

1 we have to render -- render aid to any injured  
2 individual. At -- at that point in time, that  
3 consisted of most of my duties at that point.

4 Q Okay, upon arrival to the scene, what did  
5 you observe?

6 A As I was approaching the scene, I actually  
7 heard two gunshots. I observed two officers running  
8 from east to west across Sangamon, running up to the  
9 offender who was laying in the front yard of 6610  
10 Sangamon. There was also a third officer who was  
11 standing over the offender, uh, a pistol, which was  
12 laying in the middle of the street, as I had  
13 previously stated.

14 Q Okay.

15 A That was basically it. I saw him running,  
16 saw the offender laying in the -- in the grass, and  
17 helped secure, and helped to place the offender in  
18 custody.

19 Q Okay, at the time that you were assisting  
20 with placing him in custody -- what a way of saying it  
21 -- was he still alive?

22 A Yes.

23 Q Okay.

24 A He was actually struggling with us.

1 Q Okay, okay, so he was not cooperating. In  
2 other words, you said he was struggling and then he  
3 was doing what?

4 A He -- he wasn't, uh, he was resisting  
5 putting his hands behind his back.

6 Q Okay.

7 A So he was definitely -- he was definitely  
8 not cooperating with the arrest.

9 Q Okay, the officers that you observed -- the  
10 three officers, the two and then the one, do you know  
11 who those Officers are?

12 A I know who one of them is very well. I used  
13 to work with him way back --

14 Q Okay.

15 A When I was a patrolman in Inglewood. The  
16 other two, I just know from my time as a sergeant in  
17 Inglewood from the 1st of November, obviously, until  
18 now. I --

19 Q Okay, so the one that you do know, who is  
20 that?

21 A That's Oscar (phonetic) Gilmore (phonetic).

22 Q Okay, and the other two, you don't know but  
23 just working in the district that you know them by?

24 A Yeah, I just got to know by face. I don't

1 even really know them by name all that well yet  
2 because I'm still on the fairly new to the district.

3 Q Okay, okay.

4 A And they're -- I'm assigned to a -- a beat  
5 and they're -- all of them are mission and or tac  
6 officers.

7 Q Okay, do you know the offender by name?

8 A No.

9 Q Okay.

10 A I still -- I'll tell you what his name is  
11 now.

12 Q Okay, after the offender was handcuffed,  
13 what took place?

14 A That's when I called for the ambulance.

15 Q Okay, okay.

16 A That's when I directed the officer to sit on  
17 the -- to sit on the gun. We then, like I said, we  
18 found -- I believe --

19 Q Uh-hum.

20 A Two shell casings, which were from the  
21 officer's gun.

22 Q Okay.

23 A Those were in the middle of the street as  
24 well, secured those, uh, the crime scene tape called

1 for -- I didn't personally call but, you know, assist  
2 units showed up.

3 Q Okay.

4 A And that's, uh, that's -- that's what  
5 happened. It was very quick.

6 Q Okay, did you recover any weapons?

7 A Yes, I did.

8 Q Okay, and what weapon or weapons did you  
9 recover?

10 A I recovered from -- I'm not sure right now.  
11 Off the top of my head, I believe it was his right  
12 front pants pocket --

13 Q Okay.

14 A A, uh, a revolver.

15 Q Okay, once you recovered that revolver, what  
16 -- what was the process?

17 A Well, first of all, we -- we -- we, from the  
18 time we called for an ambulance to that time, the  
19 offender had ceased breathing, so we actually thought  
20 he was dead at that time.

21 Q Okay.

22 A We had an ambulance personnel put -- well,  
23 okay, I called for the ambulance.

24 Q Uh-hum.

1           A     We were securing the scene. Due to having  
2 worked in the faster districts, I, you know, it's --  
3 where there's one gun, there's sometimes another gun.

4           Q     Uh-hum, uh-hum.

5           A     So just to check the offender to make sure  
6 that he didn't have any other guns --

7           Q     Okay.

8           A     We decided to roll him over to see if there  
9 was another gun.

10          Q     Okay.

11          A     That's when we discovered that he did have a  
12 second gun in that pocket.

13          Q     Okay. So he had --

14          A     By this --

15          Q     I'm sorry, let's go back. So he had two?

16          A     He had two guns.

17          Q     Okay.

18          A     The one gun was in the middle of the street  
19 --

20          Q     Okay.

21          A     And then there was a gun in his pocket.

22          Q     Okay.

23          A     We -- we rolled him over to just make sure  
24 that there was no --

1 Q Uh-hum.

2 A Secondary weapons.

3 Q Okay.

4 A We did -- we did discover that there was a  
5 second weapon in his pocket.

6 Q Uh-hum.

7 A By this time, though, he had stopped  
8 breathing so we thought he was dead.

9 Q Okay.

10 A As an evidentiary value, it makes a lot more  
11 sense to keep it in his pocket if he is dead.

12 Q Okay.

13 A No point in me recovering a gun, uh, better  
14 for the crime lab to come --

15 Q Okay.

16 A Recover that gun. The ambulance showed up  
17 on scene. They put heart monitors on him. The heart  
18 monitors did show that he had a pulse at that time.  
19 So at that time, I got some rubber gloves and a police  
20 department gun recovery of what -- at which time I  
21 recovered from -- again, I'm not sure -- right, it was  
22 either right front or left front pocket, uh, the  
23 revolver.

24 Q Okay.

1           A     It was then -- that revolver was then placed  
2 into the, uh, the gun envelope --

3           Q     Uh-hum.

4           A     And was actually placed next to the other  
5 gun --

6           Q     Okay.

7           A     Which would, uh, my camera and my vehicle  
8 was running the whole time and you will see it being  
9 placed there.

10          Q     Okay, other than -- what is -- not saying  
11 than then? What physical contact did you have with  
12 the offender?

13          A     I helped place him in custody, which have  
14 been helping to place, you know, I helped -- I helped  
15 put him in handcuffs.

16          Q     Okay.

17          A     That would have been -- that would have been  
18 the initial contact. Then there was the search to  
19 make --

20          Q     Uh-hum

21          A     To see if there was a second gun. That  
22 would have been the second contact. Then the third  
23 contact would have been me recovering the gun. After  
24 that, there's no more contact on my part with the

1 offender.

2 Q Okay, did you have any verbal contact with  
3 him?

4 A No.

5 Q Okay, uh --

6 A Not that I remember. I mean he was -- he --  
7 he was -- he -- he was -- he was struggling with us  
8 but he was arguing and in bad shape by then.

9 Q Okay, can you describe the recovery weapon?

10 A The blue weapon I recovered?

11 Q Yes.

12 A It was a revolver.

13 Q It's a revolver, okay. Was there anything  
14 else on the ground that you observed?

15 A No, it was a pretty immaculate lawn  
16 actually.

17 Q Okay, okay.

18 A No trash -- not that I remember, no.

19 Q Okay. Were there any other officers present  
20 when the second weapon was recovered?

21 A All the time.

22 Q Okay.

23 A By then, it -- by then, I mean any time a  
24 call of shots fired by the police comes out --



1 Q Uh-hum.

2 A Everybody goes there. There was, uh, the  
3 whole district was there.

4 Q Okay.

5 A It happened at somewhere around 10:00 at  
6 night so --

7 Q Uh-hum.

8 A You would have an overlap of 3rd Watch and  
9 on 1st Watch. The 1st Watch cars from Inglewood would  
10 have been on the street by then so they probably all  
11 have come. All the 3rd Watch cars were still out on  
12 the street at that point so they all -- all to come.

13 Q Okay.

14 A There was a gang, uh, VRI, I believe is --

15 Q Okay.

16 A What their -- I mean the -- you can see it  
17 on the video, uh --

18 Q Okay.

19 A From my car. There was, yeah, I would say a  
20 hundred officers there but there was a lot --

21 Q Okay.

22 A Of officers there. And the recovery of the  
23 weapon -- the weapon that I recovered --

24 Q Uh-hum

1 A Happened after the ambulance shows up.

2 Q Okay.

3 A And before they put him into the -- before  
4 they put him on -- so that's probably, uh, it seemed  
5 to take forever for them to get there so --

6 Q Okay.

7 A I don't know. It was a busy night so they  
8 probably were slammed but I -- I would say probably  
9 five minutes --

10 Q Okay.

11 A From -- from the initial call, shots fired,  
12 until when the ambulance gets there. So I mean  
13 everybody shows up on those things.

14 Q Okay.

15 A I saw -- when I recovered the gun, there  
16 would have been, you know, a lot of officers there.

17 Q Okay, okay. When you were in -- I guess  
18 once you arrived on the scene -- you said you heard  
19 shots. How many shots did you hear?

20 A I heard two shots --

21 Q Okay.

22 A Which would have been the officer shooting.

23 Q Okay. Did you actually see --

24 A The shooting?

1 Q Yes.

2 A No.

3 Q Okay, okay, did you see the hits from --

4 A The -- the --

5 Q The offender, yeah.

6 A Did I see where --

7 Q I mean, the result -- the result of the  
8 hits?

9 A Did I see where the offender was shot? Is  
10 that what you're trying to get at?

11 Q Yes, uh-hum.

12 A Yeah, they was on his, uh, I believe his  
13 left arm.

14 Q Okay.

15 A They were -- they were under the armpit.

16 Q Okay, okay, did you have an opportunity to  
17 interview any civilians on the scene?

18 A No.

19 Q Okay.

20 A As a -- as a supervisor, usually you don't  
21 do the interviewing. That's, uh, in that kind of  
22 instance, most likely, all the detectives would have  
23 done that kind of stuff.

24 Q Okay.

1           A     They're the ones that do the thorough  
2 canvassing of neighbors. I did not.

3           Q     Okay.

4           A     I was pretty much strictly in the area of  
5 6610 Sangamon.

6           Q     Okay.

7           A     There was a couple of times when stuff, uh,  
8 when -- when they were -- the neighborhood was getting  
9 mad at us --

10          Q     Uh-hum.

11          A     And they was trying to break through our  
12 lines. I would have left the immediate vicinity of  
13 6610 Sangamon but other than that, I was pretty much  
14 in the area of 6610 Sangamon until I left for the  
15 area.

16          Q     Okay, how was the -- once the incident  
17 occurred and all the Department members showed up on  
18 the scene, what was the climate of the neighborhood?  
19 But --

20          A     It didn't start until later --

21          Q     Okay.

22          A     Where they were starting to get mad at us.

23          Q     Okay.

24          A     That wasn't until, uh, I would say at least

1 a good hour afterwards.

2 Q Okay.

3 A But it was not -- it was not -- it was not  
4 in the immediate, uh, it wasn't immediately after the  
5 shooting.

6 Q Okay.

7 A It was a -- it was a good -- it was a good  
8 time afterwards.

9 Q Okay, were Department members able to  
10 complete everything they need to do as far as you know  
11 before any of that -- any of the, uh, unreadiness from  
12 the community occurred?

13 A No, our investigation, uh, I don't believe I  
14 left the scene until I would say, like 3:00 in the  
15 morning maybe.

16 Q Okay.

17 A You know, the crime lab has to come out and  
18 have to --

19 Q Okay.

20 A They have to videotape everything. They  
21 have to -- they would have recovered both weapons. Uh  
22 --

23 Q Okay.

24 A You know, just interviewing, and everybody

1 that, you know, any -- anybody that could have  
2 possibly seen it. Yeah, it takes a long, long time or  
3 us to do all that work.

4 Q Okay.

5 A So that, uh, that would have all been going  
6 down -- going -- going on --

7 Q Uh-hum.

8 A As things were getting difficult.

9 Q Okay.

10 A So that, you know, tensions are hot.

11 Q Right.

12 A Somebody just got shot by the police. It's  
13 a, uh --

14 Q Okay.

15 A Somewhat volatile situation.

16 Q Okay, is there anything you'd like to add to  
17 the statement at this time that I may not have asked  
18 you that's pertinent to this investigation or fact  
19 finding? I believe I don't want to say investigation  
20 -- fact finding?

21 A Most everything that I did was covered --  
22 was -- was on my video.

23 Q Okay.

24 A 'Cause my -- my camera was rolling the whole

1 time.

2 Q Okay.

3 A The only thing that, uh, the only thing that  
4 wouldn't have been recovered -- or not recovered --  
5 but shown on the video was the recovery of the second  
6 gun, the one that I recovered because that was -- you  
7 can see his shoes in the video --

8 Q Uh-hum.

9 A On the lower right hand side of the screen,  
10 but his body is -- his body, when he came to rest, was  
11 kind of dangled north and west.

12 Q Uh-hum.

13 A And my camera was pointing south and west so  
14 all you see is his shoes. You don't see anything  
15 other than that.

16 Q Okay.

17 A So you don't, unfortunately, I didn't get  
18 that portion of the recovery on the camera.

19 Q Okay.

20 A But, you know, it shows -- it shows when I  
21 pull up. It shows the one officer --

22 Q Uh-hum.

23 A Standing over the gun. He then actually,  
24 uh, I remember he actually runs over and helps us

1 place him into custody --

2 Q Okay.

3 A But the gun -- you can see the gun, uh, you  
4 see --

5 Q On the video?

6 A You see the gun plainly --

7 Q Plainly?

8 A On the street --

9 Q Okay.

10 A The whole time. Unless people are walking  
11 in front of my camera, you'll see the gun in the  
12 street the whole time.

13 Q Okay.

14 A Anything to add on? I -- I don't believe  
15 so. It was pretty quick, you know.

16 Q Okay.

17 A I wasn't that far away when they called out  
18 the, uh, they called out the foot pursuit. You know,  
19 I was there pretty quick.

20 Q Okay, is this a true and accurate account of  
21 what occurred on the night of 16 June 2013 to the best  
22 of your knowledge?

23 A Yes.

24 INVESTIGATOR RICHMOND: Okay, this now concludes



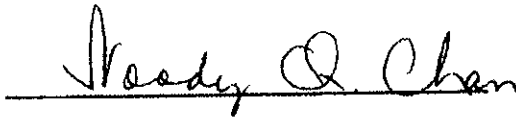
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the digitally recorded statement of Sergeant Dale  
Martin on today's date, 12 July '13, at approximately  
0641 hours.

(STATEMENT ENDED)

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I, Woody Q. Chan, do hereby certify or affirm  
that I have impartially transcribed the foregoing from  
a digital recording of the above-captioned to the best  
of my ability.

A handwritten signature in cursive script that reads "Woody Q. Chan". The signature is written in black ink and is positioned above a horizontal line.

Woody Q. Chan

Log #1062912

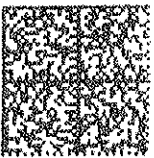


INDEPENDENT POLICE R  
1615 West Chicago Avenue,  
Chicago, Illinois 60622  
Richmond

7006 0100 0003 1270 4803



Family of:  
Michael Westley  
6718 S. Throop St.  
Chicago, IL 60636



UNITED STATES POSTAGE  
FIRST CLASS  
\$06.110  
02 1M JUN 25 2013  
0004291203  
MAILED FROM ZIP CODE 60654

REASON CHECKED  
Movers/Reloc. No. 407 100  
Insufficient 4-7100  
Moved No. 1000000000  
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Attempted Not Known  
Refused  
Valent  
No Such Street  
No Such No.  
Undelivered

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:  
Family of Michael Westley  
6718 S. Throop  
Chgo, IL 60636

2. Article Number  
(Transfer from service label)  
PS Form 3811, February 2004

7006 0100 0003 1270 4803

Domestic Return Receipt

102595-02-11-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature  
 X  
 Agent  
 Addressee

B. Received by (Printed Name)  
C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail
- Registered
- Insured Mail
- C.O.D.
- Express Mail
- Return Receipt for Merchandise

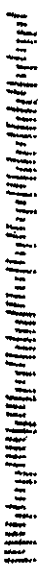
4. Restricted Delivery? (Extra Fee)  Yes



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.

Log # 1062912  
Att.# 60

5083632962 0014



INDEPENDENT POLICE REVIEW AUTHORITY

17 June 2013  
Log # 1062912

To: Ilana Rosenzweig  
Chief Administrator – IPRA

From: Investigator Wendi Liss, #155


Subject: Attempt to Obtain Video Footage

The R/I, along with Investigator Campbell, # 104 and Intern Aleksandra Bielawiec, went to Maggie Food located at 6600 S. Sangamon to attempt to locate video surveillance footage. The R/I observed two video cameras: one located on the exterior of the building facing 66<sup>th</sup> St. (West) and the other located on the exterior of the building facing Sangamon (East). The R/I spoke with owner/manager, Mahmoud Othman, who related that the store closed early (1500 hours) on 16 June 2013 in observance of Father's Day. Mr. Othman further related that the video in his store does not record and there is no footage recorded or saved that captured the incident.

The R/I, along with Investigator Campbell and Intern Aleksandra Bielawiec, then went to Morgan Mini Mart, located on the Southwest corner of 66<sup>th</sup> St. and Morgan. The R/I spoke with manager, Mussa Deffala, who related that the store has a surveillance camera located on the sidewalk along 66<sup>th</sup> St. The camera records footage, but Mr. Deffala did not know how to view and/or copy the recording. Mr. Deffala can be reached at (773) 651-3213 to arrange a time with IT personnel to view and copy the footage. Morgan Mini Mart is open daily from 0800 to 2000 hours.

