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See Page 21

Representing Las Vegas Metro Police Department Officers and Deputy City and Municipal Court Marshals

VOLUME 11 | ISSUE 5

January/February 2017

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BEHIND
US 

HOPE FOR
CHANGE
AHEAD

SEE PAGE 4



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Representing Las Vegas Metro Police Department Officers and Deputy City and Municipal Court Marshals

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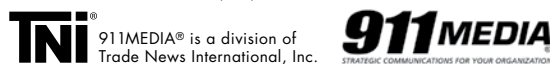
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Cover image: iStock.com/olegkalina

Published by 911MEDIA®
For Advertising call
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The Las Vegas Police Protective Association is affiliated with the following organizations at the state and national level:

NAPO – National Association of Police Organizations, representing over 241,000 law enforcement officer members in more than 1,000 police associations nationwide.

"BIG 50" – An informal association of the 50 largest law enforcement associations in the United States.

SNCOPS – Southern Nevada Conference of Police and Sheriffs





President's Message

DETECTIVE STEVE GRAMMAS, PRESIDENT

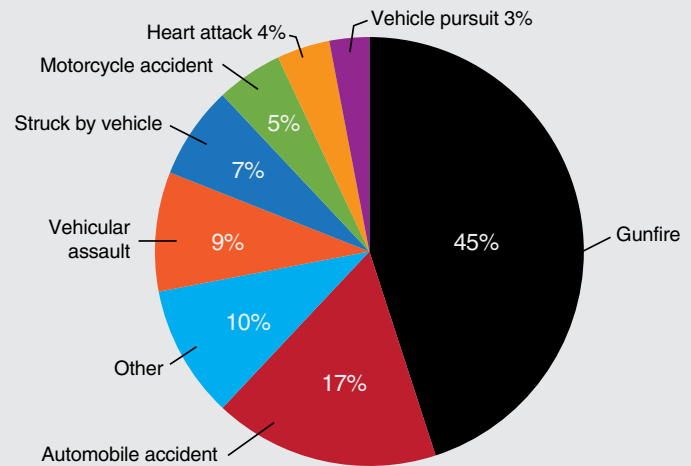
Our 2016 Fallen Officer Memorial

I would like my article to focus on the officers whom we lost nationwide this past year. This list is far too long. It encompasses all 2016 line-of-duty deaths through December 8, and unfortunately, even more will probably have occurred by the time you read it. Please review and remember our brothers and sisters who made the ultimate sacrifice. They will be forever missed, but never forgotten. May all of them rest in peace.

Let us pray that the list next year is nowhere near this size. I have great hope for law enforcement after President Trump won the election. His stance on fighting crime and his love for law enforcement are well known and well publicized. I hope and pray he puts the power back into the hands of law enforcement and allows them to protect and serve as they should.

Total line-of-duty deaths increased 15% in 2016, with a 20% rise in auto-related deaths and a massive 72% jump in gunfire deaths.

2016 Line-of-Duty Deaths by Cause



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2016 LINE-OF-DUTY DEATHS*



Corporal Harvey Snook III
Arlington County P.D., VA
EOW: January 14, 2016
Cause of Death: 9/11-related illness



Police Officer Thomas W. Cottrell Jr.
Danville P.D., OH
EOW: January 17, 2016
Cause of Death: Gunfire



Police Officer Douglas Scott Barney II
Unified P.D. of Greater Salt Lake, UT
EOW: January 17, 2016
Cause of Death: Gunfire



Correctional Officer Adam Conrad
Marion County Sheriff's Office, IL
EOW: January 20, 2016
Cause of Death: Automobile accident



Special Agent Scott McGuire
U.S. Immigration and Customs
Enforcement
EOW: January 24, 2016
Cause of Death: Vehicular assault



Sergeant Jason Goodding
Seaside P.D., OR
EOW: February 5, 2016
Cause of Death: Gunfire



Deputy Sheriff Derek Geer
Mesa County Sheriff's Office, CO
EOW: February 8, 2016
Cause of Death: Gunfire



Deputy Sheriff Scott Ballantyne
Tulare County Sheriff's Office, CA
EOW: February 10, 2016
Cause of Death: Aircraft accident



Senior Deputy Mark F. Logsdon
Harford County Sheriff's Office, MD
EOW: February 10, 2016
Cause of Death: Gunfire



Senior Deputy Patrick B. Dailey
Harford County Sheriff's Office, MD
EOW: February 10, 2016
Cause of Death: Gunfire



Major Gregory E. Barney
Riverdale P.D., GA
EOW: February 11, 2016
Cause of Death: Gunfire



Police Officer Jason Moszer
Fargo P.D., ND
EOW: February 11, 2016
Cause of Death: Gunfire



Special Agent Lee Tartt
MS Dept. of Public Safety Bureau
of Narcotics
EOW: February 20, 2016
Cause of Death: Gunfire



Corporal Nate Carrigan
Park County Sheriff's Office, CO
EOW: February 24, 2016
Cause of Death: Gunfire



Officer Ashley Marie Guindon
Prince William County P.D., VA
EOW: February 27, 2016
Cause of Death: Gunfire



Deputy Sheriff Travis Russell
Las Animas County Sheriff's Office, CO
EOW: March 1, 2016
Cause of Death: Automobile accident



Police Officer David Stefan Hofer
Euless P.D., TX
EOW: March 1, 2016
Cause of Death: Gunfire



Police Officer Scot Fitzgerald
South Jacksonville P.D., IL
EOW: March 4, 2016
Cause of Death: Automobile accident



Trooper Sean E. Cullen
NJ State Police
EOW: March 8, 2016
Cause of Death: Struck by vehicle



Deputy Sheriff John Robert Kotfila Jr.
Hillsborough County Sheriff's Office, FL
EOW: March 12, 2016
Cause of Death: Vehicular assault



Officer Nathan Taylor
CA Highway Patrol
EOW: March 13, 2016
Cause of Death: Struck by vehicle



Police Officer I Jacai D. Colson
Prince George's County P.D., MD
EOW: March 13, 2016
Cause of Death: Gunfire (Accidental)



Patrolman David Ortiz
El Paso P.D., TX
EOW: March 14, 2016
Cause of Death: Motorcycle accident



First Sergeant Joseph G. Portaro
WV State Police
EOW: March 14, 2016
Cause of Death: Heart attack



Trooper Thomas L. Clardy
MA State Police
EOW: March 16, 2016
Cause of Death: Automobile accident



