

McLean County Incident Summary Report - 202205527

Date: 05/17/2022 12:41

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Report # 202205527	Bloomington PD			
Report Date: 05/08/2022	16:34	Start Date: 05/07/2022	19:57	* 202205527 *
		End Date: 05/07/2022	23:15	
				202205527
				Status: 09 - Administratively closed
Summary: JUVENILE BIT BY A DOG				
Report Type:				

Incident Location

Address	█ S EVERGREEN LAN		
Intersection:		Distance:	
	BLOOMINGTON, IL 61704		
	Beat: 4 -		
	2022-00019913		

Incident Offenses

1 - 6060 DOG/OTHER ANIMAL BITES - SAMEDY WAS ISSUED AN OV FOR UNREGISTERED DOG AND PERMITTING ANIMAL TO RUN AT LAR - Original Report

Incident People

SAMEDY, FITZGERALD - █ Other - Original Report	█
█ - Witness - Original Report	█
█ - Victim - Original Report	█
█ - Other - Original Report	█
█ - Other - Original Report	█
█ - Witness - Original Report	█
█ - Interviewed - Original Report	█
█ - Interviewed - Original Report	█
█ - Interviewed - Original Report	█

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[REDACTED] - Interviewed - Original Report

101005075

Incident Vehicles

Incident Officers

Reporting OFFICER BRYAN MCCALL - BPD - 12416 - Original Report

Assisting OFFICER BRENNAN BURNS - BPD - 12582 - Original Report

Assisting OFFICER WILLIAM SHELTON - BPD - 12539 - Original Report

Approving SERGEANT WILLIAM LYNN - BPD - 7843 - Original Report

Supplemental Reporting OFFICER BRENNAN BURNS - BPD - 12582 - Supp. #2

Approving SERGEANT WILLIAM LYNN - BPD - 7843 - Supp. #2

Supplemental Reporting OFFICER BENJAMIN BRACE - BPD - 8483 - Supp. #3

Approving SERGEANT IVY THORNTON - BPD - 7514 - Supp. #3

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Incident Narrative 1 05/08/2022 16:34

Reporting OFFICER BRYAN MCCALL - BPD, ID # 12416

On Saturday, 05/08/2022, at approximately 1957 hours, I was in a marked squad car, unit #20. I was wearing my full department issued police uniform.

During this incident, I was equipped with a Body-Worn Camera (BWC). The BWC video was flagged and my BWC was later placed in a docking station to be uploaded to Evidence.com. Prior to completing this report, I have reviewed portions of my BWC video.

The following is a summary of this incident. This summary is paraphrased and may or may not represent the actual words used. The order of the items discussed may vary from that of the actual conversations occurring during this incident.

I arrived on scene and made contact with [REDACTED] and [REDACTED]. [REDACTED] was the caller and [REDACTED] is his son who was bit by a dog. The following is a summary of our conversation:

[REDACTED] was in the back yard playing with their dog and [REDACTED] was on the deck with [REDACTED] (family members). They observed Budda (suspect dog) coming through a hole in their fence. [REDACTED] (victim) reached to pick up his dog to remove the dog from the situation. Budda attacked [REDACTED] right leg. [REDACTED] ran towards Budda and kicked him in the face. Budda never jumped at them, however he was growling and showing his teeth. [REDACTED] was able to get [REDACTED] and their dog back to the deck to safety. They left Budda in their backyard.

[REDACTED] has had issues with Budda before. Budda has got out of his fence multiple times. Budda broke into their backyard sometime last year (2021) causing his family to go inside for fear of being attacked by Buddha. It should be noted, I recalled this incident and issued Fitzgerald an Ordinance Violation in the incident for Permitting a Dog to Run At Large.

[REDACTED] stated he has heard Fitzgerald yelling at Budda in their yard. The back of [REDACTED] and Fitzgerald's yards come together. There is a wooden fence around Fitzgerald's house and a chain link fence around [REDACTED] yard. [REDACTED] lives and [REDACTED] South Evergreen Lane and Fitzgerald lives at [REDACTED] Greenleaf Drive. [REDACTED] has heard Fitzgerald telling his dog to "attack" when he says so.

