

R-028288

MAUI COUNTY POLICE DEPARTMENT  
CERTIFICATE OF CITIZEN'S ARREST

The undersigned, being a person present and having witnessed the commission of a crime, to wit, the crime of ~~Juline Kerr~~ ~~CRIMINAL TRESPASS II~~ does hereby certify that on the 5 day of July, 20 18, he did place under arrest by authority of Section 803-3, a person identified as JULINE KERR, and thereafter requested the assistance of an officer of the Maui Police Department in taking the prisoner to a police station or magistrate.

Complainant Name

1310 South Kihei Rd

Business Address and Phone No.

Grocery Manager

Position

Home Address and Phone No.

Social Security No. and Date of Birth

Synopsis of Crime: Vagrant female  
Vagrante refuse to leave property, been here  
since last night. Been told by numerous employees to leave  
property and refuse to leave.

[illegible]

15102

MPD Form No. 114 (12/00)

# Incident/Investigation Report

Agency: MPD

Case Number: 18-028288

Date: 2/19/2020 10:35:53

## Incident Information

Date/Time Reported	Date/Time Found	Date/Time Found	Officer
07/05/2018 10:56	07/05/2018 10:56	07/05/2018 10:56	(15102) MIYASHIRO, ALY A
Incident Location			
1310 S Kihei Rd, Kihei, HI 96753			
Location Comment: : @TIMES SUPERMARKET KIHAI			

## Charges

1	Charge Type	Description	Statute	UCR	<input type="checkbox"/> Att
	State	CRIMINAL TRESPASS 2	708-0814	90J	<input checked="" type="checkbox"/> Com
Alcohol, Drugs or Computers Used		Location Type	Premises Entered	Forced Entry	Weapons
<input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computers		CONVENIENCE STORE		<input type="checkbox"/> Yes <input type="checkbox"/> No	1.
Entry	Exit	Criminal Activity			2.
Bias Motivation		Bias Target	Bias Circumstances	Hate Group	

## Victims

Seq. #	Type	Injuries	Residency Status	Ethnicity		
1	BUSINESS	None				
Name (Last, First, M)			Race	Sex	DOB	Age
TIMES SUPERMARKET						
Address					Home Phone	
Employer Name/Address			Occupation	Business Phone		
Victim of Crimes		Driver's License	SSN	Cellular Phone		
1						

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## Offenders

Seq. # <b>1</b>	Type INDIVIDUAL	Name(Last, First, M) KERR, JULINE					SSN	
AKA		Race W	Sex F	DOB 05/06/1978	Age 40	Height 5'09"	Weight 180 lbs	
Address						Home Phone		
Employer Name/Address UNEMPLOYED /				Occupation		Business Phone		
Scars, Marks, Tattoos or other distinguishing features						Cellular Phone		
						Driver's License /		
Physical Characteristics								

### Suspect Details

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### Synopsis

On 07/05/18 at about 1110 hours at 1310 S. Kihei Road, Times Supermarket's Manager/RP-1, issued OF-1 a Trespass Notice to said property because OF-1 had been on the property in excess of 24 hours. OF-1 complained that she could not leave the property due to her heart condition. Medic 15 treated and released OF-1 at the scene, citing OF-1 did not need emergency care for her ailment.

On 07/05/18 at 1138 hours, after being treated and released at the scene, OF-1 refused to leave the property, thus violating the Trespass Notice.

On 07/05/18 at about 1139 hours, at the Times Super Market, OF-1 was placed under Citizen Arrest by RP-1 representing VI-1 for the offense of Criminal Trespass II.

OF-1 was transported to the Wailuku Police Station and was not processed due to be highly uncooperative.

#### DISPOSITION:

#### ARRESTED AND CHARGED

### Continuation

#### ASSIGNMENT/ARRIVAL:

On 07/05/18 at about 1116 hours, Officer B. STICE and I was assigned to 1310 South Kihei Road, Times Supermarket, for a Personal Assistance type case. Dispatch related that an adult female later identified as Julien KERR was complaining of heart conditions and asking for medical attention. I arrived at about 1125 hours, at the north loading dock area of the store. Officer B. STICE then met with the manager of the store, [REDACTED].

