



Channel Islands

CALIFORNIA STATE UNIVERSITY

DIVISION OF BUSINESS & FINANCIAL AFFAIRS

University Police Department



CSU Channel Islands Police Department Use of Force Analysis January 1, 2021 to December 31, 2021

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Analysis completed by Lieutenant Christopher Jetton on 01/28/2022.

Overview

At the request of Chief Drake Massey, I conducted an analysis of Use of Force incidents involving Police Officers (Officers) with the CSU Channel Islands Police Department (UPD) between the period of January 1, 2021, and December 31, 2021. Additionally, I analyzed the UPD Policies and Practices regarding Use of Force.

In 2021, Officers reported ten (10) Uses of Force during six (6) incidents. Following careful review of the facts and information surrounding each of the incidents involving the use and application of force, it was determined that the responses to resistance were justified under applicable Department Policy, as well as applicable California State Laws (See Lexipol Policy 300; California Penal Code § 832.5 PC; and California Government Code § 7286). It should be noted that during the same time period, UPD Officers responded to a total of 23,209 incidents without using force.

Occurrences – Day of Week and Time of Day

Incident #	Case #	Date of Incident	Day of Week	Time of Day
1	21-0116	03/28/2021	Sunday	11:08 p.m.
2a	21-0146	04/18/2021	Sunday	3:12 p.m.
2b	21-0146	04/18/2021	Sunday	3:12 p.m.
3	21-0316	07/25/2021	Sunday	3:33 p.m.
4	21-0330	08/03/2021	Tuesday	9:15 a.m.
5a	21-0470	09/19/2021	Sunday	6:48 p.m.
5b	21-0470	09/19/2021	Sunday	6:48 p.m.
6a	21-0627	11/15/2021	Monday	3:45 p.m.
6b	21-0627	11/15/2021	Monday	3:45 p.m.
6c	21-0627	11/15/2021	Monday	3:45 p.m.

In 2021, there were six instances of use of force on Sunday. Three on a Monday and one final occurrence on a Tuesday. All but one of the instances occurred on the 7:00am – 7:00pm work shift.

Level of Force Used

Incident #	Fist/Hands	Less Lethal Weapon	Lethal Weapon
1	n/a	n/a	Rifle Pointed
2a	n/a	n/a	Handgun Pointed
2b	n/a	n/a	Handgun Pointed
3	Hands	n/a	n/a
4	Hands	n/a	n/a
5a	n/a	Shotgun Pointed	n/a
5b	n/a	n/a	Handgun Pointed
6a	Hands	n/a	Rifle Pointed
6b	n/a	n/a	Shotgun Pointed
6c	n/a	Shotgun Pointed	Handgun Pointed

Location Force Used

Incident #	On or Off Campus
1	Off Campus / Roadway
2a	Off Campus / Roadway
2b	Off Campus / Roadway
3	Off Campus / Roadway
4	Off Campus / Roadway
5a	On Campus / Parking Lot
5b	On Campus / Parking Lot
6a	Off Campus / Roadway
6b	Off Campus / Roadway
6c	Off Campus / Roadway

Injuries

In incident #6 the Suspect complained of minor pain, but no medical treatment was required. No Officer injuries were observed or reported in that same incident. In the remaining five (5) incidents there were no visible injuries or complaints of pain from involved Suspects or Officers.

Demographic Information on Involved Officers

Incident #	Age	Experience	Gender	Ethnicity	Race
1	30	5 Years	Male	Hispanic	White
2a	24	Less than 1 Year	Female	Hispanic	White
2b	25	2 Years	Male	Hispanic	White
3	23	1 Year	Male	Not Hispanic or Latino	White
4	23	1 Year	Male	Not Hispanic or Latino	White
5a	25	2 Years	Male	Hispanic	White
5b	26	Less than 1 Year	Male	Hispanic	White
6a	25	2 Years	Male	Hispanic	White
6b	26	Less than 1 Year	Male	Hispanic	White
6c	38	11 Years	Male	Not Hispanic or Latino	White

