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PERSONNEL INVESTIGATION IA19-190

Allegation Background:

On May 31, 2020 into the early morning hours of June 1, 2020, a large protest took place in the City of Colorado Springs. This protest continued for multiple days and stemmed from the death of George Floyd in Minnesota. During these protests multiple fireworks, rocks, bottles, and other objects were thrown at police.

On the evening of May 31, 2020 into the morning of June 1, 2020, multiple announcements were given stating the protests were now an unlawful assembly. These announcements were loud and clear so all around could hear. These announcements were given after the conditions, due to violent actions by agitators, became unsafe for both peaceful protestors and law enforcement.

The arrest of Justin Salmons took place on June 1, 2020. This arrest was captured on both officers' body worn cameras and by citizens who filmed the arrest.

BWC Breakdown:

Sgt. K. Wrede: Sgt. Wrede has two videos from the night the incident occurred; however, neither video captures the arrest. The first video is prior to the arrest taken place. The second video (Wrede_video) begins with Mr. Salmons being walked back to a police cruiser.

- 00:01- The video begins with Mr. Salmons saying, "You guys fucking happy? All I wanted to do was tell you are being shitty garbage people and you want to throw me to the fucking ground. Fucking pussies."
- 00:30- Mr. Salmons, while being placed into the back of a cruiser, makes a comment he is not been searched or read his rights.
- 00:36- Mr. Salmons is removed from the backseat of a police cruiser and pushed up against the trunk of the vehicle.
- 00:43- Mr. Salmons can be heard saying there is a knife in his back pocket.
- 00:47- An unknown officer states, "You trying to pull a knife on me?!"
- 00:48- Mr. Salmons states he was not he was just telling officers he had it.
- 00:59- An unknown officer states, "He came out with this knife in his hands." A second unknown officer can be heard telling Mr. Salmons if he tenses up, he is going to be sprayed.
- 01:04- An officer can be seen holding Mr. Salmons' head down on the trunk of a vehicle, while also holding an OC fogger close to his head.
- 01:16- An officer tells Mr. Salmons to stop resisting. Mr. Salmons grunts and tells officers they are hurting them. He then yells, "I can't breathe. Fuck off."
- 01:48- Mr. Salmons is placed back into a cruiser.

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- 02:32- Mr. Salmons asked, "What, what do you want?" Sgt. Wrede informed him they are going to write on his hands so they know who arrested him.
- 02:38- Sgt. Wrede states, "You know what I'm good with you," and closes the door.

Ofc. C. Laabs: Ofc. Laabs BWC starts prior to the arrest of Mr. Salmons (Laabs_BWC).

- 19:52- Sgt. Bauer, "Let's open up this intersection, let's get these folks out of here, it's not safe."
- 20:08- Sgt. Bauer, "Those were not officers' shots, those are not officers'. It is not safe here."
- 20:14- Mr. Salmons can be heard yelling "Were not safe. Fascist fucking pigs" from the middle of the intersection.
- 20:19- Ofc. Laabs tells Mr. Salmons, "Go home, have a great night." Mr. Salmons responds by saying, "Go fuck yourself," and walks into the intersection. Ofc. Laabs tells Mr. Salmons to "Keep walking," and Mr. Salmons tells him to, "Die in hell." Ofc. Laabs says, "Keep walking," again and Mr. Salmons says, "Fuck you." Ofc. Laabs responds, "Have a good night."
- 20:32- A male's voice can be heard asking loudly, "Who's shooting?"
- 20:34- Sgt. Bauer, "You on the corner filming, it's not safe out here; your safety is your own."
- 20:42- Mr. Salmons yells, "You're a fucking piece of shit. My safety is fine until you show up."
- 20:45- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you."
- 20:51- Mr. Salmons yells, "Fuck you." He then starts yelling about being bothered in front of his friends when he was 17.
- 20:53- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 20:56- Mr. Salmons turns and walks directly into the middle of the intersection yelling, "You are the traffic. You're the fucking problem."
- 21:02- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground"
- 21:04- Ofc. Comstock fire pepper-balls at Mr. Salmons and he falls to the ground. He then rolls over onto his back.
- 21:08- Mr. Salmons is given multiple commands to "Roll over." Mr. Salmons starts to try to get up.
- 21:12- Mr. Salmons is commanded, "Get on your face."
- 21:20- Mr. Salmons is commanded "Get on your face."
- 21:31- Mr. Salmons is commanded "Give me your hands."
- 21:32- Mr. Salmons is commanded again "Give me your hands."
- 21:37- Mr. Salmons is commanded to put his hands behind his back and to stop resisting.
- 21:41- Mr. Salmons is commanded to put his hands out.
- 21:50- Mr. Salmons is commanded, "Stop fighting."
- 21:53- Mr. Salmons is commanded again, "Stop fighting."
- 21:54- Mr. Salmons is commanded, "Stop resisting."
- 22:06- Mr. Salmons is commanded, "Stop fighting."
- 22:14- Mr. Salmons is commanded again, "Stop fighting."

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- 22:16- Mr. Salmons is commanded, "Relax and stop fighting." Mr. Salmons replies, "You have been fighting, I am trying not to get fucking killed."
- 22:27- Mr. Salmons is told in response, "Relax and stop fighting." Mr. Salmons replies, "Shut the fuck up."
- 22:29- Mr. Salmons is commanded, "Stop resisting."

Ofc. A. Rutter: Ofc. Rutter's BWC begins with Ofc. Rutter already engaged with Mr. Salmons (rutter_video).

- 00:05- Mr. Salmon's states, "Stop fucking hitting me. Why are you hitting me? I'm on the fucking ground."
- 00:12- Unknown officer tells Mr. Salmons to give him his hands and to stop resisting.
- 00:21- Mr. Salmons states, "You are garbage mother fuckers."
- 00:30- Unknown officer tells Mr. Salmons again to stop resisting.
- 00:48- Ofc. Rutter can be seen placing pressure on Mr. Salmon's ankle. Mr. Salmons by asking officers if they are trying to kill him and to let go of his foot.
- 00:54- Mr. Salmons is told again to stop resisting.
- 01:09- Mr. Salmons tells the cops they are so "fucking stupid" because they can even put on cuffs.
- 01:28- Mr. Salmons states he can't breathe. Sgt. Wrede tells Mr. Salmons they will bring him up in just a second while cuffs can be heard clicking. Mr. Salmons responds by yelling, "I cannot breath!"
- 01:39- Mr. Salmons is lifted up off the ground while yelling, "You fucking garbage mother fuckers, shit pig mother fuckers."
- 01:45- Mr. Salmons turns to each officer around him and says, "Fuck you."
- 02:19- Mr. Salmons is placed into the back of a police car. Mr. Salmons makes a comment he has not been searched yet or read his rights. Mr. Salmons is then removed from the police car and pushed up against the trunk.
- 02:33- Mr. Salmons states there is a knife in his back pocket. While he is saying this, an officer places an OC fogger in Mr. Salmons' face and states, "Move again you're gonna get sprayed. How bout that."
- 02:37- Sgt. Wrede is heard saying, "You tried to pull a knife on me."
- 02:49- An unknown officer tells Mr. Salmons, "Tense up again you're going to get sprayed. How bout that."
- 03:07- Mr. Salmons is told, "Stop resisting," to which he replies, "You are hurting me. I can't breathe fuck off."
- 03:38- Mr. Salmons is placed back into a police cruiser.

