



TENNESSEE BUREAU OF INVESTIGATION FORENSIC SERVICES DIVISION

Officer Involved Shooting / Use of Force Supplemental Information for Law Enforcement Firearms Testing

The questions listed below are designed to facilitate the proper testing sequence of law enforcement firearms within the Forensic Services Division.

Please answer the questions to the best of your knowledge based on the facts known at the time of submittal. If facts you deem pertinent to the investigation are still not known, please alert the Violent Crime Response Team Lead or a Forensic Technician in the Evidence Receiving Unit as soon as possible.

| | |
|------------------|--------------|
| Name of Officer: | Gray Maxwell |
| Make: | Glock 17 |
| Model: | |
| Serial Number: | [REDACTED] |

1. Do you have reason to believe the listed firearm was handled in any manner by a non-law enforcement (non-LE) participant during this incident? Was an attempt made by any non-LE participant to grab the above listed firearm?
 Yes No

If so, please describe the circumstances below (e.g., struggle, close contact, grab attempt in holster, etc.):

2. Was the listed firearm handled without gloves by law enforcement personnel during collection and/or packaging of the firearm? Yes No

If yes, by whom _____

3. Is there visible blood on the firearm? Yes No

4. Is electronic media (e.g., body cam, dash cam, surveillance video) available that may clarify any of the facts listed above? Yes No

Miscellaneous Notes:

Name: Stewen Kennard

Date: 11/02/2025

Signature: [Signature]

FOR LABORATORY USE ONLY
 Lab No.: 251-017840
 Exhibit No.: 1

| | | | |
|---|--|---|---|
| Use of Force Report Metropolitan Nashville Police Department MNPD Form 108 Rev. 01/2022 | | 1. Department Control Number U 0 8 6 0 2 2 | 2. Incident Number 20220396989 |
| INCIDENT INFORMATION | | | |
| 3. Reason for Contact: | | <input checked="" type="checkbox"/> Call for Service <input type="checkbox"/> Traffic Stop <input type="checkbox"/> Consensual Encounter | <input type="checkbox"/> DV Related <input type="checkbox"/> Investigative Stop <input type="checkbox"/> Warrant Service <input type="checkbox"/> Observed Criminal Activity <input type="checkbox"/> Other-See Narrative |
| 4. MNPD Crisis Intervention Team Responded: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 5. SWAT / SRT Call: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 6. Incident Investigated by Outside Agency: <input checked="" type="checkbox"/> N/A <input type="checkbox"/> TBI <input type="checkbox"/> Other: | 7. Date / Time of Incident: 8/11/2022 15:57 |
| 8. Address of Incident: [REDACTED] | | | |
| 9. Type of Location: <input type="checkbox"/> Residence <input type="checkbox"/> Street / Roadway <input checked="" type="checkbox"/> Business <input type="checkbox"/> Other: | | 9b. Location of Incident: <input type="checkbox"/> Inside <input checked="" type="checkbox"/> Outside <input type="checkbox"/> Open Area <input type="checkbox"/> Enclosed Area <input type="checkbox"/> Other: | |
| 10. Supervisor Notified: Date / Time: <u>8/11/2022 212349</u> <u>16:00</u> Hrs. Name & ENO: <u>Zambardi, Joseph</u> | | 10a. Did Supervisor Respond to Scene? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No 10b. Did Supervisor Interview Involved Parties? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No 10c. Did Supervisor Witness Incident? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| EMPLOYEE INFORMATION | | | |
| 11. Employee's Name (Last, First, Middle): Maxwell, Grey | | ENO [REDACTED] | Rank PO1 |
| 12. Race: White | 13. Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female <input type="checkbox"/> Other: | 14. Age: 33 | 15. Height: 6'0" 16. Weight: 190 |
| 17. Employee's Assignment: Bureau: CSB Precinct / Division: Central/Patrol Section: B | | | |
| 18. Reason for Use of Force (Check all applicable): <input type="checkbox"/> In Self Defense <input type="checkbox"/> In Defense of Other(s) <input checked="" type="checkbox"/> Resist Arrest <input checked="" type="checkbox"/> Non-Compliance to Commands <input type="checkbox"/> Destruction of Injured Animal <input type="checkbox"/> Other: | | | |
| 19. Verbalization: <input type="checkbox"/> None <input checked="" type="checkbox"/> Asked <input checked="" type="checkbox"/> Told <input checked="" type="checkbox"/> Demanded <input checked="" type="checkbox"/> Warned of Pending Force <input type="checkbox"/> Other - See Narrative | | | |
| 20. Weapon(s) and / or Force Used by Officer (Check all applicable and describe the method of use in the narrative): Weapon Type: <input type="checkbox"/> Firearms (Type): _____ Caliber: _____ Serial No.: _____ Rounds Expended: _____ <input type="checkbox"/> Baton / ASP <input type="checkbox"/> Chemical Spray <input type="checkbox"/> Taser (Complete MNPD Taser Form #108T) <input type="checkbox"/> Canine <input type="checkbox"/> Tear / CS Gas <input type="checkbox"/> Vehicle <input type="checkbox"/> Other: _____ Physical Force Type: <input type="checkbox"/> Foot / Hand Strikes <input checked="" type="checkbox"/> Takedown Techniques <input checked="" type="checkbox"/> Wrestling / Grappling <input type="checkbox"/> Accidental Discharge <input type="checkbox"/> Soft Empty-Hand Control - Type: <input checked="" type="checkbox"/> Restraining Hold <input type="checkbox"/> Pain Compliance Technique <input type="checkbox"/> Pressure Point <input checked="" type="checkbox"/> Grabbing to Control <input type="checkbox"/> Soft/Controlled Take Down <input type="checkbox"/> Joint Manipulation <input type="checkbox"/> Other - See Narrative Estimated distance between officer and suspect at initial encounter <u>20</u> ft. Estimated distance between officer and suspect at time force was used <u>1</u> ft. | | | |
| 21. Officer Injuries: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 22. Received Treatment: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 23. Treatment was result of this incident: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | 24. Photographs of Officer Injuries: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Location filed / stored _____ |

