

03-24268

MEMORANDUM

SACRAMENTO POLICE DEPARTMENT

Professional Standards Unit



DATE: January 29, 2004
REF: PSU 01- 05

TO: Albert Nájera
Chief of Police

ATTN: Steve Segura, Deputy Chief
Office of Investigations

Brian Louie, Captain
Internal Affairs

FROM: David Hargadon, Sergeant
Professional Standards Unit

RE: Shooting Review Disposition W03-04

This case was sent back for further investigations after its initial presentation on April 23, 2003. The case was reviewed again and these are the findings and recommendations made for this shooting.

W03-04

JUSTIFIED

Officer(s) involved
Michael Avila

Presenter
Sgt. Bernard

Division Commander
Captain Parker

Recommendations:

The first shot fired by Officer Avila is justified. The remaining rounds fired by Officer Avila warrant retraining in terms of tracking and number of rounds fired in relation to the threat/relief of threat for this incident.

Handwritten signature: Albert Nájera
Handwritten date: 4/19/04

MEMORANDUM

SACRAMENTO POLICE DEPARTMENT



DATE: May 29, 2003
REF: PSU 05-03

TO: Albert Nájera
Chief of Police

ATTN: Jeff Schiele, Acting Deputy Chief
Office of Investigations

Brian Louie, Captain
Internal Affairs

FROM: David Hargadon, Sergeant
Professional Standards Unit

RE: Shooting Review Disposition W03-03. W03-04

A shooting review was held on Wednesday, April 23, 2003. This review was conducted during the management session of Infocom. All findings were made with the concurrence of the Deputy Chief of Investigations. Those in attendance were:

Deputy Chief Segura
Captain Mandalla
Captain LaCosse
Captain Louie
Lt. Tatosian
Lt. Schneider
Sgt. Hargadon
Sgt. Rehm
Claudia Evans

Acting Deputy Chief Schiele
Captain Shiraishi
Captain Valenzuela
Acting Captain Mitchell
Lt. Bray
Lt. Hahn
Sgt. Enriquez
Ofc. Taylor

Captain Parker
Captain McCarthy
Captain Somers
Lt. Moir
Lt. Beerman
Lt. McCoun
Sgt. Paletta
Ofc. Anglesey

PENDING

Officer(s) involved
Michael Avila

Presenter
Sgt. Bernard

Division Commander
Captain Parker

On 3-20-03, at approximately 0248 hours, Officer Avila observed a possible auto burglary in progress at Seavey Circle and McClatchy Way. The suspects fled on foot. Office Avila made contact with the two suspects in the parking lot at this location. While trying to detain the suspects, a car backed up and nearly struck Officer Avila and one of the suspects. This vehicle was being driven by Lynn Taffolla. Officer Avila ordered Taffolla to stop. Taffolla turned the vehicle and started to move forward. Officer Avila thought he was going to be struck by the vehicle and was in fear for his life. Officer Avila fired several rounds at the vehicle.

The vehicle drove off and was later recovered (unoccupied) at 6th/X Streets. The vehicle was hit by the gunfire and there was a small amount of blood on the steering wheel. Taffolla was found several days later. Taffolla was not hit by the gunfire. The investigation revealed that Taffolla was involved in the original 459 auto that Officer Avila had witnessed. Taffolla was arrested for 459/496 PC.

Recommendations:

This case was sent back to Homicide for further analysis and review. This case will be presented again when this analysis is complete.

203-03 - Justified -
OK. [Signature]

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