Police Officer III Allen Lee Jacobs
Greenville P.D., SC
EOW: March 18, 2016
Cause of Death: Gunfire



Deputy Sheriff Carl A. Koontz
Howard County Sheriff's Office, IN
EOW: March 20, 2016
Cause of Death: Gunfire



Police Officer Susan Louise Farrell
Des Moines P.D., IA
EOW: March 26, 2016
Cause of Death: Vehicular assault



Police Officer Carlos Puentes-Morales
Des Moines P.D., IA
EOW: March 26, 2016
Cause of Death: Vehicular assault



Trooper Jeffrey Nichols
TX Highway Patrol
EOW: March 26, 2016
Cause of Death: Automobile accident



Trooper Chad Phillip Dermeyer
VA State Police
EOW: March 31, 2016
Cause of Death: Gunfire



Police Officer Steven Michael Smith
Columbus Division of Police, OH
EOW: April 12, 2016
Cause of Death: Gunfire



Border Patrol Agent Jose Daniel Barraza
U.S. Border Patrol
EOW: April 18, 2016
Cause of Death: Automobile accident



Sergeant Jorge Ramos
FL Dept. of Corrections
EOW: May 1, 2016
Cause of Death: Heart attack



Investigator Anthony "TJ" Freeman
Bibb County Sheriff's Office, GA
EOW: May 5, 2016
Cause of Death: Vehicle pursuit



Detective Brad D. Lancaster
Kansas City P.D., KS
EOW: May 9, 2016
Cause of Death: Gunfire



Police Officer David Van Glasser
Phoenix P.D., AZ
EOW: May 19, 2016
Cause of Death: Gunfire



Police Officer Sean Richard Johnson
Hilliard Division of Police, OH
EOW: May 19, 2016
Cause of Death: Motorcycle accident



Police Officer Ronald Tarentino Jr.
Auburn P.D., MA
EOW: May 22, 2016
Cause of Death: Gunfire



Deputy Sheriff Michael Arthur Winter
Branch County Sheriff's Office, MI
EOW: May 31, 2016
Cause of Death: Animal-related



Sergeant Derrick Mingo
Winnboro P.D., LA
EOW: June 4, 2016
Cause of Death: Automobile accident



Police Officer Verdell Smith Sr.
Memphis P.D., TN
EOW: June 4, 2016
Cause of Death: Vehicular assault



Police Officer Natasha Maria Hunter
New Orleans P.D., LA
EOW: June 7, 2016
Cause of Death: Vehicular assault



Deportation Officer Brian Beliso
U.S. Immigration and Customs
Enforcement
EOW: June 8, 2016
Cause of Death: Heart attack



Police Officer Endy Nddibong Ekpanya
Pearland P.D., TX
EOW: June 12, 2016
Cause of Death: Vehicular assault

*Through December 8

(continued on page 6)



Police Officer Michael Jason Katherman
San Jose P.D., CA
EOW: June 14, 2016
Cause of Death: Motorcycle accident



Police Officer Zachary Tyler Larnerd
Gainesboro P.D., TN
EOW: June 15, 2016
Cause of Death: Automobile accident



Sergeant Stacey Allen Baumgartner
Patton Village P.D., TX
EOW: June 19, 2016
Cause of Death: Vehicle pursuit



Deputy Sheriff David Francis Michel Jr.
Jefferson Parish Sheriff's Office, LA
EOW: June 22, 2016
Cause of Death: Gunfire



Deputy Sheriff Martin Tase Sturgill II
Humphreys County Sheriff's Office, TN
EOW: June 30, 2016
Cause of Death: Heart attack



Sergeant David Kyle Elahi
Sterlington P.D., LA
EOW: July 3, 2016
Cause of Death: Vehicular assault



Deputy Sheriff Paul Clark
St. Francois County Sheriff's Office, MO
EOW: July 4, 2016
Cause of Death: Vehicular assault



Police Officer Calvin "Mark" McCullers
Southern Methodist University P.D., TX
EOW: July 5, 2016
Cause of Death: Drowned



Senior Corporal Lorne Bradley Ahrens
Dallas P.D., TX
EOW: July 7, 2016
Cause of Death: Gunfire



Police Officer Michael Leslie Krol
Dallas P.D., TX
EOW: July 7, 2016
Cause of Death: Gunfire



Sergeant Michael Joseph Smith
Dallas P.D., TX
EOW: July 7, 2016
Cause of Death: Gunfire



Police Officer Patricio E. Zamarripa
Dallas P.D., TX
EOW: July 7, 2016
Cause of Death: Gunfire



Police Officer Brent Alan Thompson
Dallas Area Rapid Transit P.D., TX
EOW: July 7, 2016
Cause of Death: Gunfire



Public Safety Officer Michael Joshua Ventura
Town of Salem Dept. of Public Safety, WI
EOW: July 8, 2016
Cause of Death: Automobile accident



Security Supervisor Joseph P. Zangaro
Berrien County Sheriff's Dept., MI
EOW: July 11, 2016
Cause of Death: Gunfire



Court Officer Ronald Eugene Kienzle
Berrien County Sheriff's Dept., MI
EOW: July 11, 2016
Cause of Death: Gunfire



Police Officer Marco Antonio Zarate
Bellaire P.D., TX
EOW: July 12, 2016
Cause of Death: Vehicle pursuit



Corrections Officer Mari Johnson
TX Dept. of Criminal Justice
EOW: July 16, 2016
Cause of Death: Assault



Corporal Montrell Lyle Jackson
Baton Rouge P.D., LA
EOW: July 17, 2016
Cause of Death: Gunfire



Deputy Sheriff Bradford Allen Garafola
East Baton Rouge Parish Sheriff's Office, LA
EOW: July 17, 2016
Cause of Death: Gunfire



Police Officer Matthew Lane Gerald
Baton Rouge P.D., LA
EOW: July 17, 2016
Cause of Death: Gunfire



Correctional Officer Kristopher D. Moules
Luzerne County Correctional Facility, PA
EOW: July 18, 2016
Cause of Death: Assault



Captain Robert David Melton
Kansas City P.D., KS
EOW: July 19, 2016
Cause of Death: Gunfire



Police Officer Jonathan M. DeGuzman
San Diego P.D., CA
EOW: July 28, 2016
Cause of Death: Gunfire



Sergeant Shawn Miller
West Des Moines P.D., IA
EOW: August 3, 2016
Cause of Death: Automobile accident



