

**CITY OF LA MESA
INTEROFFICE MEMO**

DATE: January 6, 1997
TO: Chief Mitchell
FROM: Capt. Lanning *AL*
SUBJECT: Departmental Investigation re: Res. Off. K. Vander Kamp

On January 22, 1996 I directed Lt. Wirtz to conduct an internal affairs investigation into a number of allegations made concerning Res. Off. Kent Vander Kamp. Lt. Wirtz completed the investigation and forwarded his findings to me on May 2, 1996.

The first incident that was investigated by Lt. Wirtz was first brought to my attention by Off. Aceves in a conversation early in January of 1996. Off. Aceves documented the information he had in a memo to me on January 12th. The concerns he raised were that on January 2nd Res. Off. Vander Kamp may have made statements to a clerk at a Texaco gas station in La Mesa that he had made seven DUI arrests on New Year's Eve and that he had not logged his activity accurately during his shift that night. During the course of his investigation, Lt. Wirtz discovered information that Res. Off. Vander Kamp may have made false statements to Res. Off. Sloan in connection with this incident.

Lt. Wirtz made the following findings in connection with this incident:

That Res. Off. VanderKamp did not enter on his daily activity log that he conducted a business check and fueled his police unit at the Texaco gas station on Baltimore at Parkway.

That Res. Off. Vander Kamp did not enter on his daily activity log that he covered SDPD on a reported burglary at Lake Murray.

These findings provide sufficient information to sustain a violation of Department Instruction 613 with respect to the accuracy and completeness of an officer's daily log. The Instruction states in section one that:

"The Officer's Daily Report is an official document and subject to public and Departmental review. It constitutes a permanent record of the officer's daily activity and provides important data concerning criminal activity in our city.

In order for this information to be used in the administrative processes directed towards combating crime, it must be accurate and complete. The following directions and requirements should be adhered to for uniform reporting purposes."

The findings also provide sufficient information to sustain violations of Department Rules 1.22 and 3.26. Section 1.22 of the Rules and Regulations provides in pertinent part that:

"It is the general policy of the Department to require absolute accuracy of relevant detail in all reports."

Section 3.26 of the Rules and Regulations provides that:

"No member of the Department shall make false official reports, or knowingly enter or cause to be entered in any department books, records, or reports, any inaccurate, false, or improper police information or material matter."

These allegations were among the reasons that Res. Off. Vander Kamp was assigned to Master Officer Drake for remedial training on January 29th of this year. He completed the training on March 2nd and Off. Drake noted that after a review of proper log procedures, no further problems were found. In light of that information, I recommend that no further action be taken with respect to these sustained allegations.

With regard to the allegation that Res. Off. Vander Kamp made statements to a citizen which could bring discredit upon himself and the Department, in terms of falsely reporting the number of arrests he had made, Lt. Wirtz found that:

Res. Off. Vander Kamp's comments concerning seven arrests county wide may have been misunderstood by the Texaco clerk. There is no proof or indication that Res. Off. Vander Kamp intended to deceive, fabricate or exaggerate.

This finding is supported by information indicating that the gas station clerk's recollection of her contact with Res. Off. Vander Kamp was not entirely clear. In addition, Res. Off. Vander Kamp provided plausible information in the course of his interview which would account for statements made by the clerk with regard to the reason for his leaving the store and the number of arrests made. I recommend that this allegation be unfounded.

With regard to the allegation that Res. Off. Vander Kamp failed to advise the dispatcher of activities conducted while on duty concerning the Lake Murray cover call with San Diego PD, Lt. Wirtz found that:

Res. Off. Vander Kamp did acknowledge the cover call when asked by Sgt. Peightal and this question was asked shortly after the contact was made with the San Diego officer. Sgt. Peightal also responded to the scene of the contact at Lake Murray and

Sgt. Peightal and Res. Off. Vander Kamp talked for almost 30 minutes after the incident. The Field Supervisor was effectively notified of the activity conducted by Res. Off. Vander Kamp.

The investigation into this allegation indicated that it would be unreasonable to hold Res. Off. Vander Kamp accountable for not contacting the dispatcher after being asked to provide cover by a San Diego officer. Within a very short time of this request being made Sgt. Peightal monitored the San Diego officer's radio transmission, regarding having a La Mesa officer for cover, and asked who the officer was. In effect, Sgt. Peightal asked for the information before Res. Off. Vander Kamp had a reasonable opportunity to provide the information and for that reason I recommend that Res. Off. Vander Kamp be exonerated in this allegation.

The final allegation made in connection with this incident stems from the interview Lt. Wirtz had with Res. Off. Sloan. In her interview, Res. Off. Sloan related that she was on duty on January 2nd, along with Res. Off. Vander Kamp. She had also stopped at the Texaco gas station to re-fuel, after Res. Off. Vander Kamp, and was questioned by the clerk regarding whether or not she had been involved in the "fight." She stated that Res. Off. Vander Kamp had called her the following day and asked if she had had to go back to the Texaco gas station to sign a gas slip. She told him no and then asked if he had had to go back, to which he replied no. In a later conversation he again denied having to go back to sign a gas slip.

When interviewed by Lt. Wirtz, Res. Off. Vander Kamp stated that he had not had this conversation with Res. Off. Sloan. Lacking any information other than the conflicting statements of the two officers, I can only recommend that this allegation be "Not Sustained."

The next incident investigated by Lt. Wirtz dealt with a traffic stop and DUI check made by Res. Off. Vander Kamp on January 20, 1996. In this incident Sgt. Garcia raised concerns that Res. Off. Vander Kamp had failed to advise the dispatcher that he was conducting a DUI check, that he did not have a cover officer present for this and that when questioned about the stop by Sgt. Garcia, denied having conducted field sobriety tests. Lt. Wirtz made the following findings in his investigation:

There is no Department Instruction or Rule that mandates that a cover officer be present during DUI checks. Our training procedures stress that, for officer safety, a cover officer shall be present, when at all possible, during arrest situations, and a cover officer shall be present during the conduct of field sobriety tests. Res. Off. Vander Kamp did transmit the traffic stop, and did request that an officer bring out a portable breath analysis device. He did not, however, wait to run field sobriety tests until his cover unit arrived. Res. Off. Goodlet has completed academy training to achieve Level 1 Non-designated status, but has not completed field phase

training.

With respect to the allegations that Res. Off. Vander Kamp did not advise the dispatcher that he was conducting a DUI check and that he did not have a cover officer present, I recommend that he be exonerated for the reasons outlined by Lt. Wirtz. "Officer Safety" and "Arrest Procedures" were two of the areas covered in Res. Off. Vander Kamp's retraining phase to address these issues.

In his findings on the allegation that Res. Off. Vander Kamp was untruthful with Sgt. Garcia about conducting field sobriety tests, Lt. Wirtz wrote that "Sgt. Garcia writes that he was told by ROff. VanderKamp that he did not conduct sobriety tests and that he did the gaze nystagmus test to show his ride-along how the check was performed." He goes on to indicate that this violates Department Rule 3.17 with respect to giving proper and accurate information. In reviewing Sgt. Garcia's memo of January 20th regarding this incident I found the following account:

"Reserve Officer Vanderkamp said that he didn't really conduct any field sobriety tests after he smelled the odor of alcohol coming from the driver's breath. He said that he only checked her eyes (gaze), made her say the ABC's, and had her do the finger to nose."

While Res. Off. Vander Kamp may not have believed he had conducted a complete, formal field sobriety test, he described three common examinations that may be part of a field sobriety test to Sgt. Garcia, which he acknowledged he conducted. More than anything else, the investigation indicates that Res. Off. Vander Kamp does not have a clear understanding of what a field sobriety test may be made up of and for that reason, I recommend that this allegation be unfounded.

The next incident that Lt. Wirtz investigated happened on January 6, 1996 and involved allegations that Res. Off. Vander Kamp did not respond to a request for a unit to transport a prisoner and gave false information regarding his end-of-shift time that day.

Res. Off. Vander Kamp was on duty at approximately 2336 hours that date when the dispatcher put out a general request for "Any volunteers for a transport?" No units responded and Sgt. Cantor had the transport assigned to 105 after being told that Res. Off. Vander Kamp's activity card indicated he would secure at 0000 hours. At 2357 hours Res. Off. Vander Kamp asked the dispatcher by radio if he was needed for a disturbance call that had just been dispatched. When questioned about his end-of-shift time by radio, he replied that he had told 10-Sam (Sgt. Cantor) he would secure at 0130. When interviewed regarding this incident, Res. Off. Vander Kamp stated that he did not remember hearing a request for a transport unit and was unclear on who he advised about his later end-of-shift time.

While Res. Off. Vander Kamp should monitor the radio at all times when on duty, it is not uncommon for officers to miss routine transmissions not directed to them. In this instance it would have been appropriate for him to respond to a transport assignment that he monitored but failing to respond to such a general request does not constitute a violation of Department rules. For that reason, I recommend that he be exonerated in this allegation.

With regard to the other allegation, a supplemental activity card for Res. Off. Vander Kamp indicates that at 2300 hours his end-of-shift time was changed to 0130 hours. D/C Meaux, who was also on duty at the time of this incident, confirmed that the writing for this entry is hers. Based on that information, I recommend that this allegation be unfounded.

The final allegation addressed in this investigation is that on January 2, 1996 Res. Off. Vander Kamp used a Department radar unit to enforce speed laws without having the appropriate and required training, after being admonished concerning the proper requirements for the use of the radar equipment.

On January 18, 1996 Sgt. Sacco prepared a memo in which she outlined a number of issues concerning Res. Off. Vander Kamp, including his use of radar equipment for speed violation enforcement. She noted that no training in the use of radar equipment was listed in Res. Off. Vander Kamp's training records and then contacted Off. Coffey, of the Department's Traffic Unit, regarding the procedures for taking out radar units. It was at this time that Off. Coffey explained that on the evening of December 31, 1995/January 1, 1996 he and Sgt. Murphy covered Res. Off. Vander Kamp on a traffic stop. Off. Coffey noted that Res. Off. Vander Kamp had a radar unit in his patrol car and explained to him that he needed to be certified in the use of radar. Res. Off. Vander Kamp replied "yep" and Off. Coffey further explained that the Training Sergeant should be provided with a copy of the certificate. Res. Off. Vander Kamp replied "ok" and that ended the conversation.

On January 2, 1996 Res. Off. Vander Kamp used radar to measure the speed of a vehicle in the 4000 block of Massachusetts Avenue and then issued the driver a citation for unsafe speed, indicating on citation G51450 "66" in the "Radar" entry. In his citation notes Res. Off. Vander Kamp recorded the model and serial number of the radar equipment used and wrote "Lock 63" under remarks.

Res. Off. Vander Kamp was interviewed by Lt. Wirtz on March 11, 1996 concerning this matter and was asked if he has a certificate from a training class on radar. He replied "Not since I've been here. I've taken a class but not since I've been with La Mesa P.D." In response to further questioning he related that he does not have a copy of the certificate but has written away to Los Angeles PD, where he previously worked as a reserve officer, for a copy. He did not elaborate on when or where he received his training in the use of radar.

When questioned regarding his contact with Sgt. Murphy and Off. Coffey, Res. Off. Vander Kamp initially acknowledged some contact. He was asked if he recalled being covered by them on a stop and replied "They covered me on a lot of calls that night." He was then asked if he recalled Off. Coffey asking him if he had a radar certificate and replied "Officer Coffey? He never covered me on any calls." In the interview he stated that he did not recall talking with Off. Coffey regarding training requirements for the use of radar.

To date Res. Off. Vander Kamp has not provided a copy of a training certificate in the use of radar. A request for this record had been sent by the Department to the Los Angeles Police Department on August 15, 1996. A reply dated September 17, 1996, was received indicating that the Los Angeles Police Department does not provide this type of training to its reserve officers and that it does not have any records of Res. Off. Vander Kamp having attended a Radar Operator class while being a member of the Los Angeles Police Department. A report from the Commission on Peace Officer Standards and Training (POST), dated October 16, 1995, indicates no training for Res. Off. Vander Kamp in the use of radar. Likewise, training records of the La Mesa Police Department, through November 29, 1995, indicate no training in the use of radar and no records of such training are found in Res. Off. Vander Kamp's Background Investigation File.

On November 14, 1996, Sgt. Cantor and I interviewed Res. Off. Vander Kamp to conclude the investigation of this allegation and to discuss an unrelated matter. In response to questioning, Res. Off. Vander Kamp still maintained that he had received training in the use of radar but could not recall when he received the training, where the course was held, what agency sponsored the training, who the instructor was or other officers who attended the course. He recalled some general information regarding the course content and class activities but this could not be verified without information identifying the course dates and presenter.

Prior to completing this report I contacted staff at POST to review their record keeping procedures. I was advised that POST records of training are taken from class rosters, regardless of whether or not reimbursement is requested.

I also contacted Mr. Brad Jensen of Kustom Signal Corp. (913-492-1400), the manufacturer of much of the radar equipment used by law enforcement agencies for speed enforcement and training provider in the use of the equipment. Mr. Jensen was unable to find any record of Res. Off. Vander Kamp having attended training provided by Kustom Signal Corp., dating back to mid-1992. He related that their records are incomplete due to conversion of data and changes of personnel. He also indicated that records are not retained indefinitely, due to the need for personnel to update their training.

The investigation of this allegation established that Res. Off. Vander Kamp was advised of the requirement that he be trained and certified in the use of radar for speed enforcement prior to the date on which he issued a citation based on a radar measurement

of speed. A review of all pertinent records failed to uncover any evidence that Res. Off. Vander Kamp had received training in the use of radar. Based on this information, I recommend that this allegation be sustained.

In addition to the allegations that were investigated by Lt. Wirtz, Sgt. Cantor raised other concerns regarding Res. Off. Vander Kamp, in connection with a pursuit and arrest that took place on December 19, 1995. These concerns were identified in a memo to Lt. Oleksow on January 18, 1996.

Sgt. Cantor pointed out that Res. Off. Vander Kamp listed the date of this incident as 12-20-95 although the actual date of the incident was 12-19-95. In reviewing the report I found that the "Arrest Date" and "Report Date" were both listed as 12-19-95 on the face sheet. Res. Off. Vander Kamp only listed the date as 12-20-95 in his narrative. This was likely due to the date the narrative was completed and appeared to be a simple error.

Sgt. Cantor also expressed a concern that Res. Off. Vander Kamp's report was not accurate regarding the speed of the pursuit and was misleading to the District Attorney's Office. Res. Off. Vander Kamp wrote that he followed the suspect vehicle for two blocks at a speed of 60 m.p.h. and then attempted to stop the vehicle. The vehicle continued on, began to yield, and then again continued without stopping. Res. Off. Vander Kamp's report does not specify what the vehicle's speed was at this point although he did indicate to the dispatcher that the speed of the vehicle was 35 m.p.h., shortly after advising he was in pursuit. Sgt. Cantor later checked the route of the pursuit in comparison to the time documented in the radio transmissions. His findings were consistent with a speed of 35 m.p.h., as reported by Res. Off. Vander Kamp. Res. Off. Vander Kamp's report should have been more specific in describing the speed of the pursuit but as written is factually correct.

Sgt. Cantor noted that in broadcasting the pursuit, Res. Off. Vander Kamp did not provide complete information as to the reason for the pursuit, the speed or a description of the vehicle. Res. Off. Vander Kamp did provide important information, such as the location and direction of the pursuit, the license plate number, number of occupants, and updates on the progress of the pursuit.

Another concern that Sgt. Cantor expressed was the degree of force used in the detention of the vehicle occupants. A felony car stop procedure was used when the suspect vehicle eventually stopped. Such a procedure, while not necessarily dictated by the circumstances, is not inappropriate, based on the high speed of the vehicle when first observed and the delay in stopping.

Finally, Sgt. Cantor reported that he felt the charge of "evading an officer" against the driver of the suspect vehicle was unwarranted. Res. Off. Vander Kamp's report was vague as to what specifically led him to believe the suspect was attempting to evade him. While

additional information should have been requested prior to the approval of the report, at the time of Sgt. Cantor's memo the report had already been submitted to the District Attorney's Office and the merits of the case could be properly evaluated by a reviewing Deputy District Attorney.

Shortly after Sgt. Cantor prepared this memo, Res. Off. Vander Kamp was assigned to Off. Drake for supplemental field training in a number of areas, which included the areas of concern identified by Sgt. Cantor. Res. Off. Vander Kamp successfully completed the supplemental training on March 4, 1996.

In concluding this investigation I found that one serious allegation of misconduct was sustained, that of using the radar equipment for enforcement of speed violations without proper training and certification. This violates the provisions of Department Instruction 705, Section II.A., which provides that:

"The use of radar as a tool for enforcing speed violations shall be limited to those officers who have successfully completed a Radar Operator Training Course."

In addition to this violation, Res. Off. Vander Kamp's assertion that he has received this training, in the face of the information to the contrary, demonstrates an attempt to mislead the Department and violates standards of conduct set forth in Department Rule 5.02 regarding performance. Specifically those standards are:

9. The falsification of records, the making of misleading entries, or statements with the intent to deceive, or the willful and unauthorized destruction and/or mutilation of any useful Department or City record, book, paper, document or electronic data.
15. Criminal, dishonest, infamous, or notoriously disgraceful conduct, adversely affecting the employee/employer relationship (on or off duty).
26. Knowingly making false or misleading statements in the course of his/her duties.

Res. Off. Vander Kamp's actions represent serious incidents of misconduct which bear directly on his credibility. For that reason I recommend that he be dismissed from his position as a reserve police officer.

Attachments:

Memo to Lt. Wirtz from Capt. Lanning, dated 01-22-96
Memo to Res. Off. Vander Kamp from Capt. Lanning, dated 02-08-96
Memo to Capt. Lanning from Lt. Wirtz, dated 05-02-96

Memo to Res. Off. Vander Kamp from Capt. Lanning, dated 10-17-96
Memo to Res. Off. Vander Kamp from Capt. Lanning, dated 10-30-96

Incident of 01-02-96 re: Texaco Gas Station

Memo to Capt. Lanning from Off. Aceves, dated 01-12-96
Memo to Capt. Lanning from Sgt. Sacco, dated 01-18-96
Copy of Res. Off. Vander Kamp's log for 01-02-96
Copy of Res. Off. Vander Kamp's Activity Card for 01-02-96
Copy of Res. Off. Sloan's log for 01-02-96
Copy of Res. Off. Sloan's Activity Card for 01-02-96
Copies of Texaco charge slips signed by Res. Off. Vander Kamp and Res. Off. Sloan, dated 01-02-96
Copy of ID photos shown to Texaco clerk

Incident of 01-06-96 re: request for prisoner transport unit

Memo to Lt. Oleksow from Sgt. Cantor, dated 01-07-96
Memo to Sgt. Cantor from Off. Bond, dated 01-07-96
Copy of Res. Off. Vander Kamp's log of 01-06-96
Copy of Res. Off. Vander Kamp's activity card for 01-06-96
Copy of call card re: 10-87 at La Mesa Women's Club
Copy of call card re: found wallet at 4719 71st.
Copy of Off. Fenn's activity card for 01-06-96
Copy of Res. Off. Blake's log for 01-06-96
Copy of Res. Off. Blake's activity card for 01-06-96

Incident of 01-20-96 re: DUI Check

Memo to Capt. Lanning from Sgt. Garcia, dated 01-20-96
Copies of activity cards of 01-20-96 for Res. Off. Henry, Res. Off. Vander Kamp and Sgt. Cantor
Copy of Res. Off. Vander Kamp's log for 01-20-96
Copies of citations G51606 and G51607 by Res. Off. Vander Kamp, with related teletype information
Memo to Lt. Wirtz from Sgt. Cantor, dated 01-31-96

Incident of 01-02-96 re: use of radar

Memo to Capt. Lanning from Sgt. Sacco, dated 01-18-96
Copy of Res. Off. Vander Kamp's log for 01-02-96
Copy of citation G51449
Copy of citation G51450 and officer's notes

Copy of Res. Off. Vander Kamp's activity card for 01-02-96
Copy of POST report of Res. Off. Vander Kamp's training, dated 10-16-95
Copy of La Mesa Police Department training record for Res. Off. Vander Kamp, through 11-29-95
Copy of training summary from 1995 Annual Reserve Peace Officer Conference
Copy of letter to Los Angeles Police Department re: Res. Off. Vander Kamp's training records, dated August 15, 1996, with release authorization
Letter from Los Angeles Police Department re: Res. Off. Vander Kamp's training records, dated September 17, 1996

Supplemental Field Training for Res. Off. Vander Kamp

Supplemental Field Training Guide
Report on supplemental field training by Master Officer Drake

Incident of 12-19-95 re: Pursuit, 7300 University Ave.

Memo to Lt. Oleksow from Sgt. Cantor, dated 01-18-96
Copy of report 95-08054


Tape Recordings

Copy of radio tape of 12-19-95, re: pursuit, 7300 University Ave. (Standard cassette)
Copy of telephone calls to Police Department by Boren (Texaco clerk) and Res. Off. Sloan. (Standard cassette)
Copy of telephone call to Police Department by Boren (Texaco clerk) and related radio transmissions. (Micro-cassette)
Tape recorded interview of Res. Off. Goodlet by Lt. Wirtz, 02-05-96. (Micro-cassette)
Tape recorded interview of Res. Off. Vander Kamp by Lt. Wirtz, 03-11-96. (Two micro-cassettes, two copies of interview tape-three standard cassettes)
Tape recorded interview of Res. Off. Vander Kamp by Capt. Lanning and Sgt. Cantor, 11-14-96. (Standard cassette)

CITY OF LA MESA
INTEROFFICE MEMO

DATE: January 22, 1996

TO: Lt. Wirtz

FROM: Capt. Lanning 

SUBJECT: Internal Affairs Investigation

Attached you will find a number of documents submitted by members of the Department related to matters concerning Res. Off. Kent VanderKamp. I have reviewed the documents and would like you to conduct an investigation to determine the true facts of the information reported. I have reviewed each of the documents and summarized the information that should be pursued in the investigation. This is not intended to be an all-inclusive list and you should pursue any other information which you develop that points to misconduct or poor performance on the part of Res. Off. VanderKamp or other members of the Department.

