

Cleveland Rolling UOF Assessment - Q4 2022 - copy

I. Instructions & Reviewer Information

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This assessment analyzes the performance of officers in the field in light of the Consent Decree's requirements on the use of force. Consequently, the focus is on what officers do and do not do rather than on the quality of the investigation or documentation that reviewers are asked to consider. A separate, forthcoming assessment will consider the quality of reporting, investigation, and review of use of force incidents.

Nevertheless, it may be that a lack of information, an incomplete or deficient investigation, or other problematic documentation or investigative techniques may prevent reviewers from making a definitive conclusion. Where investigative issues or deficiencies prevent a definitive determination in a given area, reviewers should (1) mark "unable to determine," and (2) describe the issue or deficiency that prevents a determination in the free response area at the end of each major assessment area. In many instances, a simple notation of "insufficient evidence in case file" or "investigation incomplete" may be sufficient.

More generally, and especially where responses are "no" or "unable to determine," **reviewers must explain, in sufficient detail in the comment box at the conclusion of each section, their findings.**

For instance, it is not enough to check the box "unable to determine" next to "analysis of evidence sufficient for purposes of investigation." Reviewers must go on to describe, in the relevant free-response field, precisely why the analysis was not sufficient.

Some basic information about the subject and officers is separately captured by an existing CDP database. Consequently, reviewers are not asked to duplicate some basic demographic information about involved subjects and officers. Reviews can be analyzed by cross-referencing that already-entered database information.

ID 4

1. Name of Reviewer *

VALIDATION %s format expected

ID 5

2. Date Review Conducted *



Basic Information

ID 6

3. Incident ID Number *

VALIDATION %s format expected

ID 7

4. Date of Incident



VALIDATION %s format expected

ID 8

5. Date Use of Force Report Submitted



VALIDATION %s format expected

ID 343

6. Date Use of Force Investigation Opened (use oldest date if more than one)



VALIDATION %s format expected

ID 9

7. Date Use of Force Investigation Closed (use most recent date if more than one) *



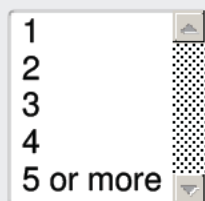
ID 48

8. Number of Involved Officer(s) (officers using force)? *

1	
2	
3	
4	
5 or more	

11

9. Number of Subjects *

A dropdown menu with a white background and a grey border. It contains five options: '1', '2', '3', '4', and '5 or more'. The menu is currently open, showing the options. To the right of the menu is a vertical bar with a dotted pattern and a small upward-pointing arrow at the top and a downward-pointing arrow at the bottom.

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10. This incident was a result of: *

- ☐ Call for service
- ☐ Observed/self-initiated activity
- ☐ Investigative follow-up
- ☐ Other - Write In (Required)

LOGIC Show/hide trigger exists.

13

11. Was the incident recorded on video (whether or not the video is included in the file)? *

- ☐ Yes
- ☐ No

LOGIC Hidden unless: #11 Question "Was the incident recorded on video (whether or not the video is included in the file)?" is one of the following answers ("Yes")

ID 278

12. What type of video was captured? (Check all that apply).

- ☐ Body-worn camera
- ☐ Other CDP/City footage
- ☐ Business/surveillance footage
- ☐ Civilian-captured footage
- ☐ Other - Write In (Required)

ID 317

13. Name(s)/Badge Number(s) for Officer(s) Using Force ("Involved Officers")

Notes: If officer name(s) unclear, write "unknown."

	Name	Badge Number
Officer 1	<input type="text"/>	<input type="text"/>
Officer 2	<input type="text"/>	<input type="text"/>
Officer 3	<input type="text"/>	<input type="text"/>
Officer 4	<input type="text"/>	<input type="text"/>
Officer 5	<input type="text"/>	<input type="text"/>
Officer 6	<input type="text"/>	<input type="text"/>
Officer 7	<input type="text"/>	<input type="text"/>
Officer 8	<input type="text"/>	<input type="text"/>

14. Were officers on- or off-duty?

Officer 1

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 2

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 3

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 4

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 5

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 6

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 7

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

Officer 8

On-Duty
Off-Duty (including Secondary Employment)
Unable to Determine

15. Were any officers injured?

	Not Injured	Injured	Unable to Determine
Officer 1	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 2	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 3	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 4	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 5	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 6	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 7	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Officer 8	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

16. Subject's Race

Notes: If name(s) unclear, write "unknown." If more than 4 subjects, contact Christine Cole for instructions.

