

Riverside PD
CA0331300

SUPPLEMENTAL REPORT

Date Prepared: 9-2-08

1. Original File No. P08126023	2.	3. Off ID 422	4. Dist. W	5. Crime-Ct.	6. Crime-Ct.	7. Crime-Ct.	8. Date/Time Occurred 9-1-08 2000	9. Day 2		
Date/Time Assigned		11. Date/Time Inv. Start		12. Date/Time Inv. Term.		13. Type Clr. ELL	14. Type Cont. REL	15. Additional Adults Arr.	16. Additional Juv. Arr.	
17. Address of Occurrence (Street No. - Name - City) 5807 Yarborough Dr. Riverside, Ca. 92505							18. Type of Place Residence			
For ID USE: V = Victim, I = Informant, W = Witness, O = Other										
19. ID: (W)	20. Last Name - First - Middle (Firm Name if Business) Barringer, Margret Quinonez						21. Race - Sex HF	22. DOB		
23. Residence Address 5807 Yarborough Dr. Riverside, Ca. 92505				24. Business or School Address			25. Home Phone	26. Bus. Phone		
27. (W)	28. Last Name - First - Middle (Firm Name if Business) Serna, Jorge nmn						29. Race - Sex HM	30. DOB		
31. Residence Address 417 W. Boysen Ave. Anaheim, Ca.				32. Business or School Address			33. Home Phone	34. Bus. Phone		
35. LAST Name - First - Middle			36. Race - Sex	37. Age	38. Ht.	39. Wt.	40. Hr.	41. Eyes	42. DOB or ID	43. Arrested <input type="checkbox"/> Yes <input type="checkbox"/> No
44. Address - Clothing - Other Marks or Identifying Characteristics										
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		
46. LAST Name - First - Middle			47. Race - Sex	48. Age	49. Ht.	50. Wt.	51. Hr.	52. Eyes	53. DOB or ID	54. Arrested <input type="checkbox"/> Yes <input type="checkbox"/> No
45. Address - Clothing - Other Marks or Identifying Characteristics										
56. Juv: Other Disp: Juris. <input type="checkbox"/> 2		Juv. Ct. Prob. <input type="checkbox"/> 5		Within Dept. <input type="checkbox"/> 6		Detained <input type="checkbox"/> 1		Not Detained <input type="checkbox"/> 2		

ORIGINALLY REPORTED DOLLAR VALUES ARE CHANGED AS SHOWN BELOW

	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) 664/187 PC Att. Murder on Police Officer					(1)					59. Recovered Auto Value A2 \$	
(2)					(2)						

62. Narrative of Supplemental Report
See Page Two

Reporting Officer
Joe Miera

Reviewed By
SA

COPIES TO

VCLO ()

ACTIONS

APR Sent

APR Cncl.

APB Sent

APB Cncl

DOJ-NCIC

Entered _____

Cncl. _____

ENTERED

Stats	ARBK	ANK
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664/187 PC

Joe Miera #422

File #P08126023
ks**Details:**

On 9-1-08, I responded to the Riverside Police Department Magnolia Ave. station to assist with the interviews of witnesses. Upon arrival I spoke to (W) Barringer and (S) Serna and a summary of their statements are listed below.

(W) Barringer:

(W) Barringer told me she is the mother of Carlos Quinonez Sr. and he has been living with her at the residence of 5807 Yarborough Dr. Riverside, Ca. 92505 for about the last month or so. She stated her son keeps some of his belongings in the garage of the house.

She told me her son was recently arrested for bringing an illegal alien across the border from Mexico. She said prior to her son's arrest, he repossessed vehicles for a living. She said he went to Mexico to attempt to repossess a vehicle when he met a Hispanic male. The male asked her son for a ride across the border from Mexico to the United States. She said when they crossed over the border, they were stopped and her son was arrested and charged by the Federal Government. She said her son was sentenced to 3 years in Federal Prison and was due to turn himself in October of this year. She said her son became depressed when he lost his job and car after his arrest. She also said her son has had a drinking problem in the past.

She told me she hosted a party at her house for Labor Day and invited several family members. She said her son Carlos Sr. was in charge of cooking on the grill in the back yard. She said everything was fine until her grandson "Eddie" came running into the house and told her Carlos Sr. hit him. She said "Eddie" is the younger son of Carlos Sr. and they have had problems in the past. She said Carlos Sr. came running into the house while yelling and screaming. She said several of the family members attempted to calm Carlos Sr. down but he began to assault family members. She said it appeared Carlos Sr. "snapped" as he pushed his family members around the house. At one point it seemed like the family had calmed Carlos Sr. down as they made their way to the garage area. She said Carlos Sr. became angry again so someone called "911" and requested the police respond.

She saw Carlos Sr. pick up what appeared to be a green umbrella case and walk out of the garage. This is when she heard some type of commotion outside. She then heard gunshots and then later saw Carlos Sr. lying in the street. She told me she hoped Carlos Sr. didn't hurt any police officers and she stated the police probably had to do what they did. She also told me she had no knowledge Carlos Sr. had a gun because he is a felon.

Jorge Serna:

(W) Serna told me he was attending the party at 5807 Yarborough Dr. Riverside, Ca. 92505. He stated the party was being hosted by her aunt Margret Barringer. He said Carlos Sr. is his cousin and Carlos Jr. and Eddie are the sons of Carlos Sr. He said he arrived at the party around 2:30 PM.

He said there were no problems at the party until Carlos Sr. asked him where Eddie was. He said Carlos Sr. and Eddie have had problems in the past. He stated this occurred at about 7:20 PM while they were in the back yard. He said Carlos Jr. (Bugsy) then asked him to help carry alcohol to the trunk of his car. Carlos Jr. then asked him to go find Carlos Sr. and have him come to the front of the house. Once he went into the house he told Carlos Sr. to go out front to

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talk to Carlos Jr. He then walked upstairs to use the restroom. Once up stairs, he heard screaming coming from downstairs. He also heard Carlos Sr. yelling, "You scumbag!" He thought Carlos Sr. was yelling at Eddie. (W) Serna stated Carlos Sr. has a temper problem and this has happened in the past. He also stated Carlos Sr. was drinking alcohol during the party.

As he went downstairs, one of the family members handed him Carlos' baby and told him to take the baby out of the house. He originally ran upstairs but thought Carlos Sr. would come upstairs and get him so he ran out of the residence and to the neighbors house across the street. He remained outside but he could see Carlos Sr. and other family members standing in the garage across the street. He said the family members attempted to calm Carlos Sr. down. He then saw Jennifer and her boyfriend Chris arrive at the house. He saw Carlos Sr. punch Chris in the face.

He saw Carlos Jr. attempting to pull something from the top of the garage. He then saw Carlos Sr. holding what he thought was a gun wrapped in a case. He saw two policemen walking towards the house and yell at Carlos Sr. to stop. He saw Carlos Sr. point the gun at the police officers and fire a shot. He saw Carlos Sr. cock the gun and put it in his shoulder and fire a shot. He then ran into the neighbor's house where he heard two other shots.



RIVERSIDE POLICE
Public Release
JPEDROZA Dec 03, 2009 03:35PM UN

INTERVIEW WITH JORGE SERNA

Q=Det. Joe Miera

A=Jorge Serna

1
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3
4
5
6
7
8
9
10
11
12 Q: My name's uh, Joe Miera – I'm a detective with the Riverside Police
13 Department. I'm just gonna start off by getting your name if I – if I may.
14 What's your la- your last name's Serna, S-E-R-N-A? First name?

15
16 A: J – J-O-R-G-E.

17
18 Q: J-O-R-G-E. Middle name?

19
20 A: No middle name.

21
22 Q: Birth date?

23
24 A: [REDACTED]

25
26 Q: Your address?