Demographic Information on Involved Suspects

Incident #	Age	Affiliation*	Gender	Ethnicity	Race
1	18	None	Male	Not Hispanic or Latino	White
2a	27	None	Female	Hispanic or Latino	White
2b	29	None	Male	Hispanic or Latino	White
3	11	None	Female	Hispanic or Latino	White
4	46	None	Female	Not Hispanic or Latino	Asian
5a	22	None	Male	Hispanic or Latino	White
5b	22	None	Male	Hispanic or Latino	White
6a	32	None	Male	Not Hispanic or Latino	White
6b	32	None	Male	Not Hispanic or Latino	White
6c	32	None	Male	Not Hispanic or Latino	White

*Student, Faculty, Staff or None

Background

Incident #1 – Occurred on 03/28/21 at 11:08pm. Male, Hispanic or Latino, White, 18 years old, was high risk stopped following the termination of a pursuit initiated by an allied agency where our officer assisted on an off-campus roadway. Male, Hispanic, White, Officer with five years' experience, pointed a lethal weapon at the Suspect. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of this incident found that the level of force used by the Officer fell within department guidelines.

Incident #2a – Occurred on 04/18/21 at 3:12pm. Female, Hispanic or Latino, White, 27 years old, was high risk stopped following a request for assistance by an allied agency with a barricaded felony subject who refused to exit a stolen vehicle on an off-campus roadway. Female, Hispanic or Latino, White, Officer with less than one year's experience, pointed their duty handgun at the Suspect. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of this incident found that the level of force used by the Officer fell within department guidelines. (Related to Incident #3)

Incident #2b – Occurred on 04/18/21 at 3:12pm. Male, Hispanic or Latino, White, 29 years old, was high risk stopped following a request for assistance by an allied agency with a barricaded felony subject who refused to exit a stolen vehicle on an off-campus roadway. Male, Hispanic or Latino, White, Officer with two years' experience, pointed their duty handgun at the Suspect. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of this incident found that the level of force used by the Officer fell within department guidelines. (Related to Incident #2)

Incident #3 – Occurred on 07/25/21 at 3:33pm. Female, Hispanic or Latino, White, 11 years old, resisted control on a pedestrian stop regarding runaway juveniles on an off-campus roadway as she attempted to run into oncoming traffic. Male, non-Hispanic or Latino, White, Officer with one

year's experience, physically controlled the juvenile for her own safety stopping her from running into oncoming traffic, using minimal physical force, no blows were struck, and both the juvenile and the Officer remained standing. No visible injury or complaint of pain or injury was reported by the juvenile or Officer. A command level review of this incident found that the level of force used by the Officer fell within department guidelines.

Incident #4 – Occurred on 08/3/21 at 8:15am. Female, Asian, 46 years old, attempted to walk into oncoming traffic while officers were attempting to check on her welfare on an off-campus roadway. Male, non-Hispanic or Latino. White, Officer with less than one year's experience, physically controlled the subject, using minimal physical force, no blows were struck, and both the Subject and the Officer remained standing. The subject was subsequently placed on a 72-hour hold. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of this incident found that the level of force used by the Officer fell within department guidelines.

Incident #5a – Occurred on 09/19/21 at 6:48pm. Male, Hispanic or Latino, White, 22 years old, attempted to evade Officer following a domestic violence incident with his girlfriend at an on-campus roadway. A high-risk stop was conducted. Male, Hispanic or Latino, White, Officer with two years' experience, pointed their less-lethal shotgun at the Suspect. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of the incident found that the level of force used by the Officer fell within department guidelines. (Related to Incident #7)

Incident #5b – Occurred on 09/19/21 at 6:48pm. Male, Hispanic or Latino, White, 22 years old, attempted to evade Officer following a domestic violence incident with his girlfriend at an on-campus roadway. A high-risk stop was conducted. Male, Hispanic or Latino, White, Officer with less than one year's experience, pointed their duty handgun at the Suspect. No visible injury or complaint of pain or injury was reported by Suspect or Officer. A command level review of the incident found that the level of force used by the Officer fell within department guidelines. (Related to Incident #6)

Incident #6a – Occurred on 11/15/21 at 3:44pm. Male, non-Hispanic or Latino, White, 32 years old, possessed a simulated firearm during a traffic stop on an off-campus roadway. Male, Hispanic or Latino, White, Officer, with two years' experience, used multiple levels of force to include pointing their patrol rifle at the Suspect. No visible injury but a complaint of minor pain not requiring medical attention, was reported by the Suspect. While assisting an allied agency take the suspect into custody the officer also assisted to control the suspect as he became physically combative. No visible injury or complaint of pain or injury was reported by the Officer. A command level review of the incident found that the level of force used by the Officer fell within department guidelines.

