



**ROCK ISLAND COUNTY STATE'S ATTORNEY'S REVIEW AND OPINION
REGARDING CITY OF ROCK ISLAND POLICE OFFICERS' USE OF
DEADLY FORCE ON APRIL 1, 2021**

APRIL 1, 2021 @APPROX. 6:22PM: OFFICERS LAWLER & COSTAS ARRIVE AT CHIPPIANNOK CEMETERY LOOKING FOR DESHAWN TATUM.

- TATUM HAS SEVERAL OUTSTANDING WARRANTS:
 - FEDERAL WARRANT—POSSESSION OF WEAPON BY FELON
 - STATE WARRANTS—FLEEING & ALLUDING, CRIMINAL DAMAGE TO PROPERTY
- ROCK ISLAND OFFICERS HAD RECENTLY SEEN A SNAPCHAT VIDEO THAT SHOWED TATUM WAVING A GUN & THREATENING POLICE.

Crimestoppers Sheet



ROCK ISLAND POLICE DEPARTMENT

April 1, 2021

WANTED

Deshawn has been staying in Maple Ridge at H3 and E5.

NEVER ATTEMPT TO APPREHEND A FUGITIVE YOURSELF. IF YOU HAVE INFORMATION ON THE LOCATION OF THIS FUGITIVE PLEASE CALL THE NUMBER BELOW, 24 HOURS A DAY.

Name: TATUM, Deshawn Latwon

Aliases: MCDUFFY, DESHAWN L

DOB: 03/22/1996 **Age:** 25

Race: BLACK **Hair:** BLACK

Sex: Male **Eyes:** BROWN

Height: 5'09 **Complexion:** DARK BROWN

Weight: 190 **SSN:** 481-25-4168

Scars/Marks/Tattoos: SCAR LEFT EAR PIERCED

Last known address: 921 15TH ST ROCK ISLAND IL
61201



Henry 1: 4 I 5U IIO 13

Henry 2: M 17T -OI

Vehicle: Red Dodge Charge, Blue chevrolet
Impala

Summary:

Deshawn Tatum has the following warrants; A Federal Warrant out of the Southern District of Iowa for Felon in Possession of a Firearm, a Criminal Damage to Property Warrant out of Rock Island County with a \$100,000.00 10% bond, and a Fleeing/Eluding a Peace Officer with a \$3,000.00 10% bond. Deshawn has been staying with his mother, Gaye McDuffy in Maple Ridge apt. H3 and Maiya Gooden's apartment in Maple Ridge E5. Deshawn was seen in a red Dodge Charger on 3/31/21. If Deshawn gets arrested please contact Det. Joseph Dorton from Davenport PD at phone number 563-210-1307.

DO NOT ATTEMPT TO SERVE THE WARRANT AT THE ABOVE LISTED APARTMENTS.
DESHAWN BELIEVES POLICE DO NOT KNOW ABOUT THE APARTMENTS.

IF LOCATED, CONTACT:

ROCK ISLAND POLICE DEPARTMENT, 1212 5th Ave. Rock Island, Illinois 61201
Chief JEFFREY R. VENHUIZEN (309) 732-2400, FAX (309) 732-2406 or contact Crime Stoppers at (309) 762-9500

**Snapchat Video seen by local
law enforcement on approx. 3/31**



MAP OF INCIDENT



Kum & Shop

Tatum seen by officers,
foot chase begins

white car parked

31st Ave

Midwest Title Loans

31st Ave

greens

ery

Waddle's Squad footage in alley, showing discard of weapon:



04/01/2021 18:24:42

B

B

103

Tatum shown attempting to discard weapon in dumpster.





