

**INTERVIEW WITH OFC. PAUL MIRANDA**

**Q=Det. Rick Cobb**

**Q1=Man**

**A=Ofc. Paul Miranda**

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12  
13 Q: Okay this is Detective Rick Cobb. It is now July 8 at approximately 12:25  
14 am. This is an interview with Officer Paul Mir-, uh, Miranda. Also present is,  
15 uh, my partner, Detective Rick Wheeler. Um, Officer Miranda's attorney, Mr.  
16 Peter Horton. Also present in the room is Deputy District Attorney (Sam  
17 Shouka) and Investigator (Rick Fuentes), excuse me. Okay, um, first of all, I  
18 just want to clarify that, uh, you're chosen to give a - a interview per our  
19 Department policy, is that correct?  
20

21 A: Yes.

22  
23 Q: Regarding the incident that happened tonight?

24  
25 A: Yes.

26  
27 Q: Well actually last night, yesterday. Okay, if you would, basically, first of all,  
28 what unit were you, uh, working tonight? What was your call sign?  
29

30 A: Charles 438.

31  
32 Q: Okay were you a single unit or did you have a partner?

33  
34 A: I had an explorer.

35  
36 Q: Okay. And what unit were you driving?

37  
38 A: I believe it's 3925.

39  
40 Q: Okay. Okay and when you were working, were you in full, uh, Riverside  
41 Police Department uniform?  
42

43 A: Yes.  
44

45 Q: Okay. Um, all right if you would, just kind of take me from when you first  
46 got the call to respond out at the address of 10745 Cypress. Just kind of take  
47 me from the beginning and - and if you would, just take me through the entire  
48 incident.  
49

50 A: Okay. I was driving west on Arlington, uh, approaching La Sierra when, uh,  
51 the call came out. It was dispatched to Officer Putnam and, uh, Espinoza. I  
52 looked on the computer and saw that it was in my beat. I know they sent them  
53 to that call because they're a two-man unit. So I got on the radio and said,  
54 "Show me in route for paper" just in case a call came out and there was paper  
55 to be, uh, taken. Uh, I was first to arrive on scene. As I, uh, um, I took La  
56 Sierra south to Cypress and made a left on Cypress, which is east. And, uh,  
57 when I came to Cypress and Mitchell I believe, that's when I pr- uh, radioed,  
58 uh, or I broadcast it that I was 97 in the area. I parked on the north side, um,  
59 of the, uh, street on Cypress, probably like a house or two down from where  
60 there was a lady that was actually flagging me down. She was outside in the  
61 front, uh, waving - I forgot which hand - but she was waving a hand flagging  
62 me down. Parked my car. Walked up towards her and, uh, asked her, uh, you  
63 know, what the problem was. I immediately saw that, you know, she had a  
64 little bit of blood coming down from her nose. Um, her hair was a mess and  
65 her mascara was coming all the way down, um, her face. And she had just  
66 been crying and she told me that, um, I believe it was her husband or  
67 boyfriend who had just, uh, um, hit her in the face and pulled her hair, over an  
68 argument. Um, because she had found out that he was cheating on her. She  
69 told me that he just got out of jail for, uh, um, a domestic violent inci-  
70 domestic violence incident involving, uh, her and him. Um, so I started  
71 asking, uh, just preliminary questions. 'Cause I was waiting for my back-up.  
72 As I was talking to her, I looked to my left and I saw, um, a man, uh, near a  
73 car that was all the way down the dirt driveway of the house. And she  
74 identified him as her, uh, either boyfriend or husband. Said, "That's the one  
75 who, uh, um, hit me. And he's over there vandalizing my car." Um, I could  
76 see that he was taking stuff out of the, uh, um, the hood of the car was up. I  
77 could see he was taking stuff out of the hood. Like I couldn't make out what  
78 he was taking out. The trunk was open a- also and he was taking stuff out. At  
79 one point he saw me and I saw him. And he - he yelled something at me, but I  
80 - I yelled back, "Hey, I can't hear you, bud." And uh, when he saw me and he  
81 k- kept doing what he was doing, I - that' when I hit my recorder, 'cause I was  
82 like, this doesn't really feel right because here's the police are out here and  
83 she's out here like this and he sees me and he's still doing exactly what he's  
84 doing. Um, so I'm asking her, uh, just basic questions. Um, you know, she  
85 said he hit her in the, uh, face and her nose. Pulled her hair. I asked if he had  
86 any weapons on her - on him, uh, she said no. I asked if he had a gun on him  
87 and she - she told me she didn't think so. Um, I - I asked if he had a knife and  
88 I don't remember her answer, uh, to that question if he had a knife. Um, and  
89 then after I was talking to her a little bit, that's when, uh, partner Officer

90 Espinoza and, uh, Putnam rolled up. Um, they came up and I had, uh, I don't  
91 even remember the lady's first name. I have her, uh, um, stand outside in the  
92 front. We all walk three in a line, with my explorer, uh, in the back of us.

