

Google Maps 9



Imagery ©2016 Google, Map data ©2016 Google

50 ft

B Location*

Check this box to indicate that the address is an alternative location specification. Use only for wildland fires.

Number/Milepost: [redacted] Prefix: [redacted] Street or Highway: [redacted] City: McKinleyville State: CA Zip Code: 95519

Released to: ACSO Date: 10/17/16

ARCATA FIRE DISTRICT

C Incident Type *

1112 Multi Family Structure Fire

E1 Date & Times Midnight is 0000

Check boxes if dates are the same as Alarm. ALARM always required.

Alarm: 08/17/2016 10:15:00

Arrival: 08/17/2016 10:25:25

Controlled: 08/19/2016 16:30:00

Last Unit Cleared: 08/19/2016 16:30:00

E2 Shift & Alarms

Local Option: A [] 2 []

Shift or Alarms District: A [] 2 []

D Aid Given or Received*

1 Mutual aid received (FDID: 12025, State: CA)

2 Automatic aid received

3 Mutual aid given

4 Automatic aid given

5 Other aid given

N None

ARRIVAL required, unless canceled or did not arrive

CONTROLLED Optional, Except for wildland fires

LAST UNIT CLEARED, required except for wildland fires

E3 Special Studies

Local Option: [] []

Special Study ID# [] Special Study Value []

F Actions Taken *

11 Extinguishment by fire (Primary Action Taken (1))

92 Standby (Additional Action Taken (2))

70 Assistance, Other (Additional Action Taken (3))

G1 Resources *

Check this box and skip this section if an Apparatus or Personnel form is used.

Apparatus: Suppression [], EMS [], Other: 0008, 0023

Check box if resource counts include aid received resources.

G2 Estimated Dollar Losses & Values

LOSSES: Required for all fires if known. Optional for non fires.

Property \$ [] 091 [] 775 []

Contents \$ [] 247 [] 792 []

PRE-INCIDENT VALUE: optional

Property \$ [] 367 [] 099 []

Contents \$ [] 275 [] 324 []

Completed Modules

Fire-2

Structure-3

Civil Fire Cas.-4

Fire Serv. Cas.-5

EMS-6

HazMat-7

Wildland Fire-8

Apparatus-9

Personnel-10

Arson-11

H1* Casualties None

Deaths Injuries

Fire Service: [] []

Civilian: [] 001

H2 Detector Required for Confined Fires.

1 Detector alerted occupants

2 Detector did not alert them

U Unknown

H3 Hazardous Materials Release

N None

1 Natural Gas: slow leak, no evacuation or HazMat actions

2 Propane gas: <21 lb. tank (as in home BBQ grill)

3 Gasoline: vehicle fuel tank or portable container

4 Kerosene: fuel burning equipment or portable storage

5 Diesel fuel/fuel oil: vehicle fuel tank or portable

6 Household solvents: home/office spill, cleanup only

7 Motor oil: from engine or portable container

8 Paint: from paint cans totaling < 55 gallons

0 Other: Special HazMat actions required or spill > 55gal., Please complete the HazMat form

I Mixed Use Property

NN Not Mixed

10 Assembly use

20 Education use

33 Medical use

40 Residential use

51 Row of stores

53 Enclosed mall

58 Bus. & Residential

59 Office use

60 Industrial use

63 Military use

65 Farm use

00 Other mixed use

J Property Use* Structures

131 Church, place of worship

161 Restaurant or cafeteria

162 Bar/Tavern or nightclub

213 Elementary school or kindergarten

215 High school or junior high

241 College, adult education

311 Care facility for the aged

331 Hospital

341 Clinic, clinic type infirmary

342 Doctor/dentist office

361 Prison or jail, not juvenile

419 1-or 2-family dwelling

429 Multi-family dwelling

439 Rooming/boarded house

449 Commercial hotel or motel

459 Residential, board and care

464 Dormitory/barracks

519 Food and beverage sales

539 Household goods, sales, repairs

579 Motor vehicle/boat sales/repair

571 Gas or service station

599 Business office

615 Electric generating plant

629 Laboratory/science lab

700 Manufacturing plant

819 Livestock/poultry storage (barn)

882 Non-residential parking garage

891 Warehouse

Outside

124 Playground or park

655 Crops or orchard

669 Forest (timberland)

687 Outdoor storage area

931 Dump or sanitary landfill

931 Open land or field

936 Vacant lot

938 Graded/care for plot of land

946 Lake, river, stream

951 Railroad right of way

960 Other street

961 Highway/divided highway

962 Residential street/driveway

981 Construction site

984 Industrial plant yard

Lookup and enter a Property Use code only if you have NOT checked a Property Use box:

Property Use: 419

1 or 2 family dwelling

K1: Person/Entity Involved Local Option Business name (if applicable) Area Code Phone Number

Check This Box if same address as incident location. Then skip the three duplicate address lines.

Mr., Ms., Mrs. First Name MI Last Name Suffix

Number Prefix Street or Highway Street Type Suffix

Post Office Box Apt./Suite/Room City

State Zip Code -

More people involved? Check this box and attach Supplemental Forms (NFIRS-1S) as necessary

K2 Owner Same as person involved? Then check this box and skip the rest of this section. Local Option Business name (if Applicable) Area Code Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr., Ms., Mrs. First Name MI Last Name Suffix

Number Prefix Street or Highway Street Type Suffix

Post Office Box Apt./Suite/Room City

State Zip Code -

L Remarks Local Option

HUU-16006790

On 08/17/2016 at 09:52:30 dispatched To [REDACTED] /McKinleyville, CA 95519. The location is a 1 or 2 family dwelling. The incident was determined to be a(n) Assist Police or other governmental agency.

10:25:25 arrived on scene.

The following involvements were noted:

| Name/Business Name | Involvement Type |
|--------------------|------------------|
| [REDACTED] | [REDACTED] |

The following actions were performed on scene:

- Extinguishment by fire service personnel
- Standby
- Assistance, Other

Units responding were:
Unit 8200 responded.

L Authorization

| | | | | | | |
|---|-----------------------------|------------------------|--------------------|-------------|-----------|--------------|
| <input type="checkbox"/> 63 Officer in charge ID | CAMPBELL, SEAN Signature | BC Position or rank | 8201 Assignment | 08 Month | 29 Day | 2016 Year |
| <input checked="" type="checkbox"/> 63 Officer making report ID in charge. | CAMPBELL, SEAN Signature | BC Position or rank | 8201 Assignment | 08 Month | 29 Day | 2016 Year |

12140
FDID *

CA
State *

MM DD YYYY
8 17 2016
Incident Date *

MCK
Station

16006790
Incident Number *

000
Exposure *

Complete
Narrative

Narrative:

[REDACTED], MCKINLEYVILLE

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10:25:25 arrived on scene.

The following involvements were noted:

Name/Business Name Involvement Type

[REDACTED]

The following actions were performed on scene:

- Extinguishment by fire service personnel
- Standby
- Assistance, Other

Units responding were:

- Unit 8200 responded.
- Unit 8201 responded.
- Unit 8202 responded.
- Unit 8203 responded.
- Unit 8215 responded.
- Unit 8217 responded.
- Unit 8283 responded.
- Unit OV responded.

Mutual aid received:

Humboldt Bay Fire

16:00:00 all units back in service.

Arcata Fire was contacted via phone by APD Dispatch. The HCSO was at scene of an active shooter incident in McKinleyville and the IC was looking for plans of the building where a gunman was reportedly barricaded inside. We were advised the building was Thomas Home Center. BC Watkins and I responded to the incident with 10 sets of plans for Thomas Home Center, arriving at approximately 1025 Hours on 8-17-16. We quickly realized the building where the gunman was barricaded was an apartment building and not Thomas Home Center. Thomas Home center was the location of the HCSO ICP. We worked to attain plans of the Redwood Creek Apartment Complex without success.

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Narrative:

IC, Under Sheriff Honsel requested we remain at scene to support their operation. [REDACTED] assumed Sutter IC for Fire. E8217 was requested to the scene for standby. We met with AMRA Paramedic Busher to develop a plan for medical care in the event we needed to provide care for the suspect or officers involved.

The HCSO asked if we had personnel available to transport the Complex Managment to their home in Fortuna. [REDACTED] offered to transport the people to their home and transported the office manager from the apartment complex to [REDACTED] home in Fortuna and [REDACTED] (maintenance manager) remained at scene. I assumed Sutter IC.

I met with IC Honsel to discuss our role in the incident and was informed we were standing by to assist with medical if needed. I offered logistical support to the Incident Commander which he accepted. I advised him we could initiate a response from our Volunteer Logistics Unit (VLU) to provide food, drinks, rehab and other logistical support as needed. IC Honsel agreed that this support would benefit their overall incident objectives as the incident appeared to be heading into extended operational period. I contacted VLU Captain Dewey and requested he respond with VLU personnel and U8291 to set up a rehab station to include food and drinks for the incident.

Unit 8291 arrived at the scene at approximately 1230 hours and set up a rehab station. Captain Dewey set up a schedule to staff the station for the next 24 hours in case the incident was extended. VLU personnel assisted at different times as they were available. Primary personnel were T. Dewey, D. Davis, T. Nicholl's, T. Campbell with others working at the station throughout the incident. VLU provided two lunches, one dinner, one breakfast, drinks, and sleeping arrangements for officers and personnel at scene. When the fire incident occurred, VLU provided an accountability officer and scribe while still staffing the rehab station. The VLU also provided care to the evacuee's who were rescued from the adjoining apartments by the SWAT Team. The care provided to evacuee's consisted of a place to stay, food, and drinks until the HCSO could provide a more permanent location. Eventually the people were transported the McKinleyville Family Resource Center on Hiller Road. They were transported to that location by the HCSO Community Services Officer.

IC Honsel and I discussed developing a strategic and tactical plan in the event there was a fire in the apartment where the suspect was barricaded. He referred me to his Operational Officer- Kevin Miller. Officer Miller and I developed a plan for fire response under multiple scenarios then I worked through multiple tactical plans with Captain Finen who was staffing E8217. He briefed the other two on duty crews.

At approximately 1440 Hours, IC Honsel advised me the suspect was threatening to burn his apartment by using natural gas from the stove as an accelerant. I requested a full fire response through the ECC and requested units stage at Chevron on Central @ Sutter. Fire units stood by at scene for approximately one hour until being released with no action taken. IC Honsel advised me that the suspect was conversing with negotiator and the threat of fire was currently low. I released fire units, including E8217. Blue Lake, Humboldt Bay and Fieldbrook Fire departments provided backfill during this event.

1900 Hours- HCSO IC asked if we had a contact or resource for a restroom because Thomas Home Center was closing and personnel were using their restroom. I contacted MCSD Operations Manager James Henry to obtain permission to use the restroom in their shop. Permission was

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Narrative:

granted and I opened the facility guising our key. We activated the security alarm because we did not enter the pass code fast enough. I contacted James Henry to advise him that it was an accidental activation. He called the monitoring company to advise them.

At approximately 0100 hours, exterior perimeter units were informed that the SWAT was going to deploy a flash bang. I requested E8217 to the scene for standby. Following the flash bang, I heard gunfire coming from the interior perimeter. E8217 arrived and were briefed about the flash bang and gunfire. We reviewed the medical tactical plan and the fire tactical plans again with assigned resources. We stood by for approximately one hour when we heard more gunfire. We were then advised that the SWAT could see smoke coming from a window. I advised E8217 to prepare for a fire response. We were then advised SWAT reported fire was visible in a window. I requested a full fire response including HBF to the scene through the ECC. I then called the ECC and advised them there was gunfire followed by a reported fire in the apartment and all units needed to stage at the Chevron Station at Central & Sutter. I made contact with the IC who was now HCSO Officer Kim Thompson to request she notify me when it was safe for us to go in for suppression efforts. She asked how long it would take to get an engine on scene and I advised her I had an engine on scene. She advised me the suspect was down on the front porch and asked if we could fight the fire from the back side of the building. I confirmed we could if it was safe and she said the suspect was at gunpoint on the front porch and she believed it would be safe for us to respond to the C side of the building. She said SWAT was also on the C-side and would provide protection for our personnel.

I ordered E8217 to the C-side of the building for a defensive fire attack using deck gun. They responded into the scene then began driving into the driveway on A-side. I stopped them and re-directed them to C-side. E8217 used tank water and deck gun to begin fire attack on the C-side. I positioned myself on Sutter facing the driveway on A-side.

C8200, B8202 & B8203 arrived and were requested to come to the Fire ICP, ICP location announced.

Fire conditions were as follows: moderate gray/black smoke coming from Division 2, A-side eaves and windows. No fire visible. E8217 was advised they were clear to begin a defensive fire attack.

C8200 arrived at approximately 0201 hours and asked for an assignment. I asked him to locate a hydrant on Sutter, east of the A-side driveway so I didn't have to block the driveway by laying in from the west. I also asked him to support FC Finen on C-side. He was advised suspect was down on front porch in the stairwell.

E8217 was advised they had no water supply because there was no second engine at scene. Additional shots were heard (3-4) and C8200 reported additional shots fired. He was advised that the HCSO ICP had given us clearance to work on C-side and that the shots heard were from the A-side.

E8215 contacted me and advised they were responding code two and they were upgraded to code three. They were assigned water supply, laying from east to west, providing a water supply to E8217 on C-side. E8215 arrived 0207.

AMRA Paramedic J. Busher contacted me on direct and advised they were making PT contact and

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Complete
Narrative**Narrative:**

requested fire personnel assist. BC Gomes and Watkins were assigned PT care, working for paramedic Busher.

Fortuna ECC contacted me to confirm I wanted all units to stage. I confirmed and updated the ECC. I advised dispatcher that suspect was in custody and medical care was being initiated. IC Thompson contacted me face to face and confirmed that the suspect was in custody and we could work on A-side if needed.

E8215 was advised to cancel their assignment (water supply) and initiate F/A on A-side. They were advised suspect was in custody. E8215 advised they would be delayed slightly. I responded to A-side to initiate a F/A using extinguishers. C8200 advised me that E8217 was out of water. T8283 arrived and were advised to remain in staging. E8217 was assigned water supply to E8215. I met C8200 on A-side and gave him a water can and requested he attempt fire control with water can. I grabbed a 20 lb ABC extinguisher to assist him.

E8215 arrived at A-side and set up for F/A. T8283 was assigned to support F/A on A-side but advised their assignment may change because the stairwell to front door was blocked by personnel providing PT care. E8215 established their own water supply.

A 24' extension ladder was thrown to the front window on Division 2 so F/A could gain access to interior of fire building.

BC Watkins advised me PT was 1144 and they were trying to move body from stairwell so F/A could access apartment from front door.

E8217 was assigned to support F/A. E8215 began a defensive F/A from A-side through window to kitchen area. Fire was visible in the hallway between the two bedrooms.

C8200 asked if we were transitioning to an offensive fire attack. I advised him we could transition if the HCSO cleared this assignment because they had not "cleared" the apartment of additional suspects yet. C8200 contacted someone from the HCSO who said two people came out of the structure and that was the number they believed to be in the apartment. They advised the apartment had not been cleared and it was our call if we wanted to go interior. I requested C8200 read smoke from front door to determine tenable living conditions inside apartment. He advised heavy smoke and steam was present from ceiling to floor and indicated we could transition to offensive.

T8283 was reassigned to vertical ventilation over fire room. E8215 was given clearance to transition to an offensive F/A. They began a F/A through the front door with good progress noted from Fire ICP.

0223 hours, B8105 and E8115 arrived at staging and were requested into the scene. PAR checks began with 10 minute increments and only one PAR check was necessary before they were discontinued. ECC was updated on fire conditions and that suspect was in custody. Utilities were secured by fire personnel.

B8115 assigned exposure apartment on Division 2. F/A was advised they had good conversion but it appeared the fire may have gotten into the attic.

B8202 was assigned SAFETY. B8203 advised he was assigning himself to T8283 turntable. F/A

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Complete
Narrative**Narrative:**

advised primary all clear and fire control at 0227 hours. Vent Group reported vent assignment is complete. Safety reported no smoke visible in exposure apartment or from gable vent. E8115 confirmed this after making entry through a Division 2 window on D-side.

F/A reported secondary all clear. Fire was confirmed controlled and crews began salvage and overhaul operations with consideration being given to this being a crime scene. C8200 stood by at the top of the stairwell where the suspects gun was located and he protected that area until HCSO investigators could photograph and collect evidence.

Units were released as they became available and there was no need to re-assign them. HBF units were released first with T8283 to follow. E8217 was made available at scene. E8215 was committed.

Personnel who responded POV were released from the incident. I made contact with HCSO IC to discuss how we were going to coordinate the cause and origin investigation with their overall incident investigation. I was introduced to the investigation team from HCSO and DOJ to go over the plan. I confirmed with investigators that our portion of the investigation was included in the search warrant that had been issued and they were able to confirm this as accurate.

BC Gomes was notified he would be assuming IC for the next operational period and would be in charge of coordinating the cause and origin investigation and complete overhaul. I was preparing to go off duty after being on the incident for approximately 17 hours. Chris Emmons of Humboldt Bay Fire agreed to act as the lead investigator for the cause and origin portion of the cause we had no investigators available. I cleared the scene at 0700 hours with command transfer to BC Gomes. BC Gomes will complete his report for the next operational period. Fire Investigators will release a full report for the cause and origin portion of this report.

Fire Units working at the apartment were advised not to enter unless it is to extinguish hot spots. CO Gurney acknowledged.

I was advised that the suspect had signs of smoke inhalation and possible airway injuries from the heated gases and smoke.

08/24/2016 04:22:21 PM Campbell

B8203 took command at 0700 and assisted with VLU rehab and waited for investigator Emmons to arrive. Investigator Emmons arrived at 0810. B8203 and investigator Emmons met with the DOJ investigators who were still conducting investigation out front. DOJ was not sure when they would be completed outside and had the fire investigator work outside until they were done. E8217 was called to the scene to assist DOJ with laddering the managers office for there investigation The DOJ was delayed and Investigator Emmons had to leave for an appointment and returned around 1330. After waiting for some time, it was determined that DOJ would not be completed enough for the fire investigation to start that day and it would have be the next day. On 8.19.16 Investigator Andresen arrived at 0900 and met with DOJ who was far enough along to have fire start their investigation. By 1630 the fire investigation was concluded. Fire cleared the scene and the scene was still under the control of Humboldt SO. B8203 cleared the scene.

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Complete
Narrative

Narrative:

08/25/2016 03:35:20 PM rgomes

B Property Details

B1 0001 Not Residential
 Estimated Number of residential living units in building of origin whether or not all units became involved

B2 001 Buildings not involved
 Number of buildings involved

B3 None Less than one acre
 Acres burned (outside fires)

C On-Site Materials None *Complete if there were any significant amounts of commercial, industrial, energy or agricultural products or materials on the Property, whether or not they became involved*

Enter up to three codes. Check one or more boxes for each code entered.

On-site material (1)

On-site material (2)

On-site material (3)

1 Bulk storage or warehousing
 2 Processing or manufacturing
 3 Packaged goods for sale
 4 Repair or service
 1 Bulk storage or warehousing
 2 Processing or manufacturing
 3 Packaged goods for sale
 4 Repair or service
 1 Bulk storage or warehousing
 2 Processing or manufacturing
 3 Packaged goods for sale
 4 Repair or service

D Ignition

D1 UU Undetermined
 Area of fire origin *

D2 UU Undetermined
 Heat source *

D3 UU Undetermined
 Item first ignited * Check Box if fire spread was confined to object of origin

D4
 Type of material first ignited Required only if item first ignited code is 00 or <70

E1 Cause of Ignition

Check box if this is an exposure report. Skip to section G

1 Intentional
 2 Unintentional
 3 Failure of equipment or heat source
 4 Act of nature
 5 Cause under investigation
 U Cause undetermined after investigation

E2 Factors Contributing To Ignition

NN None None
 Factor Contributing To Ignition (1)

 Factor Contributing To Ignition (2)

E3 Human Factors Contributing To Ignition

Check all applicable boxes

1 Asleep None
 2 Possibly impaired by alcohol or drugs
 3 Unattended person
 4 Possibly mental disabled
 5 Physically Disabled
 6 Multiple persons involved
 7 Age was a factor
 Estimated age of person involved
 1 Male 2 Female

F1 Equipment Involved In Ignition

None If Equipment was not involved, Skip to Section G

 Equipment Involved

Brand

Model

Serial #

Year

F2 Equipment Power

 Equipment Power Source

F3 Equipment Portability

1 Portable
 2 Stationary

Portable equipment normally can be moved by one person, is designed to be use in multiple locations, and requires no tools to install.

G Fire Suppression Factors

Enter up to three codes. None

NNN None
 Fire suppression factor (1)

 Fire suppression factor (2)

 Fire suppression factor (3)

H1 Mobile Property Involved

None

1 Not involved in ignition, but burned
 2 Involved in ignition, but did not burn
 3 Involved in ignition and burned

 Mobile property model

 Year

 License Plate Number State VIN Number

H2 Mobile Property Type & Make

 Mobile property type

 Mobile property make

Local Use

Pre-Fire Plan Available
 Some of the information presented in this report may be based upon reports from other Agencies

Arson report attached
 Police report attached
 Coroner report attached
 Other reports attached

NFIRS-2 Revision 01/19/99

| | | | |
|--|--|--|---|
| I1 Structure Type * If fire was in enclosed building or a portable/mobile structure complete the rest of this form 1 <input checked="" type="checkbox"/> Enclosed Building 2 <input type="checkbox"/> Portable/mobile structure 3 <input type="checkbox"/> Open structure 4 <input type="checkbox"/> Air supported structure 5 <input type="checkbox"/> Tent 6 <input type="checkbox"/> Open platform (e.g. piers) 7 <input type="checkbox"/> Underground structure (work areas) 8 <input type="checkbox"/> Connective structure (e.g. fences) 0 <input type="checkbox"/> Other type of structure | I2 Building Status * 1 <input type="checkbox"/> Under construction 2 <input checked="" type="checkbox"/> Occupied & operating 3 <input type="checkbox"/> Idle, not routinely used 4 <input type="checkbox"/> Under major renovation 5 <input type="checkbox"/> Vacant and secured 6 <input type="checkbox"/> Vacant and unsecured 7 <input type="checkbox"/> Being demolished 0 <input type="checkbox"/> Other U <input type="checkbox"/> Undetermined | I3 Building * Height Count the ROOF as part of the highest story [002] <small>Total number of stories at or above grade</small> [] <small>Total number of stories below grade</small> | I4 Main Floor Size* <div style="border: 1px solid black; padding: 2px; width: fit-content; float: right;">NFIRS-3 Structure Fire</div> [] , [004] , [400] <small>Total square feet</small> <p style="text-align: center; font-weight: bold;">OR</p> [] , [] BY [] , [] <small>Length in feet Width in feet</small> |
|--|--|--|---|

| | | |
|---|---|---|
| J1 Fire Origin * [002] <input type="checkbox"/> Below Grade <small>Story of fire origin</small> | J3 Number of Stories Damaged By Flame Count the ROOF as part of the highest story [] <small>Number of stories w/ minor damage (1 to 24% flame damage)</small> [] <small>Number of stories w/ significant damage (25 to 49% flame damage)</small> [] <small>Number of stories w/ heavy damage (50 to 74% flame damage)</small> [] <small>Number of stories w/ extreme damage (75 to 100% flame damage)</small> | K Material Contributing Most To Flame Spread <input type="checkbox"/> Check if no flame spread OR same as material first ignited OR unable to determine Skip To Section L K1 [] [] <small>Item contributing most to flame spread</small> K2 [] [] <small>Type of material contributing most of flame spread Required only if item contributing code is 00 or <70</small> |
| J2 Fire Spread * 1 <input type="checkbox"/> Confined to object of origin 2 <input type="checkbox"/> Confined to room of origin 3 <input checked="" type="checkbox"/> Confined to floor of origin 4 <input type="checkbox"/> Confined to building of origin 5 <input type="checkbox"/> Beyond building of origin | | |

| | | |
|--|---|--|
| L1 Presence of Detectors * <small>(In area of the fire)</small> N <input type="checkbox"/> None Present Skip to section M 1 <input type="checkbox"/> Present U <input checked="" type="checkbox"/> Undetermined | L3 Detector Power Supply 1 <input type="checkbox"/> Battery only 2 <input type="checkbox"/> Hardwire only 3 <input type="checkbox"/> Plug in 4 <input type="checkbox"/> Hardwire with battery 5 <input type="checkbox"/> Plug in with battery 6 <input type="checkbox"/> Mechanical 7 <input type="checkbox"/> Multiple detectors & power supplies 0 <input type="checkbox"/> Other _____ U <input type="checkbox"/> Undetermined | L5 Detector Effectiveness Required if detector operated 1 <input type="checkbox"/> Alerted Occupants, occupants responded 2 <input type="checkbox"/> Occupants failed to respond 3 <input type="checkbox"/> There were no occupants 4 <input type="checkbox"/> Failed to alert occupants U <input type="checkbox"/> Undetermined |
| Detector Type 1 <input type="checkbox"/> Smoke 2 <input type="checkbox"/> Heat 3 <input type="checkbox"/> Combination smoke - heat 4 <input type="checkbox"/> Sprinkler, water flow detection 5 <input type="checkbox"/> More than 1 type present 0 <input type="checkbox"/> Other _____ U <input type="checkbox"/> Undetermined | L4 Detector Operation 1 <input type="checkbox"/> Fire too small to activate 2 <input type="checkbox"/> Operated (Complete Section L5) 3 <input type="checkbox"/> Failed to Operate (Complete Section L6) U <input type="checkbox"/> Undetermined | L6 Detector Failure Reason Required if detector failed to operate 1 <input type="checkbox"/> Power failure, shutoff or disconnect 2 <input type="checkbox"/> Improper installation or placement 3 <input type="checkbox"/> Defective 4 <input type="checkbox"/> Lack of maintenance, includes cleaning 5 <input type="checkbox"/> Battery missing or disconnected 6 <input type="checkbox"/> Battery discharged or dead 0 <input type="checkbox"/> Other _____ U <input type="checkbox"/> Undetermined |

| | | |
|---|--|--|
| M1 Presence of Automatic Extinguishment System * N <input checked="" type="checkbox"/> None Present 1 <input type="checkbox"/> Present Complete rest of Section M | M3 Automatic Extinguishment System Operation Required if fire was within designed range 1 <input type="checkbox"/> Operated & effective (Go to M4) 2 <input type="checkbox"/> Operated & not effective (M4) 3 <input type="checkbox"/> Fire too small to activate 4 <input type="checkbox"/> Failed to operate (Go to M5) 0 <input type="checkbox"/> Other U <input type="checkbox"/> Undetermined | M5 Automatic Extinguishment System Failure Reason Required if system failed 1 <input type="checkbox"/> System shut off 2 <input type="checkbox"/> Not enough agent discharged 3 <input type="checkbox"/> Agent discharged but did not reach fire 4 <input type="checkbox"/> Wrong type of system 5 <input type="checkbox"/> Fire not in area protected 6 <input type="checkbox"/> System components damaged 7 <input type="checkbox"/> Lack of maintenance 8 <input type="checkbox"/> Manual Intervention 0 <input type="checkbox"/> Other _____ U <input type="checkbox"/> Undetermined |
| M2 Type of Automatic Extinguishment System * Required if fire was within designed range of AES 1 <input type="checkbox"/> Wet pipe sprinkler 2 <input type="checkbox"/> Dry pipe sprinkler 3 <input type="checkbox"/> Other sprinkler system 4 <input type="checkbox"/> Dry chemical system 5 <input type="checkbox"/> Foam system 6 <input type="checkbox"/> Halogen type system 7 <input type="checkbox"/> Carbon dioxide (CO ₂) system 0 <input type="checkbox"/> Other special hazard system U <input type="checkbox"/> Undetermined | M4 Number of Sprinkler Heads Operating Required if system operated [] <small>Number of sprinkler heads operating</small> | NFIRS-3 Revision 01/19/99 |

A FDID * 12140 State * CA Incident Date * 8/17/2016 Station MCK Incident Number * 16006790 Exposure * 000 Delete Change NFIRS - 4 Civilian Fire Casualty

B Injured Person * 1 Male 2 Female **C** Casualty * Number

First Name [Redacted] MI [Redacted] Last Name [Redacted] Suffix [Redacted] Casualty Number 1

D Age or date of birth * 59 Months (for Infants) Age **E1** Race

1 White
 2 Black
 3 Am. Indian, Eskimo
 4 Asian
 0 Other, multi-racial
 U Undetermined

F Affiliation
 1 Civilian
 2 EMS, not fire department
 3 Police
 0 Other

H Severity *
 1 Minor
 2 Moderate
 3 Severe
 4 Life threatening
 5 Death

G Date & Time of Injury
 8/17/2016 [Redacted] Midnight is 0000.
 [Redacted] [Redacted] [Redacted] [Redacted] [Redacted] [Redacted]
 Month Day Year Hour Minutes

E2 Ethnicity
 Hispanic

I Cause of Injury
 1 Exposed to fire products including flame heat, smoke, & gas
 2 Exposed to toxic fumes other than smoke
 3 Jumped in escape attempt
 4 Fell, slipped or tripped
 5 Caught or trapped
 6 Structural collapse
 7 Struck by/or contact with object
 8 Overexertion
 9 Multiple causes
 Other
 Undetermined

J Human Factors Contributing to Injury
 None
 Check all applicable boxes
 1 Asleep
 2 Unconscious
 3 Possibly impaired by alcohol
 4 Possibly impaired by other drug
 5 Possibly mentally disabled
 6 Physically disabled
 7 Physically restrained
 8 Unattended person

K Factors Contributing to Injury
 None
 Enter up to three contributing factors
 [Redacted] [Redacted] [Redacted]
 Contributing factor (1)
 [Redacted] [Redacted] [Redacted]
 Contributing factor (2)
 [Redacted] [Redacted] [Redacted]
 Contributing factor (3)

L Activity When Injured
 1 Escaping
 2 Rescue attempt
 3 Fire control
 4 Return to fire before control
 5 Return to fire after control
 6 Sleeping
 7 Unable to act
 8 Irrational act
 0 Other
 U Undetermined

M1 Location at Time of Incident
 1 In area of origin and not involved
 2 Not in area of origin & not involved
 3 Not in area of origin, but involved
 4 In area or origin and involved
 U Undetermined

M2 General Location at Time of Injury
 Check ONE Box. If undetermined, leave blank and skip to Section N.
 1 In area of fire origin Skip To Section N
 2 In building, but not in area
 3 Outside, but not in area Skip to Section M5

M3 Story at Time of Incident
 Complete ONLY if injury occurred INSIDE
 Story at START of incident [Redacted] Below Grade

M4 Story Where Injury Occurred
 Story where injury occurred, if different from M3 [Redacted] Below Grade

M5 Specific Location at Time of Injury
 Complete ONLY if casualty NOT in area of origin
 [Redacted] [Redacted] [Redacted]
 Specific location at time of injury

N Primary Apparent Symptom
 01 Smoke only, asphyxiation
 11 Burns & smoke inhalation
 12 Burns only
 21 Cut, laceration
 33 Strain or sprain
 96 Shock
 98 Pain only
 Look up code only if the symptom is NOT found above
 [Redacted] [Redacted]
 Primary apparent symptom

O Primary Area of Body Injured
 1 Head
 2 Neck & shoulder
 3 Thorax
 4 Abdomen
 5 Spine
 6 Upper extremities
 7 Lower extremities
 8 Internal
 9 Multiple body parts

P Disposition
 Transported to emergency care facility
 Remarks [Redacted] Local option

| B Apparatus or * Resource | Date and Times | | | | | Sent <input type="checkbox"/> | Number of * People | Use <small>Check ONE box for each apparatus to indicate its main use at the incident.</small> | Actions Taken | |
|-------------------------------------|--|----------|-----------|-------------|--------------|-------------------------------------|--------------------|--|------------------------------|---|
| | Check if same as alarm date | | | | | | | | | |
| | Month | Day | Year | Hour | Min | | | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| 1 ID <u>8200</u> Type <u>92</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>02:01</u> | <input checked="" type="checkbox"/> | <u>1</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>02:34</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>04:00</u> | | | | | |
| 2 ID <u>8201</u> Type <u>92</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>10:25</u> | <input checked="" type="checkbox"/> | <u>1</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>10:25</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>08:00</u> | | | | | |
| 3 ID <u>8202</u> Type <u>92</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>10:25</u> | <input checked="" type="checkbox"/> | <u>1</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>10:25</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>13:00</u> | | | | | |
| 4 ID <u>8203</u> Type <u>92</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>01:58</u> | <input checked="" type="checkbox"/> | <u>1</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>02:03</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>16:00</u> | | | | | |
| 5 ID <u>8215</u> Type <u>111</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>01:58</u> | <input checked="" type="checkbox"/> | <u>3</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>02:07</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>04:00</u> | | | | | |
| 6 ID <u>8217</u> Type <u>111</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>10:57</u> | <input checked="" type="checkbox"/> | <u>3</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>12:00</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>04:00</u> | | | | | |
| 7 ID <u>8217</u> Type <u>111</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>08:00</u> | <input checked="" type="checkbox"/> | <u>3</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>10:25</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>15:35</u> | | | | | |
| 8 ID <u>8283</u> Type <u>121</u> | Dispatch <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>01:58</u> | <input checked="" type="checkbox"/> | <u>2</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>02:12</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>03:27</u> | | | | | |
| 9 ID <u>OV</u> Type <u>99</u> | Dispatch <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>11:30</u> | <input checked="" type="checkbox"/> | <u>11</u> | <input type="checkbox"/> Suppression | <input type="checkbox"/> EMS | <input checked="" type="checkbox"/> Other |
| | Arrival <input checked="" type="checkbox"/> | <u>8</u> | <u>17</u> | <u>2016</u> | <u>12:30</u> | <input checked="" type="checkbox"/> | | | | |
| | Clear <input type="checkbox"/> | <u>8</u> | <u>18</u> | <u>2016</u> | <u>16:00</u> | | | | | |

Type of Apparatus or Resources

- | | | | |
|--|--|--|--|
| <ul style="list-style-type: none"> Ground Fire Suppression 11 Engine 12 Truck or aerial 13 Quint 14 Tanker & pumper combination 16 Brush truck 17 ARF (Aircraft Rescue and Firefighting) 10 Ground fire suppression, other Heavy Ground Equipment 21 Dozer or plow 22 Tractor 24 Tanker or tender 20 Heavy equipment, other Aircraft 41 Aircraft: fixed wing tanker 42 Helitanker 43 Helicopter 40 Aircraft, other | <ul style="list-style-type: none"> Marine Equipment 51 Fire boat with pump 52 Boat, no pump 50 Marine apparatus, other Support Equipment 61 Breathing apparatus support 62 Light and air unit 60 Support apparatus, other Medical & Rescue 71 Rescue unit 72 Urban Search & rescue unit 73 High angle rescue unit 75 BLS unit 76 ALS unit 70 Medical and rescue unit, other | <p>More Apparatus? Use Additional Sheets</p> | <ul style="list-style-type: none"> Other 91 Mobile command post 92 Chief officer car 93 HazMat unit 94 Type 1 hand crew 95 Type 2 hand crew 99 Privately owned vehicle 00 Other apparatus/resource NN None UU Undetermined |
|--|--|--|--|

A FDID 12140 * State CA * Incident Date 8 17 2016 * Station MCK Incident Number 16006790 * Exposure 000 * Delete Change **NFIRS - 10 Personnel**

B Apparatus or Resource * Date and Times Sent Number of * People Use Actions Taken
Check if same as alarm date
codes listed below Month Day Year Hours/mins Check ONE box for each apparatus to indicate its main use at the incident. List up to 4 actions for each apparatus and each personnel.

1 ID 8200 Dispatch 8 18 2016 02:01 Sent 1 Suppression EMS Other
 Type 92 Arrival 8 18 2016 02:34 Clear 8 18 2016 04:00

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|------------------|---------------|--|--------------|--------------|--------------|--------------|
| 61 | MCDONALD, JUSTIN | CHIEF | X | | | | |

2 ID 8201 Dispatch 8 17 2016 10:25 Sent 1 Suppression EMS Other
 Type 92 Arrival 8 17 2016 10:25 Clear 8 18 2016 07:00

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|----------------|---------------|--|--------------|--------------|--------------|--------------|
| 7 | CAMPBELL, SEAN | BC | X | | | | |

3 ID 8202 Dispatch 8 17 2016 10:25 Sent 1 Suppression EMS Other
 Type 92 Arrival 8 17 2016 10:25 Clear 8 17 2016 11:30

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|---------------|---------------|--|--------------|--------------|--------------|--------------|
| 28 | WATKINS, CURT | BC | X | | | | |

A FDID 12140 * State CA * Incident Date 8 17 2016 * Station MCK Incident Number 16006790 * Exposure 000 * Delete Change **NFIRS - 10 Personnel**

B Apparatus or Resource * Date and Times Sent Number of People * Use Actions Taken
Check if same as alarm date
Codes listed below Month Day Year Hours/mins Check ONE box for each apparatus to indicate its main use at the incident. List up to 4 actions for each apparatus and each personnel.

1 ID 8203 Dispatch 8 18 2016 01:58 Sent Number 1 Use Suppression EMS Other
 Type 92 Arrival 8 18 2016 02:03 Clear 8 18 2016 15:35

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|-------------|---------------|--|--------------|--------------|--------------|--------------|
| 86 | GOMES, RICK | BC | X | | | | |

2 ID 8215 Dispatch 8 18 2016 01:58 Sent Number 3 Use Suppression EMS Other
 Type 111 Arrival 8 18 2016 02:07 Clear 8 18 2016 03:27

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|----------------|---------------|--|--------------|--------------|--------------|--------------|
| 140 | GURNEY, CHAD | FF | X | | | | |
| 179 | STEWART, JAMES | FF | X | | | | |
| | WALKER, LUKE | VFF | X | | | | |

3 ID 8217 Dispatch 8 17 2016 10:57 Sent Number 3 Use Suppression EMS Other
 Type 111 Arrival 8 17 2016 12:00 Clear 8 18 2016 03:27

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|-----------------|---------------|--|--------------|--------------|--------------|--------------|
| 141 | SAVONA, GARY | FC | X | | | | |
| 168 | NARAYAN, NEAL | FF | X | | | | |
| 22 | FINEN, JONATHAN | FC | X | | | | |

A FDID 12140 * State CA * Incident Date 8/8/2016 * Station MCK Incident Number 16006790 * Exposure 000 * Delete Change **NFIRS - 10 Personnel**

B Apparatus or Resource * Date and Times Sent Number of People Use Actions Taken
Check if same as alarm date
 Month Day Year Hours/mins
Check ONE box for each apparatus to indicate its main use at the incident.
List up to 4 actions for each apparatus and each personnel.

1 ID 8217 Dispatch 8/8/2016 08:00 Sent 3 Suppression EMS Other
 Type 111 Arrival 8/8/2016 10:25 Clear 8/8/2016 15:35

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|-----------------|---------------|--|--------------|--------------|--------------|--------------|
| 141 | SAVONA, GARY | FC | X | | | | |
| 168 | NARAYAN, NEAL | FF | X | | | | |
| 22 | FINEN, JONATHAN | FC | X | | | | |

2 ID 8283 Dispatch 8/8/2016 01:58 Sent 2 Suppression EMS Other
 Type 121 Arrival 8/8/2016 02:12 Clear 8/8/2016 03:15

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|----------------|---------------|--|--------------|--------------|--------------|--------------|
| 9b | GIBBS, EVAN | FF | X | | | | |
| | PADULA, NATHAN | FC | X | | | | |

3 ID OV Dispatch 8/17/2016 11:30 Sent 11 Suppression EMS Other
 Type 99 Arrival 8/17/2016 12:30 Clear 8/18/2016 16:00

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|-------------------|---------------|--|--------------|--------------|--------------|--------------|
| 167 | DEWEY, THOMAS | VLU | X | | | | |
| 175 | HALLER, DAVID | VFF | X | | | | |
| 18 | GOODMAN, DAVE | VLU | X | | | | |
| 193 | NAKAMOTO, RODNEY | VFF | X | | | | |
| 203 | NICOLL, TIMOTHY | VLU | X | | | | |
| 206 | PELASCINI, SHERYL | VLU | X | | | | |
| 208 | ANDERSON, KATRINA | VLU | X | | | | |
| 209 | CAMPBELL, TAHNIA | VLU | X | | | | |
| 210 | SANTOS, DEBRA | VLU | X | | | | |

| Unit | Notify Time | Enroute Time | Arrival Time | Cleared Time |
|------|-------------|--------------|--------------|--------------|
|------|-------------|--------------|--------------|--------------|

| | | | | |
|-----------------|----------|----------|----------|----------|
| 8200 Fire Chief | 02:01:03 | 02:01:03 | 02:34:42 | 04:00:00 |
|-----------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|-----------------------|------------------|------------|----------|------|
| 61 MCDONALD, JUSTIN G | At Scene - Off D | Fire Chief | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8201 Batt. Chief | 10:25:25 | 10:25:25 | 10:25:34 | 07:00:00 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|------------------|-------------|----------|------|
| 63 CAMPBELL, SEAN | At Scene - Off D | Battalion C | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8202 Batt. Chief | 10:25:25 | 10:25:25 | 10:25:25 | 11:30:00 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|------------------|-------------|----------|------|
| 28 WATKINS, CURT | At scene - On Du | Battalion C | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8203 Batt. Chief | 01:58:57 | 01:58:57 | 02:03:00 | 15:35:15 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|------------------|-------------|----------|------|
| GOMES, RICK G | At scene - On Du | Battalion C | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8215 Engine 8215 | 01:58:57 | 02:02:37 | 02:07:00 | 03:27:40 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|----------------------|------------------|-------------|----------|------|
| 116 GURNEY, CHAD R | At scene - On Du | Firefighter | | |
| 140 STEWART, JAMES G | At scene - On Du | Firefighter | | |
| 179 WALKER, LUKE | At scene - On Du | Volunteer F | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8217 Engine 8217 | 10:57:17 | 10:57:17 | 12:00:00 | 03:27:40 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|----------------------------|------------------|-------------|----------|------|
| 141 SAVONA, GARY V | At scene - On Du | Captain | | |
| 168 NARAYAN, NEAL | At scene - On Du | Firefighter | | |
| 22 FINEN, JONATHAN MATTHEW | At scene - On Du | Captain | | |

| | | | | |
|------------------|----------|----------|----------|----------|
| 8217 Engine 8217 | 08:00:00 | 08:00:00 | 10:25:25 | 15:35:00 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|----------------------------|------------------|-------------|----------|------|
| 141 SAVONA, GARY V | At scene - On Du | Captain | | |
| 168 NARAYAN, NEAL | At scene - On Du | Firefighter | | |
| 22 FINEN, JONATHAN MATTHEW | At scene - On Du | Captain | | |

| Unit | Notify Time | Enroute Time | Arrival Time | Cleared Time |
|------|-------------|--------------|--------------|--------------|
|------|-------------|--------------|--------------|--------------|

| | | | | |
|------------------|----------|----------|----------|----------|
| 8217 Engine 8217 | 08:00:00 | 08:00:00 | 10:25:25 | 15:35:00 |
|------------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|----------|------|----------|------|
|---------------------|----------|------|----------|------|

| | | | | |
|-----------------|----------|----------|----------|----------|
| 8283 Truck 8283 | 01:58:57 | 02:02:37 | 02:12:24 | 03:15:59 |
|-----------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|----------|------|----------|------|
|---------------------|----------|------|----------|------|

| | | | | |
|---------------------|------------------|-------------|--|--|
| 170 GIBBS, EVAN D | At scene - On Du | Firefighter | | |
| 98 PADULA, NATHAN M | At scene - On Du | Captain | | |

| | | | | |
|----------------|----------|----------|----------|----------|
| OV Own Vehicle | 11:30:00 | 11:30:00 | 12:30:00 | 16:00:00 |
|----------------|----------|----------|----------|----------|

| Staff ID\Staff Name | Activity | Rank | Position | Role |
|---------------------|----------|------|----------|------|
|---------------------|----------|------|----------|------|

| | | | | |
|-----------------------|------------------|-------------|--|--|
| 167 DEWEY, THOMAS | At Scene - VLU G | Volunteer L | | |
| 175 HALLER, DAVID M | At Scene - Off D | Volunteer F | | |
| 18 GOODMAN, DAVE | At Scene - VLU G | Volunteer L | | |
| 193 NAKAMOTO, RODNEY | At Scene - Off D | Volunteer F | | |
| 203 NICOLL, TIMOTHY | At Scene - VLU G | Volunteer L | | |
| 206 PELASCINI, SHERYL | At Scene - VLU G | Volunteer L | | |
| 208 ANDERSON, KATRINA | At Scene - VLU G | Volunteer L | | |
| 209 CAMPBELL, TAHNIA | At Scene - VLU G | Volunteer L | | |
| 7 SANTOS, DEBRA | At Scene - VLU G | Volunteer L | | |
| 22 CHU, LAUK-MING | At Scene - Volun | Recruit Fir | | |
| 219 DAVIS, DEBORAH | At Scene - VLU G | Volunteer L | | |

| | | | | | | | |
|-----------------|---------------|----------------------------------|--------------|----------------|-------------------------------|-------------------|-------------------------|
| 12140 FDID * | CA State * | MM DD 8 17 Incident Date * | YYYY 2016 | MCK Station | 16006790 Incident Number * | 000 Exposure * | Responding Personnel |
|-----------------|---------------|----------------------------------|--------------|----------------|-------------------------------|-------------------|-------------------------|

| Staff ID\Staff Name | Unit | Activity | Position | Rank | PayScl | Hrs | HrsPd | Pts |
|-----------------------|------|--------------------|----------|-------|--------|------|-------|------|
| 61 MCDONALD, JUSTIN G | 8200 | 12.5 At Scene - | | CHIEF | | 1.98 | 0.00 | 0.00 |
| 6 CAMPBELL, SEAN | 8201 | 12.5 At Scene - | | BC | | 21.6 | 0.00 | 0.00 |
| 28 WATKINS, CURT | 8202 | 11.5 At scene - On | | BC | | 5.00 | 0.00 | 0.00 |
| 86 GOMES, RICK G | 8203 | 11.5 At scene - On | | BC | | 14.0 | 0.00 | 0.00 |
| 116 GURNEY, CHAD R | 8215 | 11.5 At scene - On | | FF | | 2.02 | 0.00 | 0.00 |
| 140 STEWART, JAMES G | 8215 | 11.5 At scene - On | | FF | | 2.02 | 0.00 | 0.00 |
| 179 WALKER, LUKE | 8215 | 11.5 At scene - On | | VFF | | 2.02 | 0.00 | 0.00 |
| 141 SAVONA, GARY V | 8217 | 11.5 At scene - On | | FC | | 7.58 | 0.00 | 0.00 |
| 168 NARAYAN, NEAL | 8217 | 11.5 At scene - On | | FF | | 5.00 | 0.00 | 0.00 |
| 22 FINEN, JONATHAN | 8217 | 11.5 At scene - On | | FC | | 5.00 | 0.00 | 0.00 |
| 170 GIBBS, EVAN D | 8283 | 11.5 At scene - On | | FF | | 1.48 | 0.00 | 0.00 |
| 98 PADULA, NATHAN M | 8283 | 11.5 At scene - On | | FC | | 1.48 | 0.00 | 0.00 |
| 167 DEWEY, THOMAS | OV | 15.5 At Scene - | | VLU | | 19.0 | 0.00 | 5.00 |
| 175 HALLER, DAVID M | OV | 12.5 At Scene - | | VFF | | 3.00 | 0.00 | 0.00 |
| 18 GOODMAN, DAVE | OV | 15.5 At Scene - | | VLU | | 8.00 | 0.00 | 5.00 |
| 193 NAKAMOTO, RODNEY | OV | 12.5 At Scene - | | VFF | | 3.00 | 0.00 | 0.00 |
| 203 NICOLL, TIMOTHY | OV | 15.5 At Scene - | | VLU | | 17.0 | 0.00 | 5.00 |
| 206 PELASCINI, SHERYL | OV | 15.5 At Scene - | | VLU | | 4.00 | 0.00 | 5.00 |
| 208 ANDERSON, KATRINA | OV | 15.5 At Scene - | | VLU | | 4.00 | 0.00 | 5.00 |
| 209 CAMPBELL, TAHNIA | OV | 15.5 At Scene - | | VLU | | 16.0 | 0.00 | 5.00 |
| SANTOS, DEBRA | OV | 15.5 At Scene - | | VLU | | 2.00 | 0.00 | 5.00 |
| 212 CHU, LAUK-MING | OV | 13.5 At Scene - | | RF | | 3.00 | 0.00 | 5.00 |
| 219 DAVIS, DEBORAH | OV | 15.5 At Scene - | | VLU | | 20.5 | 0.00 | 5.00 |

Total Participants: 23

Total Personnel Hours: 168.68

An 'X' next to the unit denotes driver.

K1 Person/Entity Involved _____ - _____ - _____
 Business name if applicable Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr.,Ms., Mrs. First Name _____ MI _____ Last Name _____ Suffix _____
 Number _____ Prefix _____ Street or highway _____ Street Type RD Suffix _____
 Post office box _____ Apt./Suite/Room _____ City McKinleyville
 State CA Zip Code 95519

K2 Person/Entity Involved MCSD _____ - _____ - _____
 Business name if applicable Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr.,Ms., Mrs. First Name _____ MI _____ Last Name _____ Suffix _____
 Number _____ Prefix _____ Street or highway _____ Street Type _____ Suffix _____
 Post office box _____ Apt./Suite/Room _____ City McKinleyville
 State CA Zip Code 95519

K3 Person/Entity Involved _____ - _____ - _____
 Business name if applicable Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr.,Ms., Mrs. First Name _____ MI _____ Last Name _____ Suffix _____
 Number _____ Prefix _____ Street or highway _____ Street Type RD Suffix _____
 Post office box _____ Apt./Suite/Room _____ City Mckinleyville
 State CA Zip Code 95519

K4 Person/Entity Involved _____ - _____ - _____
 Business name if applicable Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr.,Ms., Mrs. First Name _____ MI _____ Last Name Unknown Last Suffix _____
 Number _____ Prefix _____ Street or highway _____ Street Type _____ Suffix _____
 Post office box _____ Apt./Suite/Room _____ City Arcata
 State CA Zip Code 95521


K5 Person/Entity Involved _____ - _____ - _____
 Business name if applicable Phone Number

Check this box if same address as incident location. Then skip the three duplicate address lines.

Mr.,Ms., Mrs. First Name _____ MI _____ Last Name _____ Suffix _____
 Number _____ Prefix _____ Street or highway _____ Street Type _____ Suffix _____
 Post office box _____ Apt./Suite/Room _____ City _____
 State _____ Zip Code _____

| | | | | | | |
|---------------|-------------|--|----------------|-----------------------------|-----------------|------------------------------------|
| 12140 FDID | CA State | MM DD YYYY 8 17 2016 Incident Date | MCK Station | 16006790 Incident Number | 000 Exposure | NFIRS - Involvement User Fields |
|---------------|-------------|--|----------------|-----------------------------|-----------------|------------------------------------|

Involvement

Name:


Involvement

Type:
Other

Owner: Occupant:

Involvement

Name:


Involvement

Type:
Patient

Owner: Occupant:
X

| | | | | | | | | | | | | | | | | | |
|------|-------|-------|----|---------------|----|----|------|---|----|------|---------|-----|-----------------|----------|----------|-----|------------------------------------|
| FDID | 12140 | State | CA | Incident Date | MM | DD | YYYY | 8 | 17 | 2016 | Station | MCK | Incident Number | 16006790 | Exposure | 000 | NFIRS - Involvement User Fields |
|------|-------|-------|----|---------------|----|----|------|---|----|------|---------|-----|-----------------|----------|----------|-----|------------------------------------|

Involvement

Involvement

Name:

Type:

Owner:

Occupant:

[REDACTED]

[REDACTED]

Location* Check this box to indicate that the address for this incident is provided on the Wildland Fire Module in Section B "Alternative Location Specification". Use only for Wildland fires. Census Tract []-[]

Street address Intersection In front of Rear of Adjacent to Directions

Number/Milepost Prefix Street or Highway RD Street Type Suffix

Apt./Suite/Room City State Zip Code

Arcata CA 95519

Cross street or directions, as applicable

Incident Type * 00 Fire, Other

Aid Given or Received*

Mutual aid received Automatic aid recv. Mutual aid given Automatic aid given Other aid given None

Their FDID 12045 Their State CA

Their Incident Number

E1 Date & Times Midnight is 0000

Check boxes if dates are the same as Alarm Date. ALARM always required

Alarm * 08 18 2016 02:02:36

ARRIVAL required, unless canceled or did not arrive

Arrival * 08 18 2016 02:15:00

CONTROLLED Optional, Except for wildland fires

Controlled

LAST UNIT CLEARED, required except for wildland fires

Last Unit Cleared 08 18 2016 03:12:06

E2 Shift & Alarms Local Option

Shift or District A 01 ARF

E3 Special Studies Local Option

Special Study ID# Special Study Value

Actions Taken *

70 Assistance, Other

Primary Action Taken (1)

Additional Action Taken (2)

Additional Action Taken (3)

G1 Resources *

Check this box and skip this section if an Apparatus or Personnel form is used.

Apparatus Personnel

Suppression 0002 0003

EMS

Other

Check box if resource counts include aid received resources.

G2 Estimated Dollar Losses & Values

LOSSES: Required for all fires if known. Optional for non fires. None

Property \$ [] , [] 020 , [] 000

Contents \$ [] , [] 005 , [] 000

PRE-INCIDENT VALUE: Optional

Property \$ [] , [] 000 , [] 000

Contents \$ [] , [] 000 , [] 000

Completed Modules

Fire-2

Structure-3

Civil Fire Cas.-4

Fire Serv. Cas.-5

EMS-6

HazMat-7

Wildland Fire-8

Apparatus-9

Personnel-10

Arson-11

H1* Casualties None

Deaths Injuries

Fire Service

Civilian

H2 Detector Required for Confined Fires.

1 Detector alerted occupants

2 Detector did not alert them

U Unknown

H3 Hazardous Materials Release

N None

1 Natural Gas: slow leak, no evacuation or HazMat actions

2 Propane gas: <21 lb. tank (as in home BBQ grill)

3 Gasoline: vehicle fuel tank or portable container

4 Kerosene: fuel burning equipment or portable storage

5 Diesel fuel/fuel oil: vehicle fuel tank or portable

6 Household solvents: home/office spill, cleanup only

7 Motor oil: from engine or portable container

8 Paint: from paint cans totaling < 55 gallons

0 Other: Special HazMat actions required or spill > 55gal., Please complete the HazMat form

I Mixed Use Property

NN Not Mixed

10 Assembly use

20 Education use

33 Medical use

40 Residential use

51 Row of stores

53 Enclosed mall

58 Bus. & Residential

59 Office use

60 Industrial use

63 Military use

65 Farm use

00 Other mixed use

Property Use* Structures

31 Church, place of worship

51 Restaurant or cafeteria

32 Bar/Tavern or nightclub

33 Elementary school or kindergarten

35 High school or junior high

41 College, adult education

31 Care facility for the aged

31 Hospital

341 Clinic, clinic type infirmary

342 Doctor/dentist office

361 Prison or jail, not juvenile

419 1-or 2-family dwelling

429 Multi-family dwelling

439 Rooming/boarding house

449 Commercial hotel or motel

459 Residential, board and care

464 Dormitory/barracks

519 Food and beverage sales

539 Household goods, sales, repairs

579 Motor vehicle/boat sales/repair

571 Gas or service station

599 Business office

615 Electric generating plant

629 Laboratory/science lab

700 Manufacturing plant

819 Livestock/poultry storage (barn)

882 Non-residential parking garage

891 Warehouse

936 Vacant lot

938 Graded/care for plot of land

946 Lake, river, stream

951 Railroad right of way

960 Other street

961 Highway/divided highway

962 Residential street/driveway

981 Construction site

984 Industrial plant yard

Lookup and enter a Property Use code only if you have NOT checked a Property Use box:

Property Use 429

Multifamily dwelling

PERSONNEL INVOLVED

Local Option Business name (if applicable) _____ Area Code _____ Phone Number _____

Mr., Ms., Mrs. First Name Unknown MI Last Name unknown Suffix

Number Prefix Street or Highway unknown Street Type Suffix

Post Office Box Apt./Suite/Room City Eureka

State CA Zip Code 95501 -

More people involved? Check this box and attach Supplemental Forms (NFIRS-1S) as necessary

Owner Same as person involved? Then check this box and skip The rest of this section.

Local Option Business name (if Applicable) _____ Area Code _____ Phone Number _____

Mr., Ms., Mrs. First Name _____ MI _____ Last Name _____ Suffix _____

Number _____ Prefix _____ Street or Highway _____ Street Type _____ Suffix _____

Post Office Box _____ Apt./Suite/Room _____ City _____

State _____ Zip Code _____ - _____

CONFIDENTIAL

Remarks

Local Option

OVER ARCATA STATION ARCATA RESPONDING FOR SHOTS FIRED ON SUTTER [08/18/16 01:59:23 MCLARK] ***CAL FIRE REPHONED REQ CODE 3 response TO STAGE ON SUTTER FOR THE APT COMPLEX NOW CAL FIRE AND MULTIPLE SHOTS BEING FIRED [08/18/16 02:00:10 MCLARK]

Engine 8115 and B8105 were dispatched to auto aid with Arcata for a reported structure fire on Sutter Rd. This was reported as a standoff with law enforcement between an occupant who had now ignited the residence.

Units arrived on scene and were assigned to investigate for extension in the Alpha exposure. The unit was clear from extension.

Engines 8115 and B8105 were placed in staging where they were then released back to HBF.

Both units cleared and returned to quarters.

Captain Banducci, E8115

JU # 6790

Released to HCSO Det. T. Fulton 10/18/16

Authorization

1160 Officer in charge ID Banducci, Bret Signature CAPT Position or rank Assignment 08 Month 18 Day 2016 Year

1160 Member making report ID Banducci, Bret Signature CAPT Position or rank Assignment 08 Month 18 Day 2016 Year

ck
if
e
c
c

12045
FDID *

CA
State *

8 18
Incident Date *

2016

5
Station

16-6004097
Incident Number *

000
Exposure *

Complete
Narrative

narrative:
OVER ARCATA STATION ARCATA RESPONDING FOR SHOTS FIRED ON SUTTER [08/18/16 01:59:23
MCLARK]***CAL FIRE REPHONED REQ CODE 3 response TO STAGE ON SUTTER FOR THE APT COMPLEX NOW ON
AND MULTIPLE SHOTS BEING FIRED [08/18/16 02:00:10 MCLARK]

Engine 8115 and B8105 were dispatched to auto aid with Arcata for a reported structure fire
on Sutter Rd. This was reported as a standoff with law enforcement between an occupant who
had now ignited the residence.

Both units arrived on scene and were assigned to investigate for extension in the Alpha
exposure. The unit was clear from extension.

8115 and B8105 were placed in staging where they were then released back to HBF.

Both units cleared and returned to quarters.

Captain Banducci, E8115

JU # 6790

Released to HCSO Det. T. Fulton 10/18/16

CONFIDENTIAL

| Apparatus or * Resource | Date and Times | | | | | Sent <input checked="" type="checkbox"/> | Number of * People | Use Check ONE box for each apparatus to indicate its main use at the incident. | Actions Taken | | |
|----------------------------|--|-------------------------------------|---|----|------|---|-------------------------------------|--|---|----|--|
| | Check if same as alarm date Month Day Year Hour Min | | | | | | | | | | |
| ID B8105 | Dispatch | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 02:02 | <input checked="" type="checkbox"/> | 3 | <input checked="" type="checkbox"/> Suppression | 70 | |
| Type 92 | Arrival | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 02:15 | | | <input type="checkbox"/> EMS | | |
| | Clear | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 03:38 | | | <input type="checkbox"/> Other | | |
| ID E8115 | Dispatch | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 02:02 | <input checked="" type="checkbox"/> | 0 | <input checked="" type="checkbox"/> Suppression | 70 | |
| Type 111 | Arrival | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 02:15 | | | <input type="checkbox"/> EMS | | |
| | Clear | <input checked="" type="checkbox"/> | 8 | 18 | 2016 | 03:20 | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |
| ID | Dispatch | <input type="checkbox"/> | | | | | <input type="checkbox"/> | | <input type="checkbox"/> Suppression | | |
| Type | Arrival | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> EMS | | |
| | Clear | <input type="checkbox"/> | | | | | | | <input type="checkbox"/> Other | | |

CONFIDENTIAL

pe of Apparatus or Resources

- round Fire Suppression
- 1 Engine
 - 2 Truck or aerial
 - 3 Quint
 - 4 Tanker & pumper combination
 - 6 Brush truck
 - 7 ARF (Aircraft Rescue and Firefighting)
 - 0 Ground fire suppression, other
- heavy Ground Equipment
- 1 Dozer or plow
 - 2 Tractor
 - 4 Tanker or tender
 - 0 Heavy equipment, other
- ircraft
- 1 Aircraft: fixed wing tanker
 - 2 Helitanker
 - 3 Helicopter
 - 0 Aircraft, other

- Marine Equipment
- 51 Fire boat with pump
 - 52 Boat, no pump
 - 50 Marine apparatus, other
- Support Equipment
- 61 Breathing apparatus support
 - 62 Light and air unit
 - 60 Support apparatus, other
- Medical & Rescue
- 71 Rescue unit
 - 72 Urban Search & rescue unit
 - 73 High angle rescue unit
 - 75 BLS unit
 - 76 ALS unit
 - 70 Medical and rescue unit, other

More Apparatus?
Use Additional
Sheets

- Other
- 91 Mobile command post
 - 92 Chief officer car
 - 93 HazMat unit
 - 94 Type 1 hand crew
 - 95 Type 2 hand crew
 - 99 Privately owned vehicle
 - 00 Other apparatus/resource
 - NN None
 - UU Undetermined

12045
FDID *

CA
State *

8 18 2016
Incident Date *

5
Station

16-6004097
Incident Number *

000
Exposure *

Delete
 Change

NFIRS - 10
Personnel

| Apparatus or Resource * | Date and Times Check if same as alarm date | Sent <input checked="" type="checkbox"/> | Number of * People | Use Check ONE box for each apparatus to indicate its main use at the incident. | Actions Taken List up to 4 actions for each apparatus and each personnel. |
|-----------------------------------|--|---|-----------------------|---|--|
| ID <u>B8105</u> Type <u>92</u> | Dispatch <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>02:02</u> Arrival <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>02:15</u> Clear <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>02:58</u> | Sent <input checked="" type="checkbox"/> | <u>3</u> | <input checked="" type="checkbox"/> Suppression <input type="checkbox"/> EMS <input type="checkbox"/> Other | <u>70</u> <u> </u> |

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|--------------------|---------------|---|--------------|--------------|--------------|--------------|
| 39 | Goodman, Johnathon | FE/P | X | | | | |
| 60 | Banducci, Bret | CAPT | X | | | | |
| 6 | Egbert, Brett | FF | X | | | | |

CONFIDENTIAL

| | | | | | |
|------------------------------------|--|--|----------|---|---------------------|
| ID <u>E8115</u> Type <u>111</u> | Dispatch <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>02:02</u> Arrival <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>02:15</u> Clear <input checked="" type="checkbox"/> <u>8</u> <u>18</u> <u>2016</u> <u>03:12</u> | Sent <input checked="" type="checkbox"/> | <u>0</u> | <input checked="" type="checkbox"/> Suppression <input type="checkbox"/> EMS <input type="checkbox"/> Other | <u>70</u> <u> </u> |
|------------------------------------|--|--|----------|---|---------------------|

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|------|---------------|---|--------------|--------------|--------------|--------------|
| | | | | | | | |

| | | | | | |
|--------------------------------|---|-------------------------------|-----------|--|---------------------|
| ID <u> </u> Type <u> </u> | Dispatch <input type="checkbox"/> <u> </u> <u> </u> <u> </u> <u> </u> Arrival <input type="checkbox"/> <u> </u> <u> </u> <u> </u> <u> </u> Clear <input type="checkbox"/> <u> </u> <u> </u> <u> </u> <u> </u> | Sent <input type="checkbox"/> | <u> </u> | <input type="checkbox"/> Suppression <input type="checkbox"/> EMS <input type="checkbox"/> Other | <u> </u> <u> </u> |
|--------------------------------|---|-------------------------------|-----------|--|---------------------|

| Personnel ID | Name | Rank or Grade | Attend <input checked="" type="checkbox"/> | Action Taken | Action Taken | Action Taken | Action Taken |
|--------------|------|---------------|---|--------------|--------------|--------------|--------------|
| | | | <input type="checkbox"/> | | | | |
| | | | <input type="checkbox"/> | | | | |
| | | | <input type="checkbox"/> | | | | |
| | | | <input type="checkbox"/> | | | | |
| | | | <input type="checkbox"/> | | | | |

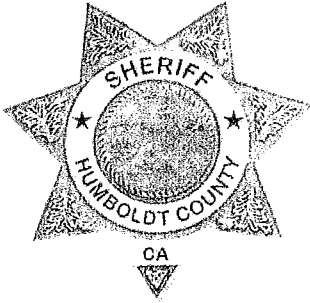
| Unit | Notify Time | Enroute Time | Arrival Time | Cleared Time |
|---------------------|-------------|--------------|--------------|--------------|
| 105 Shift Battalion | 02:02:36 | 02:05:38 | 02:15:00 | 02:58:00 |

| Staff ID | Staff Name | Activity | Rank | Position | Role |
|----------|---------------------|---------------|-------------|----------|------|
| 039 | Goodman, Johnathon | Fire At Scene | Fire Engine | | |
| 160 | Banducci, Bret | Fire At Scene | Captain | | |
| 06 | Egbert, Brett Allen | Fire At Scene | Firefighter | | |
| 039 | Goodman, Johnathon | Fire At Scene | Fire Engine | | |
| 160 | Banducci, Bret | Fire At Scene | Captain | | |
| 06 | Egbert, Brett Allen | Fire At Scene | Firefighter | | |

| Unit | Notify Time | Enroute Time | Arrival Time | Cleared Time |
|-----------------------------------|-------------|--------------|--------------|--------------|
| 115 Humboldt Bay Engine Station 5 | 02:02:36 | 02:06:04 | 02:15:00 | 03:12:06 |

| Staff ID | Staff Name | Activity | Rank | Position | Role |
|----------|------------|----------|------|----------|------|
|----------|------------|----------|------|----------|------|

CONFIDENTIAL



Sheriff's/Coroner's Office
Office of the Coroner

3012 I Street Eureka, CA 95501
Phone 707 445-7242 Fax 707-445-7400

NAME: David Alan Fulton

CASE #: 201604167

DATE: 08/22/2016

TIME: 1200 hrs.

LOCATION: Humboldt County Coroner's Office

AUTOPSY SURGEON: Dr. Mark Super

| NAME | TIME IN | TIME OUT |
|------|---------|----------|
|------|---------|----------|

| | | |
|-------------|------|--|
| Allie Lukes | 1200 | |
|-------------|------|--|

| | | |
|---------------------|------|--|
| Catherine Alexander | 1:00 | |
|---------------------|------|--|

| | | |
|------------------|------|------|
| SCOTT HICKS HCSO | 1317 | 1640 |
|------------------|------|------|

| | | |
|----------------------|------|------|
| MARVEL KARKAPALIC DA | 1300 | 1640 |
|----------------------|------|------|

| | | |
|--------------------|------------|------|
| Kristina Rosenfeld | } DOJ 1300 | 1640 |
| Dale Cloutier | | 1640 |

| | | |
|-------------------|------|------|
| AMBER COSETTI EPO | 1300 | 1640 |
|-------------------|------|------|

| | | |
|--------------|------|--|
| C. Van Borch | 1300 | |
|--------------|------|--|

| | | |
|-----------|------|--|
| T. FULTON | 1543 | |
|-----------|------|--|

1606



**FORENSIC
MEDICAL
GROUP, INC.**

RECEIVED

OCT 13 2016

CORONER-PA

Kelly A. Arthur-Kenny, M.D.

Arnold R. Josselson, M.D.

Mark A. Super, M.D.

Ikechi O. Ogan, M.D.

Greg B. Pizarro, M.D.

AUTOPSY

EXTERNAL EXAMINATION

NAME: FULTON, DAVID ALAN

**CASE NO. 201604167
(HUM16-010)**

POSTMORTEM DATE: 08-22-2016

TIME: 13:30

DATE OF DEATH: 08-18-2016

TIME: 02:05

AGE: 58

SEX: Male

RACE: White

AUTOPSY FINDINGS:

1. Gunshot wound of right upper arm:
 - A. Atypical entrance wound, lateral right upper arm.
 - B. Deep soft tissue wound path only.
 - C. Fragments of small-caliber bullet with copper-colored jacketing recovered from right pectoral muscle.
 - D. Wound path: right to left, upward and back to front.

2. Gunshot wound of right flank:
 - A. Indeterminate range-type entrance wound, posterolateral right abdomen/flank.
 - B. Fractures of spinous processes of lumbar vertebrae.
 - C. Subcutaneous hematoma, mid-low back.
 - D. Mushroomed, separate bullet core and copper-colored jacketing and other small fragments recovered from beneath skin of mid-low back.
 - E. Wound path: straight right to left and slightly upward.

3. Gunshot wound of right hip into pelvis:
 - A. Indeterminate range-type entrance wound, lateral right thigh near hip.
 - B. Fracture of right hemipelvis.
 - C. Transection of right internal iliac vein.
 - D. No projectile is recovered.
 - E. Wound path: right to left, slightly back to front, and very slightly downward.

4. Gunshot wound of right upper arm into chest:
 - A. Atypical entrance wound, lateral right upper arm.
 - B. Soft tissue wound track only through right upper arm.
 - C. Exit wound, medial right upper arm.
 - D. Re-entrance wound, anterolateral right chest.
 - E. Perforating fracture of right 4th rib.
 - F. Perforation of right lung.
 - G. Laceration of pericardial sac and heart.
 - H. Hemopericardium (200 ml) and right hemothorax.
 - I. Fragment of lead bullet core recovered from right lung.
 - J. Wound path: straight right to left and slightly back to front.
5. Perforating gunshot wound of right forearm:
 - A. Indeterminate range-type entrance wound, radial right forearm near wrist.
 - B. Large gaping exit wound, ventral right forearm, with stretch-type laceration of ulnar forearm.
 - C. Deep soft tissue wound path only.
 - D. Wound path: straight distal to proximal and lateral to medial.
6. Superficial penetrating shrapnel injuries:
 - A. Tiny punctate laceration of lateral right chest.
 - B. Tiny superficial laceration of lower posterolateral right chest wall.
 - C. Superficial penetrating fragment of lead core pinning two lengths of string into wound.
7. Minor blunt impact injuries:
 - A. Superficial laceration of right ear lobe; tiny abrasion of right neck.
 - B. Horizontal superficial laceration of lateral right upper arm.
 - C. Small abrasion-contusion of right thigh.
8. First and second degree thermal burns, face and hands.
 - A. Postmortem carboxyhemoglobin level: < 3%.
9. Postmortem toxicology: suprathereapeutic blood level of diphenhydramine; therapeutic blood levels of aripiprazole and paroxetine; subtherapeutic blood level of ibuprofen; negative for ethanol and illicit drugs.

CAUSE OF DEATH: Multiple high velocity gunshot wounds.

Mark A. Super MD
Mark A. Super, M.D.

10-8-16
Date

Forensic Pathologist

MAS/wcp
D: 08-22-16
T: 09-16-16

The autopsy is conducted at the Humboldt County Sheriff-Coroner's Facility in Eureka, CA.

Investigator: Deputy Coroner C. VanBuskirk.

Witnesses: Deputy Coroner C. VanBuskirk, Humboldt C. S.O.

Detective S. Hicks, Humboldt Co. S.O.

Detectives T. Fulton and Officer A. Cosetti, Eureka PD.

Criminalists K. Rosenfeld and D. Cloutier, Calif. Dept. Of Justice

Investigator M. Kirkpatrick, Humboldt Co. District Attorney's Office

Autopsy assistant: C. Alexander and A. Lukes.

IDENTIFICATION:

The body is received encased in white plastic sheeting that is secured with adhesive tape. The subject's name and coroner's case number are written on the outside of the bag in black marker ink. Inside the plastic sheeting, the body is within an inner blue vinyl body bag. The zipper pulls are connected by a flex tie with a cellophane tag that reads FULTON 201604167. Brown paper bags have been previously placed on the hands, secured with elastic tape. These will be retained.

EVIDENCE OF MEDICAL INTERVENTION:

EKG pads are on the left pectoral area and left abdomen.

CLOTHING:

The following clothing items are on or about the body:

1. A pair of black briefs is in place although the right pant leg is bunched up at the crotch. The seat area is blood-soaked. No gunshot defects.
2. Jewelry: On the right ring finger are two silver-colored bands. One has inlaid turquoise-type stones and the other has an eagle design. On the right ring finger is a worn silver-colored band. On the left wrist is a rubber elastic bracelet. I am unable to read any of the writing on it. On the left middle finger is a gold-colored ring that has inlaid mosaic-like stones of multi colors. Also on the left ring finger is a signet-type ring that has inlaid red and blue gemstones on one half. The gold-colored ring is dented such that it is unable to be removed, and because of that, I cannot remove the signet ring either.

EXTERNAL EXAMINATION

The partially clothed, unembalmed body is that of a normally developed, adequately nourished white male who appears older than the reported age of 58 years. The body measures 64 inches long and weighs approximately 160 pounds. Rigor mortis is fully developed in the cold body. Lividity is faint and posterior except over pressure points. Soot stains the face associated with singed hairs of the moustache and beard around the mouth

and in the nose. Soot is also on the hands. Dried blood stains the right side of the torso and right arm. Dried blood is on the right ear lobe.

The scalp hair is gray, straight and thin, averaging approximately 10 cm long on the sides and back, with moderate frontal balding. Facial hair consists of a gray moustache and beard. The moustache and beard are singed around the mouth. On the right parietal scalp is a 3.2 cm long, vertical thin remote scar. The irides are brown and the corneas are filmy. The sclerae and conjunctivae are pale. No scleral hemorrhages or conjunctival petechiae. No periorbital cutaneous petechiae. Soot is in the nose and mouth. The ears are free of foreign material. The nasal skeleton and facial bones are palpably intact. The lips are uninjured except for focal 2nd degree burn of the right side of the lower lip. The teeth are natural but in poor condition with most being remotely absent. There is a single right-sided residual upper tooth and two residual right-sided lower teeth, all with restorations. The right ear lobe is injured as described below.

The neck is stable and symmetric. Second degree burn involves the neck, bilaterally.

The chest is stable and symmetric. No palpable subcutaneous emphysema. There are multiple gunshot wounds of the torso as described below. The abdomen is flat and soft. No abdominal surgical scars. The external genitalia are those of a circumcised adult male with only the right testis palpable in the scrotum. The penile shaft exhibits vitiligo change and there is a ridge of skin between the edge of the head of the penis and the prepuce.

The extremities are symmetric without angularity or deformity. There are multiple gunshot wounds of the right arm without resulting deformity. These are described below. The fingernails are soiled and poorly kept but uninjured. No clubbing of the digits. Second degree burns involve both hands and dorsal wrists. No scars on the wrists. No needle tracks. No tattoos. The legs show no evidence of peripheral edema. On the medial right knee is a 2 cm remote scar. The toenails are not significantly dystrophic. The toenail beds appear pale.

The posterior torso and anus are unremarkable except for an oblique curvilinear 5 cm long faint remote scar of the right lower back. There are no injuries of the back.

EVIDENCE OF INJURY:

1. **Gunshot wound of right upper arm:** On the lateral right upper arm in the mid-sagittal plane is an atypical gunshot wound of entrance (labeled **G**). The wound consists of an ovoid 1.8 cm diameter hole with a wide irregular marginal abrasion situated in the mid-sagittal plane, 9 cm below the point of the right shoulder, 33 cm from the top of the head. Superior to the wound is a crescentic small superficial contusion. No soot deposition, gunpowder

stippling or muzzle imprint is seen. The wound path perforates the skin and subcutis of the lateral right upper arm and perforates soft tissue, passing anterior to the humerus. The wound path then perforates the axilla without exiting the body and enters the deep right pectoral soft tissue where two fragments of copper-colored jacketing including a small caliber base is recovered. The wound path does not penetrate into the chest cavity. The 8.5 cm long wound path is oriented right to left, upward at approximately 30-45 degrees and back to front at approximately 20-30 degrees.

2. Gunshot wound of lower right flank: On the posterolateral right abdomen/flank is a gunshot wound of entrance (labeled **B**) situated 18.5 cm lateral to and 1.5 cm below the umbilicus, 65 cm from the top of the head. The wound consists of an ovoid 0.3 cm hole with a wide eccentric marginal abrasion along the anterior-superior edge. No soot deposition, gunpowder stippling or muzzle imprint is seen. The wound path perforates the skin and subcutis of the right flank and enters the posterior aspect of the right pericolic gutter passing posterior to all of the peritoneal organs. A large gaping wound path is in the gutter and right iliopsoas muscle. The wound path impacts spinous processes of upper lumbar vertebrae. Separate mushroomed fragments of lead-colored core and copper-colored jacketing material and another smaller fragment of copper-colored jacketing is recovered from a subcutaneous hematoma of the mid-lower back which is filled with blood estimated at 200 cc. Another tiny fragment of copper-colored jacketing and lead core are also found within the blood and pulpified tissue. The path of the wound is oriented straight right to left and slightly upward at approximately 20 degrees.

3. Gunshot wound of right hip: On the upper lateral right thigh near the hip is a gunshot wound of entrance (labeled **C**) situated 8.5 cm inferior to the umbilicus within the mid-coronal plane of the hip, at the level of the anterior iliac spine, 71.5 cm from the top of the head. The wound consists of an ovoid 0.4 cm hole with a circumferential marginal abrasion. No soot deposition, gunpowder stippling or muzzle imprint is seen. The wound path perforates the skin and subcutis of the lateral right upper thigh near the hip and courses into the pelvis, impacting the right iliac wing of the pelvis resulting in comminuted fracture. The wound path then perforates the right ischium near the right sacroiliac joint resulting in a tubular comminuted fracture with pulverized fragments of bone. The right internal iliac vein is transected. Although a twisted fragment of metal along with a snowstorm of tiny fragments are noted along this wound path on x-ray, no projectile or fragment of projectile is able to be recovered. The bladder is intact. The 15 cm long path of the wound is oriented right to left, slightly back to front at approximately 20 degrees and very slightly downward at approximately 10 degrees.

4. Gunshot wound of right arm into chest: On the lateral right upper arm is an atypical gunshot wound of entrance (labeled **H**) situated anterior to the mid-coronal plane of the arm, 24 cm below the point of the right shoulder, 47 cm from the top of the head. The wound consists of a gaping ovoid 2.2 cm hole eccentrically situated within a 6 x 4 cm rectangular abrasion of the anterior right upper arm with a surrounding irregular red-purple contusion. The hole is along the lateral edge of this large rectangular abrasion. No soot deposition, gunpowder stippling or muzzle imprint is seen. The wound path perforates the right biceps muscle where there is fresh hemorrhage, passing anterior to the humerus without impact. The wound path exits the medial right upper arm through a 1.5 cm stellate laceration (labeled **I**) situated slightly anterior to the mid-coronal plane of the arm 6 cm below the apex of the axilla, 41 cm from the top of the head. Adjacent to the exit wound is a group of vertical superficial red-purple contusions. The wound path then re-enters the body in the anterolateral right chest through a 1.4 cm irregularly-shaped laceration (labeled **A**) situated 7cm lateral to and 4 cm above the right nipple, 38 cm from the top of the head. Surrounding the wound is a 4 x 3 cm red-purple contusion. Anterior to the wound is an obliquely oriented, somewhat crescentic, 6 x 1.5 cm superficial red-purple contusion. No soot deposition, gunpowder stippling or muzzle imprint is seen. The wound path perforates the skin and subcutis of the anterolateral right chest and perforates the right 4th intercostal space with a notch-type perforating fracture of the right 4th rib, anterolaterally, all associated with fresh intercostal soft tissue hemorrhage. The wound path enters the right chest cavity and perforates the right upper lung lobe from lateral to medial. The wound path also lacerates the pericardial sac and right lateral aspect of the right atrium of the heart. A flattened round fragment of lead-colored bullet core is found in the right upper lung lobe. The pericardial sac is distended by liquid and coagulated blood. Fresh liquid and coagulated blood is in loculated spaces in the right chest cavity, which is otherwise obliterated by adhesions. The path of the wound is oriented straight right to left and slightly back to front at approximately 10-20 degrees. The portion of the wound path through the right upper arm is oriented lateral to medial, anatomically upward at approximately 45 degrees and slightly front to back at approximately 20 degrees.

5. Perforating gunshot wound of right forearm: On the radial right forearm near the wrist is a gunshot wound of entrance (labeled **K**). The wound is situated 16 cm distal to the antecubital fossa, 70.5 cm from the top of the head when the arm is at the side. The wound consists of an ovoid 0.6 cm hole with an eccentric marginal abrasion along the lateral edge. No soot deposition, gunpowder stippling or muzzle imprint is seen. The wound path perforates the skin and subcutis of the radial right forearm near the wrist coursing proximally, and then exits the forearm through two large gaping longitudinal fusiform lacerations,

including a 12 cm long x 4 cm wide elongated laceration (labeled J) of the ventral forearm that has ragged edges, centered 61 cm from the top of the head; and an elongated 12.5 cm fusiform laceration (labeled L) on the ulnar forearm that has a ragged posteromedial edge with a rather smooth lateral edge, centered 65 cm from the top of the head. The radius and ulna are not impacted. The ulnar wound may be a stretch-type laceration. The path of the wound is anatomically straight distal to proximal and slight lateral to medial. No projectile is recovered.

6. Secondary penetrating shrapnel injuries: On the lateral right chest is a 0.3 cm laceration (labeled D) that barely extends through skin. This wound is situated in the posterior axillary line, 3.5 cm below the apex of the axilla, 34 cm from the top of the head. No foreign material is found.

On the lower posterolateral right chest wall is a superficial penetrating laceration (labeled E) situated 18 cm above the umbilicus, 20.5 cm posterolateral to the right nipple, 49 cm from the top of the head. The wound consists of a 0.3 cm laceration with a surrounding superficial red contusion. Incising this wound shows fresh hemorrhage into subcutis and underlying extra thoracic muscle but no foreign material is found.

Over the right hip is a tiny laceration from which protrudes two thin tan portions of string, one that is 24 cm long and the other is 7 cm long. The string is caught within a superficial penetrating laceration (labeled F). The wound is 0.2 cm long, situated 76.5 cm from the top of the head. Embedded just beneath the skin is a tiny fragment of lead-colored bullet core which has trapped an elongated portion of string that breaks into the two length segments described above. The string is just dangling from the wound.

7. Minor blunt impact injuries: On the posterior right ear lobe is a 0.4 cm superficial laceration. On the right lateral neck behind the ear is a 0.5 cm abrasion. On the lateral right upper arm is a horizontal 1.6 cm long x 0.3 cm superficial laceration. On the anterolateral right thigh is a 1 cm abrasion-contusion with an adjacent 2 cm red-purple contusion surrounding a 0.7 cm abrasion.

8. Second degree thermal burns: Ruptured blisters and soot deposition involves the face and anterior neck extending onto both sides of the neck. Similar burns involve the dorsal right fingers and right thumb extending onto the wrist, and the back of the left hand extending onto the knuckles and dorsal wrist. Soot is in the nares and mouth. The moustache and beard are singed.

INTERNAL EXAMINATION

HEAD:

The scalp is reflected after making the usual intermastoid incision and is free of subcutaneous or subgaleal hemorrhages. The calvarium is intact. No epidural or subdural hemorrhages. The brain weighs 1350 grams and is of the usual configuration covered by glistening transparent leptomeninges with clear cerebrospinal fluid. The vessels at the base of the brain pursue their usual anatomic courses and are patent throughout without significant atherosclerosis, thrombosis, or aneurysms. No evidence of coning or herniation. The bones at the base of the skull are without evidence of fracture. The atlanto-occipital membrane is intact.

NECK:

The hyoid bone and laryngeal cartilages are intact with immobile joints. The larynx and trachea are unobstructed and lined by autolyzed pink-gray mucosa. A thin layer of soot admixed with mucus is in the larynx but does not extend much beyond the subglottis. No soot is noted along the trachea. No cherry red discoloration. No aspirated foreign material. No anterior cervical soft tissue hemorrhage. The cervical spine is intact. No anterior prevertebral fascia hemorrhage. There is prominent osteophytic lipping of the lower anterior cervical spine as evidence of chronic degenerative arthritis.

BODY CAVITIES:

The body cavities are entered in the usual manner. A small amount of blood is free in the pelvis. The pericardial sac is distended by 200 ml of liquid and coagulated blood. Approximately 100 ml of liquid and coagulated blood is in the right chest cavity which is otherwise obliterated by dense organized adhesions. The left chest cavity is free of excess or abnormal fluid accumulations. All other cavities are free of adhesions. The organs are in their usual anatomic locations. The lungs appear partially collapsed. Serosal surfaces are generally smooth and glistening.

CARDIOVASCULAR SYSTEM:

See above under "Evidence of Injury". The heart weighs 350 grams and is of the usual configuration covered by smooth glistening epicardium. No epicardial petechiae. There is a small 0.5 cm tear in the right atrium associated with a tear in the right lateral pericardial sac. Serial sections show firm red-brown fibrillar myocardium without recent or remote infarcts. The heart walls are not thickened. The endocardium is thin and translucent. There is narrowing of the aortic outflow tract such that I can just pass my thumb through the opening. The heart valves are normally formed, pliable and intact. No vegetations. The aortic valve

circumference measures 6.4 cm. The coronary ostia are in their usual locations and are patent. The coronary circulation is right dominant. The coronary arteries exhibit moderate segmental atherosclerosis with focal luminal narrowing by plaque estimated at 75% in the mid-LAD, but < 20% at any other point. No recent thrombosis. The aorta is intact and exhibits mild atherosclerosis. No complicated plaques or aneurysms. The vena cava and pulmonary arteries are free of antemortem thrombus. The heart and great vessels contain scant residual fluid blood.

RESPIRATORY SYSTEM:

See above under "Evidence of Injury". The lung weights are: right – 490 grams, left – 400 grams. The right pleural surfaces are covered by shaggy adhesions. The lungs exhibit the usual lobation with moderate anthracotic pigmentation. Left pleural surfaces are smooth. There is a perforating gunshot wound track through the lower segment of the RUL entering laterally and exiting medially. The wound track through the lung is hemorrhagic. Beneath the pleura on the medial RUL is a flattened ovoid piece of lead bullet core. This is retained. Otherwise sections show mildly congested, red-brown cut surfaces that ooze a mild amount of serosanguineous fluid. No focal nontraumatic intrapulmonary lesions. The tracheo-bronchial tree is unobstructed and without mass lesions.

LIVER AND PANCREAS:

The liver weighs 1450 grams and is covered by a smooth intact capsular surface with sharp anterior margins. Sections show softened dark red-brown cut surfaces that display the usual lobular architecture. No focal intraparenchymal lesions. I can easily pass my thumb through 2cm thick sections. The gallbladder contains < 5 ml of thin golden yellow-brown bile and the gallbladder mucosa is unremarkable. No stones. The bile passages appear patent. No portal lymphadenopathy. The pancreas is pale but free of fat necrosis, fibrosis or hemorrhage.

GASTROINTESTINAL SYSTEM:

The tongue is without evident injury. The pharynx is unobstructed. The esophagus is intact and lined by gray-tan mucosa. The stomach contains 30 ml of thin brown-tan mucoid fluid with a few small admixed fragments of unidentifiable food material. No pill material or peculiar scent. The gastric mucosa is mildly autolyzed, but intact without ulcers or masses. The duodenum and remainder of the small and large bowels are without evident mucosal abnormality. The colon contains soft green-brown feces without blood. The appendix is present. The colon is not injured by gunshot.

SPLEEN AND LYMPH NODES:

The spleen weighs 100 grams and is covered by an intact wrinkled blue-gray capsule. Sections show softened and pale red-brown parenchyma without focal lesions. A small ancillary spleen is near the hilum, 0.7 cm in greatest dimension. Sections of the ancillary spleen also show softened, pale red-brown parenchyma without focal lesions. No enlargement of mediastinal, lung hilar, mesenteric or para-aortic lymph nodes.

ENDOCRINE SYSTEM:

The adrenal glands are free of cortical masses or medullary hemorrhages. The thyroid is of the usual size, shape and consistency. The left lobe of the thyroid is relatively smaller than the right without scarring. No thyroid cysts or masses. The pituitary gland is unremarkable.

UROGENITAL SYSTEM:

The kidneys are of similar size and shape. The kidney weights are: right – 90 grams, left – 110 grams. The capsules strip with ease to reveal irregularly pockmarked cortical surfaces with irregular shallow scars giving surfaces a wrinkled appearance. Sections show irregular cortical thinning with distinct cortico-medullary junctions and generalized pallor. The cortico-medullary junctions are distinct. The calices, pelves, and ureters are unremarkable. The bladder is distended by 420 ml of clear, pale straw-colored urine. The bladder mucosa is unremarkable. The prostate gland is not enlarged.

MUSCULOSKELETAL SYSTEM:

See above under "Evidence of Injury". The red-brown muscle is softened but without focal nontraumatic abnormalities. No visible or palpable fractures of the bony thorax, vertebral column, pelvis or long bones of the extremities except for perforating a fracture of the right 4th rib and a perforating fracture of the right hemipelvis. The right iliac wing is fractured and comminuted, with a bullet track through the sacroiliac joint on the right. There is kyphosis and mild scoliosis of the spine with moderate-severe degenerative arthritic changes in the thoracolumbar spine. The spinous processes of lower lumbar vertebrae are injured by gunshot. The abdominal fat averages 2 cm in thickness.

TOXICOLOGY:

Samples of femoral blood, pericardial sac blood, urine, vitreous humor and gastric contents are retained.

HISTOLOGY:

None. Sections of all major viscera are retained in stock.

PHOTOGRAPHS:

Digital photographs are obtained of external findings by DOJ criminalist.

X-RAYS:

Total body x-rays were obtained. These reveal fragments recovered from the right pectoral area, right lung, and mid-lower back. A shower of tiny metallic fragments extends horizontally across the abdomen and pelvis area giving x-rays a "snowstorm" effect.

EVIDENCE:

Copper jacketing fragments are recovered from the right pectoral area. A flattened round portion of lead-colored bullet core is recovered from the right lung. A copper-colored mushroomed jacket with the base and a corresponding flattened lead-colored core are recovered from beneath the skin of the mid-lower back. Other tiny fragments of lead-colored core and copper jacketing are recovered from beneath the skin of the lower back which has expanded into a hematoma. The tiny fragment of lead shrapnel and attached thin tan strings that were embedded in the right lateral torso are recovered. A buccal swab is obtained for possible DNA. A DNA blood spot card is also obtained.

FINISH TIME:

16:45.

MAS/wcp
D: 08-22-16
T: 09-16-16

Super
9/9/16

Case Name:

TOXICOLOGY NUMBER: CVT-16-8990

Fulton, David A.
2.75 ml femoral blood (gray top vial) labeled "Fulton, David Alan; 201604167; DOD 08/18/2016; Aut 08/22/2016; Dr Super"

Specimen Description:

Delivered by Federal Express **Date** 26-Aug-16 **Received by** Bill Posey **Date** 26-Aug-16

Request: Complete Drug Screen & CO

Agency Case # 201604167

Requesting Agency

Report To

Humboldt County Coroner
3012 "I" Street
Eureka CA 95501

Humboldt County Coroner
Attn: Records
3012 "I" Street
Eureka CA 95501

RESULTS

Specimen: Femoral Blood Sample

Complete Drug Screen: Aripiprazole, Diphenhydramine, Ibuprofen and Paroxetine detected.
No other common acidic, neutral or basic drugs detected.
No Ethyl Alcohol detected.

Blood Carboxyhemoglobin = HbCO Saturation = < 3 % HbCO Saturation

Aripiprazole = 0.29 mg/L

Diphenhydramine = 1.10 mg/L

Ibuprofen = 2.5 mg/L

Paroxetine = 0.11 mg/L

Blood Aripiprazole Ranges

Effective Level: (0.1 - 0.45 mg/L)
Potentially Toxic: Not Known

Blood Diphenhydramine Ranges

Effective Level: (0.1 - 1.0 mg/L)
Potentially Toxic: (1 - 5 mg/L)

Blood Ibuprofen Ranges

Effective Level: (5 - 50 mg/L)
Potentially Toxic: (> 100 mg/L)

Blood Paroxetine Ranges

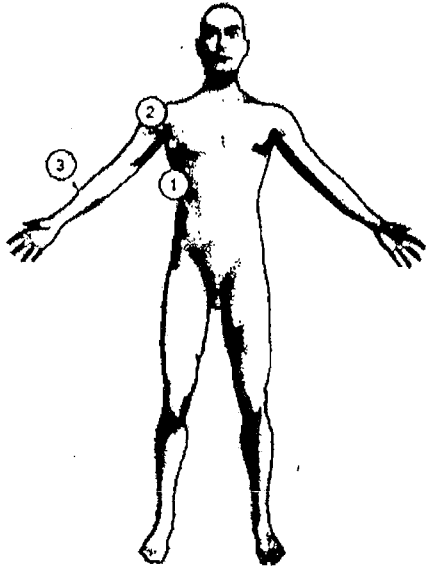
Effective Level: (0.01 - 0.25 mg/L)
Potentially Toxic: (0.35 - 0.4 mg/L)

B. L. Posey

September 08, 2016

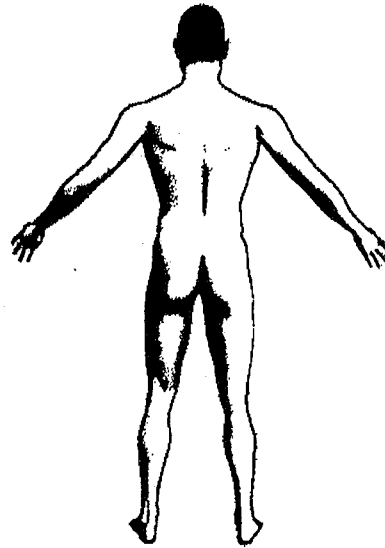
B.L. POSEY
S.N. KIMBLE
Directors

1580 Tollhouse Road
Clovis, California 93611
Phone (559) 323-9940
Fax (559) 323-7502



Right

Back



Injury Details

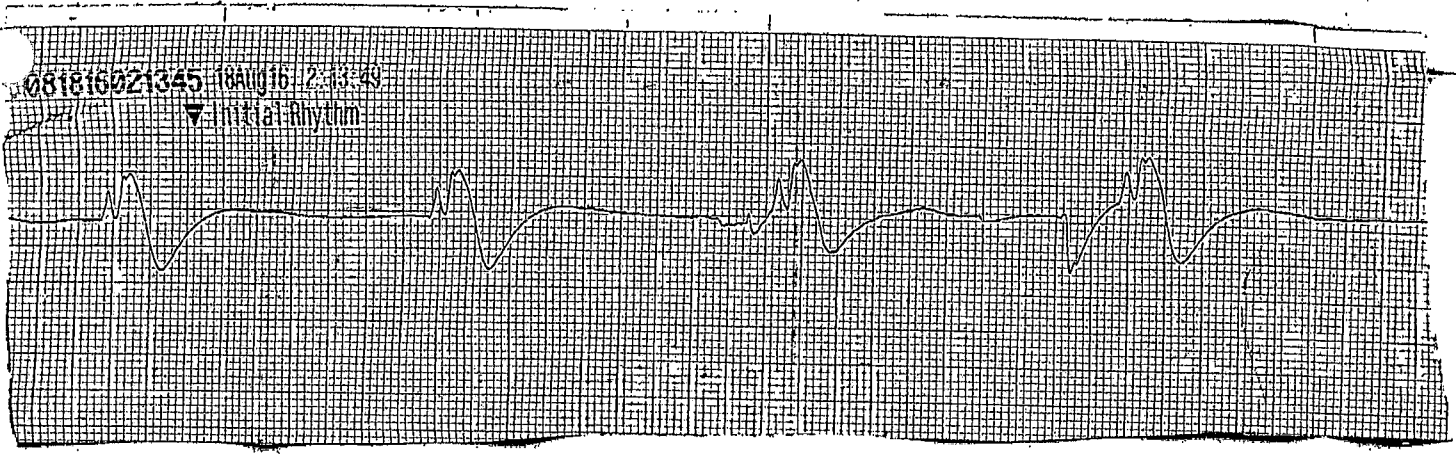
| Injury # | Injury Site | Injury Detail |
|----------|-------------|--|
| 1 | Abdomen | Gunshot <i>Right side abdomen</i> |
| 2 | Thorax | Gunshot <i>Possible wound upper right chest near arm pit</i> |
| 3 | Upper Ext. | Gunshot <i>right forearm, major deformity</i> |

Cardiac Arrest Data

| | |
|---|---------------------------------|
| Cardiac Arrest Witnessed by: Not Witnessed | Cardiac Arrest Etiology: Trauma |
| Time of First CPR: | Pulse With Pre-Ambulance AED: |
| Initial Cardiac Rhythm: Idioventricular/PEA | Rhythm at Destination: |
| Pre-Ambulance AED: No pre-ambulance AED | |

Patient Name: Fulton, David A.

| | | | | | | | | | | | | | | |
|--|-----------------|---------------------------|--------------------------|------|-----------------|------------------|------------|-------|-----|------|------------|------|-------|------------------|
| Time of First Defibrillatory Shock: | | | | | | | | | | | | | | |
| Return of Circulation: | | CPR Discontinued at: | | | | | | | | | | | | |
| Resuscitation Attempted: Not Attempted-Considered Futile | | | | | | | | | | | | | | |
| Patient Condition | | | | | | | | | | | | | | |
| Chief Complaint: Cardiac Arrest X Minutes | | | | | | | | | | | | | | |
| Secondary Complaint: | | | | | | | | | | | | | | |
| Alcohol/Drug Use: Not Known | | | | | | | | | | | | | | |
| Primary Symptom: CardioRespiratory Arrest | | | | | | | | | | | | | | |
| Injury Onset | Injury Cause | Injury Mechanism | Injury Intent | | | | | | | | | | | |
| 02:00 08 /18/2016 | Firearm Assault | | | | | | | | | | | | | |
| Primary Symptom | | Other Associated Symptoms | | | | | | | | | | | | |
| CardioRespiratory Arrest | | | | | | | | | | | | | | |
| Patient Vitals | | | | | | | | | | | | | | |
| Time | B/P | Pulse | Resp. | Temp | Effort | SpO2 | SpO2 Qual. | EtCO2 | GCS | Pain | Stroke Scl | B.G. | Limb. | Patient Position |
| 02:14 | 0/0 | 0 | 0 | | Absent | | | | 3 | | | | | Prone |
| ECG Monitor | | | | | | | | | | | | | | |
| Time | ECG Type | ECG Lead | ECG Interpretation | | ECG Ectopy | Cause For Change | | | | | | | | |
| 21:04 | ECG-Monitor | II | Agonal / Idioventricular | | No Ectopy Noted | | | | | | | | | |
| Service-Defined Questions | | | | | | | | | | | | | | |
| PCR written on desktop? | | | | | | | | | | | | | | |
| Yes | | | | | | | | | | | | | | |
| Attachments | | | | | | | | | | | | | | |



REQUESTING AGENCY CASE NO.
201604167

CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FORENSIC SERVICES
EUREKA REGIONAL CRIMINALISTICS LABORATORY
1011 West Wabash Ave. Eureka, CA 95501-2121
Phone No. (707) 445-6682 FAX No. (707) 445-6688

BFS CASE NUMBER
EU-16-001261-0002

ATTN: Investigator Todd Fulton
Humboldt County Sheriff's Office
826 Fourth Street
Eureka, CA 95501

COPIES: Investigator Steve Dunn
Humboldt County District Attorney's Office
825 Fifth Street
Eureka, CA 95501

PHYSICAL EVIDENCE EXAMINATION REPORT

SUSPECT: DAVID FULTON

OFFENSE: PC 664/187

OFFENSE DATE: AUGUST 17, 2016

OFFICERS: HCSO DEPUTY JAMES "JIM" MOWREY, MCSO DEPUTY CORY BENDER,
MCSO DEPUTY JASON CAUDILLO, MCSO DEPUTY JOSEPH COMER,
MCSO DEPUTY ZE MANUEL-MCGUIRE LIMA, UKIAH PD OFFICER JASON CHAPMAN

I, the undersigned, declare under penalty of perjury: (1) I am employed by the State of California, Department of Justice (DOJ), Bureau of Forensic Services; (2) I conducted an examination of the material described below in the ordinary course of my work as a qualified examiner, according to approved laboratory procedures that include creation of contemporaneous documentation and the technical review of my work; (3) The observable data is set forth in the associated laboratory case record; (4) Any opinions, interpretations, or conclusions in this report are based upon data in the associated laboratory case record and findings listed below.
Note: This laboratory report has been prepared and retained by DOJ in the normal course of business according to DOJ's regular practices and procedures. The Department of Justice Laboratory is accredited by the American Society of Crime Laboratory Directors / Laboratory Accreditation Board (ASCLD/LAB).

