

INCIDENT REPORT

RIVERSIDE COUNTY SHERIFF CA0380000

DATE PREPARED: 05/15/18

INITIAL SUPPLEMENTAL

1. FILE NUMBER JV180670133	2. DATE/TIME REPORTED	3. DATE/TIME ASSIGNED	4. DATE/TIME INV. START	5. DATE/TIME INV. TERM	6. ADULT ARR 00	7. JUV ARR 00
8. OFFENSES - CODE SECTION S.		9. CRIME Officer Involved Shooting - Fatal		10. COUNTS 01		11. EDP CODE 13C7-N
10. OFFENSES - CODE SECTION (Add or Change to) A.O.D.		11. CRIME Assisting Other Department - Riverside Police Dept.		12. COUNTS 01		13. EDP CODE 25A2-N
12. OFFENSES - CODE SECTION (Add or Change to)		13. CRIME		14. COUNTS		15. EDP CODE
14. LOCATION OF OCCURRENCE 9931 Willowbrook St., Jurupa Valley, CA			15. REP. DIST.	16. OCCURRED ON - DATE/TIME 03/08/18-1631		17. OR BETWEEN DATE/TIME
18. BUSINESS NAME N/A			19. BUSINESS PHONE N/A			20. CASE STATUS/CLEARANCE EXC
21. WAS THIS INCIDENT RELATED TO MARIJUANA? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> (If yes, briefly include in narrative or additional details how it was related)						

VICTIM - REPORTING PARTY - WITNESS - OTHERS:

SEE ADDITIONAL PERSONS REPORT

22. INVL WIT-1	23. NAME (Last, First, Middle)	24. SEX	25. RACE	26. DOB	27. AGE	28. HT	29. WT	30. HAIR	31. EYES	32. SKIN	
[REDACTED]											
33. RESIDENCE ADDRESS				34. CITY		35. ZIP		36. EMAIL ADDRESS		37. RES. PHONE	
[REDACTED]											
38. BUSINESS ADDRESS				39. CITY		40. ZIP		41. EMAIL ADDRESS		42. BUS. PHONE	
[REDACTED]											
39. INVL	40. NAME (Last, First, Middle)	41. SEX	42. RACE	43. DOB	44. AGE	45. HT	46. WT	47. HAIR	48. EYES	49. SKIN	
[REDACTED]											
50. RESIDENCE ADDRESS				51. CITY		52. ZIP		53. EMAIL ADDRESS		54. RES. PHONE	
[REDACTED]											
55. BUSINESS ADDRESS				56. CITY		57. ZIP		58. EMAIL ADDRESS		59. BUS. PHONE	
[REDACTED]											

SPECIES: ADULT JUVENILE PAROLE PROBATION SEE ADDITIONAL PERSONS REPORT ARRESTED

60. INVL	61. NAME (Last, First, Middle) Saldivar, Ernie David (P.B.)	62. SEX M	63. RACE H	64. DOB 08/06/86	65. AGE	66. HT 510	67. WT 189	68. HAIR BLK	69. EYES BRO	70. SKIN LGT	
67. DRIVER'S LICENSE NUMBER / ID NUMBER		68. IN POSSESSION	69. STATE	70. SOCIAL SECURITY NUMBER		71. MNI NUMBER		72. CHI NUMBER			
[REDACTED]											
73. RESIDENCE ADDRESS				74. CITY		75. ZIP		76. EMAIL ADDRESS		77. RES. PHONE	
[REDACTED]											
78. BUSINESS ADDRESS				79. CITY		80. ZIP		81. EMAIL ADDRESS		82. BUS. PHONE	
[REDACTED]											

78. JUVENILE DISPOSITION OTHER JURIES JUV. CRT. PROB. WITHIN DEPT. DETAINED NOT DETAINED

79. GANG DATA GANG NAME(S): <input type="checkbox"/> Member <input type="checkbox"/> Associate <input type="checkbox"/> Self Admit. <input type="checkbox"/> Prior Knowledge	80. TATTOOS / SCARS / MARKS / CLOTHING DESCRIPTION Summary Interview Report & Incorporation of BOS Interview Transcripts - RPD Officer J. Pap #1668 #30181336
TATTOOS / SCARS / MARKS <input type="checkbox"/> Face <input type="checkbox"/> Neck <input type="checkbox"/> R. Arm <input type="checkbox"/> L. Arm <input type="checkbox"/> Hands <input type="checkbox"/> Torso <input type="checkbox"/> Back <input type="checkbox"/> Legs	