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Ofc. M. Daly: Officer Daly's BWC begins prior to any interaction with Mr. Salmons (daly_video).

- 04:56- Ofc. Daly, while in a vehicle, states, "Lets shoot these guys out of here. Get em all out."
- 05:00- Ofc. Daly exits the vehicle he is in.
- 05:04- Ofc. Daly approaches a male telling him to go or he is going to get sprayed. The male responds by saying he is trying to make sure his girlfriend gets home ok.
- 05:30- The male, who was confronted by Ofc. Daly, is now approached by Officer Hubbard.
- 06:09- Ofc. Daly states, "We still got rocks coming in on us from somewhere."
- 06:28- Sgt. Bauer can be heard saying, over a loud speaker. "Those are not officers' shots. Those are not officers. It is not safe here"
- 06:34- Mr. Salmons is heard yelling, "Were not safe," in response to Sgt. Bauer.
- 07:01- Mr. Salmons can be seen in the middle of the intersection and can be heard yelling. Ofc. Daly states, "We still have rocks coming in from somewhere."
- 07:05- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you."
- 07:10- Mr. Salmons responds, "Fuck you," and walks to the west.
- 07:14- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 07:17- Mr. Salmons turns and walks directly into the middle of the intersection yelling, "You are the traffic. You're the fucking problem."
- 07:23- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground"
- 07:24- The sound of pepper-balls being fired can be heard.
- 07:25- Mr. Salmons falls to the ground, rolls onto his back, and states, "What the fuck."
- 07:28- Mr. Salmons starts to sit up, Ofc. Laabs is seen approaching him from the east. Mr. Salmons continues his motion to get up and Ofc. Laabs uses his bodyweight to force Mr. Salmons back down.
- 07:33- Mr. Salmons is given a command to, "Get on your face."
- 07:35- Mr. Salmons replies, "Fuck you, your garbage."
- 07:40- Mr. Salmons is told again to get on his face while he repeatedly yells and screams.
- 07:43- Ofc. Rutter is observed delivering closed fist strikes to Mr. Salmons.
- 07:51- Mr. Salmons is told, "Give me your hands," and then this command is repeated.
- 07:57- Mr. Salmons is told to place his hands behind his back and stop resisting.
- 08:02- Mr. Salmons is told to put his hands out.
- 08:12- Ofc. Daly delivers multiple closed fists strikes to Mr. Salmons and tells Mr. Salmons, "Stop resisting."
- 08:31- Ofc. Daly states Mr. Salmons keeps trying to "slip" the cuffs.
- 08:35- Mr. Salmons yells to let go of his foot, and an officer tells Mr. Salmons to "Please, stop resisting."
- 08:58- An officer can be heard saying, "This looks broken," referring to the flex cuffs.
- 09:10- Mr. Salmons asks, "Can I fucking breathe please? I can't breathe."
- 09:14- Sgt. Wrede is heard responding, "You will be able to breath in just a second."

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- 09:16- Mr. Salmons yells, "Ok, I cannot breathe."
- 09:27- Mr. Salmons is stood up.
- 10:03- Mr. Salmons while being placed into the back of a police car, makes a comment he hasn't been searched or read his rights.
- 10:13- Mr. Salmons is removed from the police cruiser and pushed up against the back of the police car.
- 10:17- Mr. Salmons states there is a knife in his back pocket. While he is saying this, an officer states, "Move again you're gonna get sprayed. How bout that."
- 10:21- Sgt. Wrede is heard saying, "You tried to pull a knife on me."
- 10:34- An unknown officer tells Mr. Salmons, "Tense up again you're going to get sprayed. How bout that."
- 10:51- Mr. Salmons is told, "Stop resisting," to which he replies, "You are hurting me. I can't breathe fuck off."
- 11:25- Mr. Salmons is placed back into a police cruiser.
- 11:33- Sgt. Wrede states, "He was reaching for this when I pulled him out," and displays a knife.

Ofc. R. Comstock: Ofc. Comstock's BWC starts prior to the altercation with Mr. Salmons (comstock_video).

- 21:42- Sgt. Bauer can be heard over the loud speaking saying, "If you need help to your cars, we'll help you. Just want to get you guys out of here. It's not safe here."
- 22:11- Sgt. Bauer, "Let's open up this intersection, let's get these folks out of here, it's not safe."
- 22:28- Sgt. Bauer, "Those were not officers shots, those are not officers. It is not safe here."
- 22:46- Mr. Salmons can be seen walking from east to west, into the intersection.
- 23:03- Ofc. Daly can be heard saying, "We still have rocks coming in from somewhere."
- 23:06- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you." Ofc. Comstock states, "Let's get this guy out of here."
- 23:14- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 23:19- Mr. Salmons turns and walks directly into the middle of the intersection yelling, "You are the traffic. You're the fucking problem."
- 23:20- Ofc. Comstock raises his pepper-ball gun and begins to walk towards Mr. Salmons.
- 23:23- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground"
- 23:24- Mr. Salmons turns away from officers and Ofc. Comstock fires three pepper-balls as Mr. Salmons falls to the ground.
- 23:27- Mr. Salmons starts to sit up and is told to "rollover" multiple times.
- 23:28- Ofc. Laabs uses his bodyweight to take Mr. Salmons back down to the ground.
- 23:37- Ofc. Comstock steps around Mr. Salmons to assist with keeping other citizens back. Ofc. Comstock turns his back to the arrest. His BWC captures audio of the arrest but no further video of the arrest.

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Ofc. P. Hubbard: Officer Hubbard's BWC starts prior to his contact with Mr. Salmons (hubbard_video).

