requesting assistance and reporting the situation was escalating. The incident report states: "*Rp recalled and said that her daughter has now assaulted her, shattered glass and is out of control.*"

- At 1742 hours, Ms. [redacted] called the Sheriff's Office a fourth time requesting assistance and again reporting the situation was escalating. The incident report notes: "*rpts her daughter is attacking her, subject is breaking everything in her house.*"

- At 1743, the incident report was updated to state: "*RP will be standing by outside in a* [redacted] *with* [redacted]."

- In response to Ms. [redacted] third and fourth calls for assistance and the incident being updated in the CAD system at 1743 hours, you took the following actions:

  - At 1744 hours, while at your residence in [redacted] you responded to radio traffic from dispatch requesting back-up for Cpl. [redacted] who was responding to a possible property crime burglary in progress at [redacted] in Sonora, which is a short distance away from your residence.

  - At 1747 hours, you parked at [redacted] in [redacted] in Sonora. You then proceeded to walk to [redacted] from [redacted] through a fire access gate to provide backup for the potential burglary in progress that Cpl. [redacted] was responding to.

- At 1748 hours, you changed your status from "OFFICE" to "DISP" to show you were dispatched to the burglary incident on [redacted]

- At 1750 hours, you arrived at the residence at [redacted] in Sonora.

- At 1751 hours, Ms. [redacted] incident report is updated to note: "*per p27* [Probation Officer [redacted]], *female called her again stating that she was told she couldn't leave, advised female could leave to let us know where she goes so we can make contact with her. P27 will recall female and advise of above.*"

  - At 1757 hours, graveyard shift deputies, Sgt. [redacted] and Deputy [redacted] arrived at 20736 [redacted] in Sonora to assist you with the burglary call.

- At 1801 hours, deputies [redacted] and [redacted] of the graveyard shift were eventually dispatched to Ms. [redacted] residence in response to her call. **This is over two hours after Ms. [redacted] original call requesting service at 1552 hours during the day shift.** While the graveyard shift deputies responded to Ms. [redacted] incident, you engaged in the following activities until the end of the shift:

  - At 1811 hours, you made an arrest for possession of drug paraphernalia at the incident on [redacted] in Sonora. Deputy [redacted] arrived and assumed all logistics of the arrest. At 1815 hours, you were back in your patrol vehicle. You cleared the scene at 1816 hours.

  - At 1824 hours, you viewed Ms. [redacted] incident once again from the RiMs Mobile terminal in your patrol car.

  - At 1825 hours, you arrived at the DSA fitness center on Stockton Street in Sonora, and then subsequently logged off from your Mobile RiMs terminal in your patrol car.

- In addition to not personally responding to Ms. [redacted] incident after it initially was called in at 1552 hours, you also did not personally respond to any other calls involving a crime against a person after Ms. [redacted] reported her incident even though your job duties require you to prioritize and respond to crimes against persons over property crimes.

- On August 15, 2019, Ms. [redacted] submitted a formal citizen's complaint alleging that she was the victim of a battery by her [redacted], [redacted] on August 11, 2019 after the Sheriff's Office failed to respond to her call. Ms. [redacted] reported she called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed her [redacted] in danger. Ms. [redacted] alleged she waited more than two hours for a deputy to respond, while [redacted] "*shattered glass*" throughout the house and physically attacked Ms. [redacted] Ms. [redacted] alleges her calls for service were not prioritized appropriately. Ms. [redacted] said she called the Sheriff's Office early, before the situation escalated, due to [redacted] history of violence towards her and her "*aggressive state.*" Ms. [redacted] claims she sustained kicks, punches, bites, bruises, a concussion and had a knife held to her throat by [redacted] Ms. [redacted] alleged she, "*Needed help and nobody was ever sent.*"

- During the subsequent investigation, all witnesses interviewed, including you, admitted Ms. [redacted] incident was not handled during your shift on August 11, 2019 ***even though the incident was initially reported over two hours before the end of your shift.***

Your Investigatory Interview

You were interviewed on October 2, 2019. You received a Miranda warning and Lybarger admonition and were ordered to tell the truth. During this interview, you admitted to the following in regard to this investigation:

- You admitted that minimum staffing requires each deputy to operate at a high level of efficiency to make up for less deputies.
- You admitted you were taught about prioritizing and investigating calls for service.
- You admitted crimes against persons take priority over property crimes.
- You admitted when calls are allowed to remain pending there can be harm to the public.
- You admitted that calls for service take priority over going home early.
- You admitted that none of the calls you handled after Ms. [redacted] initial call for service took priority over Ms. [redacted] call.
- You admitted that thirty minutes prior to the completion of your shift you went home to get your gym bag during your shift, while Ms. [redacted] call failed to receive a response.
- You admitted that you did not respond to Ms. [redacted] call for service and that your actions failed to rise to the level of your training.
- You accepted responsibility for your actions and were honest and forthcoming during your internal affairs interview.

C. PERSONNEL FILE REVIEW

A review of your personnel file confirmed a history of discipline. On 9-19-19, you were given a letter of counseling for deficiencies in your work. You were found to have violated the following policies:

Policy 343.1.2 Report Preparation

Policy 343.3 Expeditious Reporting

Policy 340.3.6 Efficiency

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without reasonable and bona fide excuse.

D. PROPOSED DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the proposed disciplinary action which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("Skelly"), where the State Supreme Court held:

> *"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."*

I have taken into account your performance history with the Department, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice.

[TCSO Policy 340.3.6: Efficiency (a), (b)]

Your actions violate governing sections of the Tuolumne County Sheriff's Policies. Specifically, your failure to conduct any investigation into Ms. [redacted] call, failure to prioritize Ms. [redacted] call over other non-priority calls, and leave the patrol office early to retrieve your gym bag from your personal residence while on-duty as Ms. [redacted] call continued to remain pending, all fail to rise to the basic level of a Deputy Sheriff. Your conduct ultimately resulted in bodily injury to Ms. [redacted] and more serious charges against her daughter, [redacted] when the Sheriff Office's eventual response occurred over two hours after the initial report was received.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your behavior and your failure to provide the basic level functions of a Deputy Sheriff disrupted the efficiency of the Tuolumne County Sheriff's Office. By your own admission, you willfully violated the governing sections of the Tuolumne County Sheriff's Policy, County Rules and Regulations, and the Deputy Sheriff's Association MOU. As a sworn peace officer, you are held to a high standard. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to department rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Your conduct exposed the Sheriff's Office to possible liability for the injuries sustained by Ms. [redacted] Violation of these requirements, therefore, place the agency and others at considerable risk when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to propose to issue you a Written Letter of Reprimand. Therefore, I am proposing to issue you a Written Letter of Reprimand that will remain in your personnel file for five (5) years.

Attached you will find the materials considered by me in this investigation.

E. APPEAL RIGHTS

Pursuant to Article 16, Section (F) of the DSA MOU, you have the right to appeal this action to Sheriff Bill J. Pooley, either verbally or in writing within seven (7) calendar days after service of this notice. Although the pre-disciplinary conference is not designed to be a formal evidentiary hearing, you may be represented by legal counsel or another individual of your choice. You may provide statements from yourself, written statements of any witnesses and other documentary material. Your failure to provide a written response or to request a pre-disciplinary conference will constitute a waiver of your right to provide a response. Accordingly, the Sheriff's decision to either sustain, modify, or reject this recommendation will be based upon a review of this Notice of Intent and its attachments.

F. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Undersheriff Neil Evans

Acknowledgement of Receipt

[redacted] Date: 3-7-20

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill Pooley
Sheriff-Coroner

March 3, 2020

[redacted]

Re: Notice of Proposed Disciplinary Action

Corporal [redacted]

The Department has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, while on duty as Corporal you failed to respond to multiple calls for service by [redacted] regarding her [redacted] aggressive state and escalating conduct that resulted in a battery to Ms. [redacted] and destruction of property.

Upon review of the investigation and pursuant to Article 16 of the Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"), you are hereby notified that the Tuolumne County Sheriff's Office is proposing to demote you from the rank of a Corporal to the rank of a Deputy Sheriff. If the recommendation remains unchanged following completion of any pre-disciplinary review in this matter, your demotion will be effective, following completion of the pre-disciplinary process and written notice of your demotion.

A. CAUSES FOR PROPOSED DISCIPLINARY ACTION

The Department has completed an internal affairs investigation into the following allegations made against you:

Tuolumne County Sheriff's Office Policies:

Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

Policy 340.3.7: Performance

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

Policy 340.3.8 Conduct

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws. Identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situation or conditions.

(e) Responding to reports of criminal and non-criminal acts.

County of Tuolumne Personnel Rules and Regulations:

Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(4) Willful or negligent disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order.

(16) Violation of a department rule.

Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU")

Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order;

(4) Incompetence.

(5) Inefficiency.

(6) Inexcusable neglect of duties.

(15) Violation of department rule.

(16) Other failure of good behavior either during or outside of duty hours, which, is of such a nature that it causes discredit to the county.

B. ACTS OR OMISSIONS LEADING TO THE PROPOSED DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report is attached to this notice.

Please note that any of these acts alone, constitute a sufficient basis to impose the proposed disciplinary action.

A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for 13 years as a deputy sheriff and currently hold the rank of Corporal. You have held this rank for three years. The rank of Corporal is an intermediate supervisor position. You are the Assistant Team Leader of Crisis Negotiations, a Field Training Officer (FTO) and you have specialized training as a Supervisor and narcotics investigations. You have been a field-training officer ("FTO") for over three years. You described your duties as an FTO as training the newly hired deputy sheriff's, with and without experience. The FTO is responsible for ensuring all deputy sheriffs are certified under the California's basic standards for peace officers. You are the senior field-training officer for the department.

- You are responsible for training new recruits on policy, procedure and best practices. You attended supervisor school where you received training on principles of liability, decision-making, problem solving and managing personnel. You are a member of the peer support team, which is a team that focuses on stress management, talking out problems and overall emotional support for work and non-work-related issues.

- On Sunday, August 11, 2019, you and your team were on duty for a 12-hour day shift from 0600-1800 hours. This was the first day of your team's work-week. Your team generally includes Sgt. Victor Serrano, and Deputies [redacted] and [redacted] However, Deputy [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "*vacation time*." Deputy [redacted] also was not on duty despite the Altadec scheduling system reporting him as on duty. Deputy [redacted] admission and the County's Records Information Management System ("RiMs") GPS database audit confirmed he was in Pinecrest with his family for the day and not on duty. In light of Deputy [redacted] and Deputy [redacted] absences, your shift was operating at a minimum staffing capacity status.

- During your duty on August 11, 2019, you performed the following actions

    - You were documented as being at the patrol office for 5 hours and 30 minutes.

    - You handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports.

- You conducted patrol functions for 7 hours.

- You logged 4 hours and 25 minutes for morning briefing out of your total 12 hours on shift.

- At 1516 hours, your GPS coordinates showed your location as the patrol office.

- At 1552 hours on August 11, 2019, [redacted] called the Sheriff's Department non-emergency and emergency line to report that her [redacted], [redacted] who was on probation had cut off her probation ankle monitor and was acting in an agitated state and had a history of being violent against her. The call was taken by Dispatcher [redacted] At no time during these initial calls to the Sheriff's Department did Ms. [redacted] ever state that she did not want any deputies to respond.

- At 1556 hours, Ms. [redacted] incident was created in the Department's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted] *in the residence also.]* The incident was initially reported as Priority 2, a rating requiring a response above crimes concerned only with property.

- In response to Ms. [redacted] call for assistance and the incident being noted in the CAD system at 1556 hours, you took the following action in response to the incident

  - At 1558 hours, you changed your status to "Code 4" from patrol office work station #53, computer name SO140197 – indicating that no further assistance was needed.

  - At 1607 hours, you assigned yourself a case number to review for an unrelated matter.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her parole. Officer [redacted] also reported to the Sheriff's Office that she had been contacted by Ms. [redacted] by phone.

  - At 1616 hours, you viewed Ms. [redacted] incident in the CAD system for the first time.

  - At 1623 hours, you again viewed Ms. [redacted] incident in the CAD system for the second time.

  - At 1624 hours, you dispatched yourself to a separate incident from patrol office workstation #53, a burglary complaint on [redacted] involving a property crime. However, you did not immediately leave the station.

- At 1638 hours, Ms. [redacted] called the Sheriff's office a second time requesting assistance with her daughter. The incident report was updated to state: "*Rp recalled advising that her daughter threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- In response to Ms. [redacted] second call for assistance and the incident being updated in the CAD system at 1638 hours, you took the following action in response to the incident:

- At 1657 hours, you changed your status to "in-route" (10-49) to the burglary complaint on [redacted] from patrol office workstation #53. You had previously marked yourself as dispatched to the [redacted] call at 1624 hours.

- At 1701 hours, your GPS shows movement away from the patrol office for the first time since you dispatched yourself at 1624 hours to respond to the burglary call at [redacted]

- At 1718 hours, you arrived on scene at [redacted] for the unrelated burglary crime. Your location is confirmed by GPS data.

- At 1724 hours, you cleared the residence at [redacted] with the unrelated burglary call (you eventually closed the incident with a log note at 1742 hours.)

- At 1740 hours, Ms. [redacted] called the Sheriff's Office a third time requesting assistance and reporting the situation was escalating. The incident report states: "*Rp recalled and said that her [redacted] has now assaulted her, shattered glass and is out of control.*"

- At 1742 hours, Ms. [redacted] called the Sheriff's Office a fourth time requesting assistance and again reporting the situation was escalating. The incident report notes: "*rpts her [redacted] is attacking her, subject is breaking everything in her house.*"

- At 1743, the incident report was updated to state: "*RP will be standing by outside in a [redacted] with [redacted].*"

- In response to Ms. [redacted] third and fourth calls for assistance and the incident being updated in the CAD system at 1743 hours, you took the following action in response to the incident:

  - At 1743 hours, you dispatched yourself to a property crime incident at a residence in Twain Harte with an "Open Door." However, your GPS showed you traveling southbound on Phoenix Lake Road, away from Twain Harte and back towards Sonora.

  - At 1751 hours, the incident report is updated to note: "*per p27* [Probation Officer [redacted] *female called her again stating that she was told she couldn't leave, advised female could leave to let us know where she goes so we can make contact with her. P27 will recall female and advise of above.*"

  - At 1757 hours, graveyard shift deputies, Sgt. [redacted] and Deputy [redacted] arrive 20736 [redacted] in Sonora to assist Deputy [redacted] with the burglary call you were responding to.

  - At 1758 hours, your GPS showed you arriving at a residence on [redacted] in Sonora.

- At 1801 hours, deputies [redacted] and [redacted] of the graveyard shift were eventually dispatched to Ms. [redacted] residence in response to her call. **This is over two hours after Ms. [redacted] original call requesting service at 1552 hours during the day shift.** While the graveyard shift deputies responded to Ms. [redacted] incident, you engaged in the following activities until the end of the shift:

- At 1811 hours, you corrected your location from the Twain Harte "Open Door," to a suspicious circumstance on [redacted] in Sonora.

- At 1817 hours, you cleared the scene on [redacted] in Sonora.

- At 1833 hours, you changed your status to, "OFF" meaning your shift had ended.

- In addition to not personally responding to Ms. [redacted] incident after it initially was called in at 1552 hours, you also did not personally respond to any other calls involving a crime against a person after Ms. [redacted] reported her incident though your job duties while on day shift require you to prioritize and respond to crimes against persons over property crimes.