VEHICLE: REFER TO CHP 180 FORM FOR STOLEN, RECOVERED, TOWED OR IMPOUNDED

81. INVL	82. LICENSE	83. STATE	84. YEAR	85. MAKE	86. MODEL	87. BODY STYLE	88. SLABO AUTO VALU Code: \$		
89. COLOR/COLOR		90. VIN #		91. OTHER IDENTIFIERS			92. DISPOSITION OF VEHICLE		
93. REGISTERED OWNER			94. ADDRESS		95. CITY		96. STATE	97. ZIP	98. PHONE

96. DAMAGED PROPERTY VALUE
\$

PROPERTY REPORT ATTACHED FOR STOLEN, RECOVERED OR DAMAGED PROPERTY

REPORTING OFFICER Master Inv. N. E. Gomez	OFF I.D. #3018	REVIEWED BY / DATE Sgt W Mendez #3448	ENTERED BY / DATE	ENTERED BY / DATE
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COPIES TO: CHU-E (Inv. Johnson #3542) x3	APR SENT:	APR CANCELLED:	DOJ-NCHD ENTERED:	DOJ-NCHD CANCELED:
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**RIVERSIDE COUNTY SHERIFF'S DEPARTMENT
CENTRAL HOMICIDE UNIT
SUPPLEMENTAL REPORT - CONTINUATION SHEET**

Master Inv. Nelson Gomez #3018

Case #JV180670133

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RIVERSIDE COUNTY SHERIFF'S DEPARTMENT - CENTRAL HOMICIDE UNIT PERSONNEL:

Investigator A. Johnson #3542	RSO/CHU-E	(760)393-3500
Investigator C. Barajas #2379	RSO/CHU-E	(760)393-3500

RIVERSIDE POLICE DEPARTMENT (METRO) PERSONNEL:

Officer E. Wright #1453	RPD/Metro	(951)782-5531
Officer A. Soria #1567	RPD/Metro	(951)782-5531
Officer J. Pap #1668	RPD/Metro	(951)782-5531
Officer R. Monreal #1616	RPD/Metro	(951)782-5531
Officer S. Lopez #1011	RPD/Metro	(951)782-5531
Officer H. Park #1486	RPD/Metro	(951)782-5531

LAW OFFICE OF SAKU E. ETHIR:

Attorney Saku Ethir	RPD/RPOA Attorney	(909)260-9220
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FORENSIC SERVICES BUREAU PERSONNEL:

Forensic Tech. J. Muschell #N6316	RSO/Forensics-W	(951)210-1200
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OTHERS/WITNESSES:

ASSOCIATED CASE NUMBERS:

Riverside County Sheriff's Department - Coroner's Bureau Report/Case #2018-03358
Riverside Police Department - Report/Case #P17-150151

ATTACHMENTS:

A: Transcripts of Officer Pap's interview on 03/09/18, prepared by Bureau of Office Services, Inc.

EVIDENCE:

Item	Description
G001	Digital Media DVD-R Disc - Disc containing digital photographs and audio recordings Barcode #2050907

The above listed item(s) was booked into evidence at the Jurupa Valley Sheriff's Station.

DETAILS:

The following supplemental report is regarding the "Officer Involved Shooting" investigation at 9931 Willowbrook St., Jurupa Valley, California, on 03/08/18. The suspect in this case was identified as **Ernie Saldivar**, of Riverside, California.

The purpose of this supplemental report is to incorporate a (12) page transcript of **Officer J. Pap's** interview on 03/09/18. The interview with Officer Pap was conducted within the Executive Conference Room of the Jurupa Valley Sheriff's Station. Present during this interview, was Investigator Johnson and I, as well

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1 as RPOA Attorney Saku Ethir and Officer Pap. A digital audio recording was made of the interview and then
2 later downloaded onto the above listed Digital Media Disc (G001), of which was later booked into evidence
3 at the Jurupa Valley Sheriff's Station.
4

5 Officer Pap's interview was subsequently submitted to Bureau of Office Services Inc. for
6 transcription. The transcripts were then later sent to me electronically, at which time I reviewed and compared
7 the digital recording to the transcription for inaccuracies, of which I then corrected when necessary. *(Refer to*
8 *attached transcript for further details)*
9

10 Prior to being interview, Officer Pap was digitally photographed and charted by Investigator Barajas.
11 The charting consisted of the digital photography and documentation of uniforms, equipment and service
12 weapons, as well as the collection and packaging of any evidence items by Forensic Tech Muschell, at the
13 direction and supervision of Investigator Barajas.
14

