



**OFFICE OF THE SHERIFF
CITY AND COUNTY OF SAN FRANCISCO**

1 DR. CARLTON B. GOODLETT PLACE
ROOM 456, CITY HALL
SAN FRANCISCO, CALIFORNIA 94102



**VICKI HENNESSY
SHERIFF**

September 30, 2016
Reference: 2016-120

The Honorable Edwin Lee
Mayor
City Hall, Room 200
1 Dr. Carlton B. Goodlett Place
San Francisco CA 94102

Re: 96A Quarter 2 Law Enforcement Reporting Requirements

Dear Mayor Lee,

In October of 2015 the Board of Supervisors passed Ordinance 166-15 amending San Francisco's Administrative Code, Chapter 96A: Law Enforcement Reporting Requirements. This quarter the Sheriff's Department is required to report its use of force and arrests for the period of April 1, 2016-June 30, 2016.

Administrative Code, Chapter 96A defines use of force as, "use of force on an individual that results in a known injury." California Penal Code §834 defines an arrest as the, "taking of a person into custody, in a case and manner authorized by law." For this report, only individuals who were transported to and booked into County Jail #1 by sheriff's deputies are considered arrested. This quarter the Sheriff's Department is reporting 11 uses of force and 97 arrests.

The Sheriff's Department is composed of three divisions, Administration and Programs, Custody Operations and Field Operations. Each division has many worksites that require staffing 24 hours-a-day, seven days-a-week. The deputies who work at the sites we secure are dedicated to ensuring safety for everyone conducting business there.

Attached is the Department's second quarter report summarizing the Department's arrests and use of force as required by Administrative Code, Chapter 96A throughout the Department's three divisions.

If you have any questions, please do not hesitate to contact my Chief of Staff, Eileen Hirst, at 415.554.7225.

Sincerely,

A handwritten signature in black ink, appearing to read 'C. Koehler', written over a horizontal line.

CARL KOEHLER

Undersheriff

(For Sheriff Vicki L. Hennessy)

Cc: President of the Board London Breed
Supervisor John Avalos
Supervisor David Campos
Supervisor Malia Cohen
Supervisor Mark Farrell
Supervisor Jane Kim
Supervisor Eric Mar
Supervisor Aaron Peskin
Supervisor Katy Tang
Supervisor Scott Weiner
Supervisor Norman Yee
President Suzy Loftus, San Francisco Police Commission
Zoe Polk, Human Rights Commission

San Francisco Sheriff's Department Use of Force Reporting – April 1, 2016 – June 30, 2016

Below is the Sheriff's Department's second quarter report required by, San Francisco City and County Administrative Code, Chapter 96A: Law Enforcement Reporting Requirements.

Arrests

- Total number of arrests (department-wide): **97**
 - Administration and Programs: **4**
 - Custody Operations: **32**
 - Field Operations: **61**

- By Race, Age and Gender: Please see table titled *San Francisco Sheriff's Department, Arrests, April 1, 2016 – June 31, 2016*.

Use of Force

- Total number of reportable uses of force (department-wide): **11**
 - Administration and Programs: **0**
 - Custody Operations: **4**
 - Field Operations: **5**
 - Off Duty Encounters: **2**

- By Race, Age and Gender: Please see table titled *San Francisco Sheriff's Department, Use of Force, April 1, 2016 – June 31, 2016*. The off duty encounters are not included in this report because the suspects were not taken into custody by the San Francisco Sheriff's Department.

During the second quarter there were 11 reportable uses of force, they are summarized below.

16-1-4-024 April 16, 2016

During the booking process at County Jail #1, a deputy heard loud noises coming from holding cell #6. When they arrived at the cell to investigate, they discovered the inmate behaving erratically. He was throwing toilet paper, yelling incoherently, and banging his forehead into the glass door. The deputy immediately radioed for back up to assist with a safety cell placement. Once back-up arrived, a deputy instructed the inmate to turn around for handcuffing. The inmate did not comply. He then banged the back of his head on the glass door and walked to the back of the cell. Deputies then opened the cell door and entered to gain control of the inmate. He was instructed them to get on the ground several times and did not comply. Using force, the deputies brought the inmate on the ground for handcuffing. The inmate ignored deputies' instructions for the duration of the safety cell placement.

Once the inmate was housed in the safety cell, as deputies attempted to remove the handcuffs, the inmate continued resisting deputies and began kicking his legs. After ignoring several requests to stop kicking, a deputy restrained the inmate's legs. At this time the inmate balled his hands into fists. Initially the inmate ignored orders to un ball his fists but eventually complied.

