

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

INFORMATION  
BULLETIN



SUBJECT	
STABBING AND SHOOTING AT MCKINLEYVILLE	
DATE	PREPARED BY
10-9-82	Captain Sintic

At approximately 9:57 a.m, this date, the Humboldt County Sheriff's Department received a call that a stabbing had taken place at [redacted] Railroad Avenue in McKinleyville.

The first Sheriff's Officer on the scene, Deputy Dan Paris, found [redacted] mortally wounded from an apparent stab wound on the kitchen floor of the residence. Deputy Paris found the [redacted] of the stabbing, [redacted] son of the [redacted] at the scene. The [redacted] was armed with several illegal Kung-Fu type throwing stars and a throwing knife. Deputy Paris ordered the [redacted] to surrender. The [redacted] instead of surrendering, threw a throwing star at the Deputy. Deputy Paris ducked and the star embedded itself in the kitchen door.

Deputy Paris drew his service revolver and again ordered the [redacted] to lay down his weapons and surrender. The [redacted] refused and started towards the Deputy. Deputy Paris retreated outside the residence, talking to the [redacted] in an attempt to get him to surrender. The [redacted] retrieved the throwing star from the kitchen door and followed Deputy Paris outside. The Deputy continued to try to persuade the [redacted] to surrender. The [redacted] then threw another throwing star at the Deputy. At that time, Deputy Paris shot the [redacted]. The [redacted] went to his knees and drew his throwing knife. The [redacted] was shot twice more. The [redacted] died at the scene.

The case is under investigation by both this Department and the District Attorney's Office.

8.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

- 1200 -

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

Knife

73.

RESIDENCE

Railroad

BUSINESS

75. PHON

McKinleyville

76. INVESTIGATION, DATE AND TIME

10-9-82 1000

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

1

SUPPLEMENTAL

[Redacted]

dob

[Redacted]

I was in the main office when I received a call from dispatch to back Q-12, Paris. She said he was responding to [Redacted] Railroad, McKinleyville on a "man w/ an axe" call w/ one [Redacted] injured.

I responded Code 3 from Eureka to McKinleyville. As I was passing Arcata Redwood I heard Deputy Paris arrive at the scene. About one minute later he gave a radio transmission which I was unable to understand, the dispatcher then put out a "Code 20", Officer needs help. As I was passing 14th St. Arcata Deputy Paris requested a ~~at~~ second ambulance stating he had shot the [Redacted]. I arrived on the scene approx 1-2 minutes after that.

REPORTING OFFICERS 80.1

VauVelkinburgh 0191

RECORDING OFFICER 80.2

VauVelkinburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 1539

ROUTED BY 80.5

80.6 FURTHER ACTION

YES

NO

ON TAPE

DETECTIVE

PROBATION

DIST. ATTNY

SO./PD.

CII

PATROL

OTHER

OTHER

REVIEWED BY 80.7

Lshay, Sgt

DATE 80.8

10-9-82

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

Knife

74. ADDRESS

RESIDENCE

BUSINESS

PHON

Railroad, McKinleyville

75. INVESTIGATION, DATE AND TIME

10-9-82 1000

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

2

When I arrived at the scene the ambulance was already there, as was CHP officer Weisen. The ambulance crew was inside the residence attending [redacted]. Officer Neilsen was keeping the scene secure. Deputy Paris was standing in the driveway between the [redacted] who was lying prone in front of the garage, and the [redacted] mother, [redacted] and the [redacted] brother, [redacted].

I immediately contacted Deputy Paris who told me what had transpired prior to my arrival. I then took [redacted] into the backyard area to remove them from the immediate scene.

I took the following summary statement

REPORTING OFFICERS 80.1

Vanvelkenburgh 0191

RECORDING OFFICER 80.2

Vanvelkenburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 1550

ROUTED BY 80.5

80.6 FURTHER ACTION

YES

NO

COPIES TO:

DETECTIVE

PROBATION

DIST. ATTNY

S.O./P.D.

CII

PATROL

OTHER

OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68:9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

Knife

73. ADDRESS [REDACTED]

74. RESIDENCE Railroad

McAntleyville

75. PHONE [REDACTED]

76. INVESTIGATION, DATE AND TIME

10-9-82 1600

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

3

from [REDACTED]

[REDACTED] immediately told me that her son was a paranoid-schizophrenic. She said that he was currently receiving counseling at the mental health clinic on Central Ave. [REDACTED] told me that her son [REDACTED] had come into the house w/ dirt on his shoes. She said that her husband told him to wipe his feet & [REDACTED] became angry. [REDACTED] then began hitting his father w/ his fists. [REDACTED] said that she then began to break up the fight & got in between her husband & her son because she knew her son wouldn't hit her.

[REDACTED] said that her son then went upstairs, apparently to his bedroom. She said that when he came back down stairs,

REPORTING OFFICERS 80.1

VanValkenburgh 0191

RECORDING OFFICER 80.2

VanValkenburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 1603

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- S.O./P.D.
- CII
- PATROL
- OTHER
- OTHER

ON TAPE

(HCSO 0631.2 Rev 8-79)

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY

69. CASE NO.

82 4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

- 1200 -

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

Knife

73. ADDRESS [REDACTED]

74. RESIDENCE Railroad McKinleyville

75. BUSINESS [REDACTED]

76. INVESTIGATION, DATE AND TIME

10-9-82 1000

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

4

her son [REDACTED] came after her husband, chasing him outside & then stabbing him while he was in the garage area. At the time I spoke w/ [REDACTED] she could not tell me what [REDACTED] had used to stab her husband. She was in a state of shock & was trying to console a neighbor.

I spoke w/ [REDACTED] who told me that he was asleep upstairs in their home when he heard a commotion downstairs. He said that he then saw his brother [REDACTED] go by his room & into his own room. He was in his room for several minutes when he, [REDACTED] walked past [REDACTED] room wearing his "belt & all of his gear". [REDACTED] said that initially he didn't give this much thought as [REDACTED] goes into the woods quite

REPORTING OFFICERS 80.1

VauBellanburgh 0191

RECORDING OFFICER 80.2

VauBellanburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 164

ROUTED BY 80.5

80.6 FURTHER ACTION

YES

NO

COPIES TO

DETECTIVE

PROBATION

DIST. ATTNY

S.O./P.D.

CII

PATROL

OTHER

OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82 4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

1 Knife

74. ADDRESS

RESIDENCE

BUSINESS

75. PHON

Railroad, McKinleyville

76. INVESTIGATION, DATE AND TIME

10-9-82 1000

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

5

after w/ his "gear". [redacted] said that he heard more shouting from downstairs after [redacted] went back down.

[redacted] said that he went "downstairs & saw what had happened. He said he tried to keep [redacted] out of the house. He said he ran next door at one point to use the phone & then came back. He told me that the deputy arrived about that time & he flagged him down. I did not take any further statement from [redacted]

I was contacted at the scene by [redacted] [redacted] Dows Prairie, McKinleyville, [redacted] job [redacted] Mr. [redacted] told me that he was parked behind the Rocket Station when he heard a bunch of shouting at [redacted] Railroad.

REPORTING OFFICERS 80.1

Vauvelkinburgh 0191

RECORDING OFFICER 80.2

Vauvelkinburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 1622

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- SO./P.D.
- CII
- PATROL
- OTHER
- OTHER

ON TAPE

(HCSD 0631 2 Rev. 8-78)

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

824872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

PC 187

71. CRIME

Homicide

72. CLASSIFICATION

Knife

74. ADDRESS RESIDENCE BUSINESS 75. P  
 [Redacted] Railroad McKinleyville [Redacted]

76. INVESTIGATION DATE AND TIME

10-9-82 1000

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

6

He said that initially he could not see anyone, but then saw a deputy w/ his gun drawn, arguing w/ someone. The next thing he saw was the deputy fire his gun. [Redacted] said he would be available for further questioning if needed.

I also spoke w/ [Redacted] who lives at [Redacted] Railroad. It was the [Redacted] residence where [Redacted] went to use the phone. [Redacted] said he did not see any of the incident.

I remained at the scene until Detective Ames arrived & I relayed my information to him.

REPORTING OFFICERS 80.1

VanVelkinburgh 0191

RECORDING OFFICER 80.2

VanVelkinburgh 0191

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82 1648

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- SO./P.D.
- CII
- PATROL
- OTHER
- OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68. F CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

187 PC

71. CRIME

Homicide

72. CLASSIFICATION

Knife

74. ADDRESS

RESIDENCE

BUSINESS

75. PHONE

Railroad Ave, Mad

76. INVESTIGATION, DATE AND TIME

10-9-82 / 1010

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

1

Supplemental

On the above date and time I arrived at [redacted] Railroad Ave in response to a back-up request by Deputy D. PARIS who had issued a Code-20 request (officer needs assistance - urgent)

Upon my arrival I found that Deputy S. Van Velsor, [redacted] and a CHP unit along with Arcata Ambulance already on the scene. At this time the [redacted] was being loaded into the ambulance and the [redacted] son, the [redacted] was lying in the driveway in front of the garage, apparently dead.

Shortly thereafter at approx 1015 hrs Sgt Schafer arrived and detailed me to control traffic at this scene.

At approx 1024 hrs I was detailed to accompany the ambulance, which had left several minutes before, to Mad RIVER Hospital; I arrived there at approx 1031 hrs.

At approx 1040 hrs I was informed by the doctor that the [redacted] was now deceased, so I stayed at the hospital until the coroner, Glenn SIPMA arrived at approx 1130 hrs. At approx 1157 hrs I arrived

REPORTING OFFICERS 80.1

RECORDING OFFICER 80.2

TYPED BY 80.3

DATE AND TIME 80.4

ROUTED BY 80.5

Rh Donnell #337

Rh Donnell #337

10-9-82 / 1508

80.6 FURTHER ACTION

- YES
- NO

COPIES

18/21

DETECTIVE

CII

PROBATION

PATROL

ON TAPE

DIST. ATTNY

OTHER

SO./P.D.

OTHER

REVIEWED BY 80.7

Schafer, Sgt

DATE 80.8

10-7-82

68.9 CLASSIFICATION <input checked="" type="checkbox"/> FELONY <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> NONCRIMINAL	<b>SHERIFF'S DEPARTMENT</b> <b>HUMBOLDT COUNTY</b> <b>- 1200 -</b>	69 CASE NO. 52-4872
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70. CODE SECTION 157 PC	71. CRIME Homicide	72. CLASSIFICATION Knife
74. ADDRESS [REDACTED] Railroad Ave Mck		75. PHONE [REDACTED]
76. INVESTIGATION, DATE AND TIME 10-9-82/1010	77. NARRATIVE	78. PROPERTY REPORT
79. EVIDENCE REPORT		80. PAGE NUMBER 2

at [REDACTED] Railroad Ave per Sgt. Schaler's request for scene security.

At 1402 hrs I contacted [REDACTED] Arcata [REDACTED] who works at the Rocket Service Station on Railroad & Central Avenues. [REDACTED] the service station attendant there, said that at approx 1000 hrs a customer at the diesel pump at the west side of the station being [REDACTED] residence told [REDACTED] there was a loud argument there.

[REDACTED] said that he saw the [REDACTED] pacing in the driveway area of the residence as if he were angry. The [REDACTED] then went to the kitchen door and remained outside approx 1 minute before going into the residence. [REDACTED] heard no sounds of forced entry, but saw [REDACTED] go into the kitchen through the side door. [REDACTED] said that immediately after the [REDACTED] went in, another [REDACTED] WMA mid 20's smaller than [REDACTED] ran out the front door and tried unsuccessfully to stop a passing car travelling on Railroad Ave. Irvy said that a deputy (Deputy D. PARIS) then

REPORTING OFFICERS 80.1 P. O'Donnell #337	RECORDING OFFICER 80.2 P. O'Donnell #337	TYPED BY 80.3	DATE AND TIME 80.4 10-9-82/150	ROUTED BY 80.5
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80.6 FURTHER ACTION	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> ON TAPE	COPIES TO	<input type="checkbox"/> DETECTIVE <input type="checkbox"/> PROBATION <input type="checkbox"/> DIST. ATTNY <input type="checkbox"/> SO./P.D.	<input type="checkbox"/> CII <input type="checkbox"/> PATROL <input type="checkbox"/> OTHER <input type="checkbox"/> OTHER	REVIEWED BY 80.7 DATE 80.8
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58.7 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

52-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

187 PC

71. CRIME

Homicide

72. CLASSIFICATION

knife

74. ADDRESS

RESIDENCE

BUSINESS

75. PHONE

Railroad Ave, Mcle

76. INVESTIGATION, DATE AND TIME

77.

10-9-82/1010

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

3

arrived. Dep PARIS pulled into and parked in [redacted] driveway. [redacted] said his view was blocked by a bush but saw Dep PARIS when he moved in front of and to the right of the patrol car. [redacted] could not see the [redacted] at this time.

[redacted] said that Dep PARIS said "DROP THE WEAPON and COME OUT WITH YOUR HANDS UP."

[redacted] then saw the [redacted] standing by, just outside the residence, the kitchen door. Dep PARIS then said "DROP THE WEAPON AND PUT YOUR HANDS UP." to which the [redacted] ignored.

The [redacted] then moved out of [redacted] sight and Dep PARIS had his revolver pointed in the [redacted] direction and Dep PARIS repeated several times "DROP THE WEAPON". [redacted] then heard one gun-shot fired by Dep PARIS. Dep PARIS then said several more times "DROP THE WEAPON" and [redacted] heard a second gunshot fired by Dep PARIS. Again, Dep PARIS repeated "DROP THE WEAPON" after which [redacted] heard a third

REPORTING OFFICERS 80.1

A.L. O'Donnell # 337

RECORDING OFFICER 80.2

R.L. O'Donnell # 337

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82/1530

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- SO./P.D.
- CIV
- PATROL
- OTHER
- OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

157 PC

71. CRIME

Homicide

72. CLASSIFICATION

Knife

74. ADDRESS

RESIDENCE

BUSINESS

75. PHONE

Redwood Ave, Med 839-1145

76. INVESTIGATION, DATE AND TIME

10-9-82/1010

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

4

gunshot fired by PARIS.

Ivy said that a CHP unit then arrived followed immediately by the ambulance, then Deputy Van Velkinburgh. I arrived shortly after Dep Van Velkinburgh.

No further action

REPORTING OFFICERS 80.1

R. L. O'Donnell # 337

RECORDING OFFICER 80.2

R. L. O'Donnell # 337

TYPED BY 80.3

DATE AND TIME 80.4

10-9-82/1533

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- SO./PD.
- CII
- PATROL
- OTHER
- OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

187PC

71. CRIME

Homicide

72. CLASSIFICATION

KNIFE / GUN

RESIDENCE  BUSINESS  PHONE  
RAILROAD, MCK. [REDACTED]

76. INVESTIGATION, DATE AND TIME

10/9/82 1015

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

1

Supplemental

ON 10/9/82 AT APPROX 1015 HOURS, I ARRIVED AT THE SCENE, [REDACTED] RAILROAD, McKinleyville. All ready at the scene were: DEPUTIES PARIS; VAN VELKINBURGH; O'DONNELL; CHP OFFICER CARL NIELSEN, ID# 6728; AND Arcata - MAD RIVER AMBULANCE. [REDACTED] WAS ALREADY IN THE AMBULANCE. [REDACTED] WAS LAYING ON THE DRIVEWAY IN FRONT OF THE OPEN TWO CAR GARAGE. I CONTACTED DEPUTY VAN VELKINBURGH WHO BRIEFED ME ON WHAT OCCURRED. I THEN OBTAINED MY INSTAMATIC CAMERA AND PHOTOGRAPHED THE OUT SIDE SCENE WHICH INCLUDED THE BODY OF [REDACTED] THE TROWING KNIFE NEXT TO THE BODY, THE STARS PRUDING FROM THE POUCH ON HIS BELT AND THE STAR ON THE GRASS MID POINT OF DRIVEWAY. THE UNDEVELOPED FILM WAS BOOKED INTO EVIDENCE. AT 1045 I OBTAINED FROM DEPUTY PARIS HIS COMPLETE LEATHER GEAR WHICH CONTAINED A PORTABLE RADIO, PR24 AND HIS SERVICE REVOLVER. I MAINTAINED POSSESSION OF THE WEAPON AND GEAR UNTIL I BOOKED IT INTO EVIDENCE AND GAVE IT TO ID TEC. PORTER. UPON ID TEC PORTER'S ARRIVAL, I ASSISTED HIM THROUGH OUT THE INVESTIGATION SEARCHING, PHOTOGRAPHING

REPORTING OFFICERS 80.1

FA SCHAFFER Sgt

RECORDING OFFICER 80.2

FA SCHAFFER 0643

TYPED BY 80.3

DATE AND TIME 80.4

10/10/82 0931

ROUTED BY 80.5

80.6 FURTHER ACTION

YES  NO  
 DETECTIVE  CII  
 PROBATION  PATROL

ON TAPE

DIST. ATTNY  OTHER  
 SO./PD.  OTHER

REVIEWED BY 80.7

[Signature]

DATE 80.8

10-10-82

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

187PC

71. CRIME

Homicide

72. CLASSIFICATION

KNIFE / GUN

RESIDENCE

BUSINESS

75. PHONE

RAILROAD, MCK.

76. INVESTIGATION, DATE AND TIME

10/9/82 1015

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

2

AND MEASURING THE SCENE. AT APPROX 1235 PM, WE PHOTOGRAPHED  
 [REDACTED] ROOM. INSIDE WE OBSERVED AN EXTENSIVE LIBRARY  
 OF BOOKS AND MAGAZINES ON THE [REDACTED] OF SELF DEFENSE,  
 KUNG FU AND MONSTERS. WE ALSO OBSERVED ON THE EAST  
 WALL A PAPER TARGET WHICH APPEARED TO HAVE BEEN USED TO  
 PRACTICE THROWING THE STARS. WE ALSO OBSERVED AN OPEN  
 PACKAGE CONTAINING ADDITIONAL STARS. AT APPROX 1244 HOURS,  
 I LOCATED A PIECE OF BOARD, 8" X 19" ATTACHED TO THE  
 REAR, NORTH, FENCE. THIS BOARD HAD HOLES REPRESENTING  
 THE HOLES WHICH WOULD BE MADE BY THE STARS. BOARD WAS  
 TAKEN BY DEPUTY PORTER AS EVIDENCE.

AT APPROX 1223 HOURS, WE SECURED FROM THE SCENE.

REPORTING OFFICERS 80.1

FA SCHAFFER Sgt

RECORDING OFFICER 80.2

FA SCHAFFER 0043

TYPED BY 80.3

DATE AND TIME 80.4

10/9/82 0931

ROUTED BY 80.5

80.6 FURTHER ACTION

YES

NO

COPIES TO

DETECTIVE

PROBATION

DIST. ATTNY

SO./P.D.

CII

PATROL

OTHER

OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

68.9 CLASSIFICATION

SHERIFF'S DEPARTMENT  
HUMBOLDT COUNTY  
- 1200 -

69. CASE NO.

82-4872

- FELONY
- MISDEMEANOR
- NONCRIMINAL

70. CODE SECTION

187 PC

71. CRIME

HOMICIDE

72. CLASSIFICATION

KNIFE / GUN

74. ADDRESS

RESIDENCE

BUSINESS

75. PHONE

RAILROAD, MCK

76. INVESTIGATION, DATE AND TIME

10/9/82 1015

77.

NARRATIVE

78.

PROPERTY REPORT

79.

EVIDENCE REPORT

80. PAGE NUMBER

3

1. Film, Undeveloped, Kodak Color II 126-12

2. Complete set of LEATHER GEAR CONTAINING:

(A) S+W Mod 66, 4" SERIAL [REDACTED]

(B) Portable Radio, "6E" HOSD #70, SERIAL [REDACTED]

(C) Baton, PP24, BLACK COLOR,

REPORTING OFFICER 80.1

FIA SCHNEIDER 0043

RECORDING OFFICER 80.2

FIA SCHNEIDER

TYPED BY 80.3

DATE AND TIME 80.4

10/10/82 0931

ROUTED BY 80.5

80.6 FURTHER ACTION

- YES
- NO

COPIES TO

- DETECTIVE
- PROBATION
- DIST. ATTNY
- SO./P.D.
- CII
- PATROL
- OTHER
- OTHER

ON TAPE

REVIEWED BY 80.7

DATE 80.8

*Original*

# SUPPLEMENTARY OFFENSE REPORT

## HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

ADDRESS \_\_\_\_\_

### Details of Offense and Investigation Progress

Statement of: Deputy Dan PARIS  
Humboldt County Sheriff's Office

Taken by: Det. Mel Ames

Date & Time: 10-9-82, 12:30 p.m.

Location: Det. Mel Ames' Office  
Humboldt County Sheriff Dept., Det. Bureau

Purpose of Investigation: Police Officer Shooting in connection  
with Case No. 82-4872

Present in room: Det. Mel Ames taking statement from  
Deputy Sheriff Dan Paris

Q. For the purposes of this statement only, the title of the investigation will be Police Officer Shooting in connection with this case number. Present in the room for this formal statement is Det. Mel Ames taking the statement from Deputy Sheriff Dan Paris. Is that correct, Dan?

A. Yes, it is.

Q. Dan, would you give your full name?

A. Dan R. Paris, P-a-r-i-s.

Q. And your date of birth?

A. Is [REDACTED] [REDACTED]

Q. And the date of your appointment as a Deputy Sheriff.

A. Was September 6, 1978.

Q. And your assigned duties?

A. Patrol Division, Main Station.

Q. And were you assigned to be on duty today's date?

A. Yes, I was.

Q. And your hours for today?

A. Day shift from 0700 to 1700.

Q. And your assigned beat?

A. Was the 12 beat, or the North beat, McKinleyville, Blue Lake, etc.

Q. Okay. Present in the room during this statement at your request is a young lady sitting next to you?

A. Yes.

Q. Your name, ma'am?

A. [REDACTED].

Q. And your date of birth?

A. [REDACTED].

Q. And your occupation?

A. [REDACTED].

Q. Okay, and you're a girlfriend of Dan's, is that correct?

A. Yes.

Q. Okay, also present in the room is Captain James Sintic. Is that correct?

Capt. Yes.

Q. And your date of appointment, sir, to the Humboldt County Sheriff's Office?

A. 5-1-60.

Q. And you are the ranking officer for the Humboldt County Sheriff's Office today?

A. Yes, sir.

Q. And you're overseeing the entire investigation at this point?

A. Yes, I am.

Q. Okay, also in the room is Humboldt County District Attorney. Your name, sir?

A. Bernie DePoali.

Q. And you are the District Attorney for the County of Humboldt and was summoned to assist on this investigation by Captain Sintic, is that correct?

A. I was.

Q. Also present in the room and representing the Humboldt County Deputy Sheriff's Organization and a personal friend is

A. Suzanne Van Velkinburgh.

Q. And your date of appointment, Sue?

A. 9-11-76.

Q. And your assignment as of today?

A. Patrol, Main Station.

Q. And you are officially on duty today?

A. Yes, I am.

Q. And your assigned shift today?

A. 0800 to 1800.

Q. And your assigned area to patrol today?

A. Eureka north central roving unit.

Q. And you, in fact, did roll on this particular call that we're about to discuss?

A. Yes, I was. I was second Deputy on the scene.

Q. Okay. Dan, before we start, is there any other person you wish to have present during this statement?

A. I can't think of anyone.

Q. Do you wish to give this statement?

A. Yes, sir.

Q. And this statement, you know, is going to be used as a report also?

A. Yes.

Q. Okay. Okay, Dan, I was at the, I was called out from my residence to come to the scene in McKinleyville myself today, and I did not see you there, is that correct?

A. That's right.

Q. The first time I saw you was, in fact, here in this office?

A. Yes, that's correct.

Q. All right, have we discussed, since I came to this office, met with you, have we, you and I, discussed anything concerning this incident whatsoever prior to turning the tape recorder on now?

