

GOVERNMENT OF THE DISTRICT OF COLUMBIA
METROPOLITAN POLICE DEPARTMENT

FINDINGS OF FACT IN USE OF FORCE INCIDENT

Force Type (s):	Electronic Control Device
Incident Date:	May 29, 2024
Publication Date:	September 25, 2024
Involved MPD Member(s): Rank, Division Assigned, Race/Gender:	Sergeant 1 Seventh District White/Male
Subject of the Force's Race/Gender and Age at time of the use of force incident:	Black/Male 17 years old
Use of Force Review Board Date:	September 3, 2024

SYNOPSIS OF USE OF FORCE

Sergeant 1 (SGT1) deployed his Electronic Control Device (ECD), commonly known as a TASER, on the subject of the force. Consistent with MPD policy, this use of force incident was referred to MPD's Internal Affairs Division (IAD) for investigation. The MPD's use of force investigative procedures are outlined in [GO-RAR-901.07 \(Use of Force\)](#). After all available evidence was collected and analyzed, and statements from the police and civilian witnesses were reviewed, the IAD final investigative report was completed on August 16, 2024. The material facts regarding this use of force incident are outlined below.

EVENTS THAT LED TO POLICE CONTACT

1. On May 29, 2024, Seventh District members were in the 2400 block of Elvans Road, Southeast, when they observed a physical altercation.
2. The Seventh District members and SGT1 observed the subject of force physically assault a victim and flee on foot.

EVENTS THAT LED TO THE USE OF FORCE

3. The subject of force fled from SGT1 and appeared to be trying to re-engage the victim.
4. SGT1 ordered the subject of force to stop, pointed his ECD at the subject of force and gave him warnings and commands to get on the ground.
5. The subject of force did not get on the ground, made threats towards SGT1 by balling his fist and taking a fighting stance.
6. SGT1 deployed his ECD at the subject of force. The ECD probes failed to incapacitate the subject of force who turned and began to run.
7. SGT1 deployed his ECD a second time. The ECD probes failed to incapacitate the subject of force, apparently not making contact with the subject of force.
8. The subject of force continued to flee on foot with SGT1 in pursuit.

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9. SGT1 and another MPD member caught up to the subject of force, and placed him in handcuffs.

ACTIONS AFTER THE USES OF FORCE

10. The subject of force had no visible injuries and complained of pain in his feet.
11. The subject of force was treated on the scene by members of the D.C. Fire and Emergency Medical Services.
12. The subject of force was released on the scene pending the approval of a custody order for his arrest.

PROSECUTORIAL REVIEW BY THE US ATTORNEY'S OFFICE (USAO)

The incident involving the use of a takedown and an ECD by SGT1 was not referred to the USAO for review. Consistent with MPD policy, [GO-RAR-901.07 \(Use of Force\)](#), only the following incidents are referred to the USAO for review: (1) serious uses of force, (2) deadly force, (3) uses of force indicating potential criminal conduct, (4) vehicle pursuits involving a fatality, and (5) in-custody deaths involving an MPD member.

FINDINGS OF INTERNAL AFFAIRS DIVISION (IAD) ADMINISTRATIVE INVESTIGATION

On August 16, 2024, the IAD final investigation made the following findings based on a preponderance of the evidence regarding the use of force by the involved member:

- The Use of Force - ECD First Deployment - by SGT1 was **JUSTIFIED**.
- The Use of Force - ECD Second Deployment - by SGT1 was **JUSTIFIED**.

FINDINGS OF THE USE OF FORCE REVIEW BOARD (UFRB)

On September 3, 2024, the UFRB convened to review the final investigative report prepared by the IAD and the evidence regarding the use of force by the involved member. The UFRB ruled:

- The Use of Force - ECD First Deployment - by SGT1 was **JUSTIFIED**.
- The Use of Force - ECD Second Deployment - by SGT1 was **JUSTIFIED**.