

SUPPLEMENTAL REPORT

Date Prepared: 03-08-13

1. Original File No. P13026517	2.	3. Off ID 203	4. Dist.	5. Crime-Ct.	6. Crime-Ct.	7. Crime-Ct.	8. Date/Time Occurred 022513/2049	9. Day 2				
10. 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) 7911 Arlington Avenue, Riverside							18. Type of Place Apartment Complex					
For ID USE: V = Victim, I = Informant, W = Witness, O = Other												
19. ID: V	20. Last Name - First - Middle (Firm Name if Business) Officer Cory Oakes # 1570						21. Race - Sex WM	22. DOB				
23. Residence Address			24. Business or School Address RPD Patrol Officer			25. Home Phone	26. Bus. Phone					
27. ID: V	28. Last Name - First - Middle (Firm Name if Business) Officer K. Wilder # 1629						29. Race - Sex WM	30. DOB				
31. Residence Address			32. Business or School Address RPD Patrol Officer			33. Home Phone	34. Bus. Phone					
S I C M P T	35. LAST Name - First - Middle Ciaramella, Lorenzo Joseph			36. Race - Sex WM	37. Age 39	38. Ht. 6'7	39. Wt. 465	40. Hr Bro	41. Eyes Blu	42. DOB or ID 09-04-73	43. Arrested <input type="checkbox"/> Yes <input type="checkbox"/> No	
	44. Address - Clothing - Other Marks or Identifying Characteristics 9547 Hayes St., Riverside, (Deceased)											
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 I C M P T	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 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

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

60. Originally Reported Offenses (Code - Crime) (1) OIS (2) 245(c) PC	61. Original Offenses Changed to (Code - Crime) (1) (2)	58. Stolen Auto Value ASP: \$
		59. Recovered Auto Value A2 \$

62. Narrative of Supplemental Report
Interview with witness officer- Officer Scott Borngrebe

Reporting Officer
Det. M. Medici

Reviewed By
[Signature]

COPIES TO

VCLO ()

ACTIONS

APR Sent
APR Cncl.
APB Sent
APB Cncl.

DOJ-NCIC
Entered _____
Cncl. _____

ENTERED

Stats	ARBK	ANK
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OIS

File #P13026517
Det. M. Medici #203

Witness Officer:

Officer Scott Borngrebe # 634
Assignment: M-17, DUI Enforcement
18 year veteran with RPD

Interview with Officer Borngrebe:

On 02-26-13 at approximately 0100 hours, I interviewed Officer Scott Borngrebe at the Magnolia Avenue Police Station after the incident in question. The interview was digitally recorded and later downloaded to the server for future reference.

Officer Borngrebe said that on 03-25-13 at approximately 2045 hours, he was on duty and partnered with Officer B. Fast. They were assigned as a DUI Enforcement car driving a marked patrol unit in full police uniform. Officer Fast was driving and Officer Borngrebe was in the front passenger seat. The officers were driving eastbound on Arlington Avenue at Jackson Avenue when they monitored a radio call of a GTA in progress at the Peppertree Apartments at 7911 Arlington Avenue. Officer Borngrebe said upon hearing the call they made a U-turn and were now driving westbound on Arlington at Van Buren. They then heard radio traffic when an officer advised that the suspect was fleeing on foot eastbound through the apartment complex.

Officer Borngrebe said they activated their emergency overhead lights and drove through the intersection at Van Buren and Arlington Avenue. When they entered the parking lot of the Peppertree Apartments Officer Fast made a right turn heading to the east gate of the complex. When they arrived at the east gate the suspect was trying exit the gate driving a gray colored Honda. Officer Borngrebe said he knew it was the suspect based on a description put out on the radio earlier including tattoos on his neck. The suspect attempted to ram the gate to get out of the complex.

Officer Borngrebe said he and Officer Fast were facing directly in front of the suspect. Both Officers exited their patrol car and drew their weapons directing them at the suspect. They gave commands for the suspect to put his hands up but the suspect did not comply. At that point the suspect put his vehicle in reverse and he began to drive backwards inside of the complex to flee from the officers. Officer Borngrebe said he and Officer Fast were getting back in their car when Officer Oakes pulled around in front of them and was now the lead patrol car chasing the suspect through the apartment complex. Officer Borngrebe said the suspect continued to flee backwards through the complex being pursued by both patrol cars. Officer Oakes' patrol car was primary and Officer Borngrebe and Officer Fast patrol car was the second unit in the pursuit.

