



## MEMORANDUM

To: Chief Paul Spencer  
From: Lt. Shane Anderson  
Date: 10/10/2023  
Subject: Officer Schieck Negligent Discharge, 23-A-001

### ALLEGED VIOLATION(S)

On 10/10/2023 at approximately 7:00 A.M. Officer Allen Schieck was handling his off-duty pistol and negligently fired a round into the floorboard of the locker room, which caused minimal damage.

### POTENTIAL POLICY VIOLATION(S)

#### **Addison SOP 303.02 Security of Weapons**

Officers, whether on-duty or off-duty, shall not discharge a weapon under circumstances not in compliance with the law and the provisions of this manual. Officers shall immediately report all accidental, negligent, or unintentional weapon discharges to the on-duty supervisor. On-duty supervisor shall make proper notifications.

### SUPPORTING DOCUMENTS (attached)

1. Attached is a screen shot of text message between Sgt. Utley and Officer Schieck.
2. Photo of bullet fragment that was recovered from the locker room.

### INTERVIEW/STATEMENTS(S)

#### **Officer Dowers**

I was in the sergeant's office with Teneyck, Davis, and Anders when we heard the shot. I recall Teneyck, Davis, and I went in the locker room, it smelled like a firearm had been discharged, and Schieck was in there alone. Utley was called in and I vaguely remember Schieck saying something about pointing the firearm down and to the left and loading a magazine and the



firearm going off. We located the bullet defect in the corner of where the carpet meets the rubber baseboard trim, and the round apparently fragmented behind the trim as it wormed its way south along the concrete. Fragments of the projectile jacket and lead were located when the trim was pulled away from the wall under the lockers.

### **Officer Davis**

At about 7:00 AM I was in the Sgt Office with TenEyck. I heard one "pop" of a firearm come what seemed like the locker room. After a couple of seconds, he and I went to investigate the shot we heard. As we walked into the locker room Schieck was beginning to walk out and stated something to the effect of " I just had an AD in here." We made sure he was ok. I then checked the rest of the locker room, shower area and restroom for any injuries. I heard TenEyck call for 1530 to come to the locker room. Schieck, TenEyck and I then located the hole in the carpet where the bullet entered beneath locker 47 against the wall trim. At that time, I heard Schieck begin to explain what happened to TenEyck. I left the locker room so they could talk.

### **OIC TenEyck**

This morning around 0700 hrs while sitting in the sergeants office with Ofc. Dowers and Ofc. Davis we heard a loud "pop" come from the men's dressing room. We believed this to be a gun shot and went to investigate. As we entered the locker room I could smell the odor of burnt gun powder and observed Ofc. Schieck walking towards us with a finger in his left ear stating "I just had an AD". I went over to where Schieck's locker is and he explained he dropped the mag from his off duty pistol and removed the round from his chamber. Schieck stated he slammed the mag back into his pistol which caused the slide to go home and the pistol when off. I called for Sgt. Utley to come to the locker as he was the on duty supervisor and we began to look for where the bullet impacted. Based on where Schieck stated the pistol was pointed, we located the impact below locker #47. It appears the round impacted into the carpet where it meets the rubber trim and traveled along the concrete. I was able locate a piece of the copper jacket and lead from the negligent discharged round.

### **Sgt. Utley**

I was on the streets of Addison and was called over the radio by OIC TenEyck to come back to the station. When I arrived, I went in the locker room and Schieck advised me he was put his magazine in his handgun and it went off. He also sent me a text after the incident which I sent Lt. Anderson.



### **Sgt Coffelt's statement on the Weapon that discharged:**

I was really hoping for some mechanical explanation or symptom that could have presented the possibility of a slam fire, however after extensive examination of the weapon there is nothing evident which could have allowed the 3 Glock safeties to fail simultaneously.

After a brief interview of Schieck to clarify the events leading up to and the ND itself, he briefly stated the only thing he could think of that might've happened, was if his dominant hand middle finger somehow snagged the trigger while the slide was going forward.

Initially, that statement sent my armorer brain into a frenzy wondering if that could potentially override the firing pin safety. I completely inspected the firearm at an armorer level, and all internal components appear to be stock Glock internals. I was concerned the firing pin tail might have had poor engagement with the trigger bar, and if so, would have allowed for the possibility of a slam fire. I can confidently say his weapon is free of mechanical defects which would have provided an explanation for the unintentional discharge.

I then began attempting to manipulate the weapon in a manner that would have provided a negligent discharge consistent with his description of a slam fire. I then remembered his "middle finger might've snagged..." statement which makes me believe this was a partial omission admission type scenario. Why offer that explanation if you don't remember your middle finger being near the trigger?

