

MOTION

On December 23, 2021, the Los Angeles Police Department responded to 911 calls for service at a Burlington store in North Hollywood. The calls ranged from requests to calm a violent unruly customer to reports that there was an active shooter on the scene.

As has been documented by the released video footage of the police response, officers arrived to find a man having just assaulted a Burlington customer with a bike lock. Upon discovering the victim on the ground covered in blood and the suspect, Daniel Elena-Lopez, one of the officers opened fire on the suspect. The suspect was struck and died of his injuries. Tragically, at least one round passed through a wall to a dressing room, striking and killing 14-year-old Valentina Orellana-Peralta.

The tragedy of this incident cannot be overstated. The investigation into the shooting continues, and the Council, along with the Police Commission and the Chief of Police, must do everything within its power to ensure that the City responds appropriately to that investigation.

The circumstances of this shooting serve as a reminder that when a person calls 911 to report violence, the police are prepared to respond with force to counter that violence. All of society is grappling with the question of how and when force should be used in particular circumstances. The City has already begun to pursue an alternative means of emergency response that has a "force-as-a-last-resort" approach to volatile encounters with members of the public, and significant policy discussions are continuing about how best to address violent crime and to reduce risks associated with police use of force.

As the city grieves over this horrendous tragedy, it is imperative that the Council and the public learn all of the facts about this incident and how the deaths at the Burlington store could have been avoided.

I THEREFORE MOVE that the Council INSTRUCT the Los Angeles Police Department to release to the public any unreleased body camera footage, 911 calls, radio transmissions and other recordings relating to the December 23, 2021 incident, unedited, immediately.

I FURTHER MOVE that the Council INSTRUCT the Los Angeles Police Department to report on the status of (i) the internal investigation of the December 23 incident, including the anticipated time frame for each step in the process, and (ii) the LAPD's cooperation with the investigation of the incident by the California Attorney General's office and any other investigative agencies.

I FURTHER MOVE that the Council INSTRUCT the Los Angeles Police Department to report to the Council on the following:

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- 1) How a report of an active shooter is verified, and how appropriate tactics are decided upon when such a report is received;
- 2) The LAPD's policies and practices for pursuing a suspect believed to be an active shooter or otherwise violent in a contained area where victims and bystanders are or may be present;
- 3) The LAPD's policies and practices for protecting victims and bystanders from a suspect believed to be an active shooter or otherwise violent;
- 4) The LAPD's policies and practices for reducing the risk to victims and bystanders from an officer's discharge of weapons;
- 5) The LAPD's policies and practices for the use of rifles in a short-range encounter with a violent person when victims or bystanders may be present, and when less-lethal alternatives may be more appropriate; and
- 6) Any changes that have been made in the LAPD's policies and practices in the areas discussed above, or in the training related to those policies and practices, as a result of previous use of firearms in situations where victims or bystanders were at risk of being hit.

I FURTHER MOVE that the Council INSTRUCT the Chief Legislative Analyst to compile a report on the best practices utilized by other large police departments for reducing the use of lethal force, and for protecting victims and bystanders from risk when such force is used.

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