



W. L. Benedict
Sheriff

Clallam County Sheriff's Office

WASPC Accredited Agency

*223 East 4th Street, Suite 12
Port Angeles, WA 98362-3015*

*Administration: (360)417-2262
Fax: (360)417-2494*

<http://www.clallam.net/Sheriff>
sheriff@co.clallam.wa.us

Ron Peregrin
Undersheriff

Ron Cameron
Chief Criminal Deputy

Alice Hoffman
Chief Civil Deputy

Ron Sukert
Jail Superintendent

File: A36.10; WASPC Standard 13.1.3

April 27, 2011

ANNUAL ANALYSIS

2010 Internal Investigation/Complaint Analysis

1. **803** Deputy (8 years experience) Rude Conduct , **Unfounded**
Acted in a rude manner to a member of the public during a traffic stop.
2. **804** Corrections Deputy (3 years experience) Misconduct , **Unfounded**
Allegations of inappropriate conduct with a female prisoner.
3. **805** Control Tech (3 years experience) Misuse of CCSO database, **Not sustained**
Allegations she accessed CCSO database for personal reasons
4. **806** Corrections Deputy (15 years experience) Inappropriate comments to reporter
Unfounded
Alleged comments made to a reporter about taking unauthorized items into the courtroom.
5. **807** Corrections Deputy (3 years experience) Conduct Discrediting CCSO
Sustained – Verbal Reprimand
Associated with persons previously incarcerated in CCCF and were subject of investigation by WADOC.

Allegation #2 and #5 involved the same individual

Individuals investigated by section

3 Corrections = 2 Corrections Deputies, 1 Control Tech

1 Operations = 1 Deputy

0 in Support Services, 0, Emergency Management & 0, Administration

4 individuals were subject of internal investigations
6 allegations were made
1 allegation sustained
5 allegations unfounded

Of the 4 individuals investigated 1 individual accounted for 2 allegations comprising 1 sustained allegation resulting in informal discipline and 1 unfounded allegation while the other 3 individuals accounted for the remaining 4 unfounded allegations.

Allegations

Rude Conduct – acted in a discourteous manner by being terse and abrupt during a traffic stop. **Unfounded**

Misconduct – Allegations of off duty sexual contact with a former inmate. **Unfounded**

Misuse of CCSO database – accessed CCSO computer to determine if warrants were out on a former spouse **Unfounded**

Misconduct – Rudeness – commented to news reporter about taking unauthorized items into a courtroom. **Unfounded**

Association with known offenders – attended a party with DOC personnel of which 3 of the four had spent time in CCCF and one had been booked 4 times. **Sustained**

Unbecoming Conduct – Failed to report a domestic violence event occurring with a friend. **Unfounded**

There was no common thread connecting allegations of misconduct and individuals involved. Out of six allegations five involved Corrections Section of which only one was sustained and handled with a verbal reprimand. One Operations and one Corrections allegation involved complaint of rude or discourteous contact with the public.

Recommend reminders be sent to all personnel regarding how people they are contacting perceive their attitudes and demeanor along with our compliments for very few complaints being lodged during the past year.

Use of Force During 2010

53 Use of Force reports were filed.

38 reports were filed for Corrections

15 reports were filed by Operation's personnel.

The Use of Force incidents are broken down in the following categories:

| | |
|---------------------------------------|----|
| Restraint Chair (No force required) | 11 |
| Restraint Chair (Level 1 required) | 4 |
| Display Use of Force (Taser) | 7 |
| Display Use of Force Option (Firearm) | 5 |
| Level 1 | 13 |
| Taser | 6 |
| Level 2 | 3 |
| LVNR (Deadly Force) | 0 |

Reports were generally well written, however, it was noticed that many reports used nondescript verbs to describe force employed, such as “assisted, placed, and escorted” rather than more descriptive terms in actual force utilized to gain compliance. It would be better described to say “I put the offender on the ground by means of an arm bar” rather than “I placed the offender on the ground”. Reports should contain the specific

techniques used to gain control of an offender or inmate. **Recommend instructions be given to first line supervision to ensure descriptive verbs are utilized in Use of Force reports submitted by their personnel.**