Police Officer Justin Scherlen
Amarillo P.D., TX
EOW: August 4, 2016
Cause of Death: Automobile accident



Special Agent De'Greau Frazier
TN Bureau of Investigation
EOW: August 9, 2016
Cause of Death: Gunfire



Corporal Bill Cooper
Sebastian County Sheriff's Office, AR
EOW: August 10, 2016
Cause of Death: Gunfire



Border Patrol Agent Manuel Alvarez
U.S. Border Patrol
EOW: August 11, 2016
Cause of Death: Motorcycle accident



Police Officer Jose Ismael Chavez
Hatch P.D., NM
EOW: August 12, 2016
Cause of Death: Gunfire



Police Officer Timothy Kevin Smith
Eastman P.D., GA
EOW: August 13, 2016
Cause of Death: Gunfire



Police Officer Shannon Brown
Fenton P.D., LA
EOW: August 13, 2016
Cause of Death: Struck by vehicle



Police Officer Kenneth Ray Moats
Maryville P.D., TN
EOW: August 25, 2016
Cause of Death: Gunfire



Senior Police Officer Leander Frank
Navajo Division of Public Safety, TR
EOW: August 30, 2016
Cause of Death: Automobile accident



Police Officer Clint Corvinus
Alamogordo P.D., NM
EOW: September 2, 2016
Cause of Death: Gunfire



Senior Police Officer Amir Abdul-Khaliq
Austin P.D., TX
EOW: September 4, 2016
Cause of Death: Motorcycle accident



Lieutenant Waldemar Rivera-Santiago
Puerto Rico P.D., PR
EOW: September 5, 2016
Cause of Death: Motorcycle accident



Deputy Sheriff Kenneth Hubert Maltby
Eastland County Sheriff's Office, TX
EOW: September 7, 2016
Cause of Death: Automobile accident



Master Deputy Sheriff Brandon Collins
Johnson County Sheriff's Office, KS
EOW: September 11, 2016
Cause of Death: Vehicular assault



K9 Officer Timothy James Brackeen
Shelby P.D., NC
EOW: September 12, 2016
Cause of Death: Gunfire



Police Officer Robert Aaron Barker
McCrary P.D., AR
EOW: September 15, 2016
Cause of Death: Automobile accident



Patrol Officer Jason Gallero
Cook County Sheriff's P.D., IL
EOW: September 15, 2016
Cause of Death: Duty-related illness



Trooper Kenneth V. Velez
OH State Highway Patrol
EOW: September 15, 2016
Cause of Death: Struck by vehicle



Correctional Officer Kenneth Bettis
AL Dept. of Corrections
EOW: September 16, 2016
Cause of Death: Stabbed



Sergeant Kenneth Steil
Detroit P.D., MI
EOW: September 17, 2016
Cause of Death: Gunfire



Sergeant Kerry Winters
Ulster County Sheriff's Office, NY
EOW: September 22, 2016
Cause of Death: Drowned



Agent Edwin Pabón-Robles
Puerto Rico P.D., PR
EOW: September 23, 2016
Cause of Death: Automobile accident



Corrections Officer David M. Weaver
PA Dept. of Corrections
EOW: September 26, 2016
Cause of Death: Fall



Deputy Sheriff John Thomas Isenhour
Forsyth County Sheriff's Office, NC
EOW: September 28, 2016
Cause of Death: Struck by vehicle



Corporal Robert Eugene Ransom
Gregg County Sheriff's Office, TX
EOW: September 30, 2016
Cause of Death: Heart attack



Sergeant Steve Owen
Los Angeles County Sheriff's Dept., CA
EOW: October 5, 2016
Cause of Death: Gunfire



Investigator Paul R. Stuewer
NY State Police
EOW: October 5, 2016
Cause of Death: 9/11-related illness



Agent Victor Rosado-Rosa
Puerto Rico P.D., PR
EOW: October 5, 2016
Cause of Death: Motorcycle accident



Police Officer Blake Curtis Snyder
St. Louis County P.D., MO
EOW: October 6, 2016
Cause of Death: Gunfire



Police Officer Lesley Zerebny
Palm Springs P.D., CA
EOW: October 8, 2016
Cause of Death: Gunfire



Police Officer Jose Gilbert Vega
Palm Springs P.D., CA
EOW: October 8, 2016
Cause of Death: Gunfire



Sergeant Luis A. Meléndez-Maldonado
Puerto Rico P.D., PR
EOW: October 12, 2016
Cause of Death: Gunfire



Police Officer Aaron J. Christian
Chesapeake P.D., OH
EOW: October 18, 2016
Cause of Death: Automobile accident



Deputy Sheriff Jack Hopkins
Modoc County Sheriff's Office, CA
EOW: October 19, 2016
Cause of Death: Gunfire



Sergeant Alfonso Lopez
Los Angeles County Sheriff's Dept., CA
EOW: October 24, 2016
Cause of Death: Automobile accident



Trooper Timothy P. Pratt
NY State Police
EOW: October 26, 2016
Cause of Death: Struck by vehicle



Sergeant Allen Brandt
Fairbanks P.D., AK
EOW: October 28, 2016
Cause of Death: Gunfire



Police Officer James Brockmeyer
Chester P.D., IL
EOW: October 28, 2016
Cause of Death: Vehicle pursuit



Police Officer Myron Jarrett
Detroit P.D., MI
EOW: October 28, 2016
Cause of Death: Vehicular assault



Deputy Sheriff Dan Glaze
Rusk County Sheriff's Office, WI
EOW: October 29, 2016
Cause of Death: Gunfire



Sergeant Rod Lucas
Fresno County Sheriff's Office, CA
EOW: October 31, 2016
Cause of Death: Gunfire (Accidental)



Deputy Sheriff Scott Williams
Taylor County Sheriff's Office, FL
EOW: October 31, 2016
Cause of Death: Automobile accident



Police Officer Jorge Sanchez
Miami P.D., FL
EOW: November 1, 2016
Cause of Death: Automobile accident



Police Officer Justin Scott Martin
Urbandale P.D., IA
EOW: November 2, 2016
Cause of Death: Gunfire



Sergeant Anthony David Beminio
Des Moines P.D., IA
EOW: November 2, 2016
Cause of Death: Gunfire



Sergeant Paul Tuozzolo
New York City P.D., NY
EOW: November 4, 2016
Cause of Death: Gunfire



