

**CITY OF YAKIMA
LEGAL
DEPARTMENT**

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MEMORANDUM

September 9, 2016

TO: File
Joe Brusic, Yakima County Prosecutor

FROM: Cynthia Martinez, City Prosecutor

SUBJECT: Potential Impeachment Information Review
Officer Casey Gillette IA2013-04

Potential Impeachment Information concerning the following Yakima Police Department Officer:

CASEY GILLETTE

Summary of Investigation Narrative and Findings: Officer Gillette along with other officers responded to a report of a large fight in the street. When officers arrived, there was no fight, nor any of the combatants still present. However, an intoxicated Mr. Espinoza exited his house and loudly and repeatedly invited the officers to enter his front yard and fight him. Officer Gillette entered the fenced yard and without saying anything to Mr. Espinoza, walked to him and punched him on the head. Gillette then wrestled Mr. Espinoza to the ground where Gillette and another officer cuffed him. Gillette charged Mr. Espinoza with obstruction and booked him into jail.

Casey Gillette was alleged to have committed the following misconduct:

1. Arrested a subject when no probable cause to arrest existedⁱ; and
2. Used excessive forceⁱⁱ.

The Office of Professional Affairs investigation found that there was no probable cause to arrest Mr. Espinoza and Officer Gillette had used excessive force. Chief Rizzi found there was probable cause to arrest, but sustained the finding of excessive force. Officer Gillette received a written reprimand for this conduct.

ⁱ Yakima Police Policy 340.3.5(v) Exceeding Police Powers

ⁱⁱ Yakima Police Policy 300.3.2 Excessive Force