

Event 1 – Police Sciences
Session 34– Procedural Justice-DV arrest report
LD 3 Procedural Justice

Date Revised: 12/10/2019

Course Goal: To provide the students with the basic skills necessary to complete a thorough Domestic Violence investigation, utilizing current law and department policy.

Learning Objectives:

- Identify the four tenets of procedural justice. **[3.IV.C]**
- The student will participate in a Learning Activity relating to proper response to a domestic violence incident to include: Felony arrests, Misdemeanor arrests, Use of citizen arrests, Verification and enforcement of temporary restraining orders when the suspect is present and when the suspect has fled, Verification and enforcement of stay-away orders, Cite and release policies, Emergency assistance to victims to include medical care, transportation to a shelter, and law enforcement standbys for the removal of personal property, Assistance to victims in pursuing criminal options to include giving the report number and directing the victim to the proper investigative unit, Providing information card with local resources to victims at the scene. **[LD25.VII.A.1-9]**
- The student will participate in a Learning Activity requiring them to demonstrate the knowledge and ability to obtain an Emergency Protective Order (EPO): Who is eligible for an EPO, Legal authority, Procedures for obtaining an EPO, Completion of the appropriate documentation, Scope and duration of the EPO, Service of the EPO, Data entry of the EPO into the Domestic Violence Restraining Order System (DVROS), Distribution of forms. **[25.VII.B.1-8]**
- The student will participate in one or more Learning Activities from the POST-developed Instructor’s Guide to Learning Activities for Leadership, Ethics and Community Policing (December 2005) or other comparable sources regarding domestic violence. At a minimum, each activity, or combination of activities must address the following topics: Application of SARA or other problem solving model (e.g. PBL) to identify crime elements, analyze known facts, develop and implement an appropriate response, and assess the effectiveness of the response; Knowledge of available community resources or referrals for victims and others involved in a domestic violence incident; How collaboration with the community builds trust and confidence in policing efforts Discretion, flexibility and conflict resolution skills, Influence of an officer’s demeanor on persons present at the scene. **[25.VII.C.1-5]**

Session Time: 2 hours

Resources:

- Classroom with tables, Scenario Room (Courtroom, Orientation room, rear parking lot)
- Whiteboard and Dry Erase
- FI cards
- Field officer’s notebook
- Makeup for Props
- Handouts: I.R., Confidentiality, EPO, Marsy’s Rights, DV/VINE Pamphlet, Business Card

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- **Session Summary:** The recruit officer will develop the skills and abilities necessary while responding to a domestic violence call using the following: proper tactics, identify and define laws associated with Family Violence, identify victim/batterer characteristics, identify mandatory resources and explain various protective orders, Determine when probable cause exists to arrest, apply appropriate mediation techniques to diffuse volatile situations, utilize CAPRA to resolve disputes among family members, employ crisis intervention techniques and demonstrate the ability to communication via hand held radios.

Outline	Instructor Notes
<p>I. Scenarios: Domestic Violence Practical Application</p> <p>A. Learning Activity Instructor Role Play: Domestic Violence Situations [25. VII. A.1-9] [25. VII. B.1-8] [25. VII.C.1-5] [3.IV.C]</p> <p>B.</p> <ol style="list-style-type: none"> 1. Purpose: To allow to students to have an opportunity in ask questions after simulated demonstration of domestic violence situation to review and determine what would be the appropriate action. Highlight the focus of procedural justice is how people are treated along the process. Clear up any misunderstandings and questions after the role-play. 2. Materials: <ol style="list-style-type: none"> a. 2 officers (students) b. 1 victim (Facilitator) c. Domestic Violence Memo d. Marsy’s Law e. Business card f. FI card g. Application for EPO h. Make-up for replicating injuries i. Indemnification of victim (if applicable) 3. Procedures: <ol style="list-style-type: none"> a. 2 recruit officers in uniform with Sam Browns will act as investigating officers. b. The scenarios take place in the classroom, which will be simulated to be a private residence. c. At minimum scenarios should include 273.5 P.C. arrests, 243(e)(1) P.C. arrests, domestic violence (incidents), domestic disputes, dominant aggressor arrests, incidents where the suspects are GOA. The scenarios shall address officers’ responsibilities at DV calls, officer safety, approaching and making initial contact, tactics once inside the residence, intervention and defusing techniques, arrest procedures, identifying evidence, protective orders, and victim resources. Additionally, recruits shall be tested 	<p>Review the four tenets of procedural justice and highlight the focus of procedural justice is how people are treated along the process [3.IV.C]</p>

