



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

General Offense Information

Operational status: **CLEARED EXCEPTIONALLY**

Reported on: **Sep-06-2021 (Mon.) 2005**

Occurred on: **Sep-06-2021 (Mon.) 2005**

Approved on: **Sep-07-2021 (Tue.)** by: **1010 - TRIMPEY, JR, LARRY 3039**

Report submitted by: **4629 - NELSON, MICHAEL A. 1035**

Org unit: **OOO PATROL DIST 6 MID (TEAM 35)**

Accompanied by: **4689 - MANNING, DOUGLAS S 0563**

Address: **REDDING AVE**

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

District: **6** Beat: **6C** Grid: **1112**

Felony/Misdemeanor: **FELONY**

Family violence: **No**

Offenses (Completed/Attempted)

Offense: # **1** **0999-11 664/187(A) ATTEMPTED HOMICIDE - COMPLETED**

Location: **RESIDENCES**

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

Weapon type: **RIFLE**

Bias: **NONE (NO BIAS)**

Offense: # **2** **5212-04 417(C) PC BRANDISH FRARM OFFCR - COMPLETED**

Location: **RESIDENCES**

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

Bias: **NONE (NO BIAS)**

Offense: # **3** **5213-5 246.3(A) NEGL DISCH FIREARM-F - COMPLETED**

Location: **RESIDENCES**

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

Weapon type: **RIFLE**

Bias: **NONE (NO BIAS)**



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Related Attachment(s) - OTHER

Attachment Description: **RELEASE OF EVIDENCE IMPOUND SIGNED BY** [REDACTED]
Reference Number:

Sacramento Police Department Vehicle Release
SACRAMENTO POLICE DEPARTMENT Release of Impounded Vehicle
22 SEP 2021
Badge # 6254
Authorized by SPD

9/17, 20 21

Report No. 21-254750

Central Valley Towing
8240 14th Avenue
Sacramento, CA 95826

Please deliver to [REDACTED] or [REDACTED]
Address [REDACTED]

The following vehicle:

Make Lexus, Type LS 430, VIN No. [REDACTED]
License [REDACTED], Yr 2002 Impounded by Duncan (Officer)
On 9/8/2021 (Date)

Any expense will be paid by bearer.

(Signature) Brian Murawski 871
(Clerk or officer releasing)

I, the undersigned, do hereby certify that I am legally authorized and entitled to take possession of the above described vehicle, and do hereby relieve and guarantee to protect the City of Sacramento, its Police Department, their officers, employees, or agents, against any loss or liability by reason of delivering possession of said vehicle to me, and assume all responsibility and become liable for all expenses accrued or accruing against said vehicle occurring during the possession of the same.

(Signature) [REDACTED]
(Agent of owner)

Remarks: R/O responsible for fees after 5 PM on 9/24/21

Original to Records
Copy to owner
Copy to case file

SPD 140 (Rev 06-11)



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Related Attachment(s) - ATTACHMENTS

Attachment Description: **OIS ADMONISHMENT AND PHOTO SHOWN TO SGT JARVIS**

Reference Number:

Report Number: 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

JARVIS #3022
Officer's Name and Badge Number

9/13/21 0805
Date and Time

MURAWSKI 871
Detective's Name and Badge Number

9/13/21
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input checked="" type="checkbox"/>	BW HELMET CAM	H05
<input checked="" type="checkbox"/>	BWC	H05
<input checked="" type="checkbox"/>	OFC. DAHL BWC	H05
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
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<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
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<input type="checkbox"/>		



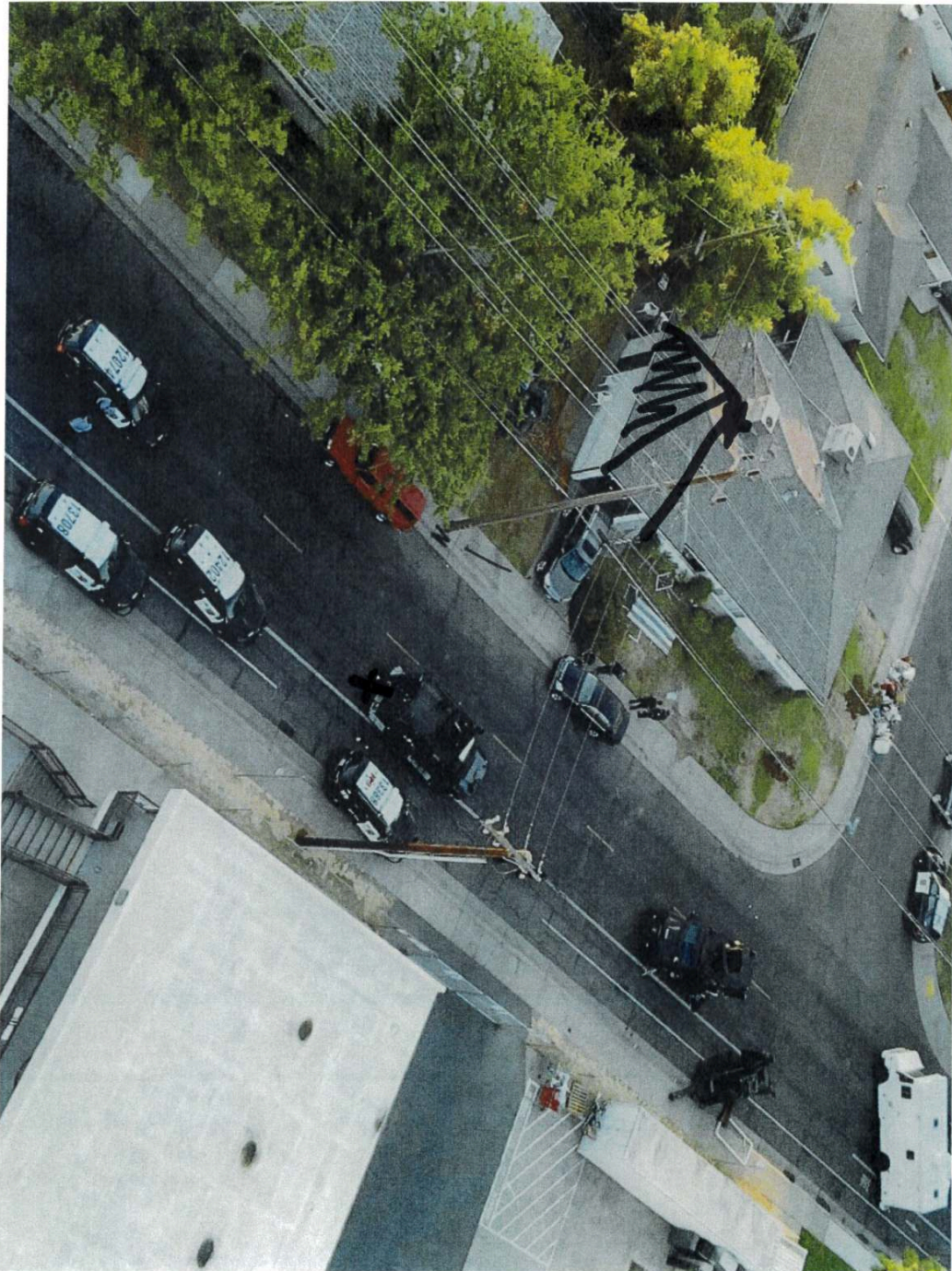
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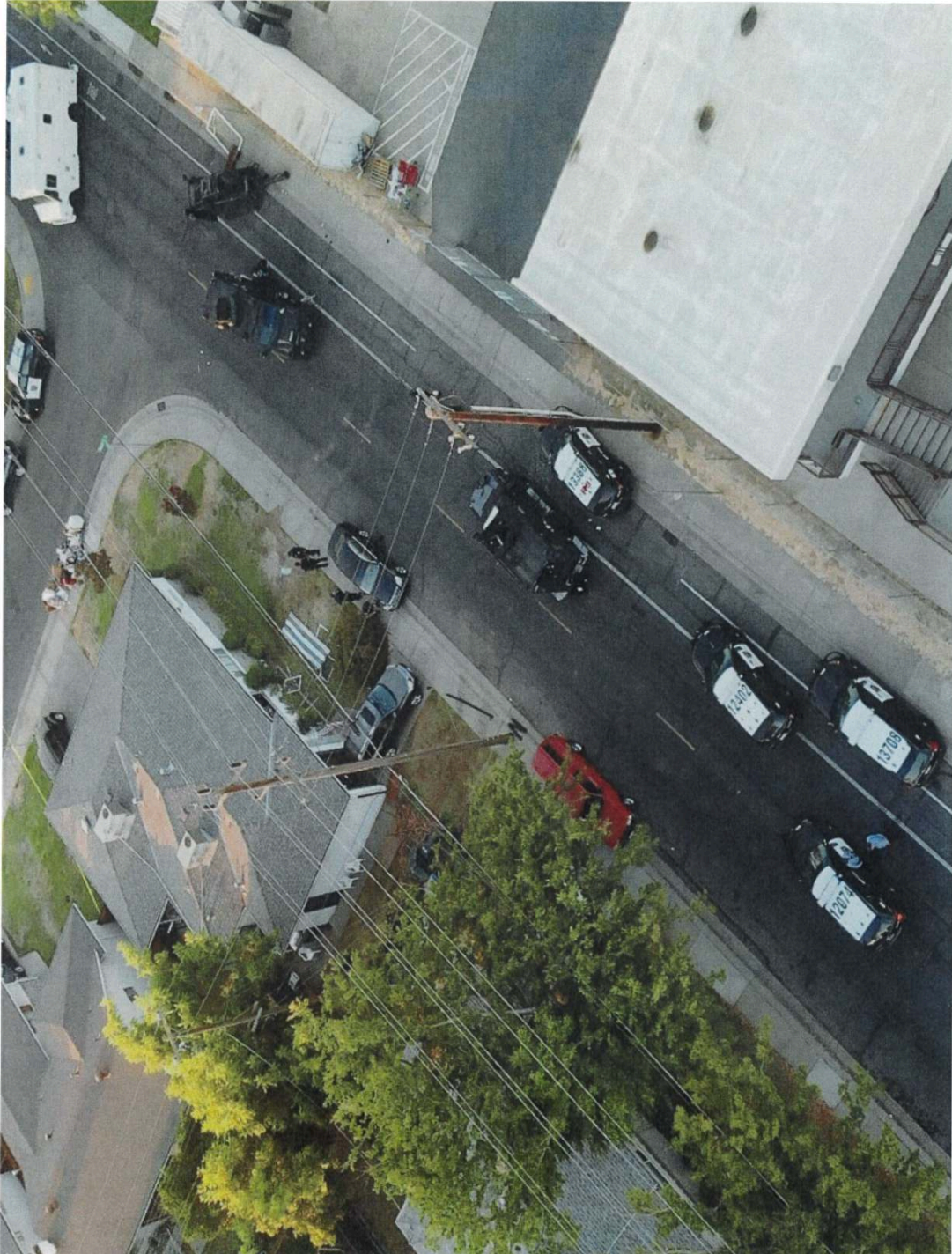
GO# SA 2021-254750 CLEARED
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Related Attachment(s) - OTHER

Attachment Description: OIS VIDEO ADMONISHMENT AND UAS PHOTO OF SCENE

Reference Number:





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- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

Off. Schwerteger #765
Officer's Name and Badge Number

9/8/21 1218 HRS
Date and Time

Det Kirtley #1029
Detective's Name and Badge Number

9/8/21 1217 HRS
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input type="checkbox"/>	BWC	H0J
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
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<input type="checkbox"/>		



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Related Attachment(s) - ATTACHMENTS

Attachment Description: **SPD 779 PEARSON**

Reference Number:

<input type="checkbox"/> SEARCH WARRANT	SACRAMENTO POLICE DEPARTMENT EVIDENCE & PROPERTY BOOKING RECEIPT	REPORT NUMBER: 21-254750
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CASE FILE		ADDRESS
SACRAMENTO COUNTY CORONER		
# 21-05948	Type: Homicide	
PEARSON, DEREK	Doctor: TOVAR, Jason	
53 Years	Male	Deputy: GRIFFIN, Lori

	B	FOUND
REGED	5	RECOVERED

the SPD 110 "Property Supplemental Report" form.
Model, Serial Number, Type, Caliber & Barrel Length.

CODE	ITEM	Addl. Description
	1	1 wnt body bag
	2	2 wnt hand bags
	3	1 red shirt
	4	1 blk shorts
	5	1 blk plastic wrist tie
	6	1 purple lighter
	7	1 blk plastic remote back
	8	1 yellow metal necklace w/ pendant

REPORT PREPARED BY: <i>Manche</i>	BADGE 21	DATE 9/13/21	CITIZEN NAME PRINT
ASSISTED BY: <i>PC</i>	BADGE 6319	TIME 09:37	CITIZEN SIGNATURE

- IT IS YOUR RESPONSIBILITY TO NOTIFY THE SACRAMENTO POLICE EVIDENCE & PROPERTY SECTION OF ANY ADDRESS OR TELEPHONE NUMBER CHANGES.
- Please see the BACK PAGE for release information. This form will be your ONLY notification.
- Safekeeping/Personal Property must be claimed within 60 days from the date your property was taken.

This form serves as a receipt for citizens and satisfies the requirements of CA Penal Code 1412 and CA Civil Code 2080.10. OFFICERS ARE STILL REQUIRED TO ENTER ITEMS INTO VERSADEX.

White - SPD Evidence & Property Section Yellow - Citizen Page _____ of _____



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Related Attachment(s) - OTHER

Attachment Description: FIREARMS TRACE SUMMARY

Reference Number:

21-254750



DEPARTMENT OF JUSTICE
BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES
NATIONAL TRACING CENTER
Phone: (800) 788-7133 Fax: (800) 578-7223
Print Date: September 17, 2021

FIREARMS TRACE SUMMARY

Trace Number: [REDACTED]

Request Date: September 15, 2021

V BUENO
SACRAMENTO POLICE DEPARTMENT
5770 FREEPORT BLVD.
SACRAMENTO, CA 95822

Badge No:
Investigation No: 21-254750

FIREARM INFORMATION

Manufacturer: RUGER
Model: P89DC
Caliber: 9
Serial Number: [REDACTED]
Type: PISTOL
Country: UNITED STATES
Importer:
Obliterated:
Identifying Marks:
NIBIN:
Gang Name:

RECOVERY INFORMATION

Recovery Date: 09/10/2021
Time to Crime: 10446 days

PURCHASER INFORMATION

Purchase Date: 02/03/1993

DEREK SCOTT PEARSON
[REDACTED]

DOB: 03/15/1968
POB: CONCORD, MA UNITED STATES
Race: WHITE Height: 6 ft. 1 in.
Sex: Male Weight: 204 lbs.
ID 1: [REDACTED] DRIVER'S LICENSE
ID 2: [REDACTED]

SACRAMENTO, CA
UNITED STATES
Possessor:
DOB:
POB:

DEALER INFORMATION

OSHMAN SPORTING GOODS CO #1890
BASSETT CTR 5994 MONTANA AVE
EL PASO, TX 79925-0000
Phone: N/A

FFL: [REDACTED]
Out of Business

ADMINISTRATIVE INFORMATION

Ship Date:

F/A REPORTED STOLEN: N

CA-DOJ

SUMMARY OF RESULTS

THIS FIREARM WAS TRACED TO A PURCHASER. THE PURCHASER WAS DERIVED FROM THE RECORDS OF A FEDERAL FIREARMS LICENSEE (FFL) WHO HAS GONE OUT OF BUSINESS AND HAS FORWARDED THEIR RECORDS TO ATF'S NATIONAL TRACING CENTER. THIS RESULT MAY NOT REPRESENT THE ENTIRE CHAIN OF DISTRIBUTION FOR THIS FIREARM. FOR ANY QUESTIONS, PLEASE CONTACT ATF NATIONAL TRACING CENTER, FIREARMS TRACING BRANCH AT 1-800-788-7133.

Additional Remarks:

The information in this report must be validated prior to use in any criminal proceedings.

(132 of 211)

Trace: [REDACTED]
FOR OFFICIAL USE ONLY

2021 SEP 24 PM 3:29
SACRAMENTO POLICE
RECORDS DIVISION
RECEIVED

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Related Attachment(s) - ATTACHMENTS

Attachment Description: **VEH RELEASE FOR LEXUS** [REDACTED]
Reference Number:

SACRAMENTO POLICE DEPARTMENT Release of Impounded Vehicle

_____ 9/17 _____, 20 21 _____
Report No. _____ 21-254750 _____

Central Valley Towing _____
8240 14th Avenue _____
Sacramento, CA 95826 _____

Please deliver to [REDACTED] _____
Address [REDACTED] _____

The following vehicle:
Make Lexus, Type LS 430, VIN No. [REDACTED]
License [REDACTED], Yr 2002 Impounded by Duncan _____
On 9/8/2021 _____ (Date) (Officer)

Any expense will be paid by bearer. (Signature) Brian Murawski 871 _____
(Clerk or officer releasing)

I, the undersigned, do hereby certify that I am legally authorized and entitled to take possession of the above described vehicle, and do hereby relieve and guarantee to protect the City of Sacramento, its Police Department, their officers, employees, or agents, against any loss or liability by reason of delivering possession of said vehicle to me, and assume all responsibility and become liable for all expenses accrued or accruing against said vehicle occasioned by the impounding of the same.

(Signature) _____
(Owner, legal owner or agent of owner)

Remarks: R/O responsible for fees after 5 PM on 9/24/21

Original to Records
Copy to owner
Copy to case file
SPD 140 (Rev 06-11)



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Related Attachment(s) - OTHER

Attachment Description: MONEY TALLY SHEET

Reference Number:

SACRAMENTO POLICE DEPARTMENT MONEY TALLY SHEET

REPORT NUMBER: 21-254750
DATE TAKEN: 9/8/2021

INSTRUCTIONS:

- (1) Sort bills by denomination – face up – same direction
 - (a) Pack twenty (20) to a stack with rubber band
 - (b) Clip quantities less than twenty (20) by denomination
 - (c) Place in plastic heat seal pouch
- (2) Sort and package coins by denomination
- (3) If over \$1,000.00, use dual control – two sworn personnel; amounts totaling \$3,000 or more shall be booked at Sequoia Pacific.
- (4) THE ORIGINAL SIGNED COPY SHALL BE FORWARDED TO RECORDS TO BE SCANNED INTO THE REPORT. A COPY OF THE SIGNED ORIGINAL SHALL BE PLACED IN THE MONEY POUCH.

OWNER INFORMATION:

LAST NAME, FIRST, MIDDLE OR (FIRM NAME) <u>PEARSON, DEREK</u>	CRIME CODE SECTION <u>OIS</u>
PERSON/PLACE TAKEN FROM: <u>REDDING AVE.</u>	

BILL DENOMINATIONS	NUMBER OF BILLS	AMOUNT
One Hundred Dollar Bills		\$
Fifty Dollar Bills		\$
Twenty Dollar Bills	<u>16</u>	\$ <u>320.00</u>
Ten Dollar Bills		\$
Five Dollar Bills	<u>3</u>	\$ <u>15.00</u>
Two Dollar Bills		\$
One Dollar Bills	<u>6</u>	\$ <u>6.00</u>
TOTAL		\$ <u>341.00</u>

COIN DENOMINATIONS	NUMBER OF COINS	AMOUNT
Dollars Coins		\$
Half Dollar Coins		\$
Quarters		\$
Dimes		\$
Nickels		\$
Pennies		\$
TOTAL		\$

GRAND TOTAL \$ 341.00

Money Counted & Sealed By (PRINT NAME & BADGE) <u>V. BUENO #6376</u>	Witnessing Officer (PRINT NAME & BADGE)	Booked By (PRINT NAME AND BADGE) <u>V. BUENO #6376</u>
Money Counted & Sealed By (SIGNATURE) <u>[Signature]</u>	Witnessing Officer (SIGNATURE)	Booked By (SIGNATURE) <u>[Signature]</u>

FOR BANK USE ONLY

<input type="checkbox"/> COUNT VERIFIED AS CORRECT	<input type="checkbox"/> COUNT FOUND TO BE INCORRECT
Count Verified at the Bank By: _____	Date: _____
DESCRIPTION OF DISCREPANCY: _____ _____	

SPD 662 (Rev 02-12) ORIGINAL TO RECORDS SIGNED COPY SEALED IN MONEY POUCH



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Related Attachment(s) - OTHER

Attachment Description: EVIDENCE TOW FORM LEXUS

Reference Number:

SACRAMENTO POLICE DEPARTMENT VEHICLE RECOVERY/STORAGE/INVENTORY REPORT				1. VEHICLE UPDATE <input checked="" type="checkbox"/> COMPLETE <input type="checkbox"/> NOT APPLICABLE		2. REPORT NUMBER 21-254750	
<input type="checkbox"/> ALL SUSPECTS ARRESTED	<input type="checkbox"/> SUSPECTS OUTSTANDING	<input type="checkbox"/> WITNESSES	<input type="checkbox"/> PROPERTY SUPPLEMENT	<input type="checkbox"/> EVIDENCE BOOKED	<input type="checkbox"/> STATEMENTS	<input type="checkbox"/> OBSERVATIONS	<input checked="" type="checkbox"/> RECOVERY OF SPD STOLEN <input type="checkbox"/> RECOVERY OF VEHICLE STORED/TOW <input type="checkbox"/> SPD STOLEN RECOVERED BY OUTSIDE AGENCY <input type="checkbox"/> SPD RECOVERY FOR OUTSIDE AGENCY
4. CRIME CODE SECTION				B. CRIME DEFINITION EVIDENCE TOW			
7. CSI NOTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		8. RECOVERY DATE 09/07/2021		9. RECOVERY TIME 1906 HOURS		10. STOLEN DATE/TIME	
12. LOCATION OF RECOVERY/TOW/INVENTORY REDDING AVE				13. AUTHORITY FOR TOW (CVC SECTION) 22655.5 VC			
14. NAME DEREK SCOTT PEARSON		15. AGE		16. D.O.B.		17. SEX	
20. RESIDENCE ADDRESS		21. RESIDENCE PHONE		22. BUSINESS ADDRESS		23. BUSINESS PHONE	
24. NAME DEREK SCOTT PEARSON		25. AGE		26. D.O.B.		27. SEX	
28. RESIDENCE ADDRESS REDDING AVE SACRAMENTO/CA/95820		29. RESIDENCE PHONE		30. BUSINESS PHONE		31. BUSINESS PHONE	
32. LICENSE NUMBER		33. STATE		34. MONTH/YEAR REG		35. NO PLATES	
36. OUTSIDE AGENCY NAME		37. AGENCY NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO		38. OUTSIDE AGENCY REPORT # 243		39. DATE REPORTED STOLEN	
A. <input checked="" type="checkbox"/> AUTO		54. YEAR 2002		55. MAKE LEXUS		56. MODEL LS 430	
B. <input type="checkbox"/> TRUCK		57. MONTH/YEAR REG 07/2020		58. BODY STYLE 4D		59. VEHICLE COLOR(S) BLACK	
C. <input type="checkbox"/> MOTORCYCLE		60. STATE CA		61. MONTH/YEAR REG		62. VESSEL LENGTH	
D. <input type="checkbox"/> MOTORHOME		63. CONDITION <input checked="" type="checkbox"/> GOOD <input type="checkbox"/> POOR		64. STEERING COLUMN TAMPERED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		65. IGNITION TAMPERED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
E. <input type="checkbox"/> VAN		66. TYPE OF PROPULSION/MOTOR		67. HULL/MATERIAL		68. VESSEL TYPE	
F. <input type="checkbox"/> OTHER		69. TYPE OF PROPULSION/MOTOR		70. HULL/MATERIAL		71. VESSEL TYPE	
H. <input type="checkbox"/> VESSEL		72. TYPE OF PROPULSION/MOTOR		73. HULL/MATERIAL		74. VESSEL TYPE	
70. OUTSIDE AGENCY NAME				71. AGENCY NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO		72. DATE REPORTED STOLEN	
74. SEE CODES ON REVERSE SIDE		VEHICLE PAIR		LIC/VIN N		CUSTODY N	
76. TIME TOWED		77. DATE TOWED 09/07/2021		78. ODOMETER READ		79. NAME OF TOW COMPANY CENTRAL VALLEY TOW	
81. ENGINE		SPEAKERS		CELL PHONE		AIR CONDITIONER	
TRANSMISSION		RADIO		CD PLAYER		LEFT FRONT TIRE	
BATTERY		TAPE DECK		DVD PLAYER		LEFT REAR TIRE	
WINDSHIELD		CLOCK		GPS		RIGHT FRONT TIRE	
REAR VIEW MIRROR		REGISTRATION				RIGHT REAR TIRE	
SIDE VIEW MIRROR(S)						SPARE TIRE	
82. ESTIMATED VALUE AT TIME OF TOW							
0 - \$500							
\$501 - \$4000							
MORE THAN \$4000							
82. CONNECT-UP				83. CONNECT-UP			
86. REPORT PREPARED BY CSO DUNCAN				87. BADGE 8171		88. DIV	
89. ASSISTED BY				90. APPROVED BY Duncan		91. BADGE 2024	
92. DATE 9-8-21				93. TIME 0500		94. PG. 1 OF 1	

SPD 186 (REV 02/17)

(AUTHORITY 23870 CVC)



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Related Attachment(s) - OTHER

Attachment Description: **CRIME SCENE LOG**

Reference Number:

CRIME SCENE LOG

REPORT NUMBER: 21-254750

DATE: 8/07/21 TIME: 0707 LOCATION: [REDACTED] REDDING AVE PREPARED BY: CSO RYAN OWDS

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
K. MCGILL UMW13	0530		TAC PD	00:03	
D. PENNY UMW16	0533		SAC PD	00:03	
C. CUMMINGSHAM UMW14	0771		SAC PD	00:03	
J. KERRAN UMW20	5122		SAC PD	00:03	
B. SURSTAN UMW25	0426		SAC PD	00:03	
V. CHANDLER MP51	4008		SAC PD	00:05	
J. JARVIS 3543/UMW50	3022		SAC PD	00:09	
M. CASE BODIA	0667		SAC PD	00:10	
C. WHITCOMB UMW12	0174		SAC PD	00:26	
K. WILSON NEG 23	0413		SAC PD	00:33	
D. JARRELL NEG 24	0567		SAC PD	00:33	
M. BLESSING UMW32	0266		SAC PD	00:33	
J. DOBSON LMT	4111		SAC PD	01:17	
D. DELÉON UMW22	0535		SAC PD	01:08	
E. MORGERA IC89	0827		SAC PD	00:39	
S. ECKERT IC87	1001		SAC PD	20:39	
J. D'ARCY IC62	0616		SAC PD	20:51	
T. RUSSELL IC77	0483		SAC PD	20:36	
M. ROBERTSON IC79	0737			00:51	
L. TENDR IC79	0403			00:51	
R. CUEVAS MARTINEZ	9107	IC560		01:47	
V. TORRES IC560	8135			01:49	
A. RUIZ IA12	0374			03:49	

SPD 280 (REV 1/17)



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DATE: 01/07/21

TIME:

LOCATION:

CRIME SCENE LOG

REPORT NUMBER: 21-254750

PREPARED BY: CSD REYNOLDS

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
C. MOK 1C43	0615			01:07	
C. STENSEN 1C03	0735			01:34	
D. VARGAS 1C03	0638			01:34	
M. SMITH 1C44	8191			01:51	
G. WEAVER 1C555	8106			01:52	
D. MANUWANG 2C04	0563			01:53	
M. WELSON 2C04	1035			01:53	
A. ERBY 1C580	8107			05:07	
P. STEFOLLO 1C64	0902			01:55	
E. FORBICK LV17	4005			05:35	
J. FREEMAN AR285	0934			01:34	
J. HOSMER 1823	0319			05:41	
J. PULLEN 2540	3112			07:38	
A. GUTERREZ-CERVANTES	0510	1C88		06:01	
T. PARRHAM 1C48	0770			06:01	
K. WHITAKER 1A32	0727			03:54	
J. FLURE 1056 27	0742			06:06	
T. KAMMERER 1B16	0554			06:06	
R. EYMAN 1B63	0312			06:15	
D. TURNER RT36	0544			23:39	
Z. VOLLETTE 1853	0862			06:21	
J. RATH EOD10	3006			09:26	
J. LEWELAN 1B62	0727			09:23	

SPD 280 (REV 1/17)



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CRIME SCENE LOG

DATE: 09/07/21

TIME: _____

LOCATION: _____

REPORT NUMBER: 21-054750

PREPARED BY: _____

CSG REMNARDS

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
D. JONES 1851	0715			06:23	
J. RUFFEN 1828	0932			06:25	
B. GOMEZ MEGUI	0789			06:26	
D. MOWER MITO2	1028			06:31	
E. WRIGHT MTR2	0168			06:31	
B. MELLODI 1A87	0602			02:07	
M. MORGAN 28108	0335			06:33	
M. MORENO 28106	0321			06:33	
S. LO 1878	0350			06:37	
I. VILLEGAS 1878	0620			06:37	
D. LYDON 1A78	0668			06:38	
G. TAKEHARA 1A78	0872			06:38	
J. MOLLETTE WEG 85	0837			06:40	
STARIT, LAH	4106			08:24	
MOLLET, S	6873			07:21	
GARCIA, B	6512			07:02	
RUFFEN, 1828	0932			08:10	
JONES, 1851	0715			08:10	

SFD 280 (REV 1/17)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

4

DATE: 01/01/2021

TIME: _____

LOCATION: _____

CRIME SCENE LOG

REDDING AVE

PREPARED BY: _____

CSD REYNOLDS

REPORT NUMBER: 21-254750

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
LEWIS	235	IU76	SPD	0847	
GUNTER	331	IU200	SPD	0849	
TRESD	217	STAFF 43	SPD	0851	
EHEUERBIA	3013	STAFF 40	SPD	0851	
KUHLMANN	759	12	SPD	0851	
PETERS	190	STAFF 42	SPD	0851	
WHITE				0853	
SGT. VILLEGAS	3124	STAFF 15	SPD	0853	
CANNEDY	521	IU48	SPD	0853	
ANDERSON	582	IU172	SPD	0853	
MURAWSKI	871	IU96	SPD	0853	
DERRICK	342	IU91	SPD	0857	
SAARZO	460	IU152	SPD	0857	
LANGE	3067	IU10	SPD	0857	
YONEMORH	852	IU88	SPD	0857	
CRUZ	278	IU177	SPD	0857	
[REDACTED]				0857	
NO6	3682	CSI 30	SPD	0857	
FARIA	3059	STAFF 16	SPD	0857	
EDGERTON	3131		SPD	0859	
SCHULTE	911	IU75	SPD	0859	
MACLAFFERTY	3065	IU18	SPD	0901	
HEINLEIN	4085	L9	SPD	0902	

SPD 280 (REV 1/17)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

5

CRIME SCENE LOG

DATE: 01/07/21

TIME:

LOCATION:

PREPARED BY: CSO REYNOLDS

REPORT NUMBER: 21-254750

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
GALLIAND	4068	L 9	SPD	0903	
FORBEA	4065	L 17	SPD	0912	
KANE	410	STATE 22	SPD	0914	
ADAMS	46		DA	0943	
TAVELLI	38		DA	0943	
QUINN	3098	IV 21	SPD	0857	
SMITH	585	SEC 180	SPD	1028	
DAVIES	346	304 1	SPD	1051	
DAVID MASTANGI			ATTORNEY	1051	
WILL CREGER			ATTORNEY	1051	
CHRIS WILSH			ATTORNEY	1051	
LOVIE	6384	CSI 31	SPD	1115	
DUNCAN	871	305 11	SPD	1449	
STARR	8191	305 11	SPD	1449	
DAVIS	8149	305 22	SPD	1449	
PONCE	836	305 30	SPD	1522	
VALENDE	8127	305 60	SPD	1525	
OBOLONCHIK	0933	1061	SPD	1835	
ANDERSON	6582	1072	SPD	1835	
RUPPIN	0232	1822	SPD	1835	
ROSTOGIL	0374	CSI 10	SPD	1835	
GREEN	0354	CSI 32	SPD	1806	
FIGUEROA	888	ZVY 82	SPD	1925	

SPD 280 (REV 1/17)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

6

CALL# 21-254750

CRIME SCENE LOG

REPORT # 21-254750

RECORDER: M. SMITH #48151

LOCATION: 7397 5th SOARQUINIST

CRIME: _____ DATE: 04-09-21 TIME: 2005 SCENE SGT: _____

STAGING LOCATION: _____

NAME	BADGE #	AGENCY	ENTRY TIME	REASON FOR ENTRY
D. McLAUGHLIN 2031	0647	SACPD		"SECURE THE SCENE"
M. BRUECK 2631	0925	"		"
D. PINAREE 1116	1049	"		"
D. BEAN 15M2	3083	"	2043	"
S. AZEVEDO 15M5	3051	"	2310	"
C. HUTCHINS COMMAR	16042	"	2326	"
D. TURNER RT36	0544	SACRT	2339	"
A. WABSTAFF K97	0422	"SACPD"	2342	"
A. CUNNINGHAM 0M34	1026	"	2347	"
I. CLARK NE121	0205	"	2353	"
J. MORRISON 0M1	4067	"	2357	"
G. LAMAR 15M4	3141	"	2217	"
M. RINEHART NE130	3657	"	0001	"
M. MAWTEL 0M23	0916	"	0002	"
A. FEUERBAH 0M21	0601	"	0002	"
K. MCGILL 0M13	0330	"	0003	"
T. EDGERSON 0M10	3131	"	0003	"

SFD 280



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

1

CALL# 21-254750

CRIME SCENE LOG

REPORT # 21-254750

RECORDER: M. SMITH #8181

LOCATION: 7397 Sand Staging ST

CRIME: _____ DATE: 09-06-2021 TIME: 1005 SCENE SGT.: _____

STAGING LOCATION: " " "

NAME	BADGE #	AGENCY	ENTRY TIME	REASON FOR ENTRY
DOUGLAS MANNING	0568	SACPD	2022	"SECURE THE SCENE"
M. WELSON 2004	1035	SACPD	2022	" "
A. BUTIERREZ 1088	0510	SACPD	2035	" "
T. PARRAM 1088	0770	SACPD	2036	" "
V. CARRICALA K910	0379	SACPD	2042	" "
D. HENDERSON K914	0343	" "	2045	" "
S. BRIDGES 35M16	3014	" "	2046	" "
D. STEFOGLIO 1069	0902	" "	2058	" "
S. STRAWS 35M13	3072	" "	2056	" "
M. DHEST 1A88	0488	" "	2116	" "
T. SCHWERTFEBER 1A88	0765	" "	2116	" "
B. STABUR 1A62	0479	" "	2102	" "
J. STAEFEL 1A62	0306	" "	2102	" "
K. MCLLOSKEY 1A61	0423	" "	2103	" "
M. VALENZUELA 1A61	0855	" "	2103	" "
K. STRACKHOUSE 1A69	0555	" "	2108	" "
N. STEVENS 1A69	0952	" "	2108	" "

SPD 280



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

8

DATE: 09/16/21 TIME: _____

LOCATION: _____

CRIME SCENE LOG

REDDING AVE

PREPARED BY: CSO DUNCAN/Sum/

MARRINARO

REPORT NUMBER: 21-254750

NAME	BADGE	IDENTIFIER	AGENCY	ENTRY TIME	JUSTIFICATION FOR ENTRY / NOTES
MCGOVERN	842	IUY182	SPD	1933	
BUENO	6376	CS24	CVT	1948	
TRIMBEN	3039	15M6	SPD	2038	
RUBERG	8143	1CS30	SPD	2218	
TORRES	8135	1CS60	SPD	2337	
CHEVAS	8149	1CS66	SPD	2344	
OFFICER SIWA	845	1B87	SPD	0640	
CSO ULM	8116	2CS65	SPD	0645	
CSO NIKOLAN	8206	2CS33	SPD	0640	
CSO MCILVAIN	8202	2CS33	SPD	0640	
CSO YO	8111	2CS60	SPD	0716	
CSO REYNOLDS	8159	2CS60	SPD	0716	
CSO VIREL	8201	2CS50	SPD	0734	
CSO TRUJILLO	8121	2CS50	SPD	0734	

SPD 280 (REV 1/17)

SACRAMENTO POLICE
RECORDS DIVISION
RECEIVED

2021 SEP 16 PM 12:45



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: **CLETS**

Reference Number:

21 - 254750

vMail Print for mailbox: JACKSON, DEARRI 6205
SACRAMENTO POLICE DEPARTMENT



** End of Message **





SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

vMail Print for mailbox: JACKSON, DEARRI 6205
SACRAMENTO POLICE DEPARTMENT

21 - 254750



** End of Message **



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: SPD 494, CP-1

Reference Number:



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd, Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Cell Phone / PDA

Examined by: Detective King		Case number: 21-254750
Date time exam started: 11/23/2021 / 1435		Lab number: 21-254750-cp-1
Investigating detective: Murawski		Evidence item #: 1137634-5
Investigative section: Homicide		
Legal authority: <input checked="" type="checkbox"/> S/W <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Consent <input type="checkbox"/> Other:		
Evidence Handling		
Where evidence obtained: <input checked="" type="checkbox"/> Walked into lab <input checked="" type="checkbox"/> Det. Murawski		Notes:
Date / time evidence in lab: 09/14/2021 / 1415	Date / time evidence returned: 12/01/2021 / 1630	
Where evidence returned to: <input checked="" type="checkbox"/> Sequoia Pacific <input checked="" type="checkbox"/> Det. Barrett		Notes:
Cell Phone Information		
Manufacturer: Apple	Model: iPhone SE	Rcvd power: <input type="checkbox"/> On <input checked="" type="checkbox"/> Off
Service provider: Verizon	Cell phone cond: Fair	Direct connect number:
Cell number: [REDACTED]	How obtained: <input type="checkbox"/> Splash screen <input type="checkbox"/> Menu <input checked="" type="checkbox"/> Other: GrayKey	
<input type="checkbox"/> CDMA <input type="checkbox"/> TDMA <input checked="" type="checkbox"/> GSM <input type="checkbox"/> IDEN		Owner (if known):
<input checked="" type="checkbox"/> IMEI <input type="checkbox"/> ESN (MEID): [REDACTED]		Serial number: [REDACTED] <input type="checkbox"/> None
SIM card # (ICCID): [REDACTED]	Phone Initialed: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Notes: SIM tray.
Phone color: Black	Notes:	
Expansion card <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (type):		<input type="checkbox"/> Hard drive <input type="checkbox"/> Other:
Camera phone: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Notes:	
Phone Acquisition		
Phone photos taken: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Signal disrupter used: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Type:
Airplane mode used: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Available	Phone PIN locked: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	PIN (if known):
PIN Determined by:		<input type="checkbox"/> PIN Bypassed using
Connection method used: <input type="checkbox"/> Infrared <input type="checkbox"/> Bluetooth <input checked="" type="checkbox"/> Cable (type) GrayKey		
Phone Date / Time:	Actual Date / Time:	Source: <input type="checkbox"/> Computer <input type="checkbox"/> Other
<input checked="" type="checkbox"/> Date and Time not obtained due to: Other		
<input type="checkbox"/> Welcome note:		From: <input type="checkbox"/> Screen <input type="checkbox"/> Menu
<input type="checkbox"/> Wall paper banner:		From: <input type="checkbox"/> Screen <input type="checkbox"/> Menu
Phone data compared to extracted data: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Charge needed: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
It appeared the phone was factory reset.		
Very limited data extracted.		
		Analyst's Initials: JK

SPD 494 (Rev 06-14)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd , Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Cell Phone / PDA

Case number: 21-254750

Lab Number: 21-254750-cp-1

Results											
SIM Card Extraction		Processed	Contacts	SMS	Notes						
Cellebrite		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Datapilot		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Other:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Cell Phone Extraction		Contacts	Call Logs	SMS	MMS	Images	Movies	Calendar	Voice Mail	Other	
Cellebrite Logical		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Cellebrite Physical		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
JTAG/OctoPlus		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
BlackLight/Mobilyze		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Digital Camera (photos)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Windows		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Other:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
Media Card Examination		Images	Video	Music	Other						
Encase		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
FTK		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Cellebrite		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Other:		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
Notes / Reports											
Results		Contacts	Call Logs	SMS	MMS	Images	Movies	Calendar	Voice Mail	Exam Forms	Other
Printed		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Burned to CD		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Printed & Burned to CD		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Provided copy of CD to requesting officer for review <input type="checkbox"/> Printed portion of report - records <input checked="" type="checkbox"/> Booked original CD as evidence											
<input type="checkbox"/> Request received reply sent <input checked="" type="checkbox"/> Items(s) entered into ECU log <input type="checkbox"/> Text observations entered into Versadex											
<input type="checkbox"/> Print Report for file <input type="checkbox"/> Book original CD <input type="checkbox"/> Requestor notified of completion											
Date exam complete: 11/24/2021								Analyst's Initials: JK			

SPD 494 (Rev 06-14)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: SPD 495, PC-1

Reference Number:



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd., Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Computer / Media / Digital Camera Examination

		Case No. 21-254750
Imaged by: Det. Jason King	Start Date / Time: 11/23/2021 / 1255	Lab number #: 21-254750-pc-1
Examined by: Det. Jason King	Start Date / Time: 11/23/2021 / 1255	Evidence #: 1137634-93
Investigating detective: Murawski		Investigative section: Homicide
Legal authority: <input checked="" type="checkbox"/> S/W <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Consent <input type="checkbox"/> Other:		
Evidence Handling		
Where evidence obtained: <input checked="" type="checkbox"/> Walked Into lab <input checked="" type="checkbox"/> Det. Murawski		Other:
Date / time evidence in lab: 09/14/2021 / 1415	Date / time evidence returned: 12/29/2021 / 0945	
Where evidence returned: <input checked="" type="checkbox"/> Sequoia Pacific <input checked="" type="checkbox"/> Det. King		Other:
Computer System Information		
Examination type: <input checked="" type="checkbox"/> Computer <input type="checkbox"/> Camera <input type="checkbox"/> Other media item (description)		
Manufacturer / Model: Acer / Aspire R 14		<input type="checkbox"/> Generic <input type="checkbox"/> Desktop <input checked="" type="checkbox"/> Laptop <input type="checkbox"/> Other:
Serial number: [REDACTED]		Number of HDD's in computer: One
HDD(s) removed from computer for imaging / preview: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Notes:
Computer Inventory / Media Description		
<input type="checkbox"/> 3.5" Floppy <input type="checkbox"/> ZIP <input type="checkbox"/> CDROM <input type="checkbox"/> CDRW <input type="checkbox"/> DVDROM <input type="checkbox"/> DVDRW <input type="checkbox"/> CD/DVD Combo:		
Media in drive(s): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Details:		
<input type="checkbox"/> Modem <input type="checkbox"/> NIC <input type="checkbox"/> WI-FI <input type="checkbox"/> Other: <input type="checkbox"/> USB <input type="checkbox"/> FireWire <input type="checkbox"/> SCSI <input type="checkbox"/> Card Reader		
Hard Drive Details		
HDD # 1: Item No.	Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> DE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man: Kingston	Model: SSD M.2	Serial Number: [REDACTED]
Drive size (GB): 512	Drive Initialed /assigned unique number: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 2: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 3: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 4: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
BIOS Information		
System date / time: N/A		Actual date / time: Notes:
Obtained From: <input type="checkbox"/> Cell Phone <input type="checkbox"/> Lab Clock <input type="checkbox"/> Other:		<input type="checkbox"/> BIOS Password
Notes:		
		Analyst Initials: JK

SPD 495 (Rev 01-09)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd , Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Computer / Media / Digital Camera Examination

Case No. 21-254750
Lab number #: 21-254750-pc-1

Acquisition Information		
Forensic Platform used for Imaging: Forensic 2	<input checked="" type="checkbox"/> Internet disabled	
POST: <input checked="" type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	OS boot: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	
Method of acquisition: <input checked="" type="checkbox"/> Windows <input type="checkbox"/> DOS <input type="checkbox"/> Linux <input type="checkbox"/> Logcube		
<input type="checkbox"/> Encase - Version:	FTK Imager - Version: 4.5.03	<input type="checkbox"/> Linen - Version:
<input type="checkbox"/> Tableau Imager - Version:	<input type="checkbox"/> Paladin - Version:	<input type="checkbox"/> Other:
Write block: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No – Type if 'Yes'		Notes: Windows 10 Pro, verified prior.
Do acquisition / verification hash values match: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Notes:
Notes:		
Examination Details		
Forensic Platform used for exam: Forensic 2	<input checked="" type="checkbox"/> Internet disabled	<input type="checkbox"/> Preview only
POST: <input checked="" type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	OS boot: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	
<input type="checkbox"/> Encase Ver:	<input type="checkbox"/> FTK Ver:	<input type="checkbox"/> NetAnalysis Ver:
<input type="checkbox"/> Mercury Ver:	<input type="checkbox"/> Registry Viewer Ver:	<input type="checkbox"/> Snapview Ver.
<input checked="" type="checkbox"/> Other: Autopsy	Ver: 4.18.0	Notes:
<input type="checkbox"/> Other:	Ver:	Notes:
Reports Created		
<input checked="" type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
Notes		
The SSD needed a special adapter, thus results were delayed.		
<input type="checkbox"/> Request received reply sent	<input type="checkbox"/> Items(s) entered into ECU log	<input type="checkbox"/> Text observations entered into Versadex
<input type="checkbox"/> Print Report for file	<input type="checkbox"/> Book original CD	<input type="checkbox"/> Requestor notified of completion
Date examination complete: 12/06/2021		Analyst Initials: JK

SPD 495 (Rev 01-09)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: SPD 495, PC-2

Reference Number:



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd., Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Computer / Media / Digital Camera Examination

		Case No. 21-254750
Imaged by: Det. Jason King	Start Date / Time: 11/23/2021 / 1330	Lab number #: 21-254750-pc-2
Examined by: Det. Jason King	Start Date / Time: 11/23/2021 / 1330	Evidence #: 1137634-94
Investigating detective: Murawski		Investigative section: Homicide
Legal authority: <input checked="" type="checkbox"/> S/W <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Consent <input type="checkbox"/> Other:		
Evidence Handling		
Where evidence obtained: <input checked="" type="checkbox"/> Walked Into lab <input checked="" type="checkbox"/> Det. Murawski		Other:
Date / time evidence in lab: 09/14/2021 / 1415	Date / time evidence returned: 12/29/2021 / 0945	
Where evidence returned: <input checked="" type="checkbox"/> Sequoia Pacific <input checked="" type="checkbox"/> Det. King		Other:
Computer System Information		
Examination type: <input checked="" type="checkbox"/> Computer <input type="checkbox"/> Camera <input type="checkbox"/> Other media Item (description)		
Manufacturer / Model: HP / Pro 3515 Series MT PC		<input type="checkbox"/> Generic <input checked="" type="checkbox"/> Desktop <input type="checkbox"/> Laptop <input type="checkbox"/> Other:
Serial number: [REDACTED]		Number of HDD's in computer: One
HDD(s) removed from computer for imaging / preview: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Notes:
Computer Inventory / Media Description		
<input type="checkbox"/> 3.5" Floppy <input type="checkbox"/> ZIP <input type="checkbox"/> CDROM <input type="checkbox"/> CDRW <input checked="" type="checkbox"/> DVDROM <input type="checkbox"/> DVDRW <input type="checkbox"/> CD/DVD Combo:		
Media in drive(s): <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Details:		
<input type="checkbox"/> Modem <input type="checkbox"/> NIC <input type="checkbox"/> WI-FI <input type="checkbox"/> Other:		<input type="checkbox"/> USB <input type="checkbox"/> FireWire <input type="checkbox"/> SCSI <input type="checkbox"/> Card Reader
Hard Drive Details		
HDD # 1: Item No. 1	Type: <input checked="" type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> DE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man: Seagate	Model: Barracuda 500 Gbytes	Serial Number: [REDACTED]
Drive size (GB): 500	Drive Initialed /assigned unique number: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 2: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 3: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
HDD # 4: Item No.	HDD Type: <input type="checkbox"/> SATA <input type="checkbox"/> SCSI <input type="checkbox"/> IDE Pinning	<input type="checkbox"/> MA <input type="checkbox"/> SL <input type="checkbox"/> CS
Man:	Model:	Serial Number:
Drive size (GB):	Drive Initialed /assigned unique number: <input type="checkbox"/> Yes <input type="checkbox"/> No	
BIOS Information		
System date / time:	Actual date / time:	Notes:
Obtained From: <input type="checkbox"/> Cell Phone <input type="checkbox"/> Lab Clock <input type="checkbox"/> Other:		<input type="checkbox"/> BIOS Password
Notes:		Analyst Initials: JK

SPD 495 (Rev 01-09)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd , Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Computer / Media / Digital Camera Examination

Case No. 21-254750

Lab number #: 21-254750-pc-1

Acquisition Information		
Forensic Platform used for imaging:		<input type="checkbox"/> Internet disabled
POST: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	OS boot: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	
Method of acquisition: <input type="checkbox"/> Windows <input type="checkbox"/> DOS <input type="checkbox"/> Linux <input type="checkbox"/> Logcube		
<input type="checkbox"/> Encase - Version:	FTK Imager - Version:	<input type="checkbox"/> Linen - Version:
<input type="checkbox"/> Tableau Imager - Version:	<input type="checkbox"/> Paladin - Version:	<input type="checkbox"/> Other:
Write block: <input type="checkbox"/> Yes <input type="checkbox"/> No - Type if 'Yes'		Notes:
Do acquisition / verification hash values match: <input type="checkbox"/> Yes <input type="checkbox"/> No		Notes:
Notes:		
Examination Details		
Forensic Platform used for exam:		<input type="checkbox"/> Internet disabled <input type="checkbox"/> Preview only
POST: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	OS boot: <input type="checkbox"/> Without errors / warnings <input type="checkbox"/> With errors / warnings	
<input type="checkbox"/> Encase Ver:	<input type="checkbox"/> FTK Ver:	<input type="checkbox"/> NetAnalysis Ver:
<input type="checkbox"/> Mercury Ver:	<input type="checkbox"/> Registry Viewer Ver:	<input type="checkbox"/> Snapview Ver.
<input type="checkbox"/> Other:	Ver:	Notes:
<input type="checkbox"/> Other:	Ver:	Notes:
Reports Created		
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/> Report burned to CD/DVD / original booked to property - copy given to requesting detective	<input type="checkbox"/>
Notes		
The tower had what appeared to be a bullet hole in the side. I located a spent round/bullet/projectile inside the tower. The		
hard drive inside the tower was not operational. It was possibly damaged by the impact of the bullet. It was not in a state		
in which it was able to be imaged/processed.		
<input type="checkbox"/> Request received reply sent	<input type="checkbox"/> Items(s) entered into ECU log	<input type="checkbox"/> Text observations entered into Versadex
<input type="checkbox"/> Print Report for file	<input type="checkbox"/> Book original CD	<input type="checkbox"/> Requestor notified of completion

SPD 495 (Rev 01-09)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE



SACRAMENTO POLICE DEPARTMENT

Digital Forensics Unit

5770 Freeport Blvd , Suite 100, Sacramento, CA 95822

DIGITAL FORENSIC WORKSHEET

Computer / Media / Digital Camera Examination

Date examination complete: 11/23/2021

Analyst Initials: JK

SPD 495 (Rev 01-09)



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2021-254750 CLEARED
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Related Attachment(s) - OTHER

Attachment Description: **PHOTO REQUEST**

Reference Number:

vMail Print for mailbox: WOO, FRANK 6382
SACRAMENTO POLICE DEPARTMENT

From: LANGE, MICHAEL 3067
To: WOO, FRANK 6382
Subject: OOI - PHOTO REQUEST
Date: Fri, Oct 01, 2021 @ 06:47:27

Sacramento Police Department
Request for Photo(s)

Date:[Oct-01-2021] Requested By:[SGT LANGE]
Requester's Email:[MLANGE@SACPD.ORG]

Please download all photographs associated with report/GO #:

Report Number: Crime Type: Date/Time Needed:
[21-254750] [664/187 PC] [] []

Special Instructions:
[REQUEST ALL CSI PHOTS FOR RELEASE TO INSPECTOR GENERAL]

Attn Sacramento County DA's Office

Photo requests will be electronically uploaded into the DIAMOND System under the case number provided above. You will no longer receive a hard copy of the photos on CD/DVD. SPD Forensics will email the requester a confirmation receipt once the photos have been uploaded into the DIAMOND System.

** End of Message **

5909 Photos total

mc#6455 10/1/21



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: **TOXICOLOGY REPORT**

Reference Number:

21-006414 (0003)



Sacramento County
District Attorney's Office

ANNE MARIE SCHUBERT
District Attorney

Rod Norgaard
Chief Deputy

Michael M Blazina
Assistant District Attorney

Edward M Pollock
Laboratory Director

November 23, 2021

Sacramento County Coroner
4800 Broadway, Suite 100
Sacramento, CA 95820

LAB NO: 21-006414
REQUEST NO: 0003
AGENCY NO: COR-21-005948



NAME: Pearson, Derek

Toxicology Report

Submission: 010

Source: Pearson, Derek

Sample Type: blood

Sample Origin: femoral

Date Received: 9/24/2021

Start of Analysis: 11/3/2021

Drug Classes Evaluated

stimulants, narcotic analgesics, sedative hypnotics, muscle relaxants, cannabinoids, hallucinogens, antipsychotics, antidepressants, antihistamines

Drugs Confirmed	Concentration	Method	Analyst
delta-9-THC	69 ± 14 ng/mL	LC-MS/MS	Nakayama, Matthew
11-hydroxy-THC	14 ± 3 ng/mL	LC-MS/MS	Porter, Sara
11-nor-9-carboxy-THC	177 ± 27 ng/mL	LC-MS/MS	Porter, Sara

Matthew Nakayama, Criminalist

November 22, 2021

Date

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
(916) 874-9240 FAX (916) 321-2230
www.sacda.org

This report contains the results and conclusions of the signing analyst
Supporting examination documentation is maintained in the case file
Reported values should be considered as approximations when accompanied by the terms "approximate" or "approximately"

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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Sacramento County Coroner
Agency No: COR-21-005948

Toxicology Report: 21-006414 (0003) - Continued

Sara Porter
11/23/2021

Technical Reviewer
Sara Porter, Criminalist

Chris Fogelberg
11/23/2021

Administrative Reviewer
Chris Fogelberg, Criminalist

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
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SACRAMENTO POLICE DEPARTMENT

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0999-11 664/187(A) ATTEMPTED HOMICIDE

Sacramento County Coroner
Agency No: COR-21-005948

Toxicology Report: 21-006414 (0003) - Continued

Compliance Statement

When a concentration is reported, the calculated uncertainty is expressed as an expanded uncertainty in accordance with ISO/IEC 17025:2017 at an approximate 99.7% level of confidence using a coverage factor of $k = 3$

Methods of Analysis

Presumptive screening performed by Liquid Chromatography Time of Flight Mass Spectrometry (LC-ToF/MS)

Testing for acidic drugs and basic drugs (if indicated under "Drug Classes Evaluated") performed by gas chromatography-mass spectrometry (GC-MS)

All other confirmations performed by liquid chromatography-tandem mass spectrometry (LC-MS/MS)

Please contact the laboratory with any inquiries about the scope of analysis performed (e.g. analytes evaluated, reporting limits)

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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: **ALCOHOL REPORT**

Reference Number:

21-006414 (0002)



Sacramento County
District Attorney's Office

ANNE MARIE SCHUBERT
District Attorney

Rod Norgaard
Chief Deputy

Michael M Blazina
Assistant District Attorney

Edward M Pollock
Laboratory Director

October 28, 2021

Sacramento County Coroner
4800 Broadway, Suite 100
Sacramento, CA 95820

LAB NO: 21-006414
REQUEST NO: 0002
AGENCY NO: COR-21-005948



NAME: Pearson, Derek

Blood Alcohol Report

Submission: 010
Source: Pearson, Derek
Sample Type: blood

Ethanol Result: 0.018 %
Date Received: 9/24/2021
Date Analyzed: 10/26/2021
Origin: femoral

Allyson Avina, Criminalist
Forensic Alcohol Analyst

October 27, 2021

Date

Technical Reviewer
Jennifer Nguyen, Criminalist

10/28/2021

Date

Administrative Reviewer
Matthew Nakayama, Criminalist

10/28/2021

Date

LABORATORY OF FORENSIC SERVICES
4800 Broadway, Suite 200 - Sacramento, CA 95820
(916) 874-9240 FAX (916) 321-2230
www.sacda.org

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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Sacramento County Coroner
Agency No: COR-21-005948

Blood Alcohol Report, 21-006414 (0002) - Continued

Compliance Statements

Uncertainty of the mean concentration (Estimated Uncertainty) is expressed as an expanded uncertainty in accordance with ISO/IEC 17025:2017 at an approximate 99.7% level of confidence using a coverage factor of k=3

Per California Code of Regulations, Title 17:

- The reported result is the truncated mean of the replicate analytical results

Analysis and Measurement Uncertainty

Instrumentation: Headspace Gas Chromatography

Component	Replicate 1	Replicate 2	Mean Concentration	Estimated Uncertainty
Ethanol	0.018	0.019	0.0185	± 0.001

All concentrations are expressed as % (W/V) unless otherwise noted

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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Attachment(s) - OTHER

Attachment Description: **OFFICER FIREARM CRIME LAB REPORT**

Reference Number:



Sacramento County
District Attorney's Office

ANNE MARIE SCHUBERT
District Attorney

Rod Norgaard
Chief Deputy

Michael M. Blazina
Assistant District Attorney

Edward M. Pollock
Laboratory Director

9/16/2021

Sacramento Police Department
5770 Freeport Blvd, Suite 100
Sacramento, CA 95822

LAB CASE NO: 21-006414
REQUEST NO: 0001
AGENCY NO: SPD-21-254750

██████████ *

SUBJECT:

Pearson, Derek

VICTIM:

PHYSICAL EVIDENCE EXAMINATION REPORT

SUMMARY

The submitted firearms functioned normally.

EVIDENCE EXAMINED

Item	Description
001-1	One LWRC brand, model M6IC, 5.56x45mm NATO (223 Remington) caliber automatic rifle with serial number ██████████.
002-2	One PMAG brand 30-cartridge capacity magazine.
003-3	Twenty-five (25) unfired Speer brand 223 Remington caliber cartridges.
004-4	One LWRC brand, model M6IC, 5.56x45mm NATO (223 Remington) caliber automatic carbine rifle with serial number ██████████.
005-5	One PMAG brand 21-cartridge capacity magazine.
006-6	Seventeen (17) unfired Speer brand 223 Remington caliber cartridges.
007-7	One LWRC brand, model R.E.P.R. MK II, 7.62x51mm NATO (.308 Winchester) caliber semiautomatic rifle with serial number ██████████.
008-8	One Magpul brand 20-cartridge capacity magazine.

LABORATORY OF FORENSIC SERVICES

4800 Broadway, Suite 200 - Sacramento, CA 95820-1530
(916) 874-9240 FAX (916) 321-2230
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Reported values should be considered as approximations when accompanied by the terms "approximate" or "approximately."



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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009-9	Seventeen (17) unfired Federal brand .308 Winchester caliber cartridges.
001-1-TF (laboratory generated)	Three test-fired bullets and cartridge cases from Item 001-1, LWRC rifle.
004-4-TF (laboratory generated)	Three test-fired bullets and cartridge cases from Item 004-4, LWRC rifle.
007-7-TF (laboratory generated)	Three test-fired bullets and cartridge cases from Item 007-7, LWRC rifle.

EXAMINATION, RESULTS, AND CONCLUSION

I was requested to function test the submitted firearms in this case. The examination of the evidence in this request began on 09/10/2021.

Firearm Examination

Item 001-1 is one LWRC brand, model M6IC, 5.56x45mm NATO (223 Remington) caliber automatic rifle with serial number [REDACTED]. I test fired the rifle using the submitted magazine, Item 002-2, and three cartridges from the submitted ammunition, Item 003-3. The rifle test fired normally with no malfunctions. I retained the test fires.

Item 004-4 is one LWRC brand, model M6IC, 5.56x45mm NATO (223 Remington) caliber automatic carbine rifle with serial number [REDACTED]. I test fired the rifle using the submitted magazine, Item 005-5, and three cartridges from the submitted ammunition, Item 006-6. The rifle test fired normally with no malfunctions. I retained the test fires.

Item 007-7 is one LWRC brand, model R.E.P.R. MK II, 7.62x51mm NATO (.308 Winchester) caliber semiautomatic rifle with serial number [REDACTED]. I test fired the rifle using the submitted magazine, Item 008-8, and three cartridges from the submitted ammunition, Item 009-9. The rifle test fired normally with no malfunctions. I retained the test fires.

DISPOSITION OF EVIDENCE

The test fires created during the examination (Item 001-1-TF, 004-4-TF, and 007-7-TF) will be retained by the Sacramento County District Attorney's Office at the Laboratory of Forensic Services.

The remainder of the evidence will be relinquished to the Evidence Section and returned to the submitting agency.

Catherine Currier
Criminalist

Date: 9/15/2021



SACRAMENTO POLICE DEPARTMENT

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9/16/2021
21-006414
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Technical review by: _____

Date: 9/15/2021

Administrative review by: _____

Date: 9/16/2021



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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Related Person(s)

1. VICTIM # 1 - DAHL, J 0817

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

2. VICTIM # 2 - JARVIS, J 3022

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

3. VICTIM # 3 - CUNNINGHAM, C 0971

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

4. VICTIM # 4 - SURJAN, B 0426

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

5. VICTIM # 5 - WAGSTAFF, A 0922

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

6. VICTIM # 6 - BLESSING, M 0266

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

7. VICTIM # 7 - TINER, B 0327



SACRAMENTO POLICE DEPARTMENT

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(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

8. VICTIM # 8 - KIRTLAN, J 3122

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

9. VICTIM # 9 - EDGERTON, T 3131

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

10. VICTIM # 10 - PENNY, D 0533

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

11. VICTIM # 11 - FUERBACH, A 0601

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

12. VICTIM # 12 - MANTSCH, M 0918

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

13. VICTIM # 13 - MCGILL, K 0330

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**



SACRAMENTO POLICE DEPARTMENT

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0999-11 664/187(A) ATTEMPTED HOMICIDE

14. VICTIM # 14 - JOHNSON, C 74

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

15. VICTIM # 15 - VALENZUELA, M 0855

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

16. VICTIM # 16 - SCHWERTFEGER, T 0765

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

17. VICTIM # 17 - KELLERMANN, B 0961 4352

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Address: **RESTRICTED**

Municipality: **SACRAMENTO , California**

18. SUSPECT # 1 - PEARSON, DEREK SCOTT

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: **Mar-15-1968**

Address: **REDDING AVE**

Municipality: **SACRAMENTO , California 95820**

Phone Numbers

CELL

PHONE:

19. WITNESS # 1 -

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Date of birth: [REDACTED]
Address: [REDACTED]
Municipality: [REDACTED], [REDACTED] [REDACTED]

Phone Numbers

CELL [REDACTED]
PHONE:

20. WITNESS # 2 - [REDACTED]

(Case Specific Information)

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

Phone Numbers

CELL [REDACTED]
PHONE:

21. WITNESS # 3 - [REDACTED]

(Case Specific Information)

Sex: **Male**
Race: **UNKNOWN**
Date of birth: [REDACTED]
Address [REDACTED]
Municipality: [REDACTED]

Phone Numbers

CELL [REDACTED]
PHONE:

22. WITNESS # 4 - WANGER, J 0251

(Case Specific Information)

Sex: **Male**
Race: **CAUCASIAN/WHITE**
Municipality: **SACRAMENTO , California**

23. WITNESS # 5 - DELEON, D 0535

(Case Specific Information)

Sex: **Male**
Race: **CAUCASIAN/WHITE**
Municipality: **SACRAMENTO , California**

24. WITNESS # 6 - WHITCOMB, C 0674



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

25. WITNESS # 7 - HENDERSON, D 0343

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

26. WITNESS # 8 - JENNINGS, N 344

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Municipality: **SACRAMENTO , California**

27. WITNESS # 9 - [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED] , [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

28. WITNESS # 10 - [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED] , [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

29. WITNESS # 11 - [REDACTED]

(Case Specific Information)



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GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

30. WITNESS # 12 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

, **California**

Phone Numbers

CELL [REDACTED]

PHONE:

31. WITNESS # 13 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

32. WITNESS # 14 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

33. WITNESS # 15 - [REDACTED]



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(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

34. WITNESS # 16 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

35. WITNESS # 17 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

CELL [REDACTED]

PHONE:

36. WITNESS # 18 - [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

MAIN [REDACTED]

HOME PHONE:



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37. SUBJECT # 1 - [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

CELL [REDACTED]

PHONE:

MAIN [REDACTED]

HOME PHONE:

38. SUBJECT # 2 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

BUSINESS [REDACTED]

PHONE:

CELL [REDACTED]

PHONE:

39. SUBJECT # 3 - [REDACTED]

(Case Specific Information)

Sex: **Male**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

40. SUBJECT # 4 - [REDACTED]

(Case Specific Information)



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Sex: Female

Race: AFRICAN AMERICAN/BLACK

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

BUSINESS [REDACTED]

PHONE:

41. SUBJECT # 5 - [REDACTED], [REDACTED]

(Case Specific Information)

Sex: Male

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

BUSINESS [REDACTED]

PHONE:

CELL [REDACTED]

PHONE:

Email: [REDACTED]

42. SUBJECT # 6 - [REDACTED]

(Case Specific Information)

Sex: Female

Race: CAUCASIAN/WHITE

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

CELL [REDACTED]

PHONE:

Email: [REDACTED]

Alias(es)/AKA

Name:
[REDACTED]

Address:

Sex: DOB:
F [REDACTED]

43. SUBJECT # 7 - [REDACTED]



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(Case Specific Information)

Sex: **Female**

Race: **CAUCASIAN/WHITE**

Date of birth: [REDACTED]

Address: [REDACTED]

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

Phone Numbers

CELL [REDACTED]

PHONE:

44. SUBJECT # 8 - [REDACTED]

(Case Specific Information)

Sex: **Female**

Race: **AFRICAN AMERICAN/BLACK**

Date of birth: [REDACTED]

Municipality: [REDACTED], [REDACTED]

Phone Numbers

MAIN [REDACTED]

HOME PHONE:

Related Business(es)

1. VEH LEG OWN # 1 - WHITE SANDS FCCI

Address: [REDACTED]

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

Type: [REDACTED]

Related Vehicle(s)

1. SEIZED/IMPOUNDED/TOWED # 1 - [REDACTED], CA VIN# [REDACTED]

(Case Specific Information)

License number: [REDACTED]

State of issue: **California**

VIN #: [REDACTED]

License type: **PASSENGER**

Year of issue: **2020**

Miscellaneous information: **EVIDENCE IMPOUND**

Vehicle type: **AUTO**

Make and model: **LEXUS LS430**

Style: **4DR AUTOMOBILE**

Year: **2002**

Color: **BLACK**



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Master Vehicle Index Reference

License number: [REDACTED]

State of issue: **California**

License type: **PASSENGER**

Year of issue: **2020**

Miscellaneous information: **EVIDENCE IMPOUND**

Owner Information

Owner type: **PERSON**

Owner role: **SEIZED/IMPOUNDED/TOWED**

Owner name: **PEARSON, DEREK SCOTT**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #14) JOHNSON, C, 7

Subject (VICTIM #14) JOHNSON, C, 7

Author 536 - LANGE, MICHAEL 3067

Related Date Sep-08-2021

I, Deputy C. Johnson #74 (Unit 90E), have been employed by the Sacramento County Sheriff's Office as a Deputy for approximately 21 years. I am currently assigned to the Special Enforcement Detail (SED) within the Sacramento County Sheriff's Office. SED is responsible for the successful resolution of critical incidents and is tasked with responding to hostage situations, armed barricaded subjects, high risk warrant services, VIP dignitary protection, security for high profile events and are frequently tasked with providing supplemental directed street level law enforcement in high crime areas.

During a critical incident, Deputies assigned to the Special Enforcement Detail wear body armor which clearly displays the word Sheriff in bold lettering on both the front and rear of the body armor. SED members also wear nylon gun belts and county issued Axon body worn cameras.

As a member of SED I am assigned as the primary Rook Tactical Vehicle operator. The Rook Tactical Vehicle is an armored vehicle similar to a Bobcat tractor, which has the ability to attach four separate implements to be utilized during critical incidents. The implements are an armored platform personnel carrier, armored hydraulic ram, fork lift and hydraulic claw. The Rook Tactical Vehicle is operated by a single driver within the armored cab of the vehicle. The Rook Tactical Vehicle is clearly marked with the word Sheriff in several locations.

0220 Hours, 09/07/2021 (Tuesday): I was off duty and was contacted, via telephone, by my supervisor Sergeant Petrinovich #56. Sergeant Petrinovich advised me that the Sacramento Police Department (SPD) was requesting the assistance of the Rook Tactical Vehicle on a critical incident currently occurring within the city of Sacramento. He advised me that SPD SWAT was on a call with an armed subject inside a residence who had shot at officers several times. He advised me that the subject was armed with an AK-47 rifle and possibly several other firearms. Sergeant Petrinovich assigned me to respond to SPD's command post to assist with this incident. He advised me that Deputy K. Becker #931 was also assigned and en-route to the command post to assist with the Rook Tactical Vehicle operations. He further advised me that Deputy M. Shropshire #732 was transporting the Rook Tactical Vehicle to the command post. I responded to the command post which was located 7397 San Joaquin Street.

0328 Hours: I arrived at the command post I met with Deputy Becker and my direct Lieutenant M. Limbird #18 who was already on scene. We met with SPD Tactical Commander Lieutenant Morgado who gave us a briefing of the incident. Lieutenant Morgado assigned me to use the Rook Tactical Vehicle to remove an awning which was partially covering a large window on the front side of the suspect's residence and to remove a small tree in the front yard of the residence.

Lieutenant Morgado assigned me to then drive the Rook Tactical Vehicle to the rear of the residence in order to identify a location to deploy chemical agents into the residence with a gas ram. Lieutenant Morgado advised me that there were several wooden fences that I would need to breakdown with the Rook Tactical Vehicle in order to get to the rear of the residence.

I advised Lieutenant Morgado that I was capable of carrying out the assignments. He advised me to



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standby near the suspect's residence and to wait for him to advise when to carry out the plan.

I made contact with Deputy Shropshire and had him transport the Rook Tactical Vehicle to Hiram Johnson High School located at 6879 14th Avenue. Deputy Becker and I met him and we unloaded the vehicle and prepared it for operations. I attached the ram implement to the Rook Tactical Vehicle as this would be the most effective tool to carry out my assignments. We staged at this location awaiting activation.

Lieutenant Morgado advised me, via radio, to move to the suspect residence and carry out the plan. Deputies Becker and Shropshire remained at Hiram Johnson High School for the remainder of the incident. I responded inside the Rook Tactical Vehicle to the suspect residence which was located at [REDACTED] Redding Avenue. I met with SPD SWAT Team Leaders Sergeant Edgerton and Sergeant Kirtlan. They advised me that I was clear to move forward with the plan but advised me to completely remove the window glass and blinds on the front window along with the awning.

I drove to the front of the residence and began breaking out the glass of the window with the ram attachment. I completely removed the window glass, the window frame, the window blinds and awning from the residence. While I was doing this, I could hear several rounds of gunshots being fired, which sounded like they were coming from inside the residence just inside the window. I could not see the suspect inside the residence nor could I see where exactly the gunshots were coming from. I heard an SPD SWAT member voice via radio that the Rook Tactical Vehicle was being shot at through the window. I am unaware if the Rook Tactical Vehicle was actually hit with gunfire at this time.

I then knocked down the small tree in the front yard of the residence allowing a better visual into the residence from the street. I drove to the north side of the residence and began making my way to the rear. I encountered a wooden gate and fence separating the front yard from the rear and side yard. I knocked the fence and gate down and drove over the top in order to access the side yard. This caused extensive damage to the gate and fence.

As I was driving along the north side of the residence, I again heard several rounds of gunfire, which sounded like they were coming from inside the residence. I could not see the suspect nor could I see where exactly the gunfire was coming from. I heard another SPD SWAT member voice over the radio that there had been shots fired and the suspect was down. I stopped my progression through the side yard and backed out of the yard and onto the street. I did not see the suspect at any point during this incident.

I parked the Rook Tactical vehicle on the street behind SPD's armored vehicle in order to safely exit behind cover. SPD SWAT eventually cleared the residence and I was relieved from the scene. I left the Rook Tactical Vehicle in place as part of the scene to be processed.



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #8) JENNINGS, N, 3

Subject (WITNESS #8) JENNINGS, N, 3

Author 536 - LANGE, MICHAEL 3067

Related Date Sep-08-2021

I, Deputy Jennings #344, have been employed by the Sacramento County Sheriff's Office as a Deputy for approximately 15 years. I am currently assigned to the Special Enforcement Detail (SED) within the Sacramento County Sheriff's Office. SED is responsible for the successful resolution of critical incidents and is tasked with responding to hostage situations, armed barricaded subjects, high risk warrant services, VIP dignitary protection, security for high profile events and are frequently tasked with providing supplemental directed street level law enforcement in high crime areas.

During a critical incident, Deputies assigned to the Special Enforcement Detail (SED) wear body armor referred to as a cover six which clearly displays the word Sheriff in bold lettering on both the front, rear and sides of the body armor. SED members also wear nylon gun belts and county issued Axon body worn cameras.

On Tuesday September 7th, 2021 at approximately 0211 Hours, I received a cellphone call from SED Sergeant J. Petrinovich #56 (Unit 92s) that there was a subject shooting at Sacramento Police Department Officers with an AK-47 style weapon. Sergeant Petrinovich added that the suspect was inside of his residence located at [REDACTED] Redding Avenue. Sergeant Petrinovich informed me that I needed to respond to the incident with the SED Bearcat armored vehicle and assist the Sacramento Police Department's SWAT team.

0311 Hours: I arrived at the established command post located at 7379 San Joaquin Street. I spoke to Sacramento Police Department Lieutenant Morgado. Lt. Morgado was the tactical commander for the incident. Lt. Morgado directed me to take a position with the SED Bearcat near the intersection of Redding Ave and McQuillan Circle and provided 3/4 side armor cover and containment on the target residence.

0325 Hours: I arrived at the location that I was directed to and met up with Sacramento Police Department SWAT operators. I tactically positioned the Bearcat as SPD SWAT operators performed their duties. I stayed in the driver's seat position of the Bearcat throughout the duration of the incident. During the incident I heard several gun shots coming from the target residence. I did not see the suspect due to my position in the Bearcat.

I was relieved by SPD SWAT Sergeant Kirtlan. SGT. Kirtlan informed me that the SED Bearcat needed to be left at the scene and processed as evidence. I collected my equipment.



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Narrative Text

Type 04 OBSERVATIONS

Subject NELSON, M. #1035

Author 4629 - NELSON, MICHAEL A. 1035

Related Date Sep-07-2021 1:28

On 09/06/21, at approximately 2023 Hrs., I, Ofc. Nelson #1035 and Ofc. Manning #563/2C64, were dispatched to [REDACTED] Redding Ave. regarding a welfare check. Per the text of the call, the complainant ([REDACTED]) was asking for a welfare check on the ex caretaker for her brother. The subject had been sending suspicious conversations and messages to the complainant and her brother that haven't made much sense. The complainant's brother was described as S-Pearson, Derek a male white adult DOB: 03/15/1968. We arrived on scene at approximately 2028 Hrs. Our body-worn cameras and in-car camera were recording during the call. I observed the following in summary:

Upon arrival, Ofc. Manning and I walked up to the front of the house (west side). I observed a subject who was later identified himself as S-Pearson, Derek standing in the bathroom in the back of the residence talking to himself in the mirror.

I walked over to the metal screen door in an attempt to contact S-Pearson. I could see his figure through the closed screen door. The interior wooden door behind the screen was open.

As I was standing at the screen door, I announced myself as a police officer by stating "hello Police Department." S-Pearson looked at me and stated: "My name is Derek Scott Pearson and no one is welcome at my house." "There are people trying to kill me, the last time I was taken by the police they tried to kill me. You are not welcome here, please leave. Please leave and please protect me, they are trying to kill me." S-Pearson then slammed the interior door.

I then observed S-Pearson walk back towards the rear of the household towards the kitchen area. S-Pearson then retrieved a rifle from the kitchen area and proceeded to manipulate the slide of the rifle to load a round into the chamber. S-Pearson was looking at both Ofc. Manning and myself through the window as he did this. It was difficult to make out the exact model of rifle S-Pearson was wielding. It appeared to be a semi-automatic long rifle that was beige in color.

I pointed my gun at S-Pearson through the living room window and yelled at him to put the gun down. S-Pearson initially had the muzzle of his rifle pointed towards the ceiling of the residence and was slowly dropping the muzzle towards us. I felt in fear for my life and Ofc. Manning's life.

Ofc. Manning broadcasted over the radio that the suspect had a gun and requested for additional units code 3 (respond as quickly and safely as possible with lights and sirens).

Due to the suspect wielding a rifle, Ofc. Manning and I retreated towards our patrol car parked on the street, just south of the residence. From the time S-Pearson presented the firearm to us retreating towards our vehicle, it was a matter of seconds. I was unable to tell if there was anyone else inside of the residence and I was unsure of what was beyond the backdrop behind S-Pearson. This lack of information deterred my decision from using lethal force. I accessed my patrol rifle and aimed it towards the front of the residence in case S-Pearson exited the front of the house armed with a weapon.

Multiple officers responded to the scene to assist on perimeter positions around the residence. We begin to safely evacuate residents from their homes surrounding the suspect's house.

3SM6, Sgt. Griggs #3014 arrived on scene at approx. 2046 Hrs.



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At around 2110 Hrs, Ofc. McAuliff #697 and Ofc. Brueck #925 arrived on scene with the BEARCAT (Sac PD Armored vehicle). I maintained a perimeter position from the BEARCAT until I was relieved from my duties by Sac PD SWAT team at approximately 0040 Hrs.

At approximately 0153 Hrs., SWAT officers reported over the radio that gunshots were heard coming from inside of the residence. At the time of me writing these observations at the command center, the scene was active and the suspect was still barricaded from within the residence armed with multiple different firearms as observed from on scene SWAT officers.

See supplemental observations from additional responding units.



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Narrative Text

Type 04 OBSERVATIONS

Subject OFC. MANNING #563

Author 4689 - MANNING, DOUGLAS S 0563

Related Date Sep-07-2021 2:36

On 09/06/2021 hours, I (Ofc. Manning #563) and Ofc. Nelson #1035 (2C64) responded to [REDACTED] Redding Ave. regarding a welfare check. Per the text of the call, the complainant requested a welfare check be done on her brother's former caretaker. The complainant advised that her brother's former caretaker was sending strange messages that did not make sense to the complainant. The complainant advised that she did not know anyone else that could check on him so she requested the police respond. The complainant stated that the former caretaker's name is Derek Pearson (DOB: 03/15/1968) and provided two possible phone numbers for him, [REDACTED] and [REDACTED].

While responding to [REDACTED] Redding Ave, Ofc. Nelson conducted a WebKPF records check of Derek PEARSON (DOB: 03/15/1968) which revealed him to be clear of any wants or warrants and had no probation status. I reviewed S-PEARSON's WebKPF mugshot photographs so that I would be able to identify him upon our arrival. Ofc. Nelson and I arrived on scene at approximately 2028 hours. My body-worn camera and in car camera were activated for the duration of my investigation. I observed the following in summary:

I parked our patrol vehicle on the north / west corner of McQuillan Cir. and Redding Ave. and Ofc. Nelson and I approached [REDACTED] Redding Ave. from the south. As we approached the front of [REDACTED] Redding Ave, I could see through inside the residence through a large window. I observed a shirtless male, who I recognized as S-PEARSON by the mugshot photographs I reviewed earlier.

I observed S-PEARSON pace through the house and speak as if he were talking to someone. I observed S-PEARSON walk down a hallway to the east side of the residence and into a bathroom. I observed S-PEARSON look in the mirror and talk to himself, although I could not hear what he was saying.

Ofc. Nelson approached the front entrance of the residence, which was secured by a closed security screen door. The interior door of the residence was open. I stood on the lawn and continued watching S-PEARSON through the front window.

I heard Ofc. Nelson identify ourselves as Police Officers to S-PEARSON by stating "hello Police Department."

S-PEARSON exited the bathroom, walked toward the front door and stated "No brother, get out of here."

I heard Ofc. Nelson ask S-PEARSON what his name was and I heard S-PEARSON state "I am Derrick Scott Pearson and nobody is welcome at my house. You can put out a protection. There are people trying to kill me and last time I was taken by the police they tried to kill me. You are not welcome here please leave. Please leave and please protect me they are trying to kill me."

I heard Ofc. Nelson attempt to talk with S-PEARSON, however, S-PEARSON closed his front door and walked away.

I continued watching S-PEARSON through the front window of the residence. I observed S-PEARSON walk toward through the hallway and back toward the restroom. S-PEARSON stopped in the middle of the hallway and I observed him open what I believed to be either a pantry or closet door.



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I observed S-PEARSON retrieve what I recognized as a semi automatic rifle with a brown stock and black barrel. S-PEARSON held the rifle in his left hand with the barrel up in the air and racked the rifle by pulling back on the action located on the right side of the rifle. The rifle made a very distinct sound that I recognized as the sound a legitimate firearm makes when racked.

As S-PEARSON retrieved the rifle, I stated to Ofc. Nelson "does he have a gun?" I drew my department issued handgun and pointed it at S-PEARSON through the front window.

I observed S-PEARSON face Ofc. Nelson and I with the rifle and I observed S-PEARSON lower the rifle with the barrel pointed toward myself and Ofc. Nelson.

I began stepping backward away from the window and out of S-PEARSON's view. I was fearful for my life as well as Ofc. Nelson's life. I believed that S-PEARSON was going to shoot at me and Ofc. Nelson.

I observed Ofc. Nelson was standing in front of the window with his department issued firearm pointed inside the residence. I heard Ofc. Nelson give S-PEARSON a verbal command to drop the gun.

I broadcast via my department issued radio that S-PEARSON was armed with a firearm and requested additional officers respond to us.

Due to the fact that this residence was a duplex with other people living in close vicinity, the fact that I did not know if anyone else was inside the residence with S-PEARSON, I made the split second decision to back away from the residence rather than discharge my firearm at S-PEARSON.

I told Ofc. Nelson to back away from the window and Ofc. Nelson and I retreated to our patrol vehicle. We holstered our pistols and drew our department issued AR-15 patrol rifles.

Ofc. Nelson and I repositioned our patrol vehicle to provide better cover in case S-PEARSON shot at us. Additional officers responded to the scene.

Eventually, Sacramento Police Department SWAT officers arrived on scene and relieved Ofc. Nelson and I from our positions.

See observations from other responding officers for additional.



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Narrative Text

Type 04 OBSERVATIONS

Subject OBSERVATIONS: SGT EDGERTON #3131

Author 2994 - EDGERTON, TODD 3131

Related Date Sep-08-2021

Observations: Sgt Edgerton # 3131

On Monday 9-6-21, I, Sgt. Todd Edgerton #3131 (UNN10), was assigned to the Sacramento Police Department SWAT team as a Team Leader. At approximately 2316 hours, I received a call from Lt. Jason Morgado my SWAT Commander notifying me that there was a SWAT callout at [REDACTED] Redding Ave for an armed subject who brandished a firearm at patrol officers. I received a notification via the Sacramento Police Department's communication center of a SWAT callout for the same incident at 2323 hrs. I responded to the command post located on San Juaquin St. (SPD Dispatch Center).

The following SWAT officers were involved in the SWAT callout:

Lt. Jason Morgado , Sergeants Josh Kirtlan #3122, Todd Edgerton #3131, and Jeremiah Jarvis #3022. Officers Brian Surjan #426, Adam Feuerbach #601, Daniel DeLeon #535, Barry Tiner #327, Michael Mantsch #918, Mike Blessing #266, Kyle McGill #330, Justin Wanger #251, Clayton Whitcomb #674, Dakota Penny #4190, Brandon Kellermann #4352, Chase Cunningham #971, and Jeff Dahl #817.

Once the team was assembled, we received a briefing by Lt. Josh Dobson (incident commander) and Sgt. Jeff Griggs (district patrol sergeant). They advised that the resident of [REDACTED] Redding Ave. named Derek Pearson had threatened patrol officers responding to a welfare check on him with a rifle earlier in the evening. He had a probable cause want for 422 PC as well as Felony weapons charges for being a prohibited person in possession of a firearm. A search warrant was being obtained for the residences as well as a Ramey warrant for the 422 PC and weapons charges. Pearson had been arrested for felony battery on a police officer in May of this year as well as resisting officers more recently on 8-29-21. Pearson had also called into dispatch this evening and threatened to shoot any officers who attempted to enter his home.

Lt. Dobson provided our team with reactive authority of the following:

Lethal force was per the General Orders. If he is unarmed and attempts to flee, combined less lethal is authorized once he passes the line of demarcation which had been set as the front driver's side mirror of the vehicle parked in the driveway. If he is unarmed and doesn't reach the line of demarcation, he will be allowed to re-enter.

At approximately 0039 hrs. we responded to the scene from the command post to replace patrol officers on the inner perimeter as well as replace the patrol arrest team.

I deployed SWAT units as follows:

The Grizzly armored vehicle was position at the front of the residence with a view of the front door and bay window South of the front door with the vehicle facing North. Assigned to the Grizzly were Sgt. Josh Kirtlan (team leader and voice for arrest team), Ofc. Michael Mantsch (hands for arrest team and emergency gas), Ofc. Adam Feuerbach (hands for arrest team), Ofc. Dakota Penny (lethal cover for arrest team), Ofc. Whitcomb (less lethal), Ofc. Cunningham (high cover with the AR-10 .308 caliber rifle), Ofc. Brandon Kellermann (rear cover down the #4 side and relief for Ofc. Cunningham, and Ofc. McGill (additional cover). Officers Cunningham and Kellermann moved down from high cover due to the awning



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PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

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EXCEPTIONALLY

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that was obstructing the front window and covered through a port in the passenger side of the Grizzly.

Officers Wanger and DeLeon were assigned to do a scout of the residence and to develop a chemical agents plan.

The Bearcat armored vehicle had been brought to the scene by patrol officers and was positioned north of the front door facing South. The Bearcat covered the front door, open garage door, #2 side of the residence, and the door leading to the house from the garage. Assigned to the Bearcat was Ofc. Surjan (voice and assistant team leader), Ofc. Tiner (Medic and Less Lethal), Ofc. Dahl (high cover), Sgt. Jarvis (rear cover on the back of the Bearcat covering the garage doors), and Ofc. Blessing (lethal cover). K-9 Officer Wagstaff and his K-9 partner Hoss were also positioned behind the Bearcat as an additional less lethal option.

I obtained authorization from the incident commander to deploy emergency gas if the suspect began shooting. Emergency gas is a tactic of deploying chemical agents usually 40mm liquid CS Ferret rounds into a residence to inhibit and/or suppress a suspect's ability to fire at officers. Due to the physical effects of CS gas exposure, the suspect will hopefully have a harder time obtaining a sighted shot due to the effects on his/her eyes. They will hopefully also be distracted by the coughing, sneezing, and eye irritation instead of shooting. We had successfully used the tactic in July when a barricaded suspect fired rounds at SPD SWAT and patrol officers from attic vents. Several rounds of emergency gas were deployed and the suspect immediately ceased shooting and fell back through the attic drywall.

At approximately 0117 hrs. we heard banging coming from the residence. We were unable to determine if it was a small caliber firearm being discharged or the suspect was banging on something. CNT personnel inside the Bearcat gave continual announcements and played TPI's from family members through the LRAD.

At 0149 hrs. I observed the suspect in the front room holding what appeared to be an AK style assault rifle. At 0153 hrs. I heard what sounded like gunfire coming from inside the residence so I directed Ofc. Mantsch to deploy emergency gas into the residence. He shot 4 CS Ferret rounds through the front window. Several of the rounds fired by the suspect sounded like they were passing over the top of the armored vehicle we were standing behind.

The AK-47 type rifle that the suspect appeared to be using fires a high velocity round. The armored vehicles provide some protection from the rounds if you are inside of them. SWAT Officers have a rifle rated plate in the front of their body armor that is approximately 10'x12" that provides rifle protection. The majority of our body armor and the armor that is used in patrol car doors and in the vests of patrol officers does not protect them against rifle rounds. SWAT and patrol sergeants have several magnetic rifle rated shields that we used to give some protection for the Officers on McQuillan Circle just North of Redding Ave covering the #4 side of the residence.

We requested the Sacramento Sheriff Office's Rook armored tractor and Bearcat to provide more protection to the inner perimeter units from gunfire.

The suspects gunfire was extremely dangerous to the public due to the fact that rifle rounds can travel over a mile and evacuations of an area that large are not feasible during a critical incident. The suspects gunfire was also extremely dangerous to SWAT and K-9 officers on the inner perimeter and



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patrol officers on the outer perimeter. The ballistic panels that hang down to protect the legs of SWAT officers behind the armored vehicles are not rated to stop rifle rounds. SWAT officers were also in high cover positions and covering out of ports in the armored vehicles. While these positions give them some protection, the Officers have portions of their faces exposed as they look through the optics mounted on their rifles. Besides the danger of being struck directly by gunfire, when high velocity rounds strike the steel armor of the armored vehicles they throw a shower of high velocity metal fragments which have the ability to cause death or serious bodily injury. SWAT officers were also exposed moving around the inner perimeter performing a gas scout, resupplying equipment such as shields and gas, as well as moving vehicles out of the way.

SWAT officers must be prepared to react to several likely outcomes of a barricaded subject which requires them to be behind and on the sides of the armored vehicles and not inside. They must have an arrest team ready to receive him if he exits and surrenders, lethal coverage in case he exits and presents a lethal threat, observing and covering on all exits of the residence, combined arms ready for deployment if he passes the line of demarcation and is uncooperative, and a tight inner perimeter to prevent his escape if he exits and tries to flee out the sides or rear of the residence. The reaction time needed to counter the suspects actions requires them to be ready to deploy several different force options quickly.

Over the next several hours, the suspect fired numerous volleys of gunfire. Ofc. Mantsch deployed six volleys of 4 rounds of CS Ferret rounds following gunfire from the suspect. The suspect often resumed shooting when the ferret rounds started coming in through his front window after an initial volley. It became unsafe for Ofc. Mantsch to continue to deploy emergency gas due to the number of rounds the suspect was shooting in return.

We observed the suspect walking through the front room with a handgun. He appeared to aim it at the Bearcat and fired several rounds before walking back to the rear of the residence. He displayed erratic behavior such as sitting at the table in the front room talking to himself, singing, and yelling at us. I tried several times to communicate with him verbally when he was in the front room through the broken bay window but he did not respond.

When the Sheriff's Bearcat arrived we used it on the #4 side to provide protection for K-9 Officer Henderson and Ofc. Whitcomb (high cover), Ofc. DeLeon (gas/lethal cover), and Ofc. Wanger (gas/lethal cover).

I requested that the Rook take down the awning over the front bay window, pull the blinds out, and knock down the tree in the front yard. This would allow us a better view into the front window and allow us to see what the suspect was doing and where he was shooting from. The plan was authorized and the Rook operator (SSO Deputy Chris Johnson) drove onto the front lawn and began removing the awning and blinds. The suspect appeared to start shooting at the Rook in two long volleys. I observed what looked like sparks from bullets striking the driveway behind the Rook. The Rook backed out after clearing out the obstacles and retreated back to the Grizzly so the operator could remove the blinds and window frame that were tangled in the Rook's ram.

Deputy Johnson then drove the Rook back and began taking down the fence on the #2 side of the residence to access the back yard. We were planning on injecting CS gas into the rear of the residence where the suspect was shooting from due to the fact that we were unable to get any Ferret rounds that deep into the residence and saturate the area he was shooting from.



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At approximately 0511 hrs. while the Rook was taking down the fence, I observed the suspect walk through the living room and out of the garage door with his rifle in his hand. I broadcast that the suspect is exited the garage with the rifle and I immediately heard gunfire from officers on the Grizzly as well as from officers on the Bearcat. Sgt. Azevedo flew a UAS into the residence and didn't observe any chest rise on the suspect. I ensured that officers who had discharged their firearms were taken off of cover positions.

We donned our gas masks and approached the residence to take the suspect into custody and provide medical aid. We entered through the garage and I observed the AK rifle laying in the doorway that led into the house. The suspect was unresponsive and medical aid was immediately provided by Ofc. Tiner who is an EMT. SFD Medics who had been staging were requested and responded to the scene. They pronounced the suspect deceased at 0531 Hrs.

This incident was recorded on department issued Body Worn Cameras.



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Narrative Text

Type 04 OBSERVATIONS

Subject SGT GRIGGS' OBS

Author 3172 - GRIGGS, JEFFREY 3014

Related Date Sep-09-2021 11:00

On 9-6-2021 I, Sgt Griggs #3014, was in full uniform, driving a marked patrol vehicle and assigned as the patrol supervisor in the east area (District 6) of Sacramento. My responsibilities include but are not limited to, supervising a patrol team, managing critical incidents, assisting on calls for service, and addressing citizen complaints. My In-Car Camera and Body Worn Camera were activated during the following unless otherwise noted.

At 2005 HRS the SPD communications center entered a welfare check call for service at [REDACTED] Redding Ave for a person named Dereck Pearson. Person had been sending the caller text messages that didn't make sense and the caller wanted PD to check on Pearson. I recognized the location and the name Derek Pearson because I was the patrol supervisor during an incident in May 2021, where Pearson was running naked on the nearby High School Campus during school hours. During that incident Pearson was not cooperative, fought with officers, and was arrested on a variety of charges.

2031 HRS Officers Manning and Nelson advised over SPD radio that Pearson had a gun and requested additional units respond code 3.

As multiple units began responding, Officer Stefoglo advised via radio that he had just taken a 422 PC with Pearson as the suspect.

I began responding to the scene. I ensured enough officers were on route or on scene to establish containment on the suspect's residence and attempt to evacuate nearby residents who were likely in danger.

I arrived at the scene on the north side of the suspect's residence at 2046 HRS at met with Officers Eckert and Morgera. The SPD armored vehicle was on route and arrived shortly thereafter. I directed the armored vehicle to take a position in the southbound lanes of Redding Ave directly in front of the suspect's residence. The contact team was formed south of the suspect's residence and eventually moved to position themselves with the armored vehicle.

Sgt Jarvis arrived and took over as the contact team leader and coordinated movements of the containment and contact team from that point forward.

I met with LT Dobson on the south end of the perimeter. LT Dobson initiated a SWAT/CNT callout based on the circumstances known at that time.

I tasked Officer Jensen (1C63) with authoring a search warrant for the residence and a Ramey warrant for Pearson's arrest. Officer Jensen was contacted by Officer Rios, who assisted in completing the warrants.

LT Dobson and I responded to the SPD Communications Center which is just a few blocks north and east of the scene. This location was established as our command post.



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At about 0015 HRS (now 9-7-21) HRS I briefed the SWAT/CNT teams on the circumstances known at that time. SGT Jarvis briefed the SWAT/CNT teams on the tactical positions of all SPD officers on scene at that time. Members of the SWAT team began taking inner perimeter positions and relieving patrol officers.

At 0153 HRS Pearson began shooting from inside his residence from what was believed to be a rifle. Several volleys of rounds from Pearson could be heard throughout the remainder of this incident from the Command Post.

At 0316 HRS Officer Jensen advised me that the search warrant for the residence had been signed.

At 0511 HRS Sgt Edgerton advised via the radio that SPD had fired shots and the suspect was down.

I tasked Officers Stevens and Stackhouse (2A69) to be custody officers for Pearson if he was to be transported to the hospital for medical treatment. Pearson was pronounced deceased on scene at 0531 HRS.

Lt Forbeck initiated an Officer Involved Shooting notification /Investigations callout. Detectives from the SPD Investigations division and personnel from SPD management, Internal Affairs, City Attorney's Office, District Attorney's Office, (etc) all responded to the command post.

At 0806 HRS I provided a briefing of the facts known at the time. I was assisted during the briefing by Sgt Rinehart and Sgt Dustin Smith. Following the briefing, control of the incident was turned over to the Investigations team and I cleared the scene.



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Narrative Text

Type 04 OBSERVATIONS

Subject OBSERVATIONS: SGT KIRTLAN #3122

Author 511 - KIRTLAN, JOSHUA 3122

Related Date Sep-10-2021

Observations: Sgt Kirtlan #3122

On September 6, 2021, I (Sergeant Kirtlan #3122) received a text from the communications center at 2325 hours regarding a Special Weapons and Tactics (SWAT) Team call out. I am assigned full time to the SWAT Team. The text said that there was an armed 422 (threats) suspect inside of a residence at [REDACTED] Redding Ave. I responded to the command post which was at the Sacramento Police Department's Communication center.

We were briefed and I then responded to the scene on the Grizzly (armored vehicle). I activated my helmet camera as well as a body worn camera. Both cameras were kept on for the entirety of this incident. I was wearing an authorized SWAT uniform which included a department issued tactical vest and duty belt.

The Grizzly was parked on the street in front of the residence. It was facing in a northerly direction and was nearer the south side of the residence. I had a partial view into the house through the front window. It appeared to me that what I could see was the living room area. My assigned duties were to be voice on the arrest team if the suspect (Derek Pearson) surrendered.

During this long stand-off, I saw Pearson several times from my view. At times I could see him holding what appeared to me to be an AK-47 type rifle and a pistol. During one of the times I saw him holding what appeared to be a pistol, I saw him point it towards what would be the garage wall and fire two rounds. I could see the muzzle flash and I heard the gun shots as he fired them.

Throughout this incident, I heard what sounded like gunshots coming from inside of the residence on numerous occasions. One of the more notable incidents of gunfire was when the Sacramento County Sheriff Office's Rook (armored Bobcat) began taking down the awning that was over the front window. I heard numerous rounds being fired from inside of the residence and I could see sparks coming from under a vehicle which was parked along the east curb line in front of [REDACTED] Redding Ave. In my professional opinion, the sparks were being caused by bullets hitting the street.

At approx. 0511 hours on September 7, 2021, I was sitting in the driver's seat of the Grizzly. I saw Derek Pearson move through the living room area with the same rifle that I saw him with earlier. He proceeded to walk into the garage via a door inside of the residence. I lost sight of him as he entered the garage. I then heard gunfire and I saw Derek Pearson fall back through the door that he just exited. I saw him fall to the floor and could not see him any longer.

Sergeant Azevedo #3051 was on scene with us and he quickly readied a drone to fly into the residence. Once the drone was in the house, I could see Derek Pearson via a tablet that was linked to the drone's camera. It appeared to me that Derek Pearson was not breathing nor was he moving.

I made entry into the residence via the interior garage door with many members of the SWAT Team. I assisted with clearing the residence to make sure no one else was inside. I did not locate any other



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individuals inside.



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Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject OBSERVATIONS: SGT M. LANGE #3067

Author 536 - LANGE, MICHAEL 3067

Related Date Sep-08-2021

SERGEANT SUMMARY REGARDING HOMICIDE TEAM CALL-OUT: 21-254750

NOTIFICATION:

On 9-7-21, at 0515 hrs, I was notified by SPD Patrol Lieutenant Forbeck of a pending homicide team call out to [REDACTED] Redding Ave for an Officer Involved Shooting. Patrol and SWAT Officers had a wanted subject surrounded inside a residence. During the incident, the suspect had fired rounds at Officers. The incident culminated when the suspect exited the residence armed with a rifle and was shot by (3) SWAT team members. The suspect was subsequently pronounced deceased by medical personnel. Lt. Forbeck advised that the scene was still be stabilized and secured and an official homicide team call-out would be forthcoming.

The official call-out was received at 0645 hrs. Detectives from the Homicide and Felony Assault Unit were requested to respond to the SPD Communications Center.

Lt Forbeck advised that during the incident, a search warrant and arrest warrant had been obtained for the suspect and the residence.

ARRIVAL AND BRIEFING:

At appx 0600 hrs, I arrived at the Police Communications Center which had been designated as the command post for the incident. Patrol supervisor Sergeant Griggs, SWAT Lt Morgado, Incident Commander Lt Dobson and Lt Forbeck were on-scene dealing with the incident.

At 0806 hrs, Sergeant Griggs briefed us about the incident and the circumstances known to him at the time. The scene was secured with police barricade tape, and patrol officers had completed a canvass of the area for witnesses and surveillance video. Evidence was 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.

WALK-THROUGH / LIGHTING:

At appx 0905 hrs, the Homicide Team conducted a walk-thru of the exterior crime scene with SWAT Sergeants Edgerton and Kirtlan. During the walk-thru they described where each of the SWAT Officers and equipment were located. They also pointed out potential evidence they observed during the incident.

Pending the issuance of an updated search warrant, we did not complete a walk-thru of the interior of the residence/crime scene.

The lighting at the time of the walk-through was daylight.



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Walk-thru's with the (3) involved Officers were still pending and would be conducted after their round counts being completed at Police Headquarters.

DEPARTURE:

At appx 1100 hours, after viewing the crime scene and coordinating the evidence follow-up with Scene Detectives, I departed the scene and returned to Police Headquarters.

DETECTIVE FOLLOW-UP:

Prior to leaving the scene, I made the following assignments:

Sergeant Lange - Lead Supervisor

Sergeant Ellis - Round Counts

Sergeant Maclafferty - Witness Coordination and Search Warrant

Sergeant Quinn - Scene Supervisor

Detective Murawski - Lead Detective

Detectives Lewis - Scene

Detective Anderson - Scene

Detective Derrick - Officer Interviews

Detective Saario - Officer Interviews

Detective Schulte - Officer Interviews

Detective Yonemura - Officer Interviews

Detective Worm - Updated Search Warrant and Officer Interviews

Detective [REDACTED] - Video and Officer Interviews

Detective Cannedy - Officer Interviews

Detective Krutz - Follow-up

Detective Klutz - Follow-up

Detective McGovern - Follow-up

Detective Roberts - Follow-up

INVESTIGATIVE FOLLOW-UP:

After receiving the initial notification from Lt Forbeck and while driving to the scene, I contacted Lt Forbeck again over the phone. I requested that once the scene was stabilized and it was practical, for them to stop and restart any in-car cameras. This allows for the video to upload in a timely manner. I also requested Lt. Forbeck facilitate the collection of the Body Cameras for the involved and witnessing Officers.

Upon arrival, I requested the involved Officers be transported to Police Headquarters to conduct round counts prior to their official walk-thru. Sgt Ellis was standing by at Police Headquarters waiting for the involved Officers to arrive.

Lt Forbeck directed Sgt Smith, Sgt Bean and Officer Anchuk to collect the involved and witnessing officer body cameras. I was provided with all the body cameras and subsequently transferred them to Detective [REDACTED] to begin downloading them into the system to be available for viewing.

After discussion, the Homicide Supervisors made the decision to complete a second search warrant to cover the additional evidence to be searched for and to process the crime scene. Detective Worm was



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assigned to review the original search warrant and author an additional updated warrant.

After discussion with Investigations Lt. Heinlein, the determination was made that Homicide Detectives would conduct interviews on the (3) involved Officers and Officers that witnessed the actual shooting. The remaining Officers on-scene were directed to write detailed observations regarding their involvement in the incident.

There were (2) Sacramento County Sheriff Deputies that were on scene assisting with the SWAT team. They were members of the Sheriff's Departments SED (SWAT) team and had been requested to assist with additional armored vehicles. They emailed me their written statements, which I attached to the report.

Officer Interviews

On 9-8-21, Detectives conducted interviews on the Officers that were actual witnesses to the shooting. The following Officers were interviewed at Police Headquarters.

- Officer Kellerman - interviewed by Det. Derrick
- Officer Surjan - interviewed by Det. Saario
- Officer Penny - interviewed by Det. Schulte
- Officer Mantsch - interviewed by Det. Murawski
- Officer Wagstaff - interviewed by Det. Yonemura
- Officer Valenzuela - interviewed by Det. Worm
- Officer Schwertfeger - interviewed by Det. [REDACTED]

On 9-9-21, Detectives conducted interviews with the involved Officers at Police Headquarters.

- Officer Cunningham - Det. Derrick
- Officer Dahl - Det. Cannedy

On 9-13-21, Detectives conducted the final interview of the involved Officers at Police Headquarters.

- Sergeant Jarvis - interviewed by Det. Murawaski

Related Reports

The following reports were created to document this incident.

- 21-254750 Primary Report
- 21-254724 422 PC Threats Report
- 21-255328 197 PC Officer Involved Shooting (for statistical purposes)

Return of Firearms

On 9-15-21, the (3) involved Officer Firearms were completed by the Sacramento County Crime Lab and ready for pickup. At appx 0830 hrs, I picked up the firearms and returned them to the involved Officers at 300 Richards Blvd.



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Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject OOI - DIGITAL FORENSICS REQUEST FORM
Author 3299 - MURAWSKI, BRIAN J 0871
Related Date Sep-13-2021 9:46

From: MURAWSKI, BRIAN 0871
To: MURAWSKI, BRIAN 0871; DIGITAL FORENSICS UNIT
Subject: OOI - DIGITAL FORENSICS REQUEST FORM
Date: Mon. Sep 13, 2021 @ 09:45:32

Digital Forensics Unit
Examination Request Form

General Instructions

1. All seized evidence should be appropriately processed according to SPD's evidence handling policies prior to submission to the Sacramento Police Department's Digital Forensics Unit. A SEPARATE ITEM number is required for each item.
2. Please DO NOT place evidence tape directly on any media such as floppy disks backup tapes, CD's, DVD's or exposed circuit boards. These items should be bagged and labeled in accordance with department policies.
3. It is important to identify what you expect to find as evidence on the computer or other media. Please be as detailed as possible when completing this form.

Examination Request

Case Number: [21-254750]

Rush Request : Yes[X] No[] Reason for Rush [OFC. INVOLVED SHOOTING]

Detective Requesting Exam [Murawski]

Detective Contact Number [(916)808-0482] Cell[] Office[X]

Detective Investigative Section [HOMICIDE]

Has this evidence been previously viewed, accessed or examined by anyone?
Yes[] No[X]

Items for Exam



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Number of Desktop Computers: [1]

Number of Laptop Computers: [1]

Preview Only[]

Number of Cell Phones: [1]

Number of other Media: []

Description of Submitted Items

Item #1 (Description): [black apple iphone

PR#: [1137634-005]

Obtained from: [Redding Ave

Obtained by (Ofc/Det): [Lewis]

Authority for Search: [X]Search Warrant (Copy Needed) []Parole

[]Probation(1546 confirmed)[]Consent []Other []

Item #2 (Description): [black Acer Laptop

PR#: [1137634-093]

Obtained from: [Redding Ave

Obtained by (Ofc/Det): [Lewis]

Authority for Search: [X]Search Warrant (Copy Needed) []Parole

[]Probation(1546 confirmed)[]Consent []Other []

Item #3 (Description): [black HP desktop computer

PR#: [1137634-094]

Obtained from: [Redding Ave

Obtained by (Ofc/Det): [Lewis]

Authority for Search: [X]Search Warrant (Copy Needed) []Parole

[]Probation(1546 confirmed)[]Consent []Other []

Item #4 (Description): [

]

PR#: []



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Obtained from: [
]

Obtained by (Ofc/Det): []
Authority for Search: [] Search Warrant (Copy Needed) [] Parole
[] Probation(1546 confirmed) [] Consent [] Other []

Item #5 (Description): [
]

PR#: []
Obtained from: [
]

Obtained by (Ofc/Det): []
Authority for Search: [] Search Warrant (Copy Needed) [] Parole
[] Probation(1546 confirmed) [] Consent [] Other []

Additional Items (Please Include PR# and Authority for the Search)

[
]

Notes:

List items looking for like Contacts Call Logs Text etc
[
]

List Any Keywords that you want searched for
[
]

Email Address (es): [
]

Screen Names: [
]

Passwords: [



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Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject ALL - CSI VEH PROCESSING REQ FORM

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-14-2021 9:56

From: MURAWSKI, BRIAN 0871
To: MURAWSKI, BRIAN 0871; ID-CRIME SCENE INVEST; ID-EVIDENCE LAB
Subject: ALL - CSI VEH PROCESSING REQ FORM
Date: Tue. Sep 14, 2021 @ 09:52:49

VEHICLE PROCESSING REQUEST

Report Number [21-254750]
Crime Type [664/187]

Requestor's Name [MURAWSKI] Contact #'s Desk [9168080482]

Requestor's Unit [HOMICIDE] Cell []

Please notify me by the following method upon completion of processing:
[X]Email [BMURAWSKI@SACPD.ORG]

[]Phone []

Address [CENTRAL VALLEY TOW
Vehicle Lic Plate []
Vehicle Make/Model[LEXUS LX430]

Search Warrant [X]Yes []No Date Signed by Judge []

Forensic Processing Requests

Latent Print Processing

Process the following areas on the vehicle for fingerprints

Exterior:

- []Exterior Front Driver Side Area (Door, Window, Car Frame, Handle)
- []Exterior Front Passenger Side Area
- []Exterior Rear Driver Side Area
- []Exterior Rear Passenger Side Area

Additional:



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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

- Engine Hood
- Windshield
- Front Driver Side Fender
- Rear Driver Quarter Panel
- Front Bumper
- Trunk Lid
- Roof
- Other (Please Specify Below)
- Rear Window
- Front Passenger Side Fender
- Rear Passenger Quarter Panel
- Rear Bumper
- Tail Gate
- Sunroof

Comments:

[
]

Interior:

- Interior Front Side Driver Side Area (Door, Window, Car Frame, Handle
- Gear Shift, Seatbelt, Rear View Mirror
- Interior Front Passenger Side Area
- Interior Rear Driver Side Area
- Interior Rear Passenger Side Area

Comments:

[
]

GLOBAL SWABS (CONTACT DNA):

- Collect global swabs from the following areas on the vehicle:
- Front Drivers Side Area (Steering Wheel, Gear Shift, Door Handles, Seatbelt)
- Front Passenger Side Area (Door Handles, Seatbelt)
- Rear Driver Side Area (Door Handles, Seatbelt)
- Rear Passenger Side Area (Door Handles, Seatbelt)

Comments:

Please collect global swabs from other areas specifically noted below:
[
]



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GSR

Unless otherwise noted, GSR samples can be collected from the interior door panels, steering wheel and gear shifts

Collect GSR samples from the following areas on the interior of the vehicle:

- Front Driver Side Area
- Front Passenger Side Area
- Rear Driver Side Area
- Rear Passenger Side Area

For more specific locations to be sampled on the interior of the vehicle, coordinate with CSI directly with detailed case information. Other areas that can be sampled are headliners, seats, seatbelts, visors, etc. These areas won't be sampled without further information or contact from detective units.

Comments:

[
]

Evidence Collection:

Recover any fired projectiles from the vehicle -By checking this box I give CSI the authority to use any means necessary to recover projectiles for further investigation.

*** It is the responsibility of the investigating unit to complete the Red Border form to document any damage caused during the collection.

- Collect Other Evidence (Please specify below for specific areas)
 - Trace Evidence
 - Biological Evidence

Comments:

[COLLECT ANY PROJECTILES FROM VEHICLE
]

***Note, it is the responsibility of Patrol Officers or the Investigating Unit to search vehicles, identify items of physical evidence related to their



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investigation and release the vehicle once the processing is complete.



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Narrative Text

Type CLETS-VERIFIED ENTRY

Subject Rsp: UW EWR.CA0340400.PEARSON,DEREK SCOTT.M.W.0315

Author 4693 - MARIN, MARCELLA 6450

Related Date Sep-07-2021 15:09

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN AF

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:07

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:07

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:07

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]



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**GO# SA 2021-254750 CLEARED
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Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:07

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: QGB.CA0340400.SEP [REDACTED] RESPONSE TO QGB INQU

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:07

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN A

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:18

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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**GO# SA 2021-254750 CLEARED
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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/430212

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:18

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/430212

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:18

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:18

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: QGB.CA0340400.SER/ [REDACTED] RESPONSE TO QGB INQ

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:18

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:27

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN AFS.

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:27

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

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GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN AF

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:35

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

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[REDACTED] [REDACTED]



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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:35

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:35

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:35

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: QGB.CA0340400.SER/ [REDACTED] RESPONSE TO QGB INQU

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:35

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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**GO# SA 2021-254750 CLEARED
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Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:41

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/43021253

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:41

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/43021253

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:41

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]



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**GO# SA 2021-254750 CLEARED
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Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN AFS

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:41

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

[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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:41

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] RESPONSE TO QGB INQUIRY DATA IN AF

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:47

[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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:47

[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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

Subject RE: SER/ [REDACTED] OCA/21-254750 -ENTERED-FCN/4302125

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:47

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

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

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:47

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS RESPONSE

Subject RE: QGB.CA0340400.SER/[REDACTED] RESPONSE TO QGB INQU

Author 3675 - SCHOONMAKER, CHARLES 6320

Related Date Sep-10-2021 14:47

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type CLETS-VERIFIED ENTRY

Subject Rsp: UW XW [REDACTED].PEARSON,DEREK SCOTT.10282

Author 628 - MATULIA, CYNTHIA 6488

Related Date Oct-28-2021 6:10

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type PROPERTY TEXT

Subject LITIGATION HOLD - DO NOT RLS /DISPOSE OF EVIDENCE

Author 505 - KINCAID, KELLY 6324

Related Date Dec-09-2021 13:32

Per the GAU and CAO, there is now a Litigation Hold on this case - 21-254750.
Do not release or dispose of any evidence without the CAO or GAU authorization.

