

**Office of Professional Standards
Early Intervention Program
Second Quarter, 2013**

CONFIDENTIAL

**Early Intervention Program
Second Quarter
April 1 through June 30, 2013
Report and Recommendations**



MEMORANDUM

The City of
OKLAHOMA CITY
Police Department

TO: William Citty
Chief of Police

FROM: Bo Mathews, Captain
Office of Professional Standards

Vance Allen, Captain
Office of Professional Standards

A handwritten signature in blue ink, appearing to read "VA", is circled in blue ink.

DATE: September 30, 2013

SUBJECT: Early Intervention Report, Second Quarter of 2013

On September 11, 2013, eight officers were identified for review under the guidelines of the Early Intervention Program for the period April 1 through June 30, 2013. Identification of these officers is based on records in Tracker and completed investigations submitted to Internal Affairs as of September 30, 2013.

In accordance with the procedures set forth in the EIP guidelines, a review and analysis was completed by each officer's chain of command.

Bureau Commanders recommended no necessary intervention on the eight officers that were identified as exceeding threshold limits for the Second Quarter, 2013.

On September 30, 2013, all completed findings and recommendations were returned to the Office of Professional Standards.

I have reviewed the enclosed reports and found no significant trends or patterns that warrant further action at this time.

The enclosed reports and accompanying analysis are submitted for your review and disposition.

TABLE OF CONTENTS

Springlake Division

- | | | |
|----|---------------------------------|---------|
| 1. | [REDACTED] | Shift 2 |
| 2. | [REDACTED] | Shift 2 |
| 3. | Ofc. Daniel Hotlzclaw 1782 | Shift 2 |

Hefner Division

- | | | |
|----|------------|---------|
| 4. | [REDACTED] | Shift 3 |
| 5. | [REDACTED] | Shift 3 |
| 6. | [REDACTED] | Shift 2 |
| 7. | [REDACTED] | Shift 2 |

Will Rogers Division

- | | | |
|----|------------|---------|
| 8. | [REDACTED] | Shift 2 |
|----|------------|---------|

Standard Supplement Report

Reported Date: 04/27/13 Time: 02:16 Case: 13-034072 (001) Page: 1
 Code: 21-649 SS Crime: A&B POL OFF Class:
 Occurrence Date: 04/27/13- Day: SATURDAY - Time: 02:16-
 Status: AL NEW CASE Closing Officer:
 Location: 3838 SPRINGLAKE DR., OK RD: 2573

NARRATIVE

SPRINGLAKE TELEPHONE REPORT

BODY OF REPORT:

ON 042713 AT APPROXIMATELY 0216 HOURS I WAS WORKING THE OVERTIME WATCHING THE CLUBS ON SPRINGLAKE DRIVE. OFFICERS HOLTZCLAW (1782) AND OFFICER DUTTON (1781) ADVISED THEY WERE OUT ON A DISTURBANCE 3725 SPRINGLAKE DR. (THE CHROME LOUNGE).

OFFICER DUTTON POINTED TO THE SOUTHEAST SAYING THAT THERE WAS A SUBJECT THAT HAD ASSAULT A SECURITY GUARD AND WAS RUNNING IN AN OPEN FIELD. I SAW THE SUBJECT RUNNING EAST OF THE 3838 SPRING LAKE DR. IN AN OPEN FIELD THERE WAS OTHER SUBJECT AROUND. THIS SUBJECT WAS LATER IDENTIFIED AS AR MURPHY. AR WAS WITHOUT A SHIRT AND WAS CRAWLING ON HIS HANDS AND KNEES AND A SWAMPY FIELD.

APPROACHED THE AR AND GAVE HIM VERBAL COMMANDS TO LAY ON HIS STOMACH AND PLACE HIS HANDS BEHIND HIS BACK. AR COMPLIED AND WAS HANDCUFFED WITHOUT INCIDENT. AR WAS HELPED TO HIS FEET AND ESCORTED BACK TO MY PATROL CAR. WHILE WALKING BACK TO MY PATROL CAR AR WAS VERY UNSTEADY ON HIS FEET AND VERY LETHARGIC. I ESCORTED AR BACK TO THE CHROME LOUNGE WHERE OFFICERS BEGAN GATHERING THE STORY FROM VI2. ONE OF THE SECURITY GUARDS ASKED IF THEY COULD SEE AR SO THEY COULD RECOGNIZE HIS FACE AND BAND HIM FROM THE PROPERTY.

