

SUPPLEMENTAL REPORT

Date Prepared: 02-21-12

1. Original File No. P12024811	2.	3. Off ID 0444	4. Dist.	5. Crime-Ct.	6. Crime-Ct.	7. Crime-Ct.	8. Date/Time Occurred	9. Day			
10. Date/Time Assigned	11. Date/Time Inv. Start		12. Date/Time Inv. Term.		13. Type Clr. EXC	14. Type Cont. REC	15. Additional Adults Arr.	16. Additional Juv. Arr.			
17. Address of Occurrence (Street No. - Name - City) 5652 Harold Street, Riverside CA							18. Type of Place Public Street				
For ID USE: V = Victim, I = Informant, W = Witness, O = Other											
19. ID:	20. Last Name - First - Middle (Firm Name if Business) See page two					21. Race - Sex	22. DOB				
23. Residence Address			24. Business or School Address			25. Home Phone	26. Bus. Phone				
27.	28. Last Name - First - Middle (Firm Name if Business)					29. Race - Sex	30. DOB				
31. Residence Address			32. Business or School Address			33. Home Phone	34. Bus. Phone				
S U S P E N D I C H	35. LAST Name - First - Middle Bond, Danny James			36. Race - Sex O-M	37. Age 38	38. Ht. 508	39. Wt. 185	40. Hr Bro	41. Eyes Hzi	42. DOB or ID 07-27-73	43. Arrested <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	44. Address - Clothing - Other Marks or Identifying Characteristics 7680 Gramercy, Riverside CA										
45. Juv. Other Disp. Juris. <input type="checkbox"/> 2		Juv. Ct. Prob. <input type="checkbox"/> 5		Within Dept. <input type="checkbox"/> 6		Detained <input type="checkbox"/> 1		Not Detained <input type="checkbox"/> 2			
S U S P E N D I C H	46. LAST Name - First - Middle			47. Race - Sex	48. Age	49. Ht.	50. Wt.	51. Hr	52. Eyes	53. DOB or ID	54. Arrested <input type="checkbox"/> Yes <input type="checkbox"/> No
	45. Address - Clothing - Other Marks or Identifying Characteristics										
56. Juv. Other Disp. Juris. <input type="checkbox"/> 2		Juv. Ct. Prob. <input type="checkbox"/> 5		Within Dept. <input type="checkbox"/> 6		Detained <input type="checkbox"/> 1		Not Detained <input type="checkbox"/> 2			

ORIGINALLY REPORTED DOLLAR VALUES ARE CHANGED AS SHOWN BELOW

C.	A	B	C	E	F	G	H	I	J	K
	Currency Notes	Jewelry Prec. Met.	Clothing Furs	Office Equip.	T.V. - Radio Cameras	Firearms	Household Goods	Consum. Goods	Livestock	Misc.
PS	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
57										
PR	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$

60. Originally Reported Offenses (Code - Crime)	61. Original Offenses Changed to (Code - Crime)	58.	Stolen Auto Value ASP: \$ _____
(1) 245 (d)(1) PC ADW on a Police Officer	(1)	59.	Recovered Auto Value A2 \$ _____
(2)	(2)		

62. Narrative of Supplemental Report

Interview of Officer Dawson Smith and charting of his weapon

Reporting Officer
Det David Smith
[Signature]

COPIES TO

VCLO ()

ACTIONS

APR Sent _____
APR Cncl. _____
APB Sent _____
APB Cncl. _____

DOJ-NCIC
Entered _____
Cancl. _____

ENTERED

Stats	ARBK	ANK
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245 (d)(1) PC

File #P12024811
Det David Smith #0444

Victim Officers

V1

Sergeant Bill McCoy #177
Riverside Police Department
METRO Team

V2

Sergeant Ron Whitt #346
Riverside Police Department
METRO Team

V3

Officer Dawson Smith #1275
Riverside Police Department
METRO Team

V4

Officer Brett Stennett #1374
Riverside Police Department
METRO Team

Assisting Investigators

Riverside Police Department

Sergeant Dan Russell – Supervisor at Magnolia Station
RPD Robbery/Homicide

Sergeant Dave Amador – Supervisor at scene on Harold Street
RPD Robbery/Homicide

Detective Greg Rowe – Co-case agent
RPD Robbery/Homicide

Detective Mike Medici – Scene on Harold Street
RPD Robbery/Homicide

Detective Rick Cobb – Witness interviews
RPD Robbery/Homicide

Assisting Investigators Cont.

Detective Jim Simons – Witness interviews
RPD Robbery/Homicide

Tim Ellis – Scene on Harold Street
RPD Evidence Unit

Sue Lane – Charting of weapons and photos at Magnolia Station
RPD Evidence Unit

Private Attorney

Russell M. Perry
Lackie, Dammeier and McGill
367 North Second Ave, Upland CA
(909) 985-4003

Related RPD Report

P11165403 243(d) PC

Narrative

During my investigation at the scene I was notified by Lieutenant Phillips that the involved officers had been transported to the Magnolia Police Station, where they were meeting with an attorney provided by the Riverside Police Officers Association. After they all had a chance to speak with the attorney, Russell Perry, Detective Rowe and I interviewed them. I met with Officer Smith alone in an interview room and spoke to him about what happened. The interview was recorded. The following is a synopsis of that interview:

Officer Dawson Smith's Statement

Officer Smith told me that he is assigned to the full time METRO Team, but during the incident he was acting in an undercover capacity and was dressed in plain clothes, wearing a black short sleeve t-shirt and jeans. He was armed with his department issued .45 caliber semi-automatic pistol, which he concealed under his shirt.

On Wednesday of last week (02-15-12) Officer Smith was briefed by METRO Team member Officer Castaneda about a subject wanted by Detective O'Boyle. Officer Smith learned that Detective O'Boyle had investigated an incident in which S-Bond assaulted his girlfriend at 7680 Gramercy, Riverside CA causing severe injuries. S-Bond had a criminal history that included acts of violence, and during Detective O'Boyle's interview with the victim he learned that S-Bond had armed himself with a .45 caliber handgun and was making statements that he would rather die than go back to prison. Detective O'Boyle sought and obtained a felony arrest warrant for S-Bond for 245 (a)(1) PC, Assault with a deadly weapon (#RIF1106012) and also obtained a search warrant for his mother's house at 920 Knoll in San Bernardino CA, where they believed S-Bond was currently staying.

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Det David Smith #0444

Officer Smith told me that members of the METRO Team, including himself, conducted surveillance at the Knoll address on Friday, 02-17-12, for S-Bond and did not see anything. That surveillance was terminated and they agreed to go back out again on Saturday, 02-18-12.

On Saturday, 02-18-12 at about 1030 hrs they set back up on the Knoll address. The team consisted of Sergeant Whitt and Sergeant McCoy in uniform in a marked police unit (#3616), Officer Elliott in uniform in a marked police unit, Officer Castaneda, Officer Stennett and Officer Park in uniform in a white van, Officer Angulo in plain clothes in an undercover car and Officer Smith in plain clothes in an undercover car.