Continue to hold until the case is concluded and the CAO and GAU have released their litigation hold.

KK6324



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Narrative Text

Type DIGITAL FORENSIC UNIT SUPPLEMENT

Subject KING, JASON #210

Author 3622 - KING, JASON 0210

Related Date Dec-29-2021 12:34

I (Detective King #210) was assigned to process three items related to 21-254750:

21-254750-pc-1: PR # 1137634-93: Acer laptop. I processed the laptop. There were images, a video, and documents that were potentially of a political nature. Those items were tagged, and available in a separate folder to view. There was no password required to access the laptop. The last date accessed on the laptop was 09/05/2021 at 16:01 hours.

21-254750-pc-2: PR # 1137634-94: HP Tower, Pro 3515 Series MT PC. The tower was damaged, and the hard disk was not operational. There appeared to be a bullet hole, and round inside the tower (I later booked as evidence). This apparent damage was possibly the reason the hard disk was not operating correctly.

21-245750-cp-1: PR# 1137634-5: Apple iPhone SE.

I later booked all the reports, and data related to the above-mentioned items.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 1

Follow Up Report # SA 1

Assignment Information

Assigned to: **4239 - JARRELL, DAVID 0569** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI INV SERVICES -
NEIGHBORHOOD CRIMES UNIT SECTORS 1/2**

Assigned on: **Sep-07-2021 (Tue.) 713** by: **4239 - JARRELL, DAVID 0569**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-08-2021 (Wed.) 1353**

Checked by: **813 - QUINN, ROBERT 3098**

Approved on: **Aug-03-2022 (Wed.)** by: **813 - QUINN, ROBERT 3098**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 1

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #1) [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #1) [REDACTED], (DOB: [REDACTED])

Author 4239 - JARRELL, DAVID 0569

Related Date Sep-08-2021 11:30

On Tuesday September 7th 2021 at approximately 0313 hours I (Detective Jarrell #569) made contact with [REDACTED] via phone ([REDACTED]). She stated the following in summary:

He (Derek) just hasn't gotten enough sleep. I think he has gone for like 2, maybe 3 months without like any real solid food cause he kept saying he was going to be on a fast and that was like 2, 3 months ago and he's like "I'm almost done" and he already, I think he went for like 120 days or something. He was still eating but just vegetables.

He's fasting just to lose weight I guess. I don't know. And to get closer to God cause you know they say if you fast you can hear God. So I think that is part of the problem is he thinks that he is hearing God. But I'm afraid that it's not God because God would not, God doesn't believe in violence and murder. It's just not him. My brother is just, he's being like a crazy person like, you know, a psychotic nonsleeping, I personally think he just needs sleep for like 3 days solid.

When he called me when he got out of jail or whatever he didn't, well I was so mad at him I didn't really want to talk to him at all cause last week he threatened um, he threatened my son. He called and threatened him but then he did it again just last night I guess. You could hear it in his voice, he was like possessed, as weird and crazy and sick as that sounds. He just sounds very like scary. My ex was an alcoholic and when he would get really drunk and angry like that, that's how he would sound and very scary like "I'm going to get you. I'll kill you" (in a low deep voice). You know, that kind of stuff, deep voice. I never thought I would have to experience that again and once my brother started doing it, I freaked out like oh my god.

Derek doesn't have any alcohol problems. Normally he was just going to smoke pot. But I don't know, I don't know, maybe the pot was laced like I said or maybe a combination of everything going on with him not sleeping enough and then you know his mind is working overtime.

He doesn't have any mental health diagnoses. He doesn't take any medication that I'm aware of.

This is out of the blue as far as his behavior.

We were very close, very close. He was going to come down here. He's kinda helping pay for the house down here and he was helping out with repairing things and he was going to buy the house from me. But he's kind of, within the last week he's threatened like "you better get out, you and [REDACTED], get all your things and get your son's stuff. I don't want one item in the house. I'm going to be there at 7 p.m. tonight." Just rambling on.

He's an electronics engineer but he lost his job. So he's been unemployed but he was really enjoying it



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Follow Up Report # SA 1

because he's always worked so hard that he's never had any real time off with his wife and kids, he's been going through a big thing with them but that's been going on for like 3 years. I mean that might have something to do with it too. He became unemployed about a year ago. He was liking it because he was still receiving unemployment but I guess it got cut off, I read something about that today. So he's got child support, he's got vehicles to pay, he's got rent, blah blah blah. Just all of that. I just think that all the pressure is piling up on him.

██████ is like a brother to him. He used to live with him but has moved in with me. ██████ disabled in a wheel chair.

Derek is threatening ██████ too. He's threatening everybody. I just can't believe it actually.

His wife's name is ██████. But she's not talking to him at all. Actually they're divorced--they've been divorced for a while. I believe she goes by Pearson as well but if she doesn't it would be ██████. I don't have a phone number for her. His kids are ██████ ██████, ██████, and it's another name like ██████. I haven't been around them since they were born actually.

We've never seen him like this. We were kinda hoping maybe some how he could get like tackled or something. Not tackled maybe but tazed just quickly and then put into some kind of a confining jacket, not a stray jacket, put into some type of a psych ward. That sounds awful but that's what he needs.

Yeah I will record a message for him.



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GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 1

Narrative Text

Type 02 WITNESS STATEMENT

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

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

Author 4239 - JARRELL, DAVID 0569

Related Date Sep-08-2021 13:07

On Tuesday September 7th 2021 at approximately 0330 hours I (Detective Jarrell #569) made contact with [REDACTED] via phone. He stated the following in summary:

I use to live with Derek. We argue too much. He and I moved into that house you're at now in Sacramento and I guess I lived there maybe 6 months. I've known him for about 40 years, all my life pretty much.

Derek loves to fish, fishing for trout in mountain springs. He and I growing up were fanatics about motorcycles. There's a motorcycle in the garage. Dirt bikes and street bikes, he's real passionate about that too. If I remember correctly, I believe he went out with friends there in California while I was living with him or right after I was living with him. We went out once when I was in the East Bay. I don't remember what the little lake was, but we didn't catch anything but it was nice to go fishing.

He has friends out in the Bay and I wish I had their phone numbers I would give them to you. I don't have any of his contacts unfortunately.

We have always been argumentative and we argue about everything underneath the sun. Out of all the people here, and I think he's threatened almost everybody at home now. I just found out that he called my little sister and scared her to death. He called my exwife in [REDACTED] and scared her to death. So he just seems to be calling everybody. But out of all the people, I would be the last person you would want talking to him. I think he's threatened to kill me every single time I've talked to him the last 4 times. I just stopped answering the phone I got so mad. I'm not the guy to be talking to him. I set him off.

I've never seen him do any drugs besides marijuana. I can promise you on that one. He like's his marijuana, there's no doubt in that. I don't know how much he smokes a day now. I think it's a lot more than he used to. But you know he's out of work. I think when he lost that structure, things changed, or began to change more and more and more and I have a feeling he's smoking more pot than he probably ever has. But uh, I don't know that to be true but that's my guess right now.

As far as things like cocaine or heroin or anything else, no, no methamphetamine, he's never even tried any of those.

From all our conversations all our live, I don't know how much he believes in mental health. So I don't think he would ever actively himself seek out help for mental health. I'm trying to think of conversations over decades but, and this is not an everyday conversation, he's got very strong beliefs the way he was raised, well the way we both were raised, you're a man you take care of your business, you know if you kill a man it doesn't matter, go to work. He's got a very old fashioned system of beliefs. I do too, I can't imagine going to a mental health professional and he's probably the exact same way, so.



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Follow Up Report # SA 1

I don't have contact info for the landlord. She's a nice lady and I bet you 10 to 1 he's probably said something not nice to her. But he was always the contact, the lease is in his name. In fact, I don't think I've ever talked to her. I'm sorry I do not have her information. But the next door neighbor lady, she has the same land lady, she'll have the contact info.



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Follow Up Report # SA 1

Narrative Text

Type 04 OBSERVATIONS

Subject DET. JARRELL #569

Author 4239 - JARRELL, DAVID 0569

Related Date Sep-07-2021 7:20

I (Detective Jarrell #569) am currently assigned to the Sacramento Police Department's Crisis Negotiation Team (CNT) as a Negotiator as an ancillary duty. I began my position within CNT in 2017 where I attended a FBI Basic Negotiator Course. As a negotiator my duties include, but are not limited to, responding to call-outs and making contact through verbal communications and/or through electronic communications with the target subject, and contact known associates to gain valuable information regarding the target subject to assist in de-escalation.

On Monday September 6th 2021 at approximately 2323 hours I received a page for a SWAT, CNT, EOD, UAS, and K9 call-out regarding an armed subject who brandished a rifle at officers and was barricaded inside a residence. The text of the page indicated that the Command Post was at the Communications Center.

Upon arrival, I was briefed that the target suspect was wanted for criminal threats (422 P.C.) and for brandishing a firearm (417 P.C.) at responding patrol units. Furthermore, I was briefed that the target suspect's name was Derek Pearson (03/15/1968 x-reference [REDACTED]). I was assigned as an Intelligence Officer and it was my role to gain intelligence regarding the target subject.

I conducted a records check of Derek Pearson through the Sacramento Police Department's Records Management System which showed that he was reported as a missing person with the complainant being [REDACTED]. The report stated that [REDACTED] was Derek's brother who was living in [REDACTED], [REDACTED] at [REDACTED] with a phone number of [REDACTED].

I attempted to contact [REDACTED] by phone ([REDACTED]) which rang several times and went to a voicemail box that had not been set up yet therefore I was unable to leave a message. I immediately called again with the same results. I contacted [REDACTED] Police Department and requested their assistance by having officers respond to [REDACTED] residence to have him call me. [REDACTED] required a teletype message be sent in order for them to create the call for service which was ultimately done.

Sergeant Bean was able to get in contact with [REDACTED] and obtained information from him (see supplement by Sgt. Bean).

[REDACTED] advised that Derek also has a sister, [REDACTED], who lives in [REDACTED] as well and that she and Derek have been pretty close. [REDACTED] provided [REDACTED] phone number of [REDACTED].

I spoke with [REDACTED] by phone and obtained a TPI message to be played to Derek. The message was approved by Sergeant Rinehart. While speaking with [REDACTED], I also spoke with [REDACTED] who advised he was a close friend of Derek. [REDACTED] advised that he would not be able to record a message for Derek and that if he were to, it would set Derek off. See statements for further details.

[REDACTED] and [REDACTED] advised that Derek had been previously married and had 4 kids who all live in the [REDACTED] and did not have current phone numbers or addresses for. I was further advised that Derek did not have



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Follow Up Report # SA 1

close relationships with his ex-wife or kids.

During the records check of Derek that I conducted through our Records Management System, I located a police report that was taken earlier in the day by Officer Stefoglo #902 (21-254724) in which Derek was listed as a suspect of criminal threats (422 P.C.) and the victim was listed as a [REDACTED]. Upon reviewing this report, I observed that Derek had made multiple comments to [REDACTED] telling [REDACTED] to go to Colorado, leaving Nina with Derek, and that Derek would kill [REDACTED].

I attempted to contact [REDACTED] by phone ([REDACTED]) to obtain additional information, specifically on who Nina is. [REDACTED] phone rang several times and went to voicemail. I left a message requesting a call back. I advised Sergeant Rinehart (CNT Sergeant) who had a patrol officer respond to [REDACTED] residence to make contact. Upon this occurring, I was advised that Nina is Franklin's dog.

I conducted a records check of Derek through Accurint. I located a possible phone number under his name of [REDACTED] with a subscriber name listed of [REDACTED]. I was advised by [REDACTED] that Derek's ex-wife's name is [REDACTED].

At this point, I heard over the radio that the suspect had exchanged gunfire with SWAT officers. I was relieved from CNT duties by Sergeant Rinehart.

My body-worn camera was only activated during my contacts with the public ([REDACTED] and [REDACTED] conversations). The remainder of my time on this call-out was at the Command Post.

I later uploaded the TPI messages into Evidence.com.



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 2

Follow Up Report # SA 2

Assignment Information

Assigned to: **4685 - WHITAKER, KAILYN S 0727** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 3 LATE
(TEAM 19)**

Assigned on: **Sep-07-2021 (Tue.) 1122** by: **4685 - WHITAKER, KAILYN S 0727**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 846**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 2

Narrative Text

Type 04 OBSERVATIONS

Subject WHITAKER, K.

Author 4685 - WHITAKER, KAILYN S 0727

Related Date Sep-07-2021 6:53

On September 7, 2021 at approximately 0335 hours, I (Ofc Whitaker #727) was dispatched to [REDACTED] Redding Ave to assist with the use of a Department issued UAS. The request for the UAS was authorized by Lt Dobson for a Tactical UAS Mission authorization. My body worn camera was activated for the duration of the call. At approximately 0354 hours, I arrived on scene and observed the following in summary:

I responded to the corner of Redding Ave and Maita Cir to assist other UAS Operators, Patrol Officers, and SWAT Officers on an armed and barricaded subject. The subject was inside the residence at [REDACTED] Redding Ave and was actively shooting at Officers. I launched my UAS multiple times to provide overwatch on the back side of the house and the backyard.

While maintaining a visual on the house via my UAS, I observed sparks from multiple bullets being shot from the residence. When The Rook was approaching to remove the front window, I observed sparks from bullets hitting both The Rook and a vehicle parked in front of the house. I additionally saw sparks from bullets being shot through the roof of the house near the back side.

I was not operating my UAS during the time of the officer involved shooting.

I operated my UAS as overwatch until advised I was no longer needed.

I uploaded the footage from my UAS to Evidence.com.

Flight Considerations:

- Weather: Clear, dry
- Lighting: Dark, streetlight/spotlight
- Visibility: 10 mi
- Airspace: E
- Flight Altitude: 105 ft

BWC in use: Yes

Flight Recordings: Yes



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 3

Follow Up Report # SA 3

Assignment Information

Assigned to: **5006 - MORGERA, ELIJAH A 0829** ([REDACTED]) Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Sep-07-2021 (Tue.) 1122** by: **5006 - MORGERA, ELIJAH A 0829** ([REDACTED])

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 219**

Approved on: **Sep-07-2021 (Tue.)** by: **432 - HOUSTON, JONATHON E 3126**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 3

Narrative Text

Type 04 OBSERVATIONS

Author 5006 - MORGERA, ELIJAH A 0829 (████████████████████)

Related Date Sep-07-2021 1:44

On Monday, September 06, 2021, at approximately 2032 hours, I, Ofc. Morgera (#829) and Ofc. Eckert (#1001) responded code three with our emergency lights and siren activated to ██████ Redding Ave. to assist our partners who were on a welfare check when they broadcasted that a subject had a gun. Our department issued body worn cameras were activated and I observed the following in summary:

Ofc. Eckert and I took a position just north of the residence on Redding Ave. I pointed our vehicle spot lights at the fence to observe any movement. The garage door of the house opened and I pointed the spotlight at the garage door opening.

Ofc. Eckert pulled up a picture of the suspect who was identified as Derek Pearson (Xref: ██████).

We held this position until told to move to the south side of the residence by Sgt. Jarvis (#3022).

Under this new positioning, I was able to monitor (S) Pearson pacing back in forth between his living room and behind the front door. I observed (S) Pearson jumping up and down, slamming his fist on what appeared to be a table, and occasionally pointing at unknown objects. (S) Pearson also knocked on his door a few times and shouted "Where's ██████" on multiple occasions.

Ofc. Eckert and myself made many broadcast with updates of (S) Pearson's movements. At one point he took his shirt off and at another point appeared to be playing with a lighter.

We held this position until relieved by SWAT Officers and then released from the scene by Sgt. Griggs (#3014).



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 4

Follow Up Report # SA 4

Assignment Information

Assigned to: **4965 - STACKHOUSE, KYLE D 0555** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Sep-07-2021 (Tue.) 1123** by: **4965 - STACKHOUSE, KYLE D 0555**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 925**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 4

Narrative Text

Type 04 OBSERVATIONS

Subject STACKHOUSE #555

Author 4965 - STACKHOUSE, KYLE D 0555

Related Date Sep-07-2021 5:41

On Monday, 09/06/2021, at approximately 2120 hours, I, Ofc. Stackhouse #555 and Corporal Stevens #952, were dispatched to [REDACTED] Redding Ave, Sacramento, for a welfare check where the suspect had brandished a firearm at officers on scene. The suspect had been barricaded in his household. We arrived on scene at approximately 2130 hours. My body worn camera and in car camera were activated and recording for the duration of the call. I observed the following in summary:

Upon arrival I parked my car at the corner of the house at the intersection of Redding Ave and McQuillian Circle. Utilizing my service rifle, I provided coverage to the South side (4 side) of the house. After approximately half an hour, I moved my patrol vehicle east on McQuillian Circle approximately 100 yards, and then utilized my service rifle to provide coverage of the rear (eastern 3 side) of the house.

Crisis Negotiation Team officers made continual efforts to talk to the suspect, identified as Derek Pearson, via phone call and through the PA system on one of the bearcats (armored vehicle). SWAT arrived on scene on 09/07/2021 at approximately 0030 hours. While covering the rear of the house, I heard what sounded like gunshots. I heard approximately seven gunshots in the first volley of gunfire. I remained behind cover and moved to another patrol vehicle just east of my vehicle on McQuillian. The suspect continued to fire off rounds periodically. Eventually a Sacramento Sheriff Office bearcat arrived at my location and we used that for cover.

It seemed like the suspect fired approximately 40 or more rounds throughout the night. The direction the suspect was firing was difficult to determine from my position. Based off the sound of the gunshots, it seemed like the suspect was using different firearms with varying calibers. We were never able to see the suspect or see him shooting a firearm. We were only able to hear what was happening from our location.

Officers put up crime scene tape and secured the area. I remained in my position and provided security for the south eastern side of the crime scene. During the majority of the incident our patrol vehicle was parked on the south curb line of McQuillian Circle in front of [REDACTED] McQuillian Circle. We eventually moved our vehicle to the opposite side of the street as the resident of that home returned after the shooting had already occurred and needed to enter his driveway that we were blocking. We remained there until a day shift unit arrived on scene to transport us back to 300 Richards Blvd as our vehicle needed to remain on scene per homicide detectives.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 5

Follow Up Report # SA 5

Assignment Information

Assigned to: **3478 - WILSON, KERI 0413** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI MAJ CRIMES - CHILD/
SEXUAL ABUSE**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **3478 - WILSON, KERI 0413**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 528**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 5

Narrative Text

Type 04 OBSERVATIONS

Subject DET. WILSON #413

Author 3478 - WILSON, KERI 0413

Related Date Sep-06-2021 5:20

On September 6th, 2021, I, Detective Wilson #413 (NEG23) received a call out message for 21-254750 stating that CNT (Crisis Negotiations Team) was needed at [REDACTED] Redding Avenue (6C) regarding a suspect for criminal threats was inside their residence and brandished a rifle towards officers.

While enroute I was advised by Sgt. Rinehart to pick up the Negotiations Operation Center, and needed equipment from our station.

I arrived on scene and was assigned the task of updating our team notes inside our negotiations center for our negotiators.

My body camera was not activated during this call as I did not have personal contact with anyone. During phone calls to Derek Pearson, Ofc. Carr's body worn camera was activated.

I remained on scene until Sgt. Rinehart released me from the scene.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 6

Follow Up Report # SA 6

Assignment Information

Assigned to: **4154 - CATRICALA, VINCENT 0379** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS K-9**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **4154 - CATRICALA, VINCENT 0379**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 608**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 6

Narrative Text

Type 04 OBSERVATIONS

Subject CATRICALA #379

Author 4154 - CATRICALA, VINCENT 0379

Related Date Sep-07-2021 5:47

On 09/06/21, at approx. 2034 hours, I, Officer Catricala #379 and my K9 Buster responded to [REDACTED] Redding Ave to assist P6 Officers with a call regarding a subject who brandished a rifle at Officers as they were marking on scene of a welfare check at the above mentioned address. On this date and time I was wearing full police uniform and driving a fully marked patrol vehicle. I was also wearing a body worn camera. It was on and recording during this incident. The following is a summary of my actions during this incident:

I arrived on scene at approx. 2042 hours and took a perimeter spot north of [REDACTED] Redding Ave at [REDACTED] Redding Ave.

I assisted in evacuating the occupants of [REDACTED] Redding Ave ([REDACTED] [REDACTED]).

Throughout the entire call the subject inside of [REDACTED] Redding Ave, identified as Derek Pearson 03/15/68, fired no less than 50 rounds, some of which were in the direction of Officers.

Based on my training and experience I recognized the sound of the gunshots that Pearson had fired as being multiple calibers of ammunition (rifle and handgun).

I remained at my north perimeter position until the termination of the call.

I did not fire my service weapon.

I cleared the scene.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 7

Follow Up Report # SA 7

Assignment Information

Assigned to: **4954 - STAFFLER, JULIE A 0308** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **4954 - STAFFLER, JULIE A 0308**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 749**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 7

Narrative Text

Type 04 OBSERVATIONS

Subject STAFFLER #308

Author 4954 - STAFFLER, JULIE A 0308

Related Date Sep-07-2021 7:14

On 09/06/2021, at approx. 0910 hours, I (Officer Staffler #308) and Officer Jagur #479, were dispatched to [REDACTED] Redding Ave to assist officers with a welfare check of Derek Pearson, DOB 03/15/1968. Per the text of the call, Pearson had been sending the caller suspicious text messages that were not making sense. Upon officers initial arrival at approx. 2030 hours, Pearson brandished a firearm at officers and barricaded himself inside. My body worn camera was activated and recording for the duration of the call. I observed the following in summary:

Upon arrival Officer Jagur and I were tasked with providing over watch with the UAS (Unmanned Arial System).

At approx. 2214 hours, Officer Jagur deployed the UAS to obtained live video coverage of the east side of the house and the backyard. I assisted Officer Jagur with maintaining visual of the UAS while he was flying it and battery changes.

During the course of the incident, we heard multiple gunshots from S/Pearson.

At approx. 0530 hours, the UAS flight over watch concluded.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 8

Follow Up Report # SA 8

Assignment Information

Assigned to: **459 - JAGUR, BALWANT 0479** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 LATE
(TEAM 36)**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **459 - JAGUR, BALWANT 0479**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 933**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 8

Narrative Text

**Type 04 OBSERVATIONS
Subject PATROL - UAS TEMPLATE
Author 459 - JAGUR, BALWANT 0479
Related Date Sep-07-2021 8:37**

On[9-6-21 AT 2119 HRS]I was dispatched to[REDDING AVE].
arrived on scene at[2122 HRS] to assist with the use of a Department issued
UAS. The request for the use of UAS was authorized by[LT. DOBSON].

UAS Mission authorization:

- [X]Tactical
- []Public Safety or Life Preservation
- []Missing Person or Search and rescue
- []Post-event Crime Scene documentation
- []Major Collision investigation
- []Natural disaster
- []Fire Authority request
- []Other DETAILED REQUEST FROM COP OR OTHER AUTHORITY

[ON 9-6-21 AT APPROX 2119 HRS OFC J. STAFFLER #308 AND I, OFC JAGUR #479 WERE
DISPATCHED TO ASSIST UNITS ON SCENE AT REDDING AVE. SPD OFFICERS RESPONDED
TO THE SCENE FOR A WELFARE CHECK ON DEREK PEARSON AND THE SUBJECT HAD POINTED A
GUN AT OFFICERS. OFC STAFFLER AND I ARRIVED ON SCENE AT 2122 HRS.

PER THE REQUEST OF LT DOBSON, I DEPLOYED THE UAS (UNMANNED ARIAL SYSTEM) TO
PROVIDE OVERWATCH FOR THE PERIMETER UNITS AND SWAT. I KEPT VISUAL OBSERVATIONS
ON THE BACK SIDE OF THE HOME.]

Factual information preceding flight:

[N/A

Flight considerations:

- Weather [CLEAR
- Lighting [NIGHT
- Visibility [5
- Airspace [G TO 400
- Notifications [N/A
- Flight Altitude [MAX 150



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 8

BWC in use [Yes]

Flight recordings [Yes]

Additional Flight observations:

[I CONDUCTED NUMEROUS UAS FLIGHTS FROM 9-6-21 AT APPROX 2230 HRS TO 9-7-21 AT APPROX 0530 HRS. SGT. AZEVEDO #3051, OFC WHITAKER #727, AND DET. FREEMAN #934

ALSO ASSISTED WITH UAS FLIGHTS. THROUGHOUT THE NIGHT THE SUSPECT FIRED MULTIPLE ROUNDS AT SWAT AND PERIMETER UNITS.]



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 9

Follow Up Report # SA 9

Assignment Information

Assigned to: **4891 - DHESI, MANRAJ S 0488** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **4891 - DHESI, MANRAJ S 0488**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 735**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 9

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. M. DHESI #488

Author 4891 - DHESI, MANRAJ S 0488

Related Date Sep-07-2021 6:57

On 9/6/2021, at approximately 2105 hours, Ofc. Schwertfeger and I were working routine patrol, when we assisted officers at [REDACTED] Redding Ave regarding an armed barricaded suspect (Derek Pearson). We were in full police uniform in a marked patrol vehicle. Our body worn cameras and in car camera was activated during the investigation. I observed the following in summary:

Upon our arrival at approximately 2116 hours, units on scene were attempting to make contact with S-Pearson.

I utilized my marked patrol vehicle to control a perimeter area of Redding Ave and McQuillan Cir.

I utilized police crime scene tape to block southbound traffic on Redding Ave, to the intersection of Redding Ave and McQuillan Cir.

While maintaining the perimeter, I could hear gunshots that at times were repeated in short bursts and other times it would be a single gunshot. This would occur throughout my time on perimeter. All gunshots occurred south of my location.

I maintained the above mentioned perimeter until being relieved by day shift officers at approximately 0618 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 10

Follow Up Report # SA 10

Assignment Information

Assigned to: **3628 - HENDERSON, DUSTIN 0343** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS K-9**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **3628 - HENDERSON, DUSTIN 0343**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 740**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 10

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. HENDERSON #343

Author 3628 - HENDERSON, DUSTIN 0343

Related Date Sep-07-2021 7:07

On 09-06-2021, at approximately 2033 hours, I was working full uniformed patrol in a marked Sacramento Police Department "K9" vehicle. I responded to a call where units were on scene of a welfare check and a suspect had brandished a gun at them. I responded to [REDACTED] Redding Ave and arrived on scene at approximately 2045 hours. I observed the following in summary:

Upon my arrival, I took a northern perimeter spot at [REDACTED] Redding Ave. I assisted in attempting to evacuate [REDACTED] and [REDACTED] Redding Ave.

The suspect was reported to be Derek Pearson (DOB:03-15-68). Officers on scene advised that he had brandished a long gun at them when they were on scene.

The Sacramento Police SWAT armored vehicle responded out to the scene and took a position at the front of the residence.

I responded to the front at the armored vehicle to provide less lethal options. At one point we moved up and I deployed stop sticks behind an SUV that was parked in the driveway of [REDACTED] Redding Ave.

Dispatch advised that (S) Pearson was calling them saying that he would shoot the first officer who bothered him. He called in multiple times while we were on scene.

(S) Pearson came to the front screen door multiple times and would yell out at officers but refuse to comply with any of our requests.

While I was in front of the [REDACTED] Redding Ave my initial body worn camera ran out of battery, so I immediately switched it out to my helmet body worn camera.

After some time, a SWAT callout was initiated. I was relieved by Officer Wagstaff at the front armored vehicle at 0000 hours. I then responded back to the northern perimeter at [REDACTED] Redding Ave. I stayed there until I was requested to reposition to the south on McQuillan Cir.

At approximately 0153 hours, I heard gunshots being fired from the residence. Units at the front advised that multiple shots were coming from the residence.

The suspect shot out of the house multiple times over the course of the incident.

The Sacramento Sheriff's armored car responded to my location on McQuillan Cir just east of Redding Ave to provided us armored cover on the south side of the perimeter. I stayed at that location.

Officers continued to attempt to make contact with the suspect for him to surrender. He continued to shoot out of the residence.

At approximately 0511 hours, I heard another volley of gunfire. Officers advised over the radio that shots were fired and that the suspect was down. I did not witness the shooting due to my perimeter location to the south.

I remained on the south perimeter until the scene was deemed clear.

I left my patrol vehicle on scene per Sgt. Kirtlan.



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 10

I deactivated my body worn camera when I got into a patrol vehicle en route to the command post.

I checked in at the command post prior to clearing the call. Lt. Dobson advised.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 11

Follow Up Report # SA 11

Assignment Information

Assigned to: **4968 - GUTIERREZ-CERVANTES, ALEJANDRA 0510** Rank:
Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**
Assigned on: **Sep-07-2021 (Tue.) 1124** by: **4968 - GUTIERREZ-CERVANTES, ALEJANDRA 0510**
Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 706**
Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 11

Narrative Text

Type 04 OBSERVATIONS

Subject OFFICER GUTIERREZ #510

Author 4968 - GUTIERREZ-CERVANTES, ALEJANDRA 0510

Related Date Sep-07-2021 5:36

On 09/07/2021 at approximately 2032 hours, Officer Parham #770 and I (Officer Gutierrez #510) were dispatched to [REDACTED] Redding Ave regarding a welfare check on Derek PEARSON. The caller was identified as [REDACTED] ([REDACTED]). [REDACTED] advised of subject sending suspicious text messages that were not making sense.

Officer Manning #563 and Officer Nlson #1035 were already on scene and advised via radio that the male subject had a gun and had pointed the gun at them. We responded Code 3 from the area of Power Inn and Folsom Blvd. We arrived on scene at approximately 2035 hours. Our body cameras and in-car camera were activated and recording. I observed the following in summary:

Prior to arriving, a unit requested for a unit to block off 14th Ave and Redding Ave. We responded to that location and blocked the north of traffic from coming into Redding Ave.

We used flares and crime scene tape to stop pedestrian and vehicle traffic from coming onto Redding Ave from 14th Ave.

Sergeant Griggs requested that we conduct a records check/ criminal history check on Derek PEARSON. In RMS/WebKPF we found that PEARSON had prior arrests for 242 PC and 148(a) PC on 08/29/2021 (SPD#2021-246150) and 314.1 PC, 148(a)(1) PC and 243(b) PC on 05/27/2021 (SPD #2021-144335).

PEARSON was also reported as a missing person/Clear up by his brother [REDACTED] on 09/05/2021 (SPD# 2021-253240). [REDACTED] phone number was listed as [REDACTED].

Additionally, per WebKPF, Derek PEARSON was shown to have court on 09/07/2021 for Case #2021-144335 and in CLETS was shown to have an unserved temporary civil harassment order (COURT CASE #34-2021-70009598/ ISSUE DATE: 09-02-202/ EXPIRATION DATE: 09-24-2021) which was related to Case #2021-246150. The protected person in the order was listed as [REDACTED] residing at [REDACTED] which is across the street from Derek PEARSON's residence. The terms of the order is that PEARSON could not contact the protected persona or possess any firearms.

We conducted a records check through the Automated Firearm System (AFS) which indicated there were no firearms registered to Derek PEARSON via dealer record of sales (DROS).

All of the above information regarding PEARSON was related back to the incident command post via Sergeant Griggs.

While on scene, officer on the inner perimeter made numerous attempts to contact PEARSON via telephone, the PA system, and HNT Officers. PEARSON refused to surrender and was uncooperative.

After several hours, a SWAT call-out was initiated. SWAT arrived on scene and took tactical control of scene. While attempting a surround and callout, PEARSON began firing out weapons from the inside of his residence. Throughout the night we could hear numerous sounds of shots being fired north of our perimeter position.

At 0511 hours, SWAT advised of shots fired and requested code 3 fire respond to the scene (see SWAT report).



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 11

At approximately 0550 hours, we were relieved from our perimeter position by Officer Hosmer #319.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 12

Follow Up Report # SA 12

Assignment Information

Assigned to: **4083 - FREEMAN, JUSTIN 0934** () Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOI REAL TIME CRIME CENTER**

Assigned on: **Sep-07-2021 (Tue.) 1124** by: **4083 - FREEMAN, JUSTIN 0934** ()

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 618**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 12

Narrative Text

Type 04 OBSERVATIONS

Subject FREEMAN #934 (ARC23)

Author 4083 - FREEMAN, JUSTIN 0934 (REDACTED)

Related Date Sep-07-2021 6:13

On 09/07/21 at approximately 0400 hours I (Det. Freeman #934) responded to the area of (REDACTED) Redding Ave to assist with a UAS call out. On arrival I assisted other units with UAS deployments from the area of (REDACTED) Maita Cir.

While on scene I heard several shots fired from the residence to my north. I was not operating a UAS at the time shots were fired. Once the scene was secure I provided SWAT units with a ride to the Comm center. I then returned to the scene. Once daylight was sufficient I used a department UAS to record overall photos and video of the scene. I later uploaded these items to evidence.com. My UAS and BWC were activated during my flights.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 13

Follow Up Report # SA 13

Assignment Information

Assigned to: **4943 - SMITH, MICHAEL S 8181** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 4 LATE
(TEAM 25)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4943 - SMITH, MICHAEL S 8181**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 731**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 13

Narrative Text

Type 04 OBSERVATIONS

Subject M.SMITH #8181

Author 4943 - SMITH, MICHAEL S 8181

Related Date Sep-07-2021 7:26

On 09-07-2021, at approximately 0440 hours, I CSO Smith #8181 was dispatched to 7397 San Joaquin St, Per LT Dobson #4111. My body worn camera was not activated due to not having any contact. I arrived on scene at approximately 0451 hours and observed the following in summary.

Upon arrival, I contacted Lt Dobson who requested a crime scene log to be started.

I started the crime scene log and passed it off to CSO Wence #8102 and CSO Reynolds #8159 when I was relieved.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 14

Follow Up Report # SA 14

Assignment Information

Assigned to: **4232 - JENSEN, CONNER 0935** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 MID
(TEAM 34)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4232 - JENSEN, CONNER 0935**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 519**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 14

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. JENSEN #935

Author 4232 - JENSEN, CONNER 0935

Related Date Sep-07-2021 5:03

On 09/06/2021, at approx. 2031 hours, I (Ofc. Jensen #935) responded code 3 to assist with a subject armed with a gun at [REDACTED] Redding Ave. My body worn camera was activated during the investigation. I arrived on scene at approx. 2034 hours.

Upon arrival, I took up a perimeter position holding the south side of the residence. I called into [REDACTED] Mcquillan Cir to [REDACTED] and advised her to evacuate or shelter in place. Walker took her child and evacuated. I debriefed her about which windows belonged to whose unit.

We continued to hold the perimeter while additional resources arrived.

Sgt, Griggs asked me to write a search warrant and a Ramey warrant for the subject. I drove to the SPD Communications Center and authored a search warrant for [REDACTED] Redding Ave using information given to me by Ofc. Manning, Ofc. Nelson, and Ofc. Stefoglo. Ofc. Rios responded and authored a Ramey Warrant for the suspect, Derek Scott Pearson.

The honorable Curtis Fiorini of the Sacramento Superior Court approved and signed both warrants.

The signed warrants were later attached to the report.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 15

Follow Up Report # SA 15

Assignment Information

Assigned to: **4474 - MCCLOSKEY, KYLE A 0423** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4474 - MCCLOSKEY, KYLE A 0423**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 736**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 15

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. MCCLOSKEY, K., #423

Author 4474 - MCCLOSKEY, KYLE A 0423

Related Date Sep-07-2021 6:57

On Monday (09-06-2021) at approximately 2108 hours, Ofc. Valenzuela, M., #855 and I, Ofc. McCloskey, K., #423 were on scheduled patrol as 1A61. We were driving a fully marked Sacramento Police Department black and white police vehicle equipped with emergency red lights and sirens, wearing a fully marked Sacramento Police Department police uniform with a police badge clearly displayed on the left chest of our uniforms. At this time we responded code 3 from Highway 50 and 15th St to scene of [REDACTED] Redding Ave to assist units with a barricaded subject. We arrived on scene at approximately 2123 hours and observed the following in summary.

My body worn camera and in car camera were activated and recording during this investigation.

I utilized my patrol vehicle at the intersection of Redding Ave and Mcquillan Cir to control a perimeter spot during the duration of this incident.

I utilized Police Crime Scene Tape to block southbound traffic on Redding Ave from south of the intersection of Redding Ave and Mcquillan Cir.

From the above location I was able to clearly and accurately hear the PA announcements from the CNT officers on scene along with intermitted shots of gun fire coming from the barricaded subjects house.

At approximately 0511 hours on 09-07-2021, I heard a large volley of gun fire coming from the residence. Units on scene advised Sacramento Police Department Dispatch that shots were fired. I didn't not witness the incident only heard it.

I maintained the above mentioned perimeter spot from approximately 2123 on 09-06-2021 to approximately 0618 hours on 09-07-2021 until relieved by Ofc. Nollette, Z., #861.

End of observations



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 16

Follow Up Report # SA 16

Assignment Information

Assigned to: **4611 - DARCY, JOHN 0618** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 MID
(TEAM 35)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4611 - DARCY, JOHN 0618**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 116**

Approved on: **Sep-07-2021 (Tue.)** by: **432 - HOUSTON, JONATHON E 3126**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 16

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. D'ARCY #618

Author 4611 - DARCY, JOHN 0618

Related Date Sep-07-2021 1:09

On 9/6/2021 at approx. 2032 hours, I (Ofc. D'Arcy #618) was dispatched to [REDACTED] Redding Ave regarding a cover call. Per the text of the call, Officers on scene advised the subject they had contacted brandished a rifle. I was wearing a body worn camera which was activated during this incident. I observed the following in summary,

IT SHALL BE NOTED MY BODY WORN CAMERA WAS NOT ACTIVATED UNTIL APPROX 2100 HOURS DUE TO MECHANICAL ISSUES

Upon arrival I assisted Ofc. Nelson #1035 and Ofc. Manning #563 with arranging our patrol vehicles in a tactical manner. I maintained a perimeter position with both Officers.

As Crisis Negotiation Team (CNT) Officers attempted to obtain contact with the subject, I utilized a patrol vehicles PA system to broadcast. I requested the subject contact 911 to contact and speak with a CNT Officer.

Upon arrival of the BEARCAT, I was assigned to be prepared with my Department Issued Less Lethal beanbag Shotgun.

I remained on scene until I was relieved by SWAT.

NO FURTHER ACTION TAKEN



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 17

Follow Up Report # SA 17

Assignment Information

Assigned to: **4793 - RUIZ, ALEXANDER S 0371** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 1 LATE
(TEAM 6)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4793 - RUIZ, ALEXANDER S 0371**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 945**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 17

Narrative Text

Type 04 OBSERVATIONS

Subject OFC RUIZ 371

Author 4793 - RUIZ, ALEXANDER S 0371

Related Date Sep-07-2021 7:37

On 09/07/21 at approx. 0323 hours, I (Ofc. Ruiz #371) responded to assist on a call for service at [REDACTED] Redding Ave. I arrived in a marked patrol vehicle, wearing a patrol uniform. My body worn camera and in car camera were recording. I observed the following in summary:

Upon arrival, I responded to the command post that had been set up at the SPD communications center (7401 San Joaquin St). I contacted 3SM6 Sgt. Griggs #3014 and was instructed to assist K9 officer Catricala #379 with holding his perimeter spot.

I responded directly north of [REDACTED] Redding Ave, and assisted in holding the north fence line of [REDACTED] Redding Ave.

From my perimeter spot, I could hear multiple rounds being fired from [REDACTED] Redding Ave over an extended period of time. The rounds were of multiple calibers, based on my training and experience.

I maintained this perimeter spot until relieved by Ofc. Anchuk #438



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 18

Follow Up Report # SA 18

Assignment Information

Assigned to: **4469 - MCAULIFF, DEIDRE 0697** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 3 MID
(TEAM 15)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4469 - MCAULIFF, DEIDRE 0697**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 208**

Approved on: **Sep-07-2021 (Tue.)** by: **432 - HOUSTON, JONATHON E 3126**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 18

Narrative Text

Type 04 OBSERVATIONS

Subject MCAULIFF 697

Author 4469 - MCAULIFF, DEIDRE 0697

Related Date Sep-07-2021 1:40

On Monday, 09/06/2021, at approximately 2042 hours; Ofc. Brueck (#925) and I (Ofc. McAuliff #697) responded Code 3 (Emergency Lights and Sirens) to 300 Richards Blvd to retrieve the Bearcat per 3SM3 (Sgt. Jarvis). I was responding to [REDACTED] Redding Ave for a subject armed with a rifle. My body worn camera was recording during the incident. The Bearcat was not equipped with an in-car camera.

Upon arrival, I was directed by 3SM6 (Sgt. Griggs) to park directly in front of the house facing northbound. I positioned the Bearcat to occupy the north and south lanes.

While on scene, I was directed to position the Bearcat behind the vehicle parked in the driveway of [REDACTED] Redding Ave and along side the vehicle parked along the east curb line in front of the location. The Bearcat was used as cover by other officers to deploy stop sticks in front of and behind those vehicles tires.

I was directed to reposition the Bearcat facing southbound. While maintaining this position, I observed Pearson, Derek pace back and forth in the house for no less than 2 hours. He came to the front door and yelled at officers multiple times. He did not comply with officers commands to come outside.

I was on scene from approximately 2115 hours until 0045 hours. I was relieved of my position at the Bearcat by a member of the SWAT team.

I was relieved from the call by 3SM6 (Sgt. Griggs).



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 19

Follow Up Report # SA 19

Assignment Information

Assigned to: **4806 - MELLOCH, BRETT T 0602** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 MID
(TEAM 28)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **4806 - MELLOCH, BRETT T 0602**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 704**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 19

Narrative Text

Type 04 OBSERVATIONS

Subject OFC B MELLOCH #602

Author 4806 - MELLOCH, BRETT T 0602

Related Date Sep-07-2021 6:42

On 09/07/2021, I (Ofc Melloch #602) responded to [REDACTED] Redding Ave regarding an armed barricaded subject. I arrived on scene at approximately 0207 hours. I observed the following in summary.

My in car camera was activated and recording upon my arrival until LN7 advised to deactivate

****My body worn camera was deactivated and charging until it was broadcasted SPD shots fired and remained activated and recording until LN7 advised to deactivate. ****

Upon my arrival I maintained a perimeter position in front of [REDACTED] McQuillan Cir. My position was west of the [REDACTED] Redding Ave address.

Throughout the incident I heard what sounded like gun shots coming from the area. The approximate number of gun shots that I heard were similar to what was broadcasted by units on scene.

At my perimeter location I did not have a visual of the Redding Ave address and did not observe the incident.

I left my perimeter position at approximately 0631 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 20

Follow Up Report # SA 20

Assignment Information

Assigned to: **3210 - CARR, JEFFREY 0205** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 DAY
(TEAM 26)**

Assigned on: **Sep-07-2021 (Tue.) 1125** by: **3210 - CARR, JEFFREY 0205**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 552**

Approved on: **Sep-07-2021 (Tue.)** by: **3070 - ARMSTRONG, MATTHEW 3066**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 20

Narrative Text

Type 04 OBSERVATIONS

Subject OFC CARR #205 OBSERVATIONS

Author 3210 - CARR, JEFFREY 0205

Related Date Sep-06-2021 23:23

ON 09/06/2021, at approximately 2323 hours, I, Officer CARR #205 (NEG21) responded to the Sacramento Police Department Communications Center, which was the designated Command Post for a SWAT/CNT/EOD/UAS call out regarding an armed subject inside of [REDACTED] Redding Ave. I was equipped with my body worn camera (BWC).

Upon arriving at the Command Post I attended an intelligence briefing on the incident.

During the brief I was assigned as the primary negotiator for the Crisis Negotiations Team (CNT) portion of the call out.

I was stationed within the Negotiator Operations Center (NOC) during this incident. Multiple attempts were made to contact the involved suspect, Derick Pearson. Limited phone contact was made with Pearson during the negotiation period (Please refer to the LETS recording for call details).

Throughout the incident, numerous attempts were made to establish communication with Pearson, to include phone calls, voicemails and text messages. During the successful phone calls and attempted phone calls, my body worn camera was activated.

Eventually, Pearson would not answer our phone calls or text messages and no further communication was established with Pearson. Shortly after, it was advised over the radio that Pearson had been firing a gun from inside the residence.

I maintained my position within the NOC until relieved.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 21

Follow Up Report # SA 21

Assignment Information

Assigned to: **5032 - CUEVAS MARTINEZ, ROBERTO 8109** Rank:
Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO TRAINING NORTH**
Assigned on: **Sep-07-2021 (Tue.) 1125** by: **5032 - CUEVAS MARTINEZ, ROBERTO 8109**
Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 724**
Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 21

Narrative Text

Type 05 SUPPLEMENT

Subject CSO CUEVAS #8109 SUPPLEMENT

Author 5032 - CUEVAS MARTINEZ, ROBERTO 8109

Related Date Sep-07-2021 7:16

On 9-7-2021 at approximately 0149 hours, CSO Torres #8135 and I (CSO Cuevas #8109) were dispatched to [REDACTED] Redding Ave to assist with an outside perimeter. We arrived on scene at approximately 0149 hours. Our body worn cameras were not on when we arrived on scene.

We relieved 1C79 at the perimeter of San Joaquin Ave and Redding Ave at approx. 0149 hours.

We were relieved by 1A78 at approx. 0229 hours. We then cleared from the scene and we're back in service.

No further actions were done



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Follow Up Report # SA 22

Follow Up Report # SA 22

Assignment Information

Assigned to: **4509 - CUNNINGHAM, ANDREW 1026** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO GANG ENFORCEMENT
TEAM - SOUTH**

Assigned on: **Sep-07-2021 (Tue.) 1126** by: **4509 - CUNNINGHAM, ANDREW 1026**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 548**

Approved on: **Sep-07-2021 (Tue.)** by: **3070 - ARMSTRONG, MATTHEW 3066**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 22

Narrative Text

Type 04 OBSERVATIONS

Subject OFC CUNNINGHAM OBSERVATIONS

Author 4509 - CUNNINGHAM, ANDREW 1026

Related Date Sep-07-2021 5:46

ON 09/06/2021, at approximately 2323 hours, I Officer Cunningham responded to the Sacramento Police Department Communications Center, which was the designated Command Post for a SWAT/CNT/EOD/UAS call out regarding an armed subject inside of [REDACTED] Redding Ave.

Upon arriving at the Command Post I attended an intelligence briefing on the incident.

During the brief I was assigned as the secondary negotiator for the CNT portion of the call out.

I was stationed within the Negotiator Operations Center (NOC) during this incident. Multiple attempts were made to contact the involved suspect, Derick Pearson. Limited phone contact was made with Pearson during the negotiation period (Please refer LETS recording for call details). Throughout the incident, numerous attempts were made to establish communication with Pearson, to include phone calls, voicemails and text messages. During the successful phone calls and attempted phone calls, Officer Carr's body worn camera was activated.

Eventually, Pearson would not answer our phone calls or text messages and no further communication was established with Pearson. Shortly after, it was advised over the radio that Pearson had been firing a gun from inside the residence.

I maintained my position within the NOC until relieved.



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Follow Up Report # SA 23

Follow Up Report # SA 23

Assignment Information

Assigned to: **32 - AZEVEDO, JOHN S 3051** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 5 LATE
(TEAM 31)**

Assigned on: **Sep-07-2021 (Tue.) 1126** by: **32 - AZEVEDO, JOHN S 3051**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 710**

Approved on: **Sep-07-2021 (Tue.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 23

Narrative Text

Type 04 OBSERVATIONS

Subject SERGEANT AZEVEDO 1SM5

Author 32 - AZEVEDO, JOHN S 3051

Related Date Sep-07-2021 6:38

Sergeant Azevedo Observations: (1SM5)

On Monday, 9/6/21, I, Sergeant Azevedo was working in the city and county of Sacramento. I was dressed in full police sergeant uniform and driving a marked Sacramento Police Department patrol vehicle.

At approximately 2240 hours, I was dispatched to the area of [REDACTED] Redding Avenue where a subject was reported to be held up inside his home and had brandished a firearm at responding officers.

Upon arrival, I contacted Officer Jagur (1A62) who was already on scene at [REDACTED] Redding Avenue. My body-worn camera was activated and recording.

For multiple hours, Officer Jagur and I conducted unmanned aerial system (UAS) flights over the residence located at [REDACTED] Redding Avenue. Lieutenant Dobson (LN7) requested and authorized the flights. Multiple flights were conducted between Officer Jagur and myself that focused on the rear yard of the home toward the east.

After multiple hours on scene. The suspect again brandished a firearm and officers in front of the residence where he fired several rifle rounds. I then responded to the Sacramento Police Department central station located at 300 Richards Blvd and retrieved additional UAS equipment including the Sacramento Police Department UAS van.

Returning to the area, I established a UAS command post in front of [REDACTED] Maita Circle. From that location, several additional UAS flights were conducted by myself and additional officers.

Shortly after arriving back on scene, I was contacted by Lieutenant Morgado (UNN1) who requested I utilize a Sacramento Police Department mini-UAS to deliver a crisis negotiations team phone. The phone was attached to the mini-UAS and flown into the garage where it was left on the step approximately two feet from the garage interior door. I then flew the mini-UAS back outside the home and safely landed.

During the majority of my time on scene, the suspect continued to fire rounds at officers in front of the home as which was reported via radio. It was later broadcast that the officers had returned fire and the suspect had fallen back inside the house, just inside the interior garage door. Very shortly after, I was instructed to utilize a micro-UAS to fly into the home and attempt to locate the suspect. Traveling through the interior garage door, I located the suspect just inside. He was laying on the floor and was not moving. Multiple firearms were located near his person and he appeared to not be breathing. I then landed the micro-UAS approximately one foot away from the suspect and maintained a visual observation as officers safely approached and took custody of the suspect. Once detained and medical aid began to be rendered, I flew the micro-UAS out of the home.

The recorded video from both flights was later uploaded in the Axon video storage system.



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**GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 24

Follow Up Report # SA 24

Assignment Information

Assigned to: **4776 - MOLLET, SAMANTHA 6373** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **MAJOR CRIME SUPPLEMENT (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -**

CRIME SCENE INVESTIGATION

Assigned on: **Sep-07-2021 (Tue.) 1203** by: **4776 - MOLLET, SAMANTHA 6373**

Report due on: **Sep-14-2021 (Tue.)**

Submission Information

Submitted on: **Sep-18-2021 (Sat.) 31**

Checked by: **4218 - ROSTOCIL, MICHAEL 6374**

Approved on: **Sep-19-2021 (Sun.)** by: **4218 - ROSTOCIL, MICHAEL 6374**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 24

Narrative Text

Type CSI REPORT

Subject PHOTOS AND EVIDENCE COLLECTION AT HOJ

Author 4776 - MOLLET, SAMANTHA 6373

Related Date Sep-18-2021 :29

On 9/7/2021 at approximately 0641 hours, I, Forensic Investigator S. Mollet #6373 (CSI11), arrived at 7397 San Joaquin St - Sacramento Police Department's Communication Center. Upon arrival, I contacted Lt. Morgado #4067.

PHOTOGRAPHS

I took twenty-two (22) photographs of the following, which were uploaded into the Digital Crime Scene (DCS) System:

Overall photographs of the Negotiator Boards located in the Mobile Incident Command Vehicle (MIC)

Overall appearance of Sgt Jarvis #3022

Overall appearance of Officer Cunningham #971

Overall appearance of Officer Dahl #817

At approximately 0719 hours, I changed my location to [REDACTED] Redding Ave. Upon arrival, at approximately 0721 hours, I contacted FI Garcia #6368. The scene was secured by patrol vehicles, uniformed officers, and yellow crime scene tape.

At approximately 0838 hours, I changed my location to 5770 Freeport Blvd - Sacramento Police Department's Headquarters. Upon arrival, at approximately 0858 hours, I contacted Sgt Ellis #3132.

PHOTOGRAPHS

I took one-hundred and thirty-five (135) photographs of the following, which were uploaded into the Digital Crime Scene (DCS) System:

Overall condition of firearms and magazines belonging to Sgt Jarvis #3022

-One (1) black "Sig Sauer P320" 9mm caliber semi-automatic pistol (Serial Number: [REDACTED]) with one (1) black "Sig Sauer" 9mm caliber magazine that contained twenty-one (21) "FC 9mm Luger" unfired cartridges and one (1) "FC 9mm Luger" unfired cartridge that was removed from the chamber of "Sig Sauer P320" 9mm caliber semi-automatic pistol

-One (1) black "Sig Sauer" that contained twenty-one (21) "FC 9mm Luger" unfired cartridges



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 24

-One (1) black "LWRC International M6IC" 5.56mm caliber rifle (Serial Number: [REDACTED]) with one (1) black "PMAG30" magazine that contained twenty-four (24) "SPEER 18 223 REM" unfired cartridges and one (1) "SPEER 18 223 REM" unfired cartridge that was removed from the chamber of "LWRC International M6IC" 5.56mm caliber rifle

-One (1) black "PMAG30" magazine that contained thirty (30) "SPEER 18 223 REM" unfired cartridges

-One (1) black magazine that contained thirty (30) "SPEER 18 223 REM" unfired cartridges

Overall condition of firearms and magazines belonging to Officer Cunningham #971

-One (1) black "Glock17" 9x19 caliber semi-automatic pistol (Serial Number: [REDACTED]) with one (1) black "Glock" 9mm caliber magazine that contained seventeen (17) "FC 9mm Luger" unfired cartridges and one (1) "FC 9mm Luger" unfired cartridge that was removed from "Glock17" 9x19 caliber semi-automatic pistol

-One (1) black "Glock" 9mm caliber magazine that contained sixteen (16) "FC 9mm Luger" unfired cartridges

-One (1) black "Glock" 9mm caliber magazine that contained seventeen (17) "FC 9mm Luger" unfired cartridges

-One (1) "LWRC International R.E.P.R. MKII" 7.62x51 caliber rifle (Serial Number: [REDACTED]) with one (1) black "PMAG20 7.62x51" magazine that contained sixteen (16) "FC 308 WIN" unfired cartridges and one (1) "FC 308 WIN" unfired cartridge that was removed from the chamber of "LWRC International R.E.P.R. MKII" 7.62x51 caliber rifle

-One (1) black "LWRC International M6IC" 5.56mm caliber rifle (Serial Number: [REDACTED]) with one (1) "PMAG" magazine that contained nineteen (19) "SPEER 18 223 REM" unfired cartridges and one (1) "SPEER 18 223 REM" unfired cartridge that had been removed from the chamber of "LWRC International M6IC" 5.56mm caliber rifle

-One (1) "Lancer Systems" magazine that contained thirty (30) "SPEER 18 223 REM" unfired cartridges

Overall condition of firearms and magazines belonging to Officer Dahl #817

-One (1) black "Glock17" 9x19 caliber semi-automatic pistol (Serial Number: [REDACTED]) with one (1) black "Glock" 9mm caliber magazine that contained seventeen (17) "FC 9mm Luger" unfired cartridges and one (1) "FC 9mm Luger" unfired cartridge removed from the chamber of "Glock17" 9x19 caliber semi-automatic pistol

-One (1) black "Glock" 9mm caliber magazine that contained eighteen (18) "FC 9mm Luger" unfired cartridges

-One (1) black "Glock" 9mm caliber magazine that contained eighteen (18) "FC 9mm Luger" unfired cartridges

-One (1) black "LWRC International M6IC" 5.56mm caliber rifle (Serial Number: [REDACTED]) with one (1) black "PMAG" magazine that contained ten (10) "SPEER 18 223 REM" unfired cartridges, three (3) "SPEER 17 223 REM" unfired cartridges and three (3) "SPEER 16 223 REM" unfired cartridges with one (1) "SPEER 10" unfired cartridge that was removed from the chamber of "LWRC International M6IC" 5.56mm caliber rifle

-One (1) "PMAG" magazine that contained thirty (30) "SPEER 18 223 REM" unfired cartridges



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 24

EVIDENCE COLLECTION

While wearing clean gloves and a mask, I collected, packaged and booked the following items of evidence under PR# 1137050 at 5770 Freeport Blvd - Sacramento Police Department's Headquarters:

-One (1) black "LWRC International M6IC" 5.56mm caliber rifle (Serial Number: [REDACTED])
belonging to Sgt Jarvis #3022

-One (1) empty 5.56x45 magazine belonging to Sgt Jarvis #3022

-Twenty-five (25) 223 caliber unfired cartridges belonging to Sgt Jarvis #3022

-One (1) black "LWRC International M6IC" 5.56mm caliber rifle (Serial Number: [REDACTED])
belonging to Officer Dahl #817

-One (1) empty 5.56x45 magazine belonging to Officer Dahl #817

-Seventeen (17) 223 caliber unfired cartridges belonging to Officer Dahl #817

-One (1) "LWRC International R.E.P.R. MKII" 7.62x51 caliber rifle (Serial Number: [REDACTED])
belonging to Officer Cunningham #971

-One (1) empty "PMAG20 7.62x51" magazine belonging to Officer Cunningham #971

-Seventeen (17) 308 caliber unfired cartridges belonging to Officer Cunningham #971

I gave custody of the above items of evidence to Sgt Ellis #3132 at approximately 1103 hours.

I cleared the call at approximately 1124 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 25

Follow Up Report # SA 25

Assignment Information

Assigned to: **3299 - MURAWSKI, BRIAN J 0871** Rank: **DETECTIVE**

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

Assigned on: **Sep-07-2021 (Tue.) 1457** by: **263 - ELLIS, JOSEPH 3132**

Report due on: **Jun-02-2024 (Sun.)**

Submission Information

Submitted on: **Sep-22-2022 (Thu.) 952**

Checked by: **263 - ELLIS, JOSEPH 3132**

Approved on: **Oct-28-2022 (Fri.)** by: **263 - ELLIS, JOSEPH 3132**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: OIS VID ADMONISHMENT & UAS PHOTO SHOWN TO WAGSTAFF

Reference Number:

Report Number: ~~21-255049~~ 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

A. WAGSTAFF #922
Officer's Name and Badge Number

9/8/21 1100 Hours
Date and Time

L. YONEMURA #852
Detective's Name and Badge Number

9/8/2021 1100 Hours
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input checked="" type="checkbox"/>	AXON Flex 2 VIDEO - 2021-09-06-2352	OFC WAGSTAFF
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
<input type="checkbox"/>		
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SACRAMENTO POLICE DEPARTMENT

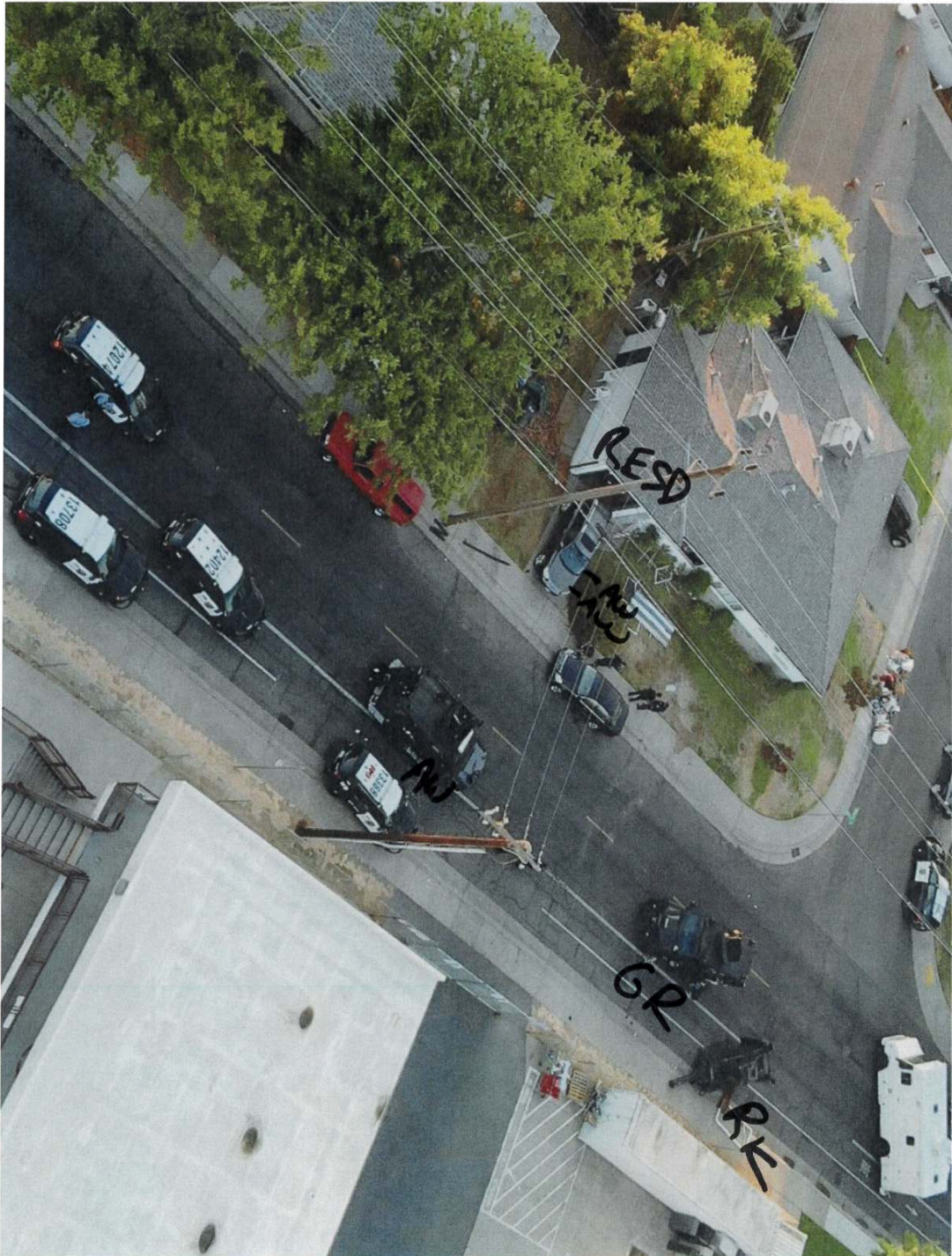
PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25





SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - OTHER

Attachment Description: **ROUND COUNTS**

Reference Number:



SACRAMENTO POLICE DEPARTMENT Officer Involved Shooting Checklist Homicide Supervisor



Case #: 21-254750

Involved Officer:
 Name: SGT. JARUSS Badge # 3002 ABRA: 3876 Date/Time: 9-7-21/0913
 Hired Date: 2/26/07 Height: _____ Weight: _____ Assignment: SWAT
 Officer Injured: Yes No If so, list injury(s): _____

LOCATION / INVOLVED PERSONNEL		
Interview Room # <u>3</u>	Interviewing Detective <u>SGT. ELIUS #302</u>	Attorney/Representative Present <u>DAVID MASTAGNI</u>
PRIMARY WEAPON CHECK		
<input checked="" type="checkbox"/> Department Personally Owned <input type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Shotgun <input checked="" type="checkbox"/> Rifle <input type="checkbox"/> Other _____ <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber <input checked="" type="checkbox"/> Other (List): <u>.556</u>		
<input checked="" type="checkbox"/> Serial #: _____ <input checked="" type="checkbox"/> Blue Finish <input type="checkbox"/> Stainless Steel Equipment Attached: <input type="checkbox"/> None <input checked="" type="checkbox"/> Flashlight <input checked="" type="checkbox"/> Optical Sight <input checked="" type="checkbox"/> Sling		
<input checked="" type="checkbox"/> Fully loaded with one in the chamber prior to the shooting. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If not, describe condition: <u>Not Fully Loaded</u> Total # of Rounds (Prior to OIS): <u>30</u>		
<input checked="" type="checkbox"/> Upon inspection, was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in attached magazine <u>24</u> Estimated # of rounds fired: <u>5</u>		
<input checked="" type="checkbox"/> Were additional magazines accessed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Total # of Extra Magazines Carried: <u>2</u> # of Rounds in: Extra Magazine #1: <u>30</u> Extra Magazine #2: <u>30</u> Extra Magazine #3: _____		
<input checked="" type="checkbox"/> Duty holster was carried on? <input checked="" type="checkbox"/> Right side <input type="checkbox"/> Left side		
<input checked="" type="checkbox"/> Does officer carry a back-up weapon? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Serial #: _____ <input type="checkbox"/> Did officer access his/her back-up weapon? <input type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in back-up weapon _____ Fully Loaded? <input type="checkbox"/> Yes <input type="checkbox"/> No		
SECONDARY WEAPON (NOT USED)		
<input checked="" type="checkbox"/> Department <input checked="" type="checkbox"/> Personally Owned <input checked="" type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> Serial #: _____ Was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in: Extra Magazine #1: <u>21</u> Extra Magazine #2: _____ Extra Magazine #3: _____		
REPLACEMENT WEAPON		
<input type="checkbox"/> Department Issued <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Glock <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber Serial #: _____		
<input type="checkbox"/> Email sent to Department Armorer? <input type="checkbox"/> Yes <input type="checkbox"/> No		
CRIME LAB INSPECTION		
<input checked="" type="checkbox"/> DA-7 sent to Crime Lab for gun inspection / test fire? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Date Submitted: <u>9-7-21</u> By Detective: <u>SGT. J. ELIUS #3132</u>		



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25



SACRAMENTO POLICE DEPARTMENT Officer Involved Shooting Checklist Homicide Supervisor



Case #: 21-254750

Involved Officer:
 Name: Off. Jahl Badge # 817 ABRA: 3524 Date/Time: 9-7-21/0940
 Hired Date: 10/10/05 Height: _____ Weight: _____ Assignment: SWAT
 Officer Injured: Yes No If so, list injury(s): _____

LOCATION / INVOLVED PERSONNEL		
Interview Room # <u>3</u>	Interviewing Detective <u>SGT. ELLIS #3132</u>	Attorney/Representative Present <u>DAVID MASTAGNI</u>
PRIMARY WEAPON CHECK		
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Shotgun <input checked="" type="checkbox"/> Rifle <input type="checkbox"/> Other _____ <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber <input checked="" type="checkbox"/> Other (List): <u>5.56</u>		
<input checked="" type="checkbox"/> Serial #: <u>[REDACTED]</u> <input checked="" type="checkbox"/> Blue Finish <input type="checkbox"/> Stainless Steel Equipment Attached: <input type="checkbox"/> None <input checked="" type="checkbox"/> Flashlight <input checked="" type="checkbox"/> Optical Sight <input checked="" type="checkbox"/> Sling		
<input checked="" type="checkbox"/> Fully loaded with one in the chamber prior to the shooting. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If not, describe condition: <u>Not Duty Loaded</u> Total # of Rounds (Prior to O/S): <u>20</u>		
<input checked="" type="checkbox"/> Upon inspection, was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in attached magazine <u>16</u> Estimated # of rounds fired: <u>3</u>		
<input checked="" type="checkbox"/> Were additional magazines accessed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Total # of Extra Magazines Carried: <u>1</u> # of Rounds in: Extra Magazine #1: <u>30</u> Extra Magazine #2: _____ Extra Magazine #3: _____		
<input checked="" type="checkbox"/> Duty holster was carried on? <input checked="" type="checkbox"/> Right side <input type="checkbox"/> Left side		
<input checked="" type="checkbox"/> Does officer carry a back-up weapon? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Serial #: _____ <input type="checkbox"/> Did officer access his/her back-up weapon? <input type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in back-up weapon _____ Fully Loaded? <input type="checkbox"/> Yes <input type="checkbox"/> No		
SECONDARY WEAPON (NOT USED)		
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input checked="" type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input checked="" type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> Serial #: <u>[REDACTED]</u> Was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in: Extra Magazine #1: <u>18</u> Extra Magazine #2: <u>18</u> Extra Magazine #3: _____		
REPLACEMENT WEAPON		
<input type="checkbox"/> Department Issued <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Glock <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber Serial #: _____		
<input type="checkbox"/> Email sent to Department Armorer? <input type="checkbox"/> Yes <input type="checkbox"/> No		
CRIME LAB INSPECTION		
<input checked="" type="checkbox"/> DA-7 sent to Crime Lab for gun inspection / test fire? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Date Submitted: <u>9-7-21</u> By Detective: <u>SGT. ELLIS #3132</u>		



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25



SACRAMENTO POLICE DEPARTMENT Officer Involved Shooting Checklist Homicide Supervisor



Case #: 21-254750

Involved Officer:
 Name: Off. C. LUNNINGHAM Badge # 971 ABRA: 4284 Date/Time: 9-7-21 11004
 Hired Date: 7/6/15 Height: _____ Weight: _____ Assignment: SWAT
 Officer Injured: Yes No If so, list injury(s): _____

LOCATION / INVOLVED PERSONNEL		
Interview Room # <u>3</u>	Interviewing Detective <u>Sgt. Ellis #3132</u>	Attorney/Representative Present <u>DAVID MASTRANT</u>
PRIMARY WEAPON CHECK		
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Shotgun <input checked="" type="checkbox"/> Rifle <input type="checkbox"/> Other _____ <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber <input checked="" type="checkbox"/> Other (List): <u>7.62</u>		
<input checked="" type="checkbox"/> Serial #: _____ <input checked="" type="checkbox"/> Blue Finish <input type="checkbox"/> Stainless Steel Equipment Attached: <input type="checkbox"/> None <input checked="" type="checkbox"/> Flashlight <input checked="" type="checkbox"/> Optical Sight <input checked="" type="checkbox"/> Sling		
<input checked="" type="checkbox"/> Fully loaded with one in the chamber prior to the shooting. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If not, describe condition: <u>NOT DUTY LOADED PRIOR</u> Total # of Rounds (Prior to OIS): <u>20</u>		
<input checked="" type="checkbox"/> Upon inspection, was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in attached magazine <u>16</u> Estimated # of rounds fired: <u>3</u>		
<input checked="" type="checkbox"/> Were additional magazines accessed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Total # of Extra Magazines Carried: <u>0</u> # of Rounds in: Extra Magazine #1: _____ Extra Magazine #2: _____ Extra Magazine #3: _____		
<input checked="" type="checkbox"/> Duty holster was carried on? <input checked="" type="checkbox"/> Right side <input type="checkbox"/> Left side		
<input checked="" type="checkbox"/> Does officer carry a back-up weapon? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Serial #: _____ <input type="checkbox"/> Did officer access his/her back-up weapon? <input type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in back-up weapon _____ Fully Loaded? <input type="checkbox"/> Yes <input type="checkbox"/> No		
SECONDARY WEAPON (NOT USED)		Total Rounds: <u>18 (17+1)</u>
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input checked="" type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input checked="" type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> Serial #: _____ Was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in: Extra Magazine #1: <u>16</u> Extra Magazine #2: <u>17</u> Extra Magazine #3: _____		
REPLACEMENT WEAPON		
<input type="checkbox"/> Department Issued <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Glock <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber Serial #: _____		
<input type="checkbox"/> Email sent to Department Armorer? <input type="checkbox"/> Yes <input type="checkbox"/> No		
CRIME LAB INSPECTION		
<input type="checkbox"/> DA-7 sent to Crime Lab for gun inspection / test fire? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Date Submitted: <u>9-7-21</u> By Detective: <u>Sgt. J. Ellis #3132</u>		



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25



SACRAMENTO POLICE DEPARTMENT Officer Involved Shooting Checklist Homicide Supervisor



Case #: 21-254750

Involved Officer:
 Name: OFC. C. CUNNINGHAM Badge # 971 ABRA: 4284 Date/Time: 9-7-21/1004
 Hired Date: 7/6/15 Height: _____ Weight: _____ Assignment: SWAT
 Officer Injured: Yes No If so, list injury(s): _____

LOCATION / INVOLVED PERSONNEL		
Interview Room # <u>3</u>	Interviewing Detective <u>DET. ELIS #3132</u>	Attorney/Representative Present <u>DAVID MASTAGNI</u>
<u>SECONDARY</u> PRIMARY WEAPON CHECK		
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Shotgun <input checked="" type="checkbox"/> Rifle <input type="checkbox"/> Other _____ <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber <input checked="" type="checkbox"/> Other (List): <u>5.56</u>		
<input checked="" type="checkbox"/> Serial #: _____ <input checked="" type="checkbox"/> Blue Finish <input type="checkbox"/> Stainless Steel Equipment Attached: <input type="checkbox"/> None <input checked="" type="checkbox"/> Flashlight <input checked="" type="checkbox"/> Optical Sight <input checked="" type="checkbox"/> Sling		
<input checked="" type="checkbox"/> Fully loaded with one in the chamber prior to the shooting. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If not, describe condition: <u>NOT DUTY LOADED</u> Total # of Rounds (Prior to OIS): <u>20</u>		
<input checked="" type="checkbox"/> Upon inspection, was there a round in the chamber? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in attached magazine <u>19</u> Estimated # of rounds fired: 0		
<input checked="" type="checkbox"/> Were additional magazines accessed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Total # of Extra Magazines Carried: <u>1</u> # of Rounds in: Extra Magazine #1: <u>30</u> Extra Magazine #2: _____ Extra Magazine #3: _____		
<input type="checkbox"/> Duty holster was carried on? <input type="checkbox"/> Right side <input type="checkbox"/> Left side		
<input type="checkbox"/> Does officer carry a back-up weapon? <input type="checkbox"/> Yes <input type="checkbox"/> No Serial #: _____ <input type="checkbox"/> Did officer access his/her back-up weapon? <input type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in back-up weapon _____ Fully Loaded? <input type="checkbox"/> Yes <input type="checkbox"/> No		
SECONDARY WEAPON (NOT USED) Total Rounds: _____		
<input checked="" type="checkbox"/> Department <input type="checkbox"/> Personally Owned <input type="checkbox"/> Glock <input type="checkbox"/> Sig Sauer <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> Serial #: _____ Was there a round in the chamber? <input type="checkbox"/> Yes <input type="checkbox"/> No # of Rounds in: Extra Magazine #1: _____ Extra Magazine #2: _____ Extra Magazine #3: _____		
REPLACEMENT WEAPON		
<input type="checkbox"/> Department Issued <input type="checkbox"/> Sig Sauer <input type="checkbox"/> Glock <input type="checkbox"/> 9mm <input type="checkbox"/> .40 Caliber <input type="checkbox"/> .45 Caliber <input type="checkbox"/> .223 Caliber Serial #: _____		
<input type="checkbox"/> Email sent to Department Armorer? <input type="checkbox"/> Yes <input type="checkbox"/> No		
CRIME LAB INSPECTION		
<input type="checkbox"/> DA-7 sent to Crime Lab for gun inspection / test fire? <input type="checkbox"/> Yes <input type="checkbox"/> No Date Submitted: _____ By Detective: _____		



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: SAN MATEO CAD CALL REPORT

Reference Number:

SAN MATEO POLICE DEPARTMENT										Page 1
CAD INCIDENT REPORT										09/09/2021
1607260118										
Location			Cross Streets HACIENDA ST				City SAN MATEO			
Incident Type ASST - ASSIST			Call Taker RUGGIERO, KELLY				Dispatcher BLEICH, BILL			
Date 07/26/2016	Priority 3	Primary Unit C154	Beat C	Fire Zone	Area 37	Map	Source TELEPHONE CALL			
Caller Name			Caller Address				Caller Phone			
Dispositions Completed				Weapon		Alm Level		Case Number		
Vehicles				Associated Incidents						
Incident Times			Special Circumstances							
Received	15:49:07									
Created	15:50:44									
Dispatched	15:51:48									
En Route	15:51:48									
On Scene	15:51:56									
Closed	16:21:41									
Revd-Closed	32:34									
Persons			Sex		DOB		Race		DL	
Pearson, Derek			M		03/15/1968					
Unit Times	Officers	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear	
C154	Trujillo, Andrew	15:51:48	15:51:48	15:51:56	16:21:41	00:08	00:08	29:45	29:53	
Incident Comments										
1021RP										
RP IS CALLING FOR A CLIENT RE HER CLIENT HIDING GUNS FROM HER HUSBAND BECAUSE OF PYSCH ISSUES - SHE WANTS TO KNOW HOW TO TURN THESE GUNS INTO SMPD										
TIME	#	EVENT							BY	
15:50:44	1	Incident initiated at [REDACTED]							K RUGGIERO	
15:51:48	2	C154 ENRT. [REDACTED]							B BLEICH	
15:51:56	3	C154 10-97. 1021ING RP							B BLEICH	
16:07:11	4	C154 10-27: PEARSON,DEREK - 03/15/1968							A TRUJILLO	
16:07:11	5	C154 PEARSON, DEREK(03/15/1968) added to incident by C154							A TRUJILLO	
16:07:11	6	C154 Wanted Check: PEARSON,DEREK - 03/15/1968							A TRUJILLO	
16:07:11	7	C154 County CJIS check: PEARSON,DEREK							A TRUJILLO	
16:07:11	8	C154 AWS check: PEARSON,DEREK - 03/15/1968							A TRUJILLO	
16:07:11	9	C154 Missing Persons Check: PEARSON,DEREK - 03/15/1968							A TRUJILLO	
16:14:31	10	C154 RP was a divorce attorney for an X who is soon to be filing for divorce							A TRUJILLO	
16:14:32	11	C154 from her husband. Wife was concerned because her husband took his own guns.							A TRUJILLO	
	12	RP could not provide me with any information regarding the husband's "pysch" issues.								
	13	The husband's whereabouts are unknown at this time. Advise her to seek a restraining order if the wife felt in fear of her safety as we have no legal authority to take his guns								
	14	away from him.								
16:21:41	16	C154 10-8.							B BLEICH	
16:21:43	17	C154 Closed - Disposition CM							B BLEICH	

CONTROLLED DOCUMENT - DO NOT DUPLICATE



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OIS BWC ADMONISHMENT AND AIR PHOTO SHWN TO MANTSCH**

Reference Number:

Report Number: 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

MANTSCH 918
Officer's Name and Badge Number

9/8/21 1017
Date and Time

MURAWSKI 871
Detective's Name and Badge Number

9/8/21
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input type="checkbox"/>	Helmet Cam	H05
<input type="checkbox"/>		
<input type="checkbox"/>		
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SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25





SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: TRO PROTECTING [REDACTED] FROM PEARSON

Reference Number:

CH-110 Temporary Restraining Order

Person in ① must complete items ①, ②, and ③ only.

① Protected Person

a. Your Full Name: [REDACTED]
Your Lawyer (if you have one for this case):
Name: _____ State Bar No.: _____
Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail):
Address: [REDACTED]
City: [REDACTED] State: [REDACTED] Zip: [REDACTED]
Telephone: [REDACTED]
E-Mail Address: [REDACTED]

FILED
Superior Court of California,
Clerk stamps date here when form is filed.
09/02/2021
kjohnson12
By _____, Deputy
Case Number:
34-2021-70009598

Fill in court name and street address:
Superior Court of California, County of
Sacramento
Gordon D. Schaber Sacramento
County Courthouse
720 9th Street
Sacramento, CA 95814

Court fills in case number when form is filed.
Case Number:
34-2021-70009598

② Restrained Person

Full Name: Derek Scott Pearson

Description:
Sex: M F Height: 6'2" Weight: 250 Date of Birth: 3/15/1968
Hair Color: Red/gray Eye Color: _____ Age: 53 Race: White
Home Address (if known): [REDACTED] Redding Ave
City: Sacramento State: CA Zip: 95820
Relationship to Protected Person: _____

③ Additional Protected Persons

In addition to the person named in ①, the following family or household members of that person are protected by the temporary orders indicated below:

Full Name	Sex	Age	Household Member?	Relation to Protected Person
[REDACTED]	M	[REDACTED]	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED]
[REDACTED]	F	[REDACTED]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	<input type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]	<input type="checkbox"/> Yes <input type="checkbox"/> No	[REDACTED]

Check here if there are additional persons. List them on an attached sheet of paper and write "Attachment 3—Additional Protected Persons" as a title. You may use form MC-025, Attachment.

④ Expiration Date

The court will complete the rest of this form.

This Order expires at the end of the hearing scheduled for the date and time below:

Date: SEP 24 2021 Time: 8:30 a.m. p.m.

This is a Court Order.

Judicial Council of California, www.courts.ca.gov
Rev. March 15, 2019, Mandatory Form
Code of Civil Procedure, §§ 527.6 and 527.9
Approved by DOJ

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

CH-110, Page 1 of 6



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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Follow Up Report # SA 25

Case Number:

To the Person in ②:

The court has granted the temporary orders checked as granted below. If you do not obey these orders, you can be arrested and charged with a crime. You may be sent to jail for up to one year, pay a fine of up to \$1,000, or both.

⑤ Personal Conduct Orders

Not Requested Denied Until the Hearing Granted as Follows:

a. You must not do the following things to the person named in ①

and to the other protected persons listed in ③:

- (1) Harass, intimidate, molest, attack, strike, stalk, threaten, assault (sexually or otherwise), hit, abuse, destroy personal property of, or disturb the peace of the person.
- (2) Contact the person, either directly or indirectly, in any way, including, but not limited to, in person, by telephone, in writing, by public or private mail, by interoffice mail, by e-mail, by text message, by fax, or by other electronic means.
- (3) Take any action to obtain the person's address or location. If this item (3) is not checked, the court has found good cause not to make this order.
- (4) Other (specify):
 Other personal conduct orders are attached at the end of this Order on Attachment 5a(4).

b. Peaceful written contact through a lawyer or a process server or other person for service of legal papers related to a court case is allowed and does not violate this order. However, you may have your papers served by mail on the person in ①.

⑥ Stay-Away Order

Not Requested Denied Until the Hearing Granted as Follows:

a. You must stay at least 5 yards away from: (check all that apply):

- (1) The person in ①
- (2) Each person in ③
- (3) The home of the person in ①
- (4) The job or workplace of the person in ①
- (5) The school of the person in ①
- (6) The school of the children of the person in ①
- (7) The place of child care of the children of the person in ①
- (8) The vehicle of the person in ①
- (9) Other (specify):
Respondent is able to fully use his property but shall not enter Plaintiff's property.

b. This stay-away order does not prevent you from going to or from your home or place of employment.

⑦ No Guns or Other Firearms and Ammunition

a. You cannot own, possess, have, buy or try to buy, receive or try to receive, or in any other way get guns, other firearms, or ammunition.

b. You must:

- (1) Sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms in your immediate possession or control. This must be done within 24 hours of being served with this Order.

This is a Court Order.

Rev. March 15, 2019

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

CH-110, Page 2 of 6





SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

Case Number: _____

(2) File a receipt with the court within 48 hours of receiving this Order that proves that your guns or firearms have been turned in, sold, or stored. (You may use form CH-800, Proof of Firearms Turned In, Sold, or Stored, for the receipt.)

c. The court has received information that you own or possess a firearm.

8 Possession and Protection of Animals

Not Requested Denied Until the Hearing Granted as Follows (specify):

a. The person in ① is given the sole possession, care, and control of the animals listed below, which are owned, possessed, leased, kept, or held by him or her, or reside in his or her household.
(Identify animals by, e.g., type, breed, name, color, sex.)

b. The person in ② must stay at least _____ yards away from, and not take, sell, transfer, encumber, conceal, molest, attack, strike, threaten, harm, or otherwise dispose of, the animals listed above.

9 Other Orders

Not Requested Denied Until the Hearing Granted as Follows (specify):

Additional orders are attached at the end of this Order on Attachment 9.

To the Person in ① :

10 Mandatory Entry of Order Into CARPOS Through CLETS

This Order must be entered into the California Restraining and Protective Order System (CARPOS) through the California Law Enforcement Telecommunications System (CLETS). (Check one):

- a. The clerk will enter this Order and its proof-of-service form into CARPOS.
- b. The clerk will transmit this Order and its proof-of-service form to a law enforcement agency to be entered into CARPOS.
- c. By the close of business on the date that this Order is made, the person in ① or his or her lawyer should deliver a copy of the Order and its proof-of-service form to the law enforcement agency listed below to enter into CARPOS:

Name of Law Enforcement Agency _____ Address (City, State, Zip) _____

Additional law enforcement agencies are listed at the end of this Order on Attachment 10.

This is a Court Order.

Rev. March 15, 2019

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

CH-110, Page 3 of 6





SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

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Follow Up Report # SA 25

Case Number: _____


① **No Fee to Serve (Notify) Restrained Person** **Ordered** **Not Ordered**

The sheriff or marshal will serve this Order without charge because:

- a. The Order is based on unlawful violence, a credible threat of violence, or stalking.
- b. The person in ① is entitled to a fee waiver.

⑫ Number of pages attached to this Order, if any: _____

Date: 9-2-21

Judicial Officer 

Warnings and Notices to the Restrained Person in ②

You Cannot Have Guns or Firearms

You cannot own, have, possess, buy or try to buy, receive or try to receive, or otherwise get guns, other firearms, or ammunition while this Order is in effect. If you do, you can go to jail and pay a \$1,000 fine. You must sell to or store with a licensed gun dealer, or turn in to a law enforcement agency, any guns or other firearms that you have or control as stated in item ⑦ above. The court will require you to prove that you did so.

Notice Regarding Nonappearance at Hearing and Service of Order

If you have been personally served with this Temporary Restraining Order and form CH-109, *Notice of Court Hearing*, but you do not appear at the hearing either in person or by a lawyer, and a restraining order that is the same as this Temporary Restraining Order except for the expiration date is issued at the hearing, a copy of the order will be served on you by mail at the address in item ②.

If this address is not correct or you wish to verify that the Temporary Restraining Order was converted into a restraining order at the hearing without substantive change, or to find out the duration of the order, contact the clerk of the court.

After You Have Been Served With a Restraining Order

- Obey all the orders.
- Read form CH-120-INFO, *How Can I Respond to a Request for Civil Harassment Restraining Orders?*, to learn how to respond to this Order.
- If you want to respond, fill out form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and file it with the court clerk. You do not have to pay any fee to file your response if the Request claims that you inflicted or threatened violence against or stalked the person in ①.
- You must have form CH-120 served by mail on the person in ① or that person's attorney. You cannot do this yourself. The person who does the mailing should complete and sign form CH-250, *Proof of Service of Response by Mail*. File the completed proof of service with the court clerk before the hearing date or bring it with you to the hearing.
- In addition to the response, you may file and have declarations served, signed by you and other persons who have personal knowledge of the facts. You may use form MC-030, *Declaration*, for this purpose. It is available from the clerk's office at the court shown on page 1 of this form or at www.courts.ca.gov/forms. If you do not know how to prepare a declaration, you should see a lawyer.

This is a Court Order.

Rev. March 15, 2019

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

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SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

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Follow Up Report # SA 25

Case Number:

- Whether or not you file a response, you should attend the hearing. If you have any witnesses, they must also go to the hearing.
- At the hearing, the judge can make restraining orders against you that last for up to five years. Tell the judge why you disagree with the orders requested.

Instructions for Law Enforcement

Enforcing the Restraining Order

This order is enforceable by any law enforcement agency that has received the order, is shown a copy of the order, or has verified its existence on the California Restraining and Protective Orders System (CARPOS). If the law enforcement agency has not received proof of service on the restrained person, the agency must advise the restrained person of the terms of the order and then must enforce it. Violations of this order are subject to criminal penalties.

Start Date and End Date of Orders

This order *starts* on the date next to the judge's signature on page 4. The order *ends* on the expiration date in item ④ on page 1.

Arrest Required if Order Is Violated

If an officer has probable cause to believe that the restrained person had notice of the order and has disobeyed the order, the officer must arrest the restrained person. (Pen. Code, §§ 836(c)(1), 13701(b).) A violation of the order may be a violation of Penal Code section 166 or 273.6. Agencies are encouraged to enter violation messages into CARPOS.

Notice/Proof of Service

The law enforcement agency must first determine if the restrained person had notice of the order. Consider the restrained person "served" (given notice) if (Pen. Code, § 836(c)(2)):

- The officer sees a copy of the Proof of Service or confirms that the Proof of Service is on file; or
- The restrained person was informed of the order by an officer.

An officer can obtain information about the contents of the order and proof of service in CARPOS. If proof of service on the restrained person cannot be verified, the agency must advise the restrained person of the terms of the order and then enforce it.

If the Protected Person Contacts the Restrained Person

Even if the protected person invites or consents to contact with the restrained person, this order remains in effect and must be enforced. The protected person cannot be arrested for inviting or consenting to contact with the restrained person. The order can be changed only by another court order. (Pen. Code, § 13710(b).)

This is a Court Order.

Rev. March 15, 2019

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

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SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

Case Number:

Conflicting Orders—Priorities for Enforcement

If more than one restraining order has been issued, the orders must be enforced according to the following priorities (see Pen. Code, § 136.2; Fam. Code, §§ 6383(h)(2), 6405(b)):

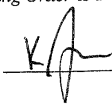
1. *EPO*: If one of the orders is an *Emergency Protective Order* (form EPO-001) and is more restrictive than other restraining or protective orders, it has precedence in enforcement over all other orders.
2. *No Contact Order*: If there is no EPO, a no-contact order that is included in a restraining or protective order has precedence over any other restraining or protective order.
3. *Criminal Order*: If none of the orders includes a no contact order, a domestic violence protective order issued in a criminal case takes precedence in enforcement over any conflicting civil court order. Any nonconflicting terms of the civil restraining order remain in effect and enforceable.
4. *Family, Juvenile, or Civil Order*: If more than one family, juvenile, or other civil restraining or protective order has been issued, the one that was issued last must be enforced.



(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this *Temporary Restraining Order* is a true and correct copy of the original on file in the court.

Date: SEP 02 2021 Clerk, by , Deputy

This is a Court Order.

Rev. March 15, 2019

Temporary Restraining Order (CLETS-TCH)
(Civil Harassment Prevention)

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SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

CH-109 Notice of Court Hearing

1 Person Seeking Protection

a. Your Full Name: [REDACTED]

Your Lawyer (if you have one for this case):
 Name: _____ State Bar No.: _____
 Firm Name: _____

b. Your Address (If you have a lawyer, give your lawyer's information. If you do not have a lawyer and want to keep your home address private, you may give a different mailing address instead. You do not have to give telephone, fax, or e-mail.)
 Address: [REDACTED]
 City: [REDACTED] State: [REDACTED] Zip: [REDACTED]
 Telephone: [REDACTED] Fax: [REDACTED]
 E-Mail Address: [REDACTED]

FILED
 Superior Court of California,
 Sacramento
 09/02/2021
 kjohnson12
 By _____, Deputy
 Case Number:
 34-2021-70009598

Fill in court name and street address:
 Superior Court of California, County of
 Sacramento
 Gordon D. Schaber Sacramento
 County Courthouse
 720 9th Street
 Sacramento, CA 95814

Court fills in case number when form is filed.
 Case Number:
 34-2021-70009598

2 Person From Whom Protection Is Sought

Full Name: Derek Scott Pearson

The court will complete the rest of this form.

3 Notice of Hearing

A court hearing is scheduled on the request for restraining orders against the person in (2):

Hearing Date	Date: <u>SEP 24 2021</u>	Time: <u>8:30AM</u>	Name and address of court if different from above:
	Dept.: _____	Room: _____	_____

4 Temporary Restraining Orders (Any orders granted are on form CH-110, served with this notice.)

a. Temporary Restraining Orders for personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are (check only one box below):

- (1) All GRANTED until the court hearing.
- (2) All DENIED until the court hearing. (Specify reasons for denial in b, below.)
- (3) Partly GRANTED and partly DENIED until the court hearing. (Specify reasons for denial in b, below.)

Judicial Council of California, www.courts.ca.gov
Rev. September 1, 2020, Mandatory Form
Code of Civil Procedure, § 527.8
Approved by DOJ

Notice of Court Hearing
(Civil Harassment Prevention)

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SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

Case Number: _____

b. Reasons for denial of some or all of those personal conduct and stay-away orders as requested in form CH-100, Request for Civil Harassment Restraining Orders, are:

(1) The facts as stated in form CH-100 do not sufficiently show acts of violence, threats of violence, or a course of conduct that seriously alarmed, annoyed, or harassed the person in ① and caused substantial emotional distress.

(2) Other (specify): As set forth on Attachment 4b.

The stay away order is limited due to proximity of the parties residences. The court cannot evict a tenant through the harassment process.

⑤ Confidential Information Regarding Minor

a. A Request to Keep Minor's Information Confidential (form CH-160) was made and GRANTED. (See form CH-165, Order on Request to Keep Minor's Information Confidential, served with this form.)

b. If the request was granted, the information described in item ⑦ on the order (form CH-165) must be kept CONFIDENTIAL. The disclosure or misuse of the information is punishable as a sanction, with a fine of up to \$1,000 or other court penalties.

⑥ Service of Documents for the Person in ①

At least five _____ days before the hearing, someone age 18 or older—not you or anyone to be protected—must personally give (serve) a court's file-stamped copy of this form CH-109 to the person in ② along with a copy of all the forms indicated below:

- a. CH-100, Request for Civil Harassment Restraining Orders (file-stamped)
- b. CH-110, Temporary Restraining Order (file-stamped) **IF GRANTED**
- c. CH-120, Response to Request for Civil Harassment Restraining Orders (blank form)
- d. CH-120-INFO, How Can I Respond to a Request for Civil Harassment Restraining Orders?
- e. CH-250, Proof of Service of Response by Mail (blank form)
- f. CH-170, Notice of Order Protecting Information of Minor and CH-165, Order on Request to Keep Minor's Information Confidential (file-stamped) **IF GRANTED**
- g. Other (specify): CV/E 214 Zoom (Remote Appearance)

Date: 9-2-21

Judicial Officer





SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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EXCEPTIONALLY

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Follow Up Report # SA 25

Case Number:

To the Person in ①:

- The court cannot make the restraining orders after the court hearing unless the person in ② has been personally given (served) a copy of your request and any temporary orders. To show that the person in ② has been served, the person who served the forms must fill out a proof of service form. Form CH-200, *Proof of Personal Service*, may be used.
- For information about service, read form CH-200-INFO, *What Is "Proof of Personal Service"?*
- If you are unable to serve the person in ② in time, you may ask for more time to serve the documents. Use form CH-115, *Request to Continue Court Hearing and to Reissue Temporary Restraining Order*.

To the Person in ②:

- If you want to respond to the request for orders in writing, file form CH-120, *Response to Request for Civil Harassment Restraining Orders*, and have someone age 18 or older—not you or anyone to be protected—mail it to the person in ①.
- The person who mailed the form must fill out a proof of service form. Form CH-250, *Proof of Service of Response by Mail*, may be used. File the completed form with the court before the hearing and bring a copy with you to the court hearing.
- Whether or not you respond in writing, go to the hearing if you want the judge to hear from you before making an order. You may tell the judge why you agree or disagree with the orders requested.
- You may bring witnesses and other evidence.
- At the hearing, the judge may make restraining orders against you that could last up to five years and may order you to turn in to law enforcement, or sell to or store with a licensed gun dealer, any firearms that you own or possess.



Request for Accommodations

Assistive listening systems, computer-assisted real-time captioning, or sign language interpreter services are available if you ask at least five days before the hearing. Contact the clerk's office or go to www.courts.ca.gov/forms for *Request for Accommodations by Persons with Disabilities and Response* (form MC-410). (Civ. Code, § 54.8.)

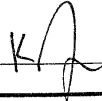
(Clerk will fill out this part.)

—Clerk's Certificate—

I certify that this Notice of Court Hearing is a true and correct copy of the original on file in the court.



Date: SEP 02 2021

Clerk, by , Deputy

Rev. September 1, 2020

Notice of Court Hearing
(Civil Harassment Prevention)

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Follow Up Report # SA 25

Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #10) PENNY, D, 0

Subject (VICTIM #10) PENNY, D, 0

Author 4075 - SCHULTE, BRENDAN 0911

Related Date Sep-08-2021 9:00

At approximately 0920 hours, I Detective Schulte #0911 contacted Officer Penny #0533 at the Hall Of Justice in an interview room. Also present during the interview was Sacramento Police Department Association Representative Sergeant Andy Hall #3031. It should be noted that the interview was recorded on my Body Worn Camera, with the camera facing downward so as to only capture the audio of the interview. After the completion of the interview, the audio was sent to DocuScript for transcription. Upon receiving Officer Penny's transcribed statement, I reviewed the transcription and made several small corrections. I then sent the transcript to Sergeant Andy Hall and Officer Penny for their review. They made no additional corrections. Officer Penny's transcribed statement is attached along with the photo shown during the interview.



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFFICER PENNY INTERVIEW TRANSCRIPTION**

Reference Number:

INTERVIEW WITH OFC. D. PENNY
Interviewer: Det. B. Schulte
Case # 21-254750
Page 1

1
2
3
4
5
6
7
8 Q: Okay. All right. Today is September 8, 2021. It is 9:20 a.m., and we are at
9 HOJ in interview room number one. I am Det. Schulte with the Sacramento
10 Police Department. I'll have you guys introduce yourselves for the record as
11 well.
12
13 A: Yeah. I'm Ofc. Penny, P-E-N-N-Y, badge number 533.
14
15 A1: Sgt. Hall, H-A-L-L, badge 3031.
16
17 Q: Okay. Perfect. Here's just a picture of the area map, in case you need to
18 reference it for any reason at any time.
19
20 A: Okay.
21
22 Q: I got your badge number. I got your info. How long have you been a sworn
23 peace officer with the department?
24
25 A: Since — I was 14-BR2, so I was sworn in January of 2015.
26
27 Q: Okay. Have you worked with any prior law enforcement agencies?
28
29 A: I have worked for Placer County Sheriff's Office, kind of in between. I left
30 Sac PD for a brief period of time, about six months.
31
32 Q: Okay. What's your current assignment?
33
34 A: I'm on SWAT.
35
36 Q: And how long have you been in that assignment?
37
38 A: About a year and a half now.
39
40 Q: Okay. What shift and what days off are you?
41
42 A: I work — its day-shift hours, so 6 a.m. to 4 p.m., and I work Monday through
43 Thursday.
44
45 Q: Okay. Which day of the workweek was this when the incident occurred?



SACRAMENTO POLICE DEPARTMENT

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Follow Up Report # SA 25

INTERVIEW WITH OFC. D. PENNY
Interviewer: Det. B. Schulte
Case # 21-254750
Page 2

46
47 A: This was — sorry — Monday night. I got the callout text at like 11:20 p.m. or
48 11:30 p.m. And then we left the CP sometime shortly after midnight, I
49 believe, so into Tuesday.
50
51 Q: What time did you wake up before you came in for the incident?
52
53 A: I woke up to the callout page.
54
55 Q: Oh, okay.
56
57 A: Yeah.
58
59 Q: All right. Which team are you on the SWAT team?
60
61 A: Team 10.
62
63 Q: And who is your sergeant on that team?
64
65 A: Sgt. Edgerton.
66
67 Q: Okay. What were your prior assignments?
68
69 A: I've worked patrol mostly. I've done a couple of TDY's, but aside from that, I
70 was mostly patrol.
71
72 Q: Okay. Do you have any specialized training?
73
74 A: SWAT-related specialized training, our SWAT school that every SWAT
75 operator is sent to kind of in the early stages of your SWAT assignment.
76 Everybody goes through it. And then I've been to an explosive breaching
77 school, and that's about it.
78
79 Q: Okay. Any military experience?
80
81 A: No.
82
83 Q: Okay. Any specialized medical training?
84
85 A: I have been through EMT school; although, I was never a certified EMT.
86
87 Q: Okay. So, on the day of the incident, in what capacity were you working?
88
89 A: A SWAT function.
90



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91 Q: Okay. What's your unit identifier on the team?
92
93 A: Union-15.
94
95 Q: Okay. And can you describe the uniform you were wearing at the time?
96
97 A: Yeah. It was our SWAT uniform, blue, 5.11 TDU-style SWAT uniform. It
98 has gray patches that say "police" on each shoulder. And our SWAT kit,
99 which is comprised of our belt that has a pistol, magazines, taser, et cetera,
100 and then a SWAT vest that says "police" on the front and back. It's black in
101 color and has various pouches on it for magazines, bang pouches, and all that.
102
103 Q: Okay. And what's the primary weapon you were carrying at that time?
104
105 A: A department-issued rifle, AR-15.
106
107 Q: Okay. So, it's an AR-15? What's the caliber?
108
109 A: It's a 5.56.
110
111 Q: Okay. How many rounds do you carry?
112
113 A: I carry, typically, a 20-round magazine, so 20 in the gun, and then I'll keep an
114 extra 30-round magazine on my kit.
115
116 Q: Okay. Any other specialized SWAT equipment?
117
118 A: We all wear specialized SWAT helmets that have — they're like a helmet
119 camera attachment. Pistols...
120
121 Q: Okay.
122
123 A: Pretty standard.
124
125 Q: Yeah. Was your firearm fully loaded?
126
127 A: It was.
128
129 Q: And how many rounds were in it?
130
131 A: The rifle had 20 rounds in it, one in the chamber and 19 in the magazine at
132 that point.
133
134 Q: And did you load it, or did someone else?
135



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136 A: I loaded it.
137
138 Q: Okay. Can you describe the vehicle you were driving in that day to the
139 incident?
140
141 A: I have a take-home vehicle. It's a black Ford F150 assigned to me. That's
142 what I responded to the CP in.
143
144 Q: Okay. Now, how far — so, you were off at the time this incident came out.
145 Correct?
146
147 A: That's correct.
148
149 Q: And how did you become aware of the incident?
150
151 A: I became aware of the incident via our SWAT callout page. We get pages to
152 our cell phones to notify us of a SWAT incident that we need to respond to.
153
154 Q: Okay. Do you know about what time you got notified?
155
156 A: I believe it was 11:23 p.m. I can confirm it if you'd like.
157
158 Q: Okay. That's fine.
159
160 A: Yeah.
161
162 Q: And what were the circumstances that were made known to you from that?
163
164 A: It said that the CP was at the Comm Center, and it was regarding a suspect
165 that had pointed a rifle at responding officers.
166
167 Q: Okay.
168
169 A: Or brandished, rather.
170
171 Q: In the text, did it state the location of where the incident was occurring at?
172
173 A: It did.
174
175 Q: Have you had any prior contacts at that location before?
176
177 A: I have not.
178
179 Q: Okay. And you said you responded from home to the CP?
180



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181 A: That's correct.
182
183 Q: Okay. And then, from the CP, where did you guys go from there?
184
185 A: From the CP, we loaded up on armor, so onto our Grizzly. It's an armored
186 truck. A couple of other people responded to our BearCat, which was already
187 on scene. Patrol had responded and deployed it out to the location. So, a
188 couple of our SWAT personnel went onto the BearCat, while the rest of us
189 went onto the Grizzly and responded from the CP to the scene.
190
191 Q: Gotcha. And do you recall who was with you in the Grizzly when you guys
192 loaded up into it?
193
194 A: I believe Ofc. Cunningham, Ofc. Kellerman, Ofc. Mantsch, Ofc. Feuerbach,
195 Sgt. Edgerton, Sgt. Kirtlan, and, I believe, Ofc. Whitcomb, and Ofc. McGill.
196
197 Q: Okay. And did you guys go directly from the CP, in the Grizzly, to the scene
198 itself?
199
200 A: Yes, from the CP to the scene, no stops in between.
201
202 Q: Okay. When you responded from the CP to the scene, did you have your
203 body cam activated?
204
205 A: Yes. So, when we loaded up onto the Grizzly and we were getting ready to
206 depart the CP, my supervisor told everyone to activate their helmet cameras or
207 body cameras.
208
209 Q: Okay. And when you responded to the CP, did you guys just kind of drive
210 like you normally would? You didn't have lights and sirens from the CP or
211 anything?
212
213 A: Yeah. We were not activated or responding Code 3 because we were all
214 hanging off the side of the armor, holding onto the rails, essentially.
215
216 Q: Okay. And that's where you were on the armor? You were outside, holding
217 the rail?
218
219 A: That's typically how we respond from a CP to a scene. So, you kind of have
220 to drive a little bit cautiously when people are standing on the sides of it.
221
222 Q: That makes sense.
223
224 A: Yeah.
225



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226 Q: All right. So, beginning from when you were made aware of the call, all the
227 way to the point when you left the scene, kind of tell me about what
228 happened. Try and be as detailed as possible in kind of what you heard and
229 what you saw. Just start whenever you're ready.
230
231 A: Okay. So, beginning to end?
232
233 Q: Yeah.
234
235 A: All right. So, we responded to the scene. The BearCat, like I said, was
236 already positioned kind of in front of the garage, closer to the one-two corner
237 of the target residence. We were aware that it was a duplex and that the
238 residents in the adjoining side had been evac'd. The BearCat came from 14th
239 Avenue and drove northbound onto Redding. So, we were kind of positioned
240 with the front of our BearCat facing northbound on Redding, closer to, I guess
241 you'd call it, the one-four corner, kind of looking into that bay window. We
242 could kind of get a small slice of the interior of the garage because that garage
243 door was open.
244
245 Q: And based on this picture, is this the Grizzly here, based on your recollection?
246 And this is the BearCat, kind of how it's similarly positioned at the time?
247
248 A: That's correct, yeah.
249
250 Q: Okay.
251
252 A: So, both of those pieces of armor were facing each other. We slightly offset
253 them to just prevent any type of crossfire situation. So, we get there. We kind
254 of set up the Grizzly. We slightly adjust the two pieces of armor to our liking,
255 so that way each high cover could kind of get the best view that they could
256 from where we were. And then, I believe they started announcements. They
257 were doing announcements throughout the night, TPI's, things of that nature.
258
259 Q: Even prior to your arrival?
260
261 A: Yeah. That's what it had sounded like. They had been out there since, I think,
262 like 8 o'clock at night, and they were doing announcements before. A patrol
263 officer responded and brought that BearCat out and had been out there for
264 quite some time.
265
266 Q: Do you know about what time you got out there, you'd say, right in this
267 position or that general vicinity?
268
269 A: It's hard to tell because when I was — the timestamp on my camera is slightly
270 off, so I want to say that I got to the CP about midnight, and we probably left



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271 the CP around 12:30 a.m., I would assume. So, around that general
272 timeframe, we responded to the actual location itself.
273
274 Q: Gotcha.
275
276 A: So, probably about a half hour into it, we heard the first volley of shots. There
277 was a little speculation whether or not he was using a hammer or hammering
278 something because it was slightly muffled.
279
280 Q: Could you see him at the time you heard the shots?
281
282 A: I could not see him at the time of the first volley of shots, but my first instinct
283 was that he was actually firing a firearm, and it sounded like a pistol caliber
284 because it was kind of muffled.
285
286 Q: Where were you standing at the time?
287
288 A: I was standing behind that front driver's side wheel of the Grizzly.
289
290 Q: And about how many did you hear, do you think?
291
292 A: Probably five or six rounds, maybe more. It could have been more, but it was
293 the first volley of shots, probably five or six rounds.
294
295 Q: And what was your assignment at the time? Were you given a specific
296 assignment?
297
298 A: Yeah. So, assignments are typically designated by our SWAT TL's. So, Sgt.
299 Edgerton asked me to be lethal cover. And what that means is I'm lethal cover
300 for our arrest team on the Grizzly side. So, basically, what that is in the
301 event the suspect would emerge from the house and surrender peacefully to
302 officers, as he's walking out and approaching our Grizzly, we have people that
303 are designated for hands to grab him. We have somebody who is designated
304 as a less-lethal, and then we'll have somebody that's designated as lethal
305 cover. So, I was the lethal cover off the front of the Grizzly in the event that
306 he did surrender and we could take him into custody peacefully.
307
308 Q: So, at that point did you kind of have eyes on the house with your rifle and
309 setup?
310
311 A: I didn't have my eyes on the house, really. The front of the Grizzly is really
312 tall, so it's very difficult to see over. Because of the nature of the call and him
313 shooting, I wasn't trying to stick my head out unnecessarily. So, I could see a
314 good majority of this corner here behind the car, into that garage, but as he
315 was firing throughout the night, we're kind of tucked back behind that piece of



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316 armor.
317
318 Q: Okay.
319
320 A: And that's why we have lethal cover or high cover set up in the turret or using
321 those side ports inside of the Grizzly.
322
323 Q: Which is their assignment, essentially?
324
325 A: Yes.
326
327 Q: Okay.
328
329 A: They'll be assigned to that.
330
331 Q: Okay. So, you hear that first volley of what kind of sounds like muffled shots.
332
333 A: Yeah. I hear the first volley of muffled shots. There's kind of some
334 speculation as to whether or not he was hammering something, like I had
335 mentioned before. Probably another half hour later, we heard him crank off
336 more rounds, and it became more distinct. It actually sounded like he was
337 maybe shooting rifle rounds at us. That's what we were talking about. And I
338 could actually see what I thought was gunfire coming out of his roofline. I
339 could see some type of — almost like a muzzle flash, sparks coming out of his
340 AC unit that's on top of the house. And so, I told everybody else it was — on
341 the Grizzly side, I was like, "Hey, I just saw some gunfire or something
342 coming out of his metal box." And other officers on scene thought they had
343 also heard them kind of whizzing over our heads, kind of splitting between
344 these two buildings through the school.
345
346 Q: And now, at that time, was it another distinct volley, or was it just kind of
347 sporadic at that point, the gunfire?
348
349 A: I mean, it was kind of sporadic, I guess you could say. There wasn't any type
350 of method to it. It was just a handful of shots. Like I said, you could just hear
351 them kind of whizzing over your head. And it seemed like, throughout the
352 night, he probably shot 10 different volleys at us. It could have been a couple
353 less. It could have been a couple more volleys. It's hard to recall exactly just
354 because of how much he was shooting.
355
356 Q: Yeah.
357
358 A: But there was definitely times where you could hear kind of the distinction
359 between him shooting a pistol caliber and shooting a rifle caliber. A couple of
360 different times in the night, people who had a better visual, which would have



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361 been the people in the high cover and our bosses, were talking about how they
362 could see him in the front bay window. They could see him. He would be
363 drinking water. He'd go pick up another gun. He'd be walking around that
364 front big bay area window with a gun, both a rifle, a pistol. Somebody would
365 say, "Hey, he's got a pistol in his hand now." Okay. We'd do announcements
366 into the house, "Hey, stop picking up guns. Please come out to us." We'd do
367 TPI's, all of that. All the meanwhile, he's kind of playing — it sounded like
368 Christian radio or something in the garage. So, it was pretty loud. So, I know
369 they turned up the volume on the LRAD to ensure that he could hear it, and
370 the announcements were loud.

371
372 Q: And what were the nature of the announcements that was getting broadcast?

373
374 A: So, the CNT folks that were providing announcements were just telling him
375 that we weren't going away, that we wanted to end it peacefully, that we had
376 no intention of harming him, and that we didn't want him to get hurt, we also
377 did not want to get hurt or anybody to get injured, and that we just wanted him
378 to step out onto the porch or into the garage and just talk with us, that way we
379 could communicate with him and just kind of see what was going on with
380 him. It was just kind of repeated throughout the night to try to give him some
381 confidence that we weren't there to harm him. There was some conversation
382 about how he had shouted that he didn't want people on his property, I think,
383 earlier on in the evening. And so, we kind of relayed that to him, CNT did
384 anyway, that "Hey, we're not here to invade your space. Just come out and
385 talk to us, and we'll kind of work through it, but we're not going away." The
386 TPI's that were playing repeatedly, I know they did a couple of different
387 iterations.

388
389 Q: And what's a TPI?

390
391 A: It's a pre-recorded message that CNT will play, basically from loved ones. A
392 brother, I think, recorded one for him. So, they'll play that over that
393 loudspeaker, basically just telling him, "Hey, brother, I love you. Come out. I
394 want to see you again," sort of thing, "Put down the guns. Officers are just
395 here to help." And so, those were playing throughout the night. And kind of
396 something that the bosses had said — so, Sgt. Edgerton and Sgt. Kirtlan said
397 once he comes to that front bay window, they would kind of notify — because
398 the LRAD, the loudspeaker, was on the BearCat side.

399
400 Q: Not the Grizzly?

401
402 A: Not the Grizzly. And so, they would relay that he is in that bay window area
403 kind of facing us, so that way they can play the announcement and have a
404 better chance of maybe getting his attention with those TPI's, so he'd have less
405 of a difficult time hearing them. So, that was kind of relayed a few times



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406 throughout the evening. Earlier on, like I said, when we first kind of
407 responded, it was difficult to see into this bay window because across the bay
408 window, if you look here, that was an awning, a metal awning with big metal
409 slats that came down about halfway over that window.
410
411 Q: Okay. Blocking your view?
412
413 A: Blocking the view. And so, high cover from the Grizzly had kind of a
414 difficult time seeing into that window because of their angle. And so, I know
415 that one of them had popped a port, basically, on that right-hand side, the
416 passenger side of the back of that Grizzly, and basically kept lethal cover out
417 of it until, eventually, later on in the night, they approved the Rook, which is
418 SSD's armored Bobcat, essentially, to come and tear that off the window to
419 give officers a better view into the house because that was our main view.
420
421 Q: Yeah.
422
423 A: There was not really a whole lot of other views into that house. So, when that
424 did occur and the Rook — they kind of split between this vehicle parked along
425 the curb side and the Grizzly. And he tore off the overhang and pushed a tree
426 down. You could hear, distinctly, the suspect firing a rifle at or into the
427 direction of officers and the Rook. It's very hard to distinguish which
428 direction exactly, but you could hear him firing, and it sounded like he's firing
429 from deep into the house, maybe near the bathroom or the bedroom of the
430 house, firing toward the direction of officers and the Rook. And at one point
431 you hear him shoot maybe 10-plus rounds, just pop, pop, pop, pop, pop, pop,
432 pop, pop, pop, pop, pop, as that rook is kind of going to work and removing
433 that stuff.
434
435 Q: And it sounds like it's from a larger-caliber weapon versus the -
436
437 A: Yeah, definitely a larger-caliber weapon. And our SWAT sergeants on the
438 Grizzly side were saying that they could hear rounds skipping underneath this
439 car parked out front. And so, we were trying to get as tight as we could.
440
441 Q: Because up to this point, are you still kind of in that position near the front of
442 the Grizzly?
443
444 A: I'm kind of tucked a little bit more back. Throughout the night — as he first
445 started shooting, we all kind of slid a little bit more back behind the Grizzly.
446 But the biggest concern behind the Grizzly is, yes, it's an armored truck, but
447 underneath the truck, there is no armor. Right? And we have skirts that we
448 can attach to the side of the rails, but those are only pistol-caliber rated.
449
450 Q: Okay.