SUMMARY/RESULTS

Item L1 is a Marlin model 60 semi-automatic rifle chambered for the 22 Long Rifle cartridge. The rifle was found to be functional and was successfully test fired. Bullets test fired from the item L1 rifle were compared to the item M3 bullet recovered from the manager's office door; the results were inconclusive. While the firearm-related class characteristics were the same, no correspondence of individualizing detail could be found between the item M3 bullet and bullets test fired from the item L1 rifle. The item M3 bullet may have been fired from the item L1 rifle or from any other firearm with similar class characteristics.

Five AR-platform rifles and one shotgun were each found to be functional and each was successfully test fired.

EVIDENCE

I collected the following evidence from the scene on August 18, 2016:

- Item 37 Remington model 870 shotgun from MCSO Bearcat
- Item L1 Marlin model 60 rifle, serial number 22485558
- Item M3 Bullet from manager's office door

The following evidence was received by the Eureka Laboratory on August 23, 2016:

- Item 142162: Smith and Wesson model M&P-15 rifle, serial number SZ28977
- Item 142174: Colt model M4 Carbine rifle, serial number A0202486
- Item 142177: Colt model 613 rifle, serial number 4681330
- Item 142180: Colt model M4 Carbine rifle, serial number A0202462
- Item 142183: Spikes Tactical model ST15 rifle, serial number 96108

EVIDENCE (continued)

The following evidence was generated during examination of the rifles listed above on August 26, 2016:

Item 142162t: Four bullets and four cartridge cases test fired from item 142162

Item 142174t: Four bullets and four cartridge cases test fired from item 142174

Item 142177t: Four bullets and four cartridge cases test fired from item 142177

Item 142180t: Four bullets and four cartridge cases test fired from item 142180

Item 142183t: Four bullets and four cartridge cases test fired from item 142183

The following evidence was generated during examination of item 37 on August 29, 2016:

Item 37t: Three shotgun shells and one bean-bag test fired in item 37 shotgun

The following evidence was generated during examination of item L1 on February 6, 2017:

Item L1t: Three bullets and three cartridge cases test fired in item L1 rifle

EXAMINATION

Item 37 is a Remington model 870 pump-action shotgun chambered for 12 gauge shells. The serial number was not determined; a six-round shell holder mounted on the left side of the receiver covered the serial number. Three 12 gauge bean-bag shells were mounted in the shell holder. The shotgun had a measured capacity of four shells and a measured trigger pull of six and one-half to seven pounds. The shotgun was found to be functional and was test fired three times using the bean-bag shells received with the shotgun; no malfunctions were encountered during test firing. Expended shotgun shells and one of the bean bags generated during test firing were retained as item 37t.

Item L1 is a Marlin model 60 semi-automatic rifle chambered for the 22 Long Rifle cartridge. The rifle was marked with serial number 22485558, had a measured capacity of seventeen rounds in its tubular magazine, and had a measured trigger pull of four to four and one-half pounds. The rifle was found to be functional and was test fired three times using laboratory reference ammunition; no malfunctions were encountered during test firing. As found, the rifle had one intact hollow-point cartridge in the chamber and three intact hollow-point cartridges, two intact solid-bullet cartridges, two intact shot cartridges, and two intact blank cartridges in the magazine. The cartridges removed from the rifle were from various manufacturers and their order within the magazine was not determined. Bullets and cartridge cases generated during test firing were retained as item L1t.

Item M3 is an expended nominal 22 caliber bullet. The bullet weighed 34 grains and appeared to have a copper wash over a lead core. Damage to the bullet obliterated approximately two-thirds of the barrel rifling impressions; however, limited portions of the barrel rifling impressions were sufficiently intact for comparative examination. The item M3 bullet was compared to bullets test fired from the item L1 Marlin rifle; the results of this comparison were inconclusive. While the nominal caliber and sixteen-right barrel rifling class characteristics were the same, no correspondence of individualizing detail could be found between the item M3 bullet and bullets test fired from the item L1 rifle. The item M3 bullet may have been fired from the item L1 rifle or by any other firearm with similar class characteristics.

Item 142162 is a Smith and Wesson model M&P-15 rifle marked with serial number SZ28977 and chambered for the 5.56x45 NATO cartridge. The rifle was received without a magazine. The rifle is semi-automatic only and had a measured trigger pull of five to six pounds. The rifle was found to be functional and was successfully test fired using laboratory reference ammunition and a laboratory reference rifle magazine. Bullets and cartridge cases generated during test firing were retained as item 142162t.

RELATED BFS CASE #

BFS CASE #
2U-16-126

Physical Evidence Submission Form

(Instructions for use of form located on reverse side.)

| | | | |
|---------------------------------|----------------------------------|--------------------------------------|-------------------------------------|
| INFORMATION AND REPORT SECURITY | ROUTINE <input type="checkbox"/> | AGENCY ONLY <input type="checkbox"/> | AGENT ONLY <input type="checkbox"/> |
|---------------------------------|----------------------------------|--------------------------------------|-------------------------------------|

SUBMITTING AGENCY: HCSO AGENCY CASE NO: _____
(Use Agency Format)

COUNTY OF PROSECUTION: Humboldt RELATED AGENCIES/CASE NUMBER(S): _____

OFFENSE(S): _____ DATE OF INCIDENT: _____ DATE NEEDED: _____ REASON: _____

INVESTIGATING OFFICER: _____ PHONE: _____ FAX: _____

INVESTIGATING OFFICER - EMAIL ADDRESS: _____

| S, V, OTHER, OFFICER | SUBJECTS | | | DATE OF BIRTH | CII # (LATENTS AND DNA) |
|----------------------|-----------|------------|----|---------------|-------------------------|
| | Last name | First Name | MI | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

EVIDENCE SUBMITTED

| LINE | AGENCY ASSIGNED ITEM # | DESCRIPTION OF EVIDENCE (ONE ITEM PER LINE WHEN POSSIBLE) | COMMENTS OR REQUESTS FOR SERVICE* |
|------|------------------------|---|-----------------------------------|
| 1 | 142180 | M4 Colt Carbine | |
| 2 | 142177 | Colt AR 15 | |
| 3 | 142174 | M4 Carbine | |
| 4 | 142183 | Spikes rifle | |
| 5 | 142162 | Smith & Wesson | |
| | | | |
| | | | |
| | | | |

CHAIN OF CUSTODY FOR ITEMS LISTED ABOVE

| Line/Item NUMBER | Received From (SIGN NAME LEGIBLY) | Delivered to (SIGN NAME LEGIBLY) | DATE |
|------------------|-----------------------------------|----------------------------------|---------|
| lines 1-5 | <u>Todd Fulton</u> | <u>Stocoban</u> | 8/23/16 |
| | TODD FULTON | | |
| | | | |
| | | | |
| | | | |

PLEASE SUBMIT A POLICE REPORT OR ATTACH A SEPARATE SHEET WITH A SUMMARY OF THE CASE FOR CRIMINALISTICS CASES
*It is assumed that all evidence items submitted for analysis are in the lawful possession of law enforcement, whether by warrant, consent, or other recognized justification, and the requested examination falls within the scope of that legal authority. BFS Laboratories shall decide the specific method of analysis.

INCIDENT/INVESTIGATION REPORT

| | | |
|---|--|---|
| Agency Name <p style="text-align: center;"><i>Eureka Police Department</i></p> | Case# <p style="text-align: center;">16-005762</p> | Date / Time Reported <p style="text-align: center;">08/17/2016 09:37 Wed</p> |
| ORI <p style="text-align: center;">CA0120300</p> | Last Known Secure <p style="text-align: center;">08/17/2016 09:37 Wed</p> | At Found <p style="text-align: center;">08/17/2016 09:37 Wed</p> |
| Location of Incident <div style="background-color: black; width: 100%; height: 15px;"></div> | Premise Type <p style="text-align: center;"><i>Residence/home</i></p> | Zone/Tract |
| #1 Crime Incident(s) (Com) <p><i>Agency Assist ASSIST</i></p> | Weapon / Tools <p style="text-align: center;"><i>RIFLE</i></p> | Activity |
| #2 Crime Incident () | Weapon / Tools | Activity |
| #3 Crime Incident () | Weapon / Tools | Activity |

MO

| | | | | |
|-----------------------|--|----------------------|------------------------|--------------|
| # of Victims | 1 | Type: SOCIETY/PUBLIC | Injury: | Domestic: N |
| V1 | Victim/Business Name (Last, First, Middle) <i>State Of California</i> | | Victim of Crime # 1 | DOB Age |
| Home Address | | | Home Phone | |
| Employer Name/Address | | | Business Phone | Mobile Phone |
| VYR | Make | Model | Style | Color |
| | | | Lic/Lis | VIN |

OTHERS

INVOLEVE

CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)

| | | | | | | | | |
|-----------------------|----------------------------|-------------------|------------|------|-----|--------------------------|-----------------|------------------------|
| Type: | Injury: | | | | | | | |
| Code | Name (Last, First, Middle) | Victim of Crime # | DOB Age | Race | Sex | Relationship To Offender | Resident Status | Military Branch/Status |
| Home Address | | | | | | | Home Phone | |
| Employer Name/Address | | | | | | Business Phone | Mobile Phone | |
| Type: | Injury: | | | | | | | |
| Code | Name (Last, First, Middle) | Victim of Crime # | DOB Age | Race | Sex | Relationship To Offender | Resident Status | Military Branch/Status |
| Home Address | | | | | | | Home Phone | |
| Employer Name/Address | | | | | | Business Phone | Mobile Phone | |

PROPERTY

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

("OJ" = Recovered for Other Jurisdiction)

| VI # | Code | Status Fm/To | Value | OJ | QTY | Property Description | Make/Model | EUREKA POLICE DEPARTMENT | Serial Number |
|------|------|--------------|-------|----|-----|----------------------|------------|--------------------------|---------------|
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CONTROLLED DOCUMENT

DUPLICATION OR REISSUANCE

CONTROLLED BY LAW

Released to: *HCSO Dep. Fulton*

By: *ALD* Date: *11/11/16*

Eureka Police Department

| | | | |
|-----------------------|-------------------|------------------------------|-----------------------|
| Officer/ID# | ONEILL, P. (463) | Supervisor | HARKNESS, S. A. (494) |
| Invest ID# | (0) | Case Status To: Other Agency | 10/25/2016 |
| Complainant Signature | Case Disposition: | Page 1 | |

Incident Report Additional Name List

Eureka Police Department

OCA: 16-005762

Additional Name List

| Name Code/# | Name (Last, First, Middle) | Victim of Crime # | DOB | Age | Race | Sex |
|-------------|----------------------------|----------------------|-----|-----|------|-----|
| 1) | | | | | | |
| 2) | | | | | | |
| 3) | | | | | | |
| 4) | | | | | | |
| 5) | | | | | | |
| 6) | | | | | | |
| 7) | | | | | | |
| 8) | | | | | | |
| 9) | | | | | | |

Incident Report Additional Name List

Eureka Police Department

OCA: 16-005762

Additional Name List

| Name Code/# | Name (Last, First, Middle) | Victim of Crime # | DOB | Age | Race | Sex |
|-------------|----------------------------|----------------------|------------|------------|------------|------------|
| 10) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 11) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 12) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 13) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 14) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 15) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 16) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 17) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| 18) | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

Incident Report Additional Name List

Eureka Police Department

OCA: 16-005762

Additional Name List

| Name Code/# | Name (Last, First, Middle) | Victim of Crime # | DOB | Age | Race | Sex |
|-------------|----------------------------|-------------------|-----|-----|------|-----|
| 19) | [REDACTED] | | | | | |
| 20) | [REDACTED] | | | | | |
| 21) | [REDACTED] | | | | | |
| 22) | [REDACTED] | | | | | |
| 23) | [REDACTED] | | | | | |
| 24) | [REDACTED] | | | | | |
| 25) | [REDACTED] | | | | | |

INCIDENT/INVESTIGATION REPORT

Eureka Police Department

Case # 16-005762

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

| | IBR | Status | Quantity | Type Measure | Suspected Type | |
|-----------------------|-----|--------|----------|--------------|----------------|--|
| D R U G S | | | | | | |
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Assisting Officers
OMEY, B. (635), LINFOOT, S. (4033), HILL, G.G. (490), WILSON, E. (491), COSETTI, A. (629), HARPHAM, R.B. (447), SOPOAGA, S. (4028), PROSE, R. (4001), REYNASANCHEZ, M.L. (562), GUY, M.E. (1020), PORAMBO, Y. (4030),

Suspect Hate / Bias Motivated:

NARRATIVE

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EUREKA POLICE DEPARTMENT

REPORTING OFFICER NARRATIVE

Eureka Police Department

| |
|--|
| OCA 16-005762 |
| Date / Time Reported Wed 08/17/2016 09:37 |

| | |
|-------------------|--------------------------|
| Victim Society | Offense AGENCY ASSIST |
|-------------------|--------------------------|

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On 8-17-2016, I was contacted by Detective Sergeant Diana Freese regarding a officer involved shooting that took place at the 1700 block of Sutter Road in McKinleyville. Sgt. Freese requested I respond to the scene and take over command of the CIRT investigation, due to the necessity of her response to an uninvolved homicide investigation taking place in Southern Humboldt.

I responded to the scene. I also directed Detective Harpham and Detective Cosetti respond (see their supplemental reports for details of their involvement).

I remained on scene, until the early morning hours of the following day, to assist or give necessary direction to the investigative personnel.

Dispo: Referred to HCSO

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EUREKA POLICE DEPARTMENT

Eureka Police Department

OCA: 16005762

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Case Status: TO: OTHER AGENCY

Case Mng Status: NA

Occurred: 08/17/2016

Offense: AGENCY ASSIST

Investigator: GORDON, J. (498)

Date / Time: 08/24/2016 16:41:13, Wednesday

Supervisor: ONEILL, P. (463)

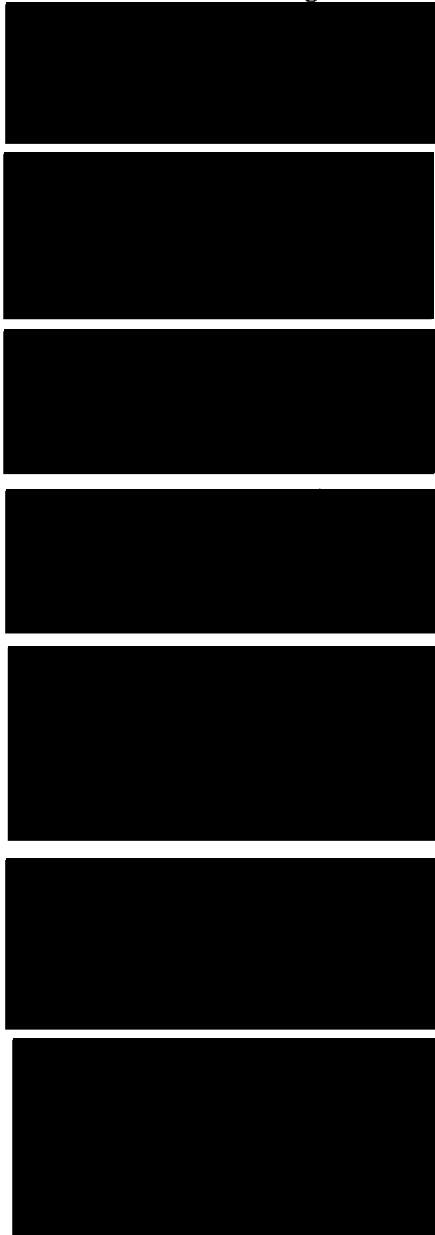
Supervisor Review Date / Time: 08/25/2016 16:37:03, Thursday

Contact:

Reference: Incident Supplemental

Witness(es):

Building "1720"



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Investigator Signature

Supervisor Signature

Eureka Police Department

OCA: 16005762

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Case Status: TO: OTHER AGENCY

Case Mng Status: NA

Occurred: 08/17/2016

Offense: AGENCY ASSIST

Investigator: GORDON, J. (498)

Date / Time: 08/24/2016 16:41:13, Wednesday

Supervisor: ONEILL, P. (463)

Supervisor Review Date / Time: 08/25/2016 16:37:03, Thursday

Contact:

Reference: Incident Supplemental



NARRATIVE:

On 8/18/2016 at about 0900 hours, I responded to the Redwood Creek Apartment Complex at [redacted] in McKinleyville to assist with the investigation of an officer involved shooting that occurred there early that morning.

Upon my arrival, I saw access to the [redacted] was blocked off by yellow tape and police vehicles. I saw the complex consisted of 13 buildings lining a U-Shaped parking lot. 12 of the buildings were similar apartment buildings consisting of four units, two upstairs and two down stairs. The 13th building was a single story management office located in the center of the complex.

I spoke with the lead HCSO Detective Todd Fulton who assigned me to link up with a team of three investigators who were canvassing the vicinity to interview potential witnesses. I located the team of three and paired off with Fortuna PD Detective Dias.

Detective Dias and I began our interviews at the building marked as [redacted]. I knocked on [redacted] and spoke with the solo resident who identified [redacted] as [redacted]. [redacted] told me that the day prior at around 0900 hours [redacted] heard several shots fired, approximately three in rapid succession, somewhere on the east side of the complex. [redacted] looked out [redacted] window and saw a black and white police car parked outside. [redacted] did not see anything else until additional police cars arrived and [redacted] phoned [redacted] telling [redacted] the complex was on lockdown. [redacted] did not hear anything further other than periodically hearing voices over the bull horn. [redacted] added that [redacted] had a hearing problem. [redacted] did say [redacted] heard a loud boom at about 0115 hours that morning followed by several shots fired. [redacted] said it was about 10 to 15 minutes between the loud boom and the shots being fired. [redacted] said [redacted] did not know the subject police were dealing with and said [redacted] didn't know any of [redacted] neighbors.

I attempted contact at [redacted] but did not receive an answer. An upstairs neighbor, [redacted] of [redacted] told me [redacted] knew the occupant by the name [redacted] and [redacted] had a [redacted]. [redacted] believed they had both left for work early that morning. I later performed a CAD search of EPD contacts along with Facebook.com profiles and HCCF booking records and discovered [redacted]. I was unable to locate a

Investigator Signature

Supervisor Signature

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unclassified
DATE 08/18/2016 BY [redacted]

Eureka Police Department

OCA: 16005762

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Case Status: TO: OTHER AGENCY

Case Mng Status: NA

Occurred: 08/17/2016

Offense: AGENCY ASSIST

Investigator: GORDON, J. (498)

Date / Time: 08/24/2016 16:41:13, Wednesday

Supervisor: ONEILL, P. (463)

Supervisor Review Date / Time: 08/25/2016 16:37:03, Thursday

Contact:

Reference: Incident Supplemental

number for [REDACTED] I left a contact card for them to phone me. As of the writing of this report, I had not heard back from them.

I then spoke with [REDACTED] outside [REDACTED]. [REDACTED] said [REDACTED] was in bed the prior morning and heard some shots at around 0600 hours. [REDACTED] said [REDACTED] wasn't concerned because neighbors to [REDACTED] rear were frequently shooting guns off. About a half an hour later [REDACTED] looked outside and saw officers with rifles taking positions. A while later the rescue vehicle showed up and [REDACTED] heard officers trying to give commands. [REDACTED] added that the way the loud speaker was set up [REDACTED] felt one could not help but hear it. [REDACTED] said [REDACTED] heard a round of shots, "about 8", at about 0200 hour that morning. [REDACTED] did not see anything and had stayed indoors for the entire incident.

I then knocked on the door to [REDACTED]. A solo [REDACTED] occupant identified [REDACTED] as [REDACTED]. [REDACTED] told me [REDACTED] did not know the involved subject and had only heard in the news that he was in his 50's. [REDACTED] said [REDACTED] woke the prior day and saw "snipers" nearby the manager's truck. [REDACTED] began to walk to [REDACTED] neighbor's place to ask what was going on and officers shouted for [REDACTED] to get back into [REDACTED] house. [REDACTED] went back inside and talked to [REDACTED] on the phone who googled the incident to find out for [REDACTED]. [REDACTED] said [REDACTED] did not hear any shots that day and had only read that the subject shot at the manager's office. [REDACTED] said [REDACTED] did not hear the shots fired that morning either. [REDACTED] said [REDACTED] did hear police negotiating with the subject over a loud speaker the afternoon and evening prior.

We then walked over to the next building which was marked as [REDACTED]. There I knocked on the door for [REDACTED] and the spoke with the two occupants there identified themselves as [REDACTED] and [REDACTED]. I first spoke with [REDACTED] who told me he had filmed video of the standoff the day before using his cellular phone but had not caught any of the shots being fired.

[REDACTED] said [REDACTED] was asleep when the shots went off that morning. [REDACTED] described the sounds of the shots being fired as "a shopping cart full of cinder blocks crashing into a car."

I later checked [REDACTED] Facebook.com profile and saw there were no recent posts regarding the incident. [REDACTED] was unable to download the videos from [REDACTED] phone and told me [REDACTED] would email them to me as soon as possible. Later Detective Cosetti spoke with [REDACTED] and provided [REDACTED] with a USB drive to upload his video to. [REDACTED] gave Cosetti the drive back containing 9 digital video files. Cosetti later handed me the USB drive and I uploaded the video files into EPD's digital evidence storage.

I then spoke with [REDACTED] who told me [REDACTED] didn't see anything. [REDACTED] felt like a prisoner and tried to ignore the entire incident due to the stress it was causing [REDACTED]. [REDACTED] said [REDACTED] saw the armored vehicle and police moving about outside but did not see anything else. [REDACTED] said [REDACTED] did know of [REDACTED] and was a friend with a [REDACTED] resident of the

Investigator Signature

Supervisor Signature

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Eureka Police Department

OCA: 16005762

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Case Status: TO: OTHER AGENCY

Case Mng Status: NA

Occurred: 08/17/2016

Offense: AGENCY ASSIST

Investigator: GORDON, J. (498)

Date / Time: 08/24/2016 16:41:13, Wednesday

Supervisor: ONEILL, P. (463)

Supervisor Review Date / Time: 08/25/2016 16:37:03, Thursday

Contact:

Reference: Incident Supplemental

apartment just below [redacted] [redacted] said [redacted] had sexually propositioned the [redacted] and [redacted] friend on more than one occasion and had even proposed to [redacted] [redacted] had even gone as far as asking the [redacted] aunt if [redacted] could have sex with the teen. [redacted] was told of a few incidents where the teen had wakened to find [redacted] in [redacted] apartment. [redacted] said the aunt was named [redacted] and the teen was named [redacted] [redacted] had moved away to get away from [redacted]

I then contacted the resident in [redacted] who identified [redacted] as [redacted] [redacted] was upset at the way police handled the incident and said that police had intimidated [redacted] into a firefight and blew him away. [redacted] said he offered to speak with [redacted] to deescalate the situation but that police refused. [redacted] explained that [redacted] was a distant cousin of his. [redacted] tone became more hostile as he repeated that the shooting was not necessary. I attempted to explain that Dias and I were from independent agencies investigating the shooting. [redacted] declined to speak any further with us.

We then went to the next building which was marked as [redacted]. There I spoke with the residents of [redacted] in the entry way. They identified themselves as [redacted] and [redacted]. [redacted] immediately stated [redacted] was appreciative of how police handled the situation and that officers gave the subject every chance to come out peacefully. [redacted] said [redacted] heard what sounded like crashing at around 0900 hours the prior morning but wasn't aware there was any shots fired or that anything else was going on until he saw police arriving at the Thomas Hardware store across the street. [redacted] then phoned and told them what was going on as [redacted] had seen in the news. [redacted] stated again that [redacted] was proud of police and how they handled the situation with patience. [redacted] said that the first negotiator [redacted] heard did such a good job that [redacted] felt compelled to come out with [redacted] hands up and tell [redacted] what [redacted] wanted. [redacted] added that the Sheriff was very reasonable and did everything [redacted] could to not escalate the situation and offered [redacted] every way to get out. [redacted] said [redacted] knew [redacted] and was aware [redacted] had mental health and drug issues. [redacted] said [redacted] had seen [redacted] wandering around the premises in the past wanting to talk to anyone [redacted] can and appeared [redacted]

[redacted] said [redacted] neighbor in [redacted], an unknown [redacted], had been evacuated prior to the shooting and had not yet returned.

After speaking with [redacted] Dias and I were tasked with checking residences to the rear of [redacted] building for bullet strikes and to check the welfare of residence there.

I saw that behind [redacted] building was a trailer park with an address of [redacted]. Dias and I checked the outer structures facing the apartment complex and could not find any damage consistent with bullet strikes. We then made contact with the four closest units and determined the residents were all uninjured and unaffected by the incident.

Investigator Signature

Supervisor Signature

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Eureka Police Department

OCA: 16005762

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Case Status: TO: OTHER AGENCY

Case Mng Status: NA

Occurred: 08/17/2016

Offense: AGENCY ASSIST

Investigator: GORDON, J. (498)

Date / Time: 08/24/2016 16:41:13, Wednesday

Supervisor: ONEILL, P. (463)

Supervisor Review Date / Time: 08/25/2016 16:37:03, Thursday

Contact:

Reference: Incident Supplemental

I returned to HCSO Investigator Todd Fulton and informed him of the residents I was unable to make contact with.

I was informed of a Facebook post and a Twitter post containing video of the incident by Det. Sgt. O'Neill.

I located the posts on Twitter which linked back to the original posts linked to a Periscope account located at [REDACTED]. I sent a preservation request letter to Twitter Inc., the parent company for Periscope.

I located the post Facebook from a subject with a profile named [REDACTED] at [REDACTED]. I requested the profile be preserved via the Facebook online records portal located at <https://www.facebook.com/records>.

This concludes my involvement in this case.

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TO HCSO

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Investigator Signature

Supervisor Signature

CASE NUMBER: 16-005712

**EUREKA POLICE DEPARTMENT
PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT**

PAGE _____
OF _____

ASSOCIATED CASE: _____

- PROPERTY CODES *178
 S - STOLEN
 R - RECOVERED FOR RETURN
 RA - RECOVERED (FOR OTHER AGENCY)
 RE - RECOVERED EVIDENCE
 F - FOUND
 D - DAMAGED
 L - LOST
 E - EVIDENCE
 K - SAFEKEEPING
 C - CONTRABAND FOR DISPOSAL

| | | | |
|---|----------------------------|------------------------------------|----------------------------|
| DATE STORED 8-23-16 | TIME STORED 0900 | DATE OF INCIDENT 8-17-16 | CRIME PC 664/187 |
| (VICTIM) LAST NAME STATE of CAL | FIRST | MIDDLE | ADDRESS |
| (FINDER) LAST NAME | FIRST | MIDDLE | ADDRESS |
| LOCATION PROPERTY WAS FOUND / INCIDENT OCCURED (LOCATION TYPE 3*) McKINLEYVILLE | | | |

- ADULT ARREST
 JUVENILE ARREST
 SEARCH WARRANT # _____
 PROPERTY CLAIMED BY FINDER
 FIELD PROPERTY RECEIPT PROVIDED

PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT

| CODE | ITEM NO. | ARTICLE | BRAND/MODEL | QTY. | DESCRIPTION | SERIAL NO. | VALUE | ENTERED NCIC | LAB WORK | STORAGE LOCATION | DISPOSITION |
|------|----------|----------------|-------------|------|--|------------|-------|--------------|----------|------------------|-------------|
| E | RH1 | DIGITAL IMAGES | | 51 | Pics of officer mowery | | | | | "M" DRIVE | |
| E | RH2 | DIGITAL IMAGES | | 38 | Pics of 4 SWAT OFFICERS PINE TRANSPORT TO HESO | | | | | | |
| E | RH3 | DIGITAL AUDIO | | 1 | APARTMENT CAMERAS | | | | | | |
| E | RH4 | DIGITAL AUDIO | | 1 | APARTMENT CAMERAS | | | | | | |

PROPERTY / EVIDENCE ASSOCIATED TO

| ITEMS NO. | <input type="checkbox"/> SUSPECT <input type="checkbox"/> OWNER | LAST | FIRST | MIDDLE | DOB | ADDRESS | PHONE | NOTIFIED |
|-----------|--|------|-------|--------|-----|---------|-------|----------|
| | <input type="checkbox"/> | | | | | | | |
| | <input type="checkbox"/> | | | | | | | |
| | <input type="checkbox"/> | | | | | | | |
| | <input type="checkbox"/> | | | | | | | |

REQUEST FOR LAB EXAMINATION

| ITEMS NO. | PURPOSE OF EXAMINATION | <input type="checkbox"/> YES PRESUMPTIVE TEST COMPLETED | DATE | BY | AGENCY DELIVERED TO | DATE | DELIVERED BY |
|-----------|------------------------|---|------|----|---------------------|------|--------------|
| | | <input type="checkbox"/> | | | | | |
| | | <input type="checkbox"/> | | | | | |
| | | <input type="checkbox"/> | | | | | |

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| | | | | | |
|--|-----------------------|-------------------------------|--------------------------------|-----------------------|-------------------------------|
| BOOKING OFFICER Iron Harpation | IBM NO. 447 | REPORT DATE 8-23-16 | SUPERVISOR REVIEW ON | IBM NO. YGJ | REPORT DATE 8-23-16 |
|--|-----------------------|-------------------------------|--------------------------------|-----------------------|-------------------------------|

1 CLASSIFICATION: Agency Assist—PC 664/187

2
3 VICTIM: State of California



4
5 SUSPECT: [REDACTED] W/M [REDACTED]

6
7 **SUPPLEMENTAL REPORT**

8
9 **WITNESSES:**

10 [REDACTED] [REDACTED]
11 [REDACTED] [REDACTED]
12 [REDACTED] [REDACTED]
13 [REDACTED] [REDACTED]
14 [REDACTED] [REDACTED]
15 [REDACTED] [REDACTED]
16 [REDACTED] [REDACTED]
17 [REDACTED] [REDACTED]
18 [REDACTED] [REDACTED]
19 [REDACTED] [REDACTED]
20 [REDACTED] [REDACTED]
21 [REDACTED] [REDACTED]
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36 [REDACTED] [REDACTED]
37 [REDACTED] [REDACTED]
38 [REDACTED] [REDACTED]

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 **Det. RONALD B HARP HAM** 447 08/23/2016  **Supervisor**

- 1. Cleared by Arrest 6. Documentation 11. Cleared Recovery 16. To Property Clerk 21. Cleared Crt. Bk
- 2. Cited and Released 7. Cleared: Admin 12. Cleared Partial Recovery 17. To D.A. 22. Cleared Extradition
- 3. Booked Cited Released 8. Open 13. Cleared: Other Agency 18. To Other Agency 23. CID
- 4. PC849b 9. Closed 14. Cleared Restitution 19. Owner Notified 24. NOP
- 5. Unfounded 10. Suspended 15. Warrant Request 20. Medical Release Needed

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2. CID 4. Parole 6. CPS 8. ABC HCSO 8-23-16

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[REDACTED]

[REDACTED]

SUMMARY:

A tenant, [REDACTED] in [REDACTED] at [REDACTED] Mckinleyville, became angry with the manager and fired a gun into the office. Humboldt County Sheriff Deputies arrived to investigate and [REDACTED] shot at the deputies. There was an exchange of gunfire but no one was injured. A "stand off" occurred and the Humboldt County SWAT took over the operation. They were joined by members of the Mendocino SWAT team. In the end, members of the Mendocino SWAT team killed [REDACTED]. No officers were injured.


NARRATIVE:

Notification;

On 8-17-2016, I was working as an investigator in the Eureka Police Departments Criminal Investigation Section. At about 0945 hours, I became aware of an officer involved shooting (OIS) incident in Mckinleyville between an apartment tenant and sheriff's deputies. I was advised by Detective Sgt. O'Neill that I will be assigned to Critical Incident Response Team, (CIRT). I was to contact HCSO Detective Sgt. Freese.

Processing HCSO Deputy Jim Mowery;

At about 1330 hours, I was assigned the task of processing Deputy Mowery. Mowery was a first responder to the original shooting at [REDACTED] in Mckinleyville. At one point, [REDACTED] shot at Deputy Mowery and he returned fire with his rifle. It



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78 was determined that EPD Detective Cosetti, HCSO Evidence Technician Andrew
79 Campbell and I would process Mowery. We processed him in their detective bureau's
80 conference room.

81
82 Detective Amber Cosetti took photographs of Mowery in his equipment as well as his
83 rifle, handgun, magazines and bullets. She took 51 photographs using a Lumix 18
84 megapixel DMC ZS40 digital camera. I took possession of the digital photographs and
85 booked them as evidence item RH1.

86
87 Mowery wore street clothes as he was a Drug Task Force Officer. Over his civilian
88 attire he wore an OD green tactical vest and an OD green equipment belt. His vest was
89 clearly marked sheriff. We collected the vest and removed the two 30 round P-Mag rifle
90 magazines that were in the vest. The bullet count in each magazine was 30 bullets. The
91 base of the bullet casing was stamped with the markings "LG 12".

92
93 We collected Mowery's rifle. The rifle was a Smith and Wesson M&P-15 AR style rifle.
94 The serial number was SZ28977. The magazine and rifle held 28 either .223 or 5.56
95 bullets. The bullet casings were stamped "LG 12".

96
97 We collected his equipment belt and removed his Glock 22 handgun and two extra
98 magazines. The Glock 22 was a Gen 4 .40 caliber handgun with a 15 round magazine.
99 The serial number was YCB800. The gun and the magazine had a total of 13 bullets.
100 The two spare magazines each held 15 .40 caliber bullets.


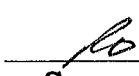
101
102 E.T. Campbell and I packaged and sealed these items. E.T. Campbell labeled each item
103 with a bar code and I escorted him with the evidence to a secure storage facility.

104
105 Prior to releasing Deputy Mowery, I conducted a pat down search seeking to find any
106 bullet casings that might be on his person. I found none.

107
108 **Scene;**

109 I was asked to respond to the [REDACTED] and meet the lead detective
110 HCSO Detective Todd Fulton. I arrived at about 1530 hours. Upon arrival I learned that
111 all investigative tasks had been accomplished and very little work would be necessary
112 until the barricade subject situation had been resolved. I went "off duty" subject to
113 recall.

114
115
116


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117 **Recall;**

118 On 8-18-2016 at about 0245 hours, I was called at home by Detective Sgt. O'Neill and
119 advised that the situation resolved with the death of [REDACTED]. Sgt. O'Neill advised
120 four Mendocino County SWAT team members are alleged to have shot and killed
121 [REDACTED] in self-defense. I was asked to respond back to the command post in
122 Mckinleyville. I arrived at about 0330 hours.

123

124 **Photograph SWAT Team members and document their gear;**

125 Det. Sgt. O'Neill and Lead Detective Todd Fulton advised me that I would photograph
126 the four Mendocino SWAT team members in their kit as worn and document their
127 firearms by make, model and serial number. Then I would lead a caravan containing the
128 Mendocino Deputies and their supervisors back to the HCSO Detective Bureau and
129 further process them by getting bullet counts and collecting their rifles and magazines.

130

131 Using my Lumix DMC ZS40 18 megapixel digital camera, I took 31 photographs of the
132 four officers and their equipment. The following is a summary of each officer.

133

134 **Joseph Douglas Comer, 4-8-1976/Deputy Sheriff with MCSO;**

135 Deputy Comer wore a completely Olive Drab uniform marked with MCSO markings,
136 and a helmet. He did not carry a handgun or an equipment belt. His kit was either in his
137 pants cargo pockets or on his OD tactical vest. He carried two P-Mag 30 round
138 magazines on his vest. His rifle was a Colt M4 5.56 caliber carbine, serial number
139 A0202486.

140

141 **Ze Manuel-McGuire Lima, DOB 8-25-1985/Deputy Sheriff with the MCSD;**

142 Deputy Lima wore OD cargo style uniform pants and a black uniform blouse with
143 MCSD markings. Lima's tactical gear consisted of a camouflage helmet, an OD tactical
144 vest and an equipment belt with a hand gun on his right side. His vest contained three 30
145 round P-Mags and his belt contained two 15 round .40 caliber magazines. Deputy
146 Lima's rifle is a Colt M4 5.56 caliber Carbine, serial number A0202462. His hand gun
147 is a Glock 22 serial number DWD569.



148

149 **Jason Michael Chapman, DOB 5-14-1987/Ukiah PD Officer;**

150 Officer Chapman wore an OD green tactical uniform marked with "POLICE". His kit
151 included a helmet, tactical vest containing five 30 round rifle magazines and two 15
152 round .40 caliber magazines. He wore a handgun in a holster on his right hip. Officer
153 Chapman's rifle is a Spikes Tactical ST15, serial number 96108. His handgun is a Glock
154 22 serial number VSF840.

155

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156 **Corey James Bender, DOB 4-15-1974/MCSD Level III Reserve Officer;**
157 Reserve Deputy Bender is a paramedic by trade. He is the SWAT teams medical
158 professional. R.O. Bender was wearing an OD green tactical uniform with the markings
159 denoting he was a Sheriff Tactical Medic. His tactical kit included a helmet, a tactical
160 vest carrying 3 rifle magazines and 2 handgun magazines. He wore a pistol on his right
161 hip. His rifle is a Colt AR15, model number 613, caliber 5.56, serial number A681330.
162 His handgun was a Glock 22 serial number DWD542.

163

164 **Final processing at HCSO;**

165 At about 0408 hours, I led a caravan of MCSO vehicles to the HCSO Detective Bureau.
166 At about 0430 hours the four SWAT officers were processed. On scene to either assist
167 or witness the processing was myself, Arcata PD Detective Sgt. Todd Dockweiler,
168 HCSO Detective Sgt. Freese, and Evidence Technician Andrew Campbell. According to
169 Detective Sgt. Freese, it had been prearranged with the District Attorney Maggie
170 Fleming that we would document by photograph their clothing and equipment, conduct
171 a round count on their handguns and return them but seize their rifle and rifle
172 magazines.

173

174 E.T. Campbell photographed the officers, the evidence collection process and the round
175 counting process. E.T. Campbell kept in possession of those digital images. I packaged
176 and sealed the rifle magazines and bullets. Sgt. Freese packaged and sealed the rifles in
177 their cardboard storage boxes. E.T. Campbell assigned bar codes to each package of
178 evidence and together we secured them in a secure locker.

179

180 **The following is the round count for each officer's firearms:**

181

182 **Deputy Joseph Comer;**

183 Rifle = 22 rounds of FMJ ammunition case stamped "Hornady .223".
184 #1 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".
185 #2 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".
186 Handgun = N/A

187

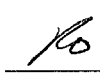
188 **Deputy Ze Lima;**

189 Rifle = 24 rounds of FMJ ammunition case stamped "Hornady .223".
190 #1 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".
191 #2 magazine = 30 rounds of FMJ ammunition case stamped "WCC 13".
192 #3 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".
193 Handgun = 16 rounds of .40 caliber ammunition.
194 #1 magazine = 15 rounds of .40 caliber ammunition

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195 #2 magazine = 15 rounds of .40 caliber ammunition

196

197 While processing Deputy Lima, he discovered a shell casing case stamped "Win 223",
198 stuck in his belt line. I recovered this casing and packaged it separately.

199

200 *Officer Jason Chapman;*

201 Rifle = 24 rounds of soft nosed ammunition case stamped "Win .223".

202 #1 magazine = 30 rounds of soft nosed ammunition cased stamped "Win .223".

203 #2 magazine = 30 rounds of soft nosed ammunition cased stamped "Win .223".

204 #3 magazine = 30 rounds of soft nosed ammunition cased stamped "Win .223".

205 #4 magazine = 30 rounds of soft nosed ammunition cased stamped "Win .223".

206 #5 magazine = 30 rounds of soft nosed ammunition cased stamped "Win .223".

207 Handgun = 16 rounds of 40 caliber ammunition

208 #1 magazine = 15 rounds of 40 caliber ammunition

209 #2 magazine = 15 rounds of 40 caliber ammunition

210

211 *Reserve Deputy Corey Bender;*

212 Rifle = 24 rounds of FMJ ammunition case stamped "Hornady .223"

213 #1 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".

214 #2 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".

215 #3 magazine = 30 rounds of FMJ ammunition case stamped "Hornady .223".

216 Handgun = 16 rounds of 40 caliber ammunition.

217 #1 magazine = 15 rounds of 40 caliber ammunition.

218 #2 magazine = 15 rounds of 40 caliber ammunition.

219

220 Prior to releasing the Mendocino officers, I asked each to strip out of their kit and search
221 their possessions and persons for casings.

222

223 *Assessment of round count.*

224 Based on the MCSO SWAT Officer's consistency in maximizing their magazines,
225 assumption can be made about how many shell casings should have been located at the
226 scene. See below for estimate;

227

- 228 1) 20 rounds of Hornady brass;
- 229 a) 8 from Deputy Comer
- 230 b) 6 from Reserve Deputy Bender
- 231 c) 6 from Deputy Lima.
- 232 2) 5 rounds of Winchester brass from Officer Chapman.
- 233 3) 2 rounds of "LG 12" brass from Deputy Mowery.


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234

235

236 *Neighborhood canvas;*

237 At about 0810 hours, I responded back to the Mckinleyville site. Myself and other
238 assembled investigators were briefed by Lead Detective Todd Fulton and then given
239 directions for a neighborhood canvas. I was teamed up with Humboldt State University
240 Officer Vince O'Conner. The following is a summary of the canvas:

241

242

243 *Building 1700:*

244 [REDACTED]
245 I contacted [REDACTED] and [REDACTED] in [REDACTED]. I asked if they
246 knew [REDACTED]. [REDACTED] said [REDACTED] did not. [REDACTED] said [REDACTED] was aware of [REDACTED] and
247 [REDACTED] perception was [REDACTED] was a tweaker off the street. However, one day she pointed [REDACTED]
248 out to the manager, [REDACTED], and [REDACTED] said [REDACTED] was a tenant. [REDACTED] said [REDACTED] seemed
249 to talk to [REDACTED] self. [REDACTED] said other tenants call [REDACTED]"

250

251 [REDACTED] said when the first shots rang out on Wednesday morning, [REDACTED] was talking to [REDACTED]
252 granddaughter, [REDACTED], who [REDACTED] [REDACTED] was still
253 sleeping. [REDACTED] told [REDACTED] over the phone that [REDACTED] wife or girlfriend came down
254 the stairs and said, "Call 911, [REDACTED] got a gun."

255



256 [REDACTED] said [REDACTED] awaken and asked [REDACTED] what happened. There were no police there
257 at the time. [REDACTED] was watching out [REDACTED] window and then [REDACTED] saw law enforcement arrive.
258 [REDACTED] and [REDACTED] then heard [REDACTED] shoot again and then the police shoot. They made
259 assumptions about who was shooting based on the different sounds of the guns. They
260 estimate the incident began about 0930 hours.

261

262 The two [REDACTED] stayed up during the night. [REDACTED] said [REDACTED] heard one loud bang and
263 [REDACTED] house shook. After that they heard a series of shooting. They would hear shots that
264 were louder and softer, different guns. The final shots they heard were the loudest.
265 They were not watching any of the events.

266

267 [REDACTED]
268 I contacted [REDACTED] in [REDACTED] with [REDACTED] and [REDACTED].
269 [REDACTED] said [REDACTED] was at work when the morning events occurred. [REDACTED] learned about it at
270 work from [REDACTED] boss who was watching local news blogs. [REDACTED] came home at about 2200
271 hours and was awake at the time of the final shooting. [REDACTED] stayed with [REDACTED] and

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272 [redacted] said [redacted] heard a loud bang and then the final shooting. They all got on
273 the floor when the bullets started shooting.

274
275 I asked [redacted], [redacted] and [redacted] if law enforcement did anything to disappoint them
276 and they said quite the opposite. [redacted] and [redacted] said what they saw, the police did
277 very well.

278
279 [redacted]
280 There was no answer at [redacted]. The neighbor said a [redacted] lived there named
281 [redacted] but [redacted] may be at work.

282
283 [redacted]
284 I contacted [redacted] in [redacted]. [redacted] said [redacted] and [redacted] wife [redacted] were there
285 throughout the ordeal. [redacted] said [redacted] is very distressed and was sleeping and [redacted] would
286 not allow me to talk to [redacted] at that time.

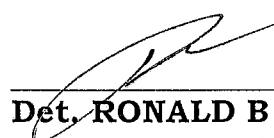
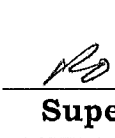
287
288 [redacted] said that [redacted] did not really know [redacted]. [redacted] first became aware of the situation at
289 about 1100 hours, when [redacted] heard the suspect shoot at Len the apartment manager.
290 [redacted] was standing outside of [redacted] apartment smoking at the time. [redacted] did not see
291 anybody shoot but saw [redacted] walking towards the manager's office and then heard the
292 shots. At the time he thought it was fire crackers until he learned otherwise. [redacted] said the
293 deputies arrived and [redacted] heard shots again. It sounded like different guns and [redacted] felt it
294 was the officers shooting at the suspect. [redacted] said that [redacted] and his wife began packing in
295 order to leave.

296
297 At about 2300 hours, he heard a boom and thought an RPG hit his apartment. They
298 spent the night on the floor. Pretty close after the explosion, [redacted] heard a volley of
299 semiautomatic gunfire. They mostly followed events from the news and [redacted] memory is
300 a bit tainted.

301
302 [redacted] said that both [redacted] and [redacted] called 911 on several occasions. I asked [redacted]
303 if law enforcement did anything that disappointed them. [redacted] felt [redacted] should
304 have been evacuated, they had a place to go but law enforcement did not offer it to
305 them.

306
307 [redacted]
308 [redacted]
309 I contacted [redacted] at [redacted]. [redacted] lived at the apartment with [redacted]
310 [redacted] said that [redacted] knew of [redacted] as

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311 [redacted] That is what others call [redacted] [redacted] did not have any experience to
 312 confirm that. [redacted] first became aware of the situation at about 0900 hours on Wednesday.
 313 [redacted] said that [redacted] heard what [redacted] thought was firecrackers and went to the office to
 314 speak to the managers, [redacted] and [redacted]. While he was there, [redacted] said they
 315 were concerned for [redacted] and called the police. They felt [redacted] was responsible for
 316 making the loud noises. [redacted] did not know anything about shots being fired at the
 317 office at the time.

318 [redacted]
 319 [redacted] said a bit later the cops arrived and they ended up trading gunfire with [redacted]
 320 [redacted] remembered hearing a pop sound and then a volley of gunshots. The cops [redacted] saw
 321 were pointing their guns towards [redacted] apartment.


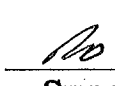
322 [redacted]
 323 At about 0200 hours in the morning, Law enforcement was trying to talk [redacted] out with
 324 a loud speaker. [redacted] heard a loud boom and looked out the window and saw the [redacted]
 325 who lived with [redacted] came out. [redacted] never saw [redacted] with a gun. [redacted] only saw
 326 [redacted] when [redacted] was dragged down the stairs by law enforcement. Right after the blast
 327 there was some more gunfire. More talking on the bull horn and then [redacted] manage to get
 328 to his porch. [redacted] apartment was on fire by then.

329 [redacted]
 330 I asked [redacted] if law enforcement did anything that disappointed [redacted] and [redacted] said no. [redacted]
 331 felt the police went above and beyond and was thankful they kept the neighborhood
 332 safe.

333 [redacted]
 334 [redacted]
 335 [redacted] said the people in [redacted] evacuated out and have not returned. I
 336 got no answer at the door.

337 [redacted]
 338 [redacted]
 339 I spoke to [redacted] and [redacted] in [redacted]. [redacted] is an in-house
 340 service provider for [redacted] who had a severe head injury from a crash and suffered from
 341 seizures set off by stress. [redacted] had a hard time during this event and [redacted] had
 342 give [redacted] seizure medicine.

343 [redacted]
 344 [redacted] said [redacted] knew who [redacted] and [redacted] were. [redacted] actually
 345 met [redacted] at classes at the College of the Redwoods. [redacted] said the [redacted]
 346 was a loner and described [redacted] as odd but not crazy. [redacted] was aware that [redacted] was very
 347 angry about his car being tagged and then towed and [redacted] blamed the apartment managers,
 348 [redacted]


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350 ██████ said on Wednesday morning ██████ heard some shots. ██████ did not think
 351 much about it but ██████ looked out and saw ██████ running back to ██████ apartment. ██████ did
 352 not see a gun. Then ██████ saw the deputies sneaking through the motel court yard. Then,
 353 more shots were fired and the apartment complex was crawling with officers. From that
 354 point on, ██████ paid attention to events throughout the day and evening from ██████
 355 apartment living room window. ██████ watched everything to the end although at times ██████
 356 was diverted by giving care to ██████ ██████ saw the deputies trying to talk ██████ down.
 357 ██████ said ██████ could see the laser lights on the wall of the apartment. ██████ never saw
 358 any actual interaction between law enforcement and ██████

359 ██████
 360 ██████ felt that towards the end, it seemed like law enforcement was getting
 361 frustrated and they started amping up their "antics". Doing things like turning on their
 362 sirens. During this time ██████ heard two very loud "booms". ██████ remembered seeing
 363 smoke come out the window. Then the SWAT team went up the stairs and got ██████
 364 and then ██████ began shooting out the window. Then there was an exchange of gunfire.
 365 ██████ heard the deputy on the loudspeaker tell Fulton to put the gun down and then the
 366 final shots.

367 ██████
 368 ██████ said that ██████ narrative described what ██████ saw, however ██████ said that
 369 when the explosion occurred ██████ began to go into a seizure. ██████ help to re-focus
 370 ██████ mind and gave ██████ some medicine.

371 ██████
 372 ██████ kept saying that ██████ was a Vietnam Veteran with PTSD however he would
 373 have been 18 years old in October of 1975 and Saigon fell on April 30th or 1975 six
 374 months before his 18th birthday.

375 ██████
 376 ██████
 377 ██████ said the people in ██████ were at work when everything started and had not
 378 returned.

379 ██████
 380 ██████
 381 ██████
 382 I contacted ██████ in ██████ ██████ said ██████ lived in the apartment with ██████
 383 ██████ said ██████ was not awake for any of the incident. ██████ said ██████ did
 384 not know ██████. But ██████ saw ██████ walk past ██████ apartment occasionally to work on his
 385 car in the street. Jose thought Fulton was mentally ill because on occasion, when ██████
 386 would be walking ██████ dog and come upon ██████, ██████ would try and engage ██████. From
 387 those brief encounters ██████ formed the opinion that ██████ is mentally ill.

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389 [redacted] said he was there at about 0900 hours when it all started. [redacted] was asleep and [redacted]
390 was ironing [redacted] shirt for school. [redacted] window was open and [redacted] heard two gunshots.
391 About 20 minutes later [redacted] noticed the officers in the court yard. [redacted] started to take his
392 dog for a walk but the officer told [redacted] to stay inside.

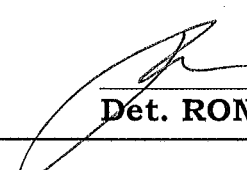

393
394 [redacted] said [redacted] did not hear any more shots until it was night time. [redacted] went to sleep at
395 0030 hours listening to the police on the loud speakers. Then [redacted] was awoken by some
396 shots. Then [redacted] heard the police on the loudspeaker again. About 0100 hours [redacted] heard
397 another volley of shots. [redacted] did not see anything. [redacted] remembered hearing the fire
398 department behind the building after the last shots. [redacted] said [redacted] felt law enforcement did
399 a great job.

400
401 [redacted]
402 I contacted [redacted] and [redacted] in [redacted] [redacted] lived under
403 [redacted] and was evacuated. [redacted] then spent the night with [redacted]. I asked [redacted] what
404 [redacted] knew about [redacted] [redacted] said everyone called him [redacted] but [redacted] did not
405 feel that was a fitting description. [redacted] helped [redacted] get [redacted] car started several times.
406 [redacted] said that everyone thinks that [redacted] was [redacted] about [redacted] car being towed. The
407 county towed [redacted] car and [redacted] blamed the managers, [redacted] [redacted] did not know
408 what got everything started the day before, but during the weekend before, [redacted] had a
409 terrible argument with [redacted] who lived with [redacted]. [redacted] had never seen that
410 behavior with them before. All [redacted] knows is that [redacted] was in [redacted] room and [redacted] started
411 firing [redacted] rifle.

412
413 People came out of their apartments to see what happened. [redacted] came downstairs.
414 The manager, [redacted] walked towards [redacted] and [redacted] told [redacted] to go call the cops,
415 [redacted] had a gun. [redacted] walked back upstairs.

416
417 [redacted] saw the deputies began to show up and they were spread about the court yard. [redacted]
418 about 1000 hours, one of the deputies was walking towards [redacted] apartment from the
419 manager's office. [redacted] came out of [redacted] apartment and began shooting at the deputy.
420 The deputy shot back. [redacted] saw all [redacted] described. I asked [redacted] if law
421 enforcement did anything that disappointed [redacted] and [redacted] said, "No."

422
423 [redacted] said [redacted] was asleep in the morning when the first shooting occurred and was not
424 aware of the dangers. After learning about what was going on, [redacted] was awake until the
425 standoff ended. Sometime after midnight [redacted] began hearing shots being fired. [redacted] knew
426 there were two different kind of guns being fired. [redacted] described one gun as a single shot
427 and the other as a rapid fire semi auto. [redacted] described the one shot as being very loud.

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428 [redacted] said [redacted] could hear shots and then a long period of time with the deputy on a
429 loud speaker and then shots would be fired again. [redacted] said the last volley of shots
430 sounded finale to [redacted]. Maybe because the deputy on the loudspeaker was ordering
431 [redacted] to come down the stairs with [redacted] hands up.

432 [redacted] said that law enforcement never called [redacted] or offered to remove [redacted] from [redacted]
433 apartment. [redacted] is an elderly [redacted] who uses a walker.

434 [redacted]
435 [redacted]
436 [redacted]
437 I spoke to [redacted] in [redacted]. [redacted] said [redacted] was at the apartment for the entire
438 incident. [redacted] said [redacted] husband, [redacted] was not here for the entire event. [redacted] left for
439 work at 0630 hours on Wednesday. [redacted] did not get to the apartment until 0300 hours on
440 Thursday morning.

441 [redacted] had little contact with [redacted]. [redacted] felt [redacted] was a nice guy. [redacted] knew that
442 people said [redacted] was crazy and used drugs but that was not [redacted] experience. [redacted] saw [redacted]
443 one time give a [redacted] a video game [redacted] had fixed.



444 [redacted] said [redacted] was sleeping when [redacted] heard the popping sounds of a gun. [redacted] got up
445 and looked out and [redacted] saw the police walking on the property and then [redacted] heard shots
446 and the police duck as if they were afraid. [redacted] heard law enforcement shoot twice.
447 [redacted] said [redacted] heard the police on the oud speaker do an amazing job trying to talk
448 [redacted] to give up but [redacted] felt [redacted] got pushed too far. I asked [redacted] who pushed [redacted] and
449 [redacted] said the apartment managers.

450 [redacted] said it ended when [redacted] heard a bang, saw smoke, saw officers moving about and
451 shots fired. [redacted] heard the officers call [redacted] out and sometime after the finale shots.
452 [redacted] said the police did an amazing job.

453 [redacted]
454 [redacted]
455 [redacted]
456 [redacted]
457 [redacted]
458 Nobody home.

459
460
461 **DISPOSITION:** Agency assist for the HCSO. Forward to Detective Fulton.

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39 [REDACTED] [REDACTED]
 40 [REDACTED]
 41 [REDACTED] [REDACTED]
 42 [REDACTED]
 43 [REDACTED]
 44 [REDACTED] [REDACTED]
 45 [REDACTED]
 46 [REDACTED]
 47 [REDACTED] [REDACTED]
 48 [REDACTED]
 49 [REDACTED]
 50 [REDACTED] [REDACTED]
 51 [REDACTED]
 52 [REDACTED]
 53 [REDACTED] [REDACTED]
 54 [REDACTED]
 55 [REDACTED]
 56 [REDACTED]

SUMMARY:

58 A tenant, [REDACTED], [REDACTED] became
 59 angry with the manager and fired a gun into the office. Humboldt County Sheriff
 60 Deputies arrived to investigate and [REDACTED] shot at the deputies. There was an exchange
 61 of gunfire but no one was injured. A "stand off" occurred and the Humboldt County
 62 SWAT took over the operation. They were joined by members of the Mendocino SWAT
 63 team. In the end, members of the Mendocino SWAT team killed [REDACTED]. No officers
 64 were injured.

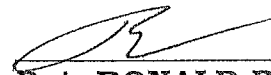

NARRATIVE:

Notification;

68 On 8-17-2016, I was working as an investigator in the Eureka Police Departments
 69 Criminal Investigation Section. At about 0945 hours, I became aware of an officer
 70 involved shooting (OIS) incident in Mckinleyville between an apartment tenant and
 71 sheriff's deputies. I was advised by Detective Sgt. O'Neill that I will be assigned to the
 72 Critical Incident Response Team, (CIRT). I was to contact HCSO Detective Sgt. Fred [REDACTED]

Processing HCSO Deputy Jim Mowery;

75 At about 1330 hours, I was assigned the task of processing Deputy Mowery. Mowery
 76 was a first responder to the original shooting at 1770 Sutter Road in Mckinleyville. At
 77 one point, David Fulton shot at Deputy Mowery and he returned fire with his rifle. It


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78 was determined that EPD Detective Cosetti, HCSO Evidence Technician Andrew
79 Campbell and I would process Mowery. We processed him in their detective bureau's
80 conference room.

81
82 Detective Amber Cosetti took photographs of Mowery in his equipment as well as his
83 rifle, handgun, magazines and bullets. She took 51 photographs using a Lumix 18
84 megapixel DMC ZS40 digital camera. I took possession of the digital photographs and
85 booked them as evidence item RH1.

86
87 Mowery wore street clothes as he was a Drug Task Force Officer. Over his civilian
88 attire he wore an OD green tactical vest and an OD green equipment belt. His vest was
89 clearly marked sheriff. We collected the vest and removed the two 30 round P-Mag rifle
90 magazines that were in the vest. The bullet count in each magazine was 30 bullets. The
91 base of the bullet casing was stamped with the markings "LG 12".

92
93 We collected Mowery's rifle. The rifle was a Smith and Wesson M&P-15 AR style rifle.
94 The serial number was SZ28977. The magazine and rifle held 28 either .223 or 5.56
95 bullets. The bullet casings were stamped "LG 12".

96
97 We collected his equipment belt and removed his Glock 22 handgun and two extra
98 magazines. The Glock 22 was a Gen 4 .40 caliber handgun with a 15 round magazine.
99 The serial number was YCB800. The gun and the magazine had a total of 13 bullets.
100 The two spare magazines each held 15 .40 caliber bullets.


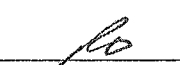
101
102 E.T. Campbell and I packaged and sealed these items. E.T. Campbell labeled each item
103 with a bar code and I escorted him with the evidence to a secure storage facility.

104
105 Prior to releasing Deputy Mowery, I conducted a pat down search seeking to find any
106 bullet casings that might be on his person. I found none.

107
108 **Scene;**

109 I was asked to respond to the 1700 block of Sutter Road and meet the lead detective
110 HCSO Detective Todd Fulton. I arrived at about 1530 hours. Upon arrival I learned that
111 all investigative tasks had been accomplished and very little work would be necessary
112 until the barricade subject situation had been resolved. I went "off duty" subject to
113 recall.

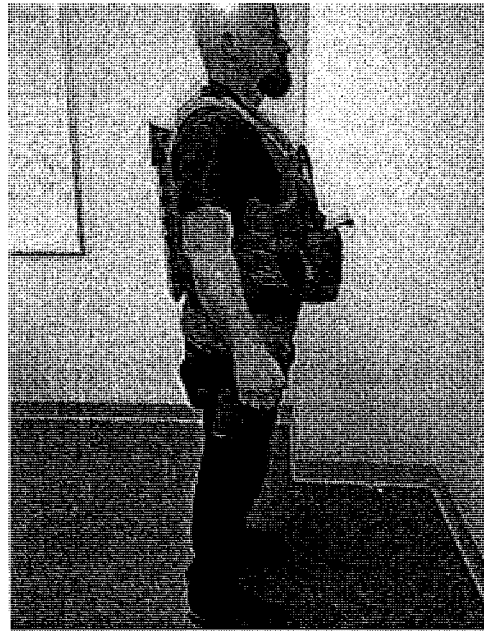
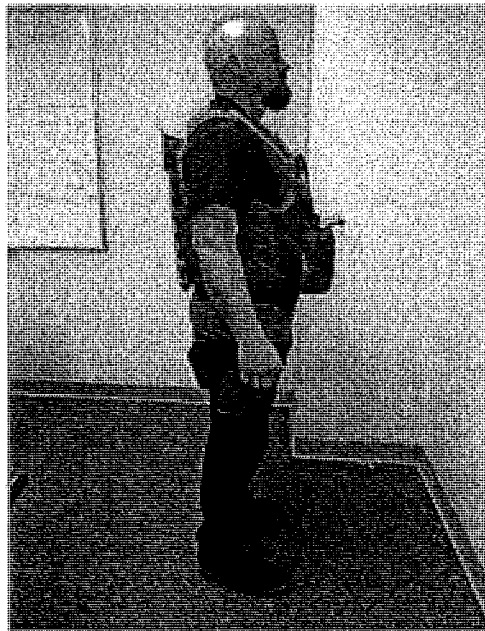
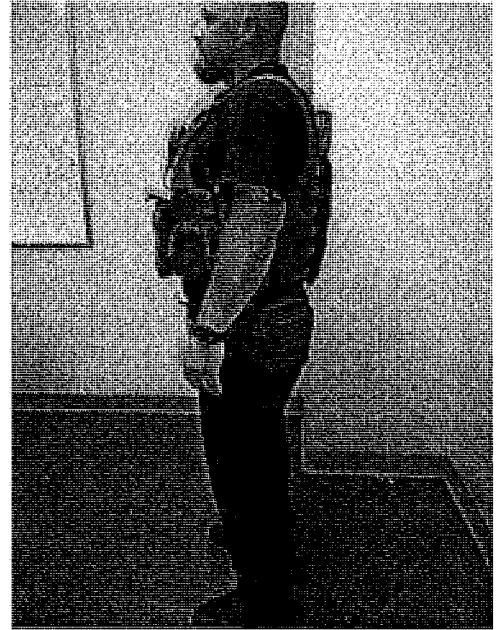
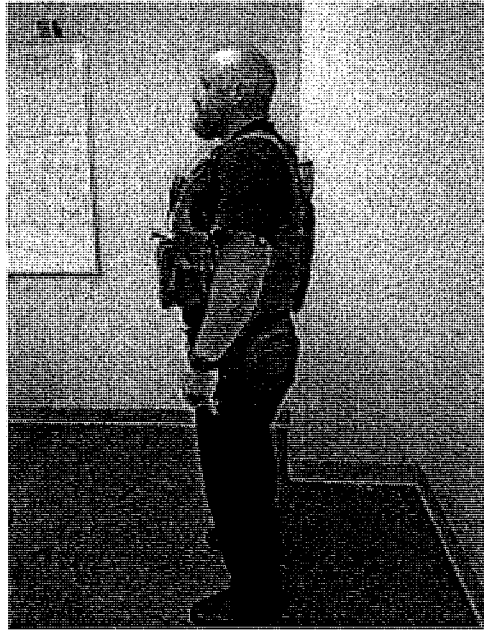
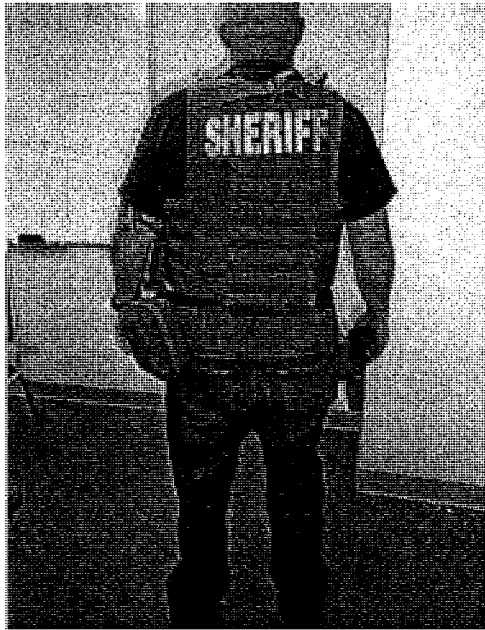
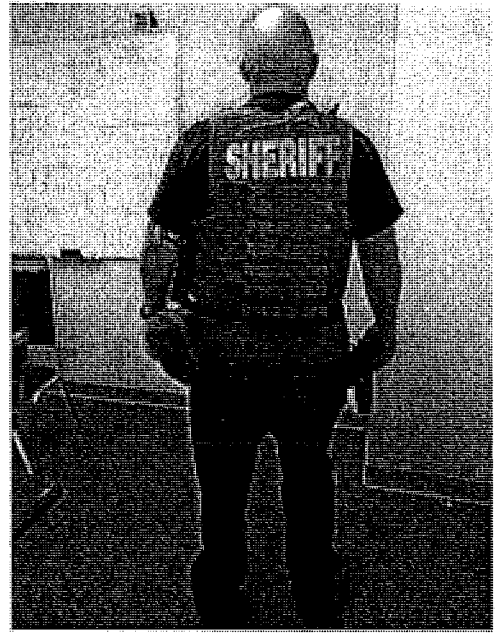
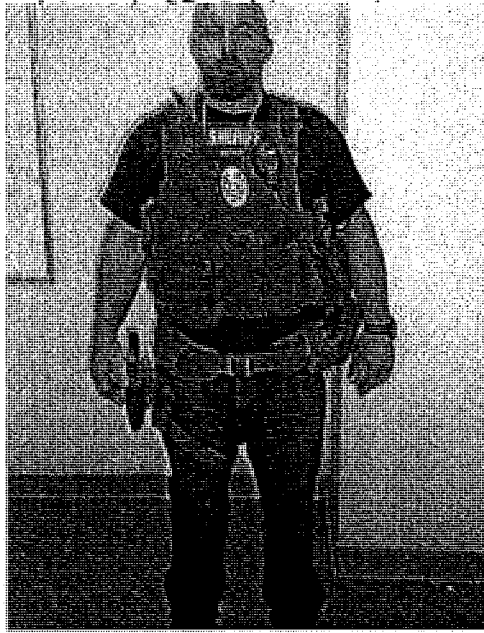
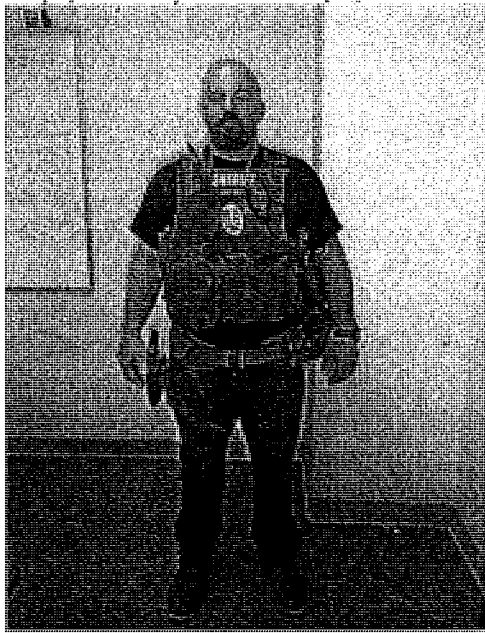
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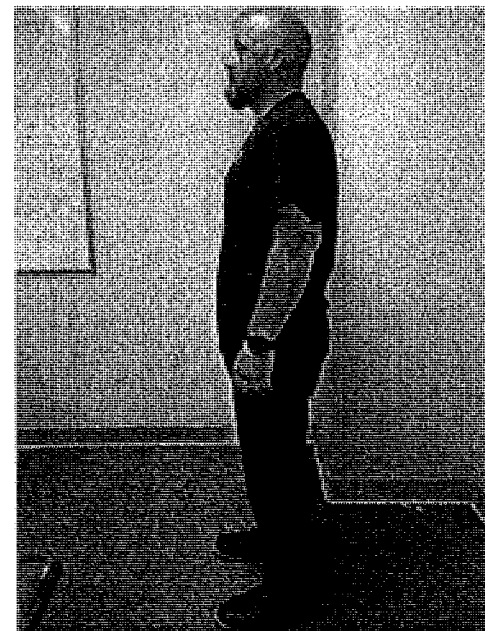
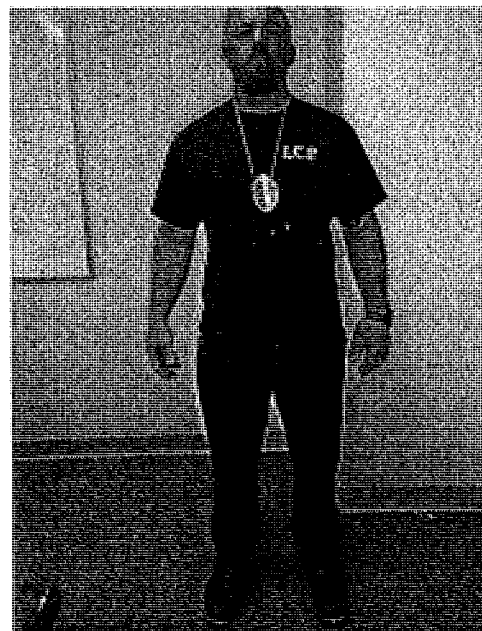
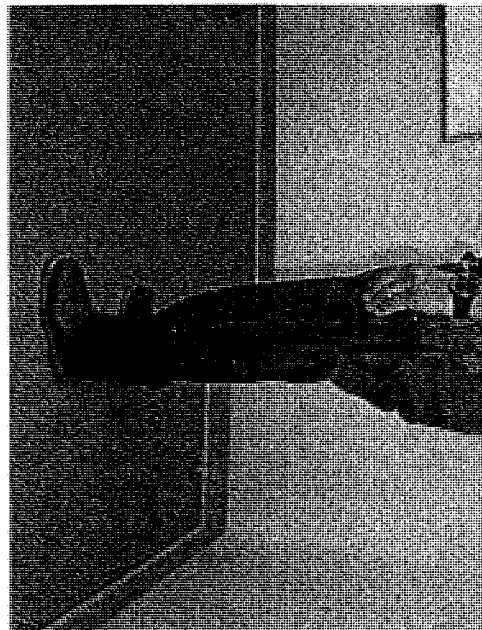
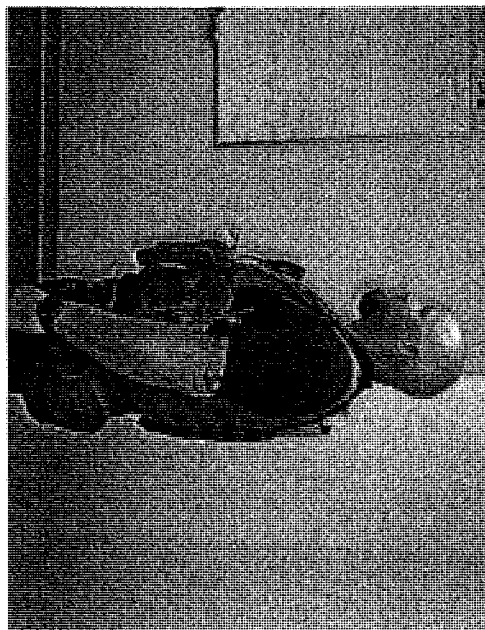
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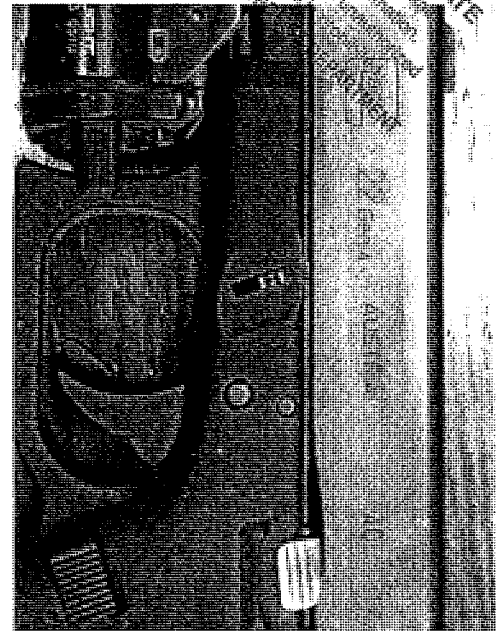
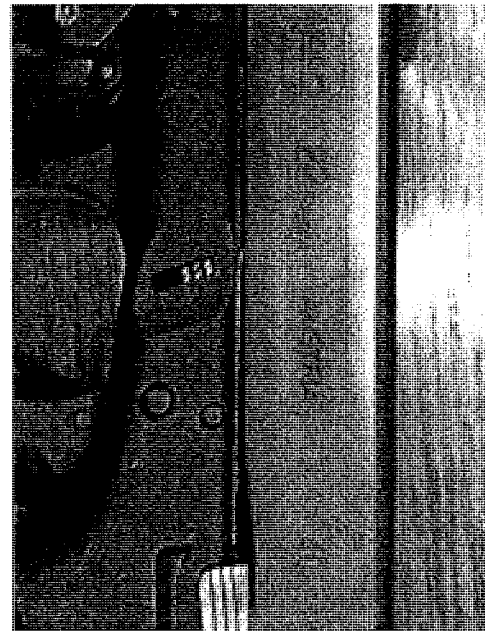
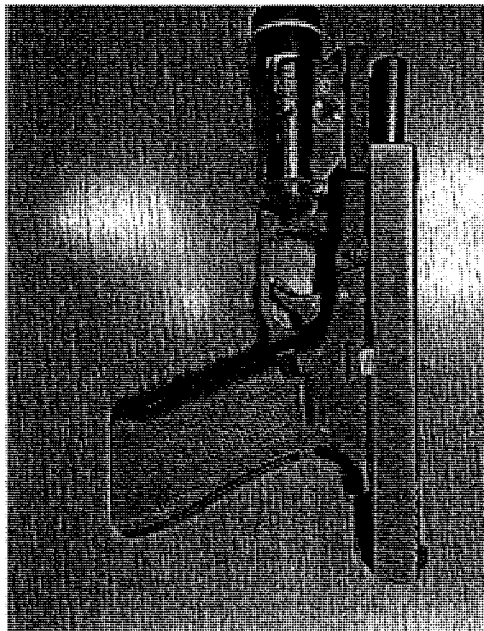
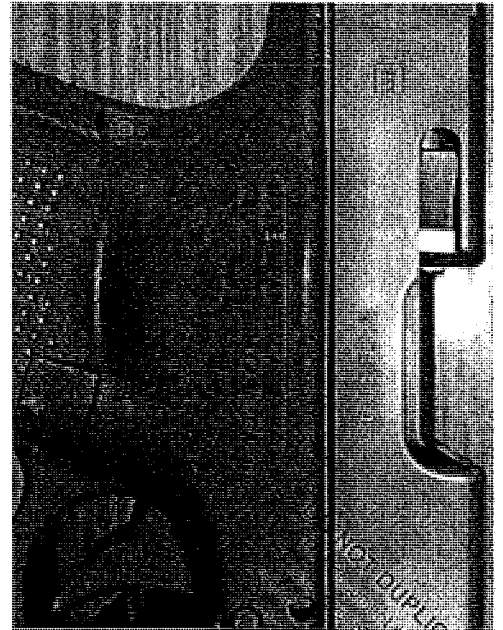
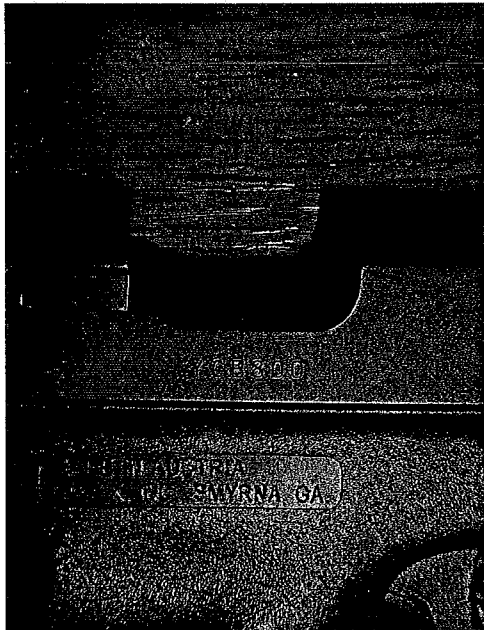
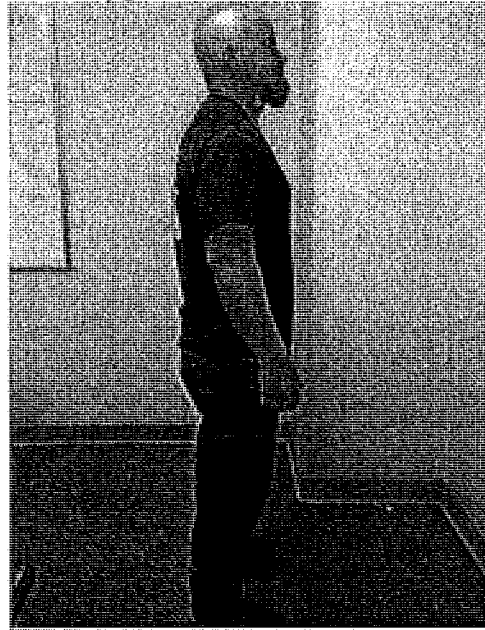
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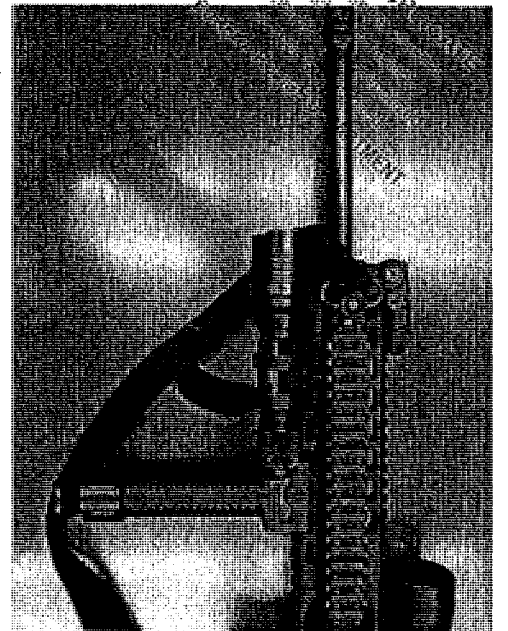
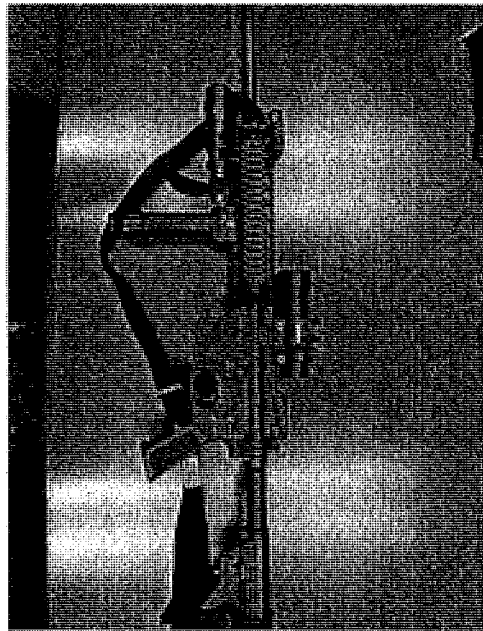
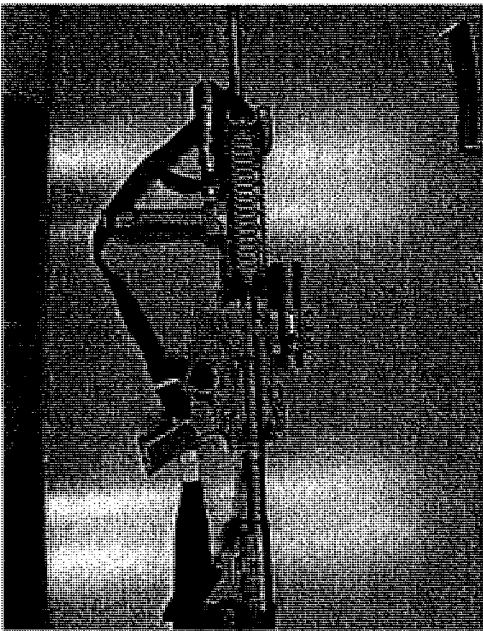
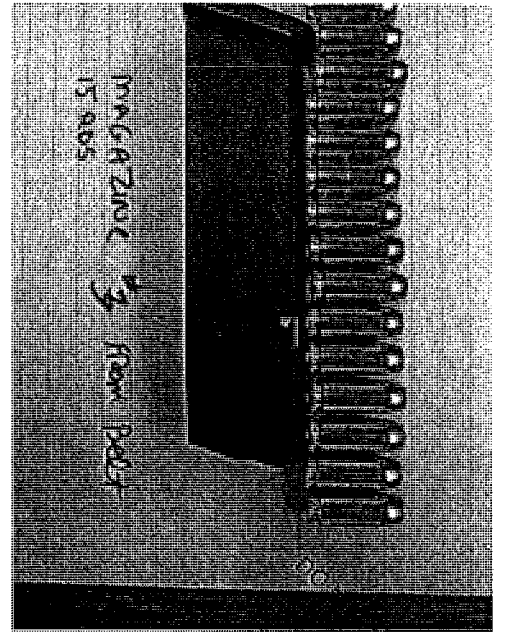
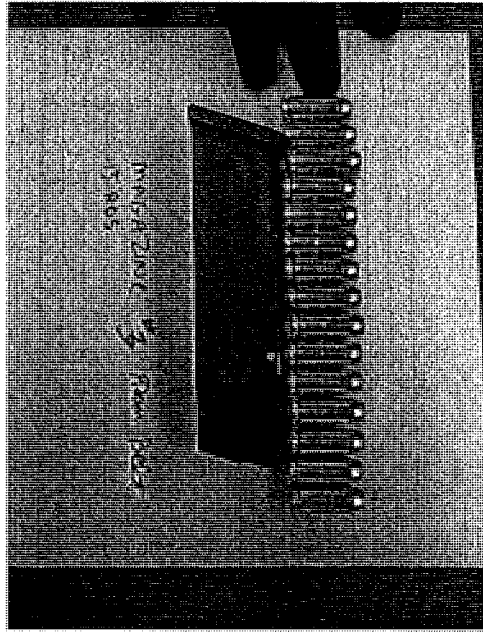
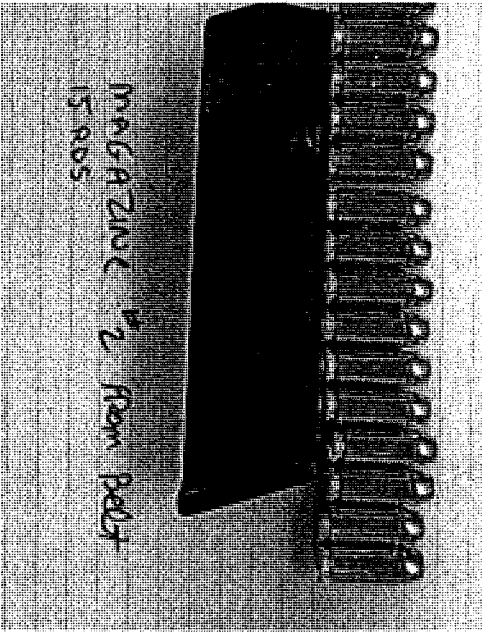
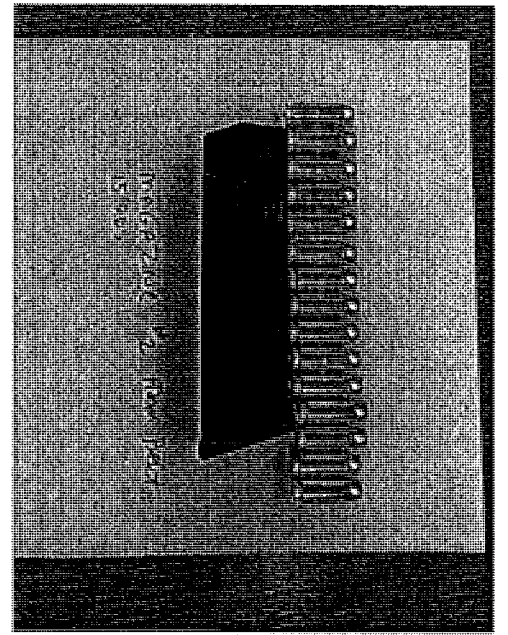
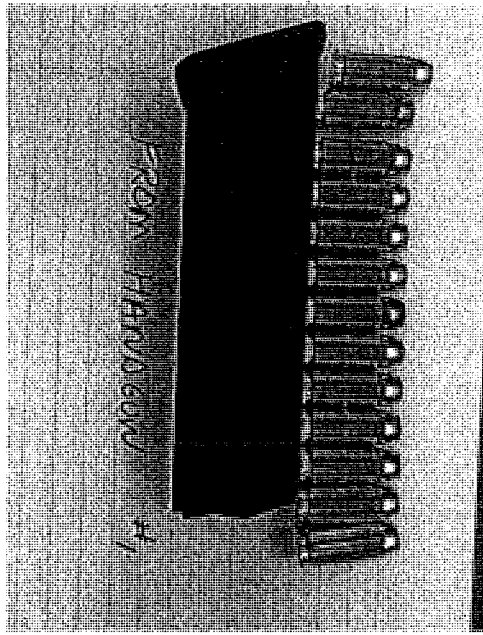
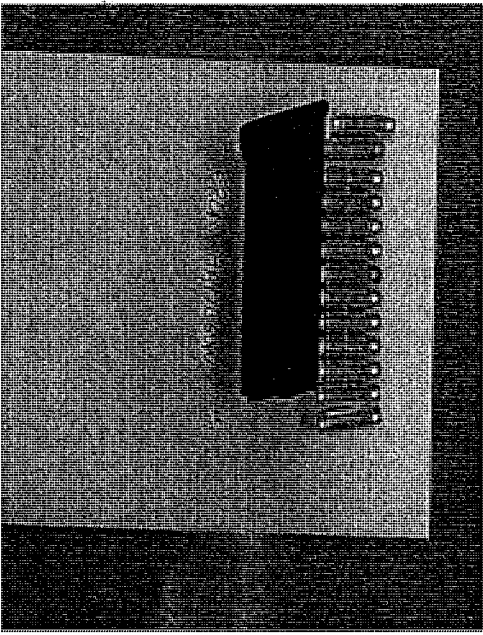
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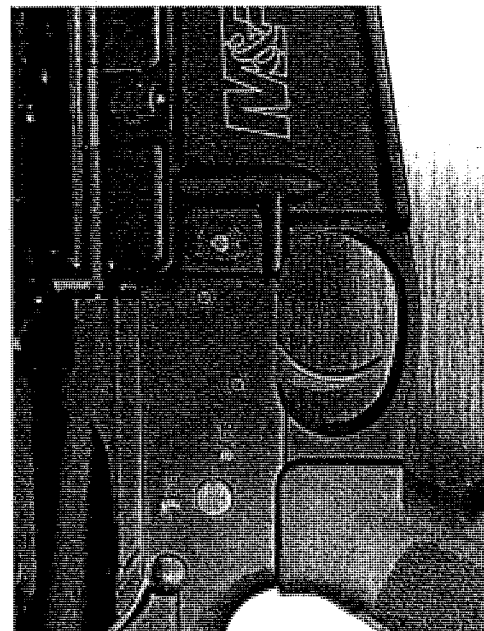
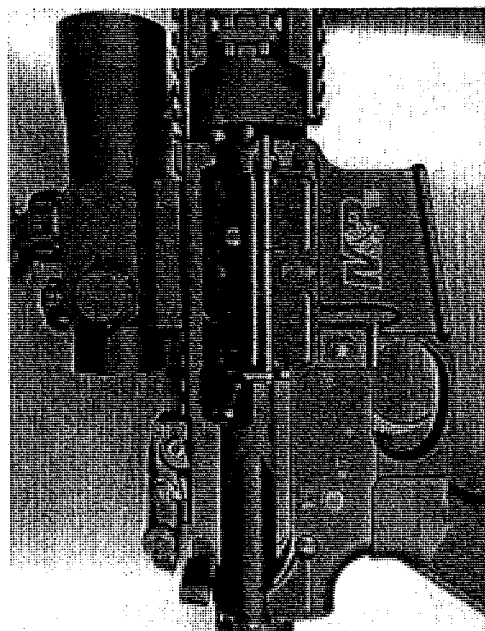
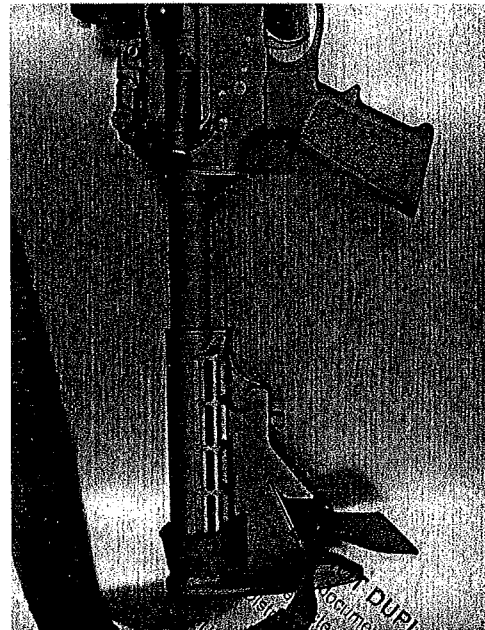
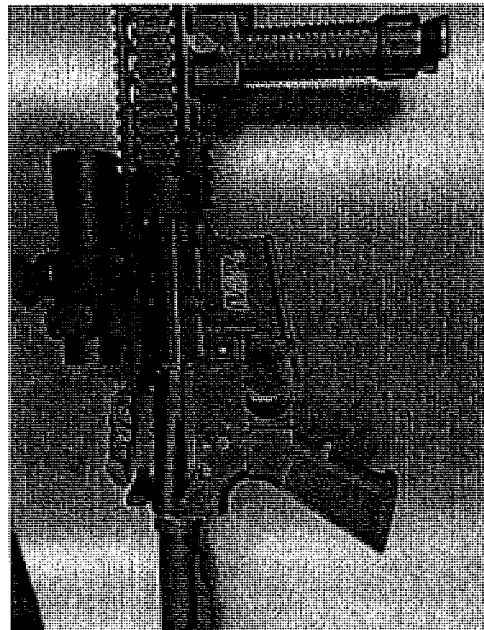
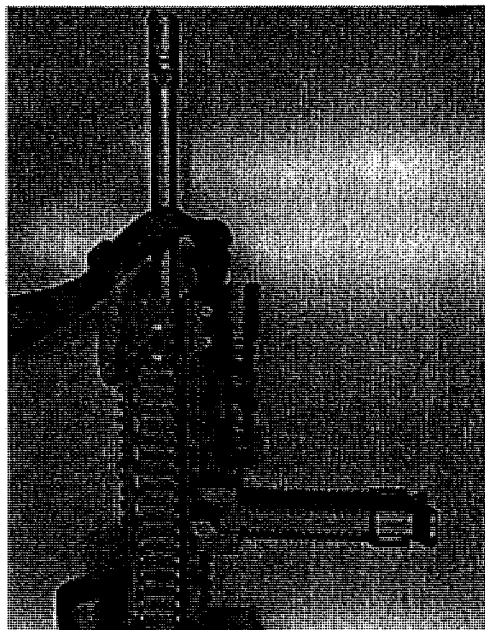
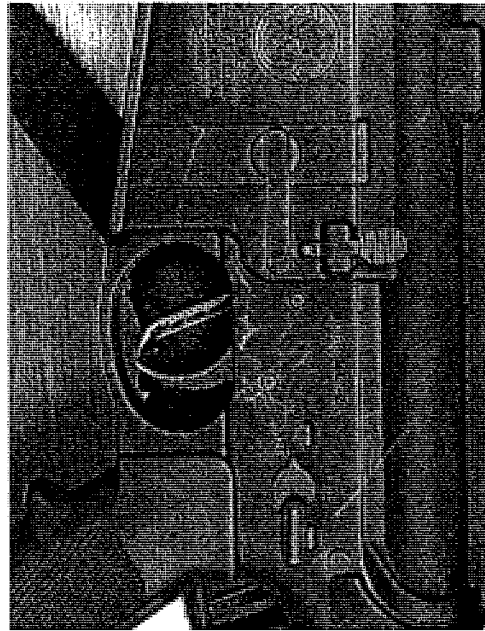
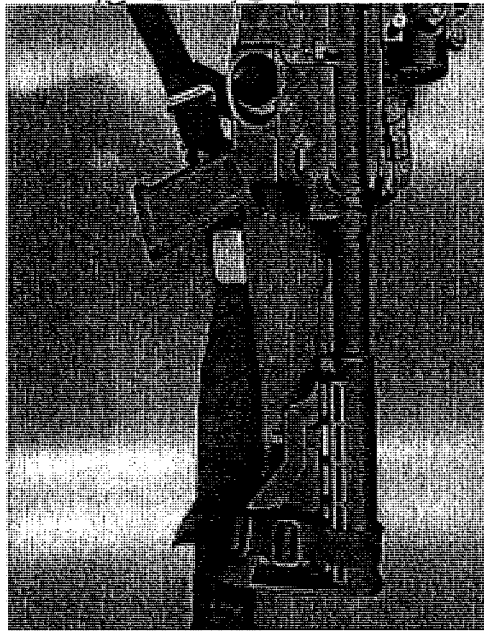
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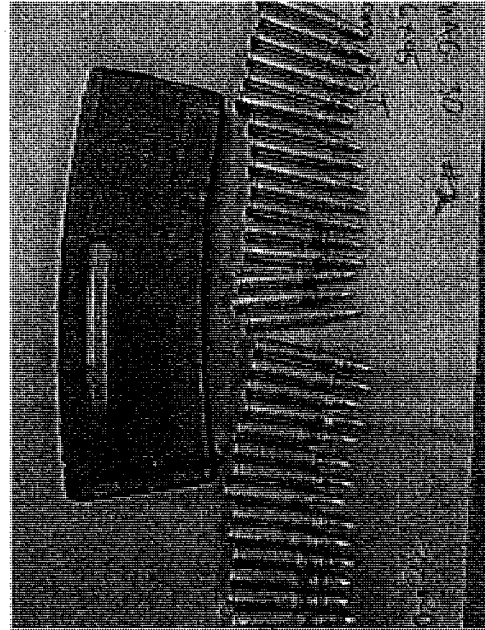
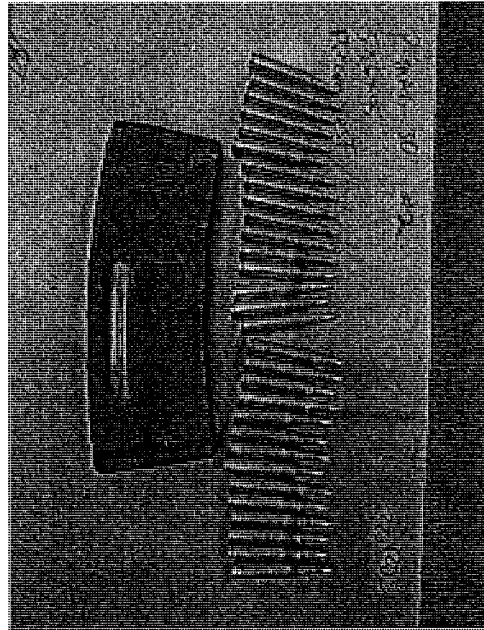
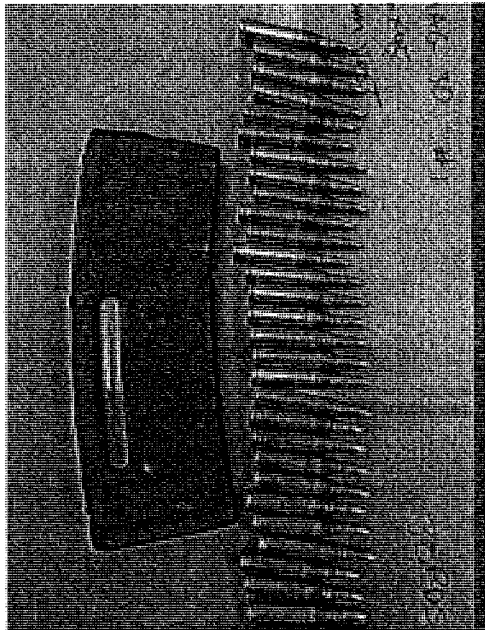
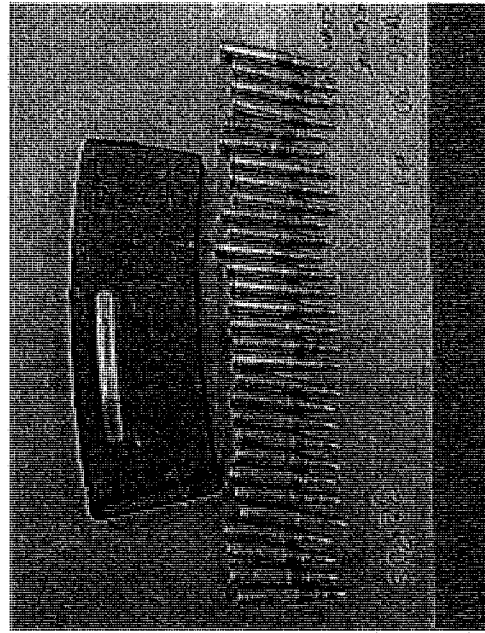
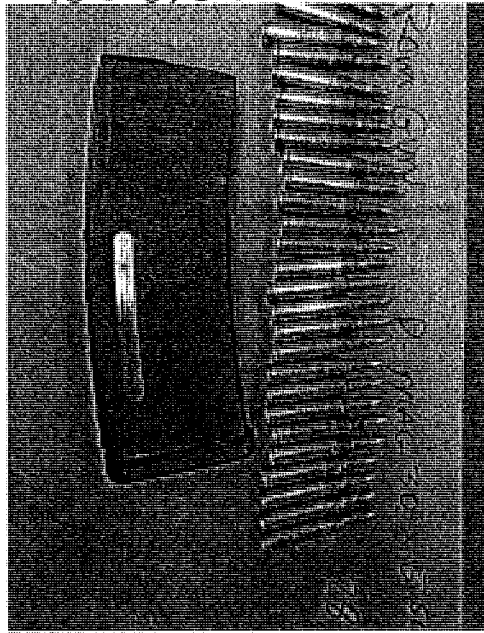
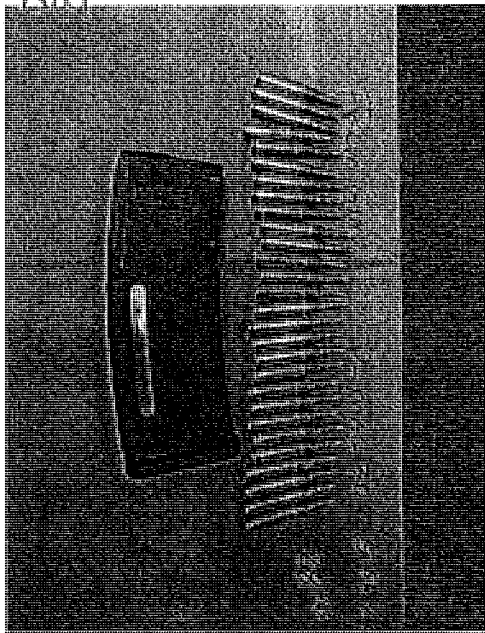
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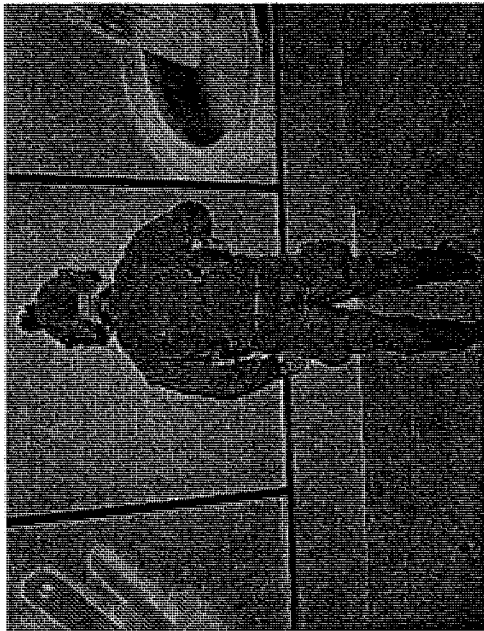
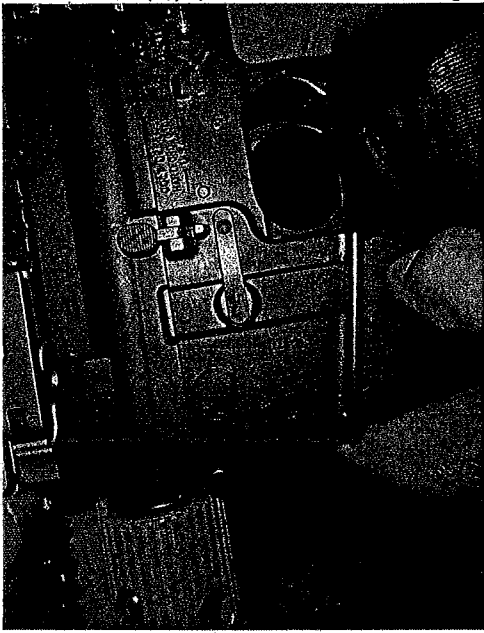
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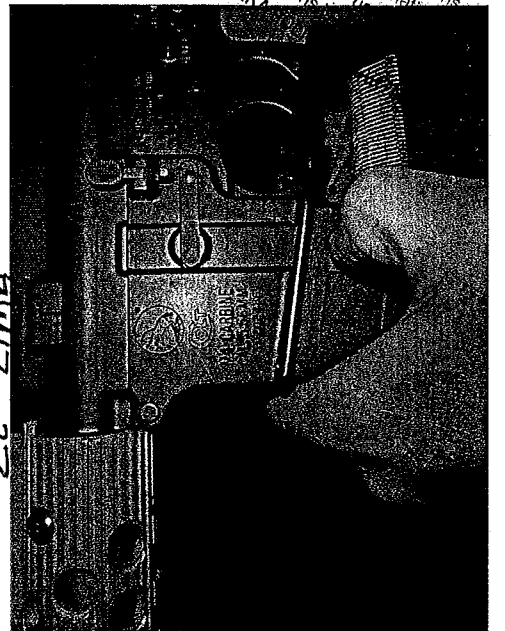
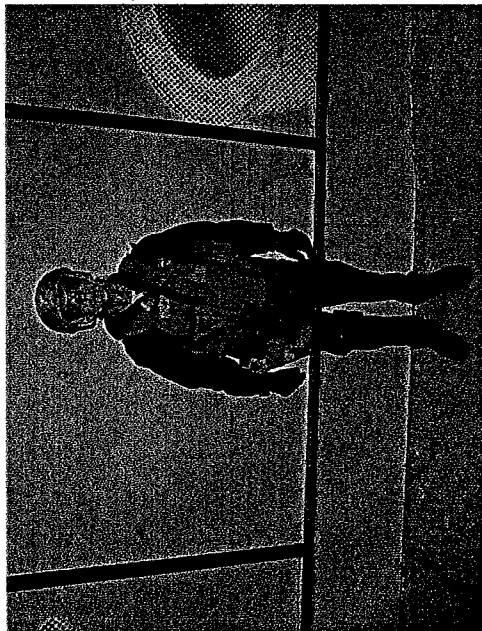
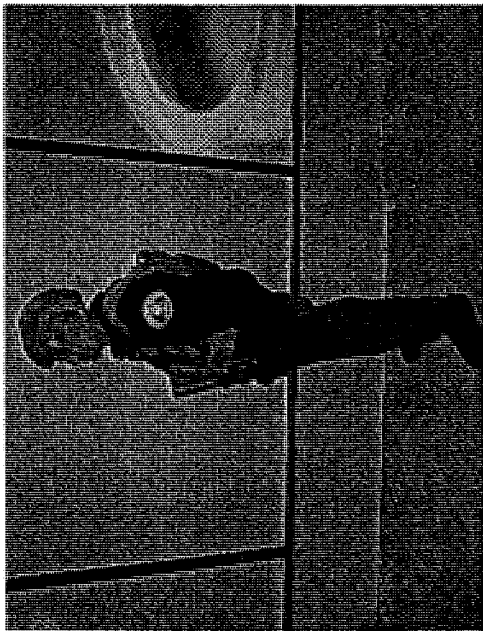
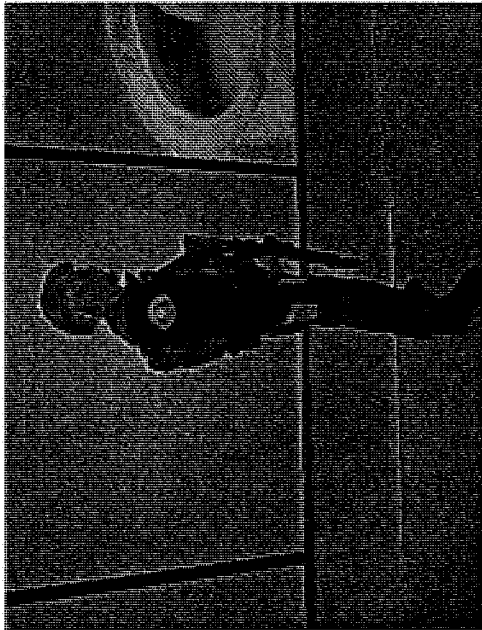
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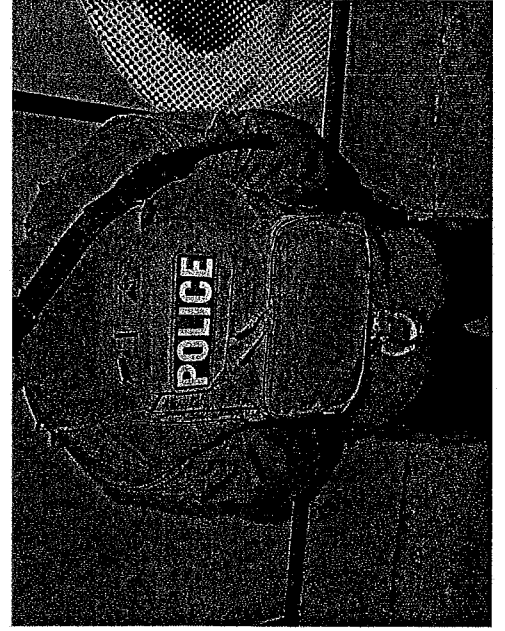
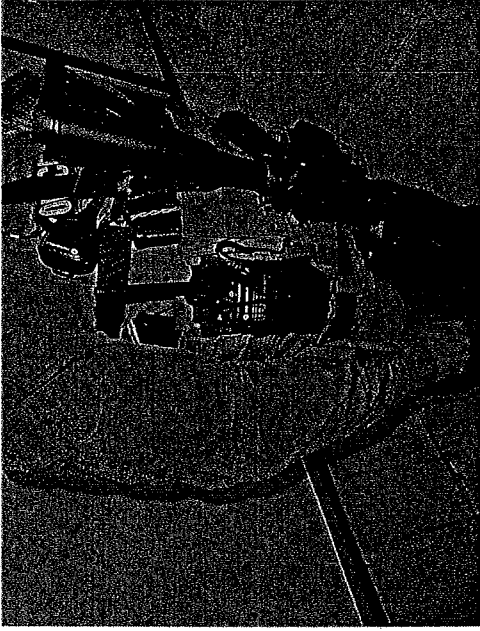