27
28 A: Four seventeen West Boysen Avenue.

29
30 Q: Spell that for me.

31
32 A: B-O-Y-S-E-N.

33
34 Q: What city is that in?

35
36 A: Anaheim, California, 92805.

37
38 Q: Do you have a contact number?

39
40 A: [REDACTED]

41
42 Q: Okay. What I'm gonna do is just have you tell me what happened tonight.
43 Um, start from – I know you don't live at that house. Just tell me what
44 happened from the time you got there until you ended up here.
45

46 A: I was there the whole day.
47
48 Q: Okay. What time...
49
50 A: Two o'clock.
51
52 Q: Oh, you got there at 2:00 pm?
53
54 A: No, not 2:00 pm. Around uh, 2:30 or 2:40.
55
56 Q: And what was the occasion?
57
58 A: Labor Day, uh, just a cookout, I guess.
59
60 Q: Who do you know that lives there?
61
62 A: My aunt.
63
64 Q: And who's your aunt?
65
66 A: Uh, Margaret.
67
68 Q: Margaret's your aunt?
69
70 A: Yeah.
71
72 Q: Okay, now uh, she's your aunt. Now who else are you related to that was
73 there? So how-how - I mean you - so your dad is...
74
75 A: My mom's her sister.
76
77 Q: Okay, your mom's her sister, and what's your mom's name?
78
79 A: (Maria).
80
81 Q: Was she there?
82
83 A: Yeah.
84
85 Q: (Maria) was there? Okay, tell me what - tell me what happened from the time
86 you got there.
87
88 A: Um, it was real cool until uh, I think he had been drinking a little bit, and he
89 kept asking where (Eddie) was - that's his son.
90

91 Q: Okay. So you guys got there around 2:30, 2:40. Who all was there besides...
92
93 A: Just him...
94
95 Q: Who's "him"?
96
97 A: I mean Carlos.
98
99 Q: Carlos is -- and he is what to you, an uncle?
100
101 A: No, my cousin.
102
103 Q: Oh, he's your cousin? Carlos Sr. Okay, who else?
104
105 A: And uh, Clyde.
106
107 Q: Clyde.
108
109 A: And Margaret.
110
111 Q: Margaret. That's all that was there?
112
113 A: Yeah.
114
115 Q: Originally?
116
117 A: Mm-hm.
118
119 Q: Okay. Okay, where were you guys at?
120
121 A: Um, what do you mean, what...
122
123 Q: Were you in the backyard, in the house?
124
125 A: Uh, when?
126
127 Q: 'Cause you were just saying when Carlos came to you and said, "Where's
128 (Eddie)?"
129
130 A: Oh, it was in the backyard.
131
132 Q: And about what time was that?
133
134 A: Seven twenty or so. Seven twenty to 7:30.
135

136 Q: So he just came up to you and said, "Have you seen (Eddie)? Where's
137 (Eddie)?"
138
139 A: Yeah.
140
141 Q: And who's (Eddie)?
142
143 A: His son.
144
145 Q: Oh, his son? And was he there?
146
147 A: Yeah.
148
149 Q: He was somewhere else, not in the backyard?
150
151 A: He was outside in the front, talking on his cell.
152
153 Q: All right. Okay, then what?
154
155 A: Then uh, (Bugsy) was packing up.
156
157 Q: Who what?
158
159 A: I mean Carlos Jr. - we call him (Bugsy).
160
161 Q: Oh, okay.
162
163 A: He was packing up, and he asked me to take some uh, a box of liquor and he -
164 I took it out and put it in the trunk of the car. And he told me to go get the dad
165 - to go get Carlos. And I told him to go outside, that (Bugsy) uh, wanted to
166 talk to him and then uh, I went upstairs to take a piss, and by the time I like - I
167 hadn't even finished pissing, I-I heard noises.
168
169 Q: What'd you hear?
170
171 A: Screaming - I thought it was laughter.
172
173 Q: Mm-hm.
174
175 A: But it wasn't.
176
177 Q: Okay, who was screaming?
178
179 A: Um, my aunt, my mom. Uh, he was yelling as well, Carlos was. He was like,
180 "Scum bag, shit (unintelligible)," all this stuff.

181
182 Q: Who was he yelling at, just...
183
184 A: I think he was yelling at his son.
185
186 Q: (Eddie)?
187
188 A: Yeah.
189
190 Q: So, let me just back up a little bit. When Carlos came to you and said,
191 "Where's (Eddie)?" what did you say?
192
193 A: I told him he was outside.
194
195 Q: That he was outside?
196
197 A: Yeah.
198
199 Q: And then...
200
201 A: I went - I went out to the car with uh, (Eddie)'s older brother to put in the...
202
203 Q: That's Carlos Jr.?
204
205 A: Yeah.
206
207 Q: Okay. So you - everybody-everybody was getting ready to go home?
208
209 A: Mm-hm.
210
211 Q: Or at least Carlos was?
212
213 A: Yeah.
214
215 Q: Junior?
216
217 A: Yeah.
218
219 Q: So you were helping him load up alcohol into his car?
220
221 A: Yeah.
222
223 Q: And then...
224
225 A: He told me to go get his dad.

226
227 Q: So he said, "Go in, get Carlos"?
228
229 A: Mm-hm.
230
231 Q: And you went inside?
232
233 A: Yeah.
234
235 Q: And then what?
236
237 A: Um, he went outside and I went upstairs.
238
239 Q: So you went and told Carlos, "Hey, Junior wants you out front"?
240
241 A: Mm-hm.
242
243 Q: Okay.
244
245 A: And then I-I went upstairs and uh, took a leak.
246
247 Q: Okay.
248
249 A: And by the time I - I hadn't even come out, that was when it start - I heard
250 uh, yelling and I heard outside first the screaming.
251
252 Q: What did you hear outside?
253
254 A: Carlos yelling at his son. I'm pretty sure he was.
255
256 Q: You thought you heard Carlos yelling at (Eddie)?
257
258 A: Mm-hm.
259
260 Q: What was he yelling?
261
262 A: "Scum bag," and like the typical stuff he'd be saying in that state of mind.
263 Uh, this has happened before.
264
265 Q: Oh, it has?
266
267 A: Yeah.
268
269 Q: Him and (Eddie) don't get along?
270

271 A: Um, no, but uh, like when he gets mad – not with (Eddie), like the last time it
272 happened it was uh, with his uh, wife.
273
274 Q: Oh, really?
275
276 A: Yeah. He just, “Scum bag,” uh, yeah.
277
278 Q: So he has a short temper – Carlos?
279
280 A: No, he’s got a pretty good temper on him, you know. But when he’s drunk,
281 he’s uninhibited.
282
283 Q: Do you think he was drinking tonight?
284
285 A: I think he was drinking just for that reason, so he can like loosen up and uh, he
286 drinks to do whatever he wants.
287
288 Q: Really? So, you heard the screaming out front...
289
290 A: Mm-hm.
291
292 Q: ...and then it moved?
293
294 A: It moved into the house, into the kitchen and outside, the back.
295
296 Q: What – and what did you hear?
297
298 A: Screaming – my mom screaming, my aunt screaming.
299
300 Q: Did you hear what...
301
302 A: Women-women screaming in general.
303
304 Q: Did you hear what they were saying?
305
306 A: My mom – I heard my mom say, “My glasses, my glasses,” so – “No, no,
307 Carlos, no, no.” And I went downstairs and I asked Clyde – I saw Clyde, he
308 was standing there, and I asked him, “What should we do?” and I couldn’t
309 understand him ‘cause he’s like sick or something.
310
311 Q: Mm-hm.
312
313 A: Then that’s when uh, (Millie) – that’s uh, his wife, uh, Carlos’ wife.
314
315 Q: Mm-hm.

