

Supplemental Report**ICR:** 19000783**Last Modified:** 07-26-2019 1056**Title:** Phone Interview Officer E. Kapala Edina PD on 7-24-19**Created By:** Christofer-Nybeck**HENNEPIN COUNTY SHERIFF'S OFFICE
INVESTIGATIVE REPORT****SYNOPSIS:**

This report pertains to the digitally recorded phone call and interview with Edina PD Officer Elissa Kapala on 7-24-2019 regarding her actions and knowledge related to her assistance provided during a St Louis Park PD OIS (Officer Involved Shooting) on 1-19-2019. Refer to all reports and attachments in this case file for greater details.

OFFICERS INVOLVED:

From the Hennepin County Sheriff's Office Investigative Unit: Det. Nybeck

From the Edina Police Department: Officer Elissa Kapala

NARRATIVE:

On 7-24-2019 Det. Nybeck conducted a digitally recorded phone interview with Edina PD Officer Kapala regarding her actions and knowledge related to her assistance provided during a St Louis Park PD OIS on 1-19-2019. This report is a summary of Officer Kapala's statements to Det. Nybeck's questions during this interview. The complete interview was transcribed and the digital recording was placed into this case file for evidentiary value.

Officer Kapala stated that on 1-19-2019 she was dispatched by Edina Police and Fire Dispatch to assist in the above listed OIS. Officer Kapala stated she was directed to go to the intersection of 28th and Louisiana in St Louis Park. Officer Kapala stated that she was directed by an unknown law enforcement officer to park her police squad directly east of the cul de sac for 2760 Louisiana Ct.

Officer Kapala stated that she parked her police squad next to another police squad for the purposes of blocking off incoming vehicle traffic into this cul de sac. Officer Kapala stated she does not recall which law enforcement agency she parked her police squad next to and does not recall the Officer's name who drove that vehicle.

Officer Kapala stated that she did not exit her police squad with the exception of one time when she observed multiple children walking in the neighborhood around the cul de sac. Officer Kapala stated she exited her police squad and approached the children to verify if they lived in the neighborhood and had reason to be in the area. Officer Kapala stated she was able to confirm with another adult that these children did live in the neighborhood and then went back to her police squad.

Officer Kapala stated that she did not encounter or speak with any law enforcement officers or civilians about what occurred in apartment 2760 Louisiana Ct while she was assisting with the OIS. Officer Kapala stated that she did not hear anything mentioned over the squad or personal radio about what had occurred at this address.

Officer Kapala stated that she arrived at this location at approximately 7:50pm and departed at approximately 8:18pm.

On 7-26-2019 Officer Kapala called Det. Nybeck back and informed him that on 1-19-2019 she had a "ride along" with her in her police squad. The "ride along" was William Acker DOB 12-1-1962 and who is her boyfriend. Officer Kapala stated that Mr. Acker did not leave her police squad while she was present and assisting St. Louis Park PD during this OIS. Additionally Officer Kapala stated that Mr. Acker did not speak with any other Law Enforcement Officers present at the OIS scene. Finally Officer Kapala stated that she has been a police officer for the City of Edina for approximately "20.5 years" and that she did not write a report for her assistance with this OIS.

DISPOSITION/FOLLOW UP:

Pending

Supplemental Report

ICR: 19000783

Last Modified: 07-25-2019 1319

Title: Q&A Edina Officer E. Kapala on 7-24-19

Created By: Christofer Nybeck

Phone Statement of Officer Elissa Kapala, taken at 1103 HOURS on 07/24/2019. Questioned by Detective Christofer Nybeck. Steno Anna Villani typing. Hennepin County Sheriff's Office Case No. 19000783.

CLN Detective Christofer Nybeck

EK Officer Elissa Kapala

EK Hi, this is Officer Kapala.

CLN Officer Kapala, Detective Nybeck with the Sheriff's Office. Do you have a quick minute?

EK I do. I do and how do you spell your name.

CLN Sure, it's ahhh, I'll do it phonetically, Nora Yellow Bravo Edward Charlie King. Nybeck.

EK Okay. Thank you.

CLN Umm, I'm calling just to ahhh, do ahhh, phone interview for you regarding an OIS 9ou assisted with, ahhh, in Saint Louis Park back on January 19th of this year. Do you recall assisting in that?

EK Yes I do.

CLN Okay. Ahhh, how were you, how, how did you go from ahhh, working in Edina to assisting Saint Louis Park. Umm, how were you notified that there was assistance needed?

EK I was ahhh, advised by Edina Communications Center. Umm, our, one of our dispatchers ahhh, said that they were looking for umm, an, an officer to assist on their scene until they could get more people in to cover, and I don't recall with her, I think they checked with supervisor to see who they wanted to send. And they picked me for some reason.

CLN Were you notified that this was an assistance for an OIS or an Officer...

EK ...yeah...

CLN ...shooting?

EK Yes.

CLN Okay, so when you drove from Eden or Edina to Saint Louis Park, did you know where you were supposed to go to?

EK I just knew I was supposed to go 28th and Louisiana...

CLN ...okay...

EK ...yes, but the ahhh, intersection I was given.

CLN Okay. When you arrived at 28th and Louisiana, ahhh, did you meet with ahhh, Saint Louis Park police officer?

EK I know that there was an officer there directing us where to go. But I, to be honest with you I cannot recall who that officer was...

CLN ...oh...