15 The charting of Officer Pap was done for documentation purposes only, as he never discharged his
16 service weapon during the incident. At the completion of the uniform/weapon chartings, the interviews with
17 the involved officers were arranged and conducted within the same Executive Conference Room, at the Jurupa
18 Valley Sheriff's Station. *(Refer to supplemental reports for further details)*
19

20 *(The following is a summary of Officer Pap's interview; however, the statements may not be in the order that*
21 *they were given, as this was done to aid in the clarity of the report. For further details, refer to the attached*
22 *transcripts and audio recordings for a complete account of the interview)*
23

24 **SUMMARY OF RPD OFFICER J. PAP'S INTERVIEW ON 03/09/18:**

25 In summary, Officer Pap agreed to provide me a voluntary statement as to his involvement in the
26 "Officer Involved Shooting." Officer Pap stated he had 8 years of law enforcement experience with Riverside
27 Police Department, along with 6 years of military experience with the United States Marine Corps. For the
28 last 10 months, he has been assigned to the Riverside Police Department's "Metro Team" the full time SWAT
29 Team. On the date of this incident, Officer Pap stated he was assigned to be the takedown car in a surveillance
30 operation on a known and wanted East Side Riva gang member named **Ernie Saldivar**.
31

32 Officer Pap stated he was familiar with Saldivar and how he was wanted for the attempted murder
33 of his girlfriend and that a "Parolee at Large" warrant had been issued for his arrest by the Department of
34 Corrections. Since then, Officer Pap stated he had participated in several operations to locate and arrest
35 Saldivar, who was believed to be armed and dangerous. Prior to assisting with the surveillance operation,
36 Officer Pap stated the involved Metro Team members were briefed on the known facts by Officer Wright, the
37 assigned case agent.
38

39 Officer Pap stated the plan was to conduct a surveillance and determine whether Saldivar was at the
40 residence. Once he was, the plan was to either make contact or wait until he left the residence and conduct a
41 traffic stop. The only other information Officer Pap stated he had was in what Officer Wright provided in the
42 form of a Google Earth images of the residence, 9931 Willowbrook St., in Jurupa Valley, along with some
43 digital photos of Saldivar.
44

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1 Once the briefing was completed, Officer Papa stated he drove out with Officer Park in a black and
2 white RPD patrol unit and positioned themselves about two to three blocks away from where the residence,
3 at a park and waited. From this location, Officer Papa stated they had no visual of what was happening and
4 the only information they had about the surveillance operation was through the radio traffic being broadcasted
5 over RPD's Channel 10, the tactical channel that was used by the Metro Team.

6
7 Officer Pap identified the other Metro Team members who were involved with the surveillance
8 operation as Officer's Wright, Soria, Lopez, and Monreal. He added that Officer's Wright, Soria and Lopez
9 were "Point" during the initial surveillance and in an unmarked Dodge Caravan, while Officer Monreal was
10 in an unmarked Honda Accord.

11
12 At some point, Officer Pap recalled hearing Officer Wright broadcast he had sight of least two males
13 and a female in the garage and one of the males was believed to be Saldivar. As to a description, all Officer
14 Pap recalled hearing was, he was believed wearing a black shirt and short. Minutes later, Officer Monreal
15 was directed to take "point" while Officer's Wright, Soria and Lopez drove over to discuss their decision to
16 move in and make contact. Once that was done, Officer Pap stated he followed Officer Wright's Caravan to
17 the residence, as Officer Monreal began broadcasting he had sight of another Hispanic male in a grey T-shirt,
18 who appeared as though he was going to walk out of the garage.

19
20 Officer Pap stated he had just pulled in and parked directly behind Officer's Wright's Caravan, when
21 Officer's Monreal's broadcast was made, so he quickly got out and went toward the front door, while everyone
22 else went to the garage. This is when Officer Pap stated he lost sight of Officer's Wright, Soria, Park and
23 Lopez, as they entered the garage and the first gunshots were heard.

24
25 As to whether if he had heard anything else, all Officer Pap recalled was hearing what sounded like
26 "hands, hands, hands," as if someone was either giving someone commands to show their hands or to watch
27 out for the hands, but he couldn't be sure. Once he heard the gunshots, Officer Pap stated he decided to go to
28 the garage to see what was happening and that's when he heard someone say, "he's running." Once he got
29 into the garage, he saw Officer Lopez standing watch over some Hispanic male in the grey T-shirt, which was
30 later identified to be [REDACTED] Saldivar's cousin, while Officer Wright, Soria and Park were nowhere to
31 be seen. (Refer to supplemental reports for further details)

32
33 From there, Officer Pap stated he caught sight of the door on the north wall of the garage and his
34 first thought was someone had run off into the house and Officer's Wright, Soria and Park had run in after
35 them. This is when Officer Pap decided he would go around toward the backyard and that's when he heard a
36 second set of gunshots and this time, they sounded as if they were coming from somewhere in the house, but
37 he didn't know where.