- On August 15, 2019, Ms. [redacted] submitted a formal citizen's complaint alleging that she was the victim of a battery by her juvenile daughter, [redacted] on August 11, 2019 after the Sheriff's Department failed to respond to her call. Ms. [redacted] reported she called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed her [redacted] in danger. Ms. [redacted] alleged she waited more than two hours for a deputy to respond, while [redacted] "*shattered glass*" throughout the house and physically attacked Ms. [redacted] Ms. [redacted] alleges her call for service was not prioritized appropriately. Ms. [redacted] said she called the Sheriff's Office early, before the situation escalated, due to [redacted] history of violence towards her and her "*aggressive state*." Ms. [redacted] claims she sustained kicks, punches, bites, bruises, a concussion and had a knife held to her throat by [redacted] Ms. [redacted] alleged she, "*Needed help and nobody was ever sent.*"

- During the subsequent investigation, all witnesses interviewed, including you, admitted Ms. [redacted] incident was not handled during your shift on August 11, 2019 ***even though the incident was initially reported over two hours before the end of your shift***.

Your Investigatory Interview

You were interviewed on October 2, 2019. You received a Miranda warning and Lybarger admonition and were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You confirmed that you are familiar with the roles of Field Training Officers and the evaluation ratings for deputy sheriffs and that you have personally held the role of watch commander or officer-in-charge. You agreed that you would not blindly follow a decision made by a sergeant or lieutenant and that you would not follow unlawful orders or orders in violation of policy.

- Despite holding the rank of Corporal, you described your role as "*beat deputy*" when a sergeant is on duty.

- You admitted during your interview you did not respond to a priority call after the [redacted] incident came in at 1552. You admitted crimes against persons take priority over report writing and property crimes. Yet, the facts above show that you engaged in the lower priority report writing and response to property crimes instead of responding to the higher priority crime against a person as was reported in Ms. [redacted] incident that day.

- You admitted that the way you train and the way you practice is "*crimes against the person take priority over property crimes and you go from there.*" You stated: "*The way I teach it and the way*

I see it, calls on the screen pretty much trump everything else that is going on...but a priority call, you pretty much break anybody and hopefully the closest person."

- You admitted you read the dispatcher's report of the call out loud to Deputy [redacted] and Sgt. Serrano. You reported that you and Sgt. Serrano were both confused on whether Ms. [redacted] wanted a deputy to respond to her call because of the language "*Storming the house.*"

- You admitted there was no dialogue with Sgt. Serrano on who would verify the response Ms. [redacted] requested for service despite each of you being confused by her statement regarding storming the house.

- You admitted situations that are initially reported as non-violent situations may escalate in seconds and that juveniles may be violent.

- You stated Sgt. Serrano's instruction regarding the [redacted] call as a driving force for you to work on the low priority calls.

- You admitted that Sgt. Serrano told you and Deputy [redacted] "*We're not sending anyone to that call*" regarding the [redacted] call.

- You admitted that you did not conduct any further investigation into the [redacted] call. You admitted that your lack of investigation was not consistent with your training and experience, including the training you conduct as a Field Training Officer for subordinate deputies.

- In response to a question about Deputy [redacted] going home early on 8/11/2019 you stated: "*I don't recall anything specific to going home early... I know it was...I hate to; I feel like I'm going to throw someone under the bus...*" After being told "*You may be throwing someone under the bus [redacted] it's called telling the truth.*" "*Ok, um I remember, I do know that there are times where he would go home to get gym gear, to go to the gym after work.*"

- You stated Sgt. Serrano never told you he wanted Ms. [redacted] call to remain pending. You admitted you made the decision to let Ms. [redacted] call remain pending by not going to the call.

- You agreed that just because the watch commander decided to hold Ms. [redacted] call for the next shift, his decision did not relieve the shift from the responsibility to handle the call.

- You agreed Ms. [redacted] incident escalated to an active crime against a person.

- In response to the question regarding anything additional you would like to add you stated: "*No, I feel like you did a good job pulling everything out that I needed to get out and actually helped me recollect what I was told, or what I was apprised to at the time. Other than I want to go apologize to Miss* [redacted]

C. PERSONNEL FILE REVIEW

A review of your personnel file confirmed no history of discipline.

D. PROPOSED DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the proposed disciplinary action which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("*Skelly*"), where the State Supreme Court held:

> *"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."*

I have taken into account your performance history with the Department, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice.

[TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.3.6: Efficiency (a), (b), TCSO Policy 340.3.7: Performance (e), (i), TCSO Policy 340.3.8 Conduct (m), TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action (4), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (15), (16)]

On Sunday, August 11, 2019, you and your team were on duty for the 0600-1800 hours day shift. This was the first day of your team's workweek. Your patrol shift was operating at minimum staffing. During your twelve-hour shift, you were documented at the patrol office for 5 hours and 30 minutes. You handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports. You conducted patrol functions for 7 hours. During the total time on shift, you logged 4 hours and 25 minutes for morning briefing.

You first reviewed this incident at 1615 hours. At this time, you were at the patrol office along with Deputy [redacted] and Sgt. Serrano. You viewed this call and read it out-loud to both Deputy [redacted] and Sgt. Serrano. According to your statement, you had a discussion about this incident with Sgt. Serrano and you were not clear on what response, if any, was needed by Ms. [redacted]

Despite this confusion, you admitted you did not conduct a preliminary investigation to vet the information in Ms. [redacted] call for service, such as a phone call to Ms. [redacted] or seek additional information from dispatch. At this time, you, Deputy [redacted] and Sgt. Serrano were at the patrol office and available to respond to Ms. [redacted] call. None of you were engaged with priority calls. No deputies were dispatched to the [redacted] incident or tasked with conducting follow-up on the [redacted] incident. Instead, during the two hours this incident was unfolding you went on to handle several non-priority, property crime calls. You even drove to [redacted] to handle a cold burglary investigation on [redacted] This call was in close proximity to Ms. [redacted] residence and call for service. You were logged onto the [redacted] burglary call for over an hour during the time Ms. [redacted] call was unfolding and escalating.

You described investigating incidents for additional information as a common practice, whether it is done by contacting the reporting party, or checking history in RiMs. You admitted and agreed that your actions and lack of investigation during the initial discussion of this incident failed to meet the basic level for a Deputy Sheriff even though you are a Corporal, a supervisor, and Field Training Officer.

You were asked in your interview what your role is as a Corporal when a Sergeant is also working your shift. You stated, "*Beat Deputy.*" You are the Tuolumne County Sheriff's Office senior Corporal and our Deputies look up to you for your experience and leadership. You know that describing yourself as a "*Beat Deputy*" is an attempt to minimize your responsibility during this incident.

You are aware that in the Tuolumne County Sheriff's Office Corporal job specifications for the position in which you applied and tested for states, *"This is the lead-level in the Deputy Sheriff class series that provides training and technical and functional direction to assigned staff on an on-going, day-to-day*

basis. The performance of the duties requires additional training on law enforcement operations, procedures, and processes, as well as County and legal standards, practices, policies, and procedures. ***Responsibilities include performing diverse, specialized, and complex work involving significant accountability and decision-making responsibility****. This class is distinguished from the Sheriff's Sergeant in that the latter is the full supervisory-level class in the series responsible for organizing, assigning, supervising, and reviewing the work of assigned staff."* (emphasis added).

In your investigative interview you were asked "*Any talk about* [redacted] *going home early that day?*" You replied, ***"I don't recall anything specific to going home early… I know it was…I hate to; I feel like I'm going to throw someone under the bus…"*** Lt. Vasquez said, "*You may be throwing someone under the bus* [redacted] *it's called telling the truth.*" You then stated, "***Ok, um I remember, I do know that there are times where he would go home to get gym gear, to go to the gym after work."*** (emphasis added).

At the conclusion of your interview you were asked, "*Is there anything you feel you need to add*?" You said, ***"No, I feel like you did a good job pulling everything out that I needed to get out and actually helped me recollect what I was told, or what I was apprised to at the time.*** (emphasis added).

As a Corporal, Supervisor, Field Training Officer and Deputy Sheriff our expectation, and quite frankly the public's expectation, is that when you are being asked questions by a superior officer in an official interview that you are forthcoming with information that is asked for and that the interviewer does not have to extract information from you.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your behavior, remarks, statements, and your failure to provide the basic level functions of a Deputy Sheriff disrupted the efficiency of the Tuolumne County Sheriff's Office. By your own admission, you willfully violated several governing sections of the Tuolumne County Sheriff's Policy, County Rules and Regulations, and the Deputy Sheriff's Association MOU. As a sworn peace officer, and as a supervisor holding the rank of Corporal, you are held to a high standard. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to department rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Your conduct exposed the Sheriff's Department to possible liability for the injuries sustained by Ms. [redacted] Violation of these requirements, therefore, place the agency and others at considerable risk where you are continually employed when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to propose to demote you from Corporal to Deputy Sheriff. Therefore, I am proposing to demote you back to the rank of Deputy Sheriff.

Attached you will find the materials considered by me in this investigation.

E. APPEAL RIGHTS

Pursuant to *Skelly* and Article 16, Section (F) of the DSA MOU, you have the right to appeal this action to Sheriff Bill J. Pooley, either verbally or in writing within seven (7) calendar days after service of this notice. Although the pre-disciplinary conference is not designed to be a formal evidentiary hearing, you may be represented by legal counsel or another individual of your choice. You may provide statements from yourself, written statements of any witnesses and other documentary material. Your failure to provide a written response or to request a pre-disciplinary conference will constitute a waiver of your right to provide a response. Accordingly, the Sheriff's decision to either sustain, modify, or reject this recommendation will be based upon a review of this Notice of Intent and its attachments.

F. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Undersheriff Neil Evans

Acknowledgement of Receipt

[redacted] Date: 3/4/20

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

April 20, 2020

[redacted]

Re: Notice of Order of Final Disciplinary Action

Dispatcher [redacted]

As noted in the March 9, 2020 Notice of Proposed Disciplinary action, the Sheriff's Office has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, while on duty as a dispatcher, Ms. [redacted] alleged you failed to take her call seriously or carry out your duties as a dispatcher.

Upon review of the investigation, Under-Sheriff Neil Evans proposed the following disciplinary action in the March 9, 2020 Notice of Proposed Disciplinary Action:

1. You receive a written reprimand that will be placed in your file for five (5) years.

In accordance with Office policy, the Memorandum of Understanding between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne, and as provided in the Notice of Proposed Disciplinary Action, you requested a pre-disciplinary conference to respond to this proposed disciplinary action. On April 7, 2020, I met with you and your representative Jason Jasmine for that purpose. After careful consideration of all the information presented by you and your representative at the pre-disciplinary conference and upon further review of all the information relied upon and previously provided to you as part of the Notice of Proposed Disciplinary Action, I have decided to affirm the recommendation that you receive a written reprimand for the reasons stated below.

A. REVIEW OF INFORMATION PROVIDED IN APRIL 7, 2020 PRE-DISCIPLINARY CONFERENCE

Below is a summary of the information you set forth for my consideration during the April 7, 2020 Pre-Disciplinary conference in response to the March 9, 2020 Notice of Proposed Disciplinary Action:

- You stated you did not try to withhold any information regarding the incident but that you simply had an imperfect recollection and that you believed your conduct was no different than the other dispatchers.

- You stated you couldn't hear what was happening on the call because of spacing in the dispatch room.

- You stated that you felt your comment regarding being old and not able to remember anything was a flippant remark that may have offended Lt. David Vasquez.

Following your response, I carefully reviewed both your statements made in the April 7, 2020 pre-disciplinary conference and compared them to your September 12, 2019 interview during the investigation, the investigation report, and its attachments, including the recordings. Upon further review of your April 7, 2020 conference and response to the Notice of Proposed Disciplinary Action, I stand by the administrative investigation conducted by Lt. Vasquez and I am not persuaded that the proposed discipline should be modified in any way.

Although you were ordered to answer questions truthfully and to the best of your ability during your interview in this matter, a review of your statements demonstrated that you failed to provide responsive information related to this incident, which also confirms my decision to uphold this disciplinary action.

For these reasons I am imposing the recommended discipline of issuing you a written Letter of Reprimand as set forth in your original Notice of Proposed Disciplinary Action, dated March 9, 2020.

B. CAUSES FOR FINAL DISCIPLINARY ACTIONS

The disciplinary action is being taken based upon the following SUSTAINED violations:

Tuolumne County Sheriff's Office Policies:

Policy 340.2 Standards of Conduct

The continued employment or appointment of every member of Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on, or off-duty, may be cause for disciplinary action.

C. ACTS OR OMISSIONS LEADING TO THE FINAL DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report has previously been provided to you as part of the Notice of Proposed Disciplinary Action.

Please note that any of these acts alone, constitute a sufficient basis to impose the disciplinary action. A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for twenty-four years. You currently serve as a dispatcher and a member of the Crisis Negotiations Team.

You are aware of the importance of documenting all relevant information regarding calls for service and maintaining a high level of conduct that reflects positively on the Sheriff's Office. In 2017 you received special training in interpersonal skill, communications, personal behavior, personal accountability and work relationships. In this training you were given tools, suggestions, solutions, and scenario training.

- On August 11, 2019, you were on duty as a Sheriff's Dispatcher in the communication center. [redacted] and [redacted] were also working that day as dispatchers.

- At approximately 1552 hours on August 11, 2019, [redacted] called the Sheriff's Office non-emergency and emergency line to report that her [redacted], who was on probation, had cut off her probation ankle monitor, was acting in an agitated state, and had a history of being violent against her. At no time during these initial calls to the Sheriff's Office did Ms. [redacted] ever state that she did not want any deputies to respond.

- At approximately 1556 hours, Ms. [redacted] incident was created in the Office's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted] *in the residence also.]*" The incident was initially reported as Priority 2, a rating requiring a response above crimes concerned only with property.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her parole. Officer [redacted] also reported to the Sheriff's Office that she had been contacted by Ms. [redacted] by phone.

- At 1638 hours, Ms. [redacted] called the Sheriff's Office a second time requesting assistance with her daughter. The incident report was updated by Dispatcher [redacted] to state: "*Rp recalled advising that her* [redacted] *threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- At 1739 hours, Ms. [redacted] called the Sheriff's Office a third time requesting assistance and reporting the situation was escalating. The incident report was updated by Dispatcher [redacted] to state: "*Rp recalled and said that her* [redacted] *has now assaulted her, shattered glass and is out of control.*"

- At approximately 1741 hours, you received the fifth call associated with Ms. [redacted] incident. This was Ms. [redacted] fourth call for service. During the call, you spoke directly to Ms. [redacted] She reported her [redacted] was attacking her and breaking everything in her house. She reported her [redacted] was "*hitting her in the face and shattering glass above the heads of Ms.* [redacted] *other* [redacted]." You articulated in the incident update at 1742 hours that [redacted] reported, "***Her*** [redacted] ***is attacking her, subject is breaking everything in her house. Rp will be standing by outside in a*** [redacted]."

Your Investigatory Interview

You were interviewed on September 12, 2019. You received a Miranda warning and Lybarger admonition and you were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You claimed to have no memory of specific events regarding your fellow dispatchers sharing information with you about Ms. [redacted] incident and notifications to the watch commander notifications. Only under the scrutiny of the interrogation did you provide any information regarding your discussions relating to Ms. [redacted] incident.

- You continuously claimed to have no recollection and at one time stated the reason you didn't remember was because, ***"you were old and can't remember."*** (emphasis added)

D. PERSONNEL FILE REVIEW

A review of your personnel file confirmed no history of discipline.

E. FINAL DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the final disciplinary action which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("Skelly"), where the State Supreme Court held:

"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."

I have taken into account your performance history with the Sheriff's Office, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice. In addition, as referenced above, I have also considered your response to the March 9, 2020 Notice of Proposed Disciplinary Action as provided in the April 7, 2020 Skelly pre-disciplinary conference.

