



OFFICE OF  
THE DISTRICT ATTORNEY  
COUNTY OF RIVERSIDE

MICHAEL A. HESTRIN  
DISTRICT ATTORNEY

January 24, 2019

Chief Sergio G. Diaz   
Riverside Police Department  
4102 Orange St.  
Riverside, CA 92501

**Re: Officer-Involved Shooting of Marcelino Garcia on February 20, 2017, by Riverside Police Officers Christopher Carmona, Badge No. 1781, and Ramon Espinoza, Badge No. 1691; Riverside Police Department Case No. P17-032034**

Dear Chief Diaz:

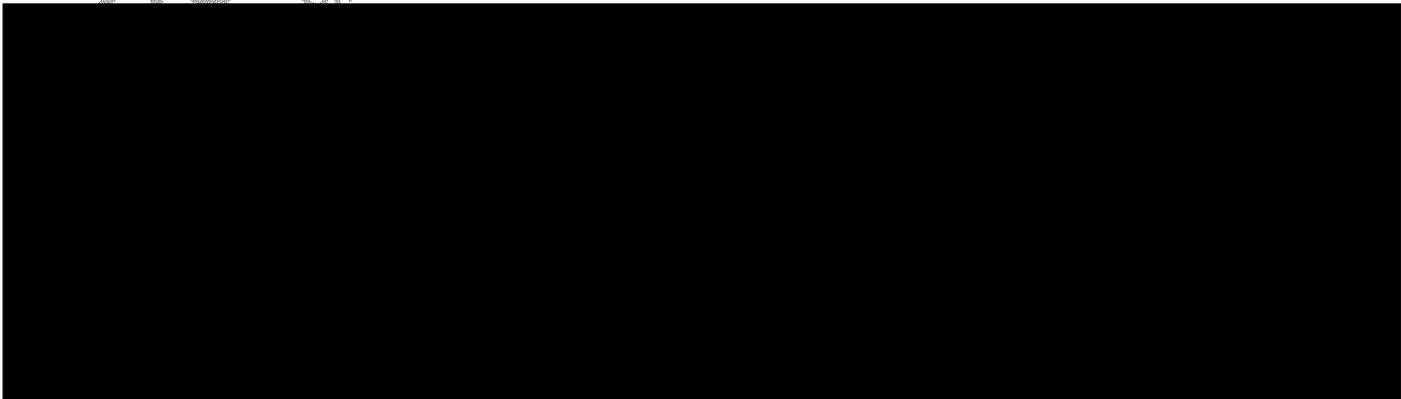
We have reviewed the investigative reports and other materials submitted by the Riverside Police Department concerning the shooting of Marcelino Garcia by Riverside Police Department Officers C. Carmona and R. Espinoza on February 20, 2017. Our office completed its review of this incident on October 22, 2018.

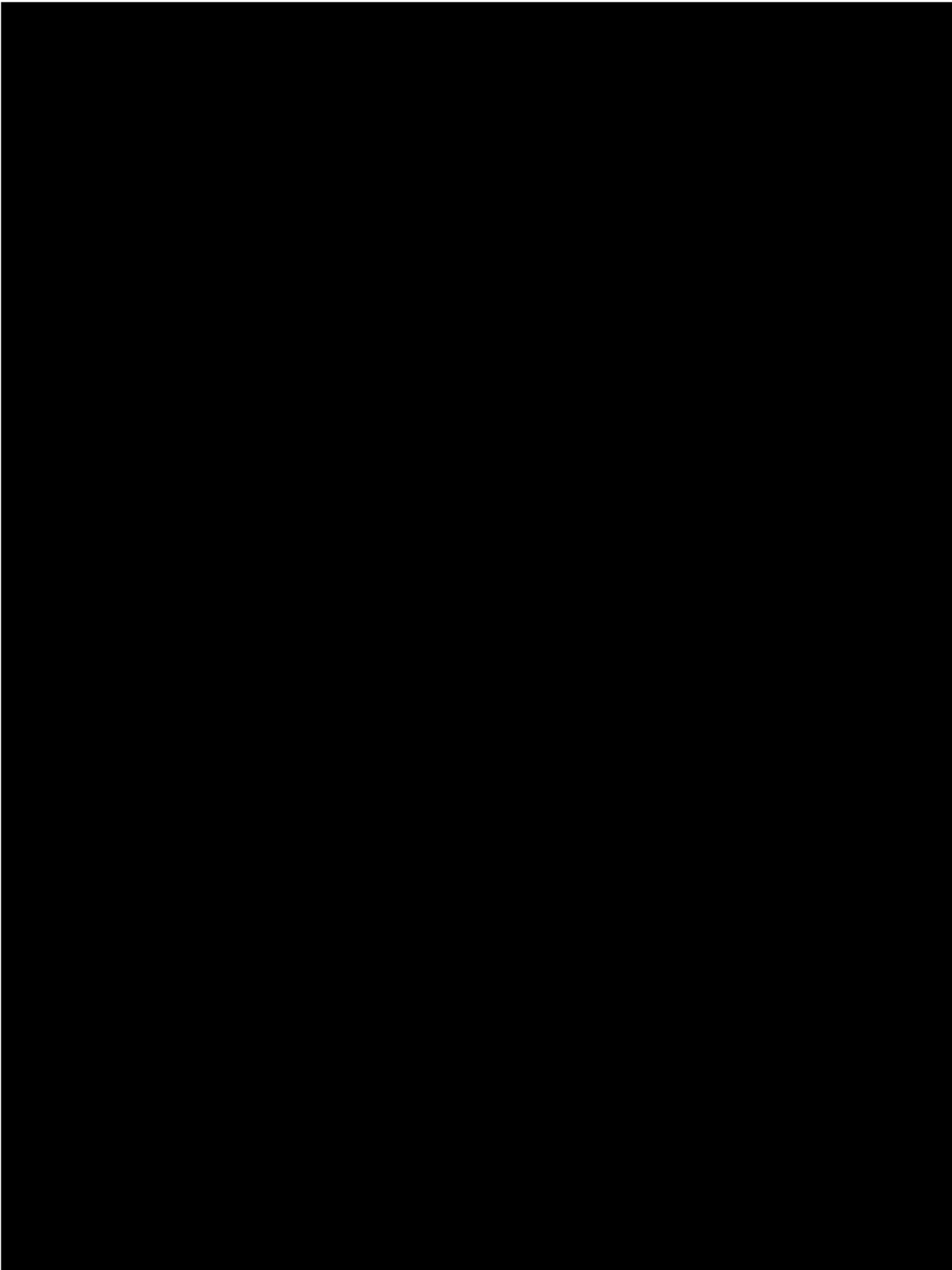
**PERSONS INVOLVED**

Marcelino Garcia: Subject of Officer Involved Shooting.

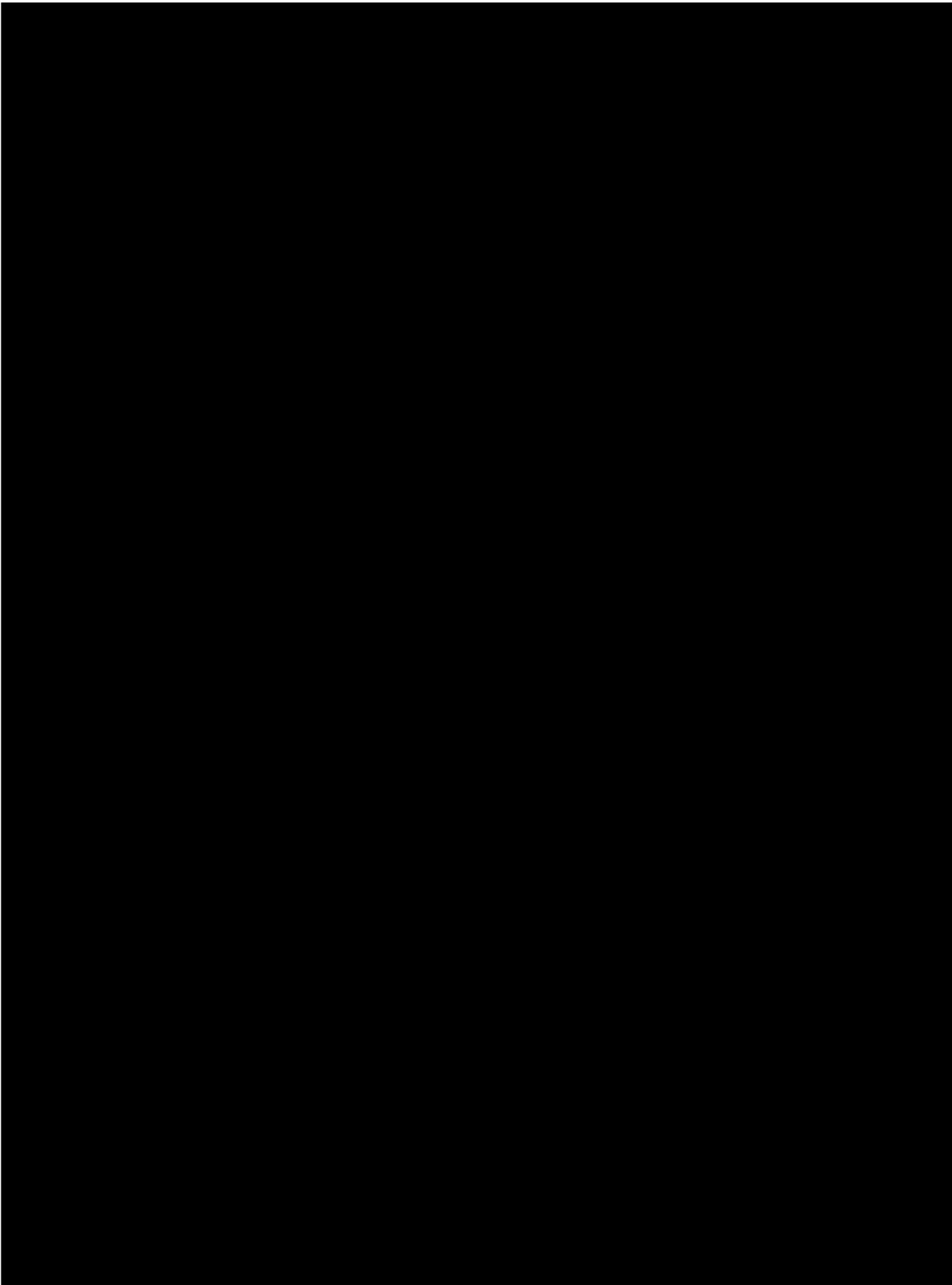
Riverside Police Department Officer Christopher Carmona, Badge No. 1781: Working Uniform Patrol with partner Officer Espinoza.