93  
94 Q: Mm-hm.

95  
96 A: Uh, towards the direction of the, uh, um, suspect. About halfway to where he  
97 was at, um, that's when I, uh, I told him, "Hey, come over here. We need to  
98 talk to you." He said something back to us, uh, I don't remember exactly  
99 what he said back, but um, you could tell that he wasn't listening to our  
100 commands. He looked at us, kind of mouthed something off, and I think - I  
101 believe he said, "I didn't do anything." And uh, continued walking, um, east  
102 along the car. Um, and he was doing the same thing he was doing. He had  
103 tools in his hand. They looked like they were, uh, um, a mixture of, uh,  
104 wrenches and, uh, sockets. I asked him to, uh, "to put those, uh, down." And  
105 uh, refused. We kept, uh, walking closer and that's when, uh, um, he pulled a  
106 knife out of his pocket. I don't know which hand he used. I don't know  
107 which pocket it was. Just happened real fast. Put the knife, uh, to his neck.  
108 And uh, that's when he, uh, said, you know, "Do you want me to - I'll just kill  
109 myself" something to that affect. I was trying to downplay it and I just said,  
110 you know, "I don't care, whatever." 'Cause I sometimes do that when I try to  
111 deescalate a situation, I just try to downplay everything so I don't have to get  
112 into anything messy.

113  
114 Q: Mm-hm.

115  
116 A: Um, I heard my partners next to me yelling, um, for him to drop the knife. I  
117 also gave him commands to drop the knife. He - he refused. At one point I  
118 believe took that knife and threw it. Um, uh, to - in back of him. And, uh,  
119 um, that's when, uh, um, a Taser was deployed. I believe it was over my left  
120 shoulder when that Taser was deployed. At the time I didn't see who - who  
121 deployed that Taser. All I heard was a Taser being deployed and the darts  
122 going out. It looked like one of the darts had his upper torso and the other dart  
123 went past him. It looked like he was, you know, shocked for a little bit but it -  
124 it was so fast, um, it didn't really ha- it wasn't effective. I didn't - he picked  
125 up, um, a white metal, uh, stick. But I didn't see him, um, pick up that stick.  
126 Because as soon as that knife came out, um, - backtracking a little bit - as...

127  
128 Q: Mm-hm.

129  
130 A: ...soon as that knife came out, I drew my gun. And my whole focus is - so  
131 everything just went towards him. My whole focus was I'm just - I stood my  
132 ground. There was like a little - like a medium size tree to my right. And I -  
133 I believe my partners went over there to that tree, but there was no really good  
134 cover for me to, uh, to stay at. So I stood where I was at. And my - the thing

135 that was going through my mind is, okay, well he has a knife to his - his neck.  
136 I was worried that he was going to come charging at us with that knife. Um,  
137 so I was focused with my gun, uh, on him. And then, uh, so when he threw  
138 that knife, that Taser was deployed. I saw that it was ineffective, and then all  
139 of a sudden, the next thing I know I saw a metal rod being thrown at us. The  
140 way he threw it, it wasn't like lightly. It wasn't like tossing it. He threw it  
141 like someone throws a baseball. He threw it real hard. And it - it - I'm trying  
142 to remember how exactly it came out, but I think it veered off to the right  
143 when he threw it at me. And then, again, uh, from what I remember, I believe  
144 he threw a second, uh, um, stick. Oh I'm sorry, let me backtrack.

145  
146 Q: Mm-hm.

147  
148 A: I heard...

149  
150 Q: No problem.

