

114 [01:08 PM / 02:38]  
115 **Officer Jared White** Correct.  
116  
117 [01:08 PM / 02:39]  
118 **Investigator Darrin Smith\_OPS** Okay. And did you guys respond to the area of Joseph E Lowry  
119 Boulevard and Cunningham Place at around 11:58 PM for an officer that put up a call for assistance  
120 or help call?  
121  
122 [01:08 PM / 02:49]  
123 **Officer Jared White** Correct.  
124  
125 [01:08 PM / 02:50]  
126 **Investigator Darrin Smith\_OPS** Okay. And did you get a chance to review your body-worn camera  
127 of that response before providing a statement today?  
128  
129 [01:08 PM / 02:57]  
130 **Officer Jared White** Yes.  
131  
132 [01:08 PM / 02:57]  
133 **Investigator Darrin Smith\_OPS** Okay. When you arrived at the scene, what did, what did you  
134 observe?  
135  
136 [01:08 PM / 03:03]  
137 **Officer Jared White** I observed, um, male laying on the ground. Um, he was non-compliant, not non-  
138 responsive, and I went over there to see what was going on. I put on gloves so I can check his pulse.  
139 Uh, I didn't feel a pulse. I lifted his chin up to see if I can get some air inside his airways. And I  
140 checked for a pulse. Again, I didn't feel a pulse, so I stepped back.  
141  
142 [01:09 PM / 03:33]  
143 **Investigator Darrin Smith\_OPS** When you, at any point was the guy, the, the individual in handcuffs,  
144 you said he was on the ground, could you be a little more specific that than on the ground? Because  
145 that's kind of vague.  
146  
147 [01:09 PM / 03:43]  
148 **Officer Jared White** He was on the ground, he was in handcuffs because he refused to sign a ticket  
149 and officer placed him in handcuffs after, uh, altercation.  
150  
151 [01:09 PM / 03:50]  
152 **Investigator Darrin Smith\_OPS** Let me Go back on that. Did you, did you see the officer arrest the  
153 individual before you arrived?  
154  
155 [01:09 PM / 03:56]  
156 **Officer Jared White** Negative? No.  
157  
158 [01:09 PM / 03:56]  
159 **Investigator Darrin Smith\_OPS** Well, he was already in handcuffs when you arrived, is that correct?  
160  
161 [01:09 PM / 03:58]  
162 **Officer Jared White** Yes. He was already in handcuffs.  
163  
164 [01:09 PM / 04:00]  
165 **Investigator Darrin Smith\_OPS** Was he in a sitting position when you arrived?  
166  
167 [01:09 PM / 04:01]  
168 **Officer Jared White** He was partially laying down and he got lifted up as we got there.  
169  
170 [01:09 PM / 04:06]  
171 **Investigator Darrin Smith\_OPS** Okay. At some point, was he, was he sitting in an upright position  
172 leaning up against another officer?  
173

174 [01:10 PM / 04:11]  
175 **Officer Jared White** Yes.  
176  
177 [01:10 PM / 04:12]  
178 **Investigator Darrin Smith\_OPS** Okay. And you said you went and checked for a pulse, is that  
179 correct?  
180  
181 [01:10 PM / 04:15]  
182 **Officer Jared White** Correct.  
183  
184 [01:10 PM / 04:16]  
185 **Investigator Darrin Smith\_OPS** And you said you didn't think he had a pulse?  
186  
187 [01:10 PM / 04:18]  
188 **Officer Jared White** No, I didn't think he had a pulse.  
189  
190 [01:10 PM / 04:19]  
191 **Investigator Darrin Smith\_OPS** Okay. What type of, what did they, what did they teach you for, like  
192 first aid at the academy? Do you, do you recall what you  
193  
194 [01:10 PM / 04:26]  
195 **Officer Jared White** Uh, in the academy they teach checking for pulses and they teach, uh, C P R.  
196  
197 [01:10 PM / 04:30]  
198 **Investigator Darrin Smith\_OPS** Okay. Did you notify anybody he didn't have a pulse?  
199  
200 [01:10 PM / 04:37]  
201 **Officer Jared White** Uh, I told the officers that was standing around me that I didn't feel a pulse.  
202  
203 [01:10 PM / 04:53]  
204 **Investigator Darrin Smith\_OPS** Did anybody make any, advise that an ambulance or EMS was in  
205 route or anything?  
206  
207 [01:10 PM / 04:58]  
208 **Officer Jared White** Correct? Radio, they, we was asking radio. What was the ETA on fire. And  
209 Grady,  
210  
211 [01:11 PM / 05:27]  
212 **Investigator Darrin Smith\_OPS** We're gonna stop this portion of the interview for now. Uh, it's 7:32  
213 AM.  
214

**Evidence Title: Officer Jared White Statement 8-23-2023.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 23, 2023 1:05 PM -04:00 and is 5m 53s in length**

1 [01:05 PM / 00:00]  
2 **Investigator Darrin Smith\_OPS** Today's August 23rd, 2023. It's 9:18 AM I'm Investigator Darrin  
3 Smith with the Atlanta Police Department's Office of Professional Standards. We're here again with  
4 Officer Jared White. Could you state and spell your first and last name for the record, please?  
5  
6 [01:06 PM / 00:14]  
7 **Officer Jared White** Jared White. J a r e d W h i t e.  
8  
9 [01:06 PM / 00:18]  
10 **Investigator Darrin Smith\_OPS** And also present is his representative, uh, Ritch Hale from Police  
11 Union, I B P O. Could you state and spell your first and last name for the record, please, sir?  
12  
13 [01:06 PM / 00:26]  
14 **Ritch Hale-IBPO** Uh, Ritch Hale, R i t c h H a l e.  
15  
16 [01:06 PM / 00:29]  
17 **Investigator Darrin Smith\_OPS** Thank you. Um, officer White, before we continue with this, um,  
18 statement, compelled statement here, um, from yesterday, I just wanted to advise you of your Garrity  
19 rights one more time before we move forward. Just, um, just for the record, um, administrative  
20 statements made by employees and evidence gained by reasons of such statements may not be  
21 used against the employee in criminal proceedings involving the employee except the case of perjury.  
22 Do you understand that?  
23  
24 [01:06 PM / 00:56]  
25 **Officer Jared White** Yes.  
26  
27 [01:06 PM / 00:57]  
28 **Investigator Darrin Smith\_OPS** And just for the record, I just wanna note that Officer White, um, do  
29 you remember signing your awareness statement for truthfulness yesterday before you provided a  
30 statement?  
31  
32 [01:07 PM / 01:06]  
33 **Officer Jared White** Yes  
34  
35 [01:07 PM / 01:07]  
36 **Investigator Darrin Smith\_OPS** I just want you to know that that awareness statement still applies to  
37 this statement today. Do you understand that?  
38  
39 [01:07 PM / 01:12]  
40 **Officer Jared White** Yes.  
41  
42 [01:07 PM / 01:13]  
43 **Investigator Darrin Smith\_OPS** And also you have been provided or given a notice of allegations for  
44 a, for questionings today and you understand those allegations?  
45  
46 [01:07 PM / 01:22]  
47 **Officer Jared White** Yes.  
48  
49 [01:07 PM / 01:23]  
50 **Investigator Darrin Smith\_OPS** And just to kind of backtrack from yesterday, um, we're just gonna  
51 kind of focus on the point where we had to stop the interview based on the type of questionings and  
52 the responses that we received, where we felt that we needed to provide you, um, through due  
53 process with a notice of allegations and a chance to talk to your representative. So that's why we're

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54 back here today and I appreciate you guys, uh, working with us on that. So we're gonna kind of pick  
55 off, kind of backtrack, make sure we're all on the same page here. Um, at some point during the  
56 statement yesterday, you had indicated that, um, you and your field training officer were responding to  
57 a help call on Joseph E Lowery and Cunningham Place on August 10th. When you got there, uh,  
58 there was an individual that was handcuffed and while you were there, um, you took it upon yourself  
59 to check for a pulse on the individual, and you had, um, advised that you checked for a pulse, didn't  
60 get a pulse, checked again, and didn't get a pulse again. **And then I asked you, um, something to the**  
61 **effect, what did you do next? You said you stood up. Is that fairly accurate? So what yesterday's**  
62 **statement was?**  
63  
64 [01:08 PM / 02:26]  
65 **Officer Jared White Correct,**  
66  
67 [01:08 PM / 02:27]  
68 **Investigator Darrin Smith\_OPS** And then we had, um, gone over your training, 'cause you're still  
69 assigned to the academy, that you had, uh, a full day, uh, of first aid, C P R training. Is that correct?  
70  
71 [01:08 PM / 02:36]  
72 **Officer Jared White Correct.**  
73  
74 [01:08 PM / 02:37]  
75 **Investigator Darrin Smith\_OPS** And does that, does that come with a C P R certification?  
76  
77 [01:08 PM / 02:40]  
78 **Officer Jared White** Uh, we didn't get a physical one, but they gave it to the academy.  
79  
80 [01:08 PM / 02:43]  
81 **Investigator Darrin Smith\_OPS** Okay. I guess that's what I mean.  
82  
83 [01:08 PM / 02:44]  
84 **Officer Jared White** Yes.  
85  
86 [01:08 PM / 02:44]  
87 **Investigator Darrin Smith\_OPS** So this was, do you remember who did the training?  
88  
89 [01:08 PM / 02:47]  
90 **Officer Jared White** I don't remember her name.  
91  
92 [01:08 PM / 02:48]  
93 **Investigator Darrin Smith\_OPS** Okay. No, I'm just meant that the com was it like American Red  
94 Cross or?  
95  
96 [01:08 PM / 02:51]  
97 **Officer Jared White** Yes.  
98  
99 [01:08 PM / 02:51]  
100 **Investigator Darrin Smith\_OPS** Okay. So they conducted an eight hour course of C P R training,  
101 correct?  
102  
103 [01:08 PM / 02:55]  
104 **Officer Jared White** Correct  
105  
106 [01:08 PM / 02:55]  
107 **Investigator Darrin Smith\_OPS** Okay. So we're just gonna pick up from the point where you, where  
108 you had told us, um, that you checked the pulse twice and didn't receive, um, didn't, didn't, didn't get a  
109 pulse. **Um, from what I understand, um, based on your training C P R training, if, if an individual**  
110 **doesn't have a pulse, what, what are you supposed to do? What are your next steps?**  
111  
112 [01:09 PM / 03:14]  
113 **Officer Jared White** Start C P R.

114  
115 [01:09 PM / 03:16]  
116 Investigator Darrin Smith\_OPS Okay. And could you just briefly explain the position that the subject  
117 was in, what you would've had to have done to conduct C P R on that day from that scene?  
118  
119 [01:09 PM / 03:28]  
120 Officer Jared White Uh, the individual was sitting up to conduct C P R I would've had to lay him back  
121 down  
122  
123 [01:09 PM / 03:32]  
124 Investigator Darrin Smith\_OPS Okay.  
125  
126 [01:09 PM / 03:33]  
127 Officer Jared White And start the compressions.  
128  
129 [01:09 PM / 03:35]  
130 Investigator Darrin Smith\_OPS Okay. And at any point did you do that?  
131  
132 [01:09 PM / 03:39]  
133 Officer Jared White No.  
134  
135 [01:09 PM / 03:40]  
136 Investigator Darrin Smith\_OPS Why not?  
137  
138 [01:09 PM / 03:41]  
139 Officer Jared White I didn't wanna lay him back down because I didn't wanna close his airways from  
140 what I thought was how C P R was kind of working. Uh, when I stood back up, I lifted his chin up just  
141 to open his airways because his mouth was open. So I lifted his chin up to see if he can get air  
142 through the airways. And I stood back up and I said, I have nothing. I looked over and I seen Grady  
143 and that's when I kind of stepped back and I, but they didn't come 'cause I figured they were staging  
144 and all the cars were in the way.  
145  
146 [01:10 PM / 04:10]  
147 Investigator Darrin Smith\_OPS Okay.  
148  
149 [01:10 PM / 04:10]  
150 Officer Jared White Patrol cars were in the way.  
151  
152 [01:10 PM / 04:17]  
153 Investigator Darrin Smith\_OPS But you had said before that if somebody doesn't have a pulse, the  
154 first thing you do is put on their back. Right?  
155  
156 [01:10 PM / 04:21]  
157 Officer Jared White Correct.  
158  
159 [01:10 PM / 04:22]  
160 Investigator Darrin Smith\_OPS Why didn't we put him on his back? Or why didn't you tell somebody  
161 we need to start C P R I? I just need you to explain why that didn't happen.  
162  
163 [01:10 PM / 04:29]  
164 Officer Jared White Well, the reason why I didn't, uh, put him on his back is because he was already  
165 handcuffed and I didn't know how C P R was like worked with handcuffing behind the back. 'cause  
166 they didn't teach that in the academy. They taught it with the hands on the side. Um, I didn't tell them.  
167 I just told them I don't have a pulse. And another officer was doing sternum rubs. So I didn't know how  
168 it all worked with everything.  
169  
170 [01:10 PM / 04:55]  
171 Investigator Darrin Smith\_OPS Okay. When E M S arrived, did the paramedic or E M T ask, uh, an  
172 officer or somebody to take the handcuffs off?  
173

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174 [01:11 PM / 05:03]  
175 **Officer Jared White** I'm not aware of that.  
176  
177 [01:11 PM / 05:04]  
178 **Investigator Darrin Smith\_OPS** Okay. Other than checking for a pulse and lifting his chin, as you  
179 explained to try to open his airway, was there any me other medical aid or assistance that you  
180 provided to the subject?  
181  
182 [01:11 PM / 05:15]  
183 **Officer Jared White** No.  
184  
185 [01:11 PM / 05:22]  
186 **Investigator Darrin Smith\_OPS** Is there anything else you'd like to add to your statement today?  
187  
188 [01:11 PM / 05:25]  
189 **Officer Jared White** No.  
190  
191 [01:11 PM / 05:26]  
192 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement?  
193  
194 [01:11 PM / 05:28]  
195 **Officer Jared White** Yes.  
196  
197 [01:11 PM / 05:29]  
198 **Investigator Darrin Smith\_OPS** You're aware that this is an open and ongoing investigation and  
199 you're not to discuss this case with anyone other than your attorney, union representative or peer  
200 rep?  
201  
202 [01:11 PM / 05:36]  
203 **Officer Jared White** Yes.  
204  
205 [01:11 PM / 05:36]  
206 **Investigator Darrin Smith\_OPS** Be advised that should become necessary in this investigation, You  
207 may be directed to submit to a computer voice stress analyzer exam for A P D S O P 31 20. Do you  
208 acknowledge this as official notification?  
209  
210 [01:11 PM / 05:47]  
211 **Officer Jared White** Yes.  
212  
213 [01:11 PM / 05:48]  
214 **Investigator Darrin Smith\_OPS** It's approximately 9:24 AM We'll go ahead and conclude this  
215 statement.  
216

ATLANTA POLICE DEPARTMENT  
Written Notice of Allegations

Employee: Officer Jared White APD ID # 8295 OPS#: 23-I-0417-ICD

**Allegation: (Type Allegation and Work Rule #)**

The Department requests an investigation into the allegation that Officer Jared White failed to render first aid to the male subject who was injured after a use of force incident.  
APD.SOP.2010/4.2.33 Conformance to Directives  
APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

**3.4 Employee Responsibilities**

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

**3.5 Employee Restrictions**

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

**3.6 Employee Rights**

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

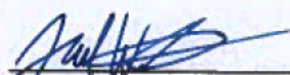
All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

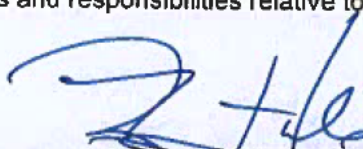
The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

 8-23-23  
Employee Signature/Date

 8/23/23  
Witness/Date



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

**OPS Complaint #** 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?     Yes     No

Officer Jared White  
(Employee's Printed Name)

  
(Employee's Signature)

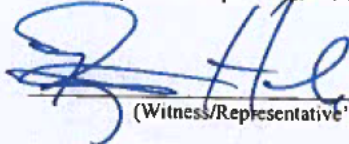
8-22-23  
(Date/Time)

Investigator Darrin Smith  
(Interviewer's Printed Name)

  
(Interviewer's Signature)

8/22/23  
(Date/Time)

  
(Witness Representative's Printed Name)

  
(Witness/Representative's Signature)

8/22/23 0722  
(Date/Time)



**Evidence Title: Officer Duc Vo Statement 8-23-2023.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 23, 2023 1:05 PM -04:00 and is 8m 2s in length**

1 [01:05 PM / 00:00]  
2 **Investigator Darrin Smith\_OPS** All right. Today is August 23rd, 2023. It's 8:38 AM I'm Investigator  
3 Darrin Smith with the Atlanta Police Department's Office of Professional Standards. I'm here today  
4 with Officer Duc Vo. Could you state and spell your first and last name for the record please?  
5  
6 [01:06 PM / 00:13]  
7 **Officer Duc Vo** First name Duc, D u c, last name VO, V o.  
8  
9 [01:06 PM / 00:16]  
10 **Investigator Darrin Smith\_OPS** Also present is Ritch Hale from the Police Union, I B P O. Could you  
11 state and spell your first and last name for the record, please?  
12  
13 [01:06 PM / 00:22]  
14 **Ritch Hale-IBPO** So, Ritch Hale, R i t c h, last name, H a l e.  
15  
16 [01:06 PM / 00:26]  
17 **Investigator Darrin Smith\_OPS** Thank you. Officer Vo, You're being questioned as a subject in an  
18 internal investigation file number 23-I- 0 4 1 7-ICD. All employees must answer questions and make  
19 available relevant material or sworn statements concerning an internal investigation when directed to  
20 do so by a disciplinary authority or duly appointed investigator. Employees may obtain representation  
21 but cannot delay questions from more than three hours beyond the time he or she was notified of the  
22 questioning. Except as authorized or required, an employee shall not interfere with nor contact  
23 persons involved in an internal investigation, nor disclose or discuss with anyone except the  
24 designated departmental authority, the existence of facts of an internal investigation. This restriction  
25 will not be construed to prohibit an employee from discussing any aspect of the investigation with his  
26 or her representative. Administrative statements made by employees and evidence gained by  
27 reasons of such statements may not be used against the employee in criminal proceedings involving  
28 the employee except a case of perjury. Do you understand that?  
29  
30 [01:07 PM / 01:25]  
31 **Officer Duc Vo** Yes.  
32  
33 [01:07 PM / 01:26]  
34 **Investigator Darrin Smith\_OPS** What is your four digit ID number?  
35  
36 [01:07 PM / 01:28]  
37 **Officer Duc Vo** 7 6 1 7.  
38  
39 [01:07 PM / 01:30]  
40 **Investigator Darrin Smith\_OPS** Have you read and signed your awareness statement for  
41 truthfulness as stated, A P D S O P 2010 employee work rule?  
42  
43 [01:07 PM / 01:35]  
44 **Officer Duc Vo** Yes.  
45  
46 [01:07 PM / 01:36]  
47 **Investigator Darrin Smith\_OPS** 4.1.03?  
48  
49 [01:07 PM / 01:37]  
50 **Officer Duc Vo** Yes.  
51  
52 [01:07 PM / 01:38]

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53 Investigator Darrin Smith\_OPS Okay. Where is your current assignment within the Atlanta Police  
54 Department?  
55  
56 [01:07 PM / 01:41]  
57 Officer Duc Vo Zone 4 Morning Watch.  
58  
59 [01:07 PM / 01:43]  
60 Investigator Darrin Smith\_OPS And how long have you been assigned to that unit?  
61  
62 [01:07 PM / 01:45]  
63 Officer Duc Vo Three years.  
64  
65 [01:07 PM / 01:46]  
66 Investigator Darrin Smith\_OPS And how long have you been working with the Atlanta Police  
67 Department?  
68  
69 [01:07 PM / 01:48]  
70 Officer Duc Vo Three Years.  
71  
72 [01:07 PM / 01:48]  
73 Investigator Darrin Smith\_OPS Okay. And were you working on August 10th, 2023 on morning  
74 watch?  
75  
76 [01:07 PM / 01:54]  
77 Officer Duc Vo Yes.  
78  
79 [01:07 PM / 01:55]  
80 Investigator Darrin Smith\_OPS And what capacity?  
81  
82 [01:07 PM / 01:58]  
83 Officer Duc Vo Uh, patrol.  
84  
85 [01:07 PM / 02:01]  
86 Investigator Darrin Smith\_OPS Okay. Were you patrolling a beat that you were assigned That day?  
87  
88 [01:07 PM / 02:04]  
89 Officer Duc Vo Yes, I'm by patrol 4 0 4.  
90  
91 [01:07 PM / 02:05]  
92 Investigator Darrin Smith\_OPS Okay. And was anybody riding the you that day?  
93  
94 [01:07 PM / 02:07]  
95 Officer Duc Vo Yes.  
96  
97 [01:07 PM / 02:07]  
98 Investigator Darrin Smith\_OPS And who was that?  
99  
100 [01:07 PM / 02:08]  
101 Officer Duc Vo Uh, Officer Z Davis.  
102  
103 [01:08 PM / 02:10]  
104 Investigator Darrin Smith\_OPS And who was Officer Davis?  
105  
106 [01:08 PM / 02:11]  
107 Officer Duc Vo She's my trainee.  
108  
109 [01:08 PM / 02:12]  
110 Investigator Darrin Smith\_OPS Okay.  
111  
112 [01:08 PM / 02:14]

113 **Investigator Darrin Smith\_OPS** Uh, just to clarify as to you, were, are you a Field Training Officer?  
114  
115 [01:08 PM / 02:20]  
116 **Officer Duc Vo** Yes, I am.  
117  
118 [01:08 PM / 02:20]  
119 **Investigator Darrin Smith\_OPS** Okay. So you're a certified field training officer?  
120  
121 [01:08 PM / 02:22]  
122 **Officer Duc Vo** Yes.  
123  
124 [01:08 PM / 02:22]  
125 **Investigator Darrin Smith\_OPS** Okay. With the City of Atlanta?  
126  
127 [01:08 PM / 02:23]  
128 **Officer Duc Vo** Yes.  
129  
130 [01:08 PM / 02:24]  
131 **Investigator Darrin Smith\_OPS** Okay. So she was assigned to you as part of a field training detail  
132 from the academy, correct?  
133  
134 [01:08 PM / 02:28]  
135 **Officer Duc Vo** Correct.  
136  
137 [01:08 PM / 02:28]  
138 **Investigator Darrin Smith\_OPS** Okay. And while you were working that evening around 11:58 PM  
139 did you guys respond to the area of Joseph E Lowry Boulevard and Cunningham Place?  
140  
141 [01:08 PM / 02:36]  
142 **Officer Duc Vo** Yes.  
143  
144 [01:08 PM / 02:37]  
145 **Investigator Darrin Smith\_OPS** And why did you respond there?  
146  
147 [01:08 PM / 02:38]  
148 **Officer Duc Vo** Um, it came over as a help, a help call, so we just responded when it was right  
149 around the corner.  
150  
151 [01:08 PM / 02:43]  
152 **Investigator Darrin Smith\_OPS** Okay. And that particular area there, is that fairly close relation to  
153 zone one and zone four line?  
154  
155 [01:08 PM / 02:49]  
156 **Officer Duc Vo** Uh, yes.  
157  
158 [01:08 PM / 02:50]  
159 **Investigator Darrin Smith\_OPS** Okay. And that's the reason you responded?  
160  
161 [01:08 PM / 02:52]  
162 **Officer Duc Vo** Yes.  
163  
164 [01:08 PM / 02:52]  
165 **Investigator Darrin Smith\_OPS** Okay. Other than it being a help call?  
166  
167 [01:08 PM / 02:53]  
168 **Officer Duc Vo** mm-hmm. <affirmative>  
169  
170 [01:08 PM / 02:54]  
171 **Investigator Darrin Smith\_OPS** you're in close proximity to the help call?  
172

A 8-3-10

173 [01:08 PM / 02:56]  
174 **Officer Duc Vo** Yeah.  
175  
176 [01:08 PM / 02:56]  
177 **Investigator Darrin Smith\_OPS** Okay. And when you arrived at the location, what did you observe?  
178  
179 [01:08 PM / 03:00]  
180 **Officer Duc Vo** Um, once I arrived up to the location, um, I was looking for the officer, the female that  
181 was in the corner. She told me the officer was right across the street. I ran to the, the area I noticed  
182 the officer standing there with the suspect laying next, sitting next to his leg. Um, blood was covering  
183 his face. I asked the officer what had happened. Um, he told me it was auto accident. He was given  
184 pretty much asking the gentleman to sign the citation. He refused the citation. Um, next thing I know,  
185 he told me the, when the officer tried to put handcuff on him, the gentleman resisted, um, the officer  
186 put him on the ground. The gentleman began to grab something of the officer. I'm not sure, I can't  
187 remember what happened. The officer punched him a couple times and then tased him.  
188  
189 [01:09 PM / 04:00]  
190 **Investigator Darrin Smith\_OPS** Okay. And is that, what do you, was, do you remember the officer's  
191 name?  
192  
193 [01:09 PM / 04:04]  
194 **Officer Duc Vo** Uh, no. Off of my back.  
195  
196 [01:09 PM / 04:07]  
197 **Investigator Darrin Smith\_OPS** Okay. But the officer indicated to you that he had to use physical  
198 force and utilize his taser, is that correct?  
199  
200 [01:10 PM / 04:12]  
201 **Officer Duc Vo** Correct.  
202  
203 [01:10 PM / 04:14]  
204 **Investigator Darrin Smith\_OPS** And what did you do next?  
205  
206 [01:10 PM / 04:16]  
207 **Officer Duc Vo** Um, I make sure he was okay. Next, you know, I received a phone call. Someone told  
208 me to, um, give him, give him do a sternum rub using the back end of my as baton. That when I went  
209 over and started giving the sternum rub with the ASP baton.  
210  
211 [01:10 PM / 04:35]  
212 **Investigator Darrin Smith\_OPS** Did the male subject have any reaction to that?  
213  
214 [01:10 PM / 04:38]  
215 **Officer Duc Vo** Uh, no, he did not.  
216  
217 [01:10 PM / 04:39]  
218 **Investigator Darrin Smith\_OPS** At any point did you or another officer determine the subject, did not  
219 have a pulse?  
220  
221 [01:10 PM / 04:43]  
222 **Officer Duc Vo** Uh, yes. Later on.  
223  
224 [01:10 PM / 04:44]  
225 **Investigator Darrin Smith\_OPS** Who was that, do you recall?  
226  
227 [01:10 PM / 04:46]  
228 **Officer Duc Vo** Um, it was me and Officer White.  
229  
230 [01:10 PM / 04:49]  
231 **Investigator Darrin Smith\_OPS** Okay. And you've been outta the academy for about three years?  
232

