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Man who died in Riverside fire after police confrontation was 3-time felon

Police say they can't yet comment on a claim by the suspect's fiancée that he did not shoot at officers before the standoff began.

PREVIOUSLY:

Body found in burned-out Riverside house where shooting suspect was believed to be hiding
Suspect found dead in burned Riverside house told fiancée he didn't shoot at police

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Riverside city firefighters in ballistic vests and helmets monitor a fire that burned Tuesday, Feb. 21, 2017 on Sage Avenue in Riverside. It was the first time since the department acquired the gear two years ago that firefighters had donned the gear during a fire. Marcelino Garcia, 39, who police believed to be armed, was found dead after the flames were extinguished.

STAN LIM, STAFF PHOTOGRAPHER

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By BRIAN ROKOS / STAFF WRITER
Published: Feb. 23, 2017 Updated: 10:46 p.m.

The man who Riverside police say shot at officers Monday before taking refuge in a house that [burned down with him inside](#) had three felony convictions, including one in which he admitted a gang affiliation in 1999, but no active criminal cases against him.

Marcelino Garcia, 39, used the middle names Anthony and Arthur, according to Riverside County Superior Court records. The coroner said he was a resident of Perris.

Garcia's cause of death had not been announced by Thursday afternoon, Feb. 23.

His fiancée, Julie Martinez, said Garcia called her after he had a confrontation with police on MacArthur Road late Monday and told her that he'd been shot in the foot as he ran from police. Martinez said Garcia [told her he was armed but did not fire his gun](#).

Riverside police Officer Ryan Railsback said Thursday that the department could not comment on that claim because the incident is under investigation. He said investigators had found "a lot of evidence" that he declined to describe.

Police encountered Garcia late Monday as he stood next to a car they'd deemed suspicious, officials have said. He took off running, and as officers gave chase, he opened fire on them, police said.

Garcia then hid in a house on Sage Avenue. Officers using a loudspeaker tried to get Garcia to come out, Railsback said.

"They had verbally tried for quite a while ... over the course of a few hours," he said.

About 7:30 a.m. Tuesday, as the SWAT team prepared to move in after getting a search warrant, officers noticed the single-story cinderblock house was burning, Railsback said. He said police had deployed "a chemical agent" that had not been described to him as of Thursday.

Over the next several hours, firefighters wearing ballistic gear kept the flames from spreading to other homes. When the house finally stopped smoldering, Garcia's body was found in a bathroom.

CRIMINAL RECORD

Garcia was convicted in 1999 of felony burglary and was found to have committed the crime while armed and to benefit a gang, court records show. He was sentenced to 10 years in prison, with credit for having served two years while awaiting trial.

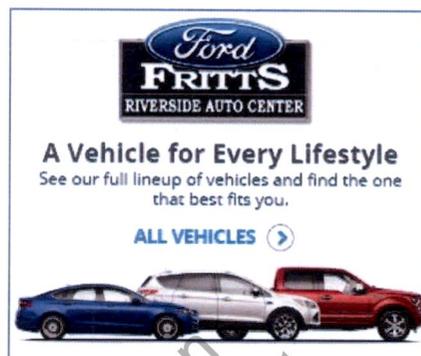
In 2009, Garcia pleaded guilty to felony theft. He was sentenced to three years and eight months. With 1,255 days' credit for time served, he was ordered released on Dec. 31, 2009.

In May 2015, that felony conviction was reduced to a misdemeanor under the terms of voter-approved Prop. 47, which reclassified some felonies.

Garcia in 2011 pleaded guilty to felony possession of ammunition. He was sentenced to seven years in prison. In June 2015, his petition to have that felony reclassified as a misdemeanor was denied because the crime was not eligible.

Garcia's wife, a Perris resident, filed a petition for divorce on Valentine's Day 2013. Garcia was serving a prison sentence in Arizona at the time. The result of the petition was unclear, but she was later awarded custody of their three children. Garcia was due in court for a child-support hearing at the end of this month.

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The incident on Sage marked the first time in the two years they've had the gear that Riverside city firefighters had put on their ballistic helmets and vests to fight flames, said Capt. Tim Beeler, chairman of the Unified Response to Violent Incidents committee, whose members also include Riverside police officers.

The gear is kept on every response vehicle, Beeler said. Firefighters had deployed the gear one other time, when they responded to a report of an active shooter that turned out to be a loud smash-and-grab theft at the Galleria at Tyler.

Firefighters train with police monthly for active-shooter situations, Beeler said.

"The fire service has evolved into a different area, and what's happened is with the different events from Columbine (a 1999 massacre at a Colorado high school) to present, we've had to change our model of how we respond," Beeler said. "That means changing our equipment and how we do our rescues. We see the need, from the chief down to the firefighters."

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Body found in burned-out Riverside house where shooting suspect was believed to be hiding

Unclear whether body is of suspect who shot at police and was believed to be hiding inside house.

