



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

General Offense Information

Operational status: **CLEARED BY ARREST-SERGEANT USE ONLY**

Reported on: **Oct-28-2010 (Thu.) 1323**

Occurred on: **Oct-28-2010 (Thu.) 1323**

Approved on: **Oct-28-2010 (Thu.)** by: **634 - MCCLOSKEY, ROBERT 5003** (██████████)

Report submitted by: **3090 - MARKS, DARREN 0236** (██████████)

Org unit: **OOO PATROL DIST 2 MID (TEAM 9)**

Address: **1324 NOGALES ST**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **2** Beat: **2B** Grid: **0525**

Felony/Misdemeanor: **MISDEMEANOR**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1 4801-0 148(A)(1)PC RESIST PEACE OFFCR - COMPLETED**

Location: **STREETS / HWY / ROAD / ALLEY**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**

Offense: # **2 5011-0 3056 PAROLE VIOLATION - COMPLETED**

Location: **STREETS / HWY / ROAD / ALLEY**

Offender suspected of using: **N/A**

Bias: **NONE (NO BIAS)**



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Related Attachment(s) - ARREST REPORT

Attachment Description: ARREST REPORT & PC FORM FROM TWIN RIVERS PD

Reference Number:

ARREST REPORT		<input checked="" type="checkbox"/> CUSTODY	1 ARRESTING AGENCY	2 ARREST REPORT NO.
SACRAMENTO COUNTY JAIL		<input type="checkbox"/> SSD <input type="checkbox"/> CLEAR-UP	<input type="checkbox"/> SSD <input type="checkbox"/> CHP <input type="checkbox"/> SPD <input checked="" type="checkbox"/> OTHER: <u>TWIN RIVERS PD.</u>	<u>10-01435</u>
1 1ST CHARGE <u>3056</u>	SOURCE <u>PC</u>	3 TYPE CHARGE <input checked="" type="checkbox"/> FEL <input type="checkbox"/> MISD	4 ADDITIONAL BOOKING SUBJECT IN CUSTODY <input type="checkbox"/> JUVENILE <input checked="" type="checkbox"/> ADULT	5 ARRESTING AGENCY P/P NO.
13 CRIME DEFINITION <u>PANDE HOLD</u>	WARRANT NO.	6 CLASS CODE	7 FBI NUMBER	8 ARRESTING AGENCY P/P NO.
14 WARRANT BOOKING	1 ARRESTING AGENCY-BENCH	2 ARRESTING AGENCY-4050 VC:	3 ARRESTING AGENCY-PARKING	4 ARRESTING AGENCY-ALL OTHER
15 OTHER BOOKING	1 ARRESTING AGENCY A B	2 ENROUTE (NO WARRANT)	3 FEDERAL ARREST	4 TO
16 2ND CHARGE <u>1562 (H)</u>	SOURCE <u>PC</u>	17 TYPE CHARGE <input checked="" type="checkbox"/> FEL <input type="checkbox"/> MISD	18 ADDITIONAL BOOKING SUBJECT IN CUSTODY <input type="checkbox"/> JUVENILE <input checked="" type="checkbox"/> ADULT	19 ARRESTING AGENCY P/P NO.
20 CRIME DEFINITION <u>RESISTING ARREST, OBSTRUCT FALCOVIA</u>	WARRANT NO.	21 CLASS CODE	22 FBI NUMBER	23 ARRESTING AGENCY P/P NO.
24 WARRANT BOOKING	1 ARRESTING OFFICER-AGENCY	2 ARRESTING AGENCY-4050 VC:	3 ARRESTING AGENCY-PARKING	4 ARRESTING AGENCY-ALL OTHER
25 OTHER BOOKING	1 ARRESTING AGENCY A B	2 ENROUTE (NO WARRANT)	3 FEDERAL ARREST	4 TO
26 WARRANT CHECK RUN <input checked="" type="checkbox"/> SSD <input type="checkbox"/> SPD <input checked="" type="checkbox"/> CLETS	27 IS ARRESTEE PAROLEE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	28 CAA <input type="checkbox"/> CAA <input type="checkbox"/> CVA	29 DATE ARRESTED <u>10-26-10</u>	30 TIME <u>1:23 PM</u>
29 ARRESTEE/SUSPECT NAME (LAST FIRST MIDDLE) <u>ARZU RICARDO DELACRUZ</u>	30 NICKNAME	31 ALIAS (LAST FIRST MIDDLE)	32 DATE ARRESTED	33 TIME
32 ARRESTEE/SUSPECT ADDRESS (NUMBER STREET)	33 STATE <u>CALIFORNIA</u>	34 ZIP CODE <u>95716</u>	35 DATE ARRESTED	36 TIME
35 SEX <u>M</u>	36 RACE <u>H</u>	37 DATE OF BIRTH <u>09/29/1981</u>	38 PLACE OF BIRTH	39 HEIGHT <u>5-06</u>
40 DRIVER'S LICENSE NO.	41 STATE <u>CA</u>	42 PROBATION COMMUNITY NO.	43 OCCUPATION - NAME OF EMPLOYER <u>PLK BRO</u>	44 BUSINESS PHONE
45 ARREST RESULTING FROM TRAFFIC ACCIDENT <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	46 ARRESTEE SOBRIETY <input checked="" type="checkbox"/> SOBER <input type="checkbox"/> DRINKING <input type="checkbox"/> UNDER INFLUENCE	47 DRUNK <input type="checkbox"/> DRUNK <input type="checkbox"/> NARCOTIC	48 NAME OF PARENT/GUARDIAN	49 ADDRESS
50 SOBRIETY TEST <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> REFUSED	51 SOBRIETY TEST GIVEN <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> BREATH	52 NOTIFIED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	53 HOW NOTIFIED?	54 BY WHOM?
55 MISDEMEANOR ARRESTS: INDICATE REASON FOR NON-RELEASE BY CITATION PURSUANT TO 853.6 (I) P.C.	56 RELEASE WOULD JEOPARDIZE PROSECUTION	57 LIKELIHOOD CRIME WILL CONTINUE OR SAFETY OF PERSONS OR PROPERTY WOULD BE ENDANGERED	58 DEMANDS TO SEE MAGISTRATE OR REFUSES TO SIGN CITATION	59 OTHER REASONS:
60 SYNOPSIS OF CORPUS DELICTI FOR ADULT ARREST (FULL DETAILS REQUIRED FOR ADULT WITH NO CRIME REPORT OR JUVENILE CUSTODY) ALSO INCLUDE ALL ADDITIONAL CHARGES FOR WARRANT SERVED OR HELD IN ABSENCE. LIST NUMBER, COURT CHARGE, DATE ISSUED, JUDGE AND AMOUNT OF BAIL.	<u>X Ref # [REDACTED]</u> <u>See P.C Form</u>			
61 REPORTING OFFICER <u>J Smith</u>	62 BADGE <u>7</u>	63 DIV <u>PAT</u>	64 ASSISTING OFFICER	65 BADGE <u>7</u>



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PROBABLE CAUSE DECLARATION FOR IN CUSTODY DETAINEES (DO NOT ATTACH BOOKING SUMMARY TO ADULT DETAINEE)

DEFENDANT NAME <i>SABO, RICARDO DELACRUZ</i>	X-REF <i>[REDACTED]</i>	AGENCY <i>TRPD</i>	REPORT NO. <i>102-01435</i>
I declare the above named person has been arrested and is detained in the Sacramento County <input checked="" type="checkbox"/> Jail <input type="checkbox"/> Juvenile Hall. I am informed of and believe the facts below which establish probable cause to detain this individual: (Print in blank ink; circle description of witness, and "saw" or "heard" as appropriate).			
EVIDENCE ESTABLISHING A CRIME WAS COMMITTED			
Witness / Victim / Officer <i>SABO, RICARDO DELACRUZ</i> stated he/she saw/heard the following <i>ADVANCING TOWARDS THE OFFICER. THE OFFICER DREW HIS DEPARTMENT ISSUED SIDE ARM AND DISCHARGED THREE ROUNDS AT S-I STRIKING HIM AND NEUTRALIZING THE THREAT. OFFICER WAS IN FEAR FOR HIS LIFE AND SAFETY. S-I WAS TRANSPORTED TO UC DAVIS MEDICAL CENTER BY SFPD AND TREATED FOR HIS INJURIES</i> (If necessary, continue below)			
EVIDENCE ESTABLISHING THAT THE ARRESTED PERSON COMMITTED THE CRIME			
Witness / Victim / Officer _____ stated he/she saw/heard the following			
(If necessary, continue below)			
SIGNATURE - I declare under penalty of perjury that the foregoing is true and correct <i>[Signature]</i>	PRINT NAME <i>[Signature]</i>	DATE <i>11-01-2010</i>	BADGE NO. <i>427</i>
JUDICIAL DECISION RE: PROBABLE CAUSE TO DETAIN			
<input type="checkbox"/> I find the declaration DOES establish probable cause to believe this arrestee committed a crime. The arrestee may be detained.			
<input type="checkbox"/> I find the declaration DOES NOT establish probable cause to detain. The arrestee should be released on the charge(s).			
SIGNATURE OF MAGISTRATE		DATE	TIME
VC 23153 (a-b) BAIL/OR INFORMATION			
VICTIM(S) NAME(S)	AGE	EXTENT OF INJURY	HOSPITALIZED YES NO IF YES, WHERE
PC 273.5 BAIL/OR INFORMATION			
YES NO UNK	QUESTIONS (FOR "YES" ANSWERS, EXPLAIN BELOW)	YES NO UNK	QUESTIONS (FOR "YES" ANSWERS, EXPLAIN BELOW)
	1. Prior documented domestic violence history?		5. Is the victim fearful of further violence?
	2. Documented history of violence?		6. Has the victim sought alternative housing?
	3. Other temporary housing available to arrestee?		7. Were minor children threatened or endangered?
	4. Was violation of a court order involved?		8. Any statement by arrestee as to further violence?
<input type="checkbox"/> Explanation of any "Yes" answer above in 273.5 PC cases, and describe extent of injury.			
<input type="checkbox"/> Continuation of answer(s) from above.			
<input type="checkbox"/> (Check if applicable) Minor admitted to Officer _____ that he/she			

WHITE - Original, Pretrial Services
7400-018 (Rev 5/08)

YELLOW - Arresting LEA

PC 273.5 P. 2 of 2



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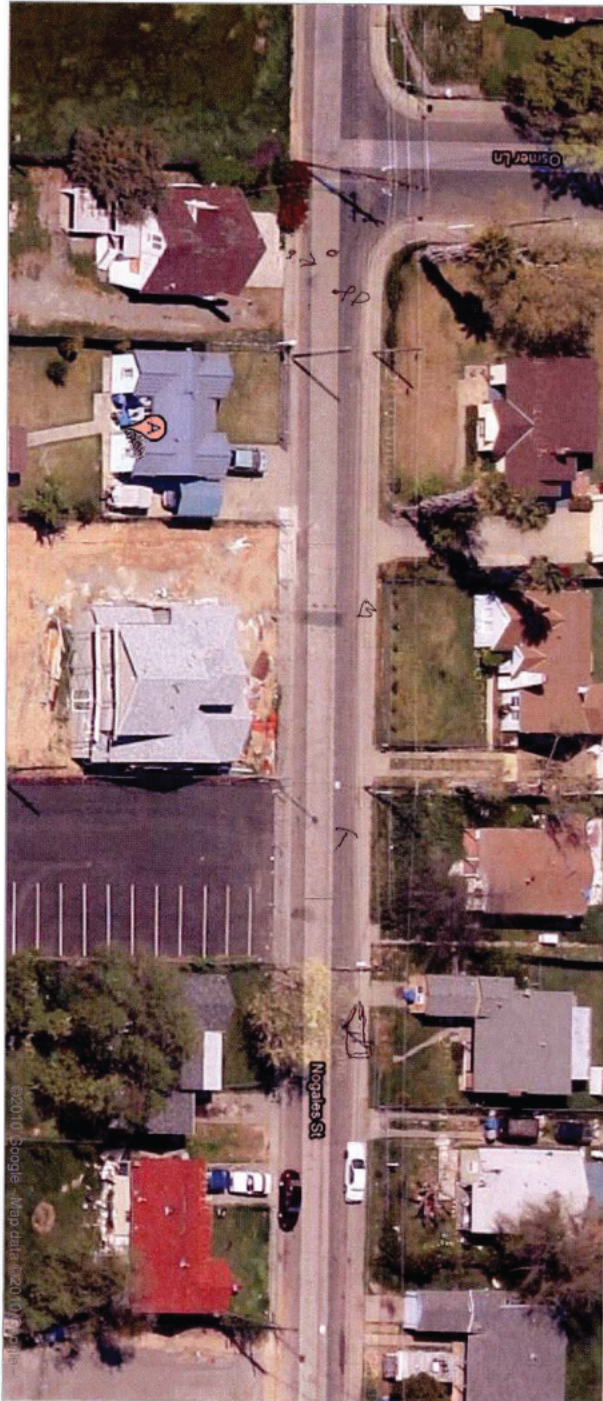
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Related Attachment(s) - ATTACHMENTS

Attachment Description: PHOTO SHOWN TO [REDACTED]
Reference Number:

[REDACTED] Nogales Street, Sacramento, CA - Google Maps
Google maps



Print Send Link

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• P.D. = OFFICER
B = BIKE
T = WHERE SUBJECT WAS TRASED
o = SUSPECT AFTER SHOT

Det. J. Lynn #608

10/28/10

[http://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=\[REDACTED\]+Street,+Sacram...](http://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=[REDACTED]+Street,+Sacram...) 10/28/2010



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Related Attachment(s) - CRIME LAB REPORT

Attachment Description: CRIME LAB REPORT ON OFC. SMITH'S GUNS

Reference Number:

#10-324355



OFFICE OF THE

DISTRICT ATTORNEY

SACRAMENTO COUNTY

JAN SCULLY
DISTRICT ATTORNEY

CYNTHIA G. BESEMER
CHIEF DEPUTY

ALBERT C. LOCHER
ASSISTANT DISTRICT ATTORNEY

ROBERT A. JARZEN
LABORATORY DIRECTOR

11/10/2010

SACRAMENTO POLICE DEPARTMENT
5770 Freeport Blvd, Suite 100
Sacramento, CA 95822

LAB CASE NO: 10-010448
REQUEST NO: 0003
AGENCY NO: SPD-10-324355

DZFD-32JOUJ4KN

SUBJECT:

Sazo, Richard Dela Cruz

VICTIM:

Smith,

EVIDENCE EXAMINED

Note: In this report, a two-part number, for example 001- 1, references an item. The first portion (001) is the laboratory submission number and the second portion (1) is the item number.

Item	Description
002-1	A 40 S&W caliber, Sig Sauer model P226 semi-automatic pistol (SN: [REDACTED]).
002-9	A magazine fitting the Sig Sauer pistol, Item 002-1.
003-5	A 38 Special caliber, Smith and Wesson model 60 revolver (SN: [REDACTED]).
004	Three swabs of reddish stains collected from the Sig Sauer pistol, Item 002-1.

Laboratory Generated

EXAMINATION, RESULTS and CONCLUSIONS

Sig Sauer Pistol

A 40 S&W caliber, Sig Sauer pistol (Item 002-1) was submitted to the laboratory for a functionality examination. This pistol has a single-action trigger pull of approximately 6½ pounds and a double-action

LABORATORY OF FORENSIC SERVICES

4800 Broadway, Suite 200 - Sacramento, CA 95820-1530
(916) 874-9240 FAX (916) 874-9620

This report contains the results and conclusions of the signing analyst.



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trigger pull of approximately 9 to 9¼ pounds. The pistol appeared in good condition and no abnormalities were noted. The pistol is also accessorized with a functional weapon light that is attached to the frame rail. I successfully test fired the pistol three times using the submitted magazine (Item 002-9) and ammunition from the laboratory's reference collection.

Prior to test firing the pistol, I noted the presence of reddish stains on its surface. The reddish stains located on the left side of the grip tested presumptively positive for blood with the Kastle-Meyer test. These stains were then swabbed and collected as Items 004-A, B, and C.

Smith & Wesson Revolver

A 38 Special caliber, Smith and Wesson revolver (Item 003-5) was submitted to the laboratory for a functionality examination. This revolver has a single-action trigger pull of less than 2 pounds and a double-action trigger pull of approximately 10 to 10¼ pounds.

I noted the cylinder was intermittently having difficulty swinging up so that it could be locked into the frame. There appeared to be excessive movement in the crane assembly/cylinder, and during the examination the crane assembly and cylinder separated from the frame. The side plate screw located in the frame of the revolver is responsible for securing the crane assembly (and its attached cylinder) to the frame. I noted that this screw was not tightened completely. When I reinstalled the crane assembly/cylinder and properly tightened the screw, the crane assembly moved normally and the cylinder could be readily swung up and locked into the revolver frame. I successfully test fired the revolver three times using ammunition from the laboratory's collection.

DISPOSITION OF EVIDENCE

The submitted evidence items, as well as the laboratory generated evidence collected as Item 004, will be returned to the evidence section pending return to the submitting agency.

Cara Gomes
Criminalist

Date: 11/9/2010

Technical review by: _____

Date: 11/9/2010

Administrative review by: _____

Date: 11/10/2010



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Related Attachment(s) - OTHER

Attachment Description: TWIN RIVERS PD REPORT

Reference Number:

#10-324355

TWIN RIVERS POLICE DEPARTMENT							Page 1
3222 WINONA WAY NORTH HIGHLANDS, CA 95663						#10-01435	
CRIME REPORT						Printed by 201	
Offenses 3056 PC 148(A) PC	Description Violation Of Parole:fel Obstruct Public Officer	Fel/Misd Misd	Date Occurred 10/28/2010	Time Occurred 1323	Date Printed 10/29/2010		
			Date Reported 10/28/2010	Time Reported 1323	Time Printed 10:08:33		
			Related Cases		Incident # 101028039		
Location Nogales St/High St, Sacramento, CA		Beat 1C	Area 1C	Disposition Cred By Adult Arrest		Dispo Date 10/28/2010	
Location Type Street/Highway	Location of Entry	Method of Entry	Point of Entry	Alarm System	Means of Attack (Robbery)		
Reporting Party / Victim		Drivers License	Email				
Residence Address		Residence Phone	Cell Phone	DOB	Age	Sex Race	
Business Name and Address		Business Phone		Height	Wt	Hair Eyes	
Assistance Rendered/Victim Disposition		Transporting Agency		Means of Attack (Assaults)			
Description of Injuries		Other Information					
Witness		Drivers License	Email				
Residence Address		Residence Phone	Cell Phone	DOB	Age	Sex Race	
Business Name and Address		Business Phone		Height	Wt	Hair Eyes	
Suspect Arrested Sazo, Richard		Drivers License	Action Taken BOOKING	Charges 3056 PC, 148(A) PC			
Residence Address		Residence Phone	Cell Phone	DOB 07/19/1981	Age 29	Sex Race M H	
Business Name and Address		Business Phone		Height 5'5"	Wt 175	Hair Eyes	
Identifying Features Speech: Clear Build: Slender Complexion: Dark Facial Hair: Unknown		Arrest Number 7		Drivers License			
Status	Vehicle Make and Model		License/State	Vehicle Type			
No.	Status/Disposition	Property Description		Value	Val Recovered	Val Damaged	
Solvability Factors							
Prepared By 200 - Spano, Jason		Date 10/28/2010	Assisted By 401 - Dias, Margueritte		Approved By 303 - Lor, Chue	Date 10/28/2010	
Routed To SPD Homicide		Date	Routed To	Date	Notes		

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TWIN RIVERS POLICE DEPARTMENT							Page 2	
3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4875							#10-01435	
CRIME REPORT							Printed by 201	
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'10"	170	BLK	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'10"	175	BLK	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'9"	200	BRO	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'6"	160	BLK	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'9"	150	BLK	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'8"	180	BRO	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'6"	135				
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'5"	130	BRO	GRY		

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3222 WINONA WAY NORTH HIGHLANDS, CA 95609 916-266-4375						#10-01435		
CRIME REPORT							Printed by 201	
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
				47	F	W		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'6"	140	BLN	GRY		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
				33	F	H		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'7"	220	BRO	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
				25	F	W		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'7"	300	BRO	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
Transient				48	F	H		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			5'2"	175	BRO	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
				61	M	H		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
City Of Sacramento			5'8"	300	BLK	BRO		
Witness	Drivers License		Email					
Residence Address	Residence Phone	Cell Phone	DOB	Age	Sex	Race		
				28	M	B		
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes		
			6'2"	200	BLK	BRO		

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	3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4873		10-01435
NARRATIVE			
<u>SUPPLEMENTAL REPORT</u>			
<p>1323 Hours/10-28-2010 (Thursday): I, Lieutenant J. Spano #200 (Unit L1), while working as the Day shift Watch Commander responded to assist Officer J. Smith #7 (Unit 1E30) with a suspicious person on a bike. Officer Smith had voiced via radio that he was stopping a subject at Nogales Street and High Street. I was partnered with Detective M. Dias #401.</p> <p>While en route, Officer J. Smith voiced that shots had been fired. I responded with lights and sirens to his location.</p> <p>1324 Hours: I arrived on scene at the intersection of Osmer Lane and Noglaes Street. The suspect was prone with his arms out to his side. His head was facing northwest directly towards my patrol vehicle. Officer J. Smith was standing approximately four feet from the suspect, northeast of him in the middle of Nogales Street. I observed Officer J. Smith holding his backup .38 caliber revolver in his left hand pointed towards the suspect. Officer Smith was holding his department issued handgun in his right hand. As I exited the vehicle I could clearly see that Officer's Smith department issued handgun had malfunctioned and was not serviceable.</p> <p>After checking Officer J. Smith's welfare, I assisted Detective Dias in handcuffing the suspect. I could see that the suspect was bleeding from his left hand and left leg. I instructed Detective Dias to stay with the suspect. I then confirmed, via radio, that the Sacramento Fire Department was en route to the scene.</p> <p>I returned to Officer J. Smith and instructed him to holster his department issued handgun and back up revolver. I obtained a Public Safety Statement from Officer J. Smith where he told me there were no other suspects and that he fired three rounds in a southwestern direction. I then instructed Sergeant Lor to stay with Officer J. Smith and he was escorted to the outer limit of the crime scene.</p> <p>As other officers arrived on scene, I had them secure the crime scene and begin canvassing the neighborhood for witnesses.</p>			
Prepared By: 200 SPANO, JASON	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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	TWIN RIVERS POLICE DEPARTMENT	Page 5
	3222 WINONA WAY NORTH HIGHLANDS, CA 95600 916-286-4875 SUPPLEMENT 1	10-01435
<u>Supplemental Narrative</u>		
<p>10-28-10 at 1323 Hours: I, Officer Greenwalt #16, and Officer Stanley #4, (wearing full police uniform and driving a marked police vehicle) heard Officer J. Smith #7, voice a suspicious person on a bicycle stop. The stop was on Nogales Street and High Street in Sacramento, Ca. 95838.</p> <p>I heard Officer J. Smith que up his radio, and I heard Officer J. Smith yelling, "Get on the ground". I heard Officer J. Smith voice a foot pursuit. I heard Officer J. Smith advise shots fired. I heard Officer J. Smith request code three fire for gunshot wounds.</p> <p>I responded code three with my lights and sirens activated from O Street and Dry Creek Road in Rio Linda. I arrived on scene and was directed to put up police line tape to secure the scene. I observed a male subject laying face down on the ground in handcuffs. I observed Detective Dias-Breck kneeling down next the subject on the ground. I was directed to canvass the area to see if there were any witnesses, and to get their statements.</p> <p>I spoke to [REDACTED] (D.O.B. [REDACTED]) who resides at [REDACTED] Nogales Street in Sacramento, Ca. 95838. (See [REDACTED] statement)</p> <p>I spoke to [REDACTED] (D.O.B. [REDACTED]) who resides at [REDACTED] Ironwood Street in Plumas Lake, Ca. 95961. [REDACTED] stated that he was in front of the residence [REDACTED] Nogales Street in his work utility vehicle, and witnessed the entire incident. (See [REDACTED] statement)</p> <p>I spoke to [REDACTED] (D.O.B. [REDACTED]) who resides at [REDACTED] Nogales Street in Sacramento, Ca. 95838 who stated to me she was in her room folding laundry when she heard some one yelling, "Get down on the ground". (See [REDACTED] statement)</p> <p>I stayed on perimeter to make sure that no unauthorized personel entered the scene.</p> <p>I cleared the call.</p>		
Prepared By: 16 GREENWALT, SHELLY	Date: 10/28/2010	Approved By: 303 LOR, CHUE Date: 10/28/2010

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SUPPLEMENT 2			
<u>Supplemental Narrative</u>			
<p>10-28-2010 (THURSDAY) / 1331 HOURS: I, Officer Nguyen# 40 and Officer B.Smith#22 unit (2C22) were in full police officer uniforms and in a marked police vehicle#716. We responded to Nogales Street and High Street regarding an officer involved shooting.</p> <p>I arrived on scene and obtained two(2) witness statements.</p> <p>I made contact and obtained a statement from [REDACTED] regarding this incident. [REDACTED] told me the following in summary.</p> <p>I was sitting in my friend's house and heard from the opened living room window someone yelling "Get on the ground". I then heard three(3) shots being fired. I got up and walked outside and saw a police vehicle parked near a few feet away from my friend's house. I looked out to my right and saw an officer standing over a person on the ground.</p> <p>End of statement.</p>			
Prepared By: 40 NGUYEN, MICHAEL	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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SUPPLEMENT 3			
<u>SUPPLEMENTAL NARRATIVE:</u>			
<p>10-28-2010, 1323 hours: I, Officer Yen #27 as 1C10, was on patrol in a marked Twin Rivers Police vehicle (#710) and I was wearing an identifiable police uniform. I was in the Main Office of the Grant West Campus (1221 South Avenue, corner of South Avenue and Dry Creek Road) when I heard Officer Smith #7 advise, via radio, that he was making contact with a suspicious subject, who was identified later as Richard SAZO, in the area of Nogales Street and High Street (approximately one block east and one block south from my location).</p> <p>Approximately one minute later, I heard Officer Smith, via radio, yell:</p> <p style="text-align: center;"><i>"Get on the ground!"</i></p> <p>I heard Officer Smith yell this approximately three times. Officer Smith's voice sounded loud and charged as if he was struggling with the subject.</p> <p>I immediately ran out of the office towards my patrol vehicle, which was parked on South Avenue just east of Dry Creek Road. As I ran to my patrol vehicle, I heard several consecutive loud popping sounds. The loud popping sounds sounded to be gunfire. A few seconds later I heard Officer Smith advise, via radio, that shots had been fired at his location.</p> <p>When I reached my patrol vehicle, I saw Lieutenant Spano #200 and Detective Dias #401 turn eastbound onto South Avenue from southbound Dry Creek Road. I entered my patrol vehicle, started it, and performed a u-turn driving maneuver and pulled behind Lieutenant Spano.</p> <p>We continued eastbound along South Avenue and turned southbound onto Osmer Lane. Lieutenant Spano came to a stop at the intersection of Osmer Lane and Nogales Street and I came to a stop immediately behind him. I saw Lieutenant Spano and Detective Dias exit their vehicle and run to a location in front of their vehicle.</p> <p>I exited my patrol vehicle and drew my department approved firearm from its holster and made my way to the location of Lieutenant Spano and Detective Dias. As I came around the side of Lieutenant Spano's vehicle, I could see that Lieutenant Spano and Detective Dias were kneeling on the ground by SAZO. I saw Officer Smith standing near SAZO and I could also see that Officer Smith's department issued weapon appeared to have had a feeding/ejection malfunction as the slide was partially locked back. I asked Officer Smith if there were any other subjects that were outstanding and he advised there were not.</p> <p>SAZO was laying on the ground and sounded as if he was yelling. I then returned to my patrol vehicle as Chief Breck #100 arrived on scene. Chief Breck then instructed me to place Crime Scene tape around the scene in order to lock the area down.</p> <p>A short time later, the Sacramento City Fire Department arrived on scene and took custody of SAZO in order to transport him to a medical facility for treatment.</p> <p>As I looked eastbound along Nogales Street, I saw several adult subjects standing near the residence of</p>			
Prepared By: 27 YEN, CORY	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010



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SUPPLEMENT 3			
<p>█ Nogales Street.</p> <p>As I approached one of the adult subjects I asked him if he had witnessed what had occurred. The adult subject, who identified himself verbally as █ told me that he had witnessed everything that had occurred leading up to the shots being fired. █ told me the following in summary:</p> <p style="text-align: center;"><u>WITNESS █ STATEMENT:</u></p> <p><i>1335 hours: I was standing here in front of █ Nogales Street, when I saw the Officer contact the guy on the bike. Out of nowhere the guy started riding off and the Officer started to chase him on foot. As the Officer ran after the guy, I heard the Officer yell "Stop!" at least three times. He shouted it one after another like "Stop!, Stop! Stop!"</i></p> <p><i>The guy rode by me and when he tried to ride up on the sidewalk in front of █ he crashed his bike. The Officer was able to catch up to him and they started wrestling a little. The Officer looked like he was trying to get control of the guy, but the other guy kept resisting. Then I saw the Officer shoot the guy with his Taser. After he shot him with the Taser, the guy started spinning around and running away. I saw the guy like pull the wires off of himself and then he started running.</i></p> <p><i>I saw the Officer draw his gun from his belt and I heard him yell:</i></p> <p style="text-align: center;"><i>"Get on the ground!"</i></p> <p><i>I heard the Officer yell this at least three times as well. After the guy crossed the street he turned around and was facing the Officer. Even I was yelling at the guy to just get on the ground. I yelled it at him several times.</i></p> <p><i>As I was yelling it, I saw the guy jam his hand into his pocket like he was reaching for something. I don't know if the guy had anything in his pocket, but he definitely jammed his hand into it like he was reaching or looking for something. When the guy started to pull his hand out of his pocket and got about half way out, that's when the Officer shot.</i></p> <p><i>I knew when the guy's hand was coming out what was going to happen and it did. When the Officer fired it was really quick, I know it was a few shots at least. At first I didn't think the Officer hit the guy, I thought the shots were fired to high, but then I heard the guy yell as he was laying on the ground. I couldn't hear what the guy was saying, but he was yelling.</i></p> <p><i>After that is when all of the other Police Officers arrived and then you came and talked to me.</i></p> <p style="text-align: center;">END OF STATEMENT</p> <p style="text-align: center;">END OF SUPPLEMENTAL REPORT</p>			
Prepared By: 27 YEN, CORY	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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<u>SUPPLEMENTAL NARRATIVE</u>		
<p>1331 Hours, 10-28-10: I, Detective S. Emert #404 was assisting with the investigation of an officer involved shooting that occurred at [REDACTED] Nogales street.</p> <p>I conducted a canvass of the area for possible witnesses. I checked [REDACTED] Nogales, there was nobody home. I checked with the residents of [REDACTED] Nogales Street. That resident did not see or hear anything. I checked [REDACTED] and [REDACTED] Osmer Street. There was nobody home.</p> <p>I checked [REDACTED] Nogales Street. There was an asian male standing in the front yard. I contacted the asian male who identified himself as [REDACTED] DOB [REDACTED]. He said that he heard five gun shots comming from the east on Nogales Street. [REDACTED] did not see what happened and did not hear anything else.</p> <p>[REDACTED] gave me his California Drivers License. CA License # [REDACTED]. He gave me a contact phone number of [REDACTED]. [REDACTED] current address is [REDACTED] Grove Avenue # [REDACTED] CA 95815.</p> <p>I checked [REDACTED] Nogales Street. The resident there did not see or hear anything.</p> <p>I checked [REDACTED] Nogales Street. A black male adult came to the front door and identified himself as [REDACTED] DOB [REDACTED] with contact phone number [REDACTED]. [REDACTED] said that he heard three gun shots comming from the east on Nogales Street. [REDACTED] said that he did not see what happened.</p> <p>I checked [REDACTED] Nogales Street. There was nobody home. I checked [REDACTED] Nogales Street, the resident there said that she did not see or hear anything.</p> <p>I checked [REDACTED] Nogales Street. The house was vacant and had a for rent sign posted.</p> <p>1543 Hours: I transported [REDACTED] (Witness) from the scene to the Sacramento Police Department located at 5770 Freeport Boulevard for questioning by Sacramento Police Department Detectives.</p> <p>1606 Hours: I completed the transport and escorted the witness to the interview room area. I stayed with the witness until one of the Sacramento Police Department Detectives contacted him and questioned him about the incident.</p> <p>1700 Hours: I cleared the call.</p>		
Prepared By: 404 EMERT, STEVE	Date: 10/28/2010	Approved By: 303 LOR, CHUE Date: 10/28/2010

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SUPPLEMENT 5			
<u>Supplemental Narrative</u>			
<p>1330 Hours/10-18-10: I, Detective AGDIPA #402, responded to an Officer involved shooting that occurred in front of the residence located at [REDACTED] Nogales Street. Upon arrival I conducted a canvas of the surrounding neighborhood in an effort to locate possible witnesses to the Officer involved shooting.</p> <p>I made contact with witness [REDACTED] at his residence located at [REDACTED] Nogales Street. Mr. [REDACTED] gave me the following statement in summary:</p> <p style="padding-left: 40px;"><i>I was working in my backyard this afternoon at around 1:30 PM when I heard what appeared to be gun shoots. I heard about 3 to 4 shoots. I then ran from my backyard to the front of my house and saw a Police Officer standing over a black male subject laying on the ground. I saw that the Police Officer had his gun in his right hand. That is when I realize that the Police Officer shot the man laying on the ground. I did not hear anyone talking or yelling before the gun shots were fired. All I heard were the 3 to 4 gun shoots and I went to investigate what was going on in front of my house. Then I heard all the Police sirens and saw all the Police Officers come to the scene to help the officer and the person on the ground.</i></p> <p>End of Statement.</p> <p>I made contact with witness [REDACTED] in front of the residence located at [REDACTED] Nogales Street. [REDACTED] gave me the following statement in summary:</p> <p style="padding-left: 40px;"><i>I was helping my friend [REDACTED] cleaning up his backyard when I heard 3 to 4 gun shots that appeared to come from in front of the house. We ran from the backyard to the front of the house to see what was going on. When I got to the front of the house, I saw the Police Officer with his gun in his right hand standing over a black male subject laying on the ground. I did not hear any talking or yelling prior to the gun shots being fired. I just heard the gun shots and then we went to the front of the house to investigate what had happen.</i></p> <p>End of Statement.</p> <p>I made contact with witness [REDACTED] at her residence located at [REDACTED] Nogales Street. [REDACTED] gave me the following statement in summary:</p> <p style="padding-left: 40px;"><i>I was inside my house watching television when I heard 4 to 5 what appeared to be gun shots. I have heard gun shots around here before. That is why I am sure it was a gun shots. After I heard the gun shots, I looked outside, but could not tell what was going on down the street near Nogales and Osmar Street. Then I heard all the Police sirens and saw them going to the area of Nogales and Osmar Street. I did not see or hear anything else. All I heard was the gun shots and then all the Police sirens.</i></p> <p>End of Statement.</p> <p>I made contact with witness [REDACTED] at her residence located at [REDACTED] Nogales Street. [REDACTED]</p>			
Prepared By: 402 AGDIPA, ARNEL	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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<p>gave me the following statement in summary:</p> <p><i>I was inside my house doing some house cleaning chores at around 1:30 PM when I heard someone repeatedly yelling "Get your hands up and get on the ground". I am pretty sure that it was male's voice that was yelling. Then I heard about 3 to 4 gun shots. When I looked outside my front window, I heard all the Police sirens and saw all the Police car heading towards Nogales and Osmar Street. That is all I heard and saw. I could not see what was going on from my front window and I was afraid to go outside on my house.</i></p> <p>End of Statement.</p> <p>I made contact with witness [REDACTED] in front of the residence located at [REDACTED] Nogales Street. [REDACTED] gave me the following statement in summary:</p> <p><i>I was working in the backyard when I heard about 4 to 5 gun shots. I could not tell exactly where the gun shots came from. The gun shots were pretty loud. When I walked to the front of my house to see what was going on, I heard all the Police sirens and saw all the Police cars traveling towards Nogales and Osmar Street. That is all I heard and saw. I could not see what was going on near Osmar Street because it was too far from my house. All I could see were the Police cars and the Police Officers walking around.</i></p> <p>End of Statement.</p> <p>The occupants of the following homes on Nogales Street, west of Osmar Street, were not home: [REDACTED], [REDACTED], [REDACTED], [REDACTED] and [REDACTED]. The following homes were vacant/for sale: [REDACTED], [REDACTED] and [REDACTED].</p> <p>1600 Hours: I transported witness [REDACTED] to the Sacramento City Police Department Head Quarter for interview by Detective.</p> <p>1630 Hours: I cleared the call.</p>		
Prepared By: 402 AGDIPA, ARNEL	Date: 10/28/2010	Approved By: 303 LOR, CHUE
		Date: 10/28/2010