EMPLOYEE INFORMATION (CONT'D)

| | |
|---|--|
| 25. Employee Attire: <input checked="" type="checkbox"/> Uniform <input type="checkbox"/> Non-Uniform <input type="checkbox"/> Tactical / Raid Apparel | 26. Duty Status (If on-duty, move on to #29): <input checked="" type="checkbox"/> On-Duty <input type="checkbox"/> Off-Duty <input type="checkbox"/> Extra Duty (through PSO) |
| 27. For SEU or PSO Employment, is MNPD Form #150 on file? <input type="checkbox"/> Yes <input type="checkbox"/> No | 28. List Name of Proprietary Security Organization: |

SUBJECT INFORMATION

| | | | | | | | |
|--|----------------|--|--------------------|---|------------------|-----------------------|--|
| 29. Subject's Name (Last, First, Middle): Waters, Deonte | | | | | | | |
| 30. Subject's Address (Street, City, State & Zip Code): [REDACTED] | | | | | | 31. Phone No.: N/A | |
| 32. DOB: [REDACTED] | 33. Age: 27 | 34. Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female <input type="checkbox"/> Other: | 35. Race: Black | 36. Ethnicity: <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic | 37. Height: 5 | 38. Weight: 7 | |
| 39. Was the Subject of this 108 Arrested: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | 40. OCA / MNI #: [REDACTED] | | 41. DL #: [REDACTED] | | State: | |
| 42. Subject's Level of Resistance (check all applicable): <input type="checkbox"/> No Resistance <input type="checkbox"/> Passive Resistance <input checked="" type="checkbox"/> Active Resistance <input type="checkbox"/> Attempt to Flee/Escape <input type="checkbox"/> Incited Bystanders <input type="checkbox"/> Assaulted Officer Physically <input type="checkbox"/> Assaulted Officer with Weapon <input type="checkbox"/> Other – See Narrative | | | | | | | |
| 43. Subject Armed With: <input type="checkbox"/> None <input type="checkbox"/> Cutting Instrument <input type="checkbox"/> Handgun <input type="checkbox"/> Assaulted Officer with Weapon <input checked="" type="checkbox"/> Blunt Instrument <input type="checkbox"/> Rock / Bottle <input type="checkbox"/> Vehicle <input type="checkbox"/> Other – See Narrative | | | | | | | |
| 44. Subject's Posture: <input type="checkbox"/> Normal <input type="checkbox"/> Hands Obscured <input type="checkbox"/> Shoulder Shift <input type="checkbox"/> Combative / Assaultive <input type="checkbox"/> Target Glance <input type="checkbox"/> Blank Stare <input type="checkbox"/> Fighting Stance <input checked="" type="checkbox"/> Other – See Narrative | | | | | | | |
| 45. Subject's Contributing Factors: <input type="checkbox"/> None <input type="checkbox"/> Drugs <input checked="" type="checkbox"/> Mental Illness <input type="checkbox"/> Alcohol <input type="checkbox"/> Violent History Known or Reported <input type="checkbox"/> Other: | | | | 46. Subject's Demeanor After Use of Force: <input checked="" type="checkbox"/> Cooperative <input type="checkbox"/> Complaining <input type="checkbox"/> Belligerent <input type="checkbox"/> Aggressive <input type="checkbox"/> Abusive <input type="checkbox"/> Other: | | | |
| 47. Subject's Injuries (Describe the Specific Type(s) and Body Location of Injuries): scraped knee | | | | 48. Result of Officer's Use of Force: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If No, were Injuries: <input type="checkbox"/> Previously Occurred <input type="checkbox"/> Self-Inflicted <input type="checkbox"/> Result of Restraints | | | |
| 49. Type of Medical Treatment: <input type="checkbox"/> MNPD Personnel / ENO _____ <input checked="" type="checkbox"/> NFD / EMS <input type="checkbox"/> Other: | | 49a. Location of Medical Treatment: <input type="checkbox"/> Incident Location <input checked="" type="checkbox"/> Hospital / Medical Facility <input type="checkbox"/> Other: General | | 49b. Transported for Medical Treatment By: <input type="checkbox"/> MNPD Personnel / ENO _____ <input checked="" type="checkbox"/> NFD / EMS <input type="checkbox"/> Other: | | | |
| 49c. Any Pre-Existing Medical Conditions: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No List _____ | | | | 50. Taser / Chemical Spray Aftercare Form Issued: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A | | | |