[TCSO Policy 340.2 Standards of Conduct]

On August 11, 2019, you received Ms. [redacted] fourth call for service. At this point, you were aware that Ms. [redacted] had made multiple prior calls for service. You also knew the watch commander had been notified regarding the escalating nature of this event.

Additionally, during your interview you were ordered to provide truthful answers. Despite this order, you stated you had no specific recollection of this matter that occurred thirty days prior to your interview. You stated you were "*old and can't remember.*" Your actions display a lack of being forthcoming in an official investigation of alleged policy violations, which is a violation of this office's policy governing standards of conduct; policy 340.2.

Your actions violate several governing sections of the Tuolumne County Sheriff's Policy, and County Rules and Regulations. As a dispatcher for the Sheriff's Office, our expectation, and quite frankly the public's expectation, is that when you are being asked questions in an official interview that you are forthcoming with information that is asked for and that the interviewer does not have to extract information from you.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your lack of forthcoming responses during your administrative interview failed to reach the basic function levels of a dispatcher and disrupted the efficiency of the Tuolumne County Sheriff's Office. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to office rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Violation of these requirements, therefore, place the agency and others at considerable risk when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to issue you a Written Letter of Reprimand. Therefore, I am issuing you a Written Letter of Reprimand to remain in your file for a period of five (5) years.

Attached you will find the materials considered by me in this investigation.

F. APPEAL RIGHTS

Pursuant to Article 16, Section (D) of the DSA MOU, a Letter of Reprimand is considered to be a disciplinary action. Any employee receiving a Letter of Reprimand may respond to the Letter of Reprimand within thirty (30) calendar days from the date of receipt of the Letter of Reprimand. The employee's written response shall be attached to the Letter of Reprimand and placed in the employee's personnel file. A Letter of Reprimand shall not be appealed beyond the informal response meeting with the Department Head as provided in Section E.

On April 7, 2020, you engaged in the informal response meeting during your Skelly Conference. As such, you may provide a written a response to the Letter of Reprimand with thirty (30) calendar days of receipt of the Letter.

G. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Sheriff Bill Pooley

Acknowledgement of Receipt

[redacted] Date: 4-20-20

28 N. Lower Sunset, Sonora, CA 95370
(209) 533-5855 ◦ Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill Pooley
Sheriff-Coroner

April 20, 2020

[redacted]

Re: Notice of Order of Final Disciplinary Action

Corporal [redacted]

As noted in the March 3, 2020 Notice of Proposed Disciplinary action, the Sheriff's Office has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, while on duty as Corporal you failed to respond to multiple calls for service by [redacted] regarding her juvenile [redacted] aggressive state and escalating conduct that resulted in a battery to Ms. [redacted] and destruction of property.

Upon review of the investigation, Under-Sheriff Neil Evans proposed the following disciplinary action in the March 3, 2020 Notice of Proposed Disciplinary Action:

1. You be demoted from the rank of Corporal to the rank of Deputy Sheriff.

In accordance with Office policy, the Memorandum of Understanding between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne, and as provided in the Notice of Proposed Disciplinary Action, you requested a "*Skelly*" pre-disciplinary conference to respond to this proposed disciplinary action. On April 7, 2020, I met with you and your representative Jason Jasmine for that purpose. After careful consideration of all the information presented by you and your representative at the *Skelly* pre-disciplinary conference and upon further review of all the information relied upon and previously provided to you as part of the Notice of Proposed Disciplinary Action, I have decided to affirm the recommendation that you be demoted from the rank of Corporal to the rank of Deputy Sheriff with the Tuolumne County Sheriff's Department for the reasons stated below.

A. REVIEW OF INFORMATION PROVIDED IN APRIL 7, 2020 SKELLY PRE-DISCIPLINARY PROCESS

Below is a summary of the information you set forth for my consideration during the April 7, 2020 *Skelly* Pre-Disciplinary conference in response to the March 3, 2020 Notice of Proposed Disciplinary Action:

- You expressed concerns regarding the "*voluminous, but not thorough*" investigation and tone of questioning taken by Lt. David Vasquez and stated the investigation did not receive the proper attention paid to it.

- You reported that you were shocked by the additional details that appeared in the later calls for service and the injuries sustained by Ms. [redacted] You stated you could have obtained those additional details within 10 to 15 seconds through a phone call to Ms. [redacted] You agreed you should have taken those steps as a leader in the Sheriff's Office.

- You stated your conduct needed to be judged on the information you had available on August 11, 2019 and you should not be evaluated on information gained after the fact. Specifically, you did not receive any information relating to the incident after 1623 hours and requested that no knowledge on how the incident escalated after that fact could be interpreted with respect to your actions beyond that time period. You stated there was no information that you received to indicate a crime against a person was likely to occur.

- You stated that you were performing work throughout the day and earlier in the morning you simply forgot to change your status from morning briefing.

- You also raised concerns regarding your statements during your investigatory interview being taken out of context.

Following your response, I carefully reviewed both your statements made in the April 7, 2020 *Skelly* pre-disciplinary conference and compared them to your October 10, 2019 interview during the investigation, the investigation report, and its attachments, including the recordings. Upon further review of your April 7, 2020 *Skelly* conference and response to the Notice of Proposed Disciplinary Action, I stand by the administrative investigation conducted by Lt. Vasquez and I am not persuaded that the proposed discipline should be modified in any way for the following reasons:

- While it is correct that you did not review or gain any information regarding Ms. [redacted] call for service after 1623 hours, you also admitted that you failed to undertake any investigatory steps beyond a discussion with Sgt. Serrano where you both expressed your confusion relating to the call. You agreed your response to this incident therefore failed to rise to the level you hold all deputies to as a Field Training Officer. In summary, your acknowledgment that you did not review or gain any information regarding Ms. [redacted] call for service after 1623 hours and therefore were not aware of the severity of the incident while also acknowledging that your failure to do so does not rise to the Department's standards of service does not mitigate the severity of this issue.

- During a review of the log history, provided in more detail below, you failed to review Ms. [redacted] incident at any time for the remainder of the shift, despite Ms. [redacted] call falling within your assigned beat jurisdiction for the day and your "*confusion*" regarding the call. You agreed and acknowledged during your *Skelly* conference that you could have easily obtained the information necessary to eliminate your's and Sgt. Serrano's confusion related to the incident. Had you done so, you would have noticed that as of the 1638 hours dispatch note in the CAD system, an assault against a person had occurred when the juvenile threw a sweater in her face.

- You admitted during your investigatory interview that you failed to undertake any additional investigatory work on Ms. [redacted] call because you decided not to perform any further work when Sgt. Serrano said he was not sure a deputy needed to respond. However, as noted above, you

acknowledge that you could have and should have inquired further on this incident under the circumstances.

Taking all the facts of this investigation into consideration, I no longer have faith in your ability to carry out your assigned duties as a Corporal with this Office as a result of these sustained findings.

For these reasons I am imposing the recommended discipline to demote you from the rank of Corporal to the rank of Deputy Sheriff as set forth in your original Notice of Proposed Disciplinary Action, dated March 3, 2020. Your demotion is effective immediately upon receipt of this notification.

B. CAUSES FOR FINAL DISCIPLINARY ACTION

This discipline is being taken based upon the following SUSTAINED violations:

Tuolumne County Sheriff's Office Policies:

Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

Policy 340.3.7: Performance

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

Policy 340.3.8 Conduct

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for

assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws. Identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situation or conditions.

(e) Responding to reports of criminal and non-criminal acts.

County of Tuolumne Personnel Rules and Regulations:

Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(4) Willful or negligent disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order.

(16) Violation of a department rule.

Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU")

Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order;

(4) Incompetence.

(5) Inefficiency.

(6) Inexcusable neglect of duties.

(15) Violation of department rule.

(16) Other failure of good behavior either during or outside of duty hours, which, is of such a nature that it causes discredit to the county.

C. ACTS OR OMISSIONS LEADING TO THE FINAL DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report was attached to your Notice of Intent to Discipline.

Please note that any of these acts alone, constitute a sufficient basis to impose the disciplinary action.

A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for 13 years as a deputy sheriff and currently hold the rank of Corporal. You have held this rank for three years. The rank of Corporal is an intermediate supervisor position. You are the Assistant Team Leader of Crisis Negotiations, a Field Training Officer (FTO) and you have specialized training as a Supervisor and narcotics investigations. You have been a field-training officer ("FTO") for over three years. You described your duties as an FTO as training the newly hired deputy sheriff's, with and without experience. The FTO is responsible for ensuring all deputy sheriffs are certified under the

California's basic standards for peace officers. You are the senior field-training officer for the office.

- You are responsible for training new recruits on policy, procedure and best practices. You attended supervisor school where you received training on principles of liability, decision-making, problem solving and managing personnel. You are a member of the peer support team, which is a team that focuses on stress management, talking out problems and overall emotional support for work and non-work-related issues.

- On Sunday, August 11, 2019, you and your team were on duty for a 12-hour day shift from 0600-1800 hours. This was the first day of your team's work-week. Your team generally includes Sgt. Victor Serrano, and Deputies [redacted] and [redacted] However, Deputy [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "*vacation time*." Deputy [redacted] also was not on duty despite the Altadec scheduling system reporting him as on duty. Deputy [redacted]s admission and the County's Records Information Management System ("RiMs") GPS database audit confirmed he was in Pinecrest with his family for the day and not on duty. In light of Deputy [redacted] and Deputy [redacted] absences, your shift was operating at a minimum staffing capacity status.

- During your duty on August 11, 2019, you performed the following actions

    - You were documented as being at the patrol office for 5 hours and 30 minutes.

    - You handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports.

    - You conducted patrol functions for 7 hours.

    - You logged 4 hours and 25 minutes for morning briefing out of your total 12 hours on shift.

- At 1516 hours, your GPS coordinates showed your location as the patrol office.

- At 1552 hours on August 11, 2019, [redacted] called the Sheriff's Office non-emergency and emergency line to report that her juvenile daughter, [redacted] who was on probation had cut off her probation ankle monitor and was acting in an agitated state and had a history of being violent against her. The call was taken by Dispatcher [redacted] At no time during these initial calls to the Sheriff's Office did Ms. [redacted] ever state that she did not want any deputies to respond.

- At 1556 hours, Ms. [redacted] incident was created in the Office's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted]*. in the residence also.]* The incident was initially reported as Priority 2, a rating requiring a response above crimes concerned only with property.

- In response to Ms. [redacted] call for assistance and the incident being noted in the CAD system at 1556 hours, you took the following action in response to the incident

    - At 1558 hours, you changed your status to "Code 4" from patrol office work station #53, computer name SO140197 – indicating that no further assistance was needed.

- At 1607 hours, you assigned yourself a case number to review for an unrelated matter.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her parole. Officer [redacted] also reported to the Sheriff's Office that she had been contacted by Ms. [redacted] by phone.

  - At 1616 hours, you viewed Ms. [redacted] incident in the CAD system for the first time.

  - At 1623 hours, you again viewed Ms. [redacted] incident in the CAD system for the second time.

  - At 1624 hours, you dispatched yourself to a separate incident from patrol office workstation #53, a burglary complaint on [redacted] involving a property crime. However, you did not immediately leave the station.

- At 1638 hours, Ms. [redacted] called the Sheriff's office a second time requesting assistance with her daughter. The incident report was updated to state: "*Rp recalled advising that her daughter threw a sweater in her face, is breaking the rps stuff and threating to hit the rp.*"

- Following Ms. [redacted] second call for assistance and the incident being updated in the CAD system at 1638 hours, you took the following action in lieu of further investigating or responding to Ms. [redacted] incident:

  - At 1657 hours, you changed your status to "in-route" (10-49) to the burglary complaint on [redacted] from patrol office workstation #53. You had previously marked yourself as dispatched to the [redacted] call at 1624 hours.

  - At 1701 hours, your GPS shows movement away from the patrol office for the first time since you dispatched yourself at 1624 hours to respond to the burglary call at [redacted]

  - At 1718 hours, you arrived on scene at [redacted] for the unrelated burglary crime. Your location is confirmed by GPS data.

  - At 1724 hours, you cleared the residence at [redacted] with the unrelated burglary call (you eventually closed the incident with a log note at 1742 hours.)

- At 1740 hours, Ms. [redacted] called the Sheriff's Office a third time requesting assistance and reporting the situation was escalating. The incident report states: "*Rp recalled and said that her daughter has now assaulted her, shattered glass and is out of control.*"

- At 1742 hours, Ms. [redacted] called the Sheriff's Office a fourth time requesting assistance and again reporting the situation was escalating. The incident report notes: "*rpts her daughter is attacking her, subject is breaking everything in her house.*"

- At 1743, the incident report was updated to state: "*RP will be standing by outside in a* [redacted]."

- Following Ms. [redacted] third and fourth calls for assistance and the incident being updated in the CAD system at 1743 hours, you took the following action in lieu of investigating or responding to the incident:

    - At 1743 hours, you dispatched yourself to a property crime incident at a residence in Twain Harte with an "Open Door." However, your GPS showed you traveling southbound on Phoenix Lake Road, away from Twain Harte and back towards Sonora.

    - At 1751 hours, the incident report is updated to note: "*per p27* [Probation Officer [redacted] *female called her again stating that she was told she couldn't leave, advised female could leave to let us know where she goes so we can make contact with her. P27 will recall female and advise of above.*"

    - At 1757 hours, graveyard shift deputies, Sgt. [redacted] and Deputy [redacted] arrive [redacted] in [redacted] to assist Deputy [redacted] with the burglary call you were responding to.

    - At 1758 hours, your GPS showed you arriving at a residence on [redacted] in Sonora.

- At 1801 hours, deputies [redacted] and [redacted] of the graveyard shift were eventually dispatched to Ms. [redacted] residence in response to her call. **This is over two hours after Ms. [redacted] original call requesting service at 1552 hours during the day shift.** While the graveyard shift deputies responded to Ms. [redacted] incident, you engaged in the following activities until the end of the shift:

    - At 1811 hours, you corrected your location from the Twain Harte "Open Door," to a suspicious circumstance on [redacted] in Sonora.

    - At 1817 hours, you cleared the scene on [redacted] in Sonora.

    - At 1833 hours, you changed your status to, "OFF" meaning your shift had ended.

- In addition to not personally responding to Ms. [redacted] incident after it initially was called in at 1552 hours, you also did not personally respond to any other calls involving a crime against a person after Ms. [redacted] reported her incident though your job duties while on day shift require you to prioritize and respond to crimes against persons over property crimes.

- On August 15, 2019, Ms. [redacted] submitted a formal citizen's complaint alleging that she was the victim of a battery by her juvenile [redacted] on August 11, 2019 after the Sheriff's Office failed to respond to her call. Ms. [redacted] reported she called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed her [redacted], [redacted] in danger. Ms. [redacted] alleged she waited more than two hours for a deputy to respond, while [redacted] "*shattered glass*" throughout the house and physically attacked Ms. [redacted] Ms. [redacted] alleges her call for service was not prioritized appropriately. Ms. [redacted] said she called the Sheriff's Office early, before the situation escalated, due to [redacted] history of violence towards her and her "*aggressive state*." Ms. [redacted] claims she sustained kicks, punches, bites, bruises, a concussion and had a knife held to her throat by [redacted] Ms. [redacted] alleged she, "*Needed help and nobody was ever sent.*"

- During the subsequent investigation, all witnesses interviewed, including you, admitted Ms. [redacted] incident was not handled during your shift on August 11, 2019 ***even though the incident was initially reported over two hours before the end of your shift.***

Your Investigatory Interview

You were interviewed on October 2, 2019. You received a Miranda warning and Lybarger admonition and were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You confirmed that you are familiar with the roles of Field Training Officers and the evaluation ratings for deputy sheriffs and that you have personally held the role of watch commander or officer-in-charge. You agreed that you would not blindly follow a decision made by a sergeant or lieutenant and that you would not follow unlawful orders or orders in violation of policy.