At the end of the altercation a small cut was noticed by staff above the inmate's right ear. Deputies alerted Jail Medical who examined the cut and determined that it was superficial. They then medically cleared the inmate and staff exited the safety cell without further incident.

160-338-749
April 25, 2016

Deputies were dispatched by the Sheriff's Operation Center to the Outpatient Pharmacy at San Francisco General Hospital to respond to a report that a verbal argument was in progress. Upon their arrival the argument had subsided. Noticing a patient, whom deputies recognized as a regular patient who routinely argues with medical staff and other patients, sitting at a registration window, they approached him to gather additional information. The patient reported that he was cut in line by a female patient. After telling her that he was next, she began to yell at him. He yelled back in response.

Deputies then asked the patient for his identification. While looking for his ID, he became agitated and began yelling at them. His only form of identification was an expired military ID card. The deputy who received the card, noticed that it had expired and confiscated it informing the patient that it was the property of the United States Government and needed to be returned. The patient became angry and attempted to take his military ID card back and punched the deputy in the face. Deputies on the scene attempted to gain control of the patient's arms to handcuff him. The patient continued resisting and ignoring Deputies' instructions. He then balled his fists and tucked them under his body to prevent the deputies from gaining control of his arms.

After several attempts to gain control of the patient's arms, deputies informed him that he would be tased if he continued resisting. He continued to resist and a deputy discharged the taser. The patient was wearing a big puffy jacket, which prevented the taser from working effectively. Eventually deputies gained control of the patient and placed him in handcuffs. He was then placed in the holding cell at the Sheriff's sub-station.

After placing the patient in the holding cell deputies immediately conducted a medical check, noticed that he had several cuts and scrapes on his face and escorted him to the Emergency Department where he was medically cleared of his injuries. He was then transported to County Jail #1 for booking.

160-366-621

May 4, 2016

A sheriff's deputy was dispatched to San Francisco General Hospital's Psychiatric Emergency Services unit on a report that a mental health patient had run out of the ward. After speaking with medical staff, the deputy pursued the patient on foot and observed him climbing over a fence toward Southbound 101. The deputy followed the patient and provided responding units with their location.

Then the deputy noticed the patient hiding under a bush. The deputy ordered him to put his hands behind his back. The patient did not comply. The deputy updated responding units with his location and informed the patient that if he did not comply he would be tased. The patient refused to comply. The deputy then discharged the taser and the patient fell to ground and rolled to the bottom of the hill, breaking the taser's connection and rendering it ineffective.

The deputy again instructed the patient to place his hands behind his back. Then the deputy updated responding units with their location and advised the Sheriff's Operation's Center to notify the California Highway Patrol of the incident. Ignoring the deputy's orders, the patient got up off the ground and ran across all Southbound lanes of traffic to the center divider. He then crossed all Northbound lanes of traffic. The deputy followed, stopping traffic as he went. The deputy followed the patient into the emergency lane of Northbound 101 telling him if he did not get on the ground and put his hands behind his back that he would be tased again. The patient did not comply and the deputy discharged the taser. Although the taser hit the patient, he began running again and ran into the number one lane of Northbound 101 then up a hill on the east side of Highway 101.

As the patient ran up the hill the deputy updated his location. Additional deputies had arrived at the top of the hill and were waiting to take control of the patient. As deputies attempted to control him, the patient continued to resist. Finally deputized staff were able to handcuff the patient and transport him back to Psychiatric Emergency Services.

1615007

May 6, 2016

San Francisco Police officers brought three arrestees to County Jail #1 for booking and processing. When asked to exit their cell to be cleared by jail medical at the medical triage station, one arrestee refused. A deputy attempted to use force to direct the arrestee to the medical triage station. He responded by resisting and attempting to grab a deputy's arm. Several San Francisco Police officers and deputies responded to assist the deputy. After the altercation the arrestee was placed in handcuffs and leg irons. During the medical examination the arrestee refused to answer questions. Medical staff noticed a bruise on his arm and medically refused to accept him into the Sheriff's Department's custody. The San Francisco Police officers, who retained responsibility for the custody, transported him to San Francisco General Hospital for medical evaluation. Although the incident occurred in the jail, the sheriff's department did not yet have custody of the arrestee and was unable to collect his race, gender, and approximate age.