WITNESS INFORMATION

| | | |
|--|--------------------|--|
| <input type="checkbox"/> N/A | | <input type="checkbox"/> Other Witnesses Cont. in Narrative Supplement |
| 51. Witness #1 Name (Last, First, Middle): (If applicable, ENO) Morris, Brent D | | |
| 52. Residence Address (Street, City, State & Zip Code): [REDACTED] | | |
| 53. Sex: <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female <input type="checkbox"/> Other: | 54. Race: white | 55. DOB: [REDACTED] |
| 56. Phone No.: [REDACTED] | | |

N/A **WITNESS INFORMATION**

57. Witness #2 Name (Last, First, Middle): (If applicable, ENO)

58. Residence Address (Street, City, State & Zip Code):

59. Sex Male Female Other: 60. Race: 61. DOB: 62. Phone No.:

63. Audio / Video Available: None BWC ICC Other (Explain in Narrative)

64. Transporting Officer (If different from above): Yes No
 Name & ENO: Blake Curry [REDACTED]

NARRATIVE 65. Describe the circumstances concerning the incident and continue details of any indicated blocks.

See supervisor review

SUPERVISORY REVIEW & APPROVAL

| SUPERVISOR NAME / TITLE / ENO | DATE / TIME | APPROVAL |
|---|---------------|--|
| <i>[Signature]</i> DAVID STARK [REDACTED] | 9.29.22 19:02 | <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> NOT APPROVED |
| LT. RAYMOND JONES | 10/22/22 2130 | <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> NOT APPROVED |
| Captain / Commander <i>[Signature]</i> [REDACTED] | 10/13/22 0626 | <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> NOT APPROVED |
| Bureau DCOP <i>[Signature]</i> [REDACTED] | 10/20/22 1242 | <input checked="" type="checkbox"/> APPROVED <input type="checkbox"/> NOT APPROVED |
| Disapproval at any stage requires attached statement detailing reasons for disapproval. | | DOCUMENTS ATTACHED <input type="checkbox"/> |

Officer Brent Morris's Statement

On August 11th, 2022 at 1556 hours, myself and Officer Maxwell was dispatched to the Capitol Hotel located at [REDACTED] regarding a fire alarm being pulled. When we arrived on scene at 1557 hours, I noticed an individual, later identified as Deonte Waters OCA: [REDACTED] wearing gray shorts, gray hoodie, white socks and flip flops walking out of the drive of the location. I stated that he matched the description of the suspect based on the call text. Officer Maxwell and I exited the patrol vehicle and began approaching Mr. Waters. Once I was close enough to make contact with Mr. Waters, I took control of his right wrist with my right hand and gave verbal commands "Turn around and place your hands behind your back". Mr. Waters looked at me, mumbled something inaudible and began pulling away from me. I held Mr. Waters right wrist as Officer Maxwell took control of his left wrist. As Mr. Waters continued attempting to pull away from us, I pulled Mr. Waters toward me and then turned him around while pulling his right arm behind his back. While Mr. Waters right arm was behind his back, Officer Maxwell was pulling Mr. Waters left arm behind his back. While placing Mr. Waters' arms behind his back, I gave verbal commands "Stop resisting" multiple times. Mr. Waters continued attempting to pull his arms to the front of his person. While holding Mr. Waters arms behind his back, Officer Maxwell was able to place handcuffs on Mr. Waters' left wrist into handcuffs. As Officer Maxwell placed Mr. Waters' left wrist into handcuffs, Mr. Waters pulled his left arm toward the front of his body. I continued to hold Mr. Waters right arm behind his back and continued giving the verbal command "Stop Resisting". After a brief moment of trying to place Mr. Waters into handcuffs, I wrapped my arms around Mr. Waters' waist, picked him up and tried to place him on the ground. After the first attempt was unsuccessful, I tried again and gave verbal commands "Get on the ground". While still holding Mr. Waters' waist, I picked him up again, twisted his body and displaced his balance. As I did this, Officer Maxwell took control of Mr. Waters' upper body and assisted pulling him to the ground to maintain control. After placing Mr. Waters on the ground and trying to gain control of his arms, my Body worn camera was knocked off of my uniform. As my body camera was knocked off, Mr. Waters had rolled over to his right side, continued holding his arms to his chest, and attempted to push himself up. I grabbed Mr. Waters' left wrist, which had handcuffs attached to it, and tried to roll Mr. Waters back to his stomach. As I was trying to grab Mr. Waters' left wrist and the handcuffs, I gave him verbal commands "Give me your hands". Mr. Waters was still refusing to cooperate and continued to hold his arms close to his chest. I stated, "stop or you will get tased". Mr. Waters continued being resistant to commands. After several verbal commands "Give me your hands", being unable to reach my Taser, and Mr. Waters having handcuffs on his wrist that could be used as a weapon, I punched Mr. Waters on the left side of his body six times trying to gain control of his left wrist and handcuffs. After striking Mr. Waters, he continued to be uncooperative with us. At that time, Officer Curry and Officer Byrnes arrived on scene and assisted with gaining control of Mr. Waters legs. Once Mr. Waters was proned

out on the ground, Officer Maxwell and Officer Curry pulled Mr. Waters' right wrist from under his person and placed it into handcuffs. After securing the right wrist, I was able to pull Mr. Waters' left wrist and handcuffs from under his person and attach it to the right wrist and handcuffs. After Mr. Waters was placed into custody, he was assisted to a seated position and then stood to his feet. It was observed that Mr. Waters sustained some scratches to his left and right knees. An ambulance was requested to the scene and transported Mr. Waters to General Hospital for a medical evaluation. Officer Maxwell, Officer Byrnes, and I sustained minor scratches from the altercation with Mr. Waters. After being released from General Hospital, Mr. Waters was transported to booking and charged with filing a false report, resisting arrest, and criminal trespassing.