38
39 I asked Officer Pap if he remembered seeing or hearing anything before the initial shooting. Officer
40 Pap stated he was about ten yards from the garage, when he heard what sounded like, "hands, hands, hands"
41 and then two to three gunshots. Outside of that, Officer Pap stated he had no idea what happen, and he never
42 saw the shooting. As to the second set of gunshots, all Officer Pap recalled was that it was more than three
43 gunshots and they sounded as if they were coming from somewhere in the house, but he didn't know where.
44 I asked Officer Pap if anything was being broadcasted or said and he stated no, and that it wasn't until he was
45 in the backyard that he heard someone yell, "Don't move, show us your hands."

RIVERSIDE COUNTY SHERIFF'S DEPARTMENT

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1 Officer Pap stated he northwest corner of the residence, watching the backyard when he heard the
2 yelling and that he remained there until he was relieved by the Riverside County Sheriff's Deputies. From
3 there, Officer Pap stated he went back to the garage and then into the laundry room, where he met up with
4 Officer's Wright, Soria, Park and Monreal.

5
6 According to Officer Pap, this was when he first entered the residence and when he got sight of
7 Saldivar, as he was face down in this small hallway/laundry room space. Minutes later, Officer Wright, Soria
8 and Lopez conducted a safety sweep was of the residence with the assistance of a Riverside County Sheriff's
9 K-9 Unit. Once the residence was cleared, Officer Pap stated he helped Officer Monreal move and clear
10 Saldivar's handgun, so that CAL-Fire and AMR personnel were free to move in and provide medical care.

11
12 In clearing the handgun, Officer Pap stated he wore latex gloves to remove a chambered round, along
13 with what looked like a fully loaded magazine. Once cleared, the handgun was placed onto the laundry rooms
14 counter top, where it remained until it was documented and collected by Investigator Manjarrez, during the
15 scene investigation and processing. *(Refer to supplemental reports for further details)*

16
17 Officer Pap was adamant, he never saw the shooting or what happen in the garage, just that there
18 was some yelling and then gunshots. As to the yelling, he remembered hearing what sounded like "hands,
19 hands, hands," and nothing else. No other comments or statements were taken, and the interview was ended.
(Refer to attached copies and transcripts for further details)

20
21
22 A copy of this report will be forwarded to Investigator Johnson of the Central Homicide Unit.

23
24 **STATUS:** EXCEPTIONAL

RIVERSIDE POLICE DEPT - Restricted Information
Public Record Act Request Case # 180670133
JPEDROZA 12/16/2019 10:56 AM Unauthenticated Case PROTECTED

ATTACHMENT - A

**TRANSCRIPTS OF OFFICER PAP'S
INTERVIEW ON 03/09/18, PREPARED BY
BUREAU OF OFFICE SERVICES, INC.**

RIVERSIDE POLICE DEPT. Restricted Information
Public Records Act Request
JPEDROZA 12/16/2019 10:56 AM Unauthorized Release PROHIBITED

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EVIDENCE RECORDING

JV180670133 AOD-OIS

Transcript of Interview with RPD OFFICER JEFFREY PAP

03/09/2018

Participants Key: PAP: RPD OFFICER JEFFREY PAP

GOMEZ: INVESTIGATOR GOMEZ

JOHNSON: INVESTIGATOR JOHNSON

ETHIR: SAKU ETHIR, ATTORNEY

[BEGINNING; RECORDING IDENTIFIED AS: RPD OFFICER JEFFREY PAP, DURATION: 20:53]

RPD Officer Jeffery Pap 2018.03.09_04.28_01

GOMEZ: Investigator Gomez from the Riverside Sheriff's Central Homicide Unit. This is in reference to JV180670133. It would be an officer involved shooting investigation involved with Riverside Police Department officers. Address in question is 9931 Willow Brook in Jurupa Valley. Present currently, as again is Investigator Gomez. To my right is?

JOHNSON: Investigator Anthony Johnson.

ETHIR: Oh, I'm sorry, Saku Ethir. Sorry. I'm digging in my---Your turn.

PAP: Officer Jeffrey Pap.

GOMEZ: Officer Pap, the purpose of this meeting is to obtain a voluntary statement from you as to the events you may have witnessed last night in reference to this officer involved shooting. You are not the focus of this investigation, and this is a criminal investigation in nature. Obviously, you've had time to talk to your attorney, your representative. At this time what we are requesting is a voluntary statement from you.