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SUPPLEMENT 6			
<u>Supplemental Narrative</u>			
<p>10-28-2010 (THURSDAY) /1331 HOURS: I, Officer Nguyen# 40 and Officer B.Smith#22 unit (2C22) were in full police officer uniforms and in a marked police vehicle#716. We responded to Nogales Street and High Street regarding an officer involved shooting.</p> <p>I arrived on scene and obtained two(2) witness statements.</p> <p>I made contact and obtained a statement from [REDACTED] regarding this incident. [REDACTED] told me the following in summary.</p> <p>I saw a guy on a bike riding down Nogales Street. I could see and hear the officer yelling to the subject to stop about six(6) times. I then saw the guy drop the bike and approached towards the officer. I could see the subject taunting the officer by raising his arms in an up and down motion with open palms. I then saw the officer shoot something with a "String" hanging from the subject's shirt. I saw the subject still approaching the officer with his hands up and yelling something that I wasn't to sure of what he was saying. I then saw the officer shoot about three(3) gun shots to the subject who fell to the ground.</p> <p>End of statement.</p>			
Prepared By: 40 NGUYEN, MICHAEL	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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<u>Terrelle Antovne Sparks's Statement</u>			
<p>10-28-10 at 1323 Hours: I, Officer Greenwalt #16, spoke to [REDACTED] (D.O.B. [REDACTED]) who resides at [REDACTED] Nogalas Street in Sacramento, Ca. 95838. I spoke to [REDACTED] in the front yard of his residence. [REDACTED] stated to me the following in summary:</p> <p style="padding-left: 40px;"><i>My name is [REDACTED] and I live at [REDACTED] Nogalas Street. I was sitting in my living room, and I heard three shots fired outside. I got up and came outside and stood out here to see what was going on.</i></p> <p style="padding-left: 40px;"><i>I saw a man laying in the street on the south side of the road. I don't know if he was shot or not.</i></p> <p>(End of Statement)</p>			
Prepared By: 16 GREENWALT, SHELLY	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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SUPPLEMENT 8			
<u>Supplemental Narrative</u>			
<p>1323 Hours/10-28-10 (Thursday): I, Detective Dias #401, was partnered with Lt.Spano #200 (Unit L-1) when we responded to cover Officer J. Smith with suspicious person at Noglales Street and High Street. While en route, Officer Smith voiced on the radio:</p> <p style="text-align: center;">"Get on the ground!"</p> <p>Officer Smith continued to yell into the radio several times. Officer Smith's voice was very loud and out of breath.</p> <p>At approximately 1324 hours, Lt Spano and I arrived on scene. Officer Smith was standing in the middle of the street facing in a south west position. Officer Smith had his firearm pointed at a Hispanic male later identified as Richard Dela Cruz Sazo (DOB 7-19 1981). Sazo was lying in the street on his stomach and was yelling at Officer Smith. Sazo had blood coming from his right shoulder and his left upper leg.</p> <p>Lt. Spano and I handcuffed Sazo. I searched Sazo for weapons with negative results.</p> <p>Lt. Spano assisted Officer Smith and I stayed with Sazo until the Sacramento Fire Department arrived on scene. Medic 17 arrived at 13:34 hours.</p> <p>Sacramento Fire transported Sazo to UC Medical Center. I remained with Sazo as he was transported to UC Med Center.</p> <p>While en route to the hospital, Sazo asked for his attorney.</p> <p>We arrived at UC Medical Center at 13:52 hours.</p> <p>Sazo sustained a total of three gun shot wounds. One to his right upper shoulder, left hand and to his left upper thigh. Medical personnel advised me that his injuries were not life threatening.</p> <p>While at the hospital, I observed Sazo sign a medical form with his left hand, which had sustained a gunshot wound.</p> <p>I requested that the medical staff take blood from Sazo. At approximately 15:33 hours medical staff drew blood from Sazo. I took custody of the blood evidence and at no time was the blood evidence out of my custody. I released the blood evidence to Sacramento Police Seargent Marmie Stigerts at approximately 17:16 hours.</p> <p>Officer A. Brown #18 arrived at the hospital at 1630 hours to relieve me.</p>			
Prepared By: 401 DIAS, MARGUERITTE	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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SUPPLEMENT 8			
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Prepared By:	Date:	Approved By:	Date:
401 DIAS, MARGUERITTE	10/28/2010	303 LOR, CHUE	10/28/2010

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SUPPLEMENT 9			
<u>Supplemental Narrative</u>			
<p>On 10-28-2010 at approximately 1331 HOURS: I, Officer Abedrabbo #2, was dispatched to the corner of Nogales Street and Osmer Lane regarding an officer involved shooting. Upon my arrival, I was designated to be the scribe for the crime scene. I observed and noted the following individuals that entered the crime scene:</p>			
<u>Officer</u>	<u>Badge #</u>	<u>Dept.</u>	<u>Time: In-Out</u>
Bohrer	#250	Sac. P.D.	0000-0000
J. Smith	#7	T.R.P.D.	1325-1500
Lt. Lester	#101	Sac. P.D.	1330-1540
Sgt. Farmsworth	#2	Sac P.D.	1330-0000
Sgt. Lor	#303	T.R.P.D.	1330-1600
Lt. Spano	#200	T.R.P.D.	1330-1545
Chief Breck	#100	T.R.P.D.	1330-1530
Chernyy	#21	T.R.P.D.	1330-1540
Bell	#886	T.R.P.D.	1338-0000
Hoversten	#309	Sac P.D.	1338-0000
Laird	#459	T.R.P.D.	1338-0000
Nguyen	#40	T.R.P.D.	1453-1500
Emeret	#404	T.R.P.D.	1330-1538
Greenwalt	#16	T.R.P.D.	1330-1530
Kelly	#5	T.R.P.D.	1330-1537
Ruiz	#9	T.R.P.D.	1330-1900
Smith	#22	T.R.P.D.	1330-1500
Piazza	#785	Sac P.D.	1400-unkn
Miller	#298	Sac P.D.	1345-unkn
Sgt. Miller	#102	Sac P.D.	1340-unkn
Lalamme	#410	Sac P.D.	1347-1450
O'Malley	#649	Sac P.D.	1347-1450
Yen	#27	T.R.P.D.	1325-1538
Lt. Risley	#105	Sac P.D.	1400-1635
Edmonson	#677	Sac P.D.	1400-1635
Sabra	#291	Sac P.D.	1400-1600
Sgt. Vassalla	#3047	Sac P.D.	1400-1630
Morgan	#782	Sac P.D.	1400-1640
Abedrabbo	#2	T.R.P.D.	1330-1800
Gracia	#61	D.A.	1408-1630
Sgt. Stigerts	#3096	Sac P.D.	1408-1845
Lt. Johnson	#4061	Sac P.D.	1409-1506
Halstead	#502	Sac P.D.	1410-1645
Lewis	#4378	A.T.F.	1410-1645
Lassen	#3058	Sac P.D.	1410-1506
Jasperson	#440	Sac P.D.	1412-unkn
Dedonder	#302	Sac P.D.	1412-unkn
Prepared By:	Date:	Approved By:	Date:
2 ABEDRABBO, MUSA	10/28/2010	303 LOR, CHUE	10/28/2010

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SUPPLEMENT 9				
Joe	#39	D.A.	1415-1531	
Capt. Schiele	#5000	Sac P.D.	1420-1520	
Det. Bullard	#375	Sac P.D.	1410-1900	
Det. Berry	#248	Sac P.D.	1410-1900	
Det. Vigon	#608	Sac P.D.	1425-1900	
CSI Atkinson	#6371	Sac P.D.	1425-1900	
CSI Laughus	#6360	Sac P.D.	1427-1900	
Brown	#4886	State Parole	1427-1530	
Shippen	#769	Sac P.D.	1433-1434	
CSI Woo	#6382	Sac P.D.	1435-1900	
Agdipa	#402	T.R.P.D.	1330-1538	
Stanley	#4	T.R.P.D.	1330-1538	
Chap. Russell	#C2	Chaplain	1514-1530	
Chap. Nielson	#C138	Chaplain	1514-1530	
Martin	#5877	State Parole	1514-1550	
Starts	#879	Sac P.D.	1525-unkn	
Jestes	#436	Sac P.D.	1525-unkn	
Schneider	#701	Sac P.D.	1525-unkn	
Det. Daniels	#488	Sac P.D.	1557-1900	
Sgt. Poroli	#103	Sac P.D.	1520-1550	
Wood	#633	Sac P.D.	1530-unkn	
Cho	#25	T.R.P.D.	1440-1530	
Mack	#6354	Sac P.D.	1643-1656	
Truelock	-----	City Of Sac.	1730-1732	
Ferro	-----	City Of Sac.	1730-1732	

Prepared By: 2 ABEDRABBO, MUSA	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010
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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

1 0 - 3 2 4 3 5 5

	TWIN RIVERS POLICE DEPARTMENT		Page 18
	3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4875		10-01435
SUPPLEMENT 10			
██████████'s Statement			
<p>10-28-10 at 1340 Hours: I, Officer Greenwalt #16, spoke to ██████████ (D.O.B. ██████████) who resides at ██████████ I interviewed ██████████ in front of ██████████ Nogales Street ██████████ stated to me the following in summary:</p> <p>My name is ██████████ I was in my work truck that was parked in front of ██████████ Nogales Street, Sacramento, Ca. 95838 when I witnessed the entire incident with the officer (Officer J. Smith) and the shooting.</p> <p>I saw a dark complexion guy on a silver in color bicycle run from the officer. The officer was a white male adult with short hair, he looked about six feet tall. The guy got off the bicycle and left the bicycle on the north side of the road. I saw the subject back up to the fence at ██████████ Nogales Street. It appeared that the subject was trying to launch himself by bouncing off the fence to run.</p> <p>I heard the officer give direct orders to the subject by saying, "Get down on the ground" The subject did not comply and began to run. I could hear the subject yelling, but I could not make out what the guy was saying. The officer pulled out his taser and pointed it at the suspect. I'm not sure if the officer hit him with the taser or not because the subject did not fall to the ground. The subject was acting in a very aggressive manner.</p> <p>The subject ran to the south side of the road between the fire hydrant and the wooden telephone pole. The officer ran after the subject. I watched the subject put his hands up in the air and lunge his body towards the officer. It looked like he was trying to fight the officer. I saw him take steps advancing on the officer in an extremely aggressive manner.</p> <p>The officer took out his duty weapon and fired three shots. I don't know if the officer hit the subject or not.</p> <p>End Of Statement</p>			
Prepared By: 16 GREENWALT, SHELLY	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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	TWIN RIVERS POLICE DEPARTMENT		Page 19
	3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4875		10-01435
SUPPLEMENT 11			
<u>SUPPLEMENTAL NARRATIVE</u>			
<p>1324 Hours/10-28-2010 (Thursday): I, Sergeant LOR # 303 (Unit Sam 2) while at the Twin Rivers District Police Department heard Officer Jason Smith #7 on the police radio asking code three fire to Nogales Street and Osmer Lane in reference to shot fire. I was in full police uniform. I was driving an unmarked police vehicle fully equipped with emgency equipments.</p> <p>I responded code three to Officer Smith location. Upon my arrival I observed Lieutenat Spano #200, Detective Diaz # 401, and Chief Breck #100 on scene with Officer Smith. I observed a male adult, later identified as SAZO, Richardo Delacruz (DOB: 07-19-1981) wasy laying on the ground in handcuffed. I took Officer Smith to my vehicle and brought him to the Twin Rivers District Police Department.</p> <p>1342 Hours: Officer Smith and I arrived at the Twin Rivers District Police Department. A Sacramento City Police Department Officer Lard #459 was at the station with us as well.</p> <p>1400 Hours: Sacramento City Police Department Sergeant Keller #494 arrived at the Twin Rivers District Police Department.</p> <p>1435 Hours: Sacramento City Police Department Sergeant Keller took Officer Smith back to the scene to do a walk through.</p> <p>1620 Hours: I cleared the scene.</p>			
Prepared By: 303 LOR, CHUE	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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1 0 - 3 2 4 3 5 5

	TWIN RIVERS POLICE DEPARTMENT		Page 21
	3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4875		10-01435
SUPPLEMENT 13			
<u>SUPPLEMENTAL NARRATIVE</u>			
<p>On 10-28-2010 at approximately 1323 hours: I, Office E. Kelly, #5, was working as a School Resource Officer for the Twin Rivers District Police Department assigned to the Center Unified School District. While at Center High School, I heard over the police radio Officer J. Smith yelling "Get on the ground! Get on the ground!" and then advising of shots fired. I activated my overhead lights and siren and responded to the area of Nogales Street and Osmer Lane.</p> <p>I arrived as the scene was being secured. Officers were actively canvassing the area and taking statements from nearby residence. I then made contact with a witness identified as [REDACTED] who lives at [REDACTED] Nogales St. [REDACTED] gave me the following statement in summary:</p> <p>I live here at [REDACTED] Nogales St. I was sitting on the couch near the doorway when I saw a police officer stop a kid on a bike in front of my house. The kid had a white t-shirt and jeans. I think the guy was black or mixed. He did not have dark skin. At first the guy stopped on his bike and as the officer got out of his car the guy took off on his bike. The officer ran after him. Then the guy fell off his bike near that sign. The officer ran up on him and then the guy got up and continued to run. The officer was yelling at the guy to stop but he kept running. It was hard for me to see a lot because the city work truck was in the way. It all happened so quick. Then I heard three shots and the guy went to the ground. The guy was still moving around on the ground and the officer was telling him to stop moving. The guy was yelling that he didn't have anything. Then other officer came.</p> <p>END OF STATEMENT</p>			
Prepared By: 5 KELLY, EMILY	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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1 0 - 3 2 4 3 5 5

	TWIN RIVERS POLICE DEPARTMENT		Page 22
	3222 WINONA WAY NORTH HIGHLANDS, CA 95660 916-286-4875 SUPPLEMENT 14		10-01435
<u>Supplemental Narrative</u>			
<p>1323 Hours / 10-28-2010 (Thursday): I, Officer J. STANLEY #4 (unit 1 Charles 20) wearing full police uniform and driving in a marked Twin Rivers District police car responded to Nogales Street and High Street in Sacramento California regarding an officer involved shooting which just occurred.</p> <p>I arrived on scene, and conducted a canvas of the area attempting to obtain witness statements. I contacted [REDACTED] who was standing near the scene. I identified her as a witness to the officer involved shooting.</p> <p>She stated the following to me in summary:</p> <p style="padding-left: 40px;"><i>I was walking westbound on Nogales Street towards Osmer Lane. I was on the north curb line, and I heard some yelling, "Get on the ground" multiple times. I heard four consistent shots in a row. I did not hear a delay or pause in the shots. I looked to [REDACTED] where I heard the voices and shots. I saw an officer standing over a guy on the ground. I saw the taser wires hanging from the guy on the ground. The officer was holding another gun, I think it was nickel plated gun. The man on the ground was saying, "You shot me" "It hurts". I was scared and I ran into a neighborhood yard.</i></p> <p>End of Statement</p>			
Prepared By: 4 STANLEY, JUSTIN	Date: 10/28/2010	Approved By: 303 LOR, CHUE	Date: 10/28/2010

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Related Attachment(s) - OTHER

Attachment Description: **TWIN RIVERS PD RANGE QUALIFICATION RECORD**

Reference Number:

1 0 - 3 2 4 3 5 5

Twin Rivers Unified School District Police Department

MEMORANDUM

Inter-Department

TO: Gordon Crowder, Lieutenant

FROM: David Lugo, Sergeant

DATE: March 1st, 2010

RE: Range Qualification on March 1st, 2010

On March 1st, 2010 the department conducted a qualification course of fire (day light & low light) at the City of Sacramento's Mangan Indoor Shooting Range.

Each officer participated in the following qualification course of fire. Each officer was made aware in advance of the course of fire. The course of fire was the State of California, Bureau of Security and Instigative Services, Initial and Re-Qualification course for Armed (Exposed Firearm Permit) Security Officers. The only modification that was made to the course was the scoring and three stages where completed in low light settings. Currently the State accepts all round hits inside the 7 ring on a B-27 target. Due to an equipment mix up, all of the participants fired the course of fire using a TQ-19 grey and black silhouette training target. All shots that hit within the grey and black silhouette where counted as hits. Passing score for this course of fire was 36 hits out of 50 rounds fired, with no head shots.

The course of fire is as follows:

Stage 1 – 15 Yards	6 rounds in 30 seconds	(Standing)	LOW-LIGHT
Stage 2 – 7 Yards	14 rounds in 45 seconds		
	6 rounds standing – reload		
	6 rounds kneeling – reload in the kneeling		
	2 rounds kneeling		
Stage 3 – 7 Yards	6 rounds in 10 seconds (any approved firing position)		LOW-LIGHT



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1 0 - 3 2 4 3 5 5

Stage 4 – 7 Yards	12 rounds in 25 seconds 6 rounds unsupported strong hand only – reload 6 rounds unsupported weak hand only
Stage 5 – 5 Yards	3 rounds in 4 seconds (stage repeated = 6 rounds) LOW-LIGHT
Stage 6 – 3 Yards	2 rounds in 3 seconds (stage repeated = 6 rounds)

The following officers passed the course of fire:



J. Smith – 49



(*) Officer [REDACTED] experienced several double feed malfunctions towards the end of the qualification. I shot his weapon and it checked clear/ok, however it was extremely dirty with stuck on residue around the extractor and ejector areas of the slide ad frame. I recommended that Officer [REDACTED] clean his weapon thoroughly as these failures are caused by dirty and dry weapons.

Attached is a copy of the score sheet which includes make, model, and serial number of each officer's weapon.

The following officers failed to pass the course of fire:
NONE

After each officer was done with the qualification course of fire, each of them was instructed to clean there weapon. One cleaning box was set up on the range for the officers to use.

All personnel cleaned the range and cleared without any reports of permanent weapon failures or injuries.



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1 0 - 3 2 4 3 5 5



Twin Rivers District Police Department

Range Qualification Primary Weapon

March 1st, 2010

Mangan Indoor Range

Police Services Management

ID Number	Name	Make/Model	Serial #	Score

200				
300				
301				
302				

Police Officers/School Resource Officers

ID Number	Name	Make/Model	Serial #	Score
18				
12				
22				
20				
24				
11				
27				
19				
5				
7	Jason Smith	2006 Saab 9-5		69
17				
4				
8				
10				
1				
3				
25				

Reserve Police Officers

ID Number	Name	Make/Model	Serial #	Score
9				
6				
402				
16				
30				
15				
28				
2				
29				
23				
8				
13				
21				

1333 Grand Avenue Sacramento CA 95838 Dispatch 916 286 4875 Fax 916 286 4920



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Related Attachment(s) - DA REQUEST

Attachment Description: DA-7 REQUEST FOR OFFICER SMITH'S HANDGUNS

Reference Number:

Request for Crime Lab Examination

#10 324355

Complete this information for evidence listed below

Laboratory Submission No. (For Crime Lab Use)			Victim Officer Smith (Twin Rivers PD)	Date of Request 11-2-10
Offense Officer-involved shooting	Date of Offense 10-28-10	Victim		Subject Sazo, Ricardo
Agency Sacramento PD	Report No. 10-324355	Victim		Subject
Property No. 673376		Victim		Subject
Do you want this case compared to another case? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Agency/Report No. of comparison case	(Crime Lab Use Only) Cross Reference Lab No.	
(Submit separate DA-7 for comparison case.)				
Date Results Needed ASAP	DA Requesting Analysis	Phone No.	Investigating Officer Det. Jaspersen	Phone No. 808-0672

Reason for Request

<input type="checkbox"/> Superior Court Trial	Date/Comments:
<input type="checkbox"/> Pre-Trial Stage	Date/Comments:
<input type="checkbox"/> Juvenile Hearing	Date/Comments:
<input checked="" type="checkbox"/> Investigative Information	Date/Comments:

Brief Summary of Circumstances

On 10-28-10, Ofc. Smith with the Twin Rivers PD was involved in an officer-involved shooting. During this incident, he fired his duty gun (SIG SAUER P226 .40 cal handgun) and shot the suspect (SAZO) three times. He also drew his backup gun (Smith & Wesson 5-shot .38 special revolver) but did not fire it.

Examination Requested

Test fire both guns.

Evidence

Item No.	Description	Source (i.e. victim/suspect)
673376-1	SIG SAUER P226 .40 cal handgun	Ofc. Smith
673376-9	Magazine removed from Ofc. Smith's duty gun	Ofc. Smith
673376-5	Smith & Wesson 5-shot .38 special revolver	Ofc. Smith

Chain of Custody

From Sgt. R. McCloskey	Agency SPD	To JTS	Date 11/2/10	Time 1315
---------------------------	---------------	-----------	-----------------	--------------

Sacramento County District Attorney
Laboratory of Forensic Services
916.874.9240 • 916.874.9620 (Fax)

White: Crime Lab
Yellow: Agency
Pink: DA File

DA-7 (Rev 12/97)



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Related Attachment(s) - OTHER

Attachment Description: **GOOGLE MAP OF** [REDACTED] **NOGALES ST**

Reference Number:

10-324355
COPY
RECORDS ONLY

http://maps.google.com/maps?l=q&source=s_q&hl=en&geocode=&q=[REDACTED] Nogales+Street,+Sacram... 10/28/2010

SACRAMENTO POLICE
RECORDS DIVISION
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2010 NOV 1 - 1 7 58

acb
10-28-10

10-324355

Nogales Street, Sacramento, CA - Google Maps

Google maps

maxim

Print Send Link

Page 1 of 2



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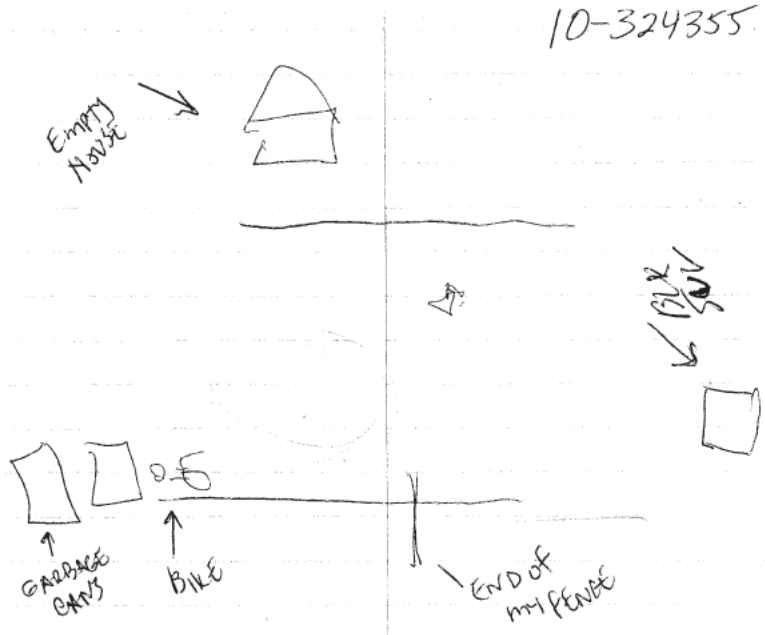
4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Attachment(s) - OTHER

Attachment Description: **DIAGRAM**

Reference Number:

COPY
RECORDS
ONLY



DRAWN BY W.T. [REDACTED]
10.28.10

2010 NOV 5 - 8 35
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RECORDS DIVISION
SACRAMENTO POLICE

DURING INTV. W/ DETECTIVE
A. BEERY



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Related Attachment(s) - OTHER

Attachment Description: **FIRING DATA REPORT ON OFC. SMITH'S TASER**

Reference Number:

*FIRING DATA REPORT ON
OFC. SMITH'S TASER*

Page 1 of 2

#10-324355



TASER Information		Downloaded By	
Serial #	X00-354929	Name	Kyle Jasperson
Model #	X26	Dept	SPD
X26 Software Version	21	Rank	Detective
Dataport CD Version	17.9	Windows Version	Windows XP
Record Date Range	10/01/2010 - 10/29/2010	Report Generated	10/29/10 08:26:35 (local)
Computer Time Zone	Pacific Standard Time *DST		
Using Daylight Savings Time	Yes		

Recorded Firing Data

Seq	GMT Time	Local Time	Duration	Temp	Battery
0001	02/22/08 20:34:42	02/22/08 12:34:42	Old Time		
0002	02/22/08 20:34:41	02/22/08 12:34:41	New Time		
0003	03/18/08 17:51:27	03/18/08 10:51:27	Old Time		
0004	03/18/08 17:50:23	03/18/08 10:50:23	New Time		
0005	04/11/08 20:58:02	04/11/08 13:58:02	Old Time		
0006	04/11/08 20:57:07	04/11/08 13:57:07	New Time		
0007	10/07/10 20:19:13	10/07/10 13:19:13	1	21	56
0008	10/08/10 23:59:55	10/08/10 16:59:55	1	19	56
0009	10/15/10 20:09:48	10/15/10 13:09:48	1	33	56
0010	10/15/10 20:09:53	10/15/10 13:09:53	1	33	56
0011	10/18/10 20:08:44	10/18/10 13:08:44	1	20	56
0012	10/27/10 14:57:33	10/27/10 07:57:33	1	18	55
0013	10/28/10 21:03:39	10/28/10 14:03:39	5	33	55
0014	10/28/10 21:03:44	10/28/10 14:03:44	5	33	55

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10/29/2010



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#10-324355

0015	10/28/10 21:03:52	10/28/10 14:03:52	5	33	55
0016	10/29/10 16:05:21	10/29/10 09:05:21	Old Time		
0017	10/29/10 15:25:31	10/29/10 08:25:31	New Time		

End of Report.

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10/29/2010



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Related Attachment(s) - OTHER

Attachment Description: **DIAGRAM & PHYSICAL EVIDENCE SHEET**

Reference Number:

SACRAMENTO POLICE DEPARTMENT
DIAGRAM AND PHYSICAL EVIDENCE SHEET

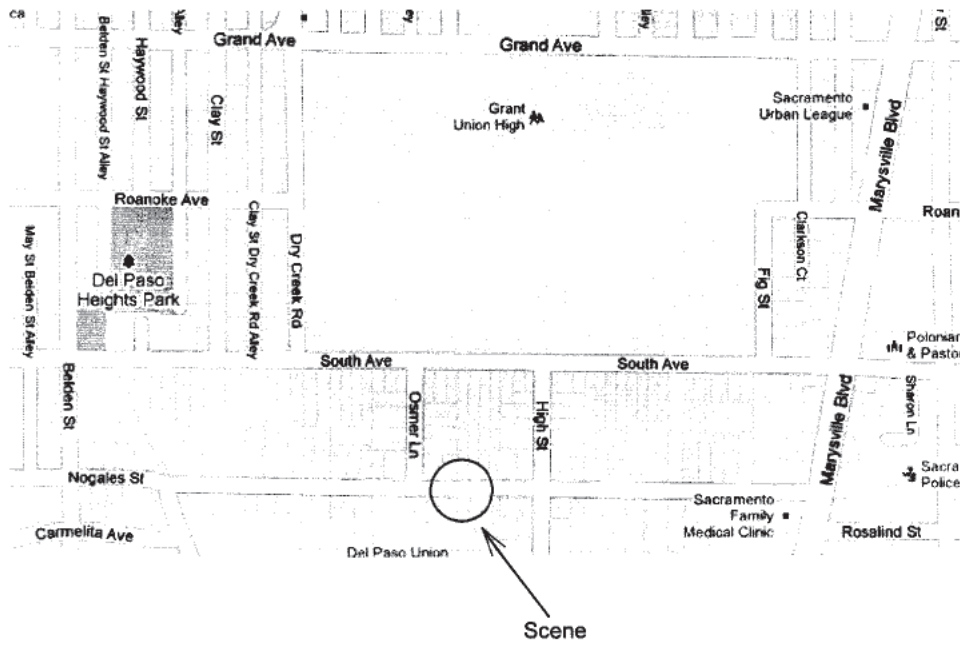
CLASS. I Report REPORT NUMBER
10-324355

VICTIM Ricardo Sazo LOCATION [REDACTED] Nogales St.

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = N/A)

Diagram #1
Overall of the Area

SACRAMENTO POLICE
RECORDS DIVISION
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2010 DEC - 6 P 12:04



PREPARED BY T. Langhus <i>TML6360</i>	BADGE # 6360	UNIT CSI	DIV 97	YRS OF SERVICE 4	DATE 10/31/10	TIME
ASSISTING OFFICER F. Woo <i>FN</i>	BADGE # 6382	UNIT CSI	DIV 97	YRS OF SERVICE 15	DATE 10/31/10	TIME
RECEIVED BY A. Schreli	BADGE # 6267	UNIT CSI	DIV 97	YRS OF SERVICE 20	DATE 11/1/10	TIME

SPD 141 (REV 8/00)

— OF —



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SACRAMENTO POLICE DEPARTMENT DIAGRAM AND PHYSICAL EVIDENCE SHEET

REPORT NUMBER
10-324355

CLASS. I Report

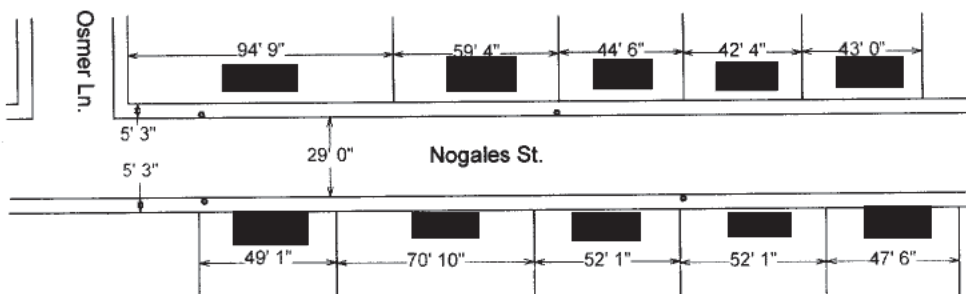
VICTIM Ricardo Sazo

LOCATION [REDACTED] Nogales St.

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = N/A)



Diagram #2
Overall of the Scene with Measurements



Legend	
•	Telephone Pole

PREPARED BY T.Langhus <i>TML6360</i>	BADGE # 6360	UNIT CSI	DIV 97	YRS OF SERVICE 4	DATE 10/31/10	TIME
ASSISTING OFFICER F.Woo <i>F.Woo</i>	BADGE # 6382	UNIT CSI	DIV 97	YRS OF SERVICE 15	DATE 10/31/10	TIME
RECEIVED BY A. Schick <i>A. Schick</i>	BADGE # 6389	UNIT CSI	DIV 97	YRS OF SERVICE 22	DATE 11/1/10	TIME

SPD 141 (REV. 08/09)

__ OF __



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SACRAMENTO POLICE DEPARTMENT DIAGRAM AND PHYSICAL EVIDENCE SHEET

CLASS. I Report

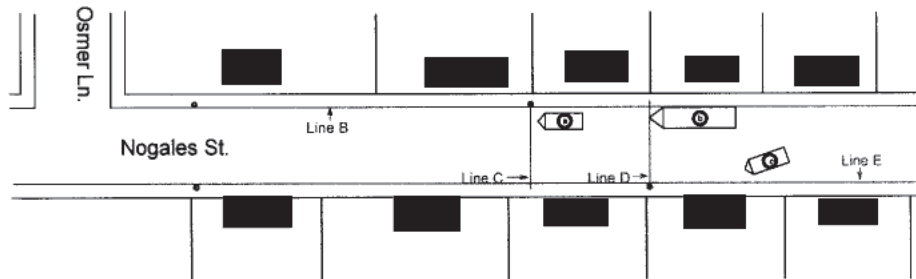
REPORT NUMBER
10-324355

VICTIM Ricardo Sazo

LOCATION [REDACTED] Nogales St.

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = N/A)

Diagram #3
Location of Vehicles with Measurements



Legend			
	Vehicle	East of Line C	South of Line B
	GMC Vandura CA [REDACTED]	passenger side front tire passenger side rear tire front end	2' 5" 2' 5"
	Sacramento City Utilities Vehicle CA EXEMPT 1336372	passenger side front tire passenger side rear tire front end	on Line B (curb) on Line B (curb)
	Dodge Charger Twin Rivers City Vehicle #731	driver side front tire driver side rear tire front end	3' 2" 7' 5"
• Telephone Pole			

PREPARED BY T. Langhus <i>TML0200</i>	BADGE # 6360	UNIT CSI	DIV 97	YRS OF SERVICE 4	DATE 10/31/10	TIME
ASSISTING OFFICER F. Wog <i>FW</i>	BADGE # 6382	UNIT CSI	DIV 97	YRS OF SERVICE 15	DATE 10/31/10	TIME
RECEIVED BY <i>A. Schick</i>	BADGE # 6369	UNIT 45	DIV 97	YRS OF SERVICE 12	DATE 12/1/10	TIME

SPD 141 (REV 9/02)

__ OF __



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SACRAMENTO POLICE DEPARTMENT DIAGRAM AND PHYSICAL EVIDENCE SHEET

CLASS. | Report

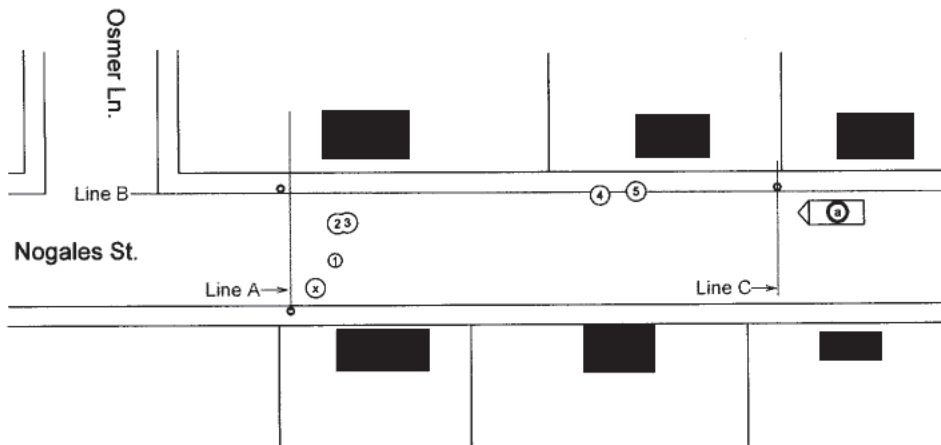
REPORT NUMBER
10-324355

VICTIM Ricardo Sazo

LOCATION ██████ Nogales St.

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = N/A)

Diagram #4
Location of Items 1 - 5 and the Apparent Blood
with Measurements



Legend

item #	Description	East of Line A	South of Line B	
1	one (1) fired casing	11' 8"	17' 3"	◦ Telephone Pole
2	one (1) fired casing	12' 4"	7' 10"	
3	one (1) fired casing	13' 10"	7' 9"	
x	apparent blood	6' 6"	24' 5"	
4	one (1) green cartridge door	West of Line C 45' 4"	South of Line B 0' 9"	Vehicle A - GMC Vandura
5	one (1) silver bike	36' 1"	on Line B (curb)	

Measurements for this vehicle on diagram 3

PREPARED BY T. Langhus <i>TML0360</i>	BADGE # 6360	UNIT CSI	DIV 97	YRS OF SERVICE 4	DATE 10/31/10	TIME
ASSISTING OFFICER F. Woo <i>F. Woo</i>	BADGE # 6382	UNIT CSI	DIV 97	YRS OF SERVICE 15	DATE 10/31/10	TIME
RECEIVED BY A. Schreck <i>A. Schreck</i>	BADGE # 6363	UNIT CSI	DIV 97	YRS OF SERVICE 6	DATE 12/6/10	TIME

SPD 141 (REV 8/00)

__ OF __



SACRAMENTO POLICE DEPARTMENT

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SACRAMENTO POLICE DEPARTMENT DIAGRAM AND PHYSICAL EVIDENCE SHEET

CLASS. I Report

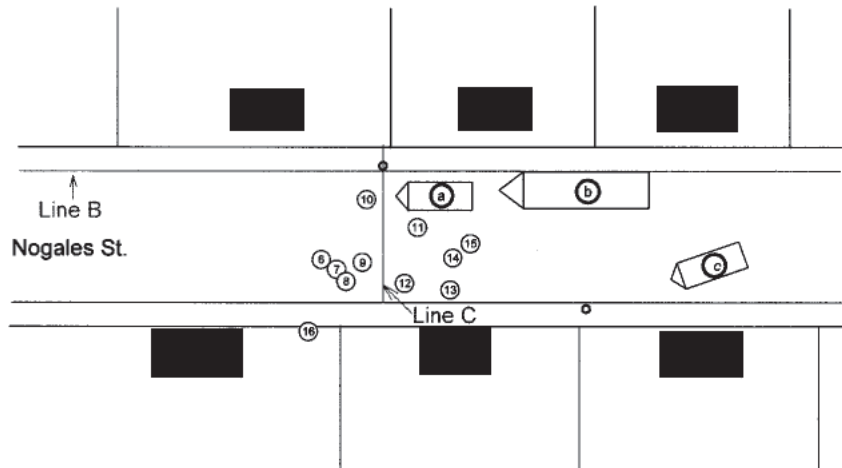
REPORT NUMBER
10-324355

VICTIM Ricardo Sazo

LOCATION [REDACTED] Nogales St.

ALL MEASUREMENTS ARE APPROXIMATE AND NOT TO SCALE UNLESS STATED (SCALE = N/A)

Diagram #5
Location of Items 6-16 with Measurements



Legend

item #	Description	W/E of Line C	South of Line B	○ Telephone Pole
6	one (1) aphid	W 13' 5"	19' 7"	Vehicles
7	one (1) aphid	W 9' 8"	22' 0"	A - GMC Vandura
8	one (1) aphid	W 8' 1"	24' 4"	B - Sacramento City Utilities Vehicle
9	one (1) green cartridge door	W 4' 6"	20' 4"	C - Dodge Charger
10	one (1) aphid	W 3' 7"	6' 3"	Twin Rivers City Vehicle # 731
11	one (1) aphid	E 7' 6"	12' 5"	Measurements for these vehicles on diagram 3
12	one (1) aphid	E 4' 8"	24' 9"	
13	one (1) aphid	E 14' 9"	26' 3"	
14	one (1) aphid	E 15' 4"	19' 2"	
15	one (1) aphid	E 19' 2"	16' 0"	
16	one (1) knife	W 16' 1"	35' 7"	

PREPARED BY	BADGE #	UNIT	DIV	YRS OF SERVICE	DATE	TIME
T. Langhus <i>TML 6360</i>	6360	CSI	97	4	10/31/10	
ASSISTING OFFICER	BADGE #	UNIT	DIV	YRS OF SERVICE	DATE	TIME
F. Woo <i>[Signature]</i>	8382	CSI	97	15	10/31/10	
RECEIVED BY	BADGE #	UNIT	DIV	YRS OF SERVICE	DATE	TIME
A. Schreie <i>[Signature]</i>	6268	CSI	97	10	11/17/10	

SPD 141 (REV 8/00)

__ OF __



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Related Attachment(s) - CRIME LAB REPORT

Attachment Description: BLOOD ALCOHOL REPORT FOR SUSPECT SAZO

Reference Number:

#10-324355

10-010448 (0001)



OFFICE OF THE
DISTRICT ATTORNEY
SACRAMENTO COUNTY
JAN SCULLY
DISTRICT ATTORNEY

CYNTHIA G. BESEMER
CHIEF DEPUTY
ALBERT C. LOCHER
ASSISTANT DISTRICT ATTORNEY
ROBERT A. JARZEN
LABORATORY DIRECTOR

December 13, 2010

SACRAMENTO POLICE DEPARTMENT
5770 Freeport Blvd. Suite 100
Sacramento, CA 95822

LAB NO: 10-010448
REQUEST NO: 0001
AGENCY NO: SPD-10-324355



NAME: Sazo, Richard Dela Cruz

Blood Alcohol Report

Submission: 001
Source: Sazo, Richard Dela Cruz
Sample Type: blood

Ethanol Result: None Detected
Date Received: 11/1/2010
Date Analyzed: 12/10/2010

I certify, under penalty of perjury, under the laws of the State of California, that this analysis was performed during the regular course of my duties, and is a true and correct report of the results of that analysis. I further certify that I am qualified to perform this analysis pursuant to Title 17 of the California Code of Regulations, and the equipment used in arriving at the results was in proper working order at the time the analysis was performed. I further certify that the analytical results were recorded at the time of analysis and that the transfer of the results for reporting purposes was performed electronically. I further certify that I am the maker of this document and that my signature has been affixed by means of an electronic device.