So, with my dominant index finger indexed along the slide, the slide locked to the rear, and my dominant hand middle finger resting gently against the face of the trigger, I began slamming the magazine into the weapon hard enough to send the slide forward and chamber a round. I alternated between pressing the trigger while the slide was locked open and leaving it in the forward position, before slamming the next magazine into the empty weapon. I was able to recreate the "feeling" or "appearance" of a slam-fire, by feigning a minimal "sympathetic grip reflex" almost perfectly in unison with the slide going home.

This scenario is my best educated guess for an explanation of how this negligent discharge occurred. I have no reservations about the proper function of the weapon and its redundant safeties. I can only assume his middle finger drifted into the trigger guard and was either resting against the trigger, or as he went to seat the magazine began to grip the firearm with enough force to depress the trigger almost simultaneously with the chambering of the round.

### **Officer Schieck**

I, Officer Allen Schieck prepared this statement at the request, and direction, of Lieutenant Shane Anderson of the Addison Police Department regarding the negligent discharge of my off-duty firearm which occurred on Tuesday October 10, 2023.



I arrived at the station at approximately 0630 hours on 10/10/23. The previous day I had received a magazine well flare for my off-duty Glock 17. While in the locker room, I remember that the firearm was pointed at the ground. I remember dropping the magazine and ejecting the round from the chamber and ensuring the firearm was empty, leaving the slide locked back.

I remember installing magazine flare and testing the grip. Once I verified I liked the feel, I tilted the handgun to the right. I strongly believe my trigger finger was indexed on the right side and pointed towards the ground. I inserted my magazine into the magazine well. The slide went into battery and the firearm went off.

I do not know for sure how the discharge occurred, but I can only assume that part of my right middle finger accidentally contacted the trigger causing the gun to go off.

As I was going to exit the locker room and inform OIC Teneyck, who was in the office, he along with Officer M. Davis and Detective Dowers entered the locker room asking what had occurred. OIC Teneyck immediately contacted Sgt Utley.

Knowing approximately where I had been and the direction the firearm was pointed, I was able to locate where the bullet impacted the ground. It impacted near a 90-degree intersection of the baseboard and carpet where the bullet mostly fragmented on impact leaving only small pieces recoverable behind the base panel trim.

## VIDEO REVIEW

No video available

## FINDINGS

On 10/10/2023, at about 0700, Officer Schieck was in the men's locker room preparing to go to an off-duty job. Officer Schieck had purchased a new piece of equipment (Glock magazine well flare) for his off-duty Glock 17. While manipulating the firearm in the men's locker room, Officer Schieck negligently discharged one 9mm round into the floor of the locker room.

OIC TenEyck, Officer Davis, and Officer Dowers were in the Sergeants office and heard a single gunshot. They all went to investigate the gunshot and met Officer Schieck at the door to the locker room. Officer Schieck informed them he had just had a negligent discharge. OIC TenEyck notified Sgt. Utley. Sgt. Utley then notified Lt. Anderson.

A thorough inspection of the weapon was conducted by Glock armorer and Range Instructor Sgt. Coffelt. The goal of the inspection was to see if the three internal safeties on the Glock handgun had failed. Sgt. Coffelt determined that the Glock handgun was functioning properly and that the internal safeties had not failed. Sgt. Coffelt then did his best to recreate the scenario to help



determine what caused the negligent discharge. Sgt. Coffelt's opinion was that Officer Schieck must have inadvertently had a finger, or part of finger, on the trigger when he slammed the magazine in the weapon and sent the slide home. This then caused a single round to fire from the weapon.

The round caused minimal damage to the floor. There were no injuries from the negligent discharge.

A photo of a fragment of the spent round is attached to this memo. A screenshot of a text message thread between Sgt. Utley and Officer Schieck is attached to this memo.

#### DISCIPLINARY HISTORY

Officer Schieck –

09/09/2022 - 22-A-018 – Vehicle Operations – Written Reprimand

05/30/2023 – 23-S-014 – Professional Image – Written Coaching

08/04/2023 – 23-S-017 – Unprofessional Conduct – Written Coaching

#### DISCIPLINARY RECOMMENDATION

Officer Schieck

Violation – Addison SOP 303.02 Security of Weapons

**Sustained**

The standard for a negligent discharge is a written reprimand. However, there are aggravating circumstances due to disciplinary history, gross negligence/recklessness, length of service, recent firearms training, and serious consequences could have occurred.

A disciplinary discussion will take place by department administration to determine a proper level of discipline.

Respectfully submitted,

Lt. Shane Anderson