- Despite holding the rank of Corporal, you described your role as "*beat deputy*" when a sergeant is on duty.

- You admitted during your interview you did not respond to a priority call after the [redacted] incident came in at 1552. You admitted crimes against persons take priority over report writing and property crimes. Yet, the facts above show that you engaged in the lower priority report writing and response to property crimes instead of responding to the higher priority crime against a person as was reported in Ms. [redacted] incident that day.

- You admitted that the way you train and the way you practice is "*crimes against the person take priority over property crimes and you go from there.*" You stated: "*The way I teach it and the way I see it, calls on the screen pretty much trump everything else that is going on...but a priority call, you pretty much break anybody and hopefully the closest person.*"

- You admitted you read the dispatcher's report of the call out loud to Deputy [redacted] and Sgt. Serrano. You reported that you and Sgt. Serrano were both confused on whether Ms. [redacted] wanted a deputy to respond to her call because of the language "*Storming the house.*"

- You admitted there was no dialogue with Sgt. Serrano on who would verify the response Ms. [redacted] requested for service despite each of you being confused by her statement regarding storming the house.

- You admitted situations that are initially reported as non-violent situations may escalate in seconds and that juveniles may be violent.

- You stated Sgt. Serrano's instruction regarding the [redacted] call as a driving force for you to work on the low priority calls.

- You admitted that Sgt. Serrano told you and Deputy [redacted] "*We're not sending anyone to that call*" regarding the [redacted] call.

- You admitted that you did not conduct any further investigation into the [redacted] call. You admitted that your lack of investigation was not consistent with your training and experience, including the training you conduct as a Field Training Officer for subordinate deputies.

- In response to a question about Deputy [redacted] going home early on 8/11/2019 you stated: "*I don't recall anything specific to going home early... I know it was...I hate to; I feel like I'm going to throw someone under the bus...*" After being told "*You may be throwing someone under the bus [redacted] it's called telling the truth.*" "*Ok, um I remember, I do know that there are times where he would go home to get gym gear, to go to the gym after work.*"

- You stated Sgt. Serrano never told you he wanted Ms. [redacted] call to remain pending. You admitted you made the decision to let Ms. [redacted] call remain pending by not going to the call.

- You agreed that just because the watch commander decided to hold Ms. [redacted] call for the next shift, his decision did not relieve the shift from the responsibility to handle the call.

- You agreed Ms. [redacted] incident escalated to an active crime against a person.

- In response to the question regarding anything additional you would like to add you stated: "*No, I feel like you did a good job pulling everything out that I needed to get out and actually helped me recollect what I was told, or what I was apprised to at the time. Other than I want to go apologize to Miss* [redacted]

D. PERSONNEL FILE REVIEW

A review of your personnel file confirmed no history of discipline.

E. FINAL DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the disciplinary action that is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("*Skelly*"), where the State Supreme Court held:

"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."

I have taken into account your performance history with the Office, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice. In addition, as referenced above, I have also considered your response to the March 3, 2020 Notice of Proposed Disciplinary Action as provided in the April 7, 2020 Skelly pre-disciplinary conference.

[TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.3.6: Efficiency (a), (b), TCSO Policy 340.3.7: Performance (e), (i), TCSO Policy 340.3.8 Conduct (m), TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action (4), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (15), (16)]

On Sunday, August 11, 2019, you and your team were on duty for the 0600-1800 hours day shift. This was the first day of your team's workweek. Your patrol shift was operating at minimum staffing. During your twelve-hour shift, you were documented at the patrol office for 5 hours and 30 minutes. You handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports. You conducted patrol functions for 7 hours.

You first reviewed this incident at 1615 hours. At this time, you were at the patrol office along with Deputy [redacted] and Sgt. Serrano. You viewed this call and read it out-loud to both Deputy [redacted]

and Sgt. Serrano. According to your statement, you had a discussion about this incident with Sgt. Serrano and you were not clear on what response, if any, was needed by Ms. [redacted]

Despite this confusion, you admitted you did not conduct a preliminary investigation to vet the information in Ms. [redacted] call for service, such as a phone call to Ms. [redacted] or seek additional information from dispatch. At this time, you, Deputy [redacted] and Sgt. Serrano were at the patrol office and available to respond to Ms. [redacted] call. None of you were engaged with priority calls. No deputies were dispatched to the [redacted] incident or tasked with conducting follow-up on the [redacted] incident. Instead, during the two hours this incident was unfolding you went on to handle several non-priority, property crime calls. You even drove to [redacted] to handle a cold burglary investigation on [redacted] This call was in close proximity to Ms. [redacted] residence and call for service. You were logged onto the [redacted] burglary call for over an hour during the time Ms. [redacted] call was unfolding and escalating.

You described investigating incidents for additional information as a common practice, whether it is done by contacting the reporting party, or checking history in RiMs. You admitted and agreed that your actions and lack of investigation during the initial discussion of this incident failed to meet the basic level for a Deputy Sheriff even though you are a Corporal, a supervisor, and Field Training Officer.

You were asked in your interview what your role is as a Corporal when a Sergeant is also working your shift. You stated, "*Beat Deputy.*" You are the Tuolumne County Sheriff's Office senior Corporal and our Deputies look up to you for your experience and leadership. You know that describing yourself as a "*Beat Deputy*" is an attempt to minimize your responsibility during this incident.

You are aware that in the Tuolumne County Sheriff's Office Corporal job specifications for the position in which you applied and tested for states, *"This is the lead-level in the Deputy Sheriff class series that provides training and technical and functional direction to assigned staff on an on-going, day-to-day basis. The performance of the duties requires additional training on law enforcement operations, procedures, and processes, as well as County and legal standards, practices, policies, and procedures.* ***Responsibilities include performing diverse, specialized, and complex work involving significant accountability and decision-making responsibility****. This class is distinguished from the Sheriff's Sergeant in that the latter is the full supervisory-level class in the series responsible for organizing, assigning, supervising, and reviewing the work of assigned staff."* (emphasis added).

In your investigative interview you were asked "*Any talk about* [redacted] *going home early that day?*" You replied, ***"I don't recall anything specific to going home early… I know it was…I hate to; I feel like I'm going to throw someone under the bus…"*** Lt. Vasquez said, "*You may be throwing someone under the bus* [redacted] *it's called telling the truth.*" You then stated, "***Ok, um I remember, I do know that there are times where he would go home to get gym gear, to go to the gym after work."*** (emphasis added).

At the conclusion of your interview you were asked, "*Is there anything you feel you need to add*?" You said, ***"No, I feel like you did a good job pulling everything out that I needed to get out and actually helped me recollect what I was told, or what I was apprised to at the time.*** (emphasis added).

As a Corporal, Supervisor, Field Training Officer and Deputy Sheriff our expectation, and quite frankly the public's expectation, is that when you are being asked questions by a superior officer in an official interview that you are forthcoming with information that is asked for and that the interviewer does not have to extract information from you.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your behavior, remarks, statements, and your failure to provide the basic level functions of a Deputy Sheriff disrupted the efficiency of the Tuolumne County Sheriff's Office. By your own admission, you willfully violated several governing sections of the Tuolumne County Sheriff's Policy, County Rules and Regulations, and the Deputy Sheriff's Association MOU. As a sworn peace officer, and as a supervisor holding the rank of Corporal, you are held to a high standard. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to Office rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Your conduct exposed the Sheriff's Office to possible liability for the injuries sustained by Ms. [redacted] Violation of these requirements, therefore, place the agency and others at considerable risk where you are continually employed when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to demote you from Corporal to Deputy Sheriff.

Therefore, based on the reasons and information contained above, and as attached to this notice, I feel that this final action of **demotion from the rank of Corporal to the rank of Deputy Sheriff** is appropriate.

In addition to the materials previously provided to you as part of the March 3, 2020 Notice of Proposed Disciplinary Action, I am also attaching a copy of the audio recording of the April 7, 2020 Skelly pre-disciplinary conference that was considered by me in taking this disciplinary action.

F. APPEAL RIGHTS

In accordance with Article 16, Section (H) of the DSA MOU, you have the right to an evidentiary appeal of this order of disciplinary action. If you choose to exercise your right to you appeal you must do so by filing a written appeal with the Human Resources Office within seven (7) calendar days after service of this order. Any written appeal shall contain an answer to each charge in the order and designate the requested hearing body pursuant to Article 16, Section M.

If you would like to appeal this disciplinary action, please provide your written response to the Director of Human Resources by 0900 hours on 4/29/20. Failure to meet this timeline will result in a waiver of your right to appeal the matter further.

G. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Sheriff Bill Pooley

Acknowledgement of Receipt

[redacted]

Date: 4/20/20

28 N. Lower Sunset, Sonora, CA 95370
(209) 533-5855 ◦ Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill J. Pooley
Sheriff-Coroner

To: **All Sheriff's Personnel**

From: **Lt. David L. Vasquez**

Date: **4/20/2020**

Subject: [redacted]

Effective immediately **Deputy** [redacted] is no longer the subject of restricted access. All previous orders of restricted access are lifted. Dep. [redacted] will return to his assigned shift on 4/21/20.

If you have any questions regarding these orders please contact me directly and I will assist you.

Respectfully,

Lt. David L. Vasquez

28 N. Lower Sunset Drive, Sonora, CA 95370
(209) 533-5855 Fax (209) 533-5831

TUOLUMNE COUNTY SHERIFF'S OFFICE

"Serving with Professionalism and Pride"

Bill Pooley
Sheriff-Coroner

April 20, 2020

Victor Serrano
[redacted]

Re: Order of Final Disciplinary Action

Sergeant Victor Serrano,

As noted in the March 3, 2020 Notice of Proposed Disciplinary action, the Sheriff's Office has completed an internal affairs investigation into the following allegations made against you:

- On August 11, 2019, you were assigned as the Watch Commander for the 0600-1800 day shift and failed to respond or assign any deputy sheriffs to multiple calls for service by [redacted] regarding her [redacted] aggressive and escalating conduct over a two-hour period. Ms. [redacted] ultimately sustained multiple injuries, had a knife held to her throat, and suffered property damage at her home. During your shift, you also provided dishonest statements regarding Ms. [redacted] calls for service to dispatchers and on the watch report.

Upon review of the investigation, Under-Sheriff Neil Evans proposed the following disciplinary action in the March 3, 2020 Notice of Proposed Disciplinary Action:

1. You be terminated from your employment with the Tuolumne County Sheriff' Office.

In accordance with Office policy, the Memorandum of Understanding between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne, and as provided in the Notice of Proposed Disciplinary Action, you requested a "*Skelly*" pre-disciplinary conference to respond to this proposed disciplinary action. On April 7, 2020, I met with you and your representative Jason Jasmine for that purpose. After careful consideration of all the information presented by you and your representative at the Skelly pre-disciplinary conference and upon further review of all the information relied upon and previously provided to you as part of the Notice of Proposed Disciplinary Action, I have decided to affirm the recommendation that your employment with the Tuolumne County Sheriff's Office be terminated for the reasons stated below.

A. REVIEW OF INFORMATION PROVIDED IN APRIL 7, 2020 SKELLY PRE-DISCIPLINARY PROCESS

Below is a summary of the information you set forth for my consideration during the April 7, 2020 *Skelly* Pre-Disciplinary conference in response to the March 3, 2020 Notice of Proposed Disciplinary Action:

- You reported that you spent the majority of the day on August 11, 2019 working on the upcoming Crisis Negotiation Team ("CNT") training. You explained that your time during the day appeared unaccounted for because you had failed to update your status from morning briefing. You were adamant that you did not fail to perform work that day. You also stated you have never been dishonest and that you were just "*spitting stuff out*" regarding your statements at issue in the watch report and to dispatch.

- For the first time during this investigation, you reported that at the time of the August 11, 2019 incident in question, you were suffering from grief related to your father's death earlier that year in May 2019. You reported that every day for months, there were periods where you would be on patrol and cry for hours, and then when a call came in, you would pull yourself together and do the best job you could. You reported you only started to feel better in December 2019. You also expressed your regret for how Ms. [redacted] request for service was handled and you stated there were no excuses for her call to not receive a response during your shift.

- You stated you made a mistake on the initial information when you determined it would be easier for the graveyard shift to handle Ms. [redacted] call and allow your deputies to avoid the need for overtime.

- You stated your conduct needed to be judged on the information you had available on August 11, 2019 and you should not be evaluated on information gained that you were unaware of that day. Specifically, you and your representative stated you did not receive any information relating to the incident after 1638 hours and requested that no knowledge on how the incident escalated after that fact could be interpreted to your actions beyond the first two calls recorded in the system.

- There were also concerns raised regarding the "*voluminous, but not thorough*" investigation of this matter and tone of questioning undertaken by Lt. David Vasquez during your investigative interview.

Following your response, I carefully reviewed both your statements made in the April 7, 2020 *Skelly* pre-disciplinary conference and compared them to your October 10, 2019 interview during the investigation, the investigation report, and its attachments, including the recordings. Upon further review of your April 7, 2020 *Skelly* conference and response to the Notice of Proposed Disciplinary Action, I stand by the administrative investigation conducted by Lt. Vasquez and I am not persuaded that the proposed discipline should be modified in any way for the following reasons:

- As you admitted during your *Skelly* conference, you previously never referenced or stated an inability to perform your duties as Sergeant with the Tuolumne County Sheriff's Office due to the grief you experienced following your father's death during May 2019. You also reported that you planned and spent nearly the entirety of your workday on August 11, 2019 preparing and developing a CNT training. You stated you had previously determined August 11, 2019 would be the day you focused on the training because things had been slipping as you dealt with your father's death. However, both issues are irrelevant to the underlying investigation of whether you

failed to properly perform as the watch commander and respond to Ms. [redacted] calls for service. In your role as watch commander of the patrol shift on August 11, 2019, your essential duties included ensuring that calls for service be responded to in a timely fashion in accordance with the Office's charge to serve and protect the County's citizens – which by your own admission, you failed to do in this matter. In addition, such issues also do not account for the related dishonesty and misleading statements contained in your written statement in the watch report and recorded phone call with Dispatcher [redacted] regarding Ms. [redacted] calls for service. Notably, Lt. Vasquez's inquires during your investigative interview in this matter focused on the underlying allegation – that you failed to investigate or respond to Ms. [redacted] call for service and issued false statements relating to Ms. [redacted] requests for service and the availability of your subordinate deputy sheriffs. While I express my condolences for your father's death and sympathize with any grief you were experiencing during this time, indicating now at the end of this investigation that such grief and your plan to develop a CNT training during the August 11, 2019 incident somehow mitigate or otherwise excuse your actions here is neither persuading or acceptable. The sustained facts from this investigation – many of which you acknowledged as part of this investigation and during your *Skelly* conference – indicate that you neglected your duties as watch commander of the shift in properly responding to Ms. [redacted] request for service, and that you were dishonest and misleading in your written statements and in your recorded phone call with Dispatcher [redacted] in regards that request for service. I cannot overlook your acts or omissions in this regard.

- In contrast to your assertion during the *Skelly* conference that you did not receive any additional information regarding Ms. [redacted] calls for service after 1638 hours on August 11, 2019 and were not aware of the escalation of the incident, the factual findings of this investigation indicate this assertion is entirely inaccurate. During a review of the log history, provided in more detail below, you did in fact review Ms. [redacted] incident in the CAD system after 16:38 hours, as well as discuss the call with dispatchers. Specifically, the CAD system indicated that you reviewed Ms. [redacted] incident **three more times after** 1638 hours:

  1. 1708 hours;
  2. 1723 hours; and
  3. 1734 hours.

