

INDEPENDENT POLICE REVIEW AUTHORITY

Log #1038934/U# 10-30

INVESTIGATION

NUMBER: Log #1038934/U #10-30

INVOLVED

OFFICER #1: “Officer A” (Chicago Police Officer); Male/Hispanic; 26 years old;
On-Duty; Full Uniform; Year of Appointment – 2007

OFFICER #1’s

INJURIES: None reported

INVOLVED

OFFICER #2: “Officer B” (Chicago Police Officer); Male/White; 30 years old;
On-Duty; Civilian Dress; Year of Appointment – 2003

OFFICER #2’s

INJURIES: None reported.

SUBJECT: “Subject 1”; Male/Black; 30 years old

SUBJECT’S

INJURIES: Through and through gunshot wound to the right calf. Treated at
Mt. Sinai Hospital.

DATE/TIME: 14 August 2010, 1957 hours

LOCATION: 1939 S. Sawyer (Vacant Lot)/Beat 1022)

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SUMMARY OF INCIDENT

On 14 AUG 10, at approximately 1957 hours, Officers B, C and D, were working Beat 1063E. While in the vicinity of Kedzie Avenue and Ogden Avenue, they heard what they believed were gun shots. The officers, however, could not pinpoint the origin of the gunshots and began touring the area. When they came to the area of 19th Street and Kedzie Avenue, they heard another gunshot. At about the same time, the officers monitored calls of shots fired and noted the description of the suspect. Officer C drove the squad car towards 15th Street and Kedzie Avenue and observed an individual matching the description of the offender.¹

[Subject 1] subsequently entered the front passenger seat of a blue conversion van, which then proceeded north on Kedzie Avenue. The officers followed the van and obtained the license plate number of the vehicle. Officer C activated the emergency equipment but the driver of the blue van refused to pull to the curb. The officers continued to follow the van, which traveled at approximately 20-25 miles per hours. The aforementioned officers were joined in their pursuit of the vehicle by Officers E and F, who worked Beat 44G71, and Officers A and G, who worked Beat 1033. Beat 1063E followed the blue van into an alley but Beats 44G71 and 1063E broke off and headed in another direction in an attempt to block the path of the fleeing van. Throughout the course of the pursuit, the officers of Beat 1063E observed [Subject 1] and the driver of the van lean towards the center console.

The blue van subsequently turned west out of the alley and drove into a vacant lot under the elevated CTA tracks, located at 1939 S. Sawyer, with Beat 1063E still following. As these two vehicles approached Sawyer Street, the van slowed and moved in a northerly direction towards the front yard of a residential building situated to the immediate north of the same vacant lot. [Subject 1] opened the front passenger door of the van and put a foot on the fence separating the vacant lot from the residential property. As he exited the van, [Subject 1] held a gun, turned towards Beat 1063E, and pointed the gun at Officer B who had exited the front passenger door of the squad car. Officer B then fired five shots at [Subject 1].

Officer A, who was driving a marked SUV south on Sawyer, stopped his vehicle near the same vacant lot and observed [Subject 1] point a gun at Officer B. Officer A twice fired at [Subject 1] who then fell to the ground. [Subject 1] was placed in custody and transported to Mt. Sinai Hospital for treatment of a through-and-through gunshot wound to the right calf. A gun was recovered from the running board of the van and cartridge casings were recovered from near where Officers A and B fired their weapons.

¹ This individual was subsequently identified as the involved subject, [Subject 1].

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INVESTIGATION:

The involved officers and witnesses were interviewed by Independent Police Review Authority (IPRA) Investigators at Area Four after this incident.

In her statement to the IPRA on 15 AUG 10, the **Witness 1**, [Subject 1's mother], stated on the date of this incident, she was sitting on a neighbor's porch. A short time later, she observed the van of [Nickname #1] driving down an alley and then under train tracks.² She then observed several squad cars and heard gunshots. She then crossed a street but unidentified police officers instructed her to remain in a yard next to the same train tracks. She then observed [Subject 1's] lying on the ground; he then stated, "Ma, they shot me." Witness 1 indicated, however, that she did not observe which officer shot her son.