- 05:05- Officer Hubbard exits the vehicle he was in.
- 05:23- Ofc. Hubbard contacts the citizen previously contacted by Ofc. Daly.
- 06:06- Mr. Salmons appears on Ofc. Hubbard's BWC.
- 06:07- Ofc. Hubbard, "I ain't do nothing to him. I'm just talking to him/"
- 06:10- Mr. Salmons, "It looks like your trying to fucking mace him, like you maced everybody else. Want to shoot me with a rubber bullet huh. Get the fuck out of here."
- 06:17- Ofc. Hubbard, "What you touching me for, dude. I didn't do shit."
- 06:18- Unknown citizen, "Don't touch him bro, don't touch him, don't touch him."
- 06:20- Mr. Salmons, "Don't you fucking but your hands in my face, mother fucker."
- 06:22- Unknown citizen, "It's all good. It's all good bro. It's all good come on."
- 06:22- Ofc. Hubbard, "I didn't put my hands in your face. I was helping him."
- 06:34- Mr. Salmons is observed walking into the intersection.
- 06:52- Sgt. Bauer, "You on the corner filming, it's not safe out here, your safety is your own."
- 06:59- Mr. Salmons yells, "You're a fucking piece of shit. My safety is fine until you show up."
- 07:04- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you."
- 07:06- Mr. Salmons yells, "Fuck you." He then starts yelling about being bothered in front of his friends when he was 17.
- 07:13- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 07:17- Mr. Salmons turns and walks directly into the middle of the intersection yelling, "You are the traffic. You're the fucking problem."
- 07:21- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground"
- Ofc. Hubbard has his back to the arrest of Mr. Salmons. His BWC captures audio of the arrest but not visual.

Ofc. J. Winn: Officer Winn's BWC click on prior to Ofc. Hubbard's contact with Mr. Salmons (Winn_video).

- 00:21- Ofc. Hubbard can be heard talking to a citizen.
- 01:00- Ofc. Hubbard, "I ain't do nothing to him. I'm just talking to him/"
- 01:04- Mr. Salmons, "It looks like your trying to fucking mace him, like you maced everybody else. Want to shoot me with a rubber bullet huh. Get the fuck out of here."
- 01:10- Ofc. Hubbard, "What you touching me for, dude. I didn't do shit."
- 01:12- Unknown citizen, "Don't touch him bro, don't touch him, don't touch him."
- 01:14- Mr. Salmons, "Don't you fucking but your hands in my face, mother fucker."
- 01:15- Unknown citizen, "It's all good. It's all good bro. It's all good come on."
- 01:19- Ofc. Hubbard, "I didn't put my hands in your face. I was helping him."
- 01:46- Sgt. Bauer, "You on the corner filming, it's not safe out here, your safety is your own."

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- 01:53- Mr. Salmons yells, "You're a fucking piece of shit. My safety is fine until you show up."
- 01:58- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you."
- 02:00- Mr. Salmons yells, "Fuck you." He then starts yelling about being bothered in front of his friends when he was 17.
- 02:06- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 02:10- Mr. Salmons turns and walks directly into the middle of the intersection yelling, "You are the traffic. You're the fucking problem."
- 02:15- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground"
- Ofc. Wynn has his back to the arrest of Mr. Salmons. His BWC captures audio of the arrest but not visual.

Ofc. M. Ray: Officer M. Ray's BWC starts prior to the arrest of Mr. Salmons (j_ray_video).

- 02:57- Sgt. Bauer can be heard telling Mr. Salmons to get on the ground. Ofc. Ray begins to move in that direction.
- 03:02- Multiple commands of "Roll over" are given to Mr. Salmons.
- 03:07- Ofc. Ray says, "Get his leg, get his leg." Ofc. Ray turns his back to the arrest. His BWC captures audio of the arrest but no further video of the arrest.

Video Provided by Teller County (IMG_4794)

A Teller County Deputy, who was assisting CSPD, realized he had camera footage of Mr. Salmon's arrest. The deputy provided the video to CSPD. The video depicted Mr. Salmons aggressively approaching police in the intersection, just prior to being pepper-balled and arrested by officers. It provided no additional information from the videos previously reviewed.

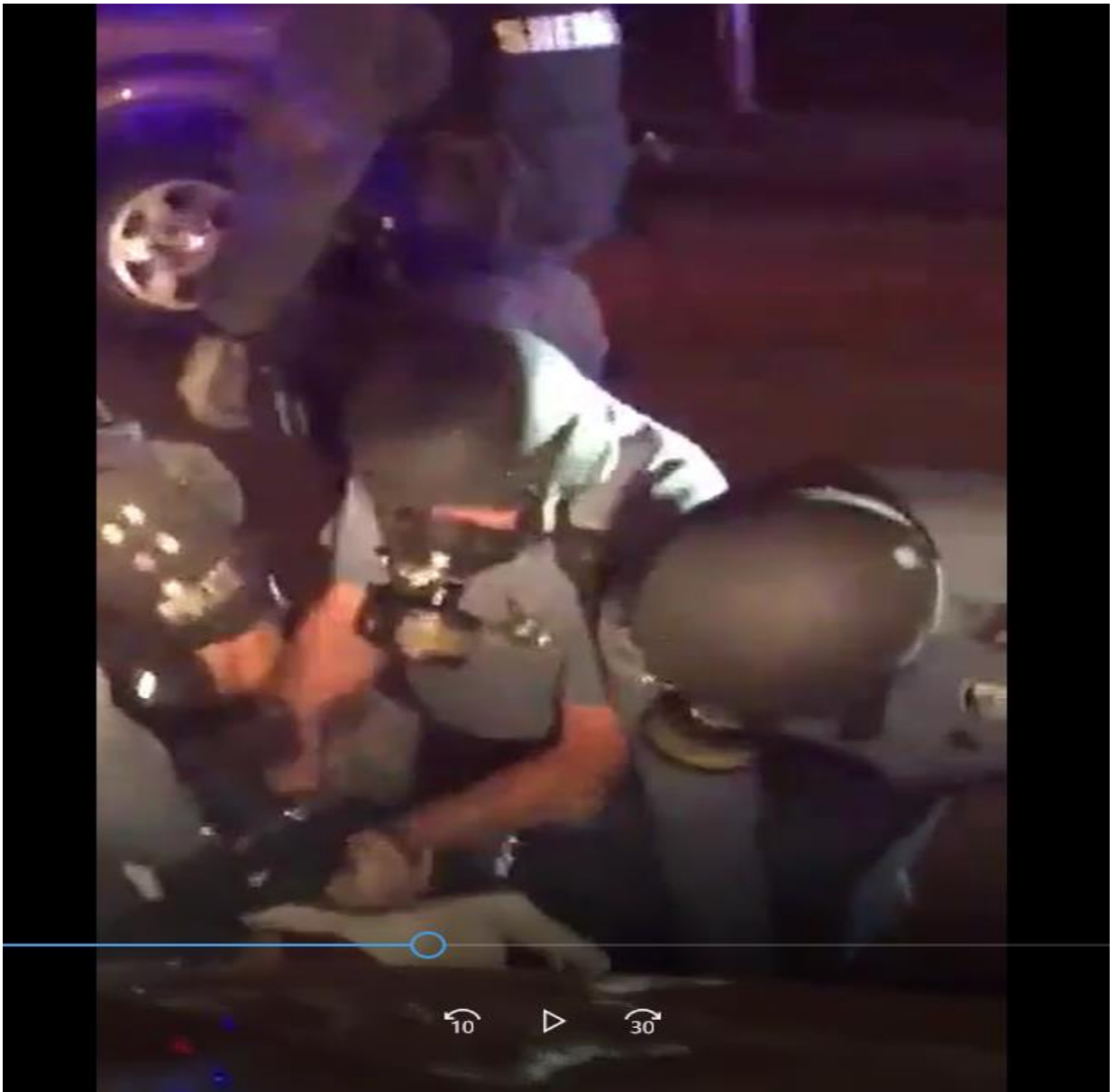
Media Video (KRDO Video)

I was able to review video footage of the incident, recorded by a citizen, and posted by KRDO.