PAP: Yes.

GOMEZ: Okay. I'm just going to go through some basic information from you. Can you spell your first and last name please?

1 PAP: Yes. Jeffrey, J E F F R E Y, last name is Pap, like Paul, Adam, Paul.
2
3 GOMEZ: And your ID number, sir?
4
5 PAP: 1668.
6
7 GOMEZ: And how long have you been a law enforcement officer?
8
9 PAP: Approximately eight years.
10
11 GOMEZ: With the RPD only, or any other agencies?
12
13 PAP: Yeah, just with RPD.
14
15 GOMEZ: Any prior military experience?
16
17 PAP: Yes. I served in the Marine Corps Reserve for six years.
18
19 GOMEZ: What is your current assignment, sir?
20
21 PAP: I'm assigned to our full time SWAT team, Metro Red Team.
22
23 GOMEZ: How long have you been with them. In your current assignment?
24
25 PAP: I would say ten months approximately.
26
27 GOMEZ: And prior to that?
28
29 PAP: Prior to that I was assigned to the post release accountability compliance team
30 for two years. The PAC Team.
31
32 GOMEZ: What day of the week is this for you?
33
34 PAP: Today is---
35
36 GOMEZ: Or yesterday, what was yesterday?
37
38 PAP: Thursday.
39
40 GOMEZ: And what was your shift?
41
42 PAP: I was scheduled to work noon to 10:00 p.m.
43
44 GOMEZ: When you came in yesterday, what was the specifics of your assignment?
45 Was there anything scheduled?

1 PAP: The majority of the team was working like an overtime assignment for
2 training. Officer Park and I had worked late the night before, so we just came
3 in and we're just at our hangar where we work, just catching up on paperwork.
4
5 GOMEZ: Did anything come up, any operations that you guys were going to work?
6
7 PAP: After everyone finished the overtime assignment, ah, Officer Wright came up
8 with the plan that we were going to go do a surveillance here in Jurupa Valley.
9
10 GOMEZ: And what was the specifics of the surveillance?
11
12 PAP: We were looking for a wanted suspect by the name of Ernie Saldivar.
13
14 GOMEZ: What specifically do you know about this Saldivar?
15
16 PAP: I had been involved in several investigations where we were looking for him,
17 spanning all the way back to, I think August of 2017. He had been involved
18 in a shooting at his girlfriend's house, where he was suspected of shooting at
19 the residence while she was there. I also knew he was a parolee and was
20 currently a parolee at large.
21
22 GOMEZ: What was the specifics, briefs about this operation today in the surveillance?
23 Was there an address, information that you obtained?
24
25 PAP: Yeah. Officer Wright, while we were at the hangar, just kind of did like a
26 verbal brief, and then later sent out text messages with pictures of like an
27 operations plan, pictures of Ernie, pictures of the address where we were
28 going to be going, not pictures, but you know, a text with the address, 9931
29 Willow Brook in Jurupa Valley. This was a suspected you know, location
30 where they--he thought that Ernie might be at. So, the plan---My assignment
31 during the incident was to be a takedown unit, along with Officer Park, in the
32 event that anyone that we wanted stopped leaving the location in a vehicle,
33 we would conduct a traffic stop, either take Ernie into custody, or obtain
34 information about his whereabouts.
35
36 GOMEZ: So, you were in a black and white, two-man unit, you're dressed for the day,
37 or your regular dress is basically green BDU pants, black shirt, and a black
38 LBV, load bearing vest?
39
40 PAP: That's correct.
41
42 GOMEZ: It basically has the identifiers on the front, RPD patches, police, and police
43 on the back?
44
45 PAP: That's correct.

1 GOMEZ: Okay. Where exactly where you guys located during the surveillance by your
2 other team members?
3
4 PAP: The---Officer Monreal was in an undercover vehicle on the street. Officers
5 Wright, Soria and Lopez were in a van on the street, and then Officer Park
6 and I were approximately two to three blocks to the east at a park.
7
8 GOMEZ: Okay.
9
10 PAP: I don't remember the name of the park, but like a baseball park.
11
12 GOMEZ: But you guys were monitoring radio traffic?
13
14 PAP: Yes.
15
16 GOMEZ: Okay. So, the guys who had point or eyes on the target location, they were
17 putting out some traffic here and there?
18
19 PAP: Yes.
20
21 GOMEZ: What specifics, if you can recall, did they put out?
22
23 PAP: I recall them saying they could see two male subjects inside the garage, and
24 then late---as the surveillance went on, I recall Officer Wright saying that
25 there's someone he believed was possibly Ernie inside the garage as well.
26
27 GOMEZ: Was a description provided?
28
29 PAP: Yes.
30
31 GOMEZ: What was it?
32
33 PAP: Hispanic male, black shirt, I believe black shorts with tattoos.
34
35 GOMEZ: Okay, and that was---Obviously that wasn't the description you were given at
36 the briefing, that was an updated description from what they observed as far
37 as you know?
38
39 PAP: Yes.
40
41 GOMEZ: Okay. Was there anything else described as to the occupants of that garage?
42
43 PAP: I believe I recall them saying that maybe there was a female or two also in the
44 garage. I don't remember specifically how many.
45