#### REPORTING PARTY'S STATEMENT:

Refer to Officer B. STICE's report submitted.

#### OFFICER'S OBSERVATIONS/ ACTIONS:

Medic 15 was already on scene and that they related that they already treated and released KERR, citing that KERR wasn't in need of emergency medical attentions for her alleged ailments.

Later Officer B. STICE and I made contact with KERR on the north side of the store. She was seated on a

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beach outside near the loading dock area. She was slumped over with her feet up on the bench and her head down. Officer B. STICE explained to KERR that she was on private property and needed to leave. KERR stated that she needed medical attention because she had blood clots in her legs. Officer B. STICE told KERR that Medic 15 had already checked her out and cleared her medically. KERR was very argumentative claiming that she was not checked by Medics and she could not walk. She stated that no one would take her to the Hospital and she has been trying to get there for the last three months. Officer B. STICE asked her if she had any bus money to catch the bus. She stated that she did not. Officer B. STICE told her that if she left the property I would give her bus money to leave and go to the Hospital. KERR still refused to get up and leave. Officer B. STICE told her at least two more times that she needed to leave.

Officer B. STICE then confirmed again with [REDACTED] if she would be willing to effect the Citizen's Arrest for Trespass II, and she said she would. Officer B. STICE told KERR that she had one last opportunity to leave the property or else she was going to jail. KERR stated that we couldn't take her to jail because she was medical risk and Police are Federal employees who could not violate her Rights and she would sue the Feds. Officer B. STICE then stood behind KERR while I told KERR that she was being arrested. Officer B. STICE then reached for KERR's left hand that was stretched out along the top of the back support for the bench. KERR clenched her hand down away from Officer B. STICE, I then grabbed KERR's right hand and attempted to place KERR in handcuffs. KERR pulled her hand away, then began kicking and flailing her arms. KERR then began to bicycle like kicks towards me but I evaded her kicks by sidestepping her and Officer S. FUKUYAMA arrived to assist by grabbing KERR's left arm. I then told Officer B. STICE to give me KERR's right wrist and she gave it to me. With KERR in a wrist locks, Officer S. FUKUYAMA and I were able to take KERR to the ground, face down and later we were able to place KERR into handcuffs and into my patrol vehicle.

### ARREST/TRANSPORT:

On 07/05/18 at 1139 hours, Juline KERR was placed under Citizen Arrest by [REDACTED] for the offense of CRIMINAL TRESPASS II. Due to KERR's uncooperative disposition KERR was transported to the Wailuku Police station for booking and processing.

Refer to CERTIFICATE OF CITIZEN'S ARREST MPD Form 114 attachment.

### MEDICAL ATTENTION:

Medic 15 treated and released KERR at the scene.

### INJURY:

None.

### AXON BODY WORN CAMERA:

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This entire incident was recorded on my AXON Body Worn Camera.

### ADDITIONAL INFORMATION:

Refer to Officer's report submitted.

### INVESTIGATIONS:

On 07/05/18 at about 1110 hours, at the Times Super Market, 1310 S. Kihei Road, the offender, Juline KERR was issued a Trespass notice by [REDACTED]. On 07/05/18 at 1139 hours, KERR refused to leave the above location, subsequently, KERR was placed under Citizens Arrest for CRIMINAL TRESPASS II by [REDACTED].

KERR was transported to the Wailuku Police Station and was not processed due to being uncooperative with Police.