09/29/2022-2155

Officer Brent Morris



Officer Grey Maxwell's Statements

On August 11, 2022, at approximately 1557, Officer Morris and myself arrived on scene at the Capitol Hotel at [REDACTED] to respond to what began as a trespassing call called in by staff at the hotel. Before arrival, the suspect, later identified as Deonte Waters, pulled a fire alarm within the Capitol Hotel and proceeded to lock himself into a bathroom on the premises. Officers arrived on scene to the call that had now been updated to a fire alarm. As the officers were pulling up to stop and exit the vehicle at the Capitol Hotel, Officer Morris pointed out an individual standing on the sidewalk directly outside the hotel that matched the description dispatch had provided: a black male, hairstyle in dreads, wearing a hoodie, a back pack, gray shorts, slides, and white socks. I remembered the description given out by dispatch on the trespassing suspect and concurred with Officer Morris that the individual matched the description. The suspect was initially facing our direction as we pulled up on the scene, but as we stopped and began to exit the vehicle, the suspect turned the opposite direction and slowly began to walk away. At this point, Officer Morris and myself approached the suspect and Officer Morris asked the suspect to give his hands up behind his back and that he was under arrest. Officer Morris grabbed his right wrist and the suspect said "No". Based on the suspect's verbal defiance and his immediate resistive movement upon being grabbed by Officer Morris, I could tell he was resisting and attempting to pull away and that I needed to help Officer Morris in subduing the suspect. I grabbed the suspect's left wrist, which was holding a cell phone with headphones attached to the cell phone, in an attempt to get his left hand behind his back and get handcuffs on. I told the suspect to drop his cell phone, while Officer Morris was yelling to the suspect to "stop resisting". Suspect was not complying with any commands given to him and continued trying to pull his arms back and continued resisting. Officer Morris and myself continued to try and get the suspect's hands behind his back. I was able to get his left hand behind his back, at which point I grabbed my handcuffs and was able to place one cuff around his left wrist. The suspect was then able to break free from my grip and regain control of his left hand from me. Officer Morris began to try and take the suspect down to the ground by grabbing him around his waist and picking him up. I attempted to help Officer Morris with the takedown and began pulling and pushing the suspect. The suspect continued to stay upright despite our attempt at getting him down to the ground. Officer Morris managed to lift the suspect's body into the air, but the suspect was able to get his feet back down on the ground. At that point, I decided that I was adding counterweight to the victim by continuing to try pulling him down and was hindering Officer Morris from taking the suspect down and I briefly backed off from the suspect. Officer Morris was then able to get better control of the suspect, at which point I went back to assist in taking him down. Officer Morris was able to lift the suspect into the air and I was pushing on him as well and all three of us went down on the sidewalk. Upon hitting the sidewalk, Officer Morris was able to get on top of the suspect's back and the suspect was on the sidewalk with his stomach facing down. The suspect continued to resist as I tried to grab his left wrist and pull his left hand back and Officer Morris attempted to grab his right hand. I could see the suspect attempting to get out of being under our control on the ground and could see him trying to get to his knees in an attempt to stand up. At that point, I crouched down and put my knee between his shoulder blades. I then shifted my weight in a manner that would help keep the suspect in place. This body control was keeping him in place, but he continued to try and get out of it. The suspect was able to begin to roll to his right side. Officer Morris delivered a series of punches to the suspect's right side rib cage area. The punches to the suspect did not seem effective in ending his resistance. Back up officers

then arrived on scene and immediately rushed in to assist. Officer Morris, and myself were aided by Officer Byrnes and Officer Curry. The four of us grabbed hold of both suspect's hands and began to pull them together behind the suspect's back. Officer Curry and I were able to pull the suspect's left hand, which still had a handcuff attached around the left wrist close enough to the suspect's right hand, which was also already cuffed and being pulled by Officer Morris and Officer Byrnes. We were then able to handcuff the two separate handcuffs around each of the suspect's wrists together, effectively handcuffing the suspect. The suspect then gave up resistance and other officers were able to pick the suspect up on his feet and put him in the back of a patrol car. Officer Morris, Officer Byrnes, and myself were then rendered first aid by Nashville Fire Department on scene for minor scratches and cuts that occurred during the struggle.

