

June 2013 Police Department Report

July 3, 2013

- Department Personnel
 - We are fully staffed at 10 sworn positions and two reserve officers.
- Commendations and Correspondence- None This Month
- Investigation of Alleged Misconduct
 - Citizen's Investigation 2012-003 was initiated on June 28th, 2012, on an allegation that 3 officers were rude during a traffic stop. This investigation was completed on June 21st by Sergeant Hui and three allegations were found to be unfounded and one exonerated.
 - Citizen's Investigation 2012-004 was initiated on June 29th, 2012, on an allegation that an officer used racial profiling in making a traffic stop. This investigation was completed on June 11th by Master Sergeant Hull with one allegation found to be unfounded and the other allegation exonerated.
 - Citizen's Investigation 2013-001 was initiated on January 3, 2013, on allegations that two officers acted in an unprofessional manner. This investigation is being conducted by Chief Harman.
 - Citizen's Investigation 2013-002 was initiated on March 21st on an allegation that an officer intimidated the complaining party. This investigation is being conducted by Master Sergeant Hull.
- 9-1-1 / Richmond Communication Center Information.
 - The Ring Time Report for June has not been received as of this report date.
- Community Networking
 - On 06-03-13, Chief Harman attended the KCC meeting.
 - On 06-06-13, Chief Harman participated as a project evaluator for the Police Organization & Management Course at Cal State East Bay.

- On 06-08-13, Chief Harman attended the KCC Movie Night.
- On 06-10-13, Officer Wilson attended the KPSC meeting.
- On 06-29-13, Chief Harman, and KPPCSD Directors Lloyd, Gillette, and Toombs attended the KPOA Annual meeting.
- Community Criminal Activity
 - This section of the Watch Commanders Reports are prepared by Sergeant Barrow for Team One, Sergeant Hui for Team Two, and Detective Stegman.
- Watch Commander Reports
 - **Sergeant Barrow**

TEAM #1 STATISTICS

Officer:	Ramos (K41) (0600-1800)	Wilson (K38) (1800-0600)	Wilkins (K50) (1800-0600)
Days Worked	13	17	15
Traffic Stops	10	15	7
Moving Citations	7	14	7
Parking Citations	2	6	0
Vacation/Security Checks	4	44	5
FI-Field Interview	1	0	0
Traffic Accident Reports	0	1	1
Cases	5	2	6
Arrests	1	0	0
Calls for Service	28	35	41

- BRIEFING/TRAINING:
- Reviewed Interrogations
- Reviewed Surreptitious Questioning
- Reviewed Questioning Charged Suspects
- Reviewed Miranda: Post-Invocation Communications
- Reviewed Miranda Invocations
- Reviewed Miranda Waivers
- Reviewed Miranda: When Compliance is Required
- Reviewed Missing Person & Child Abduction forms
- Reviewed Pitchess Motions pertaining to Federal Court
- Reviewed Case: US v Seiver

SERGEANT'S REVIEW:

- Missing Persons Investigations

SERGEANT'S SUMMARY:

The 4th of July is a joyous holiday for many. There is much fun to be had.

Unfortunately, some believe the use of fireworks is acceptable. When you consider the extreme real dangers to life and property in Kensington, the use of fireworks is foolish, dangerous, honestly selfish, and reckless. The fact is that fireworks are illegal in Contra Costa County; they are dangerous on many levels. When you light up a firework, you endanger not only your own life, but everyone's lives and home's in this area.

On Monday, 7-1-13, there was a wildfire in Tilden Park about an acre in size. The fire was eventually contained by several fire fighters from various fire departments in our area. The expense and use of resources, it was a serious close call. East Bay Regional Park Police were on scene and our department was on alert. The fire investigation is continuing, but there evidence to suggest that it was started by fireworks.

I'm sure many of you are aware of the 19 firefighters who lost their lives during the fire in Arizona. That investigation is continuing as well. Whatever the investigation reveals, those 19 heroes died because of a fire.

The weather in Kensington is dry and hot with light breeze. Kensington is on a hill with a large amount of vegetation as well as Tilden Park on the back side. There is no excuse for fireworks to be set off for any celebration in Kensington when you consider what's at stake.

We have had several reports of, "popping sounds" and, reports of, "shots fired" this week that turned out to be fireworks. Officers have heard them as well from the rear parking lot of the PD, but were unable to locate the culprits.