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Riverside shooting suspect's body may be found in burned-out house

Members of the Riverside SWAT team approach a home on fire where police believe an officer involved shooting suspect was supposedly barricaded on Sage Ave. in Riverside on Tuesday, Feb. 21.

STAN LIM, STAFF PHOTOGRAPHER

By ALI TADAYON / STAFF WRITER

Published: Feb. 21, 2017 Updated: Feb. 23, 2017 4:17 p.m.

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A body has been found in a Riverside house that caught fire Tuesday morning, Feb. 21, as a SWAT team prepared to go in to find a suspect who had exchanged gunfire with police the night before, a police spokesman says.

The identity of the deceased person has not been confirmed, Riverside police Officer Ryan Railsback said.

UPDATE: Man found dead in burned house is identified; fiancée says he denied shooting at police

Police believed the suspect had taken refuge overnight inside the house in the 9300 block of Sage Avenue home in the Arlington neighborhood. They did not think anyone else had been inside.

Railsback said Riverside County coroner's investigators were at the home and were trying to determine whether the body was that of the suspect.

The fire broke out about 7 a.m. Tuesday for reasons that are still under investigation, authorities said. By the time firefighters contained the fire about 11:15 a.m., the wooden roof had mostly collapsed. Even after the fire was contained, the house continued smoldering, and officials expected it to burn down to its cinderblock walls.

The flames did not spread to any neighboring houses - five of which had been evacuated during the standoff and fire.

Many surrounding streets were closed for hours, but by late afternoon, only Sage Avenue remained shut off while police and coroner's investigators worked at the house.

Railsback said the American Red Cross was called to assist the family who lived in the burned-down home. It was still unclear what their relation was to the suspect -- whether he lived with them, knew them or had picked a random home to run into.

SHOOTING STANDOFF
Riverside shooting suspect dies in fire after barricading himself in house

en officers "contacted a suspicious vehicle and occupants," Railsback said. Three people were inside the car and a fourth was standing outside.

The man outside the car took off running, Railsback said. Officers followed him onto Hawthorne Avenue, where he pulled out a firearm and shot several rounds toward them, Railsback said. No officers were injured.

UPDATE: Man who died in fire after confrontation with police was 3-time felon

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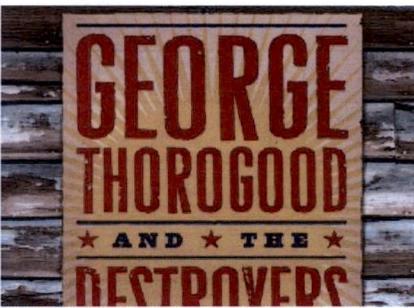
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The officers returned fire, though they don't know whether the suspect was struck, Railsback said.

The suspect ran away, and the officers lost him.

The people who were inside the car when the incident began were detained for questioning, Railsback said.

Officers created a perimeter and began to search the area. Eventually, the search was narrowed down to the Sage Avenue house and the SWAT team was brought in.

FIRE DANGER

As SWAT officers prepared to enter the home, it caught fire, Railsback said.

Though some neighbors speculated the SWAT team may have intentionally started the fire, Railsback said that's something they would never do.

Asked whether officers used a type of tear gas that can sometimes catch fire, Railsback said he did not know.

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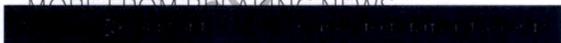
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Suspect found dead in burned Riverside house told fiancee he didn't shoot at police

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PREVIOUSLY:

Body found in burned-out Riverside house where shooting suspect was believed to be hiding

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Riverside police say they got into a gunbattle with a man late Monday, Feb. 20, 2017, before losing sight of him. On Wednesday, the Riverside County Coroner's Office identified a man found nearby in this nearby burned-out house on Sage Avenue as Marcelino Garcia, 39, of Perris.

BRIAN ROKOS, STAFF

By BRIAN ROKOS / STAFF WRITER

Published: Feb. 22, 2017 Updated: Feb. 23, 2017 4:20 p.m.

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Suspect found dead in burned Riverside house told fiancee he didn't shoot at police

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The fiancee of the man whose [body was found inside a burned Riverside house](#) says she received a phone call from him after he had a confrontation with Riverside police, and while he admitted he was armed, he denied shooting at them.

Police say they approached a man Monday night who ran away from them and, as they gave chase, fired several shots at officers before taking refuge inside a house that ended up catching fire for reasons that still haven't been explained.

Julie Martinez, 45, said that man was Marcelino Garcia, 39.

"He said, 'Babe, I swear to you, I did not shoot back,'" Martinez recounted Wednesday, Feb. 22, after she took pictures inside the grimy shell of the house on Sage Avenue. "I didn't have a chance to get it (a gun) out of my pocket."

