

Marysville Police Department

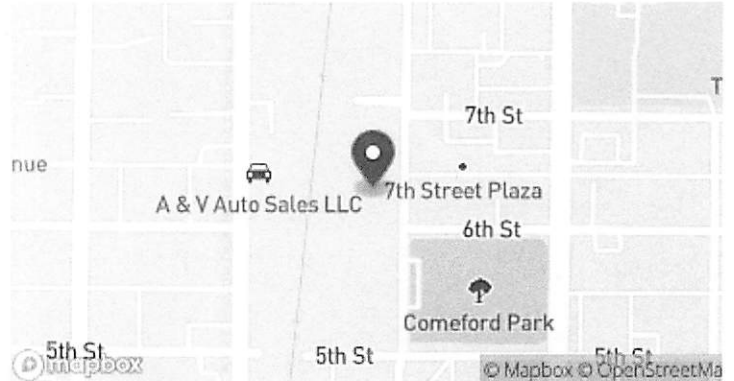
Use of force Report

Incident Details

Date Received 06/14/2022
Entered By Custody Officer
Jason Morton -
0110
Date/Time of Occurrence 06/14/2022 17:40
Date/Time Entered 06/14/2022 18:52
Record ID Number 2181
Case No 2022-27949
IA No 22UOF-025
Marysville PD Police
BlueTeam Assigned Commander
Investigator Christopher
Jones - 0111
IAPro Assigned Un-assigned
Investigator

Incident Location

Location of Occurrence Marysville
601 Delta Avenue
Marysville, WA, 98270
-122.17905, 48.05394



Precinct: Jail

Incident Summary

Restraint Chair application and use of force.

Reviewed by Assistant Police Chief James Lawless [0191] on Jul 07, 2022 at 09:17

Decision:

Reviewer comment:

UOF within policy, no further action required.

Use of Force Details

More Than 1 Citizen Involved No Reason For Using Force Active Resistance

Citizen Arrested	No	Distance to Citizen	—
Officer(s) Injured	No	Citizen Injured	No
Officer(s) Taken to Hospital	No	Citizen Taken to Hospital	No
Service Being Rendered	—	Citizen Build	—
Weather Condition	—	Citizen Height	—
Light Condition	—	Citizen Influence Assessment	—

Reporting/Involved Citizen

MICAH MARTINI

Date of Birth	11/08/1981	Gender	Male
Race	White	Ethnicity	Non-Hispanic
Role	—		
Address	7411 55th Avenue Northeast Marysville, WA, 98270	Phone Numbers	(425) 280-6288
Type of Resistance Citizen Used Against Officer	Active Resistant Assaultive		
Injuries Sustained By Citizen			
	—		