Riverside Police Department Officer Ramon Espinoza, Badge No. 1691: Working Uniform Patrol with partner Officer Carmona.

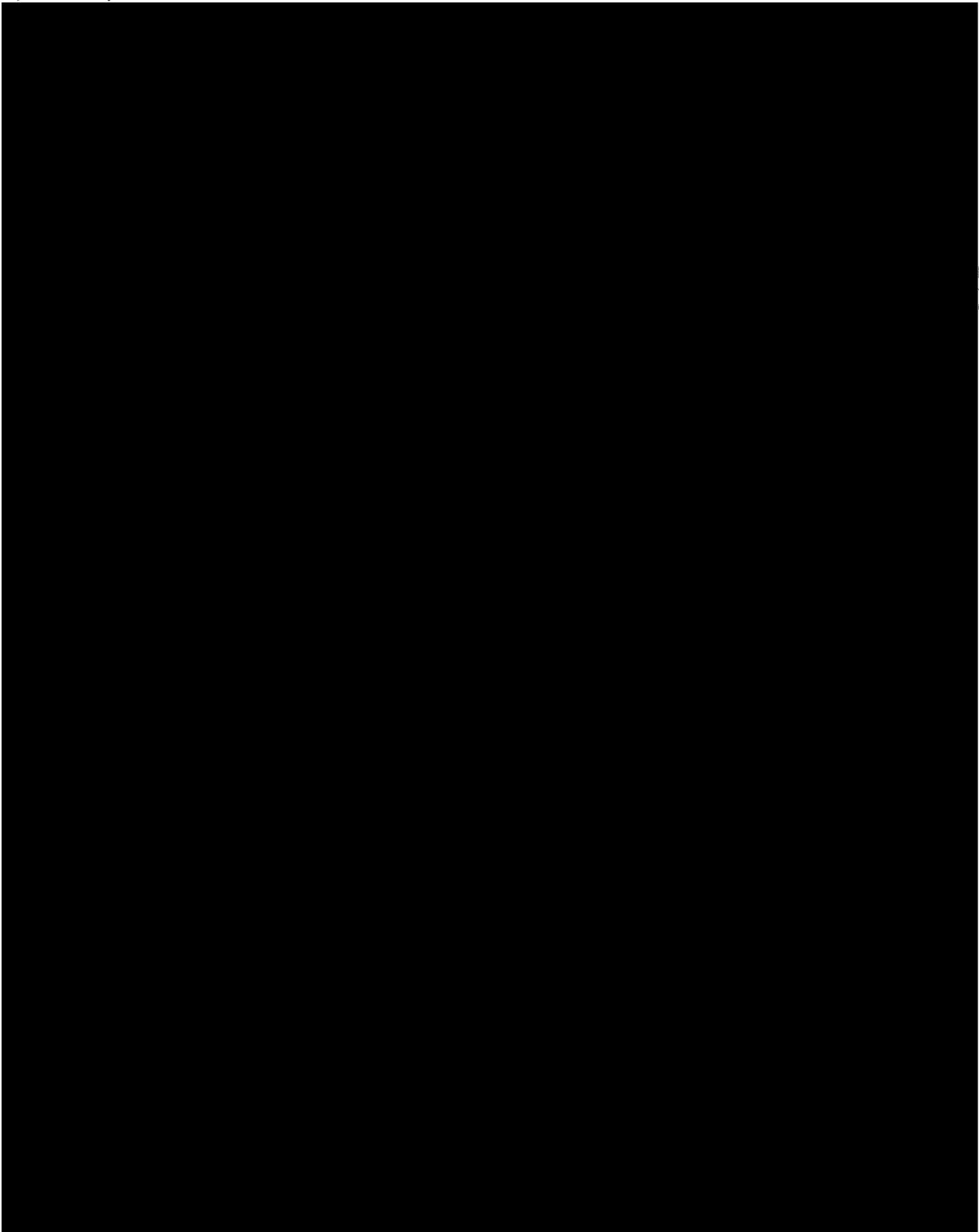




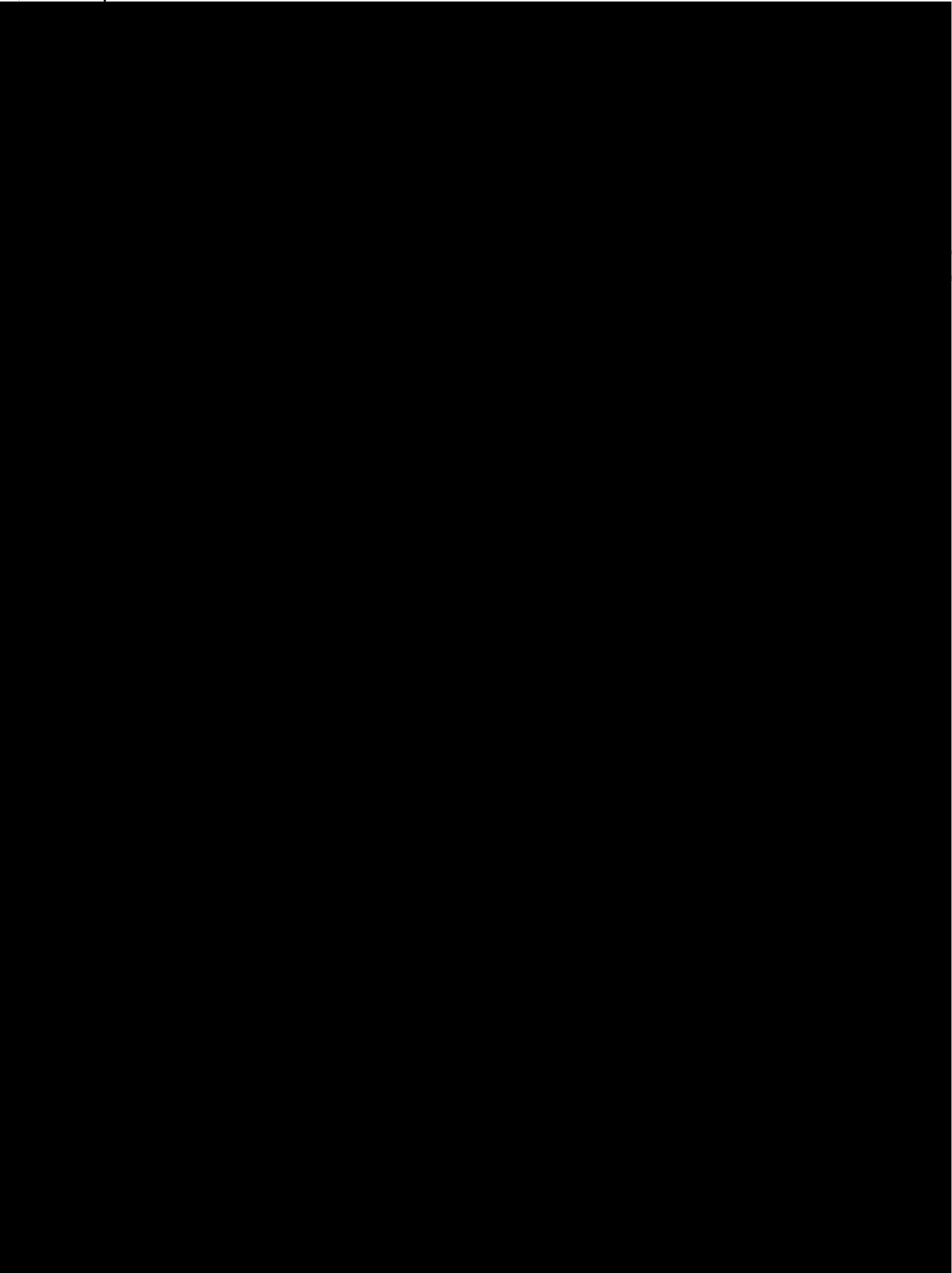
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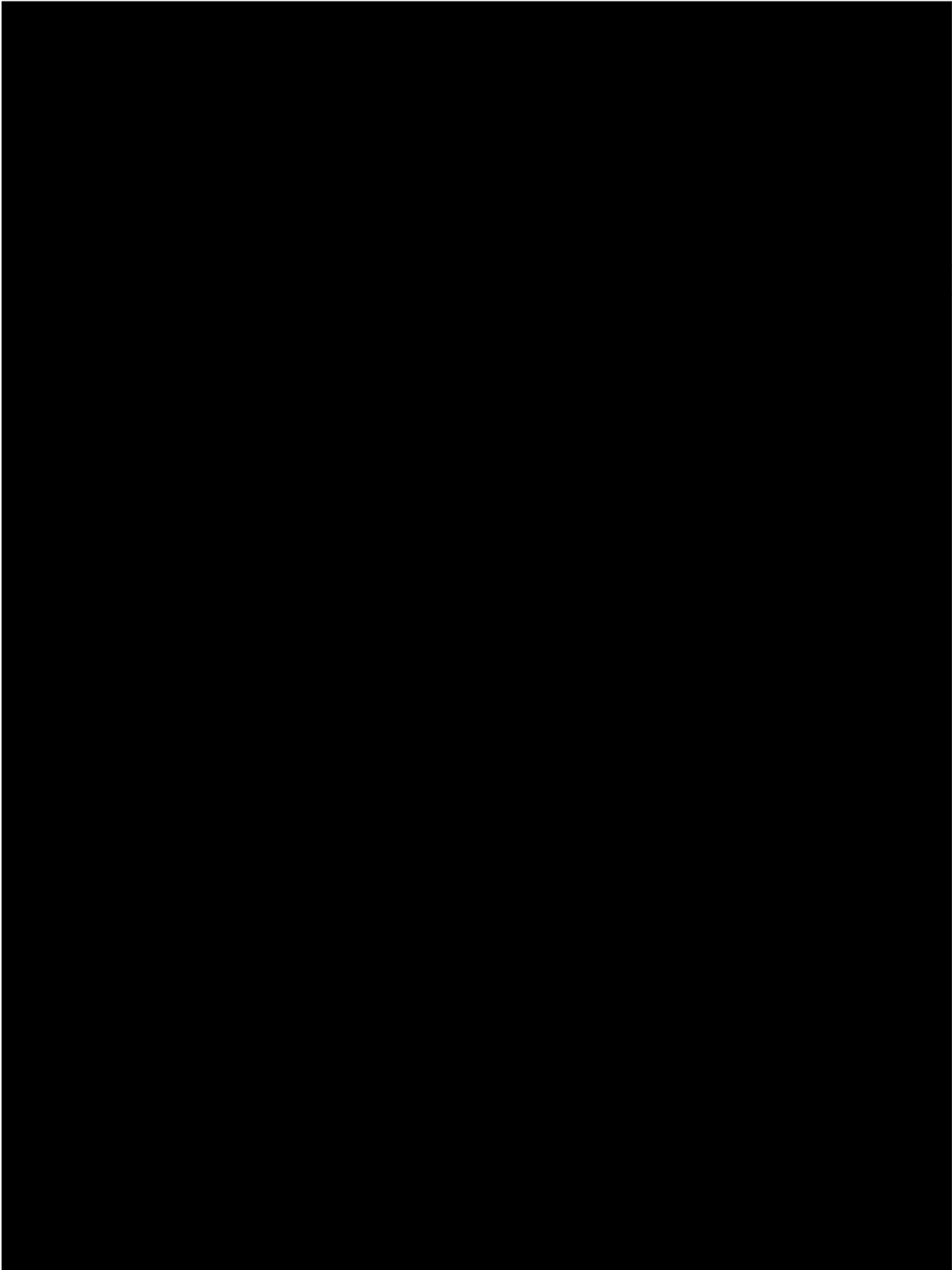


