Riverside PD
CA0331300

# SUPPLEMENTAL REPORT

1. Original File No. P13169168			2.	3. Off ID 4 0444		4. Dist.	t. 5. Crim		-Ct.	6. Crime-Ct.		7. Crime-Ct.	8. Date	8. Date/Time O		rred	9. Da	ıy		
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	17. Address of Occurrence (Street No. – Name – City) 3020 E. La Cadena, Riverside CA  18. Type of P Parking																			
	For ID USE: V = Victim, I = Informant, W = Witness, O = Other																			
19. ID: V Officer Shadee Hunt #1680 21. Race – Sex																22. D				
23. Residence Address 24								24. Business or School Address Riverside Police Department							e Phone 26. Bus. Phone					
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Date Prepared: <u>12-11-13</u>

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# **Assisting Investigators**

# **Riverside Police Department**

Sgt. D. Russell - Investigations Supervisor

Det. G. Rowe - Co Case Agent/Interviews

Det. R. Wheeler - Scene

Det. J. Brandt - Scene and weapons charting

Det. R. Sanfilippo - Interview

Det. M. Medici – Video recovery

Evidence Tech S. McKay-Davis - Scene

# **Riverside County District Attorney**

DDA Michelle Paradise DA Investigator Dan Binyon

# **Riverside County Sheriff/Coroner**

Deputy Ferris #N3582

# **Riverside Police Officers Association Attorney**

Saku E. Ethir Law Office of Saku E. Ethir 11801 Pierce #200, Riverside CA 92505 (909) 260-9220

Estrada, Jose De La Luz DOB:

HMA 511 180 BLK BRO

Suarez. Stephanie DOB:

HFA 5'00 140 BRO GRN

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### **Narrative**

On 11-23-13 at approximately 0030 hrs I was called by Sgt Russell and told to respond to an Officer Involved Shooting (OIS) in the area of 3020 East La Cadena in the City of Riverside. I arrived at approximately 0120 hrs and noted the entire area was cordoned off with yellow crime scene tape and uniformed officers were guarding the perimeter.

Once the listed Assisting Investigators arrived we were briefed about the incident by patrol Sgt Matt Cash. I learned that Riverside Police Officer Shadee Hunt was on routine patrol in marked police unit #3934 when he stopped to check on a pedestrian walking to a vehicle parked in the parking area of the business at 3020 East La Cadena. The location is "Poma Automated Fueling", an unmanned, automated self-fueling station (The area is fairly desolate late at night). During that contact the pedestrian produced a handgun and fired several times at Officer Hunt over the roof of the parked suspect vehicle. Officer Hunt sought cover and returned fire, apparently striking the suspect, who was deceased at the scene.

Sgt Cash told us that patrol officers had located and interviewed several witnesses who had seen some of the incident as they stood in the yard of a residence at 3055 East La Cadena. He also directed our attention to the residence at 3071 East La Cadena, which is directly across the street from where the suspect vehicle was parked. Sgt Cash explained that 3071 was a known "drug house" and that the suspect may have been there prior to going to the vehicle across the street.

The vehicle that the suspect was walking to, a tan 1997 Nissan Altima (CA 7CHH175), was occupied by two people, a driver and a rear passenger. These subjects were uninjured and had been transported to the Magnolia Police Station. The driver was identified as W1 Jose Estrada and the rear passenger was W2 Stephanie Suarez.

Officer Hunt was uninjured and had been transported to the Magnolia Police Station.

A brief walk through of the scene revealed that Officer Hunt's police car had been struck by the suspect's gunfire at least two times near the driver's door and a small pickup truck parked in front of a residence near Officer Hunt's police car was also struck by at least one round. Two expended .40 caliber bullet casings were located on the ground near Officer Hunt's police car presumably from Officer Hunt returning fire.

All four of the windows in the suspect vehicle appeared to have been struck by gunfire and there was what looked like outgoing bullet strike marks on top of the roof of the suspect vehicle in the direction of Officer Hunt's unit. The suspect was lying on the ground outside of the passenger door area of the suspect vehicle and a six shot .38 revolver was on the ground near him. The revolver was later found to be loaded with (1) live .38 round, (3) fired rounds, and (2) empty chambers.

After viewing the scene Det Rowe and I responded to the Magnolia Police Station for follow-up. Det Rowe and I interviewed W1 Estrada and Det Sanfilippo interviewed W2 Suarez. Det Rowe and Det Sanfilippo prepared reports documenting those interviews. W1 basically said that he knows S-Ramirez from around the neighborhood and S-Ramirez asked him for a ride to this location for an unknown reason and he agreed to it. W2 was just along for the ride and had no idea what S-Ramirez was up too. Both said they had no idea S-Ramirez was armed.

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Officer Hunt was allowed to confer with his RPOA attorney, Saku Ethir, in accordance with Riverside Police Department policy and watch the COBAN video from his police unit. He was photographed and his weapons were charted. Officer Hunt's Department issued, 40 caliber Glock semi-automatic pistol was found to be missing (2) rounds. His spare magazines and a back-up weapon he keeps on his ankle were still fully loaded (See Det. Brandt's report for details).

Officer Hunt's duty weapon and magazines were seized as evidence and he was issued a replacement weapon by Sqt. Russell.

Det Rowe and I then interviewed Officer Hunt. Also present in the room was his attorney, Saku Ethir, Deputy District Attorney Michelle Paradise and her investigator Dan Binyon. This interview was recorded.

## Officer Hunt's Statement

Officer Hunt's Attorney Saku Ethir began by making the statement that Officer Hunt was cooperating with the interview in compliance with Riverside Police Department policy 4.8.