Subject's Race

Subject 1

White
Black/African-American
Hispanic/Latino
Asian American
Native American
Other
Unknown

Subject 2

White
Black/African-American
Hispanic/Latino
Asian American
Native American
Other
Unknown

Subject 3

White
Black/African-American
Hispanic/Latino
Asian American
Native American
Other
Unknown

Subject 4

White
Black/African-American
Hispanic/Latino
Asian American
Native American
Other
Unknown

17. Subject's Sex

Subject's Sex

Subject 1

Male

Female

Unknown

Other

Subject 2

Male

Female

Unknown

Other

Subject 3

Male

Female

Unknown

Other

Subject 4

Male

Female

Unknown

Other

18. Factual Summary

Summarize and describe what happened leading up to, during, and immediately after force was used. This is a brief overview of the incident to include type of response, details of contact with the subject(s); which officers used what force; subject and or officer injuries and what supervisor responded. Include arrest charges if known.

Example (courtesy [REDACTED]):

Officer 1&2 responded to call of intox subject, they saw subjs 1-4 sitting on the curb. Upon contacting them, subj 1&2 fled and were detained one block away by Officers 3-4) (UOF File Numbers ?/?)

Subjs 3& 4 refused to cooperate with officers 1&2. Officer 1 used physical force (Level 1) on Subj 1; officer 2 used CEW (Level 2) on subj 2, both subjects injured, EMS responded treated subj 1 on scene, subj 2 transported to Hospital. All CWS were activated; charges unk (crime report not in file). No officers were injured.

Supervisor Lee responded during force but did not activate CWS until he interviewed subj in hospital.

*

II. Level of Force

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CDP's Consent Decree-required force policy categorizes force into Three Levels—low-level, Level 1 force; intermediate, Level 2 force; and significant, Level 3 force.

If a use of force involves the application of multiple types of force that are of different levels, then the overall incident should be classified as the highest/most significant level of force. (For instance, if both Level 1 and Level 2 force was applied to a subject during an incident, the incident would be classified as a Level 2 use of force.)

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19. Incident was classified by CDP as: *

- ☐ Level 1
- ☐ Level 2
- ☐ Level 3

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20. Based on the totality of the materials available for your review, this use of force incident should have been categorized as the following: *

- ☐ Level 1
- ☐ Level 2
- ☐ Level 3

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21. Describe any differences between CDP's classification and your classification (if applicable).

III. De-Escalation

LOGIC Show/hide trigger exists.

64

22. Did the involved officer(s) take reasonable efforts to de-escalate prior to using force? *

- ☐ Yes ☐ No ☐ Not Feasible and/or Safe Under the Circumstances
- ☐ Unable to Determine

LOGIC Hidden unless: #22 Question "Did the involved officer(s) take reasonable efforts to de-escalate prior to using force?" is one of the following answers ("Yes")

ID 323

23. What appropriate de-escalation efforts did the officer(s) take?

- ☐ Verbal persuasion
- ☐ Warnings
- ☐ Slowing down the pace of the incident
- ☐ Waiting out the subject
- ☐ Using physical barriers
- ☐ Creating distance between member and the threat
- ☐ Requesting additional resources (specialized units, CIT-trained members, behavioral health care providers, negotiators)
- ☐ Other - Write In (Required)

LOGIC Show/hide trigger exists.

ID 66

24. Were there any de-escalation tactics, or additional de-escalation tactics, that the involved officer(s) could or should have used under the circumstances? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #24 Question "Were there any de-escalation tactics, or additional de-escalation tactics, that the involved officer(s) could or should have used under the circumstances?" is one of the following answers ("Yes")

ID 67

25. What de-escalation efforts might the officer(s) have taken?

- ☐ Verbal persuasion/talking to the person to convince the person to comply
- ☐ Warnings
- ☐ Slowing down the pace of the incident
- ☐ Waiting out the subject
- ☐ Using physical barriers
- ☐ Creating distance between member and the threat
- ☐ Requesting additional resources (specialized units, CIT-trained members, behavioral health care providers, negotiators)
- ☐ Other - Write In (Required)

*

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26. Did the Involved Officers: *

	Yes	No	Unable to Determine
Appear to conduct an effective threat assessment before approaching or contacting subject(s)?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Maintain sufficient (officer safety/ reaction) distance from the subject during initial contact?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Make safe approach/ take advantage of cover when appropriate?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Employ clearly inappropriate tactics which caused the subject to react in a manner that unnecessarily resulted in a UOF?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use profanity or other offensive or inappropriate language?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Appear to use effective communication between officers before or during the UOF?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

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27. Did the officer(s) reduce the level of force applied as the nature of the threat diminished? *

☐ Yes
 ☐ No
 ☐ Unable to Determine
 ☐ Not Applicable

28. Details/additional comments regarding escalation/de-escalation.

Describe with particularity the actions that officers took to de-escalate, the actions that a reasonable officer would have taken under the circumstances to de-escalate, and the steps that officers under the circumstances might have taken.

*

IV. Application of Force: General Requirements

The following series of questions ask you to assess the **INCIDENT** as a whole; the collective actions of all officers versus the individual actions and or force used by any single officer.

For example: If the answer is YES to any officer in the incident, the overall response is YES.