Grey Maxwell
By Maxwell

Report



**Metropolitan Police
Department
Nashville, TN**

1. Name Arrestee Driver No. 1 Victim
Deonte Waters

2. M.N.P. D. Incident No.
20220396989

3. Arrest No. N/A
220017133

4. Offense and Classification / Charge
False Report / Trespass

Changed
 Yes
See Narrative

5. Page No.
1 of **1**

6. Kind of Report Continued
 Incident Missing Person
 Arrest Follow-up or Supplemental

7. Multiple Clear-up N/A
 Yes (If Yes, List Other Incident No's. and/or Victims in Narrative)
 No

8. Further Police Action and Report Required
 Yes
 No

9. Value of Property Recovered
 N/A \$

10. Narrative N/A
Record all developments in the case subsequent to the last report. Describe and record value of any property recovered. Clearly show disposition of recovered property and inventory no's. List names and arrest numbers of any persons arrested. Explain any offense / classification change and cite prior offense / classification. For multiple clearance information, list each case by incident number and respective victim(s). Record crime scene protection information.

On 08/11/22, I responded to [redacted] in response to a sergeant being requested to the scene. Upon my arrival I spoke with Officer Morris who informed me of the circumstances surrounding the incident and how it became a 108. I then attempted to speak to the victim, Deonte Waters. Mr. Waters was seated in the rear of a patrol vehicle and I asked him about the incident and the injuries he sustained as a result. At no point in time did Mr. Waters speak or respond to any of my questions. Mr. Waters was then moved to an ambulance and transported to an area hospital for further medical assistance. I observed Mr. Waters knees were bloody and scraped from having made contact with the ground during the course of his arrest. I subsequently photographed those injuries with my Metro issued cell phone. I then attempted to speak to any potential witnesses to the arrest on scene.

I spoke with Alisa Saakova TN DL: [redacted]. Ms. Saakova stated she observed the incident which led to her calling police (pulling of the fire alarm), however, did not witness the arrest.

Next I spoke with Darian Jones TN DL: [redacted]. Mr. Jones stated he witnessed some of the arrest and proceeded to show me a video he had on his phone. The video Mr. Jones showed me was very short and did not capture the entirety of the arrest. Mr. Jones stated to me "really all I just seen, was he was like resisting kinda, and then like he, they had to like use more force on him, but it mean it wasn't really that bad. It was just mainly 'cause he was resisting."

Finally I spoke with Antonios Kirollos TN DL: [redacted]. I had a difficult time speaking with Mr. Kirollos, due to a language barrier. Mr. Kirollos indicated he witnessed the arrest but did not elaborate, possibly due to being confused regarding my questions / language barrier.

11. Body Worn Camera or In-Car Camera Evidence May Exist Related To This Incident: Yes None Known At Time of Report

12. Signature of Recipient/Authorizer:
[Signature] [redacted]

13. Advisory Notice Issued
 Domestic Violence Notice N/A
 Citizen Information Notice Other

14. Reporting Officer (Print Name: First, MI, Last) (Date/Time) Employee No. Radio Call Sign
Joseph D. Zambardi 08/23/22 1956 hrs [redacted] **440B**

18. Case Status
Cleared by Exception (Select One Below)
 Open Death of Offender
 Unfounded Prosecution Declined
 Cleared by Arrest Extradition Declined
 Refused to Cooperate
 Juvenile, No Custody

15. Approving Supervisor (Signature) Employee No.
[Signature] [redacted]

16. Reviewer Employee No. 17. Date/Time Reproduced Employee No.

Supplemental Report



Metropolitan Police Department
Nashville, TN

| | | | | |
|----------------------------------|-----------------------------------|---------------------------------------|---------------------------------|---|
| 1. Name Blake M. Curry | <input type="checkbox"/> Arrestee | <input type="checkbox"/> Driver No. 1 | <input type="checkbox"/> Victim | 2. M.N.P. D. Incident No. 20220396989 |
|----------------------------------|-----------------------------------|---------------------------------------|---------------------------------|---|

| | | | | |
|-----------------------------------|------------------------------|--|---|-------------------------------------|
| 3. Arrest No. 220017133 | <input type="checkbox"/> N/A | 4. Offense and Classification / Charge | Changed <input type="checkbox"/> Yes <input type="checkbox"/> See Narrative | 5. Page No. 1 of 1 |
|-----------------------------------|------------------------------|--|---|-------------------------------------|

| | | | |
|---|---|--|--|
| 6. Kind of Report Continued <input type="checkbox"/> Incident <input type="checkbox"/> Arrest <input type="checkbox"/> Missing Person <input checked="" type="checkbox"/> Follow-up or Supplemental | 7. Multiple Clear-up <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <small>(If Yes, List Other Incident No's. and/ or Victims in Narrative)</small> | 8. Further Police Action and Report Required <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | 9. Value of Property Recovered <input checked="" type="checkbox"/> N/A \$ |
|---|---|--|--|

10. Narrative
 N/A

Record all developments in the case subsequent to the last report. Describe and record value of any property recovered. Clearly show disposition of recovered property and inventory no's. List names and arrest numbers of any persons arrested. Explain any offense / classification change and cite prior offense / classification. For multiple clearance information, list each case by incident number and respective victim(s). Record crime scene protection information.

On 08/11/2022, I responded to [REDACTED] in regards to Ofc. Morris calling for backup after an individual (Deonte Waters, OCA: [REDACTED]) was actively resisting arrest.

Upon arrival, I observed Ofc. Morris and Ofc. Maxwell actively attempting to take the suspect into custody. The suspect had his hands under his body and refusing to give officers his hands. I got the suspect's right hand into one handcuff and his left hand was still under his body. Officers on scene were able to get the suspect's left arm. The suspect was taken into custody and obtained an injury to his right knee prior to my arrival to the scene.