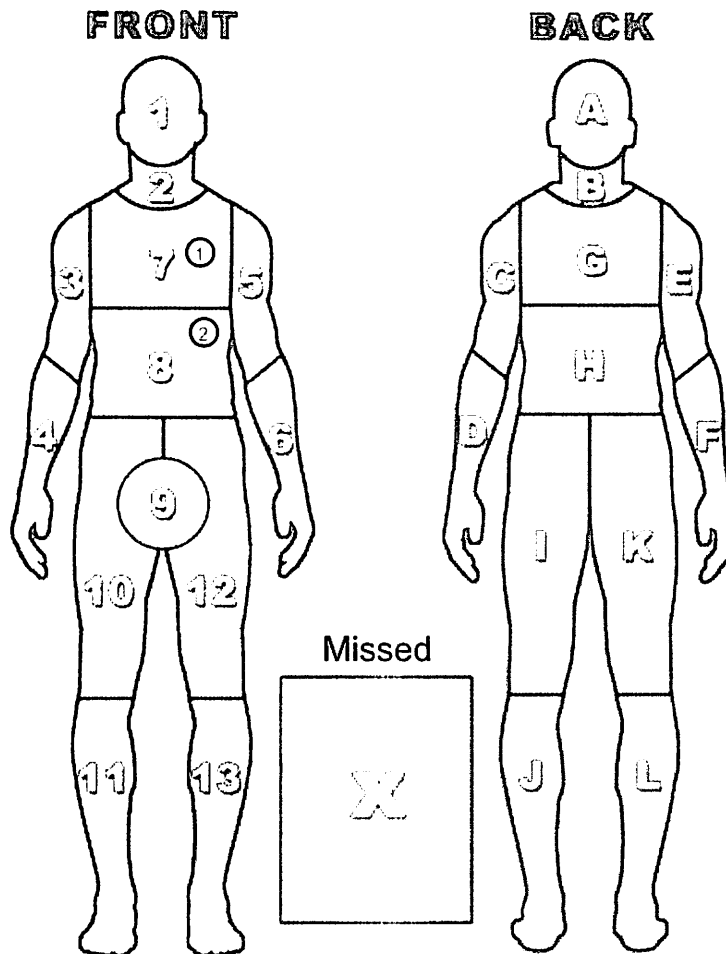
Involved Officers

Custody Officer Patrick Allen - 0158

Assignment at time of incident	Custody Officer Administrative Services/Custody
Role	—

Force used by this Officer against Citizen

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



Injuries Sustained By Officer

No injuries noted or visible —
Points:

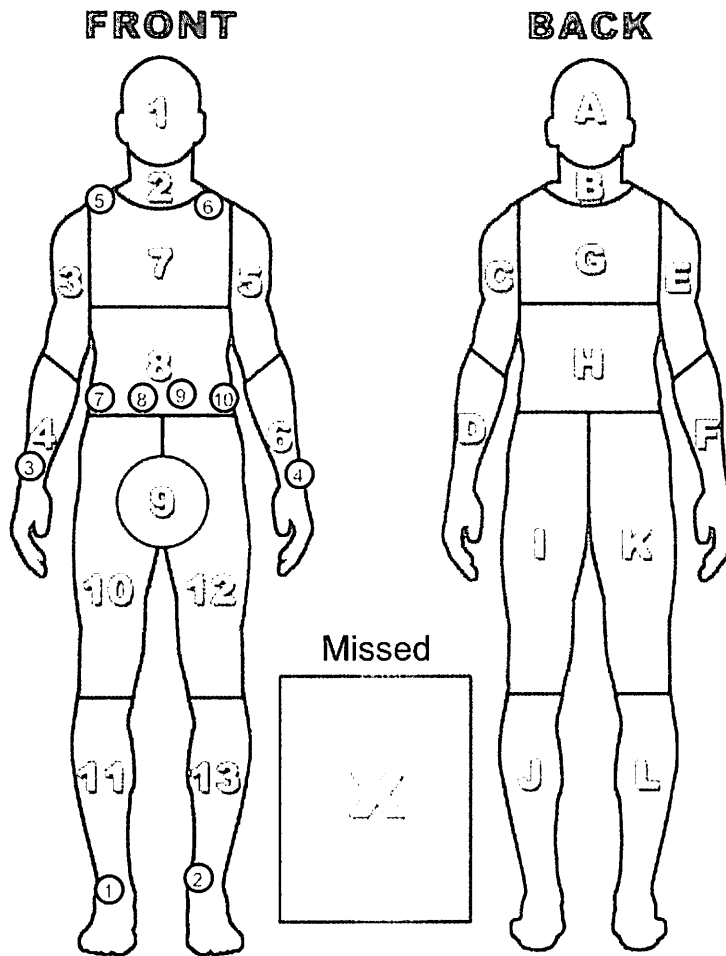
Custody Officer Jason Morton - 0110

Assignment at time of incident Custody Officer Administrative Services/Custody

Role —

Force used by this Officer against Citizen

- o Wrist/Leg Restraints - Force Effective: Yes — Points: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10



Injuries Sustained By Officer

No injuries noted or visible —
Points:

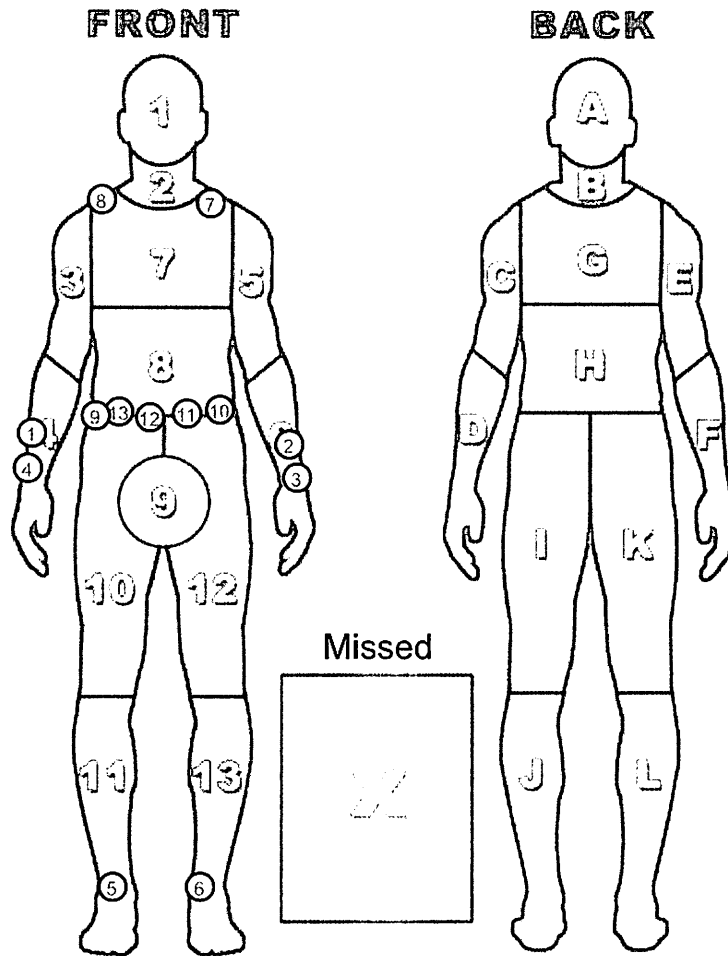
Custody Officer Brandon Johnson - 0205

Assignment at time of incident Custody Officer Administrative Services/Custody

Role —

Force used by this Officer against Citizen

- o Wrist/Leg Restraints - Force Effective: Yes — Points: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13



Injuries Sustained By Officer

No injuries noted or visible —

Points:

Officer Witnesses

Police Commander Christopher Jones - 0111

Assignment at time of incident: Sergeant Administrative Services/Custody//Supervisor

Role: —

Sergeant Christopher Farley - 0109

Assignment at time of incident: Sergeant Patrol Operations/Patrol/B Days/

Role —

Police Officer Amanda Stewart - 0198

Assignment at time of incident Police Officer Patrol Operations/Training/CJTC Academy

Role —

Police Officer Seiya Kitchens - 0181

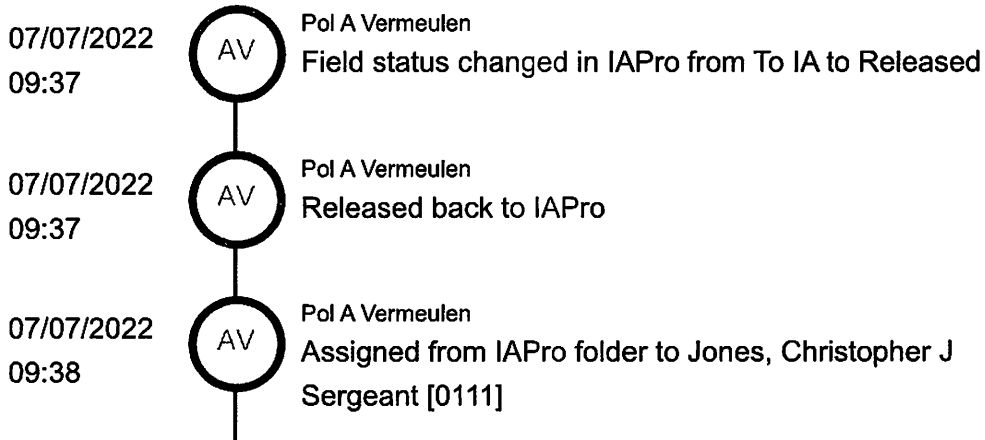
Assignment at time of incident Police Officer Patrol Operations/Patrol/B Nights