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451
452 A: And so, if he's shooting a rifle out at this Grizzly and he's able to skip those
453 rounds, those rounds will easily, basically, go through that skirt material.
454 They could hit us and take us down.
455
456 Q: So, do the wheels provide any kind of ballistic protection, or are you guys
457 kind of trying to stand up on that?
458
459 A: We're definitely not — well, a couple of times, when the Rook was going to
460 work and tearing off that awning, we all did stand up on the rails because he
461 was firing repeatedly. But kind of throughout the night, I was more — we
462 were behind the skirts, but there was a couple of times when he was shooting
463 where I would kind of duck low because, like I said, it was so tall, such a tall
464 armored truck, that I would actually stand behind that wheel thinking that it
465 probably provided me a little bit more cover as lethal cover off the front.
466
467 Q: And again, while all of this is happening, your guys' assignments are pretty
468 much the same. Right?
469
470 A: That never changed.
471
472 Q: You're lethal cover for the arrest team?
473
474 A: Yeah.
475
476 Q: And who were the arrest team again?
477
478 A: The arrest team? Hands for the arrest team was Ofc. Mantsch and Ofc.
479 Feuerbach.
480
481 Q: Okay.
482
483 A: And then myself as lethal cover. And then, I think it switched a couple of
484 times because people needed to run a couple of errands and go get shields and
485 stuff like that. So, it would switch for just a few moments. I think Ofc.
486 McGill had to leave for the time being, so Ofc. Whitcomb was then less-lethal
487 and so forth. And then, at one point I actually had to leave. I drove the van
488 back to the CP. This was probably an hour and a half into the night, maybe
489 two hours, somewhere around there. We were waiting for the SED BearCat
490 from the Sheriff's Department to respond with the Rook as well. But we also
491 have K9 officers back here with no ballistic protection. And so, I ran over to
492 our van. And as I'm going into the van to unlock it, you could hear the guy
493 shoot another 10 rounds, what sounded like rifle rounds, pop, pop, pop, pop,
494 pop, pop, pop, pop, pop, pop. And all the meanwhile, Sgt. Edgerton is
495 basically relaying over the radio, "He's shooting another volley. It sounds like



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496 X-amount of rounds coming out of the house toward officers." So, I get in the
497 van, turn around, and I drive it back to the CP because I had a magnetic shield
498 in the back of my truck. I grabbed that and then responded back to the scene,
499 repositioned the van like you see it here, and then responded back. And then I
500 picked up my lethal cover that Ofc. McGill, I think, had taken over for me
501 while I was gone.
502
503 Q: Okay. And this whole time you guys are here, is the lethal cover, the high
504 cover guy, the same the whole entire time?
505
506 A: So, high cover — I mean, I guess you could stay in the same position the
507 entire time, but for somebody who is lethal or high cover, it can be strenuous.
508 It doesn't sound like it, but if you are standing in high cover in that one
509 position for five hours, it is very fatiguing. It's fatiguing on your eyes because
510 you're looking through a very small window, a port or your optic, trying to
511 have your eyes on that optic. And so, it can be fatiguing. And so, sometimes
512 we will break people periodically throughout the night, and I believe Ofc.
513 Kellerman and Ofc. Chase Cunningham both switched a couple of times to
514 give each other a rest while the other one would break.
515
516 Q: Gotcha.
517
518 A: But where that led me to was that once the Rook removed the awning, I
519 believe, then our high cover off of the Grizzly transitioned from the side port
520 and then climbed up back into high cover, to where they could actually now
521 see into that house better.
522
523 Q: A better vantage point, essentially?
524
525 A: A better vantage point, yeah.
526
527 Q: Okay. Real quick, so, when you're going from the Grizzly to kind of get to
528 the van because you've got to go back and grab your things and reposition and
529 such, are you just kind of running across the open field at that point, the open
530 expanse of the roadway?
531
532 A: Yeah. I'm sprinting.
533
534 Q: Sprinting?
535
536 A: Yeah.
537
538 Q: And what are your concerns at that point?
539
540 A: My concerns are that I'm going to get shot. The guy is shooting a rifle and



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541 various, I mean, unknown calibers to me at the time. But, yeah, I mean, it's a
542 far distance. And as I'm running, there was a point where you're not covered
543 by the ballistic protection of the Grizzly anymore between the van and the
544 Grizzly. And so, it is very possible for him to be able to shoot you as you're
545 running away.
546
547 Q: Did that happen at any point? Did you hear any gunshots while you were in
548 that kind of open expanse there?
549
550 A: I believe I heard gunshots right when I got to the back of the van.
551
552 Q: Okay.
553
554 A: I couldn't tell you because I wasn't facing the house. I couldn't see him. I
555 don't know if he was intending to shoot at me, or maybe he saw me running,
556 or if he was just shooting, once again, blindly out of that house, or trying to
557 aim at the BearCat or what have you.
558
559 Q: Does your SWAT kit provide any kind of ballistic protection for rifle-rated
560 rounds at all?
561
562 A: We have a rifle plate in the front.
563
564 Q: And that's it, essentially?
565
566 A: And soft armor in the back.
567
568 Q: Okay.
569
570 A: Yeah.
571
572 Q: Interesting. Okay.
573
574 A: Yeah.
575
576 Q: So, we're at the point now where the Rook takes out the awning, giving high
577 cover the better vantage point. And then, who did you say rotated up to the
578 turret at that point? Do you recall who it was?
579
580 A: I don't recall because I wasn't really — everybody was kind of self-sufficient.
581 They can kind of make that determination on their own. Based on the
582 timeframe, I believe it was probably Ofc. Cunningham that made his way up
583 to high cover at that point.
584
585 Q: Do you have any kind of time reference on when that might have happened?



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586
587 A: I know that the Rook probably got into play at about the four-hour timeframe.
588 We had been out there for quite a while. I know they didn't want to deploy
589 the Rook immediately because there were still some other things that they
590 wanted to attempt, which was to use our drone to try to deploy a drop phone
591 into the house. They said that the suspect was on the phone numerous times.
592 At one point, they saw him walking around with the phone and were kind of
593 speculating that maybe his phone was dying and he was having a hard time
594 communicating. I know CNT really wanted to get in touch with him. And so,
595 that was something that they were trying to do, to drop a phone into the house.
596
597 Q: Okay. So, once the Rook takes out the awning, does it kind of back up, back
598 out of play over here, and kind of get out of the mix? Where does that go?
599
600 A: The Rook takes out the awning, pushes the tree over, backs up. It's got a lot
601 of the debris, the window frame and debris and shades and stuff, stuck onto
602 that claw on the front of the Rook. So, it kind of, once again, threads the
603 needle here, comes back around, removes all of that stuff. He turns around,
604 repositions. And then he confirmed that he was good to continue to the two
605 side of the house, where there was a large fence that was also obstructing
606 quite a bit of view to those officers on the BearCat side. And so, the plan was
607 for that Rook to basically drive up the two side of the house and be able to
608 deploy gas from the back of the house.
609
610 Q: Gotcha.
611
612 A: So, that was the ultimate goal there.
613
614 Q: And then, again, you kind of have, it sounds like, almost an obstructed view
615 because of how high the Grizzly is. So, are you just kind of taking periodic
616 peeks around the front?
617
618 A: Yeah. I'm just kind of peeking around it. And to be quite honest with you, as
619 far as lethal cover on the arrest team, you're kind of out of play, to a degree.
620 I'm really useless until — well, not useless, but I'm out of play until that
621 suspect does emerge from the house.
622
623 Q: Until that situation goes forward, the arrest?
624
625 A: Yeah, until he comes out and decides to surrender. Let's say he comes onto
626 this driver's side of his car and comes out to this front lawn area, or comes out
627 of his front door, onto the front yard area. That's when I would probably be in
628 play.
629
630 Q: Gotcha.



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631
632 A: Somebody would be giving him voice commands. I would step out a little bit,
633 have a visual of the suspect while the hands are getting ready to take custody
634 of him as we call him back to us. And so, throughout the night, as he's
635 shooting and everything, it's behooved me to stay behind cover.
636
637 Q: Yes.
638
639 A: And, regardless, I mean, if I can't see the house, it's probably better that way.
640 We have lethal cover — or high cover, rather — up for that purpose.
641
642 Q: That's their job? That's their assignment?
643
644 A: That's their assignment. So, they're the high cover on the house. They've
645 probably got the best view anyways.
646
647 Q: Okay. So, you see the Rook come back around, kind of clear the debris. And
648 then you see it start to move off towards that one-two side to initiate that plan?
649
650 A: Yeah. So, the Rook then deploys, basically between this power pole and the
651 car that was parked in the driveway, and starts to work on the fence line area
652 on the two side of the house. And at one point, while he's working on this
653 fence area, I could hear — I believe it was Ofc. Cunningham — say
654 something like "He's in the front room. He's got the AK." Ofc. Cunningham
655 sounded a little bit frantic as he said that, trying to get everybody's attention to
656 let everybody on the Grizzly know that he was coming out or appeared to be
657 coming out armed. So, at that point, probably just not even a moment later, I
658 could hear gunshots coming from inside of the house or garage — it's hard to
659 distinguish from where I'm at — coming out toward officers. It sounded like
660 a few. And by a few, I mean probably three or four, maybe two or three,
661 somewhere around there. And from my vantage point, being behind the front
662 end of that Grizzly, I'm hearing those gunshots coming from the suspect's
663 house. And I could see, out of the corner of my eye, high cover on the
664 BearCat returning fire to the location of the suspect, which was that garage
665 door, that pedestrian door that leads from the residence to the garage. And I
666 believe I saw maybe three muzzle flashes coming from high cover,
667 approximately.
668
669 Q: On the BearCat?
670
671 A: On the BearCat. At that point, there was communication amongst our team
672 that the suspect had then retreated back into the house. And it was believed
673 that he had maybe collapsed onto the ground, but we couldn't be sure.
674
675 Q: Now, did you hear any gunfire from your high cover at all at that point?



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676 Could you tell or not tell?
677
678 A: I did not. I could not hear it.
679
680 Q: Yeah.
681
682 A: I think at that point there was probably so many different calibers and guns
683 going off, it does get difficult to distinguish different firearms as they're going
684 off. What keyed me into the BearCat was that I could specifically see the
685 muzzle flash from the rifle returning fire to the suspect.
686
687 Q: Okay. And now, up to that point, throughout the night there had been
688 numerous volleys of gunfire coming from the suspect -
689
690 A: The suspect.
691
692 Q: - out to you guys. Right?
693
694 A: Yes.
695
696 Q: And prior to that point, there had been no return fire from our side, that you
697 were aware of, to the suspect?
698
699 A: That's correct. Yeah. There had been no return fire from officers to the
700 suspect until this moment.
701
702 Q: Okay. All right. So, you see the muzzle flashes coming from the BearCat.
703 And then kind of what happens from there?
704
705 A: So, after we see muzzle flashes coming from the BearCat, there was
706 communication saying — I think it might have been one of the sergeants
707 basically just putting out on the radio that we had shots fired. I believe it was
708 a lieutenant, probably Lt. Dobson, that asked if all officers were okay. We
709 responded that all officers were okay. And then they authorized a drone to fly
710 into the suspect's residence to see what the situation looked like, if he was still
711 in there, if he was down, or if he was lying in wait, so that way we had an
712 idea.
713
714 Q: Yeah.
715
716 A: So, at that point there was communication with us about relieving those high-
717 cover officers that had just shot because we were also made aware that Ofc.
718 Cunningham had fired as well. And so, we wanted to bring them down and
719 basically kind of take them out of play and replace them. So, I believe Ofc.
720 Cunningham came down. And for one reason or another, I was told to go



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721 over to the BearCat, so I ran over to the BearCat. We put our gas masks on.
722 Ofc. Tiner needed assistance with medical aid when performing the rescue for
723 the suspect, because that's something we want to do as quickly as we can
724 safely, so we all kind of don our gas masks.
725
726 Q: Did you guys deploy gas at any point prior to that?
727
728 A: We did. We deployed gas throughout much of the night. So, typically, on an
729 incident like this, if we have a suspect inside of a house, it's common practice
730 that if a suspect is firing out towards officers, we return with emergency gas.
731 It's a protocol that our SWAT team does. It's a protocol that our SWAT
732 school teaches us and that most other SWAT agencies also utilize. If a
733 suspect is shooting out at officers, we basically immediately return with
734 emergency gas, hoping that that emergency gas takes some type of
735 effectiveness to get him to either A. stop, or B. surrender. And that was done
736 numerous times throughout the night. I think there was probably five or six
737 different volleys of emergency gas deployed into the house. The concerning
738 part during that is that it seemed as though, while emergency gas was being
739 deployed, he was almost returning fire to officers because you could hear the
740 40 mm launcher deploying gas into the house, and then you could hear gunfire
741 coming from the house, back out toward officers.
742
743 Q: Okay.
744
745 A: And so, it was almost like a tit for tat, like a one for one that you could hear
746 numerous times. Then, it got to the point to where, like I said before, it was
747 almost like one for one.
748
749 Q: Yeah.
750
751 A: An officer would shoot a round in of emergency gas, and then the suspect
752 would shoot out. So, we kind of — it got to be almost to the point to where it
753 was unsafe for officers to even be deploying emergency gas into that house.
754
755 Q: Because they had to come out from behind cover to deploy it, obviously.
756 Right?
757
758 A: Yeah. And it seemed, at that point — I mean, that house was not very large. I
759 believe it was a one bedroom, very small, basically the size of an apartment.
760 And there was numerous rounds of our liquid Ferrets that were deployed into
761 that house, and it appeared to be ineffective.
762
763 Q: Could you tell if it had any effect on him at all?
764
765 A: It seemed to have no effect on him at all. And the reason I say that is, I mean,



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766 he was still screaming. In the midst of the chaos throughout the night, while
767 he was shooting at officers, I could hear him screaming, "Fuck you! Fuck
768 you! Fucking leave me alone! Just leave!" or whatever. He's shouting from
769 inside the house toward officers, "Fuck you!" all those things. And at one
770 point I could hear him. They said he was near the front window. They said
771 that he was on his phone while he was in that front window. I'm standing
772 behind the Grizzly here, and I could actually hear him say, "Is anybody hurt?"
773 to whoever he was speaking to on the phone. At least, that's the way that I
774 interpreted it. So, I relayed that information to the personnel that was on the
775 Grizzly. I was like, "Hey, I'm pretty sure he just asked whoever he was on the
776 phone with if anybody was hurt." I don't know if he was talking to a friend,
777 just monitoring the situation, or if this is CNT. I don't know.
778
779 Q: Okay. Again, what was the distance, if you had to estimate, from where you
780 were standing to where the suspect was yard-wise? Or however metric you
781 want to use.
782
783 A: Yeah. I'd say that was probably 75 feet.
784
785 Q: Okay. So, pretty close?
786
787 A: Pretty close.
788
789 Q: Yeah.
790
791 A: Yeah, pretty close.
792
793 Q: Do you think there was any reason to believe that the suspect couldn't identify
794 you as the police?
795
796 A: No, not at all. I mean, he knew it was the police that were out there. We gave
797 him numerous announcements with the LRAD. We did have the emergency
798 lights activated on both the BearCats initially, but it gets to be an issue when
799 the suspect is firing at officers. It's hard to discern where he's coming from
800 inside of the house. It's already difficult to see with that awning, and then you
801 have those red and blue flashing lights also kind of affecting our vision. And
802 so, at a certain point we do deactivate them to allow ourselves to be able to
803 see more clearly into that residence. But, I mean, with the announcements,
804 the TPI's, and the very distinctly-marked police BearCats out front, I don't
805 think there's any possible way that he would have not known that it was the
806 police.
807
808 Q: Okay. And, again, up to this point, you mentioned that you kind of used gas
809 multiple times — or gas was used multiple times by the police, multiple times
810 throughout the night. Were there any other less-lethal options used, or



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811 anything else that might have been viable, do you think?
812
813 A: No. There was nothing else that we could utilize at that point. There was
814 discussion about deploying hot gas into the house, which is basically like a CS
815 cannister of gas that basically emits clouds of smoke into that house. It's not
816 smoke. It's actually CS gas, which will affect them differently than the liquid
817 Ferrets do. The liquid Ferrets will affect the eyes. You'll kind of get that
818 burning sensation. It's very irritating, whereas the CS gas from Tri-Chamber
819 will kind of almost make it feel difficult to breathe, although you actually can
820 breathe. It's kind of also a psychological effect in the sense that you almost
821 feel like you can't breathe. So, that would help bring the suspect out. But
822 there wasn't really a safe way for us to do it with him shooting out at us
823 because the method that we deploy those gas cannisters has to be done by
824 hand, and the concern was getting officers too close.
825
826 Q: It's sort of like a throw, essentially?
827
828 A: It's essentially a throw, and there's really not a safe way to do that with a guy
829 shooting a rifle at you, to get close enough to the house to throw that device
830 inside of the house.
831
832 Q: Yeah, because, like you said, it was kind of tit for tat. As soon as gas is going
833 in, he was firing back?
834
835 A: Yes, yes.
836
837 Q: Okay.
838
839 A: And so, that's where the Rook — we were planning on using it.
840
841 Q: To do the gas from the back side of the house, essentially?
842
843 A: Yeah, using a gas ram, essentially, on the front of that Rook and deploying
844 gas into the back.
845
846 Q: Okay. All right. So, up that point, now the shots have been fired by the
847 police at that point, and you said that the drone was kind of going to get flown
848 in.
849
850 A: Yeah. So, before we performed a rescue on the suspect, we had to ensure that
851 the situation we were putting ourselves in was going to be safe and that he
852 wasn't lying in wait for us. So, they flew the drone in. All of us that were on
853 that rescue team eventually made our way back over to the Grizzly side,
854 where we waited for our bosses to basically give us the go ahead. I know
855 there was communication amongst the CP as far as performing that task. And



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856 so, we had somebody on the — we have a large mobile rifle shield that's kind
857 of like a folding, bifold shield. It's probably 4 feet tall by 5 feet wide, so it's
858 enough to kind of provide some protection through doorways and things of
859 that nature for personnel. So, we had somebody on that in the front. We had
860 a couple of guys with lethal cover behind them to provide lethal cover for
861 officers that came into the house, and then myself and Ofc. Mantsch were
862 hands. So, once the lethal cover confirmed that the suspect was down, then
863 we kind of pushed the rifle shield and the officers in. Ofc. Mantsch and I
864 grabbed the suspect. Ofc. Mantsch cuffed him. And then I transitioned to
865 assist Ofc. Tiner, who is one of our team medics, with performing medical aid
866 on the suspect. So, I started to perform the first round of chest compressions.
867
868 Q: Could you tell what his injuries were at that point?
869
870 A: At that point, Ofc. Tiner used his shears, his medical shears, cut his shirt up
871 his sternum area to get his shirt out of the way to better assess where his
872 injuries were. Right off the bat, I could tell that his left hand had what
873 appeared to be a gunshot wound to it. It was pretty torn up. So, once he cut
874 the shirt off, you could see there was also an entry wound into his chest.
875 There may have been more. His face had a lot of blood on it, the right side of
876 his face, but he had such a thick beard and thick, long hair that it was very
877 difficult to tell. Ofc. Tiner was kind of doing a once-over, kind of feeling the
878 back of his scalp and the back of his legs and torso to see if there were any
879 entry or exit wounds. They started — I believe Ofc. Tiner and Ofc.
880 Whitcomb started to apply chest seals to that wound as the three of us kind of
881 rotated with the chest compressions. And Fire was notified to respond, and
882 they quickly responded.
883
884 Q: Okay. So, they came in and relieved you at some point?
885
886 A: Yes. They told us to stop compressions, and they were going to hook up an
887 EKG monitor.
888
889 Q: And when you got up to the suspect, did you see any weapons near him at all?
890
891 A: As we approached him from the garage, we could see the AK-style rifle down
892 on the ground, kind of between — it was basically in the threshold of that
893 pedestrian door, almost on that wood step leading into that house.
894
895 Q: Okay. And that's the only one you saw, at that point anyway?
896
897 A: At that point, kind of after medical was done, I could see various firearms
898 throughout the house.
899
900 Q: Okay.



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901
902 A: He had a pistol on the shelf, basically behind his head area where he was
903 laying down. There was a pistol on a gun box. And as I kind of looked
904 around the corner, there was numerous firearms laying out on the bed in that
905 back bedroom.
906
907 Q: Okay. All right. And as you guys were doing medical aid, before you were
908 relieved, was he responsive at all to anything, verbal or otherwise?
909
910 A: He was not responsive at all.
911
912 Q: Okay. All right. So, Fire leaves you. And then what happens from there?
913
914 A: So, Fire leaves. They basically said that he had no pulse, declared him.
915 Officers left. I remained inside of the residence for a short period of time.
916 And then I was told to come out, that we could kind of just hold the scene
917 from here, from basically where the BearCat was. We had, obviously, the
918 whole block locked down. From there, I know I had overheard something
919 outside, that they were trying to separate the shooting officers from everybody
920 else, and they were shuttling officers back to the CP. So, I was told by other
921 officers on the team not to deactivate my helmet camera until we got into the
922 car to respond back to the CP. So, at that point I deactivated my helmet
923 camera, once I got into a vehicle, and responded back.
924
925 Q: Okay. And throughout this incident, did you fire your gun at all?
926
927 A: I did not.
928
929 Q: Okay. Throughout the incident, did you ever see the suspect, yourself
930 anyway, with a gun?
931
932 A: I did not, not from my vantage point.
933
934 Q: Okay. And about how many shots, total, would you estimate? I know it
935 sounds like there was a lot throughout that whole night. How many shots,
936 total, would you say you heard fired from the direction where the suspect
937 was?
938
939 A: I would say he shot throughout the night. I would estimate it to be around 50
940 rounds, if not more, because, like I said, there was a few different volleys
941 where he would shoot 10-plus rounds at a time. So, I would say — and there
942 were times where he would shoot only three or four, but I would say a
943 minimum of approximately 50.
944
945 Q: And how long would you say you were out there before the officer-involved



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946 shooting took place? Or the officers shot, I should say.
947
948 A: I would say probably close to five hours, four and a half to five and a half
949 hours, that timeframe.
950
951 Q: Okay. And throughout that point, you mentioned the LRAD had been used,
952 asking him to give up.
953
954 A: Yes.
955
956 Q: Gas had been used multiple times.
957
958 A: Yes.
959
960 Q: Okay.
961
962 A: Yeah.
963
964 Q: Now, at any point during this incident, did you fear that you were going to get
965 shot?
966
967 A: Yes. I think that everybody — I can't speak for everybody, but I think that
968 everybody would probably have that same concern. And like I kind of briefly
969 mentioned before, you're behind an armored truck, but at the same time, those
970 skirts will only provide so much coverage, and bullets do change trajectory.
971 They skip. They can still travel. They can deflect off of things and change
972 their path. And so, yeah, it's certainly a concern at that point when he's
973 brazenly shooting out of the house throughout the entire night. I mean, he
974 might get lucky, and I might catch one of them. I don't know. So, yeah, I
975 would say I was certainly fearful of that, and I think it's reasonable to be.
976
977 Q: Yeah. Do you know if, and how many times if so, the BearCat and/or Grizzly
978 was hit?
979
980 A: I believe at the end — I don't know if the Grizzly was hit. I couldn't tell you.
981 I know that the BearCat was struck. Once the scene was cleared, we had
982 determined the suspect was deceased — or Fire did, rather — and we kind of
983 came out, a couple of the guys were looking at the turret. And the turret
984 looked like it had a fresh bullet strike mark pretty close to that port, to where
985 that officer was looking out of.
986
987 Q: Okay.
988
989 A: And it did look fresh. It looked like there was some fragmentation marring,
990 basically, on the side of that turret. I don't know if any other areas were



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991 struck. I didn't inspect if very closely, but that one, I could tell, was definitely
992 new. And there was another time in the night where Ofc. Kirtlan, when the
993 suspect was firing, thought that he heard a round that sounded like it maybe
994 struck the building behind high cover.
995
996 Q: Okay. And now, it's kind of — you kind of explained it earlier, but I'll just
997 ask a little more pointedly now. What kind of de-escalation did you see used
998 throughout the night during this incident?
999
1000 A: Yeah. Numerous different kinds of de-escalation, obviously, was attempted.
1001 Like I mentioned before, CNT was utilized quite a bit throughout the night
1002 using that LRAD to try to get good communication with the suspect. They
1003 used TPI's, which is — like I said before, they had a female — I don't recall
1004 the relationship between the suspect and the female, but they had a female
1005 recording that was playing, as well as what sounded like maybe his brother,
1006 based on what was said in the TPI, "Hey, it's your brother. I love you,
1007 brother," kind of a thing. So, they used that. At one point, when he was in
1008 that bay window, I heard Sgt. Edgerton try to communicate with him, "Hey,
1009 brother, just come on out. We just want to talk to you." At another point,
1010 they tried to utilize, like I said, the drone flying the drop phone. They flew
1011 that drop phone to that front porch area which I don't believe he ever
1012 retrieved.
1013
1014 Q: At any point did he seem responsive to it at all?
1015
1016 A: No.
1017
1018 Q: Okay.
1019
1020 A: No. It didn't seem like anything was working for him.
1021
1022 Q: All right. Well, I think we've reached a good point where we can take a break.
1023 So, the time now is 10:10 a.m., and I'm going to stop the recording for the
1024 break.
1025
1026 Okay. The time is 10:18 a.m. on September 8, 2021. The same individuals
1027 are in the room. So, the last thing. We're pretty much finished. Before we're
1028 done, are there any other details or anything else you think might be important
1029 that I missed or forgot to ask?
1030
1031 A: I mean, it's just hard to remember every detail because it just seemed like so
1032 much was going on throughout the night, just all the different volleys of shots
1033 and everything. I don't think so.
1034
1035 Q: Okay. All right.



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1036
1037 A: Yeah.
1038
1039 Q: Well, thank you guys for your time today.
1040
1041 A: Yeah.
1042
1043 Q: It's 10:19 a.m., and the recording's going off.
1044
1045 **End of Recording**
1046
1047 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #17) KELLERMANN, B, 0

Subject (VICTIM #17) KELLERMANN, BRANDON

Author 4053 - DERRICK, LEE 0342

Related Date Sep-08-2021 9:30

On 9/8/2021, I Detective Derrick contacted Sacramento Police Officer B. Kellermann inside interview room number 3 located at the Sacramento Police Department Headquarters at 5770 Freeport Blvd., regarding his involvement in an officer involved shooting that occurred on 9/7/21 at approx. 0511 hours. Upon contacting Officer Kellermann, I utilized my department issued body worn camera (BWC) to record audio only. The following is a transcription of my entire interview with Officer Kellermann.

See Attached Transcribed Statement.



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Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFC. KELLERMAN VICTIM STATEMENT**

Reference Number: **21-254750**

INTERVIEW WITH OFC. B. KELLERMANN
Interviewer: Det. Derrick
Case # 21-254750
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1 **INTERVIEW WITH OFFICER KELLERMANN**
2 **Q=Detective Derrick**
3 **A=Officer Brandon Kellermann**
4 **A1=Mick Boyd**
5
6
7
8 Q: So, I've got Wednesday, September 8, 2021. It's approximately 9:30 in the
9 morning. We're in room three. I'm Det. Derrick with the police department's
10 Homicide Unit. Would you mind introducing yourself?
11
12 A: Brandon Kellermann on the SWAT team.
13
14 A1: Mick Boyd with the Sacramento Police Officers Association.
15
16 Q: Okay. Thank you for being here today. Can I get your full name and badge
17 number?
18
19 A: Brandon Kellermann, badge number 0961.
20
21 Q: And how long have you been a sworn peace officer?
22
23 A: Five years.
24
25 Q: Five years. And with what department?
26
27 A: The Sacramento Police Department.
28
29 Q: Have you worked for any prior law enforcement agencies?
30
31 A: No.
32
33 Q: What is your current assignment, and how long have you been in that
34 assignment?
35
36 A: SWAT team, Special Weapons and Tactics, for approximately just over a year
37 and a half.
38
39 Q: Prior to the SWAT assignment, were you assigned anywhere else?
40
41 A: I worked the Marijuana Compliance Team for a year. And prior to that, I
42 worked for patrol.
43
44 Q: Okay. What shift and days off do you currently have?
45



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46 A: Day shift; Friday, Saturday, Sunday off.
47
48 Q: And what time did you wake up before you came in for your shift on
49 September 7th, so just prior to this incident occurring? So, it would be -
50
51 A: The day before?
52
53 Q: Correct.
54
55 A: Approximately 4:30 in the morning.
56
57 Q: Okay. And which team are you assigned to, and who is your sergeant?
58
59 A: I am assigned to SWAT Team 10, and my Sergeant is Todd Edgerton.
60
61 Q: Can you list or name off your specialized training, such as SWAT, any prior
62 military, range master, or if you were an FTO?
63
64 A: So, I am a department range master for handguns. I'm on the SWAT team,
65 which had specialized training in advanced weaponry, less-lethal munitions,
66 armored vehicles, varying tactics, hostage rescue tactics, and things of that
67 nature.
68
69 Q: Okay. Did you go to specialized SWAT training at a school?
70
71 A: Yes, I did a two-week SWAT school through the Sheriff's Department.
72
73 Q: Okay. Have you done any crisis intervention training, such as at CPT, or
74 received any specialized training in that?
75
76 A: I have received that training in CPT, but nothing outside of that.
77
78 Q: Okay. And you said you had no prior military?
79
80 A: No.
81
82 Q: Okay. Do you have any specialized medical training?
83
84 A: I've taken a tactical life saver course, as well as the training that we had for
85 CPT.
86
87 Q: Okay. On the day of the incident — we'll be talking about September 7th —
88 in what capacity were you working in?
89
90 A: I was working as part of the SWAT team, SWAT Team 10. I got a callout



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91 page and responded to the CP after getting that callout page.
92
93 Q: Okay. When you got the page, did you respond from home directly to the
94 CP?
95
96 A: Yes. Let me back up. I was actually assigned to the SWAT van, so I had to
97 respond to 300 Richards to get the SWAT van and then drive the SWAT van
98 to the command post.
99
100 Q: Okay. What was your unit identifier?
101
102 A: Union-16.
103
104 Q: Can you describe the uniform you were wearing at the time?
105
106 A: So, my base-layer uniform is blue tactical pants, blue tactical shirt with
107 subdued, or gray and black, police patches on each shoulder, my name on my
108 chest. Over that, when I put my SWAT equipment on, I have full body armor
109 on the shoulders, the chest, the groin, around the waist with a belt. The
110 shoulders of the armor have police patches. There's a patch on the front of my
111 chest that says "police." There's a patch on the back that says "police." I have
112 a ballistic helmet, a handgun, a rifle, a taser, extra ammunition, radio, things
113 of that nature.
114
115 Q: Okay. On the tactical vest, does it have, I know you clearly stated where the
116 "police" is clearly visible on your...
117
118 A: Yes.
119
120 Q: Is there a badge or anything that is visible as well?
121
122 A: There is no badge, no.
123
124 Q: Okay. During the early morning hours of the incident, were you wearing
125 prescription glasses or sunglasses?
126
127 A: I was wearing ballistic glasses, but no prescription.
128
129 Q: Okay. No prescription. And I know you briefly described it, but can you go
130 over again exactly what is on your duty belt or load-bearing vest?
131
132 A: So, on my duty belt, starting from the center and working right, I have a
133 flashlight, handcuffs, and my duty pistol. And then, from the center working
134 left, I have a magazine holder that has a rifle magazine and a pistol magazine,
135 a taser, and then a utility pouch. On the vest, I have a rifle magazine in the



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136 center. To the left of that is my radio. To the left of that is a CTS mini-
137 flashbang. Then, to the right of my magazine, in the center, I have a
138 tourniquet. I have an administrative pouch on the chest with the "police"
139 sticker on the outside of that. I have a med kit on my lower left back, a gas
140 mask in the middle of my back. And then, on my lower right, I have another
141 utility pouch with batteries and extra cameras.
142
143 Q: Okay. Can you name off your primary weapon that you carry?
144
145 A: It's an LWRC M4 rifle. I believe it's a 10.5-inch barrel with an optic laser, tac
146 light, 20-round magazine in it, a suppressor.
147
148 Q: Okay. What about the department carry, your pistol?
149
150 A: It's a Gen 5 Glock 17 with a tac light and a Holosun red dot optic.
151
152 Q: Okay. Is that issued, or personally owned?
153
154 A: The handgun was issued. The optic and the light were purchased on my own.
155
156 Q: Okay. And your LWRC rifle, is that owned?
157
158 A: Department issued.
159
160 Q: Department issued? Okay. Can you just name off, again, just the rounds you
161 carry, starting with your primary weapon?
162
163 A: For my primary weapon? Referring to my rifle?
164
165 Q: Correct.
166
167 A: My rifle had a 20-round magazine in the magazine well with, obviously, one
168 in the bolt, chambered.
169
170 Q: Okay.
171
172 A: And I had a 30-round magazine on my chest carrier, and a 30-round magazine
173 on my belt. For my pistol, I had a 17-round magazine in the mag well with
174 one in the chamber, with an additional 17-round magazine on my belt.
175
176 Q: Okay. And your rifle, what caliber is that?
177
178 A: 223.
179
180 Q: 223? And for your duty weapon?



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181
182 A: 9 mm.
183
184 Q: Any other special weapons or equipment that you're assigned with or you
185 carry with you?
186
187 A: No.
188
189 Q: Okay. When was the last time you qualified with your rifle, and how often?
190
191 A: We go to the range two to three times a month. I qualify every time we do
192 that. The last time may have been two weeks ago.
193
194 Q: And would that be the same for your sidearm as well?
195
196 A: Yes. We qualify the rifle and the pistol.
197
198 Q: Was your firearm fully loaded? And who loaded it?
199
200 A: It was loaded, and I loaded it.
201
202 Q: Okay. Besides the weapon systems that are on your belt, did you carry any
203 other weapons in your vehicle or on your person?
204
205 A: No.
206
207 Q: Okay. And you don't carry a backup weapon of any sort?
208
209 A: I had a Glock 19, but it was in my trunk that I left at the station when I picked
210 up the van, and that's a personal weapon.
211
212 Q: Do you have any less-lethal shotgun assigned to you?
213
214 A: No.
215
216 Q: And can you just describe the vehicle you were driving that day?
217
218 A: So, initially, responding from my house to the station, I drove the black Chevy
219 Caprice. It's a police vehicle with exempt plates that the department owns.
220 When I got to the station to get the SWAT van, it's a large, white — basically,
221 it's a bread truck that's been converted into an equipment vehicle for us that I
222 drove from the station to the command post, and then from the command post
223 to the scene.
224
225 Q: Okay. And, again, it sounds like you already covered this, but how did you



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226 become aware of the call?
227
228 A: I got a text notification — or a callout notification is what we refer to it as —
229 at approximately 11:23 p.m.
230
231 Q: And what were you doing at the time that you were made aware of this call?
232
233 A: I was asleep in bed.
234
235 Q: And what did the text notification inform you as far as the circumstances of
236 the call?
237
238 A: To my recollection, it stated that there was a subject who was wanted for a
239 422 and was armed with a rifle and, I believe, pointed it, either at officers or at
240 some other person on scene, and that we were to respond to the command
241 post, which was the Comm Center.
242
243 Q: Okay. Did you have any concerns about the call?
244
245 A: I mean, when you hear that the person is armed with a rifle, yeah, that kind of
246 ups the concern a little bit because the ballistic capabilities of our personal
247 armor are only rifle rated in a 10 x 12 area. The rest of it is only pistol rated.
248 So, you don't really have much protection from a rifle unless you're sitting
249 inside the BearCat.
250
251 Q: And the vehicle that you had responded in and referred to as a bread truck,
252 does that have any ballistic capability?
253
254 A: Not at all.
255
256 Q: No?
257
258 A: Zero.
259
260 Q: Okay. What kind of information did you receive about the location of the
261 call?
262
263 A: So, because I had to go get the van, I responded to the CP shortly after the
264 briefing was kind of wrapping up. So, I didn't get much information other
265 than that it was on Redding and the subject inside was the solo occupant and
266 armed with a rifle.
267
268 Q: Okay. Did you have any prior contact at this location, just maybe when were
269 you assigned to patrol or the Marijuana Team, or any prior callouts to that
270 location?



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271
272 A: No.
273
274 Q: Okay. And you responded from 300 Richards with the bread truck to the CP
275 location, which was the Comm Center?
276
277 A: Yes.
278
279 Q: And when you responded from 300 Richards to the Comm Center, did you
280 have your ICC activated or your BWC activated?
281
282 A: No.
283
284 Q: Okay. At what point did you activate your BWC?
285
286 A: As we were leaving the command post, I believe Sgt. Edgerton or one of the
287 supervisors said, "Hey, SWAT units, cameras on." So, it's pretty typical when
288 we're serving warrants or going to callouts. They'll give us a reminder as
289 we're leaving the command post to turn our cameras on, and that's when I did.
290
291 Q: Okay. From the Comm Center, did you respond Code 3, or just drive
292 normally?
293
294 A: We just drove normally. It was pretty close to the target address which was
295 very close to the command post.
296
297 Q: Okay. So, from the beginning, when you were made aware of the call just
298 prior to you responding to the call, can you just kind of tell me, in your own
299 words, kind of what happened or what you saw?
300
301 A: Responding from the command post?
302
303 Q: Right, yeah.
304
305 A: As we drove in, the BearCat was already on scene. I believe patrol had
306 already brought it out there, so we responded with what we refer to as the
307 Grizzly, which is another BearCat, and the van. And as we pulled up, we
308 positioned our Grizzly. I parked the van. I could see the target house. I got
309 out of the van, went over to the Grizzly. I believe by the time I had made it
310 over to the Grizzly, they had moved SWAT officers over to the BearCat. And
311 I think we made a few adjustments with the vehicles to kind of get them in a
312 better positioning from that point.
313
314 Q: Okay. Did any other outside agencies respond to the target location to assist
315 you in your detail or mission?



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316
317 A: Later in the morning, the Sheriff's Department SWAT team sent out their
318 BearCat, as well as their Rook.
319
320 Q: Okay. And what was their primary function?
321
322 A: So, the BearCat that the Sheriff's Department brought out was to provide
323 cover for the K9 officer and his cover officers on the four side of the property
324 because all they had was two patrol cars. And once we realized that the
325 subject inside was shooting a rifle at us, we figured it was better for them to
326 have ample protection because the ballistic capabilities of the patrol cars are
327 only pistol rated. So, they had the BearCat drive up there to provide cover.
328 And then the Rook was part of the tactical plan to basically remove some
329 obstructions from our view from the Grizzly and from the BearCat, a window
330 overhang over the main window, a small tree, and some fencing and stuff like
331 that.
332
333 Q: Okay. And when you initially responded to the location, just the best to your
334 memory, do you remember where patrol vehicles or patrol officers were
335 positioned?
336
337 A: I remember seeing patrol officers at the BearCat when we first got there
338 because they were the ones that were holding the scene. And I recall seeing a
339 patrol vehicle parked. I think it was kind of — I think this is a Circle to the
340 south of it or a Court. I can't remember the name of it, but there was a patrol
341 vehicle parked a little farther down to the southeast of the target location.
342
343 Q: Okay. And then, once SWAT arrived at the location, did you relieve patrol
344 from their duties?
345
346 A: We usually do. I didn't personally see patrol get relieved from the BearCat,
347 but they were. I didn't see them actually physically leaving because I think,
348 by that time, I was already assigned to be additional cover off the back of the
349 Grizzly, so my view to the far left was obstructed to the west — or to the
350 north. Sorry.
351
352 Q: So, you respond out there with the van. Do you remember the personnel that
353 were riding with you in the van?
354
355 A: It was just me.
356
357 Q: Just you?
358
359 A: Yeah.
360



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361 Q: Okay.
362
363 A: Everyone else rode on the rails of the Grizzly or inside the Grizzly.
364
365 Q: Okay. And then, once you were inside the Grizzly, what assignment were you
366 assigned to?
367
368 A: So, I was additional cover, which, for our tactics, is typically off of the rear of
369 the armored vehicle, covering the four side or the two side, depending on
370 where you're at. In my case, it was the four side of the target house, which, in
371 this case, was the front of the other duplex. So, I was providing additional
372 cover there. I had a view of the front of the target duplex, as well as a view of
373 the front of the duplex — or the other unit of the duplex that it was attached
374 to.
375
376 Q: Okay. When you were at the Grizzly, did you have any communication or
377 contact with the suspect?
378
379 A: No communication. From time to time, I could hear him screaming, but
380 nothing that I was able to make out. And I could see him from time to time
381 moving in front of the large bay window that was in the front of the duplex.
382
383 Q: Okay. Do you have any reason to believe that the suspect wouldn't identify
384 you, or anyone that was present outside his home, as not being an officer?
385
386 A: No. They were making audible announcements through the PA that it was the
387 police department. We had two large vehicles that are clearly marked,
388 "police" and "SWAT Team," with Sac PD logos on them.
389
390 Q: Okay. So, when you were at the Grizzly, was there any time that you,
391 wherever you were positioned, were fired upon from the suspect?
392
393 A: So, after going through and watching the footage again, there was one point
394 where — I didn't recognize it at the time, but watching the footage, there's a
395 part where I stepped out from behind the Grizzly slightly and shined my light
396 up into the bay window. And maybe a few seconds after that, a round is fired.
397 And you can hear it kind of, I don't know, ricochet or glance off something.
398 And I don't want to say it was close to me, but it sounded closer than some of
399 the other rounds that had been fired, whether or not it was directly at me. I
400 couldn't see the suspect at the time, but it almost seemed like it was a response
401 to me shining up into the window where he was last seen. But that was the
402 only specific time that I can think of.
403
404 Q: Okay. Do you know or remember hearing or seeing how many rounds the
405 suspect had fired at officers?



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406
407 A: It was a lot. I would say between 40 and 50 rounds were fired. Some of
408 those, I believe, were being shot through the roof, but there were other times
409 where, when he was firing, you could hear rounds ricocheting. And at one
410 point we could hear rounds hitting the building behind us, which was the
411 school. The exact count as to how many of those were fired at us or through
412 the roof, I don't know for sure.
413
414 Q: Okay. Were you made aware of what type of weapons that the suspect had
415 access to?
416
417 A: So, initially, to my recollection, it was he had a rifle. And then, at some point
418 I heard that it was a bolt-action rifle. But as we were on the scene for some
419 time — I believe Ofc. Cunningham was the first person to see that he had an
420 AK-47. He walked to the front window, and he — Ofc. Cunningham saw it
421 first. And then, as the suspect turned around to walk back out of view, I could
422 see him cradling a rifle in his left hand, basically holding it in the center. He
423 wasn't pointing it or anything, but he basically had the rifle horizontal to his
424 body, and I could see the back end of the rifle, the wood stock and the back of
425 the receiver, as he walked away into the house.
426
427 Q: Okay. And from your vantage, this is happening as you're standing to the rear
428 of the Grizzly?
429
430 A: Yes. So, I was standing — because there's no ballistic covering under the
431 Grizzly unless you're standing completely back on the other side of it, I was
432 standing, basically, up on the step off the back of the Grizzly, behind the door.
433 And there's no ballistic panel between the door and the step, so I was kind of
434 straddling inside the back of the Grizzly and then out on the step. When he
435 would start shooting, I would obviously step back into the Grizzly. And
436 there's view ports that I could see through the passenger side of the vehicle
437 into the front of the house.
438
439 Q: Okay. And when you were at your position, your cover position, were there
440 other SWAT officers behind you or around you at the time?
441
442 A: Ofc. Cunningham was sitting in the Grizzly to my left, looking through a gun
443 port on his rifle, and he would alternate. He started out in high cover, I
444 believe, but didn't have a good view because of some obstructions, and he
445 moved down to a gun port inside the vehicle to my left. From time to time,
446 there would be officers behind me — actually, I guess, to the west of me,
447 behind the Grizzly itself.
448
449 Q: Okay. What kind of distance between the Grizzly and where the suspect was
450 positioned inside the house would you estimate?



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451
452 A: When we could see him in the front window, 40 or 50 yards, maybe, from the
453 Grizzly, if I had to guess.
454
455 Q: Okay. And I think you described the background as being a large school
456 behind you.
457
458 A: Yes.
459
460 Q: Was there anything beyond the school or anything else in the background that
461 kind of stood out in your mind?
462
463 A: No, nothing to my recollection, just the school, maybe a large electrical box or
464 something on the side of the road, but big school buildings. It looked almost
465 like a driveway or like a courtyard.
466
467 Q: Okay. As the suspect is firing rounds at all of the officers present in front of
468 his house, what were some of the feelings you were having at the time?
469
470 A: Definitely a little scary, especially knowing that it was an AK-47, which is a
471 pretty high-caliber round. Like I said before, we don't have — our personal
472 body armor has very limited protection from a rifle round. And even if you
473 get hit in your rifle-rated protection, it's going to do some serious damage to
474 you, so it was a little scary. As I mentioned, that's why, when he was
475 delivering volleys, I would move from lesser coverage into actually physically
476 being inside the BearCat, which is rated for .50-caliber rounds. So, I don't
477 think anyone out there was really willing to take a chance. When he was
478 firing, everyone was getting behind cover as well as they could.
479
480 Q: Okay. And obviously, at the time the suspect is firing AK rounds at you, there
481 was no situations at that time where you can utilize less-lethal. Correct?
482
483 A: No.
484
485 Q: Did the suspect ever say anything to the officers that were present outside of
486 his home?
487
488 A1: I have a clarifying question real quick.
489
490 Q: Yes, yes.
491
492 A1: During some of the volleys and prior, you guys did attempt to use less-lethal
493 rounds when you were firing — I understand you were firing tear-gas
494 cannisters.
495



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496 A: So, as part of our protocol, if we're on a warrant or a callout, or anything of
497 that nature, and we start taking gunfire, we deliver what we call "emergency
498 gas," which, in theory, is designed to either get the person to stop shooting or
499 give them something to get in their OODA loop so they either move farther
500 into the house or come running out unarmed because in most cases, when tear
501 gas is introduced, people kind of lose the fight, essentially, within themselves
502 because it sucks to stand in tear gas. And usually, they'll give up. Or it'll just,
503 like I said, give them something to think about and get them to stop firing.
504 But in this case, when he first fired and we delivered tear gas, it seemed as if
505 he was almost exchanging rounds with us. We'd fire a tear-gas cannister; he'd
506 fire back out. We'd fire a tear-gas cannister; he would fire back out. And it
507 seemed to have no effect. And thinking back at it now, all of the rounds that
508 we fired, to my recollection, of tear gas were in the only real window access
509 that we had in the front bay window, and he would consistently walk back and
510 forth through there and appeared to be completely unaffected by the tear gas.
511
512 Q: Okay. Do you know how many tear-gas cannisters were used?
513
514 A: So, every time he delivered rounds and we fired emergency gas, it was at least
515 four. How many volleys? I don't recall.
516
517 Q: Okay. Any other less-lethal options used, to your knowledge?
518
519 A: No.
520
521 Q: Okay. When you were communicating with the other SWAT officers, was
522 this done by voice, or by radio transmission?
523
524 A: So, at the Grizzly, we were speaking to each other, just in person, or we'd yell
525 out from around the corner because both of the sergeants were at the Grizzly.
526 And then the sergeants would update via radio to the BearCat officers, as well
527 as the people that were on the other side of the perimeter, what was going on
528 if they couldn't see it.
529
530 Q: Okay. And what type of communication was used to communicate with the
531 suspect inside of his home?
532
533 A: So, I know CNT was trying to make phone calls in to him. We were doing
534 PA announcements, calling him out by name and asking him to talk to us,
535 asking him to call in. And from time to time, when he was in view of the
536 window, I believe it was Sgt. Edgerton who was calling out his name, asking
537 him to talk to us, asking him to surrender. But we never got any real audible
538 response other than yelling. I do believe — I didn't hear it, but I think some of
539 the other officers at the front of the Grizzly might have heard it, him saying
540 "Get off my property." But they told him, "We're not on your property. We're



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541 out on the street. We just want to resolve this. We want you to come out
542 peacefully and come out and talk to us," kind of thing.
543
544 Q: Okay. And these PA announcements, obviously it's loud enough for not only
545 the suspect to hear, but it travels a long range. Right?
546
547 A: Yeah. Yeah, it was very audible. And as I mentioned before it's, "Hey, it's
548 the Sacramento Police Department. We're out here. We're not leaving."
549 They were calling him by name, "We want to talk to you. We want to end this
550 peacefully. We don't want to hurt you. Please stop shooting at us. Put the
551 guns down," things of that nature.
552
553 Q: Okay. So, at some point, from my understanding and in reviewing police
554 reports that officers had completed, the suspect was observed carrying what I
555 believe is an AK-47 and was subsequently shot. Can you kind of tell me, in
556 your own words, as far as what you may have saw or heard?
557
558 A: So, he had been shooting at us pretty consistently throughout the night, but
559 when the Rook, the Sheriff's Department Rook, moved up to clear out the
560 window and the awning and the tree that were obstructing our view slightly,
561 he was seen — I didn't see him run from the front to the back, but I believe
562 one of the officers saw him run from the front window to the back of the
563 house. And then, he immediately opened up with a pretty massive volley of
564 gunfire on the Rook, at which you could see rounds sparking and skipping and
565 things of that nature. As the Rook left the front yard and moved around — I
566 believe it was clearing out fencing and things on the one-two side so that the
567 officers on the BearCat could get a better view into the garage. And as it had
568 cleared fences down, I think they were going to see if the Rook could pull the
569 vehicle out of the driveway a little bit or move it out of the way so that the
570 view was even less obstructed, at which point somebody called out, "Hey, he's
571 running towards the garage. He's got the AK." And I could see him through
572 the view port in the back of the Grizzly with an AK in both hands, basically
573 almost at his hip, one hand up on the stock and one hand on the grip, near the
574 trigger. He opened the garage door and fired one, two, maybe three rounds
575 out. And as he fired — I mean, this all happened within milliseconds, but it
576 seemed like he fired, and then somebody from the BearCat returned fire. And
577 then Ofc. Cunningham to my left, from high cover, returned fire, at which
578 point the suspect stepped back and kind of fell down. He stepped back, kind
579 of crumpled forward, and then fell backwards, out of view, near the garage
580 door, the interior garage door.
581
582 Q: Okay. So, the only firing officer, to your knowledge, was Ofc. Cunningham?
583
584 A: Yeah. He was directly to my left, maybe three feet away, standing up in high
585 cover, looking out the gun port on top of the Grizzly.



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586
587 Q: Okay. Do you happen to know how many rounds he may have shot?
588
589 A: It sounded like he shot two rounds pretty quick, almost a double tap, for lack
590 of a better term, but that's all I can remember him firing.
591
592 Q: Okay. Do you know of any other officers that shot that were present in or
593 around the Grizzly?
594
595 A: No. Sgt. Kirtlan asked, "Hey, who fired?" And no one had fired. No one said
596 they had fired other than Ofc. Cunningham.
597
598 Q: Okay. So, once the shooting took place, did yourself or anyone else — did
599 you form an arrest team and provide or render any medical aid to the suspect?
600
601 A: So, they did enter the house and do that, but I was not part of that team. They
602 swapped me out with Ofc. Cunningham to go up into high cover so that he
603 was off gun. He sat down. He came down out of high cover, got out of the
604 Grizzly. I went up into high cover. They formed an arrest team, moved one
605 officer up to the front window to cover into the house. The rest of the officers
606 went into the garage, in through the interior garage door. I believe they
607 handcuffed the suspect and then began rendering aid until the fire department
608 showed up.
609
610 Q: Okay. So, once the SWAT officers that went into the house handcuffed the
611 suspect and then — they immediately started rendering aid until they were
612 relieved by the fire department?
613
614 A: Yes.
615
616 Q: Okay. Sitting here today, do you know who the suspect was?
617
618 A: No, I don't. I don't even remember who his name was. I think it was Derek.
619
620 Q: Okay. And it sounds like, in our conversation today, there were different
621 resources and de-escalation techniques used to try to get the suspect to either
622 peacefully surrender or at least not use his high-powered weapons. Is that
623 correct?
624
625 A: Yes. The CNT officers actually got recorded messages from his brother and
626 his sister and were playing them to the suspect through the LRAD, saying
627 "Hey, this is your brother. Please give up. We love you. We want to see you
628 again. Stop firing at officers. Just come out." And I believe, prior to the
629 Rook making the movement to clear obstructions out of the way, the UAS, the
630 drone, flew up a cell phone and dropped it off in the garage next to the interior



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631 garage door so that we could open another line of communication with him,
632 but I don't believe he ever went and grabbed the cell phone.
633
634 Q: Okay, okay. To your knowledge, do you know if he contacted our
635 Communications Center at all?
636
637 A: I don't know.
638
639 Q: Okay, okay. I think we've reached a good point where we can -
640
641 A1: I'm just curious. The Rook, does Rook stand for anything? And can you
642 explain what the Rook is?
643
644 A: If it stands for something, I'm not sure. It's basically a small tractor or a
645 Bobcat that is armored with .50-caliber rated armor. It has multiple
646 attachments. It has a ram that can be attached to the front. It has a bunker that
647 officers can stand on and can be raised or lowered. It has a gas ram
648 attachment that can be used to put, basically, a long cylindrical tube into a
649 house and then release gas from that tube from a safe, secure, cover position.
650 And then, it also has claws that can be used to pull or move things out of the
651 way. It's just a super-armored tractor, essentially, with tank treads.
652
653 Q: Okay. Is there anything that maybe I didn't ask you or you wish to tell me
654 about the incident?
655
656 A: No.
657
658 Q: Okay. I think this is probably a good point. We can take a break.
659
660 A: Yes, sir.
661
662 Q: Okay.
663
664 It's 1013 hours. We'll be ending my interview and turning off my body-worn
665 camera.
666
667 **End of Recording**
668
669 **Transcribed by: DocuScript, LLC/mw**
670



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #15) VALENZUELA, M, 0

Subject (VICTIM #15) VALENZUELA, M, 0

Author 3867 - WORM, AMANDA 0312

Related Date Sep-08-2021

On Wednesday 9/8/21, I (Detective Worm #312) took a statement from Officer Mario Valenzuela at HOJ regarding an Officer Involved Shooting. The statement was audio recorded from my department issued Body Worn Camera (BWC). Officer Mick Boyd of the Sacramento Police Officers Association was present at the time of the interview.

I submitted the audio recording for transcription with DocuScript LLC and later reviewed the transcription for accuracy.

See attached statement.



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Related Attachment(s) - ATTACHMENTS

Attachment Description: VALENZUELA STATEMENT

Reference Number:

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1
2
3
4
5
6
7
8 Q: All right. Good afternoon. My name is Det. Amanda Worm. I'm
9 interviewing Ofc. Mario Valenzuela for incident 21-254750, an officer-
10 involved shooting that started on September 6, 2021. Can you go ahead and
11 say your full name and your badge number?
12
13 A: Mario Valenzuela, badge number 855.
14
15 Q: 855? And with us in the room is SPOA representative Mick Boyd. Would
16 you please spell your first and last name?
17
18 A1: Michael Boyd, M-I-C-H-A-E-L, B-O-Y-D, badge number 598.
19
20 Q: Perfect. And I'm sorry, can you spell your first and last name?
21
22 A: Sure. M-A-R-I-O, V-A-L-E-N-Z-U-E-L-A.
23
24 Q: Okay. So, full name and badge number. How long have you been with the
25 Sacramento Police Department?
26
27 A: A little over 19 years.
28
29 Q: Nineteen years? And what has been — in your 19 years, what are some of the
30 jobs that you've held?
31
32 A: FTO for 15 years, pretty much patrol for 19 years, CNT for the last two years
33 — crisis negotiator for the last two years — and I did a TDY in the academy
34 for six months about two years ago.
35
36 Q: Okay. Within that, have you had any specialized training for any of these
37 additional positions you've held for field training officer or CNT? Was there
38 any training once you got those positions, or any training that you had to do
39 before or after you got those positions?
40
41 A: So, for field training officer, we have to go to FTO school. I think that was a
42 week long. For CNT, it was also a week-long school held at the FBI. And
43 then, with regards to the TDY to the academy, it was just a position offered to
44 me for being an FTO.
45



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46 Q: Okay. And where are you currently assigned?
47
48 A: Graveyard, Sector 6, District 6.
49
50 Q: What are your days off?
51
52 A: Thursday, Friday, Saturday.
53
54 Q: And what are your hours for graveyard?
55
56 A: 2100 to 0700.
57
58 Q: Okay. And with your 19 years with the Sacramento Police Department, do
59 you have any prior law enforcement experience?
60
61 A: No.
62
63 Q: What about military experience?
64
65 A: No.
66
67 Q: Okay. And how long have you been with District 6 on graveyard?
68
69 A: I think this rotation has been two years now.
70
71 Q: Okay. Where else have you worked in the city?
72
73 A: I've worked District 6, District 4, District 5, District 2. And during training, I
74 worked District 1 and District 3.
75
76 Q: Okay. And on September 6th of 2021, were you working?
77
78 A: Yes.
79
80 Q: And where were you working?
81
82 A: I was working in District 6.
83
84 Q: Okay. And that was Tuesday. So, you were in the middle of your week?
85
86 A: Yes, just about. Yes.
87
88 Q: Okay. So, you were already working. So, were you in your patrol uniform?
89
90 A: I was actually getting changed. I was getting dressed at about right before roll



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91 call when I was asked to go to Redding and 14th Avenue by Sgt. Trimpey for
92 CNT.
93
94 Q: Okay. So, you were called out in a CNT capacity?
95
96 A: Yes.
97
98 Q: Okay. So, what was your uniform of the day, then?
99
100 A: A regular patrol uniform.
101
102 Q: Okay. Did you arrive in your CNT vehicle, or a patrol vehicle?
103
104 A: Just a regular patrol vehicle.
105
106 Q: Okay. Were you partnered up that day?
107
108 A: Yes, I was.
109
110 Q: Who were -
111
112 A: I had a trainee.
113
114 Q: You had a trainee?
115
116 A: Yes.
117
118 Q: What was their name?
119
120 A: McCloskey is the last name.
121
122 Q: Okay.
123
124 A: I believe his first name is Kyle.
125
126 Q: Okay. So, I know there's a bunch of different patrol uniforms out there right
127 now. What are you wearing? Are you just wearing the over vest or the Class
128 B?
129
130 A: It was the outer carrier vest, or over vest.
131
132 Q: Okay. And was your — can you kind of describe that for me? Was your
133 badge visible?
134
135 A: Yes. So, well, my badge was visible on the top left, but it had the band across



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136 it for the officer that had just perished from Galt PD. I have two handcuff
137 cases on each side, single handcuff cases on each side. I also carry, I believe,
138 my knife pouch on my belt, left, my Glock 34 handgun on my right. My taser
139 is on my left. And then just the regular undershirt with the patches and the
140 corporal stripes, and then just the regular blue cargo pants.
141
142 Q: Okay. So, you were called out, fairly immediately, out to the incident.
143 Correct?
144
145 A: Yes.
146
147 Q: Were you given any type of briefing beforehand?
148
149 A: No, not really. I just got dressed. I got in the car. I read what I could on the
150 call screen, and then got to the scene.
151
152 Q: Okay. And so, you were called out in a CNT-type of situation. Correct?
153
154 A: Yes.
155
156 Q: And what does that mean, normally?
157
158 A: Usually, when they require CNT, it is either a warrant service or a barricaded
159 subject, a hostage situation, or a suicidal subject. In this situation, it was more
160 of a — basically, we would call it more of a barricaded subject.
161
162 Q: Okay.
163
164 A: He was acting erratic.
165
166 Q: Okay. And when you said that you read the notes on the call, on your way out
167 there, or after you got there?
168
169 A: On my way out there.
170
171 Q: Okay. And do you remember what those circumstances were?
172
173 A: It was basically a female was calling it in to do a welfare check on an
174 individual that used to care for her brother, stating that he was sending text
175 messages, I believe to her and her brother, and the text messages were just
176 ramblings. They weren't making sense. So, she wanted officers to go do a
177 welfare check on him. And then, it was my understanding that when officers
178 showed up, they were presented with a rifle by the guy.
179
180 Q: Okay. And once you got on scene, can you go ahead and just — so, I



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181 understand that a lot of the — actually, when you guys are working in a CNT
182 capacity, what is your job in these types of situations?
183
184 A: So, in that, since I was partnered up with Schwertfeger, because he's also
185 CNT, he was the primary. I was the secondary, meaning he was going to talk.
186 He was going to voice, whether it be PA's or talk to the individual on the
187 phone, and I was going to be his secondary, which means I gather
188 information, or try to gather information, from family members, friends,
189 anybody that can influence this individual, or see if I can get any of what's
190 called a hook for him, anything I can use to — that Trevor can use to talk to
191 him with. So, initially, we showed up to the north side of this incident. We
192 sat in a patrol car, and Trevor started making phone calls. We read through
193 the call a little more to gather a little more information. I asked about any
194 relatives and whatnot in the immediate area. He did not have any. And then,
195 that's when Trevor, Ofc. Schwertfeger, started trying to make phone calls to
196 the individual. We directed — the guy kept calling dispatch instead of
197 answering Schwertfeger's phone. So, we directed dispatch to route the calls to
198 us, and that's how we started communication with him.
199
200 Q: Okay. And at any point did you communicate with the subject at all?
201
202 A: So, at one point the guy stated he no longer wants to speak to Trevor. And so,
203 that's when I took over. About when I took over is when we moved over to
204 the BearCat. And it was about almost the exact same conversation with
205 Trevor. We would talk to him for maybe a minute, 30 seconds. He would
206 just ramble about everything. His only focus was a radio station, K-Love.
207 And he also stated something along the lines of he doesn't trust cops. He had
208 a history with cops or with law enforcement. He kept talking about his father,
209 I remember, and, again, just absolute rambling. He would not let me talk. If I
210 tried to intervene or interject or throw a hook in — which, I was trying to slow
211 him down and get him to start talking — he would just hang up. He would
212 just get upset. All he wanted to do was talk.
213
214 Q: Okay. And the person that you guys were talking on the phone with, do you
215 know his name?
216
217 A: Derek Pearson.
218
219 Q: Okay. And earlier, you were saying that initially Trevor was going to be the
220 one to talk to him, and you did research.
221
222 A: Yes.
223
224 Q: When you did your research, what kind of information did you gather?
225



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226 A: Well, we found that he was arrested on the 31st, August 31st, for a 242 where
227 he actually — officers had to go hands on with him, take him to the ground.
228 And apparently, he was pretty erratic there. They had to use a spit mask on
229 him on that one. So, obviously, that already gave us an idea that he's not
230 going to be too happy with law enforcement. And then, we read on that in
231 May of this year he was arrested again by law enforcement, by SRO's across
232 the street in the high school, and that was a much more physical confrontation
233 where he was tased. I believe he was batoned. So, that gave us an
234 understanding that it was going to be a little more difficult for us to
235 communicate with him or to build that trust because he obviously had
236 negative feelings toward law enforcement.
237

238 Q: Okay. And some of the things you mentioned — he kept talking about, K-
239 Love and his dad. Was there anything that stood out to you with his
240 ramblings?
241

242 A: Well, his big focus was religion. Which, I was not an expert at that, so it was
243 kind of difficult to use, but he just kept saying something along the lines of
244 "Listen to K-Love. Call K-Love tomorrow." He mentioned something was
245 going to happen at 1:12 in the morning that night. He did mention "Do not
246 come in here," something along the lines of "Do not come in here. I will
247 shoot." He mentioned his father being a war hero or being in World War II.
248 And that was about it. He kept doing religious references, so I kept trying to
249 keep him from talking, or slow him down, or stop him by asking him more,
250 like "Well, can you explain this to me? Can you explain that?" just to get him
251 to start focusing on one thing. And then, of course, he went to this other stuff.
252 But the second — I tried that maybe three times. He would hang up.
253

254 Q: Okay. In between the phone calls, did dispatch ever try to call in to him?
255 Were they successful in calling in to him?
256

257 A: I believe he would call dispatch.
258

259 Q: Okay.
260

261 A: Initially, he was calling dispatch quite often. It would almost seem there was
262 pattern where Trevor would call in, Ofc. Schwertfeger would call in, and he
263 wouldn't answer, but then, if you waited about a minute, he would call in.
264 And then they would transfer him to us. So, initially, for a while, that's what
265 we were using. Every time we wanted to communicate with him, we'd call.
266 He wouldn't answer. And we knew he was going to call dispatch. But then he
267 stopped doing that. I think right when I got into the BearCat, he stopped
268 doing that.
269

270 Q: Okay. Do you remember, roughly, what time that was?



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271
272 A: No, I do not. It was fairly early on into the situation.
273
274 Q: Okay. Do you know a ballpark range of how many times you guys spoke to
275 him on the phone?
276
277 A: I think, on the phone, maybe Schwertfeger spoke to him half a dozen times.
278 Then, I think, even me in the BearCat, I was able to speak to him about that
279 same amount, about half a dozen times, but they were all super short.
280
281 Q: Okay. And other than phone conversations, was there any other type of
282 communication you guys had with Mr. Pearson?
283
284 A: On the PA's on the BearCat, and then we switched to the LRAD, because the
285 first LRAD wasn't working. The battery wasn't working.
286
287 Q: Okay. And when you guys would use the PA system or the LRAD, was he
288 communicating back to you guys, or could you tell?
289
290 A: Every once in a while, he would come to the door. There was a white screen
291 door that he would open. Well, he left that closed, but he would open the
292 inner door. Then, he would start shouting from there, but it was really hard to
293 understand him, being in the BearCat. He did that a few times.
294
295 Q: Did you ever see Mr. Pearson?
296
297 A: Yes.
298
299 Q: And can you describe that for me?
300
301 A: Well, you could see him — you could see kind of his silhouette through the
302 screen door, but then, in the front of the house there's a huge bay window, so
303 you could see him walking back and forth in there. And then, at least three
304 times, he went into his garage. And, of course, that's where I saw him best
305 because the garage door was open. At one point he came out and went out of
306 his garage door, across the garage. He did something at the wall. And I think
307 that's where I saw him the most — and then he went back into his garage —
308 other than the time he came out holding the AK-47 and he went back in, and
309 then, of course, the last time.
310
311 Q: Okay. So, backing up a little bit. You and Trevor were in a patrol vehicle. Is
312 that correct?
313
314 A: Initially, we were in a SUV, yeah, a patrol vehicle.
315



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316 Q: Okay. When you guys were in that vehicle, were you positioned in a way
317 where you could see the target residence or Mr. Pearson?
318
319 A: Initially, no, because there was another patrol vehicle blocking us. I mean,
320 you could see the residence, but I wasn't really focused on it.
321
322 Q: Okay.
323
324 A: We were more just focused on making phone calls and communicating with
325 him.
326
327 Q: Okay. But it wasn't until you moved over to the BearCat is where you got the
328 viewpoint?
329
330 A: Yes. The BearCat was positioned right in front of the house.
331
332 Q: Okay. I've never been in the BearCat, so I don't — I'm not sure how it's laid
333 out. Are there windows? Obviously, like you said, you saw him at his bay
334 window, at the front door, and in the garage. Where was your position within
335 the BearCat?
336
337 A: So, the BearCat was on Redding, facing south, directly in front of the house.
338 The house was maybe 25 or 20 yards away. There's windows along the
339 driver's side at the back of the BearCat. I believe there's two of them. They're
340 pretty small, maybe 4 x 10, but you can definitely see out of them. So, I was
341 looking out one of those windows.
342
343 Q: Okay. So, you said 4 x 10?
344
345 A: About 4 x 10.
346
347 Q: Okay. Was there anything between the BearCat and the residence that would
348 obstruct your view at all?
349
350 A: There was a vehicle in the driveway to his garage. So, his garage was open,
351 but there was some sort of — it's not an SUV; I think it's one of those
352 crossover vehicles — facing outward towards the street, towards Redding,
353 backed into the driveway. So, that obstructed some of my view to the garage.
354 There was a black Lexus parked facing northbound on the east side of
355 Redding. It was a black Lexus sedan, but that didn't block my view because
356 the BearCat is so high. I could just see over it.
357
358 Q: Okay. So, within the BearCat, you're looking through — you said that there's
359 windows down the driver's side of the BearCat?
360



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361 A: There's windows down — obviously, the whole front is the windows, the
362 windshield and whatnot, but on both sides, there's windows. It's just that I
363 was looking out the driver's side because that's where the house was at.
364
365 Q: Okay. Got it. And you and Trevor were in the BearCat. Who else was in the
366 BearCat with you guys?
367
368 A: Initially, who drove the BearCat was Ofc. Mcauliff. I believe Ofc. Michael
369 Nelson was there initially. There was another officer, but I don't know his
370 name. And then, once SWAT transitioned, it was myself, Ofc. Schwertfeger.
371 Ofc. Surjan was in the front passenger seat. Nobody was in the driver's seat.
372 Ofc. Dahl was on the turret, and Sgt. Jarvis was just outside the BearCat,
373 using one of the rear doors as cover.
374
375 Q: Okay. Could you estimate, in between the conversations you had, how much
376 time would pass in between each conversation you had with Mr. Pearson?
377 You or Ofc. Schwertfeger.
378
379 A: Well, initially, it was actually — like I said, it was pretty easy to get ahold of
380 him. It was just impossible to keep him on the phone. And then, once we
381 went to the BearCat, again, it was easy to get ahold of him. He would answer.
382 Well, initially, actually, I would call and call, and he wouldn't answer. And
383 then he would answer every so many phone calls. And then I was directed by
384 our CNT sergeant, I believe Rinehart, to no longer communicate with him via
385 phone because Ofc. Carr was going to start trying to negotiate with him.
386
387 Q: Okay.
388
389 A: So, after that, I believe, when they were unable to get ahold of him because it
390 sounded like it became much more difficult to even contact him, that's when
391 Schwertfeger started using the PA's to at least try to talk to him.
392
393 Q: Okay. And are you familiar with — when you communicate with cell phones
394 and/or the PA or the LRAD, are any of those communications recorded?
395
396 A: It's recorded. Well, obviously, the body-worn camera, but I believe the LETS
397 system, when we go through the LETS system, that provides us with —
398 basically, it's like a coded number. It comes up with a number, and then it
399 comes up with a number for them to call us back. I believe those phone calls
400 are recorded, and I believe even the voice. I believe the voice is recorded. I'm
401 not too sure.
402
403 Q: Okay. And when you guys make the phone calls — or do you know, when he
404 would call in to dispatch and be transferred over, were you guys utilizing the
405 LETS system?



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406
407 A: Yes. Yes, he was.
408
409 Q: Okay.
410
411 A: We were using — I believe it was a spoof number.
412
413 Q: Okay. Was there any point throughout the incident where there was a lack of
414 communication? I know that there were times he would hang up, and then
415 you guys would re-acquire phone calls, whether you called or he called in to
416 dispatch, but was there any point where there was a significant lack of
417 communication?
418
419 A: There was a time in the BearCat where I did have to call multiple times before
420 he actually answered the phone. And then there were times when you could
421 tell he was upset and he wasn't answering anywhere. So, I think, yeah, as
422 time went on, it was much more difficult to get him to answer the phone.
423
424 Q: Okay. And can you describe a little bit more when you say it was clear he
425 was upset? How do you mean that?
426
427 A: Well, again, he was — I remember him expressing that he was aggravated at
428 his neighbor because he blamed his neighbor for his last arrest. I believe the
429 neighbor's name was [REDACTED]. And, again, he kept saying something about
430 "Just wait until 1:12. Something's going to happen at 1:12 in the morning." I
431 don't know what he was talking about. I never figured that out. I remember
432 he was upset. He would throw names out. I remember [REDACTED], [REDACTED], [REDACTED].
433 If I would ask him to explain who these people are or what it is that he wants
434 me to know about them, he says "You already know. Figure it out. You
435 know what I'm talking about." He was adamant that I knew everything he was
436 doing and everything he was — apparently, why he was so upset. He was
437 adamant that we knew why. He kept mentioning K-Love. He just says — he
438 kept saying, "Listen to K-Love," or "I want you to call in to K-Love." I
439 believe he was saying, "I want you to call in to K-Love in the morning." And
440 I think he said, "They'll explain it to you." He did — like I said, he mentioned
441 his father and his father being in World War II. He did mention, time and
442 time again, that he was not happy with law enforcement, that we assaulted
443 him and that we beat him up, but at times he would answer. I would call, and
444 he asked me for my name. I gave him my full name. I think once I gave him
445 my full name, because it was Hispanic, he got a little calm. And I thought I
446 had an in with him because he started saying, "Hey, my brown brother," or
447 something like that. So, I'm like, "Okay. This might work," but it went right
448 back to he just wanted to talk. He didn't want to listen to you. I couldn't get a
449 word in edgewise. And if you tried too much, he would just hang up.
450



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451 Q: Okay. And any of the times that you guys communicated, whether it was you
452 or that you could hear with Ofc. Schwertfeger, were there any threats made?
453
454 A: He did say at one point, a few points, "Do not come in here." I don't
455 remember the exact verbiage, but he did say something along the lines of "Do
456 not come in here. If you come in here, I will shoot."
457
458 Q: Okay. And at any point did you believe that that was a credible threat?
459
460 A: Well, my thought, at least my thought there, was I was more concerned about
461 being able to communicate with this guy. So, the more I was unable to
462 communicate with this guy, to me, the more those threats became credible
463 because I wasn't gaining any ground with this guy.
464
465 Q: Okay. Were there any actions Mr. Pearson took that made you believe even
466 further those threats were credible?
467
468 A: Well, once he started shooting at us, then yes.
469
470 Q: Tell me more about that.
471
472 A: I believe — I'm not sure when even the first shot went off, but I think at one
473 point, I mean, just using the PA or chirping the PA would upset him and he
474 would start firing. I'm not sure we were doing anything specific. SWAT was
475 already set up, and I believe the first few rounds — because it was just a
476 volley of rounds throughout the rest of the night. The first few rounds went
477 through the roof. And then, because of that, SWAT responded with throwing
478 the gas into the front bay window. And his response to that was firing, but he
479 would fire either sometimes out that window, sometimes through the roof,
480 sometimes just out of nowhere, just randomly start firing again. But, again,
481 the last one I remember is when we started using the PA, and that's what gave
482 me an indication that he was just done talking to us because we chirped the
483 PA to talk to him, and that set him off, and he fired rounds.
484
485 Q: Okay. When you chirped the PA and he fired, was that the first time he fired?
486
487 A: No. I believe the first ones were just through the roof. I don't believe we
488 were doing anything at the time, and he just started firing through the roof.
489
490 Q: Okay. Could you tell what type of weapon he was using?
491
492 A: Well, throughout the night, you could tell that it changed calibers because
493 some of them were really muffled. So, basically, some of them sounded like a
494 22, and then some of them sounded much higher caliber, like an AR.
495



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496 Q: Okay. At any point, did you — from your viewpoint, were you able to see
497 him fire anything?
498
499 A: I didn't see him until the end, until the shooting happened. He would always
500 go back into a corner and fire. So, most of the time, we couldn't even — it
501 was a guess of where he was shooting at because every time he would fire, he
502 would go back to a corner. And then, when he wasn't firing, sometimes we'd
503 see him through the bay window holding a gun. And sometimes it would be a
504 handgun, sometimes he would be holding a rifle, but at that point he wasn't
505 firing.
506
507 Q: Okay.
508
509 A: The only time I did see him firing is when he exited the garage and fired at the
510 BearCat.
511
512 Q: Okay. And we'll get to that in a second, but when he was holding the
513 handgun, what did that look like?
514
515 A: All I could see was a dark silhouette of the gun when he was walking through
516 the window.
517
518 Q: Okay. And then you mentioned a rifle. Could you see what that looked like?
519
520 A: No. It was too dark.
521
522 Q: Okay. So, this started — it was pretty late in the evening because you're
523 graveyard. So, was it dark when you first showed up?
524
525 A: I think the call was at 8 p.m. When I got there, it was just before 9:30 p.m., so
526 it was dark. I believe SWAT got there at about 11-11:30 p.m. So, it was dark.
527
528 Q: Okay. And you mentioned that it was dark and you could see him walking at
529 the bay window. Was there any lights inside the house?
530
531 A: The garage was — there was a garage light on. I don't particularly recall how
532 the window was lit because we had so many spotlights to it. So, I couldn't tell
533 you if it was his light that made it easy to see or our lights, but you could see
534 because it was light.
535
536 Q: Got it. Okay. So, you, essentially, only saw the silhouettes of the firearms he
537 had?
538
539 A: When he was in the bay window, yes. But then, like I said, the second time he
540 came out of the garage, he came out holding an AK-47-style rifle.



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541
542 Q: Okay. Could you tell what color it was?
543
544 A: It was kind of your typical AK-47, wood stock, wood foregrip. Everything
545 else was blue metal.
546
547 Q: And he comes out with this AK-47-style rifle. What did he do with it?
548
549 A: He walked towards the front of the garage, not all of the way out. And then
550 he stood right around the middle of the garage. And he actually lowered the
551 gun towards us for a second, and then he raised it. And then he put his arms
552 up, and then he walked back into the garage.
553
554 Q: What do you mean by lowered it?
555
556 A: He actually lowered it down towards our position, but I don't think anybody
557 saw it, or it happened so fast — because there was the car in front of the
558 garage. So, I think my angle maybe allowed me to see it, but I don't know
559 how nobody else could not have seen it. And I actually did say — he actually
560 lowered it, but I believe he was just holding it in one arm when he lowered it.
561
562 Q: So, when you say he lowered it — so, when he walked out, you saw it. How
563 was he holding it before that?
564
565 A: When he walked out, I believe he was just holding it up, pointed up.
566
567 Q: Okay.
568
569 A: And then he turned towards us, lowered it for just a quick second, and then
570 put his arms up.
571
572 Q: So, was the rifle still in his hand when he put his arms up?
573
574 A: Yes.
575
576 Q: Okay. So, he maintained control of the rifle the whole time?
577
578 A: Yes.
579
580 Q: Okay. And you mentioned he would shoot through the roof. Could you
581 personally see —
582
583 A: Yeah. You could see the dust cloud, the dust from the roof being hit.
584
585 Q: Okay. And then there were times you said he fired at the BearCat?



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586
587 A: He would always fire — at least I thought he seemed to fire in a southwest
588 direction because you could see the window. The bay window initially had
589 blinds, and then it had a cover over it for shade. And one time I do remember.
590 After they fired gas into it, then he started firing, and I saw one of the blinds
591 move. So, that kind of gave me a direction of where he was shooting.
592
593 A1: Would that be the same direction as where the...
594
595 A: Grizzly.
596
597 A1: They call it the Grizzly?
598
599 A: Yeah.
600
601 A1: And that, I believe, is where they were shooting the gas from?
602
603 A: Yes.
604
605 A1: So, from your — did it look like he was shooting at them?
606
607 A: I could never — I couldn't hear the dinging sounds if he was hitting the
608 Grizzly or anything like that, and nobody said he was hitting the Grizzly.
609
610 A1: But it was in that direction as far as you know?
611
612 A: It was in that direction.
613
614 Q: Okay. And I just want to make sure I've got this right. You didn't hear any
615 dings to indicate he hit the BearCat or the Grizzly?
616
617 A: Yeah. I didn't hear any dings.
618
619 Q: Okay. Other than when you saw the dust clouds from the roof, was there any
620 impacts, that you could tell, from when he shot any other times?
621
622 A: Just him hitting the glass from the bay window.
623
624 Q: Okay. And when — so, he comes out. There was that point where he came
625 out with the rifle pointed up, and he lowers it very quickly and then backs up.
626 What did he do after he put his arms back up?
627
628 A: He just goes back into the main house. Because there's a door from the garage
629 leading to the main house, he just goes right back in there.
630



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631 Q: Okay. And what happened after that?
632
633 A: I think, after that, we still kept trying to communicate with him. I believe
634 that's — by then, Ofc. Carr had taken over trying to call him. So, we just kept
635 doing the PA announcements. And then — up until, of course, the Rook
636 shows up. The Rook shows up, starts taking out the bay window.
637 Immediately, once he started taking out the bay window, he shoots at the
638 Rook. You can tell that was a high-caliber rifle. I don't know how many
639 times he shot, at least half a dozen, because the rounds would bounce from the
640 Rook down to the Lexus. You could see them hitting the front of the Lexus,
641 the asphalt. And then the Rook got permission to take out the fence that's on
642 the north side of the house, next to the garage. He takes out part of that fence.
643 He backs out. He asked if he wants more of the fence taken out. He's given
644 permission. And then, once he goes in there and takes out more of the fence,
645 that's when the guy comes out and immediately opens the garage door that
646 leads from the house to the garage. And it was quick. It was like a second.
647 He immediately levels what looked like an AK-47. I know he fired at least
648 once because I could see it hit above where I was looking through, which
649 apparently was the turret. So, I could see the sparks come down. And it
650 seemed like — in that immediate succession, it's like everybody — he fired,
651 and then officers fired. So, I couldn't even tell who was firing anymore
652 because everybody — it happened so fast.
653
654 Q: Okay. So, the Rook took out the bay window and was actively taking out the
655 fence, and that's when he came out to the garage?
656
657 A: Yes.
658
659 Q: And then he fires at the turret because you see the sparks?
660
661 A: Yes.
662
663 Q: Is that when the other officers then shot their guns?
664
665 A: Yes.
666
667 Q: Okay.
668
669 A: That's what — at least, I know just because I could hear. Ofc. Dahl was
670 standing right next to me on the turret, and then Sgt. Jarvis, who was at the
671 door of the BearCat, the rear of the BearCat, I knew they fired.
672
673 Q: Okay. Was there any communication before the officers fired? Did anyone
674 announce anything?
675



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676 A: I know I did, but I believe myself and Ofc. Schwertfeger, I think, had
677 simultaneously said, "Garage! Garage!" because the guy immediately came
678 out of the garage, almost all the way. I think he kind of used it a little bit as
679 cover, the individual. He immediately leveled the rifle. And I think in that
680 moment I said — I know I said, "Garage! Garage!" twice. And I believe
681 Schwertfeger said, "Garage! Garage!" twice as well. And then, milliseconds
682 after that, like I said, you could tell the guy fired because of the sparks, and
683 then officers returned fire.
684
685 Q: Okay. This might sound like an obvious question, but when he fired and you
686 saw sparks hit the turret, was that something — how did you feel when that
687 happened?
688
689 A: Well, I mean, you could tell it was a higher-caliber rifle. Again, I mean, I
690 knew he was firing. The best way I could describe it is I thought for a split
691 second it looked like somebody was welding above me because of the sparks.
692 But, like I said, I mean, I knew I was behind cover, but at the same time, I've
693 never been fired on by an AK-47 in the BearCat. So, I was a little worried
694 about — even knowing prior that he had an AK-47, me looking out the
695 window, it did cross my mind, "How strong is this glass?" because that's such
696 a heavy round.
697
698 Q: Okay. How did it make you — what about the other officers around you?
699
700 A: What do you mean?
701
702 Q: So, you were worried about — or the thought occurred to you. You were
703 wondering how thick the glass was. Was there any other thoughts or feelings
704 that -
705
706 A: Well, the two officers that were exposed. And, again, once he hit the turret, of
707 course, you're thinking — I mean, there is a hole. There's a hole in that turret
708 for us to respond with a firearm as well. So, I was a little worried that maybe
709 he was actually able to shoot through that hole because, obviously, Ofc. Dahl
710 is exposed through that one hole. And then the same thing for Jarvis. In order
711 for Jarvis to return fire, he has to expose himself to a certain extent. So, when
712 the turret got hit, I was — it did cross my mind where I was worried that Dahl
713 got hit, but then Dahl responded a millisecond after that. He said something
714 like "It hit the turret," because officers were asking, "Are you okay?" And he
715 said, "It hit the turret." So, then I knew that he was okay.
716
717 Q: Okay. Going back a little bit. So, Sgt. Rinehart tasked Ofc. Carr to take over
718 trying to have phone communication with Mr. Pearson. Is that correct?
719
720 A: Yes.



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721
722 Q: Okay. When you and Ofc. Schwertfeger were using the PA systems, what
723 were you guys saying?
724
725 A: It was something along the lines of —because we were able to use a voice
726 recording, or a TPI, from, I believe, his sister and his brother. So, we played
727 those recordings for him over and over at least. We had two recordings from
728 the brother. We had one recording from the sister. We played each at least
729 five times. Then, we would introduce them, "Hey, your brother and your
730 sister are worried about you. They care for you. They love you. They want
731 this to end peacefully. Here's a recording that they want you to hear." Then,
732 we would play those. And if we weren't doing that, then, of course, we would
733 keep emphasizing, "Hey, this is not a big deal. This is not an end-all. This
734 doesn't have to be this way. You can still just give up. Please, just come out."
735 We would see him with a weapon or SWAT would see him with a weapon
736 from the Grizzly, from their angle. We would ask him to put the weapon
737 down, drop the gun, come to the front door. When he would come to the front
738 door and start talking, of course, it was much like the conversation with him
739 on the phone. It was more rambling. But we used the PA to, again, try to talk
740 to him, saying "Come on out. Come on out," but none of that was working.
741
742 Q: Okay. Could you estimate how many times you guys asked him to put the
743 gun down?
744
745 A: Well, we saw him. Either we or they saw him with a gun multiple times. So,
746 I'd have to say at least six to eight times because we would see him.
747 Somebody would report seeing him in the bay window, depending on the
748 angle, holding a variety of guns.
749
750 Q: Okay. Could you estimate how many times you asked him to come out?
751
752 A: That was an all-night deal. That was at least a dozen times.
753
754 Q: Okay. So, what would you say the overall goal — as a CNT officer, what was
755 the overall goal that you guys were trying to accomplish?
756
757 A: Well, in a perfect world, obviously, it's for him to come out and come out,
758 nobody gets hurt, peacefully. But the other one is just, I mean, if you can't do
759 that — you really want to do that, but if you can't do that, it's just slow things
760 down, give time for the tactical units to do what they've got to do or what they
761 need to do. But also, information gathering, namely develop enough of a
762 relationship with him so that he trusts us enough to maybe make him do
763 certain things — influence him to maybe go from one room to the next or
764 whatnot, maybe take a throw phone, maybe give us something — but none of
765 that was working.



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766
767 Q: Okay. So, you guys tried several different techniques?
768
769 A: Well, we tried. At one point he was stating that his phone was dying, so we
770 did introduce a throw phone, a drop phone, into the garage. That was kind of
771 towards the end of the situation. He wasn't getting the phone. So, basically
772 — on the off chance that he actually wasn't able to really charge his phone,
773 but it sounded more like he just didn't want to communicate with us anymore.
774 And then, beyond that, he was very concerned that we were going to hurt him.
775 We emphasized we weren't going to hurt him, that's not what our intention
776 was. And, again, we just kept using his family, but it didn't seem like their
777 recordings — it didn't seem to take too much of an effect. The recordings
778 didn't have much of an effect on him. Every time we played the brother's or
779 the sister's, we didn't get much of a response with that.
780
781 Q: Okay. Did he ever use or — did he ever utilize the throw phone?
782
783 A: No, he did not.
784
785 Q: Okay.
786
787 A1: Did he ever even pick it up, or did it just lay on the floor?
788
789 A: Azevedo used his drone to drop it right into the garage door that leads from
790 the garage to the house, and we told him it was there. He never opened the
791 door again to get it.
792
793 Q: Okay. Did you guys ever have any communication with him after he started
794 shooting?
795
796 A: Well, I think by then Carr was trying to talk to him over the phone. I believe
797 he would come out to the door every once in a while, but, again, the screen —
798 but he wouldn't open the screen. And we talked to him that way, but, again, it
799 was a very one-sided conversation, and that only lasted maybe 30 seconds.
800 And then the rest were PA announcements or trying to talk to him with the PA
801 or, by then, the LRAD.
802
803 Q: Okay. So, even after he started firing the various weapons, you guys still tried
804 to de-escalate the situation?
805
806 A: Yes.
807
808 Q: Okay. Are you aware of any — at that last time when he came out, the Rook
809 was taking out the fence and he comes out of the garage, are you aware of any
810 de-escalation techniques used before officers fired?



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811
812 A: No, because it was so immediate. I mean, it just happened immediately.
813
814 Q: Okay. And did you — at any point, did you fire any type of weapon, whether
815 lethal or less-lethal?
816
817 A: No.
818
819 Q: Okay. Did you — what were your actions when that happened?
820
821 A: I just stood back and let SWAT do their thing. Obviously, the drone had to go
822 clear it first to see where the individual was, if he was down. Once they
823 figured he was done, then SWAT went in there to do a rescue and render aid.
824 And by then, I was — I think I picked up my gear, and I think I went to the
825 north side, to where my trainees were, for a bit. And then I went to the south
826 side, to where Ofc. Jager was. And then I went to be transported to the CP.
827
828 Q: Okay. Did you guys — after officers fired, are you aware, did anyone else try
829 to make any phone calls in, or PA announcements, or LRAD announcements?
830
831 A: No.
832
833 Q: Okay. Let me see. You were saying that you guys had recordings from his
834 sister and his brother.
835
836 A: Yes.
837
838 Q: How did you guys acquire those recordings?
839
840 A: So, once the SWAT callout was initiated, then, obviously, they initiated a
841 CNT callout as well. So, there were other members of CNT at the command
842 post information gathering. And they somehow, someway, were able to
843 ascertain or get in contact with the brother and the sister. I don't know how
844 they did it — I would guess having to go over there and knock on their door
845 — because I actually tried. I believe I tried to call his brother initially, and he
846 wasn't answering.
847
848 Q: Okay. So, there was additional information gathering
849 -
850
851 A: At the command post.
852
853 Q: - at the command post? Okay. Do you know what other CNT officers were
854 called out for this incident?
855



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856 A: I don't know offhand, no.
857
858 Q: Okay. And that's fine. Now, I'm going to show you a picture. This is — I
859 just want to see if you recognize it at all.
860
861 A: Yeah, that's the house. That's the crossover I was talking about. That's the
862 awning that was over the bay window that was taken out. That's the bay
863 window taken out now. That's the fence that was taken out. That's the
864 BearCat. That's the Grizzly. That's the Rook.
865
866 Q: Okay. And you were in the BearCat. Correct?
867
868 A: Yes.
869
870 Q: Okay. And you said you were next to Ofc. Dahl?
871
872 A: Yes.
873
874 Q: And he was in the turret. Correct?
875
876 A: Yes.
877
878 Q: What is the orientation of the turret in the BearCat? Is it center, towards the
879 front, towards the rear?
880
881 A: Mainly centered, a little towards the front, a little more towards the front, just
882 behind — well, there's only two, just behind the driver and front passenger
883 seats.
884
885 Q: Okay. So, Ofc. Dahl is in the turret, and I'm assuming that he is facing the
886 residence?
887
888 A: Yes.
889
890 Q: So, would you have been to the right, or left of Ofc. Dahl?
891
892 A: I would have been to his left.
893
894 Q: Okay. So, you were slightly towards the rear of the BearCat in relation to
895 Ofc. Dahl?
896
897 A: Yes.
898
899 Q: Okay. Would you mind just circling the vehicle that you were in in this
900 image? Did that show up? Yeah, we can kind of see that. I'm just going to



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901 really circle so we can actually...Okay. And you've been part of CNT for,
902 you said, for two years?
903
904 A: Two years.
905
906 Q: How many incidents have you personally been a part of in a CNT capacity?
907 Ballpark?
908
909 A: Six to eight, maybe eight.
910
911 Q: Okay. Do you think, based on the circumstances that you witnessed, did the
912 officers have any other options?
913
914 A: No, I don't think so.
915
916 Q: Okay. Based on what you saw, do you think — and from what you saw and
917 what the experience was from the evening, through the whole incident, if the
918 officers didn't respond the way they did, do you think Mr. Pearson would have
919 continued firing at officers?
920
921 A: Yes.
922
923 Q: Okay. Do you think if Mr. Pearson continued to fire at officers, do you think
924 that there was a chance an officer could have been seriously injured or killed?
925
926 A: Yes.
927
928 Q: Okay. I'm going to go ahead and stop the recording and take a break, and we
929 may come back with some follow-up questions.
930
931 A1: Okay.
932
933 Q: Okay. This is Det. Amanda Worm with Ofc. Mario Valenzuela, and it is 1:34
934 p.m. Continuing the interview. Going back to what you were wearing during
935 the night of the incident, you were in a standard patrol uniform. Correct?
936
937 A: Yes.
938
939 Q: Did you have your body-worn camera with you?
940
941 A: Yes.
942
943 Q: Was it activated during the incident?
944
945 A: It was activated initially, in the beginning, but the battery died.



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946
947 Q: The battery died?
948
949 A: Yes.
950
951 Q: Do you know, roughly, at what point during the incident it died?
952
953 A: When I noticed it, I was in the BearCat already. I don't know what time it
954 was.
955
956 Q: Okay. But at some point you just realized? You looked down and it -
957
958 A: I actually voiced it. So, I would assume maybe it caught it on Schwertfeger's
959 body-worn. I actually said, "My body-worn camera is dead."
960
961 Q: Okay. And when you say "activated," did you have it activated as in
962 recording?
963
964 A: Yes.
965
966 Q: Okay. But it just died at some point?
967
968 A: It just died. It was off. When I looked down, it was off.
969
970 Q: Okay. Well, that concludes my follow-up questions.
971
972 A: Thank you.
973
974 A1: Yep. Thank you, Detective.
975
976 Q: Thank you.
977
978 **End of Recording**
979
980 **Transcribed by: DocuScript, LLC/mw**



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Related Attachment(s) - PHOTO

Attachment Description: **PHOTO OF SCENE SHOWN TO OFFICER VALENZUELA**

Reference Number:





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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #3) CUNNINGHAM, C, 0

Subject (VICTIM #3) CUNNINGHAM, C, 0

Author 4053 - DERRICK, LEE 0342

Related Date Sep-09-2021 9:28

On 9/9/2021, I Detective Derrick contacted Sacramento Police Officer C. Cunningham inside an interview room located at the Sacramento Police Department Headquarters at 5770 Freeport Blvd., regarding his involvement in an officer involved shooting that occurred on 9/7/21 at approx. 0511 hours. Upon contacting Officer Cunningham, I utilized my department issued body worn camera (BWC) to record audio only. The following is a transcription of my entire interview with Officer Cunningham.

See Attached Transcribed Statement.



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Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFC. CUNNINGHAM VICTIM STATEMENT**

Reference Number: **21-254750**

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45

INTERVIEW WITH OFFICER CUNNINGHAM

Q=Detective Derrick

A=Officer Chase Cunningham

A1=Will Creger

A2=Byron Danell

- Q: Okay. We'll do our start time of Thursday, September 9th, at 9:28. Before we get started, I'll have this out here. It's just an overhead view of the incident. It's a UAS video. So, it'll just kind of be an overhead view that you can use for your reference if you'd like. Okay. Morning, everyone. I'm Det. Derrick with the Sacramento Police Department's Homicide Unit. My badge number is 342. If you wouldn't mind introducing yourself with your badge number?
- A: Chase Cunningham. Badge number is 971.
- A1: My name is Will Creger, C-R-E-G-E-R. I'm with the Mastagni law firm.
- A2: My name is Byron Danell, and I'm with the Mastagni law firm as well.
- Q: Good morning, everyone. So, Chase, how long have you been a sworn peace officer with this department?
- A: A little over five and a half years, since December of 2015.
- Q: Okay. Have you worked for any prior law enforcement agencies?
- A: No.
- Q: What is your current assignment, and how long have you been assigned to that?
- A: I'm currently on the SWAT team, and I've been on the team since October 11th of 2020.
- Q: Okay. What shift and days off do you have currently?
- A: It's day shift from 6 in the morning until 4 in the afternoon, Monday through Thursday.
- Q: Okay. And what time did you wake up before you came in for your shift, and what time did you go to sleep the night before?
- A: To go in order, Monday, the day before, I got up at roughly 4:30 a.m. I went



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46 to work. I was off at 4 in the afternoon. I went to bed around 9:30 p.m., I
47 believe, and then the SWAT callout came in at roughly 11:30 p.m., so I had,
48 basically, two hours of sleep.
49
50 Q: And what team are you assigned to, and who is your sergeant?
51
52 A: I am on Team 10, and Sgt. Edgerton is my sergeant.
53
54 Q: Okay. Do you have any specialized training, such as SWAT, military, range
55 master, or FTO school?
56
57 A: I'm a range master, handgun range master, and then I've gone through all of
58 the SWAT training, I guess, up to this point, that's been available.
59
60 Q: Okay. Did you go to a specialized SWAT school? And how long was that
61 SWAT school?
62
63 A: Yeah. It was a SWAT school that was put on by the county's team, SED, and
64 it was a two-week SWAT school for 80 hours.
65
66 Q: 80 hours? Okay. Did you ever attend any crisis intervention training, such as
67 in CPT?
68
69 A: Yes, I did.
70
71 Q: Okay. Do you remember how many hours of crisis intervention training you
72 may have had?
73
74 A: I believe it was eight hours.
75
76 Q: Eight hours?
77
78 A: I can't remember.
79
80 Q: Okay. Any prior military?
81
82 A: No.
83
84 Q: Okay. Have you received any specialized medical training?
85
86 A: Yes.
87
88 Q: And what was that specific medical training that you received?
89
90 A: I did some — excuse me. I'm trying to remember the name of it. I don't



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91 remember the name of it. It's just like a class. It was a couple of years ago.
92 It's basically for more of heavy trauma type of medical using chest seals and
93 tourniquets, things like that. And then I also attended a training that the Army
94 did. I was, at the time, on a temporary assignment with PRCS. And so, their
95 team was able to go to it, so then I tagged along and went to it as well. It was,
96 I think, a two-day class, if I remember right.
97
98 Q: Okay. What were some of your prior assignments prior to SWAT?
99
100 A: I worked patrol for the first couple of years being here. And then I went to
101 North ShotSpotter, I believe, at the end of 2018. I think it was. And it's part
102 of the North Gang Enforcement Team. So, I did that for roughly a year and
103 then moved over to the other side of North GET and did that for
104 approximately a year before getting on SWAT.
105
106 Q: On the day of the incident, in what capacity were you working?
107
108 A: I was working as a SWAT operator, and then my specific assignment at the
109 start was what we call "back cover."
110
111 Q: What was your unit identifier?
112
113 A: Union-14.
114
115 Q: Okay. Can you describe the uniform that you were wearing?
116
117 A: Yeah. Basically, starting, I guess, at the top, I was wearing a ballistic helmet.
118 It's equipped with a camera and our, basically, hearing protection ears. It
119 transmits our radio broadcasts. I had on a 5.11 uniform shirt with police
120 department patches on either shoulder. I was wearing a ballistic vest, I guess
121 you'd call it. It has "police" patches on the front and rear in silver writing.
122 And then I had blue BDU pants on and a pair of black tennis shoes.
123
124 Q: Okay. On your uniform, you said there were marked patches.
125
126 A: Yes.
127
128 Q: Clearly visible?
129
130 A: Yes.
131
132 Q: And then, on your ballistic vest, are there police markings on the front or the
133 back?
134
135 A: Yeah. It says "police," police patches both on the front and the back. The



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136 back one is a little bit larger. It's got my name tape on the back as well.
137
138 Q: Okay. And are those police patches clearly visible on the exterior of your
139 ballistic vest?
140
141 A: Yes.
142
143 Q: Okay. Is there — do you have a cloth badge or any badge visible on your
144 SWAT uniform or the ballistic vest?
145
146 A: I don't believe so.
147
148 Q: Okay. During the day of the incident, were you wearing any prescription
149 glasses or contacts?
150
151 A: No.
152
153 Q: Can you describe what's on your duty belt and load-bearing vest?
154
155 A: Yeah. On my duty belt, on my right side, I had my handgun and holster.
156 Kind of on my front left, I had a double pistol mag carrier. And then further
157 left, I have a rifle mag carrier. And then next to that, I have a taser and taser
158 pouch.
159
160 Q: Okay. And these are all items issued by the Sacramento Police Department?
161
162 A: Some of them I've provided myself, the rifle magazine and the carrier and the
163 belt.
164
165 Q: What is the primary weapon that you carry?
166
167 A: I'm sorry. Do you want me to go over what was on my load-bearing vest?
168
169 Q: Yes, please.
170
171 A: Okay. On that, I have my radio. I have a flash-bang pouch and flash bang. I
172 have a tourniquet and tourniquet holder, and then I have a mount for my body
173 camera. And then on my back, kind of at the small of my back, I have a
174 medical pouch with trauma medical supplies in it. And then a little bit higher
175 up on my back, I have my gas mask.
176
177 Q: Okay. What is your primary weapon that you carry?
178
179 A: I have a Glock 17, and my primary rifle is generally an LWRC chambered in
180 5.56.



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181
182 Q: Okay. And the Glock 17, what caliber is that?
183
184 A: A 9 mm.
185
186 Q: And do you fully duty load your Glock 17?
187
188 A: Yes, generally.
189
190 Q: Okay. What about your rifle? Do you duty load that as well to capacity?
191
192 A: Yeah. Generally, I use a 20-round magazine in the rifle. And then when I'm
193 using it, I'll put the 20-mag round in and chamber a round, but I don't admin
194 load another round into the magazine.
195
196 Q: Okay.
197
198 A: Usually, though, with the Glock 17, I'll admin load it. So, I'll have one in the
199 chamber and then an actual 17-round mag with 17 rounds in it in the gun.
200
201 Q: Okay. On the day of the incident, was your Glock 17 fully duty loaded with
202 17 rounds in the magazine and one in the chamber?
203
204 A: Yes.
205
206 Q: Okay. And the same goes for your rifle as well?
207
208 A: Yeah, just kind of what I described before. I wouldn't admin load it, so I've
209 got a 19 mag and one in the chamber.
210
211 Q: Okay. Is your Glock 17 or your rifle issued to you, or personally owned?
212
213 A: They are both issued.
214
215 Q: Both issued?
216
217 A: Yeah.
218
219 Q: Okay. Can you list or describe some of the special weapons or equipment
220 used by SWAT?
221
222 A: Yeah. There's a lot of stuff. You might have to cut me off. Our rifles
223 specifically are, I guess, different than most other rifles. They have shorter
224 barrels. We have the option to use a suppressor. A lot of them are equipped
225 with weapons lights and lasers. Along with those lasers, we have night vision



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226 that we can use. It doesn't get used very often, but we do have it. And then
227 the gas mask is for, obviously, deploying gas, which the SWAT team
228 specializes in. And then, as far as the handgun, SWAT team has kind of
229 piloted the use of red dots on pistols. And so, we have that available to us.
230 So, mine is equipped with that too, which is a little different than, I guess, the
231 average handgun.
232
233 Q: Do you carry — do you have less-lethal options also assigned to SWAT?
234
235 A: Yeah. We have less-lethal shotguns that shoot kind of beanbags, for lack of a
236 better term. We have 40 mm launchers that can kind of shoot an array of
237 projectiles, all less-lethal options, impact rounds. Like I said before, I had a
238 taser on my belt as well. I'm trying to think of what I'm forgetting.
239
240 Q: Do they also — part of the less-lethal Simunition, do they have the use of gas
241 that they can use as well?
242
243 A: Yes.
244
245 Q: Okay. Do you carry a backup weapon?
246
247 A: No.
248
249 Q: Okay. When was the last time you qualified with your Glock 17 or your rifle,
250 and how often do you qualify with those weapons?
251
252 A: The last time I qualified was probably two weeks ago, and we shoot our
253 qualification, generally, twice a month. Short of a scheduling conflict, usually
254 it's twice a month.
255
256 Q: Okay. Okay. And as far as your Glock 17 and your rifle, do you load the
257 magazines yourself?
258
259 A: Yes.
260
261 Q: Okay. I know you kind of went over some of the specialized equipment that
262 you carry, but do you have any other equipment that you carry — such as
263 flashlights, your tac med kit — on you as well?
264
265 A: Yeah. I carry a handheld flashlight in one of my cargo pockets. And then I
266 have a — besides the tourniquet that's on my chest, I have, essentially, a tac
267 med kit that's on my back that I can access from either side. And it's got chest
268 seals, a tourniquet, bandages for packing wounds, and things like that.
269
270 Q: Okay. Do you carry any other weapons in your department-issued vehicle?



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271
272 A: Yeah. I carry an LWRC AR-10. It's a semi-auto 308.
273
274 Q: Okay. Do you have your personal-assigned less-lethal shotgun as well?
275
276 A: Yes, yes.
277
278 Q: Can you describe the vehicle that you were driving that day?
279
280 A: To the callout?
281
282 Q: Yes.
283
284 A: It's a black Chevy Caprice. I don't know what year it is. It's got black wheels
285 with silver hubcaps, I guess. It's equipped with emergency lights, so solid,
286 facing forward — excuse me, a forward-facing red light. And then it's got
287 wig-wags for the high beams when the emergency lights are activated, and I
288 think it's got red and blue wig-wags as well. It's got California exempt plates,
289 front and rear.
290
291 Q: Okay. So, your vehicle is set up to drive Code 3 if necessary?
292
293 A: Yes.
294
295 Q: Okay.
296
297 A: And it's got a — excuse me. It's got a siren too.
298
299 Q: Okay. How far into your shift did the incident come or the callout come out?
300
301 A: I was off.
302
303 Q: You were off at the time?
304
305 A: Yeah.
306
307 Q: How did you become aware of the call for service?
308
309 A: I got a SWAT callout page, so to speak. It's a text message that came through
310 on my cell phone. It woke me up.
311
312 Q: Okay. And that notification came from the Sacramento Police Department?
313
314 A: Yes.
315



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316 Q: Okay. What were you doing at the time you were made aware of the call?
317
318 A: I was fast asleep.
319
320 Q: Did the text notification inform you of the circumstances of the call?
321
322 A: Yes.
323
324 Q: Okay. What were those circumstances that you can best remember?
325
326 A: I believe that it was — I believe it said a 422 or criminal threats subject that
327 was armed and barricaded in a house.
328
329 Q: Okay.
330
331 A: Known armed and barricaded.
332
333 Q: Okay. Did you have any concerns with the call when you received the text
334 notification?
335
336 A: Yeah. I mean, obviously, the fact that the text doesn't have a ton of details.
337 And, I mean, obviously, any time someone is armed that's wanted for a felony
338 crime, it's a pretty serious matter, but the text doesn't have details as to what
339 they're armed with.
340
341 Q: Okay. Did it provide an address or a general location where you need to
342 respond to or where the incident was taking place in that notification?
343
344 A: Yes, yes.
345
346 Q: Okay. Have you had any prior contacts or any knowledge of that incident
347 location prior to responding or receiving the call?
348
349 A: The meeting point, or the CP, was the Comm Center where the dispatchers
350 work.
351
352 Q: So, the specific location on Redding Avenue, you've never personally
353 responded to that call on a prior service call?
354
355 A: No.
356
357 Q: Okay. So, you responded from home to the Communication Center. Is that
358 accurate?
359
360 A: Yes.