The suspect was heading towards the west gate at approximately 50 miles per hour. Officer Borngrebe heard over the radio that the west gate was blocked by a civilian's car. The suspect vehicle maneuvered in reverse around the vehicle blocking the gate followed by Officer Oakes' patrol car. Officer Borngrebe said he and Officer Fast created distance and stayed back approximately 50' or so to see what the suspect was going to do. Officer Borngrebe said he heard a collision. He drew his weapon again and he ran up to the west gate to see what the suspect was doing. At that point Officer Borngrebe saw the suspect vehicle accelerate and ram Officer Oakes' patrol car. At that point Officer Borngrebe described Officer Oakes sitting in the driver seat of his patrol car when his driver's door was impacted by the suspect's car. Oakes fired approximately 6 rounds from his duty weapon at the suspect's windshield from a seated

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Det. M. Medici #203

position in the driver's seat. Officer Borgrebe said he had his weapon raised towards the suspect and was preparing to fire himself when he saw Officer Fast step right in front of him. Officer Fast moved to his right to engage the suspect and he fired approximately three rounds from his duty weapon. When Officer Fast stepped over to his right he put himself in Officer Borgrebe's line of fire. Officer Borgrebe said he was unable to safely discharge his weapon so he fired no rounds. Officer Borgrebe said when the shooting stopped he saw that the suspect was slumped over the steering wheel and appeared to be incapacitated.

Officer Borgrebe said he then put together an arrest team of four or five officers and they approached the suspect vehicle. They saw an object resembling a small knife or dagger in the suspect's hand. They decided to remove the suspect from the vehicle for officer safety reasons and to assist medical personnel be able to access the suspect easier because of his extremely large size. After the suspect was removed from the car it was determined that the object in his hand was a shaved car key. Officer Borgrebe said the suspect was hit several times by gunshots. Medical aid arrived and transported the suspect away in an ambulance.

For the entire interview with Officer Borgrebe refer to the transcripts included with the case book.

RIVERSIDE POLICE DEPT
Public Records
ROZ 3/31/2014 12:52:42 PM Unauthorized Release Prohibited

INTERVIEW WITH OFC. SCOTT BORNGREBE

Q=Det. Mike Medici

A=Ofc. Scott Borngrebe

1
2
3
4
5
6
7
8
9
10
11
12 Q: Okay this is Detective Mike Medici with, uh, Officer Scott Borngrebe. Uh,
13 Scott spell your last name.

14
15 A: B-O-R-N-G-R-E-B, like boy, E.

16
17 Q: Okay. Uh, this now is February 26, 2013. I have, uh, just about 0100 hours.
18 Um, Scott this occurred - I guess it would be Monday, uh, on the 25th. Uh, I
19 don't remember what time the call came out. It came out at, uh, 2049. Does
20 that sound correct?

21
22 A: Yeah I thought it was around 9 o'clock.

23
24 Q: Okay. I'm gonna let you kind of, uh, tell me what happened at 7911 Arlington
25 and then we'll just fill in the gaps if I have any okay? So...

26
27 A: Mm-hm.

28
29 Q: ...um, give me your unit number first of all.

30
31 A: Um, I was working, uh, with Officer (Fast), uh, under the des- designator of
32 Motor 17.

33
34 Q: Okay. You guys were together then?

35
36 A: Yeah we were in, uh, in a car working a, uh, DUI assignment.

37
38 Q: And what is, um, your ID number?

39
40 A: 634.

41
42 Q: How long have you been with RPD?

43
44 A: Uh, approximately 18 years.