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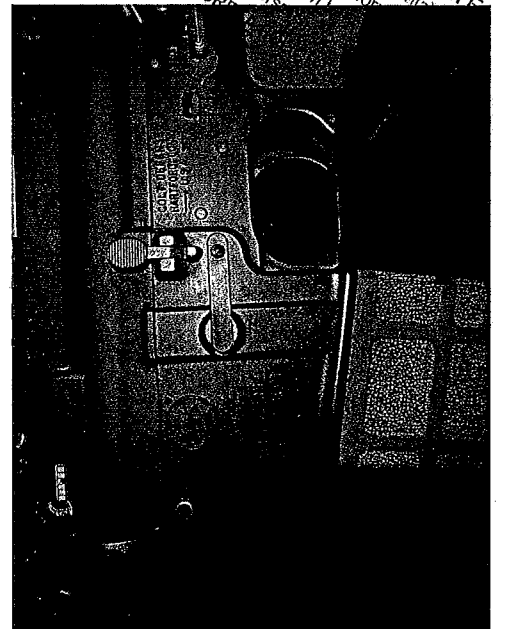
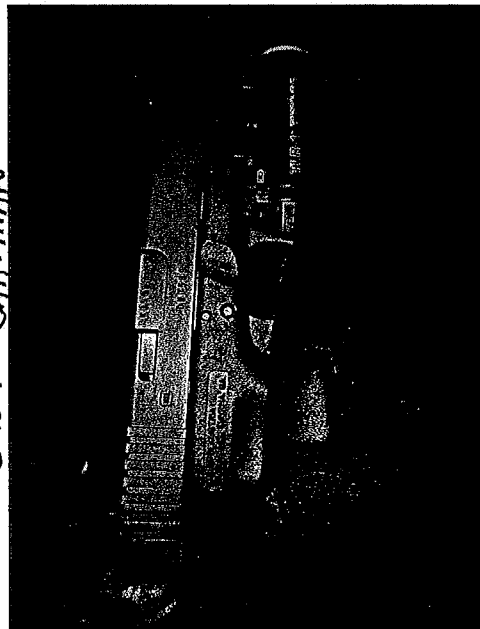
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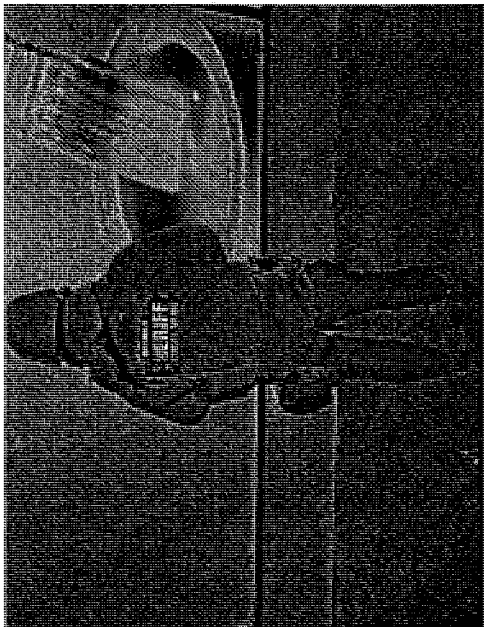
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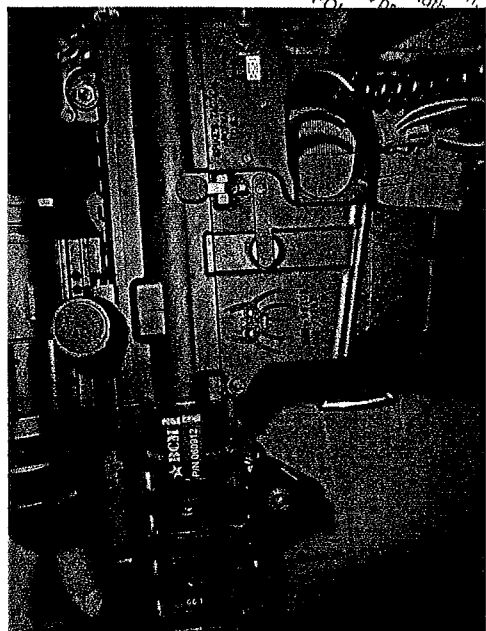
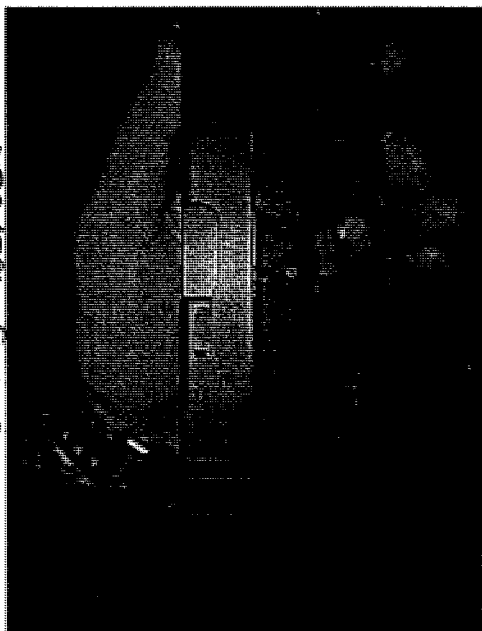
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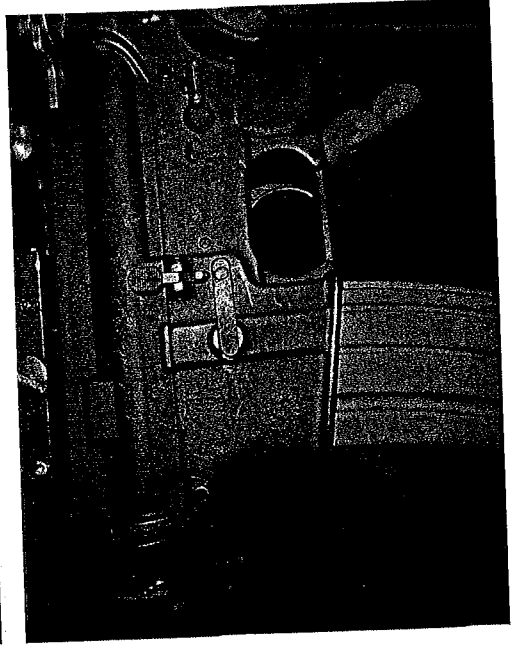
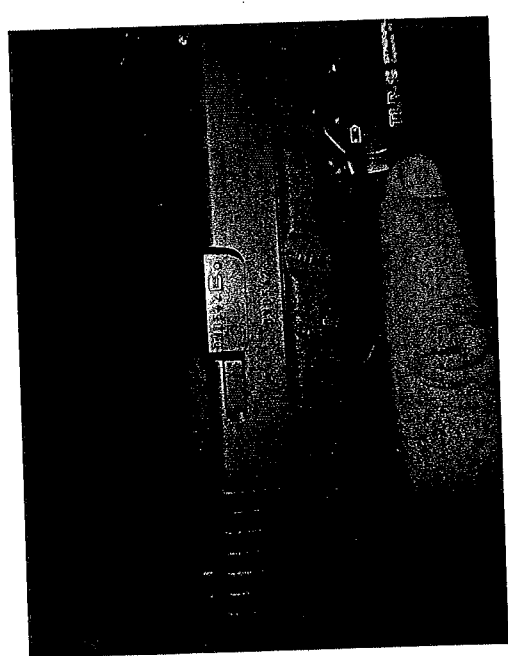


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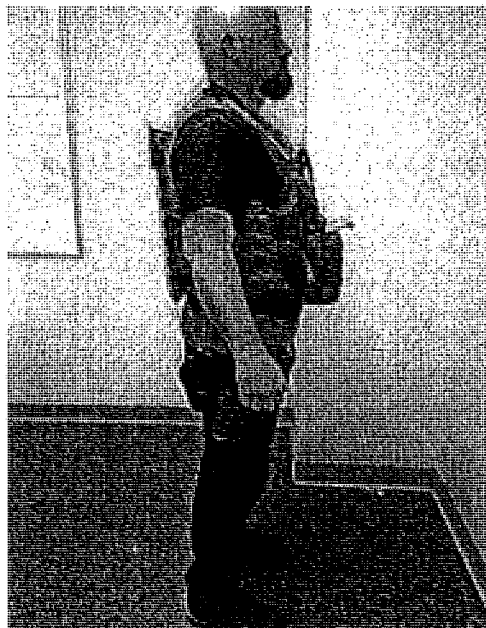
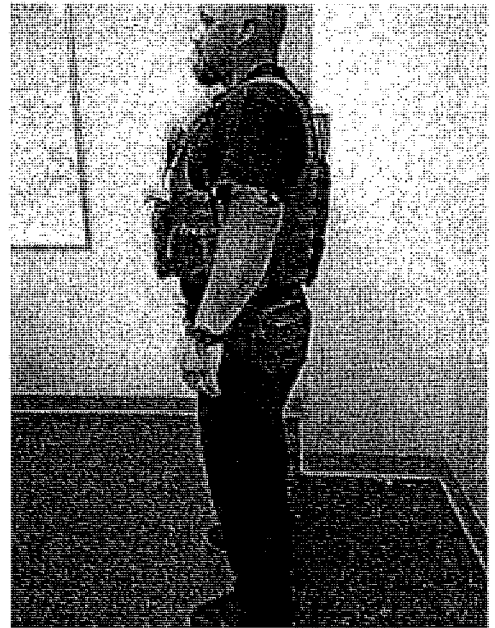
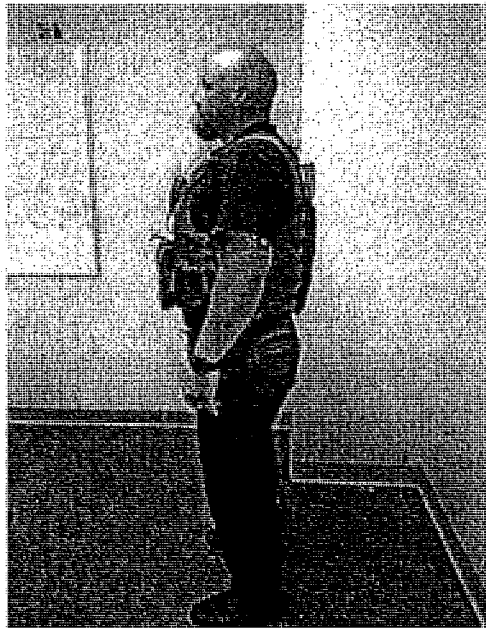
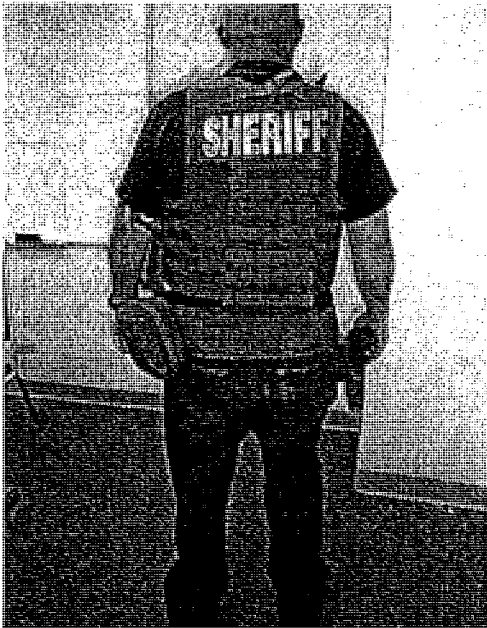
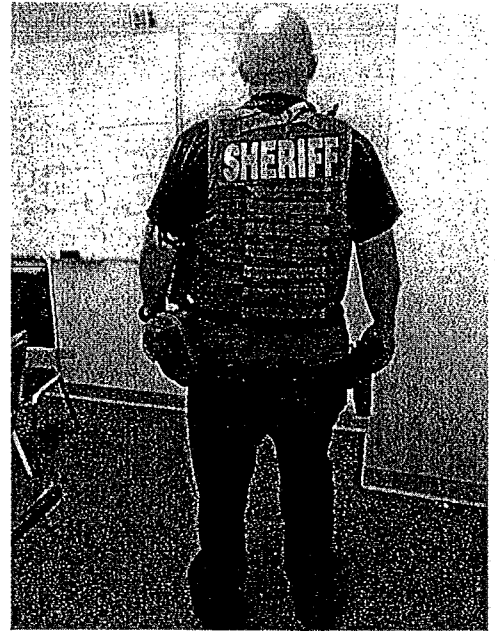
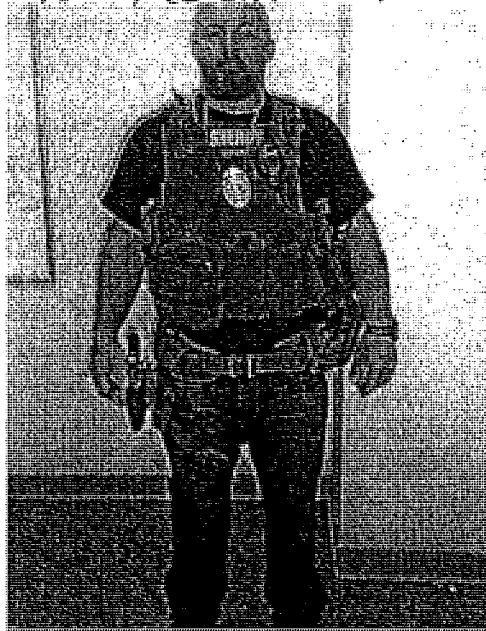
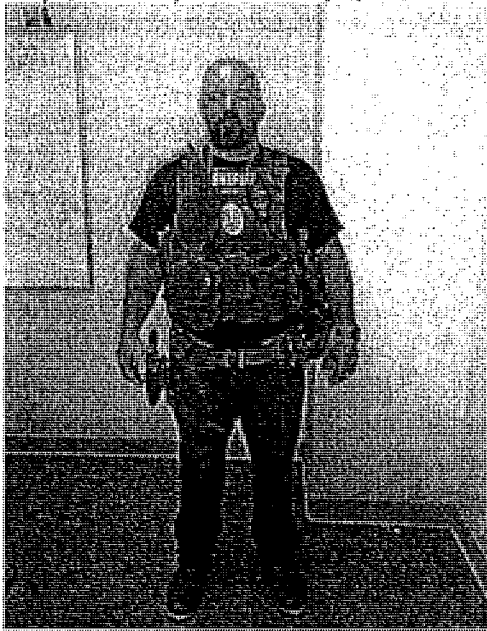
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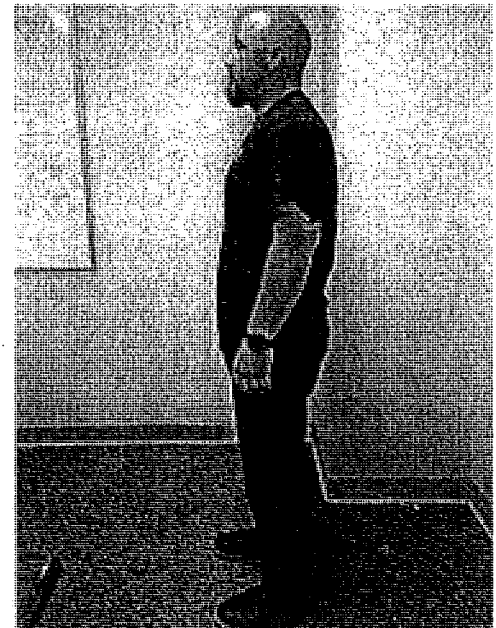
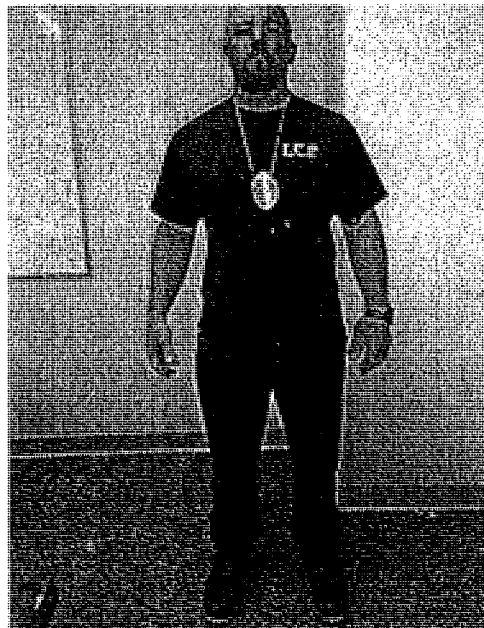
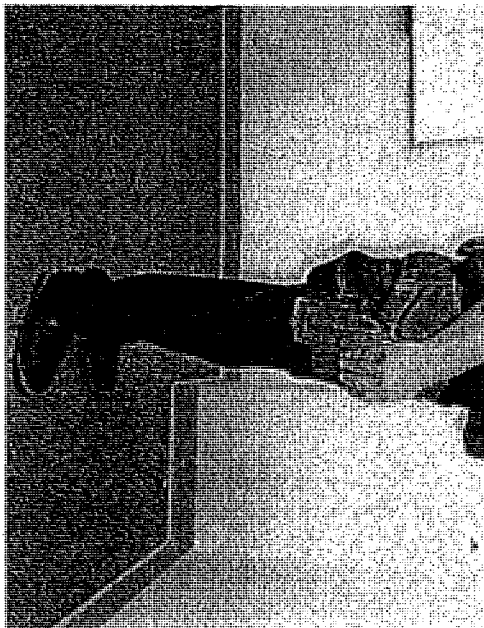
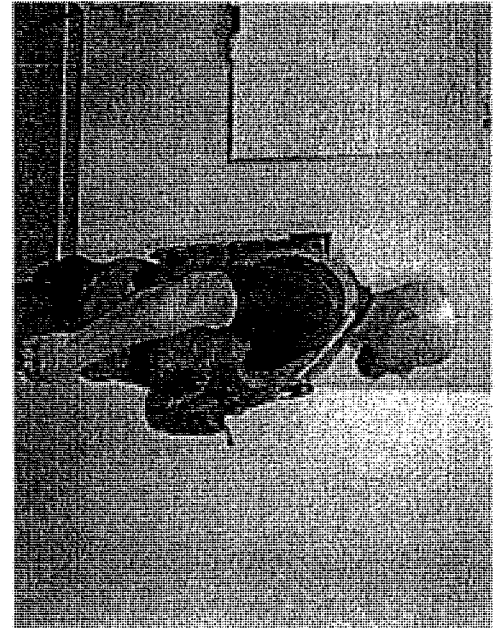
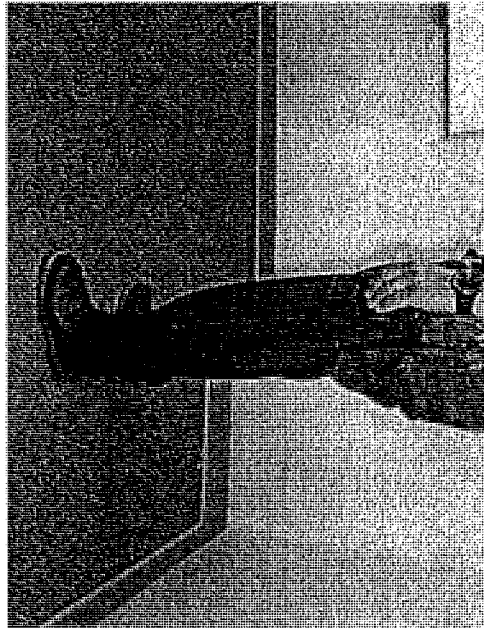
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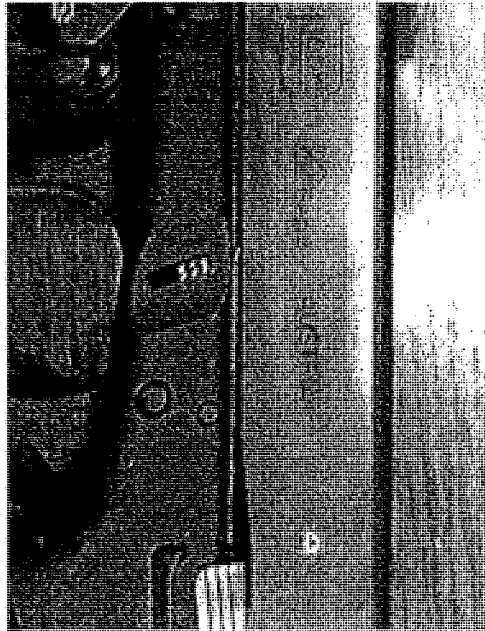
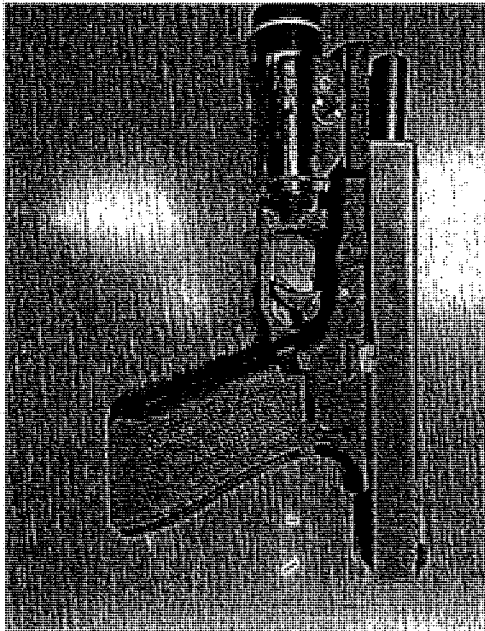
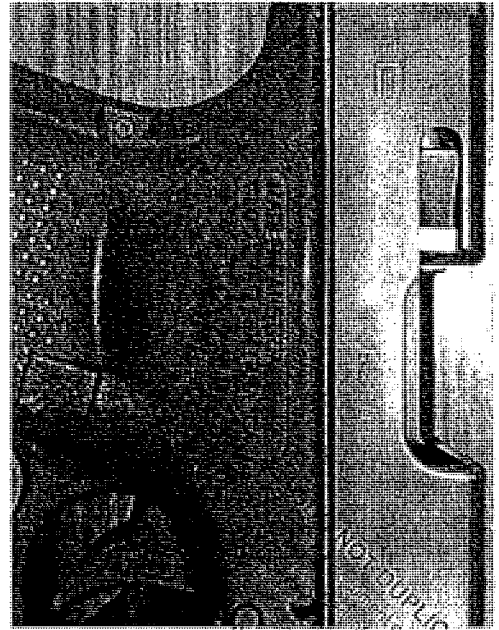
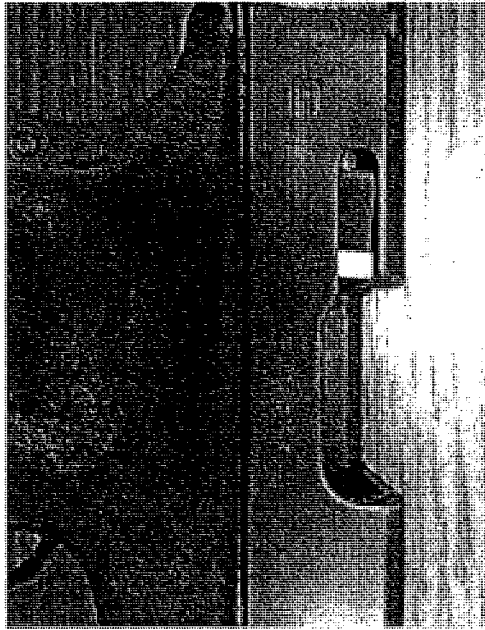
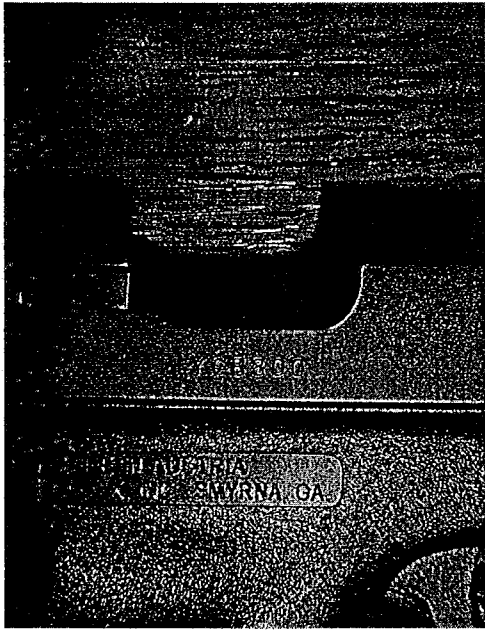
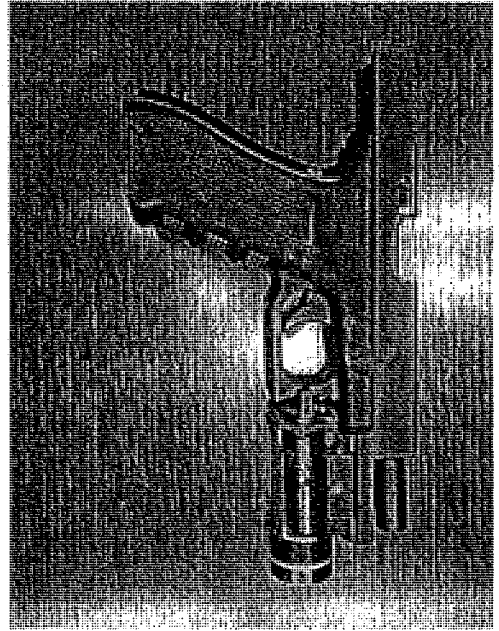
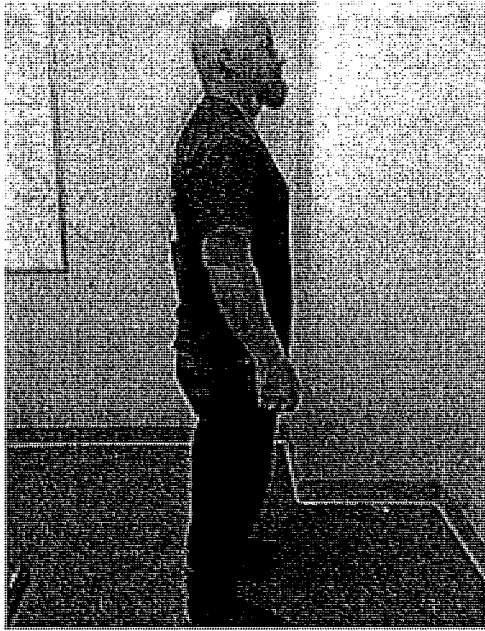
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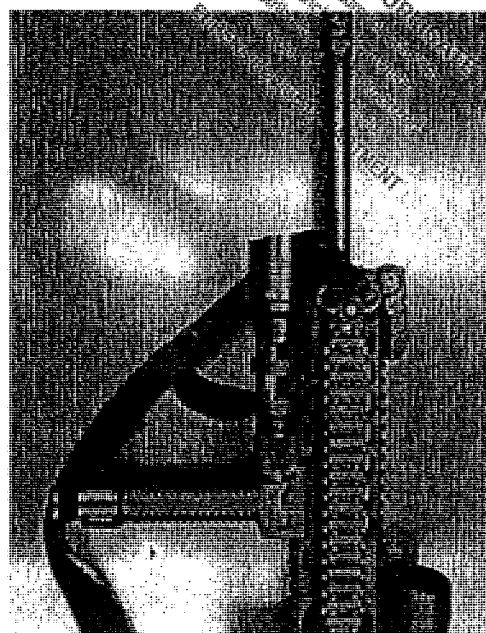
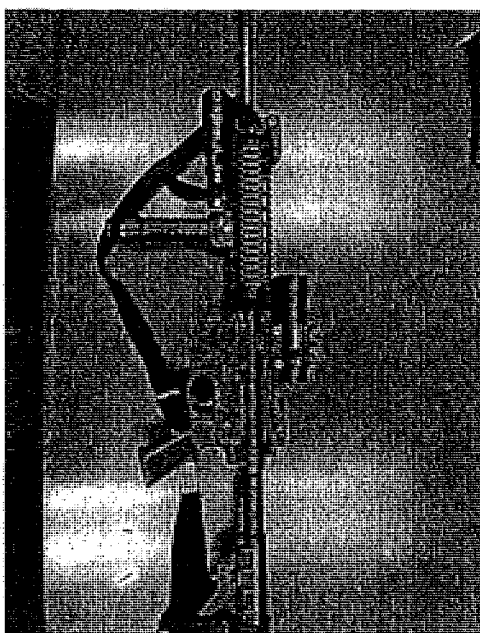
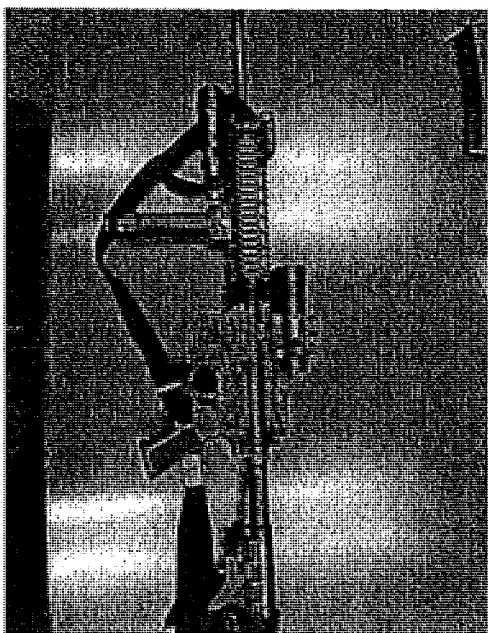
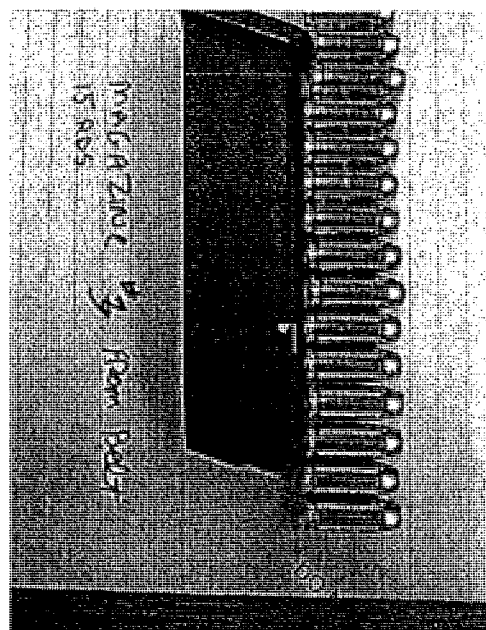
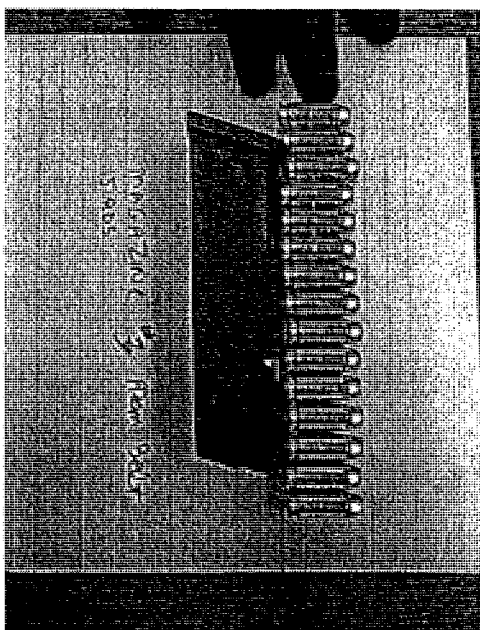
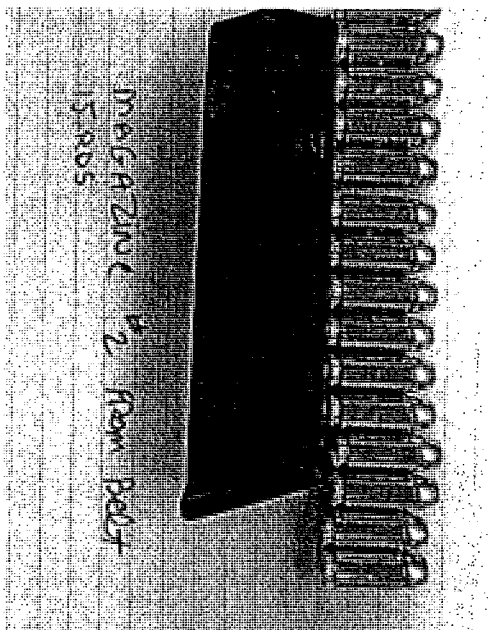
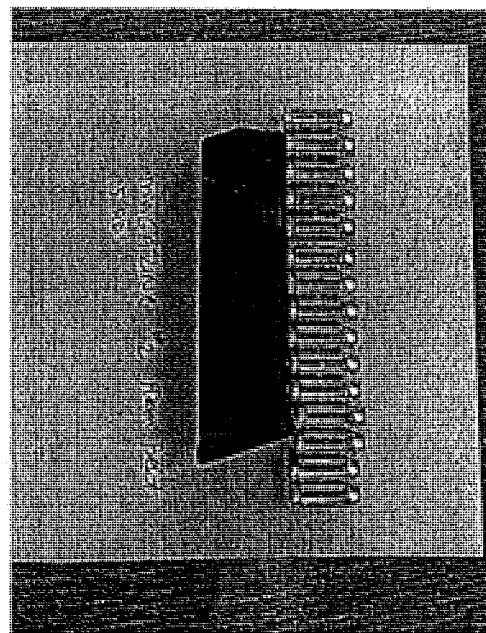
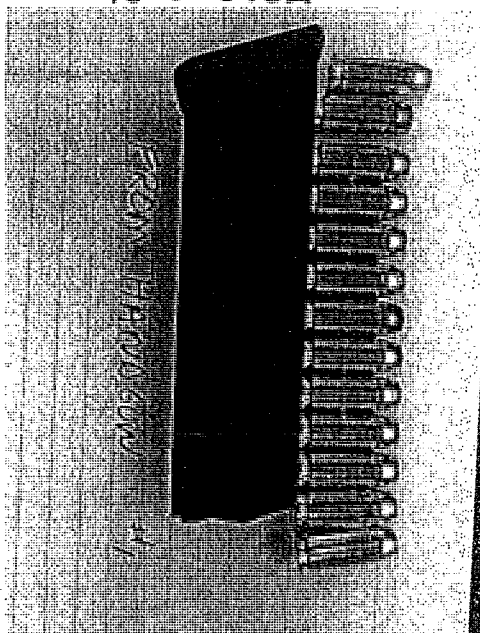
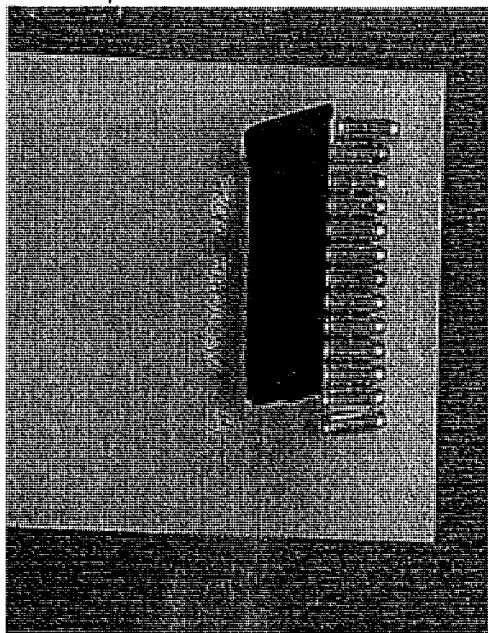
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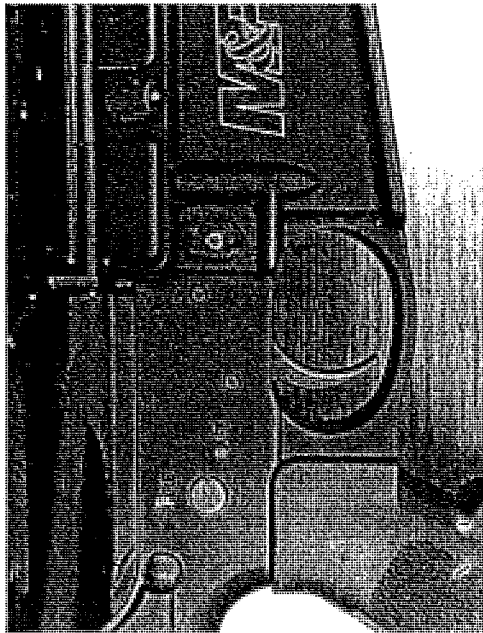
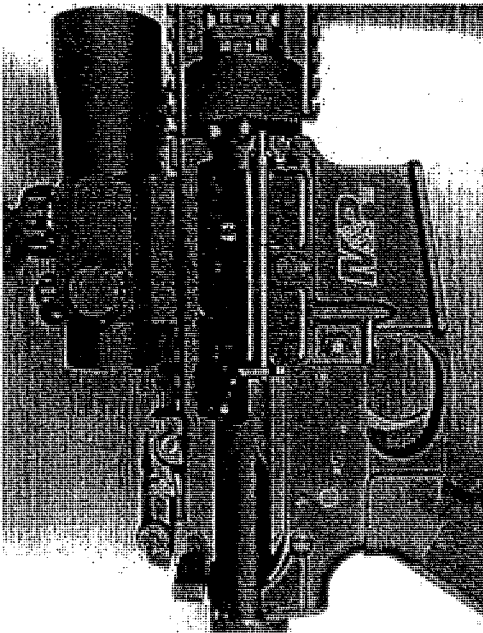
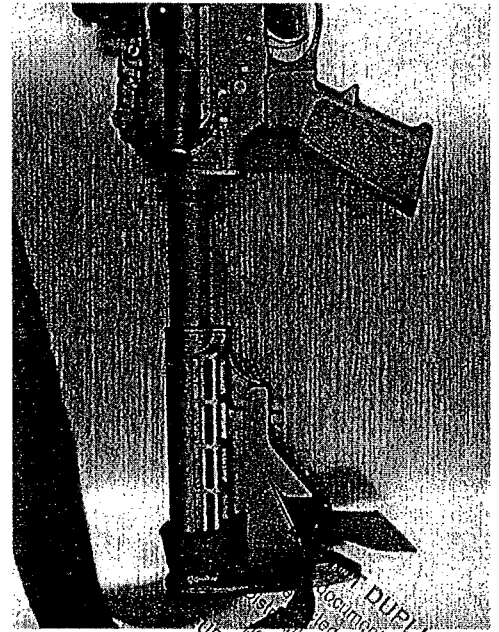
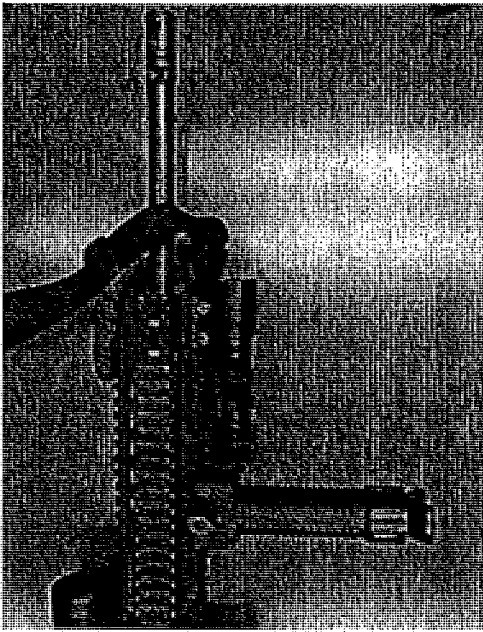
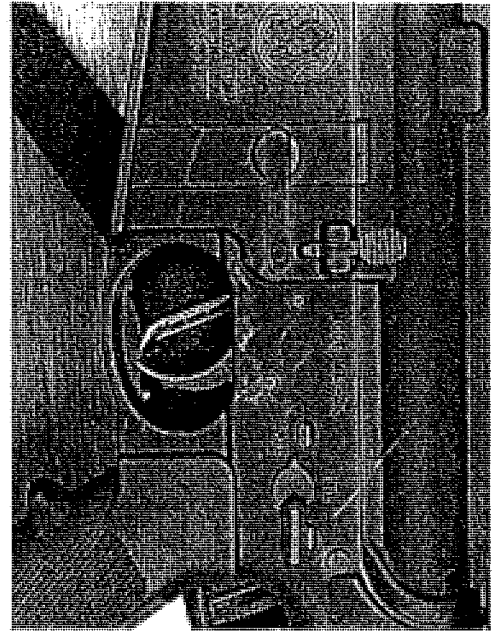
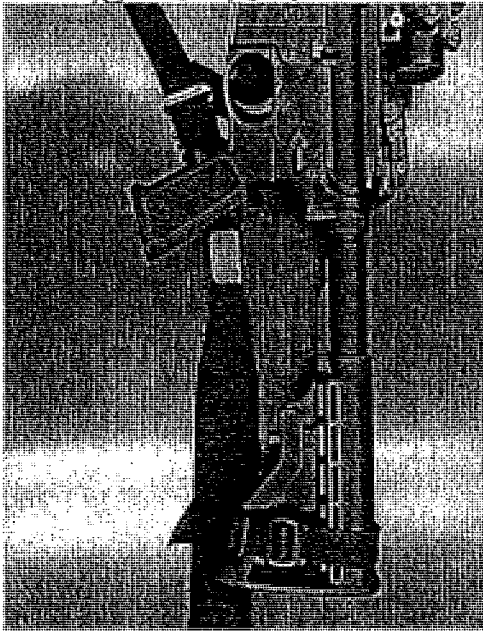
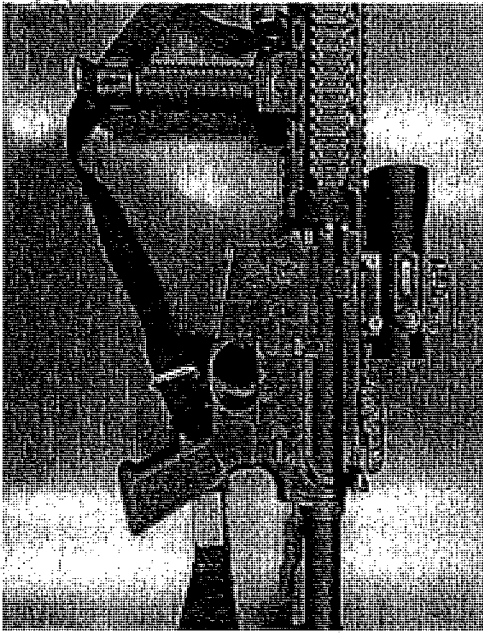
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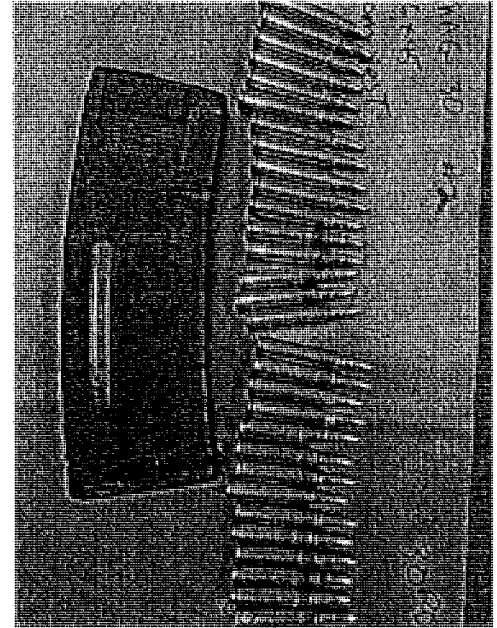
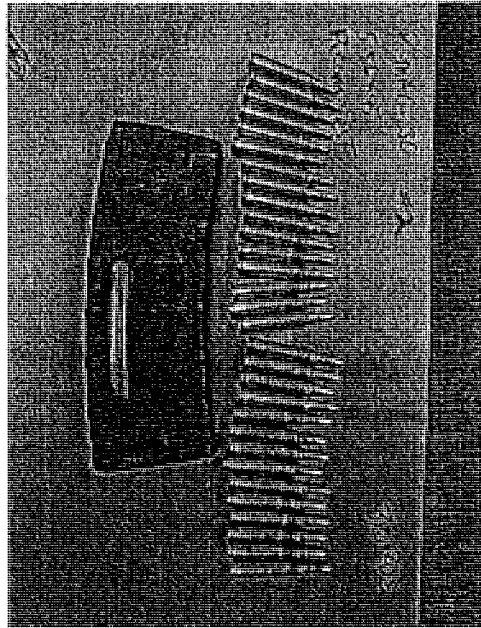
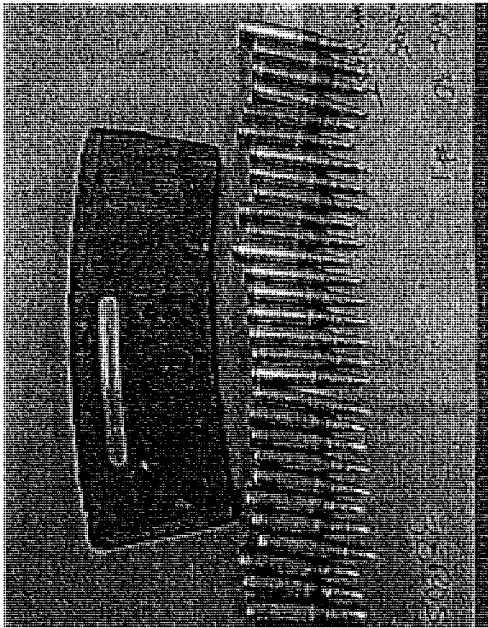
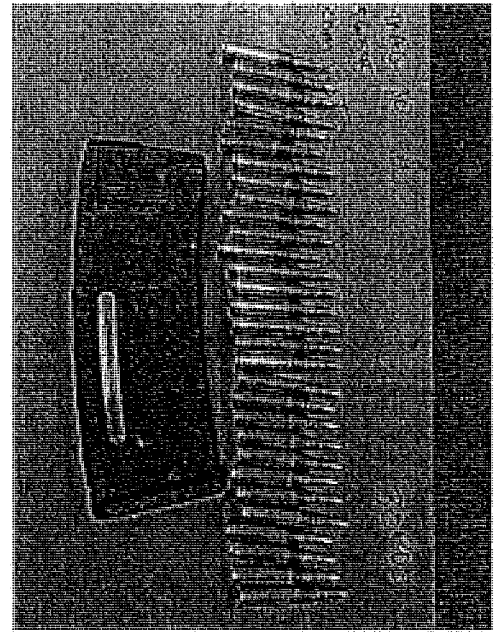
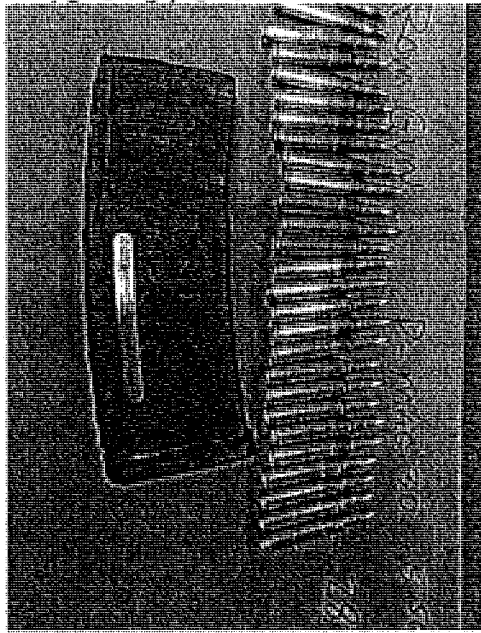
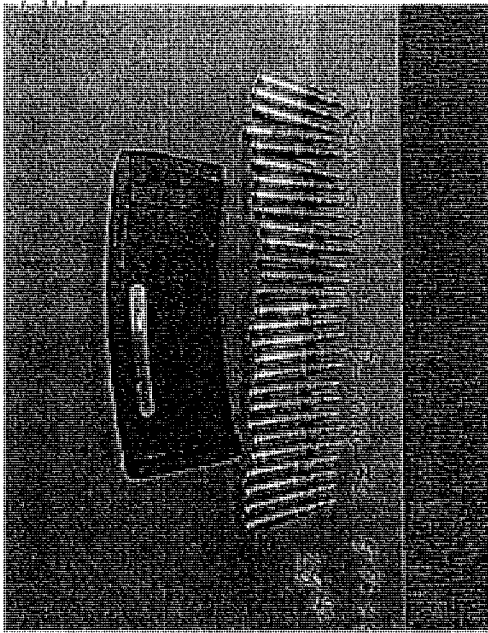
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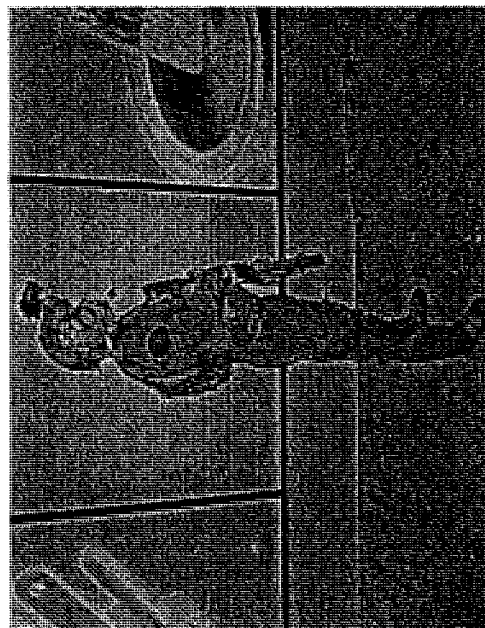
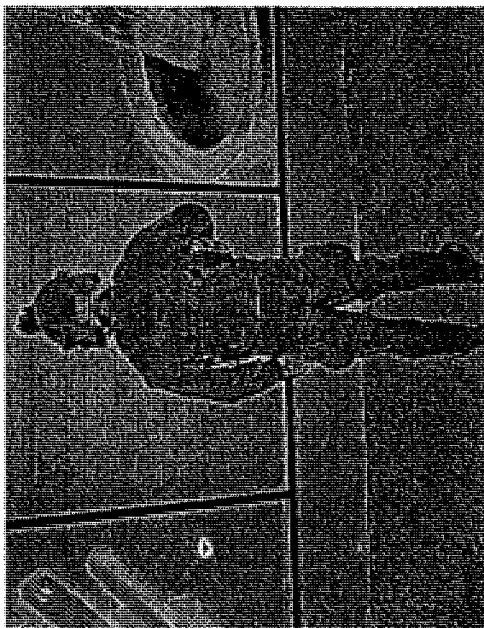
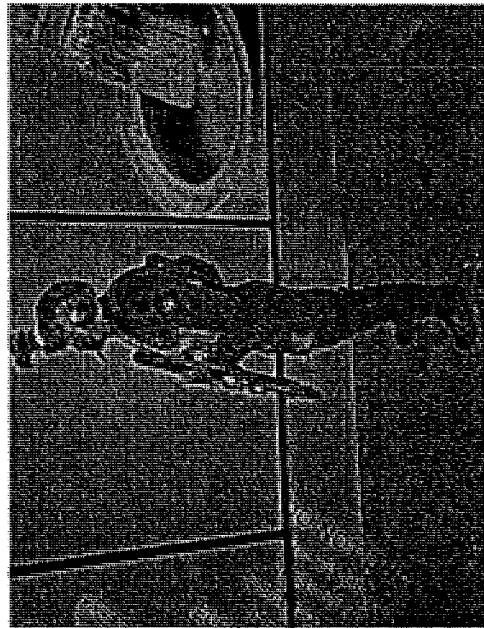
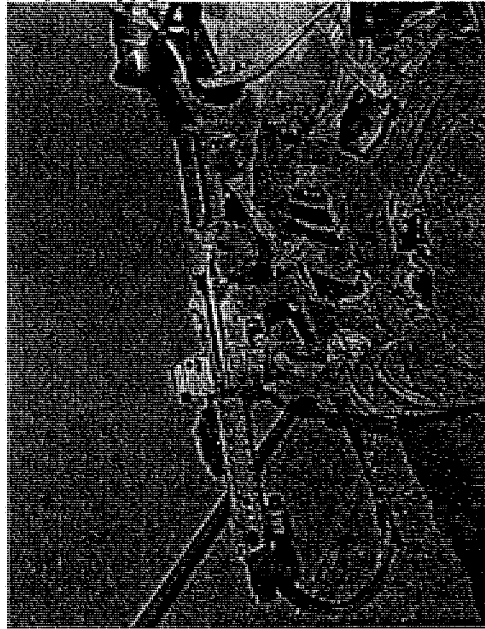
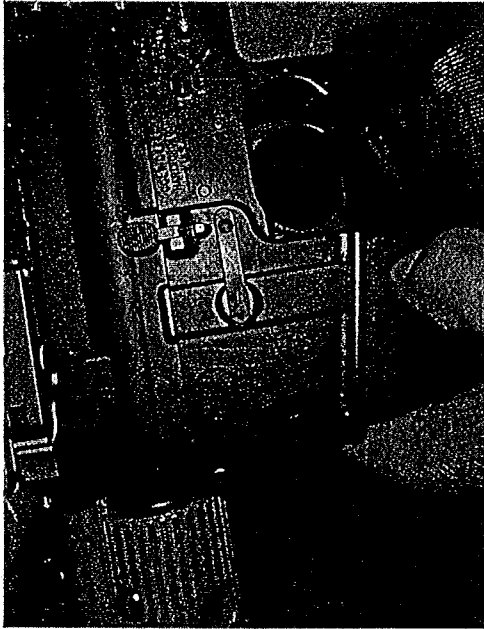
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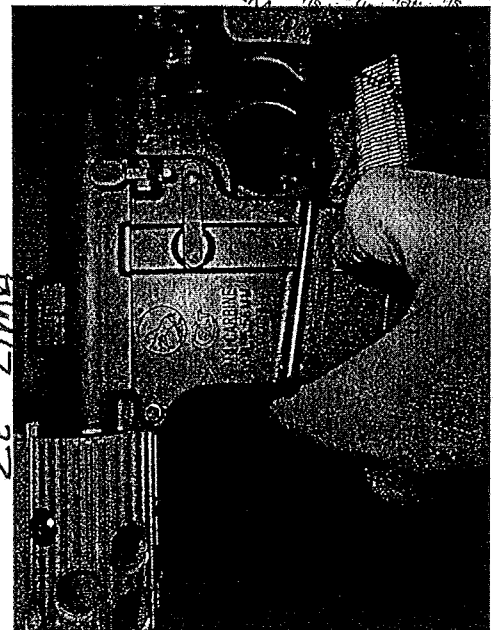
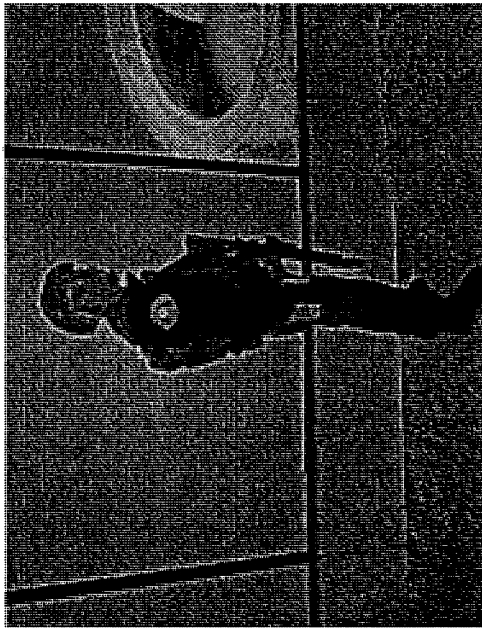
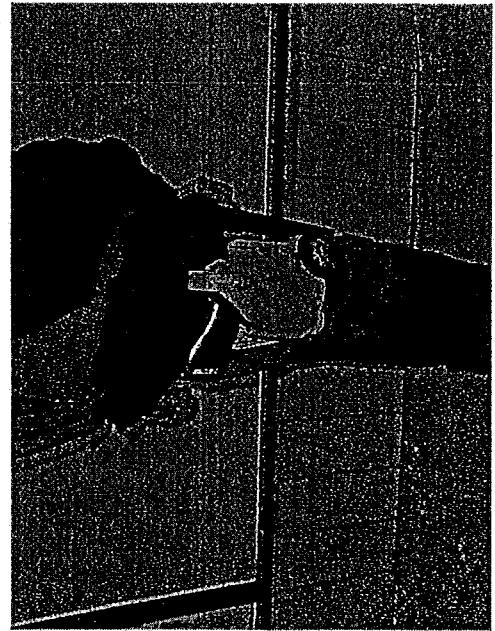
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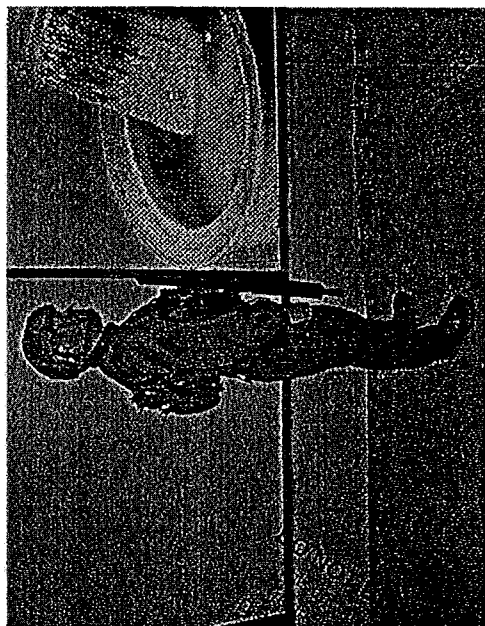
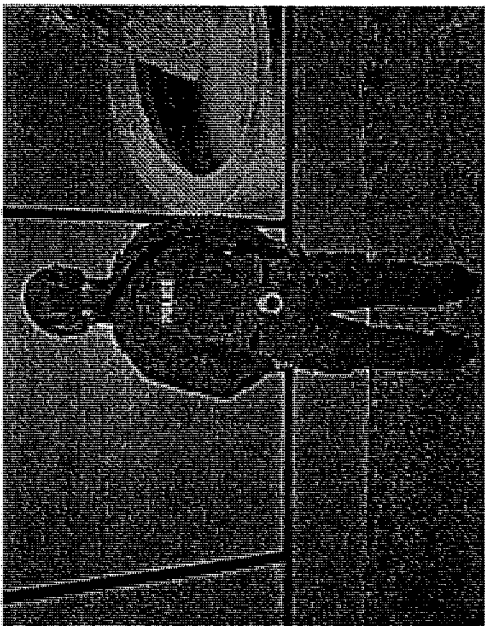


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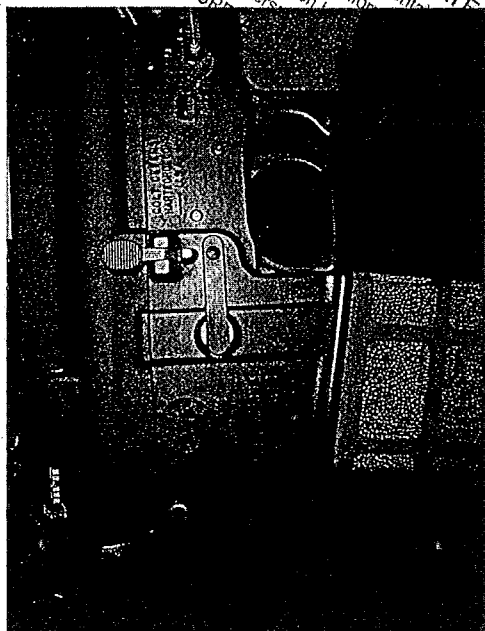
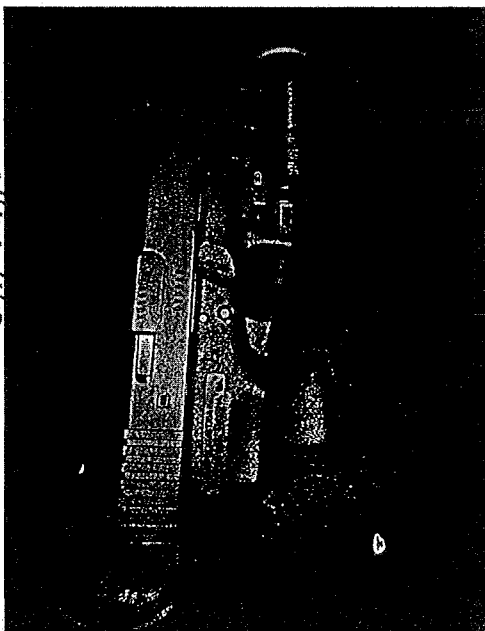
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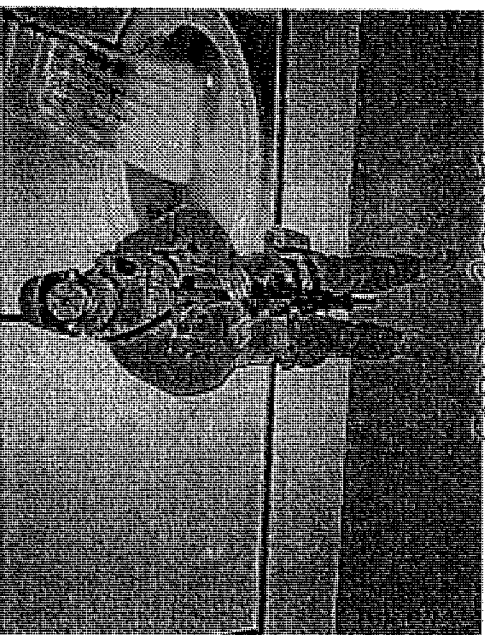
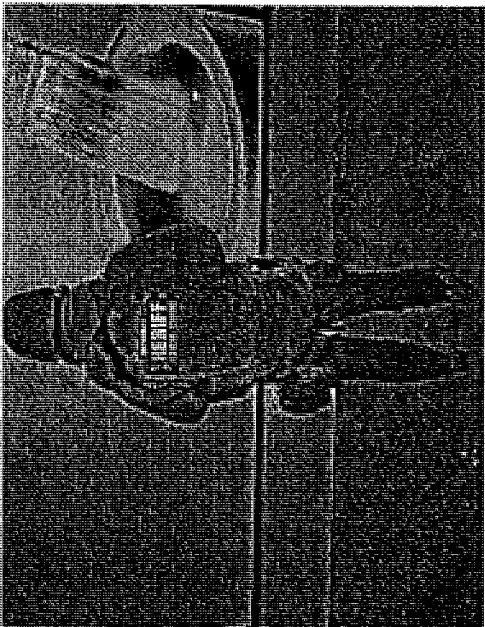
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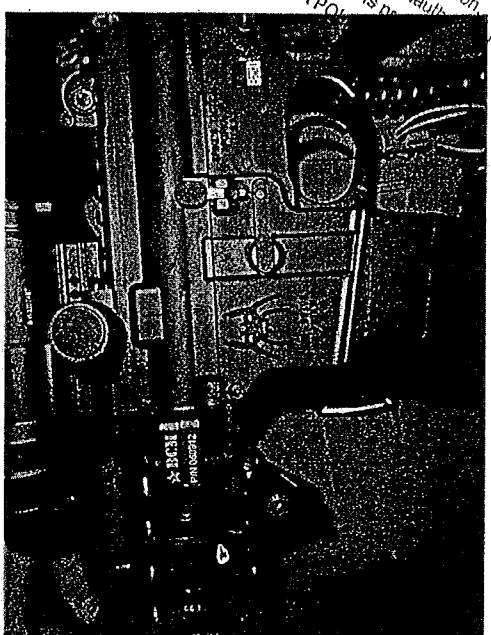
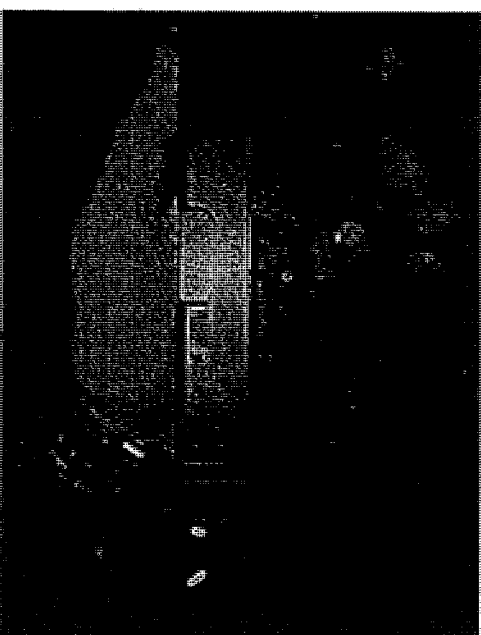
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16-005762



CORREY BENDER



County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|----------|-------------|
| [REDACTED] | 08-17-16 | DA16-0266 |

| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
|------------------|------------------------|--------------------|---------------------|
| Attempted Murder | HCSO | 201604167 | 1 |

| CHARGES | CODE SECTION | DESCRIPTION |
|-------------------|--------------|---------------------------------------|
| Attempted Murder | PC664/187 | Attempted Murder |
| Assault / Battery | PC243(b) | Assault/Battery against Peace Officer |

| VICTIM | DATE OF BIRTH | ADDRESS | PHONE |
|---------------------|---------------|----------------------------------|------------|
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| Deputy James Mowrey | N/A | Humboldt County Sheriff's Office | N/A |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

| WITNESS | DATE OF BIRTH | ADDRESS | PHONE |
|------------|---------------|------------|------------|
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

| SUSPECT NAME | DATE OF BIRTH | ADDRESS | PHONE |
|--------------|---------------|------------|------------|
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

| | | | | | | | | | | | |
|--------------|-------------------------------------|-----------|--------------------------|--------|--------------------------|--------|--------------------------|-----|--------------------------|-----|------|
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| | <input type="checkbox"/> | Probation | <input type="checkbox"/> | Parole | <input type="checkbox"/> | Other: | | | | | |
| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | | | | | | |
| Steve Dunn | 7K3 | 8/22/2016 | | | | | | | | | |

County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
|--------------------------|--------------------|---------------------|--|
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER | |
| HCSO | 201604167 | 1 | |

| CRIME |
|------------------|
| Attempted Murder |

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|--------------|--|---------------------------------|---------------------------------|------------------------------|------------------------------|------|
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| | <input type="checkbox"/> Probation | <input type="checkbox"/> Parole | <input type="checkbox"/> Other: | | | |
| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | |
| Steve Dunn | 7K3 | 8/22/2016 | | | | |



County of Humboldt
Office of the District Attorney
INVESTIGATION REPORT

| | | | | |
|----------------------|-------|-------------------------|-------------------|-----------------------------|
| REPORT NAME | CRIME | DATE | COURT CASE NUMBER | DA CASE NUMBER |
| OIS | | 08/18/216 | | |
| TYPE OF REPORT SUPP. | | CROSS REFERENCE AGENCY | | CROSS REFERENCE CASE NUMBER |
| Supplemental | | Humboldt County Sheriff | | 201604167 |

CHARGES

| TYPE | CODE SECTION | DESCRIPTION |
|---|--------------|-------------|
| Officer Involved Critical Incident | | |

VICTIMS

1.

SUSPECTS

1.

WITNESS

1. [REDACTED]

2. [REDACTED]

3. [REDACTED]

4. [REDACTED]

SUMMARY

On August 18th, 2016 I was assigned to locate and interview potential witnesses to the above Officer Involved Critical Incident. The following is a summary of the interviews I conducted during this assignment.

NARRATIVE

On August 18th, 2016 at approximately 0800 hours I attended a briefing in McKinleyville near Sutter Road in connection with an Officer Involved Critical Incident. I was assigned to make contact with citizens who were living in an apartment complex [REDACTED] Humboldt County Sheriff Deputy Baird and I made contact at the locations assigned and our conversations with witnesses were recorded and a CD of these interviews has been attached to this report.

At approximately 0838 hours we attempted contact at [REDACTED] and received no answer. We learned from the adjoining neighbor that the occupant had left and [REDACTED] name was [REDACTED].

We then spoke with [REDACTED] ([REDACTED]). [REDACTED] told me that [REDACTED] had witnessed many of the events connected to the incident. [REDACTED] also explained that [REDACTED] adult [REDACTED] lives with [REDACTED] however [REDACTED] has significant limitations and would not be able to communicate with us.

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | | | | | |
| J. Bernstein | 7K4 | 08/18/16 | | | | | | | | |

INVESTIGATION REPORT

| REPORT NAME | CRIME | DATE | COURT CASE NUMBER | DA CASE NUMBER |
|-------------------|-------|------------|-------------------|----------------|
| Mckinleyville OIS | | 08/18/2016 | | |

Refer to audio recording for statement provided by [REDACTED]

After leaving [REDACTED] residence we made contact with the occupants of [REDACTED], [REDACTED]. Both [REDACTED] and [REDACTED] indicated that they had witnessed some of the events from the previous day and into the morning hours.

Refer to attached audio recording for their complete statements.

After leaving [REDACTED] we made contact with the occupant of [REDACTED], [REDACTED]. [REDACTED] indicated that [REDACTED] didn't have much information about the incident. [REDACTED] did hear gun shoots the previous morning around 9 while outside with a neighbor.

Refer to attached audio recording for [REDACTED] complete statement.

After leaving the apartment complex I received a phone call from [REDACTED] who had photographs on [REDACTED] phone that [REDACTED] wanted to share. [REDACTED] forwarded [REDACTED] the photographs and they are attached.

Physical Descriptions:

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

DISPOSITION

Refer to HCSO CID.

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| J. Bernstein | | | | | | | |
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County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|----------|-------------|
| [REDACTED] | 08-17-16 | DA16-0266 |

| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
|------------------|------------------------|--------------------|---------------------|
| Attempted Murder | HCSO | 201604167 | 1 |

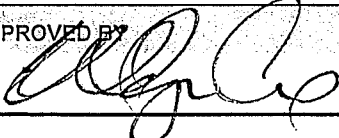
| CHARGES | CODE SECTION | DESCRIPTION |
|-------------------|--------------|---------------------------------------|
| Attempted Murder | PC664/187 | Attempted Murder |
| Assault / Battery | PC243(b) | Assault/Battery Against Peace Officer |

| VICTIM | | | |
|---------------------|---------------|----------------------------------|------------|
| NAME | DATE OF BIRTH | ADDRESS | PHONE |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| Deputy James Mowrey | N/A | Humboldt County Sheriff's Office | N/A |

| WITNESS | | | |
|------------|---------------|------------|------------|
| NAME | DATE OF BIRTH | ADDRESS | PHONE |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

| SUSPECT | | | |
|------------|---------------|------------|------------|
| NAME | DATE OF BIRTH | ADDRESS | PHONE |
| [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE |
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| Steve Dunn | 7K3 | 10/5/2016 |  | 10/6/16 |

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|--------------------------|--------------------|---------------------|
| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

CRIME

Attempted Murder

NARRATIVE

SUMMARY:

On 8-17-16, I assisted the Humboldt County Sheriff's Office with a Critical Incident Response Team (CIRT) call out involving a subject shooting a rifle from an upstairs apartment building. The incident occurred at an apartment complex located at [REDACTED] the HCSO jurisdiction. Several members from the CIRT Team responded including members from the Sheriff's Office, District Attorney's Office, Eureka Police Department, Arcata Police Department and the Fortuna Police Department. Other agencies also responded to assist, this included Officers from the Department of Interior (National Park Service Rangers) and the Bureau of Land Management (BLM).

Suspect [REDACTED] was involved with several volleys of gun fire, some involved return fire from law enforcement officers. (S) [REDACTED] was later shot and killed by law enforcement officers. [REDACTED] long time girl friend, [REDACTED] was in the apartment with [REDACTED] most of the day, but left shortly before the last volley of gunfire. [REDACTED] was not injured and [REDACTED]. The Department of Justice assisted the HCSO with processing the crime scene. Members of the CIRT Team assisted with the investigation and interviews.

I assisted HCSO Detective Todd Fulton with this incident. As part of my role with CIRT, I interviewed several neighbors of suspect [REDACTED] one of two apartment managers, (S) [REDACTED] girlfriend, [REDACTED] and Deputy James Mowrey. Mowrey was the only HCSO Deputy to discharge his weapon. I also assisted Detective Todd Fulton with interviewing several Mendocino County SWAT Team members, each who fired their department issued weapons.

All interviews were recorded and copies of those interviews have been attached to this report. All reports will be forwarded to HCSO Detective Todd Fulton, to be later submitted to Humboldt County District Attorney Maggie Fleming for an Officer Involved Shooting (OIS) review.

REPORT:

On 8-17-16 at about 0930 hrs, I received a call from DA Chief Investigator Wayne Cox advising me of a shooting that occurred in McKinleyville California, the HCSO jurisdiction. Chief Cox advised that a HCSO Deputy had returned fire on a subject shooting a rifle from an upstairs apartment building. The subject was shooting at the Manager's Office. Chief Cox advised that the CIRT Team would be notified soon and he was waiting for the official request. Cox stated he wanted me to respond with the HCSO. HCDA Investigator

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | |
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County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS-REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

Kirkpatrick would also respond and assist as needed. The SWAT team had also been notified and was enroute. The CIRT team was requested shortly later and I responded, arriving on scene about 1045 hrs.

A command post was being set up at the Sutter Avenue Ace Hardware Store in McKinleyville, which was about 2 blocks from the shooting scene. Upon arrival, I met with Detectives Todd Fulton and Greg Musson. I was advised that Fulton would be the lead Investigator for the critical incident. I was assigned to assist Detective Musson. Musson and I later conducted several interviews which included one of the apartment managers, several tenants and suspect [REDACTED] girlfriend, [REDACTED]

On 8-20-16 I assisted HCSO Detective Todd Fulton with several interviews of the Mendocino County SWAT Team members. The Mendocino County SWAT Team had responded on the 17th to assist the HCSO with this critical incident. Several members of the Mendocino SWAT fired there department issued weapons at the suspect, Dave Fulton.

Detective Todd Fulton and I drove to the Ukiah Police Department and the Mendocino County Sheriff's Office and completed five interviews. These interviews included SWAT Leader Lt. Caudillo of the Mendocino County Sheriff's Office (MCSO), Sgt. Comer of the MCSO, Deputy McGuire of the MCSO, Reserve Deputy Bender (Medic) of the MCSO and Officer Chapman of the Ukiah Police Department. All of these subjects were part of the Mendocino County SWAT team and identified as members who fired their weapons. Refer to Detective Todd Fulton's complete report for details regarding their statements.

On 8-18-16 at about 0133 hrs, Detective Musson and I interviewed [REDACTED] [REDACTED] was brought to the command post, handcuffed by SWAT team members. [REDACTED] was inside the residence with suspect [REDACTED] from the time he first fired a rifle at the apartment manager's office, to the time of this interview.

[REDACTED] seemed alert, however, it should be noted that SWAT Team members had just used a distraction device to breach the front windows out of [REDACTED] apartment. This is a loud and shocking event for anyone to endure and intended to disorient non-compliant suspects. [REDACTED] was in the apartment when this occurred and walked out of the apartment within a couple minutes of the device being deployed. Additionally, as [REDACTED] walked out of the apartment and down the stairs from the second story, [REDACTED] appeared at the broken window with a rifle and fired his weapon. It was unclear if [REDACTED] was firing his weapon at officers or [REDACTED]. Once at the bottom of the stairs [REDACTED] was detained in handcuffs and brought to Detective Musson and I at the command post.

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | |
| Steve Dunn | 7K3 | 10/5/2016 | | | | |

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INVESTIGATIVE REPORT

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|--------------------------|------------------------|--------------------|---------------------|
| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| Attempted Murder | HCSO | 201604167 | 1 |

I did not know what, if any charges would be sought against [REDACTED] when she was brought to Detective Musson and I. Detective Musson and I had [REDACTED] un-handcuffed and placed in my vehicle. [REDACTED] spontaneously stated, "they did something to the window, they blew up the window".

I read [REDACTED] her Miranda rights. I asked [REDACTED] if she understood those rights and she said, "yea". [REDACTED] then asked if she was under arrest and stated, "that's usually what they give it for, they read that?" I advised [REDACTED] she was not under arrest as far as I knew; however, since she was in the apartment, I was not sure if she would be charged. [REDACTED] stated she didn't do anything, she just stayed there. I again asked if she understood her rights and [REDACTED] stated, "I pretty much do". I asked if having those rights in mind if she wished to talk with me. [REDACTED] stated, "I don't care, if I'm supposed to say something". I again clarified with [REDACTED] that as far as I was aware she was not under arrest, but since she was detained in handcuffs when she was brought to me, she was not free to leave.

I asked [REDACTED] if she could tell me what happened. [REDACTED] stated that one day ago, "he" went and "got his gun". [REDACTED] stated "he" was [REDACTED] who was in the apartment. [REDACTED] stated that he took the car and got a rifle from someone's grandpa. [REDACTED] stated [REDACTED] was not supposed to have a gun. [REDACTED] stated that [REDACTED] got the gun in Crescent City or Klamath Or, she was not sure. [REDACTED] described the gun as a "long rifle". She said [REDACTED] also has a pellet gun. [REDACTED] stated that she and [REDACTED] are "Boyfriend / Girlfriend" and have been so for about 19-20 years. [REDACTED] stated, "I don't know him when he acts like this."

[REDACTED] stated this morning, she went on front porch and tried to get the gun out of his hands, but he pushed her out of the way. [REDACTED] stated, "I don't want to talk about that anymore, I didn't do that". I noticed as I talked with [REDACTED] she had "cotton mouth" and her speech was rapid and her hands and fingers were fidgeting. [REDACTED] also had a hard time answering direct questions and focusing on a specific question.

[REDACTED] stated that [REDACTED] wouldn't let her have the gun. [REDACTED] stated she told [REDACTED] she didn't want him to hurt someone. [REDACTED] said she saw [REDACTED] shoot the gun. [REDACTED] said, "I was so shocked when he did that". [REDACTED] said she was upstairs at the apartment when he shot the gun. I asked if she knew who he was shooting at. [REDACTED] stated he said something about the manager and them getting rid of his car. [REDACTED] said [REDACTED] was shooting at their office. Afterwards, [REDACTED] said she went outside, down the stairs and told the manager to call the police. [REDACTED] said she thought [REDACTED] was going to shoot her and the Manager, but he didn't. [REDACTED] said after she told the manager to call the police, she went back upstairs. [REDACTED] stated, "I needed a place to stay".

[REDACTED] stated that after [REDACTED] shot the gun the first time, he kept talking about the police and saying he was mad about his car. [REDACTED] stated she thought she was going to get shot in the back. [REDACTED] stated that

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| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
|--------------------------|------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| Attempted Murder | HCSO | 201604167 | 1 |

one time "the police shot back at him" and [REDACTED] said the bullet, "rubbed his coat and went onto the door in there". [REDACTED] said, "he wanted you guys to shoot him". [REDACTED] then clarified and stated, "not today, a couple days ago".

[REDACTED] continued to ramble on during the interview, talking about events from different times of the day, not in any kind of order. [REDACTED] would talk about different events two days ago and then talk about current issues, then back to an earlier event. [REDACTED] had a difficult time staying focused and answering direct questions.

I continued the interview and asked [REDACTED] what she and [REDACTED] did from the time of the first shots early in the day, until the time she left the apartment. [REDACTED] stated, "he just sat there, with a gun". I asked what she did and she stated, "I just sat on the couch quietly". [REDACTED] said she had the TV on, trying to keep him calm and minding her own business. I asked if she was afraid and she stated, "I'm afraid now". [REDACTED] said she did things that she knew "wouldn't get to him". [REDACTED] said she was hoping the apartment would be "OK", so she could still live there. [REDACTED] stated, "I had cartoons on, I had to do something".

I asked [REDACTED] if she talked to the police on the phone and she said yes. [REDACTED] said she couldn't talk to them more because it was making [REDACTED] mad. [REDACTED] said that other people called the house too. She said [REDACTED] called. [REDACTED] asked if [REDACTED] was "OK" and he told her yes. [REDACTED] said that [REDACTED] also called. [REDACTED] said she was not sure what they talked about. [REDACTED] said that [REDACTED] called too. [REDACTED] said he was a person they knew and he told [REDACTED] he should "put the stuff down and turn himself in". [REDACTED] said she couldn't talk on the phone and had to watch what she said.

[REDACTED] said that the Police kept calling on the phone. [REDACTED] said she heard some things and didn't hear some things. She said the Police told [REDACTED] there were people that could help him. [REDACTED] also said she heard people from the front of the apartment asking for him to come out, they were there to help him. [REDACTED] said she couldn't get [REDACTED] to do anything. [REDACTED] said the power did go "on and off", but [REDACTED] didn't really care. [REDACTED] said she figured it was the police doing that.

I asked if there were times [REDACTED] shot his gun after the first few shots. [REDACTED] stated yes, there was a time he shot back at the bathroom window, just before "they got me". She said [REDACTED] "almost hit her" and she almost got in his way. [REDACTED] stated, "I got sparkles in my face" describing the gunshot being close to her face. [REDACTED] stated she was only about 2 feet away when he fired the gun in front of her.

At about 20 minutes and 45 seconds into the interview, there are distinct gunshots heard on the recording. This was the last volley of gunfire with [REDACTED], who was killed by police. The interview continued.

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County of Humboldt
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| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

CRIME

Attempted Murder

[REDACTED] heard these shots and stated, "Sounds like him, I'm just his wife, that's just weird, I've never been around him like this, he does get mad".

[REDACTED] stated that after [REDACTED] shot at the bathroom window, the front window got "blown up". She said afterwards, she asked if she could go and [REDACTED] said yes. [REDACTED] said she walked down the stairs and the police put her in a truck. [REDACTED] was not sure if there were more gunshots after she left.

[REDACTED] talked about the gun more and stated she believed it was a "22". She added that [REDACTED] always had ammunition for the rifle. [REDACTED] said that [REDACTED] was not taking his medication, which has not "done him any good". [REDACTED] said [REDACTED] was going to be mad at her for talking to us.

[REDACTED] asked Detective Musson and I who we were again, then added she saw what was going on because they were watching TV. She was referring to the standoff with police. [REDACTED] said she would only do things that wouldn't make [REDACTED] mad. [REDACTED] added that [REDACTED] had been watching the elections on TV and this was making him mad for the last two weeks.

[REDACTED] stated she did not have any family or friends. [REDACTED] said that [REDACTED] did not want her to talk to anybody. [REDACTED] said she once talked with a girl and [REDACTED] did not like that.

Detective Musson asked [REDACTED] where she was when [REDACTED] first shot his gun in the morning. [REDACTED] stated inside of the doorway. [REDACTED] stated afterwards, she walked down to the bottom of the stairs and talked with the manager. She told them to call the police because [REDACTED] has a gun". Detective Musson asked why she went back into the apartment. [REDACTED] stated she was afraid and that "he would of got me too". Musson clarified that [REDACTED] had never threatened to kill her and there had not been physical violence in their entire 20 year relationship.

Detective Musson asked if [REDACTED] at anytime pointed a gun at her. [REDACTED] stated he held it in a way that if she said the wrong thing, he would shoot her, she just didn't want to irritate him. Detective Musson asked if she ever asked if she could go and [REDACTED] stated, "not until you guys blew up the window."

Detective Musson asked if [REDACTED] was a drinker. [REDACTED] said no, but he did have one beer today. [REDACTED] stated that [REDACTED] used Marijuana and smoked cigarettes. Detective Musson asked if there were drugs in the apartment, like Methamphetamine. [REDACTED] stated she did not know what that was. She added that she did not know what that means and never heard of the word. [REDACTED] then described "white stuff" that [REDACTED] may use, so it must be "crank". [REDACTED] would talk about [REDACTED] being mad, the apartment, the window, and then something else. [REDACTED] continued to not focus on direct questions and or timelines.

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| Steve Dunn | 7K3 | 10/5/2016 | | | | | | | | | |

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| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
|--------------------------|------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| Attempted Murder | HCSO | 201604167 | 1 |

Detective Musson and I explained that [REDACTED] was not under arrest and she would be free to leave after the interview. Additionally, Detective Musson and I stated we would try and help her get some temporary housing for the night. The interview ended at about 0219 hrs. The interview was recorded. This is only a summary, refer to recording for further details.

Interview with James Mowrey

On Monday 8-22-16 at about 1343 hrs, Detective Todd Fulton and I met with Humboldt County Deputy James "Jim" Mowrey and his attorney Julia Fox of Rain, Lucia and Sterns at the Sheriff's Office for an interview. Mowrey had been identified as one of the first Deputies on scene at the Sutter Rd incident in McKinleyville. Mowrey was also identified as the only HCSO Deputy who fired his weapon at the suspect, [REDACTED]

Mowrey stated he was a "Deputy II" Sheriff with the Humboldt County Sheriff's Office and currently assigned to the Humboldt County Drug Task Force. Mowrey stated he has been with the Sheriff's Office almost 10 years and graduated from the police academy in 2005. Mowrey stated he holds an advanced POST certificate. Mowrey has been a 9 year member of the SWAT team and has worked in the Marijuana unit, patrol, court services and been a firearms instructor for about 9 years. Mowrey stated that his firearms training is current and he qualifies with his handgun every other month and qualified with his patrol rifle within the last 2 months.

On the morning of 8-17-16, Deputy Mowrey left his office at the Drug Task Force and while driving, heard Deputies getting dispatched via police radio to a "shots fired" call in McKinleyville at an apartment complex on Sutter Rd. Mowrey called his direct supervisor, Lt. Quenell and advised he would be enroute to the location until responding Deputies were "Code 4", or not in danger. Mowrey also advised HCSO dispatch that he was enroute. Mowrey stated he arrived on scene and parked his vehicle on the west side of the manager's office, near Lt Miller's vehicle, which was also on scene. Mowrey was driving an "unmarked" vehicle. Mowrey stated he opened his trunk and put his SWAT entry vest and gun belt on. Mowrey also grabbed his duty long rifle, approved by the Sheriff's Office.

Mowrey stated Lt. Miller had given him some information regarding the incident. Miller advised him that there was a dispute between the suspect and the managers. The suspect had apparently fired some rounds at their office. Lt. Miller assigned Mowrey to get "eyes on" the suspect's apartment. Mowrey stated he positioned himself north of the manager's apartment. Mowrey described a building that ran east/west, that was part of the main apartment complex. Mowrey stated that there was a hedge there, so he posted at that location, by the hedge.

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County of Humboldt
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| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
|--------------------------|------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| Attempted Murder | HCSO | 201604167 | 1 |

Mowrey added that when he arrived on scene, Lt Miller, Captain Thompson, Deputy Helm (with a recruit, (unknown name), Deputy Aponte and Deputy Wilcox were already on scene. Mowrey said he didn't remember seeing Deputy Wilcox, he just knew she was there as well.

Mowrey stated that the hedge was north of the manager's office. Mowrey stated that he knew Captain Thompson and Lt. Miller were standing at the west side of the manager's office, on his right. He could not tell where the other deputies were, however, he thought they were on the south side of the manager's office.

Mowrey said he believes someone pointed out the exact apartment that the suspect was in to him, but he could not remember who. Mowrey stated that the apartments were clearly marked, with the number posted in the center and each apartment posted in the appropriate corner of the sign.

While at the hedge, Mowrey said he got the attention of Lt. Miller and asked what radio frequency everyone was using. LT. Miller advised he was on the main channel, so Mowrey changed his radio to the main channel so he could communicate with everyone. Mowrey stated that a short time after that, he saw the suspect walk out of the apartment, on to the concrete landing/walkway in front of two upstairs apartment doors. Mowrey stated the suspect raised his arms, in a fashion showing he was holding a long gun, or shoulder fired weapon. Mowrey said he heard two or three shots, which he described as sounding like a .22 caliber round. Mowrey stated based on his position, he believed that the suspect was targeting something on the south side of the manager's office. Mowrey stated he wasn't sure where the other deputies were. Mowrey stated, "I feared that he was targeting the deputies on that side of the building". Mowrey said he returned fire.

Mowrey said he could see the suspect well and estimated the distance between him and the suspect at 50-60 yards. Mowrey believed he shot two times with his long gun. Mowrey described the optics on his rifle as a "red dot" true glow, with a 2X power magnification. Mowrey stated after he shot his rifle, he saw the suspect "flinch", then go back into the apartment.

After the shots, Mowrey changed his position. Mowrey said he moved to the south side of the manager's office, then a tree, then took cover behind a vehicle, using the engine block as cover. Mowrey stated this move only took about 10 seconds. Mowrey stated he heard Lt. Miller and Captain Thompson broadcast "shots fired" over the radio. Mowrey stated he heard the SWAT team get dispatched to the scene, along with several other agencies for assistance, including mental health workers.

Mowrey stated that after he fired his weapon, he saw Captain Thompson spin and look at him. Mowrey said she heard his rounds, but he didn't say anything to her. Mowrey stated that when he changed positions, Lt. Miller asked about the suspect's gun and he also asked him how many rounds he fired.

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| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER | |
|--------------------------|------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| Attempted Murder | HCSO | 201604167 | 1 |

Mowrey stated that he stayed at his new post for about ten minutes. Lt. Miller later asked him if he wanted his helmet (ballistic entry helmet) which was still in his vehicle. Mowrey stated he did. Deputy Helm's recruit then approached him and asked for the keys to his vehicle. Mowrey also asked for his extra portable radio as he didn't think his was working properly. The recruit came back and provided Mowrey with his helmet and radio.

Mowrey stated he stayed there at the location by the parked car observing the apartment until SWAT Commander Lt. Quenell asked for him to respond to the command post. Lt. Quenell asked him for a brief about what had occurred. Mowrey stated he used a Google earth image of the location and provided the layout and information to Sgt Braud and Lt. Quenell.

Mowrey stated that he was going to return to his vehicle and retrieve his safety goggles when Lt. Quenell instructed him to bring his vehicle back to the Command Post. Mowrey stated that he retrieved his vehicle and drove back to the Command Post. Mowrey did not return to the apartments. Mowrey added that he did not leave the command post until he went home.

Deputy Fulton then asked Mowrey a few questions including if he deployed his handgun. Mowrey replied no. Mowrey stated that the rifle he deployed was a Smith and Wesson .223. Mowrey stated his position on the SWAT team was an "operator. Mowrey clarified that the Google earth image he obtained was from his work phone, then later he used a lap top.

Mowrey's Attorney Julia Fox then confirmed that prior to Mowrey firing his long gun, he had been advised shots were fired earlier at the manager's office. Mowrey also stated it was his understanding that the manager's office was occupied at the time those shots were fired. Mowrey also stated that when he arrived on scene, the managers were standing on the west side of the office with Lt. Miller and Captain Thompson.

Detective Todd Fulton asked if any administrators had questioned him about what transpired. Mowrey stated that he remembered talking with Captain Thompson, however, other than a public safety statement, nothing was said. This interview was recorded. This is only a summary, refer to recording for further

[REDACTED]

On 08-17-16 at about 1113 hrs, Detective Musson and I talked with [REDACTED] and her husband are the managers of the "Redwood Creek Apartments" located on Sutter road in McKinleyville. [REDACTED] stated that she has been the manager at the apartments for 10 years and her husband [REDACTED] is the maintenance manager. [REDACTED] stated she and her husband do not live on site, however, [REDACTED] does. He is the onsite (after hours) maintenance manager.

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| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

CRIME

Attempted Murder

[REDACTED] stated that the incident that occurred today at the apartments involved a long time tenant named [REDACTED]. [REDACTED] has lived at the apartments since 1997. The address is [REDACTED] Sutter Rd. [REDACTED] stated today, about 0900 hrs, [REDACTED] called her at the manager's office and stated, "you owe me, you owe me a car, where are my keys, give it to me". [REDACTED] stated she has been dealing with [REDACTED] for over ten years and is aware of his "mental issues". [REDACTED] stated that he has a lot of mental issues.

[REDACTED] stated that at the time, she was in the office dealing with some other tenants. [REDACTED] called back about 3 minutes later. [REDACTED] said the same thing to her. [REDACTED] stated she could hear his "lady friend" [REDACTED] in the background. [REDACTED] stated [REDACTED] and [REDACTED] have been in a long term relationship. [REDACTED] stated she could hear [REDACTED] tell him to "go down and talk with her". [REDACTED] was apparently upset because about a week ago, the county towed his car which was parked on the street. It couldn't be parked in the apartment lot because it was leaking oil. [REDACTED] stated that the car had been parked on Sutter for a long time before it was finally towed. [REDACTED] stated that she told [REDACTED] on the second phone call to give her five minutes and she would help him.

[REDACTED] stated about one minute later she heard a "ping". [REDACTED] stated that she walked to the door and noticed a "bullet hole" about 6-7 feet up on her door frame of the manager's office. [REDACTED] stated she told her husband she thought [REDACTED] did it. Her husband [REDACTED] walked over towards [REDACTED] apartment and as he did so, [REDACTED] came downstairs. [REDACTED] told [REDACTED] that [REDACTED] did in fact do it. [REDACTED] stated at this point, her husband called "911" and she finished up with her tenants in the office and continued with her day.

[REDACTED] stated that [REDACTED] has long term mental issues. [REDACTED] stated she has never known him to have any weapons and has never seen guns. [REDACTED] stated, [REDACTED] is [REDACTED]. [REDACTED] stated that there was one past incident that she remembered that occurred about three years ago. [REDACTED] stated she has a sister that has [REDACTED] and has the [REDACTED]. [REDACTED] stated that [REDACTED] walked into her office one day and asked if he could have sex with her. [REDACTED] told him "No". [REDACTED] stated that comment really upset her.

[REDACTED] stated that things seemed to be escalating with [REDACTED]. She said his actions were becoming different. [REDACTED] would stand outside and "holler and yell" at her. [REDACTED] stated she did not know if [REDACTED] was taking his medication or not. She added that [REDACTED] was normally a non-threatening person.

[REDACTED] stated that [REDACTED] was currently in the apartment with [REDACTED]. [REDACTED] said that she did not believe [REDACTED] would hurt [REDACTED]. [REDACTED] stated that [REDACTED] seems to have a calming effect him. The interview ended at about 1125 hrs. This interview was recorded. This is only a summary, refer to recording for further.