AS I SHINED MY LIGHT INTO BACK SEAT OF MY CAR AR WAS LYING ON HIS BACK. AR BECAME EXTREMELY AGITATED AND BEGAN KICKING MY LEFT REAR DRIVER SIDE DOOR. I IMMEDIATELY WALKED UP TO THAT SIDE AND AS I WAS DOING SO AR CONTINUED TO KICK AT THE WINDOW AND DOOR CAUSING THE WINDOW TO BE PUSHED OUT OF THE WINDOW AND DAMAGE. I IMMEDIATELY OPENED THAT DOOR SO THAT AR WOULD NOT CAUSE ANY FURTHER DAMAGE. FOR A BRIEF SECOND AR QUIT KICKING AND I ADVISED HIM TO "CHILL OUT." AT THAT TIME, AR BEGAN KICKING WITH BOTH OF FEET WHILE I WAS STANDING AT THE OPEN DOOR AS AR WAS DOING THIS HE KICKED BY LEFT KNEE. AT THIS TIME OFFICER HOLTZCLAW (1782) HELPED AR OUT OF MY PATROL CAR AND PLACE HIM ON THE GROUND TO BE PLACED IN MAXIMUM RESTRAINTS.

PLACED THE RIP-HOBBLE AROUND AR'S ANKLES AND CONNECTED IT TO THE THE SIT BELT THAT OFFICER HOLTZCLAW AND OFFICER DUTTON PLACE IT AROUND HIS WAIST. I MADE SURE THAT THERE WAS 18" OF SLACK BETWEEN THE RIP-HOBBLE AND THE SIT BELT.

DET. STEINER (1132) WAS ADVISED OF OUR CALL AND TOOK PICTURES OF MY SCOUT CAR. AR WAS THEN PLACED BACK INTO MY PATROL CAR WHERE HE WAS PLACED ON HIS RIGHT SIDE WHERE HE WAS CHECK ON PERIODICALLY.

IT SHOULD BE NOTED THAT WHILE OFFICER DUTTON AND HOLTZCLAW WERE PLACING IN MY BACK SEAT AR BEGAN HACKING AND SPITTING AT THE OFFICERS FEET.

TRANSPORTED AR TO THE OKLAHOMA COUNTY JAIL AND OFFICER HOLTZCLAW FOLLOWED, WHILE ENROUTE AR'S DEMEANOR WAS UNCHANGED AND CONTINUED TO YELL AND SHOUT

Standard Trailer - First Page

Reporting Officer: BURTON, ROBER Number: 001691 Date: 04/27/13 Time: 02:16
 Typed by: PDMR9953V Number: MR9953 Date: 04/27/13 Time: 05:06
 Approving Officer: PDHH4030V Number: HH4030 Date: 04/29/13 Time: 11:45

=====
S t a n d a r d C o n t i n u a t i o n P a g e
=====

Reported Date: 04/27/13 Time: 02:16 Case: 13-034072 (001) Page: 2
Code: 21-649 SS Crime: A&B POL OFF Class:

OBSCENITIES THAT HE WAS GOING TO TAKE CARE OF ME ON THE SET. BECAUSE OF AR'S INTOXICATED STATE OKLAHOMA COUNTY JAIL'S MEDICAL STAFF WOULD NOT ACCEPT HIM. I TRANSPORTED AR TO SW. MEDICAL CENTER WHERE HE WAS RELEASE TO THE CUSTODY OF SGT. BUCHANAN (1225).

FOR FURTHER INFORMATION SEE OFFICERS REPORTS UNDER THIS CASE NUMBER.

AR'S PROPERTY, WHICH INCLUDED SHOES, BELT, CIGARETTES, LIGHTER AND \$3 U.S. CURRENCY, WAS BOOKED INTO THE OCPD PROPERTY ROOM IN THE MONEY DROP AND LOCKER #69.