Craig Triebold

Craig Triebold
Criminalist
Forensic Alcohol Supervisor

December 10, 2010

Date

Jeremy Zube

12/13/2010
Technical Reviewer Date

DMT

12/13/2010
Administrative Reviewer Date

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
(916) 874-9240
This report contains the results and conclusions of the signing analyst.



SACRAMENTO POLICE DEPARTMENT

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Related Attachment(s) - CRIME LAB REPORT

Attachment Description: TOXICOLOGY REPORT ON SUSPECT SAZO

Reference Number:

#10-324355

10-010448 (0002)



OFFICE OF THE

DISTRICT ATTORNEY

SACRAMENTO COUNTY

JAN SCULLY
DISTRICT ATTORNEY

CYNTHIA G. BESEMER
CHIEF DEPUTY

ALBERT C. LOCHER
ASSISTANT DISTRICT ATTORNEY

ROBERT A. JARZEN
LABORATORY DIRECTOR

January 12, 2011

SACRAMENTO POLICE DEPARTMENT
5770 Freeport Blvd, Suite 100
Sacramento, CA 95822

LAB NO: 10-010448
REQUEST NO: 0002
AGENCY NO: SPD-10-324355



NAME: Sazo, Richard Dela Cruz

TOXICOLOGY REPORT

Submission: 001
Source: Sazo, Richard Dela Cruz

Sample type: blood
Date received: 11/01/2010

Assays performed:

tetrahydrocannabinols, barbiturates, benzodiazepines, benzoylecgonine (cocaine metabolite), methamphetamine, methadone, opiates, phencyclidine.

Drugs confirmed:

amphetamine 0.07 mg/L
methamphetamine 0.48 mg/L
morphine 0.04 mg/L
delta-9-THC 3.9 ng/mL

The subject's name on tube 001-02 is indicated as "Richard Dela Cruz Sazo."

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
(916) 874-9240

This report contains the results and conclusions of the signing analyst.

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#10-324355

LAB NO: 10-010448 (0002)

Kristel Suchland

December 29, 2010

Kristel Suchland
Criminalist

Date

Ann Parsons
1/12/2011

Jeremy Zube
1/12/2011

Technical Reviewer

Date

Administrative Reviewer

Date

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
(916) 874-9240

This report contains the results and conclusions of the signing analyst.

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Related Attachment(s) - OTHER

Attachment Description: **DA SHOOTING REVIEW LETTER**

Reference Number:

1 0 - 3 2 4 3 5 5



OFFICE OF THE
DISTRICT ATTORNEY

SACRAMENTO COUNTY

JAN SCULLY
DISTRICT ATTORNEY

CYNTHIA G. BESEMER
CHIEF DEPUTY

ALBERT LOCHER
ASSISTANT DISTRICT ATTORNEY

June 27, 2011

Chief Christopher S. Breck
Twin Rivers Police Department
1333 Grand Avenue
Sacramento, CA 95838

RE: Officer-Involved Shooting - SPD Case No. 10-324355

Shooting Officer - Officer Jason Smith, Badge #7
Twin Rivers Police Department

Person Shot: Ricardo Delacruz Sazo
(D.O.B. 7/9/81; X-Ref [REDACTED])

Dear Chief Breck:

The District Attorney's Office, as an independent agency, has completed its investigation and review of the above-referenced officer involved shooting. Issues of civil liability, tactics, and departmental policies and procedures were not considered. We address only whether or not criminal charges should be filed against Officer Smith for the shooting of Ricardo Sazo.

Written reports and other documentary items were reviewed. These materials included: Sacramento Police Department Report 10-324355, video and audio recordings, diagrams, photographs, Sacramento County Crime Lab reports, and reports prepared by District Attorney investigators.

SPECIAL INVESTIGATIONS

P.O. Box 749 * 901 G Street * Sacramento, California 95814
(916) 874-5897 FAX (916) 874-8238



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FACTS:

On October 28, 2010, Officer Jason Smith of the Twin Rivers Police Department ("TRPD") was on patrol in uniform driving a marked patrol car. At approximately 1323 hours, Smith observed Ricardo Sazo riding his bike against the flow of traffic in violation of California Vehicle Code section 21650 westbound on Nogales Street in the Del Paso Heights neighborhood. Smith pulled up to Sazo and verbally told him to stop. Sazo stopped. Smith's patrol car stopped in front of [REDACTED] Nogales Street facing westbound.

Sazo was wearing an oversized white T-shirt, a ball cap that was turned backwards, and baggy denim shorts. The T-shirt was untucked and covered Sazo's waistband. Sazo was listed on the arrest report as 5'6" tall and weighing 180lbs. Smith was listed in the report as 5'8" 200lbs. Smith had never seen Sazo before and had no history with him.

Following the incident, Smith was interviewed by Sacramento Police Department ("SPD") Det. Kyle Jaspersen. According to Smith, as soon as Sazo stopped his bike, Smith observed Sazo's hand moving towards his lower back region. Smith told Sazo, "Let me see your hands." Sazo stated that he was merely pulling up his pants. Smith replied, "I don't care what you're doing. I need to see your hands." Smith exited his patrol car and asked to see Sazo's hands. Smith also told Sazo to get off the bike. Sazo responded by pedaling his bike quickly westbound on Nogales.

Smith advised dispatch that he was involved in a foot pursuit of a subject on a bike and provided the direction of travel. Smith chased Sazo on foot and told Sazo that if he did not stop that Smith would tase him. Smith took out his taser and deployed it. When a taser is deployed the weapon fires two probes at the subject. The probes have hooks on them that are designed to become embedded in a subject's person and clothing. Once the probe embeds into the subject, a five second cycle of electricity is discharged from the taser into the subject through the probes. After that the officer can discharge another five second burst of electricity into the subject. The officer can keep doing this until the subject submits to the officer's authority.

Smith only saw one of the probes go into Sazo's back. Sazo made sounds typical of people who have been tased. The bike started to wobble and then it veered up to the north curb line of Nogales. (Note: the bike was later found on the curb in front of [REDACTED] Nogales, the home of [REDACTED]) Smith then discharged his taser at Sazo again and it appeared to have no effect on Sazo. Sazo staggered but never fell to the ground.

Smith's recollection was that Sazo then rode off on his bike again westbound and that Smith discharged the taser one more time. All the other witnesses were consistent in stating that Sazo left the bike near the fence of [REDACTED] Nogales and continued on foot. The crime scene photos show the bike in the gutter in front of [REDACTED] Nogales. Det. Jaspersen's opinion based upon a view of the scene was consistent with the other witnesses and he asked Smith about this point. Smith agreed that it was possible Sazo never got back on the



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bike after the second taser discharge. The taser records indicate three full 5-second cycling discharges of Smith's taser, corroborating Smith's statement that he discharged the taser three times. Smith's first taser deployment was at 1323:49 hours. The next discharges were at 1323:54 and 1324:02 hours.¹

Smith stated Sazo had no noticeable reaction to the third discharge of the taser. Smith stated Sazo started to get much more violent and that he started advancing on Smith. Smith's recollection was that Sazo was on the bike advancing towards him while reaching towards the back of his waistband – the same region he reached for upon the initial contact.

In reference to the movement when Sazo started advancing toward him, Smith stated:

"I drew my department issued firearm and discharged 3 rounds at the subject. I was in fear for my life, my safety, and I didn't know if the subject didn't have any weapons or if he was inflicting harm on me."

Smith stated that the distance between himself and Sazo at the time of the shooting was about three to five feet. Sazo was facing Smith directly as he was advancing towards Smith so that Smith could not see what was behind Sazo's back.

Smith's gun, a .40 caliber Sig Sauer P226, malfunctioned after the third round was fired. It was later determined that this was due to a defective round that could not be properly loaded into the chamber of the gun. After unsuccessfully attempting to clear the Sig Sauer so that it could fire again, Smith drew his back-up gun, a chrome .38 Special Smith & Wesson revolver, and told Sazo, "If you move again, I'll kill you." Smith advised dispatch that shots were fired and code-3 fire was needed. Sazo was lying in the street in front of the west side of ██████ Nogales Street after he was shot. Sazo was face down with his head toward the middle of the street and his feet were near the south curbside which had a telephone pole close by. Crime scene photos depict Sazo's blood stains on the street in this area.

Sazo's parole revocation attorney, Scott Wippert, submitted three CD's that are poor quality recordings of the testimony at Sazo's December 13, 2010 parole revocation hearing. Wippert had an audio expert attempt to filter out hiss and adjust the speed of the recording so as to make the CD's more understandable. Even after an expert's attempt to clean up the recording, only portions of the questions and answers could clearly be heard. As to other portions, one had to guess at what was said on the recording.

At Sazo's parole revocation hearing, Smith's testimony (that could be heard) of his recollection of the shooting was generally consistent with his statement to Det. Jasperson, with a few differences. Smith recalled deploying his taser twice instead of the three times

¹ When Det. Jasperson downloaded information from the taser on October 29, 2010, it was determined that the taser's internal clock was 39 minutes 50 seconds faster than the actual time. According to the taser, the discharge times were 1403:39, 1403:44 and 1403:52.



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he told Det. Jasperson. Additionally, the distance between Smith and Sazo at the time of the shooting went from "three to five feet" up to "three to five yards."

TRPD Lt. Spano and Det. Dias arrived on scene just after the shooting and handcuffed Sazo. Sazo was taken to U.C. Davis Medical Center where he was treated. Sazo had gunshot wounds to his right shoulder, left hand and left upper leg. Although the bullet that entered the leg broke Sazo's femur, none of the wounds were life threatening. Det. Jasperson attempted to talk to Sazo at the hospital about the incident; however, Sazo invoked his right to an attorney before Det. Jasperson could even read him his Miranda rights.

Det. Dias had received Sazo's felony blood sample from the hospital. The blood sample was analyzed by the Sacramento County Crime Lab. Crime Lab report number 10-010448 indicated that Sazo had no alcohol in his system. However, Sazo's blood did contain amphetamine 0.07mg/L, methamphetamine 0.48 mg/L, morphine 0.04 mg/L and delta-9-THC 3.9 ng/mL.

Numerous individuals witnessed all or part of the incident. Accounts vary greatly as to what transpired. Some witnesses said that Sazo was not advancing towards the officer and not reaching towards his back at the time he was shot. According to these witnesses Sazo was just standing in the street when he was shot.

On the other hand, several witnesses said that Sazo was aggressively advancing towards Smith at the time of the shooting. Two witnesses also saw Sazo reaching towards his rear waistband right before Sazo was shot. The witnesses had different vantage points of the incident.

Nogales Street is a residential street that runs east to west. The street numbers decrease as one travels westbound. Smith's patrol vehicle was parked in front of [REDACTED] Nogales Street (all addresses are on Nogales Street unless otherwise noted) on the south side of the street. Exhibit A is attached to this letter and depicts the witnesses' locations in relation to the different aspects of the incident. The following is a summary of the various witness statements provided to law enforcement and other sources.

A Sacramento City utility truck was parked directly in front of [REDACTED] the west of [REDACTED] facing westward. [REDACTED] and [REDACTED] both city employees, were sitting inside the truck at the time of the incident. On October 28, 2010, [REDACTED] old SPD Det. Johnson that he was sitting in the passenger seat of the truck (in front of [REDACTED] with [REDACTED] in the driver's seat when he heard a voice saying, "Stop. Get on the ground." He saw Smith with a taser in his hand chasing Sazo on his bike. When Sazo was 25 or 30 feet in front of [REDACTED] he jumped or lost control of the bike and ended up on the north curbside. Smith told Sazo to stay on the ground. Sazo then leaned against the cyclone fence in the front yard of [REDACTED] and "bounced back" at Smith and ran around Smith across the street. Smith was following Sazo telling him to "Get down. Get down on the ground." Sazo ended up on the south curbside facing Smith who was 10 feet away to the north with



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the taser in his hand. Sazo held his hands up like he was going to rush Smith. [REDACTED] said Sazo was leaning to the left and right trying to taunt the officer, like he was going to run. Sazo was saying something to Smith but [REDACTED] could not hear what was said. [REDACTED] did not see anything in Sazo's hands. [REDACTED] also did not see Smith draw his gun, but he heard three shots. [REDACTED] said he saw Sazo lunge toward Smith, then [REDACTED] looked at his partner, [REDACTED] at the time of the shooting. [REDACTED] admitted not being able to watch what happened every second. He said it was hard to see everything that happened. [REDACTED] said the distance between Smith and Sazo at the time of the shooting was 15 feet.

On October 28, 2010, [REDACTED] spoke to SPD Det. Vigon. [REDACTED] was sitting in the driver's seat of the truck when he heard Smith say "I want to talk to you." He heard the police car stop and the door open. When Smith opened up the door, Sazo took off on his bike. Smith said "Stop, stop" a lot of times. Smith then shot Sazo with his taser. Sazo kept going for 40 feet, then fell down. Sazo got up and made aggressive motions towards Smith with clenched fists, then he ran again. Smith was still yelling "Stop, stop" at Sazo. Sazo then stopped and turned to Smith like he wanted to fight. Sazo took three steps towards Smith, and then Smith shot Sazo. [REDACTED] did not see any weapons on Sazo nor did he see Sazo reaching into his waistband. [REDACTED] estimates that Smith was 10 - 15 feet away from Sazo at the time of the shooting.

On October 28, 2010, [REDACTED] spoke with SPD Det. Bullard. [REDACTED] was driving his vehicle westbound on Nogales and was passing by the city utility truck at the time of the incident. When Sazo took off running, [REDACTED] pulled in front of the utility truck and parked. [REDACTED] next saw Sazo falling off his bike. Smith yelled at Sazo, "Lay down! Lay down!" Smith then fired his taser at Sazo. [REDACTED] then said they were fighting in the middle of the street. Sazo was swinging at Smith. Sazo swung with closed fists about six times telling Smith to "Get back, man." Smith was telling Sazo to get on the ground. [REDACTED] stated he said, "Man, why don't you just get on the ground." It is at this point that Smith pulled his gun, pointed it at Sazo with both hands on the gun and said, "Get on the ground! Get on the ground! Sazo then reached behind his right hip with his right hand as if to grab a weapon or gun. [REDACTED] thought Sazo was reaching for a weapon when Sazo reached back. Then Smith shot Sazo. [REDACTED] estimated that Smith was approximately 5 feet from Sazo at the time of the shooting. [REDACTED] said he was fifty to sixty feet away from the shooting.

The shooting took place near a telephone pole that is between [REDACTED] and [REDACTED] Nogales Street. [REDACTED] faces north. [REDACTED] lives in [REDACTED] and was at the house at the time of the incident. On October 28, 2010 at approximately 1:30 p.m., [REDACTED] told TRPD Det. Agdipa that he was working in his back yard when he heard 3-4 gunshots and ran from his backyard to see a police officer standing over a black male subject. The fact that [REDACTED] was in the backyard at the time of the shooting appears to be corroborated by witness [REDACTED]



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On October 28, 2010, [REDACTED] told Det. Agdipa that he was helping his friend [REDACTED] clean up his backyard when he heard 3-4 gunshots. [REDACTED] then stated, "We ran from the backyard to the front of the house to see what had happened." [REDACTED] use of the word "we" in his statement suggests that he was not alone; however, just who else might have been with him is not clear. Officers contacted a total of four witnesses at [REDACTED]. Witness [REDACTED] and [REDACTED] were also contacted at [REDACTED]. On November, 29, 2010, Holtz told Det. Jasperson that [REDACTED] was in the front of the house at the time of the shooting and two guys were in the back of the property. [REDACTED] thought one of the people in the back was named [REDACTED] and that he had a younger helper. Both were Hispanic. When Det. Jasperson informed [REDACTED] that the police reports indicated that a [REDACTED] and [REDACTED] were contacted at [REDACTED] [REDACTED] said he was not sure if [REDACTED] real name was [REDACTED]. The approximate age of the helper matched the date of birth given by [REDACTED]. [REDACTED] never gave a statement to police and Det. Jasperson has been unable to locate [REDACTED] or [REDACTED] for follow-up statements.

On October 28, 2010 at 4:02 p.m., [REDACTED] told SPD Det. Wood that he was inside the house when he heard several (two or three) gun shots from the street in front of the house. It was at this point that he came to the front of the house. [REDACTED] said, "I didn't hear or see anything else."

Later, Scott Wippert, the attorney representing Sazo on his parole violation hearing, contacted Det. Jasperson and told him that [REDACTED] had actually witnessed the incident and had given a statement to his investigator. Det. Jasperson then reinterviewed [REDACTED] at his residence on November 17, 2010. [REDACTED] said he was in the front bedroom of the house which has a window on the north side looking out on the street. The telephone pole is approximately at a 45 degree angle from the window. [REDACTED] started watching the incident when Smith was running after Sazo. [REDACTED] said Smith was tasing Sazo as he chased him across the street in a zig-zag pattern. [REDACTED] said that Sazo had his hands up like he was being "shocked" (tased) and turned towards Smith and Smith shot him. [REDACTED] emphasized how terrified Smith looked after the shooting.

On November 9, 2010, [REDACTED] also gave a taped statement to private investigator, [REDACTED] who was retained by Eric Berg, a civil attorney representing Sazo. In this statement, [REDACTED] described Sazo being tased, then removing the taser, or that the officer let off the trigger and then Sazo, at that point disoriented, turned toward Smith and was shot. [REDACTED] said that Sazo never charged the officer nor did Sazo ever reach back to his waistband. [REDACTED] said that Smith fired the last two shots while Sazo was on the ground. However, [REDACTED] also said the shots were in quick succession, "Bam, bam, bam!" Further, [REDACTED] said about the shooting, "I couldn't see exactly everything, you know, second for second."

[REDACTED] explained his reason for initially telling the police he did not see anything because he did not want to get involved. But upon learning (incorrectly) that Sazo died, he felt compelled to come forward. [REDACTED] said he first gave a statement to Channel 10 news where the camera only showed his shadow. Det. Jasperson found a short news clip on the



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Channel 10 website that had a person who sounded like [REDACTED] talking as the camera filmed his shadow. This person told Channel 10:

The first thing he did was he shot him with the taser.

Later in the video, this same subject can be heard stating:

The kid was running out of it and he was ... he was kind of running delirious because he'd just been shot. And he kind of ... he was kind of twisted around ... was kind of coming back across the street, uh towards the police officer.

Det. Jasperson was unable to obtain any unaired footage or the identity of the speaker from Channel 10. Det. Jasperson discovered that [REDACTED] was the subject of a domestic violence restraining order and had recently been arrested for violating that restraining order. The person who opened up the door for Det. Jasperson on November 17, 2010 was not surprised that police were there for [REDACTED]. The person said to Det. Jasperson, "He's in trouble again?" The person went on to say that Wasson was a "vacuum for shit."

On October 28, 2010, [REDACTED] spoke with TRPD Officer Nguyen. [REDACTED] told Officer Nguyen the following in summary:

I was sitting in my friend's house and heard from the opened living room window someone yelling "Get on the ground." I then heard three (3) shots being fired. I got up and walked outside and saw a police officer parked near a few feet away from my friend's house. I looked to my right and saw an officer standing over a person on the ground.

[REDACTED] later that day spoke with SPD Det. Montoya. [REDACTED] said that he was at [REDACTED] his cousin witness [REDACTED] house, playing Modern Warfare (a violent video game) all day. [REDACTED] and his cousin were in the living room together when he heard someone outside yelling, "Stop, Stop!" [REDACTED] looked over his shoulder and saw two people's heads go running by. [REDACTED] thought that it might be the police yelling and chasing someone because they are always chasing people in the neighborhood. [REDACTED] got his cousin, put on his shoes and opened the front door. [REDACTED] said that he did not really see much but he did see that Smith and Sazo were tussling. Smith then threw Sazo on the ground and he saw smoke come from the officer's gun. [REDACTED] heard three to four really quick shots. [REDACTED] thought Smith had killed Sazo. [REDACTED] never saw Smith fire his taser. At the time of the shooting, Smith was three to four feet from Sazo. [REDACTED] has an extensive criminal record. He has arrests for battery on a peace officer, resisting an officer by force, and carjacking. [REDACTED] is currently on felony probation for assault by means of force likely to produce great bodily injury from a 2007 conviction. That probation was violated twice, in 2008 and in 2009. [REDACTED] also suffered a misdemeanor felon in possession of ammunition conviction in 2007, less than five months after being placed on felony probation.

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On October 28, 2010, ██████ told SPD Det. Berry that he did not witness the shooting. ██████ statement indicates that ██████ original statement to Officer Nguyen was probably the accurate one. In ██████ statement to Det. Montoya, ██████ said he got his cousin (██████) and opened the front door. ██████ then said he witnessed tussling before Smith threw Sazo to the ground and shot Sazo. If ██████ was with ██████ as ██████ claimed, he would have seen the shooting.

On October 28, 2010, ██████ spoke with SPD Det. Johnson. ██████ lives at ██████ (the house that Smith parked his patrol car in front of when he originally stopped Sazo). ██████ was watching TV when she noticed Smith stopping Sazo. ██████ went outside and saw Smith chasing Sazo. The city utility truck was parked in front of the house next door on the west side partially blocking her view. ██████ admitted that her view of the shooting was not that good. She could only see Smith's back, which blocked her view of Sazo. ██████ was not sure but thought that Smith had shot Sazo while Sazo was on the ground on his stomach. ██████ estimated that the officer and the suspect were five feet apart at the time of the shooting. ██████ did not see Sazo hit the ground. ██████ has a 2001 misdemeanor conviction for welfare fraud.

On October 28, 2010, ██████ spoke to SPD Det. Beery. ██████ lives at ██████ where Sazo's bike was found on the curb in front of the house. ██████ was in her bedroom folding clothes at the time of the incident. The window in this bedroom is in the front of the house and faces south towards the street. ██████ is nearsighted and was not wearing her glasses at the time of the incident. However, ██████ stated that she could see "pretty well." ██████ said she first noticed Smith chasing Sazo in the street. ██████ said they were running around in circles for about five minutes. ██████ saw Smith fire his taser at Sazo but said that it did not hit Sazo. Smith then pulled out his gun. Sazo was running with his right hand at the rear waistband of his pants. Sazo's left hand was kind of in front of him. Sazo then turned towards Smith and continued to run. That is when Smith shot Sazo with three quick shots. ██████ statement is not clear in which direction Sazo was running when shot. ██████ admitted that she was mainly focused on Smith at the time of the shooting. ██████ marked an aerial map of the scene indicating where her house was located as well as where the shooting took place. ██████ had the shooting occurring almost right in front of her house when in fact the physical evidence indicates it happened further down the street in front of the west side of ██████ ██████ suffered a felony conviction for possession for sale of a controlled substance in 2004, a felony conviction for welfare fraud in 2008, and a misdemeanor conviction for petty theft in 2008. She is currently on felony probation for the welfare fraud conviction.

LEGAL ANALYSIS:

A peace officer may use deadly force under circumstances where it is reasonably necessary for self-defense or defense of another. Additionally, an officer who has reasonable cause to believe a person has committed a public offense or is a danger to others may use reasonable force to affect arrest or detention, to prevent escape or to overcome resistance. (*Tennessee v. Garner* (1985) 471 U.S. 1; *Graham v. Connor* (1989) 490 U.S. 386; *Kortum v. Alkire*



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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(1977) 69 C.A. 3d 325; California Penal Code Section 853a; CALCRIM 2670.) An officer who attempts to arrest or detain a person need not retreat or desist from his efforts by reasons of the resistance or threatened resistance of the person; nor shall the officer be deemed an aggressor or lose the right to self-defense by use of reasonable force. (California Penal Code section 835a.) Police may use some degree of physical coercion or threat thereof to accomplish an arrest. The force used must be objectively reasonable, considering such issues as the severity of the crime, whether the suspect posed an immediate threat to police or others, and whether the suspect actively resisted arrest or attempted flight. (*Graham v. Connor* (1989) 490 U.S. 386.) The reasonableness inquiry takes into account those facts known to the officer at the moment he or she uses deadly force to apprehend a fleeing suspect. (*Ford v. Childers* (7th Cir. 1988) 855 F.2d. 1271, 1275; *Sherrod v. Berry* (7th Cir. 1988) 856 F.2d 802, 804.)

The person being detained or arrested may be subjected to such restraint as is reasonably necessary for his arrest and detention and has a concomitant duty to permit himself to be detained. (*People v. Allen* (1980) 109 C.A.3d 981, 985; CALCRIM 2670, 2671, 2672.) The rule "requires that the officer's lawful conduct be established as an objective fact; it does not establish any requirement with respect to the defendant's mens rea." (*People v. Jenkins* (2000) 22 Cal.4th 900, 1020.) California law permits the use of deadly force if the officer actually and reasonably believed he was in imminent danger of death or great bodily injury. (CALCRIM 3470.) An officer who uses deadly force must actually believe that force is necessary. The appearance of danger is all that is necessary; actual danger is not. (*People v. Toledo* (1948) 85 Cal.App.2d 577; *People v. Jackson* (1965) 233 Cal.App.2d 639.) Thus, the officer may employ all force reasonably believed necessary. (CALCRIM 3470.) The reasonableness of a particular use of force must be judged from the perspective of a reasonable officer on the scene, rather than with 20/20 hindsight. The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation. (*Graham v. Connor* (1989) 490 U.S. 386.)

The law in this area is clear. The facts in this case are not. The crux of this case is did Smith actually and reasonably believe he was in imminent danger of death or great bodily injury at the time he shot Sazo. As to the facts of this shooting, was it reasonable for Smith to believe that Sazo was reaching back for a weapon which could be used to inflict death or great bodily harm on Smith? Factually one part of the equation is clear. Smith and Sazo were close enough that Sazo could have inflicted death or great bodily injury on Smith. Although witnesses' statements varied as to the distance between Smith and Sazo at the time of the shooting, the amount of the variance is small. The range was from three to 15 feet. Even at the greatest distance cited of 15 feet, Sazo was close enough to apply lethal force with a multitude of weapons.² The crime scene photos of the blood stain on the street

² Officers are frequently trained that at a distance of 21 feet or less, from a standing start, a subject with an edged weapon can cover the distance to an officer (or indeed any person) in less than two seconds. This is sometimes called the "Tueller Rule" because its origin is based on the research of Sgt. Dennis Tueller of the



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in relation to the cartridges ejected from Smith's gun are consistent with the distance range of three to 15 feet.

The part of the equation where witness statements differ is whether Sazo was reaching towards the back of his waistband as if to grab a weapon at the time of the shooting. If as [redacted] and [redacted] clearly state, that Sazo was reaching towards the back of his waistband as if to grab a weapon at the time of the shooting, then the shooting was a lawful use of force. [redacted] and [redacted] are consistent in their statements that Sazo was reaching back to his rear waistband as if to grab a weapon. [redacted] also stated that Sazo's hand was near his rear waistband at the time of the shooting.

The problem is there were other witnesses whose statements are inconsistent with those of [redacted] and to an extent [redacted] on this issue. To complicate matters these statements are also inconsistent with each other. Some of these other witnesses did not have good vantage points; other witnesses have credibility issues, such as prior inconsistent statements and prior criminal histories. A brief review of the other witnesses' statements and the circumstances surrounding the statements illustrates the difficulties of relying on these other witnesses' statements.

[redacted] was living in [redacted] and observed the shooting through her bedroom window. [redacted] also admitted to being near-sighted and not wearing her glasses at the time. [redacted] said that Smith and Sazo were running around for about five minutes. No other witnesses claimed the incident lasted near that long. Right before the shooting, [redacted] said Sazo was running with his right hand at his rear waistband when he turned towards Smith and continued to run. This is when Smith shot Sazo. This corroborates [redacted] and [redacted] statements that Sazo's hand was at his rear waistband at the time of the shooting. [redacted] stated, "[H]e appeared to be holding up his pants." The fact that [redacted] used the word "appeared" combined with the fact that she was not wearing her glasses may indicate [redacted] was speculating as to what Sazo was doing with the right hand at his rear waistband. [redacted] potential bias against Smith can be seen in her statement that in her opinion Smith shot Sazo because Smith got frustrated he could not catch Sazo. [redacted] has a criminal history and is on felony probation. People with prior felony convictions often have a bias against law enforcement. Given her vision issues and the distance from her vantage point to the incident, it appears that [redacted] was speculating.

[redacted] in his last two statements claimed to be in the front bedroom of [redacted] looking out the window at the incident. [redacted] s last two statements claim that Sazo after being tased turned toward Smith and was shot. But the fact [redacted] has given widely differing versions of where he was at the time of the shooting and what he saw would tend to detract from his credibility as a witness. [redacted] originally said he was in the backyard and saw nothing. Then he was in the house and saw nothing. Then he was standing right at the front

Salt Lake City Police Department. Various law enforcement research and training resources specifically address the danger of dealing with a suspect armed with a knife at 21 feet or less.

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window looking out and saw everything. [REDACTED] also has a criminal record. All of these factors weaken [REDACTED] credibility.

[REDACTED] originally said that he was playing a video game and did not come outside until after he heard the shots and the first thing he saw was Smith's patrol car. It was only after looking to his left and seeing the patrol car that [REDACTED] looked to his right and saw someone standing over Sazo. Later [REDACTED] told Det. Montoya that he was standing at the front of [REDACTED] when he saw the shooting. [REDACTED] admitted he did not really see much. [REDACTED] claimed to have seen Smith and Sazo tussling. Then Smith threw Sazo to the ground and shot him. [REDACTED] differing statements call into question his credibility. Further weakening [REDACTED] credibility is the fact that [REDACTED] said he did not witness the shooting and [REDACTED] claimed [REDACTED] was with him when [REDACTED] saw the shooting. [REDACTED] also has an extensive criminal record which materially affects his credibility.

[REDACTED] was sitting in the utility truck far down the street from the shooting scene in front of [REDACTED] was so far away he could not even see Smith draw his gun. Further, [REDACTED] said he was focused on the officer and not Sazo. [REDACTED] said he could not tell what race Sazo was, except that he was not Caucasian. [REDACTED] said he saw Sazo holding his hands up like he was going to rush Smith. Finally, [REDACTED] said at the time of the shooting he was looking at [REDACTED]. Therefore, it is easy to see why [REDACTED] did not see Sazo reaching to his rear waistband at the time of the shooting.

[REDACTED] was in the utility truck with [REDACTED]. [REDACTED] said that Sazo was running away when he stopped and turned to Smith like Sazo wanted to fight Smith when Sazo got shot. [REDACTED] did not see any weapons on Sazo nor did he see Sazo reach into his waistband.

[REDACTED] was living in [REDACTED]. Her view was partially blocked by the utility truck and she admitted that she did not get a good view. [REDACTED] was clear in her statement that she did not see Sazo fall. [REDACTED] could only see Smith's back. Smith blocked her view of Sazo. Thus, [REDACTED] could not have seen Sazo reach back to his rear waistband.

[REDACTED] and [REDACTED] observations must be viewed with caution due to the fact they were further away than the other witnesses mentioned and they also admitted not seeing everything.

[REDACTED], [REDACTED] and [REDACTED] are the three civilian witnesses with the best vantage points. Two of them, [REDACTED] and [REDACTED] saw Sazo's arm at his back waist area at the time of the shooting. This corroborates [REDACTED] statement about Sazo reaching back as if to grab a weapon. [REDACTED] is the only one of these witnesses that did not see Sazo's arm at his back waist. However, as stated above, the credibility of [REDACTED] statements is very questionable.

[REDACTED] was at the front door of [REDACTED] the same house that [REDACTED] was in front of when [REDACTED] made his observations. [REDACTED] is not included as one of the civilians with the best vantage point for several reasons. First, [REDACTED] originally claimed not to have seen Smith



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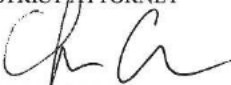
or Sazo until after the shooting. Second, [REDACTED] second version of what occurred had him further from the scene than [REDACTED] [REDACTED] was in the street looking almost directly at Sazo. [REDACTED] was at the front door north of [REDACTED]. Further, [REDACTED] also admitted that he did not see much. Finally, [REDACTED] claimed that Smith and Sazo were "tussling" and that Smith threw Sazo down right before the shooting. No one else saw anything close to that scenario. Also, as noted above, [REDACTED] criminal history affects his credibility.

The statements of [REDACTED] [REDACTED] and [REDACTED] to the extent she also saw Sazo's hand at his back waistband) would indicate that this was a justifiable shooting. Smith's first contact with Sazo resulted in Sazo reaching back to his lower back region where his waistband was covered by a long T-shirt. Then Sazo attempted to flee. Smith repeatedly told Sazo to "Stop" or "Get on the ground." Smith made several attempts to stop Sazo's flight by use of the taser. The result, Smith recounted, was that Sazo got much more violent. Then Sazo started advancing towards Smith while reaching towards the back of his waistband. There are reasons that a person may reach behind their back other than to grab a weapon. But when one does it from a close distance during a hostile confrontation with an officer, the most reasonable conclusion from an officer's perspective is that one is going for a weapon. And from three to 15 feet away, Sazo could have been on Smith with a weapon before Smith got his gun out of the holster had Smith not acted quickly. Based upon the totality of the circumstances, the use of deadly force was justified because it was reasonable for Smith to believe that Sazo was reaching for a weapon as Sazo advanced violently on Smith.

Under these circumstances, although there is conflicting evidence about exactly what occurred, credible evidence indicates that this shooting was lawful. At the time Smith fired his gun he actually and reasonably believed that Sazo was aggressively advancing towards Smith while reaching for a weapon. Therefore, we will take no further action in this matter.

Very truly yours,

JAN SCULLY
DISTRICT ATTORNEY


CHRIS CARLSON
Deputy District Attorney

cc: Officer Jason Smith, Twin Rivers Police Department
Det. Kyle Jaspersen, Sacramento Police Department
Francine Tournour, Office of Public Safety Accountability

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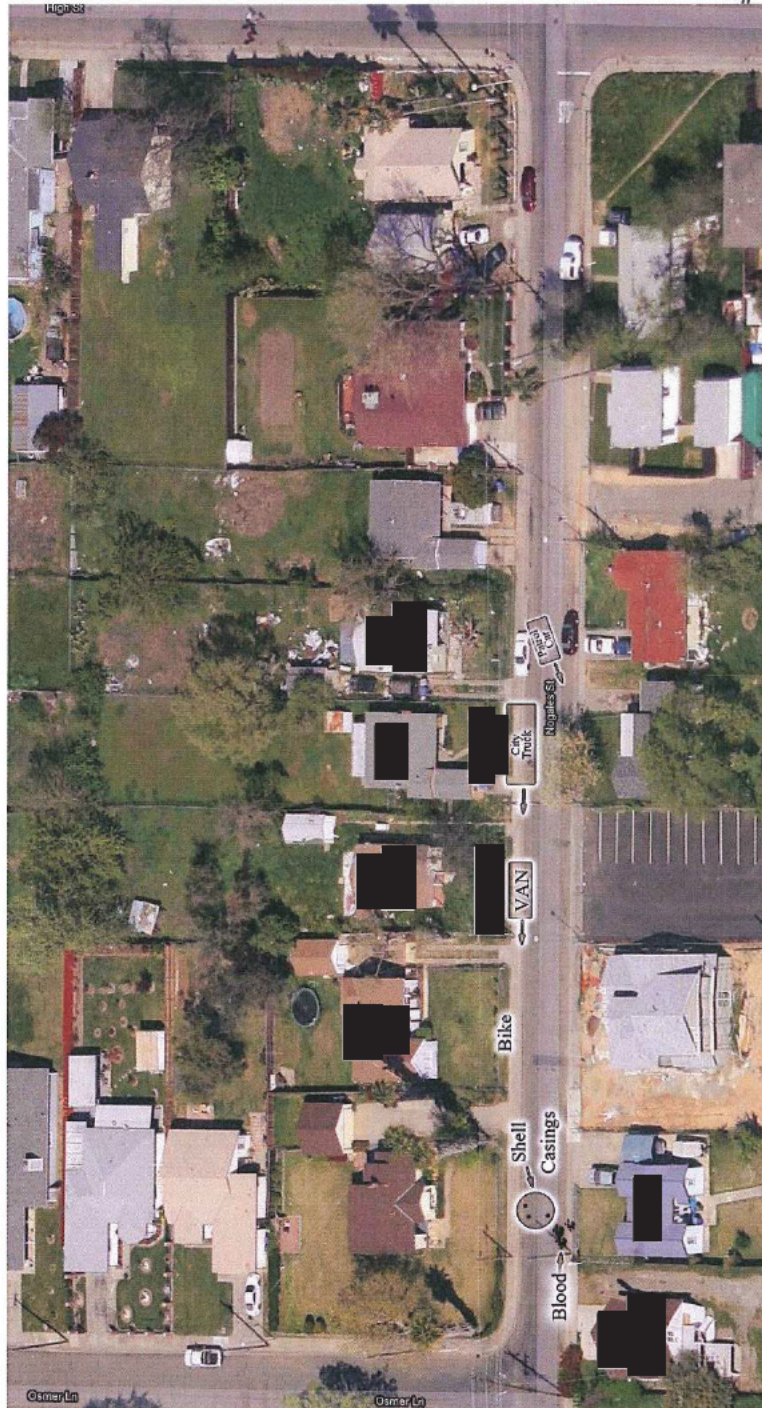


EXHIBIT A



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Related Attachment(s) - ATTACHMENTS

Attachment Description: RTN PC FOR RICARDO SAZO

Reference Number:

Sacramento Police Department
Traffic & Property Section
351 Dequia Pacific Blvd
Sacramento CA 95814
RETURN SERVICE REQUESTED
PMSL



UNITED STATES POSTAGE
02 1A \$00.34⁰
0004391945 APR 18 2014
MAILED FROM ZIP CODE 95814

DATE : 04/16/2014
Property Record # : 673308
Case # : SA2010324355

The item(s) listed under the above
listed Property Record number can
now be released. If the item(s)
remains unclaimed by 05/01/2014,
the property will be destroyed in
accordance with California law.