  You then chose not to review the [redacted] incident again after 1734 hours, despite **knowing the situation was escalating**, as you admitted during your investigatory interview. While it is accurate that you did not gain specific documentary knowledge of the later calls made by Ms. [redacted] the more important fact here is that this was because you actively chose not to continue to monitor the incident – even though you were aware of its escalation. Instead, you chose to suddenly stop reviewing Ms. [redacted] incident that you previously checked six times and focused instead on other lower priority incidents as you completed your shift. Additionally, dispatch staff reported they spoke with you to continue to inform you the situation was escalating. Deputy [redacted] also reported you stated, "*dispatch is flipping out about this call.*" Yet, you did not refute Deputy [redacted]s statement during your interview. You also failed to reach out for any supportive services or request graveyard shift arrive early to deal with the escalating situation. Your failure to continue to monitor, much less investigate or respond to a call you yourself described as escalating once again does not excuse your failure to provide Ms. [redacted] any service in response to her call for assistance.

I also reviewed the record closely following your statement at the *Skelly* conference that you are always honest with respect to your recorded statements to Dispatcher [redacted] on August 11, 2019 and your statements in the watch report. However, your assertion here is not credible because your own written statements that day and your testimony during the investigation contradict one another. Specifically, during your investigation you admitted you knew Deputy [redacted] was at home and not on a call and you were personally available, yet you stated to Dispatcher [redacted] "*none of the guys are available*" to handle Ms. [redacted] call. During your administrative interview and the Skelly conference, you were also provided the opportunity to clarify your statements in this regard and you failed provide any substantive explanation. Rather, only now as part of the *Skelly* conference, you state you were just "*breezing through it*" or "*spitting stuff out*" that day in response your inaccuracies found in the investigation. Such response is neither convincing nor persuasive at this stage of the investigation and disciplinary action.

Taking all the facts of this investigation into consideration, I no longer have faith in your ability to carry out your assigned duties as a Deputy Sheriff with this Office because of these sustained findings.

For these reasons, I am imposing the recommended discipline of termination as set forth in your original Notice of Proposed Disciplinary Action, dated March 3, 2020. Your termination is effective immediately upon receipt of this notification.

B. CAUSES FOR FINAL DISCIPLINARY ACTION

This disciplinary action is being taken based upon the following SUSTAINED violations:

Tuolumne County Sheriff's Office Policies:

Policy 200.3.2 Orders

Members shall respond to and make a good faith and reasonable effort to comply with the lawful order of superior officers and other property authority.

Policy 201.2 Authority, Ranking Officers

The ranking officer shall exercise the authority of his or her position under all conditions which require that he or she use such authority in the best interests of the department.

Policy 340.2 Standards of Conduct

The continued employment or appointment of every member of the Tuolumne County Sheriff's Office shall be based on conduct that reasonably conforms to the guidelines set forth herein. Failure to meet the guidelines set forth in this policy, whether on – or off- duty, may be cause for disciplinary action.

Policy 340.3.1: Ethics

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

Policy 340.3.6: Efficiency

(a) Neglect of duty.

(b) Unsatisfactory work performance including, but not limited to, failure, incompetence, inefficiency or delay in performing and/or carrying out proper orders, work assignments or the instructions of supervisors without a reasonable and bona fide excuse.

Policy 340.3.7: Performance

(b) The falsification of any work-related records, making misleading entries or statements with the intent to deceive or the willful and unauthorized removal, alteration, destruction and/or mutilation of any office record, public record, book, paper or document.

(c) Failure to participate in, or giving false or misleading statements, or is representing or omitting material information to a supervisor of other person in a position of authority, in connection with any investigation on in the reporting of any office related business.

(e) Disparaging remarks or conduct concerning duly constituted authority to the extent that such conduct disrupts the efficiency of this office or subverts the good order, efficiency and discipline of this office or that would tend to discredit any of its members.

(i) Any act on, or off duty that brings discredit to this office.

Policy 340.3.8 Conduct

(f) Discourteous, disrespectful or discriminatory treatment of any member of the public or any member of this office or the County.

(m) Any other on or off duty conduct which any member knows or reasonably should know is unbecoming a member of this office, is contrary to good order, efficiency or morale, or tends to reflect unfavorably upon this office or its members.

Policy 400.4 Patrol Function Policy

The Tuolumne County Sheriff's Office provides patrol services 24 hours a day, seven days a week and will prioritize responses to requests for emergency services using available resources to enhance the safety of the public and office members.

Policy 400.5 Patrol Function

Patrol will generally be conducted by uniformed deputies in clearly marked law enforcement vehicles in assigned jurisdictional areas of Tuolumne County. The function of patrol is to respond to calls for assistance and reports of criminal activity, act as a deterrent to crime, enforce state and local laws. Identify community needs, provide support and assistance to the community and respond to emergencies. Patrol services include, but are not limited to:

(d) Preventing criminal acts, traffic violations and collisions, maintaining public order and discovering hazardous situation or conditions.

(e) Responding to reports of criminal and non-criminal acts.

Policy 444.1: Watch Commanders

Each patrol shift must be directed by supervisors who are capable of making decisions and communicating in a manner consistent with departmental policies, procedures, practices, functions and objectives. TO accomplish this goal, a Sergeant heads each watch.

County of Tuolumne Personnel Rules and Regulations:

Rule 9, Disciplinary Action, Section B. Cause(s) of Action

(4) Willful or negligent disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order.

(13) Discourteous treatment of the public or other employees.

(16) Violation of a department rule.

Memorandum of Understanding Between the Tuolumne County Deputy Sheriff's Association and the County of Tuolumne ("DSA MOU"):

Article 16, Section C. Cause(s) of Action

(3) Willful disobedience of any job-related law, ordinance, County rule, or departmental regulation or any superior's lawful order;

(4) Incompetence.

(5) Inefficiency.

(6) Inexcusable neglect of duties.

(8) Dishonesty, Untruthfulness or Lying.

(12) Discourteous treatment of the public or other employees.

(15) Violation of department rule.

(16) Other failure of good behavior either during or outside of duty hours, which, is of such a nature that it causes discredit to the county.

C. ACTS OR OMISSIONS LEADING TO THE FINAL DISCIPLINARY ACTION

The above policy violations are based on your sustained commissions of the following conduct as identified during the internal affairs investigation of the underlying allegations (Internal Affairs Investigation #19-002). A copy of the investigation report has previously been provided to you as part of the Notice of Proposed Disciplinary Action.

Please note that any of these acts alone, constitute a sufficient basis to impose the disciplinary action.

A summary of the internal affairs investigation findings are as follows.

- You have been employed with the Tuolumne County Sheriff's Office for almost 17 years. During that time, you have served as a Patrol Deputy, Corporal, Narcotics Detective, and currently as a Sergeant for four years. You are one of the most experienced people in the Sheriff's Office. You have received specialized training in Detectives, Field Training Officer, Supervisor, SWAT Operator and Crisis Negotiator. You received specialized training in supervising personnel and managing resources. You have received training in risk assessment, planning, tactics and crisis intervention. You are aware of your obligation to maintain standards of conduct whether on or off duty, to include your duty to maintain the highest level of integrity when submitting official documents or making official statements.

- On Sunday, August 11, 2019, you and your team were on duty for a 12-hour day shift from 0600-1800 hours. This was the first day of your team's work-week. Your team generally includes Cpl. [redacted] and Deputies [redacted] and [redacted] However, Deputy [redacted] was not on duty, which was documented in the Aladtec scheduling system as being pre-approved, "*vacation time.*" Deputy [redacted] also was not on duty despite the Altadec scheduling system reporting him as on duty. Deputy [redacted] admission and the County's Records Information Management System ("RiMs") GPS database audit confirmed he was in Pinecrest with his family for the day and not on duty. In light of Deputy [redacted] and Deputy [redacted] absences, your shift was operating at a minimum staffing capacity status. By your own admission during this investigation, you described minimum staffing as inadequate coverage to accomplish the mission of the patrol function.

- You were aware of Lt. [redacted] expectations on what he expected his Sergeants to be doing based on his communications during a July 24, 2019 meeting with his Sergeants. Lt. [redacted] expectations included: "*To be in the field supporting your staff, responding to calls and teaching.*", "*Maintain beat integrity of assigned staff and adequate coverage.*", "*Hold your people accountable.*", "*Conduct thorough report and incident reviews, checking for accuracy and completeness.*"

- However, during your shift on August 11, 2019, you were documented as being at the patrol office for 10 hours and 13 minutes of your assigned 12-hour shift. During that time in the office you did the following:

    - You handled 0 calls for service, closed one incident and approved 5 reports.

    - Your total time approving reports was 1 hour and 23 minutes.

    - You logged 4 hours and 26 minutes for morning briefing. **During your *Skelly* conference, you reported you failed to update your status from morning briefing and that part of this time was therefore spent working on CNT Training.**

- With respect to the deputies under your command during this August 11, 2019 day shift, their time was logged as follows:

    - Cpl. [redacted] Documented as being at the patrol office for 5 hours and 30 minutes. He handled 7 calls for service, closed 7 non-priority calls and wrote 0 reports. Overall, Cpl. [redacted] conducted patrol functions for 7 hours. Of the total time on shift, Cpl. [redacted] logged 4 hours and 25 minutes for morning briefing. From 1516 hours to 1700 hours, Cpl. [redacted] GPS coordinates show his location as the patrol office.

    - Deputy [redacted] Documented as being at the patrol office for 8 hours during the shift. He handled 7 calls for service and wrote 1 report. Deputy [redacted] conducted patrol functions for 4 hours. Of the total time on shift, Deputy [redacted] logged 4 hours and 13 minutes during morning briefing.

    - Deputy [redacted] Documented as being at the patrol office for 1 hour 23 minutes during the shift. He handled five traffic stops and five calls for service. Deputy [redacted] conducted patrol functions for 11 hours 3 minutes. At 1540 hours, Deputy [redacted] was dispatched to a medical call on [redacted] regarding a man who accidently [redacted]

[redacted]. He remained on-scene at that incident until 1903 hours – approximately one hour after the end of his shift.

- At 1552 hours on August 11, 2019, [redacted] called the Sheriff's Office non-emergency and emergency line to report that her [redacted] who was on probation had cut off her probation ankle monitor and was acting in an agitated state and had a history of being violent against her. The initial call was taken by Dispatcher [redacted] however, Ms. [redacted] spoke to Dispatcher [redacted] and Dispatcher [redacted] in subsequent calls. At no time during these initial calls to the Sheriff's Office did Ms. [redacted] ever state that she did not want any deputies to respond.

- At 1556 hours, Ms. [redacted] incident was created in the Office's Computer Aided Dispatch ("CAD") system by Dispatcher [redacted] which stated: "*Rpts hers* [redacted] *is in an "aggressive state" and just cut off her ankle monitor.* [redacted] *is uninjured and is currently in her bedroom crying. [RP concerned about deputies "storming into her house" because she has* [redacted] *in the residence also.]*" The incident was initially reported as Priority 2, a rating that requires a response over property crimes and report writing.

- In response to Ms. [redacted] call for assistance and the incident being noted in the CAD system at 1556 hours, you and Cpl. [redacted] and Deputy [redacted] who remained under your command for the day shift – took the following action in response to the incident[1]:

  - At 1558 hours, you reviewed Ms. [redacted] incident in the CAD system **for the first time**.

  - At 1558 hours, Cpl. [redacted] changed his status to "Code 4" from patrol office work station #53, computer name SO140197 – indicating that no further assistance was needed.

  - At 1559 hours, you reviewed Ms. [redacted] incident report in the CAD system **for the second time**.

  - At 1600 hours, the RiMs audit reported you then reviewed [redacted] person record.

  - At 1602 hours, you again reviewed Ms. [redacted] incident report in the CAD system **for the third time**.

  - At 1606 hours, Deputy [redacted] viewed Ms. [redacted] incident report in the CAD system for the first time.

  - At 1607 hours, Deputy [redacted] changed his status to "REPORT PATROL" to inform other members of the Sheriff's office he was engaged in writing or completing reports.

  - At 1607 hours, Cpl. [redacted] also assigned himself a case number to review for an unrelated matter.

  - At 1611 hours, Deputy [redacted] opened the narrative of Case # 19-2734 to review (248 characters). This case is not related to Ms. [redacted] call for service.

[1] Deputy [redacted] who remained on-scene from 1540-1903 hours for the medical call regarding [redacted] reviewed Ms. [redacted] call for service at 1632, 17:06, 1721, and 1752 from his mobile unit.

- At 1615 hours, the incident report was updated by Dispatcher [redacted] to state: "*p27 also received a call from rp, if deputies encounter juv, they can take her to juv hall on a vop and they will accept her. P27 advised rp to call LE if juv leaves the house to reporter her as a runaway.*" P27 represents Probation Officer [redacted] who called the Sheriff's Office to inform the dispatchers and deputies that they could take [redacted] into juvenile hall for violation of her probation. Probation Officer [redacted] also reported to the Sheriff's Office that Ms. [redacted] had contacted her by phone.

- At 1616 hours, Cpl. [redacted] viewed Ms. [redacted] incident in the CAD system for the first time.

- At 1623 hours, Cpl. [redacted] again viewed Ms. [redacted] incident in the CAD system for the second time.

- At 1624 hours, Cpl. [redacted] dispatched himself to a separate incident from patrol office workstation #53 – a burglary complaint on [redacted] involving a property crime. However, he did not immediately leave the station to respond to this call.

- At 1638 hours, Ms. [redacted] called the Sheriff's office a second time requesting assistance with her daughter. The incident report was updated to state: "*Rp recalled advising that her [redacted] threw a sweater in her face, is breaking the rps stuff and threatening to hit the rp.*"

- Following Ms. [redacted] second call for assistance and the incident being noted in the CAD system at 1638 hours, you and Cpl. [redacted] and Deputy [redacted] – who remained under your command for the day shift – took the following actions instead of further investigating or responding to the incident:

  - At 1655 hours, Deputy [redacted] marked his narrative as complete on unrelated Case # 19-2734 (complete narrative now contained 3933 characters).

  - At 1657 hours, Cpl. [redacted] changed his status to "in-route" (10-49) to the burglary complaint on [redacted] from patrol office workstation #53. He had previously marked himself as dispatched to the [redacted] call at 1624 hours.

  - At 1659 hours, Deputy [redacted] dispatched himself to a civil incident regarding cats (201908110074). However, Deputy [redacted] contact with the reporting party in responding to the incident was made by phone while he remained in the patrol office.

  - At 1701 hours, Cpl. [redacted] GPS shows movement away from the patrol office to respond to the burglary call on [redacted]

  - At 1708 hours, you reviewed Ms. [redacted] incident in the CAD system **for the fourth time – over an hour and ten minutes from when the incident was originally created in the CAD system**.

  - At 1717 hours, Deputy [redacted] began updating his daily summary of earlier incidents while in the patrol office. The first incident dealt with a verbal disturbance (201908110039).

  - At 1718 hours, Deputy [redacted] while in the patrol office, updated his second incident (201908110042).

- At 1718 hours, Cpl. [redacted] arrived on scene at [redacted] for the unrelated burglary call. His location is confirmed by GPS data.

- At 1719 hours, Deputy [redacted] while still in the patrol office, updated his third incident (201908110046).

- At 1720 hours, Deputy [redacted] while still in the patrol office, updated his fourth incident, (201908110051).

