



**King County**

Department of Executive Services

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**INQUEST INTO THE DEATH OF CURTIS TADE  
# 17IQ61739**

**INTERROGATORIES TO THE INQUEST JURY**

DATED 20<sup>th</sup> day of June, 2023.

Robert McBeth  
Inquest Administrator

**INTERROGATORIES ABOUT THE CIRCUMSTANCES AND CAUSES OF THE DEATH OF  
CURTIS TADE**

**Interrogatory No. 1:** Did Curtis Tade physically confront a member or members of the Campos family?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 2:** Did Curtis Tade engage in a physical struggle with members of the Campos family?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 3:** Did members of the Campos Family take Curtis Tade down to the ground?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 4:** Did Tue Tran intervene and help Curtis Tade up from the ground?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 5:** Did Tue Tran take Curtis Tade back to his apartment?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 6:** During the confrontation did members of the Campos Family call 911 for assistance?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 7:** Were Officers responding to the call informed there was a dispute or a disturbance at the Emerson Apartments?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 8:** Did Officer Lowell respond to the scene and contact the Campos family?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 9:** Did Officer Lowell speak with Melissa Scrivens?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 10:** Did Officer Lowell learn from Ms. Scrivens that Curtis Tade was not acting like his normal self?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 11:** Did Officer Lowell provide this information to Officer Cox and Officer McClain?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 12:** Was Officer Cox wearing a clearly marked Kirkland Police Department uniform?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 13:** Did Officer Cox speak with Ms. Scrivens to learn more about what happened?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 14:** Did Ms. Scrivens tell Officer Cox that Mr. Tade was not acting like himself and may have taken prescription medications and alcohol?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 15:** Did Melissa Scrivens alert Officer Cox that Mr. Tade was approaching?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 16:** Did Melissa Scrivens point out Mr. Tade to Officer Cox?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 17:** Was Curtis Tade walking in the general direction of Officer Cox?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 18:** Was Curtis Tade walking in the general direction of members of the Campos Family?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 19:** Did Officer Cox observe that Curtis Tade was carrying a rifle?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 20:** Did Officer Cox command Curtis Tade to stop?

YES 3 NO \_\_\_ UNKNOWN 3

**Interrogatory No. 21:** Did Curtis Tade stop in response to a command?

YES \_\_\_ NO 6 UNKNOWN \_\_\_

**Interrogatory No. 22:** Did Officer Cox command Curtis Tade to drop his firearm?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 23:** Did Curtis Tade drop his firearm in response to a command?

YES \_\_\_ NO 6 UNKNOWN \_\_\_

**Interrogatory No. 24:** Did Curtis Tade have time to respond to Officer Cox's commands?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 25:** Did Curtis Tade turn towards Officer Cox while holding the rifle?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 26:** Did Officer Cox fire his handgun at Curtis Tade?

YES 6 NO \_\_\_ UNKNOWN \_\_\_

**Interrogatory No. 27:** If your answer to the preceding Interrogatory was YES, did a bullet or bullets fired by Officer Cox strike Curtis Tade?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 28:** Did Kirkland Police Department officers request medical aid for Curtis Tade within seconds of Curtis Tade being struck by bullets?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_

**Interrogatory No. 29:** Did Kirkland Police Department officers promptly provide medical aid to Curtis Tade?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_

**Interrogatory No. 30:** Did Curtis Tade die from injuries caused by a bullet fired by Officer Cox on December 19, 2017 at the Emerson Apartments in Kirkland, WA?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_

### INTERROGATORIES ABOUT USE OF FORCE POLICY AND TRAINING

**Answer Interrogatories No. 31-35 only if you found that Officer Cox fired his handgun at Curtis Tade (Interrogatory No. 26)**

**Interrogatory No. 31:** Did Officer Cox comply with Kirkland Police Department Policy Section 300.3 (Exhibit 100), which requires that an officer only use the amount of force that reasonably appeared necessary given the facts and circumstances perceived by the officer at the time of the event to accomplish a legitimate law enforcement purpose?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 32:** Was Officer Cox's use of deadly force authorized by Kirkland Police Department Section 300.4(a) (Exhibit 100), which provides that an officer may use deadly force to protect the officer or others from what the officer reasonably believed would be an imminent threat of death or serious bodily injury?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_