1.) Memo from Off. Aceves, dated January 12, 1996

The memo by Off. Aceves concerns a contact by a La Mesa officer at the Texaco gas station, Parkway and Baltimore, on January 2nd. The officer re-fueled his patrol unit and purchased food. He was forced to leave due to an emergency call and the clerk contacted the dispatcher to ask to have the officer return to sign the gas slip.

There are indications that the officer involved is Res. Off. VanderKamp and this is one of things that should be determined. From the information provided by Off. Aceves it appears that the dispatcher made a broadcast to have the officer in question return to the Texaco station but there is no indication who among the officers on duty answered, if anyone.

According to Off. Aceves, the clerk indicated that the officer talked about making seven DUI arrests on New Year's Eve. It seems that the officer is indicating that he personally arrested seven people. The clerk should be contacted to determine if that was the officer's meaning or something else. The full name and identifying information for the clerk should also be obtained. The clerk also indicated that the officer was forced to leave due to an emergency call. The existence of this call needs to be checked and the times and responding officers determined. Res. Off. VanderKamp's daily log for that shift should be checked and retained pending the outcome of this investigation. Off. Aceves notes that Res. Off. VanderKamp's log contained an entry from 2125 to 2145 for a security check at Baltimore and Parkway. This may coincide with the return of the officer, as described by the clerk, to sign the gas slip and pay for his food. The officer's log should contain an entry for the first security check as well.

Off. Aceves also notes that Res. Off. VanderKamp logged a traffic stop that is not indicated on his activity card. An effort should be made to determine if he advised the dispatcher of this traffic contact.

Off. Aceves notes that Res. Off. Sloan called two nights after this incident first happened. Her purpose in calling and the information she was seeking should be determined.

2.) Memo from Sgt. Cantor, dated January 18, 1996

The first item covered in this memo concerns the need for a transport unit on a night when Res. Off. VanderKamp was on duty but failed to respond to the request for a transport unit. The request came at 2340 hours and a regular officer was assigned due to the fact that the only remaining reserve officer, Res. Off. VanderKamp, was scheduled to secure at 0000 hours, as indicated on his card. When a disturbance call was broadcast at 2357 hours several officers responded to the call. At 2359 hours Res. Off. VanderKamp radioed the dispatcher to see if other units were needed. When questioned about the time he was scheduled to secure he indicated that he had advised the P1 sergeant that it would be 0100 hours but later indicated that he had told D/C Thompson to tell the sergeant it would be 0100 hours. I would like you to determine if D/C Thompson recalls that. In addition, I would like you to determine whether or not Res. Off. VanderKamp heard the radio request for a transport unit and, if so, why he did not respond if he was not securing until 0100 hours. Off. Bond prepared a memo in connection with this incident and it is included.

The second item discussed in Sgt. Cantor's memo concerns a pursuit conducted by Res. Off. VanderKamp which Sgt. Cantor believes violated policy. Res. Off. VanderKamp has been counselled regarding pursuits in the past although I do not recall the exact date. If this incident happened after that took place it may warrant more serious action. Please review Res. Off. VanderKamp's personnel file to determine the date of the previous action.

3.) Memo from Sgt. Sacco, dated January 18, 1996

Sgt. Sacco describes a number of incidents and possible violations of Department rules. Please review these incidents and interview the appropriate parties to determine the facts of each incident.

4.) Memo from Sgt. Garcia, dated January 20, 1996

The memo by Sgt. Garcia deals primarily with a traffic stop that Res. Off. VanderKamp made involving a possible drunk driver. Sgt. Garcia outlines his concerns regarding Res. Off. VanderKamp's failure to request a cover unit and apparent inability to properly judge a person's degree of intoxication. There is also some question regarding Res. Off. VanderKamp's truthfulness with Sgt. Garcia and Sgt. Cantor in relating the details of this incident. They should both be interviewed to determine exactly what was said.

cc: Chief Mitchell
Lt. Oleksow

CITY OF LA MESA
INTEROFFICE MEMO

DATE: February 08, 1996
TO: ROff. VanderKamp
FROM: Capt. Lanning
SUBJECT: Internal Affairs interview

An internal affairs investigation is being conducted into the following events:

On January 02, 1996, you failed to advise dispatch of activities conducted while on duty, and failed to log these activities on your officer's daily report. You made statements to a citizen which could bring discredit upon yourself and the Agency.

On January 20, 1996, you failed to notify dispatch of a drunk driver check and failed to request cover for field sobriety tests. That you gave untruthful answers to Sgt. Garcia upon his questioning you concerning your conduct in this incident.

On January 20, 1996, you used a Department radar unit to enforce speed laws without having the appropriate and required training, after being admonished concerning the proper requirements for the use of the radar equipment.

These actions, if true, would be violations of the following Department Rules and Regulations:

1.22 Reporting Policy, all reports are to be complete and accurate

3.14 Absence from Assigned Patrol Area, Approval from the Field Supervisor shall be obtained before leaving assigned patrol area and such activity shall be entered into the daily log

3.15 General Conduct, No member of this Department shall act in an official capacity in such a manner as to reflect discredit on themselves or on the Department

3.17 Courtesy and Civility, Members shall give proper and accurate information

3.18 Obedience, Members shall obey promptly any lawful order from any ranking officer

3.27 Making Reports and Withholding Information, Officers shall report all information and events and shall not withhold information

Department Instructions:

210 Communications, Mobile units shall follow a standard format for routine traffic stops that will allow dispatchers to record the proper information

613 Officers Daily Report, Delineates that all activity performed while on duty and all time worked shall be listed and listed in proper format on daily log

702 Enforcement Policy, Officers shall notify dispatch of location and license number of all traffic stops

705 Radar Enforcement, The use of radar equipment is restricted to those who have completed Department approved training class and certification is on file with Department Training Manager

These violations, if sustained could result in discipline up to and including termination.

You are to select a time and date mutually convenient to you and Lt. Wirtz during the week of February 18, 1996, to report to the La Mesa Police Station to answer questions relating to this investigation. Lt. Wirtz will be the officer in charge of the interrogation. All questions during the interrogation shall be asked by Lt. Wirtz.

The complete interrogation will be recorded. You will have access to the tape if any further proceedings are contemplated or prior to any further interrogation at a subsequent time. You have the right to bring your own recording device and record any and all aspects of the interrogation. You will be entitled to all reports and/or complaints made by investigators or other persons, except reports which are deemed by the Department to be confidential. No notes or reports which are deemed to be confidential by the Department will be entered into your personnel file.

You have the right to be represented by a representative of your choice, who may be present at all times during the interrogation. This representative shall not be a person subject to the same investigation. Your representative shall not be required to disclose, nor be subject to any punitive action for refusing to disclose, any information received from you while under investigation in non-criminal matters.

If prior to or during the interrogation it is deemed that you may be charged with a criminal offense, you shall be immediately informed of your constitutional rights.

If you have any questions prior to the interview, please do not hesitate to call. My telephone number is 667-1416.

CITY OF LA MESA
INTEROFFICE MEMO

DATE: May 02, 1996

TO: Capt. Lanning

FROM: Lt. Wirtz

SUBJECT: Investigation of various allegations, ROff. VanderKamp

An internal affairs investigation has been conducted into the following events:

On January 02, 1996, ROff. VanderKamp failed to advise dispatch of activities conducted while on duty, and failed to log these activities on his officer's daily report. He made statements to a citizen which could bring discredit upon himself and the Agency.

These actions, if true, would be violations of the following Department Rules and Regulations:

1.22 Reporting Policy, all reports are to be complete and accurate.

3.13 Absence from Assigned Patrol Area, Approval from the Field Supervisor shall be obtained before leaving assigned patrol area and such activity shall be entered into the daily log.

3.15 General Conduct, No member of this Department shall act in an official capacity in such a manner as to reflect discredit on themselves or on the Department.

3.17 Courtesy and Civility, Members shall give proper and accurate information.

Department Instructions:

613 Officers Daily Report, Delineates that all activity performed while on duty and all time worked shall be listed and listed in proper format on daily log.

On January 06, 1996, ROff. VanderKamp failed to respond to a request for a transport unit for a County Jail run, and gave untruthful responses to a peer worker when questioned about his end of shift time.

These actions, if true, would be violations of the following Department Rules and Regulations:

1.22 Reporting Policy, all reports are to be complete and accurate.

3.15 General Conduct, No member of this Department shall act in an official capacity in such a manner as to reflect discredit on themselves or on the Department.

3.17 Courtesy and Civility, Members shall give proper and accurate information.

Department Instructions:

613 Officers Daily Report, Delineates that all activity performed while on duty and all time worked shall be listed and listed in proper format on daily log.

On January 20, 1996, ROff. VanderKamp failed to notify dispatch of a drunk driver check and failed to request cover for field sobriety tests. That ROff. VanderKamp gave untruthful answers to Sgt. Garcia upon his questioning of him concerning his conduct in this incident.

These actions, if true, would be violations of the following Department Rules and Regulations:

1.22 Reporting Policy, all reports are to be complete and accurate.

3.15 General Conduct, No member of this Department shall act in an official capacity in such a manner as to reflect discredit on themselves or on the Department.

3.17 Courtesy and Civility, Members shall give proper and accurate information.

3.27 Making Reports and Withholding Information, Officers shall report all information and events and shall not withhold information.

Department Instructions:

613 Officers Daily Report, Delineates that all activity performed while on duty and all time worked shall be listed and listed in proper format on daily log.

On January 02, 1996, ROff. VanderKamp used a Department radar unit to enforce speed laws without having the appropriate and required training, after being admonished concerning the proper requirements for the use of the radar equipment.

These actions, if true, would be violations of the following Department Rules and Regulations:

3.15 General Conduct, No member of this Department shall act in an official capacity in such a manner as to reflect discredit on themselves or on the Department.

3.17 Courtesy and Civility, Members shall give proper and accurate information.

Department Instructions:

705 Radar Enforcement, The use of radar equipment is restricted to those who have completed Department approved training class and certification is on file with Department Training Manager.

These violations, if sustained could result in discipline up to and including termination.

January 02, 1996, Allegation of activity not logged, inaccurate statements to civilian that may bring discredit on Department, failure to advise dispatch and Field Supervisor of cover situation with SDPD at Lake Murray, untruthfulness with peer member of Department.

Investigation:

At 1525 hrs. on 01-31-96, I contacted Rosanne Michelle Boren, the clerk who called on 01-02-96, requesting that the officer return to sign the gas purchase receipt. Boren identified herself with CDL A1355401, her DOB is 11-28-70, and she lives at 3612 Meridian Ave. #3, San Diego, 92115. Home Phone 583-8914. The interview with Boren was held at her work, Texaco Gas 5261 Baltimore Dr. La Mesa, 461-5417.

Boren was helpful and cooperative. She remembered the incident clearly. She stated that she did not know the name of the officer, but could give a detailed description. I showed Boren photographs of officers Campbell, Foster, Ruth, and VanderKamp. (xerox copy of photographs attached) Boren immediately pointed to the photograph of ROff. VanderKamp and stated "That's him."

Boren also recalled that another officer contacted her about the incident. Boren stated that she could not recall exactly what she said in any of her contacts with the Department or the officers.

Boren stated that she met ROff. VanderKamp that night, and has had no prior or subsequent contact with him.

Boren recalled that another officer, a female, also fueled a police vehicle that night, but later, after the male officer had returned and signed the slip. Boren stated that the male officer came in at about 2015 hrs. to pump #4 and filled the tank with the high octane gas at \$1.31 a gallon, a total of about \$16.35. The officer then began preparing two hot dogs from the heating oven, and took two cookies. As he was fixing the hot dogs Boren began a conversation. She stated that

she had to work on New Years Eve, and that this year there were few problems with intoxicated subjects trying to buy more alcohol. The officer then said that he had worked New Years Eve also, and that he was pleased with what he had accomplished. He said that he had made the most citations for drunk drivers and that it even made the news. Boren said that they only talked when no other customers were in the business, and that he seemed genuinely pleased that he had done a good job. Boren stated that the officer did not seem boastful at all. The conversation lasted about 5 to 10 minutes. The officer stated that he had a call of a fight at Mt. Helix, and then left in a hurry. The officer did not sign the gas receipt, and did not take the food he had prepared. I asked Boren about where the officer said he was going and she then stated "Helix High School or something like that." She could not recall exact words used.

Boren stated that after about 30 to 40 minutes she called the police station to ask that the officer return to sign the receipt. She did not know his name but described him. About 30 minutes later the officer returned. He signed the slip, reheated his hot dogs, and paid for the food. The second contact was at about 2130 hrs. and lasted less than five minutes. Boren stated that the officer said something like "Said I would be back."

ROff. VanderKamp's log from 01-02-96, indicates he drove Unit 21. There is no indication of fueling the vehicle at all, and only one indication of a stop at "Park X Balt 11-53 checked OK" This entry is at 2125 hrs. to 2145 hrs. The only indication of a cover call is logged at 2200 to 2220 "415 fight Horton X Gregr Advise 305"
Copy of ROff. VanderKamp's log attached.

ROff. Sloan's log indicates that she fueled Unit 28 at 2225 hrs. at "Texaco Pumps 8.34 Gal \$10.00 Invoice #1776434" Copy attached.

Two Sales receipts have been turned in from Texaco Gas dated 01-02-96. # 1776445 for \$16.35 is for Unit 21 and is signed by what looks like ROff. VanderKamp's signature. No ID number is included. # 1776434 for \$10.00 is signed by ROff. Sloan #0595. Copy of both receipts attached.

Copies of ROff. Sloan's and VanderKamp's white activity card are included.

I listened to the tape from 01-02-96. There is no radio traffic from ROff. VanderKamp indicating a stop at the Texaco Gas Station and there is no indication of a cover call at 2015 hrs.

I interviewed ROff. Sloan at 26 on 01-31-96, at 1930 hrs.

ROff. Sloan stated that her gas key would not work and she was advised to fuel at the Texaco Gas Station. At EOS, after she fueled the vehicle, the clerk asked her if she had become involved in the fight. At that time the clerk told ROff. Sloan that another officer had been in, and had to leave in a hurry to cover on a fight. The clerk also talked to ROff. Sloan about being a female police officer. Nothing else was discussed.

The next morning ROff. Vanderkamp called ROff. Sloan at home. ROff. Sloan and ROff. VanderKamp are good friends and communicate two to three times daily. ROff. VanderKamp asked ROff. Sloan if she had to go back to the Texaco Gas Station the evening before. He said that they had asked for an officer to go back to the gas station, and he wondered if it was her who had to go back for something. ROff. Sloan told him that it was not her and asked if it was him. He said no.

Later that same day ROff. Sloan called the station and asked D/C Pongun about the situation at the Texaco. She was concerned that she might have done something wrong. She was told about the request by the clerk and that the description was probably of ROff. VanderKamp.

In a later conversation with ROff. VanderKamp, ROff. Sloan explained what D/C Pongun had told her. When she asked ROff. VanderKamp if he was the officer involved with the gas slip at the Texaco, he said no, that he was not at the Texaco. He told ROff. Sloan that this was the second time she questioned him about the Texaco, and asked "What's up."

ROff. Sloan has not mentioned the incident to ROff. VanderKamp since.

I directed ROff. Sloan not to discuss the incident with ROff. VanderKamp or anyone else.

I reviewed the Department logging tape from the evening of January 02, and made copies of the following described portions:

There are no indications of a cover call during the time period 2000 hrs. to 2130 hours. At 2209 hrs. there is a call dispatched to 303, 305, and 502 (VanderKamp) of a 415 fight on Horton at Gregory. This call is not involved in this incident.

During the time span described by the Texaco Clerk, there are no radio transmissions by ROff. VanderKamp until 2031 hrs. At that time ROff. VanderKamp responds in answer to a question on the air by Field Supervisor Peightal, who monitored the SDPD frequency indicating a La Mesa Officer was covering a SDPD officer, asking who was the La Mesa Officer covering San Diego PD. ROff. VanderKamp answered stating that he was with San Diego at Lake Murray and was waiting for them to be code 4 checking the dock. At 2034 hrs. ROff. VanderKamp broadcasts that SDPD is contacting 2 BMAs at Lake Murray. Sgt. Peightal transmits that a SDPD unit is coming in from Baltimore and they will be covered soon by their own people. At 2045 hrs. ROff. VanderKamp goes 10-8.

At about 2046 hrs. Texaco clerk Boren calls, talks to DC Pongun, and requests that the officer return. Boren does not know his name and describes him as the one who made the seven arrests for drunk driving on New Years Eve. Shortly thereafter DC Thompson transmits the request that the unknown officer return to the Texaco station. No response is made to this request. Sgt. Peightal makes a traffic stop, and ROff. VanderKamp asks ROff. Sloan for a meet. ROff. Sloan declines stating she is at 26.

The last transmission that I copied from the master tape of this date is

of an emergency line call from unknown citizen reporting a break-in at the Lake Murray Boat Dock at 2015 hrs. D/C Thompson asks the caller to hang up and call 911 so they contact the correct agency. The citizen does.

The timing of this call reporting a crime in progress at the Lake Murray docks is very close in time with ROff. Vanderkamp's hasty exit from the Texaco Station. No transmission was made from our dispatch concerning the call.

On 03-11-96, I interviewed ROff. VanderKamp in the presence of his representative, Patrick Cooney. This interview was tape recorded.

ROff. VanderKamp recalled that he did cover a San Diego police officer on a call at Lake Murray. ROff. VanderKamp stated that he was contacted by the San Diego police officer while ROff. VanderKamp was stopped in traffic at an intersection on Lake Murray Blvd. The San Diego officer told VanderKamp that his cover was from a distance and that he had a call of a burglary at the Lake Murray dock. ROff. VanderKamp stated that the San Diego officer asked if he would cover him on the call. ROff. VanderKamp stated that in about 30 seconds Sgt. Peightal came on the air and asked who was the La Mesa Unit with San Diego. ROff. VanderKamp said that he had not put out on the radio that he was en route to cover San Diego before Sgt. Peightal asked about it, because of the quickness of Sgt. Peightal's question. ROff. Vanderkamp could think of no reason why he did not log the contact, but stated that he and Sgt. Peightal talked for several minutes after the call was concluded. ROff. VanderKamp stated that Sgt. Peightal arrived at the Lake, also, shortly after he did. This conversation was confirmed by Sgt. Peightal.

ROff. VanderKamp recalled fueling his police vehicle at the Texaco gas station Baltimore at Parkway. He also recalled that he left quickly, without paying for food he had prepared, without the food, and without signing the gas slip. ROff. VanderKamp stated that as he was preparing his food he realized that he had left his ATM card in the machine at the San Diego Teacher's Money Machine on El Cajon Blvd. at Baltimore. He said that he left in a panic and just told the clerk that he would return. When he arrived at the money machine, he found that his card was gone, but it was returned to him some time later, because a citizen found it and turned it in to the credit union.

ROff. VanderKamp could think of no reason why he did not advise the radio of the business check and stated that he was in a state of panic when discovering that he left his card in the machine. He could think of no other reason for not logging the business check or the fueling of the vehicle.

ROff. VanderKamp recalled talking with the clerk at the gas station. She asked where she knew him from. In the conversation, he told her that he had been on the television during the drunk driver check point on New Years Eve. In the conversation he told her that there were seven arrests made county wide for drunk driving.

ROff. Vanderkamp could not recall hearing the dispatcher ask that the officer return to the Texaco Station to sign the gas slip.

ROff. VanderKamp stated that he did not discuss the incident or have a conversation about the Texaco Station or the radio call asking the unnamed officer to return to the Texaco Station, with ROff. Sloan.

Findings:

That ROff. VanderKamp did not enter on his daily activity log that he conducted a business check and fueled his police unit at the Texaco gas station Baltimore at Parkway.

That ROff. VanderKamp did not enter on his daily activity log that he covered SDPD on a reported burglary at Lake Murray.

These are violations of Department Rules and Regulations 1.22 Reporting Policy, all reports to be complete and accurate, and Department Instruction 613 Officer's Daily Report.

That ROff. VanderKamp made statements to a citizen which could bring discredit upon himself and the Department:

ROff. VanderKamp's comments concerning 7 arrests county wide may have been misunderstood by the Texaco clerk. There is no proof or indication that ROff. VanderKamp intended to deceive, fabricate, or exaggerate.

That ROff. VanderKamp failed to advise dispatch of activities conducted while on duty concerning the Lake Murray cover call:

ROff. VanderKamp did acknowledge the cover call when asked by Sgt. Peightal and this question was asked shortly after the contact was made with the San Diego Officer. Sgt. Peightal also responded to the scene of the contact at Lake Murray and Sgt. Peightal and ROff. VanderKamp talked for almost 30 minutes after the incident. The Field Supervisor was effectively notified of the activity conducted by ROff. VanderKamp.

Untruthfulness with peer member of Department:

ROff. Sloan stated that she asked ROff. VanderKamp twice and was contacted by ROff. VanderKamp once concerning the Texaco incident. The conversations between ROff. VanderKamp and ROff. Sloan concerning the Texaco incident were during off duty time. Since they are friends, and talk frequently about various things. ROff. VanderKamp stated that he did not discuss the Texaco Gas Station incident with ROff. Sloan.

Traffic stop on January 20, 1996, on Lemon Avenue. Allegation of untruthfulness with Sgt. Garcia, not requesting cover unit for DUI

check, not advising dispatch of DUI check, and poor job performance relative to discerning intoxicated driver.

Investigation:

Attached is Sgt. Garcia's memo concerning his contact with ROff. VanderKamp. Sgt. Garcia writes that he wanted to speak to ROff. VanderKamp about the importance of communicating the fact that he was checking a driver for drinking and having a regular officer present to conduct the tests. Sgt. Garcia indicates that he also wanted to stress the importance of having a cover officer present when conducting field sobriety tests for safety reasons. Sgt. Garcia indicates that ROff. VanderKamp told him that he didn't conduct any sobriety tests other than gaze nystagmus, ABC s and finger to nose.

In interview, Sgt. Garcia confirmed that when he admonished ROff. VanderKamp that he is required to have a cover officer when conducting field sobriety tests and should advise the radio of a contact that involves field sobriety tests, ROff. VanderKamp stated that he did not run field sobriety tests in this instance.

On February 05, 1996, I interviewed ROff. Goodlet at the police station concerning her recollections of the ride-along with ROff. VanderKamp on January 20, 1996. This interview was tape recorded.