  
\_\_\_\_\_  
Inv. Wendi Liss, #155

APPROVED:

  
\_\_\_\_\_  
Supervisor, IPRA

LOG# 1062912  
Attachment 61

303635



RECEIVED  
JUL 09 2013

BY:.....

INDEPENDENT POLICE REVIEW AUTHORITY  
CITY OF CHICAGO

01 July 2013  
Log #1062912

Christ Hospital  
Attention: Medical Records  
4440 W. 95<sup>th</sup> Street  
Oaklawn, IL 60453

Patient Name: Michael Westley  
Treatment: 16/17 June 2013  
Date of Birth: 3 Jul 1997

To Whom It May Concern:

The Independent Police Review Authority (IPRA) is requesting your cooperation to secure Medical Records relative to a patient that received medical services at your facility.

An Authorization for Release of Health Information Pursuant to HIPAA is attached.

Please forward any and all medical documentation concerning the patient and service date(s) as indicated on the release form.

Please mail these documents to:

Independent Police Review Authority  
c/o Investigator Johnna M. Richmond #114,  
1615 West Chicago Avenue, 4<sup>th</sup> Floor  
Chicago, Illinois 60622

If you have any questions, please call me at (312) 746-3609 Ext. 1032.

Your cooperation is greatly appreciated.

Sincerely

*Johnna M. Richmond*  
Investigator Johnna M. Richmond #114

7/29/13  
18095  
LB

LOG# 1062912

Attachment 62

1401442



INDEPENDENT POLICE REVIEW AUTHORITY  
CITY OF CHICAGO

LAW ENFORCEMENT OFFICIAL'S REQUEST FOR  
PROTECTED HEALTH INFORMATION  
CITY OF CHICAGO INDEPENDENT POLICE REVIEW AUTHORITY

TO: Christ Hospital

DATE: 28 June 2013

RE: Michael Westley

Log # 1062912

I am a law enforcement official as defined by the Health Insurance Portability and Accountability Act (HIPAA). See 42 U.S.C. §1320(d) et seq. (2002). See also Standards for Privacy of Individually Identifiable Health Information, 45 C.F.R. §§160, 162 & 164 (2002). I am employed by the City of Chicago and work for the City of Chicago's Independent Police Review Authority.

I am serving this investigative demand on you so that I may receive any and all protected health information of:

Name: Michael Westley  
Birth Date: 03 Jul 1997  
Date of Service: 16/17 June 2013  
Address: 6718 S. Throop St.  
Chicago, IL 60636  
Social Security Number: xxx-xx-xxxx

In accordance with 45 C.F.R. §164.512(f), I certify that:

- (1) The information sought is relevant and material to a legitimate law enforcement inquiry;
- (2) This request is specific and limited in scope to the extent reasonably practicable in light of the purpose for which the information is sought; and
- (3) De-identified information cannot be reasonably used.

Inv. Full Name of Requestor  
(312) 746-3609 Ext. 1032

Please forward requested information to: Independent Police Review Authority  
Attn: Inv. Johnna M. Richmond  
1615 West Chicago Avenue, 4th Floor, Chicago, IL 60622

LOG# 1062912

Attachment 63



ADVOCATE CHRIST MEDICAL CENTER  
4440 West 95th Street  
Oak Lawn, IL 60453

**Trauma Documentation**

Document Name: Trauma Flowsheet  
Result Date: 6/17/2013 12:00:00 AM  
Result Status: Result Status

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended
Print Date/Time: 9/9/2013: 5:13:18 PM				Patient Name: WEST, ERK, MICHAEL	1001-1501-2912
Printed By: Bacon, Louis			CONFIDENTIAL	Sex: M	DOB: 7/3/1997
Chart Request ID: 45006274				FIN: 556226470	Page 10/18

Attachment

# TRAUMA FLOW SHEET

Date 6.16.13 Time Call Received \_\_\_\_\_ Transferred From \_\_\_\_\_ Base \_\_\_\_\_ Code Yellow \_\_\_\_\_ AMPM  
 Name Doc, Yates Age 18 Weight \_\_\_\_\_ Sex  M  F  
 Field Triage Criteria Category I II Transport Unit CFD 14 Arrival Time 2330

## PRE HOSPITAL CARE

Mechanism of injury GSW  
 Seatbelt  Yes  No Air Bag  Yes  No Windshield Penetrated  Yes  No Steering Wheel Damaged  Yes  No  
 Immobilization Equipment  Backboard  C Collar  Restraints LOC  Yes  No  
 Splints \_\_\_\_\_ Resp \_\_\_\_\_ Behavioral  Cooperative  Combative  Other \_\_\_\_\_  
 Vital Signs BP Ø Pulse Ø GPR  Y  N GCS Ø  
 Airway/O<sub>2</sub> Intubated W 14g @ AC Rate Ø.9NS wide open  
 Medications/Defibs \_\_\_\_\_

## EMERGENCY DEPARTMENT INITIAL ASSESSMENT

Patient Complaint GSW to left axilla, CPR in progress on arrival. Never had vital signs. Never regained consciousness.

Allergies  Yes  No unknown Last Tetanus unk LMP N/A Pregnancy within last 12 months  Yes  No Last Meal unk  
 Medications unknown  
 Past Medical History unknown

### AIRWAY

Resp Spontaneous  Yes  No  clear  obstructed  
 Resp Rate Ø /min O<sub>2</sub> Sat \_\_\_\_\_  

	Intials	Time	Size	FIO <sub>2</sub>
Ambu d				
Tracheostomy				
Cricothyrotomy				
Intubation Nasal/Oral				
Mask/Cannula				

### BREATHING

Breath Sounds Present  Right  Left  
 Diminished  Right  Left  
 None  Right  Left  
 Chest Movement Symmetrical  Right  Left  
 Paradoxical  Right  Left  
absent  Right  Left

### ARRIVAL OF TEAM (Print Names)

Name	Called	Time Responded	Arrived
Trauma Surgeon <u>Omt</u>			
Senior Resident <u>Huerter, M</u>			
Jr Resident <u>Eckmann, L</u>			
Ortho			
Neuro			
Other			

Name	Called	Time Responded	Arrived
ER MD			
Resident <u>Patty</u>			
RN <u>Carla</u>			
RN <u>Neil, Boardman</u>			
ER Tech <u>Paul</u>			
Records			

 Advocate Christ Medical Center  
 TRAUMA FLOW SHEET



DOE YATES	nt/1997	EEM	001401442	018Y M	06/16/2013
WESTLEY MICHAEL	07/03/1997	ERX	001401442	015Y M	06/16/2013
OMI ELLEN C	07/03/1997				
EMERGENCY DEPT					
556226470 SP					



### TRAUMA FLOW SHEET

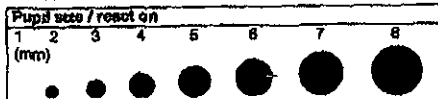
#### CIRCULATION

BP 100/60 Pulse 100 Core Temp \_\_\_\_\_  
 Skin Color \_\_\_\_\_ Skin Temp \_\_\_\_\_

Pulses Present \_\_\_\_\_ Decreased/Absent (Mark D or A)  
 Femoral  Right  Left A Right A Left  
 Radial  Right  Left A Right A Left  
 Pedal  Right  Left A Right A Left  
 Other \_\_\_\_\_  Right  Left \_\_\_\_\_ Right \_\_\_\_\_ Left

#### Defect (Neurologic)

Rectal Sensation  Yes  No  
 Rectal Tone  Yes  No



*Fixed*  
 Right \_\_\_\_\_ / Dilated  
 Left \_\_\_\_\_ / \_\_\_\_\_

#### INJURY PATTERNS

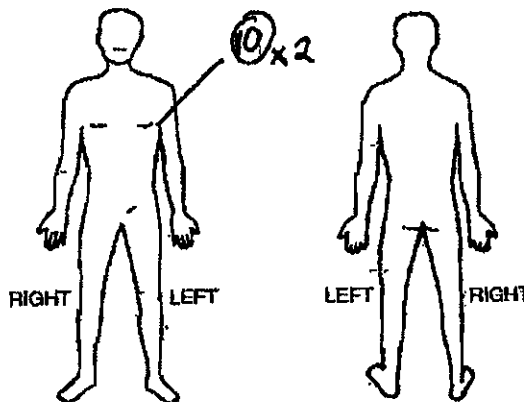
Movement Normal/ Decreased (Mark N or D)  
 Upper Extremities \_\_\_\_\_ Right \_\_\_\_\_ Left  
 Lower Extremities \_\_\_\_\_ Right \_\_\_\_\_ Left  
 Label picture with given number of appropriate injury  
 1 Abrasion 10 Gunshot wound  
 2 Amputation 11 Hematoma  
 3 Avulsion 12 Laceration  
 4 Burn 13 Loss of sensation (mark areas with ||||)  
 5 Crepitus 14 Stab wound  
 6 Dislocation 15 Other \_\_\_\_\_  
 7 Edema \_\_\_\_\_  
 8 Fracture/Deformity \_\_\_\_\_  
 Foreign Body \_\_\_\_\_

#### REVISED ADULT TRAUMA SCORE

##### I GLASGOW COMA SCALE

Eye Spontaneous 4  
 Opening To Voice 3  
 To Pain 2  
 None 1  
 Verbal Oriented 5  
 Response Confused 4  
 Inappropriate Words 3  
 Incomprehensible Words 2  
 None 1  
 Motor Obeys command 6  
 Response Localizes Pain 5  
 Withdraws (pain) 4  
 Flex on (pain) 3  
 Extension (pain) 2  
 None 1  
 Total Apply this score to GCS portion of Trauma Score to next column 3

Total I \_\_\_\_\_  
 (Total points from left) 13 15-4  
 9 12-3  
 6 9-2  
 4 5-1  
 3 0  
 Total I \_\_\_\_\_  
 II Respiratory 10 20/min 4  
 Rate 20/min 3  
 0 2  
 1 5/min 1  
 None 0  
 Total II \_\_\_\_\_  
 III Systolic 89 mm Hg or greater 4  
 Blood 76 89 mm Hg 3  
 Pressure 60 75 mm Hg 2  
 1-49 mm Hg 1  
 No pulse 0  
 Total III \_\_\_\_\_  
 TRAUMA SCORE (I + II + III) 0



Racial Exam High riding prostate  Yes  No  
 Blood at Meatus  Yes  No  
 Perineal/Scrotal Hematoma  Yes  No  
 Comment \_\_\_\_\_

#### IV SOLUTIONS

Time	Initials	No	Solution	Angio Site / Size	Rate	Total Infused	Stop Time	Continued on admission

Advocate Christ Medical Center  
 TRAUMA FLOW SHEET



VIEW THIS INFORMATION IN PRINT OR ONLINE - EEN 001401442  
 DOE YATES 01BY M  
 ONI ELLEN C 07/01/1995 06/16/2013  
 VIEW THIS INFORMATION IN PRINT OR ONLINE - ERX 001401442  
 WESTLEY MICHAEL 01BY M  
 ONI ELLEN C 07/03/1997 06/16/2013  
 EMERGENCY DEPT 556226470 SP

**PROCEDURES**

**TRAUMA FLOW SHEET**

Time	Initials	Procedure	Results
		Labs <input type="checkbox"/> Yes <input type="checkbox"/> No _____	H and H (#1) ____ / ____ Time ____ H and H (#2) ____ / ____ Time ____
		Foley _____	Size _____ UCG <input type="checkbox"/> + <input type="checkbox"/> <input type="checkbox"/> NA !
		NG _____	Size _____
		Pertoneal Lavage _____	<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Open <input type="checkbox"/> Closed
2335	LH	Chest Tube _____	Size R _____ L _____ Suction <input type="checkbox"/> Yes <input type="checkbox"/> No
		Autotransfusion _____	<input type="checkbox"/> R <input type="checkbox"/> L (See I and O) Citrate <input type="checkbox"/> Yes <input type="checkbox"/> No
2334	MH	Thoracotomy <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Comment _____
		Warming Procedure _____	<input type="checkbox"/> Room temp <input type="checkbox"/> Warm blankets <input type="checkbox"/> Bair Hugger <input type="checkbox"/> Other

**RESPIRATORY MANAGEMENT**

**ABG's**

Route	Setting	TV	Rate	Peep	Time	Initials	PH	PCO	PO	PIO
			bpm	cm						/
			bpm	cm						/
			bpm	cm						/

Route — Write in device for O delivery (i.e. ventilator ambu mask etc)

**X RAYS**

**ADDITIONAL X-RAYS**

Time	Type	Time	Description
	C Spine (Portable)		Complete C Spine series
	Chest (Portable)		Flexion/extension neck
	Ext L Leg		Ultrasound of _____
	Ext R Leg		Echo Cardiogram
	Ext L Arm		
	Ext R Arm		
	Pelvis (portable)		

**CT SCAN/SPECIAL PROCEDURES**

H \_\_\_\_\_ T dated \_\_\_\_\_ Time Performed \_\_\_\_\_

C p \_\_\_\_\_ TI dated \_\_\_\_\_ Time Performed \_\_\_\_\_

Cn \_\_\_\_\_ TI Ordered \_\_\_\_\_ Time Performed \_\_\_\_\_

ABD \_\_\_\_\_ T dated \_\_\_\_\_ Time Performed \_\_\_\_\_

\_\_\_\_\_ T Ordered \_\_\_\_\_ T Performed \_\_\_\_\_

Angiogram study \_\_\_\_\_ TI dated \_\_\_\_\_ TI Performed \_\_\_\_\_

\_\_\_\_\_ T Ordered \_\_\_\_\_ T Performed \_\_\_\_\_

**Vital Signs During Procedure**


**Advocate Christ Medical Center**  
**TRAUMA FLOW SHEET**



P  
 A  
 F DOE YATES 01/08/1995 06/16/2013  
 Q1 EMERGENCY DEPT  
 EEM 001401442 018Y M  
 ERX 001401442 015Y M  
 WESTLEY MICHAEL 07/03/1997 06/16/2013  
 Q1 EMERGENCY DEPT 556226470 SP

011209 7/10  
 Page 3 of 6  
 Order # 2



### TRAUMA FLOW SHEET

BLOOD / BLOOD PRODUCTS				DRUG THERAPY						
Unit ID No	Product	ML Infused	Stop Time	Time	Medication	Route	Total ml's	Initials	Stop Time	Continued on admission
				2336	Epi 1mg	IV		RK		
		Total								

TOTAL FLUID INTAKE	MLs Infused	TOTAL FLUID OUTPUT	MLs Out
Intravenous		Urine	
Banked Blood		NG	
Fresh Frozen Plasma		Emesis	
Platelets		Stool	
Peritoneal Lavage		Peritoneal Lavage	
Medication		Chest Tube (s)	
Autotransfusion		Other	
Anticoagulant (Citrate)		Total	
Other			
Total			

PERSONAL BELONGINGS						
Item	Family	With Patient	Coroner	Police	Security	Other
Socks x 2		✓				
shoes x 2		✓				
shirt		✓				
shorts } cut		✓				
boxers		✓				

**DISPOSITION**

Date 6, 16, 13 DOA \_\_\_\_\_

Time 2339 a.m / p.m DIED IN ED

To OR \_\_\_\_\_

Discharge Home \_\_\_\_\_

Admit Unit \_\_\_\_\_

Date \_\_\_\_ / \_\_\_\_ / \_\_\_\_ Transferred To \_\_\_\_\_

Time \_\_\_\_ a.m / p.m Report Called To \_\_\_\_\_

Organ Donor Candidate?  Yes  No

**Advocate Christ Medical Center**  
**TRAUMA FLOW SHEET**



DOE YATES EEN 001401442  
 ONI ELLEN C 018Y-N  
 EMERGENCY DEPT 01/01/1995 06/16/2013  
 556226478 ED

WESTLEY MICHAEL ERX 001401442  
 ONI ELLEN C 018Y-N  
 EMERGENCY DEPT 07/03/1997 06/16/2013  
 556226478 SP





*Advocate Health Care*

ADVOCATE CHRIST MEDICAL CENTER  
4440 West 95th Street  
Oak Lawn, IL 60453

**Emergency Department Documentation**

Document Name: Ambulance Record  
Result Date: 6/17/2013 12:00:00 AM  
Result Status: Auth (Verified)

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM				Patient Name: WESTLEY, MICHAEL	
Printed By: Bacon, Louis			CONFIDENTIAL	Sex: MALE MRN: CMC-001401442	
Chart Request ID: 45006274				DOB: 7/3/1997 FIN: 556226470	
				Page 8 of 18	

**Chicago Fire Department** Incident # 131672101  
 3318 S Michigan Ave. 2nd Floor Patient UNKNOWN  
 Chicago IL 60616 (312) 745-4200

15yr ZA

INCIDENT	PATIENT	DATES/TIMES
Incident # 131672101	Patient Name UNKNOWN	Dispatched 22 55 57 06/16/2013
Incident dispatch GUN SHOT VICTIM	Sex M DOB Age 18YR	Enroute 22 56 27
Incident found GUN SHOT VICTIM	Weight Race/Eth African American	At Scene 23 00 11
Address 6610 S SANGAMON ST	Address UNKNOWN	At Patient 23 05
City St,Zip CHICAGO IL 60621	City St,Zip UNKNOWN UNK UNK USA	Departed Scene 23 20
Loc Type STREET / HIGHWAY	SSN 000-00-0000	At Destination 23 32 00
Loc Upon Disp QUARTERS	Resp Party Name UNKNOWN	In Service
Status EMERGENCY	Resp Party Addr UNKNOWN UNKNOWN UNK UNK	At Quarters
Agency/Unit CFD / A14	Witness/Guardian	TELEMETRY 23 22
Shift/Veh EMS 4 /	CHRIST HOSP	
Skillset ALS	CHICAGO	
Delay to scn TRAFFIC		
Hosp Order# HOLY CROSS		
Crew		
JEFFERY THRUN 20559 P ACPIC		
CHRISTOPHER WALCZAK, 20768 P FPM		