1 GOMEZ: Okay, and you said you had---you were provided at least some type of
2 description of the residence, right?
3
4 PAP: Yes.
5
6 GOMEZ: A Google Earth image or something?
7
8 PAP: I was given the address, and then using my phone I pulled it up on Google
9 Earth and looking at the street view just to get a look at it.
10
11 GOMEZ: Okay. So, your first view of the residence is when you actually approach the
12 house once the decision is made to go and make contact?
13
14 PAP: I looked at a picture of it online, but the first time I actually seen it was when
15 we approached the residence.
16
17 GOMEZ: Okay, and you guys were behind the Dodge that had Wright and everybody
18 else in it?
19
20 PAP: Yes, we followed them in once we made the decision to approach.
21
22 GOMEZ: Okay. Once you guys approach and land, is there anything---updated
23 information provided at that point in time?
24
25 PAP: I recall Officer Monreal saying something like they're coming out or they're
26 coming out of the garage. I remember hearing that.
27
28 GOMEZ: Okay. So obviously big concern now. You possibly have people coming out
29 as you guys are approaching, right?
30
31 PAP: Yes.
32
33 GOMEZ: Was it a rapid response toward that location then or part of the garage?
34
35 PAP: We initially exit our vehicles, probably at like a swift walk, and then once we
36 heard officer---Once I heard Officer Monreal say that, I can see---I started
37 you know, kind of more jogging---obviously not sprinting. It's a lot of gear
38 to be sprinting in, but yeah, the team started moving a lot faster up to that
39 garage.
40
41 GOMEZ: Okay. Do you know where you were in the stack?
42
43 PAP: Not specifically, but I do know that Officer Park, Officer Wright, and Officer
44 Soria were ahead of me.
45

1 GOMEZ: Okay. Where---Were you assigned a specific duty at that point in time?
2 When you arrived, were you tasked with handling---
3
4 PAP: Initially, Officer Park and I, as we were driving up, he said to cover the front
5 door, so that was my initial assignment, and then as we approached you know,
6 the situation unfolded, and I shifted my duty that I was doing.
7
8 GOMEZ: Okay. Where'd you go?
9
10 PAP: Approached the garage. I saw them break the corner of the garage, make
11 entry into it. I lost sight of them. I heard the sounds of gunfire, so I moved
12 further up to the garage, so I could see into it. I couldn't see the officers in
13 there anymore. I saw a male subject lying on the ground, like complying.
14 Officer Lopez told me verbally he had him, he was going to cover him, so I
15 had---As we were approaching, I recall someone saying he's running, so I
16 could see the door where you know---the only door leading from the garage
17 into the residence. In my mind, I believed that the suspect was running
18 through the residence and was probably going to try to get out of the back
19 yard. So, at that point I made the decision to go to the side gate on the west
20 side. Attempt to get through the side gate, wasn't able to open it, so I jumped
21 the side gate, and then just held on the back yard, on the---what would that be
22 like, the two/three corner, so maybe like the northwest corner of the house.
23
24 GOMEZ: Okay. Let's go back to when you heard the gunshots.
25
26 PAP: Mm-hmm.
27
28 GOMEZ: Where were you at?
29
30 PAP: I was---If I had to estimate, it would be maybe ten yards from the edge of that
31 garage.
32
33 GOMEZ: Okay. So, the---At least part of your team was---had already basically
34 breached that garage door?
35
36 PAP: Yes, they'd already broke that plane and out of my sight, and it appeared to
37 look like they were going into the garage.
38
39 GOMEZ: Did you hear anything prior to the gunshots, commands, yells, any
40 communication?
41
42 PAP: I recall people yelling. I don't recall specifically if anything was said though.
43
44 GOMEZ: Okay. Anything being broadcasted over the air?
45