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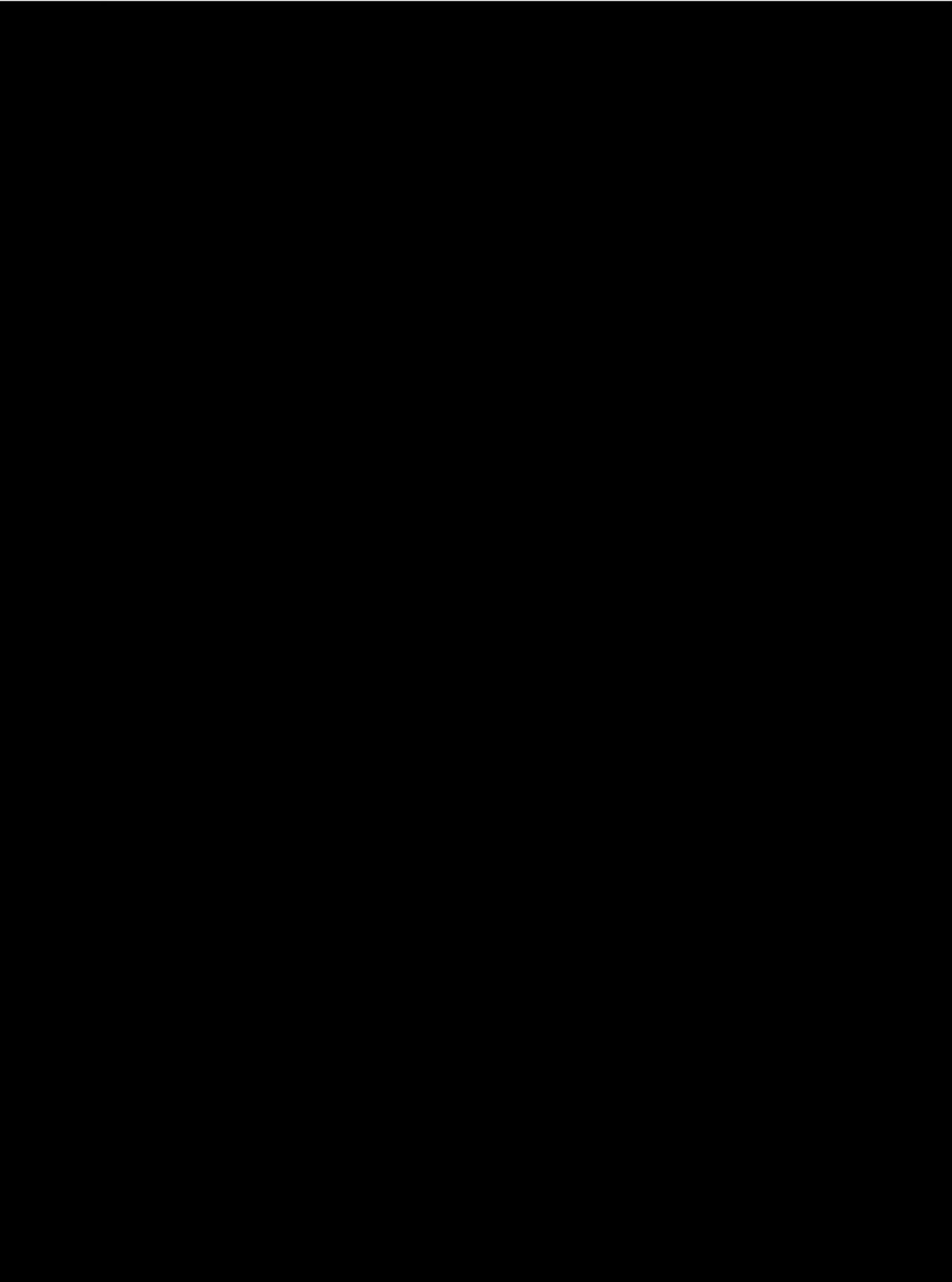


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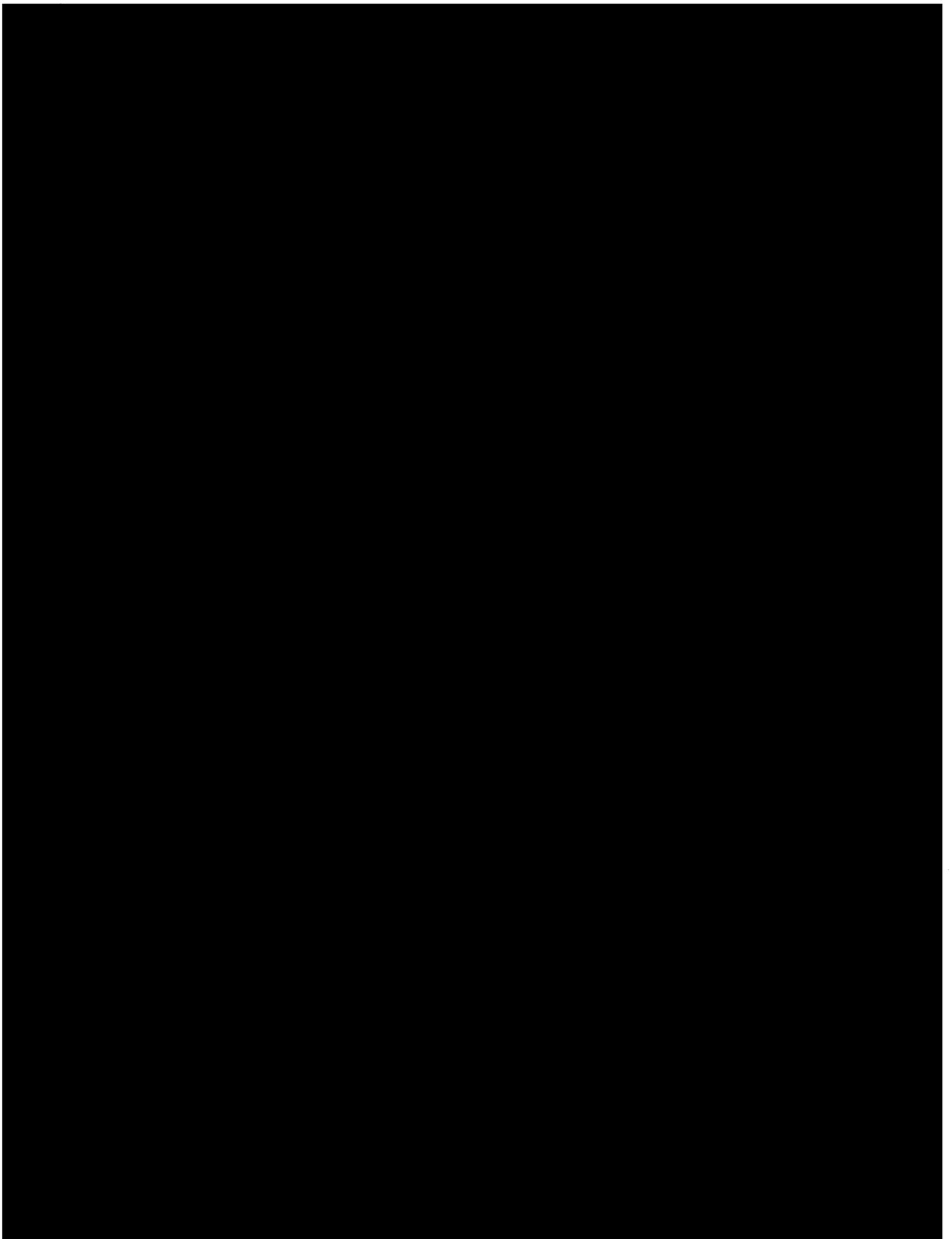