WESTLEY MICHAEL ERX 001401442  
 OWY ELLEN C 015Y M  
 EMERGENCY DEPT 07/03/1997 06/16/2013  
 556226470 SP

DDE YATES EEM 001401442  
 OWI ELLEN C 018Y M  
 EMERGENCY DEPT 01/01/1995 06/16/2013  
 556226470 SP

**Hx PRESENT**

Subject	Description / Details
CAUSE	GSW (GUNSHOT WOUND)
COMPLAINT	UNRESPONSIVE DURATION STILL PRESENT
SYMPTOMS	UNRESPONSIVE BACK SHOT

*IN SUMMARY CALLED TO LOCATION FOR A GUN SHOT UPON ARRIVAL FOUND PATIENT LAYING ON THE WEST PARKWAY WITH A GUN IN HIS POCKET AND ANOTHER GUN LAYING IN THE MIDDLE OF THE STREET PATIENT WAS FOUND TO BE UNRESPONSIVE AND NOT BREATHING PER CPD ON THE SCENE PATIENT WAS POINTING A GUN AT THE OFFICERS WHEN THEY ORDERED HIM TO DROP THE GUN AND DID NOT COMPLY AT WHICH TIME THEY SHOT HIM PATIENT WAS FOUND TO BE IN PEA ON THE MONITOR PATIENT HAD A GUN SHOT WOUND TO THE LEFT FLANK AREA OF THE RIBS WITH NO EXIT WOUND PATIENT WAS GIVEN ADVANCED LIFE SUPPORT CARE AS STATED ABOVE WHILE TRANSPORTING THE PATIENT VENTILATIONS BECAME DIFFICULT TO VENTILATE AT WHICH TIME PATIENT WAS GIVEN A BI LATERAL NEEDLE DECOMPRESSION AND VENTILATION WAS MUCH EASIER PATIENT HAD NO FURTHER CHANGES PATIENT CARE WAS TRANSFERRED TO ED STAFF WITH REPORT ALL TIMES ARE APPROX.*

**Hx PAST**

Subject	Description / Details
ALLERGIES	UNKNOWN
MEDS	UNK
PREEXIST	UNKNOWN

**FINDINGS**

Subject	Description / Details
IMPRESSION	GSW CARDIAC ARREST ARREST WITNESSED WITNESSED ARREST ARREST AFTER ARRIVAL OF 911 RESPONDER NO PRESUMED CARDIAC ARREST ETIOLOGY TRAUMA WAS CFD (NON TRANSPORT) ONSCENE YES RESUS BY 911 RESP/AED SHOCK PRIOR TO EMS NO WAS AED APPLIED BEFORE CRD (TRANSPORT) NO WHO FIRST APPLIED AED NOT APPLICABLE WHO FIRST DEFIB THE PATIENT NOT APPLICABLE ROSC (>20 MIN) OR PRESENT AT END OF CARE NO FIRST ARREST RYTHM OF PATIENT PEA END OF EVENT ONGOING RESUCITATION IN ED
INITIAL	PT FOUND POSITION LYING ON-SIDE R
PHYSICAL	BACK SHOT BACK BLEEDING

**Chicago Fire Department** Incident # 131672101  
 3510 S Michigan Ave 2nd Floor Patient UNKNOWN  
 Chicago IL 60616 (312) 745-4200

EMM 001401442  
 DOE YATES 018Y M  
 OMI ELLEN C 01/03/1995 06/16/2013  
 EMERGENCY DEPT  
 556226470 SP

**CARE EVENTS**

Time	Subject	Description/Details BP P R SpO2 Pos
23 04	TREATMENT	BSI AMB CREW YES GLOVES YES MASK YES EYE PROTECTION YES GOWN YES PROVIDER CREW
23 05	TREATMENT	ECG RESULTING RHYTHM PEA NARROW COMPLEX RATE 32/MIN BLOCKS NONE ECTOPY NONE PROVIDER WALCZAK C
23 06	TREATMENT	CPR WHO INITIATED CPR CFD EMS (TRANSPORT) DOWNTIME 5 MINUTES AGO CPR TERMINATED NO PROVIDER T20
23 06	TREATMENT	VENTILATION INDICATION APNEA METHOD/TYPE BAG VALVE MASK, VENTILATION RATE 12/MIN PROVIDER THRUN J
23 06	TREATMENT	OXYGEN INDICATION TRAUMA CARE TX AUTHORIZATION SMO S DELIVERED BY BAG VALVE MASK FLOW RATE 15 LPM PROVIDER THRUN J
23 06	LOC	ORIENTATION UNABLE TO ASSESS AVPU UNRESPONSIVE
23 06	AIRWAY	STATUS UNABLE TO ASSESS
23 06	BREATH	QUALITY NO SPONTANEOUS RESPIRATIONS (R) LS UNABLE TO ASSESS (L) LS UNABLE TO ASSESS CHEST WALL EXPA
23 06	CIRCUL	STATUS ABSENT SITE CAROTID STRENGTH UNABLE TO ASSESS REGULARITY UNABLE TO ASSESS CAP REFILL UNAI
23 06	GCS	SCORE J EYES 1 NONE VERRAL 1 NONE OR INTUBATED MOTOR 1 NONE
23 06	SKIN	TEMP NORMAL COLOR NORMAL MOISTURE NORMAL
23 06	EYES	(R) REACTIVITY NON REACTIVE (L) REACTIVITY NON REACTIVE (R) SIZE DILATED (L) SIZE DILATED
23 06	NEURO	FACIAL DROOP UNABLE TO ASSESS ARM DRIFT UNABLE TO ASSESS SPEECH UNABLE TO ASSESS GRIPS UNABLE TO A
23 06	ECG	RESULTING RHYTHM PEA NARROW COMPLEX BLOCKS NONE ECTOPY NONE
23 06	VITALS	0/ 0 0
23 07	VITALS	0/
23 11	ECG	RESULTING RHYTHM PEA NARROW COMPLEX
23 11	ETCO2	ETCO2 26 CAPNOGRAPHY WAVEFORM LOW
23 11	VITALS	0/0 0 0
23 12	TREATMENT	SUCTION INDICATIONS BLOOD IN AIRWAY TX AUTHORIZATION SMO S LOCATION MOUTH EQUIPMENT YANKAUER TIP PROVIDER THRUN J
23 12	TREATMENT	INTUBATION INDICATION TRAUMATIC ARREST TX AUTHORIZATION SMO S METHOD OROTRACHEAL TUBE SIZE 7.0MM CRICOID PRESSURE APPLIED VISUALIZE CORDS YES LUNG SOUNDS PRESENT ALL FIELDS EPIGASTRIUM SILENT CHEST WALL EXPANSION EQUAL EXPANSION CAPNOMETRY (MMHG) 39MMHG CAPNOGRAPHY WAVEFORM NORMAL ESOPH DETECT DEV (EDD) INFLATES LUNG COMPLIANCE GOOD RESULT SUCCESSFUL INTUBATION ATTEMPTS 1 DEPTH AT TEETH 24CM SECURED WITH TUBE HOLDER REASSESS TUBE PLACEMENT LUNG SOUNDS PRESENT ALL FIELDS PROVIDER THRUN J
23 15	TREATMENT	IV ACCESS INDICATION TRAUMA CARE TX AUTHORIZATION SMO S DEVICE IO ACCESS GAUGE IO ACCESS SITE (L) PROXIMAL TIBIA RESULT SUCCESSFUL FLUID NORMAL SALINE RATE WIDE OPEN VOLUME INFUSED 200CC PROVIDER WALCZAK C
23 16	ECG	RESULTING RHYTHM PEA NARROW COMELEX
23 16	ETCO2	ETCO2 32 CAPNOGRAPHY WAVEFORM NORMAL
23 16	VITALS	0/0 0 0
23 22	ECG	RESULTING RHYTHM ASYSTOLE MULTIPLE LEADS
23 22	ETCO2	ETCO2 16 CAPNOGRAPHY WAVEFORM NORMAL
23 22	VITALS	0/0 0 0
23 24	TREATMENT	IV ACCESS INDICATION TRAUMA CARE TX AUTHORIZATION SMO S DEVICE IV CATHETER GAUGE 14 SITE (R) AC RESULT SUCCESSFUL FLUID NORMAL SALINE RATE WIDE OPEN VOLUME INFUSED 600CC PROVIDER THRUN J
23 27	TREATMENT	NEEDLE DECOMPRESSION THORACOSTOMY INDICATION ABSENT/DIMINISHED LUNG SOUNDS TX AUTHORIZATION SMO S SIZE 14 SITE BILATERAL RESULT AIR/BLOOD RETURN NOTED ATTEMPTS 1 PROVIDER THRUN J
23 28	ECG	RESULTING RHYTHM ASYSTOLE MULTIPLE LEADS

EMR 001401442  
 WESTLEY MICHAEL 015Y M  
 OMI ELLEN C 07/03/1997 06/16/2013  
 EMERGENCY DEPT  
 556226470 SP



**Chicago Fire Department** Incident # 131672101  
 3510 S Michigan Ave. 2nd Floor Patient UNKNOWN  
 Chicago IL 60616 (312) 745-4200

**CARE EVENTS continued**

Time	Subject	Description/Details BP P R SpO2	Pos
23 28	VITALS	0/0 0 0	

**RESULT**

**AUTHORIZATION**

Disposition	TX / TRANS BY THIS UNIT	MEDIC1	PT ASSIGNMENT	MEDIC2
Destination	CHRIST		UNKNOWN PATIENT UNABLE	
Dest Reason	CLOSEST ED			
Status	EMERGENCY	THRUN J PARAMEDIC		WALCZAK C PARAMEDIC
DelayFScn	TRAFFIC	SIGNED 06/16 23 41		SIGNED 06/16 23 42
MedCdl Name	HOLY CROSS			
To Ambulance	STRETCHER			
In Ambulance	STRETCHER			
From Ambulance	STRETCHER			

001401442  
 01BY M  
 05/16/2013  
 EEM  
 01/01/1995  
 DDE YATES  
 ONI ELLEN C  
 EMERGENCY DEPT  
 556226470 SP

001401442  
 01SY M  
 05/16/2013  
 ERX  
 07/03/1997  
 WESTLEY MICHAEL  
 ONI ELLEN C  
 EMERGENCY DEPT  
 556226470 SP



ADVOCATE CHRIST MEDICAL CENTER  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Emergency Department Documentation**

**Document Name:** ED Clinical Summary  
**Result Date:** 6/17/2013 4:05:34 AM  
**Result Status:** Auth (Verified)

ED Clinical Summary

**Advocate Chirst Medical Center**  
**ED Clinical Summary**

**PERSON INFORMATION**

Name: WESTLEY, MICHAEL	DOB: 7/03/1997 12:00 AM	Age: 15 Years	Sex: MALE
Phone: (773)554-2611	Language: ENGLISH	PCP: OMI-MD, ELLEN C	PCP'S Phone:
MRN: CMC-001401442	Acct: 556226470	Arrival dt/tm: 6/16/2013 11:24 PM	Depart dt/tm: 6/17/2013 4:05 AM
Visit Reason: Trauma arrest;	Acuity: 1	LOS: 000 04:41	Med Service: ERX
TRAUMA: GSW TRAUMATIC			
ARREST			

**ED PROVIDER INFORMATION**

Provider	Role	Assigned	Unassigned
Chand, Pamela	Registration	6/16/2013 11:25 PM	
Rozovics-RN, Paul A	Nurse	6/16/2013 11:46 PM	

**VITALS INFORMATION**

Vital Sign	Triage	Latest
Temperature	Not Valued	Not Valued
O2 Sat	Not Valued	Not Valued
Respiratory Rate	Not Valued	Not Valued
Pulse Rate	Not Valued	Not Valued
Blood Pressure	Not Valued/Not Valued	Not Valued/Not Valued

**MEDICAL INFORMATION**

Diagnosis:  
 Allergies:

None

**DISCHARGE INFORMATION**

Discharge Disposition: 32. Medical Examiner

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM			Patient Name: WESTLEY, MICHAEL		
Printed By: Bacon, Louis			Sex: MALE MRN: CMC-001401442		
Chart Request ID: 45006274			DOB: 7/3/1997 FIN: 556226470		
Page 12 of 18					



ADVOCATE CHRIST MEDICAL CENTER  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Emergency Department Documentation**

**Document Name:** ED Clinical Summary  
**Result Date:** 6/17/2013 4:05:34 AM  
**Result Status:** Auth (Verified)

**Depart Action            Incomplete Reason**

IV start/stop completed?            Patient Expired

Discharge Vital Signs/Notes            Patient Expired

Patient Understanding Patient Expired

**ORDERS INFORMATION**

Start Time	Order	Type	Status	Stop-Time	Provider
6/17/2013 12:22 AM	EPD-Crash Cart	Materials Management	Ordered	6/17/2013 12:22 AM	Registered, Nurse

**PATIENT EDUCATION AND FOLLOW-UP INFORMATION**  
 instructions:

**DOCUMENTATION**

Patient: DOE, YATES            MRN: CMC-001401442            FIN: 556226470  
 Age: 18 years    Sex: MALE    DOB: 01/01/1995  
 Associated Diagnoses: None  
 Author: HERRMANN-MD, RICHARD

**Procedure**

**Line Placement**  
**Confirmed:** Patient, procedure, side, and site correct.  
**Consent:** Emergent.  
**Indication:** Hemodynamically unstable.  
**Location:** Right, Femoral vein.  
**central venous line:** Seldinger technique utilized for line placement, CORDIS.

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM			Patient Name: WESTLEY, MICHAEL		
Printed By: Bacon, Louis			Sex: MALE MRN: CMC-001401442		
Chart Request ID: 45006274			DOB: 7/3/1997 FIN: 556226470		
Page 13 of 18					



ADVOCATE CHRIST MEDICAL CENTER  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Emergency Department Documentation**

**Document Name:** ED Clinical Summary  
**Result Date:** 6/17/2013 4:05:34 AM  
**Result Status:** Auth (Verified)

**Document Name:** ED Provider Notes  
**Result Date:** 6/17/2013 12:38:00 AM  
**Result Status:** Auth (Verified)

**Line Placement Procedure \*ED**

Patient: DOE, YATES MRN: CMC-001401442 FIN: 556226470  
 Age: 18 years Sex: MALE DOB: 01/01/1995  
 Associated Diagnoses: None  
 Author: HERRMANN-MD, RICHARD

**Procedure**

**Line Placement**

Confirmed: Patient, procedure, side, and site correct.  
 Consent: Emergent.  
 Indication: Hemodynamically unstable.  
 Location: Right, Femoral vein.  
 central venous line: Seldinger technique utilized for line placement, CORDIS.

Electronically Signed On 06/17/2013 12:39 AM

HERRMANN-MD, RICHARD EMER DEPT

**Document Name:** Triage Documentation  
**Result Date:** 6/16/2013 11:42:00 PM  
**Result Status:** Auth (Verified)

ED-Triage Form Entered On: 06/16/2013 23:42  
 Performed On: 06/16/2013 23:42 by Naegele-RN, Kathryn.

**Triage**

Trauma Activation : Trauma Category I

Naegele-RN, Kathryn - 06/16/2013 23:42

**ESI & Acuity**

**DCP GENERIC CODE**

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM			Patient Name: WESTLEY, MICHAEL		
Printed By: Bacon, Louis			Sex: MALE MRN: CMC-001401442		
Chart Request ID: 45006274			DOB: 7/3/1997 FIN: 556226470		
Page 14 of 18					



**ADVOCATE CHRIST MEDICAL CENTER**  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Emergency Department Documentation**

**Document Name:** Triage Documentation  
**Result Date:** 6/16/2013 11:42:00 PM  
**Result Status:** Auth (Verified)

*Visit Reason:* TRAUMA: GSW TRAUMATIC ARREST  
*Triage Date and Time:* 06/16/2013 23:42  
*Tracking Acuity:* 1  
*Tracking Group:* CMC EMR

Naegele-RN, Kathryn - 06/16/2013 23:42

**Complaint**

(As Of: 06/16/2013 23:42:50 CDT)

**Diagnoses(Active)**  
 Trauma arrest

*Date:* 06/16/2013 ; *Diagnosis Type:* Reason For Visit ;  
*Confirmation:* Complaint of ; *Clinical Dx:* Trauma arrest ;  
*Classification:* Medical ; *Clinical Service:* Emergency  
 medicine ; *Code:* PNED ; *Probability:* 0 ; *Diagnosis Code:*  
 B9A4B2D8-9D3D-4BBC-A2D8-1F8EFFE8B205

**Physician Documentation**

**Document Name:** History and Physical  
**Result Date:** 6/16/2013 11:55:00 PM  
**Result Status:** Auth (Verified)

Trauma

Patient: WESTLEY, MICHAEL MRN: CMC-001401442 FIN: 556226470  
 Age: 15 years Sex: MALE DOB: 07/03/1997  
 Associated Diagnoses: Traumatic shock; Chest wall injury  
 Author: HUERTER-MD, MARY

**Trauma History**

Time Seen: Date & time 06/16/2013 23:55:00, Immediately upon arrival.  
 History Source: EMS.  
 Arrival Mode: Ambulance.