A. No.

Q. Other than the fact that Mr. DePaoli and Captain Sintic were coming and you did want them to be here?

A. Yes.

Q. Okay, none of the details were discussed between us?

A. No.

Q. At this particular time, Dan, I'd like to have you give me just a narrative as you know it of the sequence of events as they happened, beginning with the approximate time you received the call and from that point on.

A. I was parked in the Eckland Subdivision, uh, going over a newspaper approximately ten til ten. I received a call from Dispatch over the radio of a man with an axe attempting to break down a door and that someone was injured and that an ambulance was enroute.

Q. What was that address that you were sent to?

A. The address was [REDACTED] Railroad Drive, McKinleyville.

Q. Okay.

A. I confirmed that it was McKinleyville, not Blue Lake, and the Dispatcher said, "Yes, it was." I also heard her dispatch a backup unit for me, uh, the L units. As a matter of fact, I believe it was both of them.

Q. Who would be the L units?

A. Sue Van Velkinburgh and Robin O'Donnell.

Q. Okay, and Sue Van Velkinburgh is, in fact, present during this statement?

A. Yes, she is.

Q. Okay.

A. I advised the Dispatcher where I was responding from, which at the time that I did, I was already rolling, as at Central near the 76 Station. I turned on my lights and siren and rolled Code 3 to the location. As I turned westbound onto Railroad Drive from Central Avenue, I could see a man and a woman waving at me and pointing into the driveway, a dirt driveway, at [REDACTED] Railroad Drive. I noticed it to be [REDACTED] Railroad, because I live at [REDACTED], which is next door, adjacent to it. I pulled into the driveway, as I got out of my car, the woman, who I do not know who she is, simply said, said to me, "You'll have to help him! You'll have to help him." I, uh, threw my sun glasses on the hood of the car, ran to the door with her and the gentleman that was waving me in. In the doorway, as I looked in the doorway, I could see a great deal of blood on the floor. There was a man laying on his back, correction, on his stomach, he had his face facing towards me when I saw him, and, uh, as I said, there was a large, a large amount of blood that appeared to be coming from underneath his body and spreading around the floor. There was also some, uh, some other grayish color fluid coming from his mouth. I don't know if it was vomit or what. I, he appeared rather pale and gray. I looked inside to see where the [REDACTED] was. I couldn't see him. I asked the lady and the gentleman where the person was that did this. And the lady kept saying, "Oh, he's in the back! He's in the bedroom," and she wanted me to help the gentleman that was on the floor. I told her that I would first like to find the [REDACTED] before I administered first aid, and at that point, I saw through a glass partition which I believe separates the room that, uh, the injured person was laying in, and what I presumed to be the living room or another part of the house. I saw a figure walking by. As this person came into

view, clear view, I saw he had a belt on and he had some kind of a leather pouch in the front and a knife type holder on his side. He also had two wrist things on that had silver colored studs sticking out, some pointed and some dull. He had a, what I can describe as a Chinese star, a throwing star, in his right hand, and he kept saying, "This is a Kung-Fu thing, I'll throw it." (unintelligible) He said this in a very monotone fashion, no inflection or deflection, it was just simply straight across. I told him to put it down twice, at which point the second time I told him to put it down, he threw it at me. I stepped back out of the doorway, and the star stuck in the door, at about waist high, waist level. At that point, I drew my gun, pointed it at him, and he stepped back behind the glass partition. I could still see him, the upper portion of his body clearly, and, uh, I made the decision at that time not to shoot, even though he had thrown the star at me. I made the decision not to shoot. I asked him to throw the weapons down and to lay down on the floor, and that we would help him. He asked me, he asked me what, uh, what we were going to do to him, and I told him, "We'll get you help. We'll get you to a hospital." During this time, I was also trying to get the lady who was still by the injured man on the floor, and the other guy that had helped flag me in there out of that house and out of the way. It was kind of a running battle. I don't know how many times, two or three times, the [REDACTED] kept saying to me, "What are you going to do to me?" I kept answering, you know, "We're going to take you to the hospital, but you have to lay the weapons down and you have to lay down." I said this because I was the only unit there at the time, and I didn't want to approach him by myself. At one point, when I told him that we were going to take him to a hospital, he seemed to agree, he said, "Okay." And he stepped from

beyond the partition, it gave me a clear view of him, and he started to put the, uh, other star in his hand or in his pouch. He snapped the pouch, and he started to advance on us, and I'd say it was approximately twenty feet from where he was standing, maybe less, from where he was standing to my position. At that point, the lady was still inside, and the other gentleman was still standing on the porch steps. I physically grabbed the lady and pulled her out. I told her to get out of here, she could get hurt. I got both of those people out of the way, and he was sort of antsy. I still had my gun drawn and on him when I told him to stop. He did not heed my words at all. He didn't even slow down, uh, kept on coming. I gave ground, backed up off the porch and onto the concrete driveway. He got to the door where the star that he threw was sticking in the door and started to pull it out. I made a snap decision not to shoot based on the fact that if he did cock his arm I would have to shoot. He simply pulled the star out and started to put it in the pouch. He then walked down the porch and in front of the garage. It's an open, at least there was no door down. It was an open face garage with two cars, and he walked to approximate mid point of both of those cars, stood facing me, and I, I gave enough ground so that there was approximately another fifteen, twenty feet between us. I did not want to really jump on him. And I again ordered him to put the weapons down. As a matter of fact, it was a continual deal I ordered him to put the weapons down. I tried not to get too excited about it, realizing that he wasn't, uh, paying me too much attention. At that point, when he was in front of the cars, he had his hand on the star near his pouch, and I thought that the situation was calmed down. I kept telling him that we would take him to the hospital. The lady and the gentleman that flagged me in was standing on the side of the garage, and they were approximately ten or fifteen

feet away from him on his left side, uh, and one of the points where I told him to put the weapons down however, that I would have to have him put the weapons down before we could take him to the hospital, he said, "No." And again he started to say the same thing, that these were Kung-Fu things, and this time he drew the star out of his pouch, and he said, "This is a Kung-Fu thing, and I'll throw it." I said, "Put it down," and the next time I shouted, "Put it down!" And that's when he threw it at me. As he threw it at me, I jumped to the side, from my right to my left side, and I shot, uh, one shot from my service revolver. It struck him. I know that it struck him by the reaction he, uh, he had a jolt effect. Uh, his knees buckled, he was still facing me still, and he started sinking to the ground, uh, got to his knees, and he, he from his position originally facing me, when he hit the ground with his knees, he then turned and kind of fell on his back. I thought the struggle was over, and I, I still did not approach him, and I probably advanced about three or four feet, and at that point, he, he started to reach for a, a knife. It's more of a dagger, very shiny, doubled edged dagger. He was struggling to pull it out. At the same time, he was looking over his shoulder, looking at me with, uh, the only thing I can say is his eyes looked very intent on hurting me, he did not this way or any other, uh, angle it towards any other person around there. Uh, the other people I'm talking about is the lady and gentleman that were standing next to him. And he kept his eyes on me, and I told him to leave it alone, not to do it. I said it two or three times, and he kept struggling for it, and because of the star and the knife I saw that he threw the knife, so I did not want to advance on him, and after him not heeding my warning, I shot him one more time. I thought that was it. He, I could see that he felt the bullet, and he, uh,

he stopped struggling for a minute, and then he continued again. He got the knife out, out of the sheath, still staring at me, and I shot him one more time. I know, uh, he dropped the knife, and he kind of just, uh, uh, gave up. That's the only thing I can say. I still did not approach him after that.

Q. Okay, what did you do at that point? Had another officer arrived yet?

A. No, uh, at that point, after that, I kept telling the people to get back, because I still did not know what his condition was, whether he was going to get back up or what, and my first concern was for their safety. I still had my gun drawn, I told the people to get back and out of the way, and, uh, the lady kept telling me, "We're going to have to get an ambulance." And I advised her there was ambulances on the way. Uh, prior to this, I should go back, uh, after, after he threw that star at me the first time on the steps, I had a hand held portable. I took it out and called our Dispatch and told her that he just threw a star at me, that I requested more back and a Sergeant. Excuse me. He, uh, and then when we got, after I shot him, I got back on the hand held portable, and I immediately notified Dispatch that I did shoot him, that I requested a second ambulance, in addition to the first ambulance.

Q. He had already requested one?

A. Yes, I should note when I got out of the vehicle and the lady told me there was somebody injured and I could see the blood in the doorway, I did ask for an ambulance, although she had told me that there was one on the way, I wanted to make sure that another one was coming, or one was coming. Then after I shot him, I requested a second ambulance, and additional ambulance. I, uh, then I asked for, uh, a Sergeant. I told him to notify the Sheriff, the Captain, and the Detectives, and, uh, still I was waiting for my backup. I

have anybody there still. Finally, the CHP Officer arrived, and I, I can only guess it was about a minute or so.

Q. Do you know which CHP Officer was?

A. I didn't get his name. He's a

Sue: Carl Nielson.

A. Carl Nielson?

Q. Okay, so you didn't know who it was?

A. No, I didn't. I didn't take the time, uh, I still felt the situation was not under control at that time.

Q. Okay, all you knew is a black and white CHP car and a uniformed officer?

A. He, he came there, he got out of the car, but his baton, as he was putting his baton in his holder, I advised him of what I had. I said, "That's the [REDACTED] there." I said, "He just threw a star at me. Be careful. He's got Kung-Fu items." He said, okay, and at that point, he and I did the same thing, which was to kind of seal off the area so that, by now a crowd had gathered, a sizable crowd, to make sure that no one else got into the area and got hurt, and we awaited the ambulance.

Q. Okay, so the CHP Officer was the first police officer to arrive on the scene after you?

A. After me, yes, sir.

Q. Who was the second one?

A. The second was Deputy Van Velkinburgh.

Q. And she assisted you from that point on?

A. She assisted me, yes. She took the statements and, uh, assisted me in separating the people.

Q. Did you ever eventually find out who this man and woman were that you were helping?

A. Uh, the gentleman who came up to me was wearing glasses, and he told

me that that was his brother, and that he'd been home, uh, he'd been away from home for twelve years, he himself, and that he'd come home, and his, he said his brother has been crazy. That's just what his words were to me. And, uh, that's the only way I know them. I don't know their names.

Q. Okay, did he tell you who the woman was?

A. He told me that was their mother.

Q. Okay, so you eventually found out the man and the woman you were helping was a brother and mother of the man that was on the ground?

A. Yes, sir, and then I asked him, I said, "Is the gentleman laying on the floor related to you?" And he said that's his father.

Q. And how much longer after that did the ambulance arrive, do you know?

A. It, it arrived after the CHP did, right after the CHP did, and I directed them to help the gentleman on the floor in the house first, 'cause I, in my own opinion, I still did not believe that we had enough, uh, officers at the scene to deal with the [REDACTED] and I was afraid, I was fearing not so much for our safety, but for the safety of the, uh, medical team, the ambulance group.

Q. In other words, you believed the [REDACTED] to be alive at that point?

A. Uh, yes, I did, and based on what I had seen earlier and our attempts to deal with him rationally, I did not believe that the ambulance could have, should have subjected themselves to a possible assault by this gentleman. The knife was very close at hand, he still had some throwing stars in his pouch, uh, so therefore I, basically I covered the ambulance crew while they walked into the house to administer first aid to the gentleman laying on the floor.

Q. Did you ever, yourself, physically enter house other than to drag the woman and the other man out?

A. Approximately three or four feet into the house, and that was it.

Q. And that would be in the back door?

A. That was in that back door, it's a blue door, and it's got a window and screen, and I noticed that the window was broken out.

Q. And which way did it

A. The window was broken, it appeared to be broken in, because there was glass on the floor, near the floor

Q. Inside the residence?

A. Yes, inside the residence.

Q. And that's the only door you entered?

A. That's the only door I entered.

Q. That's the only room you entered then?

A. The only room I entered.

Q. And you were only in there two or three feet, you said?

A. Two or three feet, and at the most, to grab the lady by the arm, physically drag her out.

Q. As best you can tell, was the man, the injured man, inside still alive at, the last time you saw him?

A. I'd have to say no, and that's based on my experience, he appeared to be, like I said, dead, however, I still believed that medical assistance should be called.

Q. Okay. All right, I want to, as I explained to you when we first started, and I would have you do a narrative through this, and then we would go back over on a question and answer type thing. The first question I want to ask you, do you know the exact time that you got that call? Did you log it some way?

A. No, I didn't. I didn't have enough time.

Q. Do you have personal knowledge of, through your experience of being on patrol that it is logged, though, there is some place in this Department is logged the exact time?

A. Yes, yes, there is. It's kept on the Dispatch area.

Q. So you know that they know?

A. Yes.

Q. It is logged at the exact time that you got called?

A. Yes, it's what we call our tags.

Q. Okay.

A. Often time at the end of our shifts, we'll be going in there and we write our times down from the tags so we are accurate because sometimes in cases like this we don't have the time right down the calls.

Q. So, in other words, what you're saying is every time you use your radio to talk with the main Dispatcher, it is logged?

A. Yes, it is.

Q. The exact time?

A. Yes, it's written on a piece of paper and it's stamped with the date and the time.

Q. Is there any other permanent record maintained of times, dates, and/or conversations that you know of?

A. Uh, I can think of two other things. One is that the radio traffic is taped, and that we keep what we call a patrol daily log, and, uh, we are to keep our activities written down on this log, our dates, our times that we receive it, the times that we arrive, and the times that we clear from the details.

Q. Okay, but that, that, in itself, could not be classed as something that is absolute?

A. No, it is not.

Q. But the taping of the radio traffic would be absolute?

A. Yes.

Q. In other words, it's a tape recording?

A. It, it's in conjunction with the radio Dispatch.

- Q. Okay, and you know, for a fact, that these radio conversations are taped and are kept for a duration of time?
- A. Yes, I do.
- Q. So there is a record of all of that?
- A. Yes, there is.
- Q. Okay. You were riding alone today?
- A. Yes, by myself. I was the sole unit.
- Q. And the first officer to arrive after you did was the CHP Officer?
- A. The CHP Officer.
- Q. And then the ambulance?
- A. And then the ambulance.
- Q. Then Deputy Van Velkinburgh?
- A. Deputy Van Velkinburgh.
- Q. And from that point on, you're not sure of who arrived?
- A. After that, I believe it was Deputy O'Donnell and then Deputy Schaffer.
- Q. Okay, and you, yourself, called for numbers of backups and another ambulance Detectives, the Captain, the Sheriff, and so forth?
- A. Yes, it's the Department policy that anytime we're involved in an officer shooting or an injury or an accident that our superiors be notified. I had my Dispatcher notify my superiors.
- Q. Okay. Where is your on-duty weapon now?
- A. My on-duty weapon and belt was given to Deputy Forrest Schafer and Sgt., or day shift Patrol
- Q. Did you in any way alter any piece of that equipment?
- A. No, I didn't. As soon as I believed that the, as soon as Deputy Van Velkinburgh arrived, I believed that the situation was stable, and the ambulance crew was able to check the [REDACTED] and they advised me that they could find no vital signs, my holster and my weapon, we, uh, I holstered it up and did not

touch it.

Q. And you, in turn, gave it to Sgt. Schafer?

A. Yes.

Q. And what kind of duty weapon were you carrying?

A. It's the Department issue, a model 66, stainless steel, .357 magnum, orange.

Q. And what kind of ammunition were you carrying?

A. I was carrying, at the time in my weapon, I believe it was Departmental issue. I do have magnums as well, but I kept the magnums as a backup on my, uh, on the, in the speed loads.

Q. So it was Departmental issue in the weapon?

A. Yes, I believe that's .38 special.

Q. Were you carrying any other firearm as a second backup firearm?

A. No, I don't.

Q. You had none on your person?

A. I don't have any on my person. I never did carry a backup weapon.

Q. Any other kind of firearm in the automobile, was that Departmental issue or was any of it yours?

A. There's a shotgun, and it's Departmental issue. It was not taken out of the shotgun lock.

Q. So it was not used at all?

A. No.

Q. So the only weapon involved then besides what this man was using, the stars and the silver daggers you described, was your on-duty weapon?

A. My on-duty weapon.

Q. You stated that when you first arrived at the residence, this lady and a man flagged you into the driveway showing you where to go?

A. Yes, yes.

Q. That's the same lady and man that eventually you asked to get out of the house?

A. Yes.

Q. In other words, they accompanied you on into the driveway and on into the house?

A. Yes.

Q. And that is the only other lady and man involved that we're talking about

A. Yes.

Q. At the immediate scene? And as far as you know, in fact you've been told by me, they are here in the Sheriff's Department at this time?

A. Yes, sir.

Q. Okay. When, after you arrived and walked in, she told you you had to help him, meaning apparently the man in the house laying on the floor, when is the first time you used your radio after you got out of your car?

A. Uh,

Q. What was the purpose of the first time you used it?

A. The first time, the purpose was to make sure that an ambulance was dispatched. I advised her that I had an injured person and to roll the ambulance code 3, which is lights and siren.

Q. All right. What was the second purpose you used your radio?

A. The second purpose was to notify the Dispatcher that I had been assaulted by the [REDACTED] that he did throw a star at me, and that I wanted more back up.

Q. Okay, as best as you can remember, relay the exact conversation why you used the radio the second time.

A. Uh,

Q. What did you tell the Dispatcher?

A. To the best of my knowledge, the thing I told the Dispatcher was the [REDACTED] just threw a Chinese star at me, and that I requested backup, which is X20, which is our day shift Sergeant.

Q. You requested him too?

A. Yes.

Q. And what was the reply from Dispatch?

A. I really can't tell you. I, I was so keyed with the lady and the gentleman in the house trying to watch out for this guy, because I, I did not lose sight of the [REDACTED] from the time that I first saw him to the time I actually shot him.

Q. Okay, and this radio that you're using is a portable that you carry on your belt, is that right?

A. Yes.

Q. You have good radio communications through that radio?

A. I consider good radio communications, yes.

Q. What I'm saying is, you didn't have trouble understanding her, the Dispatcher, and she didn't have none, trouble receiving your message?

A. No, as a matter of fact, at some point, I can't say which point, I did hear her put out a code 20.

Q. Which is what?

A. Which is an officer needs assistance to restrict the traffic. Code 33 is to restrict all radio traffic, and she did do that. She put that out, too,

Q. Okay.

A. So I did copy those things.

Q. Dan, we're getting close to the end of the tape, so if at some point, it does run out, and I have to turn it over, I don't want any conversation going on while the tape recorder is off.

Okay, you used the radio that was on your belt. There was no problem with radio communications, at least you didn't hear her asking you to repeat as though she couldn't copy?

A. I didn't hear her repeat.

Q. And you didn't ask her to repeat anything?

A. Uh, no, I didn't. I didn't have time to.

Q. Okay. Now, when you were assaulted and you called the Dispatcher and you asked for more backup and informed her that you had been assaulted, and then you tried to talk him into surrendering?

A. Yes, I did.

Q. That you were going to give him help?

A. Yes.

Q. And he, you described he had arm bracelets on with some kind of studs on these bracelets and he was wearing a belt with a pouch with throwing stars and daggers, is this a manufactured belt, or is this something home made that he made up?

A. I really couldn't tell you. It, it looked to me, particularly the knife sheath, that it was the, uh, manufactured, but then I can't be sure. I, I thought, to the best of my recollection, I believe that I saw, uh, uh, two straps that would go around the top of the knife, the handle of the knife, and it would have a snap on it which would secure the knife on the sheath. I believe I saw that. Uh, the belt looked like something that they would manufacture. I, I seen things like that at that Marshall Arts Studio and Competitions. But I couldn't say that it was home made or manufactured.

Q. Okay, the knife itself, the stars, I assume you looked at one of the stars?

A. Yes, yes.

Q. Did they look like they were, in fact, Kung-Fu type instruments?

A. Yes, they did. They had some kind, I did not examine them closely, but they had some kind of writing or etching on each of the, uh, just below the star points where the points do into the disc itself. And each one of those, there was some kind of writing or etching, and I believe it was red or an orange color.

Q. Are you familiar yourself with Kung-Fu

A. No, I'm not.

Q. Weaponry of Chinese Marshall Arts?

A. No, the only thing I'm familiar with is that, uh, which the Penal Code outlaws those types of weapons, and that's why I know what those weapons are.

Q. But you never yourself have used them?

A. No.

Q. Seen them used other than maybe in movies?

A. In movies and that's it.

Q. You never physically examined any?

A. No.

Q. Or used any?

A. No.

Q. And you've never seen them demonstrated, for instance, at the Police Academy or anything?

A. No.

Q. Okay, but you have heard of them, you knew what they're used for?

A. Uh, huh.

Q. In your opinion, when he threw that star and it hit the door, did he know what he was using and did he know how to use it?

A. Yes, he told me twice (tape ran out - turned tape over)

Yes, I believe he knew what he was doing, 'cause I told him to drop it. I told him twice to drop it, but he told me twice that he was going to, that it was a Kung-Fu item and that he was going to throw it. When he threw it, I did not know that it stuck in the door until I said when I jumped back I caught a glimpse out of the corner of my eye that it stuck in the door. As I said, at that point, I pulled my revolver and pointed it at him.

Q. Okay, and it was at this point that you tried to talk him into putting his weapons away?

A. Yes, because that's when he jumped back behind the, uh, glass partition.

Q. All right. When he got behind the glass partition, you could still see him from the waist up?

A. From approximately the waist up, yes, sir.

Q. Okay, and you were still standing in the doorway to the house?

A. Yes, I did not lose eye contact with him.

Q. With a concrete driveway behind you?

A. Yes.

Q. And that's how many steps up into the house?

A. I believe it's two steps.

Q. Okay, were there people or objects between you and him? Other than the glass partition?

A. At given times, the guy that was, that flagged me down, was going in front of me and then back, and finally I told him to get out. And he got out. The lady was not in the line of sight, but she was over by the gentleman that was injured on the floor. Okay, which meant that she was, uh,

Q. Well, what I'm after, Dan, I don't need to know exactly where she was, what I'm after is there was people between you and him

that could conceivably be hit by something if he threw it?

A. Oh, most definitely, yes. As a matter of fact, both of them were in the doorway when he threw the star the first time. They were inside of it approximately three or four feet.

Q. Inside the room?

A. Yes.

Q. So the star literally went between them and you and stuck in the door?

A. Yes, yes.

Q. So what I'm saying is besides the fact that you were having a star thrown at you that could harm you and trying to talk him down, you also had a concern for the other people in the room?

A. That was my concern, yes. I know he was directing the star, it appeared at that point that he was angered at me, but the people were obviously in the way, and that's why I said, I wanted to get them out of there.

Q. And did you eventually get them out of there?

A. Eventually got them out of there, yes.

Q. Before he did, took any more aggressive action?

A. Yes.

Q. When next did he show aggressive action?

A. He next showed aggressive action after he came outside. Prior to coming all the way outside, he took the star that he had thrown at me from the door, pulled it out.

Q. As he was passing through the door?

A. Through the door, down the steps, and on to the concrete.

Q. Okay, at this point, where was the other man and woman?

A. Okay, at that time, they had moved from being inside of the house near the body, up the steps, out past the concrete driveway, on the side of the garage.

Q. So at this point, you no longer had a real safety concern for them? Now it's just you and him?

A. Well, as he was coming out, he, they were out in the open, so I still did not know whether he was going to vent all of his anger towards me or them. I kept trying to get his attention so that he would not be diverted to them, because they were still in plain view, and approximately twenty or thirty feet away, until he closed the gap.

Q. Okay, but what I'm saying is they weren't between the two of you?

A. No, no, they were behind me.

Q. Okay,

A. And then, finally, off to the side of me, 'cause I back tracked so that I would not, that I would separate us. That's what I did.

Q. All right. And at the time he walked to the door and pulled the star out of the door, he immediately, then, became armed again?

A. Yes, most definitely. He, he was armed prior to that, but he did not hit. He was armed as far as having his weapons on his belt.

