



SPOKANE COUNTY SHERIFF

CASE# 2023-10122254

FIELD CASE REPORT

NARRATIVE

The incident occurred in the west parking lot of Terrace View Park, located at 13525 E. 24th east of S> Blake Rd., in the city limits of the Spokane Valley, within Spokane County, State of Washington 99216.

On 08/14/2023 at approximately 2347 hours, I observed a grey Audi wagon parked in the west parking lot of Terrace View Park, after legal park hours, which are 0600 to 2100 hours between April 15th and October 15th.

I pulled in behind the vehicle and approached it on the driver's side and as I walked forward, I could smell the strong odor of burnt marijuana. Once at the side of the vehicle, I used my flashlight to try and see through the dark tint as I knocked on the window. A male then said something to the effect of "What do you want?"

I identified myself as a Sheriff's Deputy/Sergeant and asked him to either roll down his window or open his door. The male, later identified as Kenneth Roy Hinton W/M DOB: 03/10/1961, reached his hand out his sunroof and said "I can hear you," but refused to roll down his window or open his door. I explained to Hinton he was in the park after legal house and that I needed his name or identification, and Hinton opened his door.

While speaking with Hinton, he was instantly confrontational and I could see a folding knife in his driver's door pocket and a fixed bladed knife between his seat and the driver's side, which was slightly behind the driver's seat.

Due to Hinton's confrontational demeanor and having access to edged weapons, I requested another Deputy respond to my location as I double checked and confirmed my BWC was activated. As I continued trying to explain to Hinton he was in violation of the park rules and hours of operation, and that it was a misdemeanor to be there, he continued to argue and said "It's a civil infraction at best." Hinton then refused to identify himself and started his vehicle.

I advised Hinton he was detained and not free to leave and he laughed. Hinton then reached toward his door as if he was going to close it and I told him to leave it open and again told him he was not free to leave and that he was required to identify himself. Hinton refused again and began putting on his flip-flops.

Due to Hinton not complying to my lawful demands, I advised him he was under arrest, and he said, "No I am not." I ordered Hinton out of his vehicle and after he stood up, I ordered him to turn around, but he refused. I took ahold of Hinton's right wrist and attempted to place his hands behind his back, and he jumped into the driver's seat of his vehicle and leaned backwards. As Hinton resisted, I requested emergency backup (code-6).

Fearing Hinton was attempting to gain access to a weapon, I attempted to pull him out of his vehicle and his shirt ripped. Hinton continued to physically resist arrest, and I applied a closed fist strike to the left side of his face. Hinton then put his feet up toward me and I took a hold of his left foot/leg and pulled him out of his vehicle. Once outside of his vehicle, I ordered Hinton to roll onto on his stomach, but he pulled himself up to his knees and tried to stand up. As Hinton attempted to gain his balance and stand, I applied two knee strikes to his left side, which kept him on the ground. Hinton continued physically resisting as I attempted to gain control of

REPORTING OFFICER
591711 Hilton

DATE
8/14/2023

REVIEWED BY
Hunt, Jason C

08/15/2023



SPOKANE COUNTY SHERIFF

CASE# 2023-10122254

FIELD CASE REPORT

NARRATIVE (continuation)

his hands and noticed he was reaching under his body and toward his waistband. As Hinton refused to give me control of his hands, I struck him two times in the side of the head/face, which caused him to fall flat.

Once Hinton was down on his stomach, Deputy Santovena Fathauer arrived on scene and assisted me with securing Hinton in handcuffs. Several other Deputies, Sergeant Hunt, and Sergeant Wang then arrived on scene too.

With Hinton in custody, medical personnel were requested, and Spokane Valley Fire and AMR arrived. Hinton subsequently received medical attention and was cleared to be transported to jail. Prior to being transported, Sergeant Hunt spoke with Hinton.

Hinton was advised he was under arrest for violation of (Ct-1) SMC 12.06A.040.H.4 Being in a County/SV park after legal hours, (Ct-2) RCW: 9A.76.020 Obstructing an Officer, and (Ct-3) RCW: 9A.76.040 Resisting Arrest.

Once Hinton was notified of his charges, I asked him if he had anyone who could respond to the scene for his vehicle and his bird, which was in a cage in the back seat of his vehicle. Hinton stated he did not. Due to this, a Impound Tow and SCRAPS was requested. An Impound Inventory of Hinton's vehicle was completed, and it was removed from the park. Deputy Santovena Fathauer subsequently transported Hinton's bird to SCRAPS, where it was secured.

Photographs of the scene were taken along with the clearly posted Spokane Valley park hours and rules signs, which Hinton was parked next to.

I have uploaded my BWC video to Evidence.com for review.

This incident is settled.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it. Place Signed: Spokane County WA

REPORTING OFFICER 591711 Hilton	DATE 8/14/2023	REVIEWED BY Hunt, Jason C	08/15/2023
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SPOKANE COUNTY SHERIFF

CASE# 2023-10122254

FIELD CASE SUPPLEMENT

NARRATIVE

On 08/14/23, at approximately 2348 hours, I responded to Terrace View Park, 13525 E 24th Ave, to assist Sergeant Hilton with a suspicious vehicle contact. While in route to the scene, Sergeant Hilton requested assisting units to respond code-three. I then upgraded my response to code three, with emergency lights and sirens, to Sergeant Hilton's location.

Upon my arrival, I noticed that Sergeant Hilton was in a physical struggle with a male, identified as Kevin Hinton, beside a gray Audi A4 with paper plates. I noticed Sergeant Hilton was holding onto Kevin's left arm and was attempting to place him into custody. I grabbed Kevin's right arm and was able to place his arm behind his back and roll him onto his stomach. I then assisted with placing Kevin into custody without any further incident.

I took photographs of Kevin's injuries and Kevin's vehicle. I also took photographs of two knives that were within arms reach of the driver's seat: one in the driver's door pocket and one on the floor behind the driver's seat. I later uploaded the photos to the digital management system.

I then assisted by transporting Kevin's pet bird, which was in a cage in the backseat of his vehicle, to SCRAPS. Kevin's bird had food and water in the cage and was left in the air-conditioned office of SCRAPS.

I had no further involvement in this case.

My body-worn camera was activated during this investigation. This report is based on my memory and on notes taken at the time of the incident; see body-camera footage for additional details. Any photographs referenced above were taken on my department-issued cell phone for upload to evidence.com.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it. Place
Signed: Spokane County WA R. Fathauer 24580

REPORTING OFFICER	DATE	REVIEWED BY	
592348 Santovena Fathauer	8/14/2023	Hunt, Jason C	08/15/2023



SPOKANE COUNTY SHERIFF

CASE# 2023-10122254

FIELD CASE SUPPLEMENT

NARRATIVE

On 08-14-2023 at about 2349 hours, while working as marked unit B602, I, Deputy D. Davis, was dispatched to Terrace View Park and Pool located at 13525 E 24th Avenue, Spokane Valley, Spokane County, Washington for a report of a suspicious vehicle. The deputy on scene requested emergency backup.

Because emergency response was requested, I responded to the scene with my emergency lights and sirens activated (Code 3 response). Prior to my arrival, it was broadcast that the suspect was in custody and emergency response was no longer needed. I deactivated my emergency lights and sirens and continued to the location.

Upon my arrival the suspect, later identified as Kevin Hinton, was detained in handcuffs and in a seated position on the ground. I observed Kevin's top lip which appeared to be split at the top and bleeding and I observed swelling on Kevin's left eye. Medics were called to the scene. I placed my hand on Kevin's shoulder to keep him in an upright position while we waited for medics to respond. I did not use any force on Kevin.

Firefighters responded and evaluated Kevin. Firefighters stated most of the blood was from Kevin's lip and that it had stopped bleeding. Kevin was cleared medically, and I transported him to the Spokane County Jail for booking for resisting arrest, obstruct law enforcement officer, and violation of Spokane Valley Municipal code 12.06A.040; refer to Sergeant Hilton's case report for more details.

Upon arrival to Spokane County Jail, medical staff advised me Kevin was refused medically. Medical staff at the jail told me Kevin was being refused because Kevin might need stitches in his lip, and because his blood pressure was high at the time.

I transported Kevin to Deaconess hospital for further treatment. Kevin was admitted to an exam room. While Kevin was receiving treatment from medical staff, I temporary muted my camera to protect Kevin's privacy. I advised before muting the audio on my body worn camera. Eventually the battery on my body worn camera ran low. I temporarily deactivated the use of my body worn camera to preserve what battery power I had left. I advised this before deactivating the use of my body worn camera.

I was informed by medical staff that Kevin was to be admitted into the Hospital. Medical staff at the hospital advised me Kevin was being admitted for 3-6 broken ribs and a punctured lung. I contacted Sergeant Hunt and Sergeant Rogers; we agreed the best course of action was to cite and release Kevin on the charges listed above.

On 08-15-2023, at about 0526 hours, I issued Kevin criminal citation # 3A0537891 and citation # CR189901. Afterwards I learned Sergeant Hilton had already issued Kevin a citation for the above listed charges (criminal citation # 3A0280224); I issued Kevin a copy of said citation.

It should be known that I mistakenly informed Kevin that criminal citation # 3A0537891 was to be voided. It was an inadvertent error.

See Sergeant Hilton's case report for disposition.

REPORTING OFFICER 592078 Davis	DATE 8/14/2023	REVIEWED BY Hunt, Jason C	08/16/2023
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**SPOKANE COUNTY SHERIFF**CASE# **2023-10122254****FIELD CASE SUPPLEMENT****NARRATIVE (continuation)**

This report is a synopsis of the event based on memory; any omissions, errors, or inaccuracies are inadvertent. My body worn camera was activated for this investigation, the video will be uploaded into evidence. If there is any doubt about the content of statements, reviewers are encouraged to review the video recording of the investigation.

I certify under the penalty of perjury under the laws of the State of Washington that all statements made herein are true and accurate and that I have entered my authorized user ID and password to authenticate it. Place

Signed: Spokane County WA

REPORTING OFFICER	DATE	REVIEWED BY	
592078 Davis	8/14/2023	Hunt, Jason C	08/16/2023