151  
152 A: ...I heard that, um, that rod hit the ground. And I heard it, uh, hit the noise  
153 was just like, uh, metal hitting the ground. So at first I didn't know what it  
154 was when he was coming at me, but when it hit the - when it hit the ground I  
155 knew it was metal. The stick was long. Um, so then I, um, what I remember  
156 is another stick was in his hand and he threw that at us. But at the same time,  
157 I had - I believe I was the first shooter. I had shot first. And that's when the  
158 succession of shots, um, from my left, my right, my - I believe all partners -  
159 everyone shot at the scene. And, um, at the time I didn't know how many  
160 shots I fired. Um, I was guessing like four or five, but, um, it was confirmed  
161 that I shot five.

162  
163 Q: Okay.

164  
165 A: Um, I can even demonstrate to you how I shot. And how I...

166  
167 Q: That's okay.

168  
169 A: ...moved.

170  
171 Q: Okay.

172  
173 A: Um, once, uh, when he - when he fell back, there was a, um, a part of the - I  
174 believe it was a house had - had blocked my vision, um, of his upper torso. So  
175 when he fell back, all I saw was his feet. So I had to move pos- walk - and I  
176 was w- as I was walking, I believe I was shooting at the same time. Um, as he  
177 was falling. When I - when I actually saw him on the ground, um, that's when  
178 I stopped firing. I saw - it looked like he was holding his knee with the one  
179 hand and he was saying that he needed water. Um, after that I remember

180 putting on the radio, uh, "Charles 438. Shots fired." Um, and I didn't even  
181 know - it was weird, because I - I didn't even know there was, you know, a  
182 group of people behind us until like a minute later when I turned around and  
183 there's a bunch of people yelling at us. Um, I was trying to take everything in  
184 at the same time, but then the scene got ca- chaotic 'cause a lot of people were  
185 coming out of the woodwork. Um, so once we f- once we got more officers -  
186 I believe is that Officer (Adcox) and, uh, his partner, I forgot who it was. I  
187 went on the, um, driver's side, uh, uh, of - I went onto the driver's side of the  
188 car and I - I held that position. And I looked down, uh, range and I was  
189 covering because there was like a shed or a detached garage. I, uh, I held that  
190 while officers came up and, uh, um, cuffed him. Um.

191  
192 Q: Okay.

193  
194 A: So that's basically, uh...

195  
196 Q: Okay.

197  
198 A: Basically what happened.

199  
200 Q: Well good, I'll - I'll take you back, kind of beginning when you got there.

201  
202 A: Okay.

203  
204 Q: You - again, you immediately - you started talking to the female?

205  
206 A: Yeah.

207  
208 Q: And she said she was basically beat up by this guy?

209  
210 A: Correct.

211  
212 Q: She said she - and she had a bloody nose?

213  
214 A: Correct.

215  
216 Q: Okay well she - did she appear that she was afraid of him?

217  
218 A: Yes she was - she, uh, she was shaken up. She, um, you know, she was just  
219 telling me how he just got out of jail and, um, I don't remember if she told me  
220 she was afraid of him, but just - but by looking at her, her face...

221  
222 Q: That's what I mean by...

223  
224 A: I - I can tell that, you know, she was - she was afraid and...

225  
226 Q: Okay.  
227  
228 A: And she needed our help.  
229  
230 Q: Okay. And you had said earlier that you, uh, you think you asked if he had a  
231 knife on her and you can't remember what she said, uh, on him I mean?  
232  
233 A: Right. I - I believe I asked that. 'Cause I - I always ask questions like...  
234  
235 Q: Sure.  
236  
237 A: ...that, you know, what - if this guy's gonna fight us, you know, basic...  
238  
239 Q: Mm-hm.  
240  
241 A: ...questions like that. Uh, but I don't remember her response.  
242  
243 Q: Okay could - could she have said yes, you just don't remember?  
244  
245 A: Uh, she could have. I ju- I just...  
246  
247 Q: Okay.  
248  
249 A: ...I don't remember.  
250  
251 Q: All right. And then obviously your back-up gets there. You all - the three of  
252 you, plus the explorer - the explorer is behind you.  
253  
254 A: Right.  
255  
256 Q: You start walking up. And it's about half way where you start conversing  
257 with him, but he's not really responding to you?  
258  
259 A: Right.  
260  
261 Q: Okay. And when you - when you finally get to a point, um, where - let me  
262 backtrack. He's by the car, is that correct?  
263  
264 A: Correct.  
265  
266 Q: When you first get - you're - the closest point where you're up to him, what  
267 part of the car is he?  
268  
269 A: He's, uh...