In her statement to the IPRA on 14 AUG 10, the **Witness 2**, [Subject 1's sister], stated that on the date of this incident, she was watching her daughter and nephew ride bicycles when she observed the van belonging to "[Nickname #1]," a neighbor, head into a vacant lot under the CTA elevated tracks. The van was surrounded by squad cars and she saw [Subject 1] in that vehicle; she then heard six to seven gunshots. Witness 2's daughter, now known as Witness 3, later told her that [Subject 1] tried to jump a fence and the police shot him.

In her statement to the IPRA on 14 AUG 10, the ten-year-old **Witness 3**, stated that on the date of this incident, she was giving a bicycle ride to her two-year old niece and observed a blue van under the "EI" tracks. The aforementioned van was surrounded by squad cars and then her uncle, [Subject 1], exited from it and attempted to jump over a fence. Witness 3 then heard six to seven shots but did not know who fired them. Upon inquiry, Witness 3 indicated that she did not observe [Subject 1] with a gun in his hand.

Attempts to contact Witness 1, Witness 2 and Witness 3 for supplemental interviews via certified mail to their attorney, were unsuccessful.³

[Subject 1] refused to provide IPRA a statement.

In his statement to the IPRA on 16 AUG 10, the **Witness 4**, stated that on the date of this incident, a neighbor known to him only as [Nickname #2]⁴ asked him for a ride to a store in the area of 15th Street and Kedzie Avenue. Witness 4 drove [Nickname #2] to the store and [Nickname #2] exited the vehicle. As Witness 4 spoke with an unidentified young woman while sitting in his blue van, [Nickname #2] ran at them while holding a

² [Nickname #1] was later identified as a witness, Witness 4.

³ On 27 DEC 10, at 1350 hours, the R/I spoke with Witness 1 via telephone. Witness 1 subsequently informed the R/I that she and other family members would only speak with IPRA on the advice of her attorney.

⁴ [Nickname #2] was later identified as the Involved Subject, [Subject 1]

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firearm in his right hand, entered the van, and told Witness 4 to pull off from the scene. As Witness 4 was driving, he noticed he was being followed by squad cars. He subsequently drove under the “El” tracks in the vicinity of 19th and Sawyer where [Nickname #2] told him to stop the van. When the vehicle came to a stop, [Nickname #2] jumped out with the firearm in his right hand. [Nickname #2] appeared to be walking north on Sawyer and unidentified officers ran towards him. Witness 4 then heard approximately seven shots but did not know who shot at whom. Upon inquiry, Witness 4 stated he did not observe [Nickname #2] being struck by a bullet.

In a supplemental interview taken on 26 AUG 10, Witness 4 confirmed the facts of his previous interview taken at Area Four shortly after this incident. Witness 4 stated that he initially did not know why [Subject 1] asked him for a ride. He later learned that [Subject 1] had received counterfeit money and wanted to confront the individual who gave him the fake currency. While waiting for [Subject 1] at 15th Street and Kedzie Avenue, [Subject 1] ran back into Witness 4’s van and stated, “Take off!” Witness 4 asked [Subject 1] what he meant, and [Subject 1] responded by saying, “M[other] f[ucker], go!” and pointed a gun at him. Upon inquiry, Witness 4 stated that he felt that [Subject 1] made a direct threat to his immediate safety by pointing a gun at him. He added that the police had actually chased [Subject 1] into his van at 15th Street and Kedzie Avenue and pursued them until he stopped the van under the “El” tracks.

Witness 4 then quickly left the scene, but [Subject 1] dictated which way to go and told him not to stop. [Subject 1] directed Witness 4 to drive south on Kedzie Avenue, turn west under the “El” tracks, and stop the vehicle just shy of Sawyer Avenue. [Subject 1] then attempted to exit Witness 4’s van while still holding the gun. Witness 4 then heard approximately seven gunshots and observed [Subject 1] fall to the ground. Upon inquiry, Witness 4 stated that he could not pinpoint the location of the gunshots because there were squad cars in front of and behind him. Witness 4 stated that he did not observe [Subject 1] point his weapon at the police as he exited the van or during the preceding vehicle pursuit. He further added that he did not hear the police instruct [Subject 1] to drop his gun as he exited the vehicle.

