



Conducted Electrical Weapon Reporting Form

To be completed by any Vermont Law Enforcement Officer after the display or deployment of a Conducted Electrical Weapon (CEW)

SECTION ONE: Display and/or Deployment Information

Case Number:	17BN04852	Location of Incident:	44 Main St., N. Bennington, VT
Date of Incident:	07/16/2017	Time of Incident:	09:45 hours
CEW Model:	X26P	CEW Serial Number:	X12006K11
Use of CEW: Check all that apply	<input checked="" type="checkbox"/> CEW displayed		
	<input type="checkbox"/> Probes fired	Location where probes hit subject:	
	<input type="checkbox"/> Drive stun mode	No. of cycles:	
		Location where was CEW held against subject's body:	
Was a recording device running at the time of the incident? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, was it a <input type="checkbox"/> Body Cam <input type="checkbox"/> Dashboard Cam <input type="checkbox"/> other (describe):			
Was the subject: <input type="checkbox"/> Human OR <input type="checkbox"/> Animal (if animal, STOP here and submit form)			
Was subject charged with a crime? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
If yes, what charge(s):			

SECTION TWO: Incident Information

1. Subject Gender: <input type="checkbox"/> Female <input checked="" type="checkbox"/> Male	2. Subject Age (if unknown, give an approximate guess): <div style="font-size: 2em; font-weight: bold; text-align: center;">41</div>	3. Perceived race of subject at the time of display or deployment: <input type="checkbox"/> Asian <input type="checkbox"/> American Indian or Alaska Native <input type="checkbox"/> Black or African-American <input type="checkbox"/> Hispanic or Latino <input checked="" type="checkbox"/> White <input type="checkbox"/> Unknown														
4. Before deployment, did you have reason to believe the subject was a member of a special population? If yes, check all that apply. (If none apply, go to Question 6)																
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;"><input type="checkbox"/> Pregnant</td> <td style="width: 50%; border: none;"><input type="checkbox"/> Traumatic Brain Injury</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Elderly (Over the age of 65)</td> <td style="border: none;"><input type="checkbox"/> Emotional crisis to the extent subject may have had difficulty understanding requests or orders</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Child (Under the age of 18)</td> <td style="border: none;"><input type="checkbox"/> Epilepsy/seizure disorder</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Low body-mass index (Body type is Thin)</td> <td style="border: none;"><input type="checkbox"/> Heart condition</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Disability</td> <td style="border: none;"><input type="checkbox"/> Deaf/hard of hearing</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Mental health condition</td> <td style="border: none;"><input type="checkbox"/> Low vision/blind</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Developmental/intellectual disability</td> <td></td> </tr> </table>			<input type="checkbox"/> Pregnant	<input type="checkbox"/> Traumatic Brain Injury	<input type="checkbox"/> Elderly (Over the age of 65)	<input type="checkbox"/> Emotional crisis to the extent subject may have had difficulty understanding requests or orders	<input type="checkbox"/> Child (Under the age of 18)	<input type="checkbox"/> Epilepsy/seizure disorder	<input type="checkbox"/> Low body-mass index (Body type is Thin)	<input type="checkbox"/> Heart condition	<input type="checkbox"/> Disability	<input type="checkbox"/> Deaf/hard of hearing	<input type="checkbox"/> Mental health condition	<input type="checkbox"/> Low vision/blind	<input type="checkbox"/> Developmental/intellectual disability	
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5. How did you obtain information leading to your belief that the subject was a member of a special population? Check all that apply:																
<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; border: none;"><input type="checkbox"/> Subject notified officer</td> <td style="width: 50%; border: none;"><input type="checkbox"/> Civilian witness</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Professional witness</td> <td style="border: none;"><input type="checkbox"/> Dispatch</td> </tr> <tr> <td style="border: none;"><input type="checkbox"/> Personal perception of the subject</td> <td></td> </tr> </table>			<input type="checkbox"/> Subject notified officer	<input type="checkbox"/> Civilian witness	<input type="checkbox"/> Professional witness	<input type="checkbox"/> Dispatch	<input type="checkbox"/> Personal perception of the subject									
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6. To the best of your knowledge, was the person under the influence of alcohol or other drugs at the time of the incident? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown																
7. Were mental health or developmental disabilities professionals contacted for assistance with the subject? <input checked="" type="checkbox"/> No (If no, go to Section Three) <input type="checkbox"/> Yes																

If yes, contacted by: Officer or Someone Else (list whom): _____

If yes, when?

