



# City of Talent

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FOR IMMEDIATE RELEASE

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## **CITY OF TALENT RELEASES INFORMATION ON OUTSTANDING WARRANT ARREST**

On May 28, 2020 two City of Talent Police Officers arrested Nicholas Andrew Kelley, age 33, an African American male on four outstanding felony warrants and one misdemeanor warrant. Kelley had been stopped by the officers for a traffic violation and then provided police with a false name and identification. When his true name was determined the officers were alerted to the existence of the outstanding warrants.

A witness who photographed the arrest later posted the photographs and comments on a social media site, causing significant additional comment and expressions of concerns among social media users. The Talent Police Department has conducted a preliminary review of the arrest, including review of the body camera footage of the two officers and an interview of the arrestee at the Jackson County Correctional Facility, who corroborated the officers account of what occurred.

The initial review indicates that all appropriate procedures were followed and there was no use of force in effecting the arrest at any time. The Talent PD has been attempting to contact the above-mentioned witness as part of the overall review, but has been unsuccessful to date. Body camera footage cannot be released while any investigation is ongoing, but may be released at a later date.

The Talent Police Department has provided the following statement regarding the May 28 arrest:

In compliance with the Americans with Disabilities Act, if you need special assistance, please contact TTY phone number 1-800-735-2900 for English and for Spanish please contact TTY phone number 1-800-735-3896.

*The City of Talent is an Equal Opportunity Provider*

*On 052820 at approximately 1203 hours two Talent Police Officers (Training Officer and Recruit Officer riding in one vehicle) stopped a cyclist for traffic violation(s) on Talent Avenue near Lani Way. After stopping the individual, the cyclist got off his bike and set it on the ground. The individual provided false information (name, date of birth) to officers. The interaction between the officers and suspect lasted approximately 40 minutes. The contact between all involved individuals was cordial throughout the entire encounter. The suspect consented to a search of his belonging for evidence of his name. Eventually, the officers determined the suspect's true identity. It was determined the suspect had 5 warrants for his arrest (4 felony) out of the Portland area. He was placed into custody without incident for the outstanding warrants and false information to a police officer. No force was used during the arrest.*

*After being handcuffed, the suspect on his own, sat on the sidewalk. The suspect then stood up, grabbing a water bottle from his belongings, and attempted to put it to his mouth to drink but was unable to do so. The suspect asked one of the officers if he could get a drink. The officer hesitated and indicated to wait. At that point, the suspect placed the water bottle on the sidewalk, dropped to his knees and drank from it. He was on his knees for approximately 5 seconds drinking from the bottle.*

*At the request of the suspect, Officers contacted a female acquaintance, who responded to the location. She was given an opportunity to and did in fact speak with the suspect while he was seated in the back of the patrol vehicle. The bicycle and suspect's belongings were released to the female acquaintance by officers on scene.*

*After reviewing body cam footage, no officers were observed throwing gloves away on the ground and intentionally littering. One officer wore rubber gloves during the arrest. His gloves were later located in his patrol vehicle awaiting disposal. The gloves on the ground appear to have accidentally fallen out of a glove pouch that one officer had on his utility belt. This was unknown to the officer at the time. The Department later retrieved the unused gloves observed on the street as seen in the social media post.*

*After the social media post, numerous email and phone complaints were received at the Talent Police Department accusing the involved officers of improper and illegal conduct. Department supervisors immediately started an investigation of the incident. The individual arrested and his female acquaintance, who retrieved the bicycle and belongings, were interviewed by a supervisor. Additionally, body cam footage was reviewed which did not corroborate the allegations in the social media post of improper conduct on the part of the officers.*

**Suspect:** Kelley, Nicholas Andrew, 33 yrs. old, 200 Block, Talent, OR

**The suspect was lodged at the Jackson County Jail on the following charges:**

*-PV-Robbery III (Clackamas County), PV-Supplying Contraband (Clackamas County), PV-Failure to Appear I (Washington County), PV-Failure to Appear 1 (Washington County), PV-Theft II, (Washington County) and False Information to a Police Officer.*

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