



RON FREITAS
District Attorney, San Joaquin County
PROTECTING OUR COMMUNITY SINCE 1850

MEMORANDUM

TO: SIERRA BRUCIA,
CHIEF OF POLICE
LODI POLICE DEPARTMENT

FROM: SAN JOAQUIN COUNTY DISTRICT ATTORNEY'S OFFICE

DATE: MARCH 17, 2023

SUBJECT: INVESTIGATION OF LODI POLICE REPORT #23-00050

In regard to the matter of the investigation of Use of Force upon Enzo, the Husky (LPD CR23-00050): The San Joaquin County District Attorney's Office has thoroughly reviewed all the submitted reports, videos, photographs, and social media posts provided to us.

Any use of force by a Peace Officer must legally be analyzed and judged in the perspective of what a reasonable officer in similar circumstances would do, and in the totality of the entire situation, not just based upon the few seconds of a widely shared video. A Peace Officer's first priority and goal is the protection of others. The benefit of hindsight is not to be used in the review of the evidence and facts in any given case.

Given this standard, we find that the Officers in question were acting in a manner they felt was reasonable and justified, to safeguard members of the public who may have been in danger. Our Office also has an ethical duty which requires us to not file criminal charges if we believe we cannot prove a case beyond a reasonable doubt, to a jury. It is our determination that no criminal charges are warranted.