

CHICAGO POLICE DEPARTMENT
ORIGINAL CASE INCIDENT REPORT

3510 S. Michigan Avenue, Chicago, Illinois 60653
 (For use by Chicago Police Department Personnel Only)
 CPD-11.388(6/03)-C

RD #: **HY536249**
 Case ID: 10345061 casr201
EVENT #: **1534800497**

INCIDENT	ASSIGNED TO ADMINISTRATIVE PERSONNEL		
	IUCR: 0454 - Battery - Agg Po Hands No/Min Injury		
	1811 - Narcotics - Poss: Cannabis 30gms Or Less		
	2024 - Narcotics - Poss: Heroin(White)		
2027 - Narcotics - Poss: Crack			
Occurrence Location:	1235 S Kostner Ave Chicago IL 304 - Street	Beat: 1011	Unit Assigned: 1012R RO Arrival Date: 14 December 2015 01:11
Occurrence Date:	14 December 2015 01:11		# Offenders: 1

NON-OFFENDER(S)	VICTIM - Individual	Police Officer
	Name: STATE OF ILLINOIS , Po Osoria #14025	
	3315 W Ogden Ave Chicago, Illinois	Beat: 1024
Sobriety: Sober		
CPD Officer: Yes		

NON-OFFENDER(S)	VICTIM - Individual	Police Officer
	Name: STATE OF ILINOIS, Po Zayas #10661	
	3315 W Ogden Ave Chicago, Illinois	Beat: 1024
	Sobriety: Sober	
CPD Officer: Yes		
Other Communications and Availability		
Business Phone : 312-747-7511		

INJURY(S)	Injury Info (STATE OF ILINOIS,Po Zayas #10661 - Victim)	
	Injured BY offender	
	Hospital: Rush-Pres-St. Lukes	
	Type	Weapon Used
Bruised	Hand/Feet/Teeth/Etc.	
Injury Info (STATE OF ILLINOIS ,Po Osoria #14025 - Victim)		
Responding Unit:		

SUSPECT(S)	
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RD #: HY536249



SUSPECT(S)

Suspect # 1		In Custody	
Name: LEE, Kenneth R Res: 1696 E Spruce St Kankakee ILLINOIS 60901 Beat: 3100		Demographics Male Black 5'07, 175 lbs , Brown Eyes Black Hair Shaved Hair Style Medium Complexion	
		DOB: 05 January 1982 Age: 33 years Birth Place: Illinois DLN: [REDACTED] - IL SSN: [REDACTED] Suspected of Using: Alcohol Drugs/Narcotics Vehicle	
Scar Marks Descr: "Sir" Tattoo on Chest			
Injury Info			
Extent: Minor Treatment: Stitches Hospital: St. Anthony De Pauda			
Type	Weapon Used	Description	
Laceration	Other	PARKED VEHICLE	
Bruised	Hand/Feet/Teeth/ Etc.		

RELATIONSHIP

STATE OF ILLINOIS , Po Osoria (Victim)	is a No Relationship of	LEE, Kenneth,R	(Offender)
STATE OF ILINOIS, Po Zayas #1 (Victim)	is a No Relationship of	LEE, Kenneth,R	(Offender)

VEHICLE

Vehicle #1	
Vehicle: 2004 Chevrolet - Impala - Automobile Color-Top/Bottom: Black/Black Style: Sedan, 4-Door Stolen? No Damaged? No Destroyed? No Burned? No Theft From? No Recovered? No	Owner: Natasha Anderson Possessor/User: LEE, KENNETH R VIN #: [REDACTED] License Plate #: [REDACTED] - Illinois - Passenger Car Expires: March-2016 Towed? Yes Pound Inv. #: 083066

Property #1	Possessor/User: Lee, Kenneth R	
Description: U.S. Currency Estimated Value: \$370.00 Inventory #: 13591198 Owner: Kenneth Lee	Used as Weapon? No Taken/Stolen? No Recovered? No Seized? Yes	



OTHER PROPERTIES

This report should be read in conjunction with all other case reports related to this RD number.