Sergeant Patrick Michael Sondron
Peach County Sheriff's Office, GA
EOW: November 6, 2016
Cause of Death: Gunfire



Police Officer Cody Brotherson
West Valley City P.D., UT
EOW: November 6, 2016
Cause of Death: Vehicular assault



Police Officer Darrin Reed
Show Low P.D., AZ
EOW: November 8, 2016
Cause of Death: Gunfire



Deputy Sheriff Daryl Smallwood
Peach County Sheriff's Office, GA
EOW: November 8, 2016
Cause of Death: Gunfire



Police Officer Jude Williams Lewis
New Orleans P.D., LA
EOW: November 8, 2016
Cause of Death: Automobile accident



Police Officer Scott Leslie Bashoum
Canonsburg Borough P.D., PA
EOW: November 10, 2016
Cause of Death: Gunfire



Deputy Sheriff Dennis Wallace
Stanislaus County Sheriff's Dept., CA
EOW: November 13, 2016
Cause of Death: Gunfire



Deputy Sheriff Justin White
Newton County Sheriff's Office, GA
EOW: November 15, 2016
Cause of Death: Automobile accident



Border Patrol Agent David Gomez
U.S. Border Patrol
EOW: November 16, 2016
Cause of Death: Heart attack



Assistant Commander Kenneth Joseph Starrs
South TX Specialized Crimes and Narcotics Task Force
EOW: November 16, 2016
Cause of Death: Struck by train



Deputy Commander Patrick Thomas Carothers
U.S. Marshals Service
EOW: November 18, 2016
Cause of Death: Gunfire



Detective Benjamin Edward Marconi
San Antonio P.D., TX
EOW: November 20, 2016
Cause of Death: Gunfire



Deputy Sheriff Eric James Oliver
Nassau County Sheriff's Office, FL
EOW: November 22, 2016
Cause of Death: Struck by vehicle



Trooper Eric Dale Ellsworth
UT Highway Patrol
EOW: November 22, 2016
Cause of Death: Struck by vehicle



Sergeant Collin James Rose
Wayne State University P.D., MI
EOW: November 23, 2016
Cause of Death: Gunfire



Trooper Cody James Donahue
CO State Patrol
EOW: November 25, 2016
Cause of Death: Struck by vehicle



Police Officer Reginald "Jake" Gutierrez
Tacoma P.D., WA
EOW: November 30, 2016
Cause of Death: Gunfire



Trooper Frankie Williams
NJ State Police
EOW: December 5, 2016
Cause of Death: Automobile accident



Deputy Sheriff Ryan Thomas
Valencia County Sheriff's Office, NM
EOW: December 6, 2016
Cause of Death: Automobile accident

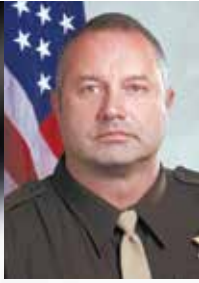


Police Officer Nicholas Ryan Smarr
Americus P.D., GA
EOW: December 7, 2016
Cause of Death: Gunfire



Public Safety Officer Jody Smith
GA Southwestern State University Dept. of Public Safety
EOW: December 8, 2016
Cause of Death: Gunfire





Attacked, Part II

CORRECTIONS OFFICER SCOTT NICHOLAS

Vice President

Someone once told me that history often predicts the future! My grandmother always said, "What goes around, comes around." If this is true, why is it so difficult to predict that a person who has killed once will likely kill again?

The story: About a year ago, I began receiving complaints about the Direct Inmate Supervision (DIS) modules. The newest DIS module was going to be an incentive module for violent offenders. To qualify, you had to be write-up-free for 30 days, even if you have been charged with murder!

Here is how it works. Once you are classified to close custody, or MCS, you become eligible for the incentive modules. If you meet the qualifications (none of them are in writing or policy), you will be rehoused in 3N or 3P, the pre-incentive modules. If beds open up in 3K or 3L and you have remained write-up-free, you will become a full-fledged member of Incentive Land.

Here is where the fun begins! Once you are selected to the incentive module, you will be given the following benefits: extended free time, extended recreational time, free coffee, fantasy football tournaments, basketball tournaments, dominos tournaments (all tournaments come with prizes supplied by the lieutenant), P# 6254 microwave ovens, gym equipment (keeping our inmates strong), cookouts, barbeques and, finally, Pilates to relieve the stress of everyday incarceration.

Now we all know how this story ends, right? Most of us predicted that this program would fail quickly, except most of us didn't know that the program would be spoon-fed by its founder. The failures and flaws would be covered up by requests to change official reports. Officers complained that they were told to change reports originally documented as violation reports to information reports, thus making the inmates eligible to remain in the incentive module and giving the appearance to the chain of command that the program was a success.

The smoke, mirrors and sleight of hand continued for the last year, and numerous complaints about the program being manipulated kept spreading throughout the facility. The appearance that murderers and violent offenders can be trusted and will not become violent when they are given everything short of a reach-around and then have it taken away was still being sold to the chain of command.

Experience will tell you that inmates are inmates, and when pushed or forced to follow the rules, many will become violent! Inmates who have been

given all of the privileges described above will follow along for a while, but when they are facing life in prison and really don't have anything to lose but the incentives that come with being housed in 3K or 3L, the officer may have a fight on his or her hands.

On September 21, a convicted murderer was about to be removed from the incentive module 3K for his institutional misconduct. Apparently, the inmate was not going without a fight. The officer was attempting to place the inmate in handcuffs for transport, and the inmate attacked!

The officer, at an extreme disadvantage, was punched in the face repeatedly, fighting for his life and drawing everything from within his body to keep fighting. He was unable to call for backup because his radio was lost in the fight. The convicted murderer now resorted back to what he knew best — killing people! The inmate removed the flashlight from the officer's belt and began striking the officer in the face and head, similar to the motion we can imagine he used when striking the victim whom he was convicted of murdering with a knife while she was on the phone with her father.

These are the inmates who are housed in the incentive modules. Another of them disarmed one of our officers last year in a fight, but still qualified for incentive housing. I'm sure he found God at our detention facility, just like the piece of shit described earlier told the court during presentencing.

A suspect charged in a murder within our detention facility last month was also on his way to becoming a protected inmate and full-fledged member of Incentive Land when he decided to make a homemade ligature and began strangling an inmate for no apparent reason. This alleged murderer used the same type of ligature and strangled his victim while beating him to death in their cell a few weeks later.