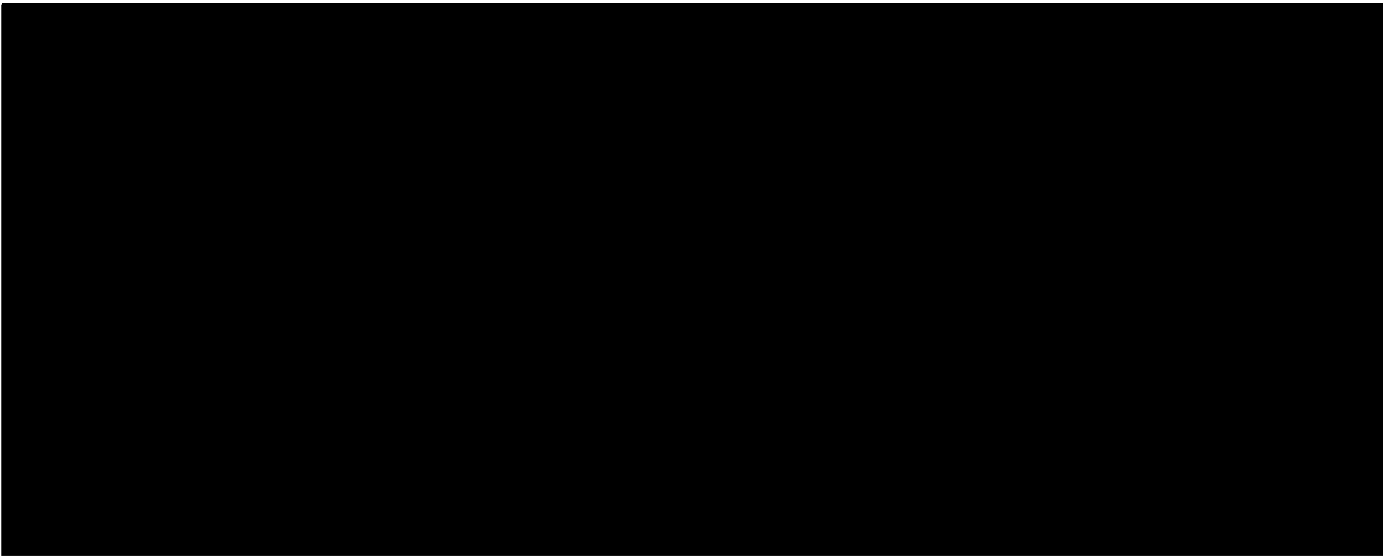
END OF REPORT.

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S t a n d a r d T r a i l e r - C o n t i n u a t i o n
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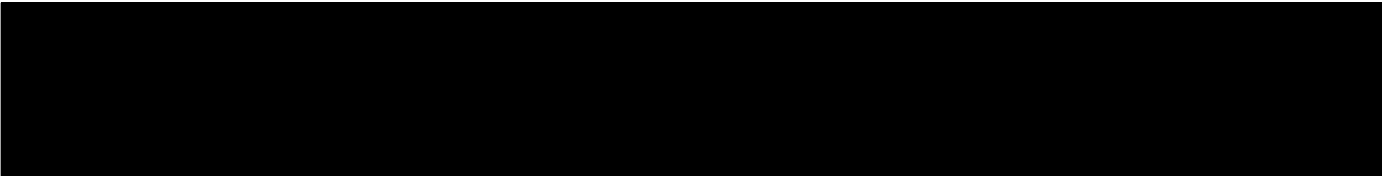
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CONFIDENTIAL PERSONNEL INFORMATION

