

SUPPLEMENTAL REPORT

Date Prepared: 09/17/13

1. Original File No. P13-133894	2.	3. Off ID 203	4. Dist. E	5. Crime-Ct.	6. Crime-Ct.	7. Crime-Ct.	8. Date/Time Occurred 09/13/13 - 2120	9. Day 7			
10. Date/Time Assigned	11. Date/Time Inv. Start		12. Date/Time Inv. Term.		13. Type Cir. Exc	14. Type Cont. Rec	15. Additional Adults Arr.	16. Additional Juv. Arr.			
17. Address of Occurrence (Street No. - Name - City) 2395 10 th Street, Riverside							18. Type of Place Residence				
For ID USE: V = Victim, I = Informant, W = Witness, O = Other											
19. ID:	20. Last Name - First - Middle (Firm Name if Business)						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 C S U M M A R Y	35. LAST Name - First - Middle Jimenez, Hector E			36. Race - Sex HM	37. Age 50	38. Ht.	39. Wt.	40. Hr	41. Eyes	42. DOB or ID 05/11/63	43. Arrested <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	44. Address - Clothing - Other Marks or Identifying Characteristics 2395 10 th Street, Riverside										
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 C S U M M A R Y	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

Ca	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)				61. Original Offenses Changed to (Code - Crime)				58. Stolen Auto Value ASP: \$ _____	
(1) OIS				(1)				59. Recovered Auto Value A2 \$ _____	
(2)				(2)					

62. Narrative of Supplemental Report
Interview with subject Officer Trevor Childers

Reporting Officer
Det. Medici 203

Reviewed By
[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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Riverside Police Department
Continuation Sheet

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OIS

File #P13-133894
Det. Medici 203 #203

Subject Officer:

Officer Trevor Childers
ID # 1745
Swing Shift
Unit #3917

Officer Childers has been employed with RPD since December 21st, 2013
He was previously employed with RSO (RPDC) for approximately 4 years

Civilian Ride a long

RPD applicant, Steve Johnson (Interviewed by Det. David Smith)

Interview with Officer Childers:

On 09/14/13 at approximately 0515 hours, Detective Ron Sanfilippo and I interviewed Officer Trevor Childers at the Magnolia Police Station in the main Conference Room. Riverside DDA Michelle Paradise was present as well as Attorney Russell Perry who was representing Officer Childers. The following is a brief synopsis of the audio recorded interview. The entire interview will be transcribed at a later date.

Officer Childers said on 09/13/13, at approximately 2100 hours, he was on duty working patrol driving Unit #3917. Officer Childers had a ride along with him (Steve Johnson) who is a current applicant with the Riverside Police Department. Johnson was later interviewed by Detective Dave Smith. Refer to Detective Smith's supplemental police report for details of the interview.

Officer Childers said that before he responded to the call in question he was dispatched to an unrelated 5150 call with Officer O'Farrell. Officer O'Farrell was also on duty working patrol and he was driving a separate patrol car. As additional details about the man with a knife on 10th Street was updated and dispatched over the radio, Officer Childers said he and Officer O'Farrell made a decision to go to the 10th Street call instead to assist.

Officer Childers arrived in the area then drove westbound on 10th Street. He made a northbound turn on Sedgwick and he parked to the front of the house at 2395 10th Street. Officer Childers told Steve Johnson (Ride a long) to wait at the car. Officer Childers said he saw several other officers were already on scene. He saw the subject later identified as Hector Jimenez seated on a bench against the house on the south side. He saw that officers had their handguns drawn and he saw Officer Outlaw in front of the suspect holding a less lethal shotgun.

Officer Childers said he entered the property through the driveway side and he walked up to the west side of the residence where he took a position next to Officer Kauk who was to his immediate right. Officer Childers said he was the last officer in the group of officers on scene and he was closest to the garage door as you're looking at the house from Sedgwick. Officer Childers described the positioning of the officers as being inside the south yard in a semi-circle facing Jimenez.