Role —

Attachments

Date Attached	Attachment Description	Attachment Type
07/01/2022	Morton Narrative	doc
07/01/2022	Johnson Narrative	doc
06/28/2022	Allen Narrative	doc

Assignment History



Chain of Command History

06/28/2022 17:53 JM Custody Officer Jason Morton » Custody Corporal Brandon Palmer
For your review

06/28/2022 17:56 BP Custody Corporal Brandon Palmer reviewed
Signature line _____

06/28/2022 17:56 BP Custody Corporal Brandon Palmer » Sergeant Christopher Jones
Forward for review. Allen's revised

07/01/2022 07:43 CJ Sergeant Christopher Jones
Per our discussion please revise.
Signature line _____

07/01/2022 07:43 CJ Sergeant Christopher Jones » Custody Officer Jason Morton
Please review per our conversation. Thank you.





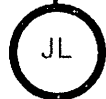

07/01/2022 09:17 JM Custody Officer Jason Morton
[Forwarded by Custody Officer Jason Morton]
Signature line _____

07/01/2022 09:17 JM Custody Officer Jason Morton » Sergeant Christopher Jones
Per our discussion

07/01/2022 10:32 CJ Sergeant Christopher Jones
Use of Force incident involving arrestee who is known to custody staff and has a history of mental health issues and drug addiction. He was physically resistive, assaultive towards staff and combative when brought in by patrol. Distraction techniques to include soft muscle tissue strikes were used to gain compliance and to stop the assaultive and combative behavior. The restraint chair was also used for the safety of staff and the inmate (arrestee) involved.
Signature line _____

07/01/2022 10:32 CJ Sergeant Christopher Jones » Police Commander Mark Thomas
For your review. Use of Force within policy.

07/05/2022 17:24 MT Police Commander Mark Thomas
For PSu review and entry
Signature line _____

07/05/2022 17:24		Police Commander Mark Thomas » Police Commander Adam Vermeulen Ready for PSU review and entry
07/06/2022 08:41		Police Commander Adam Vermeulen For review before coming to me.
		Signature line _____
07/06/2022 08:40		Police Commander Adam Vermeulen » Assistant Police Chief James Lawless For your review.
07/07/2022 09:17		Assistant Police Chief James Lawless UOF within policy, no further action required.
		Signature line _____
07/07/2022 09:17		Assistant Police Chief James Lawless » Police Commander Adam Vermeulen UOF within policy, no further action required.
07/07/2022 09:37		Police Commander Adam Vermeulen [Ready for IAPro by Police Commander Adam Vermeulen]
		Signature line _____

Assigned Investigator Signature Line

Police Commander Christopher Jones - 0111

**Marysville Police Department
Custody Officer J. Morton / MP0110**

CASE#: 2022-27949

SUSPECT/INVOLVED: MARTINI, MICAH THOMAS (11/8/81)

INCIDENT/CRIME: Restraint Chair Application

DATE OF OFFENSE/REPORT: 6/14/22

AUTHORITY:

I, Jason Morton, am a Custody Officer with a limited commission by the City of Marysville, WA.

ASSIGNMENT:

- I am currently assigned to the Detention Division of the Marysville Police Dept.
- During this incident, I was wearing an approved Custody Officer uniform, including department patches, badge and Custody insignia.
- On the above date, I was working within the Marysville Jail located at 601 Delta Ave within the city limits of Marysville, Snohomish County, Washington.