11. Body Worn Camera or In-Car Camera Evidence May Exist Related To This Incident: Yes None Known At Time of Report

| | |
|--|---|
| 12. Signature of Recipient/Authorizer: | 13. Advisory Notice Issued <input type="checkbox"/> Domestic Violence Notice <input type="checkbox"/> Citizen Information Notice <input checked="" type="checkbox"/> N/A <input type="checkbox"/> Other |
|--|---|

| | | |
|---|--|--|
| 14. Reporting Officer (Print Name: First, MI, Last) (Date/Time) Blake M. Curry 09/30/2022 1758 | Employee No. [REDACTED] Radio Call Sign 415B | 18. Case Status <input type="checkbox"/> Open <input type="checkbox"/> Unfounded <input type="checkbox"/> Cleared by Arrest <input type="checkbox"/> Death of Offender <input type="checkbox"/> Prosecution Declined <input type="checkbox"/> Extradition Declined <input type="checkbox"/> Refused to Cooperate <input type="checkbox"/> Juvenile, No Custody |
|---|--|--|

| | |
|--|--------------------------------|
| 15. Approving Supervisor (Signature) | Employee No. [REDACTED] |
|--|--------------------------------|

| | |
|---------------------------|---------------------------------------|
| 16. Reviewer Employee No. | 17. Date/Time Reproduced Employee No. |
|---------------------------|---------------------------------------|

Supplemental Report



Metropolitan Police Department
Nashville, TN

1. Name Arrestee Driver No. 1 Victim
Deonte Waters

2. M.N.P. D. Incident No.
20220396989

3. Arrest No. N/A

4. Offense and Classification / Charge
Resisting Arrest/ False Reports

Changed
 Yes
See Narrative

5. Page No.
1 of **1**

6. Kind of Report Continued
 Incident Missing Person
 Arrest Follow-up or Supplemental

7. Multiple Clear-up N/A
 Yes (If Yes, List Other Incident No's. and/or Victims in Narrative)
 No

8. Further Police Action and Report Required
 Yes
 No

9. Value of Property Recovered
 N/A \$

10. Narrative N/A
Record all developments in the case subsequent to the last report. Describe and record value of any property recovered. Clearly show disposition of recovered property and inventory no's. List names and arrest numbers of any persons arrested. Explain any offense / classification change and cite prior offense / classification. For multiple clearance information, list each case by incident number and respective victim(s). Record crime scene protection information.

On 8/11/2022 at approximately 1535, I heard Officer Morris request back-up "code 3" (highest priority) over the Central Dispatch radio channel. Officer Morris was already on a call for service at [REDACTED]. I responded to Officer Morris's back-up request, utilizing my emergency equipment (lights and sirens). Upon arrival at [REDACTED], I observed several officers attempting to restrain Mr. Waters. Mr. Waters appeared to be non-compliant with officers' commands, and was kicking his feet towards officers. I assisted the other officers by using both of my hands to hold down both of Mr. Waters's legs, in order to prevent him from kicking officers. After a short time, officers placed Mr. Waters in handcuffs and sat him up, where he was attended to by NFD personnel.

11. Body Worn Camera or In-Car Camera Evidence May Exist Related To This Incident: Yes None Known At Time of Report

12. Signature of Recipient/Authorizer:
Nicholas Kiraly

13. Advisory Notice Issued
 Domestic Violence Notice N/A
 Citizen Information Notice Other

14. Reporting Officer (Print Name: First, MI, Last) (Date/Time) Employee No. Radio Call Sign
Nicholas, J, Kiraly 09/22/2022 1750hrs [REDACTED] **4B52**

18. Case Status
Cleared by Exception (Select One Below)
 Open Death of Offender
 Unfounded Prosecution Declined
 Cleared by Arrest Extradition Declined
 Refused to Cooperate
 Juvenile, No Custody

15. Approving Supervisor (Signature) Employee No.
[Signature] [REDACTED]

16. Reviewer Employee No. 17. Date/Time Reproduced Employee No.

Supplement Report



**Metropolitan Police Department
Nashville, TN**

1. Name Arrestee Driver No. 1 Victim
DEONTE WATERS

2. M.N.P. D. Incident No.
20220396989

3. Arrest No. N/A

4. Offense and Classification / Charge
FALSE REPORT/USE OF FORCE

Changed
 Yes
 See Narrative

5. Page No.
1 of **1**

6. Kind of Report Continued
 Incident Missing Person
 Arrest Follow-up or Supplemental

7. Multiple Clear-up N/A
 Yes (If Yes, List Other Incident No.'s. and/ or Victims in Narrative)
 No

8. Further Police Action and Report Required
 Yes
 No

9. Value of Property Recovered
 N/A \$

10. Narrative
 N/A

Record all developments in the case subsequent to the last report. Describe and record value of any property recovered. Clearly show disposition of recovered property and inventory no's. List names and arrest numbers of any persons arrested. Explain any offense / classification change and cite prior offense / classification. For multiple clearance information, list each case by incident number and respective victim(s). Record crime scene protection information.