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Continuation Sheet

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OIS

File #P13-133894
Det. Medici 203 #203

Officer Childers said he saw an officer (Unknown) negotiating with Jimenez telling him to drop the knife several times. Officer Childers said he saw the knife in Jimenez's right hand. K-9 Officer Feimer was there and he and Officer Outlaw made a plan for Officer Outlaw to deploy less lethal prior to sending the K-9 if necessary.

Almost immediately after Officer Outlaw and Officer Feimer spoke and made the plan, Jimenez stood up from the bench and moved towards Officer Childers and Officer Kauk with the knife in his right hand. Officer Childers said he felt Jimenez was going to stab him or Officer Kauk so he fired, "2-rounds" from his duty weapon towards Jimenez. Several other officers also fired simultaneously. Officer Childers said Jimenez fell to the ground and dropped the knife. Officer Childers and Officer Kauk approached Jimenez. Officer Childers kicked the knife away with his left foot then he and Officer Kauk rolled Jimenez over, handcuffed him, and search his pockets. Officer Childers said he found numerous hospital wrist bands and several medication vials in Jimenez's right pants pocket. Officer Childers then said he and assisting officers conducted a safety sweep of the residence because he noted the window on the south side of the house was broken. Officer Childers said no one was inside the house and he did not observe any evidence during the sweep.

For complete details of my interview with Officer Childers refer to the audio recording or the transcripts.

RIVERSIDE POLICE DEPT - INFORMATION REQUESTED
Public Records Act
ROZ 6/5/2015 12:14:54 PM Unauthorized Release Prohibited

INTERVIEW WITH OFC. TREVOR CHILDERS

Q=Det. Mike Medici

Q1=Det. Ron Sanfilippo

A=Ofc. Trevor Childers

A1=Atty. Russell Perry

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4
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10
11
12
13
14 Q: This is Detective Mike Medici, um, I am here in the conference room at the
15 (Mag) Station with uh, Detective Ron Sanfilippo who is the Case Agent. Uh,
16 we have Michelle Paradise from the Riverside DAs Office, and Russell Perry
17 uh, also an Attorney. And, um, why don't you go ahead and just spell your
18 first name, last name, and we'll just start.

19
20 A: My first name's Trevor spelled T-R-E-V-O-R, and my last name's Childers
21 spelled C-H-I-L-D-E-R-S.

22
23 Q: You are a Police Officer with Riverside PD?

24
25 A: Yes sir.

26
27 Q: How long have you been here?

28
29 A: Since December 21st.

30
31 Q: Well welcome.

32
33 A: Thank you.

34
35 Q: What's your ID number?

36
37 A: 1745.

38
39 Q: Any other agencies besides ours?

40
41 A: Yes, I worked for RSO for um, a little over four years.

42
43 Q: What station?

44
45 A: Uh, RPDC.

46
47 Q: Okay. Were you riding alone tonight?
48
49 A: I was actually riding with my ride along, um, he's in the application process
50 with the department, his name's (Steve Johnson).
51
52 Q: Okay. Do you know what unit you guys were in?
53
54 A: I believe we were in 3917.
55
56 Q: Okay, this is a file number for the record P13133894. Uh, it is 5:20 in the
57 morning on September 14th, uh, 2013. Why don't you uh, e- w- let's start
58 with the call came out at 2395 10th Street, correct?
59
60 A: My apologies, go ahead.
61
62 A1: Just, real quick if I may, my client is gonna give a statement uh, today
63 pursuant to the Riverside Police Department Policy uh, 4.8. It's also my
64 understanding that there's maybe some audio or video and that, uh, if there's a
65 subsequent interview, um, I'd like to have a copy of the audio video and that
66 uh, h- my client's gonna give uh, testimony to the best of his memory...
67
68 Q: Okay.
69
70 A1: ...uh, right now.
71
72 Q: Outstanding, all right. Trevor, um, again the address, uh, on 10th Street, you
73 responded to a radio call with other officers. Why don't you just take us
74 through what you heard on the radio call, how you got there and then talk us
75 through it?
76
77 A: Okay, um, prior to um, the 10th Street - 10th and Sedgwick call goin' out, I'd
78 been dispatched to another call in the 220 beat of, uh, uh, I believe it was a
79 415 family. Um, they had some, uh, verbal argument on the phone. Um,
80 Officer O'Farrell and I were dispatched to that call. While we were en route to
81 that call, um, we started getting updates in the text of the call that, uh, it
82 sounded like the - the individual might have s- some altered level of
83 consciousness or perception because she's talkin' about the FBI and people
84 bein' in her room and whatever. Well, while we're en route to that call, this
85 call goes out - the 10th and Sedgwick call, the subject with a knife. Um, what
86 I remember hearing on the radio was, um, uh, something to the effect of, uh,
87 5150 subject armed with a knife. Um, and I heard a couple units en route to
88 that and I heard a SAM unit in ro- or a Sergeant en route to that. And um, so
89 as we were driving down Central toward our call, um, Officer O'Farrell
90 commented to me, "Hey, do you think we should, you know, head over to the