ROff. Goodlet recalled that the ride-along started at about 1430 hrs. and went to about midnight. After line-up they went 10-8 at about 1515 hrs. ROff. VanderKamp instructed her clearly that Sgt. Ramirez had indicated that she was to ride as a civilian ride-along. She was not there in any reserve officer capacity and she was to dress in civilian clothes.

The incident started when ROff. VanderKamp was watching a couple go to their vehicle from a bar on La Mesa Blvd. ROff. VanderKamp told ROff. Goodlet that he recognized the subjects from a prior contact. As they watched the couple it was apparent to ROff. Goodlet that the male was very intoxicated. He was the passenger in the vehicle. After a few minutes the female started the car and began to drive away. ROff. VanderKamp followed the vehicle and pulled them over on Lemon ave. because they were going too fast. ROff. Goodlet recalled the time of the stop to be about 1700 hrs. During the first part of the stop, ROff. Goodlet stayed in the car. After a short time, the female got out of the car and accompanied ROff. VanderKamp to a position between the two vehicles. ROff. Goodlet got out of the patrol vehicle and observed the activity from a short distance away. She did not participate in the stop and observed only. ROff. VanderKamp did not instruct or explain any of the activity to her during the stop, and she recalled that there were some younger juveniles watching from a nearby yard.

ROff. Goodlet observed that ROff. VanderKamp was very deliberate and complete in his directing and demonstrating the field sobriety tests to the driver. She observed ROff. VanderKamp demonstrate a walking test, a finger to nose test, and a gaze nystagmus test. ROff. Henry then arrived and observed from a greater distance than her. ROff. VanderKamp

requested that a breathalyzer be brought to the scene. After some time waiting, the breathalyzer request was cancelled by ROff. VanderKamp. Shortly after that, Sgt. Cantor arrived with the breathalyzer. ROff. Goodlet was not certain whether ROff. VanderKamp let the driver go before or after the breathalyzer test, or whether he told the driver to park the vehicle before the Sergeant arrived. She did recall upon more direct questioning that the driver had gotten into her car and was driving it before she was told to park the car and walk home. ROff. Goodlet also was not sure whether the Sergeant told ROff. VanderKamp that the breathalyzer was the probable cause for the drunk driving arrest or not. She did recall that the breath test was well past the level to qualify for drunk driving.

On 02-06-96 I interviewed ROff. Henry concerning his recollection of the events of the traffic stop completed by ROff. VanderKamp on January 20, 1996. ROff. Henry recalled the stop. He stated that shortly after ROff. VanderKamp requested the breathalyzer he discontinued the request and told the driver that she would have to park her vehicle and not drive. As Sgt. Cantor drove up, the female was in the process of going to her vehicle to park it further down the street. ROff. Henry arrived as the subject was advised by ROff. VanderKamp to park her vehicle, and he did not observe the administration of field sobriety tests.

Statement by Sgt. Cantor attached.

In interview ROff. VanderKamp said that he thought ROff. Goodlet was a Level I reserve, and as such, would be an adequate cover for any tests.

He believes that the subjects performance on the tests that he ran was not indicative of a person under the influence of alcohol, and he did not recall the result of the portable breath analysis device.

He does not remember conducting a walking test.

ROff. Vanderkamp stated that he asked that the driver move her vehicle out of the roadway and park along the curb. He stated that he had not made a determination concerning her intoxication, and did not know what he was going to do next. He also stated that he advised the radio to discontinue the cover officer with the breath device just prior to Sgt. Cantor arriving with the unit.

ROff. VanderKamp remembered the conversation with Sgt. Garcia and recalled the major point being that Sgt. Garcia felt that he should have a cover unit present for any field sobriety tests. ROff. VanderKamp did not recall telling Sgt. Garcia that he did not conduct FSTs and stated that he does not recall conducting a walking test.

Findings:

Allegation of untruthfulness with Sgt. Garcia:

Off. VanderKamp states that he conducted gaze nystagmus, finger

to nose and ABC tests. ROff. Goodlet states that she observed ROff. VanderKamp conduct a walking test before Sgt. Cantor or ROff. Henry arrived at the scene of the vehicle stop. Sgt. Garcia writes that he was told by ROff. VanderKamp that he did not conduct sobriety tests and that he did the gaze nystagmus test to show his ride-along how the check was performed.

This constitutes violation of the following Department Rules:

3.17 Courtesy and Civility, Members shall give proper and accurate information.

3.18 Obedience, Members shall obey promptly any lawful order from any ranking officer.

3.27 Making Reports and Withholding Information, Officers shall report all information and events and shall not withhold information.

ROff. VanderKamp did not advise dispatch of DUI check.

There is no Department Instruction or Rule that mandates that a cover officer be present during DUI checks. Our training procedures stress that, for officer safety, a cover officer shall be present, when at all possible, during arrest situations, and a cover officer shall be present during the conduct of field sobriety tests. ROff. VanderKamp did transmit the traffic stop, and did request that an officer bring out a portable breath analysis device. He did not, however, wait to run field sobriety tests until his cover unit arrived. ROff. Goodlet has completed academy training to achieve Level I Nondesignated status, but has not completed field phase training.

ROff. VanderKamp demonstrated poor job performance relative to discerning intoxicated driver.

There is no Department Instruction or Rule that mandates a specific level of expertise on the conduct of field sobriety tests. The ability of a person with a .125 blood alcohol level to perform field sobriety tests well enough to not give probable cause for arrest is possible, but not probable. Sgt. Cantor believed the driver was under the influence by his observation of the driver immediately upon arriving on the scene. This poor performance by ROff. VanderKamp appears to be a training issue rather than a disciplinary issue.

January 02, 1996, Allegation of using Department radar unit to enforce speed laws without proper training certification for radar use.

Investigation

Citation G51450 was issued for 66MPH/30MPH on Massachusetts on 01-02-96 by ROff. VanderKamp using radar unit AA3980. Copy attached.

An examination of ROff. VanderKamp's training file demonstrates no radar class, and no Radar Certification listed on the training file listing of certified courses attended by ROff. Vanderkamp. Copy attached.

On February 07, 1996, I interviewed MOff. Coffey about his conversation with ROff. VanderKamp concerning the use of radar. MOff. Coffey stated that after the DUI detail disbanded on New Years Eve, he and Sgt. Murphy covered ROff. VanderKamp on a DUI check. Sgt. Murphy noticed that a Department hand-held radar was in the vehicle that ROff. VanderKamp was driving. Sgt. Murphy asked MOff. Coffey to make sure that ROff. VanderKamp knew of and/or had the proper certification before using the radar. MOff. Coffey told ROff. Vanderkamp that a training class and Radar Certification was required before officers were authorized to use radar in traffic enforcement. ROff. VanderKamp responded "Yep".

In interview, ROff. VanderKamp did not recall being covered by Sgt. Murphy and/or MOff. Coffey, and does not recall MOff. Coffey's admonition to him concerning the use of radar.

Findings:

ROff. VanderKamp used a Department radar unit to enforce speed laws without proper training certification for radar use.

Violation of Department Instruction 705; The use of radar as a tool for enforcing speed violations shall be limited to those officers who have successfully completed a Radar Operator Training Course.

On January 06, 1996, ROff. VanderKamp failed to respond to a request for a transport unit for a County Jail run, and gave untruthful responses to a peer worker when questioned about his end of shift time.

Investigation

The audio tape of the activities on January 6th, 1996, shows the following:

2324 hrs. 502 (VanderKamp) 10-8

2324 hrs. St. 1 to 502, 11-53 requested on van parked at Bob Stall's parking lot.

2325 hrs. 502 10-97

2326 502 C-4

2328 hrs. 502 is 10-8 K

2336 hrs. St. 1 requests "Any volunteers for a transport?" (401 was at 26 with a 10-16 for County Jail.)

There is no response.

2336 hrs. 10 Sam goes 10-08 from traffic, 10-19.

2343 hrs. on internal land line, D/C Meaux asks Sgt. Cantor (10 Sam) whom to assign for the transport. She advises him that 501 Baker has secured and 502 VanderKamp has listed on his card that he will secure at midnight. Sgt. Cantor tells her to just assign it to any beat officer.

2343 hrs. St 1 to 105 (Fenn), 10-19 transport for 401

2344 hrs. 105 asks if there are no reserves available?

St 1 advises that 502 will be securing and 501 has already gone home

105, 10-4.

2353 hrs. St 1 to 102, 104, 415 party at La Mesa Woman's club. 415 verbal only, Mexican males, large group.

102, 104 10-4.

2354 hrs. 101 en route also.

2354 hrs. 105 to CJ

2356 hrs. 104 10-97 Wilson
102 from La Mesa and El Cajon.

2357 hrs. 502 to St. 1, do they need additional units?

2357 hrs. 101, 10-97
I thought 502 secured.

2358 hrs. 502, I advised 10 Sam I will be EOS at 0130.

2358 hrs. 302 en route to 5200 Wilson

2359 hrs. 102 10-97

0001 hrs. Unidentified unit, 10-97

0002 hrs. 502 at the Womens' club

0003 hrs. Unidentified unit, C-4 at the Womens' club

0007 hrs. St 1 to 502 pick up found property at 4719 71st. St.

502 10-4 from Grossmont Center.

Sgt. Cantor stated that he was not informed that ROff. VanderKamp was going to EOS at 0130 hrs.

ROff. VanderKamp's time card number 1 indicated that he would secure at midnight. (0000).

ROff. VanderKamp's time card number 2 indicated that he would secure at 0130. This card is time stamped 2300 hrs. There is no indication on the recording tape of a radio transmission indicating this End of Shift time for ROff. VanderKamp.

Dispatcher/Clerk Thompson stated that she was not told by ROff. VanderKamp that he would secure at 0130, nor did he request that she advise the Sergeant that he would secure at 0130.

On February 05, 1996, I interviewed Off. Fenn at the police station. Off. Fenn thought that he saw 502, VanderKamp 10-08 as he, Off. Fenn, was responding to the station to make the transport. The unit that he saw had a rider. Off. Fenn, however, could not be sure whom he had seen.

ROff. VanderKamp's Daily Log indicates no call to make a transport at 2336 hrs., and his Daily Log indicates no call concerning a cover request or response to the 415 at Womens' Club.

ROff. VanderKamp's Daily Log lists a call to check an 11-53 vehicle at Bob Stall Chevrolet at 2330 hrs. The dispatch tape indicates this call was transmitted at 2324 hrs. The dispatch tape indicates that ROff. VanderKamp transmits that he is 10-8 from Bob Stall at 2328 hrs.

ROff. VanderKamp's Daily Log indicates that at 2335 hrs. he was dispatched to pick up found property at 4719 71st. ST., and that he was there until 2400 hrs. The dispatch tape indicates this call was transmitted at 0007 hrs.

ROff. VanderKamp's Daily Log lists a meet with Off. Falcione from 2400 hrs. to 0130 hrs.

In interview, ROff. VanderKamp could not remember hearing a request for a transport unit and after reviewing his Daily log, thought that he was out of the car on 71st St. when this request was made. He also thought that he was at the 71 st ST. house during the 415 call at the Womens' Club.

ROff. VanderKamp thought he may have told Sgt. McIntyre that he would

work to 0130 hrs.

ROff. VanderKamp remembered that Off. Falcione met him at the 71st. St. call to talk to him about all the things coming up about him. He also recalled that Off. Falcione had just come from a call where all the P-1 officers had responded. Off. Falcione told ROff. VanderKamp that the Master Officers had asked that he counsel him.

ROff. VanderKamp could not recall asking DC Thompson to advise the Sgt. that he would work to 0100., and he did not recall telling DC Meaux that he had asked D/C Thompson to advise the P-1 Sgt. that he was going to stay until 0100.

Findings:

That On January 06, 1996, ROff. VanderKamp failed to respond to a request for a transport unit for a County Jail run:

Though ROff. VanderKamp was 10-8 and did monitor the call of the 415 at the Womens' Club, no direct request was made for him to make a transport prior to the 415 call. The Dispatcher transmitted "Any volunteers for a transport?" No response was made. About twenty minutes later, when Off. Fenn asked if there were any reserve units available, Dispatch told him that 501 had secured and 502 was set to secure at 0000. Again, no transmissions were directed to unit 502. He may or may not have monitored the transmissions, but no request was made of him.

That on January 06, 1996, ROff. VanderKamp gave untruthful responses to a peer worker when questioned about his end of shift time:

On the air at 2358 hrs., ROff. VanderKamp responds on the air that "I advised 10-Sam I will be EOS at 0130" This is in response to Unit 101 who makes the statement "I thought 502 was securing!" immediately after 502 asks dispatch if additional units are needed at the Womens' Club.

In interview ROff. VanderKamp could not recall to whom he indicated a change in his EOS time, but he thought it might have been Sgt. McIntyre. Sgt. McIntyre worked as P-3 Watch Commander January 6th.

Sgt. Cantor, 10-Sam states in his memo that he was not advised by ROff. VanderKamp or anyone else of ROff. VanderKamp's changing his EOS from 0000 hrs. to 0130 hrs.

Dispatcher Thompson stated that she was not advised by ROff. VanderKamp of a change in his EOS time.

Sgt. Cantor indicates in his memo that Dispatcher Meaux asked

ROff. VanderKamp about the EOS time change and said that he had told DC Thompson to tell 10 Sam when he was going to secure.

ROff. VanderKamp failed to log these activities accurately on his officer's daily report.

1.22 Reporting Policy, all reports are to be complete and accurate.

The radio tape indicates a radio call directed to ROff. VanderKamp at 2324 hrs. of a suspicious vehicle in Bob Stall's parking lot. ROff. VanderKamp's log shows an entry of 11-53 Veh Bob Stall at 2330 hs. to 2335 hrs.

The radio tape indicates that ROff. VanderKamp monitored the units going 10-97 at Wilson at 2356 hrs., because he asks station 1 "Do they need additional Units?"

At 0002 hrs. ROff. VanderKamp goes 10-97 at the Women's Club. at 0003 a unit puts out a code 4 at the Women's Club. At 0003 ROff. VanderKamp transmits that he is 10-8.

ROff. VanderKamp's daily report indicates none of this activity. He lists a radio call to pick up found property at 4719 71st. St. from 2335 hrs. to 2400 hrs. The radio tape shows that at 0007 hrs. Dispatch transmits a radio call to 502 to pick up found property at 4719 71st. St., and 502 acknowledges the call from Grossmont Center.

End of report.

**CITY OF LA MESA
INTEROFFICE MEMO**

DATE: October 17, 1996
TO: Res. Off. Vander Kamp
FROM: Capt. Lanning, Patrol Division Commander *CL*
SUBJECT: Investigative Interview


On March 11th of this year you were interviewed by Lt. Wirtz regarding a number of misconduct allegations that were being investigated. One issue that remains to be resolved in the investigation is the allegation that on January 2, 1996, you used a Department radar unit to enforce speed laws without having the appropriate and required training, after being admonished concerning the proper requirements for the use of the radar equipment. In addition, Sgt. Cantor is currently investigating an allegation that you improperly used your position with the police department in the course of your private business, as indicated in the attached complaint form, #96-24.

Sgt. Cantor and I would like to arrange a date and time for an interview with you regarding these allegations and conclude the investigations. You may have a representative present during the interview and may record the interview.

I have attached copies of the Department's correspondence with the Los Angeles Police Department, regarding your prior law enforcement service and training. I have also provided you with a copy of the tape recording of your March 11th interview. The original tape recording of the interview is available for your review.

Please contact me at 667-1430 so that we can arrange a date and time for the interview.


CITY OF LA MESA
INTEROFFICE MEMO

DATE: October 30, 1996
TO: Res. Off. Vander Kamp
FROM: Capt. Lanning, Patrol Division Commander 
SUBJECT: Investigative Interview

This memo will confirm the date and time agreed upon for an interview as Thursday, November 14, 1996, at 1500 hours. Please contact me at 667-1430 should any changes be required.

cc: Sgt. Cantor

CITY OF LA MESA
INTEROFFICE MEMO

DATE: 1-12-96
TO: Captain Lanning
FROM: Officer Aceves 
SUBJECT: Reserve Officer Vander Kamp

Per our conversation I am writing you this memo to recap the incident that we discussed that possibly involves Reserve Officer Vander Kamp.

On 1-12-96, Dispatcher Pongun relayed the following information to me: Dispatcher Pongun stated that on 1-2-96, at about 2045 hours, a clerk from the Texaco gas station located at Baltimore and Parkway Drive, called the police department and talked with her. Dispatcher Pongun stated that the clerk told her that a La Mesa Police Officer was at the Texaco station at about 2015 hours to get gas in his vehicle and the officer had left without signing the gas slip. When Dispatcher Pongun questioned the clerk about the identity of the officer, the clerk told her that the officer had dark hair, and that he had told the clerk that he was the officer that was on television because he had made seven (7) DUI arrests on New Years Eve. The clerk further told Dispatcher Pongun that the officer had two hot dogs and three cookies and that he had to leave on an emergency call. The clerk requested that the officer return to the Texaco to sign the gas slip. Dispatcher Pongun advised the clerk that she would attempt to locate the officer and have him return to the Texaco station.

About five (5) minutes later, Dispatcher Pongun had her trainee broadcast to patrol units that whoever the officer was at the Texaco about 20 minutes earlier, please return and contact the clerk.

When Dispatcher Pongun told me about the incident, she said she had not reported it to anyone as of yet. She stated that she did not think much of the incident until two days later, on 1-4-96, when she received a call at work in the radio room from off-duty Reserve Officer Jody Sloan. Reserve Officer Sloan asked dispatcher Pongun several questions regarding the "Texaco call" from two nights earlier. Officer Sloan told Dispatcher Pongun that she was at the Texaco prior to the call being put out over the air. While she was there, the clerk told her that another officer had also been in, but that he had left to go to a fight call, and he forgot to sign his gas slip. Officer Sloan asked Dispatcher Pongun if she knew who the officer was that the clerk was talking about and Dispatcher Pongun told her that it was possibly Officer Vander Kamp.

On 1-12-96, at about 2200 hours, I went to Texaco in an attempt to identify the clerk who called the department on 1-2-96. I talked with the on-duty clerk, Roseanne, who told me that she was the clerk who called the department. She immediately became defensive and asked what the problem was. I told her that we just wanted to make sure that the officer that was there had

signed the gas slip and paid for everything he left with. She told me several times that she did not want to get the officer in trouble and the officer did not do anything wrong. She said that the officer was pumping his gas and fixing some food when he got an emergency call and had to leave. I asked her if she knew what the emergency call was and she said that it was a fight call at Helix High school. She said that the officer returned to the store at about 2115 hours and signed the gas slip and paid for the food items. The clerk again told me that she did not want to get the officer in trouble because he was very nice, and she further said that the officer seemed to be very proud of himself, as he had been on television because he had the most DUI arrests on New Years Eve.

Enclosed is a cassette tape of the recorded telephone conversation between Roseanne, the Texaco clerk, and Dispatcher Pongun, which took place on 1-2-96.

On the same cassette tape is a copy of the recorded telephone conversation between Reserve Officer SLOAN and Dispatcher PONGUN, which took place on 1-4-96.

The clerk did not know the name of the officer which was in her store on 1-2-96. I did not interview her in detail, but she did say that she was sure that it was a La Mesa officer, not a San Diego officer. The officers that were on duty on 1-2-96 were as follows:

- 30S-Sgt. Peightal
- 301-Officer Ruth
- 302-Officer Aceves
- *303-Officer Allen/Officer Brown
- *304-Officer Heck/Officer Moreno
- 305-Officer Foster
- *402-Officer Coffey/Officer Littlejohn
- 403-Officer Campbell
- 501-Officer Sloan
- 502-Officer Vander Kamp

*Units 303, 304, and 402 had trainees with them. Officers Ruth and Foster stated that they did not go to the Texaco, and Officer Campbell and Sgt. Peightal do not have dark hair.

Officer Vander Kamp's daily log indicates that he conducted a security check at Parkway and Baltimore (Texaco is not specifically listed) from 2125 hours to 2145 hours. The clerk indicated that the officer who was in the Texaco was there at about 2015 hours. Officer Vander Kamp's daily log indicates that he was on a hazardous citation from 2000 hours to 2025 hours. Officer Vander Kamp's Officers Activity Card (kept by the dispatcher) indicates that Officer Vander Kamp returned from SD County Jail at 1946 hours, and there is no listed activity on his card until 2033 hours when he covered SDPD at Lake Murray on a 602 call.

Respectfully submitted,

CITY OF LA MESA
INTEROFFICE MEMO

DATE: 1-18-96
TO: Captain LANNING
FROM: Sergeant SACCO
SUBJECT: Complaint/Reserve Officer VANDER KAMP

Allegations

It is alleged that Reserve Officer Kent Vander Kamp violated the following Department Instructions and Rules and Regulations, while on-duty as a reserve patrol unit, on the evening of 1-2-96.

Allegation 1: Reserve Officer Vander Kamp used the HR-12 hand-held radar unit, serial no. AA3980, to enforce radar speed violations in the 4000 block of Massachusetts Ave.

Department Instruction 705-Use Of Radar: 'The use of radar as a tool for enforcing speed violations shall be limited to those officers who have successfully completed a Radar Operator Training Course.'

Allegation 2: Reserve Officer Vander Kamp issued two citations on 1-2-96; Citation #G51450, at 1950 hours, in the 4000 block of Massachusetts Ave. Citation #G51451, at 2015 hours, in the 7800 block of University Ave. These stops are reflected as 45 minutes of out-of-service time on Vander Kamp's Officer's Daily Log. However, neither one of these traffic stops is noted on his call card, and he did not report these stops to the dispatcher via the radio.

Department Instruction 201-Communications: (201 VI B 8.) 'Mobile units shall follow a standard format for routine traffic stops that will allow dispatchers to record the proper information. The following sequence shall be followed: Identify by beat number, give location of the stop and license number.'

Allegation 3: Reserve Officer Vander Kamp covered SDPD units on 2 suspicious persons on the docks at Lake Murray. Initially, Officer Vander Kamp did not advise over the radio that he was with the San Diego unit; after Sergeant Peightal requested the identity of the unit with San Diego PD, Officer Vander Kamp advised that it was him, and that he was going to cover San Diego at the Lake. Vander Kamp's call card indicates that he was out of service at this location for 14 minutes, yet there is no notation on his Officer's Daily Log that he did this.