Officer Smith said that at about 1300 hrs S-Bond's mother was seen leaving the Knoll residence alone in a white van. They decided to split the team up and half would follow her to see if she met up with S-Bond somewhere. Officer Stennett got out of the van and into his undercover [REDACTED] and Officer Smith (in an undercover [REDACTED]) and he followed the van from the Knoll address to 7680 Gramercy in the City of Riverside. They all knew this was another address for S-Bond. Sergeant Whitt and Sergeant McCoy had followed at a distance in their marked police unit.

Upon arrival at the Gramercy address Officer Stennett told the other officers via Nextel that he recognized that house as a house they had watched recently for the West County Narcotics Task Force in regards to an armed drug dealer operating out of that residence. Officer Smith said he was told that the information had come from an informant who had purchased drugs there from an unknown male subject. No one was ever contacted and the house was never searched because there was no activity at the house while they watched it. The male drug dealer was never identified.

Officer Stennett parked in the area of Gramercy and Harold and Officer Smith in the area of Montgomery and Gramercy so that they could see the front door of the house. Sergeant Whitt and Sergeant McCoy stayed out of the immediate area in the marked unit.

At approximately 1400 hrs Officer Smith said he saw the front door of the house open and a subject came out onto the porch dressed in a hat, sunglasses and a large jacket. Officer Smith said he believed that the subject was S-Bond. S-Bond appeared to be looking up and down the street, and then he went back inside. Officer Smith relayed this information to the other units via Nextel walkie-talkie and asked Sergeant Whitt and Sergeant McCoy to get closer to the area.

A few minutes later S-Bond came back out, got on a red bicycle and looked up and down the street a few times. S-Bond was facing east so Officer Smith relayed to the others that S-Bond was about to ride eastbound on Gramercy, and he wanted Sergeant Whitt and Sergeant McCoy to come in. S-Bond began to ride eastbound on Gramercy towards Harold and was going in that direction when Sergeant Whitt and Sergeant McCoy came off of Montgomery onto Gramercy. S-Bond went out of Officer Smith's sight and he heard Officer Stennett say that S-Bond was now at Gramercy and Harold, and the marked unit should be able to see him.

Officer Smith said he was originally going to keep his position on Montgomery to watch the house just in case the subject turned out to not be S-Bond, but he heard someone put out that S-Bond was "running", and he was northbound on Harold. Officer Smith said he took off and drove northbound on Harold and he could see S-Bond on the bike ahead of him northbound on

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File #P12024811
Det David Smith #0444

the west sidewalk. As they approached mid-block Officer Smith saw Sergeant Whitt and Sergeant McCoy pull their police unit into a driveway ahead of S-Bond to cut off his flight path. Officer Smith saw S-Bond jump off of the bike and begin to run southbound on Harold. Officer Smith said he pulled his Ford Explorer into a driveway about twenty yards south of S-Bond to cut off his escape and Officer Stennett parked right next to him. Officer Smith said that as he exited his vehicle he drew his gun and yelled "Police". S-Bond looked at him, and then turned his head around to look at Sergeant Whitt and Sergeant McCoy, who were now exiting the marked unit. Officer Smith said at that point he thought about tackling S-Bond if he got close to him.

As S-Bond was running towards Officer Smith he began to stumble. He then pulled up the front of his jacket with his left hand and with his right hand he pulled a large black semi-automatic handgun out of the waistband of his pants. Officer Smith said that S-Bond then stopped on the sidewalk and began to look back and forth between Sergeants Whitt and McCoy and him. He then started to run south again in the direction of Officer Smith and he twisted his body back towards Sergeant Whitt and Sergeant McCoy and pointed the gun at them. Officer Smith yelled, "Gun-gun-gun", and moved to his right so Sergeants Whitt and McCoy, who were running towards S-Bond and were only five or six feet away from him, would not be in his field of fire. Almost instantly he heard Sergeant McCoy and Sergeant Whitt begin firing at S-Bond. Officer Smith said that S-Bond went down immediately, so he did not see any need to fire as well.

S-Bond had fallen to the ground face down and both of his hands were underneath his torso, so Officer Smith provided cover and Officer Stennett pulled his hands out from underneath him one at a time and handcuffed him. Officer Smith rolled S-Bond onto his side to look for the gun they saw it on the ground underneath him.

Officer Smith said he heard Sergeant McCoy trying to put out information on the police radio but it sounded like he was having problems, so Officer Smith called dispatch on his cell phone to report what had occurred. He then went back to his car and put his police vest on so he could help secure the area while medical aid was responding. Officer Smith stayed at the scene to brief the investigators and then was taken to the Magnolia Police Station by Officer Angulo to be interviewed.

Officer Smith said he was not carrying a back-up weapon at the time of the incident. He had a [REDACTED] but he never took it out.

Charting

Officer Smith was carrying his Department issued Springfield 1911 .45 caliber handgun at the time of the incident. The weapon holds seven rounds in the magazine and one round in the chamber for a total load capacity of eight rounds. Evidence Tech Sue Lane charted Officer Smith's .45 in my presence and it was found to be loaded to capacity with eight live rounds. He had no spare magazines on his person (See Evidence Tech Lane's report for further).

Evidence Tech Lane took photos of Officer Smith and his weapon, and the weapon was returned to him.

NFD.

INTERVIEW WITH OFC. DAWSON SMITH

Q=Det. David Smith

A=Ofc. Dawson Smith

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6
7
8
9
10
11
12 Q: All right this is, uh, Detective (Dave) Smith. I'm here with, uh, Officer
13 Dawson Smith. It is February 18 at 6:07 pm. We're at the Magnolia Police
14 station. Uh, me and Dawson are the only people in the interview room. Uh,
15 Dawson, what's your assignment?

16
17 A: I'm a member of the Metro Team...

18
19 Q: Okay.

20
21 A: ...our full-time SWAT team.

22
23 Q: Um, what's your ID number?

24
25 A: My four digit is 1275.

26
27 Q: And what Metro Team is that? You just called yourself the full s- full?

28
29 A: Oh the Metro Red Team.

30
31 Q: Red Team. Okay what was your assignment tonight?

32
33 A: I was, uh, acting as a undercover officer on surveillance.

34
35 Q: Okay and, uh, who were the - who were the rest of the guys on your team or
36 on the surveillance?

37
38 A: Attached to the house on (Gramercy) was myself, Officer Stennett who was
39 also UC and then our takedown two-man ride was Sergeant McCoy and
40 Sergeant Whitt.

41
42 Q: Were they in the same car?

43
44 A: Yes, sir.