316
317 A: It's her mother. She came to me with the baby, uh, his daughter, I mean
318 Carlos' daughter's baby.
319
320 Q: Mm-hm.
321
322 A: And she told me to take it away, so I went upstairs first and then I feel like – I
323 just feel uh, uneasy about staying there. So that's when I went outside. And
324 then I went...
325
326 Q: With the baby or did you take the baby...
327
328 A: Yeah, I took the baby.
329
330 Q: And you went outside?
331
332 A: Yeah.
333
334 Q: And you went to the neighbors' ?
335
336 A: Mm-hm.
337
338 Q: Did you see Carlos Sr. breaking anything, hit anybody?
339
340 A: Um, yeah 'cause I had a pretty good view of the garage, but it was uh, kind of
341 far away as well, but I could tell that he had struck someone. It-it was later
342 on.
343
344 Q: This had moved in-into the garage?
345
346 A: Yeah, it moved outside.
347
348 Q: So originally it was in the living area somewhere?
349
350 A: Mm-hm, and the backyard too.
351
352 Q: Oh, it was in the backyard? So just kind of tell me from when you ran back
353 downstairs, when you heard your aunt and Margaret – I guess Margaret is
354 your aunt, right – and your mom yelling that it was where?
355
356 A: It was in the kitchen.
357
358 Q: In the kitchen, and then where-where did it move to?
359
360 A: No, it was like in the backyard.

361
362 Q: It was in the backyard? So you ran downstairs, right?
363
364 A: Mm-hm. I didn't know what to do so...
365
366 Q: You looked out back...
367
368 A: ...I was scared.
369
370 Q: ...and what was Carlos doing?
371
372 A: I didn't see him.
373
374 Q: Oh, you just heard...
375
376 A: I didn't -- I didn't even go to look 'cause I didn't want to get hurt.
377
378 Q: Right.
379
380 A: So, that's when (Millie) saw me and she was holding the baby.
381
382 Q: Grabbed-- and then where did you go when you ran out the front?
383
384 A: Um, no, I went upstairs first, and that's um, (unintelligible) upstairs. So uh, I
385 went back downstairs, went outside 'cause like I was uh, clear 'cause there
386 was -- there was no one in the house.
387
388 Q: Mm-hm.
389
390 A: So I went outside and I told, uh, (Thomas), uh, the neighbor...
391
392 Q: Mm-hm.
393
394 A: ...to uh, call the cops and he's like, "I think they're already on the way."
395
396 Q: Okay. And then what?
397
398 A: Um, not much happened. They formed outside and they were trying to calm
399 him down.
400
401 Q: Who formed outside?
402
403 A: Everyone.
404
405 Q: The family?

406
407 A: Yeah.
408
409 Q: Now, it-it – your neighbor...
410
411 A: I was just watching from far away.
412
413 Q: Was your neigh- the neighbors across the street or on what...
414
415 A: Directly across the street.
416
417 Q: Directly across the street?
418
419 A: Yeah.
420
421 Q: So were you outside or were you in the house looking through the window
422 or...
423
424 A: I was outside, uh, kind of like hiding behind the truck.
425
426 Q: Okay.
427
428 A: But I could still see uh, I think someone pulled up. That's uh, (Jennifer),
429 Margaret's daughter.
430
431 Q: (Jennifer) pulled up in the car?
432
433 A: Yeah, and she had her uh, husband or her boyfriend or something.
434
435 Q: Do you know who that is?
436
437 A: (Chris).
438
439 Q: (Chris)?
440
441 A: And I think Carlos punched him.
442
443 Q: Did you see that?
444
445 A: Um, not perfectly but I can tell that that's what happened.
446
447 Q: It looked like Carlos had punched (Chris)?
448
449 A: Mm-hm.
450

451 Q: Is Carlos big? I mean is he a big dude or...
452
453 A: Yeah.
454
455 Q: Really? I-I know (Chris) – (Chris) is pretty stout too.
456
457 A: I know, he's like, "Don't start with me dog," you know, "I'll never stop if you
458 start with me now."
459
460 Q: So he was trying to calm Carlos down?
461
462 A: Mm-hm.
463
464 Q: So what-what you saw is all the family members were trying to calm him
465 down? What was being said? What was Carlos yelling, what was...
466
467 A: Um, it was – calm – he was calming down and then he went back up. I also
468 seen (Eddie) leave, 'cause that's who he got in the fight with.
469
470 Q: Mm-hm.
471
472 A: And then (Cindy) came back, and that's (Eddie)'s mom – that's Carlos' wife,
473 and she came across the street 'cause she didn't want him to see her.
474
475 Q: So she came over with you?
476
477 A: Mm-hm.
478
479 Q: Hiding?
480
481 A: Yeah. And uh, she took the baby and she's like, "I want to get uh, do you
482 have the baby? I'm not – I don't want to go in there because he might hurt
483 me." And uh, it escalated to the point where he was uh, cursing God, you
484 know.
485
486 Q: He was doing what?
487
488 A: Cursing God's name?
489
490 Q: Oh, was he?
491
492 A: Yeah. And...
493
494 Q: This was all out in front?
495

496 A: Mm-hm.
497
498 Q: Was the garage door open?
499
500 A: Yes, it was inside the garage.
501
502 Q: Inside the garage? So you could see into the garage?
503
504 A: And then uh, they were trying to pull something out of the top of the garage I
505 think.
506
507 Q: Who was?
508
509 A: (Bugsy) – I think it was (Bugsy). I'm not sure who it was.
510
511 Q: And (Bugsy)'s Carlos Jr.?
512
513 A: Yeah. And uh, next thing I know there's uh, he's got a gun – pulling out a
514 gun and...
515
516 Q: Who was?
517
518 A: Carlos Sr.
519
520 Q: Carlos, you saw him, he had a gun?
521
522 A: Yeah, and then the police – policemen – two policemen approached him and
523 they said, "Well, stop right there," and then he pulls the gun...
524
525 Q: Okay.
526
527 A: ...and he fires it.
528
529 Q: Now you originally saw (Bugsy) reaching up for something...
530
531 A: Yeah.
532
533 Q: ...in the rafters of the garage?
534
535 A: Mm-hm.
536
537 Q: What do you think he was reaching for?
538
539 A: The gun.
540

541 Q: Why was – why was (Bugsy) trying to get it? Was he – and then how did
542 Carlos Sr. get ahold of it?
543
544 A: Um, well it was like – we were talking about this earlier. It was just to uh,
545 (unintelligible), um...
546
547 Q1: Hey. Where are the rest over here?
548
549 A: His mom?
550
551 Q: In the-the next room.
552
553 Q: (Unintelligible)?
554
555 Q1: Yeah.
556
557 Q: Yeah, in the co- in the conference room on the left.
558
559 Q1: There's no one there.
560
561 Q: Oh, someone must have grabbed him then. 'Cause there was one other kid.
562 What was the kid that was in there with you?
563
564 A: (Thomas).
565
566 Q: (Thomas) was in there when I pulled him in.
567
568 Q1: There's no one else though.
569
570 Q: I guess not. You might want to check with him but...
571
572 Q1: All right.
573
574 Q: All right.
575
576 Q1: Thanks a lot.
577
578 Q: Now, you think (Bugsy)...
579
580 A: Yeah, 'cause I heard um, you know, "You're not being a soldier," he was
581 saying that to (Eddie) I think. And then I found that (Carly) had been uh,
582 struck. That's his daughter – Carlos' daughter.
583
584 Q: Carlos Sr.'s daughter?
585

586 A: Yeah.

587

588 Q: Struck by who, him?

589

590 A: Mm-hm.

591

592 Q: Now what-where I'm confused is you're saying that (Bugsy) was reaching up

593 in the rafters?

594

595 A: Yeah.

596

597 Q: Now why do you think he was -- what-was he -- did he get the gun out of that-

598 that rafters?

