

**Marin County Sheriff's Office**  
**Conducted Electrical Weapon Deployments**  
**2021 3rd Quarter Audit**  
**July 1, 2021 through September 30<sup>th</sup>, 2021**

**TYPE OF DEPLOYMENT:** DREW CEW, ACTIVATED, CEW EFFECTIVE

**DATE:** 07/14/2021

**Case#:** 21-1958

**Video:** Yes

**Injuries:** No

**Offense(s):** 647(F) P.C Drunk in Public  
148(A)(1) P.C. Obstruct/Resist Public Officer  
11350(A) H.S. Possession of Narcotic/Controlled Substance

**Summary of Incident:** On 7/14/2021 at about 0330 hours, a Deputy responded to a call concerning a male subject pacing outside the caller's apartment. The caller was concerned about the subject and requested a law enforcement response.

The Deputy contacted the subject and asked him to talk. The subject was clutching the outside pocket area of the sweatshirt he was wearing. The Deputy asked the subject to remove his hand from his pocket and he refused. The subject made bizarre and random statements throughout his interaction with the Deputy. Based on the subject's statements, actions, and the shape of the item he held onto in his pocket made, the Deputy believed the subject was possibly armed with a weapon.

The subject continued to keep distance and refused to comply. The Deputy continued to ask the subject to remove his hand from his pocket and he responded, "I'm sorry I can't do that". During this exchange the Deputy identified himself as a Sheriff's Deputy with the Marin County Sheriff's Office.

Another Deputy and Sergeant responded to assist. The subject denied having a mental health issue but said he was having an emotional crisis. The subject refused to identify himself.

The Deputy was concerned the subject may have been concealing a weapon, either a gun or a knife. The Deputy removed his CEW from its holster and held it at a low ready but not activated. The Deputy closed the distance between himself and the subject. The Deputy activated the CEW and continued holding it in a low ready position. The light/laser of the CEW was pointed in the direction of the subjects legs the entire time. Deputies were eventually able to handcuff the subject without using the CEW.

The standoff lasted approximately 35 minutes. Deputies clearly identified themselves as law enforcement, expressed their intention and informed the subject of the nature of the incident they were investigating. The subject was given an excess of 50 lawful commands to comply, sit, and remove his hand from his pocket.

The subject was ultimately arrested for 647(F) P.C., 11350 H.S. and 148(A)(1) P.C.

**TYPE OF DEPLOYMENT:** DREW CEW, ACTIVATED, AIMED, FIRED  
CEW, CEW EFFECTIVE

**DATE:** 7/25/2021

**Case#:** 21-2050

**Video:** Yes

**Injuries:** Yes

**Offense(s):** 69 P.C.  
243(c)(2)  
243(e)(1)

**Summary of Incident:** On 7/25/2021, at approximately 1814 hours, a Deputy conducted a traffic stop on US 101.

The vehicle was missing registration tags on the rear license plate in violation of 5204(a) VC. The Deputy could see the driver was the sole occupant of the vehicle and was holding a mobile device up to his mouth and appeared to be talking on the device, in violation of 23123.5(a) VC. As the vehicle merged onto the freeway, it repeatedly drifted onto the shoulder, with both right tires completely over the solid white "fog line", and with no signal given, in violation of 22107 VC. The vehicle

was travelling at approximately 35 miles per hour, which was slow for a freeway. The Deputy believed the driver of the vehicle might be driving under the influence, in violation of 23152 VC.

The Deputy contacted the driver who he recognized. The driver was seen holding a very large mason jar of apparent marijuana, in violation of 23222(b) VC and 11357 HS. The driver placed the jar in his pants pocket. The driver refused to roll his window down. The driver told the Deputy he did not have his driver license, in violation of 12951(a) VC. The driver refused to provide the Deputy with any identification, stating that he was "traveling". The Deputy knew from his training and experience that the driver's behavior and statements were indicative of a "sovereign citizen", individuals who deny the authority of the legal system, and sometimes violently resist or assault law enforcement officers and judicial officials. The Deputy was aware that the driver had a history of carrying firearms and resisting arrest.

The driver eventually rolled the window down and provided his California identification card. During this interaction a Sergeant arrived on scene to assist.

The driver was asked to exit the vehicle several times, but he refused. The Deputy attempted to deescalate the situation and negotiated with the driver for several minutes. Eventually the driver stepped out of the vehicle, however, the driver would not walk to the back of the vehicle, away from the driver's door. The Deputy was concerned the driver might attempt to access a weapon, or re-enter and flee. The Deputy was also concerned due to being on the side of a freeway off-ramp, with a continuous flow of traffic exiting the freeway at higher speeds. At this point, another Deputy arrived on scene to provide assistance.