45

46 Q: And what kinda car were you in?
47
48 A: I was in a [REDACTED]
49
50 Q: What was Brett in?
51
52 A: An [REDACTED]
53
54 Q: What was, uh, Sergeant McCoy and Sergeant Whitt in?
55
56 A: Sergeant McCoy and Sergeant Whitt were in a black and white patrol vehicle.
57
58 Q: Um, did it have lights, uh...
59
60 A: The lights are mounted on the dashboard and then on the rear, in the rear. But
61 there's no overhead.
62
63 Q: Okay but there's, uh, police insignia. There's, uh, markings. Uh, it's black
64 and white with police markings on the side?
65
66 A: Yes, sir.
67
68 Q: Okay.
69
70 A: It's (unintelligible) on both sides and then also the Metro emblems on both
71 sides.
72
73 Q: Okay and so, uh, did you attend a briefing or some kind of, uh, or something
74 that - that - prior to this thing at some point?
75
76 A: Yes, sir. We were briefed. Uh, sergeant - oh, um, excuse me, Detective
77 (O'Boyle) had contacted our team and assigned this case to Officer (Dave
78 Castaneda) who, uh, then briefed us on an op plan.
79
80 Q: And what was the - what - what did the briefing tell you? What was it about?
81
82 A: Uh, Officer (Castaneda) told us that, uh, the suspect in - in this case was name
83 of (Danny Boyd) who was wanted for an assault with deadly weapon with
84 numerous, uh, contacts with law enforcement, uh, all including violence. Uh,
85 the newest info, um, stated that he was armed with a .45, that he was, uh,
86 paranoid, schizophrenic, um, believed that we were after him, wa- um, was
87 refusing to leave the house and then also some information that said that, um,
88 he wouldn't go back to prison. Um, and I took that as basically, um, he was
89 armed f- because of us.
90

91 Q: You know where that informa- who - who told you that information?
92
93 A: Detective (O'Boyle).
94
95 Q: (O'Boyle) did?
96
97 A: Yes.
98
99 Q: Do you know when that was?
100
101 A: That was on - we initially - I believe, uh, Detective o- uh, (O'Boyle) contacted
102 the Metro Team Tuesday of this week. And then on Wednesday he obtained a
103 search warrant for the suspect's, um, home and - I'm sorry, his mother's home
104 in San Bernardino. And then we sat or we, uh, began our operation yesterday,
105 Thursday, um, in San Bernardino.
106
107 Q: Do you know the address out there?
108
109 A: It's 920 Knoll, K-N-O-L-L. And I believe it's an avenue 'cause there's a
110 street too out there. But it's an avenue.
111
112 Q: And that's the suspect's mother's?
113
114 A: Suspect's mother.
115
116 Q: Okay and then what were you - which address were you - were you at in
117 Riverside today?
118
119 A: Today, we were set at the 920 Knoll address.
120
121 Q: Okay.
122
123 A: And then Mom left the residence. Officer Stennett and I then followed in our
124 unmarked vehicles, um, to the address, um, um, on (Gramercy), which was
125 7680 (Gramercy), um...
126
127 Q: Do you know what time she left 920 Knoll?
128
129 A: You know, I would have to double check. But, um, I would say around 1300.
130
131 Q: Around 1 o'clock?
132
133 A: Right.
134
135 Q: Was she by herself?

136
137 A: Yes.
138
139 Q: What kinda car was she driving?
140
141 A: She was driving a older, um, white van with disabled plates. You know, I'd...
142
143 Q: Is it a...
144
145 A: ...have to refer to my notes for the exact plate
146
147 Q: Is that van s- a van that you were familiar with?
148
149 A: Yes, that van...
150
151 Q: Uh...
152
153 A: ...uh, we were told that, uh, from the neighbors that, uh, the mom and the son
154 both drive that van. That van was at the location yesterday.
155
156 Q: At the, uh...
157
158 A: At the Knoll address...
159
160 Q: ...Knoll address?
161
162 A: ...yesterday. Um, she - she arrived home in it last night. We observed her,
163 um, arrive home in that van last night and go inside. And then again, we saw
164 her, um, leave today around 1300 in that same white van.
165
166 Q: And she drove straight to, um, uh, 7680 (Gramercy)?
167
168 A: Yes.
169
170 Q: Okay and did she - and who saw her get out?
171
172 A: Officer Stennett.
173
174 Q: Was she the only one in the car?
175
176 A: Yes.
177
178 Q: Do you recall her name or anything? Did you get - get any kinda information
179 about that?
180

181 A: I believe office- Officer (Castaneda) has the - the packet.
182
183 Q: Okay. So you followed her, you and, uh, was anybody else out in San
184 Bernardino with you?
185
186 A: Yes, out at the - we also had a react team, um, which was Officer (Castaneda)
187 and, uh, Officer (Park). And then Officer (Elliott) was also out there in a
188 marked black and white. And I'm sorry, and Officer (Angulo) was in a
189 unmarked vehicle on the house.
190
191 Q: So (Castaneda), (Park)...
192
193 A: Were in a react van.
194
195 Q: What's that?
196
197 A: We just had a van just in case he went - walked by. We were gonna try to
198 approach him...
199
200 Q: So...
201
202 A: ...in an undercover van and gr- um, take him in custody that way.
203
204 Q: Okay and then (Elliott) was what, in a car?
205
206 A: In a black and white.
207
208 Q: Okay.
209
210 A: Yeah, same metro vehicle with marked, uh, city, uh, emblems on it.
211
212 Q: And (Angulo) was what, doing what?
213
214 A: He was, uh, on point in a, um, undercover vehicle...
215
216 Q: Okay.
217
218 A: ...on Knoll.
219
220 Q: And then obviously you and Stennett were out there, as well?
221
222 A: Yes.
223
224 Q: And then both of you left and followed the mom? And where did everybody
225 else go? They stay there?