233 [01:10 PM / 04:53]  
234 **Officer Duc Vo** Yes.  
235  
236 [01:10 PM / 04:54]  
237 **Investigator Darrin Smith\_OPS** During your time at the academy, did you guys do any first aid  
238 training?  
239  
240 [01:10 PM / 04:57]  
241 **Officer Duc Vo** Yes, we did one day.  
242  
243 [01:10 PM / 04:59]  
244 **Investigator Darrin Smith\_OPS** Did you do any C P R training?  
245  
246 [01:10 PM / 05:00]  
247 **Officer Duc Vo** Yes.  
248  
249 [01:10 PM / 05:04]  
250 **Investigator Darrin Smith\_OPS** In that C P R training, if, uh, it was determined that an individual  
251 didn't have a pulse, what, what were your next steps?  
252  
253 [01:11 PM / 05:10]  
254 **Officer Duc Vo** Um, begin c Begin doing C P R, um, lay flat on the ground, uh, make sure he had no  
255 bruises or injury on his chest. And then start doing chest compression when, you know, locking your  
256 hand in, locking the arm and elbow out, press down about two inches, about 30 reps. And then, uh,  
257 yeah, that's all I can remember.  
258  
259 [01:11 PM / 05:40]  
260 **Investigator Darrin Smith\_OPS** Okay. Um, when you arrived at the scene, was E M S there yet?  
261  
262 [01:11 PM / 05:44]  
263 **Officer Duc Vo** Not yet.  
264  
265 [01:11 PM / 05:45]  
266 **Investigator Darrin Smith\_OPS** Do you recall how much time it lasted before e m s arrived? If You  
267 can't, that's fine.  
268  
269 [01:11 PM / 05:49]  
270 **Officer Duc Vo** I Can't.  
271  
272 [01:11 PM / 05:49]  
273 **Investigator Darrin Smith\_OPS** Okay. But they did eventually arrive?  
274  
275 [01:11 PM / 05:51]  
276 **Officer Duc Vo** Yes.  
277  
278 [01:11 PM / 05:51]  
279 **Investigator Darrin Smith\_OPS** Do you, do you recall specifically what they did when they arrived?  
280  
281 [01:11 PM / 05:54]  
282 **Officer Duc Vo** Uh, once EMS arrived, um, Grady, she took over, she layed on the ground, began  
283 doing C P R.  
284  
285 [01:11 PM / 06:04]  
286 **Investigator Darrin Smith\_OPS** Did. Did you recall if the E M S uh, requested, uh, somebody  
287 remove the handcuffs from the subject?  
288  
289 [01:11 PM / 06:09]  
290 **Officer Duc Vo** Yes.  
291  
292 [01:11 PM / 06:09]

293 Investigator Darrin Smith\_OPS Do you, do you recall remove those handcuffs?  
294  
295 [01:12 PM / 06:11]  
296 Officer Duc Vo Uh, It was either Officer Jibri or White, one of those two.  
297  
298 [01:12 PM / 06:16]  
299 Investigator Darrin Smith\_OPS Okay. But E M S did request  
300  
301 [01:12 PM / 06:17]  
302 Officer Duc Vo Yes.  
303  
304 [01:12 PM / 06:18]  
305 Investigator Darrin Smith\_OPS The removal of the handcuffs, is that correct?  
306  
307 [01:12 PM / 06:19]  
308 Officer Duc Vo Yes.  
309  
310 [01:12 PM / 06:20]  
311 Investigator Darrin Smith\_OPS Okay. Did you, did you attempt to take a pulse on the male subject?  
312  
313 [01:12 PM / 06:25]  
314 Officer Duc Vo Yes, I did.  
315  
316 [01:12 PM / 06:26]  
317 Investigator Darrin Smith\_OPS And Did you feel the pulse?  
318  
319 [01:12 PM / 06:27]  
320 Officer Duc Vo No.  
321  
322 [01:12 PM / 06:28]  
323 Investigator Darrin Smith\_OPS Can you explain why you did not conduct or at least provide some  
324 medical aid as you described in your training once you determined there was no pulse.  
325  
326 [01:12 PM / 06:36]  
327 Officer Duc Vo Due to the, uh, the situation, It didn't occur to me to, to do the C P R.  
328  
329 [01:12 PM / 06:42]  
330 Investigator Darrin Smith\_OPS What do you mean by the situation?  
331  
332 [01:12 PM / 06:44]  
333 Officer Duc Vo Um, the situation, how the, uh, officer described to me and then the situation of the  
334 subject that was on the ground, I couldn't remember to do C P R.  
335  
336 [01:12 PM / 06:56]  
337 Investigator Darrin Smith\_OPS I'm sorry, could you repeat that last Part?  
338  
339 [01:12 PM / 06:57]  
340 Officer Duc Vo I could, I don't remember doing, I can't remember to perform C P R.  
341  
342 [01:12 PM / 07:04]  
343 Investigator Darrin Smith\_OPS Okay. It's not that you weren't capable,  
344  
345 [01:12 PM / 07:07]  
346 Officer Duc Vo yeah  
347  
348 [01:12 PM / 07:07]  
349 Investigator Darrin Smith\_OPS you just didn't think to do.  
350  
351 [01:12 PM / 07:07]  
352 Officer Duc Vo yes

353  
354 [01:12 PM / 07:08]  
355 **Investigator Darrin Smith\_OPS** Is that what you're trying to tell me?  
356  
357 [01:12 PM / 07:09]  
358 **Officer Duc Vo** Yes, I'm my bad.  
359  
360 [01:13 PM / 07:10]  
361 **Investigator Darrin Smith\_OPS** Okay. Did you provide any medical assistance to the subject in  
362 handcuffs?  
363  
364 [01:13 PM / 07:15]  
365 **Officer Duc Vo** Um, the only thing I did was the stern rub.  
366  
367 [01:13 PM / 07:17]  
368 **Investigator Darrin Smith\_OPS** Okay. But you didn't do anything after you determined there wasn't  
369 a Pulse?  
370  
371 [01:13 PM / 07:21]  
372 **Officer Duc Vo** No, I did Not.  
373  
374 [01:13 PM / 07:22]  
375 **Investigator Darrin Smith\_OPS** Did any other officer out there to do any medical aid once they  
376 determined the subject didn't have Up pulse/  
377  
378 [01:13 PM / 07:27]  
379 **Officer Duc Vo** no.  
380  
381 [01:13 PM / 07:30]  
382 **Investigator Darrin Smith\_OPS** Is there anything else you'd like to add to your statement?  
383  
384 [01:13 PM / 07:33]  
385 **Officer Duc Vo** No.  
386  
387 [01:13 PM / 07:35]  
388 **Investigator Darrin Smith\_OPS** Good?  
389  
390 [01:13 PM / 07:36]  
391 **Ritch Hale-IBPO** Yeah.  
392  
393 [01:13 PM / 07:36]  
394 **Investigator Darrin Smith\_OPS** Okay.  
395  
396 [01:13 PM / 07:36]  
397 **Ritch Hale-IBPO** That was straight up.  
398  
399 [01:13 PM / 07:37]  
400 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement today?  
401  
402 [01:13 PM / 07:38]  
403 **Ritch Hale-IBPO** Yes.  
404  
405 [01:13 PM / 07:39]  
406 **Investigator Darrin Smith\_OPS** You are aware that this is an open and ongoing investigation and  
407 you're not to discuss this with anyone other than your attorney, union representative or peer rep?  
408  
409 [01:13 PM / 07:45]  
410 **Officer Duc Vo** Yes. I Understand.  
411  
412 [01:13 PM / 07:46]

413 **Investigator Darrin Smith\_OPS** Be advised that should become necessary in this investigation. You  
414 may be directed to submit to a computer voice stress analyzer exam per APD SOP 31 20. Do you  
415 acknowledge this as official notification?  
416

417 [01:13 PM / 07:56]

418 **Officer Duc Vo** Yes.  
419

420 [01:13 PM / 07:57]

421 **Investigator Darrin Smith\_OPS** It's approximately 8:46 AM we'll go ahead and conclude this  
422 statement.  
423

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**ATLANTA POLICE DEPARTMENT**  
**Written Notice of Allegations**

Employee: Officer Duc Vo

APD ID # 7617

OPS#: 23-I-0417-ICD

**Allegation: (Type Allegation and Work Rule #)**

The Department requests an investigation into the allegation that Officer Duc Vo failed to render first aid to the male subject who was injured after a use of force incident.

APD.SOP.2010/4.2.33 Conformance to Directives

APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

**3.4 Employee Responsibilities**

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

**3.5 Employee Restrictions**

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

**3.6 Employee Rights**

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation.

An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.


All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

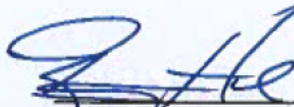
The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

 8-23-23  
Employee Signature/Date

 8/23/23  
Witness/Date

*p-8-9-10*



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

OPS Complaint # 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?     Yes     No

Officer Duc Vo  
\_\_\_\_\_  
(Employee's Printed Name)

*Duc Vo*  
\_\_\_\_\_  
(Employee's Signature)

8-23-23 8:35  
\_\_\_\_\_  
(Date/Time)

Investigator Darrin Smith  
\_\_\_\_\_  
(Interviewer's Printed Name)

*Darrin Smith*  
\_\_\_\_\_  
(Interviewer's Signature)

8/23/23  
\_\_\_\_\_  
(Date/Time)

*RITCH HALE*  
\_\_\_\_\_  
(Witness Representative's Printed Name)

*Ritch Hale*  
\_\_\_\_\_  
(Witness/Representative's Signature)

8/23/23 0835  
\_\_\_\_\_  
(Date/Time)

Evidence Title: Officer Maseh Jibri Statement 8-23-23.MP3

This transcript has been verified by Smith, Darrin (4206)

This transcript starts at Aug 23, 2023 7:03 PM -04:00 and is 11m 15s in length

1 [07:03 PM / 00:00]  
2 **Investigator Darrin Smith\_OPS** All right. Today's August 23rd, 2023. It's 3:05 PM I'm Investigator  
3 Darrin Smith with the Atlanta Police Department's Office of Professional Standards. I'm here today  
4 with Officer Maseh Jabre. Could you state and spell your first and last name for the record, please?  
5  
6 [07:03 PM / 00:16]  
7 **Officer Maseh Jibri** Yes, Sir. Uh, first name's gonna be Maseh, M a s e h, last name Jibri, J i b r i.  
8  
9 [07:03 PM / 00:24]  
10 **Investigator Darrin Smith\_OPS** Thank you. And also present is, uh, Sergeant Kindu Franklin. Um,  
11 could you state your name, first and last name, and spell it, and your reason for being here today?  
12  
13 [07:03 PM / 00:33]  
14 **Sergeant Kindu Franklin-Peer Rep** Uh, first name is Kindu, K i n d u, last name Franklin, F r a k l i  
15 n.. And I'm the peer representative for Officer Jibri.  
16  
17 [07:03 PM / 00:43]  
18 **Investigator Darrin Smith\_OPS** Officer Jibri you're being questioned as a subject to an internal  
19 investigation in file number 23-I- 0 4 1 7-ICD. All employees must answer questions and make  
20 available relevant materials or sworn statements concerning an internal investigation when directed to  
21 do so by a disciplinary authority, or duly appointed investigator. Employees may obtain representation  
22 but cannot delay questioning for more than three hours beyond the time he or she was notified of the  
23 questioning. Except as authorized or required, an employee shall not interfere with nor contact  
24 persons involved in internal investigation, nor disclose or discuss with anyone except the designated  
25 departmental authority, the existence of facts of an internal investigation. This restriction will not be  
26 construed to prohibit an employee from discussing any aspect of the investigation with those or her  
27 representative. Administrative statements made by employees and evidence gained by reasons of  
28 such statements may not be used against the employee in criminal proceedings involving the  
29 employee except a case of perjury. Do you understand that?  
30  
31 [07:04 PM / 01:43]  
32 **Officer Maseh Jibri** Yes, sir.  
33  
34 [07:04 PM / 01:43]  
35 **Investigator Darrin Smith\_OPS** You got to speak up a little bit?  
36  
37 [07:04 PM / 01:45]  
38 **Officer Maseh Jibri** Yes, Sir.  
39  
40 [07:04 PM / 01:45]  
41 **Investigator Darrin Smith\_OPS** What's your four digit ID number?  
42  
43 [07:05 PM / 01:47]  
44 **Officer Maseh Jibri** 7 6 6 8.  
45  
46 [07:05 PM / 01:51]  
47 **Investigator Darrin Smith\_OPS** Have you read and signed your awareness statement for  
48 truthfulness as stated in A P D S O P 2010 employee work rule 4.1.03?  
49  
50 [07:05 PM / 01:59]  
51 **Officer Maseh Jibri** Yes.  
52  
53 [07:05 PM / 02:00]

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54 **Investigator Darrin Smith\_OPS** What is your current assignment within the Atlanta Police  
55 Department?  
56  
57 [07:05 PM / 02:04]  
58 **Officer Maseh Jibri** I'm patrol officer.  
59  
60 [07:05 PM / 02:05]  
61 **Investigator Darrin Smith\_OPS** Which zone? In which watch  
62  
63 [07:05 PM / 02:06]  
64 **Officer Maseh Jibri** Zone? One morning watch.  
65  
66 [07:05 PM / 02:08]  
67 **Investigator Darrin Smith\_OPS** And, how long have you been working with the Atlanta Police  
68 Department?  
69  
70 [07:05 PM / 02:12]  
71 **Officer Maseh Jibri** Four years.  
72  
73 [07:05 PM / 02:13]  
74 **Investigator Darrin Smith\_OPS** Okay. And were you working on August 10th, 2023?  
75  
76 [07:05 PM / 02:18]  
77 **Officer Maseh Jibri** Yes.  
78  
79 [07:05 PM / 02:18]  
80 **Investigator Darrin Smith\_OPS** In what capacity?  
81  
82 [07:05 PM / 02:22]  
83 **Officer Maseh Jibri** Uh, it was two of us.  
84  
85 [07:05 PM / 02:24]  
86 **Investigator Darrin Smith\_OPS** Okay. Were you assigned to a beat as your primary beat officer  
87 function?  
88  
89 [07:05 PM / 02:28]  
90 **Officer Maseh Jibri** Yes.  
91  
92 [07:05 PM / 02:28]  
93 **Investigator Darrin Smith\_OPS** Okay, and what zone In zone one?  
94  
95 [07:05 PM / 02:31]  
96 **Officer Maseh Jibri** Zone one.  
97  
98 [07:05 PM / 02:31]  
99 **Investigator Darrin Smith\_OPS** Okay. And you said he had somebody with you?  
100  
101 [07:05 PM / 02:33]  
102 **Officer Maseh Jibri** Yes, sir.  
103  
104 [07:05 PM / 02:34]  
105 **Investigator Darrin Smith\_OPS** Who was riding with you?  
106  
107 [07:05 PM / 02:39]  
108 **Officer Maseh Jibri** I do not remember the officer's name.  
109  
110 [07:05 PM / 02:42]  
111 **Investigator Darrin Smith\_OPS** Officer White?  
112  
113 [07:05 PM / 02:44]

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114 **Officer Maseh Jibri** Yes. It was white? Yes, it was.  
115  
116 [07:05 PM / 02:45]  
117 **Investigator Darrin Smith\_OPS** Okay. Just I understand, I don't expect to remember a little to detail  
118 just  
119  
120 [07:06 PM / 02:49]  
121 **Officer Maseh Jibri** right. Yeah, It's, it was white  
122  
123 [07:06 PM / 02:50]  
124 **Officer Maseh Jibri** That's fine. Okay.  
125  
126 [07:06 PM / 02:51]  
127 **Investigator Darrin Smith\_OPS** And did you respond to Joseph E. Lowery Boulevard and  
128 Cunningham Place at approximately 11:58 PM that evening?  
129  
130 [07:06 PM / 02:58]  
131 **Officer Maseh Jibri** Yes.  
132  
133 [07:06 PM / 02:58]  
134 **Investigator Darrin Smith\_OPS** And why was that?  
135  
136 [07:06 PM / 03:00]  
137 **Officer Maseh Jibri** Uh, officer put up a help call.  
138  
139 [07:06 PM / 03:02]  
140 **Investigator Darrin Smith\_OPS** Okay. And when you arrived, what did you observe?  
141  
142 [07:06 PM / 03:06]  
143 **Officer Maseh Jibri** When I first got on scene, um, which was moments after the officer had detained  
144 male, I observed, um, the male propped up against the officer's leg. Um, wasn't really responsive, but  
145 he had, uh, he had advised me they had, they had just got out of, um, out of a, a physical dispute with  
146 each other. And, um, he was waiting on Grady to get on the scene. So when I got there, I replaced,  
147 um, his position of the officer that was holding him up and I, uh, held the male up until the paramedics  
148 arrived.  
149  
150 [07:07 PM / 03:50]  
151 **Investigator Darrin Smith\_OPS** Okay. Do you remember that officer's name?  
152  
153 [07:07 PM / 03:53]  
154 **Officer Maseh Jibri** Kimbrough  
155  
156 [07:07 PM / 03:53]  
157 **Investigator Darrin Smith\_OPS** Okay. Did Officer Kimbrough tell you, um, his interaction with the  
158 male that was in handcuffs that you couldn't recall?  
159  
160 [07:07 PM / 04:02]  
161 **Officer Maseh Jibri** I heard bits and pieces of it that, um, I believe he was trying to get him to sign a  
162 citation and, um, the male refused. And when he tried to get him out of the vehicle, I think that's when  
163 he started, uh, they started fighting each other. I don't know who hit who first or whatever. I wasn't  
164 there.  
165  
166 [07:07 PM / 04:22]  
167 **Investigator Darrin Smith\_OPS** I'm sorry. Did Officer Kimbrough indicate that he utilized his taser at  
168 any point that you can recall?  
169  
170 [07:07 PM / 04:26]  
171 **Officer Maseh Jibri** He did.  
172  
173 [07:07 PM / 04:26]

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174 **Investigator Darrin Smith\_OPS** Okay. You said you were holding the arrested subject up. Was he in  
175 a seated position or laying down or on a side?  
176  
177 [07:07 PM / 04:41]  
178 **Officer Maseh Jibri** He was in a seated position.  
179  
180 [07:07 PM / 04:42]  
181 **Investigator Darrin Smith\_OPS** Okay. And was he handcuffed behind his Back?  
182  
183 [07:07 PM / 04:44]  
184 **Officer Maseh Jibri** Yes, sir.  
185  
186 [07:07 PM / 04:45]  
187 **Investigator Darrin Smith\_OPS** Okay. And fair to say was you were standing upright, would he be,  
188 would you be holding him up if he's like propped up against your leg? Is that what you were trying to?  
189  
190 [07:08 PM / 04:52]  
191 **Officer Maseh Jibri** yes.  
192  
193 [07:08 PM / 04:53]  
194 **Investigator Darrin Smith\_OPS** Okay. Did other officers eventually show up?  
195  
196 [07:08 PM / 04:56]  
197 **Officer Maseh Jibri** Yes.  
198  
199 [07:08 PM / 04:56]  
200 **Investigator Darrin Smith\_OPS** From other areas in the city?  
201  
202 [07:08 PM / 04:58]  
203 **Officer Maseh Jibri** Yes, sir.  
204  
205 [07:08 PM / 04:58]  
206 **Investigator Darrin Smith\_OPS** Okay. And during that time there did, did you recall if any officer  
207 attempted to take, uh, the pulse of the male subject?  
208  
209 [07:08 PM / 05:04]  
210 **Officer Maseh Jibri** Yes.  
211  
212 [07:08 PM / 05:05]  
213 **Investigator Darrin Smith\_OPS** And Did at any point, did you or another officer either indicate that  
214 the subject did not have a pulse?  
215  
216 [07:08 PM / 05:12]  
217 **Officer Maseh Jibri** Yes.  
218  
219 [07:08 PM / 05:13]  
220 **Investigator Darrin Smith\_OPS** And what did you do after that, once you received that information?  
221  
222 [07:08 PM / 05:17]  
223 **Officer Maseh Jibri** Um, given off of the, the size of the male, I wasn't sure if I was doing it correctly,  
224 if I was able to get a pulse off of him. 'cause he was a, he was a heavysset male, so I didn't know if that  
225 was the case of why I wasn't receiving that, that pulse.  
226  
227 [07:08 PM / 05:32]  
228 **Investigator Darrin Smith\_OPS** Okay.  
229  
230 [07:08 PM / 05:32]  
231 **Officer Maseh Jibri** From,  
232  
233 [07:08 PM / 05:33]

234 Investigator Darrin Smith\_OPS did, did multiple other officers check for a pulse?  
235  
236 [07:08 PM / 05:37]  
237 Officer Maseh Jibri I believe so. I can't remember.  
238  
239 [07:08 PM / 05:39]  
240 Investigator Darrin Smith\_OPS Okay. Did any of them tell you that? Did any of them make a  
241 comment? Not telling you specifically that I, that I don't feel a pulse from this guy?  
242  
243 [07:09 PM / 05:48]  
244 Officer Maseh Jibri I can't remember.  
245  
246 [07:09 PM / 05:49]  
247 Investigator Darrin Smith\_OPS Okay.  
248  
249 [07:09 PM / 05:49]  
250 Officer Maseh Jibri It was a lot going on.  
251  
252 [07:09 PM / 05:50]  
253 Investigator Darrin Smith\_OPS Okay. Um, during your training at the academy, did you receive any  
254 specific training in C P R?  
255  
256 [07:09 PM / 05:57]  
257 Officer Maseh Jibri Yes.  
258  
259 [07:09 PM / 05:58]  
260 Investigator Darrin Smith\_OPS And other first aid techniques?  
261  
262 [07:09 PM / 05:59]  
263 Officer Maseh Jibri Yes.  
264  
265 [07:09 PM / 06:00]  
266 Investigator Darrin Smith\_OPS Okay. If, uh, you can't determine that there's a pulse on an  
267 individual, what were you trained to do during your C P R training?  
268  
269 [07:09 PM / 06:08]  
270 Officer Maseh Jibri Um, I believe we was, uh, they advised that we do chest compressions at some  
271 point.  
272  
273 [07:09 PM / 06:13]  
274 Investigator Darrin Smith\_OPS Okay. And based on the assessment from either yourself or other  
275 officers out there, did you feel that C P R should or should not have been done and why?  
276  
277 [07:09 PM / 06:28]  
278 Officer Maseh Jibri Well, I heard, um, somewhere down the line that the male had, um, alcohol and  
279 drugs in his car, and I thought that the reason why he was unresponsive was related to that. So I  
280 didn't know that, you know, if I had, if I should start doing chest compressions right up, right up front,  
281 right off bat like that. So what I did, I just propped him up so his airways could stay clear until the  
282 paramedics arrived. Hopefully they was going to have like some Narcan or something like that to kind  
283 of revive the male. So I just kept him in an upright position so he could breathe.  
284  
285 [07:10 PM / 07:06]  
286 Investigator Darrin Smith\_OPS When did you hear about that, that there may or may not be drugs  
287 in the car? And who told you?  
288  
289 [07:10 PM / 07:15]  
290 Officer Maseh Jibri I'm not sure. I'm not sure. One of the officers I believe said something about  
291 there was alcohol in the car or he recovered drugs from the car or something like that.  
292  
293 [07:10 PM / 07:24]

294 **Investigator Darrin Smith\_OPS** Was this before or after E M S arrived?  
295  
296 [07:10 PM / 07:26]  
297 **Officer Maseh Jibri** I think this was before.  
298  
299 [07:10 PM / 07:35]  
300 **Investigator Darrin Smith\_OPS** Did you provide any medical aid or assistance to the subject in  
301 handcuffs?  
302  
303 [07:10 PM / 07:41]  
304 **Officer Maseh Jibri** Well, in my opinion, me propping him up was me trying to assist him in some  
305 kind of form of aid because I didn't want him to lay on his back flat where he couldn't breathe.  
306  
307 [07:11 PM / 07:52]  
308 **Investigator Darrin Smith\_OPS** So at any point did any of the officers up there indicate that they  
309 should be C P R should be given to this individual?  
310  
311 [07:11 PM / 07:58]  
312 **Officer Maseh Jibri** No, sir.  
313  
314 [07:11 PM / 08:09]  
315 **Investigator Darrin Smith\_OPS** So other than hold, propping him up until EMS arrived, did you do  
316 anything else?  
317  
318 [07:11 PM / 08:16]  
319 **Officer Maseh Jibri** Uh, I don't recall doing anything else.  
320  
321 [07:11 PM / 08:18]  
322 **Investigator Darrin Smith\_OPS** Okay. When E M S arrived, did the, one of the paramedics or E M  
323 Ts asked us to, if we could remove the handcuffs from the subject?  
324  
325 [07:11 PM / 08:25]  
326 **Officer Maseh Jibri** Yes.  
327  
328 [07:11 PM / 08:25]  
329 **Investigator Darrin Smith\_OPS** Okay. And do you recall who removed those handcuffs?  
330  
331 [07:11 PM / 08:27]  
332 **Officer Maseh Jibri** I Did.  
333  
334 [07:11 PM / 08:29]  
335 **Investigator Darrin Smith\_OPS** Okay. And was that, what was the reason for removing the  
336 handcuffs?  
337  
338 [07:11 PM / 08:35]  
339 **Officer Maseh Jibri** They were trying to lay him down, and then I think they were about to start the C  
340 P R process on him.  
341  
342 [07:11 PM / 08:40]  
343 **Investigator Darrin Smith\_OPS** Okay. At any point before E M S arrived, did anybody come to any  
344 type of conclusion that maybe we should render some aid to this individual and take his handcuffs  
345 off?  
346  
347 [07:12 PM / 08:52]  
348 **Officer Maseh Jibri** I don't recall anyone saying anything about taking his handcuffs off.  
349  
350 [07:12 PM / 08:56]  
351 **Investigator Darrin Smith\_OPS** Is there any particular reason we didn't remove his handcuffs?  
352 When there was a, lemme rephrase that. At any point did the, did the male appear to be unresponsive  
353 and not moving?