No one has the answer to the bigger question, and that's what to do with all of these violent offenders, but one thing I wouldn't do is pamper and empower them! Violent offenders should be treated as violent offenders, and if you are able to generate voluntary compliance, great! If you have institutional problem inmates, sanction them and treat them like the violent offenders who got themselves incarcerated in the first place.

Giving inmates additional privileges and entitlements puts our officers in a dangerous situation and almost got one of our officers killed! If it wasn't for the floor sergeant being proactive and accidentally finding the officer being attacked, that officer might not be with us today.

The day of this attack, there were approximately 24 inmates who had open murder charges. The rest of the inmates had far less violent charges, such as attempted murder, AWDW, BWDW, etc. I wonder how the victims' families would feel if they knew about the privileges these inmates were given.

Maybe the gym equipment should be put in the officers' gym instead of making our biggest threats stronger. Our officer did a great job that day by being able to stay in a fight for over three minutes, even while the inmate applied a triangle and arm bar and beat our officer's face with an impact tool for those same three minutes.

Some of you may be wondering what the other 73 inmates were doing while the officer was being attacked. The answer is ... they simply watched. Not one person offered assistance, not one person tried to intervene, not one person had the presence of mind to call for help on the officer's radio, not one person cared about preserving life, not one!

Update! The incentive program is being reevaluated, and your honest input is needed. I would ask anyone working in the STB to please share your experiences, good or bad, and your concerns. If you have any questions, please feel free to contact me for assistance. **VB**

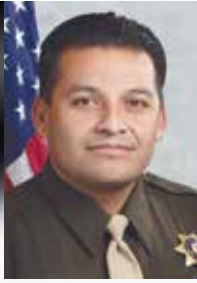
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Preparing for the Legislative Session

POLICE OFFICER MIKE RAMIREZ

Director of Governmental Affairs

The holidays are past us, and we are moving forward in what we can all hope will be a prosperous, enjoyable, healthy 2017! Every other year our State Legislature meets in Carson City for a four-month session, and 2017 is one of those years! With this in mind, my bags are getting packed to move to Carson City for the length of the session. The 2015 session turned out to be a bumpy ride, but hopefully, now that we have secured some instrumental candidates in office and overall changes in party ratios in both the Senate and the Assembly, my hope is that 2017 can be a little smoother.

The session officially starts on February 6, and my game plan, just like in 2015, is to provide weekly updates to our members via email. Our coalition of several law enforcement groups around the state has banded together through the election process and will continue to do so throughout the session to ensure strength in numbers and the ability to pool resources and knowledge. Made up of members of NAPSO, FOP, PORAN, WCSDA and SNCOPS, this coalition is a strong, well-balanced, diversified group of individuals with a unified goal. There will likely be times during this session when I will P#13723 request bodies, voices, etc., at the Grant Sawyer Build-

ing while important bills related to our industry are on the table and are being videoconferenced in Las Vegas.

On another note, here is an additional friendly reminder to all of our officers on the provisions of SB 153 dealing with workers' compensation issues, specifically heart and lung claims. This applies to both active officers and retirees. For those of you who use tobacco products, effective January 1, 2017, if you have a heart or lung claim and the results of the claim are tied to your use of tobacco products, please note that you will no longer have a conclusive presumption under the provisions of NRS 617. Your claim will have a rebuttable presumption, meaning that you will have to prove that the heart and lung claim was not a result of your using tobacco products. *So, please be advised that you must quit using tobacco products by December 31, 2016, or face losing your conclusive presumptive benefits.*

For the next several months, in addition to stopping tobacco use, I invite you to stay informed by following along with my weekly updates. Most of you have done your bit in helping elect our endorsed candidates to office, and now it is my turn to do my bit and fight for our rights as police officers. I ask that you sit down, put out your cigarette, hold on and enjoy the ride this session! As always, take care out there, and feel free to contact me at any time via cell-phone at (702) 373-1006 or via email at mramirez@lvppa.com. **VB**

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Looking Forward

POLICE OFFICER BRYAN YANT

Sergeant-at-Arms

As we move into the new year, there are many things to look forward to. While looking forward, we must also look back at where we have been. This year, across the country, violence against law enforcement has skyrocketed. The protesters and cries for police oversight and transparency have grown. Yet every day you come to work and protect the citizens of Las Vegas. Policing is not an easy profession, and still you answer the call daily. All too often, the negative critics are heard more loudly and capture the media attention, and yet you push the black and white protecting the city through your shift. Looking back at 2016 and years past, let us not forget our fallen who answered the very same call to duty. From top to bottom, remember the passion and desire you had when you began your career.

As we move into 2017, we have a lot of changes in store. With a newly elected president, our country will see change ahead. President Trump has been supportive of law enforcement. The Nevada Legislature has also changed, with the help of our political coalition. Let's hope the efforts help protect our collective bargaining rights and pension benefits. One of the biggest changes here will be the implementation of body cameras throughout the Department. We have been working hard with the Department on the body camera policy and training, to

ensure that the implementation of the cameras adheres to best practices and protects your rights. The cameras, like any new gear or tech, will take time to adjust to. As we have seen lately, the body camera footage is showing the public the outstanding job you are doing daily.

We look forward to seeing you and hearing from you in the coming year. We are available 24/7. If you have questions or concerns, call us or come to the office. We work for you and protect your rights daily. You may not always see the seven of us at the area commands, but if you need us, please call. Our daily agendas keep us busy representing members during internal procedures; however, we are a phone call away. This is your Association, so please participate in it. If you are unhappy, unsure what we do, wondering if we care, or questioning why this or that — call and ask. Thank you for your service, support and membership. **VB**

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Don't Stop!

POLICE OFFICER TYLER TODD

Secretary/Treasurer

In keeping with the mantra of "transparency," I think it is important that we inform our citizens there is no need to stop for us. They need to know that as long as they are not a violent felon and are not a clear and present danger, we will not pursue them. Of course, you guys know that there is still a good chance you will be told not to pursue even if there *is* a violent felon and/or the vehicle *is* a clear and present danger to the public. The bottom line here is that if the criminals are not going to be stopped, why should anyone else have to stop? I'm all for following the rules, but when we are only enforcing them on those who choose to cooperate, it becomes a problem.

