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STATE OF WASHINGTON
KING COUNTY SUPERIOR COURT

Case No. 517IQ9301

INQUEST INTO THE DEATH OF
CHARLEENA CHAVON LYLES,

Deceased.

**AUGUST 2019 DISCOVERY DEMAND
AND THE CITY OF SEATTLE’S
RESPONSES THERETO**

PLEASE TAKE NOTICE that the maternal family of Charleena Lyles hereby requests all discoverable material, as soon as such material can be provided. Conducting Inquests in King County, PHL-7-1-2-EO, Appendix 2, § 4.1 (2018). This request is duplicative of an earlier request sent to the City of Seattle on December 26, 2018, but is being formally filed for Pro Tem Attorney Anderson and Judge Spearman’s reference. Declaration of Corey Guilmette. This request is made in addition to the Maternal Family of Charleena Lyles’s Notice of Joinder in Motion Re Admissible Inquest Evidence.

This request includes, but is not limited to, the following materials:

1. Beginning of Officer Anderson Front facing DICV—Front of video provided in discovery starts at 9:42:13 but back starts at 9:14:32. We also need the end for the front facing DICV—front ends at 10:12:03 but back ends at 10:58:07.

See CITY_LYLES_I_000001

- 1 2. End of Officer McNew front facing DICV—front of video provided in discovery ends at
2 10:10:37 but back ends at 10:58:49

3 **See CITY_LYLES_I_000002**

- 4 3. 3D modeling records, and all associated or related files, of 6818 62 Ave NE #4304
5 Seattle, WA. A 3D scan of the apartment was performed by Kineticorp, at the request of
6 the Seattle Police Department, on August 16, 2017.

6 **See CITY_LYLES_I_000003**

- 7 4. It appears that Grant Fredericks prepared a video analysis file or files for the Seattle
8 Police Department in connection with the shooting of Charleena Lyles. However, those
9 files were not provided as part of the Seattle Police Department file prepared for the
10 inquest into Charleena Lyles’s death. Please provide any and all files prepared by Grant
11 Fredericks related to the death of Charleena Lyles.

10 **See CITY_LYLES_I_000004**

- 11 5. The following two files were referenced in two separate NICE file logs provided in
12 discovery, however the files, themselves, were not included. Please provide the following
13 two files: “FIT DEWEY RADIOXD WMA.wma” and “FIT DEWEY RADIOND
14 WMA.wma”

14 **Files were produced in the initial discovery in the folder titled “CD – Audio Lyles_I
15 1639” and can be located in the following locations:**

16 **“FIT DEWEY RADIOXD WMA.wma”:**

17 **CD - Audio Lyles_I 1639\FIT 911 Communications\FIT 911 Communications.zip\IMPOUND 99_OIS (17-
18 219301)_FIT DEWEY_RADIOXD_WMA\FIT DEWEY_RADIOXD_WMA.wma**

18 **“FIT DEWEY RADIOND WMA.wma”:**

19 **CD - Audio Lyles_I 1639\FIT 911 Communications\FIT 911 Communications.zip\IMPOUND 99_OIS (17-
20 219301)_FIT DEWEY_RADIOND_WMA\FIT DEWEY_RADIOND WMA.wma**

- 20 6. The following training curriculum, ISDM, and all materials associated with each training,
21 below. The list below is a selection of relevant trainings completed by Officers Anderson
22 and McNew, excerpted from training logs provided in discovery:

- 23 a. SPD 2017 Family Intervention & Restorative Services eLearning
24 b. SPD 2017 FTO EEO Orientation Training
25 c. SPD 2017 Field Training Officer School
d. SPD 2017 Core Competencies
e. SPD 2017 Care Under Fire