### DISPOSITION:

### CITIZEN ARREST AND CHARGED

## Incident/Investigation Report

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Date: 2/19/2020 10:35:54

### Supplement Information

Supplement Date	Supplement Type	Supplement Officer
07/05/2018 12:09:01	INITIAL REPORT	(15171) STICE, BRIANNA M
Contact Name	Supervising Officer	
	(1903) PELLAZAR, NATHAN N	
Location Comment: : @TIMES SUPERMARKET KIHEI		

### Supplement Notes

#### ASSIGNMENT/ARRIVAL:

On 07/05/18 at about 1116 hours, I was assigned to 1310 South Kihei Road, Times Supermarket, for a possible Trespass type case. I arrived at about 1125 hours, at the north loading dock area of the store. I met with the manager of the store, [REDACTED]. She provided the following statement.

#### INTERVIEW WITH REPORTING PARTY:

I interviewed [REDACTED] on 07/05/18 at about 1126 hours, in the northwest side of the Times Supermarket parking lot. [REDACTED] related that a vagrant female, who was identified as Juline KERR, was refusing to leave the property. [REDACTED] stated that KERR had been there since last night and had been asked numerous times today to leave the property.

[REDACTED] related that the last time she asked KERR to leave she told her that she was having heart pains, so called Medics for her. She stated that after Medics cleared KERR, [REDACTED] asked her to leave again, but she still refused claiming that she could not walk. [REDACTED] called Police for assistance.

[REDACTED] stated that she would be willing to do a Citizen's Arrest if KERR refused to leave.

#### OFFICER'S ACTIONS/OBSERVATIONS:

I made contact with Juline KERR on the north side of the store. She was seated on a bench outside near the loading dock area. She was slumped over with her feet up on the bench and her head down. I explained to KERR that she was on private property and needed to leave. KERR stated that she needed medical attention because she had blood clots in her legs. I told KERR that Medics had already checked her out and cleared her medically. KERR was very argumentative claiming that she was not checked by medics and she could not walk. She stated that no one would take her to the Hospital and she has been trying to get there for the last



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three months. I asked her if she had any bus money to catch the bus. She stated that she did not. I told her that if she left the property I would give her bus money to leave and go to the Hospital. KERR still refused to get up and leave. I told her at least two more times that she needed to leave.

I then confirmed again with [REDACTED] if she would be willing to effect the Citizen's Arrest for Trespass II, and she said she would. I told KERR that she had one last opportunity to leave the property or else she was going to jail. KERR stated that we couldn't take her to jail because she was medical risk and Police are Federal employees who could not violate her Rights and she would sue the Feds. I then stood behind KERR while Officer A. MIYASHIRO told KERR that she was being arrested. I reached for her left hand that was stretched out along the top of the back support for the bench. She clenched her hand down and I was unable to reach it.

While I was reaching for her left hand, Officer A. MIYASHIRO had grabbed her right hand and was attempting to place her in handcuffs. KERR pulled her hand away then began kicking and flailing her arms. She nearly struck Officer A. MIYASHIRO with some of her kicks. She began screaming, "You can't do this to me! Stop! Help!" I was then able to grab her right wrist and put it in a wrist lock. While I was holding that wrist Officer S. FUKUYAMA came in and grabbed KERR by her left. Officer A. MIYASHIRO told me that he would take the right wrist so I gave it to him. I stepped back and Officer S. FUKUYAMA told Officer A. MIYASHIRO to take her to the ground, which they did. I then came back in and placed my left knee on the back right shoulder of KERR. I took the left hand from Officer S. FUKUYAMA and placed it in a wrist lock while Officer A. MIYASHIRO finished handcuffing KERR. KERR was then assisted to her feet and escorted to Officer A. MIYASHIRO's patrol vehicle.

### AXON BODY WORN CAMERA:

This entire incident was recorded on my AXON Body Worn Camera.

### ADDITIONAL INFORMATION:

Refer to all other reports submitted under this report number for more information.