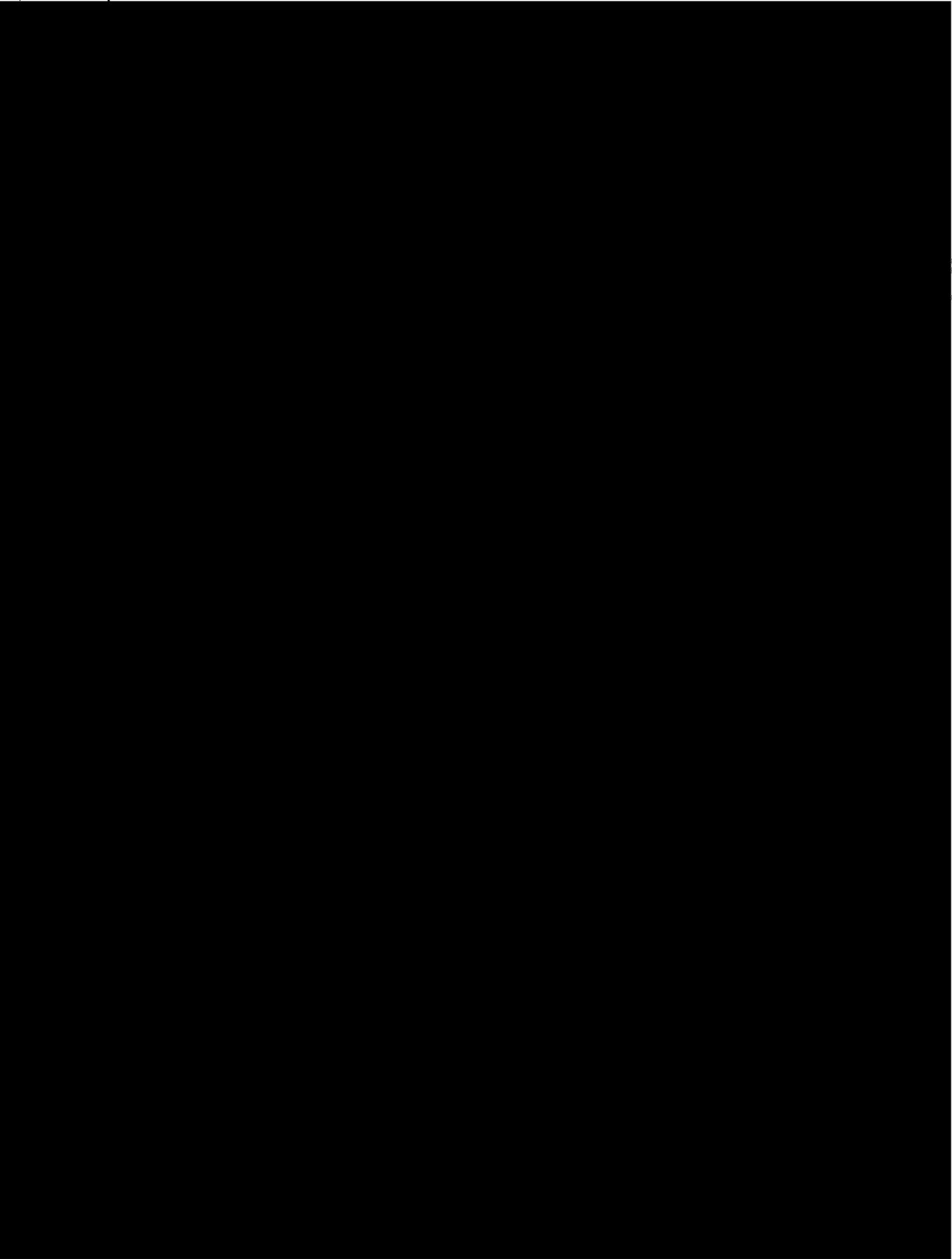


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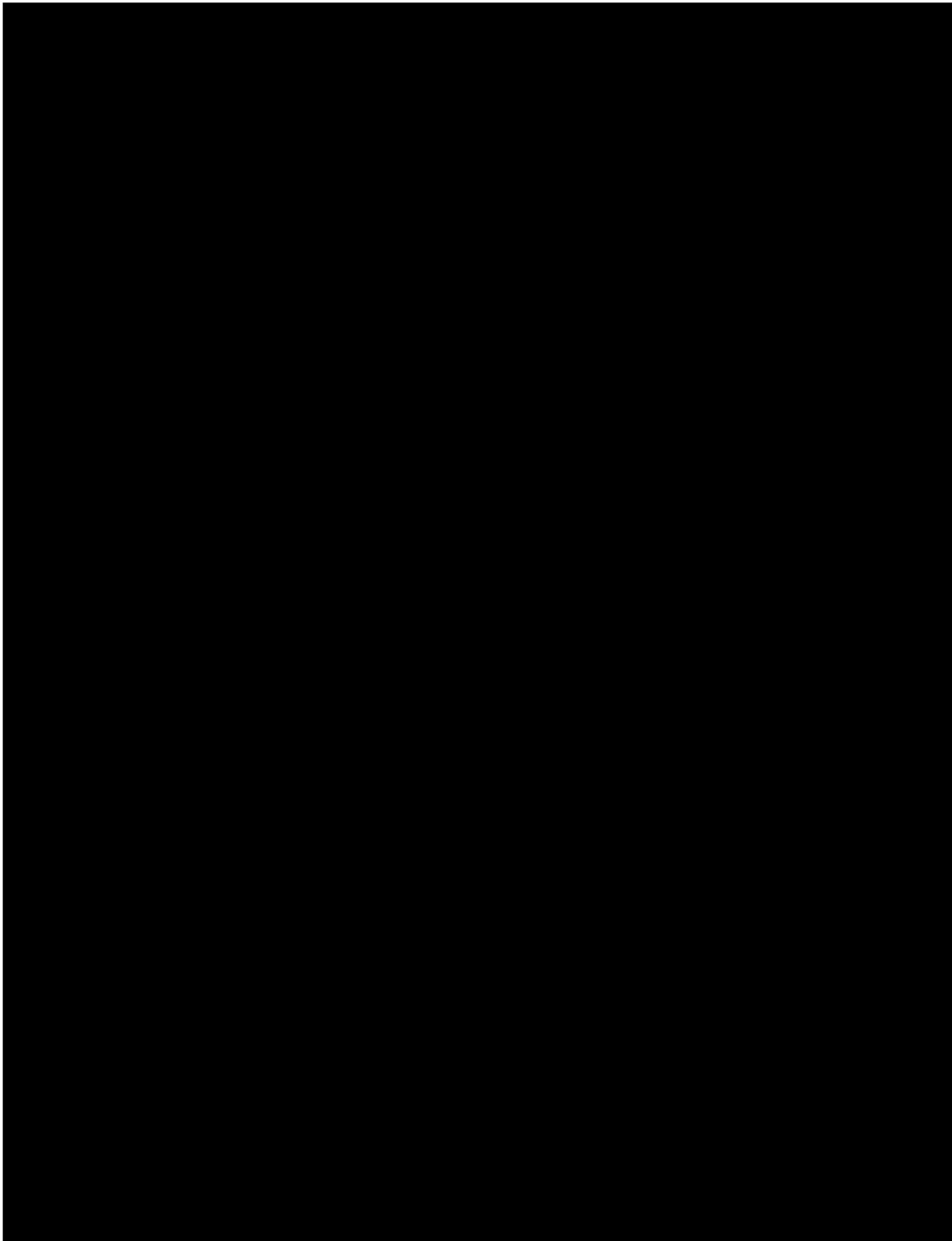