I can not express enough how dangerous fireworks are. If you know anyone who uses fireworks in Kensington, please report it to Police immediately.

This is your community. We need your help to keep it safe.

- SIGNIFICANT EVENTS:
- 2013-2597 – On 6-2-2013, Officer Wilkens responded to the 00 block of Highland Blvd for a reported vandalism and four juvenile suspects were contacted and released to the parents.
- 2013-2608 – On 6-3-2013, Officer Wilkens responded to the 700 block of Coventry Road for a reported hit and run vehicle collision.

- 2013-2615 – On 6-4-2013, Officer Wilkens responded to the 00 block of Highland Blvd for a reported arson.
- 2013-2622 – On 6-4-2013, Officer Wilson responded to the 300 block of Grizzly Peak Blvd for a reported residential Burglary.
- 2013-2768 – On 6-12-2013, Sergeant Barrow responded to the 200 block of Stanford Avenue for a reported elder abuse.
- 2013-2837 – On 6-16-2013, Officer Wilkens responded to the 00 block of Highland Blvd for a reported vandalism.
- 2013-2855 – On 6-17-2013, Officers Wilson responded to the 200 block of Stanford Avenue for reported hit and run vehicle collision.
- 2013-2977 – On 6-26-2013, Officer Ramos responded to the 00 block of Norwood Avenue for a reported attempted residential burglary. The suspects attempted to gain entry and smashed a window. They did not enter the residence and were seen by a neighbor who reported the incident to police. Officer Ramos and Sgt. Barrow contacted one of the suspects in the City Oakland who was in possession of stolen property from a Berkeley resident. Two other suspects have been identified from the Cities of Richmond and San Leandro. This case is still under investigation.
- 2013-2978 – On 6-26-2013, Officer Ramos responded to the 1600 block of Ocean View Avenue for a reported stolen vehicle.
- 2013-3059 – On 6-30-2013, Officer Wilkens responded to the 00 block of Norwood Avenue for a reported identity theft.

TRAFFIC STATISTICS:

Team #1 took 2 traffic collision reports during the month of June.

3 moving citations were issued on Colusa Ave.

20 moving citations were issued on Arlington Ave.

2 moving citation were issued on Grizzly Peak Blvd.

1 moving citation was issued on Franciscan Way.

1 moving citation was issued on Berkeley Park Blvd.

•• **Sergeant Hui**

TEAM #2 STATISTICS

Sergeant Hui (K42)
(1600-0400)

Officer:	Martinez (K31) (0600-1800)	Turner (K46) (1800-0600)
Days Worked	13	15
Traffic Stops	7	32
Moving Citations	6	13
Parking Citations	6	4
Vacation/Security	36	48
Checks		
FI-Field Interview	0	0
Cases	1	2
Arrests	0	0
Traffic Accident Reports	2	0
Calls for Service	53	50

Sergeant Hui recovered 11 hours of comp time.

BRIEFING/TRAINING:

- Reviewed Interrogations
- Reviewed Surreptitious Questioning
- Reviewed Questioning Charged Suspects
- Reviewed Miranda: Post-Invocation Communications
- Reviewed Miranda Invocations
- Reviewed Miranda Waivers
- Reviewed Miranda: When Compliance is Required
- Reviewed Missing Person & Child Abduction forms
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SERGEANT'S REVIEW:

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SERGEANT'S SUMMARY:

This month, I would like to thank several members of the Kensington Police Department for their diligence and perseverance in working several criminal cases.

Last month, Detective Stegman worked with a Sacramento County law

enforcement agency that had possible suspect leads for a residential burglary that occurred in Kensington. The suspects involved in our residential burglary were also potentially involved in several other crimes occurring throughout Contra Costa County and Alameda County. Through Detective Stegman's investigative efforts, he was not only able to file charges on the suspects for the burglary occurring in Kensington, but was also able to furnish law enforcement officials in neighboring cities the necessary investigative information that will invariably close out several of their cases.

This month, Sergeant Barrow and Officer Ramos investigated an attempted burglary that occurred in Kensington. Their investigation led them to a suspect in Oakland. During the course of their investigation, they discovered evidence tying their suspect to crimes that occurred in a nearby city. Through Sergeant Barrow and Officer Ramos' investigative efforts, Detective Stegman was able to file charges for the crime occurring in Kensington, and was able to provide the neighboring law enforcement agency the necessary information to close out their case as well.