RICARDO SAZO

*6-9-14
Disposed*

FOR AGENTS USE FOR ADDITIONAL
INFORMATION

NIXIE 957 4E 1000 0206/03/14

717

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 95811022955 *1441-87715-18-39





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Related Person(s)

1. VICTIM # 1 - SMITH, JASON 7

(Case Specific Information)

Sex: Male
Race: UNKNOWN
, California

Phone Numbers

BUSINESS [REDACTED]
PHONE: [REDACTED]

2. ARREST/CITE # 1 - SAZO, RICARDO DELACRUZ JR

(Case Specific Information)

Sex: Male
Race: CAUCASIAN/WHITE
Date of birth: Jul-19-1981

Address: [REDACTED]
Municipality: [REDACTED]

Phone Numbers

MAIN (916) 962-8160

HOME PHONE:

Alias(es)/AKA

Name:	Address:	Sex:	DOB:
SAZO, RICHARD		M	Jul-19-1981

Case Specific Clothing Details

3. WITNESS # 1 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male
Race: AFRICAN AMERICAN/BLACK
Date of birth: [REDACTED]

Address: [REDACTED]
Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Alias(es)/AKA

Name:	Address:	Sex:	DOB:
[REDACTED], [REDACTED]		M	[REDACTED]



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4. WITNESS # 2 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Female

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

5. WITNESS # 3 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Alias(es)/AKA

Name:	Address:	Sex:	DOB:
[REDACTED]	[REDACTED]	M	[REDACTED]

6. WITNESS # 4 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

BUSINESS [REDACTED]

PHONE:

7. WITNESS # 5 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Female



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Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

8. WITNESS # 7 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Female

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN (916) 643-3425

HOME PHONE:

9. WITNESS # 9 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

10. WITNESS # 10 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]

11. WITNESS # 11 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED]



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Phone Numbers

MAIN [REDACTED]

HOME PHONE:

12. WITNESS # 12 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

13. WITNESS # 13 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

14. WITNESS # 14 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

15. WITNESS # 15 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]



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Address: [REDACTED]
Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:

16. WITNESS # 16 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Male**
Race: **AFRICAN AMERICAN/BLACK**
Date of birth: [REDACTED]
Address [REDACTED]
Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:

17. WITNESS # 17 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Female**
Race: **CAUCASIAN/WHITE**
Date of birth: [REDACTED]
Address: [REDACTED]
Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:

18. WITNESS # 18 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Male**
Race: **CAUCASIAN/WHITE**
Date of birth: [REDACTED]
Address: [REDACTED]
Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]
HOME PHONE:

19. WITNESS # 19 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: **Male**



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Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED] Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

MESSAGE [REDACTED]

PHONE:

20. WITNESS # 20 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address [REDACTED] Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

21. JUV-WITNESS # 6 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Female

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address [REDACTED] Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Alias(es)/AKA

Name: [REDACTED], [REDACTED]

Address: [REDACTED]

Sex: F DOB: [REDACTED]

22. JUV-WITNESS # 8 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Female

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address: [REDACTED] Municipality: [REDACTED], [REDACTED]



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Phone Numbers

MAIN [REDACTED]

HOME PHONE:



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Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Start OBS

Author 3765 - START, JASON P 4106

Related Date Oct-29-2010 15:19

On 10-28-2010 I responded to the area of Nogales and High Street and assisted with a neighborhood canvas. I contacted the following people.

I spoke with [REDACTED] [REDACTED] [REDACTED] via phone ([REDACTED]). [REDACTED] stated she lives at [REDACTED] Nogales. [REDACTED] said she was in the back of her house when this incident occurred. [REDACTED] stated she heard possible gun shots from the street. [REDACTED] she did not see anything.

I contacted [REDACTED] [REDACTED] at [REDACTED] Nogales. [REDACTED] was not home during this incident.

I contacted [REDACTED] [REDACTED] at [REDACTED] Nogales. [REDACTED] stated he was in the back of his house and did not hear or see anything. [REDACTED] said his brother-in-law [REDACTED] [REDACTED] was at his house at the time of this incident. [REDACTED] stated he did not have his [REDACTED] phone number.

I contacted [REDACTED] [REDACTED] at [REDACTED] Nogales St. [REDACTED] stated she was at school at the time of this incident.



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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Author 216 - DANIELS, BOBBY 0488 (██████████)

Related Date Nov-01-2010 8:10

On 10-28-2010 I, Detective Daniels, responded to the area of Nogales and High Street and assisted the Homicide Unit with a neighborhood canvas. I contacted the following residence.

At 1620 hours I contacted ██████████ ██████████ at ██████████ Nogales. ██████████ stated she did not see or hear anything prior to the police showing up. When she heard the police siren she came outside to see what was going on. ██████████ can be reached at (██████) ████████-██████ for further questioning.

At 1627 hours I contacted ██████████ ██████████ (██████████) and ██████████ ██████████ (██████████) at ██████████ Nogales. ██████████ stated she heard three shots but didn't see anything. ██████████ did not hear anything prior to the shots. ██████████ stated she was in the kitchen when she heard three gun shots. ██████████ didn't hear anything prior to the gun shots and never saw anything. Both ██████████ and ██████████ can be reached at (██████) ████████-██████ for further questioning.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]
[REDACTED] [REDACTED]

[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] [REDACTED]
[REDACTED] [REDACTED]

[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] [REDACTED]
[REDACTED] [REDACTED]

[REDACTED] [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type CLETS RESPONSE

Subject Rsp: IG QGB.CA0340400.SER [REDACTED]

Author 3712 - BURT, AARON 6307

Related Date Nov-01-2010 13:08

4DCNDA0108Q.IJ

1L01

CA0340400

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type CLETS RESPONSE

Subject Rsp: UG EG.CA0340400 [REDACTED].

Author 3712 - BURT, AARON 6307

Related Date Nov-01-2010 13:08

4DCNDA0108V.UG

CA0340400 RE: SER/[REDACTED] OCA/10-324355

-ENTERED-FCN/4301030500684 EVIDENCE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type CLETS RESPONSE

Subject Rsp: IG QGB.CA0340400.SER/ [REDACTED]

Author 3712 - BURT, AARON 6307

Related Date Nov-01-2010 13:17

4DCNDA01092.IJ

1L01

CA0340400

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY TEXT

Subject Ok to RLS - 673376 - Smith

Author 505 - KINCAID, KELLY 6324

Related Date Nov-15-2010 10:45

DISPOSAL NOTES

The following actions can be taken on PR #s {673376 }

Release {PR 673376 - 1,3,5,7,9 to Offc. Jason Smith - TRPD }

G { }

H { }

I { }

J { }

Q { }

R { }

Misc. { }

Remarks {Release authorization from Det. Jasperson - Homicide. Okay to release from IAS. KK6324 }



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type CLETS RESPONSE

Subject Rsp: UG XG.4301030500684 [REDACTED]

Author 3712 - BURT, AARON 6307

Related Date Nov-15-2010 11:03

4DCNDA006RL.UG

CA0340400.RE: SER/[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type CLETS RESPONSE

Subject Rsp: UG XG.4301030500693 [REDACTED]

Author 3712 - BURT, AARON 6307

Related Date Nov-15-2010 11:04

4DCNDA006RM.UG

CA0340400.RE: SER [REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED] [REDACTED] [REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY RELEASE

Subject PROP - RELEASE REQUEST

Author 717 - NELSON, WILLIAM 6323 ([REDACTED])

Related Date Apr-07-2014 15:43

From: NELSON, WILLIAM 6323
To: JASPERSON, KYLE 0440
cc: NELSON, WILLIAM 6323
Subject: PROP - RELEASE REQUEST
Date: Mon. Apr 07, 2014 @ 15:43:39

PROPERTY RELEASE REQUEST

GO #: [10-324355]

DATE: [Apr-07-2014]
[] 2ND REQUEST

We have not received a Property Release for the property booked on this case. You must provide Release/Disposal instructions within ten (10) days. Your response is required before any evidence can be disposed/released.

Remarks:

[PROPERTY BOOKED ON MULTIPLE PR'S. CASE ON RICARDO SAZO REJECTED BY DA'S OFFICE.]

THANK YOU: [BILL NELSON #6323]

PHONE: 808-523



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY RELEASE

Subject OOI - PROP RELEASE

Author 463 - JASPERSON, KYLE 0440 (REDACTED)

Related Date Apr-14-2014 6:24

From: JASPERSON, KYLE 0440
To: PROPERTY RELEASE
Subject: OOI - PROP RELEASE
Date: Mon. Apr 14, 2014 @ 06:24:40

ADDRESS THIS V-MAIL MESSAGE TO 'PROPERTY RELEASE'

GO # [10-324355] DATE: [Apr-14-2014]

- [] DISPOSE OR RELEASE UPON ADJUDICATION (IDENTIFY EACH ITEM BELOW)
[X] I HAVE CONCLUDED THE INVESTIGATION AND I AUTHORIZE THE DISPOSAL/RELEASE OF THE BELOW LISTED ITEMS. (IDENTIFY EACH ITEM BELOW) PER E&P THE CASE IS CLOSED
[] CASE WILL NOT BE FORWARDED TO DA. DISPOSE OR RELEASE AFTER [] (IDENTIFY EACH ITEM BELOW).
[] HOLD ALL ITEMS-DO NOT RELEASE ANYTHING UNTIL FURTHER NOTICE. SEE BELOW FOR EXPLANATION.
[] HOLD ALL ITEMS FOR STATUTE OF LIMITATIONS [] 1 YEAR [] 3 YEARS [] 6 YEARS
[] THE CASE IS STILL PENDING, HOWEVER I AUTHORIZE THE RELEASE OF THE FOLLOWING (IDENTIFY EACH ITEM). PHOTO RELEASE REQUESTED? [] YES [] NO

ITEMS TO BE RELEASED (IDENTIFY OWNER FOR EACH ITEM)

Table with columns: PR #, ITEM NUMBERS, NAME. Includes header row and several empty rows for data entry.

ADDITIONAL ITEMS FOR RELEASE:

ITEMS TO BE DESTROYED



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY TEXT
Subject PROP - DISPO NOTES
Author 717 - NELSON, WILLIAM 6323
Related Date Apr-16-2014 12:57

DISPOSAL NOTES

G.O. [10-324355]

DATE: [Apr-16-2014

ITEMS FOR RELEASE

[673308-18,19,20,21,22,23 TO RICARDO SAZO]

ITEMS FOR DISPOSAL

G
[673308-1,2,3,4,6,7,8,9,10,11,12,13,14,15,16,17,24
673376-2,4,6,8,10,11,12,13,14,15,16,17,18,19,20
673410-1,2,3
673882-1,2
673906-1,2,3,4
673910-1,2
674169-1,2,3,4
674207-1,2
675588-1
675932-1,2
]

H
[673308-5]

I
[]

J
[]

Q
[]

R
[]

Remarks:
[CASE ON RICARDO SAZO REJECTED BY DA'S OFFICE. PROPERTY RELEASE ATTACHED.
PROPERTY NOT NEEDED BY TRPD PER COP OF TRPD.]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

AUTHORIZED BY: [BILL NELSON #6323]

PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY TEXT

Subject PROP - DISPO NOTES

Author 717 - NELSON, WILLIAM 6323 ([REDACTED])

Related Date May-05-2014

DISPOSAL NOTES

G.O. [10-324355]

DATE: [May-05-2014

ITEMS FOR RELEASE

[]

ITEMS FOR DISPOSAL

G
[763308-18,19,20,21,22,23]

H
[]

I
[]

J
[]

Q
[]

R
[]

Remarks:
[UNCLAIMED.]

AUTHORIZED BY: [BILL NELSON #6323]

PHONE: 808-5239



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Narrative Text

Type PROPERTY TEXT

Subject Rsp: IP QAB.CA0340400.SER/[REDACTED]

Author V1191 - PAYNE, MILT O. V204 ([REDACTED])

Related Date May-30-2014 14:38

4DCNDA01GUI . IP

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 1

Follow Up Report # SA 1

Assignment Information

Assigned to: **528 - LAFLAMME, KEITH 0410 ([REDACTED])** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 3 DAY
(TEAM 13)**

Assigned on: **Oct-28-2010 (Thu.) 1833** by: **528 - LAFLAMME, KEITH 0410 ([REDACTED])**

Report due on: **Oct-28-2010 (Thu.)**

Submission Information

Submitted on: **Oct-28-2010 (Thu.) 1533**

Approved on: **Oct-28-2010 (Thu.)** by: **634 - MCCLOSKEY, ROBERT 5003 ([REDACTED])**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 1

Narrative Text

Type 04 OBSERVATIONS

Subject R/O LAFLAMME #410

Author 528 - LAFLAMME, KEITH 0410 (██████████)

Related Date Oct-28-2010 15:12

10-28-10, approx.1327 hrs, r/o LaFlamme #410 responded to Nogales St and Osmer Ln on a "cover call" (Code93) involving Twin Rivers PD and possible "shots fired". I arrived in the area at approx.1344 hrs. I entered the taped crime scene area at approx.1347 hrs.

--

Upon arrival I contacted Lt.Lester (LN13) and was directed to canvass the street to the rear of Nogales st., from Alvarado bl to High st. I canvassed the following addresses:

- ██████ Los Robles, ██████, ██████, tel#██████████, did not hear any gunshots prior to my arrival.
- ██████ Los Robles bl, no answer at door.
- ██████ Los Robles bl, ██████, ██████, tel#██████████, did not hear any gunshots prior to my arrival.
- ██████ Los Robles bl, no answer at door.

- ██████ Los Robles bl, ██████, ██████, no phone, no msg phone, heard 2-4 shots about a half hour before my arrival at the door. --
- ██████████ Los Robles bl, no answer at door.
- ██████ Los Robles bl, ██████, ██████, tel#██████████, heard 5 or 6 shots about a half hour before my arrival.
- ██████ Los Robles bl, ██████, ██████, tel#██████████, did not hear anything prior to my arrival.
- 1335 Los Robles bl, Del Paso Church, unoccupied and nobody present.
- ██████ Los Robles bl, no answer at door.

See r/o Omalley (1B33) for additional houses canvassed along Los Robles bl. .



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 2

Follow Up Report # SA 2

Assignment Information

Assigned to: **742 - OMALLEY, PATRICK 7711** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 3 DAY
(TEAM 13)**

Assigned on: **Oct-28-2010 (Thu.) 1833** by: **742 - OMALLEY, PATRICK 7711**

Report due on: **Oct-28-2010 (Thu.)**

Submission Information

Submitted on: **Oct-28-2010 (Thu.) 1534**

Approved on: **Oct-28-2010 (Thu.)** by: **634 - MCCLOSKEY, ROBERT 5003 ()**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 2

Narrative Text

Type 04 OBSERVATIONS

Author 742 - OMALLEY, PATRICK 7711

Related Date Oct-28-2010 15:12

At about 1328 Hrs, on 10-28-10, I received a call to assist units with a Code 3 cover call put out by an outside agency (Twin Rivers Police Dept). I arrived at the scene, Nogales/Osmer Streets, at about 1345 Hrs.

Upon arrival, I was advised (w/ Ofc. LaFlamme) to confirm addresses west of the location. The following is a list of those residences:

NOGALES Street-

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

I noted several unlisted/vacant lots intermingled with the above addresses.

I conducted a canvass of Los Robles Blvd. I checked the following addresses:

[Redacted] (No answer)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 2

██████ A (██████, ██████, MAA/██████████ / ██████████, heard 3-4 shots, NFI)

██████ (No answer)

██████ (██████████, ██████████, FHA/██████████ / ██████████ / ██████████ / heard 3-4 shots, NFI)

██████ (No answer)

██████ (No answer)

██████ (No answer)

██████ (No answer).



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 3

Follow Up Report # SA 3

Assignment Information

Assigned to: **3212 - BOHRER, CYNTHIA 0250** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 2 DAY
(TEAM 8)**

Assigned on: **Oct-28-2010 (Thu.) 1833** by: **3212 - BOHRER, CYNTHIA 0250**

Report due on: **Oct-28-2010 (Thu.)**

Submission Information

Submitted on: **Oct-28-2010 (Thu.) 1616**

Approved on: **Oct-28-2010 (Thu.)** by: **634 - MCCLOSKEY, ROBERT 5003 (██████████)**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 3

Narrative Text

Type 04 OBSERVATIONS

Author 3212 - BOHRER, CYNTHIA 0250

Related Date Oct-28-2010 15:59

On 10-28-10 at appx. 1327 hrs., I, Ofc. Bohrer responded code 3 to Nogales St. and Osmer Ln. regarding a code 93 cover call request by Twin Rivers PD. I arrived at appx. 1328 hrs. Upon my arrival, TRPD had the suspect (later identified as Richard Sazo) detained in handcuffs in front of [REDACTED] Nogales St.

I assisted in setting up crime scene tape, and updated Sgt. Farnsworth (2SM2).

The following residences on Nogales St. are within vicinity of the shooting:

[REDACTED], [REDACTED], [REDACTED] (vacant), [REDACTED], [REDACTED], [REDACTED], [REDACTED], [REDACTED], and [REDACTED].

I conducted a records check on S-Sazo. Sazo is on active parole for possession of methamphetamine (11377 HS) through 07/13.

I responded to UCDMC E.R. #1, and contacted TRPD Ofc. Dias-Breck (#401). I observed the injuries to S-Sazo. S-Sazo had a through and through bullet wound to the upper right arm/ shoulder area, bullet wound to the inner, upper left leg (causing a broken bone), and a bullet wound to the left hand. E.R. Staff advised the wounds are non-life threatening.

I took S-Sazo's clothing from Ofc. Dias-Breck. His clothing was all in a plastic bag, and there were a couple of notes in a separate paper bag.

I took the items back to Nogales St. and Osmer Ln. I gave S-Sazo's clothing and notes to Det. Dedonder #302 (IV57).



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Follow Up Report # SA 4

Assignment Information

Assigned to: **463 - JASPERSON, KYLE 0440 ()** Rank: **DETECTIVE**

Capacity: **OFFENSE INVESTIGATION (DETECTIVES ONLY)** Org unit: **OOI MAJOR CRIMES -
HOMICIDE**

Assigned on: **Oct-28-2010 (Thu.) 1837** by: **634 - MCCLOSKEY, ROBERT 5003 ()**

Report due on: **Jul-23-2013 (Tue.)**

Submission Information

Submitted on: **Nov-03-2010 (Wed.) 1640**

Checked by: **634 - MCCLOSKEY, ROBERT 5003 ()**

Approved on: **Dec-13-2010 (Mon.)** by: **634 - MCCLOSKEY, ROBERT 5003 ()**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #1) SMITH, JASON, 7

Subject Interview with TRPD Ofc. Smith

Author 463 - JASPERSON, KYLE 0440 (████████)

Related Date Nov-03-2010

On 10-28-10 at approx 1701 hours, Sgt. McCloskey and I (Det. Jasperson) contacted Twin Rivers PD Officer Jason Smith #7 in interview room #6 at SPD Headquarters. Also present were Ofc. Smith's attorney (Steven Welty), Twin Rivers PD Lieutenant Spano, and SPD CSI Boyd.

The interview room was being audio/video recorded.

Based on the information we had previously received, Ofc. Smith was believed to have fired three rounds from his primary duty handgun during this incident. He was also believed to have deployed/fired his taser. Lastly, he was believed to have drawn his backup handgun, but not fired it.

(We were also told that Ofc. Smith's primary duty handgun had malfunctioned/jammed during the course of being fired, which is why he initially drew his backup gun.)

Sgt. McCloskey conducted the "round count" of Ofc. Smith's firearms, as per standard protocol. The results of this round count were as follows:

- From the two 12-round capacity magazines on his duty belt, 12 live rounds were found to be in each (for a total of 24 rounds). The rounds were all Federal brand .40 S&W jacketed hollow points (JHP).

- From his primary duty handgun (SIG SAUER P226 .40 cal, serial #████████), which was removed from his Safariland SLS holster located on the right side of his duty belt, 9 live rounds were found in the magazine. These were also Federal brand .40 S&W jacketed hollow points (JHP) rounds. This gun had a Surefire X200 weapon light mounted to the rail system of the gun's frame.

- Ofc. Smith's primary duty handgun was found to still be in a condition of malfunction, with the slide partially locked-back to the rear. I am a department rangemaster/firearms instructor, so I examined his weapon to determine what the cause of this malfunction might be. In doing so, I observed that there was one live round which was stuck in the loading breech of the weapon. This round failed to load into the chamber of the gun. The nose of the round was resting against the feeding ramp, and the slide was resting up against the rear of the casing. (I requested CSI Boyd to photograph the condition of the gun.) Ofc. Smith was then directed to



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Follow Up Report # SA 4

render his gun safe (by removing all live ammo), and upon doing so the sole remaining live round stuck in his gun dislodged and fell out. Upon examining this round, I observed that it was an unfired live round, which appeared to be defective. Specifically, this round's projectile was partially deformed (i.e. the jacket was partially peeled back from the projectile on one side) and the entire projectile was compressed further

back into the round's casing than it should be. This created a lip/edge on the round where the projectile was seated up against the casing. In my opinion, either the deformed jacketing and/or the aforementioned edge most likely caught on the feeding ramp of the gun and prevented it from being properly loaded into the chamber of the gun. (Note: I later made several attempts to replicate the malfunction I observed in Ofc. Smith's gun by putting the deformed round into the magazine that came from the gun and attempting to feed it into the gun's chamber. I did not actually fire the gun, but by releasing the slide on this deformed round, I was able to replicate the malfunction several times and each time the round/gun ended up in the same state of malfunction that I had observed in Ofc. Smith's gun at the time he showed it to me. Of note, I was unable to replicate the malfunction with another one of his rounds that was not deformed. This lead me to conclude that the cause of the malfunction was in fact the bad round. I later took 9 digital photos of the defective round, next to

another one of his non-defective rounds, to illustrate the differences between the two. These photos will later be transferred to a CD and booked as evidence.)

- Ofc. Smith was next directed to retrieve his backup gun, which was located in an ankle holster affixed to his left ankle. This gun was found to be a Smith & Wesson .38 special revolver, chrome with brown wood grips, serial # [REDACTED]. It had a 5-round capacity cylinder and was found to be loaded with 5 live rounds (all Winchester .38 special jacketed hollow point rounds).

- Lastly, Ofc. Smith was directed to remove his taser, which was located in a taser holster on the left side of his duty belt. The taser (Taser brand, model X26, serial #X00-354929) was found to have a fired taser cartridge (serial #H08-954325, 25' length) affixed to it.

CSI Boyd took digital photographs of Ofc. Smith's guns, extra magazines, ammunition, taser, and his overall appearance in uniform. I collected the guns, extra magazines, ammunition, and taser (with cartridge) as evidence. All of the items taken from Ofc. Smith will later be booked into evidence.

Lt. Spano gave Ofc. Smith a replacement duty gun/magazines, which were already loaded.



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During the interview that followed, Ofc. Smith told me the following in summary:

I have been an officer for four years. All of it has been with the Twin Rivers Police Department.

I am currently assigned to patrol and youth services.

My identifier is 1-Edward-30. I work day shift. Today my shift was 0700-1600 hours. I work as a solo-officer unit.

The SIG SAUER P226 .40 caliber I carry is my regular, department-issued gun.

My Smith & Wesson .38 caliber backup gun is personally-owned.

I don't carry any other firearms.

The taser (X26) I carry is department-issued.

What I am wearing now (i.e. full uniform, badge, patches, duty belt, etc)

is how I was dressed today (during this incident). The car I drive is a marked, black & white police car.

*Note: I then asked Ofc. Smith to tell me what happened during this incident. He told me the following in summary:

I was patrolling in the area of Nogales and High in the Del Paso Heights neighborhood near Grant High School. I was travelling westbound on Nogales, and I observed a subject (later found to be Ricardo SAZO) riding a bicycle against the flow of traffic (a violation of 21650.1 CVC). He was on the south side of Nogales, riding westbound.

After I passed through the intersection of High and Nogales, the subject turned around and saw me. I pulled up to him and told him to stop. Upon telling him to stop, he stopped his bike with one of his feet because he

didn't have manual brakes on his bicycle (a violation of 21201a CVC).

I didn't activate my lights or siren. I just verbally told him to stop.

As soon as he stopped the bike, he reached around behind him. I told him "Let me see your hands." He told me that he was pulling up his pants. I told him "I don't care what you're doing. I need to see your hands."



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He was wearing an oversized white t-shirt, a ballcap that was turned backwards, and denim shorts, I believe, and those were somewhat baggy. His oversized white t-shirt was untucked and it was covering his waistband.

I exited my patrol vehicle and asked to see his hands. I also told him to get off his bike. He kind of straddled the bike and started to put it down, but then he got back on it and peddled off westbound on Nogales. I

was out of my patrol car at that point.

He said something before he peddled off, but I don't recall what he said.

I advised dispatch that I was in a foot pursuit of a subject on a bike, and the direction of travel. I chased after the subject on foot. I identified myself as a police officer, and I advised the subject that if he didn't stop then I was going to tase him.

He did not stop. He kept peddling away.

I drew my taser from the holster on my left side, and deployed (fired) it. I noticed one of the taser probes went in the subject's back. I could not see where the other probe went.

After deploying the taser, I could hear the subject making the typical noises that somebody does when they're under the control of the taser. He was still on the bike. The bike started to wobble and then it veered to the north curbline of Nogales. At that point, the subject leaned up against a fence and he reached behind him again. I was maybe 5 feet away from him.

At this point, I depressed the trigger on the taser once again. It didn't appear to have any effect on him. It didn't make him go down. He was kind of crouched down. He was kind of on and off his bike. He kind of staggered, but never to the point where he actually fell to the ground.

This was also a full cycle of the taser (like the first one).

My recollection is that the subject then continued riding the bicycle

westbound away from me. I discharged the taser one more time. I was probably within 3 feet of him.

My recollection is that he was still on the bike at this time.



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He did not have any noticeable reaction from this (3rd) application of the taser. He still did not go down.

I saw that the subject was becoming much more violent and he actually started advancing on me.

My recollection is that he was still on the bike, and he was advancing towards me while reaching towards the back of his waistband - the same region that he did when I initially contacted him. I was not saying anything to him at that point. He wasn't saying anything either.

When he started advancing towards me, I drew my department-issued firearm and discharged 3 rounds at the subject. I was in fear for my life, my safety, and I didn't know if the subject had any weapons or if he was attempting to inflict any harm on me.

I was probably about the same distance from the subject that we are (referring to Ofc. Smith's distance from me in the interview room) when I shot. About 3 to 5 feet.

He was facing me directly as he was advancing towards me and he was still reaching towards his back. I could not see what was back there (behind his back).

When I fired, all 3 rounds hit the subject. The subject went down to the ground at that point. I advised my dispatch that shots had been fired and to start code-3 fire. I also advised that my weapon had malfunctioned and that I needed units there.

That's when I noticed that my weapon had malfunctioned. I have no idea what caused the malfunction. It just appeared to be a hard-lock. I attempted to do the typical drills that they show you in the academy - the tap, rack and invert, strip the magazine - but I was unsuccessful in clearing whatever the malfunction was. At that point, my department-issued firearm was rendered useless, so I drew my backup (gun) and held the subject at gunpoint. I believe my department-issued handgun was in my right hand, and my backup was in my left hand.

Once I pulled out my backup gun, I told the subject "If you move again, I'll kill you."

I could hear the incoming units coming. The next thing I recall, Lt. Spano and Det. Dias-Breck arrived on scene. They arrived in one vehicle at the intersection of Nogales and Osmer. At that time, I approached the subject and continued to hold him at gunpoint while they (Lt. Spano and Det. Dias-Breck) cuffed the subject.



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I noticed that there was blood coming from underneath his body.

That was pretty much it. I was kind of ushered away from the scene as soon as our supervisor got there. I wasn't present for any searching of the subject. It was Sgt. Lor from my department who contacted me and pulled me off to the side.

I was never able to get the subject's name or determine who he was. I had not seen him before and had no history with him.

*Note: I asked Ofc. Smith if it was possible that after the second time he deployed the taser, when the subject was up against the fence, if the subject could have taken off on foot and left his bike. He had previously told me that it was his recollection that the subject was still on the bike when this happened and then continued to flee on the bike. However, from observing the scene during the walk-thru, I felt it was more likely that the subject actually took off on foot from this point since his bicycle was still near the fence where the second discharge of the taser took place. He responded in summary:

That's very possible. Like I said when we did the walk-thru, I don't recall the bike being on the north curblin of Nogales (which is where it was located at the time of the walk-thru).

We do not have in-car cameras. We don't have any type of ICC or personal recording devices.

Once the subject was on the ground (after being shot), he was pretty much just laying there. I think he muttered "He shot me." Or something along that line.

I don't recall seeing anybody else around the subject, in the immediate area where the shooting took place, during the shooting. But immediately after the shooting everybody was coming out.

(BREAK IN THE INTERVIEW - 1738 HOURS)

(ALL RETURNED TO THE INTERVIEW ROOM - 1747 HOURS)

*Note: I asked Ofc. Smith if he had fired his taser at any other time today (aside from this incident). He responded in summary:

I don't believe I did a test fire this morning when I started my shift.

*Note: I asked him if he could recall anything the subject said during this



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incident to him. He responded in summary:

No.

*Note: I asked him what about back at the car (before the subject fled).
He responded in summary:

I told him to put the bike down and he said something along the line of

"no" and that was when he took off. He also initially said something about pulling his pants up after I told him to show his hands (when he was reaching towards his back area). Upon initial contact, he got off the bike and reached behind him. I told him to let me see his hands. He said he was pulling his pants up. I said that I didn't care and I needed to see his hands. He had his hands back there (behind him) still. And then he finally brought his hands back out (from behind him).

(END OF INTERVIEW - 1749 HOURS)



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #14) [REDACTED], [REDACTED] (DOB: [REDACTED])

Subject (WITNESS #14) [REDACTED] [REDACTED]

Author 477 - JOHNSON, M 0706 ([REDACTED])

Related Date Oct-28-2010 15:36

(10-28-10, 1536 hrs., HOJ interview room #2, audio/video recorded, in summary):

I work for the City of Sacramento Utilities Department in the storm drainage section. My partner is [REDACTED] [REDACTED]. I was in the truck [a large truck with drain system maintenance equipment attached] working on our work order on the computer. I was sitting in the passenger seat ([REDACTED] was in the driver's seat).

I heard a voice outside saying "Stop, get on the ground." I looked up, and I saw the officer chasing the guy and the officer had a taser gun in his hand. He kept telling that to the kid on a bike. About 25 or 30 feet ahead of us the kid jumped off the bike or lost control of it and ended up on the north-side curb. The bike fell there. The kid, I don't know if he fell, but I remember that I heard the officer tell him to stay on the ground. The kid

leaned up against the fence right there and kind of "bounced back" at the officer. I don't know if the taser guns have any sound to them or not, but I didn't hear anything. I don't even know if the officer "struck him" with the gun or not, but he was within range. The kid bounced back off the fence and then he ran across the street; he ran around the officer and ran across the street.

The officer was right on him every inch of the way. He was right on him. He kept telling the kid, "Get down. Get down on the ground." The kid was hollering something, but I can't remember. I was concentrating on the cop and his movements. The kid ended up on the sidewalk on the south side of the street, and the cop is standing approximately 10 feet north of the south curbside, still in the street with the taser gun still in his hand. The kid, he was almost holding the officer like this [demonstrated a pushing movement with both hands up at chest height, palms facing out],

acting like he was going to "rush him." He come over here [demonstrating the motion leaning left and right] like he was going to rush the cop. I didn't see anything in the kids hand or nothing.

I didn't see the officer draw his gun, but I heard three shots right in a row. I knew what they were because I have been around guns long enough. It was like a "40 caliber." It "sounded like about a 40 that he shot off,



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semi-auto." The kid fell at about the same time, and the cop was still saying, "Stay on the ground, stay on the ground." At that time I turned to my partner [REDACTED], and he turned to me too and we were kind of amazed. I said, "Did you hear that? All the sirens are coming. They are all coming now." [REDACTED] said, "That was a taser he hit him with." I said, "No, that's a gunshot."

But the kid seemed like he was still moving around. Just at that time, a female officer pulls up driving south on Osmer, jumped out of the car and ran to the officer that fired the shots. She was helping to hold him [Suspect] down. Just at that time, the gentleman that lives on the south side of the street pulls up in his van and he pulls right in front of us, kind of blocking my view. I could see from the "waist on down of the kid," and then the third officer arrived and they all worked together to handcuffing the guy. So they handcuffed him, and he was lying on the ground. More cops pulled up, and then the ambulance, naturally.

I could see the officer that fired the shots was "all shaken up." He was walking back and talking on his radio and he walked right by our truck. I could see the look on his face, and I could see that he had a hard time with what had happened.

I come to find out that the neighbor who pulled up in the gold colored van was talking to another cop and he said he was bringing his daughter home and saw the whole thing. He came along the side of us from the east, driving westbound on Nogales. He pulled up in front of our truck. I don't know if he was stopped behind us or what, but the guy was already on the ground when the van stopped in front of us. He had already been shot. I was sitting in the passenger side of our truck. I heard something being said before I actually say anything. The officer was telling him to get down on the ground the whole time. When I looked up, I saw the kid riding his bike [westbound] on Nogales on the driver's side of our truck in the middle of the street. He pulled in front of us about 30 feet ahead. I could see in our driver's side mirror that the officer's car was parked behind us kind of "cock-eyed" in the eastbound side of the street, kind of "nosed to the north." Right after I saw the guy riding the bike, I saw the officer chasing him on foot with the taste in his hand.

From the first time I heard anything to the time the guy on the bike was on the ground, I would say the officer told him to get on the ground at least four times, maybe one or two more. When the guy fell up against that fence, on the north side of the street, I know the officer told him a couple of times there to get on the ground.

I first noticed the officer when the kid on the bike rode in front of us. I



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think the officer was pretty close to our left-front fender. He was out of his car, running after the kid on the bike. I think the kid fell off the bike, or purposely got off. I don't know. He was "rolling pretty good." I don't think he purposely got off. "He had the run on the cop." If he was on the bicycle going pretty good, I think he would have outrun the cop. I think it was about that time that I saw the cop, and the bike lost control and the kid fell off.

As soon as I noticed the cop, I kept my eyes on him. By the time I looked at the guy, he was on his feet and he leaned back against the fence. That's when the cop had the taser out and said "Get on the ground." He said a couple of times, "Get on the ground." I don't want to put in their something that shouldn't be in there, but it just seemed like the guy had no respect for the officer. He wasn't saying anything to the officer. He was mumbling some stuff, but I wasn't paying attention to what he was saying to the officer. Like I said, I was concentrating on the officer and what he was doing. I wanted to see what he was going to do. I mean, you automatically know what the kid was going to do. He was going to try and run and all that stuff. He was going to see how the officer was going to handle the situation.

When the guy fell back against the fence, he just pushed off it and shot across the street. The officer was right on him. He was right where the

guy's bike was, probably right at the gutter. He ran around the officer's right side. The officer kept telling him to hit the ground. The guy wouldn't respond. The guy ran to the other side of the street and came out like this [demonstrating the hands chest high, palms out pushing movement] like you're going to scare somebody. He was going to this side, and that side [demonstrating the same motions in a left & right alternating fashion]. I didn't see anything in the guy's hands. It seemed to me he was trying to taunt the officer, like he was going to run or something. He was facing the officer. The officer was directly in front of him, facing south. The guy was facing the north, like I said. It was "like he was taunting him." The officer was in the middle of the street, maybe, I think he was at "right at the crown in the middle of the street." The kid was right on the edge of the sidewalk, near the gutter. He was acting like he was trying to see how the officer was going to respond to his moves.

The guy was saying some stuff to the officer but it sounded like gibberish to me. Like I said, my mind was on the officer. I wanted to see what he was going to do in that situation.

From where my truck was here [indicating east of the officer] at the north curb. The officer right here [demonstrating the suspect's position]



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southwest of his truck] at an angle to me. I couldn't see the expression on the kid's face because I was concentrating on the officer. I couldn't even tell you if the kid was black or what. I heard he was black. I can tell you he was a minority, either black, Mexican or something. I know he wasn't white. I couldn't really tell what race he was, only that he was a minority race.

I think the male was wearing a white t-shirt, a dark jacket, and dark pants. I recognized the officer by his uniform. I could see the wire from

his radio microphone and his taser in his hand. His uniform was dark-blue pants and shirt. The officer was a white male. I don't really remember anything else the officer told the guy. The officer was a larger build than the kid. I think the kid was maybe 5-10, and the officer was 6-1 or 6-2. I didn't see the officer's transition between the taser and the gun. I think the taser was yellow and black, about the size of a Glock handgun, maybe seven inches long, probably. The kid went down when the officer shot him. I heard the three shots go off, and I knew right away he was shot. Saul thought it was a taser, but I don't know what a taser sounds like. From the time the kid reached the south side of the street to the time the officer confronted him there, I don't know how much time transpired between that and the time the officer fired the shots.

The kid was already on the south sidewalk, stepping off onto the asphalt, towards the officer. I think he ran to the sidewalk, ran around like this

[gestures a "u-turn" type movement on the table] towards the officer. He was putting on such a show. The guy was making those moves, and it caused me to divert my attention away from the officer for a second. This guy was making some funny moves. That had to be the time the officer changed guns. The kid was doing those same moves when he got shot. He was coming out like this [demonstrating hands chest high, palms forward, in a pushing motion]. He was doing that business, and he stepped out into the street like that [demonstrating pushing out]. He lunged out from the sidewalk. I had just turned to my partner right at that time and heard, "Bang, bang, bang." I didn't see the officer fire the gun, exactly. I just looked at [REDACTED] in amazement. I don't think anything was said until after it all happened. At this time, I see the guy on the ground. Right after the shots were fired, I saw the next officer arrive, the female officer. I think it was a Twin River's officer in a black & white. She ran across to where the guy was laying near the south sidewalk.