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361
362 Q: Okay. And when you responded from home to the Communication Center,
363 did you have your BWC activated?
364
365 A: Not while I responded, no.
366
367 Q: Okay. At what point did you activate your BWC?
368
369 A: After the brief and basically when we were driving out of the Comm Center to
370 go to the actual incident location.
371
372 Q: You had activated your BWC at that point?
373
374 A: Yeah. So, I had both a body-worn camera — it's pretty standard nowadays —
375 and then I had a camera on my helmet as well.
376
377 Q: Okay.
378
379 A: They were both activated at around the same time. I had kind of a
380 malfunction with my helmet one. And so, basically, as we were driving there,
381 I had to mess with it and get it working, but I got it recording.
382
383 Q: Okay. When you responded to the call from home, did you respond Code 3,
384 or just drive normally to the CP location?
385
386 A: I was Code 3.
387
388 Q: Code 3? Okay. Okay. From the beginning, when you were made aware of
389 the call, just prior to you responding to the call or left for the scene, can you
390 tell me about what happened? Try to give me as detailed as possible. Tell me
391 what you saw, you heard, and you felt.
392
393 A: Once I got there and our team was essentially geared up and ready, we got a
394 brief from the team that had been out there and had basically all the details
395 from the start to finish, or up until that point, I guess. A portion of the brief,
396 or I guess how it kind of started, is they were saying that there was a police
397 officer that was hailed by a subject. This subject was a victim of a 422. He
398 was receiving text messages from a suspect stating that the suspect was going
399 to kill the victim, and I think the suspect was making some sort of demands.
400 I'm not sure what they were in relation to. And I guess simultaneously, kind
401 of while an officer was gathering information on those threats, someone else
402 had called in a welfare check on the suspect of the threats. And so, officers
403 responded to the location of where this kind of welfare check was supposed to
404 take place. I was told that while officers were approaching the house, they
405 observed a male that appeared to be armed with a rifle. I think the rifle was



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406 described as having a wood stock, and it was described as a hunting-style
407 rifle. And the officers had reported that while they saw the guy with a rifle,
408 the suspect with the rifle, the suspect articulated the bolt on the rifle.
409
410 Q: Okay. Did you receive any information at your briefing about the suspect
411 firing upon the initial officers who responded to the scene?
412
413 A: I don't think I remember any information about him firing at them.
414
415 Q: Okay. Did you receive any information about them observing firearms at that
416 location or from the suspect?
417
418 A: Just kind of what I touched on before — they saw him with a rifle and that he
419 had reportedly leveled the rifle at them. And I'm not sure of the chronological
420 order of events as far as him leveling it and him manipulating the firearm and
421 manipulating the bolt. I'm not sure in what order that occurred, just that it was
422 reported that both things happened. So, it sounded like there was a 417, or a
423 brandishing, basically, of his rifle at police officers.
424
425 Q: Okay. So, you received a briefing at the command post, right, at the Comm
426 Center?
427
428 A: Yes.
429
430 Q: And who conducted that briefing?
431
432 A: I think it was Lt. Dobson who was there. I think he was kind of primary on
433 the scene when I got there. There was, I believe — I know Sgt. Jarvis was
434 there. Sgt. Jarvis was working in a patrol capacity, but as a reserve for the
435 SWAT team. And so, I know he was on scene, and he had drawn up on a
436 lightboard kind of the general layout. And so, he had some additional
437 information, but there was a few people that kind of had input during the brief
438 as well.
439
440 Q: Okay. And when you received that tactical briefing, do you often receive
441 your assignments or the assignments each particular SWAT officer is going to
442 be performing at that scene?
443
444 A: Yes.
445
446 Q: Okay. What was your primary assignment for that situation?
447
448 A: I was instructed to grab the AR-10 that I had in my car due to the fact that the
449 suspect, at the time, was supposedly armed with a hunting rifle and it would
450 kind of be presumed it was a larger-caliber, higher-powered rifle than some



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451 other kind of rifle, I guess. So, I retrieved the AR-10 and two magazines for
452 it, two 20-round magazines, and basically made it ready. I just put a 20-round
453 mag in it, chambered a round. And then I was going to be high cover on our
454 Grizzly armored vehicle.
455
456 Q: Okay. And how did you respond from the CP location to the location where
457 the suspect was inside his residence?
458
459 A: How did we respond?
460
461 Q: How did you respond, yes.
462
463 A: We just drove, I guess, normal, not Code 3, essentially kind of around what I
464 would say was the back way, so that we would be facing northbound on
465 Redding. And I was in high cover while we responded. High cover kind of is
466 an elevated position, kind of towards the top of the armored vehicle. There
467 was essentially a platform in the armored vehicle that I could stand on to be
468 up higher, and there's a hatch that opens. And the hatch itself is armored and
469 generally faced towards a threat. And then there's basically a gun port that
470 you can open, and the port is, I don't know, maybe 8 by 10 inches,
471 approximately.
472
473 Q: Okay.
474
475 A: I used that to look through and put the barrel of the rifle through.
476
477 Q: Okay. Is there a particular name of this vehicle that you responded in?
478
479 A: Yeah. We call it that. We just call it the "Grizzly."
480
481 Q: The Grizzly?
482
483 A: Yeah.
484
485 Q: Okay. Can you just sort of describe the Grizzly, and if it has armor on it, and
486 what may be specialized tools that may be in the Grizzly?
487
488 A: Yeah. The Grizzly is a pretty massive armored vehicle. I think it's
489 manufactured by Lenco, I think. It's got armor plating. I think it can
490 withstand a .50 caliber rifle round. It's got armored windows or glass,
491 bulletproof glass. It's got the turret, so to speak, that I kind of described
492 earlier. It's able to rotate 360 degrees. It's equipped with emergency lights,
493 red and blue lights. It's equipped with spotlights. It's got a — it says
494 "SWAT" on the back. It also has an American flag and our SWAT logo
495 stickers. And then it has "police" stickers on it as well. It's got the capability



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496 to mount a ram on the front, and we can use that to introduce gas into a house.
497 We can also use it to, I guess, move objects, make holes, and things like that.
498
499 Q: Okay. Does it also have the capability to carry equipment used for de-
500 escalation, such as less-lethal options, as well?
501
502 A: Yeah. We generally have the 40 mm launcher, as I described before, that we
503 use to both introduce gas and can put impact rounds into. There's also,
504 generally, at least one less-lethal shotgun in them and pepper ball guns as well
505 that shoot, essentially, little — they're similar to paintballs, but have chemical
506 agents in them.
507
508 Q: Okay.
509
510 A: The other thing, too, the BearCat is an armored vehicle, but between one of
511 the armored vehicles, we generally put our LRAD amplified speaker for
512 making announcements or communicating with people.
513
514 Q: Okay. Can you describe some of the other vehicles that were used by SWAT
515 during those early morning hours?
516
517 A: Yeah. We have another armored vehicle. It's just a little bit older. We call it
518 the BearCat. It's equipped with essentially all of the same features. It has all
519 the same equipment in it: the 40's, the less-lethal shotguns, the pepper ball.
520 That night, I believe the LRAD was on the BearCat. And then we also have
521 an equipment van that we take to every scene. In that is additional less-lethal
522 options, and it basically gives us the ability to reload so we'll have additional
523 less-lethal options. We'll have additional gas in there, chemical gas,
524 and...yeah. That's pretty much it.
525
526 Q: Okay. Did any other outside agencies respond to this incident?
527
528 A: Yeah, the Sacramento Sheriff's office SWAT team sent some equipment and a
529 few deputies out.
530
531 Q: Okay. Do you know what kind of equipment they used at the scene?
532
533 A: Yeah. They brought their BearCat, which is, again, similar to ours. I can't
534 probably speak to the exact contents of it. And then they have what they call
535 a "Rook." It's essentially an armored Bobcat. It has kind of an assortment of
536 attachments that they can use.
537
538 Q: Okay. And when SWAT initially responded to the scene, were there patrol
539 vehicles present out front of the house?
540



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541 A: There were. I don't recall exactly where they were exactly positioned. Patrol
542 had also already responded and retrieved the BearCat to take it to the scene.
543 So, patrol was using that, as well as patrol cars.
544
545 Q: Okay. And once SWAT responded to the scene, did you relieve patrol?
546
547 A: Yeah. I mean, I was in the Grizzly, so that was kind of our second armored
548 vehicle on scene, but other SWAT officers relieved the patrol guys.
549
550 Q: Okay. And then the Sacramento Sheriff's office had also responded to the
551 scene and brought in their equipment into the incident scene as well?
552
553 A: Yes.
554
555 Q: Okay. Can you tell me — so, you were positioned inside the Grizzly?
556
557 A: Yes.
558
559 Q: Okay. And you, like you had described, were taking — in a position of high
560 cover?
561
562 A: Yes.
563
564 Q: Okay. Can you just sort of describe what you can see out from your high
565 cover?
566
567 A: Yes. I'll kind of preface that. In the brief, they described the residence where
568 the suspect was. It was described as a duplex. And I think this was probably
569 some of the information that Sgt. Jarvis was able to obtain. That was the
570 residence the suspect was in, essentially there was an open garage door. And
571 then to the south of that was a relatively large window. Along that same wall,
572 there were additional windows, but those windows were reported to belong to
573 the attached residence that was unrelated to the suspect. And so, I knew that
574 going into it. And then, basically, when we approached, I could see the large
575 window that was described, and there was a metal sun shade or awning that
576 was attached to the residence, and it kind of came out in an angle, and it
577 obstructed my view of probably a majority of the window. And then I was
578 able to see the front door. It was directly to the left of the window. It was in
579 between the open garage and the window. And then I could see just a little bit
580 of the garage, really just what was just inside. I wasn't really able to see much
581 of the garage at all.
582
583 Q: Okay. Were the vehicles that were deployed at the scene — such as the
584 Grizzly, the BearCat, the equipment that was brought over by the Sacramento
585 Sheriff's Office — is that equipment that would be used in this particular



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586 incident because of the suspect having the capability of a high-powered rifle?
587
588 A: Yes, especially in this case of a rifle. A rifle obviously has the ability to
589 penetrate things that may otherwise be cover for maybe a handgun or even the
590 case of maybe an arrow or something like another weapon. So, any time that
591 we would suspect that we might encounter a rifle or multiple rifles, we would
592 generally use as much armor as we possibly can to try and at least keep
593 officers as safe as we can.
594
595 Q: Okay. Can you sort of describe what kind of neighborhood this is?
596
597 A: Yeah. It's a pretty typical neighborhood, I guess, at least for Sacramento,
598 mostly single-story, single-family residences. This particular house that we
599 were at was directly across the street from a high school. In fact, a window,
600 the main window of the house that I was talking about earlier, looked directly
601 across the street at the school. And basically, just to give kind of a reference
602 for the distance, it was just a pretty standard residential road, essentially, in
603 between the school and the residence, so it wasn't like a major thoroughfare
604 that had multiple lanes of traffic and stoplights and stuff. It was really just
605 kind of your typical neighborhood street. If there was any kind of traffic
606 controls, it was just stop signs, if anything.
607
608 Q: Okay. So, just so I'm clear, the house faces the street. And in the background
609 would be the school?
610
611 A: Yes.
612
613 Q: Okay. Was any specialized equipment used to give you a better tactical
614 advantage as far as looking into the suspect's home?
615
616 A: Yes. When we initially approached, we turned on the spotlights on the
617 Grizzly. And I believe there was probably other spotlights being used by the
618 BearCat. We tried using the spotlights to see in. Kind of a problem was with
619 the sunshade that was hanging down. And then there was blinds and,
620 obviously, the glass of the window. The lights were almost too bright, to
621 where they were kind of — the light was being reflected back at me, and it
622 was kind of actually obscuring my vision of what was actually inside. As
623 well, I was using, again, the AR-10. That specific AR-10 is equipped with —
624 I believe it's a 3.5 power magnified ACOG scope. So, that ended up being a
625 great tool that I was able to basically have a little bit of a magnified view of
626 what was inside, as opposed to a typical red DOT that would have been on my
627 other rifle that I pretty much always used before.
628
629 Q: Okay. And was any of this other equipment used to — you said there were
630 obstructions located in front of the house, such as this overhang. Was any



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631 equipment used to remove or just better give you a tactical advantage to see or
632 track the suspect movements inside the home?
633

634 A: Yeah. After, I don't know, probably roughly three or four hours, a Sheriff's
635 deputy used their Rook, an armored Bobcat, to knock down the sunshade that
636 was obscuring the view through the window. He also removed all the blinds
637 that were inside. By that point, most of the glass had already been broken out,
638 but he pretty much just took out the whole window frame. He also knocked
639 over a tree, kind of a small tree, that was in the front yard that was obstructing
640 my view of the front door. I could kind of see the lower half of the front door.
641 And then, once the tree was pushed over, I could see the entire front door.
642 The front door had a security screen on it that I was not able to see anything
643 through.
644

645 Q: Okay. Was the garage in the open or closed position from your vantage
646 point?
647

648 A: It was open.
649

650 Q: It was open?
651

652 A: Yeah.
653

654 Q: Okay. From the garage, can you have a view into the garage?
655

656 A: I could really only see down low. There was an American flag that was
657 hanging in between the garage and the front door. That kind of blocked the
658 upper portion of my view into the garage. And then there was a car, an SUV,
659 that was backed into the driveway, and so that blocked a portion of my view.
660 So, from what I remember, what I could see was just really down low, and it
661 was maybe only a foot or two into the garage. I think I remember seeing kind
662 of one of those standard black totes with the yellow lids. I remember seeing
663 one of those on the ground, but that was about all I could see.
664

665 Q: Okay. Once the sunshade in the large window was removed, what kind of
666 view did you have from your viewpoint?
667

668 A: I could see what looked like most of the wall that separated the garage from
669 what would be the living room. I'm thinking of how to describe it. I could see
670 the door that would lead from the interior of the house into the garage. It was
671 just a standard-sized door. It was situated kind of more towards the back of
672 the house, if that makes any sense. It was, if I had to estimate it, maybe like
673 15 feet from that window, offset to the rear of the house. And then it looked
674 like there was maybe a table or something just inside the window, inside the
675 house. Again, it was kind of difficult to see.



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676

677 Q: Okay. And from your vantage point, did you see or were able to track the
678 suspect's movements inside the home?

679

680 A: Yes. Initially — before the sunshade and the blinds, and the glass and
681 everything, and the tree was removed or knocked over — when we arrived on
682 scene, I was in high cover. And because I was essentially up higher than the
683 window, my angle looking down, the sunshade was actually blocking more of
684 my view than if I was to be level with the window, if that makes any sense.
685 So, I was up there, just trying to get kind of an idea of what I was looking at
686 and what I was working with, and I ended up deciding to come down out of
687 high cover. And I lowered the stand that I had been standing on, and I opened
688 — there's a gun port in the rear passenger side door of the Grizzly, so I opened
689 that gun port and tried essentially laying prone in the Grizzly, looking out
690 through that gun port. And it was — I don't want to say it was a better angle,
691 but I was able to see a greater percentage of the interior of the house through
692 that window.

693

694 The problem with it is the gun port is up too high. And so, when I was laying
695 prone, I had to arch my back backwards to be able to see through the scope of
696 the rifle and get a view into the window. So, I tried laying there the best I
697 could, but, as sometimes happens on these calls, you're in a position for what
698 can be hours at a time. And I knew I wasn't going to be able to sustain that for
699 very long, so I found a — there happened to be one of those little small
700 folding camp chairs right next to me, one of the ones that's just a little —
701 essentially like a tripod. So, I closed up that gun port and I moved backwards,
702 probably a couple feet in the Grizzly, to a different gun port that was up a
703 little higher. And I was able to sit on that chair and basically put the AR-10
704 out that gun port that was a little further back.

705

706 One thing I did have to do, both laying prone and to basically be in a sitting
707 shooting position, is I had to remove some of my kit. So, I removed my
708 helmet initially because, in both positions, I tried wearing it and the helmet
709 was kind of basically sliding kind of forward and messing up my view
710 through the scope. I had already placed my body-worn camera on the outside
711 of the Grizzly, on a magnet on the turret, so at least there would be a general
712 view of the front of the house using that body-worn camera. And then I also
713 removed my — I ended up removing my armor, my plate carrier, again, to go
714 prone. And then, once I went to the sitting position, I tried to put my helmet
715 back on, just so I could have — even though it wouldn't be a good angle for
716 the camera, it would still be recording in that direction. And I had the same
717 problem, essentially, with the helmet being on. That gun port was actually
718 kind of too low to support a really good sitting position, so I was basically
719 sitting with my knees fully bent, almost over bent, to the point where I had a
720 lot of tension in my legs and I was completely hunched over. And it was only



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721 slightly better than that prone position I had been in, but I held that position
722 for a little while. I think I took maybe one 5-minute break to stretch my legs,
723 and then I went back in. And then — do you want me to keep going?
724

725 Generally, the SWAT team will — the rear doors on the armored vehicles
726 kind of swing outward from the center, so generally we'll have a SWAT
727 operator on the back basically being covered by those armored doors. And
728 then we'll usually put an armor-rated shield — a rifle-rated armor shield —
729 down low to cover their legs. The particular rifle-rated shield that we had out
730 there, it folds from the center just to make it a little more manageable for
731 storage. The one kind of downside to that shield is in the middle where it
732 folds, my understanding is it's not — there's essentially no ballistic protection
733 in that fold. And to back up a little bit more, the other thing we have on
734 armored vehicles are basically what we call "skirts." Once we're on scene, we
735 can place them, and they essentially cover the void from the bottom of the
736 armored vehicle down to the ground. They do provide some ballistic
737 protection. I believe they're rated for pistol-caliber rounds. And so, basically,
738 any kind of rifle caliber would probably hardly even be slowed down by them,
739 but it's better than nothing.
740

741 But going back to my position in the Grizzly, there was — Ofc. Kellerman
742 was there with me as kind of that side coverage out the back, but because of
743 the layout of the residence, with the neighboring duplex being to the right or
744 the south, he almost wasn't really needed to watch out that way. Generally,
745 we'll put someone there if it's one solid residence. That way, if someone were
746 to, say, run out that direction, then he's watching down the side of the house.
747 So, in this case he would have been looking east, down the side of the house,
748 in case someone ran out. We weren't as concerned with that, I don't think,
749 because as far as we knew there was no way to get from the suspect's duplex
750 into the neighboring duplex, which had been evacuated. He always could
751 have knocked a hole in the wall and gone through, so that was something that
752 we had kind of discussed or were thinking about. But as things continued to
753 evolve, Ofc. Kellerman took up a position more inside the cabin of the
754 BearCat with me and was looking through a different gun port. So, at that
755 point, we essentially had the same view. So, I basically figured — I was like,
756 "Well, if we're both looking at the same thing, then I might as well make some
757 kind of move so I can see something more than him."
758

759 And so, the sunshade was still up, and the blinds and everything were still
760 intact, but at one point the suspect came out to the — well, at a lot of different
761 points the suspect came and presented himself at the window. Pretty early on,
762 while I was still inside the BearCat, I was able to see — I don't think we had
763 been on scene very long. The suspect presented himself, pretty much right in
764 the center of the window, and he had a rifle in his hand. And I remember he
765 kind of had the muzzle pointed up, like he was holding the rifle kind of down



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766 by his side and was kind of gripping it with his hand, kind of more in the
767 middle of the rifle, but it was kind of angled up a little bit. And I immediately
768 recognized the whole front end of the rifle to be an AK. It could be an AK-
769 47. I mean, at the time, I obviously didn't know what it was chambered in, but
770 I knew it was an AK. I recognized the gas tube and the barrel, and the front
771 side and everything on it.
772

773 I immediately relayed that. I think that's when I still had my gear off, so I
774 didn't have a radio readily available. So, I relayed it to the rest of the team
775 that was there in the Grizzly with me, and then it was broadcast on the radio.
776 And that, obviously, for us, kind of changes things because you go from
777 talking about a guy that's maybe armed with a bolt gun that, while it is very
778 high powered, it's going to have probably a relatively low fire rate. And then
779 you start talking about an AK. At the time, we didn't know if he had access to
780 both. He still could have had this hunting rifle, but I literally just saw him,
781 again through the magnified scope of the AR-10, with an AK-47 or some
782 variant of it. And now we know he's got the ability to have access to probably
783 shoot a lot more rounds a lot faster and just in a different manner than if he
784 was just armed solely with a hunting rifle.
785

786 So, towards the end, as the suspect — he kept coming out. He kept doing a
787 few different things. I can go into some of the stuff that I saw him do, and I
788 probably should do that before I talk about it. I essentially got back into high
789 cover because, while it limited my view and the percentage that I could see
790 through that window, it gave me a different angle than what Ofc. Kellerman
791 had, so I thought it was advantageous. So, we had kind of two different
792 things. And the suspect seemed to always be manipulating things or doing
793 different things in that front window. And from kind of, again, a level view,
794 you imagine — if you look through a window that's level, you can't really see
795 anything that's going on below the window. And so, when I put myself back
796 into high cover, I was at least able to catch just a small percentage of what
797 was occurring. It looked like maybe there was a table just inside the window,
798 and I was able to see some of the things that he was doing with his hands and
799 stuff there.
800

801 Shortly after I saw him with the AK, he would go back out of view, deeper
802 into the house. And he just — throughout the whole call, for hours and hours,
803 he was just coming to the front and doing things and then going back.
804 Basically, not long after I saw him with the AK, we heard some noises, and
805 we couldn't tell — everyone was kind of questioning if it was gunfire or not.
806 It didn't really sound like gunfire. It kind of maybe sounded more like
807 hammering or something like that, but we really didn't know. And then, a
808 little bit after that, we heard what we knew as actual gunfire. We have kind of
809 a procedure that we have, what we call "emergency gas," set up. It's
810 essentially CS. I believe it's CS Ferret rounds that are fired from 40's. And



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811 the thought process or the tactic behind that is that if someone is shooting,
812 whether it be at us or otherwise, we introduce gas very quickly into the house,
813 essentially to get them to stop, either to try and push them out of the house or
814 just kind of interrupt that thought process of whatever they may have that
815 they're deciding to shoot for whatever reason.
816

817 So, we introduced gas, the CS gas. And it's not a gas like you'd probably
818 think about in the movies, where it's all smoky and like a fog machine or
819 something. It's almost like a liquid or a gel that is expelled from these
820 cannisters when they hit something, and it doesn't obstruct your vision or
821 anything like that unless you're actually exposed to it. But as far as visually,
822 for me, when the gas is being introduced into the house, I can still see
823 everything just fine. So, this guy started shooting, we introduced the
824 emergency gas, and at times he would start shooting even more. I don't know
825 if he thought he was getting shot at. When the ferret rounds are shot out of the
826 40, they're pretty loud. In fact, I was kind of — being in the Grizzly, they shot
827 some of the Ferret rounds off the rear, and the doors were open. And the
828 initial volley, it was very loud, to the point where it'll make your ears ring and
829 definitely kind of surprise you if you didn't know it was coming. As well, the
830 projectiles are pretty big. They're kind of relative in size to maybe whatever
831 those — they're like an 8-ounce soda can type of thing, kind of like a
832 miniature soda can. They're kind of roughly that size, and they travel
833 extremely fast. I don't know the exact speed. So, I imagine when they're
834 hitting the house, the suspect could very easily think that he's being shot at.
835 And I was kind of wondering if that's what he thought because when those
836 rounds were being introduced, he would fire back, essentially. He would
837 shoot back and almost pick up his rate of fire, probably thinking that he was
838 getting shot at, when really we were just introducing essentially a less-lethal
839 option to try and get him to stop shooting.
840

841 I don't remember because it was such kind of like a long, drawn-out incident.
842 So, I can go over some of the things that I saw the suspect doing. I just don't
843 think I'd be comfortable speaking to the chronological order that I saw those
844 events occur, but they were all things that I saw. And I think it's maybe kind
845 of important to know too that, again, I was essentially looking through the
846 scope of that AR-10 for essentially the entire incident. Like I said, I took that
847 probably just a quick — it probably wasn't even a five-minute break to try and
848 stretch my legs out, and then I went right back in. So, besides a little bit of
849 moving around to different positions and stuff, I was able to see the suspect
850 almost every single time he came to the window.
851

852 So, I guess, some of the things I basically saw him do from, I think, the very
853 first time when I identified that he had the AK, he would sometimes come to
854 the front of the window. And it looked like he wouldn't have anything in his
855 hands, or his hands were so low that I couldn't really see his hands, and he



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856 would always just kind of...almost meander. He obviously knew we were
857 there, but you wouldn't really know it by the speed. He wasn't crawling
858 through the house or something, trying to avoid being seen. He clearly didn't
859 care that we could see him, but he would always just kind of meander. And
860 then he'd go out of sight. He'd come, he'd do what he was going to do, and
861 then he'd go out of sight. And every time when he would — every time
862 except for the end — when he would shoot, he was always in the back of the
863 house. I could never actually see him shooting a gun except for — excuse me.
864 There was one other time.
865

866 So, I thought that was interesting, but the one thing I did note after one of the
867 first volleys of fire that he would shoot, he would shoot anywhere from 1 to
868 15 or 20 rounds at a time. And after, I think it was his first major volley of
869 rounds, someone thought that the rounds were coming out of the roof, which
870 actually has happened semi-recently to us, where someone was shooting out
871 of a gable vent. But someone thought that he was maybe shooting, maybe he
872 had gone into the attic and was shooting through the roof. I used the light on
873 my rifle to try and illuminate, obviously, and see if I could see anything. I
874 didn't see any holes or anything, but I did then scan kind of the front of the
875 house and around that window area that I was looking at, and I did see,
876 directly under the window, what appeared to be a bullet hole. It looked like a
877 bullet hole to me. And that was kind of the first thing I saw. And I don't
878 know the angle of which — if it was a bullet hole, I don't know at what angle
879 it was created, but it was essentially directly in between both of our armored
880 vehicles. And so, depending on the angle that that was created, it very well
881 could have hit one of the armored vehicles or any of the officers that were out
882 there.
883

884 Q: Right.

885
886 A: As well, something that I noticed when I was high cover is, again, because
887 this guy was armed with a rifle and was actively shooting, we were trying to
888 get rifle-rated shields to some of the perimeter units. And so, there was a lot
889 of movement of our officers, both between the armored vehicles, which
890 appeared to be essentially a bit of a kill zone this guy had and was shooting
891 through, officers essentially having to run back and forth. And then officers
892 were also running from the back of the Grizzly (Bearcat), back to the
893 equipment van to try and deliver these shields. So, while we did have
894 armored vehicles out there on scene, there were officers actively moving
895 about the scene that were — excuse me — were exposed to this guy's gunfire.
896

897 Q: Right.

898
899 A: Later, the suspect presented himself at the window. He picked up what
900 looked like a revolver off the table. I think it was black. It was kind of hard



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901 to tell. And he kind of moved that around, kind of manipulated it a little bit. I
902 believe later he had the same revolver. And I saw him standing kind of in that
903 living room, and he pointed the revolver towards the garage, but it was
904 essentially that wall that separated the garage from the living room, and he
905 fired two rounds from the revolver, it looked like, into the wall. I remember
906 kind of asking if we had officers over there on that side of the house. I didn't
907 think that we did, and I'm not sure of the reason why he would shoot. My
908 thought was that he maybe thought that we were coming into the garage or
909 something like that, so he was shooting through the wall. And I also knew
910 that the neighbors in the direction he was shooting had, fortunately, been
911 evacuated.

912
913 He later came to the window and appeared to be trying to plug in his cell
914 phone. I saw him messing with the charger and trying to plug it in. And then
915 he kind of went and sat on a couch, I think, or something, or maybe a different
916 chair. He was just out of view, but it looked like he kind of — like you would
917 kind of plop down, so to speak, on a couch or a chair. He kind of just went
918 back on it. He came to the front at one point and appeared to have a different
919 handgun. It looked like a silver semi-auto to me. Again, it was kind of hard
920 to tell. And he was walking around with that in his hand.

921
922 He came to the window at one point, and he had his — I think it was his right
923 hand — kind of by his face. And the sunshade awning was still up at this
924 point, and it was kind of — basically, I couldn't see his head. I really just had
925 a view of maybe from his waistline to maybe his sternum — maybe a little
926 higher, maybe kind of towards his shoulders — but he had his right hand up
927 by his head, and I couldn't quite tell what he was doing. And then he lowered
928 his hand a little bit, and I saw he had an electric toothbrush in his hand. And
929 so, I think he was just brushing his teeth by the window, which I thought was
930 kind of a strange thing to do. And then he wasn't brushing his teeth for very
931 long, but he then screamed, basically threw his hands down by his side and
932 screamed. I don't even know how to describe it, but he just basically
933 screamed and then moved off towards the back of the house again.

934
935 At one point I saw him come towards the window, and then I saw him. He
936 had a rifle in his left hand, so it was kind of basically his body in between me
937 and the rifle that he had, and I just got a real quick glimpse of it. It looked
938 like he picked it up, maybe, and then kind of held it at an upwards angle and
939 walked towards the back of the house. So, I really just saw it kind of when he
940 swung it up and walked towards the back of the house, but I thought that was
941 interesting because it didn't look like the AK that he had before. I was trying
942 to think of how to describe it. Again, it was super hard to tell, but it kind of
943 looked like it had a wood stock to me, and it could have been — I was
944 thinking it could have been, maybe, that hunting rifle that the other officers
945 were talking about. It didn't look like it had a scope on it, but, again, I just



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946 saw it for a split second and it was kind of far away.

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Q: At any time, was he firing at the direction of you or other officers?

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969

A: Yeah. I guess I could get into that a little bit. It was — so, I talked a little bit about that single bullet hole, the first bullet hole that I noticed. He was shooting for about — again, I would guess it was about maybe three to four hours. He was just kind of shooting sporadically through it, again, anywhere from 1 to 2 rounds to 10 to 15 at a time. And when he would shoot the bigger volleys, someone would introduce gas, those Ferret rounds, just through that front window, which, again, would make him shoot more, generally.

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As the night progressed, I started noticing more and more bullet holes surrounding that window frame. And I was able to see — since that window was really the only point that I noticed that anyone introduced those Ferret rounds, I was watching as those Ferret rounds went in. Generally, all of the Ferret rounds made it in in the glass, which was pretty good marksmanship because they were basically, again, shooting it at that small void between the bottom of the sunshade and the top of the windowsill. There was one Ferret that it looked like it hit a little bit low, so it kind of — I don't know if it went in or not, but it basically hit just below the window frame. I was also noticing that the sunshade was becoming more and more tattered. I did see, at one specific point, one of the suspect's bullets appeared to shoot out of the sunshade and damaged it, but as the night progressed, it was more and more damaged. And, like I said, I never saw any Ferret rounds actually hit it. So, it was hard to tell where those rounds were aimed, or where they were going, or



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991 where they were shot from, but they were all in our direction.
992
993 I did see, at one point, what looked like a spark or like a flash of light along
994 the roof line like the suspect was possibly shooting up in the air. I also
995 noticed that during some of the strings of gunfire, I could hear the rounds
996 basically going over the top of us. You kind of get almost like that whizzing
997 sound, I guess. There were a couple of times — I knew that we had the
998 school as our backdrop, which, obviously, at that time of day it was not
999 occupied, but one of the buildings that was in our backdrop, it was probably
1000 two or three stories high of classrooms. And there was a couple different
1001 strings of fire that I heard. It sounded like a bullet hit something. It was kind
1002 of like there was gunfire, and I'd hear a thud like the round struck a hard
1003 object. And then it was strange because then I could almost — after I heard
1004 the thud, I could hear almost debris hitting the ground. So, I couldn't tell
1005 exactly where. It was, obviously, super dark too, but you could hear the round
1006 hit something and then hear, I don't know, like, again, debris hitting the
1007 ground. And that kind of told me that this guy is — he's not just shooting up
1008 in the air. He's shooting at, obviously, a level that's high enough to hit a
1009 building or something. And in my mind, there was no other reason that he'd
1010 be doing that other than to try and shoot us.
1011
1012 Q: Right. Do you know how many rounds were — can you estimate how many
1013 rounds were fired or directed at officers up front?
1014
1015 A: I'd say over the course of the entire incident, if I had to estimate a total
1016 number of rounds, I would say maybe 80, maybe 70 to 80 rounds, something
1017 like that.
1018
1019 Q: Okay.
1020
1021 A: I think the vast majority of them were from a rifle. And I say that because
1022 they were extremely loud. And, again, you get that whizzing as they went by.
1023 And then, at one point, after he had been shooting — well, we knew,
1024 obviously, it was a gun, but at one point we heard basically quieter pops or
1025 quieter gunfire, and we had already seen him with handguns. We knew he
1026 was armed with handguns too. And so, we basically kind of assumed that he
1027 was shooting a handgun too, as well as, like I had mentioned earlier, he — in
1028 the window, very, very clearly — was shooting a handgun into the garage. I
1029 was able to hear the sound of that gun, and it was much quieter than what I'm
1030 assuming was rifle fire that was fired throughout the rest of the night.
1031
1032 Q: Were there any bullet strikes to any of the vehicles that were present out
1033 front?
1034
1035 A: At the end of everything, there were bullet strikes on at least one of the



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1036 armored cars. I didn't get a chance to really walk around and look, as well as
1037 it being super dark. There was a sedan that was parked right in front of the
1038 house, kind of right out from the window, and at one point someone on the
1039 radio said that that car was being hit by gunfire. And it was kind of in my
1040 view, but it wasn't really something I was focused on because it wasn't really
1041 relevant to me, but I did look over at it, and it appeared to have at least one
1042 flat tire, which, obviously, could be caused by anything. Obviously, if the car
1043 was getting shot up, the tires are probably going to go flat pretty quick. So,
1044 between that broadcast that an officer had seen that, and then my observation
1045 of the flat tire, I was pretty convinced that that car was being shot, and that car
1046 was, again, right outside the front window, parked along the street, and it was
1047 right in between our armored cars.
1048
1049 So, it's just another, basically, example that he was shooting out. He wasn't
1050 just shooting up high. He was shooting essentially level with the ground and
1051 hitting that car, and that car was, again, right in between our armored vehicles.
1052 There wasn't really any other reference points as far as to tell exactly where he
1053 was shooting, since we couldn't see him aiming the guns, but, again, the
1054 building is getting shot — or what it seemed like to me — the building is
1055 getting shot, the bullets whizzing by us, and then that car getting shot. I knew
1056 that on multiple different occasions he was shooting at us.
1057
1058 Q: Right. Okay. Were there any attempts to make contact with the suspect
1059 inside his home?
1060
1061 A: Yes, there was. I couldn't even begin to estimate probably how many
1062 attempts. CNT officers were in the BearCat, again, the other armored car
1063 from the one I was in. They had the LRAD on it, probably because that's
1064 where patrol was initially, and the LRAD is kept in the BearCat. I believe
1065 they were making announcements prior to our arrival on the LRAD. And if I
1066 heard things correctly, they were also actually in contact with him on the
1067 phone. My understanding was he had made some demands to speak to
1068 someone. I think it was female's name, and I don't think that anyone knew
1069 who that was. And so, again, the way I kind of perceived it was that he was
1070 — he said that he wanted to speak to this female and he wanted to do it before
1071 — I think it was like — he gave some random time. It was like 1:15 or 1:12
1072 or something like that. And so, he made these demands, and there was this
1073 communication between him and CNT probably, but there was never really a
1074 dialogue established enough to where CNT could figure out who this person
1075 was that he was demanding to talk to, if that makes sense.
1076
1077 Q: Right.
1078
1079 A: So, he's talking, and CNT is listening, and I'm sure CNT was trying to
1080 communicate back with him, but, again, from my understanding, I don't think



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1081 there was ever that actual dialogue back and forth to even start to begin some
1082 kind of relationship with him.
1083
1084 Q: Right.
1085
1086 A: So, over the course of, I think, the roughly four to five hours that I was there,
1087 CNT was almost constantly making announcements over the LRAD, asking
1088 him to come outside with nothing in his hands and listen to officers'
1089 directions. They were asking him to pick up his phone multiple times. They
1090 did — I forget what they're called — recorded messages, multiple different
1091 ones from his brother and from his sister, and they would play those over the
1092 LRAD for him to listen to. The only response that I ever heard from him in
1093 relation to any of the announcements, including the ones from his brother and
1094 sister, was gunfire. That's all he ever did was shoot.
1095
1096 He did, at one point, come to the front door. And I think the front door was
1097 closed, but I could see him through the window, and he was screaming about
1098 something. I couldn't make it out. I thought I heard him say something, say
1099 the word "brother." And then I thought I heard him say something about —
1100 he said something like "following orders," and then he said "assholes." I don't
1101 know if he was calling us assholes or his brother. I don't know. Again, there
1102 was really no communication. Officers — actually, I think it was Sgt.
1103 Edgerton — had tried just verbally to contact him when he was that close to
1104 the window, trying to ask him to come out. He obviously never complied and
1105 would walk away.
1106
1107 Q: Right.
1108
1109 A: So, there was, again, probably in total — I don't even know. I don't think I
1110 could even estimate how many announcements were made. It was probably in
1111 the hundreds. It seemed like it was almost constant. The LRAD has a feature
1112 where you can do a siren chirp on it to kind of get people's attention. Again,
1113 he knew we were there because he was shooting at us, but they even tried that
1114 in an attempt to maybe break his attention or his focus and make contact with
1115 him.
1116
1117 Q: Okay.
1118
1119 A: Eventually, as well, they used the UAS to drop a phone inside his garage.
1120 They then made LRAD announcements in to him that they had dropped the
1121 phone and that it was just 3 feet off of his garage door, and he responded by
1122 shooting out at us.
1123
1124 Q: Okay. Do you know of any other de-escalation techniques that were used
1125 besides the UAS dropping the drop phone, the LRAD announcements, and the



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1126 gas deployment, and CNT being used out there? Do you know of any other
1127 less-lethal options that were presented?
1128
1129 A: I think opening up the window, as far as taking down the sunshade and the
1130 blinds — I don't know. I think that kind of movement or that kind of stimulus
1131 is going to affect different people differently, -
1132
1133 Q: Right.
1134
1135 A: - but I would think that that might be kind of intimidating to the point where
1136 some people might realize that they don't have maybe as much control over
1137 the situation as they'd like to think and that maybe it'd be a good idea to
1138 surrender peacefully. When the Rook made that movement up to knock down
1139 the sunshade, the suspect quickly presented himself and then went out of
1140 sight. And then he began to shoot, quite a lot, at the Rook. I couldn't tell if he
1141 was hitting it or not, and I couldn't see him. I, later, did see a bullet strike on
1142 the Rook. And my angle, once that sunshade was knocked down, the Rook
1143 was trying to sweep those blinds out and knock over the tree, but I was
1144 basically looking right over the top of the Rook, and I had just maybe a foot of
1145 window that I could see in that was above the Rook. And I put my rifle kind
1146 of higher so that I wouldn't have my rifle pointed at the Rook or the Rook
1147 operator, but I remember thinking that if this guy — the Rook was kind of
1148 offset to the right of the window for most of the time. Excuse me. And I
1149 remember thinking that if this guy had come out to get more of a squared-on
1150 shot at the Rook and the Rook operator — excuse me — that I would be
1151 essentially directly above his target and directly in his backdrop, to the point
1152 where if a round skipped off the top of the Rook, since it's armored, it would
1153 go right at me, or if he just missed because he's not a very good shot, then -
1154
1155 Q: Right.
1156
1157 A: - again, I would be right in the backdrop. And again, I'd probably have that 8
1158 by 10, roughly, gun port. And while the rest of me is protected by armor and
1159 the Grizzly and everything, I mean, that's kind of the most important part of
1160 my body is my face that's looking through that gun port.
1161
1162 Q: Right.
1163
1164 A: So, if any kind of round, or even fragmentation, had come through that thing,
1165 it would have hit me right in the face.
1166
1167 Q: Okay. Was it ever brought to your attention or to your knowledge if the
1168 suspect had communicated with the Communications Center?
1169
1170 A: No. I believe CNT was trying to — they were broadcasting a cell phone



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1171 number for him to call. To my knowledge, I don't think he ever called it. And
1172 I don't remember if he had ever called 911 or the Comm Center.
1173
1174 Q: Okay. Is there any reason to believe the suspect couldn't identify you as an
1175 officer or the officers present out front of his house?
1176
1177 A: No. I think it was probably pretty clear. I do remember that a lot of times
1178 when CNT would make their announcements over the LRAD, he would start
1179 by either using the suspect's name or say "This is the Sacramento Police
1180 Department." And, again, the CNT officer was very good about pretty much
1181 every time saying, "Hey, this is the police department. You need to do this,"
1182 and give him instructions to try and get him to surrender peacefully. There
1183 were a couple of occasions where I would see the suspect inside with a
1184 firearm, and I would relay that information so that — again, there was officers
1185 moving about and were exposed — they would try and find cover. And I
1186 think, because that information was relayed over the radio, CNT would hear
1187 that. And then they would directly ask the suspect to put down the firearm
1188 and to stop shooting at us. And it was like — I almost couldn't help but laugh
1189 at a couple points because, I mean, he had been shooting at us, literally for
1190 hours, -
1191
1192 Q: Right.
1193
1194 A: - and CNT is like, "Hey, can you please stop doing that?" And then he would
1195 just keep doing that.
1196
1197 Q: Right. And were those LRAD or PA announcements clear and loud?
1198
1199 A: From my vantage point, they were very clear and loud.
1200
1201 Q: Okay. Why did you decide to fire your weapon?
1202
1203 A: So, basically, the actual shooting, as far as my portion of it was concerned,
1204 obviously it happened towards the end. My view of that window had been
1205 opened up, and I was able to get a better understanding, at least of the view of
1206 the house I had, and couldn't see anything on the right side of the house. I
1207 really just saw, again, along that wall that separated the garage and the living
1208 room. And then I could see the door. And I think — normally, you would
1209 think if you were squared up on the window or basically in line with the
1210 window, you could see a good portion kind of on either side, into the house as
1211 the house goes deeper, but I just think it's important as far as what I could see.
1212 Again, I couldn't see that right side. I really just had that door, that wall, and
1213 then a little bit to the right of that door, at least at that specific time when the
1214 shooting occurred. And kind of like I talked about before, I probably saw the
1215 suspect come into view and then exit my view, if I had to guess, maybe 30



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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

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times, a substantial number of times with coming forward and then back, and then forward and back. It was quite a bit. And kind of as I mentioned before, every time, he was just meandering, basically, just kind of wasn't concerned about us, wasn't trying to duck or hide or take cover or anything.

And basically, the Rook cleared the front. He shot a whole bunch at the Rook, like I said. And then the Rook came back, and we had to take some of the debris off of the Rook. And I believe the plan was for the Rook to go around to the north side of the house and clear some fencing so that they could introduce gas in the back portion of the house, where it was believed the suspect was hiding at times and shooting from. And then the idea was that if they put gas, stronger gas, in the back of the house, it would push the suspect forward and keep him within our view and try and get him to surrender or even potentially maybe hit him with a beanbag shotgun or something like that if he wasn't actively shooting at us.

But anyways, once the Rook was cleared of debris, it moved up to begin taking down the fence on the north side, and I think the suspect reacted to that stimulus. And I saw him just for what felt like a blink of an eye. He ran. Unlike his normal movement, he moved very, very quickly to that garage door — excuse me, the door that led from the interior of the house into the garage. I saw, clear as day, he had an AK in his hands. And I was aimed at him through the scope, but he, at that point, wasn't pointing the rifle or shooting the rifle. He opened the door very, very quickly and went out. And he basically kind of rounded that door frame from my angle, and he went out of my sight. I caught just a — I just had a sliver of his red T-shirt. And then I hear very succinct and the same gunfire that I had been hearing all night.

I hear him shoot, and I can tell it's him because it's in the direction that I was facing, and then I hear gunfire coming from the BearCat, which is the armored vehicle that had the view into the garage. So, I knew immediately that he was in a gunfight with my officers and my partners on the BearCat. Almost instantly after the gunfire, maybe just a few rounds fired from either direction, from what I could tell — it was very, very quick — I see him essentially backpedal into the house. It was almost like I was watching him go out the door, but in rewind, like in reverse. So, his back was to me as he — basically, it looked like he just took — the door was open, and he just took backwards steps into the house. And it was really only one or two steps, and I could see, clear as day through the scope, that he had the rifle. It wasn't up like he was shouldering it. It was down. He had, it looked like, both of his hands on it. And I could see the stock coming out from one side of him, and I could see the barrel coming out the other side, and he still had the — it was held basically level, and it was still pointed at the officers on the BearCat as he backpedaled. And in my opinion, he's still — 100 percent, if he was shooting, he would be shooting in the direction of those officers on the BearCat.



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And so, I almost didn't even have time to decide, but I fired. And I think I fired three rounds out of the AR-10, and I stopped as soon as I could process that he had gone down inside the house. I knew from the direction he had fired — well, again, I was assuming that he was firing at them because he was shooting and they were shooting. And obviously, if two things kind of — if officers are shooting at him, then they're exposed. Right? You can't shoot at someone and not be exposed. So, I don't know — at the time, I didn't know who was shooting from the BearCat or from what positions, but all I knew was that there was officers engaged in a gunfight with this guy. And that's not even to mention that — like I talked a little bit before of what I think the ballistic protection is of the armored vehicles. While it is good, it is not 100 percent. He still could have shot underneath the BearCat and struck officers in the legs, which obviously would do a tremendous amount of damage with that rifle.

And as far as I could tell, when he was backpedaling in the house and still had the rifle aimed at those guys, he was still engaged in a gunfight. And like I said, it happened so fast. As I saw him move towards the door to exit, I remember yelling out. I yelled out something to the effect of "He's at the garage with an AK!" just to try and like...it was so...how to describe it? It was panicked because it was like, "Holy shit, he's moving! And he's moving fast, and he's got the AK!" He was at that door by the time I could relay that, and I hear what I think was Sgt. Edgerton behind me relaying that so that everyone on scene would be — you know what I mean? — at even a heightened level of awareness of what was going on. And like I said, basically, by the time I got that out of my mouth, he was making his way through that doorway.

Q: Right.

A: And just in the time that he — like I said, there was a couple of rounds fired from him and a few fired from officers on the BearCat. He was immediately just backpedaling into the house.

Q: Okay. And in that incident, as you described it happening so quickly, you're not able to give any sort of verbal commands to the suspect?

A: No.

Q: Okay. And where were you standing in relation to the suspect? If you could, just briefly go over that.

A: So, at that point, I was standing back in the high cover position in the Grizzly. If I had to estimate, I would say it was maybe 40 to 50 yards from him, kind



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1306 of looking at the house at that same angle that I had been looking at. And I
1307 was maybe just slightly elevated from him, being in that position. So, I
1308 remember thinking before I shot that — it's just kind of something I try to go
1309 through in my head, to where it was like, "If I had to shoot, where would my
1310 rounds go?" Because I know I'm accountable for that. And I remember
1311 thinking that there shouldn't be any officers directly behind the house. We
1312 had the Rook, and the Rook was going to be used to introduce gas, so officers
1313 directly behind the house wasn't my concern. And the fact that I was shooting
1314 slightly at a downward angle, I knew that the rounds would likely go into the
1315 ground at the floor before they had a chance to exit the back of the house.
1316
1317 Q: Okay. And you said you fired three rounds?
1318
1319 A: That's what I recall, yeah.
1320
1321 Q: Okay. What were you feeling at the time that this was happening?
1322
1323 A: Honestly, I was pretty scared. Like I mentioned when I tried to yell out that
1324 he was making his way to the garage door very quickly with the AK, for me,
1325 that was an extremely aggressive movement on his part. It was an aggression
1326 that I hadn't — I mean, he was shooting at us for, like I said, several hours,
1327 which is pretty aggressive, but that movement that he made, I was almost in a
1328 — I don't want to say a panic, but I immediately got my heart rate up. I could
1329 tell a change in my body, what I was perceiving. And I watched the body
1330 camera, and I don't know what other people think, but I can listen to my voice
1331 in that video and I can tell how panicked I was. I could tell you that I was
1332 panicked without watching the video, but I could hear it in my own voice how
1333 panicked I am. I'm scared that this dude is about to do exactly what he did.
1334
1335 Looking back, I don't think I could have done anything differently. Like I
1336 said, he made it to that door so fast, and he wasn't engaging officers at that
1337 time. But once he was in a gunfight with them, I knew what his intention was,
1338 and his intention was to try and shoot us and to try and kill us. And my worry
1339 was that if he wasn't stopped, that that's what he would do, that he would
1340 continue shooting at us until someone stopped him. So, like I said, I shot
1341 three rounds very, very quickly. It wasn't even, I feel like, a conscious
1342 thought to shoot as fast as I did. It was — again, it was more out of fear that if
1343 he's not stopped, someone is going to die or get seriously hurt. And as soon as
1344 I was able to basically realize and process that he was down is when I stopped
1345 shooting.
1346
1347 Q: Okay. So, based on your — given the fast situation, the panic in your voice,
1348 and the fear that you had from the suspect presenting himself with a firearm,
1349 did you have any fear of others as well?
1350



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1351 A: Like the other officers?
1352
1353 Q: Yes.
1354
1355 A: Yeah. That's what I was afraid of. I knew that there was quite a few officers
1356 on scene. The school was — like I said, it was not occupied, to my
1357 knowledge, and we had evacuated the surrounding houses. There's obviously
1358 always a potential that if he's shooting rounds in the air, they can come down
1359 and hurt someone, or he shoots a round high and it travels until it lands.
1360 Right? So, there's always that possibility, but my initial fear or worry was that
1361 he was directing gunfire at us. There was no doubt in my mind. And so, my
1362 fear was that one of the officers that was exposed enough to be returning
1363 gunfire at him would be shot or killed. And, again, he had that gun. It was
1364 still leveled at officers as he was backpedaling in.
1365
1366 Q: Right.
1367
1368 A: And my worry was that he was just going to continue shooting, even if it
1369 wasn't necessarily shoulder — the AK wasn't shouldered. He could still
1370 shoot. It doesn't matter how he shoots it. If it hits you, it hits you.
1371
1372 Q: Right. Okay. Can you tell me, in this situation, why you wouldn't be able to
1373 utilize less-lethal options?
1374
1375 A: Yeah. I can kind of go through everything, I guess. The taser obviously
1376 wouldn't work. It would just be way too far. I think the shotgun would be —
1377 less-lethal would just not work for a multitude of reasons, but primarily
1378 because if he's got an AK-47 or whatever it is, he obviously has a lethal
1379 weapon that is extremely capable of killing someone and doing a great amount
1380 of damage to someone's body. And I don't think I would risk anyone's life
1381 trying to shoot him with, say, a beanbag or a 40 or something like that because
1382 at the end of the day, that's not going to stop him from shooting his gun. I've
1383 seen a number of people get shot with 40's and shotguns, sometimes at the
1384 same time, and it has little to no effect on people.
1385
1386 And I think it's also important to note, out of all the Ferret rounds, all the gas
1387 that was put into that house, I never once saw it have any effect on him. I've
1388 been exposed to gas quite a few times, and it's not pleasant. You'll always
1389 have some kind of reaction, some kind of reaction you can't control. Even
1390 when the Rook came back behind and they had to untangle the debris off of it,
1391 if you watch the video, you'll see. I heard people start sneezing right away, as
1392 soon as that Rook was back. And I remember thinking, "Okay. I'm going to
1393 get hit with it next," because they're the closest to it. I'm the next closest.
1394 And sure enough, I started sneezing and my sinuses started running and kind
1395 of going crazy. And I remember thinking: I'm getting this much of an



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1396 exposure from the Rook that has some of the window blinds on it that
1397 probably don't even have that much agent on it, and there's half a dozen guys
1398 behind me sneezing and hacking from that little bit of gas, and this guy has
1399 been in that house for hours and hours and hours with who knows how many
1400 more times chemical agents in that house. I haven't heard him sneeze once. I
1401 haven't heard him make any kind of comment about it. I haven't seen him
1402 washing his face. I haven't seen him do anything. He was completely
1403 unaffected by that gas. As far as I could tell, completely unaffected. The only
1404 thing that gas made him do was shoot at us more.
1405
1406 Q: Right.
1407
1408 A: And so, I didn't have the time, nor would I have ever risked someone's life to
1409 try and use less-lethal on a guy with an AK and all that, knowing full well that
1410 this gas — which, to me, is way more impactful than a beanbag shotgun at 50
1411 yards — this gas had no effect on him.
1412
1413 Q: Right. Okay. Once the suspect was down, can you tell me what happened?
1414
1415 A: After he was down, he fell out of my view, into the interior of the house. It
1416 was kind of a quiet lull right after. I think everyone was double-checking to
1417 make sure that there was no officers hit. Once we kind of established that —
1418 again, I didn't know who shot or from where — I was essentially tapped out. I
1419 left my body camera up on the turret to continue recording, and then I began
1420 to take the AR-10 down with me because I just knew, administratively, that
1421 the AR-10 was going to be looked at and everything. And then someone told
1422 me to leave it up there because I was going to be relieved, and I think Ofc.
1423 Kellerman relieved me in high cover.
1424
1425 So, I came down and basically stood behind the BearCat. And then I retrieved
1426 a medical respiratory mask from the med kit in the Grizzly, and I ran it across
1427 to the team on the BearCat while they began donning their gas masks and they
1428 put together a rescue contact team to go provide medical care. All while this
1429 was kind of happening, a UAS pilot flew a UAS in there to try and get a visual
1430 of the suspect. It confirmed that he was down and appeared to not be moving.
1431 I believe they said that they — from what I remember on the radio, they said it
1432 looked like he had a shotgun nearby, lying next to his head, I think.
1433
1434 Q: Okay.
1435
1436 A: And the team moved in to try to provide medical care.
1437
1438 Q: Okay. So, medical aid was provided to the down suspect. Do you know if the
1439 Sacramento Fire Department responded to the scene as well to provide care?
1440



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1441 A: They did. I believe the Fire Department was staging during the entire
1442 incident. I remember when I was arriving at the CP, I passed a fire truck and I
1443 just kind of assumed that they were there staging for that. From what I
1444 remember, once officers made contact with the suspect and determined that he
1445 was no longer armed or a threat, they radioed that it was clear for Fire to enter,
1446 and then Fire entered.
1447
1448 Q: Okay. And just to reiterate here, just so I have a clear understanding, multiple
1449 de-escalation techniques were used, including a UAS, a drop phone, the Crisis
1450 Negotiation Team to make contact with the suspect. And it sounds like
1451 recordings from family was used over the PA system as well, to make contact
1452 with the suspect, as well as gas deployment for the suspect to come out
1453 peacefully.
1454
1455 A: Yes.
1456
1457 Q: Okay. And then after-care aid was provided to the suspect, both by your
1458 SWAT team and the Sacramento Fire Department?
1459
1460 A: Yes.
1461
1462 Q: Okay. And then, just one last question before we go on a break. When you
1463 were transported to Police Headquarters, during a round count, were all your
1464 rounds, with the exception of the three that you had fired from your 308 rifle,
1465 accounted for?
1466
1467 A: No. One of my pistol magazines was short one round, so it had 16. And I
1468 think the reasoning behind that — not that it makes it right, but prior to this
1469 call, my standard setup, so to speak, was I would just have one spare pistol
1470 magazine on my belt. I basically was having trouble with that pistol carrier,
1471 the pouch that the pistol magazine would go in. It was extremely difficult to
1472 pull the magazine out, which is obviously a problem. And so, I decided to
1473 take that off. And the only replacement I had was a two-magazine pouch, so I
1474 put that on. I took the magazine out of the single one, and I put it in there.
1475 And then I grabbed a magazine out of my car, out of the trunk where I just
1476 have some spare equipment, and I put it in the other pouch. Obviously, I felt
1477 that it was loaded because of the weight, but it's on me. It's my fault. I didn't
1478 actually confirm that it had 17 rounds in it.
1479
1480 And I think the reason why it had 16 instead of 17 was I probably used it after
1481 a range day or after something else. We load and unload our guns with
1482 training and range and stuff like that. We'll shoot different ammo at the range,
1483 so our guns are constantly loaded and unloaded. I probably had that magazine
1484 in there as a spare, and I probably put it in the gun and chambered a round out
1485 of it, and then dropped the magazine and put it back in my car, and then used



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1486 the magazine that I always use in the gun. I put that in knowing it had 17 in it
1487 and that the gun would be full. So, I think — again, it's on me. I think I just
1488 pulled that magazine out of my trunk and put it in that second magazine slot
1489 that I didn't even really want a second magazine in, but it was there.
1490
1491 Q: Okay. So, you noticed that there was a problem with your equipment. And to
1492 fix it, you just replaced it with another magazine, not knowing that it was fully
1493 duty loaded.
1494
1495 A: Yeah.
1496
1497 Q: Okay. So, I think we've reached a good point where we can take a break.
1498
1499 A: Okay.
1500
1501 Q: Okay. It's 1116 hours, and I just have a few clarification questions. Prior to
1502 the Rook removing the window, can you just describe the window? I know
1503 you described the awning over it, but were the blinds in the down or the up
1504 position? Just what you can remember.
1505
1506 A: The blinds were down. They appeared to be fully down, by the top of the
1507 windowsill — or bottom of the windowsill, I guess. Yeah, the blinds were
1508 fully down. And the blinds appeared to be fully open, so they weren't really
1509 obscuring the view in. But one thing that I did notice is, whether it was from
1510 the suspect's gunfire or from — probably more than likely from the Ferrets
1511 that were fired through the window — some of the blinds would twist. They
1512 were really — they looked like a really lightweight style of blinds. And so,
1513 some of them would twist or they would partially close. And specifically,
1514 some of them kind of in the middle of my view were twisted, but it was really
1515 only maybe two or three of the blinds, so it didn't really greatly affect my
1516 view. And then, kind of as the night went on and more stuff was fired through
1517 that window, the blinds had — that was the most obscured. The blinds almost
1518 opened back up a little bit here and there. It just was kind of like an always-
1519 evolving little scene.
1520
1521 Q: Okay. So, the blinds were in the down position, but they're open, but you still
1522 have a clear view into, I guess, that main part of the house?
1523
1524 A: Yes.
1525
1526 Q: Okay. Did it ever appear that the suspect had peered out the window or
1527 presented himself in front of that window with those open blinds?
1528
1529 A: Well, I mean, he presented himself in the window a lot, like I said, maybe 30
1530 times. I don't know.



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1531
1532 Q: Okay.
1533
1534 A: He never appeared to, in my opinion — there was the time when he sat down
1535 that I described what he was doing with his eyes and it appeared he was
1536 talking and moving his arms around, but, like I said, while he was blinking, he
1537 was also looking at — he wasn't looking. I didn't feel like he was looking at
1538 us, almost like he was just kind of almost just kind of down at the table, kind
1539 of down and forward, not really — he never really appeared to be actively
1540 looking at us.
1541
1542 Q: Okay. Was there any other talk about anyone else being present inside the
1543 home?
1544
1545 A: No.
1546
1547 Q: Okay. And just to be clear, you never fired from your handgun?
1548
1549 A: No.
1550
1551 Q: Okay. And then, the scope that's on your AR-10, you said it's an ACOG.
1552
1553 A: Yeah.
1554
1555 Q: Is that purchase — was that purchased by you, or is that supplied by the
1556 department?
1557
1558 A: It's supplied by the department.
1559
1560 Q: So, it's a department-issued scope?
1561
1562 A: Yeah.
1563
1564 Q: Okay.
1565
1566 A: I think the only thing I did to that rifle is I put a light on it, and that was my
1567 Sling, just because I have a preference on slings.
1568
1569 Q: Okay. And then, one last question: So, from the scene detectives out at the
1570 scene following the shooting, there was a live round found on the street
1571 behind the Grizzly. Is there any chance, when you were switching equipment
1572 or anything, that maybe a round may have fell from one of your magazines or
1573 anything?
1574
1575 A: I don't think so. From what I remember, I never unholstered my handgun



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1576 from the time I went to CP to the round count at Headquarters. I never pulled
1577 any of my handgun magazines out. I left — while I did shed my helmet and
1578 my carrier, I never took my belt off, so my belt was on me the whole time.
1579
1580 Q: Okay. And when you were switching the magazines, was this all done at the
1581 CP location, away from the scene?
1582
1583 A: No. So, my belt was fully loaded in my trunk. That was when I was changing
1584 out the equipment. I don't remember what day it was, if it was — it might
1585 have been Monday. It might have been the day before when I switched the
1586 mag carrier. So, I think I probably did it at home once I changed equipment
1587 out. And so, I think I — like I said, I just quickly pulled a magazine out of my
1588 car. I didn't double-check to make sure that it was completely full.
1589
1590 Q: Okay, okay. We're just about finished with this portion. Before we're done, is
1591 there any other details or information that you think I may have missed or
1592 forgot to ask you?
1593
1594 A: Nothing I can think of. Yeah, not that I can think of.
1595
1596 Q: Nothing? Okay. We'll conclude this interview at 1121 hours.
1597
1598 **End of Recording**
1599
1600 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #1) DAHL, J, 0

Subject (VICTIM #1) DAHL, J, 0

Author 3795 - CANNEDY, DERRICK 0521

Related Date Sep-09-2021

On 9/9/2021, I (Detective D. Cannedy #521) contacted Sacramento Police Officer J. Dahl inside of interview room #5, located at the Sacramento Police Department Headquarters (5770 Freeport Boulevard). The interview was in regards to Officer Dahl's involvement in an officer involved shooting that occurred on 9/7/21 at approximately 0511 hours.

Upon contacting Officer Dahl, I utilized my department issued body worn camera (BWC) to record the audio only. Attorney's David Mastagni and Christopher Walsh were also present in interview room #5 for the duration of the interview. The interview with Officer Dahl was later transcribed via DocuScript. I reviewed the transcribed statement for accuracy, and also provided a copy to Officer Dahl and Attorney David Mastagni. Once the statement was confirmed to be accurate, I attached a copy of the transcribed statement to the report.

For full details of Officer Dahl's statement, see the attached transcription.



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Related Attachment(s) - STATEMENTS

Attachment Description: **OFC. DAHL'S STATEMENT**

Reference Number:

INTERVIEW WITH OFC. J. DAHL
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1
2
3
4
5
6
7
8
9 Q: Okay. We are on. So, I'll just keep that face down.
10
11 A: Okay.
12
13 Q: So, it's just going to be for audio.
14
15 A: Sounds good.
16
17 Q: Okay. I am Det. Derick Cannedy. That's D-E-R-I-C-K, C-A-N-N-E-DY. I'm
18 with the Homicide Unit with the Sacramento Police Department. We are here
19 at Police Headquarters, interview room number five. And I'll just start with
20 having you introduce yourself and spell your name for me.
21
22 A: Okay. It's Jeffrey Dahl, J-E-F-F-R-E-Y, D-A-H-L.
23
24 Q: Okay. And we are also with...
25
26 A1: David Mastagni, M-A-S-T-A-G-N-I.
27
28 A2: And Christopher Walsh, C-H-R-I-S-T-O-P-H-E-R, Walsh, W-A-L-S-H.
29
30 Q: All right. Thank you. Ofc. Dahl, can you give me your badge number,
31 please?
32
33 A: 8817.
34
35 Q: Okay. And how long have you been an officer with the Sacramento Police
36 Department?
37
38 A: It's been about 15, a little over 15 years, about 15 and a half years.
39
40 Q: Okay. Prior to working here, did you work law enforcement at all?
41
42 A: No.
43
44 Q: And then, how about prior to working here? Did you have any law
45 enforcement experience?



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46
47 A: No.
48
49 Q: I mean — I'm sorry — military experience.
50
51 A: No.
52
53 Q: Okay. And what is your current assignment?
54
55 A: I'm with the SWAT team.
56
57 Q: And how long have you been with the SWAT team?
58
59 A: I've been there for about eight months now.
60
61 Q: Okay. And then, prior to the SWAT team, what were some of your other
62 assignments?
63
64 A: I had a temporary assignment at the academy for six months. Prior to that, I
65 spent the majority of my career on graveyard patrol, a couple TDY
66 assignments to the CSU team at the time. It's also now known as the Flock
67 Team. I did that on two different occasions, but most of my career has been
68 on patrol.
69
70 Q: Okay. And how about any specialized training, things like crisis intervention,
71 FTO training, range master?
72
73 A: Yeah. So, I am currently now a range master. I was an FTO for probably
74 around six years when I was in patrol. Those are the two I can think of, but,
75 yeah, I am now currently a range master, and I was an FTO.
76
77 Q: Okay. How about, in particular, with crisis intervention or — you said you
78 were a range master. Do you do the yearly training that's required amongst
79 officers for CPT?
80
81 A: I do CPT, yeah, every year. I haven't dealt with the teaching, the firearms or
82 anything, at CPT, but I do go to the annual CPT.
83
84 Q: Okay. All right. So, the day of the incident, can you describe for me your
85 uniform that you were wearing?
86
87 A: Sure. I was — well, when we responded out, we wear a — it's a long-sleeved
88 shirt. It has patches on it. It says "SWAT." Typical blue BDU's. I had a full
89 kit, which is basically full armor on the front. I actually had the sleeves off,
90 so I didn't have the sleeves, but my patch on my shirt was showing. I wear a



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91 helmet. I wear a duty belt as well with a drop holster. So, I have a handgun
92 on me. There's some handcuffs on it and a magazine. My kit has rifle
93 magazines, and also a handgun magazine on it. The helmet has a camera on it
94 as well, a helmet cam.
95
96 Q: Okay. And you mentioned patches. Are you referring to — were the patches
97 or logos identifiable?
98
99 A: Yes. It's police patches. It's actually gray in color, not your typical blue like
100 on a normal patrol. It's gray. It's the typical patch that the SWAT team
101 members wear.
102
103 Q: Okay. Did CSI take photos of you while you were in your uniform?
104
105 A: Yes.
106
107 Q: Okay. And did that accurately depict the uniform you were wearing at that
108 time?
109
110 A: Yes.
111
112 Q: Do you wear prescription glasses or contacts?
113
114 A: No.
115
116 Q: Okay. How about your vehicle? What vehicle were you using that day?
117
118 A: Well, I drive a black Chevy Caprice. It's my take-home vehicle. The day of
119 this incident, I drove it to the station to pick up one of the armored vehicles to
120 bring it out to the CP.
121
122 Q: Okay. Which station did you...?
123
124 A: So, I'm out of 300 Richards. So, I responded there after the callout page. I
125 picked up what we refer to as the "Grizzly." It's one of our armored vehicles.
126 And from there, I drove it out to the CP over at the Comm Center.
127
128 Q: Okay. And then you already kind of mentioned your weapon that you have
129 with the drop holster. What weapon are you armed with?
130
131 A: I carry a department-issued Glock 17 that I carry.
132
133 Q: Okay. What caliber?
134
135 A: It is a 9 mm.



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136
137 Q: And then, you said that was department issued?
138
139 A: Yes.
140
141 Q: And then, how many rounds does that hold, and how many rounds do you
142 keep loaded?
143
144 A: Eighteen, but I usually keep, obviously, one in the chamber. I sometimes will
145 top off the magazine, but a lot of times the one that's in my gun — I'll put in a
146 full magazine, I'll charge a round, and I typically won't pop that out and put
147 another round in. So, at the time, I think the one that I had in there, I think,
148 just had a total of 18.
149
150 Q: Okay. So, the night of the incident, it was fully loaded with one in the
151 chamber?
152
153 A: And probably just 17 in the magazine.
154
155 Q: And then, do you carry any other weapons, a backup weapon?
156
157 A: I do not carry a backup weapon.
158
159 Q: All right. As far as your firearm goes, is there anything added to it, or any
160 other specialized equipment?
161
162 A: I have a red dot sight on my handgun. I believe all the SWAT team members
163 have it as well.
164
165 Q: Okay. And then, on the night of this incident, did you have any other
166 weapons or firearms?
167
168 A: I did. I carry the — it's an issued SWAT rifle. It's an AR-15. All of the
169 SWAT members have one.
170
171 Q: Okay. And that's issued to you?
172
173 A: That's issued to me, yeah.
174
175 Q: In regards to the rifle, is there any other specialized equipment or anything
176 attached to the rifle?
177
178 A: Yeah. It has, obviously, an Aimpoint sight. It also has an IR laser that's
179 mounted right on the front, actually on the right side of it, and I have a
180 flashlight on there as well.



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181
182 Q: Okay. And where is that normally stored or kept?
183
184 A: Typically, I'll store it in a rifle bag in the trunk of my vehicle, my take-home
185 vehicle.
186
187 Q: Okay. And then, any other weapons that you had on your person, or on your
188 duty belt, or your vest?
189
190 A: I also carry a CED on my duty belt, so a less-lethal. And that is all I can think
191 of right now. Yeah, my handgun, my rifle, and my taser that I carry on me.
192
193 Q: Okay. In regards to the rifle, how many rounds does that hold, and how was it
194 loaded on this night?
195
196 A: Sure. We have two different magazines. We have 30-round magazines. I had
197 a mini-magazine. At the time, I actually thought it was a 15-round. It's
198 actually a 20-round magazine. I keep that in on calls. So, I believe that was
199 fully loaded. And I would have charged a round into my firearm, so I should
200 have just a total of — it should have been a total of 20 rounds if it was a full-
201 loaded magazine.
202
203 Q: Okay. Do you normally keep 20 rounds in the magazine, and then when you
204 charge it or load it -
205
206 A: Yeah. So, I typically will. If we're going to a call or whatever, I'll put that
207 magazine in, I'll charge a round, and we'll just go from there. I won't drop that
208 magazine out and put an additional round in it.
209
210 Q: Okay. All right. So, on this night in particular — let me start here. Sorry.
211 What's your current shift?
212
213 A: I have Tuesday through Friday — so I have Saturday, Sunday, and Monday
214 off — and it's 0600 to 1600.
215
216 Q: Okay. And when you were notified of this call, were you on duty, or were
217 you off duty?
218
219 A: I was off duty.
220
221 Q: Okay. And how were you notified?
222
223 A: We get a callout page that came in on my phone, and that's what woke me up.
224 The page comes out. It's a callout page and the location that we're responding
225 to.



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226
227 Q: Okay. And so, you said you were off duty at that point?
228
229 A: Mm-hmm.
230
231 Q: What were you doing at the time of the callout page?
232
233 A: I was sleeping.
234
235 Q: Okay. What was your last shift that you had worked prior to this?
236
237 A: The shift would have been — actually, I took that previous Friday off, so it
238 would have been the Thursday before. So, last Thursday was my last shift. I
239 had Friday, Saturday, Sunday, Monday off, and Monday night is when I got
240 the page.
241
242 Q: Okay. And so, you had already been off the full weekend?
243
244 A: Yes.
245
246 Q: Okay. And so, then, what was your last sleep cycle? You said you were
247 already asleep. What time did you go to sleep?
248
249 A: I went to sleep probably roughly...I at least laid down around 2100. Actually,
250 when I fell asleep, I think it was right before the callout page because I usually
251 toss and I turn for the first hour or so. So, actually, when I fell asleep, I don't
252 know, but it seemed like right before that callout page. I was tossing and
253 turning for a little bit, but I went to bed around 2100.
254
255 Q: Okay. And then, with SWAT, are you assigned to a specific team?
256
257 A: Yes. So, I'm on Team 20. My identifier is Union-26.
258
259 Q: And who is your supervisor? Is there a supervisor assigned to your team
260 specifically?
261
262 A: There is. Sgt. Kirtlan is my supervisor.
263
264 Q: Okay. And then you said your unit identifier already. Are you normally solo,
265 or do you have a partner?
266
267 A: As far as — typically, we work as a team on almost everything. So, whether
268 it's a warrant service, a callout, training, we almost always work as a team.
269 And that includes both teams. As long as we're working together, usually
270 we're always working — unless somebody is doing something on the side,



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271 we're always working as a team.
272
273 Q: Okay. So, you got the callout, and you said you responded from home to your
274 station.
275
276 A: Yes.
277
278 Q: Were there any incidents or anything that came up during your response from
279 home to the station?
280
281 A: No.
282
283 Q: In your response from home to station, were you driving rules of the road, or
284 were you Code 3?
285
286 A: I was Code 3. My siren went out — so I don't know if it was a fuse; I've got
287 to get it checked — but my lights were all activated, and I responded from my
288 house all the way to the station with my lights going.
289
290 Q: Okay. And just to confirm, we already talked about your vehicle, but that's
291 the vehicle you responded in is your take-home car?
292
293 A: Yes.
294
295 Q: Okay. And then, when you were notified of this call, were you given any
296 details or circumstances at all at that point?
297
298 A: Very minimal. I can't recall, but I feel like the callout page might have
299 mentioned something about a barricaded subject, but I don't recall the details
300 of it. I'd have to look at my phone to remember. Typically, it will also say
301 whether we're needed Code 3 or not. This one I don't recall saying it, so I just
302 decided. I took that decision just to go Code 3 to the station.
303
304 Q: Okay. And then, where were you, I guess, notified to respond to? Obviously,
305 you went to the Richards station. Was there a location that you were heading
306 to?
307
308 A: Yes, the Communication Center off of San Joaquin.
309
310 Q: And then you get to the Richards station, and you were assigned to get a
311 vehicle from there?
312
313 A: Yes.
314
315 Q: Which vehicle?



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316
317 A: So, I got one of the armored vehicles. It's our newer one. We call it the
318 "Grizzly." So, from there, when we're on equipment, I will load up my gear
319 from my car into the Grizzly. And then I responded Code 3 with the Grizzly
320 to the Communications Center.
321
322 Q: Okay. And then, at the Communication Center, was that a meet-up point, or
323 what happened?
324
325 A: Yeah. After I arrived, I put all my gear on. And then we all met up for the
326 brief about what was going on.
327
328 Q: Okay. And you said that you went Code 3 from Richards to the
329 Communication Center on the Grizzly?
330
331 A: Yes.
332
333 Q: At that point, is there an in-car camera or anything attached to the Grizzly?
334
335 A: Yes. That should have been activated. I believe it was. So, yeah, it should
336 have captured me going Code 3 there.
337
338 Q: Okay. And then, how about a body camera? Would that have been activated
339 for your drive?
340
341 A: No. I don't think I activated my body camera and my helmet cam until after
342 our brief and we loaded up on the armored vehicle to respond to the scene.
343 And I believe at that moment is when I activated both cameras.
344
345 Q: Okay. While heading to your briefing location at the Comm Center, were
346 there any updates, or is there any other information that was coming in at that
347 point that you remember?
348
349 A: I don't believe so. I don't think I had my radio on at the time. I believe I
350 turned the radio on or put it on the station I believed we were working on. I
351 believe it was 6. I think I had turned to 6, if I recall correctly, in the Grizzly.
352 I don't remember anything, getting any information that I didn't already know.
353
354 Q: And as you're heading there, is there any concerns, or is there anything that
355 you're thinking about as far as your response leading up to the incident?
356
357 A: Just to get there safely in a timely manner is kind of all that I'm thinking at
358 that point.
359
360 Q: Okay. At the briefing, were you given more information or additional



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361 information about what was going on?
362
363 A: Yes. So, we were given information. We were given a suspect. It kind of
364 stemmed from — patrol had responded out. We had heard that the subject
365 had a fresh 422 warrant — or a want. They were working on the warrant.
366 Patrol had gone out there for some sort of a call for service. They had seen
367 him with a gun inside the residence, a rifle. I believe he was putting a round
368 in the rifle. They backed off. I think the information I also received is he was
369 blaring some Christian music, just yelling out the door. And we had briefly
370 seen that he had been sending text messages, threatening text messages, and
371 we saw a photo of him. So, I got to see a photo before we loaded up.
372
373 Q: Okay. You mentioned a 422 want. What's 422?
374
375 A: That's terrorist threats.
376
377 Q: Okay. And then you said you saw a photo of the suspect prior to leaving?
378
379 A: Yes, I did.
380
381 Q: Did you recognize the suspect, or have you had any contact, previously, with
382 this individual?
383
384 A: I didn't recall, at the time, any previous contacts that I had, no.
385
386 Q: Okay. And then you mentioned that there was talk from the original call of
387 weapons?
388
389 A: Mm-hmm.
390
391 Q: What were those weapons?
392
393 A: A rifle to some degree, yeah.
394
395 Q: Okay. And then, was there any other information provided as to what was
396 going on or activities leading up to you guys -
397
398 A: Just that at this time that they already had one of our armored vehicles out
399 there in front of the location. And for the most part, that was pretty much the
400 information that we had. So, we got some information. We were just going to
401 load up, head on out there, and then position our vehicles appropriately.
402
403 Q: Okay. So, at that point, then you loaded up onto the armored vehicle that you
404 had brought.
405



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406 A: Correct.
407
408 Q: And then you responded over to the scene?
409
410 A: We responded over to the scene. After responding to the scene, we came up
411 from the south, positioned the Grizzly, got off the Grizzly. Going back just a
412 second, we had already determined that I would go with Ofc. Surjan and a
413 couple other guys to the BearCat after arriving on scene. So, after we arrived
414 on scene, everyone got off the Grizzly, and me and a handful of other guys
415 went over to the BearCat that was positioned just in front of the location.
416
417 Q: Okay. So, just to clarify then, you were already given an assignment prior to
418 arriving on scene?
419
420 A: Correct, yes. I was going to go — Ofc. Surjan was kind of running our little
421 team. So, he said I'm coming with him, and there was a couple of other guys,
422 that we were going to go over to the BearCat.
423
424 Q: And I think you mentioned it, but just to confirm, the BearCat was already on
425 scene and in its position prior to you arriving?
426
427 A: Correct.
428
429 Q: Okay. So, at this point, what I would like is, as you're arriving on the scene,
430 just kind of walk me through what you saw and how everything kind of
431 unfolded from there and how things happened.
432
433 A: Sure. So, upon arriving on scene, we exit the Grizzly. We're all positioned
434 behind the Grizzly. I could see the location. I could see a garage was open on
435 it. Nothing out of the ordinary. I could see the BearCat was positioned,
436 basically in the middle of the roadway, directly in front of the garage, it
437 appeared. So, we sent a couple of guys over. Some guys just covered them as
438 they ran across. And then, me and another officer — I don't remember who it
439 was — after they got across, we ran across. Immediately after getting over to
440 the BearCat, I advised — actually, I went over and talked to Ofc. Surjan,
441 "Hey, do you want me to go high cover?" And he said, "Yeah, go ahead." So,
442 I got in. There was already somebody up in high cover, which is — high
443 cover is basically inside the BearCat. There's a stool. You stand on it. A
444 turret opens up, and then there is a porthole that opens up that usually you'll
445 put your rifle through, and that's your vision right there.
446
447 So, when I got in, there was already a few other people in the BearCat. I
448 believe there was CNT and some other folks. I don't recall who was in high
449 cover. I just said, "Hey, whoever's in high cover, you can come down. I'll
450 replace you." They came down. I immediately went up. I put my rifle



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451 through the porthole, onto the location. I had a body camera running that I
452 always keep clipped down. We've kind of got a — our vest, we have a guard
453 that kind of hangs down. I unhooked it. We have a magnet that's on the
454 turret. I put the body camera on the magnet, and I magnetized it to the front
455 of the turret so it actually faced the location. And at that point, I just stayed
456 on — really, I was focusing on the garage. There's a front door as well, to the
457 right of it, but I was focusing a lot of my attention on the garage as well. So, I
458 was kind of going back and forth. That was kind of my focus. And I just
459 stayed there.
460

461 And then, throughout the night as I'm watching it, I can hear the Christian
462 music. It sounded like Christian music blaring from the house. At one point,
463 I observed a subject come into the garage from inside the house. So, there's a
464 door leading into the house that's in the garage. I saw a male subject come
465 out. He appeared to match the description of the guy that I had seen prior to
466 leaving the CP. So, he looked just like the guy. I see him go in the garage. I
467 didn't see anything in his hands at the time. He looked at us. He grabbed
468 what appeared to be a charger, maybe for a drill or something. I couldn't tell.
469 He picked up the charger and walked back inside. I could see drones, UAS's,
470 that we had flying above. I knew officers were in an opposing back yard just
471 to the east. In fact, they raised me over the air so I knew where they were so
472 there was no crossfire issues. So, those were the things I was kind of focused
473 on at the time. I did see a vehicle in the driveway.
474

475 So, at one point, as this was going on, I had been up there for a while. And I
476 don't recall if — I got relieved from Ofc. Tiner for just a short time, for 20 or
477 30 minutes after I had been up there for an hour and a half or so. I come
478 down. I went back up. I don't recall. I believe there were shots. We heard
479 shots coming from the house before I got relieved, but this went on for a long
480 period of time. We were hearing shots ringing out from the house. It
481 sounded, to me, like there was rifle rounds, just from the sound of it. And
482 also, at some point we heard what appeared to be a handgun round. I wasn't
483 sure at the time, but that's what it sounded like to me. And this was going on
484 multiple rounds.
485

486 The first volley of rounds that we heard from inside the location, emergency
487 gas was authorized. So, our gas guys started deploying 40 mm — I believe it
488 was Ferret rounds — inside the location. And this went on for some time. So,
489 it seemed like we would hear shots from inside the house. We believed — I
490 believed that this guy was shooting out of the house. It was just hard to tell
491 where it was coming from. And then more emergency gas would be deployed
492 inside the house. Time went on. And then I observed — I heard gunshots,
493 and I could see rounds going through the garage wall. So, what I believed
494 was the suspect was inside, maybe the living room area. I couldn't see where
495 he was at. I just heard gunshots, and I saw rounds opening up on the wall of



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496 the garage. I couldn't tell if the rounds were going straight across or if it was
497 angled, maybe coming through the wall and coming back at us. It was hard to
498 tell. I just knew they were going through the wall. So, I believe I put that
499 information out, that the rounds were going through the wall.
500

501 So, that went on. Continuing on, at one point I had seen the same subject that
502 I had seen earlier walk into the garage, carrying what looked like an AK from
503 my point of view, a rifle. He walked into the garage. He wasn't pointing it or
504 anything. He just kind of — it looked like he just had it under his armpit. He
505 walked briefly across the garage, kind of out of my view, really momentarily.
506 He turned around and walked right back into the house. He kind of was
507 holding it up, almost like "I'm not a threat," or whatever he was doing. He
508 walks back in the house. So, I had seen him that time.
509

510 During all of this, when we were hearing shots fired, the information was
511 coming across from — I think it was, I believe, the Grizzly. Sgt. Edgerton
512 was putting it out, and some other guys, that rounds were hitting the school
513 from behind. It was hard for me to tell, a lot of times, where these rounds
514 were going, but I believed that if they were seeing rounds, that we were
515 definitely being shot at. There were several moments where you would hear
516 multiple shots, and then emergency gas was being deployed in the front
517 window. So, it was hard to tell if — it was almost like the sounds were — it
518 was almost happening at the same time. You would hear what sounded like
519 40 mm rounds coming from in the house. And so, I believe that the suspect
520 was shooting out the window towards our officers as rounds were going into
521 the window.
522

523 So, this went on, continued to go on for a while. Then, the SSD's Rook,
524 which is a piece of equipment that they have, responded to the scene. As I
525 saw the Rook going up to the front yard, it went up to the window, broke out
526 the front window with a ram that they have on the front of it. There is a — I
527 didn't know who it was at the time, but I believed it was one of the SWAT
528 team members for SSD that was inside. It's just one person that could sit in
529 there. He was controlling it. Right when the window broke out, you heard a
530 volley of shots. In my opinion — where I was positioned, I could hear it. It
531 sounded like rifle rounds, multiple rounds. I believe that the suspect was
532 shooting at the driver of the Rook.
533

534 And my mindset at the time was there was no doubt he was trying to kill
535 whoever was driving it. I have no idea if he had any knowledge of what the
536 guy was driving, but in my opinion, with the way — as many rounds as I
537 heard coming out, no doubt in my mind he was trying to shoot at the driver
538 and kill him or harm him as he was driving it. This went on for a while as he
539 was tearing down the window. At one point, I had seen — so, I hear multiple
540 rounds, multiple rounds, and then I saw sparks coming from the roof. And so,



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541 I even relayed that, "I think he's also shooting out the roof." You saw sparks
542 coming from the roof, which was odd. It was hard to tell what was going on,
543 just multiple rounds were being fired, but it sounded like it was coming from a
544 rifle. I believed that the driver of the Rook was in danger, not to mention
545 every officer that was out front. With as many rounds as was being shot from
546 a rifle round, I was concerned about all of the officers. And as far as the
547 residents around, I know we had evacuated several. I didn't know at the time,
548 because I was focused on the residence, if there was any still hunkered in
549 place. And knowing what I know from a rifle round, I was concerned that any
550 rounds coming out of his house could go into the neighboring houses. And so,
551 it was just one of those — it was just the hair stood up on your neck, like
552 "This is getting out of hand."
553

554 So, that went on for a while. I saw the Rook then come around and start
555 tearing down the side fence. It took down a tree in the front yard, but then
556 came around, took down the side fence just to the north of the residence. As it
557 was doing that, at one point I remember hearing over the radio if the Rook
558 could move the vehicle from the driveway. And it seemed like it was right
559 after I heard that that the suspect immediately entered the garage armed with a
560 rifle. He took a position looking right at me. I was looking right at him. He
561 positioned the rifle straight up towards me, and I immediately took my safety
562 off. And it was almost like bang, bang. I heard a shot. I believed he was
563 shooting right directly at the turret, right where I was standing. And my
564 concern was the turret. The porthole is yea big, and my head is completely in
565 it. So, there's no doubt: If that round goes through, it's going to take my head
566 off.
567

568 So, right when I heard that shot, I immediately returned a round.
569 Immediately, right after I shot that round, I followed up with two more
570 rounds, and then I kind of looked where I was. I didn't see him, so I just held
571 my position. I started hearing information being relayed — I think it was
572 from Ofc. Surjan — saying "The suspect is down." So, I just held my position
573 there, where I had last seen the suspect and where I shot at him. I was hearing
574 them asking if everyone was okay. At that time, I knew that we had two
575 shooters on the BearCat. I knew Ofc. Jarvis was another shooter, just from —
576 I could hear him saying it. I had no idea about any other shooters. And I just
577 basically held my position until I was asked to come down, where I'm going to
578 be relieved with another officer. I think it was Ofc. Penny who relieved me. I
579 came down, stood behind the BearCat. And they put a team together to go in
580 and render aid. After that, soon after, I learned that Ofc. Cunningham was
581 also a shooter. The three — me, Ofc. Jarvis, and Ofc. Cunningham — were
582 picked up by Ofc. Freeman, and we were brought over to the Comm Center.
583 At that point, we went into the Comm Center and basically waited for further
584 instructions. But that was basically all my memory from the actual scene
585 itself.



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586
587 Q: Okay. Obviously, there's a lot in there.
588
589 A: Sure.
590
591 Q: So, I do have a few things, just to clarify and follow up with, -
592
593 A: Yeah, absolutely. Yeah.
594
595 Q: - but that was a lot of details. I appreciate that. So, one of the things you
596 mentioned, the Sheriff's Department had some equipment out there.
597
598 A: Right.
599
600 Q: Can you describe what equipment the Sheriff's brought? And also, were there
601 Sheriff deputies as well?
602
603 A: Yeah. I believe the Sheriff deputies also brought their BearCat. If I
604 remember correctly, I think they picked up a couple of our officers. They
605 went around to one of the other sides of the residence. They brought out what
606 they call a "Rook." It almost looks like a Bobcat. It's fully armored. It has a
607 ram on it, and it has multiple different functions, but in this circumstance —
608 I've seen the Rook. I've even did a little bit of training with the Rook, but not
609 driving it, but they also have a thing where you can sit on a platform. It's an
610 armored platform where they can raise you up and down. He didn't have it on
611 this one. He just has a cage enclosure that's fully armored, and it had a ram on
612 the front of it, kind of similar to what we have on our BearCat. And so, it's
613 operated by one person.
614
615 And so, they brought that out to basically clear a path. More visibility into the
616 residence, from my understanding, that's why they did it. And it did because
617 they opened up the whole front window of the location, took down the
618 overhang. And then, obviously, it ended up going over and tearing down the
619 side fence to make an access point there. And then, like I said, somebody had
620 said — I don't know who it was — said, "Hey, could you move the vehicle as
621 well?" Which, I know it has that capability, where it can move — because the
622 vehicle was partially — because it's in the driveway, so it's kind of partially
623 the lower part of the garage, but it wasn't covering too much of my view from
624 where I was standing, just the very lower portion of the garage maybe. But I
625 think, from other people's point of view, it was blocking their view. It never
626 did move it, though. It never — right after that request was made, from the
627 way I remember it, that's when the suspect had stepped out into the garage.
628
629 Q: Okay. And did the Sheriff's office have personnel as well?
630



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631 A: Yes. I don't know how many they had. In fact, I even asked an officer out
632 there. None of our guys are driving that Rook because I don't know if any of
633 our guys are actually trained on it. I know we're in the process of getting our
634 own Rook, but at the time, I even asked. I don't remember who it was I asked.
635 I said, "Hey, was SSD driving that?" I was advised that SSD, one of their
636 SWAT team members, was actually driving it. And I don't know who it was.
637 And then I remember being on scene, looking over, and I could see a few
638 more SWAT team members there. I have no idea how many SWAT team
639 members were there from SSD's side. So, I don't know.
640
641 Q: Okay. And then you mentioned at one point there were rounds that were
642 going through the garage wall. Can you explain a little more which wall that
643 was, or maybe a direction?
644
645 A: Yeah, absolutely. So, if you look into the garage, right to the right. So, it
646 would be, actually, I guess, the south wall of the garage. So, my view was
647 pretty much right into the garage. When I heard the rounds going off, I
648 immediately saw holes and almost like dust opening up on that wall. So, I
649 knew he was shooting through the wall, and that's what I relayed. But the
650 only thing I could not tell was the angle the rounds were coming because he
651 could have been shooting through the wall and they were coming back at us,
652 and that's what I had to consider. But at the same time, it could have been
653 going across. I have no idea. I just knew he was shooting through the wall
654 and it was going through the wall easily. Which, that was a concern of mine
655 because it could have kept going through multiple walls. So, that's what I
656 saw. I don't remember how many rounds I saw open up. At least two, I know
657 for sure, and I don't know how many more there were.
658
659 Q: And to clarify, you mentioned that the Rook had torn away the window and
660 the awning or the window covering.
661
662 A: Right.
663
664 Q: These rounds that you saw coming through the wall, was that before or after
665 the window had been -
666
667 A: I believe it was right before because the rounds — I believe it was right before
668 the Rook had started doing that. So, I had seen the rounds going through the
669 wall, if I remember the way I remember it, before they started tearing it down.
670 Because after the Rook went up and started tearing the window out, I
671 remember just hearing multiple rounds being fired. And at that point, my
672 belief was "Oh, my God, he's trying to kill the driver of that Rook." That's
673 what I was thinking. And as many rounds as were being fired at that point, it
674 wasn't — it was — obviously, a lot of my concern was the driver of the Rook,
675 but the Grizzly was right behind it, so I'm concerned about the officers over



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676 there. I'm like, "Oh, my God, this guy is just firing rounds willy-nilly out that
677 wall." So, my concern was with everyone in the backdrop. And I don't know
678 how many rounds were fired, but it was like rapid fire.
679
680 Q: Okay. And you also mentioned that someone had broadcast or put out that
681 there were rounds hitting the school.
682
683 A: Correct.
684
685 Q: Can you describe where that school is in relation to where you were, or how
686 that looked as far as the scene goes?
687
688 A: Sure. I believe the school was directly behind me. So, it would be directly to
689 my west is where the school was. And I believe I had — I think it was Sgt.
690 Edgerton that was putting that out, but I could have been mistaken with the
691 voice. I'm just — that's what I thought, the voice I heard saying that rounds
692 were striking the school. So, right then and there I knew, "Oh, my gosh, this
693 guy is shooting directly at us." I know he's shooting a rifle. I know there's —
694 we're all basically right in the path of where that school is, so my concern was
695 with not just the guys in the BearCat, but the guys in the Grizzly and everyone
696 else out there, because that is exactly where we were positioned.
697
698 Q: And then, you already mentioned some less-lethal that was used. There was
699 gas that you said was deployed into the house.
700
701 A: Correct.
702
703 Q: Were there any other less-lethal munitions or anything else used during the
704 interaction?
705
706 A: I don't believe so. I believe it was just the 40 mm. I believe it was just the
707 Ferret rounds being deployed in. I don't believe any hot gas was deployed
708 into this residence. I think that was put on hold due to what was going on and
709 then us knowing that we were getting the Rook out there, but a lot of that was
710 just coming from — I was just — I could hear what was going on, so that's
711 what I picked up. And I just believe that it was put on hold for the hot gas,
712 but I know the 40 mm Ferret rounds were deployed in. I don't believe there
713 was any other less-lethal. I don't believe there was any — there was no
714 beanbag shotgun rounds deployed that I know of, or any other rounds for that
715 matter. So, the only ones that I know of are the Ferret rounds that were
716 deployed in the residence.
717
718 Q: And then, how about — were there any commands given? Obviously, you
719 said you were out there for a long time, but were there any commands given
720 directly to the suspect?



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721
722 A: Yeah. There was multiple commands. So, CNT does all of the — they're the
723 ones putting out, trying to get the guy to come out, whether it's on our LRAD,
724 which is a loud speaker that is magnetized on top of the BearCat or the
725 Grizzly, whatever one is where it's at. So, CNT was doing all of the
726 announcements. They made — I don't know how many it was, but it felt like
727 it went on consistently for the five hours that we were out there. And I don't
728 know how many announcements were done before, but there, it was just
729 constant announcements, announcements, announcements. So, CNT did
730 multiple announcements, asking the guy to come out.
731
732 They also had — since the LRAD was right next to me, they also had a
733 recording from the brother, and I believe the sister as well, that they had — I
734 don't know when they got the recording — asking their brother to please come
735 out, put the guns down, come out. And they played that multiple times. I
736 don't know how many times it was, but it was, I think — I would say they
737 played those well over 10 to 20 times, if not more. And then CNT just made
738 their own, asking for him to come out unarmed, put it down. They gave him
739 multiple opportunities.
740
741 They even brought a drone in. I observed the drone go in. They dropped a
742 phone off in the garage. They even put that information out, "We put a phone
743 in the garage. We won't touch you." So, it was — they gave him so many
744 opportunities to come out, and even relayed information such as "We won't do
745 anything. Just come out and get the phone. You can go back inside if you
746 want. You can just talk" — I heard them say something like, "You can just
747 talk from your front door if you'd like." So, an enormous amount of
748 opportunities were given to him to come out, to end it, and he just never did.
749
750 Q: Did you see any reaction from him for any of these announcements, or even
751 with the less-lethal deployment of the gas? Was there any other reaction that
752 you saw from him?
753
754 A: Yeah. I mean, he was cursing nonstop. So, there would be times where he
755 would start cursing at the officers. It was hard to hear what he was saying, but
756 he was cursing at us. I think at one time I heard him call us Nazis. "You guys
757 are Nazis," I heard that come out of his mouth. The other things I just heard
758 was curse words, yelling out. That's what I remember hearing, other than,
759 obviously, multiple rounds being fired. And in many circumstances, right
760 after CNT would ask him to come out, many times after that you would hear
761 rounds being fired. So, a lot of cursing, a lot of yelling. And then that
762 Christian music was playing incredibly loud, so it was hard to hear some of
763 the things he was saying.
764
765 Q: And then you mentioned — on that last interaction -



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766
767 A: Yeah.
768
769 Q: - in which he comes into the garage, you said that he pointed the firearm
770 directly at you. And you mentioned this porthole in the turret.
771
772 A: Yes.
773
774 Q: And you said he aimed at you.
775
776 A: Yeah.
777
778 Q: Can you describe, a rough estimate, about the approximate size of that -
779
780 A: I mean, I would say maybe 12 inches high. I mean, I'm just totally guessing
781 on the height, maybe 12 inches high, 6 inches wide, roughly. I mean, I could
782 be off on my measurements, but very small. Basically, it's really just big
783 enough to see through, put your gun through. But also, one of the things that
784 was going through my head and one of the things that was my concern was —
785 knowing the way this was playing out, my concern was it was very hairy.
786 You got the bad feeling like this was going to end bad, this guy was going to
787 shoot out at us. He has already been shooting. I believed he was shooting at
788 us. If he came out and shot, my concern was I'm going to take a round right
789 through this porthole. So, the whole time throughout this call, I was trying to
790 find angles in this porthole to limit my angle, but still so I could see through
791 what I'm supposed to be looking at. So, my concern the whole time was even
792 though, yeah, you're in an armored vehicle, the porthole is completely open to
793 my face and my head. So, that was my concern the whole time. So, like I
794 said, the whole time, I was trying to find different angles. If he would come
795 out, I would shift, just so my head was less exposed, if I could. Sometimes it
796 is what it is, you couldn't, but that was going through my head constantly.
797
798 Q: Okay. And you mentioned you felt like it was fairly close in time to a round
799 being fired and then you firing a round. Do you know, if a round was fired,
800 where it struck? Do you know?
801
802 A: So, right when he came out and raised the gun, like I said, I took my firearm
803 off switch. I heard the shot. At the time, I saw a flash, so I thought he had
804 shot directly at the turret. The second he shot, I pulled my trigger. So, it was
805 almost like boom, boom, that quick. Immediately after I fired my round, I
806 fired two more volleys that I recall, and then I just held my position. I didn't
807 see him. I relayed that information, "I think he just hit the turret." I believed
808 he had hit the turret, and I believed he shot directly at me, and there was no
809 doubt in my mind that's what had happened. I had no idea anybody else had
810 shot or how many shots were being fired. But when I saw the gun raise, it



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811 was almost like I gave a split second. I heard the shot, saw a flash, and I
812 immediately pulled my trigger. It was almost boom, boom. It was that quick.
813 And then, like I said, a couple more volleys right after, and I couldn't see
814 where he was at at that point.
815
816 Q: Okay. And as he comes into the garage, had you already taken aim with your
817 weapon toward him?
818
819 A: Yeah. So, right when he came in, I believe I had also said, "He's coming out.
820 He has a gun." I immediately put him in my sight. I took my firearm off
821 switch. It happened so fast. So, the second he came in, I put him in my sight,
822 took my firearm off switch. I see the gun raise, and it was almost like I heard
823 the shot, I saw a flash, I pulled my trigger. And then it seemed like it was a
824 bang, bang, bang, but it was a bang right when I shot. I immediately followed
825 up with two more rounds. And then, like I said, I couldn't see him. So, from
826 my view, he shot a split second before I shot. I did two more volleys, and I
827 couldn't see him. So, at that time, when I couldn't see him, I didn't know he
828 had fallen. I didn't know if he had ran back inside. It wasn't until, I think,
829 Ofc. Surjan had said, "He's down." So, I just held my position right there.
830
831 Q: And as he comes into the garage, what were you aiming at?
832
833 A: I was aiming at center mass. So, my whole thought was if I have to use lethal
834 force — the whole point was to stop the threat. So, my aim point is directly
835 on his center mass. And so, when I see the gun raised, I had that dot right in
836 the middle of his chest. I hear the shot, I see the flash, I pull my trigger. It
837 seemed really quick. I did two more rounds. That's how it felt at the time.
838 And then I couldn't see him. So, that's how I remember it.
839
840 Q: Okay. And then, do you know — did you take part in any after care? Or was
841 after care provided?
842
843 A: There was after care. I did not take part in any of that. I was told after I came
844 down and got relieved. I think Ofc. Penny relieved me in high cover, if I
845 remember correctly. I was just told just to hang out behind the BearCat. I
846 saw the team getting assembled. I observed the team going up to the garage,
847 going into the house. I remember hearing on the radio asking for Fire, and
848 that's all I remember. And then them coming out. And then Fire arrived.
849 Yeah. I never saw anything after that. I never saw him getting taken out of
850 the house or anything like that, so I just assumed he was still in the house.
851
852 Q: Okay. Real quick, I have a photo here.
853
854 A: Yeah.
855



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856 Q: I just wanted to clarify a couple of things on the photo. It's just an overview,
857 an aerial view of the position of the vehicles and everything after.
858
859 A: Okay.
860
861 Q: What I'd like to do, if you can, just point out which armored vehicles are
862 which.
863
864 A: Okay.
865
866 Q: And if you can, I have a pen here.
867
868 A: Sure.
869
870 Q: You can put maybe a G for Grizzly and a B for BearCat.
871
872 A: Okay. All right.
873
874 Q: And then, also your position.
875
876 A: Okay. So, this is the B. This is our BearCat. I was up in high cover right
877 here. This is our Grizzly. This is — it looks like the Rook. I believe this is
878 SSD's Rook, the R. My position, I was up in high cover right here, and my
879 main focus was — I was watching the front door and these windows too. But
880 the whole time, I had this bad feeling this guy was going to come into the
881 garage and start firing out there just because it's such a — the door was wide
882 open. And, yeah, the window ended up becoming wide open, but my concern
883 was him coming out. I had already seen him come into the garage when we
884 first got there. That's when he came in and grabbed that charger or whatever.
885
886 So, I was kind of back and forth, looking at the front door and this garage, but
887 part of my concern was this garage. That's where I thought he might — if he
888 was going to come out and start directly taking aim where I could see him, I
889 would see him right here. So, my focus was basically directly into the garage,
890 but I also was — like I said, I was also watching this front door over here and
891 the window, just kind of peeking back and forth, but I would say the majority
892 of my focus was on that garage. And this is our van. This is where we keep
893 all of our equipment. And then, I thought the SSD's BearCat went around and
894 was positioned somewhere over here. I couldn't see where he went, though. I
895 think they had picked up a couple of our officers, and they went up and
896 around, somewhere over there. But those are the — yeah, BearCat, Grizzly,
897 and the Rook.
898
899 Q: And this depicts how you remember the scene?
900



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901 A: Yes, absolutely. Yeah, it looks exactly like the way I remember it.
902
903 Q: And then, now that we have this visual, I know we already talked about it, but
904 as far as the rounds that were striking the school, in relation to this photo here,
905 -
906
907 A: Yeah.
908
909 Q: - whereabouts would that have been?
910
911 A: So, when I heard the information being broadcast, "We think it's hitting the
912 school," this is the school right here. So, I knew that the school was directly
913 behind us. So, when I heard the information that these rounds were hitting the
914 school, my thought was "Oh, my God, this guy is trying to kill us." He's
915 shooting straight out of the house and right at us. The Grizzly is offset a little
916 bit, but I think all of this is school campus, if I remember. But in my mind, I
917 was like — the school area, if this guy is shooting directly out, they had seen
918 — I had not seen it at the time. I heard the shots, but there was times where I
919 couldn't tell where the rounds were being fired. Other than — the only time I
920 actually knew for a fact where the rounds were being fired, at least to some
921 degree, was when I saw the rounds opening up in the garage and I knew he
922 was firing at the wall. It was just hard for me to tell if he was shooting
923 straight across or kind of at an angle through the wall, towards where I was at.
924
925 So, that was going through my mind. And then, when I saw sparks coming
926 from the roof, probably right here is where I saw some sparks at one point
927 coming through the roof. So, when the Rook was busting out this window and
928 I heard a large volley of rounds being fired — it sounded like from a rifle
929 inside the residence — my belief was that he was shooting directly out and
930 trying to kill the driver of the Rook and then, obviously, putting every single
931 person in danger that was directly back here, anyone that was in the backdrop,
932 to be honest with you.
933
934 Q: Okay. I think that's what I have for now. Do you have anything else that we
935 didn't talk about or cover to add?
936
937 A: No. I think you pretty much covered it.
938
939 Q: Okay. Any other questions?
940
941 A1: I don't.
942
943 Q: Let's take a quick little break.
944
945 A: Okay.



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946
947 Q: And then I'll check back in in just a minute.
948
949 A: Sounds good.
950
951 Q: Det. Cannedy, and we are back in interview room five. And it's the same
952 people present as before. I have a few follow-up, clarifying questions. So, as
953 we were talking, you mentioned several different incidents when the suspect
954 was firing rounds. Do you know or can you estimate about how many rounds
955 you heard, or maybe how many different incidents or volleys of rounds?
956
957 A: It was so many, honestly, it felt like it was a continuous thing the whole five
958 hours that we were out there. It just felt like it would happen, then you would
959 have 15 or 20 minutes, or maybe 30 minutes, and then it would happen again.
960 I mean, I would say no less than — I mean, if I had to guess, I mean, no less
961 than seven or eight different times. And it could have been more than that. It
962 was just — it just seemed like it wasn't — it got to the point where it just
963 seemed like it was constant. Yeah, it wasn't like — it would almost be like he
964 would do it, a volley of rounds would be heard fired, and we would deploy
965 emergency gas. And then you give it 30 minutes, and then it seemed like it
966 happened again. It seemed like it was consistently happening the whole five
967 hours we were there, not like it happened once and then we didn't hear it again
968 for three hours. It just seemed like it was consistently going for five hours,
969 the whole time.
970
971 And that's what was the most concerning about it. And the longer we were
972 there, the more unsettling it was getting for me. I don't know how everyone
973 else felt, but it was almost getting to the point where it was just like this
974 doesn't feel like this is going to end good because this guy is consistently
975 shooting. I think this guy wants to go out in a blaze of glory. I think he wants
976 to shoot us. I think he is shooting at us. In my opinion, there was no doubt he
977 was shooting at the Rook and trying to kill the driver of the Rook. And then
978 hearing rounds I'm being told are hitting the school, in my opinion, there was
979 no doubt he was trying to shoot us that were on the BearCat, because I know
980 the school is right behind us, and even the officers on the Grizzly because we
981 weren't that far from each other.
982
983 So, yeah, I mean, it was just — and as far as rounds-wise? Oh, man, I don't
984 know. I would say rapid fire from what I believed to be a rifle round. I would
985 say...I mean, I would say no less than 20 or 30 rounds, and it could have been
986 way more. It just seemed like there were points where you would hear rapid
987 fire, and it was hard to tell how many rounds. Just with the Rook alone, there
988 was no doubt. I thought I had heard like 10 rounds, rapid-fire rounds at the
989 Rook when it was breaking the window. But it was just multiple different
990 occasions that it just didn't feel like things were slowing down. It just felt like



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991 he was progressively amping it up. And then you would hear him yelling and
992 screaming, and it didn't feel like we were making any progress with
993 negotiations. And it just felt like we gave him multiple opportunities in every
994 facet — I mean, more than I can even imagine — knowing in the back of my
995 head this feels like it's going to end bad.
996

997 Q: Okay. And then, I know you mentioned a couple of times you saw him, the
998 suspect, in the garage. Did you ever see him in the window or the front of the
999 house?
1000

1001 A: Yeah. So, I did. And throughout this night that we were there, information
1002 was being relayed from the officers on the Grizzly, saying "Okay. He's
1003 holding a gun. He's holding a rifle. I see that." In most of those
1004 circumstances, I did not see that. I could not see it from my angle. They had
1005 a different angle than I did. But there were moments where I'd see him in the
1006 window. You would see him come to the window. I saw a silhouette with
1007 him on the door one time. I couldn't see anything, but it looked like he was
1008 standing at the screen, yelling. I couldn't tell what he was saying. But then I
1009 would see him walk in the living room, walk out of view. But from my
1010 recollection, I don't remember him in the window that I could see, him
1011 holding a firearm, just from my angle. I did not have a good angle. And a lot
1012 of times when the officers were saying "He's holding a gun," or "I can see
1013 him," I didn't even see him. I couldn't even see him from my angle. And then
1014 there was other times I could see him come into view in the window, but I
1015 don't remember him, that I could see, holding anything in the window. But,
1016 really, the two moments that I saw him with a firearm were the two times I
1017 saw him walk in the garage with one.
1018

1019 Q: Okay. And then, you mentioned a couple times — you mentioned the rounds
1020 going into the wall and a couple of other times. Prior to that last exchange,
1021 had you seen him firing a gun, or could you see him holding a gun and firing
1022 it?
1023

1024 A: I couldn't see him firing the rounds. I just heard the rounds nonstop in that
1025 house. I don't recall ever seeing him holding the firearm and shooting it, other
1026 than that last volley, just hearing the rounds being fired and seeing the holes
1027 coming up in the garage, knowing he was shooting at the wall. But to answer
1028 your question, no, I don't recall seeing him ever shooting the gun other than
1029 that last round. And then, I believe I had heard the shot like he shot at us.
1030 Then, I immediately shot back.
1031

1032 Q: Okay. And then, on that last exchange, you had mentioned firing three
1033 rounds, but you also mentioned there was kind of an initial shot and then two
1034 more.
1035



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1036 A: Yeah.
1037
1038 Q: About how long, would you say, in between?
1039
1040 A: In the moment, it felt like it was instant. So, I know for a fact that the second
1041 I heard that — right when I saw the rifle go up and I heard the shot, I
1042 immediately pulled my trigger. So, it was immediate, like bang, bang. And
1043 then it was — from what I remember, it seemed like right after that happened,
1044 I fired two more rounds really quick, right at the same spot, and then I didn't
1045 see the guy. It felt like a second at most. At the time, it just felt like it
1046 happened so fast, but, I mean, I would say it felt like a second at the most.
1047 And then I just basically held my position at that point.
1048
1049 Q: Okay.
1050
1051 A: But as far as the first round that was shot, it was almost — it felt like it was
1052 almost the same time. I heard the shot, I shot, like bang, bang. It was that
1053 quick.
1054
1055 Q: Okay. And you mentioned that he either falls or goes out of your view right
1056 after.
1057
1058 A: Yeah.
1059
1060 Q: But prior to that, when you're firing those last two, -
1061
1062 A: Yeah.
1063
1064 Q: - what were you aiming at?
1065
1066 A: So, I was aiming at the same location that I shot him, and it was almost like
1067 when I pulled the first trigger, it felt like I immediately pulled the trigger two
1068 more times the same direction. I don't recall if I had seen him falling down or
1069 it felt like he was falling down, but right after those two volleys is when I
1070 could see that I couldn't see him anymore. And so, I just held my position at
1071 that point. So, at the time, it felt like it was instantaneous that I did. That's
1072 how it felt at the time.
1073
1074 Q: Okay. That's all I have.
1075
1076 A1: I don't have anything.
1077
1078 Q: Okay. I'm good. All right. Thank you. That concludes the interview, and
1079 we'll call it 12:32.
1080



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1081 **End of Recording**
1082
1083 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #12) MANTSCH, M, 0

Subject (VICTIM #12) MANTSCH, M, 0

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Oct-06-2021 14:41

On 9/8/2021, I Detective Murawski contacted Sacramento Police Officer M. Mantsch inside one of the interview rooms at the Sacramento Police Department Headquarters located at 5770 Freeport Blvd. regarding his involvement in an officer involved shooting that occurred on 9/7/21 at approx. 0511 hours. Upon contacting Officer Mantsch, I utilized my department issued body worn camera (BWC) to record audio only and and voice recorder as a backup recording device. Attached is a transcription of my entire interview with Officer Mantsch.



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46 A: Yes, four years of active duty in the Army.
47
48 Q: What did you do in the army?
49
50 A: I was a paralegal.
51
52 Q: Paralegal? What's your current assignment, and how long have you been on
53 that assignment?
54
55 A: My current assignment is with the SWAT team, and I've been there for four
56 years.
57
58 Q: Okay. What's your normal shift and days off?
59
60 A: My normal shift is daytime hours, 6 a.m. to 4 p.m., and I am Tuesday through
61 Friday.
62
63 Q: In your current assignment, you work in an on-call rotation?
64
65 A: Yes.
66
67 Q: What are your on-call hours and rotation, and how does that work?
68
69 A: On call is assigned at the beginning of the month for the whole month, and I'd
70 say I average probably three weeks out of the month I'm on call.
71
72 Q: Okay.
73
74 A: So, the on-call cycle goes from Friday evening to the next Friday evening,
75 Friday to Friday, and 24-hours a day.
76
77 Q: So, when you're on call and there's a certain incident that requires SWAT to
78 respond, how do they notify you?
79
80 A: Through a text message.
81
82 Q: Through a text message? And in that text message, does it give you any
83 details of what you are responding to?
84
85 A: Text messages usually give the call number, where the command post is going
86 to be, so where my team should go and meet up, and then usually a short
87 synopsis of what the call is.
88
89 Q: Okay.
90



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91 A: And the lieutenant who authorized it.
92
93 Q: What's your typical response time? Or better said, how much time do you
94 have to get to that scene from the time of the text?
95
96 A: I think, loosely, probably 40 minutes or so, 45 minutes.
97
98 Q: Okay. Which SWAT team are you on? There's multiple SWAT teams.
99
100 A: I'm SWAT Team 20; 20 is designated by the team that works Tuesday
101 through Friday.
102
103 Q: Okay. And who is your sergeant?
104
105 A: Sgt. Josh Kirtlan.
106
107 Q: What other assignments within the Sacramento Police Department have you
108 had?
109
110 A: I've worked patrol. I've worked on — patrol and SWAT are my only actual
111 assigned spots. I've done TDY's with the old CSU team, with our old PRCS
112 team, and then served time as an FTO while on patrol.
113
114 Q: Okay. So, I'm assuming as a SWAT officer you have specialized training, as
115 far as being a SWAT officer, as far as operations?
116
117 A: Yes.
118
119 Q: And medical training?
120
121 A: Yes.
122
123 Q: Can you describe some of that training very basically?
124
125 A: The basics for SWAT team is just to be trained to do different tactical
126 maneuvers for clearing houses, large infrastructure or houses. We have a way
127 of how we operate for clearing, the way we set up on houses to do
128 containment. We have a system of assigned positions for different weapons,
129 such as less-lethal weapons, lethal weapons, high cover position, the hands
130 team to deal with arresting the suspects. And any kind of medical care is
131 pretty much the same as anybody in the department that would get our annual
132 training on medical stuff.
133
134 Q: Do you have anything above and beyond the standard training that the regular
135 officers in the department would have?



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136
137 A: For medical?
138
139 Q: Correct. Are you an EMT or a paramedic?
140
141 A: I am not, no.
142
143 Q: So, the day of this incident, do you remember what time you were notified by
144 text message?
145
146 A: I believe it was 11:23 p.m.
147
148 Q: 11:23 p.m.? And at 11:23 p.m., you got a text message saying that there was a
149 SWAT callout?
150
151 A: Yeah. I got a text message saying that there was a callout, respond to the Sac
152 PD Comm Center as a command post.
153
154 Q: Okay. Did it give you any other details in that callout message?
155
156 A: From what I recall, it said something about the subject being barricaded.
157
158 Q: Okay.
159
160 A: So, that's usually as generic as it gets, a barricaded subject or something of
161 that nature.
162
163 Q: So, once receiving that message, did you respond to the Comm Center?
164
165 A: Yes.
166
167 Q: And as a SWAT officer responding to an incident like this, do you have a unit
168 identifier?
169
170 A: Yes. I am Union-23.
171
172 Q: Union-23? And as you responded to the scene, do you remember what your
173 uniform that you were wearing was?
174
175 A: While driving? What do you mean?
176
177 Q: Once you arrived at the scene, before you actually got to the — once you were
178 — sorry. So, once you actually went out to the scene of the barricaded subject
179 of the house, what was your uniform?
180



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181 A: I was in our blue tactical pants, a blue SWAT shirt, just the standard tactical
182 uniform the SWAT team wears with their patches on it. And then I had the
183 SWAT tactical gear on, which included a helmet and a large vest that covers
184 up the vital areas, and a SWAT belt which holds my handgun. And I had my
185 rifle with me as well.
186
187 Q: Were you recognizable as a police officer?
188
189 A: Yes.
190
191 Q: So, what weapons did you have accessible to you in your uniform that you
192 were wearing?
193
194 A: My personal weapons? I had a handgun. I had my rifle. And less-lethal, I
195 have a taser.
196
197 Q: Okay. Let's go back a little bit. So, going into this briefing, where you guys
198 met up at the Comm Center, what happens at this briefing, just generally?
199
200 A: The sector sergeant or watch commander will give a briefing, to my team and
201 to any of the negotiators and tactical dispatchers that are there, and kind of
202 give a quick once-over of what led up to the events, what happened, and
203 where we stand now as far as the progression of the event. Most of the
204 SWAT callouts, the incident has been going on for a period of time before we
205 show up.
206
207 Q: And then, once the sector sergeant gives that briefing, do you guys do
208 anything specific as a SWAT team before heading to the scene?
209
210 A: It depends on the call. Every call is different, but we will designate, if we
211 need to, an advance team to go right away to maybe relieve patrol assets or
212 whoever is at the scene for kind of a contact team or an arrest team. They
213 might go out initially to help set up the perimeter and get the perimeters right
214 before the rest of the team comes in. That could happen. I don't think that
215 happened on this call, but I'm not 100 percent. And other than that, we'll just
216 divide up. People get the equipment. I'm one of our main breachers, so I go
217 and get our breaching equipment, which would be a ram and Halligan, and I
218 make sure I put it into our armored vehicle. That was pretty much all of the
219 prep I did on this one. I got the breaching equipment, threw it on the armored
220 vehicle. And it was said that the whole team would ride in on the rails of the
221 armored vehicle, which is standard practice, and someone would follow in one
222 of the vans that has most of our equipment in it.
223
224 Q: Do they give specific assignments at the time of the briefing, or is that
225 something that happens while you're at the scene?



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226
227 A: Again, it's different each time, but usually probably closer to on scene.
228
229 Q: So, let's talk about this briefing in particular. So, when you responded from
230 wherever location you got the text message to the Comm Center, you get to
231 the Comm Center, and then there's a brief that was provided by the patrol
232 sergeant. Can you describe what you learned in that briefing?
233
234 A: From my recollection of the briefing, it was that there was an individual that
235 has a previous history with the police and fighting with the police or some sort
236 of altercations with the police. The day of the incident, a patrol officer was
237 hailed about some sort of threats being given to him by what I assume — the
238 way it was being read, the eventual suspect in this case had sent some text
239 messages to someone who was telling a cop about it, asking him to do
240 something about it. They showed a couple of the text messages. During the
241 brief, someone asked to see it. I didn't actually see the text messages, but the
242 gist of it was that someone was doing a threat toward somebody else. As a
243 result of that, it sounded like — I don't remember if someone called 911 or the
244 officers initiated to do a welfare check at the residence of where this person
245 was supposed to be that was sending the threats.
246
247 Officers responded there. From what I remember, the suspect didn't end up
248 talking to them, kept them outside, talking to them through the screen door or
249 something like that, and the officers were able to see the suspect with some
250 sort of a gun inside of his house. I want to say I heard that he maybe pointed
251 it at them or just brandished it to them. I'm not 100 percent on that, but
252 basically the gist of it was that they saw him with a gun, and he was refusing
253 to come to the door for the officers. So, everybody kind of backed off, and
254 they set up a perimeter. They had kind of set up the perimeter and had been
255 trying to deal with it, make sure there was a crime on the threats portion, and
256 that's basically where we got called out.
257
258 A1: In the briefing, did they say that it was a rifle? Do you remember?
259
260 A: I don't remember. I don't remember.
261
262 Q: As a result of the briefing, was there — that's probably not a very good
263 question. So, you guys eventually respond out to the scene?
264
265 A: Yes. We leave the Comm Center, jump on the armored vehicle, at least I did,
266 with most of the team. And we were driven out to the scene. Patrol or
267 somebody else besides SWAT had driven the BearCat armored vehicle out
268 there already in this position. I rode in on what we call the "Grizzly" armored
269 vehicle. We rode it in and got in position in front of the house, opposite of the
270 BearCat. And that's where I stayed for the remainder of the incident.