Next, I observed the injuries to [REDACTED] had a scratch several inches long on the front of his leg (shin area). He was also bit on the back of his leg (calf area). The scratch broke through the skin causing it to bleed. The bit only barely broke through the skin in one spot, but left red marks where the other teeth made contact with the skin. I photographed the injury and uploaded the images to Evidence.com. [REDACTED] denied rescue for [REDACTED] and stated they would drive him to the hospital to get checked out later that evening.

I spoke with Fitzgerald about the incident. Fitzgerald appeared heavily intoxicated. He had glassy eyes, slurred speech, and had clearly urinated himself. Fitzgerald did not know what happened or how his dog got out.

Officer Burns had dispatch speak with McLean County Animal Control. They advised they had no record of Budda being registered. Officer Burns issued Fitzgerald an Ordinance Violation for Permitting a Dog to Run at Large and Failure to Register a Dog. McLean County Animal Control later arrived on scene and took Budda for a 10 day quarantine. Please see Officer Burns report for further information on Budda and his behavior.

It should be noted, Fitzgerald told me his dog's name was spelled "Budda" but he told Officer Burns it was spelled "Buddhhdh." For ease of reading, I am spelling it the way he told me "Budda", which makes more sense.

During the course of this dog bite investigation, Fitzgerald was arrested for Aggravated DUI and Driving While License Revoked. Please see EJS 202205494 for further information.

On 5/8/22, I conducted a neighbor canvas with the following results:

- [REDACTED] South Evergreen Lane: I made contact with [REDACTED] who has heard yelping and barking coming from Budda's backyard. [REDACTED] knows Budda gets out, but has not had any issues with the dog.

- [REDACTED] Greenleaf Drive: No Contact.

- [REDACTED] Greenleaf Drive: I made contact with [REDACTED] who had concerns about Budda. [REDACTED] stated Budda has got out of the fence at least 3 times in the last couple of months. The fence is old and rotting. [REDACTED] stated within the last two weeks, he saw Budda escape from the fence. [REDACTED] walked over to Fitzgerald's residence and knocked on the front screen door. He observed the front door was open. While knocking, Budda walked around the side of the house. Budda looked at [REDACTED] and began charging at him. [REDACTED] was in fear of being attacked. [REDACTED] was so scared

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he opened the front door of his neighbor's house and went inside to get away from the dog. [REDACTED] described Budda as "vicious." [REDACTED] added that he lives at this residence with his 86 year old mother. She is so scared of being attacked by Budda that she refuses to go outside anymore. [REDACTED] also told me "that dog is going to tear somebody apart someday."

I walked along the side of the fence and saw numerous missing boards. Several other boards were starting to fall off. I saw approximately 5-10 new boards that have been installed to cover gaps. Some gaps were covered by a cage or a landscaping stone. I observed one spot that appeared to be big enough for Budda to escape out of.

[REDACTED] Greenleaf Drive: [REDACTED] and [REDACTED] stated they have lived at this residence for 4 years and have not had any problems with Budda.

Also on 5/8/22, [REDACTED] sent me images of [REDACTED] leg after the hospital visit. I uploaded the images to Evidence.com.

For further information, please see Officer Burns' report.

This report is administratively closed (Code 09).

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Incident Narrative 2 05/08/2022 17:33

Supplemental Reporting OFFICER BRENNAN BURNS - BPD, ID # 12582

On May 7, 2022, at approximately 2002 hours, I was dispatched to [REDACTED] South Evergreen Lane in regards to an animal complaint. During this incident I was wearing my full department uniform and operating unmarked squad car #8.

During this call, I was equipped with a Body-Worn camera (BWC). The BWC video was flagged and my BWC was later placed in a docking station to be uploaded to evidence.com. Prior to completing this report, I have not reviewed my BWC video. For clarity and brevity, I have paraphrased and summarized the following incident. The items discussed may or may not be written in the order they appear on my BWC. The words I have chosen for this report may not be the exact words used by the involved parties.