Department Instruction 6.13: (II H) 'Out of Service Time: Enter the total of minutes out of service. An officer is considered out of service when he/she is not engaged in routine, preventative patrol.....Any activity which takes the officer away from preventative patrol should be documented on the Daily Report and the out of service time recorded.'

Department Instruction 6.13: (II M. 3.) 'An observed origin is listed when an officer initiates an activity, such as a traffic stop or security check...is also listed when an officer stops to cover another officer on a traffic stop, or other activity, on his own initiative.'

Investigation

On 1-16-96, Officer Ed Aceves contacted me regarding a memo he was writing to Captain Lanning concerning an incident that occurred with Reserve Officer Vander Kamp. Officer Aceves requested that I assist him by reviewing his memo. When I did this, I saw that there may be violations outside of the incident that Officer Aceves was reporting. It appeared that Reserve Officer Vander Kamp's Activity Call Card and his Officer Daily Log did not reflect the same activity. Specifically, there were two notations on his log, that were not on his Activity Call Card. The activity on his Daily Log showed that Vander Kamp issued two citations in a 45 minute time-frame, between 1940 and 2025 hours. This is not noted on his Activity Call Card. Conversely, his Activity Call Card reflects that between 2033 and 2047 hours, a total of 14 minutes, Vander Kamp was out of the car at Lake Murray and Kiowa, covering San Diego P.D.

As a result of these discrepancies, I pulled the master tape of the radio transmissions from the night of 1-2-96. I listened to the tape from 1933 hours until 2045 hours, a total of 1-hour and 12 minutes. Several things were noticed during this time period:

1. Reserve Officer Vander Kamp, as unit 502, broadcasts that he is "10-8 in the city". The dispatcher, Janis Gardena, acknowledges his transmission. There is no other radio transmission from Vander Kamp until 2030 hours.
2. Officer Vander Kamp does not indicate that he is on any traffic stops during this time period.
3. At 2033 hours, Unit 30S, Sergeant Peightal, comes up on the radio and asks the dispatcher (which is now Trainee Denise Thompson), which one of our units is covering San Diego, and where. The dispatcher does not respond immediately, at which time the following takes place:

Vander Kamp: It's 502. I'm sitting over here talking to a guy up on Kiowa. He's going to go down and check the docks of some sort.
Peightal: 10-4. There in Lake Murray itself?
Vander Kamp: Affirm. He's going to be going in there in just a few minutes.
Peightal: 10-4.
Vander Kamp: I'm just gonna stand by until he's code-4.

Dispatcher Thompson acknowledges this series of transmissions. At 2031 hours, Sergeant Peightal transmits that another San Diego unit is close at Lake Murray and Maryland, and should be there in a minute. At 2034 hours 502 advises that San Diego is making contact with 2 males, and at 2045 hours 502 advises that he is back in-service.

This entire sequence of events has 502 out-of-service for a total 14 minutes, yet this is not reflected on his Officer's Daily Log. Also, the tape conversation gives the impression that Vander Kamp was out of his car with San Diego P.D. for some time before he transmitted his location and activity, which was only given by Vander Kamp in response to Sergeant Peightal's inquiry.

On 1-18-96, I contacted Sergeant Peightal regarding the above incident. He said that he was in his patrol car when he monitored a San Diego unit over San Diego's frequency 3. The San Diego unit said he was "Code-4 with a La Mesa unit" with him. After hearing this, Sergeant Peightal asked which unit was doing what with San Diego.

The citations listed on Vander Kamp's Officer Daily Log are as follows:

Cite #51450 for 22350 CVC, indicates it was issued at 1950 hours in the 4000 block of Massachusetts.

Cite #G51451 for 273260(a) CVC, indicates it was issued at University Ave. and La Mesa Blvd.

(Cite #G51449 for 12500(a) CVC, indicates it was issued on this date at 1800 hours in the 3800 block of Massachusetts. This citation is listed on Vander Kamp's log and Activity Card. However, this citation was issued as a result of a traffic stop for a violation of the speed limit while Vander Kamp was working radar.)

I noted that the first citation for 22350 CVC, was a radar citation, where the HR-12 hand-held radar unit was used.

On 1-18-96, I checked Vander Kamp's training records for a radar certification course, however there was no such course listed. I also checked with Officer Coffey about the procedure for taking out the radar units. As we went over this, Officer Coffey told me he had already had a conversation with Vander Kamp about the use of radar. On the evening of 12-31-95, Vander Kamp was working the DUI checkpoint. At this time, Officer Coffey noticed that Vander Kamp had the hand-held radar unit with him. Officer Coffey told Vander Kamp that he needed to be certified to use the radar unit, and Vander Kamp replied "yep". Officer Coffey told Vander Kamp that he had to make sure that the Training Sergeant had a copy of his certification before the radar was to be used. Vander Kamp said "ok", and that was the end of the conversation. Officer Coffey said that Vander Kamp never said he had the certification, he just replied in the manner indicated.

On 1-19-96, I checked with Sergeant Lee and asked if Vander Kamp had provided him with a radar certification. Sergeant Lee said there was no such record. Also, there were several errors noted on cite #G51450, the 22350 CVC citation. The driver's address is listed as 4775 Massachusetts Ave., La Mesa, which does not exist, and the driver's license number box has the vehicle license plate entered. This would warrant an amendment to the cite, however if Vander Kamp is found to be not certified to work radar, then this may be an irrelevant issue.

Evidence

Copies of the following are attached:

- Vander Kamp's Officer Daily Report Log for the night of 1-2-96
- Vander Kamp's Activity Call Card for the night of 1-2-96
- Vander Kamp's La Mesa Police Department Training Record
- The yellow and goldenrod copies of cite #'s G51451, G51450, G51449.

The Master Tape Recording of the radio transmissions mentioned is available in the radio room.

Conclusion

Officer Vander Kamp has not been interviewed regarding this incident. This report is forwarded to you for evaluation, follow-up assignment and disposition.

Note: Also attached is a copy of Police Reserve Operation Policy, 8.01 and 8.02, for evaluation of the intent of these sections as it relates to this incident.

Janis Lee

LA MESA POLICE DEPARTMENT - OFFICER'S DAILY REPORT

OFFICER(S) K. VANDER KAMP #0596			ID #(S)			WATCH 3RD	BEAT 502	WT #(S) 10	IN: 52049 OUT: 51981															
APPROVED	ENTERED	OUT OF SVC 520	REG. HOURS 8.00	OVERTIME 1.00	DATE 1-2-96	UNIT #(S) 21	TOTAL MILES 68																	
ORIGIN			DISPO			REPORTS			ARRESTS			TRAFFIC			CONTACT			OTHER						
P	C	O	A	R	K	PT1	OTH	F/U	FEL	MIS	CIT	WRT	HAZ	NON	PRK	WRN	ACC	IMP	FI	CC	SC	K-9	TRP	SSR
3	2	9	2	1	-	-	1	-	-	2	-	-	3	-	-	2	-	1	-	-	1	-	1	-
REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITIES																		
1445	1545	60	-	-	-	LINE-UP 200 PEIGHTAL																		
1545	1630	45	-	-	-	10-87 DODSON CITY HALL ACCIDENT																		
1630	1658	20	C	K	-	459 KURM 4381 DATE C-4 ✓ SECURE																		
1650	1710	20	O	K	HAZ	21703 CUC HILGREST x Ct. G51448																		
1710	1725	25	P	K	-	911 HANDUP SIECKA MARKET ACCIDENTAL ONLY																		
1725	1740	15	P	K	-	488 RECALL 7800 NORMAL G6A																		
1740	1800	20	O	K	WRN	22350 CUC 7373 UNIV CHANZOR																		
1800	1820	20	O	A	MIS	125X(A) CUC 4300 MASS G51449																		
1820	1840	20	O	K	SC	11-53 COMM CENTER JOK																		
1840	1940	20	P	K	TRP	647(F) PC 7063 UNIVRSIN 96-00031																		
1940	2000	20	O	K	HAZ	22350 4028 MASS G51450																		
2000	2025	25	O	K	HAZ	22350 7800 UN G51451																		
2025	2125	60	-	-	-	11-17 200 95-08456																		
2125	2145	20	O	K	SC	11-53 PARK x BALT JOK																		
2145	2200	15	O	K	WRN	2235 5200 JACK BARTIZUI																		
2200	2220	20	C	K	-	415 FIGHT HORTON x GIBBY ADVISE 305																		

Page 38 of 110
Initial..... Date.....

LA MESA POLICE UNIT # 21

Name VANDERKAMP Boat 502

10-8	EOS 2200	JAN 2'96	15:22
10-10	City Hall 1 st fl	JAN 2'96	15:22
10-8		JAN 2'96	16:19
10-10	10-19		
10-8	24	JAN 2'96	16:49
10-8		JAN 2'96	16:51
10-10	11-49		
10-8	11-49 Hillcrest Home	JAN 2'96	16:56
10-8	2500900		
10-10	21406459	JAN 2'96	17:04
10-8	2100303		
10-10	11-49		
10-8	40124		
10-10	2207174	JAN 2'96	17:47
10-8	11-49		
10-10	4137 mas	JAN 2'96	18:05
10-8	11-49		
10-10	meadow	2/13/53	
10-8	12197	JAN 2'96	18:21
10-10	24	JAN 2'96	19:02
10-8			
10-10			
10-8	for note to detect w/	JAN 2'96	19:06

CONTINUE ON REVERSE

10-10	de to x		
10-8	en route to CJ	JAN 2'96	19:26
10-10	CJ		
10-8		10-8 JAN 2'96	19:46
10-10		JAN 2'96	20:33
10-10	KIENKA / X / M / RISMAS	JAN 2'96	20:37
10-8	on cock WSDPR	JAN 2'96	20:47
10-10			
10-8		JAN 2'96	21:00
10-10		10-8 JAN 2'96	21:26
10-10	1149 3065894		
10-8	PWY / J / S / A	JAN 2'96	22:00
10-10	Droke	JAN 2'96	22:01
10-8	4120 MISS 12BP898	JAN 2'96	22:36
10-10	Eichinger Chase L 17-7-79		
10-8	11-85(0) 10-19	JAN 2'96	23:09
10-10		JAN 2'96	23:15
10-8			
10-10			
LOG		CONTINUE WITH NEW CARD	

LA MESA POLICE DEPARTMENT - OFFICER'S DAILY REPORT

OFFICER(S) SLOAN, JODIE			ID #(S) 0595			WATCH R-3	BEAT 501	WT #(S) 9	IN: 24812															
APPROVED	ENTERED	OUT OF SVC	REG. HOURS	OVERTIME	DATE	UNIT #(S)	TOTAL MILES																	
		435	8.5	0^e	01 02 96	28	68.2																	
ORIGIN			DISPO			REPORTS			ARRESTS			TRAFFIC			CONTACT		OTHER							
P	C	O	A	R	K	PT1	OTH	F/U	FEL	MIS	CIT	WRT	HAZ	NON	PRK	WRN	ACC	IMP	FI	CC	SC	KS DPT	TRP	SSR
2	2	1			5																1		2	
REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITIES (1) WOLFE (5) SPEIGHTAL (1) RUTH (4) HECK/MORENO (2) REYES (5) FOSTER (3) ALLEN/BROWN																		
1445	1600	75/75	/	/	/	LINE UP, TRAINING - LEGAL UPDATE VEHJ																		
1600	1605	5/80	/	/	/	PUBLIC WORK (WAS KEY OUT OF SERVICE MECHANIC COME FOR DATA)																		
1605	1610	5/85	D	K	SC	7971 UNIVERSITY GA (VUE)																		
1610	1810	120/205	P	K	TRP	C/MH RILEY MICHAEL PATRICK DOB [REDACTED] ARREST WARRANT C/MH REFUSED RETURNED TO GOOK LAKE MURPHY FC 1812 304																		
1810	1820	10/215	/	/	/	26																		
1820	1825	5/220	C	K	/	ALLISON/LA MESA ILLUD TRAFFIC ARREST (ATTITUDE) 303 (607)																		
1840	1855	15/235	C	K	/	LA MESA ILLUD/IWIL (KEY SADDIT FIDELMOL 457.2 305 (215))																		
1955	2025	30/265	/	/	/	26 C-1																		
2025	2225	120/385	P	K	TRP	CJ SHEETS, JEFFREY 242P 96-01033 ASSIST 301																		
2225	2230	5/390	/	/	/	TANCO PUMPS 2.34 GAL. \$10.00 INVOICE #1776434																		
2230	2315	45/435	/	/	/	26 10-42																		
/	/	/	/	/	/																			
/	/	/	/	/	/																			
/	/	/	/	/	/																			
/	/	/	/	/	/																			

Page 1 of 1 Initial: Date:

1

LA MESA POLICE UNIT # 28

Name SLOAN Beat 501

10-8	EDS 2245	JAN	2'96	15:51
10-10	PW	JAN	2'96	15:58
10-8		JAN	2'96	16:00
10-10	26	JAN	2'96	16:14
10-8	en route to CMT	JAN	2'96	16:39
10-10	CMT	JAN	2'96	16:54
10-8	10-97	JAN	2'96	17:31
10-10	6004 1/2	JAN	2'96	17:45
10-8	10-19	JAN	2'96	17:51
10-8	24	JAN	2'96	17:58
10-10	3CAP376			
10-10	17 2x	JAN	2'96	19:41
10-8		JAN	2'96	20:19
10-10	wire to transport			
10-8	10-8 EIRTO	JAN	2'96	21:35
10-8	47	JAN	2'96	21:49
10-10	10-19	JAN	2'96	22:06
10-8	26	JAN	2'96	22:31

CONTINUE ON REVERSE

61 531 88047 90001

1001635

131.9 / GAC

CITY OF LA MESA
GOOD ONLY AT 61250220467
5261 BALTIMORE DR 1909 1097
PLEASE RETAIN THIS COPY
TO VERIFY BILLING.



TEXACO

61250220 '67 010296

1776445

5261 BALTIMORE
LA MESA CA

DATE INVOICE NUMBER

FORM 9-1960 (T) (10-90)	TAX EXEMPTION CERT. NO.	AUTHORIZATION	ATTENDING	AMOUNT	CUSTOMER COPY (1)
BUYER'S SIGNATURE <i>[Signature]</i>			CB	TEXACO GASOLINE 12.39 gal. 16.35	
				TEXACO DIESEL 2 @ 1.31 gal. 2.62	
	BUYER agrees to pay Texaco Refining and Marketing Inc. or assignee for this purchase in accordance with Texaco's payment terms, the prior disclosure of which is acknowledged. Do not sign before reading this agreement or if any spaces for agreed terms are left blank. Retain this copy.			SALES TAX	
	PRICE AND AMOUNT COLLENS INCLUDE ALL APPLICABLE FEDERAL, STATE AND LOCAL TAXES			TOTAL 16.35	
VEHICLE LICENSE NO.			STATE	VEHICLE	MILEAGE
SIGNATURE OF RETAILER			TO BE SIGNED BY RETAILERS IN STATES REQUIRED. THE UNDERSIGNED HEREBY CERTIFIES THAT THE PURCHASER OF THE MOTOR FUEL INVOICED HEREON AT THE TIME OF PURCHASE EXPRESSLY DECLARED IT AS HIS INTENTION TO USE SUCH MOTOR FUEL FOR A NON-TAXABLE PURPOSE AND TO FILE CLAIM FOR A REFUND OF THE TAX THEREON.		
SIGNED			RETAILER		

61 531 88047 90001

1001000

2225HRS

CITY OF LA MESA
GOOD ONLY AT 61250220467
5261 BALTIMORE DR 1909 1097
PLEASE RETAIN THIS COPY
TO VERIFY BILLING.



TEXACO

61250220 '67 010296

1776434

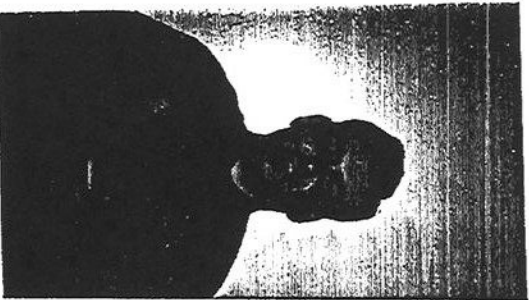
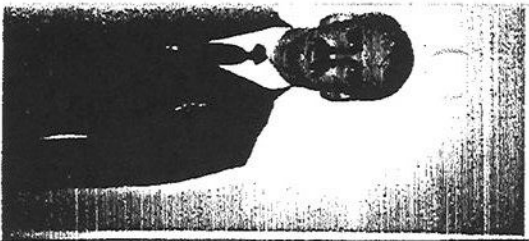
5261 BALTIMORE
LA MESA CA

DATE INVOICE NUMBER

FORM 9-1960 (T) (10-90)	TAX EXEMPTION CERT. NO.	AUTHORIZATION	ATTENDING	AMOUNT	CUSTOMER COPY (1)
BUYER'S SIGNATURE <i>[Signature]</i>			CB	TEXACO GASOLINE 8.343 gal. 10.00	
				TEXACO DIESEL	
	BUYER agrees to pay Texaco Refining and Marketing Inc. or assignee for this purchase in accordance with Texaco's payment terms, the prior disclosure of which is acknowledged. Do not sign before reading this agreement or if any spaces for agreed terms are left blank. Retain this copy.			SALES TAX	
	PRICE AND AMOUNT COLLENS INCLUDE ALL APPLICABLE FEDERAL, STATE AND LOCAL TAXES			TOTAL 10.00	
VEHICLE LICENSE NO.			STATE	VEHICLE	MILEAGE
SIGNATURE OF RETAILER			TO BE SIGNED BY RETAILERS IN STATES REQUIRED. THE UNDERSIGNED HEREBY CERTIFIES THAT THE PURCHASER OF THE MOTOR FUEL INVOICED HEREON AT THE TIME OF PURCHASE EXPRESSLY DECLARED IT AS HIS INTENTION TO USE SUCH MOTOR FUEL FOR A NON-TAXABLE PURPOSE AND TO FILE CLAIM FOR A REFUND OF THE TAX THEREON.		
SIGNED			RETAILER		

119.9

131.9



CAMPBELL



City of La Mesa
Interoffice Memorandum

Date: January 7, 1996
To: Lt. Oleksow
From: Sgt. Cantor
Subject: Vander Kamp

When I was approving the citations in the "Approval Tray," I noticed that Vander Kamp had five citations. This bothered me because it is indicative of problems that we are experiencing with Vander Kamp. He is conducting himself like an aggressive police officer and neglecting his reserve responsibilities.

Early in the evening, at approximately 2340 hours, Jason Ryan needed a unit to transport his 10-16 to CJ. Kelly requested any volunteers. No one responded. She asked me who she should assign and I told her to just pick some one. She called Officer Fenn to make the transport.

Officer Fenn told me later that when he got the call, he was passing Vander Kamp on the road and Vander Kamp was still in a marked unit and was obviously still working. Officer Fenn came up on the air and requested that a reserve make the transport. Kelly responded that 501 had already secured and 502 (Vander Kamp) was about to secure at 0000 hours (according to Kelly, it was indicated on Vander Kamp's card that he was going to secure at 0000 hours). Officer Fenn then came to the station, picked up the prisoner and left for jail.

At about 2357 hours, a call came out regarding a disturbance at the Women's Center on Wilson involving several people. Several units were sent and went 10-97 at about 2359 hours. Vander Kamp came up on the air and asked if they needed any more units. Officer Allen then asked if he was going to secure at 0000 hours. Vander Kamp responded that he was going to secure at 0100 hours. He told the dispatcher that he had told 10 Sam that he was going to secure at 0100 hours. Kelly later asked him about this and he told her at that time that he told Denise to tell 10 Sam when he was going to secure.

In this situation, there were two times when Vander Kamp had the opportunity to come up on the air and acknowledge that he was available to make the transport. He remained silent allowing a regular officer to make the transport instead.

I was never notified by anyone that Vander Kamp was securing at 0100 hours, which is directly contrary to what he told the dispatcher. I had no indication what-so-ever that he was available. I expect that when there is an indication that he is going to secure at a certain time and it is indicated on his card, the dispatcher would know it and act appropriately, which Kelly did. Kelly stated over the air that Vander Kamp was securing at 0000 hours. Vander Kamp should have heard this or the first request for a transport unit, and corrected the problem. He did not say

anything over the air until after Fenn had picked up the prisoner and was en route to C.J.
This situation points out three problems that I and others have experienced with Vander Kamp:

- 1.) One problem is being overly aggressive.
- 2.) Neglect of reserve duties to perform patrol duties.
- 3.) Deceitfulness.

This situation is the first time I have experienced that conduct that could be considered deceitful.

The over aggressive demeanor was illustrated to me on two other occasions. They are:

- 1.) The first incidence of being overly aggressive was on August 22, 1995. Case number 95-05493. This was the situation when Officer Foster responded to 7033 Boulevard and encountered a domestic dispute. During the contact, the woman caller was being detained and the male suspect was in the up-stairs apartment. Officer Foster was forced to place the male under arrest. The male, Mr. Jenkins, challenged Foster and fought with him, almost pushing him over the second story balcony.

Upon my arrival at the scene, several people, including Reserve Officers Vander Kamp and Sloan, were wrestling with the female on the balcony, and Officer Foster had sprayed the male with O.C. I went into the apartment and, with Officer Foster, placed the male into handcuffs and was walking him out of the apartment.

Jenkins was no longer combative, and was unable to see due to the O.C. Foster and I were leading him out the door carefully so that he would not fall. As we reached the threshold of the door, Vander Kamp, who was on the front porch, reached in and violently grabbed Jenkins by the shirt and began to jerk him out of the door way. I immediately pushed Vander Kamp away and told him in no uncertain terms to never do that again.

Due the violent nature of this entire encounter, I felt that my immediate counsel at the time was sufficient. Therefore, no documentation was made at the time and no additional counseling occurred.

