

# Marysville Police Department

## Use of force Report

### Incident Details

Date Received 07/31/2022  
 Entered By Police Corporal Keegan Stuver - 0173  
 Date/Time of Occurrence 07/30/2022 02:16  
 Date/Time Entered 07/31/2022 02:13  
 Record ID Number 2206  
 Case No 2022-00035947  
 IA No 22UOF-031  
 Marysville PD [Pending assignment]  
 BlueTeam Assigned  
 Investigator  
 IAPro Assigned Un-assigned  
 Investigator

### Incident Location

Location of Occurrence Marysville  
 11600 38th Drive Northeast  
 Marysville, WA, 98271  
 -122.17912, 48.09996



### Incident Summary

Female DUI suspect resisted arrested and placed into control hold and gently escorted to the ground.

### Use of Force Details

More Than 1 Citizen Involved	No	Reason For Using Force	Active Resistance
Citizen Arrested	No	Distance to Citizen	1 feet to 3 feet
Officer(s) Injured	No	Citizen Injured	Yes
Officer(s) Taken to Hospital	No	Citizen Taken to Hospital	No
Service Being Rendered	Dispatched Call	Citizen Build	Small
Weather Condition	Clear	Citizen Height	5'4" to 5'6"

Light Condition

Dark

Citizen Influence  
Assessment

Alcohol

### Reporting/Involved Citizen

Alexa Mariah Vincent

Date of Birth

09/10/1996

Gender

Female

Race

White

Ethnicity

Non-Hispanic

Role

—

Address

[None Entered]

Phone Numbers

[None Entered]