On 08/11/2022 I responded to an Officer Brent Morris's request for emergency backup at [REDACTED]. Upon arrival I made contact with other officers attempting to gain hand control of a subject. I recognized Officer Kiraly, Morris and other officers in training were on scene prior to my arrival. I quickly recognized the subject to be Mr. Deonte Waters and began to plead with him to cease his resisting efforts. As I arrived I noticed Mr. Waters was just being placed into custody with the use of 2 separate handcuffs. Mr. Waters was on his side while being subdued and I saw he was resisting the efforts of officers. Even as Mr. Waters hands were securely handcuffed, Mr. Waters continued to pull his handcuffs away toward the front of his torso. I witnessed an officer in training and Officer Kiraly attempt to restrain Mr. Waters legs as he was kicking backwards against their efforts to restrain him. I witnessed a body camera on the ground, indicative of a struggle. I returned it to Officer Morris. I witnessed officers immediately sit and stand Mr. Waters up and check his physical condition after he was placed into handcuffs. I motioned to an officer in training to check himself out as I saw him bleeding and he may have sustained some type of injury. I held onto Mr. Waters handcuffs to relieve that officer. I made the determination to remove one set of handcuffs to properly restrain Mr. Waters. Removing one set also allowed myself and other officers to remove his backpack from his person. While removing the backpack and excess handcuff, Mr. Waters was still actively resisting my control of his wrists by pulling toward the front side of his torso. I continued to command him to cease resisting. I required the assistance of another 2 officers to safely maneuver his handcuff and backpack off his person. Mr. Waters displayed exceptional strength. Myself and other officers only used soft empty hand control to remove the handcuffs from his right hand and placed his right hand into the handcuffs already attached to his left hand. After he was properly restrained other officers on scene walked Mr. Waters to a marked patrol car. I had no further physical involvement with Mr. Waters. While on scene, I only witnessed other officers utilize the minimum amount of force necessary to effect the arrest.

11. Body Worn Camera or In-Car Camera Evidence May Exist Related To This Incident: Yes None Known At Time of Report

12. Signature of Recipient/Authorizer:

13. Advisory Notice Issued
 Domestic Violence Notice N/A
 Citizen Information Notice Other

14. Reporting Officer (Print Name: First, MI, Last) (Date/Time) Employee No. Radio Call Sign
Rex A. Engelbert **08/11/2022** [REDACTED] **4B56**

18. Case Status
Cleared by Exception (Select One Below)
 Open Death of Offender
 Unfounded Prosecution Declined
 Cleared by Arrest Extradition Declined
 Refused to Cooperate
 Juvenile, No Custody

15. Approving Supervisor (Signature) Employee No.
 [REDACTED]

16. Reviewer Employee No. 17. Date/Time Reproduced Employee No.

Supplemental Report



Metropolitan Police Department
Nashville, TN

1. Name Arrestee Driver No. 1 Victim
Byrnes, Shane

2. M.N.P. D. Incident No.
20220396989

3. Arrest No. N/A
220017133

4. Offense and Classification / Charge
Resisting stop, frisk, halt, arrest

Changed
 Yes
 See Narrative

5. Page No.
1 of 1

6. Kind of Report Continued
 Incident Missing Person
 Arrest Follow-up or Supplemental

7. Multiple Clear-up N/A
 Yes (If Yes, List Other Incident No's. and/or Victims in Narrative)
 No

8. Further Police Action and Report Required
 Yes
 No

9. Value of Property Recovered
 N/A \$

10. Narrative
 N/A

Record all developments in the case subsequent to the last report. Describe and record value of any property recovered. Clearly show disposition of recovered property and inventory no's. List names and arrest numbers of any persons arrested. Explain any offense / classification change and cite prior offense / classification. For multiple clearance information, list each case by incident number and respective victim(s). Record crime scene protection information.

On 8-11-22 I was responding to a 10-37 code 3 from Officer Morris. Upon arriving at scene I observed the suspect (Deonte Waters) and the two officers (Morris, Maxwell) in a struggle with the suspect on the ground. Both officers were on the upper torso of the suspect who was actively resisting them. I went to secure the suspects legs as he was actively resisting with his hands and legs against both officers. While holding the suspects legs I observed the suspect had a pair of handcuffs attached to one wrist and had this hand under his belly trying to avoid the arrest. Officers, were actively telling Mr. Waters to give them his hands and to stop resisting. My partner Officer Curry helped secure the suspects hands along side Officer Morris and Officer Maxwell. Once the suspect was in handcuffs he was brought to his feet without further incident.

11. Body Worn Camera or In-Car Camera Evidence May Exist Related To This Incident: Yes None Known At Time of Report

12. Signature of Recipient/Authorizer:

13. Advisory Notice Issued

Domestic Violence Notice N/A
 Citizen Information Notice Other

14. Reporting Officer (Print Name: First, MI, Last) (Date/Time) Employee No. Radio Call Sign
Byrnes, T, Shane 08-16-22 1545 [Redacted] 413BX

18. Case Status

Open Death of Offender
 Unfounded Prosecution Declined
 Cleared by Arrest Extradition Declined
 Refused to Cooperate
 Juvenile, No Custody

15. Approving Supervisor (Signature)

Employee No. [Redacted]

16. Reviewer

Employee No.

17. Date/Time Reproduced

Employee No.

