



## King County

Office of Law Enforcement Oversight  
401 Fifth Avenue, Room 131  
Seattle, WA 98104-1818

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IIU Case No. **2018-101**

March 28, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-101. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation is not in compliance with the Sheriff's Office procedures.

This case involved an allegation that the subject deputy drove aggressively for no apparent reason or emergency. During our review, we observed that the supervisor directed the subject deputy to write a statement about the incident without issuing an A-150 to notify the deputy that he was under investigation. This is contrary to General Orders Manual 3.03.095 and affects the Sheriff's Office's ability to take certain actions. Unfortunately, the issue cannot be corrected at this point. We hope that this shortcoming will be addressed with the supervisor.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Adrienne Wat* on behalf of

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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**IIU Case No. 2018-144**

July 12, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-144. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation was not thorough and did not comply with Sheriff's Office policies.

This case involved an allegation that the subject deputy used excessive and unnecessary force against a person. During our review, we observed that a supervisor directed the subject deputy to write a compelled statement about the incident without issuing an A-150 to notify the deputy that he was under investigation. This is contrary to General Orders Manual 3.03.095 and affects the Sheriff's Office's ability to take certain actions. Unfortunately, the issue cannot be corrected at this point.

Also, an OLEO request to have the complainant sign a medical release form and obtain relevant documents if signed was not timely, even though he was in-custody at the time of the request, and for over two months after the request. Although a letter was mailed to the complainant after he was released from custody, it did not receive a response and no further efforts have been made to get the release from this individual who says that deputies used excessive force against him. Taking these steps not only provides complainants with confidence that their complaints are taken seriously, but also protects the department against liability.

The handling of this matter speaks to an issue OLEO raised in its recent report on complaint intake classifications and processing. Specifically, we recommend that all complaints be classified at the outset and then sent to an investigator so that the requirements of the

*Captain Chimnick*

*July 11, 2018*

*IU2018-144*

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investigation and procedures, such as issuing an A-150 or obtaining a medical release, can be communicated before it is too late to correct. This is especially important for front-line supervisors who may not conduct administrative investigations regularly.

We hope that this shortcoming will be addressed. If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Deborah Jacobs*

Deborah Jacobs

Director

Office of Law Enforcement Oversight



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**IIU Case No. IIU2018-226**

January 24, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has completed a cursory review of the internal investigation for case number IIU2018-226. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation was not completed in a timely manner.

The initial complaint was made on May 16, 2018. IIU opened the case on May 17, 2018. The follow-up report by IIU appears to have been completed on July 11, 2018. OLEO received notice of the case on January 14, 2019. A letter requesting findings also sent January 15, 2019. The 180-day period allowing action to be taken if necessary expired on November 14, 2018.

After a brief discussion with IIU, it appears the reasons behind the delay were based on IAPro user error. Nevertheless, it was not sent to OLEO until after the expiration period, and there is no record of request to extend the expiration date. For these reasons, OLEO declines to certify this investigation based on failure to comply with timeliness.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-244**

July 24, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-244. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation did not comply with Sheriff's Office policies.

This case involved an allegation that the subject deputy used excessive force against a person. During our review, we observed that a supervisor compelled the subject deputy to write a statement about the force used without issuing an A-150 to notify the deputy that he was under investigation. This is contrary to General Orders Manual 3.03.095 and affects the Sheriff's Office's ability to take certain actions. Unfortunately, the issue cannot be corrected at this point.

As you know, this problem has been recurring. We're pleased to hear that you are in the midst of proposing a policy change to address this procedural issue and fully support your efforts.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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**IIU Case No. 2018-277**

November 29, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3rd Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

This case involved an allegation of performance below standards. The Internal Investigations Unit (IIU) did not complete its investigation of IIU2018-277 within the 180-day deadline for administrative investigations. Pursuant to King County Code 2.75.040(C), OLEO is not certifying the investigation due to a lack of timeliness.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Deborah Jacobs*

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-294**

December 5, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-294. The Internal Investigations Unit (IIU) did not complete its investigation within the 180-day deadline for administrative investigations. Pursuant to King County Code 2.75.040(C), OLEO is not certifying the investigation due to a lack of timeliness.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Adrienne Wat* on behalf of

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



**King County**

**Office of Law Enforcement Oversight**

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IIU Case No. **2018-300**

March 8, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3rd Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has completed a cursory review of the internal investigation for case number IIU2018-300. We are declining to certify the investigation pursuant to King County Code 2.75.060(D), as OLEO was never given an opportunity to review the case prior to findings.