Prior to the display or deployment

During the display or deployment

After the display or deployment

Other comments:

8. What was the outcome of that attempt to contact mental health care or developmental disability professionals? Check all that apply:

Professional assisted to resolve situation more promptly or with less coercion than without contact;

Professional did not result in any positive or helpful impact on the situation;

Professional provided limited positive or helpful impact on the situation;

Contact was attempted but no one could be reached;

Professional helped reduce the time officers had to be at the scene;

Professional helped avoid involuntary placement in detention or emergency department;

Professional helped provide appropriate follow-up and service provision;

Intervention was ineffective.

SECTION THREE: ADDITIONAL INFORMATION

Decision to use CEW was based on:

Active aggression of subject;

Active resistance of subject, with injuries to others or subject likely to occur;

Anticipated injuries to subject, officer, or others at scene.

What was the subject's response to the use of the CEW?

Subject was compliant directly after use of CEW;

Subject was not compliant directly after use of CEW, requiring additional force;

CEW failed; subject had to be handled through other means. State reason for failure if known:

Was any other force used in addition to the CEW? Check all that apply:

OC

Firearm

Physical force

Baton

other (describe):

Was this additional use of force before or after use of the CEW? Before After

Was medical assistance provided to the subject following the use of the CEW? Yes No

If yes, by whom? Officer EMS personnel Other emergency or health care professionals

Check any box below relating to noteworthy details not already described:

Incident occurred on an elevated location such as a roof, stairs, or bridge;

Subject was near or in water at time of incident;

Subject was wearing heavy clothes;

Subject was more than 25 feet away when CEW probe shot;

Subject was fleeing when CEW probe shot.

Was the training "Interacting with People Experiencing a Mental Health Crisis" (also known as Act 80 training) useful in dealing with this incident? Yes No N/A

If no, describe why not:

Return this completed form via scan or email to:

Executive Director Richard Gauthier

Vermont Criminal Justice Training Council

317 Academy Road, Pittsford, VT 05763

Tel: (802)483-6228 Fax: (802)483-2343

Richard.Gauthier@state.vt.us

07/26/2017
09:50

Bennington Police Department
LAW Incident Table:

3285
Page: 1

Incident

Incident Number 17BN04852 Nature Family Fight
Case Number Image
Addresso?44 MAIN ST
City N Bennington State VT ZIP 05257
Area 0202 BENNINGTON Contact Christine Sherman

Complainant

Numbr 182557
Last Archambault Fst Danielle Mid
DOB 04/18/1979 SSN 010-62-2623Adro?44 MAIN ST
Race W Sx F Tel () - Cty N Bennington ST VT ZIP 05257

Details

Offense/Statute 2430 2618
Reported 2430 Observed 2618
Circumstances LT20
Rspndg Officers Hudson, Thalia Diotte, Keith Lauzon, Chris o?=
Rspnsbl Officer Hudson, Thalia Agency 0202 CAD Call ID 6262106
Received By Howe, Brian Last RadLog 11:11:25 07/16/2017 CMPLT
How Received T Telephone Clearance RFA Ready for Approval
When Reported 09:45:15 07/16/2017 Disposition COM Disp Date 07/16/2017
Occurrd between 09:44:25 07/16/2017 Judicial Sts
and 09:44:25 07/16/2017 Supervisor
MO

Narrative

Narrative (See below)
Supplement

INVOLVEMENTS:

Type	Record #	Date	Description	Relationship
NM	182557	07/16/2017	Archambault, Danielle	*Complainant
NM	222843	07/16/2017	Martin, Jeremy James	POI
CA	6262106	07/16/2017	09:45 07/16/2017 Family Fight	*Initiating Call

LAW Incident Offenses Detail:

Seq Code	Offense and Statute Codes	Amount
	Statute Code	
1	2430 FAMILY DISTURBANCE	0.00
2	2618 PROBATION-PAROLE VIOLATION	0.00

LAW Incident Circumstances:

Contributing Circumstances

Seq	Code	Comments
1	LT20	Residence/Home

LAW Incident Responders Detail

Responding Officers

Seq	Name	Unit
1	Hudson, Thalia	M364
2	Diotte, Keith	M363
3	Lauzon, Chris	M347
4	Murawski, Rober	M358

Main Radio Log Table:

Time/Date	Typ	Unit	Code	Zone	Agnc	Description
11:11:25 07/16/2017	1	M364	CMPLT	0202	0202	incid#=17BN04852 Completed cal
11:11:14 07/16/2017	1	M347	CMPLT	0202	0202	incid#=17BN04852 Completed cal
10:31:01 07/16/2017	1	M358	CMPLT	0202	0202	incid#=17BN04852 Completed cal
09:58:22 07/16/2017	1	M347	ARRVD	0202	0202	incid#=17BN04852 Arrived on sc
09:58:19 07/16/2017	1	M358	ARRVD	0202	0202	incid#=17BN04852 Arrived on sc
09:55:35 07/16/2017	1	M364	ARRVD	0202	0202	incid#=17BN04852 Arrived on sc
09:52:46 07/16/2017	1	M363	ARRVD	0202	0202	incid#=17BN04852 Arrived on sc
09:49:44 07/16/2017	1	M347	ENRT	0202	0202	incid#=17BN04852 Enroute to a
09:49:44 07/16/2017	1	M363	ENRT	0202	0202	incid#=17BN04852 Enroute to a
09:49:44 07/16/2017	1	M364	ENRT	0202	0202	incid#=17BN04852 Enroute to a

Narrative:

BENNINGTON POLICE DEPARTMENT NARRATIVE
17BN04852

On Sunday, July 16, 2017 at about 0944 hours I was dispatched to 44 Main St, North Bennington for a family fight. Upon my arrival I met with the female who facebooked her friend to call the police, Danielle Archambault, DOB 04/18/1979. She said that her on and off boyfriend, Jeremy Martin 06/18/76, broke into her house this morning, breaking the handle. She said that Martin is highly intoxicated and it on probation, and might have conditions from court. Danielle said that his has probation conditions to not consume alcohol, and his is "hammered". Danielle said that Martin would run on us. We attempted to get out the back door, but because he broke the handle, we had to go out the front door and around back. Officer Diotte and I located Martin in the back yard.

Officer Diotte was present when we made contact with Martin. He ordered Martin to stop and to come over to us. He did stop and we walked over to him. I could immediately see that he was highly intoxicated. His eyes were bloodshot, he was swaying while talking to us, and I could smell an odor of intoxicants coming from his person. He said that he did go into the house using scissors, but ended up breaking the handle. He said that he lives at the house and the door was locked. He said that he argued with Danielle, but he never put his hands on her. I asked him if he was supposed to be drinking per his probation conditions and he said no.

I told Martin that he was going to have to come with us to the police station. He looked at both Officer Diotte and I and said, "Nope!", indicating that he was not going to go with us. Officer Diotte grabbed his arm and he started to pull away, I then un-holstered my Conducted electrical weapon (CEW) and pointed it at him and told him that he was not going to fight, or he would be tased if he decided to fight with us. Martin then relaxed his muscles and Officer Murawski, who arrived just after I displayed my CEW, placed him in wrist restraints and walked him to my cruiser and placed him in the backseat. Martin admitted that he knew that he was not supposed to drink per his probation conditions. I asked him why he was so intoxicated at 10:00 hours; he said that is how he copes with Danielle. I suggested that he find alternate housing arrangements.

I had Martin blow into the Intoximeter, and his result was a .292% BAC at about 10:00 hours.

Dispatch contacted the on call supervisor for probation and parole and ultimately it was decided that they would be transporting Martin to Marble Valley Correctional Facility. Martin was kept in Bennington Police holding cell until P&P could transport him to MVCC.

Submitted by Thalia Hudson
07/16/2017