599

600 A: I'm pretty sure he did.

601

602 Q: And was -- and then what I'm confused is, how did it get from (Bugsy)'s

603 hands to Carlos Sr.'s hands?

604

605 A: He gave it to him I guess.

606

607 Q: Why -- I wonder why he would provide him with a...

608

609 A: Because he enables him, you know, they enable him.

610

611 Q: So Junior -- how would it enable him by Junior giving Senior the gun? I don't

612 know, I'm just -- I'm just trying to figure that part out.

613

614 A: Yeah. Well uh, I guess they both have it in uh, for...

615

616 Q: (Eddie)?

617

618 A: Yeah, I think they were gonna go in and get him.

619

620 Q: Oh, really? Okay now, did you see (Bugsy) hand the shotgun to Carlos Sr.?

621

622 A: No.

623

624 Q: Okay.

625

626 A: By the time uh, he-he was walking out and everything, I guess to leave.

627

628 Q: Who was getting ready to leave?

629

630 A: Uh, well, I saw Carlos leaving.

631
632 Q: Junior?
633
634 A: No, Senior.
635
636 Q: Senior? And he had the rifle in his hands? And where was he leaving to?
637
638 A: I'm not sure.
639
640 Q: You don't know? You saw him coming out of the garage?
641
642 A: He was just walking out and down the street and then uh...
643
644 Q: He had the shotgun or whatever it was?
645
646 A: It was -- it was wrapped up.
647
648 Q: What was it wrapped up in?
649
650 A: I heard it was an umbrella.
651
652 Q: Do you -- you don't know...
653
654 A: It was like a bag.
655
656 Q: Oh, it was like a bag?
657
658 A: Yeah.
659
660 Q: I mean you heard -- I need to know what you saw.
661
662 A: Yeah.
663
664 Q: Looked like a bag?
665
666 A: Mm-hm.
667
668 Q: Okay. And then -- and then what?
669
670 A: And then from far away it kind of does look like an umbrella.
671
672 Q: Okay.
673
674 A: And yeah, he fired the shot and I just ran inside the neighbor's house.
675

676 Q: Did he fire the shot before the officers came, or at what point did he fire a
677 shot?
678
679 A: He fired it at the officers.
680
681 Q: Oh, he did? You saw him shoot at the officers?
682
683 A: Mm-hm.
684
685 Q: How many times did he shoot?
686
687 A: Just once I think.
688
689 Q: Okay. Prior to the officers shooting, what did you hear?
690
691 A: Um...
692
693 Q: Were they giving him commands or...
694
695 A: Yeah.
696
697 Q: What did they say?
698
699 A: Oh, I don't know.
700
701 Q: I mean from the time you came out of the garage and you saw him going
702 down the street...
703
704 A: They just told him to stop.
705
706 Q: ...is there something that you heard?
707
708 A: "Whoa, whoa, whoa, hold on there." And then uh, he just pulled it out and uh,
709 cocked it and fired it.
710
711 Q: What do you mean "cocked it"? I mean - I-I...
712
713 A: (Unintelligible).
714
715 Q: So he racked-racked a round?
716
717 A: Mm-hm.
718
719 Q: And then did you see him put it up to his shoulder or did he...
720

721 A: Yeah.
722
723 Q: ...shoot it from the hip or – he put it up like you were shooting birds?
724
725 A: Yeah.
726
727 Q: Farther...
728
729 A: He was aiming at the officers.
730
731 Q: Okay. So you heard them say...
732
733 A: 'Cause he was aiming at the uh, flashlights.
734
735 Q: Oh, they had their flashlights on?
736
737 A: That's all you could see.
738
739 Q: Now, tell me again what you heard them say?
740
741 A: Um, "Whoa, whoa, whoa, no one's leaving," or something like that. And uh,
742 yeah, that's about it.
743
744 Q: You didn't hear anything else?
745
746 A: No.
747
748 Q: And that's when he raised the gun up, fired a round? And then what did you
749 see or hear?
750
751 A: I just went inside and then I peeked out – one had gone to the top of the house,
752 the second floor and I saw uh, Carlos on the floor, sprawled.
753
754 Q: Did you hear a – after Carlos fired a shot, did you hear other shots?
755
756 A: Yeah.
757
758 Q: How many did you hear?
759
760 A: About two.
761
762 Q: Two? And then you ran upstairs at the neighbors', looked out the window and
763 you could see Carlos on the ground?
764
765 A: Yeah.

766

767 Q: And then what did you hear or see?

768

769 A: Um, I just went back down and uh, tried not to look.

770

771 Q: No?

772

773 A: If uh, like someone was still firing.

774

775 Q: Okay.

776

777 A: 'Cause actually I saw everyone on the floor as well.

778

779 Q: Have you seen uh, Carlos with that gun before?

780

781 A: No.

782

783 Q: No? What about (Bugsy)?

784

785 A: No.

786

787 Q:

788

789 A:

790

791 Q:

792

793 A:

794

795 Q:

796

797 A:

798

799 Q:

800

801 A:

802

803 Q:

804

805 A:

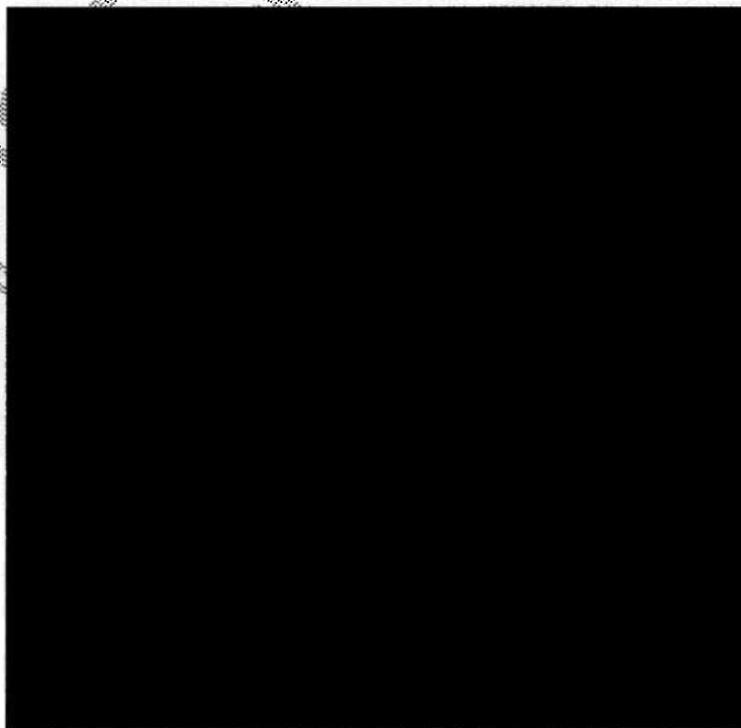
806

807 Q:

808

809 A: Yeah.

810



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811 Q: 'Cause when you said he goes by (Bugsy) – I-I didn't see him. I – does he
812 have a shaved head?

813
814 A: Yeah.

815
816 Q: I thought I saw him in there. Does he have tattoos on his forehead?

817
818 A: Mm-hm.

819
820 Q: What are they?

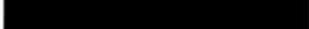
821
822 A: 

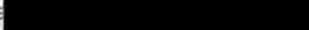
823
824 Q: Oh, is it?

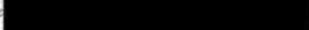
825
826 A: Mm-hm.

827
828 Q: And what did you say it means again?

829
830 A: 

831
832 Q: 

833
834 A: 

835
836 Q: 

837
838 A: Mm-hm.

839
840 Q: Who do they get along with over there, do you know? Or don't get along
841 with? I've never heard of them but I'm not really familiar with a lot of
842 Orange County gangs. 'Cause I know (Chris) is – used to be from here. Who
843 (Chris) is – you know (Chris)?