Type of Resistance  
Citizen Used Against  
Officer

Active Resistant

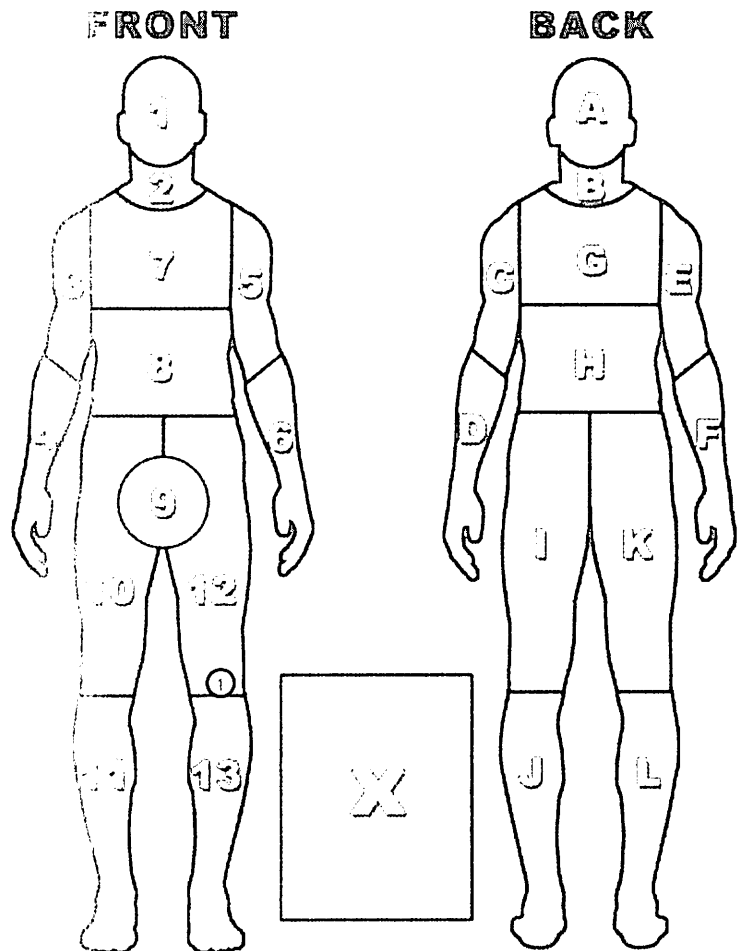
Charges Against  
Citizen

Traffic Offense  
Resisting

### Injuries Sustained By Citizen

Complained of injury —

Points: 1



Involved Officers

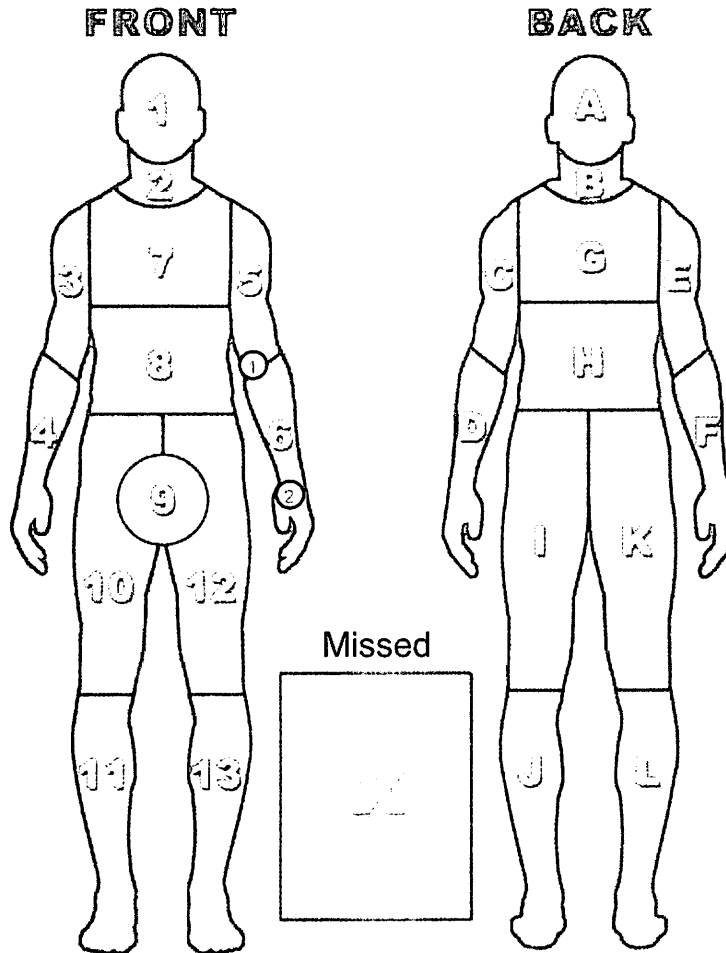
Police Corporal Keegan Stuver - 0173

Assignment      Police Officer Patrol Operations/Patrol/A Nights  
at time of  
incident

Role              —

Force used by this Officer against Citizen

- o Physical Controls - Force Effective: Yes — Points: 1, 2



Injuries Sustained By Officer

No injuries noted or visible —

Points:

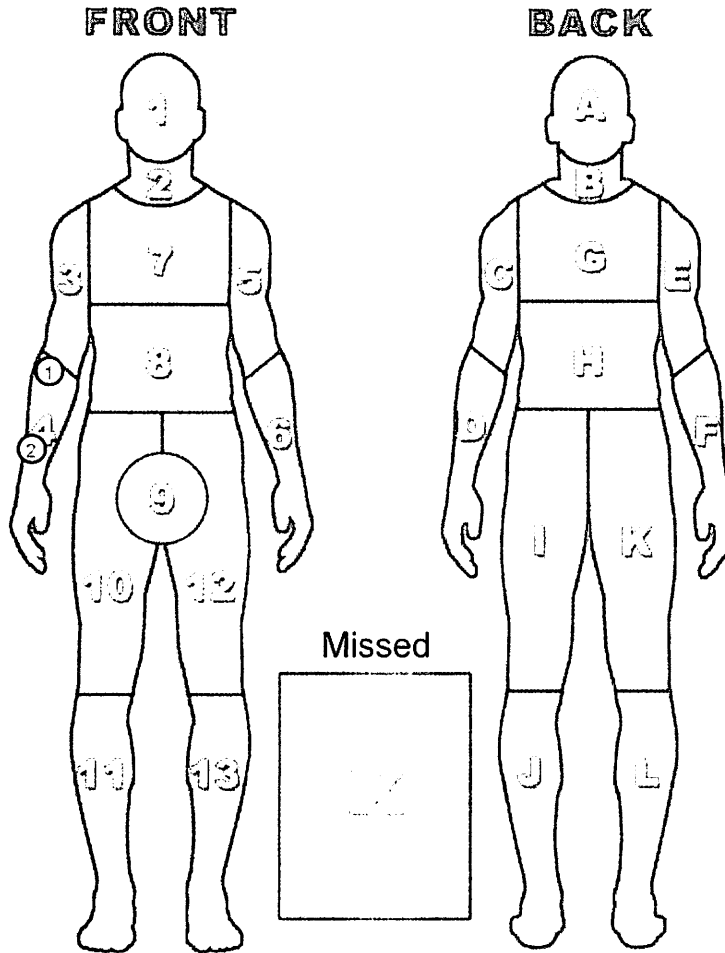
Police Officer Calen Roberts - 0149

Assignment      Police Officer Patrol Operations/Patrol/A Nights  
at time of  
incident

Role              —

Force used by this Officer against Citizen

- o Physical Controls - Force Effective: Yes — Points: 1, 2




Injuries Sustained By Officer

No injuries noted or visible —  
Points:

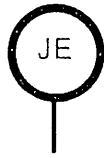
### Attachments

Date Attached	Attachment Description	Attachment Type
07/31/2022	22-35947	docx
08/18/2022	2022-00035947 DUI	doc
07/31/2022	22-35947 DUI	doc

### Assignment History

11/21/2022 07:23  Pol J Elton  
Field status changed in IAPro from To IA to Released

11/21/2022  
07:23



Pol J Elton  
Released back to IAPro

### Chain of Command History

08/18/2022  
04:43



Police Officer Keegan Stuver » Sergeant Brandon Lawrenson  
use of force for review sir

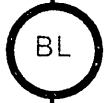
08/18/2022  
05:06



Sergeant Brandon Lawrenson  
[Forwarded by Sergeant Brandon Lawrenson]

Signature line \_\_\_\_\_

08/18/2022  
05:06



Sergeant Brandon Lawrenson » Police Officer Keegan Stuver  
Please complete all fields for "Incident Officers"

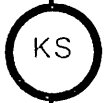
09/03/2022  
03:00



Police Officer Keegan Stuver  
addressed issues and returned

Signature line \_\_\_\_\_

09/03/2022  
03:00



Police Officer Keegan Stuver » Sergeant Brandon Lawrenson  
for review

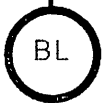
09/27/2022  
09:15



Sergeant Brandon Lawrenson  
[Forwarded by Sergeant Brandon Lawrenson]

Signature line \_\_\_\_\_

09/27/2022  
09:15



Sergeant Brandon Lawrenson » Police Officer Keegan Stuver  
There are fields that need to be filled out for the other  
Officer(s) involved in this incident.

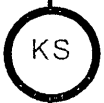
10/16/2022  
02:19



Police Officer Keegan Stuver  
involved officer tabs completed

Signature line \_\_\_\_\_

10/16/2022  
02:19









Police Officer Keegan Stuver » Sergeant Brandon Lawrenson  
for review

11/02/2022  
07:16



Sergeant Brandon Lawrenson  
[Forwarded by Sergeant Brandon Lawrenson]

Signature line \_\_\_\_\_

11/02/2022 07:16		Sergeant Brandon Lawrenson » Police Commander Adam Vermeulen For review
11/02/2022 10:27		Police Commander Adam Vermeulen Within Policy.  Signature line _____
11/02/2022 10:27		Police Commander Adam Vermeulen » Assistant Police Chief James Lawless Within Policy. For your review.
11/14/2022 18:37		Assistant Police Chief James Lawless UOF within policy, no further action.  Signature line _____
11/14/2022 18:37		Assistant Police Chief James Lawless » Police Commander Jonathan Elton ( Police Commander Adam Vermeulen ) UOF within policy, no further action.
11/21/2022 07:21		Police Commander Jonathan Elton [Ready for IAPro by Police Commander Jonathan Elton]  Signature line _____

