

Misconduct Incident Report for Putnam County Sheriff's Office

OpenPolice.org Report ID	Complaint #25
Indicent Date	February 2019
Indicent Location	Limberger creek, Poca, WV 25159
Publishing Settings	Publish Complainant's Name, Publish Officer Names, Publish Incident Address

Allegations

Including comments from the complainant

Wrongful Detention

I was parked minding my own business trying to finish listening to a video before going home where I dont have internet. He reached into my car window and unlocked my door to open it.

Bias-Based Policing

He then makes a comment "let me guess you pay my salary too" my response was "no I dont pay it" and he says "yea welfare isnt taxable"

Discourtesy

See video.

Policy or Procedure Violation

Reaching in my car and opening my door. Refusing to give a business card because I wouldnt give him my ID.

Story

I stopped at the carwash at the beginning of my road right before midnight on February 8th, 2019 to finish listening to a video before losing service going home. Deputy Scragg #046 pulled up and turned on a bright light and shined it in my eyes then proceeded to get out and approach my car. I pulled up a few feet to get the bright light out of my face and I noticed him with a panicked look on his face like I was going to run from him and he jumped back in his car and turned on his blue lights. I rolled my window down half way and asked him what the problem was and what I could help him with. He told me he needed my ID. I asked him what he would need it for and if I was suspected of committing a crime. He told me it's a high traffic drug area and it's almost 1am which was a lie. It just turned midnight when I decided I better start recording for my safety. He kept asking for my ID and I kept declining upon his request. Another deputy is looking through all the windows trying to find who knows what. Scragg keeps asking for ID and even made a comment about getting a k9 unit there but never did. I felt I better start recording because he isn't able to articulate any crime except that it's late and my road is apparently a high traffic drug area which neither is a crime and he wasn't going to go away period. He starts getting agitated and pulls on my door handle and tells me to step out of the car. My door was lock but my window was down half way so he reached in and unlocked the door and opened it telling me to step out. I told him I didn't consent to this and how he's scaring daughter and to look at what he was doing. He tries to explain himself to her and says he needed to talk to her mommy because "she doesn't know how to act around police sometimes" he then asks me how old she is and I tell him none of his business. He asks her if she's seven and I told her not to speak to him and she didn't. He asks me my name so I tell him Amanda. He then asks my last name and I told him I don't believe I need to give it to him because it's my right not to. He then makes a comment "let me guess you pay my salary too" my response was "no I don't pay it" and he says "yea welfare isn't taxable" I responded with "oh you're funny" he kept asking my name when he couldn't get it from my car plate and I kept telling him "I told you my name. It's Amanda" I finally tell him to try the last name from the person whose name is on the car which he did then told me to have a good night. I started cussing at him for everything he just did was unnecessary and had me upset by that point.

Amanda Baker (Victim #1)

Creator of this complaint?	Yes
Race	White/Caucasian
Gender	Female
Recorded this Incident?	Yes
Chased by police?	No
Did subject have weapon?	No weapon

Victim #2

Race	White/Caucasian
Age Range	0-15
Gender	Female
Height	4' 0"
Body Type	Medium/Average
Resident of jurisdiction?	Yes
Recorded this Incident?	No
Chased by police?	No
Did subject have weapon?	No weapon

Scragg (Officer #1)

Department Name	Putnam County Sheriff's Office
Officer's Role in this Incident	Subject Officer
Duty Status During Incident	On-Duty
Wearing uniform?	Yes
Age Range	55-64
Race	White/Caucasian
Gender	Male
Height	6' 0"
Body Type	Medium/Average
Wearing body camera?	Not sure

Hudson (Officer #2)

Department Name	Putnam County Sheriff's Office
Officer's Role in this Incident	Witness Officer
Duty Status During Incident	On-Duty
Wearing uniform?	Yes
Age Range	25-34
Race	White/Caucasian
Gender	Male
Height	5' 10"
Body Type	Slim/Slender
Wearing body camera?	Not sure

Police Vehicle #1

Vehicle unmarked or undercover?

No

Police Vehicle #2

Vehicle unmarked or undercover?

No

What Happened

Scene Type	Outdoor public space (includes roads, sidewalks, parks, etc.)
Incident began with vehicle stop?	No
Incident began with traffic accident?	No
Closed circuit cameras on scene?	Not sure
Officer stop, detain, or questioned someone?	Yes
Think stop or detention wrongful?	Yes
Anyone ask for officer's ID?	Yes
Officer refused to provide ID?	No
Officer searched someone or something?	No
Property seized or damaged?	No
Think officer sexually harassed someone?	No
Think officer sexually assaulted someone?	No
Officer used physical force?	No
Officer arrested someone?	No
Officer give ticket or citation?	No
Think officer neglected duty?	No
Think officer violated policy or procedure?	Yes
Think officer wrongfully intimidated w/ weapon display?	No
Think officer actions were biased?	Yes
Think officer was discourteous?	Yes
Civilian used profanity?	Amanda Baker (Victim #1)
Any officers injured?	No

Stop / Detention

Officer gave reason for stop	, ,
Subject ask to leave?	Yes
Officer requested ID?	Yes
Subject refused to give ID?	No
Subject asked for officer's ID?	Yes
Officer refused to give ID?	Yes
Officer gave alcohol breath test?	No
Officer gave marijuana breath test?	No
Officer collected saliva?	No
Officer gave other sobriety tests?	No
Subject frisked?	No
Subject handcuffed?	No
Officer entered private property?	No

Uploads



<https://www.youtube.com/watch?v=pVEcj1dPzvw>

Putnam county sheriff isnt use to non submissive people

Glossary of Terms

Gold-Level Complaint

This user opted to share more complete details about their police experience than a Basic Complaint.

Wrongful Detention

Allegation: Police pulled over a vehicle or stopped someone without reasonable suspicion.

Bias-Based Policing

Allegation: An officer's conduct was based on a person's race, gender, appearance, nationality, religion, age, gender, sexual orientation, residence, disability, etc.

Discourtesy

Allegation: This includes the use of profanity, offensive language, loss of temper, verbal threats, impatience, or any discourteous behavior.

Policy or Procedure Violation

Allegation: An officer took actions which did not follow appropriate policy, procedure, or guidelines.

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