226
227 A: Sergeant McCoy, Sergeant Whitt came with us as our takedown vehicle.
228 Officer Stennett and I followed, um, the mom back to the (Gramercy) address.
229 Everybody else...
230
231 Q: So McCoy and Whitt were on Knoll, as well, when it all started?
232
233 A: Initially, yes, that's...
234
235 Q: And then the four of you followed the mom from there to Riverside?
236
237 A: Yes.
238
239 Q: And then it got to (Gramercy). And then what happened?
240
241 A: Actually, um, she parked on (Gramercy). Officer Stennett was able to f- um,
242 park just east of the location on (Gramercy) and have eyes on the front. I
243 parked on Montgomery just north of the (Gramercy) address. And I was also
244 able to see the front, um, front of the house. Um, about an hou- an hour - I
245 would say about, uh, an hour or so after, uh, we had landed, um, I observed
246 the, uh, front door open. And I - I di- I just broadcasted for everybody to
247 stand by. After that I saw who I believed to be, um, (Danny), um, (Bond) exit
248 through the - exit the front door and step out onto the porch, um, and matched
249 the physical description, shaved head, uh, what I believed to be, like, hoop
250 earrings, um, which was pretty consistent with the last picture we have got,
251 um, got from him, uh, from Detective (O'Boyle). He was also dressed in a
252 he- real heavy jacket with a hood, um, a hat and then he also put on black
253 sunglasses. He exited the front door of the house that actually faces
254 (Gramercy). He ki- began just looking up and down the street like he was
255 waiting for somebody. And then I figured I - I fi- I believed he was just
256 making sure there was no cops coming around the corner. Uh, after about, uh,
257 about 30 seconds, he walked back inside his residence. I let ev- I broadcasted,
258 uh, via Nextel to my team that I believed it was a suspect, that I was pretty
259 sure it was him and that he had s- uh, that he had stepped out, back inside and
260 for the marked unit maybe to move closer. At that time he exited, uh, the
261 residence again on a red mountain bike. He got onto the mountain bike,
262 looked up and down the street a few more times left and right. Um, I believe,
263 uh, I, uh, broadca- broadcasted that he was about to leave. And he was kinda
264 facing towards the east, so I thought he was gonna go eastbound (Gramercy)
265 towards (Harold). I told the marked unit to get closer. At that time I, um, the
266 suspect wa- now - was now about 20 yards from me as he, um, rode, uh, uh,
267 out into the street. Uh, I got a good look at him. I believed it was him. I
268 broadcasted that I thought it was him via Nextel. And he began to ride on his
269 mountain bike eastbound on (Gramercy) towards (Harold) where Officer
270 Stennett was waiting. Um, as - right about as he reached (Harold) Street, uh,

271 the black and white made the right-hand turn onto (Gramercy) from
272 Montgomery. And, um, that's when the suspect saw him. At that point, I lost
273 sight of him and the marked - and the black and white. And Officer Stennett
274 picked up, uh, then followed the black and white.
275
276 Q: So you were parked where?
277
278 A: I was on Montgomery north of (Gramercy)- (Gramercy) but facing southbound.
279
280 Q: Okay. Montgomery north of (Gramercy) facing where?
281
282 A: I was facing southbound towards (Gramercy) on Montgomery just north of...
283
284 Q: Okay and so you saw him leave, get on his bike and go east on (Gramercy)?
285
286 A: Yes.
287
288 Q: And then you lost sight of him?
289
290 A: Yes.
291
292 Q: And then Stennett was down that way?
293
294 A: Yes.
295
296 Q: I mean, and what did you hear Stennett saying on the radio or somebody,
297 anybody?
298
299 A: Officer Stennett said, "Okay." I believe he said on the Nextel, I think he said,
300 "Okay he's by me. Black and whites, you guys should see him." At that
301 point, next thing Stennett broadcast was, "He's running." I pulled off from
302 my - I was initially just gonna stay on the house. I was initially gonna stay on
303 the house just in the case they did apprehend him or in case maybe it wasn't
304 him. I was gonna stay on the house just in case somebody else left. He said,
305 "He's running." I - I, uh, made the left-hand turn onto (Gramercy), left-hand
306 turn onto (Harold) going northbound on (Harold). And I drove up next to
307 Stennett. In front of us was Sergeant Whitt and Sergeant McCoy in the black
308 and white. And I - I saw the suspect, um, riding his bicycle, um, he -
309 northbound on (Harold). He then - about midblock, he went up onto the
310 sidewalk, began going down the sidewalk. Um, I was able to - we were able
311 to k- uh, Officer Stennett and I were able to catch up pretty quick in our
312 vehicles. Um, at that time I saw the marked unit. I couldn't tell - I didn't
313 know what residence it was at the time - but turned their vehicle at a 45, um,
314 so it would be facing, um, northwest.
315

316 Q: So the - so the marked unit came northbound, as well? Or did it come the
317 other way?
318
319 A: Also.
320
321 Q: Okay.
322
323 A: It made the right-hand turn onto (Gramercy) and then northbound, turned onto
324 (Harold) and went straight - straight down.
325
326 Q: Okay and it passed the suspect up and cut him off?
327
328 A: Yes.
329
330 Q: Okay.
331
332 A: Yeah, and they turned their vehicle at a - at a 45 into a driveway. Uh, the
333 suspect, um, then jumped off his bike. At this point I'm probably about 50
334 yards, maybe - maybe 30 yards away. And the suspect begins to run
335 southbound on (Harold) on the west side of the street. And I'm sorry - with
336 the directions...
337
338 Q: Oh you're right.
339
340 A: So he begins running - running back towards me. So I believe that he's just -
341 that the officers are g- just gonna be in foot pursuit. So I turn my car at a 45,
342 um, into a driveway about 20 yards away from the suspect, maybe - maybe f-
343 15 yards. I open my door and draw my firearm and yell, "Police." Um, at
344 that time I have - he - the entire time I'm looking at him, he's kinda looking
345 back at myself. And then Officer McCoy - I'm sorry, Sergeant McCoy - and
346 Sergeant Whitt who are now out of their vehicles, running towards the
347 suspect.
348
349 Q: And they are - so they're north of you?
350
351 A: Yes.
352
353 Q: And they're running south...
354
355 A: Yes.
356
357 Q: ...behind the suspect? You're south of the suspect running - or - or are you
358 approaching him yet?
359
360 A: Yes, but not as fast ye- I'm just stepping away from my vehicle now.

361
362 Q: Okay.
363
364 A: Now I'm - I've opened the driver's door. I'm coming around the driver's
365 door. I drew my firearm. And I just yell, "Police," at him. I just yell,
366 "Police," and said, "Get on the ground," from what I remember. I believe I
367 just yelled, "Police."
368
369 Q: Had he already seen, uh, Sergeant McCoy and Sergeant Whitt...
370
371 A: Yes.
372
373 Q: ...at that point? And they're in full uniform?
374
375 A: Yes, they were in, uh, our everyday uniform.
376
377 Q: Okay and does that uniform include a badge and, uh, police insignias?
378
379 A: Yes.
380
381 Q: Okay and then, like, a holster, vest and stuff like that?
382
383 A: Yes, they're, um, black BDUs. They have nylon webbed gear with the drop
384 holster. They have a vest that says their name, Police and then also has our
385 police and, uh, badge on the front of it, um, as they wear the body armor.
386
387 Q: And their vehicle is a marked black and white?
388
389 A: Yes.
390
391 Q: Um, I - I noticed the one parked out there. Is it the one out there with no - no
392 lights on the roof but they're - what, you said they're in the dash and stuff?
393
394 A: Yes.
395
396 Q: Okay but it has the, um, Riverside Police insignias on the doors and things?
397
398 A: It's - yes.
399
400 Q: Okay so - and also noticed the [REDACTED] parked in the street out at the scene.
401 Is that right where you - was that your car, and is that where it was parked?
402
403 A: Yes.
404