**Interrogatory No. 33:** Was Officer Cox's use of deadly force authorized by Kirkland Police Department Section 300.4(b) (Exhibit 100), which provides that:

- a) an officer may use deadly force to stop a fleeing subject when
  - i) the officer has probable cause to believe that the person has committed, or intends to commit, a felony involving the infliction or threatened infliction of serious bodily injury or death, and
  - ii) the officer reasonably believes that there is an imminent risk of serious bodily injury or death to any other person if the subject is not immediately apprehended, and
- b) a verbal warning should precede the use of deadly force, where feasible.

YES 1 NO 5 UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 34:** Were the actions of Officer Cox consistent with the Use of Force training received by Officer Cox?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

### INTERROGATORIES ABOUT DE-ESCALATION TRAINING

**Interrogatory No. 35:** Did the training provided Officer Cox on the subject of De-Escalation apply to the actions of Officer Cox in this instance? YES 6

**Interrogatory No. 36:** If you found that the training provided Officer Cox on the subject of De-Escalation applied to the actions of Officer Cox in this instance, were the actions of Officer Cox consistent with that training?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

### INTERROGATORIES ABOUT WHETHER CURTIS TADE'S DEATH WAS OCCASIONED BY CRIMINAL MEANS?

**Answer the remaining interrogatories only if you found that Curtis Tade died from a bullet fired by Officer Cox (Interrogatory No. 30)**

**Interrogatory No. 37:** Was Officer Cox firing his handgun necessary to overcome actual resistance to an order by Officer Cox or in the discharge of a legal duty?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 38:** Was Officer Cox firing his handgun necessary to arrest or apprehend Mr. Tade?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 39:** Did Officer Cox reasonably believe Mr. Tade had committed or was attempting to commit a felony?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 40:** Did Officer Cox have probable cause to believe that Mr. Tade, if not apprehended, posed a threat of serious physical harm to officer Cox or others?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Interrogatory No. 41:** Was the use of deadly force by Officer Cox justifiable, as defined in Instruction No. 11?

YES 6 NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER \_\_\_\_\_

**Answer the following two interrogatories (Interrogatories No. 43 & 44) only if you answered "NO" to the previous interrogatory (Interrogatory #41)**

**Interrogatory No. 42:** If you found that Officer Cox's use of deadly force against Curtis Tade was not justifiable, was the use of deadly force by Officer Cox done with malice?

YES \_\_\_\_\_ NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER 6

**Interrogatory No. 43:** If you found that Officer Cox's use of deadly force against Curtis Tade was not justifiable, was the use of deadly force by Officer Cox not in good faith?

YES \_\_\_\_\_ NO \_\_\_\_\_ UNKNOWN \_\_\_\_\_ DID NOT ANSWER 6

**Interrogatory No. 44:** Did Officer Cox cause the death of Curtis Tade by criminal means as defined in Instruction No. 11?

YES \_\_\_\_\_ NO 6 UNKNOWN \_\_\_\_\_ DID NOT ANSWER 6 KM

DATED this 21 day of June, 2023.

Katharine N. Mon  
Panel Foreperson

Shelville Stuyll  
Panel Member

J S Necher  
Panel Member

V1 here  
Panel Member

Alexis Kottler  
Panel Member

Paul Y  
Panel Member

Juror No. 2

### JUROR EXPLANATION FORM

If desired, you may provide a written explanation of any of your answers to the interrogatories. You need only provide a written explanation when you believe that a written explanation of your answer would provide information helpful in explaining or interpreting your answer.

Interrogatory No. <u>33</u> :	<p>I SAID YES BECAUSE I DID NOT INTERPRET THE TERM "FLEEING" AS ACTUALLY PHYSICALLY RUNNING BUT UNDER 300.4 <del>TO</del> THE INTENT TO COMMIT A FELONY ... OFFICER IMMEDIATE THREAT, ETC.</p>
Interrogatory No. __:	
Interrogatory No. __:	
Interrogatory No. __:	
Interrogatory No. __:	



Juror No. 3

### JUROR EXPLANATION FORM

If desired, you may provide a written explanation of any of your answers to the interrogatories. You need only provide a written explanation when you believe that a written explanation of your answer would provide information helpful in explaining or interpreting your answer.