Firarm discarded by Tatum

Foot pursuit

Waddle's squad car

Officer Lawler BWC

2021-04-01 18:24:19 -0500
AXON BODY 3 X6039B7EJ



Officer Costas—BWC

2021-04-01 18:24:20 -0500
AXON BODY 3 X6039B282



Dispatch audio



Chicken Shack Surveillance Video—Exterior



Chicken Shack Surveillance Video—Interior



Officer Waddle—BWC



Stills from Waddle's BWC



Stills from Waddle's BWC



Stills from Waddle's BWC



Stills from Waddle's BWC



Stills from Waddle's BWC



2021-04-01 18:25:02 -0500
AXON BODY 3 X6039B06Q

e.com) on 26 Apr 2021

Stills from Waddle's BWC



2021-04-01 18:25:03 -0500
AXON BODY 3 X6039B06Q

Stills from Waddle's BWC

...e.com) on 26 Apr 2021



2021-04-01 18:25:03 -
AXON BODY 3 X6039B060

Stills from Waddle's BWC

SAO.evidence.com) on 26 Apr 2021



Stills from Waddle's BWC



Officer Waddle injuries at scene



2021-04-01 18:25:17 -0500
AXON BODY 3 X6039B7J3

Scully retrieving
Waddle's duty gun
from driver's seat
floor with left hand





Lawler coming to assist

Scully retrieves Waddle gun in left hand. His duty weapon in right hand



Costas head injury



Gun dropped
In Alley

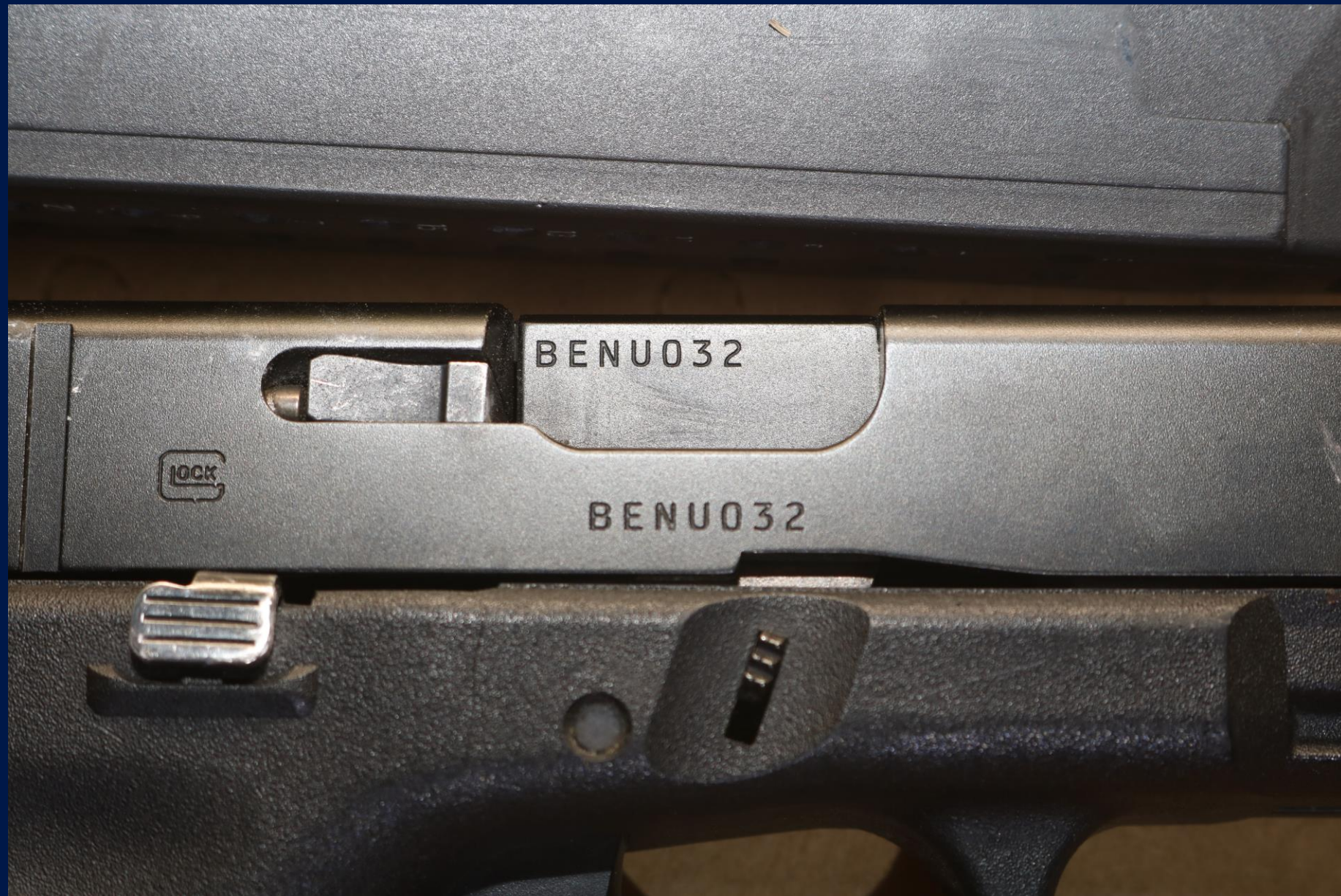


2021-04-01 18:26:44 -0500
AXON BODY 3 X6039B282

1



Glock Model 19
9mm



AM 5/13



Illinois State Police
Division of Forensic Services
Crime Scene Services Command
Crime Scene Region 2

| | |
|----------------|--|
| DFS Case #: | DFS21-011864 |
| Agency: | Illinois State Police, Zone 2 - East Moline (Rock Island County) |
| Agency Case #: | 21-40387300048 |
| Assignment #: | 10 |
| Analyst: | Anzela Mathews |