1 PAP: Other than what Officer Monreal said about people coming out, I don't
2 remember.
3
4 GOMEZ: Okay. Your radios and that---I should have asked this---Do you wear an
5 earpiece or is it just the mike?
6
7 PAP: I wear an earpiece.
8
9 GOMEZ: Okay. So, you heard some type of communication happening in the garage?
10
11 PAP: Mm-hmm.
12
13 GOMEZ: But you can't discern what it was.
14
15 PAP: Specifically, no, I couldn't tell you.
16
17 GOMEZ: Okay. From the time that you hear that yelling, how quickly does it escalate
18 to now I'm hearing gunshots?
19
20 PAP: If I had to estimate, a few seconds probably.
21
22 GOMEZ: Okay. You hearing anything about you know, either gun, hands, anything?
23
24 PAP: I recall people yelling hands, hands, hands, but that's pretty common on the
25 operations that we do, so that's usually what we're yelling, so---
26
27 GOMEZ: Because hands are the threat, right?
28
29 PAP: Yeah, that's the threat that we---It's---
30
31 GOMEZ: Okay, and when you finally get to that garage, the only person that you---
32 Well, the only person that you can see at that point in time is it now Lopez
33 and he's dealing with a subject that's on the ground?
34
35 PAP: I, I broke the plane. I saw the subject on the ground, and I recall Officer
36 Lopez being to my left, kind of like flanking out to the left as we were
37 approaching it, so I remember him saying that he has that subject, so I believe
38 he either crossed behind me or in front of me, and then I started pushing to
39 that side gate.
40
41 GOMEZ: Okay. Did you see anyone else in that garage on the floor?
42
43 PAP: I don't recall.
44
45 GOMEZ: Okay, and obviously you don't have sight of Park, Wright, or Soria?

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PAP: I don't remember seeing them.

GOMEZ: Okay, but you do remember someone saying that he's running?

PAP: Yes.

GOMEZ: Now was that over the air on your radio, or do you believe it was someone in that garage that you specifically heard say he's running?

PAP: I believe it was someone in the garage saying verbally he's running, not over the radio.

GOMEZ: Okay. Were you able to discern who that was?

PAP: Ah, specifically, no, but I could tell it was one of the guys from my team.

GOMEZ: Okay. So, you never actually got to see Ernie, the fact that he's the male in the black shirt, black shorts, none of that?

PAP: Not---

GOMEZ: He's already out of your view, along with everybody else, and the only guy that you see is this guy that's on the ground, and he does not match that description, correct?

PAP: I did not see Ernie at that point.

GOMEZ: Okay, but the male that's on the ground being detained by Officer Lopez, he's not in the black shirt, he's not in the black shorts, he's not matching the description of the guy you know as Ernie?

PAP: Yeah, I could tell that wasn't Ernie.

GOMEZ: Okay, and then when you go into the back yard, I mean do you hear or see anything else from that point?

PAP: As I was moving from the open garage to that gate, I heard more gunshots from inside the residence. What sounded like they were inside the residence.

GOMEZ: Okay. The first set of gunshots, do you remember how many there were that you heard?

PAP: If---I don't know specifically. If I had to estimate, I would say two to three.

1 GOMEZ: Okay, and then you said there was a second set.
2
3 PAP: Yes.
4
5 GOMEZ: How much time do you think went by from the first set to the second set?
6
7 PAP: Again, if I had to estimate, probably a few seconds.
8
9 GOMEZ: Okay, and how many shots the second time?
10
11 PAP: I don't know specifically on the second one, but it was more than the first, so--
12 --
13
14 GOMEZ: Okay.
15
16 PAP: More than two or three.
17
18 GOMEZ: Obviously it's a different sound now to you, because you've moved yourself
19 away from it, right?
20
21 PAP: Yes.
22
23 GOMEZ: Does it sound like it's still in the garage or inside the house now?
24
25 PAP: It sounded like it was further inside the house.
26
27 GOMEZ: Okay. Not from the back of the house, but somewhere inside the house?
28
29 PAP: It seemed like more from the middle area of the house.
30
31 GOMEZ: Okay. So, at that point you're over the fence?
32
33 PAP: Yes.
34
35 GOMEZ: You take a position in the back yard?
36
37 PAP: Yes.
38
39 GOMEZ: Do you hear anything coming in, any verbalization, commands, anything?
40
41 PAP: I remember hearing people yelling hands, don't move, show us your hands,
42 just stuff like that.
43
44 GOMEZ: Did you ever hear the name Eddie or Ernie, I'm sorry?
45

