



POLICE DEPARTMENT
CITY OF BURLINGTON

USE of Force Report

December 01, 2022 – December 31, 2022

Total Number of Incidents for 12/1/22 – 12/31/22 – Incidents 1823

Total Number of UOF Incidents - 14

Total Uses of Force – 26

Percent of UOF Incidents vs. Total Incidents – % .76

Race/Gender of Arrestee/Subject in UOF Incidents

Black Male – 3

White Male – 9

White Female – 5

Incidents

#1 22BU023143- Reported Gunshots

Complainant/Officers Assigned

Complainant called in to report 5 gunshots in the rear area of Chase Mill parking lot. The first arriving officer located a vehicle parked in the rear of the parking lot in a secluded and unlit area. The officer observed two subjects in the front seat moving around quickly and reaching into areas of the vehicle they could not observe. Both the passenger and operator both attempted to exit the vehicle as the officer was getting out of the cruiser. Due to the nature of the call and the officer feared that the one or both of the subjects could be in possession of a firearm. The officer drew their firearm and pointed at and pointed it at the operator and gave them commands to turn away from them a place their hands on top of their head. The subject complied. The passenger began to pace back and forth. The officer pointed their weapon at the passenger and gave them commands to place their hands on their head. The passenger did not comply. The officer gave them more commands and the passenger finally complied. More officers arrived on scene and the officer provided cover for them as they placed both subjects into handcuffs and detained them. After their investigation the officers were able to determine neither was involved in the incident they were taken out of handcuffs and released.

White Male Age 30, 6'04" 200 lbs.

White Female Age 33 5'01" 108 lbs.

1 Officers

Officer 1 – Verbal commands/Firearm pointed X2

Officers – no injuries

Subjects– no injuries



POLICE DEPARTMENT
CITY OF BURLINGTON

#2 22BU023447 Arrest Felony 2nd Degree Domestic Assault/Unlawful Restraint/Interference with Access to Emergency Services

Complainant/Officer Dispatched

911 call open line. Dispatchers could hear a female yelling in the background "Get off me". Dispatch was able to map call to a residence. Upon arrival Officer made contact a female victim who stated the arrestee had assaulted her and was still at her residence. Officers are familiar with the arrestee and that they have run from police before. Officer at her residence observed the arrestee leave and walk away from officer. An officer ran after the arrestee telling them to stop. The arrestee did not but the officer was able to catch up to them. Due to the arrestee attempting to leave the area and not responding to officers commands they decided to place them in handcuffs to better control them. The officer told the arrestee to place their hands behind their back. The arrestee did not comply. The officer took hold of one arm and the arrestee began to clench their arms close to their body, hunch over and lower their body standing seated position. A second officer took hold of the arrestees other arm and the two officer were able to bring them onto the ground in a controlled manner. The officer were able to roll the arrestee onto their stomach and bring their hands behind their back and place them in handcuffs.

White Male Age 29, 6'03", 200 lbs.

2 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 2 – Empty hand controls

Officers – no injury

Arrestee – no injury

#3 22BU023853 Arrest Simple Assault

Complainant/Officer Dispatched

Complainant called dispatch stating a male was physically assaulting another male. While in-route dispatch advised that one male had the other male pinned to the ground. The first officer on scene observed the two males fighting, one was on top of the other. The officer approached them and stated to the effect "Stop police". The male on top did not get off the other male. The officer wrapped his arms around the waist of the male on top and stood up and pulled the male off and onto their back on the ground. The officer was able to control them and stated that they were a police officer and they needed to stop. The male stopped and apologized and stated the other male/arrestee was the one who assaulted them. The officer released the male and allowed him to stand up. The officer observed the males hands were bleeding from the



POLICE DEPARTMENT
CITY OF BURLINGTON

assault and had BFD respond. The officer met with witness and was able to confirm the arrestee was the aggressor. The officer told the arrestee they were under arrest and to turn around and place their hands behind their back. The arrestee shouted in the officer's face and turned and walked away. The officer was able to hold onto an arm but the arrestee pulled away. The officer then wrapped their arms around the arrestee's waist and brought them to the ground and controlled them. The arrestee stopped moving and the officer was able to place them on their stomach and handcuff them without further incident.

