



George Gascón
District Attorney

February 20, 2019

Chief William Scott
San Francisco Police Department
1245 3rd Street, Sixth Floor
San Francisco, CA 94158

Re: *The death of Jeremy Andrews*
 SFPD Incident No. 160036498

Dear Chief Scott:

The Independent Investigations Bureau (IIB) has completed its review of Jeremy Andrews's January 13, 2016 death while he was in the custody of the San Francisco Police Department (SFPD). After a thorough review of the available evidence, we have determined that there is insufficient evidence to prove beyond a reasonable doubt that any criminal conduct by the officers led to Mr. Andrews's death. Specifically, the Office of the Chief Medical Examiner ruled his death to be an accident resulting from methamphetamine use. Accordingly, the District Attorney declines to file any criminal charges in this matter.

IIB focused exclusively on determining whether criminal charges relating to any police officer's conduct are warranted. This review did not examine collateral issues such as any police officer's compliance with internal SFPD policies and procedures, their training or tactics, or any issues related to civil liability. The decision not to pursue criminal charges should not be interpreted as expressing any opinion on such non-criminal matters.

The investigation revealed that on January 13, 2016, at approximately 9:11 p.m., Mr. Andrews was walking in and out of traffic at the intersection of 14th Avenue and Fulton Street while displaying an altered mental state to bystanders. SFPD officers Sgt. Brett Bodisco (Star No. 883), Officer Alvaro Schor (Star No. 1376) and Officer Charles Tanaka (Star No. 1340), detained Mr. Andrews without incident and placed him in handcuffs. Officer Schor requested an ambulance for a medical evaluation and transport.

Once secured, Mr. Andrews was left lying by the side of the road, attended by Officer Tanaka who stood by Mr. Andrews' side waiting for San Francisco Fire Department (SFFD) to arrive. Officer Tanaka reported observing no signs of medical distress at any time.

Once SFFD paramedics arrived on scene, they immediately determined Mr. Andrews had no pulse and was not breathing. Medical personnel began cardiopulmonary resuscitation (CPR). Mr. Andrews was resuscitated by SFFD paramedics and St. Mary's Hospital emergency room staff [REDACTED]. Ultimately, Mr. Andrews was [REDACTED] pronounced dead on January 21, 2016.

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On January 22, 2016, San Francisco Assistant Medical Examiner Dr. Ellen Moffatt conducted an autopsy. Dr. Moffatt concluded that Mr. Andrews died of Lethal Cardiac Arrhythmia due to Acute Methamphetamine Intoxication and ruled his death an accident.

A toxicology screen of Mr. Andrews' blood showed the presence of methamphetamine (0.28 mg/L) and Dr. Moffatt determined this amount of methamphetamine could have been fatal for a non-chronic user. She found no circumstantial evidence of chronic methamphetamine use on Mr. Andrews' body such as high blood pressure, an enlarged heart, black lungs, burnt fingertips, or injection sites.

Given the Medical Examiner's ruling that Mr. Andrews's death was accidental and the lack of sufficient evidence to prove beyond a reasonable doubt that any officer engaged in criminal conduct leading to Mr. Andrews' death, IIB closed its investigation and determined that criminal charges are unwarranted. In the event that the SFPD uncovers any additional evidence or wishes to further discuss this matter, please do not hesitate to contact me.

Please do not hesitate to contact me if you have any questions. Thank you and your Department for your assistance in this matter.

Sincerely,



GEORGE GASCON
District Attorney