SIGNIFICANT EVENTS:

- 2013-2642– On 06/05/2013, Sergeant Hui responded to the 200 blk of Arlington Ave on a report of an identity theft.
- 2013-2800– On 06/14/2013, Sergeant Hui responded to the unit blk of Highland Blvd on a report of a vandalism.
- 2013-2803– On 06/14/2013, Officer Turner responded to the unit blk of Marguerita Dr on a report of an identity theft.
- 2013-2823– On 06/15/2013, Sergeant Hui responded to the unit blk of Highland Blvd on a report of a vandalism.
- 2013-2828– On 06/15/2013, Officer Turner responded to the 200 blk of Coventry Rd on a report of a theft.
- 2013-2892– On 06/20/2013, Officer Martinez responded to the 500 blk of Yale Ave on a report of an identity theft.
- 2013-2894– On 06/20/2013, Sergeant Hui responded to the 200 blk of Columbia Ave on a report of a petty theft.

Reserve Officer:	Armanino (K47)
Days Worked	2
Traffic Stops	3
Moving Citations	0
Parking Citations	0
Vacation/Security Checks	8
FI-Field Interview Cases	0

Arrests	0
Traffic Accident Reports	0
Calls for Service	5

Traffic Totals for Team 2 – includes Master Sergeant Hull

14 citations were issued on Arlington Ave
4 citations were issued on Colusa Ave
4 citations were issued on Franciscan Way

•• **Detective Eric Stegman**

SIGNIFICANT EVENTS:

13-2605 Attempted Burglary

On 6/3/13, Officer Wilkens responded to an attempted burglary on the unit block of Franciscan Way. The potential victim was home and the suspects were frightened off. The victim provided a description of the three suspects, who were wearing bright colored construction vests, and their vehicle. Officer Wilkens quickly broadcasted the description and units from El Cerrito and Kensington saturated the area. An ECPD unit located the subjects in El Cerrito near the Kensington border, who were still casing houses to burglarize wearing their bright construction vests. All three suspects were arrested and both ECPD's case and Kensington's case were submitted to the DA together.

KPD INVESTIGATIONS INFORMATION:

13-1846 Missing person (reclassified Sexual Assault)

This case began as a missing juvenile from Oakland who was located at a Kensington address. Due to the circumstances surrounding this case, in order to show due diligence, I conducted the investigation as a possible sexual assault. My investigation did not uncover enough information to substantiate a sexual assault or any other crime occurred.

KPD INVESTIGATIONS

- I made court runs to file cases, and retrieve court notifications.
- I updated the KPD Case Review Log.
- I reviewed the "Trak Flyer" messages and maintained the flyer board.
- I conducted firearm qualifications for KPD's retired officers.
- I attended the west county investigators meeting on 6/26/13.

KPD Crime Statistics

June 2013

Part 1 Crimes	Reported	Open/ Pending	Suspended	Closed	Arrest
Homicide	0	0	0	0	0
Rape	0	0	0	0	0
Robbery	0	0	0	0	0
Assault	0	0	0	0	0
Residential Burglary	3	1	0	2	1
Larceny Theft	2	1	1	0	0
Vehicle Theft	1	0	1	0	0
Arson	1	0	1	0	0
Part 1 Totals	<u>7</u>	<u>2</u>	<u>3</u>	<u>2</u>	<u>1</u>
Other Crimes					
Auto Burglary	0	0	0	0	0
Identity Theft	2	1	1	0	0
Fraud	0	0	0	0	0
Forgeries	0	0	0	0	0
Restraining Order Violations/ Stalking/ Criminal Threats	0	0	0	0	0
Sex Crimes (other)	0	0	0	0	0
Assault/ Battery (other)	0	0	0	0	0
Vandalism	4	2	1	1	0
Drugs	0	0	0	0	0
Warrant	1	0	0	1	1
Hit and Run Felony	0	0	0	0	0
Hit and Run Misdemeanor	3	0	2	1	0
Other Misdemeanor Traffic	0	0	0	0	0
Other Crime Totals	<u>10</u>	<u>3</u>	<u>4</u>	<u>3</u>	<u>1</u>
All Crime Totals	<u>17</u>	<u>5</u>	<u>7</u>	<u>5</u>	<u>2</u>