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| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

CRIME

Attempted Murder

[REDACTED]

On 08-17-2016 at about 1400 hrs, Detective Musson and I talked with [REDACTED]. [REDACTED] was at the command post located at the McKinleyville Ace Hardware Store on Sutter Rd. [REDACTED] stated that she lives at [REDACTED] in McKinleyville. [REDACTED] stated she has lived at this location for about 21 years. [REDACTED] stated that on today's date, she heard some "gun shots" and saw some police cars. [REDACTED] stated that she also saw a police truck (Armored truck called a Bearcat). [REDACTED] said she thought to herself, "What's that"? [REDACTED] stated that she really didn't know something bad had happened until officers with guns came to her door and she asked them what happened. [REDACTED] stated that the officers helped her leave the apartment and took her over to our current location so she would be safe.

[REDACTED] stated that she may have heard a "couple" shots around 11 am. Since [REDACTED] had lived at the apartment complex for so many years, I advised her that [REDACTED] may have been the person who fired a weapon and asked her if she knew him. [REDACTED] stated she did not know a [REDACTED]. [REDACTED] did not have any other information. The interview was recorded and ended at about 1407 hrs. This is only a summary, refer to recording for further.

[REDACTED]

On 8-17-16 at about 1415 hrs, I talked with [REDACTED]. [REDACTED] had been brought to the command post by officers. [REDACTED] stated he lives at [REDACTED] in McKinleyville. [REDACTED] stated that he has lived at this address for six and a half years. [REDACTED] stated on this date, about 0900, he heard a "crack, crack", then another two about ten seconds later. [REDACTED] said he couldn't really tell where it was coming from. [REDACTED] stated he was looking outside when this occurred. [REDACTED] said he saw "Mr. Manager" talking to a lady with grey hair down from him in one of the apartment buildings. [REDACTED] said it looked like the lady said something to him, then the manager got on the phone. [REDACTED] said after that, he saw Sheriffs vehicles showing up. [REDACTED] said he heard more "cracking" and he thought maybe someone was shot at the back of the Manager's office. [REDACTED] said it looked like they (Officers) were aiming at the back of the office when he heard the shots. [REDACTED] said later, he got an automatic phone call telling him "to shelter in". [REDACTED] said, "that's what I do best".

I asked [REDACTED] if he knew who was shooting and he said no. [REDACTED] said he guessed it was two other guys from the apartments, but he was wrong. [REDACTED] said he guessed it was a guy he knows as a single Dad at the apartments and he sometimes looked "delirious". The other person he thought of was a guy with three kids and a wife. [REDACTED] stated every time he saw him, he was looking down at the ground. [REDACTED] thought he hoped the guy didn't feel like he looked. [REDACTED] added that this person doesn't really talk to anyone.

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| [REDACTED] | 08-17-16 | DA16-0266 | |
| CRIME | CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
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Detective Musson clarified with [REDACTED] that he heard two "cracks", then another two "cracks" about ten seconds later. This was before police were around. [REDACTED] felt they were gun shots. [REDACTED] stated he was by his window and front door during the shots. [REDACTED] said from his apartment, he had a wide view of the grass area and one of the driveways leading into the apartments. [REDACTED] stated it wasn't long after he saw the manager on the phone. [REDACTED] then saw police arrive soon thereafter. [REDACTED] said he saw three officers show up. [REDACTED] stated that it sounded as if the shots were coming from Sutter Rd, looking west. [REDACTED] said he thought he saw a plain clothes officer, wearing a Hawaiian type shirt carrying a rifle. The other Officers were wearing uniforms. [REDACTED] did not hear police say anything. [REDACTED] added that when officers were on scene, he heard another ten shots, maybe behind the office building. The shots sounded like they were all together. [REDACTED] said then the officers went to the back of the office building. Detective Musson asked if he knew what guns sounded like. [REDACTED] stated yes, but he could not tell the difference between them. This is only a summary of [REDACTED] statement, refer to recording for further.

[REDACTED]

On 8-17-16 at 1743 hrs, Detective Musson and I talked with [REDACTED] at the command Post. A California Highway Patrol Officer had approached us stating that there was a person who may have information about the suspect, [REDACTED]. [REDACTED] was then escorted to our location.

[REDACTED] stated he and his dad went to town (McKinleyville) to get gasoline and air in his bike tires when he was told there was a "Stand Off" at the "Central Avenue" apartments. [REDACTED] said, "that's where [REDACTED] lives". [REDACTED] later explained that [REDACTED] was a friend and he has known [REDACTED] for about 20 years. [REDACTED] said that, [REDACTED] is crazy when he's off his meds", so he called him to see if he was ok. [REDACTED] said he called [REDACTED] at "840-0319". [REDACTED] said he got through and talked with him. [REDACTED] stated as [REDACTED] spoke, he thought was describing the scene and what was going on, but then realized he was the one police were dealing with. [REDACTED] said he told [REDACTED] to go outside and put his hands up or he would get killed. [REDACTED] stated he didn't know if [REDACTED] was joking or not, but [REDACTED] told him he was loading multiple BBs in a pellet gun.

[REDACTED] said he used to live with a relative of [REDACTED]. [REDACTED] stated, [REDACTED] is known as [REDACTED] off his meds he is [REDACTED]. [REDACTED] said, "He has been in [REDACTED] and stuff in his younger days along with his wife". [REDACTED] said when he was talking with [REDACTED] he heard [REDACTED] in back ground tell him to hang up the phone. [REDACTED] eventually did. [REDACTED] said [REDACTED] was calm on the phone when they spoke.

Alexander said he called a second time, but the phone was scrambled and another man answered the phone, and then hung up. Detective Musson and I believe Alexander called the wrong number the second time.

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| [REDACTED] | 08-17-16 | DA16-0266 |
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Attempted Murder

[REDACTED] clarified the first call and said he told him to stop what he was doing and come out of the house. [REDACTED] said to him, "they are gonna kill me anyway". [REDACTED] stated that [REDACTED] is kind of a conspiracy theorist with wild ideas about government. He said [REDACTED] has been that way for years. [REDACTED] stated that when [REDACTED] is "on his meds", he is "level headed".

[REDACTED] stated when he called the second time, he said [REDACTED] hung up on. [REDACTED] said that didn't alarm him because he has done that before. [REDACTED] stated [REDACTED] doesn't like him because he calls and asks [REDACTED] for rides and other things. [REDACTED] stated [REDACTED] has lots of BB and pellet guns. He further described the apartment as having one room full of computer stuff and that the rest of apartment was very clean.

[REDACTED] stated he had a warrant for his arrest, but he decided to come forward anyway because a "warrant wasn't worth a life". [REDACTED] said the last time he talked with [REDACTED] was before today was 2-3 months ago. [REDACTED] talked about going to Ft Bragg. [REDACTED] stated he stopped by and visited after the trip. When he did, [REDACTED] left his phone at his house. [REDACTED] said he thought he still had the phone at his house. [REDACTED] stated that the day he visited, [REDACTED] seemed "whippy". This is only a summary of [REDACTED] statement, refer to recording for further.

On 08-17-2016 at about 1319 hrs, Detective Musson and I talked with [REDACTED] at the McKinleyville Ace Hardware on Sutter, which had been designated as a command post for the OIS critical incident. Hadley stated that she lived at [REDACTED] in McKinleyville and her phone number was [REDACTED]. [REDACTED] stated that she has lived in the apartment for about 2-3 years.

[REDACTED] stated that she was brought to command post in the armored vehicle police were using at the scene. [REDACTED] said that she and her helper [REDACTED] were in her apartment and heard gunshots. [REDACTED] stated that her apartment is directly below the one who was shooting. [REDACTED] said his name is [REDACTED] or [REDACTED]. [REDACTED] said that she met him once and he gave her his phone number in case she ever needed anything. [REDACTED] said she never did call him. [REDACTED] stated she heard shots and it, "seemed like dozens of them". [REDACTED] said her helper also heard the shots. Afterwards, she went into the kitchen and her helper made her coffee. [REDACTED] stated she never went outside and later, she got a call from the police department telling her to not go outside. The police then told her to get ready to leave and they would come get her.

[REDACTED] said she did not know much about [REDACTED] except he was "funny". [REDACTED] clarified that he was "scary in a way" because he asked if he could "get together" with her [REDACTED] who lived with her. [REDACTED] stated that her [REDACTED] and [REDACTED] is at least 50 or 60. [REDACTED] also thought this was strange. [REDACTED] stated that she was scared [REDACTED] may come to the door when she wasn't there. [REDACTED] said she tried to always be there or take her [REDACTED] with her if she would leave. [REDACTED] said that [REDACTED] is "noisy". [REDACTED] stated that

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sometimes it sounded like "they would throw things". [REDACTED] was referring to [REDACTED] and the female that lived with him. I asked if she ever heard them yell or scream and [REDACTED] stated, "Oh yea". [REDACTED] stated she mostly heard her, [REDACTED] wife. [REDACTED] said she had heard lots of arguments, but never gunshots.

[REDACTED] said she had tried talking to [REDACTED] before but, "he didn't make sense". [REDACTED] clarified that she was told by others that [REDACTED] had a little bit of a [REDACTED] problem. [REDACTED] said she didn't know much about him. [REDACTED] said [REDACTED] drove a station wagon and used to have a brown car, but it disappeared.

Detective Musson clarified that the gunshots she heard sounded different and seemed as if they were coming from the playground or out by the "Office", referring to the Managers office. [REDACTED] added that she did see officers too, one was sitting on a car. This interview was recorded. This is only a summary of [REDACTED] interview, refer to recording for further

[REDACTED]

On 08-17-2016 at about 1340 hrs, Detective Musson and I talked with [REDACTED] [REDACTED] stated that he lives with his girlfriend [REDACTED] in McKinleyville.

[REDACTED] stated on this date he woke up about 0830 hrs and was going to take a shower when he heard two shots. He described the sound as a "bing, bing". [REDACTED] stated that it sounded like fire crackers, but he knows what a .22 sounds like and believed it was a .22. [REDACTED] said it was obviously gun shots. [REDACTED] stated he didn't think too much about it and went ahead and took his shower.

[REDACTED] stated he sat down after his shower and his girlfriend told him she believed the shots were fired at the Manager's office. At that point they were deciding what to do and believed that the manager had called the "cops". [REDACTED] thought it would be best to stay inside the apartment and wait to see what was going on before they left. [REDACTED] stated that the "cops" later called his house and told them they would come and get them out of the apartment.

[REDACTED] clarified that he heard more than two shots, but didn't know if it was one gun or two. [REDACTED] stated that he was communicating with another tenant he identified as [REDACTED] who stated that his apartment had been hit by a bullet. [REDACTED] stated that [REDACTED] lives in the far side apartment, same building, and on the top floor.

[REDACTED] said he heard that the shooter was [REDACTED]. [REDACTED] said that [REDACTED] is known to have a [REDACTED] [REDACTED] and [REDACTED]. [REDACTED] stated he is a crab fisherman and sometimes leaves the apartment at 3 am. [REDACTED] stated that in the past, he has walked outside to [REDACTED] talking to himself, working on his car and just not making sense for a person who would be up at that hour of the day. [REDACTED] said that [REDACTED]

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| [REDACTED] | 08-17-16 | DA16-0266 | |
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| Attempted Murder | HCSO | 201604167 | 1 |

never seemed normal to him. [REDACTED] added that he thought the managers would have dealt with him, as he makes a lot of people "uneasy". [REDACTED] added that the police later assisted him and his girlfriend in leaving the apartment and they walked to the command post. This interview was recorded. This is only a summary, refer to recording for further

[REDACTED]

On 08-17-16 at 1210 hrs, Detective Musson and I talked with [REDACTED]. [REDACTED] stated that she lived at [REDACTED]. [REDACTED] stated that she has lived at this location just under one year. [REDACTED] stated she lives downstairs and across from where [REDACTED] lives. She had previously lived at the same apartment building, but another unit.

[REDACTED] stated that today, she heard "three shots". [REDACTED] said she knew it was a gunshot. [REDACTED] stated based on the proximity, [REDACTED] also knew it was [REDACTED]. After the shots, [REDACTED] stepped outside and saw [REDACTED] (managers) come out of the office to see what was going on. [REDACTED] said, "I guess he shot at the office". [REDACTED] said that [REDACTED] was mad because they towed his car away. [REDACTED] said she went outside and while she stood there, [REDACTED] came over towards her. [REDACTED] then saw [REDACTED] come down the stairs from [REDACTED] apartment. [REDACTED] said [REDACTED] is [REDACTED] ex-wife and they have lived together for 40 years. [REDACTED] said that [REDACTED] came down and motioned for [REDACTED] to come over to her. [REDACTED] said they stood outside the apartment, down on the grass area in front of their apartment. [REDACTED] told [REDACTED] that [REDACTED] has got a gun" and she wanted him to call the Sheriff's Office. [REDACTED] asked if [REDACTED] was ok and [REDACTED] thinks she said, "yes", then [REDACTED] walked back upstairs to the apartment. [REDACTED] said, "I couldn't understand why she did that".

[REDACTED] said [REDACTED] was still in his apartment. [REDACTED] said the police came and she thinks she heard three more shots and a "return fire". [REDACTED] described it as "two different sounds". [REDACTED] said, "the first shots were like a ping from a rifle". [REDACTED] then heard a louder shot, "like from a pistol". [REDACTED] said when she heard these shots, she was in her apartment, in her bedroom.

[REDACTED] said she didn't hear anymore sounds. [REDACTED] said it had been quiet ever since the last groups of shots heard. [REDACTED] thought maybe the police shot him. [REDACTED] said she saw officers getting her neighbors out of their apartment using a ladder. Shortly later, the officers called her and said they were going to get her out too. [REDACTED] said she left the apartment through her window, and then walked over to the command post.

[REDACTED] said during the last year she has lived in her apartment, she has heard [REDACTED] and [REDACTED] fight "off and on". [REDACTED] has told [REDACTED] that he "wanted more feeling from her [REDACTED] but she won't give it". [REDACTED] added that [REDACTED] liked his car (the one towed). [REDACTED] said she tried to help [REDACTED] several times and get his

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | |
| Steve Dunn | 7K3 | 10/5/2016 | | | | |

County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS-REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

car started with no luck. [REDACTED] stated that other people tried to help too. [REDACTED] stated that all cars that leak oil are not allowed in the apartment parking lot and must be parked on the street. [REDACTED] said that [REDACTED] car was towed last week.

[REDACTED] said that she never heard [REDACTED] make statements about hurting people. [REDACTED] stated that both [REDACTED] and [REDACTED] were "mild mannered". [REDACTED] said, "he's such a nice guy, he'd help anybody". [REDACTED] stated that a lot of people have told her that [REDACTED] was [REDACTED]. I asked [REDACTED] if she thought that was true. [REDACTED] stated, "yea, to a point" [REDACTED] said she could talk to him, but it was hard to understand him because he has a [REDACTED] [REDACTED] said, "he's nice". [REDACTED] said that [REDACTED] and [REDACTED] were still in the apartment as we spoke at the command post. The interview ended at 1220 hrs. This interview was recorded. This is only a summary, refer to recording for further

On 8-17-16 at about 1137 hrs, Detective Musson and I talked with [REDACTED] [REDACTED] stated that she lived at the apartment complex where the shooting occurred. [REDACTED] stated she lives in apartment [REDACTED] [REDACTED] stated that while she was sleeping, she heard a "shot" but didn't think very much about it so she went back to sleep. [REDACTED] stated she heard shots again and they seemed really loud. [REDACTED] stated it sounded as if the shots were on the "other side" of the house this time. [REDACTED] stated she heard multiple shots, then one "really loud shot". She thought there were people shooting at each other. [REDACTED] stated she was with her boyfriend [REDACTED] at the time she heard the shots. [REDACTED] stated she didn't want to look out the window.

[REDACTED] stated that her boyfriend got up and said there were "cops" outside. [REDACTED] said she got up and noticed there was a hole in her wall from a bullet. [REDACTED] stated you could see where the bullet entered. [REDACTED] said the bullet went through the wall, hit a laundry basket, and then ricocheted again off an interior door.

[REDACTED] said the bullet appears to have come from where "the police guy was by [REDACTED] truck". [REDACTED] was referring to the manager's truck. [REDACTED] stated that she had called a friend who also lives in the apartment complex and they guessed the person shooting was [REDACTED]. [REDACTED] said she didn't know much about him, other than a friend of hers calls him a [REDACTED]. [REDACTED] said that he says "hi" to her in passing.

[REDACTED] said she has lived at the apartments for about one year. [REDACTED] said her front door and [REDACTED] front door face each other. [REDACTED] said she thinks [REDACTED] is married but does not know her name. [REDACTED] added that [REDACTED] and his wife argue some and she has heard his wife "be mean to him".

[REDACTED] said the first gunshot she heard sounded like it was by her bedroom window. [REDACTED] stated her bedroom window is on the other side of the apartment, opposite her front door. [REDACTED] stated after the first shot, she thinks about 20 minutes passed, but wasn't sure as she went back to sleep.

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | | | | | | |
| Steve Dunn | 7K3 | 10/5/2016 | | | | | | | | | |

County of Humboldt
Office of the District Attorney
INVESTIGATIVE REPORT

| DEFENDANT / SUSPECT NAME | DATE | CASE NUMBER |
|--------------------------|--------------------|---------------------|
| [REDACTED] | 08-17-16 | DA16-0266 |
| CROSS REFERENCE AGENCY | AGENCY CASE NUMBER | SUPPLEMENTAL NUMBER |
| HCSO | 201604167 | 1 |

CRIME

Attempted Murder

[REDACTED] heard a second group of shots. [REDACTED] said she heard about 3-6 shots, then she heard a big shot. [REDACTED] thinks the big shot is the one that came through her house. [REDACTED] stated that the first few shots were little, and then the last one was big.

[REDACTED] stated that one of her downstairs friends [REDACTED] (different apartment building) told her that [REDACTED] had a gun and fired "one off" then "she" [REDACTED] told [REDACTED] call the police and that she couldn't stay there because "he" [REDACTED] would think that something's up. [REDACTED] said, "why would you go back if you called the police".

[REDACTED] said that he heard [REDACTED] yell, but wasn't sure what was said. She added that neither she or her boyfriend saw [REDACTED] outside. [REDACTED] clarified that her friend [REDACTED] lived in the next apartment over, on the bottom right. [REDACTED] added that a couple days ago, she saw [REDACTED] talking with a couple of kids holding computers. [REDACTED] stated that her boyfriend [REDACTED] said that [REDACTED] works on lap tops and phones and that's maybe how he got a gun. The interview ended at 1152 hrs. This interview was recorded. This is only a summary, refer to recording for further

ADDITIONAL FOLLOW UP

Any additional follow completed on this investigation will be forwarded as a supplemental report when completed.

DISPOSITION

Forward to Detective Fulton for inclusion with CIRT report.

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| INVESTIGATOR | ID | DATE | APPROVED BY | DATE | | |
| Steve Dunn | 7K3 | 10/5/2016 | | | | |

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098 Address: [REDACTED] CA. 95519

Confidential – Not For Release

| | |
|--|---|
| Day/Date/Time Occurred: | Property Classification: |
| Thursday August 18 th 2016 0210 Hours | R-1 Redwood Creek Apartments |
| Date/Time Reported: | Tenant: |
| Thursday August 18 th 2016 0639 Hours | [REDACTED] |
| Other Agency/Case No.: | Tenant Insurance Information/policy No.: |
| HCSO 2-16-04167 AFD 16-6790 | Unknown |
| First Arriving Engine/Captain/Crew: | Property Owner: |
| Sean Cambell, AC. IC AFD | [REDACTED] |
| Chad Gurney Engr. AFD | Property Owner address and telephone: |
| Jonathan Finen Capt. AFD | [REDACTED] |
| Assisting Officer/Detective/Firefighter: | Local Property Manager: |
| Todd fulton IC. HCSO | [REDACTED] |
| Dale Cloutier Sr. Criminalist DOJ | [REDACTED] |
| Kristina Rosenfield, Criminalist DOJ | Property Owner Insurance Co./Agent/Policy: |
| Jim Andresen Capt. FI. HBF | |
| Chris Emmons BC., FI. HBF | |
| Neil Butler Engr., FI. HBF | |
| Weather: | Insurance Amount Structural/Contents: |
| | |

CONFIDENTIAL

| | | | |
|---|---|--|-------------------------------|
| Consent signed by: Search Warrant | Photographs by: Emmons/Andresen | Drawings by: Cloutier/Andresen | Interviews by: HCSO |
| Origin and Cause by: Andresen/Emmons/Butler | Search Warrant: HCSO | Issued by: | Served by: HCSO |

Conclusion:
The origin of the fire was determined to be against the exterior portion of a set of closet doors near the center of the closet, just south of an interior closet divider. The origin of the fire was determined to be near the floor area along the closet door.

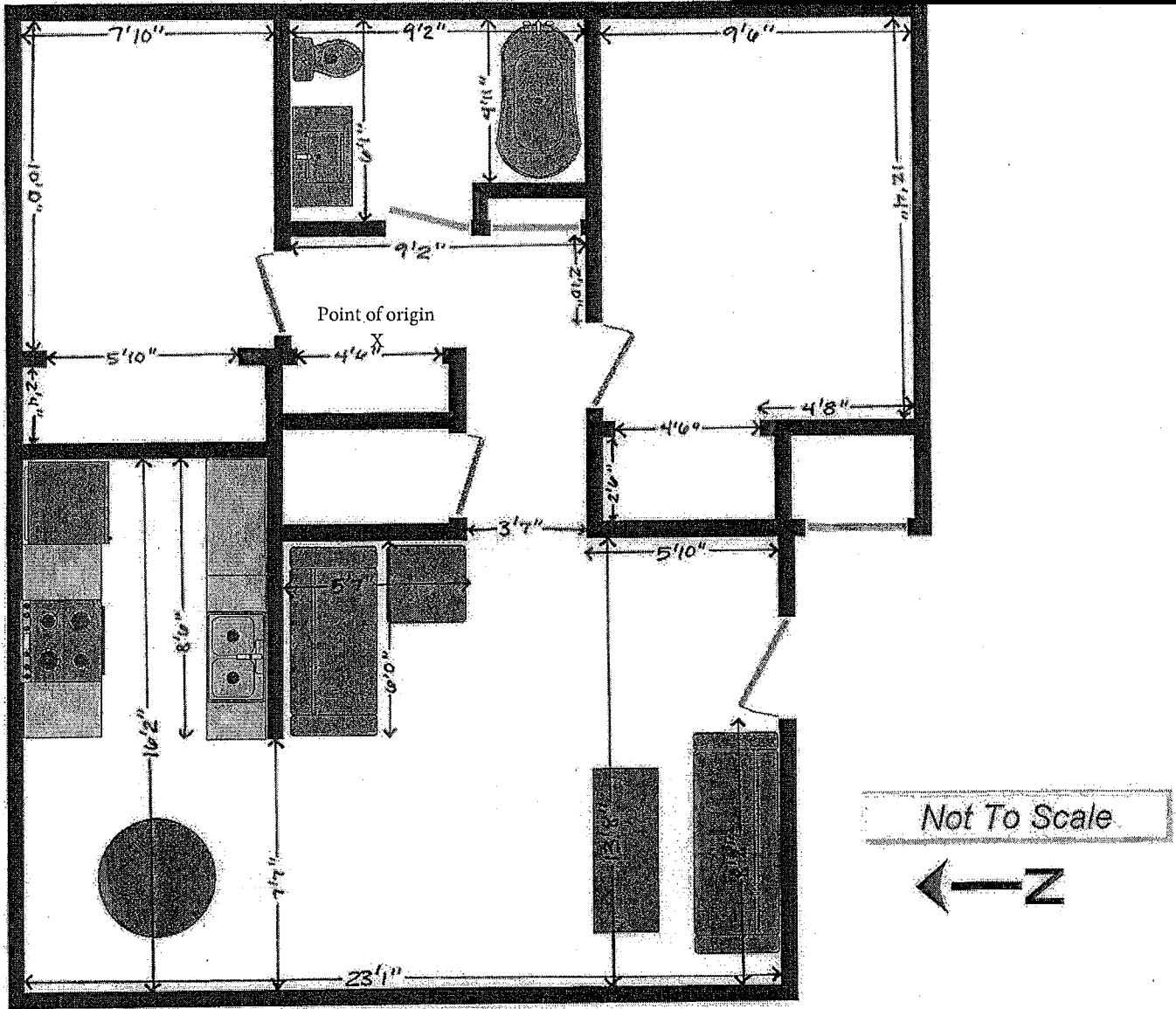
The exact cause of the fire is undetermined.

Electrical, natural gas appliances and piping, and flash bang device have been ruled out.

I was unable to rule out a hot set with the use of a match, lighter or use of a candle or smoking material.

It is probable the fire was human caused, based on events and threats that were made during the stand event.

Scene:
Refer to HCSO and AFD incident report of scene details.



Exterior doors = 36"
Interior doors = 30"

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098

Address: [REDACTED]

Burn Patterns:

A systematic approach for determining the area of origin was used by reading the burn patterns from least damage to most damage and following smoke, soot, and direct fire contact path.

No char patterns to exterior rear, "Charlie side" of Apartment [REDACTED] (Photo # 1927, 1928, 1929) Minor soot stains noted on upper window frames.

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Broken window glass found on the ground to the exterior rear, "Charlie side" of Apartment [REDACTED] had minor staining on glass. (Photo # 1931, 1932, 1933)

Moderate smoke staining noted above living room windows along the eave and along the rain gutter near the roof line on the exterior front, "Alpha side" of Apartment [REDACTED] (Photo # 1914, 1917) Moderate soot staining on window glass located on living room windows.

Living room of Apartment [REDACTED] had minor to moderate smoke staining on drywall from low floor area to ceiling. (Photo # 1949, 1950, 1951, 1953)

Kitchen had minor smoke staining from lower to upper portion of walls, cabinet doors. Moderate smoke staining to the ceiling area. (Photo # 1959, 1960, 1961)

Living room ceiling had major soot and smoke staining throughout with direct flame to drywall ceiling around the entrance to the hallway. The direct flame pattern decreased along the ceiling heading toward the open window located in the living room. (Photo # 1949, 1950) This indicates heat travel at the ceiling level was from the hallway moving towards a ventilation point.

Hallway had a well-defined cool smoke, hot smoke and direct flame, demarcation line transcending down from living room entrance to corner of mid hallway. (Photo # 1954, 1964, 1966) This indicated heat travel from the hallway towards the living room.

The plastic heater thermostat control located on the south wall of the hallway near the living room entrance, approximately 5' from the floor indicated greater heat melting damage to the control panel from the east side. (Photo #1968) This indicates heat travel from the hallway towards the living room.

Ceiling in the hallway been removed by fire suppression checking for fire extension. The ceiling joist in the hallway had burned completely through the 2"x4" probably due to ventilation through the electrical hole that supplied the smoke detector. (Photo #1969, 1971) Inspection of the electrical conduit near the burned ceiling joist that supplied the smoke detector power had no indication of arcing. (Photo # 0181)

During the removal of fire debris in the hallway through the use of step layering, I found smoke detector and batteries on top of the carpeted floor directly under the burned out ceiling joist. (Photo # 0149, 0153)

A combustible gas detector (TIF8900) was used in various area of the hallway with negative findings.

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098

Address: [REDACTED]

The further east down the hallway I went, I found heat demarcation line lowering towards further towards the floor level. The door to bedroom located to the south appeared to be open at the time of the fire with heat damage down to mid-level.

A green plastic chair that was located in the far corner of the hallway where the hallway makes a 90 degree turn towards the north had greater radiant heat melting damage from the top down and the north edge compared to the south edge of the chair. (Photo # 1974, 1978)
This indicates heat travel from the top and from the north side of the hallway.

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The bathroom door appeared to be closed at the time of the fire. Radiant heat damage to the lower section and peel down of the outer wood shell and burn through of inner shell of the hollow core wood door were found. This would be a possible indicator of an upper heat source and radiant heating source coming from the closet area. (Photo # 0162) It was undetermined as to why the protected area on the lower on the outer shell in the right lower corner of the door.

The bedroom door to the north end of the hallway appeared to be closed at the time of the fire. The upper section of the hollow core door had complete burn through with the lowest burn through near the closet side of the door. (Photo #0161). The outer shell of the hollow core door had burned though almost to the bottom of the door.
This would be a possible indicator of an upper heat source with more heat penetration towards or from the closet area.

The greatest fire damage to the ceiling area of the hallway was directly in front closet area. (Photo # 1984)

Examination of the approximately 5'x 2' closet area found burned pieces of wood trim on the north side of the exterior opening of the closet with no wood trim found to the south side of exterior opening. The metal door track along the inside the closet opening had char and sooting on the metal track compared to the metal door track on the south side of the closet. The south side of the metal track had clean soot free fire marks indicating direct fire contact for a longer period of time. (Photo #0160)

The closet was divided in half by an approximate 6' particle wood separation divider. The separated closet section to the north had greater upper wooden shelving and content charring compared to the lower wooden shelves and contents. (Photo # 0156) Rolls of carpet and a plastic vacuum cleaner had upper heat and north char and melt damage facing the north end of the closet. (Photo #0157) The dividing wall had no char damage within the north section of the closet compared to the diving wall face in the south end of the closet. (Photo #0158, 0174)

The above findings and indicators lead us to the area of fire origin which was located to the south end of the closet area in the hallway across from the bathroom.

Origin(s):

The area of origin was located around the south end of a 4'6" x 2' closet located in a hallway across from the bathroom.

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098

Address: [REDACTED]

Examination of the south end of the closet area found charred storage of clothing type material wrapped in plastic bags, video cassettes, and plastic boxes. Stacked on the floor to about 2' in height. (Photo # 2004, 2006)

A small half self was located in the upper portion of the closet which contained clothing wrapped in plastic and other unknown cellulous type materials. A wooden coat hanger rod had been mounted just under the shelf with indications of clothes hanging on the rod at the time of the fire. (Photo # 0170) Clothing articles on plastic hander could be found on top of the lower pile of stacked material.

(Photo # 0171, 0173)

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Examination of the entrance into the closet area determined that both hollow core closet doors had been in the closed position in front of the south side of the closet. The north end of the closet would have been in the open position. (Photo # 2000, 2003)

Upon step layering around the closet doors in front of the south end of the closet, it was determined that the lowest and greatest damage to both doors was south of the center closet divider that separates the south and north end of the closet. The closet door facing the hallway had greater fire damage compared to the inside door that faced the closet. (Photo # 0164, 0167)

Continued step layering found consistent charred door debris and the bottom plates of the both closet doors. The main floor carpet was charred and melted on the hallway side of the door in front of the closet compared to unburned carpet found just inside the closet door area between the stack materials on the floor. (Photo #0169,0165)

I found an approximately 3' rolled synthetic / cotton type material floor rug on the floor near the entrance of both the south and north end of the closet. The area of rolled floor rug near the lowest burn point of the closet door and near the center divider of the closet had the greatest melt and char damage to found on the roll up rug compared to the remaining rug.

Two separate combustible gas detector (TIF8900) were used in front of the hallway closet door area with negative findings.

Based on the above findings, I believe the fire started near the exterior closet area near the floor level and burn upward and outward along the closet doors allowing flames and hot gases to enter the south end of the closet area. The flames started to melt the plastic wrapped contents located on the upper shelve in the south end of the closet causing flaming melting plastic to drop on the hanging clothing and stored material on the floor. The fire progressed from the south end of the closet to the north end of the closet where it ignited material located on upper shelving at the extreme north end of the closet. The radiant heat caused the melting and charring of the vacuum cleaner and rolled carpet facing the north end of the closet. The fire continued to spread along the closet door causing radiant heat damage to the drywall and bathroom doors directly across from the closet. The fire and gas plume continued down the hallway towards the living room where it vented out the front window.

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098

Address: [REDACTED]

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Ignition Sources:

No obvious ignition sources found in the area or origin.

The electrical service had been shut off 10 hours prior to the fire as well as the natural gas services.

Smoking material was found in the living room but none found near the area of origin.

Based on the time of the fire and no light source, A candle could have been used to provide light to a portion of this residence. No candle wax was found in the area.

No lighter or matches could be found near the area or origin.

The flash bang devise used by the SWAT team was attached to a metal pole used along the front window of the apartment. The flash bang devise did not make entry into the apartment.

Utilities/Appliances:

Natural gas and electricity had been shut off by HCSO prior to the fire starting. No propane found. No auxillary generator used. The forced air heater unit did not appear to be tampered with.

Extent of Damage/\$ Estimate:

Undermined

Witness(s): Interviewed

Refer to HCSO for witness statements.

Suspect(s)/Description: Interviewed

Refer to Coroner's for victim information.

Investigation Summary:

The origin of the fire was determined to be against the exterior portion of a set of closet doors near the center of the closet, just south of an interior closet divider. The origin of the fire was determined to be near the floor area along the closet door.

The exact cause of the fire is undetermined.

Electrical, natural gas appliances and piping, and flash bang devise have been ruled out.

I was unable to rule out a hot set with the use of a match, lighter or use of a candle or smoking material.

It is probable the fire was human caused, based on events and threats that were made during the

Humboldt county Fire/Arson Investigation Unit Report

F# 16-4098



Address: [REDACTED]

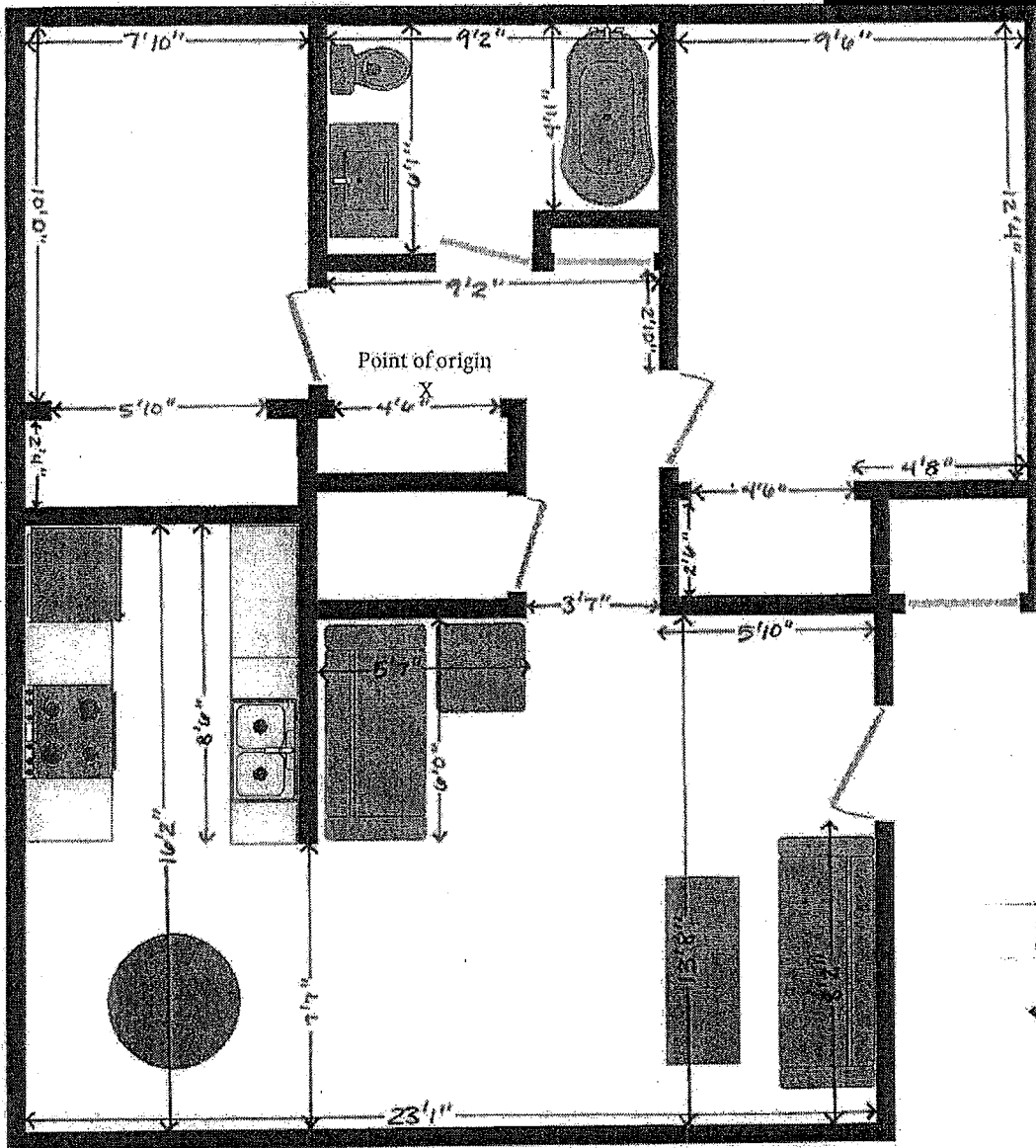
stand-off event.

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I believe the fire started near the exterior closet area near the floor level and burn upward and outward along the closet doors allowing flames and hot gases to enter the upper south end of the closet area. The flames started to melt the plastic wrapped contents located on the upper shelf in the south end of the closet causing flaming melting plastic to drop on the hanging clothing and stored material on the floor. The fire progressed from the south end of the closet to the north end of the closet where it ignited material located on upper shelving at the extreme north end of the closet. The radiant heat caused the melting and charring of the vacuum cleaner and rolled carpet facing the north end of the closet. The fire continued to spread along the closet door causing radiant heat damage to the drywall and bathroom doors directly across from the closet. The fire and gas plume continued down the hallway towards the living room where it vented out the front window.

Jim Andresen, Fire Investigator. HBF / HCFAIU.

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| Other: | H.C.F./A.I.U. | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No | |
| | Lab Reports | <input type="checkbox"/> Yes | <input type="checkbox"/> No | |
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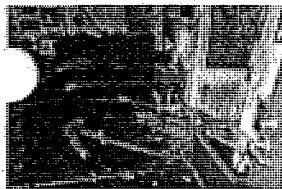
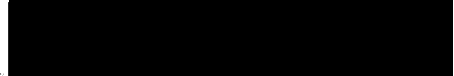


Not To Scale



Exterior doors = 36"

Interior doors = 30"



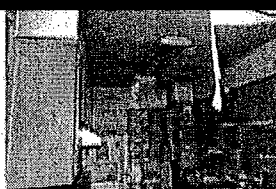
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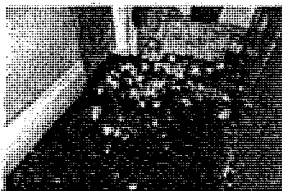
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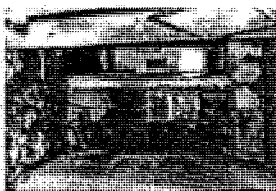
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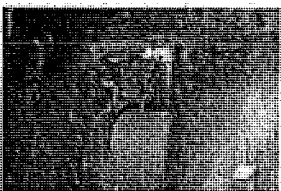
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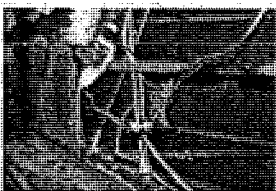
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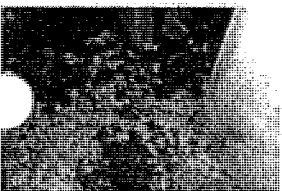
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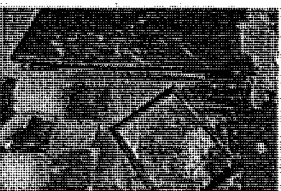
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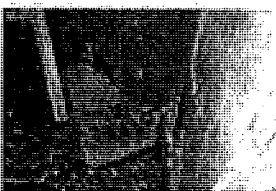
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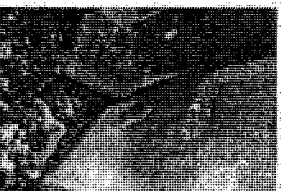
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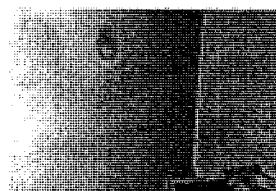
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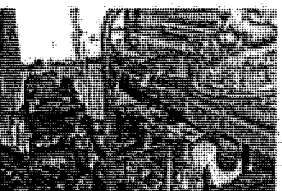
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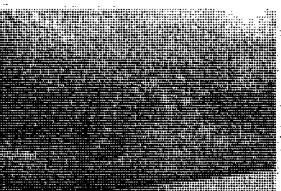
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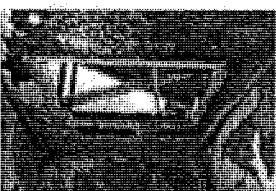
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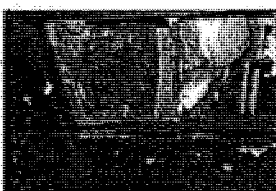
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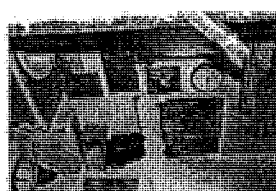
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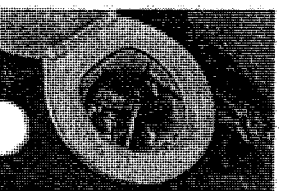
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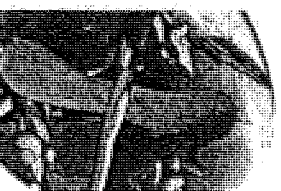
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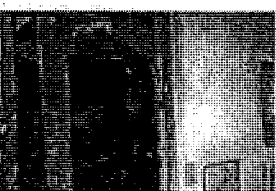
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DSCN1987



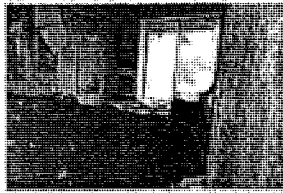
DSCN1988



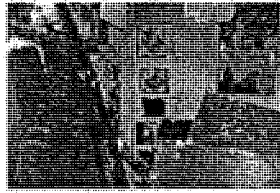
DSCN1989



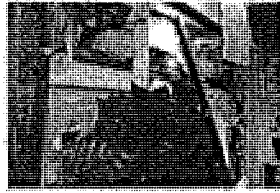
DSCN1990



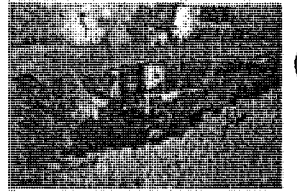
DSCN1991



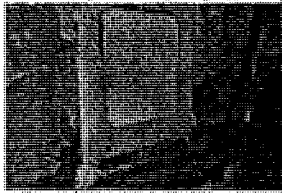
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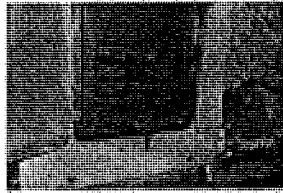
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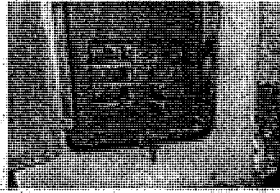
DSCN1994



DSCN1995



DSCN1996



DSCN1997



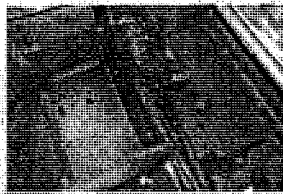
DSCN1998



DSCN1999



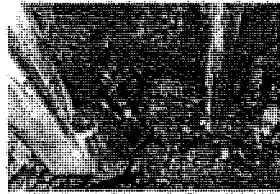
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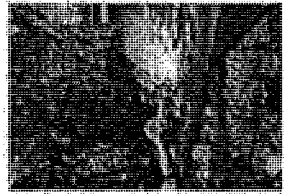
DSCN2001



DSCN2002



DSCN2003



DSCN2004



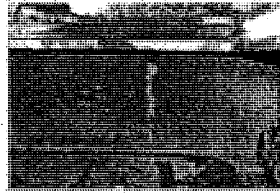
DSCN2005



DSCN2006



DSCN2007



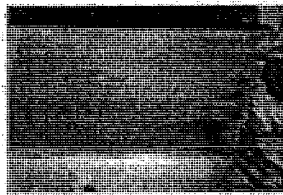
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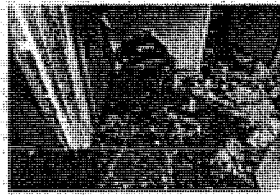
DSCN2009



DSCN2010



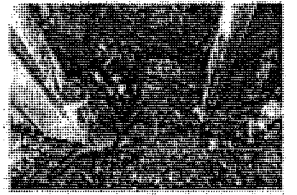
DSCN2011



DSCN2012



DSCN2013



DSCN2014



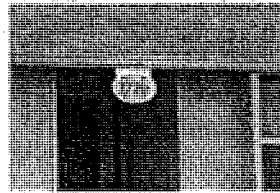
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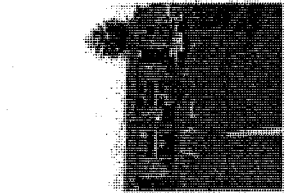
DSCN1913



DSCN1914



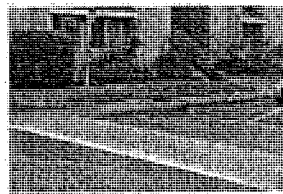
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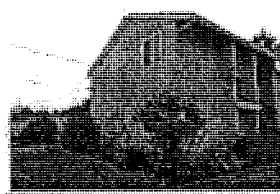
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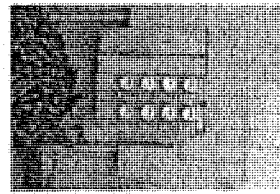
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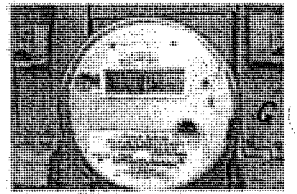
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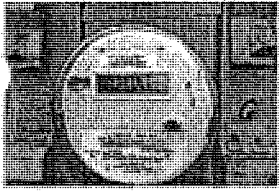
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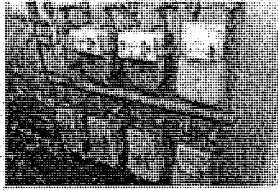
DSCN1920



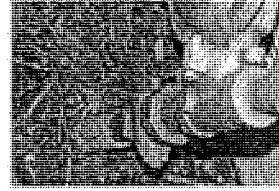
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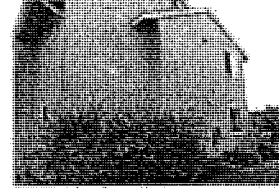
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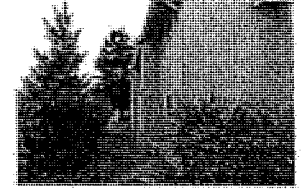
DSCN1923



DSCN1924



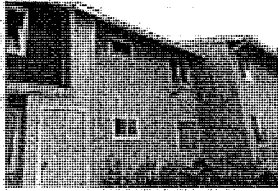
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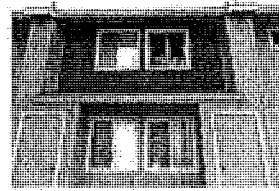
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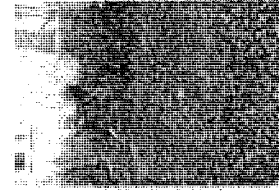
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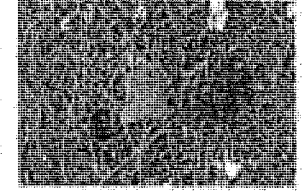
DSCN1928



DSCN1929



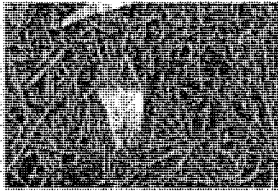
DSCN1930



DSCN1931



DSCN1932



DSCN1933



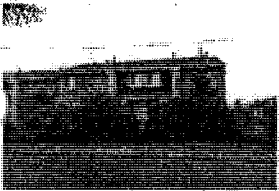
DSCN1934



DSCN1935



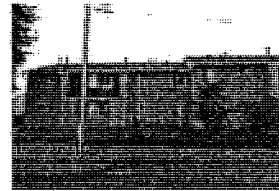
DSCN1936



DSCN1937



DSCN1938



DSCN1939



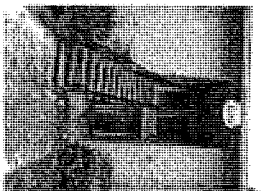
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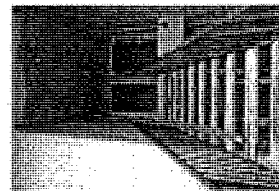
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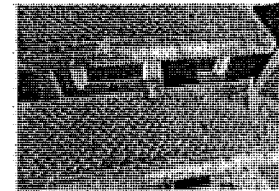
DSCN1942



DSCN1943



DSCN1944



DSCN1945



DSCN1946



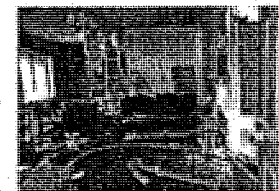
DSCN1947



DSCN1948



DSCN1949



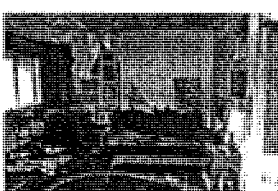
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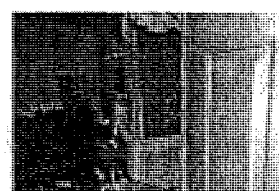
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DSCN1952



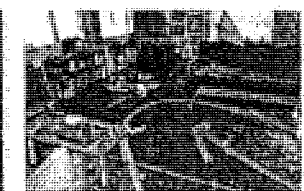
DSCN1953



DSCN1954



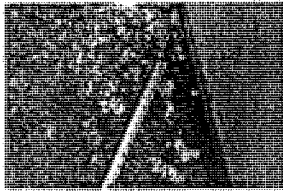
DSCN1955



DSCN1956



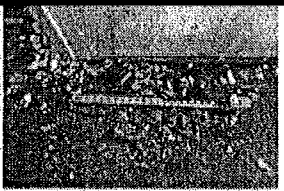
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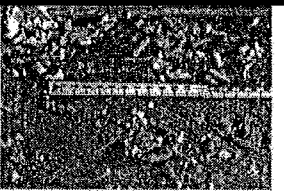
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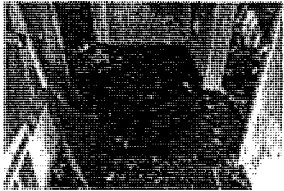
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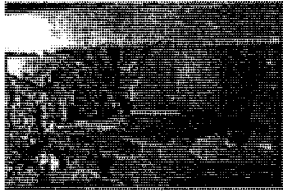
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100_0153



100_0154



100_0155



100_0156



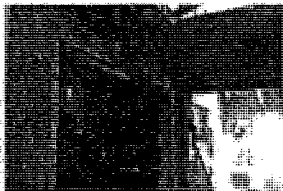
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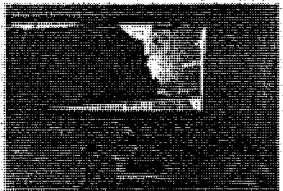
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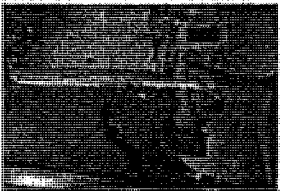
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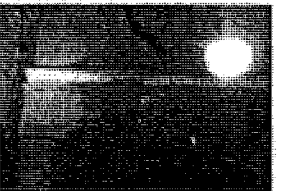
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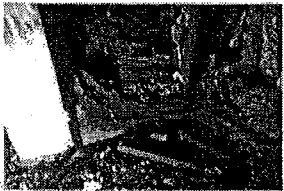
100_0161



100_0162



100_0163



100_0164



100_0165



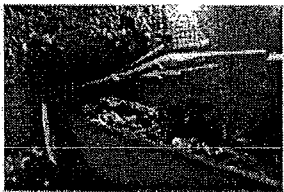
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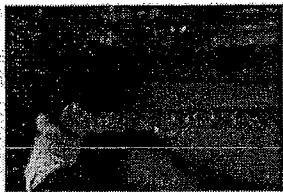
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100_0168



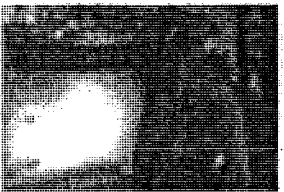
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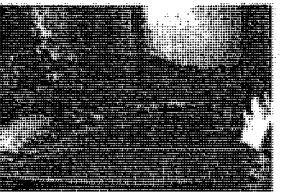
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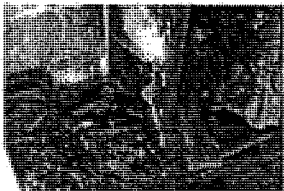
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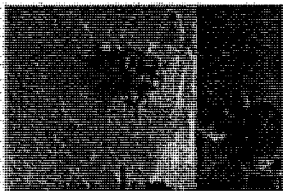
100_0172



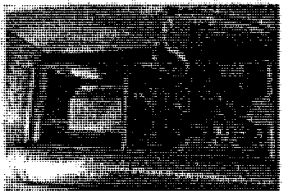
100_0173



100_0174



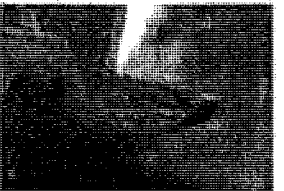
100_0175



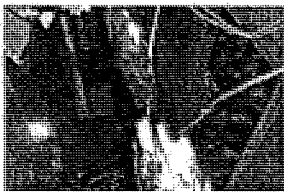
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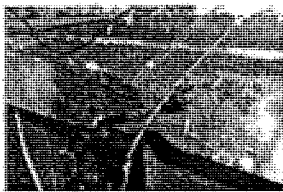
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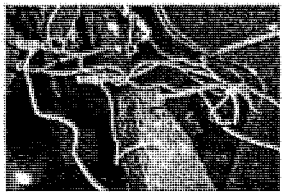
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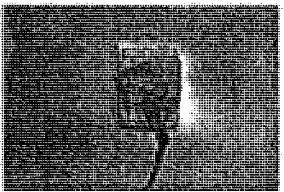
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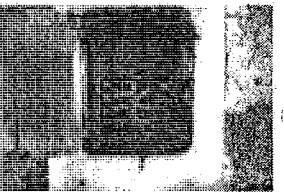
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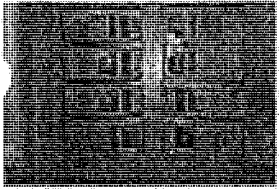
100_0181



100_0182



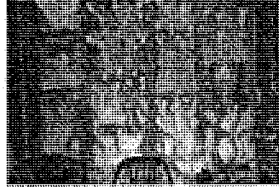
100_0183



100_0184



100_0185



100_0186

Fri Aug 19 16:07:59 2016

CFS REPORT

ZONES: HC SHERIFFS OFFICE, HCSO PATROL GROUP, HC BEAT 12
CFS NUMBER: 081716-50 DATE/TIME REC'D: 08/17/16 08:58
CASE NUMBER: 201604167 DATE/TIME SENT: 08/17/16 08:58
INC CODE: SHOTSF DESC: SHOTS FIRED DATE/TIME CMPL: 08/19/16 16:06

INC ADDR: 1770 SUTTER RD APT#: G CITY: MCKIN PH#: (707) 273-2341
COMP NAME: TRETHERWEY, LEONARD COMP ADDR: REDWOOD CREEK APT PH#: 839-0875
IN PROG: OFF CONT: PRI: 1 WEAPON: ALARM: PRI UNIT: Q45
CALLTAKER: nmccall DISPATCHER: lesh
FINAL DISP: REP

UNITS ATTACHED:

COMMENTS: mschlesiger 08/18/16 18:43 SCENE SECURITY, DEPUTY NICK ALBERT.
cwermer 08/18/16 17:11 A6 EN ROUTE S/V WITH PROPERTY, Q65 REMAINING ON SCENE
cwermer 08/18/16 16:25 A6 ADVISED OF APS REQUEST
cwermer 08/18/16 16:23 APS SOCIAL WORKER STAES ESHLEMAN IS WANTING TO RETRIEVE
HER BELONGINGS, BUT RACHEL DOESN'T THINK THAT ESHLEMAN IS AWARE OF THE FIRE
DAMAGE
cwermer 08/18/16 16:21 APS SOCIAL WORKER RACHAEL IS REQUESTING A 21 FROM SOMEONE
AT 476-2115
mgunders 08/18/16 15:33 THE ACTUAL BUILD WHERE THE SHOOTING ACCURRED.
mgunders 08/18/16 15:32 ADVISED BY CSO2 THAT TENANTS ARE ALLOWED BY INTO
APARTMENT COMPLEX, EXCEPT FOR
dgeisdorf 08/18/16 13:01 CONTACT FOR CHP REDDING ARIAL OFC HATCHER 530-225-4272
dgeisdorf 08/18/16 13:00 CHP REDDING WILL BE DOING ARIAL PHOTOS OF INC ADDR THIS
AFTERNOON AND WILL SET UP TIME AFTER COMPLETED TO GIVE HARD COPY TO HCSO
dgeisdorf 08/18/16 08:32 PER A6, TENANTS IN SHELTER MAY BE ABLE TO RETURN HOME
LATE AFTERNOON/EARLY EVENING
[cfsd] 08/18/16 08:27 Cross Streets : UNN 5 * SUTTER ROAD TRAILER PARK DR
cwermer 08/18/16 07:11 THOMAS HOME CENTER EVACUATED PER A6
cwermer 08/18/16 07:11 CP IS IN THE 1700 BLOCK OF SUTTER PER A6
cwermer 08/18/16 07:11 TWEET SENT PER A6 ADVISING THAT SUTTER ROAD IS NOW OPEN
TO
2 WAY CONTROLLED TRAFFIC, RESIDENTS ONLY
maubrey 08/18/16 06:14 COREY OLSEN AN EMT 839-1316 IS REQ'ING CONTACT FROM ADMIN
TO GET DETAILS ABOUT THE 1144 TO WRITE HIS REPORT
lesh 08/18/16 05:11 A3 ENROUTE OD, A6 ASSUMING INCIDENT COMMAND
maubrey 08/18/16 04:52 CORONER ADVISED
maubrey 08/18/16 04:50 PER K32, HAVE THE CORONER START TOWARD INC ADDRESS
maubrey 08/18/16 03:23 PER A8 HAVE A UNIT RESPOND TO THOMAS HOME CENTER TO
ESCORT
AN XRAY TO SV
maubrey 08/18/16 03:01 DOJ NOTIFIED BY X7
lesh 08/18/16 02:20 ALL ADMIN TEXT SENT
lesh 08/18/16 02:18 SCENE SECURE SUSP 1144 FIRE ON SCENE PER A3
maubrey 08/18/16 01:33 RP ERIC THOMPSON - 630-3555 IS CONTACTING SAYING HE HEARD
SOMETHING LIKE A BOMB GO OFF, HE SAYS IT WAS LOUD AND HE HIT THE DECK
lesh 08/17/16 21:26 INFO TO CP1
lesh 08/17/16 21:25 HERMAN SAYS CORRECTED # 541-892-1694
maubrey 08/17/16 21:18 PER TACT DISP D11, A NEW SHELTER FOR EVACUATED MAC
RESIDENTS HAS BEEN SET UP AT JOYFUL HEALER CHURCH
maubrey 08/17/16 21:17 INFO TO TATC DISPATCHER D11
maubrey 08/17/16 21:17 PER THE RP - FULTON SUFFERS FROM A LOT OF MENTAL ILLNESS
AND RATHER THAN HURT OTHER PPL, HE WANTS TO GET SOME ONE TO HURT HIM
maubrey 08/17/16 21:14 RP CALLING IS DAVID'S UNCLE - LANSFORD, HERMAN -
541-892-1964 IS A MINISTER AND WANTS TO TALK W/ DAVID
lesh 08/17/16 19:20 UNABLE TO MAKE OUT MOST OF THE CONVERSATION, RP IS MUMBLING,
PHONE CUTTING OUT

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lesh 08/17/16 19:19 2 OF 2: ON THE OUT SEEM TO WANT TO COME IN .. THE PERSON THAT HAS BEEN CALLING IS GETTING IRRITATED, I'M GETTING IRRITATED"

lesh 08/17/16 19:19 1 OF 2: DAVID FULTON CALLONG ON 911: "I GOT OUTSIDE MY DOOR YELLING AT MY, LIKE THEY WANT TO LAST TIME .. THEY WANT ME TO GO AWAY AND TRYING TO GET ME TO COME OUT BEFORE DARK BUT LIKE IF YOU GUYS ARE DOING IT THEN ... OH I'M PERFECTLY FINE .. PEOPLE

jegomes 08/17/16 17:38 CSO4 HAS BEEN DISMISSED BY A3.

jegomes 08/17/16 17:13 CSO4 ENROUTE W/ A CSO VEHICLE.

jegomes 08/17/16 15:39 PER X7-REGARIND THE CERT/HSU, APD, FORTUNA PD, EPD HAVE ALL BEEN NOTIFIED.

jebraud 08/17/16 15:12 CIRT ACTIVATED

jebraud 08/17/16 13:46 PER A2 SEND REVERSE 911 SHELTER IN PLACE LIFTED EXCEPT REDWOOD CREEK APARTMENTS, OES BRIAN NOTIFIED

jebraud 08/17/16 12:16 MENDO SWAT ON SCENE

jebraud 08/17/16 11:48 MENDO HELO 10 OUT

nmccall 08/17/16 11:32 CP1 REQ ETA FROM MENDO

nmccall 08/17/16 11:28 CONTACT WAS MADE, OCCUPANTS IN H HAVE BEEN RESCUED.

jebraud 08/17/16 11:09 MENDO CONTACT ANDY PORTER 671-3786

jebraud 08/17/16 11:07 PER MENDO BEARCAT IS SOUTH OF GARBERVILLE AND HELO IS LIFTING OFF

jebraud 08/17/16 11:01 CAL OES CASE 206-LAW-26027 CONTACT JOHN 530-320-5134

jebraud 08/17/16 10:44 CSO WILLIAMS WILL PROVIDE TRANSPORT

jebraud 08/17/16 10:44 COAST GUARD NOTIFIED

jebraud 08/17/16 10:41 MENDO HAS 5 SWAT ENRT VIA CAL FIRE PLANE, WILL LAND AT COAST GUARD STATION

nmccall 08/17/16 10:40 MENTAL HEALTH ON SCENE

nmccall 08/17/16 10:30 CONTACT CID, HAVE X7 PHONE A3.

jebraud 08/17/16 10:18 BRIAN FROM OES SENDING OUT REVERSE 911

jebraud 08/17/16 10:10 MENTAL HEALTH WORKER ENRT

jebraud 08/17/16 10:01 DR number 201604167 assigned for agency HUMBOLDT CO SHERIFF

jebraud 08/17/16 10:01 MENTAL HEALTH NOTIFIED

nmccall 08/17/16 09:59 ARCATA UNITS IN POSITION SW CORNER

nmccall 08/17/16 09:58 APD CHECKING

nmccall 08/17/16 09:58 PER A2 CHECK WITH ARCATA FIRE TO SEE IF THEY HAVE A PRE-FIRE DRAWING

jebraud 08/17/16 09:53 REYNOLDS NOTIFIED FOR COMMAND VAN

nmccall 08/17/16 09:51 AMBULANCE ENROUTE TO STAGE

nmccall 08/17/16 09:49 HAVE MEDICAL STAGE, SUTTER/CENTRAL.

jebraud 08/17/16 09:49 STEWART ENRT ETA 20 FOR CNT

nmccall 08/17/16 09:49 REQ MEDICAL STAGE.

nmccall 08/17/16 09:48 PER X5 NEGATIVE ON AIR SUPPORT DUE TO SHOOTING

nmccall 08/17/16 09:47 A2 REQ CHP AIR SUPPORT

nmccall 08/17/16 09:47 MENDO COUNTY ENROUTE WITH BEAR CAT

jebraud 08/17/16 09:46 CNT AND TACTICAL DISPATCH REQUESTED

jebraud 08/17/16 09:45 CHP OFFERING HELO

nmccall 08/17/16 09:45 APD HAS TWO UNITS ENROUTE

jebraud 08/17/16 09:45 APD REQUESTED

nmccall 08/17/16 09:45 ALL INCOMING LAW ENFORCEMENT RESPOND TO THMA SHOME CENTER-1685 SUTTER RD

nmccall 08/17/16 09:42 REQ TWO APD UNITS CODE3

nmccall 08/17/16 09:41 CP IS THOMAS HOME CENTER.

nmccall 08/17/16 09:40 EPD UNITS ARE X21,X43,X62,R9.

jebraud 08/17/16 09:37 FISH AND GAME AJ BOLTON ENRT

jebraud 08/17/16 09:37 EPD ENRT

nmccall 08/17/16 09:36 SUBJ BARRICADED

nmccall 08/17/16 09:36 THOMAS HOME CENTER CPO LOCATIONS.

nmccall 08/17/16 09:35 MENDO COUNTY WAS CALLED FOR AGENCY ASSIST

nmccall 08/17/16 09:35 EPD ADVISED

nmccall 08/17/16 09:34 REQ THREE EPD UNITS CODE3 TO ASSIST WITH PERIMETER

nmccall 08/17/16 09:33 EAST AND WEST BLOCKED BY CHP-A2

nmccall 08/17/16 09:30 SUSP/ WMA 506-507 BALDING (GRY) MUSTANCHE- DRK CLOTHING.

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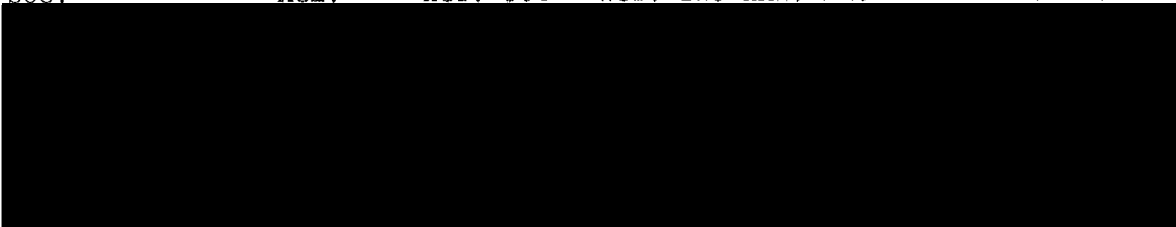
BASED ON STANCE APPEARS LONG RIFLE.
nmccall 08/17/16 09:30 STATE PARKS ON SCENE
nmccall 08/17/16 09:29 REQ BEAR CAT FROM MENDOCINO COUNTY
nmccall 08/17/16 09:29 CHP ADVISED.
nmccall 08/17/16 09:28 REQ CHP SHUT DOWN SUTTER RD EAST AND WEST OF INC LOCATION.
nmccall 08/17/16 09:24 THREE UNITS FROM STATES PARKS ENROUTE
nmccall 08/17/16 09:21 CHP COPIED
nmccall 08/17/16 09:21 CENTRAL TO PARK SHUT DOWN ON SUTTER
nmccall 08/17/16 09:21 REQ CHP SHUT DOWN SUTTER RD\
nmccall 08/17/16 09:20 REQ ALL UNITS TO ASSIST- COME IN FROM WEST ENTRANCE
nmccall 08/17/16 09:19 REVERSE 911--SHELTER IN PLACE
nmccall 08/17/16 09:19 REQ SWAT CALLOUT
nmccall 08/17/16 09:19 SUBJ IN THE STAIRWELL
nmccall 08/17/16 09:19 SHOTS FIRED
nmccall 08/17/16 09:14 UNITS FROM NATIONAL PARKS ON SCENE
nmccall 08/17/16 09:14 MOVEMENT IN THE WINDOW-Q27
nmccall 08/17/16 09:13 COMMAND POST -OFFICE. GETTING RESIDENTS OUT NOW
nmccall 08/17/16 09:10 PER A3 HAVE A8 START TOWARDS INC ADDR FOR NEGOTIATIONS (POSSIBLY IF NEEDED)
nmccall 08/17/16 09:08 CODE33 ISSUED PER Q45 REQUEST
nmccall 08/17/16 09:05 Q45 STAGING AT THE OFFICE
nmccall 08/17/16 09:05 Q27 CODE3 FROM HOLIDAY INN
nmccall 08/17/16 09:05 UNITS ADVISED TO RESTRICT RADIO TRF FOR MCK UNITS
nmccall 08/17/16 09:01 APPEARS TO BE A 22
nmccall 08/17/16 09:01 SHOTS AT THE STAIRWAY
nmccall 08/17/16 09:01 HE FIRED THE SHOTS AT THE OFFICE.
nmccall 08/17/16 09:00 RP HAS RECIEVED TWO THREATENING PHONE CALLS WITHIN THE LAST 20 MINS.
nmccall 08/17/16 09:00 RP HEARD THE GUNSHOTS, FIRED MOMENTS AGO
nmccall 08/17/16 08:59 HIS WIFE CAME OUT SAYING HE HAD FIRE SHOTS.
[cfstd] 08/17/16 08:59 Cross Streets : UNN 5 * SUTTER ROAD TRAILER PARK DR
nmccall 08/17/16 08:59 Inc Address changed to 1770 SUTTER RD at 08:59
nmccall 08/17/16 08:58 TENANT HAS A GUN AND HAS FIRED A COUPLE SHOTS
[cfstd] 08/17/16 08:58 Cross Streets : 1700-1776 CENTRAL AVE * WEIRUP LN

VEHICLES:

PERSONS:

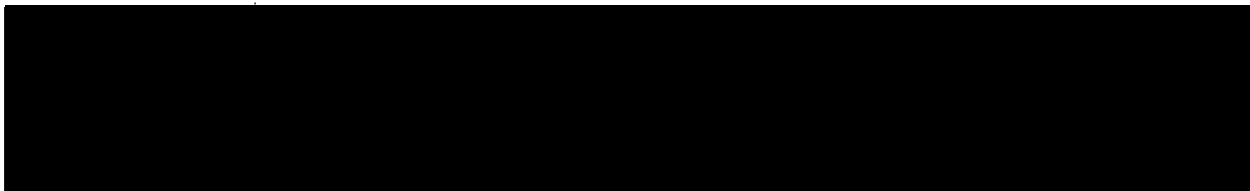
Type: Involved Party

NAME: ESHLEMAN, CAROL DOB: 19490106 RAC: W SEX: F
SOC: AGE: HGT: 504 WGT: 115 HAI: BRO EYE: BLU



Type: Involved Party

NAME: COLLINSON, KARLYE DOB: 19970515 RAC: X SEX: F
SOC: AGE: HGT: 507 WGT: 140 HAI: BRO EYE: BLU



Type: Involved Party

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NAME: MORGAN, MALIK DOB: 19960724 RAC: B SEX: M
SOC: AGE: HGT: 600 WGT: 170 HAI: BLK EYE: BRO



=====
CLEWS SUMMARY PROBATION RECORD
=====

Docket Number:

CR1405750PS

***** SUBJECT *****

Type: Involved Party

NAME: LUNDSFORD, HERMAN DOB: RAC: SEX:
SOC: AGE: HGT: WGT: HAI: EYE:

ARMED & DANGEROUS?

LSW: UNCLE OF DAVID 541-892-1694

MISCELLANEOUS:

Type: Involved Party

NAME: FULTON, DAVID DOB: 19571014 RAC: W SEX: M
SOC: AGE: 55 HGT: 506 WGT: 160 HAI: GRY EYE: BRO

ARMED & DANGEROUS? Yes

LSW:


RUNTIMES ASSOCIATED WITH CALL:

| UNIT | SUBUNIT | STATUS | TIME |
|------|---------|-----------|-------|
| 7K7 | | DISP | 10:44 |
| | | EN_ROUTE | 10:44 |
| | | OUT_SCENE | 11:12 |
| | | AVAIL | 08:26 |
| A14 | | DISP | 10:08 |
| | | EN_ROUTE | 10:19 |
| | | OUT_SCENE | 10:38 |
| | | AVAIL | 11:40 |
| A2 | HONSAL | DISP | 09:23 |
| | HONSAL | EN_ROUTE | 09:24 |
| | | OUT_SCENE | 09:55 |
| | | AVAIL | 21:16 |
| | | DISP | 07:05 |
| | | EN_ROUTE | 07:05 |

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| | | | |
|------|----------|-----------|-------|
| | | OUT_SCENE | 07:05 |
| | | AVAIL | 08:29 |
| | | DISP | 11:00 |
| | | EN_ROUTE | 11:00 |
| | | OUT_SCENE | 11:00 |
| | | AVAIL | 13:37 |
| A3 | | DISP | 09:09 |
| | | EN_ROUTE | 09:16 |
| | | OUT_SCENE | 09:55 |
| | | AVAIL | 04:45 |
| A6 | MILLER | DISP | 09:05 |
| | | EN_ROUTE | 09:08 |
| | | OUT_SCENE | 09:15 |
| | | AVAIL | 20:16 |
| | | DISP | 03:54 |
| | | OUT_SCENE | 03:54 |
| | | ENRT_HOSP | 17:11 |
| | | OUT_HOSP | 17:37 |
| | | AVAIL | 17:42 |
| A8 | FRIDLEY | DISP | 09:15 |
| | | EN_ROUTE | 09:25 |
| | | OUT_SCENE | 09:37 |
| | | AVAIL | 04:27 |
| A9 | | DISP | 09:25 |
| | | EN_ROUTE | 16:48 |
| | | OUT_SCENE | 16:48 |
| | | AVAIL | 04:55 |
| C50 | | DISP | 10:06 |
| | | AVAIL | 10:15 |
| | | DISP | 10:15 |
| | | EN_ROUTE | 10:19 |
| | | OUT_SCENE | 10:28 |
| | | AVAIL | 04:27 |
| CP1 | | DISP | 10:43 |
| | | EN_ROUTE | 10:52 |
| | | OUT_SCENE | 17:51 |
| | | AVAIL | 17:17 |
| CSO2 | SOETH | DISP | 07:13 |
| | | OUT_SCENE | 07:13 |
| | | AVAIL | 16:33 |
| K20 | FULTON | DISP | 10:44 |
| | | EN_ROUTE | 10:44 |
| | | OUT_SCENE | 10:59 |
| | | AVAIL | 05:04 |
| | | DISP | 07:49 |
| | | OUT_SCENE | 07:49 |
| | | AVAIL | 18:43 |
| | | DISP | 08:47 |
| | | OUT_SCENE | 08:47 |
| | | AVAIL | 16:06 |
| K32 | MUSSON_G | DISP | 10:44 |
| | MUSSON_G | EN_ROUTE | 10:44 |
| | | OUT_SCENE | 10:59 |
| | | AVAIL | 05:00 |
| | | DISP | 07:15 |
| | | EN_ROUTE | 07:15 |
| | | OUT_SCENE | 07:53 |
| | | AVAIL | 12:53 |
| K63 | HICKS_SN | DISP | 04:02 |
| | HICKS_SN | EN_ROUTE | 04:03 |
| | | OUT_SCENE | 04:21 |
| | | AVAIL | 06:59 |
| | | DISP | 07:00 |

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| | | | |
|-----|-----------|-----------|-------|
| | | OUT_SCENE | 07:00 |
| | | AVAIL | 15:54 |
| K84 | | DISP | 04:52 |
| | | EN_ROUTE | 05:20 |
| | | OUT_SCENE | 05:39 |
| | | AVAIL | 07:03 |
| L21 | BORGES | DISP | 09:22 |
| | | EN_ROUTE | 09:22 |
| | | OUT_SCENE | 09:55 |
| | | AVAIL | 11:32 |
| L72 | WAXLER_B | DISP | 00:57 |
| | | OUT_SCENE | 01:52 |
| | | AVAIL | 06:03 |
| Q27 | APONTE_S | DISP | 09:05 |
| | | EN_ROUTE | 09:06 |
| | | OUT_SCENE | 09:08 |
| | | AVAIL | 12:18 |
| Q28 | HELM | DISP | 09:02 |
| | HELM | EN_ROUTE | 09:03 |
| | | OUT_SCENE | 09:06 |
| | | AVAIL | 03:47 |
| | | DISP | 04:14 |
| | | EN_ROUTE | 04:14 |
| | | OUT_SCENE | 06:09 |
| | | CODE4 | 09:31 |
| | | AVAIL | 09:31 |
| Q45 | MELENDY_F | DISP | 09:02 |
| | MELENDY_F | EN_ROUTE | 09:03 |
| | | OUT_SCENE | 09:06 |
| | | AVAIL | 03:47 |
| | | DISP | 04:14 |
| | | EN_ROUTE | 04:14 |
| | | OUT_SCENE | 06:09 |
| | | CODE4 | 09:31 |
| | | AVAIL | 09:31 |
| Q56 | MAUS | DISP | 03:49 |
| | | EN_ROUTE | 03:50 |
| | | AVAIL | 06:06 |
| Q57 | SHERROD_A | DISP | 09:29 |
| | | OUT_SCENE | 09:29 |
| | | AVAIL | 11:38 |
| Q62 | BREWER_C | DISP | 03:23 |
| | | OUT_SCENE | 03:23 |
| | | ENRT_HOSP | 03:31 |
| | | OUT_HOSP | 03:47 |
| | | AVAIL | 03:54 |
| Q65 | WILCOX_P | DISP | 09:03 |
| | WILCOX_P | EN_ROUTE | 09:03 |
| | WILCOX_P | OUT_SCENE | 09:15 |
| | | AVAIL | 12:10 |
| | | DISP | 17:46 |
| | | EN_ROUTE | 17:46 |
| | | OUT_SCENE | 17:46 |
| | | AVAIL | 03:55 |
| | | DISP | 14:28 |
| | | OUT_SCENE | 14:28 |
| | | AVAIL | 17:31 |
| Q80 | ESGET_H | DISP | 09:22 |
| | | EN_ROUTE | 09:22 |
| | | OUT_SCENE | 09:55 |
| | | AVAIL | 11:32 |
| Q87 | HEAD_B | DISP | 09:22 |
| | | EN_ROUTE | 09:22 |

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| | | | |
|-----|------------|-----------|-------|
| | | OUT_SCENE | 09:55 |
| | | AVAIL | 11:29 |
| R16 | REYNOLDS_R | DISP | 10:08 |
| | | EN_ROUTE | 10:52 |
| | | OUT_SCENE | 17:51 |
| | | AVAIL | 19:47 |
| | | DISP | 04:58 |
| | | OUT_SCENE | 06:03 |
| | | AVAIL | 16:06 |
| R34 | KASTLER | DISP | 03:29 |
| | KASTLER | EN_ROUTE | 03:29 |
| | | OUT_SCENE | 03:29 |
| | | AVAIL | 09:04 |
| | | DISP | 12:02 |
| | | EN_ROUTE | 12:02 |
| | | OUT_SCENE | 12:02 |
| | | AVAIL | 12:52 |
| R36 | HOLT_K | DISP | 10:44 |
| | | EN_ROUTE | 10:44 |
| | | OUT_SCENE | 10:51 |
| | | AVAIL | 04:52 |
| R42 | | DISP | 03:15 |
| | | EN_ROUTE | 03:15 |
| | | OUT_SCENE | 03:15 |
| | | AVAIL | 14:27 |
| R47 | MOORE_C | DISP | 09:16 |
| | MOORE_C | EN_ROUTE | 09:16 |
| | | OUT_SCENE | 09:16 |
| | | CODE4 | 09:40 |
| | | AVAIL | 09:40 |
| | | DISP | 09:51 |
| | | EN_ROUTE | 09:51 |
| | | OUT_SCENE | 09:51 |
| | | AVAIL | 13:22 |
| R67 | | DISP | 09:15 |
| | | EN_ROUTE | 09:15 |
| | | OUT_SCENE | 09:15 |
| | | CODE4 | 16:56 |
| | | AVAIL | 17:24 |
| X1 | | DISP | 09:25 |
| | | EN_ROUTE | 09:25 |
| | | OUT_SCENE | 09:37 |
| | | OUT_SCENE | 09:46 |
| | | AVAIL | 04:31 |
| X13 | GOMES | DISP | 10:15 |
| | | EN_ROUTE | 10:15 |
| | | OUT_SCENE | 10:18 |
| | | AVAIL | 05:05 |
| X15 | MCCALL | DISP | 09:16 |
| | MCCALL | EN_ROUTE | 09:16 |
| | | OUT_SCENE | 09:16 |
| | | CODE4 | 09:40 |
| | | AVAIL | 09:40 |
| | | DISP | 09:51 |
| | | EN_ROUTE | 09:51 |
| | | OUT_SCENE | 09:51 |
| | | AVAIL | 13:22 |
| X5 | SWITHENBAN | DISP | 09:37 |
| | SWITHENBAN | EN_ROUTE | 09:37 |
| | | AVAIL | 09:40 |
| | | DISP | 09:40 |
| | | EN_ROUTE | 09:40 |
| | | OUT_SCENE | 09:40 |

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| | | | |
|-----|----------|-----------|-------|
| | | AVAIL | 12:34 |
| X7 | FREESE | DISP | 07:12 |
| | | EN_ROUTE | 07:12 |
| | | OUT_SCENE | 07:26 |
| | | AVAIL | 18:43 |
| X9 | | DISP | 10:15 |
| | | AVAIL | 10:15 |
| | | DISP | 10:15 |
| | | EN_ROUTE | 10:15 |
| | | OUT_SCENE | 10:27 |
| | | AVAIL | 04:53 |
| Y61 | | DISP | 10:32 |
| | | OUT_SCENE | 10:47 |
| | | AVAIL | 05:05 |
| Y68 | HAVENS_H | DISP | 04:02 |
| | HAVENS_H | EN_ROUTE | 04:03 |
| | | OUT_SCENE | 04:21 |
| | | AVAIL | 06:59 |
| | | DISP | 07:00 |
| | | OUT_SCENE | 07:00 |
| | | AVAIL | 13:38 |



<Address
City, State Zip
Phone No.>

HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 1

Case Number
201604167

Date: 01/18/2017

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Incident Case Number 201604167 Report Title SUPPLEMENTAL #1 - FIRST RESPONSE; ASSIST
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/18/2016 09:50:52
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 17 August 2016 at about 0858 hours, Deputy Melendy and I were dispatched to [REDACTED] apartment [REDACTED], in McKinleyville, Humboldt County, California; to investigate the report of possible shots being fired.

While en route, Sheriff's Office Dispatch advised us that the reporting party, identified as (R/P) [REDACTED], stated a male tenant who resides at the apartment complex had just "fired a couple shots" at the Manager's Office. The suspect was later identified as (S-1) [REDACTED] who resides at [REDACTED] apartment [REDACTED]. Due to the reporting party stating shots had been fired, I requested Lieutenant Miller be contacted and dispatched to the incident location.

We arrived at about 0905 hours and met with [REDACTED] inside the Manager's Office. He identified the suspect as being [REDACTED]. [REDACTED] showed us the front door of the Manager's Office, which is on the east side of the building. The east side of the Manager's Office faces the apartment building in which [REDACTED] resides. [REDACTED] pointed out a hole and splintered wood near the upper right hand side of the door and frame. He stated he believed the damage to be that from a bullet, which he stated was fired by [REDACTED].

I observed the damage to the door. Based on my training and experience, the damage was consistent with a gunshot, as [REDACTED] believed. Upon viewing the bullet hole, I advised [REDACTED] and other office staff that the Manager's Office did not appear to be safe in the event any further shots were fired. I advised them to move to the rear of the Manager's Office and stand by at that location.

Officer 1284 HELM MATTHEW Report Date 08/18/2016
 Supervisor Review 0752 SWITHENBANK KENNETH M Review Date 08/24/2016
 Distribution _____



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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 1

Case Number
201604167

Date: 01/18/2017

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until further advised.

I advised Sheriff's Dispatch that I had initiated the Incident Command System (ICS) and designated the rear of the Manager's Office as the temporary Incident Command Center. Due to being the senior law enforcement officer on-scene, I took on the role of the Incident Commander until I was properly relieved.

Soon after this, Captain Thompson and Lieutenant Miller arrived at out location. Other deputies that arrived on-scene to assist were: Deputy Aponte, Deputy P. Wilcox, and Deputy Mowrey. Two U.S. National Parks Rangers also arrived to assist with the incident, but their identities are unknown to me.

I began briefing Captain Thompson and Lieutenant Miller concerning the incident. After which I turned over the Incident Command to Captain Thompson.

During the briefing, it was decided that a perimeter was needed to contain the area. I observed Deputy Mowrey retrieve his patrol rifle and walk towards the southwest corner of the apartment building located directly north of the Manager's Office. I also observed Deputy Aponte and a U.S. National Parks Ranger standing in the parking lot near the southwest of the Manager's Office. All units on-scene were getting ready to create a perimeter to contain the scene.

I began to walk towards my patrol vehicle, which was parked in the lot to the west of the Manager's Office. I heard the U.S. National Parks Ranger near Deputy Aponte yell something to the effect of: "They're coming out!" He was in a position to view [REDACTED] apartment and it was my belief he was stating somebody was exiting that apartment. This was at about 0919 hours.

Suddenly I heard the sound of gunfire coming from the direction of [REDACTED] apartment complex. I heard two (2) to three (3) shots, and then I heard the sound of Deputy Mowrey returning fire from his position. I heard Deputy Mowrey fire approximately two (2) shots and I looked over and saw him at the same position he was at as we were setting up the perimeter. Deputy Melendy and I took cover behind the Manager's Office. I was unable to view where the initial shots were coming from due to the Manager's Office concealing my view.

I attempted to move around to the northeast side of the Manager's Office to view [REDACTED] apartment. I overheard a law enforcement officer on-scene yell: "He went back inside!" I did not observe [REDACTED], so I made a tactical retreat back to the rear of the Manager's Office to where I had cover and concealment.

I remained at this location, on the inner perimeter, for several hours with Deputy Melendy as other resources and SWAT officers arrived. Later in the afternoon, Deputy Melendy and I were moved to an outer perimeter position to the rear of [REDACTED] apartment. We remained at this location until relieved at around 1900 hours. Deputy Melendy and I were ordered to return to the scene at 0400 hours the following day.

On 18 August 2016 at about 0400 hours, Deputy Melendy and I responded to the Command Post for assignment by Lieutenant Miller. We were briefed on what had occurred prior to our arrival and were told there had been an exchange of gunfire

Officer 1284 HELM MATTHEW

Report Date 08/18/2016

Supervisor Review 0752 SWITHENBANK KENNETH M

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 1

Case Number
201604167

Date: 01/18/2017

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between [REDACTED] and the SWAT team. We were also advised [REDACTED] was deceased on-scene.

Lieutenant Miller directed us to check the apartment complex and area for signs of damage from bullets that may have strayed during the exchange of gunfire. We checked all of the apartment buildings and vehicles parked in the area, down range from [REDACTED] apartment. The lighting was dark, but we were unable to find any signs of stay bullets.

A short time later, Deputy Coroner Charlie Van Bushkirk arrived at the incident location to take custody of [REDACTED] body. We were signed-in to the Crime Scene log at about 0547 hours by Deputy Lamb so that we could assist Deputy Coroner Van Bushkirk with the body removal.

Deputy Melendy and I assisted with removing [REDACTED] from the ambulance and placing him on the coroner's gurney. We helped place [REDACTED] in a body bag, after which Deputy Coroner Van Bushkirk secured him in his transport vehicle.

Once we completed that task, Deputy Melendy and I assisted Detective Hicks with his investigation into the incident. We helped by marking and placing evidence placards on the ground marking evidence in front of [REDACTED] apartment building.

When we finished assisting Detective Hicks, Deputy Melendy and I continued to check the apartment complex for signs of stray bullets. This included the roof of the Manager's Office. I requested, through Lieutenant Miller, that Arcata Fire Department respond with a ladder to help with checking the roof of the Manager's Office. When they arrived, two firefighters scaled the ladder and checked the roof. No signs of stray rounds were found on the roof. I provided this information to one of the Department of Justice Investigators on-scene.

Deputy Melendy and I completed assisting officers at the crime scene and exited at about 0900 hours. It was noted in the Crime Scene log.

Refer to all other supplemental reports and the initial report for other details not mentioned in this supplemental. Any further action or leads are subject to further investigation by the Criminal Investigations Division (CID) of the Sheriff's Office.

Nothing further.

Officer 1284 HELM MATTHEW

Report Date 08/18/2016

Supervisor Review 0752 SWITHENBANK KENNETH M

Review Date 08/24/2016

Distribution _____



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City, State Zip
Phone No. >

HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 2

Case Number
201604167
Date: 01/18/2017
Page: 1 of: 4

Incident Case Number 201604167 Report Title SUPPLEMENTAL
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/18/2016 09:51:21
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense
 Offense Code _____ CSA _____ Location _____
 Description _____

Person
 Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On Wednesday, August 18, 2016, I was working patrol in a marked Humboldt County Sheriff's Office patrol vehicle - a Ford Police Interceptor Utility (Unit #:07173) painted black with white doors, a gold 7-point star, and gold "SHERIFF" lettering. I was assigned to the North Area Command, and responsible for handling calls for service in the areas of Humboldt County north of Arcata (McKinleyville, Trinidad, and Orick) and west of Lord Ellis Summit on State Highway 299. I was wearing a full HCSO uniform consisting of a tan short-sleeve shirt, black leather duty belt, olive green pants, and black boots. My shirt had "S. APONTE" embroidered above the right chest pocket, department-issued "HUMBOLDT SHERIFF" patches on each sleeve, and a silver-and-gold-colored Deputy Sheriff badge in the shape of a 7-point star (#527).
 On my duty belt I was wearing a dual-magazine pouch, key holder, department-issued Glock 22 pistol (S/N: [REDACTED]) in a Safariland holster, key pouch, flashlight ring, radio holder with department-issued Kenwood Nexedge radio, flashlight, TASER X26P (S/N: [REDACTED]) in a Blackhawk holster, baton ring, OC spray in a leather holder, and double handcuff pouch.
 My pistol was loaded with 16 rounds of department-issued .40S&W-caliber Winchester Ranger JHP ammunition - 15 rounds in the magazine and one round chambered. My two additional magazines were loaded with 15 rounds each of the same type of ammunition.
 At approximately 0903 hours I completed a follow-up detail at the Holiday Inn Express, 3107 Concorde Dr., McKinleyville. When I got back into my patrol vehicle

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I observed a "Shots Fired" call in the CAD queue on the in-vehicle mobile data terminal. The call was at the Redwood Creek Apartments, ██████████, McKinleyville, and Deputies Helm, Melendy, and Wilcox were assigned. I notified Dispatch that I would respond to assist. I responded "Code 3" with my patrol vehicles overhead emergency lights, consisting of a forward-facing solid red light and alternating red and blue strobes, and siren activated.

██████████ is located in an apartment complex consisting of several buildings numbered from ██████████. The buildings are arranged in a "U" shape around a parking lot and central grassy area. The grassy area has a playground and management office. The property is bordered on the north by Sutter Rd., the south by Sandpiper Ln. (separated by a chain-link fence), west by an accountant's office and additional apartments, and the east by a mobile home park. The building numbered ██████████ is on the east side of the property adjacent to the mobile home park and north of ██████████, which is located in the southeast corner. The property has two driveway entrances, on the west and the east. The driveway and parking lot is "U" shaped when viewed from above.

I arrived in the area and did not observe the patrol vehicle used by Deputies Helm and Melendy from Sutter Rd. I entered the complex using the east driveway. As I drove through the parking lot, I drove past ██████████ and did not observe any Sheriff's Office patrol vehicles or any subjects outside. I continued driving through the parking lot and observed a Sheriff's Office patrol vehicle parked near the management office. The management office is located in the southwest corner of the grassy area in the center of the complex. The office consists of a small building that is approximately 40-feet by 40-feet. I observed Deputies Helm and Melendy standing on the west side of the building talking to a male subject. I parked along the northeast curb approximately 30 feet from the southwest corner of the management office. My patrol vehicle was facing with the front end pointed toward the northwest.

I exited my patrol vehicle and removed my department issued Colt M16A1 rifle (S/N: ██████████) from the rack between the driver and passenger seats. Seated in the magazine well was a 30-round magazine holding 30 rounds of department-issued 5.56mm full-metal-jacket ammunition. Attached to the buttstock of the rifle was a nylon pouch holding a 20-round magazine containing 20 rounds of the same ammunition. Also attached to the rifle was a nylon V-Tac two-point sling. After removing the rifle from the rack, I pulled the charging handle and loaded a single round into the chamber. I checked the rifle and ensured the fire-selector switch was in the "Safe" position.

I contacted Deputy Helm who told me that a subject who resided in ██████████ had fired multiple times toward the manager's office. Deputy Helm showed me the location of the suspect's apartment.

The building numbered ██████████ is approximately 100 feet long by approximately 35 feet wide. When viewing from the west the building appears as two buildings

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sharing a wall in the center. Each half of the building has four apartments - two upstairs and two downstairs. Each half of the building has a stairway between the right and left side units. Apartment [REDACTED] when viewed from the west is the left side unit on the upper floor. Visible from the west are two doors at the top of the stairs. Behind the doors, based on my prior experience responding to the complex, is a storage area with a water heater for the units. The entry doors for each apartment are on the walls perpendicular to the wall containing the water heaters, and were not visible from my location at the manager's office. Along the west-facing wall of the building, I could see that Apartment [REDACTED] had two windows. After speaking with Deputy Helm I moved to the southwest corner of the management office to observe the suspect's apartment. There was a tall tree in my line of vision that prevented me from seeing the suspect's apartment. I returned to my patrol vehicle and took up a position of cover behind the driver-side rear corner. I pointed my rifle in the direction of 1770 and kept it in a "low ready" position with the muzzle pointed slightly down. I maintained this position for several minutes as we waited for additional resources to arrive on scene. I observed occasional movement in the windows of Apartment [REDACTED] I reported this information to other deputies on scene. I retrieved an 8X monocular from inside my patrol vehicle and watched the window to see if I could determine who was looking out. I was unable tell who was at the window of the apartment. I started walking back to the management office to speak with Deputy Helm. As I approached the office, I heard several gunshots to the east, in the direction of [REDACTED]. Due to the presence of a tall tree blocking my view, I was unable to observe if the subject in Apartment [REDACTED] was the shooter. I broadcast on the radio that shots had been fired. I observed Deputy Mowrey on the north side of the management office with his rifle pointed toward the east. I heard multiple additional shots from Deputy Mowrey's direction. I did not see if Deputy Mowrey had fired his rifle. I ran toward Deputy Mowrey's position to provide cover for him as he moved forward toward an area with minimal cover and concealment. I did not hear any additional shots after hearing the shots from Deputy Mowrey's direction. Due to being unable to observe the threat, I did not fire my rifle. I was not injured during the incident. Deputy Mowrey and I moved to the southwest corner of the management office so we could get a better view of Apartment [REDACTED]. I was unable to see Apartment [REDACTED] due to a tree blocking my view. I observed a white Honda Ridgeline pickup in the parking lot approximately 20 feet south of the management office. From my position it appeared that a clear view of Apartment [REDACTED] could be obtained from behind the pickup. Deputy Mowrey and I moved to a position behind the Ridgeline. Deputy Mowrey took up a position behind the front end, and I took up a position behind the bed of the truck. I pointed my rifle in the direction of [REDACTED] and scanned the area. From my position behind the Ridgeline, I could observe the west-facing wall of

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█████. From my position Apartment █████ was the left side apartment on the upper floor. Apartment █████ had two windows facing west. One window, the south window, had the blinds closed. I could see a gap between two of the blinds forming a black triangle when viewed from my position. It appeared as if the blinds were separated so a subject inside the residence could look out. The north window's blinds were not opened, but appeared to have been turned so that someone inside could look out. I was unable to tell if anyone was looking out the window. After several minutes the blinds at the north window were turned so they blocked the window. At the same time the blinds at the south window were closed completely. I informed other units and the incident commander that the blinds had been closed.

As I watched, I observed the blinds of the south window partially open at random intervals, but never observed who had opened them. I did not observe anyone exit the apartment during my time on scene.

At approximately 1130 hours, Deputy Walker arrived at the management office and relieved me from my position behind the Ridgeline. I returned to the management office to await further instructions. At approximately 1200 hours, Lieutenant Miller requested I return to the Command Post to return to my patrol duties. At approximately 1218 hours, I left the scene to return to patrol. Due to being inside the inner perimeter, I left my patrol vehicle on scene and later retrieved it on the morning of August 18 after resolution of the incident.

Supplemental report completed for documentation purposes. Nothing further.

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Incident Case Number 201604167 Report Title O. I. S. SUPPLEMENTAL
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/18/2016 15:04:13
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type WITNESS
 Name Type LEGAL Last [REDACTED]
 Address Type HOME Address [REDACTED]
 City MCKINLEYV State CALIFORNIA Zip 95519 Phone [REDACTED]
 DOB [REDACTED] Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type WITNESS
 Name Type LEGAL Last [REDACTED] Middle _____
 Address Type HOME Address [REDACTED] Apartment _____
 City MCKINLEYVILLE State CALIFORNIA Zip 95519 Phone [REDACTED]
 Address Type HOME Address [REDACTED] Apartment [REDACTED]
 City MCKINLEYV State CALIFORNIA Zip 95519 Phone [REDACTED]
 DOB [REDACTED] Height _____ Weight _____
 Hair Color [REDACTED]

Person Type WITNESS
 Name Type LEGAL Last [REDACTED] Middle _____
 Address Type HOME Address [REDACTED] Apartment [REDACTED]
 City MCKINLEYV State CALIFORNIA Zip 95519 Phone [REDACTED]
 DOB [REDACTED] Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type WITNESS
 Name Type LEGAL Last [REDACTED]

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|--------------|---------------|----------------|------------|-----------|------------|
| Address Type | HOME | Address | [REDACTED] | Apartment | [REDACTED] |
| City | MCKINLEYVILLE | State | CALIFORNIA | Zip | 95519 |
| Phone | [REDACTED] | | | | |
| Address Type | HOME | Address | [REDACTED] | Apartment | [REDACTED] |
| City | MCKINLEYVILLE | State | CALIFORNIA | Zip | 95519 |
| Phone | [REDACTED] | | | | |
| DOB | [REDACTED] | Height | [REDACTED] | | |
| Hair Color | [REDACTED] | Driver License | [REDACTED] | State | [REDACTED] |

Narrative/Summary

Narrative

Incident notification 8-17-2016 at around 0900 hours.

On 8-17-2016 at around 0900 hours, I, Investigator G. Musson, was in the Humboldt County Sheriff's Office Criminal Investigations Division in Eureka, when I overheard a call for service in the 1700 block of Sutter Road, McKinleyville with a possible active shooter being broadcasted over the radio. A short time later, I heard a Deputy call out shots fired. At around 1040 hours, Humboldt County Sheriff's Office Detective Sergeant D. Freese assigned Investigator Fulton and I to this case, with Fulton being assigned as the primary Investigator. I was assigned as a secondary Investigator to assist Fulton. At 1100 hours, Investigator Fulton and I arrived on scene at the command post, located in the parking lot of the Thomas Home Center on Sutter Road. Upon arrival, I observed numerous personnel on scene including Undersheriff W. Honsal, Captain K. Thompson, Lt. B. Quenell, HCSO S.W.A.T. and numerous Sheriff's Office, other law enforcement and Arcata Fire Department personnel.

Investigator Fulton and I met with Humboldt County District Attorney's Office Investigators S. Dunn and M. Kirkpatrick who were part of the Critical Incident Response Team. Investigators Dunn, Kirkpatrick, Fulton and I waited around the Command Post for some time before the Mendocino County Sheriff's Office S.W.A.T. Team arrived with their Bear Cat armored vehicle. The Bear Cat was used to safely extract citizens from the apartment building located at 1770 Sutter Road where the shooter, [REDACTED] was held up. The Bear Cat began bringing the apartment residents out to the C.P. where Investigator Dunn and I conducted interviews with [REDACTED]. It should be noted that [REDACTED] drove up to the C.P. wanting to speak to law enforcement about his friend, the suspect [REDACTED] came out of [REDACTED] and [REDACTED] apartment at around 0120 hours. (See Investigator Dunn's report regarding those interviews.)

During the afternoon hours, along with Investigators Kirkpatrick and Fulton, I participated in the round count of the Officers and Deputies that were on scene during the initial shots fired incident. It should be noted that as far as we knew at this point in the investigation, HCSO Deputy J. Mowrey was the only law

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enforcement officer who had returned fire during the incident with [REDACTED]. Deputy Mowrey had already been cleared from the scene and sent to the office so his gear could be documented. I took photographs of all the involved law enforcement personnel, along with their rifles, pistols, Tasers and a shotgun. Also photographed were the magazines that accompanied all firearms along with the ammunition. I later copied the digital photographs onto a DVD and booked them into evidence.

About an hour after the last shooting incident, Investigator Fulton and I took each H.C.S.O. SWAT Operator aside where I took photographs of them separately. I also photographed all of the chemical agents that HCSO SWAT took to the apartment for deployment. Sgt. Massaro, advised me the bag containing the chemical agents were all the team had, and none were deployed.

I remained on scene until around 0500 hours of the 18th. I returned to the HCSO main office where Investigator Fulton and I met with Sgt. Freese. It was decided that the Critical Incident Response Team would meet back at the C.P. at 0800 hours to conduct a canvass of the apartment complex.

[REDACTED]
On 8-18-2016 at 0755 hours, I arrived at the apartment complex Command Post for a briefing with Sgt. Freese and the C.I.R.T. Eureka Police Department Detective A. Cosetti and I were assigned to attempt contact with all the residents on the second floor of the buildings on the south and west side of the complex. I was advised by an unknown Deputy that the resident at [REDACTED] had some video footage he wanted to give to law enforcement. Detective Cosetti and I started at [REDACTED] where we met the occupant, [REDACTED]. [REDACTED] told Cosetti and I he was the only occupant of the apartment. [REDACTED] is on the west side of the complex, directly across from [REDACTED] apartment with a clear line of sight. [REDACTED] told Cosetti and I that he was home during the entire incident, and had taken videos of the incident with the exception of the initial shots being fired in the early morning hours of the 17th. [REDACTED] handed me an SD card containing 13 video files. I asked [REDACTED] when he started filming. [REDACTED] said he deleted some of the footage when there was nothing going on. I asked [REDACTED] if he had the separate shooting incidents filmed. [REDACTED] was sitting on the front steps when the last gunfight took place. [REDACTED] said he watched [REDACTED] walk down the steps. [REDACTED] described the white flashes going off, saying he didn't know if [REDACTED] poked out the window or the door.

While standing on the front steps of [REDACTED] apartment, I could plainly see the Bear Cat parked at the base of [REDACTED] stairs as well as the full front of [REDACTED] apartment. I asked [REDACTED] who [REDACTED] was since he mentioned her name. [REDACTED] said [REDACTED] was the [REDACTED] of [REDACTED]. Kennedy said he could clearly see the complex at night due to the lighting. [REDACTED] said he didn't get the first

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gunfight recorded because he was setting things up.

I asked [redacted] if he knew when the first shots were fired in the morning. [redacted] said it all started at about 0830 hours. [redacted] said he was a victim of an assault the day earlier so when he saw the first Deputy show up he thought the Deputy was there to talk to him about the report. [redacted] said he went over to the office to speak to the manager about surveillance at around 0730 hours. At around 0815 hours, [redacted] was downstairs talking to his neighbor when he heard two pops. [redacted] thought it was just firecrackers going off so he didn't think much of it. A few seconds later more shots rang out. At about this time, a downstairs neighbor, [redacted] unknown last, came out asking who was shooting a gun. [redacted] thinks the last two shots went into the manager's office. When the second volley of shots went off, [redacted] was able to figure out where the shots were coming from. [redacted] said the shots came from the direction of [redacted] apartment where he saw [redacted] pushing [redacted] into their apartment. Initially [redacted] thought [redacted] was being held against [redacted] will by two guys. [redacted] said Cosetti and I knew the rest. I explained to [redacted] that we needed all viewpoints of the incident. At this point, I went back to seeing [redacted] pushing [redacted] into the apartment. [redacted] said [redacted] and [redacted] were on the second floor porch. [redacted] said a short time later, [redacted] and the apartment managers, [redacted] [redacted] and [redacted] had all came out and met in the middle of the parking lot in front of [redacted] Road. [redacted] then walked back upstairs into her apartment. At this point [redacted] thought [redacted] was part of it, or was protecting someone who is part of the incident.

I asked [redacted] when the Deputies arrived on scene. [redacted] said it was after the first two sets of shots. About 6-12 Deputies showed up in front of [redacted] apartment. [redacted] said he was on the floor of his apartment setting up his camera equipment when there were about 10-15 shots fired. [redacted] said all of the cops were massed behind the office when the shots were fired. I asked [redacted] what the shots sounded like after the cops showed up. [redacted] said the shots sounded different. [redacted] said [redacted] told him that [redacted] had a .22 caliber rifle. I asked [redacted] if he heard [redacted] or the cops say anything, [redacted] said no. I took possession of the video footage and concluded the interview.

[redacted] interview 8-18-2016 @ [redacted]
At 0902 hours, after speaking with [redacted] Cosetti and I went to [redacted] where we contacted [redacted]. The following is a summary of [redacted] statement: I asked [redacted] if he was home during the morning and evening, he said yes. I asked if anyone else was home with him. [redacted] said his [redacted] was home. [redacted] said he was in the living room looking out the window which is directly across from [redacted] apartment. I asked [redacted] what he saw in the morning. [redacted] said [redacted] was shooting at the office. [redacted] then said he didn't see it, but heard the shots. [redacted] said

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the Deputies were by the office when the shots were fired. I asked [redacted] if he saw or heard the shots before the Deputies showed up, he said no. I asked how many shots he heard fired when the Deputies showed up. [redacted] said 3-5 shots. I asked if the shots sounded like they all came from the same area. [redacted] said he was in the office signing some papers when the manager got a call. [redacted] said a few minutes later is when the rounds hit the door in the office. I asked if he heard the shots hit the building. [redacted] said he saw one bullet strike on the door area. I asked [redacted] if he saw the incident that night around 0200 hours. [redacted] said he heard the Deputies trying to talk to the guy. At around 0000 hours, [redacted] went to sleep in the back bedroom. At around 0100 hours, [redacted] was woken up by a big shot. [redacted] went out to the living room window to see what was going on. [redacted] said he couldn't see what happened but a few minutes went by with the cops trying to talk to [redacted] by the megaphone when the shooting started. I asked [redacted] where [redacted] was at the time. [redacted] said [redacted] was sleeping in [redacted] bedroom. I asked if there was anything else we needed to know, [redacted] said no. Cosetti and I concluded the interview at this time.

[redacted]

At 0914 hours, Detective Cosetti and I went to [redacted] where we contacted [redacted]. The following is a summary of [redacted] statement: [redacted] said [redacted] was just looking out [redacted] living room window. [redacted] has an unobstructed view from [redacted] living room window of [redacted] apartment directly across the parking lot. [redacted] asked about [redacted] if [redacted] was ok. [redacted] said [redacted] heard the shooting when [redacted] got out of bed. I asked [redacted] if [redacted] was home in the morning. [redacted] said [redacted] got out of bed at around 0750 hours. I asked [redacted] to tell me about what [redacted] heard and saw. [redacted] said [redacted] opened [redacted] blinds and looked outside when [redacted] saw the manager [redacted] hurrying away from [redacted] apartment towards the office. Not long after that, [redacted] saw the Deputies arrive on scene. [redacted] said [redacted] kept looking out the window. I asked if [redacted] saw something alarming happen, [redacted] said no. I asked what the cops were dressed like. [redacted] said they were wearing green pants and tan shirts. [redacted] said later other cops showed up wearing helmets and jackets with Sheriff on the back. I asked if anything happened after the cops showed up. [redacted] said they took [redacted] to safety. I asked [redacted] if [redacted] heard any shots fired after the cops showed up. [redacted] said [redacted] heard a few shots that sounded like firecrackers, but knew better. [redacted] said one cop had a shotgun. Another cop had a rifle. [redacted] said [redacted] watched all day because [redacted] knew they would be on the news. I asked if anything exciting happened, [redacted] said no. At about 1 something in the morning, [redacted] heard shots and thought [redacted] blinds were open. [redacted] said [redacted] blinds were open when [redacted] woke up the day before. When [redacted] heard the gunfire that

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morning, the blinds were closed. [REDACTED] said [REDACTED] watched the people being evacuated by the Bear Cat during the day. Detective Cosetti asked [REDACTED] if she knew [REDACTED] she said no. I asked [REDACTED] if [REDACTED] saw anything during the evening. [REDACTED] said after [REDACTED] was awoken by the gunshot at 1 in the morning [REDACTED] looked out and saw the spotlight being pointed at [REDACTED] apartment. The cops were using the bullhorn to talk to [REDACTED]. [REDACTED] said [REDACTED] heard the cops say put your gun down. [REDACTED] responded no, no. I asked [REDACTED] what else [REDACTED] saw. [REDACTED] said the cops were keeping the spotlight on the apartment when [REDACTED] went back to bed because [REDACTED] takes medicine at night that makes [REDACTED] sleepy. I asked [REDACTED] if [REDACTED] heard any of the shots. [REDACTED] said she got back up at around 0200 hours when there was a lot of shots fired. [REDACTED] looked out and saw white smoke billowing out of the apartment. I asked [REDACTED] if [REDACTED] heard any demands from the cops. [REDACTED] said the cops were telling [REDACTED] to drop his gun and come out. Again [REDACTED] said no. [REDACTED] said this happened three to four times. [REDACTED] said [REDACTED] heard the demands from [REDACTED] bedroom. [REDACTED] said [REDACTED] knew [REDACTED] was dead when [REDACTED] saw someone carrying [REDACTED] down the stairs. Cosetti asked how [REDACTED] was carried down, she couldn't say. [REDACTED] said [REDACTED] saw the body being placed on a gurney. Cosetti and I concluded the interview at this time.

[REDACTED]
On 8-18-2016, Detective Cosetti and I went to [REDACTED] where we contacted [REDACTED]. I asked [REDACTED] if [REDACTED] was home in the morning when the incident started, [REDACTED] said yes. I asked [REDACTED] if she saw anything. [REDACTED] said at around 0900 hours, [REDACTED] woke to what [REDACTED] thought was [REDACTED] screaming. [REDACTED] got up hearing a [REDACTED] voice yelling. [REDACTED] heard some shooting. [REDACTED] looked out [REDACTED] west facing bedroom where [REDACTED] saw the Sheriff's cars and the Deputies.

Over the years, [REDACTED] has seen [REDACTED] doing crazy things. About 2-3 months ago, [REDACTED] had come out to the parking lot with a metal pole, screaming. [REDACTED] struck the handicap sign by [REDACTED] car. [REDACTED] said [REDACTED] thinks [REDACTED] wanted to hit [REDACTED] car, but hit the sign instead. [REDACTED] said [REDACTED] didn't call 911 because [REDACTED] left that night. [REDACTED] said [REDACTED] has lived in the apartment for about two years, but has been there long enough to tell [REDACTED] to stay away from [REDACTED]

I referred back to [REDACTED] waking up and seeing the cops outside. [REDACTED] said [REDACTED] went to the front window and looked out, which overlooks the parking lot and the front of [REDACTED] apartment. [REDACTED] said people were texting [REDACTED] asking if [REDACTED] and [REDACTED] were ok. [REDACTED] said [REDACTED] didn't get any notification from the Sheriff's Office of the incident. [REDACTED] said [REDACTED] had pieced together enough information from the internet that [REDACTED] knew it was [REDACTED] who was causing the problem. [REDACTED] said [REDACTED] went to the back bedroom where [REDACTED] saw a Deputy outside

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the window. The Deputy told [REDACTED] would be ok. [REDACTED] said [REDACTED] was by [REDACTED] front window after 1 in the morning when [REDACTED] window was broke out by a loud boom, possibly a grenade. [REDACTED] said after the blast, the tone changed by the person giving the orders by bullhorn. [REDACTED] said [REDACTED] could see [REDACTED] front door from [REDACTED] kitchen table so [REDACTED] was afraid [REDACTED] may be hit by a random bullet, therefore [REDACTED] wasn't watching all the time. I asked [REDACTED] if [REDACTED] saw any of the shooting. [REDACTED] said [REDACTED] saw the shooting after the grenade, and saw the cops get [REDACTED] out of the situation. [REDACTED] said after [REDACTED] left there were shots fired by the Bear Cat crew. [REDACTED] said [REDACTED] heard the cops saying put the weapon down several times after the shots were fired. [REDACTED] said [REDACTED] saw that the cops handled themselves "amazingly. The cops took their time with every single thing they did." [REDACTED] said the cops were "amazing and weren't quick to the trigger." After this incident, [REDACTED] [REDACTED] now wants to be a first responder.

[REDACTED] asked what happened in the morning which triggered this event. [REDACTED] said [REDACTED] had heard several takes on what happened but didn't know for sure. [REDACTED] told Cosetti and I that the neighbors in unit [REDACTED] were out of town during the incident so we wouldn't find anyone home. The interview was concluded at this time.

After finishing the canvass, I returned to the HCSO main office where I copied the videos from [REDACTED] onto my computer so I could make copies for Investigator Fulton and the District Attorney's Office. I also copied these interviews onto CD and booked it into evidence.

Disposition: Closed by report.

Officer 1701 MUSSON GREGORY

Report Date 08/18/2016

Supervisor Review 0896 FREESE DIANA M

Review Date 09/14/2016

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 4

Case Number
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Incident Case Number 201604167 Report Title CRISIS NEGOTIATIONS TEAM SUPPLEMENTAL
Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/18/2016 16:51:11
Name/Business Name _____ Incident Location [REDACTED]
Case Clearance _____ Case Clearance Date _____

Offense
Offense Code _____ CSA _____ Location _____
Description _____

Person
Person Type INVOLVED PERSON
Name Type LEGAL Last FRIDLEY First MIKE Middle _____
Address Type WORK Address 826 4TH ST Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707) 445-7251
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type INVOLVED PERSON
Name Type LEGAL Last [REDACTED] First [REDACTED] Middle [REDACTED]
Address Type HOME Address [REDACTED] Apartment [REDACTED]
City MCKINLEYVILLE State CALIFORNIA Zip 95519 Phone [REDACTED]
DOB [REDACTED] Age [REDACTED] Sex [REDACTED] Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type INVOLVED PERSON
Name Type LEGAL Last STEWART First ERNIE Middle _____
Address Type WORK Address 826 4TH ST Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707) 445-7251
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type INVOLVED PERSON
Name Type LEGAL Last LAMERS First MARK Middle _____

Officer 1351 AKANA JASON Report Date 08/18/2016
Supervisor Review 0884 STEWART ERNEST D Review Date _____
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Address Type WORK Address 720 WOOD ST Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707) 407-0675
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type INVOLVED PERSON
Name Type LEGAL Last PENA First EDDIE Middle _____
Address Type WORK Address 720 WOOD ST Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707) 499-7764
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Person Type INVOLVED PERSON
Name Type LEGAL Last SCHLESIGER First MORGAN Middle _____
Address Type WORK Address 826 4TH ST. Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707) 445-7251
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 08/17/16 at about 0956 hours, I was working my assigned shift in Court Services. I was requested by Deputy Joseph CONLIN to return to the Court Services Office as soon as possible, which I did. Deputy CONLIN notified me that there was an active shooter situation in McKinleyville, and I needed to call HCSO dispatch for more information, which I did. HCSO dispatch informed me that because I am one of the crisis negotiators that they needed me to respond to an active shooter situation at [REDACTED] in McKinleyville. Dispatch advised me to meet at the command post which had been set up at the Thomas Home Center parking lot located at 1685 Sutter Rd. in McKinleyville. I responded from the HCSO main office at 0956 hours and arrived on scene at 1030 hours.

I met with fellow crisis negotiator Lt. Mike FRIDLEY, (P)FRIDLEY, who gave me a brief on the situation and told me that we were on standby until the SWAT team was able to evacuate as many neighbors as possible. Lt. Ernie STEWART, (P)STEWART who is also a crisis negotiator arrived shortly thereafter and (P)FRIDLEY briefed him also. Shortly after (P)STEWART arrived, two mental health clinicians arrived to assist with negotiations, they were, Mark LAMERS, (P)LAMERS and Eddie PENA, (P) PENA. The HCSO command van arrived a short time later and we began to prepare the rear of the command van for our negotiations center. I prepared several situation boards including a suspect board, a possible hostage board, a delivery plan board, an exit plan board, and a weapons plan board. I

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later changed the exit plan board to a things to avoid board when I was informed that the exit plan would be for the suspect to exit the front door with his hands up, no weapons, and follow the commands of the SWAT officers located in front of the suspects residence. We also learned that there might be subjects to avoid talking to the suspect about and wanted to make sure we avoided them.

Once we had the negotiation center set up, we waited to get the approval to begin making phone contact. We were given the approval to make phone contact with the suspect, [REDACTED] [REDACTED] at about 1440 hours. Before placing the first call, (P)FRIDLEY and I discussed which one of us should be primary based upon who might be able to make a better connection with [REDACTED] and get him to come out safely. It was decided that (P)FRIDLEY would be the primary and (P)FRIDLEY made de the first call to [REDACTED] at about 1443 hours. All phone calls to [REDACTED] were recorded and the recording later transferred to an audio CD which I later booked in to evidence.

From the initial contact at 1443 hours until the 1716 hours, (P)FRIDLEY tried multiple times to get [REDACTED] to engage in conversation and come out of the residence. [REDACTED] would not engage in conversation, and was often rambling in his statements. [REDACTED] would answer the phone and yell at (P)FRIDLEY or make statements and then when (P)FRIDLEY would try to talk, [REDACTED] would hang up. [REDACTED] was sometimes unintelligible in what he was saying. Sometimes, the phone would be allowed to ring until an answering machine would eventually pick up and we would leave a message. During his time as primary, (P)FRIDLEY also tried calling [REDACTED] on a cell phone number which was never answered.

Shortly after 1716 hours, we decided to have (P)STEWART act as primary negotiator. (P)STEWART placed his first call to [REDACTED] at about 1738 hours. From 1738 hours until about 2050 hours, (P)STEWART tried multiple times to engage [REDACTED] in conversation to no avail. [REDACTED] would answer, yell and then and then hang up, or he would ignore our calls and let the answering machine pick up the call. During this time, we also asked (P)FRIDLEY to go to the front of [REDACTED] apartment in an armored vehicle and ask [REDACTED] to answer our phone calls.

At about 2050 hours, we decided to have (P)LAMERS act as primary in hopes that [REDACTED] would respond better to a mental health worker than a law enforcement officer. [REDACTED] did not change how he would respond, and again would sometimes answer and yell at us than hang up before listening to what (P)LAMERS was trying to say. We continued trying to leave messages on the answering when it would pick up in hopes that [REDACTED] was listening. During the time that (P)LAMERS was acting as primary, we tried having [REDACTED] power

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turned off for a few minutes and having the SWAT officers in the armored vehicle tell [REDACTED] to answer.

At about 2245 hours, dispatcher Morgan SCHLESIGER, (P)SCHLESIGER, who is also a trained negotiator rotated in as primary in hopes that [REDACTED] would respond better to a female. Again, sometimes [REDACTED] would answer and then hang up, and other times the answering machine would pick up the call.

At about 2322 hours I took over as primary and attempted to get [REDACTED] to engage in conversation. Again, [REDACTED] would sometimes answer, yell or talk loudly and then hang up when we tried to talk or he would let the answering machine answer. I was able to get [REDACTED] to respond to a question once when I called him after shots were heard in his residence by SWAT members, and [REDACTED] told me that he had shot at a green light in his bathroom. Soon after, the answering machine began giving a "memory full" message when [REDACTED] would not answer. At one point, after the SWAT team had knocked out a widow, [REDACTED] answered and yelled "fuck you" and then hung up. From that point on, there was either no answer or a busy signal.

Through out the entire negotiation process, we asked [REDACTED] girlfriend, [REDACTED] if she would come out 3 times and a 4th time through [REDACTED]

On 08/18/16 at about 1400 hours, I responded to the command post and retrieved our negotiation logs, situation boards, sticky notes and audio recording. I later booked these items in to HCSO evidence as evidence.

No further actions taken at this time.

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CASE - SUPPLEMENTAL REPORT 5

Case Number
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Incident Case Number 201604167 Report Title SUPPLEMENTAL FOR SWAT RESPONSE
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/19/2016 07:04:54
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative I, Justin Braud, am currently employed as an Operations Division Sergeant for the Humboldt County Sheriff's Office (HCSO). I am also assigned as the Team Leader, for the HCSO Special Weapons and Tactics (SWAT) Team.

On the morning of 08/16/16, I was at HCSO main station ending my watch. I was still wearing a distinctly marked HCSO patrol uniform.

At approximately 0902 hours, I heard north area Deputies dispatched to a "shots fired" call at [REDACTED] in McKinleyville. Shortly after hearing the Deputies arrive on scene, I heard one of them announce "shots fired" on the radio. I also heard a request for SWAT being broadcast on the radio. Due to my role as SWAT Team Leader, I immediately cleared from the HCSO Main Station, and responded to McKinleyville code 3. The following is, to the best of my recollection, a summary of what happened from this point forward:

Prior to my arrival, I was told that the Incident Command Post (ICP) was located in the parking lot of the Thomas Home Center at 1685 Sutter Road, in McKinleyville. That was where I responded to.

Upon my arrival, I met with SWAT Commander, Lieutenant Quenell, who was standing near his assigned vehicle at the east side of the parking lot. This location would later be designated as the Tactical Command Post (TCP). Lieutenant Quenell

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provided me with a summary of the situation known to him at the time, and the following is a summary of what I recall from that conversation:

HCSO Deputies were dispatched to a shots fired call at [REDACTED] in McKinleyville, which was a two-story apartment complex, located within a property containing several other similar complexes. It was reported that [REDACTED] the middle-aged male tenant from apartment [REDACTED], had fired shots into the manager's office. The type of firearm was unknown. HCSO Deputies arrived on scene to investigate, at which time [REDACTED] fired shots at the Deputies. At least one HCSO Deputy returned fire, but it was unknown if [REDACTED] was hit. No HCSO Deputies had been injured. HCSO Deputies were in the process of establishing an inner perimeter around the 8 unit apartment complex, and requested the activation of SWAT to resolve the situation. [REDACTED] live-in girlfriend, [REDACTED], was believed to be in the apartment, but not against her will.

Lieutenant Quenell told me that inner and outer perimeter positions were still in the process of being solidified by HCSO Patrol Deputies, and a myriad of other assisting agencies, but we needed to get an Arrest/React Team in place as soon as possible. Lieutenant Quenell told me that the Mendocino County Sheriff's Office (MCSO) was en route to assist, and were bringing their Lenco Bearcat Rescue Vehicle. Lieutenant Quenell told me to gear up, and then complete an Operations Plan detailing how we were going to safely resolve this situation.

I donned my SWAT gear, which consisted of an OD green chest rig worn over the top of an OD green molle plate carrier, and an OD green helmet. The plate carrier had large black Velcro placards attached to the front and back, which read "SHERIFF" in large gold letters. I also retrieved my department issued Colt M16 A2, loaded a magazine, and chambered a round, so I would be ready to deploy if immediately necessary to save lives.

After gearing up, I retrieved an HCSO SWAT Operations Plan from my patrol vehicle, and started to complete it with the circumstances and available personnel known to me at the time. During this time I met with the apartment manager, [REDACTED], to get pertinent details about the apartment complex and tenants that would need rescue.

I completed the Operations Plan, which outlined the establishment of a solid inner perimeter, the placement of an Arrest React Team, the rescue of all other tenants from the apartment complex where [REDACTED] resided, and then negotiations for a peaceful resolution. The Operations Plan also contained contingencies, in the event that an intervention was required, or if the circumstances changed and chemical agents could be used to coerce the suspect to surrender.

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As HCSO SWAT members arrived on scene, I provided briefings to them at the TCP, and then gave assignments. The first arriving HCSO SWAT members were assigned to deploy as an Arrest/React Team on the 1 side of the apartment complex. All HCSO SWAT members not deployed into the crime scene during that time were staged at the TCP so as to be available for immediate response when needed.

In addition to Lieutenant Quenell and me, the HCSO SWAT Team members who took part in this operation are as follows:

- HCSO Deputy Mowrey
- HCSO Sergeant Massaro
- HCSO Sergeant Ireland
- HCSO Sergeant Gomes
- HCSO Deputy Holt
- HCSO Corporal Comer
- HCSO Deputy Stallworth
- HCSO Deputy Filippini
- EPD Officer B. Omev
- EPD Officer J. Omev
- EPD Officer Aubuchon
- EPD Officer Hill

When Sergeant Massaro arrived on scene, I provided him with the apartment details obtained from [REDACTED], and instructed him to devise a Chemical Agents deployment plan based on that information. Sergeant Massaro completed this task, and brought the plan back to me at the TCP. I provided this plan to Lieutenant Quenell.

Once MCSO SWAT members arrived on scene, Lieutenant Quenell and I met with their leadership, and we briefed them on the circumstances known to us at the time. We emphasized our plan to first rescue all other occupants from the apartment complex where the suspect was located. To assist with that plan, I entered the MCSO Bearcat with members of their team, and drove to the apartment complex to assess ingress/egress routes, cover, concealment, etc.

Once we returned to the TCP, I finalized my rescue plans, provided them to Lieutenant Quenell for approval, and then put Rescue Teams together. The Rescue Teams were briefed on the planned missions, and conducted a couple practice runs at the TCP prior to deployment. One of the Rescue Teams would be utilizing the Lenco Bearcat Rescue Vehicle, as mobile cover to move to and from the apartment complex while performing the evacuations. The other Rescue Team inserted on foot with a large ladder borrowed from a local Fire Department, which would be used to

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|---|-------------------------------|
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evacuate upstairs apartments without exposure to the door or windows from Apartment [REDACTED].

Once the Rescue Teams were assigned, briefed, and had performed a quick rehearsal, we deployed and evacuated the occupants of all 7 other apartments within the complex. The rescues were completed successfully with no issues or injuries. I no longer recall the names, sexes, or descriptions of the evacuated persons.

Once all other occupants of the apartment complex had been evacuated, the HCSO Crisis Negotiation Team (CNT) began attempting contact with [REDACTED] via phone. Meanwhile, HCSO and MCSO SWAT team members were assigned to Arrest/React Team positions covering the 1 side of the complex. One of the Arrest/React Teams was staged behind a concrete wall in the center of the overall property, while the other took the Lenco Bearcat Rescue Vehicle to the bottom of the stairwell accessing Apartment [REDACTED] and parked it there. I was part of the Arrest/React Team staged at the Lenco Bearcat Rescue Vehicle off and on from this point forward. HCSO and MCSO SWAT members were rotated in/out of these Arrest/React Team positions every couple hours while CNT negotiated with the suspect.

Also during this time, MCSO SWAT Team members deployed a live-feed camera system facing the front of the apartment complex. This live feed camera was monitored by MCSO SWAT team members from this point forward.

At approximately 2000 hours, all MCSO SWAT team members were replaced by HCSO SWAT team members in the field. MCSO SWAT Team members were taken off-line to rest in the case that the situation did not resolve soon.

From approximately 2000 hours to approximately 0000 hours, HCSO SWAT Team members were split into three deployed groups around the target location. A two-man team was staged in the apartment complex office as an Overwatch Position on the 1 side of the complex. A three man team was staged at the 2 side of the apartment complex, where the power and utilities were located. I was staged with the remaining HCSO SWAT Team members at/in the Lenco Bearcat Rescue Vehicle parked at the bottom of the stairwell leading to Apartment [REDACTED]. During this time period, I was given instructions at various times, to give surrender commands to [REDACTED] via the Public Announcement (PA) system in the Lenco Bearcat Rescue Vehicle. At the direction of Lieutenant Quenell, I also had the power to the apartment complex turned off and on multiple times. I gave repeated surrender commands to [REDACTED] via the PA system during this time, but he did not surrender. On a couple occasions someone from my team would claim to have heard a voice inside, or to have seen window blinds moving, but otherwise, we had no direct contact with the suspect.

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At approximately 0000 hours, MCSO SWAT Team members replaced HCSO SWAT Team members at each of the three locations.

Lieutenant Quenell and I then debriefed the HCSO SWAT Team members before excusing them to get some rest and refreshments prior to deploying again.

Lieutenant Quenell and I then met with MCSO SWAT Team leadership and discussed the next evolution of communication attempts with the suspect. Negotiations had dwindled, so it was decided MCSO SWAT Team members would port a window on the 1 side by deploying a Diversionary Device inside a "Bang Pole". MCSO SWAT Team members would continue surrender commands on the PA, and hopefully either get the suspect to surrender or resume communications.

At approximately 0045 hours, Lieutenant Quenell and I finished our meeting with MCSO SWAT Team leadership, and then went to rest at his vehicle.

At approximately 0130 hours, I heard a loud explosion, followed by multiple gunshots. Lieutenant Quenell, who was no longer in the vehicle, knocked on the window where I was seated and told me to gear up because shots had been fired. I exited the vehicle, donned my gear, and met with the other HCSO SWAT Team members to plan our next actions. During this briefing, I observed a [REDACTED] being escorted across Sutter Road into the CP. I was told that the [REDACTED] was the suspect's girlfriend, and that he was now inside the apartment alone. Having this new information, it was decided that we would introduce chemical agents into the suspect's apartment to encourage him to surrender.

Sergeant Massaro was assigned to lead a team to the 3 side of the apartment complex to introduce the chemical agents through the windows. During this time, it was learned that many of the MCSO SWAT Team members did not have Air Purifying Respirators (APR) with them at the Lenco Bearcat Rescue Vehicle. Because of this safety hazard, the remainder of the HCSO SWAT Team members and I responded to replace the MCSO SWAT Team members staged at the Lenco Bearcat Rescue Vehicle as the Arrest/React Team.

Upon our arrival, I met with MCSO SWAT Team members and explained our plan for introducing chemical agents into the apartment. During this time I noticed the front windows of the apartment were broken. I was also told that the suspect fired at MCSO SWAT team members through those windows after the diversionary device was deployed outside. After I had briefed MCSO SWAT Team members, I positioned myself behind the open driver side door of the Lenco Bearcat Rescue Vehicle. From this position, I could see windows on the 1 side, but not the front

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door.

HCSO Team members began replacing MCSO SWAT Team members around the Lenco Bearcat Rescue Vehicle while Sergeant Massaro's team moved into place.

Prior to any chemical agents being introduced into the apartment, and prior to the replacement of MCSO SWAT Team members, plumes of gray smoke were seen emitting from apartment windows on the 1 and 3 side. The team on the 3 side also reported seeing flames inside the apartment. The amount of smoke increased with each passing moment.

As this information was being relayed to the CP and TCP, I heard several gunshots, and saw several muzzle flashes, in the apartment windows on the 1 side. Simultaneously, I could hear the metallic sound of what I believed were bullets hitting the front of the Lenco Bearcat Rescue Vehicle near the door I was positioned behind, and a nearby vehicle. Believing we were being fired upon, and fearing for my safety and the safety of my team, I aimed by department issued Colt M16 A2 at the window in preparation to defend myself. I did not see the suspect, or any additional muzzle flashes, so I did not fire my weapon. Seconds later, I heard a loud noise, saw a large plume of smoke from the area of the front door, heard SWAT Team members starting to yell, and then heard several gunshots that originated from the turret area of the Lenco Bearcat Rescue Vehicle. I did not see who fired the shots. After the shots were fired I could hear SWAT Team members yelling at the suspect to drop the gun and to show them his hands. I also heard one of the SWAT Team members say, "He is still moving".

Needing to see what was going on so I could adequately control the situation, I moved out around to the left of the open driver side door of the Lenco Bearcat Rescue Vehicle until I could see the front door and landing at the top of the stairs. I was joined by several other HCSO and MCSO SWAT Team members. I could see the suspect lying on his left side, feet near the open apartment door, facing away from us. The suspect was moving, but appeared to be injured, and was not following commands being given via the PA. Not knowing if the suspect was feigning his injuries to lure us closer, one of the MCSO SWAT members fired less lethal bean bag rounds from a shotgun at the suspect. The first two rounds were low and struck the stairs below the suspects' location. The third and final shot struck the suspect in the lower back area. The suspect did not even flinch, which led me to believe he was gravely injured or deceased.

I put together and led a Shield/Contact Team to detain the suspect at the top of the stairwell. Deputy Stallworth held the shield, while Sergeant Ireland, Officer J. Omev, and I moved up providing cover. We reached the top of the

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stairwell, and I could see a pool of blood forming under the suspect. I could also see an unknown make/model rifle lying next to the suspect. Deputy Stallworth pinned the suspect down with the shield, while Sergeant Ireland cuffed his hands behind his back. Officer J. Omev and I maintained cover on the suspect and the open door. During this time I saw that one of the suspect's arms (no longer recall which one) was extremely damaged from what appeared to be a gunshot wound. Once the suspect was detained in handcuffs, we called for Emergency Medical Services (EMS) to move in to render care. Fire Personnel also moved up at this time, and began extinguishing the fully engulfed apartment. EMS moved up to our position, assessed the suspect, and then moved him on to a gurney at the bottom of the stairwell.

My Contact Team maintained security at the top of the stairwell, until Lieutenant Quenell arrived at the Lenco Bearcat Rescue Vehicle and told us to move down and stage there. My team moved down and staged with the other HCSO and MCSO SWAT Team members until the scene was turned over to investigative units.

All HCSO and MCSO SWAT Team members then responded back to the TCP to be photographed and debriefed.

As previously stated, this narrative is merely a summary, to the best of my recollection, without the benefit of notes or recordings, of my involvement in a fluid and highly stressful situation. This narrative does not encompass every minute detail, and could be inadvertently off in regards to times, chronological order, etc. If there are any errors contained in this narrative, they are unintentional.

For an exact record of which HCSO and MCSO SWAT Team members were deployed to what areas, for what missions, and at what times, refer to the HCSO Tactical Dispatch Logs.

Any additional information will be added as a supplemental.

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Incident Case Number 201604167 Report Title -SWAT SUPPLEMENTAL REPORT-
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/19/2016 08:01:45
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 08-17-2016, at around 0932 hours I was notified by HCSO dispatch that SWAT was activated for a critical incident in the Mckinleyville CA area. I retrieved my SWAT equipment from HCSO main station and arrived at the Thomas home center in Mckinleyville around 1020 hours.

I met with Sgt Braud who sent two other operators and I to establish an inner perimeter / act as an arrest react team until more operator and resources arrive on scene. We posted ourselves near a concrete dumpster enclosure, located around 50 yards from the suspects residence, until around 1400 hours. During that time we observed the suspect in [REDACTED], peeking through the blinds (of the upstairs apartment) and occasionally yelling things while Mendocino County SWAT assisted HCSO SWAT in rescuing the occupants of the surrounding apartments. I was unable to hear what he had been yelling.

We were relieved by several other HCSO operators. We later returned at around 1800 hours to resume the perimeter. Once the citizen's had been evacuated I was attached to an HCSO arrest and react team. We positioned ourselves in the MCSO Bearcat located at the bottom of the suspects' stairs. Sgt Braud would attempt PA contact periodically when the suspect would not answer the phones from the negotiators. We maintained that position until 0000 hours where we were relieved by MCSO.

Officer 1945 STALLWORTH SPELLMAN Report Date 08/19/2016
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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 6

Case Number
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I was scheduled to return to the bearcat position with HCSO operators at around 0400 hours and we were granted some time to rest. I fell asleep in the rear of my POV at around 0100 hours. At around 0130 hours I woke to the sound of a flashbang being deployed at the suspects' residence. I exited my vehicle to hear multiple gunshots. I donned my SWAT kit and responded to the TC and met with SGT Braud who was organizing our next actions.

The team I was attached to was tasked with augmenting MCSO at the Bearcat. Shortly before we set off I observed a female being escorted across Sutter RD, I heard radio traffic advising she was the female who had been in the apartment with the suspect.

I arrived at the Bearcat with the MCSO operators. I was located at the rear of the Bearcat, which had both outward swinging rear doors open, and a MCSO operator was attempting to communicate with the suspect via the PA system. I heard (on my portable radio) someone observed smoke coming from the residence. By looking over the top of the Bearcat I observed dark gray looking smoke beginning to flow from the breached second story window of the suspects' residence. The amount of smoke increased with each passing moment.

I then heard several shots fired and saw what I believed to be the muzzle flashes from the suspects' weapon. The flashes light up the dark interior of the ported window on the second floor of the residence. I ducked behind the rear of the Bearcat. I did not engage due to not having a clear view of the suspect and due to my field of fire being obstructed by the open turret hatch of the Bearcat. It should be noted a MCSO operator was manning the turret hatch. In addition to the shots ringing out from the suspects' residence I heard metallic pings from what sounded like projectiles striking either the Bearcat or the surrounding civilian vehicles.

The operator on the PA system continued to call out to the suspect to stop firing his weapon and exit the apartment which appeared to be on fire. I stood on the rear bumper area of the Bearcat and aimed my department issued M-16 at the front door of the upstairs apartment in an effort to provide additional coverage. I did not feel my shooting platform was adequate to provide safe and accurate fire if needed. I stepped down front the bumper area as I heard someone yell something to the effect of "front door". I again heard multiple shots ring out. There was the pinging sound of what I believed to be the suspects' rounds striking the Bearcat and there were the sound of return fire from the MCSO operator in the turret. I observed the glint from several brass casings fly over my location, from the direction of the turret which was located around five feet forward from my location, and out of sight.

Officer 1945 STALLWORTH SPELLMAN

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I moved to the left side of the Bearcat where I could more clearly see the front door and landing of the suspects' apartment. I observed the suspect lying on his right side. He was making slight movements but did not appear to be attempting to get up. The operator on the PA instructed the suspect to crawl down the stairs and away from the weapon. At this time the smoke began to pour out of the open window. I heard radio traffic from the HCSO operators located on the back of the building that there were visible flames in a rear window.

An MCSO operation fired a less than lethal shot gun at the suspect. The first two rounds were low and struck the stairs below the suspects' location. The third and final shot struck the suspect in the lower back area.

Sgt Braud requested a team grab a ballistic shield and attempt to contact the suspect. I grabbed the shield and responded up the stairs with EPD Officer J. Omev and HCSO Sgt Ireland. Upon arriving at the top of the stairs I observed the suspect to be lying on his right side. I pressed the shield against him in an effort to prevent him from retrieving his fire arm. Upon seeing no reaction from the subject I jumped over him and kick the rifle away from his person and held him at gunpoint until Sgt Ireland placed him into handcuffs. Once detained medical personnel responded and pronounced the suspect deceased.

I responded back to the rear of the bearcat and was later debriefed.

Report for documentation and supplemental information.

Officer 1945 STALLWORTH SPELLMAN

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 7

Case Number
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Incident Case Number 201604167 Report Title DEATH INVESTIGATION
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/19/2016 10:29:16
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On Wednesday, August 17, 2016, I became aware Sheriff's personnel were at an apartment complex in McKinleyville in regard to a man who had fired shots at officers and barricaded himself in his apartment.

At 0452 hours on Thursday, August 18th I received a call from my dispatcher informing me the man was deceased after exchanging gunfire with police. I was requested to respond.

I proceeded to the office, prepared equipment and at 0518 hours I was en route to the scene.

At 0537 hours I checked in with Lt. Kevin Miller at the command post located in the parking lot of Thomas Home Center. Lt. Miller told me the decedent was located in an Arcata-Mad River Ambulance and directed where I should enter the apartment complex.

When I pulled in I saw ambulance #29 was within the crime scene boundary tape. The decedent was identified to me as [REDACTED] age [REDACTED] years. I was briefed that [REDACTED] had been very upset because his car had been towed from the apartment complex. It was believed [REDACTED] had fired a bullet from his apartment across the common area and through the door of the manager's apartment. [REDACTED] had retreated into his apartment and 9-1-1 was called. Police had secured the scene and tried negotiating [REDACTED] surrender. The specifics of this are documented by other officers.

My attention was directed to upstairs apartment [REDACTED] that had apparent fire damage. The building for that apartment contained four apartments arranged such

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CASE - SUPPLEMENTAL REPORT 7

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that access to the two ground-floor apartments is made through a stairwell, past a staircase. The ground-floor apartments are then to the left and right. The upstairs apartments are accessed by going up the stairs to a small landing. That landing has a railing that does not obstruct view of a person on the landing. The upstairs apartments are then to the left and right. [REDACTED] apartment, labeled [REDACTED], is the one to the left at the top of the stairs.

It was reported to me that following deployment of a distraction device shots were fired at officers from within the apartment. Smoke was seen coming from the broken apartment window. [REDACTED] had come out on the landing at the top of the stairs and shot toward police that returned fire striking [REDACTED]. [REDACTED] collapsed on the landing. Because [REDACTED] did not follow commands to move away from his firearm about three less-lethal rounds were deployed striking [REDACTED] who had minimal reaction to them. SWAT officers approached [REDACTED] up the stairs and detained him in handcuffs. Ambulance personnel were called from the command post and were to the patient within 1-2 minutes and attempted resuscitation. Firefighters entered the residence to fight the fire. Because the firefighters had to go over [REDACTED] to enter the apartment [REDACTED] was carried down to an area near the bottom of the stairs. [REDACTED] was declared dead at 0205 hours and was again moved and secured within the ambulance.

At 0547 hours Deputy Sheriff Charles Lamb 'signed me in' as entering the scene. I was directed to the back of the ambulance. DOJ Senior Criminalist Dale Cloutier and Criminalist Kristina Rosenfeld were present photographing and collecting evidence. I summoned the assigned Detective, Scott Hicks, and obtained permission to examine and remove [REDACTED] from the ambulance.

[REDACTED] beard and head hair were singed and sooty. He exhibited first and second degree thermal burns of his face, anterior neck and backs of both hands. Shallow skin was peeling from the backs of the hands. There was some sooty discoloration seen in his nares. Rigor mortis was minimally set in his extremities, neck and jaw. Livor mortis was present and very pale consistent with considerable blood loss. The livor mortis was not fixed, it blanched under gentle finger pressure. [REDACTED] limbs and torso were cool. His back was warm where insulated by the mattress. No purge was observed.

Portions of [REDACTED] clothing were torn and singed. Most of his clothing was wet, possibly by fire suppression. With assistance of Cloutier new labeled paper evidence bags were secured over each hand. It was mutually decided to remove [REDACTED] clothing, then secure and package it as evidence. I felt containers in each front pants pocket. In each pocket were one medication prescription dispensed to [REDACTED] and an over-the-counter medication bottle that contained what appeared to be leafy marijuana 'shake'. Apparently from being wet the labels of both prescription labels were coming apart and were somewhat obscured. These were returned into [REDACTED] respective pockets. A wallet containing the [REDACTED] photo identification and no money was removed from his back pocket, photographed

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and replaced in the pocket.

As [REDACTED] outer clothing was removed I saw two large deep gaping linear lacerations of [REDACTED] right forearm. Because of his position I could not examine them well but did estimate they were each at least six inches in greatest dimension and gaped over an inch. I also saw what appeared to me to be gunshot entrance wounds along [REDACTED] right thorax, right shoulder and right thigh. There was also a wound, appearing to be a gunshot wound, of his upper right chest, Some blood appeared to have issued from each wound. All [REDACTED] clothing was removed except for his underwear which were left in place.

I placed the coroner's gurney with a new body pouch near the back of the ambulance. The ambulance gurney with [REDACTED] on it was brought down. [REDACTED] was moved over into the new body pouch which I zipped shut. I then secured [REDACTED] on the coroner's gurney in the coroner's removal vehicle.

At the request of officers I then moved the ambulance outside the crime scene tape and parked it in a designated space.

I discussed notification of [REDACTED] family with Detective Hicks. [REDACTED] [REDACTED] cohabitant girlfriend of many years had been in the apartment with him until around the time smoke issued from the apartment. She had been nearby during the final exchange of gunfire. Hicks believed [REDACTED] mother in [REDACTED] had been notified.

I left the scene at 0701 hours transporting [REDACTED] to the coroner's office.

Arriving at the coroner's office at 0725 hours I placed a zip-closure tie through the zipper heads and further labeled that zip-tie with the date and my initials. I labeled [REDACTED] body and then secured it in locked refrigerated storage.

At 0006 hours on Sunday, August 21, 2016 I removed [REDACTED] from locked refrigerated storage and transported him to the Radiology Department of Mad River Community Hospital. Arriving at the hospital at 0023 hours I brought [REDACTED] into x-ray room #1. I was present and observed as the Radiology Technician performed a complete fluoroscopic examination of [REDACTED] and digitally captured numerous x-ray images. Numerous radio-opaque projectiles and considerable 'snowflake' debris were identified. I am not describing those missiles and debris. I received a labeled CD of the captured x-ray images. I returned [REDACTED] to the coroner's vehicle and at 0217 hours I left the hospital. Arriving at the coroner's office at 0235 hours I returned [REDACTED] to locked refrigerated storage. Throughout [REDACTED] remained in my direct view and control. The seal on the body pouch remained intact throughout.

At 1300 hours on Monday, August 22, 2016 Dr. Mark Super, Forensic Pathologist, came to this office. He reviewed the x-ray images captured during fluoroscopy. Dr. Super performed an autopsy on [REDACTED] with coroner volunteers Allie Lukes and Catherine Alexander assisting him. DOJ criminalists Cloutier and Rosenfeld were present photographing and collecting evidence.

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Sheriff Detectives Scott Hicks and Todd Fulton were present, as was Eureka Police Detective Amber Cossetti, and District Attorney Investigator Marvin Kirkpatrick. I was present but in and out during the autopsy; mostly assisting with equipment setup. The missiles and missile fragments were collected by the DOJ criminalists.

One bracelet and four rings were removed during the autopsy. I listed these on a property control form that is maintained in this case file.

At the conclusion of the autopsy Dr. Super stated [REDACTED] cause of death as Multiple High Velocity Gunshot Wounds / Minutes. Dr. Super ordered toxicology performed.

After the detectives and evidence personnel had left this office Dr. Super located and recovered an additional missile. Dr. Super identified that missile as "Bullet core fragment from Wound A, R lung". I placed that missile fragment in paper within a rigid plastic tube and labeled it as above.

On August 23, 2016 I submitted [REDACTED] fingerprint impressions to DOJ CJIS through the coroner's LiveScan terminal. I received a response from DOJ reporting this decedent was identified by fingerprints as [REDACTED]

On August 23, 2016 I signed the death certificate of [REDACTED] I stated [REDACTED] cause of death using the above stated cause of death. I indicated his manner of death was homicide.

On August 23, 2016 I released the body of [REDACTED] to Darren Dunn of Ayres Family Cremation. The above jewelry was released along with his body for return to his family.

On August 25, 2016 I submitted a sample of [REDACTED] femoral blood to Central Valley Toxicology for performance of a Complete Drug Screen and a Carbon Monoxide level [CO].

On August 26, 2016 I delivered the bullet core fragment, found after the autopsy, to Dale Cloutier at the DOJ laboratory. Cloutier signed the above property control form acknowledging receipt.

On September 9, 2016 this department received [REDACTED] toxicology report from Central Valley Toxicology stating:

Specimen: Femoral Blood Sample

Complete Drug Screen: Aripiprazole, Diphenhydramine, Ibuprofen and Paroxetine detected. No other common acidic, neutral or basic drugs detected. No Ethyl Alcohol detected.

Blood Carboxyhemoglobin = HbCO Saturation <3% HcCO Saturation

| DRUG DETECTED LEVEL | LEVEL DETECTED | EFFECTIVE LEVEL | POTENTIALLY TOXIC |
|------------------------|----------------|-----------------|-------------------|
| Aripiprazole | 0.29 mg/L | 0.1 - 0.45 mg/L | "Not |

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Known"

| | | | |
|-----------------|-----------|------------------|------------|
| Diphenhydramine | 1.10 mg/L | 0.1 - 1.0 mg/L | 1 - 5 mg/L |
| Ibuprofen | 2.5 mg/L | 5 - 50 mg/L | > 100 |
| mg/L | | | |
| Paroxetine | 0.11 mg/L | 0.01 - 0.25 mg/L | 0.35 - |
| 0.40 mg/L | | | |

The toxicology results were forwarded to Dr. Super for his review.
When the autopsy report is received it will be made a part of this report.
No property of [REDACTED] remains at this office.
Other than receipt of the autopsy report this investigator anticipates no further action in this investigation.

Officer 2026 VANBUSKIRK CHARLES

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CASE - SUPPLEMENTAL REPORT 8

Case Number
201604167

Date: 01/18/2017

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Incident Case Number 201604167 Report Title 664/187- SUPPLEMENTAL REPORT
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/19/2016 10:32:11
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On Wednesday, 08/17/16 at approximately 0905 hrs. I was in Mckinleyville in a meeting with Lt. Kevin Miller. Lt. Miller received a phone call from the Sheriff's Emergency Communications Center (ECC) advising that Mckinleyville units were responding to a report of shots fired at the Redwood Creek Apartments on Sutter Road in Mckinleyville.

I arrived on scene at approximately 0910 hrs. Lt. Miller arrived shortly after I did. Lt. Miller and I met with deputies Matt Helm, Foy Melendy and Scott Aponte to the rear of the managers office, which is located in the center of the complex. Deputy Helm briefed us that prior to our arrival, the occupant of [REDACTED] apartment [REDACTED] had fired at least one (1) round from and unknown type/caliber weapon into the door of the manager's office. The door is located on the East side of the building and is directly to the South of the window's of apartment [REDACTED], which is upstairs. Deputy Helm advised that the suspect, identified as (S) [REDACTED], had spoken to the manager earlier that morning, angry about his car having been towed from Sutter Road where he was asked to move it because it leaks oil. At some point after the phone call was made to the manger's office, [REDACTED] allegedly fired a gun at the front door/window area of the manger's office. The manager told us that [REDACTED] long time girlfriend, (I/P) [REDACTED] was also in the apartment. [REDACTED] had spoken to [REDACTED] after the shot(s) were fired at the door to the manager's office and [REDACTED] told [REDACTED] that [REDACTED] was trying to calm Fulton down.

Officer 0869 THOMPSON KYMBERLYNNE K Report Date 08/19/2016
 Supervisor Review 0837 FRIDLEY MICHAEL A Review Date 10/03/2016
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Deputies Wilcox and Mowrey arrived on scene at approximately 0915 hrs., as did a Ranger from the National Park Service. Deputy Mowrey was assigned take a position at the S/E corner of building 1730, which is located to the North of the manager's office. From that location, Deputy Mowrey had a position of cover and concealment, and a view of the building at [REDACTED] and Fulton's apartment. Deputy Mowrey was armed with a rifle and a pistol. The rifle was in a sling around his neck and he held it at a ready position, aimed in the direction of [REDACTED] apartment.

Lt. Miller and I , along with other personnel on scene were standing in a position of cover at the rear of the manager's office. The manager/victim told us that [REDACTED] believed she had a good enough rapport with [REDACTED], that [REDACTED] may be able to call [REDACTED] and get [REDACTED] to surrender to us peacefully. As we were formulating a tactical plan to perform a safe arrest/recovery of [REDACTED] should he emerge from the building, I heard Deputy Mowrey shout "He's out!" I stepped toward the North side of the managers office and drew my firearm from the holster. As I did this, I heard numerous shots from what sounded like a small caliber weapon, coming from the East side of the complex where [REDACTED] apartment is located. Deputy Helm, myself and Deputy Melendy were all moving East along the North side of the building, toward the shooter. I then heard one (1) gunshot from a large caliber weapon coming from my left. As I turned to see where it came from, I saw Deputy Mowrey, who was still positioned at the S/E corner of building 1730, fire one (1) round from his rifle toward the direction of [REDACTED] apartment. Seconds later, Deputy Mowrey advised that "He went back inside." (meaning [REDACTED])

At that time, Lt. Miller and I checked with all personnel on scene to insure no one had been hit or was in need of medical attention. I called for additional resources to provide perimeter security in order to safely extract the apartment managers and uniformed personnel from the area of the manager's office to a position of safety. Dispatch was advised to notify all residents in the area to shelter in place. Undersheriff Honsal arrived in the area and set up a command post. Sutter road was closed to all traffic except emergency vehicles East and West of the location. Once a perimeter was established, we safely extracted the apartment managers and took them to a safe location at the Command Post. Deputy Mowrey was relieved from his position and taken to the Command Post where he was relieved of any further involvement in the incident. He was transported to the Criminal Investigations Division of the HCSO. OIS investigation turned over to CIRT.

Refer to initial and supplemental reports for further information.

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Supervisor Review 0837 FRIDLEY MICHAEL A Review Date 10/03/2016

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 9

Case Number
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Incident Case Number 201604167 Report Title SUPPLEMENTAL - EVIDENCE COLLECTION
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/19/2016 16:40:53
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On Friday, 08/19/16, I was assigned to evidence collection, at [REDACTED] in McKinleyville (please refer to report 201604167 and attached supplementals for further information). Upon my arrival, at about 0800 hours, I met with DOJ Senior Criminalist Cloutier, DOJ Criminalist Rosenfeld, and HCSO Detective Fulton.

I then approached apartment [REDACTED] and knocked on the door, announcing myself as a Deputy with the Humboldt County Sheriff's Office. I further announced I was there to serve a search warrant. Upon not receiving any response, I repeated my announcement and knocked twice more. After waiting a reasonable amount of time for a response, I opened the door and entered the apartment. Upon ensuring the apartment was safe to enter, I left a copy of the search warrant on the coffee table in the living room, and allowed Sr. Criminalist Cloutier, Criminalist Rosenfeld and Detective Fulton to enter.

As Criminalist Cloutier and Rosenfeld collected evidence, I kept a search warrant inventory of each item removed from the apartment, and where the item had been located. I collected a cordless telephone and its associated answering machine in the dining/kitchen area, located on top of a shelf, at the NW end of the kitchen counter. I later booked this item into evidence as Item#HH-1.

Once the apartment had been processed by DOJ, I left a copy of the search

Officer 1917 HAVENS HILARY Report Date 08/19/2016
 Supervisor Review 1346 TAYLOR JESSE A Review Date 09/13/2016
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warrant inventory in the living room, on top of the coffee table. The apartment was then secured, and Criminalists Cloutier and Rosenfeld, Detective Fulton and I departed the residence. I provided Detective Fulton with the search warrant inventory.

End of report, nothing further.

Officer 1917 HAVENS HILARY

Report Date 08/19/2016

Supervisor Review 1346 TAYLOR JESSE A

Review Date 09/13/2016

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 10

Case Number
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Date: 01/18/2017
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Incident Case Number 201604167 Report Title OFFICER INVOLVED SHOOTING/STAND OFF
Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/22/2016 10:37:24
Name/Business Name _____ Incident Location [REDACTED]
Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
Description _____

Person

Person Type _____
Name Type _____ Last _____ First _____ Middle _____
Address Type _____ Address _____ Apartment _____
City _____ State _____ Zip _____ Phone _____
DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative CALL FOR SERVICE (CFS)

On Wednesday 08/17/2016 at about 0858 hours, Humboldt County Sheriff's Office (HCSO) Dispatch received an emergency 911 call from [REDACTED]. [REDACTED] advised dispatch, a tenant of [REDACTED] in McKinleyville, later determined to be [REDACTED] had fired a couple shots at the office building within the apartment complex from the stairway to [REDACTED] apartment. [REDACTED] stated the shots appeared to be from a .22 caliber firearm. [REDACTED] advised dispatch, [REDACTED] later determined to be [REDACTED] had exited the apartment from where she lives with [REDACTED] and advised that [REDACTED] had fired shots. [REDACTED] returned to the apartment with [REDACTED]. [REDACTED] also stated he had received two threatening phone calls from [REDACTED] within the previous twenty minutes of the shooting. (See attached 911 tapes, which were entered into evidence.)

COMMAND SET UP AND CALL OUT

HCSO Dispatch advised Deputies of the incident. HCSO patrol units as well as administrative personnel responded, set up an initial Command Post (CP) at the office building of the apartment complex and started evacuations of residents. Approximately 0919 hours, shots were exchanged between [REDACTED] and a responding Deputy, later determined to be Deputy J. Mowrey prompting a response from multiple agencies and a request for HCSO Special Weapons and Tactics (SWAT). Sutter Road was shut down and the area around [REDACTED] apartment was surrounded

Officer 1394 FULTON TODD Report Date 08/22/2016
Supervisor Review 0896 FREESE DIANA M Review Date 11/01/2016
Distribution CASE FILE. DISTRICT ATTORNEY'S OFFICE ATTN. M. FLEMING 11022016 VIA DET FULTON



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CASE - SUPPLEMENTAL REPORT 10

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by responding personnel.

At about 0930 hours, an agency assist request was made of Mendocino County for their Citizen Rescue Vehicle (CRV). The CP was relocated to the parking lot of the Thomas Home Center located at 1685 Sutter Road and a command structure was set in place making HCSO Captain K. Thompson the Incident Commander (IC).

At about 0945 hours, HCSO Crisis Negotiation Team (CNT), and Tactical Dispatchers were requested to respond. Medical and fire were also contacted and requested to stage in the area until needed. Humboldt County Mental Health was contacted and were on scene by 1040 hours.

SUMMARY OF EVENTS

It should be noted some of the information documented within this report pertaining to events that took place during this incident were gleaned from the Tactical Dispatcher's log, the initial Call for Service (CFS) as well as conversations with Tactical Commanders and responding personnel.

On Wednesday 08/20/2016 at about 0900 hours, while at the HCSO CID I overheard HCSO radio traffic regarding a shooting that had occurred at the Redwood Creek Apartments located at [REDACTED]. Information I gleaned from the call for service that a subject, [REDACTED] had fired a firearm towards the office building and or manager of the apartment complex. As the situation unfolded I learned shots had been fired by responding law enforcement personnel and [REDACTED] had retreated into [REDACTED] apartment resulting in a barricaded subject incident.

At about 1040 hours, HCSO Sergeant D. Freese assigned me as the lead investigator for this case and requested Investigator G. Musson and I respond to the incident location. Sergeant Freese advised us Humboldt County District Attorney's Office was contacted and would be providing DA Investigator S. Dunn as the co-lead and Investigator M. Kirkpatrick would be assisting as well. Sergeant Freese also advised us, she learned HCSO Deputy Jim Mowrey was the officer involved in the shooting and when we arrived on scene we were to have him paired with another Law Enforcement Official of choice. Deputy Mowrey was to respond to the HCSO CID for evidence processing as per Officer Involved Shooting guidelines. (See, Eureka Police Department Senior Investigator R. Harpham's report for full details).

We arrived at about 1059 hours, and learned that evacuations of uninvolved occupants from the apartment complex were being conducted. I learned that Deputy Mowrey had given his public safety statement to HCSO Lt. K. Miller and HCSO Captain K. Thompson prior to our arrival. (See assigned reports for further information regarding Deputy Mowrey's public safety statement.) I observed Deputy Mowrey, still dressed in the clothing and equipment he was wearing when he responded to the incident. I advised HCSO SWAT Commander Lt. B. Quenell that Deputy Mowrey needed to be excused from the incident and Deputy Mowrey needed to

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respond with another law enforcement officer who could escort him to the HCSO CID so he could be processed. I conversed with Deputy Mowrey and advised him Eureka Police Department (EPD) Detectives R. Harpham, A. Cosetti, and HCSO Evidence Technician A. Campbell would be waiting for him at the HCSO CID there for his arrival.

I assigned Investigator Dunn to pair with Investigator G. Musson and Investigator M. Kirkpatrick would be assisting me. Both teams of investigators would be interviewing occupants of the [REDACTED] building as they become available after evacuations. (It should be noted that the Redwood Creek Apartments are set up in separate buildings arranged in a circular pattern numbered from [REDACTED] most of the buildings contain four separate apartments, two upstairs and two downstairs.)

Below is a summary of individual persons Investigator Kirkpatrick and I interviewed. It was agreed between Investigator Kirkpatrick and I that I would be providing reports for some of the persons interviewed and Investigator Kirkpatrick would be providing a report for others. All interviews were audio recorded and later downloaded to CD. The CD was then later entered into evidence.

Investigator S. Dunn and Investigator G. Musson had the same agreement regarding persons interviewed and they, Investigators Dunn and Musson will be providing individual reports pertaining to their involvement in this investigation.

The first person interviewed by Investigator Kirkpatrick and myself occurred at about 1118 hours. This person was [REDACTED] one of the managers of the apartment complex and initial reporting party. This interview will be provided in report form by Investigator Kirkpatrick.

At about 1141 hours, we interviewed [REDACTED]. [REDACTED] advised us, [REDACTED] and [REDACTED] later identified as [REDACTED], live in apartment [REDACTED], which is the upstairs apartment across the stair well from [REDACTED] apartment. They, [REDACTED] and [REDACTED] were in bed asleep when they were awoken by several gunshots. After the fifth or sixth shot was heard there was a pause then [REDACTED] thought he heard two more shots fired. They remained in bed and eventually [REDACTED] got up and heard sirens. [REDACTED] looked out the window of his apartment and observed law enforcement within the apartment compound. [REDACTED] mentioned to [REDACTED] that he thought someone got shot due to law enforcement's presence. As [REDACTED] looked around his apartment he noticed a bullet hole in his apartment wall. [REDACTED] told us the fired projectile came through his living room wall, traveled through his bedroom wall then through [REDACTED] bedroom door. I asked [REDACTED] if the bullets trajectory appeared to have come from [REDACTED] apartment and he said no. It appeared to him as though it came from someplace downstairs. I asked [REDACTED] if [REDACTED] would give us permission to enter [REDACTED] apartment to check for bullet trajectory when the time comes. [REDACTED] said

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"Yah." I asked [REDACTED] if there were any holes in his apartment prior to today's shooting and he told us "No." [REDACTED] told us [REDACTED] has lived in [REDACTED] apartment for the past couple years and hasn't had any problems with [REDACTED]. The interview concluded at about 1148 hours.

At about 1151 hours, I contacted Humboldt County District Attorney's Office Chief Investigator W. Cox. I requested Chief Cox to prepare a Search Warrant for [REDACTED] residence as well as a Ramey Warrant for [REDACTED] arrest. It should be noted that Chief Cox was aware of the incident and had a good understanding of what had occurred. Chief Cox agreed to prepare the warrants and advised me he would notify me when the warrants were prepared and signed by a judge.

At about 1321 hours, Investigator Kirkpatrick and I interviewed [REDACTED]. [REDACTED] had been evacuated from building [REDACTED]. [REDACTED] told us [REDACTED] is employed by Elite Caregivers as a caregiver and was covering for the regular caregiver of [REDACTED] in [REDACTED]. I later learned from Investigator Musson that [REDACTED] is actually [REDACTED]. [REDACTED] said today was her second day working with [REDACTED] and when she arrived at the apartment complex at about 0900 hours, she noticed the blinds in the apartment directly above [REDACTED] had been closed and she could see that somebody was looking through the blinds, watching her as she approached [REDACTED] Apartment.

At about 0930 hours, [REDACTED] said [REDACTED] heard shots being fired. [REDACTED] looked out the window of [REDACTED] apartment and observed law enforcement personnel and vehicles. I asked [REDACTED] if she observed anyone shooting their firearm. [REDACTED] said [REDACTED] saw one officer in particular described as possibly bald wearing a black uniform with gear attached. I asked [REDACTED] if [REDACTED] saw this officer shooting. [REDACTED] said [REDACTED] observed the motion of him shooting. [REDACTED] said the officer was shooting towards [REDACTED] direction at an elevated angle. [REDACTED] told us they, [REDACTED] and [REDACTED] received a phone call from law enforcement advising them to remain in their apartment. [REDACTED] said [REDACTED] could hear frantic movement coming from the upstairs apartment, more so as law enforcement moved about on the property. [REDACTED] was asked if [REDACTED] could tell if the shooting came from different firearms. [REDACTED] stated that it all sounded the same. [REDACTED] was questioned about what [REDACTED] thought the officers were firing. [REDACTED] said it appeared to be a little hand gun, black in color. [REDACTED] said after the initial shooting [REDACTED] didn't hear any other shots being fired. The interview concluded at about 1331 hours.

At about 1346 hours, we interviewed [REDACTED]. [REDACTED] statement will be provided in report form by Investigator Kirkpatrick, which will then be attached to this report.

At about 1402 hours, we interviewed [REDACTED]. [REDACTED] lives at [REDACTED]

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██████████. ██████████ told us at about 0845 hours, ██████████ ██████████, were laying on a couch within his apartment watching TV when he heard three or four shots from what ██████████ thought was a .22 caliber firearm in rapid succession. ██████████ thought the noise was possibly coming from someone lighting off fireworks (firecrackers). ██████████ told us, approximately 20 minutes later ██████████ heard three or four more shots being fired followed by two more shots from a larger caliber weapon. ██████████ said he went on about ██████████ business inside the apartment until he noticed law enforcements presence outside. ██████████ was made aware of what was happening around him by Facebook news feeds and messages. ██████████ told us ██████████ slept through the whole incident and ██████████ wasn't sure where the shooting was coming from. The interview concluded at approximately 1408 hours.

At about 1405 hours, I received a Text Message from Chief Cox advising me the warrants had been signed and he was traveling towards my location. A short time later Chief Cox arrived on scene and presented me with the above-mentioned warrants.

At approximately 1200 hours, Mendocino County's Citizen Rescue Vehicle (CRV) arrived on scene and began rescue/evacuations of the occupants in the apartment complex. Once evacuations were completed, the CRV was positioned in the front of the apartment building on the right side of the building. This positioning of the CRV allowed the tactical teams the ability to observe the front of ██████████ apartment and attempt communication with the occupants utilizing the CRV's public address system. ██████████ was observed several times throughout the day peering out the front window of ██████████ apartment.

At about 1443 hours, SWAT personnel who were manning the CRV observed ██████████ open the front door of ██████████ apartment and spray an unknown substance from an unidentified spray canister. ██████████ then attempted to ignite the spray with a lighter, although unsuccessful.

At about 1447 hours, Crisis Negotiations Team (CNT) made phone contact with ██████████ from the Command Post (CP). Contact with ██████████ or ██████████ occurred several times throughout the day and into the night, disconnecting then reconnecting. When ██████████ disconnected with the CNT, SWAT operators at the CRV would attempt contact with ██████████ via Public Address system. ██████████ was requested to surrender peacefully or reconnect with CNT. For information regarding conversations with ██████████ and CNT, see those respective reports and recordings.

At about 1530 hours, Eureka Police Department Detectives R. Harpham and A. Cosetti arrived at the CP as part of the Critical Incident Response Team (CIRT). At their time of arrival, I had no further investigative tasks to perform. EPD Detective Sergeant O'Neil dismissed Detectives Harpham and Cosetti until the

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incident resolved and or their assistance was needed.

At about 1740 hours, I was advised two subjects approached the CP to advise they have had communications with [REDACTED] within the past twenty minutes via telephone. The two subjects were identified as [REDACTED] and [REDACTED]. Investigator Kirkpatrick and I interviewed [REDACTED] and Investigators Musson and Dunn interviewed [REDACTED].

The interview with [REDACTED] started at about 1746 hours, and was audio recorded. The recording was later downloaded to CD, which was entered into evidence. Below is a synopsis of the interview with [REDACTED]. For full interview details see evidence CD.

I obtained [REDACTED] identifiers and contact information. [REDACTED] told us, during conversations with a neighbor of [REDACTED] son, [REDACTED] learned the stand-off in McKinleyville was still occurring. [REDACTED] was not aware of the incident and inquired of [REDACTED] and the neighbor where the stand-off was occurring. They told [REDACTED] the incident was occurring at the apartments on Sutter Road in McKinleyville. [REDACTED] determined there was only one apartment complex on Sutter Road and questioned [REDACTED] if the suspect in the stand-off was possibly [REDACTED]. [REDACTED] told us [REDACTED] is referred to as [REDACTED]. [REDACTED] said [REDACTED] has never known [REDACTED] to have any firearms. [REDACTED] is thought to have BB guns but due to his past history as a felon, [REDACTED] isn't supposed to possess firearms. [REDACTED] said when [REDACTED] gets off his medication he gets "A little Whippy." [REDACTED] said, about 20-30 minutes prior to our current conversation, [REDACTED] called [REDACTED] and asked [REDACTED] "What's up." [REDACTED] told [REDACTED] "They are all around him." [REDACTED] said they were not sure whether to believe [REDACTED], because [REDACTED]. [REDACTED] and [REDACTED] then decided to respond to the scene, which they did. [REDACTED] told us [REDACTED] learned through [REDACTED] phone conversation with [REDACTED] that [REDACTED] told [REDACTED] there were snipers all around him and he had fired off a couple shots from [REDACTED] pellet gun that [REDACTED] had filled with BBs. [REDACTED] knows [REDACTED] to possess pellet guns and he felt that [REDACTED] pellet gun might be thought to have been a shotgun. [REDACTED] did not have any further information regarding this investigation.

At about 1900 hours, Deputies and assisting agency personnel who were the original first responders to the active shooter incident, then later assigned to perimeter locations about the apartment building, were relieved. These personnel were requested to return to the CP. When Deputies and assisting personnel arrived at the CP, Investigator Musson and I photographed them in their uniforms, conducted "round counts" of their firearms, and examined their less than lethal options for deployment. Personnel checked were HCSO Deputies S. Aponte, P. Wilcox, Lt. K. Miller, Capt. K. Thompson, Deputy F. Melendy, Deputy M. Helm, a BLM Ranger unknown name and USNP Ranger Romes. None of the involved personnel's

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firearms or less than lethal equipment appeared to have been deployed. The "round count" for all their firearms was correct.

At about 2117 hours, due to breakdowns in communications with [REDACTED], the decision to cut power to the apartment was issued by command staff. The power was shut off for a short period of time then turned back on as CNT attempted communications. When [REDACTED] would communicate with CNT the power remained on. When he stopped communicating the tactical team at the CRV would attempt to communicate with [REDACTED] via PA system. If that didn't work the power would be shut off for a short period of time then restored and communications would be tried again. This type of tactic occurred a number of times throughout the evening and night.

Tactical teams reported hearing a male's voice yelling from within [REDACTED] apartment on a number of occasions. Most of what the male was saying was unintelligible.

On Thursday 08/18/2016 at about 0059 hours, SWAT personnel reported hearing two shots fired within the residence, possibly coming from the rear bedroom. No return shots were fired at this time. It was reported by SWAT personnel that the firearm sounded as though it was a .22 caliber firearm.

At about 0106 hours, the male subject advised CNT via telephone, he was shooting at a green light and law enforcement was trying to control him.

At about 0111 hours, SWAT personnel at the apartment heard a [REDACTED] voice coming from the apartment saying, they were not coming out.

At about 0112 command staff advised SWAT operators, they had permission to port (break) the front windows on the #1 side of the building, which is the front of the apartment. SWAT operators were given permission to utilize a "Flash Bang" devise mounted to a pole to "Port" the window.

At about 0117 hours, the front windows were "Ported" by SWAT operators. A few seconds after the window was "Ported", approximately six shots were fired from [REDACTED] apartment window. No shots were returned from Law Enforcement personnel.

At about 0120 hours, the male subject resumed communications with CNT via telephone. The male subject was reported to be extremely distressed and he then disconnected.

At about 0121 hours, announcements were given via PA from the CRV to the occupants of the apartment requesting the occupants resume communication with CNT or to exit the apartment.

At about 0121 hours, the [REDACTED], later identified as [REDACTED], exited the apartment, came down the stairs and was detained by SWAT personnel. Almost simultaneously as SWAT was detaining [REDACTED], shots were fired from the front window of the apartment. Gunfire was exchanged between the male subject inside

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the apartment and SWAT personnel at that time. [REDACTED] relayed to SWAT personnel at the CRV, the male subject within the apartment was armed with a shotgun and a .22 caliber rifle.

At about 0125 hours, movement was noticed in the bathroom of the apartment by perimeter personnel located to the rear of the apartment building. Sounds were also heard coming from the apartment compared to the sound of letting off compressed gas. It was speculated at the time, the subject may have opened up the natural gas line within the apartment.

At about 0131 hours, the gas to the apartment was shut off. Contact with the subject was attempted via telephone with no success.

From about 0136 hours, and 0145 hours, the male subject was seen pacing in the "3A" window, which is located in the back side of the apartment as well at the bathroom window.

At about 0139 hours, HCSO SWAT team members, under the direction of the tactical team commander, created a Gas Deployment Team. This team's directive was to introduce a gas irritant to the rear of the apartment upon command.

At about 0146 hours, while the gas team was getting into place, they observed a red/orange glow emitting from the male subject's apartment.

At about 0153 hours, light smoke was reported to be coming from the 1A window which is the front window of the apartment. The lighter smoke was followed by flames and a thick, heavy black smoke, coming from the front and rear windows of the apartment.

At about 0156 hours, the male subject armed with a rifle, exited out the front door of the apartment followed by a report of shots fired. The suspect was reported by SWAT personnel to be down on the porch refusing to follow commands to show law enforcement personnel his hands.

At about 0200 hours, fire personnel were deployed to the rear of the apartment where they introduced water through the rear windows of the apartment in an attempt to extinguish the fire.

Due to continued refusal to follow commands given by SWAT personnel, tactical commanders decided to deploy a less lethal option on the suspect to gain compliance. Three bean bag rounds were fired from a 12 gauge shotgun striking the suspect once near the small of the back. No response was given by the suspect at that time.

At about 0205 hours, a shield team was put in place to approach the suspect and detain him, this occurred without incident. Once the suspect was detained, medical and fire was requested code-3.

The suspect, later identified as [REDACTED] was pronounced deceased on scene by responding medical staff. Fire crews responded and extinguished the fire within the apartment. The Coroner was requested to respond and take possession of [REDACTED] remains. The entire apartment building was secured as a crime scene, cordoned off with crime scene tape, and a log of entry and exit was started. All

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SWAT operators were requested to return to the Command Post and the process of documenting involved personnel started.

At about 0222 hours, while at the Command Post, I obtained a "Public Safety Statement" from Mendocino County Sheriff's Office SWAT Team Leader Sergeant Joseph Comer. This statement was audio recorded, which was later downloaded to CD and entered into evidence. Below is a summary of Sergeant Comer's statement. Upon deployment of the diversionary device used to "Port" the front "1A" windows of the apartment, the suspect who appeared to be in the 1A window, immediately opened fire at the two officers who deployed the device. About 4-5 minutes after the deployment of the Diversionary Device, the [REDACTED], [REDACTED] exited the residence and came down the stairs. As SWAT personnel made contact with [REDACTED], the suspect appeared in the 1A window again and started engaging personnel with what appeared to be a small caliber firearm. During the engagement it appeared that the first few rounds were from a small caliber firearm with the last couple shots from the subject to be from a larger caliber firearm. Officer Chapman and Sergeant Comer returned fire. Sergeant Comer stated, while the suspect was firing upon them he heard the report of a fired projectile fly past his head and another hit the CRV. Approximately 10-15 minutes later the suspect appeared at the doorway of the apartment armed. Deputy Lima fired upon the suspect at that point. I asked Sgt. Comer if he knew what the suspect was armed with when he appeared from the door. Sgt. Comer said, no. Sgt. Comer stated when the [REDACTED] was questioned upon [REDACTED] exiting the apartment [REDACTED] stated the suspect was armed with a .22 caliber firearm and a shotgun. Sgt. Comer told me he and Officer Chapman were located at the rear of the CRV on the driver's side, when they returned fire. Deputy Lima was in the turret of the CRV when he engaged the suspect. I asked Sgt. Comer what happened after the suspect was shot. Sgt. Comer stated, the suspect was lying on the porch of the apartment with his back to the Officers. The suspect refused to follow commands to show his hands and come down the stairs so he could receive medical treatment. A less lethal projectile was deployed upon the suspect to gain compliance from the suspect with no success. A short time later Humboldt SWAT deployed a shield team to contact the suspect and detain him. Sgt. Comer had no further information to provide me.

I learned the SWAT Officers that fired their firearms during the standoff were all members of the Mendocino County Sheriff's Office SWAT Team, Sergeant J. Comer, Deputy Ze Manuel Lima, Officer Jason Chapman, and Reserve Deputy Corey Bender. All above personnel were sequestered away from one another and advised not to discuss the incident with anyone.

At about 0235 hours, I requested Eureka Police Detective Sergeant O'Neil facilitate the transportation of the four SWAT Operators involved in the

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shooting. The Operators were to travel from the incident location to HCSO CID where they were to be met by awaiting investigators for processing.

I learned EPD Detective R. Harpham would be responding to the Command Post where he was assigned to photograph the four Operators in their tactical "Kits," collect and document their firearms, obtaining the make, model and serial numbers and conduct a "round count." At the conclusion of the photographing and collection of firearms, the Operators were to caravan to HCSO CID for further processing.

At about 0330 hours, Detective Harpham arrived at the Command Post and completed his duties of documentation and collection of firearms and photographing the involved Operators. Detective Harpham then led the caravan to HCSO CID so the MCSO Operators could be processed. Detective Harpham will be completing a narrative report pertaining to his assignments with this investigation.

After all HCSO SWAT personnel returned to the Command Post, Investigator G. Musson and I pulled each member aside and photographed them individually. Sergeant B. Massaro, who was assigned to deploy chemical agents into Fulton's apartment if needed, advised us no chemical agents had been used during the incident and all munitions were accounted for. Due to time laps and multiple events happening at the same time, Investigator Musson and I were not able to photograph the MCSO SWAT personnel before they changed out of their tactical gear.

Fulton's apartment complex and surrounding area was secured with crime scene tape and a log of personnel was started for persons coming in and out of the incident location.

Sometime between 0230 hours and 0330 hours, Department of Justice (DOJ) Criminalists arrived on scene and started processing the location. HCSO Deputy H. Havens was assigned to assist the DOJ personnel in collecting evidence and processing the scene. See their respective reports for further details.

On Thursday 08/18/2016 at about 0500 hours, Investigator Musson and I responded to HCSO CID where we met with Sergeant D. Freese and Lt. Quenell. During our meet I learned from Lt. Quenell that Less Lethal Bean Bag rounds had been deployed by MCSO SWAT during the incident. I learned through phone contacts with MCSO Sgt. Comer that MCSO Lt. Caudillo was the person who deployed the Less Lethal Bean Bags during the incident. I made phone contact with Lt. Caudillo who told me he did deploy the Less Lethal but had already dressed out of his tactical clothing and was halfway home to Mendocino County at the time. Lt. Caudillo advised me the shotgun utilized for the deployment of the Bean Bag rounds was left on scene in the CRV. Sgt. Freese, Investigator Musson and I determined the CIRT would meet at the Command Post at 0800 hours, on this day for follow-up

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interviews with citizens within the apartment complex during the incident.

On Thursday August 18, 2016 at about 0800 hours, I returned to the incident location on Sutter Road in McKinleyville. I held a briefing in regards to contacting persons within the apartment complex and obtain statements from those persons in regards to this investigation. I made assignment creating teams for interviewing purposes and gave those teams specific apartments to contact. Reports will be provided to this initial case by respective teams if any pertinent information is obtained. Below is a list of those teams in no specific order.

- 1) EPD Detective Harpham and APD Detective Sergeant Dokweiler
- 2) EPD Detective Gordon and EPD Detective Sergeant O'Neil
- 3) CHP Officer Craft and FOPD Dias
- 4) EPD Detective Lyles and APD Officer Bergstresser
- 5) HCSO Deputy Baird and HCDA Investigator Bernstein
- 6) EPD Detective Cosetti and HCSO Investigator Musson

On Friday August 19th 2016, I was contacted by attorneys for the deputies from the Mendocino County Sheriff's Office as well as the Attorney for Ukiah Police Department, Officer Jason Chapman. Arrangements were made to meet at MCSO Criminal Investigations Office at about 0930 hours, the following day (09/20/2016) and conduct interviews with MCSO personnel. Then at about 1130 hours of that day, respond to UPD to conduct an interview with Officer Chapman.

On Friday August 19th 2016, DOJ personnel concluded their investigation and evidence collecting at the apartment. At that time Humboldt County Arson Task Force conducted their investigation regarding cause and origin of the fire from the apartment. A report will be provided to this case by the HCATF when completed.

On Saturday August 20th 2016 , at about 0930 hours, HCDA Investigator S. Dunn and I arrived at the Mendocino County Sheriff's Office Criminal Investigations and met with Mendocino County Sheriff's Deputies, Sergeant Jason Caudillo, Deputy Ze Manuel McGuire Lima, Reserve Deputy Corey Bender and Sergeant Joseph Comer.

The first to be interview was Sergeant Caudillo. Investigator Dunn and I conducted the interview with Sgt. Caudillo in the interview room at MCSO CID. The interview was audio recorded which was later downloaded to CD then entered into evidence. Below is a synopsis of the interview with Sgt. Caudillo. For full interview details see evidence CD.

The interview started at about 1000 hours. Sgt. Caudillo told us he is a sixteen year veteran with MCSO with an additional year of service with Lake County

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Sheriff's Office. Sgt. Caudillo is a graduate of a POST approved academy and currently has his Advanced POST Certificate and is working on his Management Certificate as well as his Supervisory Certificate. Sgt. Caudillo has been an active member of the MCSO SWAT Team for the past 14 years. He holds, a number of supervisory positions within the team. Sgt. Caudillo is the Unit Commander and was acting as the Tactical Commander for the MCSO SWAT Team during the incident in Humboldt County. Sgt. Caudillo advised us he recently qualified with his department issued firearms, (both handgun and rifle) which is a bi-annual requirement of his agency.

I advised Sgt. Caudillo I was going to ask questions regarding the shootings that had occurred, which resulted in the death of [REDACTED]. Sgt. Caudillo stated, when the shooting occurred, which resulted in Fulton retreating away from the 1A window, and the shooting of [REDACTED] while [REDACTED] was on the landing of his apartment, he was at the Command Post. Upon hearing through radio traffic that [REDACTED] had been shot and was not cooperating with verbal commands, Sgt. Caudillo responded on foot to the incident location. Sgt. Caudillo told us his response was to possibly provide a different perspective to gain [REDACTED] compliance so that medical aid could get to [REDACTED] and render aid faster. When Sgt. Caudillo arrived at the CRV (Bear Cat) he went inside the CRV and asked Deputy Lima who was positioned in the turret of the CRV if [REDACTED] was still moving. Deputy Lima said [REDACTED] was still moving and not complying with commands. Deputy Lima continued to give [REDACTED] orders to show his hands so medical aid could be administered with no positive results. Sgt. Caudillo said he was told by Deputies that [REDACTED] was lying on his side in the fetal position with his back to the CRV (Bear Cat) and [REDACTED] hands could not be seen. An initial plan was set that a team with a shield would be sent up a ladder into the adjoining apartment and approach [REDACTED] from that direction, but due to the fire in [REDACTED] apartment and smoke issues associated with the fire that plan was scratched. Another plan was formulated utilizing MCSO's less lethal, Remington 12 gauge shotgun loaded with drag stabilized bean bag rounds. The plan was to shoot [REDACTED] with a bean bag round to either gain compliance or movement from [REDACTED] so he could be detained and disarmed by the awaiting Shield Team. The Shield Team would approach [REDACTED] from the stairway to his apartment. Sgt. Caudillo moved from the CRV to a blue in color station wagon, about 40-45 yards away from [REDACTED] position. Sgt. Caudillo, from the cover of the station wagon, deployed the bean bag rounds at [REDACTED] from the shotgun, striking [REDACTED] only with the third and final round. [REDACTED] was struck in the lower back, buttock area. [REDACTED] did not move after being struck with the bean bag round. The Shield Team was deployed and [REDACTED] was detained without incident. Upon completion of [REDACTED] detainment Sgt. Caudillo returned the Shotgun to its original location within the CRV. Sgt. Caudillo described the shotgun as having a collapsible stock and is painted a tan and has an attached light to the forstock. Upon returning the shotgun to its location,

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Sgt. Caudillo resumed his position as supervisor and directed Deputy Corey Bender, who is MCSO SWAT's Medic to administer first aid to [REDACTED] until medical aid arrived. Within seconds an ambulance crew arrived on scene and took over with the medical aid to [REDACTED]. I asked Sgt. Caudillo if he knew who brought [REDACTED] off the landing. Caudillo told us he did not see it occur and he didn't know. Sgt. Caudillo was asked who was in command of the incident. Sgt. Caudillo stated, a female Captain with Humboldt County (Captain K. Thompson) was in charge of the incident and it was a shared command on the tactical side between himself and HCSO Lt. B. Quenell. All tactical operations and decisions went through Lt. Quenell, who then ran any course of action through the Incident Commander prior to implementation. From about 2000 hours, of the 17th, HCSO SWAT was used to replace operators from MCSO SWAT. MCSO SWAT Operators took a break from 2000 hours, to 0000 hours. At 0000 hours, MCSO SWAT Operators were deployed to relieve HCSO SWAT from their positions. At the point of rotation of teams it was decided that SWAT was in a position to wait [REDACTED] out and teams would be replaced by a tactical team from Pelican Bay State Prison the following morning. Sgt. Caudillo told us, after HCSO SWAT Team Leader Sgt. J. Braud, Lt. Quenell and he conducted a site assessment in the CRV, the evacuation of civilians in neighboring apartments occurred. Once evacuations were concluded, the CRV was set in place and his team, made up of MCSO SWAT, took up a position as over watch at the manager's office complex and as an arrest react team located at the CRV. They held these positions until about 2000 hours, when relieved by HCSO personnel. At about 0000 hours, MCSO SWAT took over positions at the manager's office complex, at the CRV and at the 2-3 corner, (2-3 corner description is used to depict the corner located to the rear of the apartment building on the right side as you face the back of the building, aka. NE corner), relieving all of HCSO personnel. Prior to MCSO taking over there had been no communication with [REDACTED] for about an hour. After being in position for about 20-30 minutes, negotiators wanted attempts to be made to contact Fulton. MCSO personnel located at the 2-3 corner had the ability to display a green in color laser light. This laser was shown through a back window of [REDACTED] apartment in an attempt to get a reaction from [REDACTED] so communications could resume. Once the Laser light was introduced, deputies heard three shots being fired from within the apartment. Deputies were able to determine those shots were being fired into the ceiling of the apartment, which would be consistent with [REDACTED] shooting at the beam from the laser being casted on the ceiling. It was confirmed by phone communication with [REDACTED] that he was shooting at a green laser and he was tired of people trying to control him.

Prior to deploying at 0000 hours, Sgt. Caudillo and Lt. Quenell decided to port (break the glass in the window) the front window in the apartment by about 0300 hours, and the manner in which it was to be ported. It was determined and tests were conducted assuring utilizing a Flash Bang mounted on a Bang Pole was the

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safest and best option for the operation. Approximately 20 minutes later MCSO SWAT received the directive to port the front windows of the apartment. Sgt. Caudillo said once the device was detonated to port the windows, the rapport of the device had not concluded when 5-6 rounds from within the apartment were fired in quick succession. Shortly thereafter telephone negotiations were resumed with the [REDACTED] within the apartment saying [REDACTED] was coming out. Sgt. Caudillo estimated the [REDACTED] came out of the apartment within a minute of the detonation of the Flash Bang device.

Sgt. Caudillo said it was his understanding that when the [REDACTED] came out of the apartment [REDACTED] walked down the stairs and then towards the CRV. As she approached the passenger side of the CRV, [REDACTED] exposed [REDACTED] at the front window and started to engage the arrest and control team with gunfire. From Sgt. Caudillo's position at the Command Post he heard the rapport of [REDACTED] firearm immediately followed by the rapport of about 5-6 rounds from a larger caliber firearm. Sgt. Caudillo was able to make radio contact with the over watch team to determine if they were able to return fire and they stated they were not in a position to observe the suspect at that time. The interview concluded at about 1038 hours.

At about 1043 hours, we conducted an interview with MCSO Deputy ZE Manuel Lima with his legal representative Isaac Stevens. This interview was conducted in the interview room of the MCSO CID. This interview was audio recorded, which was later downloaded to CD then entered into evidence. Below is a synopsis of the interview with Deputy Lima. For full interview details see evidence CD. The interview started with obtaining Deputy Lima's title, rank and training. Deputy Lima told me he is a Deputy Coroner with MCSO and holds the rank of Deputy II and currently works out of the Fort Bragg substation. Deputy Lima's work history as it pertains to law enforcement is he obtained his basic POST certificate from the College of the Redwoods and started work with MCSO in 2008. Deputy Lima got laid off in 2011, and then went to work as a law enforcement officer in the state of Nevada. Deputy Lima worked in the state of Nevada for about 18 months, returning to MCSO in October of 2012. Deputy Lima is currently assigned to patrol and has collateral duties as a Field Training Officer as well as a SWAT Operator. Deputy Lima has been assigned to MCSO SWAT since 2013 where he is a chemical agents instructor. Deputy Lima told me he is currently qualified with his rifle (within the last six months) and MCSO conducts a qualification course for rifle every six months as well as a separate qualification course for SWAT.

After being advised of the SWAT call out request from Humboldt County, Deputy Lima linked up with fellow MCSO SWAT personnel and drove to Laytonville where they were transported via CDF helicopter to the McKinleyville Airport. Once on scene, Deputy Lima was assigned as a team leader and conducted evacuations with

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other SWAT personnel of persons within the apartment complex. Deputy Lima told us there were no shots fired from either parties (SWAT/██████████) during the evacuations. Deputy Lima said once evacuations were completed the CRV was set in place and he was assigned to the CRV as part of an entry team if the situation was to evolve to an active shooter. Deputy Lima said he remained at the CRV for multiple hours, until MCSO was rotated out by HCSO SWAT. Deputy Lima was not sure of the exact time they were replaced but estimated it to be around the 2000 hour. After an extended break period, Deputy Lima and MCSO were redeployed. Deputy Lima was assigned to the CRV where he took up positions of cover either within the CRV or alongside of it. While at the CRV, Deputy Lima learned through radio traffic that ██████████ was positioned towards the back of the apartment and had fired off several rounds into the ceiling. Deputy Lima told us no shots were exchanged between SWAT and ██████████ at that time. Deputy Lima said he learned bits and pieces through radio traffic that some sort of communication was taking place between negotiators and ██████████. Deputy Lima said he learned through radio communication that SWAT personnel located at the back of the house overheard a ██████████ yelling saying; they were not coming out of the apartment. I asked Deputy Lima if he received other assignments. Deputy Lima told me he and Deputy Elmore were assigned to breach the windows in the front of the apartment utilizing a flash bang attached to a pole. Deputy Lima said they rehearsed the application several times utilizing an adjacent apartment before they conducted the mission. Deputy Lima described the properties of the Flash Bang, how it works and how it was to be deployed during their mission. Deputy Lima said after they deployed the device to port the windows, within seconds of detonation shots were fired from within the apartment out the front window. Deputy Lima said, there were multiple shots fired in rapid succession and he believed those shots to have been just over their heads. Deputy Lima said, based off his training and experience he believed the shots to have been from a semi-auto, .22 caliber firearm. As the shots were being fired, Deputies Lima and Elmore retreated around the side of the building, returning to the CRV. Within five minutes of Deputy Lima and Deputy Elmore's return to the CRV after porting the front window the ██████████ exited the apartment. As the ██████████ exited the apartment ██████████ had ██████████ hands above ██████████ head and a small bag under ██████████ arm. Deputy Lima gave ██████████ verbal orders as to how to approach the Deputies. As ██████████ got to the bottom of the stairway Deputy Lima told the ██████████ to drop ██████████ bag, which ██████████ did. Deputy Lima continued to give ██████████ verbal commands to move to his position. As ██████████ approached Deputy Lima and as he reached out to grab ██████████, ██████████ fired upon Lima's position from an unknown location. Deputy Lima thought it to be from the same window that had been ported. Deputies Lima and Elmore grabbed the ██████████ and moved ██████████ to a position of safety within the CRV to keep ██████████ out of harm's way. Deputy Lima stated he could hear the rapport of the gunfire as the bullets passed. Deputy Lima said, gun fire was returned at that time by MCSO Sergeant Comer and UPD Officer Chapman. At the conclusion of the

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exchange of gun fire the [REDACTED] was questioned in regards to what [REDACTED] was armed with. The [REDACTED] told deputies that [REDACTED] had a .22 caliber firearm as well as a shotgun. When the [REDACTED] was detained in handcuffs there was no use of force utilized, [REDACTED] was compliant with whatever directions were issued. After obtaining a brief safety statement from the [REDACTED] [REDACTED] was then extracted from the scene by SWAT personnel and taken to the Command Post. After the [REDACTED] was removed from the CRV, Deputy Lima replaced MCSO Reserve Deputy Bender in the turret of the CRV. Deputy Lima said, commands were given to [REDACTED] utilizing the Public Address system on the CRV. Deputy Lima said smoke became visible coming from the front window of the apartment. Deputy Lima described the smoke as initially being a little smoke progressing to a lot of smoke. I asked Deputy Lima what the smoke meant to him. Deputy Lima said, "That the suspect lit the place on fire."

(Deputy Lima recalled that about 12 hours prior [REDACTED] had opened up the front door of his apartment and from this position sprayed some sort of substance from an aerosol can then tried to ignite it with a lighter. The substance did not ignite and [REDACTED] went back inside his apartment. It should be noted that later on in the interview Deputy Lima stated that he actually didn't see [REDACTED] spray something from the can, he heard it and smelt it).

From Deputy Lima's position he observed the blinds that covered the front windows start to melt and drop from their position as the apartment became involved in flame. Deputy Lima did not recall how much time had passed when he observed the front door of the apartment open. As the door opened a large amount of black smoke came out the door and he observed [REDACTED] holding a firearm in his left hand with the muzzle up. I enquired of Deputy Lima if the firearm was being held with both hands with the barrel up as in "Port Arms." Deputy Lima said no then explained, [REDACTED] had the firearm in his left hand with the barrel up as though he opened the door with his right hand. (As Deputy Lima explained how [REDACTED] exited the front door, Deputy Lima physically leaned forward in his chair, reaching with his left hand as though he was opening a door utilizing the door knob. Deputy Lima's right hand was cocked forward with his thumb on top, fingers in a cupping position as though he was holding something indicating the firearm was not pointed strait up but at a position more parallel to the ground as [REDACTED] came out the door). Deputy Lima said as he observed [REDACTED] exit the apartment with the rifle in hand, Deputy Lima fired upon Fulton. Deputy Lima said he thought he was the only one who shot at that time because he was the only one with a line of sight of [REDACTED]. When [REDACTED] fell to the ground, (just outside his apartment door at the top of the stairs) he landed on his right side with his back to Deputy Lima. Deputy Lima issued several verbal warnings for [REDACTED] to show his hands and to roll down the stairs. After several moments with no movements from [REDACTED] and concerns that [REDACTED] was playing "Possum," less lethal munitions were deployed. Deputy Lima was not sure who deployed the less lethal

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munitions. Deputy Lima said three bean bag rounds were deployed from the less lethal shotgun, striking [REDACTED] once. [REDACTED] showed no signs of movement after being struck by the bean bag round. After the bean bag rounds were deployed, the "Shield Team" deployed to detain [REDACTED]. Once [REDACTED] was secured, medical aid was rendered. At the conclusion of the stand off, Deputy Lima returned to the Command Post. I asked Deputy Lima if he discussed the incident with anyone. Deputy Lima said he talked about the incident on the way home with Deputy Comer then again with his wife.

Deputy Lima was asked if he felt that [REDACTED] was firing at him when the [REDACTED] was being detained. Deputy Lima responded with, "yes, absolutely." Deputy Lima was asked if he thought he was going to get hit. Deputy Lima said, "Yes" and he felt that [REDACTED] used the [REDACTED] as a diversion, due to SWAT personnel being focused on the [REDACTED] and not the apartment at that time. [REDACTED] then took advantage of the distraction so he could fire upon law enforcement. Deputy Lima said as soon as he touched the [REDACTED] [REDACTED] began firing. I asked Deputy Lima if he thought he would have been killed if hit by [REDACTED] fire. Deputy Lima said if he would have been hit where [REDACTED] didn't have armor to protect [REDACTED], [REDACTED] could have been killed. Deputy Lima was asked if [REDACTED] thought [REDACTED] was going to fire at him or someone else when he came out of the apartment. Deputy Lima said, "Absolutely." [REDACTED] had already shot at Deputy Elmore and him once, right after they ported the window, then again when they detained the [REDACTED]. When [REDACTED] came out of the apartment, rifle in hand, after hours of negotiators requesting [REDACTED] come out with [REDACTED] hands up and unarmed, Deputy Lima believed it would only have taken [REDACTED] less than a second to transition into a shooting position and start shooting again. Deputy Lima said he shot [REDACTED] because he didn't want [REDACTED] to have the opportunity to shoot him or any of the other people that were with him. Deputy Lima was asked if he felt it necessary at that time to shoot [REDACTED]. Deputy Lima stated "Absolutely, that's why I shot him." Deputy Lima believed [REDACTED] to be an armed, active threat that had already shot at them "a lot". I asked Deputy Lima if it was safe to say, when [REDACTED] came out of the apartment with the firearm in hand, it appeared to him that [REDACTED] was not being compliant. Deputy Lima answered with "Absolutely not. He was not being compliant."

The interview concluded at 1121 hours.

Investigator Dunn and I then traveled to Ukiah Police Department in Ukiah to interview UPD Officer J. Chapman. The interview was audio recorded and later downloaded to CD which was then entered into evidence. Present during the interview was Investigator Dunn, myself, Officer Chapman and his legal counsel, Justin Buffington. Below is a synopsis of the interview with Officer Chapman. For full interview details see evidence CD.

The interview was conducted inside an interview room at UPD. It started at about

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1141 hours. Officer Chapman stated he has been employed by UPD for about 3 years with no previous law enforcement experience. When Officer Chapman got hired by UPD he attended a POST approved basic police academy in Santa Rosa, California. Upon completion of the Police Academy, Officer Chapman received his Basic POST Certificate. Officer Chapman has been part of the MCSO SWAT team for about 2-3 months. Officer Chapman told us he went through a multi-faceted testing process to be part of MCSO's SWAT. He is assigned a UPD long gun (rifle) which he has qualified with for both UPD as well as MCSO SWAT. Officer Chapman told us his position within the SWAT team has primarily been as a perimeter personnel and entry. After Officer Chapman received notification of the operation in Humboldt County and receiving permission to respond, Officer Chapman responded to McKinleyville arriving sometime between 1230 and 1300 hours. When he arrived, he met up with Lt. J. Caudillo at the Command Post, located in the True Value Hardware parking lot. Officer Chapman was briefed of the situation where he learned the suspect in this case had fired shots and was barricaded in his apartment. Officer Chapman's initial assignment was to the perimeter, attached to the CRV (Bear Cat) taking up a position of cover to the rear passenger side of the vehicle. Officer Chapman described the location/position of the CRV to be to the right side of the stairway leading to [REDACTED] apartment with the front of the CRV facing the apartment. Officer Chapman said he held that position until he was relieved at 2000 hours. Officer Chapman said during his time in the position of cover there were no shots fired between SWAT and [REDACTED] and he was under the impression that negotiations/communication had been occurring between [REDACTED] and the Command Post for a peaceful resolution. Officer Chapman said between the hours of 2000 hours and 0000 hours, he and fellow MCSO SWAT operators were able to take a break and relax before their next deployment. Upon redeployment at 0000 hours, Officer Chapman was assigned to the CRV taking a position of cover inside the turret of the CRV. Officer Chapman held his position within the turret until the decision to port the window was made. Officer Chapman moved from the turret to the outside of the CRV taking a position of cover at the left rear tire. Officer Chapman observed the porting of the window and the immediate reaction of [REDACTED] firing approximately six rounds from the window. Officer Chapman estimated the firearm to be a .22 caliber although at the time he didn't know if it was a rifle or handgun. Officer Chapman expressed that he possesses a .22 caliber firearm and likened the sound of [REDACTED] firearm as the same as his .22. Officer Chapman said the rounds fired from the apartment appeared to be pointed towards the west (center of the apartment complex). Officer Chapman did not see [REDACTED] fire the firearm at the time of the shooting. Officer Chapman told us no return shots were fired at that time. Approximately 5 minutes after Deputies Lima and Elmore returned after porting the window a [REDACTED] came out of the apartment. When the [REDACTED] was taken back towards the rear of the CRV, more shots were fired from the apartment. Those shots appeared to be directed towards the CRV and Officer

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Chapman's position. Officer Chapman stated the shooting stopped for a short period of time then followed up by a noticeably louder blast, likened to that made by a shotgun directed towards Officer Chapman and Sgt. Comer's position. Almost simultaneously Officer Chapman and Sgt. Comer returned fire towards the shooter in the apartment. I asked Officer Chapman why he returned fire. Officer Chapman told us he was in fear for his life as well as Sgt. Comers who was located to Officer Chapman's left when they were being shot at. After Officer Chapman and Sgt. Comer returned fire, there were no further shots exchanged at that time. Officer Chapman told us he and Sgt. Comer were the only two who were in a position to observe where the shots were coming from and were the only two able to return fire. Officer Chapman told us he learned the suspect had a .22 caliber firearm as well as a shotgun. This information was gleaned from the [REDACTED] that exited the apartment just after the window was ported. After the exchange of gun fire upon the [REDACTED] exiting there was a loll in the activity around the apartment. Officer Chapman said, an unknown amount of time had passed when they (SWAT) started to see smoke coming from the apartment's front window. Officer Chapman thought the smoke could have been emitted from the deployment of the flashbang or possibly even mist/foggy weather that was starting to occur. Officer Chapman learned the smoke coming from the apartment was from a fire observed from the sniper element positioned at the manager's office complex. As the smoke within the apartment got more involved, Officer Chapman said the door of the apartment opened up. Officer Chapman said he heard verbal commands being given then a shot was heard followed by several rifle shots. Due to Officer Chapman's position he was not able to observe any of this activity. Officer Chapman said after the shooting he could hear orders being given to, show his hands. Officer Chapman said, as [REDACTED] was lying on the balcony at the top of the stairs he was laying on his side with his back towards the SWAT Officers. Verbal commands were continued in order to get compliance from [REDACTED]. Officer Chapman said he could see [REDACTED] left shoulder moving as well as his upper body as the verbal commands were being given, with no compliance from [REDACTED]. Officer Chapman said less lethal rounds were deployed at [REDACTED] to attempt to gain compliance but he did not know who gave the order to deploy the less lethal or who deployed it. At the conclusion of the operation, Lt. Caudillo obtained who had fired their firearms and had those persons return to the Command Post. Officer Chapman contacted his immediate supervisor to advise he had been involved in a shooting and he was ok.

The interview concluded at approximately 1210 hours.