Type of Incident:
Aggravated Battery to Police Officer

RD Number:
HY536249

DATE & TIME ASSIGNED:
14 DEC 2015/0300 hours

VICTIM:
1.)P.O. ZAYAS #10661
Chicago Police Department
010th District 312-747-7511
Beat 1012R

2.)P.O. OSORIA #14025
Chicago Police Department
010th District 312-747-7511
Beat 1012R

IN CUSTODY:
LEE, Kenneth R. M/1/33 05/JAN/1982
1696 East Spruce Street
Kankakee, IL 60901
IR# 1407699
DL# [REDACTED]
SS# [REDACTED]

ARRESTING OFFICERS:
Beat 1012R P.O. ZAYAS #10661
Beat 1012R P.O. OSORIA #14025

DATE, TIME & LOCATION OF ARREST:
14 DEC 2015 0115 hours
1235 South Kostner Ave
Chicago, IL 60623

CHARGES:
720 ILCS 5.0/12-3.05-D-4 Aggravated Battery to Peace Officer x's 2
720 ILCS 5.0/31-1-A Resisting Peace Officer x's 2
720 ILCS 570.0/402-C PCS-Except (A)(D)
720 ILCS 550.0/4-D Cannabis-Possession 30-5 grams
625 ILCS 5.0/6-303-A Driving Revoked

COURT DATE & BRANCH:
21 DEC 2015 Branch 44-4 1300hrs

INJURIES:
P.O. ZAYAS #10661
Strain to right ring finger-Rush Presbyterian Hospital

NARRATIVES

P.O. OSORIA #14025

No injuries

TAKEN TO:

Rush Presbyterian Hospital

WEAPON:

Hands/feet

LOCATION:

1235 South Kostner Ave
Chicago, IL

DATE, DAY, & TIME OF OCCURRENCE:

14 DEC 2015 0111hrs Monday

WEATHER & LIGHTING:

Light Precipitation Artificial Lighting

MANNER / MOTIVE:

Elbow strikes-punches to face-bending finger/defeat arrest

VEHICLE USED:

Chevrolet Impala 2004 Black/Black 4 Door
Illinois License Plate [REDACTED] exp. 03/16 VIN# [REDACTED]
Registered Owner [REDACTED]

EVIDENCE:

Inventories-13591176 Taser and Prongs
13591175 Purple Crown Royal Bag
13591140 Narcotics
In-car camera video Pc0ak26@20151214010624

NOTIFICATIONS:

All necessary notifications made by Beat 1012R-P.O. ZAYAS #10661/P.O. OSORIA #14025

PERSONNEL ASSIGNED:

Beat 1012R ZAYAS #10661 Arresting Officer
Beat 1012R OSORIA #14025 Arresting Officer
Beat 1024R KALENIK #17830 Prisoner Detail-St. Anthony's Hospital
Beat 1024R LANDINI #10264 Prisoner Detail-St. Anthony's Hospital
Beat 5812 DelToro #8853 Evidence Technician
Beat 5115 WASHKEVICH #21414 Primary Investigator
Beat 9210 Becvar #1748 Informational Services Administration

INVESTIGATION:

Detective Jonathan WASHKEVICH #21414
Area Central Detective Division.

R/D was assigned this case by Sgt. Torres #2236 of this command on 14 DEC 2015 at 0300 hrs. R/D was informed of two P.O.'s that were victims of a Battery and were in the 010th District processing the prisoner. R/D proceeded to the 010th District to interview the victims. What follows is in essence and not verbatim.

R/D interviewed P.O. ZAYAS #10661 who was the victim of an Aggravated Battery. ZAYAS related that he and his partner, P.O. OSORIA #14025, were driving southbound on Kostner ave.in the 1200 block when he noticed a black Chevy Impala reversing in the west curb lane of Kostner. As ZAYAS pulled up next to the vehicle, Zayas noticed that the driver, LEE, Anthony, was not wearing a seatbelt. LEE was then asked if he had a driver's license and he did not reply. LEE then quickly exited his vehicle, stood between his vehicle and the police car, put his hands in his pockets and replied "No it is revoked". ZAYAS then exited his vehicle while instructing LEE to take his hands out of his pockets. LEE refused to remove his hands from his pockets despite repeated requests from ZAYAS. ZAYAS then attempted to grab LEE's arms to place him under arrest for being unable to produce a valid drivers license. Lee then pulled away from ZAYAS and started swinging his hands before striking ZAYAS in the head with his left elbow. ZAYAS then attempted to gain control of LEE by holding LEE's arm when LEE grabbed ZAYAS' right ring finger and violently pulled it back to release ZAYAS' hold of him. After causing ZAYAS to release his hold of him, LEE started to escape eastbound across Kostner ave when ZAYAS deployed his Taser, striking LEE and causing him to fall to the ground. LEE struck his face against a parked vehicle as he fell but continued to fight for his escape. ZAYAS then deployed his Taser three more times

NARRATIVES

in rapid succession to try and control LEE but the Taser had no effect on LEE at this point. LEE punched ZAYAS' left hand away causing ZAYAS to use an open-handed strike to LEE's face to try and gain control of him. ZAYAS struck LEE with a closed fist, an elbow strike and a knee strike but LEE continued to fight for his escape. Finally ZAYAS was able to gain control of LEE with an emergency takedown and pressure point controls and place him into custody.