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354  
355 [07:12 PM / 09:06]  
356 **Officer Maseh Jibri** Yes.  
357  
358 [07:12 PM / 09:06]  
359 **Investigator Darrin Smith\_OPS** Okay. At any point after that, was there a particular reason why we,  
360 that the handcuffs was still remained on the subject when he appeared to be unresponsive?  
361  
362 [07:12 PM / 09:16]  
363 **Officer Maseh Jibri** Um, I didn't remove him myself because, like I said, I didn't know exactly what  
364 condition the male was in, so I didn't want to risk, you know, taking someone else out of outta  
365 custody. And then you know He, uh, gets up or whatever, wake up and then, you know, now we have  
366 to try to re detain him and, and all that. So I left him, well, I didn't bother taking the cuffs off at that  
367 time.  
368  
369 [07:12 PM / 09:41]  
370 **Investigator Darrin Smith\_OPS** when the subject was sitting on the ground. Did he give any  
371 indication to you that he would be combative at any point regardless of whether the handcuffs were  
372 on or off?  
373  
374 [07:13 PM / 09:52]  
375 **Officer Maseh Jibri** Well, I figured if, if he was to, you know, come back, um, responsive, then yes,  
376 he would've been combative going off of the previous event from the other officer.  
377  
378 [07:13 PM / 10:03]  
379 **Investigator Darrin Smith\_OPS** Okay. But at no point did he ever become combative, is that  
380 correct?  
381  
382 [07:13 PM / 10:06]  
383 **Officer Maseh Jibri** No, sir.  
384  
385 [07:13 PM / 10:08]  
386 **Investigator Darrin Smith\_OPS** At least when you were there  
387  
388 [07:13 PM / 10:09]  
389 **Officer Maseh Jibri** Right.  
390  
391 [07:13 PM / 10:09]  
392 **Investigator Darrin Smith\_OPS** Talking what you witnessed and what you observed.  
393  
394 [07:13 PM / 10:11]  
395 **Officer Maseh Jibri** Right.  
396  
397 [07:13 PM / 10:11]  
398 **Investigator Darrin Smith\_OPS** At no point did he become combative?  
399  
400 [07:13 PM / 10:13]  
401 **Officer Maseh Jibri** No, sir. Did he say anything?  
402  
403 [07:13 PM / 10:14]  
404 **Investigator Darrin Smith\_OPS** No, sir.  
405  
406 [07:13 PM / 10:15]  
407 **Officer Maseh Jibri** He wasn't talking at all?  
408  
409 [07:13 PM / 10:16]  
410 **Investigator Darrin Smith\_OPS** No, sir. Did he appear to be breathing?  
411  
412 [07:13 PM / 10:19]  
413 **Officer Maseh Jibri** No, sir.

414  
415 [07:13 PM / 10:19]  
416 **Investigator Darrin Smith\_OPS** Okay. And just to clarify, based on he didn't appear to be breathing,  
417 he was unresponsive and may or may not have had a pulse from what your statement said.  
418  
419 [07:13 PM / 10:31]  
420 **Officer Maseh Jibri** Correct.  
421  
422 [07:13 PM / 10:32]  
423 **Investigator Darrin Smith\_OPS** You didn't provide any medical assistance based on that information  
424 other than holding them upright, is that correct?  
425  
426 [07:13 PM / 10:38]  
427 **Officer Maseh Jibri** Correct.  
428  
429 [07:13 PM / 10:41]  
430 **Investigator Darrin Smith\_OPS** Is there anything else you want to add to your statement today?  
431  
432 [07:14 PM / 10:48]  
433 **Officer Maseh Jibri** No.  
434  
435 [07:14 PM / 10:49]  
436 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement?  
437  
438 [07:14 PM / 10:51]  
439 **Officer Maseh Jibri** Yes.  
440  
441 [07:14 PM / 10:51]  
442 **Investigator Darrin Smith\_OPS** You're aware that this is an open and ongoing investigation and  
443 you're not to discuss this case with anyone other than your attorney, union representative or peer  
444 rep?  
445  
446 [07:14 PM / 10:59]  
447 **Officer Maseh Jibri** Yes.  
448  
449 [07:14 PM / 10:59]  
450 **Investigator Darrin Smith\_OPS** Be advised that should it become necessary in this investigation,  
451 you may be directed to submit to a computer voice stress analyzer exam per APD SOP 31 20. Do you  
452 acknowledge this as official notification?  
453  
454 [07:14 PM / 11:10]  
455 **Officer Maseh Jibri** Yes.  
456  
457 [07:14 PM / 11:10]  
458 **Investigator Darrin Smith\_OPS** It's approximately 3:16 PM We'll go ahead and conclude the  
459 statement.  
460

A9-8-10

ATLANTA POLICE DEPARTMENT  
Written Notice of Allegations

Employee: Officer Maseh Jibri

APD ID # 7668

OPS#: 23-I-0417-ICD

**Allegation: (Type Allegation and Work Rule #)**

The Department requests an investigation into the allegation that Officer Maseh Jibri failed to render first aid to the male subject who was injured after a use of force incident.

APD.SOP.2010/4.2.33 Conformance to Directives

APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

**3.4 Employee Responsibilities**

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

**3.5 Employee Restrictions**

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

**3.6 Employee Rights**

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

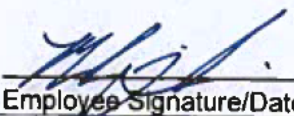
All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

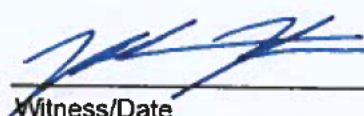
The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

 8/23/23  
Employee Signature/Date

 8/23/23  
Witness/Date



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

**OPS Complaint #** 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of **APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:**

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?     Yes     No

Officer Maseh Jibri  
(Employee's Printed Name)

*Maseh Jibri*  
(Employee's Signature)

8/23/23  
(Date/Time)

Investigator Darrin Smith  
(Interviewer's Printed Name)

*Darrin Smith*  
(Interviewer's Signature)

8/23/23  
(Date/Time)

*Kindu Franklin*  
(Witness Representative's Printed Name)

*Kindu Franklin*  
(Witness/Representative's Signature)

8/23/23  
(Date/Time)

**Evidence Title: Officer Zaniya Davis Statement 8-24-2023.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 24, 2023 11:54 AM -04:00 and is 8m 42s in length**

1 [11:54 AM / 00:00]  
2 **Investigator Darrin Smith\_OPS** Today is August 24th, 2023. It's 10:43 AM I'm Investigator Darrin  
3 Smith with the Atlanta Police Department's Office Professional Standards. I'm here this morning with  
4 officer, is it Zaniya Davis? Yes. Could you state and spell your first and last name for the record,  
5 please?  
6  
7 [11:54 AM / 00:17]  
8 **Officer Zaniya Davis** Yes, Zaniya is Z A N I Y A. Last name is Davis, D a v i s.  
9  
10 [11:54 AM / 00:24]  
11 **Investigator Darrin Smith\_OPS** And also present is Michael Pullium from the Police Union, I B P O.  
12 Could you state and spell your first and last name for the record, please?  
13  
14 [11:54 AM / 00:30]  
15 **Michael Pulliam\_IBPO** Michael Pullum, m i c h a e L P U L L I A M from I B P O.  
16  
17 [11:54 AM / 00:36]  
18 **Investigator Darrin Smith\_OPS** Thank you, Officer Davis You're being questioned as a subject in an  
19 internal investigation and file number 23-I- 0 4 1 7 -ICD. All employees must answer questions and  
20 make available relevant material or sworn statements concerning an internal investigation when  
21 directed to do so by a disciplinary authority or duly appointed investigator. Employees may obtain  
22 representation but cannot delay questioning for more than three hours beyond the time he or she was  
23 notified of the questioning. Except as authorized or required, an employee shall not interfere with nor  
24 contact persons involved in an internal investigation nor disclose or discusse with anyone except the  
25 designated apart designated departmental authority, the existence of facts of an internal investigation.  
26 This restriction will not be construed to prohibit an an employee from discussing any aspect of the  
27 investigation with his or her representative. Administrative Statements made by employees and  
28 evidence gained by reasons of such statements may not be used against the employee in criminal  
29 proceedings involving the employee except the case of perjury. Do you understand that?  
30  
31 [11:56 AM / 01:44]  
32 **Officer Zaniya Davis** Yes.  
33  
34 [11:56 AM / 01:44]  
35 **Investigator Darrin Smith\_OPS** What is your four digit ID number?  
36  
37 [11:56 AM / 01:46]  
38 **Officer Zaniya Davis** 8 2 9 1.  
39  
40 [11:56 AM / 01:48]  
41 **Investigator Darrin Smith\_OPS** Have You read and signed your awareness statement for  
42 truthfulness as stated in a P D S O P 2010 employee work rule 4.1.03?  
43  
44 [11:56 AM / 01:56]  
45 **Officer Zaniya Davis** Yes.  
46  
47 [11:56 AM / 01:57]  
48 **Investigator Darrin Smith\_OPS** What is your current assignment within the Atlanta Police  
49 Department?  
50  
51 [11:56 AM / 02:00]  
52 **Officer Zaniya Davis** I'm currently in field training.  
53

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54 [11:56 AM / 02:02]  
55 Investigator Darrin Smith\_OPS And Would Field training mean you're still assigned to the training  
56 academy?  
57  
58 [11:56 AM / 02:10]  
59 Officer Zaniya Davis That Is correct.  
60  
61 [11:56 AM / 02:11]  
62 Investigator Darrin Smith\_OPS Okay. And what, do you know what week you are on your field  
63 training?  
64  
65 [11:56 AM / 02:15]  
66 Officer Zaniya Davis Um, I'm currently in my fourth phase.  
67  
68 [11:56 AM / 02:18]  
69 Investigator Darrin Smith\_OPS Do you know what week that is? You you're in a 12 week program,  
70 correct?  
71  
72 [11:56 AM / 02:20]  
73 Officer Zaniya Davis Correct.  
74  
75 [11:56 AM / 02:21]  
76 Investigator Darrin Smith\_OPS Do you know what week that is?  
77  
78 [11:56 AM / 02:22]  
79 Officer Zaniya Davis No.  
80  
81 [11:56 AM / 02:22]  
82 Investigator Darrin Smith\_OPS Okay. Um, and how long have you been working with the police  
83 department?  
84  
85 [11:56 AM / 02:27]  
86 Officer Zaniya Davis I sworn in on June 21st, of 2023.  
87  
88 [11:56 AM / 02:35]  
89 Investigator Darrin Smith\_OPS And how long have you been employed with the Atlanta Police  
90 Department before you swear and date?  
91  
92 [11:56 AM / 02:40]  
93 Officer Zaniya Davis I got hired on August 18th, 2022.  
94  
95 [11:57 AM / 02:46]  
96 Investigator Darrin Smith\_OPS And were you working on August 10th, 2023?  
97  
98 [11:57 AM / 02:50]  
99 Officer Zaniya Davis Yes.  
100  
101 [11:57 AM / 02:51]  
102 Investigator Darrin Smith\_OPS Okay. And were you, what zone were you assigned to?  
103  
104 [11:57 AM / 02:54]  
105 Officer Zaniya Davis Zone four. Morning Watch.  
106  
107 [11:57 AM / 02:56]  
108 Investigator Darrin Smith\_OPS And who's your field training officer?  
109  
110 [11:57 AM / 02:58]  
111 Officer Zaniya Davis Officer Duc Vo.  
112  
113 [11:57 AM / 02:59]

114 **Investigator Darrin Smith\_OPS** Okay. And approximately 11:58 PM did you guys respond to the  
115 area of Joseph E Boulevard and Cunningham Place?  
116  
117 [11:57 AM / 03:07]  
118 **Officer Zaniya Davis** Yes.  
119  
120 [11:57 AM / 03:08]  
121 **Investigator Darrin Smith\_OPS** And what was the reason for your response?  
122  
123 [11:57 AM / 03:10]  
124 **Officer Zaniya Davis** Uh, radio got dispatch, got on radio and said that there was a five nine right  
125 away.  
126  
127 [11:57 AM / 03:16]  
128 **Investigator Darrin Smith\_OPS** And for the record, what does a five nine right Away?  
129  
130 [11:57 AM / 03:18]  
131 **Officer Zaniya Davis** Me, officer now  
132  
133 [11:57 AM / 03:19]  
134 **Investigator Darrin Smith\_OPS** Okay. Would that be, to clarify, would that in most cases mean that  
135 an officer needs assistance?  
136  
137 [11:57 AM / 03:28]  
138 **Officer Zaniya Davis** Yes.  
139  
140 [11:57 AM / 03:31]  
141 **Investigator Darrin Smith\_OPS** And you guys respond to that location based on the call for  
142 assistance by another officer?  
143  
144 [11:57 AM / 03:36]  
145 **Officer Zaniya Davis** I'm sorry, repeat that.  
146  
147 [11:57 AM / 03:37]  
148 **Investigator Darrin Smith\_OPS** Did you guys, and is that the reason you responded to that location  
149 because an officer put up a help call?  
150  
151 [11:57 AM / 03:41]  
152 **Officer Zaniya Davis** Yes.  
153  
154 [11:57 AM / 03:42]  
155 **Investigator Darrin Smith\_OPS** What did you do? I'm sorry? When you arrived at the location, what  
156 did you observe?  
157  
158 [11:58 AM / 03:47]  
159 **Officer Zaniya Davis** When I arrived at the location, we seen, um, females standing at the  
160 intersection. They navigated my F T O where the, um, officer was, my officer, my F T O took off  
161 running and then I followed behind. When we got there, we, we seen that a male was sitting on the  
162 ground leaning against the officer's knee. Um, I stood there next to my F T O. My F T O provided a  
163 sternum rub on the chest and I was just standing off by the side to make sure that no one would, I  
164 guess get next to them. So basically just securing the scene.  
165  
166 [11:58 AM / 04:28]  
167 **Investigator Darrin Smith\_OPS** Okay. While you were standing there, did any officer give an  
168 indication of what happened to the male and why he was in handcuffs before you guys arrived?  
169  
170 [11:58 AM / 04:38]  
171 **Officer Zaniya Davis** Yes.  
172  
173 [11:58 AM / 04:38]

174 **Investigator Darrin Smith\_OPS** And what did, and what information did, had you received? I don't  
175 need to know specifically where it came from, but what information did you gather?  
176  
177 [11:59 AM / 04:44]  
178 **Officer Zaniya Davis** So I didn't receive it. My F T O asked the officer that was in the initial situ In the  
179 initial situation, what happened  
180  
181 [11:59 AM / 04:52]  
182 **Investigator Darrin Smith\_OPS** And did you overhear the officer's response?  
183  
184 [11:59 AM / 04:55]  
185 **Officer Zaniya Davis** I, I heard that the officer stated that he was trying to give him a traffic ticket for  
186 the accident and he wouldn't sign the, um, ticket. And after that, that's when I guess the situation  
187 occurred. That's what I heard.  
188  
189 [11:59 AM / 05:09]  
190 **Investigator Darrin Smith\_OPS** Did you hear what the situation was specifically?  
191  
192 [11:59 AM / 05:11]  
193 **Officer Zaniya Davis** No, that he was just refusing to sign.  
194  
195 [11:59 AM / 05:13]  
196 **Investigator Darrin Smith\_OPS** Okay. Did you get, did you hear any response from any of the  
197 officers to say that there was a physical struggle or there was a use of taser? Did you overhear any of  
198 that conversation?  
199  
200 [11:59 AM / 05:23]  
201 **Officer Zaniya Davis** I did not hear that it was a use of taser.  
202  
203 [11:59 AM / 05:27]  
204 **Investigator Darrin Smith\_OPS** And while you were out there at any point, uh, did, did you or any  
205 other officers indicate that the subject did not have a pulse?  
206  
207 [11:59 AM / 05:34]  
208 **Officer Zaniya Davis** No.  
209  
210 [11:59 AM / 05:36]  
211 **Investigator Darrin Smith\_OPS** At any point while you were out there, did you or another officer  
212 determine the subject was or was not breathing?  
213  
214 [11:59 AM / 05:43]  
215 **Officer Zaniya Davis** No.  
216  
217 [12:00 PM / 05:47]  
218 **Investigator Darrin Smith\_OPS** How far away were you standing from the officers, um, that had the  
219 male on the ground approximately?  
220  
221 [12:00 PM / 05:55]  
222 **Officer Zaniya Davis** Um, mm,  
223  
224 [12:00 PM / 06:03]  
225 **Investigator Darrin Smith\_OPS** Just the size of this room. I mean, you were, okay. I think this is like  
226 a 12 by 12 room if I had to guess, or,  
227  
228 [12:00 PM / 06:09]  
229 **Officer Zaniya Davis** Okay. So if the officer was by the door, then I was right here in the chair that  
230 you're sitting in.  
231  
232 [12:00 PM / 06:13]  
233 **Investigator Darrin Smith\_OPS** So we agree, maybe six to eight feet away?



234  
235 [12:00 PM / 06:16]  
236 **Officer Zaniya Davis** Correct.  
237  
238 [12:00 PM / 06:18]  
239 **Investigator Darrin Smith\_OPS** Okay. Um, how many other officers were out there?  
240  
241 [12:00 PM / 06:22]  
242 **Officer Zaniya Davis** That I am not sure. I know there was officers already on scene when we  
243 arrived.  
244  
245 [12:00 PM / 06:28]  
246 **Investigator Darrin Smith\_OPS** Could you explain the, the, the scene itself, um, bystanders, any  
247 background noises, any, any response from other officers coming?  
248  
249 [12:00 PM / 06:37]  
250 **Officer Zaniya Davis** So, um, it was the three females at the intersection. It was a wrecker that was  
251 standing next to me. Um, I know there was sirens going on because other officers were arriving. So  
252 that was the background noise that you heard.  
253  
254 [12:01 PM / 06:54]  
255 **Investigator Darrin Smith\_OPS** Okay. So you didn't, while you were standing there, uh, while the  
256 subject was handcuffed on the ground, you didn't hear any officer indicate that the individual needed  
257 additional first aid?  
258  
259 [12:01 PM / 07:11]  
260 **Officer Zaniya Davis** No, I heard that they said we, uh, I'm starting Grady and Fire.  
261  
262 [12:01 PM / 07:16]  
263 **Investigator Darrin Smith\_OPS** Okay, but you didn't have any indication that the male was  
264 unresponsive?  
265  
266 [12:01 PM / 07:20]  
267 **Officer Zaniya Davis** No.  
268  
269 [12:01 PM / 07:20]  
270 **Investigator Darrin Smith\_OPS** Okay. Like I said, just just to clarify, you didn't have, you didn't have  
271 any indication or you didn't hear that anybody indicated the subject didn't have a pulse, correct?  
272  
273 [12:01 PM / 07:29]  
274 **Officer Zaniya Davis** No. Yes. Correct.  
275  
276 [12:01 PM / 07:30]  
277 **Investigator Darrin Smith\_OPS** And that the subject was not breathing, is that correct?  
278  
279 [12:01 PM / 07:33]  
280 **Officer Zaniya Davis** Correct.  
281  
282 [12:01 PM / 07:34]  
283 **Investigator Darrin Smith\_OPS** Okay.  
284  
285 [12:01 PM / 07:39]  
286 **Michael Pulliam\_IBPO** Would you ask the last part of that question again because she answered it in  
287 another way that  
288  
289 [12:02 PM / 07:44]  
290 **Investigator Darrin Smith\_OPS** I, I just to clarify as just more of a clarifying statement and we'll  
291 probably start from the scratch. So while you were out there, did you have any indication from any of  
292 the officers what you had overheard that the individual did not have a pulse?  
293

294 [12:02 PM / 07:58]  
295 **Officer Zaniya Davis** No.  
296  
297 [12:02 PM / 07:59]  
298 **Investigator Darrin Smith\_OPS** And, or that the subject was unresponsive?  
299  
300 [12:02 PM / 08:04]  
301 **Officer Zaniya Davis** No, I did not hear that.  
302  
303 [12:02 PM / 08:05]  
304 **Investigator Darrin Smith\_OPS** Or That he was not breath?  
305  
306 [12:02 PM / 08:07]  
307 **Officer Zaniya Davis** No, I did not hear that.  
308  
309 [12:02 PM / 08:08]  
310 **Investigator Darrin Smith\_OPS** Okay. Is there anything else you'd like to add to your statement  
311 today?  
312  
313 [12:02 PM / 08:15]  
314 **Officer Zaniya Davis** No.  
315  
316 [12:02 PM / 08:16]  
317 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement?  
318  
319 [12:02 PM / 08:17]  
320 **Officer Zaniya Davis** Yes.  
321  
322 [12:02 PM / 08:18]  
323 **Investigator Darrin Smith\_OPS** You're aware that this is an open and ongoing investigation and  
324 you're not to discuss this case with anyone other than your attorney, union representative or peer  
325 rep?  
326  
327 [12:02 PM / 08:25]  
328 **Officer Zaniya Davis** Yes. Correct.  
329  
330 [12:02 PM / 08:27]  
331 **Investigator Darrin Smith\_OPS** Be advised that should become necessary in this investigation. You  
332 may be directed to submit to a computer voice stress analyzer exam per APD SOP 31 20. Do you  
333 acknowledge this as official notification?  
334  
335 [12:02 PM / 08:37]  
336 **Officer Zaniya Davis** Yes.  
337  
338 [12:02 PM / 08:38]  
339 **Investigator Darrin Smith\_OPS** It's approximately 10:51 AM We'll go ahead and conclude the  
340 statement.  
341

**ATLANTA POLICE DEPARTMENT**  
**Written Notice of Allegations**

Employee: Officer Zaniya Davis

APD ID # 8291

OPS#: 23-I-0417-ICD

**Allegation: (Type Allegation and Work Rule #)**

The Department requests an investigation into the allegation that Officer Zaniya Davis failed to render first aid to the male subject who was injured after a use of force incident.  
APD.SOP.2010/4.2.33 Conformance to Directives  
APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

**3.4 Employee Responsibilities**

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

**3.5 Employee Restrictions**

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation. This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

**3.6 Employee Rights**

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

Zaniya Davis 08-24-23  
Employee Signature/Date

[Signature] 8/24/23  
Witness/Date



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

OPS Complaint # 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of **APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:**

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?       Yes       No

Officer Zaniya Davis  
 (Employee's Printed Name)

*Zaniya Davis*  
 (Employee's Signature)

08-24-23 10:34  
 (Date/Time)

Investigator Darrin Smith  
 (Interviewer's Printed Name)

*Darrin Smith*  
 (Interviewer's Signature)

8/25/23 10:35  
 (Date/Time)

*Michael Pulliam*  
 (Witness Representative's Printed Name)

*Michael Pulliam*  
 (Witness/Representative's Signature)

8/24/23 10:34 hrs  
 (Date/Time)

**Evidence Title: Officer Rontarin David Statement 8-28-2023.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 28, 2023 10:43 AM -04:00 and is 8m 43s in length**

1 [10:43 AM / 00:00]  
2 **Investigator Darrin Smith\_OPS** Today is August 28th, 2023. It's 10:16 AM I'm Investigator Darrin  
3 **Smith** with the Atlanta Police Department's Office of Professional Standards. I'm here today with  
4 **Officer Rontarin David**, could you state and spell your first and last name for the record, please?  
5  
6 [10:43 AM / 00:14]  
7 **Officer Rontarin David** Uh, yes, sir. Uh, uh, Rontarin David, R o n t a r i n. Last name David, D a D a  
8 v i d.  
9  
10 [10:44 AM / 00:23]  
11 **Investigator Darrin Smith\_OPS** Also present is Ritch Hale from the Police Union, I B P O. Could you  
12 state and spell your first and last name for the record, please?  
13  
14 [10:44 AM / 00:28]  
15 **Ritch Hale\_IBPO** Ritch Hale, R i t c h H a l e.  
16  
17 [10:44 AM / 00:32]  
18 **Investigator Darrin Smith\_OPS** Thank you, Officer David, you're being questioned as a subject in an  
19 internal investigation in file number 23-I- 0 4 1 7 -ICD. All employees must answer questions and  
20 make available relevant material or sworn statements concerning an internal investigation when  
21 directed to do so by a disciplinary authority or duly appointed investigator. Employees may obtain  
22 representation but cannot delay questioning for more than three hours beyond the time he or she was  
23 notified of the questioning. Except as authorized or required, an employee shall not interfere with nor  
24 contact persons involved in an internal investigation, nor disclose or discuss with anyone except the  
25 designated departmental authority, the existence of facts of the internal investigation. This restriction  
26 will not be construed to prohibit an employee from discussing any aspect of the investigation with his  
27 or her representative. Administrative statements made by employees and evidence gained by  
28 reasons of such statements may not be used against the employee in criminal proceedings involving  
29 the employee except the case of perjury. Do you understand that?  
30  
31 [10:45 AM / 01:34]  
32 **Ritch Hale\_IBPO** Yes, sir.  
33  
34 [10:45 AM / 01:35]  
35 **Investigator Darrin Smith\_OPS** What is your four digit ID number?  
36  
37 [10:45 AM / 01:37]  
38 **Officer Rontarin David** 8 2 5 0.  
39  
40 [10:45 AM / 01:39]  
41 **Investigator Darrin Smith\_OPS** Have you read and signed your awareness statement for  
42 truthfulness as stated in a P d s O P 2010?  
43  
44 [10:45 AM / 01:44]  
45 **Officer Rontarin David** Yes, sir  
46  
47 [10:45 AM / 01:45]  
48 **Investigator Darrin Smith\_OPS** Employee work rule 4.1.03?  
49  
50 [10:45 AM / 01:45]  
51 **Officer Rontarin David** Yes, Sir.  
52  
53 [10:45 AM / 01:45]

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54 **Investigator Darrin Smith\_OPS** Where is your current assignment within the Atlanta Police  
55 Department?  
56  
57 [10:45 AM / 01:45]  
58 **Officer Rontarin David** Uh, Zone one evening watch.  
59  
60 [10:45 AM / 01:54]  
61 **Investigator Darrin Smith\_OPS** And How long have you been working with the Atlanta Police  
62 Department?  
63  
64 [10:45 AM / 01:57]  
65 **Officer Rontarin David** Um, as in how long I've been out of the academy.  
66  
67 [10:45 AM / 02:00]  
68 **Investigator Darrin Smith\_OPS** How long Have you been working for the department from the day  
69 you got hired to...Approximately?  
70  
71 [10:45 AM / 02:04]  
72 **Officer Rontarin David** Uh, June 9th of last year, 2022.  
73  
74 [10:45 AM / 02:07]  
75 **Investigator Darrin Smith\_OPS** So just over a year?  
76  
77 [10:45 AM / 02:08]  
78 **Officer Rontarin David** Yes, sir.  
79  
80 [10:45 AM / 02:08]  
81 **Investigator Darrin Smith\_OPS** And how long have you been assigned to zone one?  
82  
83 [10:45 AM / 02:11]  
84 **Officer Rontarin David** Uh, since July 5th of this year. 2023.  
85  
86 [10:45 AM / 02:15]  
87 **Investigator Darrin Smith\_OPS** Okay. And when you working on August 10th, 2023 and zone one  
88 on evening watch?  
89  
90 [10:46 AM / 02:22]  
91 **Officer Rontarin David** Um, I, I was, I was on foot beat at that time.  
92  
93 [10:46 AM / 02:29]  
94 **Investigator Darrin Smith\_OPS** But you were patrol?  
95  
96 [10:46 AM / 02:30]  
97 **Officer Rontarin David** I was on, I was working zone one though.  
98  
99 [10:46 AM / 02:32]  
100 **Investigator Darrin Smith\_OPS** But You were working that Day?  
101  
102 [10:46 AM / 02:33]  
103 **Officer Rontarin David** Yes, sir.  
104  
105 [10:46 AM / 02:34]  
106 **Investigator Darrin Smith\_OPS** Were you in a patrol car?  
107  
108 [10:46 AM / 02:36]  
109 **Officer Rontarin David** Uh, on foot beat? No, I was, I was doing overtime that night though after I did  
110 foot beat.  
111  
112 [10:46 AM / 02:42]

113 **Investigator Darrin Smith\_OPS** Okay. (Couch) Gimme a second While working overtime on that day  
114 at around 11:58 PM did you respond to the area of Joseph E Lowry Boulevard in Cunningham Place?  
115  
116 [10:46 AM / 02:59]  
117 **Officer Rontarin David** Yes, sir.  
118  
119 [10:46 AM / 02:59]  
120 **Investigator Darrin Smith\_OPS** And what was the reason for you responding there?  
121  
122 [10:46 AM / 03:01]  
123 **Officer Rontarin David** It was, uh, five nine, right of way. Uh, then it was up to 63 and then, um, back  
124 down to five nine right away  
125  
126 [10:46 AM / 03:09]  
127 **Investigator Darrin Smith\_OPS** You explain what those signals are, please, Uh, clarify.  
128  
129 [10:46 AM / 03:11]  
130 **Officer Rontarin David** Five nine right away is a officer needs help now. Um, I mean officer needs  
131 help right away and the 63 is, uh, citywide where, um, everybody comes.  
132  
133 [10:47 AM / 03:22]  
134 **Investigator Darrin Smith\_OPS** Okay. So the information you gather in an office needed, an officer  
135 needed assistance on his call, and that's why you respond to that location. Is that correct?  
136  
137 [10:47 AM / 03:30]  
138 **Officer Rontarin David** Yes, sir.  
139  
140 [10:47 AM / 03:30]  
141 **Investigator Darrin Smith\_OPS** And when you were in a patrol vehicle at that point?  
142  
143 [10:47 AM / 03:32]  
144 **Officer Rontarin David** Yes, sir.  
145  
146 [10:47 AM / 03:33]  
147 **Investigator Darrin Smith\_OPS** Okay. When you arrived at the location, what did you observe?  
148  
149 [10:47 AM / 03:37]  
150 **Officer Rontarin David** Um, I seen, um, well obviously my other units there, um, and the male, uh,  
151 the male subject, um, sitting at a upright position, um, not responsive.  
152  
153 [10:47 AM / 03:58]  
154 **Investigator Darrin Smith\_OPS** And approximately how many officers were standing around?  
155  
156 [10:47 AM / 04:00]  
157 **Officer Rontarin David** Um, probably like five, six plus.  
158  
159 [10:47 AM / 04:05]  
160 **Investigator Darrin Smith\_OPS** Okay. And while you were standing there, did you overhear any  
161 officer explain, uh, why the individual was in handcuffed?  
162  
163 [10:47 AM / 04:13]  
164 **Officer Rontarin David** Um, why he was in handcuffs? Um, I know he was, he was, uh, he was trying  
165 to, he was supposed to be put in custody at one point, um, and that, that's it.  
166  
167 [10:48 AM / 04:28]  
168 **Investigator Darrin Smith\_OPS** Okay. During that, uh, conversation with the other officers in the  
169 arae, did you hear any of the officers indicate that, um, a taser was used in this situation?  
170  
171 [10:48 AM / 04:37]  
172 **Officer Rontarin David** I heard it over radio.

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173  
174 [10:48 AM / 04:38]  
175 **Investigator Darrin Smith\_OPS** Okay. Do you remember specifically what you heard over the radio?  
176  
177 [10:48 AM / 04:43]  
178 **Officer Rontarin David** 20 T.  
179  
180 [10:48 AM / 04:43]  
181 **Investigator Darrin Smith\_OPS** Okay. And that's all you heard?  
182  
183 [10:48 AM / 04:45]  
184 **Officer Rontarin David** Yes, sir.  
185  
186 [10:48 AM / 04:45]  
187 **Investigator Darrin Smith\_OPS** And for the record, where does the 20 T stand for?  
188  
189 [10:48 AM / 04:47]  
190 **Officer Rontarin David** Uh, taser deployed.  
191  
192 [10:48 AM / 04:48]  
193 **Investigator Darrin Smith\_OPS** Okay. But you didn't actually see any of that's just what You heard?  
194  
195 [10:48 AM / 04:51]  
196 **Officer Rontarin David** No. No, correct. No.  
197  
198 [10:48 AM / 04:52]  
199 **Investigator Darrin Smith\_OPS** Okay.  
200  
201 [10:48 AM / 04:53]  
202 **Officer Rontarin David** I just heard over the radio.  
203  
204 [10:48 AM / 04:54]  
205 **Investigator Darrin Smith\_OPS** Okay.  
206  
207 [10:48 AM / 04:56]  
208 **Investigator Darrin Smith\_OPS** At any point while you were standing around with the other officers  
209 in the male subject that was, um, in the upright position, did you or another officer determine the  
210 subject did not have a pulse?  
211  
212 [10:48 AM / 05:07]  
213 **Officer Rontarin David** Um, I, I know that one, like one officer when I was there, uh, felt for a pulse.  
214 Um, I couldn't, I can't remember what they said. I was, uh, trying to help my other friend get over, uh,  
215 well show him how to get over to where we were. Um, and then that's it.  
216  
217 [10:49 AM / 05:34]  
218 **Investigator Darrin Smith\_OPS** But at any point were you were standing there, I believe Officer  
219 White Yeah Went down to check a pulse on the subject?  
220  
221 [10:49 AM / 05:40]  
222 **Officer Rontarin David** Mm-hmm. <affirmative>,  
223  
224 [10:49 AM / 05:41]  
225 **Investigator Darrin Smith\_OPS** did he say, I don't feel a pulse on this guy, or I'm not getting a pulse.  
226 Do you recall that?  
227  
228 [10:49 AM / 05:47]  
229 **Officer Rontarin David** I, I, yes sir. Yes sir. I think so.  
230  
231 [10:49 AM / 05:50]

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232 **Investigator Darrin Smith\_OPS** Okay. And during your time at the Training Academy, you said you  
233 just got assigned to zone one evening watch,  
234  
235 [10:49 AM / 05:57]  
236 **Officer Rontarin David** yes sir.  
237  
238 [10:49 AM / 05:58]  
239 **Investigator Darrin Smith\_OPS** I assume that means you just finished your training academy,  
240 correct?  
241  
242 [10:49 AM / 06:00]  
243 **Officer Rontarin David** Yes, sir.  
244  
245 [10:49 AM / 06:01]  
246 **Investigator Darrin Smith\_OPS** While you were there, did you have any specific training in C P R  
247 training?  
248  
249 [10:49 AM / 06:04]  
250 **Officer Rontarin David** Uh, yes sir.  
251  
252 [10:49 AM / 06:05]  
253 **Investigator Darrin Smith\_OPS** How long was that?  
254  
255 [10:49 AM / 06:07]  
256 **Officer Rontarin David** Uh, it was for a day or a day or two.  
257  
258 [10:49 AM / 06:10]  
259 **Investigator Darrin Smith\_OPS** Okay. And, uh, was this specific C P R training done by a specific  
260 agency or did like American Red Cross or something like that?  
261  
262 [10:49 AM / 06:19]  
263 **Officer Rontarin David** Uh, I remember a lady came, I think she used to be a, a old 9 1 1 dispatcher.  
264  
265 [10:50 AM / 06:23]  
266 **Investigator Darrin Smith\_OPS** Okay. But it wasn't, that training wasn't received from like your  
267 academy instructors that was from a, a private citizen? Correct?  
268  
269 [10:50 AM / 06:31]  
270 **Officer Rontarin David** Uh,  
271  
272 [10:50 AM / 06:32]  
273 **investigator Darrin Smith\_OPS** Who taught the class? I'm just asking. Your instructors weren't not  
274 there telling you how to do so.  
275  
276 [10:50 AM / 06:37]  
277 **Officer Rontarin David** no no no  
278  
279 [10:50 AM / 06:37]  
280 **Investigator Darrin Smith\_OPS** Okay. But it was done through somebody?  
281  
282 [10:50 AM / 06:38]  
283 **Officer Rontarin David** Yes, sir.  
284  
285 [10:50 AM / 06:39]  
286 **Investigator Darrin Smith\_OPS** Um, Other than our training staff, right?  
287  
288 [10:50 AM / 06:41]  
289 **Officer Rontarin David** Yes, sir.  
290  
291 [10:50 AM / 06:41]

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292 **Investigator Darrin Smith\_OPS** Okay. During your training C P R training, um, if it was determined  
293 that somebody, a subject or any individual doesn't have a pulse, what were, what would you  
294 supposed to do based on your training?  
295  
296 [10:50 AM / 06:53]  
297 **Officer Rontarin David** Uh, render aid.  
298  
299 [10:50 AM / 06:54]  
300 **Investigator Darrin Smith\_OPS** Could you be more specific than, what do you mean by render aid?  
301  
302 [10:50 AM / 06:57]  
303 **Officer Rontarin David** Um, start on chest compressions.  
304  
305 [10:50 AM / 07:00]  
306 **Investigator Darrin Smith\_OPS** Okay. And you had previously said that you specifically overheard  
307 Officer White say he didn't believe the subject had a pulse. Is that correct?  
308  
309 [10:50 AM / 07:10]  
310 **Officer Rontarin David** Yes, sir.  
311  
312 [10:50 AM / 07:10]  
313 **Investigator Darrin Smith\_OPS** And You, did you provide any medical assistance based on that  
314 information you received from Officer White?  
315  
316 [10:50 AM / 07:16]  
317 **Officer Rontarin David** Uh, I, I did not, sir.  
318  
319 [10:50 AM / 07:17]  
320 **Investigator Darrin Smith\_OPS** And why not?  
321  
322 [10:50 AM / 07:18]  
323 **Officer Rontarin David** Um, well I was, I was trying to, like I said, help my friend get over here, um,  
324 well get to the scene. Um, and I think I was, I was a little bit more like focused on that 'cause there  
325 was other officers already there. Um, and that's really it.  
326  
327 [10:51 AM / 07:42]  
328 **Investigator Darrin Smith\_OPS** But you just to, but you did hear Officer White say it, sir, this does  
329 not pulse, correct?  
330  
331 [10:51 AM / 07:46]  
332 **Officer Rontarin David** Yes, sir.  
333  
334 [10:51 AM / 07:46]  
335 **Investigator Darrin Smith\_OPS** And you did not, did you administer any medical aid? Did you or I  
336 should say, did you specifically either mention or start C P R on the subject that was determined, did  
337 not have a pulse?  
338  
339 [10:51 AM / 07:56]  
340 **Officer Rontarin David** No, sir.  
341  
342 [10:51 AM / 07:57]  
343 **Investigator Darrin Smith\_OPS** Okay. And the reason you didn't do that, was that from your  
344 previous response?  
345  
346 [10:51 AM / 08:07]  
347 **Officer Rontarin David** Yes sir.  
348  
349 [10:51 AM / 08:11]  
350 **Investigator Darrin Smith\_OPS** Is there anything else you'd like to add to your statement today?  
351

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352 [10:51 AM / 08:14]  
353 **Officer Rontarin David** Um, no sir.  
354  
355 [10:51 AM / 08:16]  
356 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement today?  
357  
358 [10:51 AM / 08:18]  
359 **Officer Rontarin David** Yes, sir.  
360  
361 [10:51 AM / 08:19]  
362 **Investigator Darrin Smith\_OPS** You are aware that this is an open and ongoing investigation and  
363 you not to discuss this case with anyone other than your attorney, union representative or peer rep?  
364  
365 [10:52 AM / 08:26]  
366 **Officer Rontarin David** Yes, sir.  
367  
368 [10:52 AM / 08:27]  
369 **Investigator Darrin Smith\_OPS** Be advised that should it become necessary in this investigation,  
370 you may be directed to submit to a computer voice stress analyzer exam per AP D S O P 31 20. Do  
371 you acknowledge this as official notification?  
372  
373 [10:52 AM / 08:38]  
374 **Officer Rontarin David** Yes, sir.  
375  
376 [10:52 AM / 08:39]  
377 **Investigator Darrin Smith\_OPS** It's approximately 10:24 AM We'll go ahead and conclude the  
378 statement.  
379

P-11-7-9

# ATLANTA POLICE DEPARTMENT

## Written Notice of Allegations

Employee: Officer Rontarin David

APD ID # 8250

OPS#: 23-I-0417-ICD

**Allegation: (Type Allegation and Work Rule #)**

The Department requests an investigation into the allegation that Officer Rontarin David failed to render first aid to the male subject who was injured after a use of force incident.

APD.SOP.2010/4.2.33 Conformance to Directives

APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

### 3.4 Employee Responsibilities

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

### 3.5 Employee Restrictions

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

### 3.6 Employee Rights

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

*R. David* / 08/28/2023  
Employee Signature/Date

*[Signature]* 8/28/23  
Witness/Date



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

OPS Complaint # 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?     Yes     No

Officer Rontarin David  
(Employee's Printed Name)

*R. David*  
(Employee's Signature)

08/28/2023 1000  
(Date/Time)

Investigator Darrin Smith  
(Interviewer's Printed Name)

*Darrin Smith*  
(Interviewer's Signature)

8/28/2023  
(Date/Time)

*Reece Hawk*  
(Witness Representative's Printed Name)

*[Signature]*  
(Witness Representative's Signature)

8/28/23 1000  
(Date/Time)

**Evidence Title: Officer Lamar Jacobs Statement 8-28-23.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 28, 2023 10:43 AM -04:00 and is 6m 52s in length**

1 [10:43 AM / 00:00]  
2 **Investigator Darrin Smith\_OPS** Today is August 28th, 2023. It's 8:23 AM I'm Investigator Darrin  
3 Smith with the Atlanta Police Department's Office of Professional Standards. I'm here today with  
4 Officer Lamar Jacobs. Could you state and spell your first and last name for the record, please?  
5  
6 [10:43 AM / 00:15]  
7 **Officer Lamar Jacobs** Lamar Jacobs, L a m a r J a c o b s.  
8  
9 [10:43 AM / 00:20]  
10 **Investigator Darrin Smith\_OPS** Also present is Ritch Hale from the Police Union, I B P O. Could you  
11 state and spell your first and last name for the record, please?  
12  
13 [10:43 AM / 00:25]  
14 **Officer Lamar Jacobs** So Ritch Hale, R i t c h H a l e.  
15  
16 [10:43 AM / 00:28]  
17 **Investigator Darrin Smith\_OPS** Thank you. Officer Jacobs. You're being questioned as a subject in  
18 an internal investigation in file number 23-I- 0 4 1 7 -ICD. All employees must answer questions and  
19 make available relevant material or sworn statements concerning an internal investigation when  
20 directed to do so by a disciplinary authority or duly appointed investigator. Employees may obtain  
21 representation but cannot delay questioning for more than three hours beyond the time he or she was  
22 notified in the questioning. Except as authorized or required, an employee shall not interfere with nor  
23 contact persons involved in an internal investigation nor disclose or discuss with anyone except the  
24 designated departmental authority, the existence of facts of the internal investigation. This restriction  
25 will not be construed to prohibit an employee from discussing any aspect of the investigation with his  
26 or her representative. Administrative statements made by employees and evidence gained by  
27 reasons of such statements may not be used against the employee in criminal proceedings involving  
28 the employee except the case of perjury. Do you understand that?  
29  
30 [10:45 AM / 01:31]  
31 **Officer Lamar Jacobs** Yes.  
32  
33 [10:45 AM / 01:32]  
34 **Investigator Darrin Smith\_OPS** What is your four digit ID number?  
35  
36 [10:45 AM / 01:34]  
37 **Officer Lamar Jacobs** 7 9 81.  
38  
39 [10:45 AM / 01:37]  
40 **Investigator Darrin Smith\_OPS** Have you read and signed your awareness statement for  
41 truthfulness as stated in A P D S O P 2010 employee work rule 4.1.03?  
42  
43 [10:45 AM / 01:45]  
44 **Officer Lamar Jacobs** Yes.  
45  
46 [10:45 AM / 01:45]  
47 **Investigator Darrin Smith\_OPS** What is your current assignment within the Atlanta Police  
48 Department?  
49  
50 [10:45 AM / 01:48]  
51 **Officer Lamar Jacobs** Zone One morning watch.  
52  
53 [10:45 AM / 01:49]

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54 **Investigator Darrin Smith\_OPS** Okay. And how long have you been working for the Atlanta Police  
55 Department?  
56  
57 [10:45 AM / 01:53]  
58 **Officer Lamar Jacobs** Um, coming up on two years.  
59  
60 [10:45 AM / 01:56]  
61 **Investigator Darrin Smith\_OPS** Okay. And were you working on August 10th, 2023?  
62  
63 [10:45 AM / 02:01]  
64 **Officer Lamar Jacobs** Yes.  
65  
66 [10:45 AM / 02:01]  
67 **Investigator Darrin Smith\_OPS** And what capacity were you working?  
68  
69 [10:45 AM / 02:03]  
70 **Officer Lamar Jacobs** Patrol officer.  
71  
72 [10:45 AM / 02:04]  
73 **Investigator Darrin Smith\_OPS** Okay. In zone one?  
74  
75 [10:45 AM / 02:06]  
76 **Officer Lamar Jacobs** Yes.  
77  
78 [10:45 AM / 02:06]  
79 **Investigator Darrin Smith\_OPS** And were you riding by yourself?  
80  
81 [10:45 AM / 02:07]  
82 **Officer Lamar Jacobs** Yes.  
83  
84 [10:45 AM / 02:08]  
85 **Investigator Darrin Smith\_OPS** Okay. Approximately 11:58 PM did you respond to the area of  
86 Joseph E Lowry Boulevard and Cunningham, Cunningham Place?  
87  
88 [10:45 AM / 02:16]  
89 **Officer Lamar Jacobs** Yes.  
90  
91 [10:45 AM / 02:16]  
92 **Investigator Darrin Smith\_OPS** And why did you respond there?  
93  
94 [10:45 AM / 02:18]  
95 **Officer Lamar Jacobs** As a help officer for one of my colleagues.  
96  
97 [10:45 AM / 02:21]  
98 **Investigator Darrin Smith\_OPS** Okay. Uh, just to clarify, so did an officer put up a help call on the  
99 radio and that was the reason you responded?  
100  
101 [10:45 AM / 02:29]  
102 **Officer Lamar Jacobs** Yes.  
103  
104 [10:45 AM / 02:30]  
105 **Investigator Darrin Smith\_OPS** Okay. And when you arrived on scene, what did you observe?  
106  
107 [10:46 AM / 02:34]  
108 **Officer Lamar Jacobs** I observed at least four officers there already with a guy in handcuffs sitting  
109 upright. He was bleeding out from maybe his nose or something like that. Um, I observed the officer  
110 that was involved in the incident. I observed him tired and out of breath and things like that. So I  
111 decided to step in place for him to give him a break. Um, and had another officer in front of me from  
112 zone four who gave a guy a sternum rub. I don't really know medically what that's for, but I knew it  
113 was something to help him. Um, I was under the impression that the guy was alive at the time until a

114 few minutes went by and everybody started asking and trying to see if he can respond. Oh, what's  
115 responsive? I checked his pulse. I couldn't feel anything. Um, my colleague checked it. He couldn't  
116 feel anything, um, asking Grady step up and pretty much that's what I observed at the time.  
117  
118 [10:47 AM / 03:49]  
119 Investigator Darrin Smith\_OPS Okay. When you arrived, do you recall the officer, uh, that was, uh,  
120 outta breath that you described? Do you remember his name?  
121  
122 [10:47 AM / 03:57]  
123 Officer Lamar Jacobs Kimbrough  
124  
125 [10:47 AM / 03:57]  
126 Investigator Darrin Smith\_OPS Okay. Did Officer Kimbrough tell you what happened? Why the guy  
127 was in handcuffs?  
128  
129 [10:47 AM / 04:02]  
130 Officer Lamar Jacobs He didn't tell me exactly what happened. It was more so what he told other  
131 officers that we got bits and pieces.  
132  
133 [10:47 AM / 04:08]  
134 Investigator Darrin Smith\_OPS Okay. Did you overhear any of that conversation?  
135  
136 [10:47 AM / 04:11]  
137 Officer Lamar Jacobs Yes.  
138  
139 [10:47 AM / 04:11]  
140 Investigator Darrin Smith\_OPS What did you overhear Overhear?  
141  
142 [10:47 AM / 04:13]  
143 Officer Lamar Jacobs That he tased him and punched him.  
144  
145 [10:47 AM / 04:16]  
146 Investigator Darrin Smith\_OPS Okay.  
147  
148 [10:47 AM / 04:17]  
149 Investigator Darrin Smith\_OPS Do you indicate why that, why he had to do that? Do you recall?  
150  
151 [10:47 AM / 04:21]  
152 Officer Lamar Jacobs Um, I heard over radio that the guy was resistant.  
153  
154 [10:47 AM / 04:24]  
155 Investigator Darrin Smith\_OPS Okay.  
156  
157 [10:47 AM / 04:24]  
158 Officer Lamar Jacobs And the tow truck driver had to help Kimbrough.  
159  
160 [10:47 AM / 04:27]  
161 Investigator Darrin Smith\_OPS That's all you can recall as far as that goes?  
162  
163 [10:47 AM / 04:29]  
164 Officer Lamar Jacobs Yes.  
165  
166 [10:47 AM / 04:29]  
167 Investigator Darrin Smith\_OPS Okay Thats fine  
168  
169 [10:47 AM / 04:30]  
170 Officer Lamar Jacobs Was what he did.  
171  
172 [10:48 AM / 04:35]

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173 **Investigator Darrin Smith\_OPS** So you said you checked for a pulse and another officer checked for  
174 a pulse and you guys didn't feel the pulse. Is that correct?  
175  
176 [10:48 AM / 04:40]  
177 **Officer Lamar Jacobs** Yes, sir.  
178  
179 [10:48 AM / 04:43]  
180 **Investigator Darrin Smith\_OPS** During your, you said you've been on about two years  
181  
182 [10:48 AM / 04:46]  
183 **Officer Lamar Jacobs** Almost? Probably, yes.  
184  
185 [10:48 AM / 04:48]  
186 **Investigator Darrin Smith\_OPS** During what class did you graduate from the training?  
187  
188 [10:48 AM / 04:51]  
189 **Officer Lamar Jacobs** 2 73.  
190  
191 [10:48 AM / 04:52]  
192 **Investigator Darrin Smith\_OPS** 2 73?  
193  
194 [10:48 AM / 04:53]  
195 **Officer Lamar Jacobs** Yes.  
196  
197 [10:48 AM / 04:53]  
198 **Investigator Darrin Smith\_OPS** During that, uh, course at the academy, the training, did you take  
199 any courses on C P R and first aid?  
200  
201 [10:48 AM / 05:00]  
202 **Officer Lamar Jacobs** We did take one course on that.  
203  
204 [10:48 AM / 05:02]  
205 **Investigator Darrin Smith\_OPS** How long was that?  
206  
207 [10:48 AM / 05:04]  
208 **Officer Lamar Jacobs** Um, it probably was a all day course.  
209  
210 [10:48 AM / 05:07]  
211 **Investigator Darrin Smith\_OPS** Okay. So eight hours would be?  
212  
213 [10:48 AM / 05:08]  
214 **Officer Lamar Jacobs** Yes.  
215  
216 [10:48 AM / 05:09]  
217 **Investigator Darrin Smith\_OPS** Do you know who taught that course?  
218  
219 [10:48 AM / 05:10]  
220 **Officer Lamar Jacobs** I can't remember.  
221  
222 [10:48 AM / 05:11]  
223 **Investigator Darrin Smith\_OPS** Okay. Was it a specific for trainer or a private citizen?  
224  
225 [10:48 AM / 05:15]  
226 **Officer Lamar Jacobs** Uh Trainer. They come in and they do it for most of the Classes,  
227  
228 [10:48 AM / 05:18]  
229 **Investigator Darrin Smith\_OPS** I guess. I guess what I meant was it an academy staff or, or like a,  
230 like an American Red Cross or somebody Or a doctor there?  
231  
232 [10:48 AM / 05:24]

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233 **Officer Lamar Jacobs** There wasn't academy staff. Okay,  
234  
235 [10:48 AM / 05:25]  
236 **Investigator Darrin Smith\_OPS** So it was a private citizen?  
237  
238 [10:48 AM / 05:26]  
239 **Officer Lamar Jacobs** Yes.  
240  
241 [10:48 AM / 05:27]  
242 **Investigator Darrin Smith\_OPS** Threw it?  
243  
244 [10:48 AM / 05:27]  
245 **Officer Lamar Jacobs** Yeah.  
246  
247 [10:48 AM / 05:27]  
248 **Investigator Darrin Smith\_OPS** Okay. I guess that, that's my fault for not clarifying that.  
249  
250 [10:48 AM / 05:29]  
251 **Officer Lamar Jacobs** Right.  
252  
253 [10:48 AM / 05:29]  
254 **Investigator Darrin Smith\_OPS** Okay. As part of your C P R training, if somebody doesn't have a  
255 pulse, what are you, what are you supposed to do or not breathing or a combination of both?  
256  
257 [10:49 AM / 05:42]  
258 **Officer Lamar Jacobs** Um, administer a chest compression, C P R.  
259  
260 [10:49 AM / 05:45]  
261 **Investigator Darrin Smith\_OPS** Okay. Did you provide any medical aid or assistance to the subject  
262 in handcuffs? Once it determined there was no pulse?  
263  
264 [10:49 AM / 05:52]  
265 **Officer Lamar Jacobs** No.  
266  
267 [10:49 AM / 05:53]  
268 **Investigator Darrin Smith\_OPS** Why not?  
269  
270 [10:49 AM / 05:54]  
271 **Officer Lamar Jacobs** After you gave the sternum rub? I thought that was some type of medical  
272 treatment for him at the point, at that time, I was kind of lost and confused on what else to do in that  
273 moment, So.  
274  
275 [10:49 AM / 06:06]  
276 **Investigator Darrin Smith\_OPS** so that was So be fair to say you did not provide any medical  
277 assistance?  
278  
279 [10:49 AM / 06:09]  
280 **Officer Lamar Jacobs** No.  
281  
282 [10:49 AM / 06:10]  
283 **Investigator Darrin Smith\_OPS** For the reason that you described?  
284  
285 [10:49 AM / 06:11]  
286 **Officer Lamar Jacobs** Yes.  
287  
288 [10:49 AM / 06:11]  
289 **Investigator Darrin Smith\_OPS** Did you notice any witness, any other officer, other than what you  
290 had mentioned, provide any medical aid or assistance to the subject in handcuffs?  
291  
292 [10:49 AM / 06:20]

293 **Officer Lamar Jacobs No.**  
294  
295 [10:49 AM / 06:22]  
296 **Investigator Darrin Smith\_OPS** Anything else you'd like to add to your statement today?  
297  
298 [10:49 AM / 06:24]  
299 **Officer Lamar Jacobs No.**  
300  
301 [10:49 AM / 06:25]  
302 **Investigator Darrin Smith\_OPS** Have you been truthful in your statement?  
303  
304 [10:49 AM / 06:27]  
305 **Officer Lamar Jacobs Yes.**  
306  
307 [10:49 AM / 06:27]  
308 **Investigator Darrin Smith\_OPS** You're aware that this is an open and ongoing investigation and  
309 you're not to discuss this case with anyone other than your attorney ,union representative or peer  
310 rep?  
311  
312 [10:50 AM / 06:35]  
313 **Officer Lamar Jacobs Yes.**  
314  
315 [10:50 AM / 06:36]  
316 **Investigator Darrin Smith\_OPS** Be advised that should become necessary in this investigation,You  
317 may be directed to submit to computer voice Stress analyzer exam per APD SOP 31 20. Do we  
318 acknowledge this as official notification?  
319  
320 [10:50 AM / 06:47]  
321 **Officer Lamar Jacobs Yes.**  
322  
323 [10:50 AM / 06:48]  
324 **Investigator Darrin Smith\_OPS** It's approximately 8:30 AM We'll go ahead and conclude this  
325 statement.  
326

ATLANTA POLICE DEPARTMENT  
Written Notice of Allegations

Employee: Officer Lamar Jacobs

APD ID # 7981

OPS#: 23-I-0417-ICD

Allegation: (Type Allegation and Work Rule #)

The Department requests an investigation into the allegation that Officer Lamar Jacobs failed to render first aid to the male subject who was injured after a use of force incident.