STATEMENTS:

On June 14, 2022 at approximately 17:10 I was notified by Officer Stewart she was bringing in an uncooperative unknown male subject. I responded to the sallyport with Officers Allen, Johnson, and Sgt. Jones. Officer Stewart opened the car door and I immediately recognized the subject as Martini, Micah Thomas (DOB 11/8/81). I called out Micah's name and due to his suspected drug use did not appear to recognize me from our multiple past encounters. I asked Martini if he would blow in our PBT reader. Martini refused and began screaming for President Zelensky and other nonsensical statements. I instructed Martini to stay seated in the patrol vehicle. Martini then began standing up. Officer Johnson and I secured his arms and sat him back down. Martini then stood up again and began walking away from the vehicle. Officer Johnson and I again secured his arms. Martini went limp, so Officer Johnson and I assisted him to the ground to avoid injury. We tried to stand him up to walk him in to the booking area and he refused to walk. Officer Allen assisted us and we carried Martini in to the booking area and attempted to sit him in a chair so we could assess him properly. At this point, I activated my Axon Body Worn Camera to document the incident. Martini again refused to follow instructions and attempted to stand up. Officer Johnson and I escorted him to the floor and held him down to prevent him from moving. Officers Johnson, Allen and myself then carried him in to the padded cell so we could get him under control and prevent injury. I called for an aid crew to evaluate his vitals. Martini began kicking at me, refusing to follow simple instructions, and thrashing around uncontrollably. I determined we needed to secure Martini in the restraint chair for the safety of himself and jail staff. While Officer Johnson went to retrieve the restraint chair, Martini began kicking again. Officer Allen pushed him against the wall to gain control and I secured his legs. Officer Allen repeatedly instructed Martini to stop resisting. Martini continue

resisting and attempting to kick me. Officer Allen struck him several times in his left chest area to gain compliance. Officer Allen's use of force was effective, as he stopped kicking and laid still. Officer Johnson entered the padded cell with the restraint chair. Officer Allen and I stood Martini up and sat him in the restraint chair. Martini continued resisting, but we were able to secure him in the chair. Martini began making moves with his mouth like he was going to spit on us. I placed a spit hood over his head to prevent this from happening. The aid crew was now on scene and took his vitals. We were informed his heart rate, oxygen levels, and blood pressure were at a safe level and they saw no emergent health issues.

OFFICER ACTIONS:

I reentered the padded cell to inspect his restraints and make sure they were safely secured. I then entered Martini's information in to the Guardian On Demand system to ensure he would be checked every 15 minutes. Approximately 10 minutes after Martini's chair placement, Officer Johnson noticed Martini had pulled his right arm free from the restraints. I again reentered the padded cell and assisted him in placing Martini's arm back in the restraints.

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.

***Custody Officer J. Morton, MP0110
Marysville Police Department
Date: 06/14/22***

**Marysville Police Department
Custody Officer B. Johnson/MP205**

CASE#: MP20XX-0000

SUSPECT/INVOLVED:

INCIDENT/CRIME:

DATE OF OFFENSE/REPORT:

AUTHORITY:

I, B. Johnson, am a Custody Officer with a limited commission by the City of Marysville, WA.

ASSIGNMENT:

- I am currently assigned to the Detention Division of the Marysville Police Dept.
- During this incident, I was wearing an approved Custody Officer uniform, including department patches, badge, Custody insignia and a body worn camera.
- On the above date, I was working within the Marysville Jail located at 601 Delta Ave, within the city limits of Marysville, Snohomish County, Washington.

