



**COEUR D'ALENE TRIBAL POLICE DEPARTMENT  
CRIME REPORT**

IN#: CDA1334683

Page: 1 of 2

Report Date: 02/09/2010

Report #Id: R271216

Case#: 2010-000128

CODE	OFFENSE DESCRIPTION
37-2701(n)	Paraphernalia defined
37-2732(c)1	Possession of controlled substance
18-6409	Disturbing the Peace

Weapons, Force / Means used:  
Apparent Motive:

OCC. ON: 02/09/2010  
BETWEEN: 12:35 AND 13:23  
REPORTED: 02/09/2010 at 12:35

Connecting Reports:

Activity Codes: 112-SUSPICIOUS PERSON, 620-ASSIST - BENEWAH COUNTY SD

Investigative divisions, units, persons notified:

Case Clearance/Disposition: INACTIVE

Location of Crime: 3RD STREET, TENSED ID

**ADDITIONAL PEOPLE INVOLVED**

Codes: V-Victim, S-Suspect, A-Arrestee, R-Reporting Party, W-Witness, O-Involved Other, M-Mother, F-Father, G-Guardian

<b>S1</b>	Name: <b>CUNNINGHAM, KERRY D</b>	Sex: <b>M</b>	Age: <b>57</b>	DOB: <b>03/28/1952</b>
	AKA:	Race: <b>W</b>	Eth: <b>N</b>	Ht: <b>0'0"</b>
	Addr (Home): <b>210 B ST. #3</b>	Hair:	Eye:	Wt:
	CSZ: <b>TENSED ID, 38870</b>		HP:	WP:
			CP:	OP:

Clothing Worn:

**PROPERTY DETAILS**

Owner	Quan.	Stat.	Code	Manufacturer	Model	Color/Desc	Serial#	Value
S1				SEIZED 1905 DRUG/NARCOTIC EQUIPMENT - PIPE		MOUNTAIN DEW CAN-MARIJUANA PIPE		0.00
S1				SEIZED 1910 MARIJUANA				0.00
S1				SEIZED 1203 LIQUOR		VODKA BOTTLE		0.00
Total Property Value:								<b>0.00</b>

**NARRATIVE**

On the above date and time I responded to third street, Tensed in reference to a male screaming in the middle of the street across from the Post office for the last hour.

I responded to third street and seen a man who was later identified as Kerry Cunningham with a stick standing on the road. I made contact with Cunningham and asked for him to put his stick down for my safety. In the Cunningham's left hand I could see a Mountain Dew can, I asked what it was. Cunningham lifted the can towards me then lifted his thumb off of the can. Under Cunningham's thumb I seen what through my training and knowledge to be marijuana. I asked Cunningham what it was he said, "Some weed". Cunningham then brushed the green leafy substance onto the ground as I asked him to stop doing that. I took the can and placed it on the trunk of my vehicle. I asked if Cunningham had any kind of identification. Cunningham gave me a Idaho identification card. I asked if Cunningham was a Tribal member. Cunningham told me, No I am not. I asked for dispatch to call Benewah county to have a Benewah county Deputy respond to my location.

I asked Cunningham if he was drinking today. Cunningham said, Yes. I asked Cunningham how much did he drink. Cunningham said, A lot. I asked Cunningham where the alcohol was. Cunningham said, here raising his arm. I could see a lump in his coat. I asked Cunningham to take out the alcohol. Cunningham took out a bottle of Vodka, most of the 5th of Vodka was gone.

As I was speaking with Cunningham I noticed that he was repeating himself. Cunningham kept saying, I didn't hurt anyone, I just wanna go home.

Detective Abrahamson and Officers Hampton, Howard arrived for back up.

Hampton did a pat search of Cunningham and did not find anything.



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**NARRATIVE**

Hampton and myself was speaking with Cunningham. Cunningham asked if he could smoke a cigarette. Hampton said, Go ahead I don't have a problem, I agreed. Cunningham was searching his pockets and could not find his cigarettes. I asked if Cunningham checked his inside pocket. Cunningham reached into his inside pocket and brought out a blue piece of paper and a plastic baggy rolled up with what appeared to be a green leafy substance I know as marijuana. Cunningham put the items back into his pocket. Hampton and myself both asked Cunningham what the baggy was. Cunningham brought out just the paper. I said, No the baggy. Cunningham brought out the baggy looked at it and then held it away from myself and Hampton. We had to grab Cunningham by the coat and take the baggy away from Cunningham.

I placed the bottle, baggy and Mountain Dew can on my trunk.

I told Cunningham that we would be holding him until the Benewah County Deputy arrived then he would be turned over to the Deputy. Cunningham took a seat in the back of my patrol vehicle with the door open and his legs outside of the vehicle.

Benewah County Deputy Dickenson arrived and Cunningham and all of his belongings were turned over to Dickenson.

A copy of my Viewu is enclosed in this report.

Case Closed turned over to Benewah County.

**REPORTING OFFICER**

Officer's Name	P#	Assmt.	Signature
THOMAS BOB	793		<i>Thomas Bob</i>

**OFFICER INVOLVEMENTS**

Involvement	Officer's Name	P#	Assmt.
ADDITIONAL OFFICER	HAMPTON, BRADLEY WILLIAM OFFICER	786	
ADDITIONAL OFFICER	HOWARD, DARRYL LEWIS OFFICER	797	
ADDITIONAL OFFICER	ABRAHAMSON, SAMUEL FRANCIS OFFICER	791	
OUTSIDE AGENCY OFFICER (Benewah County Sheriff's Office)	DICKENSON, BRIAN	2018	
SUPERVISOR	HUTCHESON, KEITH PATRICK CHIEF	780	