165S22
May 9, 2016

Deputized staff responded to reports of a discharged patient refusing to leave the Emergency Room. Deputies tried to explain to the patient that he was discharged and needed to leave. The discharged patient refused and continued to threaten deputies and nursing staff. The discharged patient had his fists clench at the side of his body. A deputy advised him that no one wanted to fight him. He then began to leave the emergency room but stopped multiple times. He then took three to four overhead swings at the deputies but did not make contact. He then began threatening other patients as he entered the waiting room.

The discharged patient then took a boxer's stance and faced the deputies trying to escort him out. The deputies told him he needed to leave and he again swung two or three more times at the deputies and attempted to kick them. As the deputies walked him out of the waiting room he continued trying to kick and hit them. They advised him that if he did not stop, he would be arrested. He then approached one of the deputies and attempted to punch them in the face. The deputy deflected the punch and the discharged patient tripped over his own feet, fell backwards, and hit his head on a bench. The deputies notified hospital staff and the patient was readmitted into the emergency room.

16-2-5-024
May 13, 2016

In Concord, California, an off duty deputy noticed a man (the suspect), pacing next to a pickup truck with two children in the front seat. About one minute later, another man who appeared to be related to the two kids and to own the pickup truck walked up to the vehicle. As the owner attempted to enter his truck, the suspect began threatening him and took a fighting stance with clenched fists. To defend himself, the owner grabbed a stick from the back of his truck. The suspect then charged at the man and attempted to punch him. The suspect missed and the owner hit him with the stick. The suspect continued to attack when the off duty deputy sheriff approached the suspect from behind and executed a bar arm take down. After gaining control of the suspect, the deputy identified himself as a San Francisco Sheriff's Deputy. Contra Costa sheriff's deputies responded and took control of the scene. The suspect was bleeding from the head and elbow. He was seen and medically cleared by the Contra Costa Fire Department. The San Francisco Sheriff's Deputy did not retain custody of the suspect who was taken by Contra Costa sheriff's deputies. He was unable to obtain the race, gender, and approximate age for this report.

16-1-5-022
May 14, 2016

During the intake and booking process at County Jail #1 an inmate refused to comply with deputies' instructions while his photo was being taken. A deputy asked the inmate to move his hair off his face for the photograph. He would comply by moving his hair off his face, but would move it back just before his photograph was taken. After several

attempts to gain the custody's compliance, additional deputies intervened to assist the inmate by holding his hair out of the way. While assisting him, the inmate began pulling his arms away from the deputies and resisting. He was placed in a twist lock hold and continued to resist. After the altercation the inmate was then taken to the dress-in area where he continued to ignore the deputy's instructions. He then complained of pain in his left arm and was seen by Jail Medical and medically cleared.

0516005
May 14, 2016

In the Sheriff Department's locked ward at San Francisco General hospital, deputies were informed by nursing staff that they were ready to administer medication to a patient inmate. When asked to come to the door for handcuffing, he refused. Pacing in front of the door, the inmate raised his clenched fists above his head and waved them violently at the deputies. At the instruction of their supervisor, deputies grabbed one of the inmate's limbs when the cell door was opened. As they entered the cell the inmate swung his arms and punched a deputy in the right cheek. The deputies were able to control the inmate and use belly chains to handcuff the inmate and the nursing staff administered his medication.

While attempting to remove the handcuffs and belly chains from the inmate, he began resisting again. He continued to ignore verbal commands, clinched his fists, and attempted to pull his arms back into the cell with the handcuffs still attached. As deputies attempted to maintain control of the inmate and uncuff his right hand, the handcuff key broke. Deputies successfully uncuffed the inmate's left hand and attempted to remove the remaining handcuff from his right hand with a thin flat-head screw driver and pliers. The inmate continued resisting deputies causing the handcuffs to tighten. Recognizing that there was no other alternative, deputies decided to place the inmate into a four-point restraint hold to remove the handcuff and prevent injury. After restraining him on the bed and placing him in soft restraints, deputies used bolt cutter to remove the handcuff. Noticing cuts on the inmate's wrists from the incident. A deputy requested a medical examination and he was seen by a doctor who medically cleared him and ordered x-rays be taken of his wrists.

160-417-246
May 22, 2016

Sheriff's deputies responded to San Francisco General Hospital's Psychiatric Emergency Services on a report that a patient was attempting to assault medical staff and had broken the Plexiglas barrier at the counter. When deputies arrived, medical staff had secured themselves in the back office. The deputies observed the patient attempting to break the remaining Plexiglas barriers. Based on their observations, a deputy extended a baton and instructed the patient to stop. The patient refused to comply and tightened his fists and chest. The deputy then struck him with the baton three times on the left arm above the elbow. The patient did not respond to any of the strikes. A Deputy then deployed and discharged a taser and other deputies guided the patient to the ground. They ordered him to place his hands behind his back. He did not comply and continued resisting.

