

RTMENT

7076-1

7:47:55 PM

CSZ  
ve REDDING, CA 96002  
Entered On  
11/4/2023 9:35:53 PM  
Clearance Date

OFFICER/EMERGENCY MED

Premises Entered?

Cargo Theft Related?

Sex  
Male  
Height Weight  
5' 8" 170  
Hair Color  
Bald

CSZ  
REDDING, CA 96001

atus  
on Only

RESTRICTED  
INFORMATION  
DISTRIBUTION TO UNAUTHORIZED  
PERSONS IS PROHIBITED.  
POLICE DEPARTMENT

Camera (S#: D01A07333). Any lapse in  
Police Department Policy 421.

# RTMENT

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7:47:55 PM

artment Evidence.com database.  
w the video footage in its entirety  
events based on my recollection. For

formed Driving Under the Influence  
Redding Police Department. I was  
police officer by the City of Redding  
s low visibility, even with overhead  
ime.

we approached a silver two door  
cle faced north, and began to turn on  
ee a front license plate affixed to the  
(CVC) Section 5200(a). The driver  
d down in an attempt to let the vehicle  
d to slow down significantly and  
y training and experience, I  
by drivers to prevent contact with law  
Parkview Avenue to allow the vehicle  
hicle to conduct a traffic enforcement  
entered E Cypress Ave.

I initiated a traffic enforcement stop  
ed of a forward facing steady red  
e, and eventually came to a complete

to the vehicle, I also noticed his  
f his rear license plate, were  
d the driver and sole occupant of the  
tely told him the reason for my stop.  
is door, and asked to look at the front  
of officer safety. He told me there  
it was not present. I told the male I  
affixed to the vehicle.

was a front license place. I also saw  
e license plate. The spray paint  
ered with the reflective nature of the

front license plate but it was not  
e. The male told me he did not need  
s. He also attempted to tell me his

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# RTMENT

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on, which seemed to be a non-  
ut to the male he also had visibly  
partially rolled down, and the  
tint even more visible.

re not illegal, it was how they came  
d over because we racially profiled  
ntinued to be argumentative, state  
a military veteran. I thanked him for  
pt to reason with him. All the while,  
ntify himself.

the tint on it, we needed to contact  
nform the male if he was the owner of  
keep. However, the male continued

gated to identify him because of his  
ing and experience, I knew subjects  
eir identity. Therefore, I became  
. I was also concerned because the  
conceal a weapon and pose a threat

rvisor respond to the call location.  
sted a supervisor be called to the  
dy on the way. He continued to  
rvisor, even though we repeatedly

n the male's cooperation and  
er, the male's behavior continued. I  
d up being placed under arrest and  
calate to that point, but I would have  
e and argumentative and not identify

ak with the male and gain his  
er information. The male continued to  
ntually, the decision was made there  
ed to escalate. Therefore, we told  
ed under arrest. Sgt. TOWNSLEY

the male to place his hands on his

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RTMENT

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hands down towards his unsearched  
for our safety because the vehicle  
were used to remove the male from  
be placed in handcuffs and arrested.  
e male was the immediately sat up

military service. He also had a small  
injury was not actively bleeding. The  
difficulty breathing. He was speaking  
to officers.

identified by his California Driver  
MICHAEL WARD.

Medical Center Redding (MMCR)  
to ensure his wellbeing was addressed.  
MICHAEL WARD, we transported and  
treated. I provided the medical clearance

During the incident, he told the jail medical staff he  
needed extensive dental work.

Attorney's Office for prosecution of  
Section 148(a)(1).