- 00:03- A man can be heard yelling, "Who's shooting?"
- 00:05- Sgt. Bauer, "You on the corner filming, it's not safe out here, your safety is your own."
- 00:12- A citizen yells, "I'm safe." A second citizen yells, "The only people here who aren't safe is us from you."
- 00:16- Sgt. Bauer tells Mr. Salmons, "As long as you're moving we are not gonna bother you."
- 00:25- Sgt. Bauer tells Mr. Salmons, "Please get out of the intersection we need to get this traffic out of here."
- 00:28- Mr. Salmons can be heard yelling, "You are the traffic. You're the fucking problem."
- 00:33- Mr. Salmons steps into view of the camera.
- 00:34- Sgt. Bauer tells Mr. Salmons, "Sir, get on the ground. Get on the ground."

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- 00:35- The sound of pepper-balls being fired can be heard and Mr. Salmons reacts as if he is hit.
- 00:39- Mr. Salmons starts to sit up, Ofc. Laabs is seen approaching him from the east. Mr. Salmons continues his motion to get up and Ofc. Laabs uses his bodyweight to force Mr. Salmons back down. Ofc. Laabs uses his left hand to hold Mr. Salmons' head down.
- 00:50- Ofc. Woodworth tells the citizen recording, "I don't mind you recording I just want you moving the car."
- 00:55- Ofc. Rutter is observed giving two strikes to Mr. Salmons' left leg area.
- 01:00- Ofc. Rutter gives two additional strike to Mr. Salmons' left leg area.
- 01:24- The video zooms in as Officer Daly is striking Mr. Salmons. Mr. Salmons can be seen grabbing Officer Daly's wrist.



- 01:30- Ofc. Rutter delivers two back hand strikes to Mr. Salmons.

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- The video does not capture any more of the incident.

Report Review

Multiple supplements were completed detailing the events of May 31, 2020 going into the morning of June 1, 2020. Please refer to each report for full details.

Lt. Kern: In his report Lt. Kern states:

- “On May 31, 2020, protestor tactics became more organized and violent. I noted the use of an air horn that would have multiple bursts or a single burst signifying some sort of communication amongst the protestors. Additionally, the volume of projectiles thrown at us had increased significantly from the previous evening. This night introduced mortar sized fireworks that were directed towards PORT and exploded within our ranks our at officers feet. Numerous times I felt the concussion blast from these fireworks and watched the firework explode all around me.”

Sgt. T. Bauer: Sgt. Bauer makes the following statements in his report:

- “At approximately 0031 hours, I observed a male party, later identified as Justin Salmons DOB: 02-14-1991. Mr. Salmons was walking in the middle of the roadway on East Costilla St and Nevada Avenue. Mr. Salmons was in the lanes of traffic entering the center of the intersection. I was in the process of trying to clear cars out so civilian traffic could flow eastbound and westbound disperse the area for their safety. Salmons was clearly in the way.”
- “Salmons turned to continue walking in the traffic lanes and I ordered that he be placed under arrest by tactical teams. At that time I ordered Salmons to the ground. I observed several pepper ball rounds deployed from my right strike Mr. Salmons in the lower back and buttocks area. I saw officers converge on Mr. Salmons and could hear them yelling at him to rollover. It appeared Mr. Salmons struggled against being taken into custody while in intersection.”

Sgt. K. Wrede: Sgt. Wrede makes the following statements in his report:

- “I was the only one on the man’s left side attempting to control his left arm, which he kept fighting to put underneath of his body. As I would pull his arm out from him and try to put it behind his back, he would resist me with all of his effort. I was having an extreme amount of difficulty getting the individual to release his arm from under his body and wrestle it to get it placed behind his back.”
- “The man would move his legs and kick his legs creating a hazard for other officers that were trying to control the lower portion of his body.”
- “I feared that if he were to be able to roll over on his back he would be a great risk to himself, other citizens, and officers. In order to control the left side of his body from coming up and rolling, I had to loosen my grip on his left arm that I was already struggling for with both hands, and place my left hand with an open palm on the top of his head and push his head toward the

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ground. Controlling his head was the only way I could effectively maintain positive control of his left arm and wrist, and keep his left shoulder and upper body from raising up from the ground.”

- “There was a delay in getting the individual handcuffed because we were using white plastic flex cuffs and not metal cuffs. The use of plastic cuffs creates a particularly difficult situation. Unlike normal handcuffs that can open and be placed around an individual’s wrist while officers are controlling the upper portion of the individual’s hands and arms, flex cuffs have to be slipped over the wrists. Every time we would attempt to slip a flex cuff over the wrist, we would have to reposition our grip, which would allow him to gain control of his arms again. After several attempts using the flex cuffs, I then removed my regular metal handcuffs from my pouch, at which time Detective Thymian and I were able to handcuff the individual quickly and without incident.”

Ofc. C. Laabs: Ofc. Laabs made the following statements in his supplement:

- “Because of his location in the intersection, traffic had to stop and could not safely get through. The suspect then slowly walked towards the northwest corner and Sgt. Bauer addressed him saying something to the effect of: please clear the intersection so we can get this traffic out of here. The suspect then spun around and marched purposefully back into the center of the intersection and started cursing at Sgt. Bauer. This caused traffic to again be blocked. Sgt. Bauer made the announcement “Sir, get on the ground” to which the suspect did not comply.”
- “As the suspect started to get back up, I ran to him and pushed him back onto the ground as other officers moved in to take him into custody. The suspect immediately resisted, attempting to pull his hand away from my control. I held on to his right wrist and tried to control it as other officers began trying to get his left hand behind his back in order to handcuff him. The suspect continually tried to get control of his arms and tried to stand up while officers were giving him clear instructions to stop resisting.”
- “The suspect continued to resist and another officer delivered strikes in order to get the suspect to put his left hand behind his back. The suspect said “Stop fucking hitting me. Why are you hitting me?” all the while actively resisting officer control. Another officer ordered the suspect to “Give me your hand” to which the suspect replied, “Fuck you.” The officer then said, “Put it behind your back and stop resisting.”
- “Officers were able to get the suspects left hand behind him, however he continued to try to break free and was attempting to grab onto officers.”
- “I was able to get his right arm behind him and as he was finally being placed into handcuffs, the suspect said he could not breathe. He said this three times, as he still resisted the handcuffing. He was finally placed in handcuffs and helped to his feet. Approximately 8 seconds elapsed from when the suspect said he couldn’t breathe and when he was on his feet. As soon as he was on his feet he remained non-compliant and said “Hey, fuck you too” and tried to shove an officer with his shoulder as he was being led to a police car.”