Upon arriving on scene, I met with Fitzgerald Samedy. Fitzgerald resides at [REDACTED] Greenleaf Drive, and is the owner of a two year old male pit-bull, named "Buddhhda." While speaking with Fitzgerald, he appeared to be extremely intoxicated. Fitzgerald's speech was mumbled and slurred. I noticed Fitzgerald had a stain on his pants, which appeared to be from urinating on himself. When asking Fitzgerald questions about the incident, he seemed to have a hard time focusing. I asked Fitzgerald where his dog was currently located. Fitzgerald stated he did not know where his dog was at. I asked Fitzgerald if his dog was registered with McLean County Animal Control, and if the dog was vaccinated. Fitzgerald stated his dog was registered and vaccinated.

It was later determined Buddhhda escaped from Fitzgerald's backyard, and attacked a neighbor, located at [REDACTED] South Evergreen Lane. When asking Fitzgerald how the dog escaped, Fitzgerald stated the dog was outside and he was unaware how it got in the neighbor's yard. The dog appeared to be extremely aggressive while it was located in the backyard of [REDACTED] South Evergreen Lane. Due to the dog's aggression, and the owner's level of intoxication, it was decided to have McLean County Animal Control respond, in order to take custody of the dog.

McLean County Animal Control arrived on scene. Upon approaching Buddhhda, the dog began charging towards animal control and myself. The dog was also barking in a very vicious manner. After animal control was able to get Buddhhda on a leash, Buddhhda very aggressively began pulling away. Animal control was able to secure Buddhhda in their vehicle without further incident. It should be noted, animal control was unable to find any record of Buddhhda being vaccinated, or registered through McLean County. It should also be noted, Buddhhda is not neutered.

I wrote Fitzgerald an Ordinance Violation for permitting a dog to run at large, and failure to register/vaccinate a dog.

I uploaded a picture of Buddhhda to evidence.com.

See Officer McCall's report for more details.

This report is administratively closed (code 9).

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Incident Narrative 3 05/09/2022 12:59

Supplemental Reporting OFFICER BENJAMIN BRACE - BPD, ID # 8483

I am recommending that the dog named Budda, belonging to Samedy Fitzgerald at [REDACTED] Greenleaf Drive, be declared vicious under the City of Bloomington ordinances. The city ordinance states that any dog, when unprovoked, bites or attacks an animal on either public or private property is considered a vicious dog.

On Saturday, May 8, 2022, at approximately 1957 hours, [REDACTED] [REDACTED] was playing with his dog inside of his fenced backyard. As [REDACTED] was playing with his dog, he observed Budda coming into his backyard through a hole in the fence. [REDACTED] attempted to pick his dog up and take him into the house when Budda attacked [REDACTED]. Budda bit [REDACTED] on the back of his right leg. [REDACTED] father, [REDACTED] ran out and kicked Budda off of [REDACTED]. [REDACTED] was able to get [REDACTED] and his dog to safety. [REDACTED] advised Budda has broken out of his fence multiple times in the past and has gotten into his backyard on a previous occasion.

Officer McCall took photos of the injuries to [REDACTED]

Budda is described as a two year old, male, Pit-bull.

Budda was not registered with McLean County Animal Control and was not up to date on his vaccinations. Samedy Fitzgerald was issued an ordinance violation for permitting a dog to run at large and failure to register/vaccinate a dog.

A neighborhood canvas was completed by Officer McCall. Officer McCall spoke to [REDACTED] at [REDACTED] Greenleaf Drive. [REDACTED] advised Budda has been loose several times in the last couple of months. [REDACTED] described Budda as "vicious" and is fearful that Budda will attack him or his 86 year old mother. On one occasion, [REDACTED] had to jump into a neighbor's residence in order to avoid being attacked by Budda.

There are no previous documented bite incidents involving Budda.

This case is administratively closed.