844
845 A: Yeah, I know him.

846
847 Q: Seen his videos on Myspace?

848
849 A: Yeah.

850
851 Q: On YouTube?

852
853 A: Mm-hm.

854
855 Q: Yeah, I used to chase (Chris) around when he was a youngster.

INTERVIEW WITH JORGE SERNA - Restricted Information
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856
857 A: Oh, yeah?
858
859 Q: Sounds like he's out of that though – last time I talked to him.
860
861 A: Yeah?
862
863 Q: That's what he told me anyway. All right, is there anything else you want to
864 add or anything else you can think of right now? I mean was Carlos just
865 totally out of control and breaking stuff?
866
867 A: Yeah, I think if you had gotten there sooner, before the gun was uh, revealed.
868
869 Q: Mm-hm.
870
871 A: Uh, this whole thing could have been uh, you know.
872
873 Q: Yeah. I don't think anybody called till right towards the end.
874
875 A: Really?
876
877 Q: Yeah. I don't know for sure but...
878
879 A: 'Cause I heard um, people had called as soon as like things got out of hand
880 they were hearing yelling, but uh, I'm not sure...
881
882 Q: So you saw...
883
884 A: I'm not exactly sure when they like called the police.
885
886 Q: You saw Carlos actually...
887
888 A: And it felt like the longest time, you know.
889
890 Q: Yeah, when you're in a thing like that it just seems like forever, when it could
891 have really been only a couple minutes, you know, when you're –
892 everything's running like that. Everything slows down when you're in a
893 situation like that.
894
895 A: Yeah, it was awful.
896
897 Q: Yeah, I'm sure. Okay. Well let me uh, take you back in there and I'll find out
898 if you're gonna be free to go, okay.
899
900

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INTERVIEW WITH MARGARET BARRINGER - Parts 1 & 2

Q=Det. Rick Wheeler

Q1=Det. Joe Miera

A=Margaret Barringer

A1=Clyde Barringer

Q: Let me start out, um, what was your name, start with your last name?

A: Yeah, B as in boy, A-R-R-I-N-G-E-R.

Q: Ah, B-O-U? I'm just gonna start off and just tell me, have you tell me what - what happened tonight? (Unintelligible) kitchen.

A: (Unintelligible).

Q: Okay, go on.

A: (Unintelligible) even with me.

Q: Mm-hm. More like a repo?

A: Yes, yes.

Q: Reposition?

A: Uh-huh.

Q: Uh-huh.

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37 A: (Unintelligible) you know (unintelligible) confiscated everything. You know
38 that he he'd be made. (Unintelligible) phone records show that.
39
40 Q: Mm-hm.
41
42 A: So the guy (unintelligible).
43
44 Q: So he's been living with you for a month?
45
46 A: No, he started (unintelligible). But he was feeling better. He was
47 (unintelligible)...
48
49 Q: Oh, the - that's Los Angeles, right?
50
51 A: Yeah. And you know, he had not drank for (unintelligible). But see and I did
52 not know they were in (unintelligible).
53
54 Q: You - your...
55
56 A: Uh, the 3:30.
57
58 Q: Yeah, who was originally supposed to...
59
60 A: Um, my...
61
62 Q: (Carlos) in-laws?
63
64 A: Yes, uh-huh. (Unintelligible).
65
66 Q: (Carlos) wife?
67
68 A: Yeah, they had not (unintelligible).
69
70 Q: So, (Carlos) son and...
71
72 A: Two sons.
73
74 Q: How old are they?
75
76 A: Oh well, Junior, the one you have (unintelligible) don't know what happened,
77 but one is 26.
78
79 Q: (Carlos) son?
80
81 A: Yes, uh-huh. And (Carlene) the daughter. The daughter.

82
83 Q: (Carlos') daughter?
84
85 A: Yes, (Carlene). She was there. It was dark and um, and all of a sudden she
86 comes (unintelligible)...
87
88 Q: You know, be- be- before that, um, you said they were the original people that
89 came. Who showed up about 4:30? (Unintelligible).
90
91 A: Well, there was uh, there was uh, (unintelligible) or something. Yes.
92
93 Q: One of (Carlos') friends?
94
95 A: And friend, yeah. They (unintelligible) something like that. He was cooking
96 and I don't think he started right away.
97
98 Q: (Carlos) was cooking?
99
100 A: Uh-huh. Yeah, he was...
101
102 Q: He was in charge of the grill?
103
104 A: Yes, he was in charge of the grill. And he was, then he drank several times
105 when he was younger, you know my sons when they were younger, you
106 know?
107
108 Q: Right.
109
110 A: And we don't, like I said, we don't...
111
112 Q: (Carlos) is cooking.
113
114 A: Yeah.
115
116 Q: Guys were all in the backyard?
117
118 A: Well, I was in the kitchen and the in-laws. And my friend and my sister, oh
119 there was a sister here and (unintelligible).
120
121 Q: No, listen, you just tell me what happened?
122
123 A: Okay. Okay, so...
124
125 Q: Which one is that?
126

127 A: The (Eddie). This is...

128

129 Q: And (Carlos)...

130

131 A: This is the one that has been – been referring to him. I didn't see him. He
132 didn't (unintelligible) I don't know how he went in the house?

133

134 Q: Okay, you didn't, just heard?

135

136 A: No, I didn't see.

137

138 Q: (Eddie) told you that (Carlos)...

139

140 A: No. No, he came in the house and (unintelligible) everything was okay.
141 (Unintelligible) was. I not know he – put his daughter on the floor and, you
142 know...

143

144 Q: So he came in the house and he was...

145

146 A: Because everybody wanted to calm him down, you know, we (unintelligible)
147 got in between him because then he says, (unintelligible), I mean you can't
148 have (unintelligible)...

149

150 Q: Alright...

151

152 A: (Unintelligible) he works here and there. I mean, he don't (unintelligible). I
153 don't know if he did this time. Other times he has, you know.

154

155 Q: So, in the past, (Eddie) smarts off to his dad?

156

157 A: Yeah. And of course, you know, with (Carlene) its working better, you know.
158 They were in...

159

160 Q: Well, when he came in – in the ...

161

162 A: Yes, through the kitchen. You know, there is a garage. And then the living
163 room we have a patio where the (unintelligible) got in his way, tried to
164 (unintelligible) special because he had accused him of a pampering him too
165 much, you know, and being.

166

167 Q: Right.

168

169 A: Having them in (unintelligible) he pull the wool over your eyes and I'm not
170 (unintelligible) I was (unintelligible) he says, he says, "You don't know me
171 (unintelligible)." I mean, he was just – you know and we've been having a

172 good relationship. I mean, he's – he's been very respectful, you know. The
173 old Mexican way and...

174

175 Q: Right.

176

177 A: ...he don't – you don't say bad words neither from – he doesn't even smoke
178 or drink. Because he – we grow him up (unintelligible). I mean, you know,
179 with we are traditionally he respect his elders, you know?

180

181 Q: Right.

182

183 A: He does, I don't like him talking nasty or saying the F-word or anything like.
184 He was saying...

185

186 Q: Right.

187

188 A: ...very, uh, he really snapped, you know. I could see his eyes and he didn't
189 even recognize my sister, you know (unintelligible) said (unintelligible).

190

191 Q: Mm-hmm.

192

193 A: She's (unintelligible) wanted to (unintelligible) hear him. Everybody, I mean,
194 he just snapped complete and we tried to subdue him and I think somebody
195 called the policeman.

196

197 Q: Right.

198

199 A: I don't know when they got there, but he was out of it. And we trying to
200 subdue him, all of us, you know, uh. And whoever came his way, I mean, I
201 thought he was going – oh my God, I got – we tried to get him because that
202 poor man is something like my husband. He said, oh my Clyde.