- 1 f. SPD 2016 PTSD Roll Call Training
- 2 g. SPD 2016 New First-Line Supervisor
- 3 h. SPD 2016 FTO Override eLearning
- 4 i. SPD 2016 CPR/AED per ASHI Standards
- 5 j. SPD 2016 Integrated Tactics
- 6 k. SPD 2016 Crisis Intervention Training
- 7 l. SPD 2016 Firearm Qualification and Less-lethal Recertification
- 8 m. SPD 2016 Tukwila Taser Use of Force Roll Call Training
- 9 n. SPD 2015 Mental Health Contact Report (Crisis Template)
- 10 o. SPD 2015 Rapid Intervention Training
- 11 p. SPD 2015 Post BLEA Introduction to Rapid Intervention
- 12 q. SPD 2015 Post BLEA Polices and Procedures
- 13 r. SPD 2015 Post BLEA De-Escalation
- 14 s. SPD 2015 Contact/Cover Roles
- 15 t. SPD 2015 Post BLEA Use of Force Decision Making Scenarios
- 16 u. SPD 2015 Integrated Use of Force and Tactics
- 17 v. SPD 2015 Handgun Qualification
- 18 w. SPD 2015 Post BLEA Firearms
- 19 x. SPD 2015 Post BLEA DT #3 Impact Weapons
- 20 y. SPD 2015 Post BLEA DT#2 Counter Striking
- 21 z. SPD 2015 Post BLEA Bias Free Policing
- 22 aa. SPD 2015 Post BLEA OC Certification
- 23 bb. SPD 2015 Post BLEA Tactical De-Escalation/Firearms Individual Skills
- 24 cc. SPD 2015 Post BLEA Taser X2 Operator
- 25 dd. SPD 2015 Post BLEA Advanced Crisis Intervention Training
- ee. SPD 2015 Post BLEA Officer Sustainment-Use of Force
- ff. SPD 2015 Post BLEA RACE, the Power of an Illusion/Listen, Explain, with Equity and Dignity
- gg. SPD 2015 Post BLEA Use of Force Decision Making
- hh. SPD 2015 Tactical De-Escalation/Firearms Individual Skills
- ii. SPD 2015 Bias Based Complaint Roll Call Training
- jj. SPD 2015 Defensive Tactics #1
- kk. SPD 2015 Officer Sustainment-Use of Force
- ll. SPD 2014 Crisis Intervention Team Tactics 40 hour
- mm. SPD 2014 Bias Free Policing
- nn. First Aid Video 2014
- oo. 2014 First Aid
- pp. De-escalation and Contact and Cover
- qq. Threat Assessment and Prisoner Control
- rr. Bias Free Policing
- ss. Biased Free Policing and Voluntary Contacts and Terry Stops
- tt. 2014 Firearms and Tactics
- uu. Reviewing Use of Force-Update
- vv. 2014 Use of Force Core Principles

- 1 ww. 2014 Less Lethal Recertification
- 2 xx. 2014 First Aid
- 3 yy. 2014 Street Skills Firearms
- 4 zz. 2014 Tactics
- 5 aaa. 2014 Street Skills
- 6 bbb. Use of Force 2014 Classroom
- 7 ccc. Use of Force-Type I, II, and III
- 8 ddd. Reviewing Use of Force
- 9 eee. Authorized Force
- 10 fff. Force Investigation Team (FIT)
- 11 ggg. Less Lethal 2014
- 12 hhh. Incident Screening and Use of Force Reporting
- 13 iii. Chief Bailey on New Use of Force Policy
- 14 jjj. Whistleblower Code
- 15 kkk. Don't Go Viral
- 16 ll. Combined RPOI & LEED
- 17 mmm. LEED
- 18 nnn. Race: The Power of an Illusion
- 19 ooo. 2013 Tactics
- 20 ppp. 2013 ICC-Individual Skills
- 21 qqq. Impact Weapons Training
- 22 rrr. 2012 Street Skills-Firearms
- 23 sss. Charge by Officer (CBO)
- 24 ttt. 2012 Handgun Qualifications
- 25 uuu. ICC 7 – Team Control Takedowns
- vvv. Street Skills 2012 – Tactics
- www. PRISIM Training
- xxx. SS11: Firearms/CQB/Trigger/Work
- yyy. Perspectives on Profiling
- zzz. SS010 ICC/Tactics I and II
- aaaa. SS010 ICC/Tactics I and II
- bbbb. CPR Refrhr/Inf Disease-MyClyns
- cccc. SS09 Range Plain Clothes Shoot
- dddd. SS09 Impact Weapons & OC
- eeee. SS09 Rapid Interven. Refresher
- ffff. SS09 Mandatory Classroom
- gggg. SS09 ICC Control Tactics
- hhhh. SS09 Tactics Contact & Cover
- iiii. Anti-Harassment and Anti-Discrimination
- jjjj. Less Lethal Certification

