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DEPARTMENT OF VETERANS AFFAIRS
VA Northern California Health Care System
10535 Hospital Way
Mather, California 95655

In Reply Refer To: 612/07B

June 12, 2019

Chief Anne E. Kirkpatrick
Oakland Police Department
455 7th Street
Oakland, CA 94607

Dear Chief Kirkpatrick,

The Department of Veterans Affairs (VA) requires VA Police to maintain current written support agreements with all local law enforcement agencies.

All properties under the control or ownership of the Department of Veterans Affairs including the VA Outpatient Clinics at 2221 MLK Way and 525 21st Street are under proprietary jurisdiction. This jurisdiction grants local civil police agencies full rights to exercise law enforcement functions on VA property.

For clarity it is imperative that we enter into a memorandum of understanding outlining agency responsibilities and expectations.

Although our VA Police Officers are highly trained and experienced meeting most disturbances and other related police functions without the need for civil intervention or assistance, we may still encounter certain situations that would require your department's assistance.

These needs would include, but may not be limited to, the following situations when your department's assistance would be required:

- a. Armed hostage taking situations that would require an armed response to assist VA Police in containing the situation until appropriate Federal agencies (such as the Federal Bureau of Investigation - FBI, or US Marshal Service - USMS) can respond to assume control.
- b. Crimes involving armed robberies of funds, drugs or properties where the individuals committing the crimes leave VA Police jurisdiction.
- c. Any major incident that would require additional police officers for traffic control to allow emergency vehicles a clear access to the facility.

d. To assist confirming the identification of wanted subjects, arrest and/or detain individuals who have outstanding warrants issued for their arrest by civil law enforcement agencies. VA Police would execute the detention and physical arrest of subjects under federal warrants.

e. To provide additional police officers when needed to assist with the physical arrest of a violent/disorderly person (s) who poses a serious threat to patients, visitors, medical staff or themselves.

f. Provide assistance in the transportation of prisoner(s) who have been arrested at the Oakland Out Patient Clinics on State charges on occasions when VA Police Officers affected the arrest.

Should a VA Police Officer be involved in a shooting, the FBI and the Department of Veterans Affairs, Office of Inspector General will be notified immediately. If these agencies decline to investigate, or if the response is delayed, the Oakland Police Department may conduct an investigation pursuant to the Oakland Police Department policy governing investigations and Review of Officer Involved Shootings and Other Uses of Force Resulting in Death.

It is understood that the Department of Veterans Affairs will remain responsible for the negligent acts or omissions of its employees, and the VA Police will remain Federal employees for all purposes.

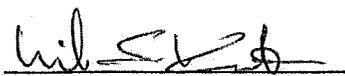
The undersigned parties have the authority to terminate this agreement at any time by notifying the other party of the termination in writing.

Please sign both copies as indicated below if you concur with this support agreement (retaining one copy for your files and returning the second copy to us in the enclosed envelope).

If you should have any questions or concerns regarding this matter or any issue, please feel free to contact me at 916-843-7281.

We look forward to maintaining a close and professional working relationship with your department.

Sincerely,


Michael S. Kilburn, Chief
Veterans Affairs Police

I concur with this agreement:

Anne E. Kirkpatrick, Chief / Date
Oakland Police Department