91 Sedgwick call?" And um, at this point I was kind of expecting - because I'd
92 looked at my, um, my map in the, uh, car that showed me the GPS of my
93 partners and I saw that there were two units on scene and the SAM unit was
94 right down the street, and I was kind of expecting to hear, you know, "Code 4
95 you n- cancel the other units," or whatever. Um, didn't hear it, didn't hear
96 anything. Kind of expected to hear something, and so I told him, "Yeah I think
97 we should probably head over that way, you know, if it's nothing then you
98 know, we're not that far away from our call anyways and we can just swing
99 back by." Um, so when we showed up on scene, um, I see, um, several
100 officers standing in what amounted to a semicircle around the subject who
101 was pretty well lit, sitting on a bench in the, uh, fenced in yard of the house.
102 Um, I could tell that a couple of 'em had their firearms drawn. I saw the less
103 lethal shotgun. So I parked my unit, um, directly in front of the house, got
104 outta the car. Um, there was, um, one individual, uh, a Hispanic male um, in
105 the street right directly in front of the house who was n- walking toward the
106 officers, and so I intercepted him and told him, "Sir, you n- you need to go
107 back across the street and wait, uh, across the street," and he said -- and I
108 don't remember what his exact words were, but it was something to the effect
109 of, "That's my" - he might of said uncle, he might of said dad, like, "That's
110 my," so-and-so, um, "he's been drinking, you know, just lemme go talk to
111 him." And I said, "No, you need to go across the street and let us handle this."
112 And, um, eventually w- was able to convince him to walk that way - he started
113 walkin' that way. Um, I started headin' up there, Officer Feimer pulled up and,
114 um, pulled out his uh, K-9. Um, I told my ride along, "Just stay on the other
115 side of the car for cover. Don't come out from behind the car, just stay over
116 here." And I went with Officer Feimer, uh, through the driveway gate into the
117 - the yard area. Um, I, uh, I took a position next to Officer Kauk w- which was
118 - I was basically the, um, farthest north in the yard, and I'm guessing that I
119 was on the north side of the yard just based on my recollection of the yard and
120 how it's laid out, but I was the closest to the garage door. Um, and there were
121 um, n- now, you know, that I was up in the yard I could see there was a taser,
122 I could see that uh, Sergeant Toussaint was there. Um, Officer Feimer took a
123 position with his K-9. Uh, Officer Kauk was directly to my right, and, um,
124 somebody was talking to him. I don't remember who it was, and I - but I
125 thought I remembered them saying somethin' to the effect of "Drop the knife."
126 Um, while they're te- while they're you know, talking to him, I - I wasn't
127 paying too much attention to the conversation. I had my - my weapon drawn,
128 um, at a low ready position. I had my tac light on, um, illuminating the subject
129 and the knife that I now saw was in his right hand. Um, while the, uh,
130 whoever it was that was talking to him, while they were talking to him, I
131 heard Officer Feimer start to, uh, start to talk to, um, Officer Outlaw, who
132 was, um, armed with the less lethal shotgun, and they started to develop some
133 kind of a plan um, for takin' this guy down. I think he may have said
134 something like, um, "If the guy gets up or if he tries to go back in the house,
135 hit him with a couple rounds of less lethal and I'm gonna let the dog go."