**History of Injury**

Trauma team activated.  
 15yo s/p multiple GSW brought in by EMS with indeterminant down time and loss of pulses in the field. Pt intubated in the field and brought to the ED chest compressions in progress.

**Airway**

On arrival airway is: compromised due to.  
 Airway placed: endotracheal tube size 7.5 mm, secured 23 cm at the teeth/gum, placed in the field.

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM				Patient Name: WESTLEY, MICHAEL	
Printed By: Bacon, Louis				Sex: MALE MRN: CMC-001401442	
Chart Request ID: 45006274				DOB: 7/3/1997 FIN: 556226470	
				Page 15 of 18	



**ADVOCATE CHRIST MEDICAL CENTER**  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Physician Documentation**

**Document Name:** History and Physical  
**Result Date:** 6/16/2013 11:55:00 PM  
**Result Status:** Auth (Verified)

**Breathing**

Breathing is: assisted.  
 Breath sounds are: equal bilaterally.

**Chest Tube Insertion**

Confirmed.  
 Consent: emergent.  
 Indication: traumatic arrest.  
 Technique: Location.  
 , No Anesthesia.  
 , For chest tube insertion.  
 , Return.  
 , Secured.

**Circulation**

Palpable pulses present: no pulses palpable.  
 Skin is: cold and clammy.  
 IV Access: placed prior to arrival, right cordis placed.

**Disability**

Glasgow Coma Scale: 1 - No eye opening, 1 - No verbal response, 1 - No motor response, Total GCS points 3.  
 Extremities: does not move any of the extremities.

**Exposure**

Lacerations: Nothing significant.  
 Abrasions: Nothing significant.  
 Hematomas: Nothing significant.  
 Ecchymosis: Nothing significant.  
 Gross deformity: Nothing significant.  
 GSW(s): x2 to left axilla, x1 to left arm.

**Review of Systems**

Additional review of systems information: Unable to obtain due to: Clinical condition.

**Health Status**

Allergies: Unknown.  
 Medications: Unknown.  
 Immunizations: Unknown.

**Past Medical/ Family/ Social History**

**Medical history**

Unknown.  
**Family history:** Unknown.  
**Social history:** Unknown.

**Physical Examination**

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM				Patient Name: WESTLEY, MICHAEL	
Printed By: Bacon, Louis				Sex: MALE MRN: CMC-001401442	
Chart Request ID: 45006274				DOB: 7/3/1997 FIN: 556226470	
Page 16 of 18					



**ADVOCATE CHRIST MEDICAL CENTER**  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Physician Documentation**

**Document Name:** History and Physical  
**Result Date:** 6/16/2013 11:55:00 PM  
**Result Status:** Auth (Verified)

**General:** unresponsive.  
**Skin:** Cool.  
**Head:** Intubated w blood at ETT.  
**Cardiovascular:** pulseless.  
**Respiratory:** Symmetrical chest wall expansion.  
**Chest wall:** GSW x2 to the left axilla, GSW x1 to the left upper arm.  
**Gastrointestinal:** Soft.  
**Genitourinary:** Normal genitalia for age.

**Medical Decision Making**

**Rationale:** 15yo s/p multiple GSW brought in by EMS with indeterminant down time and loss of pulses in the field. Intubated in the field and brought into the ED with chest compressions ongoing. ACLS protocol initiated on arrival with infusion of epi and chest compressions when patient confirmed pulseless. ED Left Thoracotomy carried out in the trauma bay. Left chest thoracotomy incision made and carried down to the ribs, chest entered and copious amounts of blood clot evacuated from the left chest. Left lung paranchymal injury identified and clamped, Pericardium opened and heart delivered from the sac to initiate cardiac massage. Large atrial injuries were palpable as well as pulmonary vessel injury. The aorta was cross clamped. Efforts to obtain sponatenous cardiac rhythm and spontaneous return of circulation were unsuccessful. The pt was pronounced deceased at 23:39.

**Impression and Plan**

**Diagnosis**

Chest wall injury (SNMCT 109576012, Discharge, Emergency medicine, Medical)  
 Traumatic shock (SNMCT 106871011, Discharge, Emergency medicine, Medical)

Electronically signed On 06/17/2013 02:21 PM

\_\_\_\_\_  
 HUERTER-MD, MARY MD

Electronically signed On 06/20/2013 06:45 PM

\_\_\_\_\_  
 OMI-MD, ELLEN C MD

**Document Name:** History and Physical  
**Result Date:** 6/16/2013 11:52:00 PM  
**Result Status:** Auth (Verified)

(late entry)  
 The patient was evaluated at the time of arrival in the ED and discussed with the resident.

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM			Patient Name: WESTLEY, MICHAEL		
Printed By: Bacon, Louis			Sex: MALE MRN: CMC-001401442		
Chart Request ID: 45006274			DOB: 7/3/1997 FIN: 556226470		
					Page 17 of 18



**ADVOCATE CHRIST MEDICAL CENTER**  
 4440 West 95th Street  
 Oak Lawn, IL 60453

**Physician Documentation**

**Document Name:** History and Physical  
**Result Date:** 6/16/2013 11:52:00 PM  
**Result Status:** Auth (Verified)

See the resident H/P for full details. Agree with the resident assessment and plan with the following addendum:  
 -The patient was brought in after he was shot in the left axillae and the left arm. No vitals for about 10 minutes in the field and airway and IV access obtained en route. No drugs given.  
 -Intubated, equal breath sounds. Chest compressions resumed. Right chest tube and left resuscitative thoracotomy done immediately. Epinephrine given per ACLS protocol. Right chest tube with minimal blood output. Left thoracotomy initially with air and blood. Hole in the left upper lobe and the pericardium with blood within it. Pericardium opened and the aorta crossclamped. Compressions internally continued. Heart was empty with apparent GSW near the great vessels. Right femoral cordis placed during the thoracotomy for volume resuscitation, but the patient was not able to regain spontaneous circulation. Time of death 2339. I was present for the entire resuscitation and for all of the procedures.  
 -Diagnosis-open wound arm, open wound axillae, hemothorax, traumatic arrest, pneumothorax, acute blood loss anemia.

Electronically Signed On 06/20/2013 06:44 PM

OMI-MD, ELLEN C MD

Low = L	High = H	Abnormal = A	Critical = C	Comment = *	Corrected/Amended = c
Print Date/Time: 9/9/2013: 5:13:18 PM				Patient Name: WESTLEY, MICHAEL	
Printed By: Bacon, Louis				Sex: MALE MRN: CMC-001401442	
Chart Request ID: 45006274				DOB: 7/3/1997 FIN: 556226470	
				Page 18 of 18	



SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		<p>A. Sign (Signature) <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) _____ C. Date of Delivery _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p>	
<p>1. Article Addressed to: Office of the Medical Examiner County of Cook 2121 W. Harrison St. Chicago, IL 60612  Log # 1062912</p>		<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail    <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered    <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail    <input type="checkbox"/> C.O.D.</p>	
<p>2. Article Number (Transfer from service label)</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>PS Form 3811, February 2004</p>		<p>Domestic Return Receipt</p>	
		<p>102595-02-M-1540</p>	

Certified Mail Receipt  
Office of the Medical Examiner

Log # 1062912  
Att.# 66

ILLINOIS STATE POLICE  
Division of Forensic Services  
Forensic Science Center at Chicago  
1941 West Roosevelt Road  
Chicago, Illinois 60608-1229  
(312) 433-8000 (Voice) \* 1-(800) 255-3323 (TDD)

Pat Quinn  
Governor

August 20, 2013

Hiram Grau  
Director

**LABORATORY REPORT**

DAVID GARCIA 20429  
CHICAGO PD UNIT 620  
DETECTIVE DIVISION, AREA 2  
727 EAST 111TH STREET  
CHICAGO IL 60628

Laboratory Case #C13-024022  
RD #HW321884

OFFENSE: Assault  
SUSPECT: Michael Westley  
VICTIMS: Kevin Paruszkiewicz/Gilmore/Schmidt

The following evidence was received by the Forensic Science Center at Chicago on June 25, 2013:  
Inventory# 12931901

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
8	One fired bullet	Exhibit #8 was fired from Exhibit #10.

The following evidence was received by the Forensic Science Center at Chicago on June 25, 2013:  
Inventory# 12932022

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
9	Two Winchester 9 mm Luger +P caliber fired cartridge cases	All of the cartridge cases in Exhibit #9 were fired in Exhibit #10.

The following evidence was received by the Forensic Science Center at Chicago on June 25, 2013:  
Inventory# 12931887

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
10	Glock, model 19, 9 mm Luger caliber semiautomatic pistol, serial # [REDACTED]	Exhibit #10 was examined, found to be in firing condition and test fired.

The barrel of Exhibit #10 has rifling characteristics of six polygonal lands and grooves with a right hand twist.

LOG# 10602912  
Attachment 67

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
11	One Winchester 9 mm Luger +P caliber unfired cartridge	The unfired cartridges in Exhibits #11 and #12 were examined for caliber and type.
12	Thirteen Winchester 9 mm Luger +P caliber unfired cartridges	See Findings for Exhibit #11.
13	One magazine	Exhibit #13 was used to test fire Exhibit #10.

**REMARKS:**

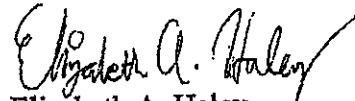
Inventory numbers 12931874 (Exhibits #2 and #3) and 12932061 (Exhibits #4, #5, #6, and #7) will be the subject of a future report.

**EVIDENCE DISPOSITION:**

If you have any questions regarding this report, please feel free to call me.

Any analysis conducted is accredited under the laboratory's ISO/IEC 17025 accreditation issued by ANSI-ASQ National Accreditation Board/FQS. Refer to certificate #AT-1697 and associated Scope of Accreditation.

Respectfully submitted,

  
Elizabeth A. Haley  
Forensic Scientist

~~CONFIDENTIAL - FOR EVIDENCE IDENTIFICATION PURPOSES ONLY~~

OG# 1062912  
Attachment 67

**BUREAU OF INTERNAL AFFAIRS**  
Investigations Division  
Special Investigations Section

17 June 2013  
C.L. 1062912

**TO:** Juan J. RIVERA  
Chief  
Bureau of Internal Affairs

Robert KLIMAS  
Commander  
Bureau of Internal Affairs

**ATTN:** Lt. Susan CLARK  
Commanding Officer  
Administrative Section / BIA

**CC:** Lt. Frederick MELEAN  
Commanding Officer  
General / Special Investigations Section / BIA

**FROM:** Sergeant Christopher Pettis  
Investigations Division  
Special Investigations Section / BIA

**SUBJECT:** Synoptic Report for C.L. # 1062912  
(Weapons Discharge) Hits

**INVOLVED OFFICER:** Police Officer Kevin J. PARUSZKIEWICZ  
Star # 17844 Unit 007 (On Duty)  
Employee # [REDACTED]  
Date of Appointment: 28 October 2002  
Date of Birth 10 March 1971

**DATE/TIME/ LOCATION:** 16 June 2013, 2251 hours / 6610 South Sangamon Ave.

**O.C.I.C.** Deputy Chief Dana Alexander

**BAC RESULTS:** .0000  
Reference: Log # 1062912  
WD # WD-13-8157  
RD # HW 321884  
Event # 1316718198  
U# 13-023

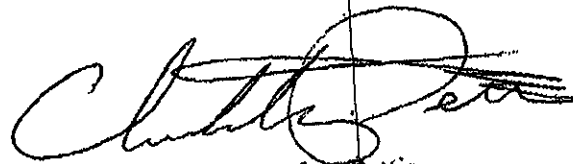
LOG# 1062912  
Attachment 68

**BUREAU OF INTERNAL AFFAIRS**  
**Investigations Division**  
**Special Investigations Section**

17 June 2013  
C.L. 1062912

**SUMMARY:** On 16 June 2013, 2251 hours, Investigating Sergeant was notified by C.P.I.C., Chibe # 7303, of a weapons discharge involving a 007<sup>th</sup> District officer. Officer Kevin J. Paruszkiewicz # 17844 discharged his weapon, with hits, while on duty in the 007<sup>th</sup> District. Investigating Sergeant arrived at Area South at approximately 0200 hours on 17 June 2013 to administer the test for BAC and collect a Urine sample from Officer Kevin J. Paruszkiewicz # 17844.

Investigating Sergeant started the observation period of Officer Kevin J. Paruszkiewicz # 17844 at 0210 hours on 17 June 2013. Officer Kevin J. Paruszkiewicz # 17844 supplied a breath test sample at 0239 hours on 17 June 2013 which resulted in a BAC result of .0000. Officer Kevin J. Paruszkiewicz # 17844 supplied a urine sample at 0252 hours on 17 June 2013. OCIC, Deputy Chief Dana Alexander observed the results.



Sergeant Christopher Pettis  
Investigations Division  
Special Investigations Section / BIA

APPROVED:



Lt. Susan CLARK  
Commanding Officer  
Administrative Section / BIA



# NOTICE OF ALCOHOL AND DRUG TESTING FOLLOWING A FIREARMS DISCHARGE INCIDENT

CHICAGO POLICE DEPARTMENT

TO: Involved Member's Name KEVIN J. PARUSZKIEWICZ Title POLICE OFFICER  
 Star No. 17844 Employee No. [REDACTED] Unit 007 DISTRICT

The applicable collective bargaining agreements and policy of the Chicago Police Department require those involved in a firearms discharge incident to undergo testing for the presence of alcohol and drugs. You are hereby ordered to submit to this testing and are required to take an alcohol breath test and provide a urine specimen.

Any refusal to take the required tests or refusal to fully comply with the testing procedures will be treated as a violation of Department Rules and will subject you to discipline up to and including separation.

I acknowledge and understand this notice of testing.

Print Member's Name <u>KEVIN J. PARUSZKIEWICZ</u>	Involved Member's Signature <i>Kevin J. Paruszkiewicz</i>	Date and Time <u>17 JUNE 2013 0215</u>
--	--	---

Type of Test: <u>Alcohol</u>	Location: <u>727 E. 111TH STREET AREA SOUTH</u>	Date and Time: <u>17 JUNE 2013 0239</u>
Type of Test: <u>Drug</u>	Location: <u>727 E. 111TH STREET AREA SOUTH</u>	Date and Time: <u>17 JUNE 2013 0252</u>

I have provided notice to the involved member and conducted the alcohol and drug testing as indicated.

B.I.A. Supervisor's Name <u>SERGEANT CHRISTOPHER PETTIS</u>	B.I.A. Supervisor's Signature <i>Christopher Pettis</i>	Date and Time <u>17 JUNE 2013 0315</u>
--	--	---

CPD-44.252 (REV. 6/12)

DISTRIBUTION: ORIGINAL - TO B.I.A. SUPERVISOR. COPY - TO INVOLVED MEMBER.

*Observation 0210 Notes*

LOG# 1062912  
Attachment 69



# NOTICE OF ALCOHOL AND DRUG TESTING FOLLOWING A FIREARMS DISCHARGE INCIDENT

CHICAGO POLICE DEPARTMENT

TO: Involved Member's Name KEVIN J. PARUSZKIEWICZ Title POLICE OFFICER  
 Star No. 17844 Employee No. [REDACTED] Unit 007 DISTRICT

The applicable collective bargaining agreements and policy of the Chicago Police Department require those involved in a firearms discharge incident to undergo testing for the presence of alcohol and drugs. You are hereby ordered to submit to this testing and are required to take an alcohol breath test and provide a urine specimen.

Any refusal to take the required tests or refusal to fully comply with the testing procedures will be treated as a violation of Department Rules and will subject you to discipline up to and including separation.

I acknowledge and understand this notice of testing.

Print Member's Name	Involved Member's Signature	Date and Time
KEVIN J. PARUSZKIEWICZ	<i>Kevin J. Paruszkiewicz</i>	17 JUNE 2013 0215

Type of Test	Location	Date and Time
Type of Test: Alcohol	Location: 727 E. 111TH STREET AREA SOUTH	Date and Time: 17 JUNE 2013 0239
Type of Test: Drug	Location: 727 E. 111TH STREET AREA SOUTH	Date and Time: 17 JUNE 2013 0252

I have provided notice to the involved member and conducted the alcohol and drug testing as indicated.

B.I.A. Supervisor's Name	B.I.A. Supervisor's Signature	Date and Time
SERGEANT CHRISTOPHER PETTIS	<i>Christopher Pettis</i>	17 JUNE 2013 0315

CPD-44.252 (REV. 6/12)

DISTRIBUTION: ORIGINAL - TO B.I.A. SUPERVISOR, COPY - TO INVOLVED MEMBER.