Q. But I meant, in his hand?

A. In his hand, yes. He was again armed.

Q. He became armed with one in his hand when he came through the door?

A. Yes.

Q. You still had your revolver out?

A. All the time.

Q. But they were not between the two of you at this point?

A. No.

- Q. From that point on, did he ever come between the two of you?
- A. No.
- Q. So had he thrown any more stars at you? They couldn't have been hit accidentally, it would have been you?
- A. It had to be me.
- Q. Okay, so when he walked out then on the patio, and you kept trying to talk him down, did he eventually ever put that star back in the pouch?
- A. He started to from the minute he started, he pulled it out of the door and walked out down the steps, he started to put it in the pouch, but he never took his hand off of it.
- Q. Okay. And at that point, that silver knife you're talking about was in the knife sheath?
- A. It was in the sheath. I don't know if it was snapped secure in there or not.
- Q. Did you see any other weapons on his person other than the knife and the stars?
- A. Those wrist things on his wrist, and I, I couldn't see anything else.
- Q. But those wrist things were not the kind that he could throw? I mean, he would actually have to be within striking distance?
- A. Yes.
- Q. And you didn't allow that?
- A. No, that's why I kept a distance from him.
- Q. Okay, so then when, you did not actually fire until he had more or less rearmed himself by pulling the star back out, told you it was Kung-Fu star, and that he was going to throw it?
- A. Yes, he didn't say it was Kung-Fu star, he said it was a Kung-Fu thing.

Q. But you knew what it was?

A. I knew what it was, yes.

Q. And you fired only after he started to throw it?

A. After he, he cocked his arm and actually it was in the air as I fired instantly. The best thing I can say it was a reflex action that I, that I shot.

Q. In other words, he had already thrown the star?

A. Yes,

Q. The star was already towards you when you fired?

A. Yes. I waited until the very last minute, and I already two more times from the time he was in the house. I, I kept talking, to try and talk him into surrendering. And I waited until the very last minute, and this time I believed that had he missed with that star, that he would have attempted another attempt, and I shot him.

Q. Okay, during, from the time you got there until the time you shot him the first time, did he appear to be intoxicated to you?

A. No, he, I did not observe any of the symptoms or signs, such as swearing or anything.

Q. Staggering?

A. Staggering, no.

Q. Did he talk with you? Other than telling you this is Kung-fu stuff?

A. Other than that no, and he asked me what we were going to do with him. I assume what he meant law enforcement.

Q. He did not carry on a moving conversation?

A. No.

Q. Did he ask you any questions about the condition of the person laying on the floor?

- A. No, none at all. He didn't even, he didn't ask me anything about the person.
- Q. Did he talk to the man and woman?
- A. No.
- Q. Well, when he did say anything, it was directed to you then?
- A. Yes.
- Q. And there was no concern shown by him about the man on the floor and the other two people?
- A. None whatsoever.
- Q. Did he say he had any other kind of weapons?
- A. I can't remember. The only thing I remember is when he was, the first time when he said okay to when I told him that we would take him to the hospital, uh, and he stepped from behind the partition where I could clearly see him. He said, "I have, these are Kung-Fu weapons and I have to take them with me." I told him no, and he says, "I have to have these with me, and they're Kung-Fu weapons. I have to have them with me." And the best thing I can say is that he had the demeanor more of a child at that point, the way he was saying it to me.
- Q. Okay, you said he did not appear intoxicated. He did not stagger. When he did talk, was his speech slurred at all?
- A. No, it was in a very monotone type of thing. He didn't show any, uh, he didn't show emotion.
- Q. Okay, have you seen people under the influence of narcotics or drugs?
- A. Uh,
- Q. In your experience.
- A. Yes, I have.
- Q. Did he appear to you as though he was maybe under the influence of a narcotic or drug?

A. Uh, I can't really say, because I've never seen anybody in that kind of, in that kind of volatile state. I, I, the people I talked to under the influence of narcotics have been sort of a very peaceful type of thing, and we were able to talk at length about things, and I was able to draw my conclusions.

Q. In other words, you've never seen narcotics or drugs act on a person to make them violent?

A. Yes.

Q. Do you know of any particular kind of narcotic that might make a person, a normal person violent?

A. Yes, one that I can think of is PCP.

Q. Okay, this man did not give you the impression that he was on drugs? Is that what you're saying?

A. It's hard to say.

Q. Okay, you're not, you don't know?

A. I have no idea whether he, like I say, he did not give me the impression that he was on any, on alcohol, that he was drunk, under the influence. He seemed to be in full control of his physical faculties.

Q. Okay.

A. As I say, that was demonstrated to me by his throwing the star, his, his speech, what limited speech he did have, and his, his walking, like I said, I did not lose sight of him from the time I first saw him until the time I ended up shooting him.

Q. Okay, Dan, the questions I'm going to ask you now are rather critical and I want you to think thoroughly before you answer. After you shot the man, you described what happened. I want you to describe that again.

A. Okay. After I shot him the first time,

Q. After you shot him the first time, he threw the star at you, you ducked to your left and fired?

A. Yes.

Q. And you knew it hit him,

A. 'Cause I, I flinched and I turned to my left, like I said. I still tried to obtain some kind of eye contact on him, and like I said, I saw him, it was like a jolt, I saw him, I saw his body kind of go rigid, his knees starting to buckle, and, like I said, he started to slump to the ground, and as he did so, he, from facing me, he turned around and was now facing the garage and fell over on his back.

Q. So his back would be to you, and then he fell down onto his back?

A. Yes.

Q. Okay.

A. The best I can say. It happened rather quickly.

Q. That would put, then, when he was laying on his back, that would put his head towards you?

A. Towards me, exactly, and like I said, at that point, the star had been thrown, it was laying in the grass to my, to my right. I did not know that it was laying in the grass. I knew it came by me, that's all I know. Uh, at that point, he started to reach for the, it appeared like the shock of the bullet had just worn off. He, he reached for the knife. I could see him reaching for the knife in the sheath, and I kept telling him, basically pleading with him not to do it, "Don't do it! Don't do it! Leave it alone!" And he's still struggling for it. And he was looking at me the whole time. I think he looked down once or twice at the knife, trying to find where it was. And he kept looking, uh, back over at me. And like I said, I closed the gap maybe three

or four feet, that's it. And at that point, what I did was I moved from being directly head on with him more to my left, which would have been to his left side of the body as well because he now was with his back to me. At that point, I felt that he was still struggling and still had enough energy in him that he could possibly throw the knife at me, and then I, like I say, I feared for my life and I shot him again.

Q. Okay. When you shot the second time,

A. Yes.

Q. Did you see the bullet striking?

A. Yes. I believe that I saw a bullet strike him.

Q. Okay, describe what you saw.

A. Uh, I believe I saw the bullet strike him in the upper portion of his body on the left side. I mean, I can't swear to it. It was a reaction type thing. What I saw was it looked as though he absorbed the shock and his body again tensed up and shuddered, and he continued to struggle, and I again implored him to, you know, basically, "Don't do it. Leave it alone!" And he still continued to struggle for the knife, and I, he got the knife out. It was free in his hand, and I shot him one more time. And, at this point, he, two more, a couple of seconds and then he dropped the knife just as though he finally gave up. He, he, not collapsed, but he just kind of laid limp, and I'd have to say that I could almost see him going, rather pale color. And that's when I was pretty sure that he was dead or that he was stopped, that he wouldn't

Q. In other words, he was no longer any physical danger to you?

A. I didn't think so, but I wasn't going to take chances.

Q. Okay. Did you feel, after you shot him the second time, did you feel he was still full of danger to you?

A. Most definitely, and that's why I shot him the third time.

Q. Okay.

A. After the third time when the knife was out of his hand, when he was no longer showing any signs of struggling or showing any attempt to gain any of the weapons, and he still had the pouch on him, and I believed he still had a star in there or stars, he did not show any attempts of getting those or pick up the knife again, I, I kept my gun out, but I did not shoot.

Q. Okay, now, Dan, before we started, you requested that we wait to take this statement until Mr. DePaoli could be here. All right, Mr. DePaoli has been here through the entire statement, and I'm sure he has some questions to ask you. Okay?

DePaoli: Do you feel, as we're talking now, that you're totally voluntarily, Dan?

A. Yes, I am.

DePaoli: You know that we're not here, we're not asking you to be here, demanding that you be here, you know that you can get up and leave any time that you want to? Is that clear to you?

A. Yes, sir.

DePaoli: Okay, how do you feel right now?

A. Uh, I'm very nervous.

DePaoli: Nervous, huh? Did you get a full night's rest last night?

A. Yes, I did.

DePaoli: And you started the seven o'clock shift, is that right?

A. Yes, as a matter of fact, we, I went to bed the earliest I'd ever gone to bed for a day shift.

DePaoli: Okay, did you work yesterday?

A. Yes, I did.

DePaoli: Okay, and this morning when you went to work, did you have any medical problems of any kind?

A. No, uh, I've got no medical problems. I'm not taking any medication

DePaoli: No medication? Felt fine, felt fine. Anything bothering you at all this morning when you went to work?

A. No, not a thing.

DePaoli: Now, you were a neighbor, or sort of a neighbor in a way, as I understand it. In having been there, I've seen where you live. Have you any prior knowledge of this person? Had you met him before?

A. No.

DePaoli: Do you know anything about him?

A. Only what I've heard, and that's from, uh, the girl that's in the room right now, my girlfriend. Her cousins and uncles and aunts, aunt, I should say, live in the, uh, at [REDACTED], the [REDACTED] house right in front of ours, and we're all very close. Okay, and they have told [REDACTED] along with me that the gentleman next door was, uh, in their terms, crazy and that he would do weird things. I never asked them to elaborate, and I never give it much thought. I didn't ever really know who they were talking about. If it was an older guy, a young guy, or what. I'd never seen him before, and I, like I say, I never saw anybody from that house display any loud noise or displays of temper or anything else.

DePaoli: You'd never seen him before this morning. Had you seen any other member of the family that was there this morning?

A. Yes, I saw the, who was identified as the mother, talking with another lady in the front yard one time near the fence, and as I pulled into the yard, my yard when I was in the patrol unit when I was going to eat one time, and I waved at them, and they waved back.

DePaoli: I'm going to ask you this, and take a moment to think about it, Dan, and if you'd like, recently we've had some fairly good luck with re-enacting scenes with video tapes. I don't know how

you feel today, but without having to go over every word, would you be, because of how complicated the physical appearance of the scene appears, is that something you think you might be willing to do, or are you just unable to do that?

- A. Well, I, I could try it. It, like I say, it happened so fast and I fairly, you know, I know pretty much of what I did, uh, what can I say, it's a real shock to my system to have this happen. Uh, I'm almost positive I shot three times. I hope it's three times, but I do know this. I did not shoot him after he quit struggling, so, and I feel confident that I could re-enact most of it or all of it.

DePaoli: Do you feel like your memory is clear right now to

- A. My mind is fairly clear, yes.

DePaoli: Considering what's happened? How old are you, Dan?

- A. I'm twenty seven.

DePaoli: Okay. Now, you had some hesitation, and I've had some hesitation in understanding what kind of bullets were in the weapon. You believed they were a .38.

- A. They were .38 special hollow nose, which are the standard police issued for this Department. I've also got some .357 magnums, hollow point. Uh, they're jacketed bullets and they fall well in the Department's specks. I qualified with both, but I believe they were the, uh, Department's issue due for a couple of reasons. One was the kick of the gun. It felt, I didn't have any loss of control using it. When you shoot magnums, you lose some control.

DePaoli: Did you have any question about them? Were you virtually positive or just believe they were?

- A. I believe they were, because like I said the reaction of my hand and we qualify every three months, I believe it is, three months on the range and I think every other time out, you have to qualify

with your duty ammo, and what I'll do is I substitute both for my duty ammon, which is the Department's issue and my magnums, and there's a marked difference between the two. But then again, my adrenaline was very

DePaoli: When was the last time you qualified, do you remember?

A. I remember. We're due for another qualification real quick, so I imagine it was two or three months ago.

DePaoli: Okay, did you qualify then?

A. Oh, yes, I shot one of the best scores I've shot in a few years. I think I shot 186 out of 210.

DePaoli: All right, and your official capacity as a Deputy, you have not shot anyone before?

A. Never.

DePaoli: Do you have any idea what the relationship of the mother of the [REDACTED] son, [REDACTED], was and the brother toward you during the course of this confrontation between you and he? Were they saying anything or doing anything that you can recall? I realize you had a number of things going on.

A. When I shot him, the [REDACTED]

DePaoli: Yes.

A. I believe I heard her say, "Oh, no! My God!" or something to that effect. I, I believe she was upset, shocked by it. They didn't make any personal facts on me, they didn't try to stop me. As a matter of fact, after he was on the ground, they didn't try to offer him any assistance, and, uh, my own opinion, and just based on what I saw what happened was I think they realized that was the only thing we could do.

DePaoli: Okay, there was no, this is for purposes of other statements later on, obviously, and my questions are all going to be kind of geared down that way. They're hard questions in a way. Was

there any pleading by them for you to stop your activity that you can recall?

- A. I can't recall, and, and I say this because I was so in tune with his actions. As I said, first when we were coming out of the house, I was very concerned for their safety, 'cause obviously if they got in my way, they could have been injured, they could have caused me an injury. Uh, once I got them out of the house, once they were to a point of relative safety, and, again, like I said, I drew myself back to a point where he would have to be directed totally to me. I felt I could try and not deal with those people, and I kind of shut them out and dealt with this individual fully.

DePaoli: Okay, when you first got there, were you given any information by either the mother or the brother of the [REDACTED] about how the father had become injured?

- A. No, as a matter of fact, I still do not know what the weapon was that was used to injure the father, I do not know what caused it, if there was an argument, or whatever. All I know is that they said, "He needs help. Help him. He's in here," and they literally walked, ran me to the location.

DePaoli: May I ask what door you went in first?

- A. The only door that I went in was the, I would say it's the side door, not a back door, but a side door which is located near the garage where the two cars are parked, and it's [REDACTED] in color and it's got a window and a screen in it. I believe the screen is located on the outside portion of the door, and it was my recollection the window was broken on the, uh, it would be the lower, if you're facing the door, facing the door, the lower left hand corner.

Q. Okay, I want to interrupt right here for a second. A number of

people have left this office and are no longer involved in this statement?

A. Yes.

Q. Your girlfriend

A. Yes.

Q. Has left, Captain Sintic has left?

A. Yes.

Q. Still present in the room besides Mr. DePaoli and myself is Sue Van Velkinburgh?

A. Yes, she is.

Q. And that's the only four left in the room at the present time?

A. Yes.

Q. Okay.

DePaoli: Thank you, Detective. Was the door, the side door, first shut as you and the mother and the other brother first entered?

A. I honestly can't recall. The only thing I remember is that, to me, it appeared open, because I, I saw the blood on the floor immediately, and

DePaoli: Do you know who entered first, Dan?

A. I believe it was her, the mother.

DePaoli: Who was second?

A. Uh, I did, and right to my side entering was the, the brother.

DePaoli: All right. Did you have any of your defensive weapons in your hand at that time, baton, mace?

A. No, sir, I don't carry mace.

DePaoli: All right. When she walked in, where did she first go?

A. Right over to the body.

DePaoli: The body was approximately how feet from the door, how many feet from the door?

A. Again, I'd say about four or five.

DePaoli: In the kitchen area?

A. I guess it was the kitchen area. I really didn't get to look around.

DePaoli: Was the body in a prone position?

A. Yes, it was.

DePaoli: On his stomach with his face toward the door?

A. Toward the door, yes.

DePaoli: Can you tell me if his feet were closest to the door or his head was closest to the door?

A. Uh, it was more like, uh, he was parallel with the door, and if anything, I'd say his head was closer to the door. But then again, I really couldn't see the lower portion of his body. I immediately looked at the upper portion and the large amount of blood.

DePaoli: Okay, did you see any blood on his person? You described a gray matter, so what did you see was on him?

A. Yes, around his neck and there was some blood on his arm, and the shirt was, looked to me like it was covered in blood.

DePaoli: To the best of your recollection, was he talking, moaning, or complaining? Or do you have any recollection?

A. No sound at all.

DePaoli: All right. I'm going to try and go through this quickly as I can. She went to the body, that is the mother, you then went where?

A. I stood right in the doorway. I started to take a step inside, and she kept motioning for me to, "You've got to help him," and using her hand for me to help him, and I kept asking them, "Where is the guy that did this?" And my concern for that was because I didn't want to go over and give this guy first aid and get clobbered over the head. I understood it was an axe, that was what I was first given of the detail.

DePaoli: Okay, a moment ago I asked you if you had any information about how he was injured. When did you first get the information?

A. It was from the Dispatcher.

DePaoli: From the Dispatcher. Okay. Then

A. The mother and brother did not say one word to me about how he was injured.

DePaoli: Where did the brother go? You stepped inside,

A. I believe the brother stepped inside next to the door, too, and was around, uh, let's see, he was facing toward me, it would be on the [REDACTED] left side of the body.

DePaoli: He, he approached the [REDACTED] then, as well as his mother?

A. I believe so.

DePaoli: Okay.

A. Again, my attention was drawn then when I saw the motion through the glass partition.

DePaoli: Okay, the glass partition you describe is where when you enter the side door where you were standing?

A. AS you walk in the side door, the body was almost directly in front of me, and to the left and, uh, almost at an eleven o'clock position if you're facing, would be the glass partition.

DePaoli: Was that a door, or was that a clear glass inside window?

A. It's a opaque type glass, and it appeared to be a half wood thing with, the lower part half, and the upper part half of a opaque glass, and it was, uh, I'm just guessing, but I would imagine it was anywhere from four feet long or four feet in length or three feet in length. It's, it's a regular room divider.

DePaoli: All right, and it was made out of glass?

A. I believe it's glass. Something opaque that I could see through.

DePaoli: Well, opaque means you can't see through.

A. Oh, excuse me, uh,

DePaoli: Transparent?

A. Transparent.

DePaoli: Could you clearly see

A. You can't clearly see through it, that's why

DePaoli: You can or you can't.

A. You can't.

DePaoli: Translucent?

A. Translucent. You can see shapes and forms.

DePaoli: All right. And was that colored?

A. It appeared to be kind of a frosty color.

DePaoli: Fine. Now, what could you see through that, Dan?

A. Uh, my, the first thing that I could see was when my [REDACTED] started to walk towards the room where we were at, and I could see a black outline shadow, if you will, a person. I did not know who it was. I assumed that it was the [REDACTED]. My attention was drawn to that area because I honestly had two people in front of me that weren't doing me any harm and appeared to be caring for the [REDACTED]. When he came around the corner, that's when I first saw all the [REDACTED] with the garb and the, uh,

DePaoli: I note that you said that you asked the mother and brother where the [REDACTED] was. Did they ever reply to that?

A. Yes, she, the mother said uh, "He's in the back somewhere. I think he's in the bedroom," and she continued to want to have aid for the injured person.

DePaoli: When you first saw the [REDACTED], he appeared how? How was he dressed? Where was he standing?

A. The only thing I can say is he had a shirt and pants on. I believe he had shoes on, I'm not sure. I didn't really think of his feet. As I said, I saw the weapons, I was focusing mainly on that and his hands.

DePaoli: Could you see the wrists at that point?

A. Yes, I could. He stepped clearly from around the partition, and there's an opening there, uh, that you can walk through from one room into the other. I guess that's the kitchen into the other room, and he, uh, he stood in plain sight of me.

DePaoli: Dan, how tall are you?

A. I'm five foot, five.

DePaoli: How tall was the [REDACTED]

A. He's taller than I was. I'd have to guess about five foot, ten.

DePaoli: Okay, did he appear larger than you? What's your recollection?

A. Oh, he appeared taller than I was. He didn't appear very heavy. I'd have to say medium or even a slim build.

DePaoli: Now, do you recall if, now, these are hard questions as I said so. I only want the best that you can recall. Do you recall if his shirt was in or out?

A. I can't recall.

DePaoli: There was no obstruction that you can remember, or am I wrong, in seeing the weapons on his side?

A. No, no there was no

DePaoli: What, what things did you see?

A. Okay, I saw the belt with the pouch in front of it. I didn't see what was in the pouch.

DePaoli: Okay.

A. I saw a star in his hand.

DePaoli: All right.

A. He had a star in his hand, it was in his right hand. I saw a knife on his, in the sheath I believe, to the best of my recollection, it was on the right side.

DePaoli: All right.

A. All that I could see is it looked very shiny, the knife, but then, it's kind of a take in total appearance and then I was directed to his right hand with the star.

DePaoli: All right. Did you speak first or did he speak first?

A. I, I can't recall.

DePaoli: I see.

A. I know I told him to drop it.

DePaoli: Did he drop it?

A. No, he didn't.

DePaoli: Did he put it back in the pouch?

A. No, he didn't.

DePaoli: What did he do with it?

A. He had it in his right hand, he kept motioning up and down, uh, with his right hand, I, I guess you'd say, about a foot, and he'd go up and down with it, and as he was motioning up and down, he looked at me and saying, "This is a Kung-Fu thing. I'll throw it." I told him to drop it, and he said it again, which was the second time, and I said, "Drop it!" On the second time, he threw it at me.

DePaoli: All right.

Q. We're going to have to stop right here. The tape is about to run out. I'll insert a new tape. We'll go to tape three, okay?

DePaoli: The time is now 1:27. (The tape ran out, inserted a new tape.)

Q. Okay, the new tape has been inserted and Mr. Paoli was about to ask another question.

DePaoli: Thank you.

Q. First of all, excuse me. Dan, while the tape recorder was off, was there any conversation amongst any of us

A. No.

Q. Concerning this investigation?

<sup>A</sup>  
A. No, sir, there wasn't.

Q. We just got another cup of coffee and put a new tape in?

A. Yes.

Q. Okay, go ahead.

DePaoli: And we're starting at 1:30 with this second tape. The first star came while you were in the house, while he was in the house and hit the kitchen or the side door as it was in an open position, is that fair to say?

A. Yes, it was. I was actually right on the, uh, ledge between the outside and the inside. I really wasn't inside all the way.

DePaoli: How much did that miss you by, or how close did that come to your person?

A. I'd have to say two or three inches, literally. I just jumped out of the way back behind the door frame.

DePaoli: Had you not jumped, Dan, do you believe the star would have hit you?

A. I know it would have struck me.

DePaoli: Where would it have struck you?

A. It would have struck me on the right side of my abdomen.

DePaoli: All right, on the right side, in the front?

A. Yes.

DePaoli: Was your weapon drawn at the time the first star was thrown?

A. No.

DePaoli: Did you draw your weapon immediately after the first star was thrown?

A. Immediately, yes.

DePaoli: Did you know the star was stuck in the door?

A. No, like I said, as I was going for my weapon, I caught a glimpse of it sticking in the door out of my right eye.

DePaoli: Okay, are you right or left handed?

A. I'm right handed.

DePaoli: Your gun is on your right side?

A. Yes, it is.

DePaoli: All right. And the mother and brother were still on the floor by the father at that point, or near him?

A. No. To my knowledge, I'm sure she was near him. I'm positive of that, the brother I'm not too sure about, but he was somewhere in there or around.

DePaoli: Doing my best to realize how fast things must have been occurring, was there any response by the mother or brother after the first star was thrown?

A. I can't think of anything. I, I don't if they said, told him not to do that. I don't remember.

DePaoli: All right. After the first star was thrown, you drew your weapon and did what?

A. I stepped back into the doorway and pointed it at him, and I had my weapon approximately my waist height.

DePaoli: Were you aiming consciously?

A. Consciously I was aiming at him.

DePaoli: Aiming at where, what part of him?

A. Uh, his mid-section, the upper portion of his body.

DePaoli: Okay. Was your gun cocked?

A. No.

DePaoli: Now, what next occurred?

A. He immediately jumped back behind the partition, and he, but he still stood in the position, I would say, approximately in the middle of the partition where I could still see his shape, like I said, it was a black shadow shape of the upper portion of his body.

DePaoli: All right, did you approach that area then?

A. No, I didn't. I held my ground.

DePaoli: All right, what did he do?

A. Uh, he stayed there for a few seconds, and, uh, as I said as I was doing it, I was telling him to drop it and to surrender basically, to lay down, and he was saying, "No, no!" And, uh, at that point, I immediately stepped outside, and that's, as I said, on the first tape I forgot to say earlier. I pulled out my hand-held radio, I stepped outside so I could get better reception, and I told the Dispatcher exactly what had happened which was that he threw a star at me, and that I wanted a Sergeant and a backup.

DePaoli: Now, did he have a second star or weapon drawn after you pulled your gun out or do you know?

A. After that, I, I thought he was reaching back in the pocket, but I didn't see any star in his hand.

DePaoli: All right, and did you get a response from Dispatcher before you went back inside or before you next saw the [REDACTED] whichever occurred first?

A. I don't know if I had to, I don't know if she was calling me or not. I just wasn't paying attention to the radio.

DePaoli: What's the next thing you recall?

A. The next thing I recall was, uh, still admonishing him to put down the weapon, give himself up, and telling him that we would get him to a hospital.

DePaoli: Why did you say that?

A. I, my belief from a person who is obviously distraught for some reason. He was emotionally not together, and I thought saying something like, "Well, we're going to take you to the jail," or something like that would just push him over the edge.

DePaoli: Was hospital a deliberate choice of words to cool him down or was it a deliberate choice of words based on any knowledge you had about him?

A. Uh, well, it was based on several things. Number one, it was based on hearsay knowledge that I had about it. It was based on the fact that I figured it would be the least inflammatory thing I could say, and the third thing was I had to say something. He obviously wanted an answer. I just could not just not simply say nothing.

DePaoli: Okay. Did, uh, who moved next then? Did you move further in, did he move toward you or what?

A. I held my ground. I tried to get the people out, the mother and the brother, and he would try to come back and forth between the partition and the opening, and about the second time I told him we'd get him help, he asked me, "Well, what are you going to do?" It was like he didn't hear me the first time. And I told him, I said, "If you lay your weapons down and lay down, we're going to get you to a hospital." Then I finally, it is my decision that we had to get the people out of there, and I wasn't sure, it was obvious that I could not administer first aid to the guy on the floor because of what was happening. So I simply got those people out so that they would not be injured.

DePaoli: By out, you mean outside?

A. Outside, yes.

DePaoli: Out that same door you entered?

A. Yes, so that they could at least escape to an open area of safety if they had to.

DePaoli: You were successful in doing that before any more physical exchange occurred between you and the [REDACTED]

A. Yes. When he said, "Okay," and came around the partition, I

could see him, and he was putting a star back in. He had a knife out and he was putting the knife back in, and he said, "Now, these, I have to take these Kung-Fu things." And I said, "No, you can't." And he said, "These are Kung-Fu things. I have to have them." And he said something else, and again, it kind of like diverted my attention from him to the lady for just a second and then I, it ended up where I knew I had to physically grab her. I did physically grab her. I grabbed her right arm and pulled her all the way out of the house, and it was quite forceful.

DePaoli: And the brother?

A. The brother was already out. Okay, he was starting to get out. He was, I believe that he was only, he wasn't in the way, but I believe he was kind of hanging around, oh, pretty much just to protect the mother, and he was concerned about the father. I don't think he was trying to get in my way or anything else.

DePaoli: This is important but somewhat redundant. What was that hearsay once again that you had known about before when you told him, "We'll take you to the hospital or help you?"

A. Okay, I heard that he was, uh, possibly a mental patient. He did have, uh, mental problems, and I did not know exactly what that meant. All I know is that people that live at [REDACTED] Railroad, and they've lived there for several years, uh, told me that he is, uh, he's exhibited some kind of what they would term "crazy behavior". I did not know what that was. They did tell me 'cause I have a German Shepard dog, they did tell me that they did not like dogs, and that he might try to poison him or something, if he continued to bark or something like that. My dog barks once in a while.

DePaoli: Other than the poisoning of your dog, did you ever hear that he was violent?

A. Uh, I did hear something from the neighbors, from talking with my girlfriend, and I didn't get involved in the conversation, something to the affect that he had<sup>done</sup>/something crazy one time and the cops were called. I never, I never questioned it. I never got involved in the conversation. Like I said, it was just something that I wouldn't in that kind of stuff.

DePaoli: Okay, this is a really hard question but were you thinking about any of this that you can recall as you sit here some hours later when he was there after he had thrown the first star?

A. As a matter of fact, the only thing I thought of/<sup>is</sup>when I turned the corner from Central and Railroad and I saw the people signaling me in to the driveway, I thought, "Oh, my God!" You know, it's right next to my house, and this guy. So, like I said, I didn't know the guy from Adam, I didn't know whether he was older, younger or what. As a matter of fact, in my mind, I kept picturing an older guy.

DePaoli: Okay, how long did a verbal exchange with you pleading with him to put his weapons down occur befor the next thing happened? Is that as long as a minute or more?

A. No.

DePaoli: Or just the two of you in the house?

A. No. Oh, excuse me, okay, in the house, yes. I thought you meant outside.

DePaoli: I mean after the throwing of the first star was thrown.

A. I'd say yeah, probably a minute or more.

DePaoli: A minute or more. Now, who was the first to go outside between you and the [REDACTED] and why?

A. Well, obviously I was. I, just as he advanced, I gave ground.

DePaoli: He advanced?

A. Yes.

DePaoli: How far did he advance?

A. That's one reason why I pulled the mother out.

DePaoli: How far did he advance?

A. He advanced all the way from behind the partition to the opening. He was showing me the Kung-Fu things and kept saying that he had to have these with him, and when he started to advance, I thought, "Well, he's giving in. I've got him, uh, subdued basically, that he's going to surrender to us."

DePaoli: No weapons in his hand?

A. He was putting them away. And I thought, "I've got the guy to surrender. What I'll do is I'll just kind of bide my time, I'll back up, I'm not going to stress the situation, and I'll wait for backup, and we'll go from there." So I backed up as he backed up. I'd already got the people out of the house, so I had really no concern, and unfortunately the man on the ground, there was not much we could do about him. I was just hoping that he was going to walk right on by, and then sure enough, he walked on out. I, like I said, I saw the people out of the corner of my eye going by the corner of the garage, and so I thought, "Well, if I follow him, if I go in there he might come out throwing something, you know, could possibly miss me and hit them or hit me or whatever." So I separated and I went back, backwards, I walked backwards, and it'd be almost in direct line with my car, my patrol vehicle, which was parked in the driveway. This way, I, I could keep clear view of him and direct his attention to me.

DePaoli: All right, this is a hard question, do you recall as when he was coming from the partition that divides what appears to be the dining area from the living room, did there appear to be blood on the floor or do you know?

A. No, I don't know. I didn't look down that far.

DePaoli: Did he follow you out of the house?

A. Yes.

DePaoli: Okay. And you were standing on the pad, the cement pad in front of the garage?

A. Oh, I was standing on the slim portion of the driveway.

DePaoli: The apron?

A. Yes. And he walked up, but instead of advancing toward me, he was walking more in line where his mother and brother were at. And like I said, when they first got out there, when he first appeared in the doorway, it was approximately forty feet or better between them and the [REDACTED]. He walked down the steps, and he got in front of the two cars parked in the garage, and closed the, that closed the gap to, like I said, fifteen feet maybe less, but he did not walk towards me. He did not make any advances towards me, and, as I said, walking on out, he pulled the star out of the door, and he didn't cock his arm or anything after that, and he surely didn't make any overt threats to me after that.

DePaoli: As he came out the door, he pulled another star out?

A. No, pulled the star out of the door.

DePaoli: Out of the door.

A. The [REDACTED] door.

Q. Okay, Dan, at this point, I want to put on here for the record again that Captain Sintic just re-entered the office. Okay? So we keep an accurate account of who's in the room.

A. Okay.

DePaoli: I'm going, I'm going to write on this yellow piece of paper, D. A. Exhibit #1. This is a crude outline of what I believe I saw as the house?

A. Yes.

DePaoli: This is the house, and we're going, I'm going to give this

to the Detective as soon as we're done so he can keep it with the tape. And this is the cement pad.

A. Yes.

DePaoli: Would this be the approximate location of the autos in the garage?

A. Yes, it is.

DePaoli: Okay, would you please tell me, if you don't mind, Dan, with a P-1 where the mother and son were as he came out?

A. Yes. Okay, and this is, okay

DePaoli: Okay and with a P-2 show me where you were.

A. Okay. This is the doorway?

DePaoli: Right.

A. That's almost too close, but it's back towards here, right in this area.

DePaoli: All right. And a P-3 where the [REDACTED] came to.

A. Uh, can I draw that line?

DePaoli: You certainly can.

A. Okay, and right here.

DePaoli: All right. Okay. Now, was he standing at the location of P-3 when you fired your first shot?

A. Yes, he was. He just got through throwing the star at me. He was still in that location. He didn't make any more, he didn't run at me or lunge at me.

DePaoli: Were you aiming at him at his upper torso at that point or do you remember?

A. Yes, I, as I backed out, I lost sight of him probably for only two seconds as he came from this portion of the house, which was the open area between the partition and the kitchen, or whatever that is. He walked out of the doorway, as he walked out of the doorway, I still had my gun out of the holster and trained on

him, and it, I've always been taught, and I've always, at the range, trained my gun at the upper portion of the, the principal.

DePaoli: Now, what caused you then to shoot the first time briefly, one more time, please? What did he do?

A. He failed to put down the weapons. As a matter of fact, he had his hand continually on the star, which was in his pouch, pulled it out of his pouch, and threw it with his right hand at me.

DePaoli: Okay. Threw a second one at you, this is the second time

A. The second time he's thrown a star at me, a Chinese star.

DePaoli: Do you have any idea where that went at that time?

A. I know that it went by me. It did not strike me, and it went by me to the right side.

DePaoli: Were you forced to move this time?

A. Yes, I was. I moved to my left, and I, as I said, I had my gun still on him. You know, it's a instinctive deal. I pulled the trigger and shot, and kind of turned my body almost sideways 'cause I tried to maintain visual contact with him.

DePaoli: All right. And at that point, then the next thing you recall is him going to his knees after feeling the impact of the bullet?

A. As I, I shot him, like I said, I, I kind of flinched as I waited for the star to hit me. I know that it didn't. It went by me, and, as I shot him, I could see him, you know, the jolt. Okay, he came rigid, his knees started to buckle like a fighter going down, and he started to collapse, it was a slow type thing. It wasn't a deal where he got shot and he immediately fell like a sack.

DePaoli: Do you believe that second star would have struck you if you had not moved?

A. Yes, I do, 'cause it was, uh, kind of coming out of that curved angle and

DePaoli: Then, as I gather it, he fell, and he fell with his head towards P-2 in the diagram?

A. Yes.

DePaoli: And his feet towards the automobiles?

A. Yes.

DePaoli: Okay, and he was on his back?

A. On his back.

DePaoli: All right. So if I were to put a stick-me in there, would that be fair, not in terms of accuracy of the position,

A. Yes.

DePaoli: Is that the direction at lease?

A. Yes.

DePaoli: I'm going to put D-1 by that, D-1. All right. Did you approach him then at that point?

A. I, like I said, I'd already gone to my left slightly, I moved approximately three or four feet closer to him. I was more to his left shoulder side, and I could, I had a clear view of his hands, 'cause he was on his back, had a clear view of his hands, and the pouch, and his belt.

DePaoli: Okay, I've got three or four questions. What would be the distance between that doorway and where he was lying after the first shot?

A. Uh, again, ten or fifteen feet, maybe more.

DePaoli: When you entered that doorway earlier in the morning, or just moments before this happened really, was there any blood outside?

A. I really didn't notice any outside. All I could see was a great deal of blood on the inside of the floor here as I looked in.

DePaoli: Do you believe you would have noticed it if you entered it if this area was literally, practically soaked with dripping blood?

A. Uh, as I say, I might not have noticed because I was really intent on finding the [REDACTED] and the [REDACTED], my two major concerns. I might not have noticed.

DePaoli: Did you see any blood on the wall immediately adjacent to the right hand side of the door on the outside that you know of?

A. No, I didn't see anything.

DePaoli: Okay, did he actually pull the knife out of the sheath before you shot the second time?

A. He was struggling with the knife.

DePaoli: Still in the sheath?

A. Still in the sheath to my recollection, and I, I kept telling him not to.

DePaoli: Was it that or was it the pulling of the star that provoked you to shoot the second time?

A. It was the knife. I felt that he was still a danger to me. If he had just laid there, I wouldn't have shot him the second time if I wouldn't have a need to. I would not have advanced on him, but I would have just held my ground.

DePaoli: Were you aiming the second time?

A. Yes, I did.

DePaoli: Were you still in the same location?

A. Well, no, I moved, like I said, three or four feet closer and slightly to the left, and I was shooting more at the, his upper left side of his body.

DePaoli: You know in your mind for a fact at that time he was alive?

A. Oh, yes, very much alive.

DePaoli: Was he saying anything to you?

A. No, not that I can recall.

DePaoli: Where did you shoot him the second time?

A. Like I said, in the upper portion of his left side, and I can't really

DePaoli: But you were standing above and behind him?

A. Yes.

DePaoli: And after the second time, what did he do with any of the weapons? Anything?

A. After the second shot, again his body shuddered, and it looked like he received a jolt, and I thought he was going to finally quit, and he continued to fall, and I thought

DePaoli: Did he get it all the way out the

A. All the way out, and he had it in his hand, his right hand, and I told him to drop it, and he wouldn't drop it, and I shot him the third time.

DePaoli: Where did you hit him at?

A. I believe up in the neck area. Again, that's where I was aiming. It might have been lower, I don't know.

DePaoli: All right. I think I'm on my final two questions. Did he move around much on his feet after you shot him the first time?

A. No, he did not move around on his feet that I

DePaoli: At all?

A. The only thing is, is the fall, and I think maybe he shifted his feet in position slightly when he turned around. I don't even know why he turned around, 'cause I can remember very vividly when I hit him the first time.

DePaoli: Dan, I appreciate the candor of which you've answered these questions and the patience you've exhibited while we've been here. If Det. Ames,

Q. I've got a couple more questions.

DePaoli: I have none.

Q. I've just got a couple of more, Dan, and not necessarily about the incident that happened today, but about your background.

A. Okay.

Q. Okay, you've been a Deputy Sheriff how long?

A. I've been Deputy Sheriff for Humboldt County for approximately four years.

Q. Were you in law enforcement prior to that?

A. Yes, I was. I was a police officer for the City of Rio Dell for one year, in 1977, and I was reserve in the Lake County Sheriff's Department and a Public Service Officer, which is basically a Civil Deputy in the Lake County Sheriff's Department in 1975/1976.

Q. Lake County? Oh, I thought you said L. A. County?

A. No, Lake County.

Q. Up until today, and all of your service, involving law enforcement, have you ever been involved in any incident similar to this?

A. Uh, I've been involved in incidences where we've had to draw our weapons. I've drawn my weapon and pointed it at somebody and told them to drop their weapons. Yes.

Q. But that's common. I'm talking about an incident where violence ensued.

A. No.

Q. Okay. I notice you're a Field Training Officer.

A. Yes, I am.

Q. What's commonly called an F T O?

A. Yes.

Q. How long have you been a F T O?

A. Approximately a year and a half.

Q. What is an F T O?

A. F T O is a person who has to go through a school that's put on locally.

Q. At where?

A. Well, it was at the Red Lion Motor in but it's under the auspices

of the College of the Redwoods.

Q. In other words, it's taught by the College of the Redwoods?

A. Yes, it is. They have out of the area instructors. The San Jose Police Department, the Captain there, or Lieutenant, Glen Cominsky was my instructor. It was a two week long course, and basically what it shows the people are going to be field training officers for their various departments. It is the right methods in how to instruct new people coming into the Department, especially in the Patrol Division, and that's been my major function for a year and a half is to train new people as well as reserves.

Q. So what you're saying is you are, your training is far advanced over the average patrolman?

A. Yes, it is.

Q. And you, in fact, are supposed to train Patrolmen?

A. Yes. In the absence of a Sergeant, I am the immediate Supervisor of the Patrol.

Q. Okay, in asking this next question, I realize that you want to defend your actions as much as possible. Do you believe as a Field Training Officer that you did what you had to do today?

A. Yes,

Q. If you had no other alternative?

A. I know the alternatives. For several reasons, one was I was drawn into it so quickly. We are, we as Peace Officers have a responsibility to the people, it's for their safety and well being, and I could not have sat back and simply said, "That guy there on the floor is gone. Forget it, lady." I had to go with it, and as a matter of fact, since they were going there, I had another obligation, that was to protect them. By going up there, not having any back-up, I had no<sup>other</sup> alternative but to confront the

██████████ when the ██████████ did confront me. I, as I said, I tried to get him to surrender, you know, several times. I'd just as soon he surrendered, but once he did not surrender, and once he showed violence, he exhibited some violence especially towards me, I could no longer retreat. I had to maintain contact with him, visual contact if nothing else, know where he was so that other officers coming would not get injured and people in the community, As I drove up, I saw kids in the driveway next to my house. I did not know if this person was to get out if he would harm the kids or other people in the area.

Q. What I'm asking you literally, as a Field Training Officer, if you were supervising someone else that had just gone through this, would they have made any mistakes or would they have done what you feel you trained them to do?

A. In my opinion, no, but then they don't have

Q. Okay, a couple of short questions. The statements you have just given us continually for the past hour and a half, has that been entirely voluntary on your part?

A. Yes, it is.

Q. Were you promised any leniency by any officer in this Department or in any other law enforcement agency to give this statement?

A. No, I haven't.

Q. Were you threatened by anyone to give this statement?

A. No, I wasn't.

Q. you gave it free and voluntarily?

A. Yes.

Q. And you did have the people present in the room during the statement that you asked for?

A. Yes.

Q. And you're satisfied with the way the statement was handled?

A. Yes.

Q. Are you satisfied with the people who handled it?

A. Yes.

Q. I have nothing further. If you don't, Mr. DePaoli?

DePaoli: No, I don't know if we'll need to ask this of you later, Dan, but after you've rested and whatever, and the point I mentioned about possibly going back and walking through it, it's my understanding you'll voluntarily consent to do this?

A. Yes, I would. Would it be possible to have Deputy Van Velkinburgh there?

DePaoli: Sure.

Q. Anything is possible. You can have her with you throughout all stages of this procedure, whatever day it might be or whatever officer is conducting it. Okay?

A. Okay.

Q. Sue VanVelkinburgh, you're a Deputy Sheriff in and for the County of Humboldt and you're here as a friend and co-worker for Dan Paris?

A. Yes.

Q. Is there anything you wish to say?

A. No.

Q. Nothing?

A. No.

Q. I have one question of you. At the crime scene, when you arrived, you did, in fact, talk to the mother of the [REDACTED] and the widow of the man who had been killed, is that correct?

A. Yes, I did.

Q. Did she make any statement to you concerning her son and/or her husband?

A. Uh, [REDACTED] [REDACTED] told me that, the first thing she told me was that

her son had stabbed her husband. She said that her son was a paranoid schiznophrenic. She said that her son came in earlier with dirty feet and her husband told him to go outside and wipe his feet, and he became angry. He began to assault her husband with his fist, pound on her husband. She said she got in between her husband and her son because she knew her son wouldn't hit her. She broke up the fight and her son went upstairs. She said he came back downstairs and chased her husband outside and stabbed him out in the garage area.

Q. Did she say anything about, you said she mentioned her son was a paranoid schiznophrenic?

A. Yes.

Q. Did she say anything about any treatment he's now receiving or has received?

A. I asked her specifically if he were undergoing treatment, did he have a doctor. She said she didn't know who his doctor was but he was apparently going down to the mental health center on Central Avenue out in McKinleyville.

Q. Okay. Is there anything else you can tell of that might be of value to this particular statement? I realize you're going to write.

A. I'm going to write up a written statement, yes.

Q. You're going to write a report and so forth?

A. Yes.

Q. And you did stay with Mr. Paris, then, at the crime scene until he left the crime scene?

A. Yes, I did.

Q. And you've been with him throughout this entire investigation?

A. Yes, I have.

DePaoli: I have one question I believe, Deputy Van Velkinburgh, and that

is, did you say the mother said that her son chased the father outside where he stabbed him?

A. She said that he chased, her husband was trying to get away from the son, came downstairs, was trying to get away from her son, chased him outside and stabbed him in the garage area, that they were outside when the initial stabbing took place.

DePaoli: Did you actually have the time to measure exactly where they were

A. No, no, I had, the mother was in a state of shock, and I had, when I arrived, she was standing in the driveway staring at her son's body, and after checking with Deputy Paris to make sure he was okay and that the ambulance was taking care of everybody, I took the mother and the other brother into the back yard so they wouldn't have to be witness to what was going on.

DePaoli: What was the thing that she said he stabbed him with? And that's my last question.

A. I asked her and she said, "I'm too upset. I can't recall."

DePaoli: I have no further questions. Thank you.

Q. Okay. Then we'll terminate this statement. It is now 2:00 p.m.

# SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 187 P. C. Date 10-13-82 CASE NO. 82-4872

ADDRESS \_\_\_\_\_

## Details of Offense and Investigation Progress

Report of: Det. Rod Lester  
Det. Mel Ames

At approximately 1020 hours on 10-9-82, Det. Ames was requested to go to [REDACTED] Railroad Avenue in McKinleyville to investigate an officer involved shooting. There he met with Captain Sintic, District Attorney DePaoli, and other officials where he was briefed on the case prior to returning to his office for interviews.

At approximately 1200 hours, I, Det. Lester, responded to the Sheriff's Office where an investigation was under way into the death of two McKinleyville men. I was advised that Deputy Dan Paris had fatally wounded the [REDACTED] who had just stabbed his father, [REDACTED], to death at their residence at [REDACTED] Railroad Avenue in McKinleyville.

At the request of Det. Ames, I interviewed the [REDACTED] mother, [REDACTED] date of birth [REDACTED], and the [REDACTED] brother, [REDACTED] date of birth [REDACTED], while Det. Ames interviewed Deputy Dan Paris in the presence of District Attorney Bernie DePaoli and Deputy Paris' HDSO Representative Deputy Van Velkinburgh.

I interviewed [REDACTED] on the ground floor of the Sheriff's Office at approximately 1224 hours. Her statement was transcribed and made part of this case. A synopsis of her statement is as follows:

[REDACTED] told me that her son, [REDACTED] (referred to as [REDACTED]) had entered the residence between 0930 and 1000 hours, and when his father asked him to wipe his shoes off, he became hostile. This led to violence as [REDACTED] hit his father several times while the altercation moved about in the kitchen. [REDACTED] stepped between her husband and her son because she felt that her son would not harm her. [REDACTED] left the kitchen and ran upstairs. He returned after about five minutes and was wearing some Kung-Fu things, including leather studded wrist straps and a pouch on his side. He had a knife in his hands. He told his father, "I'm going to beat you up real good," and he began to attack his father, who retreated out the kitchen door and into the garage. [REDACTED] chased him and [REDACTED] went along. At a point just inside the garage, between the family car, a small Ford, and the near wall, [REDACTED] stabbed his father behind the left shoulder. [REDACTED] backed out of the garage, and his father staggered around outside the garage, and their other son, [REDACTED],

assisted [REDACTED]. [REDACTED] in getting [REDACTED]. [REDACTED] back into the kitchen. They locked the kitchen door and [REDACTED]. [REDACTED] collapsed on the kitchen floor. [REDACTED] tried to get the bleeding stopped and [REDACTED] was on the telephone to call the Sheriff's Office. [REDACTED] finally broke the window in the kitchen and reached in to unlock the door to gain entry. [REDACTED] still had the knife in his hand, and he kicked his brother, [REDACTED] several times while [REDACTED] was on the telephone. [REDACTED] dropped the telephone and ran out the door to the neighbor's house to get help.

[REDACTED] came back into the kitchen and said to [REDACTED] "I've got to get the blood off of this knife." [REDACTED] told him to go to the bathroom, and he went to the bathroom. Shortly thereafter the Sheriff arrived and she was taken by [REDACTED] to a location beside the garage where there was a less likely possibility of danger. She heard the Sheriff say, "Come out with your hands up. Drop your weapons." She could not see anything that was going on. She saw that [REDACTED] threw something at the Sheriff, who ducked. The Sheriff got [REDACTED] out to the front of the garage, [REDACTED] was hollering at the Sheriff something like, "I'm going to kill you, too." She heard the shots that she described as more than one shot. She says her son was not going to give up, he was going at the Deputy with the knife. After the shooting, she walked around to the garage and saw her son lying there.

[REDACTED]. [REDACTED] says [REDACTED] would get violent and yell at his father, but he never hit him in the past as far as she knew. She explained that [REDACTED] has a history of mental instability and was an out-patient at a local mental health facility. She said she had observed [REDACTED] practicing throwing "those stars" in the back yard. [REDACTED]. [REDACTED] told me that she thought the Deputy had no choice but to shoot her son because she thought he would kill her and his brother, [REDACTED] too if the Deputy had not shot him.

I interviewed [REDACTED] [REDACTED] at approximately 1241 hours, 10-9-82. This interview was transcribed and made a part of this report. A synopsis of that statement is as follows:

[REDACTED] says he had gone to Crescent City the night before and had returned late that night, so he did not know what had transpired while he was gone, but he awakened before 10:00 a.m. to a loud verbal altercation between his father and his brother, [REDACTED] [REDACTED]. He got out of bed and went downstairs to find the argument in the kitchen area of the family home. However, it had stopped when he got there. He picked up the telephone to call the Sheriff and his mother stopped him. She felt the incident was over. [REDACTED] had gone upstairs, and [REDACTED] went back upstairs to get dressed. [REDACTED] was yelling down something about hating his father and that his [REDACTED] him a long time ago. Then [REDACTED] came through [REDACTED] room on his way downstairs, and he had his knife and pouch strapped on his belt. [REDACTED] heard some more yelling, so he went downstairs. He saw that his father was out in the garage, and his mother and brother were there, too. He could see out the window. He saw his brother backing out of the garage. He saw the knife in his hand and then he saw that there was blood on the knife. He saw his father was bleeding as he came out of the garage. His father

had a stick or something in his hand. His mother was trying to help him. He was bleeding. [REDACTED] opened the kitchen door, grabbed his mother and told them to get in the house, and then he locked the door behind them. [REDACTED] ran to the telephone and [REDACTED] was trying to break the window with his knife. That did not work, so he broke the window in the door and reached in and unlocked the door and entered the house. [REDACTED] kicked [REDACTED] three or four times in the thigh and threatened him with the knife, telling [REDACTED] to get off the telephone, and slashed the knife toward [REDACTED] chest. [REDACTED] stepped back, causing the knife to miss him. [REDACTED] dropped the receiver and ran out the front door. [REDACTED] pursued him a short distance and then went back to the kitchen to put the telephone on the hook. [REDACTED] ran next door because he knew a Deputy lived next door. He then heard the Sheriff's car and met the Deputy at the entrance to their driveway. His father was lying on the floor in the kitchen, and his mother was on the floor with him. She did not want to leave him. The Deputy put her out of the house, and [REDACTED] took her to the side of the garage. [REDACTED] could see [REDACTED] exit the house. The Deputy had his weapon out and "had to shoot him. I saw one of the stars fly through the air. The Sheriff was trying to calm [REDACTED] down and get him to come out and put the knife down. [REDACTED] was saying things like he knew Kung-Fu and that sort of thing. They were ten to twelve feet apart." [REDACTED] added that [REDACTED] brandished the knife at the Deputy at one time. The Deputy shot the first time. [REDACTED] went down, but he was still reaching or trying to do something with the knife. He shot him a second time. [REDACTED] was still moving, so he shot him the third time. "He told us to stay away from him and he stayed away, too." He said the Deputy was justified in shooting his brother. [REDACTED] said, "I don't think he had any choice. I think if he hadn't done that I think that he possibly would have used the knife on the officer and on us."

At approximately 1530 hours, Det. Ames and I returned to the scene at [REDACTED] Railroad Avenue in McKinleyville where Det. Ames assisted Identification Deputy Porter with the video taping of the crime scene while I made a search of [REDACTED] [REDACTED] room, removing books, magazines, Oriental weapons and other martial arts paraphernalia. A list is available in the evidence booking report.

At approximately 1700 hours, we left the scene and went to the residence of [REDACTED] at [REDACTED] Dows Prairie Road in McKinleyville. [REDACTED] had been at the Rocket Station at the corner of Railroad and Central in McKinleyville buying fuel when the shooting occurred. We took a taped statement from [REDACTED]. It was transcribed and made a part of this report. We returned to the scene where Det. Ames picked up Deputy Paris' patrol car and removed it to the Sheriff's Office.

On Monday, 10-11-82, Det. Lester assisted District Attorney DePaoli in displaying the items of evidence at a press conference at the District Attorney's Office from 1200 hours to about 1330 hours. District Attorney DePaoli declared at that time the shooting death of [REDACTED] [REDACTED] [REDACTED] by Deputy Dan Paris was justifiable and that Deputy Paris probably saved the lives of [REDACTED] and [REDACTED].

MEETING WITH CORONER GLEN SIPMA

I met with Coroner Glen Sipma on Wednesday, October 15, 1982. He told me that the autopsies were held on October 14, 1982 on both [REDACTED] and [REDACTED].

In the case of [REDACTED] he had a knife wound in the middle left side of his back, which broke a couple of ribs but had not caused a great deal of damage. The other stab wound went through the top of the left arm near the back, and it was deep enough to sever the subclavian artery, which allowed all of his blood to be pumped out, causing death. [REDACTED] had definite hand prints on his neck, indicating that he was being choked.

Three bullets were found inside of [REDACTED]. Not in any particular order, number one was found to have entered the chest from the front at a point approximately half way between the center of the pectoral and the center of the throat. This bullet went into the spinal cord and bounced over to the other side of the chest, where it came to rest.

Number two entered at a angle near the top of the chest at the left shoulder. It went through the chest cavity and came to rest inside near the right pectoral. Sipma added that an analysis is pending regarding a problem with [REDACTED] brain stem.

The Coroner's full report will be made a part of this report.

INTERVIEW WITH [REDACTED]

At about noon on October 15, 1982, I interviewed [REDACTED] [REDACTED] the psychologist, at her office at [REDACTED] Central Avenue in McKinleyville. She explained that she had been seeing [REDACTED] [REDACTED] [REDACTED] since September of 1978, when he just walked into her office one day.

She described [REDACTED] as a psychotic and said he sometimes talked about wanting to kill several persons. She said that once he became violent in her office and displayed several martial arts kicks, but that she easily controlled him. He often told her that he was an expert on several martial arts weapons, including Chinese throwing stars, which she explained was a release for him. When he got mad at his father, he would go out back or into the woods and throw the stars at targets. She explained that [REDACTED] had a great deal of hatred for his father, [REDACTED] [REDACTED]

She told me that [REDACTED] suffered from severe headaches and that his home remedy was aromatic ammonia. This might explain the large amount of bactine found in [REDACTED] room. She said she never prescribed any drugs for [REDACTED] but had considered it during violent periods of time.



Q. And you briefly told us what you saw and heard today,

A. That's right.

Q. While you were at the service station getting diesel?

A. That's correct.

Q. Would you repeat that for me, please,

A. Okay.

Q. Starting with about what time you believe you went to the station?

A. It was 9:30, 10:00 o'clock somewhere in there. I'm not really sure. I was purchasing diesel for the swimming pool heater at the Gulf Station at this time, and the service station came out and turned the pump on and we heard people fighting verbally in the back yard.

Q. Back yard of the residence?

A. Well, this back yard across the street from the service station, would be west of the service station.

Q. On Railroad?

A. On Railroad Avenue.

Q. Okay, and this argument was taking place in the yard of a private home?

A. Right.

Q. Okay.

A. Okay, the service station attendant and I were standing there watching the proceedings. Somebody run in the house, I don't know who it was. This had all taken place before the officer arrived. A man come out the front door, tried to flag down traffic, and he went next door, and evidently he phoned a Sheriff's Office. Shortly after that, a Sheriff's Deputy arrived. He, uh.

Q. By that, you mean you saw the green and white car?

A. Right, he come by the service station, drove into this residence

He was at the back door. He was standing in the doorway. We could hear him holler, "Put it down! And come out! Nobody will hurt you." He repeated himself a good number of times. You could not see what was going on in the house. The Deputy did talk on his hand held portable. I don't know what was said or anything else. I just seen the hand held portable. The Deputy got away from the door, somebody come outside. The Deputy had his weapon in his hand, he told him to "Put it down! No one will hurt you." This went on for quite some time. The Deputy moved back and fired. We could not see the individual he had shot at. I could see a movement through the greenery or whatever is right there on that fence. Evidently, it didn't put the man down. The Deputy had to fire two more times, and myself and the service station attendant stayed where we were until everything calmed down and there was more officers there, and then I went down there, talked to an individual and I told him that I had seen what had happened.

Q. You went down and talked to an officer?

A. I went down and talked to a young officer, a young Sheriff's Officer

Q. Did you give him your name and address?

A. Yes, he had my name and address. He referred me to a lady officer, Sheriff's Officer. Then she took the rest of it.

Q. Okay, when you first saw the Deputy arrive, drive up, you mentioned earlier that some people were flagging him down or showing him where to turn?

A. Yeah, there was a man standing out in the roadway pointing and the Deputy went in.

Q. Okay, when the Deputy got out of his car, did you see him go to the back door?

A. He went with another person, I believe. You can't see a whole lot. There's just one little opening there.

- Q. I understand that but there was more, someone went with the Deputy to the door?
- A. I'm pretty sure there was. Somebody went to the back door and pointed to the back door, and he went there and tried to have this individual come out.
- Q. Okay. You heard him, the Deputy, tell someone in the house to "put it down" a number of times?
- A. That is correct.
- Q. And something to the effect he, "Nobody wanted to hurt him?"
- A. That's correct. He said, "Put it down! Come out! Nobody is going to hurt you." He repeated himself several times.
- Q. Okay, then the Deputy backed out?
- A. Backed off, backed away from the door. You could not see what was going on inside the house. The individual come out and run in front of the garage. The Deputy had his weapon. He told the man, "Put it down! No one will hurt you. Put it down!," he said. He kept repeating himself, "Put it down!" We couldn't see the individual. We could see movement through the brush, and the Deputy fired.
- Q. When the Deputy fired, was he moving
- A. He was backing this way, as I can remember, the best I can remember.
- Q. Okay.
- A. You couldn't see the individual he fired at, but from the way, the reaction of the Deputy, the man was coming towards him.
- Q. Okay, was there anything else you can think of that will help in this investigation?
- A. Not off hand other than that Deputy was two hundred percent right as far as I'm concerned from what I'd seen, that he was defending himself.

- Q. He was defending
- A. Yeah, the Deputy was defending himself, and he, he had to do what he done, and that's
- Q. Have you ever had any experience with law enforcement training or with law enforcement itself?
- A. No, I'd never had any personal training. I have a good friend of mine is a Highway Patrol and we've shot together and this and that,
- Q. Okay, but you have no personal knowledge
- A. No.
- Q. Of law enforcement personnel?
- A. No.
- Q. As far as you're concerned as a citizen who was buying diesel and watching this happen, you feel that the Deputy was defending himself?
- A. The Deputy was defending himself.
- Q. Okay. Do you feel there was any other course of action that the Deputy could have taken?
- A. No, not at the present time from what I seen. He had to fire. It was either fire or be killed.
- Q. Do you by chance have any idea what kind of a weapon he was telling this man to put down?
- A. No, we could not see from where we were. I have no idea.
- Q. But you got the impression he did have one?
- A. I got the impression he had a weapon. I had no idea what went on inside the house until later.
- Q. And then, of course, you saw more police cars show up?
- A. Right. There was a Highway Patrol showed up and another Sheriff Officer.
- Q. Did you see the ambulance show up?

A. Yes.

Q. Okay, fine. Okay, [REDACTED] [REDACTED] Det. Lester, do you have anything you must ask?

Lester: No, I think you've covered it.

Q. Det. Lester has given you his business card, and I'm Det. Ames. I work with him, so if you need any questions asked or if you think of anything that might be of assistance that you don't remember right now, would you mind calling us and asking for either one of us?

A. You bet.

Lester: What kind of hours do you work? How is it best to get ahold of you?

A. Okay, I work at Big Lagoon, Louisiana Pacific at Big Lagoon, and I leave here approximately 6:30 or quarter after six and I'm home somewhere

Q. Sir, could you move a little closer?

A. Oh, okay. I leave here quarter after six and I get home sometime around four o'clock, right around four o'clock.

Lester: So the best time to get ahold of you would be in the evening?

A. In the evening.

Lester: Do you work weekends?

A. No, not any more. Everything is pretty well shut down.

Q. Okay, then, we can terminate this statement now at 5:11 p.m.

Thank you, sir.

**SUPPLEMENTARY OFFENSE REPORT**

**HUMBOLDT COUNTY SHERIFF'S DEPARTMENT**

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

ADDRESS [REDACTED] Railroad Ave., McKinleyville

**Details of Offense and Investigation Progress**

Statement of:

[REDACTED] [REDACTED] [REDACTED]  
Date of birth: [REDACTED]  
Address: [REDACTED] Railroad Ave., McKinleyville, CA  
(Wife of [REDACTED] [REDACTED])

Taken by: Det. Rod Lester

Date & Time: 10-9-82, 1224 hours

Location: Ground floor of Sheriff Department

Q. I'm interviewing [REDACTED] [REDACTED] [REDACTED], spelled [REDACTED]. We're discussing an incident that happened at her home this morning which involved the death of her husband and the shooting death of her son. [REDACTED]. [REDACTED] what's your date of birth?

A. [REDACTED] [REDACTED].

Q. [REDACTED]. Okay, and you live at what address?

A. [REDACTED] Railroad Drive.

Q. And that's McKinleyville? And who did you live there with including your husband?

A. I lived there with my husband and my two sons.

Q. And your husband's name?

A. Was [REDACTED] [REDACTED]

Q. And what was his date of birth, do you recall that?

A. [REDACTED] [REDACTED]

Q. That's [REDACTED] And you said you had two sons?

A. Yes,

Q. Okay. Did both of your sons live there with you all the time?

A. No, my oldest son, [REDACTED] was, has been overseas in Australia, and he came home last January.

Q. Okay, and what's your son then that has been living there with

you?

A. [REDACTED] [REDACTED] [REDACTED]

Q. Okay, and his date of birth?

A. [REDACTED]

Q. Okay, and then the son that was gone to Australia, which one was that?

A. The one out here, [REDACTED] [REDACTED]

Q. Okay, and what's his date of birth?

A. [REDACTED].

Q. [REDACTED] you say? Okay. So [REDACTED] has been living there right along?

A. Since '77, January, 1977, outside of the times that e lived, I think twice or three times I called the Sheriff and had him picked up, because he was, uh, one time I called he was, see he's married, but he separated, and he told me he was going to find a gun [REDACTED]. And I called the Sheriff and they picked him up and put him in [REDACTED] for seventy two hours, and then they let him come home?

Q. When was that?

A. It was the same year he moved back in '77.

Q. Okay, but he was married before '77 and then he got separated and came back and lived with you?

A. Yeah, see, he left her in the very end of December of '76, but he didn't move in with us until January of '77.

Q. And he's lived with you

A. Ever since.

Q. Ever since, huh?

A. Part of the time, he's been in [REDACTED]

Q. And how many times has he been there? Several?

A. No, I don't remember exactly now. It's been once or twice.

Q. Okay, has been treated as an out-patient in any

A. He goes to North Coast [REDACTED] there in McKinleyville.

Q. Is that a regular thing that he did?

A. Yes, he went twice a month.

Q. And why did he do that?

A. Because he's mentally ill.

Q. Okay, has he been seeing a doctor?

A. No.

Q. A psychiatrist?

A. No, just there.

Q. Just going to the mental health facility there?

A. Uh, huh.

Q. Now, this morning he started exhibiting some strange behaviour at some point?

A. Well, he, he'd been outside walking and his shoes were dirty, and his father told him to wipe his feet, and he attacked his father. He was pushing him around, and I went over there and grabbed ahold of him, and told him to leave his father alone. So he ran upstairs. Well, when he came back down, he had a knife in his hand, and also this Kung-Fu stuff.

Q. Okay,

A. And, uh, he told him he was going to beat him up, and he started kicking at him with his feet, and his father ran out of the house and into the garage, and I went out there trying to, you know, push him away. The older boy ran, I'm not sure, but I think he ran into the neighbor to call over the police or something. I don't think he'd gone yet, over there yet. I'm mixed up, it happened so fast.

Q. Okay, let's

A. And when he went into the garage, my son cornered him and knifed

him.

Q. Did you see that?

A. Yes.

Q. You saw him stab your husband?

A. And then I got my husband into the house. We locked the doors, but he broke the window, so that, I think that is when my oldest boy ran to the neighbor. He was on the phone before in the house, but when he, see, he reached the, [REDACTED] I called him [REDACTED] reached in and unlocked the door, and he, he kicked [REDACTED] that's the oldest boy, and he ran out the front door.

Q. And you think he went to the neighbors and called the Sheriff?

A. He did, and then the Sheriff came, and [REDACTED] was in the house, and I was trying to stop this bleeding. He had called for an ambulance, see, over there, and, uh, he went for the Sheriff with the knife and he had something in his hands that he was throwing at him.

Q. I'd like to back up a little bit if you don't mind. You said that [REDACTED] went out, just went out for a walk this morning?

A. Just in the back yard.

Q. Oh, he was out in the back yard?

A. Yeah.

Q. When he came in, his feet were all muddy?

A. Yeah.

Q. And so your husband said something about going out and wiping his feet?

A. "Wipe your feet." And that set him off.

Q. Okay, and he got physical with your husband right there?

A. Yes, he was wrestling him around the kitchen and hitting him with his fists.

Q. He was hitting him in the face with his fists?

A. No, just on the, like this.

Q. Oh, into the chest and the shoulders?

A. And so I, I grabbed [REDACTED] 'cause he won't hit me.

Q. Okay, so you got inbetween them and grabbed him, huh?

A. Yeah, and I was holding him.

Q. And then exactly what, he ran upstairs?

A. He ran upstairs.

Q. And he was up there for just a few minutes?

A. Maybe five minutes.

Q. Okay, he came back down stairs and he had a

A. A knife.

Q. You said he had a knife in his hand and he also had some Kung-Fu stuff?

A. He had a, it's some kind of wrist band with some pointed things that, on it, and he had on something strapped to his belt that it's something he throws, but I, I don't know Kung-Fu, so I don't know what it is.

Q. Does he practice that around the house? Did you know that he's been studying Kung-Fu?

A. Yeah.

Q. And does he take lessons somewhere?

A. No.

Q. Does he keep a bunch of Kung-Fu magazines

A. Yeah.

Q. And stuff around and he practices kicking things around the house and stuff?

A. No, he never kicked anything around the house.

Q. No, I mean not in the house, out in the back yard.

A. I don't know what he did.

Q. You never seen him practice that?

A. 'Cause he used to go for walks, real often, you know, up in the

Fieldbrook Road and up in the hills. I don't know what he done.

Q. Okay, but you know that he was studying that? So he came back downstairs and he had on these wrist bands and something on his belt? And he had a knife in his hand. Was it a regular table knife?

A. No, it was, looked something like a hunting knife or something. I don't really know what it looked like. I didn't get a good look.

Q. But it was a knife?

A. Right.

Q. And he attacked your husband again? In the kitchen?

A. Yeah, he went at him in the kitchen, and my husband ran out the back door and into the garage, and he cornered him in the garage.

Q. Did he cut him in the kitchen at all?

A. No, he got away from him.

Q. So your husband got away, and he ran into the garage, and did you go out after them?

A. Yes, I went out and tried to get between them.

Q. Uh, huh, and what happened was that [REDACTED]

A. I don't

Q. Stabbed your husband? Where did he stab him?

A. Right here.

Q. Right behind his shoulder?

A.

Q. More than once?

A. No.

Q. And your husband fell to the ground there? Did he get back inside?

A. He was staggering around and I got ahold of him, and I got him in the kitchen and locked the door. And that's when he broke the window. My other son was on the phone.

Q. Okay, so there's a window in your door?

A. Yeah,

Q. And [REDACTED] broke the window in the door?

A. And reached in and unlocked it, and then he kicked my oldest son and he ran out the front door and to the neighbors.

Q. Okay, and a short time, and your husband, by that time, had collapsed onto the floor

A. Yeah.

Q. In the kitchen?

A. Yeah.

Q. And the Sheriff arrived, and did you hear the Sheriff say anything to [REDACTED]

A. He said, he said, "Come out with your hands up," you know, I couldn't, because my oldest son grabbed me and pulled me, you know, took me way out,

Q. Out of the

A. But I could hear him.

Q. You could hear the Sheriff telling him to come out with his hands up?

A. And "drop your weapon", but he threw something at him,

Q. And did you see him throw something at the officer?

A. Yes, and the Sheriff ducked, and then the Sheriff had him in front of the garage, and [REDACTED] was, you know, having the knife like this and said, he said something to my son, but I couldn't hear him. He was saying he was going to, you know, he was hollering I think he was saying, "I'm going to kill, too," or something.

Q. Okay, that's what it seems like he was saying to you?

A. But then my son grabbed me and pulled me behind the garage, and I heard the shots.

Q. Okay, how many shots did you hear?

A. I don't know. There was more than one.

Q. Okay, but you did see [REDACTED] throw something at the Sheriff one time?

A. Yeah.

Q. And you did hear [REDACTED] yell something that you believed to be that he was going to kill the Sheriff?

A. Because he wasn't going to give up. He was going, you know, he was going at him with the knife.

Q. When you heard the shot, then what did you do?

A. I didn't do anything. My other son wouldn't let me move. He held me still.

Q. He held you there. But eventually you went around and went around and saw that your son was there, laying in the driveway?

A. Uh, huh.

Q. Has your son ever gotten violent with your husband before?

A. Well, like sometimes if he'd tell him to do something, he would yell at him and holler.

Q. He never hit him before though?

A. And, I, uh, no, he hadn't hit him before, but he had stood there and yelled at him.

Q. But he didn't get violent with you, ever?

A. No.

Q. That's why you got in-between them the first time?

A. Yeah, because he wouldn't hurt me, but when, well, he was violent when he came out in '77, you know, when he was threatening to kill his wife. I talked to the people there, the psychiatrist or whoever, and said that I would like to have him put away. I thought, he was, you know, and they said, "We can't do anything with him unless he commits a crime."

Q. The people there, that was local people? At Sempervirens?

A. It was somewhere here in Eureka that I talked, well, somebody

that I talked to, it had been his psychiatrist, but I can't think of his name. It's been so long ago.

Q. But did [REDACTED] threaten to kill your husband before he killed him? Did he say, "I'm going to catch you and kill you," or anything like that?

A. He said, "I'm going to beat you up good."

Q. But he had a knife in his hands?

A. Yes.

Q. Did he say anything while he stabbed your husband or

A. No.

Q. Or afterwards?

A. No.

Q. Okay. Have you ever seen those stars that are sharp on the points that are used in Kung-Fu? Have you seen those?

A. Yeah.

Q. He showed them to you at some time that he had some of those?

A. Well, I'd seen them. He had a target that he'd been throwing them at.

Q. He did that a lot? That was in the back yard?

A.

Q. Do you think that might be what he was throwing at the Deputy? Did you see that?

A. It probably was.

Q. But you didn't see for sure, huh?

A. But I don't know what they call them.

Q. Okay, but you didn't see for sure that's what he was throwing?

A. No, but he was very strong.

Q. Was he accurate when he threw at the target? Did you watch him when he hit the target?

A. I never watched him.

Q. Okay. Did your husband say anything after he was stabbed? What kind of, what was he saying?

A. He said, "I'm dying."

Q. He knew he was going to die? Okay. Can you think of anything I haven't asked you, anything else that might help?

A. No.

Q. Okay, then for now we'll terminate the interview at 12:38 hours.

# SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

[REDACTED] ADDRESS Railroad Ave., McKinleyville, CA

## Details of Offense and Investigation Progress

Statement #2 of: [REDACTED] [REDACTED] [REDACTED]

Date & Time: 10-9-82, 10:31 p.m.

Taken by: Det. Rod Lester

Location: Ground floor of Sheriff's Office

Q. [REDACTED]. [REDACTED] I want to ask you to go over again, I listened to the tape we made earlier, and I forgot to ask you a couple of questions, like I wasn't clear on what happened after you guys came back inside the house, when you helped your husband get back in the house into the kitchen. So if we could go over that again, it would help me.

A. Well, I locked the door, and my other son was on the phone calling the ambulance and the Sheriff.

Q. Okay, and then at some point your son

A. He broke the window in the door and reached in and opened it, and he saw my oldest boy on the phone, and he kicked him, and I told [REDACTED] to run, and he ran out the front door to the neighbors, [REDACTED] live next door to us.

Q. Okay, and where did you go when your son ran outside? What did you do during that time?

A. I was trying to stop the bleeding.

Q. Okay, you were down with your husband trying to stop the bleeding. I'm sorry. You told me this, as I recall, but I just want to clear it up, but you're trying to stop the bleeding. Where did [REDACTED] go?

A. He said something about, and I said, "Go to the bathroom," and he did.

Q. He said something to you and you told him to go to the bathroom?

A. Yeah, and he did.

Q. Now, okay.

A. Well, and when the Sheriff came, he came out of the bathroom and into the kitchen.

Q. Where were you when the Sheriff came?

A. In my

Q. You were still there the whole time?

A. Yes, and the Sheriff told, I told, and then I blanked out. See, I can't remember, but my son said the Sheriff pushed me out of the house, and my son grabbed me, right, and pulled me out on the other side of the garage.

Q. Okay, trying to get you out of harm's way?

A. Uh, huh.

Q. Okay, so what you were doing is trying to stop the bleeding in your husband, and what [REDACTED] had done was go into the bathroom?

A. Uh, huh.

Q. At some point, he came back out, but is that when the Sheriff came?

A. That's when the Sheriff came.

Q. So he stayed in the bathroom the whole time?

A. Yes.

Q. You don't remember what he said, did he cut himself of anything like that?

A. He said, uh, he came in the kitchen and he kicked [REDACTED] and I told [REDACTED] to run, and he went out the front door. See, we have a front door.

Q. Right, he had to unlock it and go out to the neighbor's house?

A. Yes, to the neighbor's, and, uh, [REDACTED] I remember what he said, he says, "I've got to get the blood off this knife," and I said, "Go to the bathroom." It was the only thing I could think

- of to get him out of there. "Go to the bathroom."
- Q. Okay. Well, then, that's something we didn't get before?
- A. No.
- Q. So that's good. I'm glad we talked to you again.
- A. No, I told you that it happened so fast.
- Q. Well, I know that for sure.
- A. And that I, I don't, like I told [REDACTED] I says, I don't remember leaving that kitchen, because I, I was like I was going into shock for a while.
- Q. Oh, I understand that. Okay, let me ask you, I've kind of drawn a sketch here of the garage area. Let's say this is your kitchen area right here, and the kitchen door. Okay?
- A. Uh, huh.
- Q. And, uh, the garage is all open, and the two cars are pointed in that direction. Okay?
- A. Uh, huh.
- Q. Now, what part of the garage did your husband go to when he got stabbed? It was right in there, huh?
- A. Yeah, there's a garbage can there, and he was on the other side of the garbage can. I was in there, too. I was trying to push [REDACTED] away from him.
- Q. Okay, so you went right in there and [REDACTED] followed him in there and stabbed him?
- A. Yeah.
- Q. And you were right there trying to get [REDACTED] off of him?
- A. Yes.
- Q. Now, you say he staggered around before you got him into the kitchen?
- A. Yeah.
- Q. Did he go way out in here and

- A. Yeah, he kept, and I, when you know, he was staggering around and holding himself, and I got ahold of him, and I got him into the kitchen and locked the door behind us.
- Q. Would he have gone way over here while he was staggering around?
- A. Yeah.
- Q. Okay, you don't remember what the pattern would have been?
- A. Yes, he was, he was walk, staggering up this way, and I, I got ahold of him and took him in the kitchen door and locked the door.
- Q. Okay, we'll just draw a line here
- A. Because [REDACTED] had tried to run, and I was standing back.
- Q. Back in, Back by the door?
- A. No, back here.
- Q. Back here in here. Okay, and there's a kitchen window here?  
Is there a window
- A. In the door.
- Q. Okay, that's what your other son could see what was going on through there a little bit?
- A. He was on the phone, but he couldn't see what was going on in the garage, I don't think
- Q. Okay, that was the whole thing that I needed to clear up. I apologize for keeping you down here so long. There's a couple of things we talked about your having to call the Sheriff's Office about three times probably in the last few years, the last four or five years, because of your son [REDACTED] behaviour. He got violent, but his violence was all verbal, right, he did never hit anybody?
- A. No, it was verbal, except the time in [REDACTED] see, he had left his wife.
- Q. Oh, he had threatened [REDACTED] his wife?

A. And he was so mad at her and he said, "I'm going to find a gun [REDACTED]." And I called the Sheriff's Department and told them. And they found him way down there by Bridge, no, is it Bridgeville, or another

Q. Garberville?

A. No, it wasn't that way. Yeah, it must have been Bridgeville, and they took him to Sempervirens.

Q. All right. Where was his wife living at that time?

A. In Eureka.

Q. And he was going to find a gun [REDACTED]?

A. Uh, huh.

Q. Does she still live around here?

A. She still lives here, Eureka, but she's moved so he couldn't find her, and I don't know her address or her, I've got her phone number at home. She has an unlisted number. It's not in the phone book.

Q. Does she still have the same name? The same last name?

A. Yes. [REDACTED] [REDACTED]

Q. Okay. I want to make sure I get everything. That's why I'm taking my time here.

A. I want to call her and tell her, 'cause after all, she was still married to him.

Q. Yeah, they never did get a legal divorce?

A. I might have her phone number at home, but I can't tell you what it is.

Q. Now, there's a couple of things that we're going to need to make sure we get, process your home just like the scene of any other crime. Okay? So that any time somebody comes up with a question ten years down the road, we can answer the questions because we were there and went through everything that's right. We may

have to take one of your doors. And that's when we're, evidently he threw one of those stars that stuck in the door?

A. I don't know.

Q. Okay, but somehow they told me to tell you to make sure that you knew that. It's going to take us a while yet today to get that whole place all done. And do you have a friend that you can go and stay with?

A. She's with me.

Q. Oh, she is? You're going to stay at her house for a while?

A. Yeah, that's all I want to do is go to her place.

Q. Okay, can you leave me her phone number so that I can call you there and so that we can

A. Uh, huh, [REDACTED]

Q. [REDACTED]

A. [REDACTED]

Q. [REDACTED], and what's her name?

A. [REDACTED] [REDACTED]

Q. [REDACTED]

A. [REDACTED]. [REDACTED].

Q. Okay, and when we're able to give your home back to you, we'll do that.

A. Well, will that be a long time, 'cause I've got to get in and get those phone numbers.

Q. I know you do.

A. My husband's sister has to be notified.

Q. Is there a phone book that you have with all of those in it? I can bring those to you or do you have those all scattered about like I do at my house?

A. Well, my niece's is scattered. His sister's number is under the phone in a little blue book mixed in with a bunch of regular

phone books.

Q. Is there any way I can just bring everything underneath the telephone to you? Do you think you can find it in there?

A. I still wouldn't have my

Q. That would give you a place to start, wouldn't it? Maybe you can

A. Well, do you think by tomorrow I can get

Q. Oh, I'm pretty sure of that. I, I just like to make sure that we have it if it takes us half the night to do it. See, I want to make sure to get it thoroughly done, and, but I would definitely hope that we can give it back to you tonight. Okay? So for now, what we'll do is get you back to your friend's house so you can be a little bit more comfortable, and I'll call you, somebody will call you and let you know. I hope it will be me.

A. And also I have to take medication.

Q. Oh, you have medication?

A. Oh, yes.

Q. You have to take it, have you passed the time?

A. Every day.

Q. Have you passed the time to take it? Do you need it now?

A. No, I need it for this evening. I have very high blood pressure.

Q. Okay. What's your phone number at home? 1145, [REDACTED]. I'll tell you what, if you want to call up there after a while and see if I'm still there, I can bring it to you if it gets too late. Does that sound all right?

A. It's on the right hand side of the sink. There's a bunch of perscription bottles, and I have to have that tonight.

Q. Okay, I'll tell you what. Maybe I'll call you from there and ask you which ones you want and bring them over to you so

A. Okay, see I take them out of the bigger bottle and put them in

smaller ones so you can't go by the

Q. Okay, well, you can explain it to me on the telephone. But we'll get as much of that done as we can, and try and get your home back to you so you can start over. Okay? Do you think there is anything else we may have missed?

A. No.

Q. Okay, then we'll terminate this statement at 2:45 p.m.

**SUPPLEMENTARY OFFENSE REPORT**

**HUMBOLDT COUNTY SHERIFF'S DEPARTMENT**

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

[REDACTED] ADDRESS [REDACTED] Railroad Ave., McKinleyville

**Details of Offense and Investigation Progress**

Statement of: [REDACTED]

Taken by: Det. Rod Lester

Date & Time: 10-9-82, 1241 hours

Location: Ground floor of the Sheriff's Department

Q. This is Det. Lester. I'm on the ground floor of the Sheriff's Office. The time is 1241 hours. I'm interviewing [REDACTED] [REDACTED] His date of birth is [REDACTED] is that correct, [REDACTED] You'll have to answer.

A. Yes.

Q. Thank you. We're discussing an incident which occurred at the [REDACTED] residence at [REDACTED] Railroad Avenue in McKinleyville this morning. [REDACTED] is that your address? Do you live there full time?

A. Yes, it's [REDACTED] Railroad Drive.

Q. And how long have you lived there?

A. Well, I've been away for twelve years, and I just returned in January.

Q. Okay, where have you been?

A. I've been in Australia since 1970, '71.

Q. So this is where you've developed this accent?

A. Yes.

Q. Okay. So you came back in January and began living with your folks again?

A. Yes, I've been looking for work and there's not much work around so I was staying at home.

Q. Okay, and during that time, you lived with your mother, whose name is [REDACTED] and your father, whose name was [REDACTED] and your brother whose name is also [REDACTED]

A. Yes.

Q. And the four of you lived there, just the four of you?

A. Yeah.

Q. Did you share a room with your brother?

A. No, we have two separate rooms upstairs.

Q. Are you close, are you friends with your brother [REDACTED]

A. No, not since, uh, you see, when I left home in '64 to go to the University, and I hadn't seen him other than coming home for the summer to work. I didn't see him much, and then I went to Canada to go to graduate school until 1970, so I didn't see him, I didn't return home between '68 and '70, and during that time, I, I was never around but apparently there'd been some trouble about him with drugs or something or other. I, I heard that from the letters I got about him being committed to places in San Francisco at the hospitals and so on. Uh, I know I visited him in a hospital in when was it, uh, before I went to Australia, I think. I'm not sure which time, but I think it was before, just before I went to Australia in 1970, he had apparently [REDACTED] himself from somewhere. He was living in Berkeley, I think, at the time. Uh, they had him in a hospital, I think it was the..... I think it was a clinic, and I visited him there. My father was there. We came down to pick up his things and take them back, and I talked with him a little while then, and I probably didn't say the right things to him. You know, I, I said some things like, "Well, your mind seems to be drifting, you know."

Q. But that's the only contact you had with him before you left for Australia?

- A. Yeah, other than when we grew up together. We weren't real close brothers.
- Q. Okay, but since January you've been living in the same house?
- A. Yeah, and he's never spoken a word to me.
- Q. Since January?
- A. That's right. I took him for a few drives. I thought that might help, You know, I could say something like, "Would you like to go for a drive?" And he said, "Yeah, okay." And I'd take him in the car. One time he got car sick, and he said something he'd have to stop. Okay, he got out and he got sick. But that's all he ever said. He wouldn't say anything else. You know, you'd try to get him to engage him in conversation, and he wouldn't speak to me at all. And I didn't, you know, I, I, it'd make me nervous. You know, I had dreams about this a few years ago. That, that's, well, I went to Australia after the incident in San Francisco or Berkeley. I had dreams that he was going to stab someone like my father, and that's what I thought he was going to do at night when he was asleep. Lately I couldn't fall asleep at all, because to get down stairs, he has to walk through my room, and I had difficulty sleeping since I came home. He always made me nervous. I stayed up very late, two or three o'clock in the morning.
- Q. What did he play with knives, or what made you think he was going to stab someone?
- A. It, it was something in my mind, you know. In 1970 I didn't have a clue or any idea that he, he might just grab a knife out of the kitchen or something. It was just in my mind.
- Q. What about since you've been home since January, did he exhibit any, any need to play with knives or
- A. Oh, yes, he'd, he has those stars things. He practices with them

in the back yard, but he wouldn't show them or exhibit them, and he'd go into his room and take them out, so I couldn't see what he's doing, but I could see from the window in my room, I could see him in the back yard throwing these things. Sometimes you could see, it's a little black plastic case he had on his belt, he would take it, and he'd go to the hills east of there, and well, earlier when I came back, probably in the early part of February, I, when he was gone, I went into his room to see what was there, and I saw these swords and knives, you know, these crude things, and I told my mother. I said, "He's got knives and things up there. Don't you think you should do something about them?" And nothing happened. He stayed there, and he seemed to be calm, you know. He didn't speak to me or anything, but there didn't seem to be any problems.

Q. Have you ever seen him to become violent with anyone?

A. No.

Q. Until this morning?

A. Not until this morning.

Q. Why don't you go over that situation, if you would, for me from, well, when you observed anything this morning, when you saw him go outside or whatever, the very first?

A. I was asleep. See, I'd gone to a football game in Crescent City and I came home very late. Every one was in bed, and I had some trouble sleeping, and, uh, I was asleep, and I heard a scuffle, you know, and some noise, and my mother was yelling, and I think there was some yelling between my father and my brother. Well, I got out of bed and went downstairs to see what was going on, and it, it stopped then, but I picked up the phone to dial operator and get the Sheriff, and my mother said, "It's all right now." So I put the phone down, and my brother had gone upstairs.

I went upstairs to get dressed, 'cause I thought, I don't know, he looks a little bit funny me. I was very nervous, and while I was getting dressed, my brother was yelling. There's a sliding panel, you know, where there's a room separate from the living room. He was yelling down something about, oh, "I hate you," and back in, I don't know if it was '58, '48, he was talking to my father, "You exhibited yourself and tried to [REDACTED] in bed," and something like that. I, I, you know, it was '48 or '58, I couldn't tell what the date was, but that's what it sounded like what he was talking about. And then he came through my room. I'd finished dressing, and I was going to go down stairs, but he came through so it couldn't have been more than maybe five minutes, and he had these knife and these plastic pouches strapped on his belt, and I didn't know what to think. I thought that maybe he's just going out of the back room, going somewhere just to cool off, and then I heard some yelling, and the door slammed, I think. I ran downstairs and my father was in the garage with my mother, and my brother was out there, too. So I grabbed the phone, and, you know, dialed the operator to call the Sheriff, and there's a window so you can see, and my brother was backing out of the garage, my father came out. I think he had a stick or something, and my mother was trying to hold him, he was bleeding and evidently stabbed. I didn't see the stabbing, and, uh, anyway, I opened the door and I grabbed my mother and told her to get in the house, and I shut the door behind me. I thought perhaps that would stop him. And while I was on the phone, he was trying to break the glass to the window with his knife, and it didn't work. So then he went, there's a window above the door knob, and he broke that and he got in then. But I tried to get them to go to the living room and out through the front door, but they

wouldn't go. He kicked, my brother kicked me three or four times and was yelling he knew Kung-Fu and all this and threatened me with a knife. I was still trying to talk on the phone, you know, and the lady said, "What's your phone number?" And I said, oh, you know, I, I was trying to say, "God! Get someone here!" You know, and I just got the phone number, and he threatened me with the knife. He took a pass at me, and I dropped the phone, and ran through the front door and I ran to the neighbors. And, the last I saw him, he started to pursue me, and then he turned and put the phone back on the hook, and that's the last I saw him.

Q. So you went to the neighbor's house and called again?

A. Yeah, I went to the neighbor's house and, there, there's a man there, and I said, "Someone help us, please," and he came, and as I was coming out, I heard the siren of the Sheriff's car, but it was too late.

Q. Okay, you said the lady on the telephone was asking you what the phone number was. What did you, what were you able to tell her? Was that the Sheriff's Department you got ahold of there?

A. Yeah. I, I remember everything while he was still outside. I gave her the address, the phone number. I said, "The man's been stabbed," and she wanted to know who was being stabbed and who was doing the stabbing. I told her that, and then I had to put the phone down and open the door and took my mother and father inside and locked it. And then I picked up the phone and she said, what was the phone number, and, and acting like nothing was going on, and I, you know,

Q. She has to be real calm because if she gets excited, then she gets you more excited, so that's

A. Yeah, I realize that.

- Q. But at the time, it didn't seem like something you needed to deal with, right?
- A. Yeah.
- Q. Okay, so you didn't see
- A. Actually I ran next door. I, I remember the reason I ran next door is because that Sheriff's Officer lives back there. That's why I ran out. I remember now.
- Q. You did go back and try and get help?
- A. To get him to help, but he wasn't home.
- Q. And do you know that Sheriff's Deputy?
- A. I don't know him personally. I've seen him there, and I know the names of people next door. We grew up, we sort of played together as kids, but I haven't spoken to them since.
- Q. Sure, but you did know that a Sheriff's Deputy lived next door, and you were trying to get him to help your mother and father?
- A. Yeah.
- Q. And you saw your brother back out of the garage?
- A. Yeah.
- Q. Is that an open garage, a carport or
- A. Yeah, it was open.
- Q. It does close though.
- A. Yeah.
- Q. It was open then? And he had a knife in his hand?
- A. Yeah. He had the knife in his hands.
- Q. Can you describe that knife? It wasn't a kitchen knife?
- A. No, it was something brought from upstairs. It was just all marble, no, you know, sort of a
- Q. It would be just a basic knife, and it did not have a handle?
- A. It didn't have a nice, it was just a metal piece of metal that had been, you know, forged into the shape of a knife, and just a

rude handle on it.

Q. It didn't have a handle on it like a hunting knife, huh?

A. No, something very cheap. I'm sure he got it, he got all of these things in the mail.

Q. Does he keep a lot of literature around

A. Oh, yeah, there's a whole room, it looks just piled with books. He, he was getting packages and parcels probably once every two weeks with these things, books and magazines on guns and so on.

Q. Was he accurate with those stars?

A. I don't know. The only thing I could see was, was that probably about from where my window is to the back fence of the property is probably a hundred and fifty feet or so, and he had a board up there with a target. And it couldn't have been any more than, oh, three or four feet away from it where he was throwing.

Q. You said when he came back inside after he stabbed your father,

A. Yeah.

Q. He kicked you several times?

A. Yeah.

Q. On what part of the body did he kick you?

A. In the thigh, the left thigh.

Q. Every kick was to the same location?

A. Right.

Q. Were they powerful and strong kicks, were they with the flat part of his foot, or

A. I think they were probably with the edge of his foot. I'm not sure. I wasn't paying much attention, but he was trying to kick as hard as he could. I've had training in Judo, so I mean I sort of, I could handle that.

Q. He had the knife in his hand at that time?

- A. Yes, he had the knife in his hand.
- Q. He didn't say anything to you that he was going to kill you?  
He said, "Get off the phone."
- A. Yeah, he said, "Get off the phone." He didn't say he was going to kill me, but he took a pass at me with the knife.
- Q. But he didn't cut you?
- A. No, I, I backed away. I dropped the phone on the floor, ran for the front door.
- Q. He took a swing towards your face, then, with that knife?
- A. Across this way.
- Q. More like the chest area.
- A. I was standing here, standing up with the phone like so, and he took a swing like this.
- Q. Across your chest?
- A. Yeah, I backed away, and then grabbed for the front door, 'cause it was locked. It has a chain and a lock. I had to, I ran very quickly to unlock it, and then as I opened it, I looked back to see, once he saw, he started to pursue me. I think he might have been two or three steps into the living room. When he saw that I was out, he turned around and went back to the kitchen as I was going next door.
- Q. Okay, you didn't see the actual stabbing of your father?
- A. No, I didn't see it.
- Q. Do you remember the can that you seen blood on?
- A. Yeah, it's in the garage. I saw blood on it.
- Q. So you knew something was
- A. Yeah, when I saw my father bleeding.
- Q. On what part of the body?
- A. I think he'd been stabbed in the side.
- Q. Okay, that would be

A. I think on the left side.

Q. Okay. [REDACTED] can you think of anything we haven't asked you about this incident that may help to bring everything out? Can you think of anything?

A. I, I don't know. I didn't, I just feel like I never knew him, you know.

Q. I understand that. If there's nothing you

A. If you want to talk about anything about what I like when the Sheriff arrived?

Q. Okay, why don't you?

A. He arrived, and, of course, I was, they went ahead and got an ambulance, I called for an ambulance, but it hadn't arrived. Because my father, I could see my father lying on the floor on the kitchen, and the door was open, and my mother was there, and I couldn't see my brother.

Q. And you were where?

A. I was outside in the driveway, let the Sheriff in. My mother didn't want to leave the house, and he put her out. I grabbed her and pulled her away, and I could see that there's kind of a, one of those windows with the wavy glass, so you can't see too good, and I could see my brother behind it, and the Sheriff Deputy was talking to him. He had his revolver out, and then my brother came out, and I was standing. We could see the whole thing. I was holding my mother, and my brother wouldn't put down the knife, or he tried to pull it out or something. I don't know. They had to shoot him.

Q. Okay. When the Sheriff arrived, you met the Sheriff at the driveway?

A. Yeah, I was out in the road. I saw him when I flagged him to make sure that he stopped there.

Q. Did you recognize him?

A. Not at first. After, I, I think after a few moments, I realized that it was the man from next door.

Q. Okay, and you left him there, went inside, and grabbed your mother?

A. No, he pushed her out the door. At the doorway, I grabbed her.

Q. Oh, your brother pushed your mother out the door?

A. No, the Sheriff's Deputy pushed my mother out the door. He told her to get out.

Q. He went inside?

A. He was just about a step inside the kitchen door. My mother was standing there yelling for an ambulance, and he pushed her out of the door. He said, "You've got to get out of the way."

Q. And you grabbed her?

A. I grabbed her.

Q. And took her

A. And took her around to the

Q. Back of the garage?

A. To the, to the, well there's another driveway next to the garage. I took her over there.

Q. Okay, so you didn't see everything that went on from then on, then?

A. Yeah, I did, yeah.

Q. You did see, you could see?

A. Yeah.

Q. Okay, did you see your brother throw one of those stars at the Sheriff?

A. I, I saw one of the stars fly through the air. I, I could still see things through the windows there. I saw one fly through the, uh, I think it must have hit the door or something there.

Q. Did you hear what was said between the Sheriff and your brother?

A. I, I'm not exactly certain what was said. I think he, the Sheriff was trying to calm him down, said, "Come on out, and calm down, put the knife down," and he got him out of the place, but he wouldn't put the knife down.

Q. You don't remember what your brother might have been saying, yelling?

A. Uh, he was just saying things like, uh, he knew Kung-Fu, and that sort of thing.

Q. And he still had the knife in his hand?

A. Yeah.

Q. How far apart were they, the two, the Sheriff and your brother?

A. Uh, ten or twelve feet.

Q. And did you, were you watching when the shot was fired?

A. Yeah.

Q. And you saw the shot fired?

A. He, he shot him three times. The first time I think my brother went down, but he was still reaching and trying to do something with his knife. And, the second time, he was still moving, so he shot him the third time.