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### Supplement Information

Supplement Date	Supplement Type	Supplement Officer
07/05/2018 12:48:25	INITIAL REPORT	(1926) FUKUYAMA, STUART K
Contact Name	Supervising Officer	
	(12218) ALCONCEL, TRINIDAD K	
Location Comment: : @TIMES SUPERMARKET KIHEI		

### Supplement Notes

#### ON BEAT:

On 07/05/18 at about 1116 hours, Officers were assigned to a female that possibly needed medical attention at Times Supermarket located at 1310 South Kihei Road, the loading dock area. It was further related that the caller in the incident was also requesting the police department to remove the female from the property. This officer headed in that direction to see if the responding Officers would need assistance. This officer arrived at 1132 hours and observed Officers talking with a female later identified as Juline KERR. It appeared that Medic 15 had arrived prior to police and was leaving the area without further medical treatment needed for KERR.

#### OFFICERS ACTIONS/OBSERVATIONS:

This officer observed Officers B. STICE and A. MIYASHIRO talking with KERR who was seated on the bench. The security was filling out the trespass papers for KERR. This officer then heard Officer MIYASHIRO advise KERR that she would be placed under arrest since she did not want to leave the Times Supermarket parking lot as requested.

At this time, Officer MIYASHIRO and Officer STICE were hidden from my view due to a bush that was in the way of the bench. They both were trying to place handcuffs on KERR however, she was screaming and then this officer observed KERR'S feet kicking and her legs were moving around. It is believed that Officers were having difficulty placing handcuffs and arresting KERR.

This officer then rushed towards Officers MIYASHIRO and STICE and observed that they were struggling with KERR who was now in the seated position on the bench. This officer was able to grab KERR'S left arm and utilized a wrist lock to subdue KERR'S left arm actions. KERR was still struggling with Officers and I advised Officers STICE and MIYASHIRO to take KERR to the ground where they were able to gain control of KERR'S right arm. This officer was then able to use the same wrist lock on KERR'S left arm and brought KERR'S left arm in the back where Officer MIYASHIRO placed both hands in handcuffs.

#### BODY CAMERA:

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This officers believes that the body camera was on at the time of the incident however, it should be noted that while trying to mute the camera to confer with Officer MIYASHIRO, it would not mute.

### ADDITIONAL INFORMATION:

Refer to reports submitted by Officer STICE and MIYASHIRO.

### INVESTIGATION:

Refer to report submitted by Officer A. MIYASHIRO.

### DISPOSITION:

Refer to report submitted by Officer A. MIYASHIRO.

Report: r\_lw1n1.frx  
This report was prepared, signed, rev

Return Property Receipt  
INMATE PROPERTY RELEASE FORM

1 OF 2

Inmate name: KERR, JULINEDate: Time: 07/06/2018 08:22:46Arresting Agency: MPDBooking #: 1803539

Item	Qty	Return To	Return Date	Bin Location
OTHER / BACKPACK	2.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 White Bag With Misc. Clothing And Bottles. 1 Black Backpack With Misc Toiletries				
OTHER / OTHER (SEE NOTES)	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 Nikon Coolpix Red Camera 1 Sharp Peg				
JEWELRY / BRACELET	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
JEWELRY / RING	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
JEWELRY / EARRINGS	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 Pair With Studs				

I, Yuson, Nicholas M hereby release the listed items of personal property belonging to: KERR, JULINE Date: 07/06/2018 08:22:46

All of the items of personal property listed above have been released on 07/06/2018.

Released To: X

Signature

Print

Released By: X

Officer Signature

Item	Qty	Received From	Received Date	Bin Location
CASH / BANKCARD	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: Bank Of America Card # 5786				
CASH / CASH	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1x1.00 Us Currency				
CASH / COINS	2.38	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 6x0.25 6x0.10 2x0.05 18x0.01				

I, Yuson, Nicholas M hereby receive the listed items of personal property belonging to: KERR, JULINE Date: 07/05/2018 12:29:20

All of the items of personal property listed above have been received on 07/05/2018