270  
271 Q: Near the trunk or the front? Or...  
272  
273 A: He's closer to the trunk.  
274  
275 Q: Okay.  
276  
277 A: On the, um, right w- wheel well. Is that the...  
278  
279 Q: Yeah I've been...  
280  
281 A: ...(unintelligible).  
282  
283 Q: ...I've been there and I've seen it so.  
284  
285 A: Yeah.  
286  
287 Q: The - the right - if you were looking straight at the car...  
288  
289 A: Mm-hm.  
290  
291 Q: ...he was standing kind of at the right - the rear right tire?  
292  
293 A: Correct.  
294  
295 Q: Which would be the passenger side tire?  
296  
297 A: Yes.  
298  
299 Q: Okay. How - how far are you away from him at - when you first start  
300 conversing with him? Tell him to show his hands and all that?  
301  
302 A: Um, I think like about 30 feet.  
303  
304 Q: Okay.  
305  
306 A: I mean it's easier for me to - if I - if I look at an area...  
307  
308 Q: That's fine, yeah point to something.  
309  
310 A: It's too - too small an area.  
311  
312 Q: Too small?  
313  
314 A: Yeah.

315  
316 Q: And I only want estimates. I'm not going to, you know, I just...  
317  
318 A: Yeah I'm not good at...  
319  
320 Q: You do your best estimate.  
321  
322 A: Yeah. I would say an estimate of 30 feet.  
323  
324 Q: Okay. Uh, at that point, you're - you're asking to s- he's got tools in his hand,  
325 right?  
326  
327 A: I believe it was his right hand that he had them.  
328  
329 Q: Okay and he's not dropping the tools? You guys are asking him?  
330  
331 A: Correct.  
332  
333 Q: And finally he drops the tools and he grabs - where does he grab the knife  
334 from? Do you see - do you see where it comes from?  
335  
336 A: No. It happened - he did it so fast, um, I don't know what pocket or even if it  
337 came from a pocket, or if it was from his belt. Or - I don't know where it  
338 came from.  
339  
340 Q: But do y- can you describe the knife? What type of knife it was?  
341  
342 A: Yeah I believe it had a brown handle and it was like a three to five inch blade.  
343  
344 Q: Was it a fixed knife or a folding, do you remember?  
345  
346 A: I think it was a folding - it looked like it was a folding knife. And, uh, from  
347 what I remember, I think it - I heard that noise where it, you know, comes out.  
348  
349 Q: So you heard - heard the click?  
350  
351 A: Yeah.  
352  
353 Q: Did you s- did you see it by chance his - did you see him unfold it or  
354 anything?  
355  
356 A: No. No.  
357  
358 Q: But you heard a click?  
359



360 A: Yeah.

361

362 Q: Okay. And immediately you saw it was a knife?

363

364 A: Yeah it...

365

366 Q: Puts it right to his throat?

367

368 A: Puts it right to his throat.

369

370 Q: Okay. And when he's - when he's got the knife to his throat, about how - are

371 you closer? Have you - has he gotten closer to...

372

373 A: Yeah.

374

375 Q: ...you, or you to him?

376

377 A: Yeah. We're - we're about where that tree was at. Um, when he had put that

378 - we were walking up and there's like a tree, um, it's like a medium size tree.

379 That's the only way I can explain it. That was on my right-hand side. And as

380 we're walking up, that's when - that's when he, uh, put the knife out and put it

381 to his throat.

382

383 Q: Okay. Obviously you were closer than 30 feet at this point, at least, right?

384

385 A: Yes. Yeah definitely.

386

387 Q: Were you half the distance maybe or?

388

389 A: I was...

390

391 Q: Can you estimate?

392

393 A: If I have an estimate I would say it's probably from - probably from this table

394 to the end of that table.

395

396 Q: Okay.

397

398 A: Yeah.

399

400 Q: So that's - that's not even 20 feet. That's less than 20 feet probably.

401

402 A: It could be even closer.

404 Q: Okay, all right. Um, he's got the knife to his throat. What's he saying at this  
405 point?  
406

407 A: "You want me to kill" - I think he was saying, "You want me to kill myself?"  
408 "I'll just kill myself."  
409

410 Q: And you said - you said earlier you were trying to diffuse the situation, tried to  
411 calm him down?  
412

413 A: Yeah. Yeah that's why I was like, "Bro I don't care," you know, like, "Come  
414 on."  
415

416 Q: And even though you're trying to diffuse the situation, are you concerned for  
417 your safety?  
418

419 A: It just - I narrowed in - I...  
420

421 Q: Mm-hm.  
422

423 A: Once that knife came out and went to his throat it changed everything. Um, I  
424 narrowed in on him. I drew my gun. And I was focused on him now. 'Cause  
425 my concern was, okay yeah he has knife to his throat, but he still can come  
426 with that knife and charge us. And I do know that, you know, it doesn't take  
427 much for him to close the distance from...  
428