136 Almost immediately after those words were spoken, it seemed like the subject
137 all of a sudden was - was on his feet and lunging towards Officer Kauk and I.
138 Um, so from that low ready position I fired what I believe may have been two
139 rounds, I'm not sure, um, and several other officers fired. Um, uh, the subject
140 went to the ground. Um, we kept our - our weapons, um, kept our weapons up
141 at the ready for a moment. Um, Officer Kauk and I discussed a plan that we
142 were gonna go up and get the knife, so the two of us went up. I placed my left
143 foot on the knife and dragged the foot across the concrete which drug the
144 knife away from the suspect. Um, once we got the knife away, we gloved up,
145 uh, prepared to make contact with him, rolled him over onto his stomach,
146 placed him in handcuffs, and conducted a pat down search of his person for
147 any additional weapons. Um, Officer Kauk was searching lower extremities, I
148 was searching waist, um, and pockets, and found a, uh, a couple of pill bottles
149 in his, um, right pants pocket. Um, after the subject was taken into custody,
150 uh, we conducted a safety sweep and, um -- kind of a safety sweep, kind of a
151 welfare check I guess you could say, 'cause we noticed that somehow or
152 another the window that was directly behind the subject had gotten broken and
153 we weren't sure if it was from a - a handgun round or a less lethal, or how it
154 got broken -- so we conducted a safety sweep of the residence just to make
155 sure that there was no injured people inside. Uh, found nothing inside, came
156 back outside and awaited, uh, additional officers and medical to respond.

157
158 Q: You found nothing inside, including people?

159
160 A: I- a- n- that's what I meant. We didn't find anyone inside the residence when
161 we did the sweep. There was nobody inside the residence, there was nobody
162 injured inside the residence. I looked for evidence of the path of the bullet,
163 um, but found nothing. I mean, and I didn't look too much into it, but I did
164 look around thinking possibly it was a beanbag round.

165
166 Q: Yeah.

167
168 A: I didn't find a beanbag round. We didn't find any additional bullet holes, uh,
169 so I assumed that perhaps a beanbag round had glanced off of the window and
170 broke it.

171
172 Q: As you're responding to the scene, is there any additional information that's,
173 uh, given to you over the air?

174
175 A: Um...

176
177 Q: Or updated information?

178
179 A: That I was, um, that I was aware of at the time? No. Um, as I was responding
180 to the scene, I heard the initial radio traffic about a 5150 subject armed with a

181 knife and, um, and, you know, I knew that there were three units down the
182 hill. Uh, Officer O'Farrell and I were gonna go handle our call, we were gonna
183 let them handle theirs, and then when I didn't hear anything from them after a
184 while, uh, we decided to head that way. But I didn't - if there was additional,
185 um, radio information given, I didn't hear it.

187 Q: Are you familiar with the suspect or the house?

188 A: No.

191 Q: Never seen him before?

193 A: N...

195 Q: Any officers on the scene before, during, after tell you they had dealt with this
196 guy before?

198 A: Um, not that I can recall. Um, while I was on scene, I really didn't talk to
199 anybody about anything. I mean, you know, I showed up, um, took a position,
200 and then it seemed like it happened - immediately the incident occurred.

202 Q: Where you parked uh, is it on Sedgwick, 10th Street?

204 A: I parked on 10th Street.

206 Q: Facing which direction?

208 A: Facing east.

210 Q: Okay. This, um, person you came in contact with in the middle of the street,
211 that was, uh, that was towards then the 10th Street side?

213 A: Yes.

215 Q: Okay. And then he ultimately did get back?

217 A: The last time I saw him, when I made my initial contact with him and he
218 argued with me a little bit, when I left him, he was walking across the street.