The initial complaint, which concerns making false statements, was made on June 12, 2018. OLEO was notified of the open investigation on June 27, 2018. The investigation was sent for findings on December 13<sup>th</sup>, 2018. According to the task log and usage log on IAPro, OLEO was never given an opportunity to review the case. It's OLEO's understanding that this was an unintentional oversight. Nevertheless, OLEO declines to certify this investigation based on failure to comply with timeliness and failure to comply with the King County Code.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Deborah Jacobs*

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight





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IIU Case No. **2018-343**

September 17, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-343. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation did not comply with Sheriff's Office policies.

This case involved an allegation that the subject deputy was discourteous and wrote an inaccurate report. During our review, we observed that a supervisor compelled the subject deputy to write a statement about the incident without issuing an A-150 to notify the deputy that he was under investigation. This is contrary to General Orders Manual 3.03.095 and affects the Sheriff's Office's ability to take certain actions. Unfortunately, the issue cannot be corrected at this point.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Adrienne Wat* on behalf of

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-364**

July 30, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-364. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because it is not in compliance with the Sheriff's Office procedures based on timeliness.

This case involved an allegation of excessive use of force reported by a passerby. The case was sent to the Internal Investigations Unit (IIU) for a full investigation. Before the case was sent to IIU, the precinct commander specifically noted in his review that issues for investigation should include whether the force used was excessive when weighed against the arrestee's resistance level, and whether officers failed to report the force used.

However, the case was not investigated in a timely manner and IIU did not meet the 180-day deadline to make findings or impose discipline. This is concerning and, if not done already, OLEO recommends that you review why IIU could not complete the investigation within the allotted timelines.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-376**

February 13, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3rd Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

The Internal Investigations Unit (IIU) advised the Office of Law Enforcement Oversight (OLEO) that it completed an investigation of **IIU2018-376**. OLEO has independently reviewed the internal investigation, and declines to certify it as thorough and objective.

IIU2018-376 involves a stop of a potentially stolen vehicle at White River Amphitheater. The subject deputy stopped a vehicle that he believed matched the description of a stolen vehicle announced by an officer at the same location. The stopped vehicle had a driver and a passenger, both young African American men. The allegations are the subject deputy drew and pointed his firearm, pulled the driver from the vehicle, handcuffed him, and then placed him in a patrol car. Later, after speaking with the passenger - whose name was not documented - and running the plates, the vehicle came back as not stolen. It was not the vehicle in question the fellow deputy had announced over the air.

After review of the investigative file, OLEO would have requested the following information and follow-up interviews prior to the close of this investigation:

- 1) Interview of the complainant.
- 2) Interview of the driver.
- 3) Interview of the passenger.

The complainant is identified as the father of the driver who made a formal written complaint on July 16, 2018. On August 20, 2018, a letter was sent to the complainant, but did not request an interview. On January 2, 2019, a letter requesting an interview was sent to the complainant, with a request to complete the interview on or before January 9, 2019. On January 11, 2019, the complainant's attorney left a voicemail asking for more information about the formal interview process. The voicemail was uploaded to IAPro on January 15,

2019, which was the same day that the investigation had been sent to Chief Wills for findings. IIU made no attempts to interview the driver or the passenger of the vehicle.

Additionally, there is some confusion about the allegations and the violation cited. The complainant makes mention of race, and there being a different standard of compliance for his son depending on the individual officer, which on its face seems to be a complaint about racially-biased policing. This is in addition to the allegation of the subject deputy pointing a gun at his son. From the interviews, it does not appear that his concerns about racially-biased policing was addressed with the involved deputies.