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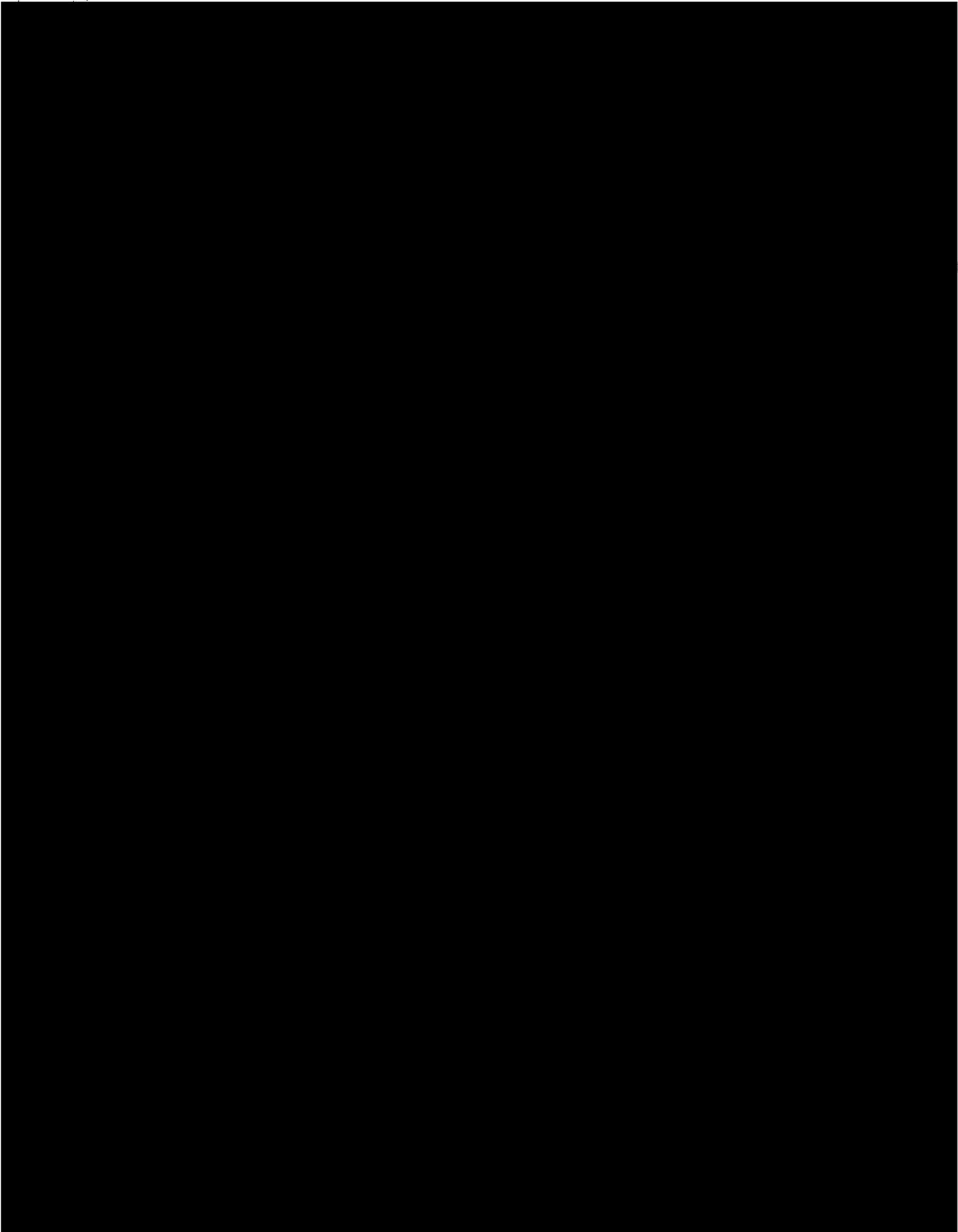