220 Q: So you enter the yard eventually, right?

222 A: Yes.

223 Q: You do that through the driveway side?

225

226 A: Yes.
227
228 Q: And that, uh, and it has a gate on there?
229
230 A: Yes.
231
232 Q: Is that then open?
233
234 A: Um, Officer Feimer grabbed it. It was, uh, a rolling gate and, uh, it was
235 unlocked so he grabbed it and opened it up.
236
237 Q: Okay. And then, uh, at the time that you actually do enter that yard with
238 Officer Feimer, there are additional officers already there?
239
240 A: Yes.
241
242 Q: Do y- and - and again tell me who they were if you remember?
243
244 A: The ones that I remember seeing there when I enter the yard, um, I saw
245 Officer Kauk immediately 'cause he was the first one in my view. Um, I saw
246 Sergeant Toussaint when I walked up, so I knew he was there, um, but I really
247 didn't pay much attention to him once I entered the yard. I knew Officer
248 Quinn was there. Um, I knew Officer Outlaw was there, he was easy to spot
249 because he was holdin' the less lethal shotgun. And then Officer Feimer took a
250 point position. He led our way into the yard so he was in front of me.
251
252 Q: And the suspect when you first lay eyes on him is standing or sitting where?
253
254 A: He's seated on the, um, it's like a little, uh, ah, I guess you could call it a park
255 bench or a garden bench, uh, which is in front of, uh, a window on the south
256 side of the house. The bench was kind of, um, the way I remember it is that
257 the bench was slightly canted away from the house so that it wasn't sitting
258 flush against the house, it was kinda slightly canted away. 'Cause while he's
259 seated on that bench, I felt like i- he was like facing me, and if it was flush
260 against the house then he would of been facing south and I would've seen his
261 right side.
262
263 Q: Does he before the shooting occurs, does the suspect move at all or is he still
264 in that - is he always in w- seated where he is?
265
266 A: From the time that I arrived on scene until the time that the shooting occurred
267 he remained seated. He was kinda moving around and looking around. Um,
268 dur- during the time that I was there, I didn't see him, you know, doing
269 anything other than sitting there holding the knife in his right hand and then
270 kind of just looking around at the officers.

271
272 Q: At that point is he injured, cut, bleeding?
273
274 A: Not that I could see. Um, I - but like I said, you know, the tunnel vision it
275 kinda started to set in. I was focused on the knife, um, and uh, I wasn't payin'
276 attention to too much else.
277
278 Q: Is he having any conversation with any of the officers or yourself?
279
280 A: Uh, I didn't say anything while I was there because, um, somebody else was
281 talking, and it's always been my experience that you don't try and overwhelm
282 people with too many, uh, commands at the same time. So if somebody else is
283 talkin' I'm gonna let 'em talk. Um, before he stood up he said something, but I
284 couldn't recall at all what it was that he said before he stood up.
285
286 Q: And how far away are you at that point where there's a conversation and he
287 stands up?
288
289 A: Um, I would say at that point I'm somewhere between, I'd call it about 15',
290 ten or 15' away from him.
291
292 Q: Is that approximately the same distance as the other officers out there?
293
294 A: Yeah I - I think we were all pretty evenly spaced. We were all in somewhat of
295 a semicircle around him and we all had about the same, uh, distance between
296 us and the subject.
297
298 Q: The lighting is obviously nighttime and you had some type of tactical light or
299 was it...
300
301 A: It was...
302
303 Q: ...a regular flashlight? What...
304
305 A: ...it was the t- it was the weapon light on my gun.
306
307 Q: And you also mentioned other e- some others had lights or it was lit
308 somehow?
309
310 A: I know there were other flashlights on and because mine wasn't the only
311 light. Um, I don't remember if the other officers - I remember one officer
312 using a flashlight. I don't remember which officer that was, I just remember
313 seeing a flashlight. Um, but I couldn't tell you who was usin' weapon lights or
314 flashlights or anything like that.
315