5:58:42 PM



# REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-001OR  
 Reporting Officer: Upshaw, [REDACTED]  
 Report Time: 11/4/2023 7:47:55 PM

## INCIDENT

Incident Nature  
**RESIST - 148 PC**  
 Occurred On

Address  
**E Cypress Ave / Hartnell Ave**  
 Or Between  
 CSZ  
**REDDING, CA 96002**  
 Entered By  
 Upshaw, [REDACTED]  
 Entered On  
**11/4/2023 9:00:25 PM**  
 Clearance Basis  
 Clearance Date

Disposition  
**Arrest**

## OTHER TYPE:

Name  
**WARD, MICHAEL**  
 Race  
 Other  
 Other  
 DLN  
 [REDACTED]  
 SSN  
 [REDACTED]  
 Address Type  
**H - Home**  
 Phone Type  
**M - Mobile**  
 Ethnicity  
**Unknown**  
 DOB  
 [REDACTED]  
 Sex  
**Male**  
 Height  
**5' 8"**  
 Weight  
**170**  
 Eye Color  
**Brown**  
 Hair Color  
**Bald**  
 CSZ  
**REDDING, CA 96001**

## PROPERTY

Property Type  
**Photograph**  
 Manufacturer

Serial Number  
 Quantity  
**10**  
 Recovered Date  
 Owner

Property Status  
 Model

**RESTRICTED INFORMATION**  
 DISTRIBUTION TO UNAUTHORIZED PERSONS IS PROHIBITED.  
 REDDING POLICE DEPARTMENT

## NARRATIVE

### I. INVESTIGATIVE NARRATIVE

On 11/04/2023, I was doubled with Officer DANKE #111 conducting directed Driving Under the Influence (DUI) enforcement in the city of Redding, California. Officer DANKE and I were in a fully marked Redding Police Department (RPD) patrol vehicle. Officer DANKE and I were wearing full RPD uniforms. Our uniforms included Redding Police patches, insignias, and "Redding Police Department" wording, and we each had a Redding Police badge affixed on the upper left portion of our load-bearing vests.

At approximately 1946 hours, Officer DANKE and I were traveling eastbound on Cypress Avenue toward Grape Street. While driving past, I observed a silver Chevrolet Camaro sitting at the stop sign of Grape Street preparing to make a turn onto Cypress Avenue. The vehicle was facing northbound. As we passed by the vehicle, I looked at the front of the vehicle where I noticed it did not have a front license plate in violation of 5200(A) CVC.



## REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-001OR  
Reporting Officer: Upshaw, [REDACTED]  
Report Time: 11/4/2023 7:47:55 PM

As Officer DANKE and I continued traveling eastbound in our marked patrol vehicle, in the number two lane, the silver Camaro made a right-hand (eastbound) turn onto eastbound Cypress Avenue toward Parkview Avenue in the number three lane. As Officer DANKE and I continued to travel eastbound, the silver Camaro was also traveling eastbound slowly.

Eventually, the silver Camaro passed our patrol vehicle in the number three lane. I looked to my right where I attempted to look into the cabin of the vehicle. I was unable to see into the silver Camaro due to the time of night and because of the inadequate lighting conditions outside.

I activated our marked patrol vehicle's overhead lighting equipment which included at least one solid red forward-facing light to enforce a traffic stop near the intersection of Hartnell Avenue and Cypress Avenue. After turning onto Hartnell Avenue, the vehicle made a right-hand turn onto Henderson Road just north of Humble Joe's Chop House and Grill, located at 10 Hartnell Ave.

As I activated the overhead emergency lighting equipment, I activated my body-worn camera which captured my involvement in this incident. The following is a summary of this incident and is not a verbatim account. The full video can be accessed on Evidence.com.

Officer DANKE approached the vehicle on the driver's side and I approached the vehicle on the passenger side. Upon initial contact, Officer DANKE provided the solo occupant and driver with the reason for the stop. While standing at the passenger portion of the vehicle, I looked into the vehicle through the open passenger-side window. On the interior portion of the front driver's side window, I observed a layer of tinted film that was peeling away from the glass. I could see a distinct and clear contrast between the glass window pane and where the tinted film was peeling away from the window. I believed this layer of tinted film was the reason why I was unable to see into the interior portion of the vehicle when it had driven past our patrol vehicle prior to the stop.