Due to the driver's continued refusal to move or cooperate, Deputies determined he needed to be detained in handcuffs. As Deputies attempted to handcuff the driver, he forcefully pulled away. The Deputies commanded the driver to stop resisting. The driver broke away from one of the Deputy's grips and pulled another Deputy into the roadway, towards the freeway. The driver continued to push the Deputy repeatedly.

Due to the fact there was probable cause to arrest the driver, the fact he had been told he was under arrest, and the fact he was actively resisting and overpowering Deputies, the Sergeant removed his department issued CEW. The CEW was activated and pointed at the driver. The driver was warned that he was going to get tased if he did not get on the ground. The driver continued to resist and overpower Deputies. The Sergeant fired his CEW. The CEW had the desired effect and the driver fell to the ground on his back. Deputies attempted to handcuff the driver

while he was on the ground. The driver continued to pull away from Deputies while they were attempting to handcuff him. The Sergeant yelled, "Stop resisting or you're going to get tased again." At this point, the driver tried to stand up again. One of the Deputies tackled the driver, which caused him to roll over the other Deputy. The driver tried to stand up again and was able to get partly on top of one of the Deputies.

Due to the fact the driver was still violently resisting and was told multiple times to stop resisting the Sergeant fired his CEW a second time. This deployment caused the desired effect and Deputies were able to get the driver handcuffed.

Marin County Fire Department (MCFD) responded and assessed the driver and was transported to Marin Health Medical Center. The driver was medically cleared at the hospital with no treatment. The driver was ultimately transported to the Marin County Jail.

The driver was charged with 69 PC, 243(c)(2) P.C., and 243(e)(1) P.C.

**TYPE OF DEPLOYMENT: DREW CEW, ACTIVATED, AIMED, FIRED CEW, CEW EFFECTIVE**

**DATE:** 8/3/2021

**Case#:** 21-2145

**Video:** Yes

**Injuries:** No

**Offense(s):** 602 P.C. (Trespassing)  
148(A)(1) P.C. Resisting/Obstructing Peace Officer  
647(F) P.C. Drunk in Public: Disorderly Conduct

### **Summary of Incident:**

On 8/3/2021 Deputies were dispatched for a report of a subject trespassing who appeared to be under the influence of drugs and screaming at the sky. Deputies contacted the property owner as well as the subject's nephew who lived on the property. The nephew informed the Deputies that his uncle was under the influence of methamphetamine and had previously threatened to fight with law enforcement.

When the Deputies contacted the subject, he was seen yelling, acting erratic, and pointing at the sky. The subject was shirtless and wearing torn pants. Based on the information that the subject had threatened to fight law enforcement, a Deputy removed the less lethal shotgun and racked a less lethal round into the chamber.

Deputies were unable to get the subject to calm down and comply with orders. At one point the subject went down to one knee and was distracted by the sun or sky. Deputies attempted to take the subject into custody while he was distracted. The subject immediately jumped to his feet and raised his clenched fists. Deputies moved back to create distance. Due to the subject showing an intention to physically resist and be violent a Deputy removed his CEW.

After being distracted again by the sun or sky, the subject began walking towards the Deputies with his hands raised preparing to physically fight. The Deputy activated the CEW and gave him commands. The subject aggressively flailed his arms and continued to advance towards Deputies. The Deputy with the CEW fired and the subject was hit and fell to the ground. While the CEW was still completing its 5 second cycle, the Deputies were able to place the subject into handcuffs.

While Deputies attempted to get the subject into the patrol car he physically resisted and attempted to pull away from them. Ultimately the subject was placed in a restraint device called the WRAP in order to be transported to the hospital and then to the jail.

The subject was arrested for: 602 P.C. (Trespassing)  
148(A)(1) P.C. Resisting/Obstructing Peace Officer  
647(F) P.C.(Drunk in Public: Disorderly Conduct

**TYPE OF DEPLOYMENT: DREW CEW, ACTIVATED CEW,  
DISPLAYED WARNING ARC, CEW EFFECTIVE**

**DATE:** 8/4/2021

**Case#:** 21-2153

**Video:** Yes

**Injuries:** Yes

**Offense(s):** 5150 W.I.C

**Summary of Incident:** On August 4, 2021, at approximately 1106 hours, Deputies were dispatched to a subject with a mental health history throwing miscellaneous items off his second story apartment balcony.

Upon arrival, Deputies contacted the reporting party who was sweeping glass in the driveway. She informed the Deputies that her upstairs neighbor had been throwing glass vases, clay pots, metal chairs, speakers, and other miscellaneous items from the balcony toward the public sidewalk and street.