Oklahoma City Police Department - Internal Affairs Unit - Officer Summary Report

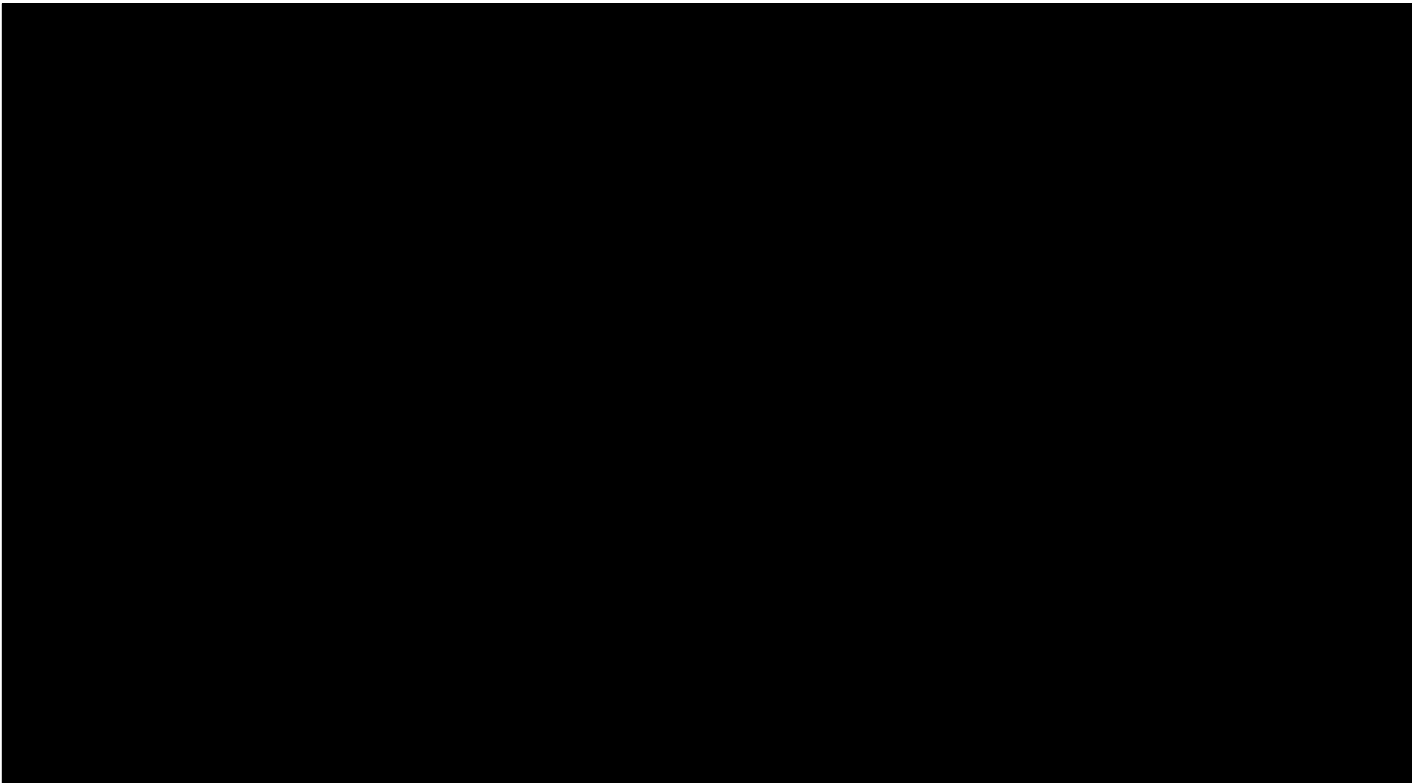


4/27/2013 Type: Use of Force File Page: 13.177 Division: -
Case #: 13-034072 Force Type: UOF Supervisor: STEINER, DAVID KENNETH
Disposition: No Further Action Inv Person: MURPHY, CHARLES B/M 5/24/1993
Other Ofcrs Inv: 2 1782 - HOLTZCLAW; 1781 - DUTTON;
Notes: A&B ON OFFICER; A&B; PUBLIC DRUNK; DESTRUCTION OF PROP



CONFIDENTIAL PERSONNEL INFORMATION

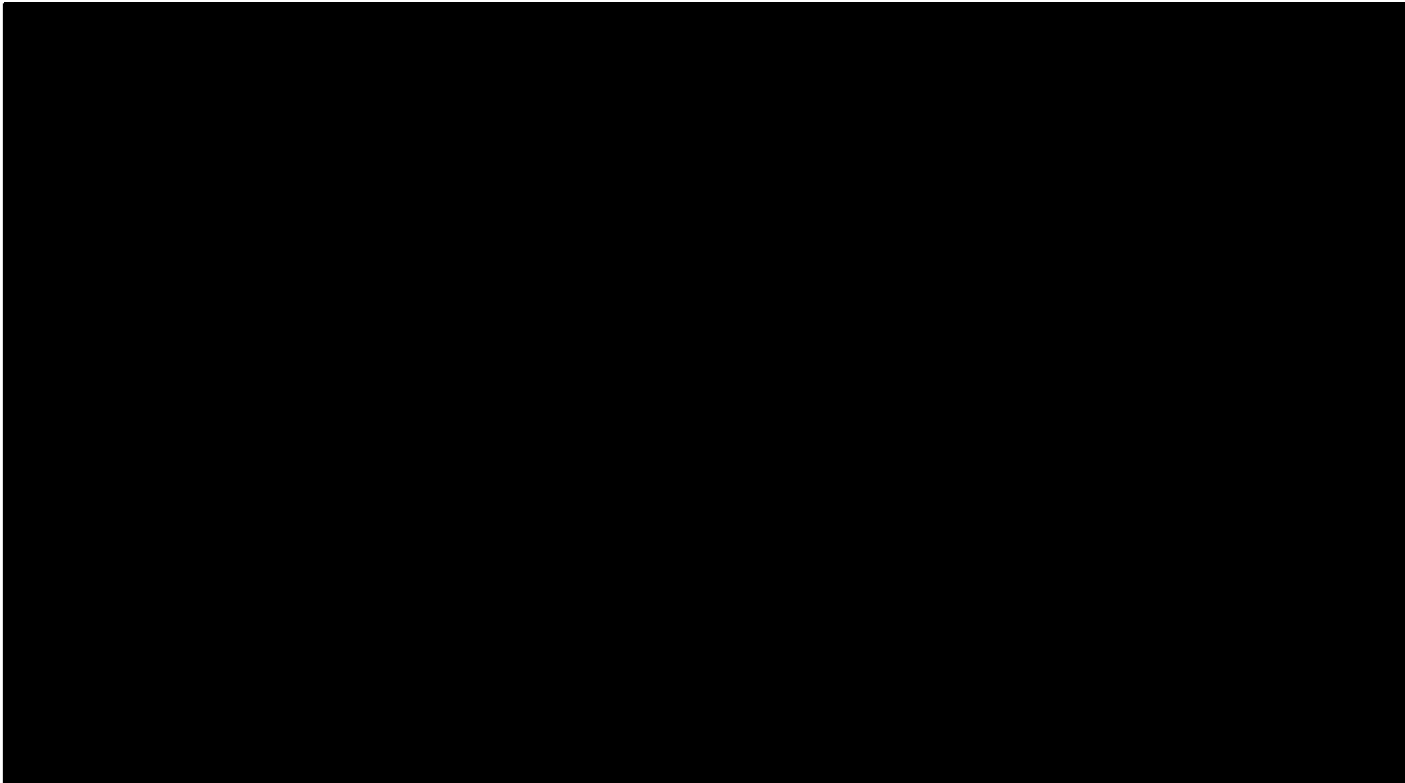
Oklahoma City Police Department - Internal Affairs Unit - Officer Summary Report