Black Male Age 43, 5'08", 170 lbs.

Black Male Age 40, 5'08", 192 lbs.

1 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officers – no injury

Arrestee – no injury

Victim – hand injuries from assault, treated by BFD on scene

#4 22BU023855 Arrest Simple Assault/Assault on a Firefighter/Arson 1st degree/Resisting arrest

Complainant/Officers Dispatched

Frantic caller stated they had pepper sprayed their roommate, needed BFD and disconnected. Arriving officer located the arrestee who had been pepper sprayed by their roommate and the roommate. BFD was contacted to help the arrestee. The victim stated the arrestee came home highly intoxicated and attempted to assault him, so he had used pepper spray to defend himself. When officers made initial contact with the arrestee they collapsed to the floor. BFD was brought in to treat the arrestee. The arrestee was initially compliant with BFD but then became assaultive, spitting on a firefighter and shoving another. The arrestee then ran into the kitchen area where they retrieved 2 knives. The officers and firefighter then backed out of the residence. The arrestee then broke out windows with a hammer and attempted to set fire to curtains. BPD emergency response unit was activated, a perimeter was established around the residence and negotiators arrived on scene. Negotiations continued for approximately 4 hours before the arrestee jumped off a first story roof still armed with a knife and fled over a fence. Officers pursued the arrestee losing sight of him behind a residence. When officer went to the rear of that residence the arrestee jumped out of the bushes and began to walk away. Earlier the arrestee had threatened to assault and murder officers. Officers gave verbal commands for them to stop but the arrestee did not comply. One officer concerned for their safety and the



POLICE DEPARTMENT
CITY OF BURLINGTON

safety of the other officers due to the arrestee having been armed with knives, drew his firearm and pointed at the arrestee. Officers did not approach the arrestee. An officer armed with Less than lethal impact munitions (LLIM), in this case a bean bag shotgun, arrived on scene and gave the arrestee commands to stop. The arrestee ignored them. The officer again gave the arrestee commands to stop and get on the ground to which the arrestee did not comply. The officer fired one beanbag round and the striking them in the mid torso area. The arrestee stopped. The officer ordered them to the ground but the arrestee did not comply. The officer fired a second bean bag round striking them in the thigh. The arrestee then complied with orders and went prone on the ground. The officer was then able to place them in handcuffs without further incident. The arrestee had a wound on their leg from the bean bag round and was transported for treatment at UMMCER by BFD and released.

White Male Age 26, 5'08", 160 lbs.

3 Officers

Officer 1 – Verbal commands/firearm pointed

Officer 2 – Forearm pointed

Officer 3 – Verbal commands/LLM pointed/LLM deployed X2/Empty hand controls/Handcuffing

Officers – no injury

Arrestee – injury from LLM transported to UVMCC ER for treatment and released.

#5 22BU023936 Assist First Call Emergency Evaluation Warrant

Complainant/Officer Dispatched

Two officers assisted First Call with taking the subject into custody on an Emergency Evaluation warrant signed by a judge. The officers explained the warrant and what was going to occur to the subject. The subject was non-compliant but not actively resisting. The officer had to pull her from their tent on a plastic sheet. The officers attempted to walk with the subject to their vehicle but they refused to get up and walk. The officer had to physically place their hands behind their back and handcuff them. The officer then had to carry the subject with the help of BFD to the cruiser and place them inside. At UVMCC ER the subject exited the vehicle on request but would not sit in a wheelchair nor move into the hospital. The officer had to physically place them into the wheelchair.

White female Age 58, 5'04", 197 lbs.