429 Q: Right.  
430

431 A: ...you know, me and him with a knife before I even would...  
432

433 Q: You're familiar that he was at - close enough to you where if he charges you...  
434

435 A: Oh yeah, definitely.  
436

437 Q: Okay were you - were you worried about that?  
438

439 A: Absolutely.  
440

441 Q: Were you scared about that?  
442

443 A: Absolutely.  
444

445 Q: Okay. So you've got your gun pointed at you - at him, and he's got the knife  
446 to his throat, is that when he throws the knife?  
447

448 A: Um...

449  
450 Q: And he throws it down?  
451  
452 A: Yeah he throws it - looked like he threw it like - like towards the, uh, um, the  
453 front - the front end of the car. And he threw it down. And then - and then a  
454 pole came into play.  
455  
456 Q: Okay.  
457  
458 A: I didn't even see him pick that pole up.  
459  
460 Q: Did he have the pole in his hand when he got tased? Or had he picked up the  
461 pole yet?  
462  
463 A: I - I don't...  
464  
465 Q: Can you remember?  
466  
467 A: ...I don't remember.  
468  
469 Q: Okay.  
470  
471 A: Yeah. I remember the - I - I re- I mean I remember looking in the tase. It  
472 looked like it was effective for like probably a second.  
473  
474 Q: Mm-hm.  
475  
476 A: But then it di- because the other dart didn't go through, it - it wasn't effective  
477 and then I don't remember him picking up a pole or if he had it in his hand. I  
478 do remember him throwing it at us.  
479  
480 Q: And he threw - and he threw it directly at you, he was trying to throw it at  
481 you, is that...  
482  
483 A: Yeah.  
484  
485 Q: ...correct?  
486  
487 A: That's how I felt it was.  
488  
489 Q: Okay.  
490  
491 A: It came - he threw it like a baseball.  
492  
493 Q: Which hand did he have it in? Do you remember?

494  
495 A: I believe it was his left, but I could be wrong.  
496  
497 Q: Okay, you're not sure?  
498  
499 A: I'm not sure.  
500  
501 Q: Okay, that's fine. Um, so he throws and - and you di- you described earlier,  
502 you got up and you basically did like he was throwing a baseball?  
503  
504 A: Yeah.  
505  
506 Q: And he threw it that hard at you?  
507  
508 A: Yeah.  
509  
510 Q: Okay. And it just whizzed by your - your right side?  
511  
512 A: Yeah it, I believe it curved over to the right side and hi- and hit the ground and  
513 that's when I heard the clink.  
514  
515 Q: Could you hear it whizz by you?  
516  
517 A: Uh, I d- I don't even remember hearing the shots.  
518  
519 Q: Okay. No, no, no the...  
520  
521 A: I - I - yeah I'm...  
522  
523 Q: Okay, I got it.  
524  
525 A: ...just saying that...  
526  
527 Q: I understand what you're saying.  
528  
529 A: I...  
530  
531 Q: Okay. But...  
532  
533 A: When - once the knife came out, my senses heightened up like tenfold and I  
534 was like...  
535  
536 Q: And then you...  
537  
538 A: I didn't even - I didn't even know where my partners were at.

539  
540 Q: Right. You're...  
541  
542 A: I knew my explorer was somewhere behind me.  
543  
544 Q: ...focusing on this guy.  
545  
546 A: I didn't know there was people around me. All I...  
547  
548 Q: You're - is it safe to say you're focusing because you're concerned...  
549  
550 A: Yeah I...  
551  
552 Q: ...for your safety?  
553  
554 A: Yeah it's true what they say, you - you zero in and, uh...  
555  
556 Q: Okay. And then you heard the clink, so you knew it was a metal bar?  
557  
558 A: Yeah.  
559  
560 Q: Okay. And then he - he picks up another?  
561  
562 A: He - I - and I didn't see him pick up that - I mean I may have seen it, but for  
563 some reason I can't...  
564  
565 Q: Oh...  
566  
567 A: ...recall it.  
568  
569 Q: ...okay.  
570  
571 A: But yeah I didn't - I don't even remember him picking up another one. I just  
572 remember him, uh, another one and he was...  
573  
574 Q: What did you believe was in his hand?  
575  
576 A: It looked - I - I knew it looked like another pole.  
577  
578 Q: Another pole?  
579  
580 A: Another white pole, just like the one that he threw.  
581  
582 Q: Did you believe it was another metal pole?  
583

