

Recommendation of Concurrence/ Non-Concurrence [] Damage to City Property [] Vehicle Pursuit

	Officer Injured on Duty/Workman's Response to Resistance/Aggression Citizen/Internal Complaint Refer to Internal Affairs	
CASE NUMBER: <u>2019-00</u>	08758 OFFICER: Cpl. R. Wyatt	DATE: <u>7-6-2019</u>
TO: MAJOR/APC <u>Capt. E</u>	2. Woods	
I, Captain/AWC <u>Capt. T</u> 's recommendation		oncul/do not concur with 14. Greer
Remarks:		
WATCH COMMANDER:	Signature	7/7/19.
I, Major APC <u>E. Woos</u> recommendation.	concur/do not concur	with <u>Green</u> 's
Remarks:		
DIVISION COMMANDER/	/APC: Signature	
To: CHIEF K. MEADOWS		
I, Captain G.T. Johnson, con	cur / do not concur with	's recommendation.
Remarks/Reason:		
	•	
OPS COMMANDER:	Signature	Date



DATE: 7-6-2019

TO: Capt. T. Blackmon

FROM: Lt. D. Green

SUBJECT: Response to resistance (Supp Case#2019-008758)

Cpl. R. Wyatt and Cpl. J. Moore, responded to 1225 Fairburn Rd Apt c-1(Westwood Glenn Apt Complex) at 0628hrs, in reference to a domestic altercation. Ms. Jan Freeman(victim) was assaulted (Battery charges) by her brother, Michael Freeman) on 7-4-2019; Police were called but the male offender was not on-scene at the time of their arrival; Warrants were unable to be obtained at the time due to incorrect dob information for the male offender. According to the report the victim did sustain visible facial injuries.

The victim arrived to the home this morning and observed her brother inside the home. Officers responded and made contact with the male subject inside a living room who was asleep on the couch; Officers awoke the suspect and had him get dressed. The suspect placed on his pants and collected his boots which had a gun inside and attempted to flee. Officers were able to successfully detain the offender in handcuffs. As Officers escorted the offender to Cpl. Wyatt's patrol vehicle, the offender began to resist by pulling aware. The offender began to flex his body against the patrol vehicle to prevent himself from entering. Officers gave verbal commands for the offender to enter the vehicle. The offender continued to resist and refused. Cpl. Wyatt the retrieved his City issued Taser Serial#X130059NM and removed the cartridge. Cpl. Wyatt then placed the taser to the offender's abdomen area and continued giving verbal commands for him to enter the vehicle. The offender finally complied and entered the vehicle.

As Cpl. Wyatt attempted to close the door the vehicle, the offender quickly attempted to exit the vehicle. Cpl. Wyatt then drive stunned the offender once to gain compliance. Once the offender was fully inside the vehicle, Cpl. Wyatt was able to close the door. As Cpl. Wyatt attempted to adjust and double lock the offender's handcuffs, the offender began to force his way out of the vehicle with his legs. Cpl. Wyatt once gain drive stunned the offender, while Cpl. Moore was able to pull the offender back in the vehicle. The Offender was later checked by Grady Unit 818. I later arrived on-scene and the Offender began to apologize for his actions. Photos were taken of the areas of taser contact.

Based on my investigation, I find that Cpl. Wyatt and Cpl. Moore did not violate City of South Fulton PD Policy/Procedures, Rules or Regulations. I recommend no actions against the officers.



DATE: 07/06/2019

TO: Lt. Green

FROM: Cpl. Wyatt R. Wyatt 0096

SUBJECT: Response to resistance (Supp case#2019-008758)

On 07/06/2019, I was dispatched to 1225 Fairburn Rd. in reference to a fight call. Upon my arrival I made contact with a Ms. Jan Freeman (Mr. Michael Freeman) who advised she was involved in a physical altercation with her brother (Mr. Michael Freeman) on 07/04/2019. Ms. Freeman advised her brother did punch her in the face with a closed handed fist approximately two times. Ms. Freeman did have lacerations to her face that appeared to be the result of an altercation. The victim stated she did file a police report with the City of South Fulton Police Department. The victim also advised upon file the report her brother was no longer on scene. Ms. Freeman did advise upon my arrival her brother was currently laying down on her couch.

Cpl. Moore and I did make contact with Mr. Freeman who was asleep on the couch. After waking Mr. Freeman, Cpl. Moore and myself gave verbal commands to Mr. Freeman to put his pants and shoes on. After putting on his pants, Mr. Freeman did reach for his boot that had a gun inside. Mr. Freeman did attempt to leave the room but was placed in handcuffs. During my escort of Mr. Freeman to the patrol car, Mr. Freeman did resist by lightly pulling away from my escort. I was able to get the offender to the patrol car but he did refuse to have a seat in the car. The Offender flexed his back against the vehicle in a manor to prevent himself from being placed in the car. I gave Mr. Freeman several clear verbal warnings to have a seat inside the vehicle. Mr. Freeman did refuse by continuing to stand with his back flexed against the door. I unholstered my city issued Taser SN#X130059NM and removed the cartridge placing it on Mr. Freeman stomach. After several verbal commands, Mr. Freeman did under his own free will sit down fully inside of the vehicle.

As I attempted to close the car door, Mr. Freeman did attempt to quickly exit the vehicle. I did drive stun Mr. Freeman one time to gain compliance. Once Mr. Freeman was fully inside the vehicle, I was able to secure the vehicle door. I did attempt to engage the double lock on Mr. Freeman's handcuff's by opening the door that his back was facing. While attempting to adjust the handcuffs Mr. Freeman forced his way out of the vehicle with his legs. I did unholster my taser and attempt to give further verbal commands to get back inside the vehicle. Mr. Freeman continued to be non-compliant by attempting to turn around and face me. I did drive stun Mr. Freeman a second time while Cpl. Moore was able to pull Mr. Freeman back inside the vehicle from the opposite side. Grady Unit 818 and Lt. Green did respond to the scene. Mr. Freeman was medically cleared and transported to East Point City Jail without further incident.



DATE: 7-6-2019

TO: LT Green

FROM: CPL Jermaine Moore

SUBJECT: Response to resistance case#2019-008758

On July 6, 2019 I Officer J Moore responded to 1225 Fairburn RD Apt C1 in reference to a previous domestic dispute. Upon my arrival contact was made with the victim Jan Freeman who advised that she was assaulted by her brother (Michael Freeman) on July 4, 2019 and that Michael returned to the residence.

Jan advised that she was asleep when she heard Michael snoring and thats when she went to check the residence, she observed him sleeping in the living room on the couch. Jan advised that the reporting officer advised her to call if Michael returned and that he would be charged. Jan provided identifying information for Michael, at which point I ran the information through NCIC.

NCIC returned that Michael had a suspended license and that he was not wanted. Officer Wyatt later arrived at the scene at which point officers attempted to make contact with Michael. When officers entered the residence, Michael was asleep on the couch and was advised to wake up. Michael woke up and was advised to come speak with us outside. Michael then got up off the couch retrieved a boot and attempted to flee to another area of the residence. When Michael grabbed the boot, I observed a black handgun partially concealed in the boot at which I drew my department issued Glock 45, pointed it at Michael and advised him to drop the boot.

Officers then attempted to secure Michael in handcuffs at which point he began to actively resist and tense up preventing officers from placing him into handcuffs. Officers forced Michael against the wall and were able to secure him in handcuffs and escort him to our patrol vehicles. Once officers were able to get Michael to the patrol vehicle he refused to get into the vehicle. Officers told Michael numerous times to get into the vehicle and Michael refused.

Michael was drive stunned by Cpl. Wyatt in the back and continued to resist and refuse to get into the vehicle.

The firearm(Glock 42.380 serial number ABAL524) was run by dispatch which returned no record found for that firearm.

Grady EMS was notified and later arrived at the location to evaluate Michael. EMS Personnel evaluated and released Michael at which point Officer Wyatt transported said subject to the East Point Jail.

Warrants were obtained for Battery(FV) and Obstruction of Law Enforcement Officers warrant #EW-0271206 and EW-0271207.
END







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INCIDENT/INVESTIGATION REPORT

South Fulton Police Department

Case # 2019-008758

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INCIDENT/INVESTIGATION REPORT

Narr. (cont.) OCA: 2019-008758

South Fulton Police Department

NARRATIVE

On 7.4.19, I (Cpl. Brown) responded to 1225 Fairburn Rd SW., in reference to an assault call. On scene, I met with Jan Freeman who advised she had been involved in a physical altercation with her brother Michael Freeman (Marchael Freeman).

Mr. Freeman left the scene prior to my arrival. Mr. Freeman does not reside at the residence, just visits periodically.

Ms. Freeman advised that her brother arrived home around 1830hrs. Ms. Freeman advised her brother was upset about someone in the home drinking two of his beers. Mr. Freeman confronted his sister in the kitchen of the residence, and they began to engage in a verbal altercation. Ms. Freeman advised her brother became more enraged and the altercation became physical. Ms. Freeman stated that her brother punched her twice in her left eye.

Ms. Freeman sustained lacerations and swelling to her left eye. Pictures were not taking of Ms. Freeman's injuries due to her being transported to the hospital.

Grady Ems #810 arrived and started care on Ms. Freeman. Ms. Freeman was transported to the hospital.

Ms. Freeman was unable to provide any information for her brother besides his name and phone number. The date of birth provided was incorrect.

A victim's right's pamphlet was issued with the case number on it.

REPORTING OFFICER NARRATIVE

KEI	MIIII OFFICEM NAMINATIVE	OCA
South Fulton Police Department		2019-008758
Victim	Offense	Date / Time Reported
FREEMAN, JAN DENISE	BATTERY	Thu 07/04/2019 19:05

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On 7.4.19, I (Cpl. Brown) responded to 1225 Fairburn Rd SW., in reference to an assault call. On scene, I met with Jan Freeman who advised she had been involved in a physical altercation with her brother Michael Freeman

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Incident Report Suspect List

South Fulton Police Department

OCA: 2019-008758

1	Name (Last, First	, Middle)					Also	Known	As			Home	Home Address				
1	FREEMAN,																
	Business Address																
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	Scars, Marks, Ta	ttoos, or o				ures											
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AKKEST KEPUKT (AUGIDIONAL NAFTALIVE)

Agency Name	ORI	Date/Time Arrested	Case #
South Fulton Police Department	0607200	07/06/2019 09:43	2019008758
Arrestee Name		Ar	rest Number
FREEMAN, MICHAEL			

upon fie the report her brother was no longer on scene. Ms. Freeman did advise upon my arrival her brother was currently laying down on her couch.

Myself and Cpl. Moore did make contact with Mr. Freeman who was asleep on the couch. After waking Mr. Freeman, Cpl. Moore and myself gave verbal commands to Mr. Freeman to put his pants and shoes on. After puting on his pants, Mr. Freeman did reach for his boot that had a gun inside. Mr. Freeman did attempt to leave the room but was placed in handcuffs. During my escort of Mr. Freeman to the patrol car, Mr. Freeman did resist by lightly pulling away from my escort. I was able to get the offender to the patrol car but he did refuse to have a seat in the car. The Offender flexed his back against the vehicle in a mannor to prevent himself from being placed in the car. I gave Mr. Freeman several clear verbal warnings to have a seat inside the vehicle. Mr. Freeman did refuse by continuing to stand with his back flexed against the door. I unholstered my city issued Taser SN#X130059NM and removed the cartrige placing it on Mr. Freeman stomach. After several verbal commands, Mr. Freeman did under his own free will sit down fully inside of the vehicle. As I attempted to close the car door, Mr. Freeman did attempt to quickly exit the vehicle. I did drive stun Mr. Freeman one time to gain compliance. Once Mr. Freeman was fully inside the vehicle, I was able to secure the vehicle door. I did attempt to engage the double lock on Mr. Freeman's handcuff's by opening the door that his back was facing. While attempting to adjust the handcuffs Mr. Freeman forced his way out of the vehicle with his legs. I did unholster my taser and attempt to give further vebal commands to get back inside the vehicle. Mr. Freeman continued to be non-compliant by attempting to turn around and face me. I did drive stun Mr. Freeman a second time while Cpl. Moore was able to pull Mr. Freeman back inside the vehicle from the opposite side. Grady Unit 818 and Lt. Green did respond to the scene. Mr. Freeman was medically cleared and transported to East Point City Jail without further incident.

Incident Report Related Property List

South Fulton Police Department

OCA: 2019-008758

Property Description				Make		Model		Caliber		
FIREARMS		GLOCK			42				380	
Color	Serial No.		Value			Qty		Unit	Jurisd	iction
Black	ABAL524				\$1.00		1.000			Locally
Status	Date	NIC#		State #		1	Local#		OAN	
Safekeeping	09/28/1985									
Name (Last, First, Mide	ile)				DOB		A	ge	Race	Sex
Freeman, Micha	el					/1.	985	33	В	M

Notes

CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

Printed: 07/06/2019 20:44

OCA: 2019008758

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: WYATT, R. (SFPD96)

Date / Time: 07/06/2019 08:40:11, Saturday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact: Freeman, Michael

W Butter Time: 1707 (E) 1E/1E/1E/

902 Bolton Rd Nw, Atlanta

Reference: Officer Follow Up

* Response to Resistance * (DIG)

On 07/06/2019, I was dispatched to 1225 Fairburn Rd. in reference to a fight call. Upon my arrival I made contact with a Ms. Jan Freeman (Mr. Michael Freeman) who advised she was involved in a physical altercation with her brother (Mr. Michael Freeman) on 07/04/2019. Ms. Freeman advised her brother did punch her in the face with a closed handed fist approximately two times. Ms. Freeman did have lacerations to her face that appeared to be the result of an altercation. The victim stated she did file a police report with the City of South Fulton Police Department. The victim also advised upon fie the report her brother was no longer on scene. Ms. Freeman did advise upon my arrival her brother was currently laying down on her couch.

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Investigator Signature:		
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CASE SUPPLEMENTAL REPORT

NOT SUPERVISOR APPROVED

Printed: 07/06/2019 09:52

OCA: 2019008758

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

Investigator: MOORE, J. (SFPD135)

Date / Time: 07/06/2019 09:30:48, Saturday

Supervisor: (0)

Supervisor Review Date / Time: NOT REVIEWED

Contact:

Reference: Supplemental

* Response to resistance * (DIM)

On July 6, 2019 I Officer J Moore responded to 1225 Fairburn RD Apt C1 in reference to a previous domestic dispute. Upon my arrival contact was made with the victim Jan Freeman who advised that she was assaulted by her brother (Michael Freeman) on July 4, 2019 and that Michael returned to the residence.

Jan advised that she was asleep when she heard Michael snoring and that when she went to check the residence she observed him sleeping in the living room on the couch. Jan advised that the reporting officer advised her to call if Michael returned and that he would be charged. Jan provided identifying information for Michael at which point I ran the information through NCIC.

NCIC returned that Michael had a suspended license and that he was not wanted. Officer Wyatt later arrived at the scene at which point officers attempted to make contact with Michael. When officers entered the residence Michael was asleep on the couch and was advised to wake up. Michael woke up and was advised to come speak with us outside. Michael then got up off of the couch retrieved a boot and attempted to flee to another area of the residence. When Michael grabbed the boot I observed a black handgun partially concealed in the boot at which I drew my department issued Glock 45, pointed it at Michael and advised him to drop the boot.

Officers then attempted to secure Michael in handcuffs at which point he began to actively resist and tense up preventing officers from placing him into handcuffs. Officers forced Michael against the wall and were able to secure him in handcuffs and escort him to our patrol vehicles. Once officers were able to get Michael to the patrol vehicle he refused to get into the vehicle. Officers told Michael numerous times to get into the vehicle and Michael refused.

Michael was drive stunned by Michael in the back and still continued to resist and refuse to get into the vehicle.

The firearm (Glcok 42.380 serial number ABAL524) was run by dispatch which returned no record found for that firearm.

Grady EMS was notified and later arrived at the location to evaluate Michael. EMS Personnel evaluated and released Michael at which point Officer Wyatt transported said subject to the East Point Jail.

Warrants were obtained for Battery(FV) and Obstruction of Law Enforcement Officers warrant #EW-0271206 and EW-0271207.

END

Investigator S	lionature		
THE COURT OF C	11211111111111111111111111111111111111	 	