29. General Requirements

Note: If a verbal warning was not safe and feasible under the circumstances, select “not applicable.” If a warning was safe and feasible but officers did not provide one, select “no.” If a warning was safe and feasible and officers did provide it, select “yes.”

Did the officer(s): *

	Yes	No	Unable to Determine	Not Applicable
Identify self as police officers and attempt to advise subject(s) of their intent to detain, arrest, or search a subject before using force?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Provide a verbal warning to submit prior to using force (if safe and feasible)?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Avoid unnecessary risks to civilians, officers, and emergency personnel?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

30. Prohibited Force

Did the officer(s): *

	Yes	No	Unable to Determine
Use force to subdue a subject(s) who is not suspected of any criminal conduct, other than to protect an officer's or another person's safety?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use retaliatory force?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use force against subject(s) who only verbally confront officers and are not involved in criminal conduct?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use force against subject(s) who are handcuffed or otherwise restrained?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use force to overcome passive resistance?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use force against those who are exercising their First Amendment Rights?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Is there any indication that an officer may have carried weapons that are not authorized or approved by the Division?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use a firearm as an impact weapon?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Fire warning shots?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use deadly force solely to protect property or solely to effectuate an arrest?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use something that was or could be reasonably considered to be a neck hold?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Discharge a firearm from or at a moving vehicle?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Reach into, or place themselves in the path of a vehicle?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Discharge a firearm at a threat that was not verified and visible?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use head strikes with hard objects?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Use force to overcome passive resistance?" is one of the following answers ("Yes")

ID 116

31. Regarding the use of force to overcome passive resistance:

Was force necessary, proportional, and objectively reasonable to achieve a legitimate law enforcement objective?

☐ Yes ☐ No

LOGIC Hidden unless: Question "Use force against those who are exercising their First Amendment Rights?" is one of the following answers ("Yes")

ID 107

32. Regarding the use of force against those who are exercising their First Amendment Rights:

	Yes	No	Unable to Determine	Not Applicable
Was the force necessary and objectively reasonable for the safety of that individual or the public?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the force deployed with sufficient personnel?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Discharge a firearm from or at a moving vehicle?" is one of the following answers ("Yes")

112

33. Regarding the discharge of a firearm from or at a moving vehicle:

Was deadly force justified by something other than the threat of the moving vehicle?

☐ Yes ☐ No ☐ Unable to Determine

LOGIC Show/hide trigger exists. Hidden unless: ((((((((((((((Question "Use force to subdue a subject(s) who is not suspected of any criminal conduct, other than to protect an officer's or another person's safety?" is one of the following answers ("Yes") OR Question "Use retaliatory force?" is one of the following answers ("Yes")) OR Question "Use force against subject(s) who only verbally confront officers and are not involved in criminal conduct?" is one of the following answers ("Yes")) OR QUESTION NOT FOUND! is one of the following answers [NO OPTIONS SET]) OR Question "Use force to overcome passive resistance?" is one of the following answers ("Yes")) OR Question "Use a firearm as an impact weapon?" is one of the following answers ("Yes")) OR Question "Fire warning shots?" is one of the following answers ("Yes")) OR Question "Use deadly force solely to protect property or solely to effectuate an arrest?" is one of the following answers ("Yes")) OR Question "Use something that was or could be reasonably considered to be a neck hold?" is one of the following answers ("Yes")) OR Question "Reach into, or place themselves in the path of a vehicle?" is one of the following answers ("Yes")) OR Question "Discharge a firearm at a threat that was not verified and visible?" is one of the following answers ("Yes")) OR Question "Use head strikes with hard objects?" is one of the following answers ("Yes")) OR (Question "Use force against subject(s) who are handcuffed or otherwise restrained?" is one of the following answers ("Yes") AND QUESTION NOT FOUND! is one of the following answers [NO OPTIONS SET])) OR (Question "Use force to overcome passive resistance?" is one of the following answers ("Yes") AND #31 Question "Regarding the use of force to overcome passive resistance:

Was force necessary, proportional, and objectively reasonable to achieve a legitimate law enforcement objective?" is one of the following answers ("No")) OR (QUESTION NOT FOUND! is one of the following answers [NO OPTIONS SET] AND QUESTION NOT FOUND! is one of the following answers [NO OPTIONS SET])) OR ((Question "Use force against those who are exercising their First Amendment Rights?" is one of the following answers ("Yes") AND Question "Was the force necessary and objectively reasonable for the safety of that individual or the public?" is one of the following answers ("No")) OR Question "Was the force deployed with sufficient personnel?" is one of the following answers ("No")) OR (Question "Discharge a firearm from or at a moving vehicle?" is one of the following answers ("Yes") AND #33 Question "Regarding the discharge of a firearm from or at a moving vehicle:

Was deadly force justified by something other than the threat of the moving vehicle?" is one of the following answers ("No"))

 115

34. Considering the use of typically-prohibited force:

Under the circumstances and at the time that the officer used the force, would a reasonable officer have believed that the use of deadly force was objectively reasonable, necessary, and proportional according to this policy?

