OFFICE OF THE CHIEF OF POLICE

NOTICE
1.14

May 3, 2021

TO: All Department Personnel

FROM: Chief of Police

SUBJECT: USE OF LESS-LETHAL LAUNCHERS DURING DEMONSTRATIONS – REVISED

The purpose of this Notice is to inform personnel that on Wednesday, April 28, 2021, Federal District Judge Consuelo B. Marshall modified the Court's previous Order (dated April 19, 2021) regarding the Department's use of the 37mm and 40mm less-lethal launchers.

I. Based on the Amended Order, the following is **effective immediately** regarding the use of the 37mm:

- An officer shall successfully complete Department training for the 37mm less-lethal launcher prior to deploying it at a public demonstration;
- Unless immediate action is necessary to stop violence, ensure public safety and restore order, an officer **shall not** discharge 37mm less-lethal munitions as a crowd control tool **without**:
    - Prior approval of the incident commander; and,
    - A dispersal order given consistent with all the dispersal order requirements set forth in LAPD Use of Force Tactics Directive No. 11.1 (October 2020).
- The 37mm launcher shall be fired at the ground at a distance of **five feet or greater** from the target crowd or person, unless an officer or other person is attacked and there is a threat of imminent serious bodily harm to the officer(s) or another person; and,
- The 37mm shall not be used as a target specific munition unless absolutely necessary to prevent imminent serious bodily injury to the officer(s) or others.

II. Based on the Amended Order, the following is **effective immediately** regarding the use of the 40mm:

- An officer shall successfully complete Department training for the 40mm less-lethal launcher prior to deploying it at a public demonstration;
- An officer may discharge 40mm less-lethal munitions only when he or she reasonably believes that a suspect is violently resisting arrest, or poses an immediate threat of violence or physical harm to the officer(s) or the public;
- A discharge of 40mm less-lethal munitions shall be preceded by a warning to the individual, when feasible;

- The 40mm launcher shall be fired at a distance of **five feet or greater** from the targeted individual, unless an officer or other person is attacked and there is a threat of imminent serious harm; and,
- The 40mm launcher shall not be used to target the head, neck, face, eyes, kidneys, chest, groin or spine of a person.

Watch Commanders shall ensure this Notice is read at all roll calls for seven consecutive days. If you have any questions, please contact the Office of Constitutional Policing and Policy at (213) 486-8730.

MICHEL R. MOORE
Chief of Police

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