<b>Interrogatory No. <u>14</u>:</b>	Although I believe the answer is yes based upon a preponderance of the evidence, I do believe there is less evidence to support whether Ms. Scrivens told officer Cox about alcohol than about <del>Mr. Tade's</del> <sup>Mr. Tade's</sup> general behavior and prescription medications.
<b>Interrogatory No. <u>20</u>:</b>	<del>I</del> There was not clear evidence admitted as to whether the specific word "stop" was used by officer Cox.
<b>Interrogatory No. <u>33</u>:</b>	I do not believe Section 30D.4(b) applies because I do not believe the evidence suggested Mr. Tade was "fleeing" at the time of the shooting.
<b>Interrogatory No. <u>35</u>:</b>	I believe part of the de-escalation training provided that <del>I</del> under circumstances of an imminent deadly threat, such as in this case, an officer is not required to engage in de-escalation tactics.
<b>Interrogatory No. <u>36</u>:</b>	Although the de-escalation training taught that de-escalation was not required in this instance, officer Cox still tried to de-escalate by creating distance, finding cover behind a vehicle and by shouting commands before firing his weapon.



Juror No. 4

### JUROR EXPLANATION FORM

If desired, you may provide a written explanation of any of your answers to the interrogatories. You need only provide a written explanation when you believe that a written explanation of your answer would provide information helpful in explaining or interpreting your answer.

Interrogatory No. <u>33</u> :	NO - because fleeing doesn't apply
Interrogatory No. <u>34</u> :	Yes - training says de-escalation doesn't apply when imminent threat applies. This was an imminent threat.
Interrogatory No. <u>36</u> :	Yes - although de-escalation wasn't required he did say commands, take cover, and slow down the situation.
Interrogatory No. <u>  </u> :	
Interrogatory No. <u>  </u> :	

JUROR EXPLANATION FORM

If desired, you may provide a written explanation of any of your answers to the interrogatories. You need only provide a written explanation when you believe that a written explanation of your answer would provide information helpful in explaining or interpreting your answer.

Interrogatory No. <u>14</u> :	<u>Only point of confusion/? is alcohol.</u> <u>Ofc Cox did not recall her mentioning alcohol</u> <u>but he confirmed <del>the</del> heard that he wasn't</u> <u>acting like himself and may have taken prescription</u> <u>meds. He did hear about alcohol from Ofc.</u> <u>Lowell.</u>
Interrogatory No. <u>33</u> :	<u>300.4 (b) does not apply in this situation</u> <u>and is not required (based on expert</u> <u>testimony) if 300.4(a) does apply. In the</u> <u>testimony 300.4(a) applied.</u>
Interrogatory No. <sup><u>35</u></sup> <del>35</del> <u>36</u> <del>35</del> <del>35</del>	<u>Training experts reinforced that de-escalation</u> <u>doesn't apply in situations of imminent threat, this</u> <u>was not mandated in this circumstance.</u> <u><del>Despite</del> Despite that Ofc Cox did his</u> <u>diligence in giving commands, <del>escorting</del></u> <u>Melissa to shelter/cover &amp; taking cover.</u>
Interrogatory No. <u>  </u> :	
Interrogatory No. <u>  </u> :	

Juror No. 6

### JUROR EXPLANATION FORM

If desired, you may provide a written explanation of any of your answers to the interrogatories. You need only provide a written explanation when you believe that a written explanation of your answer would provide information helpful in explaining or interpreting your answer.

Interrogatory No. <u>14</u> :	Ms Scrivens testified that she told Mr Cox that Mr Tade maybe hurt
Interrogatory No. <u>20</u> :	unknown.. Cox does not remember saying "stop"
Interrogatory No. <u>35</u> :	Cox yelled commands to Tade and Cox took cover behind <del>the</del> car
Interrogatory No. <u>  </u> :	
Interrogatory No. <u>  </u> :	