



CASE NUMBER 3C15-6800		Page 1 of
PRIMARY OFFENSE AGENCY ASSIST		1. FELONY 2. MISDEMEANOR 3. INFRACTION 4. INCIDENT
OTHER OFFENSES		

- DOMESTIC VIOLENCE HATE CRIME
 CHILDREN: INVOLVED PRESENT N/A
 GANG RELATED

INCIDENT INFORMATION

DATE OCCURRED 9-4-2015		TIME OCCURRED 2100 HOURS
REPORT DATE 9-4-2015	REPORT TIME 2205 HOURS	DAY OF WEEK Friday
COMMON NAME/BUSINESS NAME		
INCIDENT LOCATION (ADDRESS OR BLOCK RANGE) Hoopa reservation		
LOCATION TYPE *3 001		BEAT N/A

UNIFORM CRIME REPORT

UCR WEAPON TYPE *5

1. Revolver	4. Shotgun	7. Other Weapon	10. Machine Gun
2. Semi-Auto Pistol	5. Knife-Cut Inst.	8. Simulated Weapon	88. Unknown
3. Rifle	6. Hands/Feet/Fist	9. Assault Rifle	

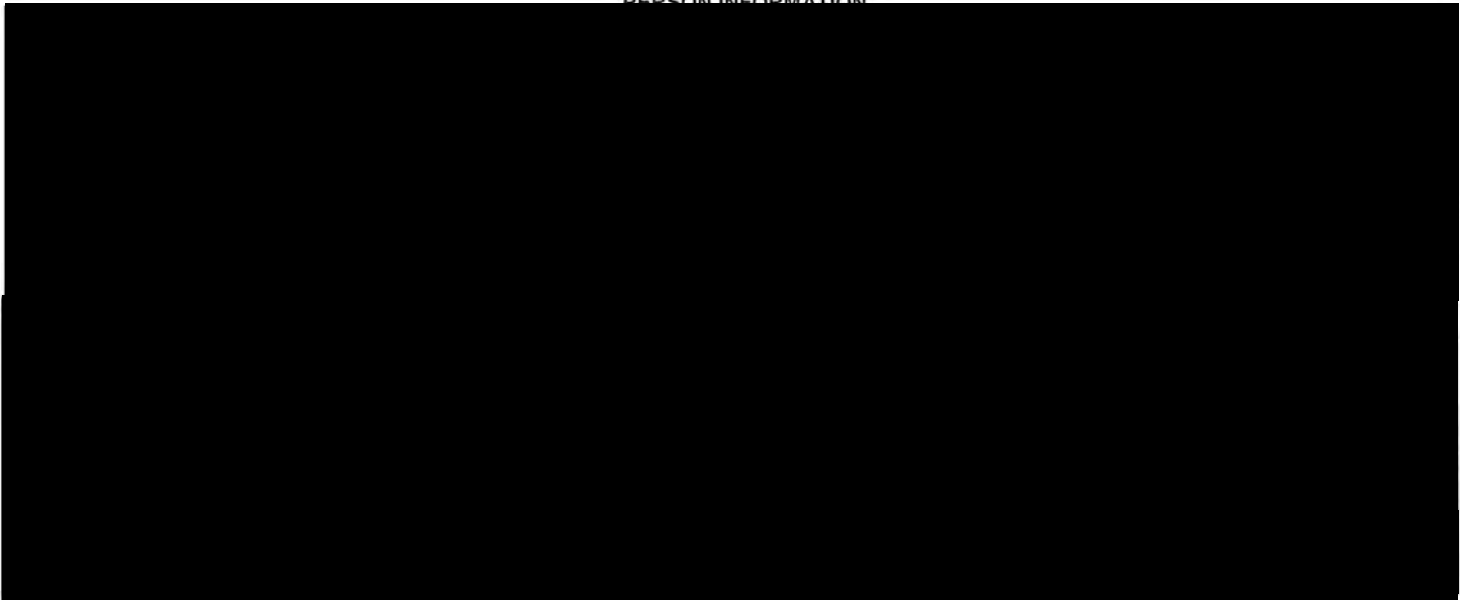
FORCED ENTRY

1. YES	2. NO	3. UNKNOWN
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ENTRY LOCATION *6

1. Window - Front	5. Window - Upper Level	9. Door Side	13. Roof
2. Window - Rear	6. Window - Basement	10. Door - Upper Level	14. Wall
3. Window - Side	7. Door - Front	11. Door - Garage	15. Adjoin Area
4. Window - Wing	8. Door - Rear	12. Door - Basement	16. Other

PERSON INFORMATION



CHECK FOR ADDITIONAL PERSONS PAGE

VEHICLE INFORMATION

- VICTIM (12) INVESTIGATIVE LEAD (13) INVOLVED (14)

VEHICLE TYPE	5. Bus	TOP COLOR	YEAR	MAKE	MODEL
1. Auto	6. Trailer	BOTTOM COLOR	LICENSE NO.	STATE	TABLE 177 1. Arson AMT. \$
2. Truck/Van	7. Boat				
3. Motorcycle	8. Aircraft				
4. Camper	9. Other				

CHECK FOR ADDITIONAL VEHICLES PAGE

STOLEN PROPERTY LIST

CODE	ITEM #	ARTICLE	BRAND / MODEL	QTY	DESCRIPTION	SERIAL No.	VALUE	NCIC
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>
								<input type="checkbox"/>

CONTROLLED DOCUMENT
 DUPLICATION OR REISSUANCE
 CONTROLLED BY LAW

Released to: HC50
 By: [Signature] Date: 9/18/15
 Eureka Police Department

OFFICER Ron Harpham	IBM NO. 447	REPORT DATE 9-9-2015	SUPERVISOR REVIEW [Signature]	IBM NO. 444	REVIEW DATE 9/18/15
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[REDACTED]

CITY STATE ZIP [REDACTED] HOME PHONE MSG NO.

DL/ID NUMBER STATE OCCUPATION

EMPLOYER NAME ADDRESS WORK PHONE

[REDACTED]

HAIR COLOR EYE COLOR BODY MARKS

CLOTHING/PHYSICAL DESCRIPTION

CHECK FOR ADDITIONAL SUSPECTS

RELATIONSHIP OF PERSON(S)

VICTIM TO [REDACTED] TABLE 106

Undetermined	Spouse	Same Sex Relationship	Step-Child	Boyfriend /Girlfriend	Teacher	Co-Worker
Stranger	Former Spouse	Parent	Brother/Sister	Child Of Boyfriend/Girlfriend	Neighbor	Landlord/Tenant
Friend	Co-Habitant	Step-Parent	In-Law	Sitter/Day Care	Employee	Police Officer
Acquaintance	Roommate	Child	Other Family	Student	Employer	

VICTIM ONE [REDACTED] ONE RELATIONSHIP

CHECK FOR ADDITIONAL PERSON RELATIONSHIP(S)

RELATIONSHIP OF OFFENSE (ASSAULTS/VIOLENCE)

CRIME OFFENSES TABLE 2

HOMICIDES	SEXUAL ASSAULTS	ROBBERIES	OTHER ASSAULTS			
Murder	Rape	Robbery	Assault Firearm	Assault on Police Officer	Annoying Phone Calls	Arson: Bodily Injury
Murder Attempt	Sex Assault (Not Rape)		Assault Other Deadly Weapon	Resist Arrest	Child Abuse	Arson: Inhabited Dwelling
Manslaughter	Sex Assault Child		Assault Domestic Violence	Interfere With Police	Child Neglect	Brandishing: Firearm
Manslaughter Involuntary	Indecent Exposure		Assault Simple	Threats: General	Child Stealing/Custody	Brandishing: Other
			Assault and Battery	Threats: Bomb Threat	Elder Abuse	
			Assault Hate Crime		Elder Neglect	

VICTIM ONE [REDACTED] ONE OFFENSE

CHECK FOR ADDITIONAL OFFENSE RELATIONSHIP(S)

NARRATIVE:

TRIAL

1. Cleared by Arrest	6. Documentation Only	11. Cleared: Recovery	16. To: Property Clerk	21. Cleared: Court Booking	26. Cleared Other Charge(s)
2. Cited and Released	7. Cleared: Admin	12. Cleared: Partial Recovery	17. To: D.A.	22. Cleared: Extradition	
3. Book Cite Released	8. Open	13. Cleared: Other Agency	18. To: Other Agency	23. To: CID	
4. PC 849B	9. Closed	14. Cleared: Restitution	19. Owner Notified	24. To: NOP	
5. Unfounded	10. Suspended	15. Warrant Requested	20. Released: Medical	25. To: POP	

DISTRIBUTION

1. Briefing	3. D.A.	5. Probation	7. Coroner	9. Other
2. CID	4. Parole	6. CPS	8. ABC	10. Gang Unit

COPIES BY: [REDACTED]

1 CLASSIFICATION: Agency Assist HCSO (CIRT)



7 SUPPLEMENTAL REPORT

9 SUMMARY:

10 A Hoopa Tribal Police Officer was in pursuit of a stolen motorcycle north from Hoopa
11 on Highway 96. The [REDACTED] [REDACTED] [REDACTED] was also the [REDACTED] in a shooting earlier
12 in the day. The pursuit ended just past the Weitchpec Bridge. [REDACTED] shot at the
13 pursuing Tribal Police Officer striking the passenger cab many time. The Hoopa Police
14 Officer returned fire and killed [REDACTED] The Humboldt County Sheriff's Department has
15 jurisdiction over the tribe. The Humboldt County Sheriff's Office, (HCSO), enacted the
16 county's collaborative Critical Incident Response Team, (CIRT).

17
18 NARRATIVE:

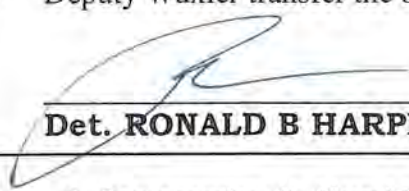

19 Notification;

20 On 9-4-2015 at about 2230 hours, I received a phone call from Sgt. O'Neill advising me
21 the Humboldt County Sheriff's Office had an Officer Involved shooting in Hoopa. They
22 enacted the Critical Incident Response Team, (CIRT). I responded to the HCSO's
23 Detective Bureau for a team meeting. Detective Todd Fulton was the lead investigator
24 and District Attorney Investigator Marvin Kirkpatrick was the co-lead. Detective
25 Jennifer Turner was the assistant detective to Todd Fulton.

26
27 Receipt of [REDACTED]'s clothes;

28 I was assigned to assist Detective Turner interview and process [REDACTED] who
29 was at the emergency room of the Redwood Memorial Hospital. Eureka Police
30 Department Evidence Technician Robert Patton was also assigned to assist. Prior to our
31 departure, Deputy Brian Waxler arrived to the HCSO Detective Bureau. Deputy Waxler
32 was at the hospital with [REDACTED] Waxler reported that [REDACTED] femur was broken
33 from a bullet and [REDACTED] would go into surgery. Deputy Waxler said that [REDACTED] was
34 in a drug induced comma at this time and was not able to give a statement.

35
36 Deputy Waxler possessed several plastic bags of clothing. Deputy Waxler said that [REDACTED]
37 [REDACTED] gave him clothes that were removed from [REDACTED] I had
38 Deputy Waxler transfer the bags of clothes at 2350 hours to Evidence Technician


Det. RONALD B HARPHAM 447 09/17/2015  Supervisor

CONFIDENTIAL

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

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2. CID 4. Parole 6. CPS 8. ABC

39 Patton. Evidence Technician Patton took the clothes to EPD and secured them in a
40 drying cabinet in our secure evidence lab on 9-5-2015.

41

42 **Scene;**

43 In lieu of interviewing and processing [REDACTED] Detective Sgt. Howden and I went to the
44 scene, just north of the Weitchepec Bridge on Highway 96. We arrived at about 0200
45 hours. There was a crime scene established and Deputy Lamb was maintaining a crime
46 scene log. HCSO Detective Turner gave Detective Sgt. Howden and I a walkthrough of
47 the scene. Evidence technicians were working the scene so after a brief tour we exited
48 the crime scene. Detective Sgt. Howden and I left the scene at about 0300 hours.

49

50 **Interview with [REDACTED]**

51 On 9-6-2015, at about 1050 hours, Detective Turner interviewed [REDACTED] I was
52 present and assisted with the interview at times. Detective Turner audio recorded the
53 conversation. (See Detective Turner's summary of the interview).

54

55 **Booking [REDACTED]'s clothes;**

56 On 9-10-2015, at about 0800 hours, I removed [REDACTED] clothing from the drying
57 cabinet. I noted that the cabinet remained secure with my seal. I photographed the
58 cabinet with the seal in place. I examined and photographed each piece of clothing
59 before packaging and booking them. The following is a description of [REDACTED]
60 clothing and possible probative evidence:

61

- 62 1) Evidence item RH1 was a green "Everlast" sweatshirt. I did not see any blood
63 or holes in the sweatshirt. There was some dry vegetation clinging to the
64 material.
- 65 2) Evidence item RH2 is the left half of [REDACTED] "MEKDNM" designer jeans.
66 The jeans were cut in half at the crotch by medical staff. Next to the left rear
67 pants pocket was a small blood stain. Below the stain was a small hole that could
68 have been an exit point for the bullet. It was a jagged hole torn through the cloth.
69 Close examination of the fibers revealed that this tear through the pants had not
70 been through a wash cycle. This damage to the fabric of the pants occurred
71 sometime after these pants had been washed.
- 72 3) Evidence item RH3 is the right half of [REDACTED] jeans. High on the front of the
73 pants, in front of the front pocket, in the "appendix" area, was a hole torn
74 through the cloth. The hole was circular and the fabric fibers had not been
75 through a wash cycle. It was more circular than the hole in RH2. It appeared that
76 this is an entry hole for the gunshot and the hole in the buttocks area in RH2 is
77 the exit point. Based on [REDACTED] statement, the [REDACTED] [REDACTED] [REDACTED] was

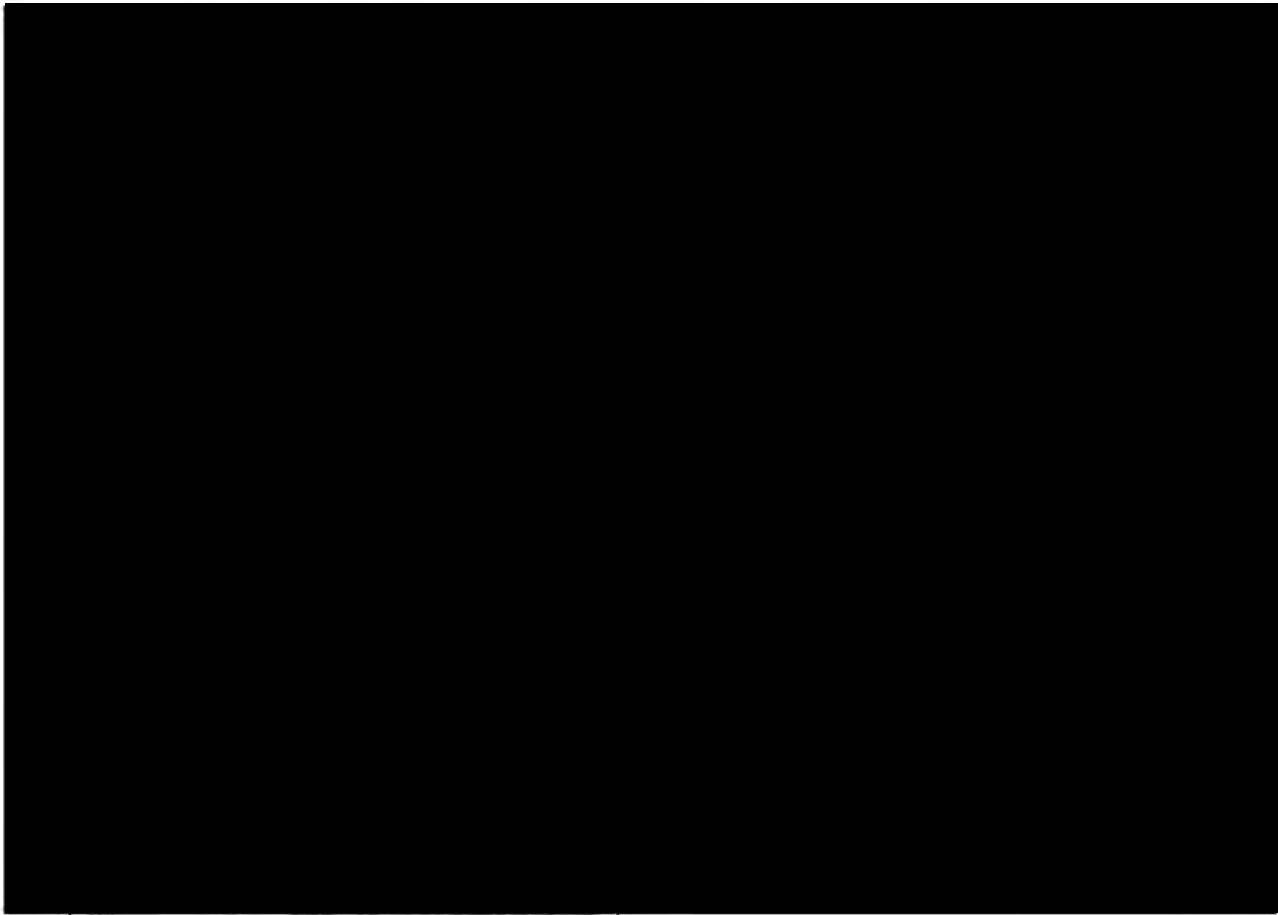
Det. RONALD B HARPHAM 447 09/17/2015 Supervisor

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KA

- 1. Cleared by Arrest
- 2. Cleared and Released
- 3. Cleared Cited Released
- 4. PC849b
- 5. Unfounded
- 6. Documentation
- 7. Cleared: Admin
- 8. Open
- 9. Closed
- 10. Suspended
- 11. Cleared Recovery
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2. CID 4. Parole 6. CPS 8. ABC

78 shooting downward. The hole in item RH2 is lower than the hole in RH3. (See
 79 below photographs).
 80 4) Evidence item RH4 is a blue A-shirt. I inspected the shirt and did not find any
 81 blood or evidence of puncture through the shirt. There were foreign fibers and
 82 dry vegetation on the shirt. I did not see anything of probative value with RH4.
 83 5) Evidence item RH5 is [REDACTED] belt and a pair of black Air Jordons. The belt
 84 was a tattered weave style belt. I saw no probative value to the belt. I saw what
 85 appeared to be small blood spots on the shoes.
 86 6) Evidence item RH6 is 17 photographs that I took with my Olympus Stylus 7710
 87 12 megapixel digital point and shoot camera. The images were downloaded onto
 88 [REDACTED]



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DISPOSITION: To HCSO CIRT Lead Investigator Todd Fulton

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Det. RONALD B HARPHAM 447 09/17/2015 ^{WT} **Supervisor**

- 1. Cleared by Arrest 6. Documentation 11. Cleared Recovery 16. To Property Clerk 21. Cleared Crim. Bk
- 2. Cleared and Released 7. Cleared: Admin 12. Cleared Partial Recovery 17. To D.A. 22. Cleared Extradition
- 3. Cleared Cited Released 8. Open 13. Cleared: Other Agency 18. To Other Agency 23. CID
- 4. PC849b 9. Closed 14. Cleared Restitution 19. Owner Notified 24. NOP
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DISTRIBUTION 1. Briefing 3. D.A. 5. Probation 7. Coroner 9. Other **COPIED BY**
 2. CID 4. Parole 6. CPS 8. ABC

CASE NUMBER: 3C15-6800
 ASSOCIATED CASE: HCSO 2015 04289

EUREKA POLICE DEPARTMENT
 PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT

PAG 6
 OF _____

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

DATE STORED <u>9-10-15</u>	TIME STORED <u>0800^h</u>	DATE OF INCIDENT <u>9-4-15</u>	CRIME <u>AGENCY ASSIST OIS</u>
(VICTIM) LAST NAME <u>HOOPA TRIBAL OFFICER</u>	FIRST <u></u>	MIDDLE <u></u>	ADDRESS <u></u>
(FINDER) LAST NAME <u>WEITCHPEC</u>	FIRST <u>BRIDGE</u>	MIDDLE <u></u>	ADDRESS <u>HWY 96</u>
LOCATION PROPERTY WAS FOUND / INCIDENT OCCURED (LOCATION TYPE 3*) <u>WEITCHPEC BRIDGE HWY 96</u>			

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

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PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT

CODE	ITEM NO.	ARTICLE	BRAND/MODEL	QTY.	DESCRIPTION	SERIAL NO.	VALUE	ENTERED NCIC	LAB WORK	STORAGE LOCATION	DISPOSITION
E	RH1	SWATCHES	EVOLAST	1	GRN						
E	RH2	PAINTS	MEKDNM	1	LEFT HALF of PAINTS						
E	RH3	PAINTS	MEKDNM	1	RT HALF of PAINTS						
E	RH4	SHIRT	FRONT OF LOOM	1	BLUE						
E	RH5	SHOES	NIKE	2	1 PR BLK AIR JORDONS						
E	RH6	DIGITAL IMAGED		17	Pics of [REDACTED] CLOTHES						

PROPERTY / EVIDENCE ASSOCIATED TO

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

REQUEST FOR LAB EXAMINATION

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

(SUSPECT) LAST <u>Ron HAR</u>	FIRST <u>4AM</u>	MIDDLE <u></u>	DOB <u></u>	LAST <u></u>	FIRST <u></u>	MIDDLE <u></u>	DOB <u></u>	LAST <u></u>	FIRST <u></u>	MIDDLE <u></u>	DOB <u></u>
BOOKING OFFICER <u>Ron HAR</u>	IBM NO. <u>447</u>	REPORT DATE <u>9-10-15</u>	SUPERVISOR REVIEW <u>KA</u>	IBM NO. <u>444</u>	REPORT DATE <u>9/18/15</u>						

Please complete this information when placing items in cabinet for drying

Case # 3015-6800

Victim: [REDACTED]

Date Placed in Cabinet: 9/5/15

Date Removed: 9-10-15

Notes: SEAL WAS PHOTOGRAPHED INTACT.

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Investigating Officer: R. HARRHAM



County of Humboldt
Office of the District Attorney
INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV	09-05-2015		DA15-0280
TYPE OF REPORT SUPP.		CROSS REFERENCE AGENCY		CROSS REFERENCE CASE NUMBER
SUPPLEMENTAL		HCSO		201504289

CHARGES		
TYPE	CODE SECTION	DESCRIPTION

1. Ruiz, Seth - Hoopa Valley Tribal Police Sergeant

WITNESSES
[REDACTED]

SUMMARY
Called out to assist with Critical Incident Response Team (CIRT) Investigation involving a Hoopa Valley Tribal Police Officer Involved Shooting.

NARRATIVE
On 09-04-2015 around 2045 hours, I received a telephone call from Humboldt County District Attorney Chief Investigator Wayne Cox. Chief Cox told me there has been an Officer Involved Shooting (OIS) involving a Hoopa Valley Tribal Police Officer and the Humboldt County Sheriff's Office is asking for a Critical Incident Response Team (CIRT) investigation. Chief Cox asked me if I could respond to assist with the CIRT investigation. I told Chief Cox I would be able to respond to assist and he told me to contact Humboldt County Sheriff's Office (HCSO) Officer In Charge (OIC) Investigator Gregory Musson for further details.

COPIES TO:	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick <i>ML</i>	7K7	9/28/2015	<i>[Signature]</i>	9/28/15	

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

After talking with Chief Cox, I telephoned and talked with Investigator Musson. Investigator Musson told me to meet at the HCSO Criminal Investigation Division (CID) for a briefing and HCSO Investigator Todd Fulton was going to be the lead investigator for this CIRT investigation. HCSO case number assigned is 201504289.

While responding to HCSO CID, I telephoned Humboldt County District Attorney Investigator Martin Morris to see if he was able to assist in the CIRT investigation. I talked with Investigator Morris and he told me he would be able to assist and would respond to HCSO CID.

Around 2120 hours, I arrived at HCSO CID and met with Investigator Fulton. Investigator Fulton told me he was waiting to hear back from others to assist with the CIRT Investigation.

While at HCSO, I was advised I would be the Co-Lead Investigator and work with Investigator Fulton. Investigator Morris was assigned to assist with evidence collection at the officer involved shooting scene in Weitchpec along with Humboldt State University Evidence Technician Zan Mendonca and HCSO Evidence Technician Jennifer Braud.

Briefing was conducted at HCSO CID and assignments were given by Investigator Fulton.

After assignments were given out Investigator Fulton and I responded to Hoopa Valley Police Tribal Office Hoopa (HVTPD).

On 09-05-2015 around 0120 hours, Investigator Fulton and I arrived at HVTPD. While at HVTPD we briefly met with HVTPD Sergeant Seth Ruiz. Sergeant Ruiz was told we were not going to be talking with him until his Legal Defense Attorney has been notified. Sergeant Ruiz was the one who was involved in the officer involved shooting.

Around 0145 hours, Investigator Fulton and I met with HVTPD Chief Ed Guyer. Investigator Fulton and I interviewed Chief Guyer regarding the officer involved shooting. Chief Guyer arrived on scene after the officer involved shooting occurred. Investigator Fulton and I digitally recorded our interview with Chief Guyer. I placed Chief Guyer's interview onto CD-R disc under the file name of GUYER. See Investigator Fulton's report for Chief Guyer's statement.

COPIES TO:	<input checked="" type="checkbox"/>	DA	<input type="checkbox"/>	HCSO	<input type="checkbox"/>	FPD	<input type="checkbox"/>	EPD	<input type="checkbox"/>	CHP	<input type="checkbox"/>
	<input type="checkbox"/>	Probation		<input type="checkbox"/>		Parole		<input type="checkbox"/>		Other:	
INVESTIGATOR	ID	DATE	APPROVED BY	DATE							
M. Kirkpatrick	7K7	9/28/2015									

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

After interviewing Chief Guyer, Investigator Fulton and I drove to officer involved shooting scene (Highway 96 at Weitchpec Bridge). See Investigator Fulton's report for our involvement at the scene.

On 09-08-2015 after 1300 hours, Investigator Fulton and I arrived at HVTPD. At HVTPD was Sergeant Ruiz with his Attorney [REDACTED] [REDACTED]. Investigator Fulton and I digitally recorded our interview with Sergeant Ruiz. I later placed Sergeant Ruiz's interview onto CD-R disc under file name RUIZ #1. See Investigator Fulton's report for Sergeant Ruiz's statement.

After our interview with Sergeant Ruiz, we all went to the shooting location to finish up our interview with Sergeant Ruiz. This interview with digitally recorded and placed on CD-R disc under file name RUIZ #2. HCSO Evidence Technician Andrew Campbell also responded to the shooting location and audio and video recorded our interview. After this interview Investigator Fulton, Technician and I checked the scene for further items of evidence. While using a metal detector we were able to locate four more 9mm spent shells. These shells were photographed and collected by Technician Campbell. See Investigator Fulton's report for this supplemental interview with Sergeant Ruiz.

On 09-08-2015 around 1742 hours, Investigator Fulton and I met with [REDACTED] outside of [REDACTED]. It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of [REDACTED]. The following is a summary of [REDACTED] statement and to hear the whole statement listen to file name [REDACTED] on the CD-R disc.

I told [REDACTED] we were there to talk to him about an incident on Friday night (09-04-2015). I asked [REDACTED] where he was at this Saturday night. [REDACTED] told us they (later found out to be Witnesses [REDACTED] [REDACTED] and [REDACTED] [REDACTED] were headed to Alder Creek Campground (off Highway 96) to go fly fishing. [REDACTED] told us they were crossing over the Weitchpec Bridge and they saw the lights (emergency lights) behind them. [REDACTED] said they said okay they are getting pulled over. [REDACTED] told us they get passed the bridge and pulled over to the right and stopped. [REDACTED] told us they then saw this motorcycle fly by and crash on the other side of the road. [REDACTED] told us they sat there in disbelief and then a cop car shows up, stops aggressive, chasing it (motorcycle), and the guy on the motorcycle was moving as if trying to pick up the bike or something. [REDACTED] told us the guy (motorcycle rider) then came up with a pistol and

COPIES TO:	<input checked="" type="checkbox"/>	DA	<input type="checkbox"/>	HCSO	<input type="checkbox"/>	FPD	<input type="checkbox"/>	EPD	<input type="checkbox"/>	CHP	<input type="checkbox"/>
	<input type="checkbox"/>	Probation	<input type="checkbox"/>	Parole	<input type="checkbox"/>	Other:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
INVESTIGATOR	ID	DATE	APPROVED BY	DATE							
M. Kirkpatrick	7K7	9/28/2015									

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

dumped it (emptying the pistol). [REDACTED] told us he (motorcycle rider) shot really fast and they never thought it was a pistol until after all the rounds were fired. [REDACTED] told us the others to just go, go, go. [REDACTED] told us while they left he looked out the back window of the vehicle (later found out to be a maroon Toyota sequoia) and saw the officer returning fire. [REDACTED] told us he was sitting in the backseat of the vehicle, [REDACTED] was driving and his [REDACTED] girlfriend was in the front passenger seat ([REDACTED]).

I asked [REDACTED] where the officer was at when he saw the officer shooting and he said at the bed of his truck. [REDACTED] told us it looked like the officer wrapped around and it looked like he could have got shot from the position he was in. [REDACTED] told us they were all worried about guy (motorcycle rider).

[REDACTED] told us after crossing the bridge they pulled to the right and stopped. [REDACTED] told us this is when the motorcycle came by and crashed. [REDACTED] told us it appeared to him that the guy (motorcycle rider) was trying to get the bike back up and he was looking at them too. [REDACTED] told us this is when the law enforcement vehicle came in. [REDACTED] told us the vehicle was a newer Chevy pickup truck and the lights were going (emergency lights). [REDACTED] told us he could not remember if he heard any sirens or not. [REDACTED] told us they he did see the lights (emergency) and they pulled over for them. [REDACTED] told us he saw the shooting and I asked him if he saw a gun. [REDACTED] told us that he saw muzzle flashes. [REDACTED] told us he saw either five or six muzzle flashes from the motorcycle guy. I asked [REDACTED] if he knew or not who shot first and he told us it was the motorcycle rider who shot first. I asked [REDACTED] is this when he saw flashes from the officer and he said no he was running around the back of his truck while he (motorcycle rider) was shooting at him. [REDACTED] told us after this is when the officer was returning fire.

[REDACTED] told us as soon as the guy stopped shooting at the cop and or assumed he ran out of bullets, they left straight ahead towards their destination. [REDACTED] told us they stayed the weekend at their destination.

I asked [REDACTED] after they were leaving if he saw any other cars or things around. [REDACTED] told us yeah there was a car behind on the bridge but only saw headlights. [REDACTED] told us he doesn't know what happened to this car and was still there when they took off. [REDACTED] told us prior to them leaving and when they left they didn't see any other emergency

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INVESTIGATOR	ID	DATE	APPROVED BY	DATE							
M. Kirkpatrick	7K7	9/28/2015									

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vehicle around.

██████ told us the vehicle he was in was a maroon Toyota sequoia and it is ██████ (██████ vehicle.

██████ told us this all happened so fast and they were shook up and in disbelief of what just happened.

Investigator Fulton asked ██████ the guy on the motorcycle if he was standing up or laying down when he was shooting. ██████ told us the guy's leg was pinned under the motorcycle when he was shooting. ██████ told us the guy was half straddling the motorcycle while he was lying over and shooting. ██████ told us when the officer started returning fire this is when they left while he was watching out the back window.

██████ told us when they first saw the lights (emergency) they thought they were being pulled over. ██████ told us he didn't see the motorcycle when he first saw the lights but the driver told him he saw the motorcycle when they first saw the lights. ██████ told us he didn't see the light first but the driver (██████ first told them about the lights and then they thought they were being pulled over. ██████ told us after they came to a stop he saw the motorcycle crash into the embankment. ██████ told us he thinks the motorcycle came around them and then crashed right as if they were pulling to the right and stopping. ██████ told us where they were parked on the side of the road they were ahead of where the Tribal pickup parked. ██████ told us he could see right straight across to the guy on the bike and shooting at the police officer. ██████ told us his view of the motorcycle was not blocked by the Tribal vehicle.

Around 1825 hours, Investigator Fulton and I arrived at 4176 Excelsior Road Eureka California to meet with witnesses ██████ ██████ and ██████

I knocked on the door and met with ██████ and ██████ I asked ██████ and ██████ if we could talk with them separately and if so who wanted to talk first. ██████ and ██████ both said they would talk separately and ██████ told us she would talk with us first. ██████ said he would step outside while we talked with ██████ It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of ██████ The following is a summary of Shannahan's statement and to hear the whole statement listen to file name ██████

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on the CD-R disc.

Around 1826 hours, I told [REDACTED] who we were and about the incident we were investigating. I asked [REDACTED] what she could tell us about the incident she saw that night.

[REDACTED] told us on this Friday night around eight thirty at night they were driving just across the Weitchpec Bridge and were heading camping. [REDACTED] said she saw the cop lights and heard the siren coming from behind them. [REDACTED] told us the first thing she thought was that they were getting pulled over and [REDACTED] thought the same thing. [REDACTED] told us as they were pulling over she looked to her left and saw a motorcycle come around the side and into a ditch. [REDACTED] told us she could see a shadow of a man because it was dark trying to get up. [REDACTED] told us she saw this male raise his arm and she saw and seen gun exploding and pop, pop she thinks five or six times. [REDACTED] told us she told the others it's a gun and to go, go, go. [REDACTED] told us they then drove away. [REDACTED] told us they realized he (motorcycle rider) had a gun and he could have turned on them and shot through a window of their car.

I asked [REDACTED] if she saw any other vehicles around and she told us she saw the cop truck behind them. [REDACTED] told us she remembers him being in the middle of the road. [REDACTED] told us she didn't see the officer at all. [REDACTED] told us she saw the cop car behind them, off to her left the motorcycle, the man, and the gun. [REDACTED] told us she saw the explosions of the gun. [REDACTED] told us the motorcycle was in the ditch and she could see the rider's torso, head, and his arm but could not remember which arm. [REDACTED] told us she does remember one of the rider's arms up and heard pop, pop, and saw flashes. [REDACTED] told us the police vehicle looked like a SUV or a truck. [REDACTED] told us the cop vehicle had its cop lights still on (red/blue) but she could not remember if the siren was still going or not. [REDACTED] told us she does remember the siren coming on behind them and she said oh my gosh were getting pulled over.

[REDACTED] told us she was sitting in the passenger seat of the maroon Toyota sequoia. [REDACTED] told us [REDACTED] ([REDACTED] was driving the vehicle and [REDACTED] [REDACTED] [REDACTED] [REDACTED] told us they were headed to Akins Creek Campground.

[REDACTED] told us after this incident she said to go, go, go because she was afraid, never seen anything like this before, and she thought that

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since he was shooting at a cop there was a possible chance he would shoot at them. ██████ told us they went to their campground area. ██████ told us there was some shock, confusion, and didn't know what to do.

██████ told us the visibility at the time of incident was dark and nighttime. ██████ told us she could see the silhouette of the subject and from the truck lights. ██████ told us the rider was in the truck lights but also silhouetted. ██████ told us this was from her view in the passenger seat.

██████ told us she thinks ██████ (██████ was sitting the backseat behind ██████ who was driving. ██████ told us they were the only people in the vehicle.

Investigator Fulton told ██████ she told us he (motorcycle rider) was firing at the cop and asked her why she thought he was firing at the cop. ██████ told us because the cop car was behind them and the guy's arm was up pointed directly at the truck. ██████ told us he (rider) was not pointing the gun at them.

██████ told us the truck was back of them and she he (motorcycle rider) was within her view outside the driver's window.

Around 1836 hours, Investigator Fulton and I met with ██████ ██████ It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of ██████ The following is a summary of Ball's statement and to hear the whole statement listen to file name ██████ on the CD-R disc.

I told ██████ who we were and about the incident we were investigating. I asked ██████ what he could tell us about the incident he saw that night.

██████ told us the incident on Friday was around eight o'clock or a little after getting dark. ██████ told us it was getting dark and headlights were on. ██████ told us they (██████ ██████ and he) were going to Akins Creek Campground. ██████ told us he was driving the vehicle (maroon Toyota sequoia). ██████ told us ██████ was sitting in the passenger seat and ██████ was sitting behind his seat (backseat area).

██████ told us they were crossing over the bridge (Klamath River) and looked in his rear view and saw the lights on and thought he might have been speeding or something but didn't know. ██████ told the others they

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were getting pulled over. [redacted] told they made it across the bridge and turned right continuing on 96 and pulled over to the right just past the bridge. [redacted] told us the motorcycle went around and kind of lost it in the turn and went into the ditch. [redacted] told us the green pickup truck pulled in between the motorcycle and their car. [redacted] told us when he looked at the officer he jumped out and the guy on the ground (motorcycle rider) was shooting and it happened fast. [redacted] told us when the guy crashed there were shots fired within a second or two. [redacted] told us he didn't see the officer because of the door jam (truck). [redacted] told us [redacted] told them the officer went around the back of the vehicle (truck). [redacted] told us when the guy shot everyone said they were shooting and they drove away.

I told [redacted] he saw the lights and asked him if he heard a siren. [redacted] told us possibly and they came up pretty fast. [redacted] told us when he saw the lights they were way back behind him and when he slowed down to make the turn (96 north) the motorcycle and police was right behind. [redacted] told us when he pulled over he saw the lights but doesn't remember if he heard a siren or not. [redacted] told us the reason he pulled over is because he thought he was getting pulled over for speeding. [redacted] told us as soon as they pulled over and stopped the motorcycle came around and crashed into the embankment. [redacted] told us the motorcycle went across the road, hit the embankment, and toppled over. I asked [redacted] if he saw what happened to the rider of the motorcycle. [redacted] told us when he looked over after the crash he (rider) was laying over on the side of the bike, pushing himself up, looked back at their car, then saw the officer's truck pull up, he looked at him (officer), he (officer) put the vehicle in park, and then looked back at the motorcycle guy watching him. [redacted] told us his (motorcycle rider's) hand pointed at him (officer) and saw flashes before even realizing it was a gun because their windows were up. [redacted] told us the gun was smaller and made a pop, pop sound. [redacted] told us he heard a handful of pops and saw the flash. [redacted] told us when he heard the pops and saw the flash the officer was getting out of the vehicle. [redacted] told us all he saw was the driver (officer) of the vehicle (police) pulled up, slammed it into park, and as soon as he saw this he looked back at the guy (motorcycle rider) and he (motorcycle rider) was shooting. [redacted] told us as soon as he (officer) was getting out of the car the shooting happened. [redacted] told us the shooting from motorcycle rider was towards the law enforcement vehicle. [redacted] told us everyone in the car said they were shooting and he drove away to the campground they were going to stay at.

I asked [redacted] about the law enforcement vehicle and he told us it was a

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green pickup truck. [REDACTED] told us he remembers the lights (emergency) going but could not remember if the siren was going.

I asked [REDACTED] if he saw any other vehicles around and he told us there was another vehicle behind the cop car but he doesn't remember what kind. [REDACTED] told us this car was stopped and behind the cop car and they didn't move. [REDACTED] thinks this vehicle was at the end of the bridge or just turned. [REDACTED] told us when he left the scene and around the corner there was a truck coming down to the scene and there were a few more cars staggering behind this vehicle. [REDACTED] told us these vehicles were not down at the scene when this all happened.

[REDACTED] told us he had a clear view of the motorcycle. [REDACTED] told us he (motorcycle rider) was shooting at the driver's side area of the law enforcement vehicle. [REDACTED] told us his vehicle was approximately 15 to 20 feet from the motorcycle. Investigator Fulton asked [REDACTED] if he remembers the color of the motorcycle and what type of clothing the rider was wearing. [REDACTED] told us he was wearing like a leather jacket, helmet with the visor up because when he looked back he could see his (motorcycle rider) face. [REDACTED] told us it was very quick. [REDACTED] told us after he (rider) crashed, they probably hung around a few seconds and it was real fast.

I asked [REDACTED] if he saw the law enforcement officer was shooting or not. [REDACTED] told us when the motorcyclist shot a handful of times as he was leaving there was a bigger pop and this is when they left. [REDACTED] told us he didn't see the officer shooting but he heard louder noises and sounded like a different gun after the first part he saw with the motorcycle rider.

[REDACTED] told us he drove off because he thought someone was going to chase them, had the worst feeling, and he didn't know if the guy would shoot the officer, and then took his car (officer's). [REDACTED] told us he was not very familiar with the area. [REDACTED] told us he moved into the area (Humboldt County) in October 2014 and this was his first time going through Hoopa and Highway 96. [REDACTED] told us the reason he was up in this area they were going fly fishing for steelhead. [REDACTED] told us he learned about this area to fish from a friend in the Arcata area.

I asked [REDACTED] if he had anything else and he told us he remembers the guy crash the bike, looked like he was pushing back and looked back, moved his arms like trying to pull the bike to its side or something, but when

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he saw the police officer, and the other guy (motorcyclist) was shooting. I asked [redacted] if it looked like the guy was standing up and he told us the guy was still lying on the ground. [redacted] told us for sure the guy was at most sitting on the ground. [redacted] told us this is when he saw the hand motion go up but could not remember if it was the right or left hand that was going up. [redacted] told us what he remembers is the guy's arm up and a bunch of flashes and heard small pops. [redacted] told us as he drove off he heard loud booms but didn't see any flashes.

[redacted] told us [redacted] had a better view of the officer. [redacted] told us he never saw him (officer) go around the front of the vehicle and he had to go around the back his truck but he could not see that. [redacted] told us all he saw about the officer was his (officer) arm slam the truck into park. [redacted] told us he didn't see the officer opening the door. [redacted] said his view of the officer was only part the steering wheel and passenger seat. [redacted] told us when he saw the officer slamming the truck into park he looked over to the bike and saw the arm up of the motorcyclist, flash, and head pop, pop. [redacted] told us this is when they left. [redacted] told us when they were leaving there were louder pops.

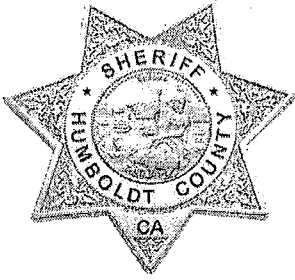
On 09-11-2015 around 0800 hours, I arrived at Humboldt County Coroner's Office to attend the autopsy. I attended the autopsy along with Investigator Fulton, HCSO Detective Jennifer Turner, and HCSO Evidence Technician Andrew Campbell. See Detective Turner's report for autopsy details. All items of evidence were collected along with photographs taken by Technician Campbell.

No further action taken

DISPOSITION

Copy of supplemental report to be given to HCSO for CIRT Investigation.

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Humboldt County Sheriff's Office

826 Fourth Street, Eureka, CA 95501

Date: 09-08-2015

From: Lt. Wayne Hanson
(707) 268-3641

Subject: Officer Involved Shooting

Case: 201504289

On Friday, September 04, 2015 at about 7:30 p.m. Humboldt County Sheriff's Office Deputies contacted a 39 year old male gunshot victim in front of the Rays Food Place in Hoopa. The victim told the deputies he was shot in the leg by 27 year old [REDACTED]. The victim said he confronted [REDACTED] because [REDACTED] was driving a vehicle that belonged to him. The victim said after [REDACTED] shot him he stole his motorcycle that the victim had driven to Rays Food Place. The victim's gunshot wound was not life threatening.

At about 8:30 p.m. a Hoopa Tribal Police Department Officer saw the suspect and stolen motorcycle traveling north bound on Highway 96, in the Hoopa area. The Officer then attempted a felony traffic enforcement stop on the motorcycle, but the driver refused to pull over. The Officer then pursued the motorcycle northbound on Highway 96 until it reached the Weitchpec Bridge in Weitchpec. The driver of the motorcycle then lost control of the motorcycle and crashed on Highway 96 just north of the Highway 169 intersection.

The driver of the motorcycle later identified as [REDACTED] then immediately started firing multiple gunshots at the officer. Some of the bullets fired by [REDACTED] struck the officers patrol vehicle. The officer then fired gunshots towards [REDACTED] with his duty weapon in self-defense of his life. [REDACTED] was struck by rounds fired by the Tribal Police Officer and was later pronounced deceased at the scene by medical personnel. The Tribal Officer was not injured in the exchange of gunshots.

Humboldt County Critical Incident Response Team (CIRT) was activated and responded to the scene investigate the officer involved shooting. Members of the CIRT who responded included the Humboldt County Sheriff's Office, Humboldt County District Attorney's Office, Humboldt State University Police Department, Eureka Police Department and the Fortuna Police Department.

The Tribal Police Department Officer has been placed on paid Administrative leave until CIRT completes their investigation. An autopsy has been scheduled for [REDACTED] on Friday, September 18, 2015 in Eureka.

Anyone with information for the Sheriff's Office regarding this case or related criminal activity is encouraged to call the Sheriff's Office at 707-445-7251 or the Sheriff's Office Crime Tip line at 707-268-2539.

Mike Downey, Sheriff



Humboldt Sheriff's
Office
826 Fourth Street
Eureka, CA 95501
(707) 445-7251

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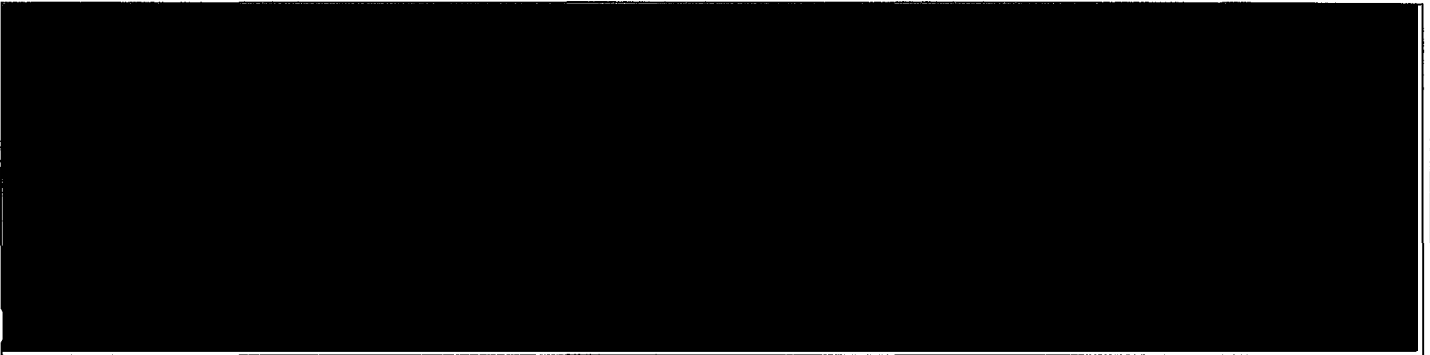
Incident Case Number 201504289 IR Title PC 664/187, PC 215
 Date/Time Occurred 09/04/2015 07:31:38 PM IR Date/Time 09/05/2015 04:57:46 AM
 Name/Business Name _____ Incident Location B:-RAYS HOOPA, HOOPA, CA
 Case Clearance CLEARED EXCEPTIONALLY Case Clearance Date 09/05/2015

Offense

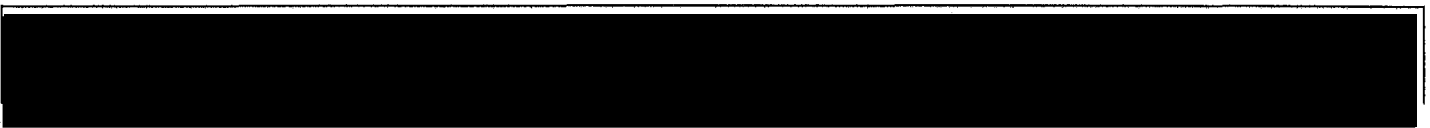
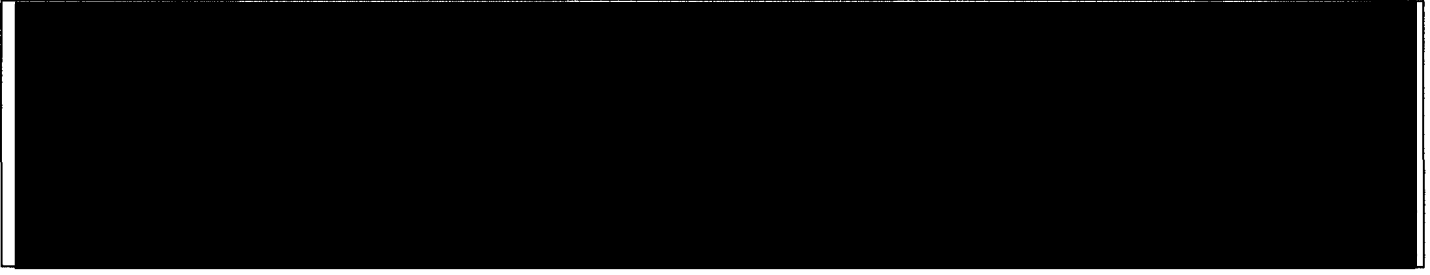
Offense Code PC664 /187 CSA ATTEMPTED Location PARKING LOT
 Description ATTEMPTED MURDER:SECOND DEGREE ON PEACE OFFICER

Offense Code PC215 (A) CSA COMMITTED Location PARKING LOT
 Description CARJACKING

Person



Name Type LEGAL Last ██████████ First ██████████ Middle ██████████





Humboldt Sheriff's Office
826 Fourth Street
Eureka, CA 95501
(707) 445-7251

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Property

Item No 1 Code STOLEN AND Article _____ Make HONDA
 Serial No _____ QTY 1 Value 3000 Model MOTORCYCLE
 Description BLACK AND RED HONDA STREET BIKE (MOTORCYCLE).