*Observation 0210 MARS*

TEST RECORD  
 RBT IV  
 RBT IV# 022783  
 DATE 06-17-13  
 TEST NO. 0050  
 ID#  
 90605  
 AS IV# 098835  
 TEMPERATURE 29 C  
 SUBJECT TEST  
 %BAC TIME  
 .000 BLANK  
 .000 - AUTO 02:39  
 SUBJECT  
 WD-13-8157  
 OPERATOR  
 SGT. C. Pettis  
 WITNESS  
 727 E 111<sup>ST</sup>  
 TEST LOCATION  
 109.1062912

Last Name: PARUSZKIEWICZ

First Name: KEVIN J.

Rank: police officer

Star #: 17844

Unit: 007

Home Zip Code: \_\_\_\_\_

Date Hired: 28 October 2002

Birthdate: ██████████ 1971



WD1381507

17 JUN 13

Last Name: PARUSZKIEWICZ

First Name: KEVIN J.

Rank: police officer

Star #: 17844

Unit: 007

Home Zip Code: \_\_\_\_\_

Date Hired: 28 October 2002

Birthdate: [REDACTED] 1971

SPECIMEN ID NO.

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

LAB ACCESSION NO.

A. Employer Name, Address, I.D. No.

B. MRO Name, Address, Phone and Fax No.

C. Donor SSN or Employee I.D. No.

D. Donor Name:

Last:

First:

E. Donor ID Verified:

Photo ID

Emp. Rep.

F. Reason for Test:

Pre-employment (1)

Random (3)

Reasonable Suspicion/Cause (5)

Post-Accident (2)

Promotion (22)

Return to Duty (6)

Follow-up (23)

Other (specify) (99)

G. Drug Tests to be Performed:

H. Collection Site Name:

Collection Site Code:

Address:

Collector Phone No.:

City, State and Zip:

Collector Fax No.:

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F?  Yes  No, Enter Remark

Specimen Collection:

Split

Single

None Provided (Enter Remark)

Observed (Enter Remark)

REMARKS

STEP 3: Collector affixes bottle seal(s) to bottle(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5.

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

I certify that the specimen shown to me by the donor/manager in the certification section on Copy 2 of this form was collected, labeled, sealed, and released to the Delivery Service noted in accordance with applicable requirements.

Signature of Collector  
(Print Collector's Name (First, MI, Last))

Time of Collection: 11:52 AM  
Date (Mo./Day/Yr.): 11/13

SPECIMEN BOTTLE(S) RELEASED TO:

Quest Diagnostics Courier  FedEx

Other

Name of Delivery Service Transferring Specimen to Lab

RECEIVED AT LAB:

Signature of Accessioner

(Print Accessioner's Name (First, MI, Last))

Date (Mo./Day/Yr.)

Primary Specimen Bottle Seal Intact

Yes

No, Enter Remark

SPECIMEN BOTTLE(S) RELEASED TO:

STEP 5: COMPLETED BY DONOR

I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and on the label affixed to each specimen bottle is correct.

Signature of Donor

(PRINT) Donor's Name (First, MI, Last)

Date (Mo./Day/Yr.)

Daytime Phone No.

Evening Phone No.

Date of Birth

Mo. Day Yr.

# DRUG TEST SPECIMEN AFFIDAVIT

CHICAGO POLICE DEPARTMENT

INSTRUCTIONS: Prepare in duplicate. Original (White) to Collection Unit; copy (Yellow) to member.

Donor I.D. verified  
 Photo I. D. by Sergeant Christopher Pettis  
 Employer Representative \_\_\_\_\_  
Signature of Employer Representative

PART I - A. On the 17<sup>th</sup> day of JUNE, 2013 at 0252, Kevin Pauszkiewicz  
(TIME) (PRINT NAME)  
removed the foil-top seal from a cup, and then removed the contents from the cup, I urinated into this same cup, then I delivered this cup containing my urine specimen to Sergeant Christopher Pettis and witnessed this member:  
(PRINT RECEIVING STAFF MEMBER'S NAME)

- B. Break the Tamper Evident Plastic Filament Link between the cap and the base of the vial.
- C. Pour a portion of my urine specimen into a vial with the control number printed on it's side.
- D. Close the vial cap.
- E. Seal the vial with a piece of evidence tape which was placed across the cap and down both sides of the vial. I then initialed the evidence tape with specimen ID number 1882584
- F. Place my specimen in a bag which was closed with self adhesive tape. Then I initialed the barcode label on bag with the number 421020224

A MAIN TEST VIAL - NO.	B ALTERNATE TEST VIAL - NO.
<u>WD-13-8157A</u>	<u>WD-13-8157B</u>

EXAMINEE'S SIGNATURE <u>[Signature]</u>	STAR/EMP NO. <u>17844</u>	WITNESS'S SIGNATURE <u>[Signature]</u>	STAR/EMP NO. <u>14052</u>
RECEIVING STAFF MEMBER'S SIGNATURE <u>[Signature]</u>	STAR/EMP NO. <u>1184</u>	SUPERVISOR'S SIGNATURE <u>[Signature]</u>	STAR/EMP NO.

PART II - The urine specimen with the control number WD138157A/B was received and then secured in the appropriate Random Drug Testing Unit refrigerator/freezer compartment by:  
M. Colen, on 12 Jun 17, at 0427  
(STAFF MEMBER'S SIGNATURE) (DATE) (TIME) (EXAMINEE'S INITIALS)

PART III - I attest that the sealed urine specimen bag containing specimen ID number \_\_\_\_\_ was removed from the Random Drug Testing Unit refrigerator by \_\_\_\_\_ (RDTU MEMBER) and then delivered to \_\_\_\_\_ (LAB MEMBER), on \_\_\_\_\_ (DATE), at \_\_\_\_\_ (TIME)  
Specimen received by \_\_\_\_\_ (LAB MEMBER'S INITIALS) \_\_\_\_\_ (RDTU MEMBER'S SIGNATURE) \_\_\_\_\_ (STAR/EMP NO.)

Attachment 100# 1062912  
71

RANDOM DRUG TESTING UNIT  
ALTERNATE COLLECTION RECEIPT

On the 17<sup>th</sup> day of JUNE 2013, I MARIA COLON #24975

received a collected urine specimen from Sgt. PETTIS # 1184. The specimen was delivered in (sealed) / unsealed condition and was received in packaging described as:

Select One  A clear and blue CPD evidence/property bag containing two tape-sealed vials (including one within a sealed Quest Diagnostics specimen bag).

or

The packaging was then opened by M. Colon # 24975 in the presence of Sgt. PETTIS # 1184. The following items were removed from the container:

Select One  One tape-sealed vial labeled # WD138157A within a sealed Quest Diagnostics specimen bag and one tape-sealed vial labeled # WD138157B.

or

The specimen vials were then placed in the Random Drug Testing Unit collection site refrigerator/freezer by M. Colon # 24975, as witnessed by Sgt. PETTIS # 1184.

Specimen delivered by: [Signature] # 1184  
Signature

Received/stored by: [Signature]  
Signature

LOG# 10627021925  
Attachment 72



**NOTICE OF ALCOHOL AND DRUG TESTING FOLLOWING  
A FIREARMS DISCHARGE INCIDENT**

**CHICAGO POLICE DEPARTMENT**

TO: Involved Member's Name PALAZZOLO, MARK Title POLICE OFFICER  
 Star No. 6182 Employee No. [REDACTED] Unit 010 DISTRICT

The applicable collective bargaining agreements and policy of the Chicago Police Department require those involved in a firearms discharge incident to undergo testing for the presence of alcohol and drugs. You are hereby ordered to submit to this testing and are required to take an alcohol breath test and provide a urine specimen.

Any refusal to take the required tests or refusal to fully comply with the testing procedures will be treated as a violation of Department Rules and will subject you to discipline up to and including separation.

I acknowledge and understand this notice of testing.

Print Member's Name	Involved Member's Signature	Date and Time
MARK PALAZZOLO	<i>Mark Palazzolo</i>	16 JUNE 2013 0536

Type of Test: Alcohol	Location: 5101 SOUTH WENTWORTH / AREA CENT.	Date and Time: 16 JUNE 2013 0557
Type of Test: Drug	Location: 5101 SOUTH WENTWORTH / AREA CENT.	Date and Time: 16 JUNE 2013 0608

I have provided notice to the involved member and conducted the alcohol and drug testing as indicated.

B.I.A. Supervisor's Name	B.I.A. Supervisor's Signature	Date and Time
CHRISTOPHER PETTIS	<i>Christopher Pettis</i>	16 JUNE 2013 0615

CPD-44.252 (REV. 6/12)

DISTRIBUTION: ORIGINAL - TO B.I.A. SUPERVISOR, COPY - TO INVOLVED MEMBER.

Observation 0535

LOG# 1062912  
Attachment 73

# DRUG TEST SPECIMEN AFFIDAVIT

CHICAGO POLICE DEPARTMENT

INSTRUCTIONS: Prepare in duplicate. Original (White) to Collection Unit; copy (Yellow) to member.

Donor I.D. verified

Photo I. D. by

Sergeant Christopher Pettis

Employer Representative

Signature of Employer Representative

PART I -

A. On the 17<sup>th</sup> day of JUNE, 2013 at 0252, Kevin Pauszkiewicz  
(TIME) (PRINT NAME)

removed the foil-top seal from a cup, and then removed the contents from the cup, I urinated into this same cup, then I delivered this cup containing my urine specimen to Sergeant Christopher Pettis and witnessed this member:  
(PRINT RECEIVING STAFF MEMBER'S NAME)

B. Break the Tamper Evident Plastic Filament Link between the cap and the base of the vial.

C. Pour a portion of my urine specimen into a vial with the control number printed on it's side.

D. Close the vial cap.

E. Seal the vial with a piece of evidence tape which was placed across the cap and down both sides of the vial. I then initialed the evidence tape with specimen ID number 1882584

F. Place my specimen in a bag which was closed with self adhesive tape. Then I initialed the barcode label on bag with the number 421020224

A MAIN TEST VIAL - NO.	B ALTERNATE TEST VIAL - NO.
WD-13-8157A	WD-13-8157B

EXAMINEE'S SIGNATURE

STAR/EMP NO.

WITNESS'S SIGNATURE

STAR/EMP NO.

Kevin Pauszkiewicz

17844/

[Signature]

14052

RECEIVING STAFF MEMBER'S SIGNATURE

STAR/EMP NO.

SUPERVISOR'S SIGNATURE

STAR/EMP NO.

[Signature]

1184

[Signature]

PART II - The urine specimen with the control number WD138157A was received and then secured in the appropriate Random Drug Testing Unit refrigerator/freezer compartment by:

M. Colan  
(STAFF MEMBER'S SIGNATURE)

on 12/17  
(DATE)

at 0427  
(TIME)

(EXAMINEE'S INITIALS)

PART III - I attest that the sealed urine specimen bag containing specimen ID number \_\_\_\_\_ was removed from the Random Drug Testing Unit refrigerator by \_\_\_\_\_

(RDTU MEMBER)

and then delivered to \_\_\_\_\_

(LAB MEMBER)

on \_\_\_\_\_

(DATE)

at \_\_\_\_\_

(TIME)

Specimen received by \_\_\_\_\_

(LAB MEMBER'S INITIALS)

LOG# 1062912

(RDTU MEMBER'S SIGNATURE)

STAR/EMP NO.

Attachment [Signature]

CHAIN OF CUSTODY TESTING, CUSTODY AND CONTROL FORM



40005057

1882584

SPECIMEN ID NO.

STEP 1: COMPLETED BY COLLECTOR OR EMPLOYER REPRESENTATIVE

LAB ACCESSION NO.

A. Employer Name, Address, I.D. No.

CHICAGO POLICE DEPT  
 DRUGS DIVISION UNIT, 4318720  
 4110 S HELGREN AVE  
 CHICAGO IL 60653  
 PH: 312-745-5038 FAX: 312-745-6039

B. MRO Name, Address, Phone and Fax No. PHOTO ID 808580020

PH: FAX:

C. Donor SSN or Employee I.D. No.

WD-13-8157A

D. Donor Name: Last:

First:

E. Donor ID Verified:

Photo ID  Emp. Rep.

F. Reason for Test:

Pre-employment (1)  Random (3)  Reasonable Suspicion/Cause (5)  Post-Accident (2)  Promotion (22)  
 Return to Duty (6)  Follow-up (23)  Other (specify) (99) Mandatory Post

G. Drug Tests to be Performed:

5-Panel SAP 10-50/2000 U/MTX

Weapons Discharge

H. Collection Site Name:

Area South

Collection Site Code:

Address:

737 E. 11th Street

Collector Phone No.:

City, State and Zip:

CHICAGO

Collector Fax No.:

STEP 2: COMPLETED BY COLLECTOR

Read specimen temperature within 4 minutes. Is temperature between 90° and 100° F?  Yes  No, Enter Remark

Specimen Collection:

Split  Single  None Provided (Enter Remark)  Observed (Enter Remark)

REMARKS

STEP 3: Collector affixes bottle seal(s) to bottle(s). Collector dates seal(s). Donor initials seal(s). Donor completes STEP 5.

STEP 4: CHAIN OF CUSTODY - INITIATED BY COLLECTOR AND COMPLETED BY LABORATORY

I certify that the specimen given to me by the donor identified in the certification section on Copy 2 of this form was collected, labeled, sealed, and released to the Delivery Service noted in accordance with applicable requirements.

[Signature]  
 Signature of Collector  
SGT. CHRIS Lett's  
 (Print) Collector's Name (First, MI, Last)

0752 AM  
 Time of Collection  
6/11/2013  
 Date (Mo./Day/Yr.)

SPECIMEN BOTTLE(S) RELEASED TO:

Quest Diagnostics Courier  FedEx

Other

Name of Delivery Service Transferring Specimen to Lab

RECEIVED AT LAB:

Signature of Accessioner

Primary Specimen Bottle Seal Intact

Yes  
 No, Enter Remark

SPECIMEN BOTTLE(S) RELEASED TO:

(Print) Accessioner's Name (First, MI, Last)

Date (Mo./Day/Yr.)

STEP 5: COMPLETED BY DONOR

I certify that I provided my specimen to the collector; that I have not adulterated it in any manner; each specimen bottle used was sealed with a tamper-evident seal in my presence; and that the information and numbers provided on this form and on the label affixed to each specimen bottle is correct.

Signature of Donor

(PRINT) Donor's Name (First, MI, Last)

Date (Mo./Day/Yr.)

Daytime Phone No. ( )

Evening Phone No. ( )

Date of Birth

Mo. Day Yr.

STEP 6: COMPLETED BY MEDICAL REVIEW OFFICER - PRIMARY SPECIMEN

In accordance with applicable requirements, my determination/verification is:

NEGATIVE  POSITIVE  TEST CANCELLED  REFUSAL TO TEST BECAUSE:  
 DILUTE  ADULTERATED  SUBSTITUTED

REMARKS

Signature of Medical Review Officer

(PRINT) Medical Review Officer's Name (First, MI, Last)

Date (Mo./Day/Yr.)

LOG# 106291211

STEP 7: COMPLETED BY MEDICAL REVIEW OFFICER - SECONDARY SPECIMEN

In accordance with applicable requirements, my determination/verification for the split specimen (if tested) is:

RECONFIRMED  FAILED TO RECONFIRM - REASON

Attachment 75

Signature of Medical Review Officer

(PRINT) Medical Review Officer's Name (First, MI, Last)

Date (Mo./Day/Yr.)

RANDOM DRUG TESTING UNIT  
ALTERNATE COLLECTION RECEIPT

On the 17<sup>th</sup> day of JUNE 2013, I MARIA COLON #24975

received a collected urine specimen from Sgt. PATTIS # 1184. The specimen was delivered in (sealed) / unsealed condition and was received in packaging described as:

Select One  A clear and blue CPD evidence/property bag containing two tape-sealed vials (including one within a sealed Quest Diagnostics specimen bag).

or

The packaging was then opened by M. Colon #24975 in the presence of Sgt. PATTIS #1184. The following items were removed from the container:

Select One  One tape-sealed vial labeled # WD138157A within a sealed Quest Diagnostics specimen bag and one tape-sealed vial labeled # WD138157B.

or

The specimen vials were then placed in the Random Drug Testing Unit collection site refrigerator/freezer by M. Colon #24975, as witnessed by Sgt. PATTIS #1184.

Specimen delivered by:

[Signature]  
Signature

# 1184

Received/stored by:

[Signature]  
Signature

# 24975

LOG# 1062912  
Attachment 76





**NOTICE OF ALCOHOL AND DRUG TESTING FOLLOWING  
A FIREARMS DISCHARGE INCIDENT**

CHICAGO POLICE DEPARTMENT

TO: Involved Member's Name KEVIN J. PARUSZKIEWICZ Title POLICE OFFICER  
 Star No. 17844 Employee No. [REDACTED] Unit 007 DISTRICT

The applicable collective bargaining agreements and policy of the Chicago Police Department require those involved in a firearms discharge incident to undergo testing for the presence of alcohol and drugs. You are hereby ordered to submit to this testing and are required to take an alcohol breath test and provide a urine specimen.

Any refusal to take the required tests or refusal to fully comply with the testing procedures will be treated as a violation of Department Rules and will subject you to discipline up to and including separation.

I acknowledge and understand this notice of testing.

Print Member's Name	Involved Member's Signature	Date and Time
KEVIN J. PARUSZKIEWICZ	<i>Kevin J. Paruszkiewicz</i>	17 JUNE 2013 0215

Type of Test	Location	Date and Time
Alcohol	727 E. 111TH STREET AREA SOUTH	17 JUNE 2013 0239
Drug	727 E. 111TH STREET AREA SOUTH	17 JUNE 2013 0252

I have provided notice to the involved member and conducted the alcohol and drug testing as indicated.

B.I.A. Supervisor's Name	B.I.A. Supervisor's Signature	Date and Time
SERGEANT CHRISTOPHER PETTIS	<i>Christopher Pettis</i>	17 JUNE 2013 0315

CPD-44.252 (REV. 6/12)

DISTRIBUTION: ORIGINAL - TO B.I.A. SUPERVISOR, COPY - TO INVOLVED MEMBER.

Observation 0210 MARS

LOG# 10629/2  
Attachment 77



6/18/2013 4:44:32 PM

### Drug Detail Report

#### PATIENT INFORMATION

Quest Diagnostics Employer Solutions  
Customer Care: 800-877-7484

Primary ID: WD138157A

#### SPECIMEN INFORMATION

REQUISITION: 1882584  
LAB REF NO: 146283E  
COLLECTED: 6/17/2013 02:52  
RECEIVED: 6/18/2013 06:26  
REPORTED: 6/18/2013 16:44  
DOCUMENT ID:

#### CLIENT INFORMATION

40005057  
CHICAGO POLICE DEPT  
3510 S MICHIGAN AVE  
CHICAGO, IL 60653

Reason: OTHER -- MANDATORY POST WEAPONS DISC

Tests Ordered: 35190N

#### Integrity Checks

#### Acceptable Range

CREATININE	42.5 mg/dL	>/= 20 mg/dL
pH	5.7	4.5-8.9
OXIDIZING ADULTERANTS	Negative	

#### Substance Abuse Panel

#### Initial Test Level

#### GC/MS Confirm Test Level

AMPHETAMINES	Negative	1000 ng/mL	500 ng/mL
BARBITURATES	Negative	300 ng/mL	200 ng/mL
BENZODIAZEPINES	Negative	300 ng/mL	200 ng/mL
COCAINE METABOLITES	Negative	300 ng/mL	150 ng/mL
MARIJUANA METABOLITES	Negative	50 ng/mL	15 ng/mL
METHADONE	Negative	300 ng/mL	200 ng/mL
METHAQUALONE	Negative	300 ng/mL	200 ng/mL
OPIATES	Negative	2000 ng/mL	2000 ng/mL
PHENCYCLIDINE	Negative	25 ng/mL	25 ng/mL
PROPOXYPHENE	Negative	300 ng/mL	200 ng/mL

CERTIFYING SCIENTIST: KSEL01

SPECIMEN RECEIVED AND PROCESSED IN THE

LAB: Quest Diagnostics-Lenexa  
10101 Renner Blvd  
Lenexa KS 66219

#### ADDITIONAL COMMENTS:

Test Type: MANDATORY POST WEAPONS DISC mapped to OTHR

LOG# 10629/2  
Attachment 78

UNIT NO. 121	PROP. INVENTORY NO.	DATE RECEIVED 17 June 13	MANNER RECEIVED <input type="checkbox"/> MAIL <input type="checkbox"/> COUNTER <input type="checkbox"/> CRIME LAB <input type="checkbox"/> OTHER
DELIVERING OFFICER SGT. CPTMS 1184		STAR NO. E & RPS RECEIVING OFFICER 1184	LOG # Attachm
CONTENTS - DESCRIBE 109 1062912 HW 321884 AMOUNT \$			

2/629/2  
79

**EVIDENCE - PROPERTY ENVELOPE**  
 EVIDENCE & RECOVERED PROPERTY SECTION  
 CHICAGO POLICE DEPARTMENT

CPD-34.559-A

TEST RECORD  
RBT IU

RBT IU# 022783  
DATE 06-17-13  
TEST NO. 0060  
ID#

90605  
AS IU# 098935  
TEMPERATURE 29°C

SUBJECT TEST  
%BAC TIME

000 BLANK  
000 -AUTO 02:39

SUBJECT

WD-13-8157

OPERATOR

Sgt. C. Pettis

WITNESS

727E III<sup>rd</sup> ST

TEST LOCATION

log 1062912

LOG# 1062912  
Attachment 80

UNITED STATES DISTRICT COURT

for the Northern District of Illinois

Chantell Brooks, as Special Administrator, etc.

Plaintiff

v.

P. O. Kevin Paruszkiewicz and City of Chicago

Defendant

Civil Action No. 1:13-cv-05871

NOTICE OF A LAWSUIT AND REQUEST TO WAIVE SERVICE OF A SUMMONS

To: Police Officer Kevin Paruszkiewicz

(Name of the defendant or - if the defendant is a corporation, partnership, or association - an officer or agent authorized to receive service)

Why are you getting this?

A lawsuit has been filed against you, or the entity you represent, in this court under the number shown above. A copy of the complaint is attached.

This is not a summons, or an official notice from the court. It is a request that, to avoid expenses, you waive formal service of a summons by signing and returning the enclosed waiver. To avoid these expenses, you must return the signed waiver within 35 days (give at least 30 days, or at least 60 days if the defendant is outside any judicial district of the United States) from the date shown below, which is the date this notice was sent. Two copies of the waiver form are enclosed, along with a stamped, self-addressed envelope or other prepaid means for returning one copy. You may keep the other copy.

What happens next?

If you return the signed waiver, I will file it with the court. The action will then proceed as if you had been served on the date the waiver is filed, but no summons will be served on you and you will have 60 days from the date this notice is sent (see the date below) to answer the complaint (or 90 days if this notice is sent to you outside any judicial district of the United States).

If you do not return the signed waiver within the time indicated, I will arrange to have the summons and complaint served on you. And I will ask the court to require you, or the entity you represent, to pay the expenses of making service.

Please read the enclosed statement about the duty to avoid unnecessary expenses.

I certify that this request is being sent to you on the date below.

Date: 11/05/2013

Signature of the attorney or unrepresented party

David S. Lipschultz

Printed name

Goldberg Weisman Cairo One E. Wacker Dr., 38th Floor Chicago, IL 60601

Address

dlipschultz@gwclaw.com

E-mail address

(312) 464-1200

Telephone number

LOG#

1062912

Attachment

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OFFICE OF LEGAL AFFAIRS 13 NOV 13 09 26



# UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

## Waiver of Service of Summons

TO: David S. Lipschultz  
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)

I, Police Officer Kevin Paruszkiewicz, acknowledge receipt of your request  
(DEFENDANT NAME)

that I waive service of summons in the action of Chantell Brooks, as Special Administrator, etc. v. P.O. Kevin Paruszkiewicz and City of Chicago,  
(CAPTION OF ACTION)

which is case number 1:13-cv-05871 in the United States District Court  
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 11/05/13,  
(DATE REQUEST WAS SENT)  
or within 90 days after that date if the request was sent outside the United States.

\_\_\_\_\_  
(DATE) (SIGNATURE)

Printed/Typed Name: \_\_\_\_\_

As \_\_\_\_\_ of \_\_\_\_\_  
(TITLE) (CORPORATE DEFENDANT)

### Duty to Avoid Unnecessary Costs of Service of Summons

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.





**PARTIES**

4. The Plaintiff, Chantell Brooks, is a United States citizen and a resident of the State of Illinois, County of Cook. Ms. Brooks was the mother of Michael Westley, deceased. Chantell Brooks has been appointed as Special Administrator of the Estate of Michael Westley, deceased, in the Circuit Court of Cook County.

5. Defendant Chicago Police Officer Kevin Paruskiewicz (hereinafter "Officer Paruskiewicz") is an employee of the Defendant City of Chicago, serving as a police officer. At all times relevant to this Complaint at Law Officer Paruskiewicz was acting within the scope of employment of the City of Chicago and was acting under color of law.

6. Defendant City of Chicago is a municipal corporation in Cook County, Illinois.

7. On June 16, 2013, at approximately 10:00 p.m., the Plaintiff's decedent, Michael Westley (hereinafter "Michael"), 15 years old, was a pedestrian located on the 6600 block of South Sangamon Avenue, in the City of Chicago, County of Cook, State of Illinois.

8. At that time and place, Officer Paruskiewicz used inappropriate, unwarranted, and unjustifiable force against Michael, shooting him with a firearm without lawful cause or justification.

9. Michael died as a result of the gunshot wounds inflicted upon him by Officer Paruskiewicz.

10. Michael endured pain and suffering in his dying moments as a result of the injuries caused by the shooting.

**COUNT I**  
**42 U.S.C. § 1983 EXCESSIVE FORCE**  
**AGAINST POLICE OFFICER KEVIN PARUSZKIEWICZ**

11. Plaintiff incorporates paragraphs 1 through 10 by reference as if fully set forth herein.

12. The force used by Officer Paruszkiewicz against Michael was objectively unreasonable and excessive, and was undertaken intentionally, with reckless indifference to Michael's constitutional rights.

13. The conduct of Officer Paruszkiewicz constituted excessive force in violation of the Fourth and Fourteenth Amendments to the U.S. Constitution, and the Civil Rights Act (42 U.S.C. §§1983, 1988).

WHEREFORE, the Plaintiff, Chantell Brooks, as Special Administrator of the Estate of Michael Westley, deceased, prays that judgment be entered against Defendant Police Officer Kevin Paruszkiewicz awarding damages for loss of life, conscious pain and suffering, additional compensatory damages, punitive damages, reasonable attorney fees and costs, and such further relief as this Court deems just.

**COUNT II**  
**ILLINOIS WRONGFUL DEATH ACT**  
**AGAINST POLICE OFFICER KEVIN PARUSZKIEWICZ AND CITY OF CHICAGO**

14. Plaintiff incorporates paragraphs 1 through 10 by reference as if fully set forth herein.

15. Pursuant to the Illinois Wrongful Death Act, 740 ILCS 180/1, *et seq.*, Plaintiff brings this action for the next of kin of Michael Westley to recover for the losses suffered as a result of the death of Michael Westley.

16. The actions of Officer Paruszkiewicz, acting within the scope of employment for the City of Chicago, were the direct and proximate cause of the death of Michael Westley.

17. As a direct and proximate result of the aforementioned acts of Officer Paruszkiewicz, the next of kin of Michael Westley suffered great losses of a personal and pecuniary nature, including, but not limited to, the loss of society, companionship, and support of the decedent, as well as grief, sorrow and mental suffering, subjecting the Defendant to liability pursuant to the Wrongful Death Act.

WHEREFORE, the Plaintiff, Chantell Brooks, as Special Administrator of the Estate of Michael Westley, deceased, prays that judgment be entered against Defendants Police Officer Kevin Paruszkiewicz and the City of Chicago in an amount necessary to fully and fairly compensate the next of kin of Michael Westley for their losses under the terms of the Wrongful Death Act, which substantially exceed the minimum jurisdiction amount of this Honorable Court, plus costs.

**COUNT III**  
**ILLINOIS SURVIVAL STATUTE**  
**AGAINST POLICE OFFICER KEVIN PARUSZKIEWICZ AND CITY OF CHICAGO**

18. Plaintiff incorporates paragraphs 1 through 10 by reference as if fully set forth herein.

19. As a direct and proximate result of the aforementioned acts of Officer Paruszkiewicz, acting within the scope of employment of the City of Chicago, Plaintiff's decedent, Michael Westley, did suffer serious injuries of a personal and pecuniary nature, including but not limited to, pain and suffering experienced as he was dying from the gunshot wounds inflicted by

Officer Paruszkiewicz, subjecting Officer Paruszkiewicz to liability pursuant to 755 ILCS 5/27-6, commonly referred to as the Survival Statute.

WHEREFORE, the Plaintiff, Chantell Brooks, as Special Administrator of the Estate of Michael Westley, deceased, prays that judgment be entered against Defendants Police Officer Kevin Paruszkiewicz and the City of Chicago in an amount necessary to fully and fairly compensate the Estate for all losses compensable under the terms of the Survival Statute, plus costs.

**COUNT IV**  
**ILLINOIS FAMILY EXPENSE ACT**  
**AGAINST POLICE OFFICER KEVIN PARUSZKIEWICZ AND CITY OF CHICAGO**

20. Plaintiff incorporates paragraphs 1 through 14 by reference as if fully set forth herein.

21. As a direct and proximate result of the aforementioned acts of Officer Paruszkiewicz, Plaintiff's decedent, Michael Westley, and his Estate sustained losses in the form of funeral and burial expenses.

WHEREFORE, the Plaintiff, Chantell Brooks, as Special Administrator of the Estate of Michael Westley, deceased, prays that judgment be entered against Defendants Police Officer Kevin Paruszkiewicz and the City of Chicago in an amount necessary to fully and fairly compensate the Estate for all losses compensable under the terms of the Illinois Family Expense Statute.

**COUNT V**  
**INDEMNIFICATION CLAIM PURSUANT TO 745 ILCS 10/9-102**  
**AGAINST CITY OF CHICAGO**

22. Plaintiff incorporates paragraphs 1 through 21 by reference as if fully set forth herein.

23. Illinois law provides that public entities are directed to pay any tort judgment for compensatory damages for which employees are liable within the scope of their employment activities.

24. Officer Paruszkiewicz is and/or was an employee of the City of Chicago and acted within the scope of his employment for the City of Chicago in committing the acts described herein.

WHEREFORE, should Defendant Police Officer Kevin Paruszkiewicz be found liable for the acts alleged above, Defendant City of Chicago would be liable to pay the Plaintiff any judgment obtained against Defendant Police Officer Kevin Paruszkiewicz.

**COUNT VI**  
**RESPONDEAT SUPERIOR**  
**AGAINST CITY OF CHICAGO**

25. Plaintiff incorporates paragraphs 1 through 21 by reference as if fully set forth herein.

26. Illinois law provides that public entities are directed to pay any tort judgment for compensatory damages for which employees are liable within the scope of their employment activities.

27. The aforementioned acts of Officer Paruszkiewicz were conducted in the scope of said Defendant's employment with Defendant City of Chicago and, therefore, Defendant City of

Chicago, as principal, is liable for the actions of its employee under the doctrine of *respondeat superior*.

WHEREFORE, should Defendant Police Officer Kevin Paruszkiewicz be found liable for the acts alleged above, Defendant City of Chicago would be liable to pay the Plaintiff any judgment obtained against Defendant Police Officer Kevin Paruszkiewicz.

**JURY DEMAND**

The Plaintiff requests a trial by jury.

Respectfully submitted,

CHANTELL BROOKS,  
As the Special Administrator of the  
Estate of MICHAEL WESTLEY, Deceased .

/s/ David S. Lipschultz

David S. Lipschultz  
Goldberg Weisman Cairo  
One East Wacker, 38th Floor  
Chicago, IL 60601  
Telephone: 312-464-1200  
Atty. No. 6277910

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

CHANTELL BROOKS,	)	
As the Special Administrator of the	)	
Estate of MICHAEL WESTLEY, Deceased	)	
Plaintiff,	)	Case No. 13 CV 5871
	)	
v.	)	Judge Shadur
	)	
POLICE OFFICER KEVIN PARUSZKIEWICZ,	)	
Individually;	)	
CITY OF CHICAGO;	)	Jury Demand
	)	
Defendants.	)	

**NOTICE OF FILING**

TO: Lindsey Vanorny, Esq.  
Asst. Corporation Counsel  
City of Chicago Department of law  
30 N. LaSalle St., Suite 900  
Chicago, IL 60602

PLEASE TAKE NOTICE that on November 4, 2013, we filed with the Clerk of the United States District Court for the Northern District of Illinois the following: **Plaintiff's First Amended Complaint at Law.**

Dated: November 4, 2013

Respectfully submitted,

GOLDBERG WEISMAN CAIRO

/s/ David S. Lipschultz  
Attorney(s) for Plaintiff(s)  
One East Wacker Drive, #3800  
Chicago, Illinois 60601  
Telephone: 312/ 464-1200  
Facsimile: 312/ 464-1212

**CERTIFICATE OF SERVICE**

I hereby certify that on November 4, 2013, I electronically filed this Notice and the First Amended Complaint at Law referred to above with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to above attorneys.

/s/ David S. Lipschultz  
David S. Lipschultz

Goldberg Weisman Cairo  
Attorneys for the Plaintiff  
One E. Wacker Dr., 38<sup>th</sup> Floor  
Chicago, IL 60601  
(312) 464-1200  
(312) 464-1212 Fax



ILLINOIS STATE POLICE  
Division of Forensic Services  
Forensic Science Center at Chicago  
1941 West Roosevelt Road  
Chicago, Illinois 60608-1229  
(312) 433-8000 (Voice) \* 1-(800) 255-3323 (TDD)

Pat Quinn  
Governor

January 23, 2014

Hiram Grau  
Director

**LABORATORY REPORT**

DAVID GARCIA 20429  
CHICAGO PD UNIT 620  
DETECTIVE DIVISION, AREA 2  
727 EAST 111TH STREET  
CHICAGO IL 60628

Laboratory Case #C13-024022  
RD #HW321884  
SUPPLEMENTAL REPORT

OFFENSE: Assault  
SUSPECT: Michael Westley  
VICTIMS: Kevin Paruszkiewicz/Richard Schmidt/Patrick Gilmore

The following evidence was received by the Forensic Science Center at Chicago on June 24, 2013:  
**Inventory# 12931874**

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
2	Glock, model 19C, 9 mm Luger caliber semiautomatic pistol, serial # [REDACTED]	Exhibit #2 was operable as received and test fired. Exhibit #2 has rifling characteristics of six polygonal lands and grooves with a right hand twist. A test fired cartridge case from Exhibit #2 was entered into the IBIS database; however, no identification was made.
3	One magazine	Exhibit #3 was used to test fire Exhibit #2.

The following evidence was received by the Forensic Science Center at Chicago on June 25, 2013:  
**Inventory# 12932061**

<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
4	Eleven Winchester 9 mm Luger caliber fired cartridge cases	All of the fired cartridge cases in Exhibits #4, #5, #6, and #7 were fired in Exhibit #2.
5	Four S&B 9 mm Luger caliber fired cartridge cases	See Findings for Exhibit #4.

LOG# 1062912  
Attachment 82

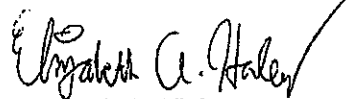
<u>EXHIBIT</u>	<u>ITEM SUBMITTED</u>	<u>FINDINGS</u>
6	Two 9 mm Luger caliber fired cartridge cases (one Winchester and one PMC)	See Findings for Exhibit #4.
7	Two 9 mm Luger caliber fired cartridge cases (one Winchester and one S&B)	See Findings for Exhibit #4.

**EVIDENCE DISPOSITION:**

If you have any questions regarding this report, please feel free to call me.

Any analysis conducted is accredited under the laboratory's ISO/IEC 17025 accreditation issued by ANSI-ASQ National Accreditation Board/FQS. Refer to certificate #AT-1697 and associated Scope of Accreditation.

Respectfully submitted,



Elizabeth A. Haley  
Forensic Scientist

~~cc: INDEPENDENT POLICE REVIEW AUTHORITY~~



EXTERNAL EXAMINATION

Continued

There were no transverse creases of the lower pinnae. The lips were without evidence of injury. The teeth were in good condition.

Examination of the neck showed no evidence of injury. The abdomen was flat. No healed surgical scars were noted.

There was a 1.0-inch scar on the left side of the back, a 2-1/4 inch scar on the right side of the lower back, and nonspecific scars on the back of the left hand.

The extremities showed no gross bony deformities or pitting edema. The fingernails were intact and the finger pads had been printed. Tattoos were not noted. Needle tracks were not observed.

The external genitalia were those of an uncircumcised male in late adolescence. The anus was atraumatic.

EVIDENCE OF THERAPY

Evidence of medical intervention consisted of a sutured left thoracotomy incision extending to the mid axillary line; a right sided chest tube; an endotracheal tube secured by tape; a left tibial intraosseous line; and an intravenous catheter in the right inguinal region.

EVIDENCE OF INJURY

**PENETRATING GUNSHOT WOUND TO THE LEFT ARM AND CHEST:** There was a 1/2 x 1/4 inch ovoid entrance gunshot wound to the upper lateral left triceps region centered 15.0 inches below the top of the head. This was surrounded by an eccentric abrasion collar measuring up to 1/8 of an inch at the 7 o'clock wound margin. There was no soot deposition and gunpowder tattooing on the surrounding skin.

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EVIDENCE OF INJURY

Continued

The projectile lacerated the skin and soft tissues prior to exiting through the skin of the posterior left axilla. The exit wound was a 1-1/8 x 3/8 inch irregular wound centered 12.0 inches below the top of the head and 10-3/4 of an inch to the left of the anterior midline.

The projectile immediately reentered the body in the posterior left axilla through an irregular 1-1/8 x 1/2 inch wound centered 13.0 inches below the top of the head and 10-1/2 inches to the left of the anterior midline.

The bullet went on to lacerate the skin and soft tissues; fracture the left sixth rib posterolaterally; perforate the superior aspect of the lower lobe of the left lung and the left mainstem bronchus; lacerate the base of the pulmonary artery and the right ventricle immediately below the pulmonic valve; and lacerate the medial aspect of the upper lobe of the right lung anteriorly.

This gunshot wound was associated with 200 mL of blood in the left pleural cavity and 150 mL of blood in the right pleural cavity.

There was no re-exit wound.

A mushroomed, medium caliber, copper jacketed bullet was recovered from the right chest cavity.

The wound path was directed left to right, slightly downward, and slightly back to front.

**OTHER INJURIES:** There were 1/4 and 5/8 inch abrasions on the right side of the forehead.

There were superficial, perhaps healing, abrasions on the right pretibial region.

A superficial 7/8 x 1/8 inch abrasion/laceration was on the midback just left of the posterior midline.

1170

**INTERNAL EXAMINATION**

**Body Cavities:**

The body was opened by the usual thoracoabdominal incision and the chest plate was removed. No adhesions were present in any of the body cavities. All body organs were present in the normal anatomical positions. The subcutaneous fat layer of the abdominal wall was 1.0 centimeters thick.

**Head:** (Central Nervous System)

The scalp was reflected. The calvarium of the skull was removed. The dura mater and falx cerebri were intact. There was no subdural or epidural hemorrhage. The leptomeninges were thin with focal clouding but no frank exudate. The cerebral hemispheres were symmetrical. The structures at the base of the brain, including the cranial nerves and blood vessels, were intact. Coronal sections through the cerebral hemispheres revealed no focal lesions. Transverse sections through the brainstem and cerebellum were unremarkable. The brain weighed 1692 grams. The spinal cord was not examined.

**Neck:**

Examination of the soft tissues of the neck, including the strap muscles and large vessels, revealed no abnormalities. The hyoid bone and larynx were intact.

**Cardiovascular System:**

The pericardial surfaces were smooth and glistening; the pericardial sac was free of significant fluid or adhesions. The coronary arteries arose normally, followed the usual distribution and were widely patent with no evidence of significant atherosclerosis or thrombosis. The cardiac chambers were of their usual size. Except for the pulmonic valve, the cardiac valves were without note. The myocardium was red-brown and firm; the atrial and ventricular septa were intact. The aorta and its major branches arose normally, followed the usual course and were widely patent.

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INTERNAL EXAMINATION

Continued

The vena cavae and their major tributaries returned to the heart in the usual distribution and were free of thrombi. The heart weighed 264 grams.

Respiratory System:

The upper airway contained a small amount of bloody fluid and gastric contents; the mucosal surfaces were yellow-tan and granular. The pleural surfaces were smooth and glistening. The lungs were atelectatic. The right lung showed prominent "leopard spotting"; the parenchyma of the left lung was pink except for hemorrhage along the wound path. No mass lesions were noted. There was minimal anthracosis. The pulmonary arteries were normally developed and without thrombus or embolus. The right lung weighed 270 grams; the left lung weighed 226 grams.

Liver and Biliary System:

The hepatic capsule was smooth, glistening and intact covering moderately firm, red/brown parenchyma. No mass lesions were noted. The gallbladder contained 12 milliliters of watery, green-brown bile; the mucosa was velvety and unremarkable. The extrahepatic biliary tree was patent, without evidence of calculi. The liver weighed 1189 grams.

Alimentary System:

The tongue exhibited no evidence of recent injury. The esophagus was lined by gray-white, smooth mucosa. The gastric mucosa was slightly autolyzed and the lumen contained approximately 150 milliliters of thick brown liquid with food particles including possible pasta and chicken. The small and large bowels were unremarkable. The pancreas had an autolyzed, red/tan, lobulated appearance and the ducts were clear. The appendix was present.

INTERNAL EXAMINATION

Continued

Genitourinary System:

The renal capsules were smooth and thin, semitransparent, and stripped with ease from the underlying smooth, red-brown cortical surfaces. The cortices were sharply delineated from the medullary pyramids which were purple-tan and unremarkable. The calyces, pelves and ureters were without note. The urinary bladder contained 60 milliliters of yellow urine; the mucosa was gray-tan and smooth. The prostate gland and seminal vesicles were without note. The right kidney weighed 137 grams; the left kidney weighed 136 grams.

Reticuloendothelial System:

The spleen had a smooth, intact capsule covering red-purple, moderately firm parenchyma; the lymphoid follicles were unremarkable. The regional lymph nodes appeared normal. The spleen weighed 102 grams.

Endocrine System:

The pituitary, thyroid and adrenal glands were unremarkable.

Musculoskeletal System:

Muscle development was normal. No non-traumatic bone or joint abnormalities were noted.

PATHOLOGIC DIAGNOSES

- I. Gunshot wound to the left arm with re-entry into the left axillary region; injury to bilateral lungs, heart, and pulmonary artery; projectile recovered from right chest cavity; no evidence of close-range firing on the skin.
- II. Abrasions of right side of forehead, right pretibial region, and lower back.

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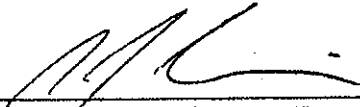
Michael Westley  
#274 JUNE 2013

Page 7

OPINION

This 15-year-old Black male, MICHAEL WESTLEY, died of a gunshot to the left arm. After passing through the arm, the bullet re-entered the chest causing injuries to the lungs and heart.

MANNER OF DEATH: Homicide.

  
\_\_\_\_\_  
Stephen J. Cina, MD  
Chief Medical Examiner

8/20/13

SJC:afl/gab  
06/22/13


OFFICE OF THE MEDICAL EXAMINER  
COUNTY OF COOK, ILLINOIS

PAGE 1 OF 1

RESULTS OF TOXICOLOGIC ANALYSES


M.E. CASE NO. 0274 JUN 13 TOX. CASE NO. 13-1953  
DECEASED NAME : MICHAEL L WESTLEY  
RACE : BLACK SEX : MALE AGE : 15  
AUTOPSY DATE 06/17/2013 REPORT DATE 06/26/2013  
PATHOLOGIST : STEPHEN J CINA M D

<u>DRUG/TISSUE</u>	<u>METHODOLOGY</u>	<u>RESULTS</u>	<u>AMOUNT</u>
BENZOYLECGONINE CENTRAL BLOOD	ELISA	NEGATIVE	
ETHANOL CENTRAL BLOOD	GC	NEGATIVE	
OPIATES CENTRAL BLOOD	ELISA	NEGATIVE	

  
PETER J. KOIN, PhD  
TOXICOLOGIST  
~~FERRICK S. NG, PHD.~~  
CHIEF TOXICOLOGIST

INDEPENDENT POLICE REVIEW AUTHORITY

LOG #1062912  
U#13-23

**TO:** Chief Administrator   
Independent Police Review Authority

**FROM:** Investigator Johnna Richmond, #114

**SUBJECT:** Log #1062912, U#13-23

**REFERENCE:** RD#HW321884; Event #1316718198

**DATE/TIME:** 16 June 2013, at approximately 2254 hours

**LOCATION:** 6610 South Sangamon Street (in the middle of the street)

**OFFICER INVOLVED:** PARUSZKIEWICZ, Kevin; Chicago Police Officer; Star #17844; 007 District; W/M; Emp. # [REDACTED] DOB: [REDACTED] 71; DOA: 28 October 2013; on-duty; plain clothes; Beat 767D

**OFFICER'S WEAPON:** Glock, 9mm; Semi-automatic; Model 19; Ser. # [REDACTED] Chicago registration #R025423S; FOID #76970055; Fired (2) rounds

**OFFICER'S INJURIES:** None reported.

**WITNESS OFFICER #1:** GILMORE, Patrick; Chicago Police Officer; Star #16158; 007 District; W/M; Emp. # [REDACTED]; DOB: [REDACTED] 1977; DOA: 11 September 2000; on-duty; plain clothes; Beat 762E

**WITNESS OFFICER #2:** SCHMIDT, Richard; Chicago Police Officer; Star #7422; 007 District; W/M; Emp. # [REDACTED] DOB: [REDACTED] 1982; DOA: 31 October 05; on-duty; plain clothes; Beat 762E

**SUBJECT:** WESTLEY, Michael; B/M; DOB: 03 July 1997; 6718 South Throop Street, Chicago, IL 60636

**SUBJECT'S INJURIES:** Gunshot wound to the left arm and chest. Fatal.

**RECOVERED WEAPON #1:** Glock, 9mm; Semi-automatic; Model 19C; blue, 4 inch; Ser. # [REDACTED]

**RECOVERED WEAPON #2:** Smith and Wesson; Model 640; 2 inch, chrome with wooden grips; Ser. # [REDACTED]

**SUMMARY OF INCIDENT:**

On 16 June 2013 at approximately 2254 hours, several Gang and Tactical units were responding to the area of 6500 South Peoria because of a report of shots fired. While searching the area, Beat 767D, Officer Kevin Paruszkiewicz (driver) and Officer Michael Decker (passenger), observed the subject, Michael Westley, running east on 66<sup>th</sup> Street. Officer Paruszkiewicz began to chase Mr. Westley on foot along with Tactical Officers Gilmore and Schmidt. Officer Gilmore observed Mr. Westley turn toward Officer Paruszkiewicz and point a firearm toward Officer Paruszkiewicz. Officer Gilmore yelled, "Gun, shoot!" and Officer Paruszkiewicz fired two rounds, fatally striking Mr. Westley.

**INVESTIGATION:**

**In a statement with IPRA, Officer Kevin Paruszkiewicz, #17844,** stated he was working Beat 767D with Officer Decker, #18838 during the time of the incident. Officer Paruszkiewicz stated he was on-duty in citizen's dress wearing a protective vest, with his star displayed. The officers were responding to a call of multiple shots fired at 65<sup>th</sup> and Sangamon, Green, and Peoria. The officers drove a Chevy Impala, #3839, and were heading westbound on 66<sup>th</sup> Street. Officer Paruszkiewicz stated he saw a black male in a black T-shirt running. They followed him by car until the male, now known as Michael Westley stopped running. Officer Paruszkiewicz exited the vehicle to approach Mr. Westley by foot. As soon as Mr. Westley saw him approach, he began to run again. Officer Paruszkiewicz gave his location to dispatch and saw an unmarked Tahoe show up. Two officers exited the Tahoe and began running behind him. Officer Paruszkiewicz kept shouting, "Stop, police!" to Mr. Westley. The other officers stated they were officers as well. Officer Paruszkiewicz recognized their voices as those of Officers Gilmore and Schmidt. Officer Paruszkiewicz continued to tell Mr. Westley to stop, until Mr. Westley turned around and pointed a weapon at him. Officer Paruszkiewicz drew his weapon after he heard an officer say, "Gun, gun, shoot, shoot!" He fired twice at Mr. Westley, and saw him drop the weapon in the middle of the street. Mr. Westley then stumbled into the grass and fell. Officer Paruszkiewicz stated Mr. Westley was about 10 feet away when he discharged his firearm. He stated that there was no option to take cover, since the officers were in the middle of the street. After Mr. Westley was shot, Officer Paruszkiewicz requested an ambulance. (Att. 29, 30)

**In a statement with IPRA, Officer Richard Schmidt, #7422,** stated he was working Beat 762E with Officer Gilmore, #16158, during the time of the incident. Officers Schmidt and Gilmore were responding to a shots fired call at approximately 66<sup>th</sup> and Halsted Street. Officer Schmidt stated he and Officer Gilmore observed Mr. Westley, who was wearing white shorts and a black T-shirt, running eastbound on 66<sup>th</sup> Street toward their unmarked Chevy Tahoe, #2634. After Mr. Westley turned on Sangamon, the officers began pursuing him. They were chasing Mr. Westley on foot, and noticed Officer Paruszkiewicz chasing him as well. Officers Schmidt and Gilmore were running behind Officer Paruszkiewicz. Officer Schmidt observed Mr. Westley turn around with a blue steel semi-automatic handgun in his hand. He heard Officer Gilmore say, "Gun, gun,

shoot, shoot!" Officer Paruszkiewicz drew his weapon and fired twice at Mr. Westley. Officer Schmidt stated that Mr. Westley was about 5-7 feet away from Officer Paruszkiewicz. After Mr. Westley was shot, Officer Schmidt conducted a protective pat down on him. A second firearm was found on Mr. Westley and he was handcuffed. (Att. 26, 27)

**In a statement with IPRA, Officer Patrick Gilmore, #16158** stated he was working Beat 762E with Officer Schmidt at the time of the incident. Officer Gilmore related essentially the same information as Officer Schmidt. Officer Gilmore added he saw Mr. Westley turn around and observed him holding a blue firearm in his right hand. He yelled, "Gun, gun, shoot, shoot!" to Officer Paruszkiewicz. After Mr. Westley was shot, Officer Gilmore stated that his handcuffs were used to handcuff Mr. Westley but is unsure as to who handcuffed him. Officer Gilmore added that the second firearm was found in the front right pants pocket of Mr. Westley. (Att. 32, 33)

**In a statement with IPRA, witness [REDACTED]** stated he was in front of his home when he observed nine young black males going north on Sangamon Street. Several minutes later, he saw three males running south on Sangamon Street with police officers in pursuit. The males split up and one male was left running in the street. Mr. [REDACTED] stated he heard the officers yell toward the male to drop the gun. He heard two gunshots and saw a weapon on the ground. Mr. [REDACTED] stated he could not see the male because his parked vehicle obstructed his view. The officer closest to the male fired twice, and Mr. [REDACTED] stated the officer appeared to be either white or Hispanic. (Att. 35, 37, 54)

**In a statement with IPRA, Sergeant Dale Martin, #2065,** related that he was working Beat 720, and responded to a report of multiple loud reports (gunshots) in the area of 65<sup>th</sup> and Peoria Street. Sergeant Martin heard a call on his radio about one of the tactical units involved in a foot pursuit at approximately 6500 S. Sangamon. Sergeant Martin stated he was about four houses away when he saw the officers running toward Mr. Westley. He heard two shots fired and called for an ambulance. Mr. Westley was resisting arrest after he was shot and was still alive when he was taken into custody. When Mr. Westley was being arrested, a second weapon was recovered from him. A revolver was recovered from Mr. Westley's right pants pocket. Around this time, Mr. Westley ceased breathing. Sergeant Martin took over the duties of crime scene sergeant and directed officers to secure the scene and the dropped weapon. When the ambulance arrived, the paramedics placed heart monitors on Mr. Westley. Mr. Westley had a pulse at this time. Sergeant Martin stated he did not directly observe the shooting. He did observe a gunshot wound to Mr. Westley's left arm. (Att. 58, 59)

The **Original Case Incident Report** relates that Michael Westley committed aggravated assault towards Officers Gilmore, Paruszkiewicz, and Schmidt at 6610 S. Sangamon Street. The report indicates the officers had no relationship with Mr. Westley. Mr. Westley was transported to Christ Memorial hospital by CFD Ambulance 14 with a fatal injury. The report shows Mr. Westley as a black male, 15 years of age, with black

hair and a dark complexion. Mr. Westley is shown as the owner of a pistol and a revolver found in his possession. (Att. 5)

The **Tactical Response Reports** completed by Officers Gilmore, Paruszkiewicz, and Schmidt related that, Michael Westley did not follow verbal direction and fled from the officers. Mr. Westley was armed with a semi-automatic weapon and presented himself as likely to cause death or great bodily harm. Officer Paruszkiewicz related he fired twice at Mr. Westley. He used a department issued Glock 19 semi-automatic pistol with serial number [REDACTED]. Mr. Westley was about 5-10 feet away from Officer Paruszkiewicz. The incident occurred outdoors in clear weather conditions under good artificial lighting. (Att. 6, 8, 10)

The **Officer's Battery Reports** completed by Officers Gilmore, Paruszkiewicz, and Schmidt related, the officers were responding to a call regarding a man with a gun. Mr. Westley was armed with a semi-automatic weapon and used the weapon to hold the officer at gunpoint. There were no injuries inflicted to the officers. (Att. 7, 9, 11)

The **Case Supplementary Report** listed Officers Gilmore, Paruszkiewicz, and Schmidt as victims of the incident. The report related that, Mr. Westley committed aggravated assault with a handgun toward the officers. Mr. Westley possessed a pistol and a revolver at the time of the incident. (Att. 12)

The **Unit Inventory** list from 17 June 2013 showed a 2013 Ford Intercept, #PD8862, a 2005 Chevy Impala, #PD3839, and a 2011 Chevy Tahoe, #PD2634 were in use on 16 June 2013. (Att. 13)

The **Event Query** showed there were calls relating about a group of males running. There were about 15-16 shots fired from an automatic weapon around 6600 S. Green Street. The reports show units 6769D, 762B, 762E, and 710R present at the location. The event query included remarks about an officer giving dispatch a description of a male the officer was chasing by foot. There were remarks about shots fired by police. Mr. Westley had a gunshot wound to the chest and was in critical condition. The event query related Ambulance 14 was on scene and transported Mr. Westley to Christ Hospital where he was pronounced dead. (Att. 15, 49)

The **MIS GPS 001** Report showed Beat 767D in vehicle #3839. The report showed vehicle #3839 in motion until about 2253 hours. The report listed all the vehicles in the vicinity of 6610 S. Sangamon along with their coordinates. (Att. 16, 18)

The **Chicago Fire Department (CFD) Incident Report** #131672101 related that Mr. Westley was found unresponsive and not breathing upon their arrival. The ambulance was called to the location because of a gun shot wound initiated by the responding officers when Mr. Westley did not comply. Mr. Westley was found lying on the west parkway with a gun in his pocket and another gun in the middle of the street. The report related Mr. Westley had a gunshot wound to the left flank area of the ribs with no exit wound. He was found lying on his right side with his back bleeding. The reported related

that he was given advanced life support care, then bi-lateral needle decompression. The ambulance transported Mr. Westley to Christ Hospital. (Att. 22)

The **CPD Crime Scene Processing Report** lists all the inventoried items found at the crime scene, including a Glock 19C, expended shells, an extended magazine, swabs of biological material, a GSR kit, and Officer Paruszkiewicz's weapon and ammunition. The report stated the pistol recovered from Mr. Westley had serial # [REDACTED] and was stolen from Hammond, Indiana. The revolver recovered from Mr. Westley had serial #BPU8634 and was not registered. The revolver was a Smith and Wesson 640 and contained five spent cartridges. (Att. 40)

The **ISP Division of Forensic Services Laboratory Report** showed Officer Paruszkiewicz's weapon was found to be in firing condition. The report related that a bullet and two casings found at the scene were fired from Officer Paruszkiewicz's weapon. The pistol Mr. Westley possessed was found in operable condition. (Att. 67, 82)

A **Canvass** found several witnesses who observed part of the incident. William Carter did not witness the incident but was awakened by the gunshots. Mr. Carter, who resided at 6615 South Sangamon Street, went to the window and observed a black male lying on the ground and a handgun on the ground next to the male. He also observed the male being removed by an ambulance minutes later. (Att. 23, 53)

A **Sketch** showed Mr. Westley running northbound on Sangamon Street at the time of the incident. Officer Paruszkiewicz was in front of 6615 S. Sangamon Street when he fired twice at Mr. Westley. Mr. Westley fell in front of 6610 S. Sangamon on the grass next to the curb. The sketch showed the location of a POD camera at Sangamon and 66<sup>th</sup> Street. Locations of the evidence markers are drawn and noted. The sketch was drawn by Evidence Technician Paul Presnell, #17122. (Att #40)

**Photographs** showed Mr. Westley's firearms. A pistol was shown with an extended magazine and a revolver. Photographs of Mr. Westley showed stitches at the left side of his chest and the bullet entry wound on his upper left arm. Photographs of the scene showed the layout of the location, Mr. Westley's weapon, blood in the grass in front of 6610 S. Sangamon, and the location of the evidence markers. (Att. 42)

**POD 1082** showed images of a black male running north on the 6600 block of Sangamon Street. A tactical officer was seen following the male. The images then show the crime scene being secured with tape. (Att. 45)

The **OEMC calls** included radio transmissions about units responding to multiple shots fired. The call stated there were several males running westbound and the officer stated the firearm was definitely an automatic weapon. The officer gave a description of Mr. Westley and his location. The officer stated Mr. Westley was shot at 6610 S. Sangamon and he requested an ambulance. The officer stated the shots were fired by the police and Mr. Westley was shot in the chest. (Att. 47, 48)

The **In-car camera** from car #8862, showed that it was assigned to Sergeant Dale, #2065. The images showed the location of the shooting, the officers handcuffing Mr. Westley, the recovered gun in the street, the ambulance arriving and leaving with Mr. Westley, and the crime scene being secured. (Att.56, 57)

The **Report of the Postmortem Examination** of Michael Westley, revealed a gunshot wound to his upper right arm and his chest. The medical examiner, Dr. Cina, identified a gunshot entry wound to Mr. Westley's upper right arm. The round then exited the right arm and entered the left side of his chest. The bullet went through Mr. Westley's left lung, through his pulmonary artery, right ventricle, then into his right lung. Dr. Cina did not observe any powder or tattooing around the entrance wound, which indicated Mr. Westley was not shot at close range. The Autopsy report included photos of Mr. Westley's clothing, including his shirt with a bullet hole, and the spent round found in Mr. Westley's chest. The autopsy report included close up photos of Mr. Westley's face, torso, and legs both front and back. These photos showed the entry wound on his upper left arm, the exit wound of the left arm, and the entry wound into his chest. Dr. Cina found the cause of death to be a gunshot wound to the left arm and chest, and the manner of death to be a homicide. (Att. 20, 43,83)

The **Medical Records** from Christ Hospital indicated that Michael Westley had a gunshot wound to the left axillas. During CPR, Mr. Westley never showed vital signs and never regained consciousness. He showed no verbal response, no motor response, and no eye opening movement. There was no pulse or circulation. The doctor pronounced Mr. Westley dead. The doctor's diagnosis was an open arm wound, open wound axillae, hemothorax, traumatic arrest, pneumothorax, and acute blood loss anemia. (Att. 64)

**Civil Suit 13 CV5871** was filed on behalf of the estate of Michael Westley for wrongful death. (Att.81)

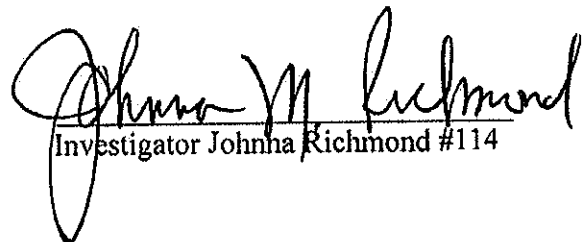


**CONCLUSION AND FINDING:**


This investigation found that Officer Paruszkiewicz's use of deadly force was in compliance with Chicago Police Department policy. According to the Chicago Police Department's General Order 03-02-03, III (A):

- A. "a sworn member is justified in using force likely to cause death or great bodily harm *only* when he or she reasonably believes that such force is necessary:
1. to prevent death or great bodily harm to the sworn member or to another person, or;
  2. to prevent an arrest from being defeated by resistance or escape and the sworn member reasonably believes that the person to be arrested:
    - a. has committed or has attempted to commit a forcible felony which involves the infliction, threatened infliction, or threatened use of physical force likely to cause death or great bodily harm or;
    - b. is attempting to escape by use of a deadly weapon or;
    - c. otherwise indicates that he or she will endanger human life or inflict great bodily harm unless arrested without delay."

Officer Paruszkiewicz was taking part of locating a subject with a gun who was suspected of firing multiple shots. After locating the subject, now known as Michael Westley, the officers chased him and attempted to take him into custody. Michael Westley attempted to evade arrest by attempting to harm the officers. Officer Paruszkiewicz, who was in fear of his life and the life of his fellow officers, fired at Mr. Westley. All witnesses and officers present at the incident confirm the incident as stated above. Therefore, based on the totality of circumstances surrounding the incident, Officer Paruszkiewicz's actions were in compliance with the Use of Force model and general orders.

  
Investigator Johnna Richmond #114

APPROVED:

  
\_\_\_\_\_  
IPRA Supervisor

911 CALLS

LOG# 1062912

Attachment 48

1 BEGIN ev18198-A-225037 TO 235207

2 DSP: 4535 Boy.

3 DSP: Standby (inaudible) Is there any (inaudible) need  
4 emergency?

5 COP: 6-7-6-9 Boy loud reports (inaudible) automatic  
6 weapon from around uh 6-5 and Green, Peoria,  
7 Sangamon. We seen a bunch of guys runnin'  
8 westbound on (inaudible)

9 DSP: All right so units on the Zone 6-7- Green,  
10 Peoria, Sangamon last seen goin' westbound. Loud  
11 reports in the area and 6-7-6-9 Boy saw a couple  
12 running from that location.

13 COP: 31 Robert goin'.

14 DSP: 31 Robert 10-4.

15 COP: 720 I'm goin' too.

16 DSP: 720 10-4.

17 COP: (inaudible)

18 DSP: 762 Boy?

19 COP: Yeah we're over here too.

20 DSP: All righty 10-4.

21 COP: 6-2 Eddie (inaudible)

22 DSP: 7-6-2 Eddie 10-4.

23 COP: (inaudible)

24 DSP: 10 Robert 10-4.

25 COP: Definitely automatic weapon.

26 DSP: All right again use caution. Automatic weapon was  
27 used over there. Again 6-7 and Green, Peoria,  
28 Sangamon and 6-7-6-9 Boy saw a group of males  
29 running westbound. No descriptions were given.  
30 Nothing on the board. Nothing hit the board for  
31 shots fired. All right and (inaudible) unit  
32 trying to come in, female unit. All right 714

1 10-4. All right 743 (inaudible) 743? I'll get  
2 back to you. 711 Robert.  
3 COP: 711 Robert.  
4 DSP: Are you guys (inaudible) from Normal?  
5 COP: (inaudible)  
6 DSP: All right 10-4. All right now we're getting the  
7 shots fired --  
8 COP: (inaudible) male black with a black t-shirt,  
9 white shorts runnin' southbound on Sangamon from  
10 (inaudible)  
11 COP: (inaudible) goin' southbound.  
12 DSP: All right (inaudible) white shorts --  
13 COP: (inaudible)  
14 DSP: -- running southbound.  
15 COP: (inaudible)  
16 DSP: All right on Peoria 6-7-6-9 David has the air.  
17 Everybody stay off. Got a male black, black t-  
18 shirt, white shorts. 6-7 (inaudible)  
19 COP: Three (inaudible)  
20 DSP: All right we got a weapon recovered.  
21 COP: (inaudible) squad.  
22 COP: (inaudible) Peoria.  
23 DSP: All right 6610 South Peoria whaddaya need the  
24 ambulance for? 6610 South Peoria what do you  
25 need the ambulance for?  
26 COP: All right we have --  
27 DSP: (inaudible)  
28 COP: Squad we have shot (inaudible) police. We need  
29 an ambulance here for the offender who's been  
30 shot.  
31 DSP: 10-4.  
32 COP: 6610 (inaudible)

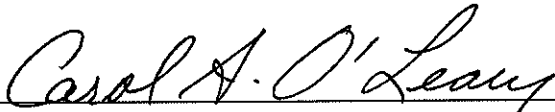
1 DSP: I got 6610 South Peoria.  
2 COP: 6610 South Sangamon, Squad. We need an  
3 ambulance.  
4 DSP: Okay. All right 6610 South Peoria, Sangamon  
5 we'll get 'em rolling. We'll get 'em rolling.  
6 COP: (inaudible)  
7 DSP: All right units 6-7-6-9 David where you at now?  
8 You okay over there? All right on (inaudible)  
9 supervisor for 6710 (inaudible)  
10 COP: (inaudible)  
11 DSP: (inaudible) 10-4.  
12 COP: We're down on Peoria, everything good. Slow  
13 down.  
14 DSP: All right 10-4. Slow it down.  
15 (pause)  
16 COP: 1043 (inaudible) on Sangamon.  
17 DSP: 43 I gotchu on Sangamon.  
18 COP: 4271.  
19 DSP: 4271.  
20 COP: Yeah we came across 6600 Sangamon maybe a  
21 sergeant (inaudible) Sangamon tape off that end.  
22 DSP: All right um (inaudible) Sangamon you said?  
23 COP: Just tape off the whole block. No one can enter  
24 it.  
25 DSP: All right I need the tape over at 6-7 and  
26 Sangamon. Whole block needs to be taped off. If  
27 any sergeant has any tape for 4271.  
28 COP: I need another roll of red too.  
29 DSP: All right another anybody else has or a sergeant  
30 has available some tape.  
31 COP: Pull me an RD for 051 Adam please.  
32 DSP: All right whose asking for the RD?

1 COP: 10 Robert.  
2 DSP: All right 051 Adam this is all from the 6-7 Green  
3 where it started correct?  
4 COP: Yes.  
5 DSP: All right 10-4. That's Henry William 3-2-1-8-8-  
6 4; 3-2-1-8-8-4 and the event is 1-8-1-9-8; 1-8-1-  
7 9-8. And um, when you have information on this  
8 person shot, their condition or what part of the  
9 body please?  
10 COP: 720.  
11 DSP: 720.  
12 COP: Uh male black uh shot in the chest.  
13 DSP: All right 10-4. And when (inaudible) pull the RD  
14 we can do a (inaudible)  
15 COP: 10 Robert (inaudible) 4-0-5-1 Adam.  
16 DSP: We'll use that one then. 3-2-1-8-8-4, 3-2-1-8-8-  
17 4.  
18  
19 06:41  
20

1 Begin ev18198-225329 to 231421  
2 COP: 4608.  
3 DSP: 4608.  
4 COP: Squad could you show us at 6-6 and Sangamon  
5 (inaudible)  
6 DSP: Okay. (inaudible)  
7 COP: 7381 Adam.  
8 DSP: 7381 Adam.  
9 COP: Can I get an event number for 5-5 and the Green  
10 line.  
11 DSP: 1-8-2-6-5. 1-8-2-6-5.  
12 (pause)  
13 COP: (inaudible)  
14 DSP: Yes sir.  
15 COP: (inaudible) shots fired by the police (inaudible)  
16 and Sangamon.  
17 DSP: It is. Was there a code for those uh that person  
18 with the gun you responded to or do you know what  
19 they did what that?  
20 COP: Uh I think it turned out to be like Parnell.  
21 They took in like four or five heads. I know  
22 somebody got a gun outta there. I don't know  
23 what unit it was. (inaudible)  
24 DSP: Okay and no problem here. Modified the  
25 (inaudible) Yeah it started out on Green that's  
26 what we had you on.  
27 04:34

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I, CAROL A. O'LEARY, do hereby certify or affirm that I have impartially transcribed the foregoing from an audio recording of the above-mentioned proceeding to the best of my ability.

  
\_\_\_\_\_  
Carol A. O'Leary