The people who need to be stopped the most are not stopped. Instead, we are told to lose visual contact. I remember when the policy first changed. The result was that most of us would still pursue; we just would not use our lights and siren. We took this job to go after the bad guys, so of course we violated the new policy because it went against every instinct we had that told us to "go get 'em!" Over time, the tacit response was: Good job if you caught the suspect and no one got hurt, but watch out if something bad happened, because you would be screwed. I remember at one point it got so bad that sergeants were forbidding foot pursuits.

Those of you who can turn off that instinct to pursue, good for you! The rest of you, unfortunately, need to find a way to say no to going after the bad guys and start looking for decent people who still think they have to stop for the police. Chasing after bad guys used to mean you were a good police officer. Now it just means you are shortening your career. **VB**

CONGRATULATIONS

to the contest winners from the last issue!

November/December

Hidden Symbol Contest (\$250)

Sonya Jimerson, P# 6985

P# Contest (\$50)

Michael Hanning, P# 13733

Jacob Johnson, P# 15220



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DAVID ROGER
General Counsel

PPA Challenges the Constitutionality of NRS 289.020(3)

The Department has created a criminal division of IAB. The detectives are tasked with investigating alleged employee criminal conduct. Unlike the typical IAB investigation, criminal detectives are not bound by NRS Chapter 289, the Peace Officers' Bill of Rights.

Peace Officers' Bill of Rights and Criminal Investigations

NRS Chapter 289 is known as Nevada's Peace Officers' Bill of Rights. The statutes guarantee subject and witness officers' notice of the allegations of misconduct and representation, including a lawyer. Investigators routinely allow subject and witness officers to review video of the event before asking any questions. These protections apply to administrative matters, but not criminal investigations.

The criminal investigators do not have to tell you why they are investigating you, nor advise you that you have the right to a representative and an attorney. Moreover, the investigators are free to secretly record your conversation with them. If you speak to them, your interaction with them will probably not amount to a custodial interrogation; therefore, you are not entitled to be advised of your *Miranda* rights.

Equally important, even if you did not commit a crime, the investigative file, including your statement, will be delivered to IAB administrative investigators to use in their separate investigation. You will then be compelled to give a second statement to IAB investigators. If your two interviews conflict, you may be charged with violating the Department's truthfulness policy.

Threats by IAB Criminal Investigators

Recently, IAB criminal detectives reportedly told officers that they were mandated to speak to investigators, without the benefit of counsel. Detectives told the newly hired officers that they would be disciplined or terminated if they refused to cooperate and give them a statement. Because of these threats, the officers provided statements to the detectives. After the interview, an IAB sergeant admonished the officers that they were not allowed to speak to others about the event.

Constitutionality of NRS 289.020(3)

The Department relies upon NRS 289.020(3), which states, "If a peace officer refuses to comply with a request by a superior officer to cooperate with the peace officer's own or any other law enforcement agency in a criminal investigation, the agency may charge the peace officer with insubordination."

This statute, on its face, violates the Fifth Amendment protections against self-incrimination. Likewise, the coercive nature of the statute violates the due process clause of the 14th Amendment. Police officers are not required to surrender their constitutional rights when they wear a badge.

Moreover, the 14th Amendment equal protection clause

mandates that laws must be applied equally to all citizens. Therefore, the statute is unconstitutional, as it requires officers to abandon their Fifth Amendment rights, while citizens are cloaked with the protection of the constitutional right against self-incrimination.

Finally, the statute violates the protections afforded by the U.S. Supreme Court in *Garrity v. New Jersey*, 385 U.S. 493, 87 S.Ct. 616 (1967). The court reversed the conviction of New Jersey police officers who were required to cooperate in a criminal investigation, under threat of termination, and provide incriminating statements that led to their conviction and subsequent termination from their department.

The lower court, in *State v. Naglee*, 207 A.2d 689 (N.J. 1965), upheld the officers' criminal convictions, explaining: "As policemen, Garrity and Virtue held sensitive positions in regard to reporting and prosecuting violations of the law. Surely, a police officer who refuses to cooperate in a proper investigation of his official conduct is acting inconsistently with his police duties. He is therefore properly subject to subsequent dismissal proceedings. The obligation to cooperate does not depend on the existence of a statute or rule. It is intrinsic to the position of a police officer."

In reversing the New Jersey court P# 5096 and the officers' convictions, the U.S. Supreme Court made clear, "We conclude that policemen, like teachers and lawyers, are not relegated to a watered-down version of constitutional rights" (*Garrity v. New Jersey*, 385 U.S. at 500, 87 S.Ct. at 620).

The high court explained: "The choice given petitioners was either to forfeit their jobs or to incriminate themselves. The option to lose their means of livelihood or to pay the penalty of self-incrimination is the antithesis of free choice to speak out or to remain silent. That practice, like interrogation practices we reviewed in *Miranda v. Arizona*, is likely to exert such pressure upon an individual as to disable him from making a free and rational choice. We think the statements were infected by the coercion inherent in this scheme of questioning and cannot be sustained as voluntary under our prior decisions" (Id. 385 U.S. at 497, 87 S.Ct. at 618-619).

Thus, statements obtained from individuals as a condition of employment, under a threat of discipline or termination, violate the Constitution and may not be used against the employee in a criminal prosecution.

From our perspective, NRS 289.020(3) is unconstitutional on several grounds and unenforceable. The statute is coercive, notwithstanding the reference to "a request by a superior officer to cooperate." The end result is the same; if a police officer refuses "a request by a superior officer to cooperate" in a criminal investigation, the officer may be terminated for insubordination.

Conclusion

As citizens, you are still vested with constitutional rights, which the Department must respect. You are not obligated to speak to criminal investigators. Thus, we have filed a lawsuit challenging the constitutionality of the statute. Please contact me if you have any questions. **VB**

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GIVING BACK TO OUR COMMUNITY AND MEMBERS

CORRECTIONS OFFICER THOMAS REID

Director of Corrections

On December 3, the PPA gave back to the community by donating \$1,000 to help less fortunate kids have a brighter Christmas. Metro's longstanding program of Shop With a Cop makes this possible.

The PPA has a donation committee, and one of the charities your Association supports yearly is Shop With a Cop. This event is an opportunity for our officers to take an underprivileged child shopping for Christmas gifts they would not get otherwise. This is a wonderful project that shows the community that we care about them, and shows the children that officers are not be feared but are here to help them have a better life. On December 3 this year, over 120 children were taken shopping, and we are proud that we were able to contribute to this cause. It's safe to say that many of the officers who participate in buying gifts for these great kids spend well over the \$130 that is allotted to them.