BACKPACK DROPPED DURING CHASE

Crime Scene Proof Sheet



NIBIN LEADS FROM GLOCK MODEL 19

On 04-01-21, RIPD officers attempted to arrest Deshawn Tatum for outstanding warrants, including a federal Felon in Possession of a Firearm warrant. Officers were aware of a 03-31-21 contact sheet where Tatum had posted a Snapchat video of himself holding a pistol and threatening to shoot police officers. Officers were aware of a second contact sheet dated 03-30-21 indicating that Tatum was a suspect in the 03-27-21 shooting of a subject in the 3600 block of West 83rd Street in Davenport Iowa. A [REDACTED]



Deshawn Tatum



Glock Model 19 9MM S/N: BENU032
Discarded during foot pursuit at scene of OIS on 04-01-21

Glock test fires yielded NIBIN leads to the below listed cases

All listed NIBIN leads are presumptive leads that have not yet been confirmed through microscopic comparison

12-23-20 Agg Discharge
900 block of 15th Street RI
All of the 15 recovered scene casings match the Glock

03-27-21 (3:47AM) Agg Battery/Firearm
3600 block of West 83rd Street DAV
22 of the 39 recovered scene casings match the Glock

01-17-21 Agg Discharge
1100 block of 39th Street RI
20 of the 38 recovered scene casings match the Glock

01-21-21 Agg Battery/Firearm
1500 block of 7th Street RI
8 of the 14 recovered scene casings match the Glock

03-21-21 Shots Fired
1900 block of West 3rd Street DAV
All of the 14 recovered scene casings match the Glock

03-27-21 (1:31AM) Agg Discharge
1300 block of 13th Street EM
15 of the 21 recovered scene casings match the Glock

LEGAL ANALYSIS

Under Illinois law, a police officer has the right to use force he reasonably believes is necessary to effectuate an arrest. 720 ILCS 5/7-4. However, an officer is only justified in using force likely to cause death or great bodily harm (deadly force) only when he reasonably believes that such force is necessary to prevent death or great bodily harm to himself or such other person, or when he reasonably believes both that:

1. Such force is necessary to prevent the arrest from being defeated by resistance or escape; and
2. The person to be arrested has committed or attempted a forcible felony which involves the infliction or threatened infliction of great bodily harm or is attempting to escape by use of a deadly weapon, or otherwise indicates that he will endanger human life or inflict great bodily harm unless arrested without delay. 720 ILCS 5/7-5.

LEGAL ANALYSIS

Use of force updated legislation passed in January of 2021 states that such force may only be used when an officer reasonably believes that such force is necessary to prevent death or great bodily harm to themselves or another person, both when:

1. Such force is necessary to prevent the arrest from being defeated by resistance or escape; the officer reasonably believes that the person to be arrested cannot be apprehended at a later date, and the officer reasonably believes that the person to be arrested is likely to cause great bodily harm to another; and
2. The person to be arrested just committed or attempted a forcible felony that involves the infliction or threatened infliction of great bodily harm or is attempting to escape by use of a deadly weapon, or otherwise indicates that he will endanger human life or inflict great bodily harm unless arrested without delay.

LEGAL ANALYSIS

In this case, officers had a reasonable belief that Tatum presented a threat of death or great bodily harm or death. Video footage and witness statements support such conclusion.

The force used by the officers was proportional to the threat Deshawn Tatum posed. Mr. Tatum was in a vehicle, a weapon capable of causing great bodily harm or death. The fact that he dragged several officers to the ground while grabbing the gun of another suggested that he intended to use it in a deadly manner and that he may have been planning to use it. Because the officers faced deadly force, it was lawful for them to respond with equal or greater force, in a quick response due to the rapid unfolding of events. Under these facts, the officers' decision to shoot at Mr. Tatum was objectively reasonable and no criminal charges against Officers Scully, Costas, Lawler or Waddle are supported.

Please review State's Attorney Report for full factual basis and legal analysis.