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Ofc. A. Rutter: Ofc. Rutter made the following statements in his supplement:

- “Because of his refusal to follow orders, and to protect the community from his aggressive, erratic, unpredictable behavior, it was necessary to take Justin Salmons into custody. Pepper balls were first used in an attempt to deescalate Justin. After being struck with pepper balls, Justin briefly fell to the ground and immediately stood back up. The pepper balls appeared to have little or no effect on Justin, and did not change his behavior.”
- “As I approached, Justin was on his right side with his right leg behind him, and appeared to be using his left leg to attempt to knee strike the officers attempting to cuff him. His right leg was slightly behind his body, and I kneeled on his right leg to gain control. As I kneeled on his leg, he used his left leg to attempt to push away from us and stand up. I delivered multiple closed fist strikes to his left leg, aimed at his common peroneal nerve to gain compliance and prevent Justin from pushing away, standing up, and continuing his aggressive, erratic, and unpredictable behavior.”
- “Officers continued to struggle to get Justin’s hands secured and he continued to resist and rolled from his stomach, partially onto his right side. As he did this, I delivered back hand strikes to his exposed side, which caused him to roll back onto his stomach. Once he was back on his stomach, Officer Thymian released Justin’s left leg and assisted with the handcuffing. While still kneeling on Justin’s right leg I placed my right hand on Justin’s left leg, pinning it to the ground, and used my left hand to apply pressure on Justin’s ankle to distract Justin’s attention from resisting the handcuffing attempts, to the pressure he felt on his ankle.”
- “During the search, Justin continued to attempt to physically resist, and verbally assault officers. I participated in the search, only by helping control Justin’s movement by holding onto his left arm, and ensuring he wasn’t able to flee on foot while the search was being conducted. As a result of that search, I was informed Justin was armed with a knife which was located on his person. While resisting the officers who were trying to cuff him, Justin made multiple attempts to reach his hands towards the side of his body where the knife was found.”

Ofc. M. Daly: Ofc. Daly made the following statements in his supplement:

- “As Officer Hubbard was assisting this male he was approached by another male, later identified as Justin Salmons DOB 2/14/1991. Salmons approached Officer Hubbard and tried to start a confrontation. Salmons was physically confrontational with Officer Hubbard. All officers were wearing gas masks so loud commands and hand gestures were important to relay directions. Officer Hubbard was pointing to Salmons to leave the area as Salmons smacked Officer Hubbard’s hands.”
- “I heard commands being given to Salmons to give me your hands and to stop resisting. Salmons was trying to get his arms under his body while officers were trying to gain control of his hands and arms.”
- “I placed both of my knees on the ground and went to grab Salmons right hand which was behind his back. When I grabbed his hand, he closed his hand around my left hand. I

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performed 2-3 fist strike with my right hand to his hand which made him open his hand and lose his grip on mine. I produced a set of flex cuffs from my pocket and attempted to slide them up over Salmons wrists. When I did this Salmons grabbed the flex cuffs in his hands preventing me from placing them on him. I performed 3-4 fist strikes with my right hand to his hands which made him open his hands and lose his grip on the flex cuffs.”

- “I was struggling to secure the flex cuffs. The cuffs would not tighten. When I tried to grab the tab on top of the cuffs to pull them tight, they would not move. I was trying to tighten them and control Salmons hands at the same time. While I was doing so Salmons continued to try and grab my fingers so I asked an officer that was on Salmons legs to help me and see if he could get the flex cuffs to tighten into position. This officer was not able to secure the flex cuffs either. Sgt. Wrede handed us a set of standard issue handcuffs and we were able to secure Salmons hands.”

Ofc. R. Comstock: Ofc. Comstock made the following statements in his supplement:

- “There was a white male later identified as Justin Salmons DOB February 14, 1991 walking and standing in the center of the intersection yelling at officers. There were cars turning in the intersection attempting to avoid Mr. Salmons.”
- “I immediately sent approximately three pepper balls in the direction of Mr. Salmons and upon seeing a reaction from Mr. Salmons I stopped firing.”

Ofc. P. Hubbard: Ofc. Hubbard made the following statements in his supplement:

- “While I was assisting this male I was approached by another male, later identified as Justin Salmons DOB 2/14/1991. Mr. Salmons approached me and tried to start a confrontation. Mr. Salmons was physically confrontational with me attempting to push me and also stating I was antagonizing the male with the skateboard. All officers were wearing gas masks so loud commands and hand gestures were important to relay directions. I explained to Mr. Salmons that I was aiding the gentleman with the skateboard not antagonizing him. I then began to point North West and gave Mr. Salmons directives to leave the area. It was at that time that Mr. Salmons smacked my hand I was using to point.”

Ofc. R. Thymian: Ofc. Thymian made the following statements in his supplement:

- “As I was providing scene security for the arrest team I observed Mr. Salmons left leg was not secure and he was attempting to kick arresting officers while he was on the ground. Upon seeing this I then moved into a position where I was securing his left leg with my hands by keeping it depressed on the ground. From my position, I observed Mr. Salmons left arm tucked under his

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body and he was refusing to provide it to arresting officers. From this position, I observed Det. Rutter deliver strikes to Mr. Salmons' left thigh area to gain compliance."

Ofc. M. Ray: Ofc. Ray made the following statements in his supplement:

- "I observed Mr. Salmons fall to the ground after being struck with less lethal munitions and then he appeared to attempt to stand back up. At that time I observed a member of TEU as well as other CSPD personnel physically engage Mr. Salmons in an attempt to take him into custody. I saw that Mr. Salmons' legs were not secure and observed him kicking and flailing his legs despite multiple verbal commands to stop resisting and place his hands behind his back."

Ofc. M. Palmer: Ofc. Palmer made the following statements in his supplement:

- "One of the last subjects arrested was a Justin Eric Salmons 02-14-91 charged with Obstructing a Peace Officer on summons #3122660. He exhibited a contusion to his forehead and a laceration to his left forearm. He maintained that the injuries were a result of rubber bullets fired by police. See photos and supplement from Sgt. K. Wrede 1876. During this brief contact I summoned medical personnel from CJC who attended to the wounds. During that treatment he stated that the injury to his arm was a previous healing injury that reopened when struck by a bullet."

Teller County Report Deputy Pieper: Deputy Pieper made the following statements in his supplement:

- "On the corner of Costilla in Nevada, I observed a Caucasian male, medium build, wearing a green or gray long sleeve jacket, a black baseball cap, and black pants with a white shirt or bandanna hanging from the left rear pants pocket, walk from the southeast corner of the intersection into the center of the intersection. Once in the center of the intersection, the male turned southward and began making obscene gestures towards law enforcement, yelling at law enforcement, blocking traffic traveling eastbound on Costilla, and ignoring commands made over loud speaker to disperse. As members of CSPD, TEU, and TCSO approached the male, he turned and walked away, at which time law enforcement also backed away, allowing the male unimpeded access to leave to the north along Nevada or west along Costilla."
- "The male initially appeared to be leaving the area by the northwest corner of the intersection, but turned suddenly and walked toward law enforcement in an aggressive manner: walking quickly with chest out, waving arms, pointing, and yelling."
- "As members of CSPD in TEU approached, the male attempted to get up and was tackled. On the ground the male continued to struggle against law enforcement and was forcibly detained as officers attempted to secure his hands and gain control of him."

Sgt. Bauer Interview

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On July 13, 2020 I interviewed Sgt. Troy Bauer. Sgt. Bauer stated he was working the evening of May 31, 2020 into the morning of June 1, 2020. Sgt. Bauer stated he was assigned to assist the PORT Team in front of the POC. Sgt. Bauer stated this was the 2nd night of the protest and the crowd was hostile. Sgt. Bauer stated during the 1st night of the protest water bottles, frozen water bottles, fireworks, rocks, and other items were thrown at the PORT Team. Sgt. Bauer stated during the 1st night he was shot at while sitting in his vehicle. Sgt. Bauer said on the 2nd night many of the same hostile acts were taking place.

Sgt. Bauer stated that when a gunshot went off in the crowd that was when the PORT Team finally surged forward. Sgt. Bauer stated there had been many loud verbal commands given that had declared the protest an unlawful assembly. Sgt. Bauer stated someone in the loud crowd or even just walking down the street would have been able to hear the order. Sgt. Bauer stated officers on the other side of the crowd were able to acknowledge the orders.

Sgt. Bauer recalled the arrest of Justin Salmons. Sgt. Bauer stated Mr. Salmons walked into the intersection, blocking traffic, and disobeying commands to leave the area. Sgt. Bauer stated Mr. Salmons was given direct orders to get out of the intersection. Mr. Salmons refused to comply with these orders. Sgt. Bauer stated had Mr. Salmons just continued to walk he would not have been arrested. Sgt. Bauer stated throughout the protest he noticed that one noncompliant individual would stir up the crowd. Sgt. Bauer stated he believed this is what Mr. Salmons was going to do.

Sgt. Bauer stated he gave orders to Mr. Salmons' to continue walking and leave the area. Sgt. Bauer stated when Mr. Salmons did not comply, but instead remained in traffic; he gave the order to arrest Mr. Salmons. Sgt. Bauer stated he observed Mr. Salmons being struck with pepper-balls prior to being tackled by Ofc. Laabs. Sgt. Bauer stated he observed Mr. Salmons resisting arrest. Sgt. Bauer stated Mr. Salmons was keeping his arms tucked underneath him and was jerking around. Sgt. Bauer stated he also observed an officer striking Mr. Salmons and believed the officer was doing this to gain compliance.

Sgt. Bauer stated once Mr. Salmons was in handcuffs he was still noncompliant with officers. Sgt. Bauer stated Mr. Salmons was still trying to pull away and resisting officer control. Sgt. Bauer stated nothing that he witnessed seemed either excessive or unnecessary.

Ofc. Thymian Interview

On July 14, 2020, I interviewed Ofc. Robert Thymian. Ofc. Thymian stated May 31, 2020 was the 1st night he worked the protest. Ofc. Thymian stated he was aware that on the previous night the protesters were hostile towards police. Ofc. Thymian stated on the night of May 31, 2020, the protesters once again became hostile towards police throwing objects such as rocks at officers. Ofc. Thymian said the protest was declared an unlawful assembly. Ofc. Thymian stated the protesters were given many loud commands letting them know this. Ofc. Thymian stated he was able to hear the commands on the opposite side of the crowd from where the orders were given.

Ofc. Thymian stated he was assisting in the arrest of another individual when he could hear orders being given to Mr. Salmons; however, he did not listen to what the orders exactly were. Ofc. Thymian stated

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he believed Mr. Salmons would have heard these commands. Ofc. Thymian stated he observed Mr. Salmons being struck by pepper-balls and then tackled by a member of TEU. Ofc. Thymian stated he was approximately 15 to 20 feet away and observed Mr. Salmons flailing his leg trying to kick officers. Ofc. Thymian stated he observed Mr. Salmons tuck his arm underneath him and refuse to comply with orders. Ofc. Thymian stated he was down by Mr. Salmons' feet and was still able to hear the commands being given to Mr. Salmons by the arresting officers. Ofc. Thymian stated he also observed an officer put Mr. Salmons into an arm bar and an officer strike Mr. Salmons for pain compliance. Ofc. Thymian stated he did not see any unreasonable or unnecessary force.

Ofc. Ray Interview

On July 14, 2020, I interviewed Ofc. Ray. Ofc. Ray stated this was the first evening he worked the protest detail. Ofc. Ray was aware that on the previous night hard objects were thrown at officers and their vehicles. Ofc. Ray noted two of the vehicles assigned to people within his unit received damage from rocks. Ofc. Ray stated these objects could have caused injury to an officer. Ofc. Ray stated he was aware the protest was declared an unlawful assembly on the evening of May 31, 2020. Ofc. Ray stated he believed this was in response to hard objects being thrown at officers again.

Ofc. Ray stated he observed Mr. Salmons walking into the intersection and he made the statement, "watch this guy," to his fellow team members. Ofc. Ray stated he then observed Mr. Salmons being struck with less lethal munitions and begin to try to stand back up. Ofc. Ray stated he gave Mr. Salmons loud clear commands to "rollover" however, Mr. Salmons did not comply. Ofc. Ray stated throughout the arrest, Mr. Salmons was given multiple commands all of which he did not comply with. Ofc. Ray stated as he approached Mr. Salmons he was kicking and flailing his legs in a noncompliant fashion. Ofc. Ray did not want to speculate if he was trying to kick an officer. Ofc. Ray stated Mr. Salmonss was noncompliant with officers and actively resisting arrest despite being given numerous commands. Ofc. Ray stated he stopped taking part in the arrest to assist in providing scene security; however, he could still hear commands being given to Mr. Salmons which he believed were not being followed by Mr. Salmons. Ofc. Ray stated none of the force he observed was either excessive or unnecessary.

Ofc. Winn Interview

On July 22, 2020, I interviewed Ofc. Jeremy Winn. Ofc. Winn stated him and Ofc. Hubbard were in contact with a male who was upset he was separated from his girlfriend. Ofc. Winn stated they were approached by Mr. Salmons who was upset. Ofc. Winn stated Ofc. Hubbard was gesturing with his hands and telling Mr. Salmons to leave the area; however, Mr. Salmons did not comply and instead slapped at Ofc. Hubbard's hand. Ofc. Winn stated Mr. Salmons was given ample opportunities to leave the area and was told to do so, but failed to comply with the orders given.

Ofc. Hubabrd Interview

Ofc. Hubbard was not interviewed for this investigation because he was out on leave.

Ofc. Comstock Interview

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On July 28, 2020, I interviewed Ofc. Comstock. Ofc. Comstock recalled working the previous night of the protest. Ofc. Comstock stated he was aware protesters had thrown bottles, rocks, fireworks, and even fired shots at the police.

Ofc. Comstock stated the protest was declared an unlawful assembly and numerous repeated loud and clear commands were given. Ofc. Comstock stated he recalled Mr. Salmons blocking the intersection and failing to obey commands. Ofc. Comstock stated on top of the overall general command given over the LRAD numerous commands were directly given to Mr. Salmons. Ofc. Comstock stated Mr. Salmons did not follow these commands and did not leave the area. Ofc. Comstock stated after Sgt. Bauer told Mr. Salmons to get on the ground and Mr. Salmons did not comply, Ofc. Comstock deployed three rounds from his pepper-ball gun. Ofc. Comstock stated he struck Mr. Salmons in his midsection where he was aiming. Ofc. Comstock stated he stopped firing when he got the response from Mr. Salmons he was looking for, bending over and no longer moving towards officers.

Ofc. Comstock stated after firing the rounds he proceeded to walk past Mr. Salmons to help keep other citizens away from the arrest. Ofc. Comstock stated he was not able to participate further in the arrest due to him having the pepper-ball gun.

Ofc. Comstock stated after the arrest was finished, he later learned through Ofc. Laabs Mr. Salmons had pushed two officers just prior to this incident. Ofc. Comstock stated in his opinion, Mr. Salmons was not there to protest, but instead was there to cause problems. Ofc. Comstock stated his use of force was unavoidable.

Ofc. Johnson Interview

On July 29, 2020, I interviewed Ofc. Charles Johnson. Ofc. Johnson stated he was assigned to the CSPD Bearcat on the evening of May 31, 2020, into the evening of June 1, 2020. Ofc. Johnson stated he was aware objects that could injure an officer were being thrown at officers.

Ofc. Johnson stated he witnessed the arrest of Mr. Salmons. Ofc. Johnson stated Sgt. Bauer gave Mr. Salmons numerous loud and clear orders to which he did not comply. Ofc. Johnson stated he then saw Mr. Salmons being struck by either pepper balls or FN rounds. Ofc. Johnson stated Mr. Salmons did not go into a surrendering position but instead started to get back up when a SWAT officer took him to the ground.

Ofc. Johnson stated while the suspect was on the ground, based on what he observed, he believed the suspect was not complying with the arrest. Ofc. Johnson stated he observed officers strike Mr. Salmons but could not tell where. Ofc. Johnson also stated he saw officers with their elbows in the air as if they were either striking Mr. Salmons or trying to pull his arms out from underneath him.

Ofc. Johnson stated Mr. Salmons appeared to be looking for a confrontation with the police, more than trying to sway someone's political opinion. Ofc. Johnson stated he observed no force that was either unnecessary or excessive.

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Ofc. Laabs Interview

On July 29, 2020, I interviewed Ofc. Laabs. Ofc. Laabs stated on May 31, 2020, he was assigned to a group of officers working the protest. Ofc. Laabs was traveling in the Teller County Bearcat. Ofc. Laabs stated he was aware of the force the protesters were using against officers to include the throwing of rocks and fireworks. Ofc. Laabs also stated a TEU vehicle was shot at.

Ofc. Laabs stated he observed two uniformed CSPD officers talking to two citizens. Ofc. Laabs stated one of the citizens, later identified as Mr. Salmons, shoved one of the officers. Ofc. Laabs stated Mr. Salmons began to walk south, so Ofc. Laabs stepped in front of his path stopping him from getting behind the PORT Team. Ofc. Laabs stated Mr. Salmons confronted him telling him "fuck you." Ofc. Laabs stated he told Mr. Salmons to go home at which point Mr. Salmons began to walk to the west into the intersection eventually blocking traffic.

Ofc. Laabs stated Sgt. Bauer began to give Mr. Salmons commands over the loudspeaker to leave the area. Ofc. Laabs stated Mr. Salmons was given ample opportunity to leave the area but he did not. Ofc. Laabs stated in his opinion Mr. Salmons was someone who was looking for a confrontation with the police. Ofc. Laabs stated based on Mr. Salmons reactions he knew Mr. Salmons heard Sgt. Bauer's commands.

Ofc. Laabs stated Mr. Salmons was blocking traffic and not complying with commands so the decision was made to arrest him. Ofc. Laabs stated he observed Mr. Salmons being struck with pepper-balls and fall to the ground. Also Laabs stated it was obvious when Mr. Salmons started to get back up he was not going to surrender, so Ofc. Laabs took him back down to the ground. Ofc. Laabs stated once Mr. Salmons was down the ground Mr. Salmons continued to resist police officer control.

Ofc. Laabs stated multiple officers assisted in the arrest of Mr. Salmons. Ofc. Laabs stated this entire time Mr. Salmons did not comply with commands. Ofc. Laabs estimated the entire arrest took approximately forty-five seconds and for the last eight seconds Mr. Salmons yelled he could not breathe. Ofc. Laabs stated during this eight second period no officer was on Mr. Salmons' neck or chest restricting his breathing. Ofc. Laabs stated once Mr. Salmons was in handcuffs and off the ground he continued to be uncooperative with officers.

Ofc. Laabs stated none of the force he observed was either excessive or unnecessary. Ofc. Laabs stated his use of force was unavoidable due to Mr. Salmons' actions.

Ofc. Rutter Interview

Ofc. Rutter stated this was the first night he worked the protest. Ofc. Rutter stated he was wearing his blue patrol uniform with his Shield 616 vest, riot helmet, and gas mask. Ofc. Rutter stated he was clearly marked as a police officer. Ofc. Rutter stated he was traveling in an unmarked Dodge Durango that was equipped with lights and sirens. Ofc. Rutter recalled the lights being activated.

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Ofc. Rutter stated his assignment during the night of May 31, 2020 into June 1, 2020 was to arrest the agitators who were distracting from the message of the peaceful protesters. Ofc. Rutter could not recall if he was provided a briefing prior to working the protest that night.

Ofc. Rutter remembered the protest being declared an unlawful assembly; however, could not remember where he was when he heard these orders. Ofc. Rutter stated he heard them over the loudspeaker attached to the Bearcat, and said any citizen in the area would've been able to hear them as well.