Also on December 3, the PPA, PMSA and PPACE sponsored Santa Day for our members. This is our third Santa Day, and it has gotten larger and better every year. This year we had not only pictures with Santa, but also bounce houses to play in, food to eat, cookies to decorate and plenty of hot chocolate to drink so you were nice and warm while riding the holiday train around the PPA parking lot. One of the big hits is the kids laying on the large conference room floor, watching Santa movies and eating popcorn. Over 460 members and their families came out to enjoy the festivities.

At the PPA, we want to continue to give back to the community and our members. We look forward to hosting more events, and we hope that you and your families will attend. **VB**



Photos: Robert Sigal; illustration: iStock.com/MsEli





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NEAC SADDLES UP FOR COMMUNITY RIDE

POLICE OFFICER MIKE RAMIREZ

Director of Governmental Affairs

Our LVMPD Northeast Area Command team participated in an event with Los Primos Horse Feed and Rancho Los Gonzalez on November 13 in an effort to promote peace and nonviolence in the community. Several of our fellow officers and their captain enjoyed a horse ride along with County Commissioner Marilyn Kirkpatrick and community members.

The festivities went off without a hitch, and we appreciate the participation of our members in helping to foster a nonviolent community.

If any area command has a function that they would like to share, feel free to send me information about it. We would be happy to spread the word to all. **VB**



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Welcoming LEAF Director Sanford Mangold

Colonel Sanford D. "Sandy" Mangold (USAF, retired) has been selected by the LVPPA as the new director of the Law Enforcement Assistance Fund (LEAF). In this capacity, he will be responsible for administering the funds to support the family members of fallen LVPPA officers who died in the line of duty. He is also responsible for developing new funding sources for LEAF and investigating expanded use of LEAF to support all LVPPA members and their families (scholarships, tuition assistance for summer sports camps, short-term financial assistance and more).

Sandy graduated with honors from the University of Florida. He earned a Master of Science degree in systems management from the School of Engineering at the Air Force Institute of Technology (GPA 3.73). He was a Distinguished Graduate from the Air Command and Staff College, and graduated from the Naval War College with a Master of Arts degree in national security affairs. He has also graduated from the FBI Citizens



Academy, the LVMPD Citizens' Police Academy and the Drug Enforcement Administration Citizens Academy. Sandy serves as the executive director of the FBI National Citizens Academy Alumni Association and board president of Life Savers of Zambia. He has been a college professor for 29 years and teaches in the Graduate School at the University of Nevada Las Vegas in the executive crisis and emergency management master's degree program. He previously worked as a firefighter and a certified EMT while stationed in Houston, Texas.

Sandy served in the Middle East on the Tigris River (75 miles north of the Syrian border) and his unit was named the Best Squadron while under this command. He has been awarded the Legion of Merit, the Defense Meritorious Service Medal, five AF Meritorious Service Medals P# 15054 and four Air Force Commendation Medals. He recently received the FBI National Citizens Academy Meritorious Service Medal (2016).

Sandy is married, with three children and four grandchildren. **VB**



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Metro: Our History, Our Story

STAN OLSEN

Retired LVMPD and President, Metropolitan Police Museum and Historical Society

Takeover

Saturday, August 25, 1979, began as a typical Las Vegas summer day. The skies were clear and temperatures would reach 105 degrees. The day would not remain typical.

In those days, Metro operated two jail facilities: the Clark County Jail, then located next to the County Courts building on Carson and Third Street; and the City Hall Annex jail, located in what was then the Metropolitan Police Headquarters in the old Las Vegas City Hall (Zappos stands there today).

Among the prisoner population in the City Hall Annex that August morning were three inmates being held on various felony charges. The first was Felix Lorenzo, a Hispanic male and career criminal who served time in Attica Correctional Facility in New York, where he took part in the well-documented riot of 1971. Lorenzo was awaiting transfer to Nevada State Prison for armed robbery, having been sentenced to more than 100 years. The second inmate, Eugene Shaw, a black male, was also a career criminal sentenced to several decades in prison for armed robbery. The third, and most dangerous, was Patrick Charles McKenna. McKenna had a long criminal career, and it is worth looking at his background leading up to that day

in August 1979:

- 1960, age 14: Convicted of stabbing a man in Elko.
- 1964, age 17: Sexual assault, beat victim with stick with nails; sentenced to 20 years.
- 1965, age 19: Prison officials find the bars in his Carson City cell have been cut.
- 1966, age 20: Escapes prison by hiding in a garbage can; later surrenders.
- 1967, age 21: Escapes, takes guard hostage, dresses in uniform and marches inmates out of the prison as an apparent work crew.
- 1968, age 22: Cell bars once again found cut.
- 1973, age 27: Third escape attempt; holds knife on guard.
- 1976, age 30: Six days after being paroled, botches a murder contract, and kidnaps and sexually assaults victim's girlfriend. Parole is revoked.
- 1978, age 32: Serves out his sentence for the sexual assault and is released from prison. Less than two months later, shoots Harry "Jimmy" Heverly in the back of the head during robbery and sexually assaults Heverly's girlfriend (Heverly survives). Meets two women in a Las Vegas motel, ties them up, sexually assaults them and is arrested.
- 1979, age 33: Upon conviction of the double sexual assault, awaits sentencing in Clark County jail and kills cellmate Jack Nobles. Several weeks later, is sentenced to three life terms plus 75 years for the rapes.
- Sentenced to death twice for cellmate murder.

That Saturday morning was the start of the Police Olympics, now called the Law Enforcement Games. All administrative and most detective functions were closed for the weekend. Regular patrol operations were somewhat scaled back so officers could participate in the games. On shift that morning at the jail annex were three corrections officers: David Murray, age 35; Robert Hansen, 52; and William Melton, also 52. At about 9 a.m., everything would change.

Inmate Shaw was mopping the floor of the cellblock where he, McKenna and Lorenzo were housed. CO Hansen was watching Shaw. Just past the cellblock security door was another door, with access to an outside hallway. This was unlocked and open, which was not within policy but was done regularly. When Shaw finished mopping, he told Hansen that the mop and pail could be put away, and pushed the equipment in the direction of the security door. Hansen had not locked all inmates before opening the door. When Shaw had the mop

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CALENDAR

January 16	Martin Luther King Day
January 20	Presidential Inauguration Day
February 2	Groundhog Day
February 14	Valentine's Day
February 20	Presidents Day
March 2	First Quarter General Membership Meeting, 5 p.m. (food, beverage, prize drawings)*

*General Membership Meetings are quarterly rather than monthly. If you need to present something before the Board prior to a regularly scheduled General Membership Meeting, please contact the PPA office so you can be accommodated.

and pail at the doorway, Hansen bent to pull it over the threshold and Shaw struck the corrections officer. Hansen managed to activate an alarm before Lorenzo and Shaw overpowered the officer, beat him and took him hostage. CO Murray, responding to the alarm, was also taken hostage.