ELEMENTS OF CRIME/INCIDENT:

On 06/14/2022 at approximately 1710 hours, Marysville Police brought Martini, Micah 11/08/1981 to the vehicle sally. Officer Morton, Officer Allen and I went to the vehicle sally, I activated my body worn camera and Officer Morton spoke with Martini at the car door. Officer Morton spoke with Martini for several minutes in an attempt to calm him down and to see if he would take a breathalyzer test. Martini was agitated and was yelling loudly. After several minutes Officer Morton and I attempted to escort martini into the jail and as soon as he stepped out of the vehicle he dropped his body weight. Officer Morton and I had to lower him to the ground to prevent injury. Martini laid on the ground for several minutes as he continued to yell. Officer Morton and I then attempted to stand Martini up but he would not stand up. Officer Allen secured Martini's feet and we carried him into the jail. Once in the booking area we laid Martini on the floor and I brought over a chair. Martini was then picked up and sat in the chair. We attempted to calm Martini down but he continued to yell. After several more minutes it was determined that he would remain in custody. I removed his shoes and socks and I attempted to unzip his jacket. The zipper was broken and Officer Allen cut the jacket in the front. Officer Morton and I then carried Martini into the padded cell and laid him on his stomach. Martini stopped yelling and became quiet. Sergeant Jones was concerned with his behavior change and medics were called to evaluate Martini. Martini was then placed into a sitting position against the wall as we waited for medics. While waiting, Martini became aggressive again. He began to yell and at one point brought his feet toward him in an attempt to stand up. Officer Morton and Officer Allen held Martini down and I heard officers tell Martini "don't kick" as I left the cell to retrieve the restraint chair. I brought the chair into the cell and Martini was picked up and sat in it. I secured the right chest strap, the lap belt and the left ankle strap. Once secure, the chair was pushed into the booking area but medics were unable to get

vital signs from Martini because he was still in handcuffs. Officer Morton removed the handcuff from the right wrist and I placed his right hand in the restraint chairs wrist restraint. Officer Allen and I then placed his left hand in the soft restraint and Martini was evaluated by medics. Martini was cleared to stay and I left the booking area for a security check. When I returned several minutes later, Martini had freed his left hand and was attempting to remove the rest of the restraints. Officer Morton, Officer Allen and I entered the cell and we reapplied the restraints. Once secure, all staff exited the cell with no further incident. END OF REPORT.

STATEMENTS:

OFFICER ACTIONS:

DISPOSITION:

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.

***Custody Officer B. Johnson, MP0205
Marysville Police Department
Date:***

**Marysville Police Department
Custody Officer P. Allen / MP0158**

CASE#: 2022-00027949

SUSPECT/INVOLVED: Martini, Micah DOB: 11/08/1981

INCIDENT/CRIME: Use of Force and Restraint Chair Placement

DATE OF OFFENSE/REPORT: 06/14/2022

AUTHORITY:

I, Patrick Allen, am a Custody Officer with a limited commission by the City of Marysville, WA.

ASSIGNMENT:

- I am currently assigned to the Detention Division of the Marysville Police Dept.
- During this incident, I was wearing an approved Custody Officer uniform, including department patches, badge and Custody insignia.
- On the above date, I was working within the Marysville Jail located at 1635 Grove Street within the city limits of Marysville, Snohomish County, Washington.

ELEMENTS OF CRIME/INCIDENT:

On 06/14/2022, Patrol Officer Stewart (#0198) and Patrol Officer Kitchens (#0181) brought in Inmate (I/M) Martini, Micah at approximately 1710 hours and requested for Jail Staff to meet them in the sally port. Custody Officer (C/O) Morton (#0110), Custody Officer (C/O) Johnson (#0205) and I met Patrol Officers Stewart and Kitchens in the sally port, where I activated my department issued body worn camera. I/M Martini appeared to be intoxicated and high, while yelling about President Zelensky and other incoherent words. From my pervious interactions with I/M Martini, he usually comes to jail high from meth use and is usually compliant with jail staff. With I/M Martini still in the patrol vehicle C/O Morton took ahold on I/M Martini's shoulder while I attempted to PBT him. A PBT is a preliminary breathe test which determines how much alcohol is in a person's system by the person blowing into the device with the result being displayed as a number. Per department policy, if someone blows a .025 or higher they will need a clear to book, if under a .025 they do not require a clear to book. During this time, I/M Martini stepped out of the patrol vehicle towards me. It was then C/O Johnson took ahold of I/M Martini's other side and Custody Officers Morton and Johnson began escorting I/M Martini to Intake. While escorting I/M Martini to Intake, he became limp and was guided to the ground. I/M Martini refused to get off the ground and even attempted to forcefully hit his head against the ground. Jail staff repeatedly told I/M Martini to relax, which only resulted in I/M Martini to make his whole body go rigid. All the while I/M Martini was screaming nonsensical words. This made it difficult for jail staff to maintain control of him. With the assistance from patrol, Custody Officers Morton, Johnson and I lifted I/M Martini off the ground and carried him into the booking area and sat him in a chair. I again attempted to get a PBT reading of I/M Martini, but he continued to refuse by screaming at me and trying to forcefully stand up. I/