At the conclusion of the interview with Officer Chapman, Investigator Dunn and I responded back to MCSO CID to conduct the remaining interviews.

The next interview was with MCSO's Reserve Deputy II Corey Bender. Present during

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the interview was Investigator Dunn, myself, Reserve Deputy Bender and his legal counsel Isaac Stevens. This interview took place inside the interview room at MCSO and was audio recorded. This recording was downloaded to CD which was later entered into evidence. Below is a synopsis of the interview with Deputy Bender. For full interview details see evidence CD.

The interview started at about 1232 hours. Deputy Bender told me he has been with MCSO as a level II Reserve Deputy for the past year and prior to that was a volunteer medic with MCSO SWAT before he went to the academy. For Deputy Bender's day job he is a Supervising Paramedic for Med Star Ambulance and has been with med Star for the past ten years. Deputy Bender told us he has participated in continued training in regards to firearms qualification and had passed all necessary training to carry a firearm as a law enforcement representative of MCSO. Deputy Bender told us although his position within the MCSO SWAT Team is the team medic; he trains in all aspects of SWAT. On the day of the incident Deputy Bender was notified by way of call out procedure. Deputy Bender responded in MCSO's Quick Response Vehicle arriving at the incident location at about 1200 hours. After checking in with the Command Post, Deputy Bender met with his SWAT Commander and received a briefing of what was and had occurred. Deputy Bender was assigned to assist with evacuations of apartment tenants and provide any medical aid as necessary. Deputy Bender told us there were no medical issues associated with the evacuations. Deputy Bender told us after the evacuations were completed he was assigned to the CRV which was assigned to a perimeter position located at the front right side of the involved apartment complex. Deputy Bender said while he was at the CRV he rotated positions with other SWAT Operators until about 2000 hours, when the MCSO Team was rotated out for a break period of about four hours. During those hours of break Deputy Bender was able to get a couple of hours of sleep. At about 0000 hours, Deputy Bender and fellow MCSO SWAT operators returned to their positions of perimeter rotating out HCSO SWAT. Deputy Bender redeployed to the CRV and while in that position he was assigned as the relief SWAT Operator moving from position to position to allow other SWAT Operators to get a break as needed. Deputy Bender told us, at some point that night, he heard two shots being fired from within the apartment followed by one additional shot. Deputy Bender said the shots did not appear to have been directed towards anyone at that time and no return fire from any SWAT members occurred at that time. (I believed these shots that Deputy Bender heard were the shots [REDACTED] was firing into his ceiling at the green lazar previously mentioned in this report.) Deputy Bender told us, when the decision to breach the front window of the apartment was made, he moved to a position of cover in the turret of the CRV. Deputy Bender told us, when the window was breached, shots were fired from within the apartment. Deputy Bender told us no shots were returned at that time. A short period of time elapsed from when the window was breached and the [REDACTED] came out of the apartment. Deputy Bender, who was assigned to cover the front door of the apartment while in the

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turret, covered the [REDACTED] as [REDACTED] exited the apartment until he lost sight of [REDACTED] as the arrest team detained [REDACTED]. Deputy Bender resumed covering the door of the apartment when shots were fired from within the apartment. Deputy Bender said he could hear the shots being fired, see the muzzle flash of the firearm as well as hear the fired projectiles as they struck the CRV. Deputy Bender likened the sounds of the impacting projectiles as that of hail. Deputy Bender returned fire to the window of the apartment in an attempt to get the shooting stopped. At the time Deputy Bender fired his weapon he thought he was the only one who had returned fire. I asked Deputy Bender why he returned fire. Deputy Bender said, at the time he thought he was being shot at as well as the [REDACTED] and arresting team. I asked Deputy Bender what he thought would happen if somebody got shot. Deputy Bender said, "Probably die." Upon returning fire at the subject within the apartment, Deputy Bender thought he had good shots at the subject because the subject inside the apartment had stopped shooting. Deputy Bender was relieved from his position within the turret so he could get his medical gear ready thinking the suspect had been hit. I asked Deputy Bender what happened next. Deputy Bender said he heard radio traffic that a Gas Team was being deployed to the rear of the apartment and one to the front. A few moments passed and Deputy Bender transitioned into a position to render medical aid. After an unknown amount of time had passed, Deputy Bender who was now in the back of the CRV, out of sight from the apartment, overheard someone say, he's coming out, and he's got a gun. Deputy Bender said he heard about three shots being fired. Deputy Bender said he did not see the suspect come out of the apartment and he did not see who shot him. Deputy Bender said he heard orders being given to the suspect to show his hands and at one point Deputy Bender peeked around the CRV and observed the suspect moving the shoulder area of his body. Deputy Bender likened the suspect's movement as that of agonal breathing and slow guppy respirations. Deputy Bender said he knew a plan had been put into action utilizing bean bag rounds and a Shield Team had been prepared to detain the suspect. After the suspect was detained, Deputy Bender was assigned to render medical aid to the suspect. Deputy Bender said by the time he checked the suspect's pulse and observed the suspect was not breathing; paramedics had arrived at the bottom of the stairs. At that time Deputy Bender handed over medical care to the paramedics. After the suspect was detained and medical aid was turned over to the paramedics, Deputy Bender learned that all personnel involved in the shooting were to return to the Command Post and await further direction. Deputy Bender was then taken to be photographed and his firearm collected as evidence. The interview concluded at about 1305 hours.

We then interviewed MCSO Sgt. Joseph Comer. This interview was conducted at the MCSO CID's interview room. This interview was audio recorded which was later downloaded to CD which was then entered into evidence. Below is a synopsis of the

Officer 1394 FULTON TODD

Report Date 08/22/2016

Supervisor Review 0896 FREESE DIANA M

Review Date 11/01/2016

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interview with Sgt. Comer. For full interview details see evidence CD. Present for the interview was Investigator Dunn, myself, Sgt. Comer and his legal representation, Isaac Stevens.

The interview started at about 1317 hours. Sgt. Comer told us he is currently a Patrol Sergeant assigned to MCSO's Fort Bragg Station. Sgt. Comer has been employed by MCSO since 2003. Sgt. Comer told us; in 2003 he attended the Butte Police Academy where upon completion he obtained his Basic POST Certificate. Sgt. Comer was hired by MCSO as a Patrol Deputy until 2008 then promoted to Detective. In 2008-2009 Sgt. Comer was promoted to the rank of Patrol Sergeant and has held that rank to present day. Sgt. Comer is the lead Firearms Instructor for MCSO's Patrol Division as well as the SWAT team. Sgt. Comer is a Taser Instructor and has been on the MCSO SWAT Team since the end of 2004. For the first four or five years of SWAT Sgt. Comer was a Team Member then promoted to Assistant Team Leader. Sgt. Comer was promoted to primary Team Leader for the Assault Team about five years ago and currently holds that position within MCSO SWAT. Sgt. Comer stated he had previously completed the MCSO SWAT qualification firearms course in June or July of this year. Sgt. Comer stated he has passed both Department and SWAT requirements for firearms qualifications in both handgun and rifle. Sgt. Comer stated at about 1100 hours, of the 17th he was made aware of the call-out by way of text message. Sgt. Comer contacted MCSO LT. Caudillo and received a short briefing of the incident. Sgt. Comer responded to McKinleyville by way of vehicle, arriving around 1300-1400 hours. Within five minutes of arriving at the Command Post, Sgt. Comer checked in with the Command Post advising them of his call sign. After Sgt. Comer donned his tactical gear and attended a briefing with both SWAT Teams (Humboldt and Mendocino). He was assigned to the CRV, tasked with positioning it near the suspect's apartment. At the time the CRV was deployed persons within the CRV were the driver MCSO Deputy Denton, and passengers Deputy Elmore, Deputy Lima, Tactical Medic Deputy Bender, Deputy VanBarren, Deputy Stolfi, UPD Officer Chapman, Deputy McBride and Sgt. Lorenzo. Sgt. Comer said there were other MCSO SWAT members that were there but couldn't recall their names at that time. All members deployed with the CRV with the exception of one HCSO SWAT Operator who was used for communication purposes, were members of MCSO SWAT. Once the CRV was put into place, Sgt. Comer gave out assignments to MCSO SWAT personnel. Sgt. Comer then took up a position of cover outside the CRV maintaining a position of oversight for SWAT Operators. During the first initial deployment, Sgt. Comer stated the only thing of significance that occurred was SWAT personnel observed a hand in the front window of the apartment, referred to at the "1A" window pull the shades back and a barrel of a firearm was displayed out the window. Identification of who's hand it was, could not be made at that time. At some point during the daylight hours, the decision was made to reduce the size of the team at the CRV. Sgt. Comer said the CRV react team was reduced to a four man arrest react team as well as a driver for the CRV

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and the Medic. At that time Deputy Lima was placed into the Team Leader position. The remaining SWAT Operators took up positions around the apartment complex or returned to the Command Post for further assignments. Sgt. Comer stated at about 2000 hours, MCSO SWAT was replaced by HCSO SWAT. MCSO SWAT was given a four hour rest period and was to return to their positions replacing HCSO at 0000 hours. The objective for SWAT during those hours as well as upcoming hours was to maintain a secure perimeter around the apartment complex while negotiations were occurring and it was speculated that this type of activity would be occurring into the following day.

At 0000 hours, Sgt. Comer redeployed to the CRV releasing HCSO SWAT from their positions. Upon returning to the CRV, Sgt. Comer took up the position of Team Leader. While conducting operations at the CRV, Sgt. Comer said they were assigned with turning the power on and off again at the request of negotiators. Sgt. Comer said while the power was on the negotiators were to conduct communications with the suspect in the apartment and when the power was turned off, Sgt. Comer's team was tasked with conducting negotiations, utilizing the Public Address System within the CRV and to communicate any observations made of the suspect back to the Command Post. At about 0100 hours three to four shots were heard being fired within the apartment. Sgt. Comer told us, no shots were returned at that time. Through communications with the negotiators, Sgt. Comer learned that [REDACTED] had stated he was shooting at a green laser within his apartment. Shortly after the above-mentioned shots were fired, a plan was devised to Port the "1A" front window, utilizing a Flash Bang Device attached to a Bang Pole. Deputy Lima and Deputy Elmore were assigned to the task of porting the front window of the apartment. (The purpose of porting the window was to possibly get the [REDACTED] occupant of the apartment to exit). Sgt. Comer said immediately after the window was ported, the suspect fired out the front window of the apartment. Although Sgt. Comer could not see where the shots were being fired from it appeared to him that the suspect was firing upon Deputy Lima and Deputy Elmore as they retreated after porting the window. Sgt. Comer said there was no return fire at that time made by SWAT personnel. Within about 5-10 minutes after Deputy Elmore and Deputy Lima's return to the CRV the [REDACTED] exited the apartment. As the [REDACTED] was being brought back to the CRV, another volley of shots were fired from the front window of the apartment. As soon as the shooting started Sgt. Comer moved back to the front driver's side of the CRV where Officer Chapman was positioned. At that point no shots had been returned yet. Sgt. Comer stepped out from the CRV approximately six feet to take up a shooting position away from Officer Chapman. Sgt. Comer stated he could see the muzzle flash of the firearm emitting from the front window of the apartment. Sgt. Comer said he could see rounds hitting the ground around him and Officer Chapman. He heard the rapport of a projectile go past his head by about six inches. Sgt. Comer returned fire towards the muzzle flash of the firearm being fired from the window. Sgt.

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Comer said he could not see the shooter only the muzzle flash. Sgt. Comer said he fired approximately two well aimed rounds towards the muzzle flash before he and Officer Chapman retreated towards cover due to the amount of rounds hitting near them. Shortly after taking cover, Sgt. Comer said he heard what he thought was the rappid of a high caliber forearm being fired from the window of the apartment. Approximately 5-10 minutes after the shooting stopped, Sgt. Comer asked the [REDACTED] who had exited the apartment what the suspect was armed with within the apartment. The [REDACTED] told Sgt. Comer the suspect was armed with a .22 caliber firearm and a shotgun. Sgt. Comer said after he returned to his area of responsibility, (covering the front window of the apartment) he could hear Deputy Lima voice something towards the apartment. Sgt. Comer could not see what was occurring due to his current location. Then Sgt. Comer heard gun shots being fired. Sgt. Comer said at the time he didn't know who was shooting, but he was able to determine by the sound that the shooting was from a high powered firearm. After the shooting stopped Sgt. Comer learned the suspect was on the porch of the apartment. Sgt. Comer moved from his position on the driver's side of the CRV to the passenger side. Once on the passenger side of the CRV Sgt. Comer could see the suspect lying on the porch of the apartment with his back to the SWAT Officers. Verbal commands were given to the suspect to show his hands and roll down the stairs. The commands were given until HCSO SWAT arrived and a plan was suggested that HCSO SWAT climb up a ladder and make entry in a neighboring apartment that shares the same porch area so the suspect could be approached safely. That plan was canceled due to concerns of fire and smoke spreading into the neighboring apartment. A plan was then devised to deploy less lethal bean bag rounds from a shotgun upon the suspect to gain compliance or display signs of life. Three rounds were fired by Lt. Caudillo, striking the suspect with the third round. No movement was observed from the suspect after being hit by the bean bag round. HCSO SWAT then approached the suspect with a shield by way of the stairs and detained the suspect. The Tactical Medic was then brought up to render medical aid to the suspect.

Sgt. Comer advised us after the second volley of fire from the suspect, smoke was seen coming out the front window of the apartment. The smoke went from light to very thick black colored smoke in a matter of minutes until the front door was opened and the suspect came out. It was apparent to Sgt. Comer there was a fire within the apartment. At the conclusion of the incident Sgt. Comer was taken back to the CP where he remained until directed to respond to HCSO for evidence processing. Sgt. Comer expressed that when he fired upon the suspect, it was due to eminent threat present for his team members. Sgt. Comer believed it to be a scenario that was going a direction that they (SWAT) didn't want it to go and considered it a life threatening situation.

The interview concluded at about 1351 hours.

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On Monday 08/22/2016 Investigator Dunn and I conducted an interview with HCSO Deputy J. Mowrey. This interview was conducted in the conference room of the HCSO CID. This interview was audio recorded and later entered into evidence by Investigator Dunn. Present during the interview was Investigator Dunn, myself, Deputy Mowrey and his legal counsel. A report will be provided by Investigator Dunn in regards to this interview.

On Tuesday 08/23/2016 I collected the five rifles used by the Officers and Deputies involved in this case from the HCSO Property Section. I then transported those rifles to the California Bureau of Forensic Services, Eureka laboratory for testing at the request of DOJ Senior Criminalist Dale Cloutier.

On Monday 08/29/2016 I received an e-mail from Senior Criminalist D. Cloutier advising me he had completed the necessary testing of the rifles and they could be returned to their owners. I responded to the Eureka Laboratory and collected the firearms and transported four of the rifles, a M4 Colt Carbine, a Colt AR-15 an M4 Carbine and a Spike's Rifle to the Mendocino County Sheriff's Office in Ukiah where they were released to MCSO Lt. Barney. The fifth rifle, a Smith and Wesson .223 caliber was returned to HCSO Deputy J. Mowrey.

On Monday 10/17/2016, I responded to the Arcata Fire Department main station in Arcata and obtained the fire suppression report. I also responded to the Mad River Ambulance Station located on Murry Road in McKinleyville to obtain their response report. There was no one at the ambulance station at that time. I left my business card in the door of the station house.

On Tuesday 10/18/2016, I responded to the Humboldt Bay Fire Department in Eureka and obtained the "Humboldt County Fire/Arson Investigation Unit report #16-4094, regarding this case. After reviewing the Arson Investigators report I learned, "The origin of the fire was determined to be against the exterior portion of a set of closet doors near the center of the closet, just south of an interior closet door divider. The origin of the fire was determined to be near the floor area along the closet door." "The exact cause of the fire is undetermined." While at the fire station I also obtained Humboldt Bay Fire's response log regarding their involvement in this incident.

On Wednesday 10/19/2016 I received by way of E-mail, the response report from Arcata-Mad River Ambulance Inc. The report provides their initial patient evaluation and time of death for Fulton.

On Wednesday 10/26/2016 I made contact with DOJ Criminalist D. Cloutier. I asked Cloutier if he had any reports completed that I could add to this case. Cloutier

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advised me that no reports from DOJ had been completed as of this date. Any DOJ report that are submitted to this office will be applied to this case and forwarded to the District Attorney's Office.

Due to the complexity of this case, there were a multitude of tasks assigned to different investigators within this agency as well as allied agencies. Those investigators have provided reports documenting their involvement and tasks assigned to them. i.e. evidence collecting, documentation of firearms and equipment utilized during the incident, victim statements as well as officer statements. All reports are attached to this case either by way of supplemental report or as an attachment.

Any further information regarding this case will be provided via supplemental report. Request this report be forwarded to HCDA M. Fleming for review.

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HUMBOLDT CO SHERIFF
CASE - SUPPLEMENTAL REPORT 11

Case Number
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Incident Case Number 201604167 Report Title SUPPLEMENTAL REPORT
Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/22/2016 13:59:18
Name/Business Name _____ Incident Location [REDACTED]
Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
Description _____

Person

Person Type INVOLVED PERSON
Name Type LEGAL Last MILLER First KEVIN Middle _____
Address Type WORK Address 826 4TH STREET Apartment _____
City EUREKA State CALIFORNIA Zip 95501 Phone (707)445-7251
DOB _____ Age _____ Sex MALE Race WHITE Height _____ Weight _____
Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 8-17-16 at about 0905 hours, I received a telephone call from dispatch informing me that deputies were responding to the Redwood Creek Apartments in the [REDACTED] Sutter Road, McKinleyville. Dispatch further told me the manager(s) of the apartment complex had called and reported one of their tenants had discharged a firearm towards their offices. It was requested that I respond to assist due to the nature of the call and no other supervisors were on duty in McKinleyville.

I arrived at about 0910 hours, and met with Captain Thompson and Deputies Helm, Melendy and Aponte on the west side of the managers office which is located towards the middle of the apartment complex. The suspects apartment complex was pointed out to me by the manager and I started coordinating units on scene and units still responding to establish a perimeter around the suspects apartment. It was during this time that I notice Deputy Mowrey had arrived and was retrieve equipment for the back of his assigned car. Deputy Wilcox arrived around this time also. Additionally, I started to form an arrest and react team, should the suspect or his [REDACTED] exit the apartment. It was as I was forming the arrest/react team that I overheard via radio a deputy (unknown whom) announce that the suspect was exiting his apartment. Almost immediately I heard several gun shots coming from east of my location. I do not recall exactly how many shots I heard because of how quickly everything happened. As I moved towards the southwest corner of the managers office, searching for the suspect, I also heard at least one

Officer 1025 MILLER KEVIN A Report Date 08/22/2016
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distinctly different gunshot come from behind me towards my north. I am familiar with the sounds of live gunfire because of my training and experience. About this same time I radioed dispatch and reported that shots were fired and I requested SWAT respond. I held a position of cover, with my handgun drawn, on the southwest corner of the managers office but I never saw the suspect and after a short time Deputy Aponte told me he had retreated back into his apartment. Information was relayed via radio (Deputy Mowrey or Deputy Aponte) regarding what the suspect was wearing. I was told the suspect was dressed in all black clothing. I overheard Deputy Mowrey comment that he believed the suspect was armed with a rifle because of the stance he took before shooting.

Afterwards, I returned to securing the perimeter and after that was accomplished I kept watch on the suspects apartment from a concealed position within the managers office. I was also informed Deputy Mowrey had discharged his duty rifle in the exchange of gunfire I described above. I went to Deputy Mowrey's location in the parking lot and collected public safety information from him. Deputy Mowrey told me that he had fired two (2) shots at the suspect, who was on the landing outside his apartment and he was unsure where exactly his rounds impacted or if he had wounded the suspect. I did not ask Deputy Mowrey any further questions.

I continued to coordinate the perimeter units and kept watch on the suspects apartment until I was ordered to return to the command post (CP) which had been setup in the parking lot of Thomas Home Center. From that point forward, until I was released from the scene at about 2100 hours, I was assigned to monitor and control the outer perimeter along with a number of other command and control tasks.

Supplemental report for inclusion with investigations.

Officer 1025 MILLER KEVIN A

Report Date 08/22/2016

Supervisor Review 0869 THOMPSON KYMBERLYNNE K

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Incident Case Number 201604167 Report Title SUPPLEMENTAL/AUTOPSY
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/23/2016 09:26:17
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative ASSIGNMENT:

On Wednesday August 17, 2016 I was attending training for the Leica 3D Scanner for crime scene mapping. The class was being taught by Ken Jones, a Training & Service Operations Manager for Leica Geosystems. Ken Jones is a reserve officer and retired Criminalist with the Portland Police Department. The class was being conducted in the Humboldt County Sheriff's Office, Office of Emergency Services.

At about 0930 hours, Sergeant Freese entered and advised the class that there was an active shooter situation and she believed it could be an officer involved shooting. Sergeant Freese advised Ken Jones she would likely be needed assistance from members of the class. Sergeant Freese and Ken Jones discussed the situation and it was decided that the class would implement what we learned by using the Leica 3D scanner to map the scene when the incident was over. Ken Jones continued to teach the class.

On August 18, 2016 at about 0300 hours, I was called at my residence requesting I respond to the Humboldt County Sheriff's Office Criminal Investigations Division. I arrived and a briefing was conducted. Deputy Havens and I were tasked to begin 3D imaging of the scene. We gathered the equipment, picked up Ken Jones, and responded to the command post located at Thomas Home Center.

SCENE:

After briefing with command staff, Deputy Havens, Ken Jones, and I responded to the incident location.

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Redwood Creek Apartments is a complex consisting of 9 buildings. Eight buildings containing apartments surround a center grassy area that contains a playground and an office. A driveway with parking spots in the shape of a horseshoe runs through the complex and attaches to Sutter Road on both ends.

The entire complex and part of Sutter Road was encompassed in an outer perimeter. Three inner perimeters were set up as areas significant to evidence collection. An area near the southwest corner of the apartment building directly north of the manager's office was identified as the spot Deputy Mowrey had fired his weapon from.

The front porch of the manager's office was identified as a spot that [REDACTED] fired at.

The building of [REDACTED] was identified as the building that [REDACTED] lived in.

A fire truck was idling in the parking lot just north of [REDACTED]. An ambulance was parked in the parking lot west of [REDACTED]. The body of [REDACTED] was located in the ambulance.

Ken Jones, Deputy Havens, and I deployed the Leica scanner and began mapping and imaging the area. Community Services Officer Hanson, Evidence Technician Campbell, and Deputy Jones arrived on scene and assisted with the scanning. See Evidence Technician Campbell's report for details.

Deputy Coroner VanBuskirk arrived on scene at about 0539 hours and took custody of the body of [REDACTED]. Deputies Melendy and Helm assisted.

AUTOPSY:

On Monday August 22, 2016 at about 1317 hours, I arrived at the Humboldt County Sheriff's Office Coroner Division for the autopsy of David Fulton. Dr. Super, volunteers Allie Lukes, and Catherine Alexander, District Attorney Investigator Kirkpatrick, Department of Justice Criminalists Rosenfeld, and Cloutier, Eureka Police Officer Cosetti, Deputy Coroner VanBuskirk, and I were present.

It was verified that the body bag was sealed prior to the beginning of the autopsy. The autopsy was performed by Sr. Super. Criminalist Rosenfeld Cloutier collected any items of evidentiary value including photographs.

Investigator Fulton arrived and was at the autopsy from about 1543 hours to 1606 hours.

At the conclusion of the autopsy Dr. Super advised me that the cause of the death of David Fulton was multiple high velocity gunshot wounds.

CONCLUSIONS AND RECOMMENDATIONS:

This report is a supplemental report. Any additional information from me will be documented in a separate supplemental report.

Officer 1149 HICKS SCOTT N

Report Date 08/23/2016

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Incident Case Number 201604167 Report Title EVIDENCE
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/23/2016 09:40:32
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense
 Offense Code _____ CSA _____ Location _____
 Description _____

Person
 Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 08/17/2016 at approx. 1430hrs I assisted Detective Harpham and Detective Cosseti from Eureka Police Department (EPD) with photographing, conducting a round count and collecting the weapons and tactical gear of Deputy Mowrey. Mowrey was involved in an officer involved incident earlier in the day. Detective Cosetti took overall photographs of Mowrey, his weapons, magazines and the round counts.
 The following items were collected:
 1. Black Glock 22Gen4 .40, [REDACTED], 1 WIN 40 S&W round in the chamber, 12 WIN 40 S&W rounds in the magazine
 Located: Mowrey's belt holster
 2. Spare magazine with 15 rounds of WIN 40 S&W
 Located: Mowrey's belt
 3. Spare magazine with 15 rounds of WIN 40 S&W
 Located: Mowrey's belt
 4. Smith & Wesson M&P 15 Ser#SZ28977, 1 LG12 round in the chamber
 Located: on Mowrey's person
 5. Pmag 30 5.56x45 with 27 LG12 rounds
 Located: in Smith & Wesson M&P 15
 6. Spare Pmag 30 5.56x45 with 30 LG12 rounds
 Located: Mowrey's tactical vest
 7. Spare Pmag 30 5.56x45 with 30 LG12 rounds
 Located: Mowrey's tactical vest

Officer 2015 CAMPBELL ANDREW Report Date 08/23/2016
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8. Green tactical vest
Located: Mowrey's person

9. Green tactical belt
Located: Mowrey's person

Mowrey indicated that he did not fire the Glock handgun. He indicated that he only fired the Smith and Wesson M&P15 rifle.

All items collected were booked into evidence.

On 08/18/2016 at approx. 0330hrs I assisted Detective Harpham from EPD and Detective Dockwieler from Arcata Police Department (APD) with photographing, conducting a round count and collecting the weapons used by the Mendocino county SWAT members during the officer involved incident. I took overall photographs of the officers in the following order: Corey Bender from Mendocino Sheriff, ZC Lima Mendocino Sheriff, Jason Chapman Ukiah Police, and Joseph Comer Mendocino Sheriff. A round count was conducted and photographed on the handguns of each officer. Their handguns were not collected.

The following items were collected from the above deputies:

1. Colt M4 Carbine Rifle, Ser# [REDACTED]
Located: Comer's person

2. Magazine with 21 .223 REM Hornady rounds, 1 .223 REM Hornady round from the chamber
Located: From Comer's Colt rifle

3. 2 spare magazines each with 30 .223 REM Hornady rounds
Located: Comer's tactical vest

4. Colt AR-15 Mod. 613, Ser# [REDACTED]
Located: on Bender's person

5. Magazine with 23 .223 REM Hornady rounds, 1 .223 REM Hornady round from the chamber
Located: from Bender's Colt Rifle

6. 3 spare magazines each with 30 .223 REM Hornady rounds
Located: Bender's tactical vest

7. Colt M4 Carbine rifle, ser# [REDACTED]
Located: on Lima's person

8. Magazine with 23 .223 REM Hornady rounds, 1 .223 REM Hornady round from chamber
Located: from Lima's Colt Rifle

9. 2 spare magazines each with 30 .223 REM Hornady rounds, 1 spare magazine with 30 .223 WCC 13 rounds
Located: Lima's tactical vest

10. Spikes ST15 rifle, ser# [REDACTED]
Located: on Chapman's person

11. Magazine with 23 .223 REM Winchester rounds, 1 .223 REM Winchester round from chamber

Officer 2015 CAMPBELL ANDREW

Report Date 08/23/2016

Supervisor Review 0896 FREESE DIANA M

Review Date 11/16/2016

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Located: Chapman's Spikes rifle
12. 5 spare magazines, each with 30 .223 REM Winchester rounds
Located: Chapman's tactical vest
13. 1 .223 REM Winchester shell casing
Located: gap in clothing between shirt and pants at butt of Lima
Each deputy shook out their exterior clothing looking for additional casings.
None were found.

On 08/18/2016 at approx. 0600 I arrived at [REDACTED] McKinleyville to assist with documenting the scene through the use of a Leica C10 3D scan station. The following individuals were assisting with the use of the scanner, Investigator Scott Hicks, Deputy Hilary Havens, Deputy Tim Jones, CSO Stacey Hanson, and Leica instructor Ken Jones. A 4ft long pole was placed in the scene to be used for verifying scanner accuracy. A scan plan was created indicating the general location of all scan worlds. A total of 17 scans were completed. These scans also included images. While importing the scan station data the scan data from scan world 3 was corrupt and unable to be recovered. The RAW data was saved to a USB storage device and booked into evidence. A Truview was created allowing for the viewing of the data.

Officer 2015 CAMPBELL ANDREW

Report Date 08/23/2016

Supervisor Review 0896 FREESE DIANA M

Review Date 11/16/2016

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CASE - SUPPLEMENTAL REPORT 14

Case Number
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Incident Case Number 201604167 Report Title SWAT SUPPLEMENTAL REPORT
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/28/2016 03:03:18
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 8/17/16, at approximately 0930 hours, I was notified by HCSO dispatch that Special Weapons and Tactics (SWAT) was activated for a critical incident in the McKinleyville CA area, which is located in the County of Humboldt. I responded from the HCSO Boat Shed with the SWAT trailer. I arrived at the Thomas Home Center (1685 Sutter RD) in McKinleyville at about 1047 hours. I was wearing a distinctly marked HCSO SWAT uniform, and driving a marked HCSO patrol vehicle.

I met with SWAT Team Leader Sgt Braud who briefed me on the incident. Sgt. Braud sent three (3) SWAT Operators and myself to rescue a male and female from [REDACTED]. Our team completed the mission and returned back to the Tactical Command with the male and female. Sgt. Braud sent our team out two (2) more times to rescue citizens from the nearby apartments. After completing the rescue missions, Sgt. Braud tasked our team with relieving Sgt. Gomes' team near the front of [REDACTED]. Our team relieved Sgt. Gomes' team at approximately 1400 hours. Four (4) SWAT Operators and myself establish an inner perimeter and acted as an arrest react team. Our team posted near a concrete dumpster located about 50 yards from the suspects residence, until about 1730 hours. During that time, we observed the suspect in [REDACTED] peeking through the blinds, of the upstairs apartment.

At approximately 1730 hours, Our team was relieved by another operator team. At approximately 2000 hours, HCSO SWAT team took over as the primary arrest and

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react team. We positioned ourselves in the MCSO Bearcat located at the bottom of suspect's stairs. I took up a position near the front passenger side of the Bearcat, facing the front door of [REDACTED]. Sgt Braud attempted several times on the PA to get the suspect to answer the phone, when the suspect would not answer the phones from the negotiators. We maintained that position until 0000 hours, when we were relieved by MCSO SWAT team.

Our team was scheduled to return to the Bearcat position at approximately 0400 hours to relieve MCSO SWAT team. I returned to my patrol vehicle and attempted to get some rest. At about 0130 hours, I heard on the radio that MCSO SWAT team was igniting a diversionary device. I heard the sound of the diversionary device being deployed at the suspects' residence. I exited my patrol vehicle and heard multiple gunshots. I geared up and responded to the TC and met with Sgt. Braud who was organizing our next mission.

I was assigned to the gas team with Sgt. Massaro, Officer G. Hill, and Detective Aubushon. Our team maneuvered around to the back side (east side) of [REDACTED]. We set up a position approximately 50 yards away, directly behind [REDACTED]. While waiting on orders to deploy the gas, I heard on the radio that the suspect had lit the apartment on fire. I eventually saw fire and smoke coming from inside [REDACTED]. Due to my position behind [REDACTED], I did not witness any of the events that occurred in front of [REDACTED].

Closed/Supplemental Report

NFI

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Incident Case Number 201604167 Report Title SWAT SUPPLEMENTAL
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/29/2016 11:36:45
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 08-17-2016 at about 09:02 hours, I was working patrol in a marked HCSO vehicle in the Hoopa area. I heard a dispatched call of shots fired at [REDACTED], [REDACTED] in McKinleyville. At about 09:28 hours, I heard units on scene requesting the Humboldt County Sheriff's Office Special Weapons and Tactics Team respond to the scene. I responded code 3 from the Hoopa area and I arrived on scene at about 10:18 hours.

I met with SWAT Team Leader Sgt. Braud at the command post located at Thomas Home Center on Sutter Road. Sgt. Braud briefed me of the incident and I was assigned as a Team Leader for an arrest react team. Myself and 3 SWAT Operator's moved into a postilion behind a concrete wall that contained a dumpster that was located about 40 yards in front of the suspect's apartment. During that time I could see the suspect looking through the blinds periodically for several hours. At about 14:00 hours, we wererelieved by other HCSO SWAT Operator's.

At about 18:00 hours, my team went and positioned ourselves in and around Mendocino County Sheriff's Office Bear Cat (Rescue Vehicle). Sgt. Braud was giving the suspect surrender commands on the PA system periodically from the Bear Cat, which was located near the bottom of the stairs to the suspects apartment. We maintained that position until about 00:00 hours, and were relieved by members of the MCSO SWAT Team.

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I was scheduled to return to the Bear Cat at about 04:00 hours and we were ordered to get something to eat and rest. At about 01:00 hours, I fell asleep in my patrol vehicle near the command post. At about 01:30 hours, I was woken up by the sound of gun shots. I exited my patrol vehicle and I donned my SWAT gear. I met with Sgt. Braud at the Tactical Command Post as we waited for our next assignment.

I was part of an arrest react team that was moved to the Bear Cat. I was positioned at the 1/4 corner (S/W) corner the apartment building, next to the Bear Cat. MCSO was using the Bear Cat PA system and was giving the suspect surrender commands. I heard on my portable radio that there was smoke coming from the suspects apartment. I then started seeing smoke coming from the number 1 side, A window. The smoke increased as time passed. I then saw and heard at least two gunshots that came from the suspects apartment window on the 1 side. At that moment, I was in fear for my life and for the lives of the other SWAT Operator's on scene because I could hear what sounded like bullets or fragments hitting metal. I did not engage the suspect as I could not see the threat. I could only see muzzle flash from the suspects barrel. Surrender commands were continued to the suspect. I then heard multiple shots fired and heard that the suspect was down on the stairwell landing. I could not see the stairwell landing from my position at the 1/4 corner of the apartment building.

I heard and saw 3 shots being fired from a less lethal shotgun and I moved to the rear drivers side of the Bear Cat to help provide cover. I could then see the suspect lying on his right side at the top of the stairwell landing. HCSO Swat Team Operator's then moved up the stairwell with a shield and detained the suspect, as I continued to provide cover. I radioed to the Command Post that the suspect was detained and to have medical come in code 3. Medical personnel arrived on scene within a minute due to them being staged at the Command Post. Medical personnel started life saving procedures but declared the subject deceased. Fire personnel also arrived on scene and started putting out the fire in the apartment.

I responded back to the rear of the Bear Cat, was debriefed and HCSO SWAT Team returned to the Tactical Command Post.

End of report.

Officer 1360 GOMES ANTHONY J

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Incident Case Number 201604167 Report Title SWAT SUPPLEMENTAL REPORT
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 08/31/2016 18:01:46
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative On 08/17/2016, at approximately 0923 hours, I was notified that an OIS had occurred at the apartments located at [REDACTED] in Mckinleyville and the HCSO SWAT team was being activated. I was advised that the suspect and a female were inside of his apartment [REDACTED].

I responded in my patrol vehicle to the tactical command post where I met with HCSO SWAT Team Leader Sgt. Braud. I was assigned (as well as other HCSO operators) to team up with MCSO operators and to evacuate the additional personnel who were still inside of their apartments that surrounded the incident location [REDACTED]. HCSO operators, MCSO operators, and I utilized the MCSO Bearcat (civilian rescue vehicle) to safely escort the remaining personnel out of the danger area.

Once all of the occupants were safely escorted to a secure location, I was assigned to be the communications connection between MCSO operators and the HCSO operators. A team of MCSO operators and I were transported in the bearcat to the base of the stairwell of apartment G, the suspect's apartment. Upon our arrival at the suspect's apartment, he exited the front door while holding a lighter in one hand and an aerosol canister of some sort in the other hand. The suspect ignited the lighter and he sprayed the contents of the aerosol can towards the open flame. The contents of the aerosol canister extinguished the flame and the suspect retreated back inside of his residence.

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MCSO would occasionally speak to the suspect via the PA system on the bearcat, in attempt to gain compliance. The suspect did not comply with the commands being given to him and would yell inaudible statements and look through the closed shades of his apartment windows. At one point HCSO Lt. Fridley was escorted to the bearcat and he attempted to negotiate with the suspect via the PA system. The negotiations were unsuccessful and Lt. Fridley returned to the Command Post. It should be noted that as we were covering the [REDACTED] a MCSO operator believed that he saw the suspect pointing a barrel of a rifle at him through the apartment window.

At approximately 1800 hours, HCSO operators responded to our location and they relieved the MCSO operators. Sgt. Braud was on scene and he would periodically give commands to the suspect via the PA system. While we were on scene we could hear the suspect yelling inside of his apartment and he did not obey the commands to exit his residence.

At approximately 0000 hours, MCSO operators responded to our location to relieve us and take over security on the suspect's apartment. We (HCSO operators) responded back to the Command Post and were told to rest. We were advised that we would be relieving MCSO at approximately 0400 hours. At this time I downloaded my SWAT gear and I responded to my patrol vehicle. I sat in the front seat and I fell asleep at approximately 0045 hours.

At approximately 0130 hours, I woke to the sound of a loud bang. The loud bang was followed by several gunshots. At this time I put on all of my SWAT gear and I responded to the Tactical Command Post. From there, assignments were given to the HCSO operators. I was assigned to be with a portion of the team to augment the MCSO operators that were in front of the residence. As we were going over our assignments we were informed that the [REDACTED] subject, who was inside with the suspect, had exited the apartment and [REDACTED] was now at the Command Post.

At this time we moved through the apartment complex to the MCSO operators and the bearcat. I positioned myself at the ¼ corner of the apartment building with Sgt. Gomes and Officer B. Omev. We were the arrest and react team if the subject were to come out and surrender.

Commands over the PA continued for the suspect to come outside and surrender. As time went on I could see dark smoke coming from one of the windows of the suspect's apartment. A few moments later I could see that more dark smoke was flowing out of the suspect's window. I saw glass fragments burst away from the suspect's window and I could hear gunshots coming from the apartment window. I

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could hear the sound of the metallic projectiles striking on or near the bearcat and the vehicles that were parked nearby.

It should be noted that upon the suspect shooting towards us, I was fearful for my life and the lives of the HCSO/MCSO operators that were on scene. I did not engage the suspect because I could not have a clear line of sight on him or the threat he was posing from where I was positioned.

Moments after I heard the gunshots coming through the suspect's window, I heard the suspect's door swing open. Once the door opened I could hear the operators to the left of me, yelling towards the stairway. Almost immediately after the yelling started I heard several gunshots. After the gunshots were fired I could hear operators yelling at the suspect to drop the gun and to show them his hands. I also heard one of the operators say, "he is still moving". Operators yelled several more commands at the suspect and they advised that he was not moving anymore. It should be noted that I could not see the suspect or the top of the stairway from my position.

At this time I moved to the back of the bearcat. Upon my arrival I heard and saw three shots being fired from a less lethal shotgun, towards the suspect. After the rounds were fired, HCSO operators walked up the stair way with a shield. The HCSO operators detained the suspect in handcuffs. Once the suspect was detained, medical personnel arrived on scene and began life saving efforts on the suspect. The suspect was pronounced deceased shortly after. Fire personnel arrived on scene shortly after medical and they began to extinguish the fire inside of the suspect's apartment.

All HCSO SWAT team members responded to the rear of the bearcat. Once all members were accounted for we responded back to the Tactical Command Post where we debriefed.

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Incident Case Number 201604167 Report Title SWAT SUPPLEMENTAL
 Date/Time Occurred 08/17/2016 08:58:21 Report Date/Time 10/31/2016 08:24:58
 Name/Business Name _____ Incident Location [REDACTED]
 Case Clearance _____ Case Clearance Date _____

Offense

Offense Code _____ CSA _____ Location _____
 Description _____

Person

Person Type _____
 Name Type _____ Last _____ First _____ Middle _____
 Address Type _____ Address _____ Apartment _____
 City _____ State _____ Zip _____ Phone _____
 DOB _____ Age _____ Sex _____ Race _____ Height _____ Weight _____
 Hair Color _____ Eye Color _____ Driver License _____ State _____

Narrative/Summary

Narrative I, Kyle Holt, am currently employed as a Drug Enforcement Unit (DEU) Investigator for the Humboldt County Sheriff's Office (HCSO). I am also assigned as an Operator for the HCSO Special Weapons and Tactics (SWAT) Team.

On Wednesday 08/17/2016, I was assisting with the service of a narcotics search warrant in the Bridgeville area of Humboldt County. At approximately 1004 hours, I was notified by HCSO dispatch via text message that the HCSO SWAT team had been activated for a critical incident in the unincorporated area of McKinleyville which is located in the County of Humboldt. I responded CODE 3 with my emergency lights and siren activated. I arrived at the Incident Command Post (ICP) located at the Thomas Home Center (1685 Sutter Road) in McKinleyville at about 1051 hours. I was wearing a distinctly marked HCSO SWAT uniform, and driving a marked HCSO DEU vehicle.

I met with SWAT Team Leader Sgt. J. Braud (ECHO 1) who provided me with a summary of the situation known to him at the time. The following is a summary of what I recall from that conversation:

HCSO Deputies were dispatched to a shots fired call at [REDACTED] in McKinleyville, which was described as a two-story apartment complex. It was reported that [REDACTED] the middle-aged male tenant from apartment [REDACTED], had fired shots into the nearby manager's office. The type of firearm was unknown.

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HCSO Deputies arrived on scene to investigate, at which time [REDACTED] fired shots at the Deputies. At least one HCSO Deputy returned fire, but it was unknown if [REDACTED] was hit. No HCSO Deputies had been injured. HCSO Deputies were in the process of establishing an inner perimeter around the apartment complex, and requested the activation of SWAT to resolve the situation. [REDACTED] [REDACTED] [REDACTED], was believed to be in the apartment, but not against [REDACTED] will.

Sgt. Braud told me that inner and outer perimeter positions were still in the process of being solidified by HCSO Patrol Deputies, as well as a myriad of other assisting local law enforcement agencies. Sgt. Braud told me that the Mendocino County Sheriff's Office (MCSO) was also en route to assist, and were bringing their Lenco Bearcat Rescue Vehicle. Sgt. Braud told me to gear up, and advised I would be assigned to a Rescue Team tasked with the evacuation of citizens from multiple locations within the apartment complex.

I donned my SWAT gear, which consisted of a department issued OD green molle plate carrier, and a department issued OD green helmet. The plate carrier had large black Velcro placards attached to the front and back, which read "SHERIFF" in large gold letters. I also retrieved my department issued Colt M16 A2 rifle, loaded a magazine, and chambered a round, so I would be ready to deploy if immediately necessary to save lives.

Sgt. Braud assigned myself and three (3) additional HCSO SWAT Operators to rescue a male and female from [REDACTED]. Our team utilized a large ladder provided by the local Fire Department to rescue the male and female from a second story window located on the Southern facing exterior wall of [REDACTED]. Upon completion of the rescue mission, our team returned to the CP with the male and female. Sgt. Braud sent my Rescue Team out two (2) more times to rescue citizens from the nearby apartments. I no longer recall the names, sexes, or descriptions of the evacuated persons.

After completing the rescue missions, Sgt. Braud tasked our team with relieving Sgt. T. Gomes' (ECHO 13) team which was located near the front of [REDACTED]. My team relieved Sgt. Gomes' team at approximately 1416 hours. Myself and four (4) additional SWAT Operators established an inner perimeter and acted as an Arrest React Team. Our team posted near a concrete dumpster located about 50 yards West of the suspects' residence [REDACTED]. While posted near the concrete dumpster, I observed the suspect inside [REDACTED] numerous times as he peeked through the window blinds associated with the Westerly facing windows of the upstairs apartment. At about 1143 hours, I observed the suspect as he opened the front door of the residence associated with an elevated porch area near the top of the exterior staircase. The suspect appeared to ignite an unknown object

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utilizing an aerosol canister and lighter. The suspect's attempts appeared to fail, and he returned back inside the apartment closing the door behind him.

At approximately 1730 hours, my Arrest React Team was relieved by another team of HCSO SWAT Operators. I returned to the CP and awaited further instruction.

At approximately 2000 hours, all MCSO SWAT team members were replaced by HCSO SWAT team members in the field. From approximately 2000 hours to approximately 0000 hours, HCSO SWAT Team members were split into three deployed groups around the target location. Myself and Sgt. K. Ireland (ECHO 10) staged in the apartment complex office as an Overwatch Position on the #1 (West) side of the complex about 63 yards from [REDACTED]. From this location I could see Sgt. Braud and additional HCSO SWAT Operators who were staged inside the Lenco Bearcat Rescue Vehicle parked at the bottom of the stairwell leading to [REDACTED].

During this time period, I could hear Sgt. Braud give surrender commands to [REDACTED] via the Public Announcement (PA) system in the Lenco Bearcat Rescue Vehicle. Sgt. Braud gave repeated surrender commands to [REDACTED] via the PA system, but he did not surrender.

At approximately 0000 hours, MCSO SWAT Team members relieved Sgt. Ireland and myself from our Overwatch Position located inside the apartment complex office. I was advised my team was scheduled to return to the Overwatch Position at approximately 0400 hours to relieve MCSO SWAT team members.

I returned to my patrol vehicle and attempted to get some rest. At about 0130 hours, I heard on the radio that MCSO SWAT members were igniting a diversionary device in an attempt to breach one of the second story exterior windows associated with [REDACTED]. Moments later I heard the loud bang sound of what I believed was the diversionary device being deployed. I exited my patrol vehicle and heard multiple gunshots. I donned my SWAT gear, responded to the CP and met with Sgt. Braud who was organizing our next plan of action.

I was assigned to a team of HCSO SWAT Operators who were tasked with augmenting MCSO SWAT members who were already staged at the Lenco Bearcat Rescue Vehicle. Shortly before responding to their position, I observed a [REDACTED] subject being escorted across Sutter Road. I heard radio traffic advising that [REDACTED] was the [REDACTED] who had been inside the apartment with the suspect.

I responded to the Lenco Bearcat Rescue Vehicle which was still parked near the bottom of the stairwell leading to [REDACTED]. I positioned myself near the rear of the Lenco Bearcat Rescue Vehicle, which had both outward swinging rear doors

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open. I heard a MCSO SWAT member as he continued to issue surrender commands to the suspect via the PA system. I heard someone advise over the portable radio that smoke was observed coming from the residence. At this time I observed what appeared to be dark gray/black smoke beginning to bellow from the breached second story window of the [REDACTED].

I then heard the sound of several gun shots, and saw what I believed to be the corresponding muzzle flashes located inside the breached second story window of the [REDACTED]. The muzzle flashes light up the dark interior of the residence. I also heard several metallic pings which sounded like projectiles striking the front area of the Lenco Bearcat Rescue Vehicle. I did not return fire due to not having a clear view of the suspect. From my position near the rear of the Lenco Bearcat Rescue Vehicle my field of fire was obstructed by the open turret hatch located on the top of the Lenco Bearcat Rescue Vehicle. It should be noted that a MCSO SWAT member was protruding out of the turret hatch at this time.

The MCSO SWAT member continued to issue surrender commands on the PA system, and instructed the suspect to exit the apartment which now appeared to be on fire. I heard an unknown voice indicate that someone appeared to be exiting [REDACTED] through the front door. I then heard the sound of several additional gun shots, and saw what I believed to be the corresponding muzzle flashes located near the front door of the [REDACTED]. I also heard several metallic pings which sounded like projectiles striking the front area of the Lenco Bearcat Rescue Vehicle. I again did not return fire due to not having a clear view of the suspect. I then heard what I believed was the sound of return fire coming from the area/direction of the Lenco Bearcat Rescue Vehicle.

I repositioned myself on the left side of the Lenco Bearcat Rescue Vehicle near the driver side front door. From this location I could more clearly see the front door and elevated entry way associated with [REDACTED]. I now observed the suspect lying on his right side. He was making slight movements, but did not appear to be attempting to get up. I observed what appeared to be a rifle lying next to the suspect on the elevated entry way. The MCSO SWAT member issued additional surrender commands via the PA system, and instructed the suspect to crawl down the stairs and away from the weapon. The suspect did not comply, and there was no indication that he acknowledged the commands.

At this time the smoke began to pour out of the open second story window and open front door. I heard radio traffic from HCSO SWAT Operators located on the #3 (East) side of the building indicating that there were visible flames coming out of a rear window.

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A MCSO SWAT member positioned near the front of the Lenco Bearcat Rescue Vehicle fired several less than lethal shot gun rounds at the suspect. The first two rounds appeared to miss low, and struck the stairway below the suspects' location. The third and final round struck the suspect in the lower back area. There was no movement or reaction from the suspect as a result of the less than lethal force that was applied.

Sgt. Braud requested a team of HCSO SWAT Operators utilize a ballistic shield in attempt to contact/detain the suspect. I maintained my position of cover/security near the driver side of the Lenco Bearcat Rescue Vehicle. Once the suspect was detained in handcuffs, we called for Emergency Medical Services (EMS) to move in to render care. Fire Personnel also moved up at this time, and began extinguishing the apartment which was now fully engulfed in flames.

All HCSO and MCSO SWAT Team members returned to the area of the Lenco Bearcat Rescue Vehicle, and staged there until the scene was turned over to investigative units. I then returned back to the CP with all HCSO and MCSO SWAT Team members to be photographed and debriefed.

As previously stated, this narrative is merely a summary, to the best of my recollection, without the benefit of notes or recordings, of my involvement in a fluid and highly stressful situation. This narrative does not encompass every minute detail, and could be inadvertently off in regards to times, chronological order, etc. If there are any errors contained in this narrative, they are unintentional.

All additional information will be documented via supplemental report.

End of report.

Officer 1916 HOLT KYLE

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HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

826 FOURTH STREET, EUREKA, CA 95501
(707) 445-7251

18 January 2017

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INCIDENT INFORMATION

| | | | | | |
|---------------------------|------------------------------|--|--------------------------|---------------------------|-------------------------|
| BEAT 12 | DATE OCCURRED 8/17/2016 - | TIME OCCURRED 8:58:21 AM - | REPORT DATE 8/18/2016 | REPORT TIME 9:42:57 AM | DAY OF WEEK Thursday |
| COMMON NAME/BUSINESS NAME | | INCIDENT LOCATION (Address or Block Range) | | DISPOSITION / CLOSED BY | |

OFFENSE INFORMATION

| | | | |
|---------------------------|-----------------------|------------------------------|-----------------------------------|
| OFFENSE PC664 /187 (A) | 1. Felony 2. Misd. | 3. Infraction 4. Incident | ATTEMPTED MURDER:SECOND DEGREE ON |
|---------------------------|-----------------------|------------------------------|-----------------------------------|

OFFENSE INFORMATION

| | | | |
|------------------------|-----------------------|------------------------------|--------------------------------|
| OFFENSE PC245(A)(2) | 1. Felony 2. Misd. | 3. Infraction 4. Incident | ASSAULT WITH FIREARM ON PERSON |
|------------------------|-----------------------|------------------------------|--------------------------------|

OFFENSE INFORMATION

| | | | |
|------------------------|-----------------------|------------------------------|----------------------------|
| OFFENSE PC245(D)(1) | 1. Felony 2. Misd. | 3. Infraction 4. Incident | ASSAULT W/FIREARM ON PEACE |
|------------------------|-----------------------|------------------------------|----------------------------|

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|--------------------------------|------------------------------|----------------|---------------------|----------------|-------------------------|----------------|-------|
| PERSON TYPE INVOLVED PERSON | LAST NAME MILLER | FIRST KEVIN | MIDDLE | ALIAS LEGAL | DOB | SEX M | |
| AGE | RACE WHITE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS WORK | ADDRESS U: 826 4TH STREET | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 445-7251 | | |

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|------------------------|-----------|--------|--------|----------------|-------|----------------|-------|
| PERSON TYPE WITNESS | LAST NAME | FIRST | MIDDLE | ALIAS LEGAL | DOB | SEX | |
| AGE | RACE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS HOME | ADDRESS | CITY | STATE | ZIP | PHONE | | |

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|------------------------|-----------|--------|--------|-------|-------|----------------|-------|
| PERSON TYPE WITNESS | LAST NAME | FIRST | MIDDLE | ALIAS | DOB | SEX | |
| AGE | RACE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS HOME | ADDRESS | CITY | STATE | ZIP | PHONE | | |

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|------------------------|-----------|--------|--------|----------------|-------|----------------|-------|
| PERSON TYPE WITNESS | LAST NAME | FIRST | MIDDLE | ALIAS LEGAL | DOB | SEX | |
| AGE | RACE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS HOME | ADDRESS | CITY | STATE | ZIP | PHONE | | |

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|------------------------|-----------|--------|--------|-------|-------|----------------|-------|
| PERSON TYPE WITNESS | LAST NAME | FIRST | MIDDLE | ALIAS | DOB | SEX | |
| AGE | RACE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS HOME | ADDRESS | CITY | STATE | ZIP | PHONE | | |

PERSON INFORMATION SEX CRIME CONFIDENTIALITY

| | | | | | | | |
|--------------------------------|--------------------------|----------------|---------------------|----------------|-------------------------|----------------|-------|
| PERSON TYPE INVOLVED PERSON | LAST NAME FRIDLEY | FIRST MIKE | MIDDLE | ALIAS LEGAL | DOB | SEX | |
| AGE | RACE | HEIGHT | WEIGHT | HAIR | EYES | DRIVER LICENSE | STATE |
| TYPE ADDRESS WORK | ADDRESS U: 826 4TH ST | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 445-7251 | | |

| | | | | | |
|------------------------|-------------|--------------------------|--------------------------------------|-------------|--------------------------|
| OFFICER MELENDY_FOY | PIN 2067 | REPORT DATE 8/18/2016 | SUPERVISOR REVIEW WILLIAMS_SAMUEL | PIN 1285 | REVIEW DATE 8/18/2016 |
|------------------------|-------------|--------------------------|--------------------------------------|-------------|--------------------------|

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201604167

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

826 FOURTH STREET, EUREKA, CA 95501
(707) 445-7251

18 January 2017

Page 2

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|--------------------------------|--------------------|-------------------------|----------------------|---------------------|----------------------|------------------------------|---------------------|-------------------|
| PERSON TYPE INVOLVED PERSON | | LAST NAME [REDACTED] | | FIRST [REDACTED] | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS HOME | | ADDRESS [REDACTED] | | CITY [REDACTED] | STATE [REDACTED] | ZIP [REDACTED] | PHONE [REDACTED] | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|--------------------------------|--------------------|--------------------------|----------------------|--------------------|----------------------|------------------------------|-------------------------|-------------------|
| PERSON TYPE INVOLVED PERSON | | LAST NAME STEWART | | FIRST ERNIE | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS WORK | | ADDRESS U: 826 4TH ST | | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 445-7251 | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

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|--------------------------------|--------------------|---------------------------|----------------------|--------------------|----------------------|------------------------------|-------------------------|-------------------|
| PERSON TYPE INVOLVED PERSON | | LAST NAME LAMERS | | FIRST MARK | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS WORK | | ADDRESS U: 720 WOOD ST | | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 407-0675 | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|--------------------------------|--------------------|---------------------------|----------------------|--------------------|----------------------|------------------------------|-------------------------|-------------------|
| PERSON TYPE INVOLVED PERSON | | LAST NAME PENA | | FIRST EDDIE | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS WORK | | ADDRESS U: 720 WOOD ST | | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 499-7764 | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|--------------------------------|--------------------|---------------------------|----------------------|--------------------|----------------------|------------------------------|-------------------------|-------------------|
| PERSON TYPE INVOLVED PERSON | | LAST NAME SCHLESIGER | | FIRST MORGAN | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS WORK | | ADDRESS U: 826 4TH ST. | | CITY EUREKA | STATE CALIFORNIA | ZIP 95501 | PHONE (707) 445-7251 | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|------------------------|--------------------|-------------------------|----------------------|---------------------|----------------------|------------------------------|---------------------|-------------------|
| PERSON TYPE SUSPECT | | LAST NAME [REDACTED] | | FIRST [REDACTED] | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS HOME | | ADDRESS [REDACTED] | | CITY [REDACTED] | STATE [REDACTED] | ZIP [REDACTED] | PHONE [REDACTED] | |

PERSON INFORMATION

 SEX CRIME CONFIDENTIALITY

| | | | | | | | | |
|---------------------------|--------------------|-------------------------|----------------------|---------------------|----------------------|------------------------------|---------------------|-------------------|
| PERSON TYPE [REDACTED] | | LAST NAME [REDACTED] | | FIRST [REDACTED] | MIDDLE [REDACTED] | ALIAS LEGAL | DOB [REDACTED] | SEX [REDACTED] |
| AGE [REDACTED] | RACE [REDACTED] | HEIGHT [REDACTED] | WEIGHT [REDACTED] | HAIR [REDACTED] | EYES [REDACTED] | DRIVER LICENSE [REDACTED] | STATE [REDACTED] | |
| TYPE ADDRESS WORK | | ADDRESS [REDACTED] | | CITY [REDACTED] | STATE [REDACTED] | ZIP [REDACTED] | PHONE [REDACTED] | |

NARRATIVE / SUMMARY

On 08/17/2016, I was working patrol for the Humboldt County Sheriff's Office. I was wearing a distinctly marked HCSO patrol uniform and operating a marked HCSO patrol vehicle. At approximately 0902 hours, FTO Helm and I were dispatched to [REDACTED] McKinleyville, to investigate a report of shots fired. Deputy Aponte and Deputy Wilcox were dispatched to assist. While enroute FTO Helm requested Lt. Miller respond to the above location.

| | | | | | |
|------------------------|-------------|--------------------------|--------------------------------------|-------------|--------------------------|
| OFFICER MELENDY_FOY | PIN 2067 | REPORT DATE 8/18/2016 | SUPERVISOR REVIEW WILLIAMS_SAMUEL | PIN 1285 | REVIEW DATE 8/18/2016 |
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When we arrived, I met with [REDACTED] who is the apartment manager, on the west side of the office building. The following is a summary of [REDACTED] statement:

[REDACTED] stated a disgruntle tenant, later identified as [REDACTED], fired shots at the Manager's office building. [REDACTED] said [REDACTED] called the office numerous times between 0800-0845 hours threatening management. [REDACTED] said [REDACTED] was extremely agitated over his vehicle being towed by management. [REDACTED] said [REDACTED] vehicle was leaking oil in the parking lot and per apartment policy it is subject to tow. [REDACTED] said [REDACTED] has warned [REDACTED] a few times over [REDACTED] vehicle leaking oil.

[REDACTED] said after [REDACTED] last phone communication with [REDACTED], [REDACTED] heard two gunshots and what [REDACTED] believed was the bullets making contact with the east side of the office building. [REDACTED] said [REDACTED] inspected the east side of the building and noticed damage to the front office door in the upper right corner of the door frame. I observed a gouge in the wood of the door frame and a small entry hole in the door. [REDACTED] believed it was [REDACTED] who shot, but [REDACTED] did not witness [REDACTED] doing it.

[REDACTED] said [REDACTED] [REDACTED] who resides with [REDACTED], ran to the office and said [REDACTED] just shot at you". [REDACTED] told [REDACTED] was contacting the police. [REDACTED] stated [REDACTED] said "I'm going back to the apartment to calm [REDACTED] down". [REDACTED] pointed out which unit was [REDACTED] [REDACTED] lives at [REDACTED], [REDACTED] McKinleyville. [REDACTED] apartment was approximately 100 yards east of the office building.

For safety reasons, FTO Helm had the office staff move from the front of the office to the back of the office. I asked [REDACTED] for any information [REDACTED] might have on [REDACTED]. During my conversation with [REDACTED] the following units arrived on scene: Captain Thompson, Lieutenant Miller, Deputy Mowrey, Deputy Aponte, Deputy Wilcox, and two rangers from National Parks.

FTO Helm briefed incoming units of the current situation. Deputy Aponte and the National Parks Ranger set up a perimeter behind patrol vehicles on the south side parking lot approximately 15 feet from the office building. Deputy Mowrey set up perimeter on the southwest corner of the apartment building north of the office. Deputy Wilcox was directed by Lt. Miller to set up perimeter on the northeast corner of the apartment complex. Captain Thompson established the command post inside the office and requested additional units respond to assist in setting up the perimeter.

Deputy Aponte reported movement in the front window of [REDACTED] residence. Approximately a minute later, one of the National Parks Rangers reported a male subject standing in the stairwell leading to [REDACTED] apartment. I turned towards [REDACTED] residence to gain a better view of the male subject, when I heard 3 to 4 gun shots from a small caliber gun coming from the direction of [REDACTED] apartment. I deployed my firearm and proceeded to the northeast corner of the office building with FTO Helm. I heard Deputy Mowrey return fire and he moved to our position. The National Parks Ranger advised the male subject had retreated back into [REDACTED] apartment.

Captain Thompson requested all available units to assist and requested a SWAT callout. Lt. Miller requested CHP shut down Sutter Road from Central Avenue to Park Street. FTO Helm and I set a perimeter on the northwest corner of the office building. I remained at that position until relieved by another unit. FTO Helm and I were assigned to relieve a National Parks Ranger located on the northeast corner of the apartment complex. FTO Helm and I were relieved at about 1900 hours and returned to North Area Command before going off-duty.

On 8/18/2016, at approximately 0400 hours, FTO Helm and I returned to the Command Post. We were tasked to canvass the outer perimeter for any signs of damage that might have occurred to apartment buildings or

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|------------------------|-------------|--------------------------|--------------------------------------|-------------|--------------------------|
| OFFICER MELENDY_FOY | PIN 2067 | REPORT DATE 8/18/2016 | SUPERVISOR REVIEW WILLIAMS_SAMUEL | PIN 1285 | REVIEW DATE 8/18/2016 |
|------------------------|-------------|--------------------------|--------------------------------------|-------------|--------------------------|

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| | <input type="checkbox"/> PROBATION | <input type="checkbox"/> CWS | <input type="checkbox"/> CORONER | <input type="checkbox"/> ABC | | |

vehicles as a result of gunfire. We observed no damage to the outlying apartment buildings or vehicles.

At 0540 hours, we were reassigned to assist Deputy Coroner Van Buskirk in the removal of [REDACTED] body. We logged into the crime scene log and assisted Deputy Coroner Van Buskirk with removing [REDACTED] body from the ambulance to the Coroner's transport vehicle.

At 0635 hours we assisted Detective Hicks in marking evidence in front of [REDACTED] apartment. In addition, Department of Justice Investigators requested we canvass the area once again searching for signs of damage to apartment buildings and vehicles that may have occurred during the exchange of gunfire. None was located.

At 0900 hours we logged out of the crime scene log and resumed patrol.

Any other information will be added as a supplemental.

Nothing further.

Attachments: None











| | | | | | |
|---|-------------|--------------------------|--------------------------------------|-------------|--------------------------|
| OFFICER MELENDY_FOY | PIN 2067 | REPORT DATE 8/18/2016 | SUPERVISOR REVIEW WILLIAMS_SAMUEL | PIN 1285 | REVIEW DATE 8/18/2016 |
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| <input type="checkbox"/> PROBATION <input type="checkbox"/> CWS <input type="checkbox"/> CORONER <input type="checkbox"/> ABC | | | | | |

CASE NUMBER: 201604167

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: JIM MOWREY
Victim:

PROPERTY/EVIDENCE LISTING







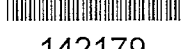


| BarCode | Item # | Recovering Officer / Date / Address | Item Type / Description |
|---|--------|---|---|
|  142159 | AC-1 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: BELT HOLSTER | Firearms GLOCK 22GEN4 Caliber: .40 Ser #: YCB800 BLACK GLOCK 22GEN4 .40 CAL, 1 ROUND IN MAGAZINE, 12 ROUNDS IN MAGAZINE |
|  142160 | AC-2 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: BELT | Ammunition Caliber: .40 MAGAZINE WITH 15 ROUNDS OF WIN .40 S&W |
|  142161 | AC-3 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: BELT | Ammunition MAGAZINE WITH 15 ROUNDS OF WIN 40 S&W |
|  142162 | AC-4 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: | Firearms SMITH & WESSON M&P 15Ser #: SZ28977 SMITH & WESSON M&P15 , 1 ROUND IN CHAMBER, LG 12 ROUND |
|  142163 | AC-5 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM SMITH & WESSON M&P15 | Ammunition PMAG30 PMAG30 5.56X45 WITH 27 ROUNDS OF LG 12 |
|  142164 | AC-6 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM VEST | Ammunition PMAG30 PMAG30 5.56X45, 30 ROUNDS OF LG 12 |
|  142165 | AC-7 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM VEST | Ammunition PMAG30 PMAG30 5.56X 45, 30 ROUNDS OF LG 12 |
|  142166 | AC-8 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: ON DEPUTY MOWREY'S PERSON | Clothing TACTICAL VEST |
|  142167 | AC-9 | Campbell, Andrew - 2015 08/17/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: ON DEPUTY MOWREY'S PERSON | Clothing TACTICAL BELT WITH HOLSTER AND MAC POUCHES |
|  142172 | AC-10 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM COMER'S RIFLE | Ammunition HORNADY 223 REM Caliber: .223 MAGAZINE FROM RIFLE WITH 21 ROUNDS, PLUS 1 ROUND FROM CHAMBER |

CASE NUMBER: 201604167

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: JIM MOWREY
Victim:

PROPERTY/EVIDENCE LISTING









| BarCode | Item # | Recovering Officer / Date / Address | Item Type / Description |
|---|--------|---|--|
|  142173 | AC-11 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM COMERS TACTICAL VEST | Ammunition HORNADY 223 REM Caliber: .223 2 SPARE MAGAZINES EACH WITH 30 ROUNDS |
|  142174 | AC-12 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: COMER'S RIFLE | Firearms COLT M4 CARBINE Caliber: .223 Ser #: A0202486 COMER'S COLT M4 CARBINE |
|  142175 | AC-13 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM BENDER'S RIFLE | Ammunition HORNADY Caliber: .223 MAGAZINE FROM BENDER'S RIFLE 23 ROUNDS, PLUS 1 FROM CHAMBER |
|  142176 | AC-14 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: BENDER'S TACTICAL VEST | Ammunition HORNADY 223 REM Caliber: .223 3 SPARE MAGAZINES WITH 30 ROUNDS EACH |
|  142177 | AC-15 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: ON BENDER'S PERSON | Firearms COLT AR-15 MOD. 613 Caliber: .223 Ser #: 4681330 BENDER'S COLT AR-15 |
|  142178 | AC-16 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM LIMA'S RIFLE | Ammunition HORADY 223 REM Caliber: .223 MAGAZINE FROM RIFLE WITH 23 ROUNDS, PLUS ONE FROM CHAMBER |
|  142179 | AC-17 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM LIMA'S TACTICAL VEST | Ammunition HORNADY Caliber: .223 3 MAGAZINES, 2 WITH 30 ROUNDS OF HORNADY 223 REM AND ONE WITH 30 ROUNDS OF WCC 13 |
|  142180 | AC-18 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: LIMA'S PERSON | Firearms COLT M4 CARBINE Ser #: A0202462 LIMA'S COLT M4 CARBINE |
|  142181 | AC-19 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM CHAPMAN'S RIFLE | Ammunition WINCHESTER Caliber: .223 MAGAZINE WITH 23 ROUNDS, PLUS ONE FROM CHAMBER |

CASE NUMBER: 201604167

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: JIM MOWREY
Victim:

PROPERTY/EVIDENCE LISTING








| BarCode | Item # | Recovering Officer / Date / Address | Item Type / Description |
|---|--------|---|---|
|  142182 | AC-20 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM CHAPMAN'S TACTICAL VEST | Ammunition WINCHESTER 223 REM Caliber: .223 5 SPARE MAGAZINES EACH WITH 30 ROUNDS |
|  142183 | AC-21 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: FROM CHAPMAN'S PERSON | Firearms SPIKES ST15 Caliber: .223 Ser #: 96108 CHAPMAN'S SPIKES RIFLE |
|  142184 | AC-22 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: SHERIFF'S OFFICE CID Recovery Location: REAR PANTS OF LIMA NEAR BELT | Ammunition WINCHESTER .223 REM WINCHESTER .223 REM SHELL CASING |
|  142200 | 1 | Akana, Jason - 1351 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: COMMAND POST | Audio/Video Statements - Agency Created Each AUDIO RECORDING OF NEGOTIATIONS |
|  142201 | GM1 | Musson, Gregory - 1701 08/18/2016 Recovery Address: [REDACTED] APT. H Recovery Location: FRONT STAIRS | Audio/Video Media Each 1 VERBATIM 8 GB MICRO SD CARD CONTAINING 13 VIDEOS. |
|  142202 | GM2 | Musson, Gregory - 1701 08/18/2016 Recovery Address: [REDACTED] ROAD Recovery Location: REDWOOD CREEK APTS. MCKINLEYVILLE | Audio/Video Statements - Agency Created Each CD CONTAINING AUDIO INTERVIEWS |
|  142203 | 2 | Akana, Jason - 1351 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: | Miscellaneous Each 9 SITUATION BOARDS INCLUDING: SUSPECT INFO, THINGS TO AVOID, POSSIBLE HOSTAGE |
|  142204 | 3 | Akana, Jason - 1351 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: | Miscellaneous Each PILE OF "STICKY NOTES" USED TO HELP THE PRIMARY NEGOTIATOR |

CASE NUMBER: 201604167

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: STATE OF CALIFORNIA
Victim:
Suspect 1: DAVID A FULTON

PROPERTY/EVIDENCE LISTING

| BarCode | Item # | Recovering Officer / Date / Address | Item Type / Description |
|---|--------|--|--|
|  142205 | 4 | Akana, Jason - 1351 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: COMMAND POST | Miscellaneous Each 13 PAGES OF NEGOTIATION LOGS, LOGGING COMMUNICATION WITH SUSPECT |
|  142234 | AC-23 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: CID Recovery Location: | Photo CD - Agency Created PHOTOS OF MENDOCINO SWAT MEMBERS AND THEIR WEAPONS INVOLVED IN SHOOTING |
|  142235 | HH-1 | Havens, Hilary - 1917 08/18/2016 Recovery Address: [REDACTED] G, MCKINLEYVILLE, CA Recovery Location: DINING/KITCHEN AREA | Miscellaneous PANASONIC Each CORDLESS TELEPHONE WITH ANSWERING MACHINE |
|  142257 | KM-1 | Miller, Kevin - 1025 08/22/2016 Recovery Address: [REDACTED] MCKINLEYVILLE Recovery Location: NAC | Audio/Video Statements - Agency Created 2 DUPLICATE PHOTO DVD'S OF AERIAL PHOTOS TAKEN BY CHP |
|  142490 | TF-37 | Outside Agency 08/19/2016 Recovery Address: [REDACTED] Recovery Location: CRV | Firearms REMINGTON 870 Caliber: 12 GA Each MENDOCINO COUNTY'S LESS LETHAL SHOTGUN |
|  142491 | GM3 | Musson, Gregory - 1701 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: THOMAS HOME CENTER | LEXAR 16GB PHOTOGRAPHS OF INVOLVED OFFICERS ON 16GB LEXAR THUMBDRIVE |
|  143489 | AC-24 | Campbell, Andrew - 2015 08/18/2016 Recovery Address: [REDACTED] MCKINLEYVILLE, CA Recovery Location: LEICA C10 3D SCANNER | Miscellaneous RAW SCANNER DATA FROM LEICA C10 3D SCANNER ON USB STORAGE DEVICE |

HUMBOLDT COUNTY SHERIFF'S OFFICE
S.W.A.T. TEAM

DATE: 8/17/16

PAGE: 1

INCIDENT #: 201604167

| TIME | INFO SOURCE | CHRONOLOGICAL DATA | RECORDER |
|------|-------------|--|----------|
| 1119 | E1 | Ladder team - Echo 10, 11, 19, 3, 6 | MR.S |
| 1120 | E1 | Arrest & React in place Echo 13, 9, 23 | MR.S |
| 1120 | E1 | Ladder team is enrt | MR.S |
| 1123 | X10 | outside window setting up ladder | MR.S |
| 1124 | X10 | made contact w/occupants in | MR.S |
| 1124 | X10 | H-heavy, rescuing. | MR.S |
| 1126 | X10 | both occupants rescued making | MR.S |
| 1126 | | way back to CP. | MR.S |
| 1128 | X10 | we are on the move | MR.S |
| 1133 | control IA | Bearcat was in E-rille 40 ago | MR.S |
| 1134 | control IA | & SWAT flown in by usCG any min. | MR.S |
| 1135 | control IA | (HIP) Echo enrt Mck Airport | MR.S |
| | | ETA 40 & standing by | MR.S |
| 1141 | E1 | Team moving in to rescue | MS |
| 1141 | | occupants | MS |
| 1145 | E1 | Rescued E10 & E3 E1 moving | MS |
| 1145 | | in to rescue Apt 'F' | MS |
| 1145 | | E10 E1 - she's ready just | MS |
| 1145 | | knock on window - E10 | MS |
| 1145 | | copies | MS |
| | E10 | I've contacted Virginia | MS |
| 1149 | E10 | Rescue complete moving back | MS |
| 1153 | E10 | at Sutter, crossing | MS |
| | | AQ - E10 we're back with | MS |

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| TIME | INFO SOURCE | CHRONOLOGICAL DATA | RECORDER |
|-------|-------------|---|----------|
| 12:00 | E10 | Virginia, where do you want her? A9 back at Thomas Home center. | MS |
| 1200 | | Mendo swat OIS | |
| 1221 | E13 | A/R Team all code 4 | |
| 1228 | E1 | Bearcat Team E1, 1441, 393 294, 80; will advise when moving in | |
| 1229 | E1 | Moving in now. | |
| 1231 | | Movement in the (R) window | |
| 1233 | E1 | Wma looking out 2nd story A' bldg. | |
| 1236 | E1 | units C4, examining opt. | |
| 1238 | E1 | ent back CP, be advised | mRS |
| 1238 | E1 | bullet hole driver side door | mRS |
| 1238 | E1 | or patrol veh parked in front | mRS |
| 1239 | E1 | Back at CP | mRS |
| 1246 | E13 | movement left window | mRS |
| | | E1 - A9 - NOTHING. | |
| 1300 | | Boston DFG - out scene | |
| 1301 | E1 | Rescue team Echo 1, 22, 3, 10.4, 7w19 | mRS |
| 1303 | E1 | A9 prepared to move R3, 180, 393 | mRS |
| 1303 | E1 | we're moving now 383 294 | mRS |
| 1306 | E13 | movement left window | mRS |

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| 1309 | E1 | We've got the package well | mrs |
| 1309 | E1 | moving back to the CP | mrs |
| 1312 | A9 | kle heard yelling coming from | mrs |
| 1314 | | inside | mrs |
| 1312 | E1 | have medical start preparations | mrs |
| 1312 | E1 | back at CP | mrs |
| 1337 | E1 | E1, E11 E19 E10 ETW19 | MS |
| 1337 | E1 | 294 383, 180, R30 | MS |
| 1340 | E1 | MOVING IN TO RESUME. | MS |
| 1352 | E10 | Securing the evacuees | MS |
| 1354 | E10 | E10 MOVING BACK TO C.P. | MS |
| 1358 | E10 | BACK TO CP. | MS |
| 1401 | E1 | E1, E11, E10, E22 TW19 393 | MS |
| 1401 | E1 | 180 383 184 R30 | MS |
| 1402 | E1 | MOVING IN | MS |
| 1404 | A9 | E1 E13 - A9. E13 - you're | MS |
| | | going to have a relief | MS |
| | | team shortly. E13 copies | MS |
| 1404 | E1 | were moving out | mrs |
| 1407 | E1 | we're out | |
| 1410 | E1 | We've got the evacuee | |
| 1410 | E1 | coming back | |
| 1412 | E1 | out at T.C. | |
| 1415 | E1 | A/R Team moving in to | |

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|------|-------------|-------------------------------|----------|
| E1 | 1416 | relieve X13's Team. | |
| E1 | 1416 | E12, E19, E6, E7, E3 | |
| E1 | 1416 | moving in | |
| E13 | 1420 | E13 - E12: were about 50 | |
| E12 | 1420 | to your #5 - go to basketball | |
| E12 | 1420 | court and you can go straight | |
| E12 | 1420 | from there | |
| E12 | 1421 | Move to the next set of | |
| E12 | 1421 | buildings it's shorter | |
| E12 | 1421 | from there. | |
| E1 | 1421 | Quick React. E10, E11, E22 | |
| E13 | 1421 | Visualized the suspect | |
| E13 | 1421 | looking out the window. | |
| E13 | 1420 | AIR #2 in place AIR#1 | |
| E13 | 1420 | Moving back to the CP. | |
| E6 | 1428 | E12 - E6 individual jobs? | |
| E1 | 231 | AR#1 back out at CP | |
| E1 | 1431 | Add AIR Team moving | |
| E1 | 1431 | in with the bearcat | |
| E1 | 1433 | E22, 383, 374, 241, 294 | |
| E1 | 1433 | 375, 339, R30, 180 | |
| 1434 | E1 | Mobile AIR Team en | |
| E1 | 1434 | route. | |
| E2 | 1435 | movement upper window | MRS |

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| TIME | INFO SOURCE | CHRONOLOGICAL DATA | RECORDER |
|------|-------------|----------------------------|----------|
| 1440 | E1 | E1 TO E22 confirm you | |
| 1440 | E1 | guys are in position? | |
| 1440 | E1 | E22 affirm | |
| 1443 | E22 | E22, door opening | |
| 1443 | E22 | Spraying gas, trying | |
| 1443 | E22 | to ignite something | |
| 1443 | E22 | Door closing | |
| 1443 | E22 | E12 visual green laser | |
| 144 | E22 | on the corner of the | |
| | E22 | window | |
| 1444 | E22 | E22 laser is from us | |
| 1446 | E22 | E22 giving commands | |
| 1446 | E22 | NO adjoining ducts | |
| 1447 | X10 | R36 - X10 - IS your truck | |
| 1447 | X10 | open? R36 affirm | |
| 1447 | A8 | HNT On-Line | |
| 1448 | E22 | E22 TO E1 Have we | |
| 1448 | E22 | confirmed how many rooms? | |
| 1448 | E1 | 2 BR East wall with a | |
| 1448 | E1 | bathroom between them. | |
| 1451 | E12 | E1 - E12 extremely broken. | |
| 1452 | E1 | A/R team standing by | |
| 1454 | E1 | at T.C. X1, 719, E11, E10, | |
| 1454 | E1 | E13, E23, E9. | |

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|------|-----------------|-------------------------------|----------|
| 1454 | A8 | Back on line w/HNT | |
| 1503 | E1 | NO change | |
| 1510 | E1 | E10, E9, E11, 254, 719, 1163, | |
| 1510 | E1 | moving in video surveillance | |
| 1510 | E1 | and add services, once done | |
| 1510 | E1 | they'll return to be part | |
| 1510 | E1 | of the Q.R.T. | |
| 1515 | E12 | E1 - E12; no change | |
| 1516 | E1 | Recon the camera sight | |
| 1514 | E1 | notify CP. when moving. | |
| 1517 | E10 | enrt w/the camera | MR.S |
| 1521 | E10 | Movement in the window | |
| 1521 | E12 | he's peeling out from the | |
| 1521 | E12 | 1A window | |
| 1521 | X10 | 36 we're on your 6 | |
| 1523 | X10 | 36 we're moving | |
| 1525 | E22 | E22 to E1 confirming we've | |
| 1525 | E22 | evacuated all apts? | |
| 1525 | E1 | Negative Just his quadplex | |
| 1530 | E10 | Camera in place | |
| 1532 | # A9 | On-Line w/the female. | |
| 1543 | E1 | E1 - E12 - NO change. | |
| 1543 | E1 | E22 - E1 we're moving to | |
| 1543 | E1 | your location w/ equipment | |

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| TIME | INFO SOURCE | CHRONOLOGICAL DATA | RECORDER |
|------|-------------|--|----------|
| 1515 | E1 | E10, S54, E19, 371, 363 | |
| 1545 | E1 | moving add camera in towards | |
| 1545 | E1 | the bearcat. | |
| 1545 | E1 | 12 on your 6 | |
| 1548 | E10 | Team returning | |
| 1550 | X10 | X10 back at the C.P. | |
| 1551 | E12 | Slight movement 1A window | m2.S |
| 1605 | E1 | E1 - A6 are you at the C.P? | |
| 1605 | E1 | affirm - RGR - I'll be moving | |
| 1605 | E1 | by in a patrol car. | |
| 1605 | E12 | E1 - E12 no change | |
| 1611 | C50 | Subject back online, and | |
| 1620 | C50 | calm at the moment. | |
| 1620 | E12 | E1 - E12, no change. | |
| 1635 | E1 | E12's team being replaced | |
| 1635 | E1 | by E10, E13, E11, E9, E23 | |
| 1636 | C50 | Back offline | |
| 1637 | E10 | E10 on the move - E12 | |
| 1643 | E10 | moving to your location | |
| 1643 | E1 | E1, E12, Team moving back | |
| 1643 | E1 | to CP. Team 1 in place. | |
| 1646 | E12 | E12 back at the C.P. | |
| 1651 | E10 | movement right window | m2.S |
| 1652 | A6 | away from the incident at MAC for a little bit. | m2.S |

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|-----------------|-------------|--|----------|
| 1653 | E10 | movement seen out the left window | MS |
| 1653 | E22 | Barreer poss. seen out the left window | MS |
| 1655 | E22 | E22 TO E1 | MS |
| 1658 | E10 | E10 - E1 status | MS |
| 1658 | E1 | E1 - E10 we're code 4, | MS |
| 1658 | E1 | negative contact. | MS |
| 1810 | E1 | E10 - E1, do you need to | MS |
| 1810 | E1 | rotate? | MS |
| 1834 | MS | Deny origination in place | MS |
| | MS | # [REDACTED] | MS |
| 1858 | | # | MS |
| 1904 | E1 | A8 attached to supply | MS |
| 1904 | E1 | team; moving out | MS |
| 1905 | MRS | Cell-phone not lined | MS |
| 1907 | E1 | E22 we're coming in to you | MS |
| 1907 | E1 | from the south | MS |
| 1911 | E1 | E1 out at the bearcat; | MS |
| 1911 | E1 | issuing surrender/callouts. | MS |
| 1911 | E1 | via the PA | MS |
| 1912 | E13 | (L) window movement | MS |
| 1921 | A9 | Halt PA; he's back on the | MS |
| 1921 | A9 | phone. | MS |
| 1941 | E10 | Movement (L) window | MS |
| 1945 | A9 | E1 - A9; bring negotiator back you | MS |

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|------|-------------|-------------------------------|----------|
| 1946 | MS | Red Cross: 707-470-9932 | MS |
| 1947 | E10 | Movement (L) window. | MS |
| 1947 | E1 | Supply team coming back | MS |
| 1947 | E1 | to the CP. | MS |
| 1949 | E1 | Back at the CP. | MS |
| 2005 | E1 | E1, E22, E3, E7, E23 | MS |
| 2005 | E1 | stationed @ the bearcat. | MS |
| 2005 | E1 | E12, E19 @ the 2/3 corner | MS |
| 2005 | E1 | 13, 11 on the 4/1 corner | MS |
| 2005 | E1 | 10, 6 @ the Managers ofc. | MS |
| 2010 | A9 | E1-A9 Manager confirms | MS |
| 2010 | A9 | the cablebox is on the | MS |
| 2010 | A9 | back side; don't mess with | MS |
| 2010 | A9 | phones - Cable ONLY. | MS |
| 2014 | E1 | E1 moving to locations | MS |
| 2023 | E1 | E1 advise Mendo's observation | MS |
| 2023 | E1 | team we're moving to them | MS |
| 2023 | E1 | 22 copies | MS |
| 2026 | E1 | E1 to CP - all prior teams | MS |
| 2026 | | relieved | MS |
| 2029 | | E1-A9 confirm we're clear | MS |
| 2029 | | to cut the cable? | MS |
| 2029 | | A9 affirm. | MS |
| 2030 | E12 | all lines to ITTO disconnect | MS |

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|------|-------------|--------------------------------------|----------|
| 2032 | EI | EI TO A9; were we supposed | MS |
| 2032 | EI | to start PA commands again? | MS |
| 2032 | A9 | Negative at this time | MS |
| 2033 | A9 | 83 Moving to the 213 corner | MS |
| 2033 | A9 | to recon - EI copies. | MS |
| 2034 | A8 | Back on line with the subject | MS |
| 2034 | A8 | who is mad the cable got cut | MS |
| 2041 | EI | EI TO CP be advised citizen | MS |
| 2041 | EI | Just walked into 1750 Sutter | MS |
| 2046 | EI | EI A9 confirm you have | MS |
| 2046 | EI | a light on the residence? | MS |
| 2046 | EI | EI on the IA side | MS |
| 2047 | A9 | A9 EI Get back on the | MS |
| 2047 | A9 | PA and tell him he needs | MS |
| 2047 | A9 | to talk to us more. | MS |
| 2047 | A9 | EI Roger that. | MS |
| 2050 | EI | EI TO CP voice commands | MS |
| 2050 | EI | continually given to | MS |
| 2050 | EI | residence; yelling heard. | MS |
| 2051 | EI | Movement 'A' opening | MS |
| 2053 | EI | Commands continued no other response | MRS |
| 2053 | EI | noted | MRS |
| 2059 | A9 | EI A9 still refusing to | MS |
| 2059 | A9 | answer the phone continue PA | MS |

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|------|----------------|--|----------|
| 2100 | A9 | E1 - A9 confirming we have | MS |
| 2100 | A9 | 360 coverage on the bldg? | MS |
| 2100 | A9 | E1 we have the front stairwell | MS |
| 2100 | A9 | 4/1, 2/3 covered unless | MS |
| 2100 | A9 | someone is out of position | MS |
| 2102 | A9 | He's back on the phone now | MRS |
| 2117 | A9 | Power cut off | MRS |
| 2123 | MS | Off-Line | MS |
| 2132 | E1 | negative interactions, after repeated | MR.S |
| 2132 | E1 | commands, confirm you've had | MR.S |
| 2132 | MA8 | negative interactions. | MR.S |
| 2132 | | | MR.S |
| 2132 | A9 | E12 turn the power back on. | MR.S |
| 2133 | E12 | I believe power is back on | MR.S |
| 2133 | A9 | E1 can you tell from your loc. | MR.S |
| 2133 | A9 | if we're having any luck w/ the | MR.S |
| 2134 | A9 | power | MR.S |
| 2134 | E1 | negative, we couldn't tell if | MR.S |
| 2134 | E1 | it's off or on. | MR.S |
| 2134 | E1 | A9, go power off for the entire | MR.S |
| 2134 | E1 | Complex. We'll be able to tell | MR.S |
| 2134 | E1 | if what he's doing has an affect | MR.S |
| 2134 | E12 | master power kill, power should be off | MR.S |
| 2134 | A9 | E1 anything | MR.S |

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|------|-------------|--|----------|
| 2135 | E1 | Affirm, interior off. one exterior | mrs |
| 2135 | | porch light is on, unk if on battery | mrs |
| 2135 | A9 | E12 kick it back on | mrs |
| 2135 | E12 | copy, master on | mrs |
| 2135 | A9 | E1 we have him back on the line | mrs |
| 2135 | E1 | Rgr, Power is back on. | mrs |
| 2137 | A8 | [REDACTED] is talking about coming out | mrs |
| 2137 | E1 | we're in position if anyone comes out | mrs |
| 2147 | E1 | A9-E1 we're still not on | MS |
| 2147 | E1 | PA, confirm we're still | MS |
| 2147 | E1 | good? Affirm, good | MS |
| 2209 | CP | E1 A8 requests units cut power | mrs |
| 2209 | E1 | E1 E12, cut master power | mrs |
| 2209 | E12 | E12, power should be off | mrs |
| 2227 | E1 | A9, are you in comms w occup. | mrs |
| 2228 | A9 | A8 negative, E12 turn power | mrs |
| 2228 | | back on. | mrs |
| 2228 | E12 | Power is off. on | mrs |
| 2232 | A8 | resume PA commands | mrs |
| 2244 | E1 | Yelling from inside, seems | mrs |
| 2244 | E1 | male voice | mrs |
| 2244 | CP | comms w/ the male | mrs |
| 2245 | CP | offline | mrs |
| 2255 | CP | nothing heard inside no movement | mrs |

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|------|-------------|--|----------|
| 2254 | A8 | Shut the power off | MR.S |
| 2257 | E1 | E1, E12 Kill master power switch | MR.S |
| 2257 | E12 | Power is off | MR.S |
| 2303 | E1 | [REDACTED] south of our position yelling | MR.S |
| 2303 | E1 | for [REDACTED], appears to outside Apt Comp. | MR.S |
| 2303 | SA3 | [REDACTED] is behind a gate south | MR.S |
| 2303 | SA3 | of our location, at checking | MR.S |
| 2313 | SA3 | with the [REDACTED] went into residence, | MR.S |
| 2313 | SA3 | driveway on Sandpiper that goes to | MR.S |
| 2313 | SA3 | the South. | MR.S |
| 2313 | E1 | no movement no response from PA | MR.S |
| 2320 | A8 | Power back on | MR.S |
| 2320 | E1 | E1, E12 copy | MR.S |
| 2320 | E12 | E12 power back on | MR.S |
| 2325 | Mendo | Mendo 0000 relief team = | MS |
| 2325 | MS | 71, 75, 83 on the 213 | MS |
| 2325 | MS | R30, 180, 539, 294, 39376 | MS |
| 2325 | MS | in the bearcat. | MS |
| 2325 | MS | Sniper Team: 554, 61, 63, 71919 | MS |
| 2331 | MS | Movement on the 1 A open window | MS |
| 2331 | MS | E12 - E1, I'm gonna come | MS |
| 2331 | MS | around the 314 tight to do | MS |
| 2331 | MS | a little recon - E12 receives. | MS |
| 2350 | MS | all Echo units switch to clear | MS |

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|-----------------|--------------------|--|----------|
| 2356 | E1 | SO Bearcat back on the move to CP | m.R.S |
| 2359 | 83 | X2 Talking in Bathroom | F. Dale |
| 0004 | 383 | Neq conversation heard in Bthru/FA Not in Distress | Dale |
| 0005 | 383 | Confirmed Power off | |
| 0013 | 539 | P-A announce | |
| 0014 | 83 | MA Subj advising ncs not afraid of knives ^{US} | |
| 0019 | 83 | MA Subj yelling unable to understand | |
| 0022 | 83 | Still unable to understand MA Subj | |
| 0040 | L41 | Req turn Power back on | |
| 0041 | 83 | Power back on | |
| 0042 | CNT | CP/CNT attempt to call subj | |
| 0042 | CNT | Msg left by CNT | |
| 0043 | CNT | Second attempt Neq answer | |
| 0044 | CNT | third attempt Neq answer | |
| 0045 | CNT | fourth attempt Neq answer | |
| 0049 | CP | unit swapping batteries @ sandpiper | |
| 0054 | CP | Power cut & P.A. Commands | |
| 0054 | 83 | Power off | |
| 0054 | 83 | | |
| 0058 | 83 | X2 shots rear of Resol | |
| 0059 | CP | Power Req to be turned on | |
| 0059 | ⁸³ Info | - Small Cal. 22 Pass through Roof | |
| | | Not from bathroom pass from | |
| | | bedroom | |

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|------|---------------|--|----------|
| 0059 | 93 | X1 Shot heard from front of apt | |
| 0101 | 93 | Power Power back on | |
| 0101 | CNT | attempting subj on telephone | |
| 0102 | 75 | Subj in Rear bedroom | |
| 0103 | CNT | attempting MA via telephone 2nd | |
| 0106 | CNT | MA Subj advising he was shooting at green light and we are trying to control | hir |
| 0106 | CNT | MA Subj keeps disconnecting line | |
| 0111 | 83 | FA heard saying they are not coming out. | |
| 0112 | L41 | OK to go w/ port windows on #1 side of Resd | |
| 0115 | CP | Perimeter units advised of windows being ported on #1 side via flash bangs | |
| 0117 | 94/339 | Windows ported #1 side via flash bang | |
| 0119 | | XLE shots fired | |
| | C4 | 83, 71, 75 | |
| | C4 | 93, 94 C4 | |
| | C4 | 551, 141, 7u019, 423 | |
| 0119 | 339 | 1A Ported | |
| 0120 | CNT | MA Subj back on telephone extremely distressed before disconnect. | |

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|------|-------------|---|----------|
| 0121 | L41 | P.A. Announce | Dale |
| 0121 | S39 | FA exiting Resc | |
| 0121 | CP | Shots Fired | |
| 0122 | S39 | exchanging Gun Fire | |
| 0123 | 80 | Per FA MA subj armed w/ 22 RIFLE & shotgun | |
| 0124 | L41 | Req Sierra unit x2 take FA to CP | |
| 0125 | 83 | Movement in bathroom light flashing and poss compression sound heard - Poss letting off Gas Line | |
| 0130 | CNT | Attempting subj via telephone | |
| 0131 | 83 | Gas off to Resc | |
| 0134 | CNT | Neq Response via telephone | |
| 0136 | 71 | Movement Bedroom window | |
| 0138 | 83 | bedroom - 3A- bed ^{Right} 3B left hand side Bathroom | |
| 0139 | L41 | Humboldt Gas team 1 enr 83 loc @ 2/3 corner XXXXXXXXXXXXXXXXXXXX | |
| 0139 | CP | Negative contact w/subj via telephone | |
| 0140 | S39 | MA Subj heard yelling incoherently | |
| 0142 | 83 | MA Subj pacing in window 3A | |
| 0142 | L41 | Humboldt Gas team E3, E23, E19, E12 enr 2/3 corner via 2 side | |

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|------|-------------|--|----------|
| 0145 | 75 | Ma Subj seen in 3A | Dale |
| 0146 | 83 | Gas team in Place M30 standing by | |
| 0150 | L41 | humboldt Humboldt team enr to | |
| | E1 → | 339 @ (RV/E1, E8, E10, E6, E3, E9, E11, E7, E22 | |
| 0153 | 339 | Smoke coming from 1A | |
| 0154 | 7w19 | Flames from 1A | |
| 0155 | 339 | that Fire / Black smoke 1B | |
| 015 | E12 | 3B/3C windows visible flames | |
| 0156 | | shots Shots fired | |
| 0156 | 80 | Sus Down | |
| 0158 | E1 | Sus Down on Porch Refusing to show hands | |
| 0159 | E12 | Move fire into 3 side to extinguish | |
| 0200 | L41 | Req 83 Move back for fire to respond in | |
| 0200 | E1 | 1 side not secure for fire | |
| 0201 | E12 | Fire on scene 3 side introducing water | |
| 0202 | E1 | Ma Subj still on porch unable to see hands and Refusing orders | |
| 0204 | L41 | no movement on less lethal Deployment | |
| 0205 | E1 | Shield team to recover Sus on Porch | |

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| TIME | INFO SOURCE | CHRONOLOGICAL DATA | RECORDER |
|------|-------------|---|----------|
| 0204 | E13 | Medical Req Code 3 | Dale |
| 0204 | E14 | Susp Detained - Fire Can Respond to one side | Dale |
| 0209 | E12 | Gas Team E3, E23, E19, E12 back enr CP | Dale |
| 0209 | E1 | Susp Detained - Medical on scene | Dale |
| 0212 | E12 | Gas team - back @ CP | |
| 0230 | E1 | Req A9 send unit w/ camera to capture evidence before fire destroys | |
| 0231 | 93 | Req L41 if units stand by or return to CP Per L41 Stand by | |
| 0235 | Captain | EDD units 3110 to Resp to CP | |
| 0240 | A8 | Units enr to secure scene | |
| 0244 | E1 | Per A9 all SWAT units are clear to leave scene | |
| 0245 | E1 | Bearcat needs to be processed for evidence. | |
| 0246 | E1 | All MCSO SWAT units back enr CP | |
| 0248 | 93 | MCSO units back @ CP | |
| 0248 | | Req uniformed unit @ Sutter + Weirup unit out w/ multiple subj & veh | |
| 0249 | | APD enr ETA 1 min | |
| 0256 | C50 | Req telephone call from A8 | |
| 0318 | 4a | Crime Scene Security | |

IMARS Incident details

Printed by: U.S. Department of the Interior , National Park Service
 Printed: 08/22/2016 11:34
 Incident: NP16140644

RECEIVED
 AUG 24 2016

DISTRICT ATTORNEY

Incident details:

Report no.: NP16140644
 Incident Type: Law Enforcement
 Incident time: 08/18/2016 09:05 -
 Reported time: 08/18/2016 11:29
 Place of incident: ██████████ MCKINLEYVILLE, HUMBOLDT CA USA 95519
 Clearance status: Closed - Incident only
 Concluded: No
 Concluded date:
 Summary: Emergency assistance regarding active shooter in McKinleyville, CA.
 Remarks:

Associated incidents:**Involved persons:****Involved addresses:**

- ██████████ / Incident address / MCKINLEYVILLE, California, USA 95519

Involved comm addresses:**Involved vehicles:****Involved officers:**

- Assisting officer / 9 / ROMES, D. / #1012 / NPS / Police other / NPS REDW / #481 MORSE, G. / 08/18/2016 / 20160818 --:--:--
- Reporting officer / 9 / STETTER, D. / #1579 / NPS / Police Officer / NPS GUMO / #2362 TROY, S. / 08/18/2016 / 20160818 --:--:--

Involved property:**Modus operandi:****Reports:****General report:**

Incident: NP16140644 Law Enforcement @08/18/2016 11:29 ██████████
 MCKINLEYVILLE, HUMBOLDT CA USA 95519) (Emergency assistance regarding active
 shooter in McKinleyville, CA.)

Task:

Author: #1579 STETTER, D.

Report time: 08/18/2016 12:11

Entered by: #1579 STETTER, D.

Entered time: 08/18/2016 12:11

Remarks:

Narrative:

On the morning of Wednesday, August 17th, 2016 at approximately 0905 hours, I, U.S. Park Ranger David M. Stetter (NPS Commission #1579) was traveling northbound on Central Avenue to pick up U.S. Park Ranger Daniel Romes (NPS Commission #1012) when I observed a Humboldt County Deputy traveling with lights and sirens southbound on Central Avenue. Romes did not have a patrol vehicle for

LAW ENFORCEMENT SENSITIVE (FOUO)

this day and we were planning on attending a training taking place in Eureka. I heard Humboldt County Dispatch requesting additional units to respond to the Redwood Creek Apartments on Sutter Avenue in McKinleyville for a report of a suspect shooting at the apartment office building. I picked up Romes from his house and began driving southbound on Central Avenue towards the area of the call. I observed another Humboldt County Deputy traveling with lights and sirens towards the area of the call. I then traveled eastbound on Sutter Avenue and observed approximately four Humboldt County Sheriff's Office patrol vehicles parked in various places throughout the parking lot of the Redwood Creek Apartments located at [REDACTED]. I pulled in and observed a deputy crouched behind the rear of his patrol vehicle with his rifle motioning to us. I traveled over to his area, parked, took my AR-15 rifle out of the gun lock, charged the weapon, and took cover behind one of the deputy's vehicles. The deputy explained the situation regarding a male later identified as [REDACTED] was reported firing rounds at the apartment office building with a rifle. The deputy indicated [REDACTED] resided in apartment [REDACTED] located on the second story of building [REDACTED] located in the southeast area of the apartment complex. I began watching the area of this apartment building. Shortly after, one of the deputies asked if we could move our patrol vehicle in order to block access to the parking lot from the street. Romes and I walked towards our patrol vehicle during which we decided to have Romes move the vehicle. As I began walking back towards the area I was using as cover behind the deputy's vehicle, I observed a white male wearing dark colored clothing, holding a rifle with a wooden stock at the top of the open stairwell at building [REDACTED]. The male was standing in front of the door to apartment [REDACTED] next to apartment [REDACTED]. I called out to the deputies the male was outside while moving to cover at which time I heard approximately three to four rounds fired. I could hear the sound of the rounds traveling through the air and their impact against the patrol vehicles. I began scanning the area looking for the male but no longer saw him outside the building. I observed a subject in the reported apartment moving the blinds. I stayed in the area behind the Deputy's patrol vehicle covering the apartment until I was asked to move up to white Honda truck just south of the office building in order to help a deputy cover the building. I remained at this area covering the apartment while SWAT moved in and evacuated residents until approximately 1520 hours when I was relieved.

Nothing further at this time.

General report:

Incident: NP16140644 Law Enforcement @08/18/2016 11:29 [REDACTED]
MCKINLEYVILLE, HUMBOLDT CA USA 95519) (Emergency assistance regarding active shooter in McKinleyville, CA.)

Task:

Author: #1012 ROMES, D.

Report time: 08/19/2016 15:49

Entered by: #1012 ROMES, D.