After he was down, the guy was still moving around, rocking back and forth a little bit, and moving his feet around. It was just calm movements like he was trying to get comfortable. The female officer had both her hands on his back, she was on her knees. The other officers started to arrive, and



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the officer who did the shooting went walking back to his car, radioing something. He walked back to his car, did something real quick for about 10 seconds, and walked back over to the scene. He turned around again and started walking back towards his car.

[Short break, and then Google maps image of scene was marked by ██████ to indicate his position and where he believed elements of the incident occurred. ██████ marked a letter "A" at the spot he believed the suspect fell off his bike against the fence; a rectangle to indicate the position where ██████ truck was parked-██████ stated he was parked in front of "██████ Nogales St. in a 37-foot-long truck"-and a letter "B" indicating the spot he believed the suspect was shot.]

I think the officer was 15 feet from the suspect when he was shot. ██████ and I did talk about the incident before we came here. The only thing we disagreed about was that he thought the officer was using the taser when the shots were fired, and I thought it was a gun.



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #5) [REDACTED], R (DOB: [REDACTED])

Subject (WITNESS #5) [REDACTED]; [REDACTED]

Author 891 - SCHNEIDER, ERIC 7764 ([REDACTED])

Related Date Oct-28-2010 15:40

WITNESS STATEMENT: W- [REDACTED], [REDACTED] Det. E. J. Schneider #701

On 10-28-10 at approximately 1540 hours I contacted W- [REDACTED] at her residence, [REDACTED] Nogales Street, and obtained the following statement in summary:

W- [REDACTED] stated earlier today she was inside her residence when she heard 3 shots coming from the street in front of her house. She said that the kids were outside playing in the front yard, so she ran outside to check on them. When she got outside she looked down the street to the east and observed a police officer down the street pointing a gun at a subject that was lying on the ground in the street. W- [REDACTED] said that the subject on the ground had his hands out and the officer yelled something similar to "You move again and I'll _____ you." (W- [REDACTED] wasn't sure what the officer said he would do if the subject moved.) W- [REDACTED] then took the kids and went back inside the house.

W- [REDACTED] stated that she made her observations from the driveway which is approximately 75-100 yards from where the shooting took place.



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #6) [REDACTED], [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #6) [REDACTED], [REDACTED]

Author 891 - SCHNEIDER, ERIC 7764 ([REDACTED])

Related Date Oct-28-2010 15:40

WITNESS STATEMENT: W- [REDACTED], [REDACTED] Det. E. J. Schneider #701

On 10-28-10 at approximately 1540 hours I contacted W- [REDACTED] at her residence, [REDACTED] Nogales Street, and obtained the following statement in summary:

W- [REDACTED] stated earlier today she was playing in the front yard of the residence with her siblings when she looked down the street to the east and observed a police officer standing outside of his police car and a subject stopped on his bicycle. She said that the officer was pointing a black colored gun at the subject and the officer said something similar to "Don't move or I'll_____." (W- [REDACTED] said that she thinks that the officer said "I'll shoot", but she wasn't sure.)

W- [REDACTED] said the subject rode off on his bicycle west bound on Nogales Street and she heard 3 shots and the subject "fell off his bicycle." She

said that W- [REDACTED] then came outside and ushered her back inside the house.

W- [REDACTED] stated that she made her observations from the driveway which is approximately 75-100 yards from where the shooting took place.



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Type 02 WITNESS STATEMENT

Subject WIT. [REDACTED] STATEMENT

Author 1045 - VIGON, JIMMY 0608 ([REDACTED])

Related Date Oct-28-2010 15:54

INVESTIGATIVE FOLLOW UP (WIT. [REDACTED], [REDACTED] STATEMENT)

On 10-28-10, at approx. 1554 hrs., I (Det. Vigon) contacted wit. ([REDACTED]) at HOJ. The interview was video recorded and the DVD later booked into evidence. He stated the following in summary:

I am a city employee for the department of Utilities. I drive a vacuum truck that cleans the drains. I was in the truck parked where you saw it (east of the shooting scene). I was sitting in the driver's seat at the time of the incident. We had been there for 30-45 minutes cleaning the storm drain. My partner ([REDACTED]) was doing paper work as I was sitting there reading the paper. It was about 1 pm, not sure.

I heard a noise behind the truck. I heard the police say "I want to talk to you." I heard the police car coming and the door open. When the police

officer opened the car door, the guy on the bike took off on his bike. He was running away from the police. The police officer kept saying "Stop, Stop" a lot of times. The guy on the bike kept going faster and faster.

The police officer shot at him with his stun gun (Taser/CED). The guy kept going about 40 feet. This was all happening on the north side of the street (Nogales). I saw the string attached to the guy (the wire from the CED). The guy then fell down. He got up and tried to attack the police officer. (The witness motions in an aggressive forward move with his arms on a forward half circle, at his hips, with his fists clinched.) The police officer said to the guy "Stop, stop." The guy turned and ran in a southwest direction on foot. The guy ran toward the chain link fence. The police officer was still yelling "Stop, stop" at the guy. The guy stopped at the fence. He then turned to the police like he wanted to fight. The police officer was constantly saying "Stop" to the guy. That's when the

police officer shot him.

The guy was on the sidewalk. He walked toward the officer at the bottom (edge) of the street. The guy had his fists closed and was like he was going to charge the officer. That's when the officer shot him three times. The officer kept telling him "Stay down, stay down." Everything happened so fast. By that time more police came running to the front and a whole bunch more to the back.



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Follow Up Report # SA 4

When he was down a male and female police officer came in an SUV and the female officer cuffed him. The police kept saying stay down, don't move.

Q: Did you see if the suspect pulled any weapons or had a knife?

A: No, I didn't see any weapons on the guy. The officer did not say drop the knife, gun, anything.

Q: Did you see, the suspect drop or throw anything down like weapons or drugs?

A: No, unless it happened when they were behind my truck. When I saw him on his bike his hands were like this (motions like holding handlebars) trying to pedal faster.

Q: Did any other police officers shoot at the suspect?

A: No. Only the one officer shot him.

Q: Did any other officer hit or strike the suspect?

A: No.

Q: Did you see the suspect reaching in his clothing or waistband?

A: No. I did not see him reaching for anything.

Q: Did you watch the whole thing from start to finish or did you look away at your partner?

A: I looked at my partner one time during the incident. It was around when the suspect fell off the bike. Then I looked back and watched the rest of the incident continuously after that.

Q: What was the distance from the suspect to the officer at the time of the gun shots?

A: From here to the corner of the room, about 10 to 15 feet.

Q: Can you describe the suspect?

A: He was a male black, in his 20's, wearing baggy clothes and dark blue Levi's. He had short hair like mine. He was not carrying anything.

Q: Did you hear him say anything to the officer during all this?

A: He did say something to the officer, but I couldn't understand what he was saying.

Q: Did you and your partner talk about this before the police arrived, about what you had seen?

A: No, we just said like: he didn't want to stop. I don't know why, maybe he's hiding something. He should've stopped when he was told to stop.



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Follow Up Report # SA 4

Q: Where was the officer when he shot the suspect?

A: The police officer was almost in the middle of the street. The guy was at the fence. He stopped, turned, then stepped forward a few steps (towards police officer), then the police officer shot him.

[At approximately 1634 hrs., the witness was shown an aerial photo of the

scene. The witness was asked to mark on the photo the location of the participants. The witness drew a rectangle with a pointed front end to designate the truck's location, a "T" to designate the location at which the suspect was tazed. A "B" to designate the location where the suspect dropped the bike. A "PD" to designate the location where the officer was when he shot at the suspect. A (dot and an arrow) to indicate the suspect's starting position and direction of travel, just before being shot. A hollow circle to indicate the location where the suspect fell. The witness signed and dated the photo. The photo was later booked into evidence.]

End of interview.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #3) [REDACTED], [REDACTED] (DOB: [REDACTED])

Subject (WITNESS #3) [REDACTED] ■

Author 1107 - WOOD, MICHAEL 7750

Related Date Oct-28-2010 16:02

On 10-28-10, appx 1602 hrs., I contacted [REDACTED] at [REDACTED] Nogales, he stated the following in summary:

I have been living here while the home is being restored. Earlier I was working in the house when I heard what sounded like several (two or three) gun shots from the street in front of the house. I came outside and saw the police were dealing with someone in the street. I didn't hear or see anything else.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #13 [REDACTED], [REDACTED], (DOB: [REDACTED])

Subject [REDACTED] statement

Author 122 - BULLARD, RYAN 4007

Related Date Oct-28-2010 16:15

On 10/28/10, approx. 1615 hrs, while at 5770 Freeport Blvd, Interview Room #3, I, Det. Bullard (#375) interviewed [REDACTED]. [REDACTED] related the following to me in summary which was video-recorded:

I was walking down the sidewalk onto Nogales from High street from my friend's house because he wasn't there so I had taken a walk. I was walking along the north sidewalk of Nogales, going west. When I was approaching I heard the police say, "Stop. Get down", you know he's screaming and he was telling the guy that. And all I know is I was walking towards this way, I just heard four shots, it scared me so I ran in that yard. I didn't see him when he shot him, I just saw after when he was down. I was on Nogales. I'm not familiar with the area.

The guy that got shot looked Hispanic to me, 23-24. I was maybe a hundred feet from where the shots were.

I showed [REDACTED] a googlemaps.com satellite image of the area of the shooting on Nogales for her to describe where she was

There was a van there (indicating on Nogales west of High street and marking an "x" in front of the house at the N/W corner of Nogales/High), I guess he was afraid because he parked there. I kind of pulled up behind him a little bit because of the shots. I heard the shots come from that direction (indicating west on Nogales). I didn't notice any cop cars in the area or any sirens or lights. I didn't see anybody chasing anyone I just heard a male voice screaming saying, "Get down! get down! Don't move!" from here (indicating west on Nogales) but that van was in my way because I kind of hid behind it. I could have heard two voices, I don't know, it was just so loud. I didn't actually see who was yelling. When I went to see who was yelling, that's when the shots fired and I went back. I never saw the shots

get fired.

After the shots were fired, I started looking around the van. I ran into that yard and I seen him down already and he was like this (extending both of her arms out in a horizontal motion) laying like that (with her face forward and lifting her chin), he was looking up kind of like that. He was conscious going, "It hurts, it hurts".

**[REDACTED] indicated that where a small circle was marked on Nogales (approx.



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Follow Up Report # SA 4

2 houses west of High St on Nogales) was where she witnessed the suspect laying down and that he was laying with his head facing in a northeast direction**

He said something like, "Please call this number, please call this number" and he said, "Don't shoot me! it hurts, it hurts". He also said

something like, "You shot me! you shot me!". The officer kept telling him to just stay down. Before he said, "It hurts", to me it looked like the cop pulled out another gun (motioning with her right hand in a gun pointing motion), he was pretty close to him from here to about that chair (approx. 4-5 feet). The guy was already shot and there was taser wire to that guy. To me, he pulled out another gun (motioning from her right side area with her right hand). I saw the wire and I don't know if it was stuck to this gun but it was kind of tangled around. The gun that I initially saw the officer holding after the shooting, to me it looked silver, it might have been the sun reflecting because my eyes are not that good so I can't really say. It was a little one, kind of small (using her two index fingers to approx. 4-5 inches apart).

I clarified with [REDACTED] what the second gun looked like that the officer had

Ok, the officer had the other gun out and that one was black, full-sized, the barrel was about like that (measuring with both index fingers approx. 6-7 inches apart and indicated that it was similar to my sidearm: Sig Sauer P226 .40 Cal, black in color) in his left hand. Then the officer pulled out the other gun that looked silver, it might have been the taser but to me it looked silver in his right hand.

I didn't notice the guy that got shot in the neighborhood earlier or before. I've never seen him before. The guy looked really afraid trying not to move after the officer was telling him not to move.

I was in that yard, maybe one lot away when I saw this and I was hoping he wouldn't shoot him again. The cops started pulling up after that.

I didn't really see the face of the guy that got shot because his face was kind of down, he had a white hat on too, he looked Hispanic to me. I didn't see the front of the hat but it had a bill on it and kind of dirty. I think he had long shorts on.

I presented a mugshot photo of Ricardo Sazo (Xref: [REDACTED] / photo date: 7/9/10) and as if it looked similar

Yeah, kind of. Yeah to me it does.



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When the shots were fired, it sounded like, "Boom, boom..boom, boom".

The officer was in full uniform and there was that car down near the corner (when asked if he had a patrol car with him) but I don't know if that car was there already.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #16) [REDACTED], [REDACTED] (DOB: [REDACTED])

Subject (WITNESS #16) [REDACTED] [REDACTED]

Author 3228 - MONTOYA, JOHN A 3020

Related Date Oct-28-2010 16:30

On 10/28/10 at approx 1630hrs I contacted Witness [REDACTED] [REDACTED] inside of the SPD Homicide Unit's Polygraph/interview room #2. The following is his statement in gross summary:

I was at my cousin's (Witness [REDACTED] [REDACTED]) house playing Modern Warfare all day. We were in there together in the living room when I heard someone outside yelling, "Stop, Stop!" I looked over my shoulder and saw two dudes heads go running by. I thought that it might be the Police yelling and chasing someone because they are always chasing people out here. I figured it had to be that or someone was messing around or trying to rob somebody. Either way I was just looking out of the window trying to be nosy to see what was going on.

I got my cousin and put on my shoes and opened the front door. I didn't really see much but I saw that the officer and the dude were tussling. I saw that the officer threw him on the ground and then I saw smoke come from the gun. I thought he killed him. I saw that he had two things but I can't say for sure actually. I know he had a gun though.

At this time (W) [REDACTED] and I have the following conversation in summary (Det Montoya = D / Witness [REDACTED] = W):

D: Before you hear stop get on the ground, do you hear anything else?

W: Yeah, that's all I heard. I just heard someone yelling really loud. I knew something was going on outside. When I looked over my shoulder I was kind of sure it was an officer?but like I said I just seen two heads.

D: Did you hear a siren chirp or anything like that?

W: Nope. I was in my own world.

D: Where you able to see the guy on the bike?

W: No, I just saw the heads and I thought they were running. I saw the bike later and figured he had to be on a bike.



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Follow Up Report # SA 4

D: After this happens do you open up the door and go all the way out side?

W: No. I just open up the door and looked. My cousin came with me but as soon as I heard the gun shots I didn't really want to get involved with

anything. I just looked from the door.

D: So, as soon as you open the door you heard the gun shots?

W: Yeah. I open the door and I see the cop throw the dude to the ground and then boom. It almost looked like, like he had to do something for the officer to shoot him. But, I seen it; he threw him on the ground and then (holding hands together to form a gun) shot him.

D: When you opened the door did you see them tussling?

W: I had seen that obviously he was having a hard time getting him on the ground.

D: Were the face to face? Were the fighting? Tell me what you saw.

W: As soon as I opened the door I saw the cop throw him on the ground. But obviously it looked like he threw him hard enough that that other guy had given him a hard time.

D: So, he wasn't just putting him on the ground and cuffing him?

W: No, no he wasn't listening. You're supposed to listen to an officer when they tell you something like get on the ground, get on the ground.

D: Did you ever see the officer fire a taser?

W: Nah. No, not at all.

D: But you did see him holding a gun?

W: Yes.



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Follow Up Report # SA 4

D: Was the officer holding his gun or did he have to take his gun out?

W: He had to take it out. He took it out real fast. It happened real fast.

D: How many shots do you remember hearing?

W: At least 3 or 4, at least.

D: Real quick?

W: Real quick.

D: What happened next?

W: My adrenaline was pumping but I didn't want to leave my porch even though my cousin did. I didn't want to get involved in any way.

D: I'd like to back you up a little bit to the shooting itself. You said that you could see the officer struggling with the guy and he was not going with the program and they were tussling and the officer threw the guy to the ground. But could you tell how much distance was between the officer and the guy?

W: From right here to right (pointing from just in front of himself to me)

D: That's about 3-4 feet.

W: Yeah

D: You mentioned that you hear the shots and can see him holding his gun and earlier you mentioned that he had another gun.

W: No, no the only reason I was saying that is because that's what my cousin saw.

D: But you didn't see the other gun or taser?

W: No.



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Follow Up Report # SA 4

D: What happened next; after the shooting?

W: He told him lay on his stomach and another car pulled up. It was not even a minute or 45 seconds later. I am pretty sure it was a lady and she was saying don't move. He wasn't trying to get up or anything she was just telling him what to do and cuffed him. At first I could hear the guy talking and he was saying that he had been shot four times.

D: Do you know the guy who got shot or have you ever seen him before?

W: No not at all. I never even got to see his face though. The only time I seen him was when he was on the ground and then on his stomach but I couldn't see his face.

D: What was the guy talking about after he got shot?

W: He was talking to the next door neighbor and she was talking to somebody (held fingers to ear as if on phone) and she was saying he got shot two or three times. And he was like he shot me four times. I'm thinking how do you know? I'm thinking he got grazed or something.

D: So you never saw the taser or the other gun?

W: No just the cop's gun.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #4) [REDACTED], [REDACTED] (DOB: [REDACTED])

Subject [REDACTED] statement

Author 122 - BULLARD, RYAN 4007

Related Date Oct-28-2010 17:00

On 10/28/10, approx. 1700 hrs, while at 5770 Freeport Blvd (HOJ), Interview Room #3, I, Det. Bullard (#375) interviewed [REDACTED] and obtained his statement which he related the following in summary (video-recorded):

I just had left my girlfriend's house so I can go pick up my daughter, she lived down the street. So I come around, I see the cop sitting like this, "IIiiirrrr!" (screeching tire noise and using his right hand to indicate vehicle positioning on the table), talking to the boy on the bike (using his left index finger pointed downward at the table to the left of his right hand). The big truck was there so I squeezed through (using his right hand to motion as though going around something) and as soon as I squeeze through, "Bam!", he took off and jumped on the bike and started riding. So the cop is right behind him chasing him saying, "Stop! stop!".

So I follow around and

I pull over in front of the big truck. So by that time he slipped and he fell (using both of his arms as if holding handlebars and turning them to the right suddenly) and fell off the bike. The cop said, "Lay down lay down!" (motioning with both of his hands in a pointing motion together). So he pulled his taser out (motioning from the left side) and "PPshheeww!" (firing sound) and I don't think he hit him (motioning with both of his hands on opposite forearms in a shedding/brushing motion). Then they start fighting (motioning both of his arms in a horizontal, circular motion), he was in the middle of the street now, swinging at him. He said, "Get on the ground! get on the ground!". Now he's fighting. So I said, "Man why don't you just get on the ground?!". So that's when he pulls the gun, he said, "Get on the ground! get on the ground!" (pointing with both of his hands together as though holding a gun). And then he went like this (motioning to his left hip area with his left hand, stands up and repeats the same motion). And then "Pow pow pow

pow!". I was like Goddamn, he shot him.

So I thought the way he was, he went like this (standing and motioning again to his left hip with his left hand), like he's getting something (then pulls his left hand upward and points he's left index finger as though pointing a gun). I don't know for what, but he was reaching for something right here (same motion to left hip, left hand).



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I asked if it appeared that the suspect appeared to be reaching for a weapon

Yeah, just like this (motioning again to his left hip, left hand quickly). I said, "Oh no no, he's gonna shoot him!" and "Pow pow pow pow!" (pointing with both hands in a shooting motion). He hit the ground, boom. That was it. I just stood there and I was in shock. That's exactly what

happened.

I presented a color googlemaps.com satellite photo of the area of Nogales/Osmer

When I was coming down Nogales from Marysville, I hit the corner and come around and I already see him right there, boom on Nogales. Exactly where his car was parked.

When asked to display where on the map he was at and the positioning of others, [REDACTED] indicated he needed his glasses and I then provided him with a zoomed in image of the same area

So when I drove down here, his car was already there (indicating the officer's patrol vehicle on Nogales St, approx. 2 houses west of High St on

the south side as indicated by an "x" which I marked for him and indicated that the car was facing southwest) and bam there's a cop car and he was talking to him. So I'm getting ready to squeeze through by the big truck on the north side of the street and that's when he ran and jumped on the bike and that's when he took off, so I pull around in front of that big truck. So I got out and I just watched, I can't get through there because he's swinging in the middle of the street. So then "pow!" (motioning with both of his hands in a shooting motion), I figured the wires hit him and he can't **inaudible**..

When I was coming up and first saw the cop talking to the guy, they were on the south side of the street, the guy was off of his bike, holding it before he ran. He grabbed the bike, started running, and jumped on trying to get away. The officer started running after him. It was a fully marked police vehicle that the officer was in. I don't know if the officer was

standing outside of his vehicle at the time that I first saw them or if he was in his car. It was about a second from the time the officer was talking with him to when he ran. As soon as I was gonna go around him, that's when he grabbed his bike and ran and tried to get away. He was riding his bike west. The officer chases him on foot. So I pull around and he fell where the bike was laying and that's when they started wrestling (indicating



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where another "x" was marked, approx. five houses west of High St on the north side of Nogales St). I parked my van east of where the bike crashed, maybe twenty feet? He said, "Get on the ground get on the ground!". He wouldn't so that's when he hit him with the taser and he just pulled them off like that (making the shedding motion again from both of his forearms). He shot at him with the taser right where the bike was.

When asked what caused the suspect to crash his bike

When he tried to get away he just fell (motioning with both hands as though turning a bicycle suddenly). That's when the cop had him but he started fighting. Right when the guy got up, he told him to get on the ground and when he got up, that's when he tased him. When he tased him, he got mad, you know swinging like this (motioning with both arms, closed fist and swinging outward) got in the middle of the street and I said, "Man why don't you just lay down?!". I was standing right in front of my van when I saw this and I was talking to these two guys.

When asked how far away [REDACTED] was when the suspect and officer started fighting

Maybe fifty feet? was it fifty feet? about fifty feet.

This parking lot ain't here no more (indicating on the zoomed in satellite image that I showed him), they got some brand new houses.

It looked to me like the guy got mad when he got tased. I don't know which hand the officer shot the taser from. The reason I think it was a taser because I think I saw some wire. I know a little bit about tasers, I've seen them on TV. When he did it, he did it like this (motioning with both arms as though pulling the wires out of his torso area) and that's when I seen the wires. That's when they got in the middle of the street. When they were fighting they were going across the street from the bike (indicating in a southwest direction). They were fighting and backing up. They got to the sidewalk and he told him to, "get on the ground, get on the ground". And I was like, "Man get on the ground!". And then he went like this (motioning to his left hip/side area again with his left hand), just like this.

I confirmed that [REDACTED] was saying that the suspect was reaching with his left hand behind his hip

It was this side right here (correcting himself and then motioning to his right side/hip area with his right hand). He was looking right at the officer when he did this. To me it looked like he was reaching for a weapon.



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Follow Up Report # SA 4

I asked [REDACTED] if the motion the suspect was making was consistent with someone grabbing a gun

Yeah that's what it looked...I said, "Oh man" and "pow pow". I only heard four shots. They were physically fighting for at least a minute up to the point the officer shot him. When they were fighting, they were moving westbound and up to the sidewalk on the south side. He was swinging at the officer with closed fists about six times. He never kicked at the officer.

He was just swinging (motioning with left and right closed fists in a round punching motion). He wouldn't let the officer touch him, the suspect kept saying, "Get back man!". The officer was trying to grab him and he was trying to get away. They never got on the ground with each other, they were on their feet the whole time they were fighting.

When asked how far away the suspect and the officer were from each other when the suspect made the motion towards his hip with his hand, [REDACTED] stood up and backed up

About from here to here (indicating the distance between he and I which appeared to be approx. 5 feet which I asked him if 5 feet sounded right). That's pretty close because he was saying, "get down! get down!" (pointing with both hands in a gun-pointing motion). The officer had his gun drawn. When the guy reached for his side, it was real quick. That's when the officer shot and I thought the officer shot over him to scare him. The officer shot with his sidearm four times, the guy hit the ground and he tried to get up again. So the officer pulled out a little bitty gun, I don't know where he pulled it from. A little chrome one about like this (measuring approx. 5-6 inches between his two index fingers), he didn't get up then when he seen the gun. That's when the black SUV thing came up from Osmer. The guy went down immediately after being shot and fell on his stomach. I think the officer was shooting with this hand (pointing with right hand) and they were only about five feet from each other when he shot. Then he tried to get up right away and that's when he pulled the other gun (motioning with right hand). The officer said, "Don't you move. Don't move!" and that's when everybody showed up. The suspect said something while he was laying there, I don't know what.

I asked [REDACTED] what he would feel or think if someone made the same motion by reaching for their right/side waist area with their hand quickly

Oh yeah, I would do the same thing! ..**inaudible**..I told him man, "Just lay down!", he wouldn't lay down. I was out of my car when this happened but I didn't get near them, I stayed in front of my van. I was about fifty, almost sixty feet from them when he shot.



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Follow Up Report # SA 4

**Upon showing a mugshot photo of Ricardo Sazo (Xref: [REDACTED] / [REDACTED]
[REDACTED]) and asking if [REDACTED] recognized him**

Uh uh (indicating "no"). He looks familiar, I don't know. I didn't get a good look at the guy that got shot, did he have a hat on? I think he had a hat on.

When asked if [REDACTED] would be able to identify the individual who was shot

"PPpsshht" (shaking his head, "no").

But basically, the way it looked (making the quick drawing motion from his right hip), I thought he was gonna pull something out too.

I asked, "Like he was gonna pull a gun?"

Yeah, because he was like this (same motion). It kind of scared me. I was like, "Oh man!", I was so close!. It shocked the shit out of me but that's how it happened.

What the hell he run for? He got shot for nothing!



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #15) [REDACTED], [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #15) [REDACTED], [REDACTED]

Author 477 - JOHNSON, M 0706 ([REDACTED])

Related Date Oct-28-2010 17:02

(Above date & time, HOJ Room 2, audio/video recorded, in summary):

I was at home at [REDACTED] Nogales Street. I was sitting in a recliner in the living room by the front door, watching TV. My front door was open, but the screen door was closed. I noticed the police car in front of my house, stopping the guy on the bike. I tilted my head back to see out the front door.

I was watching, and I saw that as the cop got out of the car he said something-I don't know what-- and the guy took off on the bike, so the cop started chasing him. I went outside and I heard the cop tell the guy to stop. The guy went on the other side of the sidewalk, further down. I don't know if the guy fell down, but he fell off his bike. It seemed like there was a little struggle. The guy took off running to the other side and the cop chased him and told him to "Stop, stop." I thought he tased him. I'm not sure. I thought I saw yellow things. I thought he tased him. The next

thing I know, the guy got to the ground and he shot him.

It was so fast, I don't remember if he shot him and then he fell. The cop's back was facing towards me, so I didn't see him pull a gun out. But I saw that the guy was on the ground, and he did shoot him. I remember seeing the smoke coming from the gun.

This came to my attention when I saw the cop stop the guy on the bike. The reason I went outside was because the cop ran after him. The cop car wasn't coming up straight, it was at an angle in the street. The guy was on a bike going westbound near the south sidewalk. The cop stopped his car right behind him, and when he got out of the car, he stood behind the open driver's door. The guy took off on the bike, and the cop took off running after him.

The cop was just getting out of the car when the guy took off riding his bicycle. The guy went three house down (westbound) and that's when the cop caught up to him and it looked like a struggle. I got outside and I stood by my fence near the gate at the driveway (southwest corner of front yard.) The guys from the city were parked in front of my neighbor's house to the west of me. The cop car was parked behind the truck. The cop ran after the guy around that truck heading westbound. When the guy came off the bike, he



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was about two or three houses down from me. I don't know if he fell off the bike or if the cop grabbed him.

I thought the cop had a taser in his hand. I'm not sure, but it seemed like it. I saw yellow and thought it might be a taser he was holding. There was a "yellow cord." I don't know. I saw something yellow. That's what I saw. The cop was chasing him like that [demonstrating with her right arm outstretched as if holding a weapon in front of her] and it was a yellow

thing in his hand. This was after the guy fell off the bike.

The guy continued to run from the sidewalk on my side of the street (north) to the other side of the street. I can't remember what?it seemed like the guy fell, and that's when the officer shot him. The officer was telling the guy to "Stop" from the time he first ran off to the time he was shot, about three or four times. I don't remember if the guy said anything. After the guy got shot, I remember him telling the officer, "I don't have nothing." He was still on the ground and the officer was telling him to put his hands in front of his head.

When the guy fell off the bike, the officer wasn't that far from him. He was kind of right behind him. When he ran across the street with the officer chasing him, to me, it seemed like the guy was on the ground and then I heard the shots. I didn't see a gun. I thought he shot in the air or something because I couldn't see it. The officer had his back to me. The guy still seemed like he wanted to move, like he was trying to move.

I don't remember if the guy fell on his own or because of the cop. To me, I don't know if he shot him. I just remember the guy was on the ground with the officer up there. It was like the guy wanted to get off of the ground and the officer just, "Boom, boom, boom." To me, I saw like, in the air, "dust" or something. I can't say if he shot him or not. It was far away, and I saw the guy lying on the ground and the officer said "don't move, don't move" and?[didn't finish statement].

To me, it seemed like the guy tripped and fell. I can't honestly say that I know exactly what happened to him. I don't remember. It happened so fast . After he was shot, he was kind of like," moving," and the cop told him not to move and put his hands in front of his head. The guy said, "I don't have nothing, I don't have nothing." He put his hands like that [demonstrating hands in front of head.]

My neighbor, "██████████," from across the street, came outside and asked me if that was gunshots she heard. She came out after all the cop cars came. She didn't see nothing. She told me she was sleeping. I told her I didn't know if the cop shot him because he was just laying there. The officer had his back to me, so I really didn't see.



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The officer was probably about four or five feet away when shot the guy. The guy was lying on the ground, on his stomach when he was shot. I'm not positive, but I think the guy's feet were in the street, close to the gutter, and his head was out in the street. I couldn't see his facial expression. I don't think he was doing anything strange. I only say him running away from the officer. I didn't see nothing in his hands. The only thing I heard him say was when he was on the ground telling the officer, "I don't have nothing. I don't have nothing." I don't think the cop said anything at the time. I only heard the cop telling him to stop before that.

[Short break, then resumed interview with Google map image of scene. ██████ marked the positions as follows: rectangle depicting officer's car, "X" for the spot the suspect ran from the officer; rectangle with the letter "U" for the city utility truck; "A" for ██████ position in her yard; "B" for the spot the suspect's bike landed; "C" for the suspect's position when shot; "D" for officer's position when the shots were fired. ██████ was then admonished not to guess about circumstances, and was told her version of the events didn't correspond with other witnesses:]

I don't think I can say actually how he fell. I don't know if he fell on his own, or the cop made him fall. I don't want to guess. I thought that he

probably fell on his own, but I don't know. I'd rather not say. I saw how he fell, but I don't know why I can't remember actually what happened. It happened so fast. The officer was blocking my view. It was the cop, and then the guy. I don't know exactly how he shot him. I just heard the gunshots.

I thought I saw that he was on the ground already. I thought the cop shot in the air or something. I heard three shots. I was looking that direction when the officer fired the shots. I couldn't see the officer's hands. The shots were fired when the guy was already on the ground.

["Are you absolutely sure of that?"]

"Yeah." To me, it seemed like he was already on the ground. It happened so fast and it was at a distance. I could see from right there where I was

standing. The truck wasn't in the way.

It wasn't that I wasn't paying attention. It was that it happened so fast. It was so quick, and so far away. I wasn't, like, right there. I can't say that I actually saw the guy fall. I can't say for sure how the guy fell. My view when he was right here [indicating on the Google image position "B"] was good. When they got down here [indicating positions "C" and "D"] my



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view was not that good.

I can't say for sure that the person was standing or on the ground when he was shot. For me to be certain, I can't say it.

The only thing I can add is that the guy kept running when the cop told him to stop. I only heard the guy talking when he told the officer "I have nothing" after he was down.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #17) [REDACTED], [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #17) [REDACTED], [REDACTED]

Author 3228 - MONTOYA, JOHN A 3020

Related Date Oct-28-2010 19:20

On 10/28/10 at approx 1920hrs I contacted Witness [REDACTED] inside of the Kinney Police Facility interview room #2. We had the following conversation in summary (Det Montoya = D / Witness [REDACTED] = ■):

D: Do you remember what time it was when you parked near your uncle's house?

■: I sent out a text around 1:23pm and then came back out around 1:30pm.

D: Can you show me on this map where you are parked (showing her a copy of Google printout of area):

■: Right about here (pointing to north curb line of Nogales one house west of High St; Google printout). So, when I got back to my car after

talking to my aunt around 1:30pm I see the cop.

D: Did you see them when you were coming up to your car?

■: Right here (pointing to the third house west of High St on Nogales St; Google printout).

D: What did you see?

■: Well when I saw the guy and the cop I didn't think much of it because so many things happen on this street that I just didn't pay much attention to it until I saw the guy lying on the street. I think the cop had the guy but I'm not sure. He was telling the guy to put his hands in the

air or something but I'm not sure. I looked away and then I got in my car and the next thing I know at least I think because I'm not positive if that's what I saw. The next thing I saw was the guy running, trying to run away. The cop and the guy were separate and the cop looked like he was trying to get the guy but the guy was backing away like if he had something dangerous. The cop was saying, 'Put your hands up, stop!'



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By this time I was already making my-turn (to go east bound on Nogales St) and I saw the guy lying on the floor. The cop was kind of like making sure if the guy was dead or something, I don't know. The guy was lying on the floor and the guy was far away from him. The cop looked cautious. That's when I heard the sirens and saw the cop cars coming. Then a bunch of cop cars are coming. I just went home from there.

D: Can you describe what either of these two guys looked like?

■: No. I didn't have my glasses on but the guy was wearing a white shirt and the cop was light skinned. I don't know if the other guy was black or just dark skinned....The cop had on a uniform....The guy looked like one of those gangster guys.

...I couldn't really see what was going on but it looked like the cop had something in his hands maybe like one of those things or a gun. I also heard someone scream I got shot.

D: Can you tell me if the two guys were standing near each other before the shooting?

■: Yeah, he had his back to the cop like he was running in the other direction of me. I didn't have my glasses on so it was really hard for me to see plus I was looking through my rearview window. I wasn't really paying attention to all of this until after the guy was on the ground. I could hear the cop yelling stop but no gun shots. I did hear a noise that was a pop but not a gun shot.

D: Were your windows up or down in your car?

■: Mostly up. I did hear a pop but not a gunshot and that's when I saw the guy on the ground.

D: What did you do after that?

■: I just drove home....It looked like the cop was approaching him cautiously like checking to see if he was still alive but it didn't look like he wanted to kill him or me.

D: I'm gonna show you a picture (Suspect Ricardo Sazo) and you tell me if you recognize this person?



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■: No I never saw him.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Subject wit. [REDACTED]; [REDACTED] stmt

Author 61 - CAYBUT, AVIS C 7788

Related Date Oct-29-2010 15:01

INVESTIGATIVE FOLLOW-UP:

WITNESS TERRELLE SPARKS STATEMENT:

On 10-28-10, at approx. 1700 hrs., I, Detective Beery #248 spoke to witness [REDACTED] in Polygraph Room #1. Due to the fact that all other interview rooms were filled, Detectives had to resort to the Polygraph Room for interviews. The interview was audio/video tape recorded, however, after reviewing the DVD, it became apparent that only a portion of the interview recorded. That portion only contained the time that [REDACTED] was waiting in the room to be interviewed, however, none of the interview was actually recorded. I took notes during the interview. When I became aware that the interview did not tape (at approx. 1830 hrs.) I immediately typed [REDACTED] statement while my notes and our conversation were still fresh in my mind. [REDACTED] told me the following in summary:

I was inside my living room, playing a video game. My back was to the living room window, which faces Nogales. The blinds on the window were open. I heard someone saying, "Get on the ground, get on the ground." I turned around and looked outside. I could see the Officer and another guy. They were both standing, facing each other, and kind of moving around in the street. I was about 15 yards away from the Officer and the guy in the street, however I was inside my house. It did not appear to me that they were physically fighting, more like they were just "dancing" around each other.

I turned back to my video game to put it on pause, when I heard 4 gunshots. I knew that I had missed whatever just happened because I heard the shots but never saw the Officer shoot. I went out to my front yard, down by the fence and I saw the Officer holding his taser in one hand and his handgun in the other hand. The other guy was lying on his stomach on the ground.

The Officer was telling the guy on the ground to "stay down, stay on the ground." The guy on the ground was yelling something like, "He shot me 3 times." He was yelling that to the Hispanic people who live directly next door to me. He was also yelling out a phone number and asking them to call it for him. I don't know if he knows those people, or if he was just yelling at them for help because they were standing out there. After that I just remember him saying, "Ow, ow, ow!"

There was a guy in a brown van. He was a black guy. I don't know him, but I guess he saw what was happening and he pulled over his van and parked it in



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front of my house. He was actually the person that I initially heard yelling, "Get on the ground. Get on the ground." He was yelling that to the guy who was in the street with the Officer. I guess the guy was telling him to get on the ground because he thought he better listen the Officer.

That guy later told me that he saw the whole thing. He said that he saw the guy on a bike and that the officer tasered him, and the guy fell off the bike and the Officer started chasing him and they got in a fight. I didn't see any of that happen though.

I don't know the guy who got shot. I've never seen him in the neighborhood or anything. I don't think I would recognize him if I saw him again because I never really saw his face during this whole thing.

END OF WITNESS [REDACTED] STATEMENT



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #2) [REDACTED], [REDACTED] (DOB: [REDACTED])

Subject (WITNESS #2) [REDACTED], [REDACTED]

Author 61 - CAYBUT, AVIS C 7788

Related Date Nov-03-2010 10:50

INVESTIGATIVE FOLLOW-UP:

WITNESS [REDACTED] STATEMENT:

On 10-28-10, at approx. 1730 hrs., I, Detective Beery #248, working as a Detective in the Major Crimes Unit, interviewed witness [REDACTED] [REDACTED] in a private interview room at HOJ. The interview was audio/video recorded. [REDACTED] told me the following in summary:

I was in my bedroom, folding clothes on my bed. My bed is right under the bedroom window. The window was open and the curtains were pulled aside. I had a clear view out of my window and into the street in front of me. I wear glasses so that I can see far away. I did not have my glasses during this incident, however, I felt that I could see pretty well. I could see that there was an Officer in the street. He was wearing a dark blue uniform

and I'm pretty sure he was with Grant P.D. because of the shape of the patches on his uniform. He was with another guy, who looked to be younger. The reason that my attention was brought to the street, was due to the fact that I heard someone say, "Get on the ground. Get on the ground." It was the Officer who was telling the guy to get on the ground. That was when I looked up and could see the Officer and the guy in the street. The Officer was chasing the other guy and they were running, like in circles, around the street. I would estimate that they chased each other for about 5 minutes.