Vehicle

Veh No 2 Type MOTORCYCLE Top Color BLACK Bottom Color _____ Year 1998
 Make HONDA Model _____ Expires 2015
 VIN _____ License _____ State CALIFORNIA
 Vehicle Description _____

Veh No 1 Type AUTOMOBILE Top Color SILVER Bottom Color _____ Year 2008
 Make NISSAN Model MAXIMA Expires 2016
 VIN _____ License _____ State CALIFORNIA
 Vehicle Description _____

Narrative/Summary

Narrative - IR On 9/4/15, I was working patrol for the Humboldt County Sheriff's Office (HCSO). I was wearing a distinctively marked uniform, and was driving a marked patrol vehicle.

At approximately 1931 hours, I was dispatched to a gunshot victim at Rays Food Place in Hoopa. [REDACTED] called 911 from the Hoopa Tsewenaldin Inn room [REDACTED] reporting she witnessed a male subject on a motorcycle drive up and shoot another male subject in the leg. [REDACTED] reported the gunshot victim was lying on the Rays Food Place side of the parking lot. RP described the motorcycle as being red and the [REDACTED] was wearing a black helmet, blue jeans, and black jacket. [REDACTED] was last seen riding the motorcycle northbound on Hwy 96 towards Weitchpec.

Upon arrival, I observed a male subject, later identified as [REDACTED] sitting on the ground in a dirt portion of the Rays Food Place parking lot. [REDACTED] was holding his left leg and screaming in pain. I could see a small amount of blood on the back side of [REDACTED] left pant leg. I briefly spoke with [REDACTED] and the following is a summary of his statement:

[REDACTED] received a phone call from one of his friends (unknown name) telling him that [REDACTED] vehicle, a silver 2008 Nissan four (4) door [REDACTED] was seen being driven by [REDACTED] in the area of Rays Food Place in Hoopa. [REDACTED] responded to Rays Food Place on his friend [REDACTED] red and black Honda street bike (motorcycle). When [REDACTED] arrived at Rays Food Place, he observed [REDACTED] sitting in the driver's seat. [REDACTED] confronted [REDACTED] about his vehicle and [REDACTED] pulled out a handgun and shot [REDACTED] one (1) time in the left leg.



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After shooting [REDACTED] [REDACTED] proceeded to take [REDACTED] red and black Honda street bike (unknown plate number) and travel out of the parking lot. [REDACTED] told me that [REDACTED] shotgun was sitting in the back seat of the vehicle.

I had dispatch issue a bolo for the red and black Honda street bike, occupied by [REDACTED]

I located the shotgun on the rear seat of the passenger side. I photographed the shotgun and put on gloves, so not to contaminate the evidence. I collected the Savage Arms Stevens Mod 311 double barrel shotgun [REDACTED] and secured it in the rear of my patrol vehicle. I later filled out the Automated Firearms Systems Form (AFS) and provided dispatch with a copy for entry into the AFS system. I later booked the shotgun into evidence.

Hoopla Ambulance arrived on scene and began treating [REDACTED] injuries. I spoke with Ambulance staff and they told me that [REDACTED] injuries, at the time, were not life threatening; however; [REDACTED] has an entry wound just below his femoral artery in his left leg. Ambulance staff also advised me that [REDACTED] left femur bone was most likely shattered. Ambulance staff transported [REDACTED] to the Mad River Community Hospital Emergency Room.

Chief Guyer and Officer Ruiz with the Hoopa Valley Tribal Police Department (HVTDPD) arrived on scene to assist.

After speaking with Ambulance staff, I spoke with [REDACTED] [REDACTED] in the Rays Food Place parking lot, and the following is summary of her statement:

[REDACTED] explained that [REDACTED] [REDACTED] was [REDACTED] boyfriend of two (2) years, father of their one (1) child in common, and cohabitant. [REDACTED] told me that on Monday 9/1/15, [REDACTED] took [REDACTED] silver 2008 Nissan [REDACTED] from their residence [REDACTED]. [REDACTED] reported the theft to the California Highway Patrol (CHP). Since Monday 9/1/15, [REDACTED] has been looking for her vehicle. On 9/4/15, [REDACTED] received information from friends, telling her that her vehicle was seen in Hoopa. [REDACTED] responded to Hoopa with her friend [REDACTED] [REDACTED] and observed her vehicle being driving by [REDACTED] [REDACTED] described [REDACTED] as wearing a black long sleeve shirt with a white logo on the front and a crew cut style haircut. [REDACTED] and [REDACTED] followed [REDACTED] into Weitchpec, at which point, they lost site of him. [REDACTED] and [REDACTED] returned to Hoopa and began driving around near the CalPac Modular Home Plant on CalPac Rd. [REDACTED] and [REDACTED] rolled up to the stop sign at CalPac Rd and Hwy 96, at which time, [REDACTED] observed [REDACTED] traveling southbound on Hwy 96 on a red and black "crotch rocket" style motorcycle. [REDACTED] was wearing a black jacket over the same black long sleeve shirt with the same white logo that [REDACTED] observed [REDACTED] to be wearing early. [REDACTED] was also wearing a black helmet with face shield. At the same time [REDACTED] saw [REDACTED] [REDACTED] received a phone call from [REDACTED] telling her that [REDACTED] was shot at the Rays Food Place parking lot. [REDACTED] and [REDACTED] responded to Rays Food Place; however; they did not witness the shooting. [REDACTED] provided no further information.



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After speaking with [REDACTED] I spoke with [REDACTED] and the following is a summary of her statement:

[REDACTED] received a phone call from [REDACTED] asking her for help locating her vehicle in Hoopa. [REDACTED] picked up [REDACTED] and the two (2) of them began searching Hoopa. [REDACTED] observed [REDACTED] vehicle being driven by [REDACTED]. [REDACTED] described [REDACTED] as wearing a black long sleeve shirt with a white logo on the front and a crew cut style haircut. [REDACTED] and [REDACTED] followed [REDACTED] into Weitchpec, at which point, they lost site of him. [REDACTED] and [REDACTED] returned to Hoopa and began driving around near the CalPac Modular Home Plant on CalPac Rd. [REDACTED] and [REDACTED] rolled up to the stop sign at CalPac Rd and Hwy 96, at which time, [REDACTED] observed [REDACTED] traveling southbound on Hwy 96 on a red and black street bike. [REDACTED] was wearing a black jacket over the same black long sleeve shirt with the same white logo that [REDACTED] observed [REDACTED] to be wearing early. [REDACTED] was also wearing a black and red helmet with a face shield. At the same time, [REDACTED] saw [REDACTED]. [REDACTED] received a phone call from [REDACTED] telling her that [REDACTED] was shot at the Rays Food Place parking lot. [REDACTED] and [REDACTED] responded to Rays Food Place; however; they did not witness the shooting. [REDACTED] provided no further information.

After speaking with [REDACTED] Chief Guyer told me that security with Luck Bear Casino was reviewing their surveillance camera and would provide a copy of their surveillance footage when available.

I photographed the scene, prior to conducting a search. I searched the area and located a brass colored spent bullet casing lying in the dirt near where [REDACTED] was sitting. I photographed the bullet casing and examined the bullet casing. Located on the back of the spent bullet casing near the struck primer, I saw the letters PMC and 9mm Luger stamped in the bullet casing. I collected the spent bullet casing and later booked the bullet casing and the photographs into evidence.

After processing the scene, I had dispatch run the license plate [REDACTED]. Dispatch returned the vehicle was clear and registered to [REDACTED]. I released the vehicle back to the registered owner [REDACTED] prior to leaving the scene.

As I was leaving the scene, Chief Guyer told me that Officer Ruiz was in pursuit of red and black Honda motorcycle northbound on Hwy 96 towards Weitchpec. Chief Guyer responded "Code 3" with his emergency lights and sirens. I immediately got on the radio and notified dispatch that Officer Ruiz was in pursuit of a red and black Honda motorcycle northbound on Hwy 96 towards Weitchpec. After notifying dispatch, I responded "Code 3" with my emergency lights and sirens to assist. While responding, I learned that Deputy Berry was also en route, traveling behind Chief Guyer.

While responding, I heard on the radio that Officer Ruiz was pursuing the motorcycle on Hwy 96 near mile post marker 19.50. Officer Ruiz radioed to dispatch that the motorcycle was weaving between lanes and going around turns at speeds of 50 mph. Officer Ruiz updated dispatch that the motorcycle was traveling



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northbound in the southbound lane at 55 mph. Based on the narrow stretch of roadway through the bluffs on Hwy 96, the speeds of the pursuit, and the motorcycle traveling northbound in the southbound lane, I radioed to dispatch to terminate the pursuit; however; dispatch did not copy, due to poor radio reception. At this point in the pursuit, Officer Ruiz radioed "shots fired." Dispatch radioed back to Officer Ruiz requesting he repeat his radio traffic, due poor radio reception. Officer Ruiz responded on the radio something to the effects of "[REDACTED] is returning fire" or "I'm under fire." Due to the poor radio reception, I was unable to clearly copy exactly what Officer Ruiz said on the radio. Officer Ruiz requested medical respond "Code 3" to stage. Officer Ruiz was on scene at about 2033 hours. Chief Guyer arrived on scene within a few minutes of Officer Ruiz's arrival. Deputy Berry arrived on scene at about 2035 hours. I arrived on scene at about 2036 hours.

When I arrived on scene, I parked my patrol vehicle in the northbound lane facing northbound and exited my patrol vehicle. I observed Officer Ruiz standing near the tailgate of his patrol vehicle and Chief Guyer and Deputy Berry were standing near the front passenger side of Officer Ruiz's patrol vehicle. Officer Ruiz's patrol vehicle was parked in the southbound lane facing northbound. Chief Guyer's unmarked patrol vehicle was parked in the northbound lane facing northbound. Deputy Berry's patrol vehicle was parked in the southbound lane behind Officer Ruiz's patrol vehicle facing northbound. Deputy Berry and Chief Guyer told me that the [REDACTED] was refusing to show his hands. I saw the red and black motorcycle lying against the hillside on the northwest side of Hwy 96. The motorcycle was partially laying on top of the [REDACTED] who was lying on his back not moving. I drew my handgun and covered the [REDACTED] while Deputy Berry gave the [REDACTED] commands to show his hands. The [REDACTED] was given several commands to show his hands; however; the [REDACTED] was not complying. At this point, Deputy Berry, Chief Guyer and I moved up to the [REDACTED] to clear the scene for safety and to check the vital signs of the [REDACTED]. After determining the [REDACTED] was not a threat, I checked the suspects right wrist for a pulse. I did not locate a pulse and observed a large amount of blood on the suspects face and helmet. I observed what appeared to be a hole in the suspects lower jaw. I did not observe any signs of life. Due to not observing any signs of life, the [REDACTED] was not handcuffed.

After determining the scene was safe, Kimaw Ambulance arrived on scene at about 2107 hours. Medical personal [REDACTED] [REDACTED] and [REDACTED] [REDACTED] evaluated the [REDACTED] and then returned to their vehicle.

While medical personal were evaluating the [REDACTED] I began photographing the scene. I located ten (10) spent bullet casing on the roadway of Hwy 96 just north of the intersection of Hwy 96 and Hwy 169. I marked each spent bullet casing with orange spray paint; however; I did not disturb the integrity of the scene. While photographing the scene, I saw what appeared to be several bullet holes in the driver's side door and window of Officer Ruiz's patrol vehicle. I also saw what appeared to be several bullet holes on the interior of Officer Ruiz's patrol vehicle.



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I later downloaded the photographs onto a CD and booked the CD into evidence.

After photographing the scene, I proceeded to check on Officer Ruiz's condition. I saw Officer Ruiz standing to the rear of Chief Guyer's patrol vehicle vomiting on the ground. Officer Ruiz appeared to be hyperventilate and stated he was feeling "light headed." Medical personal began evaluating Officer Ruiz.

Deputy Berry started and maintained a Crime Scene log. (Refer to Deputy Berry's supplemental report).

California Highway Patrol Officers Kibler and Barnes arrived on scene to assist with traffic control.

Sgt. Williams arrived on scene at about 2125 hours and took over as Incident Commander.

Case cleared by report. Request a copy of this report be forwarded to the Criminal Investigation Division (CID).

Any additional information will be added as supplemental report.

Attached:

- Property Evidence Form
- AFS Form
- CFS 090415-136
- (3) 28
- (S) 27/29
- 27
- 27

Officer - IR 1970 COMER JOSHUA **Report Date** 09/05/2015

Supervisor Review 0752 SWITHENBANK KENNETH M **Review Date** 09/07/2015

Distribution CID 09082015 FDR

THIS REPORT IS NOT TO BE RELEASED TO ANYONE!!!!!! IF YOU HAVE ANY QUESTIONS REGARDING THE ABOVE MESSAGE CONTACT DETECTIVE TODD FULTON. MPARIS

Narrative - Supplemental 1 On Friday September 4, 2015 at about 2117 hours, I was off duty at home and received a phone call from Investigator Musson. Investigator Musson requested my assistance with evidence collection with an officer involved shooting (OIS). I respond to the Criminal Investigations Division and met to brief. I was assigned to partner with Fortuna Police Detective Dias. Detective Dias and I were assigned to respond to the Hoopa Tribal Police Department and process Hoopa Valley Tribal Police Sergeant Ruiz.

Detective Dias and I arrived at Hoopa Tribal Police Department on September 5, 2015 at about 0121 hours. Sergeant Ruiz was in the main briefing room. Investigator Fulton tasked us with completing a "round count" of Hoopa Valley Tribal Police Chief Guyer.



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At about 0128 hours, Detective Dias and I met with Chief Guyer in the dispatch center. Chief Guyer stated he was not injured. I took photographs of Chief Guyer. I did not observe any blood or any injuries on Chief Guyer.

Chief Guyer stated he keeps each of his magazines at 15 rounds and keeps a round chambered with the magazine in his firearm "topped off" to 15 rounds. Chief Guyer carries two magazines in addition to the magazine kept in his firearm.

Chief Guyer then unloaded and gave me his department issued Glock 40 and two magazines. I emptied the magazines. Each magazine had 15 rounds and his firearm had one round chambered for a total of 46 rounds. The firearm, magazines, and ammunition was photographed and given back to Chief Guyer.

At about 0143 hours, Detective Dias and I escorted Sergeant Ruiz to an interview room. We explained to evidence collection process to Sergeant Ruiz and he stated he understood. We advised Sergeant Ruiz we would not ask any questions about the incident. Sergeant Ruiz was wearing blue jeans, black boots, a black polo uniform shirt, and a black outer load bearing vest with distinctive police markings including a cloth badge, name tag, and "POLICE" patches. I photographed Sergeant Ruiz.

Detective Dias asked Sergeant Ruiz about the equipment he carries. Sergeant Ruiz stated he carries three magazines on his belt each loaded to 15 rounds, two magazines in his vest each loaded to 15 rounds, and one magazine in his firearm loaded to 15 rounds. Sergeant Ruiz stated he keeps a round chambered with the magazine "topped off" to 15 rounds. Sergeant Ruiz stated he usually carries two sets of handcuffs but was currently only carrying one as he had one set in his safe.

I photographed Sergeant Ruiz from multiple angles. Sergeant Ruiz stated he was not injured. I did not observe any blood or injury on Sergeant Ruiz. Detective Dias and I collected Sergeant Ruiz's clothing and equipment. Sergeant Ruiz had a wallet in his right back pocket. I looked at the wallet and saw nothing of evidentiary value. I advised Sergeant Ruiz he could keep the wallet. He placed it on a chair while we finished collecting evidence.

Sergeant Ruiz undressed to black boxer briefs and black socks. I did not see anything of evidentiary value on the socks and underwear. Sergeant Ruiz then dressed in clothing he had provided us. Detective Dias and I retained everything Sergeant Ruiz was wearing with the exception of his black boxer briefs, his black socks, and his wallet. The items were bagged but not sealed.

Detective Dias and I examined all the items collected in a hallway. This hallway was out of sight of Chief Guyer and Sergeant Ruiz.

We first conducted a "round count" to provide the information to evidence technicians on scene of the incident.

Detective Dias and I removed three magazines from the belt. Each magazine



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contained 15 live rounds. Each magazine was photographed with the rounds next to it. The three magazines and rounds were photographed together.

Detective Dias and I removed two magazines from the vest. Each magazine contained 15 live rounds. Each magazine was photographed with the rounds next to it. The two magazines and rounds were photographed together.

I took several photographs of the holstered firearm. The firearm was removed and unloaded. I photographed the firearm with the chambered round and loaded magazine next to it. The magazine was unloaded. It contained 4 live rounds. The firearm, magazine, and rounds were all photographed together. I advised Investigator Fulton that based on Sergeant Ruiz's usual equipment habits and the amount of live ammunition left that 11 rounds needed to be accounted for.

Detective Dias and I secured all the evidence in the trunk of my patrol vehicle and returned to the Humboldt County Sheriff's Office Main Station. We moved all the evidence to a table outside the Property Section. Detective Dias and I examined each item, and sealed the items. Detective Dias and I each initialed the seal. The items booked into evidence are the following:

- Item SH-1: Glock Magazine containing 4 live rounds and 1 loose round
- Item SH-2: Glock 22 Pistol [REDACTED] with attached tactical light
- Item SH-3: Black trouser belt
- Item SH-4: Black t shirt
- Item SH-5: 5 Glock Magazines each containing 15 live rounds
- Item SH-6: Men's wrist watch
- Item SH-7: Black polo uniform shirt
- Item SH-8: Black right boot
- Item SH-9: Blue Jeans
- Item SH-10: Black left boot
- Item SH-11: Black duty belt with holster, magazine holder, and 2 keepers
- Item SH-12: X-26 Taser serial number [REDACTED] with 2 cartridges
- Item SH-13: Black Tactical Vest with Streamlight Stinger flashlight, MK-4 3 oz. OC spray, 1 set Pearlless handcuffs, misc. papers, and a Sony audio recorder in the off position.
- Item SH-15: CD containing digital images.

Any further details will be documented in a supplemental report.

Officer - Supplemental 1 1149 HICKS SCOTT N Report Date 09/05/2015
 Supervisor Review 0883 ALLEN GREG Review Date 09/23/2015
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 REGARDING THE ABOVE MESSAGE CONTACT DETECTIVE TODD FULTON. MPARIS

Narrative - Supplemental 2 On 09/05/15, I was working uniformed patrol in a marked patrol car for the Humboldt County Sheriff's Office with Cpl. Henderson. At approximately 2207hrs, we arrived at the scene of an officer involved shooting on HWY 96, just north of Weitchpec, CA.
 Upon arrival, I remained behind the yellow crime scene tape with several other



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law enforcement officers already on scene. Cpl. Henderson entered the crime scene and went to speak with Sgt. Williams. Cpl. Henderson stayed on the far east shoulder of the roadway and went to Sgt. Williams location returning several minutes later.

At approximately 2240hrs, I took custody of the crime scene log from Deputy Berry. From 2240hrs till 0129hrs, I maintained an accurate crime scene log documenting everyone who came and went from the crime scene. At 0129hrs, I released custody of the crime scene log to Deputy Lamb.

No further information at this time. Any further information will be completed in a supplemental report.

Officer - Supplemental 2 2037 STEELE SHANE **Report Date** 09/05/2015

Supervisor Review 1285 WILLIAMS SAMUEL **Review Date** 09/07/2015

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Narrative - Supplemental 3 On 9-5-2015 I was working patrol for the Humboldt County Sheriff's Office. I was wearing a distinctively marked uniform, and driving a fully marked patrol vehicle.

At approximately 1151 hours Sgt. Taylor assigned me to respond to St. Joseph Hospital at 2700 Dolbeer St. in Eureka to collect a voluntary blood draw sample from Officer Seth Ruiz of the Hoopa Tribal Police Department.

I responded to St. Joseph Hospital and witnessed [REDACTED] [REDACTED] preform the blood draw on Officer Ruiz. [REDACTED] [REDACTED] provided me with the blood sample.

I booked the blood sample into evidence and placed the blood sample in the evidence refrigerator in CID.

Nothing Further.

Attached Documents:
Property/ Evidence Booking Report

Officer - Supplemental 3 1778 HILL RYAN **Report Date** 09/05/2015

Supervisor Review 1377 TAYLOR BRIAN **Review Date** 09/05/2015

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Narrative - Supplemental 4 On Friday, 9-4-15, at about 2000 hrs., I arrived on scene at Ray's Food Place in Hoopa, regarding the dispatched call of a gunshot victim. I was dispatched to assist Deputy J. Comer with the investigation of an assault with a deadly weapon, being a firearm. Prior to my arrival, Corporal Comer advised via radio that the [REDACTED] involved in the assault was "[REDACTED] [REDACTED] driving a red motorcycle. I saw that Hoopa Tribal Police Chief, E. Guyer was present, along with Tribal Police Officer, S. Ruiz. While Deputy Comer was speaking with witnesses, an unknown female walked passed our location in the parking lot, stating the [REDACTED] of the shooting had just driven past the scene, northbound on



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Highway 96, and driving the red motorcycle.

Officer Ruiz got into his marked patrol vehicle, and drove away from the scene in a north direction on Highway 96. I also got into my marked patrol vehicle, and drove north on Highway 96, in order to look for the [REDACTED] on the red motorcycle. I checked the downtown Hoopa area with negative results, then drove north to Hostler Creek. I parked in a turnout near Hostler Creek and maintained stationary surveillance, in case the [REDACTED] and vehicle drove through the area. I terminated the surveillance after a short time, and drove south, back toward the scene area and downtown. As I approached the Ray's Foods parking lot, I saw Chief Guyer driving out of the lot and onto Highway 96 in his unmarked police vehicle, in a code three fashion, with emergency lights and siren activated. I turned my vehicle around and inquired over CLEMARS to what he was responding. Chief Guyer informed me that Officer Ruiz saw the red motorcycle with possible [REDACTED] driver driving north on Highway 96, and was attempting to overtake the vehicle, and initiate a traffic stop. I activated my emergency lights and siren and told dispatch I was enroute to assist Officer Ruiz in his efforts. Officer Ruiz informed via radio that the possible [REDACTED] vehicle was continually not yielding and he engaged a pursuit. I was behind Chief Guyer, driving north into the Weitchpec bluffs, but never did I see Officer Ruiz or the possible [REDACTED] vehicle. I monitored radio transmissions of Officer Ruiz, telling of his current mile marker location and speed. I remained about one mile or slightly more behind Officer Ruiz, unable to completely catch up to his location.

At about 2033 hrs, Officer Ruiz made a radio transmission in a greatly excited tone, stating that the [REDACTED] had fired shots. Chief Guyer and I arrived at the termination point of the pursuit, at about 2035 hrs. We arrived at the north end of the Weitchpec bridge, and I saw just to the north, Officer Ruiz's patrol vehicle stopped in the roadway with its emergency lights activated. I saw that Officer Ruiz was standing at the left rear tailgate area of his vehicle, and he had his handgun pointed at a red motorcycle on its side just off of the north edge of the pavement. There was a person partially pinned beneath the motorcycle and I could see a portion of a face with helmet, appearing to be looking toward our location. Officer Ruiz was yelling commands for the person under the motorcycle to show hands, but there was never any compliance. I went to the front of Officer Ruiz's vehicle with Chief Guyer, while maintaining cover, in order to more closely view the [REDACTED]. I asked for Chief Guyer's pepper spray, as mine was mostly empty, and sprayed a stream toward the [REDACTED] and vehicle, in hopes of causing movement or surrender of the [REDACTED]. There was not any subsequent movement by the [REDACTED] and the stream of the spray may not have reached. I retreated back toward the rear of Officer Ruiz's vehicle and took position of cover. I noted, along with the other officers there was a non sequential but intermittent "clicking" sound emitting from the area of the [REDACTED] and vehicle.

Corporal Comer arrived to assist at about 2036 hrs. There was a belief that the [REDACTED] in this matter may be identified as [REDACTED]. [REDACTED] has been known to me in the Willow Creek community for many years, as well as his entire family. I yelled out to the [REDACTED] addressing him as "[REDACTED]". I yelled out, telling him my name, and pleading with him to show his hands. Each time this order was given, there was no response, movement, or compliance. While being covered by Officer Ruiz, Chief Guyer, Corporal Comer and I approached the [REDACTED]



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and vehicle slowly. We arrived and could see a male's face inside of the helmet that was bleeding. I could see his hands were at a stationary position of rest and there was no firearm in the hands. I then looked toward the handlebar area of the motorcycle and saw a semi-auto type handgun with slide locked rearward. Corporal Comer checked for vital life signs on the [REDACTED] and found there to be none. The [REDACTED] had expired and the scene was rendered safe.

I obtained crime scene tape from my patrol vehicle and placed boundaries of no entry to the north and to the south of the [REDACTED] and vehicle, along with Officer Ruiz and Chief Guyer's vehicle. I then began to complete a major crime scene log of each individual and Officer entering the taped scene boundary area. The log sheet was turned over to Deputy Steele at about 2240 hrs., when I left the scene with Officer Ruiz. I transported Officer Ruiz to Hoopa Tribal Police Office, and waited with him until the arrival of responding Detectives.

Nfi.

Deputy G. Berry 1059

Officer - Supplemental 4 1059 BERRY GREGORY A Report Date 09/06/2015

Supervisor Review 0752 SWITHEBANK KENNETH M Review Date 09/08/2015

Distribution CID 9/9/2015 CSL

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Narrative - Supplemental 5 On 9-4-15 at about 2230 hours, I was dispatched to Mad River Community Hospital to speak with the victim of a shooting in the Hoopa area. The victim was later identified as [REDACTED]

Upon arrival, I spoke with MRCH [REDACTED] [REDACTED] informed me [REDACTED] sustained a gunshot to his upper left thigh. [REDACTED] said the bullet entered his thigh and struck his femur bone. [REDACTED] also informed me the bullet had fractured inside Ammon's leg. I took several photos of [REDACTED] and his gunshot wound. The wound was on the inside of his left thigh near his groin.

I attempted to speak with [REDACTED] but he was heavily sedated at the time. I shook [REDACTED] and was able to wake him for several seconds. [REDACTED] provided me with his name then fell back asleep. I woke [REDACTED] a second time and asked if he knew where he currently was. [REDACTED] said he was at the Trinity County line. [REDACTED] then fell back asleep. [REDACTED] advised me [REDACTED] had already been given narcotic pain medications. I felt it would be counterproductive to speak with [REDACTED] at the time due to his current condition.

I requested a blood sample be collected from [REDACTED] Nurse [REDACTED] drew blood from [REDACTED] at approximately 2325 hours.

I collected the blood sample and [REDACTED] clothing. [REDACTED] clothing had been bagged by ER staff prior to my arrival.



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I responded to the HCSO and provided the blood and clothing to EPD Evidence Tech Rob Patton.

I later booked the photos I took into evidence at the HCSO.

Forward to CID

Officer - Supplemental 5 1768 WAXLER BRYAN E Report Date 09/06/2015

Supervisor Review 1285 WILLIAMS SAMUEL Review Date 09/07/2015

Distribution CID 09082015 GDR

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Narrative - Supplemental 6 On 09-05-15 at about 0130 hrs., I arrived at Hwy 96 just north of the Weitchpec Bridge, Weitchpec. I contacted Sgt. Williams and Cpl. Henderson who briefed me on the incident and investigation. Sgt. Williams directed me to take over the crime scene log from Deputy Steele. A short time later Sgt. Williams, Cpl. Henderson, and Deputy Steele cleared the scene.

Hwy 96 was blocked of just north of the bridge with a line of yellow crime scene tape blocking the roadway at MMP 23.06. The tape marked the south edge of the crime scene. I observed emergency vehicles parked about 50 yards north of the tape, near the Yurok Tribal office driveway, blocking the road and a line of yellow crime scene tape across the road marking the north end of the crime scene.

I did not enter the crime scene but did log the time whenever anyone crossed the tape to enter the crime scene and logged the time when they exited. I completed the log at 0605 hrs., when the body was transported by the Coroner and the crime scene tape was removed.

The completed log was two pages long and had 60 lines. During the time I was keeping the log I had to manually add lines 21-60 and place lines 38-60 on a second sheet of paper.

I later booked the log into evidence.

NF

Officer - Supplemental 6 1260 LAMB CHARLES Report Date 09/07/2015

Supervisor Review 0752 SWITHENBANK KENNETH M Review Date 09/07/2015

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Narrative - Supplemental 7 On 09/05/15 at approximately 0253 hours, acting in the capacity of on-call Deputy Coroner, I received a phone call from Sheriff Dispatch requesting Coroner response to the scene of an (OIS) Officer Involved Shooting. The location was described as Highway 96, Weitchpec, just beyond Weitchpec Bridge. I was told there was one fatality identified as the [REDACTED] The [REDACTED] was believed to be



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██████████ and I was provided the telephone of inquiring mother, ██████████ ██████████ of Willow Creek. At approximately 0307 hours, I responded from Arcata. En route, I attempted to return ██████████ ██████████ phone call regarding ██████████ I received a recorded prompt and was unable to leave a message. I arrived on-scene at approximately 0432 hours. On or around that time, I received another request from dispatch to telephone ██████████ ██████████ I attempted once more and was not receiving adequate cellular reception to execute call.

At the Weitchpec Bridge, I observed flashing lights of multiple law enforcement units at the northern end of the bridge. I was waived past proximal uniformed law enforcement personnel recognized as California Highway Patrol and Humboldt County Sheriffs directing traffic on southern and northern sides of bridge. I approached yellow crime scene tape staged just north of bridge extending across Highway 96, east/west. No through traffic of Highway 96 north/south was being allowed.

At that time, I was met by Sheriff Deputy, C. Lamb, who appeared to be monitoring incoming and outgoing access of scene area. Sheriff Deputy Lamb assisted in allowing Coroner Unit inside designated area, north of yellow tape. I positioned Coroner Unit on opposite side of yellow tape facing south slightly at an angle across south and north bound lanes. I positioned the Coroner Unit at ample distance away from the immediate scene not to disturb processing. I made contact with present law enforcement processing entities who were a part of (CIRT) Critical Incident Response Team; Humboldt County Sheriff, Humboldt State University Police and District Attorney Office. Present representatives for such entities were Detective Todd Fulton and Evidence Technician Jennifer Braud of Humboldt County Sheriff, Evidence Technician Zan Mendonca of Humboldt State University Police and Investigator Marvin Kirkpatrick of District Attorney's Office.

The immediate scene in which they were processing behind designated boundaries was an area consisting of motorcycle and adjoined deceased body on southbound shoulder/embankment of Highway 96 and Hoopa Tribal Police Unit parked in southbound lane within approximately 20 feet of motorcycle/body. Prior to commencing documentation of scene with photographic imaging, I requested a briefing of known details at that time. Detective Fulton said the decedent, declared deceased by Hoopa Paramedics, was the ██████████ in an earlier shooting which had taken place in the parking lot of Ray's Food Place, Hoopa. The decedent/██████████ was identified as ██████████ by victim of shooting. According to the victim, who had been interviewed by CIRT at Mad River Community Hospital where he was being treated for gunshot wound, the victim had been shot in the leg by ██████████ for reasons apparently having to do with the subject motorcycle. The victim was said to arrive at Hoopa Ray's Food Place driving the subject motorcycle. The victim was met and shot by ██████████ sometime after. ██████████ was said to flee the scene of the shooting driving the subject motorcycle.

Law enforcement officers responded to the scene via 9-1-1 report of victim of shooting down request for response and medical. Subsequently, the subject motorcycle was observed in Hoopa during a BOLO search by law enforcement. The motorcycle and driver were pursued in first position by (HVT) Hoopa Valley Tribal



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Officer to neighboring northern area Weitchpec, a few miles away. The HVT Officer reported [REDACTED] speeds up to 55 mph and crossing of double yellow lines. HVT Officer was intermittently broadcasting location and safety reports on HCSO transmitter up until the HVT Officer broadcasted "shots fired." It was unknown why and/or how the pursuit ended just beyond Weitchpec Bridge. Based on the position of the subject motorcycle, it appeared the [REDACTED] had lost control of the motorcycle for unknown reasons. Back-up officers were said to arrive very quickly within seconds to minutes assisting in clearing the [REDACTED] and calling for immediate medical attention.

I documented the scene with photographic imaging which I later downloaded onto Coroner Server, stored on P Drive: "2015 Images"; "201504289 [REDACTED] [REDACTED]". The scene documentation consisted of subject motorcycle/decedent, HVT officer involved vehicle and their relation to one another.

The subject motorcycle was positioned at the southbound shoulder of Highway 96 where shoulder met sheer embankment of westerly direction. The red and black Honda road bike, California license plate number, [REDACTED], was facing north, parallel with Highway 96. The motorcycle was lying on its left side. I had been told by Detective Fulton the Registered Owner of subject motorcycle was not registered to either victim or [REDACTED] Decedent ([REDACTED] was positioned on his back lying parallel inches above (west) the motorcycle. His feet were folded underneath buttock region respectively causing his knees to be upright. He appeared tall and slender. His right and left arms and hands were stacked appearing on his right side at shoulder plane. His head/helmet was rotated to his right with his right ear in line with the ground and left ear to the sky. There was a remarkable amount of blood pooling saturating the earth below his helmet. Blood was also prevalent on his hands, more so of right hand.

Decedent was dressed in what appeared to be full motorcycle attire. He wore a full face mask helmet, black/red/white in color. The dark shaded shield was positioned upwards exposing his white facial skin. His eyes were open, heavily congested with pupils dilated. The color of his eyes appeared hazel. I detected a defect resembling a bullet hole of the front right side of helmet which corresponded with right cheek area. Blood was present in this area of his skin and appeared saturated in the lining of helmet at this area. There were multi layers of articles affixed to his body consisting of backpacks, clothing and chest handgun holster.

His torso was covered with black and gray motorcycle jacket, red fleece jacket and gray tee shirt. Over his red fleece was a brown leather chest holster with loaded magazines affixed. A handgun was not present. I had been told the handgun located at the [REDACTED] had been removed by law enforcement and taken into evidence. On the lower half of his body, he wore dark colored jean pants with black belt and flip knife fastened to the right of belt buckle. Large blood stains were present at right and left knee areas of jeans. He wore dark green and camouflage Nike Velcro high top shoes.

I assessed his body for injury and or gunshot wounds. I did not remove clothing



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or affixed items to ensure the integrity of evidence. The area most accessible was his torso. I did not observe any injury of this area. Present of abdomen were electrode pads from medical intervention. A monochromatic tattoo just below his navel was grossly apparent due to large lettering. The tattoo appeared to be Old English style font bearing the word [REDACTED]. I searched his jean pockets. A lighter, gum and pen were present of right front jean pocket. Tweezers were in his front left jean pocket. I bagged and labeled these items and took them into custody. No wallet was located on his person. I searched other pockets including fleece and backpacks for identification and weapon purposes. Nothing was located concerning my intent. Numerous miscellaneous items were observed in several pockets of backpacks. I decided to leave all affixed articles in tact to preserve evidence collection. Before placing decedent in body pouch, I captured close-up images of his hands and face/helmet. We then placed decedent in red body pouch. I zipped body pouch shut. We transferred decedent to adjacent electric gurney I had staged. He was strapped to gurney and I loaded him into Coroner Unit. The decedent was secured in Coroner Unit under lock and key at that time.

I took photographic imaging of subject motorcycle and law enforcement vehicle. The motorcycle was rather unremarkable. There was minor damage to the left side. The left fairing was scratched and cracked consistent with type of accident. Organic debris matter was lodged in crevasses of base parts. A blood pattern of rather uniform splatter marks, right to left, were present on top of left fairing directly below left brake. Splotches of blood were also apparent about the steering column area. The windshield had been practically severed from the motorcycle with a piece hanging off left side. Both tires were much worn.

The subject law enforcement vehicle was a Ford F150, CA license plate [REDACTED] dark in color bearing the lettering "Hoopa Tribal Police" on left, right and back panels. It was positioned in the south bound lane angled northwest virtually facing the motorcycle/driver. The left and right doors were open. Numerous what appeared to be bullet holes were present of the driver side exterior door. The driver door widow which was in upright position was fragmented and appeared to show two holes. Considering the projectile, I observed additional holes in the interior driver door and upper area of cab. I observed an additional hole of exterior consistent with bullet at rear of the vehicle; top left of tailgate.

On or around this time, I vacated the scene to facilitate contact with [REDACTED]. I departed the scene at approximately 0608 hours. Once I received cellular reception, I accessed a turnout off southbound Highway 96 and made telephone contact with [REDACTED]. I first addressed physical descriptors of decedent such as height and weight as well as clothing and the unique monochromatic tattoo of Old English lettering at navel. The descriptors were consistent as was the unmistakable tattoo she described; the placement, style and lettering of their family name. She was confident it was [REDACTED] however I did discuss additional identification standards. She provided his full name as "[REDACTED] [REDACTED] [REDACTED]" date of birth, [REDACTED]. She requested to see [REDACTED] to which I explained the protocol of securing evidence in any homicide. She acknowledged our process and understood [REDACTED] would be viewable after autopsy. We discussed final disposition arrangements and learned of next of



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kin, spouse, [REDACTED] [REDACTED] and [REDACTED]. I was told they were both present at that time. His spouse was privy to what had occurred. [REDACTED] [REDACTED] stated she had legal guardianship of [REDACTED]. His biological father, her current spouse, was also said to be present.

[REDACTED] [REDACTED] said the last time she saw [REDACTED] [REDACTED] was at [REDACTED] residence in Willow Creek the day before at his daughter's birthday party. He had arrived in the morning and returned in the evening for the party. He departed the residence at approximately 2000 hours. He came and went on a red motorcycle. She believed it was a male friend's out of Trinity County, name unknown. He had been driving it on and off for approximately 2 months. She did not know of him to own his own vehicle. When he departed he said he was headed to Hoopa. She was not sure where he was living. She did not believe he had a permanent residence and said he had been "bouncing around" Humboldt County. He was a native and resident of Humboldt County. She said he was not Native American.

[REDACTED] [REDACTED] acknowledged [REDACTED] [REDACTED] had a serious drug problem, most acutely in the past 6-9 months. She believed his primary drug was heroin. She believed he was actively using drugs because he hadn't been around much which was a telltale sign. He had made attempts in the past to get clean from drugs. According to his spouse, he hadn't been using the week prior to his death. He had been planning a retreat into the Marble Mountains as part of his cleansing process.

She had heard through the grapevine there was a shooting involving [REDACTED] [REDACTED] and victim however she was not aware of the particulars. She knew who the victim was and believed victim and son's relationship was rooted in drug activity. On or around that time she requested to refrain from speaking about these matters any further. I acknowledged the sensitivity and timing of our conversation and complied with her wishes. I provided my on-call telephone number in the event of after hour inquiries. We agreed to speak the next business day for confirmation of autopsy and impending final disposition arrangements. This concluded our conversation.

I continued transport to Coroner's Office where I arrived at approximately 0806 hours. I removed decedent from locked Coroner Unit and transferred him to morgue area. I accessed body pouch and measured approximate height of decedent with helmet. I zipped body pouch shut and reinforced opposing zippers with locking zip tie. I covered zip tie with clear tape which I scribed my initials and date upon. This was done to ensure no further access to body until time of forensic autopsy. I accessed Sheriff (OMS) Offender Management System where I located the most current case of [REDACTED] [REDACTED] [REDACTED] (D.O.B: 06/04/1988), Booking Date and Number, 04/17/2015, 1500003121 respectively. I printed his front and side view booking photographs for future comparison. Physical characteristics consistent with decedent were listed as 6'3", 185 pounds, hazel eyes, fair skinned and medium build as well as tattoo of abdomen, "[REDACTED] Referenced booking documentation has become part of this file.

At that time, I logged decedent into Coroner system as [REDACTED] [REDACTED] Using



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permanent black marker, I wrote the case number (201504289), name ([REDACTED] [REDACTED]) date (09/04/15) type (OIS) and initials (TE) on top plane of body pouch. I affixed the two bags of non-evidentiary value displaying the contents of his jean front pockets onto the foot of body pouch. I placed decedent into locked refrigeration at approximately 0830 hours.

Subsequently, I began facilitating forensic autopsy with forensic pathologist, Mark A. Super, M.D.

The next business day, 09/08/15, I telephoned mother, [REDACTED] [REDACTED] and conveyed autopsy date. We discussed final disposition arrangements. I also inquired into past medical history. She did not know [REDACTED] [REDACTED] to be on any medications or to be suffering from significant medical conditions. She believed he had some lower back pain from a remote accident where he sought medical treatment through local Willow Creek (GP) General Practitioner, Norman Benski, M.D. Any medical records citing medical conditions she believed would exist through his office. Following our conversation, I requested medical records from Willow Creek Community Health Center where Dr. Benski practices.

I requested EMS records from Hoopa Ambulance of K'IMA;W Medical Center which I received shortly thereafter. Records indicated EMT-Paramedic [REDACTED] declaring time of death 2104 hours via heart monitor, asystole in leads I, II and III. Records listed Dispatch notified at 2036 hours, unit en route 2044 hours, and at scene, 2100 hours. Patient's position was described as Right Lateral Recumbent. Narrative was unremarkable. This record has become part of this file; see record for comprehensive review.

At approximately 2315 hours, I removed [REDACTED] from refrigeration and transferred him to Coroner Unit for transport to Radiology. At approximately 2345-0015 hours, fluoroscopic images of [REDACTED] were captured by Mad River Hospital Radiology Technician, Marc Davis. Upon completion of radiology, I received one disc copy of burned images. I transported [REDACTED] back to morgue and returned him to refrigeration at 0045 hours.

On 09/11/15, at approximately 0800 hours, the forensic autopsy of [REDACTED] [REDACTED] was performed by Forensic Pathologist Mark A. Super, M.D. Also present were Autopsy Technicians, K. Swenson and S. Evans, Humboldt Sheriff Detectives, Jennifer Turner and Todd Fulton as well as District Attorney Investigator, Marvin Kirkpatrick. Autopsy documentation consisting of Necropsy Worksheet, Necropsy Body Diagram, Autopsy Specimen Recovery Form, Toxicology Requisition Form and Sign In/Out Sheet have become part of this file. The only evidence item taken in control at autopsy by Coroner was DNA Kit. All other evidence collected at autopsy was under the control of Sheriff Evidence Technician, Andrew Campbell. See Sheriff ET Campbell's report for all evidence collected and booked. Dr. Super determined the preliminary cause of death to be gunshot wound of neck into chest (minutes); right to left, down 45-60 degrees, front to back. Upon completion of pathologist investigation, pathologist report will become part of this file.

On 09/14/15, I compared [REDACTED] booking photograph of 04/17/15 to decedent. A



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strong resemblance was grossly apparent. I took fingerprints of right hand. I requested and received a copy of [REDACTED] fingerprints archived in the system of CA DOJ from Sheriff ET, A. Campbell. The comparison of prints were also a grossly apparent match.

I shipped overnight delivery via FedEx femoral blood sample to Central Valley Toxicology (CVT) for Complete Drug Screen.

I signed the Certificate of Death, Coroner Section (107-113, 119-128), "Pending Investigation" per outstanding Pathologist Report.

On 09/15/15, [REDACTED] was released to Brett Huska of Ayres Family Cremation; see documentation of release which has become part of this file.

On 09/18/15, our office received medical records of [REDACTED] from Willow Creek Community Health Center, Dr. Norman Benski, Primary Care Physician. Most current medical record was from 05/12/2011. All medical records were considered unremarkable in relation to our investigation. Subsequently, a copy was forwarded to Dr. Super. A copy has become part of this file.

On 09/25/15, our office received CVT Toxicology Complete Drug Screen which detected Methamphetamine and Opiates. The quantitative amount of each are as follows:

1. Morphine: 0.65 mg/L
1. Codeine: 0.01 mg/L
1. 6MAM: Present (6MAM is active metabolite found in heroin)
2. Methamphetamine: 0.80 mg/L
2. Amphetamine: 0.25 mg/L
3. Hydromorphone: 0.02 mg/L

*For interpretation of levels, please see report which has become part of this file.

At the time of this report, our office was not in receipt of Pathologist Report. Upon receipt, the Certificate of Death, Cause and Manner, will be amended to reflect Pathologist Report. I do not anticipate any significant pathological findings different than what was observed and conveyed at autopsy therefore I expect the cause of death to remain the same, Gunshot Wound of Neck into Chest. See Pathologist Report and/or Certificate of Death Amendment for conclusion of investigation.

Case cleared. Please forward copy of my report to CIRT investigating agencies, namely, Sheriff Detective, Todd Fulton. End report.



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Officer - Supplemental 7 2023 ENRIGHT TREVOR Report Date 09/07/2015

Supervisor Review 0884 STEWART ERNEST D Review Date _____

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Narrative - Supplemental 8

Officer - Supplemental 8 2023 ENRIGHT TREVOR Report Date 09/07/2015

Supervisor Review 0884 STEWART ERNEST D Review Date _____

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Narrative - Supplemental 9 On 9-4-2015 at around 2010 hours, I was contacted by phone by Sgt. S. Williams. Sgt. Williams notified me there had been a shooting at the Hoopa Ray's Food Place parking lot. Sgt. Williams told me the victim had been shot in the leg, but the wound appeared to be non-life threatening. Sgt. Williams asked me for advise on the vehicle that was on scene, and apparently involved in the shooting. Sgt. Williams told me a shotgun had been located inside the vehicle in plain view, and subsequently secured. I advised Sgt. Williams to attempt to obtain a consent to search from the registered owner. If the R.O. refused, the vehicle was to be towed for evidence, and I would write a search warrant for the vehicle. I concluded my conversation with Sgt. Williams at this time.

On 9-4-2015 at about 2039 hours, Sgt. Williams called me again stating there was an officer involved shooting by the Weitchpec bridge on SR-96. Sgt. Williams told me he was unsure if anyone had been shot at this point, but the [REDACTED] was not showing his hands to officers on scene. At this point, the cell service was poor, so I told Sgt. Williams I was activating a Critical Incident Response Team (C.I.R.T.) call out. I asked that Sgt. Williams freeze the scene once it was safe and secured.

I immediately phoned Humboldt County District Attorney Chief Investigator W. Cox and advised him of the situation. Chief Cox told me Investigator M. Kirkpatrick was in charge because Cox was on vacation. I phoned Investigator Kirkpatrick who said he didn't believe anyone was available to respond from the DA's Office but he would check.

I phoned Humboldt County Sheriff's Office Investigator T. Fulton who was the on call Investigator advising him of the situation, and requested he respond to the HCSO main office for a briefing. I phoned H.C.S.O. LT. K. Miller who was the duty officer and advised him I needed the Department of Justice for evidence and needed officers from Eureka, P.D. Arcata P.D. Fortuna P.D. I phoned HCSO Detective J. Turner and requested she respond to the HCSO main office for a briefing. I phoned HCSO Evidence Technician J. Braud and requested she respond for evidence processing. E.T. Braud requested additional help. I phoned HCSO Deputy S. Hicks and requested he respond to assist.