- 1.) The second incident was case number 95-08054. 2800 CVC at 8000 University. This situation occurred at shift change. Vander Kamp put out that he had a failure to yield on University. He then advised that it was a slow failure to yield. I believe that the stop was initiated at around Parks and University. The vehicle did not yield until the 8000 block of University. When the vehicle yielded, Vander Kamp initiated a high risk stop. Several others responded including Officer Sargent, Officer Bond, Officer Stoney and I.

It was quickly discovered that the occupants of the vehicle were Hispanics and appeared to be a family, with a male driver and a female passenger, and I think

one other passenger. I arrived on scene as a high risk stop was underway. Officer Stoney took over the commands because he was able to give them in Spanish. The vehicle occupants were removed from the car and placed in handcuffs and placed in police vehicles.

I inquired of Vander Kamp the purpose for the stop. I believe that it was initiated because of registration violation. Because Vander Kamp could give me no reason why the passengers should be detained, I told him to release them immediately. That was done. I felt the situation was under control so I left. I then heard Vander Kamp call for an 11-85. I immediately returned to the scene. Upon arrival, I asked Vander Kamp what the impound was for. He told me that he was arresting the driver for 2800 CVC, a misdemeanor, and was storing the car under the 22651(h) section. Vander Kamp had the driver in handcuffs and was preparing to take him to the station. I ordered Vander Kamp to issue a citation at the scene for 2800 and release driver and the car back to the driver.

In my opinion, this situation was at best, a weak 2800 CVC, and certainly not worthy of a high risk stop, the arrest of the driver and taking him into physical custody, and the hand cuffing and placing in police cars, the female passenger and the second passenger. But the decision to take the driver to the police station and impound the car, was, in my opinion, an unnecessary act of over aggression, and needs to be documented and looked at closely.

It appears more and more that Vander Kamp is not willing to do the work of a reserve and is spending all of his time writing tickets, making arrests and conducting himself like an aggressive police officer. The officers on the 1st watch are very leery of him and do not trust him. I do not as well.

I believe that there is documentation that he is lying, and perhaps stealing from the Department. There is evidence that he is heavy handed and irresponsible regarding his reserve duties. I would recommend that he be suspended from duties until there is a thorough investigation into his conduct.

I apologize for not documenting these occurrences at the time they occurred. I will be diligent in documenting them in the future.

CITY OF LA MESA
INTEROFFICE MEMO

DATE: January 7, 1996
TO: Sgt. CANTOR
FROM: Officer BOND
SUBJECT: Reserve Officer VanderKamp

Regarding our conversation this morning, here is what I remember from last night regarding the transport. I heard the dispatcher request a unit to do a transport of a prisoner then direct Officer FENN to make the transport. Officer FENN in turn asked the dispatcher if there were any reserve units available. (FENN told me later that he asked this because he was fairly sure that he saw VANDERKAMP and his explorer ride-along drive past him with the request was transmitted.) The dispatcher notified FENN that one of the reserve units had already gone home and the other, VANDERKAMP, was going home shortly.

Officer FENN acknowledged he was doing the transport and ultimately made it. About the time FENN was getting onto Highway 94 enroute to jail, several units including me, were handling a disturbance call at the Women's Center on Wilson. VANDERKAMP came up on the air at this time and asked if we needed any additional units. I radioed that we were "C-4" then radioed to the dispatcher that I thought she had said we had no reserve units to make the transport. The dispatcher radioed that was the information she had been given.

Later that night, I saw VANDERKAMP in the locker room as he was changing to go home. I asked him if he had heard the request for a transport earlier in the night and he said he was at the police station on the telephone. I told him I was not talking about when the prisoner had been arrested but at the time he was ready to be transported. VANDERKAMP said he did not hear the request and that he may have been on the telephone. I told him that FENN had thought he had seen VANDERKAMP pass him in his vehicle and that is the reason he asked about the reserves status. VANDERKAMP said he did not know and that he must not have heard the request.

One more thing however, you may want to check the call cards for tonight against his log. It appeared to us, in checking to see if VANDERKAMP was at the police station when the transport request came out, he was at a found property call about 20 minutes prior to the dispatcher receiving the call and that at 2300 hours, his card is marked "EOS 0130" at a time stamp of 2300 hours.

Let me know if you need any further information.

LA MESA POLICE DEPARTMENT - OFFICER'S DAILY REPORT

OFFICER(S) K. VANDER KAMP		ID #(S) 0596			WATCH 3RD	BEAT 502	WT #(S) 10	IN: 56392 OUT: 56310																
APPROVED 	ENTERED 1/31/96	OUT OF SVC 735	REG. HOURS 8.00	OVERTIME 4/15	DATE 01/06/96 (SAT)	UNIT #(S) 24	TOTAL MILES 82																	
ORIGIN		DISPO		REPORTS			ARRESTS			TRAFFIC			CONTACT		OTHER									
P	C	O	A	R	K	PT1	OTH	F/U	FEL	MIS	CIT	WRT	HAZ	NON	PRK	WRN	ACC	IMP	FI	CC	SC	K-9	TRP	SSR
6	4	13	-	1	22	-	1	-	-	-	-	-	3	2	-	3	-	-	-	1	4	-	-	-
REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITIES																		
1445	1545	60	-	-	-	LINE-UP 20 JOK																		
1545	1605	20	C	K	-	415 DISATE 6193 LM ADVISE																		
1605	1705	60	P	K	-	10-87 w/ TE4 5500 G.MCTR PRINTS																		
1705	1720	15	O	K	NON	27360(a) CVR 7200 UNIVERSITY G51601																		
1720	1800	40	O	K	-	11-81 7100 UNI 403 PAPER																		
1800	1820	20	O	K	HAZ	22350 CVR 4100 MASS G51602																		
1820	1830	10	O	K	SC	11-53 70X EC (7-11) JOK																		
1830	1845	15	O	K	WRN	22350 CVR 4100 MASS CA 2YR 245																		
1845	1900	15	O	K	SC	11-53 HELIX HS. JOK																		
1900	1930	30	O	K	NON	24008 CVR 5500 G.MCTR G51603																		
1930	1945	15	O	K	WRN	22350 CVR 4100 MASS CA 353ALY																		
1945	2000	15	O	K	SC	11-53 70605 JOK																		
2000	2100	60	-	-	-	C-7 20 -																		
2100	2125	25	P	K	-	505 VEH MASS x WHITE -																		
2125	2145	20	C	K	-	415 MAN FINGER x SPRING GGA																		
2145	2155	10	O	K	WRN	22350 CVR 7100 UTX MASSA HILLA																		

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Initial: Date:

REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITI.		
2155	2210	15	O	K	HAZ	22350 PVC	"	07576004
2210	2230	20	P	K	-	459 ALARM	PIC-N-SAVE	ACCIDENTAL
2230	2240	10	O	K	HAZ	22350 PVC	8570 DALLAS	07516005
2240	2300	20	P	K	-	415 FEMALE	7200 SARANAC	GWA
2300	2320	20	C	K	-	415 J'S	TRUCK PARKWAY	ADVISE
2320	2325	5	C	K	-	415 MUSIC	NORWA TOWNS	ADVISE
2325	2330	5	O	K	CC	11-51 PUST	"	ADVISE
2330	2335	5	P	K	-	1155 VOL	BUS STALL	✓OK
2335	2400	25	P	R	OTH	FOUND PROP	4719 71 ST	A37783
2400	0130	90	-	-	-	1087 W/104	"	FALCONE
0130	0145	15	O	K	SC	FILL-UP	PUMPS	✓OK
0145	0200	15	-	-	-	11-17	26	A37783
0200	0300	60	-	-	-	EQUIPT	26	-
0300						EOS		

BEAT 7	TYPE OF CALL 10-87	LOCATION Lm Women's Club	CROSS STREET
REQUEST: sec. guard 5220 Wilson		TIME RECEIVED JAN 6 '96 23:51	
ref. ongoing 415 verbal		UNIT # 102	OFFICER Richard
between a lg group of males.		UNIT # 104	OFFICER Palcione
Several have threatened to return		UNIT # 101	OFFICER Dond
L20 male responses by W/ops.		UNIT # 101	OFFICER Stoney
PP #101 415 going on now.		CR # DISPOSITION 302 Allen	
VEHICLE YEAR/MAKE/MODEL/COLOR unarmed		LICENSE NUMBER	
REPORTING PARTY San Sec. Security		PHONE NUMBER 78-9283	
ADDRESS Eliz		RECEIVED BY [Signature]	
		<input type="checkbox"/> TELE <input type="checkbox"/> IN PER <input type="checkbox"/> RADIO	

O/C FOR NOW

DISP.	JAN 6 '96 23:56																			
APR	JAN 6 '96 23:58																			
10-8																				
ARR	JAN 7 '96 0:15																			
CLR																				
PRIMARY UNIT																				
CVR																				
ARR	JAN 6 '96 23:59																			
CLR																				
CVR																				
ARR	JAN 7 '96 0:15																			
CLR																				
CVR																				
ARR	JAN 7 '96 0:03																			
CLR																				
CVR																				
ARR	JAN 7 '96 0:12																			
CLR																				
CVR																				

PRIMARY UNIT				10-8	ARR	CLR	DISP
ARR	CLR	ARR	CLR				
							JAN 7:09
							JAN 7:21

CVR			
ARR	CLR	ARR	CLR

CVR			
ARR	CLR	ARR	CLR

CVR			
ARR	CLR	ARR	CLR

CVR			
ARR	CLR	ARR	CLR

VEHICLE YEAR/MAKE/MODEL/COLOR		RECEIVED BY	
LICENSE NUMBER		PHONE NUMBER	
CR # DISPOSITION		CONTACT <input type="checkbox"/> YES <input type="checkbox"/> NO	
ADDRESS		REPORTING PARTY	
CROSS STREET		LOCATION	
TIME RECEIVED		REQUEST	
UNIT # OFFICER		UNIT # OFFICER	
UNIT # OFFICER		UNIT # OFFICER	
UNIT # OFFICER		UNIT # OFFICER	
UNIT # OFFICER		UNIT # OFFICER	

(06686628)
 4719 71ST
 JAN 7:21
 0:09

LA MESA POLICE DEPARTMENT - OFFICER'S DAILY REPORT

OFFICER(S) R. E. BLAKE			ID #(S) 0587			WATCH R-3	BEAT 501	WT #(S) 13	IN: 27897		
APPROVED <i>[Signature]</i>	ENTERED 1/31/96	OUT OF SVC 465	REG. HOURS 8.5	OVERTIME	DATE 1-6-95	UNIT #(S) 25	OUT: 27831 TOTAL MILES 66				
ORIGIN P C O 4 4 4		DISPO A R K 9		REPORTS PT1 OTH F/U FEL MIS CIT WRT			ARRESTS HAZ NON PRK WRN ACC IMP			TRAFFIC FI CC SC K-9 TRP SSR	
REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITIES					
1445	1545	60	/	/	/	LINE-UP 26 CHECK EQUIPMENT.					
1600	1620	20	C	K	/	14601.1A C-401 DREW RD L.G. 10-16					
1620	1645	25	C	K	/	415 NEIGHBOES C-301 7111 WAITE ADVISED					
1645	1715	30	C	K	/	415-J C-301 4395 ROSEBUD ADVISED					
1715	1815	60	P	K	TRP	10-16 401 26 TO CJ 10-19					
1820	1830	10	O	K	SC	11-53 HELIX FRONT LOT ✓-OK					
1830	1840	10	O	K	SC	11-53 BALTIMORE ✓-OK					
1845	1930	45	O	K	SC	11-53 C-7 BAKER'S SQUARE ✓-OK					
1945	2045	30	O	K	HAZ	21453 (a) PALM & SPRING G51497					
2020	-	-	-	-	-	20001 (a) CYC BANCROFT 96-0106					
-	2315	175	C	K	TRP	C-401 TRP - WILSON → 25-26 11-10					

Page 5 of 110
Initial: Date:

CITY OF LA MESA
INTEROFFICE MEMO

DATE: January 20, 1996
TO: Captain Lanning
FROM: Sgt. Garcia
SUBJECT: Reserve Officer Vanderkamp

Tonight at 1655 hours, Reserve Officer Vanderkamp put himself out on a traffic stop at 8649 Lemon Avenue, on a vehicle with a California license plate number 3ERV519. Officer Vanderkamp had Reserve Officer Goodlet (level 3) as a civilian ride-along. A discussion at the start of the shift with Reserve Officer Vanderkamp made it clear that Reserve Officer Goodlet was to be treated as a civilian ride-along. About seven minutes (1702 hours) after the stop, Reserve Officer Vanderkamp came on the radio and requested if any unit was available with a P.A.S. device. Sgt. Cantor responded from the station with the device. Shortly after the request was made for the device, Reserve Officer Henry arrived to cover Vanderkamp on the stop. Reserve Officer Henry had monitored the radio traffic and proceeded to cover Reserve Officer Vanderkamp. Reserve Officer Vanderkamp never requested cover, nor did he state the he was evaluating someone for drinking and driving.

Sgt. Cantor arrived with Reserve Officer Vanderkamp as he was completing the finger to nose sobriety test. Reserve Officer Vanderkamp completed the test and allowed to woman to go. The woman got into her car and started to drive away. Sgt. Cantor told Reserve Officer Vanderkamp that the woman appeared to be under the influence. Sgt. Cantor then ordered Reserve Officer Vanderkamp to stop the woman. The woman was stopped again and she submitted to a P.A.S. test. The woman blew a .125% BAC. Because of the circumstances of the stop, the woman was not arrested and not allowed to drive on.

As the Watch Commander, I asked for Reserve Officer Vanderkamp to return to the station. I wanted to speak to him about the importance of communicating the fact that he was checking a driver for drinking and having a regular officer present to conduct the tests. I also wanted to stress the importance of having a cover officer for safety reasons. Reserve Officer Vanderkamp said that he didn't really conduct any field sobriety tests after he smelled the odor of alcohol coming from the driver's breath. He said that only checked her eyes (gaze), made her say the ABC's, and had her do the finger to nose. Reserve Officer Vanderkamp made statements to Sgt. Cantor that he felt the he was very good at conducting FST's. Reserve Officer Vanderkamp then told me that he did the eye check to show his ride-along how the check was performed. I told him that he cannot detain a person just to show a ride-along how a test is performed. Reserve Officer Vanderkamp agreed with me.

Page 59 of 110
Initial..... Date.....

Sgt. Cantor entered the watch commander's office as I continued to speak with Reserve Officer Vanderkamp. At one point Reserve Officer Vanderkamp said that he made the stop because the car was doing 35 mph in a 25 mph zone. He said that the male adult passenger in the car was very drunk, so he decided to check the female driver. I told Reserve Officer Vanderkamp that he must advise on the radio every time he suspects a driver that has been drinking. It was stressed upon him the importance of officer safety. He was told not to evaluate the driver and to allow regular officers to make the evaluation. Sgt. Cantor told him that it is very apparent that Reserve Officer Vanderkamp is not qualified to conduct field sobriety test, in spite of how good he thinks he is.

I told him that his role was that of support and that his rules and regulations state that he is not to go out and make traffic stop after traffic stop or make arrests unless they are committed in his presence. I could tell that Reserve Officer Vanderkamp took offense to this. He redirected the conversation to tell me that his "P&P" allows him to make arrests and write citations. I told Reserve Officer Vanderkamp again that his role is that of support and that he is not a regular officer. I told him he will not write citations or make arrest, unless the citation is serious violation and the arrest was an act that was committed in his presence. He was further told that he indeed gave the woman field sobriety tests and that he is not to give a test just to show a ride-along how they are given.

I furnished Reserve Officer Vanderkamp a copy of the Reserve rules and regulations, sections 2.04 (Reserve Activities) and section 8.01 (Arrest by Reserve Officers), that I located in the Watch Commander's office (Rules and Regulations binder).

During my conversation with Reserve Officer Vanderkamp it was apparent to me that he was never aware of the dangers he placed himself and his rider in while he was alone evaluating the driver. Reserve Officer Vanderkamp is not clearly aware what his role is as a reserve officer.

I recommend that Reserve Officer Vanderkamp not be allowed to have ride-alongs until he can demonstrate he has a clear understanding of his role and that of his ride-alongs. I recommend that he be given one-on-one training, so that he understands his role as a reserve officer and the importance of officer safety. He should not be allowed to conduct FST's until he can be evaluated by a traffic or master officer. Reserve Officer Vanderkamp may need to be placed as a second man with a master or senior officer, so that he can gain a better insight into his role.

On 1/21/96, when I came into work, Reserve Officer Vanderkamp had left me a memo and a copy of the "La Mesa Police Reserve Mission" and a copy of the new Reserve Rules and Regulations (see attached). From the last staff meeting I thought we were reviewing the new rules and regulations and mission statement. There seems to be some confusion (on my part and others) as to which rules and regulations are we going by.

Could you furnish myself and the Watch Commander's Rules and Regulations binder with a current copy. I know that the discussion in the staff meeting was about the mission statement and how reserves were to act in the support role. The statement he gave me a copy of makes it clear to me that he can make arrests and write tickets when he wants to. He made sure to highlight the areas on the front page of the statement that makes me feel that he disagrees with me and will continue to follow the written statement. I need this clarified so that I know what direction to proceed.

As I reviewed officer's daily report and the two citations that he wrote, during his shift on the 20th, I noticed he made a few mistakes on each of the items (see attached). The citations are of the type that they probably did not pose an immediate hazard. It appears that Vanderkamp is looking to for citations to issue or something to dig up. This would be fine given his understanding of his role as a reserve officer. But just tonight he did FST's and let an obviously intoxicated woman go.

He wrote a citation for 5200 vc and 4454(a) vc, on a truck that the registration check states that the "Vehicle Currently Not Registered" and has plates issued to it. He wrote the other citation for 12500(b) vc and the M/C the person was riding (according to the registration check) had the wrong plates on it. Any officer could have made the same mistakes, however these seem to me to indicate a pattern of doing the exciting or showy part of police work without any follow through or follow up (as would be expected of regular officers).

It seems to me that alot of Reserve Officer Vanderkamp's issues are that of training. I would be more than happy to speak with Vanderkamp again and come up with a retraining program that should assist him in meeting the department's expectations and policies.

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LA MESA POLICE DEPARTMENT - OFFICER'S DAILY REPORT

OFFICER(S) <i>K. VANDER KAMP 0596 C. GOODLET #0597</i>			ID #(S)			WATCH <i>3RD</i>	BEAT <i>501</i>	WT #(S) <i>15</i>	IN: <i>179150</i>												
APPROVED		ENTERED	OUT OF SVC <i>580</i>	REG. HOURS <i>8.00</i>	OVERTIME <i>2.00</i>	DATE <i>1-20-96 (SAT)</i>		UNIT #(S) <i>34</i>	TOTAL MILES <i>85</i>												
ORIGIN P C O			DISPO A R K			REPORTS PT1 OTH F/U FEL			ARRESTS MIS CIT WRT			TRAFFIC HAZ NON PRK WRN ACC IMP			CONTACT FI CC SC		OTHER K-9 TRP SSR				
<i>2</i>	<i>1</i>	<i>7</i>	<i>1</i>	<i>-</i>	<i>9</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>1</i>	<i>1</i>	<i>1</i>	<i>-</i>	<i>3</i>	<i>-</i>	<i>1</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>1</i>	<i>-</i>
REC'D	CLEAR	OST	ORIG.	DISPO	RECAP	ACTIVITIES															
<i>1445</i>	<i>1545</i>	<i>160</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>LINE-UP 200 GARCIA</i>															
<i>1545</i>	<i>1600</i>	<i>15</i>	<i>C</i>	<i>K</i>	<i>FL</i>	<i>488 FL# 7300 E.C. HEATER</i>															
<i>1600</i>	<i>1620</i>	<i>20</i>	<i>C</i>	<i>K</i>	<i>WRN</i>	<i>22350 SEVERIN X AMAYA BRUCIAS</i>															
<i>1620</i>	<i>1640</i>	<i>20</i>	<i>C</i>	<i>K</i>	<i>NON</i>	<i>5200 E.V. 5300 AZTEC 651606</i>															
<i>1640</i>	<i>1650</i>	<i>10</i>	<i>P</i>	<i>K</i>	<i>-</i>	<i>580 VEH WALSH X BALT COA</i>															
<i>1650</i>	<i>1715</i>	<i>25</i>	<i>C</i>	<i>K</i>	<i>WRN</i>	<i>22350 8:00 CM 3124157</i>															
<i>1745</i>	<i>1800</i>	<i>15</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>10-87 W/31\$ 20 GARCIA</i>															
<i>1800</i>	<i>1900</i>	<i>60</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>C-7 20 -</i>															
<i>1900</i>	<i>1915</i>	<i>15</i>	<i>C</i>	<i>K</i>	<i>NON</i>	<i>12500(B) E.V. 3879 CAPITAL 651607</i>															
<i>1915</i>	<i>1930</i>	<i>15</i>	<i>O</i>	<i>K</i>	<i>WRN</i>	<i>22350 6900 E.C.</i>															
<i>1930</i>	<i>2000</i>	<i>30</i>	<i>C</i>	<i>K</i>	<i>-</i>	<i>415 FAL.Y 7679 20TH ADVISE</i>															
<i>2000</i>	<i>2230</i>	<i>150</i>	<i>O</i>	<i>A</i>	<i>WRT</i>	<i>37F/PAROLE HOLD 7900 FLT PKWY RAWLINSO CASE#</i>															
<i>2230</i>	<i>2400</i>	<i>90</i>	<i>P</i>	<i>K</i>	<i>TRP</i>	<i>" 20 TO CT "</i>															
<i>2400</i>	<i>8:00</i>	<i>60</i>	<i>-</i>	<i>-</i>	<i>-</i>	<i>11-17 20 -</i>															
<i>0145</i>						<i>605 20 -</i>															

Page Date.....
 Initial.....

NO NOTES ON BACK OF EITHER CITATION.

LA MESA POLICE DEPARTMENT, LA MESA, CALIFORNIA
NOTICE TO APPEAR

G 51606

TRAFFIC NONTRAFFIC MISDEMEANOR

MO	DAY	YEAR	TIME	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	DAY OF THE WEEK	CASE NUMBER
01	20	96	4:30		SAT	

NAME (FIRST, MIDDLE, LAST)
AMIR NOUROULLANI

RESIDENCE ADDRESS
14421 GERONA CT.