1 PAP: I remember, I believe Officer Wright put out over the radio that Ernie was
2 down. Over the radio I remember hearing that.
3
4 GOMEZ: Okay. How long do you hang out in the back yard?
5
6 PAP: I was there probably---it seemed like maybe five minutes. Put out a few
7 things over the radio, just letting them know that I was back there, that I was
8 covering it. I remember putting out or asking if we were switching over to
9 channel one. I believe that Officer Monreal said that we were going to switch
10 to our channel one, so rather than being on our little team channel that only
11 we---that we're using, we switched to our main dispatch channel where all of
12 our PD can hear us. I remember hearing Officer Park put out that there---we
13 needed more units, there had been shots fired, suspect was down, we needed
14 medical aid and some more units. At that point, I remember getting on the
15 radio and saying that all the officers were code four, because prior to that I
16 heard Officer Monreal say that all the officers were code four on our
17 individual team channel.
18
19 GOMEZ: Okay.
20
21 PAP: But I put that over channel one, so that our dispatch knew that we were okay.
22
23 GOMEZ: Because your tactical channel wasn't being monitored by anyone?
24
25 PAP: It can be, but I don't know specifically if someone was listening to it, if a
26 dispatcher was listening to it at that time. They have access to listen to it, but
27 I don't know if they were at that time.
28
29 GOMEZ: Okay. Anything else Tony?
30
31 JOHNSON: No. Just the only thing---You're just armed with your pistol or did you have
32 a rifle?
33
34 PAP: Just my handgun, my pistol.
35
36 JOHNSON: Okay.
37
38 GOMEZ: Who was driving between you and Park?
39
40 PAP: I was driving.
41
42 GOMEZ: Okay.
43
44 ETHIR: I think the only thing you might want to ask him is about the gun, and any
45 contact he may have had with the gun.

1 GOMEZ: That's right. I forgot about that, yeah.
2
3 ETHIR: And I---You were going to say something, so that's---
4
5 PAP: Yeah, it's okay. I was just going to bring it up, so yeah.
6
7 ETHIR: Okay, okay. Yeah, I just want to make sure you didn't have something else
8 on your mind that---
9
10 GOMEZ: Following the fact that you're in the back yard, did you ever go back into the
11 residence or have any other contact with anyone inside?
12
13 PAP: Yes, I did, I went back into the residence. I waited there, like I said, it felt
14 like five minutes, maybe more, until two RSO deputies arrived, Deputy
15 Balderam and Deputy Gomez. They took my position, covered the rear yard.
16 I went back through the fence. I was able to open it from the other side. Went
17 into the garage, into the laundry room, and that's where I encountered the rest
18 of the team and Ernie that was down on the ground there.
19
20 GOMEZ: And what happened then?
21
22 PAP: We came up with a plan, along with an RSO canine to clear the rest of the
23 residence, to get anyone else out that was inside of there, look for any other
24 threats to us. After we cleared the residence, came back out to the like living
25 room--I'm sorry, the hallway, like slash laundry room where Ernie was down
26 in. Officer Monreal pointed out that there was a gun next to Ernie and asked
27 me if I could clear it and move it out of the way.
28
29 GOMEZ: Okay.
30
31 JOHNSON: Now just a question---Just the clearing of the weapon---At that point did you
32 know that Ernie was deceased?
33
34 PAP: I didn't know.
35
36 JOHNSON: Okay, and I guess is that just a practice just to clear the weapons like that, to
37 unload them, basically render it safe?
38
39 PAP: Typically, yes, especially in this situation, because we were planning on
40 medical aid coming in, and we didn't want the gun to get stepped on, have it
41 go off, you know, have someone else get access to it, and basically just wanted
42 to make it safe for the paramedics or the EMT's who were going to be coming
43 in.
44
45 JOHNSON: Okay.

1 GOMEZ: You gloved up right?
2
3 PAP: Yes.
4
5 GOMEZ: Latex?
6
7 PAP: Yes.
8
9 GOMEZ: All right. Was a round chambered?
10
11 PAP: Yes.
12
13 GOMEZ: Okay. You ejected the magazine?
14
15 PAP: Yeah, removed the magazine, attempted to lock the slide to the rear, couldn't
16 get it to lock to the rear, but pulled the slide to the rear, a round came out of
17 the chamber, and then I just wasn't---like I said, wasn't able to lock it to the
18 rear, so just put it back forward, and just set it on the counter kind of next to
19 where Ernie and Officer Monreal were at.
20
21 GOMEZ: So, as you're looking into---from the garage to where he's at and towards the
22 back slider, it's to your right, right?
23
24 PAP: Yes.
25
26 GOMEZ: Okay. Nothing else.
27
28 ETHIR: We're good.
29
30 GOMEZ: 4:52.

31
32 [END; RECORDING IDENTIFIED AS: RPD OFFICER JEFFREY PAP, DURATION: 20:53]

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34 NG/BOS/Bkc
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