405 Q: Oh and that's what we're talking about? Okay so you draw down. And what
406 were you wearing at the time, what you're wearing now?
407
408 A: Yes.
409
410 Q: Uh, black t-shirt, short-sleeved t-shirt, blue jeans, uh, tennis shoes, um, no hat.
411 Um, and you had a firearm. Which - what kinda gun did you have?
412
413 A: I was carrying my department-issued Springfield 1911.
414
415 Q: Okay is that a .45?
416
417 A: Yes.
418
419 Q: And how many rounds does that hold?
420
421 A: Seven in the mag and one in the chamber, total of eight.
422
423 Q: Okay I was with you during the charting and your - your, um, magazine and -
424 and - and gun appeared to still be full. Did you have any extra magazines on
425 you...
426
427 A: No.
428
429 Q: ...at the time? Were you carrying a backup weapon?
430
431 A: No.
432
433 Q: Okay. Okay so let's continue. Um, you get out. You yell, "Police." Um,
434 he's heading towards you. And tell me what happens next.
435
436 A: At that - as he begins to run towards me, he - he begins to stumble. Both of
437 his hands are underneath. He has a huge, a big s- like, snow jacket on, light-
438 colored with a hood, um, one of those poofy, like, snowboarding jackets. He
439 begins to pull the jacket up. And he reaches underneath. And then, um, at
440 that time, with his right hand - what I believe to be his right hand - um, pulls
441 out from his waistband - he pulls out a black semiautomatic handgun. At this
442 time he sees me. He stops. He stops and kinda looks back northbound
443 towards Sergeant McCoy and Sergeant Whitt and then looks southbound back
444 towards me. Um, he - I'm just south of him. And I'm about - maybe about 10
445 yards from him at this point. He continues towards me. He continues towards
446 - towards me. Um, it's hard to say. But he actually has his body twisted back
447 so that he, um, like I said, he's runnin' southbound towards me. But his body
448 is contorted and twisted backwards. And he has the firearm in his hand. And
449 he's pointing at Sergeant McCoy and Sergeant Whitt who are now only

450 maybe 5 yards from him. Um, I see the - the - I see the gun. I yell, "Gun,
451 gun, gun." I have - I have no idea how many times I said it. I yell, "Gun, gun,
452 gun." Um, but at the same time, I didn't feel - I was trying to make sure that I
453 wasn't in Sergeant McCoy and Sergeant Whitt's line of fire. So I stepped off
454 to my right to ma- basically give myself a shot. Um, and then Sergeant
455 McCoy and Sergeant Whitt see gun, identify the threat and they begin to, um,
456 fire, uh, towards the suspect. Um, I can't tell where the suspect's hit. But as
457 he's - as the rounds are beginning to go off, the suspect turns back towards
458 me, takes a few steps back towar- in my direction on the sidewalk and then
459 goes face down. As he - as he hits the ground, both of his arms are tucked
460 underneath his body.

461
462 Q: Mm-hm.

463
464 A: Um, at that point Sergeant Whitt and Sergeant McCoy only just a f- just a few
465 feet away from the suspect. They, uh, they continued to move up as they fired
466 their - their weapons. Um, at that point I told them I had it. I ran up to the
467 suspect, uh, provided lethal cover. I told them that I had it, that I had him so
468 they - they, uh, they could check their firearms or get their weapons back in
469 operation if they were out of rounds. I didn't know. Um, and then Officer
470 Stennett came over my right shoulder, um, and handcuffed the suspect, was
471 able to pull one hand out at a time, pulled out his left arm first, I believe, then
472 his right, handcuffed him. I then, um, holstered my weapon, uh, reached over
473 the suspect's body, grabbed his - his right arm, his right, uh, by right elbow
474 and his shoulder and I pulled his body over. I pulled his over - body over. As
475 soon as I began to pull him over, I could see the .45 laying there, um, right
476 underneath where his right hand was. I pulled him over onto his back. Um, at
477 that time I noticed that he was bleeding from his chest and his mouth, um, and
478 also that there was no signs of life at that point. Um, at that point I was able
479 to back away. Sergeant McCoy was attempting to broadcast it, um, via
480 channel 3. Uh, but he was having some problems. So I then called dispatch,
481 um...

482
483 Q: On your s- on your phone?

484
485 A: ...on my personal cell.

486
487 Q: Okay.

488
489 A: I called dispatch immediately just to let 'em know, just to make sure they had
490 the right address, the right street and that - that the officers were code 4, the
491 suspect was down and that we needed medical aid immediately. Um,
492 dispatched advised. I hung up. After I hung up I walked back over to the
493 suspect again, uh, try to see if there is any sign of life. Um, I didn't see any.
494 At that point I kinda looked around just to make sure the scene was secure and

495 everybody was code 4, that, uh, the sergeants were okay, that Stennett was
496 okay. And then from that point, I just stood, uh, next to the suspect, um, just
497 south of him and, um, to make sure that the suspect and any other evidence
498 wasn't tampered with.
499

500 Q: When, um, you said when you got out of your car and were approaching him,
501 you hadn't seen a gun yet, right, initially?
502

503 A: Not yet.
504

505 Q: What was your - what was your - what was in your mind? What was your -
506 what were you planning on doing at that point, prior to him pull - pulling the
507 gun out?
508

509 A: Honestly, I went right back into patrol mode, um, even though I was in a UC
510 and, uh, assignment. Um, as soon as he said he was running, soon as I saw the
511 officers pull in front of him, I saw him jump off his bike and begin to run
512 southbound, I was hoping that he wouldn't notice me and that I would be able
513 to identify myself and then maybe tackle him, tackle him so that they could,
514 um, you know, come help me and then we'd take him into custody. Um,
515 that's truly what - soon as I got out of my car, I was like, "I'm a - I'll be able
516 to tackle this guy. He won't know me at first. He won't see me at first."
517

518 Q: Mm-hm.
519

520 A: And then I yelled, like I said, then I yelled, "Police." And, um, from - like I
521 said, then after that the, uh, Sergeant McCoy and Sergeant Whitt, um, were on
522 - were already on him.
523

