

Investigation Narrative

Units responded to 310 East York regarding an out of control juvenile who was striking other kids at the day care there and very combative with the adult attendants.

Upon arrival we observed Heather and another female attempting to restrain a juvenile boy. I had been at this location in the recent past for the same reason.

He was kicking and swinging his arms striking those attempting to control him. He managed to set up and then starting kicking and swinging his arms again and then started spitting at them.

Officers attempted to get him under control but he kept kicking and fighting and at one time stated "Fuck you" at us. After several attempts to keep him under control and fearing for his safety subject was administered a one second drive stun by Officer Johnson.

Subject then leaned back, started to cry, but finally stopped the kicking and fighting and just sat there.

She then pointed to the upturned porch furniture which he had been throwing in attempts to break the front windows. She also stated this was the third time today he has done this and acted this way and they were in fear of him hurting himself or the other kids.

After several minutes he appeared to be under control and advised us he would not do it again. I advised her go call if he did.

Date, Time, Reporting Officer: 03/30/2010 1834 Capt Wm Jennings

On Tuesday, March 30th, 2010 at approximately 1710hrs, units were dispatched to 310 E York Street in reference to an out of control juvenile. While enroute Capt Jennings advised dispatch that he had been there before on the juvenile about the same kind of incidents.

Upon arriving I observed an adult female laying on the porch of the residence attempting to restrain a male juvenile. The juvenile was hitting and kicking at the female. The juvenile also started yelling that he did not want to talk to us. Another adult female was sitting on the porch next to the front door.

I also observed several other small children playing in the yard of the daycare and were witnessing the juvenile's behavior as well.

Capt Jennings asked the juvenile "Wasn't I here last week on you?" At this point the juvenile continued to hitting and yell at the female. The female got up and went down off the porch into the yard. The juvenile then went towards the other adult female and began kicking and spitting on her. Capt Jennings and I both attempted to restrain the juvenile and move him back away from the female.

At this point the juvenile still continued to be combative and kicked me in the left leg. I had my department issued X26 Taser out and displayed the arc for the juvenile to see. I advised the juvenile that if he didn't stop then he would be tazed. The juvenile was ordered several times to stop his combative behavior.

The juvenile then looked at the female sitting on the porch next to the front door and told her "Fuck You!" Capt Jennings held his right hand in front of the juveniles face and asked the juvenile what he just said. Capt Jennings ordered the juvenile to tell the female that he was sorry. The juvenile shook his head no, and Capt Jennings smacked the juvenile in the mouth causing the juvenile to hit the back of his head on the house. The juvenile than began crying and then lunged toward the female again out of control and began hitting her.

At this time Capt Jennings and myself attempted to gain control of the juvenile who was in a rage. I then administered a one to two second drive stun to the juvenile's left shoulder area. It was at this moment the juvenile finally calmed down and was more compliant. I advised the juvenile that if he began to be combative again then he would again be tazed.

Capt Jennings spoke with the female that was now standing up next to the front door. She stated that she is the juvenile's guardian. She stated that this was his third fit today.

The juvenile was sitting on the porch crying, but had ceased the combative behavior. Capt Jennings asked him if there was going to be

anymore problems today he shook his head no. Capt Jennings advised the female that if there were any further issues after we leave to call the police again.

Officers then marked back in service.

3/30/10, 2333 hrs, D.Johnson