Received From Juline Kerr  
Signature

Taken By X  
Officer Signature

Juline Kerr  
Print

Taken Property Receipt  
INMATE PROPERTY TAKEN FORM

1 OF 2

Inmate name: KERR, JULINEDate: Time: 07/05/2018 12:29:20Arresting Agency: MPDBooking #: 1803539

Item	Qty	Received From	Received Date	Bin Location
OTHER / BACKPACK	2.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 White Bag With Misc. Clothing And Bottles. 1 Black Backpack With Misc Toiletries				
OTHER / OTHER (SEE NOTES)	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 Nikon Coolpix Red Camera 1 Sharp Peg				
JEWELRY / BRACELET	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
JEWELRY / RING	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
JEWELRY / EARRINGS	1.00	Kerr, Juline	07/05/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
Note: 1 Pair With Studs				

I, Yuson, Nicholas M hereby receive the listed items of personal property belonging to: KERR, JULINE Date: 07/05/2018 12:29:20

All of the items of personal property listed above have been received on 07/05/2018.

Received From X

Signature

Taken By X

Officer Signature

Print

MAUI POLICE DEPARTMENT  
PRISONERS HOSPITAL/CLINICAL TREATMENT  
REFUSAL OF TREATMENT OR ADMISSION FORM

18-028288

REFUSAL FOR TREATMENT

REPORT NO.

I, \_\_\_\_\_, refuse any type of medical treatment from the Maui Police  
(Name of Prisoner)  
Department for injuries that I presently have.

Witnessed by: \_\_\_\_\_  
Signature Date/Time Prisoner's Signature Date/Time  
\_\_\_\_\_  
Signature Date/Time

REQUEST FOR TREATMENT/ADMISSION:

Name (Prisoner): KERR, JULINE Sex F Age 40  
Date Confined: 7/5/18 Where Confined: MCCF ( ) WKU (X) LAH ( )  
MOL ( ) LANAI ( ) HANA ( )  
Prisoner's Illness or Injury Complaint: HEART CONDITION  
BLOOD CLOTTING

Requested By: (X) MPD A. MYA STAINS 7/5/18 @ 1056  
(Officer) Date/Time  
( ) MCCF (Officer) Date/Time  
( ) OTHER (Court, etc.) Date/Time  
Referred To: MEDIC 15 Doctor: \_\_\_\_\_  
(Hosp., Clinic or Dr's Office)

Prisoner's Medical Plan \_\_\_\_\_ Group Number: \_\_\_\_\_  
(Sponsor)  
Treated & Returned to Custody: YES ( ) NO ( ) OTHER \_\_\_\_\_  
(Remarks)  
Time Returned: \_\_\_\_\_ MCCF ( ) MPD ( ) By: \_\_\_\_\_  
Mittimus Returned: \_\_\_\_\_ YES ( ) NO ( ) Jurisdiction: MPD ( )  
MCCF ( )  
COURT ( )  
OTHER ( )  
Requisition Submitted: Yes ( ) No ( )

Approved: [Signature] \_\_\_\_\_  
(Signature) Signature of Officer or PSA  
Date: 7/5/18 Time: 1200 Date: \_\_\_\_\_ Time: \_\_\_\_\_

Distribution: Original-Records  
Copy- Ad Services  
Copy- Patrol Commander

Form Number 156 (5/96)



Item	Qty	Return To	Return Date	Bin Location
CASH / BANKCARD Note: Bank Of America Card # 5786	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
CASH / CASH Note: 1x1.00 Us Currency	1.00	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A
CASH / COINS Note: 6x0.25 6x0.10 2x0.05 18x0.01	2.38	Kerr, Juline	07/06/2018	JAIL   WAILUKU   STORAGE CLOSET   1   A

I, Yuson, Nicholas M hereby release the listed items of personal property belonging  
to: KERR, JULINE Date: 07/06/2018 08:22:46

All of the items of personal property listed above have been released on 07/06/2018.

Released To: X

Signature

Released By: X

Officer Signature

Print

Return Property Receipt