203

204 Q: Mm-hmm.

205

206 A: (Unintelligible) but anyway, he's 72. And – and he goes close to 70 like me.

207

208 Q: Right.

209

210 A: And he got him and he's (unintelligible). His daughter got him and you know,
211 she's (unintelligible).

212

213 Q: (Carlos) threw her down?

214

215 A: Yeah, on the floor.

216

217 Q: Okay.
218
219 A: We don't know.
220
221 Q: Was he drink- do you think -- think he was drinking tonight?
222
223 A: Oh, I think he drank, yeah.
224
225 Q: Really? Did he ever...
226
227 A: I didn't see him, but...
228
229 Q: Did he have a problem before this? A drinking problem?
230
231 A: A long time ago. And that's why he didn't touch because...
232
233 Q: Okay.
234
235 A: ...it caused him, you know...
236
237 Q: Right.
238
239 A: ... (unintelligible) stuff.
240
241 Q: Right.
242
243 A: But uh, you know, he (unintelligible) drinking a beer, you know, I -- I would
244 condone, you know, in a party. I mean, you (unintelligible) there were ways.
245 I mean I was not -- I was not right there with him, but I don't know...
246
247 Q: Okay.
248
249 A: ...what else he drank? You know, if he drank, uh, alcohol or a wine cooler
250 what have you.
251
252 Q: Mm-hmm.
253
254 A: I mean, but I didn't see him. I saw that he had some beer, but I didn't see the
255 alcohol. But somebody say that. I don't -- I don't know what it was. I saw a
256 wine cooler.
257
258 Q: Okay.
259

260 A: But anyway, he snapped completely. I mean, he is (unintelligible). We tried
261 to subdue him and we thought he was calmed down and then we went the
262 garage. And that's when...that's when he got worse.
263
264 Q: What happened?
265
266 A: (Unintelligible) he was – he was calmed down and then I saw that he went
267 down the street. And that's when that – yeah, policeman coming.
268
269 Q: Okay, were you in the garage when he went down the street?
270
271 A: Yeah. I...
272
273 Q: Did you – did he have anything in his hands?
274
275 A: No, he did not have it at that – I mean, I don't – I didn't see him. Because I
276 didn't know he had anything.
277
278 Q: Okay. You don't know of (Carlos) having guns at the house?
279
280 A: No, I did not know.
281
282 Q: 'Cuz it was your house, right?
283
284 A: Yeah, but I was...
285
286 Q: Did he have a car there?
287
288 A: Uh, no. He has a – he has some – some – some (unintelligible) and things, but
289 I did not know that he had...
290
291 Q: Where does he keep his stuff at? In the garage?
292
293 A: Yeah.
294
295 Q: Oh, is he staying in the garage?
296
297 A: Yeah, well no. He's – he keep his thing in there, you know.
298
299 Q: Oh, his things are in the garage?
300
301 A: Yeah (unintelligible) living room. But I didn't know – I mean, he knows
302 better than that. I mean, I didn't go through his things, but I...
303
304 Q: Right, I understand.

305
306 A: ...I assume that he did not.
307
308 Q: Right.
309
310 A: You know, he knows that he's a felon, you know. He's - he used to hiding
311 (unintelligible).
312
313 Q: Right.
314
315 A: (Unintelligible), you know.
316
317 Q: Well, it's not your fault. Okay, once you were in the uh, um, did you
318 (unintelligible) is that for a marathon thing?
319
320 A: Yeah.
321
322 Q: You ran a marathon?
323
324 A: Well, I walk it.
325
326 Q: Oh really?
327
328 A: Yeah.
329
330 Q: Well, good for you. I saw that I was like, "Wow."
331
332 A: Yeah, I had done it for 20 years. It's ...
333
334 Q: Well, that's cool.
335
336 A: ...what keeps me alive I tell you.
337
338 Q: Which marathon is it?
339
340 A: The LA.
341
342 Q: Oh, really?
343
344 A: Yeah.
345
346 Q: Wow, that'd be cool.
347
348 A: (Unintelligible). Yeah and my husband saw me the first year, you know,
349 when it started.

350
351 Q: Mm-hmm.
352
353 A: And then he wishes he (unintelligible).
354
355 Q: Oh, really?
356
357 A: Yeah.
358
359 Q: That's cool. So, once you were in the garage, did you see (Carlos) leave?
360
361 A: Well, he uh, he - he went - they were in the front - they were going to take
362 him away. His son and the girlfriend.
363
364 Q: Okay.
365
366 A: And then somehow, you know, that he got - he got back and I thought he had
367 a (unintelligible) or something to eat.
368
369 Q: Mm-hmm.
370
371 A: But you know, not even my dreams, you know, was you (unintelligible) he
372 was...
373
374 Q: You thought it was an umbrella?
375
376 A: Yeah.
377
378 Q: So you saw him with something when he came back?
379
380 A: No, I saw him.
381
382 Q: I mean, when he walked out of the garage, you thought he got a ride home
383 with his son?
384
385 A: Well, he was gonna (unintelligible) and then he came back real fast and got
386 that one. But I thought it was something that he...
387
388 Q: Oh, he came back...
389
390 A: ...take with him, you know.
391
392 Q: Oh, he came back in the garage and...
393

394 A: Yeah, and then just, you know, as a matter of fact I didn't realize. I mean, I
395 do something during the night (unintelligible) looks like an umbrella, or some,
396 you know, duffle bag or something.
397

398 Q: Right.
399

400 A: And I – you know, I was talking to my husband and to my sister. We were
401 here and trying to protect him not for him not to go and get in his way. You
402 know, we were...
403

404 Q: Mm-hmm.
405

406 A: (Unintelligible) at that time. But the – the significant other of (Carlos) Jr. and
407 him they were going to take him away.
408

409 Q: Mm-hmm.
410

411 A: And then the policeman and I don't know, I guess he came back. We – I
412 don't know if he saw the policeman? There was two policemen walking.
413

414 Q: Mm-hmm.
415

416 A: I didn't even see him in the dark, you know. I didn't think that there were
417 police, you know, there. Before I realized that was – but I – I saw think
418 something (unintelligible). And I didn't never in my dreams, you know, I
419 wasn't thinking...
420

421 Q: Mm-hmm.
422

423 A: ...(unintelligible).
424

425 Q: Right.
426

427 A: You know, why would I ever want to...
428

429 Q: Right.
430

431 A: ...my son to kill somebody. You know...
432

433 Q: I understand.
434

435 A: ...I'm in the nursing profession.
436

437 Q: Right, I understand.
438

439 A: (Unintelligible) never. I would rather have him (unintelligible) somebody was
440 in that position. I don't know.
441
442 Q: Were you outside when he walked down the street?
443
444 A: No. No, I was in the garage this whole time (unintelligible).
445
446 Q: And then – then what happened? Did you hear anything?
447
448 A: I heard a shots.
449
450 Q: Did you hear anything else?
451
452 A: No.
453
454 Q: Nobody yelling? I mean, did you hear a commotion, or?
455
456 A: No, I heard the commotion. I (unintelligible)...
457
458 Q: What did you hear?
459
460 A: I, you know, I – I think I block it out. I'm just – I was so overcome, you
461 know.
462
463 Q: Mm-hmm. I understand.
464
465 A: I just so overcome. I know I saw him lying in the street and I saw a lot
466 (unintelligible) probably had to. Had to shot him.
467
468 Q: How many shots did you hear?
469
470 A: I could not tell you.
471
472 Q: You don't know? Do you think you blacked out, you said?
473
474 A: No, I don't blacked out. I just...
475
476 Q: You know what I mean, you just...
477
478 A: Panicked.
479
480 Q: Right.
481
482 A: I mean, there was a (unintelligible) worst fight parents than you can think of
483 it.