- 316 Q: So when you arrive e- roughly how much time are we talkin' be- between
317 when you arrived and the shooting actually occurs? Approximately?
318
- 319 A: Oh, man, um, minutes, two minutes...
320
- 321 Q: Okay.
322
- 323 A: ...three minutes.
324
- 325 Q: And how long do you think, uh, the officers had been on scene before you got
326 there? Again, just rough?
327
- 328 A: Well I know that they were on scene when I started checking my MDC which
329 was about the area of Central and El Cerrito when I had looked at my MDC.
330 And just the drive time alone, 'cause i- I you know I wasn't in any - I didn't
331 think I was responding to any kind of an emergency situation, so I waited for
332 lights. I, you know, went with the flow of traffic, um, and just arrived on
333 scene as I normally would've. So, I mean at least from the time that I started
334 paying attention to the fact that they were there until the time that I arrived,
335 uh, it was probably three or four minutes.
- 337 Q: And then this plan, um, o- o- or at least discussion about the less lethal being
338 deployed and the K-9 being deployed and all that other stuff, uh, immediately
339 following that was the incident, the shooting...
340
- 341 A: Yeah.
342
- 343 Q: ... (unintelligible)?
344
- 345 A: It was like i- o- it almost in my mind it seemed like it was almost
346 simultaneous.
347
- 348 Q: And as far as the other rounds that you heard go off, can you distinguish
349 between a less lethal that went off and a handgun that went off?
350
- 351 A: N- the - the first couple of shots that I heard -- including my own -- were just
352 deafening. At that point I could barely hear Officer Kauk tryin' to talk to me
353 about goin' up to get the knife.
354
- 355 Q: Could you visually see the less lethal being deployed at all?
356
- 357 A: Not that I could distinguish, no.
358
- 359 Q: Do you know one way or another whether it was even deployed?
360

361 A: I'm assuming, you know, based on the circumstances of the investigation that
362 Officer Outlaw's here and that there were rounds missing from the side saddle
363 of the shotgun he was carrying that he probably deployed it.

364
365 Q: Okay, but you didn't see an impact...

366
367 A: I didn't see it...

368
369 Q: ...(unintelligible)?

370
371 A: ...I didn't hear it, no.

372
373 Q: Okay, so let's - let's talk about, um, your initial, uh, deployment of your
374 handgun. W- what - te- tell me what led you up - your mindset, why you felt
375 you needed to fire. Tell me the sequence, the movement of the suspect...

376
377 A: Um, well just based on the fact that there were so many officers in the yard
378 already, they were already talking to the guy, you know, I kinda started to feel
379 like that this wasn't one of those situations where he just wanted some
380 attention and I figured, okay, this on- this you know, obviously it seems like
381 this is a little bit more serious. Um, when I got into the yard, I see the subject
382 holding he knife. He's got this kind of blank stare to him like he's really not
383 even listening to us it seemed like. Um, I heard somebody talkin' to him tellin'
384 him to drop the knife, wasn't listening to it as far as I could tell, 'cause he's
385 still holding the knife. Um, he said something, and then, um, like just all in
386 one motion stood up and then was already started towards me and Officer
387 Kauk. It seemed like a really quick step, almost like he lunged, um, you know
388 like he was off of his, uh, he was on his feet and coming towards us instantly.
389 And, um...

390
391 Q: Where's the knife at that point? How was it - held...

392
393 A: Right hand's, down - the last time I saw the knife -- 'cause you know, the
394 flashes and everything -- uh, the last time I saw the knife, it was down at his
395 side. Um, I wanna say kind of like by his right hip in his right hand. As he was
396 standing up he kinda had the knife down.

397
398 Q: And he's moving in your direction?

399
400 A: He's coming in the direction - he's coming towards me and Officer Kauk.

401
402 Q: So what's your mindset when you - when you uh, ultimately fire your
403 handgun? That...

405 A: That - I know that - and I - because, you know, I've been trained that, um,
406 subjects on foot with knives can close distances very quickly and I don't have
407 a lotta distance to work with, and I know that reaction time is a lot slower than
408 action time. And so he's on his feet comin' toward me with a knife and I'm
409 thinkin' that either Officer Kauk or myself are possibly in danger -- or any of
410 the other officers, he coulda changed direction -- are in danger of gettin'
411 stabbed, and, uh, and that I wasn't gonna trust that any of the less lethal
412 options were gonna be effective in preventing any of us from getting stabbed.
413 I just wanted to make sure everybody went home.

