

City of Memphis
Police Division, Inspectional Services Bureau
Case Summary I2013-106

Exhibit M

Printed On: 2/21/2014

I) Principal Officer:

Police Officer II Brian Redick #10619 Applying Farms Station 'A'

II) Administrative Regulation:

DR 301 Excessive/Unnecessary Force

III) Allegation:

It is alleged that Officer Brian Redick used unnecessary force while arresting Sharon Tuggle on the Kroger's parking lot at 576 South Perkins Road on December 17, 2013, at 6:47 AM.

IV) Background:

On December 17, 2013, at approximately 0647 hours, Officer Brian Redick #10619 Car 851A, stopped Sharon Tuggle, who was operating a 2007 Black Dodge Charger in the parking lot of 576 South Perkins Road (Kroger's). Officer Redick called for additional car and secured Sharon Tuggle in the back seat of his squad car. Officer Danny Arquitt #10547, Car 861A, made the scene at 0658 Hours. Officer Redick issued Sharon Tuggle a Misdemeanor Citation for Reckless Driving and Disorderly Conduct. The following is the result of an investigation into Officer Redick's use of force during this incident.

V) Evidentiary Findings:

A) Statements:

Civilian Complainant Statement Summary: Civilian Complainant Sharon Tuggle stated that she was driving her children to school on December 17, 2013, when Officer Brian Redick stopped her in the Kroger's parking lot at 576 South Perkins Road. Sharon Tuggle stated that she gave Officer Redick her license and asked why he stopped her. Officer Redick responded, "You know what you did!" according to Sharon Tuggle. Next, Sharon Tuggle stated that she got out of her car and attempted to go into Kroger's to shop. Then, Sharon Tuggle stated that Officer Redick told her to get in the car, to which she advised that she hadn't done anything. Sharon Tuggle stated that Officer Redick told her, "You're going to the ground." After a brief struggle, Sharon Tuggle stated that Officer Redick placed her in the rear of his squad car. Sharon Tuggle stated that she never went to the ground, because of her size

relative to Officer Redick's stature. Sharon Tuggle stated that Officer Redick pushed her and grabbed her several times before placing her into the rear of his squad car. Sharon Tuggle stated that she broke a nail during the incident.

Sharon Tuggle stated that the entire incident is recorded on Kroger video surveillance cameras. Also, Sharon Tuggle stated that two Kroger employees witnessed the incident. Sharon Tuggle was able to identify Officer Redick from a six person photo spread. Sharon Tuggle also stated that Officer Redick used profanity during the entire incident, but gave no specific words.

Civilian Witness Statement Summary: Civilian Witness Jeffrey Morgan stated that he worked security at Kroger, 576 South Perkins Road, on December 17, 2013 when he witnessed an incident between Officer Brian Redick and Sharon Tuggle. Jeffrey Morgan stated that Officer Redick stopped Sharon Tuggle in front of Kroger, exited his squad car and asked for Sharon Tuggle's license. According to Jeffrey Morgan, Sharon Tuggle stated, "The school bus driver let me in front of him." Officer Redick replied, "I don't give a fuck what the bus driver did!" Next Jeffrey Morgan stated that Sharon Tuggle told Officer Redick that he needed to write her a ticket, that she better see his 'ass' in court.

Jeffrey Morgan stated that Officer Redick then grabbed Sharon Tuggle and tussled with her by grabbing her, pushing her, and pulling her clothes in an attempt to take her to the ground and place her in handcuffs. Next, Jeffrey Morgan stated that Officer Redick placed Sharon Tuggle in the back seat of his squad car but never placed her in handcuffs. Jeffrey Morgan stated that he was stationed at the front door of the Kroger within direct view of the incident. Jeffrey Morgan stated that Officer Redick initiated the verbal abuse to which Sharon Tuggle responded. Furthermore, Jeffrey Morgan stated that he felt that the situation could have been handled better since this was the time of day that many children were present in and around the store. Jeffrey Morgan did not articulate how the situation could've been handled differently.

Jeffrey Morgan was able to identify Officer Redick from a six person photo spread. Also, Jeffrey Morgan stated that he does not know Sharon Tuggle in any way.

Principal Officer Statement Summary: Principal Officer Brian Redick stated that he stopped Sharon Tuggle for a traffic violation at the front door of the Kroger's at 576 South Perkins Road on December 17, 2013. Officer Redick stated that as soon as he walked up to the vehicle, Sharon Tuggle got out of her car. Officer Redick stated that as he approached the vehicle, Sharon Tuggle immediately became combative with him by telling him that he pulled her over for no reason. Next, Officer Redick stated that Sharon Tuggle gave him her license and proceeded to walk away from him. Then, Officer Redick stated that he grabbed Sharon Tuggle's belt and pulled her towards himself. At that point, Officer Redick stated that Sharon Tuggle told him that she would get back in her vehicle, to which he advised her that she was going with him to his squad car. Officer Redick stated that Sharon Tuggle became

passively resistant in that she would not struggle with him, however she never complied with his commands to get in his squad car. Sharon Tuggle wouldn't move toward the car at all. Officer Redick stated that he called for another car, and at that point, he placed Sharon Tuggle into his squad car without handcuffing her.

Officer Redick stated that Officer Danny Arquitt made the scene. Officer Redick stated that he issued Sharon Tuggle a Misdemeanor Citation for Disorderly Conduct and reckless driving because he felt that she made a scene by not complying with his directions. Officer Redick stated that he never hit, kicked, struck or strangled Sharon Tuggle. Also, Officer Redick stated that Sharon Tuggle never complained of injuries and did not request medical attention. Finally, Officer Redick stated that he never used profanity during this incident, but Sharon Tuggle did.

Witness Officer Statement Summary: Witness Officer Danny Arquitt stated that he responded to a call for an additional car at Kroger at 576 South Perkins Road on December 17, 2013. Upon making the scene, Officer Arquitt stated that he observed Sharon Tuggle in the back seat of Officer Brian Redick's squad car. Officer Arquitt stated that he never spoke to Sharon Tuggle and did not observe her to be injured in any way from the portion that he observed of Sharon Tuggle. Officer Arquitt stated that a man claiming to be Sharon Tuggle's husband walked up to his car several minutes after he arrived, and he advised the husband that Officer Redick was completing a citation after which Sharon Tuggle would be released.

Officer Arquitt stated that he remained on the scene for approximately forty minutes. Officer Arquitt stated that he never observed Officer Redick to hit, strike, punch or strangle Sharon Tuggle. Also, Officer Arquitt stated that he did not hear Officer Redick use profanity during the stop.

B) Physical Evidence:

N/A

C) Forensic Evidence:

N/A

D) Recorded Evidence:

Affidavit of Complaint, Handwritten Complaint, Walk-in Complaint, Voice Recorded Statements, Transcribed Statements, Misdemeanor Citation, Copy of Driver's License, Photo Spreads, Log Sheets, Event Chronology, Roll Call Sheet, Garrity Advisory Forms, Video of Kroger's, Arrest History, Audio Verification Forms.

E) Miscellaneous Evidence:

N/A