Eventually, deputies were able to pull the patient's right and left hands behind his back and handcuff them.

After notifying the Sheriff's Operation's Center that they had used their extendable baton and taser on the patient, the deputies placed the patient on a gurney and took him to the Emergency Department where he was treated for his injuries and cleared by medical staff.

160 468 738

June 9, 2016

A sheriff's deputy was flagged down by a hospital employee who reported a discharged patient refusing to leave the lobby. The deputy contacted the discharged patient and advised him that he was unable to stay in the waiting room to charge his cell phone if he did not have business at the hospital. He then packed up his things and began to leave.

While exiting, the deputy noticed that the discharged patient was filming other patients and medical staff inside the waiting room. The deputy advised him that he could not film and that it was against hospital policy and a violation of the Health Insurance Portability and Accountability Act (HIPAA). The deputy advised him that the video needed to be deleted or his phone would be confiscated. He refused. The deputy then told him that he was being detained for refusing to delete the video. The deputy asked him to hand the phone over and he refused. The deputy then placed him in a rear wrist lock and he began to struggle and tried to pull away. While attempting to place him in handcuffs, the deputy placed him against a metal lamp post and he was placed under arrest.

After the altercation the discharged patient stated that he wanted speak with a lawyer and accused the deputy of cutting his eye. The deputy then contacted the Sheriff's Operation's Center and the discharged patient was taken to the Emergency Room to have his injury examined. He was medically cleared by hospital staff and transported to County Jail #1 for booking.

160049721

June 19, 2016

While working at San Francisco General Hospital deputies were dispatched to the Walgreen's on the corner of 24th avenue and Potrero. They were responding to a report of a man with a knife. Upon their arrival they noticed a suspect running east bound, away from a San Francisco Police officer. The deputies responded to assist the officer and activated their emergency lights and sirens ordering the suspect to stop and get down on the ground. The suspect refused and continued to run. One sheriff's deputy exited the vehicle, pursuing the suspect on foot. After refusing additional instructions from the deputy he was tackled. After the incident, the suspect complained of shoulder pain to the deputy and they request an ambulance. He suspect was transported to San Francisco General Hospital for further evaluation. Upon further investigation it was discovered that the suspect had not committed a crime and was issued an 849 (b) release form.

**SAN FRANCISCO SHERIFF'S DEPARTMENT
ARRESTS BY RACE, AGE & GENDER
April 1, 2016 - June 30, 2016**

	Total Department (97)		Admin/Programs (4)		Custody (32)		Field (61)	
	Number	Percentage	Number	Percentage	Number	Percentage	Number	Percentage
RACE	Asian/Pacific Islander	5	5	-	2	6	3	5
	Black	41	43	2	50	14	44	25
	Hispanic	8	8	0	-	3	9	5
	White	37	38	1	25	11	34	25
	Unknown	6	6	1	25	2	6	3
AGE	>18	1	1	-	0	-	1	2
	18 - 29	35	36	2	50	13	41	20
	30 - 39	24	25	0	-	9	28	15
	40 - 49	23	24	1	25	5	16	17
	50+	14	14	1	25	5	16	8
GENDER	Male	75	77	2	50	25	78	48
	Female	22	23	2	50	7	22	13

Percentages were rounded to the nearest whole number.

**SAN FRANCISCO SHERIFF'S DEPARTMENT
USE OF FORCE BY RACE, AGE & GENDER
April 1, 2016 - June 30, 2016**

	Total Department (9)		Admin/Programs (0)		Custody (4)		Field (5)		
	Number	Percentage	Number	Percentage	Number	Percentage	Number	Percentage	
RACE	Asian/Pacific Islander	1	11	0	-	1	25	0	-
	American Indian/Alaskan	0	-	0	-	0	-	0	-
	Black	2	22	0	-	1	25	1	20
	Hispanic	1	11	0	-	0	-	1	20
	White	5	56	0	-	2	50	3	60
AGE	18 - 29	1	11	0	-	0	-	1	20
	30 - 39	2	22	0	-	1	25	1	20
	40 - 49	1	11	0	-	0	-	1	20
	50+	5	56	0	-	3	75	2	40
GENDER	Male	10	100	0	-	4	100	5	100
	Female	0	-	0	-	0	-	0	-

As defined by Administrative Code, Chapter 96A: Law Enforcement Reporting Requirements, use of force is "a deputy's use of force on an individual that results in a known injury."