45

46 Q: Okay. You're dressed in full uniform. I assume that's the same uniform you
47 were wearing tonight?
48

49 A: Yes it is.
50

51 Q: The car is marked patrol car, lights - the whole...
52

53 A: Overheard lights -- everything.
54

55 Q: Okay.
56

57 A: Marked black and white.
58

59 Q: Go ahead and tell me. Just run it down to me what happened tonight.
60

61 A: Um, Officer (Fast) and I were traveling, uh, it would be, um, eastbound on
62 Arlington. We had, uh, um, we were coming up c- up on to, uh, let's see
63 where were we at? We were, uh, I think we had just passed Jackson...
64

65 Q: O'Kay.
66

67 A: ...when we heard the call go out of a, uh, subject trying to steal a car at, uh,
68 the Peppertree Apartments.
69

70 Q: 'Kay.
71

72 A: We weren't far so we did a u-turn, uh, proceeded westbound on Arlington.
73 Uh, we had just gotten to Van Buren when we heard another officer reporting
74 that, uh, the suspect was fleeing eastbound through the Peppertree parking lot.
75

76 Q: O'Kay.
77

78 A: Um, we, uh, activated our emergency lights, went through the intersection at
79 Van Buren, um, got to the front of, uh, the Peppertree's which was just a few
80 hundred yards from Van Buren and, um, as Officer (Fast) pulled into the
81 parking lot they were saying that he had gone eastbound through the, um,
82 complex. Officer (Fast) turned right to go to the east gate. As he turned the
83 corner we went head-on with the suspect in the, uh, grey Honda.
84

85 Q: O'Kay.
86

87 A: Um, subject matched the description. Supposed to have tattoos on his neck. I
88 - I definitely saw a tattoo on his neck. Um, I immediately opened my door,
uh, drew my weapon, uh, and ordered the, uh, suspect to show me his hands at

90 which point, uh, it - it appeared that the, uh, suspect had tried to be, uh,
91 ramming the gate trying to get out.

92
93 Q: Okay.

94
95 A: Uh, at that point, um, he went - he threw it in reverse and started to go
96 backwards. Um, I jumped back in the car, um, and shut my door at which
97 point, uh, Officer (Oakes), uh, went around us. Uh, Officer (Fast) was still
98 getting in the car, um, so Officer (Oakes) went around us and was chasing the
99 suspect as he was travelling backwards through the complex. Um, we pulled
100 in behind (Oakes), uh, as the second unit and he - the suspect travelled
101 backwards, uh, throughout the whole complex. Uh, we put out that he was
102 travelling backwards, um, that he was going towards the west gate, at which
103 point we heard another officer tell us that, uh, the west gate was blocked by
104 another vehicle. Um, we pretty much knew we had him boxed in and we'd
105 probably be, you know, doing a felony stop at that point. Uh, as we came
106 upon the west gate I noticed that there was a small gap and, uh, the suspect
107 tried to drive backwards through that. Um, Officer (Oakes) followed him. At
108 that point, uh, fa- uh, Officer (Fast) had - had backed off a little bit not
109 knowing what was gonna happen - leave us some cushion. And, um, as he
110 came up closer to the scene, um, I started to get out of the car. I heard a
111 collision. Um, I tried to run up, uh, I had drawn my weapon again. The, uh,
112 at that point, um, I saw Officer (Oakes)' car, uh, be struck by the, uh, suspect
113 at which point, um, I heard, uh, approximately six rounds from Officer
114 (Oakes), I believe. Uh, he fired, um, on the suspect from a seated position in
115 his patrol car -- from the driver's seat. Um, at that time I went to engage the
116 suspect and, um, it was at that point - there was an officer that was standing
117 near the gate and as Officer (Fast) ran up - I think he was trying to get away -
118 clear himself from the officers so that he can have a - a clear firing lane. And
119 when Officer (Fast) moved to his right, uh, he was in front of me, uh,
120 prevented me from being able to fire...

121
122 Q: O'Kay.

123
124 A: ...uh, at which point I believe Officer (Fast), uh, fired three rounds. Um, and
125 at which point, uh, I moved to my right but at that point I saw the suspect
126 slumped over, uh, to the, uh, center console. Um, I could see that he had been
127 hit several times and it looked to me that he was incapacitated.

128
129 Q: Okay.

130
131 A: Uh, so at that point I did not fire my weapon.

