



DETENTION CERTIFICATE

Penal Code section 849 provides, in part:

- (a) When an arrest is made without a warrant by a peace officer or private person, the person arrested, if not otherwise released, shall, without unnecessary delay, be taken before the nearest or most accessible magistrate in the county in which the offense is triable, and a complaint stating the charge against the arrested person shall be laid before such magistrate.
- (b) Any peace officer may release from custody, instead of taking such person before a magistrate, any person arrested without a warrant whenever:
 - (1) He or she is satisfied that there are insufficient grounds for making a criminal complaint against the person arrested.
 - (2) The person was arrested only for being under the influence of a controlled substance or drug and such person is delivered to a facility or hospital for treatment and no further proceedings are desirable.
- (c) Any record of arrest of a person released pursuant to paragraphs (1) and (2) of subdivision (b) shall include a record of release. Thereafter, such arrest shall not be deemed an arrest, but a detention.

Penal Code section 849.5 provides:

In any case in which a person is arrested and released and no accusatory pleading is filed charging him/her with an offense, any record of arrest of the person shall include a record of release. Thereafter, the arrest shall not be deemed an arrest, but a detention only.

Penal Code section 851.6 provides, in part:

- (a) In any case in which a person is arrested and released pursuant to paragraph (1) or (2) of subdivision (b) of section 849, the person shall be issued a certificate, signed by the releasing officer or his/her superior officer, describing the action as a detention.
- (b) In any case in which the person is arrested and released and no accusatory pleading is filed charging him/her with an offense, the person shall be issued a certificate by the law enforcement agency which arrested him/her describing the action as a detention.

As required by Penal Code section 851.6, I hereby certify that the taking into custody of

ANDERSON, TIFFANY KAY

Subject's Name

on 08/03/2016 by the
Date

LODI POLICE DEPARTMENT

Name of Agency Taking Custody

was a detention only, not an arrest.

ANDERSON, TIFFANY KAY

Subject's Name

was released on 08/04/2016
Date

by the

LODI POLICE DEPARTMENT

Name of Releasing Agency

S. Brun

Signature

SIERRA BRUCIA

Printed Name

94

Badge or Identification Number

LIEUTENANT

Title