Entered time: 08/19/2016 15:49

Remarks:

Narrative:

On Wednesday, August 17, 2016 at approximately 9:25am myself, Ranger Daniel Romes, and Ranger Mike Stetter were involved in an active shooter incident in McKinleyville, CA. Stetter and I were originally heading to Eureka, CA for a planned law enforcement training. We were going to the training in Stetter's marked law enforcement vehicle when we heard scanner traffic from Humboldt County Sheriff's Office regarding shots fired and a call for assistance. Stetter and I were headed in the direction of the call for assistance and decided we would make contact with the Sheriff's deputies and see if they needed our assistance. Almost immediately after pulling into [REDACTED], Redwood Creek Apartments, in McKinleyville we were waved over to cover by a Sheriff's deputy who was taking cover behind a law enforcement vehicle. The deputy informed us that shots were being fired from building [REDACTED] the southeast building, upper left windows, inside the apartment complex. Upon exiting Stetter's vehicle I retrieved his Remington 870 shotgun and began to cover that window. Shortly after, one of the deputies asked us to move Stetter's vehicle to the northwest entrance of the complex and block the entrance. I agreed to do this and started moving to Stetter's vehicle, shortly after I heard gunshots coming in our direction. I heard approximately 3-4 shots and one deputy say "shots fired." I did not see the shooter at that time, nor did I return fire. I moved Stetter's vehicle to block the entrance and retrieved his tactical vest from the rear of his vehicle. I then took cover behind Stetter's vehicle and covered the before mentioned window. Several times over the course of 6 hours I saw the blinds in the window move and one time I saw clearly a face looking out the window. Over the course of 6 hours, I provided cover for other officers moving about. At approximately 3:30pm I was relieved from my area, I was then interviewed by detectives about my involvement in the shooting and was photographed. I was provided a critical incident stress debriefing by supervisory ranger Greg Morse. I was clear of the incident at approximately 5:00pm.

End of Report.

LAW ENFORCEMENT SENSITIVE (FOUO)

THOMAS D. ALLMAN
SHERIFF-CORONER



Undersheriff Randy Johnson

Captain Gregory L. Van Patten

Field Services

Captain Tim Pearce

Corrections

COUNTY OF MENDOCINO

OFFICE OF THE SHERIFF-CORONER

FAX TRANSMITTAL FORM

Date: 9/8/16 Time:

Page(s): 27
Including this page

RECEIVER INFORMATION:

To: Det. Todd Fulton

(707) 445-
FAX Number: 7298

Location: Humboldt Co. SO.

SENDER INFORMATION:

From: C. DOCKINS #2683/RECORDS

Telephone Number: 707-463-4418

Comments:

DM case 16-25252

FACSIMILE NUMBERS

| | | | |
|--------------------------------------|----------|----------------------------------|----------|
| Central Operations - Patrol | 463-4517 | Administration and Civil | 468-3404 |
| Court Services | 463-4954 | Warrants - Records | 463-4093 |
| Evidence/ID | 463-4105 | Communications Center | 463-5797 |
| Northern Operations Substation..... | 459-7840 | Vocational Training Center | 463-4689 |
| Laytonville Substation(CHP-S/O)..... | 984-8306 | | |
| Coastal Operations Substation | 961-2662 | Corrections Division..... | 463-4149 |
| Point Arena Substation..... | 882-2367 | Transportation..... | 468-3425 |
| COMMET | 463-4550 | Jail Records..... | 463-6323 |
| MMCTF | 463-4760 | Inmate Services..... | 463-6522 |

ADMINISTRATIVE SERVICES DIVISION
FIELD SERVICES DIVISION
CORRECTIONS DIVISION
951 Low Gap Road
Ukiah CA 95482
707/463-4411

CASE REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

| | | | | | |
|-----|------------------------|------------------|------------------------|-----------------------|-----------------------|
| EVE | REPORTED DATE/TIME | 08/18/2016 06:17 | | OCURRED INCIDENT TYPE | ASSIST |
| | OCURRED FROM DATE/TIME | 08/17/2016 11:02 | OCURRED THRU DATE/TIME | 08/18/2016 05:00 | LOCATION OF OCCURENCE |

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| OFFENSES | STATUTE/DESCRIPTION | ATTMPT/COMMIT |
| | DOC/DEPT INCIDENT DOCUMENTATION REPORT | COMMITTED |
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|---------------------------|------------------------------------|-----------------------------------|-----------------------------|---------------|-----------------|-----------------|------------|------------|
| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | PRIMARY PHONE | | | | |
| | SUSPECT | [REDACTED] | | [REDACTED] | | | | |
| | ADDRESS (STREET, CITY, STATE, ZIP) | MCKINLEYVILLE, CA 95519 | | PHONE #2 | | | | |
| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] | [REDACTED] |
| | DL NUMBER/STATE | SSN | ALIAS (LAST, FIRST, MIDDLE) | | | | | |
| [REDACTED] | [REDACTED] | [REDACTED] | | | | | | |
| EMPLOYER NAME AND ADDRESS | | | | | | | | |
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| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | PRIMARY PHONE | | | | |
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| EMPLOYER NAME AND ADDRESS | | | | | | | | |
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Humboldt City SD
Det. Todd Sutton

CONTROLLED DOCUMENT
DO NOT DUPLICATE

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| REPORTING OFFICER | DATE | REVIEWED BY | |
| WYANT, CLINTON | 08/18/2016 | PORTER, ANDREW | 8/23/2016 |

BY: *AD # 3103*
 SD Case Rpt 2015-09-20252 Page 1 of 5

CASE REPORT

CASE# 2016-00025252

951 Low Gap Road

Ukiah, CA 95482

NARRATIVE

*****Humboldt County Sheriff's Office S.W.A.T. Agency Assist*****

On 08/17/16, at approximately 1102 hours, I received a telephone call from the Mendocino County Sheriff's Office Dispatch Center. The call was from Dispatcher Faught, who informed me there was an "active shooter in McKinleyville" and that I need to contact Lt. Caudillo.

I called and spoke with Lt. Caudillo, who confirmed there was in fact an active shooter in McKinleyville and that I needed to start responding to Humboldt County Code-3. Per Lt. Caudillo, a mutual aid request was requested for the Mendocino County Sheriff's Office S.W.A.T. Team, to include the CRV [Citizen Rescue Vehicle].

I responded from the Willits Sub-Station Code-3 [lights and siren].

During my response, I heard via radio, other members of the Mendocino County Sheriff's Office S.W.A.T. Team acknowledging the request and that several members were going to respond via, "Cal-Fire Helitack 101."

As I was responding, I heard via the radio that the Humboldt County Sheriff's Office had a command post in the parking lot of the "Ace Hardware Store" off Sutter Road, McKinleyville and that we were to stage there.

Upon arrival, I contacted members of the Humboldt County Sheriff's Office S.W.A.T. Team, who provided me with the following information.

On 08/17/16, at approximately 0900 hours, members of the Humboldt County Sheriff's Office responded to a "shots fired" call for service at [REDACTED] McKinleyville Ca, 95519. This area is also known as the, "Redwood Creek Apartments."

This incident is documented under Humboldt County Sheriff's Office [Case Number - 21604167]. The Humboldt County Sheriff's Office was the lead agency in the incident with the Mendocino County Sheriff's Office being a support team.

Per HCSO, the suspect, [REDACTED] had fired several shots at the apartment complex manager's office after his vehicle had been towed from the area

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| REPORTING OFFICER | DATE | REVIEWED BY |
| WYANT, CLINTON | 08/18/2016 | PORTER, ANDREW |

BY: [Signature] 8/23/2016

CASE REPORT

CASE# 2016-00025252

951 Low Gap Road

Ukiah, CA 95482

NARRATIVE (continuation)

due to the vehicle's poor condition.

Upon the response and the arrival of the Humboldt County Sheriff's Office, (S) [redacted] engaged a deputy with gunfire as he arrived on scene. The deputy returned fire forcing [redacted] back into his residence. The deputy was able to make it to a safe location; however his vehicle had been struck several times with what is believed to be a .22 caliber rifle.

It was believed that [redacted] was not the only one in his apartment and that his girlfriend [unknown name] was also with him; however that was not confirmed, but would be as the standoff continued.

As I was receiving the detailed briefing, I had been in communications with Lt. Caudillo who informed me he along with other members were approximately ten minutes out via helicopter. I was able to facilitate a ride for the MCSO S.W.A.T. members from the Arcata Airport to the incident command post.

Upon Lt. Caudillo's arrival, he along with other members all received the same aforementioned briefing that I had just received.

As the standoff continued, the following MCSO personnel subsequently arrived at various times.

Sheriff Allman, Lt. Caudillo, Sgt. Porter, Sgt. Lorenzo, Sgt. Comer, Det. Wyant, Dep. Van Barren, Dep. Denton, Dep. McBride, Dep. Stolfi, Dep. Vazquez, Dep. Elmore, Dep. Camerena, Dep. Lima, Ofc. Chapman, Medic Bender, Tactical Dispatcher Dale and I.T. Specialist Johnson.

Upon the arrival of the CRV [armored vehicle], a plan was put in place where several civilians were rescued from the complex Fulton occupied .

After rescuing several civilians from the area, failed negotiations with [redacted] continued for numerous hours. I learned [redacted] would communicate for short periods of time with negotiators, but would then terminate all communications. Per HCSO personnel,

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REPORTING OFFICER

DATE

REVIEWED BY

WYANT, CLINTON

08/18/2016

PORTER, ANDREW

8/23/2016

BY: [Signature] Rpt 2016-00025252 Page 3 of 6

CASE REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

main entrance door where he was engaged with gun fire by MCSO S.W.A.T. personnel.

It should be noted, based on my position, I could not see the apartment door open, however when [REDACTED] was engaged by gun fire, I did observe him immediately fall to the ground at the top of the staircase.

After the shooting took place, I could hear over the radio that [REDACTED] was in possession of a gun and that he was still moving. [REDACTED] was ordered numerous times to put the gun down. These commands were denied.

Less lethal ammunitions were applied to [REDACTED] where he was found to not respond to.

S.W.A.T. personnel along with a S.W.A.T. Medic cautiously approached [REDACTED] by walking up the staircase while using a ballistic shield. [REDACTED] was secured into handcuffs. [REDACTED] expired due to his injuries while on scene.

The personnel responded and the fire was extinguished without further incident.

The investigation was then turned over to the Humboldt County Sheriff's Office.

END.

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| REPORTING OFFICER | DATE | REVIEWED BY |
| WYANT, CLINTON | 08/18/2016 | PORTER, ANDREW 8/23/2016 |

BY: [Signature] #2683

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

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|-----|--|-------------------------|------------------------|
| EVL | REPORTED DATE/TIME 08/18/2016 06:17 | OCCURRED INCIDENT TYPE | |
| | OCCURRED FROM DATE/TIME | OCCURRED THRU DATE/TIME | LOCATION OF OCCURRENCE |

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| OFFENSES | STATUTE/DESCRIPTION | ATTEMPT/COMMIT |
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| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | | | | | PRIMARY PHONE |
| | ADDRESS (STREET, CITY, STATE, ZIP) | | | | | | | PHONE #2 |
| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | DL NUMBER/STATE | SSN | | | ALIAS (LAST, FIRST, MIDDLE) | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

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| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | DL NUMBER/STATE | SSN | | | ALIAS (LAST, FIRST, MIDDLE) | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

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| | DL NUMBER/STATE | SSN | | | ALIAS (LAST, FIRST, MIDDLE) | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

Humboldt City 50
D. Det. Todd J. Fulton

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| REPORTING OFFICER ELMORE, JAMES | DATE 08/18/2016 | REVIEWED BY WRISTEN, SEAN | 8/24/2016 |
|------------------------------------|--------------------|------------------------------|-----------|

BY: *[Signature]*
 2016-00025252 Page 1 of 4

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE

On 8/17/16 at approximately 0940 hours, I received a phone call from MCSO Dispatch advising of a SWAT call out. I then received a text message from Lt. Caudillo advising of an active shooter in McKinleyville.

I picked up Dep. Hank Stolfi and we began responding code 3. I was advised by MCSO Dispatch to respond to the Laytonville Cal Fire station as I would be responding to the call in Howard Forest's Helitac Helicopter 101.

Lt. Caudillo, Dep. McBride, Dep. Lima, Dep. Stolfi and I met at the fire station and responded to the Arcata airport. Once at the airport, we were given a ride by a Humboldt County CSO to the command post.

Once at the command post we were given a briefing of the incident. I was tasked with assisting in the extraction of several residents of the apartment complex where the suspect was located. Several residents were safely extricated and taken back to the command post.

I was then tasked along with other team members to be positioned in front of the suspect's apartment near the Citizen Rescue Vehicle (CRV). I was in this location for several hours while crisis negotiators attempted to negotiate with the suspect without success.

At approximately 2000 hours, I was relieved from this location and I returned to the command post. I was advised that Humboldt SWAT would be taking over until 0000 hours, where we would then relieve them until 0400 hours.

At approximately 2355 hours, Sgt. Comer, Dep. Lima, Dep. Denton, UPD Officer Chapman and I relieved Humboldt SWAT.

At approximately 0030 hours, I was advised that command was discussing the possibility of using a flash bang to port the living room window of the suspect's apartment. I was advised to rehearse this maneuver to see if it was possible. Dep. Lima and I rehearsed the use of the flash bang with the "bang pole". The "bang pole" is a long piece of metal that holds the flash bang at the end. A rope is attached to the flash bang, and once in position, the rope is pulled which causes the flash bang to detonate.

CONTROLLED DOCUMENT DO NOT DUPLICATE

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| REPORTING OFFICER | DATE | REVIEWED BY |
| ELMORE, JAMES | 08/18/2016 | WRISTEN, SEAN |

8/24/2016
BY: [Signature] SO Case # 2016-00025252 Page 2 OF 4

CASE SUPPLEMENT REPORT

CASE#2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

Approximately just after 0100 hours, I heard several gun shots coming from inside of the residence. Soon after this, I was advised by command to get into position to deploy the flash bang. Dep. Lima and I moved around the rear of the apartment and up to the window on the west side of the residence.

Once I was advised to do so, I deployed the flash bang which caused a loud bang and bright flash of light. The glass to the window was shattered. Almost instantly, I heard numerous gun shots coming from within the residence. At this point, I believed the suspect had heard Dep. Lima and I move into our position and was firing at us.

I dropped the "bang pole" and Dep. Lima and I ran around the north side of the residence where there was cover. Dep. Lima and I then worked our way back around the apartment and back to the rear of the CRV.

I was now positioned on the right side of the CRV along with Dep. Lima. Sgt. Comer and Ofc. Chapman were on the left side of the CRV. I was advised that the [redacted] was exiting the residence via the front door. Dep. Lima and I called the [redacted] back to our location. The [redacted] stalled approximately halfway back to my location and would not move back any further. I walked forward to take control of the [redacted]. As soon as I approached her and started walking her backwards, I heard two loud gun shots. These gun shots were much louder and not consistent with the sound of the .22 rifle that I had heard earlier.

I pulled the [redacted] back to safety behind the CRV and I observed Sgt. Comer and Ofc. Chapman returning gunfire towards the apartment. I placed the [redacted] into handcuffs and had her lay face down in the back of the CRV.

I then returned to the right side of the CRV and Dep. Lima took over the position in the turret of the CRV. Shortly after this, I observed a large amount of black smoke coming from the apartment window. I heard and saw more gun shots coming out of the apartment window towards the parking lot area.

From my position on the right side of the CRV, I could not see the landing or the front door of the suspect's apartment. I then observed a shadow emerge onto the landing in front of the apartment door. I heard several gun shots from law enforcement towards

CONTROLLED DOCUMENT DO NOT DUPLICATE

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| REPORTING OFFICER | DATE | REVIEWED BY |
| ELMORE, JAMES | 08/18/2016 | WRISTEN, SEAN |

BY: [Signature] 8/24/2016
So Case # 2016-00025252 Page 3 of 4

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road

Ukiah, CA 95482

NARRATIVE (continuation)

the front door of the apartment. I heard Dep. Lima yell, "he came out with a gun". I heard someone yell that the suspect was down on the landing.

Dep. Denton was giving the suspect verbal commands to move away from the rifle and come down the stairs. Unknown SWAT members obtained the less lethal shotgun from the CRV. The suspect was shot with a bean bag round from the less lethal shotgun and there was no response.

SWAT members approached the suspect and placed him into handcuffs. Medical personnel moved in and eventually pronounced the death of the suspect.

END

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DO NOT DUPLICATE

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| REPORTING OFFICER | DATE | REVIEWED BY | |
| ELMORE, JAMES | 08/18/2016 | WRISTEN, SEAN | 8/24/2016 |

BY: *[Signature]* # 2683

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

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|-----|--|-------------------------|------------------------|
| EVI | REPORTED DATE/TIME 08/17/2016 09:34 | OCCURRED INCIDENT TYPE | |
| | OCCURRED FROM DATE/TIME | OCCURRED THRU DATE/TIME | LOCATION OF OCCURRENCE |

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| OFFENSES | STATUTE/DESCRIPTION | ATTEMPT/COMMIT |
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| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | | | | | PRIMARY PHONE |
| | ADDRESS (STREET, CITY, STATE, ZIP) | | | | | | PHONE #2 | |
| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | DL NUMBER/STATE | SSN | | ALIAS (LAST, FIRST, MIDDLE) | | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

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| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | DL NUMBER/STATE | SSN | | ALIAS (LAST, FIRST, MIDDLE) | | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

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| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | | | | | PRIMARY PHONE |
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| | EMPLOYER NAME AND ADDRESS | | | | | | | |

J. Humboldt Co. SO
D. Det. Todd Sutton

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| REPORTING OFFICER LORENZO, DUSTIN | DATE 08/17/2016 | REVIEWED BY LORENZO, DUSTIN | 8/25/16 |
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BY: *[Signature]*
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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

851 Low Gap Road
Ukiah, CA 95482

NARRATIVE

On 08/18/2016 at approximately 1045 hours, I was contacted at my residence and advised of a Special Weapon and Tactics (SWAT) activation due to an active shooter incident in the McKinleyville area.

I responded to the location immediately with a Code 3 response in patrol vehicle# 477. While enroute, I learned an Incident Command (IC) had been established at Thomas Home Center True Value, located at 1685 Sutter Road, McKinleyville.

At approximately 1330 hours, I arrived at the IC and was briefed by Lieutenant Caudillo. I was advised that Humboldt County Sheriff's Deputies had been dispatched to the Redwood Creek Apartments, located at [REDACTED] McKinleyville, to a report of a male suspect who had become irate about a vehicle being towed from the location. The male suspect had fired several rounds from a rifle at the apartment complex manager's office.

The suspect was identified as [REDACTED] white male, who resides in the apartment complex in [REDACTED]

Humboldt County Sheriff's Deputies arrived at the location and were met with gunfire from the suspect. The suspect fired what was believed to be a small caliber rifle from the landing of his second story apartment, which struck a patrol vehicle several times.

The suspect was believed to be in [REDACTED] with his girlfriend [REDACTED].

An inner perimeter had been established with the use of mixed law enforcement agencies and evacuations were being conducted with the use of the Lenco Bearcat Citizen Rescue Vehicle (CRV).

Lt. Caudillo assigned me to be a member of a Quick Reaction Force staged at the IC, which would supplement any law enforcement units on the inner perimeter if they came in contact with the suspect.

Information was distributed from the IC which confirmed the suspect was in his apartment along with his girlfriend [REDACTED]. It was unclear if [REDACTED] was in the apartment voluntarily or if she was being kept under fear of duress. The IC confirmed that negotiations were underway and a mental health crisis worker was enroute to the IC to assist.

The Redwood Creek Apartments is a "U" shaped complex on the southern side of Sutter Road, consisting of (9) four apartment buildings. The suspect's apartment was the third building from the north on the eastern portion of the complex. The address to this building was [REDACTED] and contained apartment [REDACTED]. Apartment [REDACTED] was the lower level on the north side, Apartment [REDACTED] was the lower level on the south side, Apartment [REDACTED] was the upper level on the north side and Apartment [REDACTED] was the upper level on the south side. There was a set of stairs in the center of

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| LORENZO, DUSTIN | 08/17/2016 | LORENZO, DUSTIN |

BY: [Signature] 8/25/2016
See Case Supp 2016-00025252 Page 2 of 6

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road

Ukiah, CA 95482

NARRATIVE (continuation)

the building, which led to a small upper level landing separating apartment [redacted] and [redacted].

Tactical units on scene labeled the sides and opening of the building for identification purposes. The front of the building or west facing wall was labeled Side#01, the north facing wall as Side#02, the east facing wall as Side#03 and the south facing wall as Side#04.

The suspect's apartment had (2) large single sliding windows and the front entry door on Side#01. The window on the northern side was labeled as Side#01/Window-A, the southern window was labeled Side#01/Window-B. Both windows appeared to be dual pane vinyl framed windows. Both windows appeared to have significant damage and were missing the majority of the glass. It was assumed that the damage was from the earlier exchange of gunfire with law enforcement. The view of the interior portion of apartment was blocked by large bladed blinds, which hung vertically from the top of the window. The entry door, which faced to the south, was labeled Side#01/Door-C.

Side#03 of the suspect's apartment had a small bathroom window on the northern side, which was labeled Side#03/Window-E, and a large single sliding window further south, which was labeled as Side#03/Window-D.

At approximately 1530 hours, I was directed to lead a small element mixed with Mendocino County SWAT and Humboldt County SWAT personnel to deploy a wireless surveillance camera. This camera system would allow the IC to have a real-time view of the suspect's apartment. The camera system was placed in several locations but failed to connect with wireless computer system. The camera system was ultimately deployed on the northeast corner of the manager's office with the lens pointed at apartment [redacted].

Throughout the day, perimeter units would report observing movement in primarily Side#01/Window-A. On several occasions, tactical units on the perimeter reported viewing a gun barrel protruding from the blinds.

At approximately 1700 hours, Lt. Caudillo directed me to form a 4-man Sniper/Observation team for self-sustained extended deployment. Our primary objective was to provide overwatch force protection for the primary arrest/contact element positioned on Side#01 of the apartment building based out of the Lenco Bearcat CRV. Our secondary objective was to provide intelligence back to the IC by use of magnified, infrared and thermal optic systems.

Deputies McBride, Van Baren, Detective Wyant and I relocated to the manager's office of the apartment complex. This office was centrally located in the apartment complex, directly west of the suspect's apartment. The building consisted of a single room office, attached maintenance room and a laundry facility which had a separate access.

I deployed a .308 caliber scoped rifle in the manager's office and Detective Wyant assisted with spotting / observation. The team remained in this position until relieved by Humboldt County SWAT

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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95402

NARRATIVE (continuation)

members at approximately 2000 hours.

From 2000 to 2345 hours, Mendocino County SWAT team members remained at the IC while Humboldt County SWAT team members assumed the contact/arrest, perimeter and overwatch positions.

At approximately 2345 hours, Deputies McBride, Van Baren, Detective Wyant and I reassumed our position in the manager's office. Mendocino County SWAT members also reassumed their position at the Lenco Bearcat CRV as the arrest/contact element. Shortly after assuming this position, Mendocino County SWAT units began actively directing the suspect out the apartment by use of the Lenco Bearcat CRV public address (PA) system.

At approximately 0100 hours, we were advised via the radio that negotiations had deteriorated with the suspect. Mendocino County SWAT members overheard the suspect and girlfriend making statements that they were not coming out.

A short time later, Sgt. Comer notified all personnel that a distraction device attached to a long pole would be deployed outside of Side#01/Window-A.

A distraction device is deployed to induce a psychological and physiological reaction in the intended get. This device is attached to a specifically designed pole so the device can be controlled pre-deployment, at the ignition and post-deployment. By controlling the device and keeping it from entering the structure, you significantly reduce the risk of fire or injury. The overpressure emitted from the device is capable of removing the remaining glass and the blinds of Side#01/Window-A, which would significantly enhance the safety of the arrest/contact and perimeter elements. Not to include the obvious psychological and physiological affects to the suspect, removal of the glass and blinds take away the suspect's concealed shooting position. Additionally, it creates an unobstructed port into the residence in which law enforcement could introduce chemical agents.

With Deputy Lima in a covering position, Deputy Elmore deployed the device on the exterior of Side#01/Window-A, which caused a loud report and a brilliant flash. The overpressure emitted caused the remaining glass to break and the lower portion of some of the blinds to be damaged of Side#01/Window-A.

Immediately upon the deployment of the distraction device, 5 to 6 rapidly fired shots were discharged from the interior of the residence. The shots sounded to be from a small caliber rifle or handgun.

A short time later, I heard the arrest/contact element providing verbal commands to a subject exiting Side#01/Door-C. I observed a female subject at the upper landing area in possession of what appeared to be a purse. The arrest/contact element verbally directed the [redacted] subject to the bottom of the stairway.

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8/25/2016
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CASE SUPPLEMENT REPORT

CASE#2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

As the [redacted] approached the bottom of the stairway, approximately 5 to 6 shots fired in rapid succession were fired from Side#01/Window-A. The shots initially sounded to be from the same small caliber firearm previous fired. There was a slight pause and then an additional volley of approximately 3 to 4 rapid fire shots, which sounded to be from a larger caliber firearm.

I did not have a view of the subject firing the weapon but I could see the window blinds of Side#01/Window-A reacting as the shots were fired. Additionally; I could see the flash and smoke exiting the weapon from the window as the shots would fire. Based on the reaction of the blinds and the angle the flash and smoke being expelled, I determined the shots were directed at the arrest/contact element.

Immediately upon hearing and seeing the shots from the window, I heard members of the arrest/contact team return fire at the same window.

Sgt. Comer, who was assigned to the arrest/contact team deployed out of the Lenco Bearcat CRV, announced over the radio that his team had received fire from the suspect as they broke cover to make contact with the female girlfriend. Mendocino County SWAT team members returned fire.

Lt. Caudillo conducted a status check via radio to confirm there were no injuries and identify law enforcement personnel that had discharged their weapons. Lt. Caudillo advised via radio that Mendocino County SWAT had developed a chemical agent plan and would be enroute on foot to deploy chemical agents.

A Mendocino County SWAT element positioned on Side#2, reported hearing loud banging noises coming from inside the suspects apartment followed by the distinct sound of gas escaping from a pipe. Lt. Caudillo directed the element to ensure the gas had been shut off to the apartment.

A short time later, multiple elements began reporting smelling smoke and viewing smoke exiting Side#01/Window-A and Side#01/Window-B. The smoke quickly turned from a small amount of white smoke to large amounts of black smoke billowing out of the windows.

As the smoke continued to billow out of the windows, I began to see flames on the interior of the residence and the vertical hanging blinds of Side#01/Window-A caught on fire. At about this same time, I heard two gun shots fired in rapid succession from the interior of the residence. As the shots rang out, I observed two circular holes created in the lower left-hand corner of Side#01/Window-B with glass spraying toward the arrest/contact element.

Approximately 20 seconds later, I heard a member of the arrest/contact element rapidly fire 5 to 6 shots. At the same time I observed a subject fall just outside of Side#01/Door-C on the portion of the second story landing at the top of the stairs. The subject fell to the ground with his back toward the Lenco Bearcat CRV element (West) and his head pointing toward the south. The subject was still moving but his back was blocking the view of the front of his body and his hands. Deputy Lima

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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

announced the suspect had exited the apartment holding a firearm.

The arrest/contact element began verbally directing the subject to drop the firearm and move down the stairs to seek medical treatment. The subject continued to move slightly but refused to follow the elements instructions. After the subject continued to ignore verbal directions, a member of the arrest/contact team deployed a less-lethal drag stabilized 12 gauge bean bag round. The first two rounds deployed impacted at the top of the stairs just below the subject. The third round deployed impacted the subject's back but did not appear to have an effect.

A Humboldt County SWAT element traversed the stairs and took the suspect into custody, who succumbed to his injuries. Fire personnel quickly responded and extinguished the fire in the apartment.

As I exited the east door of the manager's office (the door the Sniper/Observer element had been using for cover), I observed what appeared to be a .22 caliber projectile that had impacted the upper portion of the northern door jamb. The projectile had struck the face of the jamb approximately 5 feet from the ground, traveling at a downward angle and the tip of the projectile was protruding the rear of the jamb. This was mere inches away from the Sniper/Observer elements position. It is unknown if the projectile was fired during the original incident which caused law enforcement to respond or if it was a result of the suspect firing at law enforcement on scene.

While checking the status of the arrest/contact element members, I observed what appeared to be numerous small arms projectile impact marking on civilian vehicles in the area of the Lenco Bearcat CRV.

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CASE SUPPLEMENT REPORT

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951 Low Gap Road
Ukiah, CA 95482

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| EVE | REPORTED DATE/TIME 08/18/2016 08:17 | OCCURRED INCIDENT TYPE | |
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P. Hamboelt Co. 50
Det. Todd Fulton

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| REPORTING OFFICER CRUZ, SAMUEL | DATE 08/18/2016 | REVIEWED BY WRISTEN, SEAN | 8/24/16 |
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BY: *[Signature]*
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CASE SUPPLEMENT REPORT

CASE#2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE

On 8-17-16 at approximately 0955 hours, I received a message from Lt. Caudillo and MCSO Dispatch, who informed me there was an "active shooter in McKinleyville".

I was advised that I needed to start responding to Humboldt County Code-3 (Lights and siren). A mutual aid request, asking for the Mendocino County Sheriff's Office S.W.A.T. Team, to respond to ██████████ McKinleyville CA. While en-route I was advised that all units are staging at 1685 Sutter Rd (Ace Hardware Store).

I arrived at the above mentioned location at approximately 1155 hours, and contacted Detective Wyant and members of the Humboldt County Sheriff's Office S.W.A.T. Team, who provided me with information on the incident, refer to Humboldt County Sheriff's Office (Case# -21604167) and original report.

Once the Mendocino County S.W.A.T, CRV (Citizen Rescue Vehicle) and additional personnel arrived on scene, I was tasked as a stand by unit, while members of the Mendocino and Humboldt County S.W.A.T., began to evacuate citizens from the apartments adjacent to ██████████ home.

Once all citizens were rescued from adjoining apartment's, Humboldt County Sheriff's Office continued negotiations with ██████████. At this point and time I was tasked as security team, taking cover from behind the CRV which was tactically parked near ██████████ home on the west side.

While in this position, I observed a hand from the west side window with what appeared to be a gun barrel, I saw this no less than 2 times. A short time later while in the same covered position, I again from the same west side window observed a hand from the window with what I observed from my training and experience and military background to be a gun barrel protruding from the white window shades, I advised all units of what I saw.

Humboldt County Sheriff's Office kept negotiating with ██████████, and additional Humboldt S.W.A.T members relieved Mendocino County S.W.A.T members of our positions to get rest.

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| CRUZ, SAMUEL | 08/18/2016 | WRISTEN, SEAN |

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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

At approximately 0000 hours on 08/19/16, members of the Mendocino County S.W.A.T took back positions around [redacted] home. Deputy Vazquez, Deputy Stolfi and myself, were tasked with providing security to the rear of the apartment on the east side, where [redacted] bedroom and bathroom windows were located.

While in this area I could hear [redacted] making statements such as "we are not coming out" and various thumping and banging sounds throughout the apartment.

I then observed that the bedroom window shades where moved and someone was looking through the back, a few minutes later I observed the window shades from the bedroom move as if someone was again looking at me and other S.W.A.T personnel.

Based on me earlier observations that someone had aimed a firearm out the shades, while I was positioned in the front of the residence, now the same situation was occurring in the rear of the residence. I feared that this person [redacted] had a firearm and was aiming it at myself and other S.W.A.T personnel.

For my safety and the safety of my fellow S.W.A.T members, I utilized a department issued green laser to mark where I had seen movement in the shades. Shortly after I aimed the green laser in the area, approximately 2-5 shots were fired from within the residence. Deputy Vazquez, Deputy Stolfi nor myself were hit with any of the rounds that were shot in our general area.

I then heard from within the bedroom, someone say "we are not coming out" along various yelling and talking that I could not make out, due to [redacted] firing numerous amounts of bullets at S.W.A.T personnel.

I was then advised that a "flash bang" would be deployed via pole to the outside of [redacted] second story window. The flash bang would cause a loud noise and bright light intended to distract or mome the intended suspect [redacted].

As I heard the "flash bang" being deployed and detonating, I heard no less than 6 shots being fired simultaneously from within [redacted] apartment. As Deputy Vazquez, Deputy Stolfi and I took cover beside near [redacted] bedroom window, we were unsure if he

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| CRUZ, SAMUEL | 08/18/2016 | WRISTEN, SEAN |

BY: [Signature] 8/24/16
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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

was shooting at us or other personnel.

While in the rear of the residence we heard what appeared to be pipes or hard objects breaking, followed by a distinctive gas leak. While this was happening we were advised via radio that a [REDACTED] had exited the building and was taken to safety by S.W.A.T personnel. More shots were then fired from within the residence and S.W.A.T personnel returned fire.

Shortly after, Deputy Vazquez, Deputy Stolfi and I then began to smell something burning and were advised that the front portion of the residence was catching fire.

After the shooting took place, I could hear over the radio that [REDACTED] was in possession of a gun and that he was still moving. [REDACTED] was ordered numerous times to put the gun down. These commands were denied.

See original report for further details.

Recommendation: attach to original report.

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| CRUZ, SAMUEL | 08/18/2016 | WRISTEN, SEAN |

8/24/2016

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CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

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| EV | REPORTED DATE/TIME 8/26/2016 08:00 | OCCURRED INCIDENT TYPE | |
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Humboldt Co. 50
Det. Todd Sutton
CONTROLLED

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| JOHNSON, JAMES | 8/26/2016 | PORTER, ANDREW | 8/26/2016 |

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CASE SUPPLEMENT REPORT

CASE#2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE

On 8-17-2016 at approximately 1000 I responded to a SWAT call out to a barricaded subject in McKinleyville, CA. I arrived on scene at approximately 1400 and was directed by Lt. Caudillo to prepare the throw phone, pole camera, fiber optic camera and perimeter camera.

All equipment was staged and ready for deployment at the command post minus 3 of the 4 perimeter cameras due to technical errors. The pole camera was fitted with the infrared camera attachment. At approximately 1600 hours the one perimeter camera was deployed on the northeast corner of building in the center of the apartment complex.

Due to distance and obstructions the video feed was intermittent. Video recording capabilities were available but no audio and it was decided to start recording when tactics against the subject were taken. At approximately 0001 the perimeter camera began to lose battery power and it was removed before 0100. No recordings were made by this system. Although staged and ready no other technical equipment was deployed.

Recommendation: attach to original report.

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CASE SUPPLEMENT REPORT

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| SUBJECT | SUBJECT TYPE | NAME (LAST, FIRST, MIDDLE SUFFIX) | | | | | | PRIMARY PHONE |
| | ADDRESS (STREET, CITY, STATE, ZIP) | | | | | | | PHONE #2 |
| | DOB | AGE or AGE RANGE | SEX | RACE | HEIGHT or RANGE | WEIGHT or RANGE | HAIR | EYE |
| | DL NUMBER/STATE | | | SSN | ALIAS (LAST, FIRST, MIDDLE) | | | |
| | EMPLOYER NAME AND ADDRESS | | | | | | | |

J. Humboldt Co SO
Det. Todd Tutton

CONTROLLED DOCUMENT
DO NOT DUPLICATE

| | | | |
|-----------------------------------|--------------------|----------------------------|--------|
| REPORTING OFFICER STOLFI, HANK | DATE 08/18/2016 | REVIEWED BY POMA, SCOTT | 9/5/16 |
|-----------------------------------|--------------------|----------------------------|--------|

BY: *[Signature]*
8/18/2016 08:19 Page 1 OF 4

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road

Ukiah, CA 95482

NARRATIVE

On 08/17/16 at approximately 0945 hours, I was contacted by Mendocino County Sheriff's Office (MCSO) dispatch and advised of a MCSO SWAT Team activation for an active-shooter in Mckinnleyville, Humboldt County.

I doubled with Deputy Elmore, and we responded code-3 to Laytonville's Calfire station. At Calfire, we were transported by helicopter to Humboldt County. After landing, we were transported to the Humboldt County Sheriff's Office (HCSO) staging area for the incident. We were briefed that the suspect had shot at civilians and also Humboldt County Sheriff's Deputies earlier in the morning, using what was thought to be a .22 rifle.

Using the Citizen Rescue Vehicle (CRV,) initial responding team members and I assisted Humboldt County SWAT in evacuating several apartments around the suspect's apartment.

The building was a two-story apartment building, with several apartments. The building was part of a cluster of buildings that made up an apartment complex. The area was densely populated, and only the apartments immediately around the suspect's were evacuated.

After evacuating the area, we used the CRV to maintain a perimeter around the suspect's apartment, and rotated team members to different positions for several hours, until being relieved at approximately 2000 hours.

We returned to the perimeter around the apartment at approximately 0001 hours on 08/18/16. We had been briefed that the suspect was making outrageous demands, and that he was refusing to come out of the apartment. At one point we were informed by HCSO personnel that the suspect said something similar to if we (law enforcement) did not leave, he would come out and "handle us".

Deputy Vazquez, Deputy Camarena, and I were placed on the #3 (east facing) side of the building. We were responsible for monitoring his back bedroom window and bathroom window.

**CONTROLLED
DOCUMENT**

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| REPORTING OFFICER | DATE | REVIEWED BY |
| STOLFI, HANK | 08/18/2016 | POMA, SCOTT |

BY: *[Signature]*
3/5/2016
39047100 2016 00025252 Page 2 OF 4

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

951 Low Gap Road
Ukiah, CA 95482

NARRATIVE (continuation)

I was intermittently ordered to cut power to the apartment, and then return it according to HCSO Crisis Negotiator. I could hear a male voice inside yelling at times, though I could not understand what he was saying. At one point I heard a [redacted] voice in the bathroom window above our heads say that [redacted] was not going to come out, and then I heard a toilet flush.

At approximately 0045 hours Deputy Camarena got my attention and activated his visible laser in an attempt to point out some movement in one of the windows to me. Almost immediately after activating his laser, I heard three rapid shots from a small caliber firearm come from inside the apartment. I could not tell where the shots were directed.

We retreated slightly and I advised our tactical dispatch that the subject had fired from inside the apartment. We were notified shortly thereafter that a distraction device would be deployed at the #1 (west facing) side of the building.

Deputy Lima and Deputy Elmore used the cover of our position to ready the device, and then proceeded to the #1 side. I heard the sound of the distraction device activating, and then almost immediately after I heard several small caliber gunshots from inside the apartment again.

A short time later, we were advised over the radio that the [redacted] was coming out of the residence. I could hear team members shouting verbal commands at [redacted], and then heard their commands interrupted by more small caliber gunshots from inside the residence. At that point I heard several gunshots from larger caliber rifles, which I assumed to be from SWAT personnel. I could not keep count of how many I heard, as I was primarily concerned with cover from potential cross-fire. I estimated the number of large caliber shots at 6-10.

Throughout the periods of gunfire, I could hear a negotiator on our CRV PA system pleading with the suspect to come out of the residence with his hands up. Above our heads in the back of the apartment, I heard the sound of something breaking, and then the "hiss" of a potential gas leak. I turned the gas off to the complex at that time.

Several minutes later, I heard perimeter personnel advise that a fire could be seen in the apartment. I then heard a couple more small caliber shots from inside the

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| STOLFI, HANK | 08/18/2016 | POMA, SCOTT | 9/5/2016 |

BY: *[Signature]*
CS Case # 2016-00025252 Page 3 OF 4

CASE SUPPLEMENT REPORT

CASE# 2016-00025252

961 Low Gap Road

Ukiah, CA 95482

NARRATIVE (continuation)

apartment.

I then heard over the radio that the male was exiting the residence. I heard large caliber gunfire once again, though only approximately 3-5 shots. I then heard someone yell "He has a gun!".

Team members then began yelling verbal commands for the subject to drop the weapon and get away from it, with no response. I heard the sound of a less-lethal shotgun being deployed. I relocated to the #1 side, and saw a male subject lying at the top of the stairs. An arrest team comprised of HCSO SWAT moved up the stairs with our team Paramedic Cory Bender, and began rendering aid.

Once the subject was secure and in the hands of medical personnel approximately 1 minute later, I turned my attention to the needs of the team and investigators. I did not note anything of further evidentiary value.

END SUPP

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DOCUMENT
DO NOT DUPLICATE**

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| REPORTING OFFICER | DATE | REVIEWED BY |
| STOLFI, HANK | 08/18/2016 | POMA, SCOTT |

BY: *[Signature]* 9/5/2016
S00047 Supp 2016 0003152 Page 4 of 4

8-18-16

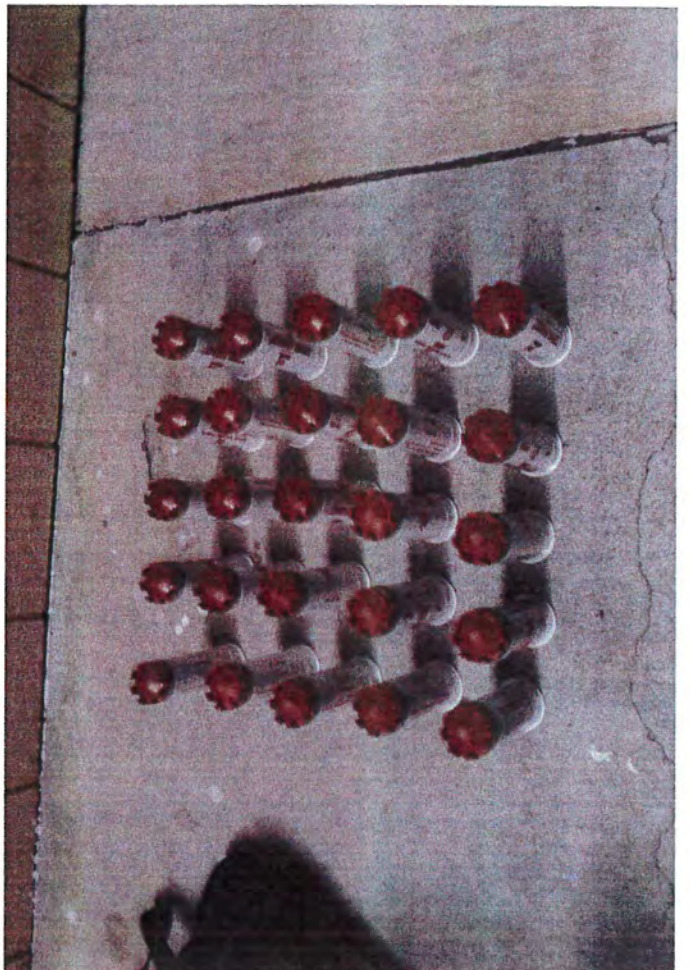
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|---|-----------------|----------|--|
| S. Hicks - HCSO | 0445 | 1446 | Process crime scene |
| H. Hawens - HCSO | 0445 | 1446 | " |
| K. Jones - LICA | 0445 | 1446 | " |
| K. Kastler - HCSO | 0300 | 1400 | Security |
| C. Lamb - HCSO | 0300 | 1430 | " |
| Primo Fire - FPD | 0300 | 0445 | " |
| J. Radle - FPD | 0300 | 0445 | " |
| (8:11:15) C. Olsen - AMR Andover | 0300 | 0508 | Emit |
| L. Walker - Arc Fire | 0300 | 0603 | Fire suppression |
| J. Stewart - Arc Fire | 0300 | 0603 | " |
| C. Gurney - Arc Fire | 0300 | 0603 | " |
| D. WATKER - DJS EVERKA | 0504 | 1900 | Process crime scene |
| K. ROSEFED - DJS EVERKA | 0504 | 1900 | Process crime scene |
| J. Busher AMRA | 0504 | 0508 | Emit |
| S. Campbell AFD | 0545 | 0550 | Fire Investigation |
| C. Vanbuskirk HCSO | 0550 | 0701 | Coroner / custody of body |
| M. Helm - HCSO | 0550 | 0850 | Investigation - Assist Coroner |
| F. Melady - HCSO | 0550 | 0850 | " " " |
| C. WATKINS - AFD | 0550 | 0555 | AFD |
| L. WALKER AFD | 0646 | 0650 | CLEAN UP AMBULANCE |
| J. STEWART AFD | 0646 | 0650 | " |
| C. Gurney AFD | 0646 | 0650 | " |
| M. Downey - HCSO | 0700 | 0705 | |
| M. Downey - HCSO | 0745 | 0745 | |
| A. Campbell - HCSO | 0800 | 1440 | Process scene |
| S. HANSON - HCSO | 0800 | 1445 | " " |
| B. HANSON - HCSO | 0810 | 0812 | |
| TIM JONES - HCSO | 0815 | 1446 | |
| Chris Emmons - Humboldt Arc Fire | 0822 | 0904 | Origin + Cause Fire (Arson Investigator) |
| DIANNE FOLEY | 0830 | 1900 | CIRT |
| TODD FULTON | 0835 | 1900 | CIRT |
| TODD DOKNEILLER | 0835 | 1500 | CIRT |

①

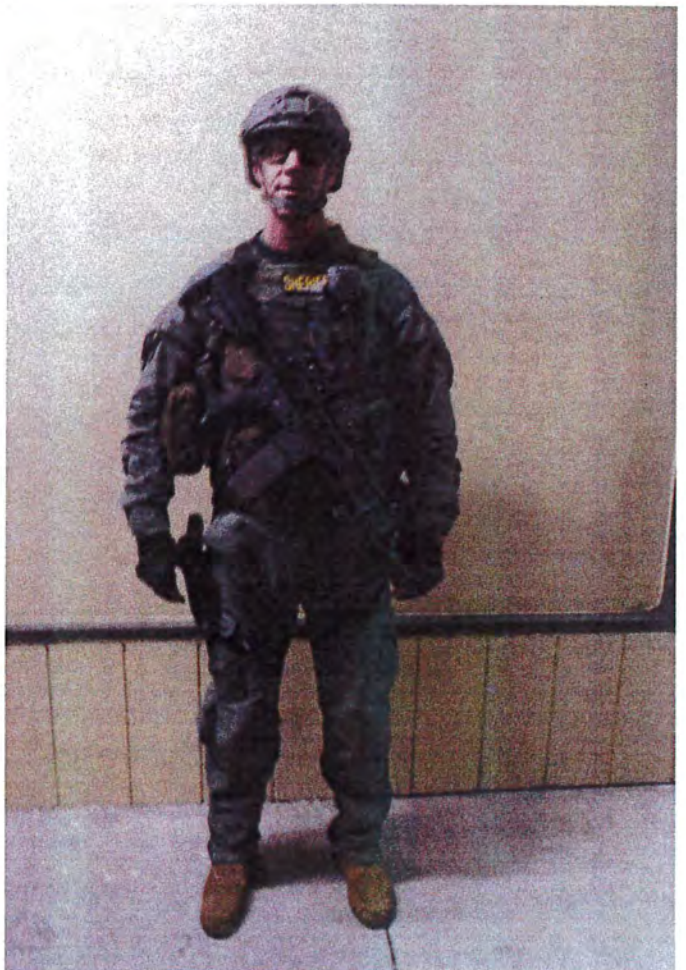
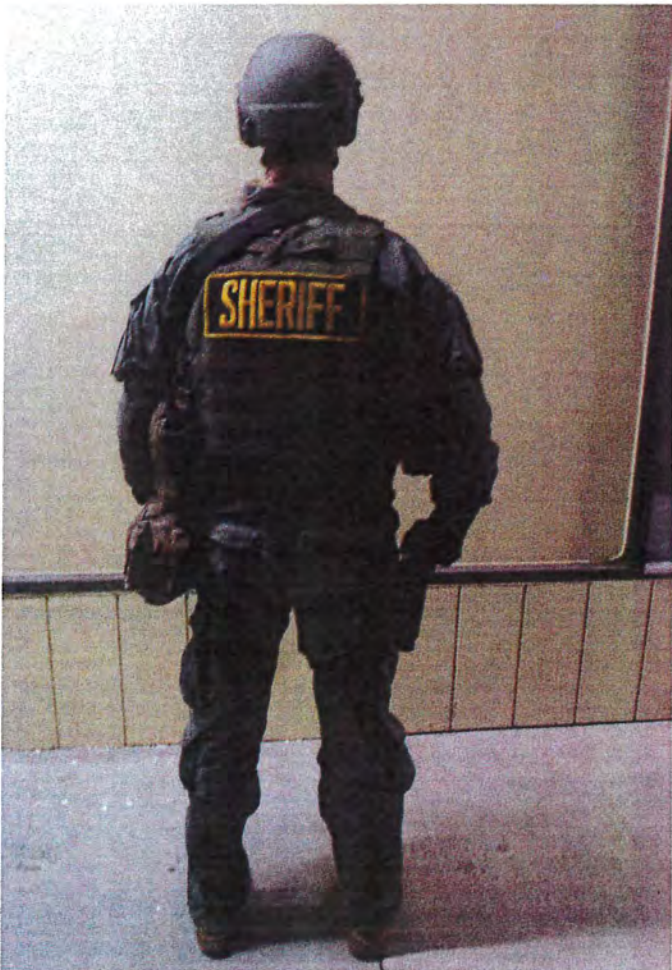
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|--------------------|------------|-------|---------------------------|
| Gary Savona - ARF | 0848 | 9:05 | assist Fire investigation |
| EVAN GIBBS - ARF | 0848 | 9:05 | |
| Rick Gomez - ARF | 0857 | 9:05 | File I.C. |
| Kevin Miller - HSO | 1200 | 1110 | I/C |
| B. Honsal - HSD | 1157 | 1215 | |
| P. Wilcox - HSD | 1159 | 1215 | |
| Kevin Miller | 1350 | 14:24 | I/C |
| Rick Gomez | 1350 | 14:24 | File I/C |
| Gary Savona | 1408 | 1424 | |
| Chris Emmons | 1409 | 1440 | Origin + Cause Fire HBF |
| EVAN GIBBS | 1409 | 1424 | |
| Nick Albort | 1800 | 000 | HCSO |
| Brian Waxler | 0000 | 0600 | HCSO |
| Roy Reynolds | 0600 | 1600 | HCSO |
| D. Cloutier | 0805 | | DOT |
| K. Rosenfeld | 0805 | | DOT |
| H. Havens | 0810 | | HCSO |
| T. FULTON | 0815 | | HCSO. |
| S. DUNN | 1030 | | DA |
| Jim Andresen | 1253 | | H.C.F.A.S.U./HBF |
| Neil Butler | 1253 | ↓ | H.C.F.A.I.U./HBF |

8-19-16

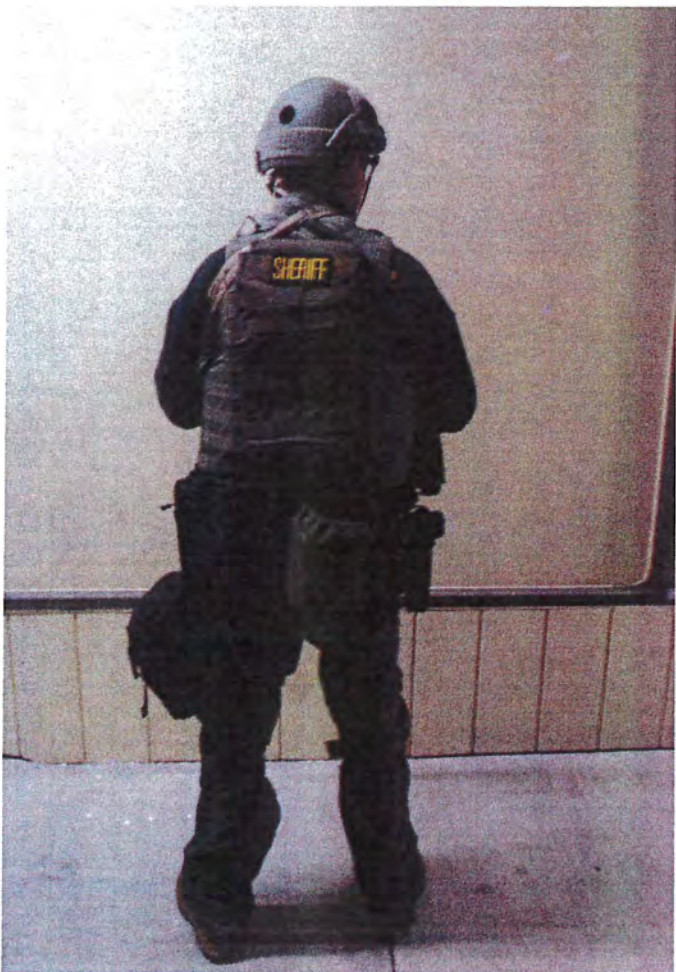
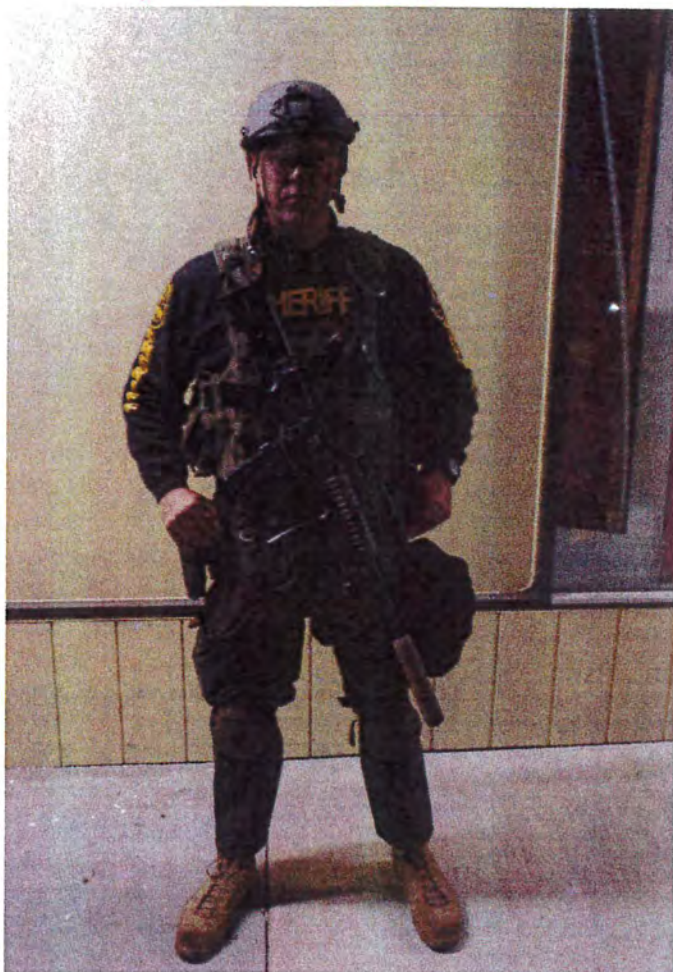
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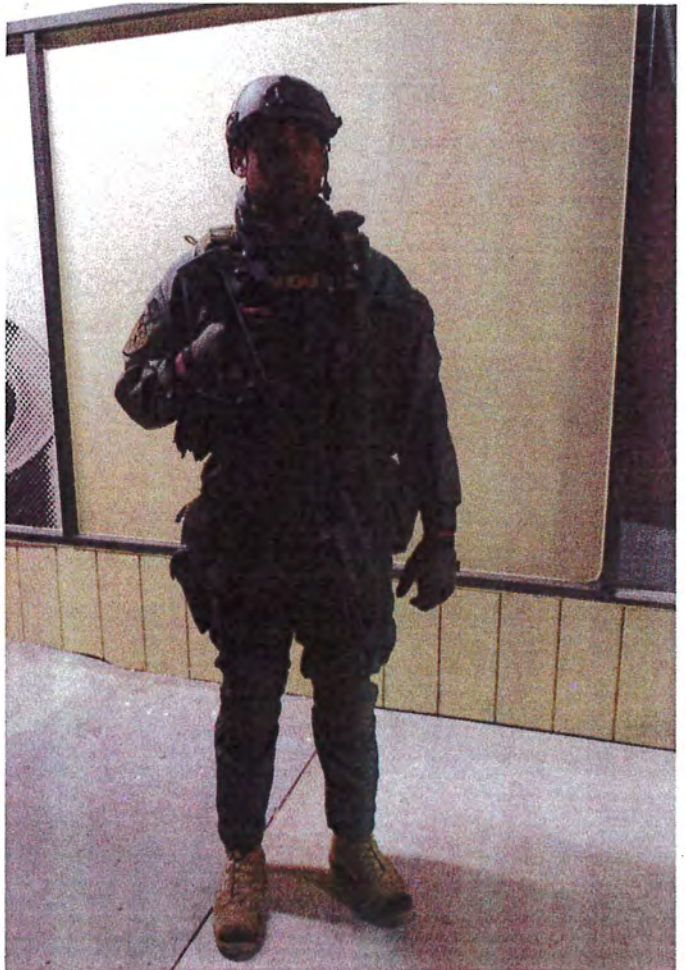
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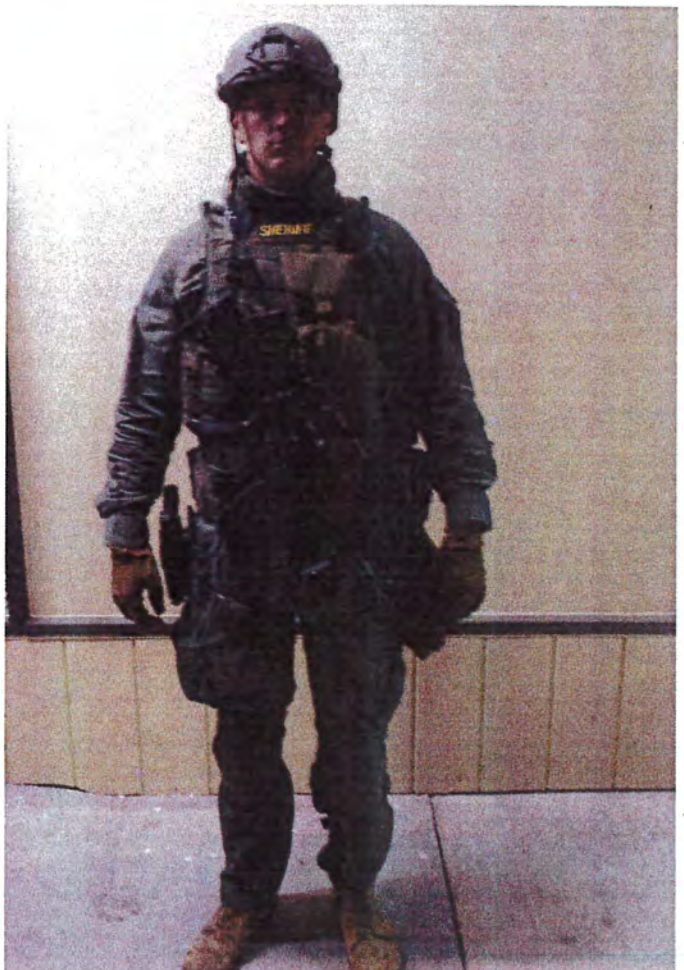
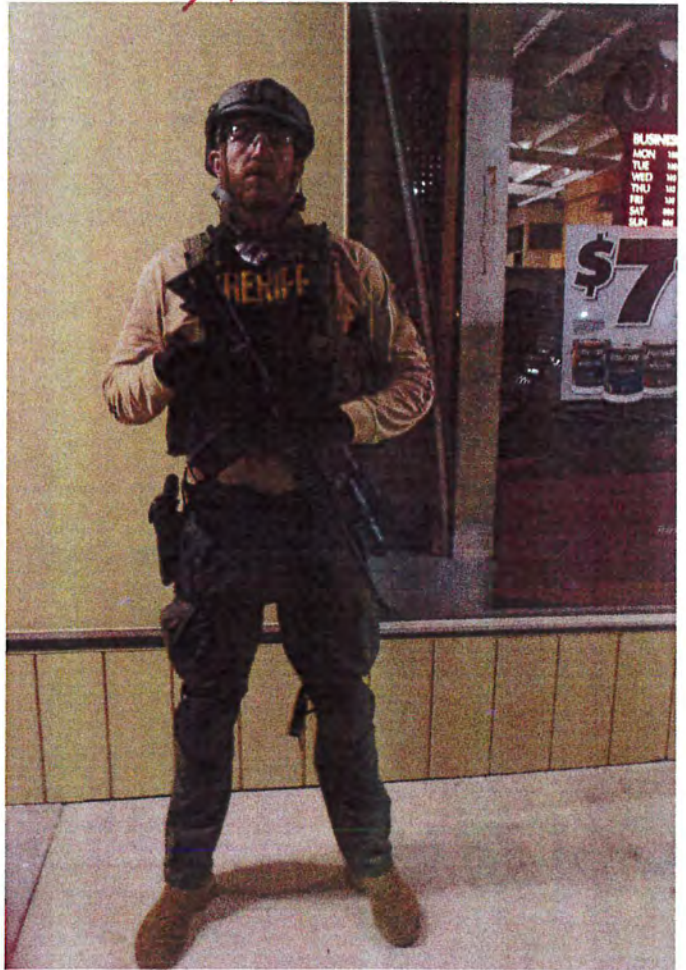
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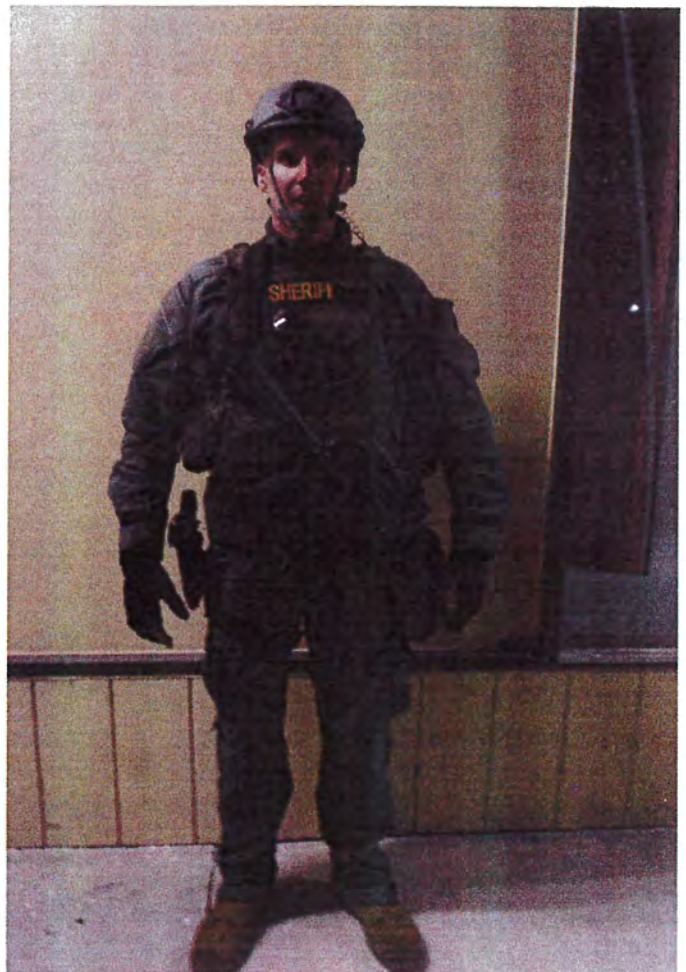
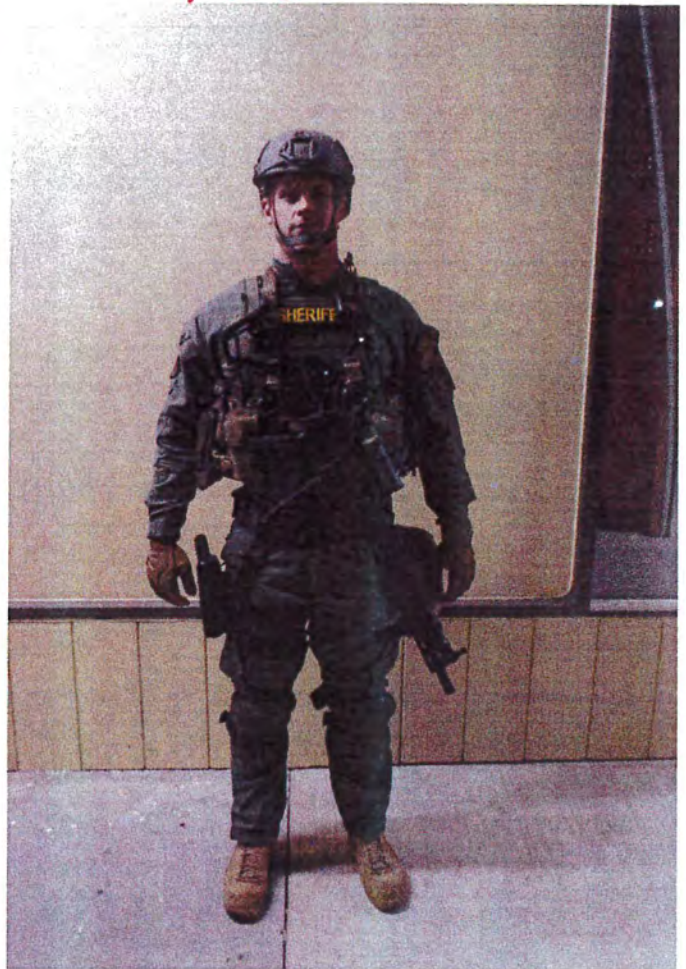
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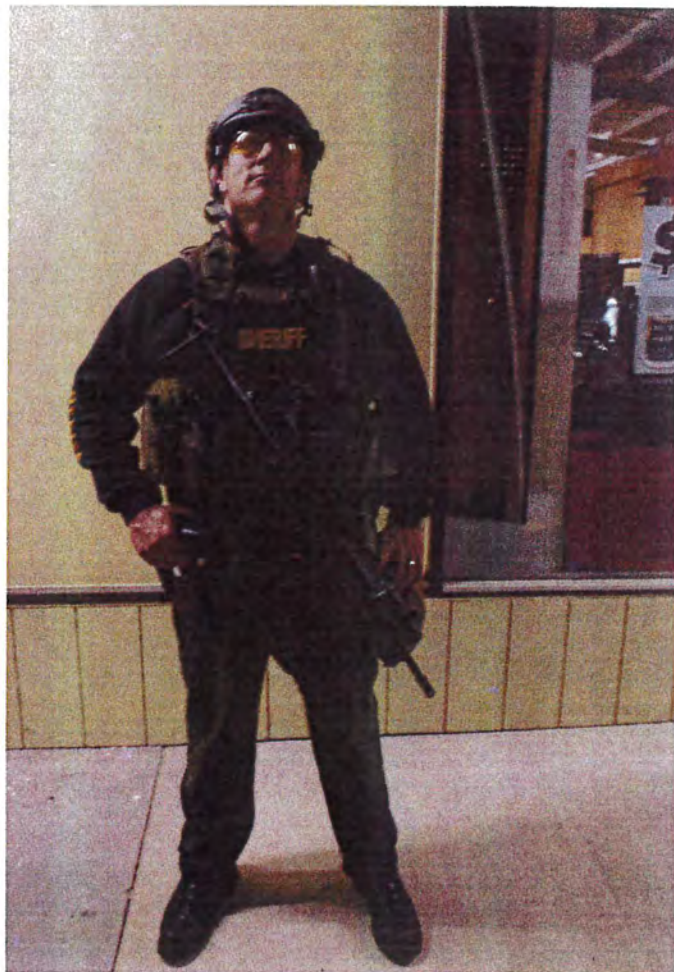
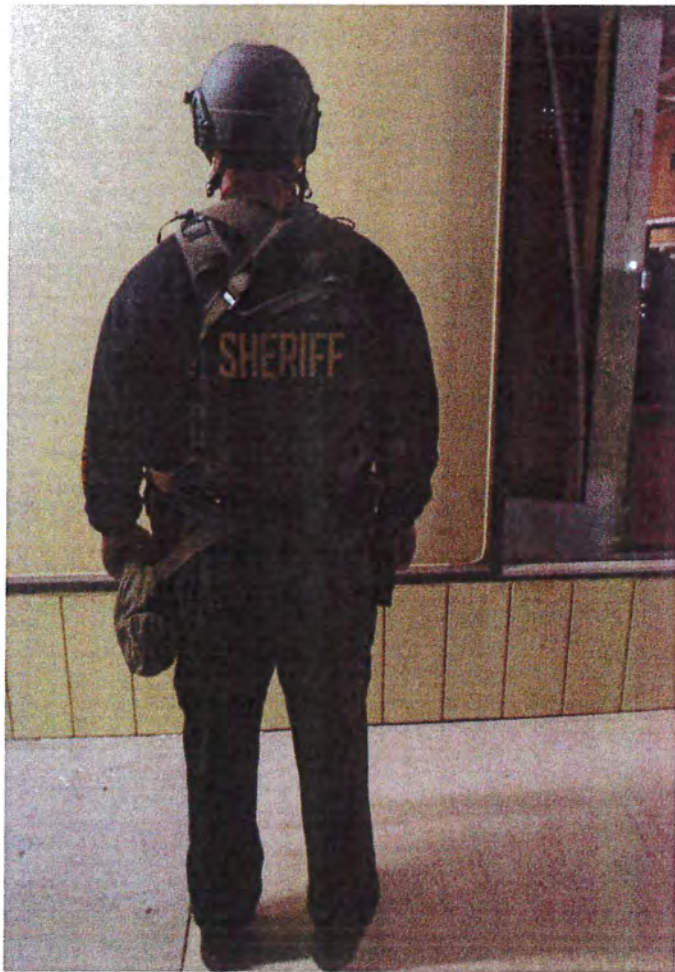
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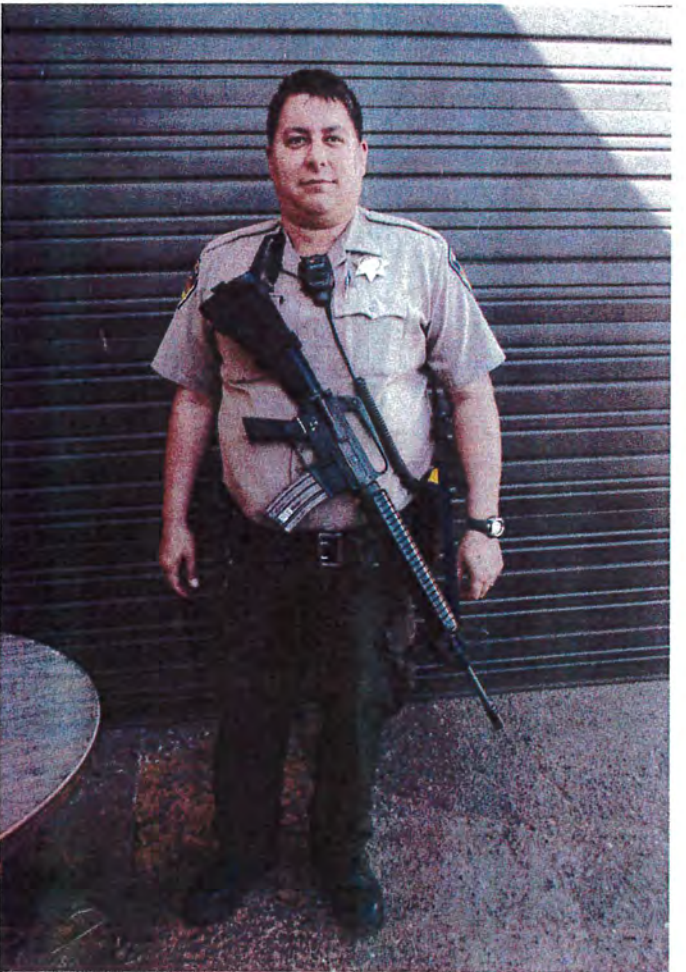
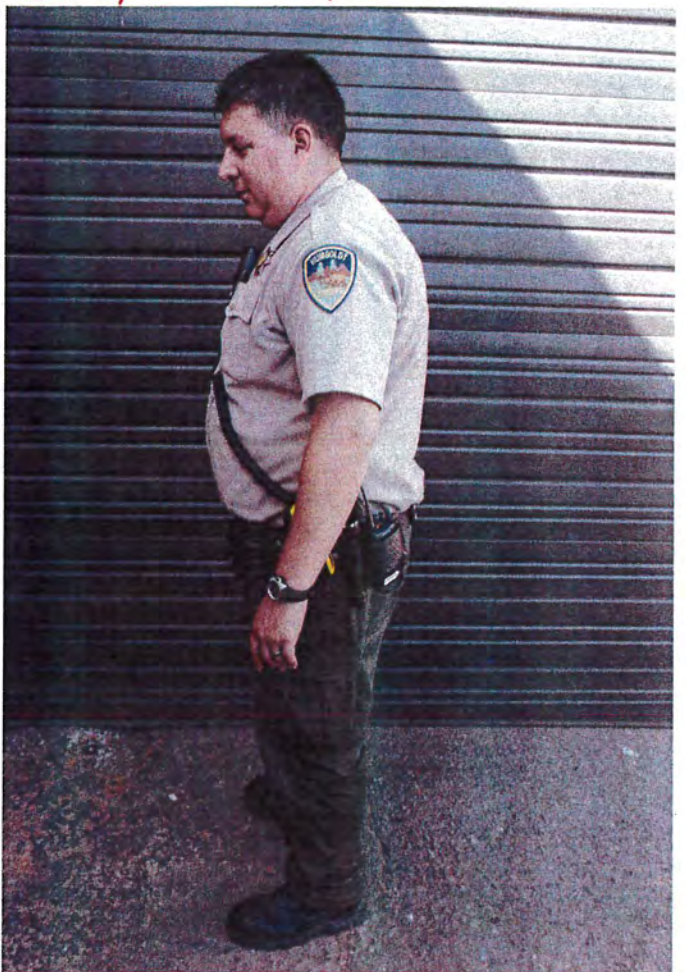
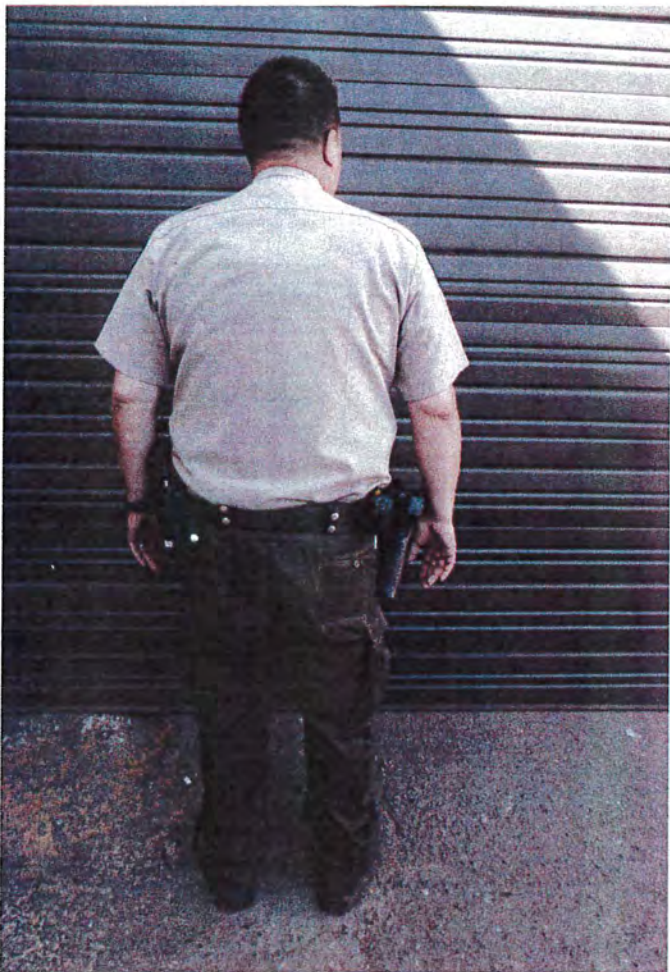
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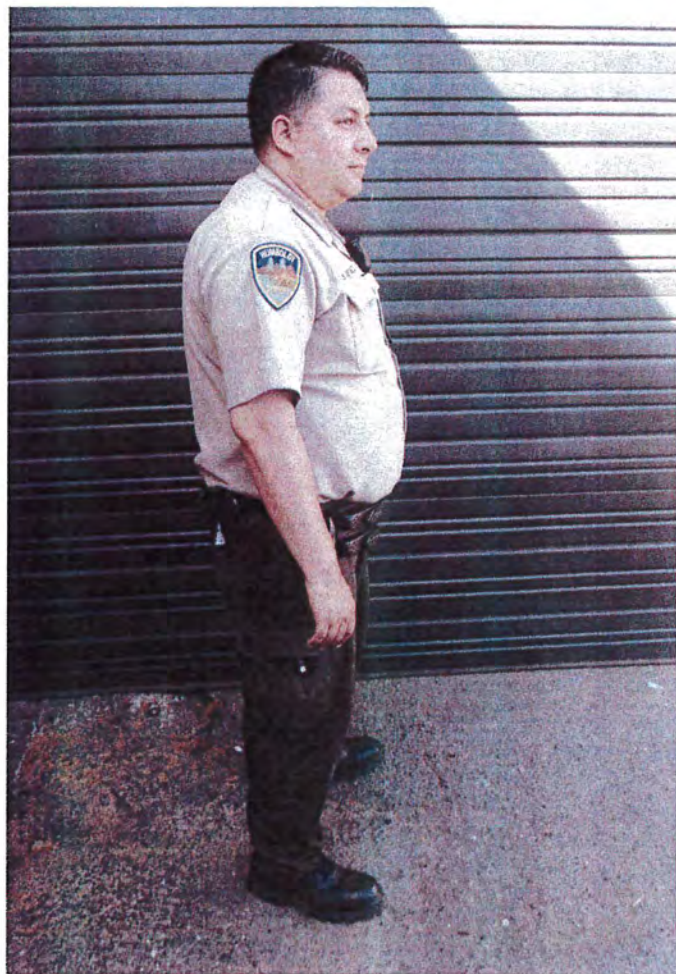
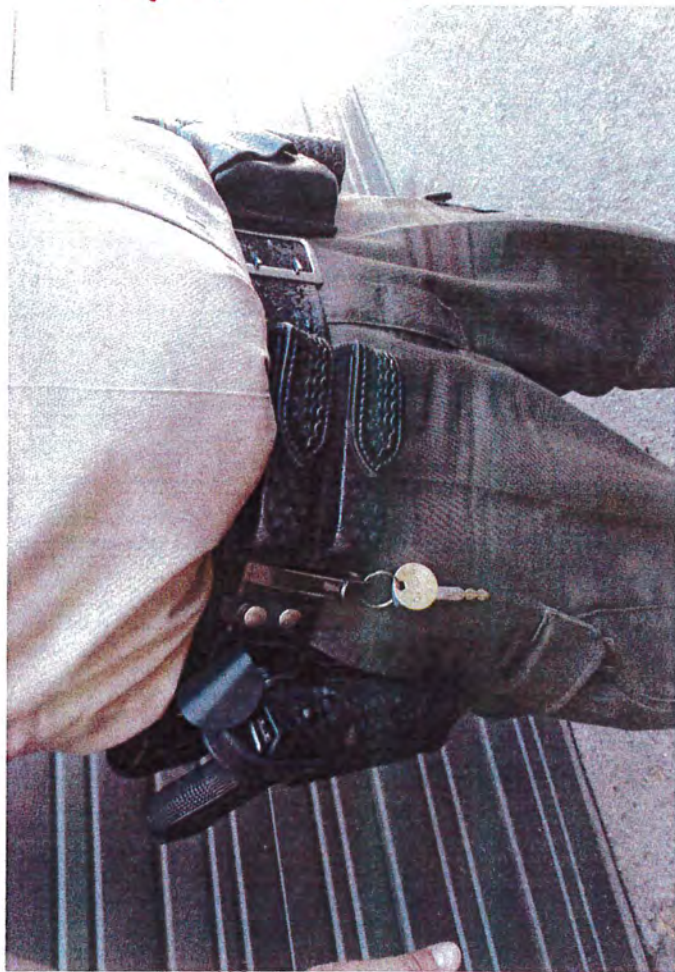
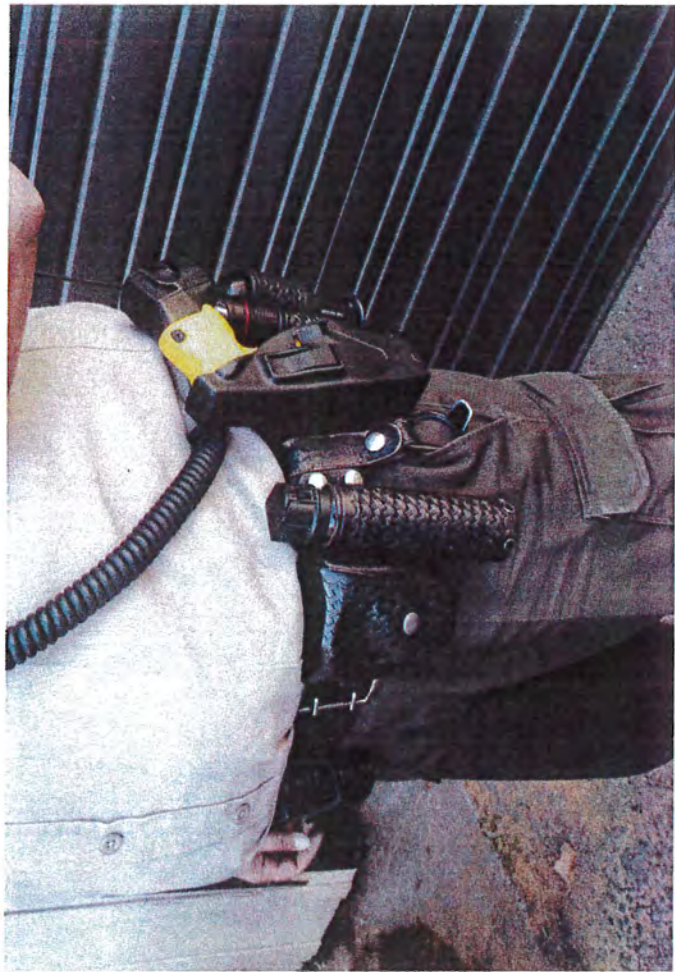
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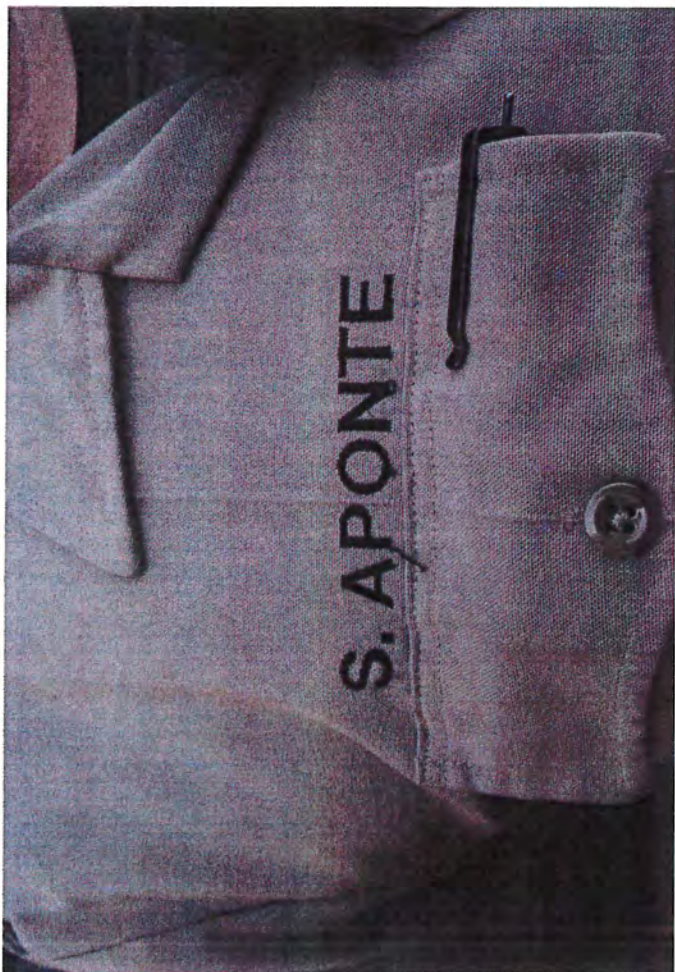
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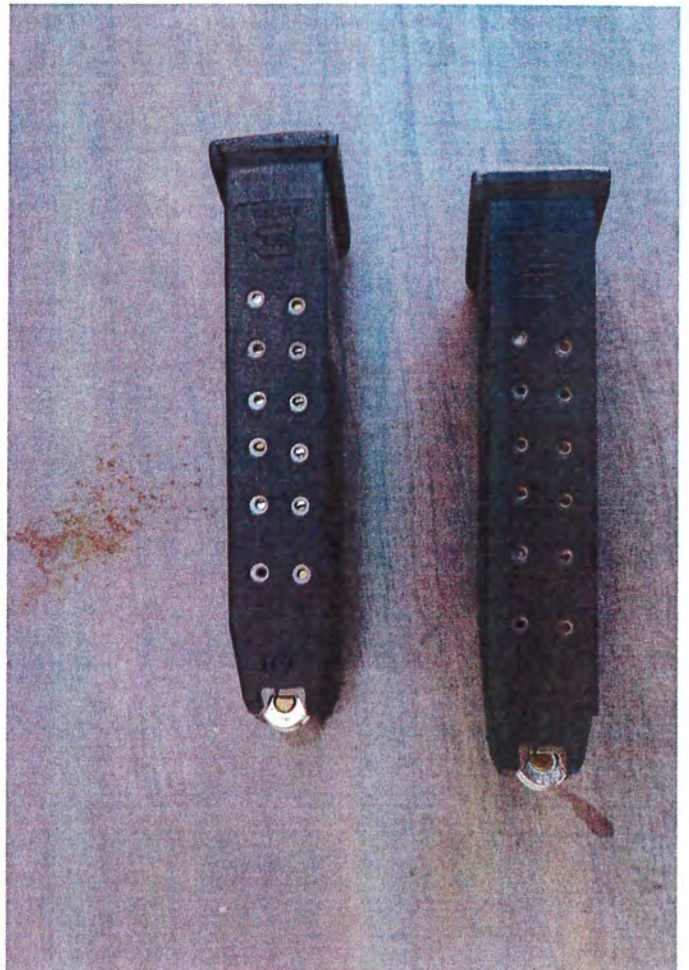
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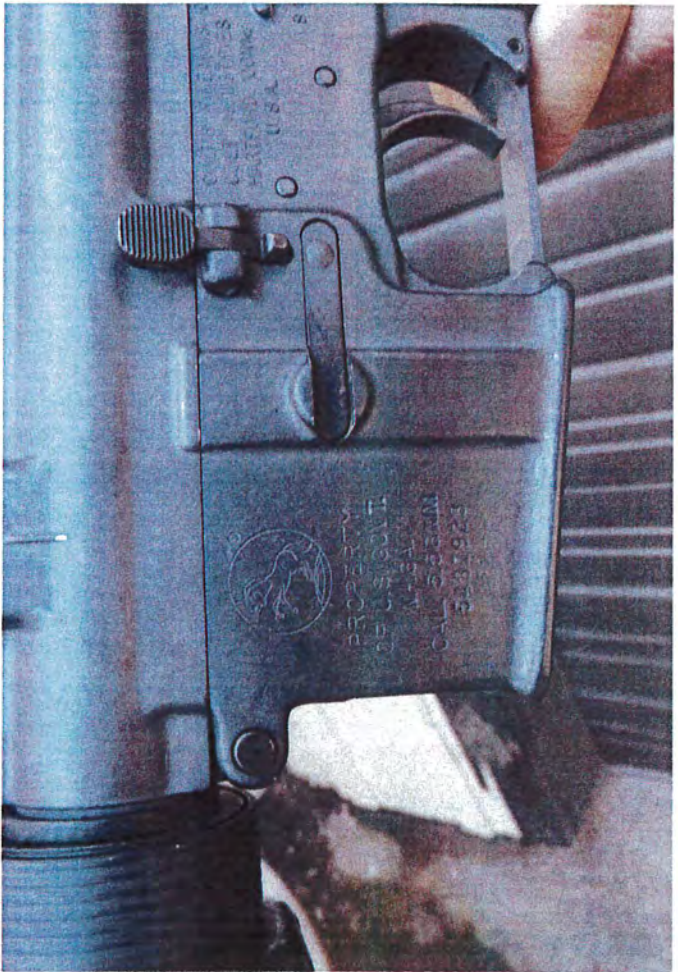
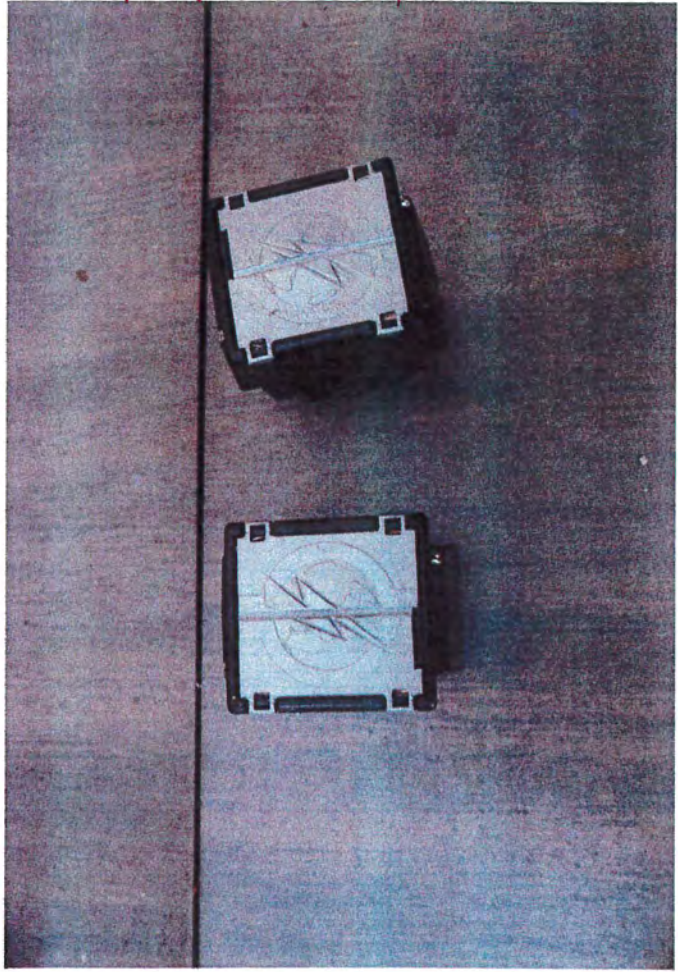
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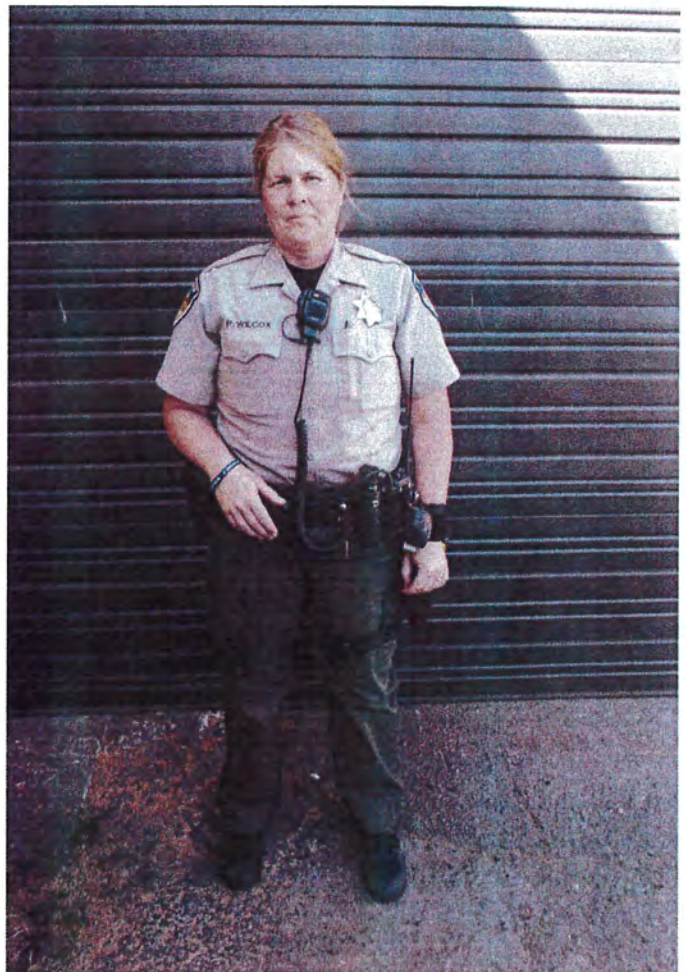
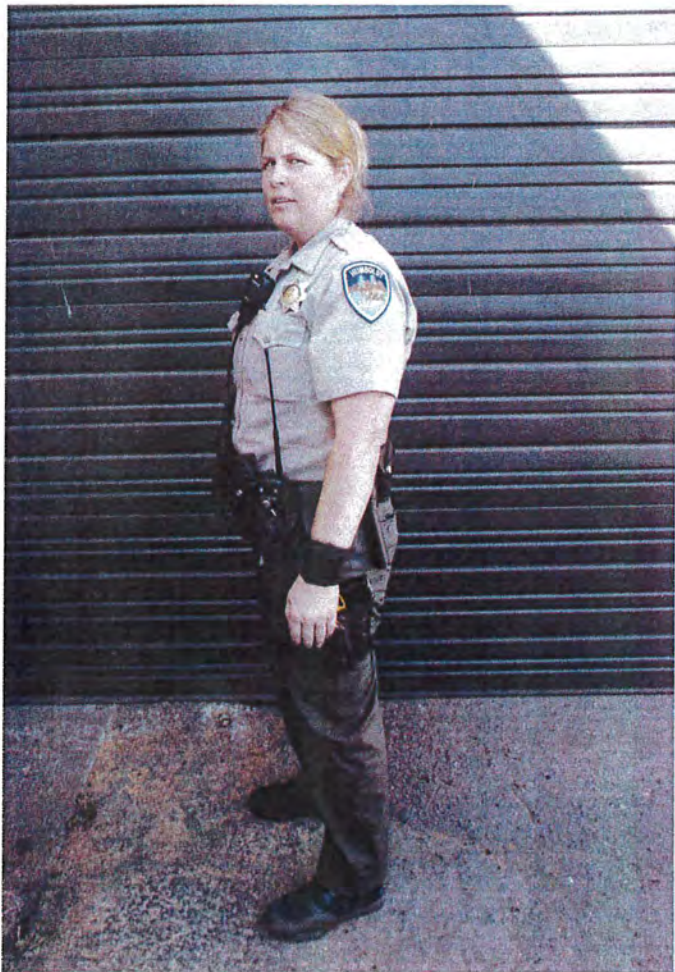
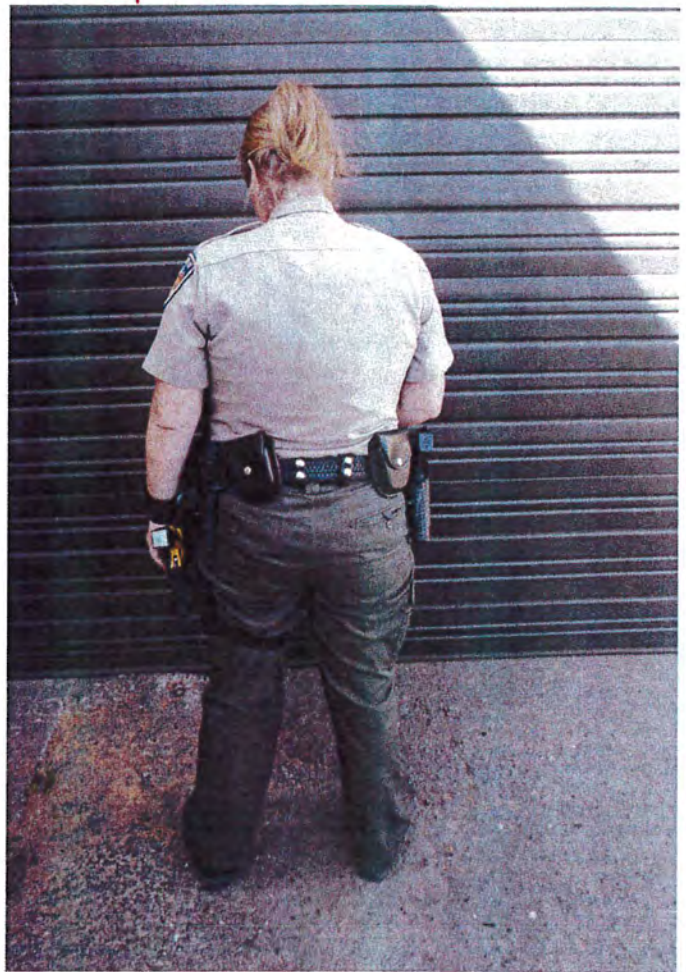
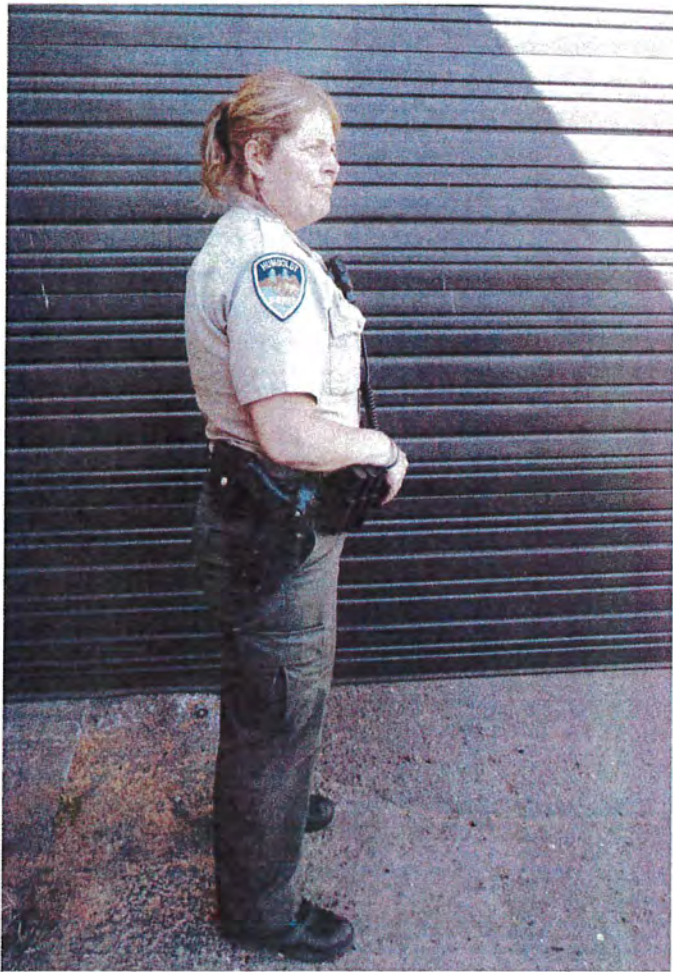
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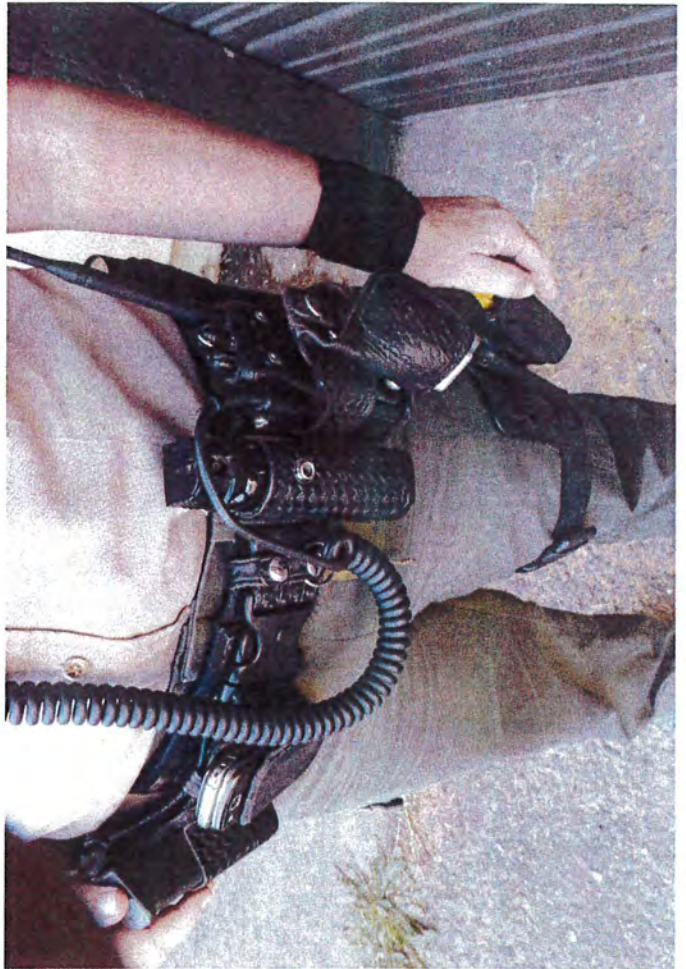
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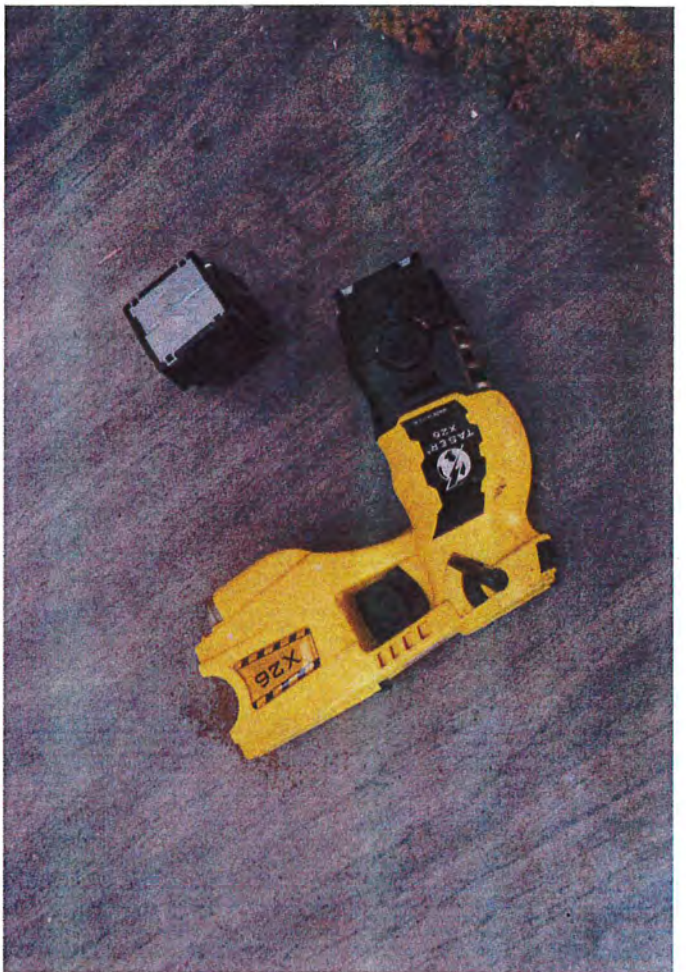
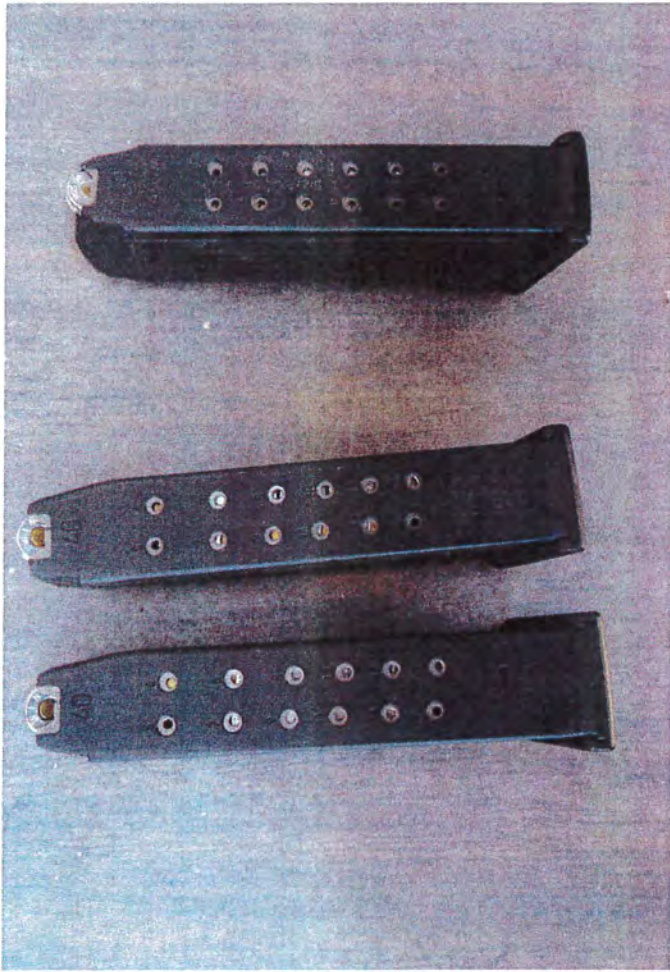
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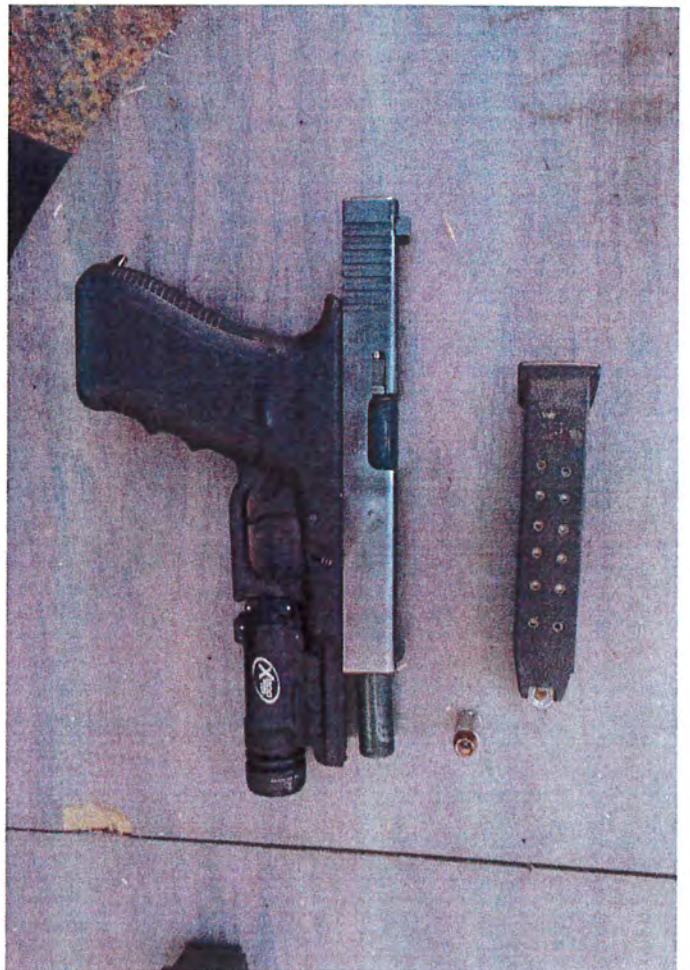
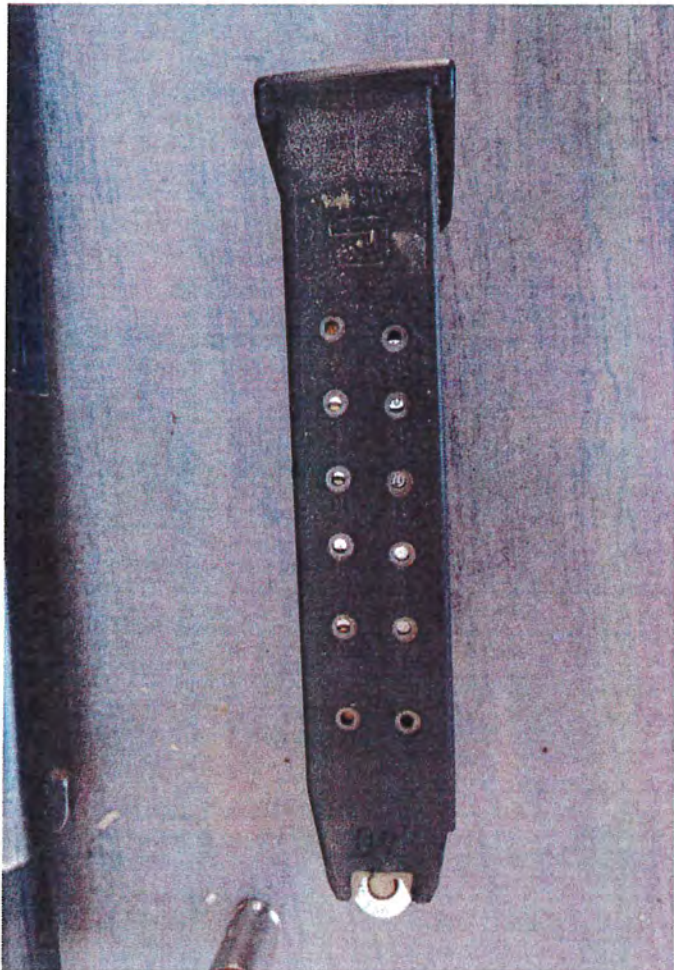
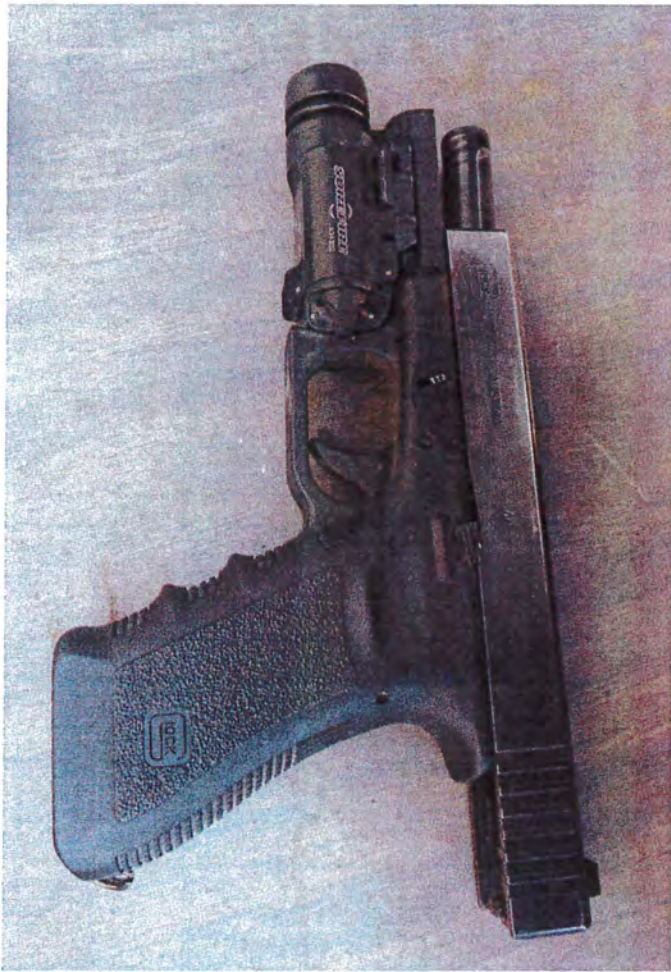
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Deputy P. Wilcox