- At 1720 hours, Deputy [redacted] while still in the patrol office, exited the civil incident involving cats (201908110074) and accessed the narrative of the previous case report he was working on (Case # 19-2734).

- At 1721 hours, Deputy [redacted] while still in the patrol office, closed Case # 19-2734.

- At 1722 hours, Deputy [redacted] while still in the patrol office updated his fifth incident (Case # 19-2734).

- At 1723 hours, Deputy [redacted] while still in the patrol office updated his sixth incident (201908110073). Neither the case narrative report nor the incident summaries Deputy [redacted] worked on from 1717-1723 hours were related to Ms. [redacted] call.

- At 1723 hours, you again reviewed Ms. [redacted] incident in the CAD system **for the fifth time**.

- At 1724 hours, Cpl. [redacted] cleared the residence at [redacted] with the unrelated burglary call (the incident was eventually closed by Cpl. [redacted] with a log note at 1742 hours.)

- At 1725 hours, you accessed and authored a watch report document within Microsoft Word on your computer regarding the day's events. The total editing time listed in the document information was 25 minutes (1725-1750 hours). You highlighted Ms. [redacted] incident as the last incident of the day, and described the incident as follows:

    - "***1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry Men.***"

  However, your characterization of Ms. [redacted] incident and the status of the deputies under your command in this watch report document does not match your review of the incident in the CAD system and the information conveyed from the dispatchers regarding Ms. [redacted] incident.

- At 1725 hours, Deputy [redacted] while still in the patrol office, updated and closed the civil incident involving cats (201908110074) with a log note.

- At 1726 hours, Deputy [redacted] while still in the patrol office changed his status to "OFFICE PATROL" to inform all other members of the Sheriff's office he was physically located at the

patrol office (although, as noted in the time entries above, he had never left the patrol office from the time of 1556 hours when the initial report on Ms. [redacted] incident was created in the CAD system).

- At 1727 hours, while still noted as "OFFICE PATROL" to indicate that he was in the patrol office, GPS data shows Deputy [redacted] actually leaving the patrol office and traveling North on [redacted] as he heads home to get his gym bag. Deputy [redacted] was not dispatched to a call.

- At 1733 hours, Deputy [redacted] arrives at his residence in [redacted] RiMs database still shows location of "OFFICE PATROL," indicating incorrectly he was still physically located at the patrol office.

  - At 1734 hours, you called dispatcher [redacted] and informed her you were letting Ms. [redacted] call pend until the evening shift and placed it in the watch report. You stated: *She didn't want us there earlier, now she does and the guys are all on calls...*" You also reviewed the [redacted] incident in the CAD system **for the sixth time**. You did not review the [redacted] incident again before leaving your shift. **However, you continued to review other incidents until the end of your shift and expressed familiarity and recollection with the 1740 call.**

- At 1740 hours, Ms. [redacted] called the Sheriff's Office **a third time requesting assistance** and reporting the situation was escalating. The incident report states: "*Rp recalled and said that her [redacted] has now assaulted her, shattered glass and is out of control.*"

- At 1742 hours, Ms. [redacted] called the Sheriff's Office **a fourth time requesting assistance** and again reporting the situation was escalating. The incident report notes: "*rpts her [redacted] is attacking her, subject is breaking everything in her house.*"

- At 1743 hours, Ms. [redacted] incident report was updated to state: "*RP will be standing by outside in d[redacted].*"

- Following Ms. [redacted] third and fourth calls for assistance and the incident being updated in the CAD system at 1743 hours, you and Cpl. [redacted] and Deputy [redacted] who remained under your command for the day shift – took the following actions in lieu of responding to or further investigating the incident:

  - At 1743 hours, Cpl. [redacted] dispatched himself to property crime incident at a residence in Twain Harte with an "Open Door." However, Cpl. [redacted] GPS showed him traveling southbound on Phoenix Lake Road, away from Twain Harte and back towards Sonora.

  - At 1744 hours, Deputy [redacted] while at his residence in [redacted] responded to radio traffic from dispatch requesting back-up for Cpl. [redacted] who is responding to a, possible property crime burglary in progress at [redacted] in Sonora, which is a short distance away from his residence.

  - At 1747 hours, Deputy [redacted] parked at [redacted] in Sonora. Deputy [redacted] then proceeded to walk to [redacted] from [redacted] through a fire access gate to provide backup for the potential burglary in progress that Cpl. [redacted] was responding to.

- At 1748 hours, Deputy [redacted] changed his status from "OFFICE" to dispatched "DISP" to the burglary incident on [redacted]

- At 1750 hours, Deputy [redacted] arrived at the residence at [redacted] in Sonora.

- At 1751 hours, Ms. [redacted] incident report is updated to note: "*per p27* [Probation Officer [redacted]], *female called her again stating that she was told she couldn't leave, advised female could leave to let us know where she goes so we can make contact with her. P27 will recall female and advise of above.*"

- At 1757 hours, graveyard shift deputies, Sgt. [redacted] and Deputy [redacted] arrive at [redacted] in Sonora to assist Deputy [redacted] with the burglary call.

- At 1758 hours, Cpl. [redacted] GPS shows him arriving at the residence on [redacted] in Sonora regarding the burglary call.

- At 1801 hours, deputies [redacted] and [redacted] of the graveyard shift were eventually dispatched to Ms. [redacted] residence in response to her call. **This is over two hours after Ms. [redacted] original call requesting service at 1552 hours during the day shift that you oversaw.** While the graveyard shift deputies responded to Ms. [redacted] incident, Cpl. [redacted] and Deputy [redacted] – who remained under your command for the day shift – were engaged in the following activities until the end of their shift:

  - At 1811 hours, Cpl. [redacted] corrects his location from the Twain Harte "Open Door," to a suspicious circumstance on [redacted] in Sonora.

  - At 1811 hours, Deputy [redacted] made an arrest for possession of drug paraphernalia at the incident on [redacted] in Sonora. Deputy [redacted] arrived and assumed all logistics of the arrest. At 1815 hours, [redacted] is back in his patrol vehicle. Deputy [redacted] cleared the scene at 1816 hours.

  - At 1817 hours, Cpl. [redacted] cleared the scene on [redacted] in Sonora.

  - At 1833 hours, Cpl. [redacted] changed his status to, "OFF." – meaning his shift had ended.

  - At 1824 hours, Deputy [redacted] viewed Ms. [redacted] incident once again from the RiMs Mobile terminal in his patrol car.

  - At 1825 hours, Deputy [redacted] arrived at the DSA fitness center on Stockton Street in Sonora, and then subsequently logged off from his Mobile RiMs terminal in his patrol car.

- In addition to not personally responding to Ms. [redacted] incident after it initially was called in at 1552 hours, you also did not personally respond to any other calls during that time even though your job duties while on day shift do involve you responding to patrol shift incidents that [redacted] arise. Therefore, not only did the available deputies under your command during the day shift – Cpl. [redacted] and Deputy [redacted] – not respond to or even conduct a preliminary investigation into Ms. [redacted] incident when they were available in the patrol office to do so and were aware of

the incident in the CAD system, you also failed to respond when you were able to do so after reviewing the incident in the CAD system over six times in just over an hour and a half period.

- On August 15, 2019, Ms. [redacted] submitted a formal citizen's complaint alleging that she was the victim of a battery by her [redacted], [redacted] on August 11, 2019 after the Sheriff's Office failed to respond to her call. Ms. [redacted] reported she called the Sheriff's Office multiple times and did not receive service, which subjected her to physical injury and placed [redacted] in danger. Ms. [redacted] alleged she waited more than two hours for a deputy to respond, while [redacted] "*shattered glass*" throughout the house and physically attacked Ms. [redacted] Ms. [redacted] alleges her call for service was not prioritized appropriately. Ms. [redacted] said she called the Sheriff's Office early, before the situation escalated, due to [redacted] history of violence towards her and her "*aggressive state*." Ms. [redacted] claims she sustained kicks, punches, bites, bruises, a concussion and had a knife held to her throat by [redacted] Ms. [redacted] alleged she, "*Needed help and nobody was ever sent.*"

- During the subsequent investigation into this matter, Deputy [redacted] confirmed he was not on a call at 1734 hours as you reported in the watch commander report and to Dispatcher [redacted] Deputy [redacted] stated he had gone home to get his gym bag when he left the patrol office at 1727 hours. Cpl. [redacted] also confirmed in the investigation that if deputies were going home or in the patrol office, they are not on calls, and should otherwise be available.

- During the investigation, all witnesses interviewed, including you admitted Ms. [redacted] incident was not handled during the August 11, 2019 day shift that was under your command – ***even though the incident was initially reported over two hours before the end of your shift*** – and was never cleared off the board during your shift.

- During the investigation, Cpl. [redacted] and Deputy [redacted] also both reported that you informed them "*we are not going to this call*," prior to either of them departing the patrol office after 1700 hours – well before the end of your day shift, and with plenty of time to properly respond to this incident.

Your Investigatory Interview

You were interviewed on October 10, 2019. You received a Miranda warning and Lybarger admonition and were ordered to tell the truth. During this interview, you admitted to the following in regards to this investigation:

- You admitted crimes against persons take priority over report writing and property crimes. Yet, the facts above show that both you and the deputies under your command during the August 11, 2019 day shift engaged in the lower priority report writing and response to property crimes instead of responding to the higher priority crime against a person as was reported in Ms. [redacted] incident that day.

- You admitted situations that are initially reported as non-violent situations may escalate in seconds and that juveniles may be violent.

- You admitted watch commanders may respond to calls if there are no available deputies to respond to a call. You also admitted you were not on any calls during the August 11, 2019 day shift from

1556 hours – when Ms. [redacted] incident was first reported in the CAD system – until you went off duty at the end of that shift on or about 1800 hours.

- You admitted the [redacted] incident was not handled during your shift, even though it was first reported over two hours before the end of the shift when you or other deputies were available to respond, and was never cleared off the board during your shift. You also admitted Ms. [redacted] incident escalated during the time it was initially reported and while you reviewed the call a total of six times in the CAD system just over an hour and a half time period from when first reported.

- You admitted telling Deputy [redacted] and Cpl. [redacted] words to the effect of "*We're not sending anyone to the call.*" You could not recall when you made that statement. You admitted you determined to hold the call for the graveyard shift based on only the initial incident description – even though the CAD system indicates you reviewed the incident over six times in just over an hour and a half time period from when first reported, and during which time the incident description was updated on multiple occasions. You confirmed your decision to not send any deputies to Ms. [redacted] call did not change as the incident continued to evolve that day.

- You admitted you never spoke with Ms. [redacted] regarding the incident or made any attempt to follow up and determine the severity of the incident.

- You admitted none of the property crime calls for service handled by Deputy [redacted] and Cpl. [redacted] after the [redacted] incident came in should have taken priority over Ms. [redacted] incident.

- You admitted that Deputy [redacted] was available to respond to a call when he went home to get his gym bag, and that you can send a deputy on a call with 20 minutes left in the shift.

- You admitted that the August 11, 2019 day shift was "*not a super, duper, uber, crazy busy day.*"

- You admitted you took a role in the call not getting handled. You expressed frustration at not receiving all of the information dispatch had received from Ms. [redacted] You also admitted you did not look at the [redacted] incident after 1734 hours. However, your indication that you did not receive all the information dispatch received is contradicted and mitigated by the fact that you did review Ms. [redacted] incident in the CAD system six times in just over an hour and a half from when it was initially created as an incident at 1556 hours, and had been updated by dispatch multiple times.

- You admitted writing the watch report. You did not know why you wrote the call was back on the screen again. You stated you wrote Ms. [redacted] did not want you to respond to the call based on your understanding of the language regarding storming the house in the initial CAD incident report. Yet, you fail to indicate how you were unaware of any additional information regarding the incident even though you reviewed the incident in the CAD system six time in just over an hour and a half period from when first reported, and after the information had been updated by dispatch multiple times and you spoke with dispatch at least three times regarding Ms. [redacted] call for service.

D. PERSONNEL FILE REVIEW

Upon review of your personnel file, you have the following previous disciplinary actions:

- September 25, 2018: You received notice of proposed discipline of a formal letter of reprimand regarding your use of disparaging remarks to a subordinate regarding another supervisor that occurred in December 2017.

E. FINAL DISCIPLINARY ACTION DETERMINATION AND ANALYSIS

In determining the disciplinary action, which is appropriate in this matter, I am guided by *Skelly v. State Personnel Board* (1975) 15 Cal.3d 194, 218-219 ("*Skelly*"), where the State Supreme Court held:

"...the overriding consideration in these cases is the extent to which the employee's conduct resulted in, or if repeated is likely to result in harm to the public service... Other relevant factors include the circumstances surrounding the misconduct and the likelihood of its reoccurrence."

I have taken into account your performance history with the Office, and the misconduct you are found to have engaged in as described herein and in the attachments to this Notice. In addition, as referenced above, I have also considered your response to the March 3, 2020 Notice of Proposed Disciplinary Action as provided in the April 7, 2020 Skelly pre-disciplinary conference.

[TCSO Policy 444.1: Watch Commanders, TCSO Policy 200.3.2 Orders, DSA MOU Article 16, Section C. Cause(s) of Action:(4) Incompetence, (5) Inefficiency, (6) Inexcusable neglect of duties, TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TCSO Policy 340.3.6: (d), (e)]

As a sergeant, you are expected to be in the field supporting your staff, responding to calls and teaching. You are also expected to maintain beat integrity and adequate coverage and conduct thorough report and incident reviews, checking for accuracy and completeness. Your conduct on August 11, 2019 described above failed to follow these expectations when you decided not to assign a deputy or yourself to the incident repeatedly reported by Ms. [redacted] Your failure to assign any deputy to this call, or respond on your own – both actions which could have been easily undertaken considering you, Cpl. [redacted] and Deputy [redacted] were at the patrol office and available to respond – ultimately resulted in bodily injury to Ms. [redacted] and more serious charges against [redacted] when the Sheriff Office's eventual response occurred over two hours after the initial report and was undertaken by the subsequent graveyard shift.

[TCSO Policy 444.1: Watch Commanders, TCSO Policy 200.3.2 Orders, DSA MOU Article 16, Section C. Cause(s) of Action:(4), (5), (6), TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 400.4 Patrol Function Policy, TCSO Policy 400.5 Patrol Function, TCSO Policy 340.3.6: (d), (e), TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.3.7 Performance (e), TCSO Policy 340.3.8 Conduct(f), (m), TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action, (4), (13), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (12), (15), (16)]

On August 11, 2019, you were the assigned watch commander during the day shift and were also the first person to look at Ms. [redacted] incident at 1602 hours, shortly after it was placed in the CAD system at 1556 hours. You subsequently viewed this call in the CAD system on multiple occasions and you also viewed [redacted] history page that showed her prior history of felony battery and detention for mental health.