132
133 Q: Okay. My understanding is he was removed from the car or attempted to be
134 removed from the car?

135
136 A: Uh, at the, um, in the aftermath of the shooting, um, I got together an arrest
137 team. Uh, I directed, um, the officers to, you know, approach the vehicle. As
138 we got over there there was a lot of blood. I made sure that they, uh, gloved
139 up. Uh...
140
141 Q: 'Kay.
142
143 A: ...we were trying to get him out 'cause, um, number one, we wanted to make
144 sure he wasn't armed. Somebody had said they'd seen something in his right
145 hand. Um, we did recover a, uh, a - it turned out to be - it was a shaved key.
146
147 Q: I saw it.
148
149 A: However it had been - it had been taped so there was - it looked, um, like it
150 could've been a - I don't know - a dirk or a dagger but...
151
152 Q: Okay.
153
154 A: ...uh, it turned out to be a shaved key. Uh, there was also one in the, uh,
155 ignition itself.
156
157 Q: Okay.
158
159 A: Um, we tried to remove him to, uh, assist medics to be able to get to him.
160 He's a very large man. I would a- I would assume approximately at least 400
161 pounds. Um, so as we pulled him out of the car, um, is when about the time
162 the, uh, AMR unit showed up on scene. Uh, it was very difficult to get him
163 out of the car. It took us a little bit to do that.
164
165 Q: Because of his size?
166
167 A: Because of his size.
168
169 Q: Okay. Um, did anybody cuff him?
170
171 A: Um, I don't believe so.
172
173 Q: Okay. But you managed to get him out of the car?
174
175 A: Yes.
176
177 Q: Okay. How soon after if you know and - and estimate's fine b- before the, uh,
178 medical unit arrived?
179

180 A: Um, minutes.

181
182 Q: Okay. So it's fairly quickly then?

183
184 A: Yes.

185
186 Q: Um, suspect say anything?

187
188 A: No. Um, while we were trying to get him out, um, I did hear him, uh, breathe
189 heavily, uh, exhale heavily, uh, and try to, you know, inhale just as heavily
190 but, uh, that was the only sound I heard from the suspect.

191
192 Q: Okay. Could you tell, uh, and again I don't want you to guess at anything but
193 could you tell where he was hit on his body? Look like his head, his chest?

194
195 A: Um, I did look. Um, he had been struck, um, the rounds I saw the best were -
196 it looked like his, uh, right side...

197
198 Q: 'Kay.

199
200 A: ...uh, right chest and it looked like he had, uh, been shot in the head.

201
202 Q: Okay. Um, both officers I - I - I guess shot their weapons. Um, do you know
203 - could you tell who shot - was it simultaneously? Did, uh, did Officer
204 (Oakes) shoot before Officer (Fast)? What do you remember?

205
206 A: Um, Officer (Oakes) fired first. I believe that was upon being struck. Um,
207 and then...

208
209 Q: With the suspect's car.

210
211 A: With the suspect's car.

212
213 Q: Okay.

214
215 A: Um, and, uh, like I said I believe I heard six rounds fired from his direction.

216
217 Q: OKay.

218
219 A: Um, and Officer (Fast), um, initiated his string of fire I believe as (Oakes) was
220 still shooting. So...

221
222 Q: In the process of shooting?

223
224 A: Yeah.

225
226 Q: Okay. So relatively close to one another.
227
228 A: They were very close to one another.
229
230 Q: Okay. Um, so I understand where Officer (Oakes) was completely - he was
231 fully seated in the driver's seat of the car?
232
233 A: Yes he was.
234
235 Q: Was the door open?
236
237 A: It was closed.
238
239 Q: Okay. So window was down I take it?
240
241 A: I believe it was.
242
243 Q: Okay. Um...
244
245 A: And at - at - at the conclusion of the shooting, um, the suspect was still behind
246 the wheel. Although he was slumped over I was concerned about (Oakes)
247 being in - in front of the vehicle 'cause the vehicle's still running and I told
248 Officer (Oaks) to back his unit up 'cause that's where the rest of the officers
249 were was where we were.
250
251 Q: Okay.
252
253 A: So I had him back his unit up, uh, so that he was able to exit his vehicle 'cause
254 he was trapped inside the car.
255
256 Q: Okay. He could not have opened that door if - if he stayed in that position?
257
258 A: No he - he could not.
259
260 Q: 'Kay. Yeah I think I heard a voice on the tape talking about reverse or back
261 up or something.
262
263 A: Yeah that was probably me.
264
265 Q: Okay. Um, if you know, and again anything I ask you if you don't know just
266 tell me, uh, uh, because I don't know what you recall and what you don't
267 recall. When Officer (Oakes) was firing the gun could you see the gun
268 extended outside the window?
269