524 Q: Um, did he say anything during this whole thing, the suspect...
525

526 A: No.
527

528 Q: ...that you heard?
529

530 A: No.
531

532 Q: Could you hear, um, Sergeant Whitt or Sergeant McCoy saying anything?
533

534 A: They were yelling. And I guess wanna say, I can't - I have no idea what they
535 were saying.
536

537 Q: Okay but - and you were, um, you were yelling, "Police," to the guy...
538

539 A: Uh...

540
541 Q: ...when you got out?
542
543 A: I yelled p- I think I yelled, "Police. Police," a couple times. And then
544 instantly I saw the - I saw the gun. And I just began yelling, "Gun," just like
545 that, the on- like the - like I said, patrol tactics thing you tell your partner. I
546 just yelled, "Gun, gun, gun." I have no idea how many times.
547
548 Q: Okay and I know this happened a lot faster than our - than we're talking about
549 it.
550
551 A: Yes.
552
553 Q: But why didn't you shoot at the guy?
554
555 A: As I pulled my weapon and he - I saw the - his gun coming out and him face
556 back towards the officers, I was almost right in front of them. I moved off to
557 m- like I said, I moved off to my right. And as soon as I was pretty much
558 moved off to my right, he had stopped like I - like I thought he was gonna
559 engage them, they were on him. And the - the volume and I believe the
560 accuracy, I saw the suspect falling. I didn't feel like I needed to fire. I didn't
561 feel that...
562
563 Q: All right.
564
565 A: ...my rounds were needed. I don't know.
566
567 Q: Okay.
568
569 A: I don't know if that makes sense.
570
571 Q: Yeah, it does, it does. I mean, it's just a question I ask. Um, you know, you
572 saw the threat, and you had your gun out. But, I mean, is it all - all - a lot of
573 different reason, you know, shoot, it either happens so fast or, you know,
574 background, I mean...
575
576 A: Right.
577
578 Q: There's a - there's a million reasons why somebody would or wouldn't fire.
579 It's - it's...
580
581 A: Right. I think it was the - my background was two officers. My background
582 was two officers, the way I was coming at - coming - 'cause I had to go
583 around my door. I saw the two officers. And he was only maybe 5 yards

584 from them, where I was about 15 yards. And I would be firing at them.
585 Something told me that they had it.
586
587 Q: Okay, um, um, so you didn't fire any rounds, right?
588
589 A: No rounds.
590
591 Q: Okay and do you know, uh, did you actually see Sergeant Whitt and Sergeant
592 McCoy sh- shooting?
593
594 A: Yes.
595
596 Q: Okay could you tell how many rounds they fired?
597
598 A: Eight, ten.
599
600 Q: Eight or ten? That's - okay. And what about Officer Stennett, do you know if
601 he fired?
602
603 A: No, I, uh, Officer Stennett was off to my right. I do not believe he fired. But I
604 do...
605
606 Q: Okay.
607
608 A: I do not believe so, but I don't know.
609
610 Q: Um, was, uh, Stennett in plainclothes? I don't know if we talked about that.
611
612 A: Officer Stennett was, uh, initially a part of the react team. But when the van
613 left, I needed - I told him I needed some help in the UC. So he jumped in a
614 UC that we had staged there. But he was in full uniform.
615
616 Q: When he...
617
618 A: Um...
619
620 Q: When he got out of the [REDACTED] ?
621
622 A: When he got out of the [REDACTED] he was in black BDUs with web belt, with
623 his web belt, uh, drop holster, .45 but he had removed his, uh, his patrol vest.
624
625 Q: Okay.
626
627 A: Um, so he was pretty much dressed like Sergeant McCoy and Sergeant Whitt
628 without their - his patrol vest.

629
630 Q: Okay.
631
632 A: It was kind of like on the fly. I told him, "If we're going back to - towards
633 Riverside, I need some help. I need some cover, basically." And, uh, he
634 jumped in a [REDACTED] that we had staged just for that reason.
635
636 Q: Okay, um, have you ever had any contact with this guy before?
637
638 A: No.
639
640 Q: Never have? So everything you knew about him was from, uh, Detective
641 (O'Boyle) and then your briefings?
642
643 A: Yes.
644
645 Q: Okay. And were - was a photo included, uh, of this guy during the briefings?
646 Or how did you know what he looked like?
647
648 A: Yes, um, they were, uh, we were all - we all received a packet with, um, I
649 believe it had four pictures of him, one with long hair, medium-length hair
650 and shaved head with - with some, like, hoop earrings, pretty distinct look, uh,
651 that we believed that, um, was how he looked now, uh, 'cause that - that
652 booking photo - the booking photo - one of the booking photos we had was
653 from July of 2011. And he had a - a (Bic)'d head. So we knew that he wasn't
654 rolling with too long of hair...
655
656 Q: Uh, with too much hair?
657
658 A: ...at the point. And, um, he's pretty distinct looking. I'm not real sure what
659 his enet- ethnicity is. But it's - he has a very distinct look to him, uh,
660 especially with the - the - the earrings and the shaved head. And he's kind of
661 a big guy for his height. And, um, he's very distinct looking.
662
663 Q: Okay, um, and what was the reason that you were, um, that, uh, out of
664 uniform, so to speak?
665
666 A: Um, in our capac- well, what we try to do is, basically we take turns as
667 undercover, is - for surveillance is for our search warrants. If I were to
668 receive a search warrant, we would sit on the house for a - a few days, attempt
669 to, uh, maybe apprehend the suspect leaving the house so that there's no -
670 there's just less potential for violence and anybody else getting hurt if we
671 could leave it - have them leave the house walking or on a bike or in a car by
672 themselves, kinda pick 'em off. That way we - instead of going one-on-one
673 with 'em inside their house or - so our goal was to catch him leaving and do a

- 674 remote takedown on him. Um, and we don't have detectives assigned to our
675 units. So what we do is, we have, uh, four or five undercover cars. We dress
676 down in plainclothes. And we just watch the houses, gain as much
677 information we can about those houses, uh, up until we actually serve the
678 warrant.
679
- 680 Q: Okay and what's the reason that you don't have a uniform on while you're
681 sitting in that car, though?
682
- 683 A: Especially with the neighborhoods, yesterday I was in San Bernardino. It
684 was, uh, um, low-income housing, a lot of gang members, things like that. I
685 would be easily recognized as a cop. Soon as they recognize a cop in the
686 neighborhood, between the whistles and the phone calls and people calling
687 each other back and forth letting 'em know there's a cop in the area, um, I
688 have to sit in such close proximity to the house so I can see it so that the
689 neighbors one, two, three, four houses down may know my suspect, know that
690 he's - he's having some problems. Maybe he has a warrant, something like
691 that, where he would call and let him know that I'm out there. Uh, so we do,
692 uh, the best we can to not look like cops.
693
- 694 Q: Okay. Were you injured during this thing at all?
695
- 696 A: No.
697
- 698 Q: Okay and do you know how long, uh, you may or may not know how long it
699 took for, uh, medical aid to get there? What it's - I don't know if you know
700 for sure if - just what it seemed like but...
701
- 702 A: I - I don't know for sure, to be honest. But it - it - it felt like they were there
703 pretty quick.
704
- 705 Q: Okay did anybody, uh, out of you guys, uh, render any kinda medical aid to
706 the guy?
707
- 708 A: No.
709
- 710 Q: Okay. Could you hear if Officer Stennett was, uh, yelling anything during this
711 incident?
712
- 713 A: Not - no, no, I can't remember. I didn't hear - I didn't hear him. Well, I'm
714 sorry, I didn't hear anything up until, "I'll handcuff." The first thing I heard
715 Stennett say that entire thing was, "I'll handcuff. I'll handcuff."
716
- 717 Q: So whose handcuffs are on him?
718