CITY SAN DIEGO STATE CA ZIP CODE 92129

DRIVERS LICENSE NUMBER	STATE	BIRTH DATE MO	DAY	YEAR
<u>C4155797</u>	<u>CA</u>			

SEX	HAIR	EYES	HEIGHT	WEIGHT	RACE	OTHER DESCRIPTION
<u>M</u>	<u>BLK</u>	<u>BRN</u>	<u>511</u>	<u>150</u>	<u>W</u>	

VEHICLE LICENSE NUMBER	STATE	PASSENGERS
<u>1N68D11595C350972</u>	<u>CA</u>	<u>2</u>

YEAR OF VEH.	MAKE	MODEL	BODY STYLE	COLOR
<u>75</u>	<u>NISSAN</u>	<u>PK</u>	<u>PK</u>	<u>WHT</u>

REGISTERED OWNER OR LESSEE
NONE

ADDRESS OF OWNER OR LESSEE

EVIDENCE OF FINANCIAL RESPONSIBILITY YES NO C.V. (V.C. 15210 (b)) H.M. (V.C. 353)

ELIGIBLE FOR DISMISSAL (V.C. 40610) SEE REVERSE SIDE

YES	NO	Violation(s)	Code	BOOKING REQUIRED	Description
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>5200(c)(c) - No Lic. PLATES</u>		<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<u>4454(a)(c) - No REG IN PASS</u>		<input type="checkbox"/>	

SPEED APPROX.	P.F. MAX	VEH. LMT.	SAFE	RADAR	<input type="checkbox"/> CONTINUATION FORM ISSUED
<u>35</u>	<u>35</u>	<u>35</u>	<u>35</u>		

LOCATION OF VIOLATION(S) 5300 AETEC DR. CITY OF OCCURRENCE LA MESA

WEATHER	ROAD CONDITIONS	TRAFFIC CONDITIONS	DIR. OF TRAVEL	ACCIDENT	BEAT
<u>CLR</u>	<u>WET</u>	<u>DRY</u>	<u>DRY</u>	<u>DEBRIS</u>	<u>3</u>

VIOLATIONS NOT COMMITTED IN MY PRESENCE, DECLARED ON INFORMATION AND BELIEF.
I declare under penalty or perjury under the laws of the State of California that the foregoing is true and correct

V. VANDER KAMP 0596 012096
Arresting or Issuing Officer I.D. Number Date

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

SIGNATURE [Signature]

BEFORE A JUDGE OR CLERK OF THE BELOW LISTED COURT AT:

830A-230 AM PM ON 02/21/96

EL CAJON MUNICIPAL COURT 250 E. MAIN ST., EL CAJON, CA
 JUVENILE TRAFFIC COURT PROBATION CENTER 2901 MEADOWLARK DR., SAN DIEGO, CA
 NIGHT COURT IS AVAILABLE. SEE REVERSE FOR INFORMATION
 SAN DIEGO MUNICIPAL COURT 8950 CLAIREMONT MESA, SAN DIEGO, CA

LA MESA POLICE DEPARTMENT, LA MESA, CALIFORNIA
NOTICE TO APPEAR

G 51607

TRAFFIC NONTRAFFIC MISDEMEANOR

MO	DAY	YEAR	TIME	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM	DAY OF THE WEEK	CASE NUMBER
01	20	96	7:00		SAT	

NAME (FIRST, MIDDLE, LAST)
PAUS JOHN KLADOURAS

RESIDENCE ADDRESS
41043 POMONA AVE

CITY LA MESA STATE CA ZIP CODE 91901

DRIVERS LICENSE NUMBER	STATE	BIRTH DATE MO	DAY	YEAR
<u>N034755B</u>	<u>CA</u>			

SEX	HAIR	EYES	HEIGHT	WEIGHT	RACE	OTHER DESCRIPTION
<u>M</u>	<u>BRN</u>	<u>BRN</u>	<u>508</u>	<u>170</u>	<u>W</u>	

VEHICLE LICENSE NUMBER	STATE	PASSENGERS
<u>13Z3021</u>	<u>CA</u>	<u>2</u>

YEAR OF VEH.	MAKE	MODEL	BODY STYLE	COLOR
<u>79</u>	<u>PCH</u>	<u>BUCK</u>	<u>MC</u>	<u>GRN</u>

REGISTERED OWNER OR LESSEE

ADDRESS OF OWNER OR LESSEE

EVIDENCE OF FINANCIAL RESPONSIBILITY YES NO C.V. (V.C. 15210 (b)) H.M. (V.C. 353)

ELIGIBLE FOR DISMISSAL (V.C. 40610) SEE REVERSE SIDE

YES	NO	Violation(s)	Code	BOOKING REQUIRED	Description
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<u>12500(b) - DRV MOTORCYCLE</u>		<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<u>w/o PROP ENDORCEMENT</u>		<input type="checkbox"/>	
<input type="checkbox"/>	<input type="checkbox"/>	<u>P.C. 22108 - TURN w/o SIGNAL</u>		<input type="checkbox"/>	

SPEED APPROX.	P.F. MAX	VEH. LMT.	SAFE	RADAR	<input type="checkbox"/> CONTINUATION FORM ISSUED

LOCATION OF VIOLATION(S) 3879 CAPITAL AVE CITY OF OCCURRENCE LA MESA

WEATHER	ROAD CONDITIONS	TRAFFIC CONDITIONS	DIR. OF TRAVEL	ACCIDENT	BEAT
<u>CLR</u>	<u>WET</u>	<u>DRY</u>	<u>DRY</u>	<u>DEBRIS</u>	<u>1</u>

VIOLATIONS NOT COMMITTED IN MY PRESENCE, DECLARED ON INFORMATION AND BELIEF.
I declare under penalty or perjury under the laws of the State of California that the foregoing is true and correct

K. VANDER KAMP 0596 012096
Arresting or Issuing Officer I.D. Number Date

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

SIGNATURE [Signature]

BEFORE A JUDGE OR CLERK OF THE BELOW LISTED COURT AT:

830A-230 AM PM ON 2/21/96

EL CAJON MUNICIPAL COURT 250 E. MAIN ST., EL CAJON, CA
 JUVENILE TRAFFIC COURT PROBATION CENTER 2901 MEADOWLARK DR., SAN DIEGO, CA
 NIGHT COURT IS AVAILABLE. SEE REVERSE FOR INFORMATION
 SAN DIEGO MUNICIPAL COURT 8950 CLAIREMONT MESA, SAN DIEGO, CA



401M0200.IV

DATE: 01/21/96 TIME: 16:33

PNO VALID FROM: 04/11/95 TO 03/31/96

REG VALID FROM: 03/31/94 TO 03/31/95

LIC#:1QBX433 YRMD:95 MAKE:NISS BTM :PK VIN :1N6SD11S9SC350972

RCID:00/00/00

REG STATUS:

06/23/95 SALVAGE CERTIFICATE ISSUED 01/04/95 WRECK DATE

CONTACT DMV SACRAMENTO FOR NEW OWNER INFORMATION

REGISTRATION DEFERRED UNTIL 03/31/99

04/25/95 PREV LIC T095282

VEHICLE CURRENTLY NOT REGISTERED

06/21/1995--ODOMETER: 16 MILES ACTUAL MILEAGE

END

OUTPUT MSG 469, FROM C/ TO LMO2 TIME=16:33 01/21/96

Page 65 of 110
Initial..... Date.....

4LIAOLMO200.IN
DATE: 01/21/96 TIME: 16:29
IDENT: OFF HIGHWAY VEHICLE
MATCHED ON: *L/N*F/N* MI* C
REG VALID FROM: 06/30/93 TO 06/30/95
LIC#: H18K08 YRMD:78 MAKE:PUCH BTM :MP VIN :6842441
RI :KLADOURAS GUS JOHN, 4643 POMONA AVE CITY:LA MESA C.C.:37
ZIP#:91941
RCID:04/21/94 OCID:05/01/94 LOCD:3
TYPE:FO POWR:G VEH :62 BODY:O CLAS:AB *-YR:94
REC STATUS:
04/14/1995 RENEWAL NOTICE EXTRACTED

RIP OFC:614 D:05/23/95 ED/S:300032 F:K00 V:0004100 R:05Z RT:

CLEARANCE INFORMATION RECORDS:

OFFICE	WORK DATE	TECH/ID	SEQ #	VALUE	FICHE DATE	TTC
613	01/14/94	C5	0015	00035.00	00/00/00	COO
614	04/21/94	29	0007	00013.00	00/00/00	FOO

END

OUTPUT MSG 466, FROM CL4@ TO LMO2 TIME=16:29 01/21/96

City of La Mesa
Interoffice Memorandum

Date: January 31, 1996
To: Lt. Wirtz
From: Sgt. Cantor
Subject: Incident that occurred on January 20, 1996.

The following is a sequence of events that occurred on January 20, 1996 at about 1700 hours.

While at the police station, at approximately 1700 hours, I heard Officer Vander Kamp request a Preliminary Alcohol Screening Device for his stop in the 8600 block of Lemon Avenue. I immediately notified the dispatcher that I would respond.

While en route to the location, I heard Officer Vander Kamp tell the dispatcher to disregard the request. Within the next minute, I arrived on scene.

Upon my arrival, I observed the following:

Officer Vander Kamp was standing between his vehicle and the vehicle that he stopped, either a Camaro or a Firebird, talking to a female. The female was touching her nose with one of her fingers in a similar fashion as a "Finger to Nose" test. Reserve Officer Goodlet was standing on the sidewalk, watching the interaction. Reserve Officer Henry was standing near, obviously acting as a cover officer. Henry arrived on scene just moments before me.

I heard the woman say words to the effect that "I should touch this nose." The woman was giggling as she talked and appeared to be acting "silly."

Officer Vander Kamp said a few other words to her then she turned and returned to her car. Kent then walked back to my location to brief me on the stop.

Kent told me that it was his belief that she was not under the influence. He stated that if she had a B.A. it would be a .0001. I asked him why he had stopped her, and he told me that it was for 35 in a 25 MPH zone.

As Kent was talking to me, the woman was pulling away from the curb. I noted that her car was lurching and the brake lights were going on and off. I pointed it out to Kent and told him that she looked like she was intoxicated to me. His first response to me was that the woman's car had transmission problems. He stated, "her transmission is about to fall out of the car". He then said that the driver was willing to take a P.A.S. I told him that he should re-stop the car and administer the test. He went back to his car and made a second stop of the vehicle in the next block.

The P.A.S. was administered and the result was .125. Upon seeing the results, Officer Vander Kamp stated that he was surprised, and asked what he should do. I told him that an arrest can not be made based on the result of the P.A.S. That intoxication has to be determined by the F.S.T. It was apparent that he had administered the F.S.T. and found that she did not appear to be under the influence based on the results; therefore, he had no choice but to instruct the woman to lock her car and walk away.

I then left the scene and went to Mart Liquor parking lot and asked for a 10-87. Officer Vander Kamp met with me and I asked him to talk to me in my vehicle, away from ear shot of his rider.

Kent told me that he was very surprised and disappointed with the results of the previous contact. He stated "I'm very good with drunk drivers." I told Kent that it was evidenced by the last stop that he was not that good with drunk drivers, and in the future, I wanted to have him call a regular for the evaluation. To let a .125 drunk driver drive away was not acceptable to me. He agreed to those terms.

CITY OF LA MESA
INTEROFFICE MEMO

DATE: 1-18-96
TO: Captain LANNING
FROM: Sergeant SACCO
SUBJECT: Complaint/Reserve Officer VANDER KAMP

Allegations

It is alleged that Reserve Officer Kent Vander Kamp violated the following Department Instructions and Rules and Regulations, while on-duty as a reserve patrol unit, on the evening of 1-2-96.

Allegation 1: Reserve Officer Vander Kamp used the HR-12 hand-held radar unit, serial no. AA3980, to enforce radar speed violations in the 4000 block of Massachusetts Ave.

Department Instruction 705-Use Of Radar: 'The use of radar as a tool for enforcing speed violations shall be limited to those officers who have successfully completed a Radar Operator Training Course.'

Allegation 2: Reserve Officer Vander Kamp issued two citations on 1-2-96; Citation #G51450, at 1950 hours, in the 4000 block of Massachusetts Ave. Citation #G51451, at 2015 hours, in the 7800 block of University Ave. These stops are reflected as 45 minutes of out-of-service time on Vander Kamp's Officer's Daily Log. However, neither one of these traffic stops is noted on his call card, and he did not report these stops to the dispatcher via the radio.

Department Instruction 201-Communications: (201 VI B 8.) 'Mobile units shall follow a standard format for routine traffic stops that will allow dispatchers to record the proper information. The following sequence shall be followed: Identify by beat number, give location of the stop and license number.'

Allegation 3: Reserve Officer Vander Kamp covered SDPD units on 2 suspicious persons on the docks at Lake Murray. Initially, Officer Vander Kamp did not advise over the radio that he was with the San Diego unit; after Sergeant Peightal requested the identity of the unit with San Diego PD, Officer Vander Kamp advised that it was him, and that he was going to cover San Diego at the Lake. Vander Kamp's call card indicates that he was out of service at this location for 14 minutes, yet there is no notation on his Officer's Daily Log that he did this.

Department Instruction 6.13: (II H) 'Out of Service Time: Enter the total of minutes out of service. An officer is considered out of service when he/she is not engaged in routine, preventative patrol.....Any activity which takes the officer away from preventative patrol should be documented on the Daily Report and the out of service time recorded.'

Department Instruction 6.13: (II M. 3.) 'An observed origin is listed when an officer initiates an activity, such as a traffic stop or security check....is also listed when an officer stops to cover another officer on a traffic stop, or other activity, on his own initiative.'

Investigation

On 1-16-96, Officer Ed Aceves contacted me regarding a memo he was writing to Captain Lanning concerning an incident that occurred with Reserve Officer Vander Kamp. Officer Aceves requested that I assist him by reviewing his memo. When I did this, I saw that there may be violations outside of the incident that Officer Aceves was reporting. It appeared that Reserve Officer Vander Kamp's Activity Call Card and his Officer Daily Log did not reflect the same activity. Specifically, there were two notations on his log, that were not on his Activity Call Card. The activity on his Daily Log showed that Vander Kamp issued two citations in a 45 minute time-frame, between 1940 and 2025 hours. This is not noted on his Activity Call Card. Conversely, his Activity Call Card reflects that between 2033 and 2047 hours, a total of 14 minutes, Vander Kamp was out of the car at Lake Murray and Kiowa, covering San Diego P.D.

As a result of these discrepancies, I pulled the master tape of the radio transmissions from the night of 1-2-96. I listened to the tape from 1933 hours until 2045 hours, a total of 1-hour and 12 minutes. Several things were noticed during this time period:

1. Reserve Officer Vander Kamp, as unit 502, broadcasts that he is "10-8 in the city". The dispatcher, Janis Gardena, acknowledges his transmission. There is no other radio transmission from Vander Kamp until 2030 hours.
2. Officer Vander Kamp does not indicate that he is on any traffic stops during this time period.
3. At 2033 hours, Unit 30S, Sergeant Peightal, comes up on the radio and asks the dispatcher (which is now Trainee Denise Thompson), which one of our units is covering San Diego, and where. The dispatcher does not respond immediately, at which time the following takes place:

Vander Kamp: It's 502. I'm sitting over here talking to a guy up on Kiowa. He's going to go down and check the docks of some sort.
Peightal: 10-4. There in Lake Murray itself?
Vander Kamp: Affirm. He's going to be going in there in just a few minutes.
Peightal: 10-4.
Vander Kamp: I'm just gonna stand by until he's code-4.

Dispatcher Thompson acknowledges this series of transmissions. At 2031 hours, Sergeant Peightal transmits that another San Diego unit is close at Lake Murray and Maryland, and should be there in a minute. At 2034 hours 502 advises that San Diego is making contact with 2 males, and at 2045 hours 502 advises that he is back in-service.

This entire sequence of events has 502 out-of-service for a total 14 minutes, yet this is not reflected on his Officer's Daily Log. Also, the tape conversation gives the impression that Vander Kamp was out of his car with San Diego P.D. for some time before he transmitted his location and activity, which was only given by Vander Kamp in response to Sergeant Peightal's inquiry.

On 1-18-96, I contacted Sergeant Peightal regarding the above incident. He said that he was in his patrol car when he monitored a San Diego unit over San Diego's frequency 3. The San Diego unit said he was "Code-4 with a La Mesa unit" with him. After hearing this, Sergeant Peightal asked which unit was doing what with San Diego.

The citations listed on Vander Kamp's Officer Daily Log are as follows:

Cite #51450 for 22350 CVC, indicates it was issued at 1950 hours in the 4000 block of Massachusetts.

Cite #G51451 for 273260(a) CVC, indicates it was issued at University Ave. and La Mesa Blvd.

(Cite #G51449 for 12500(a) CVC, indicates it was issued on this date at 1800 hours in the 3800 block of Massachusetts. This citation is listed on Vander Kamp's log and Activity Card. However, this citation was issued as a result of a traffic stop for a violation of the speed limit while Vander Kamp was working radar.)

I noted that the first citation for 22350 CVC, was a radar citation, where the HR-12 hand-held radar unit was used.

On 1-18-96, I checked Vander Kamp's training records for a radar certification course, however there was no such course listed. I also checked with Officer Coffey about the procedure for taking out the radar units. As we went over this, Officer Coffey told me he had already had a conversation with Vander Kamp about the use of radar. On the evening of 12-31-95, Vander Kamp was working the DUI checkpoint. At this time, Officer Coffey noticed that Vander Kamp had the hand-held radar unit with him. Officer Coffey told Vander Kamp that he needed to be certified to use the radar unit, and Vander Kamp replied "yep". Officer Coffey told Vander Kamp that he had to make sure that the Training Sergeant had a copy of his certification before the radar was to be used. Vander Kamp said "ok", and that was the end of the conversation. Officer Coffey said that Vander Kamp never said he had the certification, he just replied in the manner indicated.

On 1-19-96, I checked with Sergeant Lee and asked if Vander Kamp had provided him with a radar certification. Sergeant Lee said there was no such record. Also, there were several errors noted on cite #G51450, the 22350 CVC citation. The driver's address is listed as 4775 Massachusetts Ave., La Mesa, which does not exist, and the driver's license number box has the vehicle license plate entered. This would warrant an amendment to the cite, however if Vander Kamp is found to be not certified to work radar, then this may be an irrelevant issue.

Evidence

Copies of the following are attached:

- Vander Kamp's Officer Daily Report Log for the night of 1-2-96
- Vander Kamp's Activity Call Card for the night of 1-2-96
- Vander Kamp's La Mesa Police Department Training Record
- The yellow and goldenrod copies of cite #'s G51451, G51450, G51449.

The Master Tape Recording of the radio transmissions mentioned is available in the radio room.

Conclusion

Officer Vander Kamp has not been interviewed regarding this incident. This report is forwarded to you for evaluation, follow-up assignment and disposition.

Note: Also attached is a copy of Police Reserve Operation Policy, 8.01 and 8.02, for evaluation of the intent of these sections as it relates to this incident.

J. E. Lee

NOTICE TO APPEAR

G 51449

TRAFFIC NONTRAFFIC MISDEMEANOR

MO 01	DAY 02	YEAR 96	TIME 600 PM	DAY OF THE WEEK TUES	CASE NUMBER
----------	-----------	------------	----------------	-------------------------	-------------

NAME (FIRST, MIDDLE, LAST)
HAULA MEADOR

RESIDENCE ADDRESS
4137 MASSACHUSETTS

CITY STATE ZIP CODE
LA MESA CA 91941

DRIVERS LICENSE NUMBER STATE BIRTH DATE MO DAY YEAR

NONE NONE NONE NONE NONE

SEX HAIR EYES HEIGHT WEIGHT RACE OTHER DESCRIPTION

M (F) BLN GRN 506 138 W

VEHICLE LICENSE NUMBER STATE PASSENGERS

NOHWK CA M

YEAR OF VEH. MAKE MODEL BODY STYLE COLOR

90 CAD EDRK CA WHT

REGISTERED OWNER OR LESSEE
WHITNEY SMITH

ADDRESS OF OWNER OR LESSEE
930 ARMADA TER SD CA 92106

EVIDENCE OF FINANCIAL RESPONSIBILITY YES NO C.V. (V.C. 15210 (b)) H.M. (V.C. 353)

ELIGIBLE FOR DISMISSAL (V.C. 40610) SEE REVERSE SIDE BOOKING REQUIRED

YES NO Violation(s) Code Description

12500(a) CVC - NO DRV LIC

PC 28350 CVC 47/35

SPEED APPROX. 47	P.P./MAX 35	VEH. LMT. 35	SAFE 35	RADAR 47	<input type="checkbox"/> CONTINUATION FORM ISSUED
---------------------	----------------	-----------------	------------	-------------	---

LOCATION OF VIOLATION(S) CITY OF OCCURRENCE
3075 MASSACHUSETTS LA MESA

WEATHER CLR	ROAD CONDITIONS WET DRY DEBRIS	TRAFFIC CONDITIONS HEAVY MED LIGHT	DIR. OF TRAVEL N E W	ACCIDENT Y N	SEA 1
----------------	-----------------------------------	---------------------------------------	-------------------------	-----------------	----------

VIOLATIONS NOT COMMITTED IN MY PRESENCE, DECLARED ON INFORMATION AND BELIEF.

I declare under penalty or perjury under the laws of the State of California that the foregoing is true and correct.

K. VANDOR KAMP 0596 1/2/96
Arresting or Issuing Officer I.D. Number Date

Name of Arresting Officer (different from issuing Officer) I.D. Number

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

SIGNATURE *K. Vandor Kamp*

BEFORE A JUDGE OR CLERK OF THE BELOW LISTED COURT AT:

800 AM PM ON 02/07/96

EL CAJON MUNICIPAL COURT 250 E. MAIN ST., EL CAJON, CA JUVENILE TRAFFIC COURT PROBATION CENTER 2901 MEADOWLARK DR., SAN DIEGO, CA

NIGHT COURT IS AVAILABLE, SEE REVERSE FOR INFORMATION SAN DIEGO MUNICIPAL COURT 8950 CLAIREMONT MESA, SAN DIEGO, CA

Form approved by the Judicial Council of California
Rev. 1-1-90 V.C. 40500, 40513(b), 40522, P.C. 853.9.