Q. And did the Sheriff run over then and take the knife away or grab the knife?

A. No, he didn't. He just told us to stay away. He stayed away as well.

Q. Okay. And the ambulance arrived shortly thereafter?

A. It seemed like forever.

Q. But it did arrive?

A. Yes.

Q. And there was nothing they could do for your brother?

A. No, he was dead.

Q

Q. How about your father?

A. They tried to resuscitate him. They took him to the hospital, but he just didn't have any blood left.

Q. Did you feel that the officer was in danger there as long as your brother had the knife and the stars in the frame of mind that he was in?

A. I think so, yeah.

Q. Your brother had already stabbed your father?

A. Yeah.

Q. And he knew that?

A. Yeah. I don't know if he needed to fire the third shot. I thought he was immobilized by then, but he could have thrown the knife, I suppose.

Q. But you feel that the first shot was necessary?

A. Yeah.

Q. Okay. [REDACTED] can you think of anything else we haven't covered?

A. I don't know. Well, I can remember, the very first thing when I was still in bed, I heard them talking and my father was saying, "All I asked you to do is to wipe your boots off." And then there was a scuffle. I remember that, and they were, and when I came down, he was talking and said that to him. They just asked him to wash his boots off, that's all, 'cause he was tracking mud into the house, and I was going to say something, but I never did, and, you know, I don't know if anything happened or not before, but I got home so late and I've been away since 5:30 and I went to Crescent City.

Q. Okay, I think we'll terminate this interview at 1:03 p.m. If you have anything more, [REDACTED] you can always call me and we'll add it to this. Okay?

A. Okay.

# SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

ADDRESS ████████████████████ Railroad Ave., McKinleyville

## Details of Offense and Investigation Progress

Second statement of: ██████████, ██████████ ██████████

Taken by: Det. Lester

Date & time: 10-9-82, 1445 hours

- Q. This is Det. Lester, and the time is 1445 hours, and this is a re-interview with ██████████ ██████████. He contacted me and advised that he would like to clarify a couple of things, or add a couple of things to his statement. ██████████ what is it?
- A. Well, in 1970, this is after he had ██████████ himself, he was put in a hospital and I think it might have been a couple of months later I went down to visit him, and his psychiatrist wanted to talk to me. And I went in to speak to the psychiatrist, and while I was there, my brother came into the room. I don't think he was supposed to come in there, but he came in there I think to try to keep me from talking much more, because he came in and went into a long tirade about how his mother has mistreated him and everything, and so on, and so I wasn't able to say anything more to the psychiatrist there. And then, uh, okay, and then recently, when I first came home, the thing I noticed about him was that he would go up to his room and there'd never be a light off. He'd sit up there and smoke. This would be in the evening. Sometimes he'd watch television, but usually he'd go up to his room and sit there and smoke cigarettes. And late at night, it's between twelve midnight, sometimes three o'clock in the morning, he would always go down stairs, which he had to go through my room to go downstairs, and that would always wake me up, sometimes two or three times a night, and he would

go down stairs, go to the bathroom, wash up, and then he'd go outside and wander around for maybe five or ten minutes, and come back in and back upstairs, and it made me very nervous. I found that, you know, I couldn't go to sleep until I was sure he was asleep, you know. Sometimes I didn't get to sleep until three o'clock in the morning, three or four o'clock in the morning. Uh, recently, in the last week or so, he was only making one trip though and it was fairly earlish probably for him probably around one or twelve, and he seemed to be, oh, we had some company over from Montana, and he seemed to be in kind of, to me, kind of in a dark sort of mood, you know, he never would say anything, but we sort of got the impression that he wasn't very happy about something. And, I think that's about all I've got to tell you.

- Q. Didn't you tell me a little while ago that he was yelling something about how his father, how your father had tried to [REDACTED] or something?
- A. Yeah, that's what he yelled from upstairs about. Now, if you go back to when we first moved here in 1950, when I was four years old, he was two or something, and he and my father slept together in one bedroom and my mother and me in the other bedroom, and then when they added on to the house, that situation changed. I'm not sure exactly when that was. It couldn't have been too long, probably, maybe a couple of years.
- A. And then, let me ask you one thing. I, I remember you said something about the shooting itself. It's apparent to me that your brother had already stabbed your father?
- A. Yeah.
- Q. And he had thrown one of those Chinese stars at the Deputy. You didn't see that happen, but you said you saw it fly.

- A. I didn't see it actually. I heard something crash against the door, I think. I think he was throwing something.
- Q. Okay, and your brother had said something to the Deputy about, did you hear what he said to the Deputy?
- A. Not exactly. I'm not sure what was being said at that time.
- Q. But you don't recall kind of a threat that your brother made to the Deputy, other than saying that he knew Kung-Fu. I remember that you said that.
- A. I know that he said things about he knew Kung-Fu and probably not to mess with me. That was another of the things that he was saying. Uh, I don't know if he said anything to the Deputy, but you know, he came out of the house. When he came out, he looked like he was all right, but then he had, he pulled a knife out again, and brandished it, so it would have, and that's all I know. That's what I saw. And then there was the first shot.
- Q. You saw him brandish the knife and
- A. I mean, he was sort of, I think he had it, I can't remember if he had it in his hand the whole time when he came out of the door or if he put it back in a little plastic sheath. I don't know if he put it back in and he was reaching to pull it out again or not. You know, it was just, it just happened so fast.
- Q. Okay. But you indicated before you felt the Officer just about had to do that?
- A. I don't think he had any choice. I think if he hadn't done that, I think that he probably would have used the knife on the officer and on us, and I know he would have probably have gone for my mother, and she would have had a hard time moving out. She would have stayed and tried to talk to him, and it just wouldn't have done any good, I don't think. Not at that stage.
- Q. Excuse me. Yeah, it's Rod. Is Walton or VanVelkinburgh out

there? I'm going to ask one of them to bring your mother in, just to tie this thing up, and then we can go. Will you bring [REDACTED] [REDACTED] in here? For a minute for me please?

A. The longer, further away we get, it's harder to remember exactly how things happened.

Q. That's why we're, that's why I brought you back in. That's why I'll talk to your mother again, so we can get everything out while it's fresh in your mind. I'm sure you can understand that. We're going to ask you one more question, and then we'll go. I was just talking to [REDACTED] about this. From your angle, I know you were in a pretty awkward position during the time of this shooting, and your son was yelling at the officer and maybe threatening manner.

Mother: I don't remember what he was saying do you?

A. No, I don't.

Q. How do you feel about it, do you feel the Officer had any choice in the matter of what he did?

Mother: No.

Q. Do you think, what do you think would have happened if he had not done that? Your son has told me what he thought.

Mother: Well, I think he might have gone at him with the knife, don't you?

Q. I'm asking you. I, I just want to get your

A. I'm sure he would have. (mother)

Q. Okay, well, I just wanted to get your feeling on that.

Mother: I'm sure he would have.

Q. Okay.

Mother: Because he was, that's what he was doing.

Q. Okay, I just wanted to get your feeling before we finished up here today. The time is 2:53 p.m.

# SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 187 P. C. Date 10-9-82 CASE NO. 82-4872

[REDACTED] ADDRESS Railroad Ave, McKinleyville

## Details of Offense and Investigation Progress

### COMMUNICATIONS TELEPHONE LINE

This is Det. Lester, the date is 10-15-82, the time is 10:01 a.m. I'm with Lt. Doane, and we are duplicating the radio tape of 10-9-82. The starting time is 09:53 07 hours.

09:53 07 hours

Dispatcher [REDACTED]: Sheriff's Department, Dispatcher [REDACTED]

A. Hello, is this the Sheriff? [REDACTED]

[REDACTED]: Yes, sir.

[REDACTED]: Get out here to [REDACTED] Railroad Drive right now. A crazy man is trying to kill some people.

[REDACTED]: [REDACTED] Railroad?

[REDACTED]: [REDACTED] Railroad Drive, McKinleyville.

[REDACTED]: What's he doing, sir?

[REDACTED]: He just stabbed somebody.

[REDACTED]: What's he doing, sir?

[REDACTED]: He just stabbed somebody. For Christ's sake!

[REDACTED]: Okay, hold on just a minute. We'll get somebody on the way. Hold on for a second.

[REDACTED]: Get out here! Get your ambulance here.

[REDACTED]: On the way, sir. What's your name?

[REDACTED]: [REDACTED].

[REDACTED]: What's your first name?

[REDACTED]: [REDACTED] [REDACTED] is my name.

[REDACTED]: What's his name? Do you know him?

[REDACTED]: [REDACTED]. He's my brother.

[REDACTED]: Okay. Is there somebody hurt there?

[REDACTED]: He stabbed my father, [REDACTED].

[REDACTED]: Okay, where is [REDACTED] now.

[REDACTED]: Outside in the yard. He's bleeding very badly.

[REDACTED]: Okay, we'll get the ambulance out right away. What's your phone number there?

[REDACTED]: Just hang on. Get in the house, for Christ sakes!

Other: He's bleeding.

[REDACTED]: I don't care.

Other: Call the ambulance.

[REDACTED]: I did, but they're fucking around. Lock the door. Lock the back door. Hurry up, will you?

[REDACTED]: Are there other people outside in the yard that are in are in danger from the man?

[REDACTED]: Everybody is.

[REDACTED]: Give me your phone number, Mr. [REDACTED].

[REDACTED]: Okay, [REDACTED]

[REDACTED]: Thank you, sir. A man is injured. I'm sending an ambulance.

9:55 01 hours

[REDACTED]: Sheriff Department, Dispatcher [REDACTED].

[REDACTED]: We need some cop, sheriff out here and we need an ambulance at [REDACTED] Railroad Drive right now.

[REDACTED]: Yes, thank you. I just spoke to you, sir. Do you have something else that you need me to do for you, sir.

[REDACTED]: A man is hurt out here real bad, He's bleeding.

[REDACTED]: Is this Dwight [REDACTED] again.

[REDACTED]: [REDACTED] Savage, and we're being threatened with a pistol and a knife.

[REDACTED]: Right, I understand and we're sending an officer right away.

9:55 51 (Dispatcher [REDACTED] to Arcata Ambulance, call completed 9:56 14)

Other: Is there a man up there?

Other: Yeah, he's trying to break in the house.

Other: Arcata ambulance.

[REDACTED] Hi! Sheriff's Office, we need a code 3 ambulance at the  
number [REDACTED] Railroad Drive,

Other: Where's it at?

[REDACTED] McKinleyville.

Other: Okay.

[REDACTED] There's a man with a stab wound, there's a man with an  
axe at the scene. He's still at large. We have a  
Deputy enroute.

Other: (unintelligible) Okay?

[REDACTED] Thank you.

9:56 58 (Dispatcher [REDACTED] and C.H.P)

[REDACTED] Hello!

CHP: I've got a unit from Ocean Avenue and we're trying to roll.

[REDACTED] (unintelligible) The situation is there's a guy named  
[REDACTED] [REDACTED] has gone 5150. He's got an axe apparently  
and he's already stabbed someone, so I don't know if he's  
also got a knife or just the axe at this time.

CHP: Thank you.

[REDACTED] Thank you.

10:01 10 (Caller Deputy Walton, Dispatcher [REDACTED] Deputy Van  
Van Velkinburgh radio)

[REDACTED] Sheriff's Department, Dispatcher [REDACTED].

Walton: Yeah, [REDACTED], this is Rich. What's the status on  
Railroad.

[REDACTED] We've put out a code 20. He hasn't got a backup yet.

Walton: I'm enroute. Okay? Tell Schaffer if an officer can

help, he can come secondary.

█: Well, there's already CHP on the way, it's like a minute away and another, two other units on the way.

Walton: From where?

█: Sue is passing

Sue:.....Fourteenth Street.

█: She's at Fourteent St., Arcata.

Walton: Shit, I'm only a minute away. All right, well, Schaffer's the Sergeant. He gives the orders.

█ Yeah, well, CHP is real fast. They should be there now.

Walton: All right.

█: Okay, Thanks.

10:02 (Call to Arcata Ambulance

█: Hi, Sheriff's Office again. We just shot the suspect, so we'll probably have two bodies for you to transport.

Other: They just shot the suspect.

█ So we need to

Other: This is, uh, a 744?

█: No, he's going to need your services.

Other:

█ Okay.

10:02 29 (Dispatcher █

█: Sheriff's Department, Dispatcher,

█: Yeah, my name is █ and I live on Railroad Drive in McKinleyville. There's a Sheriff's a Sheriff's car next door, and the Sheriff is out of his car, and he's by himself, and there's already been several shots fired, and I think you might want to send somebody else out here to help him.

█: We have four people on the way there. I appreciate your

calling, so.

[REDACTED] Okay.

[REDACTED] Thank you.

[REDACTED] Bye.

10:02 56 (Call by [REDACTED] to CHP)

Other: Hello.

[REDACTED]: Where is your responding unit?

CHP: My unit is there.

[REDACTED] Oh, okay.

CHP: Thank you.

[REDACTED] Thank you.

10:03 07 (Firestation at McKinleyville to Dispatcher [REDACTED])

[REDACTED] Dispatch

Firestation: This is the Fire Station at McKinleyville.

[REDACTED] Hi!

Fire Station: We got a call from a neighbor on Railroad Avenue  
and said

[REDACTED]: Yes.

Fire Station: I understand you have an officer on the scene  
and an ambulance enroute?

[REDACTED]: We do.

Fire Station: Did one of your units request assistance?

[REDACTED] No, uh, uh.

Fire Station: Okay. This was a neighbor that didn't seem to  
know too much what's going on. I hesitated to roll over  
there.

[REDACTED] Right. Yeah, I think probably it would be best you didn't  
at this point. The ambulance is on the way (unintelligible)

Fire station: All right.

[REDACTED]: Thank you.

10:03 59 (Call by Dispatcher [REDACTED] to Captain Sintic)

Captain: Hello.

[REDACTED]: Hi, this [REDACTED] at the office. We just had a 5150 incident in which a [REDACTED] stabbed his father, and we had to, apparently the officer on the scene shot the suspect. So, we've got [REDACTED] going up there now and the ambulance is responding also.

Captain: Where's it at?

[REDACTED]: At Railroad Avenue, McKinleyville.

Captain: Okay. Who is the officer?

[REDACTED]: It's Paris.

Captain: See if you can get ahold of Dutton and the Detectives.

[REDACTED]: Okay. All right, I'll give them a call.

Captain: Okay.

[REDACTED]: All right, I'll give them a call.

Captain: Okay.

[REDACTED]: Thank you.

Captain: Thank you.

10:05 20 (Call by Dispatcher [REDACTED] to wrong number)

[REDACTED]: This is [REDACTED] at the office. Is Fred home?

Other: Sorry, you have the wrong number.

[REDACTED]: Oh! Excuse me.

10:05 58 (Call to Mrs. Fred Dutton by Dispatcher [REDACTED])

[REDACTED]: Hello.

[REDACTED]: Hi! [REDACTED]

[REDACTED]: Yes.

[REDACTED]: This is [REDACTED] at the office. Can I talk to Fred?

[REDACTED]: He's hunting. He's not at home.

[REDACTED]: Oh, well!

[REDACTED]: Is it an emergency?

█: Yes, we have somebody down here. Do you know who he

█: I guess it'll probably be Leo, because he's probably in charge.

█: I'll give Leo a call.

█ Do you need to get ahold of Fred, though? Where he'll have to call back?

█ No, it doesn't have to be Fred. The next in line is probably Leo, so I'll call him.

█.: Well, if you do have to get ahold of him, I know where he is.

█: Okay. Thank you. Bye, bye.

█.: Bye.

9:55 12

█: 1 Q12, Control 1 Detail

1 Q12: 12

█: 1 Q12, 1049 to █ Railroad, Man with an axe.

Stand by. A man with an axe outside █ Railroad trying to break in. One man is injured and an ambulance is enroute. L 21 is enroute from the office.

1 Q12: Is this on Railroad, McKinleyville?

█: Affirmative.

1 Q12: 10-4 from Central Ave., McKinleyville, the 76 Station Van Velkinburgh: 25 enroute: What's the code?

█ L-25, Code 3

9:56 38

1-L-23: Control 1, 1-L-23, 10-8 with rider.

█ L-23, 10-4.

1-L-23: L-23 back, do you want me to roll to McKinleyville

or stay at Central?

██████████: 1-23, also roll to McKinleyville.

1-L-23: 10-4, rolling.

9:57 04

██████████: CHP also enroute from Ocean Ave.

9:57 14

1-Q-12: Q-12 97.

██████████: 1-Q-12 97.

1-Q-18: Control 1-A, 1-Q-18, 10-8

██████████: Q-18, 10-8

9:57 39

1-Q-12: Control 1, 1-Q-12, roll an ambulance, code 3.

██████████: 10-4, ambulance enroute.

9:58 40

L-23: Control 1, L-23, response to code?

██████████: L-23, code 2

9:58 54

1-Q-12: Control 1, 1-Q-12, I have a guy here with Kung-Fu weapons. He's just thrown one at me.

██████████: 10-4 all units, code 20

9:59 08

1-L-25: Control 1, 1-L-25, what's his exacr 10-20?

██████████: L-25, ██████████ Railroad, McKinleyville.

1-L-25: 10-4, Northbound at ARCO.

9:59 20

██████████: 10-4, all units code 33, code 33.

1-Q-12: Control 1, 1-Q-12.

██████████: 1-Q-12.

1-Q-12: Ambulance code 3, I've been involved in a shooting.

I shot the ██████████.

██████████: 1-Q-12, 10-4.

10:01 14

L-25: L-25, copy, 14th St.

██████████: L-25, 10-4

10:05 14

██████████: 1-Q-12, status check?

1-Q-12: 1-Q-12, Code 4 at this time. ██████████ down, ambulance  
on the scene.

██████████: 1-Q-12, 10-4.



SHERIFF'S DEPARTMENT  
**COUNTY OF HUMBOLDT**

826 FOURTH STREET  
EUREKA, CALIFORNIA 95501      PHONE (707) 445-7505

February 11, 1983

Michael Morrison, Esq.  
Horgan and Morrison  
Attorneys at Law  
█ F Street, Suite █  
Eureka, Calif. 95501

Re: █ - Case 82-4872

Dear Mr. Morrison:

In response to your letter of February 10th regarding the evidence being held by this Department, unless some proceeding occurs indicating a definite need for us to retain the evidence for a longer period of time, it will be kept in storage for one year.

I would recommend therefore that you make a formal written request one year from the date of occurrence. At that time I will speak to the District Attorney's Office and if no problems exist will arrange for the release of the property.

Sincerely,

DAVID A. RENNER, SHERIFF  
County of Humboldt  
707-445-7211

DAR: █

PHYSICIAN AND HOSPITAL REPORT OF INJURIES BY  
DEADLY WEAPON OR CRIMINAL ACT

(THIS REPORT MUST BE FILED IMMEDIATELY)

This report by the undersigned physician and hospital is submitted as required by California Penal Code Sections 11160 and 11161.

[Redacted] \_\_\_\_\_ has been brought, came to  
(Injured person's name, if known)

Mad River Hosp suffering from (state character and extent of injuries):  
(Hospital)

stab wound to the back - fatal.  
on 10/9/82

His/Her whereabouts are: Remains released to coroner office.  
(morgue), Remains transferred remains.

[Redacted] \_\_\_\_\_ [Redacted] \_\_\_\_\_

R.N. Emergency Room \_\_\_\_\_ 10/11/82  
Title Date

M.R.C.H.  
Hospital  
Arcata, CA  
City

<b>0.5 CLASSIFICATION</b>  <b>FELONY</b>  CHANGED TO <input type="checkbox"/> MISDEMEANOR <input type="checkbox"/> NONCRIMINAL	<b>SHERIFF'S DEPARTMENT</b> <b>HUMBOLDT COUNTY</b> <b>- 1200 -</b>	<b>1. CASE NO.</b>  82-4872
--	--	-----------------------------------

<b>2. CODE SECTION</b> 187/245b P. C.	<b>3. CRIME</b> Deadly Weapon Homicide/Assault with	<b>4. CLASSIFICATION</b> Knife	<b>5. REPORT AREA</b> 12
<b>6. DATE AND TIME OCCURRED - DAY</b> 10-9-82 0950 Sat.	<b>7. DATE AND TIME REPORTED</b> 10-9-82 0950	<b>8. LOCATION OF OCCURRENCE</b> [REDACTED] Railroad Ave., McKinleyville, CA	
<b>9. NAME - LAST, FIRST, MIDDLE (FIRM IF BUSINESS)</b> [REDACTED]		<b>10. RESIDENCE ADDRESS</b> Same as #8	<b>11. RES. PHONE</b> [REDACTED]
<b>12. OCCUPATION</b> [REDACTED]	<b>13. RACE - SEX</b> W M A	<b>14. AGE</b> 68	<b>15. DOB</b> [REDACTED]
<b>16. BUSINESS ADDRESS (SCHOOL IF JUVENILE)</b> N/A		<b>17. BUS. PHONE</b> [REDACTED]	
<b>CODES FOR BOXES 20 AND 30</b> V - VICTIM W - WITNESS P - PARENT RP - REPORTING PARTY DC - DISCOVERED CRIME			<b>18. CHECK IF MORE NAMES IN CONTINUATION</b> <input type="checkbox"/>
<b>19. NAME - LAST, FIRST, MIDDLE</b> PARIS, Dan	<b>20. CODE</b> [REDACTED]	<b>21. RESIDENCE ADDRESS</b> [REDACTED]	
<b>23. OCCUPATION</b> Deputy II FTO	<b>24. RACE - SEX</b> W M A	<b>25. AGE</b> 27	<b>26. DOB</b> [REDACTED]
<b>27. BUSINESS ADDRESS (SCHOOL IF JUVENILE)</b> Humboldt County Sheriff		<b>28. BUSINESS PHONE</b> [REDACTED]	
<b>29. NAME - LAST, FIRST, MIDDLE</b> [REDACTED]		<b>30. CODE</b> [REDACTED]	<b>31. RESIDENCE ADDRESS</b> [REDACTED]
<b>33. OCCUPATION</b> [REDACTED]		<b>34. RACE - SEX</b> [REDACTED]	<b>35. AGE</b> [REDACTED]
<b>36. DOB</b> [REDACTED]		<b>37. BUSINESS ADDRESS (SCHOOL IF JUVENILE)</b> [REDACTED]	
<b>38. BUSINESS PHONE</b> [REDACTED]			

**MODUS OPERANDI (SEE INSTRUCTIONS)**

**39. DESCRIBE CHARACTERISTICS OF PREMISES AND AREA WHERE OFFENSE OCCURRED**  
 Inside garage attached to wood frame single family dwelling

**40. DESCRIBE BRIEFLY HOW OFFENSE WAS COMMITTED**  
 [REDACTED] stabbed his father with "martial arts" type throwing knife and he then attacked responding officer

**41. DESCRIBE WEAPON, INSTRUMENT, EQUIPMENT, TRICK, DEVICE OR FORCE USED**  
 Martial arts type throwing knife and Chinese throwing stars

**42. MOTIVE - TYPE OF PROPERTY TAKEN OR OTHER REASON FOR OFFENSE**  
 Homicide

**43. ESTIMATED LOSS VALUE AND/OR EXTENT OF INJURIES - MINOR, MAJOR**  
 [REDACTED] fatally injured and [REDACTED] escaped physical injury

**44. WHAT DID [REDACTED] SAY - NOTE PECULIARITIES**  
 "I am going to beat you up real good." "I know Kung-Fu."

**45. ACTIVITY JUST PRIOR TO AND/OR DURING OFFENSE**  
 [REDACTED] trying to get his son to wipe his feet off.

**46. TRADEMARK - OTHER DISTINCTIVE ACTION OF [REDACTED]**  
 [REDACTED] uses martial arts weapons to attack [REDACTED]

**47. VEHICLE USED - LICENSE NO. - ID NO. - YEAR - MAKE - MODEL - COLORS (OTHER IDENTIFYING CHARACTERISTICS)**  
 [REDACTED]