415 Q: Do you recall Officer Kauk firing?

417 A: I - I don't specifically remember, uh, who fired, I just remember lots of shots.

419 Q: And are you hearing those shots from any specific direction, left of you, right
420 of you?

422 A: All - they're all to the right of me because everybody was to the right of me. I
423 was the leftmost.

425 Q: Any separation between the shots other than um...

427 A: Unintelligible...

429 Q: Is it a volley of shots?

431 A: It - i- it was all pretty consistent volley of shots.

433 Q: What happened when that volley of shots was over? Suspect have any
434 conversation, did he move?

436 A: No, he, uh, um, I remember, uh, the first shots that landed on target, he kinda
437 turned away, I wanna say he turned away but I know he - he was moving
438 some way. And then the uh, s- the - the next couple of rounds that I saw hit
439 the target and he just went down and I didn't see him move after that.

441 Q: You mentioned a taser, um, did you see if - who - who had the taser?

443 A: I don't know who was holding the taser. I know based on where everybody
444 was and where I saw the laser coming from that it could've possibly been
445 Officer Quinn or Sergeant Toussaint just based on that area. Um, I - I would
446 assume it was one of those two.

447 Q: You're identifying a taser because of the light?

449

450 A: I saw the - the um, the laser sight on the suspect.
451
452 Q: Okay. Which is a dot?
453
454 A: Red dot.
455
456 Q: Okay. Um, do you know one way or another if the taser was deployed?
457
458 A: Couldn't tell you. I remember looking after he went down to see if there were
459 any taser, you know, wires or probes and I didn't see any. And then after
460 conducting the pat down I didn't see any there either, so I would have to say if
461 it did, it didn't hi- didn't land on target.
462
463 Q: Did you hear anything from the suspect conversation-wise related to his own
464 health, his own wishes, his own, uh, uh, motives?
465
466 A: The - the only conversation that I heard that I was paying attention to -
467 because like I said when I first arrived on scene I was dealing with the
468 individual in the street, and then once I entered the yard I heard that little bit
469 of conversation between one of the officers and the suspect. And then the little
470 bit of conversation between Officer Feimer and Officer Outlaw. And then it
471 happened, I didn't hear anything else.
472
473 Q: Anything related to alcohol, drugs, paraphernalia?
474
475 A: No sir.
476
477 Q: Um, y- you said upon search of him there were some pills or something?
478
479 A: Yeah, I believe Officer Kauk found some pills somewhere in his lower
480 extremities. Mighta been tucked into a sock or something. And then I found,
481 um, three or four pill bottles in his right pants pocket.
482
483 Q: Did you look at 'em? Any idea what they were?
484
485 A: No, I think at that point I just kinda tunnel-visioned out, my hands are still
486 shaking.
487
488 Q: A- a- and the actual handcuffing - the actual hands-on handcuffing, did you do
489 that?
490
491 A: I held one of his hands while Officer Kauk applied the handcuffs.
492

493 Q: So the - the, um, you described a couple steps, I d- I don't - I don't remember
494 how many you said. How many s- n- do you think it was an actual s- forward
495 movement step?
496

497 A: Yeah, he was...

498
499 Q: (Unintelligible).
500

501 A: ...coming toward us um, it was an actual forward movement step, like we
502 mighta caught him in between the first and the second step. I, you know, that's
503 a guess, but based on where he fell and, you know, the lunge th- as he was
504 coming toward us, he was definitely moving toward us when he fell.
505

506 Q: Ron, while I regroup here you got anything?
507

508 Q1: (unintelligible).
509

510 Q: You wanna take just a couple?
511

512 Q1: Sure (unintelligible). You guys wanna do the time?
513

514
515 This transcript has been reviewed with the audio recording submitted and it is an accurate
516 transcription.

517 Signed _____

10/23/13

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