UPDATE: Man who died in fire after police confrontation was 3-time felon

Martinez said Garcia told her that he had been shot in the foot. She did not know where Garcia was at the time.

"He was calm - in pain, but calm," Martinez said. "He was breathing hard."

The Riverside County Coroner's Office has also identified Garcia as the person found inside the house and said he was a resident of Perris.

Riverside police did not respond to a request for comment on Martinez's version of events and for confirmation that Garcia was the man they had been chasing.

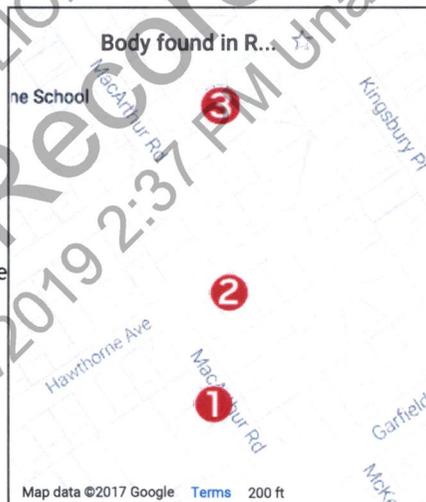
ACCOUNTS OF CONFRONTATION

The confrontation in the city's Arlington neighborhood started about 10:50 p.m. Monday, when officers went to check on a "suspicious" vehicle in the 4000 block of MacArthur Road, according to Riverside police. Three people were inside the car and a fourth was standing outside, Officer Ryan Railsback said.

The man outside the car took off running, and officers followed him, Railsback said. About a block away, on Hawthorne Avenue, he pulled out a firearm and shot several rounds toward them, Railsback said.

The officers, who were not injured, returned fire but weren't sure if they hit the man, Railsback said.

The other people in the car were detained, but by Wednesday that they'd all been released, Railsback said.



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PREVIOUSLY:

Body found in burned-out Riverside house where shooting suspect was believed to be hiding

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Riverside police personnel search for shell casings using a metal detector Wednesday, Feb. 22, 2017, outside a house on MacArthur Road where authorities say a fleeing suspect and officers fired shots at each other on Monday night. The suspect went into another house on nearby Sage Avenue and was killed after it caught fire Tuesday morning.

BRIAN ROKOS, STAFF

By BRIAN ROKOS / STAFF WRITER

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Julie Martinez, 45, said that man was Marcelino Garcia, 39, of Perris.

"He said, 'Babe, I swear to you, I did not shoot back,'" Martinez recounted Wednesday, Feb. 22, after she took pictures inside the grimy shell of the house on Sage Avenue. "I didn't have a chance to get it (a gun) out of my pocket."

Martinez said Garcia told her that he had been shot in the foot. She did not know where Garcia was at the time.

"He was calm, in pain, but calm," Martinez said. "He was breathing hard."

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The man outside the car took off running, Railsback said. Officers followed him onto Hawthorne Avenue, where he pulled out a firearm and shot several rounds toward them, Railsback said.

The officers, who were not injured, returned fire, Railsback said.

Dina Martinez, 34, said she is Garcia's cousin. She said she and Garcia were standing outside the vehicle when police pulled up. She said police "yanked at him" and he started running.

"The cops started shooting - boom, boom boom boom - then again - boom, boom, boom, boom."

After the shooting, police said, the suspect continued running, and the officers lost him.

Police, including a SWAT team, set up a perimeter in the neighborhood and eventually narrowed their search to a house in the 9300 block of Sage Avenue where they suspected the shooter had taken refuge. Several occupants of the house came outside, but "one remained inside and refused to respond to any further requests that he exit," Riverside police said in a news release.

The standoff continued through the night until about 7 a.m., when the house caught fire. It burned for more than four hours, destroying the house.

Police and fire officials say the cause of the fire is still under investigation. Police have not answered questions about whether they used flash-bang grenades or tear gas -- both commonly used to disorient a suspect in a standoff situation -- that may have sparked a fire.

Julie Martinez wondered why the fire raged with Garcia inside. She thought police should have gone in before the fire started to pull him out.

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"Something's definitely wrong. I'm going to find out. Why did you keep the fire going? Wrongful death, I'll tell you that right now."

On Tuesday, fire officials said the danger posed by a possibly armed suspect limited their tactics. As the fire burned, firefighters donned ballistic vests and helmets, and remained a safe distance away as they sprayed down the house as well as surrounding homes and trees to keep the flames from spreading.

Once the fire was extinguished, authorities searched the house and found Garcia's body.

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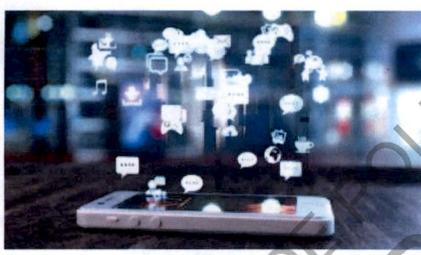
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