484
485 Q: Yeah.
486
487 A: I mean, I never thought that this was going to happen. I thought I was going
488 to help in his being rehabilitated. That he's - but he was very bitter because
489 that...
490
491 Q: Right.
492
493 A: What happened because the federal people in - instead of blaming on the alien
494 guy and (unintelligible)...
495
496 Q: Right.
497
498 A: (Unintelligible).
499
500 Q: They used - they let him testify against him?
501
502 A: Yeah. And they give him - and they set him up pretty and everything else.
503 They didn't uh, deport him.
504
505 Q: Yeah.
506
507 A: Carlos and now that he was in good for three years.
508
509 Q: Right.
510
511 A: Because he uh, is a (unintelligible) you know a criminal record long time ago.
512 And personally when he (unintelligible) I been through hell and back - excuse
513 the expression, but...
514
515 Q: No, that's alright.
516
517 A: But I have been through hell and back. I even think he wasn't going to be
518 twenty-one.
519
520 Q: Yeah.
521
522 A: I didn't think it was going to make twenty-one but you know, he had such a
523 good mind.
524
525 Q: Right.
526
527 A: That when he went, going to college, you know, he (unintelligible) he made a
528 business and he had a photographic mind.

529

530 Q: Hmm.

531

532 A: I don't know. I mean, when he did good, he did good. Uh, he could probably
533 do - I mean, he do all the (unintelligible) I am so sorry.

534

535 Q: Yeah, I don't think - I don't - I haven't heard of anything like that but...

536

537 A: Oh, good, I hope not.

538

539 Q: No.

540

541 A: And he's probably dead?

542

543 Q: I don't know that either.

544

545 A: You don't know, you cannot tell me?

546

547 Q: They - they didn't tell me.

548

549 A: (Unintelligible).

550

551 Q: I walked in right before you did, so.

552

553 A: You know what?

554

555 Q: I'm sure once they...

556

557 A: I have to find out?

558

559 Q: Right. I will go ask the Sergeant.

560

561 A: Please? Because I'm a (unintelligible) woman. I can take it.

562

563 Q: No, I understand.

564

565 A: I want to know.

566

567 Q: I understand.

568

569 A: You know, I mean, why (unintelligible).

570

571 Q: And then after you heard the shots, did you stay in the house? Did you rush
572 down the street?

573

574 A: Yeah, I could not run because they told us to lie down on the floor.
575
576 Q: Oh.
577
578 A: So the helicopter and the...
579
580 Q: Right.
581
582 A: ...and I mean, they told and he was very — he needed an ambulance.
583
584 Q: Right.
585
586 A: He probably could of survived if — he probably won't, I mean. He was there
587 too long. He was losing blood.
588
589 Q: Mm-hmm.
590
591 A: So I doubt if he's gonna, that he survived going there. I know it. In my heart I
592 feel that he's gone.
593
594 Q: Okay.
595
596 A: So, I just need to the official word.
597
598 Q: Okay.
599
600 A: You know, as a parent.
601
602 Q: Right, I understand.
603
604 A: (Unintelligible) and as a nurse.
605
606 Q: No, I understand.
607
608 A: I know he didn't survive. He waited and it was too long. That last after the
609 shot and then the...
610
611 Q: Mm-hmm. So, when he went down the street, you said you heard a
612 commotion? You didn't — you couldn't tell who was yelling or?
613
614 A: No, you know what? I just know he was — I remember him lying in the street.
615
616 Q: Okay.
617
618 A: And we trying to call the operator. But uh the heli- I mean...

619
620 Q: Did...
621
622 A: ...I don't know if your two officers had backed up in the back. I don't know
623 where their car was?
624
625 Q: Right.
626
627 A: It was dark.
628
629 Q: Do you know who called the police originally? When (Carlos) was...
630
631 A: No, maybe my...
632
633 Q: ...running around the house?
634
635 A: ...husband?
636
637 Q: He might have called?
638
639 A: Yeah. And I'm glad because I want...
640
641 Q: Right, exactly.
642
643 A: ...I mean, I didn't want him to hurt anybody more.
644
645 Q: Right.
646
647 A: He - he snapped, I mean. He...
648
649 Q: Yelling and screaming? Was he breaking stuff in the...
650
651 A: No (unintelligible)...
652
653 Q: ...your house?
654
655 A: He almost got it. He was gonna get uh, a picture. You know, Saint Anthony,
656 but I didn't want (unintelligible) got in front of him, because if he had - he
657 wanted to get things, but we prevent him from doing that.
658
659 Q: Right.
660
661 A: Like he (unintelligible).
662
663 Q: Okay.

664
665 A: And anything and everybody.
666
667 Q: Right. Is there anything you think you want to add right now, or?
668
669 A: No.
670
671 Q: Okay.
672
673 A: I just very am sorry.
674
675 Q: Okay. It's not your fault.
676
677 A: (Unintelligible) somebody got hurt.
678
679 Q: Yeah, it's not your fault.
680
681 A: You know, everybody loves (unintelligible) because he can be very, very
682 charming, you know.
683
684 Q: Right. Alright, let me go step outside for a minute and...
685
686 (Second Part)
687
688 Q: Hey, Margaret.
689
690 A: Yes.
691
692 Q: Hi. I was uh, talking with your husband...
693
694 A: Oh.
695
696 Q: ...earlier. And I think you were talking with my partner, Joe here.
697
698 A: Yeah.
699

700 Q: Um, when I was talking with uh, Clyde, he was saying that at one point you
701 were uh, in the garage, laying face-down in the garage?

702
703 A: Well, they-they-they told us to lie down after the shooting.

704
705 Q: Okay. Who was it that was telling you to lay down? Was it the...

706
707 A: The police.

708
709 Q: The police were?

710
711 A: Yeah, and the helicopter - I don't know, there was a voice, I don't know. So
712 they said - we all were lying down, you know, in the garage and...

713
714 Q: Okay.

715
716 A: And um, all of us, they said, "Lie down and stay there," and I know that
717 Carlos was - and a long time lapsed and we tried to call the ambulance. I
718 know that he not survive. That was a long lapse that he was lying down...

719
720 Q: Mm-hm, okay.

721
722 A: ...in the street.

723
724 Q: Did uh, did you ever see Carlos with a gun at any time?

725
726 A: No-no sir, I didn't because being a fel- a felon, I know. I was telling your
727 partner here.

728

729 Q: Yeah.

730

731 A: That he's waiting to go to a Federal prison.

732

733 Q: Right, that's what Clyde was saying.

734

735 A: But I'll tell you what, he was very despondent because he had just made it,
736 you know, working at the college and...

737

738 Q: Sure.

739

740 A: ...going to school. He wasn't well for about three years. Anyway, he was
741 very, very - I mean he was beaten, I mean to no end, and we're trying to calm
742 him down, you know. He lost everything.

743

744 Q: Okay.

745

746 A: He - they impounded the car.

747

748 Q: Right.

749

750 A: And his bank accounts and all the checks bounce and the whole - anyway,
751 and then they gave the (unintelligible) and they got him into bring him over.

752

753 Q: Mm-hm.

754

755 A: He didn't know him from Adam.

756

757 Q: Sure. Yeah, I know what you mean.

758

759 A: And that's when he made -- and then he...

760

761 Q: But I'll tell you, let me -- and I understand he's got a lot of stuff put on his
762 back.

763

764 A: He was beaten, okay.

765

766 Q: So...

767

768 A: Anyway, we're trying -- he's been living with us and...

769

770 Q: Right. Clyde was telling me about it.

771

772 A: Yeah.

773

774 Q: More-more directly though what I was wanting to know is that Clyde had said
775 you had -- you had told Clyde...

776

777 A: Mm-hm.

778

779 Q: ...that Carlos had a gun and to call the police -- at least that's what he
780 remembers. Do you remember telling Clyde that at all?