270 A: I don't recall.
271
272 Q: Okay. Okay. But you just know he was in a seated position from the patrol
273 car.
274
275 A: Yes.
276
277 Q: Got rammed, I guess, by the suspect vehicle.
278
279 A: Yes.
280
281 Q: Any idea, um, did you hear engine revving? Did you hear, uh...
282
283 A: Yes.
284
285 Q: Okay.
286
287 A: Yeah.
288
289 Q: So...
290
291 A: The suspect was in - obviously trying to evade in any way possible.
292
293 Q: All right. So moving forward obviously towards the patrol car.
294
295 A: Yes.
296
297 Q: Impacted it clearly. There's damage on it as well. You heard and saw the
298 impact yourself.
299
300 A: I heard and saw the impact.
301
302 Q: Um, Officer (Oakes) fires approximately six rounds in your case, um, what
303 you recall and then Officer (Fast) almost simultaneously fires...
304
305 A: Fires three.
306
307 Q: ...three rounds. Um, reverses the patrol car. You get an arrest team together.
308
309 A: Yes.
310
311 Q: How many people?
312
313 A: Uh, I believe it was four.
314

315 Q: Do you recall who that was?
316
317 A: Maybe five including myself. Um, some of the...
318
319 Q: Or whoever it is you can remember.
320
321 A: ...some of the younger guys.
322
323 Q: Okay.
324
325 A: Yeah.
326
327 Q: Okay. Um, I - I believe the COBAN shows that anyway. Um, so four or five
328 guys clear the car. Standard stuff?
329
330 A: Yes.
331
332 Q: Um, check on the status of - of the suspect. Pull him out of the car.
333
334 A: That's correct.
335
336 Q: Uh, was that pretty much the whole thing?
337
338 A: Yes.
339
340 Q: Okay. When the call came out did you believe it was an in progress call?
341
342 A: Yes.
343
344 Q: Okay. That's - that's how I heard it was portrayed.
345
346 A: It came - it came out as, um, as we were travelling to the call the dispatcher
347 came across and said that the RP lived in the apartment complex and that she
348 gave a description of the subject and said that he was attempting to steal a car.
349
350 Q: Okay. Do you remember the - the burgundy color SUV that was there?
351
352 A: Yes I do.
353
354 Q: Looked like it was blocking in a car. My understanding is the car that he
355 attempted to take originally that started this whole mess. Um, were those
356 people anywhere - did you see civilians anywhere near this?
357
358 A: Um, there were a lot of people out there.
359

360 Q: 'Kay.
361
362 A: Um, and I do remember seeing the red SUV but at that time I didn't know why
363 it was parked - 'cause it wasn't in a parking stall.
364
365 Q: Right.
366
367 A: I didn't know how it got there. I didn't know if - I didn't know if the suspect
368 had also hit that vehicle in an attempt to flee.
369
370 Q: 'Kay.
371
372 A: Um, and I had also overheard one of the officers say that there was another
373 GTA in the parking lot - a duck, um, that had, uh, that he had taken a GTA on
374 earlier in the - in the shift. So I didn't know, you know, if that was involved as
375 well...
376
377 Q: Okay.
378
379 A: ...or not.
380
381 Q: So all you saw was a bunch of cars obviously there and then...
382
383 A: Yes.
384
385 Q: ...uh, this guy driving in reverse and ultimately ends up in - in the shooting.
386
387 A: And then there were civilians out there. Um, I did not speak to any myself but
388 it was - it was a pretty chaotic scene.
389
390 Q: Okay. And that was my next question. You didn't conduct any interviews out
391 there?
392
393 A: No I did not.
394
395 Q: Okay. And - and then ultimately...
396
397 A: Uh, we were busy trying to extract the suspect from the vehicle, make sure
398 that he didn't have any weapons and, uh, try to get him in a position that, uh,
399 medics would be able to work on him when they got there.
400
401 Q: Have you ever seen him before -- the suspect?
402
403 A: I have not.
404