The driver advised Officer DANKE he did in fact have a front plate. I walked to the front portion of the vehicle where I then located the front license plate. The front license plate was positioned below the frontmost portion of the bumper in a recessed area below the grill. The front protrusion of the bumper extended past where the license plate was. This area was dark. I examined the front license plate and noticed it had been partially covered and obscured with overspray from the non-factory custom spray paint design. It appeared this overspray would diminish the reflective nature of the license plate, thus causing it to be significantly less visible.

I walked over to the driver's side of the vehicle where I observed the subject refusing to provide Officer DANKE with any sort of identification. I advised the occupant it was illegal to possess any form of tint on the front windows of a vehicle. The male stated he had purchased the vehicle like this from a dealership. This is in violation of 26708(a)(1)CVC. Which states "A person shall not drive any motor vehicle with any object or material placed, displayed, installed, affixed, or applied upon the windshield or side or rear windows."



## REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-001OR  
Reporting Officer: Upshaw [REDACTED]  
Report Time: 11/4/2023 7:47:55 PM

Officer DANKE and I attempted to explain to the driver that he was required to provide his identification due to the aforementioned vehicle code violations. The driver continued to be argumentative and refused to provide his identification multiple times.

At one point, I provided SHASCOM with the Vehicle Identification Number (VIN). A records check revealed the vehicle was registered to a subject named Michael WARD out of Baltimore, Maryland. A records check of that subject's name revealed the Maryland Driver's License was surrendered and the subject had been unlicensed since 2002. SHASCOM provided me with the Baltimore, Maryland subject's physical descriptors. The physical descriptors appeared to match the subject whom we were interacting with; however, the male in the driver's seat continued to refuse to identify himself.

Officer DANKE and I continued to attempt to reason with the subject, in an attempt to obtain his voluntary compliance. Officer DANKE and I spoke to the subject for multiple minutes in an attempt to de-escalate his increasing levels of agitation as he began accusing us of racially profiling him. I explained to the driver that we did not racially profile him and that we were unable to even see into the vehicle due to the tint applied to the windows and inadequate lighting conditions on the roadway. The male continued to accuse us of racially profiling him and began recording on his cell phone. I advised the male he was more than able to record us on his cellphone, and that he was currently being recorded on our body-worn cameras.

It became apparent to me that the subject was going to continue to refuse to identify himself even though he was legally required to, so I requested Sergeant TOWNSLEY #307 respond to the scene in an attempt to gain the male subject's voluntary compliance and to obtain his identification.

It should be noted, during our contact with the subject in the driver's seat, he had not been searched, the vehicle had not been searched, and he was wearing baggy clothing, capable of concealing a multitude of conventional or nonconventional weapons. Based on my training, education, and experience, I know that subjects who intentionally don't identify themselves or who intentionally provide false identifying information are attempting to hide their identity due to the fact they may be in possession of weapons, be on probation or parole, or have warrants issued for their arrest. Additionally, I was concerned that there could be weapons inside the vehicle due to the subject's behavior.

Eventually, other officers and Sergeant TOWNSLEY arrived on scene. Upon Sergeant TOWNSLEY's arrival, I briefed him on the aforementioned information. Sergeant TOWNSLEY began speaking with the subject in an attempt to identify him.

After a lengthy back and forth, it was apparent the driver was not going to identify himself. I determined the driver had violated 12951(b)CVC and was delaying our investigation and obstructing our lawful duties as Peace Officers in the state of California, in violation of 148(A)(1) PC.