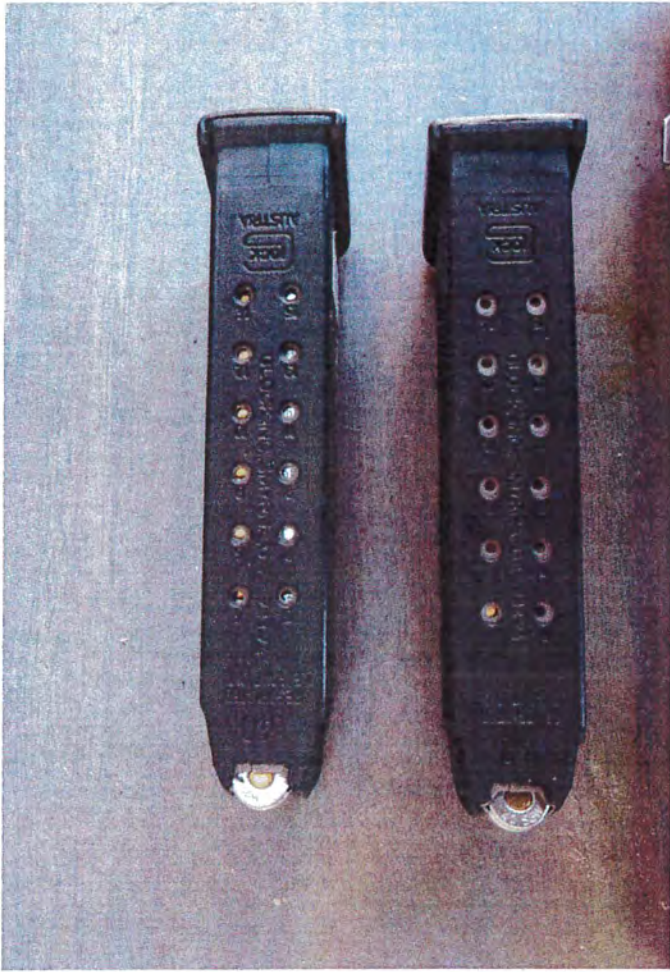


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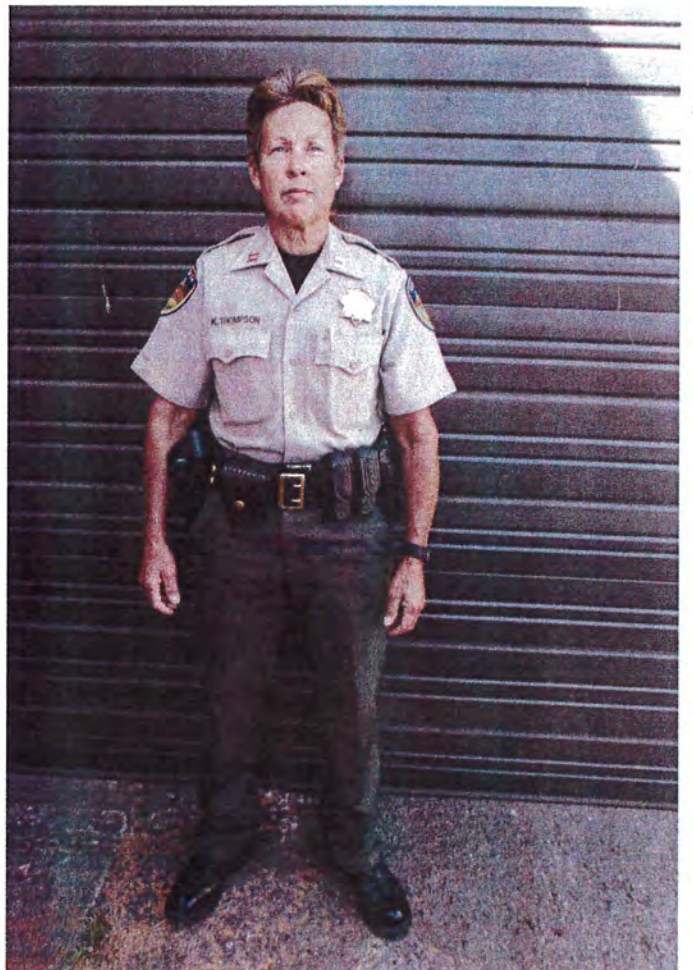
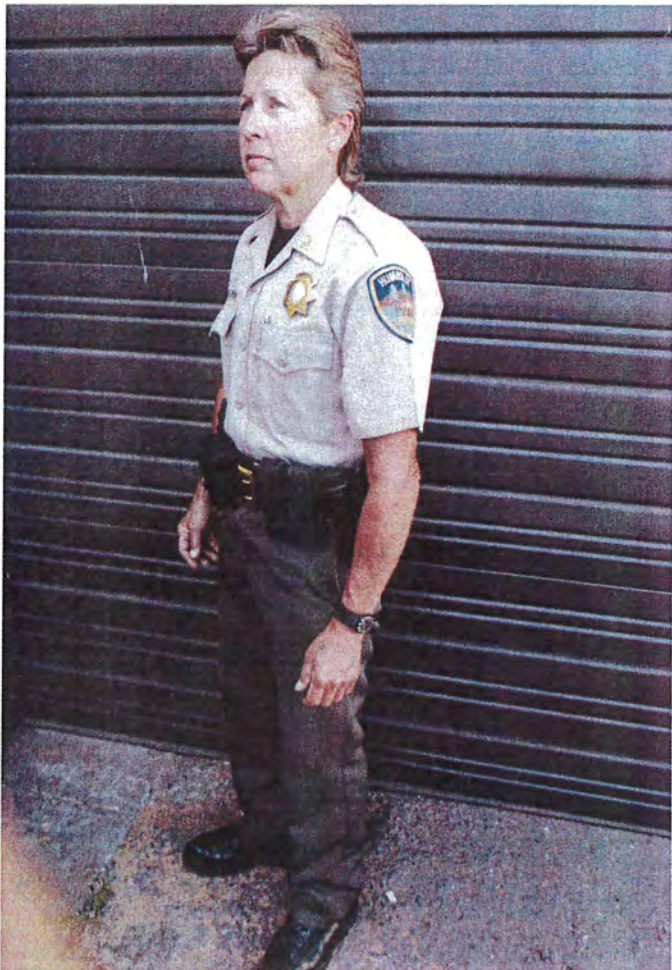
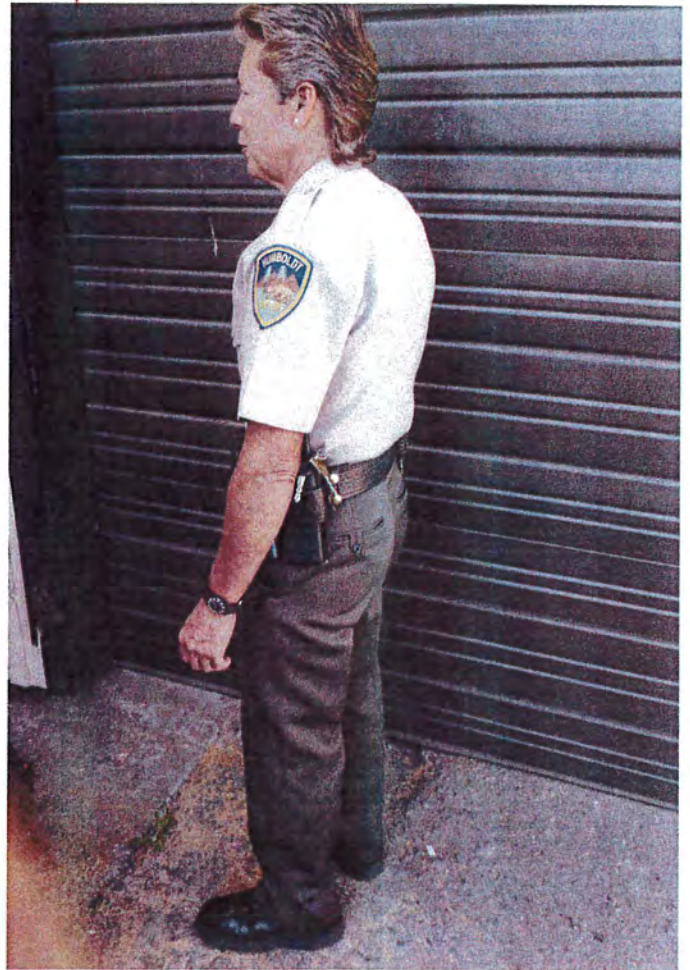
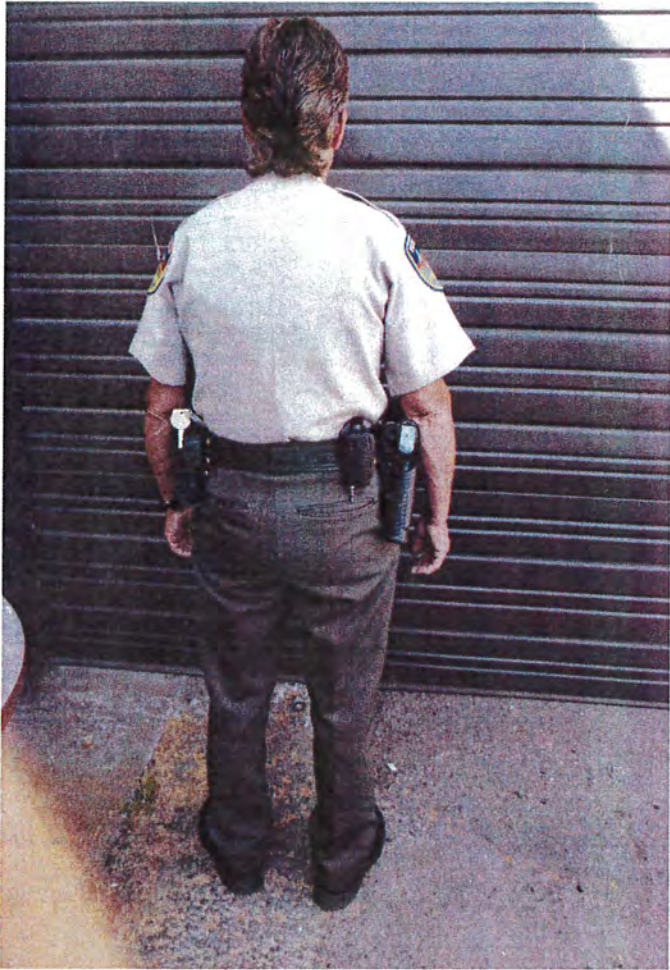
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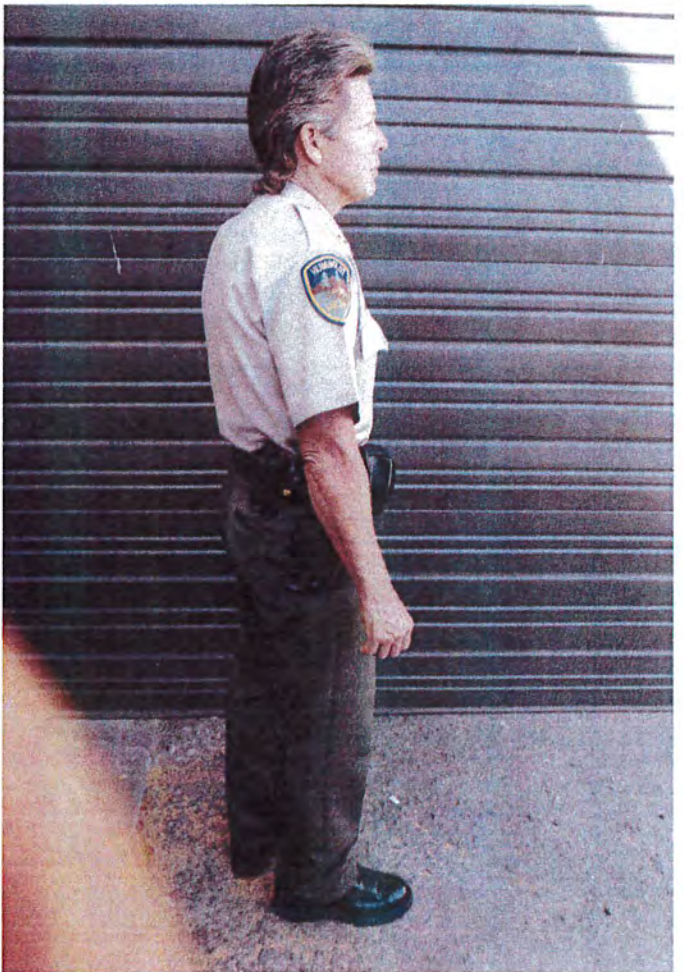
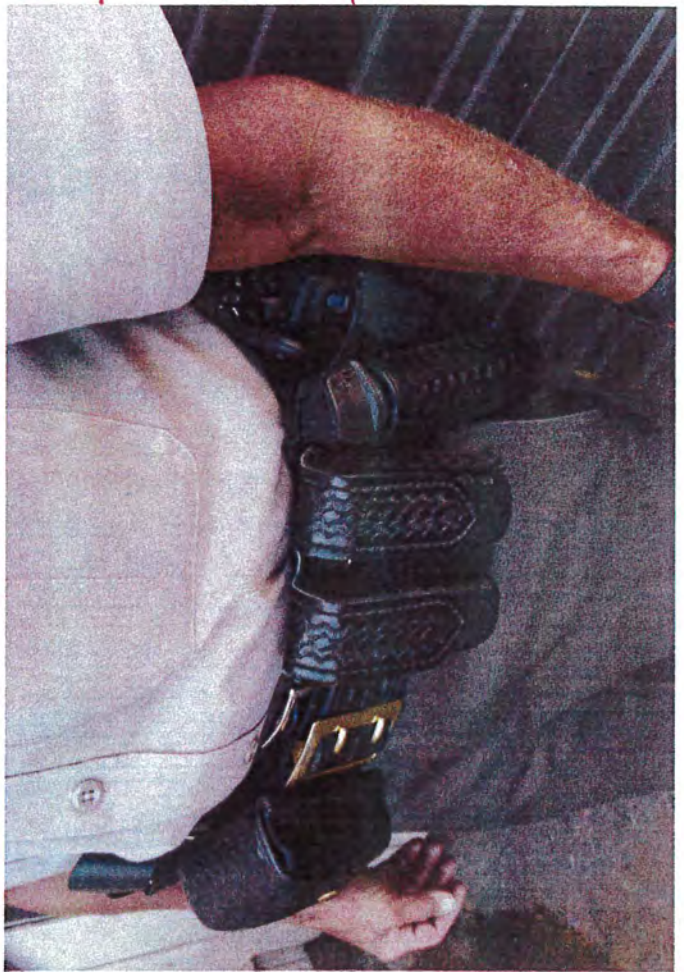
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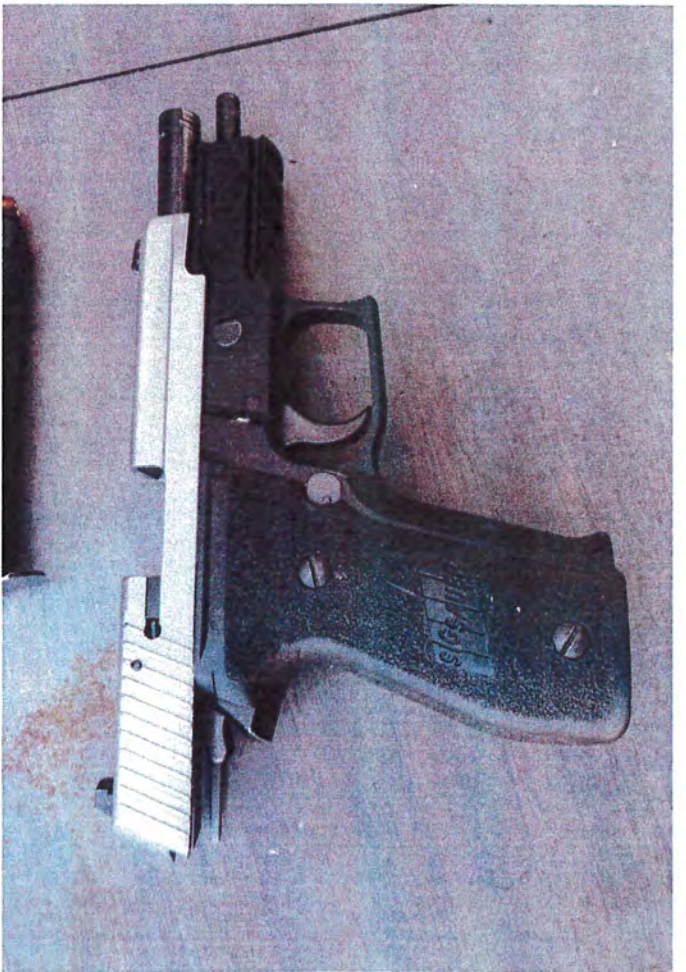
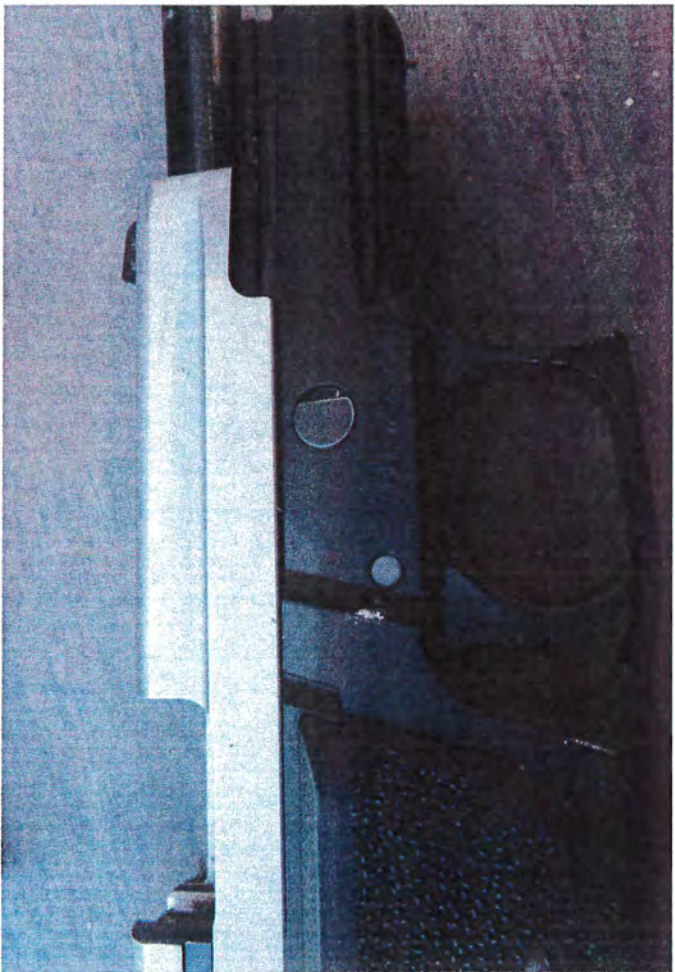
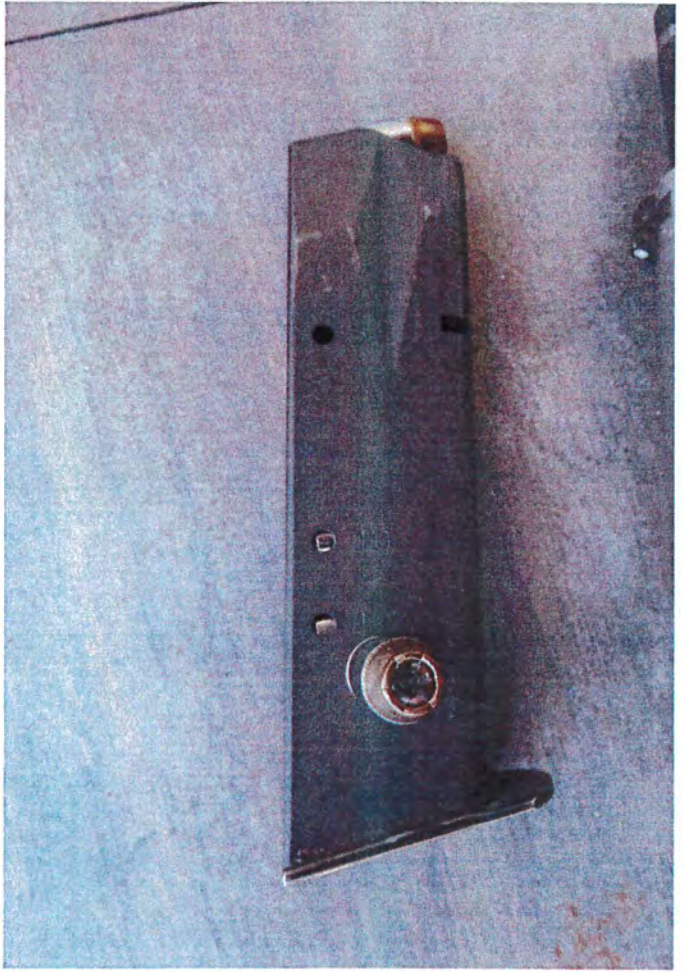
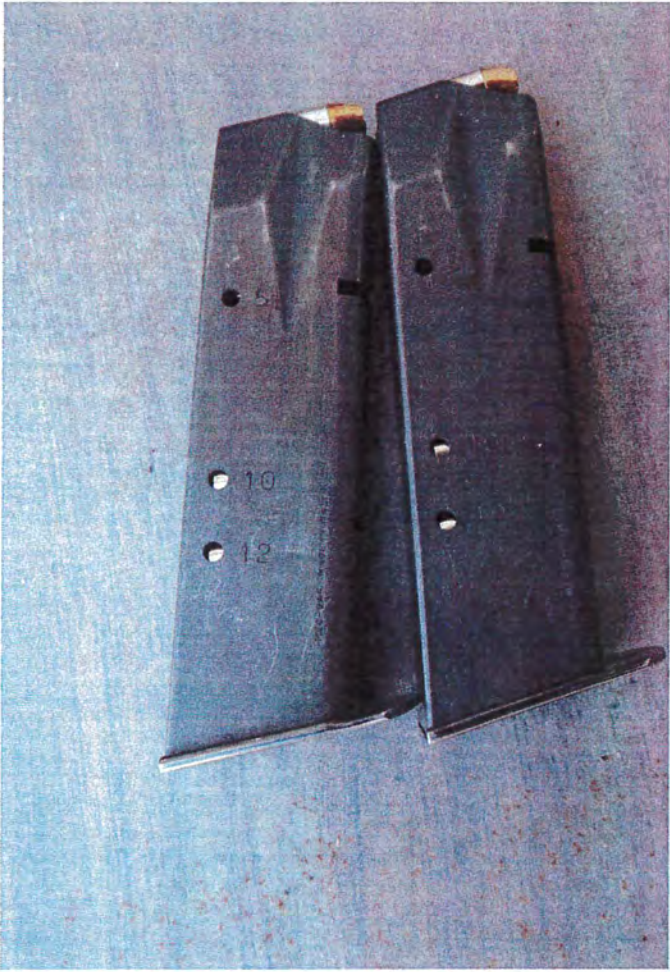
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Capt. - Thompson



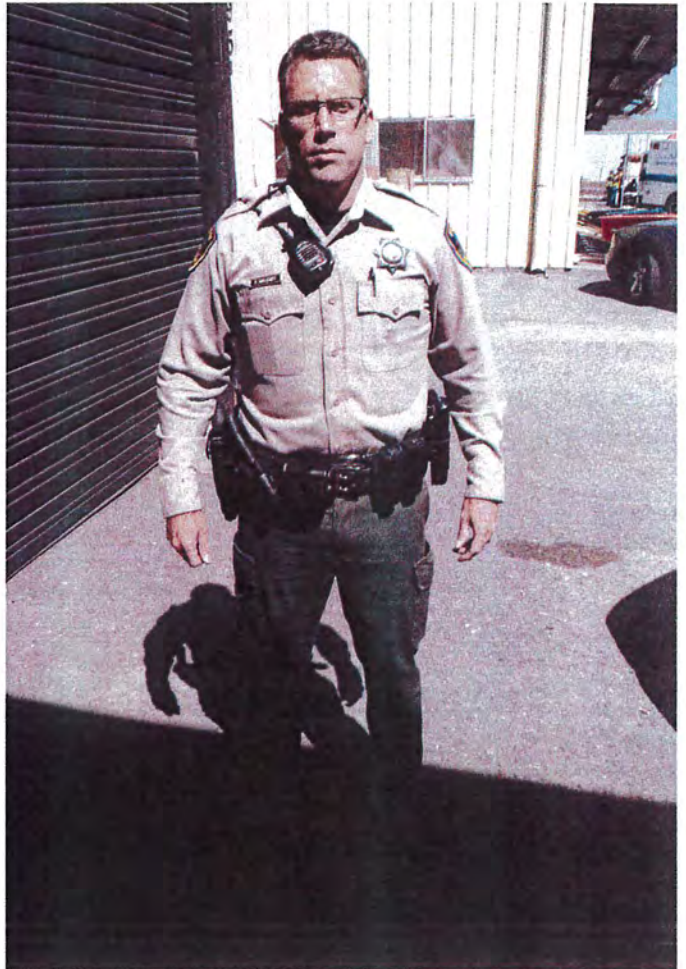
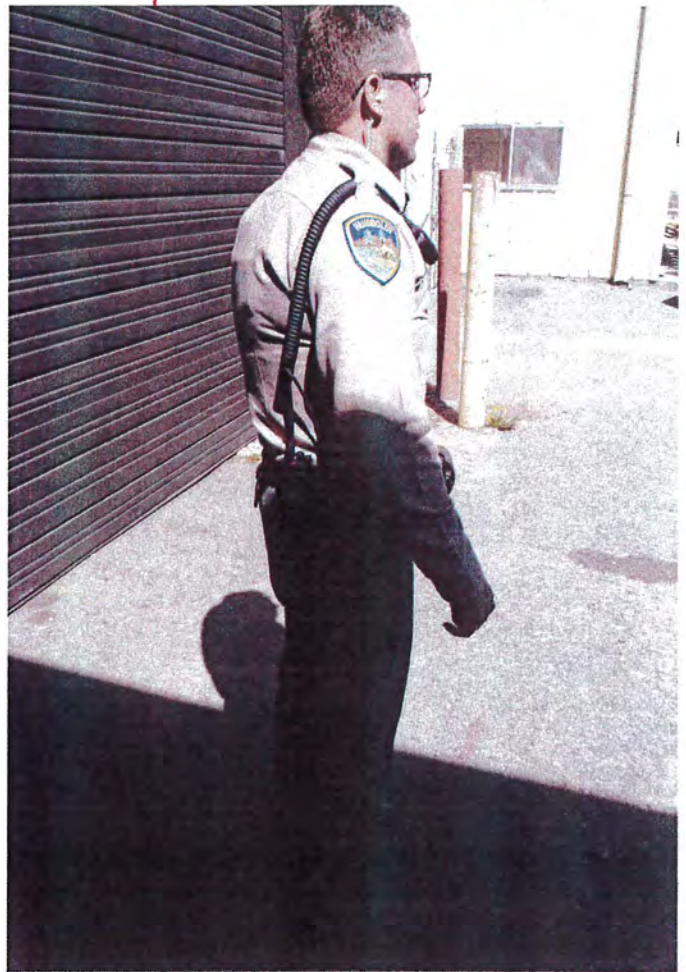
Capt Thompson



Capt. Thompson

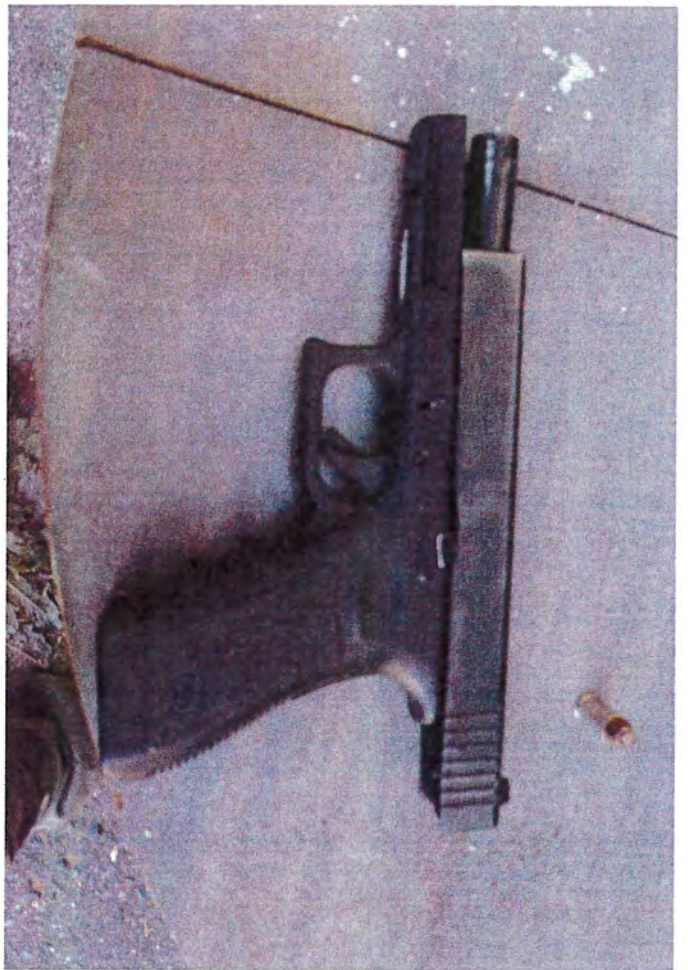


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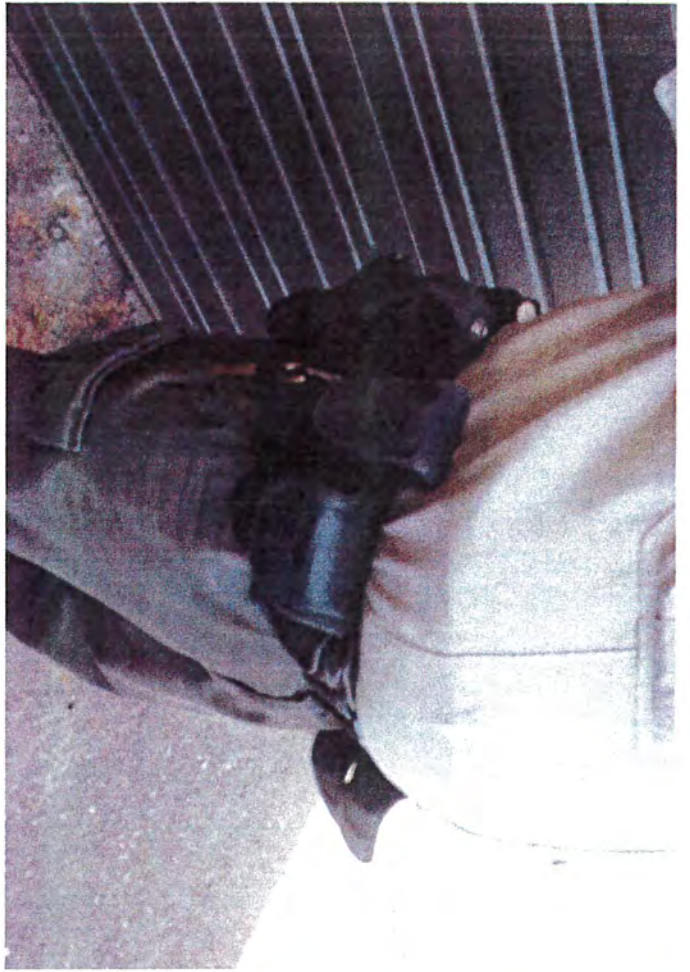
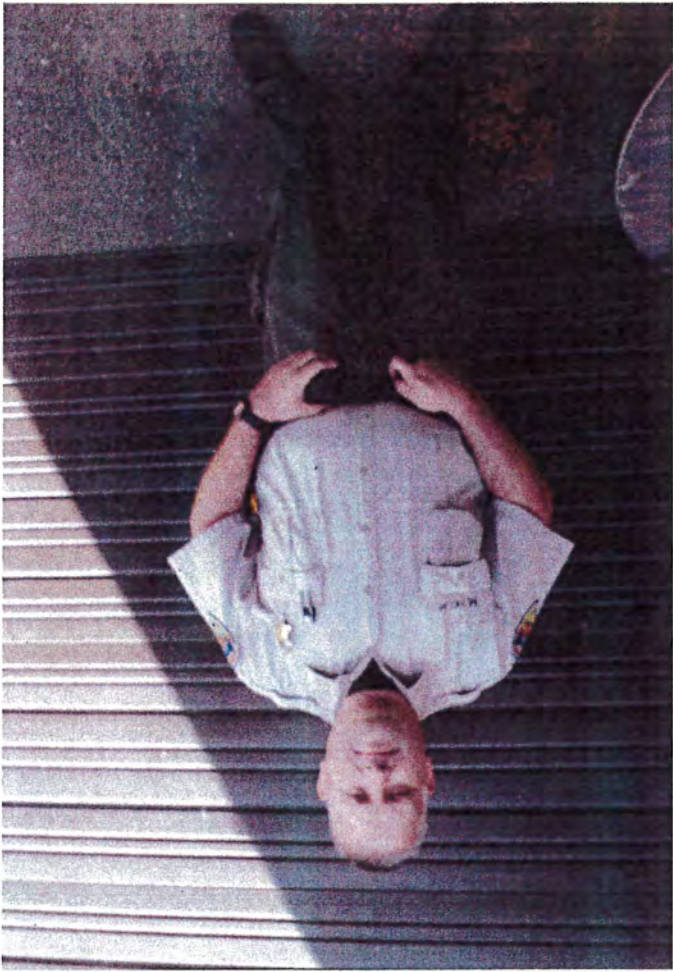


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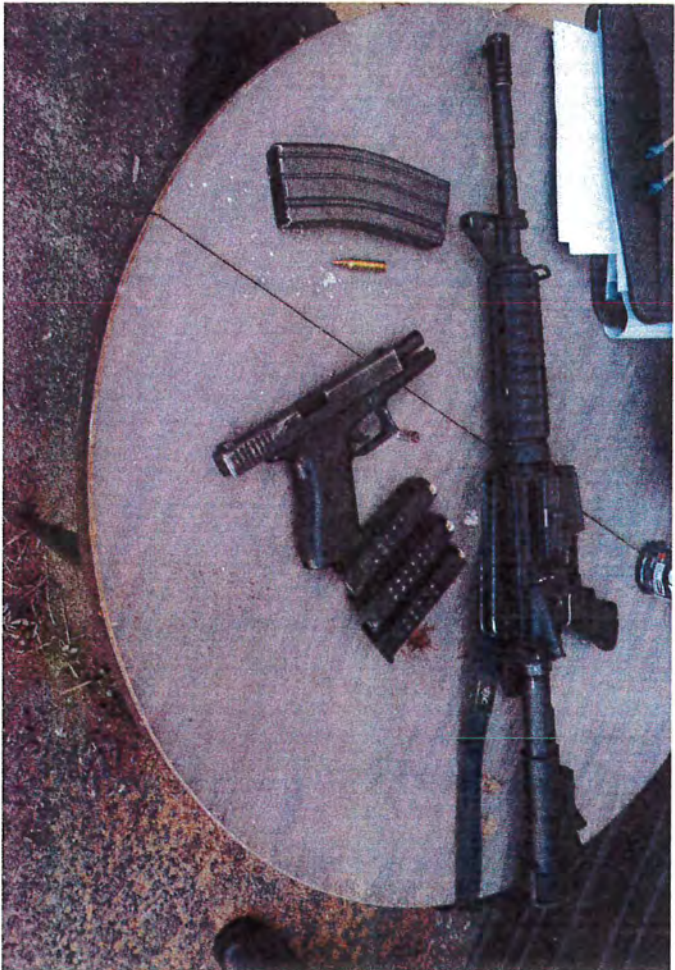
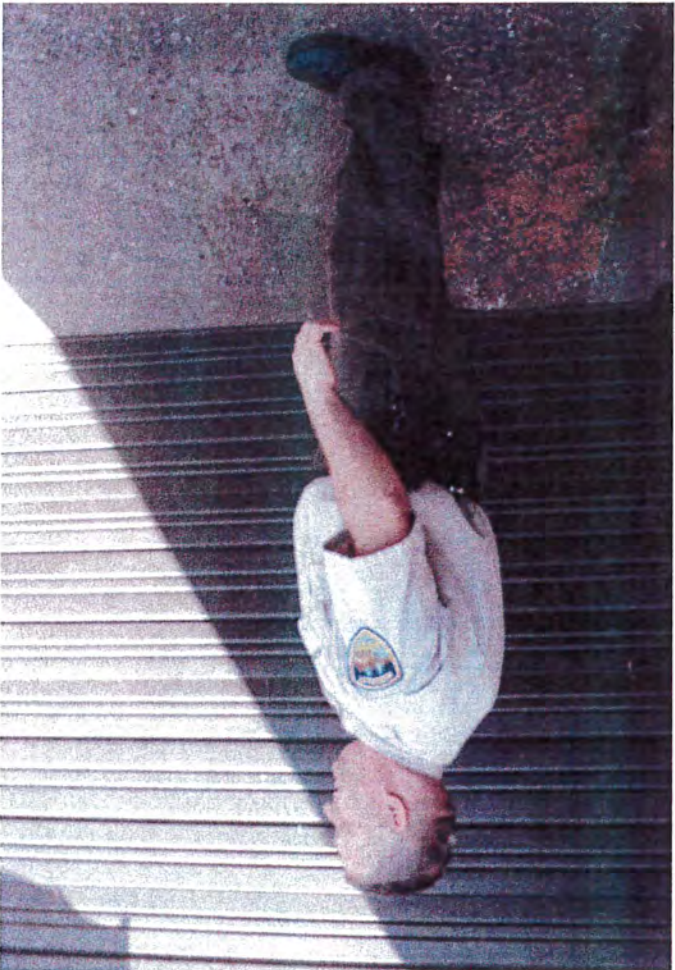




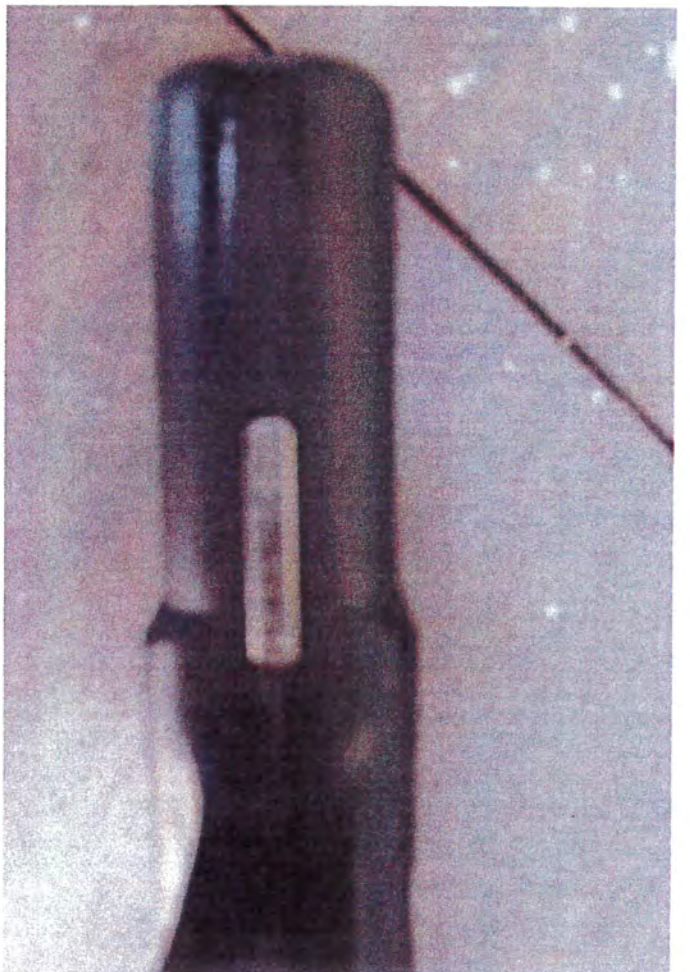
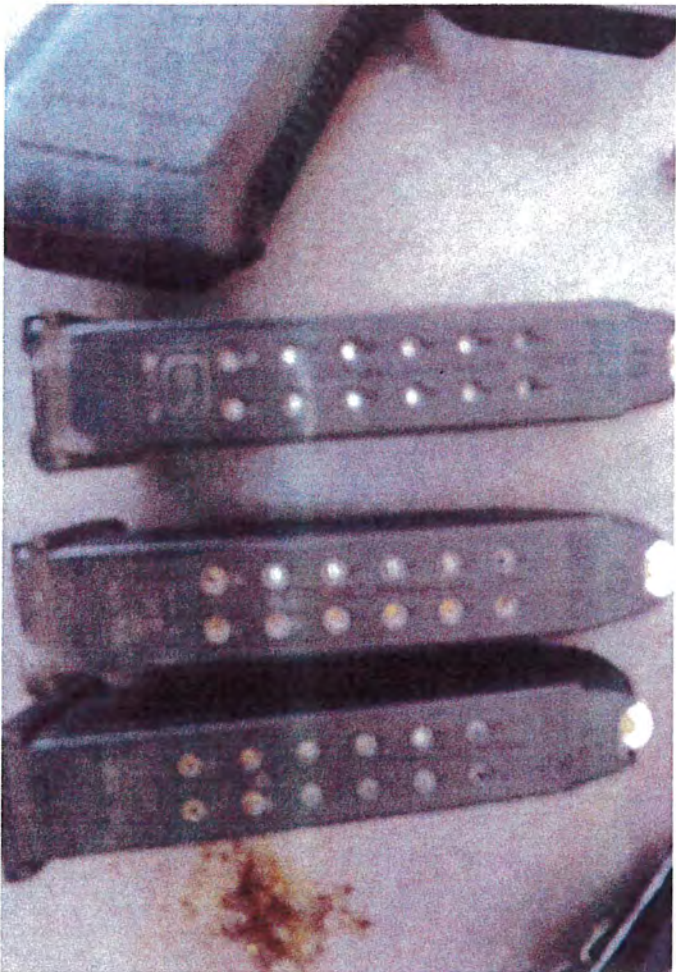
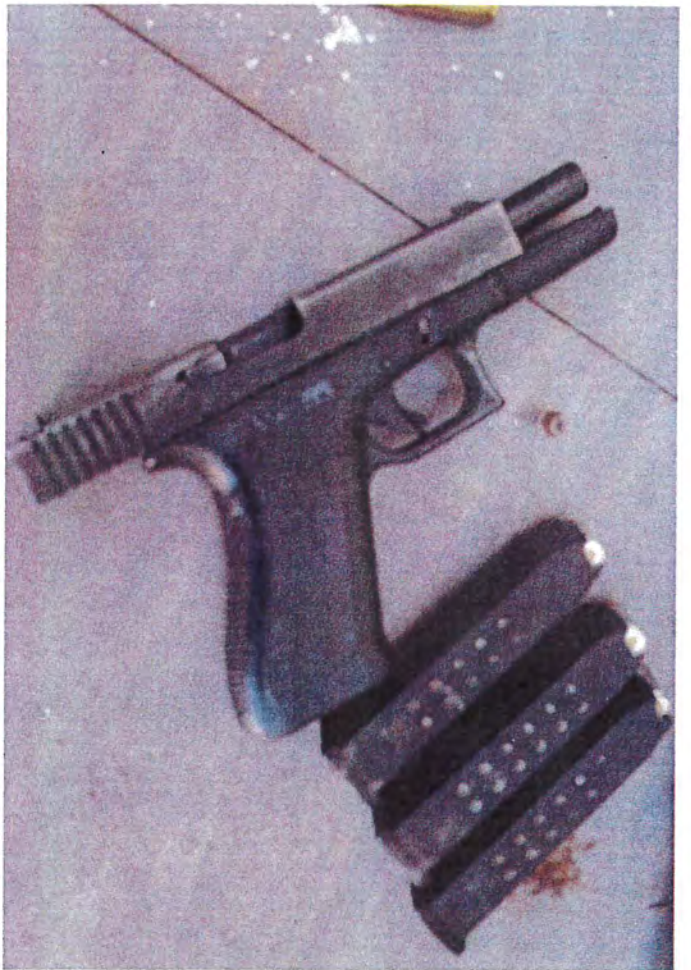
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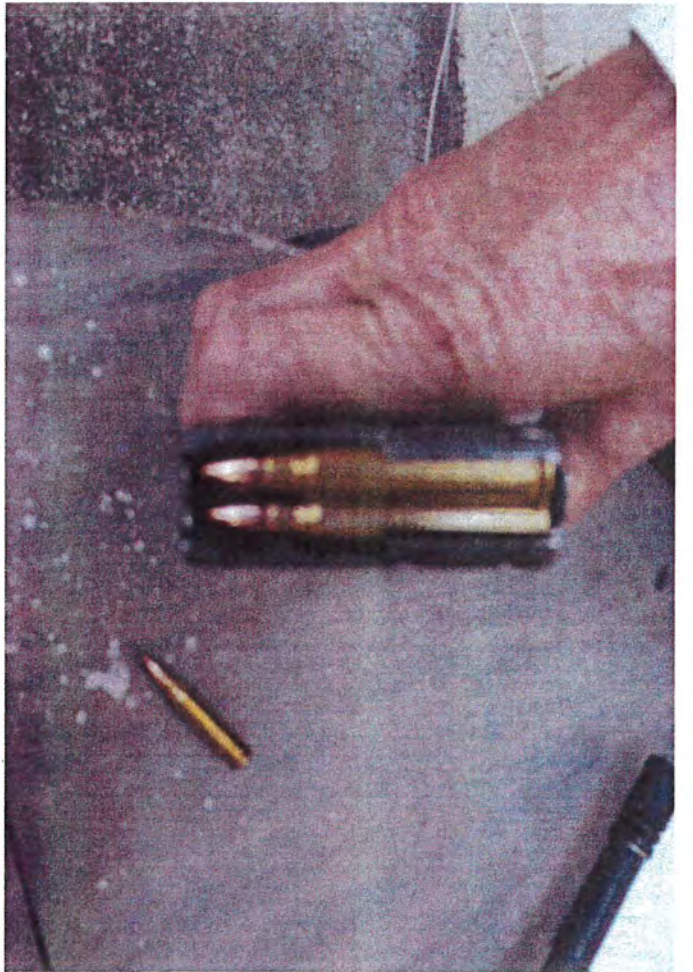
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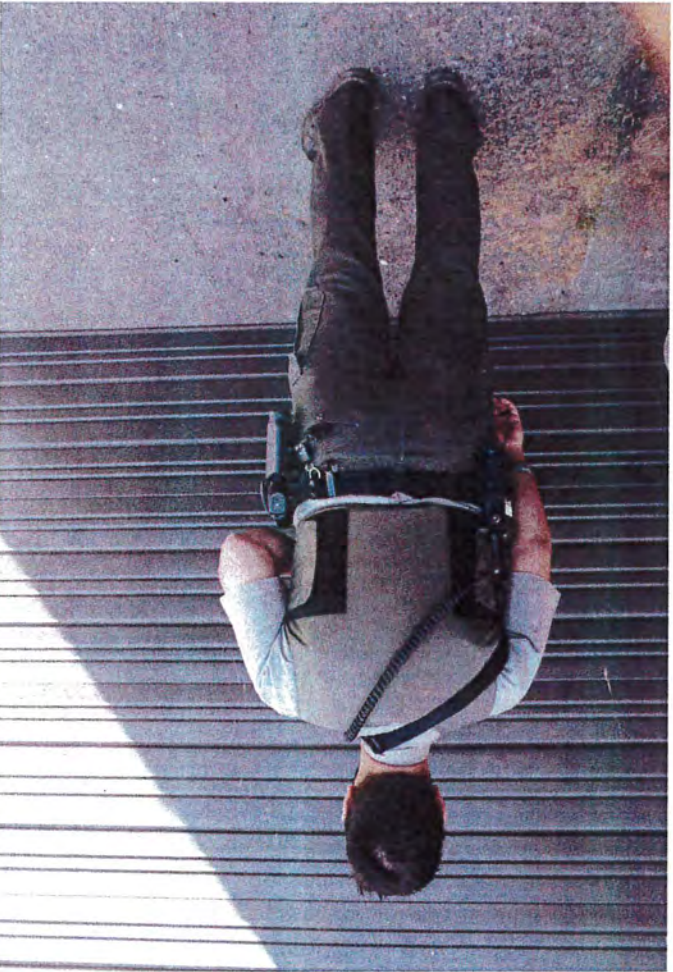
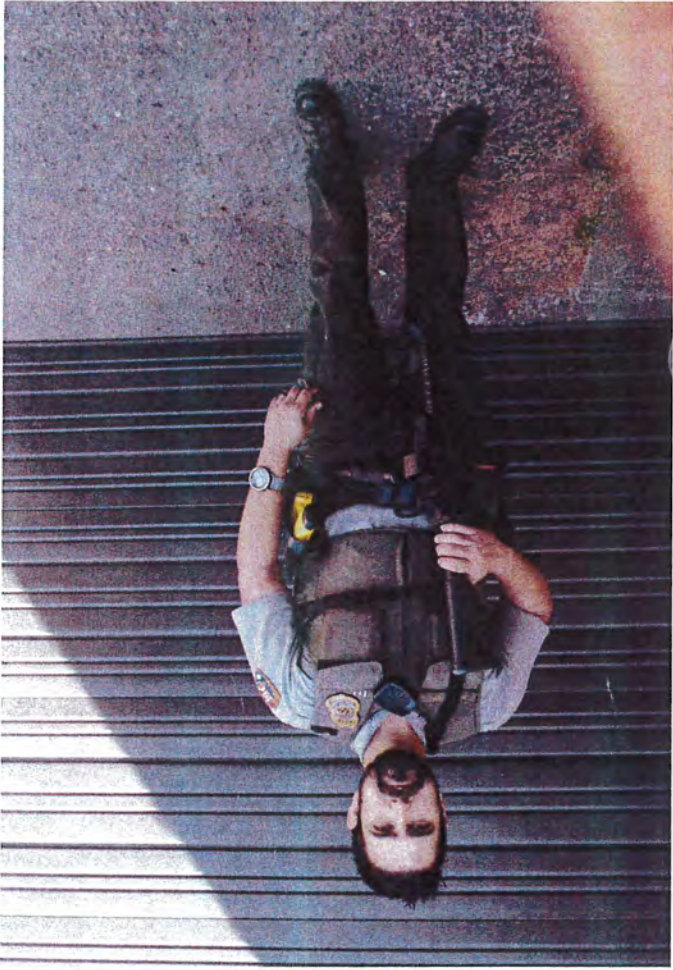
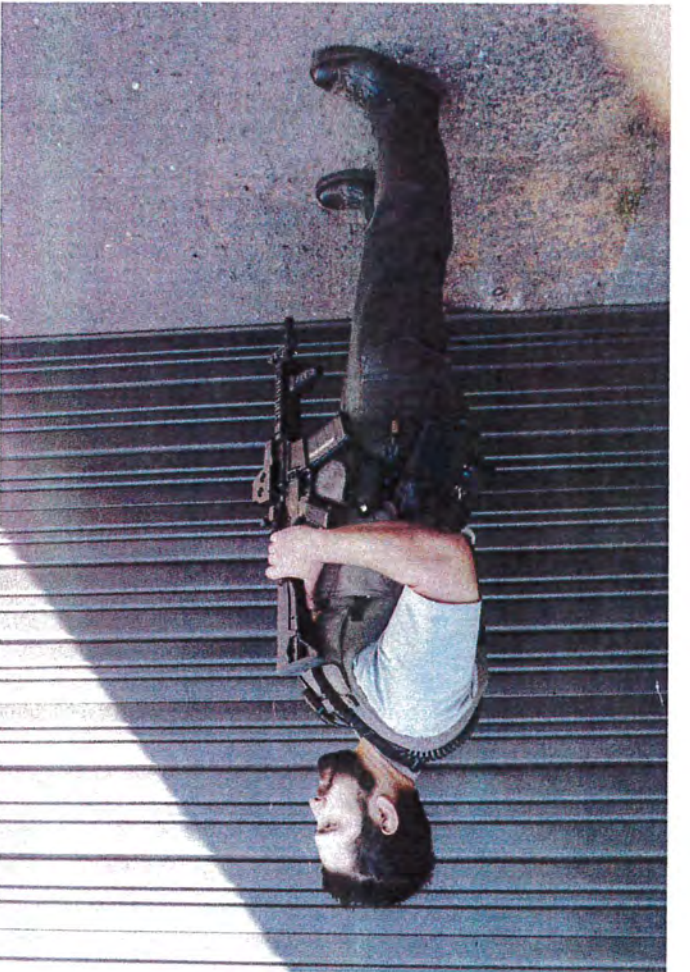
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Deputy M. Helm



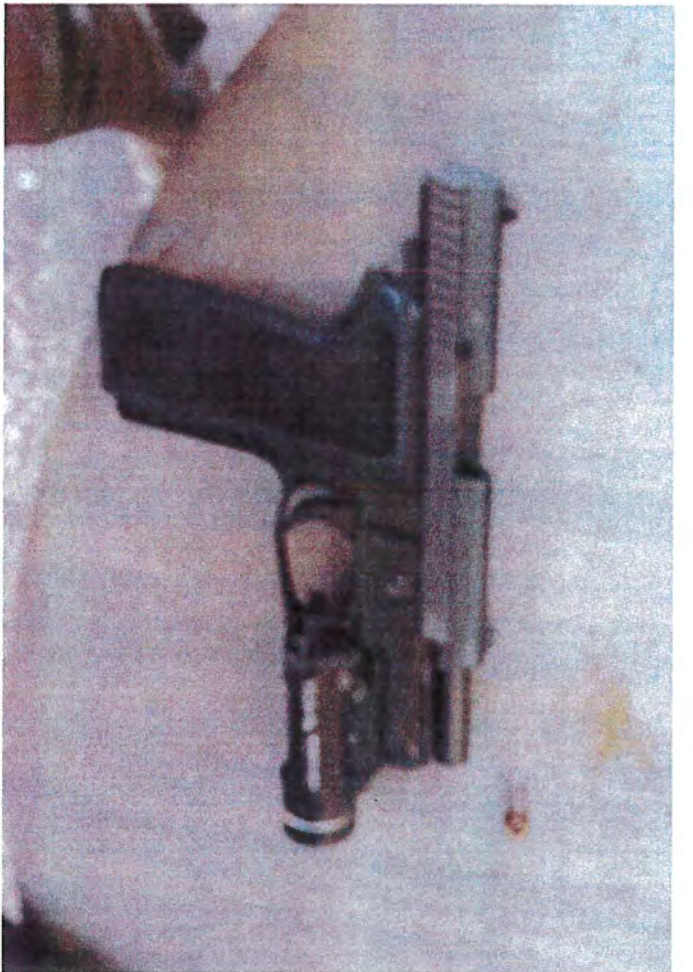
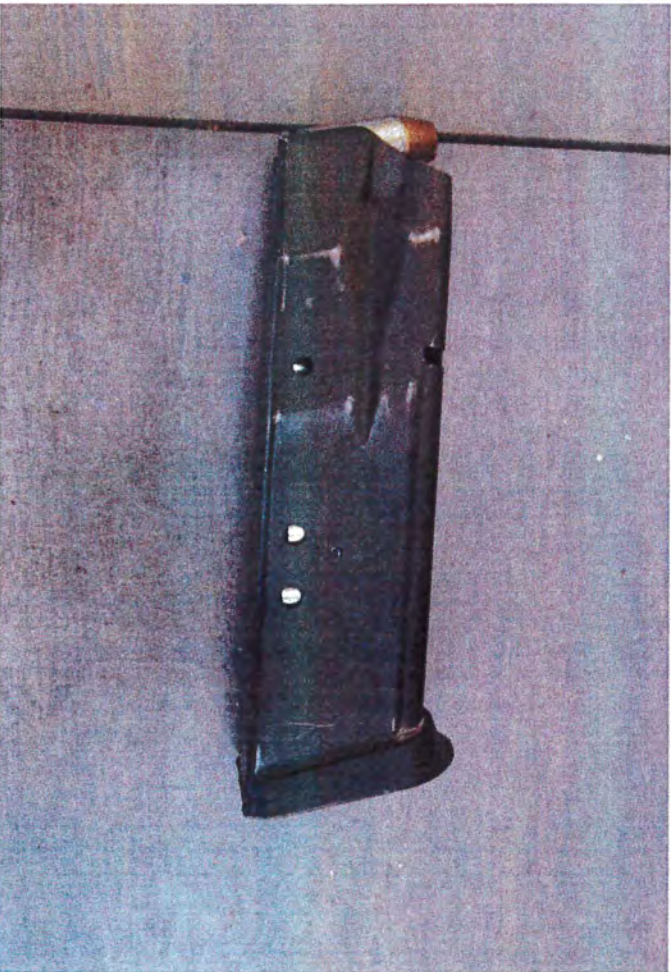
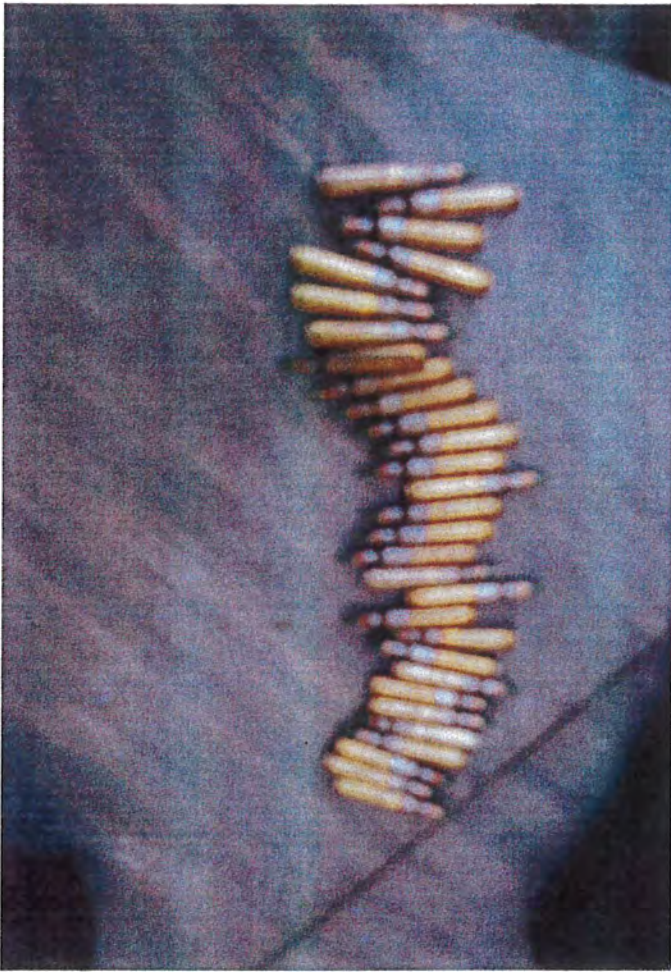
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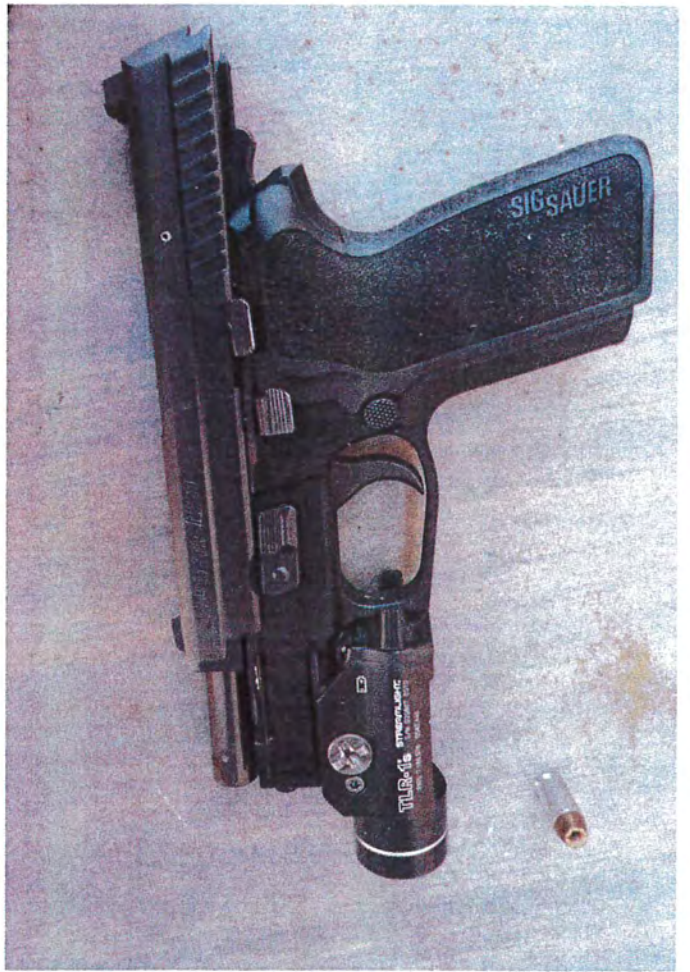
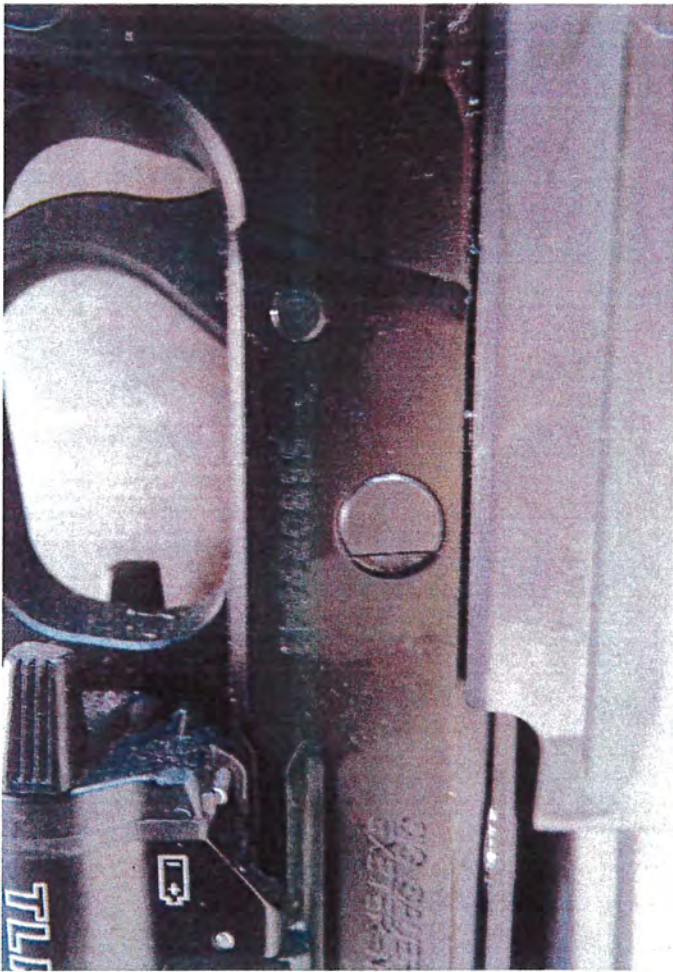
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COLT LAW ENFORCEMENT CARBINE



UPTO RANGE!

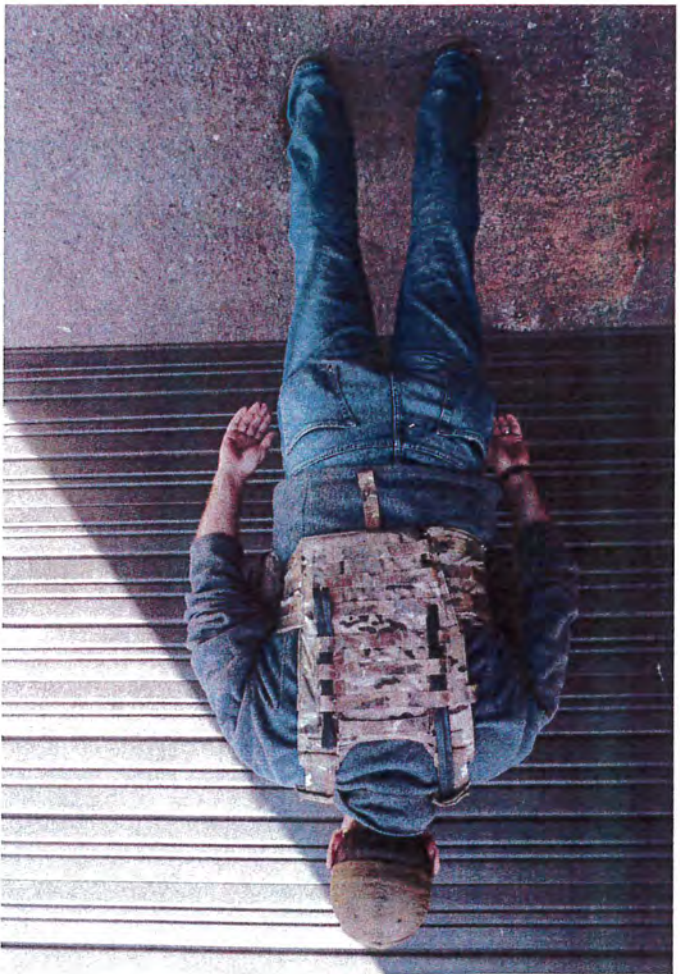
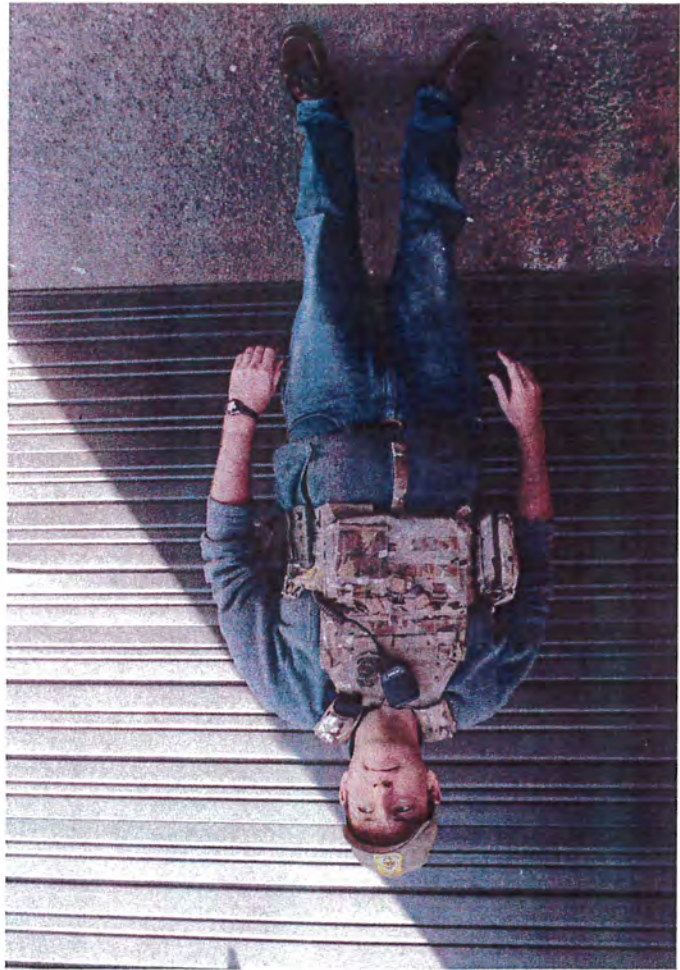
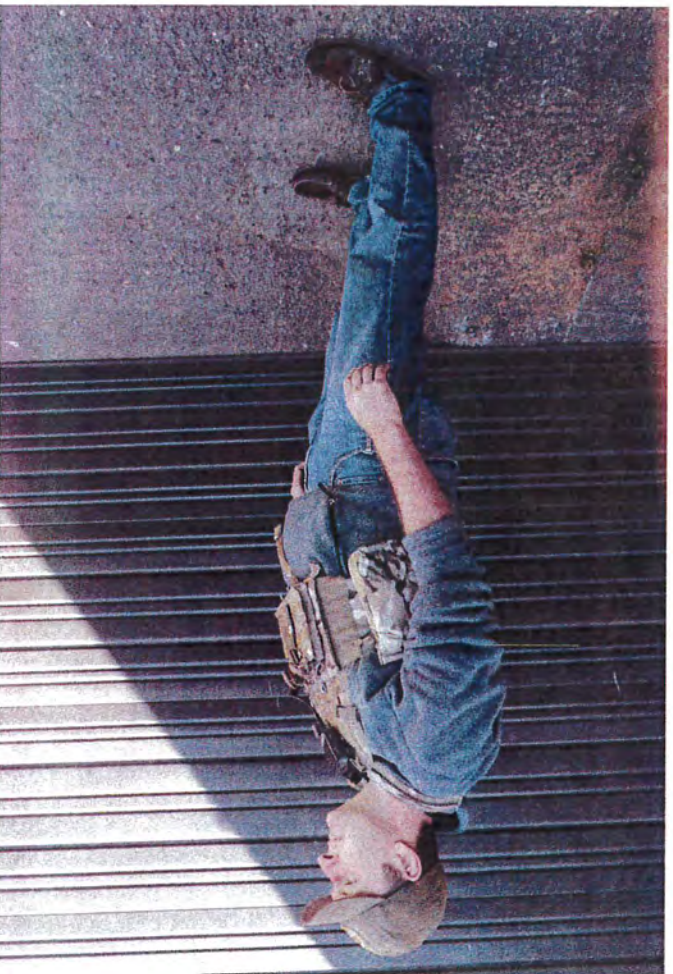
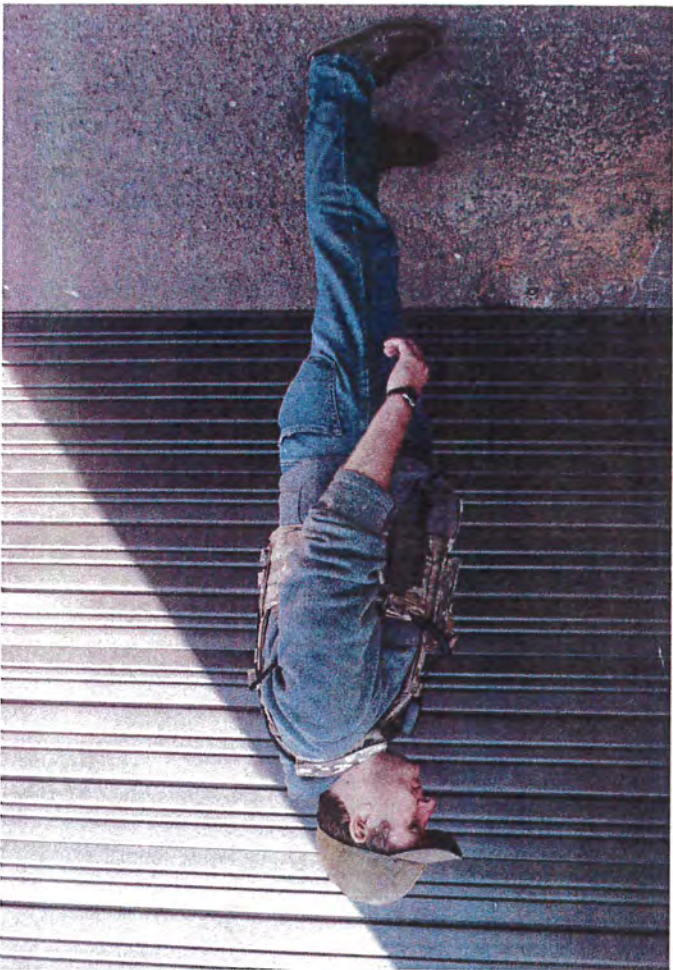


VTS KANSER

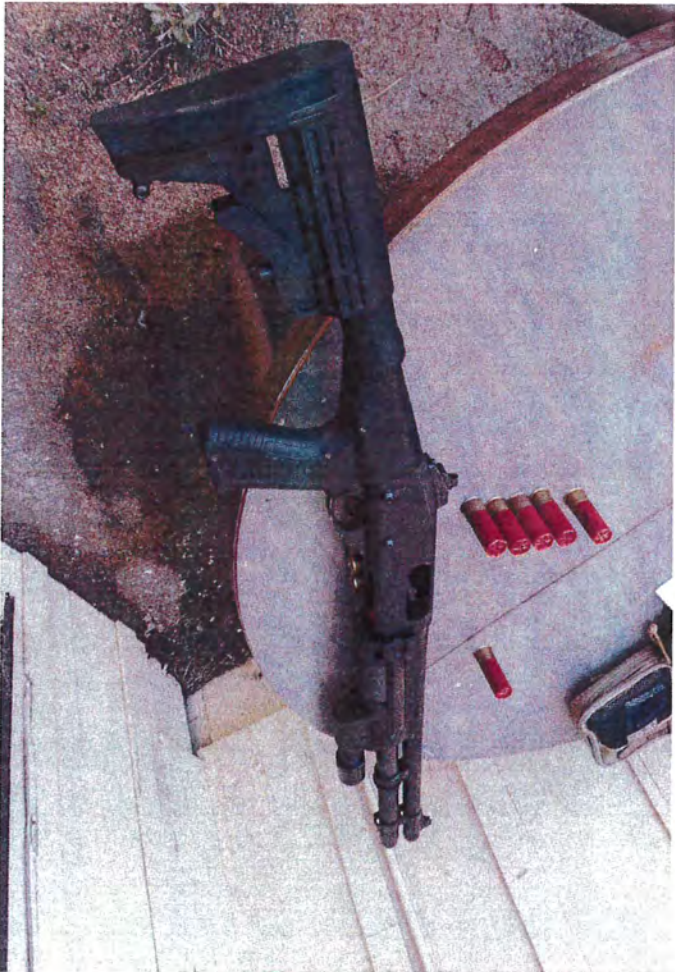
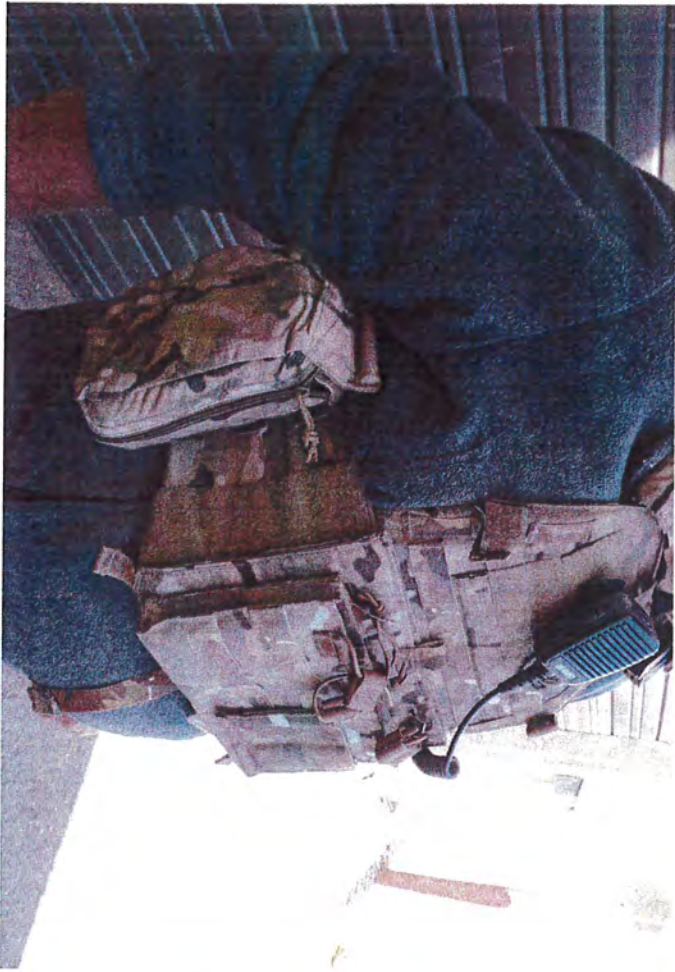


USFS Ranger

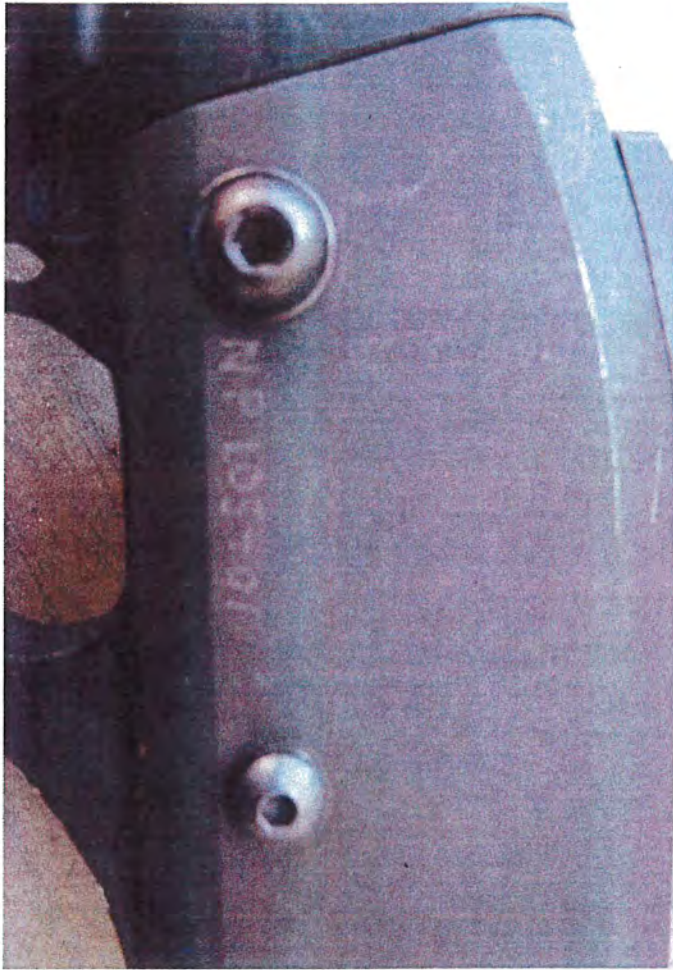




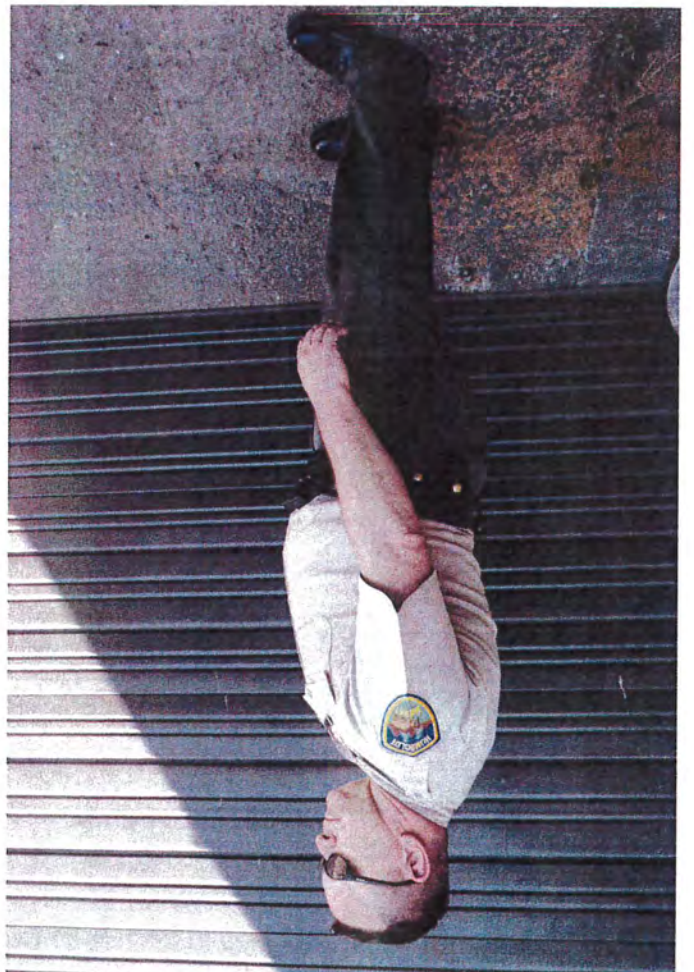
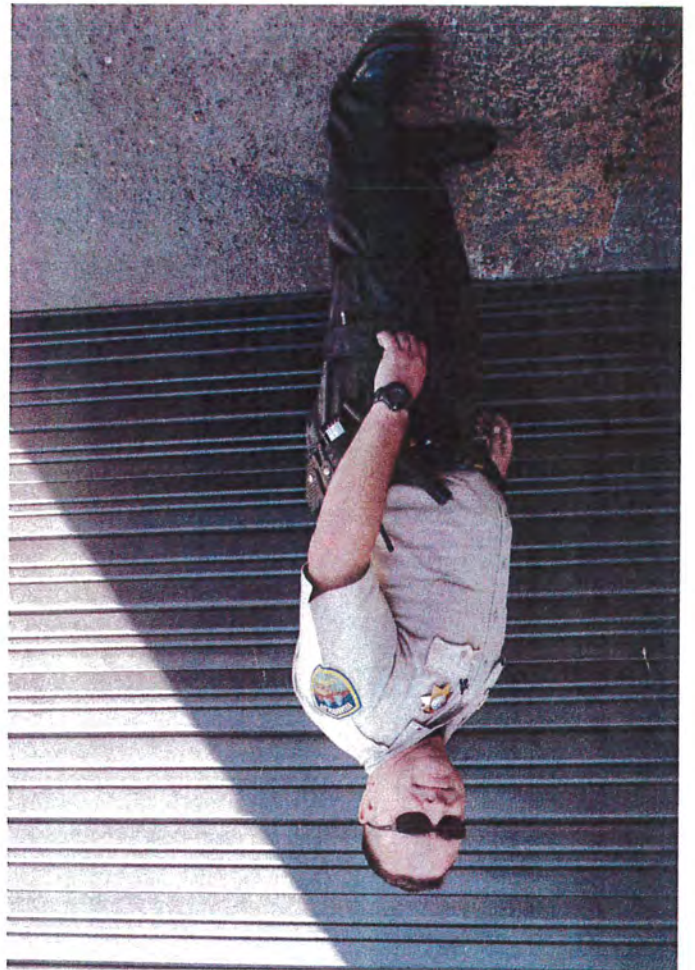
Don't know



Ben Kanger



DWR - KANGAR



[REDACTED]
08/18/16

Preliminary Notes

Contacted for HCFAIU response. Responded approximately 0600.

Made contact with BC Rick Gomes AFD.

Provided rough sketch by BC Curt Watkins.

Made contact with Dale Cloutier from Dept. of Justice.

Interviewed Chad Gurney, first in engine company. Advised light to moderate smoke with minimal pressure. Could see fire towards rear of apartment from front side. Deck gun used by Capt. Finen on back side of structure. Finen never saw fire.

Conducted preliminary walk through with DOJ. Photographed as I proceeded. Determined that DOJ had significant ballistics and non-fire related processing of scene and agreed to coordinate our investigations as to not impact each other. Preliminary walk through indicated moderate smoke and heat in front kitchen and living room areas with increasing heat in hallway to rear of apartment. Bedroom on "D" side of structure had some smoke damage but minor heat damage. Bathroom, had minor smoke damage, bedroom on "B" side had minor to moderate smoke damage. Ceiling in hall had been penetrated by firefighting ventilation efforts.

Attic area appeared clear. Electrical outlets and switches did not appear to be origin of fire. Patterns indicated that the fire intensity was greatest in hallway across from bathroom and in the closet area across from bathroom. I did not layer the closet nor did I dig as DOJ had not completed processing. Patterns indicated to me that the fire originated in the left side or "B" side of the closet. I did not observe an ignition source as I was unable to process the area of origin at that time.

HCSO advised that the natural gas service and electrical service had been shut off to the apartment building prior to the fire.

Nothing was removed from the scene by fire personnel. I did not remove anything from the scene.

Chris Emmons, #431

201604167

On 8/17/16 at about 0932 hours, I was at the Problem Oriented Police Unit (my office), when I received the "call-out" text stating "SWAT CALL OUT MCKINLEYVILLE". I received a later text message which informed me the Command Post was at the Thomas Home Center, 1685 Sutter Road in McKinleyville.

After receiving the Call-out text message, I drove to the Eureka Police Department headquarters and changed into my SWAT uniform and retrieved my SWAT equipment. Operator Greg Hill and Operator Ben Omey met me at headquarters and we car-pooled to the Command Post in my assigned POP Vehicle.

When we arrived on scene we met with Team Leader J. Braud and he gave us a summary of the incidents which transpired prior to our arrival. Sgt. J. Braud drew a sketch of the apartment complex layout on a dry erase board and indicated the apartment the "shooter" was located. Sgt. Braud instructed Assistant Team Leader Sgt. Gomes, Operator Stallworth and I to get into an Arrest/React location.

Sgt. Gomes, Operator Stallworth and I positioned ourselves behind a cinderblock wall which encompassed dumpster cans. I don't know the exact distance we were positioned from the front door of the suspect's apartment, but it appeared to be between 50-60 yards away. From our location we had a clear view of the suspect's apartment door and his front windows (the #1 side) of the apartment. For the next few hours we maintained our position watching the front windows and the door of the apartment. Periodically we saw the curtain blinds in the apartment move and we indicated each movement over the radio.

After about 3-4 hours, another group of SWAT Operators relieved the three of us for a break at the Command Post. Approximately an hour or two later, I deployed again to the same location, this time I was with Assistant Team Leader Sgt. Ireland, Assistant Team Leader Sgt. Gomes, Operator B. Omey, and Operator Hill. We remained at that location for the next few hours and then we were repositioned at the foot of the suspect's stairwell at the location the Mendocino BearCat was parked. We remained with the BearCat until approximately midnight and then we were relieved by members of the Mendocino SWAT team.

While we were at the BearCat, Team Leader Braud was in charge and he periodically gave verbal commands to the suspect using the PA system in the BearCat. The Operators with me at the BearCat were: Team Leader Braud, Assistant Team Leader Gomes, Operator B. Omey, Operator J. Omey, Operator Hill, Operator Comer, and Operator Filipini.

Once relieved by the Mendocino SWAT team, I returned (with the other HCSO SWAT Team Operators) to the Command Post. Operators Hill and B. Omey and I sat in my Assigned POP Unit and went to sleep. Shortly thereafter, Operator Hill and I were awoken by what sounded like a diversionary device. I tried to go back to sleep, but was awoken again by the sound of multiple gun shots. The three of us exited my vehicle and dawned our gear.

Team Leader Sgt. Braud assigned Assistant Team Leader Massaro, Operator Gomes and I to be the gas deployment team. We were instructed to go to the rear of the apartment building and find a location where we could deploy. Once at the rear of the apartment, we could see flames through the apartment windows. We informed the CP that there was fire inside the apartment, and that we were unable to deploy any gas due to the fire.

I then heard more gun shots, and learned the suspect was "down" at the top of the stairwell in front of his apartment front door. After hearing the suspect was detained in handcuffs, Assistant Team Leader Massaro, Operator Comer and I returned to the CP and "geared-down."

This concluded my involvement at this incident.

201604167

On 8/17/16 at about 1000 hours, I responded to [REDACTED] for a SWAT call-out. I was instructed to stage near the command post at [REDACTED].

Upon arrival, I met with the other members of the Humboldt County SWAT team. SWAT team leader, Sergeant JD Braud, told me [REDACTED] had shot at deputies from his apartment. Sergeant Braud told me the firearm was possibly a .22 caliber rifle. Sergeant Braud told me [REDACTED] apartment (apartment [REDACTED]) was located on the east side of the apartment complex, was on the second story, and had a front door which faced west. Sergeant Braud told me there was a [REDACTED] inside the apartment with [REDACTED]. There was already a perimeter established around [REDACTED] apartment with several officers from different agencies.

Once most of the SWAT team arrived, we began extracting citizens from the apartments surrounding [REDACTED]. The Mendocino County SWAT team arrived and brought with them their Citizen Rescue Vehicle (CRV, also known as a BearCat). With the aid of the CRV and the Mendocino County SWAT team, we were able to safely extract several more citizens from the apartment complex.

At about 1800 hours, four other SWAT operators and I took a perimeter position west of the apartment. The CRV was positioned east of us, in front of [REDACTED] apartment. From our position, I observed the window shades of [REDACTED] apartment move several times as though someone were looking outside. During this time, dispatch told us that negotiations were occurring with [REDACTED] on the phone. At about 1900 hours, a HCSO negotiator attempted to communicate with [REDACTED] on the CRV's PA.

At about 2000 hours, the HCSO SWAT team and I relieved the Mendocino County SWAT team at their position at the CRV. I maintained a position on the south side of the apartment complex. From my position, I could not observe the front door or windows of [REDACTED] apartment. Dispatch told us that [REDACTED] had ceased communication on the phone. Sergeant Braud attempted to communicate with [REDACTED] using the PA on the CRV however, [REDACTED] would not respond. Another team of HCSO SWAT operators on the north side of the building began turning the electrical power on and off. Occasionally, dispatch would advise us that [REDACTED] had resumed communications on the phone. Dispatch would then advise us that [REDACTED] ceased communication, at which time, PA announcements and control of the electrical power was resumed.

At about 0001 hours, the Mendocino County SWAT team relieved us at our positions and we returned to the Command Post. We intended on returning to our position at approximately 0400 hours. I fell asleep. At about 0120 hours, I woke up to the sound of gunshots being fired. I immediately put my gear on and met with the other SWAT operators. I was told the [REDACTED] had exited the apartment. I was told shortly after the [REDACTED] exited, [REDACTED] fired at the Mendocino SWAT operators and they returned fire.

The HCSO SWAT team and I moved back to CRV and joined with the Mendocino County SWAT team. HCSO SWAT operators also responded to the north side of the building with the intention of introducing chemical agents into the apartment.

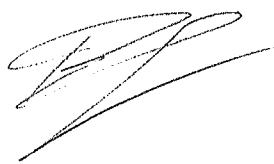
I returned to my position on the west side of the building. Shortly after I arrived, I observed dark smoke exiting from the north side of [REDACTED] apartment followed by flames. Shortly after the flames appeared,

I heard gunshots coming from the CRV. I was unable to observe [REDACTED] at that time and did not observe which SWAT operator fired his weapon. Shortly after the shots were fired, Sergeant Braud began giving [REDACTED] commands to move down the stairs.

I moved behind the CRV and observed [REDACTED] lying at the top of the stairs near the front door to his apartment. [REDACTED] was facing away from me on his left side. [REDACTED] was not responding to Sergeant Braud's commands and was not moving. A small team of HCSO operators moved up the stairs to [REDACTED]. Shortly after that, they requested that EMT's and the fire department respond.

EMT's arrived and triaged [REDACTED]. [REDACTED] was removed from the scene. The fire department also responded and extinguished the fire.

All of the other SWAT operators and I moved back to the command post. Once at the command post, I was photographed by an HCSO investigator. That was the end of my involvement with the incident.

OFFICER BEN OMEY
 9/16/16