At around 2130 hours, I arrived at the HCSO main office and met with Investigator Fulton, Detective Turner, Humboldt County District Attorney's Office



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Investigators M. Kirkpatrick, M. Morris, HCSO Evidence Technicians J. Braud, S. Hicks and LT. K. Miller. The briefing was moved to the Criminal Investigations Division conference room. Eureka Police Department Senior Detective R. Harpham, Sgt. K. Howden, E.P.D. Evidence Technician Patton and Fortuna Police Department Officer T. Dias arrived on scene as well for the briefing. I was advised at this time that the Department of Justice was unable to respond for evidence collection.

Investigator Fulton and I established duties and locations for all personnel involved. At this point, my involvement ended. I advised Investigator Fulton I was available to author a search warrant if needed and went off duty.

Officer - Supplemental 9 1701 MUSSON GREGORY Report Date 09/08/2015

Supervisor Review 0896 FREESE DIANA M Review Date 09/14/2015

Distribution HCDA'S OFFICE/ INVESTIGATOR T. FULTON

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Narrative - Supplemental 10 On 09-04-2015, at about 2100 hours, I was called at home by Officer in Charge Investigator G. Musson. Investigator Musson advised me, there had been an Officer Involved Shooting in the Hoopa/ Weitchpec area resulting in the activation of the Critical Incident Response Team (CERT.) Investigator Musson advised a pursuit had taken place between Hoopa Valley Tribal Police Sergeant S. Ruiz and the [REDACTED] in this case later determined to be [REDACTED] [REDACTED] had previously shot a subject, later determined to be [REDACTED] [REDACTED] in the Ray's Food Place parking lot in Hoopa about an hour prior to the officer involved shooting. [REDACTED] had been located by Hoopa Valley Tribal Sergeant Seth Ruiz while BOLOing for [REDACTED] who was reportedly riding a red in color motorcycle. A pursuit ensued resulting in [REDACTED] running off the roadway in the Weitchpec area. [REDACTED] reportedly fired upon Sergeant Ruiz when he arrived on the scene of the accident. I was told to respond to the Sheriff's Criminal Investigations Division to brief responding outside agencies per CERT guidelines, while Investigator Musson attempted to contact assisting agencies. Investigator Musson advised me I would be the primary Investigator and Detective J. Turner would be my second.

I arrived at the Criminal Investigations Division at about 2150 hours, and began composing teams of Investigators and Evidence Technicians and their assignment. Below is a list of responding personnel, their teammate and their assignment, regarding this investigation.

Humboldt County District Attorney's Office Investigator M. Kirkpatrick and I were teamed together as lead and co-lead and would be conducting interviews with involved officers, and overseeing the investigation.

Eureka Police Department Senior Detective R. Harpham, HCSO Detective J. Turner and Eureka Police Department Evidence Technician R. Patton were assigned as a team. They were assigned to respond to Mad River Hospital to take a statement from the shooting victim from Ray's Food Place, [REDACTED] [REDACTED] and collect any items of possible evidentiary value. Upon conclusion of their assignment they were to respond to the incident location in Weitchpec and assist as needed.



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Fortuna Police Department Task Force Agent T. Dias and HCSO Deputy S. Hicks were assigned to respond to the Hoopa Valley Tribal Police Station to photograph and collect items of evidentiary value from HVTPD Sergeant Ruiz.

Humboldt County District Attorney's Office Investigator M. Morris, Humboldt State University Evidence Technician Z. Mendoca and HCSO Evidence Technician J. Braud were assigned as a team. They were to respond to the officer involved shooting scene located in Weitchpec and process that location for evidence.

Deputy R. Reynolds and Deputy C. Lamb were called out from home. Deputy Reynolds was to take the Command Van to the scene to provide lighting and scene security. Deputy Lamb was to assist as needed and provide scene security.

It was learned the incident location to be investigated was located on Hwy 96, just across the Weitchpec Bridge towards the community of Orleans. It was learned through HCSO Dispatch, HVTPD Sergeant Ruiz and first on scene backup HVTPD Chief Guyer were still at the incident location. It was relayed to the on scene deputies through HCSO Dispatch to have HVTPD Sergeant Ruiz and HVTPD Chief Guyer removed from the location and escorted immediately to HVTPD Station where they were to be kept separate and there was to be no conversation regarding the shooting.

Once all CERT members arrived at HCSO Criminal Investigations Division, they were briefed and duties were assigned. Shortly thereafter all parties responded to their respective assignments.

Investigator Kirkpatrick and I responded to the Hoopa Valley Tribal Police Station arriving at about 0120 hours. Upon arrival, I located HVTPD Sergeant S. Ruiz sitting in the office briefing room with HCSO Deputy G. Berry. HVTPD Chief E. Guyer was seated in the dispatch center of the station. Both HVTPD Chief Guyer and HVTPD Sergeant Ruiz had been separately sequestered at the Tribal Office to await our response. We checked HVTPD Sergeant Ruiz's condition and advised him we would not be talking to him on this date but would be in touch with his legal representation at the appropriate date and time.

At about 0135 hours, Officer T. Dias and HCSO Deputy S. Hicks arrived at the Hoopa Station. HVTPD Sergeant Ruiz was introduced to Officer Dias and Deputy S. Hicks as part of the investigative team, would be processing and collecting his clothing and firearm as evidence. (See their respective reports for information regarding their involvement in this investigation.)

Investigator M. Kirkpatrick and I interviewed HVTPD Chief Guyer in an empty office at the station. During the interview all doors had been closed to assure HVTPD Sergeant Ruiz could not hear our interview with HVTPD Chief Guyer. Below is a synopsis of the interview with HVTPD Chief Guyer. This interview was audio recorded utilizing my digital audio recorder. The recording was downloaded to CD, which was entered into evidence. For full details regarding the interview see evidence CD.

The interview started at about 0145 hours, on 09-05-2015. Present during the interview were Investigator Kirkpatrick, HVTPD Chief Guyer and myself. I asked HVTPD Chief Guyer to tell me about how he became involved in this investigation and what his involvement was. HVTPD Chief Guyer told me on 09-04-2015, at about 1920 hours, he was off duty sitting in the dispatcher center of the Hoopa Tribal Police Department. HVTPD Chief Guyer told us he heard a call come out regarding a shooting in the Ray's Food Place parking lot in Hoopa. HVTPD Chief Guyer went



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home to change his clothes and requested of his dispatch to call out, off duty HVTPD Sergeant S. Ruiz. HVTPD Chief Guyer believed HCSO Deputy Comer was working alone at the time of the call for service regarding the shooting. HVTPD Chief Guyer responded to Ray's Food Place at about 1938 hours, after responding home to change his clothing. HVTPD Chief Guyer told us Sergeant Ruiz arrived on scene at Ray's about 1948 hours. They assisted Deputy Comer in his investigation. While at the Ray's Food Place parking lot shooting scene, Nina McCovey approached the scene and said, the person who shot [REDACTED] who HVTPD Chief Guyer said had been previously identified as [REDACTED] (HVTPD Chief Guyer could not remember [REDACTED] first name at that time of this interview,) was currently riding up and down Hwy 96 and had just past the scene. After receiving this information, HCSO Deputy G. Berry, who had just arrived on scene, and HVTPD Sergeant Ruiz left to BOLO (Be On the Look Out) for the motorcycle. HVTPD Chief Guyer remained on scene with Deputy Comer. While assisting Deputy Comer, HVTPD Chief Guyer overheard emergency radio traffic that HVTPD Sergeant Ruiz was attempting to overtake a high speed motorcycle on Marshal Lane in Hoopa. HVTPD Chief Guyer cleared the initial shooting scene at Ray's and responded to assist HVTPD Sergeant Ruiz. HVTPD Chief Guyer made radio contact with HVTPD Sergeant Ruiz, who was broadcasting on Hoopa Police Frequencies. HVTPD Chief Guyer requested HVTPD Sergeant Ruiz change radio frequencies to HCSO "Control 1." HVTPD Chief Guyer said the pursuit traveled northbound on Hwy 96 towards Weitchpec from Hoopa. HVTPD Chief Guyer said he heard HCSO Sergeant Ruiz give location updates as the pursuit continued north on Hwy 96. HVTPD Chief Guyer said as he approached the sign depicting the boundary of the Yurok Reservation located just south of the Weitchpec, he overheard Sergeant Ruiz broadcast over the emergency radio that shots had been fired. HVTPD Chief Guyer arrived about a minute to a minute and a half later. HVTPD Chief Guyer pulled his department issued vehicle beside HVTPD Sergeant Ruiz who was at that time standing at the rear of his department issued patrol vehicle, weapon drawn, pointed at a subject on a motorcycle. HVTPD Chief Guyer drew his department issued firearm and pointed it at the subject, later determined to be [REDACTED] on the motorcycle, and gave verbal commands to [REDACTED] to show his hands. Approximately 30 seconds passed and HCSO Deputy Berry arrived on scene. Deputy Berry took a position of advantage near the front of one of the patrol vehicles and with his firearm covered the [REDACTED]. Approximately three minutes later, Deputy Comer arrived on scene. Deputy Comer, Deputy Berry, and HVTPD Chief Guyer approached the [REDACTED] who was now lying beside the motorcycle. They were checking for weapons and signs of life. HVTPD Chief Guyer said, as they approached, he observed the [REDACTED] had his eyes open and there was no visible sign of breathing. HVTPD Chief Guyer told us, as they approached the [REDACTED] Deputy Berry administered a short blast of Pepper Spray, which had no effect on the subject. HVTPD Chief Guyer stated, he was not sure whether the blast of Pepper Spray actually reached the [REDACTED] when deployed. During the examination of the [REDACTED] there were no signs of life observed. Deputies observed the suspect's weapon appeared to be empty of ammunition, with the slide portion of the firearm, in the locked back position. Deputies exited the scene to preserve its integrity leaving the firearm in its original position. Police Line Barrier Tape was utilized to secure the scene around the incident. HVTPD Sergeant Ruiz was asked to sit in the front seat of one of the HCSO Deputies patrol vehicle to remove him from the scene. Deputy Comer stood by with HVTPD Sergeant Ruiz for a



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while then Deputy Comer was relieved by Deputy G. Berry.

HVTPD Chief Guyer told us HVTPD Sergeant Ruiz was driving, a clearly marked with reflective "Tribal Police" markings, Ford F-150, four door, pickup, blue in color. HVTPD Chief Guyer told us upon his arrival at the scene, HVTPD Sergeant Ruiz's vehicle's overhead emergency lights and siren were activated. HVTPD Chief Guyer told us he deactivated the emergency siren in HVTPD Sergeant Ruiz's vehicle upon completion of checking the [REDACTED] of weapons and observing the [REDACTED] for signs of life. I advised HVTPD Chief Guyer, I observed HVTPD Sergeant Ruiz was currently wearing blue jeans, a black shirt with "POLICE" markings on it and a black in color vest plate carrier over top the tee shirt with "POLICE" markings front and rear. I asked HVTPD Chief Guyer if that was HVTPD Sergeant Ruiz's normal uniform. HVTPD Chief Guyer said with the exception of the blue jeans, that was HVTPD Sergeant Ruiz's normal uniform. HVTPD Chief Guyer was asked at what point was medical aid called to the scene. HVTPD Chief Guyer said once they checked the [REDACTED] for weapons and the scene was rendered safe, the responding Hoopa Ambulance #82, was brought in to check the [REDACTED] and HVTPD Sergeant Ruiz. HVTPD Chief Guyer said medical staff for the ambulance consisted of [REDACTED] [REDACTED] and [REDACTED] HVTPD Chief Guyer said once the incident was secured, Sergeant Ruiz began to throw-up, was having a hard time breathing and appeared very "hyped" up. HVTPD Chief Guyer said after he saw HVTPD Sergeant Ruiz's vehicle had a number of bullet holes in the driver's side door. HVTPD Chief Guyer had HVTPD Sergeant Ruiz remove his ballistic plate carrier so he could be checked for injuries. No Injuries were found on HVTPD Sergeant Ruiz. HVTPD Sergeant Ruiz was administered oxygen by the ambulance staff and observed by ambulance medical staff. I asked HVTPD Chief Guyer if HVTPD Sergeant Ruiz was on light duty at the time of the incident. HVTPD Chief Guyer said HVTPD Sergeant Ruiz was on light duty due to him not being able to push or pull (HVTPD Chief Guyer motioned with his hands as though he was pushing and pulling something while describing HVTPD Sergeant Ruiz's light duty status.) HVTPD Chief Guyer said HVTPD Sergeant Ruiz was not taking any pain medications for his light duty status. HVTPD Chief Guyer stated, he had no concerns in regards to Sergeant Ruiz being under the influence of any substances. HVTPD Chief Guyer told us, he did not see any shots exchanged between Sergeant Ruiz and the [REDACTED] HVTPD Chief Guyer said he was the first to arrive on scene to assist HVTPD Sergeant Ruiz and no shots were fired from any responding back-up officers or deputies.

At about 0223 hours, at the conclusion of the interview with HVTPD Chief Guyer, Investigator Kirkpatrick and I responded to the Weitchpec incident location, arriving at about 0236 hours.

Upon arrival, I observed CHP had Hwy 96 closed and were providing traffic control at the Weitchpec Bridge and at the south end of the incident location, approximately ¼ mile north on Hwy 96. I observed crime scene tape had been placed across Hwy 96 at both ends of the incident. The Command Van was set up with lighting provided to evidence personnel. Deputy Lamb was maintaining a crime scene log while evidence personnel conducted their investigation. While being briefed in regards to the scene, I observed a red in color Honda street bike California Vehicle License Plate # [REDACTED] off the left side of the roadway with a deceased male subject lying on the left side of the bike. The subject was



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wearing a motorcycle helmet with the face shield up, a black and gray colored ballistic nylon style motorcycle jacket and black pants. There was a large amount of blood pooling around the face of the subject. I observed a Ruger firearm, lying on the motorcycle near the handlebars. Approximately 18' south of the motorcycle in the roadway with the headlights pointed towards the position of the motorcycle was HVTPD Sergeant Ruiz's patrol vehicle. The HVTPD patrol vehicle was parked on Hwy 96 with the front facing the motorcycle's location. The patrol vehicle's the overhead emergency lights were activated and the driver's side door was open. The driver's side door contained at least eight gunshot holes and the driver's side door window contained at least two gunshot holes. To the rear of the patrol vehicle, I observed numerous shell casings scattered about on the ground. For full details regarding evidence collected and scene documentation see appropriate attached report authored by APDET. Officer Mendoca.

On 09-05-2015, at about 0432 hours, Humboldt County Deputy Coroner T. Enright arrived on scene. Deputy Enright conducted his investigation, taking photographs of the scene and took possession of [REDACTED] body. Deputy Coroner Enright was tasked with contacting [REDACTED] mother, who had been calling HCSO dispatch regarding [REDACTED]. Deputy Coroner Enright did make phone contact with [REDACTED] mother who told him [REDACTED] had been riding a motorcycle earlier in the evening of 09-04-2015. See Deputy Coroner Enright's report for full details regarding next of kin notification and mother's statements.

On 09-05-2015 at about 0615 hours, two tow trucks from Humboldt Towing arrived and took possession of both the motorcycle and patrol vehicle. These vehicles are to be stored at the indoor secured facility of Humboldt Towing in Eureka.

On 09-06-2015, at about 1702 hours, I received a phone call from Hoopa Valley Tribal Police Officer Carl Norton. Officer Norton advised me, he had been contacted by an acquaintance, [REDACTED] told Officer Norton he was in a vehicle that had pulled off to the right side of the roadway the night of Sergeant Ruiz's shooting in Weitchpec.

[REDACTED] said he observed the entire shooting incident. Officer Norton told me he advised [REDACTED] a Sheriff's Investigator would be contacting him for a statement at a later date. Officer Norton told me [REDACTED] would be willing to make a full statement regarding what he observed. Officer Norton provided me with [REDACTED] contact phone number for follow-up.

On 09-08-2015, I received a phone call from Attorney [REDACTED]. Attorney [REDACTED] advised me he was providing legal representation for HVTPD Sergeant Ruiz. I asked Attorney [REDACTED] when he thought HVTPD Sergeant Ruiz would be ready for an interview and location walk-through. Attorney [REDACTED] told me they, he and HVTPD Sergeant Ruiz would be available for an interview on 09-08-2015. We agreed to 09-08-2015 at about 1300 hours.

On 09-08-2015, Investigator Kirkpatrick and I traveled to the Hoopa Tribal Valley Police Station in Hoopa for an interview with HVTPD Sergeant Ruiz. We arrived at about 1300 hours, and the interview started at about 1321 hours. This interview was audio recorded utilizing my digital audio recorder. This recording was



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downloaded to CD which was later entered into evidence. Below is a synopsis of the interview with HVTPD Sergeant Ruiz. For full details regarding this interview see evidence CD.

The interview was conducted in an empty office at the HVTPD Station. Present during the interview was Investigator Kirkpatrick, Attoreny [REDACTED] HVTPD Sgt. S. Ruiz and I. HVTPD Sergeant Ruiz was advised by Investigator Kirkpatrick he was at the interview on his own free will and could walk out of the interview at any given time. I advised HVTPD Sergeant Ruiz he was not, at this time, the [REDACTED] in any criminal investigation. We asked HVTPD Sergeant Ruiz if he has had time to consult with his legal counsel prior to this interview. Both HVTPD Sergeant Ruiz and Attorney [REDACTED] said, yes. I asked HVTPD Sergeant Ruiz to explain to us his involvement in the initial shooting investigation of [REDACTED] and to conclude at the end of when he became involved in the shooting with [REDACTED] on 09-04-2015.

HVTPD Sergeant Ruiz told us he received a Call from HVTPD Chief Guyer who advised him there had been a shooting in the downtown area of Hoopa and asked if he would respond to assist. HVTPD Sergeant Ruiz agreed to respond to assist. HVTPD Sergeant Ruiz said he was dressed in his blue jeans, a black POLICE shirt and his duty belt with holster. Officer Ruiz responded to Ray's Food Place in Hoopa in his fully marked Hoopa Valley Tribal Police patrol vehicle. When HVTPD Sergeant Ruiz arrived on scene, HVTPD Chief Guyer, Deputy Comer, and the Hoopa Ambulance were already on scene. HVTPD Chief Guyer and HVTPD Sergeant Ruiz responded to the Lucky Bear Casino in Hoopa to determine if there was any surveillance footage of the incident. Just prior to responding, HVTPD Sergeant Ruiz donned his ballistic plate carrier which holds HVTPD Sergeant Ruiz's emergency portable radio and other police related equipment. During the viewing of the surveillance footage of the incident, HVTPD Sergeant Ruiz said he observed a subject exiting the scene on a red in color motorcycle and an additional subject lying on the ground. HVTPD Sergeant Ruiz and HVTPD Chief Guyer responded back out to the shooting scene and advised Deputy Comer of what they observed in the surveillance footage. HVTPD Sergeant Ruiz stayed on scene, assisting with the loading of the gunshot victim into the ambulance. After the ambulance departed with the victim, HVTPD Sergeant Ruiz overheard witness statements made to Deputy Comer that the shooter/[REDACTED] was [REDACTED] who was last seen south bound on Hwy. 96 from the shopping center, leaving the valley. HVTPD Sergeant Ruiz then received information from an unknown female while on scene at Ray's Food Place, The subject on the motorcycle had just been seen traveling north on Hwy 96. Deputy Berry, who had arrived on scene to assist along with HVTPD Sergeant Ruiz, decided to "BOLO" for the vehicle in the Hoopa area. HVTPD Sergeant Ruiz traveled north on Hwy. 96 from downtown Hoopa. HVTPD Sergeant Ruiz traveled north to Norton Field Housing which is the furthest north residential region of the valley, checking side streets and areas of concern. HVTPD Sergeant Ruiz then traveled south on Hwy. 96 to North Marshall Lane traveling southbound. HVTPD Sergeant Ruiz came to the intersection of Big Hill Ln. and Marshall Ln. HVTPD Sergeant Ruiz observed the motorcycle coming down Big Hill Ln. onto Marshall Ln. HVTPD Sergeant Ruiz said the motorcycle passed him and proceeded north on Marshall Ln. HVTPD Sergeant Ruiz notified Hoopa Tribal Dispatch and advised the motorcycle was traveling north on Marshall Ln. HVTPD Sergeant Ruiz turned his patrol vehicle around and attempted to overtake the motorcycle. The motorcycle failed to stop at



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the stop sign and the intersection of North Marshall Ln. and Hwy. 96. The motorcycle traveled north on Hwy. 96 as HVTPD Sergeant Ruiz attempted to catch up. The motorcycle continued north on Hwy. 96 passing Norton Field Housing and into an area on Hwy. 96 known as the bluffs. HVTPD Sergeant Ruiz was able to catch up with the motorcycle somewhere in the bluff portion of the highway. (Sometime within the bluff portion of the Highway, HVTPD Sergeant Ruiz was advised to switch emergency channels on his radio to the county frequency.) Once HVTPD Sergeant Ruiz caught up with the motorcycle, he activated his overhead emergency lights and siren. The motorcycle continued to travel north on Hwy. 96 crossing the double yellow lines and at one point passing a vehicle within the double yellow lines. HVTPD Sergeant Ruiz attempted to call out his location by way of mile post markers when the opportunity presented itself. HVTPD Sergeant Ruiz said he was asked the standard pursuit traffic condition questions from HCSO Dispatch, which he answered. HVTPD Sergeant Ruiz said as they got onto the Weitchpec Bridge, still traveling north on Hwy. 96 HVTPD Sergeant Ruiz grabbed his radio microphone in preparation to notify HCSO dispatch which direction the motorcycle was going at the end of the bridge. The motorcycle swerved to the left around a white in color vehicle that had stopped at the north end of the bridge. The motorcycle attempted to continued north (right) on Hwy. 96 but ran off the road just north of the bridge. HVTPD Sergeant Ruiz swerved around the white vehicle as well as coming to a stop on Hwy. 96. HVTPD Sergeant Ruiz exited his vehicle leaving his lights and siren still activated. As HVTPD Sergeant Ruiz exited his vehicle, he drew his department handgun and pointed it at the [REDACTED] on the motorcycle. HVTPD Sergeant Ruiz gave verbal commands as loud as he could to the [REDACTED] stating "show me your hands" numerous times. HVTPD Sergeant Ruiz said he had his gun light activated and focused at the [REDACTED] who looked as though he was attempting to get up and run. The [REDACTED] appeared to have fallen to the ground. HVTPD Sergeant Ruiz said the [REDACTED] was moving around doing something (unknown to HVTPD Sergeant Ruiz.). HVTPD Sergeant Ruiz continued to give verbal commands to the [REDACTED] HVTPD Sergeant Ruiz said the next thing he knew, he saw muzzle flash and "gunshots" coming from the [REDACTED] HVTPD Sergeant Ruiz said he didn't recall if he returned fire before he sought cover or after, but did return fire at the [REDACTED] at some point. Once behind his patrol vehicle, HVTPD Sergeant Ruiz said he advised on his portable radio, shots had been fired. HVTPD Sergeant Ruiz recalled switching his portable radio from Hoopa Tribal frequency to HCSO Main channel and rebroadcasting that shots had been fired. HVTPD Sergeant Ruiz said he said something else over the radio but could not remember what that was. He did recall saying the subject had shot at him and was at this point refusing to obey verbal commands to show his hands. HVTPD Sergeant Ruiz recalled dropping his portable radio and seeking cover behind the passenger side wheel well of his patrol vehicle as shots were still being fired in his direction. HVTPD Sergeant Ruiz recalled shutting off his weapon light so not to give away his position. HVTPD Sergeant Ruiz determined he needed to figure out where the [REDACTED] was at this point. HVTPD Sergeant Ruiz returned to the back of his patrol vehicle, near the tailgate and observed the [REDACTED] was still at the motorcycle. HVTPD Sergeant Ruiz said he did not remember if he returned fire at that time. HVTPD Sergeant Ruiz said he recalled hearing sirens coming in the distance and thought it was taking a long time for them to get there. HVTPD Sergeant Ruiz continued to cover the [REDACTED] with his firearm drawn,



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continuing to give verbal commands to show his hands until back-up arrived. No further shots were fired by either HVTPD Sergeant Ruiz or the [REDACTED] from that point on. HVTPD Chief Guyer was the first to arrive to provide back-up followed by responding deputies. At some point the determination was made to attempt to secure the [REDACTED] Deputy G. Berry, Deputy J. Comer, and HVTPD Chief Guyer approached the [REDACTED] after a patrol vehicle's spot light was placed on the [REDACTED] HVTPD Sergeant Ruiz said pepper spray was utilized to illicit some type of reaction from the [REDACTED] None was obtained. HVTPD Sergeant Ruiz was removed from the scene, sequestered to a nearby patrol vehicle.

At the conclusion of the interview, I had some clarifying questions for HVTPD Sergeant Ruiz. I asked HVTPD Sergeant Ruiz to describe the uniform he was wearing at the time of the incident. HVTPD Sergeant Ruiz said he had a black in color Polo shirt with a star and name plate on the front with "POLICE" lettering on the back. HVTPD Sergeant Ruiz's vest plate carrier, which was worn over top of his Polo shirt, had a star on the left chest, "POLICE" marking in the center and a HVTPD Sergeant Ruiz's nameplate on the right side of the chest. On the back of the vest carrier was the letters "POLICE" in large block style lettering. HVTPD Sergeant Ruiz described his patrol vehicle as being clearly marked with Hoopa Tribal Police down both sides of the vehicle with an emergency light bar mounted on top of the cab of the vehicle. HVTPD Sergeant Ruiz confirmed with us the motorcycle he observed flee from the shooting at Ray's Food Place was the same motorcycle that fled from him north on Hwy. 96. I asked HVTPD Sergeant Ruiz when he arrived at the scene of the accident and the [REDACTED] fired upon him, why did he fire back at the [REDACTED] HVTPD Sergeant Ruiz said he was scared and thought he was going to get killed. He was in fear for his safety and was being fired upon so he fired back. I asked HVTPD Sergeant Ruiz if it was safe to say he was in fear for his life. HVTPD Sergeant Ruiz said yes, and that he had never been that scared in his life as he was at that point of time.

I asked if he recalled where he was standing when [REDACTED] started firing at him. HVTPD Sergeant Ruiz said he was just beside his driver's side door, not behind it and not right beside it either. I clarified with HVTPD Sergeant Ruiz, as he exited his patrol vehicle he eventually sought cover behind the back of his patrol vehicle and returned fire from that position. From the back of the patrol vehicle he then moved to the passenger side rear wheel well, where he shut off his weapon mounted light. HVTPD Sergeant Ruiz then returned to the back driver's side portion of the vehicle. HVTPD Sergeant Ruiz agreed that was the order of his movements. (It should be noted, HVTPD Sergeant Ruiz stated he could not recall exactly where he was standing or at what point in the shooting he returned fire.) HVTPD Sergeant Ruiz told us he has known [REDACTED] most of his life. HVTPD Sergeant Ruiz has had on occasion, had both personal and professional contact with [REDACTED] HVTPD Sergeant Ruiz stated he felt as though [REDACTED] had no regard for the safety of the public while speeding through the Bluffs and estimated [REDACTED] crossed the double yellow lines no less that ten times. The interview concluded at about 1351 hours.

At the conclusion of the interview, HVTPD Sergeant Ruiz agreed to do a video recorded walk through at the incident scene in Weitchpec. HVTPD Sergeant Ruiz, Attorney [REDACTED] Investigator Kirkpatrick, HCSO Evidence Technician A. Campbell and I responded to the incident location. This recorded walk through was video recorded by Evidence Technician A. Campbell. The recording was downloaded to DVD



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which was later entered into evidence by ET. Campbell. No additional information was obtained regarding the happenings of the incident during the walk through. After the recording was concluded ET. Campbell. Investigator Kirkpatrick and I remained on scene and looked for additional items of evidence. During the initial evidence gathering of [REDACTED] shell casings only six were located. We were able at this time to locate an additional four, 9mm casings. These casings were collected by ET. Campbell and entered into evidence.

On 09-08-2015, at about 1530 hours, Investigator Kirkpatrick and I stopped at the Hoopa Mini Market to ascertain if the store's surveillance camera's captured any of the events in the Ray's Parking lot, or the motorcycle traveling through the area. The cameras did not provide any useable information regarding this investigation.

On 09-08-2015 at about 1602 hours, Investigator Kirkpatrick and I drove to Ray's Food Place in Hoopa to ascertain if the store had any surveillance footage of the shooting incident that occurred on 09-04-2015 in their parking lot. We were advised the external parking lot camera was no longer operating so no footage was available.

On 09-08-2015 at about 1615 hours, Investigator Kirkpatrick and I walked from Ray's Food Place in Hoopa to the Lucky Bear Casino. The Casino and Ray's share the same parking lot and I know from previous investigations that the Lucky Bear Casino has an excellent surveillance camera system and has an operating exterior parking lot camera. We contacted [REDACTED] the Senior Surveillance/Compliance Officer for Hoopa Valley Gaming Commission. We advised [REDACTED] what we were looking for and asked for her assistance in obtaining the footage from the incident. [REDACTED] was able to locate the surveillance footage of that shooting incident. We watched the footage from the exterior parking lot camera and observed a subject later determined to be [REDACTED] pull into the parking lot on a red in color street bike motorcycle. The motorcycle parks alongside the driver's side of a silver/gray colored sedan vehicle. [REDACTED] got off the motorcycle and appears to converse with the occupants of the vehicle for about ten minutes. During the conversation, [REDACTED] got into the trunk of the vehicle twice. During this time a male subject exits from the vehicle and appears to put on a motorcycle helmet and straddle the motorcycle. As the camera pans left to right we observe a male subject on the motorcycle leaving the location and [REDACTED] on the ground grabbing at his leg. The subject on the motorcycle was wearing a black and grey colored jacket, black pants and a motorcycle helmet. The subject appears to pull from the parking lot and onto Hwy. 96, unknown direction of travel. The camera operator is notified of the incident in the parking lot and the camera is manually moved to the incident location where it remained during law enforcement response and medical aid. We provided [REDACTED] with a thumb drive and request she download the footage to the thumb drive so it could be entered into evidence. [REDACTED] agreed to do so and advised the surveillance footage would be ready for pick-up the following day.

On 09-08-2015, at about 1645 hours, I made phone contact with [REDACTED] [REDACTED] I



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advised [REDACTED] Investigator Kirkpatrick and I would like to meet with him in regards to this investigation and what he observed of the shooting. [REDACTED] advised he was at home and would be available for an interview on this day. [REDACTED] provided us with his home address, which is where we would meet with him. Investigator Kirkpatrick and I responded to [REDACTED] residence in McKinleyville and met with him outside his home. [REDACTED] provided us with an eye witness account of the shooting between [REDACTED] and Sergeant Ruiz. [REDACTED] also provided us with two other eye witnesses to the shooting who were with him at that time. [REDACTED] told us [REDACTED] was driving the vehicle he was in and [REDACTED] who is the girlfriend of [REDACTED] was the front passenger seat in that vehicle. [REDACTED] provided us with contact information for [REDACTED] and [REDACTED] whom we met with later that evening. For details regarding the interviews with [REDACTED] [REDACTED] and [REDACTED] see Investigator Kirkpatrick's report.

On 09-09-2015, I responded to the Lucky Bear Casino in Hoopa and collected the thumb drive containing the video surveillance footage, from [REDACTED] [REDACTED] This thumb drive was entered into evidence.

On 09-14-2015 I mailed the CHP 180 receipts, to the registered owner of the motorcycle [REDACTED] was riding and the other to Hoopa Tribal Police.

On 09-17-2015, HCSO Evidence Technician A. Campbell, APD Evidence Technician Z. Mendoca, HCSO Sgt. D. Freese, HCSO Community Service Officer S. Hanson, HCSO Community Service Officer S. Soeth and I responded to 101 H St., in Eureka to search the vehicles involved with this case. We arrived at about 1000 hours. The vehicles, a "Hoopa Valley Tribal Police" Ford F-150 and the red in color Honda street bike had been pulled from storage and set out within the Humboldt Towing enclosed facility prior to our arrival. A search of the exterior of the motorcycle produced no items of evidentiary value and it appeared as though the motorcycle sustained no damage as a result of gunfire. The "Tribal Police" vehicle was searched for bullet fragments and projectiles. Fragments were found within throughout the interior of the "Tribal Police" vehicle with two projectiles being recovered from the driver's seat. Trajectory rods were placed into the bullet holes on the exterior of the driver's side door producing the angle the shots were fired from. At this time it appears that the trajectory of the bullet holes found in the driver's side door are consistent with the incident scene. The driver's side door of the vehicle was removed and obtained for evidence to be later examined for projectiles. The search concluded at about 1215 hours. The vehicles were released to the registered owners. Video as well as still photographs were taken of both vehicles prior to search. For full details regarding the evidence collected from the vehicle, see Evidence Technician A. Campbell's report.

Any further information regarding this case will be provided via supplemental report. Request this report be forwarded to the district Attorney's Office for review.

Nothing further at this time.



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Officer - Supplemental 10 1394 FULTON TODD Report Date 09/08/2015

Supervisor Review _____ Review Date _____

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Narrative - Supplemental 11 On 09/04/15 at approximately 2100 hrs, I was contacted by Investigator Musson and requested to respond to the Humboldt County Sheriff's Office (HCSO) as part of the Critical Incident Response Team for an officer involved shooting (OIS). I arrived at the Sheriff's Office at approximately 2200 hrs and was informally briefed by Investigator Fulton. A formal briefing with employees from numerous law enforcement agencies occurred at approximately 2300 hrs. I was assigned to work with Humboldt State University Evidence Technician (ET) Zan Mendonca and District Attorney Investigator Martin Morris on processing the OIS scene near Weitchpec.

ET Mendonca and I left for the scene in the marked HCSO evidence truck at 2400 hrs. We arrived at the scene at approximately 0135 hrs. The weather was cool and dry. Due to the time of night, lighting was poor. Deputy Reynolds assisted by providing a portable light from the HCSO command van.

The scene was located on the shoulder and the roadway of Highway 96, in the town of Weitchpec. The East and West sides of the scene were marked off and secured by yellow crime scene tape and several law enforcement vehicles, including the HCSO command van. The North side of the scene was blocked by steep terrain and the south side of the scene was blocked by a slope down to the Klamath River. Deputy Lamb was on scene and was responsible for documenting who was entering and exiting the crime scene.

DA Investigator Morris, ET Mendonca and I were briefed by Deputy Comer, who stated he had marked several bullet casings on the ground by spray painting numbers with orange paint. We did an initial walk through of the scene and I then photographed the scene as we found it with a Nikon D7100 camera with the external flash accessory added. ET Mendonca and I then did a thorough search of the scene for evidence and laid down yellow number markers 1-32 next to each item. We used a metal detector in the grassy area next to the deceased subject, which proved to be difficult due to the lighting conditions and grassy terrain. I took close up photographs of each individual item we located. ET Mendonca took measurements of the crime scene and each individual item of evidence. Refer to her report for those measurements and a diagram of where each item was located.

The following vehicles were on scene but determined not to be of evidentiary value:

A silver Ford F-150 truck CA/ [REDACTED]. I was told this truck belonged to the HVTPD and was being driven by Acting Chief Guyer. The vehicle was in the middle of the South lane of Highway 96 and was facing the North. The vehicle was released back to HVTPD by Investigator Fulton.

A black and white marked HCSO Ford Explorer CA/ [REDACTED]. Deputy Comer identified



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this vehicle as being his. The vehicle was running when we arrived on scene and was parked Southwest of the other vehicles. The vehicle was released back to Deputy Comer by Investigator Fulton.

The following items were not collected by me:

Item 14: Red Honda Motorcycle CA/ [REDACTED] (found laying on its left side from the drivers perspective. Motorcycle was not running and the keys were in the ignition. The motorcycle had numerous scratch marks and debris from the motorcycle, including the windshield, was found directly next to the motorcycle. There was what appeared to be blood spatter on the right side and front steering area of motorcycle. A firearm (item 22) ,was located on the front steering area of the motorcycle. The motorcycle was towed to Humboldt towing for secure storage)

Item 17: Deceased body (found laying on the left side of the motorcycle from the drivers perspective. It was assumed that the body had been moved due to finding EMS medical supplies that were left on the ground and body itself. The body was untouched until Deputy Coroner Trevor Enright arrived on scene at approximately 0433 hours. The deceased appeared to be a white male approximately 20-30 years of age with a medium build. He was wearing a black, red and white motorcycle helmet along with what appeared to be a black motorcycle style jacket. There was a large amount of blood inside the helmet and on the deceased subjects facial area. Under the jacket Deputy Coroner Enright located a tan leather concealed carry holster with a gun holster on one side and magazine carrier on the other. From what I could see there was one magazine in the carrier and no weapon in the holster. Under the jacket the deceased was also wearing a red zip up "49ers" hooded sweatshirt and under the sweatshirt was a grey shirt. He was also wearing blue denim jeans, a black leather belt and camouflage colored high top tennis shoes with Velcro straps. The deceased subject was wearing two backpacks. Deputy Coroner Enright placed two brown paper bags on each of the deceased subjects hands and with the assistance of several people of scene Deputy Coroner Enright placed the deceased into a red body bag.)

Item 21: Hoopa Valley Tribal Police Department marked Ford F-150 truck CA/ [REDACTED] (parked facing Northeast on Highway 96 with the ignition running and overhead flashing lights on. The drivers side door was open and the window was shattered. There were at least 10 bullet holes in the door. Due to the way the vehicles side paneling was beveled it appeared that the bullets had been travelling from outside the vehicle towards inside the vehicle. I collected bullet casings from the interior of the truck that I felt may be lost when the vehicle was moved. I collected a handheld portable radio (item 20) from the rear tailgate of the truck. All other evidence was photographed but left untouched inside the truck to be processed at a later time. The truck was towed to Humboldt towing for secure storage)

While wearing gloves, I collected the following items by placing each items into a new brown paper bag marked with the item number:



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- Item 1: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 2: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 3: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 4: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 5: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 6: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 7: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 8: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 9: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 10: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 11: Bullet fragment (found on roadway)
- Item 12: Bullet casing marked with S&W Federal (found on roadway)
- Item 13: Bullet fragment (found under marked HVTPD vehicle)
- Item 15: Bullet casing marked PMC 9mm Luger (found on the south side of motorcycle)
- Item 16: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 18: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 19: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 20: Motorola HT1250 Portable Radio Serial Number [REDACTED] (found on the passenger side bumper of marked HVTPD unit. HCSO 1a channel was selected and battery showed one bar)
- Item 22: Sturm & Ruger P85 Firearm Serial Number [REDACTED] (found on handlebar area of motorcycle. I examined firearm and determined it to be safe and placed in box exactly as found. The slide was locked back and the magazine was in place. I completed an Automated Firearms Systems Form and provided a copy to HCSO dispatch)
- Item 23: Bullet fragment (found near driver's side door of HVTPD marked vehicle)
- Item 24: Bullet fragment (found near driver's side door of HVTPD marked vehicle)



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Item 25: Bullet fragment (found inside HVTPD marked vehicle on the rear passenger side floor board frame)

Item 26: Bullet fragment (found inside HVTPD marked vehicle on the front passenger seat)

Item 27: Bullet fragment (found inside HVTPD marked vehicle on the front passenger side floor board)

Item 28: Bullet fragment (found inside HVTPD marked vehicle on the front drivers side floor board frame)

Item 29: Bullet fragment (found inside HVTPD marked vehicle on the front drivers seat)

Item 30: Bullet fragment (found outside HVTPD marked vehicle on the drivers side in crease of tailgate)

Item 31: Bullet casing marked PMC 9mm Luger (found under deceased subject after body was removed by Coroner)

Item 32: Bullet casing marked PMC 9mm Luger (found under deceased subject after body was removed by Coroner)

Upon returning to the HCSO, at approximately 0735 hrs, I placed all of the bagged items of evidence into the secure Evidence Lab for temporary storage.

On 09/08/15, with the assistance of Evidence Technician Campbell, I retrieved the items of evidence from the secure Evidence Lab. All items were then sealed with evidence tape and entered into the File on Q property management system. I downloaded 259 scene photos onto a cd and booked the cd as Item 33. The items were given to HCSO Property Technician Hollingsworth for secure storage.

Nothing further.

Officer - Supplemental 11 1303 BRAUD JENIFER E **Report Date** 09/16/2015
Supervisor Review 0896 FREESE DIANA M **Review Date** 10/08/2015
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Narrative - Supplemental 12

On 9/08/2015 I assisted Detective Todd Fulton and Investigator Marvin Kirkpatrick from the DA's office with the video taping of a walkthrough of the OIS shooting scene for case#201504289. We arrived at HWY 96 in Weitchpec, just north of the bridge that crosses the Klamath River. Tribal officer Seth Ruiz began to talk through what occurred and where he was positioned during the incident. I recorded this on video. The video was burned to a DVD and booked into evidence. A working copy was made for Detective Fulton. After the walkthrough, we searched the area on the north side of Hwy 96 where the motorcycle and [REDACTED] went off the road. Using a metal detector we were able to locate 4 PMC 9mmLuger casings. These were photographed and then collected. The casings were then booked into evidence.

On 9/11/2015 at 0800hrs, I attended the autopsy for [REDACTED] at the Humboldt County Coroner's Office. The autopsy Surgeon was [REDACTED] also in attendance were Investigators Jennifer Turner and Todd Fulton, DA investigator Marvin Kirkpatrick, and autopsy assistants [REDACTED] and [REDACTED]. [REDACTED] was in a red body bag that was sealed with tape. Attached to the outside of the bag were two paper bags that were labeled left jean front pocket and right jean front pocket. I photographed the body bag and the contents of the paper bags. The items in the paper bags were trident gum, a pen, a lighter and pink tweezers, they were collected as evidence. The body bag was opened and I took overall photos of the body. [REDACTED] hands had paper bags taped around them. These were removed and collected. I photographed the hands. There were two backpacks on [REDACTED] and one in the body bag. These were removed photographed and collected. They did not contain any perforations caused by a projectile. The motorcycle helmet was removed and photographed. The helmet had a hole in the right side just below the face mask opening. It was consistent with a bullet hole. Close up photos were taken of this. The helmet did not appear to have any other damage. [REDACTED] clothing was removed, photographed and collected. None of his clothing appeared to have any defects cause by a projectile.

I then took overall photographs of the body before and after it was cleaned. [REDACTED] had one bullet entrance wound at the right side of his chin. The bullet was located in the left back of [REDACTED] just beneath the skin, where the skin had a small laceration. The bullet was removed and collected as evidence. Close up photos were taken of the wound entrance and exit points. I took close up photos of some small bruises on the right leg at the quad and knee. Close up photos were taken of needle punctures on the right arm. Close up photos were taken of both hands. This concluded the external examination.

During the internal examination I photographed injuries to the right lung and carotid artery. A rod was placed through the wound tract and photographed. I photographed the skull and brain documenting the absence of any injuries. See [REDACTED] report for details regarding injuries and cause of death. All items collected from the body were taken to the HCSO and locked in the drying room to allow the bloody items to dry. On 9/14/2015 I removed the items from the drying room and booked them into evidence with the assistance of CSO's [REDACTED] and [REDACTED] and Property technician [REDACTED]. See booking report for complete list of items collected.

On 9/17/2015 at 1000hrs, I arrived at Humboldt Tow Eureka to process the Hoopa Tribal Police vehicle and the suspect's motorcycle involved in this case. I was assisted by Zan Mendonca, Police Services Technician from HSU Police, Sgt.



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Diana Freese, Investigator Todd Fulton, CSO [REDACTED] CSO [REDACTED] and DA Investigator Marvin Kirkpatrick. The Hoopa Tribal Police vehicle was a Ford F-150, CA Lic# [REDACTED]. The motorcycle was a Red Honda, CA Lic# [REDACTED]. I began by taking overall photographs of the exterior and interior of the Tribal Police Truck. I took overall photos of the motorcycle. I also took overall video of both vehicles. I then took mid-range and close-up photos of damage done to the truck by bullets. The driver's door had 8 bullet entry holes on its exterior. The window of the door was broken out. The window had been photographed on scene prior to being towed and had two holes in it at that time. The holes in the door were labeled 1-8 from left to right and had trajectory rods placed in them. The numbering is not an indication of what order the rounds were fired. The locations of the holes in the door and angles of entry were measured as follows. The bottom of the door is 18" from the ground.

#	Distance from front edge of door	Distance from bottom of door	Vertical impact angle	Horizontal impact angle
1	11" 47"	5 degrees	110 degrees	
2	19.5"	41" 4 degrees	110 degrees	
3	29" 49.5"	9 degrees	110 degrees	
4	27.5"	41" 2 degrees	110 degrees	
5	29.25"	36" 0 degrees	115 degrees	
6	30" 35.75"	3 degrees	115 degrees	
7	27.75"	26.75" -1 degrees	113 degrees	
8	45.5"	42.5" -1 degrees	115 degrees	

Another bullet entry hole was found on the left side of the tailgate. This was photographed with and without a trajectory rod in place. There was no exit point. The hole was 55.75 inches up from the ground, 1.75 inches to the right of the edge of the tailgate, vertical impact angle was 2 degrees, and horizontal impact angle was 116 degrees.

Close up photos were taken of several ricochet points and holes within the front cab and back seat of the truck.

The following items were recovered from and photographed at midrange and close-up from in the vehicle:

1. Bullet jacket, from the front passenger floorboard
2. Bullet jacket, from the ledge behind the front passenger headrest
3. Bullet jacket, from below the buttstock holder for rifles
4. Bullet jacket, bottom of drivers side rear stake pocket
5. Expended bullet, inside of drivers chair on the left side
6. Expended bullet, inside the center back of the drivers chair
7. The driver's door, removed from truck

All items collected were taken back to HCSO and booked into evidence. The photos were burned to a DVD and booked into evidence.

On 9/21/2015 at 1000hrs, Mendonca and I examined the driver's door in the HCSO laboratory. We removed the interior panel and the black plastic liner that lies between the interior and exterior panels. Inside the door we were able to locate the following items:

1. Expended bullet
2. Expended bullet
3. 2 pieces of bullet jacketing and 3 pieces of bullet core

We examined the inside of the exterior and interior panels of the door. We



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marked the areas on the inside of the exterior panel and the black plastic liner with yellow tabs where it was evident that the bullet did not completely exit the door. Green tabs were used to indicate where a bullet had traveled through the interior panel, black plastic liner and exterior panel. Bullet holes 1, 3, and 8 did not pass completely through the door. 2, 4, 5, 6, and 7 exited the door and entered the vehicle. Photos were taken of the panels and liner with the markers in place. Photos were also taken of the evidence collected from inside the door. The door was returned to evidence and all items collected were booked into evidence. The photos were burned to a DVD and booked into evidence.

Officer - Supplemental 12 2015 CAMPBELL ANDREW **Report Date** 09/24/2015
Supervisor Review 0896 FREESE DIANA M **Review Date** 09/30/2015
Distribution _____

Narrative - Supplemental 13 On 09/04/15, at about 2100 hours, I was notified by Investigator Musson that an officer involved shooting had just occurred. Investigator Musson advised me that Investigator Fulton was the primary and I would be working as the secondary detective.

I arrived at the Criminal Investigations Division of the Sheriff's Office. I was briefed on the incident and learned that a subject believed to be [REDACTED] had shot [REDACTED] in the parking lot of Ray's Food Place in Hoopa. [REDACTED] then stole a motorcycle and was involved in a pursuit with Hoopa Valley Tribal Police Department Sgt. Ruiz. At some point, [REDACTED] began firing rounds at Sgt. Ruiz, who returned fire, striking and killing [REDACTED]. After speaking with Investigator Fulton, I learned that Sgt. Ruiz was still on scene at the incident location. I made contact with Sgt. Williams and requested he have Sgt. Ruiz transported to the HVT'PD Office.

Investigator Fulton requested I, along with Eureka Police Department Detective Harpham, interview [REDACTED] who was being treated at Mad River Community Hospital. Detective Harpham and I later met with Deputy Waxler in CID and learned that [REDACTED] was sedated and unable to provide a statement. I advised Detective Harpham that I would check on [REDACTED] condition on 09/06/15.

At about 0130 hours, I arrived at the incident location, which was just north of the Weitchpec bridge. I walked through the crime scene, along with District Attorney Investigator Morris, Detective Harpham and Eureka Police Detective Sgt. Howden. I cleared the scene at about 0330 hours.

On 09/06/15, I contacted MRCH and inquired if [REDACTED] was able to speak with us. I was advised he was awake and able to speak. Detective Harpham and I met with [REDACTED] at about 1045 hours to interview him. The interview with [REDACTED] was digitally recorded, burned to an audio CD and later booked into evidence. The following is a brief summary of the interview with [REDACTED]. Refer to the audio CD for full and complete details:

At the start of the interview, [REDACTED] stated that he had been given oxycodone. I asked [REDACTED] if he was coherent enough to speak with us. [REDACTED] stated yes. I asked [REDACTED] to tell me what happened from the beginning. [REDACTED] stated he had been fighting with his girlfriend, so he took off. [REDACTED] stated he went "downriver" and was running around and partying. [REDACTED] stated he had stolen [REDACTED] girl, so [REDACTED] stole his vehicle. [REDACTED] stated he and [REDACTED] had already been fighting,



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so he [REDACTED] was on a motorcycle looking for [REDACTED] in the vehicle. [REDACTED] stated he saw [REDACTED] at Ray's Food Place, so he went back there and told [REDACTED] to give him the keys to the vehicle. [REDACTED] told [REDACTED] that the vehicle was his and tried to close the door. At this point, [REDACTED] noticed a shotgun in the car, but he did not know where it had come from. [REDACTED] and [REDACTED] continued to argue and then [REDACTED] pushed [REDACTED] [REDACTED] grabbed a pistol and shot a round at the ground. [REDACTED] asked [REDACTED] if he was going to shoot at him. [REDACTED] grabbed the motorcycle helmet and got on the motorcycle. [REDACTED] stated he tried to push [REDACTED] again and [REDACTED] stated, "Fuck you [REDACTED]" and then shot [REDACTED] in the leg. [REDACTED] stated [REDACTED] then took off.

I asked [REDACTED] who was driving around in the vehicle with him. [REDACTED] stated he was in the vehicle with [REDACTED] girlfriend. I asked who [REDACTED] girlfriend was. [REDACTED] stated her name was [REDACTED] [REDACTED]. I asked [REDACTED] how long he and [REDACTED] were driving around Hoopa. [REDACTED] stated all day or at least a couple of hours. I asked [REDACTED] at what point did they stop driving around Hoopa. [REDACTED] stated when he went into Ray's Food Place, which is when [REDACTED] stole the vehicle. I asked [REDACTED] if [REDACTED] was still in the vehicle at that point. [REDACTED] state yes.

Detective Harpham asked [REDACTED] if [REDACTED] arrived at Ray's Food Place on a motorcycle. [REDACTED] stated no, that he [REDACTED] had taken the motorcycle there later. [REDACTED] stated he got a ride from his cousin to [REDACTED] [REDACTED] residence. [REDACTED] stated he borrowed [REDACTED] motorcycle. I inquired with [REDACTED] about the vehicle he was driving being reported stolen. [REDACTED] stated his girlfriend, [REDACTED] [REDACTED], reported it stolen when he left earlier in the day. [REDACTED] stated the vehicle is half his, so she did not have the right to report it as stolen. I asked [REDACTED] if he was ever hanging out with [REDACTED] at any point during that day or night. [REDACTED] stated no.

I asked [REDACTED] what time it was that [REDACTED] stole the vehicle from Ray's Food Place. [REDACTED] stated he had taken the vehicle with [REDACTED] at about 10:00AM and [REDACTED] took it at about 4:00PM. Detective Harpham asked [REDACTED] how he knew it was [REDACTED] that took the vehicle. [REDACTED] stated as he was coming out of Ray's Food Place, he saw [REDACTED] in the vehicle. I asked [REDACTED] if [REDACTED] said anything to him when he took the vehicle. [REDACTED] stated no. I asked [REDACTED] how long he was driving around on the motorcycle looking for [REDACTED] in the vehicle. [REDACTED] stated 45 minutes to an hour. [REDACTED] stated he eventually found [REDACTED] parked in a corner at Ray's Food Place. I asked [REDACTED] if it was still [REDACTED] and [REDACTED] in the vehicle. [REDACTED] stated [REDACTED] was standing by the vehicle and [REDACTED] was inside of it. I asked [REDACTED] what happened then. [REDACTED] stated he went up to [REDACTED] and had words with him. [REDACTED] stated he told [REDACTED] the game was over and he wanted the vehicle back. [REDACTED] stated [REDACTED] told him he was not going to give the vehicle back. [REDACTED] stated they continued to argue and then he shoved [REDACTED] [REDACTED] stated [REDACTED] pulled out a pistol and shot one round into the ground. [REDACTED] stated he then pushed [REDACTED] away from him and [REDACTED] grabbed the helmet and jumped on the motorcycle. [REDACTED] stated he shoved [REDACTED] again, and told him to get off the motorcycle. [REDACTED] stated he told [REDACTED] he was not going to steal [REDACTED] motorcycle and tried to grab the keys. [REDACTED] stated he and [REDACTED] were fighting over the keys and this is when [REDACTED] shot him in the leg. [REDACTED] stated [REDACTED] then left on the motorcycle. I asked [REDACTED] if [REDACTED] said anything when he shot him. [REDACTED] stated he did not think so, but he was not sure.



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Detective Harpham asked [REDACTED] if he believed [REDACTED] was trying to kill him. [REDACTED] stated no, and added that he and [REDACTED] were only as far apart as he and Detective Harpham were, which was about five feet. [REDACTED] stated he believed [REDACTED] was just trying to wound his leg. [REDACTED] then stated that he though [REDACTED] was just trying to shoot past him. Detective Harpham asked [REDACTED] to describe the gun. [REDACTED] stated it was a semi-automatic, darker in color gun. I asked [REDACTED] if [REDACTED] frequently carried a gun. [REDACTED] stated yes. I asked [REDACTED] if the shotgun he saw in the vehicle was there before [REDACTED] got in the car. [REDACTED] stated no, that [REDACTED] picked it up somewhere when he was driving around in the vehicle. I asked [REDACTED] to describe the vehicle. [REDACTED] stated it was a Nissan Altima. I asked [REDACTED] what [REDACTED] was doing during the confrontation between him and [REDACTED]. [REDACTED] stated she was smiling. I asked [REDACTED] what [REDACTED] did after [REDACTED] shot him. [REDACTED] stated [REDACTED] came up to him asking him what she should do. [REDACTED] stated he told her to get an ambulance. [REDACTED] stated [REDACTED] then took off on foot.

Detective Harpham asked [REDACTED] what happened with the shotgun. [REDACTED] stated the police removed it from the vehicle when they arrived. Detective Harpham asked [REDACTED] to describe the shotgun. [REDACTED] stated it was a brown, double barreled shotgun. I asked [REDACTED] what time he believed it was when [REDACTED] shot him. [REDACTED] stated he did not know. I asked [REDACTED] how long the confrontation between him and [REDACTED] lasted. [REDACTED] stated it was about five minutes. I asked [REDACTED] to describe the motorcycle. [REDACTED] described the motorcycle as red and black in color with an iron sticker on the top. I asked [REDACTED] what make and model the motorcycle was. [REDACTED] stated it was a CBR 600.

I advised [REDACTED] that [REDACTED] had some backpacks on him. I asked [REDACTED] if they were his or [REDACTED] backpacks. [REDACTED] stated he did not know whose they were, but added that [REDACTED] always has a backpack with him. I asked [REDACTED] if [REDACTED] had backpacks on him when he drove away from Ray's Food Place. [REDACTED] stated he was not sure. I asked [REDACTED] if the helmet [REDACTED] put on was the same one he had been wearing. [REDACTED] stated yes, but it belonged to [REDACTED].

Detective Harpham asked [REDACTED] where [REDACTED] was at while he and [REDACTED] were arguing. [REDACTED] stated she was sitting in the passenger seat in the vehicle. Detective Harpham asked [REDACTED] what [REDACTED] did when the first shot was fired. [REDACTED] stated he believed she kept saying, "What the fuck [REDACTED]." Detective Harpham asked [REDACTED] if [REDACTED] called 911. [REDACTED] stated no.

I advised [REDACTED] that we were going to have him look at a photo line-up and tell us if he recognized anyone. I read [REDACTED] the photo line-up admonition and had him sign the form. I then provided [REDACTED] with a 6 pack photo line-up that included a photograph of [REDACTED]. [REDACTED] looked at the photographs and stated, "Number four." I asked [REDACTED] who that was. [REDACTED] stated it was [REDACTED]. I had [REDACTED] circle and initial the number four. Detective Harpham obtained a medical release form from MRCH and we had [REDACTED] sign it. I later booked the photo line-up into evidence. The interview with [REDACTED] ended a short time later. After speaking with [REDACTED] I provided Investigator Fulton with [REDACTED] and [REDACTED] names. Investigator Fulton advised me that he would be going to the Hoopa area and would attempt to contact [REDACTED] and [REDACTED].

On 09/11/15 at about 0800 hours, Investigator Fulton and I attended [REDACTED] autopsy. Also present at the autopsy was Forensic Pathologist [REDACTED], DA Investigator Kirkpatrick, E.T. Campbell and two medical assistants for [REDACTED].



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During the autopsy, Dr. Super noted that it appeared a gunshot wound entered at [REDACTED] lower right jaw and traveled through the body, coming to rest in his left back area. [REDACTED] [REDACTED] noted that the bullet penetrated the carotid artery, jugular vein and left lung. At the conclusion of the autopsy, [REDACTED] [REDACTED] stated the cause of death was a gunshot wound of neck into chest. Refer to [REDACTED] [REDACTED] report and E.T. Campbell's reports for further information. Nothing further at this time.

Officer - Supplemental 13 1655 TURNER JENNIFER

Report Date 10/01/2015

Supervisor Review 0896 FREESE DIANA M

Review Date 10/08/2015

Distribution _____



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SUPPLEMENT 1

0915-0259

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

9/17/15

On 9/17/15, I received a call from HCSO Detective FULTON. He requested I be present when he, HCSO Evidence Tech Andy CAMPBELL and HCSO Detective Sgt. Diana FREESE, processed the Hoopa Valley Tribal Police (HVTP) unit and motorcycle towed from the earlier scene on Highway 96.

I met them at Humboldt Towing, 101 H St, Eureka, Ca. at approximately 1000 hrs. The HVTP marked truck and the motorcycle associated with the (S) were in the enclosed bay of the storage garage.

My role was primarily to witness the processing and collection of evidence. HCSO Ev. Tech. CAMPBELL photo documented the vehicles. He placed trajectory rods in the bullet holes on the exterior of the HVTP truck. Det. Sgt. FREESE assisted him with distance and angle measurements for the bullet holes.

The driver's side front door was removed by employees of Humboldt Towing. The door was secured by HCSO Ev. Tech. CAMPBELL. It was to be processed at a later time at HCSO.

The inside of the HVTP truck was examined. Various bullet fragments were collected by Ev. Tech. CAMPBELL. (2) intact bullets were recovered from the driver's side front seat back cushion. Refer to Ev. Tech. CAMPBELL's report for specific information.

The motorcycle was photo documented. A Hemastix test for the presence of blood was done on spatter stains on the right lower fairing (driver's perspective) by Det. Sgt. FREESE and Ev. Tech. CAMPBELL. It tested negative for blood.

I cleared the scene at approximately 1215 hrs.

9/21/15

On 9/21/15 at approximately 1000 hrs, I met HCSO Ev.Tech. CAMPBELL at HCSO. He had called earlier in the day requesting I be present for the processing of the driver's side front door of the HVTP unit.

HCSO Ev. Tech Jenifer BRAUD was present at the beginning of the processing of the door and left during to complete reports.

The HVTP driver's side door with bullet holes was located in the evidence processing room of the HCSO. The door appeared to be as it was when removed from the vehicle at Humboldt Towing. The interior plastic door panel assembly was intact and appeared undisturbed.

HCSO Ev. Tech. CAMPBELL and I removed the plastic door panel from the interior of the door. Care was taken to ensure that items were not lost from inside the door. There was a large quantity of broken safety glass pieces inside the hollowed out portion of the door. We removed a flexible plastic cover from between the hard plastic interior panel and the metal of the door itself. The panel was stuck on with a

Prepared By:

E0035 MENDONCA, ZAN

ZAN

Date:

09/17/2015

Approved By:

CONTROLLED DOCUMENT

DUPLICATION OR REISSUANCE

CONTROLLED BY LAW

Released to

HCSO

By

[Signature]

Date

09/21/15



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SUPPLEMENT 1

0915-0259

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sticky adhesive around it's perimeter.

Ev. Tech. CAMPBELL and I located the apparent bullet holes from the outside of the door and marked them with either a green or yellow Post-it tab. The green tab indicated a bullet hole that appeared to perforate the door (travel through the exterior and interior of the door). The yellow tabs marked apparent bullet holes that penetrated the exterior of the door but did not travel through the inside of the door. (5) bullet holes appeared to perforate the door and (3) penetrated the exterior only. Refer to Ev. Tech CAMPBELL's photos for documentation. Ev. Tech. CAMPBELL previously had numbered the exterior bullet holes on the metal part of the door from 1-8. We aligned interior evidence of holes and impacts for those exterior holes and labeled them with corresponding numbers on the inside. Bullet holes #2, 4 5, 6 and 7 perforated the door entirely. Bullets and/or fragments from these bullets likely ended up in the interior of the HVTP unit. Please refer to previous reports of bullets and fragments found in the truck and it's immediate area. Bullet holes #1, 3 and 8 penetrated the exterior of the door but did not perforate the plastic hard door panel on the inside. This gave us an indication that there were likely (3) bullets/fragments lodged somewhere inside the door itself.

Once the hard and soft plastic panels were removed and some of the broken glass cleared away, we found (2) fairly intact bullets. We also found (2) pieces of copper jacketing and what appeared to be a partial slug part of a bullet. There were also (2) pieces of what could possibly be a bullet fragment collected.

All physical evidence was photographed and collected by Ev. Tech. CAMPBELL and retained at HCSO.

I cleared HCSO at approximately 1135 hrs.

Typed by: zm

Prepared By:

E0035 MENDONCA, ZAN *Zm*

Date:

09/17/2015

Approved By:

Date:



000001

HUMBOLDT STATE UNIVERSITY POLICE DEPT

Page 1

1 HARPST ST SBSB 101 ARCATA, CA 95521 707-826-5555
INCIDENT REPORT

Case
0915-0259

OFFENSES	Offenses ASSISTO	Description Outside Agency Assist	Fel/Misd	Date Occurred 09/04/15-09/04/15	Time Occurred 2300 - 2300	Incident # 1509040032
				Date Reported 09/04/2015	Time Reported 2234	
	Related Cases					
				Date Printed 09/08/2015	Time Printed 14:42:18	Printed By E0011
				Latitude 0.000000	Longitude 0.000000	
Location Humboldt County, 40 Humboldt Ave, Arcata, CA 95521				Beat	Area	Disposition Information Only
						Dispo Date 09/04/2015
Location Type	Location of Entry	Method of Entry	Point of Entry	Alarm System	Means of Attack (Robbery)	

Reporting Party Humboldt County Sheriff	Drivers License	Cell Phone	Email			
Residence Address [REDACTED]	Notified of Victim Rights	Residence Phone [REDACTED]	DOB	Age	Sex	Race
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition		Transporting Agency	Means of Attack (Assaults)			
Description of Injuries		Other Information				

Name	Drivers License	Cell Phone	Email			
Residence Address	Residence Phone		DOB	Age	Sex	Race
Business Name and Address	Business Phone		Height	Wt	Hair	Eyes

Suspect Name	Action Taken	Charges				
Residence Address	Residence Phone	DOB	Age	Sex	Race	
Business Name and Address	Business Phone	Height	Wt	Hair	Eyes	
Identifying Features	Cell Phone	Drivers License	Arrest Number			
Aliases						

VEHICLES	Status	Vehicle Make and Model	License/State	Vehicle Type
	<div style="border: 2px solid red; padding: 5px; text-align: center;"> <p>CONTROLLED DOCUMENT DUPLICATION OR REISSUANCE CONTROLLED BY LAW</p> <p>Released to <u>HCSO</u> <u>9/8/15</u> By <u>AM</u> Page <u>1</u> of <u>15</u> Humboldt State University Department of Public Safety/Police</p> </div>			

OFFICERS	Prepared By E0035 - Mendonca, Zan <i>ZM</i>	Date 09/05/2015	Assisted By	Approved By E0039 - Hansen, Melissa	Date 09/08/2015
	Routed To	Date	Routed To	Date	Notes

DUPLICATION OR REISSUANCE CONTROLLED BY LAW



DUPLICATION OR REISSUANCE CONTROLLED BY LAW

SUMMARY

On 9/4/15 at approximately 2245 hrs, I was contacted by HSUPD Dispatcher GOMES and advised that I had been requested to respond as part of the Critical Incident Response Team (CIRT) to an officer involved shooting (OIS) that had occurred that evening (refer HCSO case # 201504289). The shooting involved a Hoopa Valley Tribal Police (HVTP) Officer and a civilian. I was requested by the Humboldt County Sheriff's Office (HCSO) and was to contact HCSO Evidence Technician, Jenifer BRAUD, for further information. Upon speaking with Ev. Tech. BRAUD, I learned that they were briefing at the HCSO so I responded there and arrived at approx. 2345 hrs.

The briefing occurred in an HCSO conference room with representatives from various departments and agencies present. HCSO Detective Todd FULTON was the lead investigator for this case. He advised that the Department of Justice (DOJ) criminalists had declined to respond to process the scene due to staffing issues. Typically, any OIS scenes are processed by DOJ as part of the CIRT response.

I was assigned to work specifically with District Attorney Investigator, Martin MORRIS and HCSO Ev. Tech BRAUD on the processing of the OIS scene near Weitchpec, CA.

We left HCSO for the scene at 2400 hrs. I rode with Ev. Tech. BRAUD in the HCSO crime scene vehicle. We followed DA Inv. MORRIS to the scene as he is familiar with the area. We arrived at the scene at approximately 0135 hrs.

Upon arrival, there were multiple law enforcement vehicles blocking the roadway to the scene and the HCSO Incident Command vehicle was present. The scene was secured with barrier tape on both sides of the roadway, enclosing the scene. The Klamath River was to the south of the roadway and a steep slope was to the north, effectively blocking access to the scene. There was a law enforcement vehicle at the northeast limit to the scene marked with tape which appeared to be staffed by a CHP unit. HCSO Deputy LAMB was present at the southwest scene border and was controlling access to the scene and logging entries on a scene entry log. HCSO Deputy Sam WILLIAMS conducted a briefing at scene.

It was determined that HCSO Ev. Tech. BRAUD would take all scene photographs and collect all evidence to be collected at scene. I was responsible for constructing scene diagrams, taking measurements, witness evidence collection and creating the list of evidence taken by HCSO Ev. Tech. BRAUD.

TIMELINE

09/04/15

2345 hrs: I arrive at HCSO for briefing

2400 hrs: Myself and HCSO Ev. Tech BRAUD clear HCSO for scene

09/05/15

0135 hrs: Myself and HCSO Ev. Tech BRAUD arrive at scene

0433 hrs: HCSO Dep. Coroner ENRIGHT arrives on scene

Prepared By:

E0035 MENDONCA, ZAN *ZM*

Date:

09/08/2015

Approved By:

E0039 HANSEN, MELISSA

Date:

09/08/2015



DUPLICATION OR REISSUANCE CONTROLLED BY LAW

0610 hrs: Dep. Coroner ENRIGHT clear scene
0615 hrs: Myself and HCSO Ev. Tech BRAUD clear scene
0735 hrs: Myself and HCSO Ev. Tech BRAUD out HCSO

SCENE

Location:

The scene of the OIS was located in northeastern Humboldt County on Highway 96, in the town of Weitchpec and just northeast of the bridge over the confluence of the Klamath and Trinity Rivers. Latitude/longitude for the scene was 41° 11' 13" N 123° 42' 16" W. It should be noted that latitude/longitude was determined using an iPhone app that likely utilizes satellite technology to ascertain global positioning and may have an error rate associated with it. I later input the latitude/longitude coordinates into Google Earth to verify that the coordinates were accurate. An adjustment to 41° 11' 12" N 123° 42' 15" W seems a more accurate approximation of the scene location. Refer to scene photo diagrams for locations.

The scene encompassed the roadway on Highway 96 and the shoulder north of the same road.

ELEMENTS OF SCENE DESCRIPTION

Environmental Info:

Weather: Cool, 46°F (at 0530 hrs at scene), clear with a visible partial moon (approx. half-moon), no moisture.
Topography & Vegetation: Elevation of 310 ft. (approximate). Generally flat roadway and shoulder of road. Shoulder of roadway was vegetated with grasses, herbaceous plants, shrubs and small trees. There were no topographic or vegetative impediments between the location of the deceased [REDACTED]

SCENE PROCESSING

HCSO Ev. Tech. BRAUD took all scene photographs and collected all physical evidence to be collected at scene. I was responsible for constructing scene diagrams, taking measurements, witnessing evidence collection and creating the list of evidence taken by HCSO Ev. Tech. BRAUD.

Upon arrival at scene, it was evident that various items of evidence had already been marked on the roadway. We were advised that HCSO Dep. COMER had marked the locations of various casings with orange marking paint. Some of the evidence items collected had orange paint over spray on them likely from this.

An initial scene walk through was conducted by myself, HCSO Ev. Tech BRAUD and DA Investigator MORRIS. HCSO Ev. Tech BRAUD and I both searched the scene for evidence.

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NARRATIVE

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The body of the deceased [redacted] was photographed by HCSO Ev. Tech. BRAUD, but was untouched by myself or BRAUD until Dep. Coroner ENRIGHT arrived.

HCSO Det. FULTON assisted me with shooting some compass bearings to various evidence items.

DECEASED (S)

The deceased [redacted] was laying supine next to (Veh 1). As evidence of EMS treatment was found at the scene, it seems likely the deceased [redacted] may have been moved from his original position by EMS personnel to render aid. He appeared to be an I or WMA, 20's, brown hair, med build. He was wearing a red/black/white motorcycle helmet with his face uncovered by a visor. He was wearing a black and gray jacket that appeared to be a motorcycle jacket, dark blue jeans, a red hooded sweatshirt underneath the outermost jacket and a gray shirt underneath the sweatshirt. His lower abdomen was exposed showing what appeared to be two EMS defibrillator pads attached to his torso. He had two backpacks still on his back: one grey and the other camo/brown/tan. He was wearing a black belt with a folding knife clipped to the right, front side of it. He was wearing camo green with orange "Lebron" high top shoes. There was a substantial amount of blood present on his lower face area but the head was covered with the helmet so I could not see the actual injury. There was blood pooling on the ground underneath the head area of the deceased [redacted]. There was what appeared to be blood spatter on the hands of the deceased [redacted], as well as what appeared to be blood on both thighs of the pants just above the knees. Due to the light conditions at the scene and dark colored clothing worn by the deceased, I did not see other areas of trauma or blood.

Once Dep. Coroner ENRIGHT arrived, he exposed a tattoo on the lower abdomen right above the belt line that read [redacted] in black script. He also unzipped the outer jacket, exposing a tan leather shoulder holster (empty) and a magazine holder with a magazine in it. I was not able to see the entire holster so I do not know if there was anything else attached to it. Deputy Coroner ENRIGHT located what appeared to be a registration for (Veh 1) and multiple credit cards with [redacted] on them in an interior zipped pocket of the outer jacket.

Deputy Coroner ENRIGHT collected the deceased [redacted]'s body as it lay, with helmet, clothing and backpacks intact, and removed it from the scene for transport.

VEHICLES

Inside the taped off scene were (4) vehicles:

- (Veh 1) Motorcycle, red, Honda, [redacted], associated with deceased [redacted]
- (Veh 2) Marked HVTP Unit, blue/gold, Ford F-150 truck, 4 door, CA/[redacted], no canopy, associated with Hoopa Valley Tribal Police Ofc Seth RUIZ.
- (Veh 3) Unmarked, silver Ford F-150, CA/[redacted], no canopy, associated with HVTP Acting Chief GUYER.
- (Veh 4) Marked HCSO unit, blk/whi, Ford Explorer, CA/[redacted], associated with HCSO Deputy COMER.



DUPLICATION OR REISSUANCE CONTROLLED BY LAW

(VEH 1):

Evidence item #14. Was laying on the left side (driver perspective), the front of the motorcycle was facing approx. 60°. The vehicle was not running. Keys were in the ignition.

The deceased (evidence #17) was laying parallel to the downed motorcycle immediately to the north of it. (Veh 1) appeared to have scrape marks on the body of the bike and a broken windshield with pieces on the ground below it, indicating that it had crashed in that location. There was what appeared to be blood spatter on the right fairing towards the front. The spatter appeared consistent with approximately 90° drops in this area. There was also apparent blood and biological material on the steering area of the motorcycle. There was apparent blood spatter on the top portion of the left fairing that showed some directional spatter towards the left outside portion of the motorcycle. Per HCSO Investigator FULTON, the motorcycle was to be towed and processed by HCSO at a later time. Please refer to HCSO Ev. Tech. BRAUD's photos from scene.

A Ruger P85 handgun (#22) was resting on the right (driver's perspective) part of the handlebar assembly. The slide was locked back and a magazine was inserted into the magazine well.

(VEH 2)

Evidence item #21. The marked HVTP truck was facing a northeast direction and was parked in the oncoming lane of Highway 96 approximately 18' from the deceased body. The truck was still running when we arrived at scene. The driver's side front door was ajar. All other doors were closed when we arrived. There were what appeared to be at least ten bullet holes in the open driver's side door, two of which went through the rolled up window of the door. The impact of the bullet holes in the door indicated a direction of bullet travel from the outside towards the inside of the door. There were what appeared to be bullet swipes and fragments on the interior of the vehicle, specifically in the driver's seat area of the truck. There were what appeared to be multiple lodged bullets that had almost but not quite penetrated the plastic molding on the inside of the driver's side door.

Evidence collected from the interior of the truck at the scene were items we felt might be repositioned/lost in the process of towing and storing the vehicle. Refer to evidence list for items taken from (Veh 2) at scene. Per HCSO Investigator FULTON, (Veh 2) was to be towed and more fully processed by HCSO at a later time.

The bullet holes in the driver's side door window indicated a direction of travel from the outside to the inside of the vehicle. This was determined by viewing the bevel immediately surrounding the bullet holes. The beveled edge was on the inside of the window.

There was a handheld police radio resting on the right, rear bumper of the vehicle. It was a Motorola HT 1250 (evidence item # 20), on and set to HCSO Channel 1A with 1 bar on the battery display (display of channel and battery indicators on display viewed by Ev. Tech BRAUD and noted by myself).

There was what appeared to be a bullet hole in the rear, top left corner of the tailgate of the truck (tailgate was up) that was not through and through. The bullet hole indicated a direction of bullet travel originating behind

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NARRATIVE

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the truck. I located a bullet fragment (item #30) in the small space between the tailgate and left rear side panel.

HCSO Detective FULTON retrieved a cell phone at scene from (Veh 2) to be released to Ofc RUIZ.

(VEH 3)

An unmarked, silver Ford F-150, CA/[REDACTED] associated with HVTP Acting Chief GUYER. Located in the south lane of Highway 96 facing a northeasterly direction. Vehicle was not running when we arrived. HCSO Ev. Tech. BRAUD photographed the truck and determined there was no associated evidence in it. It was to be released back to Acting Chief GUYER by HCSO Det. FULTON. While at the scene, HCSO Det. FULTON retrieved keys from the vehicle to be returned to Acting Chief GUYER.

(VEH 4)

A marked HCSO unit, blk/whi, Ford Explorer, CA/[REDACTED] associated with HCSO Deputy COMER. The vehicle was running when we arrived on scene. The vehicle was parked southwest of all other vehicles in the scene. The vehicle was released by HCSO Det. FULTON back to HCSO Dep. COMER at the scene.

EVIDENCE

All evidence collected at scene by HCSO Ev. Tech. BRAUD and witnessed by myself. I created an evidence log of items collected. Refer to evidence diagram for relative positioning at scene.

- 1) Casing: S&W 40 cal Win (on roadway)
- 2) Casing: S&W 40 cal Win (on roadway)
- 3) Casing: S&W 40 cal Win (on roadway)
- 4) Casing: S&W 40 cal Win (on roadway)
- 5) Casing: S&W 40 cal Win (on roadway)
- 6) Casing: S&W 40 cal Win (on roadway)
- 7) Casing: S&W 40 cal Win (on roadway)
- 8) Casing: S&W 40 cal Win (on roadway)
- 9) Casing: S&W 40 cal Win (on roadway)
- 10) Casing: S&W 40 cal Win (on roadway)
- 11) Bullet fragment (on roadway)

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NARRATIVE

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

- 12) Casing: S&W 40 cal Federal (on roadway)
- 13) Bullet fragment. (Under Veh 2)
- 14) (Veh 1): Motorcycle, Honda, red, CA/ [REDACTED]. (Associated with deceased [REDACTED]).
- 15) Casing: PMC 9mm Luger; (south side of motorcycle)
- 16) Casing: PMC 9mm Luger: (near deceased [REDACTED])
- 17) Deceased (S) (on shoulder north of roadway)
- 18) Casing: PMC 9mm Luger: (near deceased [REDACTED])
- 19) Casing: PMC 9mm Luger: (near deceased [REDACTED])
- 20) Radio: Motorola HT1250, black, on HCSO 1A channel, 1 bar on battery, S/N: [REDACTED]. (on passenger side rear bumper of (Veh 2))
- 21) (Veh 2): HVTP marked unit, Ford F-150 truck, blue with gold, 4-door, no canopy, CA/ [REDACTED] (Associated with HVTP Ofc. RUIZ)
- 22) Handgun: Sturm, Ruger, Ruger P85, silver with black plastic grip, S/N: [REDACTED] (associated with deceased [REDACTED]. Located on handlebar area of (Veh 1)).
- 23) Bullet fragment: (near driver's side door of (Veh 2))
- 24) Bullet fragment: (near driver's side door of (Veh 2))
- 25) Bullet fragment: (located in (Veh 2), rear passenger side, door frame on floor)
- 26) Bullet fragment: (located in (Veh 2), front seat, passenger side)
- 27) Bullet fragment: (located in (Veh 2), front passenger side floor board)
- 28) Bullet fragment: (located in (Veh 2), front driver's side, door frame floor)
- 29) Bullet fragment: (located in (Veh 2), driver's seat)
- 30) Bullet fragment: (located in (veh 2), driver's side, tailgate ledge)
- 31) Casing: PMC 9mm Luger: (located immediately under deceased [REDACTED]. Located after Dep. Coroner moved body)
- 32) Casing: PMC 9mm Luger: (located immediately under deceased [REDACTED]. Located after Dep. Coroner moved body)

Evidence Disposition:

Collected at scene and secured at HCSO evidence processing area by HCSO Ev. Tech. BRAUD: #1,2 ,3 4, 5, 6, 7, 8,

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HUMBOLDT STATE UNIVERSITY POLICE DEPT

1 HARPST ST SBSB 101 ARCATA, CA 95521 707-826-5555

0915-0259

NARRATIVE

9,10, 11, 12, 13, 15, 16, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32.

Towed from scene by HCSO to be processed at a later time: #14 and 21

Removed from scene by HCSO Dep. Coroner ENRIGHT: #17 (with backpacks and all clothing and helmet)

Evidence Totals:

Casing: S&W 40 cal Win. Quantity: 10

Casing: S&W 40 cal Federal. Quantity: 1

Casing: PMC 9mm Luger. Quantity: 6

Measurement Table for evidence items using guardrail post as measurement anchor point. Refer to satellite image with notations and hand drawn diagram for visual representation.

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

#	Description	Dist.	Ht.	Bearing °MN
1	Guard post (GP) to casing: S&W 40 cal Win	16'7"	0	290°
2	GP to casing: S&W 40 cal Win	18'6"	0	340°
3	GP to casing: S&W 40 cal Win	25'11"	0	350°
4	GP to casing: S&W 40 cal Win	21'8"	0	2°
5	GP to casing: S&W 40 cal Win	17'3"	0	14°
6	GP to casing: S&W 40 cal Win	20'2"	0	18°
7	GP to casing: S&W 40 cal Win	18'11"	0	20°
8	GP to casing: S&W 40 cal Win	28'11"	0	10°
9	GP to casing: S&W 40 cal Win	26'2"	0	352°
10	GP to casing: S&W 40 cal Win	35'11"	0	1°
11	GP to bullet fragment	51'4"	0	2°
12	GP to casing: S&W 40 cal Federal	23'3"	0	9°
13	GP to bullet fragment	36'3"	0	3°
14	GP to motorcycle	62'2"	0	3°
15	GP to casing	60'5"	0	3°
16	GP to casing	63'10"	0	2°
17	GP to deceased (S)	67'0"	0	3°
18	GP to casing	63'10"	0	2°
19	GP to casing	63'10"	0	2°
20	GP to handheld police radio	32'7"	2'5"	1°
21	GP to (Veh1) (to approx. center of veh.)	36'3"	0	3°
22	GP to Handgun	66'2"	0	3°
23	GP to bullet fragment	44'4"	0	3°

Prepared By: E0035 MENDONCA, ZAN	Date: 09/08/2015	Approved By: E0039 HANSEN, MELISSA	Date: 09/08/2015
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HUMBOLDT STATE UNIVERSITY POLICE DEPT

1 HARPST ST SBSB 101 ARCATA, CA 95521 707-826-5555

NARRATIVE

0915-0259

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

24	GP to bullet fragment	44'4"	0	3°
25	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	1'10"	--
26	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	3'0"	--
27	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	1'10"	--
28	GP to bullet fragment	44'2"	1'10"	--
29	GP to bullet fragment	43'6"	3'0"	--
30	GP to bullet fragment	35'11"	4'7"	1°
31	GP to casing	67'0"	0	3°
32	GP to casing	67'0"	0	3°

*NOTE: All bearings were made using a handheld magnetic compass that did not appear to have the magnetic declination preset. All bearings listed should be read as non-declinated magnetic north (MN) values. Measurements were made with a Bosch DLR130, handheld laser distance measuring unit and are approximate.

Measurement table using deceased [REDACTED] as measurement reference point.

#	Description	Dist.	Bearing ° MN
17 to 21	Deceased [REDACTED] to (Veh 2) open driver's side door with bullet holes	18'11"	169°
17 to 21	Deceased [REDACTED] to (Veh 2) driver's side rear corner	29'11"	130°
22 to 17	[REDACTED] Handgun to (Veh 2) open driver's side door	19'2"	169°
17 to 21	Deceased [REDACTED] (Veh 2) front driver's side corner	20'1"	174°

Prepared By:
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Date:
09/08/2015



SHERIFF'S OFFICE
COUNTY OF HUMBOLDT
 826 Fourth Street
 Eureka, California 95501 Phone (707) 445-7251

Photo Line-Up Admonition

I am about to show you a group of photographs to see if you can make an identification of the person who committed the crime now being investigated. This group of photographs may or may not include a photograph of the person who committed the crime. **YOU SHOULD ONLY MAKE IDENTIFICATION IF YOU CAN DO SO. YOU ARE NOT OBLIGATED TO IDENTIFY ANYONE.** You may not talk to anyone while viewing the photographs. The photographs you are viewing may or may not depict the hairstyle or facial hair similar to that of the person who committed the crime, since hairstyles, beards, and mustaches are easily changed. Note also that the photograph does not always depict the true complexion of a person – it may be darker or lighter than shown. Pay no attention to the numbers or markings appearing in any particular photograph. Please remember that it is just as important to free innocent persons from suspicion as to identify guilty persons. Please do not discuss with any other witnesses whether or not you have selected a photograph during this showing.

WITNESS NAME (Print) _____
 WITNESS' VERBAL CO _____

WITNESS SIGNATURE _____

ADVISING OFFICER: J. Turner

DATE: 9/16/15 TIME: 1100

AGENCY: HCSO *CASE#: 201504289 *DOCKET# _____

*SUSPECT: _____

**Fill out after witness has completed this form and outside of presence of witness.*










Garberville Station 648 Locust Street Garberville, CA 95542 707-923-2761 707-923-2914 (FAX)	Hoopla Station PO Box 1247 Hoopla, CA 95546 530-625-4231 530-625-4904 (FAX)	McKinleyville Station 1608 Pickett Road McKinleyville, CA 95519 707-839-3857 707-839-5709 (FAX)
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CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING









BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135403	SH-1	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Ammunition Caliber: .40 GLOCK MAGAZINE WITH FOUR ROUNDS AND ONE LOOSE ROUND
 135404	SH-2	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Firearms GLOCK Caliber: .40 GLOCK PISTOL WITH ATTACHED TAC LIGHT
 135405	SH-3	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK TROUSER BELT
 135406	SH-4	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK T SHIRT
 135407	SH-5	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Ammunition Caliber: .40 5 MAGAZINES EACH CONTAINING 15 ROUNDS
 135408	SH-6	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Miscellaneous WRIST WATCH
 135409	SH-7	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK POLO UNIFORM SHIRT
 135410	SH-8	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK RIGHT BOOT
 135411	SH-9	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLUE JEANS

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

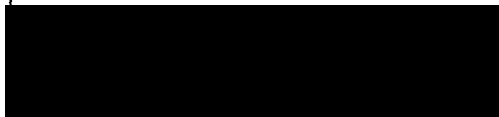
Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135412	SH-10	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK LEFT BOOT
 135413	SH-11	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK DUTY BELT WITH HOLSTER, MAGAZINE HOLDER AND TWO KEEPERS
 135414	SH-12	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Weapons - Other TASER X-26 S-26 TASER [REDACTED] WITH TWO CARTRIDGES
 135415	SH-13	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing TACTICAL VEST (SEE COMMENTS OR REPORT FOR CONTENTS)
 135416	JC 1	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Firearms SAVAGE ARMS STEVENS MOD 311 Caliber: 20 GA DOUBLE BARREL SIDE BY SIDE SHOTGUN
 135417	JC 2	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Ammunition PMC Caliber: 9 mm 1 BRASS COLORED PMC 9MM LUGER CASING
 135419	HRH-1	Hill, Ryan - 1778 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: 2700 DOLBEER ST	Biological Evidence BLOOD DRAW SAMPLE FROM [REDACTED] HTPD Each
 135420	JC 3	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Photo CD - Agency Created DIGITAL PHOTOGRAPHS OF GUN SHOT [REDACTED] 1

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT



PROPERTY/EVIDENCE LISTING











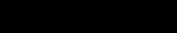
BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135421	JC 4	Comer, Joshua - 1920 09/04/2015 Recovery Address: HWY 96 NEAR HWY 169 WEITCHPEC, CA Recovery Location: HWY 96 JUST NORTH OF HWY 169 WEITCHPEC	Photo CD - Agency Created 1 DIGITAL PHOTOGRAPHS OF OIS SCENE
135434	1	Waxler, Bryan - 1768 09/04/2015 Recovery Address: MRCH Recovery Location: ER	Audio/Video Statements - Agency Created CD-R/PHOTOS OF Each
135436	CL 1	Lamb, Charles - 1260 09/05/2015 Recovery Address: HWY96 MMP 23 Recovery Location:	Miscellaneous 2 PAGE CRIME SCENE LOG
135441	1	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHIPEC	Ammunition S&W 40 CALIBER CASING
135442	2	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135443	3	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135444	4	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135445	5	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135446	6	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135447	7	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING











BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135449	8	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
 135450	9	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
 135451	10	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
 135452	11	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135454	12	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
 135455	13	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135456	15	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
 135457	16	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
 135458	19	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
 135459	20	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Electronics Ser #:  MOTOROLA HT1250 PORTABLE RADIO

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING





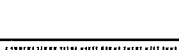
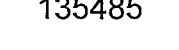
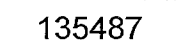


BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135460	22	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Firearms RUGER P85 FIREARM
 135461	23	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135462	24	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135463	25	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135464	26	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135465	27	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135466	28	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135467	29	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135468	30	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
 135469	31	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition 9MM LUGER CASING

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING










BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description	
 135470	32	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition 9MM LUGER CASING	
 135471	33	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Photo CD - Agency Created PHOTOS OF SCENE	259
 135472	18	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING	
 135484	AC-1	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD NEAR BLOOD STAIN WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm PMC 9MM LUGER CASING	1
 135485	AC-2	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm PMC 9MM LUGER CASING	1
 135487	AC-3	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm PMC 9MM LUGER CASING	1
 135488	AC-4	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm PMC 9MM LUGER CASING	1
 135489	AC-5	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location:	Video - Agency Created VIDEO OF WALKTHROUGH WITH TRIBAL PD OFFICER	
 135513	SH-14	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: VARIOUS	Photo CD - Agency Created CD CONTAINING DIGITAL IMAGES	

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING










BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description	Each
 135520	TF-1	Fulton, Todd - 1394 09/08/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: OFFICE	Audio/Video Statements - Agency Created CD CONTAINING AUDIO RECORDED INTERVIEW WITH [REDACTED]	Each
 135521	TF-2	Fulton, Todd - 1394 09/08/2015 Recovery Address: 11472 BATES MCKINLEYVILLE/4176 EXCELSICER EUREKA Recovery Location: RESIDENCE	Audio/Video Statements - Agency Created CD AUDIO RECORDED INTERVIEWS WITH [REDACTED]	Each
 135522	TF-3	Fulton, Todd - 1394 09/08/2015 Recovery Address: HOOPA TRIBAL STATION Recovery Location: OFFICE	Audio/Video Statements - Agency Created CD AUDIO RECORDED INTERVIEW WITH [REDACTED]	Each
 135556	AC-1	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FRONT JEANS POCKET	Miscellaneous PINK TWEEZERS	
 135557	AC-2	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FRONT POCKET OF JEANS	Miscellaneous TRIDENT GUM, PEN, LIGHTER	
 135558	AC-3	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT HAND	Trace Evidence BAG COVER	
 135559	AC-4	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT HAND OF [REDACTED]	Trace Evidence PAPER BAG FROM RIGHT HAND	
 135560	AC-5	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Backpack CAMELBAK BLACK CAMELBAK	
 135561	AC-6	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Backpack BROWNING BLOODY BROWNING BACKPACK	

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING










BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135562	AC-7	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: FROM BODY BAG	Backpack NIKE GREY AND BLACK NIKE BACKPACK
 135563	AC-8	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing MOTORCYCLE HELMET WITH BULLET HOLE
 135564	AC-9	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FOOT OF [REDACTED]	Clothing NIKE GREEN NIKE LEBRON JAMES SHOE, LEFT
 135565	AC-10	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FOOT OF [REDACTED]	Clothing NIKE GREEN NIKE LEBRON JAMES SHOE, RIGHT
 135566	AC-11	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FOOT OF [REDACTED]	Clothing NIKE RIGHT GREEN JORDAN SOCK
 135567	AC-12	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FOOT OF [REDACTED]	Clothing NIKE LEFT GREEN JORDAN SOCK
 135568	AC-13	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Knife RECON 1 BLACK RECON FOLDING KNIFE
 135569	AC-14	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing WRANGLER BLACK WRANGLER JEANS WITH BLACK BELT
 135570	AC-15	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FRONT POCKET OF [REDACTED]	Currency 1 QUARTER

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING








BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135571	AC-16	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing GREY SHORTS
 135572	AC-17	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing HANES GREEN HANES BOXER BREIFS
 135573	AC-18	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS UPPER BODY	Clothing THOR BLACK THOR MOTORCYCLE JACKET
 135574	AC-19	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: INTERIOR POCKET OF MOTORCYCLE JACKET	Debit/Credit Cards 3 CREDIT CARDS AND VEHICLE ID CARD
 135575	AC-20	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT LOWER FRONT POCKET OF MOTORCYCLE JACKET	Clothing D&G SUNGLASSES
 135576	AC-21	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing GALCO GALCO HOLSTER W/ 2 15 ROUND MAGAZINES FULL
 135577	AC-22	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing RED 49ERS HOODED JACKET
 135578	AC-23	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Clothing GREY HUMBOLDT T-SHIRT
 135579	AC-24	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: [REDACTED]	Ammunition Caliber: 9 mm BULLET REMOVED FROM [REDACTED]

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING









BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135580	AC-25	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location:	Photo CD - Agency Created PHOTOS OF AUTOPSY
 135619	TF-4	Fulton, Todd - 1394 09/08/2015 Recovery Address: LUCKY BEAR CASINO Recovery Location: SURVEILLANCE OFFICE	Audio/Video Media Each THUMB DRIVE CONTAINING VIDEO SURVEILLANCE
 135641	AC-26	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: FRONT PASSENGER SEAT FLOORBOARD	Ammunition 1 BULLET JACKET
 135642	AC-27	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: GLASS LEDGE BEHIND FRONT PASSENGER HEADREST	Ammunition 1 BULLET JACKET
 135643	AC-28	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: FRONT SEAT BELOW BUTT STOCK FOR LONG GUNS	Ammunition 1 BULLET JACKET
 135644	AC-29	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: BOTTOM OF STAKE POCKET ON DRIVERS SIDE REAR OF BED	Ammunition 1 BULLET JACKET
 135645	AC-30	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: SIDE OF DRIVER'S CHAIR	Ammunition 1 EXPENDED BULLET

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: SETH RUIZ
Victim:
Suspect 1: RICHARD K KELLEY

PROPERTY/EVIDENCE LISTING


BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 135646	AC-31	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: INSIDE OF CENTER OF DRIVERS CHAIR	Ammunition 1 EXPENDED BULLET
 135647	AC-32	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: OFF OF HOOPA TRIBAL TRUCK	Vehicle Parts DRIVERS DOOR FROM HOOPA TRIBAL TRUCK
 135648	AC-33	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: HOOPA TRIBAL POLICE [REDACTED]	Photo CD - Agency Created PHOTOS/VIDEO OF HOOPA TRIBAL POLICE TRUCK AND [REDACTED]
 135699	AC-34	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR FROM HOOPA TRIBAL POLICE TRUCK	Ammunition 1 1 EXPENDED ROUND FROM INSIDE DOOR
 135700	AC-35	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOPA TRIBAL POLICE TRUCK	Ammunition 1 1 EXPENDED ROUND FROM INSIDE DRIVERS DOOR
 135701	AC-36	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOPA TRIBAL POLICE TRUCK	Ammunition 2 PIECES OF JACKETING AND 3 PIECES OF SLUG
 135702	AC-37	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOPA TRIBAL POLICE TRUCK	Photo CD - Agency Created PHOTOS OF RECOVERY OF EVIDENCE FROM DRIVERS SIDE DOOR FROM HOOPA TRIBAL POLICE TRUCK
 135779	1	Turner, Jennifer- 1655 09/23/2015 Recovery Address: HCSO Recovery Location:	Photo Line-Up SIX PACK PHOTO LINE-UP [REDACTED]

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 136056	TF-5	Fulton, Todd - 1394 09/08/2015 Recovery Address: RECORDER Recovery Location: INV KIRKPATRICK	Audio/Video Statements - Agency Created Each CD CONTAINING WITNESS STATEMENTS OBTAINED BY DA INVESTIGATOR M. KIRKPATRICK.



County of Humboldt
Office of the District Attorney
INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV	09-05-2015		DA15-0280
TYPE OF REPORT - SUPP		CROSS REFERENCE AGENCY		CROSS REFERENCE CASE NUMBER
SUPPLEMENTAL		HCSO		201504289

CHARGES

TYPE	CODE SECTION	DESCRIPTION
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VICTIMS

1. Ruiz, Seth - Hoopa Valley Tribal Police Sergeant

SUSPECTS

1. [REDACTED] DOB [REDACTED] (Deceased)

WITNESSES

1. [REDACTED] DOB [REDACTED]

2. [REDACTED] DOB [REDACTED]

3. [REDACTED] DOB [REDACTED]

Witness [REDACTED] vehicle - [REDACTED]

SUMMARY

Called out to assist with Critical Incident Response Team (CIRT) Investigation involving a Hoopa Valley Tribal Police Officer Involved Shooting.

NARRATIVE

On 09-04-2015 around 2045 hours, I received a telephone call from Humboldt County District Attorney Chief Investigator Wayne Cox. Chief Cox told me there has been an Officer Involved Shooting (OIS) involving a Hoopa Valley Tribal Police Officer and the Humboldt County Sheriff's Office is asking for a Critical Incident Response Team (CIRT) investigation. Chief Cox asked me if I could respond to assist with the CIRT investigation. I told Chief Cox I would be able to respond to assist and he told me to contact Humboldt County Sheriff's Office (HCSO) Officer In Charge (OIC) Investigator Gregory Musson for further details.

REPORT SENT TO	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick <i>ML</i>	7K7	9/28/2015	<i>[Signature]</i>	9/28/15	

INVESTIGATION REPORT

AGENCY NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

After talking with Chief Cox, I telephoned and talked with Investigator Musson. Investigator Musson told me to meet at the HCSO Criminal Investigation Division (CID) for a briefing and HCSO Investigator Todd Fulton was going to be the lead investigator for this CIRT investigation. HCSO case number assigned is 201504289.

While responding to HCSO CID, I telephoned Humboldt County District Attorney Investigator Martin Morris to see if he was able to assist in the CIRT investigation. I talked with Investigator Morris and he told me he would be able to assist and would respond to HCSO CID.

Around 2120 hours, I arrived at HCSO CID and met with Investigator Fulton. Investigator Fulton told me he was waiting to hear back from others to assist with the CIRT investigation.

While at HCSO, I was advised I would be the Co-Lead Investigator and work with Investigator Fulton. Investigator Morris was assigned to assist with evidence collection at the officer involved shooting scene in Weitchpec along with Humboldt State University Evidence Technician Zan Mendonca and SO Evidence Technician Jennifer Braud.

Briefing was conducted at HCSO CID and assignments were given by Investigator Fulton.

After assignments were given out Investigator Fulton and I responded to Hoopa Valley Police Tribal Office Hoopa (HVTPD).

On 09-05-2015 around 0120 hours, Investigator Fulton and I arrived at HVTPD. While at HVTPD we briefly met with HVTPD Sergeant Seth Ruiz. Sergeant Ruiz was told we were not going to be talking with him until his Legal Defense Attorney has been notified. Sergeant Ruiz was the one who was involved in the officer involved shooting.

Around 0145 hours, Investigator Fulton and I met with HVTPD Chief Ed Guyer. Investigator Fulton and I interviewed Chief Guyer regarding the officer involved shooting. Chief Guyer arrived on scene after the officer involved shooting occurred. Investigator Fulton and I digitally recorded our interview with Chief Guyer. I placed Chief Guyer's interview onto CD-R disc under the file name of GUYER. See Investigator Fulton's report for Chief Guyer's statement.

REPORTS TO	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

After interviewing Chief Guyer, Investigator Fulton and I drove to officer involved shooting scene (Highway 96 at Weitchpec Bridge). See Investigator Fulton's report for our involvement at the scene.

On 09-08-2015 after 1300 hours, Investigator Fulton and I arrived at HVTPD. At HVTPD was Sergeant Ruiz with his Attorney [REDACTED]. Investigator Fulton and I digitally recorded our interview with Sergeant Ruiz. I later placed Sergeant Ruiz's interview onto CD-R disc under file name RUIZ #1. See Investigator Fulton's report for Sergeant Ruiz's statement.

After our interview with Sergeant Ruiz, we all went to the shooting location to finish up our interview with Sergeant Ruiz. This interview with digitally recorded and placed on CD-R disc under file name RUIZ #2. HCSO Evidence Technician Andrew Campbell also responded to the shooting location and audio and video recorded our interview. After this interview Investigator Fulton, Technician and I checked the scene for further items of evidence. While using a metal detector we were able to locate four more 9mm spent shells. These shells were photographed and collected by Technician Campbell. See Investigator Fulton's report for this supplemental interview with Sergeant Ruiz.

On 09-08-2015 around 1742 hours, Investigator Fulton and I met with [REDACTED] outside of [REDACTED]. It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of [REDACTED]. The following is a summary of [REDACTED] statement and to hear the whole statement listen to file name [REDACTED] on the CD-R disc.

I told [REDACTED] we were there to talk to him about an incident on Friday night (09-04-2015). I asked [REDACTED] where he was at this Saturday night. [REDACTED] told us they (later found out to be Witnesses [REDACTED] and [REDACTED] were headed to Alder Creek Campground (off Highway 96) to go fly fishing. [REDACTED] told us they were crossing over the Weitchpec Bridge and they saw the lights (emergency lights) behind them. [REDACTED] said they said okay they are getting pulled over. [REDACTED] told us they get passed the bridge and pulled over to the right and stopped. [REDACTED] told us they then saw this motorcycle fly by and crash on the other side of the road. [REDACTED] told us they sat there in disbelief and then a cop car shows up, stops aggressive, chasing it (motorcycle), and the guy on the motorcycle was moving as if trying to pick up the bike or something. [REDACTED] told us the guy (motorcycle rider) then came up with a pistol and

REPORTS TO:	<input checked="" type="checkbox"/>	DA	<input type="checkbox"/>	HCSO	<input type="checkbox"/>	FPD	<input type="checkbox"/>	EPD	<input type="checkbox"/>	CHP	<input type="checkbox"/>
		Probation	<input type="checkbox"/>	Parole	<input type="checkbox"/>	Other:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
INVESTIGATOR	ID	DATE	APPROVED BY	DATE							
M. Kirkpatrick	7K7	9/28/2015									

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

dumped it (emptying the pistol). [redacted] told us he (motorcycle rider) shot really fast and they never thought it was a pistol until after all the rounds were fired. [redacted] told us the others to just go, go, go. [redacted] told us while they left he looked out the back window of the vehicle (later found out to be a [redacted] and saw the officer returning fire. [redacted] told us he was sitting in the backseat of the vehicle, [redacted] was driving and his [redacted] girlfriend was in the front passenger seat [redacted]

I asked [redacted] where the officer was at when he saw the officer shooting and he said at the bed of his truck. [redacted] told us it looked like the officer wrapped around and it looked like he could have got shot from the position he was in. [redacted] told us they were all worried about guy (motorcycle rider).

[redacted] told us after crossing the bridge they pulled to the right and stopped. [redacted] told us this is when the motorcycle came by and crashed. [redacted] told us it appeared to him that the guy (motorcycle rider) was trying to get the bike back up and he was looking at them too. [redacted] told us this is when the law enforcement vehicle came in. [redacted] told us the vehicle was a newer Chevy pickup truck and the lights were going (emergency lights). [redacted] told us he could not remember if he heard any sirens or not. [redacted] told us they he did see the lights (emergency) and they pulled over for them. [redacted] told us he saw the shooting and I asked him if he saw a gun. [redacted] told us that he saw muzzle flashes. [redacted] told us he saw either five or six muzzle flashes from the motorcycle guy. I asked [redacted] if he knew or not who shot first and he told us it was the motorcycle rider who shot first. I asked [redacted] this when he saw flashes from the officer and he said no he was running around the back of his truck while he (motorcycle rider) was shooting at him. [redacted] told us after this is when the officer was returning fire.

[redacted] told us as soon as the guy stopped shooting at the cop and or assumed he ran out of bullets, they left straight ahead towards their destination. [redacted] told us they stayed the weekend at their destination.

I asked [redacted] after they were leaving if he saw any other cars or things around. [redacted] told us yeah there was a car behind on the bridge but only saw headlights. [redacted] told us he doesn't know what happed to this car and was still there when they took off. [redacted] told us prior to them leaving and when they left they didn't see any other emergency

REFERENCES TO:	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280

vehicle around.

[redacted] told us the vehicle he was in was a [redacted] and it is [redacted] vehicle.

[redacted] told us this all happened so fast and they were shook up and in disbelief of what just happened.

Investigator Fulton asked [redacted] the guy on the motorcycle if he was standing up or laying down when he was shooting. [redacted] told us the guy's leg was pinned under the motorcycle when he was shooting. [redacted] told us the guy was half straddling the motorcycle while he was lying over and shooting. [redacted] told us when the officer started returning fire this is when they left while he was watching out the back window.

[redacted] told us when they first saw the lights (emergency) they thought they were being pulled over. [redacted] told us he didn't see the motorcycle when he first saw the lights but the driver told him he saw the motorcycle when they first saw the lights. [redacted] told us he didn't see the light first but the driver [redacted] first told them about the lights and then they thought they were being pulled over. [redacted] told us after they came to a stop he saw the motorcycle crash into the embankment. [redacted] told us he thinks the motorcycle came around them and then crashed right as if they were pulling to the right and stopping. [redacted] told us where they were parked on the side of the road they were ahead of where the Tribal pickup parked. [redacted] told us he could see right straight across to the guy on the bike and shooting at the police officer. [redacted] told us his view of the motorcycle was not blocked by the Tribal vehicle.

Around 1825 hours, Investigator Fulton and I arrived at [redacted] to meet with witnesses [redacted] and [redacted]

I knocked on the door and met with [redacted] and [redacted] I asked [redacted] and [redacted] if we could talk with them separately and if so who wanted to talk first. [redacted] and [redacted] both said they would talk separately and [redacted] told us she would talk with us first. [redacted] said he would step outside while we talked with [redacted] It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of [redacted] The following is a summary of [redacted] statement and to hear the whole statement listen to file name [redacted]

REPORTS TO:	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

INVESTIGATION REPORT

PAGE 6 OF 10
REPORT NAME
CRIME
DATE
COURT CASE NUMBER
DA CASE NUMBER

HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280
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on the CD-R disc.

Around 1826 hours, I told [redacted] who we were and about the incident we were investigating. I asked [redacted] what she could tell us about the incident she saw that night.

[redacted] told us on this Friday night around eight thirty at night they were driving just across the Weitchpec Bridge and were heading camping. [redacted] said she saw the cop lights and heard the siren coming from behind them. [redacted] told us the first thing she thought was that they were getting pulled over and [redacted] thought the same thing. [redacted] told us as they were pulling over she looked to her left and saw a motorcycle come around the side and into a ditch. [redacted] told us she could see a shadow of a man because it was dark trying to get up. [redacted] told us she saw this male raise his arm and she saw and seen gun exploding and pop, pop she thinks five or six times. [redacted] told us she told the others it's a gun and to go, go, go. [redacted] told us they then drove away. [redacted] told us they realized he (motorcycle rider) had a gun and he could have turned on them and shot through a window of their car.

[redacted] asked [redacted] if she saw any other vehicles around and she told us she saw the cop truck behind them. [redacted] told us she remembers him being in the middle of the road. [redacted] told us she didn't see the officer at all. [redacted] told us she saw the cop car behind them, off to her left the motorcycle, the man, and the gun. [redacted] told us she saw the explosions of the gun. [redacted] told us the motorcycle was in the ditch and she could see the rider's torso, head, and his arm but could not remember which arm. [redacted] told us she does remember one of the rider's arms up and heard pop, pop, and saw flashes. [redacted] told us the police vehicle looked like a SUV or a truck. [redacted] told us the cop vehicle had its cop lights still on (red/blue) but she could not remember if the siren was still going or not. [redacted] told us she does remember the siren coming on behind them and she said oh my gosh were getting pulled over.

[redacted] told us she was sitting in the passenger seat of the [redacted] vehicle and [redacted] told us [redacted] was driving the [redacted] and [redacted] told us they were headed to Akins Creek Campground.

[redacted] told us after this incident she said to go, go, go because she was afraid, never seen anything like this before, and she thought that

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INVESTIGATOR	ID	DATE	APPROVED BY	DATE
M. Kirkpatrick	7K7	9/28/2015		

INVESTIGATION REPORT

REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
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since he was shooting at a cop there was a possible chance he would shoot at them. [redacted] told us they went to their campground area. [redacted] told us there was some shock, confusion, and didn't know what to do.

[redacted] told us the visibility at the time of incident was dark and nighttime. [redacted] told us she could see the silhouette of the subject and from the truck lights. [redacted] told us the rider was in the truck lights but also silhouetted. [redacted] told us this was from her view in the passenger seat.

[redacted] told us she thinks [redacted] was sitting the backseat behind [redacted] who was driving. [redacted] told us they were the only people in the vehicle.

Investigator Fulton told [redacted] she told us he (motorcycle rider) was firing at the cop and asked her why she thought he was firing at the cop. [redacted] told us because the cop car was behind them and the guy's arm was up pointed directly at the truck. [redacted] told us he (rider) was not pointing the gun at them.

[redacted] told us the truck was back of them and she he (motorcycle rider) was within her view outside the driver's window.

Around 1836 hours, Investigator Fulton and I met with [redacted]. It should be noted our interview was digitally recorded by me and later placed onto a CD-R disc under the file name of [redacted]. The following is a summary of [redacted] statement and to hear the whole statement listen to file name [redacted] on the CD-R disc.

I told [redacted] who we were and about the incident we were investigating. I asked [redacted] what he could tell us about the incident he saw that night.

[redacted] told us the incident on Friday was around eight o'clock or a little after getting dark. [redacted] told us it was getting dark and headlights were on. [redacted] told us they [redacted] (and he) were going to Akins Creek Campground. [redacted] told us he was driving the vehicle [redacted]. [redacted] told us [redacted] was sitting in the passenger seat and [redacted] was sitting behind his seat (backseat area).

[redacted] told us they were crossing over the bridge (Klamath River) and looked in his rear view and saw the lights on and thought he might have been speeding or something but didn't know. [redacted] told the others they

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	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

INVESTIGATION REPORT

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were getting pulled over. [redacted] told they made it across the bridge and turned right continuing on 96 and pulled over to the right just past the bridge. [redacted] told us the motorcycle went around and kind of lost it in the turn and went into the ditch. [redacted] told us the green pickup truck pulled in between the motorcycle and their car. [redacted] told us when he looked at the officer he jumped out and the guy on the ground (motorcycle rider) was shooting and it happened fast. [redacted] told us when the guy crashed there were shots fired within a second or two. [redacted] told us he didn't see the officer because of the door jam (truck). [redacted] told us [redacted] told them the officer went around the back of the vehicle (truck). [redacted] told us when the guy shot everyone said they were shooting and they drove away.

I told [redacted] he saw the lights and asked him if he heard a siren. [redacted] told us possibly and they came up pretty fast. [redacted] told us when he saw the lights they were way back behind him and when he slowed down to make the turn (96 north) the motorcycle and police was right behind. [redacted] told us when he pulled over he saw the lights but doesn't remember if he heard a siren or not. [redacted] told us the reason he pulled over is because he thought he was getting pulled over for speeding. [redacted] told us as soon as they pulled over and stopped the motorcycle came around and crashed into the embankment. [redacted] told us the motorcycle went across the road, hit the embankment, and toppled over. I asked [redacted] if he saw what happened to the rider of the motorcycle. [redacted] told us when he looked over after the crash he (rider) was laying over on the side of the bike, pushing himself up, looked back at their car, then saw the officer's truck pull up, he looked at him (officer), he (officer) put the vehicle in park, and then looked back at the motorcycle guy watching him. [redacted] told us his (motorcycle rider's) hand pointed at him (officer) and saw flashes before even realizing it was a gun because their windows were up. [redacted] told us the gun was smaller and made a pop, pop sound. [redacted] told us he heard a handful of pops and saw the flash. [redacted] told us when he heard the pops and saw the flash the officer was getting out of the vehicle. [redacted] told us all he saw was the driver (officer) of the vehicle (police) pulled up, slammed it into park, and as soon as he saw this he looked back at the guy (motorcycle rider) and he (motorcycle rider) was shooting. [redacted] told us as soon as he (officer) was getting out of the car the shooting happened. [redacted] told us the shooting from motorcycle rider was towards the law enforcement vehicle. [redacted] told us everyone in the car said they were shooting and he drove away to the campground they were going to stay at.

I asked [redacted] about the law enforcement vehicle and he told us it was a

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	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

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REPORT NAME	CRIME	DATE	COURT CASE NUMBER	DA CASE NUMBER
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green pickup truck. [redacted] told us he remembers the lights (emergency) going but could not remember if the siren was going.

I asked [redacted] if he saw any other vehicles around and he told us there was another vehicle behind the cop car but he doesn't remember what kind. [redacted] told us this car was stopped and behind the cop car and they didn't move. [redacted] thinks this vehicle was at the end of the bridge or just turned. [redacted] told us when he left the scene and around the corner there was a truck coming down to the scene and there were a few more cars staggering behind this vehicle. [redacted] told us these vehicles were not down at the scene when this all happened.

[redacted] told us he had a clear view of the motorcycle. [redacted] told us he (motorcycle rider) was shooting at the driver's side area of the law enforcement vehicle. [redacted] told us his vehicle was approximately 15 to 20 feet from the motorcycle. Investigator Fulton asked [redacted] if he remembers the color of the motorcycle and what type of clothing the rider was wearing. [redacted] told us he was wearing like a leather jacket, helmet with the visor up because when he looked back he could see his (motorcycle rider) face. [redacted] told us it was very quick. [redacted] told us after he (rider) crashed, they probably hung around a few seconds and it was real fast.

I asked [redacted] if he saw the law enforcement officer was shooting or not. [redacted] told us when the motorcyclist shot a handful of times as he was leaving there was a bigger pop and this is when they left. [redacted] told us he didn't see the officer shooting but he heard louder noises and sounded like a different gun after the first part he saw with the motorcycle rider.

[redacted] told us he drove off because he thought someone was going to chase them, had the worst feeling, and he didn't know if the guy would shoot the officer, and then took his car (officer's). [redacted] told us he was not very familiar with the area. [redacted] told us he moved into the area [redacted] in [redacted] and this was his first time going through Hoopa and Highway 96. [redacted] told us the reason he was up in this area they were going fly fishing for steelhead. [redacted] told us he learned about this area to fish from a friend in the Arcata area.

I asked [redacted] if he had anything else and he told us he remembers the guy crash the bike, looked like he was pushing back and looked back, moved his arms like trying to pull the bike to its side or something, but when

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INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			

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REPORT NAME
CRIME
DATE
COURT CASE NUMBER
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HOOPA TRIBAL - OIS	CIRT INV.	09-05-2015		DA15-0280
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he saw the police officer, and the other guy (motorcyclist) was shooting. I asked [redacted] if it looked like the guy was standing up and he told us the guy was still lying on the ground. [redacted] told us for sure the guy was at most sitting on the ground. [redacted] told us this is when he saw the hand motion go up but could not remember if it was the right or left hand that was going up. [redacted] told us what he remembers is the guy's arm up and a bunch of flashes and heard small pops. [redacted] told us as he drove off he heard loud booms but didn't see any flashes.

[redacted] told us [redacted] had a better view of the officer. [redacted] told us he never saw him (officer) go around the front of the vehicle and he had to go around the back his truck but he could not see that. [redacted] told us all he saw about the officer was his (officer) arm slam the truck into park. [redacted] told us he didn't see the officer opening the door. [redacted] said his view of the officer was only part the steering wheel and passenger seat. [redacted] told us when he saw the officer slamming the truck into park he looked over to the bike and saw the arm up of the motorcyclist, flash, and head pop, pop. [redacted] told us this is when they left. [redacted] told us when they were leaving there were louder pops.

09-11-2015 around 0800 hours, I arrived at Humboldt County Coroner's office to attend the autopsy. I attended the autopsy along with Investigator Fulton, HCSO Detective Jennifer Turner, and HCSO Evidence Technician Andrew Campbell. See Detective Turner's report for autopsy details. All items of evidence were collected along with photographs taken by Technician Campbell.

No further action taken

DISPOSITION
Copy of supplemental report to be given to HCSO for CIRT Investigation.

REPORTS TO:	<input checked="" type="checkbox"/> DA	<input type="checkbox"/> HCSO	<input type="checkbox"/> FPD	<input type="checkbox"/> EPD	<input type="checkbox"/> CHP
	<input type="checkbox"/> Probation	<input type="checkbox"/> Parole	<input type="checkbox"/> Other:		
INVESTIGATOR	ID	DATE	APPROVED BY	DATE	
M. Kirkpatrick	7K7	9/28/2015			



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825 Fifth Street, Fourth Floor
Eureka, CA 95501
TEL 707.445.7411
FAX 707.445.7416
districtattorney@co.humboldt.ca.us

Maggie Fleming
District Attorney

February 15, 2016

Chief Karl Norton
Hoopa Valley Tribal Police Department
Nortonk86@gmail.com

Dear Chief Norton,

I have reviewed the Critical Incident Response Team's investigative report concerning Sgt. Ruiz' on-duty shooting incident. Upon careful review I have determined that the use of force was lawful and justified for the circumstances. Please find attached the public statement I issued about the incident.

Thank you.

Maggie Fleming
District Attorney



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Eureka, CA 95501
TEL 707.445.7417
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Maggie Fleming
District Attorney

PRESS RELEASE

FEBRUARY 2, 2016

District Attorney Maggie Fleming has determined that no charges should be filed related to the September 2015 shooting of [REDACTED] Weitchpec. Her decision was based on the following information. Law enforcement officers responded on Friday, September 4, 2015 at 7:30 p.m. to a report of a shooting in the parking lot outside of the Lucky Bear Casino in Hoopa. Citizens reported observing a man who was later identified as [REDACTED] shoot another man and then flee on a red and black motorcycle. Initially the motorcycle was observed going southbound on Highway 96 but later citizens reported seeing the same motorcycle driving around Hoopa and then heading northbound.

The following paragraph presents information provided by the officer involved. After viewing the motorcycle on the Casino's surveillance video, Hoopa Valley Tribal Officer Seth Ruiz drove northbound on Highway 96, checking side roads to locate the motorcycle. Officer Ruiz then turned around to check side roads on southbound 96. While on Marshall Lane, the officer observed the motorcycle turn onto Marshall Lane from Big Hill Road and pass him. Officer Ruiz notified dispatch that he was attempting to catch up to the motorcycle. The officer observed the motorcycle travelling at a high speed and saw it go through the stop sign at Marshall Lane and Highway 96. He pulled in behind the motorcycle as it traveled northbound and turned on his emergency lights and siren [REDACTED] continued approximately 10 miles on Highway 96 traveling at speeds up to 80 mph and crossing over the double yellow line through turns. After crossing over the bridge at Weitchpec [REDACTED] lost control and went down on the north side of the highway. Officer Ruiz stopped, quickly exited as he drew his firearm and was ordering [REDACTED] to show his hands when he saw muzzle flash and attempted to take cover behind the tailgate of his vehicle. He returned fire and heard additional shots from [REDACTED]. Officer Ruiz moved to a position behind the rear passenger wheel well. He continuously ordered [REDACTED] to show his hands. Hoopa Valley Tribal Police Chief Guyer arrived, followed by deputies with the Humboldt County Sheriff's Department. All initially took cover. Ultimately the law enforcement officers present approached [REDACTED] and removed the firearm. The scene was secured until emergency

medical responders arrived at approximately 9:00 p.m. Medical personnel pronounced [REDACTED] deceased at 9:04 p.m.

Three civilians witnessed the shooting. All three were travelling together in one car northbound on Highway 96. As they crossed the bridge at the junction with Highway 169 they heard the lights and siren and the driver of the vehicle pulled over because he thought the officer might be pulling them over. As they pulled off to the side of the road all three saw the motorcycle rider speed past them and then lose control and go down on the other side of the road. The police car pulled and stopped in the roadway slightly behind their vehicle. The motorcyclist was in the lights of the patrol car and it appeared his leg was pinned under the downed motorcycle. The motorcyclist was half straddling the bike when he started shooting. All three described hearing the gunshots coming from the motorcyclist and seeing muzzle flashes. The officer ran to the back of his vehicle and began to return fire and the witnesses then fled. All three described the scene and order of events the same way: the motorcyclist first fired at the officer who then returned fire.

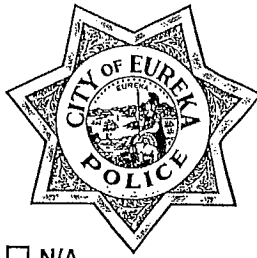
Officer Ruiz' police vehicle had eight bullet entry holes in the driver's door, two in driver's window, and one on the left side of the tailgate. The interior of the vehicle had several ricochet points and holes. Five bullet fragments were found in the interior of the vehicle.

An autopsy was performed on [REDACTED] (dob [REDACTED]) on September 11, 2015 by Dr. Mark Super, who determined that the cause of death was a single gunshot wound to the neck. A blood sample revealed that methamphetamine was present in [REDACTED] blood.

The victim from the earlier shooting was interviewed. He said that he arrived at the Ray's Food Store on his motorcycle and then had words with [REDACTED] regarding a stolen car. The two then began pushing each other and [REDACTED] pulled out a pistol and shot one round into the ground. After [REDACTED] grabbed the helmet and got on the motorcycle, the victim told him to get off the motorcycle and tried to grab the keys. As they fought over the keys [REDACTED] shot him in the leg and then left on the motorcycle.

After review of all the evidence in this case the District Attorney has determined that the law enforcement officer acted in self-defense when he returned fire and fatally shot [REDACTED]. A homicide is justifiable when committed by any person, "resisting any attempt to murder any person, or to commit a felony, or to do some great bodily injury upon any person." Penal Code section 197(1). California Criminal Jury Instructions (No. 505) state that a person is not guilty of murder or manslaughter if that person: 1) "reasonably believed that he [or] someone else was in imminent danger of being killed or suffering great bodily injury"; 2) "reasonably believed that the immediate use of deadly force was necessary to defend against that danger"; and 3) "used no more force than was reasonably necessary to defend against that danger."

District Attorney Maggie Fleming has contacted [REDACTED] family members and advised them of her decision not to file any charges related to his death.



CASE NUMBER 3C15-6800		Page 1 of
PRIMARY OFFENSE AGENCY ASSIST		1. FELONY 2. MISDEMEANOR 3. INFRACTION 4. INCIDENT
OTHER OFFENSES		

DOMESTIC VIOLENCE HATE CRIME
 CHILDREN: INVOLVED PRESENT N/A
 GANG RELATED

INCIDENT INFORMATION	
DATE OCCURRED 9-4-2015	TIME OCCURRED 2100 HOURS
REPORT DATE 9-4-2015	REPORT TIME 2205 HOURS
DAY OF WEEK Friday	
COMMON NAME/BUSINESS NAME	
INCIDENT LOCATION (ADDRESS OR BLOCK RANGE) Hoopa reservation	
LOCATION TYPE *3 001	BEAT N/A

UNIFORM CRIME REPORT			
UCR WEAPON TYPE *5			
1. Revolver	4. Shotgun	7. Other Weapon	10. Machine Gun
2. Semi-Auto Pistol	5. Knife-Cut Inst.	8. Simulated Weapon	88. Unknown
3. Rifle	6. Hands/Feet/Fist	9. Assault Rifle	
FORCED ENTRY			
1. YES	2. NO	3. UNKNOWN	
ENTRY LOCATION *6			
1. Window - Front	5. Window - Upper Level	9. Door Side	13. Roof
2. Window - Rear	6. Window - Basement	10. Door - Upper Level	14. Wall
3. Window - Side	7. Door - Front	11. Door - Garage	15. Adjoin Area
4. Window - Wing	8. Door - Rear	12. Door-Basement	16. Other

PERSON INFORMATION	
<input type="checkbox"/> CONFIDENTIALITY	SUBJECT NO. <input checked="" type="checkbox"/> VICTIM (3)
LAST NAME FIRST MIDDLE Hoopa Tribal Police Officer	ADDRESS NO. STREET (APT)
CITY STATE ZIP	DATE OF BIRTH HOME PHONE MSG NO. <input type="checkbox"/>
EMPLOYER NAME ADDRESS	WORK PHONE
SEX 1. Male <input type="checkbox"/> 2. Female <input type="checkbox"/>	RACE 1. Other Asian 2. Black 3. Chinese 4. Cambodian 5. Filipino 6. Guamanian 7. Hispanic 8. Am Indian 9. Japanese 10. Korean 11. Laotian 12. Other 13. Pacific Islander 14. Samoan 15. Hawaiian 16. Vietnamese 17. White 18. Asian Indian

CONFIDENTIALITY		SUBJECT NO. <input type="checkbox"/> VICTIM (3) <input type="checkbox"/> REPORTING PARTY (1) <input type="checkbox"/> WITNESS (6) <input type="checkbox"/> OTHER (7)
NAME FIRST MIDDLE [REDACTED]	ADDRESS NO. STREET (APT) Unknown	
CITY STATE ZIP	DATE OF BIRTH	HOME PHONE MSG NO. <input type="checkbox"/>
EMPLOYER NAME ADDRESS	WORK PHONE	
SEX 1. Male <input type="checkbox"/> 2. Female <input type="checkbox"/>	RACE 1. Other Asian 2. Black 3. Chinese 4. Cambodian 5. Filipino 6. Guamanian 7. Hispanic 8. Am Indian 9. Japanese 10. Korean 11. Laotian 12. Other 13. Pacific Islander 14. Samoan 15. Hawaiian 16. Vietnamese 17. White 18. Asian Indian	

CHECK FOR ADDITIONAL PERSONS PAGE

VEHICLE INFORMATION	
<input type="checkbox"/> VICTIM (12) <input type="checkbox"/> INVESTIGATIVE LEAD (13) <input type="checkbox"/> INVOLVED (14)	
VEHICLE TYPE 1. Auto 2. Truck/Van 3. Motorcycle 4. Camper 5. Bus 6. Trailer 7. Boat 8. Aircraft 9. Other	TOP COLOR YEAR MAKE MODEL
BOTTOM COLOR	LICENSE NO. STATE TABLE 177 1. Arson AMT. \$ ODDITY

CHECK FOR ADDITIONAL VEHICLES PAGE

STOLEN PROPERTY LIST									
CODE	ITEM #	ARTICLE	BRAND / MODEL	QTY	DESCRIPTION	SERIAL No.	VALUE	NCIC	
								<input type="checkbox"/>	
								<input type="checkbox"/>	
								<input type="checkbox"/>	
								<input type="checkbox"/>	
								<input type="checkbox"/>	
								<input type="checkbox"/>	
								<input type="checkbox"/>	

CONTROLLED DOCUMENT
 DUPLICATION OR REISSUANCE
 CONTROLLED BY LAW
 Released to HC50
 By [Signature] Date 9/18/15
 Eureka Police Department

OFFICER Ron Harpham	IBM NO. 447	REPORT DATE 9-9-2015	SUPERVISOR REVIEW [Signature]	IBM NO. 441	REVIEW DATE 9/18/15
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SUSPECT INFORMATION (4)

SUSPECT NO. 1

NO.	LAST NAME	FIRST	MIDDLE	ADDRESS NO.	STREET	(APT)	
-----DECEASED-----							
CITY	STATE	ZIP	DATE OF BIRTH	HOME PHONE	MSG NO. <input type="checkbox"/>		
DLID NUMBER	STATE	OCCUPATION					
EMPLOYER NAME				ADDRESS		WORK PHONE	
RACE	1. Other Asian	4. Cambodian	7. Hispanic	10. Korean	13. Pacific Islander	16. Vietnamese	
<input type="checkbox"/>	2. Black	5. Filipino	8. Am Indian	11. Laotian	14. Samoan	17. White	
	3. Chinese	6. Guamanian	9. Japanese	12. Other	15. Hawaiian	18. Asian Indian	
HAIR COLOR	EYE COLOR	BODY MARKS				HEIGHT	WEIGHT
CLOTHING/PHYSICAL DESCRIPTION							

CHECK FOR ADDITIONAL SUSPECTS

RELATIONSHIP OF PERSON(S)

VICTIM TO SUSPECT TABLE 106						
Undetermined	Spouse	Same Sex Relationship	Step-Child	Boyfriend /Girlfriend	Teacher	Co-Worker
Stranger	Former Spouse	Parent	Brother/Sister	Child Of Boyfriend/Girlfriend	Nelghbor	Landlord/Tenant
Friend	Co-Habitant	Step-Parent	In- Law	Sitter/Day Care	Employee	Police Officer
Acquaintance	Roommate	Child	Other Family	Student	Employer	
VICTIM ONE	SUSPECT ONE			RELATIONSHIP		

CHECK FOR ADDITIONAL PERSON RELATIONSHIP(S)

RELATIONSHIP OF OFFENSE (ASSAULTS/VIOLENCE)

CRIME OFFENSES TABLE 2						
HOMICIDES	SEXUAL ASSAULTS	ROBBERIES	OTHER ASSAULTS			
Murder	Rape	Robbery	Assault Firearm	Assault on Police Officer	Annoying Phone Calls	Arson: Bodily Injury
Murder Attempt	Sex Assault (Not Rape)		Assault Other Deadly Weapon	Resist Arrest	Child Abuse	Arson: Inhabited Dwelling
Slaughter	Sex Assault Child		Assault Domestic Violence	Interfere With Police	Child Neglect	Brandishing: Firearm
Slaughter Involuntary	Indecent Exposure		Assault Simple	Threats: General	Child Stealing/Custody	Brandishing: Other
			Assault and Battery	Threats: Bomb Threat	Elder Abuse	
			Assault Hate Crime		Elder Neglect	
VICTIM ONE	SUSPECT ONE			OFFENSE		

CHECK FOR ADDITIONAL OFFENSE RELATIONSHIP(S)

NARRATIVE:

CONFIDENTIAL

1. Cleared by Arrest	6. Documentation Only	11. Cleared: Recovery	16. To: Property Clerk	21. Cleared: Court Booking	26. Cleared Other Charge(s)
2. Cited and Released	7. Cleared: Admin	12. Cleared: Partial Recovery	17. To: D.A.	22. Cleared: Extradition	
3. Book Cite Released	8. Open	13. Cleared: Other Agency	18. To: Other Agency	23. To: CID	
4. PC 849B	9. Closed	14. Cleared: Restitution	19. Owner Notified	24. To: NOP	
5. Unfounded	10. Suspended	15. Warrant Requested	20. Released: Medical	25. To: POP	
DISTRIBUTION	1. Briefing	3. D.A.	5. Probation	7. Coroner	9. Other
	2. CID	4. Parole	6. CPS	8. ABC	10. Gang Unit
COPIES BY: <input type="checkbox"/>					

1 CLASSIFICATION: Agency Assist HCSO (CIRT)

2
3 VICTIM: Hoopa Tribal Police Officer

4
5 SUSPECT: [REDACTED]

6
7 **SUPPLEMENTAL REPORT**

8
9 **SUMMARY:**

10 A Hoopa Tribal Police Officer was in pursuit of a stolen motorcycle north from Hoopa
11 on Highway 96. The suspect [REDACTED] was also the suspect in a shooting earlier
12 in the day. The pursuit ended just past the Weitchpec Bridge [REDACTED] shot at the
13 pursuing Tribal Police Officer striking the passenger cab many time. The Hoopa Police
14 Officer returned fire and killed [REDACTED]. The Humboldt County Sheriff's Department has
15 jurisdiction over the tribe. The Humboldt County Sheriff's Office, (HCSO), enacted the
16 county's collaborative Critical Incident Response Team, (CIRT).

17
18 **NARRATIVE:**

19 *Notification;*

20 On 9-4-2015 at about 2230 hours, I received a phone call from Sgt. O'Neill advising me
21 the Humboldt County Sheriff's Office had an Officer Involved shooting in Hoopa. They
22 enacted the Critical Incident Response Team, (CIRT). I responded to the HCSO's
23 Detective Bureau for a team meeting. Detective Todd Fulton was the lead investigator
24 and District Attorney Investigator Marvin Kirkpatrick was the co-lead. Detective
25 Jennifer Turner was the assistant detective to Todd Fulton.

26
27 *Receipt of [REDACTED] clothes;*

28 I was assigned to assist Detective Turner interview and process [REDACTED] who
29 was at the emergency room of the Redwood Memorial Hospital. Eureka Police
30 Department Evidence Technician Robert Patton was also assigned to assist. Prior to our
31 departure, Deputy Brian Waxler arrived to the HCSO Detective Bureau. Deputy Waxler
32 was at the hospital with [REDACTED]. Waxler reported that [REDACTED] femur was broken
33 from a bullet and [REDACTED] would go into surgery. Deputy Waxler said that [REDACTED] was
34 in a drug induced comma at this time and was not able to give a statement.

35
36 Deputy Waxler possessed several plastic bags of clothing. Deputy Waxler said that Dr.
37 [REDACTED] gave him clothes that were removed from [REDACTED] I had
38 Deputy Waxler transfer the bags of clothes at 2350 hours to Evidence Technician

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Det. RONALD B HARPHAM 447 09/17/2015 Supervisor

Cleared by Arrest 6. Documentation 11. Cleared Recovery 16. To Property Clerk 21. Cleared Cr. Bk
Site 1 Released 7. Cleared: Admin 12. Cleared Partial Recovery 17. To D.A. 22. Cleared Extradition
30d 13. Cleared: Other Agency 18. To Other Agency 23. CID
PC8490 9. Closed 14. Cleared Restitution 19. Owner Notified 24. NOP
Infounded 10. Suspended 15. Warrant Request 20. Medical Release Needed

DISTRIBUTION 1. Briefing 3. D.A. 5. Probation 7. Coroner 9. Other COPIED BY
2. CID 4. Parole 6. CPS 8. ABC

39 Patton. Evidence Technician Patton took the clothes to EPD and secured them in a
40 drying cabinet in our secure evidence lab on 9-5-2015.

41
42 **Scene;**

43 In lieu of interviewing and processing [redacted] Detective Sgt. Howden and I went to the
44 scene, just north of the Weitchepc Bridge on Highway 96. We arrived at about 0200
45 hours. There was a crime scene established and Deputy Lamb was maintaining a crime
46 scene log. HCSO Detective Turner gave Detective Sgt. Howden and I a walkthrough of
47 the scene. Evidence technicians were working the scene so after a brief tour we exited
48 the crime scene. Detective Sgt. Howden and I left the scene at about 0300 hours.

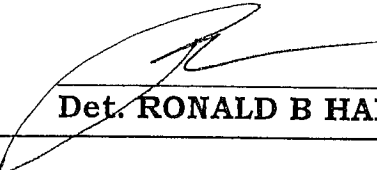
49
50 **Interview with** [redacted]

51 On 9-6-2015, at about 1050 hours, Detective Turner interviewed [redacted] I was
52 present and assisted with the interview at times. Detective Turner audio recorded the
53 conversation. (See Detective Turner's summary of the interview).

54
55 **Booking** [redacted] **clothes;**

56 On 9-10-2015, at about 0800 hours, I removed [redacted] clothing from the drying
57 cabinet. I noted that the cabinet remained secure with my seal. I photographed the
58 cabinet with the seal in place. I examined and photographed each piece of clothing
59 before packaging and booking them. The following is a description of [redacted]
60 clothing and possible probative evidence:

- 61
- 62 1) Evidence item RH1 was a green "Everlast" sweatshirt. I did not see any blood
- 63 or holes in the sweatshirt. There was some dry vegetation clinging to the
- 64 material.
- 65 2) Evidence item RH2 is the left half of [redacted] "MEKDNM" designer jeans.
- 66 The jeans were cut in half at the crotch by medical staff. Next to the left rear
- 67 pants pocket was a small blood stain. Below the stain was a small hole that could
- 68 have been an exit point for the bullet. It was a jagged hole torn through the cloth.
- 69 Close examination of the fibers revealed that this tear through the pants had not
- 70 been through a wash cycle. This damage to the fabric of the pants occurred
- 71 sometime after these pants had been washed.
- 72 3) Evidence item RH3 is the right half of [redacted] jeans. High on the front of the
- 73 pants, in front of the front pocket, in the "appendix" area, was a hole torn
- 74 through the cloth. The hole was circular and the fabric fibers had not been
- 75 through a wash cycle. It was more circular than the hole in RH2. It appeared that
- 76 this is an entry hole for the gunshot and the hole in the buttocks area in RH2 is
- 77 the exit point. Based on [redacted] statement, the suspect [redacted] was


Det. RONALD B HARPHAM 447 09/17/2015 Supervisor

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Arrest	6. Documentation	11. Cleared Recovery	16. To Property Clerk	21. Cleared Cr. Bk
Released	7. Cleared: Admin	12. Cleared Partial Recovery	17. To D.A.	22. Cleared Extradition
ed Released	8. Open	13. Cleared: Other Agency	18. To Other Agency	23. CID
	9. Closed	14. Cleared Restitution	19. Owner Notified	24. NOP
l	10. Suspended	15. Warrant Request	20. Medical Release Needed	

DISTRIBUTION 1. Briefing 3. D.A. 5. Probation 7. Coroner 9. Other COPIED BY
2. CID 4. Parole 6. CPS 8. ABC

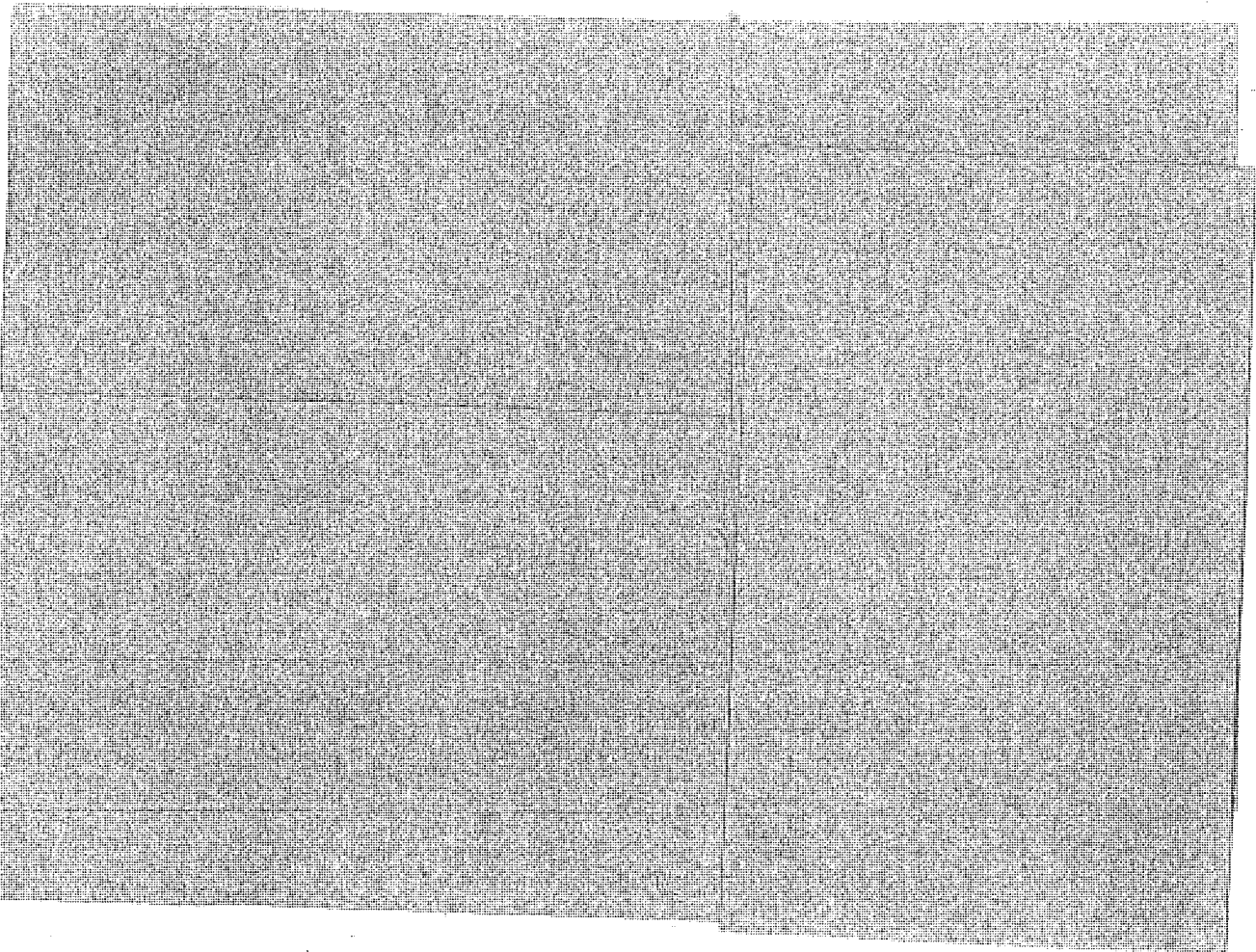
EUREKA POLICE DEPARTMENT

604 C STREET EUREKA, CA

3C15-6800

PAGE # 5


- 78 shooting downward. The hole in item RH2 is lower than the hole in RH3. (See
- 79 below photographs).
- 80 4) Evidence item RH4 is a blue A-shirt. I inspected the shirt and did not find any
- 81 blood or evidence of puncture through the shirt. There were foreign fibers and
- 82 dry vegetation on the shirt. I did not see anything of probative value with RH4.
- 83 5) Evidence item RH5 is [redacted] belt and a pair of black Air Jordons. The belt
- 84 was a tattered weave style belt. I saw no probative value to the belt. I saw what
- 85 appeared to be small blood spots on the shoes.
- 86 6) Evidence item RH6 is 17 photographs that I took with my Olympus Stylus 7710
- 87 12 megapixel digital point and shoot camera. The images were downloaded onto
- 88 [redacted]



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DISPOSITION: To HCSO CIRT Lead Investigator Todd Fulton

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Det. RONALD B HARPHAM 447 09/17/2015 WT Supervisor

- Cleared by Arrest 6. Documentation 11. Cleared Recovery 16. To Property Clerk 21. Cleared Cr. Bk
- Site Released 7. Cleared: Admin 12. Cleared Partial Recovery 17. To D.A. 22. Cleared Extradition
- Book Sited Released 8. Open 13. Cleared: Other Agency 18. To Other Agency 23. CID
- 'C849b 9. Closed 14. Cleared Restitution 19. Owner Notified 24. NOP
- Infounded 10. Suspended 15. Warrant Request 20. Medical Release Needed

DISTRIBUTION 1. Briefing 3. D.A. 5. Probation 7. Coroner 9. Other COPIED BY
 2. CID 4. Parole 6. CPS 8. ABC

CASE NUMBER: 3015-6800

ASSOCIATED CASE: HSO 2015 04289

EUREKA POLICE DEPARTMENT
PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT

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

DATE STORED	TIME STORED	DATE OF INCIDENT	CRIME
9-10-15	0800 L3	9-4-15	AGENCY ASSIST
(VICTIM)	LAST NAME	FIRST	MIDDLE
	HoopA TRIBAL OFFICER		
(FINDER)	LAST NAME	FIRST	MIDDLE
	WEITCHER	BRIDGE	
LOCATION PROPERTY WAS FOUND / INCIDENT OCCURRED (LOCATION TYPE 3)			
Hwy 96			

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PROPERTY / EVIDENCE BOOKING AND RELEASE REPORT

CODE	ITEM NO.	ARTICLE	BRAND/MODEL	QTY	DESCRIPTION	SERIAL NO.	VALUE	ENTERED NIC	LAB WORK	STORAGE LOCATION	DISPOSITION
E	RH1	SWIRT SHIRT	EVERLAST	1	GRN						
E	RH2	PANTS	McKDUM	1	LEFT SIDE OF PANTS RT BUTTCKS						
E	RH3	PANTS	McKDUM	1	RT HAUF PANTS POSSIBLE BULLETS ENTRY						
E	RH4	SHIRT	FRONT OF LOOM	1	BLUE						
E	RH5	SHOEBOT	Nike	2	1 PR BLE AIR JORDANS						
E	RH6	DIGITAL IMAGED		17	Pics of [REDACTED] [REDACTED]						

PROPERTY / EVIDENCE ASSOCIATED TO

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

REQUEST FOR LAB EXAMINATION

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

BOOKING OFFICER	IBM NO.	REPORT DATE	SUPERVISOR REVIEW	IBM NO.	REPORT DATE
Ron HAI	447	9-10-15		444	9/18/15

Please complete this information when
placing items in cabinet for drying

Case # 3015-6800

Victim: [REDACTED]

Date Placed in Cabinet: 9/5/15

Date Removed: 9-10-15

Notes: SEAL WAS PHOTOGRAPHED INTACT.

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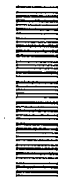




Investigating Officer: R. HARRHAM

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
	SH-1	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Ammunition Caliber: .40 GLOCK MAGAZINE WITH FOUR ROUNDS AND ONE LOOSE ROUND
135403			
	SH-2	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Firearms GLOCK Caliber: .40 Ser # GLOCK PISTOL WITH ATTACHED TAC LIGHT
135404			
	SH-3	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK TROUSER BELT
135405			
	SH-4	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK T SHIRT
135406			
	SH-5	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Ammunition Caliber: .40 5 MAGAZINES EACH CONTAINING 15 ROUNDS
135407			
	SH-6	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Miscellaneous WRIST WATCH
135408			
	SH-7	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK POLO UNIFORM SHIRT
135409			
	SH-8	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK RIGHT BOOT
135410			
	SH-9	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLUE JEANS
135411			

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135412	SH-10	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK LEFT BOOT
135413	SH-11	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing BLACK DUTY BELT WITH HOLSTER, MAGAZINE HOLDER AND TWO KEEPERS
135414	SH-12	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Weapons - Other TASER X-26 WITH TWO CARTRIDGES
135415	SH-13	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: INTERVIEW ROOM	Clothing TACTICAL VEST (SEE COMMENTS OR REPORT FOR CONTENTS)
135416	JC 1	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Firearms Savage Arms Stevens Mod 311 Caliber: 20 GA Set # [REDACTED] DOUBLE BARREL SIDE BY SIDE SHOTGUN
135417	JC 2	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Ammunition PMC Caliber: 9 mm 1 BRASS COLORED PMC 9MM LUGER CASING
135419	HRH-1	Hill, Ryan - 1778 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: 2700 DOLBEER ST	Biological Evidence Each BLOOD DRAW SAMPLE FROM OFC RUIZ HTPD
135420	JC 3	Comer, Joshua - 1920 09/04/2015 Recovery Address: RAYS FOOD PLACE IN HOOPA Recovery Location: PARKING LOT	Photo CD - Agency Created DIGITAL PHOTOGRAPHS OF GUN SHOT VICTIM/SCENE 1

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: LINCOLN EARL AMMON
Victim:
Suspect 1: RICHARD K KELLEY

PROPERTY/EVIDENCE LISTING



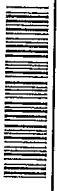

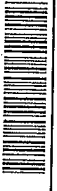





BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description	Each
135421	JC 4	Comer, Joshua - 1920 Recovery Address: HWY 96 NEAR HWY 169 WEITCHPEEC, CA Recovery Location: HWY 96 JUST NORTH OF HWY 169 WEITCHPEEC	Photo CD - Agency Created DIGITAL PHOTOGRAPHS OF OIS SCENE	1
135434	1	Waxler, Bryan - 1768 Recovery Address: MRCH Recovery Location: ER	Audio/Video Statements - Agency Created CD-R/PHOTOS OF	Each
135436	CL 1	Lamb, Charles - 1260 Recovery Address: HWY96 MMP 23 Recovery Location:	Miscellaneous 2 PAGE CRIME SCENE LOG	
135441	1	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135442	2	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135443	3	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135444	4	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135445	5	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135446	6	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	
135447	7	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEEC	Ammunition S&W 40 CALIBER CASING	

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING







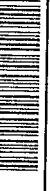
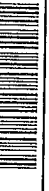


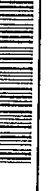
BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
	8	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135449			
	9	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135450			
	10	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135451			
	11	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135452			
	12	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition S&W 40 CALIBER CASING
135454			
	13	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135455			
	15	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
135456			
	16	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
135457			
	19	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
135458			
	20	Braud, Jenifer - 1303 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Electronics MOTOROLA HT1250 PORTABLE RADIO
135459			

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING






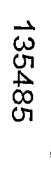
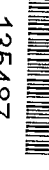



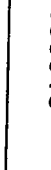
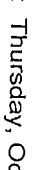

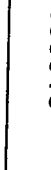
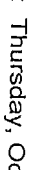

Barcode	Item #	Recovering Officer / Date / Address	Item Type / Description
	22	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Firearms RUGER P85 FIREARM Ser # 
135460			
	23	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135461			
	24	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135462			
	25	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135463			
	26	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135464			
	27	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135465			
	28	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135466			
	29	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135467			
	30	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition BULLET FRAGMENT
135468			
	31	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition 9MM LUGGER CASING
135469			

CASE NUMBER: 201504289

HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

Barcode	Item #	Recovering Officer / Date / Address	Item Type / Description
	32	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition 9MM LUGER CASING
	33	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Photo CD - Agency Created PHOTOS OF SCENE
	18	Braud, Jenifer - 1303 09/05/2015 Recovery Address: HIGHWAY 96 Recovery Location: WEITCHPEC	Ammunition LUGER 9MM CASING
	135472		
	AC-1	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD NEAR BLOOD STAIN WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm 1
	135484		
	AC-2	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm 1
	135485		
	AC-3	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm 1
	135487		
	AC-4	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location: SIDE OF ROAD WHERE MOTORCYCLE CRASHED	Ammunition PMC Caliber: 9 mm 1
	135488		
	AC-5	Campbell, Andrew - 2015 09/08/2015 Recovery Address: HIGHWAY 96 Recovery Location:	Video - Agency Created VIDEO OF WALKTHROUGH WITH TRIBAL PD OFFICER
	135489		
	SH-14	Hicks, Scott - 1149 09/05/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: VARIOUS	Photo CD - Agency Created CD CONTAINING DIGITAL IMAGES
	135513		

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

Barcode	Item #	Recovering Officer / Date / Address	Item Type / Description
135520	TF-1	Fulton, Todd - 1394 09/08/2015 Recovery Address: HOOPA VALLEY TRIBAL POLICE DEPARTMENT Recovery Location: OFFICE	Audio/Video Statements - Agency Created CD CONTAINING AUDIO RECORDED INTERVIEW W/ SETH RUIZ Each
135521	TF-2	Fulton, Todd - 1394 09/08/2015 Recovery Address: 11472 BATES MCKINLEYVILLE/4176 EXCELSICER EUREKA Recovery Location: RESIDENCE	Audio/Video Statements - Agency Created CD AUDIO RECORDED INTERVIEWS WITH Each
135522	TF-3	Fulton, Todd - 1394 09/08/2015 Recovery Address: HOOPA TRIBAL STATION Recovery Location: OFFICE	Audio/Video Statements - Agency Created CD AUDIO RECORDED INTERVIEW WITH E. GUYER Each
135556	AC-1	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FRONT JEANS POCKET	Miscellaneous PINK TWEEZERS
135557	AC-2	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FRONT POCKET OF JEANS	Miscellaneous TRIDENT GUM, PEN, LIGHTER
135558	AC-3	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT HAND	Trace Evidence BAG COVER
135559	AC-4	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT HAND OF SUSPECT	Trace Evidence PAPER BAG FROM RIGHT HAND
135560	AC-5	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS BACK	Backpack CAMELBAK BLACK CAMELBAK
135561	AC-6	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS BACK	Backpack BROWNING BLOODY BROWNING BACKPACK

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135562	AC-7	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: FROM BODY BAG	Backpack NIKI GREY AND BLACK NIKE BACKPACK
135563	AC-8	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS HEAD	Clothing MOTORCYCLE HELMET WITH BULLET HOLE
135564	AC-9	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FOOT OF SUSPECT	Clothing NIKI GREEN NIKE LEBRON JAMES SHOE, LEFT
135565	AC-10	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FOOT OF SUSPECT	Clothing NIKI GREEN NIKE LEBRON JAMES SHOE, RIGHT
135566	AC-11	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT FOOT OF SUSPECT	Clothing NIKI RIGHT GREEN JORDAN SOCK
135567	AC-12	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FOOT OF SUSPECT	Clothing NIKI LEFT GREEN JORDAN SOCK
135568	AC-13	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS BELT	Knife RECON 1 BLACK RECON FOLDING KNIFE
135569	AC-14	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: ON SUSPECTS LEGS	Clothing WRANGLER BLACK WRANGLER JEANS WITH BLACK BELT
135570	AC-15	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: LEFT FRONT POCKET OF SUSPECTS SHORTS	Currency 1 QUARTER

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135571	AC-16	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: ON SUSPECTS LEGS	Clothing GREY SHORTS
135572	AC-17	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: ON SUSPECTS LEGS	Clothing HANES GREEN HANES BOXER BRIEFS
135573	AC-18	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS UPPER BODY	Clothing THOR BLACK THOR MOTORCYCLE JACKET
135574	AC-19	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: INTERIOR POCKET OF MOTORCYCLE JACKET	Debit/Credit Cards 3 CREDIT CARDS AND VEHICLE ID CARD
135575	AC-20	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: RIGHT LOWER FRONT POCKET OF MOTORCYCLE JACKET	Clothing D&G SUNGLASSES
135576	AC-21	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: ON SUSPECT	Clothing GALCO GALCO HOLSTER W/ 2 15 ROUND MAGAZINES FULL
135577	AC-22	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: ON SUSPECTS UPPER BODY	Clothing RED 49ERS HOODED JACKET
135578	AC-23	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: SUSPECTS UPPER BODY	Clothing GREY HUMBOLDT T-SHIRT
135579	AC-24	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location: FROM SUSPECTS BACK	Ammunition Caliber: 9 mm 1 BULLET REMOVED FROM SUSPECTS BACK

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135580	AC-25	Campbell, Andrew - 2015 09/11/2015 Recovery Address: CORONERS OFFICE Recovery Location:	Photo CD - Agency Created PHOTOS OF AUTOPSY
135619	TF-4	Fulton, Todd - 1394 09/08/2015 Recovery Address: LUCKY BEAR CASINO Recovery Location: SURVEILLANCE OFFICE	Audio/Video Media THUMB DRIVE CONTAINING VIDEO SURVEILLANCE
135641	AC-26	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: FRONT PASSENGER SEAT FLOORBOARD	Ammunition BULLET JACKET 1
135642	AC-27	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: GLASS LEDGE BEHIND FRONT PASSENGER HEADREST	Ammunition BULLET JACKET 1
135643	AC-28	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: FRONT SEAT BELOW BUTT STOCK FOR LONG GUNS	Ammunition BULLET JACKET 1
135644	AC-29	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: BOTTOM OF STAKE POCKET ON DRIVERS SIDE REAR OF BED	Ammunition BULLET JACKET 1
135645	AC-30	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: SIDE OF DRIVER'S CHAIR	Ammunition EXPENDED BULLET 1

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim: SETH RUIZ
Victim:
Suspect 1: RICHARD K KELLEY

PROPERTY/EVIDENCE LISTING


BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
135646	AC-31	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: INSIDE OF CENTER OF DRIVERS CHAIR	Ammunition EXPENDED BULLET 1
135647	AC-32	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: OFF OF HOOOPA TRIBAL TRUCK	Vehicle Parts DRIVERS DOOR FROM HOOOPA TRIBAL TRUCK
135648	AC-33	Campbell, Andrew - 2015 09/17/2015 Recovery Address: HUMBOLDT TOW, EUREKA Recovery Location: HOOOPA TRIBAL POLICE TRUCK AND SUSPECTS MOTORCYCLE	Photo CD - Agency Created PHOTOS/VIDEO OF HOOOPA TRIBAL POLICE TRUCK AND SUSPECT MOTORCYCLE
135699	AC-34	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR FROM HOOOPA TRIBAL POLICE TRUCK	Ammunition 1 1 EXPENDED ROUND FROM INSIDE DOOR
135700	AC-35	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOOPA TRIBAL POLICE TRUCK	Ammunition 1 1 EXPENDED ROUND FROM INSIDE DRIVERS DOOR
135701	AC-36	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOOPA TRIBAL POLICE TRUCK	Ammunition 2 2 PIECES OF JACKETING AND 3 PIECES OF SLUG
135702	AC-37	Campbell, Andrew - 2015 09/21/2015 Recovery Address: HCSO LAB Recovery Location: INSIDE DRIVERS DOOR OF HOOOPA TRIBAL POLICE TRUCK	Photo CD - Agency Created PHOTOS OF RECOVERY OF EVIDENCE FROM DRIVERS SIDE DOOR FROM HOOOPA TRIBAL POLICE TRUCK
135779	1	Turner, Jennifer - 1655 09/23/2015 Recovery Address: HCSO Recovery Location:	Photo Line-Up SIX PACK PHOTO LINE-UP OF SUSPECT

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HUMBOLDT COUNTY SHERIFF'S OFFICE
PROPERTY/EVIDENCE BOOKING REPORT

Victim:
Victim:

PROPERTY/EVIDENCE LISTING

BarCode	Item #	Recovering Officer / Date / Address	Item Type / Description
 136056	TF-5	Fulton, Todd - 1394 Recovery Address: RECORDER Recovery Location: INV KIRKPATRICK	09/08/2015 Audio/Video Statements - Agency Created CD CONTAINING WITNESS STATEMENTS OBTAINED BY DA INVESTIGATOR M. KIRKPATRICK



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Incident Case Number 201504289 IR Title PC 664/187, PC 215
Date/Time Occurred 09/04/2015 07:31:38 PM IR Date/Time 09/05/2015 04:57:46 AM
Name/Business Name _____ Incident Location B:-RAYS HOOPA, HOOPA, CA
Case Clearance CLEARED EXCEPTIONALLY Case Clearance Date 09/05/2015

Offense
Offense Code PC664 /187 CSA ATTEMPTED Location PARKING LOT
Description ATTEMPTED MURDER;SECOND DEGREE ON PEACE OFFICER

Offense Code PC215(A) CSA COMMITTED Location PARKING LOT
Description CARJACKING

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

Person Type SUSPECT
Name Type LEGAL Last [REDACTED] First [REDACTED] Middle [REDACTED]
Address Type HOME Address [REDACTED] Apartment _____
City [REDACTED] State [REDACTED] Zip _____ Phone _____
Address Type OTHER Address [REDACTED] Apartment _____
City [REDACTED] State [REDACTED] Zip [REDACTED] Phone _____
DOB [REDACTED] Age [REDACTED] Sex [REDACTED] Race [REDACTED] Height [REDACTED] Weight [REDACTED]
Hair Color [REDACTED] Eye Color [REDACTED] Driver License [REDACTED] State [REDACTED]

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

Person Type WITNESS
Name Type LEGAL Last [REDACTED] First [REDACTED] Middle [REDACTED]



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Address Type HOME Address [REDACTED] Apartment [REDACTED]
 City [REDACTED] State [REDACTED] Zip [REDACTED] Phone [REDACTED]
 DOB [REDACTED] Age [REDACTED] Sex [REDACTED] Race [REDACTED] Height [REDACTED] Weight [REDACTED]
 Hair Color [REDACTED] Eye Color [REDACTED] Driver License [REDACTED] State [REDACTED]

Property

Item No 1 Code STOLEN AND Article _____ Make HONDA
 Serial No [REDACTED] QTY 1 Value 3000 Model MOTORCYCLE
 Description BLACK AND RED HONDA STREET BIKE (MOTORCYCLE).

Vehicle

Veh No 2 Type MOTORCYCLE Top Color BLACK Bottom Color _____ Year 1998
 Make HONDA Model _____ Expires 2015
 VIN [REDACTED] License [REDACTED] State CALIFORNIA
 Vehicle Description _____

Veh No 1 Type AUTOMOBILE Top Color SILVER Bottom Color _____ Year 2008
 Make NISSAN Model MAXIMA Expires 2016
 VIN [REDACTED] License [REDACTED] State CALIFORNIA
 Vehicle Description _____

Narrative/Summary

Narrative - IR On 9/4/15, I was working patrol for the Humboldt County Sheriff's Office (HCSO). I was wearing a distinctively marked uniform, and was driving a marked patrol vehicle.

At approximately 1931 hours, I was dispatched to a gunshot victim at Rays Food Place in Hoopa. RP [REDACTED] called 911 from the Hoopa Tsewenaldin Inn room [REDACTED] reporting she witnessed a male subject on a motorcycle drive up and shoot another male subject in the leg. RP [REDACTED] reported the gunshot victim was lying on the Rays Food Place side of the parking lot. RP described the motorcycle as being red and the suspect was wearing a black helmet, blue jeans, and black jacket. Suspect was last seen riding the motorcycle northbound on Hwy 96 towards Weitchpec.

Upon arrival, I observed a male subject, later identified as (V) [REDACTED] sitting on the ground in a dirt portion of the Rays Food Place parking lot. (V) [REDACTED] was holding his left leg and screaming in pain. I could see a small amount of blood on the back side of [REDACTED] left pant leg. I briefly spoke with [REDACTED] and the following is a summary of his statement:

[REDACTED] received a phone call from one of his friends (unknown name) telling him that [REDACTED] vehicle, a silver 2008 Nissan four (4) door [REDACTED] was seen being driven by (S) [REDACTED] in the area of Rays Food Place in Hoopa. [REDACTED] responded to Rays Food Place on his friend [REDACTED] red and black Honda street bike (motorcycle). When [REDACTED] arrived at Rays Food Place, he observed [REDACTED] sitting in the driver's seat. [REDACTED] confronted [REDACTED] about his vehicle and [REDACTED] pulled out a handgun and shot [REDACTED] one (1) time in the left leg.



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After shooting [REDACTED] [REDACTED] proceeded to take [REDACTED] red and black Honda street bike (unknown plate number) and travel out of the parking lot [REDACTED] told me that [REDACTED] shotgun was sitting in the back seat of the vehicle.

I had dispatch issue a bolo for the red and black Honda street bike, occupied by (S) [REDACTED]

I located the shotgun on the rear seat of the passenger side. I photographed the shotgun and put on gloves, so not to contaminate the evidence. I collected the Savage Arms Stevens Mod 311 double barrel shotgun [REDACTED] and secured it in the rear of my patrol vehicle. I later filled out the Automated Firearms Systems Form (AFS) and provided dispatch with a copy for entry into the AFS system. I later booked the shotgun into evidence.

Hoopa Ambulance arrived on scene and began treating [REDACTED] injuries. I spoke with Ambulance staff and they told me that [REDACTED] injuries, at the time, were not life threatening; however, [REDACTED] has an entry wound just below his femoral artery in his left leg. Ambulance staff also advised me that [REDACTED] left femur bone was most likely shattered. Ambulance staff transported [REDACTED] to the Mad River Community Hospital Emergency Room.

Chief Guyer and Officer Ruiz with the Hoopa Valley Tribal Police Department (HVTPD) arrived on scene to assist.

After speaking with Ambulance staff, I spoke with (W) [REDACTED] in the Rays Food Place parking lot, and the following is summary of her statement:

(W) [REDACTED] explained that (V) [REDACTED] was her boyfriend of two (2) years, father of their one (1) child in common, and cohabitant. [REDACTED] told me that on Monday 9/1/15, [REDACTED] took her silver 2008 Nissan [REDACTED] from their residence, [REDACTED] in [REDACTED] [REDACTED] reported the theft to the California Highway Patrol (CHP). Since Monday 9/1/15, [REDACTED] has been looking for her vehicle. On 9/4/15, [REDACTED] received information from friends, telling her that her vehicle was seen in Hoopa. [REDACTED] responded to Hoopa with her friend (W) [REDACTED] and observed her vehicle being driving by (S) [REDACTED] described [REDACTED] as wearing a black long sleeve shirt with a white logo on the front and a crew cut style haircut. [REDACTED] and [REDACTED] followed [REDACTED] into Weitchpec, at which point, they lost site of him. [REDACTED] and [REDACTED] returned to Hoopa and began driving around near the CalPac Modular Home Plant on CalPac Rd. [REDACTED] and [REDACTED] rolled up to the stop sign at CalPac Rd and Hwy 96, at which time, [REDACTED] observed [REDACTED] traveling southbound on Hwy 96 on a red and black "crotch rocket" style motorcycle. [REDACTED] was wearing a black jacket over the same black long sleeve shirt with the same white logo that [REDACTED] observed [REDACTED] to be wearing early. [REDACTED] was also wearing a black helmet with face shield. At the same time [REDACTED] saw [REDACTED] [REDACTED] received a phone call from [REDACTED] telling her that [REDACTED] was shot at the Rays Food Place parking lot. [REDACTED] and [REDACTED] responded to Rays Food Place; however, they did not witness the shooting. [REDACTED] provided no further information.



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After speaking with [REDACTED] I spoke with (W) [REDACTED] and the following is a summary of her statement:

[REDACTED] received a phone call from [REDACTED] asking her for help locating her vehicle in Hoopa. [REDACTED] picked up [REDACTED] and the two (2) of them began searching Hoopa. (W) [REDACTED] observed [REDACTED] vehicle being driven by (S) [REDACTED] described [REDACTED] as wearing a black long sleeve shirt with a white logo on the front and a crew cut style haircut. [REDACTED] and [REDACTED] followed [REDACTED] into Weitchpec, at which point, they lost site of him. [REDACTED] and [REDACTED] returned to Hoopa and began driving around near the CalPac Modular Home Plant on CalPac Rd. [REDACTED] and [REDACTED] rolled up to the stop sign at CalPac Rd and Hwy 96, at which time, [REDACTED] observed [REDACTED] traveling southbound on Hwy 96 on a red and black street bike. [REDACTED] was wearing a black jacket over the same black long sleeve shirt with the same white logo that [REDACTED] observed [REDACTED] to be wearing early. [REDACTED] was also wearing a black and red helmet with a face shield. At the same time, [REDACTED] saw [REDACTED] [REDACTED] received a phone call from [REDACTED] telling her that [REDACTED] was shot at the Rays Food Place parking lot. [REDACTED] and [REDACTED] responded to Rays Food Place; however; they did not witness the shooting. [REDACTED] provided no further information.

After speaking with (W) [REDACTED] Chief Guyer told me that security with Luck Bear Casino was reviewing their surveillance camera and would provide a copy of their surveillance footage when available.

I photographed the scene, prior to conducting a search. I searched the area and located a brass colored spent bullet casing lying in the dirt near where (V) [REDACTED] was sitting. I photographed the bullet casing and examined the bullet casing. Located on the back of the spent bullet casing near the struck primer, I saw the letters PMC and 9mm Luger stamped in the bullet casing. I collected the spent bullet casing and later booked the bullet casing and the photographs into evidence.

After processing the scene, I had dispatch run the license plate [REDACTED]. Dispatch returned the vehicle was clear and registered to [REDACTED]. I released the vehicle back to the registered owner [REDACTED] prior to leaving the scene.

As I was leaving the scene, Chief Guyer told me that Officer Ruiz was in pursuit of red and black Honda motorcycle northbound on Hwy 96 towards Weitchpec. Chief Guyer responded "Code 3" with his emergency lights and sirens. I immediately got on the radio and notified dispatch that Officer Ruiz was in pursuit of a red and black Honda motorcycle northbound on Hwy 96 towards Weitchpec. After notifying dispatch, I responded "Code 3" with my emergency lights and sirens to assist. While responding, I learned that Deputy Berry was also en route, traveling behind Chief Guyer.

While responding, I heard on the radio that Officer Ruiz was pursuing the motorcycle on Hwy 96 near mile post marker 19.50. Officer Ruiz radioed to dispatch that the motorcycle was weaving between lanes and going around turns at speeds of 50 mph. Officer Ruiz updated dispatch that the motorcycle was traveling



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northbound in the southbound lane at 55 mph. Based on the narrow stretch of roadway through the bluffs on Hwy 96, the speeds of the pursuit, and the motorcycle traveling northbound in the southbound lane, I radioed to dispatch to terminate the pursuit; however; dispatch did not copy, due to poor radio reception. At this point in the pursuit, Officer Ruiz radioed "shots fired." Dispatch radioed back to Officer Ruiz requesting he repeat his radio traffic, due poor radio reception. Officer Ruiz responded on the radio something to the effects of "suspect is returning fire" or "I'm under fire." Due to the poor radio reception, I was unable to clearly copy exactly what Officer Ruiz said on the radio. Officer Ruiz requested medical respond "Code 3" to stage. Officer Ruiz was on scene at about 2033 hours. Chief Guyer arrived on scene within a few minutes of Officer Ruiz's arrival. Deputy Berry arrived on scene at about 2035 hours. I arrived on scene at about 2036 hours.

When I arrived on scene, I parked my patrol vehicle in the northbound lane facing northbound and exited my patrol vehicle. I observed Officer Ruiz standing near the tailgate of his patrol vehicle and Chief Guyer and Deputy Berry were standing near the front passenger side of Officer Ruiz's patrol vehicle. Officer Ruiz's patrol vehicle was parked in the southbound lane facing northbound. Chief Guyer's unmarked patrol vehicle was parked in the northbound lane facing northbound. Deputy Berry's patrol vehicle was parked in the southbound lane behind Officer Ruiz's patrol vehicle facing northbound. Deputy Berry and Chief Guyer told me that the suspect was refusing to show his hands. I saw the red and black motorcycle lying against the hillside on the northwest side of Hwy 96. The motorcycle was partially laying on top of the suspect, who was lying on his back not moving. I drew my handgun and covered the suspect, while Deputy Berry gave the suspect commands to show his hands. The suspect was given several commands to show his hands; however; the suspect was not complying. At this point, Deputy Berry, Chief Guyer and I moved up to the suspect to clear the scene for safety and to check the vital signs of the suspect. After determining the suspect was not a threat, I checked the suspects right wrist for a pulse. I did not locate a pulse and observed a large amount of blood on the suspects face and helmet. I observed what appeared to be a hole in the suspects lower jaw. I did not observe any signs of life. Due to not observing any signs of life, the suspect was not handcuffed.

After determining the scene was safe, ~~Kimaw Ambulance~~ arrived on scene at about 2107 hours. Medical personal (IP) [REDACTED] and (IP) [REDACTED] evaluated the suspect and then returned to their vehicle.

While medical personal were evaluating the suspect, I began photographing the scene. I located ten (10) spent bullet casing on the roadway of Hwy 96 just north of the intersection of Hwy 96 and Hwy 169. I marked each spent bullet casing with orange spray paint; however; I did not disturb the integrity of the scene. While photographing the scene, I saw what appeared to be several bullet holes in the driver's side door and window of Officer Ruiz's patrol vehicle. I also saw what appeared to be several bullet holes on the interior of Officer Ruiz's patrol vehicle.



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I later downloaded the photographs onto a CD and booked the CD into evidence.

After photographing the scene, I proceeded to check on Officer Ruiz's condition. I saw Officer Ruiz standing to the rear of Chief Guyer's patrol vehicle vomiting on the ground. Officer Ruiz appeared to be hyperventilate and stated he was feeling "light headed." Medical personal began evaluating Officer Ruiz.

Deputy Berry started and maintained a Crime Scene log. (Refer to Deputy Berry's supplemental report).

California Highway Patrol Officers Kibler and Barnes arrived on scene to assist with traffic control.

Sgt. Williams arrived on scene at about 2125 hours and took over as Incident Commander.

Case cleared by report. Request a copy of this report be forwarded to the Criminal Investigation Division (CID).

Any additional information will be added as supplemental report.

Attached:

- Property Evidence Form
- AFS Form
- CFS 090415-136
- (3) 28
- (S) 27/29
- (W) 27
- (W) 27

Officer - IR 1970 COMER JOSHUA Report Date 09/05/2015
 Supervisor Review 0752 SWITHENBANK KENNETH M Review Date 09/07/2015

Distribution CID 09082015 FDR

THIS REPORT IS NOT TO BE RELEASED TO ANYONE!!!!!! IF YOU HAVE ANY QUESTIONS REGARDING THE ABOVE MESSAGE CONTACT DETECTIVE TODD FULTON. MPARIS

Narrative - Supplemental 1 On Friday September 4, 2015 at about 2117 hours, I was off duty at home and received a phone call from Investigator Musson. Investigator Musson requested my assistance with evidence collection with an officer involved shooting (OIS). I respond to the Criminal Investigations Division and met to brief. I was assigned to partner with Fortuna Police Detective Dias. Detective Dias and I were assigned to respond to the Hoopa Tribal Police Department and process Hoopa Valley Tribal Police Sergeant Ruiz.

Detective Dias and I arrived at Hoopa Tribal Police Department on September 5, 2015 at about 0121 hours. Sergeant Ruiz was in the main briefing room. Investigator Fulton tasked us with completing a "round count" of Hoopa Valley



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At about 0128 hours, Detective Dias and I met with Chief Guyer in the dispatch center. Chief Guyer stated he was not injured. I took photographs of Chief Guyer. I did not observe any blood or any injuries on Chief Guyer.

Chief Guyer stated he keeps each of his magazines at 15 rounds and keeps a round chambered with the magazine in his firearm "topped off" to 15 rounds. Chief Guyer carries two magazines in addition to the magazine kept in his firearm.

Chief Guyer then unloaded and gave me his department issued Glock 40 and two magazines. I emptied the magazines. Each magazine had 15 rounds and his firearm had one round chambered for a total of 46 rounds. The firearm, magazines, and ammunition was photographed and given back to Chief Guyer.

At about 0143 hours, Detective Dias and I escorted Sergeant Ruiz to an interview room. We explained to evidence collection process to Sergeant Ruiz and he stated he understood. We advised Sergeant Ruiz we would not ask any questions about the incident. Sergeant Ruiz was wearing blue jeans, black boots, a black polo uniform shirt, and a black outer load bearing vest with distinctive police markings including a cloth badge, name tag, and "POLICE" patches. I photographed Sergeant Ruiz.

Detective Dias asked Sergeant Ruiz about the equipment he carries. Sergeant Ruiz stated he carries three magazines on his belt each loaded to 15 rounds, two magazines in his vest each loaded to 15 rounds, and one magazine in his firearm loaded to 15 rounds. Sergeant Ruiz stated he keeps a round chambered with the magazine "topped off" to 15 rounds. Sergeant Ruiz stated he usually carries two sets of handcuffs but was currently only carrying one as he had one set in his safe.

I photographed Sergeant Ruiz from multiple angles. Sergeant Ruiz stated he was not injured. I did not observe any blood or injury on Sergeant Ruiz. Detective Dias and I collected Sergeant Ruiz's clothing and equipment. Sergeant Ruiz had a wallet in his right back pocket. I looked at the wallet and saw nothing of evidentiary value. I advised Sergeant Ruiz he could keep the wallet. He placed it on a chair while we finished collecting evidence.

Sergeant Ruiz undressed to black boxer briefs and black socks. I did not see anything of evidentiary value on the socks and underwear. Sergeant Ruiz then dressed in clothing he had provided us. Detective Dias and I retained everything Sergeant Ruiz was wearing with the exception of his black boxer briefs, his black socks, and his wallet. The items were bagged but not sealed.

Detective Dias and I examined all the items collected in a hallway. This hallway was out of sight of Chief Guyer and Sergeant Ruiz.

We first conducted a "round count" to provide the information to evidence technicians on scene of the incident.



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contained 15 live rounds. Each magazine was photographed with the rounds next to it. The three magazines and rounds were photographed together.

Detective Dias and I removed two magazines from the vest. Each magazine contained 15 live rounds. Each magazine was photographed with the rounds next to it. The two magazines and rounds were photographed together.

I took several photographs of the holstered firearm. The firearm was removed and unloaded. I photographed the firearm with the chambered round and loaded magazine next to it. The magazine was unloaded. It contained 4 live rounds. The firearm, magazine, and rounds were all photographed together. I advised Investigator Fulton that based on Sergeant Ruiz's usual equipment habits and the amount of live ammunition left that 11 rounds needed to be accounted for.

Detective Dias and I secured all the evidence in the trunk of my patrol vehicle and returned to the Humboldt County Sheriff's Office Main Station. We moved all the evidence to a table outside the Property Section. Detective Dias and I examined each item, and sealed the items. Detective Dias and I each initialed the seal. The items booked into evidence are the following:

- Item SH-1: Glock Magazine containing 4 live rounds and 1 loose round
- Item SH-2: Glock 22 Pistol Serial number [REDACTED] with attached tactical light
- Item SH-3: Black trouser belt
- Item SH-4: Black t shirt
- Item SH-5: 5 Glock Magazines each containing 15 live rounds
- Item SH-6: Men's wrist watch
- Item SH-7: Black polo uniform shirt
- Item SH-8: Black right boot
- Item SH-9: Blue Jeans
- Item SH-10: Black left boot
- Item SH-11: Black duty belt with holster, magazine holder, and 2 keepers
- Item SH-12: X-26 Taser serial number [REDACTED] with 2 cartridges
- Item SH-13: Black Tactical Vest with Streamlight Stinger flashlight, MK-4 3 oz. OC spray, 1 set Pearlless handcuffs, misc. papers, and a Sony audio recorder in the off position.
- Item SH-15: CD containing digital images.

Any further details will be documented in a supplemental report.

Officer - Supplemental 1 1149 HICKS SCOTT N Report Date 09/05/2015

Supervisor Review 0883 ALLEN GREG Review Date 09/23/2015

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Narrative - Supplemental 2 On 09/05/15, I was working uniformed patrol in a marked patrol car for the Humboldt County Sheriff's Office with Cpl. Henderson. At approximately 2207hrs, we arrived at the scene of an officer involved shooting on HWY 96, just north of Weitchpec, CA.

Upon arrival, I remained behind the yellow crime scene tape with several other



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law enforcement officers already on scene. Cpl. Henderson entered the crime scene and went to speak with Sgt. Williams. Cpl. Henderson stayed on the far east shoulder of the roadway and went to Sgt. Williams location returning several minutes later.

At approximately 2240hrs, I took custody of the crime scene log from Deputy Berry. From 2240hrs till 0129hrs, I maintained an accurate crime scene log documenting everyone who came and went from the crime scene. At 0129hrs, I released custody of the crime scene log to Deputy Lamb.

No further information at this time. Any further information will be completed in a supplemental report.

Officer - Supplemental 2 2037 STEELE SHANE Report Date 09/05/2015

Supervisor Review 1285 WILLIAMS SAMUEL Review Date 09/07/2015

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Narrative - Supplemental 3 On 9-5-2015 I was working patrol for the Humboldt County Sheriff's Office. I was wearing a distinctively marked uniform, and driving a fully marked patrol vehicle.

At approximately 1151 hours Sgt. Taylor assigned me to respond to St. Joseph Hospital at 2700 Dolbeer St. in Eureka to collect a voluntary blood draw sample from Officer Seth Ruiz of the Hoopa Tribal Police Department.

I responded to St. Joseph Hospital and witnessed CPT-1 [REDACTED] perform the blood draw on Officer Ruiz. CPT-1 [REDACTED] provided me with the blood sample.

I booked the blood sample into evidence and placed the blood sample in the evidence refrigerator in CID.

Nothing Further.

Attached Documents:

Property/ Evidence Booking Report

Officer - Supplemental 3 1778 HILL RYAN Report Date 09/05/2015

Supervisor Review 1377 TAYLOR BRIAN Review Date 09/05/2015

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Narrative - Supplemental 4 On Friday, 9-4-15, at about 2000 hrs., I arrived on scene at Ray's Food Place in Hoopa, regarding the dispatched call of a gunshot victim. I was dispatched to assist Deputy J. Comer with the investigation of an assault with a deadly weapon, being a firearm. Prior to my arrival, Corporal Comer advised via radio that the suspect involved in the assault was [REDACTED] driving a red motorcycle. I saw that Hoopa Tribal Police Chief, E. Guyer was present, along with Tribal Police Officer, S. Ruiz. While Deputy Comer was speaking with witnesses, an unknown female walked passed our location in the parking lot, stating the suspect of the shooting had just driven past the scene, northbound on



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Highway 96, and driving the red motorcycle.

Officer Ruiz got into his marked patrol vehicle, and drove away from the scene in a north direction on Highway 96. I also got into my marked patrol vehicle, and drove north on Highway 96, in order to look for the suspect on the red motorcycle. I checked the downtown Hoopa area with negative results, then drove north to Hostler Creek. I parked in a turnout near Hostler Creek and maintained stationary surveillance, in case the suspect and vehicle drove through the area. I terminated the surveillance after a short time, and drove south, back toward the scene area and downtown. As I approached the Ray's Foods parking lot, I saw Chief Guyer driving out of the lot and onto Highway 96 in his unmarked police vehicle, in a code three fashion, with emergency lights and siren activated. I turned my vehicle around and inquired over CLEMARS to what he was responding. Chief Guyer informed me that Officer Ruiz saw the red motorcycle with possible suspect driver driving north on Highway 96, and was attempting to overtake the vehicle, and initiate a traffic stop. I activated my emergency lights and siren and told dispatch I was enroute to assist Officer Ruiz in his efforts. Officer Ruiz informed via radio that the possible suspect vehicle was continually not yielding and he engaged a pursuit. I was behind Chief Guyer, driving north into the Weitchpec bluffs, but never did I see Officer Ruiz or the possible suspect vehicle. I monitored radio transmissions of Officer Ruiz, telling of his current mile marker location and speed. I remained about one mile or slightly more behind Officer Ruiz, unable to completely catch up to his location.

At about 2033 hrs, Officer Ruiz made a radio transmission in a greatly excited tone, stating that the suspect had fired shots. Chief Guyer and I arrived at the termination point of the pursuit, at about 2035 hrs. We arrived at the north end of the Weitchpec bridge, and I saw just to the north, Officer Ruiz's patrol vehicle stopped in the roadway with its emergency lights activated. I saw that Officer Ruiz was standing at the left rear tailgate area of his vehicle, and he had his handgun pointed at a red motorcycle on its side just off of the north edge of the pavement. There was a person partially pinned beneath the motorcycle and I could see a portion of a face with helmet, appearing to be looking toward our location. Officer Ruiz was yelling commands for the person under the motorcycle to show hands, but there was never any compliance. I went to the front of Officer Ruiz's vehicle with Chief Guyer, while maintaining cover, in order to more closely view the suspect. I asked for Chief Guyer's pepper spray, as mine was mostly empty, and sprayed a stream toward the suspect and vehicle, in hopes of causing movement or surrender of the suspect. There was not any subsequent movement by the suspect, and the stream of the spray may not have reached. I retreated back toward the rear of Officer Ruiz's vehicle and took position of cover. I noted, along with the other officers there was a non sequential but intermittent "clicking" sound emitting from the area of the suspect and vehicle.

Corporal Comer arrived to assist at about 2036 hrs. There was a belief that the suspect in this matter may be identified as s- [REDACTED]. Ritchie has been known to me in the Willow Creek community for many years, as well as his entire family. I yelled out to the suspect, addressing him as [REDACTED]. I yelled out, telling him my name, and pleading with him to show his hands. Each time this order was given, there was no response, movement, or compliance. While being covered by Officer Ruiz, Chief Guyer, Corporal Comer and I approached the suspect



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and vehicle slowly. We arrived and could see a male's face inside of the helmet that was bleeding. I could see his hands were at a stationary position of rest and there was no firearm in the hands. I then looked toward the handlebar area of the motorcycle and saw a semi-auto type handgun with slide locked rearward. Corporal Comer checked for vital life signs on the suspect, and found there to be none. The suspect had expired and the scene was rendered safe.

I obtained crime scene tape from my patrol vehicle and placed boundaries of no entry to the north and to the south of the suspect and vehicle, along with Officer Ruiz and Chief Guyer's vehicle. I then began to complete a major crime scene log of each individual and Officer entering the taped scene boundary area. The log sheet was turned over to Deputy Steele at about 2240 hrs., when I left the scene with Officer Ruiz. I transported Officer Ruiz to Hoopa Tribal Police Office, and waited with him until the arrival of responding Detectives.

Nfi.

Deputy G. Berry 1059

Officer - Supplemental 4 1059 BERRY GREGORY A Report Date 09/06/2015
Supervisor Review 0752 SWITHENBANK KENNETH M Review Date 09/08/2015

Distribution CID 9/9/2015 CSL

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Varrative - Supplemental 5 On 9-4-15 at about 2230 hours, I was dispatched to Mad River Community Hospital to speak with the victim of a shooting in the Hoopa area. The victim was later identified as [REDACTED]

Upon arrival, I spoke with MRCH [REDACTED] informed me [REDACTED] sustained a gunshot to his upper left thigh. [REDACTED] said the bullet entered his thigh and struck his femur bone. [REDACTED] also informed me the bullet had fractured inside [REDACTED] leg. I took several photos of [REDACTED] and his gunshot wound. The wound was on the inside of his left thigh near his groin.

I attempted to speak with [REDACTED] but he was heavily sedated at the time. I shook [REDACTED] and was able to wake him for several seconds. [REDACTED] provided me with his name then fell back asleep. I woke [REDACTED] a second time and asked if he knew where he currently was. [REDACTED] said he was at the Trinity County line [REDACTED] then fell back asleep. [REDACTED] advised me [REDACTED] had already been given narcotic pain medications. I felt it would be counterproductive to speak with [REDACTED] at the time due to his current condition.

I requested a blood sample be collected from [REDACTED] Nurse [REDACTED] drew blood from [REDACTED] at approximately 2325 hours.

I collected the blood sample and [REDACTED] clothing. [REDACTED] clothing had been bagged by ER staff prior to my arrival.



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I responded to the HCSO and provided the blood and clothing to EPD Evidence Tech Rob Patton.

I later booked the photos I took into evidence at the HCSO.

Forward to CID

Officer - Supplemental 5 1768 WAXLER BRYAN E Report Date 09/06/2015

Supervisor Review 1285 WILLIAMS SAMUEL Review Date 09/07/2015

Distribution CID 09082015 GDR

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Narrative - Supplemental 6 On 09-05-15 at about 0130 hrs., I arrived at Hwy 96 just north of the Weitchpec Bridge, Weitchpec. I contacted Sgt. Williams and Cpl. Henderson who briefed me on the incident and investigation. Sgt. Williams directed me to take over the crime scene log from Deputy Steele. A short time later Sgt. Williams, Cpl. Henderson, and Deputy Steele cleared the scene.

Hwy 96 was blocked of just north of the bridge with a line of yellow crime scene tape blocking the roadway at MMP 23.06. The tape marked the south edge of the crime scene. I observed emergency vehicles parked about 50 yards north of the tape, near the Yurok Tribal office driveway, blocking the road and a line of yellow crime scene tape across the road marking the north end of the crime scene.

I did not enter the crime scene but did log the time whenever anyone crossed the tape to enter the crime scene and logged the time when they exited. I completed the log at 0605 hrs., when the body was transported by the Coroner and the crime scene tape was removed.

The completed log was two pages long and had 60 lines. During the time I was keeping the log I had to manually add lines 21-60 and place lines 38-60 on a second sheet of paper.

I later booked the log into evidence.

NF

Officer - Supplemental 6 1260 LAMB CHARLES Report Date 09/07/2015

Supervisor Review 0752 SWITHENBANK KENNETH M Review Date 09/07/2015

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REGARDING THE ABOVE MESSAGE CONTACT DETECTIVE TODD FULTON. MPARIS

Narrative - Supplemental 7 On 09/05/15 at approximately 0253 hours, acting in the capacity of on-call Deputy Coroner, I received a phone call from Sheriff Dispatch requesting Coroner response to the scene of an (OIS) Officer Involved Shooting. The location was described as Highway 96, Weitchpec, just beyond Weitchpec Bridge. I was told there was one fatality identified as the suspect. The suspect was believed to be



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[REDACTED] and I was provided the telephone of inquiring mother, [REDACTED] of Willow Creek. At approximately 0307 hours, I responded from Arcata. En route, I attempted to return [REDACTED] phone call regarding her alleged son. I received a recorded prompt and was unable to leave a message. I arrived on-scene at approximately 0432 hours. On or around that time, I received another request from dispatch to telephone Ms. [REDACTED]. I attempted once more and was not receiving adequate cellular reception to execute call.

At the Weitchpec Bridge, I observed flashing lights of multiple law enforcement units at the northern end of the bridge. I was waived past proximal uniformed law enforcement personnel recognized as California Highway Patrol and Humboldt County Sheriffs directing traffic on southern and northern sides of bridge. I approached yellow crime scene tape staged just north of bridge extending across Highway 96, east/west. No through traffic of Highway 96 north/south was being allowed.

At that time, I was met by Sheriff Deputy, C. Lamb, who appeared to be monitoring incoming and outgoing access of scene area. Sheriff Deputy Lamb assisted in allowing Coroner Unit inside designated area, north of yellow tape. I positioned Coroner Unit on opposite side of yellow tape facing south slightly at an angle across south and north bound lanes. I positioned the Coroner Unit at ample distance away from the immediate scene not to disturb processing. I made contact with present law enforcement processing entities who were a part of (CIRT) Critical Incident Response Team; Humboldt County Sheriff, Humboldt State University Police and District Attorney Office. Present representatives for such entities were Detective Todd Fulton and Evidence Technician Jennifer Braud of Humboldt County Sheriff, Evidence Technician Zan Mendonca of Humboldt State University Police and Investigator Marvin Kirkpatrick of District Attorney's Office.

The immediate scene in which they were processing behind designated boundaries was an area consisting of motorcycle and adjoined deceased body on southbound shoulder/embankment of Highway 96 and Hoopa Tribal Police Unit parked in southbound lane within approximately 20 feet of motorcycle/body. Prior to commencing documentation of scene with photographic imaging, I requested a briefing of known details at that time. Detective Fulton said the decedent, declared deceased by Hoopa Paramedics, was the suspect in an earlier shooting which had taken place in the parking lot of Ray's Food Place, Hoopa. The decedent/suspect was identified as [REDACTED] by victim of shooting. According to the victim, who had been interviewed by CIRT at Mad River Community Hospital where he was being treated for gunshot wound, the victim had been shot in the leg by [REDACTED] for reasons apparently having to do with the subject motorcycle. The victim was said to arrive at Hoopa Ray's Food Place driving the subject motorcycle. The victim was met and shot by [REDACTED] sometime after. [REDACTED] was said to flee the scene of the shooting driving the subject motorcycle.

Law enforcement officers responded to the scene via 9-1-1 report of victim of shooting down request for response and medical. Subsequently, the subject motorcycle was observed in Hoopa during a BOLO search by law enforcement. The motorcycle and driver were pursued in first position by (HVT) Hoopa Valley Tribal



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Officer to neighboring northern area Weitchpec, a few miles away. The HVT Officer reported suspect speeds up to 55 mph and crossing of double yellow lines. HVT Officer was intermittently broadcasting location and safety reports on HCSO transmitter up until the HVT Officer broadcasted "shots fired." It was unknown why and/or how the pursuit ended just beyond Weitchpec Bridge. Based on the position of the subject motorcycle, it appeared the suspect had lost control of the motorcycle for unknown reasons. Back-up officers were said to arrive very quickly within seconds to minutes assisting in clearing the suspect and calling for immediate medical attention.

I documented the scene with photographic imaging which I later downloaded onto Coroner Server, stored on P Drive: "2015 Images"; "201504289 [REDACTED]". The scene documentation consisted of subject motorcycle/decedent, HVT officer involved vehicle and their relation to one another.

The subject motorcycle was positioned at the southbound shoulder of Highway 96 where shoulder met sheer embankment of westerly direction. The red and black Honda road bike, California license plate number, [REDACTED] was facing north, parallel with Highway 96. The motorcycle was lying on its left side. I had been told by Detective Fulton the Registered Owner of subject motorcycle was not registered to either victim or suspect. Decedent (suspect) was positioned on his back lying parallel inches above (west) the motorcycle. His feet were folded underneath buttock region respectively causing his knees to be upright. He appeared tall and slender. His right and left arms and hands were stacked appearing on his right side at shoulder plane. His head/helmet was rotated to his right with his right ear in line with the ground and left ear to the sky. There was a remarkable amount of blood pooling saturating the earth below his helmet. Blood was also prevalent on his hands, more so of right hand.

Decedent was dressed in what appeared to be full motorcycle attire. He wore a full face mask helmet, black/red/white in color. The dark shaded shield was positioned upwards exposing his white facial skin. His eyes were open, heavily congested with pupils dilated. The color of his eyes appeared [REDACTED]. I detected a defect resembling a bullet hole of the front right side of helmet which corresponded with right cheek area. Blood was present in this area of his skin and appeared saturated in the lining of helmet at this area. There were multi layers of articles affixed to his body consisting of backpacks, clothing and chest handgun holster.

His torso was covered with black and gray motorcycle jacket, red fleece jacket and gray tee shirt. Over his red fleece was a brown leather chest holster with loaded magazines affixed. A handgun was not present. I had been told the handgun located at the suspect had been removed by law enforcement and taken into evidence. On the lower half of his body, he wore dark colored jean pants with black belt and flip knife fastened to the right of belt buckle. Large blood stains were present at right and left knee areas of jeans. He wore dark green and camouflage Nike Velcro high top shoes.



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or affixed items to ensure the integrity of evidence. The area most accessible was his torso. I did not observe any injury of this area. Present of abdomen were electrode pads from medical intervention. A monochromatic tattoo just below his navel was grossly apparent due to large lettering. The tattoo appeared to be Old English style font bearing the word [REDACTED]. I searched his jean pockets. A lighter, gum and pen were present of right front jean pocket. Tweezers were in his front left jean pocket. I bagged and labeled these items and took them into custody. No wallet was located on his person. I searched other pockets including fleece and backpacks for identification and weapon purposes. Nothing was located concerning my intent. Numerous miscellaneous items were observed in several pockets of backpacks. I decided to leave all affixed articles in tact to preserve evidence collection. Before placing decedent in body pouch, I captured close-up images of his hands and face/helmet. We then placed decedent in red body pouch. I zipped body pouch shut. We transferred decedent to adjacent electric gurney I had staged. He was strapped to gurney and I loaded him into Coroner Unit. The decedent was secured in Coroner Unit under lock and key at that time.

I took photographic imaging of subject motorcycle and law enforcement vehicle. The motorcycle was rather unremarkable. There was minor damage to the left side. The left fairing was scratched and cracked consistent with type of accident. Organic debris matter was lodged in crevasses of base parts. A blood pattern of rather uniform splatter marks, right to left, were present on top of left fairing directly below left brake. Splotches of blood were also apparent about the steering column area. The windshield had been practically severed from the motorcycle with a piece hanging off left side. Both tires were much worn.

The subject law enforcement vehicle was a Ford F150, CA license plate [REDACTED] dark in color bearing the lettering "Hoopa Tribal Police" on left, right and back panels. It was positioned in the south bound lane angled northwest virtually facing the motorcycle/driver. The left and right doors were open. Numerous what appeared to be bullet holes were present of the driver side exterior door. The driver door widow which was in upright position was fragmented and appeared to show two holes. Considering the projectile, I observed additional holes in the interior driver door and upper area of cab. I observed an additional hole of exterior consistent with bullet at rear of the vehicle; top left of tailgate.

On or around this time, I vacated the scene to facilitate contact with alleged mother of decedent. I departed the scene at approximately 0608 hours. Once I received cellular reception, I accessed a turnout off southbound Highway 96 and made telephone contact with [REDACTED]. I first addressed physical descriptors of decedent such as height and weight as well as clothing and the unique monochromatic tattoo of Old English lettering at navel. The descriptors were consistent as was the unmistakable tattoo she described; the placement, style and lettering of their family name. She was confident it was her son however I did discuss additional identification standards. She provided his full name as [REDACTED] date of birth, [REDACTED]. She requested to see her son to which I explained the protocol of securing evidence in any homicide. She acknowledged our process and understood her alleged son would be viewable after autopsy. We discussed final disposition arrangements and learned of next of



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kin, spouse, [REDACTED] and minor daughter. I was told they were both present at that time. His spouse was privy to what had occurred. Ms. [REDACTED] stated she had legal guardianship of minor daughter. His biological father, her current spouse, was also said to be present.

Ms. [REDACTED] said the last time she saw her son was at her residence in Willow Creek the day before at his daughter's birthday party. He had arrived in the morning and returned in the evening for the party. He departed the residence at approximately 2000 hours. He came and went on a red motorcycle. She believed it was a male friend's out of Trinity County, name unknown. He had been driving it on and off for approximately 2 months. She did not know of him to own his own vehicle. When he departed he said he was headed to Hoopa. She was not sure where he was living. She did not believe he had a permanent residence and said he had been "bouncing around" Humboldt County. He was a native and resident of Humboldt County. She said he was not Native American.

Ms. [REDACTED] acknowledged her son had a serious drug problem, most acutely in the past 6-9 months. She believed his primary drug was heroin. She believed he was actively using drugs because he hadn't been around much which was a telltale sign. He had made attempts in the past to get clean from drugs. According to his spouse, he hadn't been using the week prior to his death. He had been planning a retreat into the Marble Mountains as part of his cleansing process.

She had heard through the grapevine there was a shooting involving her son and victim however she was not aware of the particulars. She knew who the victim was and believed victim and son's relationship was rooted in drug activity. On or around that time she requested to refrain from speaking about these matters any further. I acknowledged the sensitivity and timing of our conversation and complied with her wishes. I provided my on-call telephone number in the event of after hour inquiries. We agreed to speak the next business day for confirmation of autopsy and impending final disposition arrangements. This concluded our conversation.

I continued transport to Coroner's Office where I arrived at approximately 0806 hours. I removed decedent from locked Coroner Unit and transferred him to morgue area. I accessed body pouch and measured approximate height of decedent with helmet. I zipped body pouch shut and reinforced opposing zippers with locking zip tie. I covered zip tie with clear tape which I scribed my initials and date upon. This was done to ensure no further access to body until time of forensic autopsy. I accessed Sheriff (OMS) Offender Management System where I located the most current case of [REDACTED] (D.O.B: [REDACTED]), Booking Date and Number, 04/17/2015, 1500003121 respectively. I printed his front and side view booking photographs for future comparison. Physical characteristics consistent with decedent were listed as [REDACTED] pounds, [REDACTED] eyes, [REDACTED] skinned and [REDACTED] build as well as tattoo of abdomen, [REDACTED]. Referenced booking documentation has become part of this file.

At that time, I logged decedent into Coroner system as [REDACTED] Using

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permanent black marker, I wrote the case number (201504289), name [REDACTED] [REDACTED] date (09/04/15) type (OIS) and initials (TE) on top plane of body pouch. I affixed the two bags of non-evidentiary value displaying the contents of his jean front pockets onto the foot of body pouch. I placed decedent into locked refrigeration at approximately 0830 hours.

Subsequently, I began facilitating forensic autopsy with forensic pathologist, Mark A. Super, M.D.

The next business day, 09/08/15, I telephoned mother, [REDACTED] and conveyed autopsy date. We discussed final disposition arrangements. I also inquired into past medical history. She did not know her son to be on any medications or to be suffering from significant medical conditions. She believed he had some lower back pain from a remote accident where he sought medical treatment through local Willow Creek (GP) General Practitioner, [REDACTED] M.D. Any medical records citing medical conditions she believed would exist through his office. Following our conversation, I requested medical records from Willow Creek Community Health Center where Dr. [REDACTED] practices.

I requested EMS records from Hoopa Ambulance of K'IMA:W Medical Center which I received shortly thereafter. Records indicated EMT-Paramedic [REDACTED] declaring time of death 2104 hours via heart monitor, asystole in leads I, II and III. Records listed Dispatch notified at 2036 hours, unit en route 2044 hours, and at scene, 2100 hours. Patient's position was described as Right Lateral Recumbent. Narrative was unremarkable. This record has become part of this file; see record for comprehensive review.

At approximately 2315 hours, I removed [REDACTED] from refrigeration and transferred him to Coroner Unit for transport to Radiology. At approximately 2345-0015 hours, fluoroscopic images of [REDACTED] were captured by Mad River Hospital Radiology Technician, Marc Davis. Upon completion of radiology, I received one disc copy of burned images. I transported [REDACTED] back to morgue and returned him to refrigeration at 0045 hours.

On 09/11/15, at approximately 0800 hours, the forensic autopsy of [REDACTED] was performed by Forensic Pathologist Mark A. Super, M.D. Also present were Autopsy Technicians, K. Swenson and S. Evans, Humboldt Sheriff Detectives, Jennifer Turner and Todd Fulton as well as District Attorney Investigator, Marvin Kirkpatrick. Autopsy documentation consisting of Necropsy Worksheet, Necropsy Body Diagram, Autopsy Specimen Recovery Form, Toxicology Requisition Form and Sign In/Out Sheet have become part of this file. The only evidence item taken in control at autopsy by Coroner was DNA Kit. All other evidence collected at autopsy was under the control of Sheriff Evidence Technician, Andrew Campbell. See Sheriff ET Campbell's report for all evidence collected and booked. Dr. Super determined the preliminary cause of death to be gunshot wound of neck into chest (minutes); right to left, down 45-60 degrees, front to back. Upon completion of pathologist investigation, pathologist report will become part of this file.

On 09/14/15, I compared [REDACTED] booking photograph of 04/17/15 to decedent. A



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strong resemblance was grossly apparent. I took fingerprints of right hand. I requested and received a copy of [REDACTED] fingerprints archived in the system of CA DOJ from Sheriff ET, A. Campbell. The comparison of prints were also a grossly apparent match.

I shipped overnight delivery via FedEx femoral blood sample to Central Valley Toxicology (CVT) for Complete Drug Screen.

I signed the Certificate of Death, Coroner Section (107-113, 119-128), "Pending Investigation" per outstanding Pathologist Report.

On 09/15/15, [REDACTED] was released to [REDACTED] of Ayres Family Cremation; see documentation of release which has become part of this file.

On 09/18/15, our office received medical records of [REDACTED] from Willow Creek Community Health Center, Dr. [REDACTED] Primary Care Physician. Most current medical record was from 05/12/2011. All medical records were considered unremarkable in relation to our investigation. Subsequently, a copy was forwarded to Dr. Super. A copy has become part of this file.

On 09/25/15, our office received CVT Toxicology Complete Drug Screen which detected Methamphetamine and Opiates. The quantitative amount of each are as follows:

1. Morphine: 0.65 mg/L
1. Codeine: 0.01 mg/L
1. 6MAM: Present (6MAM is active metabolite found in heroin)
2. Methamphetamine: 0.80 mg/L
2. Amphetamine: 0.25 mg/L
3. Hydromorphone: 0.02 mg/L

*For interpretation of levels, please see report which has become part of this file.

At the time of this report, our office was not in receipt of Pathologist Report. Upon receipt, the Certificate of Death, Cause and Manner, will be amended to reflect Pathologist Report. I do not anticipate any significant pathological findings different than what was observed and conveyed at autopsy therefore I expect the cause of death to remain the same, Gunshot Wound of Neck into Chest. See Pathologist Report and/or Certificate of Death Amendment for conclusion of investigation.

Case cleared. Please forward copy of my report to CIRT investigating agencies, namely, Sheriff Detective, Todd Fulton. End report.



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Officer - Supplemental 7 2023 ENRIGHT TREVOR Report Date 09/07/2015

Supervisor Review 0884 STEWART ERNEST D Review Date _____

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Narrative - Supplemental 8

Officer - Supplemental 8 2023 ENRIGHT TREVOR Report Date 09/07/2015

Supervisor Review 0884 STEWART ERNEST D Review Date _____

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Narrative - Supplemental 9 On 9-4-2015 at around 2010 hours, I was contacted by phone by Sgt. S. Williams. Sgt. Williams notified me there had been a shooting at the Hoopa Ray's Food Place parking lot. Sgt. Williams told me the victim had been shot in the leg, but the wound appeared to be non-life threatening. Sgt. Williams asked me for advise on the vehicle that was on scene, and apparently involved in the shooting. Sgt. Williams told me a shotgun had been located inside the vehicle in plain view, and subsequently secured. I advised Sgt. Williams to attempt to obtain a consent to search from the registered owner. If the R.O. refused, the vehicle was to be towed for evidence, and I would write a search warrant for the vehicle. I concluded my conversation with Sgt. Williams at this time.

On 9-4-2015 at about 2039 hours, Sgt. Williams called me again stating there was an officer involved shooting by the Weitchpec bridge on SR-96. Sgt. Williams told me he was unsure if anyone had been shot at this point, but the suspect was not showing his hands to officers on scene. At this point, the cell service was poor, so I told Sgt. Williams I was activating a Critical Incident Response Team (C.I.R.T.) call out. I asked that Sgt. Williams freeze the scene once it was safe and secured.

I immediately phoned Humboldt County District Attorney Chief Investigator W. Cox and advised him of the situation. Chief Cox told me Investigator M. Kirkpatrick was in charge because Cox was on vacation. I phoned Investigator Kirkpatrick who said he didn't believe anyone was available to respond from the DA's Office but he would check.

I phoned Humboldt County Sheriff's Office Investigator T. Fulton who was the on call Investigator advising him of the situation, and requested he respond to the HCSO main office for a briefing. I phoned H.C.S.O. LT. K. Miller who was the duty officer and advised him I needed the Department of Justice for evidence and needed officers from Eureka. P.D. Arcata P.D. Fortuna P.D. I phoned HCSO Detective J. Turner and requested she respond to the HCSO main office for a briefing. I phoned HCSO Evidence Technician J. Braud and requested she respond for evidence processing. E.T. Braud requested additional help. I phoned HCSO Deputy S. Hicks and requested he respond to assist.

At around 2130 hours, I arrived at the HCSO main office and met with Investigator Fulton, Detective Turner, Humboldt County District Attorney's Office



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Investigators M. Kirkpatrick, M. Morris, HCSO Evidence Technicians J. Braud, S. Hicks and LT. K. Miller. The briefing was moved to the Criminal Investigations Division conference room. Eureka Police Department Senior Detective R. Harpham, Sgt. K. Howden, E.P.D. Evidence Technician Patton and Fortuna Police Department Officer T. Dias arrived on scene as well for the briefing. I was advised at this time that the Department of Justice was unable to respond for evidence collection.

Investigator Fulton and I established duties and locations for all personnel involved. At this point, my involvement ended. I advised Investigator Fulton I was available to author a search warrant if needed and went off duty.

Officer - Supplemental 9 1701 MUSSON GREGORY Report Date 09/08/2015
 Supervisor Review 0896 FREESE DIANA M Review Date 09/14/2015
 Distribution HCDA'S OFFICE/ INVESTIGATOR T. FULTON
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Narrative - Supplemental 10 On 09-04-2015, at about 2100 hours, I was called at home by Officer in Charge Investigator G. Musson. Investigator Musson advised me, there had been an Officer Involved Shooting in the Hoopa/ Weitchpec area resulting in the activation of the Critical Incident Response Team (CERT.) Investigator Musson advised a pursuit had taken place between Hoopa Valley Tribal Police Sergeant S. Ruiz and the suspect in this case later determined to be [REDACTED] had previously shot a subject, later determined to be [REDACTED] in the Ray's Food Place parking lot in Hoopa about an hour prior to the officer involved shooting [REDACTED] had been located by Hoopa Valley Tribal Sergeant Seth Ruiz while BOLOing for [REDACTED] who was reportedly riding a red in color motorcycle. A pursuit ensued resulting in [REDACTED] running off the roadway in the Weitchpec area. [REDACTED] reportedly fired upon Sergeant Ruiz when he arrived on the scene of the accident. I was told to respond to the Sheriff's Criminal Investigations Division to brief responding outside agencies per CERT guidelines, while Investigator Musson attempted to contact assisting agencies. Investigator Musson advised me I would be the primary Investigator and Detective J. Turner would be my second.

I arrived at the Criminal Investigations Division at about 2150 hours, and began composing teams of Investigators and Evidence Technicians and their assignment. Below is a list of responding personnel, their teammate and their assignment, regarding this investigation.

Humboldt County District Attorney's Office Investigator M. Kirkpatrick and I were teamed together as lead and co-lead and would be conducting interviews with involved officers, and overseeing the investigation.

Eureka Police Department Senior Detective R. Harpham, HCSO Detective J. Turner and Eureka Police Department Evidence Technician R. Patton were assigned as a team. They were assigned to respond to Mad River Hospital to take a statement from the shooting victim from Ray's Food Place [REDACTED] and collect any items of possible evidentiary value. Upon conclusion of their assignment they were to respond to the incident location in Weitchpec and assist as needed.



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Fortuna Police Department Task Force Agent T. Dias and HCSO Deputy S. Hicks were assigned to respond to the Hoopa Valley Tribal Police Station to photograph and collect items of evidentiary value from HVTPD Sergeant Ruiz.

Humboldt County District Attorney's Office Investigator M. Morris, Humboldt State University Evidence Technician Z. Mendoca and HCSO Evidence Technician J. Braud were assigned as a team. They were to respond to the officer involved shooting scene located in Weitchpec and process that location for evidence.

Deputy R. Reynolds and Deputy C. Lamb were called out from home. Deputy Reynolds was to take the Command Van to the scene to provide lighting and scene security. Deputy Lamb was to assist as needed and provide scene security.

It was learned the incident location to be investigated was located on Hwy 96, just across the Weitchpec Bridge towards the community of Orleans. It was learned through HCSO Dispatch, HVTPD Sergeant Ruiz and first on scene backup HVTPD Chief Guyer were still at the incident location. It was relayed to the on scene deputies through HCSO Dispatch to have HVTPD Sergeant Ruiz and HVTPD Chief Guyer removed from the location and escorted immediately to HVTPD Station where they were to be kept separate and there was to be no conversation regarding the shooting.

Once all CERT members arrived at HCSO Criminal Investigations Division, they were briefed and duties were assigned. Shortly thereafter all parties responded to their respective assignments.

Investigator Kirkpatrick and I responded to the Hoopa Valley Tribal Police Station arriving at about 0120 hours. Upon arrival, I located HVTPD Sergeant S. Ruiz sitting in the office briefing room with HCSO Deputy G. Berry. HVTP Chief E. Guyer was seated in the dispatch center of the station. Both HVTPD Chief Guyer and HVTPD Sergeant Ruiz had been separately sequestered at the Tribal Office to await our response. We checked HVTPD Sergeant Ruiz's condition and advised him we would not be talking to him on this date but would be in touch with his legal representation at the appropriate date and time.

At about 0135 hours, Officer T. Dias and HCSO Deputy S. Hicks arrived at the Hoopa Station. HVTPD Sergeant Ruiz was introduced to Officer Dias and Deputy S. Hicks as part of the investigative team, would be processing and collecting his clothing and firearm as evidence. (See their respective reports for information regarding their involvement in this investigation.)

Investigator M. Kirkpatrick and I interviewed HVTPD Chief Guyer in an empty office at the station. During the interview all doors had been closed to assure HVTPD Sergeant Ruiz could not hear our interview with HVTPD Chief Guyer. Below is a synopsis of the interview with HVTPD Chief Guyer. This interview was **audio recorded** utilizing my digital audio recorder. The recording was downloaded to CD, which was entered into evidence. For full details regarding the interview see evidence CD.

The interview started at about 0145 hours, on 09-05-2015. Present during the interview were Investigator Kirkpatrick, HVTPD Chief Guyer and myself. I asked HVTPD Chief Guyer to tell me about how he became involved in this investigation and what his involvement was. HVTPD Chief Guyer told me on 09-04-2015, at about 1920 hours, he was off duty sitting in the dispatcher center of the Hoopa Tribal Police Department. HVTPD Chief Guyer told us he heard a call come out regarding a shooting in the Ray's Food Place parking lot in Hoopa. HVTPD Chief Guyer went



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home to change his clothes and requested of his dispatch to call out, off duty HVTPD Sergeant S. Ruiz. HVTPD Chief Guyer believed HCSO Deputy Comer was working alone at the time of the call for service regarding the shooting. HVTPD Chief Guyer responded to Ray's Food Place at about 1938 hours, after responding home to change his clothing. HVTPD Chief Guyer told us Sergeant Ruiz arrived on scene at Ray's about 1948 hours. They assisted Deputy Comer in his investigation. While at the Ray's Food Place parking lot shooting scene, Nina McCovey approached the scene and said, the person who shot [REDACTED] who HVTPD Chief Guyer said had been previously identified as [REDACTED] (HVTPD Chief Guyer could not remember [REDACTED] first name at that time of this interview,) was currently riding up and down Hwy 96 and had just past the scene. After receiving this information, HCSO Deputy G. Berry, who had just arrived on scene, and HVTPD Sergeant Ruiz left to BOLO (Be On the Look Out) for the motorcycle. HVTPD Chief Guyer remained on scene with Deputy Comer. While assisting Deputy Comer, HVTPD Chief Guyer overheard emergency radio traffic that HVTPD Sergeant Ruiz was attempting to overtake a high speed motorcycle on Marshal Lane in Hoopa. HVTPD Chief Guyer cleared the initial shooting scene at Ray's and responded to assist HVTPD Sergeant Ruiz. HVTPD Chief Guyer made radio contact with HVTPD Sergeant Ruiz, who was broadcasting on Hoopa Police Frequencies. HVTPD Chief Guyer requested HVTPD Sergeant Ruiz change radio frequencies to HCSO "Control 1." HVTPD Chief Guyer said the pursuit traveled northbound on Hwy 96 towards Weitchpec from Hoopa. HVTPD Chief Guyer said he heard HCSO Sergeant Ruiz give location updates as the pursuit continued north on Hwy 96. HVTPD Chief Guyer said as he approached the sign depicting the boundary of the Yurok Reservation located just south of the Weitchpec, he overheard Sergeant Ruiz broadcast over the emergency radio that shots had been fired. HVTPD Chief Guyer arrived about a minute to a minute and a half later. HVTPD Chief Guyer pulled his department issued vehicle beside HVTPD Sergeant Ruiz who was at that time standing at the rear of his department issued patrol vehicle, weapon drawn, pointed at a subject on a motorcycle. HVTPD Chief Guyer drew his department issued firearm and pointed it at the subject, later determined to be [REDACTED] on the motorcycle, and gave verbal commands to [REDACTED] to show his hands. Approximately 30 seconds passed and HCSO Deputy Berry arrived on scene. Deputy Berry took a position of advantage near the front of one of the patrol vehicles and with his firearm covered the suspect. Approximately three minutes later, Deputy Comer arrived on scene. Deputy Comer, Deputy Berry, and HVTPD Chief Guyer approached the suspect, who was now lying beside the motorcycle. They were checking for weapons and signs of life. HVTPD Chief Guyer said, as they approached, he observed the suspect had his eyes open and there was no visible sign of breathing. HVTPD Chief Guyer told us, as they approached the suspect, Deputy Berry administered a short blast of Pepper Spray, which had no effect on the subject. HVTPD Chief Guyer stated, he was not sure whether the blast of Pepper Spray actually reached the suspect when deployed. During the examination of the suspect, there were no signs of life observed. Deputies observed the suspect's weapon appeared to be empty of ammunition, with the slide portion of the firearm, in the locked back position. Deputies exited the scene to preserve its integrity leaving the firearm in its original position. Police Line Barrier Tape was utilized to secure the scene around the incident. HVTPD Sergeant Ruiz was asked to sit in the front seat of one of the HCSO Deputies patrol vehicle to remove him from the scene. Deputy Comer stood by with HVTPD Sergeant Ruiz for a



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while then Deputy Comer was relieved by Deputy G. Berry.

HVTPD Chief Guyer told us HVTPD Sergeant Ruiz was driving, a clearly marked with reflective "Tribal Police" markings, Ford F-150, four door, pickup, blue in color. HVTPD Chief Guyer told us upon his arrival at the scene, HVTPD Sergeant Ruiz's vehicle's overhead emergency lights and siren were activated. HVTPD Chief Guyer told us he deactivated the emergency siren in HVTPD Sergeant Ruiz's vehicle upon completion of checking the suspect of weapons and observing the suspect for signs of life. I advised HVTPD Chief Guyer, I observed HVTPD Sergeant Ruiz was currently wearing blue jeans, a black shirt with "POLICE" markings on it and a black in color vest plate carrier over top the tee shirt with "POLICE" markings front and rear. I asked HVTPD Chief Guyer if that was HVTPD Sergeant Ruiz's normal uniform. HVTPD Chief Guyer said with the exception of the blue jeans, that was HVTPD Sergeant Ruiz's normal uniform. HVTPD Chief Guyer was asked at what point was medical aid called to the scene. HVTPD Chief Guyer said once they checked the suspect for weapons and the scene was rendered safe, the responding Hoopa Ambulance #82, was brought in to check the suspect and HVTPD Sergeant Ruiz. HVTPD Chief Guyer said medical staff for the ambulance consisted of [REDACTED] and [REDACTED]. HVTPD Chief Guyer said once the incident was secured, Sergeant Ruiz began to throw-up, was having a hard time breathing and appeared very "hyped" up. HVTPD Chief Guyer said after he saw HVTPD Sergeant Ruiz's vehicle had a number of bullet holes in the driver's side door. HVTPD Chief Guyer had HVTPD Sergeant Ruiz remove his ballistic plate carrier so he could be checked for injuries. No Injuries were found on HVTPD Sergeant Ruiz. HVTPD Sergeant Ruiz was administered oxygen by the ambulance staff and observed by ambulance medical staff. I asked HVTPD Chief Guyer if HVTPD Sergeant Ruiz was on light duty at the time of the incident. HVTPD Chief Guyer said HVTPD Sergeant Ruiz was on light duty due to him not being able to push or pull (HVTPD Chief Guyer motioned with his hands as though he was pushing and pulling something while describing HVTPD Sergeant Ruiz's light duty status.) HVTPD Chief Guyer said HVTPD Sergeant Ruiz was not taking any pain medications for his light duty status. HVTPD Chief Guyer stated, he had no concerns in regards to Sergeant Ruiz being under the influence of any substances. HVTPD Chief Guyer told us, he did not see any shots exchanged between Sergeant Ruiz and the suspect. HVTPD Chief Guyer said he was the first to arrive on scene to assist HVTPD Sergeant Ruiz and no shots were fired from any responding back-up officers or deputies.

At about 0223 hours, at the conclusion of the interview with HVTPD Chief Guyer, Investigator Kirkpatrick and I responded to the Weitchpec incident location, arriving at about 0236 hours.

Upon arrival, I observed CHP had Hwy 96 closed and were providing traffic control at the Weitchpec Bridge and at the south end of the incident location, approximately ¼ mile north on Hwy 96. I observed crime scene tape had been placed across Hwy 96 at both ends of the incident. The Command Van was set up with lighting provided to evidence personnel. Deputy Lamb was maintaining a crime scene log while evidence personnel conducted their investigation. While being briefed in regards to the scene, I observed a red in color Honda street bike California Vehicle License Plate # [REDACTED] off the left side of the roadway with a deceased male subject lying on the left side of the bike. The subject was



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wearing a motorcycle helmet with the face shield up, a black and gray colored ballistic nylon style motorcycle jacket and black pants. There was a large amount of blood pooling around the face of the subject. I observed a Ruger firearm, lying on the motorcycle near the handlebars. Approximately 18' south of the motorcycle in the roadway with the headlights pointed towards the position of the motorcycle was HVTPD Sergeant Ruiz's patrol vehicle. The HVTPD patrol vehicle was parked on Hwy 96 with the front facing the motorcycle's location. The patrol vehicle's the overhead emergency lights were activated and the driver's side door was open. The driver's side door contained at least eight gunshot holes and the driver's side door window contained at least two gunshot holes. To the rear of the patrol vehicle, I observed numerous shell casings scattered about on the ground. For full details regarding evidence collected and scene documentation see appropriate attached report authored by APDET. Officer Mendoca.

On 09-05-2015, at about 0432 hours, Humboldt County Deputy Coroner T. Enright arrived on scene. Deputy Enright conducted his investigation, taking photographs of the scene and took possession of [REDACTED] body. Deputy Coroner Enright was tasked with contacting [REDACTED] mother, who had been calling HCSO dispatch regarding her son. Deputy Coroner Enright did make phone contact with [REDACTED] mother who told him her son [REDACTED] had been riding a motorcycle earlier in the evening of 09-04-2015. See Deputy Coroner Enright's report for full details regarding next of kin notification and mother's statements.

On 09-05-2015 at about 0615 hours, two tow trucks from Humboldt Towing arrived and took possession of both the motorcycle and patrol vehicle. These vehicles are to be stored at the indoor secured facility of Humboldt Towing in Eureka.

On 09-06-2015, at about 1702 hours, I received a phone call from Hoopa Valley Tribal Police Officer Carl Norton. Officer Norton advised me, he had been contacted by an acquaintance, [REDACTED] told Officer Norton he was in a vehicle that had pulled off to the right side of the roadway the night of Sergeant Ruiz's shooting in Weitchpec.

[REDACTED] said he observed the entire shooting incident. Officer Norton told me he advised [REDACTED] a Sheriff's Investigator would be contacting him for a statement at a later date. Officer Norton told me [REDACTED] would be willing to make a full statement regarding what he observed. Officer Norton provided me with [REDACTED] contact phone number for follow-up.

On 09-08-2015, I received a phone call from Attorney [REDACTED] Attorney [REDACTED] advised me he was providing legal representation for HVTPD Sergeant Ruiz. I asked Attorney [REDACTED] when he thought HVTPD Sergeant Ruiz would be ready for an interview and location walk-through. Attorney [REDACTED] told me they, he and HVTPD Sergeant Ruiz would be available for an interview on 09-08-2015. We agreed to 09-08-2015 at about 1300 hours.

On 09-08-2015, Investigator Kirkpatrick and I traveled to the Hoopa Tribal Valley Police Station in Hoopa for an interview with HVTPD Sergeant Ruiz. We arrived at about 1300 hours, and the interview started at about 1321 hours. This interview was audio recorded utilizing my digital audio recorder. This recording was



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downloaded to CD which was later entered into evidence. Below is a synopsis of the interview with HVTPD Sergeant Ruiz. For full details regarding this interview see evidence CD.

The interview was conducted in an empty office at the HVTPD Station. Present during the interview was Investigator Kirkpatrick, Attorney [REDACTED] HVTPD Sgt. S. Ruiz and I. HVTPD Sergeant Ruiz was advised by Investigator Kirkpatrick he was at the interview on his own free will and could walk out of the interview at any given time. I advised HVTPD Sergeant Ruiz he was not, at this time, the suspect in any criminal investigation. We asked HVTPD Sergeant Ruiz if he has had time to consult with his legal counsel prior to this interview. Both HVTPD Sergeant Ruiz and Attorney [REDACTED] said, yes. I asked HVTPD Sergeant Ruiz to explain to us his involvement in the initial shooting investigation of [REDACTED] and to conclude at the end of when he became involved in the shooting with [REDACTED] on 09-04-2015.

HVTPD Sergeant Ruiz told us he received a Call from HVTPD Chief Guyer who advised him there had been a shooting in the downtown area of Hoopa and asked if he would respond to assist. HVTPD Sergeant Ruiz agreed to respond to assist. HVTPD Sergeant Ruiz said he was dressed in his blue jeans, a black POLICE shirt and his duty belt with holster. Officer Ruiz responded to Ray's Food Place in Hoopa in his fully marked Hoopa Valley Tribal Police patrol vehicle. When HVTPD Sergeant Ruiz arrived on scene, HVTPD Chief Guyer, Deputy Comer, and the Hoopa Ambulance were already on scene. HVTPD Chief Guyer and HVTPD Sergeant Ruiz responded to the Lucky Bear Casino in Hoopa to determine if there was any surveillance footage of the incident. Just prior to responding, HVTPD Sergeant Ruiz donned his ballistic plate carrier which holds HVTPD Sergeant Ruiz's emergency portable radio and other police related equipment. During the viewing of the surveillance footage of the incident, HVTPD Sergeant Ruiz said he observed a subject exiting the scene on a red in color motorcycle and an additional subject lying on the ground. HVTPD Sergeant Ruiz and HVTPD Chief Guyer responded back out to the shooting scene and advised Deputy Comer of what they observed in the surveillance footage. HVTPD Sergeant Ruiz stayed on scene, assisting with the loading of the gunshot victim into the ambulance. After the ambulance departed with the victim, HVTPD Sergeant Ruiz overheard witness statements made to Deputy Comer that the shooter/suspect was [REDACTED] who was last seen south bound on Hwy. 96 from the shopping center, leaving the valley. HVTPD Sergeant Ruiz then received information from an unknown female while on scene at Ray's Food Place, The subject on the motorcycle had just been seen traveling north on Hwy 96. Deputy Berry, who had arrived on scene to assist along with HVTPD Sergeant Ruiz, decided to "BOLO" for the vehicle in the Hoopa area. HVTPD Sergeant Ruiz traveled north on Hwy. 96 from downtown Hoopa. HVTPD Sergeant Ruiz traveled north to Norton Field Housing which is the furthest north residential region of the valley, checking side streets and areas of concern. HVTPD Sergeant Ruiz then traveled south on Hwy. 96 to North Marshall Lane traveling southbound. HVTPD Sergeant Ruiz came to the intersection of Big Hill Ln. and Marshall Ln. HVTPD Sergeant Ruiz observed the motorcycle coming down Big Hill Ln. onto Marshall Ln. HVTPD Sergeant Ruiz said the motorcycle passed him and proceeded north on Marshall Ln. HVTPD Sergeant Ruiz notified Hoopa Tribal Dispatch and advised the motorcycle was traveling north on Marshall Ln. HVTPD Sergeant Ruiz turned his patrol vehicle around and attempted to overtake the motorcycle. The motorcycle failed to stop at



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the stop sign and the intersection of North Marshall Ln. and Hwy. 96. The motorcycle traveled north on Hwy. 96 as HVTPD Sergeant Ruiz attempted to catch up. The motorcycle continued north on Hwy. 96 passing Norton Field Housing and into an area on Hwy. 96 known as the bluffs. HVTPD Sergeant Ruiz was able to catch up with the motorcycle somewhere in the bluff portion of the highway. (Sometime within the bluff portion of the Highway, HVTPD Sergeant Ruiz was advised to switch emergency channels on his radio to the county frequency.) Once HVTPD Sergeant Ruiz caught up with the motorcycle, he activated his overhead emergency lights and siren. The motorcycle continued to travel north on Hwy. 96 crossing the double yellow lines and at one point passing a vehicle within the double yellow lines. HVTPD Sergeant Ruiz attempted to call out his location by way of mile post markers when the opportunity presented itself. HVTPD Sergeant Ruiz said he was asked the standard pursuit traffic condition questions from HCSO Dispatch, which he answered. HVTPD Sergeant Ruiz said as they got onto the Weitchpec Bridge, still traveling north on Hwy. 96 HVTPD Sergeant Ruiz grabbed his radio microphone in preparation to notify HCSO dispatch which direction the motorcycle was going at the end of the bridge. The motorcycle swerved to the left around a white in color vehicle that had stopped at the north end of the bridge. The motorcycle attempted to continued north (right) on Hwy. 96 but ran off the road just north of the bridge. HVTPD Sergeant Ruiz swerved around the white vehicle as well as coming to a stop on Hwy. 96. HVTPD Sergeant Ruiz exited his vehicle leaving his lights and siren still activated. As HVTPD Sergeant Ruiz exited his vehicle, he drew his department handgun and pointed it at the suspect on the motorcycle. HVTPD Sergeant Ruiz gave verbal commands as loud as he could to the suspect, stating "show me your hands" numerous times. HVTPD Sergeant Ruiz said he had his gun light activated and focused at the suspect, who looked as though he was attempting to get up and run. The suspect appeared to have fallen to the ground. HVTPD Sergeant Ruiz said the suspect was moving around doing something (unknown to HVTPD Sergeant Ruiz.). HVTPD Sergeant Ruiz continued to give verbal commands to the suspect. HVTPD Sergeant Ruiz said the next thing he knew, he saw muzzle flash and "gunshots" coming from the suspect. HVTPD Sergeant Ruiz said he didn't recall if he returned fire before he sought cover or after, but did return fire at the suspect at some point. Once behind his patrol vehicle, HVTPD Sergeant Ruiz said he advised on his portable radio, shots had been fired. HVTPD Sergeant Ruiz recalled switching his portable radio from Hoopa Tribal frequency to HCSO Main channel and rebroadcasting that shots had been fired. HVTPD Sergeant Ruiz said he said something else over the radio but could not remember what that was. He did recall saying the subject had shot at him and was at this point refusing to obey verbal commands to show his hands. HVTPD Sergeant Ruiz recalled dropping his portable radio and seeking cover behind the passenger side wheel well of his patrol vehicle as shots were still being fired in his direction. HVTPD Sergeant Ruiz recalled shutting off his weapon light so not to give away his position. HVTPD Sergeant Ruiz determined he needed to figure out where the suspect was at this point. HVTPD Sergeant Ruiz returned to the back of his patrol vehicle, near the tailgate and observed the suspect was still at the motorcycle. HVTPD Sergeant Ruiz said he did not remember if he returned fire at that time. HVTPD Sergeant Ruiz said he recalled hearing sirens coming in the distance and thought it was taking a long time for them to get there. HVTPD Sergeant Ruiz continued to cover the suspect with his firearm drawn,



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continuing to give verbal commands to show his hands until back-up arrived. No further shots were fired by either HVTPD Sergeant Ruiz or the suspect from that point on. HVTPD Chief Guyer was the first to arrive to provide back-up followed by responding deputies. At some point the determination was made to attempt to secure the suspect. Deputy G. Berry, Deputy J. Comer, and HVTPD Chief Guyer approached the suspect after a patrol vehicle's spot light was placed on the suspect. HVTPD Sergeant Ruiz said pepper spray was utilized to illicit some type of reaction from the suspect. None was obtained. HVTPD Sergeant Ruiz was removed from the scene, sequestered to a nearby patrol vehicle.

At the conclusion of the interview, I had some clarifying questions for HVTPD Sergeant Ruiz. I asked HVTPD Sergeant Ruiz to describe the uniform he was wearing at the time of the incident. HVTPD Sergeant Ruiz said he had a black in color Polo shirt with a star and name plate on the front with "POLICE" lettering on the back. HVTPD Sergeant Ruiz's vest plate carrier, which was worn over top of his Polo shirt, had a star on the left chest, "POLICE" marking in the center and a HVTPD Sergeant Ruiz's nameplate on the right side of the chest. On the back of the vest carrier was the letters "POLICE" in large block style lettering. HVTPD Sergeant Ruiz described his patrol vehicle as being clearly marked with Hoopa Tribal Police down both sides of the vehicle with an emergency light bar mounted on top of the cab of the vehicle. HVTPD Sergeant Ruiz confirmed with us the motorcycle he observed flee from the shooting at Ray's Food Place was the same motorcycle that fled from him north on Hwy. 96. I asked HVTPD Sergeant Ruiz when he arrived at the scene of the accident and the suspect fired upon him, why did he fire back at the suspect. HVTPD Sergeant Ruiz said he was scared and thought he was going to get killed. He was in fear for his safety and was being fired upon so he fired back. I asked HVTPD Sergeant Ruiz if it was safe to say he was in fear for his life. HVTPD Sergeant Ruiz said yes, and that he had never been that scared in his life as he was at that point of time.

I asked if he recalled where he was standing when [redacted] started firing at him. HVTPD Sergeant Ruiz said he was just beside his driver's side door, not behind it and not right beside it either. I clarified with HVTPD Sergeant Ruiz, as he exited his patrol vehicle he eventually sought cover behind the back of his patrol vehicle and returned fire from that position. From the back of the patrol vehicle he then moved to the passenger side rear wheel well, where he shut off his weapon mounted light. HVTPD Sergeant Ruiz then returned to the back driver's side portion of the vehicle. HVTPD Sergeant Ruiz agreed that was the order of his movements. (It should be noted, HVTPD Sergeant Ruiz stated he could not recall exactly where he was standing or at what point in the shooting he returned fire.) HVTPD Sergeant Ruiz told us he has known [redacted] most of his life. HVTPD Sergeant Ruiz has had on occasion, had both personal and professional contact with [redacted]. HVTPD Sergeant Ruiz stated he felt as though [redacted] had no regard for the safety of the public while speeding through the Bluffs and estimated [redacted] crossed the double yellow lines no less that ten times. The interview concluded at about 1351 hours.

At the conclusion of the interview, HVTPD Sergeant Ruiz agreed to do a video recorded walk through at the incident scene in Weitchpec. HVTPD Sergeant Ruiz, Attorney [redacted] Investigator Kirkpatrick, HCSO Evidence Technician A. Campbell and I responded to the incident location. This recorded walk through was video recorded by Evidence Technician A. Campbell. The recording was downloaded to DVD



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which was later entered into evidence by ET. Campbell. No additional information was obtained regarding the happenings of the incident during the walk through. After the recording was concluded ET. Campbell. Investigator Kirkpatrick and I remained on scene and looked for additional items of evidence. During the initial evidence gathering of suspect's shell casings only six were located. We were able at this time to locate an additional four, 9mm casings. These casings were collected by ET. Campbell and entered into evidence.

On 09-08-2015, at about 1530 hours, Investigator Kirkpatrick and I stopped at the Hoopa Mini Market to ascertain if the store's surveillance camera's captured any of the events in the Ray's Parking lot, or the motorcycle traveling through the area. The cameras did not provide any useable information regarding this investigation.

On 09-08-2015 at about 1602 hours, Investigator Kirkpatrick and I drove to Ray's Food Place in Hoopa to ascertain if the store had any surveillance footage of the shooting incident that occurred on 09-04-2015 in their parking lot. We were advised the external parking lot camera was no longer operating so no footage was available.

On 09-08-2015 at about 1615 hours, Investigator Kirkpatrick and I walked from Ray's Food Place in Hoopa to the Lucky Bear Casino. The Casino and Ray's share the same parking lot and I know from previous investigations that the Lucky Bear Casino has an excellent surveillance camera system and has an operating exterior parking lot camera. We contacted [REDACTED] the Senior Surveillance/Compliance Officer for Hoopa Valley Gaming Commission. We advised [REDACTED] what we were looking for and asked for her assistance in obtaining the footage from the incident. [REDACTED] was able to locate the surveillance footage of that shooting incident. We watched the footage from the exterior parking lot camera and observed a subject later determined to be [REDACTED] pull into the parking lot on a red in color street bike motorcycle. The motorcycle parks alongside the driver's side of a silver/gray colored sedan vehicle. [REDACTED] got off the motorcycle and appears to converse with the occupants of the vehicle for about ten minutes. During the conversation, [REDACTED] got into the trunk of the vehicle twice. During this time a male subject exits from the vehicle and appears to put on a motorcycle helmet and straddle the motorcycle. As the camera pans left to right we observe a male subject on the motorcycle leaving the location and [REDACTED] on the ground grabbing at his leg. The subject on the motorcycle was wearing a black and grey colored jacket, black pants and a motorcycle helmet. The subject appears to pull from the parking lot and onto Hwy. 96, unknown direction of travel. The camera operator is notified of the incident in the parking lot and the camera is manually moved to the incident location where it remained during law enforcement response and medical aid. We provided [REDACTED] with a thumb drive and request she download the footage to the thumb drive so it could be entered into evidence. [REDACTED] agreed to do so and advised the surveillance footage would be ready for pick-up the following day.

On 09-08-2015, at about 1645 hours, I made phone contact with [REDACTED] I



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advised [REDACTED] Investigator Kirkpatrick and I would like to meet with him in regards to this investigation and what he observed of the shooting. [REDACTED] advised he was at home and would be available for an interview on this day.

[REDACTED] provided us with his home address, which is where we would meet with him. Investigator Kirkpatrick and I responded to [REDACTED] residence in McKinleyville and met with him outside his home. [REDACTED] provided us with an eye witness account of the shooting between [REDACTED] and Sergeant Ruiz. [REDACTED] also provided us with two other eye witnesses to the shooting who were with him at that time. [REDACTED] told us [REDACTED] was driving the vehicle he was in and [REDACTED] who is the girlfriend of [REDACTED] was the front passenger seat in that vehicle. [REDACTED] provided us with contact information for [REDACTED] and [REDACTED] whom we met with later that evening. For details regarding the interviews with [REDACTED] and [REDACTED] see Investigator Kirkpatrick's report.

On 09-09-2015, I responded to the Lucky Bear Casino in Hoopa and collected the thumb drive containing the video surveillance footage, from [REDACTED]. This thumb drive was entered into evidence.

On 09-14-2015 I mailed the CHP 180 receipts, to the registered owner of the motorcycle [REDACTED] was riding and the other to Hoopa Tribal Police.

On 09-17-2015, HCSO Evidence Technician A. Campbell, APD Evidence Technician Z. Mendoca, HCSO Sgt. D. Freese, HCSO Community Service Officer S. Hanson, HCSO Community Service Officer S. Soeth and I responded to 101 H St., in Eureka to search the vehicles involved with this case. We arrived at about 1000 hours. The vehicles, a "Hoopa Valley Tribal Police" Ford F-150 and the red in color Honda street bike had been pulled from storage and set out within the Humboldt Towing enclosed facility prior to our arrival. A search of the exterior of the motorcycle produced no items of evidentiary value and it appeared as though the motorcycle sustained no damage as a result of gunfire. The "Tribal Police" vehicle was searched for bullet fragments and projectiles. Fragments were found within throughout the interior of the "Tribal Police" vehicle with two projectiles being recovered from the driver's seat. Trajectory rods were placed into the bullet holes on the exterior of the driver's side door producing the angle the shots were fired from. At this time it appears that the trajectory of the bullet holes found in the driver's side door are consistent with the incident scene. The driver's side door of the vehicle was removed and obtained for evidence to be later examined for projectiles. The search concluded at about 1215 hours. The vehicles were released to the registered owners. Video as well as still photographs were taken of both vehicles prior to search. For full details regarding the evidence collected from the vehicle, see Evidence Technician A. Campbell's report.

Any further information regarding this case will be provided via supplemental report. Request this report be forwarded to the district Attorney's Office for review.

Nothing further at this time.



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Officer - Supplemental 10 1394 FULTON TODD Report Date 09/08/2015

Supervisor Review _____ Review Date _____

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Supplemental 11 On 09/04/15 at approximately 2100 hrs, I was contacted by Investigator Musson and requested to respond to the Humboldt County Sheriff's Office (HCSO) as part of the Critical Incident Response Team for an officer involved shooting (OIS). I arrived at the Sheriff's Office at approximately 2200 hrs and was informally briefed by Investigator Fulton. A formal briefing with employees from numerous law enforcement agencies occurred at approximately 2300 hrs. I was assigned to work with Humboldt State University Evidence Technician (ET) Zan Mendonca and District Attorney Investigator Martin Morris on processing the OIS scene near Weitchpec.

ET Mendonca and I left for the scene in the marked HCSO evidence truck at 2400 hrs. We arrived at the scene at approximately 0135 hrs. The weather was cool and dry. Due to the time of night, lighting was poor. Deputy Reynolds assisted by providing a portable light from the HCSO command van.

The scene was located on the shoulder and the roadway of Highway 96, in the town of Weitchpec. The East and West sides of the scene were marked off and secured by yellow crime scene tape and several law enforcement vehicles, including the HCSO command van. The North side of the scene was blocked by steep terrain and the south side of the scene was blocked by a slope down to the Klamath River. Deputy Lamb was on scene and was responsible for documenting who was entering and exiting the crime scene.

DA Investigator Morris, ET Mendonca and I were briefed by Deputy Comer, who stated he had marked several bullet casings on the ground by spray painting numbers with orange paint. We did an initial walk through of the scene and I then photographed the scene as we found it with a Nikon D7100 camera with the external flash accessory added. ET Mendonca and I then did a thorough search of the scene for evidence and laid down yellow number markers 1-32 next to each item. We used a metal detector in the grassy area next to the deceased subject, which proved to be difficult due to the lighting conditions and grassy terrain. I took close up photographs of each individual item we located. ET Mendonca took measurements of the crime scene and each individual item of evidence. Refer to her report for those measurements and a diagram of where each item was located.

The following vehicles were on scene but determined not to be of evidentiary value:

A silver Ford F-150 truck CA I was told this truck belonged to the HVTPD and was being driven by Acting Chief Guyer. The vehicle was in the middle of the South lane of Highway 96 and was facing the North. The vehicle was released back to HVTPD by Investigator Fulton.

A black and white marked HCSO Ford Explorer CA Deputy Comer identified



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this vehicle as being his. The vehicle was running when we arrived on scene and was parked Southwest of the other vehicles. The vehicle was released back to Deputy Comer by Investigator Fulton.

The following items were not collected by me:

Item 14: Red Honda Motorcycle CA [REDACTED] (found laying on its left side from the drivers perspective. Motorcycle was not running and the keys were in the ignition. The motorcycle had numerous scratch marks and debris from the motorcycle, including the windshield, was found directly next to the motorcycle. There was what appeared to be blood spatter on the right side and front steering area of motorcycle. A firearm (item 22) ,was located on the front steering area of the motorcycle. The motorcycle was towed to Humboldt towing for secure storage)

Item 17: Deceased body (found laying on the left side of the motorcycle from the drivers perspective. It was assumed that the body had been moved due to finding EMS medical supplies that were left on the ground and body itself. The body was untouched until Deputy Coroner Trevor Enright arrived on scene at approximately 0433 hours. The deceased appeared to be a white male approximately 20-30 years of age with a medium build. He was wearing a black, red and white motorcycle helmet along with what appeared to be a black motorcycle style jacket. There was a large amount of blood inside the helmet and on the deceased subjects facial area. Under the jacket Deputy Coroner Enright located a tan leather concealed carry holster with a gun holster on one side and magazine carrier on the other. From what I could see there was one magazine in the carrier and no weapon in the holster. Under the jacket the deceased was also wearing a red zip up "49ers" hooded sweatshirt and under the sweatshirt was a grey shirt. He was also wearing blue denim jeans, a black leather belt and camouflage colored high top tennis shoes with Velcro straps. The deceased subject was wearing two backpacks. Deputy Coroner Enright placed two brown paper bags on each of the deceased subjects hands and with the assistance of several people of scene Deputy Coroner Enright placed the deceased into a redbody bag.)

Item 21: Hoopa Valley Tribal Police Department marked Ford F-150 truck CA [REDACTED] (parked facing Northeast on Highway 96 with the ignition running and overhead flashing lights on. The drivers side door was open and the window was shattered. There were at least 10 bullet holes in the door. Due to the way the vehicles side paneling was beveled it appeared that the bullets had been travelling from outside the vehicle towards inside the vehicle. I collected bullet casings from the interior of the truck that I felt may be lost when the vehicle was moved. I collected a handheld portable radio (item 20) from the rear tailgate of the truck. All other evidence was photographed but left untouched inside the truck to be processed at a later time. The truck was towed to Humboldt towing for secure storage)

While wearing gloves, I collected the following items by placing each items into a new brown paper bag marked with the item number:



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- Item 1: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 2: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 3: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 4: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 5: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 6: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 7: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 8: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 9: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 10: Bullet casing marked with S&W 40 CAL WIN (found on roadway)
- Item 11: Bullet fragment (found on roadway)
- Item 12: Bullet casing marked with S&W Federal (found on roadway)
- Item 13: Bullet fragment (found under marked HVTPD vehicle)
- Item 15: Bullet casing marked PMC 9mm Luger (found on the south side of motorcycle)
- Item 16: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 18: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 19: Bullet casing marked PMC 9mm Luger (found near deceased subjects head)
- Item 20: Motorola HT1250 Portable Radio Serial Number [REDACTED] (found on the passenger side bumper of marked HVTPD unit. HCSO 1a channel was selected and battery showed one bar)
- Item 22: Sturm & Ruger P85 Firearm Serial Number [REDACTED] (found on handlebar area of motorcycle. I examined firearm and determined it to be safe and placed in box exactly as found. The slide was locked back and the magazine was in place. I completed an Automated Firearms Systems Form and provided a copy to HCSO dispatch)
- Item 23: Bullet fragment (found near driver's side door of HVTPD marked vehicle)
- Item 24: Bullet fragment (found near driver's side door of HVTPD marked vehicle)

Item 25: Bullet fragment (found inside HVTPD marked vehicle on the rear passenger side floor board frame)

Item 26: Bullet fragment (found inside HVTPD marked vehicle on the front passenger seat)

Item 27: Bullet fragment (found inside HVTPD marked vehicle on the front passenger side floor board)

Item 28: Bullet fragment (found inside HVTPD marked vehicle on the front drivers side floor board frame)

Item 29: Bullet fragment (found inside HVTPD marked vehicle on the front drivers seat)

Item 30: Bullet fragment (found outside HVTPD marked vehicle on the drivers side in crease of tailgate)

Item 31: Bullet casing marked PMC 9mm Luger (found under deceased subject after body was removed by Coroner)

Item 32: Bullet casing marked PMC 9mm Luger (found under deceased subject after body was removed by Coroner)

Upon returning to the HCSO, at approximately 0735 hrs, I placed all of the bagged items of evidence into the secure Evidence Lab for temporary storage.

On 09/08/15, with the assistance of Evidence Technician Campbell, I retrieved the items of evidence from the secure Evidence Lab. All items were then sealed with evidence tape and entered into the File on Q property management system. I downloaded 259 scene photos onto a cd and booked the cd as Item 33. The items were given to HCSO Property Technician Hollingsworth for secure storage.

Nothing further.



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Narrative - Supplemental 12 On 9/08/2015 I assisted Detective Todd Fulton and Investigator Marvin Kirkpatrick from the DA's office with the video taping of a walkthrough of the OIS shooting scene for case#201504289. We arrived at HWY 96 in Weitchpec, just north of the bridge that crosses the Klamath River. Tribal officer Seth Ruiz began to talk through what occurred and where he was positioned during the incident. I recorded this on video. The video was burned to a DVD and booked into evidence. A working copy was made for Detective Fulton. After the walkthrough, we searched the area on the north side of Hwy 96 where the motorcycle and suspect went off the road. Using a metal detector we were able to locate 4 PMC 9mmLuger casings. These were photographed and then collected. The casings were then booked into evidence.

On 9/11/2015 at 0800hrs, I attended the autopsy for [REDACTED] at the Humboldt County Coroner's Office. The autopsy Surgeon was Dr. Mark Super, also in attendance were Investigators Jennifer Turner and Todd Fulton, DA investigator Marvin Kirkpatrick, and autopsy assistants Kendall Swenson and Sadie Evans.

[REDACTED] was in a red body bag that was sealed with tape. Attached to the outside of the bag were two paper bags that were labeled left jean front pocket and right jean front pocket. I photographed the body bag and the contents of the paper bags. The items in the paper bags were trident gum, a pen, a lighter and pink tweezers, they were collected as evidence. The body bag was opened and I took overall photos of the body. [REDACTED] hands had paper bags taped around them. These were removed and collected. I photographed the hands. There were two backpacks on [REDACTED] and one in the body bag. These were removed photographed and collected. They did not contain any perforations caused by a projectile. The motorcycle helmet was removed and photographed. The helmet had a hole in the right side just below the face mask opening. It was consistent with a bullet hole. Close up photos were taken of this. The helmet did not appear to have any other damage. [REDACTED] clothing was removed, photographed and collected. None of his clothing appeared to have any defects cause by a projectile.

I then took overall photographs of the body before and after it was cleaned.

[REDACTED] had one bullet entrance wound at the right side of his chin. The bullet was located in the left back of [REDACTED] just beneath the skin, where the skin had a small laceration. The bullet was removed and collected as evidence. Close up photos were taken of the wound entrance and exit points. I took close up photos of some small bruises on the right leg at the quad and knee. Close up photos were taken of needle punctures on the right arm. Close up photos were taken of both hands. This concluded the external examination.

During the internal examination I photographed injuries to the right lung and carotid artery. A rod was placed through the wound tract and photographed. I photographed the skull and brain documenting the absence of any injuries. See Dr. Super's report for details regarding injuries and cause of death. All items collected from the body were taken to the HCSO and locked in the drying room to allow the bloody items to dry. On 9/14/2015 I removed the items from the drying room and booked them into evidence with the assistance of CSO's Stacy Hanson and Shauna Soeth and Property technician Timothy McDonald. See booking report for complete list of items collected.

On 9/17/2015 at 1000hrs, I arrived at Humboldt Tow Eureka to process the Hoopa Tribal Police vehicle and the suspect's motorcycle involved in this case. I was assisted by Zan Mendonca, Police Services Technician from HSU Police, Sgt.



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Diana Freese, Investigator Todd Fulton, CSO Stacy Hanson, CSO Shauna Soeth and DA Investigator Marvin Kirkpatrick. The Hoopa Tribal Police vehicle was a Ford F-150, CA Lic [REDACTED]. The motorcycle was a Red Honda, CA Lic [REDACTED]. I began by taking overall photographs of the exterior and interior of the Tribal Police Truck. I took overall photos of the motorcycle. I also took overall video of both vehicles. I then took mid-range and close-up photos of damage done to the truck by bullets. The driver's door had 8 bullet entry holes on its exterior. The window of the door was broken out. The window had been photographed on scene prior to being towed and had two holes in it at that time. The holes in the door were labeled 1-8 from left to right and had trajectory rods placed in them. The numbering is not an indication of what order the rounds were fired. The locations of the holes in the door and angles of entry were measured as follows. The bottom of the door is 18" from the ground.

#	Distance from front edge of door	Distance from bottom of door	Vertical impact angle	Horizontal impact angle
1	11"	47"	5 degrees	110 degrees
2	19.5"	41"	4 degrees	110 degrees
3	29"	49.5"	9 degrees	110 degrees
4	27.5"	41"	2 degrees	110 degrees
5	29.25"	36"	0 degrees	115 degrees
6	30"	35.75"	3 degrees	115 degrees
7	27.75"	26.75"	-1 degrees	113 degrees
8	45.5"	42.5"	-1 degrees	115 degrees

Another bullet entry hole was found on the left side of the tailgate. This was photographed with and without a trajectory rod in place. There was no exit point. The hole was 55.75 inches up from the ground, 1.75 inches to the right of the edge of the tailgate, vertical impact angle was 2 degrees, and horizontal impact angle was 116 degrees.

Close up photos were taken of several ricochet points and holes within the front cab and back seat of the truck.

The following items were recovered from and photographed at midrange and close-up from in the vehicle:

1. Bullet jacket, from the front passenger floorboard
2. Bullet jacket, from the ledge behind the front passenger headrest
3. Bullet jacket, from below the buttstock holder for rifles
4. Bullet jacket, bottom of drivers side rear stake pocket
5. Expended bullet, inside of drivers chair on the left side
6. Expended bullet, inside the center back of the drivers chair
7. The driver's door, removed from truck

All items collected were taken back to HCSO and booked into evidence. The photos were burned to a DVD and booked into evidence.

On 9/21/2015 at 1000hrs, Mendonca and I examined the driver's door in the HCSO laboratory. We removed the interior panel and the black plastic liner that lies between the interior and exterior panels. Inside the door we were able to locate the following items:

1. Expended bullet
2. Expended bullet
3. 2 pieces of bullet jacketing and 3 pieces of bullet core

We examined the inside of the exterior and interior panels of the door. We



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marked the areas on the inside of the exterior panel and the black plastic liner with yellow tabs where it was evident that the bullet did not completely exit the door. Green tabs were used to indicate where a bullet had traveled through the interior panel, black plastic liner and exterior panel. Bullet holes 1, 3, and 8 did not pass completely through the door. 2, 4, 5, 6, and 7 exited the door and entered the vehicle. Photos were taken of the panels and liner with the markers in place. Photos were also taken of the evidence collected from inside the door. The door was returned to evidence and all items collected were booked into evidence. The photos were burned to a DVD and booked into evidence.

Officer - Supplemental 12 2015 CAMPBELL ANDREW Report Date 09/24/2015
Supervisor Review 0896 FREESE DIANA M Review Date 09/30/2015
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Narrative - Supplemental 13 On 09/04/15, at about 2100 hours, I was notified by Investigator Musson that an officer involved shooting had just occurred. Investigator Musson advised me that Investigator Fulton was the primary and I would be working as the secondary detective.

I arrived at the Criminal Investigations Division of the Sheriff's Office. I was briefed on the incident and learned that a subject believed to be (S) [REDACTED] had shot (V) [REDACTED] in the parking lot of Ray's Food Place in Hoopa. [REDACTED] then stole a motorcycle and was involved in a pursuit with Hoopa Valley Tribal Police Department Sgt. Ruiz. At some point, [REDACTED] began firing rounds at Sgt. Ruiz, who returned fire, striking and killing [REDACTED]. After speaking with Investigator Fulton, I learned that Sgt. Ruiz was still on scene at the incident location. I made contact with Sgt. Williams and requested he have Sgt. Ruiz transported to the HVTPD Office.

Investigator Fulton requested I, along with Eureka Police Department Detective Harpham, interview [REDACTED] who was being treated at Mad River Community Hospital. Detective Harpham and I later met with Deputy Waxler in CID and learned that [REDACTED] was sedated and unable to provide a statement. I advised Detective Harpham that I would check on [REDACTED] condition on 09/06/15.

At about 0130 hours, I arrived at the incident location, which was just north of the Weitchpec bridge. I walked through the crime scene, along with District Attorney Investigator Morris, Detective Harpham and Eureka Police Detective Sgt. Howden. I cleared the scene at about 0330 hours.

On 09/06/15, I contacted MRCH and inquired if [REDACTED] was able to speak with us. I was advised he was awake and able to speak. Detective Harpham and I met with [REDACTED] at about 1045 hours to interview him. The interview with [REDACTED] was digitally recorded, burned to an audio CD and later booked into evidence. The following is a brief summary of the interview with [REDACTED]. Refer to the audio CD for full and complete details:

At the start of the interview, [REDACTED] stated that he had been given oxycodone. I asked [REDACTED] if he was coherent enough to speak with us. [REDACTED] stated yes. I asked [REDACTED] to tell me what happened from the beginning. [REDACTED] stated he had been fighting with his girlfriend, so he took off. [REDACTED] stated he went "downriver" and was running around and partying. [REDACTED] stated he had stolen [REDACTED] girl, so [REDACTED] stole his vehicle. [REDACTED] stated he and [REDACTED] had already been fighting,



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Eureka, CA 95501
(707) 445-7251

HUMBOLDT CO SHERIFF
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so he () was on a motorcycle looking for () in the vehicle. () stated he saw () at Ray's Food Place, so he went back there and told () to give him the keys to the vehicle. () told () that the vehicle was his and tried to close the door. At this point, () noticed a shotgun in the car, but he did not know where it had come from. () and () continued to argue and then () pushed () grabbed a pistol and shot a round at the ground. () asked () if he was going to shoot at him. () grabbed the motorcycle helmet and got on the motorcycle. () stated he tried to push () again and () stated, "Fuck you ()" and then shot () in the leg. () stated () then took off.

I asked () who was driving around in the vehicle with him. () stated he was in the vehicle with () girlfriend. I asked who () girlfriend was. () stated her name was (I/P) (). I asked () how long he and () were driving around Hoopa. () stated all day or at least a couple of hours. I asked () at what point did they stop driving around Hoopa. () stated when he went into Ray's Food Place, which is when () stole the vehicle. I asked () if () was still in the vehicle at that point. () state yes.

Detective Harpham asked () if () arrived at Ray's Food Place on a motorcycle. () stated no, that he () had taken the motorcycle there later. () stated he got a ride from his cousin to (I/P) () residence. () stated he borrowed () motorcycle. I inquired with () about the vehicle he was driving being reported stolen. () stated his girlfriend, (I/P) () reported it stolen when he left earlier in the day. () stated the vehicle is half his, so she did not have the right to report it as stolen. I asked () if he was ever hanging out with () at any point during that day or night. () stated no.

I asked () what time it was that () stole the vehicle from Ray's Food Place. () stated he had taken the vehicle with () at about 10:00AM and () took it at about 4:00PM. Detective Harpham asked () how he knew it was () that took the vehicle. () stated as he was coming out of Ray's Food Place, he saw () in the vehicle. I asked () if () said anything to him when he took the vehicle. () stated no. I asked () how long he was driving around on the motorcycle looking for () in the vehicle. () stated 45 minutes to an hour. () stated he eventually found () parked in a corner at Ray's Food Place. I asked () if it was still () and () in the vehicle. () stated () was standing by the vehicle and () was inside of it. I asked () what happened then. () stated he went up to () and had words with him. () stated he told () the game was over and he wanted the vehicle back. () stated () told him he was not going to give the vehicle back. () stated they continued to argue and then he shoved () () stated () pulled out a pistol and shot one round into the ground. () stated he then pushed () away from him and () grabbed the helmet and jumped on the motorcycle. () stated he shoved () again, and told him to get off the motorcycle. () stated he told () he was not going to steal () motorcycle and tried to grab the keys. () stated he and () were fighting over the keys and this is when () shot him in the leg. () stated () then left on the motorcycle. I asked () if () said anything when he shot him. () stated he did not think so, but he was not sure.



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Detective Harpham asked [redacted] if he believed [redacted] was trying to kill him. [redacted] stated no, and added that he and [redacted] were only as far apart as he and Detective Harpham were, which was about five feet. [redacted] stated he believed [redacted] was just trying to wound his leg. [redacted] then stated that he thought [redacted] was just trying to shoot past him. Detective Harpham asked [redacted] to describe the gun. [redacted] stated it was a semi-automatic, darker in color gun. I asked [redacted] if [redacted] frequently carried a gun. [redacted] stated yes. I asked [redacted] if the shotgun he saw in the vehicle was there before [redacted] got in the car. [redacted] stated no, that [redacted] picked it up somewhere when he was driving around in the vehicle. I asked [redacted] to describe the vehicle. [redacted] stated it was a Nissan Altima. I asked [redacted] what [redacted] was doing during the confrontation between him and [redacted]. [redacted] stated she was smiling. I asked [redacted] what [redacted] did after [redacted] shot him. [redacted] stated [redacted] came up to him asking him what she should do. [redacted] stated he told her to get an ambulance. [redacted] stated [redacted] then took off on foot.

Detective Harpham asked [redacted] what happened with the shotgun. [redacted] stated the police removed it from the vehicle when they arrived. Detective Harpham asked [redacted] to describe the shotgun. [redacted] stated it was a brown, double barreled shotgun. I asked [redacted] what time he believed it was when [redacted] shot him. [redacted] stated he did not know. I asked [redacted] how long the confrontation between him and [redacted] lasted. [redacted] stated it was about five minutes. I asked [redacted] to describe the motorcycle. [redacted] described the motorcycle as red and black in color with an iron sticker on the top. I asked [redacted] what make and model the motorcycle was. [redacted] stated it was a CBR 600.

I advised [redacted] that [redacted] had some backpacks on him. I asked [redacted] if they were his or [redacted] backpacks. [redacted] stated he did not know whose they were, but added that [redacted] always has a backpack with him. I asked [redacted] if [redacted] had backpacks on him when he drove away from Ray's Food Place. [redacted] stated he was not sure. I asked [redacted] if the helmet [redacted] put on was the same one he had been wearing. [redacted] stated yes, but it belonged to [redacted].

Detective Harpham asked [redacted] where [redacted] was at while he and [redacted] were arguing. [redacted] stated she was sitting in the passenger seat in the vehicle.

Detective Harpham asked [redacted] what [redacted] did when the first shot was fired. [redacted] stated he believed she kept saying, "What the fuck [redacted]"

Detective Harpham asked [redacted] if [redacted] called 911. [redacted] stated no.

I advised [redacted] that we were going to have him look at a photo line-up and tell us if he recognized anyone. I read [redacted] the photo line-up admonition and had him sign the form. [redacted] then provided [redacted] with a 6 pack photo line-up that included a photograph of [redacted]. [redacted] looked at the photographs and stated, "Number four." I asked [redacted] who that was. [redacted] stated it was [redacted]. I had [redacted] circle and initial the number four. Detective Harpham obtained a medical release form from MRCH and we had [redacted] sign it. I later booked the photo line-up into evidence. The interview with [redacted] ended a short time later. After speaking with [redacted] I provided Investigator Fulton with [redacted] and [redacted] names. Investigator Fulton advised me that he would be going to the Hoopa area and would attempt to contact [redacted] and Fletcher.

On 09/11/15 at about 0800 hours, Investigator Fulton and I attended [redacted] autopsy. Also present at the autopsy was Forensic Pathologist Dr. Super, DA Investigator Kirkpatrick, E.T. Campbell and two medical assistants for Dr. Super.



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During the autopsy, Dr. Super noted that it appeared a gunshot wound entered at [REDACTED] lower right jaw and traveled through the body, coming to rest in his left back area. Dr. Super noted that the bullet penetrated the carotid artery, jugular vein and left lung. At the conclusion of the autopsy, Dr. Super stated the cause of death was a gunshot wound of neck into chest. Refer to Dr. Super's report and E.T. Campbell's reports for further information.
Nothing further at this time.

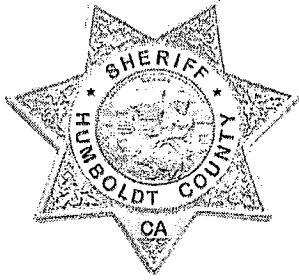
Officer - Supplemental 13 1655 TURNER JENNIFER

Report Date 10/01/2015

Supervisor Review 0896 FREESE DIANA M

Review Date 10/08/2015

Distribution _____



Humboldt County Sheriff's Office

826 Fourth Street, Eureka, CA 95501

Date: 09-08-2015

From: Lt. Wayne Hanson
(707) 268-3641

Subject: Officer Involved Shooting

Case: 201504289

On Friday, September 04, 2015 at about 7:30 p.m. Humboldt County Sheriff's Office Deputies contacted a 39 year old male gunshot victim in front of the Rays Food Place in Hoopa. The victim told the deputies he was shot in the leg by 27 year old [REDACTED]. The victim said he confronted [REDACTED] because [REDACTED] was driving a vehicle that belonged to him. The victim said after [REDACTED] shot him he stole his motorcycle that the victim had driven to Rays Food Place. The victim's gunshot wound was not life threatening.

At about 8:30 p.m. a Hoopa Tribal Police Department Officer saw the suspect and stolen motorcycle traveling north bound on Highway 96, in the Hoopa area. The Officer then attempted a felony traffic enforcement stop on the motorcycle, but the driver refused to pull over. The Officer then pursued the motorcycle northbound on Highway 96 until it reached the Weitchpec Bridge in Weitchpec. The driver of the motorcycle then lost control of the motorcycle and crashed on Highway 96 just north of the Highway 169 intersection.

The driver of the motorcycle later identified as [REDACTED] then immediately started firing multiple gunshots at the officer. Some of the bullets fired by [REDACTED] struck the officers patrol vehicle. The officer then fired gunshots towards [REDACTED] with his duty weapon in self-defense of his life. [REDACTED] was struck by rounds fired by the Tribal Police Officer and was later pronounced deceased at the scene by medical personnel. The Tribal Officer was not injured in the exchange of gunshots.

Humboldt County Critical Incident Response Team (CIRT) was activated and responded to the scene investigate the officer involved shooting. Members of the CIRT who responded included the Humboldt County Sheriff's Office, Humboldt County District Attorney's Office, Humboldt State University Police Department, Eureka Police Department and the Fortuna Police Department.

The Tribal Police Department Officer has been placed on paid Administrative leave until CIRT completes their investigation. An autopsy has been scheduled for [REDACTED] on Friday, September 18, 2015 in Eureka.

Anyone with information for the Sheriff's Office regarding this case or related criminal activity is encouraged to call the Sheriff's Office at 707-445-7251 or the Sheriff's Office Crime Tip line at 707-268-2539.

Mike Downey, Sheriff

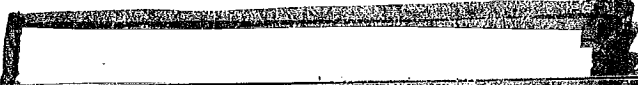


SHERIFF'S OFFICE
COUNTY OF HUMBOLDT

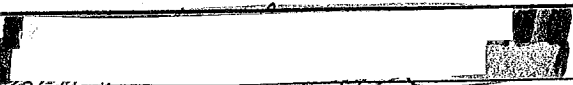
826 Fourth Street
Eureka, California 95501 Phone (707) 445-7251

Photo Line-Up Admonition

I am about to show you a group of photographs to see if you can make an identification of the person who committed the crime now being investigated. This group of photographs may or may not include a photograph of the person who committed the crime. **YOU SHOULD ONLY MAKE IDENTIFICATION IF YOU CAN DO SO. YOU ARE NOT OBLIGATED TO IDENTIFY ANYONE.** You may not talk to anyone while viewing the photographs. The photographs you are viewing may or may not depict the hairstyle or facial hair similar to that of the person who committed the crime, since hairstyles, beards, and mustaches are easily changed. Note also that the photograph does not always depict the true complexion of a person – it may be darker or lighter than shown. Pay no attention to the numbers or markings appearing in any particular photograph. Please remember that it is just as important to free innocent persons from suspicion as to identify guilty persons. Please do not discuss with any other witnesses whether or not you have selected a photograph during this showing.

WITNESS NAME (Print): 

WITNESS' VERBAL COMMENTS: 

WITNESS SIGNATURE: 

ADVISING OFFICER: J. Turner

DATE: 9/16/15 TIME: 1100

AGENCY: HCSO *CASE#: 201504269 *DOCKET# _____

*SUSPECT: 

**Fill out after witness has completed this form and outside of presence of witness.*

Garberville Station 648 Locust Street Garberville, CA 95542 707-923-2761 707-923-2914 (FAX)	Hoopla Station PO Box 1247 Hoopla, CA 95546 530-625-4231 530-625-4904 (FAX)	McKinleyville Station 1608 Pickett Road McKinleyville, CA 95519 707-839-3857 707-839-5709 (FAX)
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HUMBOLDT STATE UNIVERSITY POLICE DEPT

1 HARPST ST SBSB 101 ARCATA, CA 95521 707-826-5555
INCIDENT REPORT

Case
0915-0259

Offenses ASSISTO	Description Outside Agency Assist	Fel/Misd	Date Occurred 09/04/15-09/04/15	Time Occurred 2300 - 2300	Incident # 1509040032	
			Date Reported 09/04/2015	Time Reported 2234		
			Related Cases			
			Date Printed 09/08/2015	Time Printed 14:42:18	Printed By E0011	
			Latitude 0.000000	Longitude 0.000000		

Location Humboldt County, 40 Humboldt Ave, Arcata, CA 95521		Beat	Area	Disposition Information Only	Dispo Date 09/04/2015
Location Type	Location of Entry	Method of Entry	Point of Entry	Alarm System	Means of Attack (Robbery)

Reporting Party Humboldt County Sheriff		Drivers License	Cell Phone	Email			
Residence Address [REDACTED]		Notified of Victim Rights	Residence Phone [REDACTED]	DOB	Age	Sex	Race
Business Name and Address		Business Phone		Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition			Transporting Agency	Means of Attack (Assaults)			
Description of Injuries			Other Information				

Name		Drivers License	Cell Phone	Email			
Residence Address		Residence Phone		DOB	Age	Sex	Race
Business Name and Address		Business Phone		Height	Wt	Hair	Eyes

Suspect Name		Action Taken	Charges			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Identifying Features		Cell Phone	Drivers License	Arrest Number		

CONTROLLED DOCUMENT
DUPLICATION OR REISSUANCE
CONTROLLED BY LAW

Released to HCSO
 By [Signature] Vehicle Make and Model 9/8/15
 Page 1 of 15
 Humboldt State University
 Department of Public Safety/Police

Status	By <u>[Signature]</u>	Vehicle Make and Model <u>9/8/15</u>	License/State	Vehicle Type
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Prepared By E0035 - Mendonca, Zan <u>[Signature]</u>	Date 09/05/2015	Assisted By	Approved By E0039 - Hansen, Melissa	Date 09/08/2015
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Routed To	Date	Routed To	Date	Notes
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HUMBOLDT STATE UNIVERSITY POLICE DEPT

1 HARPST ST SBSB 101 ARCATA, CA 95521 707-826-5555

NARRATIVE

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0915-0259

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

SUMMARY

On 9/4/15 at approximately 2245 hrs, I was contacted by HSUPD Dispatcher GOMES and advised that I had been requested to respond as part of the Critical Incident Response Team (CIRT) to an officer involved shooting (OIS) that had occurred that evening (refer HCSO case # 201504289). The shooting involved a Hoopa Valley Tribal Police (HVTP) Officer and a civilian. I was requested by the Humboldt County Sheriff's Office (HCSO) and was to contact HCSO Evidence Technician, Jenifer BRAUD, for further information. Upon speaking with Ev. Tech. BRAUD, I learned that they were briefing at the HCSO so I responded there and arrived at approx. 2345 hrs.

The briefing occurred in an HCSO conference room with representatives from various departments and agencies present. HCSO Detective Todd FULTON was the lead investigator for this case. He advised that the Department of Justice (DOJ) criminalists had declined to respond to process the scene due to staffing issues. Typically, any OIS scenes are processed by DOJ as part of the CIRT response.

I was assigned to work specifically with District Attorney Investigator, Martin MORRIS and HCSO Ev. Tech BRAUD on the processing of the OIS scene near Weitchpec, CA.

We left HCSO for the scene at 2400 hrs. I rode with Ev. Tech. BRAUD in the HCSO crime scene vehicle. We followed DA Inv. MORRIS to the scene as he is familiar with the area. We arrived at the scene at approximately 0135 hrs.

Upon arrival, there were multiple law enforcement vehicles blocking the roadway to the scene and the HCSO Incident Command vehicle was present. The scene was secured with barrier tape on both sides of the roadway, enclosing the scene. The Klamath River was to the south of the roadway and a steep slope was to the north, effectively blocking access to the scene. There was a law enforcement vehicle at the northeast limit to the scene marked with tape which appeared to be staffed by a CHP unit. HCSO Deputy LAMB was present at the southwest scene border and was controlling access to the scene and logging entries on a scene entry log. HCSO Deputy Sam WILLIAMS conducted a briefing at scene.

It was determined that HCSO Ev. Tech. BRAUD would take all scene photographs and collect all evidence to be collected at scene. I was responsible for constructing scene diagrams, taking measurements, witness evidence collection and creating the list of evidence taken by HCSO Ev. Tech. BRAUD.

TIMELINE

09/04/15

2345 hrs: I arrive at HCSO for briefing

2400 hrs: Myself and HCSO Ev. Tech BRAUD clear HCSO for scene

09/05/15

0135 hrs: Myself and HCSO Ev. Tech BRAUD arrive at scene

0433 hrs: HCSO Dep. Coroner ENRIGHT arrives on scene

Prepared By:

E0035 MENDONCA, ZAN

Date:

09/08/2015

Approved By:

E0039 HANSEN, MELISSA

Date:

09/08/2015



HUMBOLDT STATE UNIVERSITY POLICE DEPT

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NARRATIVE

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0610 hrs: Dep. Coroner ENRIGHT clear scene

0615 hrs: Myself and HCSO Ev. Tech BRAUD clear scene

0735 hrs: Myself and HCSO Ev. Tech BRAUD out HCSO

SCENE

Location:

The scene of the OIS was located in northeastern Humboldt County on Highway 96, in the town of Weitchpec and just northeast of the bridge over the confluence of the Klamath and Trinity Rivers. Latitude/longitude for the scene was 41° 11' 13" N 123° 42' 16" W. It should be noted that latitude/longitude was determined using an iPhone app that likely utilizes satellite technology to ascertain global positioning and may have an error rate associated with it. I later input the latitude/longitude coordinates into Google Earth to verify that the coordinates were accurate. An adjustment to 41° 11' 12" N 123° 42' 15" W seems a more accurate approximation of the scene location. Refer to scene photo diagrams for locations.

The scene encompassed the roadway on Highway 96 and the shoulder north of the same road.

ELEMENTS OF SCENE DESCRIPTION

Environmental Info:

Weather: Cool, 46°F (at 0530 hrs at scene), clear with a visible partial moon (approx. half-moon), no moisture.

Topography & Vegetation: Elevation of 310 ft. (approximate). Generally flat roadway and shoulder of road. Shoulder of roadway was vegetated with grasses, herbaceous plants, shrubs and small trees. There were no topographic or vegetative impediments between the location of the deceased (S) and (Veh 2).

SCENE PROCESSING

HCSO Ev. Tech. BRAUD took all scene photographs and collected all physical evidence to be collected at scene. I was responsible for constructing scene diagrams, taking measurements, witnessing evidence collection and creating the list of evidence taken by HCSO Ev. Tech. BRAUD.

Upon arrival at scene, it was evident that various items of evidence had already been marked on the roadway. We were advised that HCSO Dep. COMER had marked the locations of various casings with orange marking paint. Some of the evidence items collected had orange paint over spray on them likely from this.

An initial scene walk through was conducted by myself, HCSO Ev. Tech BRAUD and DA Investigator MORRIS.

HCSO Ev. Tech BRAUD and I both searched the scene for evidence.

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

Prepared By:

E0035 MENDONCA, ZAN *ZM*

Date:

09/08/2015

Approved By:

E0039 HANSEN, MELISSA

Date:

09/08/2015



HUMBOLDT STATE UNIVERSITY POLICE DEPT

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DUPLICATION OR REISSUANCE CONTROLLED BY LAW

The body of the deceased (S) was photographed by HCSO Ev. Tech. BRAUD, but was untouched by myself or BRAUD until Dep. Coroner ENRIGHT arrived.

HCSO Det. FULTON assisted me with shooting some compass bearings to various evidence items.

DECEASED (S)

The deceased (S) was laying supine next to (Veh 1). As evidence of EMS treatment was found at the scene, it seems likely the deceased (S) may have been moved from his original position by EMS personnel to render aid. He appeared to be an I or WMA, 20's, brown hair, med build. He was wearing a red/black/white motorcycle helmet with his face uncovered by a visor. He was wearing a black and gray jacket that appeared to be a motorcycle jacket, dark blue jeans, a red hooded sweatshirt underneath the outermost jacket and a gray shirt underneath the sweatshirt. His lower abdomen was exposed showing what appeared to be two EMS defibrillator pads attached to his torso. He had two backpacks still on his back: one grey and the other camo/brown/tan. He was wearing a black belt with a folding knife clipped to the right, front side of it. He was wearing camo green with orange "Lebron" high top shoes. There was a substantial amount of blood present on his lower face area but the head was covered with the helmet so I could not see the actual injury. There was blood pooling on the ground underneath the head area of the deceased (S). There was what appeared to be blood spatter on the hands of the deceased (S), as well as what appeared to be blood on both thighs of the pants just above the knees. Due to the light conditions at the scene and dark colored clothing worn by the deceased, I did not see other areas of trauma or blood.

Once Dep. Coroner ENRIGHT arrived, he exposed a tattoo on the lower abdomen right above the belt line that read, [redacted] black script. He also unzipped the outer jacket, exposing a tan leather shoulder holster (empty) and a magazine holder with a magazine in it. I was not able to see the entire holster so I do not know if there was anything else attached to it. Deputy Coroner ENRIGHT located what appeared to be a registration for (Veh 1) and multiple credit cards with various owner's names on them in an interior zipped pocket of the outer jacket.

Deputy Coroner ENRIGHT collected the deceased (S)'s body as it lay, with helmet, clothing and backpacks intact, and removed it from the scene for transport.

VEHICLES

Inside the taped off scene were (4) vehicles:

(Veh 1) Motorcycle, red, Honda [redacted] associated with deceased (S).

(Veh 2) Marked HVTP Unit, blue/gold, Ford F-150 truck, 4 door [redacted] canopy, associated with Hoopa Valley Tribal Police Ofc Seth RUIZ.

(Veh 3) Unmarked, silver Ford F-150 [redacted] no canopy, associated with HVTP Acting Chief GUYER.

(Veh 4) Marked HCSO unit, blk/whi, Ford Explorer [redacted] associated with HCSO Deputy COMER.

Prepared By: E0035 MENDONCA, ZAN

Date: 09/08/2015

Approved By: E0039 HANSEN, MELISSA

Date: 09/08/2015



HUMBOLDT STATE UNIVERSITY POLICE DEPT

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0915-0259

DUPLICATION OR REISSUANCE CONTROLLED BY LAW

(VEH 1):

Evidence item #14. Was laying on the left side (driver perspective), the front of the motorcycle was facing approx. 60°. The vehicle was not running. Keys were in the ignition.

The deceased (S) (evidence #17) was laying parallel to the downed motorcycle immediately to the north of it. (Veh 1) appeared to have scrape marks on the body of the bike and a broken windshield with pieces on the ground below it, indicating that it had crashed in that location. There was what appeared to be blood spatter on the right fairing towards the front. The spatter appeared consistent with approximately 90° drops in this area. There was also apparent blood and biological material on the steering area of the motorcycle. There was apparent blood spatter on the top portion of the left fairing that showed some directional spatter towards the left outside portion of the motorcycle. Per HCSO Investigator FULTON, the motorcycle was to be towed and processed by HCSO at a later time. Please refer to HCSO Ev. Tech. BRAUD's photos from scene.

A Ruger P85 handgun (#22) was resting on the right (driver's perspective) part of the handlebar assembly. The slide was locked back and a magazine was inserted into the magazine well.

(VEH 2)

Evidence item #21. The marked HVTP truck was facing a northeast direction and was parked in the oncoming lane of Highway 96 approximately 18' from the deceased (S) body. The truck was still running when we arrived at scene. The driver's side front door was ajar. All other doors were closed when we arrived. There were what appeared to be at least ten bullet holes in the open driver's side door, two of which went through the rolled up window of the door. The impact of the bullet holes in the door indicated a direction of bullet travel from the outside towards the inside of the door. There were what appeared to be bullet swipes and fragments on the interior of the vehicle, specifically in the driver's seat area of the truck. There were what appeared to be multiple lodged bullets that had almost but not quite penetrated the plastic molding on the inside of the driver's side door.

Evidence collected from the interior of the truck at the scene were items we felt might be repositioned/lost in the process of towing and storing the vehicle. Refer to evidence list for items taken from (Veh 2) at scene. Per HCSO Investigator FULTON, (Veh 2) was to be towed and more fully processed by HCSO at a later time.

The bullet holes in the driver's side door window indicated a direction of travel from the outside to the inside of the vehicle. This was determined by viewing the bevel immediately surrounding the bullet holes. The beveled edge was on the inside of the window.

There was a handheld police radio resting on the right, rear bumper of the vehicle. It was a Motorola HT 1250 (evidence item # 20), on and set to HCSO Channel 1A with 1 bar on the battery display (display of channel and battery indicators on display viewed by Ev. Tech BRAUD and noted by myself).

There was what appeared to be a bullet hole in the rear, top left corner of the tailgate of the truck (tailgate was up) that was not through and through. The bullet hole indicated a direction of bullet travel originating behind

Prepared By: E0035 MENDONCA, ZAN

Date: 09/08/2015

Approved By: E0039 HANSEN, MELISSA

Date: 09/08/2015



HUMBOLDT STATE UNIVERSITY POLICE DEPT

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the truck. I located a bullet fragment (item #30) in the small space between the tailgate and left rear side panel. HCSO Detective FULTON retrieved a cell phone at scene from (Veh 2) to be released to Ofc RUIZ.

(VEH 3)

An unmarked, silver Ford F-150 [redacted] associated with HVTP Acting Chief GUYER. Located in the south lane of Highway 96 facing a northeasterly direction. Vehicle was not running when we arrived. HCSO Ev. Tech. BRAUD photographed the truck and determined there was no associated evidence in it. It was to be released back to Acting Chief GUYER by HCSO Det. FULTON. While at the scene, HCSO Det. FULTON retrieved keys from the vehicle to be returned to Acting Chief GUYER.

(VEH 4)

A marked HCSO unit, blk/whi, Ford Explorer [redacted] associated with HCSO Deputy COMER. The vehicle was running when we arrived on scene. The vehicle was parked southwest of all other vehicles in the scene. The vehicle was released by HCSO Det. FULTON back to HCSO Dep. COMER at the scene.

EVIDENCE

All evidence collected at scene by HCSO Ev. Tech. BRAUD and witnessed by myself. I created an evidence log of items collected. Refer to evidence diagram for relative positioning at scene.

- 1) Casing: S&W 40 cal Win (on roadway)
- 2) Casing: S&W 40 cal Win (on roadway)
- 3) Casing: S&W 40 cal Win (on roadway)
- 4) Casing: S&W 40 cal Win (on roadway)
- 5) Casing: S&W 40 cal Win (on roadway)
- 6) Casing: S&W 40 cal Win (on roadway)
- 7) Casing: S&W 40 cal Win (on roadway)
- 8) Casing: S&W 40 cal Win (on roadway)
- 9) Casing: S&W 40 cal Win (on roadway)
- 10) Casing: S&W 40 cal Win (on roadway)
- 11) Bullet fragment (on roadway)

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Date:
09/08/2015

Approved By:
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Date:
09/08/2015

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- 12) Casing: S&W 40 cal Federal (on roadway)
- 13) Bullet fragment. (Under Veh 2)
- 14) (Veh 1): Motorcycle, Honda, red [redacted] (Associated with deceased (S)).
- 15) Casing: PMC 9mm Luger; (south side of motorcycle)
- 16) Casing: PMC 9mm Luger: (near deceased (S) head)
- 17) Deceased (S) (on shoulder north of roadway)
- 18) Casing: PMC 9mm Luger: (near deceased (S) head)
- 19) Casing: PMC 9mm Luger: (near deceased (S) head)
- 20) Radio: Motorola HT1250, black, on HCSO 1A channel, 1 bar on battery, S/N [redacted] (on passenger side rear bumper of (Veh 2))
- 21) (Veh 2): HVTP marked unit, Ford F-150 truck, blue with gold, 4-door, no canopy [redacted] (Associated with HVTP Ofc. RUIZ)
- 22) Handgun: Sturm, Ruger, Ruger P85, silver with black plastic grip, S/N [redacted] (associated with deceased (S). Located on handlebar area of (Veh 1)).
- 23) Bullet fragment: (near driver's side door of (Veh 2))
- 24) Bullet fragment: (near driver's side door of (Veh 2))
- 25) Bullet fragment: (located in (Veh 2), rear passenger side, door frame on floor)
- 26) Bullet fragment: (located in (Veh 2), front seat, passenger side)
- 27) Bullet fragment: (located in (Veh 2), front passenger side floor board)
- 28) Bullet fragment: (located in (Veh 2), front driver's side, door frame floor)
- 29) Bullet fragment: (located in (Veh 2), driver's seat)
- 30) Bullet fragment: (located in (veh 2), driver's side, tailgate ledge)
- 31) Casing: PMC 9mm Luger: (located immediately under deceased (S). Located after Dep. Coroner moved body)
- 32) Casing: PMC 9mm Luger: (located immediately under deceased (S). Located after Dep. Coroner moved body)

Evidence Disposition:

Collected at scene and secured at HCSO evidence processing area by HCSO Ev. Tech. BRAUD: #1,2 ,3 4, 5, 6, 7, 8,

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9,10, 11, 12, 13, 15, 16, 18, 19, 20, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32.

Towed from scene by HCSO to be processed at a later time: #14 and 21

Removed from scene by HCSO Dep. Coroner ENRIGHT: #17 (with backpacks and all clothing and helmet)

Evidence Totals:

Casing: S&W 40 cal Win. Quantity: 10

Casing: S&W 40 cal Federal. Quantity: 1

Casing: PMC 9mm Luger. Quantity: 6

Measurement Table for evidence items using guardrail post as measurement anchor point. Refer to satellite image with notations and hand drawn diagram for visual representation.

#	Description	Dist.	Ht.	Bearing °MN
1	Guard post (GP) to casing: S&W 40 cal Win	16'7"	0	290°
2	GP to casing: S&W 40 cal Win	18'6"	0	340°
3	GP to casing: S&W 40 cal Win	25'11"	0	350°
4	GP to casing: S&W 40 cal Win	21'8"	0	2°
5	GP to casing: S&W 40 cal Win	17'3"	0	14°
6	GP to casing: S&W 40 cal Win	20'2"	0	18°
7	GP to casing: S&W 40 cal Win	18'11"	0	20°
8	GP to casing: S&W 40 cal Win	28'11"	0	10°
9	GP to casing: S&W 40 cal Win	26'2"	0	352°
10	GP to casing: S&W 40 cal Win	35'11"	0	1°
11	GP to bullet fragment	51'4"	0	2°
12	GP to casing: S&W 40 cal Federal	23'3"	0	9°
13	GP to bullet fragment	36'3"	0	3°
14	GP to motorcycle	62'2"	0	3°
15	GP to casing	60'5"	0	3°
16	GP to casing	63'10"	0	2°
17	GP to deceased (S)	67'0"	0	3°
18	GP to casing	63'10"	0	2°
19	GP to casing	63'10"	0	2°
20	GP to handheld police radio	32'7"	2'5"	1°
21	GP to (Veh1) (to approx. center of veh.)	36'3"	0	3°
22	GP to Handgun	66'2"	0	3°
23	GP to bullet fragment	44'4"	0	3°

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24	GP to bullet fragment	44'4"	0	3°
25	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	1'10"	--
26	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	3'0"	--
27	GP to bullet fragment (measured to approx.. center of (Veh 2)	36'3"	1'10"	--
28	GP to bullet fragment	44'2"	1'10"	--
29	GP to bullet fragment	43'6"	3'0"	--
30	GP to bullet fragment	35'11"	4'7"	1°
31	GP to casing	67'0"	0	3°
32	GP to casing	67'0"	0	3°

*NOTE: All bearings were made using a handheld magnetic compass that did not appear to have the magnetic declination preset. All bearings listed should be read as non-declinated magnetic north (MN) values. Measurements were made with a Bosch DLR130, handheld laser distance measuring unit and are approximate.

Measurement table using deceased (S) as measurement reference point.

#	Description	Dist.	Bearing ° MN
17 to 21	Deceased (S) to (Veh 2) open driver's side door with bullet holes	18'11"	169°
17 to 21	Deceased (S) to (Veh 2) driver's side rear corner	29'11"	130°
22 to 17	(S) Handgun to (Veh 2) open driver's side door	19'2"	169°
17 to 21	Deceased (S) (Veh 2) front driver's side corner	20'1"	174°

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SUPPLEMENT 1

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9/17/15

On 9/17/15, I received a call from HCSO Detective FULTON. He requested I be present when he, HCSO Evidence Tech Andy CAMPBELL and HCSO Detective Sgt. Diana FREESE, processed the Hoopa Valley Tribal Police (HVTP) unit and motorcycle towed from the earlier scene on Highway 96.

I met them at Humboldt Towing, 101 H St, Eureka, Ca. at approximately 1000 hrs. The HVTP marked truck and the motorcycle associated with the (S) were in the enclosed bay of the storage garage.

My role was primarily to witness the processing and collection of evidence. HCSO Ev. Tech. CAMPBELL photo documented the vehicles. He placed trajectory rods in the bullet holes on the exterior of the HVTP truck. Det. Sgt. FREESE assisted him with distance and angle measurements for the bullet holes.

The driver's side front door was removed by employees of Humboldt Towing. The door was secured by HCSO Ev. Tech. CAMPBELL. It was to be processed at a later time at HCSO.

The inside of the HVTP truck was examined. Various bullet fragments were collected by Ev. Tech. CAMPBELL. (2) intact bullets were recovered from the driver's side front seat back cushion. Refer to Ev. Tech. CAMPBELL's report for specific information.

The motorcycle was photo documented. A Hemastix test for the presence of blood was done on spatter stains on the right lower fairing (driver's perspective) by Det. Sgt. FREESE and Ev. Tech. CAMPBELL. It tested negative for blood.

I cleared the scene at approximately 1215 hrs.

9/21/15

On 9/21/15 at approximately 1000 hrs, I met HCSO Ev.Tech. CAMPBELL at HCSO. He had called earlier in the day requesting I be present for the processing of the driver's side front door of the HVTP unit.

HCSO Ev. Tech Jenifer BRAUD was present at the beginning of the processing of the door and left during to complete reports.

The HVTP driver's side door with bullet holes was located in the evidence processing room of the HCSO. The door appeared to be as it was when removed from the vehicle at Humboldt Towing. The interior plastic door panel assembly was intact and appeared undisturbed.

HCSO Ev. Tech. CAMPBELL and I removed the plastic door panel from the interior of the door. Care was taken to ensure that items were not lost from inside the door. There was a large quantity of broken safety glass pieces inside the hollowed out portion of the door. We removed a flexible plastic cover from between the hard plastic interior panel and the metal of the door itself. The panel was stuck on with a

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09/17/2015

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sticky adhesive around it's perimeter.

Ev. Tech. CAMPBELL and I located the apparent bullet holes from the outside of the door and marked them with either a green or yellow Post-it tab. The green tab indicated a bullet hole that appeared to perforate the door (travel through the exterior and interior of the door). The yellow tabs marked apparent bullet holes that penetrated the exterior of the door but did not travel through the inside of the door. (5) bullet holes appeared to perforate the door and (3) penetrated the exterior only. Refer to Ev. Tech CAMPBELL's photos for documentation. Ev. Tech. CAMPBELL previously had numbered the exterior bullet holes on the metal part of the door from 1-8. We aligned interior evidence of holes and impacts for those exterior holes and labeled them with corresponding numbers on the inside. Bullet holes #2, 4 5, 6 and 7 perforated the door entirely. Bullets and/or fragments from these bullets likely ended up in the interior of the HVTP unit. Please refer to previous reports of bullets and fragments found in the truck and it's immediate area. Bullet holes #1, 3 and 8 penetrated the exterior of the door but did not perforate the plastic hard door panel on the inside. This gave us an indication that there were likely (3) bullets/fragments lodged somewhere inside the door itself.

Once the hard and soft plastic panels were removed and some of the broken glass cleared away, we found (2) fairly intact bullets. We also found (2) pieces of copper jacketing and what appeared to be a partial slug part of a bullet. There were also (2) pieces of what could possibly be a bullet fragment collected.

All physical evidence was photographed and collected by Ev. Tech. CAMPBELL and retained at HCSO.

I cleared HCSO at approximately 1135 hrs.

Typed by: zm