Sergeant TOWNSLEY opened the driver's door, at which point I determined we were going to



## REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-001OR

Reporting Officer: Upshaw, [REDACTED]

Report Time: 11/4/2023 7:47:55 PM

have to physically remove the driver from the vehicle in order to safely place him under arrest and into handcuffs. As Sergeant TOWNSLEY opened the door, I gave the male a loud, clear, and concise verbal command to place his hands on the back of his head. I gave this command multiple times. As I began to move inward toward the driver, he removed his hands from the steering wheel and dropped his right hand toward his waistband and the center console area of the vehicle. In order to affect the driver's arrest, overcome any sort of resistance, and prevent escape in the form of him starting the vehicle, I grabbed onto his left arm with my left hand as I simultaneously grabbed onto his upper left bicep with my right arm. The male immediately tensed his arms, attempted to pull away from my grasp, and attempted to pull his left arm inward toward the center of his body. I maintained positive control of his arms with my hands as I pulled him from the vehicle by pulling his left arm and escorting him to the ground. While on the ground, the male was moving his body from side to side while trying to pull his left arm from my grasp. I determined the male was now actively resisting, delaying, and obstructing our lawful duties as Peace Officers in the state of California. I was able to pull his left arm and move it toward the small of his back where another Officer took hold of it. I withdrew my handcuffs from my load-bearing vest and placed one set of handcuffs onto his left arm. Officer GUTERDING #195 placed the second set of handcuffs onto his right arm.

After the male had been placed into handcuffs, he was rolled onto his side and into the recovery position. I stood the male up and walked him to the passenger side of the patrol vehicle where I checked his handcuffs for proper fit, adjusted his handcuffs, ensured they fit properly, and double-locked them. I searched the male incident to arrest. No contraband or weapons were located on his person. The male was positively identified via California Driver's License as O/Michael WARD. O/WARD's California drivers license returned valid.

After O/WARD was searched incident to arrest, he sat in the back seat of our patrol vehicle where he was secured with a seatbelt. The windows of the patrol vehicle were rolled down to provide adequate airflow to the rear cage portion of the patrol vehicle.

I requested a tow truck respond to the location. Officer ARNOLD #169 completed a CHP 180 Tow Form and Twin View Towing responded to the scene, where the vehicle was towed pursuant to 22651(H) CVC. An inventory search of the vehicle was conducted.

I took photographs of O/WARD's vehicle and of the locations where the license plates had been obstructed due to the spray paint. O/WARD complained of pain due to the preexisting injuries he had sustained during the Iraq war years ago. These complaints were in relation to legs and feet. Due to O/WARD complaining of long-lasting preexisting injuries, Officer DANKE and I transported O/WARD to Mercy Medical Center (MMC) for a medical clearance.

I took evidentiary photographs of O/WARD. On the underside of O/WARD's lower lip, I observed an approximately one-centimeter-long abrasion. O/WARD complained of pain to his left knee, which was covered by his long pants. We lifted O/WARD's left-leg pants, where I observed a small abrasion on the upper portion of his left knee. I believe this abrasion was caused by him moving his body from side to side while on the ground. I also took evidentiary photographs of O/WARD's right leg. On O/WARD's right leg, I did not notice any abrasions or broken skin. I did





## REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-001OR

Reporting Officer: Upshaw [REDACTED]

Report Time: 11/4/2023 7:47:55 PM

observe some scuffs, which appeared to have been caused by his actions while lying on the ground during the arrest. These photographs were later uploaded to Evidence.com.

After O/WARD had been medically cleared, Officer DANKE and I transported O/WARD to the Shasta County Jail (SCJ) where he was booked.

### II: CASE STATUS:

Closed, attach to original report.

### APPROVING SUPERVISOR

Supervisor

Braud, [REDACTED] 125

Date/Time

12/11/2023 5:16:33 AM

RTMENT

7076-002OR



7:47:55 PM

CSZ  
 Ave REDDING, CA 96002  
 Entered On  
 , Wes J 11/4/2023 11:40:05  
 PM  
 Clearance Date

Redding police department. I was and it was recording during this specifics refer to the BWC video.

at I meet him on his traffic stop. I knew in a patrol car for the purposes of ally involves a large number of the City of Redding.

