

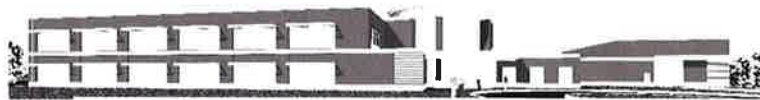
Sheriff
John F. Matz

Chief Deputy
Todd A. Christopherson



Winnebago County Sheriff

www.co.winnebago.wi.us



4311 JACKSON STREET
OSHKOSH, WISCONSIN 54901
(920) 236-7300 (920) 727-2888
JAIL (920) 236-7380
ADMINISTRATION FAX (920) 236-7333
RECORDS FAX (920) 236-7302

TO: Sheriff Matz and Chief Deputy Christopherson

FROM: Lt. DalleNogare

DATE: January 31st, 2019

RE: Annual Use of Force Report – 2018

Pursuant to General Order 5.05, USE OF FORCE/ REPORTING AND REVIEW, all use of force reviews conducted for 2018 incidents in the Field Services Divisions have been reviewed. Field Services encompasses the Patrol Division, Detective Division, and Special Teams for the Sheriff's Office. A use of force review is completed for any of the following incidents:

- Reported injuries to a suspect based on use of force
- An Electronic Control Device (ECD) is pointed or discharged
- Chemical Agents are utilized (Oleoresin Capsicum)
- Intermediate weapons are used
- K-9 units are used as force
- Specialty impact munitions are pointed or deployed
- Vehicle Pursuits and/or induce or force to stop techniques are used
- A firearm is pointed or discharged

Reviews are conducted to ensure that a deputy's actions are consistent with Winnebago County Sheriff's Office General Orders and the State of Wisconsin Defensive and Arrest Tactics (DAAT) system.

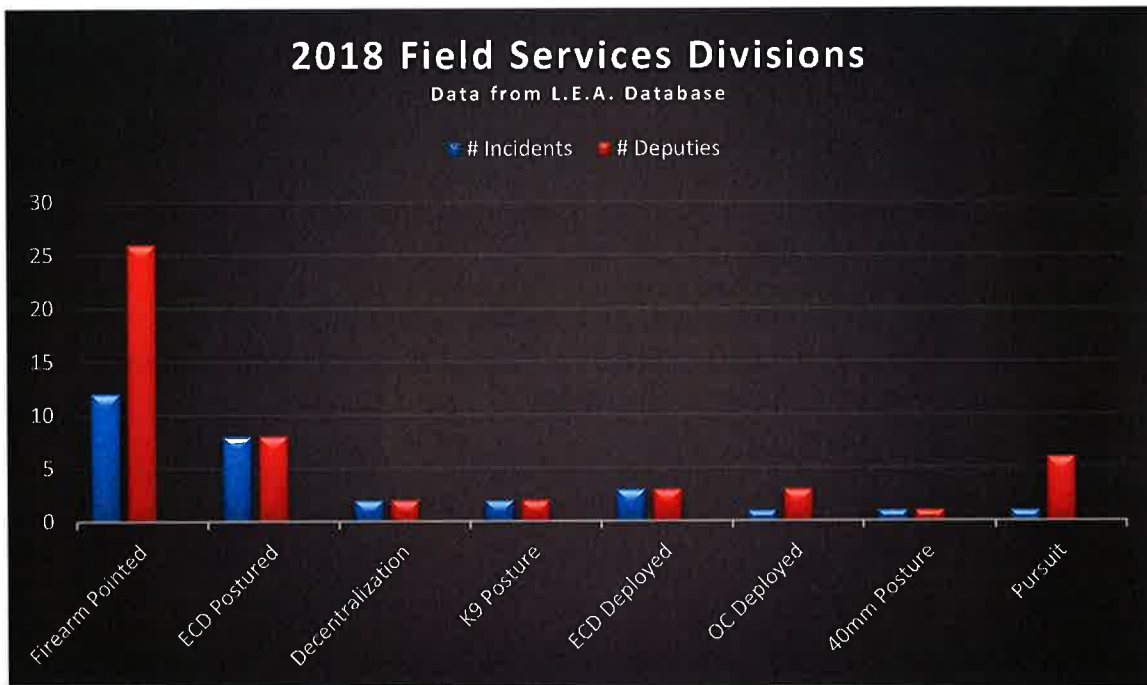
The information utilized for this report was collected from the L.E.A. Data Technologies software used to document use of force incidents for the Sheriff's Office. Individual

reviews were conducted based on submitted use of force reporting forms and the associated incident reports. 27 use of force reviews were conducted in 2018 for incidents that met the reporting criteria. This is an 8% increase from the 25 incidents for which a use of force review was completed in 2017. The 25 reviews in 2017 were a 15% decrease over the 29 use of force reviews in 2016.

During 2018, deputies from the Field Services Divisions of the Sheriff's Office responded to 46,207 incidents according to the Computer Aided Dispatch (CAD) records. 27 of those incidents, or .06%, resulted in force being used.

A total of 55 deputies used force during the 27 incidents in 2018. This figure also includes actions taken by members of the multi-jurisdictional SWAT team whose primary employment is with another agency. The following chart illustrates the types of force utilized that required a formal review:

Force Option	# Incidents	# Deputies
Firearm Pointed	12	26
ECD Postured	8	11
ECD Deployed	3	3
O.C. Deployed	1	3
40mm Launcher Postured	1	1
Decentralization	4	4
Pursuit	1	6
K9 Posture	1	1
Total	31	55



While the total number of incidents reported in the charts is 31, 12 incidents involved multiple deputies taking different use of force actions. If the use of force actions taken were done independently, the use of force actions would have necessitated a use of force review. The individual actions were documented for statistical data purposes.