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271
272 Q: Did you — once you got to the scene, did you have an initial designation on
273 what your primary responsibility was?
274
275 A: Yes. My primary responsibility was going to be on what we call the hands
276 team. Myself and Ofc. Feuerbach were going to be the hands, and what the
277 hands team will do is — traditionally, with my role, if the suspect comes out
278 of the house, I'll take over voice commands to the suspect. So, negotiators or
279 anybody on the microphone will stop talking. I'll take control from there to
280 give voice commands, and I'll walk the person out to us so we can handcuff
281 him. We'll be the ones that handcuff him.
282
283 Q: Okay.
284
285 A: Excuse me. So, that was my primary role. So, I left my rifle in the Grizzly —
286 I didn't have it on me for the duration of the incident — and just had flex
287 cuffs, which is what we use to handcuff our suspects. I had those available to
288 me, and I kind of stayed freehanded for the remainder of the incident.
289
290 Q: Okay.
291
292 A: While out there, it was put out — Sgt. Edgerton asked me to be our
293 emergency gas person if we needed gas.
294
295 Q: Okay. Let me stop you there. So, why don't you take me through — it seems
296 like you're about to start it — from the time you get there. We've determined
297 that you initially were going to be a hands officer, and you explained what
298 that was going to be. So, from the time you get there, your assignment has
299 been given to you. Kind of take me through what you remember from that
300 point until this kind of concluded.
301
302 A: Okay. So, when we get there, I'm on hands. I kind of help guide the armored
303 vehicle into the best position — myself and others, it's not just me — but we
304 try and get the best position for the armored vehicle so that way somebody up
305 in high cover, standing in the turret, through the hole in the roof of the
306 armored vehicle can see the best area at the location. In this case, it was a
307 duplex. So, I'm trying to get the best spot for the high cover and then adjust it
308 for the hands team as well. So, I'm looking out to look for the best route of
309 walking somebody back that there's not going to be a crossfire, it's going to be
310 safe for the officers when we step out to handcuff him, make sure that we
311 keep visual on the suspect as much as we can when they come out.
312
313 So, we figured out the spot where we were going to be. We had the two
314 armored vehicles facing the front of the house. Looking at the house, the
315 garage door was open, and the garage door was going to be on the BearCat



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316 side. On my side with the Grizzly, we had kind of a front window, the front
317 door with the screen closed that you couldn't see through, and then a window,
318 kind of like, from my recollection, a three-piece window that went across the
319 main room that had blinds in it. And there was an overhang that was hanging
320 down over that big window, so it kind of hindered the view, to where you
321 could only really see in about halfway into the window. So, you could see in
322 clearly on the bottom side of the window. Up top was a little difficult with the
323 overhang, and that overhang went into the main room. I remember us getting
324 established that that window, the front door, and the garage should be the only
325 things that are in play from our side of the house because there were other
326 windows that went further down the structure to what I was told belonged to
327 the other structures in the duplex or fourplex, whatever this thing was.
328

329 So, my kind of area of responsibility was watching — well, just as the hands
330 team, I was just kind of there to assist with if we saw the guy. There's
331 multiple times we see him walking around in the front area. Then, he would
332 disappear out of view, into the back.
333

334 Q: Real quick, based on knowing that this person is potentially armed, based on
335 the information you received at the briefing, your lack of view into the house
336 itself, based on the way those window coverings that you described are, did
337 you have any concerns at that point? Is there a way — like you said, you
338 strategically put the armored vehicles in place. Do those help for cover?
339

340 A: The armored vehicle is designed for cover, and we needed it because this
341 person was armed, so we were staying behind cover. And usually — to set
342 the scene, behind the Grizzly is usually going to be a sergeant. In this case, it
343 was both Sgt. Edgerton and Kirtlan there behind the armored vehicle. Myself
344 and Ofc. Feuerbach were the hands team. There was an officer that was
345 designated to be my lethal cover for being the hands team lethal cover, and
346 also a less-lethal cover officer that had the less-lethal shotgun up front. On
347 the back, there was an officer that was supposed to be a lethal cover on the
348 back of the Grizzly, as just an additional coverage, and then we had an officer
349 designated to be high cover.
350

351 So, the concern with the overhang is high cover could not see in very well
352 because of the angle. It was blocking the high cover. So, the high cover
353 officer, which was Ofc. Cunningham, came down off of that high cover
354 position and opened a little porthole on the side of the Grizzly. Basically, a
355 porthole is a circle, about 8 inches in size or so, that you can look out and
356 stick the nose of a rifle out. So, he took a "high cover" position from inside
357 the BearCat through a porthole. So, that allowed him to see into that front
358 room. We adjusted lights to go over the window, and the point of the lights is
359 for us to be able to see, but it also makes it harder for the suspect to see out at
360 what's being set up with the bright lights. Now, with the overhang, the lights



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361 were kind of getting messed up, where it was kind of almost blocking our
362 view too because of the reflection. So, we adjusted the lights a little bit so that
363 the lights were not directly on the window. So, in my professional opinion, I
364 think the suspect could see out of the window if he really wanted to, if he was
365 looking. Or if he walked up to the window, like he did a couple of times, he'd
366 be able to see out.

367
368 The front door was — I don't know if it was open or closed, but the screen
369 door was closed, and it was a screen door that was very tightly wound, that
370 you couldn't really see in, especially with light, with the reflection. But based
371 on my experience, he would be able to see out of that. We just couldn't see
372 into it. So, we adjusted the lights to help us. The overhang was not a big
373 hinderance for me on hands and for people on the ground level because the
374 overhang was covering the top half of the window. So, in order for him to
375 avoid being seen, he would have to be hanging from the roof, basically, or
376 crawling under the waist-high-level windowsill. So, if he was walking
377 normally, walking as a normal person would, we would be able to see him.
378 So, it causes an issue of if he has his hands up in the air, if his hands aren't
379 down, we can't see what's in his hands, but we can see him moving if he walks
380 as a normal person would.

381
382 Q: Okay. So, before I cut you off, you were talking about as you guys were out
383 there on the perimeter, you see him walking back and forth in the house. And
384 I think that's where you had left off.

385
386 A: So, he's seen multiple times walking around. There's music blaring from
387 inside of the residence. He could be heard yelling. Most of the time, it was
388 inaudible of what he was actually saying. A few words here and there, but
389 nothing of real relevance to us. It didn't really — nothing that made any sense
390 to engage in a conversation with, just more of him yelling. The music was
391 loud. A few times — I know the negotiators, the whole time, were trying to
392 communicate through our LRAD speaker system, the long-range audio
393 device, and trying to give the suspect commands. The suspect was ignoring
394 the commands. From my understanding, based on radio traffic, they were
395 trying to call the suspect. The suspect would talk, hang up, talk, and hang up.
396 They played that game for hours.

397
398 So, at a certain point, I would see the suspect walking through the room, and
399 he definitely would have either a handgun or what looked to be a rifle type of
400 weapon in his hand. And when we would have these kinds of things, we'd all
401 kind of be tucked back behind the armor. Based on the information of the
402 subject and him being armed, and him clearly not cooperating with the police
403 or listening to any of the commands that he's being given, each time he was
404 not in view, everyone would kind of try and stay buttoned up behind the
405 armored vehicle and make sure there was no angle that this person could shoot



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406 out the window or the front door to hit us because we could see him when he
407 was walking, but a concern I have is he could easily be crawling on the
408 ground, underneath the window, where we would not know where he is in the
409 room. Especially a rifle round can travel through walls. A wall is just a
410 concealment. It is not what I would consider cover. So, he could be on the
411 ground, shooting out at our direction, so we needed to stay behind the armor
412 as much as we can for our safety, based on this person's behavior and
413 unpredictability and, at this point, his clear desire to not go along with the
414 program that we're trying to get him to comply with.
415

416 So, that lasted for a while. We'd see him a few times, see him with a weapon.
417 He wouldn't listen. That went on a few times. At about 1:53 in the morning,
418 he starts to fire rounds. He fires some bullets at us, and it was very clear. I
419 should go back. Before that, we had heard noises that we weren't sure if it
420 was gunshots or maybe he was hammering something. The reason we would
421 think hammering would just — a lot of times, people that barricade
422 themselves in their homes will try and barricade themselves with constructing
423 some sort of barrier, hammer some wood up against the door, something of
424 that nature. So, we weren't sure if he was hammering or if it was gunshots.
425

426 At 1:53 a.m., he started firing rounds, and it was very clear, based on my
427 training and experience around weapons, that he was firing bullets out of the
428 house. I shouldn't say that. We didn't know where the bullets were going, but
429 most of us behind the Grizzly thought that we heard a round or two buzzing in
430 the air past us, overhead. So, we took it as he's firing at us. We had no reason
431 to believe that he's not firing at us at this point. So, he fired at least, I'd say,
432 approximately seven rounds toward us.
433

434 Q: Were you able to see him inside the house at that point?

435
436 A: No.

437
438 Q: No?

439
440 A: I never saw him shooting. Nobody on the team, to my knowledge — it wasn't
441 put on the radio if they did — ever saw the suspect shooting out. So, the
442 problem with that is the team is placed in jeopardy while we're taking rounds
443 from the suspect. And based on our general orders and common police
444 practices, especially at this department, we're not just going to fire into the
445 house blindly. We have information that he's solo in the house. No one has
446 been in the house to fully confirm that. So, it would be something that, with
447 our training and our general orders, that we wouldn't fire back at this person
448 without being able to see where your rounds are going.
449

450 Q: Would you say someone firing a weapon in your direction is a threat?



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451
452 A: Absolutely, it's a threat. It's a threat to us. It's a threat to the general public
453 anywhere around. The bullets are leaving, and they're landing somewhere.
454 So, whether they're fired at us or fired through the wall at a neighbor's house,
455 anything like that, it's an obvious threat. Nobody on my team engaged back
456 with lethal rounds because nobody could see where he was shooting from.
457
458 Q: That's what I was going to ask. Had you guys been able to visually see that
459 threat and it was still threatening you, was that something that you would have
460 taken action towards? I mention you specifically, but is that...
461
462 A: What we're trained to do is if you see him — if you see a suspect posing an
463 immediate danger to yourself, to other officers, or anybody in the public, to
464 eliminate that threat. So, I would say — this is all situational — if the person
465 were to raise a gun and shoot at us and you could see it, then, yes, it would be
466 expected to stop that from happening with lethal rounds. If the person is just
467 seen shooting the ground, probably not do that. It needs to be a threat to
468 yourself or to others in the public.
469
470 So, nobody was able to see him. Nobody was 100 percent where the rounds
471 were going. We were trying to figure out where and where they're coming
472 from. We knew from the house. We didn't know if he got in the attic, if he's
473 laying on the ground, shooting from deep in the house. So, one of the tactics
474 that we have is to use what we would call "emergency gas deployment." And
475 that is the thing that Sgt. Edgerton had asked me, to be prepped to put in
476 emergency gas if we needed. Common practice with that would be if
477 somebody is shooting out at us or the general public and we can't stop the
478 threat right then, which is like what we're discussing, that we would put into
479 the house some gas to try and basically get the person to stop shooting for the
480 safety of everybody, and hopefully the gas will gain some compliance from
481 the person and get them to give up and/or, at minimum, just stop the shooting.
482
483 So, what we do with that is there's a 40 mm less-lethal weapon. The one that I
484 have is — we call it the "multi-launcher" because it holds four different
485 rounds at a time and can be cycled through to shoot four at a time before I
486 have to reload. The rounds that I was shooting were what's called "Ferret
487 liquid gas," and they were 40 mm rounds to fire out of a 40 mm multi-
488 launcher weapon system. So, after the suspect started shooting at us, Sgt.
489 Edgerton had said to get the gas going. I grabbed the multi-launcher, and I
490 went to the front of the Grizzly. The Grizzly is very high, so you've kind of
491 got to get up to see over the roof.
492
493 Q: From this picture here, is this the position you remember the Grizzly being in?
494
495 A: Yes. Yes, correct.



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496
497 Q: And so, at the front, you're talking the north side of the -
498
499 A: Yeah, northwest side, it should be.
500
501 Q: Okay.
502
503 A: So, basically behind the hood of the vehicle on the driver's side of the vehicle.
504 I'm going to start shooting back the gas rounds, basically between the hood
505 and the windshield in front of the driver's seat.
506
507 Q: Okay. So, across the top? You're talking about across the top of the Grizzly?
508
509 A: Over the hood. So, what I'm doing is using the Grizzly's hood as protection
510 for my body as much as I can, but I have to stick my head and arms and
511 shoulders and chest above too, in order to get an accurate shot with the less-
512 lethal rounds.
513
514 Q: Does that put you in a fairly dangerous situation?
515
516 A: Absolutely. So, I'm -
517
518 Q: As you're doing that, do you have lethal cover?
519
520 A: I do have lethal cover. I have lethal cover from Ofc. Cunningham through the
521 porthole, and I had another officer that was standing next to me at the hood of
522 the vehicle to provide cover, but when I'm shooting it, I'm exposed to get an
523 accurate shot into the house, to be accountable for where the rounds are going.
524
525 Q: So, you're shooting across the hood of the Grizzly. Which direction are you
526 shooting into the house? Did you have a target within the house that you were
527 shooting towards?
528
529 A: I was shooting towards the least resistance to get the gas into the house, so I
530 was shooting at that open bay — or not open window, but the front window
531 that I talked about earlier. And so, my rounds would go — they would
532 penetrate through the overhang and go into the window, break the glass, go
533 through the glass, and into the house. When I'm shooting these, these could
534 be very harmful to a person if they hit the person in the head area or
535 something like that, so you try to aim the round to go up the window at an
536 angle so it can kind of go in and go up towards the ceiling of the house, not
537 just shoot it directly in. And I was doing that to the best of my capabilities,
538 given the angle that I was at, to get them in and keep them up high to
539 minimize the risk of them hitting the suspect. I also could not see the suspect
540 while I was shooting, so I was fairly confident that the rounds I was shooting



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541 were not going to hit him, based on my trajectory of the rounds I was firing
542 and that I could not see him in my backdrop.
543
544 Q: You said that the weapon you were using, the launcher, shot four? You can
545 shoot four in succession without reloading?
546
547 A: Correct. So, I could shoot one. I have to do a pump action. I can shoot
548 another one, pump action, and so forth until I go through four, and I shot all
549 four at that time.
550
551 Q: Okay. At that point, did you reload?
552
553 A: Yeah. So, the shooting stopped. The gas -
554
555 Q: Your shooting, or the shooting from inside the -
556
557 A: Both. So, when I was done with the four rounds, there was no shots from me.
558 I needed to reload in case we needed it again. There was no shots coming
559 from inside. Everybody outside was kind of bracing ourselves for —
560 hopefully we'd get some compliance from the gas and maybe the suspect
561 would be coming out. So, we're kind of prepping for that while staying
562 behind cover, now that this person has shown that he's willing to fire out at
563 officers. So, he doesn't come out. We don't hear coughing or anything like
564 that, so we're not sure if he's in the back of the house and is not getting the full
565 effect, if he's just able to take the gas and it's not affecting him. We're a little
566 unsure, but I'm pretty positive that all the rounds went into the house. So, I
567 was just kind of standing by and waiting to see if he'd come out again. I
568 believe the negotiators started doing more announcements and were trying to
569 gain compliance from the suspect, and that was not happening.
570
571 Q: Do you know what kind of gas is used in those rounds? Is it CS gas or
572 something similar?
573
574 A: It's not CS gas. It's a liquid gas. It's a non-flammable liquid gas, and I don't
575 know the specs of it.
576
577 Q: Generally, does it affect the majority of the population?
578
579 A: Correct, yes.
580
581 Q: Okay.
582
583 A: It's not as powerful as CS. So, it will affect you if you're near it. It is
584 something that you can probably take a little bit of if you're not directly in the
585 same area, but that's based on individual people.



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586
587 Q: And after shooting four rounds into the house, would you expect to get some
588 sort of compliance?
589
590 A: I would, under normal circumstances, yes.
591
592 Q: Okay. All right. You can continue from there.
593
594 A: I stayed back behind the Grizzly. About approximately six minutes later, the
595 suspect starts to shoot out again, out of the house. The same as before, I didn't
596 see him. I couldn't tell exactly where the rounds are going that he's shooting,
597 but he is absolutely shooting out of the house — shooting from inside the
598 house, I should say. At this point, per Sgt. Edgerton again, it's to get the gas
599 going. This time, I tried to change it up because I felt a little unsafe in my
600 positioning off the front. I felt a little vulnerable with him shooting out, so I
601 go to the back of the Grizzly. So, now I'd be on the southeast corner of the
602 Grizzly. We had the door open to provide a little bit of a ballistic cover. And
603 then there's also — to my recollection, there was a shield on the ground, kind
604 of in an L-shape, to kind of protect my lower half. While back there, I had an
605 officer with lethal coverage with a rifle to come with me. So, it would be the
606 BearCat. I step out from behind cover of the BearCat, so I'm exposed again
607 from basically the waist up. And then to the right of me, further south of me,
608 would be my cover officer that's providing lethal cover.
609
610 I step out to shoot the gas in again. I fire all four rounds that I have in the
611 multi-launcher. Right after I shoot the first round, that's when it sounds like
612 the suspect starts to shoot back. Unknown where the rounds are going again,
613 but he's clearly shooting while I'm trying to put gas into the house. I stay out,
614 and I start going in and out of cover when I'm doing the pump action to
615 change the rounds. I'm getting behind cover with my lethal officer. We kind
616 of tuck in. And then, if there's a little lull in his shots, I step out real fast, get a
617 shot, get a deployment into the window at the front of the house.
618
619 Q: And you're at the BearCat at that point?
620
621 A: The Grizzly. I'm at the Grizzly the whole time.
622
623 Q: You were just — I think you mentioned BearCat. So, you're at the back side
624 of the Grizzly?
625
626 A: Back side of the Grizzly.
627
628 Q: And you're firing -
629
630 A: Into the window.



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631
632 Q: - into the window?
633
634 A: So, the southeast corner of the Grizzly, firing towards the same window.
635
636 Q: Same direction of fire, just what you figured was a better position of cover?
637
638 A: Yes. I felt a little more comfortable from the back.
639
640 Q: But at the same time as you're firing these gas rounds into the house, you feel
641 that you're actively been shot at, at the same time?
642
643 A: Yes, yes. So, I get the four rounds in there, and we duck back behind the
644 cover of the Grizzly. I reload again with some other officers to help me
645 reload, just to speed it up and confirm what rounds and make sure we're
646 putting in the less-lethal rounds. We're hanging behind the Grizzly again.
647 Fast-forward, no compliance. No coughing that we hear. No compliance at
648 all. So, it stays the same of negotiators giving commands or attempting to
649 gain contact with him. He's not listening, so more of the same of just being
650 behind cover now. This guy has shown that he's willing to shoot it out with us
651 and multiple times has tried to engage. He responds to our stimulus of
652 shooting the gas in the house. He's responding back with lethal fire back.
653
654 Q: Was the concern for your safety or the safety of other officers at that point?
655 Had it gotten higher?
656
657 A: Absolutely. The suspect has shown, without a doubt, he's willing to shoot it
658 out with the police that are out there. He has no regard for anybody's life
659 outside of the house, and that would be police officers or anybody in the
660 surrounding homes that — there was a mixture of people who have evacuated
661 their homes to people who have decided to shelter in place when they're
662 allowed to stay in their homes. There's a school across the street. There
663 should have been no students there at this time, but there's no telling where the
664 bullets are landing. He has shown multiple times he's willing to engage, with
665 clearly no regard for anybody else's life.
666
667 Q: Okay.
668
669 A1: At some point you make a comment to, I believe, your sergeant, expressing
670 that concern. Or was that later on? I don't want to jump ahead.
671
672 A: Yeah.
673
674 A1: But at some point, I believe I remember you turning around and saying,
675 "That's too dangerous. I'm not going to do it anymore."



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676
677 A: At the end, after a few more volleys of this, I do say that. So, I did make a
678 comment, probably after the second time that I shot. I said, "It's a little
679 uncomfortable. I basically feel like I'm in a gun fight, but I'm shooting a less-
680 lethal round and this person is shooting a lethal round." So, it's a little
681 uncomfortable.
682
683 Q: Hard to win that fight if an -
684
685 A: Yeah.
686
687 Q: - actual bullet is coming at you and you have gas.
688
689 A: Yes. So, I made some comment to the effect of "I've never been in that
690 position before, where I'm in a gun fight when I'm shooting less-lethal." So, it
691 was a little uncomfortable, but it just basically heightened the awareness that
692 this person is trying to shoot out at us and injure or kill us. And when the
693 team doesn't do anything, safety first at this point. This person is trying to kill
694 us, so...
695
696 Fast-forward, no compliance. Around 0209 hours, approximately, the suspect
697 starts to fire out again, fire rounds at us. In response to his shooting rounds,
698 just like the other few times, per Sgt. Edgerton, we discussed I was going to
699 do the gas. This time, I try to go off the front of the Grizzly again. And the
700 reason I'm kind of rotating at this point is to not shoot from the same spots
701 each time, in case he did have eyes on me. Also, based on not gaining
702 compliance from the gas that I'm putting into the house — as you asked,
703 would a normal person usually respond to that, and I would agree 100 percent
704 that a normal person would. I'm trying to keep the angles different that I'm
705 shooting the gas into this duplex, so that way it's not all going to the same
706 spot. So, if he had found a spot in the house to hide and was not going to be
707 affected very much, I don't want to keep shooting in the same spot. It's not
708 going to help. So, I'm trying to mix it up and move the angles of what part of
709 the window I'm shooting in so the angle in the house is different.
710
711 Q: You mentioned that it would go through that overhang, as well as the window.
712
713 A: Yes, yes.
714
715 Q: Are these rounds known to go through sheetrock?
716
717 A: If I shot directly at it, it would definitely penetrate it. Guaranteed every time?
718 I'm not 100 percent.
719
720 Q: I was just wondering if it would go through the wall to a second room if



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721 you're shooting into one room.
722
723 A: It has the potential to. I couldn't tell you if it would. And that's purely
724 speculative on does it hit a stud in the wall, is it a clean — just sheetrock
725 stopping it.
726
727 Q: All right.
728
729 A: So, he's firing at us. I go off the front of the Grizzly again, in the same spot
730 that I did the first volley, on the hood by the driver's seat. I fired off my four
731 rounds. While I'm sending the gas in, firing, the suspect fires again at me or at
732 us while I'm delivering gas. So, he can hear the shots that I'm shooting with
733 the gas. They are loud enough where it would sound like gunfire, especially
734 to an untrained ear of someone not familiar with the weapon. They would
735 probably assume that I'm shooting into the house. It's up to the suspect to see
736 what kind of round is coming in and being able to determine if that's a lethal
737 round or not. I have no idea of this person's capability of understanding those
738 weapon systems, but it was very clear that he would hear a gunshot from my
739 less-lethal weapon system and return fire with his lethal system. From my
740 training and experience, I would say that he was attempting to get into a gun
741 fight with me as I was shooting the gas into the house. So, he fires a few
742 rounds as I'm doing it. That causes me and the lethal cover officer with me to
743 duck down behind the Grizzly in between my shots, and I'm able to get all
744 four in. And then we duck down behind cover again, behind the Grizzly.
745
746 Q: So, just to clarify, you're shooting, and the sounds — what your belief is, the
747 sounds of your weapon going into the house, he's basically shooting towards
748 what he hears. So, even if he can see you or not, you believe that it would
749 make sense for him to be shooting towards where that sound is coming from?
750
751 A: In my experience, I would say that I believe that he was shooting back. He
752 initiated the shots, I responded with the gas shots, and he's responding to the
753 gas shots with more gunfire.
754
755 Q: Okay.
756
757 A: Same thing, no response. Very shortly after, about 2:11 a.m., so just a few
758 minutes later, he fires approximately 10 rounds, again from inside the duplex.
759 Same thing as before, no one sees him. We don't know exactly where the
760 rounds are going. Different people think they hear them fly by or there's
761 different bullet holes coming out of the house, which would indicate they're
762 being shot at us. Because of the darkness and the distance, it's a little unclear
763 still, at this point, exactly where the rounds are going. So, again, I get the
764 multi-launcher to launch more gas in. I go to the back of the Grizzly, the
765 same as I did before in the southeast corner. I have my cover officer with me.



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766 After my first or second round of the gas I put in the house, the suspect again
767 fires back. He starts to fire back. We have to duck behind cover. And, again,
768 I'm going in and out of cover to deliver these gas rounds into the house, in
769 between him firing at us. Again, no response.
770

771 So, this time, there's a pretty big break where no communication with him, to
772 my knowledge, unless CNT had and I didn't know that. So, we're a little
773 unsure if maybe he had killed himself, if he ran out of ammo. No idea.
774 Everyone is staying tightly buttoned up on the armor. At about 3:56 in the
775 morning, he fires approximately two more rounds from inside the house.
776 Same as before, no one could see him. We're not 100 percent sure where the
777 rounds are going. After such a long break, it was now clear that he was still
778 alive, he does still have ammo, and his mindset had not changed. He was still
779 capable and willing to shoot it out with the police and try to injure somebody
780 or kill somebody.
781

782 So, I get the multi-launcher. I go from the back of the Grizzly again, the same
783 exact spot. I have a cover officer, just like before, the same exact setup. I am
784 able to deliver three rounds into the house. And then on the fourth round, it
785 sounds like he shoots back out while I deliver the fourth round. As he shoots,
786 myself and my cover officer duck back behind cover. And we're doing this
787 quick. Each time I'm shooting, I'm doing it as quick as I can to get a good
788 shot, knowing that this guy is trying to shoot back. So, no compliance.
789 Everything is the same as the first four times. No coughing. We're not sure
790 how he's taking the gas. So, he stopped shooting, though.
791

792 And a few minutes later, at approximately 04 — excuse me, about an hour
793 later — so, another long lull. We're not sure if he had killed himself or not or
794 ran out of ammo again, the same as before. After about an hour, at 0450, he
795 fires one round at us, again showing, an hour later, that he's still willing to
796 shoot it out with us, still wants to inflict harm on the police. He's still not
797 complying with any of the directions given by the negotiators, refusing to
798 surrender. So, I get the gas again. Again, like every other time, per Sgt.
799 Edgerton's approval to do the emergency gas. I go off the back. I go off the
800 back of the Grizzly again, the same exact position. I have a cover officer
801 again. So, this would be -
802

803 Q: The sixth.

804
805 A: This is my sixth time doing this. During this time, once I start shooting my
806 first round, the whole time that I deliver — I'm able to deliver the four rounds
807 into the house. He is shooting back at a very consistent pace the whole time
808 that I'm shooting. So, at certain points I was putting myself out there, out of
809 cover, to try and deliver gas. I was doing that, just trying to get him to stop
810 shooting for everyone's safety, because we are buttoned up under the armor,



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811 but rounds can skip off the ground and go up and hit us in the legs. We had
812 people in high cover that are looking through holes. A random bullet going
813 through these spots could hit somebody. So, it's one of those things that when
814 these suspects, based on my training and experience, even if they're shooting
815 blindly at us — he could have been taking thought-out, targeted shots, or he
816 could have been just shooting blindly. Unknown to us at that time, but to me
817 and my mindset, it didn't really matter because if you shoot blindly, every now
818 and then a bullet hits a lucky shot and goes through the hole, hits someone in
819 high cover, could skip off the ground.
820

821 So, I put myself out there and shot the four rounds. He was shooting back the
822 whole time. I grabbed the officer that was my cover officer. We ducked back
823 behind the Grizzly. At that point, I just make the call. This is not safe to be
824 doing this anymore. As I stated, I felt like I'm in a gun fight with a less-lethal
825 system, and that's not how it should be working. So, I told Sgt. Edgerton that.
826 I said something to the effect that "It's really not even safe for me to be
827 shooting that anymore," implying to him that I wasn't going to do that
828 anymore. None of our other officers should be doing it either. It's just totally
829 unsafe to be in a shootout with this person with a less-lethal. So, he was kind
830 of in agreement at that point that we were not going to do emergency gas
831 anymore. It was clear at this point, after the six volleys, that the gas was not
832 taking the effect that we had hoped for. The only thing we were gaining by
833 the gas was to get him to stop shooting. And now, even after hours of this
834 going on, he's still willing to engage in a shootout, even while the gas is being
835 deployed. So, it was just — I just decided that I wasn't going to do that
836 anymore, and I was going to make sure that nobody else was going to be put
837 in that position either, for myself or for the cover officer that's out there.
838

839 So, we're not going to do emergency gas anymore. We really don't — it
840 comes down to — actually, between that round and when the officer-involved
841 shooting happens, he actually — I don't recall him shooting out at us again, to
842 my recollection. So, it actually wasn't an issue anymore. But during this
843 time, we had, from the Sac County SWAT team — they brought out a piece of
844 equipment that's called the "Rook," and it's basically like, in layman's terms, a
845 little Bobcat vehicle that's totally bulletproof, enclosed. It has a ramming
846 device on it. This vehicle was sent up and punched out the glass and the
847 blinds of the window, the one that I was putting gas into. It also pulled down
848 the overhang that was covering half the window. It also knocked over a tree
849 in the front yard that was kind of blocking the view of the front door.
850

851 Q: This is all since the last volley that you had of the gas?

852

853 A: I'm not 100 percent when the Rook was used.

854

855 Q: Okay.



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856

857 A:

I want to say it was after my last volley, but I'm not 100 percent. But either way, it cleared up the window. Our vision was much better now. That wasn't done earlier just because we were waiting for them to arrive with the equipment, and then, also, waiting for the approval to be able to use that equipment. Once the approval came, it was utilized. It cleaned everything up for us, made it a whole lot easier for us to see. The suspect — while the Rook was up there knocking out the window and the tree, the suspect was firing off. I do not know how many rounds, but a very decent amount of rounds were fired while the Rook was doing it's work. So, the suspect was again showing that he was trying to shoot it out with anybody that's trying to take him into custody, and he was absolutely not going to be compliant with anything towards him surrendering.

860

So, he shoots out. Everyone is hiding behind cover because we don't want any ricochets off the Rook. Other officers at the Grizzly, I remember hearing them say they saw the rounds skipping off the ground in front of the house. So, again, it was very clear at that point that he was actually shooting out towards us, that rounds were coming out the front, skipping off the ground. I didn't see those rounds skipping off the ground from where I was positioned, but I heard other officers say that.

877

So, fast-forward to there's still no compliance. At about 5:11 in the morning, I am inside the Grizzly. I'm sitting down to kind of get off my feet and also just stay tucked in inside the Grizzly just to stay safe. I do know that Ofc. Cunningham had changed from a cover position at the porthole back up into high cover in the turret because once the Rook had cleared out the window and taken the overhang off, he now had a better angle from being in the turret to actually see into the duplex. So, he was back up in high cover. I was sitting at his feet, just kind of getting off my feet.

886

I hear from Ofc. Cunningham and Sgt. Edgerton saying that the suspect was walking through the house and walking towards the garage with an AK in his hand. So, I turned and I look, and I could see out the window of the Grizzly. I see the suspect walking from — I guess you would call it the living room — to the garage, and there's a door between the living room and the garage that he goes out. I couldn't see exactly what was in his hand. I didn't know. I wouldn't have described the gun that was in his hand. I heard just them saying that he has the AK rifle-type gun in his hand. He goes into the garage. Once he goes into the garage, I hear a gunshot. And then I hear gunshots being returned from the BearCat. So, not my armored vehicle, the other armored vehicle. And that armored vehicle should have had a view into the garage with the garage door being open. So, from my experience, I was assuming that officers from our BearCat had engaged the suspect in the garage.

900



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901 I couldn't see the suspect while he was in the garage, but after the gunshots, I
902 see the suspect come back into the house. He's still standing on his feet. He
903 kind of turns around. As he turns around — I believe as he was turning
904 around, basically stumbling back into the house, I hear a gunshot from up
905 above me where Ofc. Cunningham was. So, I could tell that he just shot a
906 round. So, I didn't have my ears open. My ears, I kind of go up to plug my
907 ears. And I'm not sure how many rounds he fired, but I was sure that he shot
908 at least one time from up in a high cover position. And the suspect, I saw the
909 suspect drop to the ground, and he never got back up.
910

911 So, now he's down on the ground. I cannot see him. I don't know if
912 Cunningham could see him from high cover. I don't think he could, from my
913 recollection, but anybody at ground level definitely could not see him based
914 on the window being up off the ground and the angle leading up. So, at this
915 point we start gathering to start getting ready to go to the suspect to do some
916 after-force care, take him into custody. A drone was flown in. A drone was
917 flown in to look at what was going on in the house, to see if — we didn't
918 know if the suspect crawled away, if he was laying there, if he was dead then,
919 what the deal was. So, making sure he wasn't set up to ambush us if we make
920 entry, the drone goes in.
921

922 I was not watching the video. I was just hearing it. And I hear that the
923 suspect is laying on the ground, the gun is next to him. I hear that the try to
924 land the drone on his chest to see if he's breathing, to see if there was
925 movement. The drone operator said he would try. I'm not sure what the result
926 was of that, if they could tell or not if he was breathing, but at that time it was
927 determined that with the drone having visual of him and people watching the
928 screen, that we would make entry and take this person into custody and start
929 after-force care. So, I went back to my role as a hands team member. I
930 grabbed a pair of flex cuffs and followed with the team, up. There was
931 someone with a shield. One or two people had their rifles with lethal cover. I
932 went up. I didn't have my gun out. I just had the flex cuffs. We go up
933 through the garage.
934

935 Q: Is safety still a big concern at that point?
936

937 A: One hundred percent. We're trying to make a tactical approach. We're
938 listening for updates on the radio of any kind of movement from the drone.
939 The drone operator, or whatever officer was watching the screen, was putting
940 out there was no change, he was still laying there. So, we took a tactical
941 approach up to the garage. As we went in the garage, the music was blaring
942 that the suspect had going on a radio. As we walked by, I turned it down so
943 we would be able to communicate and hear anything from inside the house.
944 We get up to the door. I can't see in yet because the shield is up there. I kind
945 of peer around. I'm right next to Sgt. Edgerton, and he makes the call that we



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946 don't need the shield because it looks like the guy is laying on his back and
947 he's not going to be able to reach his gun before we can. I do see a rifle-type
948 of weapon on the ground between the garage area and where the suspect was
949 laying. And then next to him, on the other side of him, was some other
950 weapon-looking thing. Nothing was in his hands.
951
952 So, we go up and make the approach. I have a cover officer with lethal cover.
953 We go up. I grab the first hand that I can. I grab it, put the handcuffs on — or
954 put the flex cuff on. And then, rather than rolling him over, based on seeing
955 his injuries and the state he was in, I just moved his hand up and put the other
956 hand in the flex cuff. So, I basically handcuffed him while he was still laying
957 on his back with his hands over his head. The rifle-style gun was behind us at
958 this point. There was no chance of him reaching that. The other weapon was
959 next to him. I grabbed it and kind of moved it out of the way a little bit.
960 When I grabbed it, I could see that from what it looked like, it didn't look like
961 it was a real firearm. It looked like it was one of those salt guns that you use
962 to kill flies with. So, I moved that out of the way.
963
964 And then, at that point our medics started to cut away his shirt and started to
965 do some after-force care. I assisted in that. I didn't clear the house. I just
966 stayed by the body and helped the medics. I grabbed the med bag, gave them
967 the chest seal that they were asking for, and was waiting to help out with chest
968 compressions if we needed it. A couple of the guys started rotating through
969 on doing chest compressions of CPR form while we're trying to get Fire to
970 come in. We told them they were clear to enter. So, I was just watching,
971 trying to give — I gave an update of "They put a tourniquet on." And that's
972 pretty much it. I stayed there until Fire came.
973
974 Q: You said that Fire was clear to enter. Did other officers clear the rest of the
975 house?
976
977 A: Yes. The other officers that were armed cleared it.
978
979 Q: So, you mean there was no additional threats at that point?
980
981 A: Yes, correct. So, they cleared the house, confirmed that nobody else was in
982 the house. They said Fire was clear to enter. Officers on my team were doing
983 chest compressions, trying to stop bleeding with the tourniquet, and did that
984 for a few minutes. And then Fire came in. They took over. They hooked up
985 their machine and, to my knowledge, declared him deceased right then. And
986 then I exited the residence and didn't go back in again, to my recollection.
987
988 Q: All right. Were you physically injured as a result of this incident?
989
990 A: Physically? No, I was not.



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991
992 Q: Anyone else that you know of? One of your other officers that were injured
993 that you know of?
994
995 A: Not that I know of, but...I was not informed if they were.
996
997 Q: All right. All right. I think we're good. We'll take a break. If there's any
998 questions, then we'll come back in a second. All right?
999
1000 **End of Recording**
1001
1002 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #2) JARVIS, J, 3

Subject (VICTIM #2) JARVIS, J, 3

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Oct-08-2021 7:30

On 9/13/2021, I Detective Murawski contacted Sacramento Police Sergeant J. Jarvis inside one of the interview rooms at the Sacramento Police Department Headquarters located at 5770 Freeport Blvd. regarding his involvement in an officer involved shooting that occurred on 9/7/21 at approx. 0511 hours. Upon contacting Sergeant Jarvis, I utilized my department issued body worn camera (BWC) to record audio only and and voice recorder as a backup recording device. Attached is a transcription of my entire interview with Sergeant Jarvis.



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Related Attachment(s) - ATTACHMENTS

Attachment Description: **SGT. JARVIS TRANSCRIBED STATEMENT**

Reference Number:

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1
2
3
4
5
6
7
8 Q: All right. I'm Det. Brian Murawski, B-R-I-A-N, M-U-R-A-W-S-K-I. I'm
9 here with Sgt. Jarvis. Sgt. Jarvis, do you mind saying your full name and
10 spelling it for me?
11
12 A: Yeah. Jarvis, J-A-R-V-I-S. My first name is Jeremiah, J-E-R-E-M-I-A-H.
13
14 Q: And also, with us here today is...
15
16 A1: My name is Will Creger. I'm with the Mastagni Law Firm. C-R-E-G-E-R.
17
18 Q: All right. Thank you. So, we're here today to talk about an officer-involved
19 shooting that occurred Tuesday, September 7, 2021. Just so you know, I have
20 here an overhead view from a drone after the incident. You will be able to
21 utilize this later to kind of show your position. We can go into that more, but
22 I just wanted to make sure you were aware of it. There's also a Sharpie here if
23 you want to go and mark up anything. All right? So, Sgt. Jarvis, how long
24 have you been an officer, and now a sergeant, for the Sacramento Police
25 Department?
26
27 A: I was sworn in August of 2007, so 14 years as an officer. And I've been a
28 sergeant since July of last year, so a little over a year.
29
30 Q: Were you employed as a police officer with any other agencies prior to Sac
31 PD?
32
33 A: No, sir, I was not.
34
35 Q: What is your current assignment within the police department?
36
37 A: My current full-time assignment is I am the east area patrol supervisor for
38 swing shift on the weekend side of the week.
39
40 Q: So, what days do you have off?
41
42 A: I normally have Tuesday, Wednesday, and Thursday off. And Monday night
43 is our overlap day in Sector 6, the east area.
44
45 Q: Okay. And working swing shift, what are the normal working hours on swing



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46 shift?
47
48 A: The normal working hours for a sergeant are 1:30 p.m. to 11:30 p.m.
49
50 Q: Okay. Within the police department, do you have any other jobs as an
51 ancillary position?
52
53 A: I have several ancillary positions, but the biggest ancillary role I have is as a
54 member of the SWAT team, the Special Weapons and Tactics team. I was a
55 full-time member of the SWAT team, prior to being promoted, for eight years.
56 And so, I continue to be an ancillary member of the SWAT team.
57
58 Q: And as an ancillary member of the SWAT team, what are your roles and
59 activities and duties?
60
61 A: So, as a member of the SWAT team, we respond — SWAT, in general,
62 responds to large incidents, barricaded subjects, hostage situations, or any
63 other dangerous situation that the watch commander deems necessary. And
64 my role on that team, even though I'm a patrol supervisor and a sergeant, as a
65 member of the SWAT team, I'm just an ancillary member. They have two
66 full-time sergeants on the SWAT team who make decisions and direct SWAT
67 activities.
68
69 And as an ancillary member of the SWAT team, I still have a couple of
70 specialty assignments that I have carried over from when I was a member
71 there, and that is that I'm a certified EMT with Sac County, and I'm also one
72 of the lead first-aid instructors for the department. And so, I usually am
73 involved in training and in providing any first aid that's necessary during a
74 SWAT incident. In addition to that, I was previously a chemical-agents
75 instructor. And so, I am a lead for the use of chemical agents on the SWAT
76 team. And so, I still assist in some of the planning and decisions in deploying
77 chemical agents and munitions during SWAT incidents.
78
79 Q: Okay. Do you have any other prior assignments that we haven't talked about
80 already within the department?
81
82 A: I teach less-lethal. I'm a less-lethal instructor. I teach, as I said, chemical
83 agents.
84
85 Q: Is that at the academy, or in the ongoing officer training?
86
87 A: All of my training is for ongoing and in-service, except for pugilistic, which I
88 assist teaching at the academy.
89
90 Q: Okay.



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91
92 A: I'm also an ACT instructor. I'm one of the lead ACT instructors for the
93 department and help to train. I help teach the class for all of the other
94 instructors.
95
96 Q: So, with all of that being said, you've talked about numerous things that you
97 train in. So, you've had specialized training? That kind of lends to the fact
98 that you are able to now train other officers in these fields.
99
100 A: Correct. I've been to numerous, numerous hours of training regarding all of
101 the topics that I just talked about specifically.
102
103 Q: Specifically, for SWAT training, what does that consist of?
104
105 A: Well, initially, when you come into the SWAT team as an officer the first
106 time, it's about a six- to eight-month training period where you're the new
107 SWAT officer. Well, during that time, you also go to an FBI — or I went to a
108 SWAT school which was put on by the FBI. I think that was an 80-hour class.
109
110 Q: Okay.
111
112 A: As a member of the SWAT team for the eight years that I was there, we do
113 one training day a month, and we shoot, on average, every other week. Well,
114 we try and shoot. The minimum is once a month.
115
116 Q: Okay.
117
118 A: We shoot and qualify as a member of the team. In addition to that, we usually
119 would do at least one and sometimes two out-of-town trainings a year, where
120 we go for a full week at the **Re-SWAT**. And then also during — there's a
121 SWAT competition, which we train for and then would be additional training
122 in and of itself, where we would go around and be tested in different scenarios
123 and types of situations.
124
125 Q: So, over the eight years that you have been in SWAT full-time and then now,
126 in your ancillary position, you've been through quite a bit of training?
127
128 A: Yeah. I think that would be fair to say. I would say a thousand hours.
129
130 Q: A thousand hours?
131
132 A: Yeah.
133
134 Q: All right. You talked earlier about you being a certified EMT.
135



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136 A: Yes, sir.
137
138 Q: Is there a certain amount of training that you had to go through to obtain that?
139
140 A: Yes. I went to EMT school, which is like a six-month school. I don't
141 remember the number of hours that it took. It was two days a week for a long
142 time.
143
144 Q: Okay.
145
146 A: And then I had to get — initially, I was certified through a national registry
147 which puts on the paramedic and EMT certifications nationwide. And then,
148 after that, I had to get certified with the county here in Sac County. And then,
149 I've maintained my county certification, but I've let my national registry
150 certification go because some of the requirements are slightly different.
151
152 Q: Okay.
153
154 A: So, I focused on maintaining my local certification. So, in addition to that
155 initial school and passing, I have to do — I think it's 24 hours every two years
156 of ongoing training, in addition to just the continuing to work in the job where
157 I'm able to provide service.
158
159 Q: Do you have any prior military experience?
160
161 A: No prior military experience.
162
163 Q: Okay. So, at the time that you became aware of the incident we're talking
164 about, the officer-involved shooting that happened on Redding Avenue, were
165 you wearing your Sacramento Police Department uniform?
166
167 A: When I first became aware of this incident, I was wearing a normal patrol
168 uniform, yes, sir.
169
170 Q: And your normal patrol uniform at that point, could you describe that to me?
171
172 A: It's uniform pants and shirt. And then my shirt has the blue patches on the
173 shoulders. And then a full duty belt, which included my — you're probably
174 going to ask me what I had on it.
175
176 Q: Go ahead.
177
178 A: So, I normally carry two magazines. I carry a handgun. I carry a taser, a rifle
179 magazine, a tourniquet on my duty belt. That's it. And then I also have a vest
180 that I wear. It has bullet-proof inserts, but it's the approved uniform outer -



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181
182 Q: A carrier vest?
183
184 A: - carrier vest. And on that vest, it carried my radio and my body-worn
185 camera. And it also has my gold sergeant badge.
186
187 Q: Okay. The uniform you were wearing, is the primary color blue at that point?
188
189 A: Yes.
190
191 Q: And your patches are marked with "police"?
192
193 A: Correct.
194
195 Q: And you mentioned your handgun that you have and your two extra
196 magazines. What caliber is your handgun?
197
198 A: My handgun is a 9 mm.
199
200 Q: Okay. And at some point — so, you were wearing — initially, you were
201 wearing your patrol sergeant's uniform.
202
203 A: Correct.
204
205 Q: At a certain point in time, did you change uniforms of what you were
206 wearing?
207
208 A: Yes, I did.
209
210 Q: Okay. Could you describe what you were wearing at that point?
211
212 A: When I — just prior to the SWAT briefing, I changed my clothes into my
213 ancillary SWAT uniform. During that, my uniform is blue uniform cargo
214 pants and a long-sleeve, blue pullover uniform shirt. That shirt is equipped
215 with patches on the shoulders that say "police." They're like a gray-colored
216 patch instead of the bright blue patches. And then on top of the uniform, I
217 wear a duty belt that has bullet-proof material that makes up the belt. It has
218 ballistic protection. And on the belt, I carry the same handgun, one rifle
219 magazine, one handgun magazine, and a taser on my belt.
220
221 Q: Okay.
222
223 A: And then for my vest, for my SWAT vest, it's a handgun-rated vest, but then it
224 also has a rifle-rated plate insert in the front. And on my vest, it has "police"
225 written across the chest in large lettering, and then "police" written across the



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226 back in slightly smaller lettering. On that vest, I carry an additional rifle
227 magazine. I carry a radio, a communication button to push to talk, and I carry
228 a med kit.
229
230 Q: Okay. You mentioned having a rifle, a couple of magazines, one on your belt
231 and then one on your vest.
232
233 A: Yes.
234
235 Q: In the SWAT capacity, when you're deployed as a SWAT officer, do you
236 carry any additional weapons?
237
238 A: I do. Before I get to that, I forgot that I also wear a ballistic helmet, and on
239 that helmet is a different body-worn camera. It's my Flex body-worn camera.
240 It's worn on the right side of my head, just above my ear. And then, to answer
241 your question, yes. In addition to the handgun, when I'm deployed in my
242 SWAT capacity — and it's with me in my patrol car during this incident; I had
243 it out during the initial response — I also have an LWRC rifle, which is a 5.56
244 caliber.
245
246 Q: Okay. And you mentioned the body-worn camera and your body-worn helmet
247 camera. Were they on and activated at times during this incident?
248
249 A: Yes. My body-worn camera in my patrol uniform was activated upon my
250 arrival on the incident. I deactivated when I got back to the command post. I
251 had to change uniforms. And then my helmet camera was activated when we
252 were leaving the command post to respond back to the incident. And it was
253 turned off after my public safety statement when I was ordered to do so by
254 Sgt. Smith.
255
256 Q: Okay. So, now, let's kind of start to talk about the call in and of itself. How
257 did you first become aware of this call?
258
259 A: I was — this night, even though the east area is my area, it's our overlap. So,
260 Sgt. Griggs was the sector sergeant for the east area on what was Monday
261 night, and I was assigned as a patrol supervisor downtown.
262
263 Q: Okay.
264
265 A: So, around 8 o'clock, somewhere in that, within an hour of that, I got a
266 message from dispatch saying, "Hey, did you copy what's going on on channel
267 6." I said, "No." And, basically, they told me that there was a — they had an
268 incident where a subject had pointed a rifle at one of the officers, or
269 brandished a rifle at one of the officers, and that they were requesting a piece
270 of armor, basically our BearCat, to respond.



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271
272 Q: So, after becoming aware of that from dispatch, did you take any measures?
273 Did you then respond yourself? Or did you -
274
275 A: So, I coordinated for a downtown unit to get the armored car to respond to the
276 scene, and I started listening to the radio traffic that was happening on channel
277 6. At the same time, I advised — or shortly after — that I would basically —
278 because Sgt. Griggs was occupied with this incident, that I would be
279 responsible for all of the other police activities that happened in 6 and 3. And
280 so, I took both channels for a period of time and managed all of the other
281 police activities until graveyard sergeants arrived and were available, just after
282 9 o'clock.
283
284 Q: Okay. So, from somewhere just after 8 until somewhere after 9, you were
285 aware of this, but you maintained control of the downtown area and then the
286 east area of Sacramento as a patrol supervisor?
287
288 A: Correct. I stayed in my patrol supervisor function until I was relieved of that
289 just after 9 o'clock.
290
291 Q: And then, once you were relived of that by a graveyard sergeant, I'm
292 assuming, did you take any steps at that point?
293
294 A: Correct. At that point, I responded to the incident to assist Sgt. Griggs and the
295 other officers there. I had already spoken with the watch commander, Lt.
296 Dobson, about it briefly, when I was first made aware. And so, I responded.
297 When I responded the first time, I ended up coming in from the north side.
298 And both the Lieutenant and Sgt. Griggs were on the south side of the street,
299 south of the house. So, I parked my car to the north, and I met up with some
300 of the officers that were on the north side perimeter, but I didn't feel like I
301 could get to the lieutenant and sergeant safely by just walking down the street,
302 based on the info that I had that the subject was armed with a rifle.
303
304 Q: Okay.
305
306 A: So, I jumped into the school, jumped the fence, and was able to move around
307 through the school and meet up with Lt. Dobson and Sgt. Griggs on the south
308 side. There, I received some brief information on what we were dealing with
309 so far, and my initial intel that I was given was that the subject was inside the
310 house, that he had brandished a gun at an officer, and that there was a 422.
311 They were investigating a 422 want and the brandishing of a rifle at the officer
312 want.
313
314 Q: So, based on the 422, the threats want, and then the brandishing of a rifle at
315 the officers, in speaking with the lieutenant and the sergeant who were already



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316 on scene, what were your concerns at that point?
317
318 A: My concerns, as evidenced of me running all the way through the school to
319 get around, was that the subject could begin to shoot outside of that house.
320 I've been on SWAT, as I said, for eight years full-time and then two more
321 years, and I've been involved in other incidents where subjects have shot out
322 at us. And especially this subject having a rifle, it's a scary thing. None of
323 our cars will stop rifle rounds, except for possibly the engine block, and none
324 of our vests are going to stop rifle rounds. So, the fact that the subject armed
325 himself with a rifle when officers arrived, my concern was the safety of the
326 officers on scene and the safety of the community around him. And so, one of
327 the first things that Lt. Dobson did was he assigned me to go around and
328 basically check on all of those things, to check on the position of the officers,
329 where they were at, and adjust them as necessary. And so, over the next hour
330 or so, I spent my time going from one position to another, speaking with the
331 officers there, making sure they understood their roles and repositioning them
332 as necessary.
333
334 Q: Using some of your expertise as a SWAT officer in similar situations?
335
336 A: Correct. Using my expertise, both as a SWAT officer and then now, too —
337 one of the things I forgot to mention earlier that I'm teaching this year is
338 contact teams at CPT.
339
340 Q: Okay.
341
342 A: It's basically exactly this: how to form a team together, how to communicate,
343 how to pre-plan your reactions to what the suspect may or may not do in
344 different situations. And so, I was kind of — that was my assignment over the
345 next little bit is to go around to each of the spots.
346
347 Q: So, correct me if I'm wrong. You not only checked on each officer and their
348 position on the perimeter, but you also got together a group of officers that
349 you then deemed the contact team in case that was going to be necessary?
350
351 A: So, the first place that I went was to the BearCat, which was positioned more
352 towards the center of the house, and it was facing the other direction.
353
354 Q: Okay.
355
356 A: So, there was already a contact team formed there at the BearCat. And so, we
357 were down here. The first thing I did is I moved up to that contact team.
358 Most of them were actually on my patrol team.
359
360 Q: Okay.



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361
362 A: And so, I spoke with them. I made sure that we had somebody that was
363 assigned to less-lethal. We had a dedicated driver. We had somebody in the
364 high cover position, which is looking out the hole at the top of the BearCat,
365 and we had somebody else that was assigned to a rifle that was standing
366 behind the BearCat. As I looked around, one of my big worries, as I said, was
367 not only the subject inside the house, but also the subject then getting outside
368 of the house and making what was already a very scary situation — a subject
369 armed with a rifle who is wanted for brandishing and threatening somebody's
370 life, but, also, we believed him to be in a state of having some sort of mental
371 issue or mental breakdown. And so, we didn't want to let that currently
372 contained situation get out into the neighborhood.
373
374 Q: Okay.
375
376 A: So, one of our first things we did was we put stop sticks across. We moved up
377 and put stop sticks across the car that was in the driveway and in between the
378 tires of the vehicle that was out in front. And then we repositioned the
379 BearCat. We had it turn around and face closer to the direction that it ended
380 up being, except it was a little bit closer.
381
382 Q: So, initially — just to put something in words because we don't have video in
383 here.
384
385 A: Yeah.
386
387 Q: So, initially, upon your arrival, it was faced in the northbound direction?
388
389 A: Correct. Initially, it was faced -
390
391 Q: Right in front of the house?
392
393 A: It was in a northbound direction, south of where it is. It was faced
394 northbound, but it was south of where it is in this photo.
395
396 Q: Okay. And then, at some point as you guys are figuring out the safest way to
397 continue, you had them — somebody turned around the BearCat. So, now it's
398 facing a southern direction, the front of it is faced in a southern direction?
399
400 A: Correct, so that we could see down the north side of the house because in its
401 initial point, you couldn't. You couldn't do that.
402
403 Q: So, you put it at a position of advantage, and you had more of a view from
404 where it was now positioned?
405



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406 A: Correct.
407
408 Q: Okay. So, after doing that, what was your role, or what did you do next?
409
410 A: Then, I went to — once we moved this around, there were some officers to the
411 north that we were now in front of, so I relieved them and said that they didn't
412 need to cover on the house anymore. Then I went over to the perimeter
413 position that was on the Court to the north of the residence, and I checked in
414 with those officers and helped them reposition their cars and shine some light
415 down in what would be the east side of this residence.
416
417 Q: Okay.
418
419 A: So, then I could see the fence of this residence, where the subject was inside
420 of. And then I went all the way, checked in with — there was two officers up
421 here to the north of the residence who were the two CNT officers, and I was
422 checking in with them to see if they were online and what the status so far is,
423 if they were having good conversation with the subject.
424
425 Q: Do you remember the names of those officers?
426
427 A: I remember one of them was Trevor Schwertfeger, and I can't remember the
428 other one right now.
429
430 Q: So, at that point in time when you checked in with them, they had already
431 started communication with the resident or were attempting communication?
432
433 A: They were attempting. They communicated to me — and I had two
434 conversations with them, so I can't totally tell which one, 100 percent, was in
435 the first or second conversation, but in general, over the two conversations,
436 they told me that they had been — he kept calling in to dispatch, and dispatch
437 would transfer the phone call to them.
438
439 Q: Okay.
440
441 A: And then they would have brief conversations, but then he would hang up. He
442 would never be on the phone with them for more than a minute or two.
443
444 Q: Okay.
445
446 A: And when those officers, the CNT officers, attempted to call back into the
447 residence, the subject, at that point, was not picking up the phone for Trevor
448 or for the other officer that was there.
449
450 Q: So, when they attempted contact on their own, they were getting no -



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451
452 A: They were getting nowhere, but occasionally the subject — semi regularly at
453 this point, the subject would call in to dispatch. Dispatch would transfer the
454 phone call. They would only be on the phone for a minute or so, and then it
455 would be disconnected. So, after checking in with them, I went all the way
456 around again to the other side, repositioned the south side inner perimeter and
457 the team that was watching the house from here, repositioned their vehicle, set
458 up a lethal and less-lethal team that was basically just off the southwest
459 corner, across the street in the school.
460
461 Q: Okay.
462
463 A: And then I spoke with the watch commander again and Sgt. Griggs about
464 what I had done so far. And then they agreed they were going to move to a
465 command post and that I was to continue adjusting positions as necessary. I
466 moved to the south side and moved these officers back because, once again,
467 when the subject is armed with a rifle, even the patrol car provides little
468 protection from rifle rounds, and I wanted them to be only as close as they
469 absolutely had to be to prevent the subject from getting into the neighborhood,
470 but not close enough where they were really — I really wanted to limit their
471 view of the house because I was really concerned that this guy was going to
472 start shooting out with the rifle and we would be without protection. So, I
473 moved them two houses down on this street. Once they had their position set,
474 I moved all the way over to what I guess would be the southeast corner, which
475 is where this road to the south of the residence turns.
476
477 Q: Starts to bend?
478
479 A: And I had them set up an external perimeter tape so that we didn't have media
480 or residents come in that way. And then I kind of explained to them their role
481 in containment of this whole block, and that we didn't have any officers inside
482 the back yard because of the rifle threat, and that they were just to maintain a
483 position on the outside.
484
485 Q: Okay. I know you talked about earlier -
486
487 A: Yeah.
488
489 Q: - that the patrol cars are not really equipped to combat against a rifle round.
490
491 A: Right.
492
493 Q: On the BearCat, is the BearCat able to withstand a rifle round, or is it -
494
495 A: It is able to. The exterior of the BearCat will stop rifle fire. And so, when I



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496 talked to the team that was at the BearCat, I was very clear with them, saying
497 "We don't need anybody looking out at the — really even looking at the
498 house, other than the person that's on the top."
499
500 Q: Okay.
501
502 A: So, we call that position "high cover," just because it's high and they're
503 covering the house, but, even then, there's a small hole that the person is
504 looking out of. And while the armored vehicle will stop rifle rounds, there is
505 always the chance that one of those rounds could go through that hole and it
506 could hit the officer that is in that position. In fact, in one previous incident
507 where the BearCat was shot at, we had a round strike directly next — within
508 inches of that opening.
509
510 Q: Okay.
511
512 A: And so, the armored car is there for our protection, but -
513
514 Q: It has vulnerabilities.
515
516 A: - it's not a forcefield and it does have vulnerabilities.
517
518 Q: Okay. So, after you're finished, it sounds like you pretty much did a 360 of
519 this perimeter -
520
521 A: Correct.
522
523 Q: - and got everybody — you did your job setting everybody in the most
524 tactically-advantaged position and the safest position for them. After doing
525 that, what was your next job, or what did you do next?
526
527 A: As I came back around, I had heard that the subject had appeared in the
528 doorway and was yelling something, so I directed the people at the BearCat, if
529 he's standing in the front, then see if you can call him out over the radio, but I
530 wasn't back there yet. I'm not sure if they did or didn't, but then he
531 disappeared back into the house. I made my way back around to the BearCat.
532 And so, now that we were set up, as you said, in good positions so that the
533 officers were as safe as we could be, I wanted to make sure that we were
534 doing everything we could to communicate and try and de-escalate and
535 negotiate with the subject.
536
537 And so, I went back up to the CNT officers because I wanted to see if we
538 could get them inside of the BearCat. They're the best trained people to
539 negotiate and to talk with people, and I wanted to get them into the BearCat as
540 soon as possible, but they only had — there was only two people that were



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541 CNT trained there so far because there wasn't an official CNT callout. So,
542 they were trying to figure out, with their CNT supervisor, whether they'd be
543 better suited to continue to make phone calls and run intel not in front, or if
544 they should come up into the BearCat. I let them know that I would like them
545 in the BearCat, but that they should do whatever their boss says they're able to
546 do whenever. In addition, our primary communication method from the
547 BearCat is usually a PA system that is called the "LRAD," the long-range
548 acoustical device. And its battery was dead, so we were limited to the PA
549 system of the BearCat initially.
550
551 Q: Okay.
552
553 A: So, I called the sergeant and the watch commander and told them that we
554 needed a new battery for the LRAD and I would like to get CNT into the
555 BearCat as quickly as possible because I thought, now that our position was
556 set, the priority for this guy, or for this incident — we improved our tactical
557 position. Now, we need to do everything we can to improve our ability to
558 communicate and negotiate and de-escalate with the subject.
559
560 Q: Okay. Any idea what time all of this is kind of taking place, approximately
561 what time it is at that point?
562
563 A: Yeah, yeah. So, we're sometime between — this all happened between 9:30
564 and 11:30 p.m.
565
566 Q: Okay.
567
568 A: So, if I had to just guess, I would say the first hour was me moving positions
569 around, and the second hour was me coming back, talking to CNT. And then
570 I actually maintained my position here at the BearCat and kind of helped run
571 this team. At one point, I was even on the PA system. I made a couple of
572 announcements for the subject to come out. And then I handed that task off to
573 the person who was the driver in the BearCat. And that was for the next hour
574 or so. In addition, I made sure that everybody understood the reactive
575 authority that was already given by Lt. Dobson.
576
577 Q: And what was that?
578
579 A: At that point, the reactive authority was if the subject came out armed, we
580 were supposed to react per general orders. If the subject came out unarmed or
581 armed and was going to go back inside the house, he would be allowed to go
582 back inside the house. If he came out unarmed and passed a line of
583 demarcation, which is just a fancy term for a point at which we think we could
584 get to him before he goes back inside the house — and at that point, prior to
585 my arrival, they had set that as the front bumper of the car and the sidewalk.



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586
587 Q: Okay.
588
589 A: If he comes past the line of demarcation, that officers were approved by the
590 lieutenant to use combined less-lethal, which just means multiple less-lethals
591 at the same time, that when we used combined less-lethal, we were going to
592 move up as a team directly afterwards to take him into custody. And
593 basically, we would take advantage of that opportunity, of him being far
594 enough away from the house, to end the standoff without having to use
595 increased force greater than what we would use with combined less-lethal,
596 which was the dog and less-lethal shotgun.
597
598 Q: Okay. At any point while you were in that position, did the subject come out
599 of the house?
600
601 A: He never came out of the house at all.
602
603 Q: Did he ever make himself visible through any sort of windows that you saw?
604
605 A: I don't remember seeing the subject in the window personally. I know that the
606 team over here had a better view into the house. And so, they put out on the
607 radio, I think, that they could see him moving around at different points, but
608 he never came to the door. He never said he wanted to surrender or anything.
609 He never communicated with us at the armored car, except for he did make
610 some — he yelled some things at different points.
611
612 Q: Were you able to tell what he was saying?
613
614 A: Yes, at the time. I can't remember exactly what they were. I think the only
615 one that stands out to me right now is he said — one of the last things he said
616 before I left to go back to the command post was "Bring an arsenal. You're
617 going to have to bring an arsenal," or something like that.
618
619 Q: Bring an arsenal?
620
621 A: Bring an arsenal.
622
623 Q: Okay. Did that raise your concerns at any point when he mentioned that?
624
625 A: Yeah, definitely. Based on the fact that he was armed with a rifle and he's
626 telling us to bring an arsenal, I was concerned that he was — I was concerned
627 about our ability to talk him out of the house. And, also, it was a continued
628 concern for me that if he was really trying to create that much of a standoff
629 with us, that he would be willing to — at that point, he hadn't shot at us yet, so
630 I was worried that he was going to start shooting at us.



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631
632 Q: Okay. Do you know if he made any communication again with the Comm
633 Center that they ever made you aware of? Based on your loud hails into the
634 house, was he responding to that through the Comm Center at all?
635
636 A: So, as I spoke earlier about the CNT's communication, it was kind of ongoing
637 through that two hours.
638
639 Q: Okay.
640
641 A: I don't know specifically when they communicated with him and when they
642 didn't, but I know that we would be PA-ing. And then, sometimes they'd say,
643 "Well, we're online," so we would stop PA's.
644
645 Q: Okay.
646
647 A: But then, staying online with him — I know that they never got a successful
648 communication ongoing with him. It would always only be that one or two
649 minutes and then he would hang up, or he would never pick up or call in at all.
650
651 Q: One of the last things you talked about is you went back to the command post
652 at some point.
653
654 A: Correct.
655
656 Q: Once you got back to the command post, was there talk about any type of
657 progression, what was going to happen next?
658
659 A: Yes. So, just prior to me leaving this team, I got a page on my phone which
660 said that this was going to be a SWAT callout, basically. At the same time,
661 several times during this incident, I spoke with Sgt. Griggs on the phone about
662 the direction of the incident. We were discussing the fact that we had a felony
663 want for the subject, but, also, we were trying to weigh whether or not to
664 proceed forward with the incident. I think we even talked about the
665 possibility of walking away from this incident and coming at the subject when
666 he was at a lower agitated state. That decision was above my head, but I think
667 Sgt. Griggs was asking for some of my input, and then he would relay that
668 input to Lt. Dobson.
669
670 And, ultimately, the thought was we had learned — I had learned a couple of
671 things about the subject while I was on scene, prior to going back. One was
672 that he was the same subject that wandered onto the school, I think, at least
673 partially clothed. When he was confronted, he ended up fighting with officers
674 in the middle of the street, almost exactly where we stood. In that incident, he
675 had to be batoned and tased, and, ultimately, he was arrested. I also learned



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676 that he was the same subject that two officers that were on my team — I think
677 it was only the week prior. They had been out on an incident where he had
678 been in some sort of disturbance with his neighbor. When the officers arrived
679 out there, he actually assaulted the neighbor directly in front of the officers.
680 They went to intervene, and they ended up in a struggle with the subject and
681 had to wrestle him into compliance. And then I learned that there was a
682 pending restraining order by this other half, the neighbor, that had yet to be
683 served, and that he had also texted somebody else earlier and had made some
684 threats to them which resulted in what they were investigating as a 422 want.
685

686 And so, part of that discussion with Sgt. Griggs and I on the phone was that
687 this person wasn't just a danger to themselves, but they were a danger to the
688 neighbor [REDACTED]. They were a danger to the person that
689 they were texting, and they were a danger to the community around them.
690 And I thought that this would probably end up — I thought that this would not
691 be something that we should necessarily walk away from. And so, with that,
692 shortly after that conversation — once again, it was not my decision. That
693 was just some conversations that we had had, some talkings that we had had.
694 I got the page on my cell phone. Sgt. Griggs had asked me to come back to
695 the command post to help brief the SWAT team. And so, just after the SWAT
696 page went out, I responded back to the scene, deactivated my camera, changed
697 uniforms, and rejoined the incident as a SWAT member.
698

699 Q: Okay. Let's go back real quick. So, as far as department practices and
700 procedures, as far as walking away from a subject, is that something that is
701 more generally the case when it's a person who is solely a danger to
702 themselves?
703

704 A: Correct. I've been involved in incidents as an officer, as a patrol sergeant, or
705 been around or heard of these incidents where people have been only a danger
706 to themselves. And in those incidents, we take advantage of time. And a lot
707 of times it's not only mental issues, but it might be drug issues. And so, they
708 might be able to come down off their drugs. And we would walk away from
709 those incidents. However, in this incident, it was my belief that that was not
710 this. This was not that type of incident, based on him possessing a rifle and all
711 the other things that we just talked about. He was a danger. In addition to
712 him actually being wanted for a felony also, he was a danger to the
713 community, and to his neighbors, and to other people.
714

715 Q: And based on your experience, that's something that we're not going to walk
716 away from because he's not only a danger to himself, but to everybody else in
717 the public?
718

719 A: Correct. Based on my training and experience, I did not think we should walk
720 away from this.



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721
722 Q: Okay. So, let's transition. So, up and to that point, to your knowledge, he had
723 brandished the weapon at officers as they were at the house.
724
725 A: Correct.
726
727 Q: He had failed to comply with any of your guys' commands to exit the house
728 willingly.
729
730 A: Correct.
731
732 Q: Do you know — I think you said earlier, but had he fired any rounds that you
733 guys were aware of?
734
735 A: To my knowledge, he had not fired any rounds up and to this point.
736
737 Q: Up and to that point? Okay. So, now you're at the SWAT briefing, which, I
738 guess, is given by Lt. Dobson and Sgt. Griggs?
739
740 A: Correct.
741
742 Q: At that SWAT briefing — well, I guess you probably waited a certain amount
743 of time until the entire SWAT team was present prior to that briefing.
744
745 A: Correct.
746
747 Q: During that briefing, were you given any new information that you were
748 unaware of before?
749
750 A: I think most of the information had trickled to me prior to the SWAT briefing.
751 Nothing, at that point, comes to mind. The only other thing that I have not
752 said is I knew that they were in the process of writing a search warrant into the
753 residence and a Ramey arrest warrant for the subject so that the SWAT team
754 had increased legal standing to continue to do what they were going to do.
755
756 Q: Okay. And then, once the briefing is done providing the information from the
757 lieutenant and the sergeant that's on scene, my understanding, or what I would
758 guess, is there's a secondary briefing between the SWAT, basically what your
759 assignments are going to be for the call.
760
761 A: Correct. At some point, I know the SWAT sergeant who was in charge of this
762 incident was Sgt. Edgerton, and he made some assignments, but he did not
763 make all of the assignments from there because he wanted to get eyes on it.
764
765 Q: Okay.



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766
767 A: So, we all loaded up onto the armored car. And so, I didn't have an
768 assignment leaving the command post, but my rifle was still in the armored
769 car in front of the house.
770
771 Q: Okay.
772
773 A: So, we arrived on our other piece of armor from the south, which we call the
774 "Grizzly." It's a larger version of the BearCat that we have. We came in from
775 the south side, and there was a team of SWAT officers that moved over to the
776 BearCat to replace the contact team that was there. And so, the officer who
777 was leading that contact team was Ofc. Brian Surjan. And I told Brian that,
778 "Hey, my rifle is over there, so I'm going to go with you guys over there,"
779 because I had not been given a role at the Grizzly yet. And so, he said,
780 "Okay." So, I moved over to the BearCat on this side, and then we replaced
781 all of the patrol officers, the guys on my team and some others, and got them
782 out of the inner perimeter.
783
784 Q: Okay. So, then, at that point, you had the BearCat, which was positioned
785 towards the front of the driveway. Is that fair to say?
786
787 A: The BearCat was positioned in a very similar spot. It was just on the other
788 side of the road. So, it was still facing south, but it was closer to this side
789 because it was our only piece of armor when we — when we got the other
790 piece of armor there, it's the bigger piece. It's larger. And so, we were going
791 to use that as our primary. That's where we were going to call the guy out to.
792
793 Q: Okay.
794
795 A: And so, we moved that closer, and we moved this piece farther away.
796
797 Q: Okay. So, then you had the BearCat, let's say, to the north, at the north end of
798 the house. And then the Grizzly was then positioned to the south of the house.
799
800 A: Correct. Yes, just like you said.
801
802 Q: Okay.
803
804 A: And they didn't move the rest of the night, so it's where it's positioned now.
805
806 Q: Okay. So, after talking with Ofc. Surjan, you said he was the lead of that
807 hands team on the BearCat?
808
809 A: Of the BearCat team. Correct.
810



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811 Q: You went there. You retrieved your rifle?
812
813 A: Correct.
814
815 Q: At that point, was there communication that you were going to take up a
816 certain position?
817
818 A: So, I didn't have an assignment yet. And as I grabbed my rifle and I was
819 looking around, I saw that there was nobody covering the two side — sorry,
820 the north side of the house. And as I went to the back of the BearCat, there
821 are certain roles that are almost always assigned or used if we have enough
822 people at a contact team at the BearCat. One is high cover, the person, as we
823 talked about, that covers the front of the house from the top of the BearCat.
824 And then, behind the armor, we'll have somebody assigned less-lethal, hands.
825 Usually, there's an assistant team leader or team leader making decisions.
826 And then, oftentimes we'll have a position called "additional cover," which
827 covers off the back of the piece of armor and usually focuses on covering
828 containment on the — down the side of the house. So, seeing that nobody had
829 taken that spot yet, I told Brian. I said, "Hey, I don't have an assignment yet.
830 I'm going to take additional cover. Are you good with that?" And he said,
831 "Yes." And so, that's the position I took. I'll go ahead and X it for you. At
832 the back of the BearCat -
833
834 Q: So, you were on the north side of the BearCat as it's positioned?
835
836 A: Correct, and as it was positioned during the walkthrough and when you guys
837 went out there. The door was — the back door was half open, which provided
838 a level of rifle-rated protection for me, at least from my mid-thighs up.
839
840 Q: Okay.
841
842 A: And my primary focus was to cover this door —
843
844 Q: That's the side door on the north side of the house?
845
846 A: Correct. That, when I got there, was behind a fence.
847
848 Q: Okay.
849
850 A: — and then into the garage. Because I was the farthest north, I had the best
851 view and the first view of the door that went into the house, the man door that
852 went between the garage and the house. And so, I limited my exposure or
853 view of any of the house except for the garage and to the left.
854
855 Q: And at that point, is the garage door — was it in an open position?



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856
857 A: The garage door was open the entire time I was involved in the incident.
858
859 Q: So, initially, even as a patrol sergeant, when you arrived, it was already in the
860 open position?
861
862 A: Correct.
863
864 Q: Okay. So, at that point your view is from the north side of the garage, into the
865 garage. Then, you could also see the doorway that leads into the interior of
866 the house?
867
868 A: Correct. So, if I'm going to — can I draw on this picture?
869
870 Q: Yes, please.
871
872 A: So, I'll just kind of draw a rough estimate of the interior of the garage, and my
873 view was the area that is not X-ed out, in general.
874
875 Q: Okay. So, the open area? And then -
876
877 A: And the door was — I'll put a star in this general area of the garage.
878
879 Q: Okay. So, you have that view into the garage, as well as the view along the
880 north side of the house, where there was a doorway, presumably exiting the
881 garage?
882
883 A: Correct. And one of the additional reasons that we put somebody here in this
884 position is — as I said earlier with the purpose behind us putting stop sticks,
885 the same thing is true for the subject exiting this door. I was the only person
886 who would be able to see the subject come across the garage and possibly exit
887 this door. And we really wanted to deal with this person before he was able to
888 get into the neighborhood in general, where he posed a risk to patrol officers
889 and people that were still in the perimeter, in addition to — as being
890 somebody that was there, involved, I knew that while some of these houses
891 were evacuated, some of them were not. Some of them we weren't able to
892 make contact at because the people didn't answer the door. Maybe they were
893 there and maybe they weren't, but we really wanted to contain the subject to
894 this residence.
895
896 Q: All right.
897
898 A: I also couldn't tell — because you're looking deep into a garage, I couldn't tell
899 how much of that the person in the high cover position would be able to see
900 because he's going to be limited by the top of the garage. Eventually, farther



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901 back, he's going to have less of a view to be able to see all the way in. And I
902 think I was the only person that, once the door was open, would be able to see
903 actually into the residence.
904
905 Q: Okay. So, once you're finally positioned there, from the time that you took
906 that position to the duration of this incident, did you move positions? Or were
907 you there the whole time?
908
909 A: I was there from when we took over sometime, 12:30-1 o'clock, until the
910 incident concluded after 5 o'clock in the morning.
911
912 Q: Okay. So, why don't you take me, to the best of your recollection, anything
913 significant that happened from once you took that position until the
914 conclusion, if that makes sense.
915
916 A: Yeah. So, I was there in that position for approximately an hour. First, we'll
917 talk about the first hour.
918
919 Q: Okay.
920
921 A: The first hour I was there, we were making plans. I could hear CNT
922 continuing, doing the same thing that we had done for the last few hours,
923 which was attempting to make calls in. Sometimes they'd get him on the line.
924 I could hear the CNT officers that were in the BearCat now. They were
925 responsible for PA's, but they had somebody else that was making phone
926 calls, but they would listen in when the phone calls were made. And so, I
927 could, a couple of times actually, even hear the subject on the phone talking
928 with some of the CNT officers. I can't remember specifically anything that he
929 said at this point, but it was a semi-normal, armed, barricade SWAT incident
930 for the first hour.
931
932 At about a little over an hour, I believe, is when the subject fired the first
933 rounds. And then that continued. I think there was a total of six,
934 approximately. If I broke them up into groups, approximately six volleys
935 between at the end of that first hour and a little after 5 in the morning when
936 the incident concluded. In each of those volleys, in every single one of those
937 volleys, I felt like at least some of the rounds — not all of them, but at least
938 some of the rounds — were coming either at my direction or at the direction
939 of the other armored cars. And I could tell that from a couple reasons.
940 Gunshots make noise in two ways. The first is the explosion that happens
941 inside the gun, and the second is the sound that the bullet makes as it's
942 traveling through the air. And so, based on my training and experience,
943 having been shot at before, being around when other gunshots were fired in
944 close proximity, I could tell some of the rounds were fired from positions that
945 were more in the open, and some — inside the house — and some were fired



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946 from deeper inside of the house because of how they sounded. And I could
947 tell that some of the rounds were being fired in our direction because of the
948 sound. And at least in one instance I could actually hear the round. It kind of
949 makes a different sound when it's closer to you, and it's kind of like a zinging
950 sound as it goes closer to you.

951
952 In addition, during those different volleys, I think it was maybe the second or
953 third volley that one of the CNT officers actually said to me that they thought
954 they saw the glass fall out from that front window after the suspect was
955 shooting, signifying that the subject was shooting out at least forward, towards
956 our positions at the front of the house. So, that's kind of, in general, what the
957 shootings were like. I'll come back to the last couple of exchanges. After that
958 first hour, I also saw the subject approximately four times throughout the
959 incident. I physically saw him. He entered the garage.

960
961 Q: Okay.

962
963 A: So, the first time he entered the garage, he entered the garage unarmed, and he
964 moved into this area, where I couldn't see, but the CNT officers said that they
965 believed he grabbed maybe a battery or something like that.

966
967 Q: Okay.

968
969 A: And actually, this happened before the first — I'm going to correct myself.

970
971 Q: Before the first volley?

972
973 A: That first time I saw him was before the first volley. And right around that
974 same time, we had heard some loud banging that we didn't think was
975 gunshots. And I said to the CNT officers that I thought it was the subject
976 possibly barricading the door from the inside. And then, when we saw him
977 grab a drill battery, we were thinking, "I don't know what he's doing," but we
978 were kind of just guessing maybe he was trying to — the banging was him
979 trying to hammer some stuff for a barricade, and then maybe he was using a
980 drill also and needed a battery or whatever to continue to barricade. Then,
981 that first — the gunshots happened. And then we continued negotiations for a
982 while. The second time I saw the subject was after there had been gunshots. I
983 don't remember which volley it was between, but I remember one of my big
984 concerns standing at the back of the BearCat was the fact that I didn't have
985 anything covering, protecting me from the knee down.

986
987 Q: No lower?

988
989 A: And I remember we even had a discussion about whether or not I should
990 abandon this position because of the risk to my legs, but I felt like we needed



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991 to contain him and kind of for the reason I already talked about, that this
992 position was worth that. At the same time, we were trying to scramble Ofc.
993 Tiner and Ofc. McGill to get rifle-rated shields for the lower half of my body
994 and my legs. We grabbed a patrol shield, which is a handgun-rated shield,
995 and we put that in place in the interim. And I thought, because he would be
996 shooting over the car, the risk to my legs would be minimum. And if he did
997 hit my legs, it would be ricochet, and I was hoping while the handgun shield
998 won't stop direct rifle, that it might stop rifle ricochet.
999

1000 The reason I bring that up now is the second time the subject entered the
1001 garage was right after the rifle shield had arrived. And I remember
1002 maintaining my cover on that door, and somebody came up and said that the
1003 rifle shield was here. So, I set my rifle down for a second, and I turned around
1004 to grab that rifle shield. And then, as I'm going to put it up in its place,
1005 somebody on the inside yelled, "Garage! Garage!" And I was very startled
1006 and very scared because, all of a sudden, this guy was here and I had lost
1007 visual. It was like the one time that I looked down off this door in a six-hour
1008 period, and it's the time he comes out. So, I kind of — fearing that my legs
1009 were accessible and I couldn't see him or protect myself, I just tried to make
1010 myself small behind the rifle-rated door. I grabbed my rifle and was able to
1011 get back up. And by the time I was back covering my area of my
1012 responsibility, the subject was back inside. So, I didn't really see him that
1013 second time. And I heard the officers on the inside say that he was unarmed.
1014

1015 Q: Okay.

1016
1017 A: I might have saw him briefly. I don't really recall. I just remember I didn't get
1018 a good view of him. After that incident, I was able to get the rifle shield in
1019 place and kind of strap it up, but it still — so, it wouldn't fall over, even if it
1020 was struck by gunfire, but it was pretty small. And so, I remember thinking
1021 the rest of the incident, "I've got to be pretty careful about where my legs go
1022 or else my legs could be struck with gunfire." This standoff continued for a
1023 while. And I think I said six total volleys, approximately. And so, between
1024 that 1 o'clock and — the last two happened in the last half an hour, so the
1025 other four happened in that first three-and-a-half or four-hour block of time
1026 And as I said, during that time, CNT was continuing to try and get the guy to
1027 surrender.
1028

1029 When the subject started shooting out at our positions, Sgt. Edgerton asked,
1030 pretty immediately, for what we call "emergency gas." Emergency gas for us
1031 is not like a pre-planned gas deployment, chemical agents deployment, to try
1032 and force the person out. It's more in response to gunfire that's happening at
1033 us. It's to — there's a chance that if the person really doesn't like the gas, then
1034 it will get the person to come out, but it's also to make sure that the person
1035 knows that they can't just shoot out at us blindly and that they can't take



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1036 sighted shots. Another purpose of emergency gas is to make it — to introduce
1037 at least some of the CS, the chemical agent CS, commonly called "tear gas."
1038 It causes the person not to be able to see or keep their eyes open as well.
1039
1040 Q: Okay.
1041
1042 A: And so, it's a protection to us that if the person has a rifle, which the subject
1043 does, if he's behind blinds, we might not be able to see what he's doing, but at
1044 least he can't take a sighted shot at one of those openings, as I said before, that
1045 are in the armor or at me, who's standing off the back of the armored car. So,
1046 during that four-hour window, he had about four volleys. Each time, at least
1047 some of the rounds were coming in our direction. I was also concerned that
1048 he was firing. At one point I said, "Hey, you should check on officers that are
1049 in the back," because I don't — sometimes I thought he was shooting out the
1050 back. There was only one time I really was able to see where the rounds were
1051 going, and that was when I saw sparks flying out of the roof.
1052
1053 Q: Okay.
1054
1055 A: So, it wasn't the entire burst, but a few rounds of one of those first four bursts,
1056 I saw sparks going in the air. And that was kind of my understanding of what
1057 happened during that until — we'll call it approximately 4:30 in the morning.
1058
1059 Q: During any of the — I know you said there was four different volleys during
1060 that time.
1061
1062 A: Correct.
1063
1064 Q: During any of those four volleys, did you actually have a sight of the subject
1065 inside the house firing?
1066
1067 A: I never — no. During those incidents, I never saw the subject armed, and I
1068 never — and during the shootings, I never saw the subject shooting.
1069
1070 Q: Approximately how many rounds from each volley?
1071
1072 A: It varied. Some of them were only, I want to say, like two or five rounds, and
1073 others of them were closer to 15 to 30 rounds. Also, some of the — when we
1074 would fire emergency gas back, that would make a gunshot sound. And so, I
1075 wasn't — and sometimes it was happening at the same time, so I wasn't totally
1076 sure enough to count rounds.
1077
1078 Q: Okay. And not knowing, at this point, where he's firing from or towards, you
1079 said it definitely sounded like some were coming towards you and towards
1080 other officers out in front of the house?



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1081
1082 A: Yes.
1083
1084 Q: Did this change your perception of what was going on and the severity of it at
1085 all?
1086
1087 A: Yeah. I think, once the subject started shooting, especially shooting at us, I
1088 think it reaffirmed my commitment that this was not something we were going
1089 to walk away from. I think it showed the level of where the subject was at
1090 inside the house and how dangerous he was to both officers in front, but the
1091 community. I mean, at this point, we couldn't just let the neighbor walk away
1092 or let the neighbor go back in, "Go into your side of the duplex. I'm sure
1093 you'll be okay." He's shooting through the wall at that point. And I think —
1094 I've been on many, many, many, many barricades of armed subjects, and I've
1095 only been on a few where they've been — I've been on a few, but there are a
1096 much smaller number where the person is actually shooting out at us. And so,
1097 I think that it's scary.
1098
1099 Q: Yeah.
1100
1101 A: I mean, nobody — even if you're standing behind a piece of armor, it's not a
1102 good feeling to have bullets being fired in your direction.
1103
1104 Q: Okay. So, after that first three or four hours, then you said basically over the
1105 last hour or so, there was a couple additional volleys, and that's where you
1106 kind of stopped from there. So, why don't we take it from there?
1107
1108 A: Correct. So, as kind of a joining between these two, I had received some
1109 information about what the general plan of the team was going to be going
1110 forward, and that was that while we could use the Grizzly to introduce gas in a
1111 safe way — there's a probe on the front of the Grizzly — we didn't want to
1112 abandon this position. We liked having the tactical advantage of having two
1113 pieces of armor out front. And so, we were going to wait until the Rook got
1114 here in order to try and introduce serious chemical agents into the house.
1115
1116 Q: Can you describe the Rook for me?
1117
1118 A: Yeah. The Rook is — for practical purposes, it's an armored Bobcat.
1119
1120 Q: Okay.
1121
1122 A: It's a small tractor. It's on tracks, not wheels. It has a couple different
1123 attachments that attach to the front of it. It has something that is made to kind
1124 of move stuff around and push it over and wreck it. It has an attachment with
1125 a big shield in front to reinforce positions or even elevate up to get to a second



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1126 story. And then it also has a gas probe, a chemical agent probe, on the front
1127 that they call a "gas ram," which can introduce chemical agents into a
1128 structure safely, without any officer having to stick their head out or approach
1129 the house, as I said and as I've said numerous times, especially when there's
1130 rifle fire being shot. So, it has rifle-rated armor and glass in the Rook.
1131
1132 Q: Okay. So, the Rook is there. You decide you're going to utilize that?
1133
1134 A: Yeah. Kind of going back to what you were talking about, about how I felt
1135 about how this incident was going, I didn't feel like CNT negotiations were
1136 going very well. They had gotten their TPI's, which — I don't remember what
1137 it stands for, but basically it's when they record family members ahead of time
1138 and they play them over the PA to try and get the — in this case, they were
1139 from his relatives saying, "We're here for you. The police are here for you.
1140 Come on out peacefully. Put your guns down." But I was still holding out
1141 hope that if the Rook could get a serious amount of gas into the house, that we
1142 could get the subject to come out without having to have it result in an
1143 increased use of force or perhaps lethal force.
1144
1145 So, the plan that was communicated to me was that the Rook was going to go
1146 up. They were going to knock down a tree that was in front and an awning
1147 that was obstructing the Grizzly's view into the front. It was going to knock
1148 down a fence on the north side, and that would give me and Ofc. Dahl a better
1149 view on the north side of this residence if the subject did try and flee once we
1150 introduced gas. And then directly after that, the Rook was going to actually
1151 switch ends, attachments, and switch to the gas ram. And then they were
1152 going to introduce gas into the house. As the Rook went up to the front
1153 window and began to remove the awning and the tree and the blinds, it took
1154 — I heard what was probably the longest series of gunfire during that, and
1155 that was maybe, like I said, maybe a half an hour before the final engagement.
1156
1157 Q: Okay.
1158
1159 A: And the Rook, I couldn't — once again, I couldn't totally tell exactly where
1160 the gunshots were going, but it appeared to me that the thing that was being
1161 shot at was the Rook, and I became super concerned and fearful that I was
1162 going to get hit by gunfire that was ricocheting off of the Rook. So, once
1163 again, my legs with that shield, I tried to — I couldn't see where the gunshots
1164 were coming from, so I tried to just stay and keep my legs small behind the
1165 rifle shield, but I was afraid I was going to get shot in the legs. At the same
1166 time, I started — I even said, "With the Rook taking out the front of the
1167 window, I have a feeling this guy is going to come out into the garage." And
1168 so, I started to try and be hyper-focused on that garage area. Sometime during
1169 this, I'm not sure if it was just before the Rook did this or just after the Rook
1170 did this, but I saw the subject come into the garage for the third time.



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1171
1172 Q: Okay.
1173
1174 A: At this point, he comes into the garage. He's armed with a rifle in his hands.
1175 He walks out of my view, into the shaded area — or the area that's shaded on
1176 the drawing — and then he turns to go back into the house. At that point, he's
1177 got the rifle pointed in the air, when he turns around and walks back. He
1178 comes out with it down by his side, he walks back in with it pointed up in the
1179 air, and he's yelling something in a somewhat jovial, happy, kind of screaming
1180 manner, and I found it very eerie and odd.
1181
1182 Q: So, during that time that you saw him, -
1183
1184 A: Yeah.
1185
1186 Q: - at no point was he pointing the gun in a threatening manner towards you or
1187 anybody else?
1188
1189 A: Correct. At that point, when he walked out, he didn't. I did not view him
1190 pointing the gun anywhere other than the ground or up in the air. I was still
1191 very concerned because he had already shot at us multiple, multiple times, and
1192 he was clearly still armed with a gun. And his demeanor did not seem, to me,
1193 like somebody who was about to surrender. And I was concerned with him
1194 going back into the house that he was going to start shooting at us again,
1195 which he did. But I felt like because the threat wasn't imminent at that point, I
1196 still was just holding out hope, like we said, that CNT was going to be able to
1197 talk this guy down or, at that point, that the gas was going to be able to
1198 convince this guy — or he was — or perhaps it wasn't going to convince him,
1199 but he was going to be farther when the gas — if we get lucky and he happens
1200 to set the gun down, and he's on another side of the house, maybe he's not able
1201 to go back and find the gun, and he's forced to come out unarmed without a
1202 gun.
1203
1204 Q: Were you able to — sorry to interrupt.
1205
1206 A: Yeah.
1207
1208 Q: So, that gun that you saw, that rifle that you saw at that point, were you able to
1209 tell what kind of gun or what it looked like?
1210
1211 A: I couldn't totally tell. I know it had a magazine that appeared like it was a
1212 detachable magazine. I think it had a wooden stock on it, but it was super
1213 quick as he came out and went back in. I know that was the description that
1214 was given to me about the gun that the officers saw initially upon arrival was
1215 a rifle that had a wooden stock and that had to be racked on the side. I know



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1216 by training and experience, and having handled a lot of guns, that there's an
1217 AK variant of rifle. It will sometimes have a wooden stock, not always, but it
1218 doesn't have a buffer tube that comes down into the stock. So, it can have
1219 collapsible stocks. It can have whatever kind of stock it wants. And it has an
1220 action that is on the side of the rifle. I also know that some hunting rifles have
1221 bolts or levers on the side. So, when the officers — when I first learned that
1222 the officers saw him with a wooden-stocked rifle that had a — I didn't know.
1223 Maybe it was an AK. My thoughts were it was either an AK or a hunting
1224 rifle.
1225
1226 A1: Sgt. Jarvis, when you're talking, you're miming racking the bolt. I think
1227 you're miming the right side of the rifle.
1228
1229 A: Yeah. I just did that in my head. I can't — I'm actually — because I don't
1230 shoot AK's. I've seen them. I've been around them. I'm not even sure which
1231 side the rack is on it. But with a hunting rifle, it's on the — I don't even know
1232 that.
1233
1234 Q: So, that's bolt action?
1235
1236 A: I couldn't tell if it was a bolt-action hunting rifle or if it was something that
1237 appeared to be an AK based on the description that officers gave me. When I
1238 saw the subject holding it in his hands, it appeared to me to be more similar to
1239 an AK variant, but I wouldn't say at that point that I 100 percent knew what
1240 kind of rifle it was. In addition, I will say that the officer who was looking
1241 through slight magnification, he said on the air that he believed it to be an
1242 AK-style rifle.
1243
1244 Q: Okay. So, then he goes back into the house after losing sight of him through
1245 the garage?
1246
1247 A: Correct. So, he went back inside. Like I said, I can't remember if that's right
1248 before or right after we take out the front window with the Rook, but any
1249 point after the front window and that engagement, the Rook backs up. It
1250 comes around to the north side of the residence, pushes down this fence. And
1251 they ask, "Hey, how much of this fence do you want us to take down? Do you
1252 want us to take down all of it?" I hear somebody on the air, I think it was Sgt.
1253 Edgerton, "You're good to take down all of that fence." And as the Rook
1254 continues to break down some of this fence, that's when the subject emerges
1255 from the house the final time.
1256
1257 Q: Was there a volley of fire prior to that?
1258
1259 A: There could have been one additional volley of fire between when he went out
1260 the front and when he came out. I don't totally remember.



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1261
1262 Q: Because you said that there were six volleys of fire, I was just making sure I -
1263
1264 A: Correct.
1265
1266 Q: So then, there was the four prior to the Rook. There was the one -
1267
1268 A: At the Rook.
1269
1270 Q: - just prior to the — at the Rook, just prior to when you saw him. So, that's
1271 five. When was the sixth volley?
1272
1273 A: So, the sixth volley was — like I said, those volleys are approximate.
1274
1275 Q: Yeah.
1276
1277 A: But I think there was one more volley just inside the residence, when we
1278 couldn't see him, before the final — when the subject stepped out.
1279
1280 Q: Okay.
1281
1282 A: But I'm not 100 percent sure on that.
1283
1284 Q: That's fine.
1285
1286 A: When the subject finally emerges for the fourth time that I see him, the door
1287 swung open, and the subject stepped out with a rifle in his right hand. And he
1288 was pointing what appeared to be directly at me. And he started to swing it
1289 towards the center of the BearCat and kind of come back in my direction.
1290 Because I was looking over a car, it took me a second, but I was able to see
1291 that he had a rifle in his hand. I also could hear the CNT folks who were
1292 looking through the bullet-proof glass. They had a little better view. I heard
1293 them say, "Rifle! Rifle!" At that point, he had already shot at us before. I
1294 mean, before, I was worried about maybe getting hit by a ricochet, and now
1295 the guy steps out and he's pointing a rifle what appeared to be directly at me.
1296
1297 I thought the guy was going to shoot me, or he was going to shoot Dahl or one
1298 of the other officers around the armored vehicle, and I felt like the only option
1299 I had was to shoot him. I know the damage that can be caused by a rifle
1300 round. I've worked on people that have been shot by a rifle. I've provided
1301 medical aid to people that were shot by a rifle, and it is very dangerous and
1302 devastating, especially if it is an AK. It's a larger — standard AK rounds are
1303 actually larger than our rounds. It's a 7.62 caliber; although, I don't know
1304 what caliber the rifle was, but it had the potential to be very, very dangerous
1305 and devastating.



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1306
1307
1308
1309
1310
1311
1312
1313
1314
1315
1316 Q: Okay.
1317
1318 A: I also heard, during this time, several other gunshots. At the time, I didn't
1319 know if that was other officers shooting back, or him firing at me, or him
1320 firing at other officers. I wasn't able to tell. I believed at least one of the
1321 rounds was from Ofc. Dahl, because it sounded really close, but after that, I
1322 wasn't able to tell what other rounds were fired because they all happened
1323 kind of at the same time. And then, as I said, the subject fell back into the
1324 house.
1325
1326 I told the other guys that shots were fired. I saw casings that led into the back
1327 of the BearCat. I told CNT to be careful, the two officers that were in there,
1328 about disturbing the casings that were in there. Once the drone — Sgt.
1329 Edgerton made the plan to fly the drone in to see if the subject was still a
1330 threat or if they were down or injured. Once the drone went in and saw that
1331 he was not moving and that there was at least one gun lying next to him, Sgt.
1332 Edgerton started assembling a team to go in and render medical aid to the
1333 subject. While I normally would be on that team, because I was one of the
1334 shooters, Sgt. Edgerton elected to have me stay outside with the other two
1335 shooters.
1336
1337 Q: Okay.
1338
1339 A: Otherwise, that would have been something that I normally would have done.
1340
1341 Q: Did you, at any point, enter the house?
1342
1343 A: No.
1344
1345 Q: Okay. Scratch that question, then. So, then other officers went in, provided
1346 medical aid. You stayed back?
1347
1348 A: Correct. I observed officers go up and enter the house. I heard and saw the
1349 fire trucks come down, and I saw fire go in. And I went to a spot over here on
1350 the sidewalk and sat down until I was instructed to do anything else.



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1351
1352 Q: Okay. One question I have for you: So, when you saw him level the gun in
1353 your direction, -
1354
1355 A: Yes.
1356
1357 Q: - you saw him scan back across the — so, it would have been as you were
1358 facing him, to your right, toward the center of the BearCat. And then he
1359 scanned back again towards you. At any point during that time or when you
1360 were actively firing, did you notice that he fired any rounds?
1361
1362 A: As I said before, I don't know 100 percent whether he shot or did not shoot.
1363
1364 Q: You said that you heard multiple rounds coming from the area. You're not
1365 sure exactly where they were coming from?
1366
1367 A: Correct, because I fired. Because I was in the act of firing myself and because
1368 there was multiple officers shooting — I mean, I know that two other officers
1369 shot — there was too much at the same time to be able to tell, and I wasn't
1370 able to determine whether or not he shot at us or not.
1371
1372 Q: Okay. All right. Is there anything else that you did as a result of this
1373 incident?
1374
1375 A: Nothing comes to mind at this point.
1376
1377 Q: As a result of the totality of this incident, were you physically injured at all?
1378
1379 A: I was not physically hurt at all.
1380
1381 Q: Were you aware of anybody else that — either the general public or police
1382 related — that was physically injured.
1383
1384 A: To my knowledge, nobody other than the subject inside the house was injured
1385 during this incident.
1386
1387 Q: Okay. All right. We're going to take a quick break, and then we'll meet back
1388 here in a minute.
1389
1390 A: That sounds good.
1391
1392 Q: Do you guys just want to wait out in the atrium?
1393
1394
1395 Q: All right. All right. We're back from our break. Sgt. Jarvis, I have two



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1396 follow-up questions for you.
1397
1398 A: Yeah?
1399
1400 Q: So, one, as far as your rifle that you were using at the time, could you just
1401 explain the make and model, the caliber, and if it's department issued or
1402 personally owned?
1403
1404 A: It is an LWRC 5.56 caliber rifle. It is not — it's department owned. It's
1405 issued to me as a member of the SWAT team. It has a shorter barrel than the
1406 one that's authorized for regular patrol use because it's also used for entries.
1407 So, it's used when we clear the interior of a residence. Patrol officers don't
1408 normally take their rifles inside, so they don't need a short one. It is
1409 suppressed, which means it has a — it's not silenced. It's still very loud when
1410 it's fired, but the sound is slightly dampened. The primary reason for that is
1411 for our own protection, for our hearing, because gunshots are loud and cause
1412 damage to our hearing, both during ranges and operationally. The suppressor
1413 was attached because we were outside, and I didn't need it to be a shorter rifle
1414 for entry purposes.
1415
1416 Q: Okay.
1417
1418 A: It has a red dot optic on the top. The red dot optic is personally owned by me.
1419 It has no magnification. It's just a single red dot.
1420
1421 Q: And then, just for clarification, the red dot is something that you see looking
1422 through the end of the rifle, but does it actually put a red dot on anybody?
1423
1424 A: No. The team does have some laser designators, but as a reserve member,
1425 they took mine to give it to somebody else. It is just a short, small tube that I
1426 look through, and it places a dot in the center of that that kind of floats, and
1427 that's the sighting system.
1428
1429 A1: And the red dot allows you to focus on the threat rather than, say, a front
1430 sight?
1431
1432 A: Correct. So, using holographic red dot sights, it allows you to keep both eyes
1433 open, and you have one field of focus with your vision where you can focus
1434 on the subject, more what you're looking at, and you're not fighting the focus
1435 back and forth between the front of the rifle and the subject. Especially in an
1436 instance like this, where you're 40 yards or 30 yards away from the target, if I
1437 was only using irons, I'd focus on that front sight and my field of view would
1438 be blurry.
1439
1440 Q: Okay. Thank you. The second question I have is: You had mentioned you



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1441 saw him prior, when he came into the garage with a rifle. It wasn't pointed
1442 towards you. The rifle that you saw him with during the last encounter, were
1443 you able to tell if that was the same rifle as he had earlier, or were you not
1444 sure?
1445

1446 A: It appeared to be, but I actually can't say for sure. When he came out the last
1447 time, the rifle was pointed at me, and I couldn't really — I didn't have a good
1448 view of what it looked like. As I said, the best view of the rifle that I had was
1449 when he was pointing it towards the air or towards the ceiling and he was
1450 walking back into the house. During the last engagement, I just saw him
1451 pointing the rifle in my direction. I couldn't see what the stock was or
1452 anything about the gun.
1453

1454 Q: Okay. All right. That concludes our interview.
1455

1456 **End of recording**

1457
1458 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #5) WAGSTAFF, A, 0

Subject (VICTIM #5) WAGSTAFF, A, 0

Author 3364 - YONEMURA, LEE 0852

Related Date Nov-04-2021

On 9/8/2021, at approximately 1138 hours, I, Detective Yonemura #852, contacted Officer Wagstaff #922 at SPD Headquarters, in an interview room. Also present during the interview was Sacramento Police Officers Association (SPOA) Representative, Sergeant Andy Hall #3031. It should be noted that the interview was captured on a digital recorder (audio only) and my body-worn camera, with the camera turned facedown (audio only). The interview (audio) was later sent to DocuScript for transcription. Upon receiving Officer Wagstaff's transcribed statement, I reviewed the transcription for accuracy, making several minor corrections. The transcribed statement (edited) was then sent to Officer Wagstaff and Sergeant Andy Hall for their review. Officer Wagstaff's transcribed statement is attached along with the photo shown during the interview.



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Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFFICER WAGSTAFF STATEMENT (TRANSCRIBED)**

Reference Number:

INTERVIEW WITH OFC. A. WAGSTAFF
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1
2
3
4
5
6
7
8 Q: Okay. Today is September 8th, Wednesday, and it's approximately 11:38 a.m.
9 I'm Det. Yonemura. That's first name Lee, L-E-E, and then Y-O-N-E-M-U-R-
10 A. And I'm here conducting an interview with Ofc. Wagstaff related to the
11 officer-involved shooting that occurred on September 7, 2021. So, let's start
12 with the basics. Ofc. Wagstaff, can you give your full name and spell it?
13
14 A: Yeah. My name is Alex Wagstaff, A-L-E-X, W-A-G-S-T-A-F-F.
15
16 Q: Okay. And what's your badge number?
17
18 A: 922.
19
20 Q: And how old are you?
21
22 A: [REDACTED].
23
24 Q: Okay. And also, in the room present is...?
25
26 A: Sgt. Hall, badge 3031.
27
28 Q: Okay. And Ofc. Wagstaff, how long have you been with the Sacramento
29 Police Department?
30
31 A: Six years.
32
33 Q: Okay. And are you a lateral? Did you work at another agency before that?
34
35 A: No, sir.
36
37 Q: Okay. And what is your current assignment?
38
39 A: I'm currently assigned to the Sacramento Police Department K9 Unit.
40
41 Q: Okay. And did you have prior assignments before that?
42
43 A: Yes, sir.
44
45 Q: Okay. And what were those?



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46
47 A: Patrol, and then also the east area Gang Enforcement Team with a primary
48 focus of ShotSpotter.
49
50 Q: Okay. And then, before that?
51
52 A: That was it. And then, now I'm currently in K9, so I only had the three:
53 patrol, East GET, and then K9.
54
55 Q: Okay. So, patrol before the East GET ShotSpotter position?
56
57 A: Yes, sir.
58
59 Q: Okay. And then, as far as any specialized training, any specialized schooling?
60 Have you attended any of that?
61
62 A: Yes, sir. I'm an ACB instructor for the department, so I've gone through the
63 ACB school. And then, also, I went through the instructor school as well.
64 I've been through the POST school for K9 handling. And then, there's been a
65 multitude, I think, of other trainings I can't recall off the top of my head.
66
67 Q: Okay. Have you had any specialized training relegated to any type of crisis
68 intervention?
69
70 A: Yes, sir.
71
72 Q: Okay. And do you remember what that was?
73
74 A: We went through — during CPT, we had some de-escalation training that the
75 department provided. I've been through a couple trainings related to that as
76 well.
77
78 Q: Okay. And just to satisfy the laymen, ACB stands for what?
79
80 A: Arrest control and baton. It's ACT now. It's arrest control techniques. I
81 apologize. I misspoke. I'm an ACT instructor for the department.
82
83 Q: Okay. All right. And are you prior military? Are you currently a reservist, or
84 do you have prior military experience?
85
86 A: No, sir.
87
88 Q: All right. And so, let's think back to the incident and your shift yesterday,
89 September 7th. Can you describe the uniform that you were wearing?
90



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91 A: Yes, sir. I was wearing a long-sleeve Sacramento Police standard uniform. I
92 had my badge, and then my name on it as well. I was also wearing SWAT
93 armor as well, which had "Police" across the chest, affixed with my body-
94 worn camera and those things. It has "Police" on the front and back.
95
96 Q: And the SWAT armor that you described, it also has a helmet?
97
98 A: Yes, sir. I was also wearing a helmet as well.
99
100 Q: All right. Were you wearing prescription glasses, or did you have contacts in
101 or anything?
102
103 A: No, sir.
104
105 Q: Okay. And what vehicle do you normally drive?
106
107 A: My Sacramento Police K9 car.
108
109 Q: And that's a — can you just briefly describe it?
110
111 A: It's a fully-marked Sacramento Police car. The only difference is in the back
112 it has a cage that's equipped to carry a police K9. It has "Police K9" on the
113 very front of the dash — excuse me, on the front of the glass. And then, on
114 the sides it has "K9" as well, on the left and right side. And then, also, to the
115 rear, it has "K9" in red in the back. It has tinted rear windows, different than
116 our patrol cars.
117
118 Q: And it's clearly marked "Sacramento Police" with overhead lights?
119
120 A: Yes, sir. It's a fully-marked patrol car. The only difference would be the K9
121 that it clearly says on the sides. And it says "Stay Away" on my back two
122 passenger doors.
123
124 Q: Okay. And so, did you drive that vehicle to the incident, or did you ride or
125 drive a different vehicle?
126
127 A: No, sir. So, I responded from my house directly to the scene, next to the
128 BearCat, in that marked police car.
129
130 Q: Okay, okay. And were your lights and sirens going, and was your in-car
131 camera activated?
132
133 A: Yes, sir. I responded Code 3 from my house to the scene. And once I arrived
134 to, I think, San Joaquin and Redding — excuse me, when I turned eastbound
135 onto San Joaquin from 65th Street, I turned my siren off. I had my lights



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136 going, and I turned my lights off as well.
137
138 Q: Okay. What weapon or weapons do you have issued to you?
139
140 A: I have still with me, issued to me, I have my Sig Sauer. I don't carry that. I
141 have my own personal Glock 17. I also have my rifle that is in my car, along
142 with a beanbag shotgun.
143
144 Q: Okay. And what caliber is your Glock 17? What caliber is your rifle?
145
146 A: A 9 mm. And my rifle is .223.
147
148 Q: And so, the Glock 17, is that purchased, or is that issued to you?
149
150 A: It was purchased.
151
152 Q: Purchased? Okay. And then, what about the rifle?
153
154 A: It was issued by the department.
155
156 Q: Okay. Do you have any other — and you said a less-lethal beanbag shotgun?
157 Is that what you said?
158
159 A: Yes, sir.
160
161 Q: Okay. Outside of those weapons, do you have any other specialized weapons
162 that you can think of?
163
164 A: My dog. I mean, I wouldn't say that's a weapon, but that is something that is
165 also issued to me for less-lethal as well.
166
167 Q: Okay. And do you regularly train with SWAT personnel?
168
169 A: Yes, sir.
170
171 Q: Do you use any of their special weapons?
172
173 A: No, sir.
174
175 Q: Okay. Were you — was that your regular shift yesterday?
176
177 A: No, sir.
178
179 Q: Okay. So, were you called in? Did you get a text?
180



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181 A: Yes, sir. So, I'm one of the two SKIDDS dogs, full-time SKIDDS dogs for
182 the department, which means that my K9 partner is — well, let's kind of go
183 back. When determining if a dog is SKIDDS, it just talks about their
184 sociability, the level of control, and the reliability of the dog. My dog is very
185 social and I have good control over him, so he was determined to be a
186 SKIDDS dog. And so, we went through some certification and training with
187 the SWAT team to get to that point. So, this week was my on-call week. I
188 received a page, and so that's why I responded to the scene to assist the
189 SWAT team.
190
191 Q: Okay. And do you remember approximately what time you got that page?
192
193 A: I think it was like 11:30 at night, roughly, approximately 11:30 at night.
194
195 Q: Okay. And who is — so, you're assigned to a K9 team?
196
197 A: Yes, sir.
198
199 Q: Okay. And who is your direct supervisor?
200
201 A: Sgt. Aaron Thompson.
202
203 Q: Okay. And so, for the incident that you responded to yesterday, who was your
204 direct scene supervisor?
205
206 A: Sgt. Edgerton and Sgt. Kirtlan would be my direct supervisors.
207
208 Q: Okay. And what is your K9 identifier?
209
210 A: K9-2.
211
212 Q: And what is your area of responsibility?
213
214 A: In regards to the totality of K9, or just in that specific incident?
215
216 Q: Just through your regular duty.
217
218 A: Okay. So, as a K9 unit, I respond to violent crimes in progress, fleeing
219 suspects, armed suspects, burglaries, people finding stolen vehicles, pursuits,
220 and those types of incidents.
221
222 Q: And that's for the entire city, not just a specific geographic area?
223
224 A: Well, I would say we're more of a regional asset, so not just the City of
225 Sacramento, but we also help out local agencies such as the Sheriff's



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226 Department, West Sacramento. So, we're more of a regional asset to assist
227 those other agencies.
228
229 Q: And so, before you got the page yesterday, I understand that you were on call.
230 Did you handle any other significant events before the incident to which you
231 were paged last night?
232
233 A: No, sir.
234
235 Q: Or the previous night?
236
237 A: No, sir.
238
239 Q: Can you kind of tell me the circumstances or what knowledge you had of the
240 call when you received the page? Did you get a phone call? Did you — can
241 you kind of tell me what knowledge you had as you responded and when you
242 first responded to the call?
243
244 A: So, I got the page. But before that, another K9 handler had called me and
245 said, since I'm on call, "Hey, this call is going on," just to give me a heads up
246 since I am on call. He said, "There's an armed, barricaded suspect inside of
247 the house," and that's just kind of the initial knowledge I had before I got the
248 page. While responding to that, I logged on. I had conducted a records check
249 of the suspect that was barricaded inside of his residence. I saw that he had
250 been arrested for 69 PC, resisting a police officer, and also, I believe, 243(b),
251 assaulting a police officer as well. He had some violent crime towards law
252 enforcement that I had seen through the records check, recently too. It wasn't
253 something that was long ago. So, it was very recent and fresh that he had
254 shown that aggression towards law enforcement and violence.
255
256 Q: Okay. And so, you conducted your own records check as you were going or
257 when you initially got the information from the other handler?
258
259 A: So, when I got the page, I logged on. I read through the call, conducted an
260 independent records check of the suspect through my WebKPF.
261
262 Q: And WebKPF is just a record searching system that our department uses?
263
264 A: Yes, sir. It's run through the Sacramento County Sheriff's Department.
265
266 Q: Okay. Okay. And when you were responding to the scene, as you previously
267 said, with your emergency lights and sirens activated, do you remember any
268 radio updates?
269
270 A: Not responding – I don't recall getting updates.