405 Q: Okay.
406
407 A: Um, I do know that there was an incident, uh, several weeks ago of somebody
408 matching his description who, um, fled from an officer -- a large subject, uh,
409 he was like 400 plus pounds. This guy was definitely 400 plus pounds. I
410 don't know aside from that if he matches the description however he's - he is
411 quite large.
412
413 Q: Okay. But you don't have any personal...
414
415 A: I don't have any personal knowledge.
416
417 Q: ...knowledge of him. Okay. All right so, um, basically to sum this up would
418 you say that the officers, um, certainly (Oakes) in his car were in danger by
419 the suspect? Was there an intentional act by the suspect?
420
421 A: Absolutely.
422
423 Q: Okay. Um, you - if you had a shot your intention would have been to protect
424 the officers is that...
425
426 A: Ab- absolutely.
427
428 Q: So n- no, no question.
429
430 A: I was actually p- I was actually prevented from because of other people in the
431 area.
432
433 Q: Okay. All right. Well...
434
435 A: But it was my intention to engage the suspect.
436
437 Q: When you first come into the complex there is a - you turned right I guess,
438 huh?
439
440 A: Yes.
441
442 Q: Okay. Because there is a gate over on that side as well?
443
444 A: That's correct.
445
446 Q: All right. And the west gate is where this all came to an end. Um, that
447 complete drive after you made contact with the suspect initially - that
448 complete drive that he made was in reverse?
449

450 A: The whole drive. The whole probably 3/4 of the complex.
451
452 Q: That's amazing.
453
454 A: He went backwards. Yeah it was - I was surprised that he didn't crash because
455 it's not just a straight shot. I mean, he had to make several turns. He was able
456 to negotiate those turns. Um, crazy.
457
458 Q: Did you make eye contact with him? Well see you...
459
460 A: Yes I did.
461
462 Q: ...you guys would've been forward and he would've been in reverse.
463
464 A: Yes absolutely.
465
466 Q: What - did he make gestures? What was he doing?
467
468 A: Um, the look I saw in his eyes was he was looking for a way out.
469
470 Q: Okay.
471
472 A: And, uh, and it looked to me that he was willing to do whatever it took.
473
474 Q: Okay.
475
476 A: I mean, like I said there were a lot of civilians out there. I didn't see any in the
477 backside of the apartment complex when he was, um, driving backwards but
478 my thoughts were he's either gonna hit a car or he's gonna hit a pedestrian.
479
480 Q: Okay so clearly unsafe driving.
481
482 A: Absolutely.
483
484 Q: I mean I - I can tell that just from the reverse. Um, clear up one more thing
485 for me. You initially got out of the car and you - you were, I guess, point
486 vehicle - first vehicle and then at one point you got out of the car.
487
488 A: Yes.
489
490 Q: Was - that was when he got to the west gate or was that before that?
491
492 A: Um, that was before. That was on the east side.
493
494 Q: On the east side.

495
496 A: East gate.
497
498 Q: Okay.
499
500 A: As soon as we arrived at the complex we turned right, went to the east gate.
501 As we turned the corner he was trying to get out.
502
503 Q: Okay.
504
505 A: Um, I think he had actually hit the gate, bumping it trying to get it to open.
506 And, um, that's when I first got out of the car. He - and we had - we were in
507 the police car, I was in full uniform. He absolutely knew I was a police
508 officer. I was demanding him to show me his hands and that's when he threw
509 it in reverse and...
510
511 Q: And took off from there.
512
513 A: ...and fled.
514
515 Q: Okay. And then, um, (Oakes) managed to just get around you 'cause you, uh,
516 (Fast) wasn't in the car yet.
517
518 A: Correct.
519
520 Q: Uh, and then you guys followed - I guess you followed them in, uh, Officer
521 (Oakes)?
522
523 A: We followed directly behind Officer (Oakes).
524
525 Q: Okay. Can you think of anything else that's, uh, important? It's pretty self-
526 explanatory I think.
527
528 A: Mm-hm.
529
530 Q: You mentioned an officer that was by a wall, um...
531
532 A: Yeah the, uh, there was an officer, um, one of the new officers. I - I believe I
533 heard his name is (Pap).
534
535 Q: Okay.
536
537 A: Uh, he was by the west gate.
538
539 Q: 'Kay.