☐ Yes ☐ No ☐ Not Applicable

LOGIC Show/hide trigger exists. Hidden unless: #34 Question "Considering the use of typically-prohibited force:

Under the circumstances and at the time that the officer used the force, would a reasonable officer have believed that the use of deadly force was objectively reasonable, necessary, and proportional according to this policy? " is one of the following answers ("Yes")

 117

35. Did the subject's actions constitute an immediate and grave threat to the officer or others?

☐ Yes ☐ No

LOGIC Hidden unless: #35 Question "Did the subject's actions constitute an immediate and grave threat to the officer or others?" is one of the following answers ("Yes")

 118

36. Is it accurate to say that there were no other force options, techniques, tactics, or choices with the Division's policy available to the officer?

☐ Yes ☐ No

ID 119

37. Details/additional comments regarding compliance with general use of force policy requirements.

LOGIC Show/hide trigger exists.

ID 120

38. Did the involved officer use Deadly Force/Lethal Force? *

☐ Yes ☐ No

LOGIC Hidden unless: #38 Question "Did the involved officer use Deadly Force/Lethal Force?" is one of the following answers ("Yes")

ID 121

39. Was the subject:

	Yes	No	Unable to Determine
Through their own actions, posing an imminent threat of death or serious physical harm to an officer or another?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Fleeing at the time that deadly force/lethal force was used?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Show/hide trigger exists. Hidden unless: Question "Fleeing at the time that deadly force/lethal force was used?" is one of the following answers ("Yes")

ID 124

40. Regarding the fleeing subject:

Was the subject either (1) in the process of committing or had committed a violent felony involving the infliction or threatened infliction of serious physical harm or death and the subject would pose a continuing imminent threat of serious physical harm, either to the officer or others; OR (2) the escape of the subject would pose an imminent danger of death or serious physical harm to the officer or to another if the subject is not apprehended without delay.

- ☐ Yes ☐ No ☐ Unable to Determine

ID 125

41. Details/additional comments regarding compliance with requirements regarding Deadly Force/Lethal Force.

V. Application of Force: Force Instrument-Specific Requirements

ID 139

FIREARMS

LOGIC Show/hide trigger exists.

ID 127

42. Did the involved officer(s) exhibit or point a firearm at a person? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #42 Question "Did the involved officer(s) exhibit or point a firearm at a person?" is one of the following answers ("Yes")

ID 128

43. Would a reasonable officer under the circumstances have believed that the situation may escalate to create an imminent threat of serious bodily injury or death to the officer or another person?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #40 Question "Regarding the fleeing subject:

Was the subject either (1) in the process of committing or had committed a violent felony involving the infliction or threatened infliction of serious physical harm or death and the subject would pose a continuing imminent threat of serious physical harm, either to the officer or others; OR (2) the escape of the subject would pose an imminent danger of death or serious physical harm to the officer or to another if the subject is not apprehended without delay." is one of the following answers ("Yes")

129

44. Did the involved officers:

	Yes	No	Unable to Determine
Fire a warning shot?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Consider surroundings?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Provide specific, articulable rationale for drawing the firearm?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Focus on a specific/person subject?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Focus on a specific/person subject?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use the firearm as an impact weapon?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Discharge the firearm from or at a moving vehicle?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Discharge the firearm at a threat that is not verified and visible?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: #42 Question "Did the involved officer(s) exhibit or point a firearm at a person?" is one of the following answers ("Yes")

ID 138

45. Details/additional comments regarding compliance with requirements regarding firearms.

LOGIC Hidden unless: #42 Question "Did the involved officer(s) exhibit or point a firearm at a person?" is one of the following answers ("Yes")

ID 344

46. Copy of Details/additional comments regarding compliance with requirements regarding firearms.

ID 140

INTERMEDIATE WEAPONS

LOGIC Show/hide trigger exists.

ID 141

47. Did the officer use any intermediate weapons (check all that apply)?

☐ Conducted electrical weapon (Taser)

☐ OC spray

☐ Beanbag shotgun

☐ Baton/impact weapon

☐ Other - Write In (Required)

*

☐ No / Not applicable

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)", "OC spray", "Beanbag shotgun", "Baton/impact weapon", "Other - Write In (Required)")

ID 142

48. Did the officer use the intermediate weapons:

	Yes	No	Unable to Determine
On subjects who were passively resisting?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
To prevent the destruction of evidence?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Against small children, the elderly, individuals who are visibly frail, or women visibly or known to be pregnant?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
On subjects who are handcuffed or otherwise restrained?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
To prod individuals?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
On subjects who are under control or complying with police direction?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Against small children, the elderly, individuals who are visibly frail, or women visibly or known to be pregnant?" is one of the following answers ("Yes")

149

49. Regarding use of intermediate weapon against small children, the elderly, individuals who are visibly frail, or women visibly or known to be pregnant:

Was deadly force authorized at the time of the intermediate weapon application?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: Question "On subjects who are handcuffed or otherwise restrained?" is one of the following answers ("Yes")

150

50. Regarding use of intermediate weapon on subjects who are handcuffed or otherwise restrained:

Was the subject displaying aggressive physical resistance AND lesser means would have been ineffective or had been tried and failed at the time that the intermediate weapon was applied?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Show/hide trigger exists. Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

ID 152

51. CEW

CEW was deployed in:

- ☐ Probe mode
- ☐ Drive stun mode
- ☐ Both modes
- ☐ Unable to determine

LOGIC Hidden unless: #51 Question "**CEW**

CEW was deployed in:" is one of the following answers ("Drive stun mode","Both modes")

ID 153

52. Regarding the use of drive stun mode:

	Yes	No	Unable to Determine
Was the CEW used in drive-stun mode to supplement the probe deployment to complete the incapacitation circuit?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the CEW used in drive-stun mode as a countermeasure to gain separation between the officer and the subject so that officers can consider another force option?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the CEW in drive-stun mode applied to the subject's head, neck, chest, and/or groin?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Was the CEW in drive-stun mode applied to the subject's head, neck, chest, and/or groin?" is one of the following answers ("Yes")

ID 157

53. Was the use of lethal force justified under the totality of the circumstances at the time that drive-stun mode was deployed?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

ID 158

54. Number of individual CEW applications/cycles

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

ID 159

55. Total duration of all CEW applications/cycles

seconds

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

ID 161

56. Was each CEW application objectively reasonably based on relevant circumstances, including the subject's apparent age, size, physical and mental condition, and the feasibility of lesser force options?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

162

57. When the CEW was applied, was the subject:

	Yes	No	Unable to Determine
Exhausted and exhibiting symptoms of physical or mental distress?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Of low body mass?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
In an apparent medical crisis?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
In danger of falling?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
In physical control of a moving vehicle?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Exposed to flammable material (such as gasoline or an alcohol-based pepper spray)?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Fleeing from officers?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
At any time, was more than one CEW activated against a subject at the same time?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
After each CEW application, did the officer reevaluate the situation to determine if subsequent cycles were reasonable, considering a subject may not have been able to respond to commands during or immediately following a CEW application?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
After deployment, did the involved officer(s) obtain appropriate medical treatment for subjects?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Fleeing from officers?" is one of the following answers ("Yes")

ID 173

58. Regarding the fleeing from officers:

Did the subject pose a threat of physical harm to the officer, bystanders, themselves when the CEW was used?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Conducted electrical weapon (Taser)")

ID 174

59. Details/additional comments regarding compliance with requirements regarding CEWs.

(Note: Reviewers should attempt to locate and review the Taser downloads, which should be attached to the IAPro file tree.)



LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Baton/impact weapon")

ID 175

60. BATON/IMPACT WEAPON

	Yes	No	Unable to Determine
Did the involved officer(s) separately justify each strike with an impact weapon?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the subject restrained or under control, even if non-compliant, when the baton/impact weapon was used?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the use of the baton/impact weapon necessary to protect the officer, the subject, or another party from immediate serious physical harm?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Did the involved officer(s) intentionally target strikes to sensitive tissue areas, such as the head, neck, spine, or genitalia?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was each separate strike objectively reasonable, necessary, and proportional?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: Question "Was the subject restrained or under control, even if non-compliant, when the baton/impact weapon was used?" is one of the following answers ("Yes")

ID 183

61. Regarding the use of the baton/impact weapon on a restrained/under-control subject:

	Yes	No	Unable to Determine
Did the subject present an imminent threat to the safety of the officer or others at the time that the baton/impact weapon was used?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Did the officer(s) first attempt to exercise additional control over the individual by using hands-on control measures or arrest control techniques before using the baton/impact weapon?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Baton/impact weapon")

ID 187

62. Details/additional comments regarding compliance with requirements regarding batons/impact weapons.

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("OC spray")

ID 190

63. **OC SPRAY**

Yes	No	Unable to Determine
-----	----	---------------------

Was OC spray deployed when such force was reasonable to protect the officer, the subject, or another party from physical harm and lesser means would be ineffective?

☐☐☐

Was OC spray used to disperse a crowd or crowds?

☐☐☐

Was OC spray directed at a specific subject(s) who posed a threat?

☐☐☐

Was each individual application of OC spray objectively reasonable and consistent with CDP's general use of force principles?

☐☐☐

Did the involved officer(s) reasonably minimize exposure of non-targeted individuals?

☐☐☐

Did the involved officer(s) know (or reasonably should have known) that the subject had a respiratory condition?

☐☐☐

Did the involved officer(s) decontaminate exposed subjects according to CDP policy?

☐☐☐

Did the involved officer(s) render aid to the subject and/or non-targeted individuals consistent with their training?