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MEMORANDUM

The City of
OKLAHOMA CITY
Police Department

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9-24-13

TO: Brian Jennings, Major
Operations Bureau Metro/Springlake Division

FROM: Bo Mathews, Captain
Office of Professional Standards

DATE: September 11, 2013

SUBJECT: Early Intervention (EIP) Notification – 2nd Quarter 2013

In accordance with procedures set forth under the Department's Early Intervention Program, the attached report identifies the following officer for early intervention review during the 1st quarter of 2013. The report indicates **Officer Daniel Hotzclaw #1782**, of the Springlake Division, was involved in four or more use-of-force incidents and/or administrative investigations between April 1 and June 30, 2013.

In accordance with the procedures set forth in the EIP guidelines, the employee's immediate supervisor and chain of command will assist in the analysis of any employee identified as qualifying for EIP. The analysis will consist of a collective review of the incidents as documented in the EIP report and, if necessary, the investigative files maintained in the Office of Professional Standards. The analysis report will include the supervisor's findings and conclusions based on the review of each incident and/or complaint and a recommended disposition.

All report summaries should be forwarded through your chain of command to the Office of Professional Standards by October 15, 2013. You are reminded that all investigative files are maintained in the Office of Professional Standards and available for an in-house review upon request.

If you have any questions, please contact me at 316-4703.



MEMORANDUM

The City of
OKLAHOMA CITY
Police Department

*BT-0891
9-16-13*

TO: Brian Jennings, Major
Operations Bureau/Springlake Division

FROM: Robert Coniglione, Lieutenant
Gang Enforcement

DATE: September 20, 2013

SUBJECT: Early Intervention Program Notification 2nd Quarter 2013
Officer Daniel Holtzclaw #1782

On 09-15-13, I received notification that between 04-01-13 and 06-30-13, Officer Daniel Holtzclaw was involved in five Use of Force incidents. In accordance with the procedures set forth in the Department's Early Intervention Program, Officer Holtzclaw's use of force incidents meet the criteria for collective review. Below is a summary of each incident.

Use of Force: Case Number 13-053286

In this incident Officer Holtzclaw assisted other Gang Enforcement officers at 2028 Hardin Drive. Other officers were able to take a combative subject into custody who was found to be in possession of a large amount of marijuana and a pistol. Officer Holtzclaw's role in this use of force was limited to his application of the Maximal Restraint System to the arrested subject. The Screening Committee found this use of force incident appropriate and justified.

Use of Force: Case Number 13-039710

Hefner Patrol Division requested assistance from the OCPD Gang Enforcement Unit after several Hefner officers were assaulted, and scout cars attacked at The Terrace Apartment Complex, 6600 NW 10th. While attempting to restore order in this complex, Officer Holtzclaw observed a Hefner officer being assaulted. As Officer Holtzclaw ran to his aid, the arrested retreated inside an apartment. Officer Holtzclaw pursued the arrested inside. After entering the apartment, Officer Holtzclaw tackled the arrested, causing him to fall to the ground. The arrested was then handcuffed, ending the confrontation. Officer Holtzclaw's use of force was limited to the tackle of the arrested subject. This Department's Screening Committee found this use of force incident appropriate and justified.

