

# Wayne County Sheriff's Department Training Newsletter

February 2011

Volume 1 Issue 1

**You have to have confidence in your ability, and then be tough enough to follow through.**

Rosalynn Carter

## WELCOME!

Welcome to the first issue of the WCSD training newsletter. The newsletter will be published monthly and include details on upcoming training opportunities, department training, case law and SOP updates, officer safety issues, and general information to help us do our job effectively and safely. I look forward to any feedback you may have on topics to include in the newsletter or how it may be improved. It is my goal to use this as a forum to maintain a high level of training and professionalism in the Wayne County Sheriff's Department. As you browse the newsletter, be sure to click on links to full stories, case briefs, paperwork, etc...ENJOY!

## REMINDERS

Taser Training February 8<sup>th</sup> & 9<sup>th</sup>

**Reserve Meeting February 15<sup>th</sup> @7 pm. The training topic will be STOPS. Reserve officers are encouraged to attend, merit officers are certainly welcome.**

## STAY ALERT!!

**December 29, 2010**, ARLINGTON, Texas — Police Officer Jillian Smith was shot and killed after responding to an apartment for a report of a domestic dispute.

**December 4, 2010**, TIPPAH COUNTY, Miss. — Deputy Sheriff Dewayne Crenshaw was shot and killed after responding to a call of a domestic dispute. Deputy Crenshaw and another deputy responded to a domestic dispute at approximately 4:00 am in a rural area near Ripley. When they arrived at the scene, they encountered a male subject outside. As they made contact with the man, Deputy Crenshaw was fatally shot.

**January 4, 2011**, ASHTABULA, Ohio -- Police in Millcreek Township, Pa., captured the 20-year-old man Monday night suspected of shooting Ashtabula Police Lt. Rodney Blaney at about 11 a.m. that day.

Blaney, a five-year veteran of the police force, was shot once in the chest after stopping two men in a suspicious vehicle in the 900 block of West 38th Street, between Ann and West avenues. As Blaney exited his vehicle, Miguel A. Alsina Jr. came out of the car and started firing a handgun at Blaney, Ashtabula police Lt. John Koski said."

(Blaney) took a hit, but he was wearing his (bulletproof) vest," Koski said. "He was able to return fire."

## TRAINING OPPORTUNITIES

### Basic Cyber Crimes

February 7-8  
Rushville

### Street Crimes Seminar

February 28-March 2  
Westfield

### Aggressive and Dangerous Dogs

March 30  
ILEA

### Sex Crimes

February 14-15  
Indianapolis

### Prescription Drug Abuse

Multiple dates and locations

**Contact Jason if you are interested in other training opportunities.**

If you have questions regarding training listed or an interest in attending training not found here, contact Jason Moore. Be sure to fill out a [training request form](#) for review if you would like to attend any training held outside the WCSD. Email reminders will be sent out when issues of this publication are ready to be viewed on <http://wcsdweb2.co.wayne.in.us/training>

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## FROM THE COURTS:

### Search Warrant Issues:

At times, addresses of homes are ambiguous or difficult to determine. Law enforcement officers seeking to obtain search warrants must rely on common sense, tax records and other information available to them in order to determine the proper address for the warrant. **What happens, however, if the law enforcement officer applying for the search warrant uses the incorrect address?** While cases such as this often are determined by the specific facts before the court, the Eighth Circuit Court of Appeals recently decided the *United States v. Thurman* [i] which may help answer the question above. Read the full article [here](#).

### Case Law Review:

#### [Michigan v. Fisher](#)

**Facts of the Case:** Jeremy Fisher was charged with assault with a dangerous weapon and possession of a firearm during the commission of a felony. At trial, he argued that evidence be suppressed because its acquisition violated the Fourth Amendment. Leading up to Mr. Fisher's arrest, police officers responded to a complaint of a disturbance where upon their arrival Mr. Fisher was screaming inside the house, throwing things, and bleeding. After the officers inquired whether Mr. Fisher was okay, he ignored them and told them to get a search warrant. One of the officers then pushed the door open and entered the house and found Mr. Fisher pointing a gun at him. The trial court granted Mr. Fisher's motion to suppress the evidence, which was affirmed by the Michigan Court of Appeals. The Michigan Supreme Court denied permission to appeal.

**Question:** Did the Michigan Court of Appeals err when it held that a person's Fourth Amendment rights are violated when law enforcement officials engage in a warrantless search although there was evidence of a serious and life-threatening injury?

**Conclusion:** Yes. In a per curiam opinion, the Supreme Court reversed the Michigan Court of Appeals. The Court held that Mr. Fisher's Fourth Amendment rights were not violated. The Court recognized that "searches and seizures inside a home are presumptively unreasonable," but that presumption may be overcome. Here, the "exigencies of the situation," Mr. Fisher's injury, made the needs of law enforcement so compelling that the warrantless search was reasonable.

**As of January 1, 2011, new rules regarding the taping of confessions apply. Read the Indiana Supreme Court press release [here](#).**

## TIPS & TRICKS

Problems with your MDT getting disconnected from the internet? Follow these steps to avoid restarting your computer.

1. Close VZAccess manager completely...use [CTRL]-[ALT]-[DEL] if necessary
2. Unplug your air card and listen for the tone indicating it is unplugged...or wait 5-10 seconds
3. Plug the air card in and listen for the tone indicating it has been reconnected...or wait 5-10 seconds
4. Restart VZAccess manager and let it connect normally

The above procedure should be faster than restarting the computer. If the connection isn't down for more than a few minutes you should not have to close Vision Mobile and log back in - it should just keep working. If this happens to you frequently (more than once or twice a week) contact Alan Moore.