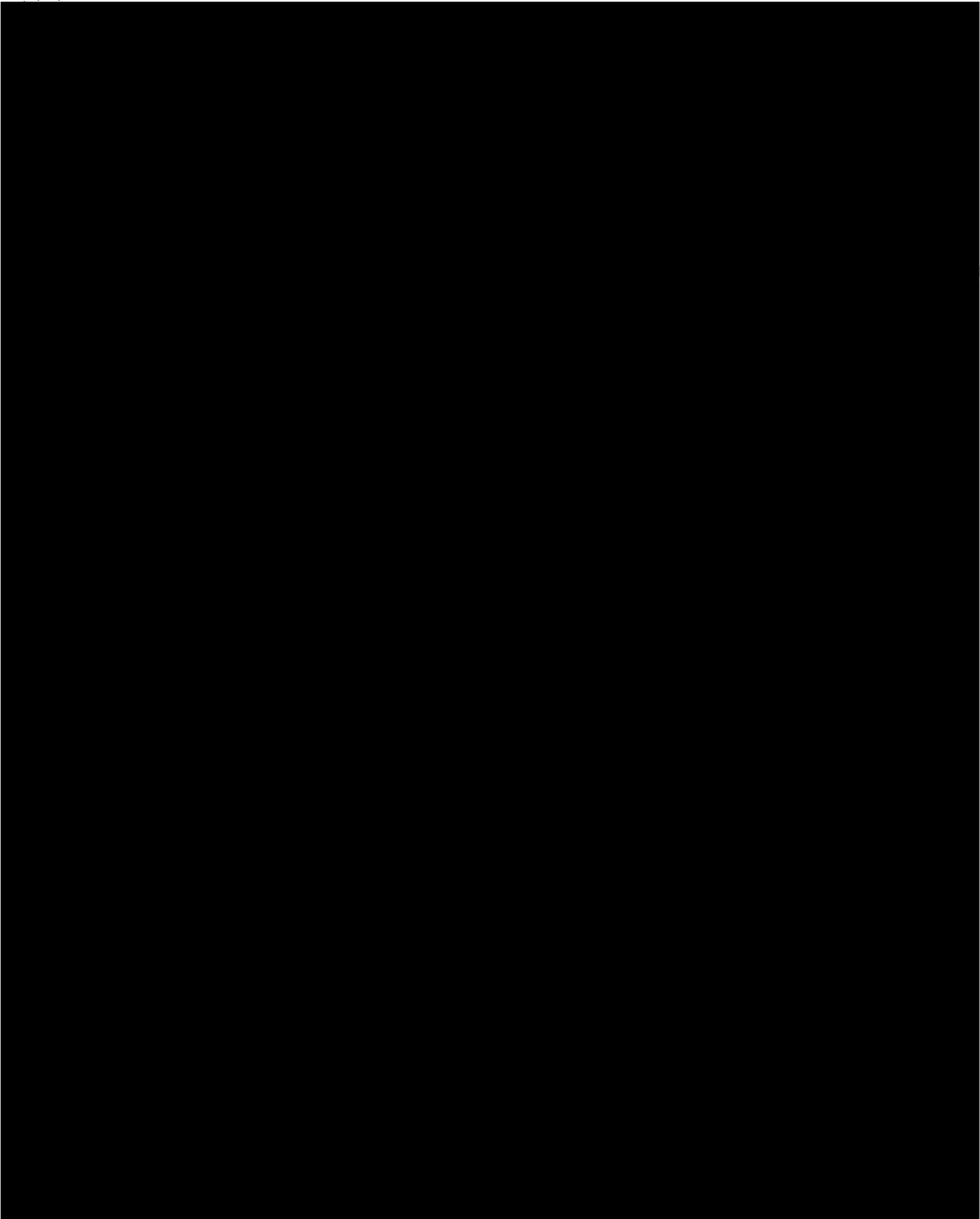


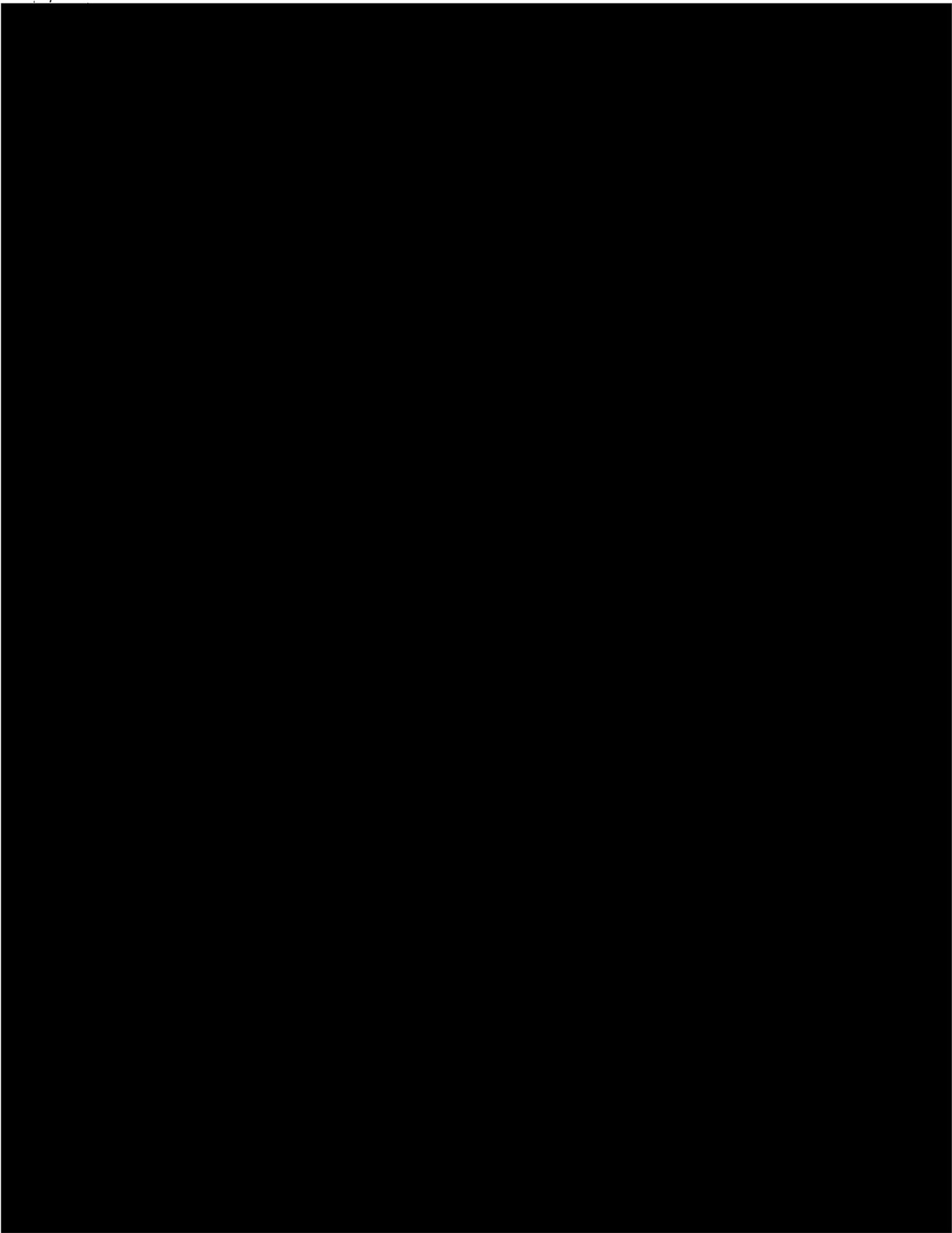
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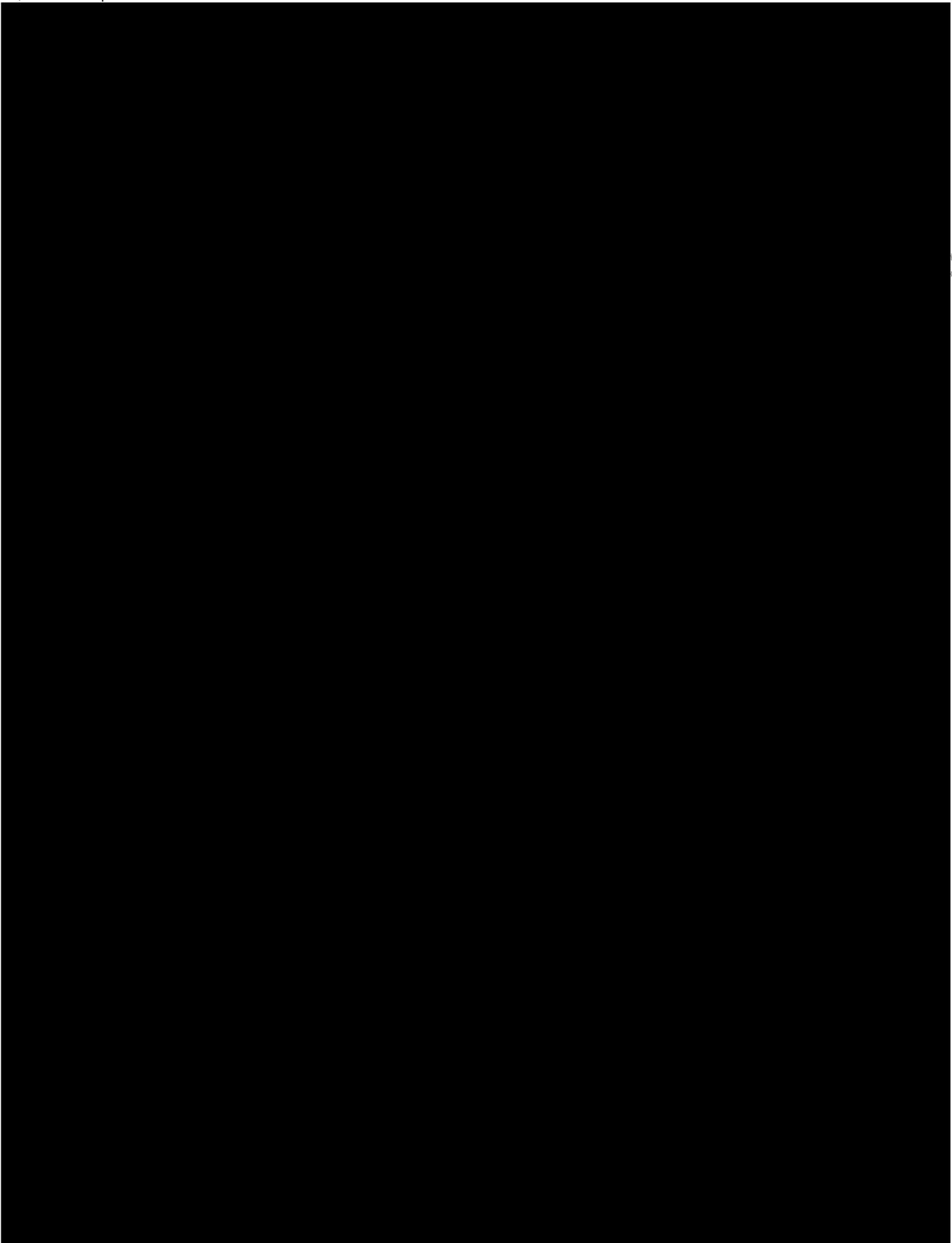