LIGHTING CONDITIONS
LIGHT DUSK DAWN DARK STREET LIGHTS

PD VEH. - PKD - ROLLING - STOPPED ON - ON FOOT AT

DIR - N E S W - LANE 1 2 3 4 OTHER

VEH. NO. YR. MAKE

DATE CALIB. 25 30 35 40 45 50 55 60 65

BY:

MILEAGE AT CALIB. MILEAGE AT VIOLATION

RADAR SER. NO. MOD. NO.

STOPPED BY: RED LIGHT SIREN HORN HAND WIGWAG

DEF. VEH. - PKD - ROLLING - STOPPED ON

DIR - N E S W - LANE 1 2 3 4 OTHER

STOPPED AT:

DRIVER IN / OUT OF CAR APPROACHED RIGHT / LEFT

ATTITUDE: GOOD POOR BAD OTHER

PASSENGERS: SOLO RF MF RR MR LR

OTHER

DISTANCE OBSERVED:

DISTANCE PD VEH. BEHIND DEF

SPEAK ENGLISH YES NO FAIR

UNUSUAL CLOTHING?

REMARKS:

Page 95 of 110
Initial Date

111

TICE TO APPEAR

G 51450

TRAFFIC NONTRAFFIC MISDEMEANOR
 NO. 01 DAY 02 YEAR 96 TIME 750 AM DAY OF THE WEEK TUES CASE NUMBER
 NAME (FIRST, MIDDLE, LAST) RUBEN MADRIGAL ROSAS JR.
 RESIDENCE ADDRESS 4775 MASSACHUSETTS AVE
 CITY LA MESA STATE CA ZIP CODE 91941
 DRIVERS LICENSE NUMBER 3KET435 STATE CA BIRTH DATE MO DAY YEAR
 SEX M HAIR BLK EYES BRN HEIGHT 507 WEIGHT 125 RACE H OTHER DESCRIPTION
 VEHICLE LICENSE NUMBER 3KET435 STATE CA PASSENGERS M F
 YEAR OF VEH. 91 MAKE HONDA MODEL CIVIC BODY STYLE 2H COLOR GRN
 REGISTERED OWNER OR LESSEE SAME AS DRIVER
 ADDRESS OF OWNER OR LESSEE SAME AS DRIVER
 EVIDENCE OF FINANCIAL RESPONSIBILITY YES NO C.V. (V.C. 15219 (b)) H.M. (V.C. 353)

ELIGIBLE FOR DISMISSAL (V.C. 40610) SEE REVERSE SIDE BOOKING REQUIRED:
 YES NO Violation(s) Code Description
 22350 CVC - BASIC SPEED LAW

SPEED APPROX. 106 P.F./MAX 30 VEH. LMT. 30 SAFE 30 RADAR 606 CONTINUATION FORM ISSUED
 LOCATION OF VIOLATION(S) 4028 MASSACHUSETTS CITY OF OCCURRENCE LA MESA
 WEATHER ROAD CONDITIONS TRAFFIC CONDITIONS DIR. OF TRAVEL ACCIDENT BEAT
 CLD FOG CLOY RAIN WET DRY DEBRIS HEAVY MED LIGHT S E W Y N ?

VIOLATIONS NOT COMMITTED IN MY PRESENCE, DECLARED ON INFORMATION AND BELIEF.
 I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
 K. VANDER KAMP 0696 010396
 Arresting or Issuing Officer I.D. Number Date

Name of Arresting Officer if different from Issuing Officer I.D. Number
 WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.
 SIGNATURE Ruben Madrigal Jr.

BEFORE A JUDGE OR CLERK OF THE BELOW LISTED COURT AT:
 830A-230A AM ON 02/07/96
 EL CAJON MUNICIPAL COURT 260 E. MAIN ST., EL CAJON, CA JUVENILE TRAFFIC COURT PROBATION CENTER 2501 MEADOWLARK DR., SAN DIEGO, CA
 NIGHT COURT IS AVAILABLE. SEE REVERSE FOR INFORMATION. SAN DIEGO MUNICIPAL COURT 8950 CLAIREMONT MESA, SAN DIEGO, CA

LIGHTING CONDITIONS LIGHT DUSK DAWN DARK STREET LIGHTS
 PD VEH. PKD - ROLLING STOPPED ON - ON FOOT AT OF DRIVE
 DIR. N E S W - LANE 1 2 3 4 OTHER
 VEH. NO. YR. MAKE
 DATE CALIB. 25 30 35 40 45 50 55 60 65
 BY:
 MILEAGE AT CALIB. MILEAGE AT VIOLATION
 RADAR SER. NO. AA 3280 MOD. NO. HR-12
 STOPPED BY: RED LIGHT SIREN HORN HAND WIGWAG
 DEF. VEH. PKD - ROLLING STOPPED ON 4700 MASS
 DIR. N E S W - LANE 1 2 3 4 OTHER
 STOPPED AT: 4700 MASS
 DRIVER IN OUT OF CAR APPROACHED RIGHT / LEFT
 ATTITUDE: GOOD POOR BAD OTHER
 PASSENGERS: SOLO RF MF RR MR LR
 OTHER
 DISTANCE OBSERVED:
 DISTANCE PD VEH. BEHIND DEF.
 SPEAK ENGLISH YES NO FAIR
 UNUSUAL CLOTHING?
 REMARKS:

Post 30
 LOCK 63

Page 96 of 110
 Initial..... Date.....

1111

LA MESA POLICE UNIT # 21

Name VANDERKAMP Beat 502

10-8	EOS 2200	JAN 2 '96	15:22
10-10	City Hall ≈ 1m	JAN 2 '96	15:22
10-8		JAN 2 '96	16:19
10-10	10-19		
10-8	26	JAN 2 '96	16:49
10-8		JAN 2 '96	16:51
10-10	11-49 HILLCREST HOME CASE	JAN 2 '96	16:56
10-8	2-SUN 900 1406459		
10-10	DWID 363	JAN 2 '96	17:04
10-8	11-49		
10-10	4137 20714	JAN 2 '96	17:47
10-8	11-49		
10-10	4137 mass	JAN 2 '96	18:05
10-8	11-49 header: 4137		
10-10	11-49	JAN 2 '96	18:21
10-8	76	JAN 2 '96	19:02
10-10			
10-8	private to detective	JAN 2 '96	19:06

CONTINUE ON REVERSE



10-10	deoxy		
10-8	enroute to CT	JAN 2'96	19:26
10-10	CJ.		
10-8		10-8 JAN 2'96	19:46
10-10		JAN 2'96	20:33
10-10	KIENX/PHU 23 MASE	JAN 2'96	20:37
10-8	on cock WSDPO	JAN 2'96	20:47
10-10			
10-8	Up	JAN 2'96	21:00
10-8		10-8 JAN 2'96	21:26
10-10	1149 3NG3894		
10-8	PKWY/JS	JAN 2'96	22:00
10-10	Danke	JAN 2'96	22:01
10-8	4120 MISS TLBP898	JAN 2'96	22:36
10-10	Eichinger Chase L		
10-8	11-85(0)	JAN 2'96	23:09
10-10	10-19	JAN 2'96	23:15
10-8			
10-10			
209 CONTINUE WITH NEW CARD			

100 100 100

Rpt No P101
10/16/95

Commission on Peace Officer Standards and Training
PROFILE

Page: 1

SSN: 562238939 VANDERKAMP, KENT ALEXANDER LA MESA PD

SEX: M RACE: W BIRTHDATE: [REDACTED]

AKA: no alternate names on file

--- CERTIFICATES ---

Cert No	T.	Issued	Edu	Trn	/Comments
none					

--- EMPLOYMENT ---

Hired	To	R	Rank	Date	Agency	Agency Name	F/P
02/24/95		RI		02/24/95	37080	LA MESA PD	P

--- TRAINING ---

Comp	Date	C	CCN	R	C	HRS	I	I	Agency	School	Course Name
	03/29/92	O	18508040091001	296	X	Y	19420	LAPD			RESERVE TRAINING MODULE A
	10/20/94	O	36808042094001	96	X	Y	37080	GROSSMONT			RESERVE TRAINING MODULE B
	12/15/94	O	36808044094001	82	X	Y	37080	GROSSMONT			RESERVE TRAINING MODULE C

25

LA MESA POLICE DEPARTMENT
 Summary of Training Records
 ID Number: 0596

Date	Hours	Class Title / Presenter	
'29/95	2.0	Youth Protection Guidelines Boy Scouts - Desert Pacific Council	Post PLAN N
09/24/95	4.0	Driving Under the Influence California Reserve Peace Officers Conf.	Post PLAN C
09/24/95	8.0	Basic Bicycle Patrol California Reserve Peace Officers Conf.	Post PLAN C
09/24/95	4.0	Specialized/High Risk Bus Searches California Reserve Peace Officers Conf.	Post PLAN C
09/24/95	8.0	11550 H&S California Reserve Peace Officers Conf.	Post PLAN C
09/24/95	4.0	Convicts & Cops California Reserve Peace Officers Conf.	Post PLAN C
09/24/95	4.0	Officer Safety II California Reserve Peace Officers Conf.	Post PLAN C
07/17/95	0.5	LMPD Pursuit Policy, Department Instruction 607 Line Up - Bild, Gary	Post PLAN N
04/17/95	2.5	Lo-Jack Tracking System Equipment Training Line Up	Post PLAN N
04/11/95	4.0	Expandable Straight Baton San Diego Police Department	Post PLAN N
04/10/95	0.5	Report Narrative Line Up - Heck	Post PLAN N
12/16/94	90.0	Reserve Officer Course, Module C, Level I San Diego Regional Law Enforcement Tng	Post PLAN N
12/11/94	8.0	Tear Gas Course Grossmont College	Post PLAN N
10/20/94	96.0	Reserve Officers Training Course, Module B, Level II Grossmont College	Post PLAN N
10/08/94	8.0	Baton Course Grossmont College	Post PLAN N
04/05/92	320.0	Basic Police Science Los Angeles Police Department	Post PLAN N

Page Number: 1

Page 80 of 110
 Initial..... Date.....

LA MESA POLICE DEPARTMENT
Summary of Training Records
ID Number: 0596

<u>Date</u>	<u>Hours</u>	<u>Class Title / Presenter</u>	
01/92	24.0	Powers of Arrest Los Angeles Police Department	Post PLAN N
03/29/92	296.0	Reserve Module A Los Angeles Police Department	Post PLAN N

---- End of Report ----

Page Number: 2

Page 81 of 110
Initial..... Date.....

1995 ANNUAL RESERVE PEACE OFFICER CONFERENCE
SEPTEMBER 21-24, 1995
SHERATON UNIVERSAL HOTEL, UNIVERSAL CITY, CALIFORNIA
CLASS ATTENDANCE RECORD

<u>CLASS TOPIC</u>	<u>INSTRUCTOR</u>	<u>LENGTH OF CLASS</u>	<u>CLASS</u>
DRIVING UNDER THE INFLUENCE	KEN WHITLEY	4 HOURS	<input checked="" type="checkbox"/>
SEMS/ICS	WILLIAM WOLF	4 HOURS	_____
STREET GANG PROFILES	ALFONZO VALDEZ	4 HOURS	_____
FIRST RESPONDER ISSUES FOR MISSING & ABDUCTED CHILDREN	HAROLD SAGAN	4 HOURS	_____
RESERVE COORDINATOR	TERRY FRIES	8 HOURS	_____
11550 H & S	KEN WHITLEY	8 HOURS	<input checked="" type="checkbox"/>
BASIC BICYCLE PATROL	FEIA/DAVENPORT	8 HOURS	<input checked="" type="checkbox"/>
OFFICER SAFETY I	RICHARD WEMMER	4 HOURS	_____
OFFICER SAFETY II	ED DEUEL	4 HOURS	<input checked="" type="checkbox"/>
OFFICER SAFETY III	FELIX OSUNA	4 HOURS	_____
INTERROGATION LAW/SEARCH & SEIZURE	JOEL CAREY	4 HOURS	_____
CIVIL LIABILITY	GORDON GRAHAM	4 HOURS	_____
RESERVE OFFICERS AND THE INTERNAL AFFAIRS PROCESS	LEO TAMISIEA	2 HOURS	_____
FIRST RESPONDER ISSUES IN HOSTAGE NEGOTIATIONS	MICHAEL ALBANESE	2 HOURS	_____
DOMESTIC VIOLENCE UPDATE	MARY SANSEN	2 HOURS	_____
SPECIALIZED/HIGH RISK BUS SEARCHES	NICK ALDANA	4 HOURS	<input checked="" type="checkbox"/>
KNOCK & TALK	TOM MC CABE	3 HOURS	_____
ANALYTICAL INTERVIEWING	J.J. NEWBERRY	4 HOURS	_____
DUAL FORCE ISSUES	OLIVER SANSEN	4 HOURS	_____
CONVICTS & COPS	KEN WHITLEY	4 HOURS	<input checked="" type="checkbox"/>



City of La Mesa

POLICE DEPARTMENT

August 15, 1996

Los Angeles Police Department
150 North Los Angeles Street
Los Angeles, CA 90012
Attn: Commander Pannell, Training Group

Dear Commander Pannell,

The La Mesa Police Department would like to verify that Reserve Officer Kent VanderKamp, of our department, attended a "Radar Operator Training Course" or received equivalent instruction, while serving as a reserve police officer with the Los Angeles Police Department. I would appreciate your assistance in reviewing training records on file with your department for Reserve Officer VanderKamp, for this training. Please mail copies of these records to the La Mesa Police Department, to my attention. If the records are minimal they may be sent by FAX to our department at (619)667-1419, again, to my attention. I have enclosed a waiver, signed by Reserve Officer VanderKamp, permitting the release of these records as requested.

Thank you for your assistance with this request. Should you have any questions, please contact me at (619)667-1430.

Yours truly,

Captain Alan Lanning
Patrol Division Commander

Page 83 of 110
Initial..... Date.....

Working in Partnership with Our Community

LOS ANGELES POLICE DEPARTMENT



WILLIE L. WILLIAMS
Chief of Police

RICHARD J. RIORDAN
Mayor

P.O. Box 30158
Los Angeles, Calif. 90030
Telephone: (213) 485-4097

Ref #: 2.1.3

September 17, 1996

La Mesa Police Department
8181 Allison Ave
La Mesa, CA 90012

Dear Captain Lanning,

This correspondence is in answer to your request that La Mesa Reserve Officer Kent VanderKamp attended a "Radar Operator Training Course" provided by the Los Angeles Police Department.

Our records reveal that Reserve Officer VanderKamp attended the Los Angeles Police Academy as a Technical Reserve in October of 1991. VanderKamp resigned from the Los Angeles Police Department in September of 1992. Our department does not provide radar schools for technical reserves, and we have no records indicating that VanderKamp ever attended a Radar Operator Class while being a member of the Los Angeles Police Department.

If you have any further questions regarding this matter, please contact me at (213)485-4097.

Yours truly,

A handwritten signature in black ink, appearing to read "N. Titiriga".

Sergeant Nicholas A. Titiriga
Officer In Charge Of Training
Reserve Coordination Section
Los Angeles Police Department

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Initial..... Date.....

LA MESA POLICE DEPARTMENT
WALTER W. MITCHELL, CHIEF OF POLICE



RESERVES

FIELD TRAINING GUIDE

NAME: KENT VANDER KAMP ID#: 0596

CITY OF LA MESA
INTEROFFICE MEMO

DATE: January 29, 1996
TO: ROff. Vander Kamp
FROM: Captain Lanning
SUBJECT: Assignment for field in-service training

I have received information from field supervisors and officers that gives me concern about your knowledge of the Department's policies and practices relating to the following areas: the issuing of citations, completing the Officer's Daily Log, radio procedures, officer safety in arrest and detention situations, and patrol driving.

Because these areas of performance are highly consequential, and the performance lapses reported are significant, I have decided to assign you for in-service training for review on these specific areas with MOff. Drake.

Until further notice you will report for your duty shift to work with MOff. Drake for this training. Check with MOff. Drake for scheduling.

You are not authorized to work any other Reserve capacity until I have reviewed and accepted the report by MOff. Drake on the refresher training provided.

cc:
Chief Mitchell
Lt. Oleksow
Lt. Wirtz
Sgt. Marks
MOff. Drake
Watch Commanders
RCmdr. Bild

DAILY TRAINEE EVALUATION PERFORMANCE ANCHORS

PERFORMANCE

1. DECISION MAKING: Problem Solving

- Identifying options and solutions
- Reaching conclusions
- Recalling previous situations
- Perceptive
- Flexible
- Application is timely

2. OFFICER SAFETY: Contact / Cover / Pat-Downs

- Contact and Cover
- Evaluation of cover
- Recognition of potential hazards
- Pat-downs conducted
- Weapon exposure/gun hand
- Control of suspect(s)
- Creates hazardous conditions

3. STRESS CONTROL: Verbal / Behavior

- Temper control
- Composure / Voice control
- Situation control / non-stress conditions
- Situation control / new and varied conditions
- Situation control / high stress conditions

4. PUBLIC INTERACTIONS: Behavior towards citizens

- "Service" oriented
- Understanding cultural differences
- Fair treatment / Clear intentions
- Objectivity
- Body language
- Verbal communication / Listening skills

BELOW STANDARD	The behavior demonstrates an inability to accomplish required tasks independently.
STANDARD	The behavior demonstrates an adequate ability to accomplish required tasks independently.
ABOVE STANDARD	The behavior demonstrates a more than adequate ability to accomplish required tasks independently, characterized by no errors and timely accomplishments.

5. ARREST DISPOSITIONS: Laws / P.C. / Explanation / Disposition

- Probable cause
- Explanation of actions
- Disposition
- Evaluation for medical treatment

6. PRISONER CONTROL: Verbal / Physical / Searches

- Verbal communication with prisoners
- Positioning of stance
- Probable direction of flight
- Visual and physical searches
- Handcuffing

7. SELF-INITIATED ACTIVITY: Traffic / Criminal / Confidence

- Observation of activity, "Basic" vs. "Complex"
- Inquisitive
- Initiative in taking action
- Independent motivation

8. DRIVING ABILITY: Normal / Speed Control

- Adherence to Vehicle Code
- Vehicle control while evaluating surroundings
- Defensive driving
- Speed control for conditions
- Accidents

9. DRIVING ABILITY: Moderate / Emergency

- Use of lights and siren
- Code 3 responsibilities
- Vehicle control
- Accidents

BELOW STANDARD

The behavior demonstrates an inability to accomplish required tasks independently.

STANDARD

The behavior demonstrates an adequate ability to accomplish required tasks independently.

ABOVE STANDARD

The behavior demonstrates a more than adequate ability to accomplish required tasks independently, characterized by no errors and timely accomplishments.

10. VEHICLE / PEDESTRIAN STOPS: Tactics / Techniques

- Recording or broadcasting information
- Choice of location
- Positioning
- Lighting
- Visual contact
- Approach

11. CRIMES IN PROGRESS: Mental Set / Responsibility

- Determination of response distance
- Availability of cover
- Nature of crime
- Approach to call
- Escape route
- Perception
- Coordination/Communication/Containment of scene

12. MAPBOOK: Use of mapbook / Direct route

- Ability to use mapbook or beat map
- Relation of location to destination
- Direct route

13. LOCATION / ORIENTATION: Knowledge of location

- Location awareness
- Compass directions

14. RADIO: Transmission / Reception / Codes

- Comprehension of radio codes
- Radio and disposition codes
- Adjoining beat activity

BELOW STANDARD

The behavior demonstrates an inability to accomplish required tasks independently.

STANDARD

The behavior demonstrates an adequate ability to accomplish required tasks independently.

ABOVE STANDARD

The behavior demonstrates a more than adequate ability to accomplish required tasks independently, characterized by no errors and timely accomplishments.

15. REPORT WRITING: Accuracy / Organization / Speed

- Statement of facts
- Crime elements
- Legibility
- Proper information
- Spelling
- Grammar
- Time effective

16. PHYSICAL ABILITY: Agility

- Entry/Exit of police vehicle
- Fence climbing
- Foot pursuits
- Physical arrest

KNOWLEDGE

17. DEPARTMENT GUIDELINES: Policy / Procedure

- Department Instructions
- Department Rules & Regulations
- Reserve Unit Rules & Regulations
- Division / unit requirements

18. RESOURCES:

- Computer
- Community resource agencies
- Investigative units
- Crime reports / beat folders
- Investigative supplementals
- Communications
- Records

BELOW STANDARD	The behavior demonstrates an inability to accomplish required tasks independently.
STANDARD	The behavior demonstrates an adequate ability to accomplish required tasks independently.
ABOVE STANDARD	The behavior demonstrates a more than adequate ability to accomplish required tasks independently, characterized by no errors and timely accomplishments.

19. ENFORCEMENT CODES:

- Penal Code
- Vehicle Code
- Municipal Code
- Health & Safety Code,
- Welfare & Institutions Code
- Business & Professions Code

20. ENFORCEMENT PROCEDURES / TECHNIQUES:

- Chain of evidence
- Marking evidence
- Arrest disposition
- Booking procedure

21. PATROL THEORY / METHOD: Beat & Area problems

- Crime series identification
- Beat composition
- Enforcement methods
- Crime prevention methods
- Corresponding enforcement to beat problems

PREPARATION

22. APPEARANCE:

- Uniform
- Grooming
- Hygiene

23. FORMS & EQUIPMENT:

- Personal / vehicle equipment
- Forms
- Hardware

BELOW STANDARD

The behavior demonstrates an inability to accomplish required tasks independently.

STANDARD

The behavior demonstrates an adequate ability to accomplish required tasks independently.

ABOVE STANDARD

The behavior demonstrates a more than adequate ability to accomplish required tasks independently, characterized by no errors and timely accomplishments.