OLEO was notified of this completed investigation at the same time the investigation was sent to the Chief Wills for findings because IIU was up against its 180-day deadline. Because of that, IIU informed OLEO that would not be able to fulfill any requests for additional investigation, but asked that OLEO still review the case for purposes of certification. Given the inability to address the issues outlined above, OLEO declines to certify this investigation on the basis that it lacks thoroughness and was not completed in a timely manner.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

A handwritten signature in cursive script that reads "Deborah Jacobs".

Deborah Jacobs

Director

Office of Law Enforcement Oversight



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IIU Case No. 2018-391

September 11, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-116  
Seattle, WA 98104

Dear Captain Chinnick:

The Internal Investigations Unit (IIU) advised the Office of Law Enforcement Oversight (OLEO) that it completed investigation number IIU-2018-391, prompting our review pursuant to King County Code 2.75.040(C). OLEO has independently reviewed the internal investigation and are declining to certify the investigation.

The basis for this decision is the failure to issue the Subject Deputy an A-150 notice, even though he wrote a compelled statement.

If you have any questions, please contact our office at 206-263-8870,

Sincerely,

*Deborah Jacobs*

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-432**

September 7, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-432. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation did not comply with Sheriff's Office policies.

This case involved an allegation that the subject deputy was discourteous during a traffic stop. During our review, we observed that a supervisor compelled the subject deputy to write a statement about the incident without issuing an A-150 to notify the deputy that he was under investigation. This is contrary to General Orders Manual 3.03.095 and affects the Sheriff's Office's ability to take certain actions. Unfortunately, the issue cannot be corrected at this point.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Adrienne Wat* on behalf of

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-450**

September 28, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-450. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation was not thorough.

This was an investigation into an allegation that the subject deputy used excessive or unnecessary force when arresting the complainant. Specifically the complainant alleges that the deputy put him in a headlock when trying to arrest him. If true, this would be a violation of General Orders Manual 6.00.035(5). The subject deputy denied the allegation and the loss prevention officer, who assisted the deputy during the incident, stated he could not remember whether that occurred.

During OLEO's review, we observed that there were store employees who may have witnessed the incident, but there was no documentation in IAPro showing they were interviewed. We asked that the investigator attempt to interview the store employees. However, because the 180-day deadline was approaching, IIU determined it was unable to perform the additional investigation. As a result, OLEO is not able to certify this investigation.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



## King County

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IIU Case No. **IIU2018-468**

March 18, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has completed a cursory review of the internal investigation for case number IIU2018-468. We decline to certify the investigation pursuant to King County Code 2.75.060(D), as OLEO was not given an opportunity to review the case prior to findings.

The initial complaint, which concerns an allegation of an unlawful seizure of a passenger in a vehicle, was initiated on September 19, 2018 after OLEO's Adrienne Wat raised the issues in the context of her certification review of IIU2018-243. OLEO was notified of the open investigation on September 25, 2018. IIU sent the investigation for findings on October 19, 2018. Findings were made on November 27, 2018 and sent to the subject deputy on March 7, 2019. IIU notified OLEO of the completed investigation on March 8, 2019.

According to the task log and usage log on IAPro, OLEO was never provided an opportunity to review the case. It's our understanding that this was an unintentional oversight. Nevertheless, OLEO declines to certify this investigation based on failure to comply with timeliness and with King County Code.

In addition, for the future, we would like to discuss and come to agreement with IIU about the proper procedure for instances in which OLEO staff raise any issues in the context of conducting certification reviews. Turning an OLEO comment into an Inquiry may not always be the right course of action, and we should talk through under what circumstances and through what process that should take place. Andrew Repanich will be in touch to schedule a conversation with you



*Captain Rodney Chinnick*  
*IJU2018-468*  
*Page 2*

about it. OLEO's goal remains to work collaboratively with IJU to help ensure that it completes thorough, objective, and timely investigations.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

*Deborah Jacobs*

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



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IIU Case No. **2018-487**

December 7, 2018

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-487. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation was not thorough.