2 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 2 – Empty hand controls



POLICE DEPARTMENT
CITY OF BURLINGTON

Officers – no injury

Subject – no injury

#6 22BU024111 Assist First Call Emergency Evaluation Warrant

Officer Initiated

An officer was on patrol when they observed the subject that they knew had an Emergency Evaluation Warrant. The EE warrant was confirmed and the officer went out with the subject. The officer attempted to de-escalate the subject, speaking with them before mentioning the warrant as they appeared already upset. When the subject asked what the problem was the officer advised them of the EE warrant and that they would have to go up to the hospital. The subject repeatedly stated they were not going to the hospital and attempted to walk into their residence. The officer continued speak with her asking her to work with them to take care of the warrant. The subject refused and attempted to enter their residence. The officer step in front of the subject and physically prevent her from entering their residence. The subject continued to attempt to walk around the officer who had to continue to physically block them. A second officer arrived and the first officer explained they were going to place the subject in handcuffs. The subject was compliant at first but then began to actively resist, at one point attempting to bite the officer. The two officers had to physically place the subject against a wall and place their hands behind their back and place them in handcuffs. The subject in handcuffs still resisted attempting to kick the officers. The officer brought the subject to the hospital for the EE and a small cut on top of her nose.

White female Age 61, 5'05", 150 lbs.

2 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 2 – Empty hand controls

Officers – no injury

Subject – small cut to top of nose/treated for cut and held on EE warrant at UVMHC

#7 22BU024138 Protective Custody

Complainant/Officers dispatched

Caller stated a vehicle had crashed, was on its side with one possible unresponsive subject in the vehicle. Upon arrival officer located a vehicle in a snowbank but not on its side. The officers observed a subject in the backseat passed out among numerous open alcoholic beverage



POLICE DEPARTMENT
CITY OF BURLINGTON

containers. An officer attempted wake the subject and have them unlock the door to the vehicle. The subject initially was unresponsive but did wake up, unlocked the vehicle door and the officer attempted to speak with them. The subject did not appear oriented to time and place and became belligerent as officer and BFD attempted to assist them. Based on their observations of the subject's level of intoxication they decided to take him into protective custody. The subject refused to come out of the back seat and officers had to physically remove them from the backseat, stand them up and place them in handcuffs. They were transported to ACT 1 and then UVMCC ER due to level of intoxication.

White Male Age 20, 5'10", 160 lbs.

2 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 2 – Empty hand controls

Officers – no injury

Subject – no injury/Transported to UVMCC ER due to level of intoxication.

#8 22BU024233 Arrest on Warrant/Attempted Impeding a Police Officer

Complainant/Officers dispatched

Caller stated arrestee was running up to cars and hitting them. Officers arrived on scene and located the arrestee matching the description given by the caller. While out with them was on scene. Officer learned that the arrestee had a valid warrant for their arrest. While taking the arrestee into custody the girlfriend attempted to rush officers who were placing the arrestee into handcuffs. An officer had to physically take hold of the subject's arms to prevent them from reaching the officers handcuffing the arrestee. The subject continued to actively resist the officer attempting to pull away and struggling. The officer placed the subject's arms behind their back and handcuffed them. After the arrestee was compliantly handcuffed and taken from the scene the subject was released from handcuffs.

White Female Age 32, 5'02, 145 lbs.

1 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer – no injury

Subject – no injury



POLICE DEPARTMENT
CITY OF BURLINGTON

#9 22BU024303 Arrest Domestic Assault/Interference with Access to Emergency Services/Disorderly Conduct/Assault on Police Officer/Assault on Firefighter