584 A: Yes.

585

586 Q: Okay. And he was getting ready to throw it at you again?

587

588 A: From what I recall, I - I thought he did throw it at me. Because it - the time

589 that he had that pole in his hand and I fired, it - it happened all at once.

590

591 Q: Okay.

592

593 A: So I thought that he had thrown that pole at me and that's when I fired off the

594 first round.

595

596 Q: Okay.

597

598 A: So.

599

600 Q: And why do - why did you fire?

601

602 A: Because I feared that that pole can do serious damage to myself or my

603 partners.

604

605 Q: Right.

606

607 A: And, um, you know, even after the first pole I didn't fire a round. But the -

608 and then he was going to do another one and yet he was surrounded by tools.

609 Um, the ta...

610

611 Q: The...

612

613 A: I - I already knew the Taser failed. Um...

614

615 Q: We...

616

617 A: ...I was not going up to him, close to him, because I didn't know what else he

618 had on him or what other weapons he had there.

619

620 Q: Were you trying to defend yourself from that...

621

622 A: I...

623

624 Q: ...pole hitting you again?

625

626 A: Exactly.

627

628 Q: Okay. And so you - did you fire a succession of shots? Do you remember?

629  
630 A: Yeah I - I...  
631  
632 Q: Or did - was there a pause at all?  
633  
634 A: I don't believe I had a pause. I - I remember just - I remember shooting,  
635 shooting, shooting. And as I was shooting I was - I was trying to, um, move  
636 to my left. 'Cause as he was falling down - but I n- I couldn't move to my left  
637 because someone was on my left shoulder.  
638  
639 Q: Okay.  
640  
641 A: And so I didn't want to keep going because crossfire.  
642  
643 Q: And I believe you said earlier, but I want to confirm, you - you had no cover,  
644 correct?  
645  
646 A: No.  
647  
648 Q: He - you didn't - you were out in the open?  
649  
650 A: Yeah. I think - yeah. There - that - that tree was there and I believe Espinoza  
651 and Putnam, uh, were already at that tree.  
652  
653 Q: Okay. But you didn't have anybody between you and...  
654  
655 A: No.  
656  
657 Q: ...him?  
658  
659 A: No. No.  
660  
661 Q: Okay. How - was he advancing towards you at all, while he was doing this?  
662  
663 A: Um, I don't think so. I - I - he was just throwing - he was just throwing...  
664  
665 Q: Okay.  
666  
667 A: ...the poles.  
668  
669 Q: All right.  
670  
671 A: Um.  
672  
673 Q: All right and after you fired, did you see him go down?

674  
675 A: Yes.  
676  
677 Q: Once you fired? And - and explain...  
678  
679 A: Well...  
680  
681 Q: ...again, you fired and then everybody fired also?  
682  
683 A: That's the way it sounded to me. 'Cause I know - I fired off the first round  
684 and then a succession of rounds just kept going. Um, I remember him falling  
685 back. And uh, we - we just kept firing as he's falling back. And then I - I  
686 tried, you know, tried, you know, tried to pie that corner and once I was able  
687 to sneak up and - and see that he was down, then I could see his hands and he  
688 was hold- looked like he was holding his knee.  
689  
690 Q: Okay.  
691  
692 A: So.  
693  
694 Q: But you fired in - in a succession of shots? You're talking a split a sec- just a  
695 second or so?  
696  
697 A: Yeah.  
698  
699 Q: Of - as far as shooting?  
700  
701 A: Yeah.  
702  
703 Q: Right?  
704  
705 A: That's - that's the way I recalled it.  
706  
707 Q: Okay. And then you were the one that - you were one of the ones that put out  
708 on the radio?  
709  
710 A: Yeah I - I put out, uh, "Charles 438. Shots fired." So that's all I put out.  
711  
712 Q: Okay.  
713  
714 A: Yeah.  
715  
716 Q: Do you remember him saying anything else during this whole i- incident?  
717 Was he ever threatening you guys?  
718