Pointing of firearms was the most common use of force used by the Field Services division in 2018. 45% of the 27 incidents for which a review was conducted involved a firearm, or multiple firearms, being pointed at a subject or subjects.

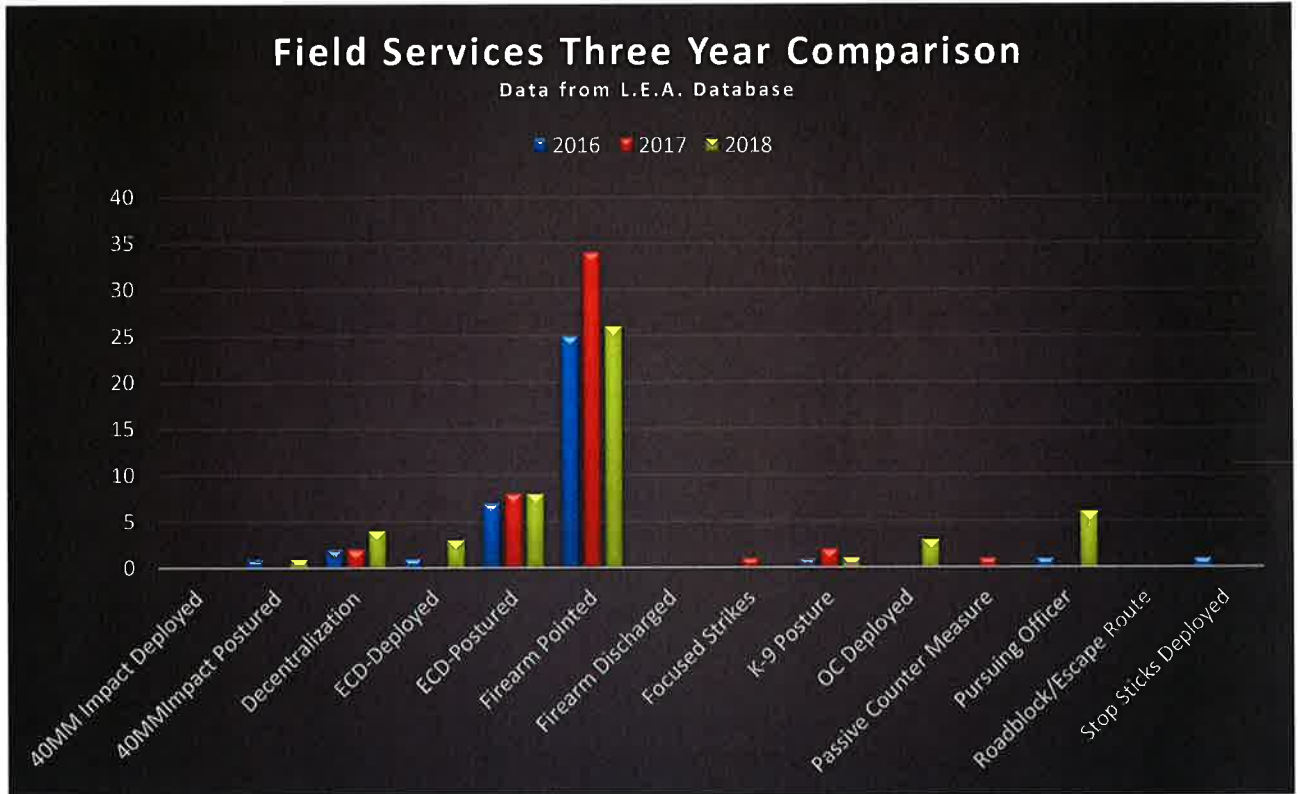
That percentage is less significant when considered in proper context.

- 9 deputies pointed firearms at subjects during a search for the subjects
- 5 deputies pointed firearms at subjects involved in high risk traffic stops
- 2 deputies pointed firearms at subjects involved in domestic disturbances
- 6 deputies pointed a firearm at subjects involved in a weapons complaint
- 2 deputies pointed a firearm at subjects involved in a welfare check
- 2 deputies pointed a firearm at subjects involved in a search warrant

The number is inflated based on multiple deputies responding to the same situations. There were 8 incidents that resulted in deputies pointing firearms at the suspect, or multiple suspects. The threat level presented by the subject, or subjects, involved in the incidents justified the pointing of firearms. Of the 12 reviews completed for incidents in which deputies pointed a firearm, all were deemed justified.

To further evaluate use of force for the Sheriff's Office, the following chart lists all actions taken by deputies for the previous three years. The most prevalent use of force option is the pointing of firearms each year.

Force Option	2016 Field Services	2017 Field Services	2018 Field Services
40MM Impact-Deployed	0	0	0
40MM Impact-Postured	1	0	1
Decentralization	2	2	4
ECD-Deployed	1	0	3
ECD-Postured	7	8	8
Firearm Pointed	25	34	26
Firearm Discharged	0	0	0
Focused Strikes	0	1	0
K-9 Posture	1	2	1
OC-Deployed	0	0	3
Passive Counter Measure	0	1	0
Pursuing Officer	1	0	6
Roadblock/Escape Route	0	0	0
Stop Sticks Deployed	1	0	0



Over the previous three years, Pointing of firearms was the most common and consistent use of force action for the Field Services divisions, with an average of 28 per year. The use of force actions have all been deemed reasonable based on the specific details of the incident.

There were no incidents deemed to be outside of policy or unreasonable, and justified with counseling for the year of 2018.

In conclusion, I do not feel that there are any training or equipment deficiencies, or systematic performance matters that need to be addressed. The Training division will continue to monitor use of force incidents, utilizing them as a guide as new trainings are developed for the agency.

Respectfully Submitted,

Lt. Timothy DalleNogare