EK ...and short, or even ahhh, a Saint Louis Park officer.
CLN Okay, ahhh, do you remember what you were asked or directed to do when you arrived at twenty...?
EK ...yes...
CLN ...8th and Louisiana?
EK Yup I was directed to go and umm, to move ahhh, the scene was actually in a building in the cul-de-sac on Louisiana Court I believe. You'll have to forgive me because I'm not real great with the geography up there in Saint Louis Park, you know I don't get up there a whole lot.

CLN Nope that's okay.
EK But...
CLN ...it's not your city.
EK Ha, ha ha. I, so, what, what I was directed to do was to, to go down, and it was just outside that cul-de-sac, umm, I was directed to line up my squad next to another squad, so there's two of us side by side, facing outward, facing away from the cul-de-sac. So our job was to basically prevent any vehicle traffic getting into the cul-de-sac.

CLN Okay. Approximately how far was your vehicle and you away from the end of the cul-de-sac?
EK Well where the, see, let's just say, the circle of the cul-de-sac, so we were just outside of that circle where the road is still straight.

CLN Okay...
EK ...now good...
CLN ...if I'm...
EK ... [Inaudible 00:03:34] circle.

CLN If I'm wrong, let me know, but were you approximately 200 yards to the east of the cul-de-sac or a little bit more or a little less?
EK Ahhh, I would say that's, you know it, it, if I drove drew, draw a circle with a little road way leading out of it, you know we were right at that, right where the road is skinny, you know. Right before you would enter that wide cul-de-sac.

CLN Okay.
EK So, so we, so that we can, two squads could block that road just fine and not have to worry about anybody going around us, even if we leave our vehicle for a minute. Nobody could get through, so.

CLN Okay, well as you were there, do you remember who your partner was, the, or who was in the other car that was helping block that intersection? Was it a Saint Louis Park or another agency?
EK There was another agency, umm, there might have been Saint Louis Park at first, because their, as we were arriving umm, people moved jobs, switching positions, not myself but the, that other car, there was another car there initially and then that car he left and it wasn't, an officer from another agency that was sitting next to me through the longest period of time. Until I left.

CLN Okay. Do you remember or do you recall approximately the time that you arrived, it doesn't have to be exact. I know it's been a while, but you know, was it approximately seven o'clock or seven thirty or what time?

EK Ahhh, I approx., I arrived approximately ahhh, 1950 hours.

CLN Okay and do you recall approximately what time you left that location?
EK Approximately, ahhh, 2018 hours.

CLN Okay so oh, a little bit shy of 30 minutes, is that correct?
EK Yup.

CLN In the time that you were stationed at that location, or were you stationed, excuse me, were you stationed anywhere else other than, kind of, at that, at that location we, you kind of described to me earlier?
EK Ahhh, that's the only place that, that I was stationed.

CLN Okay. You never went to, apartment building 2760?
EK I never went to the apartment building, no.

CLN Okay, did you ever leave your parked squad while you were there?
EK Yeah.

CLN Ooh, where did you go?
EK Umm, I noticed there was, ahhh, a couple of kids making their way through the yard to my right, which would have been on the opposite side of the cul-de-sac from the building where the shooting took place. Umm, I just got out of my squad, went and found those kids that just, to make sure that they lived in cu-de-sac and that they weren't just, the extra people coming through there that didn't have any business. So umm, once I made contact with them, there was an adult female that vouched that they did live there, so.

CLN Okay, and then did you return to your car or did you go somewhere else?
EK I returned to my car.

CLN Ahhh, so umm, either when you were at your car or...
EK ...well let me just, yeah, I mean I'm pretty sure that I went, went back to, I don't know if I went directly right back to it or I stood outside of it for a while. You know I can't say 100 percent, it's been so long but, umm.

CLN Well how, how about this, umm, upon your arrival at 750 until your departure at approximately 818, did you speak to any law enforcement officer or civilian umm, regarding what occurred inside apartment 2760?
EK No.

CLN Did you ahhh, have a chance to overhear other officers speak about what they knew ahhh had occurred in apartment 2760 in that time period.
EK No, no I did not. I didn't hear anybody talking about it at all.

CLN Okay. Umm, did you hear anything transmitted over the radio in that time period regarding what occurred in apartment 2760?
EK No I did not.

CLN Okay, I don't have any further questions for you. Umm, I appreciate you taking time out of your day to speak with me. Umm, and just to let you know, and I, I think we talked about this earlier, but I, I did record this interview, I'm going to have to

generate a report and it will be transcribed but I wanted to make sure that you knew that, umm, before we ended the interview here.

EK Okay, yes, yup.

CLN Okay. So I don't have any, other questions but I do thank you for taking time out of your day to speak with me and should I have any questions in the future, the number that I'm speaking to you on now, is that a good number to call you while you're on shift?

EK Well this is the squat that I am in today, this is the phone for that, so it's really better to just go through my dispatch center.

CLN Okay.

EK Yeah.

CLN Umm, I, I can easily do that, I have their number so. Umm.

EK Who knows if I'm going to be in this car next time I work, you know that kind of thing, so.

CLN I, I know how things deep, kind of get binged bonged around, so. Umm, but again thank you for taking time out and umm, is there anything you can think of that I've, may have not asked that I should know about regarding umm, anything that happened that night?

EK Ahhh, no, no it was pretty, pretty ahhh, yeah I got there, I was there for about half an hour and just stopped those kids, you know to make sure they belonged there and then that was pretty much it. I left and didn't talk to anybody about it, so.

CLN Okay. Well again thank you I appreciate that and that's all I have for you.

EK Alright, thank you.

CLN Thanks have a good day, bye.

EK You too, bye-bye.