The Officer had his taser in his hand. I think it was in his right hand. I don't remember if the Officer drew the taser while he was chasing the subject, or if he already had it in his hand when I became aware of the situation and started watching.

The Officer fired the taser at the guy. I saw the "strings" on the taser come out so I know he fired it. The Officer was not close enough to the guy to hit him with the taser, however, so the taser never touched the subject. The Officer pulled out his gun. I don't know if he put his taser away first and then pulled out his gun, or if he still had his taser in his hand when he pulled out his gun. I think I remember the Officer putting his taser away, at some point, on his right hand side. The Officer had his gun out



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and I think he had it in his right hand. Once the Officer had his gun out, he stopped in the street and pointed the gun. The subject was running with his right hand behind his back. He appeared to be holding up his pants. His left hand was kind in the front of him. From the Officer's viewpoint, I believe he could have seen the guy's right hand holding up his pants, but probably not his left hand.

[REDACTED] demonstrated the position she saw the subject in as he was running.

Her demonstration showed that the subject was half way turned, and looking back, over his left shoulder, toward the Officer, his left hand in the front of his body, and his right hand at the rear waistband of his pants.]

I believe the subject turned and saw the Officer standing there with his gun. The subject then continued to run and that's when I heard the Officer's gun shoot three times. It sounded like, "Pop, pop, pop" all the shots came together, with no pause or break in between them. My opinion was that the Officer got frustrated because he couldn't catch the guy who was running away from him, so he pulled out his gun and shot him.

The guy went down on the ground, on his stomach. He was saying something like, "You shot me" or "I got shot." Then he started yelling out numbers, like a phone number. I don't know who he was yelling them to or if he was just wanting someone to call the number. I assume it was a phone number to his family to let them know that he was shot. I don't remember the number, nor did I call it. I don't know if anyone else called the number. My brother was in the house when this happened, but he was in the back of the house, so he did not see the incident. After the guy was shot, I called to my brother and he and I went outside to see what was going on. I don't remember where the Officer was during that time, nor do I remember if he was saying anything. I don't recall where his police car was parked. I didn't notice the bike during the initial incident. It wasn't until later that I saw the bike lying in the street. The bike was next to my two garbage cans that I had out by the curb.

END OF [REDACTED] STATEMENT SUMMARY

[For complete details please refer to [REDACTED] audio/video recorded statement on DVD]



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #3) [REDACTED] (DOB: [REDACTED])

Subject Interview with [REDACTED]

Author 463 - JASPERSON, KYLE 0440 ([REDACTED])

Related Date Nov-17-2010

I was asked to interview [REDACTED] by attorney Scott Wippert who told me that he is representing Suspect Sazo.

[REDACTED] had already been interviewed once on the date of this incident (10-28-10) by Det. Wood. At that time, he gave a brief statement in which he essentially said that he heard the shots from inside his house ([REDACTED] Nogales St) and then he came outside and saw the police dealing with someone. He said that he did not hear or see anything else.

Mr. Wippert told me that, since that time, his investigator had contacted [REDACTED] and he was now claiming to have been an "eye witness" to the shooting.

On 11-17-10 at approx 1417 hours, Det. DeDonder and I went to [REDACTED] Nogales St to contact/interview [REDACTED]. We spoke with him on his front porch. I

told him who we were and that I wanted to talk to him about this incident. I then asked him what he could tell me about it. He subsequently stated the following in summary:

There were about 4 or 5 police officers and detectives who asked me about it (this incident) that day. I told them I didn't see anything. And I actually seen the whole thing.

(Note: I asked him why he told the other officers/detectives that he didn't see anything.) I was kind of leery about saying anything. I watched a guy get shot in the street and it was kind of weird.

(Note: I asked him again why he lied about it, whether he did see it or didn't see it.) Oh I seen it. Once it happened - probably about 30 minutes later - I went underneath the yellow (police) tape and went to the

store, and then one of my friends told me that the ol' boy (Suspect Sazo) had actually ended up dying.

(Note: I told him that wasn't true because the guy who got shot didn't end up dying.) I know that's not true now, but right then I said I need to tell somebody about it so I made a statement to News 10...that day...probably 30 minutes after it happened...and told them what I'd seen.



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(Note: I asked him what it was he saw.) Well, I seen the kid (Suspect Sazo) coming off of his bicycle and the policeman behind him.

(Note: I asked him where he was when he was watching this.) Right here in this window (pointing to the window of the northwest bedroom that faces Nogales St). I live here. I'm helping remodel.

(Note: I asked him if he remembered what time this was that day.) Maybe 1 (pm).

(Note: I asked him what he saw from the window he just pointed out.) I seen the kid (Suspect Sazo) come off his bike, and I seen the patrol officer behind him.

(Note: I asked him if he saw the officer initially stop the guy on the bike.) No. All I seen is he (Suspect Sazo) was on the bike and the policeman was on foot. And he (the officer) was shocking him (Suspect Sazo)...he had the taser.

(Note: I asked him which direction were they headed.) This way (motioning westbound on Nogales).

(Note: I asked him where they were when he first saw them.) Right over there by the telephone pole by the two trash cans (pointing to a telephone pole across the street, northeast of [REDACTED] Nogales St, and in front of [REDACTED] & [REDACTED] Nogales St).

(Note: I asked him if the guy was riding away from the officer with the officer running behind him.) Right. He (Suspect Sazo) was falling off the bike whenever I turned and just happened to see it. And he (the officer) is shocking him with the taser and saying "Get down! Get down!"

It looked like the keystone cops because he (Suspect Sazo) was desperately trying to get away and the cop was desperately trying to get him. And their bearings were kind of screwed up.

They came across the street and he (the officer) was shocking him a couple

times saying "Get down! Get down!" And the kid (Suspect Sazo) was being shocked. Which is strange because I thought those things (tasers) just dropped you. But it didn't drop this guy (Suspect Sazo).

(Note: I asked him how he could tell the guy was being shocked.) Well, I



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could hear it. (He made sounds as if to replicate a taser being fired.)

(Note: I asked him how many times he thought the officer shocked the guy.) Maybe twice that I know of.

And then they came across the street (motioning from the north side of the street towards the south side of the street), not in a straight line of course (making a zig-zag type pattern with his hand).

They came across the street to my side of the street (south side), and I

guess he (Suspect Sazo) must have broke loose of the shocker (taser).

(Note: I asked him if the guy was still on the bike when he came across the street.) No, no, no. The bike was over there by the telephone pole (pointing back to the north side of the street).

(Note: I asked him if the guy got off the bike and started running then.) Right, he was running away from the police officer. And they ran across the street (again motioning from the north side of the street to the south side of the street) and down the sidewalk, and then he (Suspect Sazo) turned around....I guess that's when he broke loose of the shocker (taser). I guess. I have no idea. But he turned around and started heading back that way (motioning eastbound on Nogales St), and that's when the cop shot him. Just "pow pow pow" (sounds of gunshots).

(Note: I asked him if the guy was facing the officer at that point.) He wasn't facing him directly.

(Note: I asked him if it looked like the guy was going back towards the direction that the officer was, or the opposite way.) It looked to me like the officer was behind him, he (Suspect Sazo) comes this way (motioning generally southwest from the opposite side of the street to his side of the street, which is the south side) and then he (Suspect Sazo) just starts going back that way (now motioning generally northeast back towards the opposite side of the street). You know, because they were coming this way (again motioning generally southwest from the opposite side of the street).

(Note: I asked him if he could see the guy's whole body.) I could see them both perfect.

(Note: I asked him if he knew what the officer was doing with his hands when he was chasing the guy.) He had the shocker (taser) in his hand.



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(Note: I asked him what the guy was doing with his hands.) His hands are flying in the air because he's being shocked.

(Note: I asked him what the guy was doing with his hands once he turned back towards the officer.) He was doing the same thing. It looked like the keystone cops to me man.

When he (Suspect Sazo) turned...and it happened so fast when he turned...that the cop just shot him. I thought that he (the officer) missed him (Suspect Sazo) because it didn't look like it does on television.

The kid (Suspect Sazo) was on the ground after he was shot, and the police officer's gun jams up on him. So he's (the officer) sitting there frantically trying to get this gun un-jammed. And he (the officer) finally decides that he can't get it done (meaning un-jammed), so he grabs his walkie-talkie and he says "Shots fired, officer's gun malfunctioned." Then he throws it down and he reaches and pulls another gun out from his ankle (motioning to his left ankle). And he (the officer) says something to the effect of "Don't move or I'll kill you you son of a bitch." I couldn't be exactly for sure (on what the officer said).

But that was it in a nutshell right there.

You know, I read the report that said the kid (Suspect Sazo) was coming at him (the officer). He wasn't coming at him.

(Note: I asked him what he meant when he said he read the report.) In the paper...it said that he was repeatedly reaching to his waistband and had turned and approached the officer. He didn't do that. The guy was running away.

(Note: Det. DeDonder asked him what the officer was saying to the guy while he was chasing him.) He was saying "Get down!" That's all I heard. I mean, it happened pretty fast.

(Note: Det. DeDonder asked him if he heard the officer say "Show me your hands".) No. He didn't say nothing like that.

You know, here's the weirdest deal to me. After he (the officer) shot him (Suspect Sazo), he (the officer) was acting as if somebody was coming to get him. I mean, the police officer was terrified. I mean, completely

terrified.



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Follow Up Report # SA 4

(Note: I asked him how far away he thought this guy was from the officer when the shots were fired.) About from me to you (██████████ was sitting part way up the stairs leading up to the house/porch, and I was standing directly at the bottom of the stairs, maybe 3'-4' away from him when he said this). It was pretty damn close. They were right there on each other.

(Note: I asked him if he immediately knew the guy chasing the guy on the bike was a police officer.) Yeah, man you couldn't miss it.

**Note: We then went inside the house so ██████████ could point out the room/window he was in when he made his observations. He pointed out the northwest bedroom of the house, and the window in this room on the north

side that faced out to the street.

(Note: I asked him what he was doing in this room before this incident happened.) Trim (referring to the trim work in the room that was underway).

(Note: I asked him what caught his attention initially.) The two people (the suspect and the officer). I just happened to look out the window and there they were.

(Note: I asked him if all of his observations were from inside this room that he had just pointed out to us.) Yes.

(Note: I asked him if the window he was looking out was open at the time.) Yes, because I opened it to have a cigarette.

And I went just like this (looking out the window) and "bam" - there it was (the incident). It was just like a movie. And they were coming directly at me the whole time.

(Note: I then read his original statement to him that Det. Wood previously obtained from him, and asked him to tell me if it sounded accurate.) That's pretty much it.

(Note: I pointed out that statement was totally different from what he was telling me right now.) Well sure it is.

I told him (Det. Wood) I didn't see nothing.

(Note: I asked him why he didn't initially just say what he saw.) Well because I was kind of shocked to be honest about it. Until somebody told me that the kid (Suspect Sazo) was dead, I wasn't going to say shit.



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Follow Up Report # SA 4

(Note: I pointed out that he said something to the news station about it. I then asked him who the next person was that he said something to about this.) A guy named [REDACTED]. He's an investigator (for Attorney Scott Wippert). He was out here combing the street a couple days later and he came over here. I told him that I did see something - just exactly what I told you.

To me, you know what, the police officer was terrified. You know, after he shocked him (Suspect Sazo) twice and shot him three times, I would think that that would be the time that you could relax. I mean, to a certain extent. But I'll be honest with you, he (the officer) was flipping out. I mean, he was scared. He was terrified.

*Note: This entire interview was recorded on my digital recorder. The recording will later be transferred onto an audio CD and booked as evidence.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #19) [REDACTED], [REDACTED], (DOB: [REDACTED])

Subject Phone stmt from [REDACTED]

Author 463 - JASPERSON, KYLE 0440 ([REDACTED])

Related Date Nov-24-2010

On 11-24-10, DDA Chris Carlson requested that I locate/interview [REDACTED] [REDACTED] who had been originally contacted by Sgt. Stigerts at [REDACTED] Nogales St on the day of the shooting. However, no statement was obtained from [REDACTED] at that time.

I conducted records checks on [REDACTED] to obtain a contact address and/or phone number for him. I ultimately found that he had a listed address of [REDACTED] in Folsom, and this address had a phone number of [REDACTED] associated with it.

At approx 1522 hours, I called [REDACTED] for [REDACTED]. An answering machine picked up that said it was the "[REDACTED] residence". I left a message for [REDACTED] [REDACTED] to call me back.

At approx 1533 hours, [REDACTED] [REDACTED] called me back from phone number

[REDACTED] (per caller ID). I told him that I was investigating this case and then obtained the following statement, in summary, from him by phone:

I was there (the area where this incident happened). I didn't see anything though.

I was working way in the back on some gas lines. I heard the shots, but that was it.

I was at the house where the construction is going on. (Note: I asked him if that would be [REDACTED] Nogales.) Yeah, that's the one.

I was back there by myself working on some gas lines, and I heard 3 shots so I started to kind of go forward to see (what was going on) and then I

heard a bunch of sirens so I figured the cops were there.

I didn't go out front for a few minutes (after the shots were fired). I just saw a ton of cop cars.

(Note: I asked him if there was anyone else at the house he was at.) Yeah, there's two buildings on the property. [REDACTED] ([REDACTED]), the security guy or



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whatever, he was in the front house. He was inside the house I believe.

And there was a drywall guy there. His name is [REDACTED].

(Note: I told him there were two guys listed in the report named [REDACTED] and [REDACTED], referring to [REDACTED] and [REDACTED] who were also contacted at [REDACTED] Nogales by officers. I asked him if he knew either one of these guys.) The drywall guy's name is [REDACTED] as far as I know. He had a

helper who was a young guy probably about 18 (yrs old) or so. They're both Hispanic. I'm not sure if his ([REDACTED]) real name is [REDACTED]. (The people he was referring to could likely be [REDACTED] and [REDACTED] since [REDACTED], the probable helper, is only 20 yrs old.)

They were even farther back (on the property) than I was. There's a duplex in the back of the property - they were in there doing drywall at the time. They came up front too and were kind of looking at what was going on. They went up front around the same time I did. I don't think they saw anything.

*Note: The entire phone conversation/interview with [REDACTED] was recorded on my digital recorder. The recording will later be transferred onto a CD and booked as evidence.



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Follow Up Report # SA 4

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #20) [REDACTED] (DOB: [REDACTED])

Subject Phone stmt from [REDACTED]

Author 463 - JASPERSON, KYLE 0440 [REDACTED]

Related Date Apr-12-2011

On 4-8-11 at approx 0958 hours, I received a call from SSD Dep. Jennifer Ackerson (@ ph #916-874-2045) who was assigned to the Welfare office. She advised that a subject named "[REDACTED]" (xref # [REDACTED]) had come in to apply for benefits, and when she ran a records check on him she saw my remark in his County KPF screen that said to call me upon contact with this subject.

(Note: This was a subject who I had been asked to contact/interview by Sgt. McCloskey because he was believed to have been in the area of this incident/shooting when it occurred. However, he wasn't interviewed on scene and I was subsequently unable to locate him. See my original obs for details.)

I was at home at the time I received the call from Dep. Ackerson, so I could not go to the Welfare office and interview [REDACTED]. I asked her to

re-contact [REDACTED] and see if he could/would provide a home address where I could contact him when I returned to work. She subsequently called me back and advised that [REDACTED] told her that he was homeless. I told her that I would just interview him over the phone, and asked if she could arrange for [REDACTED] to call me.

At approx 1018 hours, I received a phone call from another deputy who subsequently put [REDACTED] on the phone. I confirmed that the person I was speaking with was [REDACTED] (he confirmed his name and correct DOB).

I told him that I wanted to talk to him about this incident/shooting that happened on Nogales back on 10-28-10. He asked me if I was talking about the guy on the bike who got shot I told him that was correct. He subsequently told me the following in summary:

I was out there, but I didn't actually see it happen. I worked for my sister (at [REDACTED] Nogales St) and I be out there a lot. It just so happens that one of the days I was out there working is when the guy got shot I believe.

I was working inside the house ([REDACTED] Nogales St) when it (the shooting) happened. I didn't see no part of it. I came outside after it happened.



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My brother-in-law ([REDACTED]) who lives there said he heard a couple gunshots, and that's when we all ran outside to see what was going on.

I didn't come out right away. When I got outside, I saw a bunch of yellow tape and a lot of police around and a lot of neighbors out.

My sister's address ([REDACTED] Nogales St) is a good mailing address for me. My

phone number is [REDACTED]. That's my cell phone number.

*NOTE: The above conversation with [REDACTED] was recorded using the record function on a second cell phone. This recording will later be transferred onto an audio CD and booked as evidence.



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Follow Up Report # SA 4

Narrative Text

Type 03 SUSPECT STATEMENT

Related Person (SUSPECT #1) , ,

Subject Interview with Suspect Sazo

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-01-2010

11-1-10/0631 hours - Det. DeDonder and I (Det. Jasperson) contacted Suspect Sazo in his hospital room, located in the Davis Tower - floor 11, at UCD Medical Center. He had a single leg shackle securing him to the hospital bed, and he was being guarded by a Twin Rivers PD officer who was in his room with him.

I had previously called UCD and spoken to Sazo's nurse, and she advised that he was in stable condition and it was okay to speak with him.

Upon contacting Sazo, I told him that we were with the Sacramento Police Department and that we wanted to talk to him about what happened and why he was there. Before I could even read him his Miranda rights, he responded "Okay, I want a lawyer." I confirmed with him that he did not want to make a statement or talk to us. And he again said that he wanted a lawyer.

The contact was subsequently terminated and we left the room.

*Note: The entire contact with Sazo was recorded on my digital recorder. This recording will later be transferred onto an audio CD and booked as evidence.



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Follow Up Report # SA 4

Narrative Text

Type 04 OBSERVATIONS

Subject investigative follow-up

Author 61 - CAYBUT, AVIS C 7788

Related Date Nov-03-2010 12:49

INVESTIGATIVE FOLLOW-UP:

On 10-28-10, at approx. 1330 hrs., I, Detective Beery #248, was advised by the Felony Assaults Sgt. M. Stigerts, that Detectives were being called out on another Officer involved shooting, at [REDACTED] Nogales. Prior to that we'd been called out on another Officer involved shooting at Terracina and Truxel and were currently interviewing witnesses on that shooting. Sgt. Stigerts advised that if I was done with my interviews on the first shooting, that she wanted me to respond to the scene on the second shooting.

On 10-28-10, I arrived on scene at [REDACTED] Nogales approx. 1412 hrs.

On 10-28-10, at approx. 1432 hrs., I attended a briefing, conducted by SPD Lt. Lester #4101 and Twin Rivers District PD Lt. J. Spano #200 regarding

the facts and circumstances known to them at the time of the briefing. The scene was relatively small and had been secured with yellow crime scene tape. From my position, I could see a bicycle lying along the curb, a dark, wet substance on the pavement that appeared to be blood. I was told that was the area where the suspect was lying when the ambulance arrived to treat him. I observed some paper place markers that had been placed to mark evidence, i.e., bullet casings, taser aphids, etc. in the street.

Lt. Spano advised that Officer Jason Smith #7, was the only Officer involved in the incident. Apparently Smith was in a foot pursuit with the suspect (identified as Richard Sazo; 7-19-81) Smith fired his handgun and apparently shot the suspect 3 times. The suspect was not expected to succumb to his injuries. Lt. Spano provided us with the names potential witnesses, identified by a neighborhood canvass conducted by Twin Rivers Officers, as follows:

[REDACTED]; [REDACTED]; [REDACTED] [REDACTED], [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED], [REDACTED]
[REDACTED]



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On 10-28-10, I was instructed by Sgt. McClosky to return to HOJ to interview witnesses who were being transported to headquarters.

On 10-28-10, I arrived at HOJ and started setting up interview rooms for the witness interviews. Due to the fact that Detectives were still

interviewing witnesses from the first Officer involved shooting, there were only 2 interview rooms available. Sgt. McClosky advised me to put a witness in the two interview rooms that were available, to put a witness in the two polygraph rooms, that also have audio/video recording, and to put the other witnesses in separate waiting rooms until we have rooms available for interviews.

On 10-28-10, at approx. 1700 hrs. I obtained a statement from witness [REDACTED], in polygraph room #1. [see attached [REDACTED] statement supplement] I later found, when I reviewed the DVD, that [REDACTED] interview did not record. The only recorded portion contained the time that [REDACTED] was waiting in the room to be interviewed, however, none of the interview was actually recorded. I took notes during the interview. When I became aware that the interview did not tape (at approx. 1830 hrs.) I immediately typed [REDACTED] statement referencing my notes, while our conversation was still

fresh in my mind.

On 10-28-10, at approx. 1730 hrs., I obtained a statement from witness [REDACTED], in interview room #4. [see attached [REDACTED] statement supplement] During my interview with [REDACTED], she drew a picture of the street, her fence, the empty house across the street, and the suspect's bike, as a way of spatially orienting both me and herself during our interview.

On 11-3-10, all items of evidence pertinent to this case, were booked into evidence at HOJ.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Stigerts' Observations

Author 285 - STIGERTS, MARNIE J 5005

Related Date Oct-28-2010 13:35

NOTIFICATION:

On 10/28/10, at approximately 1335 hours, I was advised of an officer-involved shooting in north Sacramento by Twin Rivers Police. I was assisting with another Sacramento Police officer-involved shooting that had occurred on Truxel Rd. at Arco Arena East Entry Dr. I had been at HOJ at the time of the notification and assembled a group of detectives not immediately involved in the other case. I briefed Dets. Jasperson, Dedonder, Vigon, Beery, Bullard, Halstead and AFT Agent Lewis that one TRPD officer had shot one suspect who had survived his injuries and we responded to Osmer Ln./Nogales St. for further information.

ARRIVAL AND SCENE:

I arrived at 1406 hours, checked in with the scene recorder and contacted

SPD Lt. Lester who was the incident commander. The scene had been secured by officers and crime scene tape. Also on scene were TRPD Lt. Spano, SPD Sgt. Farnsworth, Det. Sgt. McCloskey, Dets. Johnson and Montoya, CSIs Atkinson, Woo and Langhus, DA Investigators Gracia and Joe.

At approximately 1435 hours, Lt. Lester conducted a briefing of the facts and information as she knew them at the time. The suspect, Ricardo Sazo, had been contacted as he rode his bicycle on Nogales St. Sazo had fled from TRPD Ofc. J. Smith. TRPD Ofc. J. Smith had used his CED on Sazo and subsequently shot him three times with his service weapon. Sazo received a gunshot wound to his right shoulder, left hand and left upper leg, including a broken femur. None of Sazo's injuries were considered life-threatening.

Lt. Lester advised us that Sazo was on parole and SPD Sgt. Vasallo and several officers were attempting to gain entry to his address of record on Jasmine St. for a parole search. TRPD Lt. Spano advised us of eight witnesses that would need to be transported for interviews.

At the conclusion of the briefing, Det. Sgt. McCloskey and all detectives besides Dedonder, Jasperson and myself responded back to HOJ for interviews. SPD Det. Dedonder was going to process and direct the scene and Det. Jasperson was going to be primary for interviews on this case.

WALK THROUGH:



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At approximately 1503 hours, TRPD Ofc. J. Smith responded to the scene and conducted a walk-through of the scene. He was accompanied by his counsel, Det. Dedonder, Det. Jaspersen, DA Investigators Gracia and Joe, CSIs and myself.

ADDITIONAL INFORMATION:

TRPD Ofc. J. Smith advised that he shot in a southwest direction from the middle of the street. I later checked the area for the expended rounds and found no obvious signs of bullet damage to any plants, buildings, fences or vehicles in the possible path. While checking the area of trajectory, I located a witness, [REDACTED] DOB [REDACTED], that had not be contacted during the previous canvass by TRPD.

At approximately 1525 hours, SPD Dets. Schneider, Start, K. Jestes, Daniels and Wood arrived to conduct a re-canvass of Nogales St. to ensure all witnesses were contacted and identified.

At approximately 1715 hours, I was contacted at the scene by TRPD Det. Dias who had accompanied Sazo to UCDMC. She had requested and received a felony blood draw from Sazo. She turned the sample over to me in a sealed and labeled sample box. TRPD Det. Dias indicated that Sazo had a graze wound to his left hand along the web between his first finger and thumb that appeared to be in a tip-to-wrist direction. He had a through-and-through wound to his left thigh, about mid-to-upper thigh, toward the inseam and exit wound at the rear of the thigh. He also had a wound that appeared to be through-and-through from the top of his right arm near the shoulder that appeared to exit at the bottom of the bicep near the elbow.

DEPARTURE:

At approximately 1920 hours, I departed the scene after ensuring all evidence was collected and crime scene tape removed from the scene. I responded to the Sacramento County Main Jail where I deposited Sazo's blood sample in the Sacramento County Crime Lab drop box at 1940 hours.

I cleared from this call at 1947 hours.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det. Johnson's obs.

Author 477 - JOHNSON, M 0706 (██████████)

Related Date Oct-28-2010 19:30

I am a detective assigned to the Felony Assaults Unit with the primary responsibility of investigating crimes against persons including homicide, assault, kidnapping, weapons violations, and bias crimes. On 10-28-10 at 1345 hours, I was notified by Sgt. R. McCloskey to respond to ██████████ Nogales Street to assist in the investigation of an officer-involved shooting involving a Twin Rivers School District police officer. I responded from the Sacramento Police Academy and arrived onscene at 1355 hours.

I attended the scene briefing conducted by Lt. K. Lester, after which Sgt. McCloskey assigned me to interview witnesses at the Hall of Justice. I transported witness ██████████ ██████████ to HOJ and placed him in interview room #2. I conducted an interview of ██████████ at 1536 hours, which was audio/video recorded on DVD. I later booked the DVD as evidence. During the interview, I presented a Google maps satellite photo image of the scene for ██████████ to mark his position and positions where aspects of the incident

occurred. ██████████ signed and dated the map, whereupon I later booked it as evidence. ██████████ was later transported back to the scene by his work supervisor.

At 1702 hours, I placed witness ██████████ ██████████ into interview room #2 to obtain her statement. This interview was audio/video recorded on DVD and later booked as evidence. During the interview, I presented a Google maps satellite photo image of the scene for ██████████ to mark her position and positions where aspects of the incident occurred. ██████████ signed and dated the map, whereupon I later booked it as evidence.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det. E.J. Schneider #701 OBS

Author 891 - SCHNEIDER, ERIC 7764 (██████████)

Related Date Nov-01-2010 10:46

DETECTIVE FOLLOW-UP: Det. Eric J. Schneider #701
On 10-28-10 at approximately 1530 hours Detective Sergeant Stigerts #3096 of the Felony Assaults Unit assigned me the task of conducting a neighborhood canvas in the area of Nogales Street and Osmer Lane. The neighborhood canvas netted the following results:

██████████ Nogales Street: 1540 hours.

I contacted ██████████ and ██████████. See attached statements for details.

██████████ Nogales Street: 1550 hours.

Vacant

██████████ Nogales Street: 1555 hours.

I contacted ██████████ and ██████████ who both stated they were working in the back of the residence and heard 3 shots. They stated that they didn't hear any of the conversation preceding or after the shooting.

██████████ Nogales Street: 1600 hours.

I contacted ██████████ who stated that she was sleeping inside the residence when she was awoken to sound of someone yelling "stop, police." She said that she then heard 3 gunshots but never went outside. She said that she didn't hear any conversation after the shooting.

I contacted ██████████ who stated that she was sleeping inside the residence when she was awoken to the sound of 3 gunshots. She said that she never heard anything before or after the shooting.

██████████ Nogales Street 1610 hours.

I contacted ██████████ who stated that he was inside his residence when he heard what sounded like a crash coming from the area of the street. He said that he went out front to investigate and observed the suspect lying on the ground in the street. ██████████ then went back inside his house. (It should be noted that ██████████ appeared to be quite intoxicated on marijuana at the time of contact.)



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I contacted [REDACTED] who stated that he was inside the residence with [REDACTED] but didn't hear anything.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det. Bullard supplement

Author 122 - BULLARD, RYAN 4007

Related Date Nov-01-2010 14:17

I, Detective Bullard (#375) am currently assigned to the Sacramento Police Felony Assaults Unit. My primary responsibilities include; conducting follow-up investigations of crimes involving serious bodily injury, crimes of bias, kidnappings, interviewing victims, witnesses, and suspects, working in conjunction with the Sacramento Police Homicide Unit, courtroom testimony, and presenting cases to the Sacramento County District Attorney's Office for prosecution.

On 10/28/10, approx. 1330 hrs, while on duty at 5770 Freeport Blvd, I was notified by Felony Assaults Sgt. Stigerts of an officer-involved shooting in the area of Osmer/ Nogales.

At approx. 1340 hrs, Sgt. Stigerts conducted a briefing with involved investigators at 5770 Freeport Blvd and advised that a Twin Rivers police officer shot a subject in the area of Osmer/ Nogales and that

Homicide/Felony Assaults detectives would be investigating.

At approx. 1410 hrs, I arrived on scene at Osmer Ln / Nogales St and checked in with the crime scene recorder.

At approx. 1432 hrs, Lt. Lester (#4101) conducted a crime scene briefing with all involved investigators 1 to 2 houses/lots east of [REDACTED] Nogales St (location where shooting allegedly occurred). Lester indicated that a Twin Rivers police officer advised at 1323 hrs that he was in pursuit and that shots were fired, hitting suspect Ricardo Sazo (Xref: [REDACTED]) three times.

At approx. 1453 hrs, I cleared and left the scene back to 5770 Freeport Blvd (HOJ) for interviews in this case.

At approx. 1615 hrs, I interviewed [REDACTED] (*See [REDACTED] statement*) in Interview Room #3.

At approx. 1700 hrs, I interviewed [REDACTED] (*See [REDACTED] statement*) in Interview Room #3.

I notified Sgt. McCloskey as well as other investigators of the above witnesses' statements.

I later booked DVD's of the interviews and photos/images shown to the above witnesses as evidence at 5770 Freeport Blvd.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject OBSERVATIONS-Jestes

Author 772 - JESTES, KARINA S 7789 (██████████)

Related Date Nov-01-2010

I, Detective Jestes, am currently assigned to the NCU36 team. On 10/28/10 at approximately 1520 hours I arrived in the area of Nogales/High Sts to assist on a call of a shooting involving a Twin Rivers Police Officer. I, along with Detectives Start, Wood, and Schneider, was briefed by Sgt. M. Stigerts. Our assignment was to canvass Nogales St. Detective Start and I partnered up to canvass the north side of the street.

██████████ Nogales - no answer

██████████ Nogales - ██████████, DOB ██████████, cell ██████████. ██████████ was just walking up to her house. She was not home during the shooting. Det. Start spoke to her daughter on the phone (see his obs).

██████████ Nogales - no answer

██████████ ██████████ Nogales - ██████████, DOB ██████████, home ph ██████████. Powell walked up to the crime scene tape at the west end of the perimeter. He was not home during the shooting.

██████████ Nogales - ██████████, DOB ██████████, no phone. ██████████ stated she had already talked to officers. She did not see or hear any part of the shooting.

██████████ Nogales - abandoned

██████████ Nogales - ██████████ stated he did not see or hear anything.

██████████ Nogales - no answer

██████████ Nogales - ██████████, ██████████. ██████████ was not home during the

shooting. He stated his cousin at ██████████ Nogales saw the whole thing.

██████████ Nogales - ██████████, ██████████. ██████████ was doing yard work when she heard three shots. She did not see anything. She did not hear any voices. Her daughter ██████████ (age 21) was not currently home, but she was on her bike in the street during the shooting and saw it occur. ██████████ cell is ██████████. I left her a voice mail. She did not return my call. (I relayed this information to Det. Merten.)



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PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Homicide Supervisor's Supple.

Author 634 - MCCLOSKEY, ROBERT 5003 (████████)

Related Date Nov-02-2010

***** SERGEANT SUMMARY REGARDING HOMICIDE TEAM CALL OUT *****
(SGT. BOB McCLOSKEY - IV19)

NOTIFICATION:

On Thursday, 10-28-10, at 1335 hours, I was notified via telephone by Lt Johnson (IV7) of a homicide team call out to Nogales St / Osmer Ln in North Sacramento, regarding an officer-involved shooting. The Police Department received a 'CODE93 / Shots Fired' call involving a Twin Rivers PD officer who attempted to make a bicycle stop at that location. SPD Officers responded to the above location to assist the Outside Agency call for assistance.

Upon officers arrival, they located a Male, Hispanic, suspect (later identified as Ricardo SAZO, Xref# ██████████) suffering from multiple gunshot wounds. We were advised that SFD Engine #17 and Medic #5 responded to the scene and later transported suspect SAZO to the UC Davis Medical Center where he was listed in stable condition. Detective Sergeant M.Stigerts #3096 (IV10), along with Detectives B.DeDonder #0302 (IV57), K.Jasperson #0440 (IV180), J.Vigon #0608 (IV181), A.Beery #0248 (IV77), R.Bullard #0375 (IV72), G.Halstead #0502 (IV104), M.Johnson #0706 (IV173), J.Montoya #0498 (IV134), and I (IV19) were requested and responded to the scene to conduct an investigation.

In accordance with Departmental agreement with the Sacramento County District Attorneys Office, District Attorney Investigators L.Gracia #61 and D.Joe #39 responded to the location of the shooting to conduct an independent investigation.

ARRIVAL AND SCENE:

At 1348 hours, I arrived on scene. The following personnel were on scene upon my arrival: Patrol Lieutenant Lester #4101 (LN13), Twin Rivers District PD Lieutenant J.Spano #200, Patrol Sergeant Farnsworth #3002 (2SM2), as well as several patrol officers and/or CSOs. Lead CSI Officer Atkinson #6371 (CSI32) also responded to the scene for processing (see CSI call). Once the homicide team was present, Lieutenants Lester and Spano briefed us about the incident and the circumstances known to them at the time. The scene was secured with police barricade tape, and Twin Rivers



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District PD officers had completed a neighborhood canvass. Evidence (visible blood, bullet casings, suspects bicycle) were located on scene by patrol officers and pointed out to investigators. All evidence was left in place and the investigation was turned over to the homicide team at that time.

SCENE DESCRIPTION:

The shooting incident occurred outside on public streets in the 1300 block of Nogales Street, just east of Osmer, located within the City and County of Sacramento. At this location, Nogales Street is a two-lane, east-west city street that runs between Osmer Lane on the west, to High Street on the east. Nogales Street has pedestrian sidewalks along the north and south curbs and the surrounding area is comprised mainly of residential structures.

DETECTIVE FOLLOW-UP:

Detective Sergeant M.Stigerts, Detective DeDonder and Lead CSI Officer Atkinson were charged with the scene investigation, while Detectives J.Vigon, A.Beery, R.Bullard, M.Johnson and J.Montoya were responsible for the statements / interviews. The Twin Rivers District Police Department handled all press releases involving their officer involved shooting.

DEPARTURE:

At 1505 hrs, after viewing the crime scene and coordinating the CSI follow-up with Detective DeDonder and Lead CSI Officer Atkinson, I departed the scene and returned to Police Headquarters to monitor the interviews.

INVOLVED OFFICER:

Officer's Name: Jason SMITH
Badge Number: #7

Hired Date: 09-20-06
Height: 5'08
Weight: 200
Injuries: None indicated; CSI Boyd #6378 (CSI10) obtained photographs of Officer SMITH and his attire after the shooting took place inside Interview Room #6 at the Hall of Justice.

INVOLVED SUSPECT:

Suspects Name: Ricardo Delacruz SAZO



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Sex: Male
Ethnicity: Hispanic
DOB: 07-19-81
Height: 5'06

Weight: 180

Numbers: Xref# [REDACTED], CDL [REDACTED], SSN [REDACTED],
FBI# [REDACTED]

Prior Arrest(s): [REDACTED]

Probation/Parole: Suspect was on active parole at the time of this incident.

Injuries: SAZO received (3) through-and-through gunshot wounds to the right shoulder/arm, left hand and upper left leg.

WEAPONS:

Suspect SAZO was not armed at the time of the shooting. Twin Rivers District PD Officers searched suspect SAZO for weapons with negative results (see Outside Agency's supplements).

At 1703 hrs, I inspected Officer SMITH's weapons that were used in the above shooting incident at the Hall of Justice inside Interview Room #6. Present during the inspection were Officer SMITH, his attorney (Steven Welty from Mastagni, Holstedt, Amick, Miller & Johnsen), Detective Jaspersen, TRPD Lieutenant J.Spano and CSI Boyd. Officer SMITH was armed with a Twin Rivers District Police Department issued Sig Sauer, P226, .40 caliber, (13) shot, blue steel semi-automatic handgun, Serial # [REDACTED] (see PR# 673376-1). Per Officer SMITH, the handgun was loaded with (13) rounds which included one round in the chamber and (12) in the magazine at the time of the shooting. The rounds consisted of Federal, .40 caliber, Smith and Wesson, semi-jacketed hollow point ammunition. In addition to the rounds in Officer SMITH's handgun, Officer SMITH had (2) additional

ammunition magazines loaded with (12) rounds each inside his magazine pouch that was worn on the officer's uniform Sam Brown belt. These rounds / magazines were not accessed during this incident. Officer SMITH's weapon was carried in a black leather holster that was affixed to the right side of this same uniform Sam Brown belt.

Officer SMITH fired (3) rounds at Suspect SAZO in a southwesterly direction. The shooting background consisted of residential structures and open fields which were void of persons at the time of the shooting.



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Officer SMITH was also carrying a back-up weapon in a holster on his left ankle. The weapon was a Smith & Wesson, 38 Special, .38 caliber, (5) shot, stainless steel revolver, Serial # [REDACTED] (see PR# 673376-5). This weapon was loaded with (5) live rounds.

Officer SMITH was also carrying a yellow taser on his Sam Brown belt. The weapon was a X-26 model, Serial #X00-354929 (see PR# 673376-7). The taser had attached to it (1) fired cartridge, black in color, Serial #H08-954325 (see PR# 673376-8).

