



Pawtucket Police Department
Arrest Report

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07/19/2019

Arrest #: 19-1717-AR
Call #: 19-47801

Date/Time Reported: 07/10/2019 @ 0711
Arrest Date/Time: 07/10/2019 @ 0829
Booking Date/Time: 07/10/2019 @ 0829

Court: DISTRICT PRE-TRIAL
Court Date: 07/31/2019 @ 0900
Reporting Officer: Patrol DANIEL DOLAN JR - DAN
Assisting Officer: Patrol GREGORY BUSHY
Booking Officer: Patrol MATTHEW LEVASSEUR
Approving Officer: Sergeant JOSEPH SKAHAN



Signature: _____

Bail For Court: 6th DISTRICT COURT ROOM 4C Set: 07/10/2019 @ 0900
Personal Recognizance Set 3000.00
Personal Recognizance Set
Bail Set By: Judge Isherwood
Bail Unpaid:
Released To: 6TH DISTRICT COURT
Released: 07/10/2019 @ 1200

Signature: _____

#	DEFENDANT(S)	SEX	RACE	AGE	SSN	PHONE
1	MOREIRA, MICHAEL J 70 SAMUEL AVE Apt. #1FL PAWTUCKET RI 02860	M	B	40	*****	

Military Active Duty: N
HEIGHT: 506 - 507 WEIGHT: 130 - 135 HAIR: DREADLOCKS EYES: BROWN
BODY: SKTNNY COMPLEXION: LIGHT BROWN
DOB: 1978 PLACE OF BIRTH: NOT AVAIL.
LICENSE NUMBER: ***** ETHNICITY: NOT HISPANIC

[APPEARANCE]

GLASSES WORN: NO

[RIGHTS/BOOKING CHECKS]

PHONE USED: Y PHONED DATE/TIME: 07/10/2019 @ 0829
ARRESTEE SECURED: Y 07/10/2019 0830
ARRESTEE CELL #: 5

FINGERPRINTED: Y
PHOTOGRAPHED: Y
VIDEO: YES
SUICIDE CHECK: Performed
PERSONS: State&Federal
NCIC VEHICLE CHECK: Not Performed
INJURY OR ILLNESS: Y - MINOR CUT TO ELBOWS AND CONTUSION TO FACE
TAKEN TO: ROGER WILLIAMS HOSPITAL BY Police

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#	OFFENSE(S)	ATTEMPTED	TYPE
	LOCATION TYPE: Highway/Road/Alley/Street Zone: Tab 6-4 197 COLUMBIA AVE PAWTUCKET RI 02860		
1	SIMPLE ASSAULT OR BATTERY 11-5-3 11-5 3 OCCURRED: 07/10/2019 0711 MODUS OPERANDI: Victim Was-Police Officer WEAPON/FORCED USED: Personal Weapons (Hands/Feet/Etc)	N	Misdemeanor
2	RESISTING LEGAL OR ILLEGAL ARREST 12-7-10 12-7 10 OCCURRED: 07/10/2019 0711	N	Misdemeanor
3	DISORDERLY CONDUCT 11-45-1 11-45 1 OCCURRED: 07/10/2019 0711	N	Misdemeanor

#	VICTIM(S)	SEX	RACE	AGE	SSN	PHONE
1		M	W	36	NOT AVAIL	*****
	DOB: ***** EMPLOYER: ***** . ***** INJURIES: Apparent Minor Injury ETHNICITY: Not of Hispanic Origin RESIDENT STATUS: Resident VICTIM CONNECTED TO OFFENSE NUMBER(S): 1 RELATION TO: MOREIRA MICHAEL Stranger					

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
1		PARTICIPANT	M	B	21	*****	
	DOB: 1997						
2		PARTICIPANT	F	B	40	*****	
	DOB: 1978						
3	CONFIDENTIAL						
4	CONFIDENTIAL						
5	CONFIDENTIAL						

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CONFIDENTIAL PERSON REPORT

#	PERSON(S)	PERSON TYPE	SEX	RACE	AGE	SSN	PHONE
3		WITNESS	M	W	64	NOT AVAIL	
	DOB: /1955						

	EMPLOYER: *****						
4		WITNESS	M	W	65	NOT AVAIL	
	DOB: 1953						

	EMPLOYER: *****						
5		WITNESS	M	W	41	NOT AVAIL	
	DOB: 1977						

	EMPLOYER: *****						

Attachments for 19-1717-AR	
Description	Type
WITNESS STATEMENT	PDF
Attachment#: 17FC50F372AE46EE8CA208E49E633FC5	
WITNESS STATEMENT	PDF
Attachment#: EB793F30526A4C13AF3C777D97A2DDC7	
WITNESS STATEMENT	PDF
Attachment#: F7570BA05CBC4D35A064109902D4C441	

On July 10, 2019 at approximately 0800hrs Ofc. Bushy and I, Ofc. Levasseur (109), were dispatched Code 3 to assist Ofc. D. Dolan whom was on a detail on Columbia Ave.

Ofc. Dolan came over the air requesting several units and was not responding to dispatch's calls. We arrived on scene and observed Ofc. Dolan already had a male, identified as Michael Moreira, in custody. Moreira was secured in the rear of our cruiser (109) for transport to the Pawtucket Police Main Station for processing. Another male, identified as _____ was taken into custody and secured in the rear of Ofc. Barrett's cruiser (107) for transport.

Sgt. Malkasian met us in cellblock to view the processing.

Moreira was searched, photographed, fingerprinted and processed without incident. He was then secured in Cell 5 and given a phone call.