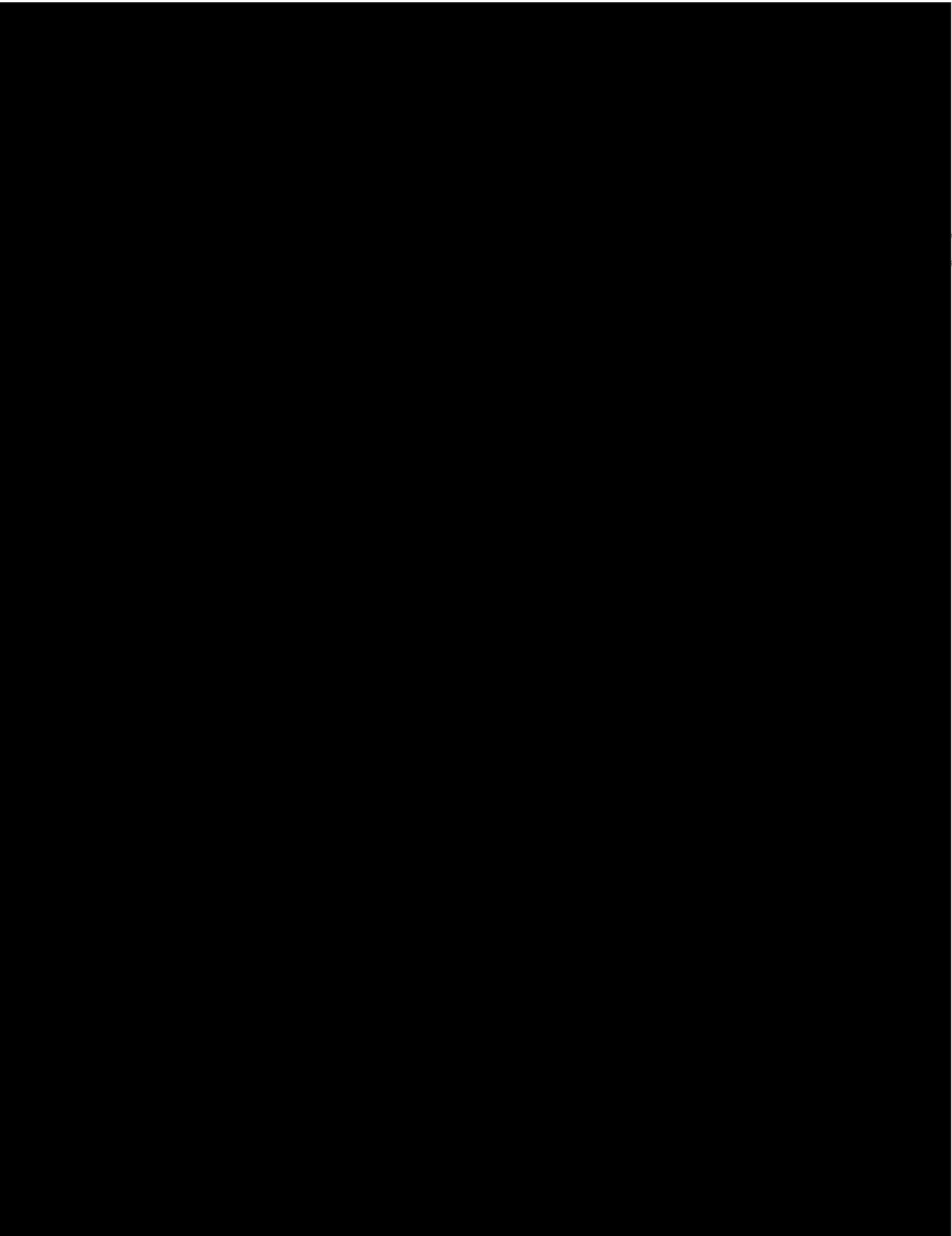
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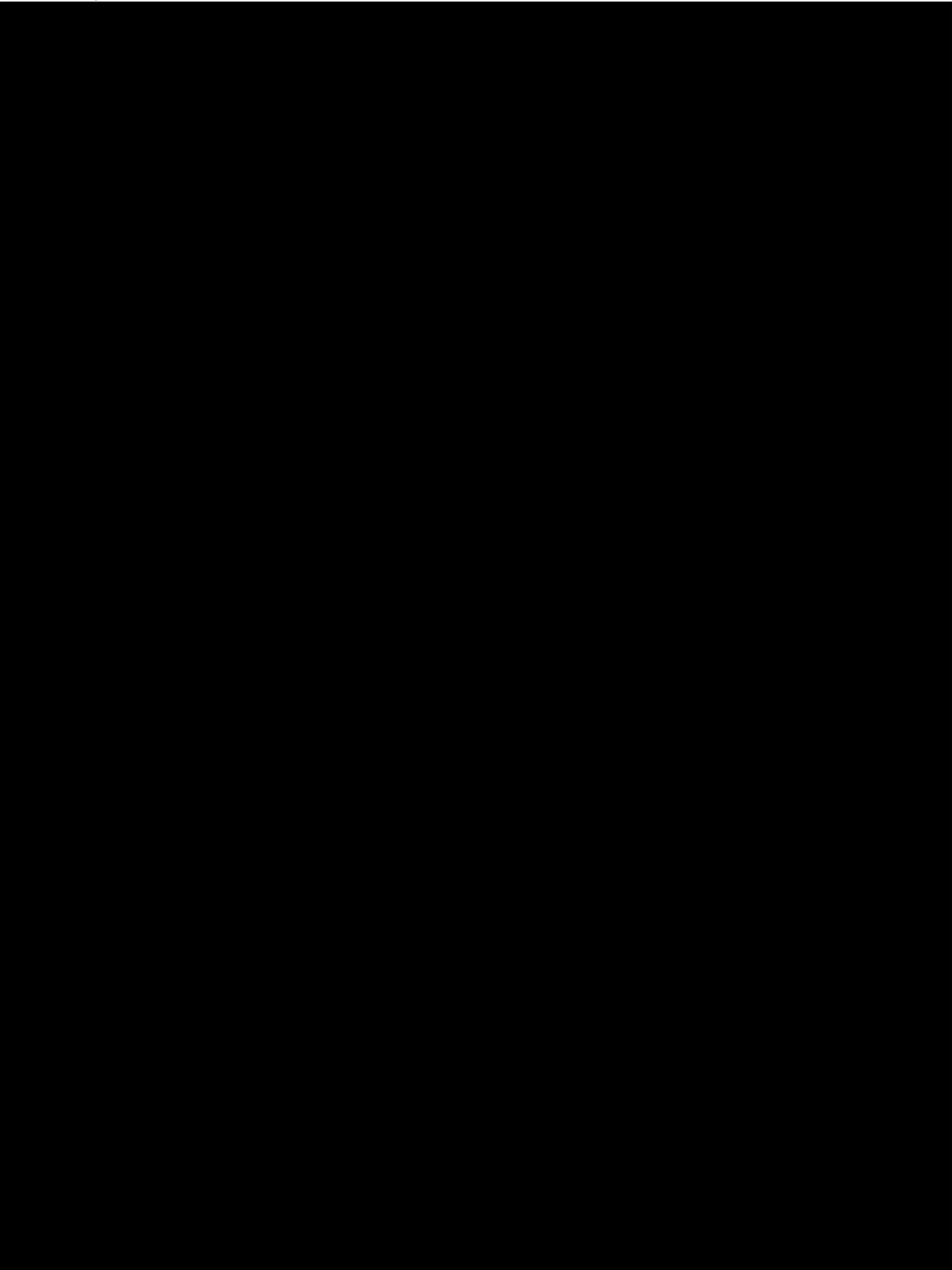