**Assigned Investigator Signature Line**

\_\_\_\_\_

[Pending assignment]

**Marysville Police Department  
Officer C. Roberts Report**

**Case: 2022-00035947 Supp.**

**Date: 07-30-2022**

**Time: 02:16**

**Weather: Clear**

**Location: 11600 block of 38<sup>th</sup> Dr NE**

**Incident: DUI/Resisting Arrest**

**Assignment: Patrol**

I (Officer Roberts) work for the city of Marysville in the county of Snohomish. I am assigned to the Marysville Police Department Patrol Division. On the above date and time I was assigned as a beat car. I was wearing the standard Marysville Police Department patrol uniform and driving a fully marked Marysville Police Department patrol car equipped with emergency lights, siren and decals. I was wearing my department issued body worn camera from Axon. All video footage has been uploaded to evidence.com.

**Officers Action:**

For the incident above I was the Field Training Officer assigned to Officer K. Herrera.

Ofc. Herrera was dispatched to a collision in the 11600 block of 38<sup>th</sup> Dr NE. She arrived on scene and contacted a white sedan bearing WA#NP13605. The plate returned to a white 2019 Ford Fusion registered to Alexa Vincent.

The vehicle had front right damage to the wheel and axel. It appeared the axel was snapped in half. The vehicle was in the southbound lane of 38<sup>th</sup> Dr NE facing north. We contacted the driver, identified as Alexa Vincent, in the driver's seat. Alexa was going from task to task and appeared hurried. She would do something on her phone, mess with her vehicle's systems, and then get out and go to her trunk. I clearly observed Alexa's eyes were watery and droopy. Ofc. Herrera contacted Alexa and started a DUI investigation.

When Alexa was outside of the vehicle speaking with Ofc. Herrera, she was swaying back and forth. Ofc. Herrera conducted voluntary field sobriety tests on Alexa. During the tests, Alexa exhibited poor coordination and an inability to

follow directions. I could smell the odor of intoxicating substances coming from Alexa. She was also slurring her speech. Refer to Ofc. Herrera's report for a complete breakdown of the field sobriety tests.

During the conclusion of the one leg stand test, Alexa's mother arrived on scene. Alexa attempted to run over to her mother. She was stopped by Officers and told she was under arrest for DUI. Alexa did not agree with our decision and attempted to move her wrists and arms out of our grasp. Eventually, Officer K. Stuver and I were able put Alexa's hands behind her back. Her elbows were placed behind her back as well. This made Alexa bend at her waist. Because of her poor coordination, she began to sink towards the ground. Ofc. Stuver and I guided Alexa to the ground and secured her in handcuffs. This altercation led to Alexa scrapping her knee on pavement. The abrasion bled a little bit down her leg.

Alexa continued to resist us once she was put into the patrol car. She kicked the partition several times. Ofc. Herrera transported Alexa to the Marysville Jail for DUI processing. Once at the jail, Alexa was very demanding. She did not appear to comprehend the procedure after being arrested. She demanded water and bandages. Once in the Draeger room, Alexa continued to try and complete her own tasks instead of listening to Ofc. Herrera try and work through the DUI processing paperwork. At some point, Alexa stood up, lost her footing, and fell into the door frame with her shoulder. An attorney was dialed for Alexa. Alexa spoke with the attorney while Ofc. Herrera and I exited into the nearby room. Once she was finished, we re-entered the room.

Ofc. Herrera went through the Draeger process with Alexa. She provided two breath samples. After the samples, Alexa was booked into Marysville Jail.