Complainant/Officers dispatched

Victim advised their juvenile son had threatened her with a knife, pushed her, locked her outside and then slammed a door on her foot and body several times when she tried to enter the apartment. The victim was not dressed properly for the 23 degree weather outside. Upon officers arrival the victim exited the residence to speak with officers. The arrestee locked the door and would not open it for police. Officer negotiated with the arrestee for approximately 1 hour. BFD was called and was able to open a kitchen window but were met with the arrestee throwing kitchen objects attempting to strike the firefighters. An officer used an acrylic shield in an attempt to deflect the objects and approach and shut the window to stop the objects being thrown out. The officer was struck with several objects causing a laceration to their wrist and could not get the window closed. A BPD supervisor decided to pull back the officers and firefighters from the residence and assist the victim in finding a place to stay for the night. While arranging this the arrestee opened the door and officer made entry. The arrestee refused to sit on the couch and had to be escorted to the couch where they sat down. When the arrestee was advised they would be going up to the hospital they immediately stood up and began to yell and scream. To prevent a reoccurrence of previous assaultive behavior 2 officers took hold of the arrestee's arms and gently placed the arrestee's hands behind their back and handcuffed them. The arrestee was escorted to a police cruiser and driven to UVMHC ER. Upon arrival there the officer walked the arrestee into the ER where the arrestee continued to yell and scream, kicking at various objects and ER staff. Once in his room the arrestee was taken out of handcuffs and turned over to security personnel.

Black Male Age 12, 5'02, 160 lbs.

2 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer 2 – Verbal commands/Empty hand controls

Officers – no injury

Arrestee – no injury

#10 22BU024309 Arrest Unlawful Trespass/Assault on a Police Officer

Complainant/Officers dispatched

Dispatch advised that the arrestee was observed sleeping in the front vestibule of the Burlington Police Department and then urinating just outside the door to the entrance in the



POLICE DEPARTMENT
CITY OF BURLINGTON

early hours of the morning. An officer responded and asked the arrestee to leave the vestibule and return during business hours. The arrestee started to pick up their belongings then turned suddenly and attempted to strike the officer in the face. The officer stopped the attempt by grabbing the arrestee's hand. The officer held onto the arrestees hand and told them again they had to leave. The officer let go of the hand and the arrestee again tried to strike the officer in the face nearly striking them. The officer gave the arrestee firm commands to leave and that they were trespassing. As they walked out the arrestee attempted to grab the officer. The officer then took hold of the arrestee's left arm and escorted them out of the vestibule and let go of them. The officer again told the arrestee not to return until business hours. The officer then locked the door. The officer entered the building and went to the USB entrance to lock that door. Upon arrival at that door the arrestee was already in the lobby there. The officer informed the arrestee they were trespassing. The arrestee pushed the officer. The officer told them to put their hands behind their back. The arrestee again pushed the officer with their right hand the officer grasped the hand. The arrestee began to swear at the officer and struggle against them. The arrestee then shoved her left hand into the officer's face. The officer brought her to the ground in a controlled manners. The officer was able to place the arrestee's hands behind their back and apply handcuffs. While in the holding area of BPD the arrestee spat on the officer twice.

White Female Age 34, 5'04, 175 lbs.

1 Officers

Officer 1 – Verbal commands/Empty hand controls/Handcuffing

Officer – no injury

Arrestee – no injury

#11 22BU024389 Felony Arrest False Pretenses and Tokens/False Information to a Police Officer/Resisting Arrest/Drug Possession

Complainant/Officers dispatched

Bank employee called reporting a subject attempting to cash a fraudulent check. Officers arrived on scene and a bank employee pointed out the arrestee standing at the teller's desk. An officer spoke with the arrestee explaining the bank had called the police concerning a check the bank believed was fraudulent that they were attempting to cash. During their investigation the arrestee gave the officers a fake identification, changed their story on where they have found the check. The arrestee also explained they were on probation and could not get in trouble. The officer explained that the crime was a felony and they had to take them into custody. The arrestee was compliantly handcuffed and escorted out of the bank. The arrestee was able to pull out of the officers grasp and ran away from officers. Officers gave chase for approximately



POLICE DEPARTMENT
CITY OF BURLINGTON

2 - 3 blocks. During the chase the officers observed the arrestee fall twice. After the second fall the officers were able to catch up with him and kneeling beside them was able to hold him on the ground. A second officer was able to control the arrestee's legs. The arrestee complained they were having trouble breathing and officers immediately rolled the arrestee onto their side in a recovery position and asked if they are injured to which the arrestee states to the effect they are not. The officer did observe the arrestee's knees had abrasions on them from the two falls the arrestee took.