Suspect's Name: Deonte Waters
Date of Incident: 08/11/2022
Control Number: U086022
Incident Number: 20220396989
Reporting Supervisor: Sgt. Stanley, David
BWC/ICC Video: yes

Use of Force – Supervisor Review

Description of Events: On 08/11/2022 at approximately 15:17 FTO Morris and OIT Maxwell responded to a trespassing at [REDACTED]. The original call for service was a trespasser and later an active fire alarm. FTO Morris and OIT Maxwell located the suspect Mr. Waters who saw officers and attempted to flee the scene. Mr. Waters matched the description in the call text/CAD. FTO Morris attempted to physically detain Mr. Waters, who immediately pulled away from officers and began resisting. FTO Morris and OIT Maxwell repeatedly gave Mr. Waters commands to place his hands behind his back and stop resisting. Mr. Waters continued to resist. OIT Maxwell was able to get one side of the handcuffs on Mr. Waters's wrist but could not keep control long enough to get the other wrist under control. FTO Morris tripped Mr. Waters and assisted him to the ground in a controlled manner with OIT Maxwell. Mr. Waters continued to resist and was able to gain control of the handcuffs which he held like a knife. FTO Morris struggled for wrist control and continued to give verbal commands to Mr. Waters. OIT Maxwell was high on Mr. Waters's shoulders and was keeping him from getting back to his feet. FTO Morris was positioned on the ground holding Mr. Waters's hands, but he could not pull them out from underneath him to secure them. FTO Morris was laying on his taser and spray making them inaccessible. To gain access to these tools, FTO Morris would have had to give up wrist control and at that time Mr. Waters was wielding a cuff like a weapon. FTO Morris delivered approximately 6 closed fist hand strikes to Mr. Waters's torso to gain compliance or force Mr. Waters to change position. The strikes were ineffective. Back up officers arrived. Officer Curry and OIT Brynes were able to get Mr. Waters's wrists controlled. Mr. Waters was handcuffed and OIT Brynes moved to control Mr. Water's legs. Officer Kirlay arrived and controlled Mr. Waters's legs with officer Brynes, at that time Mr. Waters was attempting to kick officers. Mr. Waters knee was scrapped in the process. Mr. Waters was charged with trespassing, filing a false report, and resisting. Multiple officers reported scraps and scratches from the incident. Employees identified Mr. Waters as the suspect in the trespassing and fire alarm incident.

Suspect Interview:

See SGT Zambardi's supplement.

Officer Morris Interview:

FTO Morris's interview was consistent with his written statement and his BWC footage.

Officer Maxwell Interview:

OIT Maxwell's interview was consistent with his written statement and his BWC footage.

Suspect's Name: Deonte Waters
Date of Incident: 08/11/2022
Control Number: U086022
Incident Number: 20220396989
Reporting Supervisor: Sgt. Stanley, David
BWC/ICC Video: yes

Officer Kiraly interview:

Officer Kiraly's interview was consistent with his written statement and his BWC footage.

Officer Engelbert interview:

Officer Engelbert's interview was consistent with his written statement and his BWC footage.

Officer Brynes interview:

Officer Brynes's interview was consistent with his written statement and his BWC footage.

Officer Curry interview:

Officer Curry's interview was consistent with his written statement and his BWC footage.

Witness Interview & Information:

See SGT Zambardi's supplement.

Officer Morris

BWC incident start: 00:01:41/ End 00:04:50

Officer Maxwell

BWC incident start: 00:01:41/ End 00:04:46

Officer Kiraly

BWC incident start: 00:01:59 / End 00:02:43

Officer Engelbert

BWC incident start: 00:0:23 / End 00:00:50

Officer Brynes

BWC incident start: 00:02:28 / End 00:03:22

Officer Curry


BWC incident start: 00:02:29 / End 00:03:12

Suspect's Name: Deonte Waters
Date of Incident: 08/11/2022
Control Number: U086022
Incident Number: 20220396989
Reporting Supervisor: Sgt. Stanley, David
BWC/ICC Video: yes

Conclusion of Fact: After reviewing BWC footage, the evidence shows that FTO Morris and OIT Maxwell used the least amount of force possible when taking Mr. Water's into custody. After reviewing all the BWC on this call I find the use of force is within policy. I have completed 213B's for FTO Morris and OIT Maxwell. During his interview, FTO Morris advised Mr. Waters saw officers arriving and immediately turned and walked away. FTO Morris observed Mr. Waters who matched every description in the bolo- "male black, dreads, hoodie, Nike flip flops, white socks, shorts". FTO Morris used hard empty hand control on Mr. Waters who had a handcuff gripped like a hook. (see FTO Morris video at 00:04:19 and PO1 Maxwell at 00:04:22) OC spray and taser would not have been good options in that situation due to proximity and positioning. Additionally, FTO Morris was attempting to control the weapon arm and could not readily access these tools.

Recommendation:

FTO Morris and I discussed the incident, went over the discussed strategies of the importance of Verbal Defense and Influence De-escalation. Although officers ultimately had cause to detain Waters, initially officers could have done a better job ensuring the subject recognized that he was being detained by law enforcement officers before officers grab Waters's person. I used the Verbal Coaching and Counseling method to address this concern.

Reporting Supervisor: SGT. David Stanley 

Employee Number: 

Date: 08/19/22