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271
272 Q: Okay. And at the time that you arrived on scene to the incident — and I'm
273 assuming you checked in with a supervisor, either Sgt. Kirtlan or Sgt.
274 Edgerton — was the tactical plan explained to you? What was the general —
275 why don't you kind of walk me through the incident itself, and what was
276 conveyed to you, and what your understanding was?
277
278 A: So, when I got the page, I conducted a records check, responded Code 3 to the
279 scene. I had been communicating with other K9 handlers on scene. I knew
280 that Ofc. Henderson was out front next to the BearCat and that Ofc. Catricala
281 was holding rear containment or containment to the rear of the house. I didn't
282 know exactly where he was, but being that I was the on-call SKIDDS dog that
283 was going to be with the SWAT team, I went immediately to the front. I
284 didn't check in with the command post or anything like that. I immediately
285 responded to Ofc. Henderson's position and was going to replace him at the
286 front of the BearCat. I got there a little bit faster than everybody, so I never
287 was able to go through the tac plan or speak with Sgt. Edgerton and Sgt.
288 Kirtlan to kind of talk about it, but I knew my role in that scenario, given the
289 facts and circumstances I had presented to me.
290
291 Q: Okay. And what is typically your role? Obviously, every situation and
292 scenario is different, but what is typically your role when you show up like
293 that?
294
295 A: Yes, sir. So, given that we had an armed, barricaded suspect inside the house,
296 I had talked with Ofc. Henderson, who was on scene. Just kind of to
297 backtrack, he gave me the update as to the facts and information that he had
298 known. I also spoke with the officers on scene who arrived on scene first and
299 had seen the incident, and they gave me an update as to the weapon that they
300 had seen with the suspect. And they said that they had saw the suspect with a
301 hunting rifle and actually manipulate the weapon and load it. They backed
302 out.
303
304 To kind of get to your question of what was my role in that scenario, usually,
305 depending on what it is — given that scenario, the facts that we had, we had
306 set a line of demarcation. And given that, I'm a less-lethal option, so I'm
307 responsible solely for working my police dog. And we had set a line of
308 demarcation, which is a point in the front of this gentleman's house, as to
309 where if that suspect walked out to that point, we were not going to allow him
310 to go back inside of the house. We were going to use combined less-lethal —
311 and my K9 partner was going to be a part of that less-lethal — to prevent him
312 from re-entering the house, to where he could potentially arm himself if he did
313 come out unarmed, or if he was still armed, to prevent him to go back and
314 barricade himself back inside that house. So, my role there was to use my K9
315 partner as less-lethal, given that incident right there, the initial information



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316 that we had.
317
318 Q: Okay. So, just to confirm and clarify, your partner was with you when you
319 had met up with the SWAT team? He wasn't still in your patrol vehicle?
320
321 A: So, I did leave him in my patrol car, initially. I had parked directly behind —
322 when I first initially responded, the BearCat was in front of the house with the
323 patrol officers. I parked directly behind it because the subject was seen with a
324 gun and that was the best cover that we could have. So, I parked it behind
325 him. My partner was quickly accessible if that suspect was to come out. I
326 could easily get my dog out and have him — use that. And also, kind of the
327 other reason why I kept my dog in the car as well is, just knowing your dog, I
328 knew my dog was loud and that would hamper, in my thought process, the
329 ability for us to de-escalate that situation. Right? That might elevate his
330 level, hearing a dog barking. So, I wanted to give the ability to those crisis
331 negotiators and the officers on scene communicating with him that ability to
332 de-escalate that situation and not hear the dog. So, I had left him inside the
333 car just for the ability for officers to de-escalate the situation.
334
335 Q: Gotcha. And you brought up the negotiators that were trying to communicate
336 with this particular subject that was barricaded. Roughly, how long did those
337 attempts to try and communicate with this person, how long, to the best of
338 your recollection, did those go on?
339
340 A: So, from the time I arrived on scene until, ultimately, the end of the incident,
341 there was consistent PA's made from the BearCat, where I was positioned.
342 I'm not sure — I can't attest to what else was going on, but I know that we
343 were giving clear and audible announcements, by name, for him to come out
344 and talk with us. And we wanted to de-escalate as best as we could, and that's
345 what we were trying to convey to him and give him every opportunity to
346 peacefully surrender, just to come out to us, and tell him that we were not
347 leaving. So, I would say however long I was marked on scene. I would say
348 no less than eight hours — maybe seven hours. I want to say six to seven
349 hours. I don't want to — I'm not sure exactly, but it was quite a large amount
350 of time.
351
352 Q: Okay. Let's back up a little bit. When you did your records checks, had you
353 ever run into or come across the person that you were told was barricaded
354 inside the house when you did your records checks?
355
356 A: No, sir.
357
358 Q: Did he look familiar to you? No?
359
360 A: No, sir.



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361
362 Q: Okay. So, you have no prior experience or no prior interactions, to the best of
363 your knowledge, involving the subject?
364
365 A: No, sir.
366
367 Q: Okay. Were you told anything about real-time intel, for lack of better words,
368 as far as what a current want was or whether there was an arrest warrant or
369 anything for this particular subject?
370
371 A: I knew that he was — from the page, it had said armed 422, or terroristic
372 threats suspect that was wanted and barricaded inside the house.
373
374 Q: Okay.
375
376 A: So, that was the information known to me. That was what the want was on
377 the suspect, one for a violent crime and possibly armed. Combined with his
378 violent history towards law enforcement, that was the information I knew at
379 the time.
380
381 Q: Okay. So, a probable cause want for terrorist threats was your understanding?
382
383 A: Yes, sir.
384
385 Q: Okay. So, once you've assembled with the SWAT team after you arrived on
386 scene, why don't you walk me through — you don't have to spell out every
387 single thing, but from what you remember, the incident, how it unfolded, what
388 was done on the part of the subject, what was done on the part of the officers,
389 just kind of walk me through your time there and what you remember.
390
391 A: Yes, sir. So, when I initially arrived, Ofc. Henderson gave me information
392 that he knew and updated me. I got all my equipment on. And then Ofc.
393 Henderson had showed me his line of demarcation, I think, he had set for his
394 dog. Every line of demarcation, generally, can be different — depending on
395 the abilities of the dogs, age, and those types of things — and he showed me
396 the line of demarcation. I felt I was comfortable that my dog could reach the
397 suspect before he got back inside the house, so we stayed that the same. Now,
398 obviously I can't show you what the line of demarcation is now, but we had
399 discussed it and determined that I felt that was appropriate for my dog.
400
401 I discussed with patrol officers, "Hey, this was kind of the plan." If the
402 suspect came out and he met the line of demarcation and tried to go back in, I
403 was going to deploy my dog. And whatever they felt was the reasonably
404 necessary use of force as well, they were going to use as well to the suspect.
405 The SWAT team came and replaced the officers. Given that I was the on-call



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406 SWAT dog or SKIDDS dog, I stayed there. They repositioned the BearCat
407 back, kind of more away, to give us a little more distance on the house. Given
408 that, we moved the line of demarcation a little bit closer to us at the car. We
409 were using the Highlander that was in the driveway. That's the line of
410 demarcation.

411
412 I stayed with — there was two contact teams. There was the BearCat that was
413 on the north side of the house on Redding, and then there was the Grizzly,
414 which was on the south, still positioning, looking at the house. The main
415 arrest team was at the Grizzly, but I stayed at the BearCat to deploy my dog
416 off the front of the BearCat because it gave me a better view of the house, and
417 I felt that I was more comfortable. It was closer. My dog could reach the
418 suspect before he retreated back into the house, and it wasn't going to — my
419 dog wasn't going to follow into the house with him, forcing us to go in and
420 have to rescue the suspect and the dog. So, I stayed at the front of the
421 BearCat.

422
423 So, that discussion was — I had — I don't remember if it was Sgt. Edgerton or
424 Sgt. Kirtlan. I believe it was Sgt. Kirtlan I had that brief discussion with,
425 "Hey, I'm going to stay over here, and this is our line of demarcation,"
426 because it was more advantageous for me and the dog. After we had set that
427 out, the suspect, he was seen. I don't know. He was seen walking to the
428 window with stuff in his hand. The patrol officers before, when I got there,
429 said he had been doing jumping jacks and would come to the — open the
430 front door, but not the security door that was in front. He would never open
431 the security door — and scream and yell at them, so showing a lot of
432 agitation. He was seen doing jumping jacks in the window. He was seen
433 walking around.

434
435 They had said he had a hunting rifle. And then, later on in the night, he had
436 been seen with a handgun in his hand. So, now he had different guns. And
437 then he also came to the door. And Sgt. Edgerton, I believe, said he had an
438 AK-style rifle, so now we had three different guns that officers had seen. So,
439 in my mindset, there was a lot more guns. And his erratic behavior,
440 screaming at us and doing jumping jacks, was... It was very... It made me
441 feel uneasy because this guy was armed. He was wanted for all these crimes,
442 and then he had shown this erratic behavior as we were trying to de-escalate
443 it. And it did seem that, as much time as we were giving him, he was not
444 calming down. I think he was only continuing to get more agitated. He had
445 all of these firearms. He came out to the garage at one point earlier in the
446 night and retrieved — what another officer saw was he came out and got a
447 Ryobi — it looked like a Ryobi battery charger — but he didn't have anything
448 in his hands, and went back into the house.

449
450 Maybe a short time later, I don't know how many minutes, we heard a series



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451 of banging. We weren't sure — we initially had thought, "Okay. He's
452 fortifying himself inside of the house," because he had said, "I'm not coming
453 out." And he had shown the idea that he wasn't going to come out to us. He
454 was only screaming at us. He took the battery. I don't know what he did with
455 it. When we heard the banging, I thought it was odd because usually when
456 somebody's using a hammer or a drill, there would be not a consistent
457 hammering. It's different, the power used on the hammer. The glass would
458 — so, we initially thought he was fortifying the front door so that we couldn't
459 get in, but it was a consistent bang, bang, bang, bang, bang. So, given that he
460 had different guns, in hindsight, maybe he was shooting off a gun initially.
461 We didn't see any bullet breaking or bullets flying by. We didn't hear
462 anything, any glass breaking, but we heard a series of, I don't know, I would
463 say 5 to 10 bangs from inside.
464

465 He then — he kept coming by the glass, screaming at us. And then we heard
466 a series of what was very obviously rifle fire. And the reason why I say that
467 was it was distinctly different than any other gunfire. And having shot rifles
468 before, especially AR-15's and those types of rifles, it's a distinct sound. And
469 we also heard the bullets whizzing by. And I know that they were saying it
470 was going through the roof. People saw some things going through the roof,
471 but those bullets were zinging. You could hear the bullets just zinging by, and
472 I believed that he was shooting at us. Now, we didn't hear any impacts behind
473 us, but that's not to say that his bullets weren't — the angle of where he was
474 shooting was shooting up into the sky. So, there was multiple — I would say
475 no less than 50 times — that I could hear him shoot that rifle off, and it was
476 very distinct and loud.
477

478 He, at one point, came — he was seen walking by the front glass with
479 handguns. He came to the door with an AK-47, from what Sgt. Edgerton had
480 told us. And he, at one point, came to the door and told us "Get away!"
481 extremely agitated, "Get away! Get out of here! Go protect the border so
482 those" — it was really weird as to his — what he was communicating to us
483 was not what we were saying to him. I heard us giving multiple
484 announcements for him to come out, de-escalate. We played recordings of his
485 brother and his sister for him to come out and peacefully surrender. It didn't
486 seem to have any affect on his level of compliance. He was still extremely
487 agitated.
488

489 Multiple times, I think, he came out to the garage, where we could clearly see
490 because his garage door was open, and he had guns in his hands. Or he would
491 come out and show his hands, and go and grab something, and go back in. At
492 one point, also, he came to the door and said, "You better — if you come
493 inside this house, you'll see what happens!" He had said something along
494 those lines, very threatening. He had made a threatening — he had said
495 something threatening to us. It was kind of what I found was very interesting



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496 and showed his level of resistance and what he was going to do to us if we
497 came inside of his house. I think that was the biggest problem, which I
498 thought was — I kind of felt it was if we went inside of the house, he was
499 going to shoot us. If we made any movement towards his house, he was going
500 to try to kill us, given his level of him shooting at us for just giving
501 announcements.
502

503 When he shot at us, the SWAT team deployed emergency gas to maybe — in
504 an effort to de-escalate this. Right? We're shooting less-lethal rounds,
505 hopefully the gas will affect him to come out. But it didn't seem to have any
506 effect on him at all. He would still come to the front door and scream at us.
507 The gas didn't seem to have any effect on him. And then the Rook came up.
508 After multiple hours, the Rook was brought out. It took off the front window
509 of the residence, and he immediately opened up with rifle fire, I mean, at least
510 10 rounds directly at it. You could hear the impact on it. You could hear it. I
511 didn't see any impact on the Rook, but you could hear it hitting the Rook.
512 And it was almost like he made good on the threat he had made to us, that if
513 we come up to his house or do anything to his house, he's going to shoot us.
514 And he opened up, at least with 10 rounds of rifle fire directly at the Rook,
515 and we could hear that.
516

517 Once the Rook came back — let me back up. When he would shoot at us, we
518 would deploy emergency gas, but he would then respond with — later on in
519 the night — with rifle fire back. And it seemed that it went from maybe
520 shooting off in the air or in the roof, to now he's shooting at us. So, it
521 progressively escalated with him now shooting at us. The bullets, you could
522 hear them whizzing by, and that's kind of why I say that. There was some
523 muffled rifle fire, and then also handgun fire, but then it became you could
524 hear the bullets whizzing by. It was almost like he had enough and was
525 shooting at us.
526

527 And then the Rook took out the window. It was very eerie because now you
528 could hear directly into his house. He was playing some music. One of the
529 officers had said it was Christian music. But then you could hear him, very
530 calmly, inside singing "Hallelujah." And it was odd because of how long we
531 had been there, how many times he had shot at us, and he was very — it
532 seemed like he was very calm and almost had made up his plan as to what he
533 was going to do. It was very calm, and he was singing "Hallelujah." And
534 then the Rook moved to taking the fence out on the north side of his property,
535 and that's when I saw him come out, not to move to grab anything, but it was
536 — he came out with a bladed stance and looked at us. And that's when I
537 turned to get my K9 partner out, and that's when I heard the rifle fire. And I
538 heard some bullets, what I had thought was striking the BearCat.
539

540 As soon as he came out in a bladed stance, I turned around to get my dog out



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541 because I thought he was coming out at us. And so, that's why. It was
542 different than the other times he had come out. It seemed like he came out
543 with a purpose. He opened that door and came out. I saw him squared off to
544 us, and then I turned around and grabbed my dog. It was immediate. There
545 was no hesitation. It wasn't like he was thinking about it. He was going to do
546 it. And that's when I heard the rifle fire. But I never saw him raise a gun, but
547 it also was very quick that I turned around and was going to grab my dog.
548
549 Q: Okay. And when you say rifle fire, who are you referring to as far as firing
550 the rifle?
551
552 A: There was an exchange of gunfire. I don't know which officers. I didn't see
553 the officers fire, but I heard a series of rifle fire pretty close to us, like what
554 we had fired. And then, also, from the house, it was a little bit farther away.
555 So, you could hear — there was just a series of gunfire from both sides.
556
557 Q: Okay, okay. And just to confirm, just to clarify, when you first showed up, it
558 was patrol establishing a perimeter and containing the house, or was SWAT
559 already there?
560
561 A: No, patrol was there. It was just purely patrol, and they had the BearCat out
562 front.
563
564 Q: Okay. So, the BearCat was already out front when you showed up?
565
566 A: Yes, sir.
567
568 Q: And then, were crisis intervention resources currently being used when you
569 showed up on scene, or at what time did those start, or at what times were
570 those used?
571
572 A: So, at the very beginning, when I got there, there was already two officers
573 inside a BearCat, on the LRAD giving PA's to the subject inside. So, there
574 was already communication going on, prior to me getting there, trying to de-
575 escalate it. I don't know as far as when additional negotiators were on scene,
576 but I know at one point, also — I missed this detail — that we had taken a
577 drone and brought a phone to him, after he had shot at us multiple times, and
578 dropped it inside of his garage, the door he had been coming in and out of, and
579 left it on the porch. And they had to tell him, "Hey, this is a phone that you
580 could use to talk with us," because he had been seen manipulating his phone,
581 maybe. We thought it was dead, so we were trying to give him a phone so
582 that it was fully charged to talk to us.
583
584 Q: Okay. And just to confirm, you didn't try any crisis intervention techniques?
585 It was other negotiators and other personnel that were there trying to do that?



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586
587 A: Yes, sir. That was not my assigned responsibility there.
588
589 Q: Gotcha. Okay. Just so I have a clear understanding, what I'm showing you is
590 a map. I believe this was obtained by one of the drones, and it's just kind of a
591 layout of the scene, I believe, the next morning. It's after the incident. So, can
592 you kind of point out — you can use my pen, but can you kind of point out —
593 does this look familiar to you?
594
595 A: Yes, sir.
596
597 Q: Okay. And in relation to where this house is situated, do you know if it's on
598 the northwest corner or the southwest corner? I mean, do you remember any
599 of that?
600
601 A: I know this house is positioned on the northeast corner of Redding. I think it
602 was... I can't remember. It starts with [REDACTED] It's a circle.
603
604 Q: Okay. And if you wouldn't mind just kind of identifying the pieces of
605 equipment that you already mentioned — one being the BearCat, one being
606 the Grizzly, and one being the Rook — and then kind of identify the house
607 and where you were positioned.
608
609 A: So, this is the BearCat that I was positioned at.
610
611 Q: Okay.
612
613 A: This was the Grizzly. That was where the other SWAT contact team was.
614
615 Q: Okay.
616
617 A: And this is the Rook.
618
619 Q: Okay.
620
621 A: This is the house. It's a duplex. His side of the duplex was on the north side
622 of it. His front door faced west, onto Redding.
623
624 Q: Okay.
625
626 A: Inside of here, this is his garage. And then, this is his back door to his garage.
627 I was positioned here at the BearCat, at the passenger side, and this is my
628 patrol car with my K9 partner inside.
629
630 Q: Okay. And do you remember the SWAT operators and other personnel that



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631 were at the BearCat with you?
632
633 A: Yes, sir. Sgt. Jarvis was at the back side of the BearCat. Corporal Blessing
634 was next to me, along with Ofc. Tiner, Ofc. Surjan. Ofc. Schwertfeger was
635 inside, along with Ofc. Valenzuela, and I believe those were the only two
636 inside of the BearCat. Ofc. Surjan was sitting inside of the BearCat at one
637 point, but we were all moving around this side, using the BearCat as cover.
638
639 Q: Okay. And do me a favor and just put your initials, your first and last initials,
640 where you were positioned, roughly.
641
642 A: Do you want me to put my badge number?
643
644 Q: No, that's fine.
645
646 A1: Can you see that?
647
648 Q: Just so — oh, yeah.
649
650 A1: Can you see it?
651
652 A: I don't think so.
653
654 Q: Yeah, probably not. You know what? Let me just get you a Sharpie real
655 quick.
656
657 A: Yes, sir.
658
659 Q: Okay. I'll be right back. Yeah, it's pretty dark. Sorry about that, guys.
660
661 A: No worries.
662
663 Q: When you were giving your version of what happened, I realized I forgot to
664 bring the Sharpie. So, yeah, just go ahead and make your initials there. And
665 then, do you remember — so, you said the other contact team was at the
666 Grizzly?
667
668 A: Yes, sir.
669
670 Q: Okay. Why don't you do just "GR" for Grizzly, and then just identify where
671 the Grizzly was. And we'll do "RK" for rook. And then we'll do — if you
672 could, just do "RESD" like we abbreviate residence.
673
674 A: Okay.
675



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676 Q: Just kind of put where the residence is in question. Okay. Okay. So, this is a
677 pretty accurate depiction of what you remember and where the equipment was
678 at the time of the event?
679
680 A: Would you like me to mark our line of demarcation at all?
681
682 Q: Sure, yes.
683
684 A: So, the initial first line of demarcation was this Highlander's front driver's side
685 mirror, and I'm going to mark that right here. I'll put my initials, if that's okay.
686
687 Q: Okay.
688
689 A: Then, when we repositioned, we moved it to the front hood here, which is a
690 little bit closer to us. It was the second line of demarcation. We moved it
691 because we had moved back farther.
692
693 Q: Okay, okay. All right. And do you remember who was in the Grizzly? It's
694 fine.
695
696 A: I mean, I know some of the officers that were over there, but I can't say for
697 sure who it was. I never went over there, so I don't really know.
698
699 Q: So, your area of responsibility and your team was situated at the BearCat?
700
701 A: Yes, sir.
702
703 Q: Okay. All right. Did you — and I know that others gave announcements
704 through the PA. You didn't personally give commands to the subject that was
705 barricaded inside this residence, did you?
706
707 A: No, sir.
708
709 Q: Okay. And did the subject appear to respond to the commands or attempts at
710 de-escalation at all?
711
712 A: It appeared that — yes and no. I don't know if he ended up talking with the
713 negotiators, but it seemed that they were on the phone with him, but I never
714 knew it, given some of the information that was conveyed to us. He would
715 yell back at us. I don't know exactly what he said, but he would respond with
716 something completely unrelated to what we were trying to tell him. He would
717 respond by gunfire when we would try to get his attention. So, sometimes, to
718 our de-escalation, he would respond with gunfire back at us.
719
720 Q: Gotcha. Okay. To the best of your knowledge, the less-lethal techniques that



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721 were used were emergency gas. Is that correct?
722
723 A: Yes. Initially, all I knew was that some of the less-lethal that was used was
724 emergency gas directly into his house.
725
726 Q: Okay. Do you know of any other techniques or resources that were used as
727 far as non-lethal?
728
729 A: Not to my knowledge, no.
730
731 Q: Okay. And a lot of what you expressed are things that you heard or were told
732 to you. Do you remember, did you see him shooting his firearms at all
733 personally?
734
735 A: No, sir. I didn't want to expose myself out from cover because I felt that if I
736 exposed myself from cover, I was going to get shot. My helmet cam died
737 halfway through it. My spare was in the back of my car. And the reason why
738 I didn't go get my spare was because he had been shooting rifle rounds at us,
739 and I didn't feel it was safe for me to expose myself from cover to go get a
740 spare. My body camera was on and activated, so I felt that was sufficient
741 enough to record, but I didn't feel safe, given him shooting at us, in exposing
742 myself. That would potentially put other officers in danger to go get my body
743 camera out of the rear of my car. Even though it was behind the BearCat, it
744 would still expose me to go get a camera.
745
746 Q: Okay. So, you were fearful that he was -
747
748 A: Oh, I 100 percent felt that if I exposed myself, he was going to shoot me, -
749
750 Q: Okay.
751
752 A: - given his actions.
753
754 Q: Okay. In your impression, he was shooting at officers?
755
756 A: Yes.
757
758 Q: Okay. There was another thing I wanted to clarify or just provide
759 confirmation on. So, once the exchange of rifle fire happened, what happened
760 next?
761
762 A: At the very last one, when we had the exchange of gunfire?
763
764 Q: Yes.
765



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766 A: I had my K9 partner out. We were behind the BearCat. The SWAT team
767 developed a plan. They had said that the suspect had fallen into his house. It
768 was unknown if he was still alive. Because we knew he had multiple firearms
769 — because he had come out with the AK or the rifle, but we knew that he had
770 other guns inside. So, he had fallen inside, so they developed a plan and a
771 contact team to go in there and try to render aid. The had flown a drone in
772 and saw that he was not moving or he was on the ground. So, once they put
773 the drone in, they developed — and they felt that they could move in, they
774 moved in. That's from what I knew, but I stayed back at the BearCat with my
775 partner.
776
777 Q: Okay. And were you — so, what was done after the contact team went into
778 the house? Do you know what happened then?
779
780 A: Yeah. So, the fire department came. I got a couple firefighters, and they said
781 that they were clear to enter. I know, over the air, that they started CPR on the
782 suspect.
783
784 Q: Who did?
785
786 A: I don't know which officers, but I heard that they had started CPR. SWAT
787 team went inside, secured all the stuff, and then started rendering first aid to
788 him once it was safe to do so. They requested that the Sacramento Fire
789 Department was able to come inside because I know that they had the fire
790 department standing by for him. We had actually told him that the fire
791 department was there to help him if he wanted to come out. But once they
792 started CPR and they said they were clear to enter, they arrived on scene. I
793 directed four firefighters to go inside and to assist in that. I don't know what
794 they did inside, but I know that they went inside the residence.
795
796 Q: Okay. So, the SWAT officer — so, just to clarify, the SWAT operators that
797 attempted to render first aid, were they from the BearCat, or were they from
798 the Grizzly contact team?
799
800 A: So, what happened was they took some officers, I believe, because they had
801 came over and they developed a contact team. And they left from the Grizzly,
802 but some officers went over there to develop a contact team, and they went in
803 from the Grizzly.
804
805 Q: Okay. And so, you said that you and your partner stayed back behind the
806 BearCat. To the best of your knowledge, the other K9 handler, Henderson, he
807 and his partner stayed behind covered as well?
808
809 A: Yes, sir. So, Ofc. Henderson was to the south of the residence. I don't know
810 where on that. Ofc. Catricala was to the north, I believe, which was just the



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811 circle. I don't know what street that was, but it's the street to the north. That's
812 north containment. I was the dog, the K9 handler, at the front of the
813 residence. If we were to go inside the residence, I was going to be the dog
814 that was going to go inside with the SWAT team.
815
816 Q: Okay. So, no K9's entered the house?
817
818 A: My dog never stepped inside of that house.
819
820 Q: Okay. And so, the fire department was summoned and they took over the
821 rendering of first aid?
822
823 A: Yes, sir.
824
825 Q: Okay. Okay. So, just to confirm, did you draw your firearm? Did you draw
826 any of your weapons at any point during this evolution?
827
828 A: I drew my firearm when I initially responded and press checked it to make
829 sure there was a round still in the chamber. Aside from that, I don't believe I
830 ever drew my firearm or pointed it at the house. That was not my
831 responsibility. I had SWAT operators that were my lethal cover, and I was
832 purely for less-lethal, for working my dog.
833
834 Q: Okay. And did you fire any rounds at the house?
835
836 A: No, sir.
837
838 Q: Okay. Okay. I think now is probably a good time to take a break. We'll step
839 out, I'll check with the sergeants, and then we'll go from there. Stopping
840 recording at approximately 12:20 p.m.
841
842 **End of Recording**
843
844 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 01 VICTIM STATEMENT

Related Person (VICTIM #16) SCHWERTFEGER, T, 0

Subject (VICTIM #16) SCHWERTFEGER, T, 0

Author [REDACTED]

Related Date Nov-16-2021 10:50

On 09/08/2021, I Detective [REDACTED] contacted Sacramento Police Officer T. Schwertfeger inside one of the interview rooms at the Sacramento Police Department Headquarters located at 5770 Freeport Blvd. regarding his involvement in an officer involved shooting that occurred on 9/7/21 at approx. 0511 hours. Upon contacting Officer Schwertfeger, I utilized my department issued body worn camera (BWC) to record audio only and voice recorder as a backup recording device. Audio of the interview was sent to Docuscript for transcription (see attached). I reviewed the transcribed interview for accuracy upon its completion.

The following follow-up questions and answers were transcribed by Det. [REDACTED] on 11/16/21.

Q: This is Detective [REDACTED] resuming the interview with Ofc. Schwertfeger on September 8th at 1:25 P.M. I just have one follow-up question for you. I want to go back to the TPI's that you mentioned before, the broadcast of the statements from the family members to the suspect inside the house. Was there any reaction from him when you played those? Did you get any kind of communication or any reaction from him at all?

A: He didn't seem to react to any of them to be honest. The same goes for the LRAD announcements. For the most part he seemed to completely ignore what we played towards the residence, including the messages from his brother and sister.

Q: Okay. And you said previously that you played each of those about 5 times each?

A: Yes, over the course of the evening.

Q: Okay. And the content of those messages, do you remember what it was generally?

A: From both the sister and the brother it was along the lines of, they kind of introduce themselves. This is your brother [REDACTED]. This is your sister [REDACTED]. You need to put down the weapons. The officers are there to help you. Surrender to them. At least from the sister (unintelligible).

Q: Alright. Thank you.

End of Recording.



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Related Attachment(s) - STATEMENTS

Attachment Description: **OFC. SCHWERTFEGER TRANSCRIBED STATEMENT**

Reference Number:

INTERVIEW WITH OFC. T. SCHWERTFEGER

Interviewer: Det. [REDACTED]

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1
2
3
4
5
6
7
8 Q: All right. My name is Det. [REDACTED]. It is September 8th, Wednesday, at 1252
9 hours. Can you introduce yourselves?
10
11 A1: Sure. Sgt. Hall, badge 3031.
12
13 Q: Okay. And your name and badge number?
14
15 A: Ofc. Trevor Schwertfeger, badge number 765.
16
17 Q: Perfect. And Ofc. Schwertfeger, how long have you been a sworn peace
18 officer with this department?
19
20 A: It'll be five years this month.
21
22 Q: Five years? And prior to working here, did you work for any other law
23 enforcement agencies?
24
25 A: I worked in a non-sworn position for the UC Davis Police Department.
26
27 Q: Okay. How long did you work there?
28
29 A: About three years.
30
31 Q: Three years? And you said non-sworn?
32
33 A: Correct. It was a security position through the department.
34
35 Q: Gotcha. And what is your current assignment, and how long have you been in
36 your current assignment?
37
38 A: I'm a field training officer assigned to our East area on graveyard. I've been a
39 field training officer for about a year and nine months now.
40
41 Q: Okay. And that's in a patrol capacity?
42
43 A: Yes.
44
45 Q: And how long have you worked in patrol?



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46
47 A: Since I was sworn, with various temporary duties, but about five years.
48
49 Q: Okay. What were some of those temporary duties prior?
50
51 A: I did about a year and a half temporary assignment to the Marijuana
52 Compliance Team. I worked some gang enforcement for about three months,
53 and then I had some ancillary duties as well.
54
55 Q: Okay. And we'll get to those. What is your shift, and what are your days off?
56
57 A: I work graveyard, Sector 6, which is our East area, and I have Thursday,
58 Friday, and Saturday off.
59
60 Q: Okay. So, this incident that we're going to discuss, what day of your
61 workweek was it?
62
63 A: It started on a Monday evening, which is the second day of my workweek.
64
65 Q: Gotcha. And it rolled into your third day?
66
67 A: It was throughout the shift, the entirety of the second day.
68
69 Q: Gotcha. And who is your current sergeant?
70
71 A: Sgt. Trimpey.
72
73 Q: Okay. And do you have any specialized training, such as SWAT, military,
74 range master, FTO — you mentioned you're an FTO — or crisis intervention?
75
76 A: Yes. I'm an FTO, and then I'm a member of our Crisis Negotiations Team.
77
78 Q: Okay. And that's an ancillary position?
79
80 A: Correct.
81
82 Q: Are you a member of any other ancillary teams?
83
84 A: I'm a member of our Unmanned Aerial Systems team.
85
86 Q: Okay. How long have you been on the Crisis Intervention Team?
87
88 A: Since February of 2019.
89
90 Q: February of 2019? Okay. And do you have on-call duties as part of that



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Interviewer: Det. [REDACTED]

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91 assignment?
92
93 A: I do, yes.
94
95 Q: Okay. How often are you on call?
96
97 A: Typically, I'm on call for one week out of every four. Sometimes I'll cover for
98 other people or people cover for me.
99
100 Q: So, when this incident occurred, were you responding in an on-call capacity,
101 or were you coming straight from the street?
102
103 A: I was on call at the time; however, I was also starting my regular shift prior to
104 the callout page occurring. So, I responded at the request of my supervisor
105 prior to the callout.
106
107 Q: Gotcha. And then you said you were a member of the UAS team as well?
108
109 A: Yes.
110
111 Q: When this incident occurred, were you serving in a CNT function exclusively,
112 or did you also serve as a UAS pilot?
113
114 A: I was exclusively CNT for this incident.
115
116 Q: Exclusively CNT? Okay. And do you have any other specialized training?
117 Medical, military, anything like that?
118
119 A: I did have an EMT license prior to becoming a member of this department.
120 And aside from that, no.
121
122 Q: Okay. You did have your EMT license at some point?
123
124 A: Yes.
125
126 Q: Okay. On the date and time of this incident, what was your unit identifier?
127
128 A: 1-Alpha-88.
129
130 Q: 1-Alpha-88? And then, did you switch to a negotiator identifier when the
131 incident began?
132
133 A: No. I stayed with that identifier throughout the night.
134
135 Q: Okay. Who was the CNT sergeant?



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Interviewer: Det. [REDACTED]

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136
137 A: Sgt. Rinehart.
138
139 Q: Sgt. Rinehart? And when you transitioned to those CNT duties, did he
140 assume a role of your supervisor?
141
142 A: He was not on scene initially. Eventually, yes.
143
144 Q: Okay. Who was your supervisor on the scene up and to that point?
145
146 A: It was the incident supervisor, which was Sgt. Griggs, I believe.
147
148 Q: Okay. Did you have any CNT partners or teammates there with you?
149
150 A: I did, Ofc. Valenzuela.
151
152 Q: So, Ofc. Valenzuela was one?
153
154 A: Yeah.
155
156 Q: Anyone else?
157
158 A: Initially, it was just the two of us. Sgt. Bean, who's a member of CNT as well,
159 he eventually responded, and Sgt. Lamar as well.
160
161 Q: Okay. And can you describe the uniform that you were wearing?
162
163 A: Yeah. I was wearing a standard Sacramento PD patrol uniform. So, a navy-
164 blue uniform with an external vest carrier equipped with my badge and
165 patches on each shoulder.
166
167 Q: Was your badge visible?
168
169 A: Yes.
170
171 Q: And what items, to the best of your recollection, were on your duty belt at the
172 time?
173
174 A: My firearm was on my right side. I have extra magazines front and to the left.
175 I have a taser on the left side, and then most of my other equipment is on my
176 external carrier.
177
178 Q: Your external carrier? Okay. What make, model, and caliber of firearm do
179 you carry?
180



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Interviewer: Det. [REDACTED]

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181 A: I carry a Glock 17, 9 mm.
182
183 Q: Okay. And how many extra magazines do you carry?
184
185 A: Three.
186
187 Q: Three? And outside of your Glock 17, 9 mm, do you carry any other lethal or
188 less-lethal firearms?
189
190 A: I carry a revolver as a backup weapon in my front left pocket.
191
192 Q: In your front left pocket?
193
194 A: Yes.
195
196 Q: And what's the make and model of the revolver?
197
198 A: It is a Ruger LC9, I believe. It's a 9 mm revolver.
199
200 Q: Okay. All right. So, how far into your shift did the incident or the callout
201 come, to the best of your recollection?
202
203 A: I responded from the beginning of my shift. The actual callout page itself
204 came about two hours in, from my recollection.
205
206 Q: Okay. But you went straight from the beginning of your shift?
207
208 A: Yes. I skipped roll call, and I responded to the scene at the beginning of my
209 shift.
210
211 Q: Gotcha. Do you remember the time that you were made aware of the call?
212
213 A: It was just prior to 9 o'clock, because I was changing after working out, and
214 my sergeant notified me that I needed to respond out there.
215
216 Q: Okay. And what were the circumstances of the call when you were made
217 aware?
218
219 A: Initially, I just knew that it was a welfare check of some sort and that there
220 was a subject armed with a gun. After I logged on, I pulled up the call and
221 read through it and saw that it was a welfare check called in by a third party
222 for an individual of that residence, and that when units had gotten there, he
223 had brandished or showed a rifle of some sort to them.
224
225 Q: Okay. And when you arrived on scene, were you given any additional



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226 information?
227
228 A: I confirmed, basically, what I had read on the call with Sgt. Griggs, who was
229 on scene. And I also ran a premise history and did some background
230 information as we were responding to the scene while my partner drove.
231
232 Q: Okay. Did you have any prior contacts at the location, or did you know
233 anything about the location prior to the call?
234
235 A: No, not prior to pulling the premise history and looking at those.
236
237 Q: Okay. So, after you received the information about the call, did you — were
238 there any immediate concerns that you had?
239
240 A: I had a concern that the subject was armed, obviously, that he had presented a
241 weapon to the officers that were there, as well as, based on the prior reports
242 associated there, it seemed like he may be having some mental health issues.
243
244 Q: Okay. Was anyone else dispatched with you — or called out with you, rather?
245
246 A: Later on, when the callout page came, yes.
247
248 Q: Okay.
249
250 A: It was a full CNT callout, so my team of negotiators was called out.
251
252 Q: So, you initially responded as a solo CNT representative, and then a full
253 callout came for the rest of your team?
254
255 A: Me and Ofc. Valenzuela initially responded, yes.
256
257 Q: Gotcha. When you responded and arrived on scene, did you have your ICC
258 and body-worn cameras activated?
259
260 A: Yes.
261
262 Q: Did you take a marked police vehicle there, or did you take a take-home?
263
264 A: It was a marked police vehicle.
265
266 Q: Marked police vehicle? Okay. When, about, was your ICC and body-worn
267 activated?
268
269 A: From my recollection, it was basically upon our arrival on scene.
270



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Interviewer: Det. [REDACTED]

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271 Q: Okay. And did you respond Code 3, or did you just drive normal?
272
273 A: We drove normal at that point.
274
275 Q: Okay. When you — so, I just want to go over kind of what took place after
276 you arrived on scene.
277
278 A: Sure.
279
280 Q: We're going to go over your duties, generally speaking, as a crisis negotiator -
281
282 A: Sure.
283
284 Q: - with a disclaimer: I understand you're not going to remember, if you spoke
285 to the suspect or the person in question, everything you said, every word, -
286
287 A: Right.
288
289 Q: - but just kind of go over what transpired overall.
290
291 A: Okay.
292
293 Q: So, when you arrived on scene, what did you do initially, after getting the
294 briefing?
295
296 A: After I got the briefing, it was requested that we attempt to make phone
297 contact with the subject in the residence. So, Ofc. Valenzuela and I got into a
298 patrol vehicle. I believe it was his patrol vehicle. And I set up our LETS
299 system, which is a system we use for CNT that basically records all of the
300 conversations that occur. And I tried making phone calls to the subject in the
301 residence. I called him several times. He didn't answer when I called.
302 However, he made several phone calls in to our dispatch center, and we
303 eventually set it up so when he would call in to the dispatch center, they
304 would transfer it to my phone through that LETS system, and I would try to
305 speak with him on the phone.
306
307 Q: Okay. So, was the number you obtained for him — you sourced that by the
308 number he was calling dispatch from?
309
310 A: Correct.
311
312 Q: Okay. And then you said eventually you had his calls to dispatch rerouted to
313 your CNT phone?
314
315 A: Yes. Once they received the call, they would initiate a transfer to my phone,



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316 which was going through that CNT system.
317
318 Q: Okay. And on that system, all of the calls are recorded?
319
320 A: Correct.
321
322 Q: Okay. So, were you eventually able to make contact with the subject?
323
324 A: Yes.
325
326 Q: Okay. And what happened when you first made contact with him?
327
328 A: He did almost all of the talking. He was kind of constantly just talking. He
329 repeatedly would reference — he would say, "Jesus loves you." He addressed
330 me. I introduced myself by name when I initially talked to him, and he
331 addressed me by name from there. He was kind of erratic. He talked about
332 the radio station K-Love, and he was demanding to speak with someone from
333 K-Love. Any time I tried to kind of interject or begin speaking with him, he
334 would admonish me for interrupting him. And each time I talked to him, he
335 talked for anywhere from 30 seconds to a minute, with me being able to say
336 very little, and then he'd hang up on me.
337
338 Q: He'd hang up on you?
339
340 A: Yeah.
341
342 Q: And then, would you call back immediately, or give it some time? How did it
343 kind of transpire from there?
344
345 A: We tried a few different things. A couple times, I called back immediately.
346 Like I said, from my recollection, I don't think there was a single time he
347 answered when I called, but he would, generally speaking, call back to
348 dispatch pretty quickly after. And they would transfer it back to me, and I
349 would try to re-engage him.
350
351 Q: Okay. Did he identify himself at any time on those phone calls or reference
352 his name?
353
354 A: I don't recall.
355
356 Q: You don't recall? But you knew who you were speaking to?
357
358 A: Yes.
359
360 Q: It was the subject that you had been dispatched -



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361
362 A: Correct.
363
364 Q: Okay. What were some of the crisis negotiation tactics or techniques that you
365 used to try and speak with him?
366
367 A: So, at least from the initial point of contact, one of the things we focus on is
368 trying to build rapport and gain some trust from the subject we're talking to.
369 So, like I said, he talked quite a bit. And then, each time before, he would
370 hang up, so I tried to ask him, basically, clarifying questions and follow-up
371 questions to the topics he was speaking about and tried to express an interest
372 in that so he would hopefully begin to trust me somewhat and want to talk
373 with me. But, like I said, since he hung up on our conversation pretty much
374 every time we talked after a very short period, that was somewhat limited.
375
376 Q: Were you ever able to make any progress? Did it seem like he was becoming
377 more cooperative, less cooperative?
378
379 A: He was — at least when I was on the phone with him, he was friendly and
380 cordial, but he was also somewhat manic and went through a bunch of
381 different topics. And each time I talked with him on the phone, for the most
382 part it was a repeat of the same conversation we had already had. It didn't
383 really advance anywhere. I didn't feel like we had built any rapport from the
384 several times we talked on the phone. It seemed like we were restarting the
385 same conversation over and over again.
386
387 Q: Okay. What were some of the topics that he kept revisiting?
388
389 A: He was very focused on, like I said, the radio station K-Love, and I think he
390 referred to it as contemporary Christian music. He was focused on that. He,
391 like I said, said, "Jesus loves you," quite a few times. He made a few
392 references to what we later determined were family members, his sister [REDACTED]
393 and his brother [REDACTED] [phonetic]. He mentioned them a few times, as well as,
394 at one point, that his neighbor [REDACTED], whose name I'm not recalling, set
395 him up for something.
396
397 Q: Okay. And when he brought up his family members, what was the context of
398 that?
399
400 A: Well, there was very little context, to be honest. He brought up a couple
401 names and basically demanded to speak with them. At the time, we didn't
402 necessarily know what he — he would just give us a first name. And when
403 we tried to clarify or go, "Who's that?" he would not provide anything else.
404 He said, "Figure it out," and then hang up.
405



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406 Q: Okay. So, as you were speaking with him repeatedly — well, from start to
407 finish, from the first time you spoke to him to the last time, how long of a
408 period of time do you think that was?
409
410 A: I would estimate maybe an hour and a half, total, of phone conversation, very
411 short conversations over that period of time.
412
413 Q: That was the length of the total conversation?
414
415 A: No, no, no. The length of the total conversation was probably maybe 10
416 minutes, at best, but the period of time over which those several conversations
417 occurred was maybe an hour and a half.
418
419 Q: And what sort of triggered the end of the communication between you two?
420
421 A: At one point, he stopped calling back into the Comm Center. And, like I said,
422 he really wouldn't answer any calls from us. He would only call in and get
423 transferred to me. When he stopped calling in to the Comm Center after a
424 period of time, we attempted more phone calls to him, which he was
425 unresponsive to.
426
427 Q: Okay. Was his phone on and ringing?
428
429 A: A couple of times, he appeared to send us to voicemail, where it would ring a
430 couple of times and then go to voicemail. And then, a few times, it did ring
431 throughout, but it would still go to voicemail. So, it appeared to be on.
432
433 Q: Okay. After the last time you spoke with him, did you make continuous
434 attempts to try and recontact him?
435
436 A: We did. Eventually, it transitioned to — once the full callout was initiated
437 and there were more CNT officers on scene, Ofc. Carr took over the attempts
438 at phone contact, and I made contact — or I attempted to make contact, rather
439 — through PA and LRAD announcements.
440
441 Q: Okay. And what was the context or content of those PA announcements?
442
443 A: It varied. I made — for the most part, I gave him instructions that we were
444 trying to come to a peaceful resolution for this situation, that we would like to
445 speak with him. I encouraged him to call in to our — it would have been Ofc.
446 Carr at that point — to call in to the phone number that he was accessible at to
447 try to speak with him so we could resolve things. Later on, after he had fired
448 off some weapons, I asked him not to discharge any more weapons, not to
449 shoot at us, that we wanted to peacefully resolve it. I made — we record
450 TPTs, which are messages from friends or family members that we think may



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451 lead to a positive behavioral change.
452
453 Q: You call them TPI's? Sorry to interrupt.
454
455 A: Yes.
456
457 Q: What does that stand for?
458
459 A: Third-party intermediary. [inaudible-16:47] our conversation between the
460 friend or family member, we record a message from them and play it for them.
461
462 Q: Okay.
463
464 A: And over the LRAD system, I played two messages from the subject's brother,
465 [REDACTED], as well as a message from his sister, [REDACTED]. Each of those was played
466 five times, I believe, along with introductions, "I have a message from your
467 brother. I have a message from your sister." And then, after I played those, I
468 gave surrender instructions for him if he's willing to come out.
469
470 Q: Okay. So, in all, how many — if you could, just guesstimate — how many
471 attempts to contact him through the LRAD or through PA announcements do
472 you think you made?
473
474 A: I would say at least 50 throughout the night.
475
476 Q: Okay. And over what length of time was that?
477
478 A: That would have been over probably six hours or so.
479
480 Q: Six hours or so? Did you — were there any other devices or techniques that
481 you can think of that you guys tried to use?
482
483 A: At one point, Ofc. Valenzuela and I were in the BearCat with the LRAD
484 system. We received information from the other negotiators that he had been
485 contacting, I believe, his sister by phone, and he had made a mention of his
486 phone dying. Once we got to that point, we ended up delivering, basically, a
487 cell phone for him to use that was charged into the garage of his residence
488 using a UAS.
489
490 Q: Okay. So, to clarify, you got information that his cell phone had died, and
491 then you provided another cell phone, via UAS, into the garage for him to
492 use?
493
494 A: Yes, correct. And then I gave LRAD announcements to him, telling him that
495 we dropped off a cell phone in his garage and that he could retrieve it, that no



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496 one would approach him, and we would like to continue speaking with him.
497
498 Q: To the best of your knowledge, did he ever make any attempts to retrieve the
499 phone?
500
501 A: He did not. I could see where it was.
502
503 Q: You could see where it was?
504
505 A: I couldn't see the phone itself — there was a car in the way — but I could see
506 where it was dropped, and he never made it to there.
507
508 Q: Okay. So, going back, you mentioned that he had shot off some rounds.
509 When you were making these negotiation attempts or intervention attempts,
510 where were you positioned on scene?
511
512 A: Initially, when we were trying to make phone contact, I was in a patrol car,
513 which was parked about a block north of the residence on Redding. Once we
514 transitioned to using the LRAD system, I was in an armored vehicle, a
515 BearCat, that was in front of the residence, towards the north end of the
516 residence.
517
518 Q: So, you said you were in an armored vehicle in front of the residence. Was
519 anyone else in the vehicle with you?
520
521 A: Yes. There was Ofc. Valenzuela. He was another negotiator who was with
522 me. Ofc. Dahl, who is a SWAT officer, he was in the high cover position in
523 the vehicle. Sgt. Jarvis was to my left at the rear of the vehicle. And then we
524 had Ofc. Surjan, who is also SWAT. He was seated in the passenger seat of
525 the vehicle.
526
527 Q: So, going back, you said he shot off some rounds. How many times did he do
528 that? How many rounds? Was it on one occasion, multiple occasions? Can
529 you just kind of describe that to me?
530
531 A: Sure. There were several occasions. I would estimate at least five different
532 occasions throughout the night. It varied. Sometimes he'd shoot off one or
533 two rounds, and then he'd shoot off some more right after. Sometimes there'd
534 be long, 30-minute gaps in between times. A couple of times he shot off
535 between 5 and 15 rounds at a single time.
536
537 Q: Okay. Could you tell where he was shooting at?
538
539 A: Sometimes we could, sometimes we couldn't. I saw, at one point, he appeared
540 to shoot through the roof because I saw sparks from something metal that got



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541 struck. It was accompanied by the gunshots from the roof of his residence.
542
543 Q: Okay.
544
545 A: Another time, I think the first time actually, when he initially started shooting
546 off rounds, I couldn't tell exactly where they were going, but the SWAT
547 officers introduced an emergency gas plan with a chemical irritant into the
548 residence. And when that happened, it appeared that glass came outward from
549 the residence, as if he was shooting at the larger BearCat, which was not the
550 one I was in but the one parked south of us.
551
552 Q: Okay. And can you show me? We've got this graphic here we printed. Show
553 me which vehicle that you were located in.
554
555 A: Yes. I was in this one, which was to the northern side of the residence.
556
557 Q: So, that's the northernmost of the two armored vehicles?
558
559 A: Correct.
560
561 Q: Okay. While you were in there, could you see part of the residence, the whole
562 residence? What was your view?
563
564 A: I could see part of it. I could see, basically, the entire side of the residence
565 which faced Redding Avenue, so the west side of the residence.
566
567 Q: Okay.
568
569 A: I could see a small portion of the north side of the residence. And then, the
570 garage door was open, so I could see, basically, the southeast portion of the
571 garage.
572
573 Q: So, the garage door was open? What about the windows? Were the shades
574 up, or down?
575
576 A: The shades were down, but, I mean, I guess they were slatted horizontally, so
577 you could see, somewhat, through them, but they were down.
578
579 Q: At any point, did you see the subject possessing or holding a firearm from
580 where you were?
581
582 A: Yes.
583
584 Q: Yes? Can you just tell me — can you describe that to me?
585



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586 A: Sure. So, he was visible several times in the front window. From my angle,
587 where I was at, I never saw him inside that portion of the residence with a
588 firearm. However, when the actual shooting occurred, I saw him with what
589 looked like a semiautomatic rifle in the garage of the residence. And a time
590 just prior to that, actually, he did walk into the garage holding a rifle. He went
591 to the north wall of the garage, and then went back in the residence. It
592 appeared to be the same rifle.
593
594 Q: So, you saw him on two occasions in the garage with what appeared to be a
595 semi-automatic rifle?
596
597 A: Yes.
598
599 Q: And one of those occasions included the time just prior to the officer-involved
600 shooting?
601
602 A: Yes.
603
604 Q: Okay. So, can you describe your observations, what you saw, when the
605 officer-involved shooting occurred?
606
607 A: Yeah. So, the Rook, which is a Sheriff's Department armored vehicle, it had
608 just cleared the — it had removed the window and blinds from the front of the
609 residence and tipped over a tree which was obscuring part of the view of that.
610 And when that occurred, he shot numerous times, maybe, I would estimate, at
611 least 10 rounds at the Rook. I saw sparks from the vehicle in front of the
612 house as it was struck by gunfire. After it had removed the window, the Rook
613 went to remove the fence to the north of the residence to access the yard. It
614 removed the initial part of the fence, and then proceeded into the yard and
615 went to remove more of the fence line along the residence. As it was
616 proceeding there, the suspect exited the interior door from the residence into
617 the garage. And he, pretty much immediately as he exited, leveled a rifle
618 directly — from my perspective, it looked like towards the BearCat, where I
619 was seated in. And pretty much immediately, I heard gunshots and saw him
620 fall back into the residence.
621
622 Q: Okay. So, you said he leveled a rifle. What does that mean?
623
624 A: So, he came out the door holding the rifle, and then he brought it up to eye
625 level, as if to take a shot towards the BearCat.
626
627 Q: Okay. You said when he did that, you almost immediately heard gunshots?
628
629 A: Yes.
630



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631 Q: Could you tell where those were coming from?
632
633 A: Several were very loud, which was right next to me. I probably heard a total
634 of at least 10 very rapid gunshots, but it was from multiple sources, and most
635 prominent were the ones next to me.
636
637 Q: Okay. And could you tell — the ones next to you, could you tell who was
638 shooting?
639
640 A: It was Sgt. Jarvis.
641
642 Q: Sgt. Jarvis? Okay. Did you see him shoot?
643
644 A: I didn't see him shooting. I just heard it. I was looking out the window,
645 towards the garage.
646
647 Q: So, you were looking out the window of the BearCat towards the garage?
648
649 A: Correct.
650
651 Q: And you said you heard at least 10 rounds in rapid succession?
652
653 A: In total, yes.
654
655 Q: Total? Okay. Did anyone say anything after that?
656
657 A: I heard Sgt. Jarvis say, "Shots fired." I heard a couple other SWAT members
658 — I couldn't tell you who they were — repeat that. Someone asked who shot.
659 Sgt. Jarvis said he did. And then Ofc. Dahl, who was in the high cover
660 position, said he did.
661
662 Q: Okay. And at that time, were you aware of anyone else out there who had
663 shot?
664
665 A: No.
666
667 Q: No? Okay. And then what happened next?
668
669 A: Sgt. Jarvis began to — they were asking about medical kits and discussed
670 what medical supplies they would need to render aid. There was a med kit in
671 front of me in the BearCat, so I offered that, but they said they had enough on
672 their kits, basically, to render aid to someone who had been shot. The request
673 was made for Sgt. Azevedo to fly a UAS into the residence to check on the
674 status of the suspect. Shortly after, I saw the UAS enter the residence, and
675 Sgt. Azevedo began providing radio updates, basically, on the status of the



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676 suspect at that point. After that, once he saw that the suspect hadn't moved,
677 saw there were firearms next to him, the SWAT members made, basically, a
678 rescue team. And they made entry into the residence and began rendering aid.
679
680 Q: Okay. And did you remain in the BearCat during that time?
681
682 A: Shortly before they went in to render aid, I stepped out of the BearCat and
683 stepped behind the armored cover, but not inside the interior of the BearCat.
684
685 Q: Okay. Did you observe anyone rendering aid, or were you just aware of it?
686
687 A: Once they had gone in and advised that they were rendering aid, it was at that
688 point I moved out of armor — or from behind the BearCat, rather. And I saw
689 one SWAT member performing CPR. I don't know who it was, though.
690
691 Q: Gotcha. And then, how long did the aid continue? Did anyone arrive on
692 scene to take over that process, or what happened with that?
693
694 A: I would say that our SWAT team was rendering aid for between one to two
695 minutes prior to the arrival of the Sacramento Fire Department. And then they
696 went into the residence.
697
698 Q: Okay. And then, what did you do after that?
699
700 A: At that point, I went back to my patrol vehicle. I waited there for a period of
701 time. And then Sgt. Bean arrived and picked up myself and Ofc. Valenzuela.
702 We went to the command post, where we basically waited until we were
703 relieved.
704
705 Q: Okay. Just going back, kind of overall, in your opinion, with your crisis
706 negotiation training, what was the suspect's state of mind throughout the
707 incident?
708
709 A: I mean, in my opinion, he was obviously experiencing mental health issues.
710 He was extremely paranoid. He believed law enforcement was out to kill him.
711 He had expressed that because he had a prior incident involving the use of
712 force with our agency. He was very distrusting of us and anyone that tried to
713 make contact with him. I think we tried every avenue to try to reason with
714 him, to try to get a peaceful surrender, that we could, but his state of mind was
715 so erratic and agitated that I don't think there was anything that could have
716 changed about his behavior.
717
718 Q: Okay. And when he emerged in the garage and leveled or pointed the rifle,
719 just prior to the officer-involved shooting, what do you think his intent was?
720



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721 A: I think his intent was to, I mean, hurt as many of us as he could. I think he
722 probably knew that he was going to end up getting shot doing that, but I think
723 his intent was to try to take some of us out with him.

724
725 Q: And what factors about the entirety of the incident led you to believe that that
726 was his intent?

727
728 A: He had made, throughout the — he had yelled at us a few times throughout
729 the night, sometimes seemingly in response to LRAD announcements,
730 sometimes just randomly, it seemed. And he made statements to get off his
731 property, and he called us Nazis at one point. He seemed to be very protective
732 of his house and defensive. And he had made a statement at one point that if
733 anyone came in, he'd have to shoot them. And all those statements led me to
734 believe that that was his intent at that point.

735
736 Q: Okay. All right. Let's take a break.

737
738 A: Okay.

739
740 Q: Pausing the recording.

741
742 **End of Recording**

743
744 **Transcribed by: DocuScript, LLC/mw**



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (VICTIM #4) SURJAN, B, 0

Subject (VICTIM #4) SURJAN, B, 0

Author 866 - SAARIO, JUSTIN 0460

Related Date Sep-08-2021 9:32

On 9/08/21, at approximately 0932 hours, I, Detective J. Saario, interviewed Officer Surjan at 5770 Freeport Blvd, Sacramento Police Hall of Justice, inside of interview room #5. Officer Surjan's representative, Tim Davis with the Sacramento Police Officer's Association, was in attendance. The interview was audio recorded only. The interview was then sent off to DocuScript for transcription. Upon receiving Officer Surjan's transcribed statement, I reviewed the transcription and made several small corrections. I then sent the transcript to Tim Davis and Officer Surjan for their review. They made no additional corrections. The transcription is attached to this supplement along with the signed OIS Video Admonishment and aerial photograph of the scene shown to Officer Surjan.



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - STATEMENTS

Attachment Description: **OFC. SURJAN TRANSCRIPT**

Reference Number:

INTERVIEW WITH OFC. B. SURJAN
Interviewer: Det. J. Saario
Case # 21-254750
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1
2
3
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5
6
7
8 Q: It is Wednesday, September 8th, at 9:32 a.m. This is Det. Saario, S-A-A-R-I-
9 O, at the Sacramento Police Department Headquarters in interview room
10 number five. Present in the room — I'd ask you each to identify yourself and
11 spell your names.
12
13 A: Ofc. Brian Surjan, first name B-R-I-A-N, last name S-U-R-J-A-N.
14
15 A1: Tim Davis, T-I-M-O-T-H-Y, D-A-V-I-S.
16
17 Q: And you're with the Sacramento Police Department?
18
19 A1: Yes. I'm a police officer, and I'm the rep here.
20
21 Q: Okay. All right. Ofc. Surjan, how long have you been a police officer with
22 the Sacramento Police Department?
23
24 A: Sixteen years.
25
26 Q: And prior to working for the Sacramento Police Department, did you work for
27 any other agencies?
28
29 A: No.
30
31 Q: What is your current assignment?
32
33 A: I'm assigned to our Special Weapons and Tactics team.
34
35 Q: And how long have you been doing that?
36
37 A: Seven years.
38
39 Q: And prior to working for the SWAT team, did you have any other
40 assignments?
41
42 A: I was on the Gang Enforcement Team prior to that.
43
44 Q: How long did you do that?
45



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46 A: Probably about a year.
47
48 Q: And then, prior to the Gang Enforcement Team, general patrol?
49
50 A: Yes.
51
52 Q: Okay. Throughout your career, have you had any specialized training?
53
54 A: Yes.
55
56 Q: Can you explain some of the specialized training that you've attended? I
57 know it's going to be, probably, lengthy from the SWAT angle, but can you
58 just kind of describe some of the training that you've done?
59
60 A: So, from a SWAT team standpoint, I've been to a less-lethal instructor course,
61 distraction device instructor course, OC instructor course, chemical agents
62 instructor course, sniper course, SWAT team leader course, hostage rescue,
63 basic SWAT school. I'm trying to think of what else. Through Gangs, I've
64 been to interview and interrogation, informant development, multiple different
65 gang classes. And, I mean, that's what comes to the top of my head right now.
66
67 Q: Have you attended any crisis intervention training?
68
69 A: The department-mandated 40-hour — what was it called? I forget the name
70 of it, but the 40-hour class that we had to attend. And then, any type of — if
71 we've had it at CPT or anything like that, I did it.
72
73 Q: Okay. Prior to working for Sac PD, were you in the military?
74
75 A: Yes.
76
77 Q: How long did you do in the military?
78
79 A: Six years in the Marine Corps as a reservist.
80
81 Q: And what was your duty in the Marine Corps?
82
83 A: So, I was a — my job was a heavy equipment operator, so that was my job. I
84 got out in 2007 as a sergeant. So, that's that there.
85
86 Q: And then, through that training, you've had — or through that military
87 experience, you've had multiple hours of training in weapons and weapon
88 systems?
89
90 A: Yes.



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91
92 Q: Okay. On yesterday, what uniform were you wearing?
93
94 A: I was wearing our SWAT duty uniform: blue tactical pants, blue tactical long-
95 sleeved shirt with subdued patches, our entry tactical vest, helmet, and duty
96 belt.
97
98 Q: And does that have a police badge on it?
99
100 A: Our tactical vests don't have a police badge, but it has "police" in a patch on
101 the front and back, the word "police."
102
103 Q: Okay. Were you wearing glasses or prescription glasses or contacts?
104
105 A: No.
106
107 Q: Okay. And regarding the vehicle that you were assigned to, what vehicle was
108 that?
109
110 A: So, we have two armored vehicles. We have our older armored vehicle,
111 which is — we call it the BearCat. Our newer armored vehicle, we call it the
112 Grizzly. I was assigned to the BearCat.
113
114 Q: Okay. And that vehicle, is it fully marked, Sacramento Police?
115
116 A: Yes.
117
118 Q: Does it have overhead lights?
119
120 A: Yes, it does.
121
122 Q: Okay. And were those activated?
123
124 A: They were not activated at the time.
125
126 Q: They were not activated?
127
128 A: No.
129
130 Q: Were they activated at any time during the -
131
132 A: When we first arrived on scene, they were activated. We turned them off
133 because they were too bright and they blind officers, so we turned them off.
134
135 Q: Okay. And then, as being a member of the SWAT team, what weapon



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136 systems are you assigned?
137
138 A: Well, yesterday, I just had my assault rifle, my AR platform rifle, and then my
139 handgun. But beyond that, I also have a sniper rifle and an AR-10 that are
140 assigned to me, but I didn't deploy them that night.
141
142 Q: Okay. So, you deployed your AR-15 platform rifle and your duty weapon.
143 What is the duty weapon that you're -
144
145 A: It's a Glock handgun. It's the department-issued.
146
147 Q: Okay. And the AR-15 platform rifle, is that department-issued as well?
148
149 A: Yes, it is.
150
151 Q: What equipment is on that rifle?
152
153 A: It has an Aimpoint red dot sight. I think it's a SureFire or Streamlight laser,
154 IR invisible laser. A tactical flashlight is attached to it.
155
156 Q: And did you have any backup weapons other than the two weapons that you
157 had mentioned?
158
159 A: I did not.
160
161 Q: Okay. What was your last shift?
162
163 A: Well, I worked supplemental employment on Saturday. I think I got off
164 around 11 o'clock that night. That was probably my last shift. That was
165 overtime. Prior to that, I worked — last Thursday was my actual SWAT shift.
166 I worked Monday through Thursday that week.
167
168 Q: Okay. So, leading up to yesterday, Monday night into Tuesday morning, had
169 you worked any shift prior to the supplemental employment?
170
171 A: No.
172
173 Q: Okay. And who is your sergeant for your SWAT team?
174
175 A: Josh Kirtlan.
176
177 Q: And what is your identifier on the SWAT team?
178
179 A: Union-25.
180



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181 Q: So, you were initially called out Monday morning — I'm sorry, Monday
182 evening?
183
184 A: Yes.
185
186 Q: What time did you initially get the callout?
187
188 A: The page? I think the page came out at 11:23 p.m.
189
190 Q: Okay. And then, once you received the page, what did that consist of, the
191 information that you had at the time?
192
193 A: The page just said it was a barricaded 422 suspect that pointed a rifle at
194 officers. That was kind of the text of the page. So, that was the information
195 that we initially had. And the command post was at the Comm Center, so
196 that's where I responded to.
197
198 Q: Okay. When you say 422, what does that mean?
199
200 A: Threats, terrorist threats.
201
202 Q: Okay. So, you responded to the Comm Center. Once you got to the Comm
203 Center, what happened?
204
205 A: Got all of our equipment. Got dressed — our vest, helmets, rifles, all of that
206 stuff. We got the initial brief from Lt. Dobson and Sgt. Griggs on the
207 circumstances of the incident and kind of where everybody was at, where the
208 BearCat was placed, the perimeter, and so forth. Once we got the brief, Sgt.
209 Edgerton asked me to put a team together to go to the BearCat. I grabbed
210 Officers Tiner, Blessing, Jarvis, and Dahl. So, that was our assignment at that
211 point.
212
213 Q: And the BearCat was already on scene?
214
215 A: Yes, it was.
216
217 Q: Do you recall that location?
218
219 A: So, if I remember correctly, it was kind of the north corner of the house, the
220 north side at the one-two corner, I believe.
221
222 Q: Do you remember the address?
223
224 A: I don't, not off the top of my head.
225



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226 Q: What street?
227
228 A: Redding.
229
230 Q: Redding? Okay. All right. So, was it north, south, east, or west of the Comm
231 Center?
232
233 A: Oh, man. I think it's south, south of the Comm Center.
234
235 Q: Okay.
236
237 A: Southwest of the Comm Center.
238
239 Q: Okay. All right. So, you and the team that you assemble respond to the
240 BearCat.
241
242 A: Mm-hmm.
243
244 Q: Did you have — on part of your uniform, your SWAT tactical vest, is there a
245 body camera or recording system?
246
247 A: Yes.
248
249 Q: Okay. And was the body camera activated?
250
251 A: Yes, it was.
252
253 Q: Okay. And what about the helmet?
254
255 A: So, for our tactical uniform, we have helmet-mounted body cams, so that was
256 activated. That was the one that I had.
257
258 Q: So, the body cam that you have is mounted to your helmet, and that's the only
259 body camera system that you have for -
260
261 A: That uniform, yeah.
262
263 Q: - that uniform?
264
265 A: Yeah.
266
267 Q: Okay. Now, while you're responding to the initial callout to the Comm
268 Center, and then once you've deployed to the BearCat, are you receiving
269 updates via radio regarding information related to the suspect or the suspect's
270 actions?



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271
272 A: Yeah. It was a short drive, so not much was happening, but we received some
273 updates.
274
275 Q: Once you received the briefing from Lt. Dobson and Sgt. Griggs, what
276 information did they tell you at the time?
277
278 A: That officers had responded to do a welfare check on the resident. When they
279 made contact with him at the door, he was not cooperative, that he retrieved a
280 rifle. It was a bolt-action rifle. He had racked the rifle at that time. Officers
281 retreated, and then additional units began to show up and set up a perimeter to
282 get containment on the house. And that there's been some phone contact with
283 him, but they haven't had any — they've been out there with — he's just
284 been kind of ignoring officers, it seemed like.
285
286 Q: And then, at that point, was there any — not hostage negotiations, but the
287 crisis negotiation team, were they present at that point?
288
289 A: Yes. When we got to the BearCat, they were inside already.
290
291 Q: They were already inside?
292
293 A: Mm-hmm.
294
295 Q: And were they attempting — what were they doing at that point?
296
297 A: Nothing, initially. As far as I know, I think that the LRAD — the battery was
298 dead in it, so I believe they were just attempting to use the PA over the
299 BearCat, which isn't very loud. So, once we arrived on scene, we switched
300 the batteries to the LRAD, and they began making announcements shortly
301 after we arrived on scene.
302
303 Q: Okay. At the briefing with Lt. Dobson and Sgt. Griggs, did they identify who
304 the suspect was that was inside the residence?
305
306 A: Yes.
307
308 Q: Do you recall who that was?
309
310 A: I believe his name was Derek Pearson.
311
312 Q: Okay. And at that time had you ever, that you know of, had any contact with
313 Mr. Pearson?
314
315 A: I have not had any contact with him before.



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316
317 Q: Okay. Did you see a photograph of him?
318
319 A: Yes.
320
321 Q: Okay. Was there an arrest warrant for the suspect?
322
323 A: At the time, during the initial brief, they were writing an arrest warrant and a
324 search warrant, but it had not been completed yet.
325
326 Q: Did they cover any information about the suspect's prior incidents, violent
327 tendencies?
328
329 A: They said that he had been arrested for resisting, fighting with police. I think,
330 shortly before, they said something. I can't remember exactly when, but he
331 had just gotten out of jail for fighting with the police.
332
333 Q: And then, do you know if he was on probation, or parole, or anything like
334 that?
335
336 A: I do not believe he was. I don't recall.
337
338 Q: Okay. All right. So, let's kind of just go down — tell me from the time that
339 you and your team arrived at the BearCat to the conclusion of the events.
340
341 A: So, we arrived on scene. My team, we moved over to the BearCat. Tiner was
342 assigned less-lethal, the less-lethal beanbag shotgun. Blessing was kind of
343 going to be our hands officer if we had to take custody. Jarvis was covering
344 the door side of the residence, the two side, off the back of the BearCat. And
345 then Dahl was assigned high cover in the turret. I was a big voice, just kind of
346 running the team. We arrived on scene. We relieved all of the patrol officers,
347 so we got them out of there. They would reposition the BearCat to be a little
348 bit more advantageous for us and reduce the crossfire with the Grizzly. We
349 got the LRAD set up. And from there, we got into a position that we liked.
350 And shortly after that, I believe PA's started with CNT, through CNT.
351
352 Q: Do you know what time you guys arrived?
353
354 A: I don't recall what time we arrived on scene at.
355
356 Q: That's okay. And then, just based on — you're at the BearCat. Are there
357 additional SWAT officers involved in this that are at other locations?
358
359 A: Yes.
360



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361 Q: Okay. So, the team that you had was just at the BearCat. Then, the Grizzly
362 had a team.
363
364 A: Correct.
365
366 Q: And were there other people, other than just at the -
367
368 A: Yeah. We had a containment team to the back of the residence. I think it was
369 Wanger, Deleon, and Whitcomb. They were originally to the rear on the
370 initial deployment.
371
372 Q: All right. So, once you start the PA's, kind of take me through the events that
373 you observed or that you heard.
374
375 A: So, officers — I think Deleon, and I'm not sure who was with him — they
376 began to do a scout of the residence, looking for places if we needed to deploy
377 chemical agents, turning off the utilities, things like that, getting a layout of
378 the place. And CNT began doing PA's, I believe. So, we were kind of just in
379 that holding pattern, waiting for the search warrant to be signed. I'm not sure
380 if it was before or after. I believe it was after the search warrant. We were
381 advised that the search warrant had been signed. We had seen the suspect,
382 once before, walk from the interior of the house out into the garage. The
383 garage door was open, so we could see him. I believe he walked around a
384 couple of times into the living room. Then, at some point he walked out, and
385 Edgerton, from the Grizzly, advised that he was holding a rifle. It appeared to
386 be an AK-style rifle. Then, shortly after that, we heard the first round of
387 gunfire from inside the house.
388
389 Q: Okay. How long had it been since you initially got there?
390
391 A: I don't know the exact time. I'd have to look at the call log, but I don't
392 remember. Maybe an hour.
393
394 Q: Okay.
395
396 A: It didn't seem like it had been that long.
397
398 Q: Okay. And then, after the first round of gunfire, what happened?
399
400 A: We started requesting additional resources, so the Sheriff's Department
401 brought out their BearCat. They brought the Rook. We started trying to
402 gather up rifle-rated shields for the containment team that were on the
403 perimeter. I don't know what they started doing, but I think they started to set
404 up and kind of get better cover out of the way. And then CNT began
405 continued PA's, asking for the suspect to just surrender, put down the weapon,



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406 follow commands, come out with their hands in the air or hands raised and
407 weapons down. I mean, they made — I mean, it was constant. It seemed like
408 they were on the PA constantly, asking for the suspect to surrender.
409

410 Through that time, there were at least a half dozen, if not more, volleys of
411 gunfire, with numerous rounds fired from inside the house. We couldn't really
412 tell where they were being fired at, if they were being fired at us. We did see
413 rounds coming out of the roof at one point because I distinctly remember
414 seeing sparks flying out of the roof. We started to put in — Edgerton asked
415 for emergency gas to be deployed, so the team on the Grizzly deployed
416 emergency gas into the residence to get the suspect to stop shooting or to
417 prevent him from getting into a position where he could shoot at us. So, they
418 deployed gas numerous times. Every time there would be a volley of gunfire,
419 emergency gas was deployed into the residence, and that just continued on
420 and on throughout the night.
421

422 Q: Over how many hours? I mean, you -

423
424 A: The gunfire seemed to occur every 30 minutes it seemed like. Up until the
425 shooting, the officer-involved shooting, there was volleys of gunfire
426 constantly.
427

428 Q: Ranging in how many rounds?

429
430 A: Sometimes it was just a single round. Sometimes it seemed like it was five or
431 six at a time. So, it was pretty consistent throughout the night.
432

433 Q: Okay. Could you tell if they were high-powered rifles, handguns?

434
435 A: The initial ones all sounded like high-powered rifles. We had seen him with
436 an AK-style rifle earlier. So, just based on the noise and what it was doing to
437 the roof of the house, it definitely looked like a rifle round. That's what we
438 suspected. At one point, he did come out into the living room with a handgun
439 in his hand and fired several rounds from the living room, through the garage
440 wall and into the garage, not directly at officers, but he fired the handgun, in
441 view of the Grizzly team, through the wall. So, we knew he had a handgun as
442 well. And every once in a while, we'd hear a round that wasn't as loud, and
443 we thought that was possibly the handgun round.
444

445 Q: And at that point, when he's firing into the wall, not firing at the officers, are
446 you guys taking that as a lethal threat being directed at you?
447

448 A: I mean, any time someone's firing — when he fired from the living room into
449 the garage, we could see that he wasn't aiming directly at the armored
450 vehicles. But any of the volleys that were inside the house, we did not — I



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451 mean, we assumed that he was trying to shoot at us at some point. We could
452 not — just because of the layout of the house, we never actually saw him. But
453 every time we would make a noise, a spotlight would move, or sometimes
454 they would chirp the LRAD, then we'd hear a volley of gunfire. So, we
455 assumed that he was shooting at the sounds he heard, any type of light
456 movement, or anything like that. We assumed that he was shooting towards
457 us.
458
459 Q: So, this entire time, there's multiple rounds being fired. Take me further into
460 the event, kind of leading up to the officer-involved shooting portion. What
461 kind of precipitated that?
462
463 A: So, CNT had been doing announcements over the PA. They attempted
464 numerous phone calls with zero results. That's what I'm gathering from the
465 CNT behind me. They attempted to drop a cell phone in the garage using the
466 UAS. They made announcements for him to go get the phone to try to speak
467 to him. Throughout this time, he'd come out of the living room, yelled at us,
468 flipped us off.
469
470 Q: Could you tell what he was yelling?
471
472 A: No. I think at one point he said something about getting off his property, but
473 we couldn't hear it from the BearCat too clearly. This is all secondhand from
474 the Grizzly. So, the decision, I believe, was made that we were going to —
475 the Rook was on scene. It was going to rip out the front window of the
476 residence, allowing us to see a little bit better into the living room/kitchen
477 area. It knocked down a tree in the front yard. It was going to move around
478 to the three side of the house, take out a fence. And they were going to
479 introduce hot gas into the back side of the house to try to drive the suspect out
480 of the house from the back out to the front. It was at that time the Rook was
481 moving around to — it knocked down a fence on the north side of the house.
482 That's when the officer-involved shooting occurred.
483
484 Q: Okay. So, when the Rook knocks out the — when you're saying the two side,
485 it's the north side, the first wall to the left of the front of the residence?
486 Correct?
487
488 A: Yes.
489
490 Q: So, when the Rook — and do you know how to spell Rook? Is it -
491
492 A: R-O-O-K.
493
494 Q: R-O-O-K?
495



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496 A: Yeah.
497
498 Q: Okay. So, when the Rook goes and knocks out the fence on the north side,
499 what did the suspect do at that point? What did you see?
500
501 A: Well, when they took — so, I should just back it up a little bit. When the
502 Rook took out the window, there was a heavy volley of gunfire. I would say
503 20 or 30 rounds of just constant semi-automatic fire. Rounds were — at that
504 point, we could see rounds coming out of the house. They were striking the
505 vehicle out in the street. Rounds were skipping off the sidewalk.
506
507 Q: What vehicle on the street?
508
509 A: The small, blue sedan.
510
511 Q: Okay. Not the armored vehicle, but the -
512
513 A: Yeah.
514
515 Q: Okay.
516
517 A: We believed that the Rook had — it had to have been. We thought it had been
518 struck, just because of the amount of gunfire that was coming out of the
519 house, and the rounds were coming out that way. We thought the Rook had
520 been struck for sure, but we did not know for certain at that time. So, it
521 moved around to the two side. It began knocking down the fence. I asked
522 Sgt. Edgerton if we could have the Rook move the car that was in the
523 driveway out so we could see into the garage better. And within seconds after
524 that, the suspect — I don't know where he came from, from the interior of the
525 house, deep in the house, towards the back. He came out through the garage
526 door. He was standing — from my view, I could see him open the door into
527 the garage. The top of his — from about neck level was visible. I was
528 blocked by the car in the driveway. I saw the muzzle of the rifle, the AK-style
529 rifle he had earlier, up over the top of the car, pointed towards — at an upward
530 angle towards us, towards the BearCat. I saw sparks. I heard a gunshot, saw
531 sparks from the barrel. And then, that was followed by numerous other
532 gunfire from around us.
533
534 Q: Where were you at that point?
535
536 A: I was sitting in the front passenger seat of the BearCat. So, I was looking to
537 my left, out the window, watching everything kind of unfold.
538
539 Q: And where were the other members of your team?
540



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541 A: Dahl was up in the turret, so he was standing behind me, up high in the turret,
542 looking down. Jarvis was at the back of the BearCat, standing behind the
543 open door. And then Blessing, Tiner, and Wagstaff were outside to my right,
544 behind the BearCat.
545
546 Q: And Wagstaff, had he joined you at that point?
547
548 A: Yeah. Sorry. Yeah. He was our K9 officer over there.
549
550 Q: For?
551
552 A: If the suspect were to attempt to flee or run, he was part of our overwhelming
553 less-lethal.
554
555 Q: Okay. So, he was the less-lethal option that you had available to you?
556
557 A: Yes.
558
559 Q: And you were sitting in the front seat. Sgt. Jarvis was at the rear of the
560 BearCat, and Dahl was up in the turret?
561
562 A: Yes.
563
564 Q: And then Blessing, -
565
566 A: Tiner.
567
568 Q: - Tiner, -
569
570 A: And Wagstaff.
571
572 Q: - and Wagstaff were?
573
574 A: Outside, to my right.
575
576 Q: Okay. So, still behind the BearCat?
577
578 A: Mm-hmm.
579
580 Q: And when the suspect came out, you said he came out the garage door and
581 you could see the barrel of the AK-47-style rifle pointing up. Could you tell,
582 when he fired, was it at the direction of the BearCat itself?
583
584 A: It was pointed at the BearCat, yes.
585



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PUBLIC HARDCOPY

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Follow Up Report # SA 25

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586 Q: Okay. And then, once the suspect fired, you heard — what did you hear?
587
588 A: I just heard multiple different rifles firing. I couldn't tell how many shots
589 were fired. It was just — it happened so quick. There was just kind of that
590 barrage of gunfire. I saw the suspect get hit. I saw him kind of flinch
591 backwards, and I saw what looked like, to me, some blood spray on the door
592 behind him. He kind of lurched backwards, back to his left, and then fell
593 down, out of view of me. The door was still propped open, so I believed that
594 he was laying or somehow keeping that door open from the garage into the
595 living room. So, once that, I put out shots fired over the radio, I asked who
596 shot. Jarvis said he shot. Dahl said he shot. Then, Dahl advised me that a
597 round from the suspect struck the turret of the BearCat. I confirmed there was
598 no other shooters. I advised Edgerton that the door was still propped open. I
599 thought the suspect was laying there and that the UAS could get in there and
600 see the status of the suspect. At one point, the UAS did fly in, confirmed the
601 suspect was down. We sent — Tiner is one of our medics. We sent him over
602 to the Grizzly team to be part of the medical. We formed a contact team with
603 shields, moved up. I kind of trailed the stack up and just held on the front
604 door, and they moved up and provided medical for the suspect.
605
606 Q: And as you're trailing, what are you doing at that point?
607
608 A: The team moved into the garage. And then, from the garage, through the
609 door, into the residence. Myself and Whitcomb, we just kind of held on the
610 front living room area, through the open window, just watching to make sure
611 there was no movement as the team moved around. The suspect didn't pop
612 up. There was no movement. There was nothing else. We were just covering
613 that area until the team moved into it. So, we were just holding on that.
614
615 Q: From that position, could you see the suspect?
616
617 A: I could see — so, there was a metal security screen. I could see him down on
618 the ground through the security screen. The view wasn't very clear because of
619 that, but I could see him on the ground, laying there.
620
621 Q: Okay. And then, once the rest of the SWAT team got into the residence, what
622 did they do to render aid to the suspect?
623
624 A: I know they cut off his shirt — or I believe they cut off his shirt. I could see
625 that he had what looked like two bullet wounds, one in the middle of the
626 chest, one off to the side. They were putting a tourniquet on, and they were
627 putting — I believe they were putting chest seals on the suspect. We finished
628 clearing the residence, making sure that there was nothing else inside we had
629 to worry about. When we came back out into the living room, they were
630 doing CPR on him. At that time, I advised over the air that Fire was clear to



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631 enter and that officers were conducting CPR. And then I left the residence at
632 that point.
633
634 Q: Okay. Based on what you saw and the actions of the suspect, would any less-
635 lethal options have been reasonable to deploy?
636
637 A: No, no.
638
639 Q: And why is that?
640
641 A: Every attempt we made to contact him was met with gunfire. He had a high-
642 powered rifle. I mean, he obviously — he made no attempt to communicate
643 with us. We tried. I think we exhausted every avenue to try to de-escalate
644 with him, speak with him, try to figure out what's going on. Like I said, every
645 time we attempted to do anything, it was met with gunfire. Anything else —
646 with a high-powered rifle, anything else — if we tried to do any less-lethal or
647 use less-lethal to detain him, it would have ended badly for us.
648
649 Q: How about when the suspect walked out into the garage and pointed the rifle
650 at you guys?
651
652 A: No, no. That would have — we don't — we're not going to match a lethal
653 threat with less-lethal in that situation.
654
655 Q: And why is that?
656
657 A: Because he'd shoot us and kill us. We need to stop the threat. And if he's
658 armed with a high-powered rifle, we're not going to stop the threat with a
659 beanbag shotgun or anything like that.
660
661 Q: Did you ever give any commands to the suspect?
662
663 A: No. We never had an opportunity to. We were — every time the suspect
664 would enter into the living room and we knew that he was — because he was
665 playing loud music in the back of the house throughout the night. So, my
666 direction to CNT was any time the suspect was towards the front of the house
667 and we knew that he was closer to us, either give commands to him over the
668 LRAD. We had TPI's they were doing. So, I also advised them, "Hey, if he
669 comes into the living room, he could hear us. Play the TPI from the brother or
670 the sister," just so hopefully he could hear it, because our thought was if he's
671 in the back of the house with the music playing, he may not be hearing what's
672 going on over the LRAD. So, I just advised them any time we have the
673 opportunity and we know he's close, give the commands, play the TPI's.
674 Hopefully, we can get some type of communication going.
675



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676 Q: Were you ever aware of the suspect's communication with CNT, whether the
677 suspect understood the commands that were given to him?
678
679 A: No. They had mentioned that they had phone contact with him very briefly,
680 early on in the incident, and that he was kind of being nonsensical, wasn't
681 making a lot of sense. He wasn't trying to form of any type of — they were
682 unable to form dialogue with him. He had been talking on a cell phone when
683 he'd walk out. I guess the officers on the Grizzly saw him on the cell phone.
684 CNT mentioned that he had spoken about his sister, so they were playing the
685 TPI's from the sister and brother.
686
687 Q: What is a TPI?
688
689 A: Third-party...something. I can't remember.
690
691 Q: What is it?
692
693 A: It's just a recorded message from a family member or friend of a suspect to try
694 to get them to surrender.
695
696 Q: Okay. Do you know of any times that the suspect made any verbal threats to
697 you or the police department?
698
699 A: I know that he — well, like I said, he'd come out of the living room. He
700 would yell. It was hard to hear him, especially from our location. He was
701 talking more to the Grizzly officers because he could see them from the living
702 room. He came out into the garage once. It looked like he was looking for
703 something. He flipped us off, walked back inside. He came out a second time
704 with the AK rifle in hand. Once again, it looked like he was looking for
705 something. I believe PA's were being given by the CNT. He just held up his
706 hands with the rifle in his hands and walked back inside. He never had any
707 type of communication with us. He just ignored us. I don't know of any other
708 threats that were made.
709
710 Q: During the incident, were you injured at all?
711
712 A: No.
713
714 Q: No? Did you fear for your safety?
715
716 A: Yes, throughout the whole thing.
717
718 Q: And did you fear for the safety of anybody else?
719
720 A: Every time that a round was fired by him, I feared for the safety of every



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721 single officer and any residents. I mean, I know the power of that rifle. So, I
722 mean, it was very unnerving every time shots were fired because you didn't
723 know where they were going, who they were aimed at. So, during the entire
724 incident, I was fearful.
725
726 Q: And how was the suspect acting throughout the incident?
727
728 A: Like I said, he would walk out into the living room and couldn't care less that
729 we were there. He didn't seem to — he would yell at us, and just walk back to
730 the back of the house, and then there would be gunfire. So, there was very
731 little contact with the suspect as far as just...I saw him very little. I saw him a
732 couple of times walking into the garage. Like I said, he flipped us off and just
733 walked inside. He couldn't care less that we were there. Briefly, like I said, I
734 saw him walking around the living room, but from our angle and the blinds
735 inside, across the window, it was very brief, and I could only see kind of bits
736 and pieces of him walking around. The Grizzly team had a better view of
737 what he was doing, but from our angle, I couldn't really tell his demeanor, his
738 attitude towards us.
739
740 Q: Were you able to assess — based on your limited interaction with the suspect,
741 were you able to assess his mental condition or drug use?
742
743 A: No, no.
744
745 Q: Okay. Throughout the event, was there any use of non-lethal weapons used to
746 attempt to bring the event -
747
748 A: So, we used emergency gas. So, I think Mantsch — and I'm not sure who else
749 — deployed emergency gas from the Grizzly side. I'm not sure if emergency
750 gas was deployed anywhere else. Those were just our 40 mm CS Ferret
751 rounds that were deployed into the residence when there was gunfire. Like I
752 said, that was to get the suspect to stop firing or to deny him the ability to get
753 an advantageous position on us. That's the only thing that I know that was
754 deployed, were those, the CS rounds.
755
756 Q: Okay. And those were deployed over a timeframe?
757
758 A: Yeah. I think we had six or seven deployments of the gas, and those were —
759 every time there was a large barrage of fire, it was deployed in, mainly into
760 the living room area because that's the only window that we could get it into.
761 So, mainly into the living room area, but any time there was a barrage of
762 gunfire, it was deployed.
763
764 Q: Okay. All right. Anything from you, Tim?
765



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766 A1: No.
767
768 Q: Okay. Give me a few minutes. You guys can take a break, and I'll go see if
769 there's anything that I need to follow up with.
770
771 A: All right.
772
773 Q: All right. It is September 8th at 10:16 a.m. Continuing the interview with
774 Ofc. Surjan. Still in the interview room is Ofc. Davis from the Sacramento
775 Police Officers Association. One thing I wanted to follow up with. Any time
776 throughout the evening, while you were at the BearCat, did you ever hear any
777 of the rounds striking the BearCat?
778
779 A: No.
780
781 Q: No? And then, I have a map here. It was from the UAS that took a photo of
782 the scene with everything still in place, but after the incident. I kind of want
783 you to go through and depict where the BearCat is, where the Grizzly is,
784 where you were, and kind of the positioning of the officers, from what you
785 recall, at the time of the shooting.
786
787 A: Okay.
788
789 Q: Here's a Sharpie for you.
790
791 A: All right. So, this is the BearCat, Grizzly. I was in the passenger seat right
792 there.
793
794 Q: Can you mark that as the -
795
796 A: G?
797
798 Q: - G? And then BC? Okay.
799
800 A: So, I was right there in the front passenger seat. Sgt. Jarvis was -
801
802 Q: Can you put a J?
803
804 A: - right there. Jeff Dahl was in the high cover, in the turret. Blessing, Tiner,
805 and Wagstaff were just standing behind the BearCat.
806
807 Q: So, on the map, you placed an X for the position where you were?
808
809 A: Mm-hmm.
810



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811 Q: And then you have MB for -
812
813 A: Mike Blessing.
814
815 Q: - Ofc. Blessing, BT for Ofc. Tiner, and -
816
817 A: AW.
818
819 Q: - AW for Ofc. Wagstaff?
820
821 A: Yeah.
822
823 Q: And then J for -
824
825 A: Sgt. Jarvis.
826
827 Q: - Sgt. Jarvis?
828
829 A: Yeah.
830
831 Q: And then JD for Ofc. Dahl in the turret?
832
833 A: Right.
834
835 Q: Okay. All right. And then, when you were talking about the garage area, can
836 you just kind of put a square around the garage area, where you observed the
837 suspect come into? Okay. All right. Cool. I don't think I have anything else
838 at this point.
839
840 A: Okay. Sweet. Cool.
841
842 Q: Discontinuing the interview.
843
844 **End of Recording**
845
846 **Transcribed by: DocuScript, LLC/mw**



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Follow Up Report # SA 25

Related Attachment(s) - PHOTO

Attachment Description: **OIS ADMONISHMENT AND PHOT SHOWN TO OFC. SURJAN**

Reference Number:





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Report Number: 21 - 254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

BRIAN SURJAN #426
Officer's Name and Badge Number

7/8/21 0900
Date and Time

J. SAARIO #460
Detective's Name and Badge Number

9/8/21 0900
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input checked="" type="checkbox"/>	OFC SURJAN HELMET CAM PART 1	07:38:11 - 11:37:41 / [REDACTED] REDDING AVE
<input checked="" type="checkbox"/>	OFC SURJAN HELMET CAM PART 2	11:38:12 - 12:43:38 / [REDACTED] REDDING AVE
<input type="checkbox"/>		
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Follow Up Report # SA 25

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #9) [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #9) [REDACTED], (DOB: [REDACTED])

Author 4195 - ROBERTS, KYLE 0573

Related Date Sep-09-2021

On 9/8/2021 I contacted [REDACTED] by phone and took his statement. This phone call was audio recorded and booked into property as evidence. [REDACTED] stated the following in summary:

Tuesday or Monday night (9/6/2021 or 9/7/2021) he (Derek Pearson) had just called me and first was telling me that I was supposed to shoot a family friend named [REDACTED] who lives with my mom. He also told me that I had to get all the alcohol out of the house. Then he tried calling me again but I was on the phone with uncle [REDACTED] letting him know what uncle Derek said so I missed his call. Because I missed Uncle Derek's call he left me a voicemail telling me I had to pick up the phone and that my life depended on it. Then as I was listening to the voicemail he called again and I didn't pick up so he left me another voicemail. The other voicemail he then said he was going to have my mom sacrifice me. Then basically it was just a few more messages like that.

I don't know [REDACTED] last name, but he lives with my mom at [REDACTED] in [REDACTED].

I think Uncle Derek was angry because [REDACTED] drinks a lot of alcohol and gets really mad so he was telling me to get the alcohol out of the house. I assumed that's why he was angry, I'm thinking they had an argument ([REDACTED] and Derek Pearson).

I think the rest of the threats towards me were because he was supposed to help me come back down from [REDACTED] to [REDACTED] originally, so he expected me to be here by Friday (9/3/2021) and he told me I had to be here and that my life depended on it. He was also kind of trying to kick everyone out of the house in [REDACTED]. He was just being very aggressive.

He said he was going to sacrifice me by cutting me from my balls to my chin. I don't know why he would say this, the only thing I can think about was because I wasn't picking up the phone. This was really weird and not normal behavior from Uncle Derek. The first voicemail on 8/29/2021 was my first experience with uncle Derek being violent. Uncle Derek has always kind of been all over the place but never violent. The violent behavior is definitely more recent.

I have never lived with Uncle Derek but he used to live like 2 streets over from my Uncle [REDACTED] before he went to California.

I don't know of any prior mental health issues but I know like 2 months or maybe 3 months ago Uncle Derek got arrested twice. One arrest I heard was for not wearing a helmet on a motorcycle and the next was from running around naked in the street. The aggression and violence I think is more recent. My mom also said that Uncle Derek had been fasting, that he was smoking marijuana, and may not have been getting that much sleep.



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Follow Up Report # SA 25

Narrative Text

Type 02 WITNESS STATEMENT

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

Subject (WITNESS #3) [REDACTED], (DOB: [REDACTED])

Author 4098 - KLUTZ, PATRICK 0641

Related Date Sep-09-2021

On 09/07/2021, at approx 0630 hrs, Sgt Quinn notified me of an Officer Involved Shooting incident where the suspect was deceased. After briefing, Sgt Lange who was in charge of the investigation assigned me to contact Derek Pearson's brother, [REDACTED].

On 09/07/2021, at approx 0950 hrs, Detective Roberts and I contacted [REDACTED] over the telephone. The call was audio recorded on my Department issued Body Worn Camera. Pearson stated the following in summary:

Our family grew up in Texas. It was me, my sister [REDACTED], and my brother Derek. Our parents were married but then got divorced when we were fairly young, around when Derek was twelve (12) or thirteen (13). The divorce affected us like any other divorce would, nothing major. Our family was never religious or super political. I can't remember the exact time frame, but Derek eventually got married and moved his family to [REDACTED] for a job. Derek was an electrical engineer and usually worked as a government contractor who would work on various projects for the federal government. His wife's name is something like [REDACTED] and I don't know if she kept her maiden name, [REDACTED], or still has her married name of Pearson. I have been trying to get in touch with her but I don't have any good way of getting in contact with her. They have four (4) children. Their names are [REDACTED], [REDACTED], [REDACTED], and I can't seem to remember the last one. Once he left Texas, Derek and I would only really talk sporadically, if at all.

At this point in time, the only complaints or anything like that Derek would ever make or say to me was that the government wouldn't listen to him regarding his ideas which would make things better or more efficient. Eventually, he lost that job and got another one in California. I want to say about 4-5 years ago he and [REDACTED] got divorced. I remember there being an incident regarding Derek and the kids and [REDACTED] but I don't really know the circumstances surrounding it. I do remember whatever the incident was, it scared the kids enough for them to want to be with their mom and not Derek. That hit him pretty hard. I know he turned to alcohol quite a bit to try and cope with the situation. Eventually he stopped drinking in an effort to be able to see his kids, but I guess they still didn't want anything to do with him. After the incident and Derek turning to alcohol we really lost touch. He called me out of the blue on my birthday this year; [REDACTED]. He seemed like himself but he did start talking about how the election had been stolen from Trump and how he was concerned about the "deepstate". Throughout our following conversations, some of the conversation would be normal but then he would ramble without letting me get a word in. Derek would ramble on about the "deepstate" and about some guy he was following called [REDACTED] who I guess is a right wing extremist. Derek also said that he was going to be apart of "taking down the deepstate". I never asked him what he meant and I would just shrug it off and pay no attention to it. I hadn't talked to him for a little bit when he called me I think on 08/31/2021, upset that we (the family) hadn't helped him when he was just in jail. I tried to tell him that we didn't even know he was in jail and what for. That is when the threats started.



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During that call, he told me he was the second coming of Jesus Christ and that I had better run, because he was coming to get me. I know he has threatened my sister and my Nephew, [REDACTED]. Something along the lines of he was going to kill my sister and then my Nephew but I really don't remember too much about it. You would have to talk with [REDACTED] about that.

Detective Roberts contacted [REDACTED] and obtained his statement as well as several threatening voicemails which Derek had left [REDACTED]

Derek had a couple of guns when he was here in [REDACTED] and I'm pretty sure he took them when he moved out of state. I know he had a rifle, and a couple of pistols. Derek had never been violent or an angry person until after he got out of jail. As far as I remember, he had never been to jail before when he called after he had gotten out at the end of August. Derek had also never done drugs that I know of. I think he recently, I don't know when, started to do marijuana but I don't think marijuana would cause him to act like he recently has been unless it's laced with something.

I informed [REDACTED] that Derek was deceased due to the incident that had occurred over the last night. [REDACTED] had a sense of what was going on because during the incident, CNT officers (Sgt D Bean) had spoke with him. Sgt Bean wrote a supplement on what was discussed.

The last time I spoke with Derek was last night about 9pm my time ([REDACTED], [REDACTED]). In that conversation he told me he thought some people were clones. He even said he thought I was a clone. I just ignored it. That was the last time I spoke with him.



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Follow Up Report # SA 25

Narrative Text

Type 02 WITNESS STATEMENT

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

Subject (WITNESS #14) [REDACTED], (DOB: [REDACTED])

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-15-2021 9:27

On 9/8/2021, at approx. 1025 hours, I Detective Murawski contacted [REDACTED] by telephone. She then gave the following statement in summary:

I am the person who called the police so that they could do a welfare check on Derek Pearson. I called the Sacramento Police at about 9 PM my time on September 6th. I live in [REDACTED], [REDACTED] and I have known Derek since we were kids. He and my brother [REDACTED] were good friends. We all knew each other from the neighborhood and Derek and my brother stayed good friends over the years. My brother is actually in a wheelchair now and Derek had helped him out over the past few years. Derek even moved my brother out to the [REDACTED] area, so that he would be closer to his sister out there. While [REDACTED] was out in the [REDACTED] area, Derek would continue to go back and forth from the Sacramento area to the [REDACTED] area.

The reason that I ended up calling the police about Derek in the first place is because he started sending me some crazy voicemails during the evening of Monday September 6th. In the messages he was acting weird and making threats, but at the same time he was saying Jesus loves you. I think that on one of the messages he said, Jesus loves you and the he followed that up with he was going to cut open my brother and kill him in front of me. He was leaving me the voicemails on my telephone ([REDACTED]) and he was sending them from his phone, which has the phone number ([REDACTED]). Not only did I know that it was Derek from his voice, I also have his phone number saved in my contacts under his name.

The messages started coming in at about 6:30 PM (Mountain Time) and the last messages that he left came in at about 7:55 PM (Mountain Time). After hearing all of these messages, I called my brother [REDACTED] to see if he was ok. I was not even sure where Derek was at. I had no idea if he was in the [REDACTED] area or back out in California, so I was concerned about my brother's safety. After speaking with [REDACTED], I was able to determine that he was ok, and that Derek was not with him. That alleviated my immediate concerns, but then I started getting messages from some of our other friends ([REDACTED] and [REDACTED]). They had also been getting strange messages from Derek and they were concerned about them as well. We then finally decided that one of us should call the police and have someone check on Derek. I was not even sure that Derek was currently out in Sacramento until [REDACTED] told me that he was living out there. [REDACTED] was able to give me Derek's address and that is how I ended up calling the Sacramento Police Department.

I have not seen Derek in at least a couple of years. In the last five years or so, I would say that I had seen Derek once or twice. I know for sure that I have not seen him since the start of Covid. I had not even talked to Derek for the last two years or so. He may have left me a message or two in that time, but I can't think of anything specific.

After getting the messages from Derek and talking to my brother [REDACTED], Derek called me again and I



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actually picked up the phone. While I was on the phone with Derek, he again was talking crazy and he said something about [REDACTED] ([REDACTED]'s brother) had five minutes to call him or something.

In the phone messages that Derek left, he did threaten to kill my brother [REDACTED]. I don't know of Derek being a violent person, but I have seen a picture of him holding a firearm before.

I am not sure if Derek had any social media accounts. I know that I am not Facebook friends with him. I know that Derek had previously been married and I think that he had about four kids, but I have never actually met any of them before.

I am not sure if Derek had any mental health conditions. I know that for the past few years he had been acting kind of erratic and he was very into Jesus. He would talk to you forever about Jesus if you let him. I am not sure if he was actually diagnosed with anything or if he took medications. I am not sure about Derek's political stance, but I would say that he was conservative leaning if anything.



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Narrative Text

Type 02 WITNESS STATEMENT

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

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

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-15-2021 11:00

On 9/9/2021, at approx. 1355 hours, I Detective Murawski contacted [REDACTED] by telephone. She then gave the following statement in summary:

I have known Derek for a long time. I mean I haven't really talked to him in about 19 years, but I would say that I knew him pretty well. For some reason I am one of the ones that he reached out to the other night. I had spoken to him about a week and a half ago. He had texted me out of nowhere and asked me to call him about [REDACTED]. I ended up calling him and we had a long conversation about [REDACTED]. Towards the end I was telling him that I had to go. That is when he started asking me if I was willing to hop on a plane at a moment's notice and help him perform an exorcism on [REDACTED]. I told him that I would absolutely not help him out. He then asked me if I was not willing to do it for [REDACTED], was I willing to do it for the Lord. He ended by telling me to just think about it and that he would call me back.

Derek then called me three times on Monday (9/6/21) evening and left me voicemails. In the voicemails he was telling me that I only had an hour to get ahold of him and others because he was going to go kill [REDACTED]. In one of the messages he was telling me that I should get ahold of [REDACTED] and let him know as well. After hearing those voicemails, I contacted [REDACTED] sister ([REDACTED]) who is a lawyer. We talked about trying to get ahold of somebody regarding Derek and I guess she is the one that called the police for the wellness check. I mean I live out in [REDACTED], so there is nothing that [REDACTED] was going to be able to do.

I saw the breaking news about what happened to Derek after our other friend [REDACTED] had told us what happened. I am just glad that no one else was hurt as a result of what happened. Derek was a loose cannon based on the way that he was acting.

I met Derek through [REDACTED]. [REDACTED] and I had dated for seven years and Derek was [REDACTED] best friend, so we were pretty close during that time. Like I said I had not really seen or talked to Derek in about 19 or 20 years though. Our only connection over that time is that we were friends on LinkedIn. I guess when [REDACTED] was getting out of jail in Colorado, Derek had contacted me to let me know that he was going to be taking [REDACTED] out to California with him to take care of him. I really didn't care at that point, so I am not even sure why Derek would have told me that, but whatever.

I am not sure what the significance of April 1st, 2022 in Colorado is. I know that our friend [REDACTED] lives out in Colorado. One of the things that freaked me out about Derek's messages is that he was telling me that I only had an hour or an hour and a half before he was going to go kill [REDACTED].

I don't think that Derek had any social media accounts. As far as I know he was pretty much anti-social media.



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Follow Up Report # SA 25

Narrative Text

Type 02 WITNESS STATEMENT

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

Subject (WITNESS #16) [REDACTED], (DOB: [REDACTED])

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-15-2021 15:59

On 9/8/2021, at approx. 1459 hours, I Detective Murawski contacted [REDACTED] by telephone. She then gave the following statement in summary:

Derek Pearson is my ex-husband. We got married in 1994 and he and I have four children together. They are currently 22, 20, 19, and 17 years old. Derek moved out in August of 2016 and we went through divorce proceedings for the next couple years, but it is now final. I actually field for the divorce sometime during the summer of 2016. As a result of the divorce I was granted full custody of the kids.

Neither my kids nor I have had any contact with Derek (except for court) since he moved out in August of 2016. Derek has emailed us, and he has stopped by the house a few times to leave gifts, but we have never responded to him or acknowledged that he was at the house. The last time that he came by the house was on July 30th of this year, but like I said we did not answer the door.

The last email I got from Derek was sometime last month. He forwarded me an anti-vaccine email.

Derek has had mental health issues in the past and that is part of what led to our divorce. In February of 2016, I was able to get Derek to go see a therapist. He would not take his medication though and he continued to act erratic. That was not the only problem, Derek had guns and he kept them in a safe, but I hid the key to the gun safe on him. The reason that I did that is because Derek was suicidal and homicidal at that point. I was afraid of both his life and our (the kids and I) lives. During that time, I contacted the police and tried to ask them to please take Derek's guns away from him. They told me that they could not take his guns away from him though. Like I said Derek was not able to stay on his medication and his being around the family was becoming detrimental to everyone. That is when I field for divorce and Derek ended up moving out.

I am not exactly sure what Derek was diagnosed with. I went to a few of his sessions with him, but I am not sure if he ever had a diagnosis. I know that he had depression and I think he also had psychosis. I can not think of the exact medication that he was on, but I think one was a depressant and one was an anti-psychotic. Derek eventually refused to take the medication and he also quit going to his counseling appointments.

It seemed like every time that Derek would lose his job, he would spiral downhill. The first time that he lost his job was in 2008. After that he had a few issues, but he was able to find a new job and we were able to work through his problems. Then in 2013 he started to get worse again. Then it just became progressively worse after that. In 2014 we moved to [REDACTED] because Derek had got a job out here. Within a year he got laid off from that job though. As soon as he lost his job in 2015, he was a mess again. That is when we tried to get him some help. He got another job in 2016, but in 2020 he sent an email saying that he lost his job yet again. At that point I knew that he was again going to have some problems based on his past



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history.

Derek graduated from UTEP as an electrical engineer. He worked at White Sands Missile Range for over ten years and then worked at El Paso Electric and Artwel Electric for a while as well. At all of those jobs he worked in the engineering field.

Derek used to tell us that he had ruined all of our lives and that it was over for all of us. He threatened his boss's life to me at one point. After he told me that I told he that he should not say things like that. That is when he tried to get into his gun safe, but I had locked it and hidden the key. After he was not able to get into the safe, he told me that it was over for all of us in the family. The second time he tried to get into the gun safe I had actually hidden the guns and the ammo separately. It is a good thing that I did that because he was able to use a crowbar and break into the safe. As he was breaking into it he was egging me on and trying to get me to call the police. I didn't call the police at that point, because I thought that it might actually make things worse. It was only later that I talked to the police about taking his guns, but like I said they told me they could not help me. As part of the divorce, I was ordered to return all of his guns back to him. I did however take pictures of the guns that he had before I gave them back to him though.

The only time that Derek had been arrested was in May of this year. He had emailed me and told me that he had been arrested. He said that he was running from the police and that god told him that he needed to turn around. Derek was never very religious before we were separated. It seemed like he became more religious in 2016 and I know that his brother got him into conspiracy theories. He would send me Q Anon and right-wing extremist emails all of the time. In one of the recent emails that he sent me he told me that he thought that he was being watched.

The only email that I had from him that really concerned me was one where he said that he knew the deep state was watching him and that he was going to kill them. He followed that email up with another email where it sounded like everything was fine. I am pretty sure that those emails were sent at some point this year. I was worried about Derek and what he might do because it seemed like he was spiraling down again.

I don't remember him ever saying he was Jesus, but he would say that things were coming or that things were happening. I think he would get stuff from the patriot's network. He would say things like "strike the enemy down" and "tyranny is falling".

END OF STATEMENT

██████████ later sent me an email on 9/8/21 at approx. 1928 hours. In that email she provided pictures of the guns that Derek had when she tried to turn them over to the ██████████ Police Department as well as the following additional information:

The doctors he met with in 2016 were Dr. ██████████ and Dr. ██████████. Dr. ██████████ prescribed him Zolof and Seroquel.



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Follow Up Report # SA 25

Narrative Text

Type 02 WITNESS STATEMENT

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

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

Author 3481 - MCGOVERN, SHAUN 0892

Related Date Sep-16-2021 11:00

On 09/07/21, at about 11:00 am, I (Detective McGovern) spoke to Witness [REDACTED] over the telephone. The conversation with [REDACTED] was recorded on my digital recorder. Witness [REDACTED] told me the following in summary:

I got the bad news already. Derick didn't really have any issues growing up as a kid. Actually, when he was real little he had a near death experience related to a rare kidney disease. They thought he was going to die, but my mother did a bunch of holistic health stuff in Mexico and he got better. She had her friends go to Mexico and get her stuff to help treat him. I don't know if he was near death, but he got really, really sick. Basically, over a year of vitamins and salad he was able to get better. He was grateful to my mom for keeping him alive.

Derick did great in school, but our parents got divorced when he was like maybe 9 or 10 years old. It was really hard on us because we had just moved to [REDACTED] from [REDACTED]. My mom started working. He did great in school and he's always been really smart, very kind. He was a beautiful soul. That's why when he started acting like that the other day, I just knew that wasn't him, like he was possessed, as crazy as that may sound. I really believe he was actually possessed by a demon, some kind of strong, ugly demon. The only reason I say that too is, because I didn't really know there was such a thing, but I've been learning a lot more about a lot of things and trying to read the Bible more. I found out, unfortunately, its all true. You know they're invisible and you can't see them. They can come and go out of people, and they can mess with you.

I'm sure that if he didn't get enough sleep, which like I said, he had gone for a long time without any sleep and he wasn't eating any solid food. He was just trying to eat vegetables and smoking a lot, not sleeping. And then his mind, I guess just took... you know, I mean you know they can do M K Ultra.

M K Ultra is mind control. And another thing, have you heard of V2K? You might want to look it up. It's called voice to skull. It's where the government can send messages to make it think that you're talking to God, but it's not. It's all mind manipulation. It's some really heavy duty electronic stuff.

So he worked for the government, like my father. My father designed the first heat seeking missile. So, we've literally had the government... the very bad side of the government, try to take us out, for a long time. My father passed away when he was very young, he was like 62. He was incredibly knowledgeable, he had a lot of powerful people that knew who he was. He had top, top, top... above top security clearance. But we're just regular people, so we grew up normal, just trying to survive, trying keep a job, keep the car running. We always had crappy cars. We've never had any real money in our lives. So, we were just trying to survive and keep our family happy. I figured we'd never have money, because that's just the way it's been forever.



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After my mom and dad divorce, my father still lived in [REDACTED] and worked in [REDACTED]. He worked very hard and worked a lot, but we would see him every other weekend. The divorce between my parents wasn't very good, but they managed it. My brother took it really hard, because he was born on the same day as my father and he was very close to my dad. Well, we were all close to my dad and my mom actually. It was just really hard on all of us.

(I asked when religion became a part of their lives)

I guess, for me, I've always had it. But my brothers never really did, because my father never did. My mom kind of... not really... sorta. So, I guess for my brother [REDACTED], who lives here in [REDACTED], he's been really in tune with God for about the last five years. Derick, I would say for the last year or year and a half maybe. He knows God's love and not violence. [REDACTED] even told him like, "Hey, God wouldn't want you do this" and "God, wouldn't want do this. Please, just calm down."

So, anyways when he got married, his wife was very controlling. To the point where she didn't want him to be around any of his family anymore. She's the one that broke us up. She pulled him away from us. And I just stopped reaching out to him, because they made it so uncomfortable. He literally lived two blocks away away from my brother [REDACTED]. Two blocks and he wasn't able to see him. They have been brothers their whole life and [REDACTED] wouldn't let them... except for like one time she let him come over, but then she made him leave. She wouldn't let him be with us. It was the weirdest thing. She was just ugly and they ended up having four children together, while they were here. And then they all moved out to California. But even in California, he would not be able to go for a walk with his son or daughter. Or just hang out in the kitchen, while she was in the living room. She was like so... I don't know if she had been through some kind of abuse... that's what we figured later. She must have been through some kind of abuse, where she was afraid to let him hangout with his kids.

I think they moved out to California five years ago. They got a divorce after they kept telling him to quit his job and he knew he needed his job just to support them, because everything in California is expensive. I don't know, she made him quit for whatever reason and then he just started losing it. He was having a hard time because he didn't have any money. He started having a hard time functioning. He said, "[REDACTED], I feel like they raped my soul." I mean that's what [REDACTED] did him. He felt like she just like... anyway. There's something wrong with her.

(I asked about [REDACTED] information)

Um, I don't really know. I think its [REDACTED] or [REDACTED]. I'm not really sure what her middle name is. And then it's Pearson or it used to be [REDACTED]. My brother [REDACTED] asked me if there was anyway to get a hold of her and I didn't know any way. I think her brother [REDACTED] still lives here with his wife and kids. When Derick and [REDACTED] were together, they were living in northern California, but I'm not sure where. It might be something like [REDACTED]. They got divorced two years ago.

(I asked when she believed Derick Pearson started to be possessed by a demon)

So that didn't start until he left [REDACTED] and went back to California. He left here last April or May. He's been in California since then.

(I presented a time line of Derick Pearson moving to California in 2015 or 2016, getting divorced around



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2019 and then moving back to Texas)

Right, right. He was in Texas for about a year and then that's when he moved back to California. After the divorce and stuff, he moved out and was living with one of his coworkers. He then moved into a place where he and his best friend [REDACTED] could live. It was a one bedroom place... It's the place that he was at now. [REDACTED] is like a brother to us. He's known our family and been Derick's best friend for over 40 years. He's the one that's disabled in a wheel chair and is living here now in [REDACTED]. [REDACTED] was living at the house there on Redding in Sacramento but he moved to [REDACTED] when Derick moved out here.

When they moved back to [REDACTED], the plan was they were going to stay here for a while and then eventually find [REDACTED] a place, where he can be on his own. Derick was going to stay here or maybe go somewhere else, it was kind of up in the air. The plan was, he was going to buy the house from me and he was fixing it up, so that it was more livable.

He just... he's not like that. He's a very kind, loving soul. So, for him to threaten and stuff like that. It's just not like him. Within the last three weeks, Derick's behavior started to change. That's the only time I've seen anything like that. He started saying that he was talking to our dead father and saying that our dad was god. Derick said that our father told him to get [REDACTED] out of the house, because there should be no alcohol in the house. That everything that I told him about other stuff was right. So, that part didn't seem that abnormal to me. It just seemed kind of like... well, I kind of understand that. That didn't upset me so much.

So he was threatening my uncle in [REDACTED], who also had worked for government. He asked him for a loan and Uncle [REDACTED] has always been tight with his money and stuff. We understand that, but all of us have been attacked by the deep state. I don't really know what else to say about it. It sounds crazy, but we've had the government after us for a long, long, long time. We didn't even know a lot of it. I just kept having my jobs get ruined, my cars are broken. I've had my dogs killed. I mean I've been through a lot of stuff too, but I just kept thinking is this just bad luck.

(I asked what threats Derick Pearson made to their Uncle [REDACTED])

Well, he just said, *"I'm going to have to kill him. If he's a deep state, I'm going to have to kill him. He's a clone."* I told him, *"No, Derick."* I should have stopped him, I should have said something else, I don't know. I didn't know what to do. So, for some reason, he got it in his head that everybody in our family is a clone and that he wants to kill us, because we're clones. He called threatening my son, who adores his uncle. It just doesn't make any sense. And not just my son, but my brother and [REDACTED].

He didn't physically threaten me this time, but he said that [REDACTED] and I better get all our stuff out of the house by 7 pm last night. I texted him, because he wouldn't let me talk to him. When he got out jail last week, I tried to talk to him. We let him calm down for a couple of days, and then I was so mad at him because he threatened my son over a week ago. I was so furious that I didn't even want to speak to him. I thought if he got some sleep, he would apologize and he'll be so embarrassed and ashamed. That's what we figured happened. We figured, *"Oh, my god he's embarrassed for the stuff he said and threats."* And we thought last week for sure he was going to calm down and be okay.

When I did get a chance to talk to him, just for a second, I said, *"I'm glad to know you're okay."* And that's



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when his voice was all deep and scary. And like, "█████... I'm coming. Get your shit. Get out. You better be out." And I'm like, "What?" And I said, "I'm glad you're okay Derick. Like you know you.." And I didn't even get to say anything else and he hung up on me. And then that's when he would make a call and say something like he's such a jerk. He's like, "You better run m fer" and then he'd hang up the phone. I mean he loves us. He loves his brother. He loves all of us. That's why I know... I know its not him. And he actually knows. He started learning about possession too. He said, "I'm gonna start going around and helping deliver people, because I never realized that this is so common." Turns out like these demon things have been around forever. And they come and go out of people. You can't even tell. They're in the person and their eyes get solid coal black and they become non-human. I don't even know how to explain it, but you can see it and feel it.