White Male Age 20, 5'11, 150 lbs.

2 Officers

Officer 1 – Verbal commands/ Handcuffing /Empty hand controls

Officer 2 – Verbal commands/empty hand controls

Officers – no injury

Arrestee – abrasions on knees from falling while fleeing police

#12 22BU024493 Mental Health Issue

Complainant/Officers dispatched

Caller stated he was arguing with his neighbor, the argument had escalated and now the neighbor was outside with a knife and trying to get the caller to come outside to fight. Officer arrived on scene and did not immediately locate the subject with the knife. While speaking with the caller an officer observed a male in the back parking lot start to approach the officers. The officer observed a knife in the male's hand. The officer drew his firearm and pointed at the male and ordered them to stop. The male complied. The officer asked the male to place the knife down and to move away from it. The male complied. A second Officer placed the subject in handcuffs and detained them. After the officers investigation it was determined the caller was never felt in fear for their safety and the subject has mental health issues.

White Male Age 48, 6'00, 165 lbs.

1 Officers

Officer 1 – Firearm pointed/Verbal commands

Officers – no injury

Subject – no injury



POLICE DEPARTMENT
CITY OF BURLINGTON

#13 22BU024584 Mental Health

Complainant/Officers dispatched

Subject called stating he was actively cutting himself to “dig the bugs out”. The subject would not give dispatch any of their information and then hung up. Dispatch was able to locate the address of the subject and dispatch officer and BFD. Officers arrived on scene and located the subject in the common kitchen for the residents of the building. The kitchen itself is a small confined area of the residence. The officer observed the subject was cutting into his hand with an X-acto knife and the hand was bleeding. The officer told the subject to drop the knife but the subject refused. The subject was confrontational with the officer, stating that the officer was on private property. The subject suddenly dropped the knife and walked towards the officer. The officer decided to place the subject into protective custody so BFD could enter and evaluate their wounded hand and mental status. The officer reached for the subjects arm and asked the subject to give him their hands. The subject refused and backed away. The officer was able to get their arms around the subject and attempted to bring them to the ground in a controlled manner. The subject anchored themselves by grasping between a cabinet and refrigerator. The subject ended up on their hands and knees and the officer was then able to bring them into a prone position on the floor. A second officer arrived and was able to control the subject’s legs. The officer told the subject he was going into handcuffs, the subject stated to the effect that they were not going into handcuffs. The officer again told him he was going into handcuffs and this time the subject complied. The officer was then able to place the subjects in handcuffs. While being evaluated by BFD the officer had to help restrain subject who continued to struggle. The subject was transported to UVMCC ED.

White Male Age 57, 5’07, 165 lbs.

2 Officers

Officer 1 – Verbal commands/empty hand controls/handcuffing

Officer 2 – empty hand controls

Officers – no injury

Subject – no injury from UOF/self-inflicted injury to hand

#14 22BU024966 Disturbance

Complainant/Officers dispatched

Caller stated there was a large fight at a convenience store parking lot involving approximately 10 subjects. Caller stated a large red truck pulled up and a subject got out and displayed a firearm. The caller was able to give a direction of travel for the truck. Officers located the truck



POLICE DEPARTMENT
CITY OF BURLINGTON

and conducted a high risk motor vehicle stop of the truck. Two officers drew their firearms and pointed at the truck. As the three occupants were called out of the truck the officer pointed their firearms at the subjects until they were compliantly handcuffed without incident. A loaded firearm was located on the operator. Officers investigating at the scene of the disturbance were not able to uncover any evidence that the gun owner committed a crime nor the passengers of the truck. The subjects were released.

White Male Age 25, 5'11, 175 lbs.

White Male Age 27, 5'07, 185 lbs.

White Male Age 34, 6'00, 180 lbs.

2 Officers

Officer 1 – Firearm pointed

Officer 2 – Firearm pointed

Officers – no injury

Subjects – no injury