***THIS DOCUMENT WAS SUBMITTED ON A DEVICE THAT IS OWNED, ISSUES OR MAINTAINED BY THE MARYSVILLE POLICE DEPARTMENT WHICH IS AN IDENTIFIED CRIMINAL JUSTICE AGENCY IN WASHINGTON STATE.***

***I CERTIFY UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THE FOREGOING IS TRUE AND CORRECT (RCW 9A.72.085) AND I AM ENTERING MY AUTHORIZED USER ID AND PASSWORD TO AUTHENTICATE IT.***

***OFFICER Calen Roberts #0149  
MARYSVILLE POLICE DEPARTMENT  
DATE: 08-17-2022***



## **Marysville Police Department**

**Case#:** 2022-00035947

**Date & Time:** 7/30/2022 0216 Hours

**Officer:** K. Herrera

**Incident:** DUI

**Location:** 11600 BLK 38<sup>th</sup> Dr NE, Marysville, WA

### **ASSIGNMENT**

I, Officer Herrera, am a fully commissioned Police Officer assigned to the Marysville Police Department in the capacity of a Patrol Officer. On the above date and time, I was wearing an authorized Marysville Police Department (MPD) uniform complete with patches, a badge, and riding in a fully marked Marysville Police Department patrol car equipped with emergency lights, siren and decals. A body worn camera has been issued to me and was worn during the duration of the contact.

### **INVESTIGATION**

On the above date and time, I was dispatched to a collision call at the 11600 BLK of 38<sup>th</sup> Dr NE, Marysville, WA. When I arrived on scene I asked the driver if she needed aid and she said no. There was a male waiting outside the vehicle, Colson, Caleb H (DOB 2/19/91). Caleb witnessed the collision and was making sure the driver, Vincent, Alexa M (DOB 9/10/96) was okay. I asked Caleb what happened and he said he saw her drive into the curb and her front axle broke, turning her front right tire into the side panel of the wheel well making the vehicle un-drivable. When I arrived on scene she was in the south bound lane facing north with her car on and door open. Caleb did not have time to fill out a statement. I got his email and at a later time sent him a statement form to fill out.

Alexa's vehicle was not drivable and I requested the next rotational tow. Alexa was driving a White 2019 Ford Fusion (WA-NP13605). Harrys Tow was sent to the call with Driver Cage in truck 9. He was advised there were three useable tires and would need a flatbed to tow.

Officer Roberts asked Alexa how much she'd had to drink and Alexa told him two drinks. I noticed she had a slow reaction time and slurred speech. She said her father passed away 4 days ago and she went out to Dannys Midway Pub and Grill in Marysville, WA. I asked for Alexa's license and she slowly reached in her purse and got her wallet. I noticed Alexa's motor functions were slow when she could not get her driver's license out of her wallet. She struggled to grab her license out of the wallet then handed me the license. When she looked up at me I noticed her eyes were watery and droopy. I recognized these observations as signs of alcohol impairment.

Officer Roberts asked if she would be willing to do a Field Sobriety Test and she said yes. She struggled with keeping eye contact and could not focus on the conversation. She

told me to give her a minute when I asked her to step out of the vehicle and sat on her phone. After a few minutes she drank some water, dropped her phone, smoked a vape and tried to step out of the vehicle. Alexa stumbled on her way out of the vehicle but stood up once she was out and stood by her car leaning on it. I noticed she was leaning on her vehicle for balance. I asked her to step away from her vehicle so we could do the field sobriety test and she stumbled over her feet losing balance.