Use of Force: Case Number 13-038459

This incident was another situation where an arrest was made prior to Officer Holtzclaw's arrival at the scene. In this situation the arrested remained combative and had to be placed in the Maximal Restraint System. Officer Holtzclaw, along with other officers, applied this system. I was present and observed that the involved officers applied this system in the correct manner. This Department's Screening Committee found this use of force appropriate and justified.

Use of Force: Case Number 13-034072

In this incident Officer Holtzclaw and another Springlake patrol officer made an arrest after a security guard at "Club Chrome" was assaulted. While completing the appropriate paperwork Officer Holtzclaw observed the arrested to start to try and kick out the windows of the other officer's scout car. Additionally, the arrested was also observed to actually kick the other officer. Officer Holtzclaw's role in this situation was such that he pulled the arrested out of the back seat of the scout car, then rolled him onto his stomach. Once the arrested was in the prone position Officer Holtzclaw then stabilized the arrested's upper torso by placing his left knee across his back. Officer Holtzclaw placed his left hand on the arrested's left scapula and applied pressure to keep him on the ground. Other assisting officers then applied the Maximal Restraint System. Again, this Department's Screening Committee ruled this use of force as appropriate and justified.

Use of Force: Case Number 13-026670

In this use of force situation Officer Holtzclaw arrived to assist several Springlake officers who were actively fighting with a subject, trying to take him into custody. While the arrested was on the ground, Officer Holtzclaw assumed a mounted position on his back. Officer Holtzclaw then assisted the other officers by forcibly removing the arrested's left arm from underneath his body. The subject was then handcuffed and the use of force ended. Once again, Officer Holtzclaw's role in this use of force was minimal. This Department's Screening Committee found this use of force appropriate and justified.

Findings and Conclusions:

On 09-15-13 I advised Officer Holtzclaw of the 2nd Quarter EIP notification, listing him as a possible candidate due to his involvement in five use of force incidents between 04-01-13 and 06-30-13. I told Officer Holtzclaw that this notification required me to review each of these incidents. I spoke to Officer Holtzclaw and asked him if he was experiencing any personal or professional problems that may be affecting his decisions. He told me that he is not having any personal problems and that everything at work is fine as well. I have found that Officer Holtzclaw rarely uses Sick Leave, and believe that he is a reliable employee. In the five above incidents the uses of force were minor and Officer Holtzclaw played a support role. Officer Holtzclaw used only the amount of force necessary to take the subjects into custody. Based on my interview with Officer Holtzclaw and a review of the incidents, I find no factors requiring early intervention.



MEMORANDUM

The City of
OKLAHOMA CITY
Police Department

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Operations Bureau Metro/Springlake Division

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If you have any questions, please contact me at 316-4703.

OKC011610

CONFIDENTIAL PERSONNEL INFORMATION

Oklahoma City Police Department - Internal Affairs Unit - Officer Summary Report

Date Range - From: 4/1/2013 To: 06/30/2013

Comm #: 1782 Employee's Name: HOLTZCLAW, DANIEL K

Assigned to: OSL - PTRL S2(OSL)

6/24/2013 Type: Use of Force File Page: 13.388 Division: -
Case #: 13-053286 Force Type: UOF Supervisor: CONIGLIONE, ROBERT A
Disposition: No Further Action Inv Person: WILSON, BRANDON B/M 1/1/1986
Other Ofcrrs Inv: 3 1532 - WALDON; 1697 - CASTLEBURY;
1518 - COLVARD;
Notes: POSS F/A AFCF; POSS F/A IN COMM OF FELONY; POSS MAR W/INTENT

5/14/2013 Type: Use of Force File Page: 13.212 Division: -
Case #: 13-039710 Force Type: UOF Supervisor: CONIGLIONE, ROBERT A
Disposition: No Further Action Inv Person: SMITH, JEREL B/M 6/29/1995
Other Ofcrrs Inv: 1 1762 - CALLAWAY;
Notes: A&B ON OFFICE AND RESISTING ARREST