☐☐☐

Did the involved officer(s) monitor the exposed subjects for changes in their condition while in police custody?

☐☐☐

Did the subject complain of symptoms other than mild or that last beyond 45 minutes?

☐☐☐

Did the subject indicate that they have a pre-existing medical condition (e.g., asthma, emphysema, bronchitis, heart ailment) that may be aggravated by chemical spray?

☐☐☐

LOGIC Hidden unless: (Question "Did the subject complain of symptoms other than mild or that last beyond 45 minutes?" is one of the following answers ("Yes") OR Question "Did the subject indicate that they have a pre-existing medical condition (e.g., asthma, emphysema, bronchitis, heart ailment) that may be aggravated by chemical spray?" is one of the following answers ("Yes"))

ID 202

64. Did the officer(s) immediately request for EMS after the subject complained/indicated such an issue?

☐ Yes ☐ No

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("OC spray")

ID 203

65. Details/additional comments regarding compliance with requirements regarding OC spray.

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Beanbag shotgun")

ID 204

66. **BEANBAG SHOTGUN**

Yes No Unable to Determine

Was the beanbag shotgun deployed only by qualified officers (supervisors and SWAT officers)?

☐
☐
☐

Did the subject(s) present an

imminent risk of serious physical harm to an officer or others?

☐☐☐

Did the involved supervisor(s) already attempt de-escalation and other force options, which proved ineffective?

☐☐☐

Was the subject(s) within safe range of the beanbag shotgun (optimal range is 21 to 50 feet)?

☐☐☐

Did the subject(s) represent a lethal threat?

☐☐☐

Were all beanbag shotguns clearly marked so as to make them instantly distinguishable from a weapon firing live rounds?

☐☐☐

Did an officer(s) request a beanbag shotgun equipped supervisor to respond to the scene via Communication Control Section (CCS)?

☐☐☐

Did the involved supervisor(s) avoid the body's center mass, head, neck, and groin?

☐☐☐

Did the involved supervisor(s) separately justify each discharged beanbag round?

☐☐☐

Did officer(s) subject themselves or others to undue risk while waiting for the arrival of a supervisor with a beanbag shotgun?

☐☐☐

Did the involved supervisor(s) fire more than two beanbag shotguns simultaneously?

☐☐☐

Did officer(s) immediately notify EMS for subject(s)' medical attention?

☐☐☐

LOGIC Hidden unless: #47 Question "Did the officer use any intermediate weapons (check all that apply)?" is one of the following answers ("Beanbag shotgun")

ID 217

67. Details/additional comments regarding compliance with requirements regarding the beanbag shotgun.

ID 339

68. Did the subject appear, based on the information available, to be experiencing a behavioral health crisis as defined by CDP policy?

Crisis: A situation where an individual's safety and health are threatened by behavioral health challenges, to include mental illness, developmental disabilities, substance use, or overwhelming stressors. A crisis can involve an individual's perception or experience of an event or situation as an intolerable difficulty that exceeds the individual's current resources and coping mechanisms and may include unusual stress in the life that renders them unable to function as they normally would, which may make them a danger to self or others.

Crisis Incident: An incident involving individuals who are experiencing a crisis that could cause the individual to harm themselves or others through erratic behavior.

☐ Yes ☐ No ☐ Unable to Determine

VI. Post-Force Application Resolution & Response

LOGIC Show/hide trigger exists.

ID 219

69. Did the involved officer, immediately following the use of force and when the scene was secure, inspect and observe subject(s) for injury or complaints of pain resulting directly or indirectly from the use of force? *

☐ Yes ☐ No

LOGIC Hidden unless: #69 Question "Did the involved officer, immediately following the use of force and when the scene was secure, inspect and observe subject(s) for injury or complaints of pain resulting directly or indirectly from the use of force?" is one of the following answers ("No")

ID 220

70. Did another officer or supervisor inspect/observe the subject(s) for injury or complaints of pain resulting directly or indirectly from the use of force?

☐ Yes
☐ No

ID 221

71. Details/additional comments regarding compliance with requirements regarding the post-force application resolution and response.

VII. Involved Officer Use of Force Reporting

LOGIC Show/hide trigger exists.

ID 222

72. Did the involved officer immediately report the force to a supervisor?*

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #72 Question "Did the involved officer immediately report the force to a supervisor?" is one of the following answers ("No")

ID 223

73. Was justification provided for failure to immediately report the force?

- ☐ Yes ☐ No ☐ Unable to Determine

224

74. Did the involved officer's use of force reporting include:*

	Yes	No	Unable to Determine	Not Applicable
The reason for the initial police presence?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A specific description of the acts that preceded the use of force (including attempts to de-escalate)?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
The level of resistance encountered?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A complete and accurate description of every type of force used or observed?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Justification for every use of force?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A detailed description of the subject's injury, complaint of injury, or lack thereof?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A detailed description of any officer's injury, complaint of injury, or lack thereof?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A description of the officer's request for medical aid and/or whether the subject received medical evaluation?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

233

75. Details/additional comments regarding compliance with requirements regarding involved officer use of force reporting.