I started my testing with the HGN (Horizontal Gaze Nystagmus). I asked Alexa if she had anything that would affect her eye sight, she said no. I asked if she wore contacts or glasses, she said no. I noticed she had equal pupils and equal tracking. I was holding a flashlight below her face so I could see her pupils. I was also holding a pen approximately 12-15 in. away from her face just above the eye line while conducting my test. I asked Alexa if she could see the tip of my pen and she said yes. She identified that the color of the pen was black. I told Alexa to follow the tip of my pen with her eyes and her eyes only. I told her to keep her head still. I started the test by checking the lack of smooth pursuit and saw this in both eyes. I checked her eyes for distinct and sustained nystagmus at maximum deviation and this was present in both eyes. I had to do this test multiple times because she would either close her eyes or follow with her head and not just her eyes. I checked for the onset of nystagmus prior to 45 degrees and believed I saw it faintly in both of Alexa's eyes. This was also difficult because she was not complying with the directions I had given her. She would either close her eyes or follow the pen with her head instead of just her eyes. I checked Alexa's eyes for vertical nystagmus and this was not present. Based on my training and experience a lack of smooth pursuit in a driver's eyes can produce a stuttered image. For example, while driving a car there are objects such as signs, other vehicles, and pedestrians. A driver's eyes need to track these objects without interruption to drive safely. A lack of smooth pursuit in a driver's eyes can make the image they see stutter, creating potential danger on the road.

The next test was the walk and turn. I asked Alexa if she had any handicaps that would inhibit her from walking in a straight line. Alexa said yes, she broke her hip. I told her I will keep that in mind but to try her best. She said "Whether I am sober or drunk, I am not a coordinated person". I told Alexa to watch me as I do the test and do not start until I tell her to do so. I explained that you start in the heel to toe position and take 9 consecutive steps, counting out loud, heel to toe. At the end of the 9 steps take a series of small steps around your lead foot until you have turned around. Continue on with 9 more steps heel to toe back where you started. I explained I took 5 steps for the demonstration but told her to do 9 steps.

Alexa had a short attention span and would interrupt me while I was giving directions. At one point she started attempting to do the test while I was explaining what to do. I told her to go back to the starting point and do not start until I tell her to do so. She could not balance in one spot and was swaying back and forth while waiting for my instructions to be finished. I finished explaining the instructions and told her to begin. She stood there and asked if she should start and I answered yes. When she started she stumbled backwards a few steps. She did not walk heel to toe, rather just attempted to walk in a straight line. She continued on past 9 steps and did not count out loud. She stopped at

about 12 steps and did not turn around and attempt to continue with the test. Alexa was swaying back and forth while walking, using her arms for balance.

The last test administered was the one leg stand. I told Alexa to not start the test until I tell her to do so. I asked if she understood and she said yes. I explained for the one leg stand you need to keep your arms by your sides and lift whichever leg she prefers straight out in front of her 6 in. above the ground. If she didn't know what 6 in. above the ground looked like, I told her about the size of a soda can above the ground. I told her to count out loud like so "one Mississippi, two Mississippi, three Mississippi until I tell you to stop". I asked if she understood and she said yes. I told her to go ahead.

Alexa was explaining again that whether she's sober or drunk she would not be able to do this. I told her to try her best. When she started she was swaying back and forth and bent her left leg below her instead of sticking it out straight in front of her holding it 6in above the ground. She lost her balance and put her foot back on the ground.

I noticed a vehicle was driving up to us slowly and I shined my light on the driver, I asked Alexa if it was her mother. Alexa said it was her mother. Her mother parked in front of Alexa's car. After a moment Alexa started walking straight toward her mother's car. At this point I had probable cause to arrest Alexa for DUI and she was not free to go.

When she tried to leave, I grabbed Alexa's left wrist and Officer Roberts grabbed her right wrist. Her mother started walking towards us. Officer Stuver grabbed Alexa's left wrist from me and I approached the mother. I asked her mother if she had been drinking with Alexa and she said a while ago. She was worried, saying Alexa's father just passed away 4 days ago and she was struggling. I explained that does not mean she can drink and drive and she is under arrest for DUI. I asked her mother to go back to her vehicle and she did. I walked back to Alexa who was resisting arrest with Officer Stuver and Officer Roberts.

Alexa managed to squeeze her hand out of the left hand cuff. She started tensing up and violently torqued her body away from officers in an attempt to break free. Officer Stuver grabbed Alexa's left hand and placed it into a straight wrist twist behind her back to get her into a position of disadvantage on the ground so she could be safely detained in handcuffs. She had been displaying multiple attempts to actively resist. Once on the ground, Officer Roberts and Stuver put her in gauged and double locked handcuffs and escorted her to her feet.