See CITY_LYLES_I_000005 - CITY_LYLES_I_006528

7. Officer Stephen McNew SPD 2015 Supervisor Action, completed on 6/14/15.

1 **It is unclear what is being referenced in this request. There was no 6/14/2015**
2 **supervisor action. Counsel needs to clarify this request.**

- 3 8. Officer Stephen McNew Type I, II, and III Use of Force reports and all documents
4 (regardless of format: video, audio, etc.) related to those Use of Force reports. For
5 example, if the Officer wrote a Type I Use of Force report in incident associated with
6 police report 2017-123456, please include the Use of Force report, along with all
documents associated with that police report, such as the police report, in-car video, etc.
Please do not include any documents associated with the June 18, 2017 incident that led
to the death of Charleena Lyles.

7 **Administrator denied this request.**

- 8 9. Officer Jason Anderson Type I, II, and III Use of Force reports and all documents
9 (regardless of format: video, audio, etc.) related to those Use of Force reports. For
10 example, if the Officer wrote a Type I Use of Force report in incident associated with
11 police report 2017-123456, please include the Use of Force report, along with all
documents associated with that police report, such as the police report, in-car video, etc.
Please do not include any documents associated with the June 18, 2017 incident that led
to the death of Charleena Lyles.

12 **Administrator denied this request.**

- 13 10. Any and all police reports, documents (regardless of format: video, audio, etc.), and
14 related files that mention or concern Charleena Lyles. For example, if Charleena Lyles is
15 mentioned in police report 2017-123456, please include all documents associated with or
16 related to that police report, regardless of whether those associated documents mention
Charleena Lyles. Please do not include any documents associated with the June 18, 2017
incident that led to the death of Charleena Lyles.

17 **Administrator denied this request.**

- 18 11. Any and all police reports, documents (regardless of format: video, audio, etc.), and
19 related files that mention or concern 6818 62 Ave NE #4304 Seattle, WA involving
20 incidents that occurred between October 31, 2015 and June 17, 2017.

21 **Administrator denied this request.**

- 22 12. Any and all police reports, documents (regardless of format: video, audio, etc.), and
23 related files that mention or concern 6818 62 Ave NE Seattle, WA involving burglary,
suspected burglary, trespass, or suspected trespass incidents that occurred between
24 October 31, 2015 and June 17, 2017.

25 **Administrator denied this request.**

1 13. All training curriculum, ISDM, and all materials associated with trainings given to Force
2 Investigative Team detectives.¹

3 **Administrator denied this request.**

4 14. All records prepared in preparation for or related to the Force Review Board hearing
5 and/or findings concerning the shooting of Charleena Lyles. Please include any recording
6 or documentation of the hearing, regardless of format (e.g. audio, video, notes, etc.).
7 Please also include any communications (emails, text messages, etc.) involving members
8 of the Force Review Board related to the shooting of Charleena Lyles, regardless of
9 recipient or sender of the communication. Please also provide any communication
10 involving a member of the Seattle Police Department or any other city agency related to
11 the Force Review Board hearing and/or findings concerning the shooting of Charleena
12 Lyles.²

13 **Administrator denied this request.**

14 15. The exhibit list used in connection with depositions taken in *Lyles v. City of Seattle*, 17-2-
15 23731-1 SEA.³

16 **Administrator denied this request.**

17 DATED this 3rd day of January, 2020.

18 PETER S. HOLMES
19 Seattle City Attorney

20 By: /s/ Ghazal Sharifi

21 Ghazal Sharifi, WSBA# 47750

22 Assistant City Attorney

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Seattle, WA 98104

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Attorneys for City of Seattle and Seattle Police Department

¹ This request was not included in the December 26, 2018 email sent to the City of Seattle.

² This request was not included in the December 26, 2018 email sent to the City of Seattle.

³ This request was not included in the December 26, 2018 email sent to the City of Seattle.

CERTIFICATE OF SERVICE

The undersigned certifies under the penalty of perjury according to the laws of the United States and the State of Washington that on January 3, 2020 I caused to be served in the manner noted below a copy of this document entitled **AUGUST 2019 DISCOVERY DEMAND** on the following individuals:

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25 /s/ Jennifer Litfin

Jennifer Litfin, Legal Assistant

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