APD.SOP.2010/4.2.33 Conformance to Directives

APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

3.4 Employee Responsibilities

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

3.5 Employee Restrictions

Except as authorized, in an investigation into employee misconduct, employees may not:

Interfere with the complaint investigation in any manner

Independently participate in the investigation

Be present during any investigative contact with a complainant or with witness involved in the investigation

Contact the complainant or witness concerning the allegations; or

Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation.

This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

3.6 Employee Rights

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

Lamar Jacobs 08/28/23

Employee Signature/Date

[Signature] 8/28/23

Witness/Date



**ATLANTA POLICE DEPARTMENT**  
**Awareness Statement: Truthfulness**

**OPS Complaint #** 23-I-0417-ICD

This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?       Yes       No

Officer Officer Lamar Jacobs  
 (Employee's Printed Name)

Lamar Jacobs  
 (Employee's Signature)

08/28/23  
 (Date/Time)

Investigator Darrin Smith  
 (Interviewer's Printed Name)

D. Smith  
 (Interviewer's Signature)

8/28/2023  
 (Date/Time)

RITCH HALL  
 (Witness Representative's Printed Name)

Ritch Hall  
 (Witness/Representative's Signature)

8/28/23  
 (Date/Time)

**Evidence Title: Officer Kerry Gilles Statement 8-28-2023.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 28, 2023 10:43 AM -04:00 and is 9m 35s in length**

1 [10:43 AM / 00:00]  
2 **Investigator Darrin Smith\_OPS** All right, today is August 28th, 2023. It's 9:01 AM I'm Investigator  
3 Darrin Smith with the Atlanta Police Department's Office of Professional Standards. I'm here today  
4 with Officer Kerry Gilles. Could you state and spell your first and last name for the record, please?  
5  
6 [10:43 AM / 00:14]  
7 **Officer Kerry Gilles** Kerry Gillis, K e r r y. Last name G I L L E S.  
8  
9 [10:43 AM / 00:19]  
10 **Investigator Darrin Smith\_OPS** And also present is Ritch Hale from the Police Union, I B P O. Could  
11 you state and spell your first and last name for the record, please?  
12  
13 [10:43 AM / 00:25]  
14 **Ritch Hale\_IBPO** Ritch Hale, R i t c h H a l e  
15  
16 [10:43 AM / 00:28]  
17 **Investigator Darrin Smith\_OPS** Thank you, Officer Gilles, you're being questioned as a subject in an  
18 internal investigation in file number 23-I- 0 4 1 7-ICD. All employees must answer questions and make  
19 available relevant material sworn statements concerning an internal investigation when directed to do  
20 so by a disciplinary authority or duly appointed investigator. Employees may obtain representation but  
21 cannot delay questioning from more than three hours beyond the time he or she was notified of the  
22 questioning. Except as authorized or required, an employee shall not interfere with nor contact  
23 persons involved in an internal investigation nor disclose or discuss with anyone except the  
24 designated departmental authority, the existence of facts of an internal investigation. This restriction  
25 will not be construed to prohibit an employee from discussing any aspect of the investigation with  
26 representative. Administrative statements made by employees and evidence gained by reasons of  
27 such statements may not be used against the employee in criminal proceedings involving the  
28 employee except the case of perjury. Do you understand that?  
29  
30 [10:44 AM / 01:29]  
31 **Officer Kerry Gilles** Yes.  
32  
33 [10:44 AM / 01:30]  
34 **Investigator Darrin Smith\_OPS** You have to speak up a little bit.  
35  
36 [10:45 AM / 01:31]  
37 **Officer Kerry Gilles** Yes.  
38  
39 [10:45 AM / 01:32]  
40 **Investigator Darrin Smith\_OPS** What's your four digit ID number?  
41  
42 [10:45 AM / 01:34]  
43 **Officer Kerry Gilles** 8 2 4 4.  
44  
45 [10:45 AM / 01:36]  
46 **Investigator Darrin Smith\_OPS** Have you read and signed your awareness statement for  
47 truthfulness as stated in A P D S O P work rule?  
48  
49 [10:45 AM / 01:43]  
50 **Officer Kerry Gilles** Yes.  
51  
52 [10:45 AM / 01:44]

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53 **Investigator Darrin Smith\_OPS** Almost there. Sorry, something in my throat. Lemme restart that  
54 over. Have you read and signed your awareness statement for truthfulness as stated in A P D S O P  
55 2010 employee work rule 4.1.03?  
56  
57 [10:45 AM / 01:54]  
58 **Officer Kerry Gilles** Yes.  
59  
60 [10:45 AM / 01:55]  
61 **Investigator Darrin Smith\_OPS** What is your current assignment within the Atlanta Police  
62 Department?  
63  
64 [10:45 AM / 01:57]  
65 **Officer Kerry Gilles** Uh, Zone four Morning Watch.  
66  
67 [10:45 AM / 01:59]  
68 **Investigator Darrin Smith\_OPS** And how long have you been assigned to that unit?  
69  
70 [10:45 AM / 02:09]  
71 **Officer Kerry Gilles** I want to say June. I forgot what day specifically.  
72  
73 [10:45 AM / 02:11]  
74 **Investigator Darrin Smith\_OPS** We don't need to know the specific day. Approximately how many  
75 months approximately?  
76  
77 [10:45 AM / 02:15]  
78 **Officer Kerry Gilles** Oh, probably like a month.  
79  
80 [10:45 AM / 02:16]  
81 **Investigator Darrin Smith\_OPS** Okay. And how long have you been working with the Atlanta Police  
82 Department?  
83  
84 [10:45 AM / 02:19]  
85 **Officer Kerry Gilles** Uh, my hire date is June 23rd, 2022.  
86  
87 [10:45 AM / 02:24]  
88 **Investigator Darrin Smith\_OPS** And were you working on August 10th, 2023?  
89  
90 [10:45 AM / 02:26]  
91 **Officer Kerry Gilles** Yes sir.  
92  
93 [10:45 AM / 02:27]  
94 **Investigator Darrin Smith\_OPS** And were you working in zone four morning watch on that day?  
95  
96 [10:45 AM / 02:29]  
97 **Officer Kerry Gilles** Yes sir.  
98  
99 [10:45 AM / 02:30]  
100 **Investigator Darrin Smith\_OPS** And were you riding by yourself?  
101  
102 [10:46 AM / 02:31]  
103 **Officer Kerry Gilles** Yes Sir.  
104  
105 [10:46 AM / 02:32]  
106 **Investigator Darrin Smith\_OPS** Approximately 11:58 PM Did you respond to the area of Joseph E  
107 Lowry Boulevard in Cunningham Place?  
108  
109 [10:46 AM / 02:38]  
110 **Officer Kerry Gilles** Yes.  
111  
112 [10:46 AM / 02:39]

113 **Investigator Darrin Smith\_OPS** And why was that?  
114  
115 [10:46 AM / 02:40]  
116 **Officer Kerry Gilles** It was a help call.  
117  
118 [10:46 AM / 02:42]  
119 **Investigator Darrin Smith\_OPS** And would a help call and this, did an officer put up a help call on  
120 the radio?  
121  
122 [10:46 AM / 02:46]  
123 **Officer Kerry Gilles** Um, no, this, I was dispatched to it. They were saying, um, there's a zone one  
124 needs help.  
125  
126 [10:46 AM / 02:53]  
127 **Investigator Darrin Smith\_OPS** Okay.  
128  
129 [10:46 AM / 02:53]  
130 **Officer Kerry Gilles** At, um, near 5 0 7 'cause like there's a borderline.  
131  
132 [10:46 AM / 02:57]  
133 **Investigator Darrin Smith\_OPS** Okay.  
134  
135 [10:46 AM / 02:57]  
136 **Officer Kerry Gilles** Drove 5 0 7, that's our once you pass that zone one.  
137  
138 [10:46 AM / 03:00]  
139 **Investigator Darrin Smith\_OPS** Okay. So it'd be fair to say the help call came up with the Zone four  
140 radio for a zone one officer?  
141  
142 [10:46 AM / 03:05]  
143 **Officer Kerry Gilles** Yes, sir.  
144  
145 [10:46 AM / 03:05]  
146 **Investigator Darrin Smith\_OPS** And you only, you monitor zone four radio?  
147  
148 [10:46 AM / 03:09]  
149 **Officer Kerry Gilles** Yes, sir.  
150  
151 [10:46 AM / 03:10]  
152 **Investigator Darrin Smith\_OPS** Primary, correct?  
153  
154 [10:46 AM / 03:10]  
155 **Officer Kerry Gilles** Yes, sir.  
156  
157 [10:46 AM / 03:11]  
158 **Investigator Darrin Smith\_OPS** So you wouldn't know what came over zone one radio without  
159 switching over to that channel, is that correct?  
160  
161 [10:46 AM / 03:16]  
162 **Officer Kerry Gilles** Yes, sir.  
163  
164 [10:46 AM / 03:16]  
165 **Investigator Darrin Smith\_OPS** Okay. So you got the dispatch call from your radio, sir, and that's  
166 why you responded?  
167  
168 [10:46 AM / 03:20]  
169 **Officer Kerry Gilles** Yes, sir  
170  
171 [10:46 AM / 03:20]  
172 **Investigator Darrin Smith\_OPS** Okay. And when you arrived at the location, what did you observe?



173  
174 [10:46 AM / 03:25]  
175 **Officer Kerry Gilles** Um, a lot of officers, um, a lot of people standing around when I got there, I  
176 finally seen, um, a gentleman on the ground handcuffed and multiple officers kind of like just sit like  
177 standing around him.  
178  
179 [10:47 AM / 03:44]  
180 **Investigator Darrin Smith\_OPS** Did you overhear any officer specifically or any of the officers  
181 indicate why the individual was in handcuffs?  
182  
183 [10:47 AM / 03:50]  
184 **Officer Kerry Gilles** Uh, traffic stop car accident or somebody No, it was a car accident and he  
185 refused to sign a ticket.  
186  
187 [10:47 AM / 03:56]  
188 **Investigator Darrin Smith\_OPS** Okay. And did you hear any other overhear any officers indicate that  
189 the a taser was utilized during this arrest?  
190  
191 [10:47 AM / 04:07]  
192 **Officer Kerry Gilles** Repeat that one more time.  
193  
194 [10:47 AM / 04:08]  
195 **Investigator Darrin Smith\_OPS** Did you hear overhear any officer speak about that a taser was  
196 used during this arrest?  
197  
198 [10:47 AM / 04:14]  
199 **Officer Kerry Gilles** During no, afterwards? Yes.  
200  
201 [10:47 AM / 04:17]  
202 **Investigator Darrin Smith\_OPS** I Guess that's what I mean. That con that was part of the  
203 conversation that the officer had to use a taser?  
204  
205 [10:47 AM / 04:21]  
206 **Officer Kerry Gilles** Afterwards Yes.  
207  
208 [10:47 AM / 04:22]  
209 **Investigator Darrin Smith\_OPS** At some point, correct?  
210  
211 [10:47 AM / 04:23]  
212 **Officer Kerry Gilles** Yes.  
213  
214 [10:47 AM / 04:23]  
215 **Investigator Darrin Smith\_OPS** Okay. I guess that's just clarifying. It wasn't nobody used the taser  
216 after you got there?  
217  
218 [10:47 AM / 04:27]  
219 **Officer Kerry Gilles** Oh yeah, yeah, yeah.  
220  
221 [10:47 AM / 04:28]  
222 **Investigator Darrin Smith\_OPS** I guess that's what I'm, I just wanna clarify, but that was brought up  
223 after the fact?  
224  
225 [10:48 AM / 04:32]  
226 **Officer Kerry Gilles** Yes.  
227  
228 [10:48 AM / 04:32]  
229 **Investigator Darrin Smith\_OPS** That a taser was used during the arrest?  
230  
231 [10:48 AM / 04:34]  
232 **Officer Kerry Gilles** Yes.

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233  
234 [10:48 AM / 04:34]  
235 Investigator Darrin Smith\_OPS Okay. And then there was other, did any indication there was any  
236 other type of force that was used other than the taser that you can recall?  
237  
238 [10:48 AM / 04:41]  
239 Officer Kerry Gilles Uh, like he, they got, well, he punched him in the face or something like that.  
240  
241 [10:48 AM / 04:46]  
242 Investigator Darrin Smith\_OPS Who's he?  
243  
244 [10:48 AM / 04:46]  
245 Officer Kerry Gilles Uh,  
246  
247 [10:48 AM / 04:46]  
248 Investigator Darrin Smith\_OPS The officer or the guy in Handcuffs?  
249  
250 [10:48 AM / 04:50]  
251 Officer Kerry Gilles The officer. That officer punched the guy in handcuffs.  
252  
253 [10:48 AM / 04:54]  
254 Investigator Darrin Smith\_OPS And did he, did, did you hear why he had to do that?  
255  
256 [10:48 AM / 04:56]  
257 Officer Kerry Gilles Um, he said he, well, per the conversation, they said he flinched at 'em and he  
258 gave like a, I forgot what they call that. He gave cues, like he was about to like tussle with 'em.  
259  
260 [10:48 AM / 05:11]  
261 Investigator Darrin Smith\_OPS Okay. So he struck him first.  
262  
263 [10:48 AM / 05:13]  
264 Officer Kerry Gilles Okay. And then, um, it was all because the gentleman didn't wanna sign the  
265 ticket.  
266  
267 [10:48 AM / 05:16]  
268 Investigator Darrin Smith\_OPS Okay. At any point did you or another officer determine the subject,  
269 did not have a pulse?  
270  
271 [10:48 AM / 05:29]  
272 Officer Kerry Gilles Um, multiple times saying, uh, they said that, that he couldn't feel it. Not sure if it  
273 was either like low or he couldn't, like at where there was no pulse or whether it was just low and he  
274 couldn't, you know, he's a hef hefty guy.  
275  
276 [10:49 AM / 05:45]  
277 Investigator Darrin Smith\_OPS Right.  
278  
279 [10:49 AM / 05:45]  
280 Officer Kerry Gilles So I couldn't tell if, um,  
281  
282 [10:49 AM / 05:46]  
283 Investigator Darrin Smith\_OPS Did you attempt to take a pulse at any point?  
284  
285 [10:49 AM / 05:48]  
286 Officer Kerry Gilles No, sir.  
287  
288 [10:49 AM / 05:49]  
289 Investigator Darrin Smith\_OPS Okay. How many, do you recall how many officers attempted to take  
290 a pulse?  
291  
292 [10:49 AM / 05:52]

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293 **Officer Kerry Gilles** Um, just, I wanna say just the one.  
294  
295 [10:49 AM / 05:55]  
296 **Investigator Darrin Smith\_OPS** Okay. And do you recall how many times you attempted to do it?  
297  
298 [10:49 AM / 05:59]  
299 **Officer Kerry Gilles** I wanna say maybe two to three times.  
300  
301 [10:49 AM / 06:01]  
302 **Investigator Darrin Smith\_OPS** Okay. And did he indic and the best you can say what, what was  
303 the, what was the gist of that? Did he determine there was or wasn't a pulse? Do you recall  
304 specifically what he said?  
305  
306 [10:49 AM / 06:12]  
307 **Officer Kerry Gilles** Specifically? He said, I don't, I don't feel nothing the first time. And then I think I  
308 wanna say the second, second or third time he was like, it's low or no.  
309  
310 [10:49 AM / 06:22]  
311 **Investigator Darrin Smith\_OPS** Okay. Yeah. At any point did uh, you or another officer determine  
312 the subject wasn't breathing?  
313  
314 [10:49 AM / 06:27]  
315 **Officer Kerry Gilles** No, I kept calling out to him. I, I was just, sir, are you all right sir? Can you hear  
316 me sir? But I couldn't tell if he was breathing. I did see him like, just like slouched.  
317  
318 [10:50 AM / 06:37]  
319 **Investigator Darrin Smith\_OPS** Okay.  
320  
321 [10:50 AM / 06:37]  
322 **Officer Kerry Gilles** Drooling. But no.  
323  
324 [10:50 AM / 06:38]  
325 **Investigator Darrin Smith\_OPS** Did he say anything?  
326  
327 [10:50 AM / 06:39]  
328 **Officer Kerry Gilles** who  
329  
330 [10:50 AM / 06:40]  
331 **Investigator Darrin Smith\_OPS** The subject in handcuffs?  
332  
333 [10:50 AM / 06:41]  
334 **Officer Kerry Gilles** No. No.  
335  
336 [10:50 AM / 06:41]  
337 **Investigator Darrin Smith\_OPS** Did he respond in any other manner? Did he move or, or anything?  
338  
339 [10:50 AM / 06:44]  
340 **Officer Kerry Gilles** No.  
341  
342 [10:50 AM / 06:44]  
343 **Investigator Darrin Smith\_OPS** Okay. And during the, your time at the training academy, you said  
344 he'd been on his own four morning watch for about a month. So you recently got outta the academy?  
345  
346 [10:50 AM / 06:55]  
347 **Officer Kerry Gilles** Mm-hmm.<affirmative>.  
348  
349 [10:50 AM / 06:56]  
350 **Investigator Darrin Smith\_OPS** During the time of the training academy, were you guys, uh, given  
351 any training on First Aid and C P R?  
352

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353 [10:50 AM / 07:02]  
354 **Officer Kerry Gilles** Yes sir.  
355  
356 [10:50 AM / 07:02]  
357 **Investigator Darrin Smith\_OPS** And About how long, how was that course? How long was it, do you  
358 remember?  
359  
360 [10:50 AM / 07:08]  
361 **Officer Kerry Gilles** About a day's work.  
362  
363 [10:50 AM / 07:09]  
364 **Investigator Darrin Smith\_OPS** Okay. And Was it C P R specifically in First aid?  
365  
366 [10:50 AM / 07:18]  
367 **Officer Kerry Gilles** What do you mean?  
368  
369 [10:50 AM / 07:19]  
370 **Investigator Darrin Smith\_OPS** C Was it CPR class, I Guess is  
371  
372 [10:50 AM / 07:20]  
373 **Officer Kerry Gilles** Oh, yes. Yes.  
374  
375 [10:50 AM / 07:21]  
376 **Investigator Darrin Smith\_OPS** Okay. And during that C P R class did, were you taught what to do  
377 in an individual Either has no pulse or a low pulse?  
378  
379 [10:51 AM / 07:31]  
380 **Officer Kerry Gilles** I, I'm pretty sure I was, but I don't remember. Um,  
381  
382 [10:51 AM / 07:37]  
383 **Investigator Darrin Smith\_OPS** If somebody doesn't have a pulse, what are you supposed to do?  
384  
385 [10:51 AM / 07:40]  
386 **Officer Kerry Gilles** You gotta raise, raise an ambulance, you got start four. And um,  
387  
388 [10:51 AM / 07:44]  
389 **Investigator Darrin Smith\_OPS** Do You have to start CPR on somebody if they don't what you're  
390 taught? If somebody doesn't have a pulse, do you have to  
391  
392 [10:51 AM / 07:48]  
393 **Officer Kerry Gilles** Oh, Oh, oh I'm, yeah.  
394  
395 [10:51 AM / 07:50]  
396 **Investigator Darrin Smith\_OPS** Okay.  
397  
398 [10:51 AM / 07:50]  
399 **Officer Kerry Gilles** Yeah, you gotta, yeah, you gotta start CPR if you,  
400  
401 [10:51 AM / 07:53]  
402 **Investigator Darrin Smith\_OPS** I mean, yes. I mean you obviously you as you mentioned protocol,  
403 you start EMS, correct?  
404  
405 [10:51 AM / 07:58]  
406 **Officer Kerry Gilles** Yes.  
407  
408 [10:51 AM / 07:58]  
409 **Investigator Darrin Smith\_OPS** And as far as you know, EMS was was en route?  
410  
411 [10:51 AM / 08:01]  
412 **Officer Kerry Gilles** Yes.

413  
414 [10:51 AM / 08:01]  
415 **Investigator Darrin Smith\_OPS** Okay. Well while we're waiting for EMS is my question, at any point  
416 did you attempt to administer any C P R on the subject?  
417  
418 [10:51 AM / 08:08]  
419 **Officer Kerry Gilles** No sir.  
420  
421 [10:51 AM / 08:09]  
422 **Investigator Darrin Smith\_OPS** And why not?  
423  
424 [10:51 AM / 08:12]  
425 **Officer Kerry Gilles** Too much going on? We got one officer trying to get a pulse, other officer trying  
426 to like, I guess, you know, do the thing. Uh, what, just Talking  
427  
428 [10:51 AM / 08:23]  
429 **Investigator Darrin Smith\_OPS** Would a sternum rub, what You're trying to explain.  
430  
431 [10:51 AM / 08:25]  
432 **Officer Kerry Gilles** Yes. There we go. Yeah, yeah. I'm sorry. Yeah, so um, they're trying to do that  
433 and then um, he's also handcuffed and it's like, okay, well I'm talking to him trying to like reach out to  
434 him, but I didn't think of trying to give him C P R, no.  
435  
436 [10:52 AM / 08:40]  
437 **Investigator Darrin Smith\_OPS** Okay. You just didn't think to do it?  
438  
439 [10:52 AM / 08:42]  
440 **Officer Kerry Gilles** No sir.  
441  
442 [10:52 AM / 08:42]  
443 **Investigator Darrin Smith\_OPS** Okay. Did you provide any medical assistance or assistance to this  
444 subject in handcuffs?  
445  
446 [10:52 AM / 08:48]  
447 **Officer Kerry Gilles** No sir.  
448  
449 [10:52 AM / 08:49]  
450 **Investigator Darrin Smith\_OPS** And that was for the reason that you just previously described you  
451 didn't think to, I guess is what I was,  
452  
453 [10:52 AM / 08:55]  
454 **Officer Kerry Gilles** No, sir.  
455  
456 [10:52 AM / 08:56]  
457 **Investigator Darrin Smith\_OPS** Okay. Is there anything else you'd like to add to your statement  
458 today?  
459  
460 [10:52 AM / 09:06]  
461 **Officer Kerry Gilles** No sir.  
462  
463 [10:52 AM / 09:06]  
464 **Investigator Darrin Smith\_OPS** Speak up a Little bit.  
465  
466 [10:52 AM / 09:07]  
467 **Officer Kerry Gilles** Oh, no sir.  
468  
469 [10:52 AM / 09:08]  
470 **Investigator Darrin Smith\_OPS** Alright. Thank You. Have you been truthful in your statement?  
471  
472 [10:52 AM / 09:10]

473 **Officer Kerry Gilles** Yes sir.  
474  
475 [10:52 AM / 09:11]  
476 **Investigator Darrin Smith\_OPS** You're Aware that this is an open and ongoing investigation and you  
477 not to discuss this case with anyone other than your attorney, union representative or peer rep?  
478  
479 [10:52 AM / 09:18]  
480 **Officer Kerry Gilles** Yes, sir.  
481  
482 [10:52 AM / 09:19]  
483 **Investigator Darrin Smith\_OPS** Be advised that should become necessary in this investigation. You  
484 may be directed to submit to a computer voice stress analyzer exam per A P D A O P 31 20 to  
485 acknowledge this as official notification.  
486  
487 [10:52 AM / 09:30]  
488 **Officer Kerry Gilles** Yes, sir.  
489  
490 [10:52 AM / 09:30]  
491 **Investigator Darrin Smith\_OPS** Alright, it's 9:11 AM we'll go ahead and conclude the statement.  
492

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ATLANTA POLICE DEPARTMENT  
Written Notice of Allegations

Employee: Officer Kerry Gilles APD ID # 8244 OPS#: 23-I-0417-ICD

Allegation: (Type Allegation and Work Rule #)  
The Department requests an investigation into the allegation that Officer Kerry Gilles failed to render first aid to the male subject who was injured after a use of force incident.  
APD.SOP.2010/4.2.33 Conformance to Directives  
APD.SOP.3010 Use of Force

According to APD.SOP.2020 your responsibilities, restrictions, and rights as an employee are:

3.4 Employee Responsibilities

All employees must answer questions and/or make available any relevant materials or sworn statements concerning an investigation of employee misconduct when directed to do so by a disciplinary authority or duly appointed investigator. Employees will provide all relevant information and materials and answer all questions honestly, completely, and to the best of their ability. **An employee's refusal to cooperate and provide sworn statements, answers, or relevant materials during an authorized administrative investigation will result in disciplinary action, up to and including dismissal.**

Any employee reporting for duty under the influence of any substance such as prescription medications, alcohol, over the counter medications, or other substances that, while legal, may adversely affect the judgment or performance of that employee during duty hours, must notify his or her immediate supervisor prior to commencing work.

3.5 Employee Restrictions

Except as authorized, in an investigation into employee misconduct, employees may not:  
Interfere with the complaint investigation in any manner  
Independently participate in the investigation  
Be present during any investigative contact with a complainant or with witness involved in the investigation  
Contact the complainant or witness concerning the allegations; or  
Discuss the existence or facts of a complaint with anyone except designated Department authorities conducting the investigation. This restriction will not be construed to prohibit an employee from discussing any aspects of a complaint with his or her attorney or other representative, or to prevent his or her attorney from developing information for his or her defense.

3.6 Employee Rights

All employees have the right to have an attorney or other representative present during questioning in an administrative investigation. However, any employee who is either an accused employee or a witness in a complaint investigation may not act in the capacity of representative for any other employee being questioned as an accused or witness in that complaint investigation. An employee's representative shall be allowed to consult with the employee, and to object to questions, but shall not delay or interfere with the questioning process. Any objections to the form or content of the questions will be noted, but the employee shall still be required to answer fully and completely any and all questions presented during the investigation. An employee cannot delay questioning for more than three hours beyond the time he or she was given notice to appear for the questioning.

The employee being questioned as the accused will be issued the Written Notice of Allegations form (Form APD 848), which includes, but is not limited to a written statement of the allegation(s) and the employee's rights and responsibilities relative to the investigation against him/her prior to any questioning.

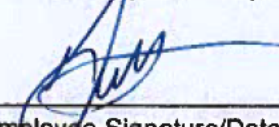
All employees who are subject to any form of discipline, whether non-adverse or adverse action, will be given written documentation of the disciplinary action taken. This written documentation must state the work rule which applies to the disciplinary action taken, information and/or documentation supporting the alleged work rule violation, and the disciplinary action that was taken. Employees must sign the written documentation stating that they have been notified of the disciplinary action taken. The employee's signature does not constitute an admission of guilt or wrongdoing, it serves only as receipt of the written documentation of disciplinary action and notification of the same.

The employee against whom a complaint has been filed may review the investigative folder upon completion of that investigation. The OPS commander will designate the area where the folder is to be reviewed and establish rules governing the review of the folder.

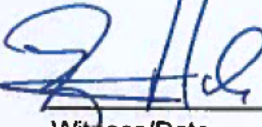
If the employee is being questioned as a suspect in a criminal investigation, the employee will be afforded complete Miranda Rights.

Administrative statements made by employees and evidence gained as a result of such statements shall not be used against the employee in criminal proceedings involving the employee except in cases of perjury.

I have received a copy of the allegation(s) and my rights and responsibilities relative to the investigation against me as the accused prior to any questioning.

  
Employee Signature/Date

August 28, 23

  
Witness/Date

8/28/23



ATLANTA POLICE DEPARTMENT  
Awareness Statement: Truthfulness

OPS Complaint # 23-I-0417-ICD

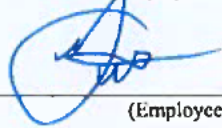
This statement form will be completed for every employee, accused or witness, in its entirety by the interviewer, and will be signed by the employee, prior to obtaining a statement for any allegation being investigated by the investigating authority.

I am aware that I will be **dismissed** for a Sustained violation of APD.SOP.2010, "Employee Work Rule" 4.1.03 (Truthfulness) which reads:

*"Employees will be truthful in their written and spoken words at all times."*

Do you understand this statement?     Yes     No

Officer Officer Gilles  
(Employee's Printed Name)

  
(Employee's Signature)

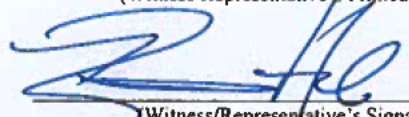
August 28 2023  
(Date/Time)

Investigator Darrin Smith  
(Interviewer's Printed Name)

  
(Interviewer's Signature)

8/28/2023  
(Date/Time)

  
(Witness Representative's Printed Name)

  
(Witness/Representative's Signature)

8/28/23  
(Date/Time)

A-13-11-11



**Evidence Title: Eric Roberson Interview 8-19-13.MP3**

**This transcript has been verified by Smith, Darrin (4206)**

**This transcript starts at Aug 19, 2023 1:17 PM -04:00 and is 8m 2s in length**

1 [01:17 PM / 00:00]  
2 **Investigator Darrin Smith\_OPS** All right. Today is August 19th, 2023. It's 7:48 AM I'm Investigator  
3 Darrin Smith with the Atlanta Police Department on the phone today with Eric Roberson. Could you,  
4 um, state and spell your first and last name, sir, for the record?  
5  
6 [01:18 PM / 00:13]  
7 **Eric Roberson** Uh, Eric, E r i c. First name, last name, R o b e r s s o n.  
8  
9 [01:18 PM / 00:20]  
10 **Investigator Darrin Smith\_OPS** Thank you. And, and Mr. Roberson, what do you do for work?  
11  
12 [01:18 PM / 00:25]  
13 **Eric Roberson** Uh, I'm a tow truck operator.  
14  
15 [01:18 PM / 00:27]  
16 **Investigator Darrin Smith\_OPS** Okay. And do you work, uh, which tow truck operator, uh, service do  
17 you work for?  
18  
19 [01:18 PM / 00:32]  
20 **Eric Roberson** S & W towing.  
21  
22 [01:18 PM / 00:33]  
23 **Investigator Darrin Smith\_OPS** And is that a contracted towing service for the City of Atlanta Police  
24 Department?  
25  
26 [01:18 PM / 00:37]  
27 **Eric Roberson** Yes.  
28  
29 [01:18 PM / 00:38]  
30 **Investigator Darrin Smith\_OPS** Okay. And do you recall getting, um, dispatched through your  
31 service to, um, assist with Atlanta Police Department on a vehicle tow request around August 10th,  
32 around 1155 or pm almost into midnight that night?  
33  
34 [01:18 PM / 00:55]  
35 **Eric Roberson** Yes.  
36  
37 [01:18 PM / 00:56]  
38 **Investigator Darrin Smith\_OPS** And did you respond to the intersection of Joseph E Lowry  
39 Boulevard and Cunningham Place?  
40  
41 [01:18 PM / 01:01]  
42 **Eric Roberson** Yes.  
43  
44 [01:18 PM / 01:02]  
45 **Investigator Darrin Smith\_OPS** Okay. And when you got there, could you tell me what happened  
46 and what, and anything that you may have witnessed?  
47  
48 [01:19 PM / 01:09]  
49 **Eric Roberson** Uh, yeah, when I pulled up on the scene and assessing the accident, I seen the  
50 officer was down on the ground with the subject, uh, holding it down on the ground when I pulled up.  
51  
52 [01:19 PM / 01:21]  
53 **Investigator Darrin Smith\_OPS** Okay. And, and what did you do from there?

54  
55 [01:19 PM / 01:24]  
56 **Eric Roberson** Uh, I got out and I went over to, uh, assist the officer, uh, helping him get him in, uh,  
57 custody.  
58  
59 [01:19 PM / 01:30]  
60 **Investigator Darrin Smith\_OPS** Okay. Did you, you mentioned that you said the, the officer was on  
61 top of the, the individual. Did, did they appear to be fighting or could you kind of explain what, what,  
62 what the, what they were doing with each other?  
63  
64 [01:19 PM / 01:42]  
65 **Eric Roberson** Uh, yeah, the officer was, uh, on top of him, had him, uh, on his left side, and I had  
66 his right arm pull behind him and was on his left side, right side trying to, uh, handcuff, get the right,  
67 left arm around to handcuff him.  
68  
69 [01:19 PM / 01:58]  
70 **Investigator Darrin Smith\_OPS** Okay. And did, did you go in and as assist the officer with trying to  
71 get the handcuffs on the individual?  
72  
73 [01:19 PM / 02:04]  
74 **Eric Roberson** Yes. I, I came and I, I helped the, uh, pull the right arm, left arm around to the right  
75 arm while he cuffed him.  
76  
77 [01:20 PM / 02:09]  
78 **Investigator Darrin Smith\_OPS** Okay. And did you see the officer utilize his taser at all? Are you  
79 familiar? I, I just asked, are you familiar with our tasers or a Taser?  
80  
81 [01:20 PM / 02:20]  
82 **Eric Roberson** Oh, yeah. Yes, I am.  
83  
84 [01:20 PM / 02:21]  
85 **Investigator Darrin Smith\_OPS** Okay. And have you, did you see the officer utilize his taser at that  
86 point or any point?  
87  
88 [01:20 PM / 02:26]  
89 **Eric Roberson** No. No.  
90  
91 [01:20 PM / 02:27]  
92 **Investigator Darrin Smith\_OPS** Okay. Um, and so just, just to clarify, you said when you got there,  
93 you were already witnessed the officer on the ground with the individual. So would it be fair to say you  
94 didn't see anything before that occur?  
95  
96 [01:20 PM / 02:41]  
97 **Eric Roberson** No. Uhuh.  
98  
99 [01:20 PM / 02:42]  
100 **Investigator Darrin Smith\_OPS** Okay. And could you describe the demeanor of the individual or the  
101 behavior of the individual, the guy on the ground,  
102  
103 [01:20 PM / 02:48]  
104 **Eric Roberson** Uh, the guy was on the ground, like I say, he had his right arm pulled behind him, and  
105 he was still trying to get the left arm, but the, he was resisting with the left arm, like he was still  
106 fumbling with his left arm, you know, uh, wouldn't cooperate with him when I pulled up.  
107  
108 [01:21 PM / 03:06]  
109 **Investigator Darrin Smith\_OPS** Okay. Did you hear the officer give any commands to the subject on  
110 the ground?  
111  
112 [01:21 PM / 03:13]

113 **Eric Roberson** Uh, I, if I'm correct, I think he was saying stop resisting. I believe I, I couldn't be, I'm  
114 not quite a hundred sure on that part.  
115  
116 [01:21 PM / 03:21]  
117 **Investigator Darrin Smith\_OPS** Okay.  
118  
119 [01:21 PM / 03:22]  
120 **Eric Roberson** That happened so fast.  
121  
122 [01:21 PM / 03:23]  
123 **Investigator Darrin Smith\_OPS** Right. And did you hear the subject on the ground say anything?  
124  
125 [01:21 PM / 03:28]  
126 **Eric Roberson** No, Uhuh.  
127  
128 [01:21 PM / 03:29]  
129 **Investigator Darrin Smith\_OPS** Okay. Um, and when you first arrived, was the guy on the ground  
130 still moving around?  
131  
132 [01:21 PM / 03:38]  
133 **Eric Roberson** Yes. Mm-hmm. <affirmative>.  
134  
135 [01:21 PM / 03:38]  
136 **Investigator Darrin Smith\_OPS** Okay. Did it, did you notice at any point where it looked like that he  
137 wasn't moving around anymore?  
138  
139 [01:21 PM / 03:44]  
140 **Eric Roberson** Uh, once he got him in, got him in handcuffs, then he set him up, uh, set him up, uh,  
141 set him up, set him up against his legs, his officer legs, and just like the, the, the gentleman just, uh,  
142 like went unconscious. Then just like his head dropped, like he went unconscious. Then the officer  
143 start, you know, checking for pulse and everything. And it sounded like the sup uh, lieutenant was  
144 telling him to give him chest circular, circular motions.  
145  
146 [01:22 PM / 04:12]  
147 **Investigator Darrin Smith\_OPS** Mm-hmm. <affirmative>. Okay.  
148  
149 [01:22 PM / 04:14]  
150 **Eric Roberson** And he was for ambulance. He kept asking for a four, you know, 'cause the guy was  
151 bleeding, he was bleeding, the guy was bleeding. He kept asking for ambulance for that... reason.  
152  
153 [01:22 PM / 04:22]  
154 **Investigator Darrin Smith\_OPS** Okay. And, and what did you do from there?  
155  
156 [01:22 PM / 04:26]  
157 **Eric Roberson** Uh, I just stood down and, um, just stood down to the ambulance, you know, pulled  
158 up and everything.  
159  
160 [01:22 PM / 04:32]  
161 **Investigator Darrin Smith\_OPS** Okay. Um, did, did you notice if the individual and you said looked  
162 like he just kind of passed out? Did you notice if he made any type of movements or anything after  
163 that?  
164  
165 [01:22 PM / 04:42]  
166 **Eric Roberson** No. Uhuh.  
167  
168 [01:22 PM / 04:43]  
169 **Investigator Darrin Smith\_OPS** Okay. Did, did he say anything?  
170  
171 [01:22 PM / 04:46]  
172 **Eric Roberson** No. Uhuh.

173  
174 [01:22 PM / 04:46]  
175 Investigator Darrin Smith\_OPS Okay. And did other officers eventually show up?  
176  
177 [01:22 PM / 04:50]  
178 Eric Roberson Yes, Uhhuh <affirmative>.  
179  
180 [01:22 PM / 04:51]  
181 Investigator Darrin Smith\_OPS Okay. And where, when you arrived, where did you initially park  
182 your, your, your flatbed wrecker?  
183  
184 [01:22 PM / 04:58]  
185 Eric Roberson (Uhhuh <affirmative> Dispatch Radio) I was parked on, on Joseph E Lowery on the,  
186 uh, side.  
187  
188 [01:22 PM / 05:04]  
189 Investigator Darrin Smith\_OPS Okay. And when I get, uh, just to clarify, uh, when that evening, you  
190 and I had a, a brief conversation as I showed up, is that correct?  
191  
192 [01:23 PM / 05:13]  
193 Eric Roberson Yes. Mm-hmm. <affirmative>.  
194  
195 [01:23 PM / 05:14]  
196 Investigator Darrin Smith\_OPS Uh, and that was just more of a, how were you doing type  
197 conversation for previous, uh, encounter, uh, uh, instances where you and I have uh, uh, worked  
198 together? Is that correct?  
199  
200 [01:23 PM / 05:23]  
201 Eric Roberson Correct, Yes.  
202  
203 [01:23 PM / 05:24]  
204 Investigator Darrin Smith\_OPS Okay. And when I got there, I noticed your flatbed was, uh, almost  
205 in a position to tow the vehicle. Could you explain why you, why your flatbed was, or you, why it that  
206 position versus the original position when you first got there?  
207  
208 [01:23 PM / 05:36]  
209 Eric Roberson Uh, once, once they, uh, uh, put him into the ambulance or put him into the, uh,  
210 stretcher ambulance. So I got in my tow truck and I backed it up to it, you know, get ready to clear the  
211 scene. And as I, uh, let the bed back, that's when they told me, just hold up. 'cause you know, there  
212 gonna be a different, it was a different situation then.  
213  
214 [01:23 PM / 05:55]  
215 Investigator Darrin Smith\_OPS Okay.  
216  
217 [01:23 PM / 05:55]  
218 Eric Roberson But it took pull up, uh, before I load the truck.  
219  
220 [01:23 PM / 05:58]  
221 Investigator Darrin Smith\_OPS Okay. And that's when you just left it? That's 'cause when I got  
222 there, that's, that's the way when you were told to, to stop what you're doing, you just left the vehicle  
223 in the position. It was when, when you and I had a conversation. Is that correct?  
224  
225 [01:24 PM / 06:09]  
226 Eric Roberson Yes. Mm-hmm. <affirmative>.  
227  
228 [01:24 PM / 06:11]  
229 Investigator Darrin Smith\_OPS Um, and just to go back real quick, when the officer and the subject  
230 were on the ground, um, you said the officer was, had the subject on his side and the officer appeared  
231 to be like, I guess on top, did the officer appear to have who, who appeared to be, have more control  
232 over one another? Or was it, or could you tell?

233  
234 [01:24 PM / 06:34]  
235 **Eric Roberson** Well, the officer had more control of him. Uh, you know, had him to the point where  
236 he was just holding in position.  
237  
238 [01:24 PM / 06:42]  
239 **Investigator Darrin Smith\_OPS** Okay.  
240  
241 [01:24 PM / 06:44]  
242 **Eric Roberson** To some ss I guess, holding position to some help get that, to help him get him cuffed  
243 other, um, cuffed because he had been, you know, was resisting with the left arm  
244  
245 [01:24 PM / 06:53]  
246 **Investigator Darrin Smith\_OPS** right  
247  
248 [01:24 PM / 06:54]  
249 **Eric Roberson** in the cuff. So he was holding him in a position to some, you know, help arrived.  
250  
251 [01:24 PM / 06:57]  
252 **Investigator Darrin Smith\_OPS** Okay. And have you ever, uh, been involved with any type of, um, in  
253 your career working as a either police officer or security personnel or anything?  
254  
255 [01:25 PM / 07:08]  
256 **Eric Roberson** Okay. What was the question again?  
257  
258 [01:25 PM / 07:10]  
259 **Investigator Darrin Smith\_OPS** I'm sorry. In your, in your, in your career, I mean, you've, you and I  
260 have been around for a little while. Have you ever worked, um, in like either a police capacity or as a,  
261 as a, like a, a bouncer I guess, or security for anybody?  
262  
263 [01:25 PM / 07:24]  
264 **Eric Roberson** Yes. I worked, uh, on the, uh, contract with the City of Atlanta Police, uh, for the  
265 Greyhound system for 14 years.  
266  
267 [01:25 PM / 07:32]  
268 **Investigator Darrin Smith\_OPS** Okay. And during your 14 years there, have you have ever had  
269 anybody actively resist you if you had to detain or arrest somebody?  
270  
271 [01:25 PM / 07:40]  
272 **Eric Roberson** Uh, multiple times.  
273  
274 [01:25 PM / 07:41]  
275 **Investigator Darrin Smith\_OPS** Okay.  
276  
277 [01:25 PM / 07:41]  
278 **Eric Roberson** Yeah.  
279  
280 [01:25 PM / 07:42]  
281 **Investigator Darrin Smith\_OPS** And did it appear based on your experience there that the officer,  
282 um, the individual that he was handling, appeared to be resisting based on your experience?  
283  
284 [01:25 PM / 07:52]  
285 **Eric Roberson** Yes.  
286  
287 [01:25 PM / 07:53]  
288 **Investigator Darrin Smith\_OPS** Okay. Uh, I don't have any further questions for you. It is 7:56 AM  
289 we'll go ahead and conclude the statement.  
290

P-14-5-5



Atlanta Police Department

Case # 23221937 - Incident Report Cover Sheet

REPORT DATE / TIME Aug 11, 2023 04:09	ZONE / BEAT / SUBDIVISION 4 / SUBDIVISION 5 1 / 104	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 10, 2023 21:47 - Aug 11, 2023 01:00
--	--	--

INCIDENT INFO

OFFENSE CODE

Death Investigation

OFFENSE LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

INVOLVED ORGANIZATIONS

INVOLVEMENT	NAME	ADDRESS
O-1	City of Atlanta	

NARRATIVE

On August 10th, 2023 Unit 1104 Officer K. Kimbrough was dispatched to an accident call. During the course of his on-scene investigation Officer K. Kimbrough deployed his city issued Taser on a combative subject.

REPORTING OFFICER SIGNATURE / DATE William Skeens #4307 Aug 16, 2023 07:46 (e-signature)	SUPERVISOR SIGNATURE / DATE Germain Dearlove #4971 Aug 18, 2023 15:40 (e-signature)
PRINT NAME William Skeens #4307	PRINT NAME Germain Dearlove #4971

Atlanta Police Department

NOTE: Summarized report. More data regarding this report may exist in the RMS.  
Mark43 RMS Form v2.0 generated by D. Smith #4206 on Aug 21, 2023 12:37.

P-15-1-18

### Case # 232221937 - Incident Report

REPORT DATE / TIME Aug 11, 2023 04:09	ZONE / BEAT / SUBDIVISION 4 / SUBDIVISION 5 1 / 104	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 10, 2023 21:47 - Aug 11, 2023 01:00
REPORT AUTHOR William Skeens #4307	BODY WORN CAMERA? 1. Yes -- Video Footage Available	
REPORT TAKEN LOCATION CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310 CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310		
STAT REPORTING		
<input type="checkbox"/> ShotSpotter Alert?	<input type="checkbox"/> NARCAN/Naloxone Used?	
<input type="checkbox"/> Bellline Incident	<input type="checkbox"/> Firearm Involved	
<input type="checkbox"/> Pursuit Report Form Required	<input type="checkbox"/> Tourniquet Used	
<input type="checkbox"/> Atlanta Public Schools student involved?	<input type="checkbox"/> Assisted by LPR?	
<input checked="" type="checkbox"/> Use of Force Form Required	<input type="checkbox"/> De-Escalation Techniques Used	

### NARRATIVE

On August 10th, 2023 Unit 1104 Officer K. Kimbrough was dispatched to an accident call. During the course of his on-scene investigation Officer K. Kimbrough deployed his city issued Taser on a combative subject.

### INCIDENT INFO

INCIDENT TYPE

Death Investigation

#### OFFENSE LOCATION

LOCATION NAME / STREET ADDRESS/LOCATION NAME / APT, UNIT, STE / DESCRIPTION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW

CITY ATL	STATE GA	ZIP 30310	COUNTRY CODE US
INTERSECTION STREET 1 CUNNINGHAM PL SW		INTERSECTION STREET 2 JOSEPH E LOWERY BLVD SW	
LOCATION CATEGORY Highway/ Road/ Alley/ Street/ Sidewalk		ZONE / BEAT / SUBDIVISION 4 / SUBDIVISION 5 1 / 104	

### STOP & THINK

- You were in a commercial or residential building or structure
- You were not immediately responding to a civilian 911 call

### INVOLVED ORGANIZATIONS

INVOLVED ORGANIZATION-1 NAME

O-1 City of Atlanta

INVOLVEMENT TYPE A

Reporting Party

### INVOLVED LOCATIONS

LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

REPORTING OFFICER SIGNATURE / DATE William Skeens #4307 Aug 16, 2023 07:46 (e-signature)	SUPERVISOR SIGNATURE / DATE Germain Dearlove #4971 Aug 18, 2023 15:40 (e-signature)
PRINT NAME William Skeens #4307	PRINT NAME Germain Dearlove #4971

P-15-2-18

**Case # 232221937 - Crime Scene - 1 Report**

REPORT DATE / TIME Aug 11, 2023 04:44	ZONE / BEAT / SUBDIVISION 4 / SUBDIVISION 5 1 / 104	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 11, 2023 00:35 - 02:28
REPORT AUTHOR Teresa Mattox #5662	BODY WORN CAMERA? 5. No - Not assigned a BWC	
ASSISTING PERSONNEL / TYPE(S) Shaquana Almonds #8001 (Lead Officer/Investigator)		
REPORT TAKEN LOCATION CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310 CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310		

**NARRATIVE**

Crime Scene #:235485

Requested Date/Time:8-11-2023/0035HRS

Arrived Date/Time:8-11-2023/0135HRS

Narrative: I, CST Mattox, T. on 8-11-2023 at approximately 0035HRS was requested on an Auto Accident call at Cunningham PL SW/ Joseph E Lowery Blvd SW with Officer Almonds, S. (Unit# 8001). A total of (70) photos was taken of the scene. I photographed a black Hyundai Elantra (Tag# CSB1413) with damages to the hood, front bumper, and the driver side front fender. I photographed a white Chevrolet Silverado (Tag# CRG1013) with damages to the driver side front fender, driver side front door, driver side rear door, driver side bed of the truck, and driver side rear bumper. I photographed a blue Ford Explorer (Tag# GV0947P) with damages to the passenger rear fender, passenger side front door, and a defect in the passenger side front fender. I relocated to 226 Peachtree ST SW to take photos of the victim's injuries. I photographed the victim Officer Kimbrough, K. (Unit# 7951) with injuries to his bottom lip. I relocated to 80 Jesse Hill JR DR SE to take photos of another victim. I photographed the victim Dale Meyer (DOB Unknown) with injuries to his private area. There were no other Crime Scene request made or performed, left with Officer Almonds, S. (Unit# 8001).

CST Mattox, T. (Unit# 7316)

Report submitted on 8-12-2023

**INVOLVED PERSONS**

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE) P-1 Meyers, Dale		DOB / ESTIMATED AGE RANGE 20 - 80 years old
SEX Male	RACE / ETHNICITY Black or African American / Unknown	
INVOLVEMENT TYPE A Victim		
INVOLVED PERSON-2 NAME (LAST, FIRST MIDDLE) P-2 Hollman, Johnny		DOB / ESTIMATED AGE RANGE 1961-██████
SEX Male	RACE / ETHNICITY Black or African American / Unknown	
INVOLVEMENT TYPE A Suspect		
INVOLVED PERSON-3 NAME (LAST, FIRST MIDDLE) P-3 Kimbrough, K.		DOB / ESTIMATED AGE RANGE ? - 1 years old
SEX Male	RACE / ETHNICITY Black or African American / Not Hispanic Or Latino	
INVOLVEMENT TYPE A Victim		

**INVOLVED ORGANIZATIONS**

REPORTING OFFICER SIGNATURE / DATE Teresa Mattox #5662 Aug 12, 2023 01:52 (e-signature)	SUPERVISOR SIGNATURE / DATE Alfred Turner #1665 Aug 12, 2023 06:16 (e-signature)
PRINT NAME Teresa Mattox #5662	PRINT NAME Alfred Turner #1665

P-15-3-18



INVOLVED ORGANIZATION-1 NAME

O-1 City of Atlanta

INVOLVEMENT TYPE A

Victim

**INVOLVED LOCATIONS**

LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

*VEHICLE INVOLVED: FORD EXPLORER 2016*

ITEM CATEGORY SUV (Sports Utility Vehicle)	MAKE Ford	MODEL Explorer	YEAR OF MANUFACTURE 2016
BIOHAZARD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	LICENSE PLATE / REGISTRATION # GV0947P		
VIN # 1FM5K8ABOLGC15450	PRIMARY COLOR Blue	TAG STATE Georgia	TAG EXPIRE YEAR 2023
STATUS EVID-Destroyed/Damaged	STATUS DATE Aug 11, 2023	TOTAL (\$) VALUE UNKNOWN	IMPOUNDED / TOWED No
QUANTITY 1			

*VEHICLE INVOLVED: CHEVROLET SILVERADO 2021*

ITEM CATEGORY Pickup	MAKE Chevrolet	MODEL Silverado	YEAR OF MANUFACTURE 2021
DESCRIPTION WHI CHEVROLET SILVERADO	BIOHAZARD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		
LICENSE PLATE / REGISTRATION # crg1013	VIN # 3gcpwced3mg191456		
PRIMARY COLOR White	TAG STATE Georgia	TAG EXPIRE YEAR 2024	INSURANCE COMPANY COUNTRY MUTUAL INSURANCE
INSURANCE POLICY # P010490678			
STATUS VEH-Involved in Accident	STATUS DATE Aug 11, 2023		

*VEHICLE INVOLVED: HYUNDAI: HYUNDAI ELANTRA: ELANTRA 2023*

MAKE Hyundai: HYUNDAI	MODEL Elantra: ELANTRA	YEAR OF MANUFACTURE 2023		
DESCRIPTION BLK HYUNDAI ELANTRA				
LICENSE PLATE / REGISTRATION # csb1413	VIN # kmhlm4ag2pu393616			
PRIMARY COLOR Black	TAG STATE Georgia	TAG EXPIRE YEAR 2024	INSURANCE COMPANY PROGRESSIVE PREMIER	
INSURANCE POLICY # 948469172				
STATUS VEH-Involved in Accident	STATUS DATE Aug 11, 2023			

**VEHICLE / PROPERTY & ITEMS SUMMARY**

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
WHI CHEVROLET SILVERADO / Chevrolet / Silverado / White	VEH-Involved in Accident / Aug 11, 2023	3gcpwced3mg191456		
BLK HYUNDAI ELANTRA / Hyundai: HYUNDAI / Elantra: ELANTRA / Black	VEH-Involved in Accident / Aug 11, 2023	kmhlm4ag2pu393616		

REPORTING OFFICER SIGNATURE / DATE Teresa Mattox #5662 Aug 12, 2023 01:52 (e-signature)	SUPERVISOR SIGNATURE / DATE Alfred Turner #1665 Aug 12, 2023 06:16 (e-signature)
PRINT NAME Teresa Mattox #5662	PRINT NAME Alfred Turner #1665

P-15-4-18

Ford / Explorer / Blue

EVID-Destroyed/Damaged / Aug 11, 2023

1FM5K8ABOLGC15450

1

UNKNOWN

REPORTING OFFICER SIGNATURE / DATE

Teresa Mattox #5662 Aug 12, 2023 01:52 (e-signature)

PRINT NAME

Teresa Mattox #5662

SUPERVISOR SIGNATURE / DATE

Alfred Turner #1665 Aug 12, 2023 06:16 (e-signature)

PRINT NAME

Alfred Turner #1665

Atlanta Police Department

Mark43 RMS Form v2.0 generated by D. Smith #4206 on Aug 21, 2023 12:37

P-15-5-18

**Case # 232221937 - Incident Supplement - 1 Report**

REPORT DATE / TIME Aug 11, 2023 06:29	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 10, 2023 21:47 - Aug 11, 2023 06:29	REPORT AUTHOR Shaquana Almonds #8001
SUPPLEMENT TYPE Add Property - y		

**NARRATIVE**

On August 10, 2023 at 2350 p.m. , I Officer Almonds unit (110) of Atlanta Police Department was assisting Officer Kimborough unit (1104) on a Auto Accident at Cunningham Place and Joseph E Lowery.

While responding to a meet officer right away , after GBI finish the crime scene. I Impounded the White 2021 Chevrolet Silverado that belonged to Johnny Hollman . I began to inventory the vehicle when I found a Black Glock 22Gen5 40mm fire arm in the console of the vehicle. I then proceeded to search the vehicle for more belonging and I found under the seat in the back of the vehicle a Black bookbag that had two clear jars of nine baggies of Marijuana. 28.2 grams of an unknown substance and a green and Black pocket Knife and 20 clear baggies also a black galaxy phone android and a scale to measure drugs . The vehicle was towed by S & W Tow Company. I was unable to run the firearm on ACIC, ACIC was down for the night and was not sure when they'll be back up and running. The Firearm and Drugs will be taken the the Annex.

Sgt Samba was notified and General Crimes Investigator unit (4162) Green was notified. Nothing further at this time.

**INVOLVED PERSONS**

INVOLVED PERSON 1 NAME (LAST, FIRST MIDDLE) P-T Hollman, Johnny William		DOB / ESTIMATED AGE RANGE 1961- [REDACTED]
SEX Male	RACE / ETHNICITY Black or African American / Not Hispanic Or Latino	PHONE NUMBER [REDACTED] (primary, Mobile Phone)

INVOLVEMENT TYPE A  
Suspect

**INVOLVED LOCATIONS**

LOCATION  
CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

VEHICLE INVOLVED: CHEVROLET SILVERADO 2021

ITEM CATEGORY Pickup	MAKE Chevrolet	MODEL Silverado	YEAR OF MANUFACTURE 2021
DESCRIPTION WHI CHEVROLET SILVERADO			BIOHAZARD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
LICENSE PLATE / REGISTRATION # CRG1013		VIN # 3GCPWCED3MG191456	
PRIMARY COLOR White	TAG STATE Georgia	TAG EXPIRE YEAR 2023	INSURANCE COMPANY PROGRESSIVE
INSURANCE POLICY # 948818935			
OWNER Mr. Johnny William Hollman			
STATUS VEH-Suspect Vehicle		STATUS DATE Aug 10, 2023	TOTAL (\$) VALUE UNKNOWN
		VEHICLE SEARCHED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
IMPOUNDED / TOWED Yes	TOWING COMPANY, ID # S & W Towing		QUANTITY 1
VEHICLE SEARCH CONSENT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			

REPORTING OFFICER SIGNATURE / DATE Shaquana Almonds #8001 Aug 11, 2023 08:29 (e-signature)	SUPERVISOR SIGNATURE / DATE Osuseynou Samba #6731 Aug 12, 2023 01:06 (e-signature)
PRINT NAME Shaquana Almonds #8001	PRINT NAME Osuseynou Samba #6731

P-15-6-18

LOCATION VEHICLE WAS TOWED TO

Cunningham Place and Joseph E Lowery

IN ATLANTA POLICE CUSTODY

No

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

RECOVERED LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

**VEHICLE / PROPERTY & ITEMS SUMMARY**

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
WHI CHEVROLET SILVERADO / Chevrolet / Silverado / White	VEH-Suspect Vehicle / Aug 10, 2023	3GCPWCED3MG191456	1	UNKNOWN
Black Glock / Austria / 22 Gen5	PROP-Seized / Aug 11, 2023 / Property	Bvxx956	1	UNKNOWN
Green tree branch	PROP-Seized / Aug 10, 2023 / Property		9	UNKNOWN
Brown peanut	PROP-Seized / Aug 10, 2023 / Property		1	UNKNOWN
Clear Baggys / Clear	PROP-Seized / Aug 11, 2023 / Property		40	UNKNOWN
Green and Black Pocket Knife / Green & Black	PROP-Recovered (not for Seized Drugs) / Aug 11, 2023 / Property		1	UNKNOWN
Pink and Clear Jarr / Pink & Clear	PROP-Seized / Aug 10, 2023 / Property		1	UNKNOWN
Black bookbag / Black & Black	PROP-Recovered (not for Seized Drugs) / Aug 10, 2023 / Property		1	UNKNOWN
Drug scale black / Black & Black	PROP-Recovered (not for Seized Drugs) / Aug 10, 2023 / Property		1	UNKNOWN
Black Galaxy cell phone / Black & Black	PROP-Recovered (not for Seized Drugs) / Aug 10, 2023 / Property		1	UNKNOWN

**PROPERTY & ITEMS ADDENDUM**

**232221937-2 FIREARM - BLACK GLOCK**

FIREARM TYPE		DESCRIPTION	
Handgun, Semi-Automatic		Black Glock	
FIREARM MAKE		SERIAL #	
Austria		Bvxx956	
FINISH		GRIP	
Black		Black Polymer	
CALIBER / GAUGE (OTHER)	# OF SHOTS		
40	25		
IN POSSESSION OF			
Mr. Johnny William Holman			
STATUS		STATUS DATE	TOTAL (\$) VALUE
PROP-Seized		Aug 11, 2023	UNKNOWN
QUANTITY			
1			
IN ATLANTA POLICE CUSTODY	REASON FOR POLICE CUSTODY		
Yes	Property		
RECOVERING OFFICER / ID # / PERSON			
Shaquana Almonds #8001			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON			
Annex > Drop-off			

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
Shaquana Almonds #8001 Aug 11, 2023 08:29 (e-signature)	Ousseynou Samba #6731 Aug 12, 2023 01:06 (e-signature)
PRINT NAME	PRINT NAME
Shaquana Almonds #8001	Ousseynou Samba #6731

P-15-7-18

232221937-3 DRUGS - GREEN TREE BRANCH

DRUG CATEGORY

Marijuana

DESCRIPTION

Green tree branch

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Seized

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY, MEASUREMENT UNITS

9, Gram

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

232221937-4 DRUGS - BROWN PEANUT

DRUG CATEGORY

Unknown Drug Type

DESCRIPTION

Brown peanut

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Seized

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY, MEASUREMENT UNITS

1, Gram

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

232221937-5 OTHER ITEM - CLEAR BAGGYS

ITEM CATEGORY

Other

DESCRIPTION

Clear Baggys

COLOR

Clear

SIZE

medium

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Seized

STATUS DATE

Aug 11, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

40

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

232221937-6 OTHER ITEM - GREEN AND BLACK POCKET KNIFE

ITEM CATEGORY

Weapons - Other

DESCRIPTION

Green and Black Pocket Knife

REPORTING OFFICER SIGNATURE / DATE

Shaquana Almonds #8001 Aug 11, 2023 08:29 (e-signature)

PRINT NAME

Shaquana Almonds #8001

SUPERVISOR SIGNATURE / DATE

Ousseynou Samba #6731 Aug 12, 2023 01:06 (e-signature)

PRINT NAME

Ousseynou Samba #6731

P-15-8-18

COLOR

Green/ Black

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Recovered (not for Seized Drugs)

STATUS DATE

Aug 11, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

RECOVERED LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

232221937-7 OTHER ITEM - PINK AND CLEAR JARR

ITEM CATEGORY

Other

DESCRIPTION

Pink and Clear Jarr

COLOR

Pink/ Clear

SIZE

small

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Seized

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

232221937-8 OTHER ITEM - BLACK BOOKBAG

ITEM CATEGORY

Other

DESCRIPTION

Black bookbag

COLOR

Black/ Black

IN POSSESSION OF

Mr. Johnny William Hollman

STATUS

PROP-Recovered (not for Seized Drugs)

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

RECOVERED LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

232221937-9 OTHER ITEM - DRUG SCALE BLACK

REPORTING OFFICER SIGNATURE / DATE

Shaquana Almonds #8001 Aug 11, 2023 08:29 (e-signature)

PRINT NAME

Shaquana Almonds #8001

SUPERVISOR SIGNATURE / DATE

Ousseynou Samba #6731 Aug 12, 2023 01:06 (e-signature)

PRINT NAME

Ousseynou Samba #6731

P-15-9-18

ITEM CATEGORY

Other

DESCRIPTION

Drug scale black

COLOR

Black/ Black

IN POSSESSION OF

Mr. Johnny William Holtman

STATUS

PROP-Recovered (not for Seized Drugs)

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

RECOVERED LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

232221937-10 OTHER ITEM - BLACK GALAXY CELL PHONE

ITEM CATEGORY

Miscellaneous

DESCRIPTION

Black Galaxy cell phone

COLOR

Black/ Black

IN POSSESSION OF

Mr. Johnny William Holtman

STATUS

PROP-Recovered (not for Seized Drugs)

STATUS DATE

Aug 10, 2023

TOTAL (\$) VALUE

UNKNOWN

QUANTITY

1

IN ATLANTA POLICE CUSTODY

Yes

REASON FOR POLICE CUSTODY

Property

RECOVERING OFFICER / ID # / PERSON

Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Annex > Drop-off

RECOVERED LOCATION

CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW, CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATL, GA 30310

REPORTING OFFICER SIGNATURE / DATE

Shaquana Almonds #8001 Aug 11, 2023 08:29 (e-signature)

PRINT NAME

Shaquana Almonds #8001

SUPERVISOR SIGNATURE / DATE

Ousseynou Samba #6731 Aug 12, 2023 01:06 (e-signature)

PRINT NAME

Ousseynou Samba #6731

P-15-10-18

### Case # 232221937 - Property/Evidence Summary Report Report

#### VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
GLOCK/22/40 CALIB/BVXX956 / Glock, Inc. / 22 Gen5	EVID-Seized / Aug 11, 2023 / Evidence	BVXX956	1	UNKNOWN
Green tree branch	EVID-Seized / Aug 10, 2023 / Evidence		9	UNKNOWN
Brown peanut	EVID-Seized / Aug 10, 2023 / Evidence		1	UNKNOWN
Clear Baggys / Clear	EVID-Seized / Aug 11, 2023 / Evidence		40	UNKNOWN
Green and Black Pocket Knife / Green & Black	EVID-Seized / Aug 11, 2023 / Evidence		1	UNKNOWN
Pink and Clear Jars / Pink & Clear	EVID-Seized / Aug 10, 2023 / Evidence		1	UNKNOWN
Black bookbag / Black & Black	EVID-Seized / Aug 10, 2023 / Evidence		1	UNKNOWN
Drug scale black / Black & Black	EVID-Seized / Aug 10, 2023 / Evidence		1	UNKNOWN
Black Galaxy cell phone / Black & Black	EVID-Seized / Aug 10, 2023 / Evidence		1	UNKNOWN

#### PROPERTY & ITEMS ADDENDUM

**232221937-2 FIREARM - GLOCK/22/40 CALIB/BVXX956**

FIREARM TYPE Handgun, Semi-Automatic	DESCRIPTION GLOCK/22/40 CALIB/BVXX956
FIREARM MAKE Glock, Inc.	SERIAL # BVXX956
FINISH Black	GRIP Black Polymer
CALIBER / GAUGE (OTHER) 40	# OF SHOTS 25

IN POSSESSION OF  
Mr. Johnny William Hollman

OWNER  
QUINXAVIER STEFAN FALLINS

STATUS	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
EVID-Seized	Aug 11, 2023	UNKNOWN	1

IN ATLANTA POLICE CUSTODY	REASON FOR POLICE CUSTODY
Yes	Evidence

RECOVERING OFFICER / ID # / PERSON  
Shaquana Almonds #8001

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON  
Annex > Drop-off

**232221937-3 DRUGS - GREEN TREE BRANCH**

DRUG CATEGORY Marijuana
DESCRIPTION Green tree branch
IN POSSESSION OF Mr. Johnny William Hollman

A-15-11-18



STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 10, 2023</b>	TOTAL (\$) VALUE <b>UNKNOWN</b>	QUANTITY, MEASUREMENT UNITS <b>9, Gram</b>
IN ATLANTA POLICE CUSTODY <b>Yes</b>	REASON FOR POLICE CUSTODY <b>Evidence</b>			
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>				
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>				
232221937-4 DRUGS - BROWN PEANUT DRUG CATEGORY <b>Unknown Drug Type</b>				
DESCRIPTION <b>Brown peanut</b>				
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>				
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 10, 2023</b>	TOTAL (\$) VALUE <b>UNKNOWN</b>	QUANTITY, MEASUREMENT UNITS <b>1, Gram</b>
IN ATLANTA POLICE CUSTODY <b>Yes</b>	REASON FOR POLICE CUSTODY <b>Evidence</b>			
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>				
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>				
232221937-5 OTHER ITEM - CLEAR BAGGYS ITEM CATEGORY <b>Other</b>				
DESCRIPTION <b>Clear Baggys</b>				
COLOR <b>Clear</b>	SIZE <b>medium</b>			
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>				
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 11, 2023</b>	TOTAL (\$) VALUE <b>UNKNOWN</b>	QUANTITY <b>40</b>
IN ATLANTA POLICE CUSTODY <b>Yes</b>	REASON FOR POLICE CUSTODY <b>Evidence</b>			
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>				
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>				
232221937-6 OTHER ITEM - GREEN AND BLACK POCKET KNIFE ITEM CATEGORY <b>Weapons - Other</b>				
DESCRIPTION <b>Green and Black Pocket Knife</b>				
COLOR <b>Green/ Black</b>				
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>				
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 11, 2023</b>	TOTAL (\$) VALUE <b>UNKNOWN</b>	QUANTITY <b>1</b>

P-15-12-18

IN ATLANTA POLICE CUSTODY <b>Yes</b>		REASON FOR POLICE CUSTODY <b>Evidence</b>	
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>			
232221937-7 OTHER ITEM - PINK AND CLEAR JARS			
ITEM CATEGORY <b>Other</b>			
DESCRIPTION <b>Pink and Clear Jars</b>			
COLOR <b>Pink/ Clear</b>		SIZE <b>small</b>	
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>			
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 10, 2023</b>	TOTAL (\$) VALUE QUANTITY <b>UNKNOWN 1</b>
IN ATLANTA POLICE CUSTODY <b>Yes</b>		REASON FOR POLICE CUSTODY <b>Evidence</b>	
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>			
232221937-8 OTHER ITEM - BLACK BOOKBAG			
ITEM CATEGORY <b>Other</b>			
DESCRIPTION <b>Black bookbag</b>			
COLOR <b>Black/ Black</b>			
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>			
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 10, 2023</b>	TOTAL (\$) VALUE QUANTITY <b>UNKNOWN 1</b>
IN ATLANTA POLICE CUSTODY <b>Yes</b>		REASON FOR POLICE CUSTODY <b>Evidence</b>	
RECOVERING OFFICER / ID # / PERSON <b>Shaquana Almonds #8001</b>			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON <b>Annex &gt; Drop-off</b>			
232221937-9 OTHER ITEM - DRUG SCALE BLACK			
ITEM CATEGORY <b>Other</b>			
DESCRIPTION <b>Drug scale black</b>			
COLOR <b>Black/ Black</b>			
IN POSSESSION OF <b>Mr. Johnny William Hollman</b>			
STATUS <b>EVID-Seized</b>		STATUS DATE <b>Aug 10, 2023</b>	TOTAL (\$) VALUE QUANTITY <b>UNKNOWN 1</b>

P-15-13-18

IN ATLANTA POLICE CUSTODY Yes		REASON FOR POLICE CUSTODY Evidence	
RECOVERING OFFICER / ID # / PERSON Shaquana Almonds #8001			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON Annex > Drop-off			
232221937-10 OTHER ITEM - BLACK GALAXY CELL PHONE			
ITEM CATEGORY Miscellaneous			
DESCRIPTION Black Galaxy cell phone			
COLOR Black/ Black			
IN POSSESSION OF Mr. Johnny William Hollman			
STATUS EVID-Seized		STATUS DATE Aug 10, 2023	TOTAL (\$) VALUE UNKNOWN
			QUANTITY 1
IN ATLANTA POLICE CUSTODY Yes		REASON FOR POLICE CUSTODY Evidence	
RECOVERING OFFICER / ID # / PERSON Shaquana Almonds #8001			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON Annex > Drop-off			

P-15-14-18

### Case # 232221937 - Traffic Crash Report

REPORT DATE / TIME Aug 11, 2023 08:30	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 10, 2023 19:20
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#### NARRATIVE

On August 10, 2023 at 23:50 p.m., I Officer Almonds was responding to a auto accident at Cunningham Pl and Joseph E Lowery. Driver 1 : Driving northbound on Joseph E Lowery attempting to turn left on Cunningham Pl and then attempted to turn right when struck driver 2 front left side. Driver 2: was attempting to turning onto Joseph E Lowery SB, when driver 1 cut turn to sharp and struck front of my vehicle . Driver 2 has functional damages. Driver one was transported to Grady for medical attention. Both vehicles were towed by S & W tow company. Driver one was at fault. While inventory drivers one vehicle , I recovered marijuana and a 22GEN5 40mm Firearm.

#### TRAFFIC CRASH

TRAFFIC CRASH LOCATION  
CUNNINGHAM PL SW & JOSEPH E LOWERY BLVD SW, ATLANTA, GA 30310

##### SUBJECT-1

SUBJECT-1 NAME (LAST, FIRST MIDDLE) SB-1 Hollman, Johnny William	DOB / ESTIMATED AGE RANGE 1961- [REDACTED]
---	---

SEX Male	RACE / ETHNICITY Black or African American / Not Hispanic Or Latino
-------------	--

HOME ADDRESS  
2479 ABNER TER NW, ATLANTA, GA 30318

##### SUBJECT-2

SUBJECT-2 NAME (LAST, FIRST MIDDLE) SB-2 smith, jasmine	DOB / ESTIMATED AGE RANGE 2003- [REDACTED]
--	---

PHONE NUMBER  
[REDACTED] (primary, Primary)

##### SUBJECT-3

SUBJECT-3 NAME (LAST, FIRST MIDDLE) SB-3 Washington, Dontrell	DOB / ESTIMATED AGE RANGE 1990 [REDACTED]
--	--

PHONE NUMBER [REDACTED] (primary, Primary)	HOME ADDRESS 3655 HABERSHAM RD NE, ATLANTA, GA 30305
---	---

##### VEHICLE INVOLVED: CHEVROLET SILVERADO 2021

ITEM CATEGORY Pickup	MAKE Chevrolet	MODEL Silverado	YEAR OF MANUFACTURE 2021
DESCRIPTION WHI CHEVROLET SILVERADO			BIOHAZARD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

LICENSE PLATE / REGISTRATION # crg1013	VIN # 3gcpwced3mg191456
---	----------------------------

PRIMARY COLOR White	TAG STATE Georgia	TAG EXPIRE YEAR 2024	INSURANCE COMPANY COUNTRY MUTUAL INSURANCE
------------------------	----------------------	-------------------------	---

INSURANCE POLICY #  
P010490678

STATUS VEH-Involved in Accident	STATUS DATE Aug 11, 2023
------------------------------------	-----------------------------

##### VEHICLE INVOLVED: HYUNDAI: HYUNDAI ELANTRA: ELANTRA 2023

MAKE Hyundai: HYUNDAI	MODEL Elantra: ELANTRA	YEAR OF MANUFACTURE 2023
--------------------------	---------------------------	-----------------------------

DESCRIPTION  
BLK HYUNDAI ELANTRA

LICENSE PLATE / REGISTRATION # csb1413	VIN # kmhlm4ag2pu393616
---	----------------------------

REPORTING OFFICER SIGNATURE / DATE Gears Reporter Aug 11, 2023 08:30 (e-signature)	SUPERVISOR SIGNATURE / DATE Gears Approver Aug 11, 2023 08:30 (e-signature)
PRINT NAME Gears Reporter	PRINT NAME Gears Approver

P-15-15-18

PRIMARY COLOR Black	TAG STATE Georgia	TAG EXPIRE YEAR 2024	INSURANCE COMPANY PROGRESSIVE PREMIER
INSURANCE POLICY # 948469172			
STATUS VEH-Involved in Accident		STATUS DATE Aug 11, 2023	

**VEHICLE / PROPERTY & ITEMS SUMMARY**

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
WHI CHEVROLET SILVERADO / Chevrolet / Silverado / White	VEH-Involved in Accident / Aug 11, 2023	3gcpwced3mg191456		
BLK HYUNDAI ELANTRA / Hyundai: HYUNDAI / Elantra: ELANTRA / Black	VEH-Involved in Accident / Aug 11, 2023	kmhlm4ag2pu393616		

REPORTING OFFICER SIGNATURE / DATE Gears Reporter Aug 11, 2023 08:30 (e-signature) PRINT NAME Gears Reporter	SUPERVISOR SIGNATURE / DATE Gears Approver Aug 11, 2023 08:30 (e-signature) PRINT NAME Gears Approver
---	--

P-15-16-18

### Case # 232221937 - Incident Supplement - 2 Report

REPORT DATE / TIME Aug 17, 2023 13:20	EVENT START DATE / TIME - EVENT END DATE / TIME Aug 17, 2023 13:20 - 13:20	REPORT AUTHOR Cortney Norwood #7611
SUPPLEMENT TYPE Add Property - yes, Additional Narrative - yes		

### NARRATIVE

I Officer Norwood unit 2114 responded to 2479 Abner Ter. Upon arrival I spoke with Mr. Fallins who advised that his grandfather Mr. Hollman was involved in a fatal car crash on August 11, 2023. Mr. Fallins advised that he is just now gaining access to his grandfathers truck from S&W towing and noticed his firearm was gone. Mr. Fallins advised he had a 22Gen Glock in the center console and was able to produce documents proving it was his.

After reading the initial report I discovered the firearm was recovered from the vehicle and turned into property. Mr. Fallins also advised that his grandfather kept money and different currency in a bag in the vehicle, but he could not find it. Mr. Fallins was unsure exactly where Mr. Hollman kept the currency, but is sure it was always in his vehicle. A list of the currency and money Mr. Hollman had is added as an attachment.

### INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE) P-1 Fallins, QUINXAVIER S		DOB / ESTIMATED AGE RANGE 1998- [REDACTED]
SEX Male	RACE / ETHNICITY Black or African American / Not Hispanic Or Latino	PHONE NUMBER (678) 754-5264 (primary, Primary), [REDACTED] (Mobile Phone)
HOME ADDRESS 2479 ABNER TER NW, ATLANTA, GA 30318		
INVOLVEMENT TYPE A Reporting Party		

### INVOLVED LOCATIONS

LOCATION 2479 ABNER TER NW, ATLANTA, GA 30318			
VEHICLE INVOLVED: CHEVROLET SILVERADO 2021			
ITEM CATEGORY Pickup	MAKE Chevrolet	MODEL Silverado	YEAR OF MANUFACTURE 2021
DESCRIPTION WHI CHEVROLET SILVERADO			BIOHAZARD <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
LICENSE PLATE / REGISTRATION # crg1013		VIN # 3gcpwced3mg191456	
PRIMARY COLOR White	TAG STATE Georgia	TAG EXPIRE YEAR 2024	INSURANCE COMPANY COUNTRY MUTUAL INSURANCE
INSURANCE POLICY # P010490678			
STATUS VEH-Involved in Accident		STATUS DATE Aug 11, 2023	

### VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
WHI CHEVROLET SILVERADO / Chevrolet / Silverado / White	VEH-Involved in Accident / Aug 11, 2023	3gcpwced3mg191456		
currency kept in a bag	Lost / Aug 17, 2023			UNKNOWN

### PROPERTY & ITEMS ADDENDUM

REPORTING OFFICER SIGNATURE / DATE Cortney Norwood #7611 Aug 17, 2023 14:13 (e-signature)	SUPERVISOR SIGNATURE / DATE David Bourne #5041 Aug 17, 2023 14:47 (e-signature)
PRINT NAME Cortney Norwood #7611	PRINT NAME David Bourne #5041

P-15-17-18

**232221937-13 OTHER ITEM - CURRENCY KEPT IN A BAG**

ITEM CATEGORY

Money

DESCRIPTION

currency kept in a bag

OWNER

Mr. Johnny William Hollman

STATUS

Lost

STATUS DATE

Aug 17, 2023

TOTAL (\$) VALUE

UNKNOWN

IN ATLANTA POLICE CUSTODY

No

REPORTING OFFICER SIGNATURE / DATE

Cortney Norwood #7611 Aug 17, 2023 14:13 (e-signature)

PRINT NAME

Cortney Norwood #7611

SUPERVISOR SIGNATURE / DATE

David Bourne #5041 Aug 17, 2023 14:47 (e-signature)

PRINT NAME

David Bourne #5041

P-15-18-18

Agency Case Number		Agency NCIC		GEORGIA MOTOR VEHICLE CRASH REPORT				County		Date Rec. by DOT	
232221937		APD0000						FULTON		8/1/2023	
Estimated Crash		Dispatch		Arrival		Total Number of			Inside City Of		
Date	Time	Date	Time	Date	Time	Vehicles	Injuries	Fatalities	Atlanta		
8/10/2023	23:20	8/10/2023	23:30	8/10/2023	23:40	2	1	0			
Road of Occurrence CUNNINGHAM PL SW						From Its Intersection With			<input type="checkbox"/> Suppl. To Original? <input type="checkbox"/> Private Property? <input type="checkbox"/> Hit And Run?		
Not At Its Intersection But						Of					
19						JOSEPH E LOWERY BLVD SW					
<input type="checkbox"/> Miles <input type="checkbox"/> North <input type="checkbox"/> East <input checked="" type="checkbox"/> Feet <input type="checkbox"/> South <input checked="" type="checkbox"/> West						Longitude (X)			-84.417611		
Latitude (Y)						33.743231					
<small>(Format) 00 000000</small>						<small>(Format) 00 000000</small>			<small>(Format) 00 000000</small>		
Unit #	<input checked="" type="checkbox"/> Driver	LAST NAME	FIRST	MIDDLE	Unit #	<input checked="" type="checkbox"/> Driver	LAST NAME	FIRST	MIDDLE		
1	<input type="checkbox"/> Ped <input type="checkbox"/> Bike	Hollman	Johnny		2	<input type="checkbox"/> Ped <input type="checkbox"/> Bike	Washington	Dontrell			
<input checked="" type="checkbox"/> Susp At Fault					<input type="checkbox"/> Susp At Fault						
2479 Abner Ter Nw apt 323					3655 Habersham rd Ne						
City	State	Zip	DOB		City	State	Zip	DOB			
ATLANTA (FULTON)	GA	30318	[REDACTED] 961		ATLANTA (FULTON)	GA	30305	[REDACTED] 1990			
Driver's License No	Class	State	Country		Driver's License No	Class	State	Country			
[REDACTED]	C	GA	United States		[REDACTED]	C	GA	United States			
Insurance Co.	Policy No.	Telephone No.			Insurance Co.	Policy No.	Telephone No.				
COUNTRY MUTUAL INSURANCE	P010490678				PROGRESSIVE PREMIER	948469172					
Year	Make	Model		Year	Make	Model					
2021	CHEVROLET	SILVERADO		2023	HYUNDAI	ELANTRA					
VIN	Vehicle Color			VIN	Vehicle Color						
3gcpwced3mg191456	White			kmhlm4ag2pu393616	Black						
Tag #	State	County	Year		Tag #	State	County	Year			
crj1013	GA	FULTON	2024		csb1413	GA	FULTON	2024			
Trailer Tag #	State	County	Year		Trailer Tag #	State	County	Year			
<input checked="" type="checkbox"/> Same as Driver	Owner's Last Name		FIRST	MIDDLE	<input checked="" type="checkbox"/> Same as Driver	Owner's Last Name		FIRST	MIDDLE		
	Hollman		Johnny			Washington		Dontrell			
Address					Address						
2479 Abner Ter Nw apt 323					3655 Habersham rd Ne						
City					City						
ATLANTA (FULTON)					ATLANTA (FULTON)						
State					State						
GA					GA						
Zip					Zip						
30318					30305						
Removed By: S & W TOW COMPANY					Removed By: S & W TOW COMPANY						
<input checked="" type="checkbox"/> Request <input type="checkbox"/> List					<input checked="" type="checkbox"/> Request <input type="checkbox"/> List						
Alcohol Test	Type	Results	Drug Test	Type	Results	Alcohol Test	Type	Results	Drug Test	Type	Results
No			No			No			No		
First Harmful Event			Most Harmful Event			First Harmful Event			Most Harmful Event		
Motor Vehicle In Motion			Motor Vehicle In Motion			Motor Vehicle In Motion			Motor Vehicle In Motion		
Operator/Ped Cond			Operator/Ped Cond			Operator/Ped Cond			Operator/Ped Cond		
Not Drinking			Not Drinking			Not Drinking			Not Drinking		
Operator Factors: Improper Turn						Operator Factors: Non-Operator Contributing Factor					
Vehicle Factors: No Contributing Factors						Vehicle Factors: No Contributing Factors					
Roadway Factors: No Contributing Factors						Roadway Factors: No Contributing Factors					
Direction of Travel		Vehicle Maneuver		Non-Motor Maneuver		Direction of Travel		Vehicle Maneuver		Non-Motor Maneuver	
North		Turning Left				South		Straight			
Vehicle Class		Vehicle Type		Vision Obscured		Vehicle Class		Vehicle Type		Vision Obscured	
Privately Owned		Pickup Truck		Not Obscured		Privately Owned		Passenger Car		Not Obscured	
Number of Occupants		Area of Initial Contact		Damage to Vehicle		Number of Occupants		Area of Initial Contact		Damage to Vehicle	
1		Left Side-Center		Functional Damage		2		Right Side-Far Front		Functional Damage	
Traffic Way Flow		Road Composition		Road Character		Traffic Way Flow		Road Composition		Road Character	
Two-Way Trafficway with a physical separation		Concrete		Straight on Grade		Two-Way Trafficway with a physical separation		Concrete		Straight and Level	
Number of Lanes: 2 Posted Speed: 25 Work Zone: None											
Traffic Control: Flashing Lights Device Inoperative: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No											
Citation Information:											
Citation #			O.C.G.A. §			Citation #			O.C.G.A. §		
Citation #			O.C.G.A. §			Citation #			O.C.G.A. §		
Citation #			O.C.G.A. §			Citation #			O.C.G.A. §		
COMMERCIAL MOTOR VEHICLES ONLY						COMMERCIAL MOTOR VEHICLES ONLY					
Carrier Name				Carrier Name				Carrier Name			
Address				City				State			
Address				City				State			
U.S. D.O.T. #				No. of Axles				G.V.W.R			
U.S. D.O.T. #				No. of Axles				G.V.W.R			
Cargo Body Type		Vehicle Config.		<input type="checkbox"/> Interstate <input type="checkbox"/> Fed. Reportable		Cargo Body Type		Vehicle Config.		<input type="checkbox"/> Interstate <input type="checkbox"/> Fed. Reportable	
				<input type="checkbox"/> Intrastate <input type="checkbox"/> Yes <input type="checkbox"/> No						<input type="checkbox"/> Intrastate <input type="checkbox"/> Yes <input type="checkbox"/> No	
C.D.L. ?		<input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended?		<input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. ?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
C.D.L. ?		<input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. Suspended?		<input type="checkbox"/> Yes <input type="checkbox"/> No		C.D.L. ?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Vehicle Placarded?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
Vehicle Placarded?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Hazardous Materials?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Vehicle Placarded?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
Hazmat Released?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Hazmat Released?		<input type="checkbox"/> Yes <input type="checkbox"/> No		Hazmat Released?		<input type="checkbox"/> Yes <input type="checkbox"/> No	
If YES: Name or 4 Digit Number from Diamond or Box: One Digit Number from Bottom of Diamond:						If YES: Name or 4 Digit Number from Diamond or Box: One Digit Number from Bottom of Diamond:					
<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units						<input type="checkbox"/> Ran Off Road <input type="checkbox"/> Down Hill Runaway <input type="checkbox"/> Cargo Loss or Shift <input type="checkbox"/> Separation of Units					

A-16-1-3



COLLISION FIELDS

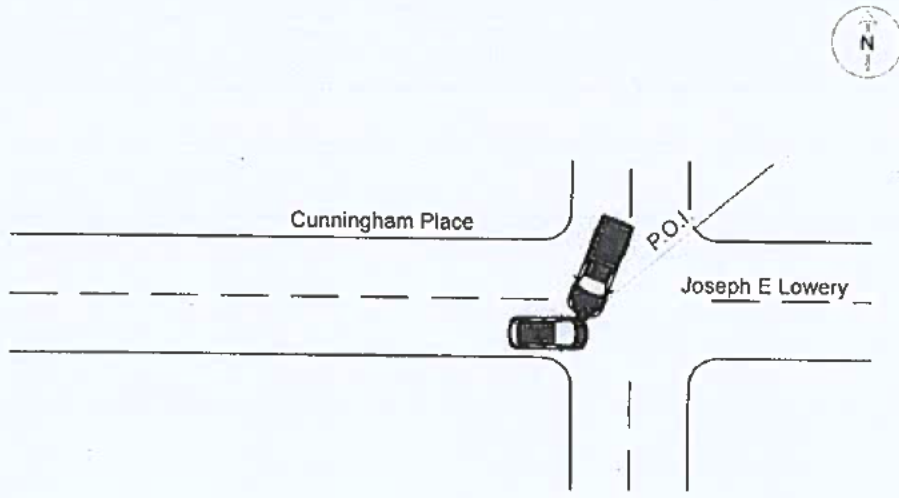
Manner of Collision: Slideswipe-Opposite Direction	Location at Area of Impact: On Roadway - Roadway Intersection	Weather: Clear	Surface Condition: Dry	Light Condition: Dark-Not Lighted
--	---	----------------	------------------------	-----------------------------------

NARRATIVE

On August 10, 2023 at 23:50 p.m., 1 Officer Almonds was responding to a auto accident at Cunningham Pl and Joseph E Lowery.  
 Driver 1 : Driving northbound on Joseph E Lowery attempting to turn left on Cunningham Pl and then attempted to turn right when struck driver 2 front left side.  
 Driver 2: was attempting to turning onto Joseph E Lowery SB, when driver 1 cut turn to sharp and struck front of my vehicle . Driver 2 has functional damages.

Driver one was transported to Grady for medical attention. Both vehicles were towed by S & W tow company. Driver one was at fault.  
 While inventory drivers one vehicle , I recovered marijuana and a 22GEN5 40mm Firearm.

DIAGRAM



Not To Scale

PROPERTY DAMAGE INFORMATION

Damage Other Than Vehicle:	Owner:
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WITNESS INFORMATION

Name (Last, First)	Address	City	State	Zip Code	Telephone Number
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P-16-2-3

OCCUPANT INFORMATION

1	Name (Last, First): Hollman, Johnny				Address: 2479 Abner Ter Nw apt 323 ATLANTA (FULTON), GA 30318					
	Age: 62	Sex: Male	Unit #: 1	Position: Front Seat-Left Side	Safety Eq: Unknown	Ejected: Not Ejected	Extricated: No	Air Bag: Non-Deployed Air Bag	Injury: Suspected Serious Injury (A)	Taken for Treatment: Yes
	Injured Taken To: Grady hospital		By: Grady		EMS Notified Time: 8/10/2023 11:50:00 PM	EMS Arrival Time: 8/11/2023 12:15:00 AM		Hospital Arrival Time: 8/11/2023 12:25:00 AM		
2	Name (Last, First): Washington, Dontrell				Address: 3655 Habersham rd Ne ATLANTA (FULTON), GA 30305					
	Age: 33	Sex: Male	Unit #: 2	Position: Front Seat-Left Side	Safety Eq: Unknown	Ejected: Not Ejected	Extricated: No	Air Bag: Non-Deployed Air Bag	Injury: No Apparent Injury (O)	Taken for Treatment: No
	Injured Taken To:		By:		EMS Notified Time:	EMS Arrival Time:		Hospital Arrival Time:		
3	Name (Last, First): smith, jasmine				Address: unknown ATLANTA (FULTON), GA 30305					
	Age: 19	Sex: Female	Unit #: 2	Position: Rear Seat-Left Side	Safety Eq: Unknown	Ejected: Not Ejected	Extricated: No	Air Bag: Non-Deployed Air Bag	Injury: No Apparent Injury (O)	Taken for Treatment: No
	Injured Taken To:		By:		EMS Notified Time:	EMS Arrival Time:		Hospital Arrival Time:		
4	Name (Last, First):				Address:					
	Age: 0	Sex:	Unit #: 0	Position:	Safety Eq:	Ejected:	Extricated:	Air Bag:	Injury:	Taken for Treatment:
	Injured Taken To:		By:		EMS Notified Time:	EMS Arrival Time:		Hospital Arrival Time:		

ADMINISTRATIVE

Photos Taken: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	By: GBI	Officer Note: If collision resulted in a fatality, please send prompt notification to the GDOT Crash Reporting Unit via either email at GeorgiaFARS@doLga.gov or Fax at (404) 635-2963	
Report By: ALMONDS, SHAQUANA (8001)	Agency: Atlanta Police Department	Report Date: 8/11/2023 08:21	Checked By: Samba, Ousseynou
		Date Checked: 8/12/2023	

P-16-3-3

# Incident Details Report

Incident Number: 232221937

Incident Status: Closed

Incident Date: 08/10/2023 21:48:01

Last Updated: 08/12/2023 16:15:00

## INCIDENT INFORMATION

Incident Type Code:	41	Incident Type Description:	AUTO ACCIDENT
Priority:	3	Incident Status:	Closed
Created By Name:	Dean, D'yana	Created by Agency/Userid:	APD/8386
Modifying Circ:		Dispositions:	10, 17F, 23
Report Numbers:			

## LOCATION INFORMATION

Location Name:		Building:	
Address:	CUNNINGHAM PL SW / JOSEPH E LOWERY BLVD SW	Apartment:	
City:	ATL	Cross Street:	900 CUNNINGHAM PL SW / 400 JOSEPH E LOWERY BLVD SW
Area:	Z1	Sector:	Z1A
Beat:	104	Reporting District:	
Latitude:	33.74323025	Longitude:	-84.41758703

## CALLER INFORMATION

Caller Name:	JONNY	Caller Phone Number:	
Caller Location:		Caller City:	
Contact Caller:	Yes	Call Source:	PHONE

## INCIDENT TIMES

EVENT:	DATE TIME:	USER:	EVENT:	ELAPSED TIME:
ANI/ALI Received:			Call Received to Pickup:	N/A
Phone Pickup:			Call Received to Created:	N/A
Incident Created:	08/10/2023 21:48:01	APD/8386	Call Received to 1st Dispatch:	N/A
1st Unit Dispatched:	08/10/2023 23:18:16	APD/7519	Inc Created to 1st Dispatch:	1:30:15
1st Unit Enroute:	08/10/2023 23:18:38	APD/7519	1st Dispatch to 1st Enroute:	0:00:22
1st Unit Arrived:	08/10/2023 23:29:28	APD/7519	1st Enroute to 1st Arrived:	0:10:50
Route Closed:	08/11/2023 07:40:23	APD/7983	Inc Created to Closed:	9:52:22

## ASSIGNED UNITS

Pri UNIT:	DISPATCHED:	ENROUTE:	ARRIVED:	CLEARED:	DISPOSITION(S)
APD/1103	08/10/2023 23:58:22	08/10/2023 23:58:28	08/11/2023 00:04:41	08/11/2023 01:23:13	
* APD/1104	08/10/2023 23:18:16	08/10/2023 23:18:38	08/10/2023 23:29:28	08/10/2023 23:41:30	
* APD/1104	08/10/2023 23:43:18		08/10/2023 23:43:22	08/11/2023 03:38:22	10
APD/1106		08/11/2023 00:14:09	08/11/2023 00:14:16	08/11/2023 03:12:47	

APD/1109OT	08/11/2023 00:08:44	08/11/2023 00:13:00	08/11/2023 00:33:18
APD/1110	08/11/2023 01:11:58	08/11/2023 02:54:05	08/11/2023 07:35:42
APD/1112	08/11/2023 00:05:42	08/11/2023 00:05:56	08/11/2023 00:22:13
APD/1113	08/11/2023 01:19:15	08/11/2023 01:26:10	08/11/2023 01:26:31
APD/1191	08/11/2023 00:20:50	08/11/2023 00:21:12	08/11/2023 05:48:19
APD/1401	08/11/2023 00:00:38	08/11/2023 00:01:17	08/11/2023 00:05:35
APD/1404	08/11/2023 00:00:38	08/11/2023 00:00:45	08/11/2023 00:02:32
APD/1414	08/11/2023 00:07:04	08/11/2023 00:07:10	08/11/2023 00:27:37
APD/U37	08/11/2023 00:21:50	08/11/2023 07:40:23	

**ASSIGNED PERSONNEL**

UNIT:	OFFICERID:	OFFICER NAME:
APD/1103	7981	Jacobs, Lamar
APD/1104	7951	Kimbrough, Kiran
APD/1106	7668	Jibri, Maseh
APD/1109OT	8250	David, Rontarin
APD/1110	8001	Almonds, Shaquana
APD/1112	8004	Duplessis, David
APD/1113	8007	Smith-Edward, Alonzo
APD/1191	4509	Brown, Erin
APD/1401	8244	Gilles, Kerry
APD/1404	7617	Vo, Duc
APD/1414	8282	Barksdale, Ishmael

**INCIDENT COMMENTS**

DATE TIME:	USERID:	COMMENTS:
08/10/2023 21:48:01	8386	WHITE CHEVY VS BLK HONDA ....NO INJ ...DD02
08/10/2023 21:59:34	8382	CLR CB RQ ETA...CLR ADV ML IS GETTIG AGRESSIVE...AP03
08/10/2023 22:12:17	8142	< CLR REQ ETA- RR40 >
08/10/2023 22:41:15	7996	< RTN CLR REQ ETA @2241HRS >
08/10/2023 23:43:07	7933	Reopen: UNIT AT LOC
08/10/2023 23:43:50	7933	WRECKER REQUEST
08/10/2023 23:59:52	7933	S63 2359HRS
08/11/2023 00:00:51	7933	1191 COPIED
08/11/2023 00:01:21	7933	GRADY STARTED FOR USE OF FORCE
08/11/2023 00:02:11	7933	GRADY OPR 974
08/11/2023 00:03:43	7933	C4 59 RA
08/11/2023 00:09:28	7933	GRADY OPR 948 ADV UNIT ON CONNECTE/DECATUR
08/11/2023 00:11:53	7933	G740 O/S
08/11/2023 00:26:59	7933	1106 FOLLOWING G740 TO GRADY
08/11/2023 00:27:16	7933	TO GRADY (APD/1106)

P-17-2-3

**INCIDENT COMMENTS**

DATE TIME:	USERID:	COMMENTS:
08/11/2023 00:36:36	7933	1106 26 AT GRADY TRAUMA ROOM 6
08/11/2023 00:36:42	7933	AT GRADY (APD/1106)
08/11/2023 00:42:45	8354	REQUEST AMBULANCE (APD/1191)
08/11/2023 00:46:38	8354	GRADY OPR 996 NTFD
08/11/2023 01:11:07	7983	UNITS ARE OK PER 1191 //GRADY 7562 O/S
08/12/2023 16:15:00	4687	DISPO 10:VEH TOWED
08/12/2023 16:15:00	4687	DISPO 17F:USE OF FORCE
08/12/2023 16:15:00	4687	DISPO 23:CITATION

**PRE-SCHEDULED INFORMATION**

**ADDRESS CHANGES**

**PRIORITY CHANGES**

**INCIDENT TYPE CHANGES**

P-17-3-3



## MEMORANDUM

TO: Detective D. Smith

FROM: SPO P. Fite *P*

DATE: August 18, 2023

RE: Use of Force – Officer K. Kimbrough

I have reviewed the BWC footage of Officer Kimbrough's Use of Force that resulted in the death of the arrestee. Officer Kimbrough had probable cause to make the arrest once the arrestee wouldn't sign the traffic citation that resulted from a traffic accident. When Officer Kimbrough attempted to place the arrestee in handcuffs, the arrestee pulled his arm away from the officer's grasp. At that point Officer Kimbrough and the arrestee struggle briefly before Officer Kimbrough is able to get the suspect on the ground. Officer Kimbrough maintains a position of advantage and has physical control of the arrestee; however, he is unable to place the handcuffs on. Officer Kimbrough draws his taser and arcs it several times in an attempt, I assume, to encourage the arrestee to comply. Officer Kimbrough appears to drive stun the arrestee one time in the shoulder area, and then with the help of a bystander is able to handcuff the arrestee. At this point it seems it was recognized the arrestee was in some state of medical distress and first aid is administered.

While the level of resistance offered in this situation could justify the physical force and use of the taser, there are some concerns in determining if this use of force was reasonable and necessary. This was a traffic citation in a traffic accident, a very minor crime. The only need for the physical arrest was the refusal to sign the citation. The arrestee did offer active resistance by pulling away from the officers' grasp, but the Officer maintained physical control throughout the confrontation. This control would place in question if the officer was in danger at any point. The arrestee seemed to be elderly and even stated he was an old man; I can assume that Officer Kimbrough is a younger officer. Officer Kimbrough seemed to be in physical control during the confrontation and continued to give verbal commands, although some of his verbal commands were to sign the ticket. The arrestee complained several times that he could not breath, but these complaints came while Officer Kimbrough was actively attempting to handcuff the arrestee. The drive stun to attempt to use pain compliance is a method that has been taught by APD. Given these factors, the use of force may be reasonable, but it does not seem necessary. The severity of the crime coupled with the age of the arrestee factor into the force decision. Officer Kimbrough did not attempt any de-escalation techniques and did not seem to be in danger at any point. A supervisor had been requested and there were no safety concerns that necessitated the immediate hand cuffing of the arrestee,

The decision to use force has to be based on the objective reasonableness of the facts and circumstances facing the officer and how the officer perceives these facts and circumstances. Officer Kimbrough's statement and account of the confrontation will be very important in determining the justification of this use of force. The appearance of control and the lack of danger viewed on the BWC may not be what Officer Kimbrough perceived was happening. Absent his statement containing objectively reasonable perceptions not visible in the BWC footage, this force may be reasonable but it is not necessary making it outside of the use of force policy.



**MEMORANDUM**

**TO: Officer Kiron Kimbrough**  
**FROM: Investigator D.S. Smith, OPS Internal Affairs**  
**DATE: August 11, 2023**  
**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as a **SUBJECT** in an Internal Investigation. This investigation concerns a complaint under Internal Affairs Investigation File # **TBD**.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a statement at the Office of Professional Standards, located at **185 Ted Turner Dr SW Suite 2100, Atlanta, GA 30303**.

APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation.

Please contact me, Investigator D.S. Smith, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: **TBD** 1<sup>st</sup> Notice

*P19-1-9*





**MEMORANDUM**

**TO: Officer Jared White**  
**FROM: Investigator D.S. Smith, OPS Internal Affairs**  
**DATE: August 20, 2023**  
**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as a **WITNESS** in an Internal Investigation. This investigation concerns a complaint under Internal Affairs Investigation File # **23-I-0417-ICD**.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a statement at the Office of Professional Standards, located at **185 Ted Turner Dr SW Suite 2100, Atlanta, GA 30303**.

APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation.

Please contact me, Investigator D.S. Smith, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: **23-I-0417-ICD 1<sup>st</sup> Notice**

*P-19-2-9*



City of Atlanta

Atlanta Police Department

Internal Correspondence

Office of Professional Standards

**MEMORANDUM**

**TO: Officer Jared White**  
**FROM: Investigator D.S. Smith, OPS Internal Affairs**  
**DATE: August 20, 2023**  
**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as a **SUBJECT** in an Internal Investigation. This investigation concerns a complaint under Internal Affairs Investigation File # **23-I-0417-ICD**.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

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APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation.

Please contact me, Investigator D.S. Smith, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: **23-I-0417-ICD 1<sup>st</sup> Notice**

P-19-3-9



**MEMORANDUM**

**TO: Officer Duc Vo**  
**FROM: Investigator D.S. Smith, OPS Internal Affairs**  
**DATE: August 20, 2023**  
**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as a **SUBJECT** in an Internal Investigation. This investigation concerns a complaint under Internal Affairs Investigation File # **23-I-0417-ICD**.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a statement at the Office of Professional Standards, located at **185 Ted Turner Dr SW Suite 2100, Atlanta, GA 30303**.

APD.SOP.2020 section 3.6, Disciplinary Process, describes your rights as an employee and your right to have an attorney or representative present during an administrative investigation.

Please contact me, Investigator D.S. Smith, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: **23-I-0417-ICD 1<sup>st</sup> Notice**

*P-19-4-9*



**MEMORANDUM**

**TO: Officer Maseh Jibri**  
**FROM: Investigator D.S. Smith, OPS Internal Affairs**  
**DATE: August 20, 2023**  
**RE: OPS Investigation Statement Required**

**ATTENTION: Please Respond to this Notification Immediately**

The Office of Professional Standards is conducting an investigation where you have been identified as a **WITNESS** in an Internal Investigation. This investigation concerns a complaint under Internal Affairs Investigation File # **23-I-0417-ICD**.

You are hereby requested to contact this office immediately upon receipt of this notice, Monday through Friday at (404)546-5945 between 8:00am and 4:00pm.

You will be required to provide a statement at the Office of Professional Standards, located at **185 Ted Turner Dr SW Suite 2100, Atlanta, GA 30303**.

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Please contact me, Investigator D.S. Smith, upon receipt of this letter.

Thank you in advance for your cooperation and time.

C: OPS Complaint File: **23-I-0417-ICD 1<sup>st</sup> Notice**

*P-19-5-9*