Lorenzo immediately took the gun locker key from Hansen's pocket and left the cellblock. Moving so as not to be seen from the control room, Lorenzo reached the gun locker through a gate left open by a jail trustee and armed himself with a 9-mm pistol. Moments later, the last remaining corrections officer, Bill Melton, was taken hostage. McKenna joined Shaw and Lorenzo, and they stripped the COs of their uniforms and dressed in them.

The jail annex control room and gun lockers were next to an elevator, but the three criminals didn't realize that it P# 14895 led to the outside ground level. They tried to exit via the front entrance but were intercepted by police officers responding to the alarm. The trio withdrew into the cellblock, searched the gun locker, and took possession of four handguns and some additional ammunition. In addition to the weapons, the inmates had closed-circuit TV monitors where they could watch outside activity and approaches by police. They also had the manual that outlined the procedures to be used in the event of a jail hostage situation. The inmates now owned the jail annex.

Having surprised McKenna, Lorenzo and Shaw at the entrance, officers pulled back, and perimeters were established to prevent any escape and slow the fluid situation — for the moment.

Metro had only recently developed a hostage negotiation team, which responded and set up communications to the jail. Lorenzo was the first to answer the phone. In the initial hours, Lorenzo refused to negotiate with police, demanding face-to-face talks. McKenna had set himself up as ringleader and was making several demands. This would later be challenged by the other two inmates.

One demand was that a news reporter and an attorney, not just a police officer, would be involved in any talks. Inside the jail, the hostages, now cuffed, were placed at points of probable entry by police. Outside, the concerns about how to work the

(continued on page 22)

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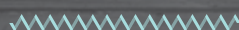
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METRO HISTORY

(continued from page 21)

negotiations were being decided, perimeters were expanded, SWAT was deployed and snipers took up positions around the facility.

One of the inmate-approved mediation team members was Deputy Public Defender Tom Leen. On Sunday afternoon, McKenna made a direct call to the newsroom at Channel 8, and directly recruited veteran reporter and news director Bob Stoldal. The team of Leen, Stoldal and Sergeant Jerry Keller was formed. Stoldal would make many treks to and from the jail over the next several hours. Eventually, Metro demanded that the inmates show the hostages to verify their condition. It was clear they were relatively OK, but obviously had been beaten up a bit.

Each hostage was allowed a call to his family, and Hostage Negotiating Team members felt this was good progress. What they didn't know was that inside the jail, cooperation among the criminal trio was breaking down. Lorenzo wanted to kill Corrections Officer Murray, Lorenzo didn't trust the other two and wanted to surrender, and McKenna was, at best, a loose cannon.

On Monday, August 27, at 5:30 a.m., McKenna, on the phone with negotiators, was convinced to release CO Melton when shots rang out. There had been a shootout between Lorenzo and Shaw. Shaw shot and killed Lorenzo and, though wounded himself, engaged in a shootout with McKenna. In the end, both Lorenzo and Shaw were dead, and CO Melton was shot in the hand. A short time later, McKenna, now out of the corrections uniform, walked out of the jail with Hansen and Murray, surrendering to a SWAT officer.

McKenna was charged in the death of Shaw and acquitted, but was sentenced to another 92 years for his role in the takeover. Having now been sentenced to death by three separate juries, he persisted in making escape attempts. In January 1981, while in NSP, he got control of a gun and took 11 hostages. In 1985, he was found with a razor blade with a toothbrush handle. In 1987, he was found in possession of a handcuff key, and in 1991, he tunneled from his prison cell and through a reinforced concrete wall. McKenna will continue to be a serious and dangerous inmate until the day his sentence is carried out. **VB**

RETIREMENTS

11/10/16	Barry Jensen, P# 3662	PO II	27 years
11/18/16	Larry Miles, P# 8773	PO II	11 years
11/23/16	Thomas Dixon, P# 4904	PO II	19 years
11/30/16	Stephen Mauri, P# 5111	PO II	20 years
11/30/16	Frank Elam, P# 5977	PO II	18 years
12/01/16	Martin Wildemann, P# 3516	PO II	28 years
12/02/16	Monetta Dardanis, P# 9695	PO II	10 years
12/09/16	Timothy Purney, P# 3540	PO II	28 years
12/09/16	Jeffery A. Shipton, P# 3554	PO II	28 years
12/09/16	Robert Lawson, P# 5322	PO II	20 years
12/09/16	Justin McKinney, P# 9304	PO II	10 years
12/15/16	James M. Churches, P# 6184	PO II	17 years
12/19/16	Kerry G. White, P# 4668	PO II	22 years
12/20/16	Eric Brutch, P# 4489	PO II	23 years
12/22/16	DuWayne Layton, P# 4221	PO II	25 years
12/23/16	Armando Leija, P# 2020	PO II	36 years
12/24/16	Kenneth Webb, P# 4697	PO II	22 years
12/24/16	Michael Richardson, P# 5671	CO II	19 years
12/27/16	Craig Dahl, P# 4413	PO II	24 years
12/27/16	Robert Alicea, P# 5128	PO II	20 years
12/29/16	Warren Willis, P# 4494	PO II	23 years
12/30/16	Dale Franc, P# 3794	PO II	27 years
01/03/17	Ronald Reed, P# 7641	PO II	14 years

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6. The deadline for submissions to *LVPPA Vegas Beat* is approximately 30 days prior to the issue date.

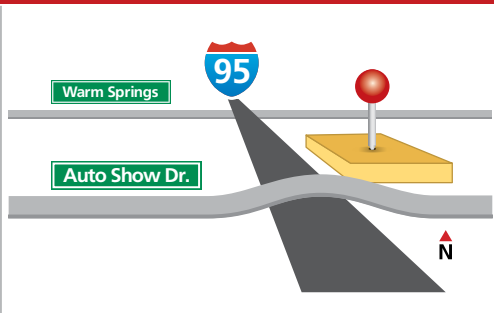
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