At the time of his arrest Moreira complained of injuries to his elbows and face. I observed minor cuts and a contusion to Moreira's face and cuts to his elbows.

At the time of his arrest Moreira had \$111.00US on his person.

Digital Photos are attached to this report.

On 7/10/19, at approximately 0700hrs, I, Officer Dan Dolan responded to 197 Columbia Ave., where I was assigned as a detail Officer for the Extenet Systems company. The crew was working on a utility pole which was positioned between 197 Columbia Ave. and 70 Samuel Ave.

As the crew began setting up their trucks, we were approached by a male, later identified as Michael Moreira, who stated that he lives at 70 Samuel Ave., and that the trucks were blocking his driveway and that they "gotta go". I explained to Moreira that if he needed to get in or out of the driveway throughout the day, that we would move the trucks and allow him access as necessary. Moreira then exchanged words with one of the truck drivers, who asked that Moreira calm down, and again stated that they would move as necessary to allow him access to his driveway. Moreira returned to his home, and the crew continued working.

At approximately 0800hrs, Moreira again approached me and asked if he could speak with me. At this time, Moreira appeared extremely agitated. He explained that one of the crew members had asked him if he could park in Moreira's driveway, which Moreira denied the request, and the truck was parked in the driveway anyway. I explained to Moreira that I was not a part of that conversation, and was unaware. I told him that I would speak with the crew, and have the truck moved. Moreira was not satisfied with this answer. He began pacing back and forth stating that it was "bullshit" that he was disrespected, and "these fucking things need to move". He continued shouting as he walked back toward his home. I told Moreira that he was free to call the station and make a complaint, but that all I could do was ask the driver to move his truck.

At that time Moreira abruptly turned back toward me and quickly walked toward me. He was visibly upset, his hand were clenched, body was flexed. He continued shouting, and continued to get closer, until he approached and put his face approximately 2 inches from mine as his chest bumped my chest, and pushed me slightly backward. In a loud clear voice I informed Moreira that he was under arrest, and to put his hands behind his back. He stated "fuck that, I ain't under arrest", and began to walk away from me. I grabbed hold of Moreiras left arm, and attempted to place him in handcuffs. He violently twisted his body as I attempted to take him into custody, and the both of us fell to the ground. I continued giving Moreira verbal instructions to stop resisting, and to place his hands behind his back. He refused both orders, and continued to roll, buck, and push my arms away and attempt to get away from me. At that time, I delivered approximately 3-5 closed fist strikes to both sides of Moreiras face. which allowed me to roll him over onto his stomach. During the struggle, my handcuffs fell from my belt. who was a part of the working crew, retrieved my handcuffs, handed them to me, and I was able to apply them on Moreira.

As I was applying the handcuffs, I realized that the other residents of the house and had surrounded myself and Moreira, making it difficult to stand up. They were standing around us shouting, and I needed the assistance of the construction crew to get to my feet. I walked Moreira out from the middle of his driveway, to the street as he continued pulling away and refusing to cooperate. followed us, continuing to shout, and getting very close to me. Out of fear that intended to strike me, I gave him loud clear verbal instructions to back away. He pulled his cellphone and continued shouting that he "was taping the whole thing!". and Moreira caused a loud enough disturbance that I began to observe neighbors exiting their homes to see what was happening. I instructed to back up and stop shouting, or he would be arrested for disorderly conduct. He dismissed my orders and showed no change in behavior, until one of the crew members stepped in between myself and It was later brought to my attention that had assaulted

one of the crew members (see Officer Hurley's narrative).

At this time Sgt Allison (110) had arrived on scene to assist. continued his shouting and began attempting to push past crew members, with his phone in his hand attempting to video tape. In a loud clear voice I told that he was under arrest. I observed Sgt Allison attempt to place him into handcuffs, and begin to struggle. I was unable to assist due to Moreira not yet being secured in the rear of my police cruiser. Several other units began arriving at that time, and took custody of Moreira was turned over to Officers Bushy and Levasseur (109), evaluated on scene for his injuries by Pawtucket Fire Rescue 3, and transported to Pawtucket Police Hq for processing.

While taking Moreira into custody, I sustained minor injuries to my left knee, right elbow, and left hand, which were evaluated on scene. I am not seeking further medical treatment at this time. Digital photographs were taken of my injuries and attached to this report.

I completed a subject resistance/agression form and attached it to this report.

On 7/10/19 at approximately 0805 hours I, Sgt. Allison, responded to 197 Columbia Ave where Ofc. Daniel Dolan was requesting assistance at a detail location. Upon my arrival Ofc. Dolan had a male subject, later identified as Michael Moreira (DOB [REDACTED] 78) in handcuffs. There was a small group, a adult female, a juvenile male approximately 10 years old and another adult male. Ofc. Dolan advised me that the other adult male on scene, later identified as [REDACTED] (DOB [REDACTED] 97) was under arrest also.

At this time I approached [REDACTED] and advised him that he was under arrest. I took control of [REDACTED] arm and ordered him to turn around and place his hands behind his back, to which he did not comply. At this time I began to use force by pulling [REDACTED] arm, attempting to get him against a vehicle which was parked on scene.

[REDACTED] continued to resist by pulling away from me, he was also verbally resisting saying that he did nothing wrong. I continued to attempt to force [REDACTED] arm behind him while continually giving him verbal commands to stop resisting. At this time other officers arrived on scene to assist and [REDACTED] continued to resist. I removed my taser and activated it, as I pressed it against [REDACTED] back and told him he was going to be tased, he stopped resisting so that officers could get him into handcuffs. Subject aggression/resistance completed.