(I asked about the guns that were in Derick Pearson's house)

They were his guns. They used to be my dad's. I'm sure they used to be my dad's guns. I don't know if he bought any new guns, but I don't think so. Derick has had guns his whole life. We grew up with them. That's why I'm saying too, like I know he wouldn't hurt anybody. He just wouldn't. ██████ thinks that he realized he was going to go to prison after shooting at you guys. I guess he just decided to... we don't really know what happened, but obviously he got shot. I don't know if he walked out of the house carrying a gun or what... but maybe he just knew he didn't want to go to prison cause it's so bad.

(I asked if Derick Pearson called her during the incident)

No, he might have talked to ██████ but I don't believe so. I think he was talking... I don't think he was talking to any body. He said something to my brother ██████ and then hung up the phone. He kept doing that though. He'd hang up, threatened and then hang up. I think he was calling ██████ last night. I'm not sure.

So Officer, just so you know, before he actually got a divorce, he was so distraught that he was almost going to drive his car off of the edge of a cliff to get life insurance money to pay for the kids. He wasn't working then, that was in between. He didn't have a job at that time. I don't know what company he was working for, ██████ would know the name. It was a smaller company, like a family owned business. I think it was in Sacramento.

My brother was an electrical engineer. He was working with power transformers. He was selling them, I guess. He was a salesman. He didn't think he could do it. But he did it for a while and they really liked him. He did a good job. This COVID thing hit and then they told him to take a vacation. That's when he came to ██████ and helped repair the house. He took it easy and hung out with us. We had a good time and then he said he better get back to California for a little while. He planned on taking care of things in California, see his kids and then return to ██████ to start a small business.



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Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #18) [REDACTED], (DOB: [REDACTED])

Subject (WITNESS #18) [REDACTED], (DOB: [REDACTED])

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-17-2021 14:14

On 9/9/2021, at approx. 1306 hours, I Detective Murawski contacted [REDACTED] by telephone. He then gave the following statement in summary:

I have heard about what happened to Derek Pearson. Some of my friends have kept me updated and Derek's brother [REDACTED] has also kept me updated. One of my friends, [REDACTED] is the person who originally called the police. Derek had left me a couple of messages as well. At first, I really did not pay very close attention to them because he calls a lot and he rambles on a lot. I know that he does not have anything to do out in California.

Derek is a very smart guy and he needs to keep his mind busy. Derek and I grew up together and we have known each other since we were in the 5th grade. There was a core group of four of us that were very good friends.

I know that he has been living in California for awhile now. We had kind of lost touch after he left the [REDACTED] area. In December of 2016 Derek was contacting my father and telling him that he wanted to back in touch with me. Then in 2016 we were able to get back in touch. I mean Derek was still depressed over the whole process of him going through a divorce. In 2018, my daughter had surgery out in California, so we ended up meeting up out there near where Derek was living. Our other friend [REDACTED] who had been in prison out in Colorado, he gotten out and he was also able to meet up with us. It was good that we were all able to get together and talk about things. After my daughter's surgery we left California, but Derek and I stayed in touch and built up our relationship again. Derek would talk to me about how he was getting better, getting back on his feet, and getting his mind together.

Derek and I used to always ride motorcycles together when we were younger. I have some motorcycles and Derek wanted one and he told me that he would make payments to me on one of my motorcycles. My dad ended up getting one of my motorcycles and let Derek take it out of my garage. Derek ended up riding that motorcycle out to California. That is the motorcycle that Derek still has in his garage.

Like I said before, Derek just needed to keep his mind busy. It seems like whatever happened in May of this year when he had the run in with the police, was the start of him going downhill. In March of this year he actually came down to [REDACTED] for my dad's funeral. When I saw him then he was acting normal and appeared to be in sound mind. He was hanging around with a lot of people and everyone was just so happy to see him. It seemed like he was doing good at that point. I think the fact that he was keeping busy helped him out. I did not notice any signs of mental illness at that time.

I am not sure when it all went bad. I am just happy that no one else was hurt during the incident. I know that Derek was a very good shot. I mean we grew up in West Texas and he had a lot of practice shooting over the years.



SACRAMENTO POLICE DEPARTMENT

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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

On Sunday, I was talking to [REDACTED] and he had asked me if I got a chance to listen to the messages that Derek had sent me. I told him that I hadn't got to them yet. I mean it was always the same with Derek, he would tell me about some grand business idea that he had or something. He would ramble on and waste time on the phone and I did not have that kind of time. Recently Derek wasn't doing to good. He called me a couple of times and again I ignored him. I was in my car and I didn't have time to deal with Derek when my family was with me. When I got home, I got a call from another friend and he told me that Derek had left messages saying that he was going to kill my brother and my mom and stuff like that. I really didn't take it serious though. I figured that Derek was probably just high or something. A little while later I got another call from a friend who lives in [REDACTED]. He again told me that I needed to listen to the messages that Derek was sending. I still really didn't have time to listen to the messages, but then I got a call from both [REDACTED] and [REDACTED]. They both told me that Derek had been sending them messages saying that he was going to kill [REDACTED]. I told them that Derek has said stuff like that before and that the last time I spoke with Derek he told me that he needed [REDACTED] to get better. I saw that as Derek wanted to help and not hurt [REDACTED].

Because both [REDACTED] and [REDACTED] were concerned, we all decided to have one of them call the police out in Sacramento to go check in on Derek. I wasn't too sure about it though. I really wish someone from the police department would have called me before they decided to go out there. I think that somehow, I could have been a help. Derek was probably out of his mind. There is no doubt about it.

Derek told me that he got beat and tased by the police in May. He then said that when he got to jail, they beat the living hell out him there as well. From then on, Derek and the police were not a good situation. I know that Derek used Marijuana, but if that's what he was using it must have been laced with something.

Derek was always asking me to invest money in a business that he wanted to get into. He told me that he could pay me back, but he was not even able to pay me what he owed me for the motorcycle. I told Derek that he just needed to go get a job and Derek didn't want to do that. He wanted to be the boss and not actually have to work for someone.



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Follow Up Report # SA 25

Narrative Text

Type 07 SUBJECT STATEMENT

Related Person (SUBJECT #8) [REDACTED], (DOB: [REDACTED])

Subject (SUBJECT #8) [REDACTED], (DOB: [REDACTED])

Author 4265 - LEWIS, CHAD 0233

Related Date Sep-16-2021 13:34

On 9/7/21 at approximately 1341 hours, I (Detective Lewis #233) was assisting with processing the exterior of the crime scene when I encountered S-[REDACTED] who identified herself as a neighbor of S-Derrick Pearson. While talking to S-[REDACTED] I did not have my body worn camera active. Detective Anderson, who was standing across from me, activated his body worn camera which captured the encounter. The following is a summary of the statement(s) made by S-[REDACTED]. For a verbatim account of the conversation, please refer to Detective Anderson's body worn camera footage:

I know multiple Officers from them coming out and dealing with S-Pearson over the year. I'm not a mental health expert but that he's not right. During the last encounter, when S-Pearson was arrested, he came out screaming and yelling offering me marijuana. During the encounter, S-Pearson came over and slapped me on the shoulder. The Officers took him down and arrested him after that. The Officers told me he had a history of crazy behavior.

He got out the following Tuesday and the Police came looking for him. On Sunday he came back and was quiet until the evening. My son heard him screaming and hollering. Our houses share a wall so I told my son to come closer to me away from his side. Someone else must have called the Police. Next thing I know, Police call me and tell me to leave because he had a gun. I haven't seen S-Pearson with weapons but I suspected he had some because of his behavior and the way he talks.

I'm a Christian and I don't talk like he does about god and stuff. He says stuff like the Police tried to kill his sister, he's going on a trip, he hates the police..that kind of stuff. I don't know if it's meth or mental health but he's not right.

He strikes me as the kind of person who would get in a shooting with the Police. This has kept going and going and going getting worse and worse. I'm not afraid of anything but I have been aware of his volatile behavior.

S-Pearson was \$5,000 behind on rent. A whole bunch of craziness. I don't want to see anybody die but he needed help. We already know that getting mental health help is not as easy as it seems especially if you act like you're ok.

Do you guys want a copy of the restraining order I have against him. I had a Sirens notification on him for when he got out of jail. I don't know know when he comes and goes but he does crazy stuff. He plays the same music loud over and over and scares my son.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DET. ELLIS---OBS

Author 263 - ELLIS, JOSEPH 3132

Related Date Sep-07-2021 6:45

Observations: Sgt. J. Ellis #3132

I am currently assigned as a Detective Sergeant in the Homicide Unit of the Sacramento Police Department.

Notification:

On 9/7/21, at 0645 hrs, I was notified by SPD Communications of a homicide team callout to [REDACTED] Redding Ave for an officer involved shooting. I responded to the command post at the SPD communications center.

Arrival and Briefing:

I arrived at the command post at 0700 hrs. I met with lead Detective Sergeant Lange. I was assigned to follow up with video retrieval and round counts of the involved officers. At 0714 hrs, Sgt. Bean gave me Ofc. Feuerbach's body worn camera. I did not attend the briefing or any walk throughs. At 0721 hrs, I responded back to HOJ to assist Det. [REDACTED] with the video retrieval and to prepare for the round count. Once at HOJ, I turned over Ofc. Feuerbach's body worn camera to Det. [REDACTED] at 0743 hrs.

Weapons and Inspection:

At 0913 hrs, I began the inspection of Sgt. Jarvis' firearms. Sgt. Jarvis had a department issued LWR 5.56 rifle, with a serial number of [REDACTED]. The firearm had an attached tactical light and scope. There was also a sling attached to the gun at the time of the shooting. Sgt. Jarvis had removed it when he handed the rifle to me. Sgt. Jarvis stated to me that prior to the shooting, his rifle was loaded with a (30) round magazine. The rifle had not previously been loaded with one in the chamber, so there was total of (30) rounds in the rifle prior to the shooting. Sgt. Jarvis also carried two additional (30) round magazines for his rifle on his person. These extra magazines were not accessed during the incident.

Upon inspection, I located (25) total rounds in the rifle. There was (1) live round in the chamber, and (24) rounds in the magazine. During the inspection of the two spare magazines, I found them both to be loaded with (30) rounds each.

It is estimated that Sgt. Jarvis fired (5) rounds during the incident.

I also inspected Sgt. Jarvis handgun, which was in a holster on his right side. The pistol was a personally owned. It was a Glock 17 9mm semi automatic pistol, with a serial number of [REDACTED]. The firearm had an attached tactical light and red dot style sight. Sgt. Jarvis stated that the gun was loaded with (21) rounds in the magazine, and (1) round in the chamber. Sgt. Jarvis also carried one additional (21) round magazine.



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Upon inspection, the handgun was found to have (1) live round in the chamber, and (21) rounds in the magazine. The extra magazine was found to have (21) live rounds.

Sgt. Jarvis stated that he did not carry anyother extra ammunition or firearms.

CSI collected Sgt. Jarvis' rifle, magazine, and ammunition that was loaded into the rifle, as evidence. His pistol, and extra magazines were returned to him.

At 0940 hrs, I began the inspection of Ofc. Dahl's firearms. Ofc. Dahl had a department issued LWR 5.56 rifle, with a serial number of [REDACTED]. The firearm had an attached tactical light, scope, and sling. Ofc. Dahl stated to me that prior to the shooting, his rifle was loaded with a (15) round magazine. The rifle had not previously been loaded with one in the chamber, so there were a total of (15) rounds in the rifle prior to the shooting. Ofc. Dahl also carried (1) additional (30) round magzine for his rifle. This extra magazine was not accessed during the incident.

Upon inspection, I located (17) total rounds in the rifle. There was (1) live round in the chamber, and (16) rounds in the magazine. During the inspection of the additional magazine, I located (30) live rounds. Based on the fact that Ofc. Dahl had told me that the magazine held (15) rounds, I later inspected it, and found that it had a capacity to hold (20) rounds.

It is estimatied that Ofc. Dahl fired (3) rounds during this incident.

I also inspected Ofc. Dahl's handgun, which was on a holster on his right side. The pistol was a department issued Glock 17 9mm semi automatic pistol, with a serial number of [REDACTED]. The firearm had an attached tactical light and red dot style sight. Ofc. Dahl stated that the gun was loaded with (17) rounds in the magazine, and (1) in the chamber. Ofc. Dahl said that he did not top off his magazine after putting a round in the chamber. Ofc. Dahl also carried (2) additional (18) round magazines on his person.

Upon inspection, the handgun was found to have (1) live round in the chamber, and (17) live rounds in the magazine. The two additional magazines each contained (18) rounds.

Ofc. Dahl stated that he did not carry anyother extra ammunition or firearms.

CSI collected Ofc. Dahl's rifle, magazine, and ammunition that was loaded into the rifle, as evidence. His pistol, and extra magazines were returned to him.

At 1004 hrs, I began the inspection of Ofc. Cunningham's firearms. Ofc. Cunningham had a department issued LWR 7.62 rifle, with a serial number of [REDACTED]. The firearm had an attached tactical light, scope, and sling. Ofc. Cunningham stated to me that prior to the shooting, his rifle was loaded with a (20) round magazine. The rifle had not previously been loaded with one in the chamber, so there were a total of (20) rounds in the rifle prior to the shooting. Ofc. Cunningham did not carry any spare magazines for this rifle.

Upon inspection, I located (17) total rounds in the rifle. There was (1) live round in the chamber, and (16) rounds in the magazine.

It is estimatied that Ofc. Cunningham fired (3) rounds during this incident.



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I also inspected Ofc. Cunningham's handgun, which was on a holster on his right side. The pistol was a department issued Glock 17 9mm semi automatic pistol, with a serial number of [REDACTED]. The firearm had an attached tactical light and red dot style sight. Ofc. Cunningham stated that the gun was loaded with (17) rounds in the magazine, and (1) in the chamber. He also carried two additional (17) round magazines on his person.

Upon inspection, the handgun was found to have (1) live round in the chamber, and (17) live rounds in the magazine. The two additional magazines each contained (16) rounds in one, and (17) in the other.

I also inspected Ofc. Cunningham's additional rifle, which was near him at the time of the shooting. It was a department issued LWR 5.56 caliber rifle, with a serial number of [REDACTED]. The rifle had an attached tactical light, scope and sling. Ofc. Cunningham stated to me that prior to the shooting his rifle was loaded with a (20) round magazine. The rifle had not previously been loaded with one in the chamber, so there were a total of (20) round in the rifle prior to the shooting. Ofc. Cunningham also carried an addition (30) round magazine for this rifle.

Upon inspection, I located (20) total rounds in the rifle. There was (1) in the chamber, an (19) in the magazine. The extra magazine contained (30) rounds.

Ofc. Cunningham stated that he did not carry anyother extra ammunition or firearms.

CSI collected Ofc. Cunningham's rifle, magazine, and ammunition that was loaded into the rifle, as evidence. His pistol, 5.66 rifle, and extra magazines were returned to him.

CSI Mollet booked the items into evidence, and transferred them to me. I filled out a DA-7 evidence processing reuqest for the following items:

PR#: 117050 (items 1-3) Sgt. Jarvis' rifle, magazine, and ammunition

PR#: 117050 (items 3-6) Ofc. Dahl's rifle, magazine, and ammunition

PR#: 117050 (items 7-9) Ofc. Cunningham's rifle, magazine, and ammunition

I transported all (9) of these items to the Sacramento County Crime lab. I turned those items over to the lab at 1407 hrs.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject DET. DERRICK OBSERVATIONS
Author 4053 - DERRICK, LEE 0342
Related Date Sep-07-2021 6:45

NOTIFICATION:

On Tuesday 09/07/2021 at approximately 0645 hours, I was notified of a homicide call-out by a text notification sent by The Sacramento Police Department, regarding an Officer Involved Shooting at [REDACTED] Redding Ave.

ARRIVAL:

I arrived on-scene to the predetermined briefing location of 7397 San Joaquin St at approximately 0715 hours.

BRIEFING:

At approximately 0808 hours, once the homicide team was present, Lieutenant Dobson #4111 and Sergeant Griggs #3014 briefed us about the incident and the circumstances that were known to them at the time.

WALK-THROUGH:

At approximately 0905 hours, the homicide team conducted a limited walkthrough of the exterior scene where Sergeant Edgerton #3131 and Sergeant Kirtlan #3122 pointed out evidence that was located at the time.

ADDITIONAL FOLLOWUP INVESTIGATION:

I was assigned by Sergeant Lange to assist with interviews of the witnessing and shooting officers.

On 09/07/21, at approximately 1103 hours, Officer Cunningham #961 conducted a scene walk-through. Officer Cunningham was accompanied with Internal Affairs Sergeant Faria and Officer Trejo, Crime Scene Supervising Forensic Investigator Woo, Mastagni-Holstedt Attorneys Mastagni Jr, William Creger, and Byron Danell, Felony Assaults Sergeant Quinn and Detective Lewis, and Administrative Service Inspections and Standards Sergeant Echeverria, and a Sacramento Police Department Association Representative.

On 09/08/21, at approximately 0832 hours, I met with Officer Kellerman #971 at Police Headquarters (5770 Freeport Blvd) so he could provide a witness statement regarding the incident. Prior to providing a statement, Officer Kellerman was provided with an OIS Video Admonishment form. The videos listed on the form were his helmet camera and full BWC video footage of the incident. Officer Kellerman reviewed the admonishment and signed it. Officer Kellermann was accompanied with Sacramento Police Department Association Representative Officer Mick Boyd. After reviewing the videos, Officer Kellerman provided a statement at approximately 0930 hours (see statement). It should be noted that the interview



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was recorded on my Body Worn Camera, with the camera facing downward so as to only capture the audio of the interview.

On 09/09/21, at approximately 0816 hours, I met with Officer Cunningham #971 at Police headquarters (5770 Freeport Blvd) so he could provide a witness statement regarding the incident. Prior to providing a statement, Officer Cunningham was provided with an OIS Video Admonishment form. The videos listed on the form were his helmet camera and full BWC video footage of the incident. Officer Cunningham reviewed the admonishment and signed it. Officer Cunningham was accompanied with Mastagni-Holstedt Attorneys William Creger and Byron Danell. After reviewing the videos, Officer Cunningham provided a statement at approximately 0928 hours (see statement). It should be noted that the interview was recorded on my Body Worn Camera, with the camera facing downward so as to only capture the audio of the interview.

On 11/02/21, I observed that the transcription for Officer Kellermann's interview was completed. I reviewed the transcription and forwarded it to Officer Kellermann for his review and approval. Officer Kellermann later notified me that he reviewed the interview transcription and approved of its content. I subsequently attached the document to this report.

On 11/04/21, I reviewed Officer Cunningham's transcription and forwarded it to him for his review and approval. Officer Cunningham later notified me that he reviewed the interview transcription and approved of its content. I subsequently attached the document to this report.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFC. CUNNINGHAM OIS VIDEO ADMONISHMENT**

Reference Number: **21-254750**

Report Number: 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

CHASE CUNNINGHAM 971
Officer's Name and Badge Number

9-9-21
Date and Time

LEE DERRICK 342
Detective's Name and Badge Number

9-9-21 / 0616 hrs
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input type="checkbox"/>	AXON FLEX 2 VIDEO	
<input type="checkbox"/>	FULL BWC	
<input type="checkbox"/>	OFC. CUNNINGHAM HELMET CAM 2	
<input type="checkbox"/>		
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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OFC. KELLERMAN OIS VIDEO ADMONISHMENT**

Reference Number: **21-254750**

Report Number: 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

Paul Hoyle 961
Officer's Name and Badge Number

9/8/21 - 0832
Date and Time

L. DERRICK #242
Detective's Name and Badge Number

9/8/21 - 0832
Date and Time

	TYPE	TIMESTAMP/LOCATION
<input type="checkbox"/>	AXON-FLEX_2-VIDEO	
<input type="checkbox"/>	AXON-FLEX_2-VIDEO	
<input type="checkbox"/>	OFC. KELLERMAN FULL BWC	
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GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject DETECTIVE MCGOVERN
Author 3481 - MCGOVERN, SHAUN 0892
Related Date Sep-07-2021 6:45

I, Detective S. McGovern (IV182), have been employed by the Sacramento Police Department as a Police Officer since 2007. I am currently assigned to the Office of Investigations as a Detective with the Felony Assaults Unit. My primary duties are to investigate and/or assist with the investigation of crimes including, but not limited to assaults with deadly weapons, felony batteries, kidnapping, and homicide.

Notification

On 09/07/21, at about 6:45 am, Detective Sergeant Lange #3067 contacted me regarding a Homicide Call Out related to a officer involved shooting that occurred at [REDACTED] Redding Avenue, Sacramento, California. Detective Sergeant Lange requested I respond to the Sacramento Police Department Communication Center for the briefing.

Arrival

On 09/07/21, at about 7:45 am, I arrived at the communication center and observed Patrol Sergeant Griggs, SWAT Lieutenant Morgado, Incident Commander Lieutenant Dobson and Lieutenant Forbeck. A large contingency of Sacramento Police Department personnel were present, which included command staff, internal affairs, public information officers, felony assault and homicide team members.

Briefing

At 8:06 am, Sergeant Griggs and Lieutenant Dobson briefed the personnel present at the Communication Center regarding the incident and facts known to them at that time.

Follow-Up

After the briefing, Detective Sergeant Lange requested I assist in following up with Derick Scott Pearson's family members.

On 09/07/21, at about 11:00 am, I contacted Witness [REDACTED] via telephone and spoke to her about her brother Derick Pearson. Witness [REDACTED] advised me she felt Derick Pearson had become possessed by a demon over the last three weeks. She described Derick Pearson finding religion within the last year to year and a half, while living with Witness [REDACTED] in [REDACTED]. Witness [REDACTED] stated she and Derick Pearson talked about demon possession and exercising demons out of people. She informed me Derick Pearson had not been sleeping for days and was repeatedly calling family members, threatening them, and then hanging up.

In addition to talking about demon possession, Witness [REDACTED] talked about her brother believing in the "deep state" and that everyone was a clone. She said that Derick Pearson told her he would have to kill the family because they were clones. Witness [REDACTED] talked to me about government mind control and the 1960's CIA top-secret mind experiment program MK-Ultra. She also asked me to look up the "V2K



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Voice 2 skull" government program which she described as the governments ability to input messages to a persons brain and make them think it is god talking to them.

Witness [REDACTED] statement was recorded on my digital recorder. I made a CD copy of the statement and booked it as evidence. See Witness [REDACTED] statement for additional information.

At about 7:33 pm, I responded to the scene to help Detective Roberts with the scene processing. Upon my arrival, I checked in with scene recorder Duncan. Detective Sergeant Quinn was on-scene and briefed me on the status of the processing. I stood by for approximately an hour and due to another unrelated investigation, I departed the scene. I did not assist with any scene activities and was only present at the mobile incident command center.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DETECTIVE SCHULTE OBSERVATIONS

Author 4075 - SCHULTE, BRENDAN 0911

Related Date Sep-07-2021 16:08

I, Detective Schulte #911 (IV75), have been employed by the Sacramento Police Department as a sworn, full time, police officer since 2013. I am currently assigned to the Office of Investigations, as a Detective in the Homicide Unit. My primary responsibilities are to investigate and/or assist with the investigation of homicide, suspicious deaths or missing persons, officer-involved shootings, and in-custody deaths.

NOTIFICATION:

On Tuesday 09/07/2021 at approximately 0650 hours, I was notified of a homicide call-out by Detective Sergeant Maclafferty #3065 regarding an Officer Involved Shooting at [REDACTED] Redding Ave.

ARRIVAL:

I arrived on-scene to the predetermined briefing location of 7397 San Joaquin St at approximately 0704 hours.

BRIEFING:

At approximately 0806 hours, once the homicide team was present, Lieutenant Dobson #4111 and Sergeant Griggs #3014 briefed us about the incident and the circumstances that were known to them at the time.

WALK-THROUGH:

At approximately 0902 hours, the homicide team conducted a limited walkthrough of the exterior scene where Sergeant Edgerton #3131 and Sergeant Kirtlan #3122 pointed out the evidence that was located at the time.

ADDITIONAL OBSERVATIONS:

I was assigned by Sergeant Lange to assist with interviews of the witnessing officers.

09/08/2021

At approximately 0800 hours, I Detective Schulte #0911 met Officer D. Penny #0533 at 5770 Freeport Blvd so he could provide a statement regarding the incident. Prior to providing a statement, Officer Penny was provided with an OIS Video Admonishment form. The videos listed on the form were his helmet camera video footage of the incident. Officer Penny reviewed the admonishment and signed it. Officer Penny and Sacramento Police Department Association Representative Sergeant Andy Hall #3031 reviewed the videos. After reviewing the videos, Officer Penny provided a statement at approximately 0920 hours (see statement). It should be noted that the interview was recorded on my Body Worn Camera, with the camera facing downward so as to only capture the audio of the interview.



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During Officer Penny's interview, I showed him an overhead view photograph of [REDACTED] Redding Ave taken by an Unmanned Aircraft System (drone). The photo was later booked at HOJ as evidence and attached to the report.

At the completion of the interview, I submitted the interview to be transcribed.

09/23/2021

On 09/23/2021, I Detective Schulte #0911 observed that the transcription for Officer Penny's interview was completed. I reviewed the transcription and forwarded it to Officer Penny for his review and approval.

After Officer Penny's approval, I attached the transcription to this report.



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Follow Up Report # SA 25

Related Attachment(s) - ATTACHMENTS

Attachment Description: **OIS VIDEO ADMONISHMENT AND UAS PHOTO OF LOCATION**

Reference Number:

Report Number: 21-254750

OIS VIDEO ADMONISHMENT

There exists video evidence pertaining to this case. You will be provided ample time to view the evidence before providing a statement. The purpose of showing footage is to assist your recollection of the incident so that you can sufficiently describe your state-of-mind. When viewing video evidence footage, be aware of the following:

- Recordings may depict events differently than you recall.
- Clips may not show the entire incident as seen or heard by you.
- The evidence may portray fields of view not normally observed by the human eye.
- Camera framerates limit the ability to smoothly capture movement.
- Coloring and lighting may be outside of the spectrum of the human eye.
- Depth, distance, and orientation could differ from your position during the incident.

OFF. DAKOTA PENNY #533
Officer's Name and Badge Number

09/08/2021
Date and Time

BRENDAN SCHULTE #0911
Detective's Name and Badge Number

09/08/2021
Date and Time

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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 25





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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject SGT MACLAFFERTY OBSERVATIONS

Author 602 - MACLAFFERTY, SCOTT A 7751 ([REDACTED])

Related Date Sep-07-2021

On Tuesday, 09/07/21 at approx. 0516 hours, I received notification of an Officer Involved Shooting in the City/County of Sacramento ([REDACTED] Redding Avenue) from Homicide Sergeant Joseph Ellis. I later notified Homicide Team 1 (Detective Amanda Worm #0312, Detective Scot Krutz #680, and Detective Brendan Schulte #911) to respond. I drove to the Sacramento Police Department's Communications Center parking lot which served as the Command Post and arrived at approx. 0644 hours.

At approx. 0806 hours, Lieutenant Dobson and Sergeant Griggs gave a briefing of the facts and circumstances known to them at the time.

At approx. 0905 hours, I attended a limited walk thru with Sergeant Edgerton and Sergeant Kirtlan of the exterior scene. The purpose of this walk-thru was so detectives could orient themselves with the scene.

At approx. 0942 hours, I performed a walk-thru with Sacramento City OPSA Inspector General Dwight White, DA Investigator Tavelli #38, DA Investigator Adams #46, Sacramento Police Sergeant Echieverra #3013, and Officer Trejo #217 (PSU).

I then returned to the Hall of Justice.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DETECTIVE SAARIO FOLLOW-UP

Author 866 - SAARIO, JUSTIN 0460

Related Date Sep-07-2021

I, Detective Saario #460, have been employed by the Sacramento Police Department (SPD) as a sworn officer since 2000. As of this writing, I am currently assigned as a Detective in the Office of Investigations - Major Crimes Division in the Homicide Unit. My primary duties are to investigate crimes including, but not limited to Homicide Investigations, Suspicious Death Investigations, Death in Custody Investigations, and Officer Involved Shooting Investigations. Additionally, my duties include managing crime scenes, interviewing victims, witnesses, and suspects, presenting cases to the Sacramento County District Attorney's Office for prosecution, as well as delivering courtroom testimony.

On 9/07/21, at 0645 hours, I was notified by SPD Dispatch of an Officer Involved Shooting Homicide Team call-out related to a call at [REDACTED] Redding Ave. I was directed to respond to the Command Post located at SPD Communications Center to attend a briefing of the incident. I responded to the SPD Communications Center.

I arrived at the SPD Communications Center at 0710 hours.

At 0806 hours, I attended the briefing conducted by Lieutenant Dobson and Sergeant Griggs regarding the facts known to them at the time of the briefing. Detective Sergeant Lange was assigned the supervisor of the Homicide Team and Detective Murawski was assigned to be the Lead Detective on the case.

At 0905 hours, I attended the walk-through of the scene with other members of the Homicide Team. SWAT Sergeant Edgerton and SWAT Sergeant Kirtlan conducted the walk-through with the Homicide Team and pointed out items of evidence known to them at the time of the walk-through as well as the locations of SWAT/K-9 officers at the time of the shooting.

Detective Sergeant assigned me to conduct the interview of Officer Surjan on 9/08/21.

Wednesday September 8, 2021

At 0900 hours, Officer Surjan and Sacramento Police Officer's Association (SPOA) representative, Tim Davis, arrived at the Sacramento Police Department Headquarters. I contacted Officer Surjan and had him read and sign the Sacramento PD OIS Video Admonishment. Officer Surjan advised he understood the Admonishment. Officer Surjan and SPOA representative Davis were allowed to view Officer Surjan's helmet camera video from the incident (The file was a continuous recording but was broken into two video files).

At 0932 hours, after reviewing the helmet camera video, I contacted Officer Surjan and SPOA representative Davis and obtained Officer Surjan's audio recorded statement using my body worn camera. During the interview, I showed Officer Surjan a aerial photograph of the scene that had been taken after the incident by a SPD Unmanned Aerial System (UAS). After the interview, I booked the signed OIS Video Admonishment and the photograph shown to Officer Surjan into evidence at SPD Headquarters.



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*** End of Observations ***



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DET. CANNEDY - OBSERVATIONS

Author 3795 - CANNEDY, DERRICK 0521

Related Date Sep-07-2021

I, Detective Derick Cannedy #521, have been employed by the Sacramento Police Department (SPD) as a sworn officer since 2007. I am currently assigned as a Detective in the Office of Investigations - Major Crimes Division in the Homicide Unit. My primary duties are to investigate crimes, including but not limited to, Homicide, Suspicious Death Investigations, Death in Custody, and Officer Involved Shooting Investigations. Additionally, my duties include managing crime scenes, interviewing victims, witnesses, and suspects, presenting cases to the Sacramento County District Attorney's Office for prosecution, as well as delivering courtroom testimony.

NOTIFICATION:

On Tuesday, 09/07/2021, at approximately 0641 hours, I was notified of a homicide call-out by Detective Sergeant MacLafferty #3065 regarding an Officer-Involved Shooting that occurred at [REDACTED] Redding Avenue. I was directed to respond to the Sacramento Police Communications Center for briefing and assignments.

ARRIVAL:

I arrived on-scene to the Communications Center, located at 7397 San Joaquin Street, at approximately 0704 hours.

BRIEFING:

At approximately 0806 hours, once the homicide team was present, Lieutenant Dobson #4111 and Sergeant Griggs #3014 provided a briefing about the incident and the circumstances that were known to them at the time.

WALK-THROUGH:

At approximately 0902 hours, the homicide team conducted a limited walk-through of the exterior scene where Sergeant Edgerton #3131 and Sergeant Kirtlan #3122 pointed out the evidence that was known to them at the time.

FOLLOW-UP INVESTIGATION:

I was assigned by Sergeant Lange to assist with interviews of the involved officers.

On 9/9/2021, Sacramento Police Officer J. Dahl #817 arrived at Sacramento Police Department Headquarters (5770 Freeport Boulevard) to provide a statement regarding his involvement during the Officer-Involved Shooting (OIS) incident. Prior to providing a statement, Officer Dahl was provided an OIS Video Admonishment form. The videos listed on the form were his helmet camera video footage, and body-worn camera footage, of the incident. Officer Dahl reviewed the admonishment form and signed it. Officer Dahl, along with Attorney's David Mastagni and Christopher Walsh, reviewed the video footage from each of the cameras.

After reviewing the videos, Officer Dahl provided a statement (see statement). I contacted Officer Dahl inside of interview room #5, located at the . Attorney's David Mastagni and Christopher Walsh were also



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present with us in the interview room for the duration of the interview. *NOTE: The interview was audio recorded using my body-worn camera. The camera was placed face down on the table in order to capture audio only.*

During Officer Dahl's interview, I showed him an overhead view photograph of [REDACTED] Redding Ave that had been captured by an Unmanned Aircraft System (drone). I also had an overhead map from Google Maps present for the interview. Both photos were later booked at HOJ as evidence, and also attached to the report. At the completion of the interview, I submitted the interview to be transcribed via DocuScript.

On 09/23/2021, I observed that the statement transcription for Officer Dahl's interview had been completed. I reviewed the transcription and forwarded it to Officer Dahl and Attorney David Mastagni for review and approval. I later attached the transcribed statement to this report.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject DET. ROBERTS #573 OBS
Author 4195 - ROBERTS, KYLE 0573
Related Date Sep-09-2021

I, Detective K. Roberts #573, have been employed by the Sacramento Police Department as a Police Officer since 2014. I am currently assigned as a Detective with the Felony Assaults Unit, in the Office of Investigations. My primary duties are to investigate crimes, including but not limited to assault with a deadly weapon, felony battery, kidnapping, and homicide. Additionally, my duties include managing crime scenes, interviewing victims, witnesses, and suspects, presenting cases to the Sacramento County District Attorney's Office for prosecution, as well as delivering courtroom testimony.

NOTIFICATION:

On Tuesday 09/07/2021 at approximately 0645 hours, I was notified of a homicide call-out by SPD automated page regarding an Officer Involved Shooting at [REDACTED] Redding Ave.

ARRIVAL:

I arrived on-scene to the predetermined briefing location of 7397 San Joaquin St at approximately 0755 hours.

BRIEFING:

At approximately 0806 hours, once the homicide team was present, Lieutenant Dobson #4111 and Sergeant Griggs #3014 briefed us about the incident and the circumstances that were known to them at the time.

ADDITIONAL OBSERVATIONS:

I was assigned by Sergeant Lange to assist Detective Klutz in attempting to contact family of Derek Pearson.

09/08/2021

At approximately 0950 hours, Detective Klutz contacted [REDACTED] by phone and took his statement. I was present with Detective Klutz while he took the statement from [REDACTED]. During the statement from [REDACTED], I learned that threats were made by Derek Pearson to his nephew (Identified as [REDACTED]). Detective Klutz was able to obtain contact information for [REDACTED] who was reported to live in [REDACTED].

At approximately 1025 hours I contacted [REDACTED] by phone and took his statement regarding the threats (See statement). The phone call was recorded and later booked as evidence. In summary, [REDACTED] stated that his uncle (Derek Pearson) had called recently and left several voicemails where multiple threats were made. [REDACTED] agreed to email me the voicemails in question. I reviewed the 6 voicemails that [REDACTED] provided. In summary, while reviewing the voicemails, I heard Derek Pearson



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talking erratically and make several threats towards [REDACTED], including a threat to sacrifice him "for the world to see". I provided the voicemails to Detective Murawski and later booked them as evidence.

At approximately 1200 hours, Detective Klutz and I responded to the scene ([REDACTED] Redding Ave) to assist Detective Lewis in processing the scene (See scene observations authored by Detective Lewis for details). While on scene, Detective Klutz and I made contact with Hiram Johnson High School staff in an attempt to obtain surveillance video from the location. While at the high school, we contacted Sacramento City Unified School District Security Officer [REDACTED] who assisted us in downloading the surveillance video. Per the surveillance cameras, Detective Klutz and I identified 2 cameras that faced east towards the incident at [REDACTED] Redding Ave. While reviewing the surveillance video you can observe police activity taking place in the area, but due to the poor video quality I was unable to observe specific details. The surveillance video was later obtained from Sacramento Unified School District Security and booked as evidence.

9/9/2021

At approximately 1304 hours I re-contacted [REDACTED] to clarify the dates that he received the voicemails. Per [REDACTED], the first 3 voicemails (Voicemail-64, Voicemail-65, Voicemail-66) were received on 8/29/2021. The last 3 voicemails (Voicemail-69, Voicemail-70, Voicemail-71) were received on 9/6/2021.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject AUTOPSY OBSERVATIONS

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Sep-10-2021

On Friday, 09/10/21, at approximately 0918 hours I, Detective Murawski #871, met with Forensic Pathologist, Dr. Tovar at the Sacramento County Coroner's Office located at 4800 Broadway in order to attend the autopsy of Derek Pearson, 3/15/68. Dr. Tovar conducted the autopsy on Derek Pearson, which Dwight A. White and I viewed from a pre-designated area within the homicide autopsy viewing room. I was able to clearly view the autopsy, hear conversations within the room, and view specific findings by Dr. Tovar.

Dr. Tovar began the autopsy at approximately 0900 hours and I arrived at the autopsy at approx. 0900 hours. As I arrived on-scene for the autopsy, Dr. Tovar and an assistant were just finishing up removing Derek Pearson from the body bag before taking X-rays of his body. The autopsy revealed that Derek Pearson had been struck by gunfire four times. After I observed the autopsy, Dr. Tovar described the following injuries to me in summary:

- 1. Left side of Chest at Left Nipple:** Single gunshot wound to the left chest. Entry was in the left portion of the chest and appeared to traveled towards Pearson's back where a projectile was recovered in the soft tissue of the right back. The entry wound was from the front to the back, from the left to the right and at a downward angle. Dr. Tovar stated that once the projectile entered the chest it traveled through the heart before traveling through the right lung and into the soft tissue of the back where a projectile was located.
- 2. Upper abdomen:** Single gunshot wound to the middle of upper abdomen that traveled to the soft tissue in the right side of Pearson's back. The entry wound was from the front to the back, from the left to the right and at a slight upward angle. The projectile appeared to travel through the stomach, into the liver, and through the diaphragm before lodging into the soft tissue in the right side of the back. A projectile was recovered in the soft tissue of Pearson's back.
- 3. Upper Left Back Scapula:** Single gunshot wound to the left back scapula. The entry wound was from the back to the front, from the right to the left and at an upward angle. The projectile appeared to travel through the scapula, through the humerus before exiting the left upper arm. A bullet fragment was recovered in the soft tissue of Pearson's upper left arm.
- 4. Top side of Left Wrist:** Single gunshot wound to the top side of the left wrist. The entry wound was from the top of the wrist through the wrist breaking numerous bones, before exiting through the inside of the left wrist. No projectiles or bullet fragments were collected from this injury.

At the completion of the autopsy, Dr. Tovar stated that the apparent cause of death was multiple gun-shot wound injuries. See Sacramento Coroner's report # 21-***** for additional details.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject DETECTIVE YONEMURA #852
Author 3364 - YONEMURA, LEE 0852
Related Date Sep-29-2021

I, Detective Yonemura #852, have been employed by the Sacramento Police Department (SPD) as a sworn officer since 2004. I am currently assigned to the Homicide Unit, in the Office of Investigations. My primary duties are to investigate and/or assist with homicide investigations, suspicious deaths, missing persons, Officer-involved shootings, and in-custody deaths.

NOTIFICATION:

On 9/7/2021, at 0641 hours, I was notified of an Officer-involved shooting that occurred at [REDACTED] Redding Ave.

On 9/7/2021, at 0720 hours, I arrived on scene at SPD Communications and attended the briefing that was facilitated by Lieutenant Dobson and Sergeant Griggs. Sergeant Lange assigned me to conduct secondary (witnessing) Officer interviews, scheduled for 9/8/2021. I was assigned to interview Officer Wagstaff #922.

ACTIONS:

On 9/8/2021, at 1100 hours, I spoke to Officer Wagstaff at SPD Headquarters. I provided him with an OIS Video Admonishment, which he read and acknowledged. The admonishment was dated and time-stamped, and it was later attached to the report and booked into evidence. Officer Wagstaff watched his body-worn camera footage, which was the lone file listed on the admonishment form.

At 1138 hours, I interviewed Officer Wagstaff in Interview Room #3. The interview was captured on a digital recorder (audio only) and my body-worn camera, with the camera turned facedown (audio only). During the interview, Officer Wagstaff was shown a copy of a photograph that was obtained by an Unmanned Aerial System (drone). The image depicted the street in front of [REDACTED] Redding Ave, and it showed the placement of SWAT vehicles in relation to the residence.

Officer Wagstaff marked the image with his initials, showing his placement during the incident. He also indicated where the residence was, as well as the SWAT vehicles.

The OIS Video Admonishment and photograph copy were later attached to the report, as well as booked into evidence. The interview was later submitted for transcription.

End of activity



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject MURAWSKI OBSERVATIONS

Author 3299 - MURAWSKI, BRIAN J 0871

Related Date Nov-18-2021 9:40

I, Detective Murawski #0871 (IV96), have been employed by the Sacramento Police Department since 2003. I have been assigned to Office of Investigations as a Detective within the Sacramento Police Department since August of 2017. As a Detective I have been assigned to the Neighborhood Crimes Unit (Robbery/Burglary), the Felony Assaults Unit, and I am currently assigned as a Detective within Homicide Investigation Unit. My primary duties as a Detective within the Homicide Investigations unit are to investigate homicides, suspicious deaths, kidnappings, "in custody" deaths and officer involved shootings.

NOTIFICATION:

On Tuesday, 9-7-21, at approximately 0645 hours, I (Detective Murawski #871, IV96) was notified by SPD Homicide Sergeant Lange of a Homicide team call out at [REDACTED] Redding Avenue in the East area of Sacramento, regarding an officer involved shooting. The following investigators were also requested and responded to the scene to conduct an investigation:

Detective Sergeant Lange #3067 (IV10)
Detective Sergeant MacLafferty #3065
Detective Sergeant J. Ellis #3132 (IV31)
Detective Sergeant R. Quinn #3098 (IV21)
Detective Krutz # 680 (IV107)
Detective Lewis #233 (IV76)
Detective Klutz #641 (IV67)
Detective Cannedy #521 (IV48)
Detective Masee #548 (IV145)
Detective Worm #312 (IV79)
Detective Schulte #911 (IV75)
Detective Cruz # 278 (IV177)
Detective [REDACTED]
Detective Derrick #342 (IV91)
Detective Roberts #543 (IV129)
Detective McGovern #892 (IV182)
Detective Yonemura #852 (IV88)
Detective Saario #460(IV152)

ARRIVAL:

On 9-7-21, at 0700 hours, I arrived on scene and checked in with the scene recorder. Upon my arrival, I observed that Patrol Officers had secured the scene with marked patrol vehicles and crime scene tape. Along with the above investigators, the following personnel were also on scene upon my arrival:

Patrol Lieutenant Dobson #4111 (LN7)
Patrol Lieutenant Forbeck #4065 (LN17)
Investigations Captain Eklund #5035
Investigations Lieutenant Heinlein #4085



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Investigations Lieutenant Start #4106
Patrol Sergeant Griggs #3014 (3SM6)
Patrol Sergeant Lamar #3141 (1SM4)
Patrol Sergeant Azevedo #3051 (1SM5)
Forensic Investigations Supervisor Woo #6382 (CSI30)
Forensic Investigator Hurst #6392(CSI12)
Forensic Investigator Mollett #6373 (CSI11)
Forensic Investigator Louie #6384 (CSI31)
Forensic Investigator Bueno #6376 (CSI14)

BRIEFING:

At approximately 0806 hours, I attended a briefing regarding the incident that was given by Patrol Lieutenant Dobson and Patrol Sergeant Griggs. The following personnel were present during the briefing: Chief Hahn #5011, Deputy Chief Peletta #5100, Deputy Chief Lester #5060, Deputy Chief Risley #5010, Captain Eklund #5035, Captain Leong #5000, Lieutenant Heinlein #4085, Lieutenant Morgado #4067 (IV7), Lieutenant Galliano #4068, Lieutenant Chandler #4008, Sergeant Villegas #3124, Sergeant Thompson #3143, Officer Pitts #456, Officer Kane # 910 and Ofc. Trejo #217. During the briefing, Lt. Dobson advised us of the following circumstances surrounding the incident that were known to him at the time of the briefing.

Summary of information provided during the briefing

Lt. Dobson stated that at approx. 1944 hours, on Monday 9/6/2021 Sacramento Police Department Patrol Officer Stefoglo was hailed by a citizen named [REDACTED] in the area of [REDACTED] 4th Avenue regarding a threats report (SPD 21-254724). While speaking with Officer Stefoglo, [REDACTED] advised him that he was having issues with a subject named Derek Pearson who lived in the area. He stated that Pearson was demanding that he bring his dog to his house and call a radio station as well. [REDACTED] stated that Pearson told him that if he did not follow his directions, he would kill him. [REDACTED] advised Officer Stefoglo that he believed that Pearson's threats were real because he knew Pearson to be a conspiracy theorist who believed that the government was run by demons and devils. Lt. Dobson stated that [REDACTED] was shown a photo of Derek Pearson, 3/15/68 and identified the person in the photo as being the person that he knew and the same person who had threatened to kill him.

Lt. Dobson later advised us that at approx. 2005 hours on Monday 9/6/21, the Sacramento Police Department received a call requesting a welfare check on a subject by the name of Derek Pearson. The caller was identified as [REDACTED] and she stated that Pearson lived at [REDACTED] Redding Avenue and that he used to be her brother's caretaker. The reason that she had called for the welfare check is because, Pearson had been calling her and other friends and family and leaving threatening messages with them. Sacramento Police Officers Manning #563 and Nelson #1035 responded to [REDACTED] Redding to conduct the Welfare check on Derek Pearson. Prior to their arrival at the scene, Officers Manning and Nelson conducted a records check on Pearson and it showed that he had recently been booked on an assault charge and a resisting arrest charge (8/29/21) where he had been transferred to Sutter Psychiatry and placed on a 5150 hold upon his release from jail. Lt. Dobson advised us that when Officers Manning and Nelson arrived at the scene at 2028 hours on 9/6/21 they attempted to make contact with Pearson at his front door. Upon arriving at the front door they observed that the front storm door was closed, but that it appeared that the front door was open. Lt. Dobson stated that the officers were able to see a male subject through the front storm door who was pacing back and forth.



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That subject eventually verbally identified himself as Derek Scott Pearson. After identifying himself to the officers, he became verbally confrontational with the officers and walked away from the door towards the kitchen. Once in the kitchen, Pearson opened a cupboard and removed what appeared to be a semiautomatic rifle with a brown stock and a black barrel. Once Pearson had the rifle in his hands, he racked (manipulating the action) it and pointed it towards Officer Manning and Officer Nelson. Both Officers then retreated away from the doorway to a location of cover. Once behind cover, Officers made multiple attempts to contact Pearson and have him peacefully surrender, but Pearson failed to comply with the Officers commands.

Lt. Dobson then advised us that SPD Officers maintained positions of cover while surrounding [REDACTED] Redding Ave. while SPD Officer Jensen authored a search warrant into that residence and SPD Officer Rios authored a Ramey Warrant for the arrest of Derek Pearson on the charge of 422 PC (terrorist threats), regarding the threats that he made against Victim [REDACTED]. As Officers were authoring those search warrants, the Sacramento Police Department's SWAT and CNT (Crisis Negotiations Team) teams were called in to assist in serving the search warrant on [REDACTED] Redding Ave. and taking Derek Pearson into custody on the Ramey Warrant.

Once the SWAT and CNT teams arrived at the scene and were briefed on the situation, they moved into position in the area of [REDACTED] Redding Avenue at approx. 0033 hours. As SWAT was in position, shots were heard being fired from within [REDACTED] Redding Avenue, so SWAT supervisors approved the use of emergency gas in response to the shots possibly being fired towards them. After the use of emergency gas, additional rounds being fired were heard at approx. 0159 hours. This volley of rounds appeared to be coming in the direction of the SWAT officers and were heard ricocheting off building behind their position. At approx. 0254 hours, SWAT Officers observed a male subject (Derek Pearson) at the front window of [REDACTED] Redding Avenue with what appeared to be an AR type rifle in his hands. Then at 0310 hours, additional shots fired were heard coming from inside of [REDACTED] Redding Avenue.

At approx. 0314 hours, both the search warrant into [REDACTED] Redding Avenue and the Ramey Arrest Warrant were signed and units on-scene were advised of their status. Once the warrants had been signed, officers at the scene continued to hold their positions and at approx. 0442 hours, additional shots fired came from within [REDACTED] Redding Avenue. Those shots again appeared to hit the street in front of the SWAT vehicles as well as different areas behind their positions. At approx. 0511 hours, there was radio traffic that shots had been fired by the police and that the suspect (Derek Pearson) was down. SWAT officers then put together a contact team and with the assistance of a UAS (Unmanned Aerial System) and they were able to clear the residence and were unable to locate any other subjects within the residence. Officers Penney, Tiner, and Whitcomb then provided medical aid to Pearson until the Sacramento Fire Department Personnel arrived at the scene and took over medical care. At approx. 0531 hours, Derek Pearson was pronounced deceased by firefighter Gregori Taylor.

During the briefing we were also advised that three officers fired rounds at Suspect Derek Pearson. The three involved officers were identified as Sergeant J. Jarvis, Officer J. Dahl, and Officer C. Cunningham. Shortly after the shooting, each of the involved officers provided a public safety statement regarding their involvement in the incident. Sergeant Jarvis stated that he was at the rear of the Bearcat when he fired 2-5 rounds towards the suspect who was inside of the garage. Officer Dahl stated that he was in a position of high cover at the Bearcat when he fired three rounds at the suspect inside of the garage. Officer Cunningham stated that he was in a position of high cover inside of the Grizzly when he fired three rounds in a north east direction towards the suspect in the garage.



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We were also advised that while officers were inside of [REDACTED] Redding Avenue, they observed at least two firearms inside of the residence. One of the firearms was an AR type rifle and the other one was an unknown shotgun type weapon.

SUSPECT INFORMATION: Derek Scott Pearson, 3/15/1968 was positively identified by his WebKpf booking photo and his valid CA driver's license that was located in a wallet that was removed from his pants pocket at the scene. Identifying Information: Male, White, Adult, date of birth 3/15/1968, California driver's license # [REDACTED], Xref- [REDACTED], address [REDACTED] Redding Avenue, Sacramento, CA 95823.

INVOLVED OFFICERS: Sergeant J. Jarvis #3022, Officer J. Dahl #0817, and Officer C. Cunningham #971, all three whom fired upon Suspect Wilcox. Both Officers had already been transported away from the scene and were waiting at SPD Police Headquarters (Hall of Justice, HOJ). All three Officers would later be transported back to the scene to do perspective walk-throughs with SPD Detectives prior to their interviews. Sergeant Jarvis and Officer Dahl were both at the SPD Bearcat Armored Vehicle at the time of the shooting and Officer Cunningham was inside of the SPD Grizzly (armored vehicle) at the time of the shooting. Both armored vehicles were left at the scene and in place at the conclusion of the shooting.

WITNESSES:

At the time of the briefing, we were advised that there were no known citizen witnesses in the area at the time of the incident. We were advised that Witness [REDACTED], [REDACTED] had been the subject who hailed officers regarding the original threats report associated to Derek Pearson.

SCENE DESCRIPTION:

The shooting occurred at [REDACTED] Redding Avenue which is half of a duplex residential housing unit that is located in a residential neighborhood in the East area of the City and County of Sacramento.

(For Scene Details See Detective C. Lewis' observations)

WALK-THROUGH:

On 9-7-21, at approx. 0905 hours, I completed a walk-thru of the crime scene with Patrol Sergeant Griggs as well as other involved investigators. While conducting the walk-through of the crime scene, we observed multiple items of evidence that were later collected by crime scene investigators.

ADDITIONAL INFORMATION:

Following the briefing, I was assigned to contact and interview Officers that were involved in the incident. The officers that I was assigned to contact and interview included, Sergeant J. Jarvis and Officer Mantsch.

On 9/7/21, at approx. 1057 hours, I was present with Sergeant J. Jarvis for his walk-through of the crime scene. Also present with us during Sergeant Jarvis' walk-through were SPOA President Tim Davis, Sacramento Police Department Internal Affairs Sergeant R. Villegas, and David Mastagni and Chris Walsh from the Mastagni Holstedt Law Firm. During Sergeant Jarvis' walk-through he stated that he was standing at the back end (Northwest side) of the SPD Bearcat when he fired in a southeast direction towards the



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Follow Up Report # SA 25

suspect who was inside of the garage.

Officer Mantsch Interview

On 9/8/2021, at approx. 1107 hours, I contacted Officer M. Mantsch inside one of the interview rooms located at the Sacramento Police Headquarters (5770 Freeport Blvd.) and obtained his statement. Also present with Officer Mantsch at the time of the interview was SPD Officer Boyd from the Sacramento Police Officers Association. My interview of Officer Mantsch was audio recorded only. I later sent the audio file of the interview to be transcribed. I later booked a copy of the audio file from the interview as evidence under SPD property report number SA 1137474-4.

Witness and Background Interviews

On 9/8/2021, at approx. 1028 hours, I contacted witness [REDACTED], [REDACTED] by telephone and obtained her statement. While speaking with [REDACTED] she advised me that although she lives in [REDACTED], she called the Sacramento Police Department to have them conduct a welfare check on her longtime friend Derek Pearson who had been sending threatening messages to her and other friends. She also provided me with information for additional friends/witnesses who had been recently contacted by Derek Pearson on the phone. They included [REDACTED] and [REDACTED].

On 9/8/2021, at approx. 1459 hours, I contacted witness [REDACTED] by telephone and obtained her statement. While speaking with [REDACTED] she advised me that she was Derek Pearson's ex-wife and that she had four children with him. She stated that they had been separated since August 2016 and that she has had very minimal contact with his since that time. (See statement for additional information).

[REDACTED] later sent me an email containing photos of guns that Derek Pearson had in his possession at the time they were married. She also forwarded me an email that was sent to her from Derek where she mentions that the "Deep State" is after him and that he will get a chance to "kill the motherfuckers". I later copied those photos and a copy of the email and placed them on a disc and booked it as evidence under SPD property report number SA 1137474-8.

After speaking with [REDACTED] and hearing that she had attempted to contact the San Mateo Police Department (SMPD) regarding Derek Pearson's guns, I contacted SMPD to see if they had any information related to that contact. On 9/9/21, I received an email from SMPD that contained a CAD incident report detailing a call for service at [REDACTED] on 7/26/2016 involving SMPD Officer Andrew Trujillo. Comments on the call state that the reporting person is calling for her client ([REDACTED]) who is hiding guns from him based on him having psychological issues and she wants to turn the guns over to the police department. The comments also stated that the reporting person is a divorce attorney and that her client is soon to be filing for divorce. The officers then comments in his disposition notes that he advised [REDACTED] to seek a restraining order and that SMPD has no legal authority to take Derek Pearson's guns away from him. I later attached a copy of the SMPD CAD call to the report.

On 9/9/2021, at approx. 1306 hours, I contacted witness [REDACTED] by telephone and obtained his statement. [REDACTED] stated that he was a longtime friend of Derek Pearson. (See attached statement)

On 9/9/2021, at approx. 1355 hours, I contacted witness [REDACTED] by telephone and obtained her statement. [REDACTED] stated that she was a longtime friend of Derek Pearson. (See attached statement)



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After speaking with witnesses [REDACTED], [REDACTED], and [REDACTED] they all sent me voicemails that Derek Pearson had recently sent them. [REDACTED] sent me three voicemails, [REDACTED] sent five voicemails, and [REDACTED] sent three voicemails. I later copied all of these voicemails to a disc and booked it as evidence under SPD property report number SA 1137474-7.

Autopsy Viewing

On 09/10/21, at approximately 0918 hours I met with Forensic Pathologist, Dr. Tovar at the Sacramento County Coroner's Office located at 4800 Broadway in order to attend the autopsy of Derek Pearson, 3/15/68. Dr. Tovar conducted the autopsy on Derek Pearson. I was able to view the autopsy with Sacramento Inspector General Dwight A. White from the autopsy viewing room. After viewing the autopsy, I was able to speak with Dr. Tovar regarding his findings and I later completed a separate Autopsy report supplement and attached it to the report.

Interview with Sergeant Jarvis

On 9/13/2021, I contacted Sergeant J. Jarvis inside one of the interview rooms located at the Sacramento Police Headquarters (5770 Freeport Blvd.) and obtained his statement. Also present with Sergeant Jarvis at the time of the interview was Will Creger of the Mastagni and Holstedt Law Firm. My interview with Sergeant Jarvis was audio recorded only. I later sent the audio file of the interview to be transcribed. I later booked a copy of the audio file from the interview as evidence under SPD property report number SA 1137474-5.

Cell Phone and Computer Search Warrants

On 9/13/2021, I authored a search warrant into a black Apple iPhone, a black Acer Laptop computer, and a black HP Desktop computer that were recovered from [REDACTED] Redding Avenue during the search and service of the search warrant into that residence shortly after the incident on 9/7/21. I also authored a search warrant into Derek Pearson's Verizon telephone number of [REDACTED]. After authoring both search warrants, I was able to get them signed by the Honorable Judge Donald J. Currier.

On 9/13/21, I took a copy of the signed search warrant into the phone and the two computers to the Sacramento Police Department Digital Forensics Units and dropped it off along with the phone and computers.

On 9/13/21, I served a copy of the signed search warrant into the phone number of [REDACTED] to Verizon Wireless.

On 9/15/21, I received a digital file from Verizon Wireless that contained the cell phone call records (CDR's) related to Derek Pearson's phone number [REDACTED] between the dates of 8/1/2021 and 9/10/2021. I later burned a copy of the CDR's related to [REDACTED] to a disc and booked them as evidence under SPD property report number SA 1137474-6.

On 1/12/2022, I submitted this case for review.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject SCENE SGT OBSERVATIONS: R QUINN 3098

Author 813 - QUINN, ROBERT 3098

Related Date Dec-16-2021

SERGEANT SUMMARY REGARDING HOMICIDE TEAM CALL-OUT: 21-254750

NOTIFICATION:

On 9-7-21, at 0520 hrs, I (Sgt R Quinn #3098) was notified by SPD Homicide Sergeant J Ellis of a pending homicide team call out to [REDACTED] Redding Ave for an Officer Involved Shooting. Patrol and SWAT Officers had a wanted subject surrounded inside a residence. During the incident, the suspect had fired rounds at Officers. The incident culminated when the suspect exited the residence armed with a rifle and was shot by (3) SWAT team members. The suspect was subsequently pronounced deceased by medical personnel.

The official call-out was received at 0645 hrs. Detectives from the Homicide and Felony Assault Unit were requested to respond to the SPD Communications Center.

Lt Forbeck advised that during the incident, a search warrant and arrest warrant had been obtained for the suspect and the residence.

ARRIVAL AND BRIEFING:

At appx 0600 hrs, I arrived at the Police Communications Center which had been designated as the command post for the incident. Patrol supervisor Sergeant Griggs, SWAT Lt Morgado, Incident Commander Lt Dobson and Lt Forbeck were on-scene dealing with the incident.

At 0806 hrs, Sergeant Griggs briefed us about the incident and the circumstances known to him at the time. The scene was secured with police barricade tape, and patrol officers had completed a canvass of the area for witnesses and surveillance video. Evidence was 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.

WALK-THROUGH / LIGHTING:

At appx 0905 hrs, I (Sgt R Quinn #3098) conducted a walk-thru of the exterior crime scene with SWAT Sergeants Edgerton and Kirtlan. During the walk-thru they described where each of the SWAT Officers and equipment were located. They also pointed out potential evidence they observed during the incident.

Pending the issuance of an updated search warrant, we did not complete a walk-thru of the interior of the residence/crime scene.

The lighting at the time of the walk-through was daylight.



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Walk-thru's with the (3) involved Officers were still pending and would be conducted after their round counts being completed at Police Headquarters.

Assignments:

Homicide Sergeant Lange assigned me to be the scene supervisor. I remained onscene and supervised the collection of evidence with CSI and the Scene Detective.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT

Subject DETECTIVE WORM #312

Author 3867 - WORM, AMANDA 0312

Related Date Dec-21-2021

I, Detective Worm #312, have been employed by the Sacramento Police Department as a sworn, full time, police officer since 2007. I am currently assigned to the Office of Investigations, as a Detective in the Homicide Unit. My primary responsibilities are to investigate and/or assist with the investigation of homicide, suspicious deaths or missing persons, officer-involved shootings, and in-custody deaths.

On Tuesday 9/7/21 at approx 0645, I was notified of a homicide team call-out regarding an officer involved shooting at [REDACTED] Redding Ave in the city and county of Sacramento. I responded to the designated briefing location from HOJ.

At approx 0806 hours, once the full call-out team was present, Patrol Lieutenant Dobson and Patrol Sergeant Griggs briefed us of the facts and circumstances known to them at the time. See Detective Murawski's observations for full details of the brief.

At the conclusion of the brief, I was tasked with writing a search warrant to process the scene of the shooting. I did not participate with a scene walk through. I authored a search warrant for the target residence ([REDACTED] Redding Ave). [REDACTED] Redding Ave was a duplex with the attached residence being [REDACTED]. I included [REDACTED] in the search warrant for forensic and ballistic processing only, and not to search for firearms. Based on information obtained at the briefing, I also requested medical records for Derek Pearson in the warrant. This warrant was signed on 9/7/21 by the Honorable Judge Blizzard at approx 1326 hours.

I notified the scene sergeant and detective once the warrant was signed.

On Wednesday 9/8/21, I interviewed witnessing officer Valenzuela at HOJ. That statement was audio recorded and later transcribed.



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Follow Up Report # SA 25

Narrative Text

Type 06 DETECTIVE SUPPLEMENT
Subject DET. ANDERSON #582 OBS
Author 4237 - ANDERSON, MAXWELL 0582
Related Date Dec-21-2021

I, Detective M. Anderson #582, have been employed by the Sacramento Police Department as a Police Officer since 2015. I am currently assigned as a Detective with the Felony Assaults Unit, in the Office of Investigations. My primary duties are to investigate crimes, including but not limited to assault with a deadly weapon, felony battery, kidnapping, and homicide. Additionally, my duties include managing crime scenes, interviewing victims, witnesses, and suspects, presenting cases to the Sacramento County District Attorney's Office for prosecution, as well as delivering courtroom testimony.

NOTIFICATION:

On Tuesday, 09/07/21, at approximately 0646 hours, I was notified by SPD Communications of a Homicide team call out at [REDACTED] Redding Avenue in the East area of Sacramento, regarding an officer involved shooting.

ARRIVAL:

On 09/07/21, at approximately 0705 hours, I arrived at the briefing location, which took place at our SPD Communications Center (7397 San Joaquin Street).

BRIEFING:

At 0806 hours, once all involved parties were present, Lieutenant Dobson and Sergeant Griggs briefed us about the incident and circumstances known to them at the time. Detective Sergeant Lange was assigned the supervisor of the Homicide Team, Detective Sergeant Quinn was assigned as the scene supervisor, and Detective Murawski was assigned as the Lead Detective on the case.

WALK-THROUGH:

At approximately 0905 hours, I conducted a walk-through of the scene with Lt. Heinlein, Sgt. Kirtlan, Sgt. Edgerton, Sgt. Lange, Sgt. Maclafferty, Sgt. Quinn, Detective L. Derrick, Detective Murawski, Detective Saario, Forensic Investigator Woo, Detective Schulte, Detective Yonemura, Detective M. Cruz, and Detective Cannedy.

FOLLOW-UP INVESTIGATION:

After the walk-throughs had been completed, I was assigned to assist Det. Lewis with processing the scene.

We conducted a canvass of Hiram Johnson in an attempt to locate any outstanding evidence. During the canvass, we located a projectile inside the school grounds (See Det. Lewis Observations).

While processing the scene, I noticed an overwhelming presence of CS gas emanating from inside [REDACTED]



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Redding Ave. At 1150 hours, I contacted and requested assistance from the Sacramento Department in attempt to provide ventilation to the residence. Fire Truck #10 (Captain A. Chandler, S. Arnett, J. Fino) arrived on scene and deployed two commercial fans at the front of [REDACTED] Redding Ave.

At approximately 1340 hours, I contacted the [REDACTED], who resided in [REDACTED]. Det. Lewis obtained a statement from [REDACTED], who provided details on past issues with Derek Pearson. The statement was recorded on my body worn camera.

[REDACTED] also provided officers with consent to search her residence located at [REDACTED] for any damage caused during the exchange of gunfire. Det. Roberts, Det. Klutz, and I conducted a search of [REDACTED] residence, but did not locate anything of evidentiary value. [REDACTED] provided me with Temporary Restraining Order (TRO) documents she had recently obtained from the courts showing the restrained person as Derek Scott Pearson dated 09/02/21. I notified Det. Murawski of these documents and attached them to the report.

We advised [REDACTED] that the search and processing of the scene was going to extend into the morning hours of 09/08/21. I assisted [REDACTED] in obtaining a hotel room at the Hampton Inn and Suites at CSUS.

On 09/08/21, I assisted with the search of [REDACTED] Redding Ave. I located several gun cleaning kits, and indicia which were pointed out to Detective Lewis.

I cleared the scene on 09/08/21 at approximately 1100 hours.



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Follow Up Report # SA 26

Follow Up Report # SA 26

Assignment Information

Assigned to: **4833 - BRUECK, MATTHEW 0925** () Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 3 MID
(TEAM 15)**

Assigned on: **Sep-07-2021 (Tue.) 1650** by: **4833 - BRUECK, MATTHEW 0925** ()

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1328**

Approved on: **Sep-07-2021 (Tue.)** by: **536 - LANGE, MICHAEL 3067**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Follow Up Report # SA 26

Narrative Text

Type 04 OBSERVATIONS

Subject BRUECK, M.#925

Author 4833 - BRUECK, MATTHEW 0925 (██████████)

Related Date Sep-07-2021 1:48

On 09/06/2021 at approx. 2042 hrs, Ofc. McAuliff #697 and I Ofc. Brueck #925 (2C31) responded Code 3 to 300 Richards Blvd to retrieve the Bearcat to assist with call #21-254750 at ██████ Redding Ave. Sergeant Jarvis (3SM3) was advised of the Code 3 response. We arrived on scene of ██████ Redding Ave at approx. 2053 hours. Ofc. McAuliff positioned the Bearcat per Sergeant Jarvis's request.

I maintained the high cover position from inside of the Bearcat. I rotated that position with officers on scene for approx. 4 hours until I was relieved by SWAT officers. Once relieved by SWAT officers I responded to the command post and checked in with Sergeant Griggs (3SM6.) Sergeant Griggs advised I had been relieved by SWAT officers and was allowed to clear the scene. Sergeant Jarvis advised Ofc. McAuliff and I were to take his patrol vehicle back to 300 Richards Blvd and he would drive the Bearcat back to 300 Richards Blvd.



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Follow Up Report # SA 27

Follow Up Report # SA 27

Assignment Information

Assigned to: **1048 - VILLEGAS, ISMAEL 0820** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 DAY
(TEAM 33)**

Assigned on: **Sep-07-2021 (Tue.) 1650** by: **1048 - VILLEGAS, ISMAEL 0820**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1140**

Approved on: **Sep-07-2021 (Tue.)** by: **536 - LANGE, MICHAEL 3067**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Follow Up Report # SA 27

Narrative Text

Type 04 OBSERVATIONS

Author 1048 - VILLEGAS, ISMAEL 0820

Related Date Sep-07-2021 11:11

On 09-07-21 at approx. 0623hrs Ofc Lo and I (Ofc Villegas #0820) were dispatched to [REDACTED] Redding Ave to assist with scene security of an OIS (Officer Involved Shooting). We arrived at approx. 0637 hrs.

Upon arrival we contacted Sgt Pullen at the command post (7397 San Joaquin Rd) who directed us to work scene security at the main location ([REDACTED] Redding Ave). Ofc Lo and I responded to the scene and alternated our duties at the main location.

Our Police Vehicle 12402C (CA Exempt Plate 1512663), was introduced to the inner perimeter after the incident.

Our vehicle was parked facing southbound along the west curb line of Redding Ave, Northwest of the main location ([REDACTED] Redding Ave).

While parked at the main location(on Redding Ave), our vehicle was photographed within the scene.

We were relieved of our duties by Sgt Pullen and Sgt Quinn.

Sgt Quinn authorized the removal of our police vehicle (12402C) from the scene, our police vehicle was NOT involved with the incident, our vehicle was only used as our transportation to the location.

NOTE: captured on Body Worn Camera(s).



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Follow Up Report # SA 28

Follow Up Report # SA 28

Assignment Information

Assigned to: **3538 - RINEHART, MICHAEL 3057** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 4 POP/**

GRANT TEAMS

Assigned on: **Sep-07-2021 (Tue.) 1650** by: **3538 - RINEHART, MICHAEL 3057**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1108**

Approved on: **Sep-07-2021 (Tue.)** by: **536 - LANGE, MICHAEL 3067**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Follow Up Report # SA 28

Narrative Text

Type 04 OBSERVATIONS

Subject SGT RINEHART #3057

Author 3538 - RINEHART, MICHAEL 3057

Related Date Sep-07-2021 9:30

I, Sergeant Michael Rinehart #3057 am a member of the Sacramento Police Department's Crisis Negotiation Team (Herein referred to as CNT). Prior to being promoted to the position of Sergeant, I was a member of SPD CNT as a negotiator, where I attended a FBI Basic Negotiator Course. As a negotiator for several years, I participated in numerous critical incidents which involved hostage situations, armed suicidal subjects and barricaded subjects. In 2018, I returned to CNT as a Team Leader. As a Team Leader, I supervise and assist with managing incidents involving negotiations. Some of my roles as a Team Leader are the following: identify assignments during the event, identify and coordinate negotiation strategies and intelligence needs, facilitate debriefs from patrol officers, witnesses and victims, designate roles of team members and act as a liaison with the CNT Commander.

In my experience, I have coordinated team and department training's pertaining to Crisis Negotiations. I have also attended several outside trainings pertaining to Crisis Negotiations and have instructed on a regional level at a conference for the California Association of Hostage Negotiators (CAHN). In July of 2021, I attended a two-week FBI National Crisis Negotiators Course (NCNC) in Quantico, VA.

On 09/06/2021 at approximately 2132 hours, I was made aware of an ongoing call for service being investigated by SPD Officers, to include on-duty CNT members who were at the scene. Using a CNT recording database, known as LETS, I listened to the active phone negotiations between Officer Schwertfeger and Officer Valenzuela, who were on scene negotiating with the suspect, located at [REDACTED] Redding Avenue.

At 2323 hours, I received a SPD Dispatch page for a SWAT-CNT-UAS-K9 call-out at [REDACTED] Redding Avenue. I responded Code 3 to the scene (Identifier-NEG30). A command post was established inside the SPD Communication Center. I attended a briefing that pertained to this incident.

I assigned the following roles:

Team Leader- Sgt. Rinehart
Primary- Ofc. Carr
Secondary- Ofc. Cunningham
Bearcat Primary- Ofc. Schwertfeger
Bearcat Secondary- Ofc. Valenzuela
Equipment- Det. Wilson
Intelligence- Det. Jarrell
Intelligence- Sgt. Bean
Intelligence- Ofc. Flure

In addition to the above assignments, Lieutenant Chandler responded as the CNT Commander (Identifier-NEG1).

In conjunction with negotiators who were at the scene, Portable Audio (PA) negotiations continued for an extended period of times via our LRAD system that faced the target residence.

From phone conversations during this incident that I monitored, the suspect appeared frustrated over a recent police encounter, acted irrational and provided demands that were not substantive in nature. At one point, the suspect spoke about a demand to get him in touch with KLOVE (Radio station), but never remained on the phone long enough to explain what "message" he wanted to share and in what form. During this incident, the phone calls



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were short in duration and conversations often disconnected by the suspect hanging up. This type of circumstances in a negotiation setting pose extreme difficulty to develop any type of rapport, influence or behavioral change.

At times during this incident, officers inside the perimeter reported shots fired from inside the residence and described the suspect to be seen with a firearm. Negotiators continued for several hours to continue negotiations with the suspect, in an effort to minimize violence and the safety to the suspect, officers and public.

Det. Jarrell and Sgt. Bean conducted interviews with the brother and sister of the suspect; at which time, they obtained recorded messages (known as a Third Party Intermediary (TPI)) from relatives of the suspect who were out of state. (Refer to Officer Supplements)

Upon approval, the Bearcat negotiators were approved to play recordings from the suspects in effort to regain phone communications and/or lead to a peaceful and safe resolution. Three different TPI's were played via PA by negotiators, for no less than 15 times during this incident.

Negotiators also sent multiple text messages to the suspect, which were also retained as evidence via our LETS recording system.

SWAT Operators broadcasted at one time that the suspect was heard stating something to the extent that he needed to charge his phone. This information led negotiators to believe that potentially the suspect's phone battery was low or not functioning. As a result, a throw phone was prepared and deployed by a UAS into the open garage, as officers had previously observed him enter the garage and return into the residence. After the phone was deployed, Bearcat negotiators resumed PA announcements directing the suspect to enter the garage and retrieve the "throw phone", but officers shortly after reported additional shots fired and no further phone communications occurred.

Note: All negotiators involved with the incident were directed to author supplements and book any relative evidence.



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Follow Up Report # SA 29

Follow Up Report # SA 29

Assignment Information

Assigned to: **4386 - BEAN, JR, DANNY C 3083** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 4 LATE
(TEAM 25)**

Assigned on: **Sep-07-2021 (Tue.) 1650** by: **4386 - BEAN, JR, DANNY C 3083**

Report due on: **Sep-07-2021 (Tue.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1223**

Approved on: **Sep-07-2021 (Tue.)** by: **536 - LANGE, MICHAEL 3067**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Narrative Text

Type 02 WITNESS STATEMENT

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

Subject [REDACTED]

Author 4386 - BEAN, JR, DANNY C 3083

Related Date Sep-07-2021 10:55

On Tuesday 09/07/2021 at approximately 0235 hours, I (Sergeant Bean #3083), spoke with [REDACTED] via phone call ([REDACTED]). My body worn camera was activated, and I placed the phone on speaker once I was alone in a patrol car to have a conversation. [REDACTED] stated the following in summary:

I don't know what happened, but I think he (Suspect Pearson) has been smoking marijuana. Something has triggered him to talk crazy things.

(When asked about their relationship)

Well recently he has been threatening me. He has been saying he's going to come get me and that kind of stuff.

(When asked about firearms)

I didn't know that he had any with him, but I know he had some in the past.

(When asked what type of firearms Suspect Pearson had)

I think he had a rifle and he had a couple pistols.

(When asked to confirm if Suspect Pearson had ever had mental health treatment or been hospitalized for mental health reasons)

As far as I know, I mean when he was married with his wife he did go off the edge a long time ago when he lost his family.

(When asked what happened with Suspect Pearson's family)

I don't even know. We've been disconnected for a long time and she never told me exactly what happened. He told me that he basically pushed his family away. I think it was after he lost his job.

(When asked if Suspect Pearson has been working in Sacramento)

He was working out there, but I think it's been a year now. I don't know how he's making it to tell you the truth right now.

(When asked what Suspect Pearson has been doing over the past year to support himself)

I'm not sure. I don't know. I've sent him some money before. He said he needed it. He said he was going to fix a trailer and come back to [REDACTED], but he never did.

(When asked about threats [REDACTED] stated Suspect Pearson made toward him)

It was just out of the blue. I guess he was recently arrested out there and we hadn't been in contact with him. He got angry with me, because I didn't come out there and help him. He wouldn't even let me talk to him. He asked why I didn't come out and help him, and I was trying to tell him that I didn't even know where you were. He's just not in his right mind right now.

He was on a fast. When we were doing a missing persons report, I was telling them that he was doing a fast. I don't know if that was effecting him, because he hadn't been eating anything in a long time. I believe my sister told be that he wasn't sleeping either. We were trying to convince him to get some rest and eat some food.

(When asked if Suspect Pearson stated why he wasn't eating)



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Follow Up Report # SA 29

No, sir. I mean, fasting is something to get closer to god. He told me that he had a conversation with god and that it was our dad and crazy stuff like that.

(When asked if they grew up in a religious family)
No

(When asked if Suspect Pearson's sister was in Sacramento)
No, she's in [REDACTED] where I am.

(When asked if Suspect Pearson's sister was close with him)
Yeah, she's probably a lot closer than I am.

(When asked for contact phone number and name of the sister)
Its [REDACTED], [REDACTED].

(When asked about [REDACTED] relationship with Suspect Pearson)
I think she's afraid of him right now also. I think she has been getting some messages from him also. When he was talking crazy to me I wouldn't answer the phone.

(When asked about any future plans)
He's been talking about starting a business. We tried to start a business a while back, but it didn't work out.

(When asked what type of business)
Logistics

When asked if he could think of anything to get Suspect Pearson to trust the negotiator)
I can't really think of anything right now. He's been talking about all that Q Anon stuff.

When asked to clarify)
He thinks the election was stolen and Trump is going to get back in office, that type of stuff.

(When asked if Suspect Pearson was conservative)
Yeah

(Upon closing the conversation, [REDACTED] added the following)
I don't know when it was, but he said that the last time he was arrested, the police beat him up pretty bad. He said that he was arrested a while back and they beat him up again. I don't know if any of that stuff is true, but I just want you to know what he's thinking.

I just hope he comes out of this ok. That's not my brother. He's just not thinking straight.



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Follow Up Report # SA 29

Narrative Text

Type 04 OBSERVATIONS

Subject OBSERVATIONS: BEAN #3083

Author 4386 - BEAN, JR, DANNY C 3083

Related Date Sep-07-2021 9:53

On Tuesday 09/06/2021, I (Sergeant Bean #3083), was working as a Patrol Sergeant (1SM2), with an ancillary assignment as a Crisis Negotiator. At approximately 2158 hours, I was requested to respond to the area of [REDACTED] Redding Avenue to assist with Crisis Negotiation efforts. Upon arrival, I assisted with intelligence gathering and Crisis Negotiation Team (CNT) coordination.

I conducted a records check for Suspect Derek Pearson and observed that he had a Firearm Prohibition listed in the Mental Health Firearm Prohibition System (record # [REDACTED]). Per review of the record, Suspect Pearson was prohibited from owning firearms as of 09/04/2021 due to a 5150 WIC 72 hour hold in which he was assessed to be a danger to self or others (DTSO). The prohibition was in effect until 09/04/2026.

I called Sutter Center for Psychiatry and spoke with a supervisor ([REDACTED]), who confirmed that Suspect Pearson was discharged from the facility the day prior. [REDACTED] reviewed Suspect Pearson's file and advised that Suspect Person was religiously preoccupied and admitted to using marijuana. [REDACTED] advised that Suspect Pearson refused medication, did not engage in therapy, and was ultimately released after it was determined that he was not aggressive or violent. Suspect Pearson was listed as having no prior mental health history with Sutter and was not referred for follow up with outpatient services. No next of kin was listed.

In reviewing WebKPF, I observed remarks that Suspect Pearson was placed on a 5150 hold and transported to the E.R. upon release from custody on 08/31/2021.

I called Jail Psychiatric Services and spoke with the clinician who placed Suspect Pearson on the 5150 WIC hold (later determined to be [REDACTED]). [REDACTED] reviewed notes and advised that Suspect Pearson would not engage and was thought to be under the influence of an undetermined substance when admitted on 08/29/2021. [REDACTED] advised that Suspect Pearson was uncooperative and aggressive, She advised that she placed Suspect Pearson on the 5150 WIC hold because he was yelling and screaming incoherently and talking to unseen others. She advised that when she attempted to talk with Suspect Pearson he yelled, cursed and would not engage. When she continued her attempt, she advised Suspect Pearson said "I will kill you" and "I told you get out bitch", prompting her to place him on the 5150 WIC hold. [REDACTED] advised that Suspect Pearson had no other history with Jail Psychiatric Services or within Avatar (Sacramento County Mental Health system).

I relayed the above information via text message to relevant parties on scene and then responded to the Command Post..

While at the Command Post, Detective Jarrell identified a phone number for Suspect Pearson's brother, (W) [REDACTED] ([REDACTED]). Detective Jarrell advised that he had attempted to call [REDACTED]; however, his call went to a voicemail without the option to leave a message.

At approximately 0233 hours, I sent [REDACTED] a text message and requested a call.

At approximately 0235 hours, I received a call from [REDACTED] and obtained his statement (see Witness Statement).

[REDACTED] agreed to record several Third Party Intermediary (TPI) messages aimed at encouraging Suspect Pearson to comply with officers.



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Detective Jarrell recorded the messages and forwarded them to Sergeant Rinehart for review. Detective Jarrell later preserved the messages as evidence.

At approximately 0309 hours, I received a phone call from Suspect Pearson's sister, [REDACTED] at phone number [REDACTED]. [REDACTED] advised that Suspect Pearson's actions were not normal for him and that she believed he was experiencing a mental health episode. Detective Jarrell was previously assigned to contact [REDACTED] and I advised her that I would requested Detective Jarrell call her to take a complete statement (see Detective Jarrell's statement).

I remained on scene at the Command Post until the conclusion of the incident.

After Suspect Pearson was declared deceased, I assisted with collecting body worn cameras and/or helmet cameras from SWAT and CNT officers. I provided the cameras to Detective Sergeant Lange.

After the incident briefing with investigating detectives/officers, I cleared the scene.

During the briefing, I received a voicemail from [REDACTED] requesting an update. I responded with a text message requesting that he call SPD Communications and request a message be entered for Lieutenant Forbeck, who was overseeing the scene.

My body worn camera was activated briefly when I arrived on scene and then again during my phone conversations with mental health professionals and [REDACTED]. Due to oversight, my 2 minute 17 second phone call with [REDACTED] was not captured on body worn camera.



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Follow Up Report # SA 30

Follow Up Report # SA 30

Assignment Information

Assigned to: **4308 - LOUIE, KACIE 6384** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **CSI SCENE DIAGRAMS (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID - CRIME**

SCENE INVESTIGATION

Assigned on: **Sep-08-2021 (Wed.) 1604** by: **4308 - LOUIE, KACIE 6384**

Report due on: **Oct-08-2021 (Fri.)**

Submission Information

Submitted on: **Sep-26-2021 (Sun.) 1614**

Checked by: **4218 - ROSTOCIL, MICHAEL 6374**

Approved on: **Sep-26-2021 (Sun.)** by: **4218 - ROSTOCIL, MICHAEL 6374**

Follow Up Conclusion

Follow Up concluded: **Yes**



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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 30

Narrative Text

Type CSI REPORT

Subject CSI

Author 4308 - LOUIE, KACIE 6384

Related Date Sep-19-2021

On 9/7/2021 at approximately 1115 hours, I, Forensic Investigator K. Louie #6384 (CSI31) arrived at [REDACTED] Redding Ave. to assist in processing a scene regarding an Officer Involved Shooting. Upon arrival, the scene was secured by yellow crime scene taped, uniformed police officers and marked patrol vehicles. The scene was processed under the direction of Det. Lewis #233 and Supervising Forensic Investigator Woo #6382 and Rostocil #6374.

DIAGRAM MEASUREMENTS

I collected measurements of the crime scene and evidence using a Leica RTC360 3D scanner. The RAW scan data was registered and prepared for viewing using the Leica Cyclone Register 360 software. On 09/22/2021, the data was finalized, and I transferred all scan data on to the Forensic Storage Network Drive.

EVIDENCE COLLECTION

While wearing a mask and clean gloves, I collected, packaged, and secured in my vehicle then later transported the following items of evidence to 300 Richards Blvd. (Sacramento Police Department's Forensic Unit) and secured them in a Locker in the Homicide Room:

- Item #1: (1) FC 9MM Luger unfired cartridge located on West sidewalk of Redding Ave.
- Item #2: (1) 40MM liquid CS cartridge casing located on West sidewalk of Redding Ave.
- Item #3: (21) 40MM liquid CS cartridge casings located in West gutter of Redding Ave. near SSD ROOK
- Item #4: (1) 40MM Liquid CS cartridge casing located on SSD ROOK on West side of Redding Ave.
- Item #5: (1) 40MM Liquid CS cartridge casing located in West gutter on Redding Ave.
- Item #6: (1) FC 308 WIN fired cartridge casing located in street in NR corner of Redding Ave. / McQuillan Cir.
- Item #7: (1) FC 308 WIN fired cartridge casing located in street in NR corner of Redding Ave. / McQuillan Cir.
- Item #8: (1) FC 308 WIN fired cartridge casing located in street in NR corner of Redding Ave. / McQuillan Cir.
- Item #9: (1) SPEER 223 REM fired cartridge casing located on West sidewalk of Redding Ave.
- Item #10: (1) SPEER 223 REM fired cartridge casing located on West sidewalk of Redding Ave.
- Item #11: (1) SPEER 223 REM fired cartridge casing located on West sidewalk of Redding Ave.
- Item #12: (1) SPEER 223 REM fired cartridge casing located on floor of SPD Bearcat (CA 1528078)
- Item #13: (1) SPEER 223 REM fired cartridge casing located on floor of SPD Bearcat (CA 1528078)
- Item #14: (1) SPEER 223 REM fired cartridge casing located on floor of SPD Bearcat (CA 1528078)
- Item #15: (1) SPEER 223 REM fired cartridge casing located on floor of SPD Bearcat (CA 1528078)
- Item #16: (1) SPEER 223 REM fired cartridge casing located on floor of SPD Bearcat (CA 1528078)
- Item #17: (1) fired projectile located on ground North of X-108 classroom (Hiram Johnson HS)
- Item #18: (1) fired projectile located on driveway of [REDACTED] Redding Ave.

On 9/8/2021 at approximately 0705 hours I cleared the call.



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EVIDENCE BOOKING

At approximately 2319 hours, I booked all above items of evidence secured in the Homicide Room under PR 1137401 and transported them to the Lockers at 555 Sequoia Pacific Blvd. (Sacramento Police Department's Evidence and Property Section).



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Follow Up Report # SA 31

Follow Up Report # SA 31

Assignment Information

Assigned to: **4759 - GREEN, KRISTEN N 6354** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **MAJOR CRIME SUPPLEMENT (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -
CRIME SCENE INVESTIGATION**

Assigned on: **Sep-08-2021 (Wed.) 2345** by: **4759 - GREEN, KRISTEN N 6354**

Report due on: **Sep-15-2021 (Wed.)**

Submission Information

Submitted on: **Sep-26-2021 (Sun.) 2126**

Checked by: **4218 - ROSTOCIL, MICHAEL 6374**

Approved on: **Sep-26-2021 (Sun.)** by: **4218 - ROSTOCIL, MICHAEL 6374**

Follow Up Conclusion

Follow Up concluded: **Yes**



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GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 31

Narrative Text

Type CSI REPORT

Subject OSCR PHOTOS

Author 4759 - GREEN, KRISTEN N 6354

Related Date Sep-08-2021

On 9/7/21, at approximately 1521 hours, I, Forensic Investigator K. Green #6354 (CSI32), arrived at [REDACTED] Redding Ave, to assist in the processing of a scene regarding an Officer Involved Shooting that occurred. Upon arrival, the scene was secured by patrol vehicles, uniformed officers, and yellow crime scene tape. The scene was processed under the direction of Detective Lewis #233 and Supervising Forensic Investigator F. Woo #6382 and Supervising Forensic Investigator M. Rostocil #6374.

OSCR360 PHOTOGRAPHS:

I took thirty-six (36) overall photographs of the scene using the OSCR360 camera; which were later saved to the Forensic Storage Network Drive.

I cleared the call on 9/8/21 at approximately 0417 hours.



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Follow Up Report # SA 32

Follow Up Report # SA 32

Assignment Information

Assigned to: **4431 - BUENO, VALERIE 6376** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **MAJOR CRIME SUPPLEMENT (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -
CRIME SCENE INVESTIGATION**

Assigned on: **Sep-09-2021 (Thu.) 638** by: **4431 - BUENO, VALERIE 6376**

Report due on: **Sep-16-2021 (Thu.)**

Submission Information

Submitted on: **Sep-25-2021 (Sat.) 145**

Checked by: **4218 - ROSTOCIL, MICHAEL 6374**

Approved on: **Sep-26-2021 (Sun.)** by: **4218 - ROSTOCIL, MICHAEL 6374**

Follow Up Conclusion

Follow Up concluded: **Yes**



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GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 32

Narrative Text

Type CSI REPORT

Subject CSI SCENE PROCESSING

Author 4431 - BUENO, VALERIE 6376

Related Date Sep-17-2021 2:51

On 9/7/21 at approximately 2038 hours, I, Forensic Investigator Bueno #6376 (CSI14), arrived at [REDACTED] Redding Ave. to assist in the processing of a scene in regards to an Officer Involved Shooting that occurred. Upon arrival, the scene was secured by patrol vehicles, uniformed officers, and yellow crime scene tape. The scene was processed under the direction of Detective Lewis #233, Detective Anderson #582 and Supervising Forensic Investigator M. Rostocil #6374. Additional CSI at the scene included Forensic Investigator Louie #6384, Forensic Investigator Garcia #6368 and Forensic Investigator Green #6354, refer to their reports for additional processing.

PHOTOGRAPHS

I took two-thousand three (2,003) photographs of the following, which were uploaded into the Digital Crime Scene (DCS) System:

Overall condition of interior portion of [REDACTED] Redding Ave.:

- placarded evidence items #19-92 (see Evidence Collection section below for detailed item descriptions)
- one (1) black used pepper ball cartridge located on front lawn

Living room:

- one (1) apparent bullet hole (labeled H1 and H2) located through screen door
- one (1) apparent bullet hole (labeled I1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled J1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled K1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled L1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled M1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled N1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled O1) located through interior side of West wall South of front door
- one (1) apparent bullet hole (labeled I2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled J2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled K2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled L2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled M2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled N2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled O2) located through exterior side of West wall South of front door
- one (1) apparent bullet hole (labeled P2) located in West wall South of front door
- one (1) apparent bullet hole (labeled P1) located through black Ecoopro sleeping bag located on floor near West wall
- one (1) apparent bullet hole (labeled Q) located in interior West wall above front door



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- one (1) apparent bullet strike located on white Anker Innovations box located on floor near West wall
- one (1) apparent bullet strike located in red The Everyday box located on desk along West wall
- one (1) hole located in North wall behind the front door
- two (2) holes of damage from pepper ball cartridges located in North wall
- one (1) apparent bullet hole (labeled R1 and R2) located through TV screen of TV located on stand along North wall
- one (1) apparent bullet hole (labeled R3) located through North wall (South wall of garage)
- one (1) apparent bullet hole (labeled S1 and S2) located through TV screen of TV located on stand along North wall
- one (1) apparent bullet hole (labeled S3) located through North wall (South wall of garage)
- one (1) apparent bullet hole (labeled T1 and T2) located through East side of TV stand along North wall
- one (1) apparent bullet hole (labeled T3) located through North side of TV stand along North wall
- one (1) apparent bullet hole (labeled U1 and U2) located through East side of TV stand along North wall
- one (1) apparent bullet hole (labeled U3 and U4) located through West side of TV stand along North wall
- one (1) apparent bullet strike located on top side of top shelf of TV stand along North wall
- one (1) apparent bullet hole (labeled U5) located in North wall on West side of TV stand
- one (1) apparent bullet strike (labeled V) located on exterior side of right door of TV stand along North wall
- damage to TV screen of TV located on stand along North wall
- one (1) apparent bullet hole (labeled W2) located through North wall (South wall of garage)
- one (1) apparent bullet hole (labeled X2) located through North wall (South wall of garage)
- one (1) apparent bullet hole (labeled Y2) located through light switch located on North wall (South wall of garage) near South door of garage
- one (1) apparent bullet hole (labeled Z4) located through North wall (South wall of garage), East of garage door
- one (1) apparent bullet strike located in bookshelf located in Northeast corner
- one (1) apparent bullet hole (labeled EE5) located through desk in middle of living room
- one (1) apparent bullet hole (labeled DD4) located through computer screen in Northeast corner
- one (1) apparent bullet hole (labeled DD5) located in North wall, behind computer screen in Northeast corner
- one (1) apparent bullet hole (labeled FF3) located through backside of dresser along East wall
- one (1) apparent bullet hole (labeled FF4) located through Northwest corner of frame of dresser along East wall
- one (1) apparent bullet hole (labeled JJ2) located through backside of dresser along East wall
- apparent bullet holes (labeled JJ3 and JJ4) located through upper left door of dresser along East wall
- one (1) apparent bullet hole (labeled HH2) located through backside of dresser along East wall
- one (1) apparent bullet hole (labeled HH3 and HH4) located through upper left door of dresser along East wall
- three (3) apparent bullet holes (labeled II) located through backside of dresser along East wall
- three (3) apparent bullet holes (labeled II) located through upper left dresser door of dresser along East wall
- one (1) apparent bullet strike located on top side of shelf inside dresser along East wall
- one (1) apparent bullet hole (labeled KK2) located through lower left door of dresser along East wall
- two (2) apparent bullet holes located through backside of dresser along East wall
- one (1) apparent bullet hole (labeled LL1) located through East side of desk in middle of room
- one (1) apparent bullet hole (labeled LL2) located through North side of desk in middle of room
- one (1) apparent bullet hole (labeled GG3) located in ceiling above dresser along East wall



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- one (1) apparent bullet hole (labeled GG2) located through East wall (West wall of hallway)
- one (1) black used pepper ball cartridge located on desk along West wall
- one (1) black used pepper ball cartridge located on floor beneath desk along West wall
- four (4) black used pepper ball cartridges located on floor near North wall
- two (2) black used pepper ball cartridge located on floor near South wall
- three (3) black used pepper ball cartridge located on floor around desk in middle of room
- three (3) black used pepper ball cartridge located inside dresser on East wall

Overall condition of deceased Derek Pearson (DOB: 3/15/68) located on floor, West of dresser along East wall

Injuries to the following areas:

- top side of right hand
 - left eye area
 - left forearm
 - left side of chest
 - center of chest
 - left side of back
 - left side
- overall condition of both hands

Kitchen:

- one (1) apparent bullet hole (labeled EE1 and EE2) located through white bag located on dining table
- one (1) apparent bullet strike (labeled EE3) located on gray stereo located on dining table
- one (1) apparent bullet strike (labeled EE4) located on clear water jug located on dining table
- one (1) apparent bullet hole (labeled DD1) located through South side of black box located on dining table
- one (1) apparent bullet hole (labeled DD2) located through North side of black box located on dining table
- apparent bullet damage (labeled DD3) located on sunflower seeds bag located on dining table
- one (1) black used pepper ball cartridge located on floor West of refrigerator
- one (1) black used pepper ball cartridge located on floor under dining table near West wall

Hallway:

- one (1) black used pepper ball cartridge located on floor West of bathroom
- one (1) apparent bullet hole (labeled FF2) located through West wall (East wall of living room)
- one (1) apparent bullet hole (labeled JJ1) located through West wall (East wall of living room)
- three (3) apparent bullet holes (labeled II) located through West wall (East wall of living room)
- one (1) apparent bullet hole (labeled HH1) located through West wall (East wall of living room)
- one (1) apparent bullet hole (labeled KK1) located through West wall (East wall of living room)
- one (1) apparent bullet hole (labeled GG1) located through West wall (East wall of living room)
- multiple possible bullet holes located in West wall near baseboard
- damage to West wall and baseboard of West wall

South bedroom:



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- one (1) apparent bullet strike (labeled FF1) located on interior door frame of bedroom door
- one (1) black used pepper ball cartridge located on floor near dresser in Southeast corner
- three (3) apparent bullet holes located through North wall
- three (3) apparent bullet holes located through interior door frame of bedroom door
- seventeen (17) apparent bullet holes located through bedroom door
- sixteen (16) apparent bullet holes located through West wall behind bedroom door
- twenty-five (25) apparent bullet holes located through ceiling
- one (1) apparent bullet hole located through mattress

Garage:

- one (1) apparent bullet hole (labeled R4) located through South wall (North wall of living room)
- one (1) apparent bullet hole (labeled S4) located through South wall (North wall of living room)
- one (1) apparent bullet hole (labeled W1) located through South wall (North wall of living room)
- one (1) apparent bullet hole (labeled X2) located through South wall (North wall of living room)
- one (1) apparent bullet hole (labeled X3) located in orange Fast Orange bottle located on table along South wall
- one (1) apparent bullet hole (labeled Y1) located through South wall (North wall of living room)
- one (1) apparent bullet hole (labeled Z1 and Z2) located through South door leading to living room
- one (1) apparent bullet hole (labeled Z3) located through South wall (North wall of living room) behind South door leading to living room
- one (1) apparent bullet hole (labeled AA1 and AA2) located through South door leading to living room
- one (1) apparent bullet hole (labeled BB1 and BB2) located through South door leading to living room
- one (1) apparent bullet hole (labeled CC1 and CC2) located through South door leading to living room

Overall condition of the scene post search

The following items were photographed after detectives had searched the residence:

Living room:

- one (1) pile of indicia located on floor East of front door
- three (3) piles of indicia and books located inside dresser along East wall
- one (1) gun cleaning kit located on desk in middle of room
- black leather wallet belonging to Derek Pearson located on desk in middle of room
 - California Driver's License in the name of Derek Pearson
- white, empty, Remington ammunition box located on floor near desk in middle of room
- black Acer laptop located on floor near North wall
- black HP computer system unit located on floor near North wall
- one (1) apparent bullet hole located in HP computer system unit located on floor near North wall
- gray gun case located on floor near North wall
- black Synology hard drive located inside dresser along East wall

South bedroom:

- one (1) pile of indicia located on floor near bedroom door
- multiple books located on bed



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 32

- one (1) "3" "94" fired cartridge casing located in closet
- two (2) "3" "94" fired cartridge casings located on bed
- one (1) super unfired cartridge located on bed
- brown Navy arms box located on floor near South wall
 - black/gold, 44 caliber black powder revolver (S/N: [REDACTED]) located inside Navy Arms box

Kitchen:

- one (1) pile of indicia located on floor near dining table
- two (2) gun cleaning kits located on floor near South wall
- one (1) gun cleaning kit located on dining table
- two (2) empty green ammunition cans located on floor along South wall

At approximately 0948 hours, [REDACTED] (Plant Manager at Hiram Johnson High School) handed me two (2) fired projectiles that were recovered from basketball courts by staff.

EVIDENCE COLLECTION

I collected, and packaged the following items of evidence and secured them in my vehicle:

- Item #19: one (1) "3" "94" fired cartridge casings collected from living room floor near front door
- Item #20: one (1) piece of copper jacketing collected from living room floor near front door
- Item #21: one (1) "3" "94" unfired cartridge collected from living room floor near South wall
- Item #22: one (1) fired projectile collected from living room floor near front door
- Item #23: one (1) black Apple Iphone with cord collected from living room floor East of armchair
- Item #24: two (2) R-P 380 Auto and one (1) W-W 380 Auto unfired cartridges collected from desk in middle of living room
- Item #25: one (1) "3" "94" fired cartridge casing collected from living room floor West of body
- Item #26: one (1) "U" fired cartridge casing collected from living room floor West of body
- Item #27: one (1) "U" fired cartridge casing collected from living room floor West of body
- Item #28: one (1) black/gray Bug-a-salt toy gun collected from living room floor West of dresser on East wall
- Item #29: one (1) piece of copper jacketing collected from living room floor West of dresser on East wall
- Item #30A-F: (6) "3" "94" fired cartridge casings collected from living room floor North of dresser on East wall
- Item #31: one (1) black Mini Cross Bow collected from inside dresser on East wall in living room
- Item #32: one (1) yellow UMC 380 auto ammunition box and (1) United States Constitution collectable coin box collected from inside dresser on East wall in living room
- Item #33: one (1) black loaded 22 caliber magazine collected from inside dresser on East wall in living room
- Item #34: one (1) black Ruger MKII 22 caliber pistol (S/N: [REDACTED]) and one (1) green holster collected from inside dresser on East wall in living room
- Item #34A: one (1) black loaded 22 caliber magazine collected from item #34
- Item #35: one (1) white Winchester 9mm Luger ammunition box collected from inside dresser on East wall in living room
- Item #36: one (1) black unknown brand gun case collected from inside dresser on East wall in living room



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- Item #36A: one (1) "C" unfired cartridge collated from item #36
- Item #37: two (2) pieces of broken plastic collected from living room floor North of dresser on East wall
- Item #38: one (1) piece of jacketing collected from living room floor North of dresser on East wall
- Item #39: one (1) fired projectile collected from bookshelf in Northeast corner of living room
- Item #40: one (1) "3" "94" fired cartridge casing collected from hallway floor West of bathroom
- Item #41: one (1) "3" "94" fired cartridge casing collected from hallway floor North of South bedroom
- Item #42: one (1) black phone case collected from hallway floor North of South bedroom
- Item #43: one (1) bullet fragment collected from hallway floor West of bathroom
- Item #44: one (1) R-P 380 Auto unfired cartridge collected from hallway floor North of South bedroom
- Item #45: one (1) "3" "94" fired cartridge casing collected from hallway floor North of South bedroom
- Item #46: one (1) empty, white Centerfire Ammunition box collected from hallway floor North of South bedroom
- Item #47: one (1) piece of copper jacketing collected from hallway floor West of bathroom
- Item #48: three (3) pieces of broken red Apple Iphone collected from bathroom floor near doorway
- Item #49A-C: three (3) "3" "94" fired cartridge casings collected from bathroom floor near bathtub
- Item #50A-50R; 50T; 50W; 50AA-50UU: forty-one (41) "3" "94" fired cartridge casings collected from South bedroom floor
- Item #50U-V; 50Y-50Z: four (4) "51" "83" fired cartridge casings collected from South bedroom floor
- Item #50S; 50X: two (2) "3" "94" unfired cartridges collected from South bedroom floor
- Item #51A; 51D; 51H-51I: five (5) "51" "83" fired cartridge casings collected from bed in South bedroom
- Item #51B-51C; 51E-51F; 51J-51L: Seven (7) "3" "94" fired cartridge casings collected from bed in South bedroom
- Item #52: six (6) "3" "94" unfired cartridges collected from bed in South bedroom
- Item #53: one (1) black Bersa 380 caliber pistol (S/N: [REDACTED]) collected from bed in South bedroom
- Item #53A: one (1) black Bersa 380 caliber loaded magazine collected from item #53
- Item #54: one (1) black High-Standard 22LR pistol (S/N: [REDACTED]) collected from bed in South bedroom
- Item #54A: one (1) black loaded 22 caliber magazine collected from item #54
- Item #55: one (1) wooden Westernfield 22LR rifle with scope (S/N: [REDACTED]) collected from bed in South bedroom
- Item #56: two (2) black loaded 22 caliber magazines collected from bed in South bedroom
- Item #57: two (2) empty red High-Standard magazine boxes collected from bed in South bedroom
- Item #58: two (2) black loaded rifle magazines collected from bed in South bedroom
- Item #59: two (2) ammunition holders containing unfired cartridges collected from bed in South bedroom
- Item #60: two (2) green Thunderbolt 22 caliber ammunition boxes collected from bed in South bedroom
- Item #61: four (4) black Blazer 22 ammunition boxes collected from bed in South bedroom
- Item #62: three (3) white Centerfire ammunition boxes collected from bed in South bedroom
- Item #63: one (1) clear ziplock bag containing unfired cartridges collected from bed in South bedroom
- Item #64: one (1) empty, white, Centerfire ammunition box collected from bed in South bedroom
- Item #65: one (1) Remington, one (1) Blazer and one (1) Remington Hi-Speed 22 caliber ammunition boxes collected from bed in South bedroom
- Item #66: one (1) black fabric gun case and one (1) black gun holster collected from bed in South bedroom
- Item #67: one (1) black loaded rifle magazine collected from bed in South bedroom
- Item #68: one (1) empty, white Centerfire ammunition box collected from bed in South bedroom
- Item #69: one (1) empty, white Centerfire ammunition box collected from South bedroom floor South of bed
- Item #70: one (1) brown leather gun case collected from South bedroom floor near South wall



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- Item #71A: one (1) "3" "94" fired cartridge casings collected from interior windowsill of window in South bedroom
- Item #71B: one (1) "51" "83" fired cartridge casings collected from interior windowsill of window in South bedroom
- Item #72: one (1) "3" "94" unfired cartridge collected from interior windowsill of window in South bedroom
- Item #73A: one (1) "51" "83" fired cartridge casings collected from North nightstand in South bedroom
- Item #73B-73D: three (3) "3" "94" fired cartridge casings collected from North nightstand in South bedroom
- Item #74: four (4) "3" "94" unfired cartridges collected from North nightstand in South bedroom
- Item #75: one (1) Super and one (1) "U" unfired cartridges collected from North nightstand in South bedroom
- Item #76: one (1) gray Ruger gun case collected from closet in South bedroom
- Item #76A: one (1) black Ruger p89 9mm pistol (S/n: [REDACTED]) collected from item #76
- Item #76B: two (2) black loaded 9mm magazines collected from item #76
- Item #77A-77B: two (2) "U" fired cartridge casings collected from South bedroom floor North of bed
- Item #77C: one (1) Super fired cartridge casing collected from South bedroom floor North of bed
- Item #78: one (1) white, empty Centerfire ammunition box collected from South bedroom floor near North wall
- Item #79: one (1) "3" "94" unfired cartridge collected from South bedroom floor West of bed
- Item #80: one (1) white, empty, Centerfire ammunition box collected from South bedroom floor near closet
- Item #81: one (1) green empty ammunition can collected from South bedroom floor South of bedroom door
- Item #82: two (2) white empty Centerfire ammunition boxes collected from South bedroom floor near bedroom door
- Item #83: one (1) black gun part collected from bed in South bedroom
- Item #84: one (1) black/wood, Norinco MAK-90, 7.62x39mm Ak-47 rifle (S/N: [REDACTED]) with apparent blood collected from doorstep of South garage door
- Item #85: one (1) black loaded rifle magazine with apparent blood collected from item #84
- item #85A: one (1) fired projectile and multiple pieces of jacketing collected from item #85
- Item #86: one (1) blue glass pipe collected from tool cabinet located along North wall in garage
- Item #87A-B: two (2) "U" fired cartridge casings collected from North nightstand in South bedroom
- Item #88: one (1) fired projectile collected from living room floor near South garage door
- Item #89: one (1) piece of copper jacketing collected from living room floor near South garage door
- Item #90: one (1) piece of copper jacketing collected from exterior side of South garage door
- Item #91: one (1) piece of copper jacketing collected from West wall of living room
- one (1) fired projectile collected from "Y2" bullet hole located on light switch on North living room wall west of South garage door
- two (2) "3" "94" fired cartridge casings collected from bed in South bedroom
- one (1) Super unfired cartridge collected from bed in South bedroom
- two (2) fired projectiles handed to me by [REDACTED]
- one (1) Gunshot Residue (GSR) kit collected from hands of Derek Pearson
- one (1) brown Navy Arms box collected from South bedroom near South wall
- one (1) black/gold 44 caliber black powder revolver (S/N: [REDACTED]) collected from inside Navy Arms box
- one (1) "3" "94" fired cartridge casing collected from South bedroom closet floor
- multiple used pepper ball cartridges collected from around residence
- one (1) black leather wallet belonging to Derek Pearson
- sixteen (16) \$20 bills, three (3) \$5 bills and six (6) \$1 bills collected from black leather wallet



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- one (1) black Acer laptop
- one (1) black HP computer system unit
- one (1) black Synology hard drive
- four (4) sets of gun cleaning kits
- two (2) empty green ammunition cans
- multiple items of indicia and books
- one (1) gray gun case
- one (1) white, empty, Remington 380 auto ammunition box
- one (1) clear bag which contained apparent marijuana
- 264g of apparent marijuana (tested presumptive positive) collected from clear bag

I changed my location to 300 Richards Blvd (Sacramento Police Department's Forensic Unit) at approximately 1100 hours on 9/8/21. Upon arrival, at approximately 1114 hours, I secured the above items of evidence into the homicide room.

I cleared the call at approximately 1129 hours.

On 9/8/21 at approximately 2120 hours, I accessed the Homicide room and took photographs of the following items.

PHOTOGRAPHS

I took forty-nine (49) photographs of the following, which were uploaded into the Digital Crime Scene (DCS) System:

Overall condition of item #28: one (1) black/gray Bug-a-salt toy gun collected from living room floor West of dresser on East wall

- one (1) apparent bullet hole located through grip handle

Overall condition of item #34: one (1) black Ruger MKII 22 caliber pistol (S/N: [REDACTED]) and one (1) green holster collected from inside dresser on East wall in living room

Overall condition of item #36: one (1) black unknown brand gun case collected from inside dresser on East wall in living room

- one (1) apparent bullet hole located through side of gun case

Overall condition of Item #36A: one (1) "C" unfired cartridge collected from item #36

Overall condition of item #85: one (1) black loaded rifle magazine with apparent blood collected from item #84

- one (1) apparent bullet hole located through magazine

Overall condition of item #85A: one (1) fired projectile and multiple pieces of jacketing collected from item #85



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Overall condition of black leather wallet

- various cards
- US Postal Service receipt
- sixteen (16) \$20 bills, three (3) \$5 bills and six (6) \$1 bills

On 9/9/21 at approximately 0500 hours, I secured the items in the Homicide room. On 9/9/21 at approximately 2208 hours, I accessed the Homicide room and I booked all the items of evidence into the Large Storage Room/IBIS Dropbox/Property Dropbox at 555 Sequoia Pacific Blvd (Sacramento Police Department's Evidence and Property Section) under PR#1137634.



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Follow Up Report # SA 33

Follow Up Report # SA 33

Assignment Information

Assigned to: **4960 - GARCIA, BRIANA 6368** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **MAJOR CRIME SUPPLEMENT (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -**

CRIME SCENE INVESTIGATION

Assigned on: **Sep-08-2021 (Wed.) 1233** by: **4960 - GARCIA, BRIANA 6368**

Report due on: **Sep-15-2021 (Wed.)**

Submission Information

Submitted on: **Oct-09-2021 (Sat.) 624**

Checked by: **1106 - WOO, FRANK 6382**

Approved on: **Oct-12-2021 (Tue.)** by: **1106 - WOO, FRANK 6382**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Follow Up Report # SA 33

Narrative Text

Type CSI REPORT

Subject CSI

Author 4960 - GARCIA, BRIANA 6368

Related Date Sep-26-2021 13:09

On 9/7/21 at approximately 0702 hours, I, Forensic Investigator B. Garcia #6368 (CSI22), arrived at [REDACTED] Redding Ave to assist in the processing of a scene regarding an officer involved shooting that had occurred. Upon arrival, the scene was secured by patrol vehicles, uniformed officers, and yellow crime scene tape. The scene was processed under the direction of Detective Anderson #582 and Detective Lewis #233 and Supervising Forensic Investigator F. Woo #6382 and M. Rostocil #6374.