When asked about the arrest of Mr. Salmons Ofc. Rutter stated Mr. Salmons was screaming and yelling at a police vehicle. Ofc. Rutter could remember commands being given in the area but could not recall if commands were being given specifically to Mr. Salmons. Ofc. Rutter stated he observed Mr. Salmons be struck with pepper balls, fall to the ground, start to stand back up, and then be tackled. Ofc. Rutter stated once Mr. Salmons was on the ground he did not give him any verbal commands but other officers did. Ofc. Rutter stated he observed Mr. Salmons using his leg to either try to stand up, kick, or knee officers. Ofc. Rutter stated Mr. Salmons did not comply with commands and resisted police officer control. Ofc. Rutter stated he delivered multiple close fist strikes to Mr. Salmons' common peroneal to gain pain compliance. When Mr. Salmons started to roll Ofc. Rutter delivered close fist strikes to his ribs causing him to roll back onto his stomach. Ofc. Rutter stated he then applied pressure on Mr. Salmons' ankle until Mr. Salmons could be successfully placed into custody.

Ofc. Rutter stated his force did not affect the level of Mr. Salmons' compliance. Ofc. Rutter stated his force was used to gain compliance and not injure Mr. Salmons. Ofc. Rutter stated his force could not have been avoided because of the actions taken by Mr. Salmons. Ofc. Rutter stated nothing he did or observed was unnecessary or excessive.

Ofc. Daly Interview

On August 6, 2020, I interviewed Ofc. Mark Daly. Ofc. Daly stated the first time he saw Mr. Salmons was when he was walking east to west towards the intersection of Costilla and Nevada. Ofc. Daly stated he did not see Mr. Salmons make contact with a CSPD officer, but later found about it through Ofc. Hubbard. Ofc. Daly stated Ofc. Hubbard informed him, Mr. Salmons smacked his hand while he was instructing Mr. Salmons to leave the area.

Ofc. Daly stated Mr. Salmons walked into the intersection and was blocking traffic. Ofc. Daly stated Mr. Salmons was given commands to leave the area and a chance to comply but Mr. Salmons did not. Ofc. Daly stated he knew Mr. Salmons was hearing the commands being given to him based on his reactions to them.

Ofc. Daly stated when he approached Mr. Salmons, there were 3 to 4 officers struggling with him trying to get him into custody. Ofc. Daly stated he called out he had flex-cuffs and asked if the officers needed them. Ofc. Daly stated he kneeled down next to Mr. Salmons, and could hear orders being given to him. Ofc. Daly stated Mr. Salmons was not complying with these commands.

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Ofc. Daly stated while officers were trying to secure Mr. Salmons, Mr. Salmons grabbed the fingers on Ofc. Daly's left hand. Ofc. Daly stated he performed several closed fist strikes to Mr. Salmon's hand to get him to release. Ofc. Daly estimated he struck Mr. Salmons 3-4 times. Ofc. Daly stated he stopped striking Mr. Salmons when Mr. Salmons released his hand. Ofc. Daly stated he then went back to trying to get flex-cuffs on Mr. Salmons. While doing so, Mr. Salmons grabbed the flex-cuffs. Ofc. Daly stated once again he performed several strikes to Mr. Salmons' hand to get him to release.

Ofc. Daly stated once handcuffs were placed on Mr. Salmons he started to yell he could not breathe. Ofc. Daly stated Sgt. Wrede told Mr. Salmons he would be able to breathe as soon as he was secured. Ofc. Daly stated no officer was on Mr. Salmons' in any way inhibiting his ability to breathe. Ofc. Daly stated as soon as Mr. Salmons was secured, he was rolled over, and sat up.

Ofc. Daly stated once at the car, Mr. Salmons was still non-compliant. Ofc. Daly stated when officers searched Mr. Daly a knife was located. Ofc. Daly stated Sgt. Wrede held up the knife and stated, "This is what he was reaching for when we were putting him in the car."

Ofc. Daly stated none of the force he witnessed or used was either excessive or unnecessary.

Sgt. Wrede Interview

On August 25, 2020, I interviewed Sgt. Wrede. Sgt. Wrede stated on the night of May 31, 2020, he was assigned as part of team designated to arrest agitators who were interrupting the peaceful protests. Sgt. Wrede stated he did work the previous nights of the protest and was aware that some protestors were throwing objects at officers that could hurt them. Sgt. Wrede stated he himself had objects thrown at him and his vehicle.

Sgt. Wrede stated during the arrest of Mr. Salmons he observed Mr. Salmons standing in the middle of an intersection screaming. Sgt. Wrede stated he made a comment about the need to arrest him, expecting his team to execute the arrest when Mr. Salmons was struck by pepper-balls. Sgt. Wrede stated prior to the pepper-balls he heard verbal orders given directly to Mr. Salmons. Sgt. Wrede stated Mr. Salmons had a chance to peacefully leave the area, but instead blocked the intersection and did not follow commands.

Sgt. Wrede stated when he approached Mr. Salmons he was attempting to roll onto his back. Sgt. Wrede stated he grabbed Mr. Salmons and pushed him back down to keep him on his belly. Sgt. Wrede stated if Mr. Salmons was able to get onto his back it would have been more dangerous for officers. Sgt. Wrede stated prior to making physical contact with Mr. Salmons and while in contact with Mr. Salmons, Mr. Salmons was given numerous commands to stop resisting but he did not comply. Sgt. Wrede stated Mr. Salmons had his left arm underneath and would not provide it to officers. Sgt. Wrede stated he was trying to leverage the arm out from underneath Mr. Salmons.

Sgt. Wrede stated while still trying to get his arm out, Mr. Salmons kept rolling onto his shoulder. Sgt. Wrede stated in order to control Mr. Salmons, he pushed down on his head to keep him from being able to roll on officers.

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Sgt. Wrede stated while officers were attempting to handcuff Mr. Salmons he repeatedly grabbed their fingers and the flex-cuffs making it difficult to secure him. Sgt. Wrede stated once Mr. Salmons was in handcuffs and force was no longer required, all use of force was stopped.

Sgt. Wrede stated he never saw any injuries on Mr. Salmons, nor did Mr. Salmons request medical. Sgt. Wrede stated if Mr. Salmons requested medical attention it would have been provided.

Sgt. Wrede stated when they were putting Mr. Salmons into a cruiser, Mr. Salmons made a comment he had not been patted down. Sgt. Wrede stated when he went to pat-down Mr. Salmons, Mr. Salmons told him he had a knife and was holding it in his hand despite being handcuffed.

Sgt. Wrede stated none of the force he used or witnessed was excessive or unnecessary. Sgt. Wrede also stated the use of force was unavoidable because of Mr. Salmons' actions. Sgt. Wrede stated had Mr. Salmons complied, no force would have been used. Sgt. Wrede stated because Mr. Salmons did not comply with verbal commands, blocked traffic, and was agitating the crowd he needed to be arrested. When verbal commands did not work, the officers had to use force to execute the arrest.