shaw. He informed me they initially se plate, but the vehicle also had have a front license plate and the of racially profiling him. Officer m due to it being dark and his dark to provide his identification or even

by my officers and that was the only nd he had tinted windows and they as racial profiling. He explained that m having a front license plate. He began searching his vehicle for other ntified multiple violations before the explain that he was required to rgue that he does not have to if ave PC and he continued to be ed it had spray paint on it that 201). I explained this is possibly why continued to ignore me and talk over

I told him he needs to identify himself idn't make sense for the driver to ncealing his identity intentionally. during a vehicle stop. The driver just

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RTMENT

7076-002OR



7:47:55 PM

as not going to verbally attain  
ered him to put his hands on his head  
compliant and appeared to be hiding  
fumbling with his phone. Multiple  
, out of the vehicle and he  
ing our efforts to place him in  
force using leverage, and held his  
ere able to place him in handcuffs  
him was hurting him due to military  
d used a second set of handcuffs to

11:48:18 PM



# REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-003OR  
 Reporting Officer: Arnold, [REDACTED]  
 Report Time: 11/4/2023 7:47:55 PM

## INCIDENT

Incident Nature  
**RESIST - 148 PC**  
 Occurred On

Address  
 E Cypress Ave / Hartnell Ave  
 Or Between  
 Entered By  
 Arnold, [REDACTED]  
 CSZ  
 REDDING, CA 96002  
 Entered On  
 11/5/2023 6:44:30 PM

Disposition

Clearance Basis

Clearance Date

**RESTRICTED INFORMATION**  
 DISTRIBUTION TO UNAUTHORIZED PERSONS IS PROHIBITED.  
 REDDING POLICE DEPARTMENT

## NARRATIVE

### I. BODY CAMERA:

I video recorded this investigation with my Axon Body 4 camera (S#: D01A04853.) Any lapse in footage will be documented in this report pursuant to Redding Police Department policy 421. The footage was later uploaded to the Redding Police Department Evidence.com database. This report is a summary of the events based on my recollection. For specific details, refer to the video footage.

### II. INVESTIGATIVE NARRATIVE

On 11-4-23, I was in full uniform, driving a fully marked Redding Police Department vehicle, doubled with FTO Rabon #110. At approximately 1955 hours, I responded to back Officer Upshaw #123 and Officer Dahnke #111 on a traffic stop located at E. Cypress Avenue and Hartnell Avenue.

Upon arrival, I made a passenger side approach and observed a male in the driver's seat of the vehicle arguing with Officers. The male accused the Officers of racially profiling him and was refusing to provide identification. The male was informed multiple times by Officers why he was required to provide identification and given multiple opportunities to provide identification. The male was given the choice to identify himself or he would be placed under arrest. The male refused to identify himself, and Officers ordered him to place his hands on his head, he started reaching around in the vehicle and Officers removed him from the vehicle. I assisted by holding his left leg down in order maintain control of the male and prevent him from hurting Officers and myself.

I completed a CHP-180 and towed the vehicle.

### III. CASE STATUS:

Closed.

## APPROVING SUPERVISOR

Supervisor  
 Braud, Travis R - 125

Date/Time  
 12/11/2023 5:06:13 AM



## REDDING POLICE DEPARTMENT

Incident #: RPD23-037076-003OR  
Reporting Officer: Arnold, Chase Webber  
Report Time: 11/4/2023 7:47:55 PM

RTMENT

7076-004OR



7:47:55 PM

CSZ  
Ave REDDING, CA 96002  
Entered On  
11/5/2023 7:16:41 PM  
Clearance Date

camera (S#: D01A06303.) Any relevant  
ant to Redding Police Department  
Police Department Evidence.com  
le to review the video footage in its  
r of the events based on my

rol driving a fully marked patrol  
ate of California. Around 1947 hours,  
AHNKE #111 on a traffic stop.

olice vehicle, complete with overhead  
m, Redding Police patches on both  
noted I was dressed in a full Redding  
shoulders, a vest with various police

TOWNSLEY #307 spoke with O/

's door after multiple warnings that he  
Officer UPSHAW #123 ordered O/  
t I saw him look to his right and start

7 removed O/ WARD from the vehicle  
as placed on the ground and I  
nd set of handcuffs on him.

