

Sheriff
John F. Matz

Chief Deputy
Todd A. Christopherson



Winnebago County Sheriff

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TO: Sheriff Matz and Chief Deputy Christopherson

FROM: Lt. Eichman

DATE: January 13, 2022

RE: Annual Use of Force Report (Corrections) – 2021

Pursuant to General Order 5.05, USE OF FORCE/ REPORTING AND REVIEW, all use of force reviews conducted for 2021 incidents in the Corrections Division have been reviewed. 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
- While not specified, use of force reviews are completed on any use of force deemed to necessitate further analysis

Reviews are conducted to ensure that a deputy's actions are consistent with Winnebago County Sheriff's Office General Orders, applicable federal, state and local laws, and the State of Wisconsin Principles of Subject Control (POSC) 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 as well as the

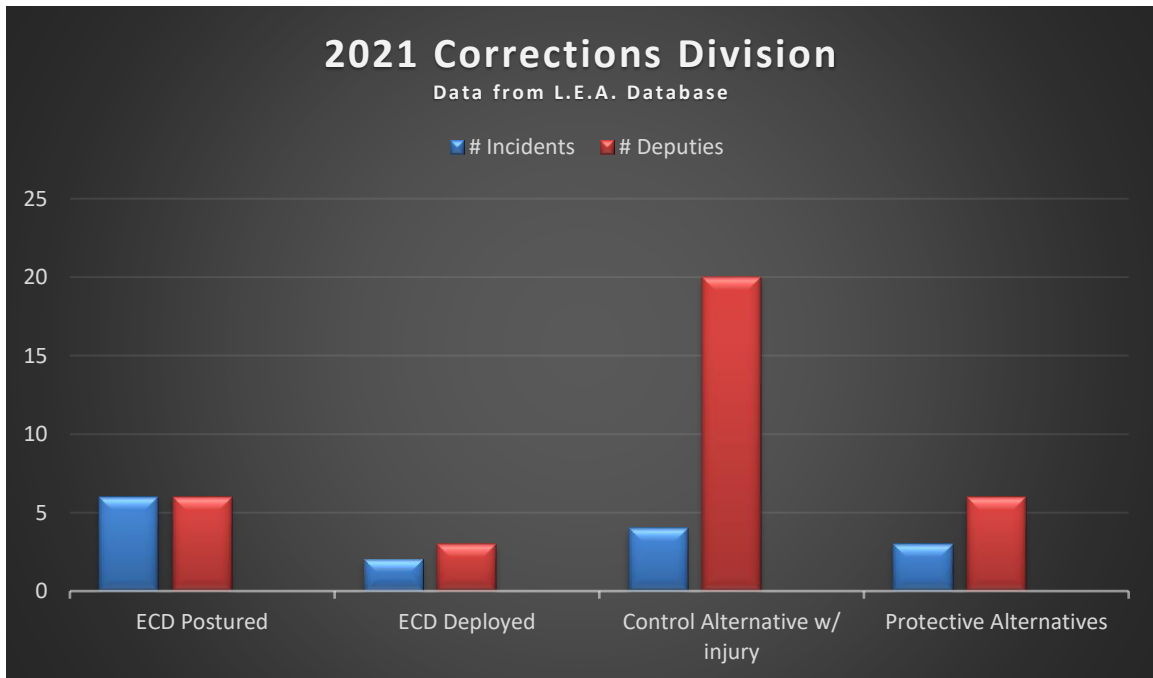
associated incident reports and any captured video footage. Twelve (12) use of force reviews were conducted in 2021 for incidents that met the reporting criteria. This is a 29% decrease from the 16 incidents for which a use of force review was completed in 2020. The 16 reviews in 2020 was a 7% increase from the 15 use of force reviews completed in 2019.

During 2021, deputies from the Corrections Division of the Sheriff’s Office recorded 569 formal incidents according to Computer Aided Dispatch (CAD) records. Twelve (12) of those incidents, or 2.1%, resulted in force being used.

A total of 35 deputies used force during the 12 incidents in 2021. The following chart illustrates the types of force utilized that required a formal review.

Note: several incidents had multiple uses of force meeting the Sheriff’s Office’s General Order regarding use of force review. As such, the numbers below are higher than the total 12 use of force incidents noted above:

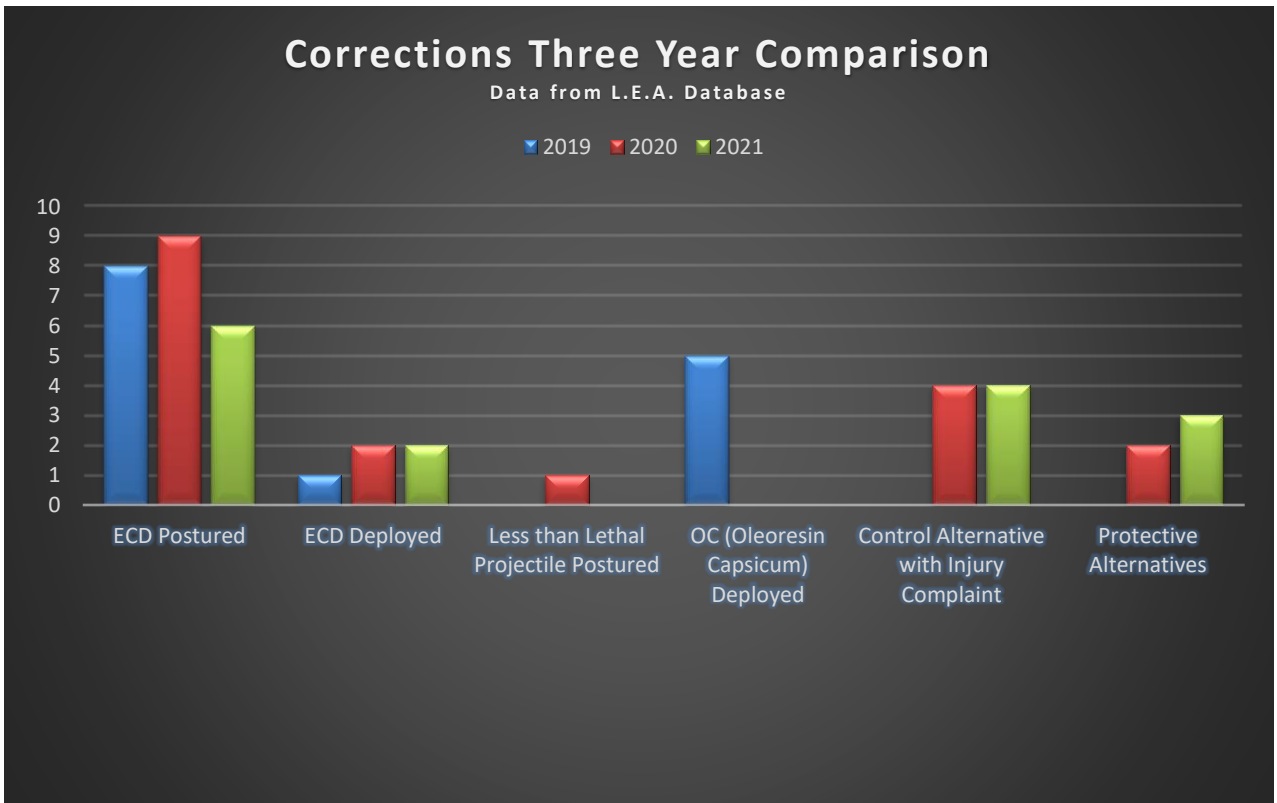
Force Option	# Incidents	# Deputies
ECD Postured	6	6
ECD Deployed	2	3
Control Alternative w/ injury	4	20
Protective Alternatives	3	6
TOTAL	15	35



The most common force used in the Corrections Division in 2021 continued to be Electronic Control Device (ECD) Posturing. Of the 15 uses of force for which a review was conducted, 40% involved a deputy Posturing with an EDC towards a person.

To further evaluate use of force for the Sheriff's Office Corrections Division, the following chart lists all actions taken by deputies for the previous three years. The most prevalent use of force options are the Posturing of ECDs, Deployments of ECDs, and Deployments of Oleoresin Capsicum (OC).

Force Option	2019 Corrections	2020 Corrections	2021 Corrections
ECD Postured	8	9	6
ECD Deployed	1	2	2
Less than Lethal Projectile Postured	0	1	0
OC (Oleoresin Capsicum) Deployed	5	0	0
Control Alternative-Injury Complaint	0	4	4
Protective Alternatives	1	0	3
Total	15	16	15



Deputies utilizing an ECD in Deployments and Posturing continue to be the most consistent use of force over the previous three years. All use of force actions involving an ECD in 2021 were deemed objectively reasonable based on the specific details of each incident.

One of the twelve incidents reviewed in 2021 for the Corrections Division required counseling for the deputies involved. This incident involved a Correctional Emergency Response Team entry to subdue an inmate causing a disturbance in a maximum-security cellblock. The inmate was eventually subdued and restrained without sustaining injury. While the deputies were found to have used an objectively reasonable amount of force, their pre-incident decision making as well as overall incident command and subject control tactics put themselves at an elevated risk for injury.

As a result of the aforementioned incident all deputies within the Corrections Division received additional training on pre-incident planning, incident command and control, ECD use, and passive subject control techniques. This additional training was provided during the agency's annual POSC and Correctional Emergency Response Team Trainings. The Training Division will continue to monitor use of force incidents utilizing them as a guide to develop new trainings for the agency.

Respectfully Submitted,

Lt. Tim Eichman