234

76. Was the officer's use of force **NECESSARY** to achieve a lawful objective?

Per CDP policy, officers shall use force only as necessary, meaning only when no reasonable effective alternative to the use of force appears to exist, and then only to the degree which is reasonable to effect the intended lawful objective.

Force has a lawful objective when it is issued for any of the following:

- 1. To effect a lawful arrest or detention of a subject*
- 2. To gain control of a combative subject*
- 3. To prevent or terminate the commission of a crime*
- 4. To intervene in a suicide or self-inflicted injury*
- 5. To defend or protect an officer or an individual from the violent or resistant physical acts of another*

*

☐ Yes ☐ No ☐ Unable to Determine

(untitled)

235

77. Was the officer's use of force **PROPORTIONAL** to the level of the subject's resistance and/or severity of the threat posed by the subject?

*Per CDP policy, to be proportional, the level of force applied must reflect the totality of the circumstances known to the officer at the time force was applied. Generally, only the amount of force required to control the subject shall be used. **

☐ Yes ☐ No ☐ Unable to Determine

237

78. Was the officer's use of force **OBJECTIVELY REASONABLE** under the totality of the circumstances? *

☐ Yes ☐ No ☐ Unable to Determine

238

79. Details/additional comments about your overall evaluations. Describe the key determinations or factors that lead to your determination that force was necessary, was proportional, and was objectively reasonable. *

IX. Duty to Intervene

241

80. At any point during the incident, should an officer under the circumstances have taken affirmative steps to prevent or stop force that could have been reasonably perceived as unauthorized by CDP's policies? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Show/hide trigger exists.

239

81. At any point during the incident, did any officer take affirmative steps to prevent or stop any use force that could be reasonably perceived to be unauthorized by CDP's policies? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #81 Question "At any point during the incident, did any officer take affirmative steps to prevent or stop any use force that could be reasonably perceived to be unauthorized by CDP's policies?" is one of the following answers ("Yes")

ID 240

82. This intervention was:

- ☐ Verbal
- ☐ Physical
- ☐ Both
- ☐ Other - Write In (Required)

ID 242

83. Details/additional comments regarding compliance with requirements regarding the duty to intervene.

X. Supervision, Body-Worn Cameras, and Additional Post-Incident Response Issues

LOGIC Show/hide trigger exists.

ID 243

84. Was there an on-scene supervisor at the time that the use of force was applied? *

- ☐ Yes
- ☐ No
- ☐ Unable to Determine

LOGIC Hidden unless: #84 Question "Was there an on-scene supervisor at the time that the use of force was applied?" is one of the following answers ("Yes")

ID 244

85. What was the rank of the on-scene supervisor?

LOGIC Hidden unless: #84 Question "Was there an on-scene supervisor at the time that the use of force was applied?" is one of the following answers ("Yes")

ID 245

86. Did the on-scene supervisor(s) provide appropriate tactical guidance before, during, and after the incident?

- ☐ Yes ☐ No ☐ Unable to Determine ☐ Not applicable

LOGIC Show/hide trigger exists.

ID 301

87. Did a supervisor use force? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #87 Question "Did a supervisor use force?" is one of the following answers ("Yes")

ID 302

88. Was is appropriate for the supervisor to use force under the circumstances (i.e. were there sufficient officers on scene?)

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #87 Question "Did a supervisor use force?" is one of the following answers ("Yes")

ID 303

89. Did an uninvolved supervisor respond to conduct the investigation?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Show/hide trigger exists. Hidden unless: #84 Question "Was there an on-scene supervisor at the time that the use of force was applied?" is one of the following answers ("Yes")

ID 304

90. Did the supervisor activate their body-worn camera on the scene?

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #90 Question "Did the supervisor activate their body-worn camera on the scene?" is one of the following answers ("Yes")

ID 305

91. Regarding the supervisor body-worn camera:

	Yes	No	Unable to Determine
Witness statements captured on the supervisor's body-worn camera?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Subject statements captured on the supervisor's body-worn camera?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Use of force capture don supervisor's body-worn camera?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

246

92. Details/additional comments regarding compliance with requirements regarding supervision during the force incident.

249

93. Did all witness officers who were present during the use of force complete a narrative statement that included: *

	Yes	No	Not applicable
Reason for the witness officer's police presence?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A specific description of the observed acts that preceded the use of force, including any observed attempts to de-escalate?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Level of resistance observed?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
A complete and accurate description of every type of force observed?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Is there any evidence that additional officers were present at the scene of the use of force but failed to complete a narrative statement?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ID 255

94. Details/additional comments regarding compliance with requirements regarding witness officer use of force reporting.

LOGIC Show/hide trigger exists.