<b>48. [REDACTED] (LAST, FIRST, MIDDLE)</b> [REDACTED]	<b>49. RACE - SEX</b> W M A	<b>50. AGE</b> 34	<b>51. HT.</b> 6-3	<b>52. WT.</b> 180	<b>53. HAIR</b> blnd	<b>54. EYES</b> blue	<b>55. ID NO. OR DOB</b> [REDACTED]	<b>56. ARRESTED</b> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>
<b>57. ADDRESS, CLOTHING AND OTHER IDENTIFYING MARKS OR CHARACTERISTICS</b> [REDACTED] Railroad Ave., McKinleyville, Calif.								
<b>58. SUSPECT NO. 2 (LAST, FIRST, MIDDLE)</b> [REDACTED]	<b>59. RACE - SEX</b> [REDACTED]	<b>60. AGE</b> [REDACTED]	<b>61. HT.</b> [REDACTED]	<b>62. WT.</b> [REDACTED]	<b>63. HAIR</b> [REDACTED]	<b>64. EYES</b> [REDACTED]	<b>65. ID NO. OR DOB</b> [REDACTED]	<b>66. ARRESTED</b> YES <input type="checkbox"/> NO <input type="checkbox"/>
<b>67. ADDRESS, CLOTHING AND OTHER IDENTIFYING MARKS OR CHARACTERISTICS</b> [REDACTED]								<b>68. CHECK IF MORE NAMES IN CONTINUATION</b> <input type="checkbox"/>

<b>REPORTING OFFICERS 68.1</b> Det. Rod Lester 0083	<b>RECORDING OFFICER 68.2</b> Lester 0083	<b>TYPED BY 68.3</b> ar	<b>DATE AND TIME 68.4</b> 10-13-82 1100	<b>ROUTED BY 68.5</b> [REDACTED]
<b>68.6 FURTHER ACTION</b>				
<input checked="" type="checkbox"/> YES	<input checked="" type="checkbox"/> DETECTIVE	<input type="checkbox"/> CII	2-17-85	
<input type="checkbox"/> NO	<input type="checkbox"/> PROBATION	<input type="checkbox"/> PATROL	<input type="checkbox"/> OTHER	
<input type="checkbox"/> ON TAPE	<input type="checkbox"/> DIST. ATTY	<input type="checkbox"/> OTHER	<input type="checkbox"/> SO/PD	
<input type="checkbox"/> OTHER		<b>REVIEWED BY 68.7</b> [REDACTED]	<b>APPROVED</b> [REDACTED]	<b>DATE 68.8</b> [REDACTED]

(Form 0631.11 Rev. 1-76)

## DISPATCH CARD

(1) Reporting Party-Last Name		[REDACTED]	
(2) [REDACTED]	Railroad; mck		(4) Case No. 82-04872
(5) [REDACTED]	Complaint 5150 WFT, 245 PC		[REDACTED]
(6) [REDACTED]	ence Railroad	(7) Date & Time Occurred	(8) Date & Time Reported 10-9-82
(9) Assigned to Paris	Date & Time Assigned 0957 AM	Date & Time Arrived 0958 AM	Date & Time Cleared
(10) Add/Alter			
(11) Victim's Name-Last, First, Middle			(12) Phone No.
(13) Address			(14) Received By
(15) Suspect [REDACTED]	Armed or Dangerous <input type="checkbox"/>		(17) Dispatcher R. Brown
Sex	[REDACTED]		Other (Moustache, Beard, Glasses, etc)
(18) Contact Location - Directions			
(19) Additional Information			
		(20) Logged [Signature]	Indexed [Signature]
		Copies [Signature]	Statistics [Signature]

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT  
INCIDENT REPORT

1. Date	2. Item#	3. Time	4. Contact Location	5. Beat
6. Reporting Party (last, first, middle)			7. Address	8. Phone
9. Other Subjects (last, first, middle)			10. Residence Address	11. Phone
12. Vehicle Used-License No.-ID No.-Year-Make-Model-Colors (other identifying characteristics)				
13. Narrative (Disposition)				
14. Recording Officer		15. Date & Time		16. Approved By:
				17. Date

IDENTIFICATION OFFICER'S REPORT  
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT  
IDENTIFICATION SECTION

TOTAL HRS. 7 hrs. CASE NO. 82-4872  
TYPE OF CRIME 187 PC LOCATION ████████ Railroad Ave. McKin.  
████████████████████ ADDRESS ████████ Railroad Ave. McKin.  
TYPE OF STRUCTURE 2 story home in res. area  
TIME \_\_\_\_\_ DATE 10-9-82 ████████ ADDRESS \_\_\_\_\_  
REQUESTED BY D. Paris DIVISION patrol  
CAMERA USED Nikon F.STOP \_\_\_\_\_ SPEED \_\_\_\_\_ FILM TYPE color  
ASA 125 TYPE OF LIGHT: FLASH BULBS \_\_\_\_\_ ELECTRONIC FLASH XX DAYLIGHT XX OTHER \_\_\_\_\_

PHOTOGRAPHS

LATENT PRINTS

CRIME SCENE	B/W _____	COLOR _____	LIFTED	_____
VICTIMS	B/W _____	COLOR _____	COMPARISONS MADE	_____
COPY PHOTOS	B/W _____	COLOR _____		
MISC PHOTOS	B/W _____	COLOR _____		
MOVIE FILM	B/W _____	COLOR _____		
VIDEO TAPE	B/W _____			

INVESTIGATION CONDUCTED AND ACTION TAKEN:

I received a detail to go to ██████████ Railroad Ave in regards to a possible 187PC attempt. I arrived and contacted other S.O. deputies at the scene. I roped off the area and began photographing the scene. One body lay in the driveway, that of ██████████. The victim of the stabbing had been removed prior to my arrival.

I photographed the body which lay on it's back, head south. I photographed other items in the area, including a throwing knife which was next to the body on the east side, and a throwing star which was on the grass south of the body.

I moved inside and photographed the scene in the house. I concentrated on the kitchen area where a large amount of blood was on the floor. (The stabbing ██████████ was removed from the kitchen by the ambulance crew.) I also photographed other rooms in the house, including the east upstairs bedroom which the ██████████ had occupied. I observed a target on the east wall that had numerous small holes in it. There were no holes in the wall behind the target, indicating it had been used in another area. Sgt. Shafer later found a board in the back yard that appeared to be the backing for the target. I photographed the board and later collected it.

I then learned that a vidiotape set was being brought to the scene. When it arrived I vidiotaped the scene with Det. Ames.

I made a scetch of the scene outside, the area of the driveway, and took measurements with the help of Sgt. Schafer. I then went indoors and scetched the inside scene in the area of the kitchen and took measurements there.

*B. Porter* 0124  
B. Porter 0124

(CONTINUED)

IDENTIFICATION OFFICER'S REPORT  
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT  
IDENTIFICATION SECTION

TOTAL HRS. 7 hrs.

CASE NO. 82-4872

TYPE OF CRIME 187 PC LOCATION ████████ Railroad Ave. McKin.

Page 2 (Continued)

I then began collecting blood samples from various areas outside and inside the house. Blood samples were collected from the driveway, garage and from a ██████████ Ford Escort lic# ██████████ that was inside the garage. Samples were also taken of blood in the kitchen, laundry room, and bathroom sink. A total of 18 blood samples were taken from the scene.

I then collected items of evidence at the scene. (Refer to property storage sheets for a complete list) Items 1 to 3 were from the outside driveway area. Items 4 to 8 were from the ~~XXXX~~ <sup>945th</sup> downstairs bedroom. Items 9 & 10 were from the bathroom. Item 12 was from the ~~XXXX~~ north fence in the backyard. Items 15 to 18 were from the kitchen.

Coroner Glenn Sipma then removed the body from the driveway. Several items were left with the body such as throwing stars and steel studded wrist bands to be collected later.

When I returned to the office, I received from Sgt. Schafer, Dep. Paris' revolver. I marked the position of the cylinder in the revolver, then opened it. I removed 3 fired cartridges and three (3) unfired rounds. (See diagram for position)

I then finished processing the evidence I had collected.

*B. Porter 0124*

B. Porter 0124

IDENTIFICATION OFFICER'S REPORT  
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT  
IDENTIFICATION SECTION

TOTAL HRS. 4 hrs. CASE NO. 82-4872

TYPE OF CRIME 187 PC LOCATION Coroners Office

[REDACTED] ADDRESS [REDACTED] Railroad Ave. McKin.

TYPE OF STRUCTURE \_\_\_\_\_

TIME 1000 DATE 10-12-82 [REDACTED] ADDRESS \_\_\_\_\_

REQUESTED BY Ames/ Lester DIVISION detective

CAMERA USED Nikon F.STOP f11 SPEED 60 FILM TYPE color

ASA 125 TYPE OF LIGHT: FLASH BULBS \_\_\_\_\_ ELECTRONIC FLASH XX DAYLIGHT \_\_\_\_\_ OTHER \_\_\_\_\_

PHOTOGRAPHS

LATENT PRINTS

CRIME SCENE B/W \_\_\_\_\_ COLOR \_\_\_\_\_

LIFTED \_\_\_\_\_

VICTIMS B/W \_\_\_\_\_ COLOR \_\_\_\_\_

COMPARISONS MADE \_\_\_\_\_

COPY PHOTOS B/W \_\_\_\_\_ COLOR \_\_\_\_\_

MISC PHOTOS B/W \_\_\_\_\_ COLOR \_\_\_\_\_

MOVIE FILM B/W \_\_\_\_\_ COLOR \_\_\_\_\_

VIDEO TAPE B/W \_\_\_\_\_

INVESTIGATION CONDUCTED AND ACTION TAKEN:

I went to the coroners office to attend autopsy on the [REDACTED]

The autopsy was conducted first on the [REDACTED] The doctor was [REDACTED] I collected the [REDACTED] clothing and took photographs. I collected a black leather belt he had been [REDACTED] wearing which contained a knife sheath and two pouches used to store throwing stars. One pouch contained 5 stars, the other contained 1 smaller star. I also collected a 2" wrist band with steel studs from his right wrist and a 3/4" band from his left wrist.

Three bullets were removed from the body which I collected along with a blood sample. Also, 2 metal fragments were removed which I collected. These appeared to be bullet fragments.

At 1220 hrs. the autopsy was started on the [REDACTED] I collected his clothing and took photographs.

*B. Porter* 0124  
B. Porter 0124

IDENTIFICATION TECHNICIAN

CASE NO. 82-4872  
 DATE STORED 10-9-82  
 TIME STORED 1800

CRIME 187 PC 2456 PC  
 ADULT ARREST?  YES  NO  
 JUV. APREHENS'N?  YES  NO

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME ADDRESS CITY PHONE

ITEMS (BY NO.) NAME ADDRESS CITY PHONE

TYPE OF PROPERTY  
 EVIDENCE  FOUND  SAFEKEEPING

LAB WORK REQUIRED (DESCRIBE)  
 Hand

SIGNATURE OF DEPUTY STORING  
 Linton

P.I.N. NO. 0053

(HCSO 0410-1 Rev 10-75)

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	18 Chinese Throwing STARS (All 2 1/2" dia)		
2.	ONE Pouch containing 6 Chinese Throwing STARS		
3.	FOUR empty Pouches		
4.	ONE Chinese Throwing STAR approx 5" diameter		
5.	ONE SCARF and white TARGET FOR Kung Fu Throwing STARS (used)		
6.	ONE package of TANNED " " " " unused		
7.	THREE hand drawn TARGETS used		
8.	THREE WRIST STRAPS w/ steel studs #1 1" wide		
9.	#2 2" wide		
10.	#3 3" wide		
11.	TWO Throwing Knives		
12.	ONE " " w/ LEATHER CASE		
13.	THREE " " " " " "		
14.	ONE Gurkha Knife w 12" steel blade and 30 minations		
15.	Gurkhas all in a red canvas case		

FILE

Dust Proof Sealed

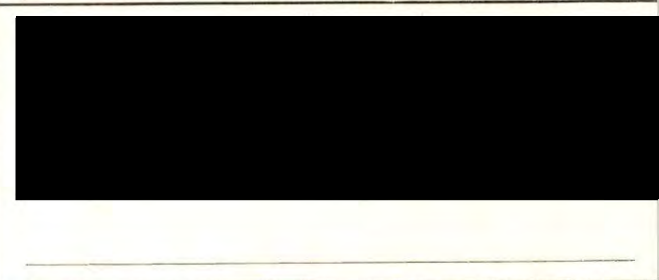
CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
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CASE NO. 4472	DATE STORED 11/17/87	TIME STORED 11:03
CRIME 295 LP	ADULT ARREST? <input type="checkbox"/> YES <input type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input type="checkbox"/> NO

TYPE OF PROPERTY  EVIDENCE  FOUND  SAFEKEEPING

OWNERS OF PROPERTY



ITEMS (BY NO.) NAME ADDRESS CITY PHONE

LAB WORK REQUIRED (DESCRIBE)  
Held

ITEMS (BY NO.) NAME ADDRESS CITY PHONE

SIGNATURE OF DEPUTY STORING  
Lester  
P.I.N. NO. 0023

(HCSD 0410-1 Rev 10-75)

Page II

**FILE**

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	Two Butterfly Knives 14 1/2" x 3" blades		
2.	one pair of Shikibos (wooden weapons)		
3.	one pair of steel ball bearings		
4.	one black plastic weapon		
5.	spring type exerciser		
6.	PR HAND GRIPS		
7.	card exerciser (rubber)		
8.	Tamp Rep		
9.	12 oz of "Lee's Liniment"		
10.	23 MAGAZINES and 18 Books		
11.	Large rubber exerciser		
12.	wooden box containing pellets from range		
13.	5 mailing packages, empty		
14.			
15.			

Destroyed  
10/1/87  
Jett

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
------	------	---	---	---	---	----------	------------



CASE NO. <i>8-102</i>	DATE STORED <i>11/1/75</i>	TIME STORED	TYPE OF PROPERTY <input type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING
CRIME <i>910 11/1/75</i>	ADULT ARREST? <input type="checkbox"/> YES <input type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input type="checkbox"/> NO	[REDACTED]
OWNERS OF PROPERTY			
ITEMS [BY NO.]	NAME <i>Amel Co. &amp; O.</i>		
	ADDRESS		
	CITY	PHONE	
ITEMS [BY NO.]	NAME		LAB WORK REQUIRED [DESCRIBE] <i>Hand</i>
	ADDRESS		
	CITY	PHONE	
ITEMS [BY NO.]	NAME		SIGNATURE OF DEPUTY STORING <i>[Signature]</i>
	ADDRESS		
	CITY	PHONE	P.I.N. NO. <i>10273</i>

(HCSD 0410-1 Rev 10-75)

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	<i>Six Cassettes</i>		
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

Recycled  
Scott

FILE

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH. <input checked="" type="checkbox"/>
------	------	---	---	---	---	----------	---

Identification Section

*J-5-4 A&B*



CASE NO. 82-4872	DATE STORED 10-9-82	TIME STORED 1800	TYPE OF PROPERTY <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING
CRIME 187 Pc	ADULT ARREST? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	[REDACTED]
OWNERS OF PROPERTY			
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			LAB WORK REQUIRED (DESCRIBE) hold evidence
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			SIGNATURE OF DEPUTY STORING Oldy B Porter
			P.I.N. NO.

(HCSD 0410-1 Rev 10-75)

Page # 1

*Biological matter  
disposed of 9/26/84  
Balance destroyed  
10/1/87 Gant*

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	throwing knife		
2.	3 3/4" throwing star		
3.	gray button		
4.	blue pants	Freezer	
5.	blue printed blouse	Freezer	
6.	blue checked shirt	Freezer	
7.	pair white socks	Freezer	
8.	white slipper	Freezer	
9.	light blue towel	Freezer	
10.	white floral towel	Freezer	
11.	videotape of scene		
12.	8" x 19" x 2" wood board		
13.	<del>Mirror from kitchen floor</del>		
14.	3 fired cartridges and 3 unfired rounds		
15.	glass from kitchen floor		



CASE NO. 82-4872      DATE STORED 10-9-82      TIME STORED 1800

TYPE OF PROPERTY  
 EVIDENCE     FOUND     SAFEKEEPING

CRIME 187 Pc      ADULT ARREST?  YES  NO      JUV. APREHENS'N?  YES  NO



OWNERS OF PROPERTY

ITEMS NAME  
 (BY NO.)

ADDRESS

CITY PHONE

ITEMS NAME  
 (BY NO.)

ADDRESS

CITY PHONE

ITEMS NAME  
 (BY NO.)

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)  
hold evidence

SIGNATURE OF DEPUTY STORING  
0124 B. Porter

P.I.N. NO.

(HCSO 0410-1 Rev 10-75)

Page # 2

ITEM	DESCRIPTION	WEIGHT	RELEASE
16	blue door from kitchen		
17	45" wood stick - broom handle w/ blood		
18	26" pipe with blood		
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

*Dest. Boxes  
 10/11/87  
 [Signature]*

**FILE**

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.



CASE NO. 82-4872	DATE STORED 10/9/82	TIME STORED 1744
CRIME 187 PC	ADULT ARREST? <input type="checkbox"/> YES <input type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input type="checkbox"/> NO
OWNERS OF PROPERTY		
ITEMS (BY NO.) 4	NAME DAN PARIS, HCSD ADDRESS CITY PHONE	
ITEMS (BY NO.) 4/2/3	NAME County of Humboldt ADDRESS ASSIGNED to DAN PARIS CITY PHONE	
ITEMS (BY NO.)	NAME ADDRESS CITY PHONE	

TYPE OF PROPERTY  
 EVIDENCE     FOUND     SAFEKEEPING

LAB WORK REQUIRED (DESCRIBE)  
 Dev. Film  
**WEAPON LOADPO -**  
**RECORD SEQUENCE**

SIGNATURE OF DEPUTY STORING  
 James A Schaefer  
 P.I.N. NO. 0043

**FILE**

(HCSD 0410-1 Rev 10-75)

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	57W, 1110066, 4# SERIAL [REDACTED] (LOADPO)		
2.	LEATHER GEAR, COMPLETE SET, BLACK S/M BROWN		
3.	PORTABLE RADIO, "GE" HQSD #20, SERIAL [REDACTED]		
4.	BATON, PR 24, BLACK COLOR.		
5.	FILM, ZHIDAVIOPPO, KODAKORON II 126-12		
6.	Filmout for processing BP 10-9-82		
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

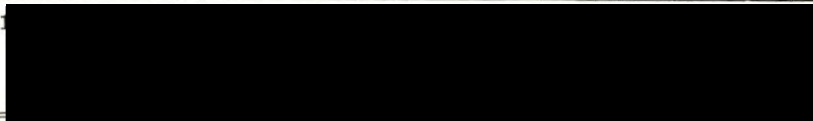
**FILE**

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
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CASE NO. 82-4872	DATE STORED 10-12-82	TIME STORED 1400	TYPE OF PROPERTY <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING
CRIME 187 PC	ADULT ARREST? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	[REDACTED]
OWNERS OF PROPERTY			
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			LAB WORK REQUIRED (DESCRIBE) hold evidence
ITEMS NAME (BY NO.)  ADDRESS  CITY PHONE			SIGNATURE OF DEPUTY STORING 0124 B Porter
			P.I.N. NO.

(HCSO 0410-1 Rev 1)



Autopsy

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	brown pants		
2.	white tee shirt		
3.	brown slippers		
4.	2 pr. socks		
5.	white jockey shorts		
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

FILE

Destroyed  
10/18/87  
Scott

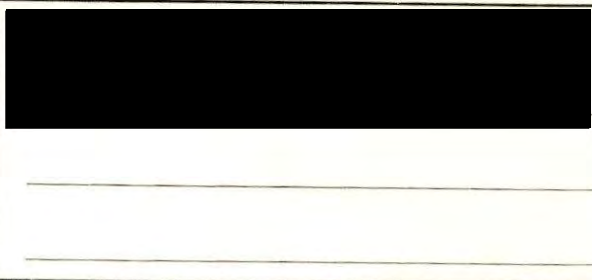
CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
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CASE NO. 82-4872      DATE STORED 10-12-92      TIME STORED 1400

TYPE OF PROPERTY  EVIDENCE     FOUND     SAFEKEEPING

CRIME 147 PC      ADULT ARREST?  YES  NO      JUV. APREHENS'N?  YES  NO



OWNERS OF PROPERTY

ITEMS NAME  
[BY NO.]

ADDRESS

CITY PHONE

ITEMS NAME  
[BY NO.]

ADDRESS

CITY PHONE

ITEMS NAME  
[BY NO.]

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)  
hold evidence

SIGNATURE OF DEPUTY STORING  
0124 B. Porter

P.I.N. NO.

(HCSD 0410-1 Rev 10-75)



Autopsy

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	3 bullets and 2 bullet fragments		
2.	1 blood sample		
3.	pr. brown boots		
4.	pr. socks		
5.	blue pants		
6.	white tee shirt		
7.	red plaid shirt		
8.	2 leather wrist bands		
9.	black belt with knife sheath, pouch with		
10.	5 throwing stars, pouch with 1 star		
11.			
12.			
13.			
14.			
15.			

FILE

Destroyed  
10/15/92

CASE      DATE      1      2      3      4      LOCATION      I.D. TECH.



CASE NO. <b>82-4872</b>	DATE STORED <b>10-9-82</b>	TIME STORED <b>1800</b>	TYPE OF PROPERTY <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING
CRIME <b>187 PC</b>	ADULT ARREST? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	[REDACTED]
OWNERS OF PROPERTY			
ITEMS NAME (BY NO.)			LAB WORK REQUIRED (DESCRIBE) <b>hold evidence</b>
ADDRESS			
CITY		PHONE	
ITEMS NAME (BY NO.)			SIGNATURE OF DEPUTY STORING <b>0124 B Porter</b>
ADDRESS			
CITY		PHONE	
ITEMS NAME (BY NO.)			P.I.N. NO.
ADDRESS			
CITY		PHONE	

(HCSO 0410-1 Rev 10-75)

Freezer Blood Samples page #2

ITEM	DESCRIPTION	WEIGHT	RELEASE
16	blood sample bathroom sink - front		
17	" " bathroom sink left side		
18	" " bathroom sink left rear		
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

FILE

Destroyed  
 10/18/87  
 Scott

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
------	------	---	---	---	---	----------	------------



CASE NO. 82-4872	DATE STORED 10-9-82	TIME STORED 1800	TYPE OF PROPERTY <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING
CRIME 187 R	ADULT ARREST? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	JUV. APREHENS'N? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	[REDACTED]
OWNERS OF PROPERTY			
ITEMS (BY NO.)	NAME		
	ADDRESS		
	CITY	PHONE	
ITEMS (BY NO.)	NAME		LAB WORK REQUIRED [DESCRIBE]
	ADDRESS		hold evidence
	CITY	PHONE	
ITEMS (BY NO.)	NAME		SIGNATURE OF DEPUTY STORING
	FILE		0124 B Porter
	ADDRESS		
	CITY	PHONE	P.I.N. NO.

(HCSD 0410-1 Rev 10-75)

Freezer Blood Samples page # 1

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	blood sample left rear of bin Escort		
2.	blood sample left rear door window - Escort		
3.	" " left side garage <sup>floor</sup> from next to Escort		
4.	" " driveway A 13' 7" B 30' 5"		
5.	" " driveway A 8' 10" B 27' 10"		
6.	" " driveway A 10' 11" B 23' 1"		
7.	" " step into kitchen		
8.	" " kitchen floor near stove		
9.	" " " between stove & wall		
10.	" " seat of chair in kitchen		
11.	" " kitchen floor at laundry rm entrance		
12.	" " laundry rm floor just inside from kitchen		
13.	" " inside kitchen door		
14.	" " east wall kitchen south of door		
15.	" " top drawer east wall of kitchen		

Don Porter  
 10/18/82  
 [Signature]

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.
------	------	---	---	---	---	----------	------------