Jail policy requires a Use of Force report anytime the restraint chair is used, whether or not there has been any other use of force on the inmate. This accounts for nearly 21% of our total Use of Force reports. Jail policy conflicts with Lexipol Policy that indicates a use of force report is not required unless the restraint chair is capable of causing injury. Documentation of restraint chair use should be maintained, the question becomes whether the Use of Force report form is the best vehicle for documenting that use. **Recommend a Use of Force report only when actual force is needed to engage the restraint chair and an incident report used when no force is necessary.**

We currently require a Use of Force report for Display of Force Option. Lexipol does not require a report for Display of Force. Display of Force Options accounts for nearly 23% of overall Use of Force reports.

Review of Level 1 Use of Force reports indicates some of the force utilized did not rise to the level of a Use of Force report as they were not capable of causing injury. One patrol team was responsible for 12 of the 15 Use of Force reports generated. This indicates over-reporting by one team and under-reporting by others. **Recommend training in this area in order to gain consistency in reporting. Defensive tactics training should include a portion of a class dedicated to when Use of Force reports are required.**

During 2009 there were NO pursuits by members of CCSO, however, during 2010 there were 5 pursuits reported.

- A west end motor vehicle pursuit reached speeds up to 105 mph and lasted 5 minutes. Pursuit was terminated and then was reinitiated by another agency, suspect apprehended with stop sticks. Initial charge, speed/reckless driving. Occurred at 1530 hrs.
- East end motor vehicle pursuit reached speed of 110 mph and lasted 40 minutes. Pursuit ended when suspect ran out of gas. Pursuit was turned over to Jefferson County at county line by order of supervisor. Initial charge speed, DUI & reckless driving. Suspect arrested for DUI. Occurred at 0301 hrs.
- East end motor vehicle pursuit reached speed of 80+ mph and lasted 3 minutes. Suspect stopped and fled on foot. Initial charge was reckless driving 80/40 zone. Case referred for DWLS and eluding. Occurred at 2021 hrs.
- East end ORV pursuit reached speed of 65 mph and lasted one minute. Suspect crashed and fled on foot. Suspect not identified, quad was stolen. Initial violation was speed and driving ORV on highway. Occurred at 0227 hrs.
- East end ORV pursuit reached speed of 40 mph and lasted 2 minutes. Suspect crashed down a ravine and fled on foot. Initial violation driving ORV on highway.

Suspect arrested for possession of stolen property/firearms and stolen ORV.

Occurred at 2236 hrs.

All pursuits were subject to supervisory and administrative review and all were within department pursuit policy.

Analysis of all internal investigations, use of force incidents and pursuits find no common thread indicating any single individual is responsible for an inordinate or unusual number of reports in any category or any reoccurring issue that needs to be dealt with more directly.

No indications were found indicating any profiling or racially motivated actions were engaged in by any department member during the 2010 review period.

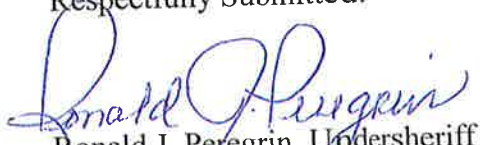
Recommend reaffirming Command Staff intent that all persons be treated with courtesy, dignity and respect. Commend personnel for the manner in which they have interacted with the public which is evidenced by very few complaints, no sustained complaints and numerous compliments received throughout the year.

Recommend instructions be given to first line supervision to ensure descriptive verbs are utilized in Use of Force reports submitted by their personnel.

Recommend a Use of Force report only when actual force is needed to engage the restraint chair in the jail and an observation report used when no force is utilized.

Recommend training in Use of Force reporting in order to gain consistency in reporting. Defensive tactics training should include a portion of a class dedicated to when Use of Force reports are required.

Respectfully Submitted:


Ronald J. Peregrin, Undersheriff

Sheriff's Signature W. Benedict Date: 4-29-2011

Concur with findings

Do not concur with findings

Encl: A37.10 Accident Analysis
A35.10 Use of Force Analysis

cc: Accreditation File 13.1.3