540
541 A: Um, the reason why Officer (Fast) stepped in front of me, um, preventing me
542 from being able to engage the subject is I think he was trying to get around
543 Officer (Papp) in order for him to engage the suspect. So...
544
545 Q: Okay. So I remember that gate - that west gate. I know where your unit was
546 parked. Um, Officer (Fast) was driving the car. So did he come - was Officer
547 (Fast) closer to the driver's side of the vehicle? I realize he was up by the
548 gate.
549
550 A: Yes.
551
552 Q: But there's a wall there - mailboxes or something right?
553
554 A: Yes.
555
556 Q: Is that where Officer (Fast) was?
557
558 A: Uh, that's where Officer (Pap) was.
559
560 Q: (Pap) was there. Where in relation to that was (Fast)?
561
562 A: Um, he had moved to the right.
563
564 Q: Okay. Okay. So he would've been on (Pap)'s right.
565
566 A: Yes.
567
568 Q: Okay. As - as...
569
570 A: As you're looking at the suspect vehicle.
571
572 Q: ...as we're looking at the suspect vehicle. And then are you then...
573
574 A: I'm on the passenger side of the vehicle so I'm even further to the right.
575
576 Q: Further to the right. Okay.
577
578 A: And the - where the suspect's vehicle was was actually, you know, so if the
579 gate's, you know, on this side it would've been - suspect vehicle was over
580 here, um, after he was trying to get away after, uh, ramming the, uh, police
581 vehicle, um, so it was like I had an angled shot which is why I was prevented
582 from taking a shot because of where Officer (Fast) and Officer (Pap) were.
583

584 Q: Okay. Um, commands. Did anybody - did you hear, did you make any
585 commands?
586

587 A: Uh, I myself made several commands on the east side of the gate. On the west
588 side, um, people were still in the vehicle, uh, and it wasn't until after the initial
589 volley of rounds that, um, I know I had again made commands to the suspect
590 to show his hands but at that point he was slumped over the, uh, center
591 console.
592

593 Q: Okay. Prior to the shots did you hear commands by Officer (Oakes) or (Pap)
594 or anybody?
595

596 A: Uh, direct-...

597

598 Q: If you can remember.
599

600 A: ...directly before?
601

602 Q: Yeah.
603

604 A: Not that I recall.
605

606 Q: Okay. There was a lot going on obviously.
607

608 A: Yeah. I mean, uh, uh, it's - when somebody's ramming your - your car...
609

610 Q: Yeah.
611

612 A: ...and you're in fear for your life it's not like you're yelling, "Stop."
613

614 Q: Yeah. And - and I actually think he did anyway but, um...
615

616 A: I don't recall hearing that. It maybe could have been but...
617

618 Q: Okay. All right. I don't think I can think of anything else at this point. Um,
619 you think of anything else that's important?
620

621 A: Uh, no I thought the officers acted, uh, uh, actually considering the
622 circumstances I think, you know, they showed a lot of restraint up until the
623 point.
624

625 Q: I think so too. I mean, uh, that, uh, him driving backwards could've hurt a lot
626 of people for sure.
627

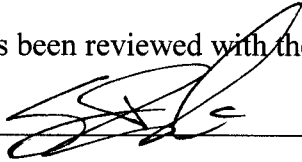
628 A: Yeah.

629
630
631
632
633
634
635

Q: So. All right well I'm gonna stop the tape. Uh, it's about 1:20.

The transcript has been reviewed with the audio recording submitted and it is an accurate transcription.

Signed



04.03.13

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Reviewed 03-27-13

Det. M. Medici