You also admitted you did not conduct a preliminary investigation to vet the information in Ms. [redacted] incident; such as a phone call to Ms. [redacted] or to seek additional information from dispatch regarding Ms. [redacted] calls for service. At this time, Cpl. [redacted] Deputy [redacted] and you were all at the patrol office. None of you were assigned to any priority calls. You did not dispatch any deputies to Ms. [redacted]

incident or task any deputies with conducting follow-up investigation on Ms. [redacted] incident. After discussing the call with Deputy [redacted] and Cpl. [redacted] you then stated that you were not sending anyone to the call, and instead misrepresented in the watch report and to dispatch towards the end of your shift just less than two hours later that you did not have any deputies available to respond to the call and that the graveyard shift would need to handle the call and even commented in the watch report "*Sorry Men.*"

At 1603 hours, you stated you began approving and reviewing incident reports, instead of responding to Ms. [redacted] incident. You spent approximately 1 hour and 23 minutes, between 1603-1723 hours approving reports. These reports covered incidents that took place between August 9, 2019 and August 10, 2019. None of these reports were written by Deputies on your team, and as an alternative, could have been reviewed in the early hours of the shift or been tasked to the graveyard Sergeant in the wake of a priority call for service; such as Ms. [redacted] incident. When Deputy [redacted] was asked if he heard you making any disparaging remarks toward Ms. [redacted] service call, he reported you stated something similar to, "*she is calling us for help but wants to dictate how we respond.*" Deputy [redacted] described this as "*Bothersome*" to him. Prior to leaving the patrol office around 1727 hours, Deputy [redacted] described you as having a conversation with dispatch over the phone about Ms. [redacted] incident. Upon hanging up with dispatch, you stated to Deputy [redacted] something similar to, "*dispatch is flipping out about this call, but I told them I'm holding it for graveyard.*" You admitted to knowing that Deputy [redacted] was going to his house to retrieve his gym bag, but stated something similar to, "*he wasn't gone for the day, he was available if I needed him.*"

Deputy [redacted] and Cpl. [redacted] then subsequently began to handle non-priority calls instead of responding to Ms. [redacted] call at your direction as the watch commander of the shift. In your interview, you admitted that your duties include managing resources, personnel and prioritizing calls for service. You said that in the absence of a command staff officer you oversee custody, dispatch and patrol. You stated that you expect your orders to be carried out and that you understood that when you told Deputy [redacted] and Cpl. [redacted] that you were not sending anyone to Ms. [redacted] call, it should have been perceived as an order from a commanding officer to be followed.

During your shift, you reviewed Ms. [redacted] incident **six times**. Dispatcher [redacted] stated she contacted you twice after Ms. [redacted] initial call came in at 1556 hours, during which she updated you about the status and escalation of the incident. Dispatcher [redacted] stated that each time she spoke with you about Ms. [redacted] incident, you stated that you were going to hold the call for the graveyard shift. You reviewed the RiMS database that included [redacted] criminal and mental health history. You were aware of Probation Officer [redacted] phone calls where she provided authorization to arrest [redacted] and take her to juvenile hall. In your own statement during this investigation, you described Ms. [redacted] incident as escalating from the time she initially called for service. Yet, with all of this information regarding this incident and understanding the call was escalating involving a [redacted] in an aggressive state who had thrown items at [redacted], you still did not re-assign or break Deputy [redacted] and/or Cpl. [redacted] from non-priority work such as writing reports or investigating property crimes. In addition, you also personally failed to respond to this call when the record reflects you were more than available to do so. Your conduct fell below the standards of the Sheriff's Office and to your duty and obligation overall to protect and serve the citizens of Tuolumne County. Such failure to act not only created potential liability for the Office in failing to respond to a priority call for service, but also act to discredit and undermine the law enforcement mission of the Office within the community that we serve. Your inaction in this regard cannot be overlooked, and undermines your ability to serve the Office going forward.

[TCSO Policy 201.2 Authority, Ranking Officers, TCSO Policy 340.2 Standards of Conduct, TCSO Policy 340.3.6: Efficiency, (a), (b), TCSO Policy 340.3.7 Performance, (b), (c), (e), (i), TCSO Policy 340.3.8 Conduct, (m), TCSO Policy 444.1: Watch Commanders, TC PR&R Rule 9, Disciplinary Action, Section B. Cause(s) of Action, (4), (13), (16), DSA MOU Article 16, Section C. Cause(s) of Action, (3), (4), (5), (6), (8), (12), (15), (16)]

At 1734 hours, while the [redacted] incident remained ongoing and continued to escalate, you called Dispatcher [redacted] and told her that the incident was going to be pending for the graveyard shift. You stated "*all of your guys were all on calls.*" You also stated, "[redacted] *didn't want you there earlier in the day*." **These are false statements.** At the time of this call, you knew Deputy [redacted] was on his way home to get his gym bag and was not on a call as you had represented to Dispatcher [redacted] You also knew that you were not personally handling any patrol calls and were otherwise available to respond. After reviewing the [redacted] incident **six times** over an hour and a half time period, you knew that Ms. [redacted] wanted a deputy to respond. You never contacted Ms. [redacted] to confirm she did not want any deputies to respond. Deputy [redacted] and Cpl. [redacted] each independently confirmed in their statements that your statement to Dispatcher [redacted] was a false statement.

You also completed a watch report between 17:25 and 17:50 hours. The Watch Report is an official document used to notify command staff of important information that occurred during your shift. In your watch report, you stated that "*this call is back on the screen again because the RP called back,*", "*earlier she stated she didn't want us coming to the house,*" and "*Leaving for graveyard now because all the other guys are on other calls.*" **These are also false statements**. At the time you wrote the Watch Report, you knew that Deputy [redacted] was not on a call, but instead was on his way home to get his gym bag. In addition, you were also not on a call at that time and could have responded. After reviewing Ms. [redacted] incident six times over an hour and a half time period, you knew that Ms. [redacted] wanted a deputy to respond. You also never contacted Ms. [redacted] to confirm she did not want deputies to respond. Deputy [redacted] and Cpl. [redacted] each confirmed that your statements made on the Watch Report were false statements.

CONCLUSION:

Based on your conduct during the events on August 11, 2019, described above and in the attached internal affairs report, you violated the above-referenced personnel rules and policies.

Your behavior, remarks, statements, and lack of integrity disrupted the efficiency of the Tuolumne County Sheriff's Office. By your own admission, you willfully violated several governing sections of the Tuolumne County Sheriff's Policy, County Rules and Regulations, and the Deputy Sheriff's Association MOU. As a sworn peace officer, and as a supervisor holding the rank of Sergeant, you are held to a high standard. You are entrusted by the public to display the highest level of personal conduct, morality and professional skill.

Your conduct demonstrated your unwillingness to conform to Office rules, policies and orders. Those requirements exist for the safety of the public and personnel, as well as ensure the agency's operations do not violate the rights of citizens. Your conduct also severely compromised your credibility as a Deputy Sheriff in the eyes of a court of law, the public, and this Office beyond that which can't be tolerated by the Tuolumne County Sheriff Office. Your conduct exposed the Sheriff's Office to potential liability for the injuries sustained by Ms. [redacted] Violation of these requirements, therefore, place the agency and others at considerable risk where you are continually employed when you have engaged in such egregious and irresponsible actions, and it leaves the agency with little choice other than to terminate your employment.

Therefore, based on the reasons and information contained above, and as attached to this notice, I feel that this final action of **termination of employment** is appropriate.

In addition to the materials previously provided to you as part of the March 3, 2020 Notice of Proposed Disciplinary Action, I am also attaching a copy of the audio recording of the April 7, 2020 Skelly pre-disciplinary conference that was considered by me in taking this disciplinary action.

F. RIGHT TO RESPOND

In accordance with Article 16, Section (H) of the DSA MOU, you have the right to an evidentiary appeal of this order of disciplinary action. If you choose to exercise your right to you appeal you must do so by filing a written appeal with the Human Resources Office within seven (7) calendar days after service of this order. Any written appeal shall contain an answer to each charge in the order and designate the requested hearing body pursuant to Article 16, Section M.

If you would like to appeal this disciplinary action, please provide your written response to the Director of Human Resources by 0900 hours on *4/29/20*. Failure to meet this timeline will result in a waiver of your right to appeal the matter further.

G. WARNING AGAINST RETALIATION

This provision is to notify you it is illegal and inappropriate to retaliate against any person who has participated in complaining or providing information regarding the allegations against you as set forth above and in the attached Internal Affairs Investigation.

Sheriff Bill Pooley

Acknowledgement of Receipt

Victor Serrano, Deputy Sheriff, Sergeant Date: 4/20/20

IN ARBITRATION PROCEEDINGS PURSUANT TO THE
MEMORANDUM OF AGREEMENT BETWEEN THE PARTIES

TUOLUMNE COUNTY DEPUTY SHERIFFS ASSOCIATION, Union, and COUNTY OF TUOLUMNE, Employer. Re: Sgt. Victor Serrano termination CSMCS Case No. ARB-10-028	Opinion and Decision of John Kagel Arbitrator January 27, 2022 Palo Alto, California

APPEARANCES:

For the Union: Jason Jasmine, Esq., Messing Adam & Jasmine, Sacramento CA

For the Employer: Nathan T. Jackson, Esq., Liebert Cassidy Whitmore, Sacramento, CA

ISSUE:

Whether the termination of Sergeant Victor Serrano is sustained by a preponderance of the evidence; if not, what should be the remedy? (Tr. 11)

MEMORANDUM OF UNDERSTANDING PROVISIONS:

"**ARTICLE 18. DISCIPLINARY ACTION** ...

Section C. Cause(s) of Action

> An employee with permanent status with the County may be disciplined only for cause. …
>
> **Section M. Disciplinary Action -The Hearing** …
>
> **(5) Decision of the Hearing Officer.** …The hearing officer shall make an official decision either affirming, modifying or revoking the order. …
>
> **Section N. Disciplinary Action – Burden of Proof**
>
> The burden of proof shall be on the Department Head issuing the disciplinary order. The quantum of proof required to sustain such action shall be by a preponderance of the evidence. …" (Er. Ex. 24)

BASIS FOR TERMINATION:

The Grievant had been employed for about 17 years and was terminated on April 20, 2020.

He was Watch Commander on day shift on August 11, 2019. He was terminated for violations of Employer policies for his failure to ensure that there was a response to the residence of [redacted] after her calls to Dispatch that shift, and then lying about his decision to not so in his watch report and in a discussion with a Dispatcher.

The Grievant's notice of termination from the Sheriff, citing the Department and County policies involved in this matter, is attached and incorporated by reference. (Ex. 23)

POSITIONS OF THE PARTIES:

Position of the Employer:

That the Grievant, as Watch Commander, was the highest-ranking public safety officer on duty; that the Grievant admitted "I fucked this one up," determining to avoid

overtime for his "guys," leaving the [redacted] situation for the "night guys."; that every sentence of his watch report entry concerning [redacted] was false, seeking to ameliorate the fact that he ignored a high-priority call in violation of Department policy; that he changed his initial statement that he was aware of [redacted] call at 1740, as acknowledged at the IA investigation, to claiming ignorance of it at arbitration, contrary to the credible testimony of a Dispatcher; that the Grievant, as Watch Commander, knew of his job expectations, as he admitted, as the highest authority on duty with responsibilities for the Dispatch Center and call handling, including the priority of crimes against persons; that not responding to [redacted] calls would avoid overtime and report writing by those on the Grievant's shift; that [redacted] initial call did not mean she did not want someone to respond; that on [redacted] second call, there were Deputies available to respond and there were no higher priority calls; that the Grievant knew that Dispatch was "flipping out" over nonresponse to the [redacted] calls; that the Grievant told Dispatcher [redacted] as he also wrote in his watch report, that he was leaving the [redacted] situation to graveyard and, untruly, that [redacted] did not want Deputies earlier but now does when all Deputies were on calls; that Dispatcher [redacted] advised the Grievant of [redacted] third call that [redacted] had been assaulted by her daughter, the Grievant acknowledging that he saw the call and would have someone respond "as soon as we can"; that the Grievant, at his IA interview, did not dispute that he did receive such a call; that the Grievant acknowledged, contrary to his watch report, that the [redacted] calls had never left the Dispatch screen; that the Grievant's justifications for his inactions are not credible; that the Grievant's motivation for his false report was to excuse his policy violations by not having [redacted] calls responded to; that his claim he did not review

[redacted] personal history claim is not true; that likewise his statement to [redacted] about [redacted]s availability was untrue, as was his claim that he was working on training materials when he was not; that the Grievant grieving for the death of his father does not excuse his misconduct; that his misconduct violated applicable Department policies, which included failure to protect and serve the citizens of the County, discredited the Department in their eyes, and exposed the County to liability; that as Watch Commander, he cannot ameliorate his conduct for failures of Dispatchers or Deputies on his watch; that his claim that he was unaware of any calls from [redacted] does not absolve him.

Position of the Union:

That on the day in question the Grievant was putting together training materials for the Crisis Negotiating Team while commanding a minimally-staffed shift and dealing with the recent death of his father; that the Grievant was unaware of calls by [redacted] except her first call; that when he obtained information as in [redacted] second call, it was at the end of his shift and he held the call over for the next shift to deal with; that [redacted] had a minor injury caused by her daughter, [redacted] and [redacted] was taken to Juvenile Hall, which was what would have happened if the Grievant had sent a Deputy to [redacted] residence; that a dishonesty charge must be proven by clear and convincing evidence given that such a finding would end a law enforcement career; that the Employer did not establish that the Grievant knew about the escalating situation before 5:34 p.m.; that it did not establish that he was dishonest; that as Watch Commander, the Grievant could be concerned about how long a call might take at the end of shift if the call was not urgent, given the amount of time required to check someone into Juvenile Hall; that up until that time, the most he knew was

that [redacted] had cut off her ankle monitor, was agitated, had been crying in her bedroom, t she had thrown a sweater, was breaking up [redacted] "stuff," and threatened to hit [redacted] that [redacted] did not want Deputies to storm her house; that while the Grievant did not dispute that he was called by a Dispatcher after 5:34—not established as after 5:40—there was no record of such a call to show that the [redacted] situation was escalating, even with the Grievant stating that if someone said something happened on the shift, it must have happened; that discussions with Cpl. [redacted] and Deputy [redacted] were not orders to either to not take the call; that the Employer's records showed that the Grievant had not accessed calls after 5:34; that while the Grievant could have made different, and perhaps better, judgment calls, as a 17-year veteran with no significant prior discipline, he should not have his career ended for what choices he did make; that the Grievant had no intent to deceive in his watch report nor his subsequent conversation with [redacted] for there was no benefit to be had and nothing for others to rely on by writing his watch report as he did, the report not being used for immediate operations; that the reference that [redacted] calls were "back on the screen" meant, as he stated, that at the time he wrote, that [redacted] had recently called back, then clearly desiring a deputy response, but her call was not urgent as shown by the Dispatch notation, 52 minutes from the end of the shift, although he intended that there be an in-person response; that the Arbitrator has the authority to substitute his judgment for that of the County; that with the standard applied, even if that standard was that the decision to terminate was an abuse of discretion—the extent to which the Grievant's conduct resulted in, or if repeated was likely to result in, harm to public service—the Employer retained the Grievant in his position for more than eight months before terminating him; that it was

[redacted] not the Grievant, who caused whatever harm occurred to [redacted] not the Grievant's judgment to not respond to [redacted] initial call; that while the Grievant did not bring up the situation concerning his father's death until the *Skelly* hearing, for, as the Grievant reported, he was not trying to excuse his mistakes and evade responsibility even though that others could have been dispatched or respond to the call; that the Employer did not show that some other form of discipline than termination was appropriate.

DISCUSSION:

Cause for Termination:

To establish cause for termination, the Employer is required to establish, by a preponderance of the evidence that the Grievant engaged in the conduct for which he was charged; that he knew or should have known that that conduct could lead to discipline; and that the discipline imposed was reasonable under all of the circumstances and consistent with the terms of the Collective Bargaining Agreement. (Er. Ex. 24, Art. 16, Secs. C, N)

The principal issues with respect to the Grievant's conduct are whether he violated Employer policies by failure to dispatch on-shift personnel in response to [redacted] calls; whether he was aware of [redacted] last two calls; and whether he was dishonest with respect to his watch report and his conversation with Dispatcher [redacted] concerning his decisions.

What Did the Grievant Know and When Did He Know It?:

The Grievant was on shift until 6 p.m., along with Deputy [redacted] and Cpl. [redacted] As Watch Commander, he was in charge of the deployment of his subordinates, the Dispatchers and the jail.