In her statement to the IPRA on 24 AUG 10, the **Witness 5**, who was identified via an OEMC Event Query, stated that on the date of this incident, she was lying on her couch in the front room of her first floor apartment. She heard the sounds of screeching tires and unidentified individuals yelling behind her building. Witness 5 subsequently ran to her bedroom window and observed a blue van drive south in the same alley. The van was being followed by two vehicles Witness 5 believed to be squad cars. The aforementioned vehicles continued south through the alley but Witness 5 lost sight of them. After she unsuccessfully attempted to locate the vehicles from her dining room window, Witness 5 relocated to the front of her unit and looked out a southwest facing window. She then observed the same blue van and identified it as belonging to a neighbor known to her as “[Nickname #1].” Upon inquiry, Witness 5 clarified that she knows [Nickname #1] as Witness 4 and has known him for the past five to six years.

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The blue van then came to a stop on the sidewalk underneath the “El” tracks and a subject known to her as [Nickname #2] ran from the van with an unidentified object in his right hand. The police, who Witness 5 could not see, were yelling for [Nickname #2] to stop and place his hands in the air. She then heard five gun shots and immediately fell to the ground to avoid being struck by any bullets. She then grabbed a telephone, called 9-1-1, and reported the gunfire. Shortly thereafter, several additional squad cars arrived on the scene. Immediately after the gunshots, many area residents came out of their houses, were angry, and made statements that the police had shot [Nickname #2] even though he was not in possession of a gun. Upon further questioning, Witness 5 indicated that she observed [Nickname #2] holding a large black handgun as he exited the van but she did not know if he fired it. She added that she heard the police instruct [Nickname #2] to drop the gun but due to how quickly the incident unfolded, she did not know if [Nickname #2] pointed it at the police. Witness 5 voluntarily stated she has observed [Nickname #2] carrying a gun on his person on previous occasions.

In his statement to the IPRA on 15 AUG 10, the **Witness 6**, who was taken to Area Four by detectives on the scene, stated that on the date of this incident, he was talking with Witness 7 while standing in front of 1939 S. Sawyer Avenue. He heard sirens and observed an unmarked squad car heading south on Sawyer Avenue. Witness 6 then heard what sounded like several vehicles coming from behind him and then heard three to five gunshots. Witness 6 subsequently ran south in order to avoid being hit by bullets, but was stopped by a police officer and placed on the ground. He did not observe who fired at whom.

In his statement to the IPRA on 15 AUG 10, the **Witness 7**, who was taken to Area Four by detectives on the scene, stated that on the date of this incident, he was with Witness 6 when he heard police sirens. He then observed an unmarked squad car and a marked Tahoe drive south on Sawyer Avenue. Witness 7 then turned to his right and observed a blue van, belonging to a neighbor only known to him as [Nickname #1], coming to a stop near the “El” tracks. When the van finally came to a halt, [Nickname #1] exited the vehicle with his hands in the air. An unidentified officer headed towards the passenger side of the van and yelled, “Get out of the van!” Witness 7 then heard gunshots and fell to the ground. Upon inquiry, Witness 7 stated that he did not observe the passenger exit the van. He added that Witness 6 ran south from the scene until the police ordered him to stop.

Canvasses of the area of this incident did not produce any additional witness.

OEMC Event Queries and a transcription of telephone calls made to OEMC document that several callers reported a black male wearing a turquoise shirt was in

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possession of a gun⁵. That individual fled the scene in a blue van after he fired approximately five shots.

Department Reports reflect that Beat 1063E was investigating shots fired in the area of 16th Street and Kedzie Avenue and received a radio call of a “man with a gun.” The officers toured the area and observed an individual fitting the description running north while holding a gun in his right hand. The suspect then entered a van that subsequently left the scene. The officers followed the van and activated the vehicle’s emergency equipment, but the van did not stop. The van then made its way under a CTA platform and when it came to a stop, [Subject 1] exited holding a gun in his right hand. He subsequently pointed it at Officer B, who, in fear of his life, discharged his firearm at [Subject 1]. Simultaneously to this sequence of events, Officer A observed [Subject 1] pointing the gun he was holding at Officer B and Officer A discharged his firearm at [Subject 1]. [Subject 1] then dropped the gun he was holding and was placed in custody. He sustained a gunshot wound to the right leg, and was transported to and treated at Mt. Sinai Hospital.