This was an investigation into an allegation that the subject deputy was dishonest with the civilian and the court. Specifically the complainant alleges that the deputy lied to the civilian about her speed; lied in drafting his citation; and lied to the court during the contested hearing. If true, this would be a violation of General Orders Manual 3.00.015(1).

In the investigation, the deputy made no comments nor responded to the actual allegation of dishonesty. When requested to provide a statement, he referred IIU back to the citation. The citation itself did not address whether he misrepresented facts to the court through paperwork or testimony.

OLEO requested that IIU interview the deputy several times via email and phone calls. While continuing efforts to have the deputy being interviewed, OLEO discovered that findings have already been made. The deputy was never interviewed about the allegations. As a result, OLEO is not able to certify this investigation.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



**King County**

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**IIU Case No. 2018-488**

March 8, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3rd Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-488. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because the investigation was not thorough.

This case involves allegations that subject deputy failed to perform duties-investigation; failed to identify himself as an officer; and was discourteous. On September 23, 2018, the subject deputy, along with two other deputies, responded to an argument among several people in an apartment complex. When they arrived, they noticed the people appeared intoxicated. The group, including the complainant, were present when the deputies arrived. The complainant had called the police because his belongings were in the apartment, he was not allowed back inside to retrieve them, and had no way to get home. He alleges the deputies did not try to resolve this issue.

The next day, the complainant called and filed this complaint. The complainant was the only person interviewed. The completed investigation was sent to OLEO for review in early November 2018. OLEO reviewed the investigation and requested additional investigation as several witnesses were neither identified nor interviewed. Additionally, the complainant was never asked if the investigator should speak with anyone else. IIU Captain Chinnick agreed with OLEO's request and sent the investigation back for follow-up interviews at the precinct level in late November 2018.

On February 15, 2019, the investigation was sent back to OLEO for review; however, none of the additional investigation had been completed. OLEO made the same request a few days later. IIU responded stating that there had been a breakdown in communication about the follow-up requested between IIU and the precinct sergeant who would have attempted to complete the follow-up on the investigation. Captain Park, acting IIU Commander, attempted to complete some of the request on her own, but had a difficult time getting a hold of the primary complainant. In addition, she was unable to confirm some of the other witnesses' identities.

Although the inability to successfully conduct the follow-up investigation was based on KCSO's administrative procedural issues, unfortunately this is an error that cannot be remedied because of the long lapse in time. Based on all of the above reasons, OLEO declines to certify IIU2018-488 based on lack of thoroughness.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,



Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



## King County

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IIU Case No. **2018-496**

### Revised Certification Letter

August 6, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO determined it would re-review IIU2018-496 after the complainant informed our office of discrepancies in the investigation of his complaint, which alleged discrimination.

During this re-review, OLEO identified deficiencies in the investigation in which we should have sought clarification from IIU, as well as additional documentation and investigation.

Because the 180-day deadline has passed and OLEO can no longer request follow-up, OLEO rescinds the certification issued on February 6, 2018 and instead declines to certify the investigation because it was not thorough. Deficiencies in the investigation include:

1. There should have been two allegations of Discrimination, Incivility and Bigotry in the investigator's follow-up report and IAPro instead of one. The complainant alleged that there were two separate incidents of discrimination and the A-150 notifying the subject employee of the allegations included these two incidents. However, because only one allegation was listed in the follow-up report and IAPro, only one finding regarding the potential policy violation was made.
2. Seven potential witnesses were not interviewed and the file contained no investigative rationale for why these witnesses were not interviewed.
3. The investigator stated in his follow-up report that there were no surveillance cameras at Shoreline District Court. It seems unlikely that a courthouse would not have surveillance cameras. There was no documentation in the file explaining how the investigator obtained this information.
4. There were several surveillance videos in the file, including video from the weapon screening area of the Youth Services Center on September 18, 2018. The videos of the weapon

screening area were split into four files, two files for what appears to be from 8:30 to 9:30 am and two for what appears to be from 9:30 to 10:30 am. There is no explanation in the file documenting why these files were split rather than in one continuous file. If the investigator received the files this way, there should have been documentation from whomever provided the videos indicating that they provided the files in this state. Otherwise, there are questions about whether the video was altered and by whom.