The Grievant learned about [redacted] initial as a priority 2 call to Dispatch shortly after it was made and entered on the Dispatch CAD system screen at 3:56 p.m. He read it two minutes later:

> "Rpts her [redacted] is in an 'aggressive state' and just cut off her ankle monitor. Juv is uninjured and is currently in her bedroom crying. [RP concerned about deputies 'storming into her house' because she has [redacted]. in the residence also.]"

The Grievant also looked at that entry a minute thereafter. Cpl. [redacted] read the entry outloud in the presence of the Grievant and Deputy [redacted] At 4 p.m., the Grievant looked up [redacted] criminal history, which showed an arrest for felony battery and a 5150 mental health detention. (Ex. 11) The Grievant told [redacted] and [redacted] that [redacted] call could "pend" at that point, meaning no response would be made to it. (Tr. 286, 289)

During that discussion, according to [redacted] the Grievant said something about calling Dispatch for more information, but that [redacted] statement about storming her house was "off-putting," seeking to dictate to the Department what its response should be. [redacted] took the Grievant's statement that he was waiting for more; "I took that as we're not going to this," at least at that point. (Tr. 345, 473) "But I just felt like it allowed me to attend to the other calls I had pending in my beat," setting that call aside. (Tr. 343-344, 347) The Grievant stated that his statement of his decision was an instruction to [redacted] and [redacted] (Tr. 638)

At 4:15, Probation Officer [redacted] having gotten a call from [redacted] advised Dispatch, as recorded on the CAD screen, that if Deputies encounter [redacted] they could take her to Juvenile Hall. (Ex. 10) Taking [redacted] to Juvenile Hall could be a lengthy process for

the juvenile could need to get a health clearance at the local hospital first, as the Grievant knew, because of her prior 5150. (Tr. 534, 566) A report would also need to be written thereafter.

At 4:38 p.m., [redacted] called again, recorded by Dispatch as:

> "Rp recalled advising that his [sic] daughter threw a sweater in her face, is breaking stuff, and threatening to hit the rp."

The Grievant viewed this call at 5:08, at 5:23, and 5:34. (Ex. 17) The [redacted] calls were the highest priority calls then pending on the CAD screen. (Tr. 463) Up to this point, Dispatchers had not sent anyone to the [redacted] residence, neither Cpl. [redacted] or Deputy [redacted] dispatched themselves there, nor did the Grievant dispatch anyone there, go there himself. No one had sought to contact [redacted] by phone. [redacted] [redacted] and the Grievant himself were then available to respond. (*See* Tr. 128, 169-170, 192-193, 375-376, can phone reporting party if questions)

In the meantime, the Grievant prepared his watch report for the end of the shift by 5:25, with the shift ending at 6 p.m. (*see* Tr. 235) He wrote, after including the words on the screen from the first [redacted] call:

> "*****1722 hrs. This call is back on the screen again because the RP called back and stated she does now think she wants a deputy. Earlier she stated she didn't want us coming to the house. Leaving for Graveyard now because all of the guys are currently on other calls, Sorry men.*****" (Ex. 13)

[redacted] left the office around 5:26, telling the Grievant he was leaving. The Grievant remarked, "something along the lines of, 'Dispatch is flipping out about this [redacted] call.'" [redacted] believed he asked if the Grievant wanted him to take the call, the Grievant, responding "something along the lines of, 'No, graveyard deputies are going to

be logging on shortly or soon, I'm going to send one of them, a couple of them.'" (Tr. 300) The Grievant agreed that that "sounded like something I would say." (Tr. 614)

At 5:34, the Grievant called Dispatcher [redacted] and stated:

> "I'm just calling to tell you guys I'm going to leave that 415 not …you know the juvenile thing on [redacted] for the graveyard guys. I put it in the watch report that I left it for 'em because she didn't want us up there earlier and now she does and the guys are all on calls so it is what it is. I put it in there and told them to deal with it." (Ex. 6i)

Deputy [redacted] was not on a call at that time.

At 5:40, another call from [redacted] was logged by Dispatcher [redacted]

> "Rp recalled and said that her [redacted] has now assaulted her, shattered glass and is out of control."

At 5:42 [redacted] again called and Dispatcher [redacted] logged:

> "rpts her [redacted] is attacking her, subject to breaking everything in her house."
>
> "rp will be standing by outside in a black yukon with her [redacted]." (Ex. 10)

There is no electronic record that the Grievant logged into the system to see those calls. They had been marked in red on the screen. [redacted] testified, as she told [redacted] she would, that she phoned the Grievant who, according to her, acknowledged he saw these [redacted] calls, and someone will be sent "as soon as we can." (Tr. 259-260, 271) There was no electronic or cell record of such a phone call between the Grievant and [redacted] and no CAD entry by [redacted] as would be usual, that the Grievant was orally advised about the last two [redacted] calls. (Tr. 270, 511-512)

The Grievant in his interviews with IA stated that he did not recall a call from [redacted] that he did "more remember" a call from another Dispatcher. (Tr. 612) He told the IA investigator that if [redacted] said there was such a call it must have occurred. He also said that something about the 5:40 call "was bringing back memories …" (Tr. 622-623) He later denied that there was any call from a Dispatcher, "Period." His contrary answer to IA was because "I was just trying to take responsibility for this and my team …I was taught how to do this job by 'old school' thoughts. I went in there to not make excuses." (Tr. 643-644)

On coming on duty for the next shift, Deputy [redacted] he saw the [redacted] calls on his mobile unit screen as he was leaving his home. He responded from there to the [redacted] residence and effected [redacted] arrest. (*See* Tr. 155-156) It took him two hours to close the call and another two hours to write his report, noting [redacted] injuries. (Tr. 174, Er. Ex. 16)

Grievant's Responsibilities:

As Watch Commander, as the Grievant acknowledged, even though Dispatchers could assign available personnel to calls, and subordinate personnel could self-assign themselves to do so, he was ultimately responsible to assure all priority calls received the appropriate response. (Tr. 589-590, *see also* Tr. 496) The Watch Commander's ultimate job is to appropriately respond to calls for service (Tr. 191), continuously monitoring all calls on the entire Dispatch CAD screen. (Tr. 230, 404)

In this case, at least with respect to [redacted] first call, where a crime, the cutting off of the ankle monitor (Tr. 391), was reported, and notwithstanding the report of small children being present, the Grievant chose, as he discussed with [redacted] and [redacted] to

not effect a response. He pended the call for the next shift with almost two hours left in his. At that point, although he did not remember looking at [redacted] criminal history, he did call it up on his computer, so he knew, or should have known, of her past record, an elementary part of investigating the situation. (Tr. 457)

The Grievant maintained that not responding to the first call was not a violation of policy "with our general day-to-day operations, that that call was going to hold for graveyard." (Tr. 639) Another Watch Commander stated with the information on the screen from that call:

> "That the, for lack of a better term, the 'suspect' or the [redacted] she's in an aggressive state; she's cut off her ankle monitor, which means she would be on some form of felony probation; she's in her bedroom crying, which means, again, she's in an aggressive state; it sounds like there's an [redacted] in the home and that she's worried about that [redacted] being scared, so she would like us to respond but not kick her door in when we go inside." (tr. 208)

Viewing [redacted] history, by clicking on the appropriate screen tab, which revealed [redacted] arrest for felony battery and her 5150, meaning that she was a danger to herself or others, would have added to the facts that the first [redacted] call was a priority call. (Tr. 211)

The second [redacted] call showed, with [redacted] breaking up stuff, and threatening her mother, that she was no longer passive in her bedroom but had become violent at least as reported. It would be viewed as a 415-physical disturbance, the highest priority call. (Tr. 90, 459) Notwithstanding the Grievant learning of that call with almost an hour to go in the shift, he chose to do nothing except to hold all responses for the next shift.

Finally, if it is accepted that the Grievant was at least told by a Dispatcher about the third and fourth calls, as he did not dispute before IA, there was further escalation by [redacted] but he still did nothing to respond to it on day shift.

Even if the Grievant did not know about the third and fourth calls, the record established that he knew an on-shift response to the [redacted] residence was required. He did not dispute that a call needed to be responded to there by Department personnel (Tr. 572), only that no such response would occur on his shift. Whether he was seeking to avoid requiring his subordinates having to work overtime by taking a juvenile to the Hall and/or having to write a report (Tr. 145, 308), the record establishes that that was a dereliction of his duties in denying a response to a public call for assistance. While the Association maintains that at most his decisions were judgment calls, one among thousands that he had made in his career, the record is devoid of any professional reason for his making them as he did in this instance. (*See, e.g.,* Tr. 143-144, 186, 204, 294-295, 355) Even if the first call was to be disregarded, the call at 4:38 p.m. clearly required an immediate response to the [redacted] residence, as the Grievant himself acknowledged. (Tr. 624, *see also* Tr. 227)

Dishonesty:

The Grievant's watch report was to be a summary of the events of the shift for command staff review (Tr. 224, 635), and, in the Grievant's view, for the oncoming Watch Commander (Tr. 597). The report's content, and that of his subsequent conversation with Dispatcher [redacted] was false. The [redacted] calls never left the Dispatch screen. The Grievant's statement as to why he said the call was "back" on the screen that the first call "blipped off" was "maybe like" he did not look at the screen for maybe an hour. (Tr. 617-

619) There was no information that the first two calls were resolved which would have taken them off the screen. (Tr. 544, 619) The Grievant's claim that [redacted] initially did not want a response at her residence, and then decided she did, if based on the two calls the Grievant said he knew about at that time he wrote his report, and talked to about to [redacted] is also not reasonable. What the screen showed—and the Grievant neither sought, nor about which he had any further information—was that what [redacted] wanted was not a "storming." But the reasonable alternative is that she did want a more muted response because of the small children present—silent approaches do occur from time to time (Tr. 209)—as opposed to no response; otherwise, why would she have made the calls, particularly the second call, at all? This is particularly true since [redacted] had called the Probation Officer, and the Officer phoned dispatch about the situation, ultimately twice as the CAD screen showed, [redacted] obviously seeking assistance. (Tr. 543)

More importantly, the report's statement, and that to [redacted] that no on-shift response could be made because his subordinates were on calls, was false. [redacted] was available, whether he was still on the premises or on the way to get a gym bag, as the Grievant admitted (Tr. 630). And the Grievant was then available, not preparing training materials as he stated he was going to do that shift (Tr. 557), but he was reviewing old reports. (Ex. 17) Watch Commanders, especially on short-staffed shifts, take calls themselves, which he could have done. (*E.g.* Tr. 37, 413)

The Association maintains that the Grievant had no intent to deceive anyone by what he wrote or said (Tr. 628-629) and did not mischaracterize the information in the report. But there would have been no other purpose to convey what he did as he did it. He

was not shown to have merely been careless in writing the report, or in what he said to [redacted] other than a false attempt to justify his inactions. (Tr. 529) He would have had to contrive what he wrote in an attempt to cover for his derelictions. He purposefully sought to mislead and to show excuses for his shift not responding to [redacted] calls, even if the last call he knew about was that made at 4:38. He knew he would be questioned by the oncoming shift and would be exposed to policy violations. (*See* Tr. 214-217, 425, 499-500, 535, 541) From the outset, he had no intention of responding to the [redacted] calls on his shift when by the second call, if not the first, there was a clear priority need to have done so. He deliberately chose not to do that to avoid time disruptions for his team or himself, as he admitted at his *Skelly* hearing (Tr. 529), and at the arbitration hearings (Tr. 637), leaving the citizen requiring his services in the immediate lurch, particularly where possible increased violence from [redacted] was a reasonably foreseeable possibility, based on her criminal history report as accessed by the Grievant.

Grievant's Knowledge of Consequences of His Misconduct:

The Grievant's commander, Lt. [redacted] had advised Patrol Sergeants of their responsibilities a month prior (Ex. 18, p. 302), including the need for accurate and complete watch reports for the chain of command, including the Sheriff. (Tr. 410-412) They are official documents. (Tr. 481) The County and Department policies, as those quoted in the attached termination notice, are clear as to what the expectations of his job performance were to be. (*E.g.*, Tr. 196, 499) Pending priority calls to save overtime is contrary to expectations. (Tr. 425-426) As taught in supervisor school, the "entire job is liability-based;" it is to prevent liability. Leaving calls to pend violates that goal. (Tr. 209)

The Grievant agreed that he could be disciplined for violating Department policy. (Tr. 588) The Grievant acknowledged to [redacted] that it was not [redacted] fault for [redacted] not responding to the [redacted] calls on his own; he was a supervisor and it was his decision when he explicitly told Patrol members they did not have to go. (Tr. 310) At his *Skelly* hearing, the Grievant admitted that he "fucked up." (Tr 528)

And, as the Association points out, it is common knowledge about the consequences of dishonesty. As the Sheriff testified, and as the Grievant agreed (Tr. 587):

> "The position of Deputy Sheriff, or any of the positions within the Sheriff's Office, are positions of public trust. The public, I think, expects the highest standards when it comes to truthfulness, credibility. It goes to the core of our function, our ability to take credible statements from witnesses to compile an investigation, to collect evidence, to be a credible witness on the stand when you are later testifying at trial. It goes to our ability to testify … to justify use of force and sometimes use of deadly force. Our truthfulness and our credibility is at the core of the justice system, in short, and I believe that." (Tr. 525-526)

Decision to Terminate:

In summary, the Grievant was a veteran of the Department, with a single active reprimand on his record. (Ex. 21) He had training as an FTO, supervisor, and commander, as well as other advanced training. There was of short staffing on a Sunday. Although not stated by the Grievant until his *Skelly* hearing, he stated he was suffering from the emotional toll of his father's death that occurred in June 2019, impacting his ability to focus on his job. (Tr. 559) He did not bring this up during his IA investigation: "I didn't go in there to make any sort of excuses. I honestly just didn't think that it was even relevant….I went in there to try to take responsibility for my actions." (Tr. 560) There were his failures to carry out of the expected responses to [redacted] calls for services as detailed above, and

he then lied about them with the intent to deceive. As the Sheriff pointed out, not only did that violate the norms expected of sworn personnel, but any repetition could expose the Sheriff's Office to liability. (Tr. 537) Less discipline than termination for intentional dishonesty in the watch report and to [redacted] erased any trust in him in law enforcement. Even though the Grievant and his family were well liked, and the decision to terminate him had an emotional affect, "it had to be done." (Tr. 538) [redacted] had been demoted for eight months for not responding to calls in his beat; demotion in the Grievant's case would not be appropriate "because of the lie." (Tr. 540)

Given this record, the decision to terminate the Grievant, as opposed to a lesser form of discipline, or none, cannot be stated to be unreasonable. The mishandling of the first two [redacted] calls, for which the Grievant takes responsibility, and the dishonest watch report and conversation with [redacted] for which he did not take responsibility, does, as the Sheriff stated, cast into major doubt the ability to trust the Grievant into the future, to the continuing detriment of the Department.

The Association has contended that the Grievant did remain on the job for months while the lengthy investigation of the situation was ongoing, as opposed to be put off work pending its outcome. While what the Grievant was doing during the interim was not developed, that he was given the benefit of the doubt until its conclusion does not impact the ultimate decision for the reasons stated, and as they are supported in the record.

The Grievant had not informed his supervisor of the effects of his father's passing on him; had he done so, available steps could have been offered to provide support for him.

(Tr. 418) How that specifically affected his work on the shift in question, for which he states he takes responsibility, was not shown.

DECISION:

The termination of the Grievant was shown to have been for cause within the meaning of the Parties' Memorandum of Understanding. The grievance is denied.



Arbitrator