719 A: Officer Stennett's.
720
721 Q: Stennett's? Okay. Um, is there - do you have other firearms in your, um,
722 [REDACTED]
723
724 A: Yes, I have my, uh, department-issued [REDACTED]
725
726 Q: And what is that? [REDACTED]
727
728 A: It's an - yes, it's a [REDACTED]
729
730 Q: Okay.
731
732 A: It was, uh, located in [REDACTED]
733
734 Q: Okay so you never took that out or had it...
735
736 A: No.
737
738 Q: ...or fired it?
739
740 A: No.
741
742 Q: Okay is it - was there any other firearms in there?
743
744 A: No.
745
746 Q: Okay and, um, did you have any - I understand you pulled out a firearm. And
747 it would kinda make "less lethal" a moot point, um, that point. But did you
748 have anything else on you besides your, uh, s- police pistol?
749
750 A: No.
751
752 Q: Okay. Um, and I don't know if I talked to you about this. He - he had a
753 felony warrant for his arrest?
754
755 A: A felony warrant for his arrest and then we also had a search warrant. Um,
756 Detective (O'Boyle) had given us a search warrant for - for his, um, residence.
757
758 Q: And do you know what (O'Boyle) was looking for?
759
760 A: I believe evidence of the crime, um, a - one of the victims stated that, um, the
761 suspect had tased her in the past, um, some pretty violent stuff towards
762 women, um, his new thing, and then also the .45. It was pretty - I believe

763 (O'Boyle) had pretty good information that he was walking around at all times
764 with a handgun.
765
766 Q: And that was, uh, that was at that meeting you talked about on, uh, what,
767 Tuesday? Is that Tuesday we're talking about?
768
769 A: Yes.
770
771 Q: This last Tuesday?
772
773 A: Yes.
774
775 Q: And where was that meeting at?
776
777 A: You know, that was between Officer (Castaneda) and, um, officer - or excuse
778 me, Detective (O'Boyle).
779
780 Q: And how did you get the information?
781
782 A: Detec- uh, Officer (O'Bo) - (Castaneda), um, got the team together, let us
783 know the situation and what - what was gonna be needed.
784
785 Q: And - and is that when he passed on the - the background information about
786 the guy and all the information that Detective (O'Boyle) had t- talked to him
787 about?
788
789 A: Yes.
790
791 Q: Okay.
792
793 A: Again, we t-...
794
795 Q: Hm?
796
797 A: We all take turns with that, as well.
798
799 Q: Okay and you - and you guys were in San Bernardino - when did - when did
800 your surveillances start?
801
802 A: Our surveillance began at, um, 1100 hours on.... that would be Friday?
803 Today is Saturday, yes...
804
805 Q: Today is Saturday.
806
807 A: ...so Friday is when we f- were able to get out there and do the surveillance.

808
809 Q: And you didn't, uh, did you see him at all while you were...
810
811 A: No.
812
813 Q: ...out there?
814
815 A: No.
816
817 Q: And it was, uh, from 11:00 to what? Do you remember what time you left?
818
819 A: Seven, eleven to seven pm.
820
821 Q: Okay.
822
823 A: We were out there for about eight hours.
824
825 Q: And then you picked it back up again today?
826
827 A: Yes, at, um, at 10:30.
828
829 Q: And you didn't see him at all out there?
830
831 A: No.
832
833 Q: Okay and then you saw - the mom left at, what did we say?
834
835 A: Around 1300, I believe.
836
837 Q: About 1 o'clock (unintelligible)?
838
839 A: I - I could definitely be off on that. Um...
840
841 Q: Okay.
842
843 A: But that's what I believe - that's what I remember when we left around that
844 time.
845
846 Q: How long after she got to the house did he leave, roughly, less than an hour or
847 hour, two hours?
848
849 A: About an hour. I believe he le- I - I think he left the house around, um, 'cause
850 I think she left around 1300 and we got back to Riverside close - around 1:30.
851 And I believe he came out of the house around 2:30.
852

853 Q: Okay.
854
855 A: Maybe a little after 2:30.
856
857 Q: And nobody had been sitting on the Riverside address so you...
858
859 A: No.
860
861 Q: Did you have information that he was at his mother's?
862
863 A: We had information that his mom owned the home in San Bernardino and that
864 she also owned the address on (Gramercy) but that he knew he was wanted
865 and that he knew that we knew he lived at the (Gramercy) address.
866
867 Q: Okay.
868
869 A: So the word was he was not going back to (Gramercy).
870
871 Q: Okay and do you know whose house was on (Gramercy)?
872
873 A: His mother's that, uh...
874
875 Q: So the mom lives at both addresses?
876
877 A: I - I believe she lives in San Bernardino and owns the one on (Gramercy) and
878 maybe - maybe trying to rent it out or...
879
880 Q: Okay.
881
882 A: ...letting people stay there - nah, I'm not sure.
883
884 Q: Not really sure of the situation? Okay.
885
886 A: But I'm pretty sure that the San Bernardino address where we had the search
887 warrant is her primary.
888
889 Q: Okay.
890
891 A: I think she has a couple rentals.
892
893 Q: Did, uh, oh - oh you guys plan on serving the search warrant in San
894 Bernardino, or you leave it up to Detective (O'Boyle)?
895
896 A: Detect- um, Officer (Castaneda) contact Detective (O'Boyle). And I believe
897 they're working that out as we speak.

898
899 Q: Okay. Um, did you have any kind of a tape recorder going or anything at the
900 time?
901
902 A: None.
903
904 Q: Okay and obviously, you had a plain car, so that doesn't have any kind of a
905 Coban system in it, a recording system, does it?
906
907 A: No.
908
909 Q: Okay and then, um, did you put out any s- eh, out anything over the police
910 radio? Or did you just do what we talked about and call dispatch from your
911 cell phone?
912
913 A: Our surveillance was done via Nextel with 7 - channel 7 being our backup,
914 channel 7, we're on a group - or I'm sorry, the Nextel, we were on a group...
915
916 Q: Uh-huh.
917
918 A: ...and was - was functioning fine.
919
920 Q: Okay.
921
922 A: And from the time he left his house till the time that we made contact with
923 him was probably about 15 seconds.
924
925 Q: Okay.
926
927 A: So there was no chance of getting on the radio or anything like that. Uh, s-
928 Sergeant McCoy is actually the first one to get on the radio.
929
930 Q: Okay.
931
932 A: And I just noticed that he was getting some feedback. And he didn't - you
933 couldn't tell if he was getting out. Um, so I just decided on my own to call.
934
935 Q: Okay. Um, did you know or could you tell if, um, the suspect was able to fire
936 his weapon at all?
937
938 A: I did not see the suspect fire. I didn't hear - I definitely didn't hear the
939 suspect. Um, but at the same time, it would a been hard to, um, during -
940 during the sh- during - during the incident. Um, but looking, um, like I said,
941 with looking at him, I don't remember hear - seeing his gun discharge.
942