Tactical Response Reports were completed by Officers A and B. These reports reflect that both officers, in fear of their lives, discharged their firearms at [Subject 1] as he exited from the front seat of a van and pointed a handgun at Officer B. Officer B’s T.R.R. reflects that he fired his gun, a 9mm S.I.G., Model P229 five times. Officer A’s T.R.R. reflects that he twice discharged his gun, a 9mm Glock, Model 17.

In-car camera footage recorded by Beat 1033 vehicle 6527, recorded this vehicle traveling towards the location of the initial call of shots fired. Witness 4’s van, which was being pursued by two squad cars, crossed in front of Beat 1033, which then joined the chase. A moment later, Beat 1033 turned away from the chase and the video recording stopped. The footage did not include the actual officer involved shooting.

The **Detective Supplemental Reports** indicate that a canvass was conducted by detectives but no additional eyewitnesses to the police involved shooting were located.⁶

The **Forensic Investigators** on the scene completed a hand-drawn sketch of the area but did not make a LEICA Scan.

A Report from the **Illinois State Police, Division of Forensic Services**, dated 01 OCT 10, indicated that Officers A and B’s weapons were examined, test fired, and found to be in firing condition. The same report notes that two Winchester 9mm Luger +P

⁵ The R/I called all of the telephone numbers from which the calls to OEMC were placed. None of the callers with whom the R/I spoke, with the exception of Witness 5, witnessed the police involved shooting.

⁶ The detectives identified and interviewed multiple witnesses to the armed robbery that occurred prior to the police involved shooting. None of those individuals, however, indicated that they observed the officers shoot Subject 1 once he fled in Witness 4’s van. The R/I did not interview these individuals as there was no evidence to suggest they witnessed the police involved shooting.

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caliber cartridges were examined and determined to have been fired from Officer A's Weapon.⁷ The same report further notes that five Winchester 9mm Luger +P caliber cartridges were examined and determined to have been fired from Officer B's weapon.⁸

A Report from the **Illinois State Police, Division of Forensic Services**, dated 24 FEB 11, indicated that samples for primer gunshot residue testing were collected from both of [Subject 1]'s hands. No evidence of such particles were detected by the test.

A Report from the **Illinois State Police, Division of Forensic Services**, dated 16 AUG 11, indicated that no latent impression suitable for comparison, from the gun [Subject 1] was holding, were obtained.

Chicago Fire Department reports reflect that on arrival, CFD personal found [Subject 1] standing in the street after being shot. He sustained a gun shot wound to the right calf and was in handcuffs; [Subject 1] was yelling at the police about what happened. He was transported to Mt. Sinai Hospital for medical treatment.

Medical Records reflect that [Subject 1] was treated at Mt. Sinai Hospital on 14 AUG 10, at 2030 hours. He was diagnosed with a gunshot wound to the back of the right leg and discharged at 2125 hours.

Evidence Technician photographs of [Subject 1] do not depict him with any sign of injury beyond the gunshot wound to his leg. The same photographs show the location of Witness 4's van and police vehicles involved in this incident, as well as damage to Witness 4's vehicle. Additional E.T. photographs show a gun on the passenger side running board of Witness 4's van and the location of shell casings.

In his statement to the IPRA on 15 AUG 10, **Officer B**, Unit 010, stated he was working beat 1063E with Officers C and D on 14 AUG 10. He sat in the front passenger seat of the squad car and Officer C drove the vehicle. During his tour, he heard a loud report in the vicinity of Kedzie and Ogden Avenues. He and his partners toured the area and heard a second loud report originating from the same area. A few moments later, he received a "Man with a Gun"⁹ call in the area of 15th Street and Kedzie Avenue. The subject was described as a black male, wearing a turquoise shirt. Near that location, Officer B noticed a black male subject wearing a turquoise shirt running north with a handgun in his right hand; the same subject then entered a light blue van which then left the scene. Officer B and his partners followed that vehicle and he broadcast the van's

⁷ The fired cartridges from Officer A's weapon were depicted by evidence markers one and two in the evidence technician photographs and were recovered from Sawyer Street.

⁸ The fired cartridges from Officer B's weapon were depicted by evidence markers four thru seven in the evidence technician photographs and were recovered from the vacant lot under the elevated CTA tracks.

⁹ Transcribed statement of Officer B, Att. #75, pg. 6, line 5

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description and license plate over the radio. He subsequently activated the squad car's emergency equipment but the van failed to stop.