I grabbed Alexa's left hand and arm and escorted her to my patrol vehicle where I conducted a search incident to arrest. She had nothing on her person. She continued to torque and turn her body away from me and pull her hands away. While I had a hold of her hand she attempted to scratch me but could not reach my hand. I put her in the back of my patrol car, I attempted to set her in but she stumbled her way in. I closed the door and went back to her mother who was now sitting in Alexa's car. Her mother was collecting items from her car before it was towed. She grabbed Alexa's purse and wallet. I took Alexa's phone for her to be able to contact her mom later.

I went back to my patrol car and the officers had the door open talking to Alexa who would not put her legs back inside the vehicle. She was raising her voice and was visibly aggravated. Officer Roberts had to put her leg back in the vehicle and when Officer Stuver tried to assist, Alexa attempted to head butt Officer Stuver. Once the door was shut Alexa began kicking and slamming her body into the partition in the back of the patrol vehicle. She continued yelling and crying.

I started my drive to the Marysville Jail to book Alexa. Officer Stuver stayed on scene for the tow. She continued to kick and yell the whole drive to the Jail. When we arrived she was not willing to get out of the patrol vehicle. Corrections Officers had to convince her then guide her out by her left arm. Once inside she demanded water and that someone clean her knee that had dried blood on it. We got her knee cleaned up and took her to the Draeger room.

Once in the Draeger room we read Alexa her constitutional rights from the Washington State DUI arrest packet. She requested an attorney. The Attorney was Mr. Lee from Feldman and Lee Public Defender's office. He told us she will not be answering any further questions but will provide a breath sample. I conducted the 15 minute observation period after I checked Alexa's mouth for any foreign objects. The start of the observation period was 0351 hours and finished at 0406 hours. She did not have any foreign objects in her mouth. While waiting for the 15 minutes I read Alexa the implied consent warning. She signed the warning acknowledging she had the implied consent warning read to her. Her results from the Draeger were as follows. Sample 1 had the IR result of .240 and the EC result of .251. Sample 2 had the IR result of .228 and the EC result of .234.

At some point during the Draeger process, Alexa tried to stand up from a seated position and fell into the door frame of the Draeger room. The first half of our time in the Draeger room Alexa was verbally combative and commanding. She demanded we clean her knee, take her out of cuffs, and give her tissues. Officers attempted multiple times to explain that her behavior from earlier was why she was still in handcuffs. We explained if she became cooperative we would be able to take her out of cuffs. At some point after speaking to Mr. Lee, she calmed down and became compliant. We eventually took her out of handcuffs once she stopped yelling at us.

Because Alexa was involved in a collision she was transported to Providence Regional Medical Center for a clear to book. Officer Stuver transported her to the hospital and back to the Marysville Jail once a doctor cleared her for booking. She was charged with DUI and resisting arrest. My body worn camera footage was uploaded to evidence.com.

End of report.

***This document was submitted on a device that is owned, issued or maintained by the Marysville Police Department which is an identified criminal justice agency in Washington State.***

***I certify under penalty of perjury under the laws of the State of Washington the foregoing is true and correct (RCW 9A.72.085) and I am entering my authorized user ID and password to authenticate it.***

***Officer Katherine Herrera #0204  
Marysville Police Department  
Date: 07/30/22***

**Date: 7/30/2022**

**Location: 116<sup>th</sup> ST NE/ 38<sup>th</sup> DR NE, Marysville WA**

**Report Type: Supplemental**

**Case #: MP2022-00035947**

**Officer Assignment:** I Officer Stuver was assigned to the Marysville Police Department Patrol Division on the above date and time. My assignment on this day was as the 8N2 covering the 2 beat. I was wearing the standard Marysville Police Department patrol uniform and driving a fully marked Marysville Police Department patrol car equipped with emergency lights, siren and decals. I was also utilizing a department issued Axon body worn camera.

**Officer Action:**

On July 30<sup>th</sup> 2022 at about 0230 hours I responded as a backing unit to a collision in the 11600 block of 38<sup>th</sup> DR NE in Marysville. Ofc. Herrera was on scene and requested an additional unit for the single car collision and stated it was a possible DUI. Prior to my arrival it was advised the Ofc. Herrera was beginning field sobriety tests.

I arrived on scene at what appeared to be the end of the HGN test. I observed Ofc. Herrera ask the female (which at the point had been identified as Alexa M Vincent DOB 9/10/96) to get in position for the walk and turn test. I watched as Alexa attempted to assume the starting position but stumbled backwards nearly falling, Alexa had to look back and at this time saw me and shockingly stated something to the effect of 'Who are you' and that she was going to fight who was ever behind her. Alexa's speech at this time very fast and slurred, which I know from training and experience to be an indicator of possible alcohol impairment.

I watched as Ofc. Herrera tried to continue with the instructions for the walk and turn, Alexa began the test prior to being instructed to, and Alexa was very difficult and argumentative throughout the instruction process but eventually began the test. Alexa did not take her steps heel to toe despite being reminded multiple times. Alexa did not count her steps aloud despite being told to. Alexa fell off balance multiple times and did not perform the turn as instructed.

I observed as Ofc. Herrera attempted to give Alexa instructions for the one leg stand. Again Alexa remained argumentative. Alexa's speech for the duration of my time on scene was slurred and rapid. Alexa stammered and shouted despite being talked to in a level voice. Before she was able to complete the one leg stand, a vehicle arrived on scene and pulled in front of Alexa's Ford Fusion that was in the center of 38<sup>th</sup> DR NE. Alexa began to run towards the vehicle, which was later determined to be her mother's, Alexa attempted to break away from officers. Alexa was informed she was under arrest and I attempted to grab ahold of her left

arm. Alexa physically resisted attempts by myself and the other officers on scene to place her into handcuffs. I was able to quickly secure Alexa left hand in handcuffs as she continued to pull away from the grip of myself and Ofc. Roberts. As I attempted to pull Alexa's right arm in to place it into handcuffs, Alexa slipped her left hand out of the handcuffs and violently torqued her body away from officers in an attempt to break free. At this time I grabbed Alexa's left hand and placed it into a straight wrist twist behind her back, I did not apply pressure to the control hold but used it as a leverage to escort her to the ground so she could be safely detained in handcuffs without risking further harm to herself or other officers as she had already displayed multiple attempts to actively resist. Even after being grabbed by officer and repeatedly told she was under arrest, Alexa struggled to break free and at one point was able to slip from her handcuffs.

Once on the ground Alexa was placed into gauged and double locked handcuffs and subsequently immediately escorted to her feet. Alexa was escorted to Ofc. Herrera's patrol vehicle where Ofc. Herrera attempted to search Alexa incident to arrest. Alexa continued to torque and turn her body away from officers and pull her hands away despite being in handcuffs at this time. Alexa was eventually placed in the back of the patrol vehicle where she then refused to fully place her leg in the patrol car so that the door could close. Alexa responded to most of our commands with "your mom". Alexa remained argumentative and her leg had to be lifted and forced into the car so the door could be closed. Once the door was shut, Alexa began to kick the partition in the back of Ofc. Herrera's patrol vehicle and continued yelling at officers.

I remained on scene for the tow of Alexa's vehicle for DUI impound. Alexa's mother provided me the key which I provided to the Harry's tow operator.

The manner of force applied to Alexa was not only necessary, but the minimum amount of force possible to safely place Alexa into custody. This concluded my involvement. This report is for supplemental purposes only.

End of Report.

*This document was submitted on a device that is owned, issued or maintained by the Marysville Police Department which is an identified criminal justice agency in Washington State.*

*I certify under penalty of perjury under the laws of the State of Washington the foregoing is true and correct (RCW 9A.72.085) and I am entering my authorized user ID and password to authenticate it.*

**Officer Stuver Badge #0173**  
**Marysville Police Department**  
**Date 7/30/2022**