Incident #6b – Occurred on 11/15/21 at 3:44pm. Male, non-Hispanic or Latino, White, 32 years old, possessed a simulated firearm during a traffic stop on an off-campus roadway. Male, Hispanic or Latino, White, Officer, with less than one year's experience, pointed their duty shotgun at the Suspect. No visible injury but a complaint of minor pain not requiring medical attention, was reported by the Suspect. No visible injury or complaint of pain or injury was reported by the

Officer. A command level review of the incident found that the level of force used by the Officer fell within department guidelines.

Incident #6c – Occurred on 11/15/21 at 3:44pm. Male, non-Hispanic or Latino, White, 32 years old, possessed a simulated firearm during a traffic stop on an off-campus roadway. Male, non-Hispanic or Latino, White, Officer, with 11 years' experience, used multiple levels of force to include pointing their handgun and a less than lethal shotgun at the Suspect. No visible injury but a complaint of minor pain not requiring medical attention, was reported by the Suspect. No visible injury or complaint of pain or injury was reported by the Officer. A command level review of the incident found that the level of force used by the Officer fell within department guidelines.

Personnel Summary

An analysis of the 10 incidents where Officers used force indicate that six different Officers were involved. Three officers were involved in two incident each. Two officers were involved in two incident each and one officer was involved in three incidents. Careful review was given to the background of each incident and in summary, no personnel concerns were identified relative to the distributed application of force by all Officers involved.

Sergeant/Instructor Review

UPD Sergeants and Use of Force Instructors were asked to review the 2021 Use of Force incidents. All agreed that these incidents were justified, and in compliance with all UPD policies/practices and applicable state statutes.

The following recommendations were made by the Sergeants and Instructors:

- The need to add a “mental illness” box as an influencer.
- The need to include a space to describe de-escalation tactics attempted if applicable.
- The need for an individual form of each use of force on a single incident. Don't combine on one form.

Impact of Findings on Policy and Practice

UPD Policy #300 dictates all response options for Use of Force situations up to and including deadly force. It was last updated in December 2021. The purpose of the update was to include improved definitions and changes within state law applicable to: (1) duty to intercede and (2) report use of force to a supervisor. This year's Use of Force Analysis has shown that UPD Officer are following the department's Policy. None of the facts and circumstances surrounding the Use of Force incidents that occurred in 2021 year would lead me to make recommendations for changing the current Policy. Additionally, the practices set up by the policy, including administrative documentation and review of Use of Force incidents/ are extremely effective. All levels of supervision up to and including the Chief of Police are part of the review of each Use of Force/ making it extremely unlikely that an issue would not be addressed. It is clear the department's Use of Force policy is still appropriate, relevant and effective.

Impact of Findings on Training Issues

During the course of my analysis and review of each of the ten listed Use of Force incidents, I did not identify any training issues that should be addressed relative to the application of force, specifically, escalation and de-escalation. While the sample size is small there is a trend towards incidents involving younger, less experienced Officers and non-affiliated persons during off campus traffic stops. Seven of the ten uses of force involved lethal weapons pointed at Suspects as part of a high-risk stop activity. There were no uses of less lethal control weapons or pain compliance techniques.

With the present trends it will be important to continue training activities around off-campus activity and high-risk traffic and pedestrian stops. This training is especially important for younger Officers who have less work experience in high stress situations. Although no Officer used any control weapons (expandable baton, OC spray, or Taser) or pain compliance in 2021, it is important to maintain proficiency in the application of the use of these response to resistance options. Future training should focus on scenario-based situations to make sure officers can make effective and timely decisions relative to force usage and the transition between available force options when faced with various levels of aggression or resistance in the field. De-escalation training must be a priority each year as it is important Officers are clearly and competently communicating with Suspects during high-risk encounters. A final training issue that was identified is the need to provide refresher training on the correct procedures for completing Use of Force Reporting forms.

Impact of Findings on Equipment


This analysis did not reveal any findings related to equipment.

Administrative Review

Analysis completed by Lt. Christopher Jetton on 01/28/2022

Signature 

Analysis reviewed and accepted by Chief of Police:
Interim Police Chief Drake Massey

Signature 
Date: January 31, 2022