Traffic Accidents (Non Injury)	5
Traffic Accidents (Injury)	0

KPD Crime Statistics

YTD 2013

Part 1 Crimes	Reported	Open/ Pending	Suspended	Closed	Arrest
Homicide	0	1*	0	0	0
Rape	0	0	0	0	0
Robbery	0	0	0	0	0
Assault	3	0	0	3	0
Residential Burglary	17	5	8	4	1
Larceny Theft	16	2	14	0	0
Vehicle Theft	8	2	5	1	0
Arson	1	0	1	0	0
Part 1 Totals	<u>45</u>	<u>9</u>	<u>28</u>	<u>8</u>	<u>1</u>
Other Crimes					
Auto Burglary	0	0	0	0	0
Identity Theft	16	4	11	1	0
Fraud	0	0	0	0	0
Forgeries	1	0	1	0	0
Restraining Order Violations/ Stalking/ Criminal Threats	2	1	0	1	0
Sex Crimes (other)	0	0	0	0	0
Assault/ Battery (other)	0	0	0	0	0
Vandalism	13	2	10	1	0
Drugs	0	0	0	0	0
Warrant	11	0	0	11	13
Hit and Run Felony	0	0	0	0	0
Hit and Run Misdemeanor	9	0	8	1	0
Other Misdemeanor Traffic	5	0	0	5	5
Other Crime Totals	<u>57</u>	<u>7</u>	<u>30</u>	<u>20</u>	<u>18</u>
All Crime Totals	<u>102</u>	<u>16</u>	<u>58</u>	<u>28</u>	<u>19</u>
Traffic Accidents (Non Injury)	23				
Traffic Accidents (Injury)	0				

•• **Chief Harman**

On Wednesday, June 26th, at approximately 1100 hours, we had an attempted residential burglary on the unit block of Norwood. A witness was able to provide a vehicle description and license plate number. Sergeant Barrow and Officer Ramos went to the registered owner's residence in Oakland and positively identified the vehicle and the registered owner as being one of the three suspects. He is a parolee, and he provided the names of his two parolee co-conspirators. Located in his vehicle was property that was stolen from a Berkeley residence at noon.

Then on Thursday, June 27th, Sergeant Barrow and Officer Ramos returned to Oakland and arrested the suspect in the above burglaries. The suspect then correctly identified the other two suspects involved in the burglaries.

This is the information that I sent out to those on our Neighborhood Watch e-mail list. However, it really doesn't tell the whole story.

Before Sergeant Barrow and Officer Ramos went to Oakland, they confirmed that the registered owner of the possible suspect vehicle was a parolee and had been arrested for firearms violations in the past. Knowing that the part of Oakland where the possible suspect lived was a known trouble area for law enforcement, they contacted Oakland Police Department to request that an Oakland unit meet them at the suspect's residence. Oakland PD informed them that because they had several shootings going on at the time and that they had no one available to assist them.

Sergeant Barrow and Officer Ramos then went to the residence in Oakland. The suspect, who had a passenger (another parolee) in his vehicle, drove up right after they arrived. The next day, Sergeant Barrow and Officer Ramos determined that the passenger parolee was the second suspect in the burglaries.

Following a search of the vehicle and the recovery of what would later be determined to be the stolen property in the Berkeley burglary, Sergeant Barrow and Officer Ramos returned to Kensington to continue their investigation.

The next day, after determining that the suspect was now subject to arrest, they knew that the suspect probably knew that he was going to be arrested if he saw them return to his residence. They then contacted Berkeley PD to see if they could assist in the arrest, but they were told that, since it was after 5 PM, Berkeley detectives could not assist because they were not allow to work overtime. They then called Oakland PD to ask for assistance and were told that because Oakland PD was working several homicides, they could not assist.

Sergeant Barrow and Officer Ramos alone returned to the suspect's residence in Oakland and arrested him without incident.

One of the reasons I have provided more of the details about the above investigations, is to counter a letter to the editor in the July edition of the Outlook. The writer stated that Kensington Police Officers are well compensated for the risks that they take, and that these risks are nothing like those of officers working in Richmond or Oakland.

If you read our monthly reports, you have read that most of our arrests of suspects have occurred in cities with very high crime rates or are of suspects who come from cities with very high crime rates.

Those who wear a police uniform and perform the duties of police officers put their lives at risk every day, regardless of the community in which they work.

The Peace Officers Memorials in Sacramento, Washington D.C., and every other state in the country provide proof of that fact.