5. From the subject employee's interview, it appears he spoke with at least one witness after being served his A-150. The subject employee specifically stated that he talked with the witness the morning of his IIU interview. The investigator did not ask any questions of either party about this.
6. The investigator did not re-interview the subject employee after the complainant was interviewed. This is important because the complainant provided information that should have been clarified with the subject employee. For example, for one of the incidents, the complainant stated the subject employee went to get an employee from the front office to confirm that the complainant had a work order to fulfill at that location. This information could have been used to probe the subject employee's memory of the incident, since he earlier stated he did not recall the incident at all. The complainant also provided information regarding a conversation between the complainant's white coworker and the subject employee and, during a separate incident, that the subject employee did not question the complainant's other Asian coworker about why he was at the courthouse like he did the complainant as evidence that the Marshal was treating the complainant differently because of his race. These issues warranted further questioning of the subject employee.
7. Lastly, contrary to what the investigator stated in his follow-up report, the complainant does not appear in any of the videos. The person the investigator identified as the complainant in one of the videos was not him. The investigator should have been aware of this because he conducted an in-person interview of the complainant and had the opportunity to play the video during the interview to confirm whether or not the person in the video was the complainant.

Based on these deficiencies in the investigation, OLEO declines to certify this investigation based on lack of thoroughness.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,



Deborah Jacobs  
Director  
Office of Law Enforcement Oversight



## King County

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IIU Case No. **IIU2018-557**

April 10, 2019

Rodney Chinnick  
Internal Investigations Unit  
King County Sheriff's Office  
516 3<sup>rd</sup> Ave, Room W-150  
Seattle, WA 98104

Dear Captain Chinnick:

OLEO has independently reviewed the internal investigation for case number IIU2018-557. We are not certifying the investigation pursuant to King County Code 2.75.040(C) because it was not thorough.

The allegations in this case involve excessive use of force. The subject deputy, along with several other deputies, responded to a domestic violence call. Upon arriving, the deputies determined they had a probable cause to arrest for an assault in the fourth degree with a domestic violence designation. At the time of the arrest, the subject deputy deployed a taser, stating the complainant was not in compliance with commands. After being tasered, the complainant began to have a seizure. Medical aid was called immediately. A sergeant responded to the scene to conduct the use of force investigation and report and, based on statements made by the complainant at the scene, an investigation into the complaint for excessive force was opened.

OLEO received notification that the excessive force investigation was ready for its review on November 15, 2018, with an expiration for review on November 21, 2018. After reviewing the investigation, OLEO determined that follow-up was necessary for the investigation to be thorough. OLEO requested the following additional investigation on November 20, 2018 via email:

- Medical records be obtained using the signed release by the complainant.
- Deputies be asked if they had prior interactions with the complainant and any knowledge of his medical condition prior to the incident date.
- The complainant be re-interviewed for clarification on what generated the complaint.
- Interview civilian witnesses listed in the incident report.


OLEO sent a follow up email to IIU for a status update on November 29, 2018. IIU sent a due date memo to the Chief for findings, without addressing OLEO's request for follow up, on November 27, 2018. Findings were entered, but not published to the employee, on January 3, 2019, without OLEO's request for additional investigation being addressed.

On March 22, 2019, IIU and OLEO discussed, via phone, the follow-up request from November. IIU stated that they would move forward to try to resolve the requests made by OLEO. OLEO received the completed investigation on April 1, 2019.

IIU was able to accomplish some, but not all the follow-up requests made in November. IIU obtained statements from each deputy about any prior knowledge of the complainant's medical condition and requested and received the medical records. Unfortunately, with so much time having passed since the incident and OLEO's request, IIU was not able to locate and interview any of the civilian witnesses, including the complainant. For these reasons, OLEO declines to certify this investigation on the basis that it is not thorough.

If you have any questions, please contact our office at 206-263-8870.

Sincerely,

  
Deborah Jacobs.  
Director