All (3) weapons were collected and later booked by Detective Jasperson (see Jasperson's supplement).

On 11-02-10, at 1315 hrs, I hand-carried the following items to the Sacramento County Crime Lab for processing:

1. Sig Sauer, P226, .40 caliber, (13) shot, blue steel semi-automatic handgun, Serial # [REDACTED] (PR# 673376-1).
2. Magazine removed from Officer SMITH's duty weapon (PR# 67376-9)
3. Smith & Wesson, 38 Special, .38 caliber, (5) shot, stainless

steel revolver, Serial # [REDACTED] (PR# 673376-5).

Upon my return to HOJ, I changed the 'Evidence Continuity' screen in the above Property Reports (PR) to reflect the above chain of evidence.

COMMUNICATIONS:

On 11-01-10, I submitted a Dispatch Activity Report request (SPD 878) to the Communications Center to obtain a copy of Radio Call #10-324355. This item was later booked as evidence (see PR# 673882-1).



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det Montoya's obs

Author 3228 - MONTOYA, JOHN A 3020

Related Date Nov-03-2010 8:24

On 10/28/10 at approx 1400hrs I was contacted by Det Sgt Stigerts who advised me that a Twins River Police Department officer had been involved in a shooting in front of 1324 Nogales St. Det Stigerts requested that I respond to the area of Nogales St / High St for a full briefing.

I arrived on scene at approx 1410hrs and observed the scene to be secured with yellow police tape and uniformed SPD and Twins River Police officers. The following police personnel were also present: Lt Lester, Det Sgt McCloskey, Det Sgt Stigerts, Sgt Farnsworth, Det Jasperson, Det Dedonder, Det Johnson, Det Bullard, Det Beery and D.A. Investigator Gracia.

At approx 1432hrs Lt Lester conducted a briefing regarding the facts known to her at that time. She advised that at approx 1323hrs a Twins River

Police Officer attempted to stop a subject (later identified as Suspect Richard Sazo (DOB: 7/19/81)) for a bicycle violation near [REDACTED] Nogales St. The (S) failed to comply and attempted to run from the officer and a short foot pursuit ensued. At approx 1326hrs SPD dispatch was notified that shots had been fired by the officer and he was requesting assistance.

At approx 1450hrs I was requested by Det Sgt Stigerts to respond back to SPD's Homicide Office to assist in conducting interviews.

At approx 1630hrs I met with Witness [REDACTED] inside of the Polygraph room #2; this interview was audio and video recorded and available upon request. (W) [REDACTED] provided me with his statement (see attached for full details).

At approx 1920hrs I met with Witness [REDACTED] at the Kinney Police Facility interview room #2; this interview was audio recorded and available upon request. (W) [REDACTED] provided me with her statement (see attached for full details). During this interview I showed (W) [REDACTED] a color printout of the Nogales St and High St area (Google map), which she viewed and identified her positioning just prior to the shooting and where she believed that the officer and suspect were located during the shooting; printout later booked into evidence.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det DeDonder Scene Summary

Author 227 - DEDONDER, BRIAN 0302 (REDACTED)

Related Date Nov-03-2010 11:09

NOTIFICATION:

On Thursday, 10-28-10, at 1330 hours, I was notified by SPD Sgt Stigerts of an Officer Involved Shooting (OIS) involving a Grant/Twin Rivers School District Police Officer. At 1340 hrs a briefing was held at HOJ. The only information Sgt Stigerts had at the time of the briefing was that it occurred at Nogales St./Osmer St. in north Sacramento. The Sacramento Police would handle the investigation and the SPD report number was 10-324355. The Police Department responded to the above location regarding a code 3 cover call involving a Twin Rivers Police Dept Officer who just shot a suspect. I was informed that Sacramento Fire Department Engine #16 and Medic #5 responded to the above location and transported the suspect to UCDMC. Patrol officers secured the scene, and Detectives from Homicide/Felony Assaults responded. Detectives K.Jasperson #0440 (IV180), J.Vigon #0608 (IV181), A.Beery #0248 (IV77), R.Bullard #0375 (IV72),

M.Johnson #0706 (IV173), J.Montoya #0498 (IV134), G. Halstead #502 (IV104), S. Lewis #4378 (ATF) and I (IV57) B.Dedonder #0302 were requested and responded to the scene to conduct an Officer Involved Shooting investigation.

ARRIVAL:

At 1410 hours, I arrived on scene and checked in with the Crime Scene Recorder, Twin Rivers PD Ofc M. Abedrabbo. The following personnel were on scene upon my arrival: Lieutenants Johnson, Risley and Lester. Sergeants Lassen, McCloskey and Stigerts as well as several patrol officers and/or CSOs. CSI Atkinson, Woo, and Langhus also responded to the scene for processing (see CSI call).

BRIEFING:

At 1432 hours, Lt Lester briefed us about the incident and the circumstances known to her at the time. The scene was secured with police barricade tape, and patrol officers had completed a neighborhood canvass. An additional canvas was performed by NCU Detectives. Numerous items of evidence including expended bullet casings, Taser Afids/cartridge doors, blood, bicycle and a knife were located on scene by patrol officers and pointed out to investigators. All evidence was left in place and the investigation was turned over to the homicide team at that time.

SCENE DESCRIPTION:



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The incident occurred outside on public streets on Nogales St, just east of Osmer St. located within the City and County of Sacramento. Nogales St is a two lane east/west city street that runs between High St to the east and

Osmer Street on the west. Nogales Street has pedestrian sidewalks along the north and south curbs and the surrounding area is comprised mainly of residential structures.

WALK-THROUGH:

At 1503 hrs, Detective Jasperson, Sgt Stigerts and I conducted a walk through with Officer Jason Smith from the Twin Rivers P.D. and his attorney.

SCENE LIGHTING:

The scene was processed under daylight conditions. (see weather description below)

WEATHER / TEMPERATURE FACTORS:

It should be noted that at the time of the shooting, the weather was partly sunny and approximately 75 degrees. As we were finishing up the briefing, the weather became increasing cloudy and cooler. There were no noticeable winds.

EVIDENCE OF SURVEILLANCE VIDEO:

None.

SUSPECT TRANSPORT

Suspect Sazo was transported from the scene to UC Davis Medical Center by SFD Medic #5 prior to Detectives arrival. All information regarding the suspect's injuries were obtained from Lt. Lester at the briefing.

APPARENT WOUNDS:

Suspect Sazo sustained 3 gunshot wounds. One gunshot wound to the right shoulder, one gunshot wound to the left hand and one gunshot wound to the left upper leg.



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IDENTIFICATION OF THE SUSPECT:

The suspect was verbally by Lt Lester during the briefing as:

Ricardo Sazo, 7-19-81 xref [REDACTED]
CDC# [REDACTED] (active Parole)

CSI PERSONNEL:

The following CSI personnel assisted in the location, identification, diagramming, photographing, and collection of evidence located at the crime scene:

CSI Woo, CSI Atkinson and CSI Langhus

MEASUREMENTS AND DIAGRAM:

CSI Langus took measurements of the overall crime scene, including all items of evidence, and completed the crime scene diagrams.

PHOTOGRAPHS:

CSI Woo took all photographs of the crime scene including all items of evidence.

CSI O'Conner obtained photographs of suspect Sazo at the UC Davis Medical Center.

CSI K Boyd obtained photographs of Ofc Smith at Police Headquarters.

VIDEOTAPE:

I videotaped the crime scene including the various items of evidence that were collected by CSI. I later booked the original videotape into evidence at Police Headquarters. I also videotaped the viewpoints from several witnesses, including the two City of Sacramento Utility workers who were inside of their truck. I also videotaped the view from where I was told by CSI Woo that (W) [REDACTED] [REDACTED] Nogales St, was standing when she observed the incident. I had been told by CSI Woo that (W) [REDACTED] was standing in the living room looking out the window but I later learned that she was actually in her bedroom so the video I took from the window in the living room was apparently not the window she was looking from.

PHYSICAL EVIDENCE:

Numerous items of evidence were documented and collected from the crime



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scene located at Nogales/Osmer. For exact location and descriptions of evidence collected from the scene, please refer to the CSI reports, diagrams, and photographs. CSI collected all evidence at my direction and later booked it into the SPD Evidence and Property Section. All of the evidence items were assigned numbered placards and photographed, in place, with the numbered placards.

The following evidence items were collected and booked under Property Report #673308 by CSI Woo.

ON STREET:

Item#: Description / Location:

- #1: One fired .40 cal casing Federal S&W (PR# 673308-1).
- #2: One fired .40 cal casing Federal S&W (PR# 673308-2).
- #3: One fired .40 cal casing Federal S&W (PR# 673308-3).
- #4: One green cartridge door from a Taser (PR#673308-4).
- #5: One silver boys BMX bike (PR#673308-5).
- #6: One Aphid from Taser, yellow in color (PR#673308-6).
- #7: One Aphid from Taser, pink in color (PR#673308-7).
- #8: One Aphid from Taser, yellow in color (PR#673308-8).
- #9: One green cartridge door from a Taser (PR#673308-9).
- #10: One Aphid from Taser, yellow in color (PR#673308-10).
- #11: One Aphid from Taser, pink in color (PR#673308-11).
- #12: One Aphid from Taser, pink in color (PR#673308-12).
- #13: One Aphid from Taser, yellow in color (PR#673308-13).
- #14: One Aphid from Taser, yellow in color (PR#673308-14).
- #15: One Aphid from Taser, pink in color (PR#673308-15).



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#16: Knife with approx 8 inch
blade (PR#673308-16).

FROM SUSPECT: These items were seized by Ofc C. Bohrer #250 and given to
Detective DeDonder who gave them to CSI Woo for booking:

#17: 3 sheets of notebook paper with writing (PR#673308-17).

#18: White t-shirt with apparent blood (PR#673308-18).

#19: Black jean shorts with apparent blood (PR#673308-19).

#20: (2) Blk Jordan shoes size 9.5 (PR#673308-20).

#21: Blk Warriors baseball cap (PR#673308-21).

#22: Whit sock with apparent blood (PR#673308-22).

#23: Cell phone metro PCS (PR#673308-23).

#24: Paper bag and plastic bag that contained items 17-23 (PR#673308-24).

DEPARTURE:

At approximately 1800 hrs, after coordinating the evidence collection
with CSI personnel, I departed the scene and returned to Police

Headquarters.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DET. VIGON'S OBSERVATIONS

Author 1045 - VIGON, JIMMY 0608 (██████████)

Related Date Nov-03-2010

INVESTIGATIVE FOLLOW UP (DET VIGON'S OBSERVATIONS)

On 10-28-10, at approx. 1404 hrs., I (Det. Vigon) was asked to respond to(Nogales/Osner) the second O.I.S. of the day by Sgt. Martinson. Sgt. Martinson informed me that a Twin Rivers PD(TRPD) officer had gotten enough a pursuit which I suspect and shot him. I arrived at the scene at approx. 1424 hrs. and found it to be secured by multiple TRPD patrol vehicles and cordoned off by yellow crime scene tape. Several witnesses had been sequestered by TRPD officers. I checked in with the crime scene recorder and joined the rest of the investigative team. Present at the scene were: Captain Schiele; Lieutenants Johnson, Risley, Lester and Spano(TRPD); Sgt. McCloskey, Stigerts and Farnsworth; Detectives Jasperson, Dedonder, Beery, Mark Johnson, Halstead, Montoya, Bullard; D.A. Investigators Dale Jo, Laura Gracia; and CSI's Woo, Adkinson, and Langhus.

At approx. 1432 hrs., Lieut. Lester(LN13) briefed investigative team. She stated the following in summary: at approximately 1323 hrs., a Twin Cities police officer had gotten a foot pursuit with the subject of a bicycle and shot had been fired. TRPD report number 10-1028039. At approximately 1326 hrs., we(Sacramento PD) were in route to assist. The TRPD officer involved was identified as Jason Smith(#7). He was in vehicle#731, shift 0800-1600 hrs., no ICC in his vehicle. The suspect was identified as Ricardo Sazo, 7/19/81, CDC # ██████████ residing at ██████████. He sustained three gunshot wounds(right shoulder, left hand, and left femur.) Lieut. Spano(TRPD) is first unscene. He stated that upon his arrival Ofc. Smith had his service weapon in his left hand and his backup weapon in his right hand, as the suspect laid on the ground. Lieut. Spano instructed the officer holster his weapons and obtained a public safety statement from the officer. Ofc. Smith was then sequestered from other officers. ██████████ Nogales was the home in line of fire. The house sustained no damage, and nobody inside was injured.

The witnesses sequestered by TRPD were identified as: ██████████, ██████████, ██████████, ██████████, ██████████, ██████████, ██████████, and ██████████.

I observed a large white city utility truck parked on the north curb line of Nogales East of the scene. I saw a chrome bicycle in the street , west of the utility truck.

At approximately 1515 hrs., I left the scene and responded to HOJ for



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interviews.

At approx. 1554 hrs., I (Det. Vigon) contacted wit. (██████) at HOJ and obtained a statement.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Det. Jasperson's obs

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-03-2010

I, Det. Jasperson #440, am currently assigned to SPD's Homicide Unit. In this capacity, I am responsible for investigating a variety of crimes, including, but not limited to: murders, suspicious deaths, kidnappings, and officer-involved shootings.

On 10-28-10 at approx 1335 hours, I was at SPD Headquarters when I was notified by Sgt. Stigerts of an officer-involved shooting which occurred on Nogales St and involved an officer from the Twin Rivers Police Department (TRPD).

At approx 1340 hours, Sgt. Stigerts conducted a quick briefing at SPD Headquarters where she advised that Twin Rivers PD had requested code-3 cover at Nogales St / Osmer Ln after shots had been fired by one of their officers. Also present for this briefing were Det. DeDonder, Det. Bullard, Det. Halstead, and Agent Lewis (ATF).

I was subsequently requested to respond to the area of Nogales St / Osmer Ln. My partner (Det. DeDonder) and I responded together, and arrived at Nogales St / High St at approx 1409 hours.

We then walked over to Nogales St, mid-block between High St and Osmer Ln, where other investigators had already begun to gather.

I observed that the scene (the entire block of Nogales St between High St and Osmer Ln) was taped off with police tape and was being guarded/secured by uniformed police officers.

I observed the following SPD supervisors/managers and investigative personnel on scene: Capt. Schiele, Lt. Johnson, Lt. Risley, Lt. Lester, Sgt. Lassen, Sgt. McCloskey, Sgt. Stigerts, Sgt. Farnsworth, Sgt. Vasallo,

Det. DeDonder, Det. Vigon, Det. Beery, Det. Bullard, Det. Montoya, Det. Johnson, Det. Halstead, Agent Lewis (ATF), CSI Atkinson (Lead), CSI Langhus, and CSI Woo.

I observed the following two investigators from the District Attorney's office: Laura Gracia and Dale Joe.

There were also numerous SPD patrol officers and TRPD patrol officers on scene. The designated contact person from TRPD was Lt. Spano who was present upon my arrival.



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(Several other detectives from SPD's Neighborhood Crimes Unit were later called out to assist with canvassing the neighborhood; however, they were not present upon my arrival or for the briefing.)

At approx 1432 hours, a field briefing was conducted by SPD Lt. Lester #4101. During this briefing, she informed us of the facts of the case as they were known at the time, including the following:

SPD was notified at approx 1326 hours of a code-3 cover call from Twin Rivers PD for shots fired with a suspect down at Nogales St / Osmer Ln. (SPD call #10-324355.)

The call originated with Twin Rivers PD at approx 1323 hours, when one of their officers broadcast that he was making a stop which resulted in a foot pursuit and ultimately the shots fired (by the officer). (TRPD call #10-1028039; case #10-01435.)

Upon arrival of SPD patrol officers, the suspect was observed face down on the street near a telephone pole in front of [REDACTED] Nogales St.

The shooting officer was identified as Ofc. Jason Smith #7. We were told that he had been driving patrol vehicle #731 (which was still on scene), and that he was not injured.

The suspect was identified as Ricardo SAZO, male Hispanic, DOB: 7-19-81, on active parole for 11377(A) HS, CDC # [REDACTED], with a listed address of [REDACTED] in Sacramento.

We were told that SAZO had been shot three times - in the right shoulder, left hand, and upper left leg. All were through-and-through shots and were non-life threatening wounds. He was taken to UCD Medical Center by SFD. TRPD Det. Dias also went with him to the hospital.

TRPD Lt. Spano also provided information during the field briefing. He

told us that their officer (Ofc. Jason Smith) initially put himself out on a 925B call, which is a suspicious subject on a bicycle. The officer then broadcast that he was in foot pursuit, that the subject was reaching for his waistband and he was non-compliant, and ultimately that shots were fired.

Lt. Spano advised that he was the first responding unit on scene. He said, upon his arrival, that he observed Ofc. Smith holding his duty gun (SIG SAUER P226) in one hand and his backup gun (Smith & Wesson .38 revolver) in his other hand.



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We were told that Ofc. Smith was currently with his attorney, Steven Welty.

We were told that TRPD officers already conducted a neighborhood canvass in the inner perimeter, and SPD officers conducted a canvass of the outer

perimeter.

TRPD Det. Dias #401 was in charge of the suspect at the hospital (UCD) and was currently with him.

SPD Ofc. Bohrer obtained the suspect's clothing from UCD.

No weapon was found on the suspect.

At approx 1503 hours, TRPD Ofc. Smith lead us on a walk-thru of the scene. Present for this walk-thru were Ofc. Smith's attorney (Steven Welty), SPD Sgt. Stigerts, SPD Det. DeDonder, SPD CSI Atkinson, TRPD Lt. Spano, and DA Investigator Joe. Ofc. Smith told us the following in summary:

He (Ofc. Smith) was driving westbound on Nogales St when he observed the

suspect (SAZO) riding westbound on the roadway (Nogales St) in the eastbound lane of traffic.

Ofc. Smith pointed out a telephone pole on the northside of Nogales St, west of High St, located approx between the property line of [REDACTED] Nogales St and [REDACTED] Nogales St. He said across from this pole was approx where he first observed the suspect riding his bicycle.

Ofc. Smith's marked police patrol car (#731) was observed parked somewhat diagonally in the roadway (Nogales St) in the eastbound lane of traffic, approx in front of [REDACTED] Nogales St and [REDACTED] Nogales St. He pointed out this location as the spot where he first contacted the suspect (SAZO).

He said upon contacting the suspect, he (SAZO) reached directly behind his back. He (Ofc. Smith) ordered the suspect to show his hands. He said the

suspect then took off on his bicycle westbound on Nogales St.

Ofc. Smith said he chased after the suspect on foot and ordered the suspect to stop. Ofc. Smith said the suspect did not stop, so he drew and fired his taser at the suspect.

I observed half of a taser cartridge "blast door" (the front part of a taser cartridge), green in color, on the street (Nogales St) approx in line



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with a light pole located on the south side of Nogales St and across from the property line separating [REDACTED] Nogales St and [REDACTED] Nogales St. There were also numerous AFID (Anti-Felon Identification) tags from the taser on the ground in this general area. Ofc. Smith said this is approx the area where he first fired his taser at the suspect.

He said he thought the taser made contact with the suspect, but the suspect

continued fleeing (on the bicycle). Although, he said the suspect did veer the bike to the right (generally northbound) and came to stop up against the chainlink fence in front of [REDACTED] Nogales.

I observed that [REDACTED] Nogales St, which is located on the north side of the roadway, had a chainlink fence around the front of its perimeter. In front of this residence, there was a chrome BMX-style bicycle laying on the sidewalk/gutter area. Near this bicycle, also in front of [REDACTED] Nogales St, was another half of a taser cartridge "blast door", green in color.

Ofc. Smith said this is approx the area where he depressed the trigger on his taser again.

He said he advised on his radio that the suspect was resisting and he (Ofc. Smith) deployed his taser.

He said the suspect continued to flee in a south-westerly direction on Nogales St. Ofc. Smith pointed out that it was his recollection that the suspect was still fleeing on his bicycle at this point. However, he also mentioned that he didn't recall the suspect's bicycle still being in front of [REDACTED] Nogales St. Since no one had reportedly moved this bicycle from where it was currently resting, Ofc. Smith said it was possible that when the suspect continued fleeing in a south-westerly direction from in front of [REDACTED] Nogales St, he did so on foot.

Ofc. Smith said the suspect continued reaching towards his back area, so he (Ofc. Smith) ultimately drew his duty gun and fired three rounds at the suspect. He said that after he fired these three rounds, the slide on his duty gun locked back due to a malfunction, so he then drew his backup gun from his left ankle (but did not fire it).

He said he broadcast an update on his radio that shots had been fired, and held the suspect at gunpoint until TRPD Lt. Spano and Det. Dias arrived.

In the roadway, approx between [REDACTED] Nogales St (on the southside) and [REDACTED] Nogales St (on the northside) I observed blood on the ground as well as three spent casings (presumably from Ofc. Smith's duty gun).

After the walk-thru, I returned to SPD Headquarters for interviews. I



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arrived at approx 1607 hours.

Det. DeDonder remained at the scene to oversee the processing by CSI.

At approx 1701 hours, I contacted TRPD Ofc. Smith in interview room #6 and obtained his statement. (See attached.)

At approx 1904 hours, I emailed Suspect SAZO's parole agent (David Martin) and advised him of this incident involving his parolee.

The following morning (10-29-10), I took Ofc. Smith's taser (which had been collected from him during his interview) to SPD's Internal Affairs office and downloaded the recorded firing data stored on it. In regards to the date of the shooting (10-28-10), the download showed that his taser was fired three times for a full 5-second cycle each time.

(The printout containing the taser's recorded firing data was later scanned into this report.)

That same morning, TRPD Lt. Spano emailed me the audio files (16 total) for TRPD's radio traffic during this incident. I later copied these files to

an audio CD and booked the CD into evidence.

Later that afternoon, TRPD Sgt. Lor delivered the TRPD report on this incident (TRPD case #10-01435), as well as Ofc. Smith's most recent range qualification record, to me at SPD Headquarters. I subsequently scanned these documents into this report.

On 11-1-10 at approx 0555 hours, I called UCD Medical Center and spoke to Suspect SAZO's nurse. I inquired about whether or not it would be okay to interview him. She said that he was in stable condition and it would be okay to speak with him. She advised that he was in their Davis-11 unit. I told her that I would be right over to interview him.

At approx 0624 hours, Det. DeDonder and I arrived at UCD Medical Center. At approx 0631 hours, we contacted Suspect SAZO in his room. At the time,

he was being guarded by a TRPD officer.

My intention was to obtain a Mirandized statement from SAZO; however, as soon as I informed him that we were detectives with the Sacramento Police Department he said "Okay, I want a lawyer." Consequently, no statement was obtained from him.

On 11-2-10, I listened to a voicemail message that had been left for me the day before (11-1-10 at 1615 hours, my day off) by TRPD Sgt. Lor. In this



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message, he advised that Suspect SAZO had been released from UCD and already booked by their department into the Sacramento County main jail.

I later reviewed the jail booking record for Suspect SAZO, and saw that he had been booked for 148 PC and 3056 PC by TRPD on 11-1-10 at 1530 hours.

At approx 1127 hours that same morning (11-2-10), I went to SPD's property section and picked up Ofc. Smith's guns (his duty gun and his backup gun) so I could take them to the Crime Lab to be test fired.

I subsequently responded to the Crime Lab and arrived at approx 1158 hours to drop off the guns. However, I found that they were closed for lunch from 1130-1300 hours.

I then returned to SPD Headquarters where I gave the guns to Sgt. McCloskey who later took them to the Crime Lab.

On 11-3-10, Sgt. McCloskey advised me that he reviewed this report and noticed that in Det. Start's observations he wrote that he contacted "██████████" at ██████████ Nogales. ██████████ told Det. Start that he did not hear or see anything; however, he also said that his brother-in-law, "██████████

██████████", was at his house at the time of this incident. Apparently ██████████ was no longer there when Det. Start arrived, so it was unknown what, if anything, he heard or saw and ██████████ stated that he did not have a phone number for ██████████.

Sgt. McCloskey conducted records checks on "██████████" and identified him as "██████████", ME ██████████, xref # ██████████. He was listed as a validated ██████████ with four active misdemeanor light rail warrants for his arrest. He was on F/S probation and his address of record in SPD's Versadex system, and in the Sacramento County system, was ██████████ Nogales St. His phone number in both of these systems was listed as ██████████.

At approx 1359 hours, I called ██████████ to try and get ahold of ██████████ and obtain a statement from him. Upon calling this number, a male (later identified as ██████████) answered. I asked if "██████████" was there. ██████████ said that "██████████" didn't live there, and he said that he already told us (the police department) that. He asked why I was calling him and how I got his phone number. I told him that ██████████ previously gave his number as his own the last time he was contacted. He again said that ██████████ doesn't live there and he advised that this was ██████████ sister's (██████████ wife's) house.

I asked ██████████ if he had a phone number for ██████████. He said he didn't.



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I asked him how I could get ahold of [REDACTED]. He said he didn't know.

I advised him that [REDACTED] gave [REDACTED] Nogales as his home address. He again said that [REDACTED] did not live there and he had no idea where he did live.

I asked him if his ([REDACTED]) wife would know (since she is [REDACTED] sister). He said that his wife was at work. I asked him if he could call

his wife and then call me back. He said he was not going to do that and then he hung up on me.

*Note: The entire phone conversation with [REDACTED] was recorded on my digital recorder. This recording will later be transferred onto an audio CD and booked as evidence.

That same afternoon, I added remarks to [REDACTED] Sacramento County person entry (xref # [REDACTED]) requesting that I be called upon any contact with him. This remark is visible to any officer/person who accesses his entry in the system.

On the afternoon of 11-3-10, I submitted this case to the District Attorney's office for review. (The case was presented to DDA Scott Prentice - Criminal Intake, and DDA Michael Blazina - Special

Investigations.)



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Additional info from attorney

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-12-2010

On 11-12-10 at approx 1447 hours, I (Det. Jasperson) received a call from a male subject who identified himself as Scott Wippert @ ██████████. He said he was an attorney who was representing Suspect Sazo in this case, both criminally and civilly.

(Note: While I was on the phone with Mr. Wippert, I accessed the website for the State Bar of California and searched his name. I was able to confirm that someone with this name was an attorney in active status with the Berg & Associates law firm in Chico, CA.)

During this phone call, Mr. Wippert asked me if we were still investigating the case. I told him that we had already concluded our investigation and submitted the case to the District Attorney's office.

He asked me what our conclusions/opinions ended up being with regard to

this case. I informed him that is beyond the scope of my responsibility as neither myself, nor anyone from my department, have - or will - render a conclusion/opinion in this case. I explained to him that we basically just collect the facts, and then submit the case to the District Attorney's office for review and they make the necessary final determinations regarding whether or not to file criminal charges and whether or not the shooting itself was lawful.

I further explained to him that we would not even be doing an internal shooting review of this case, since the officer who fired his gun was from an outside agency (Twin Rivers PD) and not an officer of the Sacramento Police Department.

Mr. Wippert complemented us on our thorough investigation of this case. He said that his investigator went back out to the scene and contacted

numerous people who said that they had already been contacted by the police.

However, he said that he believed he had additional information that we may not have and which may be pertinent to the review of this case. He further stated that his investigator had contacted a subject named "██████████" who had already been interviewed by the police and told the police that he did not see anything. However, this individual was now claiming to have witnessed the incident. He said he had a transcribed statement from this person.



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I asked him if he knew this person's full name so I could attempt to verify who this person was and if in fact he had already been interviewed. He said that he did not. He said he could get it though.

I told him that even though the case had already been submitted to the District Attorney, if he had an additional witness that had not been interviewed yet and that we needed to re-interview and/or take a statement from, he could call me back with that person's info and I would handle it. He said he would, and he requested my direct phone number (which I provided to him).

After concluding our phone conversation, I reviewed this report and found that there was a subject named "[REDACTED]" listed in the report. This subject had already been contacted by the police (Det. Wood) and interviewed. According to [REDACTED] statement, he heard gunshots while he was working inside his house ([REDACTED] Nogales). He then came outside and saw that the police were dealing with someone in the street. He stated that he didn't hear or see anything else.

It is unknown for sure if this is the subject that Mr. Wippert was referring to (since he didn't know the subject's full name).

On 11-16-10 at approx 1201 hours, Mr. Wippert called and left a voicemail message for me stating that he had the name of the witness, who he now said had not been interviewed yet and was an "eye witness to the shooting", and he wanted to give me this subject's name so I could interview him and submit his information to the DA's office. However, he did not leave me this person's name. He asked me to call him back on his cell phone.

At approx 1250 hours, I called Mr. Wippert back on his cell phone. However, he did not answer. I left him a voicemail message requesting a call back.

On 11-17-10 at approx 1211 hours, I received another voicemail message from Mr. Wippert. He said he was calling because he had a witness that he "thinks it's imperative I interview" because he was an eye-witness. He did

not leave the witness' name.

At approx 1214 hours, I called Mr. Wippert back at his office and spoke to him. He said I was on speaker phone with him and his investigator, [REDACTED]. Mr. Wippert said that he knows I already submitted this case to the District Attorney's office, but he talked to the DA's Special Investigations Unit and they said to provide the witness' info to me so I could interview him.



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He provided the witness' name as "[REDACTED]". (Note: He said that he had reviewed the report and saw that "[REDACTED]" had already been interviewed, but said the correct last name was "[REDACTED]". I later conducted records checks and confirmed that "[REDACTED]" was the correct spelling for this subject's last name. I did see that this subject also had an aka of "[REDACTED]", but did not appear to have ever used the

last name of "[REDACTED].") He told me this subject lived at [REDACTED] Nogales St.

I reviewed the report and confirmed that [REDACTED] had already been contacted and interviewed by Det. Wood. I told Mr. Wippert this. However, he said when he spoke to [REDACTED] he claimed to have witnessed the whole thing and said he even saw the shooting. (Note: I was not told anything about what [REDACTED] was now claiming he witnessed other than that.)

I asked him if [REDACTED] explained why he lied when originally contacted by the police and said that he didn't see/hear anything. He said the subject stated that he didn't want to get involved and he had traffic warrants. (Note: Per records checks, [REDACTED] does not have any traffic warrants.)

Mr. Wippert was unable to provide me with [REDACTED] birthdate; however, I was told that the subject they spoke with was a male white, probably in his late 30's, and he lives right by where the shooting occurred. (Note: This all matched up to the information for [REDACTED] who was already listed in the report.)

I asked if they had a phone number for this individual, and I was told that [REDACTED] did not have a phone but could be reached at his girlfriend [REDACTED] phone number of [REDACTED]. (Note: This is the same phone number listed for [REDACTED] in the report.)

They said that they had already interviewed [REDACTED] (they said they had about a 2 hour interview with him), and they also advised [REDACTED] that someone from the police department would probably be contacting him.

I told Mr. Wippert that I would call [REDACTED]. We then concluded our phone conversation.

At approx 1220 hours, I called [REDACTED] for [REDACTED]. The call went to voicemail and there was a female's name on the recording and she gave her name as "[REDACTED]". I left a message explaining who I was and requesting that "[REDACTED]" call me back.

I did not receive a call back from anyone.

Records checks on [REDACTED] showed that he had a served domestic violence



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restraining order (court case # [REDACTED]) against him which listed the protected person as "[REDACTED]", and that he had been recently arrested for violating this restraining order against [REDACTED] (SPD case # [REDACTED]). The [REDACTED] who was protected by this order was found to have the same phone number ([REDACTED]) as the [REDACTED] that Mr. Wippert said was [REDACTED]'s girlfriend.

Due to this restraining order, I decided to go out and try to find [REDACTED] and interview him so that [REDACTED] didn't have to contact him and pass along the message that I left for him on her phone, whereby possibly causing a violation of the restraining order.

At approx 1417 hours, Det. DeDonder and I went to [REDACTED] Nogales St. There were a few construction guys working in the back yard of the house (which was being remodeled). They directed us to [REDACTED] and we spoke with him on the front porch.

I obtained a statement from [REDACTED]. (See attached.)

In his statement, [REDACTED] said he did witness the incident/shooting from inside the house ([REDACTED] Nogales St). Specifically, he said he was inside

the northwest bedroom and made his observations through the window in this room that faced the street (north side).

After interviewing [REDACTED], I obtained a camera and took photos of [REDACTED] Nogales St; the room where [REDACTED] said he made his observations from; the street (Nogales St) while looking out the window that [REDACTED] said he was looking out when he made his observations; the telephone pole located northeast of [REDACTED] Nogales St (on the opposite side of the street in front of [REDACTED] & [REDACTED] Nogales St) where [REDACTED] said he first observed the officer chasing the suspect; and the view looking back from this telephone pole towards the house/window where Wasson made his observations from.

All of these photos were later transferred onto a CD which was then booked as evidence.

This supplement was forwarded to the District Attorney's office on 11-18-10.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject Re: News 10 story

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-18-2010

During my interview with ██████████ on 11-17-10, he told me that he made a statement to News 10 about 30 minutes after this shooting occurred.

Since ██████████ had given an original statement to Det. Wood saying that he didn't hear/see anything, and then he later claimed to be an eye-witness to the shooting, I wanted to see what he told News 10.

On the afternoon of 11-17-10, I searched the News 10 website for video stories/interviews related to this incident. I found only two postings. (Note: I searched using the following words/phrases = "Sazo"; "Nogales"; "Twin Rivers officer"; and "Twin Rivers shooting".)

The first story was posted on 10-28-10 and was titled "Del Paso Heights officer-involved shooting injures 1". The following is how this story read:

Del Paso Heights officer-involved shooting injures 1
Last updated 20 days ago Posted: 10/28/2010

SACRAMENTO - Twin Rivers police have identified the victim in Thursday's officer-involved shooting in the Del Paso Heights area as 29-year-old Ricardo Sazo.

Officer William Cho said Sazo was a parolee with an extensive criminal record.

When he's released from the hospital, Sazo will be booked into the Sacramento County Jail on three charges of resisting arrest, violating parole and assaulting a peace officer, says Cho.

Cho said the incident start near Nogales Street and Osmer Lane around 2

p.m. Thursday.

Officers say Sazo was acting suspiciously at the time and he eventually fled from the scene on his bike.

Officers used a taser on Sazo when they caught up with him, says Cho and witnesses at the scene.

Witnesses told News10 that officers deployed the taser a second time when



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Sazo got off the ground and tried to run away.

Moments later, witnesses said it looked like Sazo was pulling something out of his pocket.

That's when one officer said he feared for his life and shot Sazo, says Cho.

Cho said Sazo was shot in the his left hand, left leg and right shoulder.

According to Cho, the officer who shot Sazo had four years of experience with the Twin Rivers Police Department.

News10/KXTV

Link to this story:

<http://www.news10.net/news/local/story.aspx?storyid=103032>

(Note: There were no videos posted with this story.)

The second story was posted on 10-29-10 and was titled "Family of parolee shot by Twin Rivers police officer speaks out". The following is how this story read:

Family of parolee shot by Twin Rivers police officer speaks out
Suzanne Phan Last updated 20 days ago Posted: 10/29/2010

SACRAMENTO, CA - The family of an unarmed parolee shot three times by a Twin Rivers school district police officer have some big questions.

Authorities said the officer was attempting to stop a suspicious man on a bicycle Thursday around 2 p.m. along Nogales Street and Osmer Lane in Del Paso Heights. The officer tried twice to use a Taser with no luck, then resorted to gunfire.

The man shot, identified by family as 29-year-old Ricardo Sazo, is expected to survive. He was shot in the left hand, left leg, and right shoulder.

Officers said the man wouldn't surrender and verbally challenged the officer.

"When he reached into his back again, that's when the officer, fearing for his safety, drew his service weapon and shot him three times," said William Cho with Twin Rivers police.

Ricardo Sazo, Sr., the suspect's father, said "[officers] were overzealous, they overreacted."



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No weapon was found on Sazo.

Cho said Sazo was being treated at UC Davis Medical Center and once released, will be booked into Sacramento County jail facing charges of resisting arrest, violating parole and assaulting a peace officer.

By Suzanne Phan, sphan@news10.net

News10/KXTV

Link to this story:

<http://www.news10.net/news/local/story.aspx?storyid=103116>

(Note: There was one video posted with this story.)

I viewed the video that was posted with the above story. It was 2 minutes and 6 seconds in length.

The following people could be heard providing interviews in this story: TRPD Public Information Officer William Cho; Ricardo Sazo, Sr (the father of the suspect); and an unidentified male subject who could be heard but

not seen (since he was off camera).

The unidentified male subject sounded as if it could have been [REDACTED]; however, I could not say definitively that it was him. This subject states the following in the video that I watched:

"The first thing he did was he shot him with the taser."

Later in the video, this same subject can be heard stating:

"The kid was running out of it and he was...he was kind of running delirious because he'd just been shot. And he kind of...he was kind of twisted around...was kind of coming back across the street, uh towards the police officer."

After viewing this video, I contacted SPD PIO Sgt. Leong and requested that he contact News 10 and see if they would be willing to tell me who this unidentified subject was and/or provide me with any additional interview footage that may not have aired. Sgt. Leong said he would check on this.

On 11-18-10, Sgt. Leong contacted News 10 regarding my request; however, they told him that they would not identify this subject or release any raw (unaired) footage.



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In order to preserve/document what was posted to their website, I requested that Det. Englefield copy/record the above-mentioned video. He subsequently recorded the video (in its entirety) using a video camera, and then downloaded the recording to a CD which he then gave to me. This CD will be booked into evidence.



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Follow Up Report # SA 4

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DA follow-up

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-24-2010

On 11-24-10 at approx 1500 hours, DDA Chris Carlson from the DA's Special Investigations Unit called me. He requested that I locate/interview a subject by the name of ██████████ who had been originally contacted by Sgt. Stigerts at ██████ Nogales St on the day of the shooting. However, no statement was obtained from ██████ at that time.

He also asked me to re-interview two subjects named ██████████ and ██████████. Both of these subjects had already been interviewed by SPD Det. Schneider, and ██████████ had also been interviewed by TRPD Det. Agdipa.

Per their statements, they didn't see anything because they were in the back of ██████ Nogales St and only came out front after the shots were fired.

However, in the statement from ██████████ obtained by Det. Agdipa, he states that he was in the backyard with ██████████. Since ██████████ had

given two conflicting statements (one saying he didn't see what happened and one saying he did), I was asked to clarify with ██████████ and ██████████ where exactly they were when the incident took place and, if they knew, where ██████████ was at the time.