PHOTOGRAPHS

I took one thousand nine hundred and eighty (1,980) photographs of the following; which were uploaded into the Digital Crime Scene (DCS) System:

Perspective of Officer Cunningham #3022

Perspective of Officer Dahl #817

Perspective of Sergeant Jarvis #3022

Overall condition of scene

- Item #1: One (1) FC 9MM Luger unfired cartridge, located on West sidewalk of Redding Ave.
- Item #2: One (1) 40MM liquid CS cartridge casing, located on West sidewalk of Redding Ave.
- Item #3: Twenty-one (21) 40MM liquid CS cartridge casings, located in West gutter of Redding Ave. near SSD ROOK
- Item #4: One (1) 40MM Liquid CS cartridge casing, located on SSD ROOK on West side of Redding Ave.
- Item #5: One (1) 40MM Liquid CS cartridge casing located in West gutter on Redding Ave.
- Item #6: One (1) FC 308 WIN fired cartridge casing, located in street North of Redding Ave./McQuillan Cir. intersection
- Item #7: One (1) FC 308 WIN fired cartridge casing, located in street North of Redding Ave./McQuillan Cir. intersection
- Item #8: One (1) FC 308 WIN fired cartridge casing, located in street North of Redding Ave./McQuillan Cir. intersection
- Item #9: One (1) SPEER 223 REM fired cartridge casing, located on West sidewalk of Redding Ave.
- Item #10: One (1) SPEER 223 REM fired cartridge casing, located on ground near West sidewalk of Redding Ave.
- Item #11: One (1) SPEER 223 REM fired cartridge casing, located on ground near West sidewalk of Redding Ave.
- Item #12: One (1) SPEER 223 REM fired cartridge casing, located on floor of SPD Bearcat (CA 1528078)
- Item #13: One (1) SPEER 223 REM fired cartridge casing, located on floor of SPD Bearcat (CA 1528078)



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- Item #14: One (1) SPEER 223 REM fired cartridge casing, located on floor of SPD Bearcat (CA 1528078)
 - Item #15: One(1) SPEER 223 REM fired cartridge casing, located on bench of SPD Bearcat (CA 1528078)
 - Item #16: One (1) SPEER 223 REM fired cartridge casing, located on floor of SPD Bearcat (CA 1528078)
 - Item #17: One (1) fired projectile, located on ground North of classroom X-108 (Hiram Johnson HS)
 - Item#18: One (1) fired projectile, located on driveway of [REDACTED] Redding Ave.
- *** (Note: Orange cones were originally placed on the above items of evidence and were replaced by blue cones prior to placards)***
- Window frame in damaged condition, located along West curb of Redding Ave West of Mcquillan Cir
 - Window screen in damaged condition, located along West curb of Redding Ave West of Mcquillan Cir
 - Possible bullet hole in window screen, located along West curb of Redding Ave West of Mcquillan Cir
 - Window blinds in damaged condition, located along West curb of Redding Ave West of Mcquillan Cir
 - Window frame in damaged condition, located in front yard of [REDACTED] Redding Ave
 - Miscellaneous house debris, located in front yard of [REDACTED] Redding Ave
 - Broken glass, located in front yard of [REDACTED] Redding Ave
 - Window screens in damaged condition, located in front yard of [REDACTED] Redding Ave
 - Damaged tree, laying in front yard of [REDACTED] Redding Ave
 - Apparent tire marks, located in North end of front yard of [REDACTED] Redding Ave
 - Apparent tire marks, located in front yard South end of front yard of [REDACTED] Redding Ave
 - Apparent tire marks on East sidewalk in front of [REDACTED] Redding Ave
 - Apparent tire marks on street in front of [REDACTED] Redding Ave
 - Multiple pieces of wood, located on ground near garage of [REDACTED] Redding Ave
 - Damage to Southwest corner of fence of [REDACTED] Redding Ave
 - Black and red stop sticks, located along East sidewalk in front of [REDACTED] Redding Ave
 - Black and red stop sticks, located under Blue 4-door Lexus LS 430 (CA# [REDACTED]), located along East curb in front of [REDACTED] Redding Ave
 - Two (2) apparent bullet strikes to exterior East side of wall of 6879 14th Ave (Hiram W. Johnson High School) room X-208
 - One (1) apparent bullet strike to exterior East side of second story walkway of 6879 14th Ave (Hiram W. Johnson High School) near room X-208

Overall condition of Sacramento County Sheriff "The Rook" vehicle, located along West curb of Redding Ave, West of McQuillan Cir

- One (1) apparent bullet strike to front side of top frame

Overall condition of Sacramento Police Department Armored Vehicle, located long West curb of Redding Ave, West of McQuillan Cir

- One (1) black LWRC R.E.P.R MKII 7.62mm x 51mm (S/N: [REDACTED]) rifle, located in roof turret

Overall condition of Sacramento Police Department Armored Vehicle (CA#1528078), located along West curb of Redding Ave in front of [REDACTED] Redding Ave

- Apparent bullet damage to exterior side of roof turret



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- One (1) apparent bullet strike to front side above driver side headlight
- Black LaRue Tactical M68 Defense Technology, located on passenger side footstep
- Orange and black Mesa Tactical Less Lethal firearm, located on passenger side footstep

Overall condition of Sacramento County Sherriff Armored Vehicle (CA#1306687) located along North curb in front of [REDACTED] McQuillan Cir

- Green case of "40 MM Ferret Rounds CS", located on ground near rear driver side tire
- Black Defense Technology Federal Laboratories firearm, located on rear driver side footstep

Overall condition of blue 4-door Lexus LS 430 (CA#[REDACTED]), located along East curb in front of [REDACTED] Redding Ave

- One (1) apparent bullet hole in exterior side of front passenger door
- One (1) apparent bullet hole in exterior side of passenger side fender
- Apparent bullet damage to exterior side of passenger side fender

Overall condition of grey 4-door Toyota Highlander (CA#[REDACTED]), located in driveway of [REDACTED] Redding Ave

Overall condition of [REDACTED] Redding Ave

Living room:

- Six (6) used pepper ball cartridges, located on living room floor
- One (1) "3" "94" fired cartridge casing, located on floor near front door
- One (1) piece of copper jacketing, located on floor near front door
- One (1) "3" "94" unfired cartridge, located on floor near South wall
- One (1) fired projectile, located on floor near front door
- Clear plastic bag containing a green leafy substance, located on floor near chair in living room
- One (1) "3" "94" fired cartridge casing, located on floor West of body
- One (1) "U" fired cartridge casing, located on floor West of body
- One (1) "U" fired cartridge casing, located on floor West of body
- One (1) piece of copper jacketing, located on floor West of dresser on East wall
- Six (6) "3" "94" fired cartridge casings, located on floor North of cabinet on East wall
- Two (2) R-P 380 Auto and one (1) W-W 380 Auto unfired cartridges, located on desk in center of living room
- One (1) unknown brand unfired cartridge, located on desk in center of living room
- One (1) black Apple I-phone located on arm of chair in center of living room
- One (1) black Mini Cross Bow, located on middle shelf of upper cabinet along East wall
- One (1) black loaded 22 caliber magazine, located on middle shelf of upper cabinet along East wall
- One (1) black Ruger MKII 22 caliber pistol (S/N: [REDACTED]) located inside green holster, located on middle shelf of upper cabinet along East wall
- One (1) black unknown brand gun case, located on middle shelf of upper cabinet along East wall
- Tan colored knife located inside of black knife sheath, located on middle shelf of upper cabinet along East



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wall

- One (1) used pepper ball cartridge, located on bottom shelf of bottom cabinet in Southeast corner
- Two (2) used pepper ball cartridge, located on middle shelf of upper cabinet in Southeast corner
- Multiple apparent bullet holes through cabinet on East wall
- One (1) apparent bullet hole in East wall behind cabinet
- One (1) fired projectile, located on bookshelf in Northeast corner
- Apparent bullet damage to bookshelf in Northeast corner
- One (1) apparent bullet hole through black Vizio TV, located in Northeast corner of living room
- Damage to black Samsung TV, located in Northeast corner of living room
- Pink residue, located on boxes and black Samsung TV, located in Northeast corner of living room
- Pink residue, located on East wall of living room
- One (1) apparent bullet hole through East side of desk in center of living room
- One (1) apparent bullet hole through North side of desk in center of living room
- Apparent bullet damage to multiple books/magazines, located on top of desk in center of living room
- Apparent bullet damage to top side/West side of desk in center of living room
- Pink residue, located on North wall
- Damage to North wall
- Five (5) apparent bullet holes through North wall
- Two (2) apparent bullet holes through East side of cabinet along North wall
- One (1) apparent bullet hole in exterior side of HP desktop tower, located on floor near cabinet along North wall
- Damage to black TCL TV, located on top of cabinet along North wall
- Two (2) apparent bullet holes through black TCL TV, located on top of cabinet along North wall
- One (1) apparent bullet strike to Easternmost door of cabinet along North wall
- One (1) apparent bullet hole through West side of cabinet along North wall
- Seven (7) apparent bullet holes through West wall of living room
- One (1) apparent bullet hole through front screen door
- Damage to West wall
- Pink residue, located on West wall
- Damage to red "Raycon" earbud box, located on brown and white table along West wall
- Pink residue, located on miscellaneous items on brown and white table along West wall
- Two (2) apparent bullet holes in ceiling
- Pink residue, located on ceiling
- Apparent blood, located on ceiling near North door of living room leading to garage
- Pink residue, located on interior side and frame of North door of living room leading to garage
- Apparent blood, located on interior side of North door leading to garage
- Two (2) apparent bullet holes through interior side of North door leading to garage
- Apparent bullet damage to interior side of North door leading to garage
- Overall appearance of deceased Derek Pearson (DOB:3/15/68), located on floor in center of living room

Kitchen:

- One (1) used pepper ball cartridge, located on floor
- Broken glass, located on floor
- Damage to West wall of kitchen/living room



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Hallway:

- One (1) used pepper ball cartridge, located on floor
- One (1) "3" "94" fired cartridge casing, located on floor
- Piece of black plastic with damage, located on floor
- Black phone case in damaged condition, located on floor
- One (1) piece of copper jacketing, located on floor
- Ten (10) apparent bullet holes in West wall
- One (1) "3" "94" fired cartridge casing, located on floor
- One (1) R-P 380 Auto unfired cartridge, located on floor
- One (1) "3" "94" fired cartridge casing, located on floor

Bathroom:

- Three (3) "3" "94" fired cartridge casings, located on floor
- Red cellphone in damaged condition, located on floor
- Blue herb grinder, located on floor
- Green leafy substance, located on black plastic tray, located on counter

South bedroom:

- One (1) used pepper ball cartridge, located on floor
- Forty-one (41) "3" "94" fired cartridge casings, located on floor
- Four (4) "51" "83" fired cartridge casings, located on floor
 - Three (3) "3" "94" unfired cartridges, located on floor
- Five (5) "51" "83" fired cartridge casings, located on bed
 - Five (5) "3" "94" fired cartridge casings, located on bed
- Six (6) "3" "94" unfired cartridges, located on floor
- Two (2) "U" fired cartridge casings, located on floor
- One (1) Super fired cartridge casing, located on floor
- One (1) green ammunition can, located on floor South of bedroom door
- One (1) black Bersa 380 caliber pistol (S/N: [REDACTED]), located on bed
- One (1) black High-Standard 22LR pistol (S/N: [REDACTED]), located on bed
- One (1) wooden Westernfield 22LR rifle with scope (S/N: [REDACTED]), located on bed
- Two (2) black loaded 22 caliber magazines, located on bed
- Two (2) empty red High-Standard magazine boxes, located on bed
- Two (2) black loaded rifle magazines, located on bed
- Two (2) ammunition holders containing unfired cartridges, located on bed
- Two (2) green Thunderbolt 22 caliber ammunition boxes, located on bed
- Four (4) black Blazer 22 ammunition boxes, located on bed
- Three (3) white Centerfire ammunition boxes, located on bed
- One (1) clear bag containing unfired cartridges, located on bed
 - One (1) empty, white, Centerfire ammunition box, located on bed
- One (1) Remington, one (1) Blazer and one (1) Remington Hi-Speed 22 caliber ammunition boxes, located on bed
- One (1) black fabric gun case and one (1) black gun holster, located on bed
- One (1) black loaded rifle magazine, located on bed
- One (1) "3" "94" fired cartridge casings, located on interior windowsill of window



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 33

- One (1) "51" "83" fired cartridge casings, located on interior windowsill of window
- One (1) "3" "94" unfired cartridge, located on interior windowsill of window
- Two (2) "3" "94" fired cartridge casings, located on North nightstand
- Four (4) "3" "94" unfired cartridges, located on North nightstand
- One (1) unknown brand unfired cartridge, located on North nightstand
- One (1) black gun part, located on bed
- Twenty-five (25) apparent bullet holes in ceiling of South bedroom
- Seventeen (17) apparent bullet holes through exterior side of South bedroom door
- Three (3) apparent bullet holes through North wall of South bedroom
- One (1) apparent bullet strike to interior door frame of South bedroom door
- Three (3) apparent bullet holes in interior edge of door frame of South bedroom door
- Black residue, located on floor of South bedroom

Garage:

- Apparent blood, located on South wall
- Apparent blood, located on steps along South wall, below door
- Black cellphone, located on bottom step along South wall, below door
- One (1) black/wood, Norinco MAK-90, 7.62x39mm Ak-47 rifle (S/N: [REDACTED]) located on top step along South wall, below door
- Five (5) apparent bullet holes through South wall of garage
- One (1) apparent bullet hole in South wall of garage
- Two (2) holes in South wall of garage, determined not to be bullet holes by Supervising Forensic Investigator Rostocil #6374

I cleared the scene at approximately 2132 hours.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 34

Follow Up Report # SA 34

Assignment Information

Assigned to: **4082 - WHITCOMB, CLAYTON 0674** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 20**

Assigned on: **Sep-09-2021 (Thu.) 2020** by: **4082 - WHITCOMB, CLAYTON 0674**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1550**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 34

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. C. WHITCOMB #674

Author 4082 - WHITCOMB, CLAYTON 0674

Related Date Sep-09-2021 15:45

I, (Ofc. C. Whitcomb #674) am currently assigned to the Sacramento Police Department's Special Weapons and Tactics (SWAT) team and have been since October 2020. In this capacity, I respond to barricaded subjects, hostage situations, and high-risk warrant services.

On Monday, 09/06/2021 at 2323 hours, I received a callout notification from the Sacramento Police Department communications center. This notification requested Sacramento Police Department SWAT team members respond to the area of [REDACTED] Redding Ave for an armed barricaded suspect. Per the notification, this suspect had brandished a rifle at officers. Upon receiving this notification, I contacted the communications center via telephone to advise them I was en route and responded to the command post which was located at the Sacramento Police Department Communications Center.

I arrived at the command post at approx. 0005 hours on 09/07/2021. I attended the briefing, held by Sgt. Griggs, who detailed the original call for service, initial officers' observations, and the current evolving incident.

Once briefing was concluded, I, along with additional SWAT team officers responded to [REDACTED] Redding Ave and relieved patrol units from the inner perimeter. I was originally assigned as a "less-lethal" officer on the main contact team.

Throughout the duration of this incident, the suspect fired numerous firearm rounds from his residence. I could hear the sounds from different calibers of firearms; to include pistol and rifle. I could not tell the direction of the rounds that were being fired nor where they were impacting, as I sought cover behind the armored vehicle during each barrage of gunfire. Throughout this incident, I observed the suspect walking around within his residence; at times armed with a black handgun.

As this incident evolved, I was repositioned from "less-lethal" officer in front of the residence to "high-cover" in an additional armored vehicle on the southeast side of the residence. From this vantage point, I had visual of the suspects bedroom window as well as the bathroom window of the residence. My role was to provide rear containment as well as observations.

Once "shots fired" was put out over the radio, I moved back around to the main contact team. I was tasked with providing lethal cover on the suspect from an exterior window of the residence as additional SWAT team members made entry into the residence, detained the suspect, and cleared the residence.

Once the contact team was inside the residence, I retrieved our medical bag from the armored vehicle; as I observed medical aid being performed on the suspect.

I then assisted with medical aid of the suspect by performing chest compressions until fire personnel arrived on scene and declared the suspect deceased.

I took no further action on this call.

My body-worn camera was activated for the entirety of this incident.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 35

Follow Up Report # SA 35

Assignment Information

Assigned to: **3484 - DELEON, DANIEL C 0535** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 20**

Assigned on: **Sep-09-2021 (Thu.) 2020** by: **3484 - DELEON, DANIEL C 0535**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1420**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 35

Narrative Text

Type 04 OBSERVATIONS

Subject OFC. DELEON #535

Author 3484 - DELEON, DANIEL C 0535

Related Date Sep-09-2021 14:02

On 09/06/21, I, Officer DeLeon #535, was assigned to the Sacramento Police Department Special Weapons and Tactics (SWAT) team. At approx. 2323 hours, I received a SWAT call out page to respond to a barricaded subject at [REDACTED] Redding Ave. I responded in full SWAT uniform to the command post. After the incident brief I activated my body worn camera and responded to the scene on the bearcat.

Shortly after arriving on scene, Ofc. Wanger and I were assigned to do a chemical agent scout. We repositioned patrol assets and K9 in front of [REDACTED] and formed a containment team to the south of the suspect residence.

At approx. 0148 hours, Ofc. Wanger and I shut off the water to [REDACTED] Redding Ave.

At approx. 0341 hours we evacuated the resident at [REDACTED].

At approx. 0522 hours, I was part of the clearing team of the suspect's residence.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 36

Follow Up Report # SA 36

Assignment Information

Assigned to: **3538 - RINEHART, MICHAEL 3057** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 4 POP/**

GRANT TEAMS

Assigned on: **Sep-08-2021 (Wed.) 2020** by: **3538 - RINEHART, MICHAEL 3057**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-08-2021 (Wed.) 1036**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 36

Narrative Text

Type 05 SUPPLEMENT

Subject SGT. RINEHART SUPPLEMENT

Author 3538 - RINEHART, MICHAEL 3057

Related Date Sep-08-2021 10:32

On 09/08/2021, I (Sgt. Rinehart #3057) exported all crisis negotiation recorded files related to this incident from our recording database, known as Law Enforcement Technologies (LETS), which involved the SPD Crisis Negotiation Team (CNT).

All exported data to include incoming, outgoing calls and text messages were placed onto a DVD and booked as evidence under this call number.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 37

Follow Up Report # SA 37

Assignment Information

Assigned to: **3605 - WANGER, JUSTIN 0251** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 10**

Assigned on: **Sep-09-2021 (Thu.) 2020** by: **3605 - WANGER, JUSTIN 0251**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1521**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 37

Narrative Text

Type 04 OBSERVATIONS

Author 3605 - WANGER, JUSTIN 0251

Related Date Sep-07-2021 15:20

On 09/06/21 at approximately 2323 hours, I (Officer Wanger #251) was assigned to the Sacramento Police Department Special Weapons and Tactics (SWAT) team. I received a SWAT call-out page regarding a suspect who was inside of [REDACTED] Redding Ave armed with a rifle and pointing it at officers. I responded in full SWAT uniform and activated my body worn camera following the incident brief prior to arriving on scene.

Shortly after arriving on scene, Ofc. DeLeon and I were tasked with conducting a chemical agent scout for possible deployment of Orthochlorobenzalmalononitrile (commonly referred to as 'CS' or 'Tear gas') into the residence. Once our scout was complete, and prior to us advising the command post of our plan, the suspect (Pearson, Derek) began shooting at officers from inside the residence. I did not see s-Pearson shooting, but you could hear what sounded like different caliber rounds being fired from within the residence.

Ofc. DeLeon and I assisted with repositioning patrol resources to in front of [REDACTED], in an effort to help with containment. Ofc. DeLeon and I assisted with this perimeter spot and formed a contact team, in the event s-Pearson were to come out of the residence from the rear of [REDACTED] Redding Ave.

At approximately 0148 hours, Ofc. DeLeon and I shut the water off to [REDACTED] Redding Ave.

At approximately 0341 hours, we evacuated [REDACTED] due to s-Pearson indiscriminately firing his rifle from inside his residence.

At approximately 0522 hours, I was part of a clearing team that cleared the residence.

-No further action.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 38

Follow Up Report # SA 38

Assignment Information

Assigned to: **3439 - FEUERBACH, ADAM 0601** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 20**

Assigned on: **Sep-09-2021 (Thu.) 2020** by: **3439 - FEUERBACH, ADAM 0601**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1541**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 38

Narrative Text

Type 04 OBSERVATIONS

Subject OFC.FEUERBACH#601 OBSERVATIONS

Author 3439 - FEUERBACH, ADAM 0601

Related Date Sep-09-2021 15:26

On 09/06/21 at approximately 2323 hours, I (Officer Feuerbach #601) was assigned to the Sacramento Police Department Special Weapons and Tactics (SWAT) team. I received a SWAT call-out page regarding a suspect who was inside of [REDACTED] Redding Ave armed with a rifle and pointing it at officers. I responded in full SWAT uniform and activated my body worn camera following the incident brief which was prior to arriving on scene.

Shortly after arriving on scene, I was assigned to the arrest team on the armored vehicle which is referred to as the "Grizzly" if s-Pearson was to surrender to officers.

Throughout the evening, s-Pearson fired rifle and handgun rounds indiscriminately out of his residence striking the school buildings behind our armored vehicle, and the SSD "Rook" upon it's approach to the residence.

At approximately 0522 hours, I was assigned to observing the drone video surveillance monitor as the clearing team contacted the suspect, cleared the residence, and began medical aid.

Upon leaving the scene, I deactivated my body camera at the direction of Sgt. Kirtlan.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 39

Follow Up Report # SA 39

Assignment Information

Assigned to: **928 - SMITH, DUSTIN 3123** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO MARIJUANA**

COMPLIANCE TEAM

Assigned on: **Sep-07-2021 (Tue.) 2021** by: **928 - SMITH, DUSTIN 3123**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1529**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 39

Narrative Text

Type 07 SUBJECT STATEMENT

Subject SGT. JARVIS

Author 928 - SMITH, DUSTIN 3123

Related Date Sep-07-2021 14:42

On 9-7-2021, at approx. 0613 hrs, I contacted Sgt. Jarvis #3022 inside 7397 San Joaquin Street (Sac PD Communications Center). I read an admonishment to Jarvis' and obtained his Public Safety Statement per my issued SPD 136 card. My body worn camera was activated and recorded our conversation. Jarvis stated the following in summary:

1. What was your approximate location(s) when you discharged your firearm?
(J): Standing to rear of the Bearcat.
2. What was the approximate number of rounds you fired and in what direction?
(J): 2-5 rounds. Fired towards the garage door that leads into the interior of the house.
3. Do you know if any other officers fired any rounds?
(J): Only from them being separated after the incident, I had no first hand knowledge.
4. Is it possible the suspect fired rounds at you? If so, from what direction?
(J): Yes. From the same direction I fired towards.
5. Are you aware of any victims/witnesses/injured people?
(J): No.
6. Are there any outstanding suspect(s)?
(J): Not to my knowledge.
7. Are there any weapons/evidence that need to be secured? Location?
(J): Not that have been secured besides the two weapons that were on the person.



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 39

Narrative Text

Type 07 SUBJECT STATEMENT

Subject OFFICER DAHL

Author 928 - SMITH, DUSTIN 3123

Related Date Sep-07-2021 15:10

On 9-7-2021, at approx. 0621 hrs, I contacted Officer Dahl #817 inside 7397 San Joaquin Street (Sac PD Communications Center). I read an admonishment to Dahl and obtained his Public Safety Statement per my issued SPD 136 card. My body worn camera was activated and recorded our conversation. Dahl stated the following in summary:

1. What was your approximate location(s) when you discharged your firearm?
(D): High cover on the Bearcat, in the turret area, in front of the target location.
2. What was the approximate number of rounds you fired and in what direction?
(D): I believe it was 3. Directly into the garage at the target in the garage.
3. Do you know if any other officers fired any rounds?
(D): I do now. At the time I did not. I believe there were two other shooters.
4. Is it possible the suspect fired rounds at you? If so, from what direction?
(D): Yes. Directly from the garage, right at me.
5. Are you aware of any victims/witnesses/injured people?
(D): No.
6. Are there any outstanding suspect(s)?
(D): Not that I know of.
7. Are there any weapons/evidence that need to be secured? Location?
(D): Just my rifle.



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 39

Narrative Text

Type 07 SUBJECT STATEMENT

Subject OFFICER CUNNINGHAM

Author 928 - SMITH, DUSTIN 3123

Related Date Sep-07-2021 15:19

On 9-7-2021, at approx. 0626 hrs, I contacted Officer Cunningham #971 inside 7397 San Joaquin Street (Sac PD Communications Center). I read an admonishment to Cunningham and obtained his Public Safety Statement per my issued SPD 136 card. My body worn camera was activated and recorded our conversation. Cunningham stated the following in summary:

1. What was your approximate location(s) when you discharged your firearm?
(C): Turret of the Grizzly, high cover.
2. What was the approximate number of rounds you fired and in what direction?
(C): 3. Northeast. Towards the garage door that leads into the interior of the house.
3. Do you know if any other officers fired any rounds?
(C): Yes.
4. Is it possible the suspect fired rounds at you? If so, from what direction?
(C): Yes. From the interior of the house.
5. Are you aware of any victims/witnesses/injured people?
(C): Other officers on scene would be witnesses. They were behind the Bearcat and Grizzly.
6. Are there any outstanding suspect(s)?
(C): Not that I'm aware of.
7. Are there any weapons/evidence that need to be secured? Location?
(C): The rifle I use, AR-10. I left it in the turret in the Grizzly.



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 40

Follow Up Report # SA 40

Assignment Information

Assigned to: **4607 - ANCHUK, LEONID L 0438** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO MARIJUANA**

COMPLIANCE TEAM

Assigned on: **Sep-07-2021 (Tue.) 2021** by: **4607 - ANCHUK, LEONID L 0438**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1549**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 40

Narrative Text

Type 04 OBSERVATIONS

Subject MT64, OFC. ANCHUK #438

Author 4607 - ANCHUK, LEONID L 0438

Related Date Sep-07-2021 14:53

My Body Worn Camera was activated.

On Tuesday 09/07/2021, at approximately 0610 hours, I (Ofc. Anchuk #438) was assigned to assist MT60 (Sgt D. Smith #3123). I assisted by collecting Body Worn Camera from officers involved in the incident. I collected Sergeant J. Jarvis's Body Worn Helmet Camera, Officer C. Cunningham's Body Worn Helmet Camera, and Officer J. Dahl's Body Worn Helmet Camera after their public safety statements.

I gave custody of the three Body Worn Helmet Cameras to Sgt. Lange

I then responded to the scene [REDACTED] Redding Ave to collect Ofc. Cunningham's and Ofc. Dahl's Body Worn Cameras from the armored vehicles.

I collected and took custody Ofc. Dahl's Body Worn Camera which was attached to the turret of the "BearCat" armored vehicle.

I collected and took custody Ofc. Cunningham's Body Worn Camera which was attached to the turret of the "Grizzly" armored vehicle.

After collecting the Body Worn Cameras I responded to Sgt. Lange and gave custody of the two cameras to him.

I later assisted by holding a perimeter spot at Redding Ave / Redding Ave and then was moved to Redding Ave / McQuillan Cir.

I then cleared from the call.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 41

Follow Up Report # SA 41

Assignment Information

Assigned to: **4852 - START, RILEY 8191** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 1 MID
(TEAM 4)**

Assigned on: **Sep-07-2021 (Tue.) 2021** by: **4852 - START, RILEY 8191**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1957**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 41

Narrative Text

Type 04 OBSERVATIONS

Subject START, RILEY

Author 4852 - START, RILEY 8191

Related Date Sep-07-2021 19:53

On 09/07/2021 at approximately 1422 hours, I (CSO Start #8191) was dispatched to [REDACTED] Redding Ave in regards to an officer involved shooting. I arrived on scene at approximately 1449 hours, and observed the following in summary:

I conducted traffic control at the intersection of Mcquillan Cir and Redding Ave.

I assisted CSO Duncan #8171 with the crime scene log and a SPD 188 form.

I did not enter the immediate scene.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 42

Follow Up Report # SA 42

Assignment Information

Assigned to: **4112 - MCGILL, KYLE 0330** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 20**

Assigned on: **Sep-09-2021 (Thu.) 2021** by: **4112 - MCGILL, KYLE 0330**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1504**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 42

Narrative Text

Type 04 OBSERVATIONS

Author 4112 - MCGILL, KYLE 0330

Related Date Sep-06-2021 23:23

On 09/06/2021, I (Officer McGill #330) was assigned to the Sacramento Police Department SWAT (Special Weapons and Tactics) Team, as UNN13. At approximately 2323 hours, I was notified via text message from dispatch of a SWAT call out at [REDACTED] Redding Ave. I arrived on scene to the Command Post at approximately 2353 hours and observed the following in summary:

I was assigned as additional cover on the Lenco G3 Bearcat which took a position to the southwest of [REDACTED] Redding Ave, near McQuillan Cir.

I positioned myself on the rear (south) end of the G3 Bearcat looking into the front window of the residence. Throughout the incident, I observed the suspect (Derek Scott Pearson) walking throughout the main living area of the residence. On multiple occasions, I observed S-Pearson to be holding a handgun. On one occasion I observed S-Pearson fire multiple rounds into the garage (north) from inside of the main living area.

During the incident, I heard multiple rifle and handgun rounds being fired from inside of the residence. On several occasions, I heard rounds either strike an object or fly through the air.

At approximately 0159, 0211, 0356, and 0450 hours, I provided lethal cover for Officer Mantsch to deploy emergency gas from the rear of the G3 Bearcat.

At approximately 0511 hours, I observed S-Pearson quickly walk from the rear (east) of the residence towards the front (west). S-Pearson disappeared from my view at the interior garage door of the residence. Immediately following, I heard several rifle rounds being fired.

Once approval was given to make entry into the residence for after force care, I carried the large rifle shield in front of the team for the approach. I made entry into the residence at approximately 0522 hours and assisted other SWAT officers clearing and securing the residence.

I took no further action while on scene and returned to the Command Post.

My helmet mounted camera was activated and recording during the entire incident.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 43

Follow Up Report # SA 43

Assignment Information

Assigned to: **4389 - LENEHAN, JESSICA 0929** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 DAY
(TEAM 33)**

Assigned on: **Sep-07-2021 (Tue.) 2021** by: **4389 - LENEHAN, JESSICA 0929**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1605**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 43

Narrative Text

Type 05 SUPPLEMENT

Subject LENEHAN #929

Author 4389 - LENEHAN, JESSICA 0929

Related Date Sep-07-2021 6:23

On 9/7/2021, at approximately 0610 hours, I, Officer Lenehan #929, was dispatched to [REDACTED] Redding Ave to assist in scene security. I arrived on scene at approximately 0623 hours.

Upon my arrival, I canvassed Hiram Johnson High School for any projectile holes with negative results.

I responded to 14th Ave/Redding Ave at approximately 1000 hours and relieved Officer Nollette #837 at the outer perimeter. At approximately 1530 hours, I relieved by CSO Ponce #8136. I took no other actions on this call. My body worn camera was not activated.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 44

Follow Up Report # SA 44

Assignment Information

Assigned to: **4933 - ULM, BETHANY R 0364** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 DAY
(TEAM 32)**

Assigned on: **Sep-08-2021 (Wed.) 2021** by: **4933 - ULM, BETHANY R 0364**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-08-2021 (Wed.) 1533**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 44

Narrative Text

Type 04 OBSERVATIONS

Subject CSO ULM #8116

Author 4933 - ULM, BETHANY R 0364

Related Date Sep-08-2021 9:58

On 09-08-2021 at approx. 0629 hrs, I CSO Ulm #8116 was dispatched to [REDACTED] Redding Ave. regarding traffic control for the shooting that occurred earlier at [REDACTED] Redding Ave. I arrived on scene at 0646 hrs. Upon arrival, CSO Torres #8135 and CSO Cuevas #8109 provided me with the completed crime scene logs for the event. I continued the crime scene logs and passed them on to CSO Maldonado #8103. at approx 1030 hrs.

My body worn camera was activated.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Follow Up Report # SA 45

Assignment Information

Assigned to: **4914 - EYMAN, RYAN 0311** ([REDACTED]) Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 DAY
(TEAM 33)**

Assigned on: **Sep-07-2021 (Tue.) 2021** by: **4914 - EYMAN, RYAN 0311** [REDACTED]

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1602**

Checked by: **641 - MCDUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Narrative Text

Type 07 SUBJECT STATEMENT

Related Person (SUBJECT #2) [REDACTED] (DOB: [REDACTED])

Subject [REDACTED]

Author 4914 - EYMAN, RYAN 0311 ([REDACTED])

Related Date Sep-07-2021 9:35

On 09-07-2021 at approx 0820 hours, I Ofc Eyman, R. #311 made contact with [REDACTED].
[REDACTED] provided the following statement in summary:

I heard what was going on from a police scanner. I could hear and see all of the police cars but I never heard any announcements being made. We got the phone call to shelter in place and then the one that it was ok later on.

I heard 5-6 shots total.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Narrative Text

Type 07 SUBJECT STATEMENT

Related Person (SUBJECT #7) [REDACTED] (DOB: [REDACTED])

Subject [REDACTED]

Author 4914 - EYMAN, RYAN 0311 ([REDACTED])

Related Date Sep-07-2021 9:45

On 09-07-2021 at approx 0820 hours, I Ofc Eyman, R. #311 made contact with [REDACTED].
[REDACTED] provided the following statement in summary:

I heard the ghetto copter and then the police helicopter later. I didn't hear any announcements or shots though. I have a big fan right next to my bed so it is hard to hear anything at night.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Narrative Text

Type 07 SUBJECT STATEMENT

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

Subject COX, DARREN PATRICK

Author 4914 - EYMAN, RYAN 0311 ([REDACTED])

Related Date Sep-07-2021 9:49

On 09-07-2021 at approx 0820 hours, I Ofc Eyman, R. #311 made contact with [REDACTED]. [REDACTED] provided the following statement in summary:

I heard the shots all night. I heard three separate groups of shots. The first sets was about 5 shots. The second set was about 9 shots. The third set was about 7 shots.

That is all I heard. I didn't see or hear anything else.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Narrative Text

Type 07 SUBJECT STATEMENT

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

Subject [REDACTED]

Author 4914 - EYMAN, RYAN 0311 ([REDACTED])

Related Date Sep-07-2021 9:55

On 09-07-2021 at approx 0820 hours, I Ofc Eyman, R. #311 made contact with [REDACTED]. [REDACTED] provided the following statement in summary:

I was home all night. I heard two sets of shots. The first was about 5 shots. The second set was a lot. I don't remember exactly how many shots it was.

I got the phone call to shelter in place and then the one saying it was ok later on.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 45

Narrative Text

Type 05 SUPPLEMENT

Subject OFC EYMAN, R. #311

Author 4914 - EYMAN, RYAN 0311 ([REDACTED])

Related Date Sep-07-2021 8:56

On 09-07-2021 at 0603 hours, I Ofc Eyman, R. #311 was dispatched to [REDACTED] Redding Ave regarding the officer involved shooting. My body worn camera and in car camera were activated and recording for the duration of the investigation. I observed the following in summary:

I arrived at 0615 hours. I assisted with scene security and conducting an area canvass. While conducting an area canvass, I observed a UAS over head taking photos of the scene, and my patrol vehicle was parked near the scene. The area canvass consisted of the following:

McQuillan Cir -

[REDACTED] - [REDACTED] [REDACTED] [REDACTED] Didn't see or hear anything
[REDACTED] [REDACTED] [REDACTED] Didn't see or hear anything

[REDACTED] - [REDACTED] [REDACTED] [REDACTED] (See statement)

[REDACTED] - [REDACTED] [REDACTED] [REDACTED] (See statement)

[REDACTED] - [REDACTED] [REDACTED] [REDACTED] (See statement)

[REDACTED] - [REDACTED] [REDACTED] [REDACTED] Didn't hear or see anything
[REDACTED] [REDACTED] [REDACTED] (See statement)

[REDACTED] - No answer

[REDACTED] - No answer

[REDACTED] - No answer

[REDACTED] - No answer

[REDACTED] - No answer

I also assisted Ofc Kamerer #554 canvassing the Hiram W. Johnson High School for any additional bullet holes. We located one possible bullet hole on the East facing wall, just West of the house. However, it was too high up to confirm what it was. No other bullet holes were located.

Sgt Qiunn permitted me to move my car away from the scene.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Follow Up Report # SA 46

Assignment Information

Assigned to: **4920 - KAMMERER, ZACHARY 0554** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 1 DAY
(TEAM 1)**

Assigned on: **Sep-07-2021 (Tue.) 2023** by: **4920 - KAMMERER, ZACHARY 0554**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1607**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #10) [REDACTED] (DOB: [REDACTED])

Subject [REDACTED]

Author 4920 - KAMMERER, ZACHARY 0554

Related Date Sep-07-2021 9:43

On 09/07/2021 at approx. 0620 hours, I Ofc. Kammerer #554 contacted witness [REDACTED] at his residence located at [REDACTED] Redding Ave and obtained his statement. My in car camera and body worn camera were on and activated during the investigation. He stated the following in summary:

My house was not hit by any bullets and no one in my house is injured. I don't have any cameras on my house.

My family just moved into this house on Friday. Yesterday, the neighbor came over to introduce himself. He said "welcome to the hornets nest" and that he was going to shoot anyone who came to his house. He was outside talking to himself listening to church music all day.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #11) [REDACTED], (DOB: [REDACTED])

Subject [REDACTED]

Author 4920 - KAMMERER, ZACHARY 0554

Related Date Sep-07-2021 10:00

On 09/07/2021 at approx. 0800 hours, I Ofc. Kammerer #554 contacted witness [REDACTED] at his residence located at [REDACTED] Redding Ave and obtained his statement. My in car camera and body worn camera were on and activated during the investigation. He stated the following in summary:

At about 5:15am I heard banging sounds that could've been gunshots. I also heard PA announcements.

I don't have cameras on my house.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Narrative Text

Type 02 WITNESS STATEMENT

Related Person (WITNESS #12) [REDACTED], (DOB: [REDACTED])

Subject [REDACTED]

Author 4920 - KAMMERER, ZACHARY 0554

Related Date Sep-07-2021 10:06

On 09/07/2021 at approx. 0805 hours, I Ofc. Kammerer #554 contacted witness [REDACTED] at his residence located at [REDACTED] Redding Ave and obtained his statement. My in car camera and body worn camera were on and activated during the investigation. He stated the following in summary:

I could hear you guys trying to talk to him on the PA.

I heard multiple gunshots several different times. I heard four different groups of gunshots. The last group turned the street light off and then I heard glass break.

My house was not hit by any bullets.

I don't have any cameras.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Narrative Text

Type 02 WITNESS STATEMENT

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

Subject [REDACTED]

Author 4920 - KAMMERER, ZACHARY 0554

Related Date Sep-07-2021 10:14

On 09/07/2021 at approx. 0810 hours, I Ofc. Kammerer #554 contacted witness [REDACTED] at his residence located at [REDACTED] Maita Ct. and obtained his statement. My in car camera and body worn camera were on and activated during the investigation. He stated the following in summary:

I could hear the bullets whizzing by my house. It sounded like the gunshots were in the backyard, but I wasn't sure where they were coming from. I knew it wasn't coming from behind my house when I saw the drone flying.

I could also hear the PA announcements. We don't have any cameras.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 46

Narrative Text

Type 04 OBSERVATIONS

Subject KAMMERER, Z. #554

Author 4920 - KAMMERER, ZACHARY 0554

Related Date Sep-07-2021 8:53

On 09/07/2021 at approx. 0550 hours, I Ofc. Kammerer #554 was dispatched to [REDACTED] Redding Ave in regards to a critical incident. I arrived on scene at approx. 0606 hours, after the incident had occurred. My in car camera and body worn camera were on during the investigation. I observed the following in summary:

Upon arrival to the scene, I was tasked with canvassing the area per 2SM6, Sgt. Pullen.

I canvassed the area with the following results:

I located four bullet holes inside of the dark blue Lexus parked in front of [REDACTED] Redding Ave. I located two additional bullet holes on the Bearcat, one at the front bumper area and the second on the right side of the turret tower.

I located four shell casings inside of the Bearcat. One on the left bench and three additional on the rear floorboard.

-Hiram Johson: I canvassed the south corridor of the building with negative results of bullet holes or cameras.

-[REDACTED] Redding Ave: Contacted [REDACTED]. See witness statement. I didn't observe any bullet holes in the residence or vehicles parked in front of the residence.

-[REDACTED] Redding Ave: The residents were not home. No cameras seen.

-[REDACTED] Redding Ave: The residents were not home. There is a camera on the doorbell.

-[REDACTED] Redding Ave: Contacted [REDACTED]. See witness statement. I didn't observe any bullet holes in the residence or vehicles parked in front of the residence.

-[REDACTED] Redding Ave: Contacted [REDACTED]. See witness statement. I didn't observe any bullet holes in the residence or vehicles parked in front of the residence.

-[REDACTED] Maita Ct: Contacted [REDACTED]. See witness statement. I didn't observe any bullet holes in the residence or vehicles parked in front of the residence.

Per Sgt. Quinn, I was approved to move my vehicle from the scene after detectives arrived on scene.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 47

Follow Up Report # SA 47

Assignment Information

Assigned to: **4852 - START, RILEY 8191** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 1 MID
(TEAM 4)**

Assigned on: **Sep-07-2021 (Tue.) 2024** by: **4852 - START, RILEY 8191**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 2330**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 47

Narrative Text

Type 04 OBSERVATIONS

Subject CSO DUNCAN #8171

Author 4852 - START, RILEY 8191

Related Date Sep-07-2021 20:02

On Tuesday 09-06-2021, at approximatey 1422 hours I (CSO Duncan #8171) was dispatched to [REDACTED] Redding Ave to assist with the officer incolved shooting. I arrived on scene at approximately 1449 hours. I observed the following in summary:

I relieved CSO Reynolds as crime scene recorder.

I conducted traffic control at the intersection of McQuillan and Redding Ave.

I completed an SPD 188 form for a black Lexus (California License Plate [REDACTED]).

I later submitted the crime scene recorder log and the SPD 188 form to Kinney.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 48

Follow Up Report # SA 48

Assignment Information

Assigned to: **4055 - TINER, BARRY 0327** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OSS METRO SWAT TEAM 20**

Assigned on: **Sep-09-2021 (Thu.) 2024** by: **4055 - TINER, BARRY 0327**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-09-2021 (Thu.) 1536**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 48

Narrative Text

Type 04 OBSERVATIONS

Subject TINER OBS

Author 4055 - TINER, BARRY 0327

Related Date Sep-09-2021 15:27

On 09-06-2021 at approximately 2323hrs. I Ofc. Tiner #327 (UNN11) received a Call Out page for SWAT-CNT-EOD UAS and K9 to respond in regard to an armed suspect inside the residence at [REDACTED] Redding Ave Sacramento, CA. I responded in my issued SWAT uniform in my unmarked department issued vehicle with lights and sirens to the Police CommCenter (Command Post). I arrived at the CommCenter and put on my SWAT issued body armor and reported to my team leader Sgt Edgerton. I observed the following in summary:

I received a briefing from Sgt Griggs on the incident leading up to the call out and was assigned by Sgt Edgerton to the Bearcat armored vehicle and to have a Less than Lethal shotgun.

I arrived on-scene ([REDACTED] Redding Ave) with Ofc. Dahl, Blessing, Surjan and Sgt Jarvis. We made our way over to the Bearcat which was already on scene. From this point I was designated as the Less than Lethal option from this armored vehicle. CNT officers were also inside the Bearcat when I arrived.

The suspect fired what sounded like multiple weapons and multiple rounds from inside his house during the entire call. I was not sure where the rounds were going, I took cover behind the Bearcat each time he fired.

After the information that the suspect was down from shots fired was put out, I was assigned as the primary medic to follow up the clearing team and render aid when it was safe to do so. As we approached the interior garage door leading into the residence, I observed the suspect laying unresponsive on his back. Ofc. Mantsch detained the suspect and as the clearing team moved into the residence I moved into position to render medical aid.

Once inside, I cut up the front of the suspects shirt to expose any injuries to his chest. I observed what appeared to be at least one gun shot wound to the left side midline of his chest. I checked for a pulse at the left carotid artery. The suspect was unresponsive with no pulse and I directed Ofc. Penny to start compressions. I then placed an occlusive dressing over the wound on his chest and took over chest compressions. Ofc. Whitcomb then took over chest compressions and I placed a tourniquet on the upper left arm to prevent the injury to his lower left arm from bleeding. I performed a secondary check for injuries and resumed chest compressions until Sacramento Fire personnel arrived and advised us to stop.

I exited the residence and returned to the Command Post.

My issued body worn camera was on during this incident.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 49

Follow Up Report # SA 49

Assignment Information

Assigned to: **4632 - SMITH, DAKOTA K. 0585** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 2 MID
(TEAM 10)**

Assigned on: **Sep-07-2021 (Tue.) 2024** by: **4632 - SMITH, DAKOTA K. 0585**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-07-2021 (Tue.) 1754**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 49

Narrative Text

Type 04 OBSERVATIONS

Subject D. SMITH #585

Author 4632 - SMITH, DAKOTA K. 0585

Related Date Sep-07-2021 17:51

On 09-07-2021 at approx. 1010 hrs., I, Ofc. Smith #585, responded to [REDACTED] Redding Ave to assist with aerial photographs of the crime scene. I responded to the scene and utilized my Unmanned Aerial System (UAS) to scan surrounding buildings for potential bullet strike marks. I located three strike marks on a Hiram Johnson High School building that was standing just north-west of the Redding Ave residence. I took multiple photographs of the strike marks for documentation. The video and photographs were later uploaded as evidence.



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 50

Follow Up Report # SA 50

Assignment Information

Assigned to: **3432 - PARHAM, TONY 0770 (██████████)** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 6 MID
(TEAM 34)**

Assigned on: **Sep-08-2021 (Wed.) 2024** by: **3432 - PARHAM, TONY 0770 (██████████)**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-08-2021 (Wed.) 1827**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 50

Narrative Text

Type 04 OBSERVATIONS

Subject OFC PARHAM #770

Author 3432 - PARHAM, TONY 0770 (██████████)

Related Date Sep-06-2021 20:32

On 09-06-21, Ofc Gutierrez #510 and I (Ofc Parham #770) were working uniformed patrol in a marked patrol assigned to east Sacramento (Sector 6). Ofc Gutierrez was driving and I was the passenger. At approximately 2032 hours we were dispatched to assist Ofc Manning #563 and Ofc Nelson #1035 at ██████ Redding Ave regarding a barricaded suspect that had pointed a gun at them. The original caller (██████████ / ██████████) had requested a welfare check on Derek Pearson (DOB: 3-15-68 / ██████████ or ██████████) due to suspicious text messages that he had sent and did not make sense.

We responded Code 3 (emergency light and siren) from the area of Power Inn Rd and Folsom Blvd. While enroute, officers requested northbound traffic at 14th Ave and Redding Ave be blocked / outer perimeter position. We advised we would respond to that position and arrived on scene at approximately 2035 hours.

Our body cameras and in-car camera were activated and recording.

We placed crime scene tape to stop pedestrian / vehicle traffic from coming onto Redding Ave from 14th Ave and directed residents outside the perimeter to the parking lot of Hiram Johnson High School, 6879 14th Ave.

While at that location, Sergeant Griggs requested I gather intelligence and conduct a records/ criminal history check on Pearson. The records check revealed Pearson had prior arrests for 242 PC, Battery, and 148(a)(1) PC, Resisting Arrest on 8-29-21 (SPD #21-246150), 314.1 PC, Indecent Exposure, 148(a)(1) PC, Resisting Arrest and 243(b) PC, Battery on a Peace Officer on 5-27-21 (SPD #21-144335) and 2800.1(A) VC, Evading a Peace Officer, on 5-26-21 (Sacramento Park Rangers #21-156444). Pearson's criminal history appeared to have started recently and he did not have any felony convictions.

Local records/RMS showed Pearson had been reported as a missing person/clear up by his brother ██████████ on 9-5-21 (SPD# 21-253240). ██████████ phone number was listed as ██████████.

Additionally, per WebKPF, Derek PEARSON was shown to have court on 9-7-21 for case #21-144335 and in CLETS was shown to have an unserved temporary civil harassment order (Court Case #34-2021-70009598 / Issued: 9-2-2021 / Expiration Date: 9-24-21) which was related to SPD #21-246150. Per the order, the protected person in the order was listed as ██████████ residing at ██████████ which is across the street from Derek Pearson's residence. The terms of the order indicated that Derek Pearson could not contact the protected persona (5 yards) or possess any firearms.

We conducted a records check through the Automated Firearm System (AFS) which indicated there were no firearms registered to Derek Pearson via dealer record of sale (DROS).

All of the above information regarding Derek Pearson was related back to the incident command post via Sergeant Griggs.

While on scene, officer on the inner perimeter made numerous attempts to contact Pearson via telephone, the PA system and HNT officers. Derek Pearson refused to surrender or follow of the officers commands/instructions to surrender.

After several hours, a SWAT call-out was initiated.



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Follow Up Report # SA 50

SWAT arrived and took tactical command of incident. While attempting to initiate a gas plan, Derek Pearson began firing weapons from the inside of his residence. I could clearly hear the sounds of gunshots coming from inside the residence just north of my exterior perimeter position.

Fearing for my own safety, the safety of Ofc Gutierrez and the citizens nearby, Ofc Gutierrez and I donned our ballistic helmets, dismounted the vehicle to move to nearby solid cover (brick wall) and instructed the citizens in the parking lot of the school to move behind the brick walls.

Throughout the night we could hear numerous and continuous sounds of shots being fired from the area of the suspect's residence. The sounds appeared to be of multiply calibers / firearm types (handgun and rifle).

At 0511 hours, SWAT advised of "shots fired" and requested Code 3 Fire to respond to the scene (see SWAT report).

At approximately 0550 hours, we were relieved from our perimeter position by Officer Hosmer #319.



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 51

Follow Up Report # SA 51

Assignment Information

Assigned to: **4935 - MALDONADO, LIZMARH 0729** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 4 DAY
(TEAM 20)**

Assigned on: **Sep-08-2021 (Wed.) 2024** by: **4935 - MALDONADO, LIZMARH 0729**

Report due on: **Sep-13-2021 (Mon.)**

Submission Information

Submitted on: **Sep-08-2021 (Wed.) 1436**

Checked by: **641 - MCDOUGLE, BRIAN 0401**

Approved on: **Sep-23-2021 (Thu.)** by: **641 - MCDOUGLE, BRIAN 0401**

Follow Up Conclusion

Follow Up concluded: **Yes**



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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 51

Narrative Text

Type 04 OBSERVATIONS

Subject CSO MALDONADO #8103

Author 4935 - MALDONADO, LIZMARH 0729

Related Date Sep-08-2021 12:46

On 09/08/21 at approximately 0645 hours, I, CSO Maldonado #8103 was dispatched [REDACTED] Redding Ave to provide traffic control for the scene. I arrived on scene at approximately 0701 hours.

I relieved CSO Ulm #8116 of the Crime Scene Log (SPD 280) at approximately 1024 hours until the scene was later cleared.

I submitted the Crime Scene Log to 5303 Franklin Blvd (Sac PD South Station).



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 52

Follow Up Report # SA 52

Assignment Information

Assigned to: **4462 - KINOSHITA, AILEE 6361** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **CSI VEHICLE PROCESSING (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -**

CRIME SCENE INVESTIGATION

Assigned on: **Sep-17-2021 (Fri.) 1000** by: **4462 - KINOSHITA, AILEE 6361**

Report due on: **Sep-24-2021 (Fri.)**

Submission Information

Submitted on: **Sep-17-2021 (Fri.) 1248**

Checked by: **1106 - WOO, FRANK 6382**

Approved on: **Sep-17-2021 (Fri.)** by: **1106 - WOO, FRANK 6382**

Follow Up Conclusion

Follow Up concluded: **Yes**



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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 52

Narrative Text

Type CSI REPORT

Subject VEHICLE PROCESSING RELATED TO CA- [REDACTED]

Author 4462 - KINOSHITA, AILEE 6361

Related Date Sep-17-2021 11:42

On 09/16/2021, at approximately 0943 hours, I, Forensic Investigator A. Kinoshita #6361 (CSI26), arrived at 769 N 16th St (Central Valley Towing) to process a blue 4-door Lexus LX430 (CA- [REDACTED]) related to a officer involved shooting. Detective Murawski #871 requested the following processing be done to the vehicle: recover any fired projectiles from the vehicle.

PHOTOGRAPHS:

I took sixty six (66) photographs of the following; which were uploaded into the Digital Crime Scene (DCS) system and Evidence.com:

Overall interior and exterior condition of a blue 4-door Lexus LX430 (CA- [REDACTED])

- flat front driver tire
- damage to the driver side fender
- damage to the front driver door
- one (1) apparent bullet strike (previously labeled D) located on the passenger fender
- one (1) apparent bullet hole (previously labeled E) located through exterior side of the passenger fender
- one (1) apparent bullet hole (previously labeled F) located through exterior side of the passenger fender
- one (1) apparent bullet hole (previously labeled G) located through the exterior and interior sides of the front passenger door
- one (1) apparent bullet hole located through the car frame below the door
- one (1) projectile located on the front passenger floorboard

Note: I was unable to photograph the rear driver and rear passenger areas due to not being able to open the doors.

EVIDENCE COLLECTION:

I collected, packaged, and secured the following item in my CSI van:

- one (1) projectile recovered from the front passenger floorboard

At approximately 1115 hours, I changed my location to 555 Sequoia Pacific Blvd- Sacramento Police Department's Property Section. I arrived at approximately 1120 hours.

I booked and placed the above item of evidence into the Lockers at the Property Section under PR# 1138383-1.

I cleared the call at approximately 1156 hours.

Upon completion of processing the above vehicle, I contacted Supervising Forensic Investigator F. Woo #6382, Supervising Forensic Investigator T. Langhus #6360, Supervising Forensic Investigator M. Rostocil



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#6374, Tow Administrator, and Detective Murawski #871, and Sgt Lange #3067 via email on 09/17/2021 at approximately 1146 hours.



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 53

Follow Up Report # SA 53

Assignment Information

Assigned to: **734 - OCONNOR, MAUREEN 6380** Rank: **FORENSIC INVESTIGATOR I/II**

Capacity: **OTHER FORENSIC (SEE NOTES)** Org unit: **OOI FORENSIC ID - CRIME SCENE**

INVESTIGATION

Assigned on: **Sep-20-2021 (Mon.) 1257** by: **734 - OCONNOR, MAUREEN 6380**

Report due on: **Oct-10-2021 (Sun.)**

Submission Information

Submitted on: **Sep-20-2021 (Mon.) 1259**

Checked by: **4218 - ROSTOCIL, MICHAEL 6374**

Approved on: **Sep-20-2021 (Mon.)** by: **4218 - ROSTOCIL, MICHAEL 6374**

Follow Up Conclusion

Follow Up concluded: **Yes**



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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 53

Narrative Text

Type EVIDENCE PROCESSING REPORT

Subject IBIS

Author 734 - OCONNOR, MAUREEN 6380

Related Date Sep-20-2021 12:57

21-254750
187 PC

On September 20, 2021, at approximately 1130 hours in the IBIS Computer Lab Room, I reviewed the fired cartridge casings booked under Property Record (PR) numbers 1137634-1, 7, 8, 9, 12, 24, 25, 29, 33, 34, 36, 58, 60, 66, 77, 84 & 90.

In my preliminary examination of the head stamps, firing pin impressions, ejector marks, and extractor marks, it is my opinion that the fired cartridge casings below are exemplar of the (117) submitted casings:

I entered the following fired cartridge casings into the Integrated Ballistics Identification (IBIS) System:

Exhibit #1137634-9-1: (1) U, .22 caliber, rectangle rim fire, fired cartridge casing

Exhibit #1137634-58-1: (1) "51 83", 7.62 x 39 mm, circular center fire, fired cartridge casing

On September 20, 2021, at approximately 1400 hours, I returned the above items to the Property Section via the Property Dropbox.

All unidentified fired cartridge casings are registered in the unsolved casing database of the Integrated Ballistics Identification System (IBIS).



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0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 54 - NOT COMPLETED

Follow Up Report # SA 54 - NOT COMPLETED

Assignment Information

Assigned to: **4101 - SMITH, BRYAN 0937** Rank:

Capacity: **SUPPLEMENTAL ADD (NOT FOR DETECTIVE USE)** Org unit: **OOO PATROL DIST 1 MID
(TEAM 4)**

Assigned on: **Sep-18-2021 (Sat.) 2258** by: **4101 - SMITH, BRYAN 0937**

Report due on: **Sep-23-2021 (Thu.)**

Submission Information

Submitted on: **Sep-18-2021 (Sat.) 1328**

Approved on: **Sep-20-2021 (Mon.)** by: **3448 - PUTMAN, DAVID 3040**

Follow Up Conclusion

Follow Up concluded: **No**



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RELEASED PER PUBLIC RECORDS ACT REQUEST

GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Follow Up Report # SA 54 - NOT COMPLETED

Narrative Text

Type 04 OBSERVATIONS

Subject OFC SMITH #937

Author 4101 - SMITH, BRYAN 0937

Related Date Sep-18-2021 13:17

On 9/18/21, at approximately 1211 hours, OFC Svizzero #542 and I (OFC Smith #937) responded to [REDACTED] Redding Ave for a found property report. Per the text of the call, caller [REDACTED] advised that she located bullets while assessing the residence for repairs and damage. Our body-worn cameras were activated during this investigation.

Upon arrival, I contacted [REDACTED] at he residence with her daughter. [REDACTED] walked me to the areas where she located evidence. Inside the garage along the south wall, I observed what appeared to be a rifle projectile that was resting within damaged drywall.

Inside the living room, near the center of the room, I observed a single round of rifle ammunition resting on the carpet.

CSI (CSI26) responded to the scene to photograph and collect the evidence.

I advised [REDACTED] to contact the police department if she locates any other evidence in the process of assessing damage or making repairs.



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**GO# SA 2021-254750 CLEARED
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Follow Up Report # SA 55

Follow Up Report # SA 55

Assignment Information

Assigned to: **4218 - ROSTOCIL, MICHAEL 6374** Rank: **FORENSIC SUPERVISOR**

Capacity: **MAJOR CRIME SUPPLEMENT (FORENSICS/ID USE ONLY)** Org unit: **OOI FORENSIC ID -**

CRIME SCENE INVESTIGATION

Assigned on: **Nov-17-2021 (Wed.) 2049** by: **4218 - ROSTOCIL, MICHAEL 6374**

Report due on: **Nov-18-2021 (Thu.)**

Submission Information

Submitted on: **Nov-17-2021 (Wed.) 2123**

Checked by: **1106 - WOO, FRANK 6382**

Approved on: **Nov-18-2021 (Thu.)** by: **1106 - WOO, FRANK 6382**

Follow Up Conclusion

Follow Up concluded: **Yes**



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Follow Up Report # SA 55

Narrative Text

Type CSI REPORT

Subject CSI TRAJECTORY REPORT

Author 4218 - ROSTOCIL, MICHAEL 6374

Related Date Nov-17-2021

On 9-7-21, at approximately 1835 hours, I, Supervising Forensic Investigator M. Rostocil #6374 (CSI10) arrived at [REDACTED] Redding Avenue regarding an officer-involved shooting that occurred. Upon arrival, the scene was secured by uniformed patrol officers, mark patrol vehicles, and yellow crime scene tape. I met with Supervising Forensic Investigator F. Woo #6382, Detective SGT R. Quinn #3098, and Detectives C. Lewis #233, K. Roberts #573, and M. Anderson #582. Forensic Investigators processing the scene were K. Louie #6384, K. Green #6354, B. Garcia #6368, and V. Bueno #6376. I was there to relieve Supervising Forensic Investigator F. Woo and assist with the determinations of bullet hole trajectories within the scene.

Scene Summary

The scene was in a residential neighborhood and [REDACTED] Redding Avenue was part of a duplex house, located at the [REDACTED] corner of Redding Avenue and McQuillan Circle. [REDACTED] Redding Avenue was accessed on the West side of the duplex on Redding Avenue through the main entrance door. The outdoor scene had already been documented and processed prior to my arrival. The interior scene processing had not started yet.

There was a front yard and driveway with a vehicle parked on it on the West side of the residence. Entering the house through the front door takes you into the living room. In the living room was a desk with one end up against the West wall next to the entrance, a chair and another desk in the middle of the room, a TV on a stand along the North wall, a bookshelf in the Northeast corner, and a cabinet along the East wall. In the Southwest corner of the residence, in the same open area as the living room, was a dining area with a circular table containing numerous items on it. To the East of the dining area was the kitchen separated from the living room by the partial North wall. At the far East end of the living room was a doorway leading to a small hallway. Continuing straight East from the hallway was the bathroom and in the Southeast section of the residence was the one (1) bedroom with a bed with the head along the East wall. The closet of the bedroom was in the West wall of the bedroom. There was an attached garage on the North side of the residence, sharing a wall with the living room and having a door access to the living room on the same wall. The garage roll-up door was open upon my arrival. There was a backyard that was fenced on the North side of the garage. The boards along the West fence were taken down.

The scene had to be accessed wearing a gas mask due to the residence being shot with pepper ball rounds. I observed the front window of the living room had been taken out and was on the front lawn. There were numerous pepper ball cartridges throughout the house. There was also damage and purple coloring on the walls and objects inside the residence due to the canisters. I observed numerous fired cartridge casings, projectiles/fragments, unfired cartridges, and firearms in the living room, hallway, and bedroom (marked as evidence); refer to Forensic Investigator V. Bueno's report for evidence details.

The deceased subject was lying in a supine position on the floor of the living room. There was apparent blood on the interior side of the door that led to the garage from the living room located on the North wall, the ceiling of the living room just before entering the garage through the door, on the South wall of the garage just next to the door opening, and on the wooden staircase below the door in the garage.



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I observed numerous apparent bullet holes throughout the residence. Trajectories were determined using visual alignment and trajectory rods. Trajectory rods were used for visual purposes only and no angles were determined on scene. Photographs of the overall interior scene were taken by Forensic Investigator B. Garcia #6368. Photographs of the bullet holes and trajectories were taken by Forensic Investigator V. Bueno #6376 under my direction. Measurements of the crime scene, evidence, bullet holes, and trajectory rods were collected using a Leica RTC360 scanner by Forensic Investigator K. Louie #6384. Each apparent bullet hole/trajectory is summarized in this report.

Bullets throughout the residence began with letter H, as A-G were labeled on the exterior scene prior to my arrival.

Bullet Pathways

Pathway H was assigned to the apparent bullet hole perforating the front metal screen door of the residence. H1 was assigned to the apparent entrance on the interior side of the door and H2 was assigned to the apparent exit on the exterior side of the door. No trajectory rod was placed through this hole.

Pathway I was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. I1 was assigned to the apparent entrance perforating the interior wall and I2 was assigned to the apparent exit perforating the exterior wall above the address.

Pathway J was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. J1 was assigned to the apparent entrance perforating the interior wall and J2 was assigned to the apparent exit perforating the exterior wall.

Pathway K was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. K1 was assigned to the apparent entrance perforating the interior wall in an indentation and K2 was assigned to the apparent exit perforating the exterior wall.

Pathway L was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. L1 was assigned to the apparent entrance perforating the interior wall and L2 was assigned to the apparent exit perforating the exterior wall.

Pathway M was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. M1 was assigned to the apparent entrance perforating the interior wall and M2 was assigned to the apparent exit perforating the exterior wall.

Pathway N was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. N1 was assigned to the apparent entrance perforating the interior wall and N2 was assigned to the apparent exit perforating the exterior wall.

Pathway O was assigned to the apparent bullet hole perforating the West wall of the living room, between the front door and West window. O1 was assigned to the apparent entrance perforating the interior wall and O2 was assigned to the apparent exit perforating the exterior wall.

Trajectory rods were placed in pathways I - O, showing that all of them were traveling in a slightly



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downward direction and mostly 90 degrees to the wall.

Pathway P was assigned to the apparent bullet strike to a black bag on the floor along the West wall of the living room and continuing into the interior West wall. P1 was assigned to the strike on the bag and P2 was assigned to the holes in the West wall. There was also a metal fragment lodged in the West wall collected as Item #91. On the floor near the bag and West wall was a box that contained an apparent bullet strike as well but was not connected to any holes due to it being in an unknown position. On the desk along the West wall was a red box that contained apparent bullet strikes/holes but was not connected to any holes due to it being in an unknown position. A trajectory rod was not placed in this pathway.

Pathway Q was assigned to the apparent bullet hole in the interior West wall of the living room above the front door.

Pathway R was assigned to the apparent bullet hole perforating the television screen on a stand along the North wall of the living room and perforating the North wall of the living room/South wall of the garage. R1 was assigned to the apparent entrance perforating the screen side of the television. R2 was assigned to the apparent exit perforating the back side of the television. R3 was assigned to the apparent re-entrance perforating the North wall of the living room. R4 was assigned to the apparent exit perforating the South wall of the garage. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in a downward direction, right to left.

Pathway S was assigned to the apparent bullet hole perforating the television screen on a stand along the North wall of the living room and perforating the North wall of the living room/South wall of the garage. S1 was assigned to the apparent entrance perforating the screen side of the television. S2 was assigned to the apparent exit perforating the back side of the television. S3 was assigned to the apparent re-entrance perforating the North wall of the living room. S4 was assigned to the apparent exit perforating the South wall of the garage. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in a downward direction, right to left.

Pathway T was assigned to the apparent bullet hole perforating the East side of the television stand along the North wall, perforating the back side of the television stand, and perforating the North wall of the living room/South wall of the garage. T1 was assigned to the apparent entrance perforating the exterior East side of the television stand. T2 was assigned to the apparent exit perforating the interior East side of the television stand. T3 was assigned to the apparent entrance perforating the interior back side of the television stand. The stand was not moved away from the wall but a hole in the wall could be seen, indicating the bullet perforated the interior North wall of the living room behind the television stand. While on scene I did not observe a hole perforating the South wall of the garage. On a later date, the homeowners of the residence moved items in the garage and located a hole and fired bullet inside the hole. Forensic Investigator A. Kinoshita #6361 took photographs of this hole and bullet and collected and booked the bullet. Looking at scene photographs, it appeared a long green item had hidden the hole and appeared to be in the same location as the T pathway. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in a downward direction, left to right.

Pathway U was assigned to the apparent bullet hole perforating the East side of the television stand along the North wall, striking the top side of the inner top shelf of the television stand, perforating the West side of the stand, and penetrating the North wall of the living room. U1 was assigned to the apparent entrance on the exterior East side of the television stand. U2 was assigned to the apparent exit on the interior East



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side of the television stand. U3 was assigned to the apparent entrance perforating the interior West side of the television stand. U4 was assigned to the apparent exit perforating the exterior West side of the television stand. U5 was assigned to the apparent entrance penetrating the North wall of the living room on the West side of the television stand. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in a slightly upward direction, left to right.

An apparent bullet strike to the exterior side of the East door to the television stand was labeled V.

Not labeled was an apparent bullet hole in a computer tower located on the floor on the East side of the television stand along the North wall of the living room.

Pathway W was assigned to the apparent bullet hole perforating the South wall of the garage/North wall of the living room. W1 was assigned to the apparent entrance perforating the South wall of the garage. W2 was assigned to the apparent exit perforating the North wall of the garage. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling right to left and fairly level in the vertical direction.

Pathway X was assigned to the apparent bullet hole perforating the North wall of the living room, perforating the South wall of the garage, and striking an orange "Fast Orange" bottle on top of a dresser along the South wall of the garage. X1 was assigned to the apparent entrance perforating the North wall of the living room. X2 was assigned to the apparent exit perforating the South wall of the living room. X3 was assigned to the strike to the top of the handle of the "Fast Orange" bottle. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling right to left and fairly level in the vertical direction.

Pathway Y was assigned to the apparent bullet hole perforating the South wall of the garage and damaging the electrical outlet in the North wall of the living room. Y1 was assigned to the apparent entrance perforating the South wall of the garage. Y2 was assigned to the bullet damage to the electrical outlet in the North wall of the living room. A fired bullet was recovered and collected from inside the electrical outlet. A trajectory rod was not placed in this pathway.

Pathway Z was assigned to the apparent bullet hole perforating the door between the garage and living room, striking the East door frame of the doorway on the South wall of the garage, perforating the South wall of the garage East of the door, perforating the North wall of the living room East of the door, and striking the wall of a bookshelf in the Northeast corner of the living room. Z1 was assigned to the apparent entrance perforating the interior side (living room side) of the door. Z2 was assigned to the apparent exit perforating the exterior side (garage side) of the door. Z3 was assigned to the apparent entrance perforating the South wall of the garage in the corner, East of the door. Z4 was assigned to the apparent exit perforating the North wall of the living room, East of the door. A fired bullet was collected as Item #39 from a shelf of the bookshelf in the Northeast corner of the living room. A trajectory rod was not able to be put through the door.

Pathway AA was assigned to the apparent bullet hole perforating the door between the garage and living room and penetrating the South wall of the garage East of the door. AA1 was assigned to the apparent entrance perforating the interior side (living room side) of the door. AA2 was assigned to the apparent exit perforating the exterior side (garage side) of the door. AA3 was not labeled but appears to have entered the South wall of the garage in the corner East of the door. A trajectory rod was not able to be put through



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the door.

Pathway BB was assigned to the apparent bullet hole perforating the door between the garage and living room. BB1 was assigned to the apparent entrance perforating the interior side (living room side) of the door. BB2 was assigned to the apparent exit perforating the exterior side (garage side) of the door. A trajectory rod was not able to be put through the door.

Pathway CC was assigned to the apparent bullet hole perforating the door between the garage and living room. CC1 was assigned to the apparent entrance perforating the interior side (living room side) of the door. CC2 was assigned to the apparent exit perforating the exterior side (garage side) of the door. A trajectory rod was not able to be put through the door.

On the interior side of the door between the garage and living room was apparent blood, hair, and tissue surrounding apparent bullet holes BB1 and CC1. There was also a metal bullet fragment lodged in the interior side of the door which was collected as Item #90. Apparent blood was also visible on the South wall of the garage, the wooden step on the garage floor below the doorway, and apparent blood on the ceiling of the living room above the door.

Pathway DD was assigned to the apparent bullet hole perforating the West side of a box on the dining room table, continuing through the box and perforating the East side of the box, striking a plastic bag of sunflower seeds on the table, perforating the screen of a television in the Northeast corner of the living room, and penetrating the North wall of the living room behind the television, East of doorway between the living room and garage. DD1 was assigned to the apparent entrance to the West side of the box on top of the dining room table. DD2 was assigned to the apparent entrance to the East side of the box on the dining room table. DD3 was assigned to the strike to the top of a plastic bag of sunflower seeds on the dining room table, East of the box. DD4 was assigned to the apparent entrance perforating the screen of a television in the Northeast corner of the living room. The apparent exit to the back side of the television was not labeled due to its location. DD5 was assigned to the apparent entrance penetrating the North wall of the living room, behind the television, East of the doorway between the living room and garage. A trajectory rod was not able to be placed in this pathway.

Pathway EE was assigned to the apparent bullet hole perforating a plastic grocery bag on top of the dining room table, striking the handle of a radio on the dining room table, striking the side of a plastic Crystal Geyser water jug, and striking the West edge/top side of the desk in the middle of the living room. EE1 was assigned to the apparent entrance perforating the West side of the grocery bag on top of the dining room table. EE2 was assigned to the apparent exit perforating the East side of the grocery bag on top of the dining room table. EE3 was assigned to the strike to the handle of a radio on top of the dining room table. EE4 was assigned to the strike to the side of the plastic Crystal Geyser bottle on the dining room table. EE5 was assigned to the strike to the West side/top side of the desk in the middle of the living room. A trajectory rod was not able to be placed in this pathway.

Pathway FF was assigned to the apparent bullet strike to the inner frame of the door to the bedroom, perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room and perforating the back side of the cabinet along the East wall of the living room, and perforating the Northwest corner of the frame of the cabinet along the East wall of the living room. FF1 was assigned to the apparent strike to the inner frame of the door to the bedroom. FF2 was assigned to the apparent entrance perforating the West wall of the hallway. FF3 was assigned to the apparent exit perforating the



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inner back side of the cabinet along the East wall. FF4 was assigned to the apparent entrance and exit perforating the Northwest corner of the frame of the cabinet. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in an upward direction, left to right.

Pathway GG was assigned to the apparent bullet hole perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room, and penetrating the ceiling of the living room. GG1 was assigned to the apparent entrance perforating the West wall of the hallway. GG2 was assigned to the apparent exit perforating the East wall of the living room. GG3 was assigned to the apparent entrance penetrating the ceiling of the living room. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in an upward direction, left to right.

Pathway HH was assigned to the apparent bullet hole perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room behind the cabinet, perforating the back side of the cabinet along the East wall of the living room, striking the top side of a shelf inside the cabinet, and perforating the top left door of the cabinet. HH1 was assigned to the apparent entrance perforating the West wall of the hallway. HH2 was assigned to the apparent exit perforating the inner back side of the cabinet along the East wall of the living room. HH3 was assigned to the apparent entrance perforating the interior side of the top left door of the cabinet. HH4 was assigned to the apparent exit perforating the exterior side of the top left door of the cabinet. A trajectory rod was placed through this pathway connecting all apparent bullet holes, showing that it was traveling in a mostly level, slightly downward direction and left to right.

Pathway II was assigned to the three (3) apparent bullet holes perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room behind the cabinet, perforating the back side of the cabinet along the East wall of the living room, and perforating the top left door of the cabinet along the East wall of the living room.

Pathway JJ was assigned to the apparent bullet hole perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room behind the cabinet, perforating the back side of the cabinet along the East wall of the living room, and perforating the top left door of the cabinet. JJ1 was assigned to the apparent entrance perforating the West wall of the hallway. JJ2 was assigned to the apparent exit perforating the inner back side of the cabinet along the East wall of the living room. JJ3 was assigned to the apparent entrance perforating the interior side of the top left door of the cabinet. JJ4 was assigned to the apparent exit perforating the exterior side of the top left door of the cabinet. A trajectory rod was not placed in this pathway.

Pathway KK was assigned to the apparent bullet hole perforating the West wall of the hallway outside of the bedroom, perforating the East wall of the living room behind the cabinet, perforating the back side of the cabinet along the East wall of the living room, and perforating the bottom left door of the cabinet. KK1 was assigned to the apparent entrance perforating the West wall of the hallway. KK2 was assigned to the apparent exit perforating the exterior side of the bottom left door of the cabinet. The holes inside the cabinet were not able to be labeled due to evidence on the floor obstructing the door opening. A trajectory rod was not placed in this pathway.

Pathway LL was assigned to the apparent bullet hole perforating the East side of the desk in the middle of the living room and perforating the North side of the desk in the middle of the living room. LL1 was



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assigned to the apparent entrance perforating the exterior East side of the desk. LL2 was assigned to the apparent exit perforating the exterior North side of the desk. A trajectory rod was not placed in this pathway.

There were numerous apparent bullet holes perforating the West wall of the hallway, located towards the bottom near the floor. These were not labeled due to the amount of them. These did perforate the East wall of the living room and the back side of the cabinet along the East wall.

There were three (3) apparent bullet holes perforating the North wall of the bedroom adjacent to the East side of the door frame, traveling in a downward direction and West, perforating the East door frame.

There were seventeen (17) apparent bullet holes perforating the exterior side of the bedroom door (when it was in a fully open position and up against the West wall), continuing and perforating the West wall of the bedroom behind the door, continuing and perforating the East wall of the living room and the back side/bottom shelf of the cabinet along the East wall of the living room.

There were twenty-five (25) apparent bullet holes penetrating the ceiling of the bedroom, closer to the North wall.

There were two (2) apparent bullet holes accompanied by black soot-like material perforating the Northwest corner area of the mattress in the bedroom.

I cleared the scene at approximately 1100 hours on 9-8-21.



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Clearance Information

Agency: **SACRAMENTO PD**

Cleared status: **CLEARED EXCEPTIONALLY - DEATH OF OFFENDER**

Cleared on: **Mar-08-2022 (Tue.)**

Cleared by Officer 1: **536 - LANGE, MICHAEL 3067**

Org Unit: **HOMIC - OOI MAJOR CRIMES - HOMICIDE**

Approved by: **263 - ELLIS, JOSEPH 3132**

Org Unit: **HOMIC - OOI MAJOR CRIMES - HOMICIDE**

Complainant/Victim notified: **No**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137401

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Sep-08-2021 (Wed.)** by: **LOUIE, KACIE 6384**

Related:

Offense: **GO SA 2021- 254750**

General remarks: **EXTERIOR SCENE EVIDENCE**

Related items: **18**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 5**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#5: (1) 40MM LIQUID CS CARTRIDGE CASING**

Recovered location: **W GUTTER ON REDDING AVE**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 6**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#6: (1) FC 308 WIN FIRED CARTRIDGE CASING**

Recovered location: **STREET IN NE CORNER OF REDDING AVE. / MCQUILLAN CIR**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 7**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#7: (1) FC 308 WIN FIRED CARTRIDGE CASING**

Recovered location: **STREET IN NE CORNER OF REDDING AVE. / MCQUILLAN CIR**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 8**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#8: (1) FC 308 WIN FIRED CARTRIDGE CASING**



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Recovered location: **STREET IN NE CORNER OF REDDING AVE. / MCQUILLAN CIR**

Flags: *e

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 9**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

GAN:

Description: **ITEM#9: (1) SPEER 223 REM FIRED CARTRIDGE CASING**

Recovered location: **W SIDEWALK ON REDDING AVE.**

Flags: *e

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 10**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

GAN:

Description: **ITEM#10: (1) SPEER 223 REM FIRED CARTRIDGE CASING**

Recovered location: **W GUTTER ON REDDING AVE.**

Flags: *e

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 11**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

GAN:

Description: **ITEM#11: (1) SPEER 223 REM FIRED CARTRIDGE CASING**

Recovered location: **W GUTTER ON REDDING AVE.**

Flags: *e

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 12**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

GAN:

Description: **ITEM#12: (1) SPEER 223 REM FIRED CARTRIDGE CASING**

Recovered location: **FLOOR OF SPD BEARCAT (CA 1528078)**

Flags: *e

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 13**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**



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Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#13: (1) SPEER 223 REM FIRED CARTRIDGE CASING**
Recovered location: **FLOOR OF SPD BEARCAT (CA 1528078)**
Flags: *e
Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137401- 14**
Article: **YCASING- MISCELLANEOUS**
Model: # of pieces: **1**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#14: (1) SPEER 223 REM FIRED CARTRIDGE CASING**
Recovered location: **FLOOR OF SPD BEARCAT (CA 1528078)**
Flags: *e
Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137401- 15**
Article: **YCASING- MISCELLANEOUS**
Model: # of pieces: **1**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#15: (1) SPEER 223 REM FIRED CARTRIDGE CASING**
Recovered location: **FLOOR OF SPD BEARCAT (CA 1528078)**
Flags: *e
Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137401- 16**
Article: **YCASING- MISCELLANEOUS**
Model: # of pieces: **1**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#16: (1) SPEER 223 REM FIRED CARTRIDGE CASING**
Recovered location: **FLOOR OF SPD BEARCAT (CA 1528078)**
Flags: *e
Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137401- 17**
Article: **YCASING- MISCELLANEOUS**
Model: # of pieces: **1**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#17: (1) FIRED PROJECTILE**
Recovered location: **GROUND NORTH OF X-108 CLASSROOM**
Flags: *e
Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137401- 18**



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Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#18: (1) FIRED PROJECTILE**

Recovered location: **DRIVEWAY OF [REDACTED] REDDING AVE**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 1**

Article: **YAMMO- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#1: (1) FC 9MM LUGER UNFIRED CARTIRDGE**

Recovered location: **W SIDEWALK OF REDDING AVE.**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 2**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#2: (1) 40MM LIQUID CS CARTRIDGE CASING**

Recovered location: **W SIDEWALK OF REDDING AVE.**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 3**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#3: (21) 40MM LIQUID CS CARTRIDGE CASING**

Recovered location: **W GUTTER OF REDDING AVE. NEAR SSD ROOK**

Flags: ***e**

Current Location: **EP BM/02020602**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137401- 4**

Article: **YCASING- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#4: (1) 40MM LIQUID CS CARTRIDGE CASING**

Recovered location: **ON SSD ROOK ON W SIDE OF REDDING AVE.**

Flags: ***e**

Current Location: **EP BM/02020602**



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Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1151693

Property case status: SEIZED (EVIDENCE)

Submitted on: Dec-29-2021 (Wed.) by: KING, JASON 0210

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1151693- 1

Article: YCASING- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: APPARENT FIRED BULLET

Flags: *e

Current Location: EP BL/08031101

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137342

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-06-2021 (Mon.) by: YONEMURA, LEE 0852

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles

Status: SEIZED (EVIDENCE)

Tag #: SA1137342- 1

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: VID ADMONISHMENT & MAP SHOWN TO OFC WAGSTAFF

Current Location: EP BL/08031201

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137634

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-09-2021 (Thu.) by: BUENO, VALERIE 6376

Related:

Offense: GO SA 2021- 254750

Related items: 103

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137634- 59

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ITEM#72: (1) "3" "94" UNFIRED CARTRIDGE

Recovered location: INT WINDOW SILL OF WINDOW IN S BEDROOM

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137634- 60

Article: YCASING- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ITEM#73A-D:(1)"51" "83",(3)"3" "94" FIRED CARTRIDGE CASINGS

Recovered location: N NIGHTSTAND IN S BEDROOM

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137634- 61

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ITEM#74: (4) "3" "94" UNFIRED CARTRIDGES

Recovered location: N NIGHT STAND IN S BEDROOM

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137634- 62

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ITEM#75: (1) SUPER, (1) "U" UNFIRED CARTRIDGES

Recovered location: N NIGHTSTAND IN S BEDROOM

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence



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Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 63**
Article: **PCASE- PERSONAL ACCESSORIES**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#76: (1) GRAUY RUGER GUN CASE**
Recovered location: **CLOSET IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 65**
Article: **YMAGGUN- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#76B: (2) BLK LOADED 9MM MAGAZINES FROM ITEM#76**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 66**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#77A-C: (2) "U", (1) SUPER FIRED CARTRIDGE CASINGS**
Recovered location: **S BEDROOM FLOOR N OF BED**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 67**
Article: **YBOX- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#78: (1) EMPTY CENTERFIRE AMMUNITION BOX**
Recovered location: **S BEDROOM FLOOR NEAR N WALL**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 68**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#79: (1) "3" "94" UNFIRED CARTRIDGE**
Recovered location: **S BEDROOM FLOOR W OF BED**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 69**
Article: **YBOX- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#80: (1) EMPTY CENTERFIRE AMMUNITION BOX**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Recovered location: **S BEDROOM FLOOR NEAR CLOSET**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 70**

Article: **YCAN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#81: (1) EMPTY GRN AMMUNITION CAN**

Recovered location: **S BEDROOM FLOOR S OF BEDROOM DOOR**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 71**

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#82: (2) EMPTY CENTERFIRE AMMUNITION BOXES**

Recovered location: **S BEDROOM FLOOR NEAR BEDROOM DOOR**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 72**

Article: **YGUNPAR- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#83: (1) BLK GUN PART FRM BED IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 74**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#85: BLK LOADED RIFLE MAGAZINE W/ BLOOD FROM ITEM#84**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 75**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#85A:(1)FIRED PROJECTILE&MULT PIECES OF COPPER JACKETING**

Recovered location: **FROM ITEM#85**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 76**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Article: **PSMOPIP- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#86: (1) BLUE GLASS PIPE FROM TOOL CABINET**

Recovered location: **ALONG N WALL IN GARAGE**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 77**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#87A-B: (2) "U" FIRED CARTRIDGE CASINGS**

Recovered location: **N NIGHTSTAND IN S BEDROOM**

Flags: ***e**

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 78**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#88: (1) FIRED PRJECTILE FROM LIVING ROOM FLOOR**

Recovered location: **NEAR S GARAGE DOOR**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 79**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#89: (1) PIECE OF COPPER JACKETING FRM LIVING ROOM FLOOR**

Recovered location: **NEAR S GARAGE DOOR**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 80**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#90: (1) PIECE OF COPPER JACKETING**

Recovered location: **EXT SIDE OF S GARAGE DOOR**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 81**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#91: (1) PIECE OF COPPER JACKETING**



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Recovered location: **W WALL OF LIVING ROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 82**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#92: (1) FIRED PROJECTILE FRM HALLWAY FLOOR**

Recovered location: **NEAR S BEDROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 83**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) FIRED PROJECTILE FRM "Y2" BULLET HOLE ON LIGHTSWITCH**

Recovered location: **N LIVING RM WALL, W OF S GARAGE DOOR**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 84**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(2) "3" "94" FIRED CARTRIDGE CASINGS FROM BED**

Recovered location: **IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 85**

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) SUPER UNFIRED CARTRIDGE FROM BED IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 86**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(2) FIRED PROJECTILES HANDED TO ME BY HS STAFF**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 87**



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Article: **YSAMPLE- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) GSR KIT FROM HANDS OF DEREK PEARSON**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 88**

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) BRWN NAVY ARMS BOX S BEDROOM FLOOR NEAR S WALL**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 90**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) "3" "94" FIRED CARTRIDGE CASING**

Recovered location: **FRM S BEDROOM CLOSET FLOOR**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 91**

Article: **PWALLET- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) BLK LEATHER WALLET BELOGING TO DEREK PEARSON**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 93**

Article: **DLAPTOP- DATA PROCESSING EQUIPMENT**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) BLACK ACER LAPTOP**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 94**

Article: **DTERMIN- DATA PROCESSING EQUIPMENT**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) BLK HP COMPUTER SYSTEM UNIT**

Flags: *e

Current Location: **EP BL/08031301**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 95**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Article: **DDISK- DATA PROCESSING EQUIPMENT**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) BLK SYNOLOGY HARD DRIVE**

Flags: ***e**

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 99**

Article: **PCASE- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **(1) GRAY GUN CASE**

Flags: ***e**

Current Location: **EP CP/06050901**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 96**

Article: **EKIT- EQUIPMENT, MEASURING DEVICES, AND TOOLS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(4) SETS OF GUN CLEANING KITS**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 97**

Article: **YCAN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **(2) EMPTY GREEN AMMUNITION CANS**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 98**

Article: **ICREDEN- ITEMS OF IDENTIFICATION**

Serial # 1: **UNKNOWN**

OAN:

Description: **MULT ITEMS OF INDICIA AND BOOKS**

Flags: ***e**

Current Location: **EP BL/08031301**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 100**

Article: **YMISCEL- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **MULTIPLE USED PEPPER BALL CARTRIDGES FROM RESIDENCE**

Flags: ***e**

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 101**

Article: **YNARCPA- MISCELLANEOUS**



SACRAMENTO POLICE DEPARTMENT

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Serial # 1: UNKNOWN OAN:
Description: (1) CLEAR BAG WHICH CONTAINED APPARENT MARIJUANA
Flags: *e
Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE) Tag #: SA1137634- 102
Article: YBOX- MISCELLANEOUS
Serial # 1: UNKNOWN OAN:
Description: (1) WHITE REMINGTON 380 AUTO AMMUNITION BOX
Flags: *e
Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE) Tag #: SA1137634- 3
Article: YAMMO- MISCELLANEOUS
Serial # 1: UNKNOWN OAN:
Description: ITEM#21:(1) "3" "94" UNFIRED CARTRIDGE FRM LIVING ROOM FLOOR
Recovered location: NEAR S WALL
Flags: *e
Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE) Tag #: SA1137634- 1
Article: YCASING- MISCELLANEOUS
Serial # 1: UNKNOWN OAN:
Description: ITEM#19: (1) "3" "94" FIRED CARTRIDGE CASING
Recovered location: LIVING ROOM FLOOR NEAR FRONT DOOR
Flags: *e
Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE) Tag #: SA1137634- 2
Article: YCASING- MISCELLANEOUS
Serial # 1: UNKNOWN OAN:
Description: ITEM#20: (1) PIECE OF COPPER JACKETING FRM LIVING ROOM FLOOR
Recovered location: NEAR FRONT DOOR
Flags: *e
Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE) Tag #: SA1137634- 4
Article: YCASING- MISCELLANEOUS
Serial # 1: UNKNOWN OAN:
Description: ITEM#22: (1) FIRED PROJECTILE FRM LIVING ROOM FLOOR
Recovered location: NEAR S WALL
Flags: *e
Current Location: EP BL/08031201

**SACRAMENTO POLICE DEPARTMENT****PUBLIC HARDCOPY****RELEASED PER PUBLIC RECORDS ACT REQUEST**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 5**
Article: **OTELEPH- OFFICE EQUIPMENT (INCLUDES PHOTOCOPIERS AND TYPEWRITERS)**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#23: (1) BLK APPLE IPHONE W/ CORD**
Recovered location: **LIVING ROOM FLOOR E OF ARM CHAIR**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 6**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#24:(2) R-P 380 AUTO,(1) W-W 380 AUTO UNFIRED CARTRIDGES**
Recovered location: **FROM DESK IN LIVING ROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 7**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #25: (1) "3" "94" FIRED CARTRIDGE CASING**
Recovered location: **LIVING ROOM FLOOR W OF BODY**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 8**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #26: (1) "U" FIRED CARTRIDGE CASING**
Recovered location: **LIVING ROOM FLOOR W OF BODY**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 9**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #27: (1) "U" FIRED CARTRIDGE CASING**
Recovered location: **LIVING ROOM FLOOR W OF BODY**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 10**
Article: **YTOY- MISCELLANEOUS**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#28: (1) BLK/GRY BUG-A-SALT TOY GUN**
Recovered location: **LIVING ROOM FLOOR, W OF DRESSER ON E WALL**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 11**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#29: (1) PIECE OF COPPER JACKETING FRM LIVNG ROOM FLOOR**
Recovered location: **W OF DRESSER ON W WALL**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 12**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #30A-F: (6) "3" "94" FIRED CARTRIDGE CASINGS**
Recovered location: **LIVING ROOM FLOOR N OF DRESSER ON E WALL**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 13**
Article: **SBOW- SPORTING, CAMPING, EXERCISE, AND RECREATIONAL EQUIPMENT**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #31: (1) BLK MINI CROSS BOW FRM INSIDE DRESSER**
Recovered location: **ON E WALL IN LIVING ROOM**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 14**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #32: (1) YELL UMC 380 AMMO BOX, (1) UNITED STATES COIN**
Recovered location: **INSIDE DRESSER ON E WALL IN LIVING ROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 15**
Article: **YMAGGUN- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#33: (1) BLK LOADED 22 CAL MAGAZINE FRM INSIDE DRESSER**
Recovered location: **ON E WALL IN LIVING ROOM**



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EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 17**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#34A: (1) BLK LOADED 22 CALIBER MAGAZINE FRM ITEM#34**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 18**

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #35: (1) WHT WINCHESTER 9MM LUGER AMMO BOX**

Recovered location: **FRM INSIDE DRESSER ON E WALL IN LIVING ROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 19**

Article: **PCASE- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM #36: (1) BLK UNK BRAND GUN CASE**

Recovered location: **FRM DRESSER ON E WALL IN LIVING ROOM**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 20**

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#36A: (1) "C" UNFIRED CARTRIDGE FROM ITEM#36**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 21**

Article: **UPLASTI-**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#37: (2) PIECES OF BROKEN PLASTIC FRM LIVING ROOM FLOOR**

Recovered location: **N OF DRESSER ON E WALL**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 25**

Article: **YCASING- MISCELLANEOUS**



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#41: (1) "3" "94" FIRED CARTRIDGE CASING**
Recovered location: **HALLWAY FLOOR N OF S BEDROOM**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 22**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#38: (1) PIECE OF COPPER JACKETING FRM LIVING ROOM FLOOR**
Recovered location: **N OF DRESSER ON E WALL**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 23**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#39: : (1) FIRED PROJECTILE FRM BOOKSHELF**
Recovered location: **NE CORNER OF LIVING ROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 24**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#40: (1) "3" "94" FIRED CARTRIDGE CASING**
Recovered location: **HALLWAY FLOOR W OF BATHROOM**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 26**
Article: **PCASE- PERSONAL ACCESSORIES**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#42: (1) BLK PHONE CASE FROM HALLWAY FLOOR**
Recovered location: **N OF S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 27**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#43: (1) BULLET FRAGMENT FROM HALLWAY FLOOR**
Recovered location: **W OF BATHROOM**



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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: SA1137634- 28

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#44: (1) R-P 380 AUTO UNFIRED CARTRIDGE**

Recovered location: **HALLWAY FLOOR N OF S BEDROOM**

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: SA1137634- 29

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#45: (1) "3" "94" FIRED CARTIDGE CASING**

Recovered location: **HALLWAY FLOOR N OF S BEDROOM**

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: SA1137634- 30

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#46: (1) EMPTY WHT CENTERFIRE AMMUNITION BOX**

Recovered location: **HALLWAY FLOOR N OF S BEDROOM**

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: SA1137634- 31

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#47: (1) PIECE OF COPPER JACKETING FRM HALLWAY FLOOR**

Recovered location: **W OF BATHROOM**

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: SA1137634- 32

Article: **OTELEPH- OFFICE EQUIPMENT (INCLUDES PHOTOCOPIERS AND TYPEWRITERS)**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#48: (3) BROKEN PIECES OF RED APPLE IPHONE**

Recovered location: **BATHROOM FLOOR NEAR DOORWAY**

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence



SACRAMENTO POLICE DEPARTMENT

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 33**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#49A-C: (3) "3" "94" FIRED CARTRIDGE CASINGS**
Recovered location: **BATHROOM FLOOR NEAR BATHTUB**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 34**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#50: (41)"3" "94", (4) "51" "83" FIRED CARTRIDGE CASINGS**
Recovered location: **S BEDROOM FLOOR**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 35**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#50S; #50X: (2) "3" "94" UNFIRED CARTRIDGES**
Recovered location: **S BEDROOM FLOOR**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 36**
Article: **YCASING- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#51A-L:(5)"51" "83", (7)"3" "94" FIRED CARTRIDGE CASINGS**
Recovered location: **FROM BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 37**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM #52: (6) "3" "94" UNFIRED CARTRIDGES**
Recovered location: **FRM BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 39**
Article: **YMAGGUN- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:



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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Description: **ITEM#53A: (1)BLK BERSA LOADEDMAGAZINE, (1) RP 380 AUTO**

Recovered location: **FROM ITEM #53**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 41**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#54A: (1) BLK 22 CAL LOADED MAGAZINE, (1) "U" UNFIRED CA**

Recovered location: **FROM ITEM#54**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 43**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#56: (2) BLK LOADED 22 CAL MAGAZINE**

Recovered location: **BED IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 44**

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#57: (2) EMPTY RED HIGH-STANDARD MAGAZINE BOXES**

Recovered location: **BED IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 45**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#58: (2) BLK LOADED RIFLE MAGAZINES**

Recovered location: **FRM BED IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 46**

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#59: (2) AMMO HOLDERS CONTAINING UNFIRED CARTRIDGES**

Recovered location: **BED IN S BEDROOM**

Flags: *e



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 47**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#60: (2) GRN THUNDERBOLT 22 CAL AMMUNITION BOXES**
Recovered location: **BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 51**
Article: **YBOX- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#64: (1) EMPTY WHT CENTERFIRE AMMUNITION BOX**
Recovered location: **BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 48**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#61: (4) BLK BLAZER 22 CAL AMMO BOXES**
Recovered location: **BED N S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 49**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#62: (3) WHT CENTERFIRE AMMUNITION BOXES**
Recovered location: **BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 50**
Article: **YAMMO- MISCELLANEOUS**
Serial # 1: **UNKNOWN** OAN:
Description: **ITEM#63: (1) CLEAR ZIPLOCK CONTAINING UNFIRED CARTRIDGES**
Recovered location: **BED IN S BEDROOM**
Flags: *e
Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)** Tag #: **SA1137634- 52**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Article: **YAMMO- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#65: REMINGTON,BLAZER,REMINGTON HI SPEED 22 CAL BOXES**

Recovered location: **BED IN S BEDROOM**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 53**

Article: **PCASE- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#66: (1) BRWN FABRIC CASE, (1) BLK HOLSTER**

Recovered location: **BED IN S BEDROOM**

Flags: ***e**

Current Location: **EP BL/08031101**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 54**

Article: **YMAGGUN- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#67: (1) BLK LOADED RIFLE MAGAZINE**

Recovered location: **BED IN S BEDROOM**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 55**

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#68: (1) EMPTY CENTERFIRE AMMUNITION BOX**

Recovered location: **BED IN S BEDROOM**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 56**

Article: **YBOX- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#69: (1) EMPTY CENTERFIRE AMMUNITION BOX**

Recovered location: **S BEDROOM FLOOR S OF BED**

Flags: ***e**

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 57**

Article: **PCASE- PERSONAL ACCESSORIES**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#70: (1) BRWN LEATHER GUN CASE**



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Recovered location: **S BEDROOM FLOOR NEAR S WALL**

Flags: *e

Current Location: **EP CP/06050901**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 58**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ITEM#71A-B: (1)"3" "94" (1)"51" "83" FIRED CARTRIDGE CASINGS**

Recovered location: **INT WINDOW SILL OF WINDOW IN S BEDROOM**

Flags: *e

Current Location: **EP BL/08031101**

Securities - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 92**

Type: **CURRENCY, U.S./ CASH / MONEY**

Denomination	Number	Value
\$1000		\$0.00
\$100		\$0.00
\$50		\$0.00
\$20	16	\$320.00
\$10		\$0.00
\$5	3	\$15.00
\$2		\$0.00
\$1	6	\$6.00
Half dollars		\$0.00
Quarters		\$0.00
Dimes		\$0.00
Nickels		\$0.00
Pennies		\$0.00

Denomination: **\$341.00**

Value: **\$341.00**

Country / Issuer: **USA**

Description: **(16) \$20, (3) \$5, (6) \$1 BILLS FRM BLK LEATHER WALLET**

Flags: *e

Current Location: **EP DG/03041001**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 16**

Make: **STURM, RUGER & CO**

Item: **PISTOL**

Type: **SEMI-AUTOMATIC**

Model: **MK II**

Caliber: **22**

Barrel length: **5.0**

Finish: **BLU**

Serial #: **[REDACTED]**

Description: **ITEM#34: (1) BLK RUGER MKII 22 CAL PISTOL, (1) GRN HOLSTER**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Recovered location: **INSIDE DRESSER ON E WALL IN LIVING ROOM**

Flags: *e

Current Location: **EP HH/02015701**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 38**

Make: **INDUSTRIA ARGENTINA / BERSA / BERSA PICCOLA**

Item: **PISTOL**

Type: **SEMI-AUTOMATIC**

Model: **83**

Caliber: **380**

Barrel length: **3.5**

Finish: **BLU**

Serial #: **[REDACTED]**

Description: **ITEM#53: (1) BLK BERSA 380 CAL PISTOL**

Recovered location: **BED IN S BEDROOM**

Flags: *e

Current Location: **EP HH/02015601**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 40**

Make: **HI STANDARD**

Item: **PISTOL**

Type: **SEMI-AUTOMATIC**

Model: **104**

Caliber: **22**

Barrel length: **6.0**

Finish: **BLU**

Serial #: **[REDACTED]**

Description: **ITEM#54: (1) BLK HIGH-STANDARD 22 LR PISTOL**

Recovered location: **FRM BED IN S BEDROOM**

Flags: *e

Current Location: **EP HH/02015701**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 42**

Make: **WESTERN FIELD-MONTGOMARY WARD**

Item: **RIFLE**

Type: **SEMI-AUTOMATIC**

Model: **SB836**

Caliber: **22**

Barrel length: **20.0**

Finish: **BLK**

Serial #: **NONE**

Description: **ITEM#55: (1) WOOD WESTERNFIELD 22 LR RIFLE W/ SCOPE**

Recovered location: **BED IN S BEDROOM**

Flags: *e

Current Location: **EP LG/0207**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137634- 64**

Make: **STURM, RUGER & CO**

Item: **PISTOL**

Type: **SEMI-AUTOMATIC**



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**GO# SA 2021-254750 CLEARED
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0999-11 664/187(A) ATTEMPTED HOMICIDE

Model: **P89DC** Caliber: **9MM**
Barrel length: **4.5** Finish: **BLK**
Serial #: **[REDACTED]**
Description: **ITEM#76A: (1) BLK RUGER P89 9MM PISTOL FRM ITEM#76**
Flags: ***e**
Current Location: **EP HH/02015801**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**
Tag #: **SA1137634- 73**
Make: **NORINCO**
Item: **RIFLE** Type: **SEMI-AUTOMATIC**
Model: **MAK-90** Caliber: **7.62**
Barrel length: **16.0** Finish:
Serial #: **[REDACTED]**
Description: **ITEM#84: (1) BLK/WOOD NORINCO MAK-90 AK-47 RIFLE W/ BLOOD**
Recovered location: **DOORSTEP OF S GARAGE DOOR**
Flags: ***e**
Current Location: **EP LG/0208**

Firearm - Evidence

Status: **SEIZED (EVIDENCE)**
Tag #: **SA1137634- 89**
Make: **UNKWN/UNPUBLSHD MAKE**
Item: **PISTOL** Type: **PERCUSSION**
Model: **NONE** Caliber: **44**
Barrel length: **7.5** Finish: **BLU**
Serial #: **[REDACTED]**
Description: **(1) BLK/GOLD 44 CAL BLACK POWDER REVOLVER**
Recovered location: **FROM INSIDE BRWN NAVY ARMS BOX**
Flags: ***e**
Current Location: **EP HH/02020416**

Drugs - Evidence

Status: **SEIZED (EVIDENCE)**
Tag #: **SA1137634- 103**
Name: **MARIJUANA**
Form: **PLANT** Quantity: **264.000**
Unit: **GRAM** Value: **\$NaN**
Description: **264G GRAMS OF MARIJUANA COLLECTED FROM CLEAR BAG**
Flags: ***e**
Current Location: **EP DG/03040901**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1144519

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-03-2021 (Wed.) by: SCHULTE, BRENDAN 0911

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1144519- 1

Article: RVTAPE- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: OFC PENNY INTERVIEW AND TRANSCRIPTION

Flags: *e

Current Location: EP BL/08031101

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1138809

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-18-2021 (Sat.) by: KINOSHITA, AILEE 6361

Related:

Offense: GO SA 2021- 254750

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1138809- 1

Article: YCASING- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ONE (1) PROJECTILE RECOVERED FROM GARAGE WALL

Recovered location: BELOWN TRAJECTORY LABELED R4 AND S4

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1138809- 2

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: ONE (1) "3" "94" UNFIRED CARTRIDGE FROM LIVING ROOM FLOOR

Flags: *e

Current Location: EP BL/08031201

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1138383

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Sep-16-2021 (Thu.)** by: **KINOSHITA, AILEE 6361**

Related:

Offense: **GO SA 2021- 254750**

Related items: **1**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1138383- 1**

Article: **YCASING- MISCELLANEOUS**

Serial # 1: **UNKNOWN**

OAN:

Description: **ONE (1) PROJECTILE RECOVERED FROM THE FRONT PASS FLOORBOARD**

Recovered location: **CA- [REDACTED]**

Flags: ***e**

Current Location: **EP BL/08031101**

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1138554

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-17-2021 (Fri.) by: MCGOVERN, SHAUN 0892

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1138554- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Make: MAXELL

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: SILVER/ALUMINUM

Description: WITNESS STATEMENT [REDACTED]

Flags: *e

Current Location: EP BL/08031101

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137456

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-09-2021 (Thu.) by: [REDACTED]

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles

Status: SEIZED (EVIDENCE)

Tag #: SA1137456- 1

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: OIS VIDEO ADMONISHMENT & UAS PHOTO - OFC SCHWERTFEGER

Current Location: EP BL/08031201

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137335

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-08-2021 (Wed.) by: SCHULTE, BRENDAN 0911

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137335- 1

Article: YPAPER- MISCELLANEOUS

Model:

of pieces: 2

Serial # 1: UNKNOWN

OAN:

Description: OIS VIDEO ADMONISHMENT /OVERVIEW PHOTO SHOWN TO OFC PENNY

Flags: *e

Current Location: EP BL/08031201

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1150253

Property case status: **SEIZED (EVIDENCE)**

Submitted on: **Dec-16-2021 (Thu.)** by: **WORM, AMANDA 0312**

Related:

Offense: **GO SA 2021- 254750**

Related items: **1**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1150253- 1**

Article: **YINVPHO- MISCELLANEOUS**

Model:

of pieces: **1**

Serial # 1: **UNKNOWN**

OAN:

Description: **PHOTO SHOWN TO OFFICER VALENZUELA**

Flags: ***e**

Current Location: **EP BL/08031101**

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1146316

Property case status: SEIZED (EVIDENCE)

Submitted on: Nov-16-2021 (Tue.) by: [REDACTED]

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles

Status: SEIZED (EVIDENCE)

Tag #: SA1146316- 1

Article: DCIRCUI- DATA PROCESSING EQUIPMENT

Serial # 1: UNKNOWN

OAN:

Description: ASSORTED INVOLVED OFC. INTERVIEWS

Current Location: EP BL/08031101

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

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RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137307

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-08-2021 (Wed.) by: SAARIO, JUSTIN 0460

Related:

Offense: GO SA 2021- 254750

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137307- 1

Article: YINVPHO- MISCELLANEOUS

Serial # 1: NONE

OAN:

Description: OIS VIDEO ANDMONISHMENT - OFC. SURJAN 9/8/21

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137307- 2

Article: YINVPHO- MISCELLANEOUS

Serial # 1: NONE

OAN:

Description: PHOTO OF SCENE SHOWN TO OFC. SURJAN 9/8/21

Flags: *e

Current Location: EP BL/08031201

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1140202

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-30-2021 (Thu.) by: CORONER (COUNTY CRIME LAB)

Related:

Offense: GO SA 2021- 254750

General remarks: CCL 21-05948

Related items: 8

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1140202- 1

Article: YBAG- MISCELLANEOUS

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: WHITE

Description: 1 WHT BODY BAG

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1140202- 2

Article: YBAG- MISCELLANEOUS

Model:

of pieces: 2

Serial # 1: UNKNOWN

OAN:

Description: 2 WHT HAND BAGS

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1140202- 3

Article: PSHIRT- PERSONAL ACCESSORIES

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: RED

Description: 1 RED SHIRT

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1140202- 4

Article: PSHORTS- PERSONAL ACCESSORIES

Make:

Model:

of pieces: 1



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Serial # 1: **UNKNOWN**
Value: **\$NaN**
Description: **1 BLK SHORTS**
Flags: ***e**
Current Location: **EP BL/08031101**

OAN:
Color: **BLACK**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**
Article: **YMISCEL- MISCELLANEOUS**
Make:
Model:
Serial # 1: **UNKNOWN**
Value: **\$NaN**
Description: **1 BLK PLASTIC WRIST TIE**
Flags: ***e**
Current Location: **EP BL/08031101**

Tag #: **SA1140202- 5**

of pieces: **1**
OAN:
Color: **BLACK**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**
Article: **PLIGHTE- PERSONAL ACCESSORIES**
Make:
Model:
Serial # 1: **UNKNOWN**
Value: **\$NaN**
Description: **1 PURPLE LIGHTER**
Flags: ***e**
Current Location: **EP BL/08031101**

Tag #: **SA1140202- 6**

of pieces: **1**
OAN:
Color: **PURPLE**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**
Article: **YMISCEL- MISCELLANEOUS**
Make:
Model:
Serial # 1: **UNKNOWN**
Value: **\$NaN**
Description: **1 BLK PLASTIC REMOTE BACK**
Flags: ***e**
Current Location: **EP BL/08031101**

Tag #: **SA1140202- 7**

of pieces: **1**
OAN:
Color: **BLACK**

Jewelry - Evidence

Status: **SEIZED (EVIDENCE)**
Tag #: **SA1140202- 8**
Gender: **UNKNOWN**
Metal type: **YELLOW**
Description: **1 YELLOW METAL NECKLACE W/ PENDANT**
Flags: ***e**
Current Location: **EP BL/08031101**

Article: **NECKLACE, CHAIN**
of pieces: **1**
Karat:



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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1138597

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-17-2021 (Fri.) by: ANDERSON, MAXWELL 0582

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1138597- 1

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: TRO PROTECTING [REDACTED] FROM DEREK PEARSON

Flags: *e

Current Location: EP BL/08031101

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137200

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-07-2021 (Tue.) by: LEWIS, CHAD 0233

Authority for disposal: LEWIS, CHAD 0233 Org unit: OOI MAJ CRIMES - FELONY ASSAULTS SOUTH

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles

Status: SEIZED (EVIDENCE)

Tag #: SA1137200- 1

Article: OTELEPH- OFFICE EQUIPMENT (INCLUDES PHOTOCOPIERS AND TYPEWRITERS)

Make:

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Value: \$NaN

Color: BLACK

Description: ANDROID SMARTPHONE IN BLACK CASE

Recovered location: GARAGE STEP LEADING INTO RESIDENCE

Current Location: JK SEE EVIDENCE CONTINUITY

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137474

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-06-2021 (Mon.) by: MURAWSKI, BRIAN J 0871

Related:

Offense: GO SA 2021- 254750

Related items: 11

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137474- 5

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: DVD CONTAINING INTERVIEW WITH SGT. JARVIS AND TRANSCRIPTION

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137474- 4

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Serial # 1: UNKNOWN

OAN:

Description: DVD CONTAINING OFC MANTSCH INTERVIEW AND TRANSCRIPTION

Flags: *e

Current Location: EP BL/08031101

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137474- 3

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: OIS ADMONISHMENT AND PHOTO SHOWN TO SGT JARVIS

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137474- 10

Article: DCIRCUI- DATA PROCESSING EQUIPMENT

Serial # 1: UNKNOWN

OAN:

Description: THUMB DRIVE CONTAINING SWAT OFC BWC FOOTAGE

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137474- 1

Article: YPAPER- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: MANTSCH OIS VIDEO ADMONISHMENT AND AERIAL PHOTO



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 2**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD CONTAINING VOICE MAILS FROM DEREK TO** [REDACTED]

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 6**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD CONTAINING DEREK PEARSONS CDRS**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 7**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD CONTAINING VOICEMAILS SENT FROM PEARSON TO HIS FRIENDS**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 8**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD CONTAINING PHOTOS AND EMAIL FROM** [REDACTED]

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 9**

Article: **RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES**

Serial # 1: **UNKNOWN**

OAN:

Description: **DVD CONTAINING INVOLVED SHOOTING OFC. BWC SNIPS**

Flags: *e

Current Location: **EP BL/08031201**

Articles - Evidence

Status: **SEIZED (EVIDENCE)**

Tag #: **SA1137474- 11**

Article: **DCIRCUI- DATA PROCESSING EQUIPMENT**

Serial # 1: **UNKNOWN**

OAN:

Description: **THUMB DRIVE CONTAING CNT AND K9 BWC FOOTAGE**

Flags: *e



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

RELEASED PER PUBLIC RECORDS ACT REQUEST

**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Current Location: **EP BL/08031201**

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1151711

Property case status: SEIZED (EVIDENCE)

Submitted on: Dec-29-2021 (Wed.) by: KING, JASON 0210

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1151711- 1

Article: DCIRCUI- DATA PROCESSING EQUIPMENT

Serial # 1: UNKNOWN

OAN:

Description: DATA FROM CP-1, AND PC-1

Flags: *e

Current Location: EP BL/08031101

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1138132

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-14-2021 (Tue.) by: ROBERTS, KYLE 0573

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1138132- 1

Article: DCIRCUI- DATA PROCESSING EQUIPMENT

Serial # 1: UNKNOWN

OAN:

Description: FLASH DRIVE WITH HIRAM JOHNSON SURVEILLANCE VIDEO

Flags: *e

Current Location: EP BL/08031101

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137489

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-09-2021 (Thu.) by: ROBERTS, KYLE 0573

Related:

Offense: GO SA 2021- 254750

Related items: 2

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137489- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: [REDACTED] STATEMENT AUDIO RECORDING

Flags: *e

Current Location: EP BL/08031201

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137489- 2

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: 6 VOICEMAILS FORWARDED FROM [REDACTED]

Flags: *e

Current Location: EP BL/08031201

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137306

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-08-2021 (Wed.) by: RINEHART, MICHAEL 3057

Related:

Offense: GO SA 2021- 254750

Related items: 1

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137306- 1

Article: RCDISC- RADIO, TV, AND SOUND ENTERTAINMENT DEVICES

Make: DVD

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: CNT EXPORTED FILES (PHONE CALLS AND TEXT MESSAGES)

Flags: *e

Current Location: EP BL/08031201

Flags = d (disposed) x (x-reference) n (entered on NCIC) *e (evidence)



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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**GO# SA 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

Related Property Report(s)

Report Information

Property Report #: 1137050

Property case status: SEIZED (EVIDENCE)

Submitted on: Sep-07-2021 (Tue.) by: MOLLET, SAMANTHA 6373

Related:

Offense: GO SA 2021- 254750

Related items: 9

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 2

Article: YAMMO- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ONE(1)EMPTY MAG3 5.56X45 MAGAZINE FROM SGT JARVIS #3022

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 3

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: (25) 223 CALIBER UNFIRED CARTRIDGES FRM SGT JARVIS #3022

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 5

Article: YMAGGUN- MISCELLANEOUS

Model:

of pieces: 1

Serial # 1: UNKNOWN

OAN:

Description: ONE(1) EMPTY PMAG 5.56X45 MAGAZINE FRM OFC DAHL #817

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 6

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: (17) 223 UNFIRED CARTRIDGES FROM OFC DAHL #817

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 8

Article: YMAGGUN- MISCELLANEOUS



SACRAMENTO POLICE DEPARTMENT

PUBLIC HARDCOPY

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GO# SA 2021-254750 CLEARED
EXCEPTIONALLY

0999-11 664/187(A) ATTEMPTED HOMICIDE

Serial # 1: UNKNOWN

OAN:

Description: ONE(1)EMPTY PMAG20 7.62X51 MAGAZINE FROM OFC CUNNINGHAM #971

Flags: d *e

Current Location: (Disposed)

Articles - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 9

Article: YAMMO- MISCELLANEOUS

Serial # 1: UNKNOWN

OAN:

Description: (17) 308 CALIBER UNFIRED CARTRIDGES FROM OFC CUNNINGHAM #971

Flags: d *e

Current Location: (Disposed)

Firearm - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 1

Make: LWRC INTERNATIONAL

Item: RIFLE

Type:

Model:

Caliber: 5.56

Serial #: [REDACTED]

Description: ONE(1)LWRC 5.56MM RIFLE BELONGING TO SGT JARVIS #3022

Flags: d *e

Current Location: (Disposed)

Firearm - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 4

Make: LWRC INTERNATIONAL

Item: RIFLE

Type:

Model:

Caliber: 5.56

Serial #: [REDACTED]

Description: ONE(1)LWRC M6IC RIFLE BELONGING TO OFC DAHL #817

Flags: d *e

Current Location: (Disposed)

Firearm - Evidence

Status: SEIZED (EVIDENCE)

Tag #: SA1137050- 7

Make: LWRC INTERNATIONAL

Item: RIFLE

Type:

Model:

Caliber: 7.62

Serial #: NONE

Description: ONE(1) LWRC R.E.P.R MKII RIFLE FROM OFC CUNNINGHAM #971

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 2021-254750 CLEARED
EXCEPTIONALLY**

0999-11 664/187(A) ATTEMPTED HOMICIDE

***** END OF HARDCOPY *****

Report Number: 2021-254750

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 would pose a significant danger to the physical safety of the peace officer, custodial officer, or another person (Cal. Pen. Code § 832.7(b)(6)(D));

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));

Records or information from separate or prior investigations not independently subject to disclosure (Cal. Pen. Code § 832.7(b)(4)); 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; and Cal. Pen. Code § 15150 et seq.).

Sacramento Police Department
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