719 A: I don't remember. It's hard to - some of - some of the stuff that he's - was  
720 saying to us, it wasn't - couldn't understand what he was saying, but you  
721 could tell he was pissed off.  
722

723 Q: Mm-hm.  
724

725 A: I do remember him saying stuff like, "You know I didn't do anything." Um...  
726

727 Q: Did...  
728

729 A: ...but as far as like coherent sentences and exactly what he said, you know, I  
730 couldn't...  
731

732 Q: But des- and describe his appearance to you? Was he angry, rage?  
733

734 A: Pissed off. Yeah he was - you could tell he was pissed off. He was, uh, upset.  
735 Um, I - I could tell from the beginning just by his body language, um, when  
736 he looked at me and he yelled at me, and I didn't know what he yelled. And  
737 he kept doing what he was doing. Um, I could tell that he was ready, you  
738 know, visibly upset so.  
739

740 Q: And he - he was never backing down from you guys?  
741

742 A: Nope.  
743

744 Q: He was...  
745

746 A: He was ignoring us and - and - in the beginning he was ignoring us and then -  
747 then, you know, he threw those poles.  
748

749 Q: Okay. You got anything offhand?  
750

751 Wheeler: I - just curious if, uh, did the distance change between you and, um, and the  
752 guy when the shooting happened? Or did you - were you guys still under 20  
753 feet, do you think?  
754

755 A: I think w- we were still under 20 feet. Um, I was trying to - I was trying to  
756 move to the left...  
757

758 Wheeler: Right.  
759

760 A: ...and get closer, but at one point I felt somebody was on my left side.  
761

762 Wheeler: Okay.  
763

764 A: And so I - I wasn't going to look over to see who it was...  
765  
766 Wheeler: Mm-hm.  
767  
768 A: ...and, uh, so I just kind of stopped. And then - and then kind of crept up a  
769 little bit more. Um, 'cause I felt the other officers coming and I was able to  
770 go up there and see and, you know, yeah he was, you know, I saw - I saw him  
771 and that's when I stopped firing.  
772  
773 Wheeler: Right.  
774  
775 A: So.  
776  
777 Wheeler: So shoot distance was around 20, but a little less maybe, right?  
778  
779 A: Yeah.  
780  
781 Wheeler: Okay.  
782  
783 A: Yeah.  
784  
785 Wheeler: I think that's about it.  
786  
787 Q: Regard - regard- and let - I just thought of something. Regarding the - the  
788 pipes. You described the first one you actually put your arms out, can you  
789 just - about how...  
790  
791 A: Yeah it was...  
792  
793 Q: ...big that first one was?  
794  
795 A: To me it looked pretty big. It looked like pr- this big.  
796  
797 Q: About three feet?  
798  
799 A: Yeah I would say.  
800  
801 Q: Okay, how about the second one?  
802  
803 A: Couldn't tell. Uh, I pro- I would think it's - I think it's a little bit s- uh,  
804 shorter than the first pipe. Um, I do remember when he was throwing, I  
805 remember the pipe, you know, twirling.  
806  
807 Q: Mm-hm.  
808

809 A: Um, but again, I didn't know what was thrown at me at the beginning until it -  
810 I heard the metal hitting the ground.

811 Q: Okay.

812 A: That's when it...

813 Q: Did you - did you - I asked you if he had said anything to you guys, do you  
814 remember either yourself or the other officers, while he's had this pipes, were  
815 you telling him to drop those? Were you giving him commands the entire  
816 time?

817 A: The only commands, um, I gave him was to drop the knife.

818 Q: Mm-hm.

819 A: Um, the pipe happened so fast, I didn't even have a chance to - to say  
820 anything about the pipe.

821 Q: Okay.

822 A: He threw the pipe and then it - it - I mean it happened so fast. I don't  
823 remember if my partner said anything about the pipes. I - I know for sure they  
824 were telling him, giving him commands about the, uh, knife.

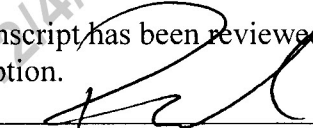
825 Q: Okay. Well, uh, I don't have any other questions. Unless you have something  
826 you might want to add that, uh, I might not of asked you?

827 A: No.

828 Q: No? Okay. If not, I'm going to go ahead and conclude the interview. It is  
829 approximately, uh, 12:47 am.

830

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

833 Signed  2-29-12

Paul MIRANDA