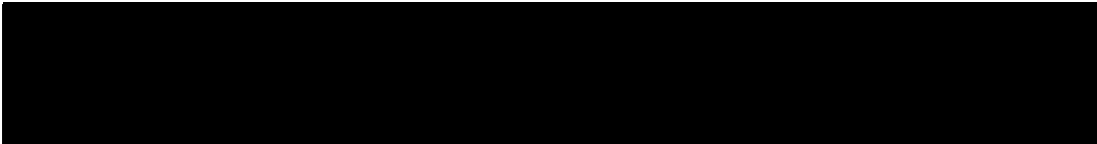
5/10/2013 Type: Use of Force File Page: 13.207 Division: -
Case #: 13-038459 Force Type: UOF Supervisor: CONIGLIONE, ROBERT A
Disposition: No Further Action Inv Person: SALAZAR, JESUS M/M 9/24/1988
Other Ofcrrs Inv: 4 1221 - BALDERRAMA; 1753 - KLEEHAMMER;
1629 - BUSCH; 1697 - CASTLEBURY;
Notes: A&B ON OFFICER; DUI; TRAFFIC CHARGES

4/27/2013 Type: Use of Force File Page: 13.177 Division: -
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Other Ofcrrs Inv: 2 1691 - BURTON; 1781 - DUTTON;
Notes: A&B ON OFFICER; A&B; PUBLIC DRUNK; DESTRUCTION OF PROP

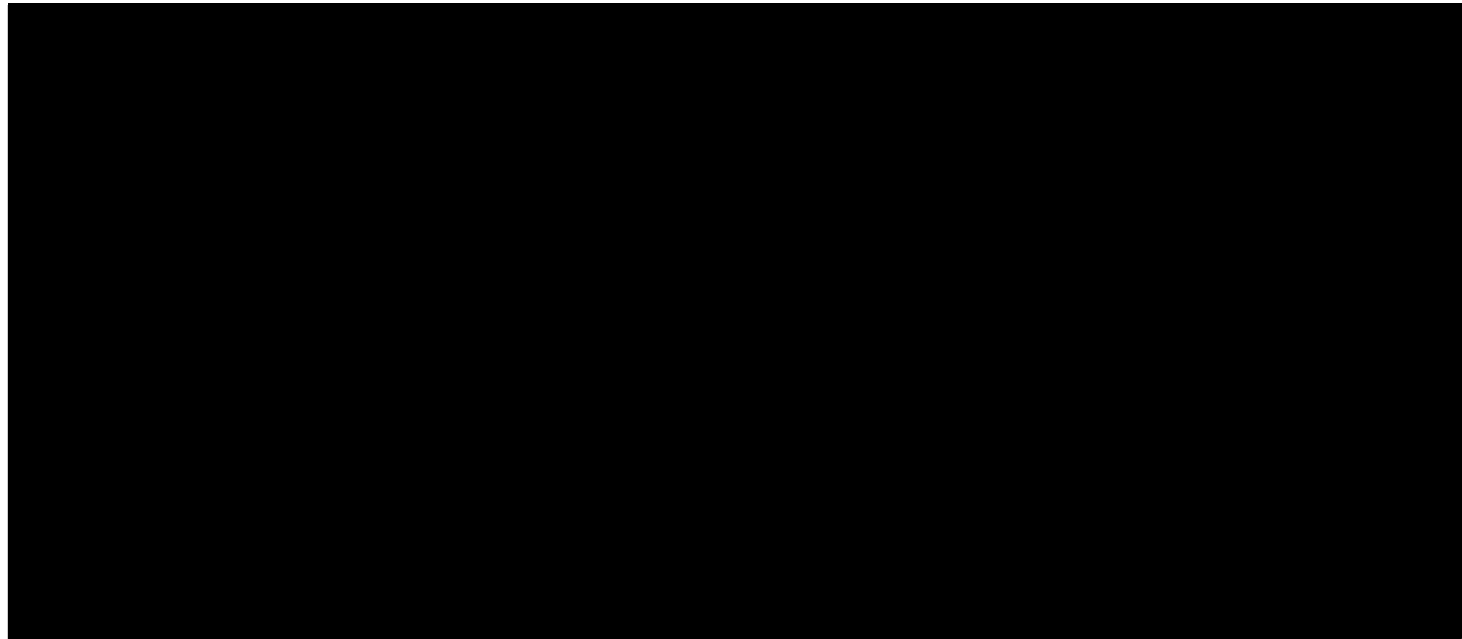
4/3/2013 Type: Use of Force File Page: 13.184 Division: -
Case #: 13-026670 Force Type: uof Supervisor: BULL, AVEN H
Disposition: No Further Action Inv Person: MOORE, MILTON B/M 9/15/1981
Other Ofcrrs Inv: 5 1225 - BUCHANAN; 1539 - ZECKER;
1033 - WILLIAMS; 1621 - PITTS; 1636 - BULLARD;
Notes: TRAFFICKING CDS; A&B ON OFFICER; RESISTING ARREST