ID 256

95. Did the officer capture video on his/her body-worn camera?*

☐ Yes ☐ No

LOGIC Show/hide trigger exists. Hidden unless: #95 Question "Did the officer capture video on his/her body-worn camera?" is one of the following answers ("Yes")

ID 257

96. Did the officer advise citizens that a body-worn camera is on and recording audio and video?

☐ Yes

☐ No

LOGIC Hidden unless: #96 Question "Did the officer advise citizens that a body-worn camera is on and recording audio and video?" is one of the following answers ("No")

ID 258

97. Was advising citizens impracticable due to officer safety issues?

- ☐ Yes
- ☐ No
- ☐ Unable to Determine

LOGIC Hidden unless: #95 Question "Did the officer capture video on his/her body-worn camera?" is one of the following answers ("Yes")

ID 259

98. Did the officer's body-worn camera remain on "event mode" until the conclusion of the contact with the subject or when ordered by a CDP supervisor (unless there were other exceptions to recording under CDP policy)?

- ☐ Yes
- ☐ No
- ☐ Unable to Determine

ID 260

99. Details/additional comments regarding body-worn camera issues.

ID 261

100. Did officers and supervisors obtain any necessary medical care while providing emergency first aid until professional medical care providers could arrive? *

- ☐ Yes ☐ No ☐ Medical Aid Not Necessary ☐ Unable to Determine

LOGIC Show/hide trigger exists.

ID 262

101. Should EMS have been requested, per CDP policy? *

- ☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #101 Question "Should EMS have been requested, per CDP policy?" is one of the following answers ("Yes")

ID 263

102. Was EMS requested?

- ☐ Yes
☐ No

ID 275

103. Details/additional comments regarding post-incident response issues.

XI. Use of Force Investigation

264

104. Use of Force Investigation *

	Yes	No	Unable to Determine
Was the investigating supervisor involved in the use of force?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the investigation objective and complete?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Was the investigation conducted and reported to the FRB in a timely manner?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Were the investigation's findings supported by a preponderance of the evidence?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Does there appear to be additional relevant evidence that may assist in resolving inconsistencies or improve the reliability or credibility of the investigation?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Did each of the command ranks in fact review the case, or was the review/adjudication responsibility delegated?	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

271

105. For Level 1 and 2 investigations, did the Chain of Command properly address and refer the issues identified at the:

	Yes	No
Sergeant level?	<input type="radio"/>	<input type="radio"/>
Lieutenant level?	<input type="radio"/>	<input type="radio"/>
Captain level?	<input type="radio"/>	<input type="radio"/>
Commander level (as applicable)?	<input type="radio"/>	<input type="radio"/>
Office of the chief (as applicable)?	<input type="radio"/>	<input type="radio"/>

LOGIC Hidden unless: (((Question "Sergeant level?" is one of the following answers ("Yes") OR Question "Lieutenant level?" is one of the following answers ("Yes")) OR Question "Captain level?" is one of the following answers ("Yes")) OR Question "Commander level (as applicable)?" is one of the following answers ("Yes")) AND Question "Office of the chief (as applicable)?" is one of the following answers ("Yes"))

311

106. Were those issue or concerns in the investigation resolved (i.e returned for re-investigation)

☐ Yes ☐ No ☐ Unknown/Unable to Determine

 276

107. Details/additional comments regarding the use of force investigation.



XII. Training & Tactics

 Show/hide trigger exists.

 312

108. During this review, did you identify any notable issues or concerns regarding Tactics or Training? *

☐ Yes ☐ No

 Hidden unless: #108 Question "

During this review, did you identify any notable issues or concerns regarding Tactics or Training?

" is one of the following answers ("Yes")

 313

109. Was the issue(s) identified during the department's investigation or chain of command review?

☐ Yes ☐ No ☐ Unable to Determine

LOGIC Hidden unless: #108 Question "

During this review, did you identify any notable issues or concerns regarding Tactics or Training?

" is one of the following answers ("Yes")

ID 314

110. Was the incident referred to the training staff?

- ☐ Yes ☐ No ☐ Unable to Determine

XIII. Additional Comments

ID 342

111. Please flag this case for substantive, tactical/training, or technical issues with the review.

- ☐ Case not Reasonable, Necessary, Proportional, or Failure to De-escalate
- NON COMPLIANT
- ☐ There are issues to discuss as part of TECHNICAL ASSISTANCE
- ☐ There were TECHNICAL ISSUES WITH THE REVIEW that materially affected the ability to review

 345

112. Is this an exceptional case that should be highlighted in the MT report? (e.g., demonstrates excellent or problematic force, police work, review process)

- ☐ Yes - Positive Example (explain below)
- ☐ Yes - Negative Example (explain below)
- ☐ No - Does not need to be discussed/highlighted for leadership

Comments

 277

113. Please explain and add any other comments.

Thank You!



You have completed your assessment. Your response has been transmitted. Thank you!

[Complete another assessment.](#)