



Use of Force Report

Report

23-100611

Related Incident

Incident Case Instruction

Routing

Date Of Incident

Date Of Report

Incident Date 10/20/23

Report Date 10/21/23

Incident Time 1430

Report Time 1555

Incident Address

Address/Street Name [REDACTED] East Romie Lane

City Salinas

State CA

Beat

Supervisor Notified

Notified Yes

Time Notified 1439

Arrived 1439

Name Sgt. Sanchez

Reason for use of force

Reasons Effect Arrest, Prevent Escape, Protect Public, Seriousness of Crime, Protect Self, Protect Subject

Type Of Incident

Other

Assault on an officer with a vehicle

Location Type

Highway/Road/Alley/Street/Sidewalk (13)

Lighting Condition

DayLight

Weather Condition

Clear

Incident Attachment

Is there a document attached to this report?

Yes



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Attachments

File Name	Size	Date
Report 23100611 Combined Reports	1219874	12/27/2023 9:50:26 AM
Report 23100611 Combined Reports	1219874	12/27/2023 9:50:27 AM
Report 23100611 Combined Reports	1219874	12/27/2023 9:50:27 AM
Report 23100611 Combined Reports	1219874	12/27/2023 9:50:27 AM
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Officer - Anthony Garcia

Officer Information

Principal/ Primary Officer?	Yes	Personnel Number	30349		
First Name	Anthony	Middle Name		Last Name	Garcia
Age	40	On Duty?	Yes		
Permanent Assignment	Police Officer	In Uniform?	Yes	Race	Hispanic/Latino
Gender	Male				
De-escalation	Create Barrier, Create Distance, Use Non-Threatening Verbals			CIT?	Yes
Body Worn Camera?	No	Activated?			

Officer Injury

Injured?	No
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Officer - Rodolfo Roman

Officer Information

Principal/ Primary Officer?	No	Personnel Number	75561		
First Name	Rodolfo	Middle Name		Last Name	Roman
Age	48	On Duty?	Yes		
Permanent Assignment	0700 - 1740 (1st Watch)	In Uniform?	Yes	Race	Hispanic/Latino





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Gender	Male		
De-escalation	Create Barrier, Create Distance, Use Non-Threatening Verbals	CIT?	Yes
Body Worn Camera?	Yes	Activated?	Yes

Officer Injury

Injured?	No
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Officer - Jeffrey Munoz

Officer Information

Principal/ Primary Officer?	No	Personnel Number	58964		
First Name	Jeffrey	Middle Name		Last Name	Munoz
Age	53	On Duty?	Yes		
Permanent Assignment	Police Officer	In Uniform?	Yes	Race	Hispanic/Latino
Gender	Male				
De-escalation	Create Barrier, Create Distance, Use Non-Threatening Verbals	CIT?	Yes		
Body Worn Camera?	Yes	Activated?	Yes		

Officer Injury

Injured?	No
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Suspect - Ruben Ayon

Suspect Information

First Name	Ruben	Middle Name		Last Name	Ayon
Address	Transient	City		State	
DOB	04/02/81				
Race	Hispanic/Latino	Gender	Male		
Height	5ft 11in	Weight	221-230	Build	Large

Suspect Action

Weapon Used by Suspect

<input type="checkbox"/> Hands / Feet	<input type="checkbox"/> Club / Bat / Blunt Object	<input type="checkbox"/> Edged Weapon
<input type="checkbox"/> Firearm	<input checked="" type="checkbox"/> Other	

Arrest

Arrested	Yes		
Arrest Date	10/20/23	Arrest Time	1442
Charges	VC2800.2(A)=F - EVADE PEACE OFFICER DISREGARD SAFETY063300, VC12500(A)(1)=M - DRIVE W-OUT LICENSE 173300, PC245(A)(1) - ASSAULT W-DEADLY WEAPON 009300, PC1203.2(A)(1)=M - VIOLATION OF PROBATION, PC148(A)(1)=F - RESIST-DELAY OBSTR POLICE-EMER. 664-HS11350=F - ATT POSS NARCOTIC CONTROLLED SUBSTA 030400		



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Charges	Felony	Misdemeanor	Warrant	Municipal Ordinance Violation
VC2800.2(A)=F - EVADE PEACE OFFICER DISREGARD SAFETY063300	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
VC12500(A)(1)=M - DRIVE W-OUT LICENSE 173300	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
PC245(A)(1) - ASSAULT W-DEADLY WEAPON 009300	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PC1203.2(A)(1)=M - VIOLATION OF PROBATION	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PC148(A)(1)=F - RESIST-DELAY OBSTR POLICE-EMER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
664-HS11350=F - ATT POSS NARCOTIC CONTROLLED SUBSTA 030400	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Suspect Injury

Injured?	Yes
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Injury Type	K9 Bite(s)	Injury Severity	Other Visible Injury	How Injury Occurred	K9 Apprehension
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Suspect Medical Treatment

Treatment Received?	Yes	Treatment By	Natividad Medical Center-Dr. Adam Kincaid		
Transported	Yes	Transported By	AMR		
Transported Time	1459	Transported To	Natividad Medical Center		
Photographs of Injuries	Yes	Photographs Taken By	CSI G.Garcia		

Indicate injuries by clicking in the image.

Upper Arm
(right)

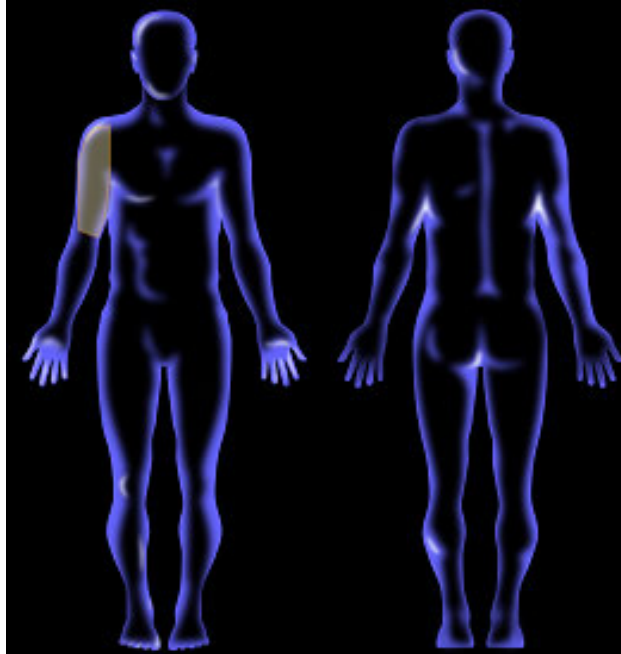


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**Victim - Rudolfo Roman****Victim Information**

First Name	Rudolfo	Middle Name		Last Name	Roman
Address	312 East Alisal Street	City	Salinas	State	CA
DOB		Race	Hispanic/Latino	Gender	Male
Email		Phone #1		Phone #2	

Victim Relationship to Suspect

Suspect Name	Relationship To Suspect
Ruben Ayon	

Victim Relationship to Officer

Officer Name	Relationship To Officer
Anthony Garcia	
Rodolfo Roman	
Jeffrey Munoz	

Victim Injury

Injured?	No
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Witness - David Furey**Witness Information**

First Name	[REDACTED]	Middle Name	[REDACTED]	Last Name	[REDACTED]
Address	[REDACTED]	City	Salinas	State	CA
DOB	[REDACTED]	Race	White	Gender	Male
Email	[REDACTED]	Phone #1	831-[REDACTED] x _____	Phone #2	[REDACTED]

Witness Relationship to Suspect

Suspect Name	Relationship To Suspect
Ruben Ayon	

Witness Relationship to Victim

Victim Name	Relationship To Victim
Rudolfo Roman	

Witness Relationship to Officer

Officer Name1	Relationship To Officer
Anthony Garcia	Otherwise Known
Rodolfo Roman	
Jeffrey Munoz	



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Impact Munitions -

Impact Munitions Information

Deployed at Suspect	Ruben Ayon	Deployed by Officer	Jeffrey Munoz	Suspect Hit?	No
Impact Weapon Make		Impact Weapon Serial#		Deployment Type	
Exact Impact?	No	Contact Made?	No		

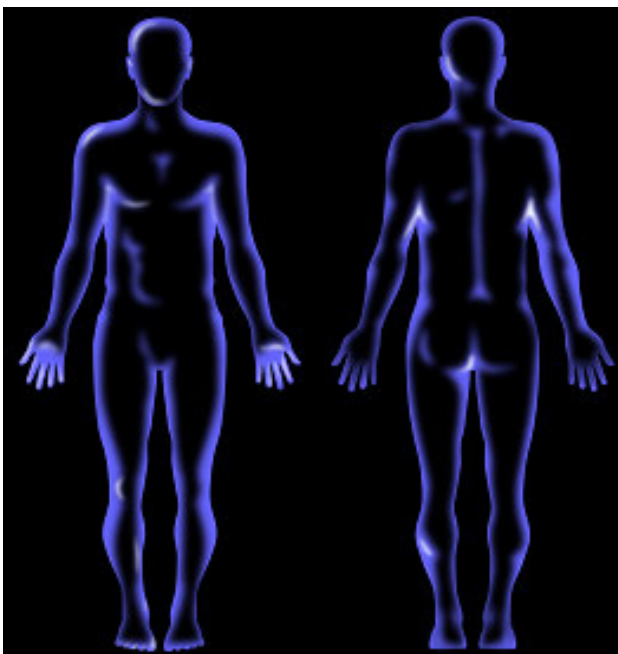
Deployment Frequency

Deployment #1

Distance	6-10 feet	Number of Rounds	04	Caliber	
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Did suspect comply after Impact Munitions was used? No

Indicate points of contact made by clicking in the image.





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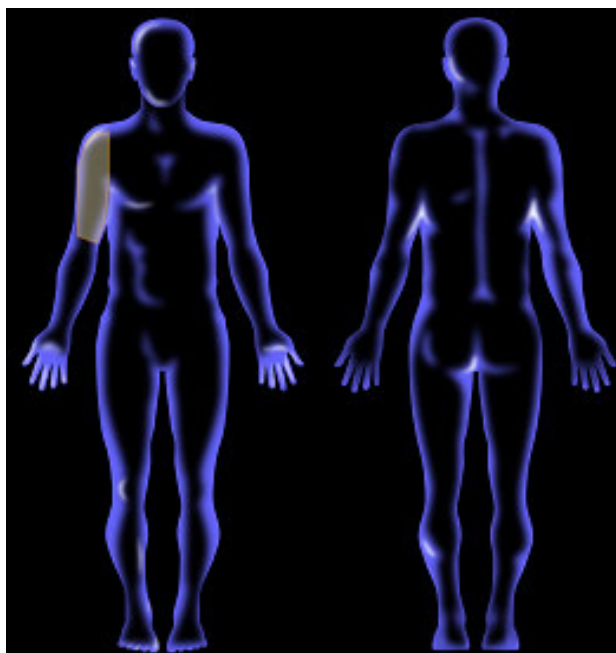
K-9 - Bolt

K9s Information

Deployed at Suspect	Ruben Ayon	Deployed by Officer	Anthony Garcia	K-9 Name	Bolt
K-9 Breed	Belgian Malinois	K-9 Type	Other	Reason Deployed	Apprehension
Number of Bites	01				
Did suspect comply after K-9 was deployed?			Yes		

Indicate points of contact made by clicking in the image.

Upper Arm (right)	1
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Stop Sticks / Vehicle Intervention - Honda - Odyssey

Vehicle Involved

Type	Car	Make	Honda	Model	Odyssey
Year	2010	Tag		State	CA

Vehicle Intervention Information

Deployed by Officer	Rodolfo Roman	Officer trained in techniques?	Yes
Stop Sticks Used?	No		
Pit Maneuver Used?	Yes	Other Technique Used?	No
Intervention Used	Intervention Used		

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Narrative

Narrative

During this use of force investigation, I reviewed body-worn-camera videos, and in-dash vehicle videos, interviewed officers, interviewed the suspect, interviewed a witness, and read the Salinas Police reports documenting the incident.

On 10/20/2023 at approximately 1425 hours, California Highway Patrol requested a K9 officer to assist with a suspect, Ruben Ayon Jr., who was wanted on an assault with a deadly weapon on an officer. California Highway Patrol officers were pursuing Ayon who was actively fleeing in his vehicle and making his way towards the city of Salinas on Davis Road. I informed K9 Officer Anthony Garcia who had just arrived at the station for a second watch briefing of the request. Officer Anthony Garcia left the station and Sergeant Roman advised he would be Officer Garcia's cover officer. Officer Anthony Garcia headed towards the pursuit as it was coming into the city and at West Alisal and Church Street, the California Highway Patrol turned over the pursuit to Salinas Police.

Officer Anthony Garcia assumed the primary vehicle as he pursued Ayon and Sergeant Roman assumed the secondary pursuing unit. Officer Anthony Garcia attempted to conduct a Pursuit Intervention Technique (PIT) numerous times as he pursued Ayon. Officer Anthony Garcia attempted to conduct the PIT to stop Ayon and prevent any danger to the public. Each time Officer Anthony Garcia attempted to PIT Ayon, Ayon would brake or maneuver his vehicle side to side to avoid a successful PIT by Officer Anthony Garcia. The pursuit was approximately 1.38 miles long and went throughout the southside of Salinas until a successful PIT was initiated by Sergeant Roman in the area of Alameda Avenue and East Romie Lane.

Sergeant Roman took over as the primary pursuing vehicle in the area of Alameda Avenue just north of East Romie Lane after Officer Anthony Garcia was unsuccessful in conducting a PIT on Ayon's vehicle. Sergeant Roman was able to conduct a successful PIT on Ayon's vehicle as they were heading south on Alameda Avenue approaching East Romie Lane. The PIT caused Ayon's vehicle to head into the driveway of [REDACTED] East Romie Lane. Ayon then reversed his vehicle to flee, however Sergeant Roman was able to block his exit with his patrol vehicle. Ayon then struck the patrol vehicle and drove forward back into the driveway of [REDACTED] East Romie Lane. As Ayon pulled into the driveway, Officer Anthony Garcia attempted to pin Ayon's rear passenger quarter panel with his patrol vehicle's push bumper to prevent Ayon from fleeing. Ayon again reversed out of the driveway and Sergeant Roman drove his patrol vehicle forward, making contact with the rear-end of Ayon's vehicle, to prevent him from fleeing.

Officer Anthony Garcia started to yell out verbal commands to Ayon to get on the ground and turn off the vehicle. Sergeant Roman exited his patrol vehicle and gave Ayon verbal commands to stop. Sergeant Roman pointed his department-issued firearm at Ayon while giving him commands. Ayon refused to follow commands and he accelerated forward and was now further into the driveway. Sergeant Roman then got back into the patrol vehicle and drove the patrol vehicle to pin the patrol vehicle against Ayon's vehicle. As Sergeant Roman was getting in his patrol vehicle and sitting in the driver's seat, Ayon reversed at a fast rate and rammed into





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Sergeant Roman's patrol vehicle. Sergeant Roman's driver door was still open when the ramming occurred. Sergeant Roman then accelerated his patrol vehicle and pushed Ayon's vehicle into the driveway and up on a wooden fence and lemon tree that was situated to the right of the driveway. A parked vehicle in the neighboring residence was in the driveway next to the fence and lemon tree, it appeared the fence and lemon tree rested on the vehicle parked in the neighboring driveway. This caused Ayon's front end to be suspended up against the fence and tree.

Several commands were given to Ayon to place his hands up and Ayon disobeyed commands and continued to reach around inside the vehicle. Ayon also repositioned the vehicle's mirrors to get a visual of Sergeant Roman who was situated behind him near the patrol vehicle. Ayon refused commands for approximately 3 minutes and continued to reach around inside the vehicle. Officer Munoz arrived on scene and deployed the 40mm less-than-lethal kinetic projectile launcher and deployed (4) foam baton rounds to break out the windows of Ayon's vehicle. Officer Anthony Garcia then deployed K9 Bolt into the rear passenger windows to assist with the apprehension of Ayon. K9 Bolt was able to assist with apprehending Ayon and officers immediately approached the vehicle to assist with taking Ayon into custody and releasing K9 Bolt from him. Ayon suffered several K9 bite injuries to his upper right arm which required 35 staples and 2 sutures.

During my interview with Ayon at Natividad Medical Center, Ayon advised he knew officers were pursuing him and he panicked. Ayon stated he complied with placing his hands up when the officers shot the window out. Ayon complained of pain in his neck, and he believed it was from the collision. Ayon agreed if he could do it all over again, he would have pulled over right away and listened to the officer's commands. Ayon admitted to fleeing from the other pursuing agency before Salinas Police got involved. Witness [REDACTED] provided videos to me as [REDACTED] across the street from where the pursuit was terminated. [REDACTED] advised he could hear officers give commands to the suspect several times during the incident.

Ayon presented life-threatening resistance by fleeing after committing an assault with a deadly weapon on an officer and continued to flee without due regard for the public as officers pursued him. Ayon also rammed Sergeant Roman's patrol vehicle while he was seated inside it. Officers attempted to de-escalate the situation by attempting to conduct PIT(s) numerous times. Officers also attempted to de-escalate the situation after Ayon rammed Sergeant Roman's vehicle with Sergeant Roman sitting inside by using verbal commands to gain compliance. Ayon presented active resistance by hiding his hands while inside the vehicle as officers commanded him to place his hands up and stop reaching around the vehicle. The threats officers faced from Ayon were his actions with his vehicle, the prior assault on the officer that led to the pursuit, and the repositioning of his mirror in an attempt to get a visual of Sergeant Roman who was behind him. Officers used intermediate force by deploying K9 Bolt into the vehicle after several minutes of verbal commands while attempting to gain compliance by placing his hands up.

Based on the totality of the circumstances it is my opinion, that Sergeant Roman, Officer Anthony Garcia, and Officer Jeff Munoz used reasonable force during this incident and was within Salinas Police Policy.





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Reviews

Name	Date
Diaz, Kimberly-75085	02/26/2024, 11:22 PM
Murray, John-59122	02/27/2024, 7:16 AM
Bravo, Luis-10704	02/27/2024, 8:35 AM
Sanchez, Ruben-76997	02/26/2024, 6:24 PM