DEPARTMENT

7076-004OR



7:47:55 PM

3 10:09:54 PM

NOTE: CHP 180 IS FURNISHED TO ALL PEACE OFFICERS BY THE CALIFORNIA HIGHWAY PATROL

<input type="checkbox"/> VEHICLE <input type="checkbox"/> TRAILER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	FILE NO. <b>RPD23-037076</b>	DATE / TIME DISPATCH NOTIFIED <b>Same</b>	LOG NO.
LICENSE NO. [REDACTED]	<input type="checkbox"/> ONE <input checked="" type="checkbox"/> TWO	MONTH / YEAR <b>12/23</b>	STATE <b>CA</b>
VALUATION BY <input type="checkbox"/> 0-500 <input checked="" type="checkbox"/> 01-4000 <input type="checkbox"/> 4001+	<input checked="" type="checkbox"/> OFFICER <input type="checkbox"/> OWNER		

LEGAL OWNER  
**Investors Financial SVCS**  
**BOX 255388**  
**Sacramento CA 95865**

RECOVERED - VEHICLE / COMPONENT

STORAGE AUTHORITY / REASON <b>22651(W) CVC</b>	DRIVEABLE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> JUNK <input type="checkbox"/> UNK	VIN SWITCHED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ITEMS FRONT REAR AS LOAD TIRMS	YES     	NO     
TIRES / WHEELS LEFT FRONT RIGHT FRONT LEFT REAR RIGHT REAR SPARE HUB CAPS SPECIAL WHEELS	CONDITION <b>Fair</b>     	

AGENT STORING VEHICLE (SIGNATURE) **[Signature]** DATE / TIME **1/4/23**

THE UNDERSIGNED, DO HEREBY CERTIFY THAT I AM LEGALLY ENTITLED TO TAKE POSSESSION OF THE ABOVE DESCRIBED VEHICLE.  
 PERSON TAKING POSSESSION

PLATE(S) REPORT

RENTING PARTY (R/P)	DRIVER LICENSE NO. / STATE
	TELEPHONE OF R/P ( )

PERSON MAKING REPORT

CARGO / TYPE? <input type="checkbox"/> YES <input type="checkbox"/> NO	VALUE \$ <input type="checkbox"/> BILL OF LADING ATTACHED
---	--

**the back**



REQUIRED NOTICES SENT TO REGISTERED  YES  NO DATE NOTIFIED **1/16/23 SA**

AND LEGAL OWNERS PER 22852 CVC?  YES  NO



# POLICE DEPARTMENT

Statement

## OFFICER POLICE

...isted probable cause for the  
...ow based upon the following:

...E & HARTNELL AVE REDDING,

...d on the following charges:

	Warrant #
...IC/PEACE	

...e existed for this warrantless  
...ve-named person based upon  
...known by the undersigned  
...d in their capacity as a peace

...ation, I contacted O/MICHAEL  
...trol in a marked patrol vehicle  
...oubled with Officer UPSHAW.  
...California Driver License. I  
...at stop for a California Vehicle

...himself and refused to provide  
...ed efforts to deescalate the  
...including Sgt. TOWNSLEY  
...RD, he continued to refuse to  
...e, O/WARD continued to be



identify himself. Controlled  
the vehicle after he refused to  
under arrest. Properly placed  
which were checked for proper

CA Driver License, which was  
transported to MMCR ED for a  
the prior injuries in years past.  
RTT. I then transported and  
the listed charge.

to whom this statement is  
at probable cause existed for  
rizing the continued detention  
rges, and setting appropriate  
nalty of perjury of the laws of  
ue and correct to the best of

---

**der**

undersigned magistrate finds  
warrant of **WARD, MICHAEL**  
e above-named person may  
ollows:

ail pending a bail hearing.

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