After the emergency equipment was activated, the van drove into a lot underneath the elevated CTA tracks. As the van was coming to a stop, the subject wearing a turquoise shirt exited the vehicle and propped himself up by putting one foot on a nearby chain-link fence. The same subject kept his other foot in the van and then pointed a handgun at Officer B. Fearing for his safety and that of his partners, Officer B discharged his firearm five times at the individual pointing a gun at him. The same subject then dropped the gun and Officer B ordered the subject to come towards him and get on the ground. The individual complied and was subsequently handcuffed. Upon inquiry, Officer B stated that he was approximately 15-20 feet away from the subject who pointed a weapon at him when he discharged his gun at the individual. He added he was immediately next to the squad car at that time and there were no objects between him and the individual pointing the gun in his direction. Officer B stated once the individual had dropped his gun, he stopped firing.

In his statement to the IPRA on 15 AUG 10, Officer A, **Unit 010**, indicated that he drove a marked SUV while on patrol with his partner, Officer G. They monitored a "man with a gun" call and drove toward the location 16th Street and Kedzie Avenue, where they observed an unmarked squad car following a blue van. The van matched the description of the suspect vehicle relative to the "man with a gun" call. Officer A activated the vehicle's emergency equipment and followed the van behind a second unmarked squad car in front of him. After a short low speed pursuit of the blue van, Officers A and G broke off the chase and proceeded down Sawyer Street in an attempt to intercept anyone who might jump out of the vehicle, or stop the vehicle itself. Officer A indicated that an unmarked squad car was in front of him when he broke off the pursuit and turned south on Sawyer Avenue.

At that time, the squad car following the van announced over the police radio that the van had turned into a vacant lot under the CTA "El" tracks. Officer A was approaching that location, and then stopped his vehicle and exited. The blue van appeared to be coming to a stop and the front passenger door opened. A black male subject was exiting and reached out onto a fence. The same subject, who looked as if he was going to jump over the fence, produced a handgun and pointed it towards the rear of the van. Officer A, who knew that officers of an unmarked squad car were behind the van, took aim at the individual who exited from the van. He heard shots and fired his weapon, while falling back to take cover. Officer A then lost sight of the individual pointing the weapon at the squad behind the van and stopped firing. He then observed the driver of the van with his hands in the air, and removed that individual from the vehicle and detained him. Officer A then quickly looked into the van to see if there were other individuals still inside of it. Upon inquiry, Officer A stated that he did not know how many shots he heard prior to falling back and taking cover.

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In his statement to the IPRA on 15 AUG 10, **Officer D, Unit 010**, indicated that on the date of this incident, he was working Beat 1063E with Officers B and C. He and his partners heard gunfire and toured the area from which it originated, and then heard a second gunshot. A call came over the radio of a “man with a gun”¹⁰ in the vicinity of 15th Street and Kedzie Avenue. As the officers proceeded to that location, they observed a black male in a turquoise shirt fitting the description given in the previous call; this man was running towards a light blue van while holding a gun in his right hand. The man in the turquoise shirt entered the van, which then proceeded northbound on Kedzie Avenue. Officer B informed dispatch that he and his partners were behind the van and observed a black male enter the same vehicle. One of the officers then activated the emergency equipment but the blue van did not stop. The van eventually made its way into a lot under CTA tracks and the vehicle’s speed began to decrease. Upon inquiry, Officer D indicated that he did not recall how fast the vehicles were traveling as he was preoccupied with the safety of those in van and his partners.

As the van approached the end of the lot, its passenger side door opened. Officer D exited the squad car, immediately followed by Officer B who observed the male in the turquoise shirt exit the van while pointing the weapon in his direction. Officer B then fired his weapon at the same man multiple times. The same man then dropped his gun and Officer B ordered him to get on the ground. After the man got on the ground Officers B and D placed him in custody; the man’s weapon was located on the running board of the van. Officer D indicated that he observed a gunshot wound to one of the black male’s legs. He added that he did not hear any other gunshots other than those fired by Officer B.

In his statement to the IPRA on 15 AUG 10, **Officer C, Unit 010**, provided essentially the same account of the incident as Officer D. He indicated that he clearly observed a black male exit the van with a gun in his hand and Officer B shoot at the individual four to five times. He added that for the duration of time that he followed the van, he did not exceed 30 miles per hour.