24. DEPENDABILITY:

- Reliability / carrying out assignments
- Punctual
- Minimum supervision
- Deadlines

INTERPERSONAL RELATIONS

25. ACCEPTANCE OF CRITICISM: Verbal / Behavioral

- Application of criticism
- Rationalization
- Maturity
- Responsibility for acts

BELOW STANDARD	The behavior demonstrates an inability to accomplish required tasks independently.
STANDARD	The behavior demonstrates an adequate ability to accomplish required tasks independently.
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INDEX OF TASKS

1. Accident Investigation
2. Arrest Procedures
3. Court Preparation and Testimony
4. Crimes In Progress
5. Decision Making
6. Department Sources / Enforcement Procedures / Crime Prevention
7. Disturbance Calls
8. Driving

RETRAINING PHASE EVALUATION FOR RESERVE OFFICER VANDER KAMP

On 01-29-96 I was assigned to conduct a Retraining Phase for Reserve Officer Kent Vander Kamp. This Retraining Phase was to consist of the following areas, as outlined by the Training Coordinator for the Department. Lt. C.O. Wirtz: Officer Safety; Arrest Dispositions (Probable Cause and Explanation of Actions); Prisoner Control; Self Initiated Activity; Driving Ability Both Normal and Emergency); Vehicle and Pedestrian Stops; Radio Transmissions and Receptions; Report Writing with emphasis on Statement of facts and the inclusion of proper information.

Reserve Officer Vander Kamp began his training with me on 02-06-96. He concluded his training on 03-02-96. During this time period I observed no deficiencies with Officer Vander Kamp's performance. He impressed me as being of above average intelligence. He also exhibits a willingness to learn. Officer Vander Kamp is also eager to serve as an active member of the Reserve Contingent of the La Mesa Police Department. In total we had a total of 1980 minutes of Retraining. Officer Vander Kamp issued three citations, impounded two vehicles, wrote two crime reports and made three arrests.

At the beginning of the Phase I asked Officer Vander Kamp if there were any areas of his training that he considered to be deficient. He told me that he could not think of anything. He did tell me that he felt that he needed some additional training in the area of weapons retention and weapons take-aways. On 03-02-96 Officer Vander Kamp was given a one hour Training session in these areas. This session was conducted by M/O Aceves, one of this Departments Defensive Tactics Instructors. Other than this one area Officer Vander Kamp had no other complaints with his training. Officer Vander Kamp did tell me that he felt that he had only been treated as the equal of a Regular Officer by just one of his previous Master Officers, J.C. Medero.

OFFICER SAFETY: Contact and Cover, Evaluation of cover, recognition of potential hazards and preventing the creations of hazardous conditions were all covered. It was stressed to Officer Vander Kamp that this area was the most important area of his training. During this Retraining Phase Officer Vander Kamp displayed a good understanding of the concept of Contact and Cover. He also practiced good Officer Safety at all times.

NON-EMERGENCY DRIVING: All aspects of non-emergency driving were explained to Officer Vander Kamp. During our time together Officer Vander Kamp was a safe driver. He had no problem in driving and using the radio at the same time. He used good driving habits and practiced defensive driving.

EMERGENCY DRIVING: Officer Vander Kamp did not have the

opportunity to operate the vehicle under emergency conditions during this Retraining Phase. This particular area was explained to him. I then tested him with an oral examination. Officer Vander Kamp demonstrated a good, complete knowledge of the Departments Pursuit Policy. He also knew about the Vehicle Code parameters for emergency driving. He also demonstrated to me that he knew under what conditions to terminate a pursuit.

REPORT WRITING: Officer Vander Kamp wrote two crime reports during this phase. He also wrote three arrest reports. His reports were of acceptable quality and had a minimum amount of mistakes. He was familiar with the various report forms available. He also was able to articulate the facts in his reports.

VEHICLE STOPS: Officer Vander Kamp had no problems in this area. On one occasion he made a stop on a vehicle on Marian Ave. While in the process of stopping the offender an uninvolved vehicle inserted itself between our vehicle and the offender. Officer Vander Kamp maintained his composure and was able to negotiate the stop with no further problems. He always kept dispatch notified of his location and of the violaters license plate.

PEDESTRIAN STOPS: Again, Officer Vander Kamp had no problems. He was always concious of keeping dispatch informed of his location and practiced good Officer Safety during contacts. He performed good, systematic pat-downs and searches when appropriate.

ARREST PROCEDURES: Officer Vander Kamp performed well in this area. He practiced good search techniques of the people he arrested. During one particular arrest he saw several juveniles running from 7602 University Ave. He stopped the juveniles and eventually ended up arresting one of them for petty theft. He showed good intiative and investigative techniques.

TRAFFIC ENFORCEMENT: Officer Vander Kamp has a good basic knowledge of the Vehicle Code. He issued three citations during this Phase. On one of them he forgot to fill in the height, weight and race boxes. He corrected this citation by filing a Cite Ammendment. Other than this one time he had no problems. He always used notes on the back of his citations.

OFFICERS DAILY REPORTS: After reviewing Officer Vander Kamp's previous Daily Reports I talked to him about them. Since that time period he has not had any problems in filling out the Daily Reports.

RECOMMENDATIONS: When we first started this Phase I noticed that Officer Vander Kamp was very fatigued. After iquiring about his regular job hours and his time put in as a Reserve Officer I found that he was working an extraordinary amount of hours. I have recommended to him that he not come in to work his Reserve hours if he is tired. This could be a contributing factor to making mistakes, not only on paperwork, but also in the field. I

have also recommended to him that he take his time in filling out paperwork and to do it in a systematic fashion. I also recommend that Resrve Officer Vander Kamp be released from the Retraining Phase.

C.F. Drake

C.F. Drake #1092 03-04-96

Archie Vander Kamp #0586
3-5-96

County

A Lanning 3-6-96

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Initial..... Date.....

3-11-96 *DK*

City of La Mesa
Interoffice Memorandum

Date: January 18, 1996
To: Lt. Oleksow
From: Sgt. Cantor
Subject: Pursuit that occurred on December 19, 1995

During a discussion with Lt. Wolfe, we discussed an incident that I wrote to you about regarding Reserve Officer Vander Kamp's use of force. Specifically, the pursuit that occurred on 12-19-95 at 2245 hours. I recalled that this pursuit was a low speed pursuit, yet the actions of Officer Vander Kamp appeared to be excessive for the alleged crime. This discussion prompted Lt. Wolfe to pull the radio tape of that incident and review it. Consequently, a review of the written report and a review of the tape brought to light an additional concern.

Although it is indicated several times in the report that the incident occurred on 12-20-95, it is evident that the correct date is 12-19-95.

The police report states,

"...I followed the vehicle for two blocks at 60 mph. At Massachusetts Ave. I activated the emergency lights to my marked La Mesa Police vehicle. We continued to travel east on University Ave. As we entered the 7300 block of University Ave. Maldonado appeared to yield by pulling to the right curb. Maldonado changed his mind and continued eastbound on University Ave.

I then activated my siren and notified LMPD that I have initiated a pursuit. Maldonado continued eastbound University Ave. Maldonado made no indication the he was going to yield to my lights or siren."

This report leads me to believe that the pursuit began in the 7300 block of University and is a high speed pursuit. I am sure that the District Attorney also believes that the pursuit began in the 7300 block, and was pursued at a high speed. There is no reason indicated in the report to believe otherwise.

The evidence available on the radio tape, however, seems to indicate that the pursuit began at a much later time, and was probably at a lower speed than 35 mph. The following is what the radio tape reveals:

At 22:37:12, Vander Kamp requests an 11-49.

At 22:37:19, Vander Kamp states: "California 3KSG585, 7839 University. He's not yielding, about two blocks, approaching La Mesa (during his first transmission there was no sound of a siren in the background).

The dispatcher confirms the location by repeating 7839, approaching La Mesa.

In the next transmission which occurs 17 seconds later at 22:37:36, Vander Kamp states, "501 is going to be in pursuit. Two white males southbound on University passing La Mesa (sirens can now be heard in the background).

At 22:37:54, another 18 seconds later, Vander Kamp states, "Eastbound University passing Allison."

The dispatcher then requests his speed and he tells her that it is 35 mph.

At 22:38:10, Vander Kamp states, "Looks like we're going to be stopping in front of the library."

From the time the pursuit was initiated, according to the radio transmissions, until the time it terminated at the library, was a total time of 51 seconds.

I made four test runs with my vehicle using a stop watch driving between the locations of 7839 University and the library. The results were:

- 1.) At 35 to 37 mph, it took me 45 seconds.
- 2.) At 30 mph, it took 47 seconds.
- 3.) At 25 to 30 mph, it took 54 seconds.
- 4.) At 40 mph it took 30 seconds.

I also traveled west on University an additional seven seconds to see where Vander Kamp was when he put out his first transmission that he was going to be on an 11-49.

Based on the times indicated on the radio tape, the radio transmissions given by Vander Kamp, and the speed checks that I made, he first initiated a traffic stop somewhere in the area east of Maple Ave. Put out that the driver was not yielding about a half a block later by 7839 University, said that he was in pursuit at about La Mesa Boulevard and ended the pursuit at Baltimore. A total distance of less than a 1/2 mile.

Based on the speed check that I conducted, I would estimate that the suspect car was traveling at about 25 to 30 mph.

As previously indicated, the police report is misleading. Reading the police report, the reader is lead to believe that the pursuit was at a high rate of speed starting from the 7300 block of University.

In light of the above information, I believe that Officer Vander Kamp's use of force during the traffic stop was excessive.

- 1.) Officer Vander Kamp conducted a high risk stop, guns drawn, extricating all occupants from the vehicle at gun point.
- 2.) Each occupant was searched, hand cuffed and held in the back of a police car for a lengthy period of time.
- 3.) Vander Kamp intended to take the driver into physical custody and store the vehicle, and was only prevented from doing so by me.
- 4.) The driver was cited for 2800.1

2800.1 CVC states: Any person who, while operating a motor vehicle and with the intent to evade, willfully flees or otherwise attempts to elude a pursuing peace officer's motor vehicle is guilty of a misdemeanor...

The evidence would indicate that the driver did not flee or evade the police officer. The speeds were low, and the driver yielded within a reasonable period of time. Especially considering that the driver was a Spanish speaker and may have not known exactly what to do immediately.

Based on the aforementioned, I believe that Officer Vander Kamp did the following:

- 1.) Did not follow Department policy in conducting the pursuit.
He did not:
 - a.) Give the reason for the pursuit
 - b.) Provide a description of the car.
 - c.) Give the speed of the pursuit.
- 2.) His use of force was excessive as indicated above.
- 3.) Did not clearly provide the facts on the police report, in fact, provided a police report that was misleading.
- 4.) May have falsely arrested the driver.

I would recommend that the District Attorney be contacted regarding this arrest and be made aware of the evidence available on the tape. He may consider dropping the charges against Mr. Anthony Maldonado. It is my belief that 2800.1 of the Vehicle Code is not a valid charge under the circumstance.

**SAN DIEGO REGIONAL
ARREST/JUVENILE CONTACT REPORT**

JRT	<input checked="" type="checkbox"/> ARREST REPORT	AGENCY NUMBER 95-028054			
	<input type="checkbox"/> JUVENILE CONTACT	WARRANT <input type="checkbox"/> LOCAL <input type="checkbox"/> OUT	AGENCY LA MESA P.D.	ARJIS ASSISTED? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	PAGE 1 OF 4
	<input type="checkbox"/> NOTIFY WARRANT	ARREST DATE 12-19-95	TIME 2245	BEAT/DISTRICT 1/EC	RELATED REPORTS (TYPE, NUMBER)
					SDSD BOOKING NUMBER G51441

CHARGE(S) 2800a1 CVC - FAILURE TO YIELD		ADDN'L. CHGS. <input checked="" type="checkbox"/>		ADULT RELEASES OR <input type="checkbox"/> 849PC B1 <input type="checkbox"/> B2 <input type="checkbox"/>	
PERSON ARRESTED (L.F.M.) MALDONADO, ANTONIO			RACE CODE A- OTHER ASIAN D- CAMBODIAN H- HISPANIC K- KOREAN P- PACIFIC U- HAWAIIAN Z- ASIAN LEGEND B- BLACK F- FILIPINO I- INDIAN L- LAOTIAN S- SAMOAN W- WHITE C- CHINESE G- GUAMANIAN J- JAPANESE O- OTHER		
NICKNAME	RACE H	SEX M	AGE 21	D.O.B. [REDACTED]	P.O.B. MEXICO
ALIAS/MAIDEN NAME (L.F.M.)		ARRESTEE'S ADDRESS 3822 35TH STREET SAN DIEGO		CITY	HOME PHONE NONE
MILITARY YES <input type="checkbox"/>	OCCUPATION/RANK PORTER	EMPLOYER/SCHOOL BARONJA CASINO		ADDRESS	CITY
EMERGENCY CONTACT/NEXT OF KIN (L.F.M.) NONE			ADDRESS		
IS SUBJECT A SUSPECTED USER OF NARCOTICS/DRUGS? YES <input checked="" type="checkbox"/>		INTERPRETER REQUIRED? YES <input checked="" type="checkbox"/>		LANGUAGE SPANISH	
LOCATION OF ARREST 8040 UNIVERSITY AVE LA MESA		LOCATION OF OFFENSE 7257 UNIVERSITY LAM		OFFENSE DATE 121995	OFFENSE TIME 121995
CITIZEN ARREST? YES <input type="checkbox"/>	ARRESTING OFFICER K. VANDERKAMP	I.D. 0596	ADMONISHED BY K. VANDERKAMP	DO YOU UNDERSTAND EACH OF THESE RIGHTS THAT I HAVE EXPLAINED TO YOU? "YES"	
HAVING IN MIND AND UNDERSTANDING YOUR RIGHTS AS I HAVE TOLD YOU, ARE YOU WILLING TO TALK WITH US? "YES"					CLEARED BY ARREST

HAIR LENGTH/TYPE 1 BALD 2 COLLAR 3 LONG 4 NECK 5 SHORT 6 SHOULDER 1 COARSE 2 FINE 3 THICK 4 THINNING 5 WIRY 6 OTHER:	HAIR STYLE 1 AFRO/NAT. 2 BRAIDED 3 BUSHY 4 GREASY 5 MILITARY 6 PONYTAIL 7 PROCESSED 8 STRAIGHT 9 WAVY/CURLY 10 WIG 11 OTHER:	FACIAL HAIR 1 CLEAN SHAVE 2 FULL BEARD 3 FU MANCHU 4 GOATEE 5 LOWER LIP 6 MUSTACHE 7 NONE/FUZZ 8 SIDEBURNS 9 UNSHAVEN 10 VAN DYKE 11 OTHER:	COMPLEXION 1 ACNE 2 DARK 3 FRECKLED 4 LIGHT 5 MEDIUM 6 PALE 7 POKED 8 RUDDY 9 SALLOW 10 TANNED 11 OTHER:	SPEECH 1 ACCENT 2 LISPS 3 MUMBLES 4 OFFENSIVE 5 QUIET 6 RAPID 7 SLOW 8 STUTTERS 9 TALKATIVE 10 OTHER:	VOICE 1 DISGUISED 2 HIGH PITCH 3 LOUD 4 LOW PITCH 5 MEDIUM 6 MONOTONE 7 NASAL 8 PLEASANT 9 RASPY 10 SOFT 11 OTHER:	DRIVER'S LICENSE NO. STATE A4747734 CA	STATE							
<table border="0" style="width:100%;"> <tr> <td>5</td><td>3</td><td>8</td><td>6</td><td>5</td><td>5</td><td>5</td> </tr> </table>						5	3	8	6	5	5	5	IDENTIFICATION NUMBERS FBI NO. / CII NO. A10750420 OTHER I.D. 57158 LAM JRT	STATE CA
5	3	8	6	5	5	5								
FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, ETC.)														

CLOTHING DESCRIPTION BLK SHIRT / BLO PANTS							
SUSPECT	YEAR	MAKE	MODEL	COLOR/COLOR	BODY TYPE	LICENSE NO.	STATE
VEHICLE:	75	FORD	GRANADA	WHT	4DR	3K56525	CA
ADDITIONAL VEHICLE IDENTIFIERS (CHROME, DAMAGE, ETC.) 5WB1T221766					DISPOSITION OF VEHICLE RELEASED TO SUSPECT		
REGISTERED OWNER (L.F.M.) VILLANUEVA, JOSE LUIS				ADDRESS 805 N. SOLDANO CITY, AZUSA 91702			

PROPERTY TAG NOS.		DISPOSITION OF EVIDENCE							
#1 NAME (L.F.M.)	ADDRESS	CITY	PHONE	RACE	SEX	AGE	D.O.B.	ARRESTED	ADDN'L. COMPANIONS LISTED
ZAPATA, RUGUSTINE	4841 CORKHURST S.D.	NONE	NONE	H	M	20	[REDACTED]	YES <input type="checkbox"/>	YES <input type="checkbox"/>
#2 NAME (L.F.M.)	ADDRESS	CITY	PHONE	RACE	SEX	AGE	D.O.B.	ARRESTED	ADDN'L. COMPANIONS LISTED
KOMERO, VIRGINIA	135 E. 6TH N.C.	NONE	NONE	H	F	22	[REDACTED]	YES <input type="checkbox"/>	YES <input type="checkbox"/>

REPORTING OFFICER K. VANDER KAMP	I.D. 0596	DIVISION K-3	REPORT DATE 121995	TIME 2300	REPORT APPROVED [Signature]	I.D. 167	BOOKING APPROVED
--	---------------------	------------------------	------------------------------	---------------------	---------------------------------------	--------------------	-------------------------



RACE CODE LEGEND: A- OTHER ASIAN, B- BLACK, C- CHINESE, D- CAMBODIAN, E- FILIPINO, F- GUAMANIAN, G- HISPANIC, H- INDIAN, I- JAPANESE, J- KOREAN, K- LAOTIAN, L- OTHER, M- PACIFIC ISLANDER, N- HAWAIIAN, O- VIETNAMESE, P- ASIAN INDIAN, Q- WHITE

AGENCY NUMBER 95-08054

JUVENILE ONLY

FATHER/STEPFATHER'S NAME (L.F.M)	ADDRESS	CITY	HOME PHONE	BUS. PHONE
MOTHER/STEPMOTHER'S NAME (L.F.M)	ADDRESS	CITY	HOME PHONE	BUS. PHONE
SCHOOL	GRADE	PARENTS NOTIFIED BY: WHOM AND HOW		DATE
LIVES WITH				TIME
FIELD DISP.: <input type="checkbox"/> JUVENILE HALL	POLICE AGENCY:		<input type="checkbox"/> OTHER:	RELEASE DATE
ATTITUDE OF JUVENILE AND PARENTS/GUARDIAN		AGENCY	NAME/RELATIONSHIP OR ORGANIZATION	
DET. DISPO.: <input type="checkbox"/> REFER COURT/PROB <input type="checkbox"/> DEPT. DIVERSION <input type="checkbox"/> COUNSEL/INFORMAL <input type="checkbox"/> OTHER				

ADDITIONAL CHARGES: 22350 CVC - BASIC SPEED LAW

NARRATIVE: - SEE ATTACHED NARRATIVE -

NARRATIVE

CONTINUED

CITIZEN ARREST

I have arrested _____

For a public offense committed or attempted in my presence.

When the person arrested has committed a felony, although not in my presence.

When a felony has been in fact committed, and I have reasonable cause for believing the person arrested to have committed it.

I know that pursuant to Section 849 of the Penal Code of the State of California, it is necessary for me to sign a complaint stating the charge against the prisoner, which complaint must be made before a magistrate, and I agree to sign said complaint and appear in said matter without delay.

Date: _____ Signed: _____

ARRESTING CITIZEN (L.F.M)	PRINT	RES. ADDRESS	CITY	HOME PHONE
BUS. ADDRESS	CITY	BUS. PHONE	RACE	SEX
			D.O.B.	

ADULT - MISD. ONLY

Check each reason for not releasing the subject with a written notice to appear.

1. The person arrested was so intoxicated that he could have been a danger to himself or to others.

2. The person arrested required medical examination or medical care or was otherwise unable to care for his own safety.

3. The person was arrested for one or more of the offenses listed in section 40302 of the vehicle code.

4. There were one or more outstanding warrants for the person.

5. The person could not provide satisfactory evidence of personal identification.

6. The prosecution of the offense(s) for which the person was arrested or the prosecution of any other offense(s) would be jeopardized by immediate release of person arrested.

7. There was a reasonable likelihood that the offense(s) would continue or resume, or that the safety of persons or property would be imminently endangered by release of the person arrested.

8. The person arrested demanded to be taken before a magistrate or refused to sign the notice to appear.

9. Any other reason: _____

(ADULTS ONLY)

SYNOPSIS:

Antonio MALDONADO was arrested for failing to yield to a marked police vehicle (2800.1 CVC). This was the result of an attempted traffic stop for speeding (22350 CVC).

ORIGIN:

On 12-20-95 at approximately 2240, I attempted to stop the driver of a white Ford Granada, later identified as Antonio MALDONADO, for speeding (22350 CVC). MALDONADO failed to yield to my marked police vehicle's lights or siren for over one mile.

INVESTIGATION:

BACKGROUND:

None.

PROBABLE CAUSE:

On 12-20-95 at approximately 2240 hours, I saw a white Ford sedan traveling east on University Ave. from Harbinson Ave. I followed the vehicle for two blocks at 60 MPH. At Massachusetts Ave. I activated the emergency lights to my marked La Mesa Police vehicle. We continued to travel east on University Ave. As we entered the 7300 Block of University Ave., MALDONADO appeared to yield by pulling to the right curb. MALDONADO changed his mind and continued eastbound on University Ave.

I then activated my siren and notified LMPD that I have initiated a pursuit. MALDONADO continued eastbound University Ave. MALDONADO made no indication that he was going to yield to my lights or siren.

As we approached the Baltimore Ave. and University Ave. intersection MALDONADO pulled to the right curb, where he and his two passengers were removed from the vehicle with extreme caution. I arrested MALDONADO for failing to yield to a marked police vehicle (2800.1 CVC) and speeding (22350 CVC).

I asked MALDONADO why he did not stop in English and he replied, "I don't know".

EVIDENCE:

None.

INJURIES/PROPERTY DAMAGE/FOLLOW-UP

None.

Continued.....

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RELATED REPORTS:

None.

DISPOSITION:

MALDONADO was released from the scene with a Citation (#G51441).

Please forward a copy of this report to the District Attorney's Office for prosecution of 2800.1 CVC - Failure to yield and 22350 CVC - Basic Speed Law.

Case closed by arrest.

Officer K.A. Vander Kamp, #0596
12/21/95 1100 hours