781

782 A: I told you that, that he had a gun -- tonight or when? When did I tell you that
783 he had a gun?

784

785 A1: Well, who was the other person laying down beside you? Was that (Colleen)?

786

787 A: Yeah, it wasn't me – I didn't tell you. I didn't even know he had a gun. I
788 mean I didn't know it.

789

790 A1: Well, somebody said it – it was either you or her.

791

792 A: Well that was the other lady.

793

794 Q: Who was (Colleen)?

795

796 A1: That – was that (Colleen) laying beside you?

797

798 A: No, it was the other lady.

799

800 A1: I don't know the other lady.

801

802 A: The uh, the significant other of – well that friend of Carlos Jr.

803

804 A1: Yeah.

805

806 A: Oh, you mean tonight?

807

808 Q: Tonight, yeah.

809

810 A1: Mm-hm.

811

812 A: Because I did not know – I was telling you, up to that point that that he – I
813 mean he knew that we would not ever allow him to have a gun.

814

815 Q: No, I understand. The-the only reason I ask is 'cause I asked Clyde what was
816 it that caused him to call the police and what was the concerns, and he said
817 one of them was 'cause he heard the gunshots.

818

819 A: No, he snapped. I mean my son snapped.

820

821 Q: Right. But he...

822

823 A: He was hitting people.

824

825 Q: Clyde was telling me though that you had told him – or maybe it's the other
826 lady that was next to you – someone had told him that Carlos had a gun, so I
827 was wanting to know was that you that had told Clyde that he had a gun, or
828 the lady next to you that said Clyde had a gun?

829

830 A: Probably, it's just...

831

832 Q: I'm sorry, uh, that Carlos had a gun?

833

834 A: ...I don't remember saying that. I don't remember saying that. I know that he
835 went out and uh, I told him – see, they were taking him home after we calm
836 him down.

837

838 Q: Mm-hm.

839

840 A: And then they were – and then he came back and got that green thing. I
841 thought it was a duffel bag or – looked like – was it green? Like-like an
842 umbrella.

843

844 Q: Mm-hm.

845

846 A1: Was it green or blue?

847

848 A: Uh, green.

849

850 Q1: Oh, you thought it was like one of those patio umbrellas?

851

852 A: Yeah, well it was something like an umbrella, but like a duffel bag. But I did
853 not realize until maybe until I hear the shots there was a gun, you know.

854

855 Q: Did you – did you ever actually see him with that and realize it was a gun
856 when the shots happened?

857

858 A: Well I knew – I knew that when he – after he went, I mean it dawned on me
859 that it probably was a gun, you know. I did not know there was a gun.

860

861 Q: Okay. Where were you when the shots were fired?

862

863 A: I was in the garage, but he – because we were still shook up of what had
864 happened.

865

866 Q: Okay.

867

868 A: He was hitting everybody – we were trying to get in the middle, calm him
869 down, but he's super strong, I mean...

870

871 Q: Right.

872

873 A: I'm telling you, he really smack – I mean he was hitting his in-laws.

874

875 Q: Mm-hm.

876

877 A: His mother-in-law, his daughter. I mean I was in – he almost hit me too and I
878 said, "By the grace of God, stop," you know.

879

880 Q: Mm-hm.

881

882 A: And then he went out, got this and oh, my God I mean...

883

884 Q: Did you see him down in the driveway with that same thing in his hands, the
885 green bag or umbrella – did you see him in the driveway with that?

886

887 A: I saw him going out with it at the last minute, you know. I thought that he
888 was gonna go with them, you know, with these people.

889

890 Q: And who-who's them?

891

892 A: Carlos Jr. and his...

893

894 Q: Okay.

895

896 A: ...and the girlfriend, you know, they were – they were getting to take him...

897

898 Q: Okay.

899

900 A: ...with, yeah.

901

902 Q: And then the last you saw before the shots happened, where was Carlos?

903

904 A: He was – they call him to come out.

905

906 Q: Who did?

907

908 A: The two policemen.

909

910 Q: Okay.

911

912 A: They told him, "Come, come," and then that's when I heard the shots but...

913

914 Q: Did you see that item still in his hand when he – when the police called him?

915

916 A: You know what, it was dark in there.

917

918 Q: Mm-hm.

919

920 A: And I did- I know that he went outside, you know, and then I heard the shots,
921 but I did not know he – the first time – I didn't see him shot – I didn't see him,
922 you know.

923

924 Q: Okay.

925

926 A: Um, I just heard the shots. I was already panicked before this. See, I did not
927 realize – I had not realized that that thing until later it dawned on me. It was a
928 little too late probably.

929

930 Q: Okay.

931

932 A: Yeah.

933

934 Q: Okay. Looking back on it...

935

936 A: Yeah.

937

938 Q: ...are you thinking that-that it may have been a gun now that he went out
939 there with, now that you are looking back on it, or do you still – you're not
940 sure what it was?

941

942 A: Well, it-it really baffles me, I mean because we were all in shock.

943

944 Q: Mm-hm.

945

946 A: And by the grace – I mean not in my wildest dream thought that he had a gun,
947 you know.

948

949 Q: Sure, sure.

950

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951 A: I mean I-I told him I was – I mean there was – out of this like uh, surreal that
952 he had turned from a loving son, that he just came in my kitchen, and I call his
953 in-laws and his children...

954

955 Q: Right.

956

957 A: ...to-to celebrate today, you know, and he tell me several times he was happy
958 that I had done that.

959

960 Q: Right, okay.

961

962 A: And-and then uh, you know, it didn't – to this point I did not realize that that
963 was a gun.

964

965 Q: Okay. So-so I'm certain here, when you were down on the ground, that was
966 because the police was telling everybody to get down on the ground? Okay.

967

968 A: Yes, they told us, "Everybody get down," see.

969

970 Q: Okay, okay. That's what I wanted to make sure, okay.

971

972 A: Mm-hm. Ev- and we stayed down until the very end, you know, I mean.

973

974 Q: Okay. Were the police there when Carlos went out on the uh, driveway with
975 that thing in his hand? Were the police already there talking to you?

976

977 A: No, they had not come...

978

979 Q: Or yelling or...

980

981 A: They had not come to the house. They call him over to the next door
982 neighbor's grass, you know.

983

984 Q: Okay.

985

986 A: They told him to come out with his -- because somebody has -- did you call,
987 honey? Yeah. You probably call. They were coming and then they told him
988 to go and put his hands up.

989

990 Q: Did you see him in the garage when they gave those commands, and then he
991 left the garage...

992

993 A: Yeah.

994

995 Q: ...going out toward where the voices were coming from?

996

997 A: Yeah.

998

999 Q: Okay. So he left the garage with that thing...

1000

1001 A: Yeah, right.

1002

1003 Q: ...in his hand?

1004

1005 A: No, he -- I-I don't think he had -- he might have -- you know, I didn't see
1006 him...

107

1008 Q: Mm-hm.

1009

1010 A: ...with it at that time, but I think he came back, you know, bolted back and
1011 got it. I mean it's just so - I'm sorry.

1012

1013 Q: That's okay.

1014

1015 A: You know, as a parent I'm just...

1016

1017 Q: Yeah, it's-it's a traumatic thing, I'm sure.

1018

1019 A: I've been through - I mean I've been through - oh.

1020

1021 Q: Okay. Okay, Margaret, I just wanted to - I wanted to clear that up.

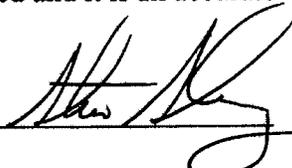
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1023

1024 This transcript has been reviewed with the audio recording submitted and it is an accurate
1025 transcription.

1026

Signed

DETECTIVE STEVE SHUMWAY 

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