In his statement to the IPRA on 15 AUG 10, **Officer G, Unit 010**, provided essentially the same account of events leading up to the shooting as Officer A. He stated that as soon as the police vehicle stopped, Officer G exited and heard five or six gunshots. He took cover behind the same vehicle and when the shooting stopped reemerged from behind the SUV. He then observed an unidentified black male standing on the sidewalk. Officer G ordered this individual to get on the ground and detained him as he did not know if that subject had exited from the van or not. Officer G indicated that did not observe Officer A fire his weapon or who shot at whom.

In his statement to the IPRA on 25 AUG 10, **Officer E, Unit 214**, indicated that on the date of this incident, he was working with Officer F, as the driver of their

¹⁰ Transcribed statement of Officer D, pg. 5, line 1

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unmarked vehicle, Beat 44G71B. They were monitoring a call of a “man with a gun”¹¹ in the vicinity of 15th Street and Kedzie Ave in which the subject was described as wearing a turquoise shirt. Officers from Beat 1063 broadcast that they observed a man in a turquoise shirt enter a blue van and head north on Kedzie Avenue. Officer E then spotted the blue van with Beat 1063 right behind it and followed both of those vehicles. Beat 1063 announced that they were going to attempt to curb the van and activated the vehicle’s emergency equipment. The same van, however, failed to stop and sped through several red stop lights. Officer E stated that at some point, a marked Tahoe pulled behind him but he did not know when that occurred.

As the three police vehicles continued to follow the van, Officer E decided to turn down Sawyer Street in an attempt to cut off the van as they approached 21st Street. As he drove south on Sawyer Street, Officer E noticed that the van was traveling westbound in a vacant lot under the elevated CTA tracks. He passed the same train tracks, made a u-turn, and then headed north. He observed that the van was coming to a halt and brought his vehicle to a stop a few houses to the south of the train tracks. As he and Officer F were exiting the squad car, Officer E heard six to seven guns shots but did not see who was shooting at whom due to the position of the van. All of the officers on the scene then ordered an individual attempting to run from the van to the ground. When Officer E reached the van, he observed Officer A attempt to determine if there were any other occupants in or immediately outside of that vehicle. Officer E indicated that as he initially approached the van, he observed an individual running from the area. He ordered this person to the ground but believed that this individual was an innocent bystander fleeing from the scene.

Officer E then went around the van and noticed a weapon on the vehicle’s passenger side running board. He described the weapon as a semi-automatic handgun. After the offender was placed into custody, Officer E and other officers on the scene then called for additional officers as a large crowd started to gather. He then assisted in setting up a crime scene at the direction of other supervisors arriving at his location. He briefly spoke with Area Four Detectives later that evening.

In his statement to the IPRA on 27 AUG 10, **Officer F, Unit 214**, provided essentially the same account of the incident as Officer E. Officer F did not witness who shot at whom but observed that the offender had been shot one time in the leg.

¹¹ Transcribed statement of Officer E, pg 5, line 24.

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CONCLUSION AND FINDINGS:

This investigation found that the use of deadly force by the involved officers was in compliance with Chicago Police Department policy. According to the Chicago Police Department's General Order G03-02-03, Section II:

A sworn member is justified in using force likely to cause death or great bodily harm **only** when he or she reasonably believes that such force is necessary:

1. to prevent death or great bodily harm to the sworn member or to another person, or:
2. to prevent an arrest from being defeated by resistance or escape and the sworn member reasonably believes that the person to be arrested:
 - a. has committed or has attempted to commit a forcible felony which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;
 - b. is attempting to escape by use of a deadly weapon or;
 - c. otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay.

Based upon the evidence obtained as a result of this investigation, the actions of Officers A and B were in compliance with the aforementioned General Order regarding the use of deadly force. It is clear that [Subject 1's] action of pointing a gun and threatening the life of Witness 4 immediately prior to his contact with the responding officers was violent and he posed an imminent danger of great bodily harm to him. Additionally, [Subject 1] posed imminent danger of great bodily harm to Officer B when he pointed his gun at him. This latter point is supported by Witness 5, an independent witness, who stated that she observed [Subject 1] holding a gun at the time he was shot by the involved officers. There is no evidence to the contrary of these facts and given such, Officers A and B acted within the guidelines of the use of force model and applicable general orders when they fired at [Subject 1].