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Oklahoma City Police Department - Internal Affairs Unit - Officer Summary Report

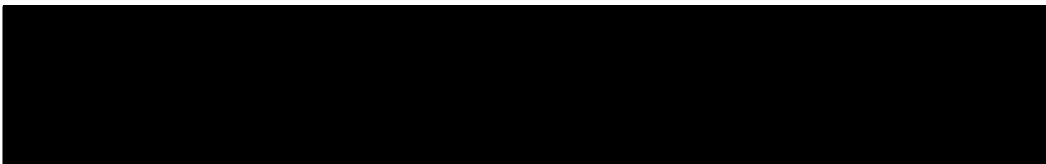


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Notes: A&B ON OFFICE AND RESISTING ARREST

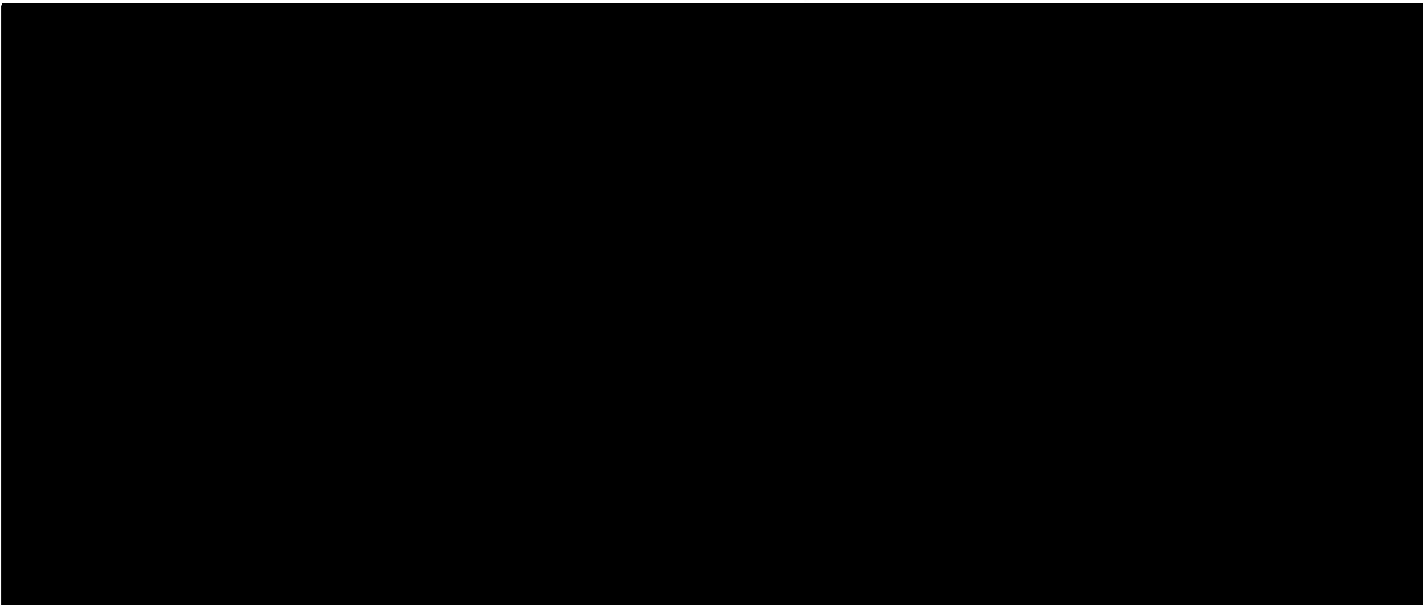


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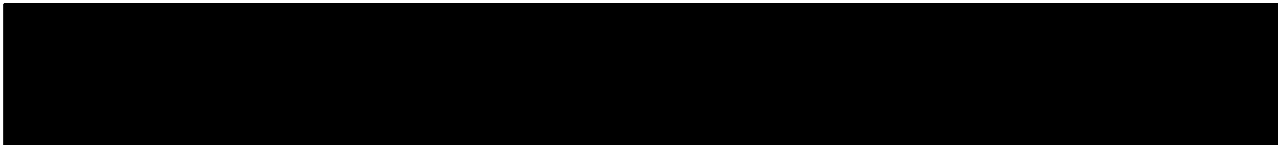


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