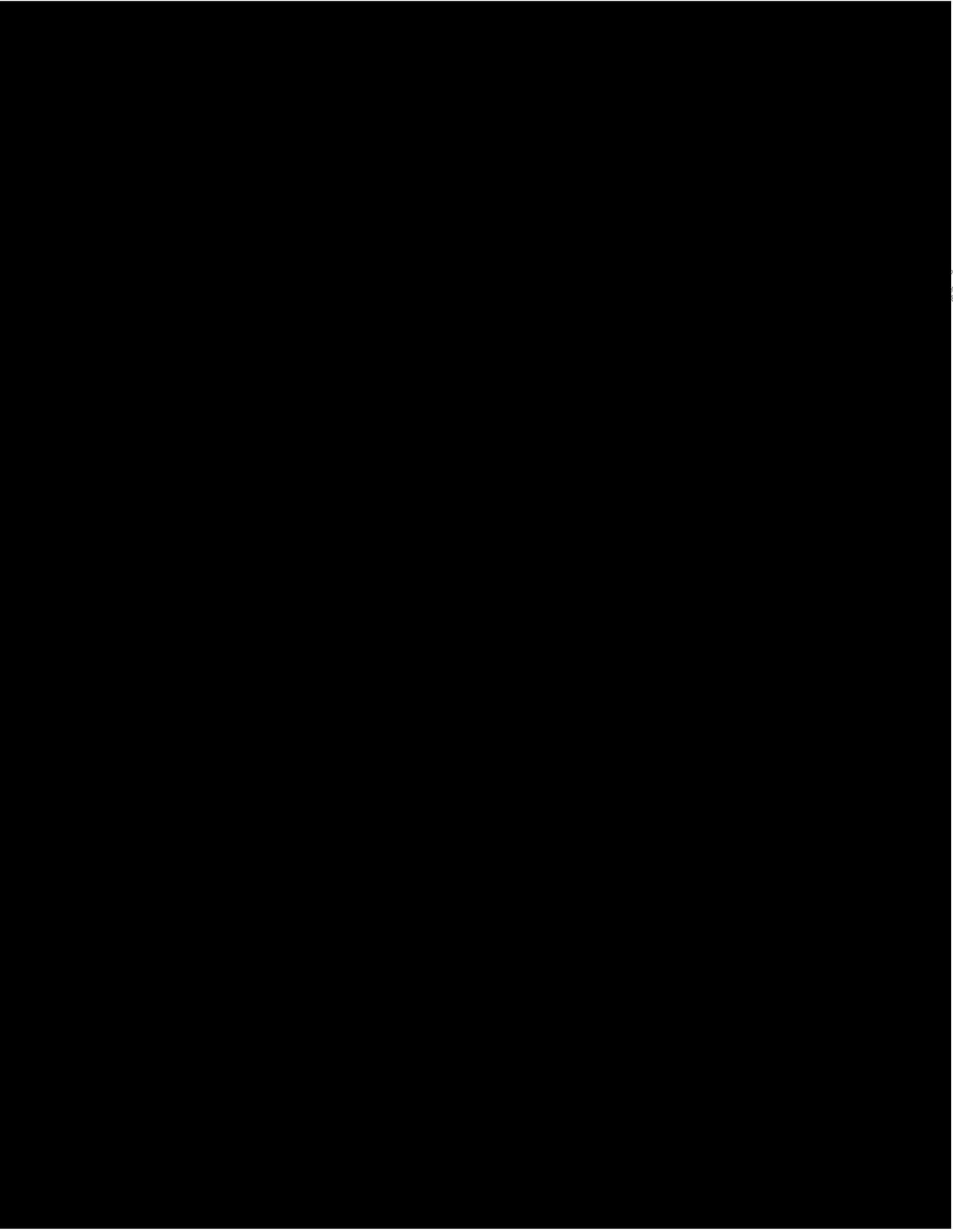






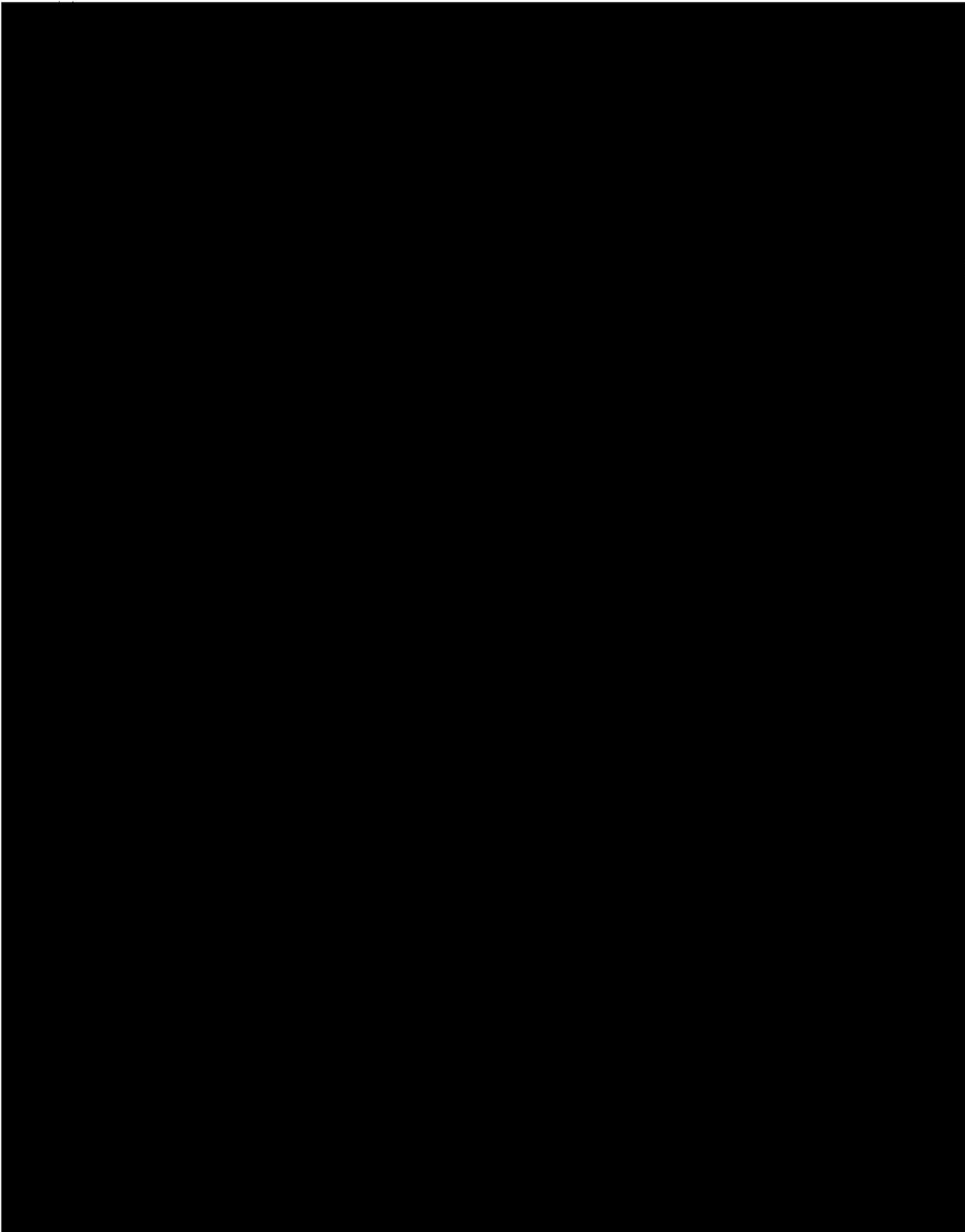


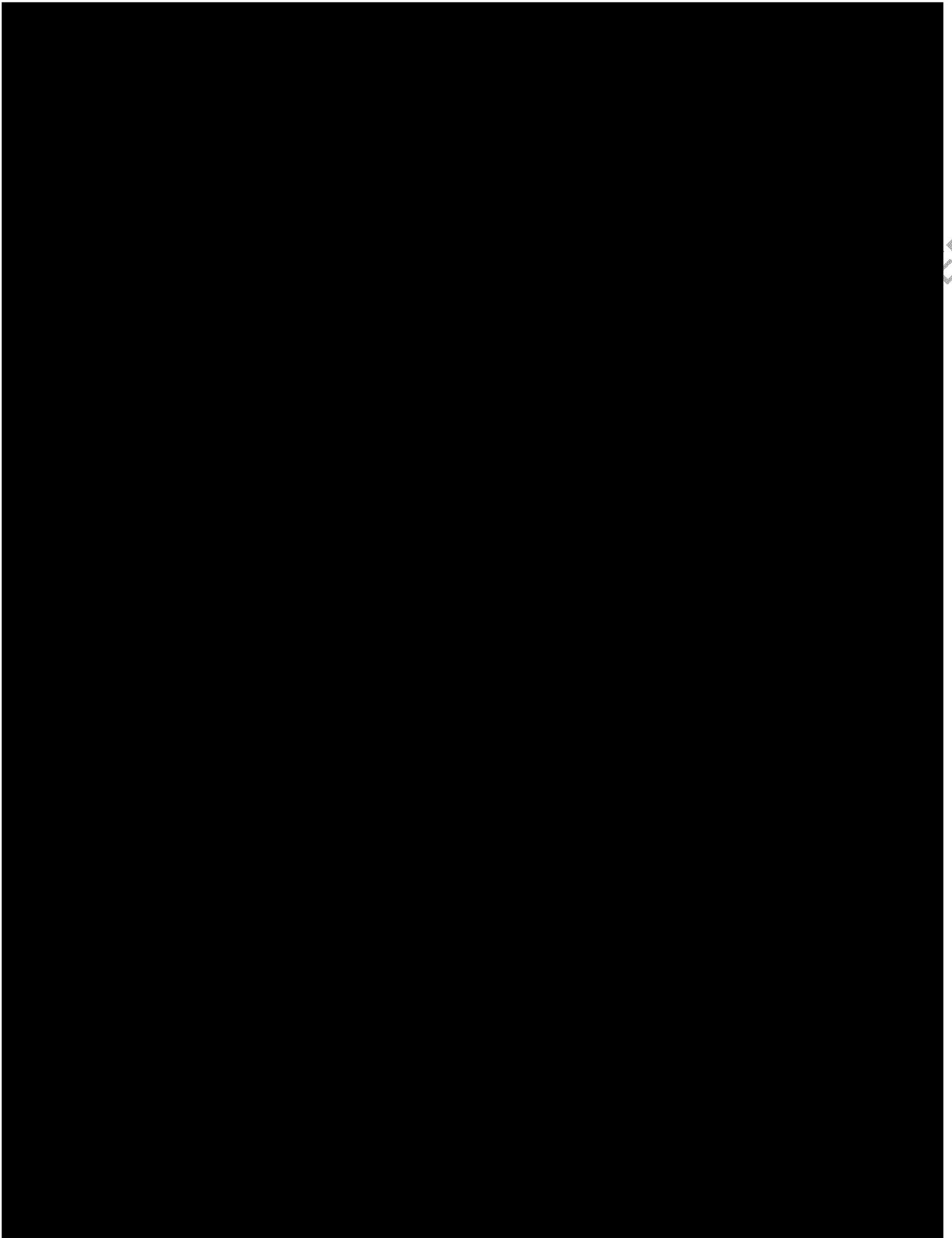
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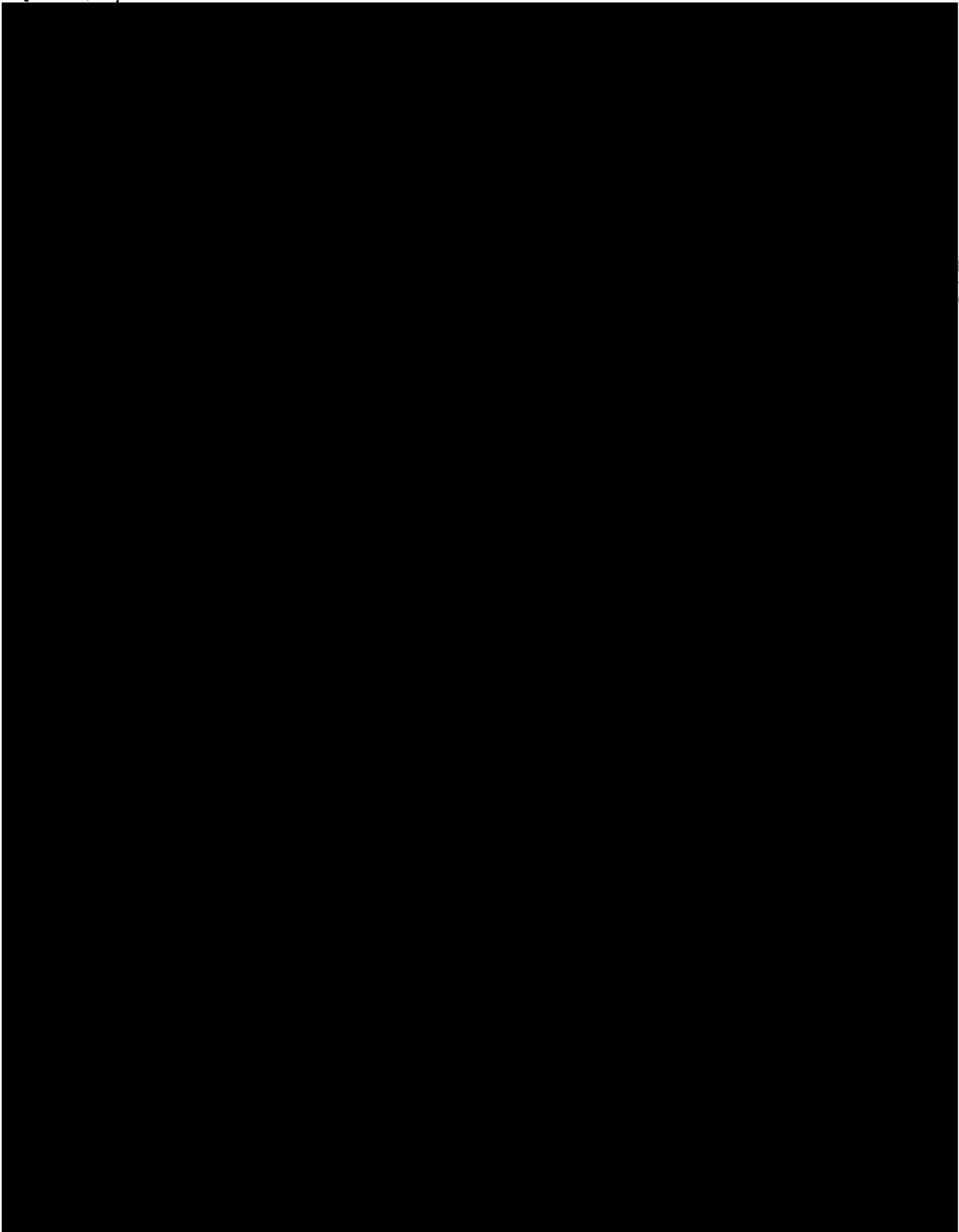
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## CONCLUSIONS

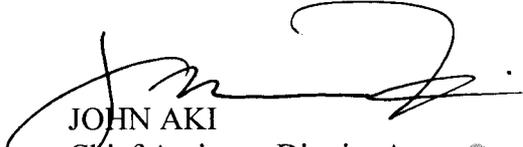
The Riverside District Attorney's Office has determined that there is no criminal liability as to either Officer Carmona or Officer Espinoza. Subject Garcia ignored the Officers' commands, produced a firearm, pointed at Officer Carmona and fired multiple times at him from approximately six feet away. Officer Carmona saw the gun, the muzzle flash, and heard the shot. Similarly, Officer Espinoza saw the subject raise his arm toward Officer Carmona as if he had a gun, saw a muzzle flash, and heard a shot. Both officers could have been seriously hurt or injured by the subject firing his weapon at them. Officers Carmona and Espinoza feared for their safety and acted in reasonable self-defense and defense of others by firing shots at the subject. Accordingly, the officers bear no criminal liability for their actions.

After the officer-involved shooting, Garcia fled and essentially forced his way into an occupied residence. The subject ultimately barricaded himself in the residence and continued to ignore police commands to exit the residence and surrender to officers, consistent with his statements that he "wasn't going to go out this way" and implying that was not going to surrender peacefully. Multiple people in the residence saw the subject with a firearm, officers heard a single shot fired from the residence after deployment of the chemical canisters, the subject's firearm was located next to the subject's body, and his death resulted from a single self-inflicted gunshot wound to his chest.

A copy of this letter, along with the materials submitted for our review will be retained in our files.

Very truly yours,

MICHAEL A. HESTRIN  
District Attorney



JOHN AKI  
Chief Assistant District Attorney

RIVERSIDE POLICE DEPT - Restricted Information  
**Public Records Act Request**  
JPEDROZA 9/18/2019 2:37 PM Unauthorized Release PROHIBITED