R/D then interviewed P.O. OSORIA #14025, officer ZAYAS partner and also victim of an Aggravated Battery. Osoria related that ZAYAS version of events is true and accurately reflects the arrest of LEE. OSORIA then added additional information relating to actions he took against LEE. Upon exiting his vehicle, OSORIA continued verbal commands for LEE to remove his hands from his pockets but Lee refused to comply with the orders. LEE started swinging his arms at OSORIA, turned his body and took up a fighting stance before striking OSORIA in the chest with his closed fists and elbows. After defeating that attempt to arrest him, LEE escaped eastbound across Kostner ave. and was Tasered and fell to the ground. After getting up, LEE reached into his waistband and removed a small, golf ball sized purple bag and threw it onto the sidewalk near a parked car and continued to escape. OSORIA witnessed the bag being thrown and also where it landed. OSORIA was able to place one handcuff around LEE's right wrist, but LEE continued to punch OSORIA in the head and upper chest. Finally OSORIA and his partner were able to gain control of LEE and placed him into custody.

ZAYAS then recovered the purple bag LEE threw onto the sidewalk and found it to contain narcotics.

Chicago Fire Department Ambulance #23 arrived on scene and transported LEE to St. Anthonys Hospital. DR. PITZELE treated LEE with several stiches above his left eye and then released him back into custody.

R/D interviewed LEE inside the 010th District lockup. Present for this interview were P.O. KALENIK #17830 and P.O. LANDINI #10264, both Beat 1024R. R/D read LEE his Miranda warnings from a printed card and made sure LEE understand those warnings before beginning to interview LEE. LEE stated he did not want to answer any questions. R/D ceased the interview immediately.

R/D then relocated to the location of the arrest, 1235 South Kostner ave. While on scene, R/D noticed a surveillance camera mounted high up on a building at 1270 south Kostner ave., which housed the CABO Construction Company. R/D interviewed [REDACTED] the vice-president of CABO Construction about the surveillance camera on his building. [REDACTED] related that [REDACTED] That was the only video camera noted in the vicinity of the arrest.

R/D then returned to the 010th District to view the in-car camera from vehicle #9095, the vehicle P.O. ZAYAS and P.O. OSORIA were assigned to. Problems occurred in trying to view the video, so R/D contacted the Informational Services Administration and Sgt. BECVAR #1748 arrived to retrieve the video. BECVAR discovered a technical issue preventing video from uploading. The issue was corrected and the video was able to be viewed and stored for preservation. R/D viewed the video which showed LEE's vehicle backing up along the west curb lane of Kostner ave before coming to rest out of the cameras view alongside the passenger side of P.O. ZAYAS and OSORIA vehicle. The entire incident takes place outside of the cameras view.

R/D then contacted Felony Review for approval of two Felony Charges of Aggravated Battery to Police Officer. Approval was granted to R/D by Felony Review Assistant States Attorney MCCURRY at 1155 hours on 14 DEC 2015 for two counts of Aggravated Battery to Police Officer for P.O. ZAYAS #10661 and P.O. OSORIA #14025.

This case is CLEARED/CLOSED by ARREST.

Detective WASHKEVICH #21414

NARRATIVES

PERSONNEL	Reporting Officer	10661	[REDACTED]	ZAYAS, Alberto, H	[REDACTED]	14 Dec 2015 07:39	010	1012R
	Detective/Investigator	21414	[REDACTED]	WASHKEVICH, Jonathan, G	[REDACTED]	14 Dec 2015 10:36	610	
	Detective/Investigator	2231	[REDACTED]	TORRES JR, Wilfredo	[REDACTED]	15 Dec 2015 05:59	610	
	Detective/Investigator	21414	[REDACTED]	WASHKEVICH,	[REDACTED]	15 Dec 2015 06:00	610	

PERSONNEL

Jonathan, G

IUCR ASSOCS.

Victim	IUCR	Crime	Offender
STATE OF ILINOIS	2027	Narcotics - Poss: Crack	LEE R Kenneth
STATE OF ILINOIS	1811	Narcotics - Poss: Cannabis 30gms Or Less	LEE R Kenneth
STATE OF ILINOIS	0454	Battery - Agg Po Hands No/Min Injury	LEE R Kenneth
STATE OF ILLINOIS	2027	Narcotics - Poss: Crack	LEE R Kenneth
STATE OF ILLINOIS	1811	Narcotics - Poss: Cannabis 30gms Or Less	LEE R Kenneth
STATE OF ILLINOIS	0454	Battery - Agg Po Hands No/Min Injury	LEE R Kenneth