Deputies contacted the subject outside his apartment to evaluate him. The subject walked downstairs without shoes and had several large open blisters on the bottom of his feet. The subject's hair was messy, he smelled of body odor, and appeared to not have showered. As he walked downstairs, he appeared to be talking to himself. When the Deputies spoke with the subject he responded with rapid speech and could not formulate his sentences clearly. The subject's statements were difficult to understand or comprehend. Deputies attempted to have the subject voluntarily go to the hospital to be evaluated by mental health staff, but he denied their requests.

Ultimately, Deputies believed the subject was having a mental health crisis and determined he needed to be placed on a 5150 hold for being a danger to others and gravely disabled. The subject attempted to walk away and physically resisted Deputies as they attempted to handcuff the subject. He violently pulled his arms away from the Deputies and refused to cooperate.

One of the Deputies drew their department issued CEW from the holster and activated it. The Deputy used the "Arc" switch which made an audible sound to deter the subject from resisting any further. The Deputy warned the subject he would be tased if he did not comply. The Deputy gave commands to the subject to lay on his stomach. The subject complied and the Deputies were able to place handcuffs on the subject.

The subject's parents arrived on scene following the incident. They informed Deputies that the subject was diagnosed with Asperger's and is prescribed medication. The subject does not always take his medications and self-medicates with marijuana. The marijuana sometimes makes him hallucinate and hear voices in his head. The subject has been placed on 5150 holds in the past.

The subject was transported to Marin Health Medical Center to be cleared for his injuries and to be evaluated by mental health staff

**TYPE OF DEPLOYMENT: DREW CEW, DID NOT ACTIVATE CEW,  
CEW EFFECTIVE**

**DATE:** 7/21/2021

**Case#:** 21-2009

**Video:** Yes

**Injuries:** No

**Offense(s):** 647(H) PC- Prowling

**Summary of Incident:** On 7/21/2021, at approximately 0412 hours, Deputies were dispatched for a report of a prowler on the resident's property. The resident stated he saw a subject walking across his property via a Ring doorbell camera. The resident stated no one was allowed or should be on the property.

Deputies checked the perimeter of the residence and saw a subject that matched the description given by the resident. The subject was attempting to conceal himself by sitting behind a tree which was approximately 30 feet away from the residence.

Based on the fact the subject was located on the reporting party's property, appeared to be concealing himself to avoid law enforcement detection, the fact that it was dark outside and did not know if Coy had any weapons on his person, one of the Deputies unholstered their Department Issued Firearm and pointed it at the subject. The other Deputy drew their department issued CEW and pointed it at the subject.

The Deputies announced their presence by shouting, "Sheriff's Office". They advised the subject to put his hands up and not to move. The subject made several statements to the effect of, "I was just looking for a place to sleep".

The Deputies approached the subject and placed him in handcuffs, without incident. The subject was placed under arrest for 647(H) PC- Prowling.

**TYPE OF DEPLOYMENT: DREW CEW, ACTIVATED CEW, CEW  
EFFECTIVE**

**DATE:** 9/9/2021

**Case#:** 21-2494

**Video:** Yes

**Injuries:** No

**Offense(s):** 148(a)(1)P.C

**Summary of Incident:** On 9/9/2021, at approximately 1633 hours, Deputies were dispatched to a physical altercation at a residence. Deputies were advised that there were approximately 20 subjects in the home.

Upon arrival, Deputies were advised by the reporting party that her uncle was inside the apartment and had assaulted her mother. She informed the Deputies that her uncle was under the influence of alcohol. The reporting party was crying and appeared scared of her uncle. She directed Deputies to the rear of the apartment where she said her uncle was located.

While standing at the door, the Deputies observed a Hispanic male adult walk out of the back bedroom to the bathroom. The subject was only wearing black underwear. Deputies ordered the subject to come to the door but he refused. The subject made it clear he did not want Deputies at his home.

Deputies told him again to come to the door but he refused and started walking toward the bathroom. Hoping to avoid a barricaded subject situation, Deputies walked toward him and attempted to place him in handcuffs. The subject did not actively fight but was refusing to follow lawful commands. One of the Deputies removed the CEW from the holster, activated it and pointed it at the subject's mid-section. The Deputy gave commands and told the subject he would be tased if he did not comply. The subject continued to verbally resist but the Deputies were able to place him in handcuffs. Once the subject was in handcuffs, the Deputy turned his CEW off and placed it back into the holster.

The subject was arrested for 148(a)(1) P.C. and transported to the Marin County Jail.