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<p>with their ability to determine the proper action when confronted with a protective order include acceptance of PPA arrest and proper enforcement procedures. As appropriate recruit officers will be required to demonstrate their knowledge of EPO Procedures.</p> <p>d. Debrief/Assessment: After the scenario discuss if the investigating officers took the appropriate action.</p> <p>e. Class will complete an IR report based on the scenario- “Intimate Partner Violence with Injury”, 273.5 P.C. Felony</p>	
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Learning Activity # 1
Domestic Violence Incident Report

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Purpose:

This learning activity gives the student the opportunity to investigate, practice their interview skills, and practice writing their notes in preparation to write an investigative report.

Description:

Recruits will be responding to a radio call of a domestic violence suspect there now at 5651 W Manchester Ave. Los Angeles, CA 90043. Incident # 0000033677. Upon arrival they meet with the victim who states the suspect just left the house before officer's arrival. Officer's go through WORK PDI. Officer's use their radios to advised suspect is GOA and possibly put a crime broadcast. After crime broadcast request, suspect walks in; Victim states, "That is my husband". Officer's take control of the scene. One Officer begins to interview the victim, while the other Officer is the cover and stays with the suspect. Victim states she was in the kitchen cooking for her husband. Husband (suspect-Robert) came home earlier than usual and he got upset because his food was not ready. Victim was trying to explain to suspect the food was not ready because he came home earlier, and she was not expecting him. Victim stated suspect was upset and started to call her names and putting her down. Officer's should clarify on what name calling victim is refereeing too. Victim said she understood why suspect was upset, he was tired, and he didn't get enough sleep. Victim keeps covering her left-side of the face with her right hand. Victim uses her left-shoulder as a cover to her left cheek. Victim gestures suggest she is attempting to hide her left-side of the face. Officers asked victim if suspect hit her, victim denies. Officers asked victim to turn her face to the right, they noticed a red and purple bruised cheek. The bruise is approximately 2 inches in diameter. Officers offer medical attention and victim refuses, she said she will seek her own doctor if she needs it. Officers once again asked the victim if suspect pushed her or hurt her in anyway? Because they notice she keeps covering her left cheek. Victim denies and refuses to tell the officers what happened. Officers connect with the victim by giving her hope and help. Victim finally opens and confirms that suspect grabbed her by her right side of the face and pushed her-left-side of the face against the kitchen wall. Suspect held her face to the wall while yelling, "You are useless, you can't do or get anything right". Suspect then let go of her, grabbed his car keys and left. Victim states suspect drinks after work 2 to 3 times a week. Officers tell the story back to the victim to make sure they have all the information correct. Officer's see no physical evidence of a struggle inside the house. Officer's explain to the victim the resources available for domestic violence victims.

Suspect will be interview as well. Suspect will deny the incident. Officers will place suspect under arrest for 273.5 P.C.

The victim should not allow the recruits to move forward in their investigation until the phase of victim contact is identified and appropriate actions are employed to reassure the victim and gain cooperation. Recruits officers should:

- Separate parties involved (if suspect still at location)
- Address the injury (if visible or complaint of)
- Call for an RA (if needed)
- Obtain suspect's location, determine the crime, and gather information for a crime broadcast.
- Protect evidence and crime scene (if applicable)
- Interview the victim, suspect, witnesses, and neighbors (if applicable)
- Photographs

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- Complete IR
- Give the victim the yellow copy of the IR (Marsy's card and indemnification)
- Advised the victim of the resources available for domestic violence

Choose 2-recruits to role play as officers; Instructor will play the role of the victim. The rest of the class will listen in and take notes to complete an "Intimate partner battery" IR

Victim Information:

Give the recruits officers a California ID prop

When scenario is over debrief with the class.

Facilitated discussion:

Officer's performance

How do you think they did?

Have the class evaluate and give suggestions what they would have done different.

How was the RA request?

Crime broadcast?

Interview skills?

Resources needed:

- 3 radios
- Blank IR
- DV/VINE pamphlet
- Confidentiality
- EPO
- Business Card

Key learning points:

- Interview skills
- Utilize the field officer notebook
- FI card completion
- Crime broadcast information gathering and report interview
- Officer safety

Note:

Class will complete an arrest report based on the scenario given

Time:

30 minutes-Scenario

1 hour 30 minutes in class report writing