Officer Hunt was wearing a long sleeved Riverside Police uniform including department patches, badge, holster and related police gear. He had a digital recorder but it had no recordings on it. Officer Hunt's police vehicle was equipped with a COBAN audio and visual recorder and he stated the COBAN microphone was in the charger in the car during this incident.

Officer Hunt told Det Rowe and me that he was working alone on the graveyard shift assigned to the North NPC and his designator was "A137". He had just left a call and was driving south on (East) La Cadena towards Vine when he saw a pedestrian run across the street in front of him. As he approached the area the pedestrian ran to he saw him walking towards a 4-door Nissan Altima parked facing north in a darkened parking area adjacent to a self-automated gas station (at 3020 East La Cadena). Officer hunt said he thought it looked suspicious so he turned on his spotlight and illuminated the subject to see what he was doing as he drove up and stopped adjacent to the parked vehicle. He noted someone sitting in the driver's seat of the parked car but was trying to keep his eyes on the pedestrian.

Officer Hunt described the subject as a Hispanic male wearing a black baseball style cap and a black jacket.

Officer Hunt said he rolled down his window and asked the pedestrian, later identified as S-Ramirez, "What are you doing". S-Ramirez continued to walk to the parked vehicle and was rounding the trunk area to the passenger side and replied, "Oh, I'm good". Officer Hunt said he believed S-Ramirez was trying to avoid him and was acting suspiciously, so he started to get out of his police car and again asked S-Ramirez what he was doing. S-Ramirez replied, "We're good" and continued walking to the passenger side of the vehicle. Officer Hunt could only see S-Ramirez's head over the roof of the parked car. All of the sudden Officer Hunt thought he saw S-Ramirez's arms come up over the roof of the car, but he definitely saw muzzle flashes and heard what he thought were (2) gunshots, and realized that S-Ramirez was shooting at him. Officer Hunt initially said he returned fire, then ran around the front of his patrol car to the

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passenger side for cover and called for help. It was later determined through his COBAN video that he sought cover first, and *then* returned fire. After pointing out to him what we saw on the video he agreed that he must have returned fire after seeking cover, but he thought it was the other way around. Officer Hunt said he believed he fired two or three times in the direction he last saw S-Ramirez and stopped because the suspect was not shooting at him anymore.

Officer Hunt said that he could not see the suspect anymore and thought that he was probably hiding behind the parked car now. Officer Hunt had no idea that any of his shots had struck the suspect. He thought he heard some communication between the suspect and the driver of the parked car, but it only lasted for a few seconds and he could not make out what had been said. Officer Hunt said he got on the radio and broadcast the shooting, his location and the suspect description. He stayed in his current position until other police units arrived.

After other units were in position Officer Hunt retrieved his assault rifle from his vehicle, but he never fired it. He did not know that the suspect had been shot and was still there until the Riverside Police Helicopter (Air One) was overhead, and put out over the radio that a subject was down and half in and half out of the front passenger seat of the car.

When enough officers were on-scene the passengers of the parked car were called out of the vehicle and detained.

After this first interview we took a break and Det Rowe and I watched the COBAN video again. At this point we noted that Officer Hunt had fired after taking cover, and not before. We went back and opened the interview again with Officer Hunt to address the issue, which I mention in the beginning of this statement.

Officer Hunt said he did not reload his duty pistol after the shooting.

#### Video

COBAN video was obtained from Officer Hunt's police vehicle and video was acquired from two area businesses.

The COBAN video is buffered video and there is no audio since Office Hunt never activated the COBAN recorder, nor activated his overhead lights. The video shows Officer Hunt southbound on East La Cadena towards Vine. A pedestrian can be seen running across the road ahead of him and Officer Hunt turns on his spotlight then pulls over and parks. Within 20 seconds Officer Hunt is seen running around the front of his police car to the passenger side. Immediately one to two puffs of smoke I believe are from gunfire can be seen coming from where Officer Hunt was in an easterly direction. Other than this no other part of the incident was captured.

Video was obtained by Det Medici from Eagle Road Service at 3011 E. La Cadena and the Poma Automated Fueling at 3020 E. La Cadena. Both videos are very poor and basically depict Officer Hunt's police car arriving on scene and his spotlight turning on. The video from the Eagle Road service shows what looks like muzzle flashes from the area of the suspect vehicle, but again the video is very grainy and poor. A full size pickup can be seen parked next to the offices at the gas station, north of the suspect vehicle. The vehicle takes off after the shooting. Det Medici asked the person he obtained the video from regarding Poma Fueling and he identified

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them as the cleaning crew, and provided their phone number. See Det. Medici's supplemental report for more details.

The cleaning crew in the truck was a man and his wife and they were Spanish speaking. They were interviewed by RPD Officer Nakamura, who is fluent in Spanish. The male witness said he saw S-Ramirez walking with the handgun already in his right hand hidden next to his leg when Officer Hunt first pulled up. He saw S-Ramirez shoot at Officer Hunt so he and his wife hid in the truck. They took off after the shooting because they were scared. See Officer Nakamura's report for details of this interview.

#### 3071 E. La Cadena

The likely location that S-Ramirez was visiting just prior to the shooting was 3071 E. La Cadena. Det Medici searched that residence on the night of the incident and the occupants claimed they had no information and clearly did not want to cooperate. This address is well known to area officers as a place where drugs are used and sold. See Det Medici's report for details of that search.

#### Disposition

Based on the evidence to this point it appears that S-Ramirez fired a .38 caliber revolver at least three times at Officer Hunt in an attempt to kill him and Officer Hunt returned fire twice in selfdefense. The investigation is continuing.