I conducted records checks on ██████████ to obtain a contact address and/or phone number for him (since there wasn't any contact info listed for him in this report at the time). I ultimately found that he had a listed address of ██████████ and this address had a phone number of ██████████ associated with it.

At approx 1522 hours, I called ██████████ for ██████████. An answering machine picked up that said it was the "██████████ residence". I left a message for ██████████ to call me back.

At approx 1530 hours, I called the phone number (██████████) listed in this report for both ██████████ and ██████████. Upon calling it, I got an automated message that said this was not a working number.

I conducted records checks (city and county) for these two subjects, but could find no record of another phone number for either of them.

At approx 1533 hours, ██████████ called me back from phone number ██████████ (per caller ID). I obtained his statement by phone.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Essentially, he told me that he did not witness the incident. (See attached statement for details.)

At approx 1616 hours, I went to the address ([REDACTED] listed in this report for both [REDACTED] and [REDACTED]. There was no answer at the door. I left my business card with a note for [REDACTED] or [REDACTED]

to call me.

At approx 1645 hours, I went to [REDACTED] Nogales St to see if [REDACTED] or [REDACTED] were working there. At this residence, I contacted [REDACTED]. I asked him if [REDACTED] or [REDACTED] were there. He said they were not. I asked him if they still worked there, and he said no and told me that they went on to another job. I asked him how I could get ahold of them, and he said he had no idea.

He said he would talk to the home owner to see if he had a way to contact them. I asked him for the owner's phone number, but he said he didn't have it. He said he would call me if he got the information (on how to contact them).

I asked [REDACTED] if he knew where [REDACTED] and [REDACTED] were when this shooting happened. He told me that they were both in the back duplex (still on the property, but all the way to the back of it) working on sheetrock. He told me that he only saw them come out (front) after it (the shooting) happened.

Upon returning to my office, I found that I had a voicemail message which had been left at 1654 hours. The caller was a female who gave her name as "[REDACTED]" and her phone number as [REDACTED]. She said she found the card I left on her door at [REDACTED], She also stated that she just moved in there on 11-6-10, and neither [REDACTED] or [REDACTED] live there.

I conducted additional records checks (city and county) for these two subjects, but could find no record of another address for either of them.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type

Subject OOI-PHOTO REQUEST

Author 463 - JASPERSON, KYLE 0440 [REDACTED]

Related Date Oct-29-2010 8:43

From: JASPERSON, KYLE 0440
To: PHOTO REQUEST
Subject: OOI-PHOTO REQUEST
Date: Fri. Oct 29, 2010 @ 08:42:24

SACRAMENTO POLICE DEPARTMENT
PHOTO EVIDENCE REQUEST

Date [10-29-10]

Requested By [Det. Jasperson] Phone [808-0672]

U
Unit/Handle [Homicide]

Please upload the following Digital Photographs into the Digital Crime Scene Database.

Table with 5 columns: GO #, Photo's taken by, Date, PR(s) #, Digital. Row 1: [10-324355], [F. Woo], [10-28-10], [673320-1], [x].



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

[] [] [] [] [] [] [] [] [] []



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type

Subject OOI-PHOTO REQUEST

Author 463 - JASPERSON, KYLE 0440 (REDACTED)

Related Date Oct-29-2010 16:34

From: JASPERSON, KYLE 0440
To: PHOTO REQUEST
Subject: OOI-PHOTO REQUEST
Date: Fri. Oct 29, 2010 @ 16:34:13

SACRAMENTO POLICE DEPARTMENT
PHOTO EVIDENCE REQUEST

Date [10-29-10]

Requested By [Det. Jasperson] Phone [808-0672]

U
Unit/Handle [Homicide]

Please upload the following Digital Photographs into the Digital Crime Scene Database.

Table with 5 columns: GO #, Photo's taken by, Date, PR(s) #, Digital. Contains 4 rows of photo request data.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

[] [] [] [] [] [] [] []



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type

Subject OOI-PHOTO REQUEST

Author 463 - JASPERSON, KYLE 0440 [REDACTED]

Related Date Nov-03-2010 11:55

From: JASPERSON, KYLE 0440
To: PHOTO REQUEST
Subject: OOI-PHOTO REQUEST
Date: Wed. Nov 03, 2010 @ 11:55:46

SACRAMENTO POLICE DEPARTMENT
PHOTO EVIDENCE REQUEST

Date [11-3-10]

Requested By [Det. Jasperson] Phone [808-0672]

U
Unit/Handle [Homicide]

Please upload the following Digital Photographs into the Digital Crime Scene Database.

Table with 5 columns: GO #, Photo's taken by, Date, PR(s) #, Digital. Row 1: [10-324355], [M. O'Connor], [10-28-10], [673967-1], [x]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

[] [] [] [] [] [] [] [] [] []



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type

Subject OOI-PROP RELEASE

Author 463 - JASPERSON, KYLE 0440 (REDACTED)

Related Date Nov-12-2010 10:35

From: JASPERSON, KYLE 0440
To: PROPERTY RELEASE
Subject: OOI-PROP RELEASE
Date: Fri. Nov 12, 2010 @ 10:35:32

Sacramento Police Department
Office of Investigations
Property Release

PREL

ADDRESS THIS V-MAIL MESSAGE TO "PROPERTY RELEASE"

GO # [10-324355]

Date [11-12-10]

I have concluded the investigation documented on the above referenced GO n number. I authorize the disposal of all associated property/evidence as follows.

Dispose when case is concluded or at the Direction of District Attorney (DA will not determine ownership):

All Property/Evidence []

PR# Items

[] []
{ }

D

Dispose: Effective Date []

PR# Items

[] []
[] []
[] []
[] []
{ }

Release To: Victim {TRPD Officer Jason Smith }



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
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Follow Up Report # SA 4

Suspect { }

Other { }

Effective Date [11-12-10] Give ownership if other than that given in
Versadex at time of booking

	PR#	Items
[673376]	[#1 -	SIG SAUER P226 .40 cal handgun]
[673376]	[#3 -	(2) ammo magazines]
[673376]	[#5 -	Smith & Wesson .38 revolver]
[673376]	[#7 -	X26 Taser]
{673376	#9 -	SIG SAUER handgun magazine }

Authorized By: [Det. Jasperson] Phone [808-0672]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 4

Narrative Text

Type PROPERTY RELEASE

Subject Ofc. Smith's property release

Author 463 - JASPERSON, KYLE 0440 (██████████)

Related Date Nov-12-2010

On 11-10-10, I (Det. Jasperson) received a call from Cara Gomes, a Criminalist with the Sacramento County Crime Lab. She advised that she had completed the firearms examination on TRPD Ofc. Smith's guns (the SIG SAUER and the Smith & Wesson), and these items were available for pickup at the Crime Lab.

I subsequently obtained the completed Crime Lab firearms examination report and scanned it into this report.

On 11-12-10 at approx 0830 hours, I went to the Crime Lab and picked up the firearms-related evidence previously submitted to them (PR #'s 673376-1, 673376-5, and 673376-9). I then returned these items to SPD Property.

I later submitted a Property Release authorization (attached) releasing Ofc. Smith's guns, magazines, and taser. I also called Ofc. Smith and

advised him that these items could be picked up.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 5

Follow Up Report # SA 5

Assignment Information

Assigned to: **734 - OCONNOR, MAUREEN 6380** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI FORENSIC ID - CRIME**

SCENE INVESTIGATION

Assigned on: **Oct-28-2010 (Thu.) 2333** by: **734 - OCONNOR, MAUREEN 6380**

Report due on: **Oct-29-2010 (Fri.)**

Submission Information

Submitted on: **Oct-28-2010 (Thu.) 1908**

Approved on: **Oct-28-2010 (Thu.)** by: **634 - MCCLOSKEY, ROBERT 5003** [REDACTED]

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 5

Narrative Text

Type CSI REPORT

Subject CSI REPORT I-REPORT PHOTOS

Author 734 - OCONNOR, MAUREEN 6380

Related Date Oct-28-2010 19:04

I-Report

2315 Stockton Blvd-UCDMC

On 10-28-10 at approximately 1838 hours, I, CSI35 M. O'Connor #6380, arrived at the above location. Upon arrival, I contacted Ricardo Sazo.

Photographs

I took (13) photographs of the following:

- Ricardo Sazo
- injury right shoulder
- injury to left hand
- injury to left leg

I cleared the call at approximately 1900 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 6

Follow Up Report # SA 6

Assignment Information

Assigned to: **3472 - MORGAN, COREY 7613** () Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO CRIME SUPPRESSION**

TEAM - NORTH

Assigned on: **Oct-28-2010 (Thu.) 2333** by: **3472 - MORGAN, COREY 7613** ()

Report due on: **Oct-29-2010 (Fri.)**

Submission Information

Submitted on: **Oct-29-2010 (Fri.) 1030**

Approved on: **Oct-29-2010 (Fri.)** by: **2392 - FARNSWORTH, DANIEL 3002** ()

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 6

Narrative Text

Type 04 OBSERVATIONS

Subject C. MORGAN #782

Author 3472 - MORGAN, COREY 7613 ()

Related Date Oct-28-2010 18:43

I, (Ofc. Morgan #782) am a POP (Problem Oriented Policing) Officer currently assigned to the general North Sacramento Area. In this capacity I regularly meet w/residents and business owners from the community to discuss their complaints and concerns in order to reduce crime, solve long-term neighborhood problems, and enhance the quality of life for the citizens in the area where I work. The Problem Oriented Policing Team regularly attend community meetings where we receive specific complaints about the area in which we work. I also receive complaints via phone-tip lines, emails, and patrol officers. I have been assigned to a Crime Suppression Unit (CSU) that focuses on street level burglaries and robberies in the communities of Natomas and Del Paso Heights in North Sacramento. We have been assigned to the task force because of the recent influx of street level robberies and burglaries in the area.

O 10/28/10, at approx.1400 hours, Sgt Vassallo and I responded to Osmer Ln/Nogales St regarding a Twin Rivers PD officer that had just been involved in a shooting. We arrived on scene at approx. 1405 hours.

Once on scene I walked eastbound on Nogales St from High St all the way to Marysvilled Blvd looking for any residences that might have surveillance cameras. I did not locate any.

While on scene, Sgt Vassallo informed me that we would be conducting a parole search of the residence belonging to Sazo, Ricardo (who had been shot by the the Twin Rivers PD officer). A records check confirmed that Sazo was on active parole until 2013 and that his agent of record was David Martin. The records check also revealed that () () () was Sazo's address of record. I contacted the parole officer of the day who confirmed Sazo's address of record.

Sgt. Vassallo, Ofc. Laird, and I conducted a parole search of () () () We did not locate anyone inside the residence or any indicia belonging to Sazo inside.

While we were on scene at () Parole Agent David Martin arrived on scene. He left his card inside the residence.

We secured the residence and left the scene.

No further actions taken by this officer.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 7

Follow Up Report # SA 7

Assignment Information

Assigned to: **2392 - FARNSWORTH, DANIEL 3002 ()** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 2 DAY
(TEAM 8)**

Assigned on: **Oct-29-2010 (Fri.) 1609** by: **2392 - FARNSWORTH, DANIEL 3002 ()**

Report due on: **Oct-30-2010 (Sat.)**

Submission Information

Submitted on: **Oct-30-2010 (Sat.) 1120**

Approved on: **Oct-30-2010 (Sat.)** by: **847 - RISLEY, JUSTIN W 7614**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 7

Narrative Text

Type 04 OBSERVATIONS

Author 2392 - FARNSWORTH, DANIEL 3002 (██████████)

Related Date Oct-29-2010 14:32

Approx. 1327hrs. 10-28-10 I, Sgt.D.Farnsworth#3002, receipted acknowledgement of a dispatched call regarding Twin Rivers PD in pursuit and that shots had been fired. I was quickly informed afterwards that it was Twin Rivers PD that had fired the shots and that a suspect was down near Nogales St. and Osmer.

Approx. 1334hrs. 10-28-10 I arrived at Nogales and High St. Already onscene was LN13 (Lester) and 1B25 (Bohrer) and numerous Twin Rivers officers. The crime scene perimeter was being established. I observed an adult male being attended to by SFD personnel and was informed he was the suspect (later ID'd as:Richard SAZO DOB:7-19-81). SAZO was quickly transported to UCDMC. I further observed a quantity of blood pooled on the pavement where SAZO had lain.

I assisted Lt. Lester in maintaining the integrity of the crime scene, managing the identification and control of witnesses located by Twin Rivers PD and SPD investigators and ensuring the retrieval of evidence at UCDMC.

I relinquished my responsibilities to Sgt. Poroli at approx. 1600 hrs.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 8

Follow Up Report # SA 8

Assignment Information

Assigned to: **1106 - WOO, FRANK 6382** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI FORENSIC ID - CRIME**

SCENE INVESTIGATION

Assigned on: **Oct-31-2010 (Sun.) 1520** by: **1106 - WOO, FRANK 6382**

Report due on: **Nov-01-2010 (Mon.)**

Submission Information

Submitted on: **Oct-31-2010 (Sun.) 1750**

Approved on: **Nov-01-2010 (Mon.)** by: **886 - SCHIELE, ANTHONY V549OLD (REDACTED)**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
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Follow Up Report # SA 8

Narrative Text

Type CSI REPORT

Subject I-RPT / SCENE PROCESSING

Author 1106 - WOO, FRANK 6382

Related Date Oct-31-2010 17:49

I-Rpt
1324 Nogales St.

On 10/28/10 at approximately 1424 hours CSI28, T. Langhus #6360 arrived at the above location to process the scene of an officer involved shooting. I CSI16, F. Woo #6382 arrived at approximately 1433 hours to assist. The scene was processed under the direction of Homicide Det. B. Dedonder #302.

Photographs

I took three hundred seventy eight (378) photographs of the following:

Overall condition of the scene

Overall condition of Twin Cities Police Department, vehicle #731, Vin #

2B3AA4CV6AH183399

- parked in the street facing West by [REDACTED] and [REDACTED] Nogales St.

Overall condition of City of Sacramento Utilities Truck, vehicle #11242, CA 1336372

- parked along the North sidewalk in front of [REDACTED] Nogales St.

Overall condition of GMC Vandura, CA [REDACTED]

- parked along the North sidewalk in front of [REDACTED] Nogales St.

Apparent blood in the roadway

View from the Southeast window at [REDACTED] Nogales St.

View from the Southwest corner of the driveway at [REDACTED] Nogales St.

View from the City of Sacramento utilities truck cab, parked along the North sidewalk in front [REDACTED] Nogales St.

Metal Detector Search

A
metal detector search was conducted on the front lawn at [REDACTED] Nogales St. for fired bullets with negative results.

Evidence

- Item #1 - One(1) fired 40 Federal S&W cartridge
- Item #2 - One(1) fired 40 Federal S&W cartridge
- Item #3 - One(1) fired 40 Federal S&W cartridge
- Item #4 - One(1) green colored CED cartridge door
- Item #5 - One(1) silver colored bicycle



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 8

Item #6 - One(1) AFID from CED
Item #7 - One(1) AFID from CED
Item #8 - One(1) AFID from CED
Item #9 - One(1) green colored CED cartridge door
Item #10 - One(1) AFID from CED

Item #11 - One(1) AFID from CED
Item #12 - One(1) AFID from CED
Item #13 - One(1) AFID from CED
Item #14 - One(1) AFID from CED
Item #15 - One(1) AFID from CED
Item #16 - One(1) knife with approx. 8" blade
Items from bag received from Det. Dedonder while on scene
- three(3) sheets of notebook paper with writing and apparent blood on the paper
- one(1) pair of black colored Jordan shoes
- one(1) black colored "Warriors" baseball type cap
- one(1) black/silver colored Metro PCS cell phone with apparent blood
- one(1) white colored sock with apparent blood
- one(1) white "John Son" 3XL t- shirt with apparent blood in cut condition, and defects in the front left shoulder and left sleeve
- one(1) black colored jean shorts with apparent blood in cut condition,
and defects in the front hip area and back of the left hip area
One(1) paper bag and plastic bag that contained the items received from Det. Dedonder.

I collected, packaged and booked the above items into the Evidence and Property Section at 555 Sequoia Pacific Bl.

Diagrams

I assisted T. Langhus in obtaining the measurements at the scene. T. Langhus will complete the diagrams.

T. Langhus cleared the call at approximately 2013 hours, and I cleared the call at approximately 2106 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 9

Follow Up Report # SA 9

Assignment Information

Assigned to: **90 - BOYD, KATHLEEN 6378** () Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI FORENSIC ID - CRIME**

SCENE INVESTIGATION

Assigned on: **Oct-29-2010 (Fri.) 1520** by: **90 - BOYD, KATHLEEN 6378** ()

Report due on: **Nov-01-2010 (Mon.)**

Submission Information

Submitted on: **Oct-29-2010 (Fri.) 1315**

Approved on: **Nov-01-2010 (Mon.)** by: **886 - SCHIELE, ANTHONY V549OLD** ()

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Follow Up Report # SA 9

Narrative Text

Type CSI REPORT

Subject PHOTOS @ HOJ

Author 90 - BOYD, KATHLEEN 6378 [REDACTED]

Related Date Oct-29-2010 12:42

10-324355

On 10/28/2010 at approximately 1730 hrs. I, CSI Boyd #6378, photographed the following at the Hall of Justice, 5770 Freeport Bl.

Photographs

I took a total of 42 photographs of the following:

PR#673387-1 37 photos

PR#637387-2 5 photos

Overall of Officer Jason Smith #7, of the Twin Rivers Police Dept Secondary weapon, 38 S&W, located in the left boot of Officer Smith

Service weapon: 40 Cal.Sigsaur Serial number # [REDACTED]

Magazine from weapon with 9 rounds of 40 Cal ammunition

Two additional magazines with 12 rounds of ammunition

Bullet jammed in the 40 Cal Sigsaur

.38 cal Smith and Wesson Serial number # [REDACTED]

5 live rounds of ammunition in cylinder

Tazer XZ6

Cartridge from the Tazer (S/N H08-954325)

I cleared HOJ at approximately 1830 hrs.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

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Clearance Information

Agency: **SACRAMENTO PD**

Cleared status: **CLEARED BY ARREST - NOT APPLICABLE**

Cleared on: **Nov-01-2010 (Mon.)**

Cleared by Officer 1: **634 - MCCLOSKEY, ROBERT 5003 (██████████)**

Org Unit: **HOMIC - OOI MAJOR CRIMES - HOMICIDE**

Complainant/Victim notified: **No**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

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Related Property Report(s)

Report Information

Property Report #: 673882

Property case status: SEIZED (EVIDENCE)

Submitted on: Oct-28-2010 (Thu.) by: MCCLOSKEY, ROBERT 5003

Authority for disposal: MCCLOSKEY, ROBERT 5003) Org unit: OOI MAJOR CRIMES -

HOMICIDE

Related:

Offense: GO SA 2010- 324355

General remarks: DISPATCH RADIO CALL #10-324355

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673882- 2

Article: YPAPER- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: DA-7 REQUEST FOR OFFICER SMITH'S WEAPONS - 11-02-10

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673882- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: DISPATCH RADIO CALL #10-324355 - (25) AUDIO WAV FILES

Flags: d *e

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673906

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-02-2010 (Tue.) by: BULLARD, RYAN 4007

Related:

Offense: GO SA 2010- 324355

Related items: 4

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673906- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: 2 DVD'S OF [REDACTED] INTERVIEW 10/28/10

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673906- 2

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: PHOTOS/IMAGES SHOWN TO [REDACTED] 10/28/10

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673906- 3

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: 2 DVD'S OF [REDACTED] INTERVIEW 10/28/10

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673906- 4

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: IMAGES/PHOTOS SHOWN TO [REDACTED] 10/28/10

Flags: d *e

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673410

Property case status: SEIZED (EVIDENCE)

Submitted on: Oct-29-2010 (Fri.) by: CAYBUT, AVIS C 7788

Related:

Offense: GO SA 2010- 324355

Related items: 3

Articles

Status: SEIZED (EVIDENCE)

Tag #: 673410- 1

Article: YMAP- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: GOOGLE MAP USED BY WIT. [REDACTED] DURING INTERVW.

Flags: d

Current Location: (Disposed)

Articles

Status: SEIZED (EVIDENCE)

Tag #: 673410- 2

Article: IDIAGRA- ITEMS OF IDENTIFICATION

Serial # 1: UNKNOWN

OAN:

Description: DIAGRAM OF SCENE DRAWN BY WIT. [REDACTED]

Flags: d

Current Location: (Disposed)

Articles

Status: SEIZED (EVIDENCE)

Tag #: 673410- 3

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: DVD OF WIT. [REDACTED] & [REDACTED] INTVW. 10-28-10

Flags: d

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 674169

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Nov-04-2010 (Thu.)** by: **MONTOYA, JOHN A 3020**

Related:

Offense: **GO SA 2010- 324355**

Related items: **4**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **674169- 1**

Article: **YMAP- MISCELLANEOUS**

Model: **GOOGLE**

of pieces:

Serial # 1: **UNKNOWN**

OAN:

Description: **GOOGLE PRINTOUT OF NOGALES/HIGH SHOWN TO (W) [REDACTED]**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **674169- 2**

Article: **YPICTUR- MISCELLANEOUS**

Model: **ARESTEE DATA**

of pieces:

Serial # 1: **UNKNOWN**

OAN:

Description: **ARESTEE DATASHEET PRINTOUT OF (S) SAZO SHOWN TO (W) [REDACTED]**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **674169- 3**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD-R RECORDING OF (W) [REDACTED]**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **674169- 4**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD-R RECORDING OF (W) [REDACTED]**

Flags: **d *e**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 674207

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-04-2010 (Thu.) by: JOHNSON, M 0706 ()

Related:

Offense: GO SA 2010- 324355

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 674207- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: INTERVIEW ()

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 674207- 2

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: INTERVIEW ()

Flags: d *e

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673320

Property case status: **PHOTO EVIDENCE - SPD PHOTOS ONLY**

Submitted on: **Oct-28-2010 (Thu.)** by: **WOO, FRANK 6382**

Related:

Offense: **GO SA 2010- 324355**

Related items: **1**

Articles - Evidence

Status: **PHOTO EVIDENCE - SPD PHOTOS ONLY** Tag #: **673320- 1**

Article: **YSIDPHO- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **OIS / CD WITH 378 PHOTOS**

Flags: ***e**

Current Location: **ID PHOTO FILES**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673967

Property case status: PHOTO EVIDENCE - SPD PHOTOS ONLY

Submitted on: Nov-02-2010 (Tue.) by: OCONNOR, MAUREEN 6380

Related:

Offense: GO SA 2010- 324355

Related items: 1

Articles - Evidence

Status: PHOTO EVIDENCE - SPD PHOTOS ONLY Tag #: 673967- 1

Article: YSIDPHO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: I REPORT/ 1 CD/ 13 PHOTOS

Flags: *e

Current Location: ID PHOTO FILES

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673308

Property case status: SEIZED (EVIDENCE)

Submitted on: Oct-28-2010 (Thu.) by: WOO, FRANK 6382

Related:

Offense: GO SA 2010- 324355

Related items: 24

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673308- 6

Article: YMISCEL- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ITEM #6 - ONE (1) APHID FROM TASER

Recovered location: IN STREET

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673308- 7

Article: YMISCEL- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ITEM #7 - ONE (1) APHID FROM TASER

Recovered location: IN STREET

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673308- 11

Article: YMISCEL- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ITEM #11 - ONE(1) APHID FROM TASER

Recovered location: IN STREET

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673308- 8

Article: YMISCEL- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ITEM #8 - ONE (1) APHID FROM TASER

Recovered location: IN STREET



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 9**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #9 - ONE(1) GREEN CARTRIDGE DOOR FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 10**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #10 - ONE(1) APHID FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 12**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #12 - ONE(1) APHID FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 13**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #13 - ONE(1) APHID FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 15**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Description: **ITEM #15 - ONE(1) APHID FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 14**

Article: **YMISCEL- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #14 - ONE(1) APHID FROM TASER**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 16**

Article: **HKNIFE- HOUSEHOLD EQUIPMENTAPPLIANCES AND HOUSEWARES**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #16- ONE (1) KNIFE WITH APPROXIMATE 8" BLADE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 17**

Article: **OSTATIO- OFFICE EQUIPMENT (INCLUDES PHOTOCOPIERS AND TYPEWRITERS)**

Model:

of pieces: **3**

Serial # 1: **UNKNOWN**

OAN:

Description: **THREE(3) SHEETS OF NOTEBOOK PAPER W/WRITING & POSSIBLE BLOOD**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 18**

Article: **PSHIRT- PERSONAL ACCESSORIES**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE(1) WHITE JOHN SON 3XL T-SHIRT WITH APPARENT BLOOD**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 19**

Article: **PSHORTS- PERSONAL ACCESSORIES**

Model:

of pieces: **1**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE(1) BLACK JEAN SHORTS WITH APPARENT BLOOD CUT CONDITION**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 20**

Article: **PSHOES- PERSONAL ACCESSORIES**

Model:

of pieces: **2**

Serial # 1: **UNKNOWN**

OAN:

Description: **TWO (2) BLACK JORDAN SHOES SIZED 9.5**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 21**

Article: **PHAT- PERSONAL ACCESSORIES**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE (1) BLACK WARRIORS BASEBALL TYPE CAP**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 22**

Article: **PHOSIER- PERSONAL ACCESSORIES**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE (1) WHITE SOCK WITH APPARENT BLOOD**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 23**

Article: **OTELEPH- OFFICE EQUIPMENT (INCLUDES PHOTOCOPIERS AND TYPEWRITERS)**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE(1) BLACK/SILVER METRO PCS CELL PHONE**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673308- 24**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Article: **YBAG- MISCELLANEOUS**

Model: # of pieces: **2**

Serial # 1: **UNKNOWN** OAN:

Description: **ONE(1) PAPER BAG ONE(1) PLASTIC BAG CONTAINING CLOTHING**

Recovered location: **FROM DET DEDONDER #302 @ SCENE**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673308- 2**

Article: **YCASING- MISCELLANEOUS**

Model: # of pieces: **1**

Serial # 1: **UNKNOWN** OAN:

Description: **ITEM #2 - ONE (1) FIRED CASING, 40 FEDERAL S&W**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673308- 1**

Article: **YCASING- MISCELLANEOUS**

Model: # of pieces: **1**

Serial # 1: **UNKNOWN** OAN:

Description: **ITEM #1 - ONE (1) FIRED CASING, 40 FEDERAL S&W**

Recovered location: **IN STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673308- 3**

Article: **YCASING- MISCELLANEOUS**

Model: # of pieces: **1**

Serial # 1: **UNKNOWN** OAN:

Description: **ITEM #3 - ONE (1) FIRED CASING, 40 FEDERAL S&W**

Recovered location: **IN THE STREET**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673308- 4**

Article: **YMISCEL- MISCELLANEOUS**

Model: # of pieces: **1**

Serial # 1: **UNKNOWN** OAN:

Description: **ITEM #4 - ONE GREEN CARTRIDGE DOOR FROM A TASER**

Recovered location: **IN STREET NEAR NORTH SIDEWALK**

Flags: **d *e**

Current Location: **(Disposed)**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Bicycle - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA673308- 5**

Make: **UNKNOWN**

Serial #: **[REDACTED]**

Value: **\$NaN**

Description: **ITEM #5 - ONE (1) SILVER BOYS BIKE**

Recovered location: **FROM NORTH SIDEWALK**

Flags: **d *e**

Current Location: **(Disposed)**

Type: **REGULAR**

Model #: **UNK**

OAN:

Color: **CHROME/STAINLESS STEEL**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673376

Property case status: SEIZED (EVIDENCE)

Submitted on: Oct-29-2010 (Fri.) by: JASPERSON, KYLE 0440 ()

Related:

Offense: GO SA 2010- 324355

Location: 5770 FREEPORT BLVD

Municipality: SACRAMENTO County: SACRAMENTO COUNTY

District: 4 Zone: 4C

Related items: 20

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673376- 17

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: CD W/INTERVIEW OF ON 11-17-10

Recovered location: HOJ

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673376- 18

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: CD W/VIDEO STORY FROM NEWS 10 WEBSITE

Recovered location: HOJ

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673376- 11

Article: YPICTUR- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: GOOGLE MAP IMAGE MARKED BY W-

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673376- 12

Article: YPICTUR- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: GOOGLE MAP IMAGE MARKED BY W-

Flags: d *e



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673376- 4**
Article: **YAMMO- MISCELLANEOUS**
Make: **FEDERA**
Serial # 1: **UNKNOWN** OAN:
Description: **(24) LIVE ROUNDS REMOVED FROM MAGS ON OFC. SMITH'S DUTY BELT**
Recovered location: **OFC. SMITH - TWIN RIVERS PD**
Flags: **d *e**
Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673376- 19**
Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**
Serial # 1: **UNKNOWN** OAN:
Description: **CD W/PHONE STMT FROM [REDACTED] ON 11-24-10**
Recovered location: **HOJ**
Flags: **d *e**
Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673376- 9**
Article: **YMAGGUN- MISCELLANEOUS**
Make: **SIGARM**
Model: **P226** # of pieces:
Serial # 1: **UNKNOWN** OAN:
Description: **MAGAZINE REMOVED FROM OFC. SMITH'S DUTY GUN**
Recovered location: **OFC. SMITH - TWIN RIVERS PD**
Flags: **d *e**
Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673376- 10**
Article: **YAMMO- MISCELLANEOUS**
Make: **FEDERA**
Serial # 1: **UNKNOWN** OAN:
Description: **(9) LIVE ROUNDS REMOVED FROM MAG IN OFC. SMITH'S DUTY GUN**
Recovered location: **OFC. SMITH - TWIN RIVERS PD**
Flags: **d *e**
Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **673376- 2**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **LIVE (DEFECTIVE) ROUND REMOVED FROM OFC. SMITH'S DUTY GUN**
Recovered location: **OFC. SMITH - TWIN RIVERS PD**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 3**

Article: **YMAGGUN- MISCELLANEOUS**

Make: **SIGARM**

Model: **P226**

of pieces:

Serial # 1: **UNKNOWN**

OAN:

Description: **(2) AMMO MAGAZINES REMOVED FROM OFC. SMITH'S DUTY BELT**

Recovered location: **OFC. SMITH - TWIN RIVERS PD**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 6**

Article: **YAMMO- MISCELLANEOUS**

Make: **WIN**

Serial # 1: **UNKNOWN**

OAN:

Description: **(5) LIVE .38 SPECIAL ROUNDS FROM OFC. SMITH'S BACKUP GUN**

Recovered location: **OFC. SMITH - TWIN RIVERS PD**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 7**

Article: **YTASER- MISCELLANEOUS**

Make: **TASER**

Model: **X26**

of pieces:

Serial # 1: **X00354929**

OAN:

Value: **\$NaN**

Color: **YELLOW**

Description: **OFC. SMITH'S X26 TASER**

Recovered location: **OFC. SMITH - TWIN RIVERS PD**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 20**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/INTERVIEW OF [REDACTED] ON 4-8-11**

Recovered location: **HOJ**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 16**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY**

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/RECORDING OF PHONE CALL TO [REDACTED] ON 11-3-10**

Recovered location: **HOJ**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 14**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD W/INTERVIEW OF TRPD OFC. SMITH ON 10-28-10**

Recovered location: **HOJ**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 15**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/TRPD RADIO TRAFFIC DURING OIS**

Recovered location: **FROM TRPD LT. SPANO**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 13**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/RECORDING OF INTERVIEW WITH SUSPECT SAZO ON 11-1-10**

Recovered location: **HOJ**

Flags: **d *e**

Current Location: **(Disposed)**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 1**

Make: **SAUER, J. P., & SONS (SIG SAUER) - WG**

Item: **PISTOL**

Type: **SEMI-AUTOMATIC**

Model: **P226**

Caliber: **40**

Barrel length: **5.0**

Finish: **BLK**

Serial #: **[REDACTED]**

Description: **SIG SAUER P226 .40 CAL WITH SUREFIRE WEAPONLIGHT**

Recovered location: **OFC. SMITH -TWIN RIVERS PD**

Flags: **d *e**

Current Location: **(Disposed)**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**



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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Tag #: **673376- 5**

Make: **SMITH AND WESSON**

Item: **PISTOL**

Model: **60**

Barrel length: **2.0**

Serial #: **[REDACTED]**

Type: **REVOLVER**

Caliber: **38**

Finish: **COM**

Description: **SMITH & WESSON 5-SHOT .38 SPECIAL REVOLVER**

Recovered location: **OFC. SMITH - TWIN RIVERS PD**

Flags: **d *e**

Current Location: **(Disposed)**

Miscellaneous - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **673376- 8**

Description: **FIRED TASER CARTRIDGE, SER #H08-954325**

Recovered location: **OFC. SMITH - TWIN RIVERS PD**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673377

Property case status: **PHOTO EVIDENCE - SPD PHOTOS ONLY**

Submitted on: **Oct-29-2010 (Fri.)** by: **JASPERSON, KYLE 0440 (██████████)**

Related:

Offense: **GO SA 2010- 324355**

Location: **5770 FREEPORT BLVD**

Municipality: **SACRAMENTO** County: **SACRAMENTO COUNTY**

District: **4** Zone: **4C**

Related items: **2**

Articles - Evidence

Status: **PHOTO EVIDENCE - SPD PHOTOS ONLY** Tag #: **673377- 2**

Article: **YINVPHO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/19 PHOTOS FROM ██████████ NOGALES ST ON 11-17-10**

Recovered location: **HOJ**

Flags: ***e**

Current Location: **ID PHOTO FILES**

Articles - Evidence

Status: **PHOTO EVIDENCE - SPD PHOTOS ONLY** Tag #: **673377- 1**

Article: **YINVPHO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **CD W/9 PHOTOS OF OFC. SMITH'S DEFECTIVE AMMO ROUND**

Recovered location: **HOJ**

Flags: ***e**

Current Location: **ID PHOTO FILES**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 675932

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Nov-17-2010 (Wed.)** by: **CRIME LAB EVIDENCE (E&P use Only)**

Related:

Offense: **GO SA 2010- 324355**

Related items: **2**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **675932- 1**

Article: **YBLOOD- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **POSSIBLE BLOOD SAMPLE 10-010448-004**

Flags: **d *e**

Current Location: **(Disposed)**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **675932- 2**

Article: **YBLOOD- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **10010448001**

OAN:

Description: **BLOOD SAMPLE SAZO, RICHARD CCL# 10-010448-001**

Flags: **d *e**

Current Location: **(Disposed)**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2010-324355 CLEARED BY ARREST-
SERGEANT USE ONLY

4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673910

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-02-2010 (Tue.) by: VIGON, JIMMY 0608 (██████████)

Related:

Offense: GO SA 2010- 324355

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673910- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: WIT. ██████████ STATEMENT

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 673910- 2

Article: YINVPHO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: PHOTO SHOWN TO WIT. ██████████

Flags: d *e

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 673387

Property case status: PHOTO EVIDENCE - SPD PHOTOS ONLY

Submitted on: Oct-29-2010 (Fri.) by: BOYD, KATHLEEN 6378

Related:

Offense: GO SA 2010- 324355

General remarks: OFFICER SMITH #7 @HOJ 37 PHOTOS

Related items: 2

Articles - Evidence

Status: PHOTO EVIDENCE - SPD PHOTOS ONLY Tag #: 673387- 1

Article: YSIDPHO- MISCELLANEOUS

Model: # of pieces: 1

Serial # 1: UNKNOWN OAN:

Description: OFFICER SMITH #7 @ HOJ 37 PHOTOS

Flags: *e

Current Location: ID PHOTO FILES

Articles - Evidence

Status: PHOTO EVIDENCE - SPD PHOTOS ONLY Tag #: 673387- 2

Article: YSIDPHO- MISCELLANEOUS

Model: # of pieces: 1

Serial # 1: UNKNOWN OAN:

Description: 5 PHOTOS TAZER

Flags: *e

Current Location: ID PHOTO FILES

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2010-324355 CLEARED BY ARREST-
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4801-0 148(A)(1)PC RESIST PEACE OFFCR

Related Property Report(s)

Report Information

Property Report #: 675588

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-15-2010 (Mon.) by: ATKINSON, T 6371 (

Related:

Offense: GO SA 2010- 324355

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: 675588- 1

Article: RVTAPE- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ONE (1) CRIME SCENE TAPE

Flags: d *e

Current Location: (Disposed)

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

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4801-0 148(A)(1)PC RESIST PEACE OFFCR

***** END OF HARDCOPY *****

Report Number: 2010-324355

Please note that the records provided in this release do not include records or portions of records that are exempt from disclosure pursuant to applicable law. Without limiting other arguments against disclosure that may exist, the following records or portions of records are specifically prohibited or exempted from disclosure:

Records or information that constitutes the personal data or information of an officer or their family members (Cal. Pen. Code §§ 832.7(b)(5) and (b)(6)(A));

Records or information, the disclosure of which would compromise the anonymity of whistleblowers, complainants, victims or witnesses (Cal. Pen. Code § 832.7(b)(6)(B));

Records or information, the disclosure of which would constitute an unwarranted invasion of personal privacy (Cal. Gov. Code § 7927.700; see also City of San Jose v. Superior Court (1999) 74 Cal.App.4th 1008);

Records or information, the disclosure of which is exempted or prohibited pursuant to federal or state law (Cal. Gov. Code § 7927.705; see also Cal. Const. art. 1 § 1; Cal. Pen. Code § 832.7(a); Cal. Evid. Code § 1040);

Records or information, the disclosure of which would reveal personal identifying information, where, on the facts of the particular case, the public interest served by not disclosing the information clearly outweighs the public interest served by disclosure of the information (Cal. Pen. Code § 832.7(b)(7));

Records or information wherein the public interest served by not disclosing the record clearly outweighs the public interest served by disclosure (Cal. Gov. Code § 7922.000);

Records or information that constitute confidential medical, financial, or other information, the disclosure of which is specifically prohibited by federal law or would cause an unwarranted invasion of personal privacy (Cal. Pen. Code § 832.7(b)(6)(C)); and

Records or information, the disclosure of which is exempted or prohibited pursuant to federal or state law (Cal. Gov. Code § 7927.705; see also Cal. Const. art. 1 Sec. 1; Cal. Pen. Code § 15150 et seq.; and Cal. Pen. Code §§ 11105 and 13300).

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