943 Q: Okay and he - at the point that Sergeant Whitt and Sergeant McCoy were
944 firing, he was - had the gun and was pointing it at him or twisting towards
945 them or...
946
947 A: It d- he had - the gun was out of his pants. He had turned towards them.
948 Again, he was running towards me. But his back, like, almost like a turret.
949 He was facing backwards like - like he was gonna shoot behind him, um, in
950 that motion. Um, so it's hard to - but the gun looked like down by his
951 waistband. But I'm - honestly, I can't tell exactly where the muzzle was
952 pointed.
953
954 Q: Okay.
955
956 A: So - because he - like I said, his - his legs were running towards me. But I - I
957 mostly saw the back of his right shoulder. And he was looking back towards
958 them.
959
960 Q: Okay and you said, uh, this - the - Sergeant McCoy and Sergeant Whitt were 5
961 or 6 yards at that point behind him, like, approaching him or running after
962 him?
963
964 A: Yes, they were - they were closing on him, yes.
965
966 Q: And how far were you away from him? You said 15 to 20 yards; is that right?
967
968 A: Fi- yeah, 15 to 10 yards maybe.
969
970 Q: Okay.
971
972 A: Yeah. But I - I would say around 15 yards, um, from where the s- um, the
973 suspect was.
974
975 Q: And that's when you - and that's how far away you were when you saw the
976 gun?
977
978 A: Yes.
979
980 Q: Okay and, um, obviously it was in the afternoon. But was it sunny out and
981 clear?
982
983 A: Yes.
984
985 Q: I wasn't out there, uh, during this exact time but...
986

987 A: Yeah, it was only - like I said, it was about 1430, 1445, somewhere in
988 between there. It was a bright day, bright...
989
990 Q: Okay.
991
992 A: ...blue skies.
993
994 Q: And did his jacket seem out of place? Or was it cold? It was cold when I got
995 there. But was it cold at the time?
996
997 A: No. It was actually really - it was actually pretty warm. I was actually, um,
998 sweating, um, while I was in the surveillance. It was actually really warm. So
999 when he a- when he walked outside with that huge jacket, I made sure that
1000 everybody knew that he was wearing a oversized jacket, um, with a hood and
1001 hat and sunglasses. He look li- like I said, it looked like he was going
1002 snowboarding.
1003
1004 Q: Okay. Um, is there anything that me and you haven't covered, um, that you
1005 think would, uh, is important? Or do you think we've pretty much covered it
1006 blow-by-blow here?
1007
1008 A: Yeah, I'm - I'm hoping I remembered it as well. I hope I remember -
1009 anything - something later. If I do, I'll make sure I contact you. Um, your u-
1010 I mean, are you - I know you done this. So it happened fast. And I don't - I -
1011 I wish I could remember exactly what they were saying...
1012
1013 Q: Mm-hm.
1014
1015 A: ...'cause I know they were yell - I know Sergeant McCoy and Sergeant Whitt
1016 were yelling at him.
1017
1018 Q: Okay.
1019
1020 A: I know for a fact. But I was - I think I was so worried about getting out of my
1021 car or around my door trying to get to some - a little bit of cover, um, as I saw
1022 the - the weapon come out. I just can't remember what they s- they were
1023 saying. I know I yelled, "Police." And I know I yelled, "Gun."
1024
1025 Q: And how long do you think it was - and you - at least - or what it seemed like
1026 to you from the time you exited your car to the time the shooting occurs?
1027
1028 A: Instantly.
1029
1030 Q: Like...
1031

1032 A: As I broke the plane of my driver's door, as the door went open and I went
1033 around to - to basically be in full view of the suspect, I wa- I'd be - like I said,
1034 I yelled, "Police," as I was getting out. I yelled, "Police," uh, I think I yelled,
1035 "Police," again as I came around my door. And I saw - I looked. I said, "He's
1036 got a gun." I yelled, "Gun, gun, gun." And it was ins- it wa- at that time, they
1037 didn't - they didn't observe the gun when I was yelling, "Gun." They had ar-
1038 you could tell they had already seen it. And I believe they had already seen it.
1039 They saw it with their own eyes, and they engaged.
1040
1041 Q: Okay.
1042
1043 A: So it was - it was instant.
1044
1045 Q: So everything happened real - real quick?
1046
1047 A: Two seconds.
1048
1049 Q: Okay. Okay and, um, nobody else was injured out there that you know of as
1050 far as, uh, civilians standing around or by the houses? Did you notice other
1051 people outside during this thing that may have seen it?
1052
1053 A: The only people - when I looked around to make sure that everybody was
1054 okay and I looked around, the only people I saw was the house just north of,
1055 um, just north of, uh, where the incident occurred. There were four or five
1056 male adults standing out in the driveway. Um, and as soon as - and they
1057 observed the sh- the, uh, incident. And they never left. They stayed outside.
1058 And they were instantly contacted, uh, within maybe 30 seconds by, uh,
1059 Officer Stennett. And then, um, obviously, all that information was passed
1060 on.
1061
1062 Q: And that was the house that, uh, I don't know if you saw me send Detective,
1063 uh, (Cobb) and (Simons) over to contact - that's the same house?
1064
1065 A: Yes, sir. Yes, sir. When I - when I went - as I was there, uh, Officer (Angulo)
1066 - I saw Detective (Cobb), um, at that address where I saw those witnesses.
1067
1068 Q: Okay and - and you didn't notice anybody else that I would need to contact, at
1069 least as far as you noticed at the time?
1070
1071 A: I did, uh, almost like a safety s- like a perimeter, like, safety sweep kinda
1072 looking around to make sure is - everybody is okay. And I kinda looked
1073 around. And I didn't notice anybody else outside except for those...
1074
1075 Q: Okay.
1076

1077 A: ...uh, um, witnesses we talked about.
1078
1079 Q: Okay. I'm sorry, you - what kinda gun you had in your car? Was [REDACTED]
1080 you s- is that what you said?
1081
1082 A: Uh...
1083
1084 Q: What it called?
1085
1086 A: [REDACTED]
1087
1088
1089 Q: That was in a gun case in, uh, your...
1090
1091 A: Yes, it's in a...
1092
1093 Q: ...passenger...
1094
1095 A: ...soft gun case in the [REDACTED] with all my tactical gear.
1096
1097 Q: Okay. Okay well, I can't really think of anything else, um, to ask you. Do
1098 you have any questions for me?
1099
1100 A: No, thank you.
1101
1102 Q: Okay it's, uh, 6:44. And that will conclude, uh, this interview with, uh,
1103 Officer Smith.
1104
1105
1106 This transcript has been reviewed with the audio recording submitted and it is an accurate
1107 transcription.
1108 Signed 