Martini was pat-searched and I had to cut off his jacket, because the zipper was broken. Thus I could not remove his jacket in order to properly search for any weapons or contraband. After being searched, I/M Martini was placed in a padded cell and C/O Morton called to an aid crew to evaluate I/M Martini's vitals. While waiting for the aid crew, I/M Martini was yelling non-sensible words at jail staff. I/M Martini then began to stand up, so I pushed I/M Martini into a corner of the cell and kept my hands on him in order to prevent him from assaulting jail staff. I/M Martini began resisting by pushing against me and upwards. I repeatedly told I/M Martini to stop, but he continued to do so. I/M Martini then began kicking C/O Morton so I placed my knee into I/M Martini's side while using my right hand to hold I/M Martini's head so he wouldn't bite jail staff and struck I/M Martini four times with my left hand in a closed fist strike to his left pectoral muscle in the way I learned from Defensive Tactic classes to strike large muscle groups to gain compliance. My closed fist strikes were effective because I/M Martini stopped kicking C/O Morton. While still in the padded cell, I/M Martini became more combative by pushing his whole body weight against C/O Morton and me. I again struck I/M Martini's left pectoral muscle with my left hand in a closed fist two times to get him stop fighting jail staff. C/O Morton determined to place I/M Martini in the restraint chair due to his combative behavior. C/O Johnson, C/O Morton and I lifted I/M Martini off the floor to put him in the restraint chair so that the aid crew could evaluate his vitals. While putting I/M Martini in the restraint chair, he was actively resisting by making his body go rigid and thrashing about with his limbs. It took jail staff several minutes to place I/M Martini in the restraint chair, because he was forcefully thrashing about. Also, I/M Martini attempted to spit on me. I stopped him by holding his mouth shut, while C/O Johnson placed a spit hood on him. While placing I/M Martini's left arm into the wrist restraint, he was pulling away from me and locking out his arm. I/M Martini's actions made it very difficult for jail staff to secure his arm in the wrist restraint. To gain compliance, I struck I/M Martini's left bicep two times with my right hand with a closed fist and then I struck his left pectoral muscle with my right hand I two time with a closed fist. Once I/M Martini's arm were secured in the wrist restraints, the aid crew was able to evaluate I/M Martini's vitals.

It was determined by the aid crew that I/M Martini's vitals were good and that he didn't need to go to the hospital for a clear to book. I then ensured that the restraints were not too tight and then wheeled I/M Martini back into the padded cell. Several minutes later, C/O Johnson noticed that I/M Martini had slipped his right hand and right upper body out of the restraint chair. In order to re-apply the loose restraints, I had to place my knee on I/M Martini's lap and push him back into the restraint chair. While C/O Morton and C/O Johnson were re-applying the loose restraints, I/M Martini with his left hand aggressively grabbed my pants leg and wouldn't let go. I thus struck I/M Martini's left hand with a closed fist five times in order to get him to let go of my pants leg. Once the restraints were secured, we exited the padded cell and closed the cell door.

END OF REPORT

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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.

Custody Officer P. Allen, MP0158

Marysville Police Department

Date: