HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

INFORMATION BULLETIN

	SUBJECT	
	Officer Involved Shooting (CHP)	
	DATE: 09-26-88	PREPARED BY: Det. F. Vulich

On 09-25-88 members of the California Highway Patrol were involved in a shooting were the [redacted] was pronounced dead at the Memorial Hospital in Fortuna. The incident occurred on Highway 101 just north of Alton.

The incident started when the [redacted] had reportedly fired shots in Willits, and had fled north on Highway 101 in a white van. CHP Officers later observed the van and attempted to effect a vehicle stop. The [redacted] refused to stop and the CHP continued it's pursuit. Other CHP units joined in, and a "spike-strip" was deployed just north of the Van Duzen Bridge on Highway 101.

The [redacted] vehicle drove over the "spike-strip", the tires were punctured, and the [redacted] vehicle crossed over into the southbound lanes where it came to a halt. The CHP requested the [redacted] to exit his vehicle, which he refused to do. The [redacted] then proceeded to fire at the officers, who continued their verbal attempts to have the [redacted] surrender. The [redacted] again fired at the CHP officers, who returned fire and the [redacted] was hit. The wounded [redacted] was removed from his vehicle, administered emergency medical care, and was taken by ambulance to Redwood Memorial Hospital in Fortuna where he was pronounced dead.

The Humboldt County Sheriff's Department is investigating the incident, assisted by the Humboldt County District Attorney's Office and the California Department of Justice criminalists. The Fortuna Police Department also assisted at the scene of the shooting. The investigation is gathering information about the deceased [redacted] to attempt to ascertain his identity. Once a positive identification is made and notification made to his next-of-kin, his identity will be released to the public.

At this time no further information will be furnished.

FV:rmh

Copy to: Sheriff's Secretary

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

INFORMATION BULLETIN

	SUBJECT	
	CHP Shooting Incident	
	DATE: 09-27-88	PREPARED BY: Detective F. Vulich

The identity of the [redacted] shot by the California Highway Patrol on September 25, 1988, on Highway 101, has been determined.

Relatives have possitively identified the subject to be: [redacted] age 36, of the Newport Beach, California area.

Relatives have informed investigators that [redacted] had a form of [redacted] and that he may not have been taking his prescribed medication.

On 09-26-88, an autopsy was completed by the Humboldt County Corner on [redacted] and the cause of death was determined to be multiple gun shot wounds.

The investigation in continuing and any further information regarding this investigation will be made by the Sheriff's Department.

FV: [redacted]

Copy to: Sheriff's Secretary

(HCSD 0072.1 5-73)

SHERIFF'S DEPARTMENT
HUMBOLDT COUNTY
-1200-

1 PAGE	2 CASE NUMBER
01	88-5881

☐ ADULT ARREST ☐ JUVENILE ARREST ☐ DOMESTIC VIOLENCE

OCCURRENCE

3 CODE SECTION	4 TITLE	5 CLASSIFICATION	6 ☐ FELONY ☐ MISDEMEANOR ☐ INCIDENT	7 REPORT AREA
196 P.C.	Justifiable Homicide	Public Officers		22

8 DATE & TIME OCCURRED — DAY	9 DATE & TIME REPORTED	10 LOCATION OF OCCURRENCE
9-25-88, SUN, 1230 hrs	9-25-88 1230 hrs.	¼ mile So./Drake Hill Road; HWY 101, Fortuna, CA

[redacted]

11 [redacted] — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					12 RESIDENCE ADDRESS	13 RESIDENCE PHONE
VOLLMER, Allen Richard					----- I.D.# 6192	-----
14 OCCUPATION	15 RACE	16 SEX	17 AGE	18 DATE OF BIRTH	19 BUSINESS / OTHER ADDRESS	20 OTHER PHONE
CHP officer					Arcata, CA.	822-5981
21 [redacted] VEHICLE COLOR	22 YEAR	23 MAKE			24 MODEL / 25 BODY STYLE	27 STATE
CHP-white/blk	87	Ford			Mustang / 2 door [redacted]	CA-Exempt
COMPLETE IF PERSONAL INJURY OR RAPE	28 WHERE HOSPITALIZED	29 DATE / TIME			30 DOCTOR / 31 NATURE OF INJURY	32 MEDICAL RELEASE ☐ YES ☐ NO

CODES: V = [redacted] W = WITNESS R = REPORTING PERSON

☐ ADDITIONAL PERSONS INVOLVED

OTHERS INVOLVED

33 [redacted] CODE	34 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)				35 RESIDENCE ADDRESS	36 RESIDENCE PHONE
W	JIMENEZ, Robert				----- I.D.# 9288	----
37 OCCUPATION	38 RACE	39 SEX	40 AGE	41 DATE OF BIRTH	42 BUSINESS / OTHER ADDRESS	43 OTHER PHONE
CHP officer					#19	#20
44 [redacted] CODE	45 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)				46 RESIDENCE ADDRESS	47 RESIDENCE PHONE
W	SANDERS, Timothy				-------- I.D.# 9560	-----
48 OCCUPATION	49 RACE	50 SEX	51 AGE	52 DATE OF BIRTH	53 BUSINESS / OTHER ADDRESS	54 OTHER PHONE
chp officer					Redway, CA.	923-2155
55 [redacted] CODE	56 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)				57 RESIDENCE ADDRESS	58 RESIDENCE PHONE
W	STRONG, James				-------- I.D.# 5332	----
59 OCCUPATION	60 RACE	61 SEX	62 AGE	63 DATE OF BIRTH	64 BUSINESS / OTHER ADDRESS	65 OTHER PHONE
CHP officer					Redway, CA.	923-2155

☐ ADDITIONAL [redacted]

SUSPECTS

[redacted]	67 AKA [redacted]	68 RACE	69 SEX	70 AGE	71 DATE OF BIRTH	72 HT.	73 WT.	74 HAIR	75 EYES
		W	M	36	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

76 [redacted] ADDRESS	78 PLACE OF BIRTH	79 CITE #	80 ARREST #	81 MIRANDA
[redacted] Fremont; Newport Beach, CA. [redacted]	----	---	---	a-YES X b-NO
82 BUSINESS / OTHER ADDRESS	83 DRIVER'S LICENSE STATE	84 SAME AS #		WAIVE MIRANDA c-YES X d-NO

85 [redacted] (LAST, FIRST, MIDDLE)	86 AKA	87 RACE	88 SEX	89 AGE	90 DATE OF BIRTH	91 HT.	92 WT.	93 HAIR	94 EYES

95 [redacted] ADDRESS	96 PHONE	97 PLACE OF BIRTH	98 CITE #	99 ARREST #	100 MIRANDA
					a-YES b-NO
101 BUSINESS / OTHER ADDRESS	102 DRIVER'S LICENSE STATE	103 SAME AS #			WAIVE MIRANDA c-YES d-NO

104 FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH [redacted] JEWELRY, SCARS, MANNERISMS, WEAPONS, ETC.)

on 9-25-88 at about 1100 hrs., [redacted] involved in discharging his rifle in Willits, CA.

BOLO issued for stop and F.I. CHP officers attempted a high risk vehicle stop and [redacted] shoots at CHP officers who returned fire killing [redacted]

[redacted]	106 [redacted] YEAR	107 MAKE	108 MODEL	109 BODY STYLE	111 STATE
[redacted]		Plymouth	Stwg/Van	Van	CA.

112 ADDITIONAL VEHICLE IDENTIFIERS (DAMAGE, CHROME WHEELS, VINYL, ETC.)	113 TOWED TO	114 HOLD	115 HOLD FOR WHOM
	courthouse basement-- Pacific Towing	X YES ☐ NO	District Attorney Humboldt County

SUMMARY

116 LOG ENTRY / SUMMARY (THREE OR FOUR SENTENCES BRIEFLY OUTLINING WHAT OCCURRED AND ESTABLISHING THE ELEMENTS)

See #104 above for details

ADMIN.

118 OFFICER(S) REPORTING	I.D. NUMBER	DATE OF REPORT	120 SUPERVISOR REVIEW	DATE	121 OTHER RELATED REPORTS
Frank Vulich	0088	10-3-88			

122 COPIES TO: ☐ CII ☐ INVEST ☐ PATROL FV DISTRICT ATTORNEY ☐ PROBATION ☐ C.P.S. FV OTHER CHP; Arcata Office

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

- 1200 -

501 PAGE	502 CASE NUMBER
01	88-5881

CODES: V = VICTIM W = WITNESS R = REPORTING PERSON

☒ ADDITIONAL PERSONS INVOLVED

VICTIMS / WITNESSES

503 CODE	504 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	505 RESIDENCE ADDRESS	506 RESIDENCE PHONE
[redacted] W	WILLIAMS, Clifford Irving	------ I.D.# 3291	----
507 OCCUPATION	508 RACE / 509 SEX / 510 AGE / 511 DATE OF BIRTH	512 BUSINESS / OTHER ADDRESS	513 OTHER PHONE
CHP officer-SGT.		Arcata, CA.	822-5981
514 CODE	515 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	516 RESIDENCE ADDRESS	517 RESIDENCE PHONE
W	MICHELETTI, Joseph Allen	------- I.D.# 11872	-----
518 OCCUPATION	519 RACE / 520 SEX / 521 AGE / 522 DATE OF BIRTH	523 BUSINESS / OTHER ADDRESS	524 OTHER PHONE
CHP officer		Redway, CA.	923-2155
525 CODE	526 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	527 RESIDENCE ADDRESS	528 RESIDENCE PHONE
W	MAYTON, Richard	-----	
529 OCCUPATION	530 RACE / 531 SEX / 532 AGE / 533 DATE OF BIRTH	534 BUSINESS / OTHER ADDRESS	535 OTHER PHONE
Deputy Sheriff		Humboldt County Sheriff's Dept	445-7505
536 CODE	537 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	538 RESIDENCE ADDRESS	539 RESIDENCE PHONE
W	CRADDOCK, Robert	--------	-----
540 OCCUPATION	541 RACE / 542 SEX / 543 AGE / 544 DATE OF BIRTH	545 BUSINESS / OTHER ADDRESS	546 OTHER PHONE
Deputy Sheriff		Humboldt Cou nty Sheriff's Dept	445-7505
547 CODE	548 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	549 RESIDENCE ADDRESS	550 RESIDENCE PHONE
W	KITNA, Kris	------	-----
551 OCCUPATION	552 RACE / 553 SEX / 554 AGE / 555 DATE OF BIRTH	556 BUSINESS / OTHER ADDRESS	557 OTHER PHONE
Police Officer		Fortuna Police Department	725-1611
558 CODE	559 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	560 RESIDENCE ADDRESS	561 RESIDENCE PHONE
W	METAXAS, S.	-------	------
562 OCCUPATION	563 RACE / 564 SEX / 565 AGE / 566 DATE OF BIRTH	567 BUSINESS / OTHER ADDRESS	568 OTHER PHONE
Police Officer		Fortuna Police Department	725-1611
569 CODE	570 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	571 RESIDENCE ADDRESS	[redacted]
W	[redacted] A.	Corona Del Mar, CA.	
573 OCCUPATION	574 RACE / 575 SEX / 576 AGE / 577 DATE OF BIRTH	578 BUSINESS / OTHER ADDRESS	579 OTHER PHONE
retired	w / m / 80s	N/A	
[redacted]		[redacted] Linda Isle; Newport Beach, [redacted]	
584 OCCUPATION	585 RACE / 586 SEX / 587 AGE	589 BUSINESS / OTHER ADDRESS	590 OTHER PHONE
Self	W / M / 63	Father of [redacted]	
591 CODE		[redacted] ADDRESS	
W	[redacted]	[redacted] Munevar Crt., Candiff By the sea 92007	[redacted]
595 OCCUPATION	596 RACE / 597 SEX / 598 AGE	600 BUSINESS / OTHER [redacted]	601 OTHER PHONE
Self	W / M / 33 [redacted]	Brother of [redacted]	
602 CODE	603 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	604 RESIDENCE ADDRESS	605 RESIDENCE PHONE
W	V E N T U R I,	------ see report	-----
606 OCCUPATION	607 RACE / 608 SEX / 609 AGE / 610 DATE OF BIRTH	611 BUSINESS / OTHER ADDRESS	612 OTHER PHONE
Police Officer		Willits Police Department	
613 CODE	[redacted] (FIRM, IF BUSINESS)	615 RESIDENCE ADDRESS	616 RESIDENCE PHONE
W	[redacted]	------- see report	------
617 [redacted]	618 RACE / 619 SEX / 620 AGE / 621 DATE OF BIRTH	622 BUSINESS / OTHER ADDRESS	623 OTHER PHONE
clerk		gasstation/market--Willits, CA.	
624 CODE	[redacted] IDDLE (FIRM, IF BUSINESS)	626 RESIDENCE ADDR[redacted]	627 RESIDENCE PHONE
W	[redacted]	------ see report	-----
628 OCCUPATION	629 RACE / 630 SEX / 631 AGE / 632 DATE OF BIRTH	633 BUSINESS / OTHER ADDRESS	634 OTHER PHONE
clerk		gas station/market--Willits, CA	

☐ ADDITIONAL [redacted]

SUSPECTS

635 SUSPECT #3 (LAST, FIRST, MIDDLE)	636 AKA	637 RACE	638 SEX	639 AGE	640 DATE OF BIRTH	641 HT.	642 WT.	643 HAIR	644 EYES

645 SUSPECT'S ADDRESS	646 PHONE	647 PLACE OF BIRTH	648 CITE #	649 ARREST #	650 MIRANDA ☐ a-YES ☐ b-NO
651 BUSINESS / OTHER ADDRESS	652 DRIVER'S LICENSE STATE		653 SAME AS #		WAIVE MIRANDA ☐ c-YES ☐ d-NO

654 SUSPECT #4 (LAST, FIRST, MIDDLE)	655 AKA	656 RACE	657 SEX	658 AGE	659 DATE OF BIRTH	660 HT.	661 WT.	662 HAIR	663 EYES

664 SUSPECT'S ADDRESS	665 PHONE	666 PLACE OF BIRTH	667 CITE #	668 ARREST #	669 MIRANDA ☐ a-YES ☐ b-NO
670 BUSINESS / OTHER ADDRESS	671 DRIVER'S LICENSE STATE		672 SAME AS #		WAIVE MIRANDA ☐ c-YES ☐ d-NO

673 FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, WEAPONS, ETC.)

HCSD 0631.4

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

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501 PAGE	502 CASE NUMBER
01	88-5881

CODES: V = VICTIM W = WITNESS R = REPORTING PERSON

☐ ADDITIONAL PERSONS INVOLVED

VICTIMS / WITNESSES

503 CODE: W	504 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS): CROSSWHITE, R					505 RESIDENCE ADDRESS: see report-transcription				506 RESIDENCE PHONE	
507 OCCUPATION	508 RACE	509 SEX	510 AGE	511 DATE OF BIRTH		512 BUSINESS / OTHER ADDRESS				513 OTHER PHONE	
514 CODE: W	515 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS): PHILLIPS, L					516 RESIDENCE ADDRESS: see report-transcription				517 RESIDENCE PHONE	
518 OCCUPATION	519 RACE	520 SEX	521 AGE	522 DATE OF BIRTH		523 BUSINESS / OTHER ADDRESS				524 OTHER PHONE	
525 CODE: WS	[redacted]					527 RESIDENCE ADDRESS: see report-transcription				528 RESIDENCE PHONE	
529 OCCUPATION	530 RACE	531 SEX	532 AGE	533 DATE OF BIRTH		534 BUSINESS / OTHER ADDRESS				535 OTHER PHONE	
536 CODE: W	537 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS): KELLERHALL, Chris					538 RESIDENCE ADDRESS: see report-transcription				539 RESIDENCE PHONE	
540 OCCUPATION	541 RACE	542 SEX	543 AGE	544 DATE OF BIRTH		545 BUSINESS / OTHER ADDRESS				546 OTHER PHONE	
547 CODE: W[redacted]	[redacted]					549 RESIDENCE ADDRESS: see report-transcription				550 RESIDENCE PHONE	
551 OCCUPATION	552 RACE	553 SEX	554 AGE	555 DATE OF BIRTH		556 BUSINESS / OTHER ADDRESS				557 OTHER PHONE	
558 CODE: W	[redacted] DLE (FIRM, IF BUSINESS)					560 RESIDENCE ADDRESS: see report-transcription				561 RESIDENCE PHONE	
562 OCCUPATION	563 RACE	564 SEX	565 AGE	566 DATE OF BIRTH		567 BUSINESS / OTHER ADDRESS				568 OTHER PHONE	
569 CODE: W	570 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS): SHAMBLIN, Wes					571 RESIDENCE ADDRESS: see report-Transcription				572 RESIDENCE PHONE	
573 OCCUPATION	574 RACE	575 SEX	576 AGE	577 DATE OF BIRTH		578 BUSINESS / OTHER ADDRESS				579 OTHER PHONE	
580 CODE	581 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					582 RESIDENCE ADDRESS				583 RESIDENCE PHONE	
584 OCCUPATION	585 RACE	586 SEX	587 AGE	588 DATE OF BIRTH		589 BUSINESS / OTHER ADDRESS				590 OTHER PHONE	
591 CODE	592 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					593 RESIDENCE ADDRESS				594 RESIDENCE PHONE	
595 OCCUPATION	596 RACE	597 SEX	598 AGE	599 DATE OF BIRTH		600 BUSINESS / OTHER ADDRESS				601 OTHER PHONE	
602 CODE	603 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					604 RESIDENCE ADDRESS				605 RESIDENCE PHONE	
606 OCCUPATION	607 RACE	608 SEX	609 AGE	610 DATE OF BIRTH		611 BUSINESS / OTHER ADDRESS				612 OTHER PHONE	
613 CODE	614 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					615 RESIDENCE ADDRESS				616 RESIDENCE PHONE	
617 OCCUPATION	618 RACE	619 SEX	620 AGE	621 DATE OF BIRTH		622 BUSINESS / OTHER ADDRESS				623 OTHER PHONE	
624 CODE	625 NAME — LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)					626 RESIDENCE ADDR[redacted]				627 RESIDENCE PHONE	
628 OCCUPATION	629 RACE	630 SEX	631 AGE	632 DATE OF BIRTH		633 BUSINESS / OTHER ADDRESS				634 OTHER PHONE	

☐ ADDITIONAL [redacted]

SUSPECTS

635 SUSPECT #3 (LAST, FIRST, MIDDLE)	636 AKA	637 RACE	638 SEX	639 AGE	640 DATE OF BIRTH		641 HT.	642 WT.	643 HAIR	644 EYES	
645 SUSPECT'S ADDRESS	646 PHONE		647 PLACE OF BIRTH		648 CITE #	649 ARREST #	650 MIRANDA ☐ a-YES ☐ b-NO				
651 BUSINESS / OTHER ADDRESS	652 DRIVER'S LICENSE		STATE	653 SAME AS #			WAIVE MIRANDA ☐ c-YES ☐ d-NO				
654 SUSPECT #4 (LAST, FIRST, MIDDLE)	655 AKA	656 RACE	657 SEX	658 AGE	659 DATE OF BIRTH		660 HT.	661 WT.	662 HAIR	663 EYES	
664 [redacted]S ADDRESS	665 PHONE		666 PLACE OF BIRTH		667 CITE #	668 ARREST #	669 MIRANDA ☐ a-YES ☐ b-NO				
670 BUSINESS / OTHER ADDRESS	671 DRIVER'S LICENSE		STATE	672 SAME AS #			WAIVE MIRANDA ☐ c-YES ☐ d-NO				

673 FURTHER SUSPECT DESCRIPTION (I.E., GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, WEAPONS, ETC.)

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 196 P.C. Date 10-5-88 CASE NO. 88-5881

[redacted] See Below-O.I.S.-CHP Officers ADDRESS Page 1.

Details of Offense and Investigation Progress

REPORT OF DETECTIVE FRANK N. VULICH: HUMBOLDT COUNTY SHERIFF'S DEPARTMENT:

DATE: 9-25-88; Sunday, clear and sunny.
TIME: approximately 1230 hrs.
LOCATION: U.S. Hwy 101, about ¼-½ mile south of Drake Hill Road; Fortuana, CA.

[redacted], [redacted], [redacted] DOB: [redacted], 36 years old.

[redacted] CALIFORNIA HIGHWAY PATROL OFFICERS

1. Vollmer, Allen
2. Jimenez, Robert
3. Sanders, Timothy
4. Strong, James
5. Williams, Clifford, Sgt.

Refer to witness page for witness information:

OTHER CASE INVOLVED: Willits Police Department; Case #88-1161, see attached.

On 9-25-88 at approximately 1330 hrs, I was called out and assigned to proceed to an area on Hwy. 101 just south of Drake Hill Road where officers of the CHP were involved in a shooting incident where a [redacted] was shot and later pronounced dead. I proceeded to the scene and I arrived there at 1400 hrs.

I observed numerous marked CHP patrol units and a [redacted] Van, bearing California License number [redacted]1", facing northbound in the southbound lanes of the highway. The van was facing in a northwesterly direction with three of it's tires off the shoulder of the paved roadway. (refer to photograph to follow) I further observed numerous bullet holes through the front windshield of the van and the majority of the windows were shot in or out.

Det. Lawson, who was at the scene, told me that several DHP officers were involved in the incident and that the injured [redacted] was transported to the hospital.

I then spoke with I.D. Deputy Billingsly who was taking photographs of the scene, the vehicles, the position of the vehicles, and items of evidence at the scene.

I then spoke to CHP Sgt. Krock was was present at the scene. Sgt. Krock, supervisor of the Redway CHP Office patrol shift, told me that several CHP Officers were involved in the incident and named the following officer; Vollmer, Sgt. Williams, B. Jimenez, Sanders, Strong, and Michiletti. He told me that Michiletti was at the hospital and assigned to assist in preserving evidence.

Sgt. Krock related the following to me regarding the events surrounding the shooting:

On Sunday, 9-25-88 at about 1100 hrs., the [redacted] (later identified as [redacted] was involved in an argument with a clerk in Willits, CA. over a few cents of gasoline he had just purchased. [redacted] departed the station and took a weapon from his vehicle and fired one round. He the drove off in his vehicle northbound on U.S. Hwy 101.

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 196 P.C. Date 10-5-88 CASE NO. 88-5881

[redacted] See page one ADDRESS Page 2.

Details of Offense and Investigation Progress

OIS-CHP

The Willits authorities then broadcasted the incident describing the vehicle and [redacted]. The CHP dispatchers then placed a BOLO and Officer's safety Information broadcast on the vehicle. Willits Police Department had placed a "hold and contact" request if the vehicle was located.

CHP Officer Strong informed his dispatcher that he had visual contact on the [redacted] vehicle, and secure it's license number to be "[redacted]" CA. CHP Strong then followed the [redacted] vehicle waiting for "back-up". While still proceededing northbound, CHP Officers Sanders and Michiletti took positions to assist CHP Officer Strong in effecting a vehicle stop. They were now in Humboldt County pursing the [redacted] vehicle.

While following the [redacted] Vehicle, CHP Strong activated his red light and siren and the Van refused to pull over and stop. The Van proceeded to cross over into the southbound lanes and [redacted] was throwing paper items from his vehicle. [redacted] would not stop and he continued crossing into the southbound lanes.

At this time, he, (Sgt. Krock) was making arrangements for the Humboldt CHP office, specifically Sgt. Williams, to secure and deploy their "spike Strip" in an effort to stop [redacted] in his vehicle. Sgt. Williams secured the spike strip where he assigned CHP officers Vollmer and Jimenez to assist.

Sgt. Williams and Officer Jimenez proceeded to place the spike strip just to the north of the Van Duzen Bridge (one lane at that point) on hwy 101. CHP Vollmer took a position just north of the bridge in the center divider. Sgt. Krock said that other agencies were assisting them with traffic control in the north and southbound lanes. Sgt. Krock said the VAN crossed the spike strip and the vehicle began to slow down, crossing into the southbound lane, back into the northbound lane, and then back again into the southbound lane where it came to a stop.

Sgt. Krock said that a CHP unit drove up to and within 40-50 feet behind and alongside the [redacted] vehicle, being CHP Vollmer in the CHP Mustang. He said that Officer Jimenez proceeded to the Mustang, passenger side, and used the P.A. system to talk to [redacted] in an effort to get him from the Van.

Sgt. Krock said [redacted] then stuck a rifle out of the driver's door window and shot a few founds in a westerly direction. [redacted] then fired one to two rounds back towards the CHP officers. CHP Officer Jimenez, still using the P.A. System, again attempted to get [redacted] to come out of his VAN. He said that [redacted] then proceeded to shoot back towards the CHP Officers who in turn returned fire at the vehicle and [redacted] Sgt. Krock said the VAN' then proceeded to advance northbound in the number two lane of the southbound lanes for about fifty feet where it came to rest as I have previously related.

Detective Lawson informed me that HCSO Deputy Mayton, who was assisting the CHP, had approached the Van on the passenger side where Sgt. Williams had opened the door and Deputy Mayton secured the 30-30 Cal. rifle and then handed it to CHP Strong who placed it in his vehicle for safekeeping. That CHP Officers Vollmer and Sanders then pulled [redacted] out of the Van from the driver's side and first aid was being administered to [redacted]. The ambulance thereafter transported [redacted] to the hospital where he was pronounced dead.

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 196 P.C. Date 10-5-88 CASE NO. 88-5881

[redacted] see page one ADDRESS Page 3.

Details of Offense and Investigation Progress

OIS-CHP

I directed I.D. Billingsly to secured the Winchester Rifle from Officer Strong's car and seize it as evidence. He did so and furnished me the serial number, being [redacted]. See attached teletype for details, the rifle was not registered.

I also talked with CHP Captain Don Spencer who was at the scene. After some conversation, with his assistance, I had Deputy Billingsly photograph CHP officers Sgt. Williams, Vollmer, Jimeenez, Strong and Sanders, depicting each officer being in uniform and their equipment. I directed that each officer keep their leather gear and service revolvers intact and instructed them not to touch them.

Sgt. Williams told me that he had reloaded his weapon and that his empty casings were in his patrol unit. Officer Sanders said he had fired six rounds and his casings were on the roadway.

Shortly thereafter, Officer Jimenez approached me holding onto two clear plastic bags containing shotgun shells and .38 cal. casings. When asked, Officer Jimenez said that Sgt. Williams told him to collect them. I had him personally give those items to I.D. Deputy Billingsly.

I observed the CHP Mustang to have a bullet strike in the front driver's side of the front windshield and an empty shotgun shell by the sindshield wiper.

While I was talking with Capt. Spencer and Billingsly, three unknown [redacted] approached us. One [redacted] identified himself as a veterinarian and that he had just remove a projectile from a cow. He handed I.D. Billingsly a plastic bag containing a projectile and his business card, refer to Billingsly report for details.

I then observed CHP Office Vollmer and Sgt. Williams walking the grassy area off the roadway to the west of the broken glass on the roadway. When asked, CHP Vollmer said he believed [redacted] had thrown casings or something into the grass. I told them to get out of that area and that we (Sheriff's Dept.) would search that area with a metal detector.

I then talked with Capt. Spencer and Sgt. Krock where we concurred that the CHP officers involved in the shooting would be transported to the CHP office in Arcata, CA., where I could interview them separately.

Sgt. Krock told me he would direct Officer Michiletti to the Arcata Office since he was presently at the hospital.

Detective Lawson said he would notify the Sheriff's office to get Deputy Buihner with a metal detector to search the grassy area off the roadway. (NOTE) Deputy Buihner did not locate anything of significant value or evidence in the incident.

Once I.D. Deputy Billingsly and DOJ Criminalist [redacted] were completed with their on-scene investigation and gathering evidence, Det. Lawson proceeded in directing the Van to be impounded as evidence and store it in the basement of the Humboldt County Courthouse

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 196 P.C. Date 10-5-88 CASE NO. 88-5881

[redacted] see page one ADDRESS Page 4.

Details of Offense and Investigation Progress

OIS-CHP

for safekeeping and future forensic analysis and examination. Det. Lawson had followed the Van being towed to the Sheriff's parking area at about 1900 hrs., on 9-25-88 where he placed Sheriff's evidence tape on it. He was also present when the CHP Mustang was stored in the basement, see his report for details.

At about 1510 hrs., DA's Investigator Richard Walton and I departed the scene area, enroute to the CHP Office in Arcata, CA. We stopped at the Sheriff's department where I secured the teletypes on the Van and the information about the rifle, see attached for details.

We then left and arrived at the CHP Office shortly thereafter where we met with Capt. Spencer and Sgt. Krock.

I proceeded in taking a taped statement from CHP Sgt. Williams who stated he had fired five (5) rounds at the Van and [redacted]. I secured his service revolver, Serial number [redacted], being a S/W Model 67, 4" barrel. Refer to tape transcript attached for details.

I then took a taped statement from CHP Officer Vollmer who stated he only fired his assigned shot gun. (The shotgun was secured at the scene by I.D. Billingsly). Upon my request, CHP Vollmer removed his service revolver from his holster and handed it to me. The revolver is a S/W, Model 67, Serial number, [redacted]. I examined it and found no signs of powder and/or lead residue around the hammer, cylinder, or barrel. CHP Vollmer said he did not fire his revolver and so I did not seize it as evidence. Refer to transcripts for details, attached.

I next interviewed CHP Bob Jimenez, which was also tape recorded. He said he only fired his assigned shotgun and that he did not fire his service revolver. I examined his service revolver, being a S/W, Model 68-2, with the serial number of [redacted], 6" barrel. I found no powder and or lead residue and I did not seize it as evidence. NOTE: I.D. Billingsly had secured his assigned shotgun at the scene. Both shotgun are booked into evidence at the sheriff's department.

At about 2007 hrs., I proceeded in taking a taped interview of CHP Officer Sanders. He stated he only fired his service revolver and that he fired six rounds. When asked, he presented his service revolver to me. The serial number is, [redacted], being a S/W revolver, which I secured and booked into evidence. Refer to the transcription of the tape for details, attached.

On 9-25-88 at about 2122 hs., I took a taped statement from CHP Officer Strong. He said he fired two .357 caliber rounds at [redacted] with his service revolver and that he has not revoved the casings from his cylinder. At this time I secured his S/W service revolver, a model 19. I was unable to record it's serial number due to the fact that I did not want to open the cylinder. Refer to the attached transcripts for details.

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[redacted] see page one ADDRESS Page 5.

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During these interviews, CHP Officer Michiletti was allowed to leave [redacted] He was informed that I would secure a taped statement from him regarding this case. He told me that he did not fire any rounds at [redacted] or his vehicle.

I secured the three service revolvers along with the cassette taped interviews.

On Monday, 9-26-88, I booked those items into evidence (note, except tapes which are being transcribed). I.D. Deputy Billingsly received the revolvers and he had recorded CHP Strong's revolver's serial number to be, [redacted].

EVENTS OF SEPTEMBER 26, 1988 (MONDAY)

On Monday morning, Det. Lawson and I talked about the 30-30 cal. rifle and attempting to ascertain who [redacted] is and if he had had that rifle. I had talked with CHP Sgt. Krock where I requested he get an investigator down in the Newport Beach area to personally contact [redacted] regarding the rifle. He said he would attempt to have that done for us.

At about 1000 hrs., Det. Lawson and I proceeded to the Humboldt County Coroner's office where we met with Coroner Sipma, Deputy Coroners Moore and Schwimley; and Pathologist, [redacted]. I.D. Deputy Billingsly arrived and proceeded in taking photographs of [redacted] securing his finger prints, and securing "G.S.R." swabs.

Coroner Sipma had the X-rays of [redacted] head displayed where metal objects were observeable. It appeared that there was a cooper jacket from a bullet in the head area. See X-rays for details.

CHP Sgt. Krock and CHP Investigator Allen arrived at the Autopsy at about 1040 hrs.

During the Autopsy, Coroner Sipma met with the deceadent's father, [redacted] and brother, [redacted] at about 1130 hrs. Coroner Sipma had shown [redacted] some polaroid photographs of [redacted] who he identified as his son.

At this time, CHP Inv. Allen and I entered Coroner Sipma's office where we were introduced to the [redacted] CHP Allen activated his tape recorder where the conversation was recorded. Refer to transcription for details..Following is a brief synopsis of that conversation.

[redacted] said his son, [redacted] was a very docile person who would not hurt anything nor did [redacted] possess or own any firearms. He said he invisioned [redacted] being murdered and that a weapon was placed in his possession for a cover-up.

[redacted] told us that [redacted] had been treated for [redacted]" disorders and had been on medication. He said that [redacted] would not take the medication prescribed to keep himself in balance. Mr [redacted] said that the family did not know if he was ttaking the medication or not.

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[redacted] See page one ADDRESS Page 6.

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Coroner Sipma informed us that he had talked with [redacted] daughter, [redacted], via the telephone, and she told him that [redacted] had left a note on his trailer indicating he was going to be in Maui, Hawaii; San Francisco, and/or Canada.

[redacted] said that [redacted] had a girlfriend in Canada and that she might have been in San Francisco. He said [redacted] girlfriend broke up with him and [redacted] could have been despondent due to that.

[redacted] said [redacted] could not stand stress and [redacted] could not handle it.

[redacted] said he had been managing [redacted] financial situation and that [redacted] lived about five miles from his house in Newport Beach. He said he purchased the Van for [redacted] and the Van was registered in his name and not [redacted] name, see attached for details.

I told [redacted] that we were currently checking a name and address of a person who we believed had possession of that rifle and once that was/is determined that I would discuss that with him and [redacted].

We made arrangements for [redacted] and [redacted] to meet me in my office at about 1330-1400 hrs, 9-26-88.

As agreed, they met me in my office and I activated my tape recorder to memorialize the conversation. I had been previously informed that [redacted]. [redacted] was contacted by an investigator and in his taped statement [redacted] admitted selling [redacted] [redacted] the rifle for $100.00 a few days previous.

I inquired if they knew a person by the name of [redacted] and [redacted] said, '[redacted] He said [redacted] is a friend of their family and tthat [redacted] was in his eighties. [redacted] said he can not believe [redacted] would sell [redacted] that rifle since [redacted] knew [redacted] had a problem.

[redacted] taped interview has been transcribed, see attached for details. NOTE: On 10-5-88, I (F. Vulich) also called and talked with [redacted]. [redacted] regarding this matter, refer to the tape for details.

[redacted] said [redacted] had been treated by different Doctors and [redacted] best controlled [redacted] He said other Doctors prescribed [redacted] which was only a sleeping pill and that it did not help [redacted]. [redacted] said Dr. [redacted] of the University of Irvine, Medical Center, in the Santa Ana, CA. area was the last Doctor to treat [redacted]. When asked, [redacted] said that we would have to seek legal means to secure [redacted] medical records.

When asked, Mr. [redacted] said that he had furnished Coroner Sipma with [redacted] girlfriend's name and phone number in Canada. I then called and Sipma furnished me with the name of [redacted] and the phone number of '[redacted]'. I called the number and talked with [redacted] sister, [redacted] of Whistler, Canada. When asked, [redacted] said [redacted] has been in Australia for the past three or four months. She said that [redacted] had called there in tthe past for [redacted] but that was the extent of the calls. I asked her to contact [redacted] to ascertain if [redacted] had received any communications from [redacted] and she said she would. NOTE: there had been previous concerns that [redacted] may have seen [redacted] in San Francisco and [redacted] may have had a cause in [redacted] acting the way he did.

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[redacted] see page one ADDRESS page 7.

Details of Offense and Investigation Progress

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Mr. [redacted] said [redacted] asked [redacted] to leave her when [redacted] was in Canada with her about in April,1988. When asked why, Mr. [redacted] said [redacted] was acting irrational, cooking eggs out in the street. He said that [redacted] talked [redacted] into using "Teas" instead of his medication.

Mr. [redacted] inquired about the search of his Van and I told him it had not been completed. Mr. [redacted] inquired "why" and I told him I was seeking a search warrant due to legal concerns (MinceyCase).

Mr. [redacted] said we should just go ahead and search itt and that he would authorize the search. I then presented a sonsent tto search form which he signed and [redacted] witnessed. See attached for details.

I continued witth the search warrant, see Search Warrant #2083, attached for details, where I incorporated the consent as an exhibit.

Mr. [redacted] was furnished with the exact location of the shooting incident and he elected to visit that area.

I requested they contact me on Tuesday, 9-27-88.
At about 1500 hrs., Det. Lawson and I interviewed Deputies Mayton and Craddock, on tape.

EVENTS OF SEPTEMBER 27, 1988 (Tuesday)

At about 1230 hrs., Mr. [redacted] and [redacted] [redacted] contacted me in my office. I had activated my tape recorder, again to memorialize the conversation. This tape will be transcribed, refer to the tape for details, this tape as all other tapes are booked into evidence.

After the tape ended, Mr. [redacted] continued to cooperate in assisting me witth background information regarding his son, [redacted] [redacted]

Mr. [redacted] remained critical of the CHP but he also acknowledged that [redacted] had a rifle and [redacted] had fired it at the officers. Mr. [redacted] said that [redacted] had some sort of firearms training in the past and [redacted] knew when the police draw their weapons they would use them if needed.

Mr. [redacted] and [redacted] departed my officer at about 1330 hrs. inorder to catch their flight home at 1430 hrs.

I continued drafting search warrant, numbered 2083.

EVENTS OF SEPTEMBER 28, 1988 (Wednesday)

I drafted search warrant, see attached, and the Honorable Judge Harold Neville reviewed and singed same on 9-28-88 at about 0907 hrs, regarding this case.

At about 0940 hrs., CA. DOJ Criminalist [redacted] [redacted] I.D. Deputy Billingsly, Det. Lawson, and I proceeded to the courthouse basement to where the CHP Mustang, Lic[redacted], and

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[redacted] See page one ADDRESS Page 8.

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the Plymouth VAN, Lic.# [redacted] are located. NOTE: At about 0948 hrs., CHP Sgt. Jon Allen arrived for the search.

Deputy Dillingsly proceeded intaking more photographs of the CHP Mustang and we all examined it further for any evidence other than the gun shot strike to the front windshield.

I.D. Deputty Billingsly and DOJ [redacted] secured a powder residue from the windshield bullet strike and administered a "test" and determined it to be positive for "Lead" residue, refer to their reports for details.

We measured the bullet strike to be approximately ten inches to the right of the window door frame and about five inches up from the hood. From the bullet strike to the ground was measured to be about 39 to 40 inches.

We opened the driver's door and measured the bullet strike to the opened door frame to be about 21 inches.

At about 1012 hrs., we began in executing search warrant #2083 on the [redacted] Van, '[redacted]".

I.D. Deputy Billingsly proceeded in photographing the VAN and then we examined the driver's door mirror angle along with taking those measurements. refer to Billingsly's report for details.

I counted thirteen (13) bullet and/or 00 buck shots strikes on the rear lift door area and twenty three (23) bullet and/or double 00 buckshotts which hit the inside of the front windshield, most of which exited the front windshield. I observed several holes at the back of the Driver's and most of then did not penetrate the seat due to an interior plastic plate.

The Driver's door powered window was in a down position and the two rear tinted windows were the only three windows intact.

The key was in the "on" position and the shift lever positioned in first gear. The front left seat (powered driver's seat) back rest was in an upright position and the seat appeared to be extended fully away from the steering wheel.

Once Deputy Billingsly and DOJ Criminalist [redacted] had completed their exterior examination, they began their interior examination of the VAN.

I.D. Deputy Billingsly proceeded in taking out one item at a time and viewed it for any possibility for evidence. He then handed those items to me for my observation and those items where placed on the ground where they were later photographed. The back of the VAN was full of sporting type equipment, painting equipment, camera equipment, and wood carving equipment.

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[redacted] see page one ADDRESS page 9.

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I.D. Deputy Billingsly photographed and secured the Winchester rifle box with the serial number on it, Being [redacted] and the stamp bearing the name, [redacted]

Billingsly proceeded in finding, photographing, and collecting several (5) spent 30-30 caliber casings in and aound the driver's seat, floor board, and passenger seat. There were thirteen (13) live 30-30 rounds, loose, on the dask board, drivercs side. The empty ammo box was on the floor and the empty styrofoam holder was also on the dash area. (NOTE: one spent 30-30 casing was secured on Hwy 101 at the scene and one live 30-30 caliber round in the sheet) This would account for the twenty round box of 30-30 ammo.

Deputy Billingsly haded me the "Sanyo" memo-scriber, I secured the cassette tape from it's compartment. I played the tape of Lawson's recorder and the recording was that of western music. The side was labled "Coal Miner's Daughter".

Deputy Billingsly later handed me a "SonY" microcassette corder, M-7, speed set at 2.4 cm, with the tape on side "B". The recorder's push buttons were all three in the up (off) position. I rewound the tape and review the tape, both sides. It appeared to be some short of meeting whereas there is some discussion of a legal contract and a house that had a fire and was destroyed.

There were no recordings of significants to this case or incident.

I proceeded in going through a brown binder-like container. I looked through a little yellow paper note book where I secured on page, see attached for details, and I booked the original into evidence.

I also viewed a prescription bottle containing 33 small pills, labled [redacted] 10 mg, dated 2/16/88, [redacted] by Doctor [redacted] of the Newport Beach area.

I observed one page of an advertisement paper issued by "Sports Club", no address or date, with one sale item indicating a Winchester, Model 94, 30-30 cal. rifle (seven shot-lever action) for $207.00. I directed Deputy Billingsly to photograph that advertisement.

I saw a box of personal checks for [redacted], of [redacted] Fremont, Newport Beach, 92663 with a phone # [redacted], issued by the Band of America Branch in Costa Mesa, CA., 92627.

Deputy Billingsly collected and booked into evidence all items taken from the Van except the yellow page from the note pad I secured. Refer to Deputy Billingsly and DOJ [redacted] attached for details.

We termindated the search at examination of the Van at about 1535 hrs.

I had secured the mileage of the Van from it's odometer to be "34287".

Deputy D.A. Mike Robinson met us at the end of the search and I explained to him the search of the CHP Mustang and the fact that DOJ [redacted] had secured a positive "lead" residue. When asked, Mr. Robinson stated it was allowable to release the CHP Mustang to the CHP since we were going to retain the windshield as evidence.

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[redacted] see page one ADDRESS page 10.

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OIS-CHP

EVENTS OF SEPTEMBER 29, 1988 (Thursday)

At about 1000 hrs., Det. Lawson and I contacted CHP Sgt. Krock and Inv. Jon Allen at the CHP office in Redway CA., as previously agreed.

I proceeded in taking a taped interview from CHP Officer Joseph A. Michiletti who was at the scene during the incident and did not use any weapons. Two cassette tapes of his interview were taken, they are being transcribed, refer to them for details.

At about 1357 hrs., I proceeded in interviewing CHP Officer Strong. This second interview was tape recorded, now being transcribed, and should be refered to for details.

These tapes are booked into evidence.

EVENTS OF SEPTEMBER 30, 1988 (Friday)

At about 1000 hrs., I talked to Deputy Coroner Mike Schwimley who told me [redacted] toxicology report was completed. He said there were no signs of any illegal drugs, nor alcohol, no indication of [redacted] and a small amount of [redacted] not of any therapudic significance.

At about 1105 hrs., Sgt. Krock, CHP Inv. Allen, Det. Lawson and I proceeded in taking another taped interview of CHP Sgt. Clifford Williams in my office. The tape is being transcribed and should be referred to for details, the tape is booked into evidence.

At about 1300 hrs., Sgt. Krock and I secured CHP Vollmer's personal items from the CHP Mustang unit stored in the basement. The items are: one Ray B n sun-glasses case; one citation book, one issued flashlight,(SN-[redacted]); one P.R.24 Baton; one brief case containing report forms and first aid equipment; and one Panasonic cassette-radio player.

Sgt. Krock retained possession of the listed items to be returned to Officer Vollmer.

EVENTS OF OCTOBER 3, 1988 (Monday)

(Krock)

CHP Sgt.s Krock and Stover met me in my office where he gave to me, eight tapes with witnesses interviews and three tapes of the CHP Radio transmissions of this incident. Sgt. Krock also gave me the transcriptions of the eight witnesses interviews, see attached for details. I have booked these tapes into evidence.

At about 1330 hrs., they secured the CHP Mustang and took it to S&H glass. At about 1435 hrs., Sgt.s Krock and Stover retuned the CHP Mustang's front windshield to me at the evidence department where I booked it into evidence. refer to evidence form for details.

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[redacted] see page one ADDRESS Page 11.

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EVENTS OF OCTOBER 5, 1988 (Wednesday)

I secured the Autopsy report from the Coroner's office, see attached for details.

At about 1240 hrs., I called and recorded my conversation with Mr. [redacted] regarding he selling the Rifle to [redacted] He told me he believed he sold [redacted] the rifle on 9/21/88. refer to transcript for details.

Mr. [redacted] 89 years old; [redacted] TX [redacted]; [redacted] Ramona Dr., Corona Del Mar CA. 92625.

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[redacted] see page one ADDRESS Page 12.

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Follow is a list of facts leading up to the shooting incident; September 25, 1988 (Sunday)

1. 1051 hrs., Willits P.D., broadcast that a man fired a rifle, see their report 88-1161, attached. Description furnished of Van and [redacted]

2. 1124 hrs., CHP officer Strong observes VAN northbound Hwy 101 at Leggett, CA. (Mendocino County) and secured License number of Van, [redacted] Van not listed as stolen.

3. 1126 hrs., CHP Officers Sanders and Michiletti resond southbound from Garberville to assist Officer Strong effect a "high risk" vehicle stop.

4. 1130 hrs.
1135 hrs., Willits P.D. officer Ventori issues a "BOLO" stop and F.I. driver of the VAN for possible weapon's violations.

5. 1141 hrs., CHP officers Strong, Sanders, and Michiletti, attempt to STOP [redacted] Van north of Piercy, CA.

6. 1142 hrs., Per CHP Strong, [redacted] vehicle not yeilding.

7. 1144 hrs., HCSO informed of situation and CHP Sgt. Krock advised by CHP dispatcher of incident.

8. 1148 hrs., Pursuit continueing into Humboldt County, U.S. Hwy 101, aircraft requested by Sgt. Krock, none available.

9. 1150 hrs., N/B 101 at Twin Trees (North of Richardson Grove) Hines throwing items from Van and speeds up to 60 to 65 MPH.

10. 1152 hrs., [redacted] now crossing center divider into oncoming traffic.

11. 1153 hrs., CHP Officer Jimenez proceeded S/B 101 from Fields Landing to assist.

12. 1154 hrs., [redacted] continues N/B 101 travelling at 65 MPH just north of Garberville with CHP officers Strong, Sanders, and Micheletti following.

13. 1200 hrs., Hines now n/b 101 at Sylvandale (Phillipsville) at 60 MPH.

14. 1204 hrs., now N/B 101 at Miranda.

15. 1205 hrs., Sgt. Krock and Sgt. Williams converse, via radio, a bout deploying "spike Strip" N/B 101 between Jordan Road and Stafford Road.

16. 1207 hrs., [redacted] still throwing items from Van at Salmon Creek Road area.

17. 1210 hrs., [redacted] N/B 101 at Myers Flat, 65 MPH.

18. 1211 hrs., Sgt. Williams S/B 101 from Eureka with "spike Strip"

19. 1213 hrs.,
1215 hrs., [redacted] throwing items from Van--N/B at Weott, CA. at 60 MPH.

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[redacted] See page one ADDRESS page 13.

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OIS CHP.

FACTS list continued;

20. 1216 hrs., CHP called Newport Beach P.D., have officer contact occupants ascertain identify of Van's occupant, per Sgt. Krock.

21. 1218 hrs., [redacted] now N/B at Dyerville; still crossing into oncoming traffic.

22. 1218 Hrs., Sgt. Williams can't make Stafford area; will now deploy spike strip at north end of the Van Duzen River Bridge, one lane at this point.

23. 1220 hrs., CHP Vollmer rolling to assist from Fields Landing, CA.

24. 1221 hrs., Hines now N/B 101 at Redcrest.

25. 1224 hrs., [redacted] now swerving at S/B traffic, driving getting worse.

26. 1224 hrs., Sgt. Williams now at Van Duzen Bridge

27. 1225 hrs., [redacted] now at 65-70 MPH N/B at Pepperwood.

28. 1228 hrs., CHP Dispatcher orders a code 33 (Emergency-hold all other radio traffic)

29. 1229 hrs., [redacted] now N/B 101 at Stafford at 55-60 MPH.

30. 1230 hrs., CHP Sanders takes the primary chase position from CHP Strong

31. 1231 hrs., [redacted] now N/B at Shively

32. 1233 hrs., Per Officer Morrison, Newport Beach, P.D., [redacted] is driver and is a [redacted]-does not take his medication per [redacted] mother, [redacted]

33. 1238 hrs., [redacted] drives over the "Spike Strip".

34. 1239 hrs., [redacted] stopping in Center Divider lanes.

35. 1240 hrs., [redacted] now travelling N/B in the S/B #2 lane.

36. 1240 hrs., Fortuna P.D. to stop all S/B traffic.

37. 1244 hrs., [redacted] stopped in S/B lane south of Drake Hill [redacted] shooting into field. Officer Jimenez attempting to talk [redacted] from Van.

38. 1245 hrs., [redacted] still in Van with rifle; officer still attempt to talk him out of the VAN.

39. 1247 hrs., Ambulance stading by at Kenmar

SHOOTING - CHP return fire at [redacted] and Van.

40. 1251 hrs. Roll the Ambulance-per CHP Jimenez.

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[redacted] see page one ADDRESS Page 14.

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FACTS list continued;

41. 1253 hrs., Sgt. Williams, notify HCSO-[redacted] still alive.

42. 1256 hrs., Advise hospital ambulance enroute with [redacted]

43. Winchester 30-30 rifle secured from [redacted] Van, later seized by I.D. Billingsly.

44. Spent 30-30 Caliber casing on roadway (HWY 101) at scene.

45. CHP Mustang, bullet strike on front driver's side windshield, unit seized for further follow-up.

46. [redacted] Plymouth Van, CA. [redacted]-four flat tires, all but three windows shot in/out. Van impounded as evidence. Box for rifle within bearing the name of R.A. [redacted] and address.

47. Three cows in field injuried by gun fire.

48. HCSO Billingsly and DOJ Criminalist [redacted] processing scene.

49. CHP Officer Vollmer interviewed. Stated that [redacted] infact pointed the rifle at him (his direction) and fired rifle, where he feared for his life and other persons, returned fire at [redacted] His shot-gun seized as evidence, revolver not fired.

50. CHP Officer Jimenez interviewed. Stated he fired his shot gun at [redacted] after [redacted] fired in his direction and he feared for his life as well as other persons. His shot gun was seized as evidence, revolver not fired.

51. CHP Officer Sanders interviewed. Stated once the shooting started, the Van windows were disappearing and he could see [redacted] turn to his ([redacted] right and he (Sanders) could see the rifle barrel coming towards his direction and that he fired six rounds from his service revolver at [redacted] CHP Sanders' revolver was seized as evidence.

52. CHP Officer Strong was interviewed. He stated he too did not fire until he saw [redacted] moving to his right in his direction. CHP Strong stated he feared [redacted] was going to shot at him and so he fired his revolver two times. His revolver was seized as evidence.

53. CHP Sgt. Williams interviewed. He said he fired five rounds from his revolver at [redacted] since he feared for his and other persons safety. His revolver was seized as evidence.

54. Other officers at the scene did not fire their weapons and gave statements verifying Officers involved in the shooting statements.

55. [redacted] [redacted] [redacted] body secured by Coroner's Office and X-rays taken.

56. 9-26-88, autopsy performed, indicating 14 missile wounds to [redacted] all posterior

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[redacted] See page one ADDRESS page 15.

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FACTS list continued;
(56)

hits; consisting of 00 buck and .38 cal. bullets.

57. Per family statements; [redacted] had a [redacted] and not taking prescribed medication.

58. Toxicology report on [redacted] indicate he had no therapudic value of his prescribed medication in his system.

59. A total of five (5) 30-30 spent casings seized; plus the one round fired in Willits, totalling 6 spent rounds from the 30 30 rifle.

In summary, [redacted] had fired his rifle in Willits and proceeded N/B on Hwy 101.

CHP officers, responding to the BOLO information, spotted and attempted to effect a "High RisK" vehicle stop on [redacted] became irrational and refused to stop and the CHP eventually deployed a "spike Strip" to get [redacted] to a stop.

Once this vehicle was stopped, [redacted] fired at least three or four rounds from within his vehicle and the CHP officers were not threaten at this point and they used restrainst in not returning fire at this time. CHP Officers attempted to talk [redacted] from his Van inorder to restrain him however he refused to obey any commands. [redacted] then pointed his rifle directly at CHP Vollmer who was behind the VAN and fired at least one round in his (Vollmer's) direction. This round is believed to be the one that stuck the front windshield of the CHP Mustang. CHP Vollmer, fearing for his life, returned fire at [redacted] Other CHP Officers fearing for their life as well as others, also returned fire at [redacted]

[redacted] was stuck in the back of the head, neck, and right shoulder area with 00 buck and at least one .38 caliber round.

I believe [redacted] was able to get his rifle back within the Van and possibly attempting to reload or get to cover from the incoming bullets at the time he was stuck by the bullets fired by Officers of the California Highway patrol.

This investigating officer believes the CHP officers involved in this incident used reasonable force in this situation. I believe these facts indicated justifiable homicide by public officers pursuant to Penal Code 196, of the Califofnia Pencal Code.

This officer further believes this case is a tragedy to all concerned and involved.

Frank N. Vulich;0088
10-6-88

CONSENT TO SEARCH

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

I, [redacted], HAVING BEEN INFORMED OF MY CONSTITUTIONAL RIGHT NOT TO HAVE A SEARCH MADE OF THE ~~PREMISES OR~~ F.Vulich [redacted] VEHICLE HEREINAFTER MENTIONED WITHOUT A SEARCH WARRANT AND OF MY RIGHT TO REFUSE TO CONSENT TO SUCH A SEARCH, HEREBY AUTHORIZE Det. F. Vulich - I.D. Deputy Billingsly AND CA. D.O.J CRIMINALIST [redacted], SHERIFF'S DEPUTIES OF THE COUNTY OF HUMBOLDT, STATE OF CALIFORNIA, TO CONDUCT A COMPLETE SEARCH OF MY ~~RESIDENCE OR~~ F.Vulich [redacted] VEHICLE LOCATED AT SHERIFF'S DEPARTMENT Basement. Veh. [redacted] PLYMOUTH VAN - CA Lic # [redacted]

THESE DEPUTIES ARE AUTHORIZED BY ME TO TAKE FROM MY ~~RESIDENCE~~ F.Vulich [redacted] ~~OR~~ VEHICLE ANY LETTERS, PAPERS, MATERIALS OR OTHER PROPERTY WHICH THEY MAY DESIRE.

THIS WRITTEN PERMISSION IS BEING GIVEN BY ME TO THE ABOVE NAMED DEPUTIES VOLUNTARILY AND WITHOUT THREATS OR PROMISES OF ANY KIND. [redacted]

WITNESSES:

[redacted]

[redacted] Frank N. Vulich

DATED 9-27-88 1:21 PM

(FV)

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

- 1200 -

☐ ARRESTED
☐ DOMESTIC VIOLENCE

301 PAGE ONE | 302 CASE NUMBER 01-88-5881

HEADING

☐ MISDEMEANOR ☒ SUPPLEMENTAL ☐ CONTINUATION ☐ INCIDENT	303 DATE/TIME REPORT 9/25/88 1200 HRS.	304 INCIDENT/CRIME CLASSIFICATION AGENCY ASSIST		305 AREA 22
	306 DATE/TIME OCCURRED 9/25/88 1220 HRS	307 LOCATION 101 SOUTH OF DRAKE HILL RD.		
308 CODE RIP	309 NAME OFFICER JIMENEZ	310 ADDRESS CHP		311 PHONE
312 SAME AS	313 RACE / 314 SEX / 315 AGE / 316 DATE OF BIRTH	317 HT. / 318 WT. / 319 EYES / 320 HAIR / 321 OTHER		
322 CODE	323 NAME	324 ADDRESS		325 PHONE
326 SAME AS	327 RACE / 328 SEX / 329 AGE / 330 DATE OF BIRTH	331 HT. / 332 WT. / 333 EYES / 334 HAIR / 335 OTHER		

NARRATIVE

ON 9/25/88 AT APPROX. 1200 HRS. DEPUTY CRADDOCK AND I RESPONDED TO JORDAN CREEK BRIDGE. WE LEARNED THAT CHP WAS INVOLVED IN A PURSUIT N/B ON HWY 101. WE WERE EACH DRIVING A MARKED S.O. UNIT.

WE MET CHP OFFICER JIMENEZ AT THE SOUTH END OF THE BRIDGE. HE ADVISED US THAT A CHP SGT. WAS ENROUTE WITH A SPIKE STRIP AND THEY WERE PLANNING TO USE IT AT THE VAN DUZEN RIVER BRIDGE. HE REQUESTED US TO STAND-BY AND ASSIST IN TRAFFIC CONTROL, BEHIND THE PURSUIT, ONCE THE STRIP WAS PLACED.

WE REMAINED AT JORDAN CK. BRIDGE, FOR ABOUT FIVE MINUTES, WHEN THE CHP UNITS DROVE BY IN THE PURSUIT. WE PULLED IN BEHIND THE PURSUING UNITS WHICH AT TIMES WERE DRIVING 55-60 MPH. WE STOPPED TRAFFIC SOUTH OF THE VAN DUZAN BRIDGE. WE HEARD THE CHP UNITS TO SAY THAT THE [redacted] VEHICLE HAD DRIVEN OVER THE SPIKE STRIP, BUT IT WAS STILL TRAVELING N/B ON HWY 101.

DEPUTY CRADDOCK AND I ADVISED THE LEAD CARS AT THAT LOCATION TO REMAIN THERE AND NOT MOVE FORWARD UNTIL ADVISED TO DO SO. WE THEN DROVE NORTH WHERE THE [redacted] VEH. WAS STOPPED JUST SOUTH OF DRAKE HILL. DEPUTY CRADDOCK DROVE UP TO WHERE THE

ADMIN.

336 OFFICER(S) REPORTING LOSEY | I.D. NUMBER 0730 | DATE OF REPORT 9/26/88 | 337 SUPERVISOR REVIEW: [signature] | DATE 9/26/88

338 COPIES TO: ☐ CI ☐ INVEST ☐ PATROL ☐ DISTRICT ATTORNEY ☐ PROBATION ☐ C.P.S. ☐ OTHER

HCSD 0631.3

9/27

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT - 1200 -

Suspect's Name	Offense
CHP	AGENCY ASSIST

CHP UNITS WERE. I WAS ABOUT 200 YDS. BEHIND DIRECTING PEOPLE TO TAKE COVER. I HEARD TWO SHOTS FROM WHAT SOUNDED LIKE A RIFLE. I DROVE MY PATROL UNIT FORWARD JUST BEHIND DEPUTY CRADDOCKS UNIT. AS I WAS MOVING FORWARD I HEARD MANY MORE SHOTS. I SAW SEVERAL CHP OFFICERS FIRING AT THE [redacted] VEH. CHP OFFICERS THEN MOVED TO THE [redacted] VEH. AND REMOVED A WMA WHO WAS UNCONSCIOUS. THE AMBULANCE ARRIVED AND REMOVED THE INJURED PERSON.

DEPUTY CRADDOCKS AND I THEN ASSISTED IN TRAFFIC CONTROL. AT APPROX. 1330HRS. I WAS REQUESTED TO GO TO THE [redacted] RANCH OFF OF EEL RIVER DR. AND PHOTOGRAPH SEVERAL COWS WHICH HAD BEEN SHOT. I SPOKE WITH [redacted] A CARETAKER AT THE RANCH. HE SHOWED ME TWO COWS WHICH HAD WHAT APPEARED TO BE GUNSHOT WOUNDS. I PHOTOGRAPHED THE WOUNDS AND PLACED THE FILM INTO EVIDENCE LATER AT HCSO.

AT APPROX. 1416 HRS. I RESPONDED TO REDWOOD MEM. HOSPITAL AT LT. DECARLI's REQUEST AND STOOD-BY WITH THE BODY UNTIL DET. LAWSON HCSO ARRIVED.

I REMAINED FOR ABOUT 1 HR. AND AFTER DET. LAWSON ARRIVED, I WENT BACK TO THE SCENE AND ASSISTED UNTIL APPROX. 1611HRS.

NO FURTHER INFO.

Reporting Officer	Date and Time	Reviewed	Copies To:	Dr. No.
LOSEY	9/26/88 1000			01-88-5881

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
SUPPLEMENTAL OFFENSE REPORT

CASE NUMBER: 88-5881

[redacted]: Officer Involved Shooting - CHP

On Sunday, September the 25th, 1988, at approximately 1350 hours I was returning from a hunting trip in my own private vehicle. As I turned northbound from Highway 36 onto U.S. Highway 101 I saw that traffic on U.S. 101 had slowed and there was a line of traffic in front of me. I could see past the traffic and saw Deputy Richard Mayton directing traffic. As I pulled up to Mayton he asked me to pull over. I could see past him at that time and saw several Highway Patrol vehicles in the roadway approximately one-quarter mile north of me. I pulled over and exited my vehicle. Deputy Mayton walked over to me and said that the Highway Patrol had been involved in a shooting. I asked who the investigators were from the Sheriff's Office that were handling the shooting and Deputy Mayton said there were none at the scene. He said that the only person from the Sheriff's Department at the scene was Identification Technician Reggie Billingsley. I had Deputy Mayton call the Sheriff's Office Dispatch and inform them that I was there and would stand by. At that time I heard Detective Frank Vulich via the Sheriff's Department radio advise that he was enroute to the scene and asked for me to stand by there. I moved my vehicle over to the area of the crime scene (approximately a quarter mile) and was contacted by an unknown California Highway Patrol officer. I identified myself as a Sheriff's Detective and was directed to CHP Sergeant Michael Krock. I ID'd myself to him and waited for Detective Vulich to arrive. I asked Sergeant Krock where the [redacted] was and he told me at the hospital. I asked the condition of the [redacted] and he told me that the [redacted] is dead. I recorded the time from my watch to be 1357 hours.

Detective Vulich arrived at approximately 1400 hours. I made contact with him and advised him the [redacted] was dead and that I had not gathered any other information. I saw [redacted] [redacted] arrive and recorded the time by my watch to be 1410 hours. [redacted] [redacted] works for the California Department of Justice. I contacted ID Technician Reggie Billingsley who was taking overall photographs of the scene. I told him that Detective Vulich and I had decided that I would work with Billingsley on evidence collection and Detective Vulich would interview the officers involved in the shooting. At about this time California Highway Patrol received a call from Redwood Memorial Hospital advising that the Coroner was there and wanting to know if he could remove the body from the hospital. We were told the hospital was short of bed space in the emergency room and wanted the body removed.

OFFICER(S) REPORTING	I.D. #	DATE OF REPORT	SUPERVISOR REVIEW
Lonnie Lawson	0246	09-30-88	

COPIES TO:
[] CII [] DET [] PATROL [] D.A. [] PROBATION [] C.W.S.
[] OTHER

I left the scene and drove to the hospital with Deputy Mayton and arrived at the hospital at approximately 1440 hours. I first contacted Deputy Mike Losey who had been dispatched to the hospital to stand-by with the body. He directed me to the body in the emergency room. With the body was Deputy Coroner Ed Moore. I observed a white male adult lying on his back, his shirt was open and he was wearing a pair of blue shorts. I saw a man's brown shoe at the foot of the gurney and in this shoe I observed one rifle cartridge. There was some other smaller items in the shoe, however, I never examined them to see what they were.

There was a large amount of blood on the sheet below the body with most of it around the head. I could not see any obvious signs of injuries. We decided to wrap the body in the sheets it was lying on, place it in a body bag and transport the body like that to the morgue. I contacted Registered Nurse [redacted] at the emergency room. She told me that the man was brought in by ambulance and when he arrived at the hospital he was in "flat line", meaning he showed no signs of life. She told me that cardio-pulmonary resuscitation was continued for a minute or two and then the man was pronounced dead by Doctor [redacted] She told me that they attempted to roll the body over on his side but observed no obvious wounds to the back. At this time I was given a hospital registration form with the name [redacted] the [redacted] on it. This was given to me by Deputy Mike Losey. He told me that he had received that from the nurse at the hospital. I contacted the two ambulance attendants who were still at the hospital, [redacted] and [redacted] told me they received a call from their dispatch saying the California Highway Patrol was requesting an ambulance stand-by at Kenmar Road and U.S. 101 south of Fortuna; that the California Highway Patrol was attempting to stop a vehicle and wanted an ambulance nearby in case it was needed. [redacted] said they drove to U.S. 101 and Kenmar where they sat and waited for approximately two to three minutes when they were advised to drive to Drake Hill Road and U.S. 101 because the CHP had been involved in an incident. At that time they had no idea that a shooting had taken place. When they arrived they saw three California Highway Patrol officers (unknown names) administering CPR to a white male adult who was lying on his back on the ground next to a white van. He said the white van had several bullet holes in the windshield. [redacted] said they assisted with the CPR and placed the man on a gurney to transport him to the hospital. She said she found no signs of life during the time at the scene or on the trip to the hospital. She said the [redacted] made no statements while enroute to the hospital and he was pronounced dead by hospital staff upon arrival.

I left the hospital after the Coroner removed the body and drove back to the scene with Deputy Mayton. When I arrived Detective Vulich had left with the officers involved in the shooting. I contacted ID Technician Billingsley and asked about the gun the [redacted] had. He showed me a Winchester Model 94 .30.30 lever action rifle. Billingsley had placed the rifle in the Sheriff's Department evidence van prior to my coming back from the hospital. I noted the serial number on the rifle to be [redacted]. Deputy Billingsley maintained custody of the rifle and all other evidence from the scene. I stood by with Deputy Billingsley and [redacted] while the evidence was gathered and the

scene was processed. Due to information we had received that the [redacted] had possibly thrown rifle casings into the brush on the west side of the freeway, I called the Humboldt County Sheriff's Department and requested that Deputy Phil Buihner, a member of the California National Guard, to respond with a metal detector to check the west side of the freeway for any rifle casings. Deputy Buihner arrived approximately 45 minutes later and a complete sweep of the area was made by him and no casings were found.

The California Highway Patrol flew in the Chief of the Northern California Division of the Highway Patrol and a shooting investigator from Yreka by the name of John Allan. They walked to the scene and had one of their officers video tape the scene. I followed along with them and observed that nothing in the crime scene was touched or moved. A tow truck from Clyde's Towing in Fortuna was requested. The [redacted] vehicle was then towed to the basement of the courthouse in Eureka while myself and ID Technician Billingsley followed in Billingsley's evidence van. The vehicle was then wrapped in yellow sheriff's barrier tape and left in the basement. The van was not searched at that time. However, I could see lying next to the back door where the windows had been knocked out during the shooting a Winchester rifle box. There was sticker on the outside of the box with the name [redacted], address [redacted] Corona Del Mar California. I noted this information in my notebook. During the shooting a California Highway Patrol Ford Mustang had received one gunshot to the driver's side windshield. I noted the vehicle number to be [redacted] While at the scene I requested the California Highway Patrol to bring that vehicle to the courthouse basement storage area. I waited for the vehicle in the basement and took charge of it when it arrived about two hours after the van. I wrapped the California Highway Patrol Mustang in yellow barrier tape and left it in the basement of the courthouse. I should note here that while at the scene near Fortuna I coordinated my efforts with Sergeant Tom Patterson from the California Highway Patrol.

I called Pacific Telephone Information and learned that the phone number of [redacted] in Corona Del Mar is [redacted] It was later decided that the California Highway Patrol would send someone from the southern California office to contact [redacted] in person in Corona Del Mar. It was later learned that Mr. [redacted] had sold the Winchester Model 94 to [redacted].

On 09-26-88 I attended the autopsy of [redacted] the [redacted] at the Coroner's Office. (See Coroner's report.) On 09-28-88 I assisted in the service of a search warrant on [redacted] vehicle in the basement of the courthouse. Also present during that search was ID Technician Reggie Billingsley, [redacted] from the Department of Justice, John Allan from the California Highway Patrol, and Detective Frank Vulich who had been the officer seeking the search warrant. At that time we also examined the Ford Mustang in the basement where it was determined that lead fragments had been embedded in the glass of the Ford Mustang. (See reports by Deputy Billingsley and [redacted]

On 09-29-88 I accompanied Detective Frank Vulich to the Garberville CHP substation where we interviewed California Highway Patrol Officers Joseph Micheletti and Jim Strong. (See taped statements.) On 09-30-88

I accompanied Detective Vulich when we reinterviewed California Highway Patrol Sergeant Clifford Williams at the Detective Bureau in the Sheriff's Office. (See taped statement.)

Any further action taken in this case by this officer will be made a matter of written report and submitted to the District Attorney's Office for review.

END OF REPORT

LL: [redacted] 10/03/88 1735 hours.

3. case number 88-11161

WILLITS POLICE DEPARTMENT
CA0230400

1. Day/Date/Time: SU/9-25-88/1030
2. Location of Occurrence: 781 S. MAIN ST. WILLITS

4. ☐ Felony ☒ Misd. ☐ Infr ☐ 10851 ☐ Bicycle ☐ M.P. ☐ Incident ☐ Other

5. Section - Code - Crime: 12031(a) PC, 79-5 WILLITS CITY ORDINANCE
6. Classification: LOADED RIFLE
7. Value/Injury: N/A

8. Premises: GASOLINE/MINI MART
[redacted] PEOPLE OF THE STATE
10. D.O.B. | 11. Age | 12. No. | 13. S.B.D.

14. How Offense Committed: [redacted] HAD POSSESSION OF LOADED FIREARM IN HIS VEHICLE AND FIRED SAME IN CITY
15. Residence Address
16. Res. Phone
17. Business Address
18. Bus. Phone

19. Instrument/Trick/Force: UNK CAL. RIFLE
[redacted]
21. No.
22. ☐ Booked ☐ Cited Charges

23. Motive/Type of Property: N/A
24. Residence Address
25. Res. Phone

[redacted] N/A
27. Business Address
28. Bus. Phone

29. Trademark: N/A
30. Race | 31. Sex | 32. D.O.B. | 33. Age | 34. Ht. | 35. Wt. | 36. Hair | 37. Eyes | 38. Occupation

39. [redacted] Activity: N/A
40. Other [redacted] Information

41. Vehicle Used - Lic. No. Vin. Year - Make - Model - Color
[redacted] PLYMOUTH VAN [redacted] CAL LIC. [redacted]

NARRATIVE REPORT: PARAGRAPH HEADINGS: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

☒ Call ☐ Detail ☐ Obs.

Received 9-25-88 1032 (Date & Time) Arrived 9-25-88 1035 (Date & Time)

A.) THRU B.) N/A

C.) R/P: [redacted] C/O SOUTH EXXON, 898 S. MAIN ST, WILLITS [redacted]

D.) [redacted] CITY OF WILLITS, [redacted], WILLITS [redacted]

E.) N/A

F.) WITNESS: [redacted] C/O SOUTH SHELL DELI, [redacted] WILLITS

WITNESS: [redacted] C/O SOUTH SHELL, [redacted]

COPIES SENT TO: ☐ C.I.I. ☐ D.A. ☐ Probation ☐ Invest. ☐ MCSO ☐ [redacted]

Reporting Officer: R VENTURI | I.D. 3065 | Date & Time 9-26-88 1100

Reviewed By: John M. Brown | I.D. 3001 | Date & Time 9-27-88

☐ Follow-Up ☐ Inactive ☒ Cleared ☐ Indexed ☐ TT Sent/Cncld

CONTROLLED DOCUMENT
CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

WPD-80-1

44. case number 88-1161

WILLITS POLICE DEPARTMENT CA0230400	42. Section & Code 12031(a) PC, 79-5 WCO	43. Classification LOADED RIFLE
45. ☒ Continuation ☐ Supplement ☐ Statement ☐ Other	46. Victim/~~M.P.~~ PEOPLE OF THE STATE	

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

G) THRU H.) N/A

I.) I WAS DISPATCHED TO THE ABOVE LOCATION REGARDING A [redacted] DODGE CARAVAN THAT HAD JUST LEFT LOCATION AND THE OCCUPANT HAD FIRED A RIFLE PRIOR TO LEAVING.

UPON ARRIVAL, I MADE CONTACT WITH BOTH WITNESS #1 AND WITNESS #2: BOTH WITNESS DESCRIBED THE [redacted] AS A WMA, LATE 50's, WEARING A BLUE BASEBALL CAP, BLUE WINDBREAKER AND BLU NYLON SHORTS. THE [redacted] VEHICLE WAS DESCRIBED AS A NEWER [redacted] VAN WITH WOOD PANELING ON THE SIDE, A CARRIER RACK ON TOP, WITH TWO YELLOW CANISTERS ON TOP. NEITHER WITNESS HAD OBTAINED A LICENSE NUMBER. THE [redacted] HAD PULLED INTO THE PUMP ISLAND CLOSEST TO THE STATION BUILDING AND FILLED HIS VAN WITH GASOLINE. THE [redacted] WALKED AROUND THE MINI MART FOR QUITE SOME TIME WHICH CAUSED BOTH WITNESS TO BECOME A LITTLE NERVOUS. WITNESS I ASKED [redacted] IF SHE COULD HELP HIM, BUT THE [redacted] JUST MUMBLE SOMETHING THEY COULD NOT UNDERSTAND, THEN WALKED OUTSIDE. [redacted] WALKED TO THE BACK OF HIS VAN AND LIFTED THE TAIL GATE. [redacted] REMOVED A RIFLE TYPE WEAPON FROM THE BACK OF THE VAN, AIMED IT HIGH OVER THE EXXON STATION TO THE S/W OF LOCATION AND FIRED

COPIES SENT TO	Reporting Officer	I.D.	Date & Time	
☐ C.I.I. ☐ D.A. ☐ Probation ☐ Invest. ☐ M.S.P. ☐ I.I.C.	R. VENTURI	3065	9-26-88 1100	☐ Follow-Up ☐ Inactive ☒ Cleared
	Reviewed By	I.D.	Date & Time	☐ Indexed ☐ TT Sent/Cncld
	[signature]	3001	9-27-88	

CONTROLLED DOCUMENT
CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

44. case number
88-1161

WILLITS POLICE DEPARTMENT
CA0230400

42. Section & Code: 12031(a) PC, 79-5 WCO

43. Classification: LOADED RIFLE

45. ☒ Continuation ☐ Supplement ☐ Statement ☐ Other

46. Victim/M.P.: PEOPLE OF THE STATE

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

ONE SHOT. HE THEN REPLACED THE WEAPON IN THE BACK OF THE VAN, AND DROVE NORTH BOUND ON S. MAIN ST..

AFTER SPEAKING WITH WITNESSES 1 + 2, I MADE CONTACT WITH R/P AT THE EXXON STATION, 898 S. MAIN ST, WILLITS. R/P ADDED TO THE DESCRIPTION OF THE VAN WITH THE FIRST TWO NUMBER/LETTERS OF THE LIC NUMBER. R/P ADVISED THE PARTIAL LIC. PLATE OF [redacted]

WPD DISPATCH WAS ADVISED OF THE INFORMATION AND A BOLO WAS GIVEN. TO M.C.S.O., HUMBOLDT C.H.P.

WHILE ENROUTE TO THE LOCATION, OFFICER SCOFIELD WAS FLAGGED DOWN BY A MOTORIST WHO WAS LATER IDENTIFIED AS [redacted] SPRING CREEK DR., SANTA ROSA, CALIF. [redacted] MR. [redacted] IS AN EMPLOYEE OF C.D.F. ASSIGNED TO [redacted] CREEK CONSERVATION CAMP [redacted] FT. BRAGG, CALIF. [redacted] MR. [redacted] GAVE OFFICER SCOFIELD A DESCRIPTION OF THE [redacted] VEHICLE, AND A QUICK SUMMARY OF WHAT HE HAD OBSERVED.

COPIES SENT TO: ☐ C.I. ☐ D.A. ☐ [illegible] ☐ Invest. ☐ MCSO ☐ [illegible] ☐ LLJS ☐ [illegible]

Reporting Officer: R. VENTURI I.D. 3065 Date & Time 9-26-88 1100

Reviewed By: [signature] I.D. 3001 Date & Time 9-27-88

☐ Follow-Up ☐ Inactive ☑ Cleared ☐ Indexed ☐ TT Sent/Cncld

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WPD-80-2

44. case number 88-1161

WILLITS POLICE DEPARTMENT
CA0230400

42. Section & Code: 12031(a) PC, 79-5 WCO

43. Classification: LOADED RIFLE

45. ☐ Continuation ☐ Supplement ☐ Statement ☐ Other

46. Victim/~~M.P.~~: PEOPLE OF THE STATE

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

AT APPROXIMATELY 1130 HRS, 9-26-88, HUMBOLDT CHP ADVISED THAT ONE OF THEIR UNITS WAS BEHIND THE BOLO'D VEHICLE, N/B ON Hwy 101, NORTH OF LEGGETT, AND REQUESTED WHAT ACTION WE WISHED TAKEN.

I ADVISED HUMBOLDT CHP DISPATCH TO HAVE THEIR UNIT STOP THE VEHICLE, F.I., THE DRIVER AND SEARCH THE VEHICLE FOR FIREARMS AND SEIZE THE FIREARMS AS EVIDENCE. I FURTHER ADVISED THAT THE FIREARMS IN THE VEHICLE WERE MOST LIKELY STILL LOADED AND THEY MAY BE ABLE TO ARREST THE [redacted] FOR 12031(a) PC, IF THAT WAS THE CASE.

AT APPROXIMATELY 1340 HRS, UKIAH CHP CONTACTED THIS OFFICE AND ADVISED THAT HUMBOLDT CHP HAD ATTEMPTED TO STOP THE VEHICLE AND APPARENTLY SHOTS HAD BEEN FIRED.

COPIES SENT TO: ☐ C.I.I. ☐ D.A. ☐ Probation ☐ Arrest ☐ MCSD ☐ H.J.S.

Reporting Officer	I.D.	Date & Time
R. VENTURI	3065	9-26-88 1100
Reviewed By	**I.D.**	**Date & Time**
John Broom	3001	9-27-88

☐ Follow-Up ☐ Inactive ☒ Cleared ☐ Indexed ☐ TT Sent/Cncld

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CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

WPD-80-2

44. case number 88-1161

WILLITS POLICE DEPARTMENT CA0230400	42. Section & Code 12031(a) PC, 79-5 WCO	43. Classification LOADED RIFLE
45. ☒ Continuation ☐ Supplement ☐ Statement ☐ Other	46. Victim/M.P. PEOPLE OF THE STATE	

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

I CONTACTED MR. [redacted] BY TELEPHONE, AT HIS RESIDENCE AT APPROX 1330HRS, 9-25-88. MR. [redacted] ADVISED THAT HE HAD BEEN AT THE EXXON STATION, GASSING HIS VEHICLE, WHEN HE LOOKED ACROSS THE INTERSECTION AND OBSERVED A WMA, STANDING AT THE BACK OF A [redacted] NEWER VAN, HOLDING WHAT APPEARED TO BE A RIFLE. MR. [redacted] THEN LOOKED DOWN THE STREET AND HEARD A LOUD CRACK. HE LOOKED BACK TOWARD THE SHELL STATION AND OBSERVED THE ABOVE [redacted] HOLDING THE RIFLE TO HIS SHOULDER WITH THE RIFLE POINTED IN A WESTERLY DIRECTION, AND UP INTO THE AIR. THIS [redacted] THEN PUT THE RIFLE BACK INTO THE VAN, ENTERED THE VAN AND DROVE N/B ON S. MAIN ST. MR. [redacted] SAID THAT THE [redacted] LOOKED CALM AND WAS SLOW AND DELIBERATE IN HIS ACTIONS. THE [redacted] ALSO DROVE AWAY SLOWLY.

AT 1440 HRS, I WAS CONTACTED BY TELEPHONE, BY HUMBOLDT CHP SGT. TEMPLETON. SGT. TEMPLETON ADVISED THAT WHEN CHP UNITS ATTEMPTED TO STOP THE [redacted] VEHICLE, A PURSUIT BEGAN, WHICH ENDED NEAR FORTUNA WITH THE [redacted] SUBSEQUENTLY SHOT BY CHP OFFICERS.

COPIES SENT TO	Reporting Officer	I.D.	Date & Time	
☐ C.I.I. ☐ D.A. ☐ Probation ☐ Intel. ☐ Meso. ☐ Other	R. VENTURI	3065	9-26-88 1100	☐ Follow-Up ☐ Inactive ☒ Cleared
	Reviewed By	I.D.	Date & Time	☐ Indexed ☐ TT Sent/Cncld
	John Brown	3001	9-27-88	

CONTROLLED DOCUMENT
CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

44. case number
88-1161

WILLITS POLICE DEPARTMENT
CA0230400

42. Section & Code
12031(a) PC, 79-5 WCO

43. Classification
LOADED RIFLE

45. ☒ Continuation ☐ Supplement ☐ Statement ☐ Other

46. Victim/M.P.
PEOPLE OF THE STATE

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

AT APPROXIMATELY 1930 HRS 9-25-88, THIS OFFICE WAS ADVISED THAT THE [redacted] WHO HAD NOT YET BEEN POSITIVELY IDENTIFIED, HAD DIED.

AS OF 9-26-88, 1040 HRS, THE [redacted] HAS NOT BEEN POSITIVELY IDENTIFIED, PER CHP SGT. TEMPLETON.

J.) CLEARED: [redacted] DEAD

COPIES SENT TO ☐ C.I.I. ☐ D.A. ☐ Probation ☐ Invest. ☐ Info Only ☐ Court

Reporting Officer: R. VENTURI I.D. 3065 Date & Time 9-26-88 1100

Reviewed By: [signature] I.D. 3001 Date & Time 9-27-88

☐ Follow-Up ☐ Inactive ☒ Cleared ☐ Indexed ☐ TT Sent/Cncld

CONTROLLED DOCUMENT
CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

WPD-80-2

44. case number 88-11161

WILLITS POLICE DEPARTMENT CA0230400	42. Section & Code 12031(a) PC, 79-5 WCO	43. Classification LOADED RIFLE
45. ☐ Continuation ☒ Supplement ☐ Statement ☐ Other	46. Victim/~~M.P.~~ PEOPLE	

PARAGRAPH: A.) Evidence B.) Property C.) R.P. D.) Victim E.) Suspect F.) Witness G.) Vehicle H.) Description of Scene I.) Investigation J.) Recommendations

A.) THRU D.) N/A.

E.) [redacted]

WMA, [redacted]
[redacted] LINDA ISLAND
NEWPORT BEACH, CALIF.

F.) THRU H.) N/A

I.) 9-27-88 1025 HRS: I OBTAINED THE ABOVE [redacted] INFO FROM SGT. TEMPLETON HUMBOLDT CHP. POSITIVE I.D. HAD BEEN MADE, DURING THE AUTOPSY.

J.) CLEARED

Page 1 of 1 Pages

COPIES SENT TO	Reporting Officer	I.D.	Date & Time	
☐ C.I.I. ☐ D.A. ☐ Probation ☐ Invest ☐ DMV/SO ☐ L.C.	VENTURI	3065	9-27-88 1030	☐ Follow-Up ☐ Inactive ☒ Cleared
	Reviewed By	I.D.	Date & Time	☐ Indexed ☐ TT Sent/Cncld
	[signature]	1001	9-27-88	

CONTROLLED DOCUMENT
CONFIDENTIAL INFORMATION
DO NOT DUPLICATE

WPD-80-2

NEWPORT BEACH POLICE DEPARTMENT

DR

EMPLOYEE'S REPORT

SUBJECT
INCIDENT REPORT

DATE AND TIME OCCURRED	LOCATION OF OCCURRENCE	REPORTING DISTRICT
9/25/88 1220 hours	[redacted]	41

TO: (RANK, NAME, ASSIGNMENT, DIVISION)	DATE AND TIME REPORTED
SGT. MIKE KROCK, GARBERVILLE C.H.P.	10/4/88

DETAILS

RE: Case #F8112588

This is in response to a request from Sgt. Krock to document my response to the above address on the above date and time.

I was dispatched to [redacted] at approximately 1220 hours on 9/25/88 to attempt to contact the owner of a vehicle which was being pursued by the Highway Patrol in Humbolt County. At that time, I responded to the location and contacted [redacted] who advised that the vheicle involved (a [redacted] Plymouth Caravan bearing California license plate [redacted]) was her vehicle and that it was in the possession of her son. I asked her if she knew where it was and she stated that she didn't. I advised her of the circumstances of my call and why I was there. Mrs. [redacted] stated that her son, [redacted], was a [redacted] who was perfectly normal when he took medication, however he refuses to take his medication most of the time. Mrs. [redacted] also stated she was surprised he was that far north and that he lived locally. I gave her the phone number for the Humbolt C.H.P., (707) 443-4395 and advised her to contact to contact Traffic Officer Soulis. Additionally, while at the residence I called Officer Soulis and advised him I had made contact and advised him of the information contained above. I was advised at this time that the son had failed to yield during a lengthy pursuit and they felt he was a hazard to the public and they would have to use what he called the "spike strip" to stop him. I had no further communication with Officer Soulis, nor with [redacted]. A gentleman, whom I assumed to be [redacted], came in during the conversation and confirmed what [redacted] had said; that his son was a diagnosed [redacted] and was perfectly normal when he took his medication and he was not violent. I asked [redacted] to call the C.H.P. Office at the number I gave her and then left.

SUPERVISOR APPROVING	BADGE NO.	EMPLOYEE REPORTING	BADGE NO(S).
DATE AND TIME REPRODUCED AND DISTRIBUTED	CLERK	Det. M. Morrison	#586/sek

NBPD FORM 15.7 (REV. NO. 1/87)

EMPLOYEE'S REPORT

State of California

Business, Transportation and Housing Agency

Memorandum

To : GARBERVILLE

Date : 9-29-88

File No. :

Subject : SHOTGUN IN UNIT [redacted]

From : Department of California Highway Patrol
GARBERVILLE

THIS MEMO IS TO VERIFY THAT THE SHOTGUN # [redacted] WAS CHECKED FOR PROPER LOADING ON SEPT. 26th, 27th, AND 28th AND WAS NOT USED BY MYSELF OR OFFICER WHITE ON THOSE DATES. THE SHOTGUN STAYED IN AND WAS LOCKED IN C.H.P. UNIT [redacted] BETWEEN THE HOURS OF 1400 AND 2200 HRS. THE SHOTGUN HAD 4 ROUNDS IN THE CHAMBER AND 5 ROUNDS IN THE STOCK POUCH. THE SHOTGUN WAS NOT FIRED.

D. Hinkson

D. HINKSON STO 11214

DEATH CERT.
CORONER'S REPORT.
RM HOSPITAL
AMB. EMTS

CERTIFICATE OF DEATH

STATE OF CALIFORNIA

STATE FILE NUMBER

LOCAL REGISTRATION DISTRICT AND CERTIFICATE NUMBER

DECEDENT PERSONAL DATA

1A. NAME OF DECEDENT—FIRST	1B. MIDDLE	1C. LAST	2A. DATE OF DEATH (MONTH, DAY, YEAR)	2B. HOUR
[redacted]			September 25, 1988	1318

3. SEX	4. RACE/ETHNICITY	5. SPANISH/HISPANIC	6. DATE OF BIRTH	7. AGE	IF UNDER 1 YEAR: MONTHS	DAYS	IF UNDER 24 HOURS: HOURS	MINUTES
Male	White	NO X	[redacted]	36 YEARS				

8. BIRTHPLACE OF DECEDENT (STATE OR FOREIGN COUNTRY)	9. NAME AND BIRTHPLACE OF FATHER	10. BIRTH NAME AND BIRTHPLACE OF MOTHER
CA	[redacted]	[redacted]

11A. CITIZEN OF WHAT COUNTRY	11B. IF DECEASED WAS EVER IN MILITARY GIVE DATES OF SERVICE.	12. SOCIAL SECURITY NUMBER	13. MARITAL STATUS	14. NAME OF SURVIVING SPOUSE (IF WIFE, ENTER BIRTH NAME)
U.S.A.	19 - - TO 19 - -	[redacted]	Never Married	none

15. PRIMARY OCCUPATION	16. NUMBER OF YEARS THIS OCCUPATION	17. EMPLOYER (IF SELF-EMPLOYED, SO STATE)	18. KIND OF INDUSTRY OR BUSINESS
Nurseryman	3	Self-employed	[redacted]

USUAL RESIDENCE

19A. USUAL RESIDENCE—STREET ADDRESS (STREET AND NUMBER OR LOCATION)	19B.	19C. CITY OR TOWN
[redacted]		Newport Beach

19D. COUNTY	19E. STATE	20. NAME AND ADDRESS OF INFORMANT—RELATIONSHIP
Orange	CA	[redacted]

PLACE OF DEATH

21A. PLACE OF DEATH	21B. COUNTY
Redwood Memorial Hospital	Humboldt
21C. STREET ADDRESS (STREET AND NUMBER OR LOCATION)	**21D. CITY OR TOWN**
3300 Renner Drive	Fortuna

CAUSE OF DEATH

22. DEATH WAS CAUSED BY: (ENTER ONLY ONE CAUSE PER LINE FOR A, B, AND C)

IMMEDIATE CAUSE

CONDITIONS, IF ANY, WHICH GAVE RISE TO THE IMMEDIATE CAUSE, STATING THE UNDERLYING CAUSE LAST.

(A) Gunshot Wounds of Head

DUE TO, OR AS A CONSEQUENCE OF

(B)

DUE TO, OR AS A CONSEQUENCE OF

(C)

APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH

24. WAS DEATH REPORTED TO CORONER? Yes

25. WAS BIOPSY PERFORMED? No

26. WAS AUTOPSY PERFORMED? Yes

23. OTHER SIGNIFICANT CONDITIONS—CONTRIBUTING TO DEATH BUT NOT RELATED TO CAUSE GIVEN IN 22A: Multiple gunshot wounds of back and left upper extremity.

27. WAS OPERATION PERFORMED FOR ANY CONDITION IN ITEMS 22 OR 23? No — TYPE OF OPERATION — DATE

PHYSICIAN'S CERTIFICATION

28A. I CERTIFY THAT DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED.
I ATTENDED DECEDENT SINCE (ENTER MO. DA. YR.) | I LAST SAW DECEDENT ALIVE (ENTER MO. DA. YR.)

28B. PHYSICIAN—SIGNATURE AND DEGREE OR TITLE | 28C. DATE SIGNED | 28D. PHYSICIAN'S LICENSE NUMBER

28E. TYPE PHYSICIAN'S NAME AND ADDRESS

INJURY INFORMATION

29. SPECIFY ACCIDENT, SUICIDE, ETC.	30. PLACE OF INJURY	31. INJURY AT WORK	32A. DATE OF INJURY—MONTH, DAY, YEAR	32B. HOUR
Homicide	State Highway	No	September 25, 1988	(Approx) 1230 hrs.

33. LOCATION (STREET AND NUMBER OR LOCATION AND CITY OR TOWN): Highway 101, 1/4 mile South of Drake Hill Road - Fortuna, CA

34. DESCRIBE HOW INJURY OCCURRED (EVENTS WHICH RESULTED IN INJURY): Deceased fired a rifle at CHP Officers and was killed by return gunfire.

CORONER'S USE ONLY

35A. I CERTIFY THAT DEATH OCCURRED AT THE HOUR, DATE AND PLACE STATED FROM THE CAUSES STATED. AS REQUIRED BY LAW I HAVE HELD AN (INQUEST-INVESTIGATION): Investigation

35B. CORONER—SIGNATURE AND DEGREE OR TITLE: Glenn Sipma CORONER | 35C. DATE SIGNED: 9-27-88

36. DISPOSITION	37. DATE—MONTH, DAY, YEAR	38. NAME AND ADDRESS OF CEMETERY OR CREMATORY	39. EMBALMER'S LICENSE NUMBER AND SIGNATURE
Cremation	Sept. 27, 1988	Humboldt Crematory Company - Arcata, CA	Not Embalmed

40A. NAME OF FUNERAL DIRECTOR (OR PERSON ACTING AS SUCH)	40B. LICENSE NO.	41. LOCAL REGISTRAR—SIGNATURE	42. DATE ACCEPTED BY LOCAL REGISTRAR
Pierce Chapel	198	[illegible]	Sept. 27, 1988

STATE REGISTRAR

A.	B.	C.	D.	E.	F.

CORONER - PUBLIC ADMINISTRATOR

COUNTY OF HUMBOLDT

3012 "I" STREET
EUREKA, CALIFORNIA 95501 PHONE (707) 445-7242

CASE # 205-88

SS # [redacted]

DATE RECEIVED: 9/25/88 TIME: 1330 hrs FROM: Sheriff Dispatch BY: Moore

DECEASED: [redacted] (First) [redacted] (Middle) [redacted] (Last) AGE: 36 yrs DOB: [redacted]

ADDRESS: [redacted], New Port Beach, CA PHONE [redacted]

NEXT OF KIN: Parents, [redacted] NOTIFIED BY: Moore, phone

DOD: 9/25/88 TIME: 1318 hours PLACE: Redwood Memorial Hospital

NATURAL: ____ ACCIDENT: ____ HOMICIDE: X SUICIDE: ____ SIDS: ____ UNDETERMINED: ____

REMOVED BY: Moore FROM: Hospital MORTUARY: Pierce PHOTO: Yes SAFEKEEPING: Yes

AUTOPSY: / YES: X / NO: ____ MORGUE: X MORTUARY: ____ PATHOLOGIST: Morris

FAMILY PHYSICIAN: N/A MEDICAL HISTORY: [redacted]

10-8: 1330 10-97: 1410 10-98: 1500 OFF DUTY: 1545

I was notified by the Humboldt County Sheriff's Dispatch to respond to Redwood Memorial Hospital regarding a fatality from a California Highway Patrol shooting incident.

I arrived at the hospital approximately 1410 hours and met with California Highway Patrol Officer, Joe Michiletti. He identified the [redacted] to me as probably [redacted] This was from a bank card he had seen and a check with the Department of Motor Vehicles on the license plate of the vehicle. (The identification was subsequently confirmed by [redacted] family at the coroner's office.)

California Highway Patrol officer left the hospital and Humboldt County Sheriff's officers Lawson, Maten and Losey arrived. All personal property was retained with the body. I placed body in body bag and removed to the county morgue.

9/26/88, 0900 hours Deputy Schwimley and I transported body to General Hospital where x-rays were taken.

1000 hours an autopsy was conducted by Dr. [redacted], pathologist. Cause of death will be set forth on the death certificate. Autopsy protocol will be made a matter of this repor

With the exception of a necklace and ring, all property, clothing and evidence were released to Identification Technician, Billingsley.

DATE: 9-27-88 INVESTIGATING OFFICER: [signature]

HUMBOLDT COUNTY
CORONER'S OFFICE

CORONER'S CASE NO. 205-88

FIRST NAME	MIDDLE NAME	LAST NAME	SEX	AGE	DATE OF DEATH	HOUR	PRX AXX
[redacted]	[redacted]	[redacted], [redacted]	M	36	9/25/88	1318	

ADDRESS: [redacted] New Port Beach, CA

PLACE OF DEATH: Redwood Memorial Hospital

Page 2:

Coroner Sipma talked with [redacted] father and brother regarding medication he was supposed to be taking. This information was made available to Detective, Vulich.

Body released to Pierce Mortuary at the request of the father.

No further action pending at this time.

DEPUTY MAKING THIS REPORT	DATE - TIME REPORTED
[signature]	9-27-88

HUMBOLDT CENTRAL LABORATORY

2425 HARRISON AVE. EUREKA, CA 95501 (707) 442-3747

[redacted]

LOC: [redacted]
DR:

AGE: SEX: M
DOB: //

M6554 COLL: 09/26/88 16:23 REC: 09/26/88 16:24

LAB NUMBER	—	CASE NO 205 88	
CORONER DRUG SCRN	—		
CANNABIS URINE		NEGATIVE	
AMPHETAMINES URINE	—	NEGATIVE	
COCAINE METAB URINE		NEGATIVE	
OPIATES URINE	—	NEGATIVE	
BENZODIAZAPINE UR		NEGATIVE	
MIGRATION A	—	NEGATIVE	
MIGRATION B		NEGATIVE	
ETHYL ALCOHOL BLOOD	—	<.01	G/DL
LITHIUM	—		
LITHIUM	—	0.2	MEQ/L
LAST DOSE	—	UNKNOWN	

RECEIVED
OCT 6 1988
CORONER-PA

[redacted]

END OF REPORT

REGISTRATION

☐ INPATIENT ☐ OUTPATIENT

;3c ★EME★

NAME: [redacted] PAT#: [redacted] DOB: [redacted]

ADM DATE: 9/25/88 TIME: 1315 RM/BD: MS: SEX: M RACE: W MAJ: AD/SRC: ED

ADM MD: PH#: SSN: [redacted] REF/SRC: CLE

ATT MD: UNLISTED, PHYSICIAN PH#: AGE: [redacted] LAN: ENG VIP: OPC: EME

FAM MD: UNKNOWN PH#: SMOKER: CONF: ADP:

FAM MD ADR: FC1: P FC2:

PT ADR: [redacted] NEWPORT BEACH CA 99999 PH#: UNKNOWN

PT LOC ADR:

MN NAME/AKA: MD ACCT#:

REL: NOI CHURCH:

★★ PATIENT ★★

PT EMP ID:

OCC: UNKNOWN EMP: UNKNOWN

EMP ADR: EMP PH#:

★★ SPOUSE/PARENT ★★

NAME: REL: OCC:

EMP: EMP PH#:

EMP ADR:

★★ RESPONSIBLE PARTY ★★

NAME: [redacted] REL: SE PH#: UNKNOWN SSN: [redacted]

ADR: [redacted] NEWPORT BEACH CA 99999 RP EMP ID:

EMP: UNKNOWN OCC: UNKNOWN

EMP ADR: EMP PH#:

★★ NEAREST RELATIVE ★★

NAME: [redacted] REL: FA PH#: [redacted]

★★ INSURANCE ★★

INS#1: SOO SELF PAY INSD NM: [redacted]

PT REL: SE POL#: GRP NM: GRP#:

INS COM:

PR AUTH:

BILLING ADR:

INS#2: INSD:

PT REL: POL#: GRP NM: GRP#:

INS COM:

PR AUTH:

★★ OTHER ★★

EMG NEY NAME: UN, KNOWN EMG NEY PH#:

ACC DATE: 9/25/88 TIME: 1254 ACC TYPE: OTH ACC COM/WHERE/HOW: GUNSHOT WOUND TO

:K OF HEAD

READM TO THIS FAC: READ FROM ANY FAC:

PRV ADM/DIS DT FOR ANY FAC: HOSP PRVDIS:

PRV ADM NAME:

REA FOR ADM: CODE BLUE/GUN SHOT WOUND HEAD

ADM BY: OTHER ANC DEPT:

ADM COM: AMB VIA ARRIVAL C-BLUE WITH CHP

[redacted] M 36 NOI

UNLISTED, PHYSICIAN

[redacted]

MEDICAL RECORDS

[redacted] [redacted]
M 36
NOI ERR
UNLISTED PHYSICIAN

NAME	DATE OF BIRTH	AGE	SEX	ADMIT DATE
				9-2
NUMBER	TIME M.D. CALLED	[redacted]		ATTENDING PHYSICI

1315 (101574) Code Blue

CHIEF COMPLAINT:

TIME	WEIGHT	TIME	T	P	R	BP
		MORE				

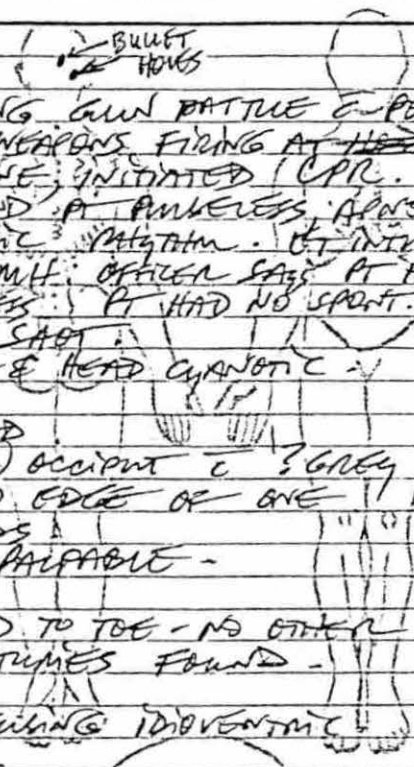
TIME ▶ NURSING ASSESSMENT:

CPR in progress. Intubated. Mother spontaneous. MAST ON + indicated. Monitor shows agonal rhythm. @ no corresponding pulses. Pupils fixed + dilated. (Paramedics) 2 apparent bullet entrance wounds R occiput. Bleeding freely. CPR stopped @ 1318 per Dr. [redacted]

MED. ALLERGIES: UNKNOWN

CURRENT MEDICATIONS: UNKNOWN

TIME ▶ HISTORY AND PHYSICAL EXAM:



~40 y/o ♂ SHOT IN HEAD DURING GUN BATTLE W POLICE. DISTANCE ~5 DAYS - MULTIPLE WEAPONS FIRING AT ~~HERE~~ ONCE. POLICE FOUND PULSE AT SCENE; INITIATED CPR. AMBULANCE ATTENDANTS FOUND PT PULSELESS, APNEIC, ASYSTOLIC & OCCAS IDIOVENTRIC RHYTHM. CPR INITIATED AT SCENE → TRANSPORTED. EMT: OFFICER SAYS PT HAS HX MANIC - DEPRESSIVE ILLNESS; PT HAD NO SPONT. MOVEMENT AT SCENE P BEING SHOT.

EXAM: CPR IN PROGRESS. FACE & HEAD CYANOTIC.

EYES: PUPILS FIXED & DILATED
TWO BULLET WOUNDS (R) OCCIPUT & ? GREY MATTER AROUND EDGE OF ONE

CHEST: BILAT. BREATH SOUNDS
NO HEART SOUNDS PALPABLE.

ABD: SOFT NT

PT EXAMINED FROM HEAD TO TOE - NO OTHER EXTERNALLY EVIDENT INJURIES FOUND.

MONITOR: ASYSTOLE & NONPERFUSING IDIOVENTRIC BEAT EVERY 2 SEC.S.

IMMUNIZATIONS:

PHYSICIAN'S ORDERS

☐ CARDIAC MONITOR ☐ EKG
☐ O_2 _____ L/MIN

LAB WORK
☐ CBC ☐ UA ☐ LYTES
☐ ABG ☐ RBS ☐ CCU PROT.
☐ BUN ☐ CREAT ☐ AMYLASE
☐ MED ETOH ☐ HCG ☐ CHEM PANE
☐ CULTURE: ☐ B STREP ☐ GC
☐ OTHER _____

X-RAY
☐ CXR ☐ PORTABLE
☐ Xtbl LAT C-SPINE

IV:

ADDITIONAL ORDERS	TIME	INITIA

DIAGNOSIS:
DEAD ON ARRIVAL - PROB ISOLATED GSW TO HEAD.

PLAN:
PRONOUNCED DEAD @ 1318

To coron

DISCHARGE CONDITION:

DISPOSITION:
☐ HOME ☐ ADMIT ☒ OTHER: RELEASED

DISCHARGE TIME: 1350

PHYSICIAN'S SIGNATURE [signature]

NURSE'S SIGNATURE [signature]

REDWOOD MEMORIAL HOSPITAL
A Sisters of St Joseph of Orange Corporation

EMERGENCY RECO
870

REDWOOD MEMORIAL HOSPITAL
A Sisters of St Joseph of Orange Corporation
3300 Renner Drive Fortuna, CA 95540 (707) 725-3361

CONDITIONS OF ADMISSION

1) GENERAL DUTY NURSING: The hospital provides only general duty nursing care. Under the system, nurses are called to the bedside of the patient by a signal system. If the patient is in such condition as to need continuous or special duty nursing care, it is agreed that such must be arranged by the patient, or his legal representative, or his physicians, and the hospital shall in no way be responsible for failure to provide the same and is hereby released from any and all liability arising from the fact that said patient is not provided with such additional care.
2) MEDICAL AND SURGICAL CONSENT: The patient is under the care and supervision of his attending physicians and it is the responsibility of the hospital and its nursing staff to carry out the instructions of such physician, and the undersigned consents to any X-ray examination, laboratory procedures, anesthesia, medical or surgical treatment or hospital services rendered the patient under the general and special instructions of the physician. The undersigned recognizes that all doctors of medicine furnishing services to the patient, including the radiologist, pathologist, anesthetist and the like are independent contractors and are not employees or agents of the hospital.
3) RELEASE OF INFORMATION: Upon inquiry, the hospital may make available to the public certain basic information about the patient, including name, address, age, sex, general description of the reason for treatment and general condition. If the patient or the patient's legal representative does not want such information to be released, he/she must make a written request for such information to be withheld. The hospital may disclose all or any part of the patient's record to any person or corporation which is or may be liable under a contract to the hospital or to the patient or to a family member or employer of the patient for all or part of the hospital's charge, including, but not limited to, hospital or medical service companies, insurance companies, workmen's compensation carriers, welfare funds, or the patient's employer.
4) PERSONAL VALUABLES: It is understood and agreed that the hospital maintains a safe for the safekeeping of money and valuables and the hospital shall not be liable for the loss or damage to any money, jewelry, documents, furs, fur coats and fur garments or other articles of unusual value and small compass, unless placed therein, and shall not be liable for loss or damage to any other personal property, unless deposited with the hospital for safekeeping.
5) FINANCIAL AGREEMENT: The hospital will provide information upon request regarding the regular rates and terms of the hospital. The undersigned agrees, whether he signs as agent or as patient, that in consideration of the services to be rendered to the patient, he hereby individually obligates himself to pay the account of the hospital in accordance with the regular rates and terms of the hospital. Should the account be referred to an attorney for collection, the undersigned shall pay reasonable attorney's fees and collection expenses. All delinquent accounts bear interest at the legal rate. The undersigned hereby assigns his hospital any benefits due to him under title XVIII, part A and B of the Social Security Act.
6) ASSIGNMENT OF INSURANCE BENEFITS: The undersigned authorizes, whether he/she signs as agent or as patient, direct payment to the hospital of any insurance benefits otherwise payable to or on behalf of the undersigned for this hospitalization or for these outpatient services, including emergency services if rendered, at a rate not to exceed the hospital's regular charges. It is agreed that payment to the hospital, pursuant to this authorization, by an insurance company shall discharge said insurance company of any and all obligations under a policy to the extent of such payment. It is understood by the undersigned that he/she is financially responsible for charges not covered by this assignment.
7) HEALTH CARE SERVICE PLAN OBLIGATION: This hospital maintains a list of the health care service plans with which it has contracted. A list of such plans is available upon request from the Financial Office. The hospital has no contract, expressed or implied, with any plan that does not appear on the list. Further, the hospital accepts no responsibility for ensuring that physicians or other health care practitioners that any may provide care to the patient during hospitalization are providers with any health care services plan. The undersigned agrees that he/she is imdividually obligated to pay the full cost of all services rendered to him/her by the hospital if he/she belongs to a Plan which does not appear on the above-mentioned list.
8) CONSENT TO PHOTOGRAPH: The undersigned does hereby authorize the taking of pictures while under the care of the hospital and physician, and agrees that they may use or permit other persons to use the negatives or prints prepared therefrom for such purposes and in such manner as may be deemed necessary. The taking of pictures of medical or surgical progress, and the use of the same for scientific, educational or research purposes, is approved.

The undersigned certifies that he has read the foregoing, received a copy thereof, and is the patient or is duly authorized by the patient as patient's general agent to execute the above and accept its terms.

A Copy of this Document is to be delivered to the patient.

Date of Signed 9-25 19 88 [redacted] Patient's Agent or Representative

Hour 14:25 (CODE BLUE) gun shot wound

Witne[redacted] Relationship to Patient

Person Financially Responsible for Patient if Different from the above.

Identification Band By _____

MEDICAL RECORDS

HOSPITAL

5133

AMBULANCE/RESCUE RECORD

AMBULANCE SERVICE: Fire Resq 7

DATE OF AMBULANCE RUN: 9/25/88

PATIENT NAME [redacted] SEX MALE [X] FEMALE [2] AGE 36 SOCIAL SECURITY # N/A

ADDRESS STREET/ROAD [redacted] CITY Newport Beach STATE Ca ZIP HOSP ID # [redacted]

DETAIL OF EVENT INCIDENT LOCATION Hwy 101 at Dealer Hill REASON FOR AMBULANCE REQUEST 07 NUMBER OF PATIENTS AT SCENE 1

FIRST AID PRIOR TO EMT ARRIVAL [1] CPR [2] OTHER — PATIENT AIDED BY [X] PUBLIC [2] FIRST RESPONDER OTHER (SPECIFY) CHP / CDF — DESTINATION RMH

CHIEF COMPLAINT (C.C.) Apnea, Pulseless, Unresponsive — EXTRICATION [ ]

OBSERVED CONDITION INJURY

		AREA		TYPE	
CARDIAC	[1]				
TRAUMA	[X]				
SP / BACK	[3]	HEAD	[X]	ABRAS	[1]
RESPIR.	[4]	BACK	[2]	CONTUS	[2]
ETOH / BRTH	[5]	THORAX	[3]	LAC.	[3]
SEIZURE	[6]	ABDOMEN	[4]	SPRAIN	[4]
BEHAV.	[7]	LIMB	[5]	FRACT.	[5]
BURN	[8]			CONCUS	[6]
NEONATE	[9]			BURN	[7]
OB / GYN	[10]			PENETR.	[8]
DOA	[11]			GSW/ST	[X]
DRUG	[12]			AMPUT.	[10]

POISON Type ____ Amt. ____

OTHER (Specify) ____

MILEAGE (odometer reading)

Start: 205.4

Location: 206.9

Destination: 209.6

AID TO PATIENT

	AT SCENE	EN ROUTE
Airway ___ORO ___EOA ___ET___	[1]	[1]
IV started [ ] Main. [ ]	[2]	[X]
# Attempts 4		
Defibrillation	[3]	[3]
Mast	[X]	[X]
EKG/Telemetry Sinus Junctional	[X]	[X]
Oxygen Bvm / Demand CPAP	[X]	[X]
Suction	[X]	[X]
Artificial Respiration	[X]	[X]
CPR	[X]	[X]
Limb Splints	[10]	[10]
Bleeding controlled	[11]	[11]
Dressing applied	[12]	[12]
Burns dressed	[13]	[13]
Restraints	[14]	[14]
Spinal immobilization	[15]	[15]

SERVICE DATA TIMES (24 HOUR)

Time Received	1254
Vehicle En Route	1254
Arrived location	1256
Departed location	1307
Arrived destination	1315
Secure	1430
Dry Run	[ ]

EFFECT OF FIELD ALS PROCEDURE(S) TO BE COMPLETED BY EMERGENCY M.D./R.N.

[1] FIELD SAVE [2] MAINTAINED COND. [3] IMPROVED COND. [4] UNABLE TO DETERMINE

DEAD AFTER RESUS. E.R. [5] EXPIRED OR [6] ADMITTED [7]

URGENCY CODE

To Location	1	2	[X]
To Hospital	1	2	[X]

PROTOCOL UTILIZED

RADIO DELAY [X]

RADIO FAILURE N [X] T

EMT TREATMENT/COMMENTS: 36 y/o ♂ lying on Hwy 101 ± GSW to back of head ⊖ exit wound. Law Enforcement on scene unsure of # of times pt shot. ± CPR in progress. Mast Suit put on & airway management initiated. Pt loaded into amb, intubation ± ET done, IV attempted X4 ± success, CPR continued & pt transported C-3 to RMH in spine position. Monitor shows occasional junctional ♥ but ± ⊖ pulse

PUPILS

	L	R
NORMAL	[1]	[1]
LARGER	[2]	[2]
DILATED	[X]	[X]
CONSTRICTED	[4]	[4]
FIXED	[X]	[X]

PATIENT MEDICATION Meds for [redacted] Not taking

ALLERGIES UTD

PRIVATE M.D. UTD

E.R. [redacted]

EOA [1] EGTA [2] ET [X] TIME IN 1309

DEFIB [1] CARDIOVERT [2] W/S ____ TIME ____

VS

TIME	B.P.	PULSE RATE & CHAR.	RESP. RATE & CHAR.	MENTAL STATUS TIME	ALERT	ACTIVE	ORIENTATION	SLEEPS AWAKENS SPONT.	RESPONDS TO COMMAND APPR.	IN APPR.	DOES NOT	RESPONDS TO PAIN LIGHT STIM.	DEEP STIM.	DOES NOT
1256	⊖	⊖	⊖	1256							X			X
1305	⊖	⊖	⊖	1305							X			X
1315	⊖	⊖	⊖	1315							X			X

IVS

TIME	SOLUTION	SITE	RATE	TOTAL INFUSED	GAUGE	TIME	MEDICATIONS	DOSAGE	ROUTE
1300	LR	LFA	OPN	⊖	16/14	1256	O2	Demand	ET
unable to initiate									

ORDERED BY ____ SIGNATURE ____ HOSPITAL ____

[1] E.M.T. I [2] E.M.T. II I.D. # 1110 DRIVER'S SIGNATURE ____

ATTENDANT'S SIGNATURE ____ I.D. # 310 [1] E.M.T. I [X] E.M.T. II

USE REVERSE SIDE FOR ADDITIONAL COMMENTS AND RHYTHM STRIPS

REDWOOD MEMORIAL HOSPITAL

Cardiac Arrest Record

PT. DIAGNOSIS/PROCEDURE: Gunshot wound

DATE: 9/25/88 TIME OF ARREST: _____ AM PM

INTUBATED AT: in ambulance AM PM RESP: AMBU ____ ENDO TRACH ✓ EMT'S ✓ R.N. ____ M.D. ____

CHEST COMPRESSIONS in ambulance & on arrival @ 1316 STARTED BY: in ambulance

TIME AT END OF ARREST: 1321 AM PM OUTCOME OF ARREST: expired

PRESENT: [redacted]

TIMES														
I.V. STARTED	✓													
DEFIBRILLATION W/S	✓													
DRUGS														
LIDOCAINE Bolus	✓													
LIDOCAINE Drip	✓													
EPINEPHRINE 1:10000	✓													
ATROPINE	✓													
SODIUM BICARB	✓													
VERAPAMIL	✓													
BRETYLIUM	✓													
OTHER DRUGS														
1316 CPR started					1321 CPR Stopped									
1318 Monitor on														
PT. RESPONSE TO DRUG [-] [+]														
BLOOD PRESSURE	✓													
CHEMISTRIES														

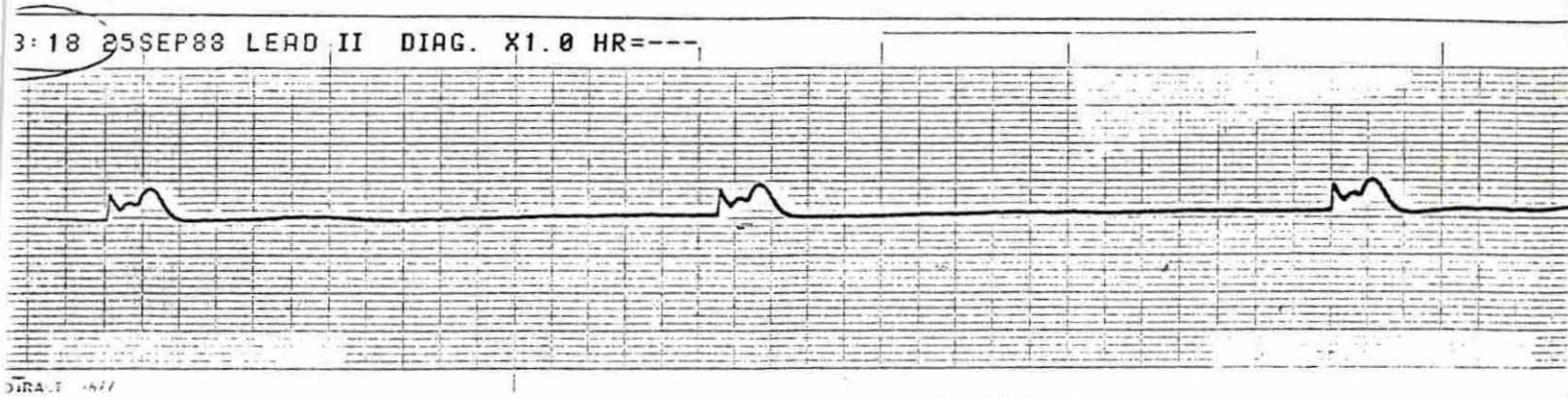
FORM NO. 530 (O)

REDWOOD MEMORIAL HOSPITAL

[redacted]

PATIENT'S NAME

MONITOR EKG STRIPS



COMMENTS

PR QRS RATE

COMMENTS

PR QRS RATE

COMMENTS

PR QRS RATE

COMMENTS

PR QRS RATE

GUIDELINE CHECK-OFF LIST FOR THE COLLECTION OF EVIDENCE FROM HOMICIDE VICTIMS AT AUTOPSY

NAME [redacted]

CASE# 88-5887

DATE 9/26/88 TIME 1000

DOCTOR [redacted]

EVIDENCE COLLECTED

1. Foreign Trace Material Adhering to Body ____ YES ___ NO X
2. Gunshot Residue GSR KIT YES X NO ___
3. Fingernail Scrappings ____ YES ___ NO X
4. Fingerprint ____ YES X NO ___
5. Pubic Hair Combings ____ YES ___ NO X
6. Hair Standards (head ___ eyebrow ___ body ___ pubic ___) NONE
7. Bite Mark (saliva swab ___ cast ___) NO
8. Oral Swabs ___ Vaginal Swabs ___ Rectal Swabs ___ NONE
9. ~~TWO~~ Blood Sample~~S~~ (~~gray top tube & lavender top tube~~) ___ YES X NO ___
   (consult DOJ Laboratory for directions if there has been a transfusion)--------(if no blood is available was a saturated gauze pad collected? YES ___ NO ___
10. Urine ____ YES X NO ___
11. Clothing ____ YES X NO ___
12. Stomach Contents (if poisoning suspected) ____ YES ___ NO X
13. Photographs ____ YES X NO ___

NOTES:

CORONER RETAINED POSSESSION OF BLOOD & URINE & WILL HAVE ANALYIZED FOR ALCOHOL OR DRUGS.

PROJECTIVES & METAL PIECES REMOVED FROM BODY COLLECTED BY ME & BOOKED AS EVIDENCE.

Reggie Bell #0053
Identification Technician

RECEIVED
SEP 30 1988
CORONER-PA

ROBERT R. MORRIS, M.D.
PATHOLOGIST
3012 Eye Street Phone (707) 725-6861 Eureka, Calif. 95501

NECROPSY PROTOCOL

CASE # 205-88-901 Age 36 yr. Sex M Race W

NAME [redacted]
Time of Death Sept. 25, 1988, 1318 hrs.
Place of Death Redwood Memorial Hospital ER
Time of Autopsy Sept. 26, 1988, 1000 hrs.
Place of Autopsy Humboldt County Morgue
Autopsy Surgeon [redacted] M.D.
Attending Physician None
Source of Request Coroner
Physicians Present None
Other Observers Moore, Schwimley, see sign in sheet

EXTERNAL EXAMINATION

The unembalmed body is that of a well developed well nourished male having a body length of 74 inches and a body weight of about 260 lbs. There is no evidence of edema or jaundice.

A total of 14 missile wounds of entrance are found involving the head, back and left posterior shoulder and arm. No wounds of exit are identified. The wounds are caused by .38 cal. handguns and shotguns loaded with .32 Cal. buckshot. All of the missiles that are recovered are turned over to officer Billingsley.

Wound # 1 is high on the posterior scalp about 2 cm. to the left of the mid line and it has irregular margins. The lesion measures 2x.8 cm. and extends down to the calvarium but does not fracture the bone. In the floor of the wound is a flattened lead missile measuring 1x.4 cm. which appears to be a .38 Cal. slug.

Wound # 2 is below wound # 1 and to the left of the mid line and it measures 1.5x1 cm. with the long axis laying horizontal. An irregular .6x.6x.5 cm. lead missile is on the surface of the calvarium with no trauma being noted on the calvarium.

Wound # 3 is on the mid line at the parietal occipital suture line and it measures 1 cm. in diameter. A 1.2 cm. hole is in the calvarium with beveling on the inner margin. The missile passes between the occipital lobes of the brain and macerates most of the pons and the superior part of the mid cerebellum. This lesion is the fatal wound. The recovered missile is in the anterior region of the pons and it is a deformed lead slug that measures .8x.3x.2 cm.

Wound # 4 is slightly to the right of the mid line and is low on the occipital bone making an irregular hole in the scalp which measures 1x.8 cm. There is a hole in the calvarium measures 1.3x1 cm. and the missile passes from back to front on an upward angle of about 20 degrees and from right to left on about a 10 degree angle. A deformed 1.3x1x.4 lead missile is lodged in the left lower margin of the sphenoid bone supporting the sella turcica. This missile passes through the occipital lobes of the cerebrum and through the left basal ganglia area.

Wound # 5 is located on the right side of the head above and in front of the right ear in the region of the parietal bone and the wound measures 1.5 cm. in diameter. There is a hole in the calvarium about 1 cm. in diameter, and the missile passed from right to left, on a 20 degree angle anteriorly, and upward about 10 degrees. It passed through the right parietal and the left frontal lobes, and a deformed 1x.8x.5 cm. lead slug was recovered near the cortical surface of the left frontal lobe.

Wound # 6 is located on the high mid back near the junction with the cervical and thoracic vertebrae. It measures 1.3x1 cm. and has irregular margins. A .38 Cal. 1x1.3x1 cm. lead deformed missile and its separate copper jacket passes from back to front nearly on a horizontal path and about 10 degrees to the left. The missiles are lodged in and recovered from the soft tissues of the deep anterior neck to the left of the mid line. The last cervical or first thoracic vertebrae was partly fractured on the left side as the missile passed by.

Wounds # 7 and # 8 are located on the upper posterior left outer shoulder and they are about 3 cm. apart. Each measures .4 cm. in diameter and the margins are irregular. From the X-rays taken of this part of the body these wounds are due to two shotgun pellets that are lodged in the underlying soft tissues.

Wound # 9 is about 3 cm. down onto the back of the chest and medial of wound # 8. In the floor of the wound is a .4 cm. lead shotgun pellet.

Wound # 10 is located on the upper posterior left arm and measures .4 cm. in diameter. It also appears to be due to a shotgun pellet.

Wound # 11 is medial to wound # 9 and half way between the left lateral margin of the upper arm and the mid line of the back. It measures 1 cm. in diameter and a missile passes from back to front on nearly a horizontal plane and passes through the mid upper part of the infra-spinus fossa of the scapula. A deformed 1x.8x.5 cm. lead missile is recovered from the soft tissues medial and anterior to the head of the humerus.

Wound # 12 is located on the right upper back on the outer 1/3 .. in line with the upper axillary fold. The wound measures 1 cm. in diameter and a missile passes through the subcutaneous tissues of the back on nearly a horizontal plane, passes through the upper part of the infra-spinus fossa of the left scapula, and a deformed .8x.9x.5 cm. lead slug is recovered within about 1 cm. from missile # 11.

Wound # 13 is on the left outer low chest and it measures .6 cm. in diameter and appears to be made by a shotgun pellet.

Wound # 14 is located on the anterior lateral surface of the left mid arm and the wound measures .4 cm. in diameter and may be made by a shotgun pellet or from broken glass.

Two closely spaced wounds are noted on the left upper anterior forearm that measure .1 and .2 cm. in diameter. A number of 2 to 4 cm. fresh faint bruises are present on the anterior left chest and upper anterior left arm. No other significant lesions are found on the body.

INTERNAL EXAMINATION

SKULL AND CENTRAL NERVOUS SYSTEM

When the scalp is reflected hemorrhage is present in the deep tissues about the 5 scalp lesions described. The calvarium is of average thickness and holes in the calvarium from wounds 3, 4 and 5 have been covered above. A fracture radiates upward and anterior from hole 5 and terminates at the mid line. The orbital plate over each eye is fractured from the blast effect. The meninges are of average thickness and there is moderate hemorrhage noted on the surface of the cerebrum. The gyri and the sulci are of average size. Sections through the cerebrum, basal ganglia area, brain stem and cerebellum

show hemorrhage in the sinus tracks from the three missiles that passed through the brain. No areas of softening or evidence of a tumor are found. The cerebrospinal fluid is average in amount. The vessels of the base of the brain are free of atherosclerosis and they are patent. The brain weighs 1450 gms. The spinal canal is patent.

NECK ORGANS

Not examined.

CARDIOVASCULAR SYSTEM

The pericardial sac is of average thickness and there is no fluid in the sac. The heart weighs 460 gms. and the ventricles are not dilated. Sections through the myocardium show no fresh infarction or evidence of fibrosis. The valves of the heart are grossly normal. Serial sections through the coronary arteries show minimal atherosclerosis and they are all patent. The aorta is of average diameter and there is minimal atherosclerosis of the inner lining of the arch and thoracic aorta.

RESPIRATORY SYSTEM

The lungs are free in the pleural spaces and there is no fluid in either space. The left lung weighs 460 gms. and the right 460 gms. Sections through both lungs show moderate congestion of the vascular bed generally. No tumor or a pneumonitis is found. The bronchi and the vessels of the lungs are patent.

PERITONEUM AND DIGESTIVE SYSTEM

The serosa of the abdomen is smooth and shiny and there is no free fluid in the sac. The abdominal organs are in the correct anatomical position and palpation of the large and small bowel show no gross evidence of tumor. The stomach on being opened is found to be nearly empty. A small amount of dark fluid is noted. The appendix is grossly normal and sections through the pancreas show grossly normal tissue.

HEPATIC SYSTEM

The liver weighs 2670 gms. and its serosa is smooth and dark tan and sections through the liver show marked congestion of the vascular, bed and the cut surfaces are dark red. The bile ducts are patent and the gallbladder is filled with light brown bile without calculi.

SPLEEN AND LYMPHATIC SYSTEM

The spleen weighs 270 gms. and its serosa is smooth and purple. Sections through the spleen show moderate congestion of the vascular bed. The retroperitoneal and mesenteric lymph nodes are not enlarged on palpation.

URINARY SYSTEM

The right kidney weighs 210 gms. and the left 210 gms. Several sections through them show the capsules to strip with ease leaving a smooth cortical surface. The cortex and medulla of each is average in thickness and there is moderate congestion of the vascular bed. The calices, pelvis and ureters are grossly normal. The urinary bladder is not opened but about 25 ccs. of clear urine is aspirated from the bladder.

GENITAL SYSTEM

The external genitalia are those of a normal circumcised male. The prostate and the testicles are not examined.

ENDOCRINE SYSTEM

The adrenal glands are not examined.

SKELETALMUSCULAR SYSTEM

The three holes in the calvarium have been covered above and a fracture of the cervical or upper thoracic vertebrae has been noted. The left scapula has two .8 cm. holes in the paper thin bone of the mid upper infra-spinus fossa along with a linear horizontal fracture through the holes.

MICROSCOPIC EXAMINATION

Brain: Several sections from the cerebral cortex show a normal number of ganglion cells and there is congestion of the vascular bed. A section from the basal ganglia area, brain stem and cerebellum show congestion of the vascular bed with no other significant changes being found.

Heart: A section shows no significant changes.

Lungs: Sections from each lobe show marked congestion of the vascular bed of the dependent parts of the lungs. Other sections show air in normal sacs that have thin walls and there is no inflammation involving the lungs. No significant numbers of macrophages are found in the alveoli.

Liver: A section shows marked congestion of the vascular bed. Most of the liver cells are full of small and some larger fat droplets indicating moderate to marked fatty metamorphosis of the liver. No significant inflammation is present in the portal triad areas or in the region of the central veins. No significant proliferation of fibrous tissue is noted.

Spleen: A section shows marked congestion of the vascular bed.

Kidneys: A section from each kidney shows marked congestion of the vascular bed and there is moderate autolysis of the tissues. The architectural pattern is normal.

ANATOMICAL SUMMARY

1. THREE GUNSHOTS OF BRAIN WITH ONE NEARLY SEVERING PONS
2. MULTIPLE GUNSHOTS OF BACK AND LEFT UPPER EXTREMITY
3. MODERATE SUBDURAL HEMORRHAGE
4. MODERATE CONGESTION OF LUNGS AND VISCERA
5. MANIC DEPRESSIVE PSYCHIATRIC DISORDER (CLINICAL)
6. MODERATE FATTY METAMORPHOSIS OF LIVER
7. MILD CARDIOMEGALY
8. POSTMORTEM BLOOD ALCOHOL LEVEL: Neg.
9. POSTMORTEM BLOOD LITHIUM LEVEL: 0.2 mEq/L (0.5 to 1.5 mEq/L)
10. POSTMORTEM URINE DRUG SCREEN: Neg. (this includes phenothiazine)

CAUSE OF DEATH

Gunshot wounds of head

Other Conditions: Multiple gunshot wounds of back and left upper extremity

Turned out
Sept. 30, 1988

[redacted]

WITNESS: [redacted]

This is a tape interview with Mr. [redacted] We are at the Chambers Trucking yard in Rohnerville. [redacted] is a witness to the Officer involved shooting that occurred on the 25th of September, South of Drake Hill, Highway 101, in the Fortuna Area. Sgt. Mike Crock and Mr. [redacted] go ahead and identify yourself on the tape and give us your name and address.

I am [redacted] P. O. Box [redacted] Hydesville, CA.

Q. O. K. Can you relate basically what you observed yesterday?
A: I was working there at that [redacted] Mill and one of the brothers down there heard all the sirens and he went out to see what was going and we seen the cars stopped there at the foot of Drake Hill and we walked down a little bit further and we seen all the Highway Patrol cars parked there had this van block off, I guess on the Southbound side of the highway there and they kept talking to the guy telling him to get out it seems like he was firing shots cause you could hear an Officer there telling the other Officer's that there was a shot fired and another shot fired seemed like he threw some things out the drivers side window it looked like bottles could of been a piece of glass I guess and he threw some stuff out the passenger window it looked like he was going to throw a box it might of been something that a rifle or shotgun come in brand new box like that probably 3 foot long 6 to 8 inches wide, white/red in color looked like I don't think he actually threw it out though. A couple of other things came out. Seemed like he fired 2 shots out the right side towards the East there, right after that it seemed like that's when the Patrolman there about in that immediate time is when they started shooting into the windows on it. Seems like right after that it was about all over with.

Q: O. K. Do you remember how many shots he fired? Or could you tell?
A. No. It seemed like it was quite a few out the drivers side you know I was thinking that was kind of strange because there is nothin for him to shoot over there unless he was just trying to empty his gun out, cause all the Officers were behind him and to each side of the road there.

Q: Did you ever see him point the rifle at any Officers?
A: I never did see anything, I was kind of waiting to see what he looked like myself there but never .....

Q: Couldn't see him in the van?
A: No. Ah, when they opened the door, I don't remember who it was but when they opened the door, they pulled like blankets and sleeping bags or something out like he had himself pretty well barricaded into the darn thing. I imagine, probably shooting overhead-pointing the gun.

Q: Holding it above? Just shooting wild?

A: Yeah. I don't think he could really see what he was shooting at-just shooting the thing. Yeah.

Q: Where you were standing, could you see the drivers door at all?
A: No, I couldn't. I couldn't see. It was headed North, we were back at angle probably like so, probably 30 degree angle.

Q: You were off to the right rear? How long would you estimate they tried to-the Officers talked to them? Trying to get him to come out of there?
A: It seemed like a long time. I don't know maybe 10 or 15 minutes. I don't know just can't really say, it seemed like they kept trying to-he would throw something out, and they would say alright throw the gun out, you know trying to tell him throw things out or get out, come on out and talk to us.

Q: You said something to the effect that you heard a radio like a?
A: AM radio.

Q: AM radio.
A: AM-FM.

Q: And you could hear it across the highway there?
A: You could hear the music playing.

Q: How far would you estimate you were from where the shooting occurred where you guys were standing?
A: Well, a couple of hundred yards maybe, I not to good at yardage anymore but.... I imagine [redacted] probably showed you guys where we were standing at looking across there is not that far less than 200 hundred yards I would imagine.

Q: Was there anything to obstruct your vision? In other words you had a pretty clear shot you could see to the side of this van?
A: I could see the right side and to the rear. I couldn't see the drivers side or what was in front of it.

Q: Alright. So all the Patrolmen would of been behind your line of vision.
A: No, they were all right in the line of vision because we were standing right here looking across at it and the van is right there and the Patrolmen were all like this and up on this side of the road there. They had him on two sides and he couldn't-I guess he couldn't go any further forward. I guess he could of come to think of it but he wasn't.

Q: On two sides, the back and the right side. Could you tell what type of weapon he was firing? Do you have any idea?
A: No. At that distance, I couldn't really say.

Q: It was pretty audible?
A: Yes, you could hear it pop-pop-pop but at the same time from on down at the end of the lane down there is the traffic club and you can hear them going pop-pop-pop too so... In open air like that it - shot a lot of weapons I guess they just kind of dissipate in the air like that.

Q: When he fired, he was apparently firing out of the window, was there any pause? I mean did they talk to him, did he shoot, then did they talk to him again, then did he shoot again. Or how did that happen?
A: It just went on there, like I say, I don't know for exactly how long. It just....It seem like there would be a shot, there was one Officer I know that was behind him there awhile, a younger guy and he was the one I am pretty sure that was saying there was a shot fired, a shot fired.

Q: And you had no trouble knowing that it was Highway Patrol Officers and Sheriff there, I mean you could see easily what they were wearing and their cars and stuff? You could hear what they were saying to him?
A: Yeah. One was on the speaker, telling him to come out, as far as far as on the speaker.

Q: You could understand what he was asking of him? Directions or something he was trying to give him?
A: Wanted him to come out and talk and throw the guns out and come on out and....

Q: Were they calling him by name? Do you know?
A: Right there at first, right there at first, I remember one of the Officers said his name was such n such, I think his name was ? maybe they got a make on the vehicle I don't know but I think they probably mention his name but after that it was just come on out and talk to us, throw it out, it looked like he was going to-on the right side, he had that gun box, it looked like a gun box you know what I mean one of those new weapons guns in it, he was waving out the window, and I thought well yeah if that was my gun I wouldn't want to drop it on the concrete either. Maybe but....

Q: Do you think he had the box over the end of the gun?
A: You couldn't really, he was probably like that, just waving it out the window, but it seemed like - I don't think it ever went out the window.

Q: You said the color of the box you saw red and white?
A: I think it was red and white.

Q: A red and white gun box mean anything to you? Personally?
A: Winchester sometimes. Winchester back in the old days when I shoot ?

Q: That's the color ? That's their color. O.K. do you have anything further [redacted]
A: I don't have anything further.

Q: Anything else [redacted] you can think of?
A: Is the guy still alive? Because he was still alive when they got to the van.

Q: He died either in route or at the hospital. He expired at the hospital. That will be the end of the tape at 1518 hours.
A:

W. H. BIERER #8519 INTERIVEW WITH [redacted]

What I am doing on this is doing a little follow-up on this rifle. We have a problem up in one of our Divisions up in Northern California with someone using this rifle ??? of a crime.

Q: Can you tell me do you remember when you sold it?
A: Yes, nows this a 30-30 Winchester, right?

Q: Ya, Model 94.
A: That's correct. And I sold it to him about or maybe ten days ago. And he said he was going north and he wanted a rifle so he could target practice possibly if he wanted to he could go hunting. And ah he's been a friend of ours for at least 30 years

Q: Who's that sir?
A: Or more. Have you got his name?

Q: Well what name who did you sell it to? What's his name?
A: What is my name?

Q: No, what is the person's name you sold it to their name?
A: Ya. [redacted].

Q: [redacted]
A: That's right.

Q: And you've known him for about 30 years?
A: [redacted], [redacted]

Q: And you've known him for approximately 30 years?
A: About that, ya.

Q: I see. Ah, did you ah fill out any paperwork on the vehicle when you sold it excuse my on the rifle when you sold it?
A: I didn't feel that I needed to because he had the cash money and he wanted very badly. And he got a very good buy on it because I never used the gun. I bought it from Penney's about oh maybe ten years ago.

Q: OK. And how much did you sell it for sir?
A: $100.

Q: Ok. Did he buy ah or did you give him any ammunition or anything with the rifle?
A: No. I had no ammunition to give him.

Q: OK. Did he just say he needed it for target practice?
A: That's what he wanted it for. He said he was just going up here close by and get some target practice. Then he thought he would go north. I don't know where he was when you got him.

Q: I see. How was he as far as his his state of mind when he bought this rifle. I mean you've know him for about 30 years. Is he.
A: Ya. What was the question?

Q: How was as far as his state of mind went how was he when you last talked to him when he bought this rifle? Did he seem in a pretty good mood? Was he despondent over anything?
A: Yes, he was very good condition. I think he's had a problem or two in the past. I don't know much about it. But ah his father and mother do live here in Newport Beach.

Q: Oh, they do?
A: They do. And ah if any problem, I think you should contact them.

Q: Well, we were just doing a follow-up on the rifle right now.
A: Ya.

Q: But you owned it for about ten years prior to that?
A: That that's correct.

Q: Ok.
A: It was still in the new case. I bought it the cardboard case. I thought I would use it if I went hunting but my wife was somewhat agitated about me hunting any more. I'm too too many years ahead of me.

Q: Right. Ya.
A: No, I was glad to let the boy have it cause I thought that he was going to buy one it would cost him over $200.

Q: Did he come to you asking for the rifle or did he know you had it for sale? Or how did he come to buy it?
A: How he came to buy it was we were talking about ah a 22 rifle somewhat that he used to have and he used to like to target practice. And I mentioned then I said ah when are you going hunting and he said pretty soon. I said well what kind of rifle are you going to use. I said a 22 is not very good for deer or anything like that. I said I've got a 30-30. He says can I look at it? And I said we'll sure. And he took a liken to it and he went down to the bank and got cash right away. So that's all I can give you on that.

Q: OK. Do you have his parents phone number by any chance sir?
A: Do I have his parents number?

Q: Yes, sir.
A: I can give it to you. Hold on.

Q: OK.
A: It's [redacted]

Q: Ok. They live here in Newport Beach?
A: They live in Newport Beach. That's right. That would be 714 area.

Q: OK. I thank you very much for you time sir.
A: Your welcome. And I hope the boy doesn't get into trouble with that rifle cause he's a very nice chap. And I don't know. He's had a little problem. I suppose that this might be affecting him somewhat.

Q: What a what type of a problem does he have?
A: Well the problem as I understood it was at times he was at some kind of a a difference of opinion with his parents. And what is all amounts to I couldn't tell you. But was he was living alone here I believe for sometime.

Q: I see.
A: That's the best I can tell you on that.

Q: Ya, OK we'll thanks again sir.
A: You're very welcome.

Q: OK. Bye.
A: You bet.

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SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

==========

CASE NUMBER: 88-5881

INTERVIEWER: Detective Frank Vulich

[redacted] CHP Shooting Investigation

STATEMENT OF: CHP Officer James Strong

LOCATION: Arcata CHP Office

DATE & TIME: 09-25-88 2122 hours

ALSO PRESENT: DA Investigator Rich Walton
CHP Sergeant Mike Krock
CHP Captain Don Spencer

NOTE: The following will be recognized as:

Q: - Vulich A: - Strong X: - Walton

MK: - Krock DS: - Spencer

==========

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department. Today's date is September the 25th, 1988. The time right now, by my watch, is 2122 hours. This is regarding case number 88-5881, officer involved shooting investigation, involving the California Highway Patrol. Also in this room with me, here at the Arcata Highway Patrol Office, is Ivestigator Walton of the Humboldt County District Attorney's Office, CHP Sergeant Krock, that's K.R.O.C.K., ah, of the Redway Office, and also here is Captain Don Spencer with the Arcata Office, Humboldt County. Officer ah, CHP Officer James Strong, S.T.R.O.N.G., is that right?

A: That's correct.

Q: Okay and your i.d. number is [redacted].

A: That's correct.

Q: And you're out of the Redway Office, but you're assigned as a resident post in Laytonville, is that right?

A: That's correct.

Q: And just prior to the tape being turned on, you told you've been a CHP Officer for some 21 years plus.

A: That's correct.

Q: And also that you've been in the resident post in Laytonville for the past 10 years.

A: That's correct.

Q: And today ah, you are assigned as a traffice officer with the California Highway Patrol?

A: Yes, I am.

Q: And what time did you start your duty this morning?

A: At six o'clock this morning, six a.m.

Q: Is that 0600 hours?

A: Yes it is.

Q: Okay. And what are you assigned days off?

A: My assigned days off vary. It hap....happens that ah, yesterday was my assigned day off.

Q: Yesterday?

A: Yes it was.

Q: Okay, you're talking about Saturday?

A: Saturday, yes.

Q: Okay. So this is your first day back to work this week?

A: From....from one....actually one day off, the day before was a comp day off.

Q: Okay. Okay, so you went to work this morning in you're in a uniform right now, is that right?

A: Yes, the same uniform I went to work in this morning.

Q: Okay and your sand-brown leather gear and your ah, side arm is....is right here with you.

A: Yes it is.

Q: And that's the ah, equipment that you were wearing here today.

A: Yes it is.

Q: And your assigned vehicle is what?

A: Number [redacted] an '87 Model Chevrolet.

Q: And that is a black and white marked ah, California Highway Patrol vehicle, is that right?

A: Yes it is.

Q: Okay. Do you have a light bar on that vehicle?

A: No, I do not.

Q: Okay. But you have the ah, red spotlight?

A: Yes.

Q: For lack of better terms on my regard.

A: Red spotlight, yes.

Q: Okay. Ah, sometime today you were notified or dispatched to becoming ah, involved with a vehicle that was in an incident in Willits, California.

A: Yes I was.

Q: About what time was that that...that you started getting information on this?

A: That was near to eleven o'clock this morning.

Q: And what is it that you were informed regarding this ah, vehicle incident?

A: It was put out to me by dispatch as an officer safety bolo in regards to a [redacted] Dodge van, with two yellow containers on top of it, it was involved in a.....the occupant of that vehicle was involved in a ah, dicharge of a firearm in the town of Willits. When the report came to me at that time, it was approximately 20 minutes old.

Q: Okay. Did they give a direction of travel or anything like that?

A: The direction stated that they were northbound from Willits.

Q: Okay. So once you received this ah, dispatch information on officer safety, ah, somewhere along the line apparently you observed this vehicle traveling north on U.S. 101.

A: Yes, I did.

Q: And about where was that?

A: I was in the Leggett area and I observed it on the freeway

at...or near the ah, south Leggett over-crossing as it was approaching the ah, over-crossing for south Leggett, and then went under the over-crossing, staying on the freeway and I came onto the freeway at south Leggett, at the south Leggett on-ramp, and was behind it at that point.

Q: Okay and apparently you must of radioed someone to tell them that you had this vehicle?

A: Yes. I ah, called dispatch to tell them that ah, I had spotted the vehicle and then I gave them a license number, because they di....they gave me a partial, and I gave them a complete license number and then I stayed behind it to ah, find out what they wanted me to do about that....the vehicle.

Q: Let me ask you this, how was it that you were able to get that license number off the van?

A: I just pulled up....I came up close enough to see it, from behind it.

Q: In the back.....

A: Then I backed off.

Q: Okay about how far away were you at that point, when you were able to see it?

A: I'd say a hundred to a hudred and fifty feet.

Q: Okay. And so you backed off to get further instructions?

A: Yes.

Q: Okay. At that point you were also aware of, or made aware the [redacted] had a ah, firearm?

A: I was aware, from the original broadcast, that the [redacted] was probably armed as there was discharge of a firearm.

Q: Okay. But were you ever appraised of what kind of a firearm he had?

A: It seemed to me that ah, they reported a handgun. That was the.....I recall during this ah....following the vehicle, I was thinking that this occupant had a handgun.

Q: Okay. And ah, you've been trained to use caution when you receive that type of a...a broadcast, when you're ah, contacting that type of ah, possible [redacted] of some sort.

A: Yes.

Q: Okay. And so you know officer safety is....is quite eminent

at that point.

A: My primary thought at the time, yes.

Q: Okay. And to your knowledge where was the next closest law enforcement agent or officer?

A: At that time I was told by dispatch that my nearest ah, assistance was coming south from Garberville.

Q: Okay. And did that ah, occur?

A: Yes.

Q: Was there another unit? Who was that?

A: There was....there was two other units actually. Two units from ah, Garberville, Officer ah, Sanders and Micheletti.

Q: So you've known both of them since ah, they've been in this area?

A: Yes, ah, but I don't really know them very well.

Q: Okay. And....but you were able to have radio contact with them?

A: Yes.

Q: Okay.

A: I recognized their call signs.

Q: And from there ah, what were your instructions at that point?

A: From the point where I asked dispatch what does Willits Police want me do, they wer....I was advised they...that they wanted this vehicle stopped and....(inaudible), and to ah, check for a loaded firearm, wea.....in the....in the vehicle.

Q: To ascertain if this was the same vehicle and the same person that was involved in the incident in Willits?

A: Yes.

Q: Okay. Ah, did they say there was a report of ah....what the report was, other than just to stop and f.i. him...in other words was there.....were they broadcasting the guy's armed and dangerous, or just to stop, f.i. him and and ascertain the fact he had ah, a weapon in the vehicle.

A: They did advise me that there had been a shot fired and that ah, Willits Police wanted this information about the occupant and.....and to be advised there'd probably be a....or possibly be a ah, loaded weapon in the vehicle.

Q: Did....they didn't broadcast that this guy ah, assaulted someone with a deadly weapon at that point?

A: I didn't understand the dispatch to be that way.

Q: Okay. So you.....at that point, were you able to form an oppinion or what was going on, or were you still....because you're a vetran officer, are quite aware of an officer safety situation?

A: I understood it to be a brandishing type of situation in Willits, with a random shot fired and ah.....and I was basically thinking of my own safety.

Q: Okay. So then as you're traveling north on ah, 101 somewhere along the line Officer Sanders and ah, Micheletti ah, are now with you in the same general area as the [redacted] vehicle?

A: Yes. We make radio contact near Piercy and we actually come into visible contact as we go over the Piercy ah, exit on-ramp.

Q: Okay. What was ah.....what was the game plan then, if you will?

A: The plan was to ah, make a stop in a wide area north of...of ah, Piercy where we could ah, safely ah, have a spot to make a high-risk stop.

Q: Okay. A high-risk stop is what?

A: It's a ah....it's a situation where we have to use extreme caution as there is a possibility of weapons, but not a known felony to have occured.

Q: Okay. So at somewhere along here you and the other two officers attempted to make a ah, high-risk stop.

A: As soon as we got past the ah, on-ramp, where the two black and whites were visible coming on the freeway, ah, it....that van started acting strange. Ah, driving a little strangly. Acting a little strangly. So I decided that that was a good enough spot, the traffic was pretty clear then, to try and stop right there. And see if we couldn't do it right there.

Q: Okay. Where....where was it along this....this route that you feel.....that you feel the driver of that van ah, was able to know that you were behind him?

A: At that point.....oh, duing this route? He knew instantly that I was behind him.

Q: When you were.....

A: Right....right from south Leggett.

Q: When you got his license number?

A: Yes.

Q: Then you felt pretty comfortable that he recognized that you were behind him?

A: The reason I.....yes. The reason I say this is that ah, I was only behind him for about a half a mile when he turned off ah, onto Highway 1, and I just stayed on 101, and for a short distance tried to act casual and then I got down a short ways and made a u-turn, and came back to the intersection of Highway 1. At that same point he already turned around and we met right at the intersection of Highway 101 and 1, and I turned right just as he stopped and I'm....I am less than 20 feet away to make the right hand turn and I get a....I have a real good look of him and even made the estimation that he was about 35 years old. Just by looking at his face and the blue ball cap he was wearing and stuff like that.

Q: Did he make eye to eye contact with you?

A: Yes.

Q: And then once again, you're in a marked California Highway Patrol vehicle.

A: Yes.

Q: So then he goes back north down onto 101.

A: Yes.

Q: And you followed him?

A: I turned and I'm now.....I am now varying between three to five hundred feet back with a couple of cars between me and him, going north on 101.

Q: And then ah, he's not driving eradic or anything that....that would cause you alot of alarm at that time?

A: No, he's not.

Q: Okay. And then it's not until what you said earlier, that he receives the other two CHP units?

A: Yes.

Q: This is where he starts driving more eradic?

A: Yes.

Q: Okay. Ah, explain that to us from here on the statement.

A: When I first saw the units, had visual contact with the units, they were on the on-ramp. I'm only assuming that he did too, because all of a sudden his speed changed from 55 to probably about 25, and I thought that he was going to do somehting at that point, like maybe turn around on the highway, but he didn't. He picked his speed back up again and ah, as soon as I passed the on-ramp, I turned the red light on and he.....it's a down hill stretch at that point, he....he speeds up and he's now approaching 65 going down that hill from Piercy and I now have red light, sirens, the wag.....wig-wag lights on.

Q: How far behind are....are you now?

A: I'm about 200 feet. I probably...I'm very....initially I'm varying between a hundred and two hundred feet, then...then as it goes a little farther on, I....I'm backing a little ways farther back and I tried to maintain a little over 200 feet.

Q: Any vehicles between you and he at that point?

A: No.

Q: So he's got a clear shot at you and your vehicle?

A: Yes.

Q: Okay. Describe the weather at that time.

A: The ah, overcast was just breaking up, so basically we're....we're getting into ah, partly ah, clear skys.

Q: Okay and the...the ah....there was no rain, or fog, or anything like that?

A: No.

Q: And....and it was ah, basically ah, getting to be a pretty nice day.

A: Yes it was.

Q: I want you to ah, go ahead an narrate further regarding once the other two Highway Patrol Officers ah, take a position. What the game plan is. What you're instructed to do.

A: From that point on ah, I was the primary officer and oh...i'm trying to think.....I was.....I'm thinking that ah, Officer Micheletti was who I determined I who I asked to be the radio officer, to do all the radio traffic, and we stayed basically in the same ah, line....the three of us with our red lights

on and the....Officer ah, Sanders I believe, was right behind me and he had his white wig-wags on also and the three of us maintained that position all the way up to where I relinquished the primary spot just before the Van Duzen Bridge. And during this period of time, our speeds varied from a low I would say of 45 going up Ben Bow Hill to a high of 75 a north of Garberville. And during this time also, we were numerous times on the wrong....I....we weren't, he was numerous times on the wrong side of the road and sometimes ah, his speed....I could see why he would be over there, with his speed, cutting corners on.....on the three lane area. He was cutting corners, but on other sections of the highway he just....on the freeway in particular, there were staight stretchs where he was just over on the wrong side of the road. He might even be ah, over to the ah, far right hand lane of the on-coming ah, highway. But he never did seem to ah, challenge anybody, when somebody came at him....was on-coming, he always seemed to drift back over onto his own side and ah, never made anybody, up to the Van Duzen ah, River Bridge....never made anybody do anything like skid out of control or....or even look like it was close ah, attempt to wreck or anything like that. And ah, during this time also he started throwing little things. I could see him open the window up and then ah, he'd throw little things like I... I saw first off it something....it was a cupcake cover, a plastic cupcake cover, and I could identify it very easily, and then it seemed like there was ah, some book...those...those paper book matches that he just hold his hand out and flip it out the window, and then....just one after the other very slowly and then ah, like an empty pack of cigerettes. He'd throw that out and then he started throwing some ah, first before the envelopes, he started throwi.....he threw a white baseball hat out, by the Twin Trees Bridge, and ah, shortly after that he started throwing envelopes out. He'd take three or four enevelops and throw them out and ah, I don't know he must have gotten rid of about 200 envelopes in ah....in this ah, distance. But nothing...I didn't see anything come out that ah, looked to be a danger.

Q: Okay. What...did anybody ah, get up along side the vehicle and try to use the P.A. ah, to talk to him and tell him to get over or to.....

A: No.

Q: Why....why wasn't that done?

A: I wouldn't have let anybody. My feeling was that ah, I was as close as I wanted to be.

Q: Why is that?

A: Ah, because of the possibility of a weapon.

Q: Okay. Cause you had previous radio contact that said the guy ah, was a [redacted] in brandishing and firing right?

A: Brandishing and shooting.

Q: Okay. So is this one of the reasons why you wouldn't, or any other officer, go up along side of him?

A: Yes.

Q: Trying to get his attention and trying to get him over.

A: Yes I.....

Q: Is that reasonable to say?

A: That's the reason why I didn't go up there and....and nobody...the other two officers are younger than myself and I wouldn't let them go up there either. Simply because I didn't think it was safe for any of us to be up there close enough where ah, possibly a shooting at close range would happen.

Q: How about him ramming your vehicles?

A: That thought didn't really come in....into mind, because I was behind far enough, so, I never really thought. If we'd have been close I....I was....I would've thought about ah, the possibility of quick braking and trying to diable.

Q: How about ah, your uhm, perception of him ramming or driving into another vehicle?

A: I didn't see him attempt to ram anybody. A matter of fact he even made some moves like ah, on the freeway there was a couple of bicyclists riding along side the freeway, he moved from the right hand lane and drove very nicely in the left hand lane, without going across the center line, while he passed those two bicycles. And ah, obviously moved away from the....the bicycles and ah, then he....he made some close lane changes after passing slower vehicles, like some of the trucks that ah, were along there. He made some close lane changes to cut back in front of them.

Q: Were.....were you at any time given any radio contact regarding ah, this driver's ah, mental, medical, or any other type of abilities, or disabilities?

A: Yes. Ah, I recall north of Garberville, it ah, seems like I had had personnel radio contact with ah, Sergeant Krock and somehow or other dispatch advised me that there had been contact made with the reported owner of this vehicle, his mother, and that the person the re...the owner of the vehicle was reported to be a ah, [redacted], if I recall the term, ah, ah, who according to his mother, was not

taking his medication like he's supposed to.

Q: Was there any....any radio contacts regarding the possibility of him being in possession of any type of ah, firearms?

A: Only from the Willits ah, information.

Q: Which was pretty fresh information.

A: Yes, it was.

Q: Okay then ah, then somewhere along the line you....the supervisors ah, come up with the ah, with the ah, strip to be placed across the ah, the roadway, is that right?

A: Yes, I believe that I initiated with those ah, comments when I was...had radio contact with Sergeant Krock and was asking if the spike strip was available, and....and shortly after that the radio traffic ah, between dispatch and....and Sergeant Krock, and then ah, Sergeant Williams up here out of ah, Eureka....Humboldt, was.....I was hearing this traffic going on about deploying the spike strip, yes.

Q: Okay, so that was in fact deployed right there at the Van Duzen Bridge area?

A: Yes, it was.

Q: Okay and while you're in the primary persuit car, did you have your siren on the whole time?

A: No, not the whole time.

Q: Periodically ah.....

A: The mo...the first ah, ten miles or so of that ah, failure to yeild, I did have it on constantly and I....I had my red light and white wig-wags on the whole time, and ah, I turned the siren off ah, for periods of time and....and....for example when we were by those bicycles, or close to the bicycles, I turned it back on ah, at that point and then ah, I turned it back off ah, at other points because I....be....been my experience that ah, being 200, 300 feet back the siren might not even be ah, heard by anybody going 65-75 miles an hour, and ah, that's the reason why I didn't have it on.

Q: Okay, so once the ah, the strip was laid on...on the roadway, ah, you were still the, or were you not the primary chase car?

A: I....just prior to the bridge, I had given up and asked ah, Officer Sanders to take the primary unit, because we were getting out of an area that I was familiar with. I wasn't

sure how close the Van Duzen River Bridge was, so I gave it up to him at that point even though we were having radio traffic with the...now with Sergeant Williams and we were having that traffic with the ah, Humboldt ah, CHP units and there was also traffic about the fact that when Humboldt CHP came into this, they were going to take primary. And so that's the reason why I backed out of the primary, just prior to the Van Duzen River Bridge.

Q: Then once he crossed over the strip ah, I want you to go ahead in a narrative form ah, what transpired from there?

A: I was close enough to his vehicle when he went over the....the ah, strip, that I actually saw him, just as he was crossing over the strip. And....but I was behind, but off-set somewhat from Officer Sanders black and white and I saw the officer take the strip off of the highway and wave us through and I saw the van swerve towards the Mustang unit that I determined who it was later to be ah, Officer Vulmer, and I saw ah, Mustang unit taking ah, evassive action to move away from ah, the....the van and the van then after it got passed the Mustang moving out of it's ah, path, the van then pulls to the right a little bit and started to see it slowing down mostly from the 55 or 60 that we were traveling just prior to when it hit the strip. And I could see, even where I was ah, I'm now probably the third unit back, because Vulmer is up there in the....in the lead and ah, Sanders and myself.....and I could see the tires going flat.....got close enough to see the tires going flat on the van and his speed slowing down and.....and ah, the driving gets real eradic as far as swerving way right and then way left and.....and across.

Q: Would that be because the tires are....are damaged or not?

A: I didn't think so ah, because our speeds are down so slow now, we're down to 15, maybe 20 tops, but more around 15 miles an hour and ah, obvious driving movements. Uhm, going right and then going left and it really over....but not really even....still not really aiming at any of the oncoming vehicles. They did have to take evassive action, but ah, he didn't appear like he was trying to get anyone of them. It ah, appeared like he was just trying to cause a bit of confusion there with the....with the on-coming traffic.

Q: So at that point he was in the southbound lane going....driving northbound.

A: Right.

Q: Okay. Was he veering from lane and two?

A: Yes, he was and he'd be out there in the center divider a little bit and then over on the shoulder and then back. But

mostly between the one and two.

Q: Does it appear, in your opinion, that he was trying to collide with any on-coming vehicles?

A: No, he....he didn't seem to go after any of the on-coming vehicles from what I could see. He just appeared like he was ah, trying to cause a confusion. Cause he actually did move away from them.

Q: Then he came back into the northbound lane, trav....traveling northbound, right.

A: He did. Then he went almost instantly back over in the southbound.

Q: Okay and.....

A: (inaudible).

Q: And then what happened?

A: And then ah, well, I'm trying to think about how far we went. Ah, I would say probably a good solid half a mile. And ah, his speed got slower and slower and then ah, we come upon a group of, I'm gonna say, five cars that ah, pulled over on the shoulder. And he came up right along side of ah, the lead car, and if I recall, the lead car was a red car and stopped. And I....I thought at this point that we had big problems with possible hostage type situation and ah, I went....I went ah.....I was still in the northbound side and ah, it seems like.....ah, in this period of time I had two units go by me and try to warn on-coming traffic away from ah, this guy. Matter of fact, I know that Sanders was one of them that went by me, or went ahead.....up on ahead and ah, I think Sergeant Williams in his Chevrolet actually went by me to warn the on-coming traffic away from him. And when that stopped happen.....when he stopped beside those five vehicles, I was in the fast lane, northbound, and I came up....there was about a 45 degree angle and I stopped using my car ah, at the 45 degree angle and I.....and I got on the P.A. system right away and ah, I was hollering at the people and I was even directing the people in the red car to....to move your car right now and ah, the [redacted] car and there was, I recall, two [redacted] vehicles that I was hollering to.....to back up, turn around, get out of here. And they did, they....they ah....the red came around behind the.....the van and in between the CHP units and then....then he went south. The other ones backed up and....and then turned around and went back the other way on the.....on the ah, southbound side.

Q: Okay, so that van is still stopped at that location?

A: He's stopped at that location now, and now all the

other.....all those five vehicles are....are gone and I'm hearing ah, Officer Jimenez from the Arcata, Humboldt CHP. He's on the P.A. system there talking directly to the....to the van.

Q: Which vehicle was he at?

A: He's at the Mustang, which is over on ah, almost diretly in line uhm, in the southbound number two lane and shoulder. Ah, and I can see Jimenez and ah, Vulmer at the Mustang and.....

SIDE ONE ENDS.....

BEGIN SIDE TWO.....

Q: This is Detective Frank Vulich. The time right now is ah, 2152 hours. Side one of tape one just ended. We're on side two of tape one. A continuing interview of Ser.....ah, correction Traffic Officer Strong. Ah, while the tape was off, had we had any conversation what so ever, regarding this investigation?

A: No, we did not.

Q: Okay. The last question ah, was somewhere in the area of, where you were parked in relationship to....to the Mustang, to ah, Officer Sanders and the ah.....and the [redacted] vehicle.

A: I was ah, parked facing, basically west and I was partly in the center divider and partly in the northbound number one lane, and I was....what I would say, at about a 45 degree angle off of the left rear of the van. And I....I was a little bit ahead of.....of the Mustang that was parked directly behind. And I would....I'm saying that I was probably about 40 to 50 feet in distance from ah, my driver area to the van.

Q: Okay. And uhm, do you recall...you said the Mustang was there and there was another CHP unit along side the ah...the Mustang.

A: It seems like ah, by the time the cars got away, that now another black and white has pulled up ah, off the rear, offset from the Mustang, but ah....and....and now I'm aware of there's one other black and white ah, off my rear, ah, just behind me somewhat and I'm thinking that's the.....

Q: To what side of you?

A: Ah, probably off to my left rear.

Q: Okay, let me show you this ah....this little diagram here, okay.

A: Okay.

Q: Ah, the "v" is gonna stand for Vulmer and basically this is the Mustang, okay.

A: Okay.

Q: Okay. And there's a CHP unit back here. This is P2, which is patrol 2 okay.

A: Okay.

Q: Do you know who was in this vehicle?

A: I'm thinking that was Sanders' vehicle.

Q: Okay. And P1 ah, this would be ah, as illustrated here, as the ah, center divide area.

A: Okay.

Q: Who....who would be in P1?

A: I'm the ah, north-most unit in ah, P1 position.

Q: So that would.....

A: Over there.

Q: That would be you then?

A: Yes that's me.

Q: Okay.

A: Yes.

Q: And then here is W ah, uhm, do you recall a unit being over here?

A: I recall a unit ah, being off....off my ah, right side. Yes, I also recall a unit behind me in the center divider.

Q: Another unit here someplace?

A: Someplace back behind me there in the center divider.

Q: Okay when this....when this all started.

A: Yah.

Q: When the vehicle was first stopped and Officer J here is....is Jimenez, or Jimenez okay.

A: Okay.

Q: Uhm, he's in the ah.....by the...uhm using the P.A. system here.

A: Right.

Q: Okay, so you're in this area here?

A: That's right.

Q: Okay and you remember the officer being over here?

A: Ah, not that exactly, no.

Q: Okay, if I was to tell you that Sergeant Williams was over here would that assist you in recollecting that?

A: I....I knew that he was behind me and ah....and with me there yes.

Q: Okay this is a li.....

A: Exactly spot of his car.....I don't recall the exact spot of his car.

Q: This may be a little bit out of perspective here, okay.

A: Alright.

Q: Okay. So that's a senarius then. This is the [redacted] vehicle. This is the Mustang.

A: Right.

Q: With Vulmer and Jimenez.

A: Yes.

Q: And this is P2, which we'll say is Sanders, okay.

A: Okay.

Q: P1, which would be yourself.

A: Yah.

Q: And then over this way here, would be Sergeant Williams.

A: Somewhere behind me would be Sergeant Williams.

Q: Okay. And again, this isn't to scale. It isn't for accuracy. It's just gives us a perspective of what's going on here.

A: Right.

Q: Okay. So at this position, you're hearing ah, Officer Jimenez on the P.A. What is it that you recall him saying?

A: He's....he's ah, talking to him about ah, coming out of the car. Get out of the car, we...we want you out of the car and....and ah, a little bit later on....it seems like ah, put the rifle down...we're....there's a lot of talk, I'm hearing Sergeant Williams off on one side of me and...talking about, I see a rifle, and I can the rifle. I can see basically the same thing that Sergeant Williams is hollering about. Ah, I can't hear any talk. Any voice talk. I can hear Jimenez on the P.A. talking to the....to the driver and then it's put the gun down....put the gun down and then he starts shooting, and I can see that the rifle is pointing at what appears to be out towards the field. And I'm having a difficult time seeing what he's doing but ah.....all this time my gun was drawn. And I...I've now moved from my driver's side where I have a little better protection, once I see the rifle. I am now at the right rear of my patrol car. I'm.....I'm sighted right down the right side of my patrol car, right at the vehicle. I mean I....I can hold my hand right against the side of the car and that's the angle of....of...of the car to the...to the.....

Q: To the [redacted] vehicle?

A: To the [redacted] vehicle. And ah, I can see a lot of movement in there. A lot of movement and ah, seems like he fires about four rounds off and....and there's talk about ah, put the gun down and don't.....don't point the gun and ah, I'm not hearing our units shooting. And I can tell he's not pointing it at me, but I can't tell wether he's....he is or isn't pointing at them. And ah, I'm limited by the visibility through there. And at some point I can see him piling up ah, it looks like a sleeping bag type thing on the....towards the right window, or towards.....around the right front seat. (inaudible).

Q: What did you think he was doing at that point?

A: Well the term barricading came up. Ah, I didn't....I wasn't thinking the term barricading myself. But that seem to fit. When I heard....first I heard Williams hollering about he's barricading himself in the vehicle. And ah, so that kind of went into my.....into my head. And so I had seen a rifle and I can tell it's not a handgun, cause it's got a longer barrel and I can see part of it. I mean I can tell it's a rifle. And then the shots out towards the field and our officers are still talking to him and they're not shooting at him and so I'm.....I held my fire to see ah, what's happening here. Then....then he quit shooting and then he ah, he's back in and he's kind of over pointing our way, but

the gun never points at us on the right side over there. And he....I could see he actually lays it against the window. And I can see the....that much of the barrel up against the right front window. And he's still messing around in there and it seemed like at some point here he puts a cowboy hat on....on his head. And then he throws his.....I think he throws a tennis shoe out. He throws some stuff out the right front window. And it seems like he...he reaches....he's reaching back there in the back and I kind of disa.....the gun kind of disappears. I'm not sure I still see the gun. And ah, all of the sudden he's....he's reaching out....he's got a box, a gun box that was about oh, over three feet long and about you know, eight inches wide. I can tell it's one of those cardboard gun boxes you buy a gun in. He's holding it out the right front windwo. And then pretty soon he comes out and....and I recognize a fishing pole, ah, Williams is hollering, he's....that ah, he's bringing a fishing pole and he waving it out the right front window there for a little bit. And then he gets back inside and I forget whether he rolls the window up or not. But he....he mills around a little more in there and then the gun comes....I can see the gun come back in sight. And it goes back....I see it go back out the window.

Q: That's.....which window is that now?

A: The driver's side window now he's back over to the driver's side.Then he comes back out the window and I....I hear another shot and then ah, I can hear our officers shooting and I recognized the shotgun sound verses the ah, rifle sound and then I hear ah, what I'm thinking is his pistol shooting and I didn't realize it ah, who was shooting then but I....I could see the....our two officers with the shotgun.

Q: Which are who?

A: Jimenez and ah, Vulmer.

Q: From the Mustang?

A: From the Mustang. And so I.....I recognized them as shooting and then window are starting to come out of the....out of the van and I.....I see him, what I think is get hit.

Q: Who's him now?

A: Ah, the man in the van. I see him ah, react like he'd been hit one time and then he kind of disappears out of sight and I'm just.....just holding my gun on him and ah, I am not....had....didn't feel personally threatened at any point yet, and then shortly he comes back up into my sight where I can see him.....I can....I can see the head area and then I see the gun point my way and then I opened fire, and ah,

then he disappears. I....I fired two rounds and he disappeared again and then the van started rolling forward. Like he had put it in gear and ah....it had to of had some help, cause it ah.....with three flat tires, three to four flat tires it wouldn't have just rolled by itself. And then it slowly went north and it rolled off the road. From the point it started rolling north, I didn't see him in the....I couldn't see him in the van. And as soon as it came to a stop up there, a hundred feet or so up the road from where it was. I jumped in my car and I moved it up to where it was in basically the same position, maybe a little further up from.....so I could try to look in the right side and offer protection for myself and as it turned out Williams came with me and with my car as a barracade and...and a deputy with a long rifle, a scoped rifle.....I remember seeing a name, but I don't remember who that deputy was.

Q: Deputy Mayton.

A: Mayton, yes. He had a long rifle and ah, he came up with me and he was kind of directing me where to park the car to ah, offer all of us some kind of safety while we watched what's going on inside this ah, van and I didn't see anything at that point, where it moved, I didn't see any action in the van.

Q: Okay. And then shortly there afterwards did you assist in....in ah, in recovering the [redacted]'s weapon?

A: Yah, shortly thereafter, I approached....we did a triangulation ah, five or six of us, slowly approached (inaudible), on the van, to look in and ah, yes I was there as ah, Mayton opened up the right front door and ah, looked right over his shoulder and we were.....I was hollering at him to....to get the rifle and....well we also....first we looked to see what he was doing and he seemed.....

Q: When you say he, you're tlaking about the [redacted]

A: The [redacted] in the van. And he....he was not....the [redacted] in the van was....was not moving from what I could see outside the van, and two officers ah, I think it was Sanders and ah, Vulmer, go up along the driver's side and while they're working to get him out of the van, we're going in the right side at the same time, getting the rifle.

Q: Who opened the ah, passenger door of that van?

A: I think....I'm pretty sure it was the deputy.

Q: Mayton.

A: Mayton. Because there was...there wasn't three of us, ah, Sergeant Williams, myself, and Mayton approached from my car kind of fanned out and ah, I'm pretty sure it was Mayton

who opened the door and ah, first grabbed the rifle and he handed it right directly back to me.

Q: Okay. Now how was it that he handled the rifle, do you know?

A: It seems like he handled it ah.....I....I remember I handled up by the ah....the ah, forestock and he handled it below me, more towards the receiver.

Q: Okay so, once you gained possession of that rifle what did you do with it?

A: I took it exactly the way it came out of the vehicle. I handled it up by the forestock and went over and laid in my patrol car.

Q: Okay.

A: In the back seat of my cage unit.

Q: Okay, that's unit ah, [redacted]

A: Yes it is.

Q: Now ah, did you observe the rifle at all.....make any ah, uhm, observations of it.....

A: Yes I did.

Q: As far as what kind of rifle it is.

A: As far as....as I was holding it, going from [redacted] vehicle to my car, yes I did. Ah, I observed the lever to be in the open position and I didn't examin it to see if it had any rounds in it, I could just see that there.....there was no round in the chamber area because the action was open. And ah, it was a blue steele ah, looked relatively new, ah, carving and ah, I'm assuming it's a.....from my knowledge of rifles, a .30/.30.

Q: Okay. Now when the....when you had your position before any shots were fired and when the [redacted] started doing the first shooting of his weapon, ah, what....what was you opinion of that particular rifle as far as it being a low calibur, a high calibur, what....what was your train of thought in that regard?

A: I could see instantly....as soon as I saw the rifle, I could tell it was a high power rifle and then I heard the four shots or so, I think it was four, that went out towards the field area towards the cows, and that was a.....that was a large calibur rifle and very sharp.

Q: Did that make you more suspicious or more aware of the

danger that you or any other officers could've been in knowing it was high powered rifle?

A: I....I would say yes ah, even though I was originally thinking high powered handgun ah, a high powered rifle was even more dangerous I would think.

Q: Okay. So did you think that he could've been in possession of both?

A: Yes, I.....I felt that he probably was.

Q: Okay. So at the time you said he first fired, you could see the.....the barrel and it wasn't pointing towards anyone in particular.

A: That's correct.

Q: And at that point no officers were doing any shooting.

A: That's correct.

Q: Okay and then were you able to see where the barrel was when it was actually pointed at the officers, were you able to see it then or were you not able to see it then?

A: I was not able to see at that point.

Q: Okay, but at some point there.....shortly thereafter, you were able to ah, depict that the CHP Officers at the Mustang were firing with shotguns?

A: Yes, I was.

Q: Okay and you say there was some pistol fire apparently coming a unit from behind you also.

A: Yes.

Q: Okay. And that's where you saw the....the windows being ah, shattered by gunshot.

A: Yes.

Q: Okay. Were you able to see inside there at that time?

A: Now, visibility got better when those windows were....were out of there.

Q: Okay. And you said that you were able to see him, the [redacted] inside.

A: Yes.

Q: Okay. And you said you were also able to dipict him with a

rifle inside the van.

A: Yes.

Q: Okay. And you said that he was coming ah, around to his right which would put him in your....or you in his line of sight, is that right?

A: Yes.

Q: Okay. And was he saying anything at all?

A: I didn't hear him say anything. Even.....

Q: Not a word?

A: Even the time when he was....had his head out the window and was waving the boxes and the ah, fishing pole.

Q: He wasn't saying anything?

A: I didn't hear him say anything.

Q: Okay. And ah, what was you train of thought? What were you thinking when he was turning around and you could see that ah, rifle coming....and....in....at your direction?

A: I thought he was gonna shoot at me, at that point, because his position was.....was so that he could ah, have a good clear shot basically at me from that point.

Q: What had just transpired, did you know that he was shooting at another officer?

A: I'm assuming that he was, because they were shooting at him.

Q: Okay so what.....what was your train of thought? What did you think was happening when he was turning toward you?

A: I thought he was gonna shoot me.

Q: Okay and....and ah, what did that do to your feelings? What did you think at that time would happen to you? (inaudible)?

A: I....I felt....I felt that if....if I didn't try to stop him from shooting me, he was gonna shoot me.

Q: Okay you....then you felt that he still had the ability ah, to do that?

A: He seemed like it from where I was, yes.

Q: Okay and ah, how many rounds did you fire all together?

A: I fired two.

Q: Okay and ah, where is the gun that you fired? Where is it now?

A: Right here in my Sam Brown.

Q: Right here on the floor?

A: Yes.

Q: Okay. And for the record, you Sam Brown is lying on the floor next to you.

A: Yes it is.

Q: Okay. Did you ah, remover the two empty casings from your gun?

A: No, I did not.

Q: Okay, they're still in your gun, intact?

A: Yes they are.

Q: Did you open your cylinder after the ah, shooting incident?

A: Yes, one time.

Q: Okay. And you looked at it, did you put it back in the exact same spot?

A: Yes, I did.

Q: Okay. Did anybody else touch your firearm?

A: No.

Q: You didn't show it to your supervisor or anybody else? Any of the supervising officers there.

A: No.

Q: Did any of them handle your gun?

A: No.

Q: Okay. So what you're telling me right now is your gun is exactly as the way it was ah, once you fired the two rounds.

A: Exactly.

Q: Okay. What kind of weapon is that right there?

A: It's a Smith and Wesson, Model 19, 4 inch.

Q: So that's it.....is that your weapon or a CHP weapon?

A: It's my weapon.

Q: Okay. That's ah....you're authorized to carry that pursuant to CHP regulations?

A: Yes, I am.

Q: Okay. And what kind of ammo are you shooting there?

A: I'm ah, using state issued .357 magnum (inaudible).

Q: Do you know the serial number of that weapon off hand?

A: No sir, I don't.

Q: Okay. Okay, what I'm gonna do ah, Officer Strong is to secure that weapon from you and what I want to do is....is leave intact without opening the cylinder at this point until I can give that weapon over to our I.D. people that'll....that'll do that okay. Uhm, that's a Model 19. If you'd be so kind to just remove that from its holster and I'll document the serial number of it. Okay, for the record, it's a Smith and Wesson, Model 19, it's a blue steele, four inch barrel, and in order for me to secure the serial number I'd have to open it and I'm not gonna do that at this time. Its got wood ah....wood handles on it. Prior to this incident when was the last time you fired this particular revolver?

A: I fired it on Thursday of last week, (inaudible).

Q: Okay, was it cleaned at that time?

A: Yes it was.

Q: Okay. So you haven't cleaned it since?

A: No.

Q: Okay.

A: I said Thursday of last week, I actually meant Thursday about ah, three days ago.

Q: Okay.....okay ah.....at this point I'm....I don't have any further questions ah, Investigator Walton, do you have any?

X: Just two please. Ah, when you fired, can you estimate the distance from your position to the [redacted] vehicle?

A: I'm thinking it was somewhere between forty and fifty feet.

X: Okay. Ah, and when you fired, did I understand you correctly, that you saw roughly his head and his shoulders, is that correct?

A: That's what I saw.

X: And when you fired were you going through the rear window of the vehicle or through the side window?

A: I was actually going through that ah, right rear window. It ah, was.....no more glass in it.....

X: Okay.

A: But when I saw him ah, pointing towards me.

X: Okay. Thank you, that's all I have.

Q: Sergeant Krock?

MK: I don't have anything.

Q: Captain Spencer?

DS: Nothing.

Q: Okay ah, Officer Strong, ah, as ah, all the other officers ah, we sat here and asked you questions and you were responding, ah, is there anything that you can think of that we didn't ask you that's important in this investigation regarding the shooting?

A: No, I.....I can't think of anything.

Q: Okay. Ah, not to be redundant, but to clarify a very and highly, extremely important question here is that during this incident ah, you felt threatened?

A: Yes I did.

Q: Ah, and best as you know the other officers who were involved were vulner....vulnerable positions and....and could've been injured?

A: Yes.

Q: Okay. And there's no doubt in your mind that he was coming back toward you and that was the reason why you particularly fired.

A: Why I fired, yes.

Q: Okay. To protect yourself and other officers.

A: At that point, I was protecting myself. I wasn't sure of the positions of other officers, at that point but I felt like my position was...was vulnerable.

Q: There's no doubt in you mind he was capable of....of turning and shooting and firing at you?

A: At that point no. No doubt in my mind.

Q: No doubt in your mind. Okay. If there's nothing further ah.....is there anything else you'd like to ad?

A: I can't think of anything.

Q: Okay. At this point the....the rest of your equipment will remain with you. Ah, you and the other officers were photographed out at the scene in uniform, is that right?

A: That's correct.

Q: And ah, at this point, this particular revolver will be booked into evidence and ah....for ballistic purposes on the road ah....then ah, if the D.A.'s Office seems....deems it necessary, it will be returned to you shortly. Okay. At this point, I'll terminate the tape. By my watch, it's ah, 2217 hours and ah, if I need to I guess I can talk to you later. Okay.

A: Okay.

Q: Okay, I'll terminate this, the time again as stated is 2217, regarding case number 88-5881.

FV: [redacted] 10-11-88 1330 hours

INTERVIEW WITH [redacted]

The time is 2106 on 9/25/88. Present Sergant Tenzell, Sergeant Templeton and [redacted]

Q: Could you spell your name for me, first and last name?
A: OK, first name is [redacted] and the last name is [redacted]

Q: OK, and what's your date of birth and your age?
A: [redacted] and I don't keep track of it but I believe approximamtely 39.

Q: I was born in 49 and I'm 39. Is it [redacted]
A: [redacted]

Q: [redacted]
A: I know cause it falls or Friday the 13th frequently.

Q: That is your correct address, [redacted] Railroad Avenue, Willits, CA?
A: Yep.

Q: OK. And do you have a phone- you don't have a phone correct?
Q: No.

Q: OK, do you have a phone where you can be contacted?
A: Uh, I can be contacted ususally throught the station or ah the phone at the shop at Hunter which is [redacted]

Q: OK, and what's the phone at the station, do you know?
A: Oh, I can't remember that. I really don't recall it. I think it's [redacted] - if I'm correct.

Q: Ya, that's a pay phone, right?
A: Ya.

Q: OK. OK, so you're the cashier at the Shell station in Willits today?
A: Right.

Q: Is that correct? You are employed there?
A: Yep.

Q: OK. What was your regular work shift today?
A: 6 to 2.

Q: 6 to 2, ok. So you came to work at 6 am to 2 pm?
A: Right.

Q: All right. OK, while you're at work today did you ah happen to observe an individual that you ah deemed to be somewhat unusual?
A: Ya.

Q: OK. [redacted] could tell me about that? Just start from the beginning and in your own words just kind of work your way through it.
A: OK, well, I can all I can do is describe just what I did to him and that's the gentleman came in, and ah paid me for his gas. And I informed him that he read 4.02 and uh he said that he could always get more gas. And I said well that's up to you. And he gave me $4.00 and then he stolled back into the deli and ah.

Q: Let me stop here for a minute. OK, what, describe for me what what the guy looked like.
A: He was ah probably about your height and

Q: About 6 feet?
A: Ya. He was wearing all blue. He had blue ah like ah not ah really jogging shorts or anything. They were kind a bit longer you know

Q: Blue shorts?
A: Ya. And he had a blue wind breaker on and ah a blue hat. I think it was a baseball cap but I couldn't tell to tell you that for sure.

Q: Was he a white guy, black guy?
A: No, he was white.

Q: He was a white guy?
A: Ya, I think he was

Q: What colored shoes?
A: I didn't see the shoes, I can't see them from behind the counter and I didn't watch him go back to the deli cause I thought maybe he wanted a sandwich or something like that so I didn't pay any attention to him after that. Except that he kept hanging around.

Q: OK. Could you see his hair?
A: Um, what I saw of it is dark brown.

Q: Dark brown hair? How old of a guy do you think he was?
A: Ah, I guess would be in his 40's ah maybe even later 40's.

Q: OK, so late 40's?
A: That would be my guess. I don't gauge age very well, but that would be my best guess.

Q: OK. So he walked back to the deli and just go ahead and pick it up from there.

A: OK, and ah, this I didn't see all of because I was busy at the time. But see he told me that ah he was back there hanging around and he just kind of stood around. And ah was kind of stretching or acted like he was you know kind of like in a cage or something. And proceded to empty all his stuff and set it on the counter of the deli out of his pockets. And she asked him if he needed any help and he said something about prices had gone up. And ah she was nervous so she didn't talk to him any more. And he picked up his stuff.

Q: Were you talking about ah?
A: [redacted]

Q: [redacted] ya, OK.
A: She's the girl that works in the deli on Saturdays and Sundays. Then he came back up that way a few minutes later and asked me for the key to the restroom and I told him somebody had it. So he went outside and went around the corner to the restroom and he was out there for a minute or two. And then, next time I saw him he was at his car.

Q: OK. His car was parked b????? how bout I show you a picture here that we'll call it #1.
A: OK.

Q: All right, now, I tried to take this and represent probably the view you had the best I could. Is that. OK. The cash register is over here?
A: Right.

Q: OK, that's lookin out towards the highway at the pumps here?
A: Right.

Q: OK. So he was
A: He was right over here at the very end island by the street, you know, the one right there on the curb ???

Q: And his vehicle was facing which direction?
A: It was facing south.

Q: South? OK, so it was parked with the front going that way?
A: Right.

Q: Right over here?
A: Ya.

Q: OK. All right. Can you describe that vehicle for me?
A: Ya, it's uh I thought about it since I mentioned it to the other officer today. And I said like Volkswagon [redacted] only I don't think its a Volkswagon. I'm not familiar with the new cars cause they all to me look like the same. But anyway its ah the sides are solid. In other words there is no openings on the side except for the two doors. And it

comes down like this and then ???? and then kind of like a little bullet train or something and ah it has a rear opening. A hatchback thing. It's [redacted] with ah [redacted] about that color on the sides of it.

Q: OK. A van, is that a fair statement?
A: Ya, that's what I would call it now.

Q: Did you notice anything else?
A: He had a rack on the top and he had some stuff on the top. One of them was yellow - some kind of a bag or something. I didn't really have get a close look at it.

Q: Something yellow on the
A: Ya, on the top of the you know they had a carry all thing on top.

Q: OK. Where, OK when you noticed him standing by this car. Ok where abouts in relation to that car was he?
A: He was at the rear end of it. Cars is facing

Q: He'd have been basically right in here someplace, right?
A: Ya, he was toward he was at the back of it.

Q: OK. All right. Then, then what happened?
A: He raised it up

Q: The back door? He raised it up?
A: Right. The little top part of it. That little back window like. He raised it up. And he acted like he was fiddling with some stuff that he had in there. And uh then he pulled out a gun.

Q: OK. Can you describe that gun for me?
A: The only thing that I can describe to you is that it was black. All of it was black. I didn't see you know any color like wood on it or anything. It was just black.

Q: Just black? Was it a rifle, a pistol or
A: It was a rifle.

Q: It was a rifle.
A: That was that much I could tell you.

Q: It was long?
A: And uh, it wasn't real long, ah ah, you know. It looked, I seen before ah you know those ah military rifles you know that you put together. It looked something similar to that. It wasn't all that long, you know like a regular ah ah shotgun or something that you would go hunting for or you know

Q: Did it look kind a military rifle?

A: Ya, cause it was that's what it reminded me of cause it was all black. I didn't see any colors on it, and I seen them to be all black before or darker color to where you can't really see em if you held em like out in the woods or something.

Q: OK. So then he got this thing out of the van and then what happened?
A: He stepped away from the truck ah well to where he was clear and the truck kind of out on the sidewalk a little bit and aimed it toward the Exxon station in the trees the sign over there. And kind of aimed it slightly up in the air. That's why I said the sign cause that's looks like what he was aiming at. And uh

Q: [redacted] are you familiar with guns at all. You seen people shoot guns.
A: Very rarely.

Q: Where you have?
A: I've seen it ya on occasion but I'm not very familiar with it.

Q: OK. When you say he was aiming it now, did he have this thing up to his shoulders?
A: Ya, he had it up his shoulder and he acted like he was ah sighting or something.

Q: OK. In your your opinion that he was in a firing position?
A: Ya.

Q: OK.
A: Cause he fiddled with it for a minute and he kept acting like he was trying to adjust the sights or you know see something through it and I couldn't see what he was trying to see through or anything but that's what he acted like he was doing because before

Q: So he was he was aiming at the???
A: Ya, before he fired it, it was you know he was like he was trying to adjust something or see or you know get a clear view of what he was doing.

Q: OK. Did he point it toward the highway or
A: No, he kind of pointed it like that you know up in sort of up in the air like at the Exxon sign. That's the best description I can give. I didn't had no idea I looked over where he aiming it and I couldn't figure out what he was

Q: OK. Then what?
A: Then he fired it.

Q: Hang on just a second.
A: OK.

Q: Go head.
A: Then he fired it. And ah after that he just ah casually put it back in the truck, put the back down, got in his car and it was strange because he was at this driveway to where he could have gone south. But he went clear over out on you know where the stop light goes onto Highway 20. And then

Q: What's the name of that street right there?
A: South Street, ya. He went clear across the station and went out on that street. Then made a right-hand turn and went south on 101, which I thought was kind of strange because he could have gone out right where he was.

Q: You say he went south, towards what town did he go?
A: Towards like Laytonville and that direction.

Q: OK, so that would be north, right?
A: Ya, right, Ok I ya.

Q: He went towards Laytonville?
A: Right, north. I'm sorry.

Q: OK. So that's the last you saw of the the
A: That's the last that I saw of him and then a few minutes later ah the one officer came and another officer was with him and he asked me about the same things and then just before I got off work just after I got off work he called again. And ah asked couple more things about ah the guy. I can't remember exactly what it was but ah that was about it. And said he was filling out his report for it and

Q: Let's back up just a little bit. Do you remember if this guy had any facial hair?
A: I think he had a mustache, but ah I only glanced at him you know just briefly because I was busy and you know he was among like three or four people in the place at the time. So I didn't really have time to pay all that much attention to him. And I noticed he was a little odd. But he didn't strike me as anything until he started hanging around and ah then he went out and fired the gun.

Q: That's certainly unusual, huh? OK, nothing else
A: We'll I see odd people but you know but not quite like that.

Q: Nothing else that sticks out in your mind about the guy's physical appearance at all?
A: Ah, ah nothing other than I think if I remember correctly his hair was kind of bushy, kind of curly, not really straight like yours or like yours. It was you know kind of bushy cause it stuck out from around his hat. That I do remember.

Q: OK. I'm just going over my notes here trying to see if there's anything else I need to cover here.
A: OK.

Q: Oh, was there anybody else in the store that you knew beside [redacted] at the same time he was?
A: Ah, that I knew? Not that I can remember. There were customers that come in frequently but none of them that I really know other than that they just come in frequently cause I see em you know like once or twice a week.

Q: When he drove out, did you try to get his license number or call the police or anything like that?
A: I couldn't see his license from where I was at. Ah, I thought about it but I couldn't read it from they way he drove out cause he went like this and then he didn't make his turn to where I could see anything until he got to the street and it was too late. I didn't have any time to write anything down. So

Q: OK. You didn't call the police.
A: No. Somebody else did. The next thing I had customers in the store. And the next thing I knew, the police had shown up. So I knew somebody called them, but I didn't have any time to do it.

Q: He paid for the gas in cash?
A: Ya.

Q: Did he buy anything else?
A: No.

Q: Did he pull his wallet out at all?
A: Ah, no, I never did see his wallet. He just handed me the cash ah when he told me he got gas and ah I said you know $4 to confirm it I said $4.02 and ah he said well I can always get more gas. And I said we'll that's up to you. And he just handed me $4 and went strolling back to the deli.

Q: You didn't
A: No

Q: You didn't ???? the 2¢ or anything?
A: No. I never got the 2¢.

Q: Did you ask for?
A: Ya.

Q: And what did he say? Nothing.
A: Nothin. He just turned and walked away.

Q: He just ignored you, huh?
A: Ya. He just gave me the $4 and then turned around and walked back to the deli. And ???? not going to argue over

2¢ I mean I figured that's pointless. I can always put the 2¢ in out of my pocket. It's not that big a deal. I nev

Q: You had never seen this gentleman before?
A: No. I would have remembered anybody that acted quite in this manner because he struck me as odd from the first time he walked in but you know a lot of people act ah

Q: He was alone in the van?
A: Ya. I didn't see anybody else with him.

Q: OK. You, today, OK you told me you'd been drinking a little bit this evening. That's fine. Nothing wrong with that. OK, today at work you you weren't taking any medications?
A: No.

Q: OK, and you ah weren't drinking at work?
A: No, I never do that.

Q: Ok, well. The only reason we ask that is that you know somebody was going to ask us later if need be.
A: Oh, I understand that.

Q: There's nothing wrong with your eyes. You don't wear corrective glasses?
A: No.

Q: OK, your eyesight's fine?
A: Em, ha. Ya, I took a driver's test here about two years ago. Last time it was 20-20.

Q: Is there anything that we haven't covered that you would like to say about this?
A: Ah, not that I can think of. Ah, I, ah I think I mentioned everything to you that I can remember about him. And, ah, I will say one thing. I think the girl in the back said he was wearing tennis shoes or some kind of tennis shoes with no socks, [redacted] because she saw more of him than I did cause he stood around back there and made her very nervous. She thought you know ah he was going to do something weird because he didn't want any help and people don't usually empty their pockets and put them all on the counter and then ah don't want anything and then put it all back and then just walk away. I mean that's not normal.

Q: OK, I'm going to go ahead and turn the tape off here. It's 2123 hours.

INTERVIEW WITH [redacted]

OK, I've got the tape on. It's 1854 hours on the 25th of September. Present Sergeant Templeton, Sergeant Tenzel and [redacted]

Q: OK. Can you spell your name for me [redacted]
A: [redacted]

Q: So that's [redacted]
A: No, [redacted]

Q: OK, what's your address [redacted]
A: I live out [redacted] That's north Highway.

Q: OK. North Highway 101. In Willits?
A: Yep.

Q: OK. And you have a phone?
A: Uh, it's [redacted].

Q: What's your date of birth and age?
A: Uh, [redacted] 20.

Q: OK, [redacted] you called in a gun shot today?
A: Ya ????

Q: Can you start kind of start at the beginning and tell me basically what happened?
A: I don't know I was just just a sittin there and uh

Q: Where?
A: Takin care of the customers at the Exxon.

Q: OK. You were working at the Exxon station that today.
A: Ya.

Q: What was your shift hours?
A: Uh, I worked from 9 to 5.

Q: 9 am to 5 pm?
A: Ya.

Q: OK. And about what time was this when it started?
A: ??? I don't know probably around one I think.

Q: Around one?
A: I'm not sure, I could tell the exact time ???? look at time.

Q: All right, go ahead.

A: And uh, I thought a tire blew or something and you can hear that sometimes like that.

Q: So you heard a loud bang?
A: I heard a loud bang. But a

Q: OK. Where were you at at the gas pumps or
A: I was inside our booth, our cashier's booth.

Q: OK. So you were the cashier?
A: Ya.

Q: OK. So you heard a loud bang and then what happened?
A: Uh, I guess the Forestry guy said he saw someone shoot a shotgun. He said to call the police.

Q: OK. You're working in there in the booth taking care of customers, you hear a loud boom, then someone did you look, could you tell where it came from?
A: He pointed at the ??? anywhere's inside the booth ??? it's insulated.

Q: OK. And so one of your customers pointed towards the Shell station?
A: Ya, to the guy in the Caravan.

Q: Did you look?
A: Ya, I looked over there. I didn't see him ??? I saw the back of his

Q: Did the guy in the CDF uniform was he in there with you or did he come in the door.
A: He was just coming in.

Q: He was just coming in the door? OK and then he said a guy over there shot a gun
A: Call the police.

Q: Call the police. OK, that was his exact words?
A: Ya.

Q: OK. And then what did you do?
A: Called the police.

Q: OK. Did you ever look over there or
A: Ya, I looked over there.

Q: OK, what did you see [redacted]
A: I don't know I just saw the guy in the back of his Caravan, Dodge Caravan, either moving something around in the back or putting something in the back. I really couldn't tell.

Q: OK. So the door was up and he was back there fiddling around with something?

A: Ya.

Q: OK. Did you notice what the guy looked like?
A: No.

Q: Was he a white guy? Black guy?
A: I think he was white.

Q: Think he's a white guy-tall-thin-short?
A: I really didn't pay ???? I was trying to find the phone number to the police station.

Q: OK. What kind of clothing did he have on? Do you remember?
A: ?????

Q: Do you know do you recall if he was younger guy or an older guy. Could you tell that?
A: I think he was older guy now that I think about it.

Q: What color was the van?
A: It was [redacted] with a like a wood siding.

Q: Down the middle?
A: Ya.

Q: OK. Is there anything else unusual?
A: It had two orange I mean two yellow containers up on top ???

Q: Two yellows containers tied up to the top. Did you watch until he drove away?
A: Ya, we watched ????? I was trying to get a hold of the police. They were trying to get the number down.

Q: The license number?
A: Ya.

Q: OK. Now who was trying to do that [redacted]
A: Uh, the other guy working I was training training him and uh.

Q: OK. What what was his name?
A: His name is [redacted]

Q: [redacted] OK. What did he do?
A: Uh, he was trying to get down the

Q: Did he run run across the street or
A: No they were looking through the window ????? they were just trying to see.

Q: OK. Did they have binoculars or anything like that?
A: No.

Q: OK. So you watched the guy drive away?

A: Ya.

Q: OK, which way did he go?
A: Northbound.

Q: He left northbound? Ok, then he drove away and that's the last you saw of him?
A: Yep.

Q: OK. Anything else you'd like to add that we might not have covered.
A: That was all.

Q: OK, but you didn't you didn't see the guy actually fire the shot?
A: I didn't see a gun. I

Q: You didn't see him with a gun?
A: I was lookin around cause I was lookin first of all ???? cause tired of there and I looked around on the street and then the guy from the Forestry pointed out the guy in the Caravan.

Q: He said that's him, huh?
A: Ya. I didn't see him holding a gun.

Q: It was a [redacted] Caravan with two yellow cans tied on the top?
A: Ya somethin I saw.

Q: OK. [redacted] Where does he live?
A: I'm not sure where he lives.

Q: OK. But he works at the Exxon Station?
A: Ya.

Q: OK. OK [redacted] I'm going to turn the tape off. We'll just note that it's 1901 hours now.

OFFICER INVOLVED SHOOTING

OF SEPTEMBER 25, 1988

WITNESS INFORMATION:

[redacted] (39) [redacted]
[redacted] Highway 20
Fort Bragg, CA

Home Phone [redacted]
Work Phone [redacted]

Home Address: [redacted] Spring Creek Drive
Santa Rosa, CA 95405

Statement:

On September 27, 1988 at 1705 hours I conducted a telephone interview of [redacted]

[redacted] told me in essence that on September 25, 1988 he was at the Exxon Gas Station at U. S. 101 and Highway 20 in Willits. It was approximately 1020 hours and he had just finished putting gasoline into his vehicle. As he walked toward the cashiers booth he heard a loud "bang" like a car back firing, but much louder. He looked in a north easterly direction and saw a man standing in the parking lot across the street, aiming a rifle or shotgun in his direction. Mr. [redacted] described the [redacted] as a middle aged white male with a medium build, however, he was unable to provide any further details due to the distance between them.

Mr. [redacted] went on to say, he told the Exxon station attendant to call the police. The [redacted] was still aiming toward the Exxon Station but the barrel was pointed slightly into the air. Then the [redacted] slowly and calmly placed the weapon back into the rear of his vehicle. Mr. [redacted] described the [redacted] vehicle as a newer model van, off [redacted] in color with [redacted] down the sides. Additionally, there were yellow colored water jugs on top of the van.

The [redacted] got into the van and drove out of the parking lot onto South Street, then made a right turn onto northbound U. S. 101.

INTERVIEW WITH [redacted] [redacted]

OK for the purposes of the tapes, 1935 hours the 25th of September. Present is Sergeant Tenzel, Sergeant Templeton, [redacted] [redacted] and [redacted] mom, [redacted].

Q: OK, [redacted] how old are you and what's your date of birth?
A: [redacted], [redacted] [redacted].

Q: That's the year I came on the Highway Patrol and got married. OK, [redacted] you were at the Shell station today. Is that correct?
A: Ya.????????

Q: OK you work there, you're employed at the Shell station at the deli?
A: Ya.

Q: OK, what kind of hours do you keep or what what was your shift?
A: I work weekends, 9 to 4.

Q: OK, so 9 am to 4 pm?
A: Ya.

Q: OK. OK, apparently, excuse me at some point you saw a [redacted] van?
A: Ya it was [redacted]

Q: OK. I tell you what, why don't I just make we both know why you're here, right?
A: Ya.

Q: Why don't you just tell me in your own words what what happened.
A: From the start?

Q: From the start.
A: OK. I was just in the back of the building working weighing out meat and this guy walked in.

Q: OK, what time was that, [redacted], do you remember?
A: Em

Q: Just about?
A: It was in the morning about about 10 - 11

Q: About 10 or 11?
A: I don't know I ???

Q: OK, now the deli's kind of in the back of the store?
A: Ya it's in the back.

Q: That's where you were at?
A: Ya.

Q: OK. All right. Go head.
A: This the guy walked in and just came in their casually started emptying out all his pockets, change and all this stuff and was going through it. And

Q: OK, where was he putting all this stuff?
A: On the counter.

Q: On the counter there?
A: On the counter where people sit.

Q: OK. Oh, oh, OK.
A: Right there.

Q: OK, the counter you
A: Not where I hand sandwiches but where they sit and eat.

Q: Oh, OK.
A: Look at the window. He was emptying out all his pockets and just kind of looking at em and looking at his change and finally I asked him do you need any help. And he just kind of mumbled and said well, no, no you know prices ????? saying that he didn't have money I guess. I just said "oh". Just went back to my doing my work and then

Q: OK. Can you describe what the guy looked like?
A: Em, he was big. I know he had I remember looking at legs

Q: By big, do you mean fat, tall?
A: Not fat. Just you know I know I don't know if I think it was muscle. Not fat, not as in big fat guy. Probably 6 something, I think.

Q: OK. I'm six feet tall.
A: Ya, about as tall as you.

Q: All right.
A: And he had this big belt and I think he had like short hair. I could really get he had a hat on, a cap on,

Q: A hat?
A: Ya, he had a hat.

Q: Remember what color that was?
A: Blue I think.

Q: OK, remember what kind of hat it was?
A: No, I don't really look at him.

Q: Was it like a cowboy hat, er?

A: No it was a cap, a baseball cap.

Q: Baseball cap, OK. All right. What else did he have on?
A: He had a blue wind breaker on and blue shorts. You know those silky kind of shorts. And then some brown shoes on.

Q: Brown shoes like tennis shoes er?
A: No they were kind of slack shoes I think. They weren't tennis shoes. They were you know were with kind of slacks or something. ([redacted] Maybe like dress shoes.) Ya, you know how guys wear those new shoes you know the new style.

Q: They were not [redacted], they were brown shoes?
A: Ya, they were brown shoes.

Q: Brown, brown colored shoes? OK.
A: And no socks on.

Q: OK. How old do you think he was?
A: Em, probably in his 40's.

Q: OK. 40? OK. So he's dumping his pockets out and he apparently at some point in time he mumbled something to you and
A: Ya, just said something about you know how prices raise up. Like he looked at the prices like you know I don't have enought money, never mind. So I just went back to my business and then he kind of stood there and looked out the window and stuff and then asked if there was a restroom. And I said "yes, go ask for the key and its outside on the corner." So he left his stuff and went up to the front and I guess apparently he asked and someone already had it. That's what the lady said and he went outside and then he came back in a little bit later and kind of stood there, came back in, looked out the window and then came over towards the counter, took off his shoes and dumped out the dirt and ???into the garbage can.

Q: OK. This was back by the deli again?
A: Ya, back by the deli again. And dumped out his shoes and then he stood there and was swinging his arms back and forth like this going (blowing sound) like he was going to do some pumping or something (someone said "exercises"). Ya exercises, kind of (blowing sound) like that I guess getting warmed up or something. And uh, then I guess he got his stuff together. I just I tried to ignore him cause he was making me nervous and then us I guess he got his stuff. I turned around to do some stuff and then I guess he left. So I ran up to the front counter and watched him. And that's when he went outside.

Q: OK. So you went up to where the cashier takes the money for the gas and the mini mart and stuff?
A: Ya. I went up there to the counter.

Q: Uh, I need those pictures out. I'm going to stop the tape here to get the pictures that I want you to look at.

Q: OK. We're back on tape now. OK, now. ???we left off you walked from the deli up to where the cash register was for the where the person works who takes the money for the gas.
A: Ya, walked from the deli up to the cash register looked out the window to watch him, to see what he was going to do if he had a car or something you know to go to. Just watch his reactions.

Q: Ok. We'll show you a picture here that we labeled #1. Just want to ask you if that is a fair representation of the view you had?
A: Ya, I was lookin more over in here cause that's where he was right there, right on the sidewalk.

Q: OK. So he was on this side of the pumps here?
A: Ya, cause he van was on the far side.

Q: OK. The far side or this side?
A: The far side next to the highway.

Q: The car was on the far side next to the highway?
A: Ya.

Q: Do he was over in here someplace?
A: Ya, on the right hand side.

Q: All right, uh, so you walked over there apparently this guy left the building then?
A: Ya, he left the building by the time I got up to the front.

Q: All right, then what happened?
A: As I was watching him?

Q: Right?
A: OK. I watched him and he was like out on the sidewalk just kind of looking around looking across the street and he just kind of ???? walked back to his van just he was doing everything casually and went opened the back of his van and then got the gun out and he kind of pulled out was like targing it. And the lady and I standing

Q: He was like what?
A: He was targing, you know just prac like practicing his targing or something.

Q: OK, so he was aiming it or pointing it?
A: Ya, aiming.

Q: OK, in which direction?
A: Towards Exxon, a little bit like on Highway 20.

Q: He was just standing there. Did he have it up to his shoulder?
A: Ya, he had it up like that.

Q: Was it like it was in a shooting position?
A: Ya, he was in a shooting position.

Q: And he was aiming it towards the highway and towards the Exxon station?

A: Ya, somewhere right in there I can't tell exactly but anyway we just kind of ???? and I said I wonder what he doing with that and the lady said oh he probably just practing for aiming or something. And then he shot it and just just casually walked back and put it in the back of his van, shut it and kind of looked around and got in his van and drove off.

Q: OK. Uh, can you tell me what the gun looked like?
A: I know it was long. Big.

Q: Ok, it was a rifle right?
A: Right.

Q: Do you know much about guns?
A: Un uh.

Q: Was it longer than
A: Ya it was a long

Q: Something like we carry on our hips here. You'd have to hold it up?
A: Ya, you have to hold it up and it was long. I think it was brown. The windows were tinted, but I almost sure it was like a brown gun, you know big. ([redacted]: Was it bigger than that 22 like you practiced out at Les's with?) Ya.

Q: So you actually saw him shoot the thing, right?
A: Right.

Q: OK. Did he do anything before that like work a lever or bolt or anything like that like to cock it?
A: I didn't see that. I wasn't really paying attention. I couldn't see really cause the pole was kind of in the way I guess.

Q: OK. When he opened when he got it out the back, you say he got out of the back of the car or the van, OK, what part of the van did he get it out of?
A: In the back, when you open the door in the back.

Q: And this door that opened the back did it swing up or did it swing out? Do you remember?

A: No.

Q: OK. When he got it out of the back of it, did you see if he got it out of a container or was he just pull the gun right out of the back?
A: I think he just pulled it out. I wasn't really paying much attention.

Q: OK. If you had to figure out where that bullet went, what I'm trying to out is when did he shoot down Highway 20 did he shoot up in the air or where do you think that bullet went just from the position he had the gun in?
A: Pretty much straight in front of him right across the highway. There's like kind of in between these there's trees right next to Exxon station and behind that these pink apartments or in that area.

Q: Over the Exxon station?
A: No not over like straight - straight across the highway and right on the corner of the Exxon station going toward Highway 20.

Q: So he had the gun fairly level when he shot it?
A: Ya.

Q: Ok. Where was he standing in relationship to his vehicle when he fired it? In other words was he wasn't out on the sidewalk any more, he was standing right at the back of the van?
A: No, he was little bit on the sidewalk. Not right on the sidewalk. But pretty much.

Q: I'm going to show you a picture we marked #2 here, can you show me on that. Ok, this across the street looking
A: He was standing right there.

Q: OK, right at the end of the would be the north end of the outside island?
A: Ya.

Q: Ok and his car was where?
A: On the outside.

Q: On the outside closest to the highway?
A: Ya.

Q: Ok. So you think he was standing right about there when he fired it?
A: Ya. Right in there.

Q: OK.
A: I think.

Q: When he came into the deli to go back to go back a little bit when he came in there and you asked him if you could help with anything, did you notice anything about him like an odor of alcohol or did he appear to be taking any medication or anything like that?
A: No. I wasn't that close to really notice that. I didn't look for that. I was just.

Q: Did he, did he ah unsteady at all? Was could he walk normally?
A: Ya, he walked as far as I know he walked normally.

Q: His dexterity when he took off his shoes and emptied them out did he do it normally or did he do it ??
A: Ya, he just like dumped them out, you know how you get dirt in the bottom of your shoes, kind of emptying them out.

Q: So he appeared to be pretty normal?
A: Ya, I tried not to pay much attention cause I didn't want I was trying to ignore itl,

Q: But you thought this guy was a little weird is that a fair statement?
A: Ya, ????glancing up.

Q: Did you notice him talk to anyone else?

TAPE RAN OUT

Q: OK, uh, I think the tape probably beeping started when I was asking you did act anything like he was under the influence or had been drinking and you stated you didn't get that close to him.
A: Well, ya, I didn't get close to him to see if he was (drunk?). As far as I could see

Q: You tried to ignore him.
A: Ya, I was trying to ignore him.

Q: And the Stan asked you was there anyone else in the gas station or in the deli that you know in person that was there at the same time that this was going on?
A: I didn't see anyone I couldn't see.

Q: Other than the person who was working at the cash register?
A: Right, I didn't see I didn't pay any attention to see anyone cause I can't really see the store ????

Q: The van you stated earlier to Stan was [redacted] colored?
A: Yes.

Q: Did you see anything else about the van?
A: It had a you mean a description of it?

Q: A description.
A: It had the racks on the top I can't remember what it's called.

Q: Luggage rack?
A: Luggage rack and he had rope on it I remember and he had some yellow object like

Q: On top?
A: Ya, can't remember exactly.

Q: Was there anybody else in the van waiting for him?
A: I didn't see anyone.

Q: OK. Did you see him talk to anybody else the whole time he was there?
A: No.

Q: And the van, was it just solid [redacted] color?
A: No it had a like a [redacted] panel down the middle.

Q: Was it a newer van or an older van?
A: It was the newer those kind I don't know what it's called it's the new van they look like spacer things.

Q: OK. [redacted] why OK you're working back at the deli which is back in the far corner there. Ok, what, as best as you can remember, how come you decided to walk up and continue to watch this guy?
A: Just cause he was weird and his reaction I've never seen any guy come in there like an do just act like he was getting ready to exercise or somepem. Just the way he acted he was really strange and I just to watch him and see what he was going to do if he had a car er just I don't know i just went up curiosity just to see what he was going to do.

Q: So you thought the guy was a little weird and you'd watch him a little bit longer.
A: Ya, until he got out of my sight.

Q: Could you tell what color his hair was?
A: Brown.

Q: Did he have a beard or mustache or anything?
A: I think he had a mustache. I'm not sure but I think I don't know. I'm not positive so I can't

Q: Did you notice anything about jewelry or rings or anything?
A: No I never looked that close.

Q: Have any scars on his face or moles er?
A: I didn't look that close.

Q: OK. What did you do after he put his gun away and drove away? Which way did he go when he drove off?
A: He pulled he pulled off to go in the stop lights to pull out ????

Q: So he went back onto Highway 101?
A: Ya, he, he the south you know wouth road that's going like straight across to Highway 20 he pulled out down the stop lights coming up from Safeway you know those stoplights right there. And then he pulled out and went

Q: OK I'm going to show you a little diagram, it's kind of rough but these this is Highway 101 and Main Street. This is the Exxon station. This is your Shell station. Here's two gas pumps, two sets of them and then here's another pump. Ok. And he was parked here, I'm I correct. ????over here right?
A: Parked over here I think.

Q: OK he was parked on the west side the far west side of the pump.
A: This

Q: This is Main Street.
A: Right. I think he was here, I know it's over further on the side. I can't remember if it's right next to Main Street or

Q: Let's see if we can get this the same way the diagram is going. Would it be more down here right?
A: Well, he was standing right here, I remember I can't for positive I can't remember if it's on the outside or in the inside. I just remember he was on the far side of the pumps.

Q: OK. Could it have been on the far side of these pumps?
A: No, it was on

Q: The far outside?
A: The far outside.

Q: Ok, and which way was his car facing?
A: Facing south.

Q: Facing south. Oh, OK. So he
A: He pulled out

Q: So he went out like this
A: And pulled out on South Street up to the stoplights and then pulled in what ah mainstreet north.

Q: Oh, OK. What did you do when he was leaving?
A: Just was ??????oh my gosh, but I was just saying what's happen if he would have came in here and try to shoot us. I was just

Q: So you were kind of scared huh?
A: Ya, I just never seen anything like that. I said I only thought those things happen in L.A.

Q: Ya, OK, I have a question about when the gun first went off, what did you do?
A: I just uh just stood there. I didn't know what to do.

Q: Did you or the other girl that was working the cash register ??? call the police or do anything.
A: No, we didn't, we never neither of us we just stood there cause we had a pay phone and we didn't have any money.

Q: OK, what how much time lapsed between the time that you saw him shoot the gun and the time that he drove out here and drove up to the stop sign. About how much time?
A: A couple of minutes.

Q: Just a couple of minutes.
A: Ya.

Q: In other words he fired the weapon, put it away, got in the van
A: Ya, just took his time walking back to the van.

Q: Wasn't in a hurry?
A: No, wasn't in a hurry at all.

Q: OK, pulled out, drove up, stopped, made a right turn and went north.
A: Ya.

Q: That was it.
A: Ya.

Q: Did anybody else in the station do anything? Was there anybody else getting gas there?
A: Uh, I think there was but I don't remember who it was or was. I didn't pay attention. I was just paying attention to him.

Q: But what did the other cashier say to you? Did she say anything about boy was he weird or
A: Ya, we both just kind a

Q: Did she say how he payed for the gas or
A: Ya, she said how he payed for the gas

Q: How did he pay for it?
A: In cash.

Q: Oh he did?
A: Just for $4.

Q: So he did buy gas, right?
A: Ya, he

Q: $4 for the gas?
A: Ya.

Q: How long how long had you been up today before that?
A: How long have I been

Q: Ya what time did you get up this morning?
A: What time did I get up this morning, it was 8:20.

Q: OK, now this may sound a little strange, OK, don't take me in the wrong way, you had not taken any medication or anything this morning?
A: No.

Q: So you felt good, you were fully aware of your faculties?
A: Ya.

Q: OK, do you wear glasses at all?
A: No.

Q: Do you wear contact lenses.
A: No.

Q: OK. Anything else. OK. The Willits, ah, the Willits police officer came is that right?
A: Ya, two of them.

Q: Officer Venturi?
A: I guess, I don't remember names.

Q: Did they talk to you at that time and take a statement?
A: Ya, they just asked me a description of the guy in the van and kind of just mainly a description of what he did ??? gun and just got a ?????

Q: Did you try to get the license plate number?
A: Um, no.

Q: Did your the other girl that was working the cash register did she?
A: No.

Q: How how old is [redacted]? Do you know?
A: Who?

Q: [redacted]
A: Oh, [redacted]. I don't know.

Q: Is she older than you? My age?
A: Ya, she's a lot older. Probably 40's or older.

Q: I can't think of anything else, (I can't either), OK. Is there anything you'd like to add. Anything we haven't covered?

A: No.

Q: Sounds good. OK, I'm going to turn the tape off. It's 8 o'clock exactly.

WITNESS: [redacted]

OK, we're on tape I sitting here with [redacted]. We're at the Chambers Trucking yard in Rohnerville. This is Sergeant Mike Krock with the Highway Patrol Shooting Investigation Team. And [redacted] was a witness to the shooting incident Sunday that occurred on Highway 101 south of Drake Hill in the Fortuna area. And I going to let [redacted] speak-tell his version of the incident as he recollects is on the tape and then after he's finished I may have some clarifying questions for him.

Q: [redacted] would you go ahead and state your name, spell your name and address for the tape? And your age also.

A: [redacted]. That's [redacted] Any my address is P. O. Box [redacted] in Fortuna, CA. An I first initially saw the car which was had some flat tires or one flat tire I don't know how many, but you could hear it clunken along the road and there was a CHP officer unit in front of him. But they were in southbound lane going north and right behind the van was ah five or six CHP units and there was two or three I think Sheriff's units behind em. And ah I watched them go by my house on the highway and bout 10 or 15 seconds later I heard shooting which I ran from my house to where I could see what was something going on. And I seen this guy in the van spraying bullets off eastward and ah at that time I knew something was going on so I went back and got my binoculars and then I came back to the same point where I was first watching him shoot. And ah he was still in the van and the CHP officers in the back of him were all had their doors open ready to shoot you know. And ah, they asked him you know to come out with his hands up on his head, throw out your weapons and he didn't do that and he hung out sompem off the passenger window looked like a white cardboard box ?? blue to me and he waived it around and he never came out and then it was just a matter of time he sat there and then pretty soon he started spraying bullets again. And then they shot him.

Q: OK. Now, you said eastward. Let's correct this. He was shooting

A: I mean west.

Q: Towards the west, toward the river.

A: West, west.

Q: OK. What would you esatimate your distance was from when you where you actually observed the van and the [redacted] How far away would you were?

A: Boy, about 200 yards.

Q: OK. And you ah first say him with just your normal vision and then you returned to your house to and got your binoculars. What type of binoculars are these?

A: Ya, they are Bushnell.

Q: And the power?

A: 750's, I think. I don't think they are 735 ?????

Q: And, ah, how long would you estimate it took you to go to the house and run back to where you watched this from?
A: It's only about a hundred yards and the binoculars setten there right on the china cabinet. A minute at the most.

Q: OK. During that time did you hear any more shooting?
A: No shooting, I watched the original shooting and then I came back and then

Q: Could you tell me how many shots you think were fired the first time?
A: Ah, five seven shots maybe.

Q: OK. And, could you tell what kind of weapon it was?
A: It wasn't a shotgun. I don't you know I don't know. I mean I can tell the difference between a shotgun blast and a rifle blast.

Q: OK. So you're pretty sure it was a rifle?
A: It well or it was either that or a pistol er. But when I saw em out the window I I did see a rifle.

Q: OK. Well now with with the aid of the binoculars could you see ah where he was aiming?
A: Random, I mean he was just pointin to be pointin.

Q: OK. Was he point
A: He was trying to point in the back direction I know that.

Q: OK. How would you estimate how close you came to pointing that gun right at the officers? Could you tell if he could do that?
A: He..you know....he was trying to but I don't think he was going to stick his head out the window.

Q: OK. Did you the second time that he fired ah how soon did the officers respond to that shooting, did they actually fire their weapons?
A: Oh no, not right away, they waited.

Q: They waited..
A: I mean like you know like timewise I mean they its hard, you know.

Q: OK.
A: It's hard you know to tell 10 15 seconds. I mean he was done shootin then, you know the second time, and then they waited and then all of a sudden they just

Q: OK. Did you did you hear him or see him fire a third time as the officers fired?
A: He was history after they fired.

Q: OK. So it it would be your best perception that he fired initially out in the field to the west a group of shots
A: The first time.

Q: The first time.
A: And the the second time it looked that way too. You know.

Q: He was still firing out that way but also towards the back?
A: Ya, trying, you know, I mean.

Q: And then the officer fired and there was no more fire from them?
A: Nope, then the van he must have had it idling and then the van just kind of crept off the side the road. I mean I the only thing I can think he had it in gear and then when he was belly up he just rolled off the side the road.

Q: Could, could you hear the officers on the PA system or hear anybody yelling or
A: I heard the officers or somebody say come out, throw out your weapons er weapon I don't I can't remember but they said throw out your weapon and come out with your hands on top of your head.

Q: And that was clear.
A: In some some manner like that. I mean and I heard that five or six times.

Q: OK. When the first unit came by your your residence the one that was in front of the van, did it have it have its lights and siren on?
A: No. He had a bunch of brush hanging off his bumper like he tried to stop him before or there was no sirens this time. Not that I remember.

Q: OK. And then you could clearly see the van was disabled or running on flat tires when it came by?
A: I could hear that and see it both.

Q: OK. Now the group of cars that were following the van did they have the sirens on? Do you recall?
A: I don't. It was just like they were kind of herding him along you know I mean he wasn't going fast I mean he was just kind of creeping along down the road.

Q: What would you estimate his speed?
A: Not very fast. 10-15-maybe 20 mph.

Q: Did you ever see through the binoculars did you see him ah aim that rifle or shoot it out the passenger side of the van or
A: Never did.

Q: Did you see him turn and attempt to do something like that?
A: Never did. The only thing that I saw out the passenger side you know cause I'm blind from all I could see was the driver's side.

Q: Ya because of the angle.
A: The only thing I saw out the passenger door was this light box with blue on it. And it looked like a box to me. You know.

Q: From your angle there and for the tape let me explain that [redacted] has drawn us a sketch on a piece of scratch paper here. And ah I would estimate looking at the angle that it's probably 35 30-35 degrees in [redacted]'s position would be to the rear of the van ah to the left rear and I'm going to ask [redacted] would your vision be more of the total left side of the car and the rear of it as opposed to being able to see the right side and the front?
A: The whole left side of the vehicle I could see you know in plain vision I mean that's the way it was it was when it finally stopped there it was kind of titlted you know this way and then after it was all done it just kind of coasted off the road right here.

Q: OK. What [redacted] was just showing on the scratch paper is that is that the ah van was angled a little bit towards him as opposed to being away from him so he would have a clear and distinct view of the total left side of the van. [redacted], could you see him working the action on that rifle?
A: I mean I was watching kind of I was looking at you know everything really you know. I never did see his face even in fact.

Q: OK. Is there anything else you might think would be of interest to us?
A: Not that I you know I don't know you you know of anything you want might to ask me.

Q: Did you feel from your location to the rear and off to the left did you feel threatened at all by the shots?
A: No, you know I mean, well ya, there was a lot of people over in here I mean. Anybody could have gotten

Q: Were you were you crouched down where you weren't visible.
A: Oh you bet. I mean like

Q: And how bout your wife. You mentioned earlier
A: Ya, ya I told her to get back.

Q: You had her get behind some cover or something solid?
A: Ya.

Q: Do you recollect any rounds that a or ???? of bullets that came in your direction or near you? OK.

A: I mean it's all, it was a good spot actually, you know cause it's a lot of open pasture land other than the cows.

Q: OK. How would you feel ah if you were in the officer's position, what do you think your feeling would have been as this guns start swinging back towards you?
A: I would have shot him along time ago.

Q: But you felt the officers were fairly restrained in this instance?
A: Oh, they you know I mean I don't know why they waited so long really, you know I mean any kook like that shootin I would have shot right back. I mean he could have very well turned down my street if that would have happened I would have gotten him myself.

Q: And there was no, you would have no question or any concern that these were in fact Highway Patrol officers in uniform and with marked equipment?
A: Oh no, there wasn't any prank or anything. I mean that

Q: Definitely a for real situation.
A: Ya, you bet.

OK. I don't have anything further. I'm going to conlude this interview and I forgot to relay earlier it's now about 14 minutes to eight in the evening. ([redacted] I thought they did a pretty good job myself.) We'll conclude the interview at this time.

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
SUPPLEMENTAL OFFENSE REPORT TAPED STATEMENT

CASE NUMBER: 88-5881

SUBJECT: Shooting Investigation

STATEMENT OF: [redacted]
Newport Beach
[redacted]
[redacted]
Cardiff-by-the-Sea
[redacted]

INTERVIEWER: Detective Frank Vulich

LOCATION: Humboldt County Coroner's Office

DATE & TIME: 09-26-88

ALSO PRESENT: Glen Sipma, Coroner
John Allen, CHP Investigator

NOTE: Q: Frank Vulich A: [redacted] A2: [redacted]
X: John Allen X2: Glen Sipma U: Unknown

A: My son [redacted].

Q: [redacted] my pleasure. This is investigator John Allen, Highway Patrol.....Highway Patrol Investigator. My business card.

X2: You want to stay right here we get the.....

Q: Shut this door.

X2: Sure. You want anything [redacted], coffee?

A2: No, I'm fine.

X2: Before I forget it the gentleman wanted you to call before you left. You can use our phone. Do you want me to stay Frank....

Q: You may if you like. I'd like to talk to these gentlemen. [redacted] is your true first name [redacted] or [redacted].

A2: [redacted].

Q: [redacted]

A2: Uh huh.

Q: And your middle name.

A2: [redacted].

Q: [redacted]

A2: Yes.

Q: And your date of birth please.

A2: [redacted].

Q: And how old are you right now.

A2: Thirty-three.

Q: OK, and give me your address please.

A2: [redacted] Newmar Court.

Q: Spell that please.

A2: M-U-N-V-A-R Court in Cardiff-by-the-Sea.

Q: Cartiff?

A2: C-A-R-D-I-F-F. Cardiff-by-the-Sea, 92007.

Q: 9200....

A2: 92007.

Q: And your home phone number.

A2: [redacted].

Q: [redacted]

A2: Uh huh.

Q: OK. Are you employed anyplace [redacted].

A2: I'm a general contractor.

Q: OK. You are [redacted] brother, right.

A2: Uh huh.

Q: OK. [redacted].

A: Yes.

Q: OK. Your first name is [redacted]

A: That's right. [redacted] (inaudible)

Q: And please furnish me with your date of birth.

A: [redacted]

Q: And your home address please.

A: [redacted] Linda Isle Newport Beach 92660.

Q: And your home phone number sir.

A: [redacted]

Q: OK, for your information I've been assigned to do the investigation regarding the incident and what led up to this investigation. And you know, this incident and what took place, because right now....we're not totally certain what transpired from what happened down south up to the point of Willits, I don't even know what you've been told and what you haven't been told, OK. But I will tell you this....yesterday afternoon or early late morning it was reported in Willits California...how did you drive up here or fly.

A: Fly.

Q: OK, Willits is about I'm going to guess about two hours south of here. And uh.....

A2: Is that out of San Francisco or...south of San Francisco.

Q: Well, it's between here and San Francisco, OK. And uh....the reports that I'm getting is this, that he had an altercation or an argument with some clerk regarding some money for gas and they said go ahead and go and he went out in his van, apparently it's registered to you, and uh..I don't have this in detail, but he took a rifle from the van and fired at least one round, where I'm not certain at this point, but he got back in the van and headed north on 101. CHP intercepted the van and they waited until they could get three units involved to try to effect a vehicle stop. It's reported that [redacted] was veering into oncoming traffic, i.e. like he....

A: What to get around the...the police cars.

Q: Well, they were just following him, they were not chasing him. Trying to get him to stop. He would not stop. They followed him, as best as I can gather at this point...somewhere about a half an hour to forty-five minutes. In the meantime other CHP officers were involved in setting up what they call a...a um...a "spike strip" to let the air out of the tires so that a car will come to a stop. He kept going into oncoming traffic. Now they attempted to use a PA system to get him to stop after the vehicle did come to a stop the wrong way, they attempted numerous times on the PA to get him to come out. He wouldn't come out. We have citizen witnesses who reported this.

A: Wouldn't come out of what.

Q: Out of the van.

A: He was parked in.....

Q: He was stopped in the van...

A: In the oncoming....

Q: The oncoming lanes, yeah. And uh...he wouldn't come out of the van. He proceeded to take a rifle and start shooting the rifle. And uh.....

A: Shooting through the van.

Q: Outside of the window.

A: So he came out of the van.

Q: No. Let me finish. He fired anywhere from four to eight rounds, it's not totally determined, two rounds at least were fired at the CHP who didn't return any fire at that point. They again tried to talk him out of it. Out of the van. He wouldn't come out of the van. He proceeded to shoot again, at that which time at the officers, which at that time they returned fire. He was struck.

A: He was shot...he was still shooting from inside the van.

Q: Inside the van.

A: At the officers.

Q: Yes.

A: With a rifle.

Q: Yes.

A2: How..those windows don't come open, how could he shoot from inside the van.

Q: He was shooting...he had the gun outside the van. He was still inside the van, he was shooting outside the van.....The uh....one CHP officer missed getting hit by a matter of inches. We have the van....

A: How did you measure that.

Q: How do we measure that.

A: Yeah, inches.

Q: Inches?

A: Yeah.

Q: It's quite obvious, inches.

A: Was he standing with a wood back to him or something.

Q: Excuse me?

A: How did you know it was inches away from him.

Q: Well, we can...we can get the bullet injuries in the vehicle to where the officer was standing.

A: Well, OK, the bullet went into the officer's car is what you're saying.

Q: Yes.

A2: Were the officers in back of him.

Q: Yes.

A2: How do you shoot a rifle from, it's from the driver's window. How do you shoot a rifle inside, from inside a car.

Q: The gun was on the outside of the car. What I'd like to ask you people is when is the last time you saw [redacted].

A: A week ago.

Q: That was at your home.

A: Yes.

Q: A week ago today.

A: Yes. I don't know if a week ago today.

Q: Somewhere in the last....

A: Yeah, the last uh.....less than a week, right.

Q: To your knowledge, did you know that he had a firearm.

A: He doesn't have a firearm.

A2: He didn't have a rifle, no way.

Q: When he left your hometown he did not have any firearms that you knew of.

A: He didn't...I...I know he didn't have any firearms. Cause I know he was in a house trailer just right close to me.

Q: Uh huh.

A: I moved him in about...a month ago.

Q: From where.

A: From...he was living in my home then.

Q: So he just moved out to a trailer.

A: That's correct.

Q: When you last saw him....what was intentions, direction of travel, what was he supposed to be doing.

A: What was he supposed to be doing.

Q: Yeah, I mean...driving north, is there some.....

A: No, he wasn't planning on going north, he didn't mention....

Q: I don't know where this came from, and I'm not certain, I just kind of heard it this morning that...he had a girlfriend that was supposed to be in San Francisco or something like that.

A: I don't know, she was coming back from Australia so he might have gone to San Francisco for a girlfriend. Where did you hear that?

Q: Uh...from the Coroner.

A: How did the Coroner know that.

Q: Why don't you ask him.

A: How did you know that.

X2: I talked to your daughter this morning. She thought that if he was going north he was either going to go, there was a note on his door stating that if I'm not home I will be in several different locations.

A: OK.

X2: Yeah. And she thought that the girlfriend was going to be in San Francisco and if she wasn't going to be in San Francisco that she would probably be in Canada and probably on his way to Canada.

A: OK. OK. I want to ask you a question, when you shot [redacted] did you kill him instantly.

Q: Did I shoot him? I didn't shoot him.

A: Well, whoever shot him.

Q: UH...that's what will be indicated, yes.

A: He was shot with one shot or two shots.

Q: Well, that's being determined right now.

A: OK, and you think he was killed instantly.

Q: Yes.

A2: What...what kind of gun was it.

Q: Well, let me ask you a few more questions here, OK, then we'll let the coroner discuss that with you. OK, I don't have nothing to hide from you.

A2: I just.....

Q: I know you have a lot of questions.....

A2: If it's a rifle it's got to be expensive and he didn't have any money.

Q: Well, that's why I wanted to talk to you people to try to learn what went on and what transpired. I don't know anything about [redacted], where he got this gun, but he had a gun.

A2: They don't put a week hold on rifles or something, pistols.

Q: No, just on handguns.

A: Was it a new gun.

Q: Yes.

A2: Brand new?

Q: We have the box in the car. So we're..we're researching that right now.

A: What kind of rifle was it.

Q: A .30.30.

X: A hunting rifle.

A2: What's a thirty thirty.

Q: It's a .30.30 caliber.

A: Big caliber?

Q: Yeah, it's...it's a.....It's a hunting type rifle, it's probably the same...the same, I'm not really good at guns, but the same thing as a carbine type rifle.

A: Big gun for hunting then.

Q: Well, not really but it's still considered a high powered rifle.

A2: Um...what do the bullets look like.

Q: Well, well, I don't know....I mean we....I'm sitting here trying to learn about [redacted] travels and what he was doing and stuff and you're asking me questions about what a bullet looks like...it's a rifle cartridge, it'd probably be about that long....I don't have any with me right now so I...it's kind of hard for me to try and illustrate to you, but it's a...it's a rifle bullet, OK.

A: (inaudible)

Q: And there's a box of bullets in the car. And uh...we have...I don't know exactly how many rounds he actually fired, it's anywhere from...from six to nine to ten bullets he fired. OK, and we're still deciphering a lot of things, this just happened yesterday and unfortunately we don't have a lot of the answers that you and me would like to have. We'll try to give you those answers as best as we can. However right now, a lot of that stuff's still be determined. I...can't just give you the exact answer. When the time when we have those answers, myself or the Coroner will be more than glad to sit down and give you a little more detail.

A: OK.

Q: Right now we're trying to wonder what happened and what even brought this all about. OK, so one week ago is the last time you saw [redacted] and what was he saying about his travels, where he was going to go to you sir.

A: He..he didn't indicate that he was coming up north. He knew his girlfriend was coming back from Australia.

Q: OK, do you know her name offhand.

A: Yeah [redacted] something.....[redacted]....I don't know her name, she lives in Canada.

Q: She lives in Canada.

A: Uh huh.....[redacted].

Q: [redacted]

A: [redacted]

Q: Do you know when was the last time he talked to her.

A: Uh....it was probably the week before she wanted him, or the two weeks before she wanted him to meet him in Hawaii and he said all she wanted was three days in the Garden of Eden and

he couldn't figure out why she couldn't come to California.

Q: Was there a problem there with his girlfriend.

A: Uhhh....she....had re...I think she had rebuffed him after a while, yes.

Q: OK. Was he showing any despondency regarding that matter.

A: No, he was saying that he was probably going to forget her because all she was thinking about was going to Hawaii.

Q: Now (inaudible) you told me that note reflected that he might be traveling to Canada.

X2: Might be going to Maui, yeah.

Q: And might be going to Canada.

X2: Yeah. He said there's a number of them.

Q: This is through your daughter apparently.

A2: This note was on his door.

Q: Yeah.

X2: On his....on his trailer. If he wasn't there, he said he would be in....she said there were several locations, Maui, San Francisco, Canada and uh...she didn't know where he was going to be going.

Q: So...I'm assuming he had permission to have your van.

A: He had the van for....for a year now, two years now. I bought the car for him it was in my name.

Q: Yes, we know that. We ran the license number.

A: Right.

Q: Sometime yesterday apparently you or your wife were contacted regarding who was driving that van, who had it then, is that right.

A: That's correct.

Q: OK, about.....did you know where he was on Saturday.

A: Last Saturday?

Q: Yes. Two days ago.

A: No, because I called him.....two days ago. I called him....I think Friday and I was going to ask him to go sailing with me and then I called him again Sunday to ask him to go out

(inaudible).

Q: Did you talk to him Friday?

A: (inaudible)

Q: He was gone, the van was gone.

A: I don't know, I didn't go by his place, I just called him to save myself a trip by calling him before I went over there.

Q: Did...did [redacted] work anyplace at all.

A: No, he hasn't worked for.....a year or two or three. He hasn't worked off and on.

Q: Again, this is just...what I'm dealing with and hearing, I don't know if it came from your wife or from someone else that he was having a medical problem of some sort.

A: Correct.

Q: What kind of medical problem, specifically is that.

A: He had a [redacted] about three years ago. First time we ever noticed any problems, he had a [redacted] [redacted], and we put him in a series of hospitals and he had a series of [redacted]. He was [redacted] as....well, it wasn't a good [redacted] but he was possibly [redacted] of [redacted] or whatever. All the doctors that saw him....and knowing [redacted] through the years I've known him I can't believe, this is the thing that bothers me that he would buy a gun and shoot at people or birds or animals, because he wouldn't....he wouldn't kill animals ..he fishes all the time he puts the fish back and he....he has great compassion for animals and people and he's taken gun training when he was young he had to, in that course that you give a gun, you never pull a gun because when you pull a gun you've got to be well to pull the trigger. And we had a....he had at one time a .22 pistol and then an antique gun of some sort. He sold the antique gun and he had this .22 pistol and he used to target practice with it with tin cans. And I don't believe to my knowledge he ever shot a bird or a rabbit. He had great...this is the thing that's so amazing to me that he would even buy a gun and he asked me where his .22 pistol was one time and I said I put it away and he said well, he'd like to see it, I said no [redacted] I'd like you to have it and I said what are you interested in the gun for and he said just for protection.

Q: How long ago was this sir.

A: Oh....eight months ago. A year ago.

Q: Protection from who or from what do you know.

A: Well, he wanted to go to Mexico and he wanted to....you know, go on trips and things and (inaudible). So he never had a gun. I don't know where he got it either.

Q: Well, we have that being researched right now. We have officers in the southern California area right now they're pursuing the information we just furnished them from the information off the box.

A: Do you have the numbers that you guys can go off of.

Q: Yeah, I do, unfortunately, if he just recently bought it, two days, it's not on file. I have all that right here. And that's already been done, however, we are pursuing information off the....off the box as far as...where it came from, whose.....

A: (inaudible).

Q: The box....with the name on it and that's what we're pursuing, OK.

A: I mean the store.....

Q: Yeah, we haven't gone totally through the van yet. That will be done tomorrow. We'll be looking for that stuff. The only unfortunate thing is that we're not like L.A. area that has a ton of cops. We're kind of limited and we can only do so much at one time. This officer here is an investigator with the California Highway Patrol that's over here from three or four counties removed also investigating this. So we....you know, we're getting support from different people to assist us, however it's just going to take a little bit of time. We have officers, like I say, down south, hopefully they're on it right this minute trying to ascertain who it was that bought this gun, how was it purchased, what was it, the verbal comments being made, how the kind of ammo was purchased, you know, we're looking at all that stuff right now, we don't have those answers, like I said once we get them we'll be more than glad to share them with you, right now I don't have that answer so I can't tell you.

A2: Well, I need to ask you this.....

A: Where was incident where you would...set up a roadblock and...

Q: You're asking me procedure which (inaudible) the Highway Patrol I can't respond to because I don't know what California Highway Patrol procedures are. OK. My understanding, I was told sometime today, that...your son was either afraid or did not like police officers. [redacted], can you respond to that.....

A: Yes.

Q: What the nature of that is.

A: When he went to the hospital one time he was under a doctor's care and they called, he was having a....he went into these.....spells. He got real sweet, lovey, you know, he almost got....you could almost tell he was getting too, too friendly. And he was in Hawaii and he brought a bouquet of flowers up to the reception girl and they said he was glassy eyed and it was diagnosed that he had an overdose of his medicine that was prescribed to him. But they rushed him to the emergency hospital in Hawaii and they got there the doctor was summoned and the doctor got there and he was siting in a car, in a wheelchair, and he got up to leave, the doctor had abandoned him in the parking lot or whatever, and he got up to leave and the two policemen that were there chased him, tackled him, and grounded him and caught him. And they put him back in the wheelchair. And I guess that he said...I guess he has a fear of police officers, I don't know if it was from that or a previous incident, I don't know.

Q: How long ago was this incident in Hawaii.

A: How long is what.

Q: How long ago did this incident take place.

A: Uh.....a year and half ago.

Q: Where is that he received his last....local [redacted] is it down there.....

A: The University of Irvine, U.C.I. The U.C.I. Medical Center.

Q: And this is where is the [redacted] of [redacted].

A: Well, he's not...he's not [redacted], that's the problem, and he never, all the doctors said he showed no sign of...of any [redacted] [redacted] at all. And more than one doctor agreed with this and he showed absolutely no signs of possibility where he would be dangerous. And he stressed that...he's not....every test we put him through, and there were two or three doctors that gave this reading in this one place. And uh...they..they first diagnosed him as [redacted], and then they said, no that doesn't fit, not that at all, and he never was depressed.....and so he had possibly the [redacted] side of a [redacted].

Q: OK.

A: He was on [redacted] when he...when he got this way, but not to the point where....this is the thing that amzed me, that he would get a gun and shoot it because he knew, even in his dumb state, he would know that he should...if he's going to...he wouldn't fire at a police officer. Or he....I can't believe he would. And I can't believe that he would take a

gun and fire it at anybody. And that's why...this, this thing is so bizarre to me. He...when he went through these spells he'd get docile, onetime he said he thought he was a bug....and he would get almost sweet, and uh.....when he had his first attack, his very first attack, which he was working for me up at Santa Cruz, my sales, his sales manager, he was running the nursery, we have a nursery, he was managing, and he said come up here, your son is carrying your two dogs and walking in the lake. So he was protecting the two dogs from whatever was bothering him. And carrying them so all night long, he carried my two little dogs.

Q: Was that at the nursery.

A: Yes.

Q: What kind of nursery is that sir.

A: We're a wholesale nursery. Santa Cruz. It was in Pescadero to be exact.

Q: What kind of medicine was he on do you know.

A: He..he...all he had now was [redacted] which is uh....more of a sleeping pill than an [redacted] medicine. He had been on when he had left U.C.I. he was on [redacted] and the doctor there was....he's the research doctor for the University of Irvine, and [redacted] responded to a lot of medicines, but his choice was [redacted] because there were no side effects.

Q: What did the [redacted] do to him or for him.

A: To me it just.....it made him.....I don't know, maybe a little calmer, and uh.....maybe not quite as worried about things and not quite as stressed.

Q: The reason I ask you that sir is that yesterday....I'm only assuming at this point maybe you can clarify this for me is that someone had talked to either you or your wife yesterday, was it you or your wife.

A: Uh....I...I called...I talked to....the Newport police notified me and I went back and I called the....the Humboldt police.....I asked the man to tell me something and he said I can't tell you I'm too busy and I said can I ask you one question and he said no I'm too busy. So then about a half hour later I got a call from the assistant coronary Mr. Ed Moore.

X2: We get our messages through dispatch on the weekends so they probably called Ed.

Q: Who was it...who was it that talked to you at the Sheriff's Department, do you know.

A: I don't know, I just called on the phone number that the

Newport police gave me and talked to him and I said I want to find out about....my..my son and my van and he says well, I can't talk to you, I'm too busy and I said can't you answer this one question.....

Q: What time was that.

A: That was about.....ten or eleven.

Q: Last night?

A: This morning. Yesterday morning. Maybe at noon.

Q: I'd have to say it'd have to be after that cause this....

A: No.

Q: Didn't take place until around twelve or twelve-thirty.

A: No, it must have been taking place while he was calling me.

Q: OK. I think that's while we were in the pursuit then.

A: Yeah.

Q: Trying to get information who was driving that vehicle. OK.

A: And...and the Newport police when I talked to them they said well they wouldn't shoot him, they said no they don't shoot people they, they would stop him some other way but they don't shoot at cars, like you might be an innocent person and you might....they don't do that.

Q: OK, what I was trying to get....trying to get to someone talked to you, either you or your wife yesterday and talked to regarding the medication that he was supposed to be taking but he wasn't taking it.

A: He was (inaudible). The last doctor he went to gave him this medication called [redacted] and I told him, I said, [redacted] your other doctor gave you [redacted] and [redacted], everything I've read about [redacted] is eighty percent [redacted] [redacted] and ten percent [redacted]. And every time I asked him he said I've got my medicine, leave me alone. And I said I don't think your medicine is correct, you know, the medicine is too light, and he might have had...one or two pills of the [redacted] or one or two pills of some other medicine prescribed for him but he did have, I wanted him to have a jar of the....so he felt stressed he could take, start popping the pills till he got unstressed.

Q: Was he in a stressful situation very often. If he wasn't on the medication.

A: I would say....when he was working for me at the nursery I would put him under stress. Lots of stress. And then after

that...I don't think he was stressed in the last two years. Boy, he's, he'd been living in Hawaii for a year and a half.

Q: When was it that he returned back to the main....

A: He returned back in February of this year....and he just flew to Canada, unbeknownst to me to visit his girlfriend.

Q: When did he fly to Canada.

A: Right about February.....about in March. And he stayed a month in Canada. And he was invited to come up there by his girlfriend, girlfriend's folks, and he stayed there about a month and then he had no medication, his girlfriend was one who thought he should take health tea and go to one of these health doctors and I said [redacted] you've got to do something this is not going to do it.

Q: So for the last several months he's been basically at your...your home.

A: Several months he's at my home and then the last couple of months we decided that he should be in his own place and he had some money so we moved him over to a trailer, (inaudible) trailer farm.....and all the medicine he had was [redacted] and it didn't have enough kick in it to do any good. One doctor said, the one that gave the [redacted] says that in order to take him off of [redacted] medicine I have to put him to sleep all the time. It's eighty percent [redacted], but he had gone to another [redacted] and she said take this. So every...every [redacted] he's ever seen prescribed a different medicine. But uh.....they all were in accord on the one thing, and this is the thing that shocked me so....that he was not a violent person, but a person who buys a gun is a violent person...in my opinion....and he was not [redacted] in talking to [redacted] he didn't.....

Q: Did...when you talked to him about his medical condition, and the...and the medicines and everything else that was going on....did he....did he respond to you, was he able to communicate with you or did he just kind of clam up and not say anything.

A: Oh.....no....he...he knew more about the medicine than I did. I mean he...he was....he was a real smart young man, and if he hadn't got the disease (inaudible) and uh....but he knew all about the medicines, he knew the first name and last name and what it was supposed to do and uh...he...he didn't want to get hooked on any kind of drugs or medicine. He...he....our sales manager up in the nursery found out that he was....had some pot and he wanted me to fire him, he didn't want to fool around with pot because it was illegal, you know. Almost.....I think he saw it as evil. And uh...they never could find out why he kept that damn (inaudible) because he didn't smoke pot, and so [redacted] never, to my knowledge, he might have tried it once but to my

knowledge he never was on it, or any other drug. In fact when we, we first went to the hospital he said oh they asked him if he had any grass or smoking (inaudible) what I ate some leaves of Gentissima Jimosa, come on, that's just the yellow flower that grows on the foothills, it's sort of like broom it's called, scotch broom. Well, I looked it up, I thought maybe this was a hallucionary plant, and I though why did he say that, why was he talking about it, it doesn't make sense, that was the only, you know, to my knowledge he is against....all drugs and never been (inaudible). But he didn't want to get hooked on these drugs that the doctors were pushing, these aren't drugs these are medicine...he said no, they're drugs, I don't want to get hooked on them, I'm going to do the health tea and the vitamins...and she had given him a book on Linus Pauling and Linus Pauling says you can cure these things with massive doses of vitamin C and vitamin B. He was trying that.

Q: When you....when you last....talked with [redacted] before apparently he left....what was his demeanor and emotions.

(END OF SIDE ONE)

(START OF SIDE TWO)

A: And we had this ongoing .....the city and all the people that lived there were....we were....all the people in the track were suing the city and trying to get...reclaim some of their money and he had to sign some legal papers and I asked him to come over and sign some legal papers cause the lawyers wanted a deposition signed....so he came over and we talked about.....he's always wanted to start a nursery in Hawaii, in fact when he was over there he started, he kind of started a nursery, he built....propagating tables and stuff like that to get a nursery started. And so he was busy sending seed over, I said [redacted] don't send seed over because it doesn't last that long....a week to get over there then a week to get the seed to you....the seed, the germination stops, a lot of seed goes downhill in a week or a month so....if you send seed over and not keep it correctly at the correct temperature you're wasting your time. And so we discussed the type of plant he'd be growing and it was just a normal conversation and I said what plants, what plants are you sending over there that's so important you can't get there.

Q: Was he sending that to his girlfriend or....

A: No, he was sending it to a another friend, he had a friend...uh..uh..who was in the jewelry business, [redacted] was interested in the jewelry business and [redacted] had cut sapphires and rubies and he could do that, he did precision cutting and this friend of his was also in the nursery business, he was growing banana trees, so [redacted] would work with the plants, and I said why doesn't.....[redacted] pay you and he says well he's going to let me use some of his land, he had ten acres

and I can put up my nursery there so....that was the arrangement they had. So.....

Q: That was last week, this conversation you had.

A: That was this last week, last week he was talking, I knew all about the nursery over there but he....we were discussing the plants he was going to grow, he was going to grow the ginger, the orchids, the jalaponias.....

Q: Is it uncommon....would it be uncommon for [redacted] just to get up and leave without calling you.....

A: Uh huh.

Q: And saying dad, I'm taking off, I'm going to go north.....

A: No, that would be very regular, I would expect something like that.

Q: You would expect that.

A: In fact.....I gave him a months rent money because I was paying the rent because he...he'd go out if he had a...five hundred dollars he'd go out and buy two cameras with it.

Q: What about.....what about this thing of him leaving a note on the door, I'll either be in Maui, Canada, where else did you say.

X2: San Francisco.

Q: San Francisco.

A: That.....I would say....I would say....that's better than what he'd usually do because when he left Hawaii I didn't know he had left to fly to Canada. I kept calling Hawaii and they said, well he's not in his room, and I said, would you please go look at the room and see if he's there and he's not here. So then the next thing I find out he's in Canada.

Q: Did he call you from Canada.

A: Yeah, called me from Canada, asked for a little money.

Q: OK, so.....

A: Dad, I'm broke, can you send me five hundred dollars.

Q: OK, so then.....

A: And he had some money, and I had taken the money away from him, when he had his breakdown, his first breakdown, when he was working for me in Pescadero, and I was giving him hell, he couldn't do anything right, and that.....that probably

caused the breakdown although the doctors say if he had this weakness it would have happened sometime. You put him under too much stress...and I...I...you can break him.

Q: Break him in what regard. What does that mean.

A: He'll have...he'll have a nervous breakdown.

Q: Resort back to.....what put him in the hospital for the [redacted] checks and stuff like that or.....

A: You mean if I put stress on him later.....

Q: Yeah, I would say he was....just say....it was a stressful....

A: All the doctors say you should not put him in a stressful situation where he has to uh....like chasing him with police cars....

Q: That's what I'm leading to....

A: That's exactly right. He would think....he told me when uh....when he was first diagnosed as a...and this was even before he had a breakdown....uh....I got him to go to....he had a reading problem when he was real young...and then his grandfather took him to a doctor to try to figure out what it was....and this went by and he did a lot of things, he went to Cal Poly, he was on the Dean's List up there, you know, he went high in Boy Scout's, he did all these....

Q: Take your time Mr. [redacted].

A: He probably did more than I ever did.

Q: Here's some napkins...paper towels.....there.

A: No, it's OK.....But he was well read, he was studying....I said [redacted] you're setting yourself up for failure, he'd be studying four languages at once...Portuguese, Chinese, Japanese and Spanish, [redacted] I said you can't do that....you're going to set yourself up for failure....but he could work, he worked with mexicans, he could speak mexican better than I could, he could speak Portuguese which I couldn't because we have a Portuguese propagator. And he could talk with him, I said, Jesus Christ what did you say to her, you know, I didn't....and yet he couldn't speak fluent Portuguese but he could converse with our Portuguese propagator. And um.....like I say he was interested in sailing, water skiing, skiing, fishing, but he never went into hunting.....he had guns but he had respect for them....

Q: Mr. [redacted], let me ask you this.....

A: That's the thing that makes me so shocked.

Q: I'm trying to....what I'm trying to..to do is backtrack when he left home....

A: Yeah.

Q: And...where he made have stopped at, if he stopped in San Francisco, who would he have seen.

A: I....I...I've come to the same conclusion you're coming to...I think he saw his girlfriend in San Francisco. And I have a strong feeling that she might have rebuffed him.

Q: OK...the reason I...the reason I asked you this is that....

A: I think.....

Q: The information that we have.....

A: That's what might have happened.

Q: The information we have and we're trying to verify this....and unfortunately I don't have this verified, I want you to understand this....is that...this rifle was purchased somewhere close to Newport Beach, in a neighboring city, Del Mar or....

A2: Del Mar South.

Q: Del Mar, whatever it is.

A: Corona Del Mar.

Q: Corona Del Mar, whatever.....

A: Corona Del Mar, there's a town there.

Q: OK, so anyway...we have officers going to that location now to try to find out....so of course this is way before San Francisco, OK.

A: Yeah.

Q: So...do you know of any telephone calls that he made have made or received.....

A: Uh...no.

Q: Can that be checked out by any of these people.

A: Do you mean telephone calls from his girlfriend.

Q: To his girlfriend to see if it.....

A: I can call his girlfriend and ask her if she saw him in San Francisco.

Q: Well, we'll want to talk to her too.

A: Because maybe she saw him in San Francisco. Maybe she didn't see him.....

Q: Maybe she talked to him before he left down there to go to San Francisco.

A: I'm positive she might have. I'm positive...I'm not positive she might have, I just think she might have.

Q: OK, uh.....

A: He was calling her clear to Australia so...if she was going to want to meet him in Hawaii then he probably talked to her.

Q: Is there a phone number that you have in San Francisco that we can call today to try to ascertain the fact that she's there or if she had contact with him.

A: If...if she's in [redacted]...yes.

Q: San Francisco.

A: I might be able to...we might be able to call her in [redacted]

Q: OK, whatever, I mean we'll do whatever we can to try to locate her.

A: I think I have that number.

Q: With you or at home.

A: I think I have it with me.

Q: OK. And then uh.....like to talk with her regarding that contact, if in fact there was, try to piece this together cause right now we don't have it pieced together, we have no (inaudible) why all this took place. Why he had a gun with him, why he was firing it.

A: Well, if he had a gun with him.

Q: Sir, he had a gun with him.

A: All right, I'm saying he had a gun with him. I don't...I can't figure out why he would.....go to a gas station and start shooting the gun at people.

Q: Well, I didn't say he shot at people, I don't know that he shot any person. I want to make that perfectly clear with you, we don't know that at this point. It's Willits authorities and other investigators are working on that

aspect of it, I'm only being fed this via the telephone and other officers that are telling me this stuff.

A: OK, cause he must have had a little money with him. The money I gave him to pay his rent, and I gave him three months rent money.

Q: I knew he had some checkbooks in his van and he also had some Versateller cards in his wallet or whatever.

X2: Instant teller, instant money.

X: ATM.

Q: OK. He...plug the card in with the proper numbers and they give you cash in return.

A: OK, gotcha'.

Q: OK...uh....again those are some things that we haven't been able to really decipher so we are working on that. I'm still kind of concerned now if he left San Francisco, let's use the hypothetical maybe, he either talked to her on the telephone or saw her in person, we don't know.

A: OK.

Q: What would make him keep continuing north.

A: Well, because he loved northern California.

Q: He'd been here in this area before.

A: Well, last time he came up and took my van...he took my van and I said [redacted] you just bought yourself a van, cause I could take it out of his money, he knew that, because I....when he lived in Santa Cruz he had a house there...when he had his breakdown I sold his house for him....

Q: And took care of the estate.

A: And I took the money....I considered.....

Q: Has [redacted] ever been married.

A: No.

Q: Has he ever been in the military.

A: No.

Q: Uh.....this...let me try to find out from you if you will, if he didn't take his medication, as supposedly he was supposed to, if he wasn't taking it, let's say he got into some kind of a verbal confrontation with someone down there at Willits regarding.....

A: OK.

Q: Over...over buying some gasoline. OK.

A: Uh huh.

Q: OK, which, if...that became a stressful situation for him, what in your opinion would be his normal avenue of dealing with that with or without medication.

A: Running.

Q: Running from the situation.

A: Uh huh.

Q: OK, so let's say he has this gun with him and out of frustration ,anxiety, what have you, he fires a round, let's say he fires it into the trees, with no one around. OK. He gets back in the van and starts proceeding north. All of sudden now he's intercepted because of the radio transmissions, which all took place, be on the lookout for this vehicle, [redacted] fired a weapon, OK. The failure to yield to the red lights and the sirens and that's why what's called the "spike strip" was placed so that it would make that vehicle come to a stop, OK. Which it did come to a stop and at that time he wouldn't respond to..to the PA system with the officers telling him to get out of the vehicle, that they just want to talk to him, stuff like that, he was throwing things out of the vehicle for many miles.....Would this indicate anything to you. Throwing papers and matchbooks and...food wrappers and stuff like that.....I'm just trying to give you some food for thought here.

A: It would...it would indicate to me that he should be back in the hospital.

Q: OK, he was throwing things out the windows and.....

A: He should have been on his medication right now.

Q: He wouldn't respond when the officers were, somewhere from in the vicinity of fifty feet away from him, using the PA system. Very clear day here yesterday, it was very obvious all these officers were in uniform and marked units. Trying to get him to.....

A: And he ignored them.

Q: He wouldn't even.....

X: Wouldn't even yell back.

A: How many police cars were there. A bunch?

Q: I'm going to say at least six.

A: And he was...he was....

Q: Even while driving north he was cutting right across the double divider line, you know cruising into the oncoming traffic and then swinging back over and of course the Highway Patrol.....

A2: Over the double line and everything.

Q: Yes....

A2: It's dangerous.

Q: Very. And these are....I'm just trying to let you know what took place, you know, we're not sitting here trying to hide anything from you. It's a very tragic unfortunate situation, there's no doubt about it. You know, was [redacted] was this....

A: No, he wasn't.

Q: Was this some move to.....

A: No, he wasn't [redacted].

Q: Cause something to happen.

A2: And he's so far from hostile too, that's what....

Q: Well sure, I mean that's what so....

A2: I think, I think passive is.....

A: I think what is out of character, I can see him throwing things out the window, and I can see driving on and kind of defying the policemen to do anything, not with a [redacted] tendency, but like he started in the last two months, he started writing bad checks, I mean he used all his money up, and I would ration his money to him because I didn't want him to blow it. So he started writing bad checks, I said [redacted] you can't do that. And he says, you know, they abandoned debtor's prison (inaudible). So then I called up the police department and said hey my son says there's no such thing as debtor's prison he can just go ahead and write bad checks and he said wait a minute [redacted] this is not a bad debt, this is what we call fraud and we can put him in jail, or we can penalize him, and I went over there and told [redacted] I said, [redacted] you can't do this anymore, cause this is not a bad debt, this is fraud and he kind of laughed and he (inaudible).

Q: OK. Apparently you have a daughter that's...that lives down around your hometown down there.

A: Yes.

Q: And [redacted] when...when's the last time you talked with [redacted].

A2: It's been....a couple, three weeks. I don't remember specifically. It's been a long time.

Q: How about your wife sir, when she talked to (inaudible) last night, regarding any conversations she may have had with [redacted] about where he was going or what he was saying or....

A: No, the last she talked to him was [redacted] and I we were talking and he was over about a week ago, I had him come over to sign the papers, and he was having such a neat time there and uh.....she came in while [redacted] was there and that was the last time that she saw him.

Q: OK, now, just...just so I know this.....from where your house is, he lived several blocks away or....

A: No, he lives, he lives.....uh....uh.....

Q: Adjacent to?

A: No, no, no, he lives....we're on a bay, we live on a little island and you drive around the bay, the other side of the bay, give or take, take.....

A2: Five miles.

A: Five miles.

Q: Five miles, OK.

A: Yeah.

Q: Did he live by someone or with someone or....

A: He lived by himself.

Q: By himself, did he have neighbors nearby.

A: Oh yeah, sure. The trailers were thirty feet apart.

Q: Did he have any friends that lived there at the trailer park next door to him, anything like that he conversed with or would confie in or anything like that.

A2: No, he just moved there, you know, pretty short time ago so he didn't really, you know,didn't even get time to get close.

Q: Did [redacted] because I don't know, did [redacted] have any other contacts with, negative contacts with law enforcement where he was living regarding any problems he may have had with his medication, lack of medication.

A: Uh...no. no. OK, he had...he had a Volkswagen motor that came out of his Volkswagen car and it should have been pushed over a cliff. He had brought that down and had it in his trailer. The block, and then he collected a bunch of wood, he was going to make a box so that he could put his stuff in it, he had just moved in, and he had a pile of wood there and a pile, this damn stupid motor, and the park, the people complained across from him that it looked like a junkhouse. And they wanted him to get rid of the motor, get rid of that wood. And so when I, I come, I said, [redacted] you can't live here in these close quarters without...and..and...you just can't have all of this junk...

Q: So...it was kind of a minor situation.

A: Yeah, it was a minor situation.

Q: Was that a stressful situation for him.

A: No, he said, he said, well, I'll get rid of the motor, I said let's get rid of it today, I'll get rid of it, I'm going to get rid of it, it doesn't matter. And he had couple of surfboards that were worth about five dollars apiece and he was spending hours on them and I said [redacted] when you get through they're going to be worth ten dollars, why don't you get rid of those too. Well, he says, I get a kick out of doing this (inaudible).

Q: I know if I kind of led around this question, but I'm going to ask this specifically now. What do you think happened.

A: What do you think happened [redacted].

A2: It sounds like....what you said sounds true to what happened, except for the gun it does make sense.

A: Everything makes sense except the gun.

A2: That doesn't make sense in his shooting, at anybody, towards anybody that he....that he'd keep a loaded gun in the car...none of that makes sense. Everything else.....

Q: This is definitely not a normal situation that he had dealt with in the past.

A2: No, he was....he had such a big heart, he just, you know, he liked people, he liked.....

Q: There's no doubt that that's true, OK. I'm surely not here I'm going to put the guy down, there's no way I'm going to do that.

A2; That...that was just his character, just be...you know. Passive, he liked people, he didn't.....

A: We came up here and we thought you had put the gun in his car. Cause I.....

Q: Excuse me.

A: We thought you put the gun in his car because he.....

Q: You talking about law enforcement.

A: Yes.

Q: OK.

A: This is what we thought when we came up. They put the gun in the car.

Q: Yeah...uh...I'm not going to.....

A: You know what I'm saying, because it's so out of character,

A2: It's just so out of character.

A: I said...well, all the way up when you said he had a mustache, I don't recall him having a mustache, that shows you that he must have grown it in a week, I can't believe...

A2: But he shave the beard off. You know he had a beard.

Q: The photograph on his driver's had a goatee on, and the goatee's not there.

A: Well, he shaved that off. Yeah.

Q: Let me asssure you that law enforcement didn't put any gun in his car.

A: Well...I...I'm beginning to believe you.

Q: Well, let me tell you that....law enforcement did not place any gun in his car.

A: No...no...I thought maybe.....I thought maybe he aggravated you so badly, and I can see him aggravating the police people to the point where...you got four or five guys chasing him, and it's deer season open early, that's all, and...and it could...his reaction and an officer's reaction would be exactly the same, well, that's enough of that nonsense.

Q: Well, there's no doubt about it, it was an all around three hundred and sixty degree tragedy.

A: You know, if he was out in the country. I heard he was out in the country on this roadblock.

Q: No, no, it's Highway 101, it's a major.....

A: And I couldn't figure out if he was in the country....

Q: The main highway.

A: And they, they threw a tack strip down...and he stayed in the van...why didn't they just sit him out. That's what I would have done, I would have gone and said hey, we got as much time as you have....

Q: Well, they apparently, from what I can gather at this point just exactly what was being done was trying to talk him down and let him know that no one wanted to hurt him. You have to understand something too. We're also getting all the, all the radio tapes and logs.....so we can review those also as to what took place. We also have citizens that were able to witness the event too, which we'regoing to be talking with. We also corroborate with the officers saying about [redacted] firing the rifle out of his van at the officers, so....

A: Well, I can't conceive why an officer would...would....initiate firing, it didn't make sense.

Q: They didn't.

A: Because it would be more fun to shoot the tires out or play games like that.....why would an officer initiate shooting.

Q: (Inaudible)

A: Unless they thought that this guy was really going to shoot them.

Q: Well, he was shooting at the officers. And that's why the officer's returned fire. I say it's a sad situation, it's a tragic situation, tragic for the officers also who did the firing. You know, some of these guys have been in law enforcement for excess of twenty years, and have never ever fired their service revolvers. I say, it's a tragedy, I can see this right now, it's definitely a tragedy. And uh...we're not done investigating it and we have a lot more we need to do.

A: Well....when [redacted] first got diagnosed that he had a problem, the doctor said to him I'm going to tell you something you don't want to hear, [redacted] says if I don't want to hear it don't tell me. And he got up to the edge of his chair and he said well it's got to come from me. He says, you should be in a hospital. And [redacted] got up and left and he was gone for three days.

Q: How long ago was this now.

A: Five years ago.

Q: Five years ago.

A: Before he had any...was showing...I don't even know why I got him into that, he wasn't a psychiatrist, he was a psychologist, there's a difference, you know. Family conselor type person.

Q: Who was that person, do you know his name.

A: Doctor [redacted].

Q: From....

A: [redacted]

Q: From where.

A: Newport Beach...He was the fellow my father took him to to help solve his reading problems. He thought he had that reverse where you see, you see letters mixed up.

Q: Backwards.

A: Yeah. So....he had a terrible reading problem. And uh...so my dad thought he should go and seek a little help, you know.

Q: OK, well, right now um.....

A: Anyway, what I wanted to say when I....when he said that, my son left and when I found my son he said he felt like a chased animal. And that's why he left. And I have a strong feeling...that's just what he felt like when he got himself in that situation...he felt like a chased wild animal. I suspect he was really getting stressed out. And uh.....and he probably.....was playing, was figuring you wouldn't do it.....he probably figured you were going to do a lot of...blow and show and then he'd outwit you, or wait you out. I have a feeling like he could write bad checks and get away with it. I have a feeling he thought, you know, play games and he's going to win. Because....like I say, none of this is.....I don't know if he saw his girlfriend in San Francisco, I don't know if she put him down, I'm analyzing that, if he decided to come up north, he might have been mad still about his girlfriend and might have, I'm trying to read the scenario and maybe he....got hostile with the service station man, I don't know why.

Q: It was a lady. I understand it was a woman. [redacted]. [redacted] I'm assuming you're going to spend at least one night here in Eureka.

A: OK.

Q: Are you?

A: Yes.

Q: Have your intentions. OK. Do you know where you're going to be staying.

A: No.

Q: OK.

A: I'll call you when we get a place.

Q: Well, what I want to do is to....work with you in trying to get ahold of [redacted]...trying to talk to her and find out if she had any contact, if she was in San Francisco, if he contacted someone else in San Francisco who that could have been, you know, just right off the line try to backtrack his travels and like I say, we don't have a lot of the answers right now that we'd like to have. And uh...I would like you to continue cooperating with us as you are now and try to learn these things.....

A: Well, it's not going to do any good not to be cooperative.

Q: You have been, and I want you to know that.

A: OK.

Q: And uh...we're...we're trying to be cooperative with you.

A: You know, you all look back, I'm certain the police officers look back and they say Jesus Christ we could have done it a different way or something, I don't know.

X: Well, they were being fired upon.

A: Well, when somebody starts firing on you, it doesn't make a very a...

U: You have the right to defend yourself.

A: Well, you have a right to fire back.

Q: You've got to understand something too. The officers, you know, don't know [redacted] they never had any contact with him, ever met him.

A: Because I think if the right officer had talked to him he could have talked him out of it, it might have taken a half hour.

Q: Well, there was several different officers that tried to talk to him. And uh...and unfortunately...you know, we hate to use this terminology, but we could have sit here all day and use Monday morning quarterbacking to see what could have been done differently.

A: Certainly. But I could have done Monday morning quarterback and (inaudible).

Q: Sure.

A: You know.....done something different.

Q: Can we recess and....you can take care of matters with [redacted] and [redacted] here...we can get back to you within an hour, maybe two hours, then in the meantime we need to find out what's happening down south and if anybody's learned anything differently.

A: OK. Do you us back this afternoon here.

Q: My office.....

A: (Inaudible)

Q: I'm in the courthouse, I don't know if you...we can come back here and pick you up...or we can transport....

X2: Do you have a car.

A: We have a car.

Q: OK, fine. Eureka's kind of easy to.....

A: Yeah, I saw your Sheriff's Department there, is that where you are.

A2: It's on Coast Highway.

Q: Yeah, my office is in Room 306.

A: OK.

Q: Just take the elevator to the third floor, there's only one direction you can go down then the Sheriff's Detective Bureau is at the end of the hallway, 306.

X2: He probably should give you a call before he comes down there to make sure you're there.

Q: Yeah, yeah, because we're going to be all over the place doing all kinds of things regarding this investigation. Um.....why don't we....

A: Somebody said you followed him eighty miles, is that correct.

Q: Well, the Highway Patrol did. I..I'm going to guess and say from the time he left Willits to...to where they got ahold of him was about in Leggett, one of the Highway Patrol spotted the van....Leggett is....about an hours and half from here....it...it probably could have been upwards of

fity to sixty miles.

X: They weren't chasing him for eighty miles, they just happened to see him eighty miles later.

A: He drives slowly.

Q: He was driving slowly, yeah.

A: Like an old lady.

Q: They said that sometimes he drove down to thirty, forty miles an hour and maintained at one point where there was three Highway Patrol units, they were trying to effect a car stop, at that point after the information from Willits, is where is really began, if you will, playing games, OK.

A: OK.

Q: Started throwing things out. The first officer that was behind him got close enough to get the license number so he could call it in, and then he backed off till he was getting assistance. And then after the other two Highway Patrol vehicles got into, into the pursuit if you will, his driving, as the officer said, was normal, then he started, once he knew the Highway Patrol was behind him....

A: Started playing games.

Q: Started throwing things out the windows.....

A2: He was throwing things, paper or what.

Q: Paper, matches...he was throwing a wrench out, he threw a tennis shoe out, he had some changers, like little vending machine changers....

A: Yeah.

Q: In the...in the vehicle....things of that nature, he had a baseball bat, he had a fishing pole that he was waving out the windows, things like this here. You know, again, I'm just telling you what his actions were which were reported to me and uh....like I say, we're trying to be rational and try to figure out, you know, who [redacted] is, what [redacted] background is, where his travels were, what his train of thought was, I don't know what his mental state is and was at the time.

A: Right.(inaudible). That's all I can say.

X: Is this action, like throwing the papers out with the, as he's describing, has he done this...somewhat bizarre but out of the ordinary things like that before.

A2: When he has one of his spells.

X: Yes.

A: Yeah, one time when we told him he....he was doing all right and then he wasn't doing all right, he started staying up at night....I'd say what are you staying up at night for, and he'd say I'm not sleepy, and then he'd be up at two in the morning, and I'd get up and Jesus Christ I go to bed and then I, you know, I get, I'd get impatient, and say, [redacted] this is enough of this, (inaudible) and I get impatient with him and then he'll do something, then that time he did something dumb, he would, he turned the water on in every room in the house. What the hell you doing...every room in the house you got the water running.....

X: Sir, do you have any suspicions as to why he did that, did he indicate his....

A: He needed some medicine.

X: This is what this indicated to you.

A: It indicated to me that he was off....

X: It indicated to you.....

A: He was off his medication.

X: Is he...is he aware of what he's doing then.

A: Yes, he was aware that he had gone off the medication.

X: Is he looking for attention or someone to help him.

A: No...I don't know...he just didn't want to get hooked on this medicine. He might have to take this the rest of your life.

X: It was more his way of not taking the medicine or working out what's wrong with him. Is he getting busier....

A: No, he goes off the medicine and then he, then he loses his rational logic. And uh....what the word, I finally got him to go to the hospital, come on [redacted] you need help, let's go, he didn't want to go, and he was taking, he was carrying a coffee cup with him, he threw the coffee cup out the window.

X: Afterwards does he realize what he had done. Did he know what he...

A: I don't know if he remembers it. I think he remembers it. I know he doesn't like to go to the hospital, he had, he takes it....

Q: Were he able to talk to you about this, I mean, was he candid with you and able to talk with you and..and tell you

what his problems were, or did he just kind of clam up and not say anything.

A: I would say he wasn't very...talkative about it. Cause...I...I wouldn't know what would stress him in a situation. The doctors stressed that he could not take stress, just couldn't take a lot of stress, under a medication he could, he was just like you and I, I mean quiet and calm and logical and.....very..he was very..he talked a lot and he laughed..he had a nice personality. And he had a lot of friends but I think some of them were beginning to think sometimes he does strange things...(inaudible).

Q: Well....yeah we need to take a break here. And uh...can we...I'll be seeing you about two o'clock in my office.

A: OK.

Q: Park where you can around the courthouse.

A: OK.

Q: I'll be in Room 306 where we can pursue this.

A: You know, on the way up, I thought well, somebody stole his car and that's not my son.

A2: I thought too.

(END OF TAPE)

FV: [redacted] 10/05/88 1635 hours.

WITNESS: [redacted]

OK, we're on tape, 2:25 in the afternoon, Monday, September 26th.

I am Officer Jon Allen, I.D. [redacted], Northern Division Shooting Team.

Sergeant Mike Krock, [redacted].

Ok, we're here to interview a subject that witnessed the CHP involvement in the shooting pursuit that terminated adjacent to his place of business.

Q: Would you go ahead and identify yourself.
A: [redacted] of Hydesville. I'm at [redacted]. And I'm born [redacted]. And, yesterday afternoon I heard some sirens go by and I paid no attention at first. Then I seen some lights up the road. I walked over to see what was happening and was hiding behind some units of wood and noticed that six of the Highway Patrol cars surrounding a van. And [redacted] was with me and we listen to the Highway Patrol trying to coax the man out of the car for some time and then they got his name and tried to get him out by using his name, but later he started throwing something out of the windows. You couldn't tell what they were. We heard him firing several shots, 4 or 5, I believe it was out the window I couldn't tell whether they were going and they kept asking him to throw the rifle out and at one point he held a fishing rod out the window and a case, then he pulled it back in. And ah he was-kept moving around, I hear the Officers wanted to tell him from the front to the back he had dark windows so it was hard to see through what he was doing. And ah they would be telling him you know that he is picking up the rifle again or keep moving around they were trying to talk to him. Then he after a while I heard another shot and seen some glass come out of the back of the van and I couldn't tell what direction it came from but [redacted] who was with me said that he had fired out of the van and so I assumed that he could tell and at that point a lot of gun firing started and they were real cautious as they went up to it-the car and ah they kept talking like they-it appeared to me that they tried to shot out the window so they could just see him but I guess they didn't. I am not sure just what was happening. Then as they got an Officer on each side of the car-they came up to it and ah they opened the one door and some blankets and stuff-like he was trying to barricade it were up against the thing ? came out and they called for and ambulance and said that the ah-I heard them say the man was still alive at that time. And ah it was just we stood there for a little bit then we went on back to work.

Q: O.K. [redacted] how far would you estimate you were across from the incident. From where the van was stopped and the patrol cars were around it?

A: I am a bad judge of distance. I would say about 150 to 200 yards.

Q: And you could hear the Officers on the PA pretty clearly?
A: Yes.

Q: Would there be any reason that you would know why someone in the car couldn't hear the same thing you heard?
A: They were pretty close to that car so I would assume they could.

Q: Quite loud near your car. When you heard the shots did you actually see him holding a weapon?
A: I couldn't really see the man inside the car because the glass was dark, so I couldn't tell what he was doing.

Q: From your point of vision were there, could you see the van unobstructed or were there any patrol cars between you and the van?
A: No, there were no patrol cars between us.

Q: So you would be like straight opposite side of the van?
A: Yes.

Q: O.K. The [redacted] in the vehicle fired the rifle or weapon first?
A: I heard a shot and seen the window go. I couldn't tell which direction but [redacted] the fellow that was with me said that ah the fellow fired out of the car so I just assumed that he had but I hadn't seen any reason for anyone to fire at the vehicle before then so ....

Q: Now you mention that he was firing apparently into the field?
A: Yes. He had fired 4 or 5 shots into the field.

Q: Did you see him at that time at all?
A: No.

Q: You said you heard him fire 4 or 5 shots. Did it kind of give you the impression that you thought he was shooting into the field but you didn't actually see which way the rifle was pointed?
A: No, I didn't. Ah, but I-well I couldn't I-the window was up on all the sides I could see and besides the drivers side was toward the field so I would assume that he was shooting out ...

Q: In your view, from where you were standing by the stack of lumber are you looking toward the back of the van-kind of like you were directly behind it because of the angle that it was stopped at?
A: It was-I was looking at the back corner, so I could see the full back of it, and the full side of it.

Q: Which side?
A: The passenger side.

Q: The passenger side. If from where you were standing if the drivers door were opened would you have be able to see that door opened?
A: No.

Q: If the passenger door had been opened you could of see that?
A Yes.

Q: O.K. So could you see in which direction he was pointing a gun out that drivers window?
A: No.

Q: Now after these first shots were fired, there was a pause?
A: Yes, about-quite awhile-about 5 or 10 minutes.

Q: O.K. And the Officers talked to him more on the PA system?
A: Right.

Q: And kept trying to coax him out of the car?
A. Right. Kept telling him to put the gun down and come on out with his hands up.

Q: Now you mention seeing a fishing rod and a box or something? That was at which point?
A: Ah, I believe that was either just before or just after he had fired the shots.

Q: Where did you see the fishing rod?
A: He rolled the window down a little bit on the passenger side and held it out, you know when they were telling him to throw the gun out he held it out the passenger side.

Q: He held it out the passenger side. I don't have anything futher. What is the address here at [redacted]?
A: P. O. Box [redacted]

Q: The phone number here?
A: [redacted]

Q: I got that. Oh, you did already. O.K. Is there anything else [redacted] that you can think of that might be important to us?
A: Not right off hand. If I think of anything I can give you a call.

Q: You bet. O.K. Thank you.

This is Detective Frank Vulich, Humboldt County Sheriff's Department. This is regarding case number 88-5881, officer involved shooting, regarding CHP officers. Today's date is September the 27, 1988. I am preparing this heading on the tape whereas the [redacted] father and brother will be coming into my office. Their names are [redacted] the [redacted] and [redacted] brother by the name of [redacted]. They were just recently at the Coroner's office and will be coming into my office to further talk to me regarding the death of [redacted]. Once they come into my office, I'll activate my recorder whereas that conversation will be taped recorded and moralized for this report.

Q: ???? business you needed to take care of at the Coroner's office?
A: Ya. Correct.

Q: OK. In response to what you said and what I needed to tell you is this is that if we need to I want to do if we need to more research if need be regarding [redacted] condition, OK, when he was being examined ah any type of medications administered to him what have you by these different hospitals and different doctors.
A: Well, why don't you just call up [redacted] (sp?) at U.C.I. Medical Center.

Q: I'm sorry, [redacted]
A: [redacted] UCI Medical Center, Orange, Santa Ana, CA.

Q: Is that where Irvine is?
A: Ah, it's it's with the Irvine University is

Q: ???? Medical Center?
A: It's the same thing, but their medical center is down in Santa Ana.

Q: [redacted]
A: Yes.

Q: I take it he is the last one that dealt with with
A: Correct.

Q: We were discussing the D.A.'s office this morning, I was discussing this with the D.A.'s office this morning, if in fact that becomes something that our District Attorney would like to see. Ah, there was some problem like getting a consent from you that maybe have that stuff forwarded up to us. Ah, if that seems, if that seems to be a problem then if the District Attorney's office deems that necessary they can seek a subpoena.
A: I think they should subpoena.

Q: OK. Get a subpoena and
A: I don't think it's necessary.

Q: OK. I'm just saying if.
A: Well I'm going to, before I leave, I want to tell you what happened.

Q: OK.
A: The whole scenario.

Q: OK. You've got some background?
A: No. I've got the background of everything that happened the last two days.

Q: Prior to this or you with us?
A: This is the way I I think it went.

Q: You want to give me your version conception
A: Right.

Q: Scenario of what took place
A: Right.

Q: OK. I'm here to listen to you.
A: OK. Then I'll start for everything I can possibly remember. [redacted] either did talk to the girlfriend or he didn't. It doesn't matter. His girlfriend obviously is not didn't meet him in San Francisco so he decided to take off to the northern country. He had bought this gun with I know my son has never shot a bird or deer and he would never shoot a person. You don't know this, but I know this.

Q: Sure.
A: And the doctor would confirm all that.

Q: Sure.
A: And ah he bought the gun for target practice, and he was going out in the woods. And he was coming north cause he loves this part of the country. And number one, he's had gun training. If he wanted to hit a cow, he wouldn't have missed the cow. And he wanted to hit somebody, he knows what he's doing. And he told me one time, don't ever pull a gun unless you're willing to use it. And when a policeman pulls a gun, you've got to be willing to shot the man. He knew all about that. So he wasn't ignorant of the fact that when you pull a gun in the presence of a policeman, you're going to get hurt. Somebody's going to get hurt. There's a possibility. So he doesn't dislike policemen. But he was pulling a Tom Sellick and you were the fat police officers. Whatever confrontation he had with the girl, I don't know. But he could have had a ?? He might have propositioned her and she turned him down. I don't know.

Q: I don't think that's an issue.

A: I don't know. OK, I'm just saying. He could have been as simple he could have made a pass at her and she said get out of here you fat slob.

Q: Can I interrupt you?
A: Yes.

Q: I was told now again I don't have the reports yet I was told he purchased some gas.
A: Ya.

Q: There was so many dollars and two cents.
A: Ya.

Q: He didn't present the two cents to the clerk. Asked him for the two cents. Apparently this is what the arguement came over with the two cents.
A: He got smart about it and went out and shot a tree er

Q: And she said forget the two cents. Just go ahead and go and apparently that's when he left. At least that's that's what I was told.
A: OK. OK. That follows. That follows the character. So then she notified the police department and because he had a gun and you picked him up somewhere I doubt if you'd followed him for three solid hours.

Q: No, it's not three hours.
A: And you said he was doing 20 mph to 30 mph. He wasn't it wasn't a chase. It was a parade if you visualize it. Police officers know right where he is the whole time, got him in tow, in sight and maybe for a half, three quarters of an hour maybe two hours, he threw things out the window, waved a fish pole at you, maybe gave you the finger, I don't know. He said what are you going to do. You can't do anything can you. You can't stop me, you can't hurt me. He knew all those he knew you couldn't shoot him. So he kept right on going teasing your men or somebody's men. This is exactly what happened. So when you guys well hell. We don't have to put up with this nonsense. He won't stop. We'll put a roadblock in. You notified everybody you had to notify. You did all your proper due diligence. You blocked the road in two directions. He didn't weave. If he weaved back and forth on the road it was for one purpose-so you couldn't pass him and get in front of him and cut him off. Because I saw where his car was parked. I saw it on television, parked on the middle of the road. It wasn't parked on the other lane. (?It stuck in the middle of the road.) It was parked where is stopped. And it didn't stop the moment it hit the tires. He kept that damn thing going another 1500 feet or however long. (?More than that. The other tires were shreadded.) And that must have made everybody mad. OK. You got all the officers upset cause he's goated them and teased them. This is exactly what

happened. [redacted] thinks you can't do anything. He's playing a game with you, stupid as it was. He shouldn't have had a gun. He shouldn't have had it loaded. It was for target practice. He should have had it unloaded in the back of the truck. He didn't. Ah, puts the gun out the window and shoots at ya. If he wanted to kill a cow, he would have killed the cow. So he wasn't aiming very good. Now the only thing you can do, I saw the gun, the type of gun he had I don't know anthing about guns holds maybe six or seven bullets. The only way he could have aimed at the officers was to hold the gun upside down and look in the rear view mirror. He did not lean out the window cause he's a bigger man than you are and he couldn't get out the window. They only way he could have aimed that gun at the officers was to (made a sound) like that, upside down. You and I both know it. He didn't lean out the window and aim at the officers. He didn't lean out the window and take accurate shot at the cows. He shot out of the window probably from inside the car. When he stuck the gun out the window, the officer in charge says look out-shoot. They all shot at the same time. What is it? Forty bullets? Ha, we'll seven hit him. Some of them must have missed him. Every officer emptied his chamber. They don't shoot one bullet. He could of and if he had to do it over again there might have been you might have said we'll let's shoot a little gas bomb and let's stink him out or let's wait him out. There's a lot of things we might have done. He might have not have had a gun, too. But you don't go down the street and wave at the people at the side as you're going down the street like he did on television. The guy was repairing a fence and he waved at him and he waved back. He was Tom Sellick at that time. That's what happened. And the man on the television said I heard two shots and then I the police shot everything. Now that's what the man ??? hold the interview. He's ???? Now that's what he said on television.

Q: Fine.
A: OK. Let's say that's the way it happened. This is the way I visualize it. [redacted] took the gun out the window and took a couple of shots and maybe he put it back this way. I don't think he could hit an officer. I don't think he was aiming an officer. I don't think he could see the officer where he was sitting facing forward and facing backward. You have to explain how that would happen if you wanted to and I think you should try to whitewash that one. I don't think you should whitewash it for me, but I think you should clear it up with your officers.

Q: First of all, I want you to know something. It's not my officers, number one.
A: OK. But I'm just saying

Q: Sure.
A: That's the way it happened.

Q: But, but you're you're making an inference which is OK.
A: I'm making an inference that that they might have got, no. I'm making that these policemen don't have a shootout every week.

Q: That's true.
A: And it's not rehearsed. And a lot of things are done quickly. We just shot down an Iranian airplane. They didn't have a dress rehearsal on that. It was a civilian airplane. The officers I know what happened. He's not mad at the officers, but he liked to tease you maybe. He doesn't hate officers. Send for the psychological thing and write it up in the paper that he's been in a [redacted] hospital and you were clean and he was sick. Or just I don't care what you do. But do it any way you want, but that's not the way it happened.

Q: The way the way I'm going to do it is just this way, OK. What you have said and what other people have said is all documented, OK.
A: Ya.

Q: That is sent to the District Attorney office.
A: Right.

Q: They review all OK. I'm not here to judge [redacted]
A: We'll.

Q: I'm not here to judge you. I'm not here to judge [redacted]
A: That's correct.

Q: OK. I'm not here to judge those officers. I'm here to investigate the facts, the evidence, that they can determine. I present that to the District Attorney's office. I'm sure once this case gets completed it will be that thick.
A: We'll it shouldn't be.

Q: And
A: It was a tragic mistake that they didn't get him stopped.

Q: They will get, the D.A.'s office, get this report. They get everyone's statements. They will review every piece of evidence that we are able to obtain. And the way I do it, I don't care what you think about me or law enforcement, but the way I do it
A: We'll I don't want to

Q: Now wait a second a now
A: We're not enemies.

Q: No we're not enemies, but I'm just telling you.
A: I know.

Q: You don't know me and I don't really you.
A: That's correct.

Q: OK. I'm telling you how I am. You can take it from there. I'm a fact finder, I'm going to do just that. I know what needs to be done. And I know the way it has to be done. That's the way I'm going to do it. It's going to be done properly.
A: OK.

Q: And it's going to be submitted
A: Well, I I don't think to be very honest with you that it does any justice. If I were the I don't know whether the Highway Patrol is the one that shot him or the people up here. I don't

Q: It would be the Highway Patrol.
A: OK. If I were the the people in charge of the Highway Patrol and one of my officers gave an order to shoot, I probably would he would be my most valuable officer on the next chase because I think he might be thinking right now he could have avoided it.

Q: Well again ah
A: You know what I'm saying?

Q: Ya, I understand what you're saying. And I think I told you yesterday that at the Coroner's office that there's no doubt that this is tragic.
A: Ya and I'm saying if he didn't have a gun, if he didn't have a car, if he threw the gun out at anytime along the road or what, there's we got a lot of ifs there.

Q: There's a lot of ifs. I'll agree with you.
A: Or if the officers said well hell we'll sit it out for four days if we have to or whatever.

Q: Mr. [redacted], I I agree with you. It's a tragedy.
A: So can't undo it.

Q: That's right. I can't undo it. The only thing I can do
A: [redacted] and I both came up to crucify you guys cause you were all the black hats and I think we both feel as though you did whatever you had to do at the time and it was the correct thing to do. And might have not been the wisest thing but neither was carrying a loaded gun. So that's where I stand.

Q: That's that's where the ah that's where the problem comes. And I'll be candid with you
A: Ya.

Q: Cause if he didn't have the gun I'm sure

A: Nothing would have happened.

Q: Nothing would have happened.
A: Nothing would have happened.

Q: Did you get an opportunity to call home maybe talk to [redacted] or not?
A: This is the shocker because [redacted] knew that [redacted] had some [redacted] problems.

Q: This [redacted] is [redacted] [redacted] [redacted]?
A: And he

Q: Why would he you people told me yesterday that you knew him.
A: Very well.

Q: Why, why would he do that and maybe not even let you know?
A: We'll, he wouldn't necessarily let us know but why he would let him [redacted] have a gun that's all. I don't understand that because his daughter is sick up in some city and they go up and to see her and she says look out for the chickens. And won't let them in her house. It broke their heart. And I said you know I told them one time ???? [redacted] had a breakdown bout two years ago. And you know he's on [redacted]. He's coming along and we got a lot of hopes that he'll you know be able to function without any. Make a living you know get a job or whatever.

Q: How old is [redacted] You said he was seventy?
A: Oh, no no no no. [redacted] has got to be eighty now. I bet he can do more chin ups than you can do though.

Q: Probably can.
A: No, he and [redacted] went camping together. And he and I have gone camping together and he fishes every country in the world. Wherever he goes, he goes fishing. And he's just Mr. Fix It.

Q: That's what you were saying yesterday, [redacted]
A: Yes, I took my bicycle there, you know, when I was ten years old I'd take it over there to Mr. Fix It and fix it. When I was a little kid I'd a
A: [redacted] And [redacted] went fishing with [redacted] about two months ago. And ah that's all. Ah ah but I don't understand the you know the real ironical part why [redacted] would buy him a gun.

Q: Well.
A: Would sell him a gun.

Q: Well, ya, apparently it was a new gun in the box. The box is still in the van right now. And when I talked to you on the phone when you were at the Coroner's office I was trying to tell you I'll tell you now is that when we seized evidence and right now that van and all of its contents are

evidence, OK, and because of what happened on the freeway and everything else, we literally took the van into our custody as an impound and it's in our secured area. What I'm doing right now is I'm writing up a search warrant. I'm laying down the foundation.

A: To search the van?

Q: To search the van.

A: [redacted] You can't just do it? Why

Q: Well you've got to understand something. I told you on the phone there's a legal situation. OK. Normally a search would be conducted immediately. But we are going to have criminalists go through the van, the bullet strikes, all that stuff.

A: What are they looking for?

Q: What are we looking for? Is to document.

A: Now what are you looking for?

Q: What are we looking for?

A: You're looking for

Q: We know, let me tell you this. We know, we could have done this we could have done this two days ago. OK.

A: Ya. The coroner knows the cause of death?

Q: Well that's not the point.

A: A bunch of bullets

Q: We're going we're going to document as I told you I know we're going to do it the right way. OK. There's there's empty casings of 30 30 calibre, there's live ammo in the van, there's ammo boxes, there's other boxes.

A: Um, hem.

Q: Ah, there's there's bullet fragments stuff like that. OK. In order for us to do this job properly I want to the van to be gone through by criminalists. I will be there with them.

A: Um, hem.

Q: We're going to look. We're going to take measurements. We're going to take all the strike marks on that van. We're going to do whatever it is whatever we can learn. The direction, we're going to learn try to learn from gunpowder residue. We're going to do all that stuff [redacted] [redacted].

A: Again, that's a you know I you got to do that with a purpose.

Q: Well the purpose is to find out if everything we're being told is what happened. OK. We don't just want to take someone's verbal word for it. We want to get in there forensically and look at it. OK. And that's what we're going to do.

A: Well, I'm his father.

Q: I understand that.
A: And if [redacted] pointed a gun at the policeman, they had a right to shoot.

Q: But, but you understand something. Legally, by the law, on search and seizure, that's what I'm concerned about, I went down. I discussed this with the D.A.'s office this morning.
A: OK.

Q: I was thinking of this yesterday.
A: Well, go search it. Clean it up, will you. It needs cleaning.

Q: Well, ah, now we can do this in one of many different ways. I I could ask you for a consent. You're the registered owner of that van.
A: I'll give you a consent.

Q: OK. I'm just telling you.
A: OK. I see. But you're already here. You've got your

Q: You see I'm doing that right now. I'm almost done with the search warrant.
A: OK.

Q: All's that needs to be is typed out. I can ask you, I mean you can do it right now it you want. No one can force you to give us consent to do that. If you want to give me consent, I'll go ahead and fill out this form for you to sign it, if you like.
A: Is that simpler?

Q: Well ya. But what I would do is just attach this to the search warrant so you know
A: OK. Let me sign that.

Q: You know
A: I don't care.

Q: I understand that. But I'm just trying to explain it to you sir.
A: I understand. OK. I get the picture.

Q: OK. I'm not
A: OK. I got the picture.

Q: OK. I know I'm just trying to explain to you what's the law.
A: I got you, what the procedure is.

Q: I've got nothing to hide from you, absolutely nothing. And you know what's got to be done has got to be done and it has

to be done the right way. And if it takes me sittin here and written up a search warrant, then that's what I have to do. But I was trying to tell you is this on the phone. You inquired about his belongings. You can have that back. You have all that stuff. We don't want it, but we need to document what happened. I'll be real candid with you. I don't know if there's a tape recorder in the van but there was cassette tapes in the van. Do you know

A: He had, oh, you mean tape recording that whole thing, he was tape recording that thing?

Q: OK. Let me
A: No, no, no.

Q: I'm just saying he might of ???
A: NO, so I don't know. He might of.

Q: ?????????
A: He could of

Q: We're going to do all that.
A: He could of.

Q: See we're going to develop all ???? you said there was cameras?
A: If he's Tom Sellick I would have the cameras and the tapes rolling.

Q: We'll I'm telling you right now,
A: Wouldn't you.

Q: This is my thought. I don't know that that happened.
A: No. He probably had something ah ah he might

Q: ??????? Does the vehicle have a cassette player in ?????
A: Ya.

?????????

Q: You got to understand something. We don't touch anything. It's security; and when we do touch, it it's because we're now going to handle it and we're now going investigate it.
A: OK. OK.

Q: I I'm not telling you there is a tape in there. I'm not telling you that there's any photographs in there. I don't know. But we're going to find that out.
A: OK. OK. Well anyway ah the only drugs you're going to find in there, you'll you might find a lot of I'm going to tell you what you're going to find in there. He was in the nursery business. You might find a bunch of seeds of all sorts. You'll find prune anything from prune pits to whatever. And I wish you would test it to find out what kind they are.

Q: Well, listen. I I worked narcotics for over five years and I know what opium seeds look like. I know what marijuana seeds look like. That to me
A: We'll you're going to find

Q: That to me is not the issue. OK.
A: Well I mean I I'm just trying to tell you what I think you're going to find.

Q: Sure. There's a bicycle in the back?
A: Possibly.

????I think there's a guitar.

Q: I think there's some skiing equipment? I just briefly looked at the van.
A: There should be some music, there should be if I know [redacted] if he's got his skiing equipment, fishin, his bicycle, there'd be his cameras, two or three cameras, ah tape recorder certainly.

Q: A portable tape recorder ah or one inside the vehicle?
A: He might take he might have Christ he had four tape recorders. Why wouldn't he take one?

Q: I don't know. But we're going to find out.
A: He probably has I would take a tape recorder, why he takes four.

[redacted]: No, I have he had a little hand held like a thing you talk to your secretary with and ah I heard him talk to it. I mean I ended up with this little tape machine and I'd play it back on the tape and he would just talk about what was going through his mind. What was going well driving along and I just talked to so and so. I mean I've heard these tapes.
A: He always thought he was going to write a book.

[redacted] And and you know it doesn't make any sense. It's a bunch of garbage.

A: Well, again, you'd be driving with him and he'd be jotting notes down and you'd say what the hell you doing [redacted]. I'm writen notes.

Q: OK, again, I'll say again I don't know I'm not saying that there is something there. But if there is, we're ?????
A: Well, ah, I I'm positive that one of the officers told him to shoot or they all shot wasn't because they all shot at once. They all emptied the chambers of their guns. You don't shoot one bullet.

Q: Well, you already know this, but we have some secured all the officers' weapons.
A: You know, but they probably all took more than one shot.

Q: Well ???? you've got to understand something. I have interviewed all those officers. OK. I have interviewed all those officers. I have all those tapes are now being transcribed. They're being I say some of those officers I talked upwards of an hour and a half each at one sitting. All those tapes are being transcribed. All the tapes are copied. All the tapes are delivered to the D.A.'s office.
A: OK.

Q: All that information is all made available to the District Attorney's office. When I seek a search warrant, I put in there what we want to search for. When we do seize anything, it is all document. It is all returned to the court. The judge has a record of everything we took, what we've done with that van.
A: OK.

Q: So all of that is documented. Whatever we take will be documented.
A: OK.

Q: You don't need to do this, but I'd tell you what I'd do. I would send you a copy of everything we take from that van.
A: OK.

Q: And I don't know what it's going to be. Right now we want to do ballistics on it. We want to do ah other forensic things, diagram it, photograph it. It's going to take a whole day. And it's ??????
A: Should I send a sheriff's van up to look at the car?

Q: That's something that you're not going to be able to do that til we're done with
A: Well that's what I mean. Should in about a week or what? Do you keep it a long time or

Q: I can just give you a call.
A: OK.

Q: Now you've got to understand another thing. It's not me. It's the D.A.'s office.
A: OK.

Q: They'll make the determination when it can be released.
A: OK.

Q: It's not up to me.
A: OK.

Q: But I'll call you at home. I'll let you know. I've got your phone number, right, yesterday.
A: You better take it once more.

Q: Well let me just confirm it. I think I have it right here. It's [redacted]
A: Correct.

Q: And [redacted], if I need to if I can't get a hold of your Dad your's is [redacted]. OK.
A: And [redacted]?

[redacted]: [redacted], San Diego.

A: You going to write that down.

???: It's not [redacted]

[redacted]: No it's [redacted]

Q: What did I say?
A: That's what you said.

Q: [redacted]

[redacted]: And can we get a copy of all the police reports or

Q: Normally you will not get a copy of the police reports. [redacted] Cause that you guys business?

Q: That's that's just something a that a isn't done on a normal basis. The Coroner's report or something like that, I'm sure Glen has explained to you he'll send you that. Did he say that or not?
A: Ah, ya.

Q: But the police reports ah are not for public information.
[redacted]: There just for you guys communications ?????

Q: Files are always kept and are always maintained.
A: Well, but you don't even send us a Dear John or anything.

Q: What do you mean by that sir?
A: You don't even say ah I'm not asking for an apology. You don't send anything to me?

Q: Ah, I don't. No.
A: You don't say he was shot at the shootout at the at the Bar K Corral or anything like that.

Q: No. But I'll be more than happy to the D.A.'s office
A: I'm curious what they what

Q: But the D.A.'s office. I mean no one's trying to play games with you.
A: I'm curious what you're going to find out with all this work and ah

Q: Well that's just part of the job. I mean we do this not only with this case, we do it with all of our cases. I want you to understand that too.

A: OK.

Q: We do it with all of our cases that way. This isn't something that's special on this particular case on this investigation. I would do this if it was somebody else, you see. This is all the things we do irregardless.
A: I just thought maybe we'd get a report card. That's all. I looking for kind of what happened too.

Q: Mr. [redacted]. I do have the search form here on my desk.
Q: OK.

Q: I'll go ahead and read this to you and I'll explain to you what this is. OK. I, it will be you name up there, having been informed of my constitutional rights not to have a search made of the premises or vehicle. I'll scratch off premises. Here and after mentioned without a search warrant and of my right to refuse to consent to such a search. Hereby authorize, I'll put my name on there and identification technicians and Department of Justice criminalists, Sheriffs' deputies of the County of Humboldt, State of California, to conduct a complete search of my, I'll scratch off residence, of my vehicle located at which will be the Humboldt County Sheriff's Department.
A: OK.

Q: I'll incorporate the description of the van and the van's license number. These deputies are authorized by me to take from my, I'll scratch off residence, vehicle any letters, papers or materials or any other property which they may desire. This written persmission is being given by me to the above named deputy voluntarily without threats or promises of any kind. Do you understand that sir?
A: Ya

Q: OK. Basically what this is that we're saying right now we don't have a search warrant. We would like to search it. In order for us to do so legally we're asking for your consent.
A: That's right.
[redacted] But you don't search it one way or the other?

END TAPE

WITNESS: [redacted]

This is Sgt. Krock with the Northern Division Shooting Team Highway Patrol and I am interviewing [redacted] this morning. It's the 27th of September. It's about 10 minutes to 8.

We're south of Drake Hill Road in Fortuna area off Highway 101. [redacted] was a witness to the shooting that occurred on the 25th adjacent to his place of business.

Q: [redacted] if you would go ahead and identify yourself on the tape and then just tell us what basically you saw happen there.

A: OK. Well my name is [redacted] I'm 27, [redacted] Ah, yesterday was the 26th. Was that the day?

Q: It was the 25th.
A: 25th? I was working on the fence here when I seen to two police-CHP's- went southbound. So I hopped the fence and I was up right against the fence over there on 101 and two CHP's were going north in the southbound lane with this car behind them with other CHP's behind them. They went about 200 yards up about the middle of my field up here and then they had stopped. Cause the guy could go nowhere: he had no more tires. Well at that time CHP officers had asked him at least five-six even more times than that to get out of his car and throw his weapon out and come out with his hands up. After I'd say a good between 5 to 10 minutes after than I heard a couple shots that had rang out. I don't know where they came from or with it must have been that guy shootin at my cows. But then after that then the officers had opened up and shot him and then his car lerged forward and went into the ditch and about a minute or two later the CHP officers walked up to his car and taken him out of his car and then the ambulance came.

Q: OK. [redacted] you were to the rear of the van and the officers. Would you estimate your distance again how far you were?
A: Ah, went he went by me or when I watched it?

Q: When you watched it?
A: When I watched it I was right behind my barn here. I was a good hundred yards I'd say.

Q: And you had no trouble hearing what the officers were saying on the PA?
A: No. None.

Q: OK. Could you see ah which parts of the van could you see?
A: I could see part of the front a little bit, left side and the back.

Q: OK. Did you know what kind of weapon this person was firing?
A: No, ah at first I heard them say the police officers throw your rifle out so I figured it was a rifle. Then I had seen him throw something out of his car and later when I walked up to the fence I noticed there was a wrench sittin on the ground right next to the CHP car so I had figured he was to ?????? threw his weapon out.

Q: OK. Did you see him ah aim the rifle at anybody?
A: No I couldn't see cause he had the high back seats and I could not see him very well at all as a matter of fact. I didn't see that far cause some of the bushes were just over his window on that side.

Q: Did you ever see the rifle out the driver's window of the van?
A: Ah, no I couldn't. No, I didn't see it at all. Cause by the time I heard about one first shot I heard that's when I ducked into the barn here and stuck my head around the corner and then the officers I seen the officers behind his car stand out and start firing after about two or three shots had fired.

Q: OK, now you said you heard a group of shots. Was there a pause between the first group, I mean did the officers talk to the...
A: Yes, yes, there was a few shots I believe cause it happened so fast there was a few shots and I had thought maybe it was warning shots because then there was a pause between ah the police officers firing back. But I had thought maybe it was warning shots the police officers telling him to get out but I guess it was not because I found out later that he was shootin at my cows so and then the police officers opened up.

Q: OK, going back to what you saw that day not what you know from later when the second shots came out how was there like immediately return fire from the police officers or was there any kind of pause or ...
A: Oh, ah from you mean second pair of shots?

Q: The second group of shots or pair of shots?
A: The second group of shots that I know of were from the police officers.

Q: OK so you couldn't tell whether he fired again or ...
A: No, no, I couldn't.

Q: There were too many shots. Could you estimate how many?
A: I would say I heard at least six if not more shots.

Q: Could you distinguish between any kind of you know rifles or handguns or anything like that?

A: Ah, the, I could tell dif ya the shotguns I know were definitely the latter shooting. Ah, the first I guess sounded almost like handgun or small calibre of some sort or a calibre gun but I wasn't positive that I could distinctly say that shot cuts were the second.

Q: OK, now when they cars first came by you did you hear any sirens?
A: Yes, when the two CHP's went southbound that's when I heard the sirens. And so then when I hopped the fence and stood there then they were in front and they had sirens on I do believe going up that way in the southbound lane.

Q: And you had no problem knowing these were Highway Patrol officers you could clearly see them in there uniforms.
A: Oh none. Clearly state. Yes. Yes. Clearly stated.

Q: And was it clear what there were saying on the P. A. system as far as ...
A: Yes, yes I heard em here, I heard even at ??? cause I heard they were having a problem figuring out his name until somebody screamed out his name was [redacted].

Q: OK, would you go ahead and give us your address again on the tape?
A: OK, ya the address where I live is [redacted] Sandy Prairie Road. I don't know if this is Fortuna. I do believe this is still Fortuna.

Q: OK, that's all I have. I don't have any further questions. Thank you very much.

OK, we're back on the tape again continuing the interview with [redacted] I have a couple questions further.

Q: [redacted] what, how may cows were hit?
A: At first, right after the shooting I had walked out and looked a the mess over there with the cars and the police officers. On my way back I seen one of my cows standing in the walkway coming up to the barn. Well as I walked up to her, there was a puddle of blood underneath her. So that was when noticed after the shooting that the cows had been shot. So I went around and looked for another one and found the other cow had been shot in the leg. The one that I seen first had been shot through the brisket. Well then at that time I called the veterinarian. He came about 15 minutes later and we checked the cows. And we pulled a bullet out of the one leg and we returned it to the officers. On our way back through the field we decided to check on the cows one more time and that's when I noticed the black and white cow, the Holstein, out in the corner with her tongue hanging out. That's when I noticed that we had three cows shot instead of two. So then we brought the cow back. We had slaughtered her yesterday.

Q: The black and white you could not save?
A: No, cause it was shot through her jaw and she had paralysis.

Q: Was that bullet recovered?
A: I don't know. I was not here when they had done that. Larry the owner of the cow would know better.

Q: Now the cow standing by the barn that was hit you said through the brisket, I believe....
A: Brisket, yes.

Q: Would that cow been standing to the south of the shooting.
A: No. As a matter of fact when the shooting had started or when the whole thing started, I noticed all the cows had walked were over on I'd say the northern part if not directly here's the car and he would be east of the car may be east ..

Q: Maybe due west...
A: Due west and up farther up north.

Q: So it's your best recollection that most of the cows were standing would be to the side of the van the west side..
A: Yes.

Q: To the left of the driver's window if you were sitting in the van facing north?
A: Yes, yes. All the cows were at least west and northwest of the van.

Q: So you would guess this cow then walked back to the barn?
A: Ya, she's a pet. She was an old pet and so if something was wrong ya she would start walking out.

Q: What type of cows are these?
A: Jerseys and Holsteins.

Q: And these are milk cows?
A: Yes.

Q: Now getting back to the shooting incident you talked about a pause and then can you relate again what you just recollect about the second series of shots.
A: Yes, ah when I heard the first group of shots, I had thought maybe they were warning shots as I said before but it must have been the man shooting his rifle. But before the officers had returned fire I do remember distinctly that his the man's back window did blow out by a shot of some sort. I could not I had thought it was a police officer could I could not see him shooting cause he was trying I guess blockade himself plus the bushes were there. But I distinctly remember seeing his back window go out and then the police officers return fire.

Q: OK, you saw his back window blow out towards the officers.
A: Blow out, yes, not blow in.

Q: And out, what was the distance of time between that one shot and any other shots?
A: Em, so fast ah I would say 30 seconds maybe if not more, not less, a little bit. Because the shot came ya the shot had came. It went out and then the officer I remember standing closest to his car stood up with his shotgun and shot into through the back window then. So I do remember that yes. So I'd say it was maybe a few seconds - 30 seconds - after that last shot then the officers returned fire.

Q: Could it have been less than 30 seconds?
A: Yes, it could have been less then 30 seconds.

Q: OK.
A: But no more than 30 seconds.

Q: Is there anything else you can think of that comes to mind right now?
A: No, I had, that's that's all that I had seen. Ah, I do remember the guy screaming at the cops, the police officers, but I couldn't understand what he had said. But I just seen him wave a few things out his windows and throw things.

Q: At what, at what point did you hear him screaming?
A: When the officers said please step out of your car and throw your weapon out and cause we want to talk to you. And they had said we want to talk to you about three or four times and then they figured out his name and said [redacted]come on out we want to help you. And then that's when he started screaming back at em or something. So I can imagine what he was singing to them .

Q: OK. I don't have anything further. Thank you very much.

WITNESS: [redacted] AND [redacted]

Tuesday, September 27, the time is approximately 3 o'clock in the afternoon. Here to do an interview regarding the shooting that occurred on the 25th of September. Officer Allen from Northern Division Shooting Investigation Team is present and Sgt. Mike Krock, also from the Northern Division Shooting Team is present. And we'll start with the first witness.

Q: If you'd identify yourself by name and business address please.

A: Ya, my name is [redacted] [redacted]. And I work [redacted] 12th Street in Fortuna. [redacted] Nearest I can recollect, we were home on a Sunday afternoon working around the house and which ended up being about a half a mile from where the incident took place. And my wife came to me and said that she heard some a speaker noise, someone talking over a speaker out on the freeway and we walked up on the dike and looked and there was traffic stopped and we couldn't quite see from where we were so we went up on the second level of the house and looked. And there was some trees in the way of the house next to us. So we knew that it was near the ranch that we lease to [redacted] And, he in turn had been to our place about two hours before and said he was on his way to Eureka here pretty soon so we knew he wasn't around if possibly one of his cows got out on the road or something like that. So we got in the car to drive up to the other ranch on the County road and about half way up we recognized what was happening on the freeway which was probably about a quarter of a mile away where we were sittin in the car and we just sat there in the car and watched what was going on. And at that point we heard them talkin to this fellow that was in a van a little [redacted] Caravan, I think it was, a mini van. And he was, we could see him movin around in the vehicle but he wasn't gettin out and then I don't believe ah there was shots exchanged but I don't have any idea who was doing what or what was going on. And so we just kind a sat around because cars started building up behind us and they kept talkin to him. And it looked to me like they were - what shots were exchanged on the Highway Patrol's end of it was the fact that they were just trying to let him know that he was fired at them and they were in turn going to pursue if he didn't cooperate. They tried to coach him out of the vehicle a bunch of times it seemed like it went on for almost a half hour that we were there and I know its been going on for a half hour before that because they had all that time to stop all those cars ???. And, finally, the final end ??? that we saw and I could recollect that even though the vehicle was obviously on flat tires, he fired it up like he was going to take off. And, and was some more shots started exchanging and he took off down the road in a limping fashion and then about that quick I could see that he was hit. And then the vehicle came to a stop over the bank. That was it.

Q: Do you have any questions Mike?

Q: Let me ask you a couple of questions [redacted] It started out at the house about a half a mile-roughly a half a mile?
A: Yes.

Q: And you could hear the officers on the PA system apparently.
A: Yes, my wife [redacted] had heard it previously on the PA system and that's when she came to me saying she could hear somebody like a Sheriff or an officer of some sort talking with somebody.

Q: OK, and then you got in the car and went preceded to a location about a quarter a mile from the incident?
A: Right.

Q: And you would be due basically due west of the freeway?
A: Exactly.

Q: And due west of the location of where the incident occurred?
A: Yes.

Q: From the position you had your car windows down or at least some of them?
A: Yes. Yes. We had them down. It was very warm that day.

Q: Could you hear ah better than you could from your previous location?
A: Ah defintely, ya.

Q: Could you hear what the officers were saying?
A: Yes. The definite word I can remember and my wife probably remembers something else that's said they said come out. I can't remember what they said originally. Come out of the vehicle, throw your guns out, your weapons out or what ever and come out of the vehicle and it's all over. You know. (Wife interjects-please come out, we'll talk this out.) Ya, ya, something of that nature.

Q: OK.
A: But that went on quite a bit.

Q: What a, when you first heard shots, could you identify where they came from or see any weapons?
A: Well, I couldn't see a weapon as per se but I could obviously ah - no I can't, alls I can say is obviously he had a you know the man that ended up gettin shot in the [redacted] had a weapon because they way the whole carrying on was going on it was definitely you know that I couldn't see anything as per se.

Q: Could you tell is it was a rifle or a pistol or a shotgun?
A: Ya, we could tell I said it was told my wife it looks like its a shotgun from the way it sounds where but it was definitely a rifle or a shotgun, yes, it wasn't a pistol.

Q: You didn't see this, it was just a report that you're hearing.
A: No, this, I saw it as it went- see we- the angle we were at almost a direct side view. We had a better angle you might say even though we were considerably further back, but we could see through the side view of the van rather than the officers I am sure were looking through the back and trying to get into side. We were seeing a direwt side view and the drivers window. In fact I saw him climb out of the back seat from the back seat area - it almost looked was puttin his rear end out the window so he was obviously bigger. Ya, he was movin around in the van ??? we had a pair of binolculars that I had but they weren't that good but ah we were

Q: Did you him point a weapon out the window?
A: No.

Q: Or have a weapon?
A: Yes. When he as climbing around in the vehicle he had something I mean I put two and two together that it was a rifle because I felt I saw a shot or two come out of the vehicle you know but as far as seeing him hang out the window and shot a shot, no. But and then I put two and two together when it was a (wife: I didn't ever see him get out of the vehicle and fire shots.) no, no.

Q: But from inside the vehicle did you see him fire?
A: ????? No, but I, but I know (wife:??????)

Q: You didn't see him point this weapon out the window?
A: No, no. I could see him inside the vehicle with like this is the back the drivers door is to my to his back. He was he apparently had been in the back seat cause he started backing back into the seat and like I say his shirt was clear up around his shoulders almost like he'd been crawling around and you could see that what's you could see his white flesh where he was backin into the seat. And then, then he got back out of it again he did something on I think a if he did any shootin out the windows it was probably out the passenger side then cause he did I did see him to across to the side a couple times.

Q: OK. When you heard the first shots could you tell that they were that it wasn't the officers firing or didn't you know?
A: [redacted] can deal on ??? [redacted] I definitely saw that)

Q: [redacted] go ahead and just identify yourself on the tape.
A: [redacted]

Q: And your age?
A: 43.

Q: OK.
A: [redacted] wife.

Q: We'll use the same address.
A: Ya, that's fine.

Q: [redacted] why don't you go ahead and just relate your version just what you saw and then we'll hold off any questions until you finish.
A: ????? basically saw when I heard the officers ????? and that's what I heard that's what called my attention to the situation. When we saw that it was near our property ???? we decided to go lookin for what was going on and then when we got there the officers were still trying to talk him out of the car still using a lot of caution and a lot of time with him. And, he just ???? shots which definitely went towards the cows because I saw the I saw the smoke from the gun beside watching the cows because I was concerned about them any way. That is where I got my ???? that I thought that the cows had been shot. Suddenly I could hear the zing from the bullets ??? one way or the other ?????????? sound echoes and the officers returned shots after that. He definitely firing first.

Q: When the, when he fired first and was there a pause before the officers fired or did it happen immediately thereafter?
A: There was a short pause because I I there was a lot a action a lot of motion and the officers took a little more caution to get behind some safety ?????few more seconds probably ????

Q: Did you ever see the weapon he had pointing toward the rear to the officers?
A: No, I couldn't tell which direction it was cause I was watching where the smoke came out of I was watching smoke It seemed it was around the back part of the van. It surprised me that I could see it and I could see that before I am sure before the officers fired back. The reaction of the cows was pretty,pretty wild. They really started running around. So I kind of tuned into that and looked back over.

Q: Do you recall after he apparently fired at the cows did the officers again talk to him further? Trying to get him to give up his gun or something to that effect.
A: I think after after the silence of the firing which the van was in the middle of the four lanes between the middle divider there ah they did talk some more even while the officers were taking caution walking up to the van. They were definitely still talking. The silence after that was really very positive, very positive. And, uh, they did they did have their weapons out when they went up to the van.

Q: Do you remember when you said bout your first part you said he fired first and you saw the smoke from the gun that he fired. Did you hear the shots at that time?
A: When I heard the shots I was looking right directly there any way. Kind a. I could see the cows and the van and the back of the van where the smoke was in back of there. And I don't ??? where the I assumed that it was from his gun because of it was from the officers gun wouldn't the smoke be closer to the them. There was enough space (Officer: That's an assumption????) That's my assumption that's what I say. That was just my assumption.

Q: Did you hear the shots themselves.
A: Yes.

Q: Can you recall how many you thought you might have heard?
A: We'll I ????????? like I heard two and then I jumped out and I had the door open anyway and I got out and just went behind the tire cause I heard the zing so

Q: Thought they were coming in your direction.
A: Ya, so I definitely I definitely knew I heard the two. It's kind of a surprise I think ?????????

Q: You got to be surprised.
A: Ya, definitely a surprise so I wouldn't be surprised if there were more ???? I definitely can say I heard two.

Q: OK. And from your location you had no trouble knowing that these were Highway Patrol officers?
A: Oh, none at all.

Q: You could see their cars and uniforms?
A: Absolutely.

Q: And there was no problem with understanding with what they were saying on the PA system?
A: I thought they spent an extra amount of time trying to talk him out or calm him down or get some reasoning out of him of some response ?????????. [redacted] Ya the type of day it was was hardly any wind and clear and warm and it was you could almost hear every work they were saying on the PA system.)

Q: Did you ever hear him say anything?
A: No.

Q: Did you hear him yell or anything?
A: No.

Q: Is there anything that you might be able to add that we didn't ask?
A: No, but I I know for a fact that like my wife brought it to my attention at the time that it looked like a very dangerous situation and that officers were in a very

uncomfortable situation being you know where the guy was firing at them and they were to the position what do they do with all those kind of people around them. They was a lot of people. There was probably, like you say close to a thousand people, you know, with both ends of the freeway blocked off and if he did get out of that situation you know he could create a big hazard. You know. He obviously didn't had a care for any?????

Q: We will conclude the tape. It's approximately 3:13 pm.

WITNESS: [redacted] AND [redacted]

Today is the 28th of September. I'm at the [redacted] residence in south Fortuna area. This is Sergeant Mike Krock and I'm conducting an interview sursuit to the shooting that occurred on Highway 101 on the 25th south of Drake Hill Road.

Q: [redacted] would you go ahead and identify yourself on the tape.

A: I'm [redacted] and ah my address again [redacted] Metropolitan Road, Fortuna, 95540.

Q: Also present is her husband [redacted] would you ID yourself on the tape?

A: Ya, I'm [redacted] and the same address, that's OK to say that, and I'm 28.

Q: OK. What I'd like you folks to do is just relate what you saw Sunday afternoon and then if I have any questions or something that I might want to clear up just a point or two I'll ask you at the end of your statements. So [redacted] if you would go ahead and start.

A: OK. It was about approximately 1245. We were on our way home from church. We took Drake Hill Road home and we got on the highway going south off of that road and we proceded south. We were going past Hansen's Coffee Stop/Truck Stop and we saw a caravan similar to our different color coming in the southbound lane in the fast lane coming towards us. We were in the slow lane and ah we noticed that his tires were blown out and ah I've mentioned to my husband maybe he ought to pull over, but we didn't. We just kept going. We weren't going but probably 45 and the van was maybe going 40 maybe. And ah there was a Highway Patrol mustang behind him, real close behind him with lights flashing. Um. As the van passed, ah we thought I thought to myself well geez he's going to ruin his tires or his rims and I wonder why he's not pulling off. We didn't get the whole gist of everything until we passed and then my husband looked in the rear-view mirror and we saw that he had passed. And, and ah, we saw all the Highway Patrolmen that were on the northbound lane of the highway like five Highway Patrol cars. And then the one that was on behind the caravan we saw those and then we thought there was an accident. Then we thought well maybe the policemen shot the tires out cause we started to get a funny feeling about everything. We didn't see any traffic anywhere else. And when we looked behind us to see the van, I didn't notice any cars for a long while, you know, that's unusual for a highway. And except there was one [redacted] pickup that was behind us and it seemed like we were the only two cars that were around except when we were approaching the Van Duzen bridge there was a car that had pulled off to the right and it was stopped. And so we were the only three cars that were around there and then as we ah we were going we noticed the van pull off of the highway near Hansen's. We couldn't tell how far because we were going away from him. And ah we

didn't look at the person in the van. We only noticed the rack on top and the blown out tires. So I couldn't say you know what the man looked like. But we did pass right by him, you know, close enough to reach out and touch it. And ah as soon as we got over the Van Duzen we noticed all the traffic that was stopped by two white police cars. I'm not sure what kind they were. And there were people out of their cars and they had been there awhile. So and ????? traffic was stopped, and we thought wondered why were weren't stopped.

Q: Did you came on the freeway from Drake Hill itself?
A: We came on the freeway from Drake Hill. There was a town Fortuna town cop sitting there. We were thinking I wonder why he's there. You don't suppose he's giving tickets to people who are going too fast on the highway. (Husband: we sat there for quite awhile.) Ya, we sat too. And they had time to (Husband: We didn't just pull right out, we set there for a good two-three minutes.) Ya.

Q: OK. Did you remember if the [redacted] pickup you mentioned did it come on behind you from Drake Hill?
A: Gosh, I thought about that and I thought it could of. Do you remember? (Husband: I seem to remember something behind us but I'm not going to guarantee it.)

Q: OK. [redacted], do you have anything to add other than what [redacted]'s told us?
A: The only thing I remember else is that was one other thing there was on CHP behind him and I remember too right behind the van and yet in the northbound lane right next to him. Other than that ah it's the same.

Q: OK, beside?
A: Ok, there was one CHP right behind in the southbound lane going north right behind the van and there was two CHP's in the northbound lane right next to him with the lights going one in the fast lane and one in the slow lane. Wasn't there? ([redacted] I think there there were more than two.) Well I remember too right there. ([redacted] Well, it was almost like there is like a panicky feeling. I don't know what they were thinking but one of them almost came across the divider or maybe even thought to come across the divider and thought that maybe this wouldn't be a good time I don't know. So they just kept going south real slow kind of almost trying to keep up with the van and just I dont know what so they were all around and that's after we noticed the van just passed us and we said oh there's cops all over. There must be reason. ([redacted]: Ya, when I first seen the van I thought he had (crossed the divider) went into the divider and popped a tire and was just looking for a way to get off. So I didn't panic ??????? .

Q: How fast would you say he was going the van when you passed him?
A: I would guess ah 35-40 somewhere in there, 30.

Q: And he was just going basically straight in the number 1 lane.
A: Straight in the number 1 lane. He wasn't waving back and forth or anything. You know it looked pretty innocent from you know I don't get too excited anyway. I ah, he didn't I didn't think you know he was trying to get away or anything.

Q: And he didn't swerve into your lane or do anything like that?
A: No, not that I remember. Not that I could see.

Q: OK. Did you recall the the if any of the Highway Patrol had sirens on? Did you hear any?
A: No, I didn't hear any sirens.

Q: But they did have red lights?
A: I seen red lights. ([redacted] They had yellow lights flashing the Mudstang one did.) I remember they had lights on all of them.

Q: As you proceded south further down the highway could you see the back I mean did one of you look back?
A: I seen in my rear-view mirror I seen him turn off and I thought he turned off you know it wasn't like he was turning off to stop. I thought it looked like he turned I seen too much of the side of the van. Looked like he really turned off sharp.

Q: At an angle?
A: At an angel. I seen the whole side of the van and then it was quick.

Q: Did you see any patrolmen out of their cars or were they still in their cars?
A: No, we were to far by that time. I just seen ???just in my rear-view mirror I seen it and she was turning around looking but you know that was we passed I would say on the very would be the very south end of Hansen's lot there is where we passed and he

Q: Right at Sandy Prairie then or even further down?
A: Ya, right at that intersection, between there maybe right across from the scales you know right at the Alton end of it you know it was quite a ways down from before he turned off. It wasn't like we just ....

Q: So kind of lost vision of it as you proceeded south.
A: But there was plenty of CHP's around him right there, so.

Q: I don't have anything further. Ah. Do you have anything else you might want to add. [redacted] can you think of anything further?

A: Well, ah, there's a couple of questions I have in my mind. One is why did we get so close to him to a man who was so dangerous and another why did the chase go for so long since Laytonville I heard?

Q: Ya, well let me let me end the interview here and I'll answer your questions cause they don't concern your statement.

We'll conclude this interview. It's now 20 minutes after one in the afternoon.

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
SUPPLEMENTAL OFFENSE REPORT TAPED STATEMENT

CASE NUMBER: 88-5881

[redacted]: Shooting Investigation

INTERVIEWER: Detective Frank Vulich

STATEMENT OF: CHP Officer Jim Strong

LOCATION: California Highway Patrol Office
Redway California

DATE & TIME: September 29, 1988 1346 hours

ALSO PRESENT: Detective Lonnie Lawson, HCSD
CHP Sergeant Mike Krock
CHP Investigator John Allen

NOTE: The following will be recognized as:
Q: Frank Vulich A: Jim Strong X: Lonnie Lawson
MK: Mike Krock JA: John Allen U: Unknown

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department. Today's date is September the 29th, 1988. This is regarding case number 88-5881. The time right now is 1346 hours. I'm currently at the CHP Redway office. Right now I'm by myself, however, I'm going to put this heading on this tape. This will be a second interview of CHP Jim Strong, S-T-R-O-N-G, who's a CHP officer and involved in the shooting incident of September the 25th, 1988. This will be conducted at the Redway office, CHP. Also it will be involved in this interview will be Detective Lonnie Lawson from the Humboldt County Sheriff's Department, CHP Sergeant Krock, that's K-R-O-C-K, and CHP Investigator John Allen. Once they enter this room I'll reactivate the tape and proceed with the interview of CHP Officer Strong.

(TAPE TURNED OFF AND ON)

Q: This is Detective Frank Vulich. Everyone's in the room. The time now is 1357 hours. Officer Strong....you've been waiting since this morning here for us to interview you again, is that right.

A: Yes sir.

Q: OK. And since you've been here we haven't uh...questioned you regarding this uh...this matter, is this right.

A: That's correct.

Q: OK. Last time I talked to you was last Sunday night at the Cal...California Highway Patrol Office in Arcata, is that

right.

A: That's correct.

Q: OK, at that time I admonished you pursuant to Miranda Warning, is that right.

A: That's correct.

Q: OK, you still remember those Miranda warnings.

A: Yes.

Q: OK, those are still in effect here. Do you have any problems with talking to us now regarding this investigation.

A: No I don't.

Q: OK. I told you that there was a few things that needed to talk to you about..to clarify and straighten out, is that right.

A: Yes.

Q: OK. Where I want to start....since I already have everything else, this is a diagram that...Officer Michelotti...drew up earlier this morning, and again it's not to scale, OK. And this is just for reference and recollection if you will. Over here in the top left hand corner is the [redacted], which is the [redacted] or [redacted] vehicle. The uh...Mustang, this would be Officer Sanders' vehicle, this is a SO Ram four wheel drive unit, this would have been Micheletti, and I think he had some concern, not concern but...some confusion as to which one of these two vehicles may have been yours, it would have been this one here, the foremost north one or the one just behind it.

A: Mine would have been the uh...foremost north one. But the position isn't...the way it was...uh, with my car.

Q: OK. Would you clarify for the record even though he has you paralleling the uh, the center divider on the I guess that would be the number.....number two lane.

A: Number one lane actually.

Q: Number one lane, excuse me. Was it more at an angle or what...

A: I was in that basic spot in relation to the [redacted] vehicle but I was at a angle with not facing north, but I was facing northwest with the nose of my car facing directly at the [redacted] vehicle.

Q: OK, I'm going to put it here in my black ink and...the front of your car would be facing this way more.

A: Exactly.

Q: And.....

A: At the point where I was taking cover behind my car I was looking exactly along the right side of my car right directly into the...into the...into the [redacted] vehicle.

Q: More...more this way...

A: Yes.

Q: More this way then...OK, that's just an approximate, but that's, that's fine.

A: Yes, that's close enough.

Q: OK, so you have a position then behind your vehicle.

A: In my right rear corner right.....

Q: So if I put an "X" right here that's about where you would have been.

A: OK, it's uh...it's indicating to me the left rear corner if I assume.....

Q: You...you're back over here.

A: I'm actually at the right rear corner.

Q: OK, you're back over here.

A: Most of the time, yes.

Q: OK, I just put another "X" with an arrow pointing to the other "X", OK.

A: Yes.

Q: Then.....once again, about how far are you from the [redacted]'s vehicle.

A: I think that I am forty to fifty feet away from the [redacted] vehicle.

Q: OK, directly uh....south of you is another CHP unit.

A: There are....all the other units are south of me, yes.

Q: OK, do you recall who was the operator of this vehicle.

A: I believe that would be Sergeant Williams.

Q: OK, about....

A: The CHP car there.

Q: OK, again this is not to scale, this is just a draft that Micheletti drew up just for to illustrate, OK.

A: Yes.

Q: About how far was Sergeant William's vehicle from your vehicle.

A: I.....

Q: Approximately.

A: I don't know actually, I would really never pay that much attention to his vehicle, I knew that I was the northmost unit.

Q: If he was...if he was to talk or could you talk with him verbally without....

A: Yes, and I did hear him hollering at different times, yes.

Q: OK. now, can you tell me....what it was specifically that you heard him hollering or talking about at any one, at any time.

A: Yes, I remember statements of, he's got a rifle....I remember that statement a couple of three different times. And I remember a statement of, this is a shouted statement, of, he's barricading himself, in the vehicle, he's barricading himself in the vehicle.

Q: Did you hear him saying anything else, to anybody, any of the patrol officers out there.

A: I don't recall him saying anything until after this incident was all settled and over with.

Q: What did he say then.

A: Uh.....seems like we talked about whether or not I fired my weapon and uh.....how did I feel such as that.

Q: Was there any....any officer...any officer while you're in this position here...that you heard of talking about shoot him, take him out, anything like that.

A: No.

Q: Did you hear any officers say that whatsoever.

A: No.

Q: Anything even close to that statement I just said.

A: No.

Q: Did you hear anybody say, don't shoot him.

A: No.

Q: Did anybody give a command to shoot or not to shoot.

A: I heard no command to shoot or not to shoot.

Q: Again, I don't remember...exactly what you said last time because I haven't...the tape isn't transcribed yet. How many rounds did you hear that you personally heard come from the [redacted] vehicle. To the best you can recall it.

A: The best I can recall is.....six. It seems to me that there was four....and then it seems like there was two more after a...after a lull.

Q: OK. And then uh....did any....before that second two rounds, the way I understand it you just said from the suspect van...

A: Yes.

Q: Did any CHP officers do any shooting at that point.

A: No.

Q: So it wasn't until after the first...I'm going to use your approximate figures here...after the first four rounds that were fired....

A: Yes.

Q: Right, there was a lull.

A: Yes...a uh.....

Q: About how long was this lull.

A: I think.....two or three minutes.

Q: So you have a pretty good advantage point of looking into the van, is that right.

A: Yes, I felt that I did.

Q: And you could see the [redacted] moving around.

A: Yes, I could.

Q: And you saw a rifle.

A: Yes I did.

Q: And you could hear a rifle.

A: Yes, I did.

Q: And in between this time when the vehicle first come to a stop at this location in the number one lane, is that right.

A: Actually in the south two.

Q: That's right, south two. OK.

A: It's listed there as the....

Q: Pointed north.

A: It's listed on this little chart as south one but to all of our highway patrol things usually that right hand lane...

Q: This..this would be the number one lane over here.

A: That would be the number one lane for southbound.

Q: OK.

A: That would be number two for northbound.

Q: OK, Officer Micheletti did that, but we'll worry about that later. In between the shots, I was wondering (inaudible) if there wasn't a rapid fire of four rounds, there was a space in between each of the first four rounds that were shot.

A: Yes, there was.

Q: And someone was on a PA system trying to talk to this guy.

A: Yes, this Officer Jimenez was over at the Mustang.

Q: OK, and did uh...he respond at all. Verbally. The [redacted] in the van.

A: I didn't hear him say any...anything from in the van.

Q: OK.

A: I didn't hear him say anything at the whole time.

Q: Someone brought up the word...uh..barricade, right.

A: Yes.

Q: And who was that.

A: That was...I was thinking that that was Sergeant Williams' voice.

Q: OK. Now....at this point after the first four rounds of fire right....

A: Yes.

Q: At this point no CHP officer had fired any rounds.

A: Yes, that's correct.

Q: And there was still, I say they, at least Officer Jimenez was still talking on the PA system.

A: Yes, he was.

Q: And he was trying to talk the [redacted] out of the van.

A: Yes, he was.

Q: OK. Sometime...shortly thereafter....he takes the rifle and he's firing it again.

A: Again, yes, he did.

Q: Did you see this.

A: Yes, I did.

Q: Where was the rifle when he fired the round.

A: I couldn't tell where the rifle was at the point where it went past these uh...in front of his body. I saw him pick it up that second time, and uh....Sergeant Williams hollered about he has the rifle again, and this was shortly after he had put a bat down that I heard Jimenez talking about a bat, and a...shortly after that I...he obviously picked up the rifle, I saw him pick up the rifle.

Q: Where was the rifle at at that point.

A: It was over leaned against the right....uh....front door, I could actually see the top part of the barrel through the window glass, leaning up against the window glass of the right front door.

Q: OK. So in other words the butt end of it would have been on the front passenger seat.

A: Either that or on the floor.

Q: OK, so it's...in that direction.

A: Yes.

Q: In the front still.

A: Yes.

Q: OK. So then he picks up again and then.....

A: There's some hollering about he's got the rifle again.

Q: Who's doing that.

A: It uh.....it sounds like Sergeant Williams.

Q: OK.

A: Then the rifle comes across between, I can see it coming between the seats, between the gap of the seats I can see it clearly, comes across and now it's in front of his body and I can see it going in the same general direction as it did before, out the window, and I couldn't tell at which direction after it got to the window, which direction it was pointed in.

Q: You don't know if the rifle was outside of the truck,uh, van, or inside, at that point.

A: No, I don't.

Q: OK. Did you see the [redacted] pretty clearly.

A: Not real clearly. The tinted window glass and everything was making it hard to see him clearly. I had seen him clearly before this, before this all started in Leggett.

Q: OK, now when you saw him before, was he wearing any type of headwear of any sort.

A: Yes, he was.

Q: What was he wearing.

A: Originally in Leggett I saw him wearing a blue ball cap, but it was also part of the BOL information.

Q: OK, and...anything else was he wearing on his head or glasses or anything like that.

A: Seems like he was wearing glasses at that point. But later on, in the vehicle, I did see him wearing a cowboy hat. At one point he was wearing a cowboy hat.

Q: OK. And.....did you see anything else on his head that would look like there was something there.

A: No. I don't recall anything else on his head.

Q: Let me ask you this and....and without me trying to put too many words in your mouth. You know what your earmuffs are for like shooting.

A: Sure, yes. I do recall something about some earmuffs on his head.....at one point.

Q: When..when was that. Tell me what you recall about that.

A: That's....it's pretty vague....but uh....

Q: At what point....

A: It seems like they.....uh..about when this occurred.

Q: When the shooting occurred.

A: No, when the muffs were on his head. I'm not sure whether it was before the shooting, he started shooting the first time, or whether it was in between the time when he fired the shots and I put the rifle down and uh.....whether it was right before he put the cowboy hat on or right after he took the cowboy hat off, I'm not real sure, in which sequence that occurred.

Q: During this time frame of the sequence, regardless of what came first or second, his cowboy hat or the earmuffs, uh....was Officer Jimenez still using the PA system during this time frame as best as you can recollect.

A: Yes, he was.

Q: So...what...what...again, I'm just kind of trying to get a scenario here...would he have put those earmuffs on while Officer Jimenez was using the PA system.

A: I think it would be.....correct to say that yes, he was putting the earmuffs on when Jimenez was talking.

Q: OK, we were just interrupted for a phone call from my office. Detective Lawson is going to take that.....OK, in the previous interviews, not only with you but with the other officers, they talked about the [redacted] throwing things out the windows and the fishing poles and the baseball bats and stuff like that. Do you recall that.

A: Yes, I do.

Q: Did you see those items come out the vehicle.

A: Yes, I did.

Q: Did you see any type of flags at all.

A: I don't recall any type of flag, no.

Q: Like the American flag, the State of California flag, anything like that.

A: No, I don't recall any flags.

Q: Out the window.

A: No, I don't.

Q: Threw a cup, a hat, a crescent wrench and.....

A: Yes, I recall that...tennis shoe.

Q: Tennis shoe. You don't remember anything like the California flag.

A: No, I don't.

Q: Did you see uh.....the color of the earmuffs. Again, you're talking about a tinted window and stuff, I'm just asking you the best that you can recall. Were they light colored, dark colored, or if you don't recall that's fine, you know, I don't want you to guess at it.

A: My recollection is that they were a light blue.

Q: Excuse me?

A: My recollection is that they were a light blue.

Q: And...and....how can you determine that.

A: I believe that I could see them well enough through that glass to make that....form that opinion.

Q: OK, which glass on the side that you would have been looking at.....I'm going to tell you, I'm not going to make you guess, there's three windows on the side.

A: I...I.....

Q: Is that fair enough to say.

A: Yes.

Q: OK, the most rear window is a tinted one.

A: Yes.

Q: Were the sliding glass window, would that be tinted. Or do you recall that.

A: No.....a sliding glass window.

JA: Sliding door.

Q: Sliding door, I'm sorry. The glass of the sliding door.

A: I remember looking through the rearmost, almost all of my observation was through the rearmost window, side window, on

the right side.

Q: So you're pretty comfortable then with what you, what you just described here to us, that is was a light blue earmuffs.

A: That's what I.....as I recall it.

Q: Did you hear any of the officers yell, let's kill him, kill him.

A: No, I did not.

Q: Did you hear any officer say let's shoot him now.

A: I did not hear that, no.

Q: Did you hear any officer say, don't shoot him.

A: I did not hear any officer say that.

Q: I've asked these questions here already. Uh...Sergeant Krock.

MK: Jim, at the...at the...OK, we had two volleys of shots. We had.....the [redacted] firing apparently to the west, out in the field, no return fire from any officer, correct.

A: That's my...that's correct, yes.

MK: OK, then we had apparently a shot and then almost immediately thereafter return fire from the officers, from all the officers...or from the officers in the Mustang and the..the Dodge to the rear of the van.

A: I couldn't tell you who fired which shots, I can tell you that I heard shotgun blasts and the sharp..sharper crack of a pistol.

MK: OK, would it be...your statement then...that at that time you didn't fire, could you say also that....Sergeant Williams didn't fire at that point.

A: I couldn't say.....whether or not Sergeant Williams fired at that initial volley.

MK: OK, now if I recall your statement from the other day, when as the [redacted].....as this volley stopped, or there was a....no more gunfire momentarily...from your vantage point you saw the [redacted] turn...in the seat, you saw the weapon come around back towards your direction.

A: No, I actually saw him turn in the seat and then disappear out of my sight, below the level of the windows. By..by now the windows have all disappeared out of the back and...and along my side of the car, the right side of the [redacted]

vehicle, the windows have all disappeared and uh..he disappears out of my sight below the window level. Then he comes up and now he's facing towards me.

MK: OK. In...in time....he disappears...excuse me, let me rephrase that, there's no...there's a...there's a volley of shots from some officers.

A: Yes.

MK: Unknown to you how many officers.

A: Exactly.

MK: OK. There's a slight pause....

A: Yes there is.

MK: He is now out of your view momentarily.

A: Yes he is.

MK: He comes back into view....

A: Right.

MK: When he came back into view, what could you see.

A: I could see that his head and...and upper part of his shoulders and the gun coming towards me. I could see the...I could see the end of the rifle coming up, coming towards me.

MK: And at that time you fired your weapon.

A: Yes, I did.

MK: OK, do you recall from...from your position or if we...if we, for the purpose of the statement on the diagram I'm pointing to the rear, would be the right corner of the van, did your sight or did your...do you recall if you fired forward to the right corner, into the side of the van, or to the rear of the right corner, into the van.

A: I fired forward of the right rear corner in through the...uh...glass area on the right side. There was no glass area when I fired.

MK: OK. I don't have any further questions.

Q: I do. This is Detective Vulich for the tape's purposes. Somewhere in here, I don't know where, you first identify it or have knowledge of the Sheriff's unit, it's a Dodge Ram, shows up, OK.

A: Yes.

Q: Um...is this before any shooting, or during the shooting, or just after the shooting, or do you recall.

A: I only.....recall a sheriff deputy coming in to my view at the point where the [redacted] vehicle has rolled forward from the original shooting position a hundred feet and rolled off the edge of the road and he comes into my knowledge, a deputy comes into my knowledge, who has a long rifle, scoped rifle, who uses my car as a shield as we go forward to the same basic position to set up again on a new position of the [redacted] vehicle.

Q: So you just...you remained parallel but this time now you have a deputy that's using the vehicle as a shield.

A: Yes.

Q: OK. And was there any other....any other CHP officers then there with him also.

A: Yes, Sergeant Williams was...was there with my vehicle also.

Q: OK, and you drove it forward.

A: Yes, I did.

Q: OK. Now once you got to it's destination of stopping there along the [redacted] vehicle, did you get back out of your vehicle.

A: Yes I did.

Q: And where did you go.

A: Basically, behind the uh.....driver door and used that for cover.

Q: OK.

A: Because the deputy and Sergeant Williams were coming from the right side of my car, using the car for cover.

Q: OK, so you're back here then behind your door.

A: No.

Q: Is that fair enough to say.

A: Yes, yes.

Q: OK, I just put a door and a dot there. And then Sergeant Williams and Deputy Mayton are back over on...on the right side of your car.

A: That's correct.

Q: OK. Did you hear at this time anyone say, take him out, shoot him.

A: No. We're all there just waiting to see if there's any kind of movement, we're talking about, I don't see any movement, basically the conversation is, I don't see any movement in the vehicle.

Q: Do you know who's saying that.

A: Uh.....it seems like uh.....all three of us are saying that to each other.

Q: Did you...did you ever see the deputy sheriff with that rifle, with the scope on it, look into the van.

A: Yes I did.

Q: OK, and do you remember anything else in particular what he said.

A: I don't recall him saying anything, I do recall saying to him, to let's get that rifle, after we saw that he wasn't moving, after we saw that the [redacted] wasn't moving in the vehicle.

Q: And the purpose for the deputy looking through his scope at that van was for what reason.

A: I didn't see the deputy look through his scope...yes, I did...I saw him....I saw him one time look through the scope but the vehicle was in position where you couldn't look into it.

Q: OK, was there any comments about go ahead and shoot him again or anything like that.

A: No.

Q: OK. Once this van left this position, after the volley of shots, OK.

A: Yes.

Q: And then it took off back northbound in the southbound lane where it come to rest off the shoulder of the road.

A: Yes.

Q: From the exact time it started rolling to when it stopped, did anybody else shoot at the van that you know of.

A: No, they did not.

Q: So once this van took off rolling there was no further shots.

A: That's correct.

Q: OK. Uh...I have no further questions at this time, I can't think of anything else. Apparently uh....CHP Investigator Allen does.

JA: OK, would you.....well, before you rolled back and you're still sitting in this position, you said you had identified that you saw a rifle.

A: Yes I did.

JA: OK. Could you identify what kind of a rifle that was at that time.

A: At that time, no.

JA: But you're sure at that time that it was a rifle, or a weapon.

A: Yes, I'm sure.

JA: OK, you also say that you saw him with his hat on. Like a cowboy hat.

A: Yes.

JA: Do you recall what color that was.

A: It was a dark brownish colored cowboy hat.

JA: Dark brown?

A: I would...I would say dark brown, yes.

JA: OK, after the shooting was over and the van has moved forward and everything's...what you termed as stabilized, who approached the van at that time.

A: We.....there was five or six uniformed police officers approaching that van that was off the edge of the road.

JA: OK, were you one of those officers.

A: Yes, I was.

JA: What happened then after they approached the van.

A: We slowly approached the van, all basically at the same speed, a real slow step type of speed, with guns drawn facing the van, and all of us were crouched down somewhat, and then at the very last, as we got real close to it, we were all talking about the van is not moving, there's, there's no movement of the van, we don't see anybody at the very last second as we get close to the van a couple of us,

I wasn't one of them, that originally looked over the lip of the windows to look in, and then I did, after a couple of other officers had looked in.

JA: And was the [redacted] removed from the van at that time.

A: Yes, shortly after that he was removed from the driver's side and Deputy Mayton and myself were part of the three at the right front door that removed the rifle.

JA: Did you see anything on the [redacted] head at that time. Was he wearing any type of headgear.

A: I did not see anything on his head at that time.

Q: But he was clearly visible to you when you took, assisted in getting the rifle out of the van.

A: Yes, he was.

Q: OK, you didn't see any...a hat or earmuff or anything like that on his head.

A: I don't recall any being on his head at that time.

Q: OK. You uh...secured that uh...rifle and now you know what kind it is at this point.

A: I do know now that it is a lever action carbine type rifle.

Q: OK, did you....did you see the action during the incident when the [redacted] was holding the rifle inside the van, working that action. Did you see any of it.

A: I remember that type of movement, yes, but as far as seeing the action of the rifle prior to that, no.

Q: OK, Lonnie, do you have any further questions.

X: Do you remember, you know, the way I understand it is that Deputy Mayton took the rifle out of...out of the van, is that right.

A: Yes.

X: And he handed it back to.....

A: Directly to me.

X: To you.

A: Yes.

X: When he handed you that how did he handle it, did he have it by the barrel or by the stock.

A: He had it closer to the receiver grip and I handled it by the forearm stock, just above his hand. I took the forearm stock in my hand.

X: When he handed you that rifle can you remember how the lever was.

A: Yes, I do.

X: How was that.

A: It was....it was open.

X: Completely open.

A: It was open.

X: OK, that's all I have.

Q: OK, those questions have been answered in the previous statement. This tape is about ready to end. Jim is there anything further that you want to add that we haven't asked you.

A: No, there's not.

Q: OK, the time right now is 1424 hours. I'll terminate this interview regarding this incident 885881.

FV: [redacted] 10/03/88 1300 hours.

KROCK INTERVIEW WITH [redacted]

This is Sergeant Mike Krock and I am interviewing [redacted] I'm at his residence in Fortuna. It's October 3, 1988. It's about six minutes to six in the evening.

Q: And [redacted] go head and just identify yourself on the tape and and relate what you saw of the incident that occurred on the 25th, which was Sunday, one week ago on 101 on Drake Hill.

A: Ya, I'm [redacted] of Fortuna, and my age is 67. I live at [redacted] Crest Drive, Fortuna. And on the day of the 25th which was Sunday why I was standing by the trucks when the Highway Patrol were chasing this fellow in a van, a Dodge van of something don't know what it was. And it went up the road a ways and everything stopped so I went up Drake Hill er a ya Sandy Prairie Road it's called and kinda see what was going on up there. And ah we seen this van my driver and I we seen the van sittin there on the highway with patrolmen all around him. Then we heard a couple of shots and the patrolmen were talking to him trying I guess trying to get him out of the van. And ah I heard a couple of shots. Then pretty soon the van just acted like it was headed north but it really was. He just drove off the highway and right at the edge of the blacktop and that's where it parked. Then there were three shots that were fired and I assume that they were just shootin at random cause it looked to me from where I was that he had a rifle. So I decided that wasn't really the best place to be. And I went up the road and turned around and come back kinda was in behind ah back of some things or whatever it was parked there. And ah that's when the officers were movin in on him. And then there were several shots. I have no idea how many, several and ah they just kept walkin up towards the van. And one of the officers opened the door and to me it looked like maybe he had fallen on into the passenger side because I think they took him out from the other side and got him behind the van. They were workin on back there. That's about all I know about it.

Q: OK. [redacted] how far would you estimate you were when you were sitting on Sandy Prairie watching this thing, how far away?

A: I don't know. I hate to judge distance that way. I'd say maybe a short city block er something like that. It ah

Q: OK. Let me ask you this. Could you hear the officers on the PA system talking to this guy?

A: Ya, I could hear them talking and they were telling him to get out of the car or put his hands up. I couldn't can't tell exactly it was just far enough away that ah but anyway they were asking him to quit, you know or give up whatever.

Q: Now, when you heard them talking. Was that after you heard a couple of shots?

A: Em hum.

Q: OK. You heard the officers talk further to him?
A: Em hum.

Q: All right. And then you heard more shots?
A: Ya three shots.

Q: Three shots. Could you realize any of those shots coming in your direction at all?
A: Well that's when I when I got out of there. I just didn't know. And it looked to me like he had a rifle sticking out the window. Now whether he did or not I don't know. But it it something was (flash??) like a rifle.

Q: OK. What direction was that rifle pointed?
A: Well it'd be pointed west that's we were west of it.

Q: The rifle was pointed in your direction?
A: Ya.

Q: You could see it clearly out the window?
A: Pretty much. I'm sure it was a rifle.

Q: OK. Did you see the rifle pointing back south towards the officers?
A: Well, ya, ah I didn't really think he was shootin at us over there. It looked to me like he'd stuck the rifle out the window and was trying to shoot back. That's what it really looked like.

Q: Towards the officers?
A: Towards the officers.

Q: OK. You saw the weapon more towards the officers, more towards the back
A: More towards the back

Q: OK. Did you hear shots then?
A: It was just those three shots.

Q: Just the three
A: But that's when he was pointin it back and then after that was when the officers ???

Q: After you clearly heard three you think from that weapon?
A: I'd swear it was.

Q: OK. Then your heard the officers fire?
A: Right. And there was a little delay in before they started.

Q: How many shots would you estimate the officers fired or could you tell?

A: I just couldn't tell. It just seemed to me that I don't know there was probably six or eight of them standing back there I never even counted them. But ah I would have imagined each one of them might have shot one or maybe two rounds. I don't know. I have no idea.

Q: OK. Did you see the officers fire from behind their cars, behind their doors?
A: Well they were standin at their doors, ya. And they started walkin up.

Q: Did you ever see any officers fire once they were walkin up or had the shooting stopped by that point?
A: The shooting had pretty much stopped and I I just couldn't make up my mind what what was happening over there and I decided that just wasn't the place for me to be because there was enough people around there as there was.

Q: And that's what time you guys took off?
A: Just drove off.

Q: OK. Did you actually see him pull the [redacted] out of the van?
A: No that's what I'm not sure of it. If they did pull him out they had to pull him out of the passenger side cause I when the officer senior officer opened the door and if it had been anybody there he'd of had to step back looks like to me anyway and I've seen things like this before and fell out why he'd of had to step back. And he didn't. He just opened the door. And then they opened the other door and then it looked like they were doing over there.

Q: OK. Did you see him on the ground with the officers working on him or?
A: Ah, I didn't no no see could see him but they were on their knees down behind the van so I assume that they had to be.

Q: OK. Now you say you saw the van move forward of creep forward. How far would you say it went in distance? Could you tell?
A: Probably a couple of lengths of the van. It wasn't very far. Cause I like I say I thought he was going going to take off again. You know, and I thought boy this was stupid. It just looked like it just ???? drove it right over the bank.

Q: OK. Now when the the van first came by you, I don't believe you mentioned this on the tape, but in our conversation prior to the tape, you said you were standing in [redacted] truck yard?
A: Ya.

Q: Could you see that there were Highway Patrol cars behind him?

A: Oh ya. They were all over the place.

Q: And how fast would you say he was going?
A: Oh, 5 -10 mph. It wasn't very fast cause they I don't know what. He came out of the northbound lane where the divider is there and came into the southbound lane still headin north.

Q: OK. And his tires were flat at the time?
A: Ya they were.

Q: OK. Now, when the van stopped on the freeway or and when you first saw it, OK, is that where you saw him shoot initially?
A: When I first stopped, I did couldn't see it. It was right behind [redacted] house. And but I seen the patrolmen stopped. Cars were all stoppin you know followin. And that's when I got in the pickup and went around. And he was already stopped, so I didn't see him stop. When I seen him he was already stopped.

Q: OK.
A: They had moved in behind him. And they were gettin out of their you know.

Q: They were behind their doors.
A: By the van, ya.

Q: OK. And you had no trouble knowing they were Highway patrolmen driving Highway Patrol cars.
A: No, not at all. Matter of fact I seen em headin south and then come back with him.

Q: OK.
A: Or seen one of em anyway.

Q: And would you would it be your best estimate then that the van stayed in that position when the shots were exchanged?
A: Well, ?? first two shots was right when we got there we heard the first two shots. Then, is when, cause ah we just gotten there when all of a sudden the van took come off so right after the three shots.

Q: OK. Now those shots we're talking five shots now?
A: Em hum.

Q: Two? Then three?
A: Em hum.

Q: Pretty clear in your mind that they came from the same weapon, the same sound to em?
A: I would think so. I'm not positive but they seem to me. They seemed like they sounded like the three shots the two before that.

Q: OK. And then you could tell the difference when the officers shot?
A: Ya.

Q: Different kinds of sounds.
A: Ya.

Q: OK. And for the purpose of the tapes, [redacted] is your new employee? He drives for you now? And I will attempt to contact him later and get a statement from him.
A: Ya, he was with me all the time.

Q: Is there anything else you can think of?
A: No, nothing particular. I just ah just seemed like he made no effort to I mean whoever was in that car.

Q: [redacted], could you see from where you guys were sitting on Sandy Prairie, could you see what he was wearing or could you get any kind of look inside the van.
A: No.

Q: Or was the distance too far?
A: Mostly just his head.

Q: Could you see anything on his head like headgear or a hat or anything like that?
A: No, not that I. No, I really wasn't paying that much attention to it.

Q: What would you estimate from the time you stopped on Sandy Prairie until the time this was over, how long would you say it took roughly?
A: It had to be under five minutes it seems like to me. I can't estimate time or nothing but it's just a short time. Thing happen, it happened pretty fast. Ah, three shots were fired and then he ah all of a sudden the officers stepped in and that was it. Just that simple.

Q: That quick. OK.

I have nothing further. It's now about five minutes after six. And I'm going to conclude this interview.

VULICH INTERVIEW WITH [redacted]

Today's date is October the 5th, 1988. The time right now is 1238 hours. This is regarding case number 88-5881. This is regarding the officer involved shooting investigation involved with the California Highway Patrol which took place on September the 25th, 1988 on Highway 101, Humboldt County. This is Detective Frank Vulich who will be making a controlled call to [redacted]. That's [redacted]. He's first name is [redacted] He supposedly is the elderly man who sold the 30-30 Winchester Model 94 lever action rifle, serial number [redacted], correction, [redacted] to [redacted] Due to the fact that he was only interviewed on the telephone by some other CHP officer, at this point I will be making this call and attempt to gain further information regarding that rifle and [redacted]. At this point I'll have to shut the recorder off, activate it once I start calling the number of [redacted]'s, which is 717 area code, [redacted].

The time now is 1240.

This is Frank Vulich calling [redacted].

Q: Hello.

Q: Hello, is [redacted] there?
A: Well he's out in the back. I'll have to call him in.

Q: Would you do that for me please?
A: No I think he's in the backyard. Here he is. He's coming in now.

Q: OK. Thank you.
A: Hello der.

Q: Hello [redacted]
A: Ya.

Q: [redacted], this is Detective Frank Vulich of the Humboldt County Sheriff's Department in Eureka, Ca.
A: Ya.

Q: How you doing today sir?
A: Pretty good. You.

Q: Very good. Listen, I I've been invesitgating this case involving [redacted], OK?
A: Em hem.

Q: And apparently you spoken with [redacted] in the last several days I take it?
A: [redacted]

Q: Yes.
A: What does he want to tell me?

Q: Well I just want to talk to you ah regarding the 30-30 rifle.
A: Oh, ya.

Q: OK?
A: Ya.

Q: OK. Did you understand who I am sir?
A: Yes, you said you were with the Orange County Sheriff's Department.

Q: No, Humboldt.
A: Humboldt. Oh, ya.

Q: Ya, I'm way up here in Eureka, California.
A: Oh, ya, you're in a good spot. I wish I was up there fishin with you.

Q: Well I tell you what. The rivers are a little bit dry right now, but when the rains come it will be great.
A: It's been a bad year, hasn't it?

Q: Ya, it has. It has.
A: How's the salmon. Have you heard anything?

Q: Well, not really. Ah but when the rains comes I guess they'll be coming in pretty good.
A: Ah, huh.

Q: OK. [redacted] can you give me just a little bit of information about yourself?
A: Yes, I can.

Q: OK, it's my understanding that. What's your date of birth?
A: My date of birth is [redacted] Uncle Sam's birthday.

Q: Ah huh, tax day, huh?
A: I pay it off every time and he has it all. And born in [redacted].

Q: [redacted]?
A: That's an old man for you.

Q: Ya. Boy I tell you. I hope I live to be that old there. Now I know that you've probably gone over this a few times and with another officer that called you back on around the 26th. You remember that.
A: I remember ya.

Q: OK. And basically what we're trying to find out was the fact that your name and your address was on that box. Do you remember that?

A: That's correct.

Q: And that's how we were able to basically get a hold of you and identify you.
A: That's how you got it?

Q: Yes.
A: Well you know I bought that from Penney's ah Department Store. They were moving the big Penney's location to another area and they gave me that rifle for a very good deal. And I thought I would have it because I used to hunt a lot and my wife got ill and that stopped me from hunting. And it was never used. I never put a bullet throught it. And [redacted] said he wanted to go hunting with a 22 rifle up north. He wanted to do a little target practice. And I said well you shouldn't use a 22 for deer because I said you'll injure them and you'll probably ah not get your game. And I said a if you want to look at that 30-30 I've got it here. Take it with you. I was gonna let him use it. And instead of that he wanted to buy it. So that that cleared it out but it did worry me because after getting that call and he got into trouble with it I wish I'd never let him seen it.

Q: Oh, I'm sure looking back on what happened I'm sure you don't you wish you would never had sold that gun to him.
A: Oh, ya.

Q: But unfortunately, Mr. [redacted], those things to happen and that's why I want to talk with you. I was kind a hoping that the officers would have went to your house and talked to you. But they didn't do that. So a there was some other questions that I just kind of wanted to ask you and I hope you don't mind taking the time to to talk to me. OK. Your address is [redacted] Ramona Drive?
A: That's correct.

Q: Corona Del Mar, California?
A: Right.

Q: And what's the zip code there?
A: 92625.

Q: OK. And and this a Winchester Model 94, did did [redacted] never talk to you about looking at those in a sporting goods store or magazine or anything like that?
A: Well he said he was going to buy one anyway. And I said well I've got one here, I can almost let you use it if you want to [redacted]. But he wanted to buy it so I let him have it.

Q: Ah, huh.
A: And I gave him an awfully good deal on it cause I paid at the gun store they were pricing around $215-20. We'll I give it to him for less than half.

Q: Did he did he talk to you about what they were costing in a store?
A: Did he talk to me about what?

Q: How much they cost through the store?
A: Well, he said that at the time that he knew they was over $200.

Q: Is this the first time you ever had any conversation with him regarding that 30-30 or did he know you had it from before?
A: That was the first time. ???????

Q: So he didn't know that you had that gun from before then?
A: No. He said he had a 22. That's all I know.

Q: OK.
A: I don't know whether had a any other firearms or not. But he did say he had a 22 and he wanted to go target practicing with me. And I said no [redacted] my wife is not very well. I can't leave her.

Q: OK.
A: And he said well I'm going north. Would you like to go along. In a way I wish I had. I might have been able to keep him under control.

Q: OK. Do you remember exactly when that was, [redacted], when he when he picked that rifle up from you?
A: Ya. Ya hold on just a minute.

Q: OK.
A: I think I ???? I think it was September 21st.

Q: OK. Did he pay you in cash or did he pay (?? tape distorted) for $100?
A: One hundred dollars.

Q: OK. Did the same day that he saw the gun did he pay you or did he pay you the next day?
A: Well he said he was leaving the next day and a I believe it was the next day and in the morning. When he was here visiting, I think it was the day he left. My son came in from San Diego with his wife and a [redacted] was a little bit conscious of being in the way so he said I'll take off. And he said I'll be glad to come in again when you have a little more time. And he excused himself and my boy had called (???tape distorted) he was a very gentle person, actually. He never was in trouble that I know of before. And all the time I was knowing him between 30 and 35 years, I've never known the boy to be anything but a very gentle person.

Q: Well that's what I've been told.

A: I think it was the 21st when he left here.

Q: OK, now how he where to live to where Newport Beach is is just neighboring towns are they not?
A: Corona Del Mar is you might say the outskirts of Newport Beach but we're still in Newport Beach city limits.

Q: OK, so he picked the gun up from you then on September 21st?
A: I think he got the gun from me about the 20th ??? 19th something around in there.

Q: OK.
A: A day or two before one way or the other.

Q: OK. Do you remember telling the other officers that you got it that he picked up about ten days ago. Do you remember telling them that?
A: Well it could have been ya.

Q: OK.
A: It could have been at that time when he called me I I think the when I talked to the officer first that he'd only had the gun a couple of three days.

Q: OK. So did he say when he was going to leave and go north?
A: Yes he said he was anxious to going the next day or two.

Q: Did he he say exactly where he was going to go?
A: No, he didn't say that. He said I'm up north California. But he said I may go on up into Canada. But I'm not sure that he would go as far as Canada. I said if you take a rifle into Canada, [redacted], I said they'll steal it on you or you'll be in real trouble. They won't let you use it up there without a permit.

Q: Did he appear to be aware of what was going on? He was able to keep a good conversation with you?
A: Well fairly long. But he didn't he didn't mention any town. He mentioned about a place he would like to see again about 60 miles out of Vancouver.

Q: Now, what is your knowledge about [redacted]' mental health problem.
A: Well, all I know about that was that [redacted] was [redacted]. His father and mother have been friends with us ever since we were young people. His grandfather and grandmother were very good friends of ours. And then their son was raised along with our children while we were living in Pasadena, Altadena. And all the years we've known the [redacted] family they've been very fine people, very fine people.

Q: OK. You still there [redacted]
A: I beg your pardon.

Q: OK. And [redacted], he started having some [redacted] problems. Isn't that right?
A: Well apparently this hit him after he got into his 30's I believe or 25 somewhere along in there. And his father told me that had a little strange talks with him once in awhile. He said that he was under medication. So I think it was [redacted]

Q: OK. We're you ever discussed with the [redacted] dealing with [redacted]?
A: No, no. I never knew him to be in any kind of a depression at all. He was always very cheerful when he was around us.

Q: Uh huh.
A: And I've been fishin with him and he outfished me. He did a good job. He seemed to be very intelligent. I think I'm a fisherman, but he outfished me this day.

Q: He got you huh?
A: That was only about three months ago.

Q: OK. Now did [redacted] ever tell you that he was having trouble with his mom and dad at home?
A: He mentioned at one time that he wasn't seeing eye to eye on something about his finances and so he had a little place to live on his own. I think it was some kind of a small RV or something he was living in.

Q: And he didn't like that huh?
A: Well he was not too far from his folks. They could get over to see him very easily. I think about three miles or less than that. Maybe two miles away. It was in kinda a trailer court.

Q: Ya.
A: But he was quite happy where he was. It was in a nice area near the water. He loved the water. He loved the ocean. He loved to fish in the ocean. And a other than that I didn't know of any problem with the boy at all.

Q: Did he ever talk to you about some type of a fire or arson at someone's house?
A: Doing what?

Q: About about a fire? Someone's house burning down?
A: Oh no. I never heard anything like that.

Q: OK. What does is Mrs. [redacted] is she a healthy lady?
A: Mrs. [redacted]

Q: Yes, [redacted]' mother.
A: His mother I think you're referring to.

Q: Yes.

A: She seemed to be in good condition and a his father a very intelligent person. Both of them. He was a good businessman here.

Q: Is he still in business?
A: No, he's retired.

Q: Oh, he is retired?
A: Yes, [redacted] seniors retired. He had the biggest nursery in Southern California. [redacted] [redacted] [redacted] Nurseries.

Q: Right, I saw the business cards there. So
A: The pity of it is we've all been very very badly upset. I've lost a nights sleep or two worrying about the family of this boy and all that happened. And in a way I wish I'd never told him I had a rifle but in a way I figured if he went up there with a 22 he'd only injure the deer and not catch him.

Q: Well your intentions were were not bad, sir, so I I wouldn't I'm going to tell you is that you can't sit here and think back and then wish you didn't do something. It was done and there's nothing else you can do about it now.
A: There's nothing at all do next cept be all the help I can to his parents.

Q: Sure. What what were you told about this incident. Can you tell me that?
A: What was I told about is all I read in the paper and what his father told me that that he got the message from your people up north. And he got into a real problem and what his dad said to me here, he came to the house stayed a couple of hours right back after he came back home. And he said that in a way he felt that God had a hand in this thing because the boy was in a way was acting strange at times. And he felt that maybe that God just had a hand in getting this thing settled the way it was. That was a pretty drastic settlement, wasn't it?

Q: Ya, it was very much a tragedy there [redacted].
A: Oh it is.

Q: Not only for the [redacted]' but for the officers that involved.
A: Oh ya. Did any officers get injured at all?

Q: No. None of them were injured physically. Let's put it that way.
A: Did he return the fire to the officers?

Q: Ya, he was that's why the officers shot at him is that he was shooting at them.
A: I see. Well I think that he must have had a sudden crackup in his brain and a felt that the devils were after him rather than the police.

Q: Did he ever talk to you about devils?
A: No, never did.

Q: OK.
A: No he was very intelligent boy in fact what [redacted] did say, his father, he says he was my number one son and he said I was very proud of him.

Q: Ya, I imagine he was. What a what else did Mr. [redacted] tell you had happened up here?
A: Well all he said at the time about the condition was that when he got up there or understood he had several bullet holes in the car and also the boy had several bullet holes. Is that right?

Q: Yes.
A: And a that it could have been so sudden that the boy didn't know what hit him.

Q: Well I believe that to be true.
A: Well I feel it's a blessing in one way because if the boy had a [redacted] problem, it might have gotten worse. He might have even shot up his family or something.

Q: Well you never know. We'll never know.
A: Well it's a very tragic thing and we feel terrible about it.

Q: OK. Well [redacted] is there anything else you can tell me about that gun. You said you had it for what seven or eights years before you sold it?
A: No I had it I must have had it at least ten years.

Q: OK.
A: Cause when the Penney's department store moved they put some of those things on a low price. And so I thought well I buy another gun and do a little more hunting. But my wife wasn't up to it, so I never used it.

Q: OK.
A: And a the boy was so proud of that gun he just he just went wild about it and I said well [redacted] if you're going to hunt deer its better that you have a 30-30 but don't use a 22 on deer it's too much chance of just injuring them and never do the right thing.

Q: OK. Have you ever been hunting with him before?
A: No. I've been fishing with him but never been hunting.

Q: What is your awareness of his knowledge of using those type of weapons?
A: Well the only knowledge that I had was that he did target practice with a 22.

Q: OK. But on that 30-30 did you show him how to work it and stuff like that?
A: Oh yes. I took it apart. I showed him how the sites should be elevated for the distance ?? which ever so forth. That was about all.

Q: OK. And did you talk about how many rounds it held and stuff like that?
A: I beg your pardon?

Q: Did you tell tell him about how many rounds how many bullets?
A: No. No I didn't. I thought he knew all about guns the way he talked. So I didn't go too far into that.

Q: OK. And talk about the lever and the lever action and it working and everything like that?
A: Ya. He was a pretty intelligent boy and I didn't want to put him down at all.

Q: OK.
A: At most the time my wife and I have never seen the boy when he was off doubts. He was always here and he'd go into our house and be just like our own boy. I'd say go to the refrigerator and help yourself and all this king of thing. We never had any trouble with him at all.

Q: OK. Well that's what I've been hearing.
A: Thank you for calling.

Q: OK Mr. [redacted], I want you to take care of yourself now.
A: Thank you for calling.

Q: And you're what [redacted] years old now?
A: Well I'll be [redacted] in April.

Q: In April.
A: Coming up.

Q: Well very good. You take care of yourself.
A: Thank you for calling and I hope things go well up your way.

Q: Mr. [redacted], thank you very much for talking with me.
A: Your welcome.

Q: Thank you sir.
A: Bye-bye.

Q: Bye-bye.

REQUESTING AGENCY
NCIC #

OFFICE OF THE ATTORNEY GENERAL
CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FORENSIC SERVICES

BFS No. _____
New ☐ Additional ☐
Resubmitted ☐

REQUEST FOR PHYSICAL EVIDENCE EXAMINATION

REQUESTING AGENCY: Sheriffs Department COUNTY OF: Humboldt

OFFENSE: OIS-CHP DATE OF OFFENSE: 9/25/88 AGENCY CASE # 88-5881

[redacted]

[redacted] CHP Officer Vollmer

Investigating Officer: Det. Frank Vulich Phone # (707) 445-7301

DATE NEEDED: ASAP Purpose: DA request for case review

Attach copy of report or state summary of circumstances on back of sheet: _____

EVIDENCE SUBMITTED

Item #	Description	Purpose of Exam
24	[redacted] GSR Kit-autopsy	Analyze
30	Lead residue from CHP Mustang	

ATTACH ADDITIONAL SHEETS AS REQUIRED

CHAIN OF CUSTODY

Item #	Received From	Delivered To	Date	Time

To Be Completed by Laboratory

Court Due Date: _____ Current Priority: _____

Item #	Priority	Scheduled Analysis	

Notify Lab Immediately if Due Date or Priority Change

PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE

BFS-4

85 37297

REQUESTING AGENCY
NCIC #

OFFICE OF THE ATTORNEY GENERAL
CALIFORNIA DEPARTMENT OF JUSTICE
BUREAU OF FORENSIC SERVICES

BFS No. _____
New ☐ Additional ☐
Resubmitted ☐

REQUEST FOR PHYSICAL EVIDENCE EXAMINATION

REQUESTING AGENCY: Humboldt County Sheriffs Dept. COUNTY OF: Humboldt
OFFENSE: OIS-CHP DATE OF OFFENSE: 9/25/88 AGENCY CASE # 88-5881
[redacted]

[redacted] CHP Officer Vollmer
Investigating Officer: Det. Frank Vulich Phone # (707) 445-7301
DATE NEEDED: ASAP Purpose: DA request for case review
Attach copy of report or state summary of circumstances on back of sheet: see reverse

EVIDENCE SUBMITTED

Item #	Description	Purpose of Exam
F1	S&W Mod 67 Revolver [redacted]	Test fire, compare to projectiles submitted. Test fire rifle for working functions, and casing comparison
F6	S&W Mod 67 Revolver [redacted]	
F8	S&W Mod 19 Revolver [redacted]	
4	Win Mod 94 Rifle [redacted]	
3	Deformed Bullet from cow	
26	Projectile from [redacted]-autopsy	
12	Fired "PMC" casing 30/30	
ATTACH ADDITIONAL SHEETS AS REQUIRED		

CHAIN OF CUSTODY

Item #	Received From	Delivered To	Date	Time

To Be Completed by Laboratory

Court Due Date: _____ Current Priority: _____

Item #	Priority	Scheduled Analysis	

Notify Lab Immediately if Due Date or Priority Change

PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE

BFS-4

85 37297

REQUESTING AGENCY NO.
88-5881

CALIFORNIA DEPARTMENT OF JUSTICE
DIVISION OF LAW ENFORCEMENT
BUREAU OF FORENSIC SERVICES
NORTH COAST CRIMINALISTICS LABORATORY
EUREKA, CALIFORNIA 95501

BFS CASE NO.
NCC-0136-88

To: David A. Renner, Sheriff
Humboldt County
825 5th Street
Eureka, CA. 95501

Copies To: Calif. Highway Patrol
Garberville
ATTN: Mike Krock

PHYSICAL EVIDENCE EXAMINATION REPORT

TYPE OF CASE	REQUESTING AGENCY	
OIS-CHP	Humboldt County Sheriff	
[redacted] CHP Officer Vollmer [redacted]		
EXHIBITS RECEIVED FROM [redacted]	DATE 10-3-88	TIME
METHOD OF TRANSIT In Person		

This is a report concerning physical evidence examinations requested by your office. In any future correspondence regarding this case please use the BFS case number appearing at the top of this report. If court testimony is required, please notify this office at least two weeks in advance whenever possible.

SUMMARY:

Item 3, a damaged copper jacketed bullet and item 12, a expended PMC 30-30 Win´ shell case were fired from item 4, a Winchester Model 94 rifle, serial number [redacted]

Item 26-6, a damaged copper jacketed bullet was fired from item F-6, a Smith and Wesson Model 67 revolver serial number [redacted]

The following items were visually examined and test fired for proper functioning and found to be in good working order.

Item F-1 A Smith and Wesson Model 67 revolver.

Item F-6 A Smith and Wesson Model 67 revolver.

Item F-8 A Smith and Wesson Model 19 revolver.

Item 4 A Winchester model 94 rifle.

Continued on Page Two

Date of Report: October 20, 1988 Examinations by: [redacted]

Title: CRIMINALIST

EVIDENCE AND INDICATED SOURCE:

F-1:	Smith & Wesson model 67 revolver serial number [redacted] Six (6) rounds of "WCC =P+ 84" ammunition.	CHP Officer Williams
F-6:	Smith & Wesson model 67 revolver serial number [redacted] Six (6) rounds of "FC 88" ammunition.	CHP Officer Sanders
F-8:	Smith & Wesson model 67 revolver serial number [redacted] Four (4) rounds of "R-P 357 Magnum" ammunition. Two (2) expended caseings of "R-P 357 Magnum" ammunition.	CHP Officer Strong
3:	A recovered damaged bullet.	Cow
4:	Winchester model 94 rifle, serial number [redacted]	[redacted]
12:	A expended "PMC 30-30 Win" casing.	Outside [redacted] vehicle.
24:	GSR Kit	At autopsy
26:	Ten (10) recovered damaged projectiles. 1. Lead fragment 39.8 grains 2. Lead fragment 9.9 grains 3. Lead fragment 6.8 grains 4. Lead fragment 50.0 grains 5. Lead fragment 45.0 grains 6. Damaged copper jacketed bullet 96.0 grains 9. Lead fragment 16.0 grains. 11. Lead fragment 43.8 grains. 12. Lead fragment 39.9 grains. No # Lead fragment 11.4 grains.	At autosy
30:	Residue wipe.	CHP Mustang.

EXAMINATIONS:

Items 3 and 12 were microscopically examined and compared to test items obtained from item 4. Based on the examination there were sufficient corresponding individual microscopic characteristics to conclude that item 4 fired items 3 and 12. Item 4 was examined for functioning and proper firing. No malfuntions were observed in testing.

Continued on Page Three

[redacted]

CRIMINALIST

EXAMINATIONS CONTINUED:

Item 26-6 was microscopically examined and compared to test items obtained from items F1, F6, and F8. Based on the examination there is sufficient individual corresponding microscopic characteristics to conclude that item 26-6 was fired from item F-6.

Item 26 - Items 1, 2, 3, 4, 5, 9, 11, 12, and no #, were examined visually and microscopically for the presence of copper jacketing - none was observed.

Item 24 - To be examined by the Department of Justice Criminalistics Laboratory in Riverside for the presence of gunshot residue.

Item 30 has not been examined at this time.

DISPOSITION:

Item F-1, F-6, F-8 have been returned to the California Highway Patrol.

Item 24 has been forwarded to Department of Justice Criminalistics Laboratory in Riverside.

Items 3, 4, 12, and 26, and 30 are being held pending return to the submitting agency.

[redacted]

CRIMINALIST

[redacted]

10.24.88

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VOLLMER INTERVIEW

Detective Frank Vulich/HCSO

September 25, 1988, 1745 hours

Re: 88-5881

This is an officer involved shooting. Right now we do not know the name of the deceased person. I am at the California Highway Patrol office in Arcata, currently with me is D.A.'s investigator Richard Walton. Sgt. Krocker from the CHP and also Captain Spencer from the CHP. Subject about to be interviewed, last name is Vollmer, first name Allen, middle name Richard.

* * * * *

FV: Richard, ah, just prior to the tape, um, I'm sorry, Allen, prior to the tape being activated ah, we talked here for a few minutes, is that right?

AV: That's correct.

FV: O.K. and I told you that it's our responsibility to investigate situations such as this, is that right?

AV: That's correct.

FV: And I, I introduced everyone here to you which I'm sure you know who they all are, is that right?

AV: That's correct.

FV: And also informed you that I'm going to ah inform you of constitutional rights ah as predominantly for your safeguards is that right?

AV: That is correct.

FV: And you said you understood your rights and that you'd be willing to talk to us, is that right?

AV: That's correct.

FV: O.K. Before I proceed and I'm just going to do this for the record, I'm going to read you your constitutional rights pursuant to the Miranda warning. #1-You have the right to remain silent, do you understand that right.

AV: Yes, I do.

FV: Anything you say can and will be used against you in a court of law, do you understand that right?

AV: Yes, I do.

FV: You have the right to talk to a lawyer and have him present

with you while you're being questioned, you understand that right?

AV: Yes, I do.

FV: If you cannot afford to hire a lawyer one will be appointed free of charge to represent you before any question if you wish, do you understand that right?

AV: Yes, I do.

FV: #5-You can decide at any time to exercise these rights and not answer questions or make any statements, do you understand that right?

AV: Yes, I do.

FV: Having these rights in mind, do you wish to talk to me now regarding this incident?

AV: Yes, I do.

FV: O.K. How long have you been a ah traffic officer for the state of California?

AV: Approximately 20 years.

FV: Twenty years and how long have you been in the Eureka Arcata area?

AV: Approximately 13 years. Since 197 (indicipherable).

FV: O.K. and for the record you are right now in in uniform with California Highway Patrol, is that right?

AV: Yeah, that's correct.

FV: And you started ah your shift at what time, this date?

AV: 12 o'clock.

FV: 12 p.m.?

AV: a.m. (indicipherable).

FV: O.K.

AV: 1200 hours.

FV: 1200 hours. And what time was, what what are your days off?

AV: Ah, they've been Friday and Saturday.

FV: O.K. So you've had one day previous to this ah this week out of work. You worked yesterday?

AV: No. Today is my first day.

FV: Today is your first day, o.k. And when you came on duty at 12 ah were you briefed by anybody?

AV: Ah, no I wasn't, Um, Sgt. Williams came into the office at the time I was getting ready to go to work.

FV: O.K. What did Sgt. Williams tell you at that point?

AV: O.K. Sgt. Williams advised me that ah there was a pursuit which had originated in Garberville and that was heading in our direction and asked me if I would hop in my car and ah go south to help. In case it gets up in our area.

FV: O.K. and you did just that?

AV: That's correct.

FV: You were in uniform?

AV: Yes I was.

FV: As you are dressed right now?

AV: Yes.

FV: O.K. and and you secured a ah a marked California Highway Patrol unit?

AV: That's correct.

FV: And ah what unit was that do you know?

AV: It was unit number [redacted] and that's the Ford Mustang.

FV: O.K and at that time you were a ah single officer?

AV: That's correct.

FV: And what was your assignment again given to you by Sgt. Williams.

AV: Sgt. Williams had obtained the ah ah pi... or the stri... strip, spike strip and he was heading down to intercept the pursuit and set up the spike strip to flatten the tire ... (indicipherable).

FV: What were you told the incident involved in this vehicle was?

AV: As I was proceeding down there I monitored the radio and was advised that the guy was a [redacted] and when he wouldn't take his medication. I also copied one of the units stating that

ah he was driving like a [redacted]. Ah they said that he had either fired around or ah or displayed a weapon somewheres near Laytonville. I think that's the ... (indicipherable).

FV: Uh, do you know who this was that was talking on the ah on the radio.

AV: No, I couldn't I could just hear ah the conversations ...

FV: That wasn't the dispatcher to ah a patrol unit or ...

AV: No, that was a patrol unit telling him that he was acting like a [redacted] ah the dispatch did advise that ah they had information from Oregon that he was [redacted]. (indicipherable)

FV: So you're hearing this on the radio ...

AV: That's correct. Our dispatcher, I believe broadcast ...

FV: O.K. This is new to me as you're speaking now, this information that someone had from Oregon ...

AV: Uh huh.

FV: Can you be a little more specific on that? ah, your dispatcher was making radio transmissions ...

AV: That's correct. They they advised that they had just received information from Oregon, Torrence, Oregon that ah this guy was a [redacted] ...

(Unidentified) Can I correct this? My information is it was Newport ...

AV: Newport O.K. ... How

(Unidentified): Newport Beach, California, not Newport, Oregon.

FV: O.K....

AV: O.K. I Just hear Newport and I assumed that was Oregon.

(Unidentified) Yeah. That's O.K. So that's my...

FV: O.K. That's Newport Beach ah in California?

AV: California.

FV: O.K. ...

AV: I heard Newport Beach and (indicipherable) ...

FV: Hrmm. Have you ever dealt with a ah a person who was a [redacted] before, [redacted]

AV: Ah down through the years I've dealt with many people who have been on different [redacted] and also been in ah different states of knowing.

FV: So you have some idea the rationale and or what have you.

AV: They can be very dangerous ... (indicipherable)

FV: So once you got into your marked unit and you proceeded south ah what did you do? Why whyn't you just give us a narrative as far as best you can in detail. When you did you head south you know what was your instruction and what did you do?

AV: O.K. Uh am, I was proceeding south ah and I heard the conversations about where the setup was of spike strip, it was finally decided to set it up just north of the Van Duzen river (indicipherable) it was narrow there. Ah, as I was proceeding down there the 24 car was (indicipherable) was proceeding northbound on some (indicipherable) to help S 1 to set up the spike strip and if I could get there faster I was gonna help em out. While I was getting closer I heard someone, I believe it was the Sgt. here advised one of the Garberville units whichever one had the most gas to take over as the primary unit in the pursuit. As is our policy, one one unit. I had just taken the Mustang out and had a full tank of gas. It was a fast car and when I arrived down there I asked Cliff if he wanted me to just move up the road just a short piece so that in case the other units ran over the spike strip and flattened their tires at least we'd have one good patrol car to continue the pursuit. He advised me yes. So I parked my patrol car in the turn through which is just a little bit north of the ah Van Duzen river bridge, you can go over to drive underneath the bridge at that turn through. I knew that this guy being a ah possibly out all day might try to get my patrol car ram my control car, so I picked and parked it so I could have an escape route in case he tried that. Ah we listened to the traffic ah the units advised that this was the only vehicle approaching the bridge at the time, all other traffic was ah was backed off and that ah ahm they also were gonna slow down to get spikes to fall away so they wouldn't get flat tires and I observed ... (indicipherable) come over the bridge and I saw him just a little ...(indicipherable) and I observed the vehicle headin' straight over toward my patrol car and at that time I put it in gear and accelerated so that he wouldn't be able to hit my unit ah, he passed by me and went back northbound. At that time the tires were still inflated tho' I could see they were goin' down somewhat. I joined in the pursuit with the Garberville unit and we're runnin' sorta side by side, I might have been a little bit ahead of him and we observed that the van was ah ah slowing drastically-at this point-um, the van continued north and we felt that ah yuh know we'd just follow it 'til the tires totally disintegrated and finally they did, however, the guy made a quick left turn across the center divider toward oncoming traffic. Now, at that time I felt that ah ah he

was goin' slow enough and traffic was paying close enough attention that they were all kinda' slowin' down to a stop-it-seemed like he would aim for one and when the car stopped he didn't wop it. It was almost as if he was looking for a faster (indicipherable) vehicle to go ahead onto. It was, this whole deal continued for oh I don't know some distance, I'm not sure the distance, but eventually crossed back over into the northbound lane, so we continued following him. Ah at that time some of the other Garberville units and we were all kinda' close together there and we got north of Highway 36 and the guy again veered sharply-not a left turn, but a sharp left curve across the center divider across the southbound lane. It appeared to me that the guy was going to go into the bush, jump out, take off runnin' or else get out and shoot. So I crossed over as soon as I could see there wasn't any oncoming traffic, so I'd crossed over with 'im. Ah, at this time instead of crossing into the brush he went over to the southbound right shoulder, made a right turn, started headin' back northbound again, trying to,northbound southbound lanes, again-appearing to hit cars head-on.

FV: Go ahead.

AV: O.K. Well we we continued this motion and it at times I crossed back over into the lane to kinda try and help fight traffic but then ah one of the Garberville CHP units got way up ahead there and was also doin' the same thing an (indicipherable) so I got back in behind the guy and ah watched watched traffic southbound which is fairly light thank goodness. So, ah we we're goin' ah northbound, you could see chunks of tire flyin' off the (indicipherable) and becoming more and more disabled. It was goin' slower and slower. We were down to about 15 to 20 miles per hour and ah I asked permission to ram the guy or else get somebody with a big patrol car to ram him off into the ditch there. And about that time the guy just suddenly stopped. He was ah facing northbound in the S-2 lane and we were just slightly (indicipherable) slightly to the left and I took up a position of advantage, by the off set to the left and about 25 or 30 feet back from the ramp. At that time I'd already had my shotgun released from the ah shotgun lock and I jumped out. Ah, I noticed about 3 vehicles were on the right shoulder slightly to my left to the [redacted] left, parked on the shoulder. I was totally taken by surprize, I was yellin' at them to get out of there and I guess one of the Garberville units was yellin' there too. Get the heck out of there and all of a sudden they started backin' up...

FV: O.K. This, let me interrupt you-are you talkin' about civilian vehicles?

AV: Civilian vehicles.

FV: Stopped to watch what was goin' on?

AV: Well, I don't know know if they were stopped to watch what was goin' on as if they just didn't know where to go. They just

pulled over to the right shoulder and had stopped and they'd parked...

FV: That's northbound traffic or southbound?

AV: This is southbound traffic. They were ah taken in the southbound 101 and they'd just pulled over to the right shoulder and stopped. So we're facin' them right behind behind the ah [redacted] vehicle (indicipherable)... uhm and about that time ah, I saw the vehicles backing up and boy they took off quick backin' up. Get out of the way...

FV: So, ...

AV: The civilian vehicles ...

AV: The civilian vehicles and I knew I had a clear field of fire if I had to shoot at which I didn't think I was gonna' have to. Then, the gun appeared out the back window and appeared to be held by his left hand and he just fired off he aimed it out toward the field. He fired off about 4 or 5 rounds I'm not sure how many, 4 or 5 or somethin' like that and then, I saw him aim it to the north and he (indicipherable) ... talking to the Fortuna P.D. (indicipherable)... he said, you've heard go off over his head ...(indicipherable) ... but he didn't know for sure.

FV: Did you recall which P.D. Officer that was?

AV: Yes, it's on our it's on our ah briefing information. I think it's either Sgt. or Corporal and he was the one doin' traffic patrol at Drake Hill Road. He had all the traffic stopped.

FV: Was that Roger Brown?

AV: I don't know his name. I don't know.

FV: Did it sound... oh, I'm sorry ah it's already Rogers ...

(Unidentified) It's ... (indicipherable)...

(Unidentified) He's his name's on there ...

AV: Anyway he fired off these ah 4 or 5 rounds and he aimed north next and the next thing he bent over with his hand and fired two rounds in my direction. Well at that time I had the shotgun pointed and I fired off a round at the rifle figurin' I could might be able to be able to hit the gun out of his hand, (indicipherable) ... so then he took the gun back in and a few minutes later he stuck it out again and aimed back down and fired another round and again I shot. It didn't appear any damage I was lookin' at the car at the van after pullin' back in the second time. Wasn't any damage to the van or anything it just totally amazed me that I remember thinkin' to myself I've gotta

take a little more careful aim and also while I was crouched down there I reloaded a couple more rounds into the chamber ah into the magazine of the shotgun, about that time Jimenez came up and we got on the P.A. system and we're tryin' to yell at this guy to ah to give up yuh know. We tried to call 'im by his first name and tried all kinds of things and he was all we could see him in the car it looked like he was tryin' to barricade himself in there because he had sleepin' bags flyin' and he had every and then he start throwing things up and then goin' and it appeared at that time that he threw some shell casin's out (indicipherable) and then he stuck a bat out the window and he musta' raised the window up and down like a like a target 'cause I saw that the bat kinda' go up and down real slow just real slow he wanted me to shoot at that or something, I don't know. Really strange. All this's, yuh know, it's just like [redacted] was sayin' it kinda (indicipherable) Anyway, Jimenez was there and I talked to him and I told him if that guy aims that gun at me I'm gonna' try to shoot that gun out of his hand, and but the bat then he came out again and he he leaned down there and shot another two rounds I'm not sure, but one struck the patrol car and I fired about 2 or 3 more rounds into that (indicipherable) ... and after that why we (indicipherable) we all went up there and Mayton grabbed the gun on our rear and we started (indicipherable)

FV: O.K. Let me ask you a few questions here now. Uhm, once the ah [redacted] vehicle were you given a vehicle description prior to going over this strip?

AV: Yes. It was ah [redacted] van. (indicipherable)

FV: Is there any description of the driver that was furnished to you?

AV: No.

FV: Was the radio transmissions only one occupant or more one occupant or did you have any information such as that?

AV: The only information I had was there was one person.

FV: And the previous information you had was that there was a weapon involved and that ah there was a gun fired or displayed a firearm?

AV: (indicipherable)

FV: O.K. And you said I'm gonna' jump back and forth here a little bit, I want you to bear with me. You said that you called or Officer Jimenez called him by his first name?

AV: Yeah. He asked some of the other people if they knew what his name was and some of the other officer had his first name and he asked him about [redacted] or ..(indicipherable)... He had a baseball bat after we thought maybe he might just come out and try and take that baseball bat which (indicipherable) ...

FV: After he crossed the Van Duzen Bridge is and you said you accellerated out onto the northbound lanes, is that right?

AV: Yeah. After he passed my he tried to ram my patrol car and missed and then he went by us and right across to the center divider and then came in behind him.

FV: At that time he's still in the northbound lanes?

AV: He is in the northbound lane at that time, yes.

FV: O.K. You said then he veered back into the oncoming traffic which was the southbound lanes?

AV: That's correct...

FV: And you said it ah it appeared that he was tryin' to ram vehicles ...

AV: That's correct. It appeared to me like he wanted to get a fast car 'cause he appeared ta position himself with a fast car could hit him head on. And it was like he fhe'd see a slow car over here and he'd just ignore that, and he'd pull back out into the fast lane where faster ones were comin'.

FV: O.K. I'm a little bit confused here maybe you can help me out. Was there another CHP officer in a marked unit up the road trying to stop traffic?

AV: There the Fortuna P.D. may have been at that point, I don't know.

FV: O.K. O.K.

AV: At that point.

FV: But at that time you're by yourself in your own vehicle?

AV: That's correct.

FV: And then he he's like you say tryin' to hit different cars in the southbound lane?

AV: Yes.

FV: While he's driving northbound?

AV: He's drivin' northbound in the southbound lanes and it appeared he was tryin' to aim at a head-on collision but the cars were either alert and noticin' what was goin' on or clear visibility or somethin' cause they'd pull over and stop and he'd kinda' like give up on 'em and he'd turn back and get back in the lane and as they'd start to veer off to the right he'd kinda' aim off toward 'em and then they'd slow down and he'd veer back into

the ...
FV: How many vehicles you think either he missed or could have hit at that point?

AV: Ah, at that point in time over a half a dozen ...

FV: Half a dozen?

AV: Yeah.

FV: But he's continuing driving is that right?

AV: That's correct. As...our speeds were down by now probably around 30 miles an hour at that point ... (indicipherable) I didn't look at the speedometer...

FV: Sure. I understand that ah, ...

AV: Didn't seem like we were very fast. Seemed like we were goin' pretty slow.

FV: Then he comes back across the divider and he gets back into the northbound lane?

AV: That's correct.

FV: He's in the no. 1 lane then?

AV: He was usin' both lanes, he was just weavin' all over ...

FV: So he was weavin' back into both lanes that way, o.k. At that time what type ah you're callin' in to see about rammin' him or get another vehicle to ram 'im?

AV: No. That wasn't 'til he crossed the center divider the second time ...

FV: Second time. So shortly thereafter he goes back into the southbound traffic?

AV: That was north of Highway 36. All this was as I told you about occurred prior to Highway 36 south of Highway 36. And then he got back in the northbound lanes or across the ah ah highway Highway 36 and then he crossed back over...

FV: Crossed back over ...

AV: And then in fact, as I remember he made this turn just about [redacted] fence there. He was gonna' I thought maybe he was gonna' try and jump out there. But then ah there was no place to run (indicipherable)

FV: (Indicipherable) So, you said the tires were startin' to disintegrate and things of this nature so he was still tryin' to hit other vehicles comin' ah at him at that point?

AV: That's correct.

FV: O.K. But he wasn't successful at that point?

AV: No. Huh uh.

FV: O.K. And then the vehicle comes to a stop.

AV: Yes, that's ...

FV: [redacted] vehicle comes to a stop ...

AV: Yes that right ...

FV: And you pull into a position favoring the driver's side so he could see that ...

AV: Slightly off so ...

FV: O.K. You're still by yourself at that time?

AV: Still by myself.

FV: O.K. Sometime shortly thereafter other CHP officers arrived is that right?

AV: Well, other CHP units were all there at the same time but I was the only one that had a direct sight with the driver's side of the van.

FV: Somewhere near ah a traffic Officer Jimenez got into the passenger side with you is that right?

AV: Yes, I believe I've been tryin' to think about that but I believe after the first 2 rounds that I fired ah I was sittin' back down there and Bob (indicipherable) .. was comin' up on the right hand side
and so he ran up there to get a good shot.

FV: When you say Bob you speakin' of Officer Jimenez?

AV: (Indicipherable)

FV: O.K. So he came up on your right side and and then what did he do?

AV: O.K. Well he I told him to grab the microphone 'cause I then I had to (indicipherable) and I didn't realize he had his own (indicipherable) and try to talk this guy out of of the van and as I was yellin' at him with all my lungs "Come on out let's talk about this, let's yuh know see if we can't uh work this out for yuh." But I wasn't sure he was hearin' me. So Bob grabbed the P.A. mike off of my (indicipherable) and was talkin' to him too...

FV: Was this vehicle ah running at the time or was it shut off?

AV: I don't know, I don't really know. I I'm assuming it was running.

FV: O.K.

AV: I'm not sure.

FV: So, what was it specifically while you were on the driver's side I'm I'm assuming that you're driving door is open and you're usin' that for some protection ...

AV: Down in the vehicle of the ah down in the v of the door.

FV: And ah Officer Jimenez was on the ah passenger side and he used the P.A.

AV: He used the P.A.

FV: But at this point ah the [redacted] had fired a few rounds?

AV: That's correct. He'd already... like I said he'd already taken his left hand aimed the rifle out and fired about 4 or 5 rounds and he fired one to the north and then he flipped the gun over and fired 2 in my direction.

FV: O.K. Now because the tape can't pick this up ah Officer Vollmer ...

AV: (indicipherable)

FV: Let me let me just say this ...

AV: O.K.

FV: When he first started shooting he was shooting out towards the west end of the fields?

AV: That's correct...

FV: O.K. You ...

AV: To the west.

FV: O.K. you can see the how much of the rifle could you see?

AV: I could see the whole rifle and an his left hand and just stuck straight out like it was just at arm's length.

FV: So he had just the one hand ah like a pistol grope and he was holdin' the extending the ah thirty thirty rifle out?

AV: That's what he appeared to be ...

FV: O.K. and he fired ah a few rounds in that direction?

AV: That's correct.

FV: And there was cows and there was a field out there, is that right?

AV: That's correct.

FV: O.K. ah then from there you saw him point to the north so the butt end of the gun would be facin' you and the ground facin' away from you?

AV: Yeah and upwards.

FV: And upwards. So you you were able to see that ...

AV: Yes, I was.

FV: And were you threatened at that point?

AV: No, I wasn't.

FV: Did you feel threatened at that point?

AV: No I did not.

FV: O.K. And then he brought the gun back inside the ah ...

AV: No he didn't. He flipped it over at that point ...

FV: O.K. Now you say he flipped it over so in other words the top of the gun is now facin' ah to the ground ...

AV: That is correct.

FV: And the bottom of the gun is now facin' towards the sky?

AV: Well actually it wasn't quite that much of an angle but it it was like aimed back toward my patrol car...

FV: O.K...

AV: And it just just started firing off couple of rounds ...

FV: O.K. And what were you thinkin' at that point?

AV: Hey hey this guy's gonna' shoot me.

FV: O.K. an'...

AV: And he's gonna' kill me.

FV: And you ah what did you think was gonna' happen to you?

AV: I figured I was gonna' get shot. An' I figured that I'd better shoot that shoot at the gun...only ... 'cause that's the only thing I could see ... I couldn't see his head, I couldn't see anything. All's I could see was a arm and a rifle stickin' out butt side up.

FV: O.K. Fine. Try to follow me now, o.k.

AV: Yeah, I hear 'ya.

FV: This is a [redacted] vehicle. He's got it parked a little bit at an angle? ...

AV: Ah, yeah ...

FV: Would that be safe to say?

AV: A little bit ...

FV: O.K. Slightly to the west, the front end would be slightly to the west?

AV: When we were first see when we were first there, ya' see he was parked right in the middle lane ...

FV: In the middle lane ...

AV: He could've a been almost directly ...

FV: Straight ...

AV: In the lane and I was almost directly parallel to him ...

FV: O.K. Ah but o.k., but at this point you're off to his his ah driver's side? ...

AV: That's right ...

FV: O.K. ...

AV: I'm off set a little to the left.

FV: O.K. ... and when he did bring the gun back had you fired yet?

AV: No, I had not.

FV: O.K. So when you fired was after he fired one or two rounds of ...

AV: (indicipherable)

FV: Did he hit your vehicle at that time?

AV: I really don't know if at that time ah I don't know I don't know.

FV: So the was pointed at you right?

AV: That's correct.

FV: So you returned fire in attempts to try to hit his arm or the gun is that right?

AV: That's the only target I had at the time was just the arm and the gun.

FV: O.K. On the driver's door there there's a rear view mirror.

AV: Uh huh.

FV: Were ya able to see in the rear view mirror to see him or his face or anything like that?

AV: (indiciperable)

FV: You don't know if he was usin' the mirror as a ah as an aiming device for you back there?

AV: I he may have been, it it durin', he might have been.

FV: O.K. So you don't know if he was doin' that or not? He could have been doin' that.

AV: I don't know.

FV: O.K. He could have been doin' that ...

AV: He could have been doin' that.

FV: O.K. At this time you're yelling at him?

AV: Ah at that moment when that gun came down nobody was yellin'...

FV: Prior that happening prior to him shooting were you yellin' at him?

AV: Yeah, I asked to ...

FV: O.K. who, do you remember specifically what you were sayin' to him?

AV: Ah, the very first time my first real concern was getting those (indicipherable) so I really can't remember what I said to 'im, yuh know (indicipherable) because at ah they were right there I mean I just was really afraid for their sake ...

FV: Did you yell out to the citizens ...

AV: Yes, I did. That's that's where I was yellin' most and then it seemed like the very next instant that that gun came out out the window I couldn't have (indicipherable) and just started firin' off to the west ...

FV: O.K. Let me do you know what kind of rifle it is?

AV: No, I don't. I heard it was 303 or 30.06 or somethin'.

FV: O.K. Ah, do you know if it was ah automatic semi-automatic, bolt action, lever action ah ...

AV: I think it was a semi-automatic 'cause ah seemed like there was a gap between every round you'd hear bam bam bam as opposed to (sound) ...

FV: O.K. as as ah not as an automatic tho'...

AV: Not as an automatic, no.

FV: O.K.

AV: I don't know.

FV: O.K. And ah what did the round sound to you? Did it sound like a small caliber, large caliber or what?

AV: Sound like a ahh

(Tape ran out)

FV: Tape 1-Side 2. Continuing interview of CHP Officer Vollmer. The tape just ran out by my watch it's 1815 hours, ah it was right in the question of him distinguishing the ah caliber of the rifle after the [redacted] had been firin' it.

FV: Officer Vollmer the tape just ran out is that right ...

AV: That's correct ...

FV: On side 1 there and while the tape was off had we had any conversation whatsoever regarding this investigation?

AV: No we have not.

FV: O.K. That was a question that that you were just about ready to answer regarding what train of thought was going through your mind when you were able to hear this rifle and being a more powerful rifle versus a .22 or somethin' less.

AV: Ah, well I felt that ah that if he was able to shoot at us he'd have a lot better chance of shooting through our vehicle or through any protection I have well then I really crouched down in the vehicle door.

FV: And is that a lot of protection for you in your belief or do you think that's minimal protection for you?

AV: Oh, minimal protection with that weapon.

FV: O.K. Ah did you feel real safe behind ah that door?

AV: Uhm. Not exactly I felt like I was too big for it.

FV: O.K. Let's let's talk about your size. How what is your size?

AV: Well, I'm I'm about six foot and probably weigh about 225 23 pounds.

FV: O.K. And you're driving the ah Ford Mustang which is a ...

AV: Mustang ...

FV: Basically a compact car if you will?

AV: That's correct.

FV: And the only shield you would have at that point would be the driver door.

AV: That's correct.

FV: Arhm. O.K. So he's now had fired one or two rounds looking back or holdin' the gun back over ah ...

AV: (indicipherable)

FV: His shoulder out the window pointing it back towards you is that right?

AV: That's correct. 'Cause I didn't even see his shoulder when he was aimed back.

FV: So then at that point or somewhere in that point Officer Jimenez ah accompanied you by on ah passenger's side?

AV: That's correct. He came up on my right side.

FV: And ah what were your concerns at that time? Were the citizens still in the area with your vehicles or had they relocated?

AV: No. The citizens had taken off immediately before any firing had started.

FV: O.K.

AV: They were way down the road.

FV: They backed up or turned around ...

AV: They backed up. They (indicipherable) I'd never seen citizens back up that fast. They just ...

FV: O.K. So they got out of town real fast?

AV: Real fast.

FV: What was it that ah Officer ah Jimenez was sayin' on the p.a.?

AV: O.K. We tried like heck to talk to the guy ah out of the vehicle, Come on out let's talk about this yuh know we can take care of this yuh know whatever's wrong with you. Ah, just anything at all just ta' try to help him try to talk him the guy out of doin' anythin' ...

FV: Was he responding to any of your commands or anthing like that?

AV: No. The back windows on that van had a coating reflected coating and you couldn't see very much about what was going on other than just a kinda' like a blur I mean you could see in it was almost like he was poundin' sleepin' bags or somethin' around

FV: Around him inside?

AV: Around the inside of the vehicle and in the around the passenger side of the vehicle it appeared as if he was ah doin' the like I say he started throwin' things out the window ...

FV: Do you know what he was throwin' out the window?

AV: O.K. It at one point there he threw out a crescent wrench I do remember seein' that and I thought I saw a with his left hand throw out a bunch of rounds. I don't know whether, or shell casings. I don't know ...

FV: That's while he was parked there on the road?

AV: On the road, yes.

FV: O.K. Now at the location there you you Sgt. Williams and ah I don't know there was another CHP officer who was off at the side of the brush off the shoulder of the road is that right?

AV: Ah, all all the CHP units and everybody ...

FV: I mean off...

AV: Centered.

FV: I'm talkin' about on foot. There after I'd arrived and I

asked what you guys were doin' and yuh ...

AV: Oh, yes. Yes.

FV: O.K. And I asked you guys to get out of there.

AV: Yes.

FV: O.K. And you did just that?

AV: That's correct.

FV: Did you find anything there in the brush?

AV: No.

FV: O.K. Did you what what was it what was it that you were looking for there?

AV: I was looking for the shell casings.

FV: O.K. In in your best knowledge you you felt he threw shell casings out of the vehicle at that point?

AV: Yes, I did.

FV: O.K. And we asked you guy to get out of there is that right?

AV: That's correct.

FV: O.K. Did you touch anything or put anything in there?

AV: No I didn't touch anything or put anything in there.

FV: Did any of the other officers that you know of?

AV: No.

FV: O.K. And so let's get back to this part there where where Officer Jimenez is talking to him on the p.a. You did not hear him say anything back to you guys?

AV: I didn't hear a word. He didn't even acknowledge our presence as far as I could tell and I could not see him through the van.

FV: Did you have ah your emergency lights activated?

AV: Yes, I did.

FV: O.K. Did you have a siren on at any time or were or where was it that you ah shut it off?

AV: Ah we didn't use a siren.

FV: You didn't use a siren?

AV: No. I didn't use a siren.

FV: O.K. Did you hear any sirens?

AV: Ah ...

FV: At any point? Were where the vehicle first crossed over the Van Duzen bridge?

AV: (indicipherable)

FV: O.K. That's fine. I'm just askin' you what you recall. O.K. Ahm, did you identify yourself to the guy as a peace officer or was it quite evident that he should should have realized that you were a peace officers?

AV: Ah, I think it was quite evident he should have realized we were peace officers I believe when I stopped I may have (indicipherable) highway patrol or something ...

FV: But, ah, did you have your motor running at that time or was it off?

AV: No, mine was running.

FV: Your's was running. O.K. And once again I'm gonna' ask you again do you know if his was or wasn't running?

AV: I don't know if it was or wasn't. I sure don't. I'm assuming it was 'cause the vehicle went forward ...

FV: Afterwards ...

AV: Afterwards ...

FV: O.K. And ah describe the weather outside today.

AV: It was clear, it was sunny, dry and beautiful.

FV: So how much time had gone by from when you when that vehicle first stopped 'til it took off?

AV: When it first stopped?

FV: Yeah.

AV: Ah, seemed like an awful long time because it Bob and I were talkin' Bob even mentioned maybe we should get out of it there ah and I put a couple more rounds in my my weapon it just seemed like it was an awful long time things were goin' so fast I can only guess at the amount of time.

FV: O.K. Ah, somewhere near the [redacted] it's my understanding fires again is that right?

AV: That's correct.

FV: And describe that to me again.

AV: Well, ah, like I ah told Bob that if the gun came out again and aimed at us again ah we were gonna' shoot at the rifle and Bob felt the same way and when the gun came out and I heard a couple of pops and I fired on again at the side of the van (indicipherable) but then the rear window shattered out on it and ah I fired again again. (Indicipherable)

FV: O.K. The second time ...

AV: I mean the second time ...

FV: The second time, the first time you shot two the the next time you fired three?

AV: (indicipherable)

FV: O.K. You feel you shot 3, o.k. And what type of shotgun is that?

AV: That's a 12 gauge.

FV: O.K. That's a model ah 870?

AV: (indicipherable)

FV: O.K. And did Officer Jimenez fire to your knowledge?

AV: Yes he did.

FV: O.K. And ah which other officers to your knowledge fired?

AV: Ah, Sgt. Williams. This isn't based upon at the time. I didn't know who shot...

FV: O.K. Do you ...

AV: At the time ...

FV: I just wanta' know what you know. O.K.

AV: From the time or from talkin' to them later?

FV: No, I want to know what you saw what you saw not what someone else told yuh later.

AV: I didn't see ...

FV: You didn't see them shoot?

AV: No.

FV: So what's he fired how many more rounds the second time around?

AV: I think he fired 2 more rounds.

FV: O.K. At you?

AV: Yeah. And this time it was it was a the guy he'd got it lower and I think that's the time that my patrol car got hit I'm not sure though.

FV: O.K. But your best feeling right now that's when your car got hit?

AV: I think so.

FV: Did you hear it hit?

AV: No. At the time I I didn't hear I just saw the gun and I I heard the blast and and I could yuh know I see it comin' yuh know like lighten up (indicipherable) you could just see before it was aimed but it was aimed slightly up with just a little bit like he was gonna' bring it down he just swung around and fired coupla' rounds. But this time he had it down ...

FV: Once again, ah at that point were you able to see his face in the mirror?

AV: No.

FV: Were yuh even lookin' at the mirror?

AV: Wasn't even lookin' at the mirror ...

FV: So you don't ...

AV: I don't think ...

FV: So you don't know if he was lookin' in the mirror at you or not?

AV: No I (indiciperable) ...

FV: O.K. Wh ...

AV: I thought about it later and I thought that's probably what he was doin'.

FV: You know that is a thing that someone knows how to do can shoot backwards?

AV: That's right. (indicipherable) That's I just couldn't

believe that he could shoot ...

FV: What did you think at that time on that last volley of his as him shooting the rifle what was goin' through your mind then?

AV: Well, we we knew that he wasn't gonna' give up 'cause he wasn't just firing all this and barricading himself up and I knew that he was either gonna' kill us or get himself killed.

FV: What did you think he was doing when he was ah in the southbound traffic? What did you think what did you think he was tryin' to do?

AV: I think he was tryin' to kill himself. I really do. I think he was tryin' to get head-on collision and ah figure that he would die.

FV: Ah did you figure did you feel at any one time that you were going to be his victim?

AV: Ah only when he started shooting...

FV: The first time the second time ...

AV: First time, first time. When he aimed that gun at me the first time when he aimed I mean he aimed that out of the side and an I got a little worried that you know and then he fired one up in the air but when he flipped that gun around and stared firing it was so quick then I figured hey, this guy (indicipherable) gonna kill me and so that's when I capped up and the only type of gear I had I figured for sure that I might be able to I wasn't exactly I can't say I'm (indicipherable) the only time I ever had. I knew the shotgun pellets would penetrate that car but I figured at least you know get the gun or hand or somethin'. So (indicipherable)...

FV: O.K. Specifically then you felt endangered right?

AV: That's right...and I felt (indicipherable) I figured he was gonna' get me (indicipherable)...

FV: Are you wearin' a ah a vest?

AV: (Indicipherable) In the summertime it's hot and I didn't (indicipherable)

FV: So you think ...

AV: (indicipherable)

FV: O.K. Ah ...

AV: (indicipherable) get me in the head, in a vee and I was down on my knees with my one knee crouched down as long as I could and I figured he was gonna hit me...

FV: You're talkin' about the vee you're talkin' about the vee at the open door?

AV: Uh huh.

FV: O.K. Ah, did you use your service revolver?

AV: No I didn't.

FV: And what kind of service revolver do you have?

AV: It's a .38. (indicipherable)

FV: Departmental issue?

AV: Departmental issue.

FV: And do you have departmental ammo in that gun?

AV: Yes, I do.

FV: And ah you there's no doubt that you did not fire that gun? Right?

AV: No doubt about it.

FV: O.K. Have you removed your service revolver from your holster since that incident?

AV: No I haven't.

FV: Has anybody inspected your gun since that incident?

AV: (indicipherable)

FV: Ah, I don't wanta (indicipherable) your departmental policies but Sgt. you can correct me here if I'm wrong but I'd like to have you remove your service revolver from your holster ah point it away from me and open the cylinder so I can look at it.

AV: O.K.

FV: Don't empty it though.

AV: (indicipherable)

FV: For the record ah six live rounds in the chamber there's absolutely no powder residue on the cylinder and on the barrel. Matter of fact for the record ah there's some oil on the barrel so it's just been recently cleaned?

AV: Yeah, we were at the range (indiciperable)

FV: O.K. But this isn't something you did here today?

AV: No.

FV: O.K. The serial no. of this revolver is [redacted]...

AV: Somebody's stamped over it ...

FV: I can see that. Looks like [redacted]. I could be wrong here but it looks like [redacted] I'll have someone else look at it Investigator Walton will look that. O.K. That's your ah issued revolver for the state of California. Is that right?

AV: (indicipherable)

FV: O.K. and the only weapon that you fired is was the ah do you concur that's the same? [redacted] do you have that? I'll let the Sgt. Krock examine the ah firearm. O.K. What did you do with the shotgun after this incident ah had ended?

AV: O.K. Ahm, after the guy pulled forward we pulled forward a little bit and then I went up to the car with the shun gun in my hand aimed in the back window and then pulled the gun out and I handed it to another officer and I went and helped get the subject out of the vehicle.

FV: O.K. Uh describe him to me as best as you can.

AV: Well ah best I can he had on a blue jacket ...

FV: A blue what?

AV: Seemed like it was a blue jacket at the time or vest of some sort sort and ah ah appeared to be kinda chunky ah heavy um (indiciperable) ... he was real heavy when we pulled him out and ah ...

FV: What kinda' pants did he wear?

AV: Ah, (indicipherable) some type of a silky things or ...

FV: Like a sports type ah ...

AV: Coulda' been could been I don't know I can't remember ...

FV: There was a tennis shoe out there what do you know where that came from? On the road.

AV: That's one of the things he threw out of the vehicle.

FV: O.K. That was on would have been on the passenger's side?

AV: Yeah, if you ...(Indicipherable)

FV: Did he say anything when he's throwing out?

AV: I couldn't hear anything...

FV: Was he throwin' it all out from the driver's side up and over or did he ...

AV: No, the stuff (indicipherable) came up on the right side.

FV: Was Sgt. Williams ah nearby you?

AV: Ah he was in a marked unit over to my right far off to my right. (Indicipherable)

FV: So in that general area. Did you hear him talk or give any commands or anthing of that nature?

AV: I didn't hear him.

FV: You could not hear him. The only person that you could hear then at that point was your fellow officer ah Jimenez?

AV: That's right. Bob and I'd been through it yes. I have to take that back ah (indicipherable)

Unidentified: (indicipherable) Make that phone call so you ...

FV: O.K. I'm going to ah stop the tape. Would you pick it up Richard? While the tape's off we'll have no conversation regarding this matter. By these by my watch it's ah 1831 hours. We'll take a short break for this interuppting phone call that I have.

* * * * *

FV: This is Det. Frank Vulich. I've just re-activated the tape. The time by my watch is 1841 hours. I had just received a telephone call from Detective Lawson, ah that's why we had this interruption.

FV: O.K. Officer Vollmer while the tape was off ah had you any discussion with anyone regarding this matter.

AV: No. I did not.

FV: O.K. And we just re-activated the tape and we're back officially on the record to continue with your interview, o.k. O.K. You said that ah after the second volley of shots that the vehicle went off down the road, is that right?

AV: That is correct.

FV: O.K. And what next did you do?

AV: Ah at that time we pulled the patrol car a little bit farther forward to keep some concealment or protection and ah ...

FV: For whom?

AV: For Bob Jimenez my ...

FV: You were so concerned about your welfare?

AV: That's correct.

FV: O.K. When you when you first stopped and parked and the [redacted] vehicle was parked about how far away were you from him?

AV: Ah, when we first stopped I I felt there was about 25 30 feet approximately ...

FV: O.K. And the second time was about how far?

AV: And that was even further back probably about 45 feet or so.

FV: O.K. And so the back window of his van had one of those ah reflective type or that silver type ah tape or whatever you wanta' call it to where you really didn't have great visibility into the van?

AV: That's correct.

FV: O.K. And ah. Then once the van goes over the side of the road the west side of the road there what did you next do?

AV: Well, all the windows had been shot out at that time and that was made clear to me but ah after ...

FV: Maybe you can clarify this then. There were no more shots fired once that vehicle got to that point right?

AV: No. Once once it started motion no no there was no more shots.

FV: The windows were shot out at the location there on the road.

AV: That's correct. Then then after the vehicle started moving forward on its own accord and went off to the edge of the road and stopped.

FV: O.K. And ah then what happened?

AV: O.K. At that time I I moved the patrol car up forward ah toward the ah [redacted] vehicle and ah I approached the back of the vehicle and another officer came around from the lefthand side approached the driver's side went down into the ditch and approached ah a couple guys approached on the right hand side and I'd gone down into the ditch a little bit came along side and then came up so I was (indicipherable) and pointed toward the open back window (indicipherable) and the ah [redacted] was slumped over the right side.

FV: O.K. And then ah then what did you do?

AV: O.K. Well after ah I guess it was Mayton Deputy Mayton reached in and got the weapon out of there and then I went around to the left side handed my shotgun to another officer and another CHP officer and I pulled the [redacted] out pulled him up to the asphalt and we started CPR.

FV: O.K. Ah when you say you started CPR what were you doin' there?

AV: O.K. Actually I was at first of all checking for ah pulse and ah another CHP officer was went and got his AMT kit and got an oxygen bottle and ah mask and then we started ...

FV: Chest compressions? ...

AV: Chest compressions and also mouth to mouth only it wasn't mouth to mouth it was mask ...

FV: O.K. So that would answer for the CHP bag that was to the rear of the van?

AV: Could be, yes, could been his AMT kit.

FV: O.K. Do you know which officer that that is?

AV: Ah, no I don't. I don't know his name he's from Garberville.

FV: One of the Garberville guys?

AV: Yes.

FV: O.K. So after ah you and the other officer were administering first aid an ambulance came up I take it.

AV: That's correct.

FV: Did they take over the medical ah treatment for the [redacted]?

AV: Yeah ah the CHP officer kept on doin' the ah cardiac massage as compressions and I helped them unload the gurney and we ah slipped the gurney underneath the guy and (indicipherable) the gurney itself ...

FV: Sure. So they escort him away?

AV: Yeah.

FV: O.K. And and then what did you do at that point?

AV: Ah at that time ah we just kinda' wandered around for a few minutes and then we started to ah we was talkin' about towin'

away the vehicle and secure the scene and shortly after that why we there was subject of traffic backin' up (indicipherable) so I decided that I could probably help 'em out there ...

FV: O.K. So you kept busy by helping with traffic control?

AV: Yeah.

FV: O.K. Now at what point was it that you ah observed a bullet hole in your assigned patrol unit?

AV: I think it was afterwards.

FV: How much afterwards ah?

AV: Well I went back to the patrol car there and ah I saw the bullet hole in the windshield.

FV: What was goin' through your mind at that time?

AV: Ahm, I don't know. I think I I guess I remembered I kept thinkin' how lucky I was. I thought he I was yellin' at my kids when I left and that's the last thing. Eight inches more to the left you know and ...

FV: O.K. Ah. You didn't yell at 'em very hard huh?

AV: Oh. He turned on the washing machine while I was takin' a shower.

FV: So then, getting back to this thing the reason why you shot was because you feared for your safety along with other officers safety? Is that right?

AV: Yes. It is.

FV: Did you have any fear for any citizens at that time also?

AV: I didn't see any after those original people had backed out of there I didn't see any other citizens around (indicipherable)

FV: What about occupancy and residencies in that general area what were did you have any thought regarding that?

AV: Ah, yes I did. There's an open field all all off to the west side and into the north side there's nothin' too much other than traffic about half a mile up the road there and I didn't think shotgun would travel that far (indicipherable) ... I could have been wrong. Ah, ...

FV: O.K. So your your thought was also was that if you had to return fire which you did do that you'd use the shotgun versus the handgun?

AV: Yeah.

FV: Because of the projectile traveling a greater distance?

AV: Well not only that but I felt like you know just had a little better horse power or shooting power ...

FV: With a rif... with a shotgun?

AV: With a shotgun.

FV: O.K. Did you alert the did you alert anybody regarding him firing at you?

AV: Yeah. We we said (indicipherable) fire ...

FV: Did you did you specifically say shots were being fired at you or just shots were fired?

AV: Ah, I don't know ...

FV: You ...

AV: I believe I did say shots fired or somebody else said shots fired because I remember hearing shots were fired ...

FV: So it would be quite obvious the other officers if they were around that shots were being fired?

AV: I (indicipherable)

FV: Ah did you use your radio in any regard at that point? Anytime anytime or were you just standing outside of the car?

AV: Seemed like during the pause after the first few rounds I did get on the radio for somethin' ah I don't remember what. I think I got on there and said shots have been fired. But there was so much other traffic so much traffic on the radio that I (indicipherable) and then I heard other people yellin' shots fired and then I (indicipherable).

FV: Did you ever call the [redacted] by name?

AV: No I didn't it.

FV: And once again ah he never responded to any ah verbally he never responded to any of your commands or directions?

AV: No we ah I yelled at the top of my lungs to that guy in the hope that he'd do somethin' you know surrender, at least talk to us or somethin' and I didn't ever hear (indicipherable) see any acknowledgement.

FV: And somethin' about the baseball bat. Ah it was just hanging out the window and it was just like the window was goin' up and down and the bat was a target?

AV: Yeah and it was a strange thing cause we kept goin down. It was like one of these shooting gallerys where they've got the target. It was almost like he knew I'd shot at his gun and he said shoot at this for awhile. I don't know maybe he was trying to get me (indicipherable) I don't know. I have no idea but it was the strangest thing.

FV: And ah could you determine or what did you think he was doin' while all this activity was going on inside of the van? Like the blankets and sleeping bag, what what did you think he was doing?

AV: I thought one of two things. Number one he was gonna shoot himself, number two he was gonna barricade himself and shoot up as many patrolmen as he could. And I felt like maybe he thought that these sleepin bags were protection for him or something. I also expected him at any minute to (indicipherable) 'cause I couldn't see in there very good I thought he would crawl in the back of the van and you know start shootin' out the rear. He was shootin out the rear anyway...

FV: You mean aiming it directly at you ...

AV: Yeah.

FV: Ah through open sites then huh. ...

AV: Right.

FV: O.K. Ah at this point ah I have no further questions ah unless Walton do you have anything?

RW: No I don't.

FV: Sgt. Krock is there anything that you have at this point?

(undicipherable)

FV: Captain Spencer is there anything you have?

(Undicipherable)

FV: Officer Vollmer we've been askin you all the questions here ah is there anything that you would like to add that we haven't asked you that you feel is important? Regarding this incident.

AV: The only thing that that ah we've already covered it but ah when a person's shootin' at you like that you know you respond to your training and the guy was shootin out in the field I I felt quesy but I didn't want to shoot. I shot to the north I still felt real bad when you hear that racket goin' on you know and you feel kinda' ooh man this is the real thing. When he aimed that gun back at me and fired then I knew it was the real McCoy. And I just figured Hey it's gonna be like that FBI film which you

showed. You're gonna have to defend yourself.

FV; You felt threatened?

AV: You bet.

FV: Do you think that [redacted] had the ability to kill you?

AV: That guy had crawled out of that back seat and you know seemed like he stayed in the back seat. If he had gone around shot out of the back window and took aim at that rifle he (indicipherable)

FV: You feel he had the ability to kill you?

AV: You bet you. That rifle ...

FV: That rifle there's no doubt it was a higher powered rifle and ...

AV: You bet. He coulda' shot that back window and had a clear field of vision and he could of killed us easy...

FV: And you feel he had the opportunity to kill you at that point?

AV: Yeah he did. (indicipherable)

FV: You think if ah if you didn't return gunfire that ah he would ah hurt someone else?

AV: He probably woulda' gotten one of the other CHP officers. I don't know about any citizens.

FV: So the other officers ah in speakin' with them afterwards they also ah expressed concern for their own welfare?

AV: Yes, I think every officer there if he didn't feel threatened by this guy then he was crazy.

FV: The officer would have been crazy?

(Tape ran out abruptly, here.)

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SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

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CASE NUMBER: 88-5881

INTERVIEWER: Detective Frank Vulich

[redacted]: Investigation

STATEMENT OF: MICHELETTI, Joseph Allan

LOCATION: Redway CHP Office, Redway, CA.

DATE & TIME: 09-29-88 1034 hours

ALSO PRESENT: Detective Lonnie Lawson
CHP Sergeant Mike Krock
CHP Investigator John Allen

NOTE: The following will be recognized as:

Q: Vulich A: Micheletti X: Lawson
MK: Krock JA: Allen

==========

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department. Today's date is September the 29th, 1988. The time, right now, is 1034 hours. This is regarding case number 88-5881. Along with me is Detective Lonnie Lawson, Humboldt County Sheriff's Department. Also in this room is CHP Sergeant Mike Krock, K.R.O.C.K., and Investigator, CHP Investigator Jon, J.O.N., Allen, A.L.L.A.N.

JA: E.N.

Q: A.L.L.E.N. We are here at the Redway CHP Office, in Redway, California. Also in this room is CHP Officer Joseph Allan Micheletti. Last name spelling M.I.C.H.E.L.E.T.T.I. Joe ah, you've been in this room sitting here ah, waiting to do this interview for the last several minutes is that right?

A: That's right.

Q: Okay and prior to turning on the ah, tape recorder, ah, I gained some information from you. You told me you're 26 years old. You've been a California Highway Patrol Traffic Officer for approximately the last ah, 15 to 16 months and that you've been here, stationed in the Redway office for the last 3 or 4 months, is that right?

A: That is correct.

Q: Okay. Ah, as you know this interview is being conducted regarding the ah, CHP Officer involved shooting that took place on Sunday, September the 25th, 1988. Is that right?

A: Right.

Q: Also prio to activating the tape recorder, ah, you had ah, removed your service revolver from you holster and you displayed it for Detective Lawson, is that right?

A: Correct.

Q: And the other Sergeants ah, Investigators that are here in this room.

A: Right.

Q: Ah, you presented to us a Smith & Wesson Model 66-2, which is a six inch barrel, stainless steel, is that right?

A: Right.

Q: It's a revolver. Is it a revolver?

A: Right.

Q: And you also had ah, six .357 magnum rounds removed from the cylinder, is that right?

A: Right.

Q: Okay. The shell number which we required is [redacted], [redacted] [redacted] [redacted] [redacted] Is that right?

A: Right.

Q: I also asked you which vehicle you were driving that Sunday. You responded that you were driving a marked CHP unit, it's a Dodge Diplomat, and it's an E-plate with the last four numbers being [redacted], is that right?

A: Right.

Q: You said you didn't recall the ah, the ah, other numbers to the license number at this point.

A: Right.

Q: Okay. Also prior to the tape being turned on, ah, you had stated that you, at no time had you fired any rounds. Is that right?

A: Correct.

Q: The vehicle that you're driving today is the same unit that

you was driving last Sunday?

A: Correct.

Q: To your knowledge, ah, has that shotgun been removed from the rack?

A: Since then?

Q: Yes.

A: No.

Q: It has not to your knowledge?

A: No.

Q: Do you know if anybody else had removed it?

A: No.

Q: So if we need to examine it, it'll still be in the shotgun rack in the vehicle?

A: Correct.

Q: Last Sunday at the Arcata CHP Office, you were there waiting for me to give me a statement, is that right?

A: Right.

Q: Ah, you were allowed to leave, due to the fact that your wife was ah, ah, receiving labor pains for your second child, is that right?

A: Right.

Q: So with that information, you were allowed to leave to be with your family, is that right?

A: Right.

Q: And ah, this particular interview was scheduled for today and ah, that's what we're gonna do now. Is that the best you understand it?

A: That's it.

Q: One more thing on the tape before we proceed ah, you had drafted on a, an 8x11 lined sheet of paper a sketch or diagram if you will, of ah, of Highway 101, north and south bound lanes with the center divider, and then you have ah, diagramed 1,2,3,4,5,6, six vehicles is that right?

A: Right.

Q: And this foremost vehicle.....

A: Well, actually seven.

Q: Seven. That's a ah, Ram Charger?

A: Yah.

Q: Whose vehicle would that be?

A: The ah, Sh....S.O. Deputy.

Q: Okay. So, let's make this clear. This, this vehicle up here, what do you have that marked?

A: [redacted] vehicle, [redacted] vehicle.

Q: [redacted] vehicle. Vehicle, [redacted] is the ah, [redacted] vehicle.

A: [redacted] vehicle.

Q: You have ah, this says mustang.

A: Right.

Q: Behind the, uhm [redacted] vehicle.

A: Correct.

Q: And you have a Dodge drawn into the number one lane, next to the Mustang.

A: Correct.

Q: You have a vehicle in the center divider area, somewhat at an angle, is that right?

A: Correct.

Q: And you have that with your name on there.

A: Correct.

Q: You have a vehicle to the front of that, to the left front, to the right front of that, which you have, I can't read upside down real well.....

A: It's a Chevy CHP vehicle.

Q: Chevy CHP and do you recall, specifically, which Officer was.....

A: I believe that's ah, Sergeant Williams.

Q: Okay and then there's another vehicle in front of that which

would be just off to the ah, right of the [redacted] vehicle, which is, is what?

A: Officer Strong.

Q: And you have Chevy on that?

A: Yah, CHP Chevy.

Q: And then behind your vehicle, at an angle you had S.O. Ram, is that right?

A: Correct.

Q: And then down in the bottom right hand corner I had you put your name, your badge number, and for the record is [redacted], and you have today's date, and I had you put "not to scale", is that right?

A: Correct.

Q: Okay this is all done in pencil? This is all.....

A: It is all done in pencil.

Q: Okay. So I'm going to ah, receive this as part of this report and I'll document that with ah, our case number and what have you. You don't mind if I call you Joe?

A: No, go right ahead.

Q: Okay Joe, last Sunday ah, September the 25th, 1988, ah, were you empolyed as a CHP Officer on duty?

A: Yes.

Q: Okay and were you wearing a ah, authorized CHP uniform at that time?

A: Yes.

Q: Is it similar to the ah, CHP uniform you have on today?

A: Yes.

Q: And the vehicle you were driving was a marked CHP unit.

A: Yes.

Q: Okay what time did you start shift that day?

A: It was 0600 hours.

Q: Do you recall who else was with you ah, uhm, on shift that day?

A: Officer Sanders.

Q: Did you have a patrol supervisor on that day?

A: Ah, no. Not at that time.

Q: Okay what time does your supervisor come on that day?

A: I believe he was on vacation. Officer or Sergeant Krock was the only one ah, available. And he was on call I believe.

Q: Okay. So then, to make it clear for me, just you and Sanders were the only two ah, on-duty patrol officers from the Reddin....I'm sorry from the Redway office.

A: Correct.

Q: Okay. And you start, both of you started your shifts at 0600 hours?

A: Right.

Q: I want you, in your own words and narrative, explain to us what transpired that day leading up to this incident.

A: The whole...from the begining?

Q: Right from the begining.

A: Okay. Uhm, I'm in Garberville, we hear over the radio ah, B.O.L. broadcast on the ah, vehicle the [redacted] was driving about how he fired rounds off at the Shell station in ah, Willits. Ah, I don't know how much time passed when the ah, dispatch came back and said that ah, Sergeant, not Sergeant ah, Officer Strong, [redacted], was behind the vehicle and ah, wanted to know where his nearest backup was. We came back that we were in Garberville and ah, we started responding south to ah, aid him in the stop and I, in-fact I responded down there to Piercy, turned and waited on the ah, northbound on-ramp and shortly after I got there Officer Sanders arrived and we both waited for ah, Officer Strong and the [redacted] vehicle. We were there probably two to five minutes when ah, ah, Strong said he was approaching the ah, Piercy off-ramp and we ah, I picked up the vehicle in my ah, mirror, coming ah, past the off-ramp, and as soon as he saw us he slowed to probably twenty-five, thirty miles an hour at which time I saw in my rearview mirror that Sanders started to backup, cause we didn't know what this, what he was going to do, and I put my vehicle also in reverse just in case, and ah, he, the [redacted] vehicle, or the [redacted] vehicle drove by at which time I went, put my veh....vehicle back in drive and ah, proceeded out onto the freeway and pulled in behind ah, Officer Strong. He ah, moved into position behind the [redacted] vehicle and I had advised

dispatch we were going to be making a stop north of Piercy in the northbound ah, ah, lanes. Not in the lane, but on the shoulder. We were going to attempt to. And ah, Ser....or Officer Strong lit the vehicle up and it didn't pull over at which time we advised dispatch that it ah, hadn't stopped and we were ah, had a failure to yeild. At which time I became the, the ah, secondary unit, Officer Strong was the primary unit, we continued all of the way up, well basically for the next forty-five miles, fifty miles in that ah, manner. Me being radio unit and Officer Strong was the ah, trailing unit, or the primary unit. Uhm, do you want me to go into a lot about how the guy was driving the whole time and the whole nine yards?

Q: Speeds ah, speeds obeyed.

A: Okay, (inaudible), ranging anywhere from ah, thirty to seventy-five and he was constantly ah, over into the ah, on...oncoming traffic lanes. At one point I felt that he was ah, trying very hard ah, or at least to make us believe that he was going to hit another vehicle and ah, specifically when we were ah, northbound just south of the Pepperwood exit, where there's a large downhill grade, he swe.....there's ah, the....when you're southbound there's three lanes of traffic, when you're northbound there's only two. He swung all the way across into the number two lane and made the other cars move over in the number three lane and brake hard.

Q: Okay.

A: And he swung back over into our traffic.

Q: Okay, for the record, let's identify the lanes from the farmost left lane, which would be the number one lane?

A: Correct.

Q: The middle lane would be the number two lane?

A: Right.

Q: And then the third lane, if infact there is a third lane, would be a formost right lane.

A: Correct, number three.

Q: Okay. Go ahead with your.....

A: Okay, anyway he, before we got to that point he would do, he was constantly over the double-double yellows too, but that was the point where he was really dangerous and really close to hitting somebody. But ah, the whole time he was throwing objects out of his vehicle, letters, ah, envelopes, ah, miscellaneous papers, matchbooks, ah, I think he threw out a

ci....empty pack of cigerettes, ah, that was about it as far as what he threw out, uhm.....

Q: At this point, let me just ask you a few questions.

A: Okay.

Q: At this point, are there radio transmissions as, to supervisors regarding the activity direction and what was in the plan or proposal to get this vehicle stopped?

A: Yes there was. Ah, Sergeant Krock was advised and he monitoring radio traffic, contacted the, I believe he advised, he was the one who advised dispatch to contact Humboldt, have them get the spike strip, and where they were going to diploy it. Originally wanted to diploy it just north of Jordan Road, where there's a hill on one side and a guard rail on the other, where we couldv'e had the vehicle trapped, basically so he wouldn't have been able to go to the sides, just north or south. And ah, that didn't work and be...because of the speeds and the rate at which we got there, they weren't in position. So we ah, they chose another plan, for ah, uhm, what's the name of that bridge?

MK: Van Duzen.

A: Van Duzen. They wanted to deploy the spike strip just north of the Van Duzen Bridge, on the north side and ah, Sergeant Krock was constantly in communication with ah, dispatch, advising them what to do and that's what I remember.

Q: Now would you identi.....not identify, but ah, tell me how you would consider following this person. Would it be following him or would it be chasing him?

A: Following.

Q: Okay so it wasn't a fact that he was driving at uhm, real high rates of speed as to where you're chasing him, is that right?

A: Basically just a failure to yeild.

Q: Okay.

A: No, nothing.....

Q: Tell me what you personally did as far as in your vehicle during this following of him. Did you have red lights and sirens on?

A: I had my red light to the front and my ah, hazard lights to the rear. And Sergeant, or Sergeant, Officer Strong had his siren on. I did not have my siren on.

Q: Could you hear uhm, Officer Strong's siren?

A: I could hear his siren.

Q: Via open window or via radio transmissions? Or both?

A: I didn't have my window open but I could hear his siren in front of me.

Q: Okay. And about how far behind, in your best estimation, was Officer Strong to the [redacted] vehicle? I know this would vary.....

A: It varied.....

Q: But approximately.

A: Yah it varied anywhere from ah, I'd say ah, seventy-five to a hundred and fifty feet. Depending on the vehicle speed.

Q: Okay. We have your, your narrative about the ah, following and.....

A: Okay, I'm.....

Q: And it comes to ah, to ah.....

A: He was constantly over the lines and I broadcast that on the radio, tried to, tried to get everything taped as much as I could on his driving behavior and we followed him, kept following him and ah, Humboldt units were the ones getting in position and I started with a half tank of gas when I got called to go down there and assist him on the backup. I ran ah, pretty fast going down there and I guess I sucked up a lot of gas and when those Dodges get to a half a tank they drop fast anyway. But after we got back up north and we're getting close to Jordan Road, I noticed that my tank was getting pretty low, it was about a little under a quarter of a tank. I guess it was actually south of Jordan Road. And ah, at that time I asked everybody else how much gas they had and ah, Strong said, he came back and said he had about a third of a tank and ah Sanders said he had three-quarters of a tank and so we kind of figured on who had the most gas and who could go the farthest if this, you know, if it need.....if need be. And ah, when we got past Jordan Road I believe Sergeant Krock advised us that the unit with the most gas would continue to follow him on up into the Humboldt area and ah, would you know, in case we ran out of gas, and at that point Sanders, just north of Jordan Road at Stafford there, Sanders became the primary unit. I backed off into the....I was trailing unit, Strong became the ah, secondary unit, you know, or the radio unit. And we continued that way all the way to the Van Duzen Bridge where ah, the spike strip was deployed. Uhm, as they approached the Van Duzen Bridge, it was real critical that there

weren't any vehicles in front of the [redacted] vehicle before they put out the spike strip, so we were tryin.....we were trying to advise the ah, Humboldt units, which worked out ah, great that there weren't a....any vehicles ahead of the ah, [redacted] vehicle. Also at times I believe I had my wig-wags going uhm, when we were following the veh....the [redacted] vehicle.

Q: Okay.

A: Okay. So anyway we get to the....we get over to the Van Duzen, we go across the Van Duzen and ah, the ah, Humboldt units tell us to back off a little bit, because they're putting the spike strip out and they want to have time to get it back, so we back off and give the guy a little room. He goes....goes up over the bridge and from that point, when we came over the bridge we really couldn't tell that his tires got spiked until he drove on them about another, you know, hundred yards. But anyway we backed off and right after I came over the top of the bridge, I saw that he was, he had already passed where they put out the spike strip and I didn't even see it, because they had pulled it back by that time. But there was ah, the Mustang was parked in a turnpocket....pocket just north of the bridge and the [redacted] vehicle swerved over and tried to hit the Mustang.

Q: Okay. You were able to see that?

A: I saw that, yah.

Q: Okay now, when you say that the Mustang ah, was at a turnpocket, would this be off to the shoulder of the road or the center?

A: The center divider. Turnpocket, it was a right turn, or excuse me a left turn lane across the freeway.

Q: The CHP unit is facing, the Mustang was facing which way?

A: Northbound.

Q: So his tail was.....

A: Almost hit.

Q: Okay.

A: So anyway the guy swerves over at which time, I believe it was Vulmer who was driving, punches it and gets out of the way, kind of swings out across the southbound lanes and then the guy goes around, was...and misses him and he comes in behind him, at which time he ah, makes some radion transmissions that I...I can't really ah, remember, but anyway the guy goes across into the southbound lanes northbound and ah, tries to take out a couple of cars and I

believe that's at the point that I made the decision you know, hey look all this traffic's coming in. It was pretty busy, so I puched ahead, threw on my wig-wags, went across into the center....center divider and on the pavement, not necessisary...it wasn't in the number one lane, it wasn't in the southbound one lane, but it was basically in the center divider and on the ah, improved pavement area, and drove up that area about probably anywhere from thirty-five to forty miles an hour with my arm out the window flagging people over and my wig-wags going and it seemed to work pretty good and it got people off the road and at that point they had had the S.O. behind us, actually I forgot to bring them in. I think they came in a Jordan Road and ah, they trailed us from a distance and were going to do traffic, but they advised us on the radio that they were going to do traffic and ah, stop the freeway northbound. So anyway uhm, they stopped the freeway northbound after they spike stripped him, and ah, they advised to have Fortuna shut the freeway down southbound. I went and flagged people over all the way to Fortuna, the ah, Fortuna PD Officers, when I got there I heard on the radio that they, they, the [redacted] vehicle had stopped in the ah, southbound lanes, number two lane. I turned around and drove southbound in the northbound number ah, two lane past the CHP units that had stopped, came in behind him and stopped in the center medium, where I got out my shotgun immediately ah, chambered a round and opened my car door and got behind it where I stayed during the ah, incident.

Q: Okay at the time when you got into the position where you parked your car as illistrated on you diagram, which I'm pointing to right now, okay.

A: Right.

Q: So you opened you drivers door, you took possession of the ah, assigned shotgun, is that right?

A: Right.

Q: Okay. Was there any shooting done at, at that point that you know of?

A: When I first got there nobody had shot, not the [redacted] or anybody.

Q: Okay. Now I'm pointing over here to which would be Officer Sanders vehicle.

A: Okay.

Q: Is that fair enough to say?

A: That's fair enough to say.

Q: And you've got it illustrated where his door's open.

A: Possibly he's a little bit farther back in that diagram, cause I don't remember seeing him.

Q: That's why I had you put not to scale.

A: Right. The only person I remember seeing here is ah, Jimenez.....Jimenez.

Q: Jimenez is the on.....

A: That's the only person I remember seeing from across, from my vehicle.

Q: So while you're in your position and the way you have this dotted here, I ta....apparently you're taking the position ah, behind the driver door.

A: Right.

Q: Okay. When you're out here, now you're out here and all this activity's taking place, the officers are in the positions that they're in, the [redacted] vehicle's in the position it's in.....

A: Right.

Q: As best as you can, tell me what next transpires. The series of events that take place.

A: Okay. What I....what happened first is Strong I believe it was, he was the one that got on his P.A., advised these people that had stopped to get off the shoulder, get out of there, turn around, go back northbound, just get out of the way. There were...there was a camper truck pulling a trailor and a couple of other cars back here that were real close to our cars facing northbound. I yelled at these people and about that point the guy started shooting out into the field. Okay when he first shot I....I kind of yelled out, you know, where's this guy shooting, cause nobody shot and they said he's shooting out in the field and I thou.....

Q: Who's saying that now?

A: I think it was Jimen.....Jimenez, because he's the only one basically I had.....I remember Sanders saying something, but I don't know what he said.

Q: Okay.

A: Cause I couldn't see him. I don't know.

Q: So you're....you're....you're trying to get this traffic out

of here.

A: I'm yelling at people back here to turn around, get out of here, cause I mean they could see we're pretty serious because we had our guns out.

Q: Okay.

A: And so they don't want to hang around. So they, originally they backed up about a hundred feet, and after this guy, the [redacted] fired off a round or two, I yelled at them again and then they, next thing I looked they were way back.

Q: Okay.

A: So they had mo....finally got out of there.

Q: At your position here, where you have it illustrated on this diagram, to where the [redacted] vehicle is, is about how far in distance?

A: Probably ah, hundred to hundred and fifty feet.

Q: Okay. Describe, briefly, what this van looked like.

A: Ah, [redacted], it looked something like a Caravan or Voyager, those type of vans, two-tone with ah, a rack on top, two large....with two large yellow ah, water containers of some sort, ah containers.

Q: Okay.

A: Drums.

Q: Now, describe to me, if you can remember, the windows of this van.

A: Okay they were all tinted. Every, I believe the ah, sides, the back, except for the driver and passenger window in the front and the front windshield.

Q: Okay. To your knowledge, was any of the windows down that you could see?

A: Ah, after he had stopped and he...he did roll down the passenger window for a moment and ah, threw things out of it. A shoe, uhm, waived a box, I believe it was the box for his new gun, waived it out the window during the....at this time Jimenez was constantly talking to him, come on out, you know. Put the gun.....

Q: Was he yelling at him or what.....

A: No, just talking to him real calm, come on out. He thought his name was [redacted]. I believe someone....he says

he....Jimenez looked over at us and he said what's his name, you know, and I....I couldn't remember his first name so I didn't answer. Somebody said [redacted] I don't know who it was, and so he called him.....

Q: When you say someone, that's either Sergeant Williams or.....

A: Somebody up north of me there, yah.

Q: Or...or Strong as illustrated by your diagram.

A: Probably Strong or ah, since Sergeant Williams hadn't heard the name, it was probably Strong. But anyway the name came was [redacted].

Q: Okay. So at this point you do remember Jimenez now being here at the Mustang?

A: Right.

Q: And I say here, of course the tape recorder can't pick here up, it's the dot which would be on the passenger door of the Mustang.

A: Marked, right.

Q: Okay. As you have marked with a dot and the door is open and....and Jimenez's with an arr....or with a line.

A: Right.

Q: Okay. Jimenez, now without me trying to put words in you mouth, ah, he was using the P.A. system, is that right?

A: Right.

Q: Okay. So he's talking on his P.A. system.....

A: The whole time.

Q: Versus yelling, verbally.

A: Even at.....he's talking calmly even after the guy shot a couple rounds out into the pasture. He's saying come on put the gun down and come on out we want to help you, you know. And then the guy waives....waives a baseball bat out and ah, waived a baseball bat out at the ah, driver window also and then he shot another round out and the whole time Jimenez is, you know, come on bring your baseball bat out, we just want to talk to you, take it easy, you know, we just want to help you.

Q: How long do you think this went on?

A: Ah, from him firing his first round ah, to the end of it, probably talking ten minutes.

Q: Ten minutes.

A: Ten, fifteen minutes. Ten minutes probably, max.

Q: Okay.

A: Cause it seemed like we were there maybe ah, five to eight minutes and then all the shooting went down.

Q: And all of this time, those five to eight minutes, what was going on with....with you people? With this van?

A: The van, like I say, he's sitting in there, going all back all you can see is a silhouette through the tinted windows.

Q: That's....that was my next question, I was gonna say.....

A: Yah, you can't really.....

Q: What exactly could you see at your advantage point?

A: All I've ever saw him was really when he came to this window over here and started throwing things out, which is the passenger window. Started throwing.....rolled it down originally, started throwing things out of it, waived his empty box out of it and ah, the guys were telling me.....

Q: How do know it was empty?

A: Well cause I think I saw the gun in the seat, with the barrell against the.....the ah, ah, door pan....the ah, passenger door, kind of sticking up.

Q: While....while all this is going on you...you feel.....

A: I can see out of the passenger....I can see through the passenger door, or window while this is all going on.

Q: Okay. One....once he got over there, you can see him?

A: Yah, I could see.....

Q: Could you see his head?

A: Ah, from where I was at, not really. But I could see his arms and stuff.

Q: Was he wearing any hats, ah, any head gear or.....

A: Well he threw a hat out, when we'd followed him. I forgot to mention that now that you say that. He threw a white hat out.

Q: (inaudible).

A: And when we were following him, so he probably wasn't wearing a hat.

Q: Okay. Anything else that was significant. Was he wearing glasses ah, anything on his head?

A: No, I...I coul.....like I say, I couldn't really see his head.

Q: Okay. So the only time you can really see him then is when he got over into the passenger seat area?

A: Well, see I....I couldn't really see, yah that was all I could see him when he got over in the passenger area. The only other time I could just kind of see a silhouette.

Q: Okay what was he saying?

A: Ah, he wasn't really say.....I didn't really ever hear him say anything, just kind of maybe muffled sounds. I couldn't really ever hear him say anything specific.

Q: To ah, to the ah, P.A. commands.

A: He might have said something that Strong or somebody else may have picked up but from where I was I couldn't really hear anything that he ah, said.

Q: Okay this is what....this is so important is what you know, not what someone else told you.

A: Yah, well I'm saying he might have said something, but I don't....I don't know. I don't recall.

Q: So you were still back. Where exactly were you when the...when the first shot....when you heard the first shot?

A: Right behind my door.

Q: Right behind your door as illustrated here.

A: I was crouched down in the...in the "v" with my gun ah, directed at the vehicle.

Q: Okay and from the time you first parked there to the time the first shot was fired out of the [redacted] vehicle was about how long?

A: It was about ah, two minutes.

Q: Two or thr....two minutes, okay.

A: Yah, I wasn't there very long.

Q: Okay. Just for the record ah, side one of tape one here is just about ready to end. I'm going to ah, terminate this side of the tape right now. While the tape is off we'll have no conversation regarding this incident, okay.

A: Okay.

Q: Right now the time, by my watch, is three minutes after eleven, 11:03.

END SIDE ONE OF TAPE ONE.....

BEGIN SIDE TWO OF TAPE ONE.....

Q: Okay this is Detective Frank Vulich. The time is still 1103. I've just turned the tape over. We're on side two of tape one. This is a continuing interview of CHP Officer Micheletti here at the Redway office, in Redway, California, regarging case number 88-5881. Joe while the ah, tape was being turned over had we had any conversation whatsoever regarding this incident?

A: No.

Q: Okay. Ah, let's get back to this van we were just talking about here. Ah, we just talked about it being about two minutes ah, from the time.....

A: When he fired a round.

Q: Okay. From the time you parked there right?

A: Right.

Q: Okay. But a few other minutes had transpired before you got to this position?

A: Correct.

Q: Okay. So now did you see the [redacted] shoot from his van?

A: No. Just heard it.

Q: You just heard it. And when you heard this, what is it that you heard?

A: Ah, it sounded like a rifle being fired ah, fired. It seemed like it was being fired away but you know, what can I...I can't really tell.

Q: Okay. You didn't see the ah, the barrel?

A: No.

Q: You didn't see the guy holding the gun?

A: No.

Q: How many rounds did you hear?

A: Total, that he fired? Or just.....

Q: Right here on this first volley where you said no one returned any fire.

A: Ah, well he fired one and it seemed like he would wait a couple ah, you know, cause I guess it was a .30/.30 lever action, so it tak....took him a second or two to get another round in and from what I understand he fir....he actually may have aimed, so he...he's probably thirty seconds between.....thirty seconds to a minute between each round. Boom.....boom.

Q: It wasn't an errapted fire.....

A: No.

Q: With the lever action then?

A: No.

Q: Okay. So as you're sitting here, ah, sitting there behind your door ah, a round goes off, but it sounds like it's going away from you?

A: It sounds like it's going out in the field.

Q: Okay.

A: And.....

Q: And what is the cars.....

A: I kind of yelled at the guys you know, where is he shooting and someone, I don't know who it was, someone said in the field. And ah, it's kind of a, you know, it's hard to get all the ah, events in order here. What he did and when did this and that, and this and that, but.....

Q: That's why we're trying to talk to you to find what your perspective is.....

A: Right.

Q: As best as you can.

A: Right.

Q: Okay.

A: Right. Uhm.....

Q: And as I told you before the tape was ever turned on, all we're asking for is the truth of the matter.

A: Right. Right.

Q: Okay. So if....if certain events are a little bit difficult for you that's understandable. However, I don't want you to obviously neglect to say something.....

A: No.

Q: I don't want you to say something that isn't.....

A: No, I'm....I'm just trying to.....I'm just trying to coordinate you know, when he threw this out, when he did that, and when he first shot off....went off, then he....when he barricaded himself we had, you know, we still gotta go into that, but ah.....

Q: Okay. Well let's...let's let you proceed in a narrative form as best as you can.

A: Okay.

Q: Without me interrupting you.

A: Okay. Uhm, let me try to pick up somewhere here ah, he fires his first round off, and I believe that was the point, after he fired his first or second round, that I yelled at these people again back here to get out of there. Okay. They're getting out of there, my attention's kind of directed back, but I'm still in a position of cover. I hear another round go off, which is I think, about the third round into the field. Okay, I think he fired at least, like I say he fired at least three to four rounds into the field. Okay. He threw a wrench back at the Mustang, a Crescent wrench. Ah, he ah, like I say he threw the tennis shoe out. After he fired the three to four rounds, he got back...he well, you nev.....I never could see him, but I knew that he'd got back into his vehicle because I saw him at the passenger window, okay after he fired the three to four rounds.

Q: Okay, I want to clarify something, you said get back into his vehicle?

A: Okay, I'm sorry. He didn't never get out of his vehicle.

Q: Okay. He got back into the driver's seat area?

A: He positioned himself back into the driver's seat area. He went accross and I could see him at the passenger window.

Okay that was the point when we talked about earlier that I could see the gun and when he three the mattress up against the window and started barricading himself. Okay, later the mattress slipped down, but at that point he threw the mattress up against the window and I hear.....I heard someone say, you know, he's barricaded himself and ah, then a few seconds went by and he was in there just milling around, you know, doing things and then next thing I know, it's kind of ah, I don't know how much time frame there is there, but next thing I know we hear another round. Okay, I hear another round go off and I....it...it sounds...it sounds different from the first, but I can't really tell, cause I can't see him. Cause he had left the passenger area and he was back on his side of the car again. Or in the....in the driver's seat again. And another round went off. I couldn't really tell where it went because the whole time I couldn't see anything anyway. But all the sudden boom, boom, boom, boom all these guys, well all three of these officers, well actually just the two that I know of I don't know if Sanders shot or not.

Q: Okay let's.....let's clarify ah, these officers and what you're talking about as you have written down is Vulmer and Jimenez.

A: Right. Vulmer and Jimenez, I could see shooting their shotguns. Okay. I knew they shot their shotguns. How many rounds, I don't know. I didn't know Sanders shot. Okay. It seemed like there was two seperate volleys, but the whole time I really couldn't see the [redacted]. The first volley seemed like it knocked out half the windshield and I could kind of see uhm, where the.....the ah, [redacted] through that angle, but I couldn't really make out anything he was doing.

Q: Okay. Let's clarify it again. You're talking about the windshield, you're talking about the rear window?

A: Rear.....rear window.

Q: Okay.

A: Okay. It halfway blew out the part...the portion on the driver's side. Partially blew out. Okay. A couple more rounds were fired, the entire back windshield blew out. Okay. Now both of these.....I didn't know Sanders was shooting at the time, later I found out he di....he was too. But I thought it was all from the shotgun. It was possibly from Sanders gun too. But at that point, the guy....I could....I could, from where I was at I could see the...the...the person kind of like fell across the seats. Okay, all I could see was the ah, blue jacket on his side between the seats. Okay, I.....I put my gun up on the car and ah, it was so quick that I didn't really have a target and never really had anything to shoot or shoot for and so I did not shoot. Okay. A few seconds went by, it seemed like there was distinct difference between the time when these

guys shot and then when the.....the ah, other officers up north of me in the center medium shot.

Q: Okay now, you say the other officers, which one's are you refering to?

A: Strong and Sergeant Williams.

Q: Okay what were they shooting?

A: Okay. They were shooting their revolvers.

Q: Okay and they.....

A: One of them had a .357 and one had a .38. Okay. They shot anywhere from ah, five to seven times and then everybody stopped. The vehicle...well I shouldn't say everybody stopped, I mean there were no more rounds fired. The [redacted] lay across the seats and the van started to roll forward. Okay everybody kind of, probably said oh shit here he goes again, you know. And the guy rolled forward and ah, then the vehicle came to a stop. Everybody, I don't how many people got back in their car, but the Mustang moved and I think Sanders walked up with the Mustang, maybe he moved his car. But I moved my car forward, the Mustang moved forward and I think Strong moved his car fo....ah, maybe he didn't move his car. I'm not sure. Okay.

Q: Okay. But you know for a fact you moved your car.

A: I know for a fact the Mustang moved, my car moved, for a fact. Okay. Moved forward and then uhm, I should interject the SO Ramcharger in there too when he came in there huh. Okay. Uhm, the ah, before we all moved, the SO, what's this officer's name?

Q: Mayton.

A: The Deputy...Mayton? Deputy Mayton drove up behind me, this is after all the rounds were fired.

Q: He drove up behind you after the you had moved your vehicle?

A: No, no, before.

Q: Okay.

A: Okay. Drove up and at this point the guy had moved forward and then stopped. Okay, right as he got there he had started moving forward and stopped. Okay right as he got there. He had started moving forward, then stopped. Drove up, he walked around my unit, to the...around the first Chevy unit, up to the other officers, which were Strong and Williams and he had his...a large rifle, it looked like a .30.006 to me, and he....I know I saw him ah, chamber a

round, okay. There they ah, proceeded to go ah....made an approach on the vehicle ah, Vulmer and ah, Jimenez made an approach on the vehicle and ah, then I started to make an approach on the vehicle. Okay.

Q: While you officers are making an approach to the [redacted] vehicle, was the ah, [redacted] himself visible to you people?

A: Not in sight, no. The van kind of went up and rolled on an edge and it was...there wasn't vis.....he wasn't visible fron the ah....where we were coming from.

Q: Okay. Go ahead with your approach.

A: Anyway, they all approach uhm, says the guys....oh actually after the shooting goes down, I remember hearing Sergeant Williams say advise dispatch we need an ambulance, have them standby uhm, we have a shooting, contact the, you know, prop.....appropriate people and then we all made the approach. They saw that he'd been hit and he was down, and he wasn't gonna be anymore of a threat. I grabbed Vulmer's shotgun, okay. He said here take my shotgun. I had my shotgun, I had two shotguns. Okay, I went back and set his shotgun in his car unloaded my shotgun, put the round back in the magazine, put it back in my ah....in my ah, you know....

Q: Electronic lock?

A: Electronic lock. Got his shotgun, took one round out of his chamber, put it back in his magazine.

Q: You're talking about Vulmer's.

A: Vulmer's shotgun. Put his shotgun back in his electro-lock. At that point I went back up to where the....help the su....help them pull the [redacted] onto the shoulder and Sanders had his EMT bag and we started CPR. Sanders had the mouth, I gave him my gloves, and I had the chest.

Q: Okay. Because someone, will probably review this down the road, you're talking about CPR?

A: Cardiopulm.....pulmonary resuscitation.

Q: Okay, you're doing the chest compreshions?

A: Chest compreshions and Sanders in on the respiration.

Q: Respirations okay. Then some....sometime shortly thereafter the ambulance people arrived?

A: Shortly thereafter, yah.

Q: Okay. A guestimation in your part.

A: Soon as...soon as we pulled him out the Sergeant said bring...get...send the ambulance down, cause everything was ah, stablized and they were there within two minutes.

Q: From this point we're gonna reverse a little bit and go back and ah, try to pick up a few bits and pieces here.

A: Okay.

Q: Vulmer handed you his shotgun.

A: Correct.

Q: Okay. You said you ejected a round from the chamber.

A: Well, I didn't eject it. No, I just brought the slide down until it eased it's way out and I pulled it out and stuffed it back in the magazine.

Q: Okay. Was there any other ones in the magazine?

A: In the magazine, I don't know. I didn't check the magazine. All I did was take the one out of the chamber and stick it in the magazine and put the safety on and stuck it his car.

Q: How many times all together, to your knowledge or from what you can recall, that the [redacted] fired the .30/.30?

A: Ah, total, including the one he fired I guess back at the officers, ah, three to five rounds.

Q: Three to five rounds.

A: (inaudible). At least four rounds, maybe five. Okay at least four rounds, maybe five.

Q: Okay.

A: Okay, actually it's about three to five. At least four rounds, maybe five.

Q: Okay. Now, Vulmer, how many rounds, to your knowledge, did Vulmer fire out of his shotgun?

A: When they're.....when that....when those shots went down, they were so simultaneous there were really no...there was really no way for me to ah, even have an idea. Uhm, I would say each one of them probably fired anywhere from ah, three to fo...three to five rounds out....no, I'd say just they probably didn't reload their shotguns, so anywhere from two to three, four rounds out of their shotguns.

Q: When you went back to the Mustang and.....and put the...his shotgun back in the Mustang, did you see casings or

wh....and if you did where did you see them at?

A: I saw one on the windshield and ah, I think I saw one on the ground.

Q: On Vulmer's side?

A: Well actually I didn't see one on the ground, because he moved his car. I think I saw the one on the windshield and that was it.

Q: Okay.

A: On Vulmer's car.

Q: Okay, maybe we oughta bring that up at this point. When...when the vehicle....[redacted] vehicle went forward, so did some of these other vehicles, right?

A: My car....I moved my car forward and I know for sure the Mustang moved forward.

Q: Okay before the Mustang and before the van was moved, in your estimation, how far apart were they?

A: Probably thirty to forty feet.

Q: Thirty to forty feet.

A: Yah.

Q: And Sanders vehicle, which you have a little bit to the rear of ah.....

A: Probably more like forty to fifty feet.

Q: And you are about how far?

A: Ah, well I figured I....I was in from a hundred feet, but maybe I was a little closer. Maybe I was more like ah, eighty.....eighty feet.

Q: Okay.

A: Sixty to eighty feet.

Q: These other two CHP units to.....in the ah, center divider lanes...ah, about how far apart?

A: You know, put it in perspective the lanes probably twelve feet wide and the center divider is probably another twelve to fifteen feet, so they were probably another thirty to forty feet.

Q: Describe the weather on this particular day, as best you can

recall.

A: Clear and mild.

Q: Overcast or sunny?

A: No, sunny. Sunny and clear. It was foggy down south, but up there at that particular time it was clear.

Q: Okay. Officer ah, Sanders, you said ah, earlier you don't recall if he fired or not.

A: Well I, like I say at that.....

Q: At that point you didn't know or did know?

A: I didn't.

Q: Okay, you later heard.

A: I asked later, I said did you fire some rounds and he said yah.

Q: Asked him later that.....

A: Just moments after the shooting died off.

Q: After the shooting, so at that point you learned that something was going on.

A: Well I learned that he shot.

Q: I mean that....that he shot.

A: Yah.

Q: Okay.

A: But I knew they shot, I knew they shot, but I didn't know if he shot.

Q: Okay. And you say they, you're speaking of Sergeant Williams and Officer Strong.

A: Right.

Q: Okay. Ah, how long have you known Officer Vulmer?

A: I....I met him at a traffic accident, he helped me out. It was a big-rig accident up by Jordan Road.

Q: Okay and so that's when you first met him?

A: So that's when.....that's where I first...when I first met him, which was about a month and a half ago.

Q: Officer Jimenez, how long have you known him?

A: I've never met him before.

Q: So, it was your first time you ever met him.

A: Right.

Q: Officer Sanders, how long have you known him?

A: Three months.

Q: Since you've been here.

A: Right.

Q: And you.....also before the tape was turned on, you said you're.....you're actually from the Sacramento area.

A: Right.

Q: Okay. And you've just been in this particular area of Northern California, if you will, for the last three months.

A: Right.

Q: Okay. Uhm, Officer Micheletti, ah, I see you've got ah, CHP Chevy, is that what you've got here?

A: No, I'm a Dodge. Over here.

Q: Oh right here.

A: That's a Chevy, right.

Q: Okay and you...and you believe that this vehicle was Sergeant Williams?

A: Williams, right.

Q: Okay and how long have you known Sergeant Williams?

A: I met him yesterday, or I mean not yesterday, I mean Sunday.

Q: Sunday. Officer ah, ah, Strong, how long have you known him?

A: I met him at a.....at a training day for our area, ah, probably ah, not the last training day but the one before that.

UNK: (inaudible) you have a phone message.

A: Month.....

Q: Okay.

A: Month ago.....(inaudible).

Q: Okay, so you met him one time then?

A: Yah.

Q: Okay and his....his station is what?

A: Laytonville, resident post.

Q: But his main-station is Redway.

A: Is Garberville, right. Redway.

Q: Okay. How long have you known Deputy Mayton?

A: I met Deputy ah, Mayton once with Off.....when I was with Officer ah, Anderson on a ride-a-long, met him up towards the ah, Alderpoint area a couple of months ago.

Q: Okay have you ever seen ah, this [redacted] vehicle before?

A: Never.

Q: To your knowledge, have you ever known the ah, the su....ah...[redacted]

A: No.

Q: At this location, did you touch any physical evidence, that you know of, other than the.....

A: Just the shotguns.

Q: Shotguns.

A: Just the shotguns.

Q: You didn't pick up anything on the roadway or anything to that nature?

A: No.

Q: And also, for this record cause we've absolutely have nothing to hide here, ah, before the tape was turned on I asked you if you were photographed there at the scene area.

A: Right.

Q: And you said if...if anyone photographed you it would've been Officer Strong who had a camera out, who was taking pictures.

A: Right.

Q: Uhm, but no Deputy Sheriff's from Humboldt County took photographs of you that you know of?

A: Correct.

Q: Okay and do you know why that was not done?

A: Because someone had to accompany the ah, [redacted] to the hospital. And that was me.

Q: Okay.

A: And I left the scene as soon as the ambulance did.

Q: Okay and who order you or assigned you to do that?

A: Sergeant Williams.

Q: Okay, so at that point you left the scene in your assigned....assigned vehicle.

A: Right.

Q: And you proceeded to the hospital.

A: Right.

Q: Okay. What happened then?

A: When I got to the hospital?

Q: When you got to the hospital.

A: Okay. I parked next to the ambulance, the ah....also there was a CDF, I believe ah, uhm, Battalion Commander that went with the ambulance and continued the com....the compression, I don't know if that's important, but anyway I got to the hospital, they wheeled the guy out of the ambulance, wheeled him into the emergency, uhm, they had someone else go start the CPR, take it over from the ah, CDF ah, Battalion Commander and they ah, I believe they injected him i....his heart with a...whatever that stuff is, but ah, they continued to pump him and they.....

Q: You were able to see all of this?

A: Yah, I saw.....

Q: This is at the hospital?

A: Right. And.....

Q: Okay then the only time he was out of your vision then was

when they put him in the ambulance till then?

A: In the ambulance to the hospital, right.

Q: Okay, what kind of clothing....what clothing was the ah, [redacted] wearing at that point?

A: In the va....he had a blue jacket on with a shirt under the blue jacket, that's basically all I know.

Q: Was he....what kind of ah, pants was he wearing?

A: What kind of pants did he have on?

Q: Did he have long pants on? Shorts?

A: Long.....long pants on, I don't remember the color. I just know that he had a blue jacket on with a plaid shirt, it appeared like, underneath.

Q: Okay. Ah, footwear, was he wearing any type of footwear?

A: He, ah, evedently those were his tennis shoes that he threw out the window, because he....oh I remember what he had, he had shorts, blue shorts. Blue ah, jogging type shorts and he didn't have on any shoes because I guess he threw those out the window at the scene.

Q: Okay, so then at the hospital, proceed on from there.

A: And anyway, we're at the hospital, the doctor working on him, they got him hooked up to a heart monitor, they're seeing if....if he's gonna be...have anykind of signs of life. They.....eve....the doctor says okay everybody stop we want to see if he has anykind of vital signs, and they didn't have anything on the monitor, and the doctor said okay thank you very much to all of the people working on him and they stopped and pronounced him dead.

Q: Okay. Ah, someone had cut on his coat and his shirt and stuff, did you ah, did you see this?

A: That was the hospital. I saw it.

Q: Okay. And uhm, that was.....

A: Matter of fact, I told them to stop, because I didn't want them to cut any....they were gonna cut it all the way off of him, and I guess prepare his body for the coroner and I told them to stop, leave everything like it is and just cover him up and put him in the room.

Q: Okay. So did you stay with him at that point?

A: Yah.

Q: Okay and then sometime later on the ah, coroner showed up?

A: Right.

Q: Do you know who it wa....who he is or what his name is?

A: I've met him before, but I don't know what his name is.

Q: Ed Moore?

A: Ah.....

Q: Big guy?

A: Big...big ah, big guy, yah.

Q: Okay, so then he took custody, if you will, of ah, the ah, of the body.

A: I stayed there until I was relieved by another Deputy. I stayed there and talked with the coroner until I was relieved by another SO Deputy.

Q: Then you.....then you returned to the scene?

A: Right.

Q: Okay and uhm, per my directions ah, somehow, someway ah, all of you officers were put in a CHP unit which was transported then to the Arcata office?

A: Right. Well I drove my own unit.

Q: Okay, you were able to drive you own unit.

A: Yah.

Q: Okay.

A: Actually what I did, I should back up a minute, after I left the hospital I went and got gas and then I went to the scene. My car.....

Q: Okay, where'd you get the ah, fuel at?

A: At the Mobil Station there in Fortuna.

Q: And it was paid for by credit card?

A: Right.

Q: Okay. So if we need that, we can get that later on down the road.

A: Right. I have the receipt too, if you need to have that.

Q: Yah, maybe we should ah, at least make a photocopy of it, okay. Now ah, then you did drive your vehicle to the Arcata office?

A: Right.

Q: Okay and it was there where you later learned that your wife was ah, going into labor and you were allowed to leave, is that right?

A: Right.

Q: Okay. So you were able to come back and briefly talk to a few of the officers as far as what they did and how things went down.

A: At the scene, no. I came back and contacted Sergeant Krock. Everybody else had already been put into his Ram Charger and they were all ready to go and ah, Sergeant Ch....Krock also told me to go ahead and go up to ah, the Arcata office and that's what I did.

Q: Okay. Now I want to get back to a couple of situations that was taking place here. While the shots were being fired from this van....

A: Okay.

Q: Okay, you said Officer Jimenez was still talking on the....on the P.A. system trying to get the [redacted] to alight his vehicle.

A: Well, in between the shots that were fired out in the field, that weren't fired at the vehicle, yes he tried to get him out.

Q: What was he saying in particular, specifically what was he saying?

A: I remember him specifically say [redacted] come on out, we just want to help you. Okay, we want to help you. Put the gun down, put your hands up, and come on out. I remember him saying that exac....those words exactly.

Q: Just once or more than once?

A: Ah, he probably repeated ah, repeatedly tried to get him out. Ah, probably three to four times, talk to him on the P.A.

Q: Did you hear any....any officer, or did you hear anyone say kill him, shoot him?

A: No.

Q: Did you hear anyone order him to be shot?

A: No.

Q: Did you hear anyone say I can get him, I'll shoot him?

A: No. Unfortunately I didn't, I didn't even get any communication from these guys that he had shot at them. I.....

Q: Okay the tape can't pick up who these guys are.

A: Okay, I'm sorry. Vulmer and Jimenez and even Sanders, I never heard them say anything that he shot at us or anything and I...that had....that's why basically I didn't shoot either, because I never knew that he shot at them. I knew that the round went off, but I never knew where it went.

Q: But you.....

A: All I knew.....

Q: But you said earlier that the round sounded different.

A: It did sound a little different and ah, we had evidence to prove that, but I never knew where it went.

Q: Okay, what's this evidence that you (inaudible)?

A: It could've went.....it could've went away at that point for all I knew.

Q: Okay you said you later had some evidence.

A: Well there....I...afterwards I saw the cracked windsheild on the Mustang and said where....where did that come from. Cause I didn't at that point know that it had hit the windshield of the Mustang and I went over and looked at it...

Q: What hit the windshield of the Mustang?

A: The ah, bullet that....that ah ah, the [redacted] fired out of his .30/.30. Okay, cause I went back over there and this is basically before anybody came and when I put the shotgun back in the Mustang and I saw that the ah, empty casing on the windshield. I saw the cracked.....

Q: Empty casing on the windshield, what kind?

A: It was out of a ah, shotgun.

Q: Okay.

A: Okay. I saw the cracked windshield and I said....I said to

myself now that....there's no hole in the windshield, how did....where did that come from. And then I saw the...the greyish streak up the crack and I couldn't believe that the...if that was from the .30/.30 that it didn't penetrate the windshield, but evidently that's what it was. I just...I thought it would've penetrated the windshield.

Q: What was ah, your concerns, and again I'm saying your concerns about the rounds being fired from the [redacted] vehicle? Were you threatened in any way?

A: Me, I didn't feel threatened right there. But I...I knew that these individuals and these individuals were both in a...in a direct line of fire.

Q: Okay when you're saying these individuals, you're speaking of the other CHP Officers.

A: I'm sorry. Yes, the other CHP Officers, Vulmer, Jimenez, Strong, and ah.....

Q: Williams.

A: Well actually Vulmer, Jimenez, Sanders, Strong and Williams.

Q: Okay. Did you feel ah, their lives were being threatened at this point?

A: I felt ah, well I never.....I never saw the [redacted] or what he was doing, so I never felt.....I never saw what he was doing so I couldn't really see. You know, I didn't know that he shot at them so I didn't feel that they were in danger.

Q: Okay. At that point anyway.

A: Right. Right.

Q: Okay let's....let's....let's go on.....

A: If I, let's put it this way.....

Q: More.....

A: Let's put it this way if I would've saw and felt that they were in danger I would've shot, but I never could see the [redacted] pointing the gun. Okay.

Q: Okay. But ah, the [redacted] in the van, you knew he had a high powered rifle, right.

A: I knew it, yah.

Q: And this, you know, would you consider a .30/.30.....let me put it this way, would you consider a .30/.30 to be a high powered rifle?

A: Yes, well I've been hunting for quite a while. My dad is actually a retired gunsmith and ah, I know quite a bit about rifles.

Q: Okay, so you knew this was a high powered rifle?

A: Yah.

Q: Did you feel this person had the potential of injuring anyone?

A: Sure.

Q: And he had the capability of hurting ah, someone.

A: Most definitely.

Q: How about the traffic that was being diverted or stopped ah, this...this person in the van at that point did he have the capability of....of firing at them?

A: He sure did. H...ma....mainly the people ahead of him. Probably of been pretty tuff to shoot at the people back here, but ah, if he would've....I guess if he would've swung himself around.....

Q: You say the people back here, you're....you're pointing at the civilians.

A: South of....yah, the civilians south. Well, any of the fire....that would've been directed back, if it would've been more off of his other side out the windows he sure could've been shooting at anybody. Anybody basically could've been shot at from him. With a .30/.30 you can shoot acurately probably 200 yards, easy.

Q: Okay. But while this other activity was going on, no officers had fired into this van or at the [redacted]

A: No.

Q: And why was that?

A: Until he fired the first round at them.

Q: Okay now let's go back to this first series of shots.

A: Okay.

Q: Did any CHP Officers fire at this van then?

A: No.

Q: Okay and why was that?

A: Well, like I say I told them where's he sho....I asked them where's he shooting and he said out in the field. That's why they weren't shooting at him.

Q: Could he have shot then?

A: Ah, technically I don't think they could've. They....their lives weren't, at that point, threatened when he's shooting out. If they would've.....I felt if he would've pointed the gun, and I think I remeber him hear....saying if he points that gun back in any way, we were gonna have to shoot him.

Q: Who said this now?

A: I believe that was Jimenez.

Q: I'm sorry I....apparently I was thinking of something else. Go ahead, what was that.

A: Jim....Jimenez.

Q: Said what?

A: That ah, he....he told me afterwards, I don't know if I remember hearing him or if it was just that he told me afterwards, that he told Vulmer he sa.....uhm, through the Mustang he said if he points that gun at us we're gonna have to shoot him. I don't know, I think he told me that afterwards. I don't think I heard it when I was out there. Okay.

Q: Okay. Did you hear anybody else telling him.....to....them to shoot or not to shoot?

A: No. No, it happened all so fast.

Q: From....from this CHP Sergeant over here Williams?

A: No.

Q: From ah....from Officer Strong?

A: No.

Q: Did you hear Mayton yell shoot him?

A: No.

Q: Okay. Did you yell shoot him?

A: No.

Q: Okay. Did you hear Sanders say shoot him?

A: No.

Q: Okay. This tape is about to end, unfortunately I need to ask you more questions and I'm gonna have to go out in my car and get another tape. Uhm, we'll go ahead and terminate this. It's just about ready to run out.

A: Okay.

Q: And ah.....

X: Why don't we take ten minutes.

Q: Okay we're gonna take a ah, few minute break here since we've been at this for almost an hour. Ah, while we're on a break Officer Micheletti, do not discuss this with anyone, okay.

A: Alright.

Q: Okay.

END OF TAPE ONE, SIDE TWO.....

BEGIN TAPE TWO, SIDE ONE.....

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department, along with Detective Lawson, Sergeant Krock, ah, CHP Investigator Allen, and CHP Officer Micheletti. This will be tape 2, side 1, continuing investigation regarding case number 88-5881. Today's date is September 29, 1988. The time right now is 11:45. Officer Micheletti, ah, while the tape was off had we had any discussion regarding this case?

A: No.

Q: Okay. While the tape was off ah, Sergeant Krock ah, requested you go to your assigned vehicle and secure the shotgun that was in there, is that right?

A: Correct.

Q: And the way I can look at this, this shotgun that's numbered 13?

A: Right.

Q: And ah, the shotgun has been cleared?

A: Right.

Q: And ah, there's four live ah, federal brand name Rounds Red casings on the table, is that right?

A: Doubld-ought buck, right.

Q: Double-ought buck. It's 2 3/4 inch magnum, is that right?

A: Right.

Q: And on the butt of the shotgun, are ah.....is a ammo strap with four, ah correction five rounds, is that right?

A: Right.

Q: Is that the way the shotgun was ah, or is as is on.....that was a good one wasn't it.....on September 25, 1988?

A: Right.

Q: Okay. Do these shotguns ah, the electric ah, locks, do they have some type of a seal on it?

A: No.

Q: Okay. In the years past that was proceedure that was done?

MK: Yah, it's been abandoned for quite some time.

Q: Okay. That's been abandoned, okay. So there's really no way f....for you to tell, at this point if someone else has taken that shotgun out of that rack or not?

A: Since then, no. Since the shooting, no.

Q: There's no way you can tell?

A: No.

Q: Okay.

A: To the best of my knowledge no one has.

Q: No one had. But this is the same shotgun that was in there?

A: Right, the same one.

Q: And at the end of the last tape we were talking about if anyone had talked about or ordered to shoot the [redacted] or at his vehicle, is that right?

A: Nobody ordered it.

Q: Okay. But somewhere in there, another shot was fired from the [redacted] vehicle, is that right?

A: Right.

Q: And at this point Officer Vulmer was shooting and you were able to see that.

A: Right.

Q: Okay. The previous of this, the [redacted] was attempted to be talked out of the vehicle.

A: Right. Even after he had fired out into the field, he was....they attempted to talk him out of his vehicle.

Q: But in the meantime, you were saying after the first rounds were fired, you were concerned about the citizens in the area.

A: Behind me.

Q: And you were directing them to continue to further get out of the area.

A: Right.

Q: Okay. To your knowledge, was there anybody in front or to the north that was doing the same thing with citizens?

A: Like I say, when I first pulled up there were vehicles still ahead of me. Officer Strong got on his loud speaker P.A., advised them to leave the area anyway, you know, they could. And all....I don't remember any....anytime after that seeing any cars in front of the vehicle, except for the Fortuna P.D. Officers who were down the road a ways.

Q: Was there any discussion while you were attempting to, or other officers were attempting to get the [redacted] to alight the vehicle, was any other talk about ah, what would happen if he were to do anything else like ah, alight the vehicle and proceed firing or anything like that?

A: No, there wasn't really any talk.

Q: There wasn't a contingency plan being developed at that time, to your knowledge?

A: Well, when I got there and pulled in to where I had stopped, the only thing I, like they say, the only person I could see was Jimenez to my left and Vulmer through the door. Through the Mustang. Basically there was no talk amongst everybody about a plan if....if he ah, got in the vehicle and .....

Q: Okay. So in your position that you were in, now again as you have diagramed here, your vision of...of uhm, Jimenez was...was blocked because of the vehicle?

A: Like I say, the....like the....I was looking over the bum...front bumper, so Sanders' car was a little bit farther

back.

Q: A little bit farther back.

A: Right.

Q: So could you see Officer Jimenez.....

A: Yah.

Q: Behind the door.

A: Yes, perfect view.

Q: Okay. Did he have a shotgun at that point?

A: Yes, he was in the "v" of the door, crouched down, with the shotgun pointed at the vehicle.

Q: At the vehicle.

A: With a P.A. in one hand. He had the....here we go, right hand he had the shotgun, left hand he had the P.A.

Q: Okay. Could you see Officer Vulmer?

A: Slightly through the ah, not a real good....kind of an obstructed view of him. I knew he was over there.

Q: Was he standing up ah, where he was ah, target, or was he....

A: I believe he was crouched down behind the door also.

Q: Okay and could you see him with a shotgun?

A: I believe he had a shotgun, it was.....like I say, it was real obstructed view, but I saw him over there.

Q: And ah, was he....is his shotgun to, as best as you can recollect, was it pointed at the [redacted] van or someplace else?

A: I believe it was at the [redacted] van.

Q: But in the meantime, ah, CHP Officer Jimenez is again talking with the Public Adress system, attempting to get the ah, [redacted] to get out of the van.

A: Right.

Q: Could you, and I....I know I asked you this once before I'm gonna ask you again, could you hear the [redacted] say anything?

A: No.

Q: To you knowledge, was the [redacted] van running or not running?

A: I couldn't really tell from there, but it obviously must have been running.

Q: Okay. And it's a newer van, right?

A: Right.

Q: On this following, if you will, of the [redacted] vehicle from when you first got involved in that, was there any radio transmissions ah, saying who the person was in the van?

A: Ah, from our dispatch. Ah, all they did was come back with the ah, registration on the vehicle and I can't remember who they sa....who it was too. Okay.

Q: Okay. From the Willits situation, were you receiving any further information regarding the radio transmission there, as far as who the [redacted] was, what his appearance was, what his ah, physical size was, his age, or anything to that nature.

A: No, just that he had fired the rounds off at a ah, Shell gas station in the parking lot and then left there. I guess that our dispatch had contacted the ah, R/O, his father or contacted their house in someway and found out that the person, which was probably our [redacted], was a [redacted]. So we did know that at the time.

Q: You did or you didn't?

A: We did.

Q: Okay what is your knowledge of a [redacted] person?

A: I....I don't really know much about ah, [redacted]. I think they're like [redacted]. Like just [redacted]. [redacted] of people. That's what....that's my ah, uhm.....

Q: Impression of that.

A: Right.

Q: Illness is.

A: Right.

Q: Was there any talk about that he was actually the person that was driving that van at that time?

A: (inaudible).

Q: Excuse me?

A: We....we thought that he was, to the best of our knowledge, that was the person that....at the time when he shot the rounds off, it was the same person in the van now....when we were behind him.

Q: I've been doing most of the talking here, I know that ah, Detective Lawson ah, has a few questions. Detective Lawson go ahead.

X: Do have car to car radio communication between Highway Patrol cars?

A: Yes.

X: Were you, from the time Strong was northbound and you were waiting for him at Piercy head, were you talking to him on his radio?

A: Ah, a few times we talked.

X: Do you remember what you guys talked about?

A: (inaudible). Ah, at one point we ah, talked about maybe this guy's trying to commit suicide and was gonna go head-on with one of the other cars in the....coming the opposite direction.

X: Did Strong tell you that the.....was Strong the only vehicle following from Laytonville, north?

A: Yah.

X: Okay did he tell you that the guy had ran across the center line ah, into oncoming traffic between Laytonville and Piercy?

A: No, because he was a couple of vehicles back and just kind of trailing until he had some backup and then he....after he got the backup he attempted to make a stop.

X: Okay, so when he first came to....up to Piercy exit, he never had a red light or siren on.

A: No, but he did say ah, to us that the ah, [redacted] vehicle turned...well he even advised dispatch, that it turned ah, onto Highway 10....Highway 1, heading towards Fort Bragg and he proceeded straight and then the vehicle turned around and came back and it passed him again. He didn't tell us that.

X: So the [redacted] vehicle coming north turned onto Highway 1, towards Fort Bragg....

A: Right.

X: And then Strong continued northbound up past the [redacted] vehicle....

A: Right and didn't act like he was following him or anything and then the vehicle did turn around and come back.

X: Okay. Did he pull over and wait for it?

A: I don't know.....

X: Did he say?

A: Exactly where he waited, but it....somehow he got back behind him. I don't know the full details. I just know that dispatch advised us of that and ah, Strong also told me that.

X: Did Strong make any mention that...that he was ah, that he had fired any shots from the time he had saw till time you...you got behind him in ah, Piercy?

A: No.

X: Alright. He never mentioned anything about a gun there?

A: Ah.....

X: I don't.....let's me make.....

A: (inaudible).

X: He never mentioned the fact that the guy had had a gun out or done anything between Willits and.....and.....

A: No.

X: Okay. But you knew that this guy in this vehicle was armed with at least some type of a rifle?

A: We knew that it was possible that it was this person was armed, right.

X: Okay.

A: And then when he didn't stop we felt pretty sure that that was probably the person.

X: And this rad....radio traffic that your dispatcher gave you, ah, you believe came from her saying that he was a manic-depressant, that had came from whoever it was she contacted.

A: The mother and the father, I believe they contacted them

both.

X: Is that what she told you on the radio?

A: Yes.

X: Okay. Yah. Is it a common practice for you to run the vehicle to see if it's stolen?

A: Yes.

X: Did anybody say whether it came back clear, or wether it was stolen?

A: It was clear. We basically, that from what I understood, all we had on the individual was that he fired the rounds off in the city limits and that Fortuna, or Willits PD wanted us to stop, field interview the individual, and if we wanted to uhm, arrest him on gun ah, charges and that was it.

X: Now when you were....you're giving your statement a little while ago, you said something about he....he waived the....the new gun box out the window.

A: At the stop, at the strip.

X: At the stop. Are you sure it was a gun box?

A: Well, yah, I've seen gun....plenty of gun boxes and it was long, approximately oh, five to six inches wide and it had fancy writing on it. I couldn't really make it out, but I imagine it was.

X: Okay. You say it's a new gun bo.....a new gun.....

A: A new box and that's why I thought.....

X: Like a new gun would come in then.

A: Right.

X: Okay. You don't know if the gun was brand new or not.

A: No, I don't.

X: Okay. I don't have anything further right now, Frank.

Q: Okay when you said the ah, back at the scene where the van was ah, came to it's first rest, ah, that he was putting a matress up. Putting the matress up what?

A: At one point he was sticking it on the passenger window. He leaned it up against the passenger window, later it fell down.

Q: What....describe what color this matress is.

A: A white, grey, I thought it was somewhat.....it looked like a matress, someone said it may have been a blanket, but I think it was a matress and it was a whitish, dirty....dirty white, and it looked like it had like little button holes in it, like regular matresses. Quilting type, you know, cover.

Q: Okay and once again ah, someone yelled, you thought he was barricading himself, right?

A: Right.

Q: And that was which officer?

A: I don't know. I believe it was either Williams or Strong.

Q: And did you see that taking place?

A: It looked like he was barricading himself. Like I say, he rolled down the passenger window, threw his shoe out, threw I think a wrench came out of the driver window, but he....I think he may have threw a cup out the ah, passenger, then he rolled it back up and then started barricading himself.

Q: And this thing with the baseball bat, how long did that take?

A: Uhm....

Q: How long was he doing this?

A: Ah, probably ah, fifteen, twenty seconds.

Q: Did you see the baseball yourself?

A: Yah, I saw it when he lifted it up over the top of the van and that's when I saw.....I heard ah, Jimenez ah, Jimenez.....Jimenez

Q: Jimenez.

A: Jimenez, say that ah, you know, come on, bring your baseball bat, just step out of your car, we just want to help you. And ah, that's when I saw the baseball bat when he flipped it up there.

Q: What color was the baseball bat?

A: It looked like it was black, black was basically all I saw.

Q: Did you see any other ah, object being waved or pushed out the window or anything like that?

A: No, just like I say, the wrench that was thrown out, kind of like flipped....flipped back towards the Mustang. Looked like it landed about half way.

Q: How about a fishing pole? Anything about a fishing pole?

A: Oh yah, that's right. Yah, I did see a fishing pole. He waved it out after he waved the ah, box, out of the passenger window.

Q: What did you think was going on at that point?

A: I think he was nuts.

Q: Okay.

A: The guy was nuts. That's what I thought.

Q: Did you think ah.....

A: I thought that probably, earlier but ah, I mean the person had problems. Was not normal.

Q: And ah, did you think that this person could be a danger because of that?

A: Yes.

Q: And was there any other instant that you were thinking of that ah, made you think this person was dangerous.

A: Well, like I say, like I was answering his question about the radio traffic, I had asked Sergeant...or Officer Strong when we were following this person, when he kept weaving over into the.....or turning, actually turning over into the nor....oncoming traffic, over the double yel....double-double yellow lines, I would....I talked to him on the ah, car to car, and I said well do you think this guy's trying to commit suicide. And ah, you know, he said it crossed his mind too. And ah, you know, so we thought it may be possible this person wanted to commit suicide, but didn't know how he was going to do it. I don't know.

Q: Why didn't you guys.....now, I know there is something I want to ask you is....he didn't started doing that until there was the CHP unit ah.....

A: Right. He didn't start driving crazy until we actually tried to stop him.

Q: Okay just so.....is....is your belief that....that he knew ah, there was marked CHP units ah, or marked.....

UNK: Stan, Judy is on line one.

A: Oh yah, he....he looked....he looked at us when we were on the Piercy on-ramp. Looked specifically at us and kept driving.

Q: So there's no doubt in your mind that he.....he knew that he was being, at least persued by law enforcement officers?

A: Right and when he passed Jordan Road he also saw the Deputy Sheriff sitting there at the Jordan Road exit.

Q: Okay. He wasn't flipping you off or flipping anybody off that you know of?

A: I remember him, specifically when he like started throwing the match books out, he would stick them in his hand and flick them. That's all I remember as far as his actions with his hands. And ah, I remember also when I passed him....when I passed him, after he had got spike stripped on the tires and was driving ah, northbound in the southbound lanes, he was driving northbound in the southbound lanes and all these cars are coming and he's got his hand up on the....on the armrest and just cruising along like nothing's happening, everybody's okay. That's just....I...when I passed him, I looked right over at him and saw him. I mean just....he's just driving along like it's no big deal. Just calm as.....looked as calm as could be.

Q: Did.....

A: Which also led me to believe that the person was, you know, not ah, not there.

Q: Not there, then would that, without me putting words in your mouth, an irrational person?

A: It...it, yah.

Q: Did that make you more or less alarmed?

A: Well, more alarmed, definitely.

Q: Why's that?

A: Well, just because, you know, it just confirmed my earlier thinkings that this guy's got problems.

Q: And with those problems what did you think had happened?

A: And he had a gun. See that was the problem, it wouldn't....it's not so bad if he didn't have a gun, but he had a gun and ah, he's got these problems combined, which means he's very dangerous.

Q: Okay, so you're forming a....ah, thought that....that he could be more dangerous than someone else?

A: Yah.

Q: With the information come over the radio about the person being a [redacted].

A: Yah.

Q: I don't know what CHP rules and regulations are, but would you have gone up and....and tried to get along side the car at any time to...to do whatever you may want to do?

A: Having a.....having a gun, no. Since he had a gun, no.

Q: No, you would not do that?

A: No. Like I say, when I passed him it was.....I did it rapidly and solely to get ahead of him and out of the way.

Q: This is after he passed the....the ah, spike strip.

A: After he'd been over the spike strip.

Q: Okay, Sergeant ah, Krock ah, I know that you need some questions answered ah, go ahead.

MK: Okay. Joe when you first observed the van come by, you were on the on-ramp, northbound Highway 101, Piercy.

A: Right.

MK: Okay. What part of that ramp were you on?

A: Up towards the top where he....well, readily visible.

MK: Okay. Did you look over or down at him at that point?

A: I looked over at him.

MK: Could you see who was in the car....in the van?

A: The same person that ah, was at the scene (inaudible).

MK: See anybody else with him?

A: Nobody. Nobody else.

MK: Okay and you said you backed up the ramp momentarily.

A: Ssss.....no I didn't back up, I just put my car in reverse and Sanders backed up.

MK: Okay. Why'd you do that?

A: Well, cause he slowed down rapidly. I mean, when we

first....I saw him in my review mirror when he first came up over the overcrossing, he was going normal and then all of the sudden when I.....he got by us and it was like he slowed down to probably thirty miles an hour and he was probably at fifty, and ah, that's when we put our car.....he.....Sanders backed up and I put my car in reverse just in case he stopped and got his gun out and started shooting.

Q: At that time were you getting any radio transmissions regarding he being a [redacted]

A: No.

Q: What did you think.....

A: I believe it was sometime halfway between Piercy and Fortuna that we foun....or Drake Hill exit that we found the information out of him being [redacted].

Q: So what did you think was going on at that time where he wasn't responding to the red lights and sirens and slowing way down?

A: Well, I was hoping he was gonna pull over....well he....we hadn't lit him up at that time. He just slowed down, then he passed us and that's when we lit him up.

Q: When you lit him up, is to activate your.....

A: Put the red light on him and....and then Strong put on his siren too when he didn't pull over originally.

MK: So the reason you backed up would be be....to be in a tactical....

A: Safety....well our own safety. Yah. So he didn't stop next to us and start shooting.

MK: Okay.

A: To get behind him if we could.

MK: Now, as you followed him up the road and he was doing the bizzare driving, and he was throwing different items out the window, and things, did your sense of something wrong increase?

A: Yah, well I picked it up along.....I mean yah, it did.

MK: So a...as this thing unfolded in front of you.....

A: Well, first of all we got a guy that's shooting his gun off in the middle of town for no reason at all, so right there alone, you know, it was.....we were all...all of us were real apprehensive and then he slows down, and at that point

when he saw us he was real calm, cool, and collected too, because he looked over, I looked over at him and he just drove by real slow and then he picked up his pace again, kind of like thinking hmn, you know, I mean what am I, you know....

Q: Did he make you mad?

A: No. He didn't make me mad.

Q: Did he make any of the other officers mad that you knew of?

A: No. I ah, well I was real worried about other people's safety. I felt that he probably could've went head on with somebody if he wanted to. But he didn't. So I really don't know what was going through his head at the time.

MK: Would you s.....

Q: What I'm trying to get at, did he make you so mad that you wanted to ram him....

A: No.

Q: Shoot him or anything like that?

A: I wanted to get him off the road, definately. Just for the other people's safety, but no he didn't make me mad. I wasn't mad in any sense.

Q: Okay. To your knowledge, was Officer Sanders mad?

A: Ah, I don't know.

Q: Was there any radio transmissions.....

A: Nobody.....

Q: (inaudible).

A: Nobody talked on the radio. Everybody was real calm and no one seemed mad knowing these people.

Q: How about Officer Strong, was he mad?

A: No, he didn't appear mad at all.

Q: I mean would it make him mad? I mean here's a guy that you're trying to stop and he's not, ah, that would be....that would want you or any other CHP Officers to get out and shoot this guy.

A: There wasn't any real reason for us to be mad at him. I mean he didn't, you know what I mean.

Q: What I'm asking you is.....

A: I know. There was no reason I.....I didn't see anybody mad. I didn't know if anybody was mad. I couldn't really tell that anybody was mad.

Q: Even while you were stopped here, was anybody so damn mad at him that he wanted to kill him?

A: Nobody was mad. Nobody had displayed the ah, temper of any sort. Just the fact they were carefull and they knew he had a gun and that was it.

Q: So in your.....

A: And we wanted to get him out of car without having any problems. That's what this.....

Q: Your observations here, prior to the shooting starting, that the officers remained cool and calm and collected.

A: Everybody.

Q: It's not that they were saying let's kill this guy. Let's kill him.

A: Right. They weren't saying that.

Q: Okay. Even after he fired out the ah, driver's window, into the field.

A: Well it all happened so fast after that that it was.....

Q: Okay, I'm talking about these....these first several shots.

A: Oh, okay no, nobody was mad.

Q: I mean even in the first several shots.....

A: Just that....just maybe they were a little bit scared. I mean who....who wouldn't be that you know....especially these guys back here where there....they were most at...you know, in the most line of....in the best line of fire I should say. And they were probably the ones that were you know, a little bit ah, nervous or scared or however you want to put it.

MK: Joe, would it be a fair statement to say that....that this [redacted] behavior got worse while you had him under observation, instead of better.

A: Worse most definately.

MK: We're talking about he...he....he went from being somewhat rational to being very bizzare.

A: Yah.

MK: Okay. Now, in terms of...of tactics in your safety, would you feel comfortable stopping this guy by yourself?

A: No.

MK: What would you think would be a minimum number of officers you'd like to have if you had to stop this guy?

A: At least four officers. At least four officers. Knowing this guy and how he was, at least four officers. The more the better.

Q: You say knowing this guy, that's with the information you had received.

A: After....everything, yah.

Q: Exactly....

A: After....let's say after we followed him all....after all the information I received up to Van Duzen, the Van Duzen Bridge, with just that information alone, at least four to five officers.

Q: What was the exact bolo that you heard from dispatch?

A: On the original? That there was a....they gave the discription of the van, and the two yellow containers up on top of it were ah, which were very easy to pick up, and that he stopped in a Shell station, fired, I don't know, two, three rounds off into the air, got back in his van, and drove. Was possibly northbound.

Q: Okay. Was...was there some ah, order or direction that the dispatch gave you as far as officer safety and what Willits and ah, intention was regarding this van?

A: The....ah, I think Strong or ah, it was Sergeant Krock had...had dispatch ask uhm, Willits PD what they you know, what they had him for or whatever the deal was. If he was wanted for anything else, if he had hurt anybody else, and they s....basically the dispatch said stop, F.I. the individual, field interview or...and ah, uhm, you could possibly ah, arrest him on gun charges. Like I said earlier.

Q: Okay. Go ahead Sergeant Krock.

MK: Alright ah, Joe, at the....at the end of the party and the suspect had run through the spike strip....

A: Right.

MK: Okay. He was now stopped on the wrong side of the highway, you had come back to a....to a position to his right rear, somewhat at about a forty, 35-40 degree angle....

A: Yah.

MK: When the first shots came from his vehicle, did you feel adequate with what you had there including your....your other partners, to handle the situation?

A: Yah.

MK: Okay. You felt.....

A: I felt....yah, that you know, everybody was in a pretty secure spot, as secure as you could have and that ah, you know, if this individual started firing that ah, we were definately had enough ah, manpower to handle.

MK: Okay. Now, did you approach the car after....at...at the end, after the [redacted] ah, had not fired any longer, after the car lurched forward....his...the van?

A: After the van had lurched forward and stopped on the side of the....on the shoulder, that's when everybody approached basically.

MK: Alright. Can you tell me, briefly, what you saw at that time?

A: I got all the way to the back door, I grabbed Vulmer's shotgun, and that's as far as I got to the van.

MK: Okay. You didn't look in the interior at that point?

A: No, I didn't. And then I put the shotgun down, they...we brought him out, I helped them drag him to the shoulder, layed him down and that's when we started CPR.

MK: And, you say we brought him out, meaning....

A: Well I....I only helped from about here out, I didn't actually....Vulmer was there and I think Strong for sure, actually pulled him out of the driver's seat.

MK: And you assisted.

A: I....I didn't assist until he got back to the back tire about and then I helped him on over.

MK: Did you ever see his weapon?

A: I saw Strong, I believe, pull the weapon out. I don't know where he put it, but I saw the rifle.

MK: Okay, did you have occasion to reach into the inside of....of the [redacted] car for anything?

A: No, I never touched inside the car for anything. Someone told me infact there .30/.30 rounds all over the dashboard. I didn't even know.

Q: Okay. I....I want to clarify something. Ah, you just said that Officer Vulmer and Strong pulled this guy.....

A: And Sanders was also there. I don't remem....I don't remember what he did or....I just remember he was there.

Q: Okay and then you said there was an EMT bag here?

A: Back....yah, on the shoulder or whatever, after it finally stopped.

Q: After it stopped.

A: Yah.

Q: Okay. Uhm.....

MK: He fired, or you heard a round that had a change of sound.

A: It did sound like it was in a different direction.

MK: Immediately after the shotguns went off....

A: Right.

MK: Then you said there was a pause.

A: It's....it's hard to remember, but yah like I say it's....it...it all go so slow, but it was like there was a pause, and then there was some more rounds fired. But I don't know if there was some more rounds fired from here. I can't remember.

Q: You say, you're pointing back at Sanders' vehicle or.....

A: Back at Sanders and the.....I don't think they fired anymore shotgun rounds, but I think Sanders may have fired some more rounds out of his gun.

MK: Okay now, earlier you said that....that the officers to your right and forward of you fired separately from the shotgun.

A: It seemed like they were separate, yes.

MK: How much time would there have been?

A: Ahh.....we're talking ten, you know, five seconds, ten seconds.

MK: Could.....

A: There's a big pause in there, but it's probably only five or ten seconds.

MK: Could these officers or any one of the three that were to the back of him, have all....have also fired when the officers to the right and front of you fired?

A: Yes. Yes they could've.

MK: Okay.

Q: Was there any shots fired after the [redacted] went forward?

A: No.

Q: While it was going forward, to your knowledge?

A: Not to my knowledge.

Q: Okay. Did you hear Sergeant Williams or Deputy Mayton talk about shooting at the [redacted] while the car.....

A: No, I didn't hear that.

Q: Come to it's final rest.

A: I know Deputy Mayton did go up there and had his gun, but I didn't....I didn't hear any of the conversation.

Q: But all of this had already....at this time there was no more shooting after the van was rolling and had come to it's final destination.

A: Right. Right.

Q: Ah, at your position back here, you have somewhat of an angle, but ah, you said that after the windows were shot out, you saw the [redacted] roll or go to the right.

A: Flop down in the seat.

Q: To the middle of the van?

A: It was...it was kind of weird at first there was a lot of movement up there. Nothing I could really pick up.

Q: Did you see the rifle at any point there?

A: At any point? I thought I may have seen it come down like this.....I thought.

Q: Now wait a second now, the tape can't pick that up, now. Illustrate that in verbal.

A: Okay. From.....from ah, from left to right come down.

Q: Inside the van?

A: Like come....like coming from the driver door back into the van. Now, I don't.....I j.....after....that was after the window got blown out, half of it. Now that's all I could see. I couldn't really see and do anything else.

Q: Okay. So then you see the ah, [redacted] if you will, ah, after these volley of shots from the Mustang and from Sanders vehicle.

A: Right.

Q: (inaudible) go back towards the front of the vehicle and then over to the middle there.

A: Right. And there was a lot of.....there was a lot of movement up there at that time and all I.....I say movement, I couldn't really decipher any of it from where I was. But it seemed like there was a lot of movement.

Q: From the [redacted]

A: From the [redacted].

Q: Okay.

A: Right.

Q: Then....then from there....from that movement of the [redacted] after that first volley of rounds, about how long was that after that that the van started moving forward?

A: After the last, it was ah, the rounds it was ah, almost....seemed like immediately. Two, three seconds.

Q: Okay. In your position here, you were still behind your driver door?

A: Right.

Q: And you were still ah, had your shotgun out?

A: Right.

Q: And did you ever pull your service revolver out of your holster?

A: No.

Q: Did.....were you looking down your site ah, at the van?

A: I did it twice.

Q: You never fired any rounds out of your shotgun.

A: No.

JA: Joe, when ah, when the....the rifle was swung from the left to the right in the front seat of the van, which you could see now that the windows were.....

A: Right.

JA: Were blown out, who or what would've been ah, in the direction of that rifle?

A: It seemed like it came back this way, towards Strong and Williams and then maybe....I....like I say there was so much movement and I couldn't decipher it, and it seemed like Strong and Williams could possibly have got a better view, that maybe he was coming back this way or I don't know. See there was all that movement and I couldn't make any of it out.

MK: So it came.....it would come towards them, but it never came back towards you position.

A: No, no. No, in fact....yah, I never....it was only an instant that I saw at the start, when it first got blown out and then it was gone. So I don't know where it went.

Q: Did you know at...at that point, did you know if the [redacted] was hit or not?

A: No. And it seemed like there was a.....for that

TAPE TWO, SIDE ONE ENDED.....
TAPE TWO, SIDE TWO.....

MK: Bare with us, because we may ask the same question a couple of times.

Q: Okay, while the tape was off, ah, just here in the last second the time, by my watch, is 12, almost 12:17. Ah, this'll be tape two, side two, continuing the interview of Joseph Micheletti, CHP Officer involved, regarding 88-5881. Okay, we're just explaining to you in between that momentarily while I was turning the tape over that we just need to clarify certain things and what you were able to observe and ah, and view. Other than that ah, had you been able to answer anything?

A: What?

Q: While the tape was off.

A: No, I didn't. No.

Q: Okay. We were just....Sergeant Krock was just saying we need to varify ah, clarify.

A: I was thinking sir.

Q: No, problem. Okay. Ah, there's....there's no problem there. Okay, ah, I guess we're at the point there about the [redacted] inside the van doing a lot of moving, the windows being shot out.

A: Yah.

Q: And.....and ah, my question to you, and I don't know if you ever had the oppertunity to answer it properly, was did, at that point did you know the [redacted] [redacted] was shot?

A: No, I didn't.

Q: Could you tell if the [redacted] was shot?

A: No.

Q: Could you tell if he was gonna shoot at anybody else?

A: From my point, no.

Q: Could he have...an.....

A: He could've. Very definately.

Q: But at that point, you don't know that he's shot?

A: If I would've saw that he was gonna shoot at somebody I would've shot myself, but from my point I could not see.

Q: And that's why you didn't.

A: That's why I did not. If I would've shot, it would've only been because the....the per....peop....the officers to the left of me shot. That would've been the only reason I would've shot.

Q: Okay. Was...was anybody here yelling we were shot at or he's shooting at us?

A: I don't remember any of that, no.

Q: Okay.

A: Don't remember anybody saying that he shot at us.

Afterwards.....after it was all over, I'm all did he shoot at.....did he shoot in your direction or he shoot at you and they said yes.

Q: Who's they?

A: Sa....well, Sanders said he saw the muzzle flash. He doesn't actually know where the round went. He just saw the muzzle flash in his direction and that's when he shot. That's what he said to me immediately after.

Q: How about Vulmer, he make any statements?

A: All three of them said that. They saw the muzzle flash. Vulmer said after that he saw gun wave around and boom a flash and that's when he shot. He doesn't really know where the shot...he didn't at the time know where the shot went, just that there was the flash.

Q: What else did Vulmer say to you regarding that flash or the shooting?

A: That was....that was really it. I mean there was so much going on with the ah, the ah, CPR and everything.

Q: Did he say anything about ah, hearing anything like the round hitting the front window?

A: They did say ah....I never saw it, but they did say that there were rounds being thrown out. Maybe empty casing or....or live rounds, I don't know that were being thrown out of the van during the whole ah, ordeal.

Q: But did he respond....Vulmer respond about the va....ah...his Mustang window being shot?

A: I don't remember. I don't think he did.

Q: But he...he did respond.....

A: Later he found out, but I don't know if he knew at the time that it was his Mustang window that was shot, just that he had been.....the ah, muzzle flash was in his direction.

Q: So ah, this is....did he say that's why he shot?

A: Yah.

Q: Did he....did he ever tell you that he was afraid for his own life?

A: Ah, no, not personally.

Q: Okay, did ah, Officer Jimenez ever make any comment that...that he felt threatened?

A: I remember.....I remember....no. But ah, Sanders did make a comment in the sense that after the.....this guy started shooting out in the field, Sanders told me that he thought to himself at that point, this is right after, that this guy's gonna make us have to shoot him. That's what he told me.

Q: Because.....

A: This was after.

Q: Because of the way.....

A: Because of the he was shooting. Shooting out of his van and Sanders was realizing hey this guy, you know, he's ob...obviously not, you know, he's gone [redacted] and he's gonna make him shoot him.

Q: Make him shoot him? Meaning what?

A: In the sense that shoot back at him and indanger his life and in turn he'd have to shoot.

Q: You say his life, you're speaking of Officer Sanders?

A: Officer Sanders.

Q: So Officer Sanders relaying to you at that point that this guy is shooting to try to kill somebody.

A: Right. That's....yah.

Q: And that they would have to return.....

A: Have to take his life, yah.

Q: Return fire in order to protect life or property.

A: Right.

Q: At this point I have no further questions. John?

JA: Back to this box that he ah, stuck out, you said the right side window.

A: Right.

JA: Do you have any recollection of the color of that box (inaudible)?

A: It seemed like it was white, red, and maybe even blue. But ah, as close as I can remember at least white and red for sure.

JA: Does the white and red or blue colors ah, signify anything to you?

A: Nothing to me.

JA: Any type of ah.....

A: No, I haven't purchased any weapons.....

JA: No identifier as to what kind of box it would've been or anything?

A: No.

JA: Okay, and also getting back to where you said he held a baseball bat out the window, which one did he hold it out of?

A: Out of the left window. It seemed like the window was.....I don't know if the window was all the way down or if it was up or what, but it seemed like he had the van....it had the baseball bat real high.

JA: Holding it above the roof line?

A: Yah.

Q: On the....out of the driver's window?

A: Right.

JA: Out of the driver's window.

MK: Did you ever see the rifle?

A: I saw the rifle, before the shooting, once in the passenger seat.

MK: But did you ever see it out....

A: No.

MK: High above the driver's.....

A: No.

MK: Window in the same position of or near the same position of the baseball bat?

A: Not that I can remember, no. Not that I can remember. It possibly was, but not that I can remember.

MK: When did you identify the rifle as a lever action?

A: When Strong pulled it out of the vehicle.

MK: Prior to that, had you saw any motion or any silhouettes of his rifle.....you just...you didn't know what it was.

A: I think Sanders came out on the radio that it was a...or even maybe not on the radio, but amongst us that it was a....he's shooting a .30.06.

MK: Okay, so you didn't know if it was lever action at that time or bolt or semi-automatic.

A: At that time, no, no just.....

Q: Is this before the shooting took place, that....that Strong said this, or during that volley that he was shooting out towards the west?

A: I think it was af....yah, out towards the west, during that time, cause that was the point the weapon came into view.

MK: This was prior to.....

A: Him shooting back at the.....

MK: The patrol officers returning fire?

A: Right. Right.

MK: You say he threw a....kind of flipped a wrench back at the Mustang.

A: Right.

MK: Ah, where were you at when you saw that?

A: I was behind my door.

MK: Behind your door.

A: And I saw the wrench....

MK: Did you see his hand?

A: Well, it...it...it....the wa...the direction it came, it would seem like it would have to of been flipped. Just like, kind of like that with the left hand.

MK: But you didn't see him actually throw it.

A: No.

MK: You just saw the wrench come into view.

A: No, all of a sudden the wrench was flying back too, you know, and it was like oh boy.

MK: Could you what kind of wrench it was at that time?

A: After I ah....after I....well I saw it hit the ground and I, you know, I work with tools alot and I....

MK: So you knew.....

A: It looked like a crescent wrench to me.

MK: It appeared to be a crescent wrench.

A: Yah.

MK: You say he threw the matress up against a window earlier, which window were you talking about, where he threw the matress up against?

A: The right.

MK: Right side?

A: Right.

Q: Is that at the passenger seat window or the rear.....

A: Passenger seat window.

MK: Okay. And you also mentioned that you saw him milling around inside the vehicle.

A: A silhouette.

MK: A silhouette. Now where....did you see him moving in any direction or was he going full length.....

A: Well you see the silhouette, yah, go from one side to the other, but you really couldn't see him because of the tinted windows.

MK: Okay, you say from one side to the other, are you talking within the front compartment of the vehicle?

A: Yes. All within.....

MK: Do you ever see a silhouette go to the rear or the vehicle?

A: Never.

MK: So as far as could recall, he stayed within the two front bucket seats of the vehicle.

A: Right.

MK: Or maybe in between them.

A: Right.

MK: That's all I've got.

Q: Lonnie?

X: I got a couple of questions. When you're coming northbound from Piercy through the Garberville area....

A: Mmhmm.

X: Did another Sheriff's ah, unit kind of get in with your pursuit at that time?

A: She trailed us, I gu....it was ah, Lisa.

X: Lisa Shipley?

A: Yes.

X: Was she anyway involved in any....other than just driving behind you?

A: She trailed us from Dean Creek all the way to Salmon Creek.

X: Then she discontinued her portion of that?

A: Right.

X: Okay.

Q: That was for control or some other reason?

A: Ah, why she discontinued?

Q: Yes.

A: Because I guess she realized that there were no other units down in the Garberville area now and that she better stay in her base, or whatever.

Q: Okay. For the record, ah, Lisa Shipley is a ah, female Deputy Sheriff, assigned to the Garberville Sub-station.

X: Okay. Ah, you said Mayton pulled in, according to your diagram, in behind your vehicle somewhere.

A: Well, yah, kind of, he was kind of back there.

X: Right. Ah, was that before or after the shots?

A: It seemed like it was after everything.

X: Okay. You don't know if he was there when the....when all

the shots.....

A: In fact I'm almost positive it was after all the shots were fired.

X: Okay.

A: I'm almost positive.

X: Alright. Did you ever see the man in the van, the [redacted], wave a white flag with an attempt to surrender?

A: No.

X: At no time?

A: At no time.

X: Could you view the window ah, well enough to where if he waved a white flag out the window that you would see it?

A: Before all the shooting?

X: Yes. Before the shooting.

A: If he would've waved it high I could've. If he'd of waved it low I probably would've never saw it.

X: Okay. Did anybody...any other officer there ever tell you or men....make any mention to you, or did you hear anyone around there say that he was waving a white flag in an attempt to surrender?

A: No.

X: Okay. That's all I've got.

Q: Officer Micheletti we've been ah, asking you a lot of questions here and you've been responding ah, has any of us talked to you previously regarding the incident ah, involving this situation?

A: No.

Q: Have you discussed this with ah, any other officers prior to this interview?

A: No.

Q: Have you heard about the other officers involved in this incident, regarding their statements and what ah, they have stated to us in their interviews?

A: No, not really.

Q: You say not really, ah, have you talked to any of the officers?

A: Well, I...I've....I've had contact with them, but I haven't really talked to them and found out what they've, you know what I'm saying.

Q: Yes. Who have you had contact with?

A: Well I just saw Officer Strong.

Q: You just saw him where?

A: In the ah, briefing room at the Redway, Garberville CHP office.

X: You're talking about today?

A: Today.

X: Okay.

A: And ah, that's about it. I haven't seen Sanders.

Q: You have not seen Sanders since the incident?

A: No.

Q: Okay. Is this your first day back to work since ah....since this....since the incident?

A: Yes.

Q: And most of your time...if...I don't want to put words in your mouth again, but most of this time you've been spending with you family due to the new birth of your son?

A: Right.

Q: Okay. Ah, is there anything that you want to ad to your taped statement here, anything that you feel is important that we did not...have not asked about?

A: Well, just possibly that on my diagram, that Sergeant Williams and Strong's vehicles could've been angled at the time of the shooting. After the shooting they were definately straight.

Q: Okay. But once again ah.....

A: There's also.....

Q: On here, not to scale.

A: Yah. There's also ah, two names here from the ah, ambulance

personnel that you might want to ad.

Q: Okay what....

A: If you don't have the names.

Q: Okay what's their names?

A: EMT ah.....

JA: I have those.

A: You have them already?

JA: Yah.

A: Okay.

Q: Why don't you go ahead and give us the names that you have.

A: [redacted] [redacted] and [redacted] [redacted].

Q: And you got that information uhm, at the hospital from them?

A: Yah, Fortuna Rescue One.

Q: Okay. Those are the two ambulance ah, drivers at the time of the incident.

A: Right.

Q: Okay. Did you take any statements from them?

A: No.

Q: Did they tell you anything about what the ah, [redacted] may have said in the ambulance?

A: No.

Q: If there's nothing further, I'll terminate this tape. Does anybody have anything further at this time?

MK: No.

JA: I have nothing.

Q: Officer ah, Micheletti is everything here the truth as best as you know it?

A: It is.

Q: Is there any reason for you not to want to discuss or tell us the truth now?

A: No.

Q: I'll terminate this. The time now, by my watch is 1229 hours. The date is September the 29th, 1988, regarding Humboldt County Sheriff's Department case number 88-5881.

FV:lb 10-06-88 1550 hours

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE Officer Involved Shooting Date 9-25-88 CASE NO. 88-5881

VICTIM _____ ADDRESS _____

Details of Offense and Investigation Progress

Statement of: JIMENEZ, Robert
Officer with Calif. Highway Patrol

Taken by: Det. Frank Vulich
Humboldt County Sheriff Department

Date & Time: September 25, 1988, 1917 hours

Location: California Highway Patrol Office
Arcata, Calif.

Q. This is Det. Frank Vulich, Humboldt County Sheriff's Department. Today's date is September 25, 1988. The time by my watch is 1917 hours. I'm currently at the CHP Office in Arcata. This is regarding case number 88-5881, Officer involved shooting. In this room with me is Investigator Walton from the Humboldt County District Attorney's Office, Sgt. Krock from the California Highway Patrol, and also Captain Don Spencer from the, Captain Commander of the Arcata office. Officer, CHP Officer Robert NMN Jeminez,

A. J-i-m

Q. J-i-m-e-n-e-z, is that right?

A. Yes.

Q. Okay, and how old are you now, Robert.

A. I'm thirty seven.

Q. Thirty seven. How long have you been a traffic officer with the California Highway Patrol?

A. Approximately eight years.

Q. Eight years now? And how long have you been in the Humboldt County area.

A. Approximately two years.

Q. Two years? Okay. You were involved as a, was an officer prior to the CHP, with some other agency?

A. Yes, I was.

Q. Okay, and how many years did you do that?

A. I was with the Trinity County Sheriff's Department approximately two years.

Q. Two years. Okay. So any other time with law enforcement beside Trinity County and California Highway Patrol?

A. I was a Reserve Deputy with the Humboldt County Sheriff Department for two years.
Q. So what are your regular days off now?
A. Normally Sunday and Monday.
Q. Normally Sunday and Monday. Okay, is today something different for you is it just the way your shift fell on this, today's date?
A. Just to where my shift falls.
Q. Okay, and how many days previous to this were you working, to this date?
A. Three.
Q. Three days, so this is the fourth day of this week for you?
A. Yes.
Q. Okay. And what is your normal work shift?
A. Six a.m. to 2:30
Q. Okay, 6:00 a.m. to 2:30 p.m.
A. Yes.
Q. Okay. This morning when you showed up for work, what time was that?
A. Six o'clock.
Q. And how else showed up here to work with you?
A. Officer Hunnecutt.
Q. Hunnecutt, okay. And who was your Supervisor?
A. Sgt. Williams.
Q. So today as usual, you show up for briefing.
A. Yes.
Q. Was there anything in this matter that was involved in your briefing?
A. No.
Q. Okay. And what area were you assigned?
A. I was assigned the south beat.
Q. South beat? And what unit were you driving today?
A. My car unit?
Q. Yes.
A. [redacted]
Q. Okay and what kind of car is that?
A, It's a Dodge.....
Q. Dodge? Okay, so far you guys have a Dodge, a Chevvy and a Ford out there. Okay, you're a single unit?
A. Yes.
Q. And about what time was it today while you were on duty that you received a call or radio message that something was going on?
A, Approximately 12:25 p.m.

Q. What was the nature of the call or the information that you received?

A. I was advised that the Garberville units were in pursuit of a vehicle.....and was requested to respond to the southbeat to possibly take over the pursuit.

Q. Okay, did they say what the nature of the pursuit was?

A. Yes, they did.

Q. And what was it in particular that you were told?

A. They indicated they had a driver who had brandished a handgun near the Willits area and was possibly armed and was driving in a reckless manner..... at times crossing the opposing lines.

Q. Needless to say, and no one else has brought it to my attention, but I'll direct to all our attention now, prior to the tape being turned on, I told you that I was going to advise you of your Constitutional Rights, isn't that right?

A. Yes, you did.

Q. And I neglected to do that while we were on the tape, so I'm going to take this time right now to read these to you. Okay? And you just listen and respond however you'd like to. First of all, you have the right to remain silent. Do you understand that right, Bob?

A. Yes, I do.

Q. Anything you say can and will be used against you in a court of law. Do you understand that?

A. Yes, I do.

Q. And also you have the right to talk to a lawyer and have him present with you while you are being questioned, do you understand that right?

A. Yes, I do.

Q. If you cannot afford to hire a lawyer, one will be appointed free of charge to represent you before any questioning if you wish. Do you understand that right?

A. Yes, I do.

Q. Okay. Number 5, you can decide at any time to exercise these rights and not answer any questions or make any statements. Do you understand that right?

A. Yes, sir.

Q. Having these rights in mind, do you wish to talk to us now regarding this investigation?

A. Yes. I do.

Q. Okay. Let's get back to the point where you received this radio transmission regarding the pursuit and why this person wanted to be stopped. What were you told was the reasons for the, wanted this vehicle stopped?

A. I was advised that he had brandished a handgun near the Willits area, and he was possibly armed, and driving in a reckless manner, and failing to yield to the Garberville units.

Q. And where was it that this brandishing or firing a weapon took place to your knowledge?

A. In the City of Willits.

Q. So you know that this was a long pursuit that was taking place?

A. Yes.

Q. And supposedly the Garberville units were the ones that picked this unit up?

A. Laytonville unit picked it up and proceeded north and then the Garberville unit assisted, continued north.

Q. Okay, and at some point, you were given some instructions by a Supervisor to do something, is that right?

A. Yes.

Q. Okay, and who is your Supervisor?

A. Sgt. Williams.

Q. And what was the instructions that he gave you?

A. I was instructed to meet him at the Van Duzen bridge and assist him in setting up the spike strip.

Q. The spike strip, would you describe that to me?

A. Yes, it's a long rubber type piece of rubber with spikes in it that is intended to flatten a tire.

Q. Okay, have you ever used that before?

A. No.

Q. Have you ever seen one of those before?

A. Yes, I have.

Q. Okay, and you were to assist with laying that strap across the roadway?

A. Yes.

Q. Did you, in fact, do that?

A. Yes, I did.

Q. And who did you assist?

A. Sgt. Williams.

Q. Once again, where was it that you placed that.

A. 101 at the Van Duzen bridge on the north side.

Q. And were you furnished with a description of the [redacted] and the vehicle?
A. Yes.
Q. And what were you furnished as far as the vehicle?
A. I was told it was a Dodge van.
Q. Anything more about it?
A. I was given a license number.
Q. Do you recall it now offhand?
A. No, I don't.
Q. Okay. Did you have it written down some place?
A. I had, I had it partial down in my vehicle.
Q. Okay. But radio transmissions were that the next vehicle coming would be that vehicle?
A. Yes. We were advised by the radio that
Q. Okay, the lead pursuing unit following this van?
A. Yes.
Q. Were you also given a description of the [redacted] that was driving the van?
A. No, other than it was a male.
Q. Were you told that there was more than one or just the one person in the van?
A. I believe just one.
Q. Were you told that or do you just believe that now?
A. I saw one as he crossed the bridge.
Q. Okay, so there was no doubt in your mind that there was at least one person, and that was the driver?
A. That's correct.
Q. And when the [redacted] came over the bridge, were you also able to see the other patrol units in pursuit?
A. I saw them after they went by, after he crossed the bridge and he went over the spike strip on the roadway.....
Q. Okay, did you see the patrol units in pursuit come by after you pulled the strip?
A. Yes.
Q. Okay, did they have their red lights activated?
A. They did, their ambers were on.
Q. Their ambers were on?
A. Yes.
Q. Okay, as they went by, you saw their ambers?

A. Yes.
Q. Were you able to see any red lights as they approached?
A. I really wasn't paying that much attention, because I was pulling out the strip, you know, I kind of turned my back, just ran right straight across. There was a shoulder on the east side where I could pull that strip out, and I was walking removing that strip (unintelligible)
Q. So it wouldn't damage the patrol units' tires. Is that fair to say?
A. Yes.
Q. And were there any sounds? Could you hear sounds at that point or not?
A. I believe I heard sounds. I'm not sure
Q. You just don't recall?
A. I don't recall.
Q. Okay, could they have been on?
A. They could have been on, I don't recall.
Q. So the CHP units that were in pursuit, about how far were they behind the vehicle they were pursing?
A. Less than a quarter of a mile.
Q. Okay, and once the [redacted] vehicle crossed this strip, and then what did you do?
A. I put the strip back in the trunk of Sgt. Williams' vehicle and both Sgt. Williams and myself entered our separate vehicle and joined the pursuit.
Q. Okay, I want you as best as you can now to give us a narrative statement as far as when you got back in your vehicle to pursue this van, what was it that you did and what you saw?
A. Okay, When I got back in my vehicle, I heard somebody on the radio and I believe it was Officer Koster,, I'm not positive, I believe it was, indicated that the vehicle almost hit him, and Vollmer was stationed just north of our location and in a position to take on the pursuit at that point, and I overtook him north of 36. At the time that I overtook the pursuit, I seen several CHP units ahead of me with their lights on. The vehicle at this point was in the southbound lanes, going
Q. Northbound?
A. He was northbound on the southbound. I could, as I approached it, I could see that the right side tires were flat. I mean it was running on its rims and that it was kind of driving in a veering manner going up the roadway.

Q. And what was that [redacted] vehicle doing at that time?
A. At that time it was proceeding northbound at about 10/15 miles an hour.
Q. Was there traffic, citizen traffic coming or driving southbound on the highway?
A. Yes, there was. Southbound traffic, it was veering on the shoulder to avoid a collision.
Q. Did you, what you can observe, did you feel like there may have been a collision?
A. Not at that point. There could have possibly been a collision. However, at that point, most of the traffic was getting out of the way.
Q. Did you form any opinion on what that driver was doing with his van in that lane going the wrong way?
A. I just felt he was driving in a reckless manner.
Q. I'm not trying to put words in your mouth. Okay? So that's why I'm asking these questions. Was there almost any collisions.
A. There were several near collisions.
Q. Other than the fact that he was in the wrong lanes, in the wrong direction, did it look like he was trying to maneuver to cause an accident or did you ever form that opinion?
A. Well, it's really hard to say because he was swerving in a..... manner, going up and down the road with cars, it all happened so fast.
Q. Where were you when he was in the, driving northbound in the southbound lanes?
A. I was in the northbound lanes.
Q. Okay, parallelling?
A. Number 1 lane, in the northbound lane.
Q. Okay, did you have your sirens on at that time?
A. No, I had my red light and
Q. Did you hear any sirens at that time?
A. No, not that I recall
Q. Okay, and then what happened?
A. He came to a stop in the southbound #2 lane.
Q. Okay, and then what did you do?
A. I stopped in the center divider and there were at least two units stopped behind him, Vollmer and one of the Garberville units stopped to the right of Vollmer and there were several other units

ahead of me in the divider.

Q. And then what happened?

A. I got out and as I exited my vehicle, I took my shotgun with me. And,

Q. When you say your shotgun, it's the California Highway Patrol shotgun?

A. The shotgun from my unit.

Q. Assigned to that unit, right?

A. Yes.

Q. Okay, and what kind of shotgun is that?

A. It's a 12 gauge.

Q. 870 pump?

A. I believe so.

Q. Did you load that gun this morning or did someone else?

A. No, it was loaded.

Q. Did you check it?

A. No, I did not check it.

Q. Okay. And so you grabbed the assigned vehicle's shotgun, and you did what?

A. I walked over and assisted Office Vollmer and positioned myself to the right side of his vehicle.

Q. Prior to you approaching Officer Vollmer's car, what kind of car was that?

A. Officer Vollmer's is a Mustang, Ford Mustang.

Q. Ford Mustang. And were any shots fired at that point?

A. No.

Q. And then what happened once you were there with Officer Vollmer.

A. We initiated a felony stop procedure. I utilized the Public Address system and Officer Vollmer's gear in an attempt to get the [redacted] out the vehicle.(?)

Q. And what specifically did you do and say to the [redacted]

A. I asked him to come out of his vehicle with his hands up.

Q. What else did you say?

A. Uh, I asked one of the Garberville units if they had a name on him, and one of them said why don't you call him [redacted], and I asked him, [redacted] would you step out of your vehicle with your hands up?" At that point, he began throwing out the wrench, threw out some items out of the vehicle.

Q. When you say "threw them out," what was the demeanor of him throwing them out?

A. I don't know, they were just coming out of the vehicle on the driver's side.

Q. Was he throwing them at your direction at you or just throwing them out?

A. The wrench came back and the drumstick kind of just fell out to the side.

Q. What did you think was going on at that point?

A. I don't know. I just at that point there we were still trying to call him out.

Q. Okay, and the reason you were calling him out was for what reason?

A. Well, I was advised, we were quite sure that he was possibly armed, and we wanted him out of the vehicle so that we could take any passenger and save them.

Q. Now, when he wasn't coming out, what were you thinking?

A. I wasn't..... I was thinking of the Officers safety.

Q. Were you concerned of any citizens at that time?

A. Yes. I was.

Q. And that's the citizens in the traffic there?

A. Yes, there were some vehicles that were positioned in that location. (inaudible)..... line of fire. One of the..... tried to hear somebody on the loudspeaker, asked them if they'd move their vehicles. And they started making some U turns just move out of this location.....

Q. Try to go as slowly as you can, and be specific, and then in some detail as far as once you're on the PA system, did he ever respond back to you?

A, No.

Q. Could you see him from within the van?

A. No, he had some type of tinting on the rear window and the side windows, and he was kind of parked at an angle, and therefore I could not see him ..... I could see hands coming out the window.....

Q. Okay, and then, so as you're giving him instructions to get out of the vehicle on a felony car stop, that means come out with your hands up and just get down on the ground, is that basically it?

A. Yes.

Q. Okay, and he was not responding then?

A. No, he was not.

Q. Could you see him moving from within the vehicle?

A. Not at that time.

Q. Okay, at what time was it that you could actually see him moving around or doing something?

A. Well, I could see him when he stuck a baseball bat out the driver's side window. He began opening it. I could see his arms sticking out, and I asked him to step out with the baseball bat. I figured if he came out with the bat, at least we could look at him and see whether or not he's armed.
Q. Did you have any conversation with Officer Vollmer at that point?
A. Uh, I don't believe so, not at that point.
Q. Okay. To you knowledge, no arms were fired at that time?
A. No rounds were fired at that time.
Q. To your knowledge, right?
A. At that point no rounds had been fired.
Q. Okay, at some point in there, the [redacted] within the van fired, is that right?
A. That's correct.
Q. Okay, at that point no CHP Officer fired?
A. No CHP Officers working at that point fired.
Q. Okay, so at the time you first hear rounds, can you see him with the rifle outside the vehicle?
A. Yes, I could.
Q. Okay, why don't you tell what was going on at that time with him?
A. At that point, each vehicle kind of lurched forward and kind of stopped near the west curb, and I could see a rifle sticking out the driver's side, and I could hear rounds being fired. You could see the flash of the gun start firing rounds.
Q. Okay, at which direction was he firing rounds?
A. At that point, he was firing towards the west into this field on the west side of the freeway at that point firing towards the fields, not in any straight manner, kind of in an awkward manner, moving the gun back and forth and firing.
Q. Okay, and which directions did you specifically see him shoot at?
A. I seen him shoot directly towards Vollmer after about three or four rounds after he fired off to the left side. He pointed the gun, you could see the barrel being pointed backwards in Vollmer's direction. I yelled at Vollmer and told him to be careful that he was pointed towards him.
Q. Okay, did Vollmer shoot any at that time?
A. I believe he fired a round. I could hear a round going off, and at that point I heard gunfire.....
Q. Okay, and this is why you're back at the Mustang?

A. That's correct.
Q. Okay, how far was the Mustang away from the van at that point?
A. Probably less than a hundred feet.
Q. Okay, can you be a little more specific as best as you can?
A. I'd say approximately 100 feet.
Q. Ten car lengths away?
A. Yeah, roughly.
Q. Roughly, okay. What were you thinking? What was going through your mind during, when this guy started shooting?
A. When he started shooting at Vollmer, I kind of feared foris safety, because the gun was pointed in his direction. I worried about Vollmer, I worried about myself. I was scared. I worried about myself.....
Q. Okay. So at this point you felt threatened with this guy shooting a high power rifle, right?
A. Yes, I did.
Q. Okay, and do you know the difference between a smaller caliber rifle and a larger caliber rifle?
A. Yes, I do.
Q. Okay, in your own words, describe what type of rifle you felt the [redacted] had?
A. Well, I could tell by the sound that it was making when it was fired that it wasn't a .22 and it wasn't a small caliber rifle, even though I could just see the barrel sticking out. By the sound that it was emitting, it was fairly obvious that it was a large caliber like a deer gun.
Q. Did you form a different opinion with that perseption of a higher powered rifle versus a smaller powered rifle?
A. .....
Q. You didn't feel more threatened because the guy had a more powerful rifle than a lesser caliber?
A. It depends on, I guess it would depend on the circumstances at that particular point. I was worried about that high caliber rifle more. I didn't even think of a smaller caliber.
Q. Are you wearing a vest?
A. No, I'm not.
Q. Okay, were you concerned about that?
A. Yes, I was.
Q. Why is that?
A. Because I don't have anything to stop bullets.

Q. What was your protection at that point when the rounds were being fired?

A. At that point, I was to the right side of the Mustang with the door open, kind of in a crouched position, using the door.....

Q. So you can still see the driver's side activity?

A. I could from where I was positioned, yes.

Q. Okay, were you ever able to see into the driver's door, the mirror there to see if you could see a reflection or any movement or any activity from that vantage point?

A. No, my attention was focussed on me and the rifle at the direction it was being pointed.

Q. Okay, so you weren't able to see in the mirror to see if the guy was aiming through the ..... or anything like that?

A. No, I couldn't

Q, Okay. To your knowledge, was the vehicle struck at that time, the patrol vehicle?

A. I don't know. I heard a large bang and I didn't know whether it was or not at that point. I returned fire.....

Q. Okay, was there some shooting done first and you got back on the PA and tried to talk the guy out or do you remember that?

A. I don't recall talking to him on the PA after the shooting started. at that point.

Q. Okay, he fired out the window, and he fired back towards the patrol unit?

A. Yes.

Q. Okay. And then could you see him inside the vehicle at all?

A. No, I could just see his hand sticking out with a gun. That's all. I couldn't see his face.

Q. At some point there, he pulled the gun back into the vehicle, did he not?

A. Yes, he would fire rounds, pull it back in, and then stick it back out and pointed in our direction, fired a round.

Q. Okay, but the time that he pulled the gun back in, could you see him at all within the van?

A. No.

Q. Okay, did you, you couldn't see him because of the windows were tinted or had that material on it to where to be like a mirror?

A. That's correct.

Q. Okay, what would you have thought regarding not being able to see him?

A. Well, scared.
Q. Why is that?
A. Because I didn't know if when he pulled the gun back into the window whether or not he was going to point it out the back window and start shooting.
Q. Okay, were you able to discuss this with Vollmer at all regarding the vulnerability of either himself and you or both of you together? Did you have any discussion with Vollmer like that?
A. Yeah, I yelled a warning at him and indicated that if he pointed at you again we're going to have to do something, either back the vehicle or respond or do something.
Q. Okay, and then the [redacted] started shooting again, right?
A. Yes, he did.
Q. Okay, did you shoot first, or did Vollmer shoot first?
A. I don't know.
Q. Do you think it was kind of simultaneous or
A. It could have been. There was a lot of noise when that shotgun went off. I could hear a gunshot to my right side. One of the Garberville units or somebody was firing at my right side. I heard the gunshots.
Q. Okay, when you fired, what did you fire with?
A. With the 12 gauge shotgun.
Q. Okay, did you use your service revolver at all?
A. No, I did not.
Q. Did you extract your service revolver from its holster during the time of this incident?
A. No, I did not.
Q. Okay, have you removed it from your holster since the incident?
A. I have not.
Q. So when was the last time this date that that was removed from its holster?
A. At the range, last range day. It was a week, ten days ago.
Q. Okay, to your knowledge, that was the last time it has been taken from the holster?
A. That's right.
Q. What type of service revolver do you have?
A. It's a .38 Special.
Q. Okay, and it's a stainless steel?
A. Yes, it is.
Q. Model 67?
A. 68, I believe.

Q. 68 because of the barrel length?
A. Because of the 38.....
Q. Okay. And what's the barrel length on that weapon?
A. Six inch.
Q. Okay. So that particular revolver was not pulled from its holster today?
A. No, it was not.
Q. And you do not fire that revolver today?
A. I did not.
Q. And when you said you fired, you fired only with the 12 gauge shotgun?
A. That's correct?
Q. And how many rounds altogether did you fire from the 12 gauge shotgun?
A. Six.
Q. Did you have to reload it?
A. Yes, I did.
Q. Okay, and how many rounds bubbles does it use, does it hold?
A. Four.
Q. Four altogether?
A. .....
Q. So when you reloaded you fired just two more rounds with it?
A. Yes.
Q. Okay, was that all together at one time, or was there a big pause inbetween the time that you fired? Did you shoot four rounds, reload, shoot two rounds real quickly, or did you
A. I fired four right away, reloaded, and then fired two.
Q. And when you stopped shooting, what was the reason why you stopped shooting?
A. It appeared that he had fallen down to the seat or something. At that point, the rear window had been shot out, and I didn't get a real good view into the van because of the angle that he was parked, but I couldn't see any movement from that view.
Q. Okay, and somewhere in there his van takes off, is that right?
A. Yes.
Q. Okay, and it went down the road a little bit and then went off to the west of the road?
A. Yes.
Q. It was still heading northbound in the southbound lanes?
A. Yes.

Q. Okay. What did you guys do at that point?
A. At that point, we stopped him and I believe some of the guys were starting to talk amongst theirselves. Some of them wanted to approach the vehicle, and ..... just wait a little while to see if there was any movement, 'cause he's, you know, he might be doing something to set us up.
Q. So you were still concerned about everybody's safety, is that right?
A. That's right.
Q. Okay, and then what happened?
A. We waited there a short period of time, and after that, Deputy Mayton approached the vehicle on the right side. After approaching the vehicle, he indicated the body was down, he opened the door and removed the rifle from the [redacted] and gave it to Officer Strong, who secured the weapon in his vehicle.
Q. Okay, just, I want to take and stop us here. just due to the fact the tape is ready, about ready to run out. While the tape is off, we'll have no conversation regarding this incident. The time right now by my watch is 1945 hours. This regarding case no. 88-5881. I'll stop this and turn this over to side 2 of tape one regarding Officer Jimenez. (turned tape over) Okay, the time is still 1945 hours. This is side 2 of tape 1 with Officer Jimenez, regarding 88-5881. We're still here at the Arcata CHP office. Officer Jimenez, since the tape was just being turned over, had there been any conversation whatsoever regarding this investigation?
A. None whatsoever.
Q. Okay, and we're still at the point where you guys were approaching the vehicle and Deputy Mayton was there and gave the [redacted] weapon to Officer Strong, is that right?
A. Yes.
Q. Did you ever get a chance to look at that particular weapon?
A. No, I did not.
Q. Okay. Do you know what kind of weapon that is right now?
A. I was told that it was a 30-30 .....
Q. Okay. Once that was accomplished and the weapon was taken from the [redacted] vehicle, then what happened?
A. After the gun was removed from him, he was pulled out of the vehicle.
Q. Who pulled him out of there?
A. I believe Vollmer, on the driver's side and the ambulance was immediately summoned to our location. He was transported to

Redwood Memorial for treatment.

Q. What did you do when this was all going on?

A. Nothing.

Q. Did you go get your vehicle or what did you do?

A. I secured my shotgun.

Q. Secured it where?

A. Unloaded it. There was still rounds in the chamber and I removed them and secured it in my vehicle.

Q. Back in its

A. Electro lock.

Q. Electro lock? Okay. And what did you do with the shotgun rounds?

A. I was asked by Sgt. Williams to pick up the shot gun rounds that were outside the vehicle near the Mustang, and I picked them up and put them in a bag and signed my name to it and gave them to the ID Tech at the scene.

Q. Deputy Billingsly?

A. Yes, sir.

Q. Do you know him?

A. Yss, sir.

Q. Okay. I instructed you to do that, is that right?

A. That's correct.

Q. You approached me and you had two different plastic bags in your hand?

A. That's correct.

Q. Similar to these evidence bags?

A. Yes.

Q. Okay, and you wrote on both of those?

A. Yes, I did.

Q. And I asked you if you remember the locations where you secured those?

A. Yes, sir.

Q. And I asked you to tell Deputy Billingsly where, in fact, you did secure those?

A. That's correct.

Q. He also has some 38 empty casings in one bag, is that right?

A. That's correct.

Q. And where did you get those at?

A. Those were removed from the right front seat of Sgt. Williams patrol unit. He requested I remove them and bag them and put them into Evidence bags.

Q. Okay, and you did that by securing them from the front passenger floor board?
A. I believe they were on the seat.
Q. On the seat?
A. Yes.
Q. Okay. And do you recall how many spent rounds you secured?
A. I believe there were 5 spent and one loaded.
Q. Okay. From the front seat of his unit?
A. Yes, sir. That's correct.
Q. Did you pick up any speed loaders?
A. No, I did not.
Q. Did you see any speed loaders?
A. No, I did not.
Q. Did you, how many shotgun shells did you pick up?
A. I think there were 8.
Q. And that was from the area on the ground around the Mustang?
A. That's correct.
Q. Now, is that from the first location where it was stopped or the second location where it was stopped?
A. I believe it was the second.
Q. It's my understanding that when the vehicle, [redacted] vehicle moved forward and off the side of the road that you guys got in the Mustang and moved it up
A. That's correct we moved forward behind it.
Q. Okay. Now was there any rounds fired at that location where, its final destination, the Mustang's?
A. That's when where the rounds were recovered from, the vehicle stop location.
Q. Were they inside the vehicle or out on the ground?
A. Outside on the ground.
Q. I'm a little bit confused here now. I thought all the shooting took place from one location and then you advanced the car.
A. Orignially, when we got behind the vehicle, he pulled forward after throwing all this stuff out, pulled his vehicle forward. As he pulled forward, we moved our vehicle forward. And when we stopped at that location, that's when the shooting took place to the best of my recollection.
Q. And after the shooting took place, then the vehicle moved again forward?
A. It moved forward a little bit after that, but not very much.

Q. Okay, and that's where you picked up the casings?
A. That's correct.
Q. Okay. Did you see any loose shotgun shells around the Mustang that you did not pick up?
A. No, I did not, I did not, none on the ground, I did not enter the Mustang.
Q. Okay, did you place any empty casings any place?
A. No, I did not.
Q. Other than the Evidence bags?
A. Other than the Evidence bag.
Q. Okay. What happened to Officer Vollmer's shotgun, do you know?
A. He gave it, he handed it to one of the other officers. I'm not sure who, and he asked the Officer to secure it for him.
Q. Did you go off the roadway looking for anything the [redacted] might have thrown off into the brush?
A. I went off the road again and photographed the cows. I was advised that a cow was struck by one of the bullets out into the field, and I walked into the field and took a photograph of the wounded cow.
Q. Okay, do you know if that was by an Officer's round by any chance or by the [redacted]
A. It had to have been by the [redacted] because the location of where the cows were out in the field.
Q. Okay. Could this have been when the [redacted] was shooting out towards the field?
A. That's correct.
Q. Okay. When the [redacted] was shooting back and you and Officer Vollmer, did you feel like you were in any strange jeopardy at that point?
A. I did.
Q. You did?
A. Yes, I did.
Q. And did you feel, what did you feel the [redacted] was trying to do when he was shooting at you guys?
A. That he was trying to kill us.
Q. Okay, and how many rounds altogether do you think the [redacted] shot?
A. I think he fired five or six.
Q. Altogether?
A. Altogether.

Q. And how many do you think was fired directly at you and Officer Vollmer?

A. At least two or three.

Q. Two or three? Did you have an opportunity to examine the Mustang after this incident had subsided?

A. No, I did not.

Q. Do you know if any of the Patrol vehicles were hit?

A. Yes, I do. I did see the exterior of the Mustang, but I did not enter it.

Q. Okay, what did you see on the exterior of the Mustang?

A. There was a, looked like a crack near the windshield, and I saw it from a distance as I was photographing the

Q. Did you take any photographs whatsoever of the van?

A. Yes, I did.

Q. Okay. During this, tell me prior to this if you will, when you were speaking on the PA and did this guy respond at all?

A. No.

Q. Verbally?

A. No, I heard no voices coming out from the van.

Q. At this point I have no further questions. Investigator Walton, is there anything that you can think of that needs to be asked that we haven't asked him?

Walton: I have nothing.

Q. Sgt. Krock?

Sgt. No.

Q. Captain Spencer?

Spencer: No.

Q. Officer Jimenez, we asked you all kinds of questions here, is there any questions that you can think of, or is there anything you want to say that we have asked you that you feel is important in this investigation?

A. No.

Q. Okay, if there's nothing further, I'll terminate this interview. But before we do that, would you let me examine your firearm, please. Okay, for the record, I am now looking at his assigned weapon. The serial number of this weapon is [redacted] is that right?

A. (unintelligible)

Q. Okay, this is a model 68-2. It is fully loaded with six unfired

rounds in the cylinder, and for the record here, I want to say that there's no powder or residue on the cylinder and/or chamber inside the cylinder area. It's clean, and it appears to be, there's some oil on it. When was the last time that you cleaned this weapon?

A. A week to ten days ago. The last time at the range, I fired it and cleaned it at that time.

Q. Okay, and there's no way, shape or form that you cleaned this today?

A. No, I did not clean it today.

Q. Okay, I'm going to hand this over to Investigator Walton, have you also look at it. When you're done with that, why don't you let Sgt. Krock make his observations from there.

Walton: I might also reflect to the board, it's very clean, bright and shiny. No evidence that it got fired.

Other: Are you on the tape?

Q. Yes, we are.

Other: I have a phone call for Officer Jimenez whenever your done with this interview.

Q. Okay, why don't you just let them know it will be just a couple more minutes. Is there anything else, Officer Jimenez, that you would like to add to this interview at this point?

A. Nothing.

Q. Okay, at this point, I'll terminate this interview. By my watch, it's 1756 hours, correction, 1956 hours.

typed by [redacted] on 10-6-88

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE _____ Date 9-25-88 CASE NO. 88-5881

[redacted] _____ ADDRESS _____

Details of Offense and Investigation Progress

Statement of: SANDERS, Tim
C.H.P.. Officer

Taken by: Det. Frank Vulich
Humboldt County Sheriff Department

Date & Time: 9-25-88, 2007 hours

Q. This is Det. Frank Vulich, Humboldt County Sheriff's Department. This is regarding case number 88-5881, Officer involved shooting. Today's date is September 25, 1988, the time right now is 2007 hours. Currently at the C.H.P. Office in Arcata. Currently in this room with me is Investigator Walton from the Humboldt County D.A.'s Office; Sgt. Krock from the Redway Office of the California Highway Patrol; and also Captain Spencer from the Eureka/Arcata Office. In this room with us is C.H.P. Officer Tim Sanders, S-a-n-d-e-r-s, is that right?

A. That's correct.

Q. And you're badge number is [redacted] is that right?

A. That's correct.

Q. How long have you been a California Highway Patrol Officer?

A. Well, a little over eight years.

Q. And how long have you been in the Redway office?

A. A little over three months.

Q. And what time did you go on duty today?

A. 0600 hours.

Q. And what's your normal days off?

A. My normal days off?

Q. Do you have any?

A. No.

Q. They don't give you then?

A. No normal days off. My next days off Wednesday and Thursday.

Q. Wednesday and Thursday, Okay. Before we turned the tape on, I told you what all our responsibilities are here in this investigation, and like I said, I'm not even sure what your activity or involvement was in this case. But before we go any further, Tim, I'm going to advise you of your Constitutional Rights per

the Miranda Warning. Is that okay? Number one, you have the right to remain silent. Do you understand that right?

A. Yes.

Q. Anything you say can and will be used against you in a court of law. Do you understand that right?

A. Yes, I do.

Q. Number three, you have the right to talk to a lawyer and have him present with you while you are being questioned. Do you understand that right?

A. Yes.

Q. If you cannot afford to hire an attorney or lawyer, one will be appointed free of charge to represent you before any questioning if you wish. Do you understand that right?

A. Yes, I do.

Q. Number five, you can decide at any time to exercise these rights and not answer any questions or make any statements. Do you understand that right?

A. Yes.

Q. Having these rights in mind, do you wish to talk to us now regarding this investigation?

A. Yes.

Q. Okay. So you started to work this morning at 0600 hours, is that right?

A. That's correct.

Q. Okay. And somewhere along the way you received the information regarding a pursued or a [redacted] vehicle, is that right?

A. That's correct.

Q. And can you in a narrative manner explain that to us?

A. Yes, there was at approximately 1115, 1120 when Humboldt Dispatch 105 S1 reported a run. Officer Strong was behind the [redacted] vehicle that they had broadcasted earlier. They had broadcasted earlier that a [redacted] had stopped at a Willits gas station, stepped out of his vehicle, fired a round off up into the air, and then got back in his vehicle and left. And as far as they knew, he was heading northbound. They gave a good description of the vehicle, as far as being a Dodge van, [redacted] in color with some yellow objects painted on the top of it. And I believe it was a partial plate. I'm not sure if it was a full plate or not. But that Strong was behind that [redacted] vehicle. So myself and

another Garberville unit began to head southbound from the Garberville area to position ourselves to get in behind the Laytonville unit [redacted] (Strong) so we could initiate a stop. Myself and 105 and 15 Officer Michiletti positioned our units on the Piercy on-ramp facing northbound and waited for Officer Strong to reach our location. As the, I was behind 105-15, Officer Michiletti, on the ramp. As the [redacted] vehicle came into sight, it looked like he was probably doing 50 and 55. He immediately slowed down. It was in the number 2 lane, and he slowed down almost immediately to a stop. At that time, I started backing my unit, thinking he was going to just stop as soon as he saw us, but then he kept creeping forward and started speeding back up. At that time, I pulled forward and was behind Officer Michiletti and we proceeded up the ramp and got in behind Officer Strong. He was following him up

Q. How far up behind was Officer Strong?
A. From the [redacted] vehicle?
Q. Yes.
A. When I first saw him, he was probably at least ten car lengths behind the
Q, Was the emergency equipment activated at that point or do you know?
A. No, we did not, not at that time. I saw him approaching our location. He didn't any emergency lighting on.
Q. How about you in your vehicle?
A. No, none of us had our lighting on at that time.
Q. Okay, what was the objective, to stop him or just pursue?
A. The objective was to stop him after all three of us got in our positions to get behind the [redacted] vehicle.
Q. Once you got in that position, did you activate emergency equipment?
A. Officer Strong activated his emergency lighting system, his red light and his siren.
Q. Okay, did you hear that siren?
A. Yeah, I assumed his red light was on. I heard his siren, but there was no way I could see his spot light.
Q. Sure, okay. And, but the purpose at that point then was to stop him?
A. Right, that's correct, now that all three of us were positioned behind him, that was our intention was to stop him for the

incident that occurred down in Willits.

Q. Okay, to your knowledge, most normal people would stop at that point when you are being pursued by three marked CHP units?

A. That's correct.

Q. Okay, and this was something that was a little bit abnormal then in your opinion or not?

A. Yeah, abnormal as far as a normal person would go, yes.

Q. And what was your thought at this point?

A. Well, I just assumed that the [redacted] was going to flee from us at that time.

Q. Okay, and then what happened next, at this point when he was not stopping?

A. Well, he, oddly he didn't accelerate, he just continued going 50/55 miles an hour, which seemed unusual to me instead, like I said, accelerate and try to flee us. It didn't really seem like he was fleeing us, it just seemed like he just didn't want to stop for us. However he was driving. His speed wasn't high, but he started driving erratically, from side to side, using from the one to the two, and then he would purposely drive into the number one southbound lane, and go over into the number two southbound lane over the double double yellow lines, and that driving pattern just continued during the entire incident. His speed never, at times he'd speed up to maybe 70 miles per hour, and that's really as fast as he ever went. He could see other cars coming, and he would go run into the opposing lane at them, but before they got into a real dangerous, dangerously close, he seemed to swerve back into the lane, just like it was almost a game to him. He would go at the cars, but then swerve back into his lane when the cars were getting close to him.

Q. Okay, so this procedure continued on

A. Continued all the way on up. At that time somewhere along the line, our supervisor was advised, and then the Humboldt units were advised that this could possibly reach their location, and they were to start positioning themselves, and somewhere along that line, also the spike strip was ordered to be brought out from the Humboldt area at an appropriate location where it could be used to be located and set up.

Q. Who is the supervisor out of the Redway Office?

A. Sgt. Krock was the supervisor that was notified.

Q. So he was present during these radio communications and was aware of what was going on as far as you knew?

A. Yes, he was present as far as over the radio, not in person.

Q. Okay, what were the instructions given to you and the other two officers that were pursuing the [redacted] there?

A. Well, to continue like we were, however, if it continued up over our area, I was to take over a primary position just because the other two units were getting low on gas.

Q. Okay, the other two units, one of them is Traffic Officer Strong, is that right?

A. That was the primary unit that initiated the

Q. He's out of the Laytonville office?

A. That's correct.

Q. And Officer Michiletti?

A. Yes, that's correct.

Q. He's also from your office, is that right?

A. That's right.

Q. Okay. Then what were you thinking as far as the traffic situation was going with this guy? What did you think he was trying to do?

A. I had no idea. This was obvious that he was not acting like a sound person. It kept, it ran through our minds that maybe he was trying to commit suicide, the way he was, would go over and face a car headon as the southbound traffic would come, and then it was like he wasn't quite ready or something and then would swerve back. -- And of course, all during this time, he kept throwing articles out the window for whatever reason, nothing of value, just papers and envelopes and matches. During this time, he kept throwing these things out the window. It just was obvious that he was not acting like a normal person would act. We really didn't know what he was going to do.

Q. And then what happened?

A. Well, we kept continuing going north, and his speed still stayed you know between 50 and 70 at the most, and then it was radioed to us that the Humboldt units had the spike strip, they were setting up at the Van Duzen bridge .....and that they would be standing by there. Once that was made aware to us, when we were around the Rio Dell area, or north of Rio Dell coming up right around the Pacific Lumber, getting close to

Q. Scotia

A. Scotia, that's when I moved up and took primary position and the other units moved in behind me, and we just, by then I could radio car to car or station to car with the Humboldt units and was advising them or our location and any private citizens that were in front of them as far as laying out a spike strip, and as we, as he approached the VAn Duzen over across from the bridge there where there was no cars that I could see in front of them, so I advised them of that, and during this time, I had my red lights and siren on and my front and rear lights flashing.

Q. How far behind the [redacted] vehicle were you?

A. As we approached the bridge?

Q. Yes.

A. I was probably 7 to 10 car lengths behind him.

Q. Okay, do you feel that in your opinion that he had enough opportunity to see you and know that there was law enforcement behind him?

A. Oh, most definitely he knew we were behind him, due to his actions and throwing all them papers and his driving pattern. There's no doubt in my mind he knew we were behind him.

Q. Okay, then what happened after the strip, I mean at the

A. Well, he crossed over the overpass and ran over the strip at maybe 50 miles an hour, and a Humboldt Officer pulled the strip out of my path, and I proceeded behind him. Almost immediately going over the strip, he started slowing down, and then he moved, after going over the overpass there it breaks into two lanes. There's two northbound lanes, there's a small divider and two southbound lanes. And he was in the number 1 northbound lane at that time, and the tires started going flat, and I remember that the left rear wasn't going, it didn't appear to be going flat as nearly as fast as the other three. I advised radio that he was slowing down, and there was a Mustang, a Humboldt CHP and a Mustang in the divider facing southbound, and the [redacted] turned toward it and looked like he was going to run right into the Mustang, but then at the last minute, he swerved back into the number 1 northbound lane and continued past that Mustang, and like went along, passed the Mustang also behind the [redacted] vehicle. He then shortly after that turned and passed into the southbound lanes, and this time, he just pulled into the number 1 southbound lane and continued straight down it, not making any attempt to move out of it, and was probably down to around 15 miles an hour. Then he moved over into lane number 2

southbound lane and continued southbound in that. But by now, the tires had started to break up, pieces are coming off the tires. Also by now, the Mustang has turned around, the Humboldt CHP turned around and come back up and passed me on the left side, and we both moved into the southbound lanes. He moved in behind the [redacted] vehicle in the number 1 southbound and the number 2 southbound lane and I was in the number 1 southbound lane behind the [redacted] vehicle. Several CHP units went up ahead and were flagging over private vehicles that were heading southbound in the southbound lanes. I think there's at least two units doing that. I could see that there's a raodblock up ahead and there weren't any more private vehicles coming south, but there was probably 10, maybe not 10, 7 or right in there, 7 to 10 private vehicles in between the [redacted] and the roadblock. The [redacted] then just came to a stop in the number 2 southbound lane. The Mustang came to a stop, oh, probably 50 feet behind the [redacted] vehicle, somewhere around there. I came to a stop slightly back, the mustang, probably the front end of my unit was around the right rear fender of the Mustang as far as how far back was positioned, but he was in the, the Mustang was in the number 1 southbound lane, and the car number 2 southbound, and I was in the number 1 southbound. I opened my unit door..... t he door and at the same time was having my PA because we were yelling for these people, motioning them, waving for them to get out of there and back out of the area, and they were trying to and were backing up slowly, and eventually, within a few seconds, they were turned around and out of the area, and the Patrol units, two Patrol units that were down there swung around and came back our way. I drew my service revolver at that time and was pointing it in the direction towards the [redacted] I could see his figure. The windows were tinted on the van, so I couldn't see him real clear, but I could see his silhouette through the tinted windows. I continued to point my revolver, and during this period another officer, Humboldt area Officer had left his unit and come around with his shotgun and got in the V of the right side door of the Mustang, a Mexican Officer and Michiletti, and he had his shotgun and the Officer was pointing it at the [redacted] vehicle. So I left the driver of the Mustang because he would be at his door and I could see him with his shotgun pointing at the [redacted] vehicle. Shortly after that, I could see him moving around inside

his van, but I didn't really know what he was doing, and then I saw a rifle come out of the driver's side window, open window, and was pointing out, facing the field that was to the west of the freeway, and all of a sudden I heard a couple of shots go off, and I started trying to communicate with the other two officers, telling them, let me know, he's swinging the rifle back to us, pointing back towards us, but he wasn't. I could see the tip of it swinging around, but it was pointing out in that open field, and then the rifle pulled back in, and I couldn't see it any more, any longer, and we are still constantly at him over the PA to come out of the car, to step on out of the car with his hands up and drop the rifle. And when he expended those few rounds, I couldn't tell you how many rounds were, at least two, but I think there was more. I got, I saw a cartridge, empty cartridge fall out the window, his driver's window onto the ground, and I saw that it was, it appeared to me a 30.06 shell, something of that size. At that time, I advised the Dispatch that he had fired some rounds and that it appeared to be a 30.06. I tried to tell the other officers that were to my right didn't appear they could see the rifle. And he was still inside the van and I couldn't see the rifle any longer, and then he started throwing stuff out the passenger side window, different articles, a cup, a crescent wrench.....and then he reached over and stuck a box, a rifle box. I don't know if it was a box to that particular rifle that he had, but I thought that it was a fairly long rifle. The box looked like a rifle could have been in it, and shortly after that, he stuck like a fishing pole out while still holding that box out the other hand and stuck like a fishing pole out the passenger side open window. And at this time, we were still telling him, trying to get him to come out of the van. And then he went back inside, and somewhere along that there, he stuck a bat out the driver's side window. I'm not sure if it was before the fishing pole and that box or after. But he stuck a bat out, I remember telling him, "Come out and bring the bat with you. Just come on out, and talk to us. Come on out of the van, and drop the rifle." It was myself and some other officers telling him to come on out. He went back inside the van to where I couldn't see hands or anything outside either window, and then I remember seeing the rifle come back out. When the rifle came back out, I was aiming directly at him. I could see his silhouette through the

window, and then he swung the rifle right back around, pointing it in our direction. That's when I saw the muzzle flash toward us and heard the shot, and that's when I expended three quick rounds into the back window and pointed it at him. After I fired the three rounds, at that same time, shotgun rounds were being shot, too, whether it was before or a little after I did, I don't know what shot. as far as the CHP units went first, it all seemed like it all happened at the same time. Then I lost sight of the rifle. By now the windows were blown out so I could see the [redacted] in the van, and he appeared to be turning back around now, and coming back over his right shoulder between the two bucket seats, turning back around toward my, my position. And as he was turning around to face me, that's when I expended the three more rounds. It's like there's a little lull from the first three rounds to the second three, there's a little lull there.

Q. That's your rounds, right?

A. Yeah, but there's a lull of everybody. It seems to me there was. The first burst of firing, and then it seemed like there was a little pause as he was moving around and turning back around like to face me, and then I expended three more rounds. At the same time, there was more rounds expended by everybody or from whoever fired, and after I expended those three rounds, I ejected my empty cartridges and reloaded six rounds, and he aimed back at the car, and at that time the van started to move, go forward. I thought he was going to start driving, and then I couldn't believe it, but he started pulling forward, and then the van started to drift off to the left, the edge of the west shoulder, and I got in my unit with the door still open and began to pull forward with the van and the Mustang unit began to pull forward as well, maybe 50, 60 feet, I'm not sure. And then I came to a, the van came to a stop in the shoulder, and I came to a stop, and the Mustang came to a stop. And I could see him slumped, the [redacted] slumped toward the passenger seat and not moving at all. And then we got on the PA and started trying to call him to come out. At this time a Deputy came up with a rifle and a caliber and scope on the rifle and positioned himself on the center divider towards the [redacted] vehicle. And there was still no movement. It seemed like a minute or two went by and the [redacted] wasn't moving at all. At that time, I went over, I ran around the Mustang to where the driver was out, driving the Mustang. And we

we could see the [redacted] wasn't moving at all. The Deputy and myself began to move up on the van slowly. We got up to the van, the left rear corner of the van, looked into it with my revolver still loaded and pointed at the [redacted] and moved slowly up towards the driver's window. When I got up to the driver's window, I still could see no movement. I looked down and could see the [redacted] still slumped over towards the passenger's seat. He was seated in the driver's seat, and he wasn't moving at all. I could see his left hand, which was empty. And now the Deputy's on the right passenger side door, and looked in and said he didn't have the rifle in his hand. At that time, I returned my service revolver in my holster and opened the door, and I could still see that he was still breathing, very erratic breaths used to breathe. So by now, the driver of the Mustang moved up right beside me and we reached in and pulled him out of the van, and moved him over to the shoulder, laid him down. I then ran back to my unit, got my EMT bag and returned back to the [redacted]

Q. Okay, I'm going to stop you right at this point where you get your EMT bag 'cause this tape on side one is about to end. While the tape is off, Officer Sanders will have no conversation regarding this matter. Okay? The time right now by my watch is 2035 hours. (turned tape over) Okay the tape is back on. It's still 2035 hours. This is Det. Frank Vulich. This will be side 2 of tape 1 with Traffic Officer Tim Sanders regarding the shooting incident. Tim, the tape was just turned back on. While the tape was off, had we had any conversation whatsoever regarding this matter?

A. No, we have not, no.

Q. Okay, so you proceeded back to your patrol vehicle, secured your EMT bag is what you called it?

A. Yeah, I went back to my unit and got my EMT bag out of the back of my unit, and then I turned back to the [redacted]. He was still breathing when I got back to him. I then opened my bag got an air way out of my bag, got an air way out of my bag, and put an air way in his mouth, and then got my oxygen....., got a mask,..., put the mask on him and put the oxygen on, and at that time, shortly after that, he stopped breathing, so I check his pulse, and I couldn't find a pulse on him. So I tried to get his pulse. I was trying to get one on his arm a tracheal pulse and couldn't get onem so I tried to get a pulse on his arm, but I couldn't find it, find

a pulse either. And I noticed that he was starting to turn blue on the face. So I advised.....Michiletti was there with me, and I advised him we better start CPR, so I removed the mask and put a CPR type mask that has a ..... to blow into, and I began CPR and Officer Michiletti began..... .....We continued the CPR until the ambulance arrived. When the ambulance got there, they had a little tube mask that shoots oxygen into the person's mouth, and they put that on, so I started doing the breast, and the ambulance personnel began doing the breast with that little tube out of the cannister. And at that time, I took over compressions for Michilleti. We contined the compressions until we got him all loaded up gurney into the ambulance. At that time, the ambulance personnel took over the CPR.

Q. What unit number were you driving?

A. [redacted]

Q. Okay, for this record, you are in authorized CHP uniform is that right?

A. That's correct.

Q. And you're wearing your badge and shoulder patches.....

A. That's correct.

Q. Okay, and the unit you were driving [redacted] is also a marked unit?

A. That's correct.

Q. Does it have a light bar or does it not have a light bar?

A. Spotlight.

Q. Okay. I want to get to the point where you stopped on the number 1 lanes southbound.

A. Okay.

Q. You are about in feetwise how far away from the Mustang?

A. Beside the sidemirror, maybe four feet.

Q. Four or five feet?

A, Four or five feet,

Q. About how far away are you from the [redacted] vehicle?

A. Fifty feet, maybe less.

Q. And describe the weather condition at this time.

A. Fair, dry, daylight.....

Q. Sunny outside?

A. Yeah.

Q. Blue sky?

A. Yeah.

Q. When you and the other officers are on the PA system trying to get

the [redacted] to come out of his vehicle, is he responding back at all to your knowledge?

A. I never heard him say a word during the whole incident. He just continued to move around, throwing stuff out of the windows, throw stuff out the windows, and then the next thing I hear is the shots he fired out into the field area (unintelligible)

Q. When was it that you felt threatened?

A. I felt very threatened once I saw the glass, the rifle swing back towards us, and I saw the muzzle flash toward my direction and heard, you know, some kind shot go off.

Q. What were you thinking when you seen this at that time?

A. At that time, I felt like, you know, I could get shot right now .....

Q. Okay. And

A. I felt my life was in extreme danger at that time.

Q. Did you feel anybody else's life was in extreme danger?

A. Yes, the two officers to my left.....I felt that they were in extreme danger as well.

Q. Have you ever met either one of those officers before?

A. I met both of them once.

Q. Just in passing?

A. Yeah, separate times.

Q. But you have never worked officially with them?

A. No.

Q. I don't remember what your answer is here. How far away was your vehicle and you from the [redacted]

A. Approximately fifty feet.

Q. And you could see the left side of the vehicle, the driver's side?

A, No, I couldn't see the driver's side. I couldn't actually see the inside of that van, no. The only thing I could see was when he would, was holding the rifle out the window, and when he swung the rifle, pulling it out the window back out. I could see that. But I couldn't actually see the left side of the van from my point of view.

Q. How many rounds did he fire in the beginning?

A. I don't know. I know there was more than two shots, but exactly how many, I just don't know for sure. I remember several shots firing out, maybe three or four. I don't know exactly how many rounds he fired off toward the empty field.

Q. And then a short time after that, he fired again?
A. After that, after those shots, the only other shots that I remember is when he actually shot at us.
Q. Okay. After he shot the first time, did any CHP Officers fire any rounds then?
A. The only time that anybody, any CHP Officers shot at him is when he shot at us, when his muzzle flashed at us and I heard the shots. That's when, that was the first time anybody shot.
Q. Okay, so he expired several rounds before any CHP Officers returned any fire.
A. That's correct.
Q. Okay. Now, you said you could see his silhouette through the windows. Describe the windows to us.
A. They were tinted windows
Q, Was it difficult for you to see because of the sun, the direction of the sun was hitting on that or was there
A. No, there wasn't any, it was just the tinting. I couldn't see him clearly. I could see him, but, you know, I couldn't tell you if he had blonde hair or black hair or what he was wearing because all's I could see was his silhouette, his body through that tinted. I could see the, I could see, but I couldn't describe him physically, description of him because of the tinted windows.
Q. You said that a casing went out of the driver's door window or what have you land on the ground, you could see it?
A. That's right.
Q. And it was your opinion at that point that it could have been at least a 30.06?
A. Yes, that's right. It appeared to be a 30.06 round to me, that size.
Q. And the noise, the loudness of this rifle would indicate what to you?
A. The same, that it was a large caliber rifle.
Q. Would that make you feel any differently if it was like a .22 or not?
A. I would have felt threatened with a .22 also, but it did make me feel even more so threatened knowing that it was a large caliber rifle.
Q. For the record here, it's quite obvious that you're wearing a chest protector.
A. That's right.
Q. And does that make you feel any more comfortable wearing that than not wearing it? Do you feel more protected?
A. I don't know if I've feared my life more or not without it. I've

never not worn it, so I do feel more comfortable wearing my vest than not wearing it.

Q. Do you feel your vehicle was affording you more protection?

A. Yeah, I felt like it would be better than standing out with no nothing in front of me for sure.

Q. But then again, too, he wasn't saying anything, but you could still see the rifle?

A. You mean just before he fired at us? Yes, he hadn't said a word. I never heard a word out of him.

Q. So you didn't fire until you felt that your life or someone else's life was in jeopardy?

A. That's correct.

Q. Okay, and when you did fire, you fired three rounds?

A. Yes.

Q. And this is your duty weapon here on the ground next to you?

A. Yes.

Q. Okay, what kind of weapon is that?

A. It's a .38 Smith & Wesson.

Q. Okay, and who does that belong to?

A. It's a State weapon, the State of California. State issue.

Q. Okay, and the ammo that you were shooting, is that State issue also?

A. That's correct.

Q, And you said you reloaded, what happened to the empty cases?

A. They fell to the ground.

Q. There by your unit?

A. Yes, it would of. Basically, I was still in the V of the door, basically, so it would have been somewhere.

Q. The V of the driver's side door?

A. Yes.

Q. And what happened to those casings?

A. I left them there on the ground.

Q. Okay, do you know if somebody secured them?

A. I remember seeing them there afterwards and they hadn't been touched. The last I know, they're still laying there where I had dropped them.

Q. Okay, how about your speed loaders, do you have those?

A. Yes, I do, the speed loaders.

Q. Do you have the empty one also?

A. I don't have the empty one that was left. I dropped it in, I believe,

on the driver's seat of my patrol unit. The last I knew, it was still there.

Q. Okay, when you last saw it it was there on the driver's

A. The driver's area.

Q. Seat area?

A. Yes.

Q. Okay. So what you're telling us then, Officer Sanders, is that you fired six rounds?

A. That's correct.

Q. No more or no less?

A. No more or no less.

Q. Now when you were shooting, did you fracture the windows or was that all simultaneous?

A. Yeah, it all seemed like it happened at the same time, the shots. I guess I don't know if I shot seconds before or seconds after. It all seemed simultaneous.

Q. Okay. Now, the first three rounds that you fired, you said the windows went out and then you could see the [redacted]

A. That's right.

Q. And then he started to turn back to his right, which would be more towards your direction?

A. Right.

Q. That was when you fired three more rounds?

A. Yes, as he was turning back toward me I fired three more rounds.

Q. Okay, where was the rifle pointed at that point?

A. I don't know.

Q. You were still concerned about your welfare?

A. That's correct, very much so.

Q. And do you know if the [redacted]'s vehicle was on, the engine was running or not?

A. I don't know. At the time, though, I don't, I couldn't hear his engine running.

Q. Was the engine running in your vehicle?

A. Yes.

Q. Do you know if the Mustang was running?

A. I don't recall if it was or not.

Q. Describe your EMT bag for me please?

A. It's blue, it's like a soft cloth case

Q. Cloth?

A. Yes. It has a center zipper to get in the center of it There's

two outer zippers to get into outer pockets on either side of it. It's probably about two feet long, maybe a foot and a half wide.

Q. Is that your's or is that the State's?

A. It's the State's. It was issued to me for EMT approximately seven years ago.

Q. Okay. It's a blue CHP color bag?

A. Yeah, it has CHP printed on the side of it.

Q. Is that the bag that was behind the van that we saw?

A. That's correct.

Q. Okay, that belongs to you?

A. Yes. It has my name written on it in silver

Q. Did you after, you assisted Officer Al Vollmer take the [redacted] out the vehicle?

A. Yes

Q. Did you touch anything else that was in the vehicle, put out on the ground or anything like that?

A. No, I never even got in the vehicle, assisted him.

Q. Did you touch the [redacted] weapon whatsoever?

A. No.

Q. Do you know who did?

A. Just by word of mouth. I didn't actually see it, but I remember hearing that a Deputy originally picked it up, the Deputy that said moved up a long way from here. I don't know who he is. And then he handed it to Officer Strong, who put in the back of his unit to secure. But I didn't actually see that occur.

Q. Okay, at this point you were photographed there at the scene, is that right?

A. Yeah, that was later, you know, like maybe 45 minutes later or so.

Q. Sure. Our Identification Technician also photographed you along with the other officers, is that right?

A. Yes, that's correct.

Q. Okay, and you reloaded your own firearm?

A. Yeah, right, that was right after I expended my last round.

Q. Okay, did you fire any other weapons?

A. No.

Q. Do you have any other weapons on you now?

A. Yes, I do.

Q. Okay, and that's on your left boot strap?

A. Yes.

Q. Okay, and the shotgun in your car, is that still there?

A. Yes, as far as I know.
Q. Okay, you did not remove that or shoot that particular shotgun?
A. No, I did not..
Q. Okay. And to your knowledge, that shotgun is still with your assigned vehicle?
A. As far as I know.
Q. Okay, the revolver you have there, I'm going to need to secure it as evidence. Okay? Maybe the Captain has a replacement for you, but we're going to go ahead and take that. We're going to place it into Evidence. So if you will at this time, go ahead and take it from its holster, and I'll, you can go ahead and clear it, and take the rounds out and put it in this plastic bag here. For the record he is placing in the bag six live hollow point rounds. He's handed me a revolver. It's a four inch, serial number is [redacted]. Okay, Investigator Walton, is there any questions you have of Officer Sanders here right now?
Walton: Just one please. Just to make sure that I understand this. Your vehicle placement was such that you couldn't, you stated that you couldn't see the driver's side of the van, is that correct?
A. Well, I mean, I could not, I could see down the line most of the line of it, but I couldn't, you know, like if there was writing on the side of that van, I couldn't, there is no way I could see writing on the left side of that van.
Walton: Okay, but you had very clear view (two persons talking at once)
A. Yeah, down the side. I could see the rifle come out with his arm coming out of the driver's side.
Walton: That's all I have, thank you.
Q. Sgt. Krock, is there any questions you have of Officer Sanders?
Krock: Tell me, did you him work the cocking mechanism?
A. I never did.
Krock: How about when you loaded your weapon, you crouched behind the door?
A. That's right.
Krock: Okay, this was prior to the van lurching forward or moving forward?
A. That's right.
Krock: And do you normally stick your gun out to the side and eject it with one hand, or do you use two hands in front of you or do you recall?
A. I normally use two hands, press the ejector button and hit the

cylinder, knock it out, and then eject them, probably, I don't recall if I held it off to the side or if it was right in front of me. I really don't know.

Krock: Okay. I don't have anything further.

Q. Captain, is there any questions that you

Captain: Just one. I want to check on that. You mentioned that you carry a secondary weapon. You said you did not fire that weapon?

A. That's correct.

Captain: What caliber is that weapon?

A. It's .38.

Captain: Okay, ...

A. Standard issue, it's a Smith and Wesson, steel revolver.

Captain: Okay, may I see the weapon, please?

A. Yes.

Q. Tim. let me interrut you here. When is the last time that particular two inch has been fired?

A. Oh, I fired it when we had a shootout at the range shortly after I got in Garberville with Sgt. Krock present. However, I don't remember exactly when that was. It seemed like it was probably mid July.

Captain: It does not appear to have been fired recently.

Other: No, on the contrary.....

Q. Tim, how tall are you?

A. Six, two.

Other: How do you feel with concealment or cover out the door adequate?

A. No, I don't feel like, I mean, I felt better behind the door than I would be, like I said earlier, standing out in the open, but with somebody returning your fire, I mean, you know, they could hit me anywhere in the head or the upper torso area or anywhere below the door in the lower legs. I would much rather be behind a brick wall.

Q. Tim, the last thirty minutes plus we've been asking you a lot of questions. Is there any questions or answers that you have or any statement that you would like to make that we haven't brought up here that you feel is important regarding this investigation?

A. It's just that I, I saw the rifle pointed in our direction, and I saw the muzzle flash and heard the shot, and that's when I felt that my life as well as the other two officers' lives were in immediate danger, and that's when I fired at the [redacted]

Q. It's quite obvious that there was some previous shooting going on

initiated by the [redacted] and at that particular time, no rounds were returned by you or any of the other officers, is that right?

A. That's correct.

Q. It wasn't until you felt, and possibly the other Officers felt that they were in some type of jeopardy, and the [redacted] did have an opportunity and a weapon that could cause you injuries, is that

A. That's correct. As soon as the shots were fired at, the shot was fired in my direction and the other two Officers direction that's the only time, the first time that any rounds were shot at the [redacted]

Q. Okay, is there further questions from any of you guys?

Other: No.

Q. Tim, is there any further statement by you that you would like to add?

A. No.

Q. Okay, if there's nothing further, I;11 terminate this. The time by my watch is 2059 hours. The date is September 25th, 1988 regarding case number 88-5881.

typed by [redacted]

10-4-88

LOCATION								AREA/BEAT/UNIT/ALLIED AGENCY
Shell Station · willits								105-A11
11-78	11-79	11-81	11-82	11-83	11-25	23152	APB (OVER)	OTHER REASON (FOR APB)
								ORCRS SAFETY

RECEIVED	DISPATCHED	10-97	10-98
25 SEP 88 10 51 A 25 SEP 88 10 55 A			

11-41/11-85/F.D. SENT ON INITIAL REQUEST	INFORMANT	TELEPHONE/FREEWAY BOX NUMBER
	willits P.D	

ADDRESS/ADDITIONAL INFORMATION

[redacted] exited veh at Shell Station willits - fired a round from rifle into the air & left N/B. 20 Ago

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL COMPLAINT-DISPATCH-APB CHP 140 (Rev 12-81) OPI 073 CA 159	DISPATCHED BY	RECEIVED BY	LOG NUMBER/MAP INFORMATION	OVE

CHP DISPATCHER'S RADIO CARDS.
of
9-25-88
88-5881

VEHICLE INFO.	COLOR(S)	YEAR	MAKE	BODY
	[redacted]		Dodge	CARAVAN

NAME/SUSPECT

2 yellow canisters on top

RACE/SEX	DOB/AGE	HEIGHT	WEIGHT	ADDITIONAL INFORMATION
BUILD	HAIR AND STYLE			wood side paneling
EYES	GLASSES	FACIAL HAIR		
HAT		COAT		WMA [redacted]
SHIRT		TROUSERS		[redacted]
SWEATER		SHOES		
		WEAPON		

ALL POINTS BULLETIN/REMARKS

CA 1598

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 105-21

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED (10-7/10-97 (10-8 WITH 10-15)): GARY 25 SEP 98 1124

RECEIVED – SERVICE DESK (10-7 WITH 10-15)

RETURNED – SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION N/B 710 S. Cagge H

AREA/BEAT/UNIT 105-41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED (10-7/10-97 (10-8 WITH 10-15)): 25 SEP 98 11:2[illegible]

RECEIVED – SERVICE DESK (10-7 WITH 10-15)

RETURNED – SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT [redacted] VERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

35

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 10515

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 98 1126			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: To Assist

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Info from willits P.D.

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 98 1130			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☑ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Stop F.I. check for weapon

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 98 1135			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: per willits PD Venturi charges for 1203 (PC & shooting near occupied Building

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 11	41 [illegible]		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Stopping veh N/o Pitkin

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Pitkin

AREA/BEAT/UNIT: 105-41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 11 41 [illegible]			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105- 41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 11 42 [illegible]			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Veh not yielding 55

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)

25 SEP 88 1143 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

Hold Except for Emerg TRAFFIC

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)

25 SEP 88 1144 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

10-39 HSR

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

105 - 41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)

25 SEP 88 1144 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

25 SEP 88 1147 2

105 - 51

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

Advise Super.

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B WOODSMAN

AREA/BEAT/UNIT: 105 · 15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 45 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 46 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: N/B Richardson Grove

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 105-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 48 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15): NEG.

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: ANY AIRCRAFT ?

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Twin Trees Bridge | AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 11 1143			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION | AREA/BEAT/UNIT: 105-49

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 11 1150			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☑ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: throwing wht Hat & wrappers out veh

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Below | AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 Sep 11 1151			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 60-65

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 52 A

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: X ing Double yellow

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16.24

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 53 A

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: To Assist

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: NB 605 S.

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 54 A

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 65

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Dean ave

AREA/BEAT/UNIT: ?

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): EP 88 11 55 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Hoddle

AREA/BEAT/UNIT: 16-24

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 11 58 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: To Assist

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Sylmar Ave

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3	60 mph				

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 00 2

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B MIRAMAR 105-15

AREA/BEAT/UNIT:

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 00 1204

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: WAVE 16-S1 SET

AREA/BEAT/UNIT: 105-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER up spike strip	10-29	11-28	11-27	10-

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 00 1205

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 6 trans JORAN & STALFORD in stretch w/ GUARD RAIL / BANK on the 02 12

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 00 1207

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: APPEARS [redacted] Hearing MATCH looks

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Salmon Cole

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3	60				

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 Sep 00 12 07

RECEIVED-SERVICE DESK (10-7 WITH 10-15): 27

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B 65 M. KLAT

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 Sep 00 12 10

RECEIVED-SERVICE DESK (10-7 WITH 10-15): 2

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVE

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 Sep 00 12 11

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: SB EKA

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVE

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B MYERS BEAT

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1213			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: [redacted] throwing objects

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B RESULA - 60

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1213			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: WEST - 60

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1215			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Jason cek

AREA/BEAT/UNIT: 10-24

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 15			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Code 5

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88	12 [illegible]		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-39 Newport P.D will check on driver

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B Oroville

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88	12 18		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: St. 11 Xing double yellows

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 16-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
5 SEP 88 12 18 2			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

I will not make JORDAN care w/ spike strip

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION I/M SB Fields Loop

AREA/BEAT/UNIT 16-15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 20 2			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION Veh n/B Holmes / Request

AREA/BEAT/UNIT 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 21 2			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1223	25		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

10-39 105-53 's "X" to cover R.P.

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY

COMPLETED BY

LOG NUMBER/MAP INFORMATION: a Request of 105-41

OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B 1 mi S/O Pepperwood

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1224	2		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY

COMPLETED BY

LOG NUMBER/MAP INFORMATION

OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1224	29		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

UEH Swerving At opposing TRAFFIC

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY

COMPLETED BY

LOG NUMBER/MAP INFORMATION

OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: VAN DUZEN BRIDGE

AREA/SEAT/UNIT: 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 24 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B PEPPERWOOD

AREA/SEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER 65-70	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 25 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: N/B JORDAN CRK.

AREA/SEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 27 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 105 - S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
5 SEP 88 1227		105- is 21	

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

4 AUISC 41 to HAVE CONT W/ MOST GAS ALLOW VEH "

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 16-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1228			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

CODE 33

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION W/B STARKEY

AREA/BEAT/UNIT 105 15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER 55-60	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88	1229		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-21

11-85	AAA	NAC	BRIDGE	HIGHWAYS			11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE	CO.	CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 89 1230			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

I'M NOW PRIMARY UNIT

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105- 41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 1230			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

IM Secondary unit NOW

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: No Shively

AREA/BEAT/UNIT: 105- 21

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00	1231		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: ORCH Morrison NEWPORT Beach P.D.

AREA/BEAT/UNIT: INLO

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER: AT R/O's RESIDENCE	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED-SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 1233			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

[redacted]

his

PER MOTHER

SVS ACTION

DEPARTMENT OF CA[redacted]
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

[redacted] | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 105 - 21 / 41

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 36			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION [redacted] PASSED A [redacted] DODGE NOW RED SD. AHEAD2 him is pulling over

NO WANT	NO RECORD	NO WANT NCIC
	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 38	2		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION VEH went over spike strip

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 16 - 15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 12 39	2		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION VEH stopping in C/D.

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1240

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Attempt to slow S/B TRAFFIC

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1240

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: VEH M/B IN S/B #2

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/ 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1240

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-39 Follwd P.D. + stop S/B TRAFFIC

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 11-15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 45

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Veh Stopped, is Shooting, in Field

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 45

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: FATHER [redacted] wants a [redacted] call back - his VAN

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: ?

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 45

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: [redacted] in VAN w/ RIFLE

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 12 47 2			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 11-41 Standing by at KENMAR /

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: 10-20 is 101 1/4-1/2 S/O DRAKE

AREA/BEAT/UNIT: 16-15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER: Hill Rd	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 12 49 2			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 12 51	10 39 25 SEP 00 12 52 2		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Roll 11-41 NOW

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: notify Div & 16-C of this

AREA/BEAT/UNIT: 16-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3	10-39				

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 52 ~~12 53~~ ~~25 SEP 88 12 53~~

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK: N-2 25 SEP 88 12 55 ~~CHP~~

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-39 Regional Div. o/c dv

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 16-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 53

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: notify HSO Shooting [redacted] ALIVE

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

[redacted]TED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Advise Hospital

AREA/BEAT/UNIT: 16-S1

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 12 56

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 11-41 coming 'CODE' (gunshot wound to back of head)

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15)	RECEIVED – SERVICE DESK (10-7 WITH 10-15)	RETURNED – SERVICE DESK	10-8/10-98/RETURNED
25 SEP 88 1258	25 SEP 88 1317	25 SEP 88 dyes 1310	10-97

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NEED 11-84
EXTENSIVE CODING

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER

CA 243

SUBJECT	CHK APB ATC	PD	SO	MARSHAL OTHER	DOJS NCIC	PIN	DDL	SPECIFY AGENCY	NOT ON FILE	NO WANT	NO RECORD	WANTED (ATTACH PRINT OUT)

NAME/SUSPECT

12-40's missing

DOB/AGE	RACE/SEX	HEIGHT	WEIGHT	HAIR	EYES	MISCELLANEOUS
25 SEP 00	13 12 M					

WARRANT INFORMATION-AGENCY/COURT		ADDITIONAL INFORMATION
AMOUNT	JUDGE	
VIOLATION	ABSTRACT ☐ YES ☐ NO	
WARRANT NUMBER	PICK UP ☐ YES ☐ NO	
WARRANT DATE	BAIL ONLY ☐ YES ☐ NO	

CA 243 B

FREEWAY BOX NUMBER/LOCATION: Get unit to ASSIST — AREA/BEAT/UNIT: PER N-2

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41 FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
• GIVE REASON BELOW				STATE CO. CITY		CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1301

RECEIVED - SERVICE DESK (10-7 WITH 10-15): MA STOVERS 25 SEP 88 13:21

RETURNED - SERVICE DESK: JAMES 25 SEP 88 1324

10-8/10-98/RETURNED: 10-39 25 SEP 88 1332

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: [redacted]

NO WANT	RECORD	NO WANT NCIC
10-[illegible]	ACTION FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION: NEEDED

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

SUBJECT	CHK APB ATC	PD	SO	MARSHAL OTHER	DOJS NCIC	PIN	DDL	SPECIFY AGENCY	NOT ON FILE	NO WANT	NO RECORD	WANTED (ATTACH PRINT OUT)

NAME/SUSPECT

Air Ops Arranging

DOB/AGE	RACE/SEX	HEIGHT	WEIGHT	HAIR	EYES	MISCELLANEOUS
SEP 88 13 33 11-48	N-2					

WARRANT INFORMATION-AGENCY/COURT	ADDITIONAL INFORMATION

AMOUNT	JUDGE	
VIOLATION	ABSTRACT ☐ YES ☐ NO	
WARRANT NUMBER	PICK UP ☐ YES ☐ NO	
WARRANT DATE	BAIL ONLY ☐ YES ☐ NO	

CA 243 B

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-C

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 13	25 SEP 00 13 52		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-C

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 13 09	25 SEP 00 13 24 / 10 39		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-21 ADCD PRICE

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED, 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 00 13	10 2		

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: TO HOSP W/ 11-41

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 13 14

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-97 HOSPITAL

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 13 14

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: " WOUND INFL. STED LT US^

After query by H50

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION [redacted] HAS CARD at hom

AREA/BEAT/UNIT 105 J

11-85	AAA	[redacted]	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW			STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 13 45

RECEIVED - SERVICE DESK (10-7 WITH 10-15): NAME OK

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS [redacted] ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: [redacted]

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Ingve wit C-2 to

AREA/BEAT/UNIT: 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): SEP 88 13 54 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 16-24 25 SEP 88 13 54 2

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Relieve 16-75A

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 13 57 2

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 105-51 25 SEP 88 14 02 2 w-7

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: NEED 11-84 A Long TIME

&

ADVISE 105-52 I NEED WEAPON & Holster 4"

OR 6" & Holster

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: A-12 13

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED, 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 14 11 2

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: ETA 15 MIN.

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION: Alvarado Cm-7 90

AREA/BEAT/UNIT: 16-15A

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 5 SEP 88 1415

RECEIVED-SERVICE DESK (10-7 WITH 10-15): 10-39 16-13 25 SEP 88 1415

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: #5 ADVISE X IM INVOLVED IN INCIDENT

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 16-24

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): SAME 25 SEP 88 1416

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION:

AREA/BEAT/UNIT: 16-24

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1416

RECEIVED-SERVICE DESK (10-7 WITH 10-15): 10-39 25 SEP 88 1417 HAS RIDE

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-21 MT 'X' ADVISE IM DELAYED Bail PROVIDE 11-48 ?

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION:

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: N-78

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 14 19

RECEIVED - SERVICE DESK (10-7 WITH 10-15): AVAIL. @

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACC[redacted] ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

[redacted] IF NEEDED

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-15

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW: SCOPE | STATE | CO. | CITY

REQUESTED 10-7/10-97 (10-8 WITH 10-15): HOST 25 SEP 88 14 21

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-31

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW: SCOPE | STATE | CO. | CITY

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 14 29 to SCOPE

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105 - 51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-16): 25 SEP 88 1427

RECEIVED - SERVICE DESK (10-7 WITH 10-16): 10-37 25 SEP 88 1436 2 WICKY

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: MALE [redacted] 11-98 @ SCENE

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: N-2

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-16): 25 SEP 88 1435

RECEIVED - SERVICE DESK (10-7 WITH 10-16):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: W/10-24 I-11 @ 11 N-1 KAP

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-54

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-16): 25 SEP 88 1440 2

RECEIVED - SERVICE DESK (10-7 WITH 10-16):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1442

RECEIVED - SERVICE DESK (10-7 WITH 10-15): MESSAGE LEFT ON 25 SEP 88 AT 1439 HRS

RETURNED - SERVICE DESK: 1443 HRS

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: [redacted]

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-31

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1456

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-53

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED 10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1457

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: OFC

AREA/BEAT/UNIT: 16-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 07a

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Along w 16-24 & 16-15A

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-54

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 13a

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 25 SEP 88 15 18a

RETURNED - SERVICE DESK: N/A

10-8/10-98/RETURNED: 25 SEP 88 15 57a

1039 McGuire

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: Call 1930 w.t.s in early

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: AIR 13

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 14a

RECEIVED - SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: going to Red 2 Hay Fork

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073
CA 243

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-E & 105-51

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 15 ~

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: 10-98 10-19 Humboldt To dfc

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: N-2

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 17 ~

RECEIVED-SERVICE DESK (10-7 WITH 10-15): 25 SEP 88 15 23 ~ 10-22 found it

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST [redacted] ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: GET ME OIC # [redacted] TIM AT

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 105-53

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2	OTHER	10-29	11-28	11-27	10-
*GIVE REASON BELOW				STATE CO. CITY			CODE 3					

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 15 27 ~ 10-98 SCENE

RECEIVED-SERVICE DESK (10-7 WITH 10-15):

RETURNED - SERVICE DESK:

10-8/10-98/RETURNED:

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION:

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

FREEWAY BOX NUMBER/LOCATION: Gate ORC

AREA/BEAT/UNIT: 105-53

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 08 15 45 Z			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: N-2

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 08 15 48 Z			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16 SH

11-85	AAA	NAC	BRIDGE	HIGHWAYS	11-41	FIRE	CODE 2 / CODE 3	OTHER	10-29	11-28	11-27	10-7
*GIVE REASON BELOW				STATE / CO. / CITY								

REQUESTED 10-7/10-97 (10-8 WITH 10-15)	RECEIVED - SERVICE DESK (10-7 WITH 10-15)	RETURNED - SERVICE DESK	10-8/10-98/RETURNED
25 SEP 08 15 59 Z			

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION: GET SERIAL # OF WEAPON 10551 - ON 16-51

NO WANT	NO RECORD	NO WANT NCIC
10-12	NOT ON FILE	WANTED (ATTACH PRINT OUT)
SVS ACTION		

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL	RECEIVED BY	COMPLETED BY	LOG NUMBER/MAP INFORMATION	OVER
FIELD SERVICE REQUEST CHP 141 (Rev. 12-81) OPI 073				

CA 243

FREEWAY BOX NUMBER/LOCATION

AREA/BEAT/UNIT: 16-54

11-85	AAA	NAC	BRIDGE	HIGHWAYS	T-41 FIRE CODE 2	OTHER	10-29	11-28	11-27	10-7

*GIVE REASON BELOW | STATE | CO. | CITY | CODE 3

REQUESTED/10-7/10-97 (10-8 WITH 10-15): 25 SEP 88 1822

RECEIVED - SERVICE DESK (10-7 WITH 10-15): 25 SEP 88 1822

RETURNED - SERVICE DESK

10-8/10-98/RETURNED

☐ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

BOTH LANES OPEN - 98

STANDBY (24-30) - ARRIVAL

NO WANT	NO RECORD	NO WANT NCIC
10-2	NOT ON FILE	WANTED (ATTACH PRINT OUT)

SVS ACTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

RECEIVED BY | COMPLETED BY | LOG NUMBER/MAP INFORMATION | OVER

CA 243

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

SUPPLEMENTARY OFFENSE REPORT - TAPED STATEMENT

CASE NUMBER:	88-5881
INTERVIEWER:	DETECTIVE FRANK VULICH HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
STATEMENT OF:	SEARGEANT C.I. WILLIAMS CALIFORNIA HIGHWAY PATROL
DATE & TIME:	SEPTEMBER 25TH, 1988 APPROXIMATELY 1613 HOURS
[redacted]:	SHOOTING INVESTIGATION
LOCATION:	HIGHWAY 101
ALSO PRESENT:	D.A. INVESTIGATOR RICHARD WALTON
	CAPTAIN DON SPENCER CALIFORNIA HIGHWAY PATROL
	SERGEANT MIKE KROCK CALIFORNIA HIGHWAY PATROL

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department, regarding case number 88-5881. Today's date for the record is September the 25th, 1988. The time by my watch is 16:13 hours and I'm currently at the California Highway Patrol station at Arcata. Along with me in this particular room is D.A.'s Investigator Richard Walton, C.H.P. Captain Don Spencer, also C.H.P. Officer Sergeant Crock. The person to be interviewed here right now is Sergeant Clifford Irving Williams, W i l l i a m s. Clifford, just before turning the tape recorder off, I told you that I am conducting an investigator regarding the death of an unknown [redacted] at this point, is that right?

A: That's correct.

Q: And I told you that as you know you're on tape and uh these people are present because of everybody's responsibilities in these types of investigations, is that right?

A: Yes.

Q: Okay, up to this point uh, I have not really asked you any questions, I told you because of a shooting investigation and for your safeguards and for everyone's safeguards, I'm going to advise you of your constitutional rights regarding this investigation. Do you understand that?

A: Yes.

Q: Okay, I'll go through these real slowly with you and then we'll go from there. First of all, you have the right to remain silent. Do you understand that right?

A: Yes.

Q: Anything you say can and will be used against you in a court of law. Do you understand that right?

A: Yes.

Q: You have the right to talk to a lawyer and to have him present with you while you are being questioned. Do you understand that right?

A: Yes.

Q: If you cannot afford to hire a lawyer one will be appointed free of charge to represent you before questioning if you wish. Do you understand that right?

A: Yes.

Q: You can decide at any time to exercise these rights and not answer any questions or make any statements. Do you understand that right?

A: Yes.

Q: Okay, I have just read all these rights to you and I'm going to ask you again, do you understand each of these rights I've just read to you?

A: Yes.

Q: Having these rights in mind do you wish to talk to me now regarding this investigation?

A: Yes.

Q: Okay, you have been a sergeant for the California Highway Patrol for approximately how many years?

A: Sergeant?

Q: Sergeant.

A: Twenty years.

Q: And all together how long have you been a CHP Officer?

A: About twenty-six years.

Q: About twenty-six years. And you've been in the Eureka area, Office or Arcata office for the last twenty approximately?

A: Yes.

Q: Did they uh, what time did you start your shift today?

A: Six o'clock.

Q: Six a.m., this morning?

A: Yes.

Q: And what are your days off?

A: My next day off is Wednesday.

Q: Okay, today is Sunday, ...

A: Sunday.

Q: Okay, so you've been active on patrol now for the last three days.

A: Um, my last day off was Wednesday, last wednesday.

Q: Last Wednesday, okay. You are the shift supervisor, of the unit up here today?

A: Yes.

Q: Okay, and you started your briefing at what time this morning?

A: Six o'clock.

Q: Was there anything abnormal about your briefing or anything that was of any particular interest to any patrol deputies regarding this incident?

A: No.

Q: So this was something that came in after the fact?

A: Yes.

Q: After briefing?

A: Yes.

Q: Can you uh tell me or do you have that record which officers were at your briefing this morning?

A: Robert Jimenez and Curt Honeycut.

Q: What about Officer Vollner?

A: He came on at twelve o'clock, 1200.

Q: Honeycut was not an officer involved in the situation today was he?

A: No.

Q: For the record let me identify the officer's I was told were involved in the situation here today. Yourself, Sgt. Williams, Al Vollner, Bob Jimenez, [redacted], I'm sorry, Jim Strong, Tim Sanders and Joe Michiletti?

(Inaudible Voices)

A: (Inaudible) Sgt. Krock, I don't know his (inaudible).

Q: Michiletti. Okay uh, for the record also, CHP Officers Strong, Sanders, and Michiletti are out of the Redway CHP Office. For this record Sgt. Williams, they are not part of your immediate command, is that right?

A: No.

Q: Since you're here Sgt. Krock whose, whose command were the under today? Yours?

K: Yes.

Q: Which time, what time did those officers come on duty?

K: Uh, they all came on at six this morning.

Q: 0600 hours this morning?

K: Yes.

Q: So CHP Officer Vollner did not come on duty until 1200 hours?

A: That's correct.

Q: Okay, here we go, cause I don't know any of this yet myself but what time was it that you were alerted that something was going on?

A: It was about twelve o'clock, a little after.

Q: This date right?

A: Yes.

Q: Okay, and also for this record and I know there's a lot of interruptions right now but uh, this is going to be the primary statement and we'll get all this stuff on the tape right now. It's my understanding through uh Sgt. Krock that uh, per my request you have ordered the tapes of the radio transmission to be secured as evidence, is that right?

A: That's correct.

Q: Okay, and we also asked you and the captain to assist us in furnishing us with all records of, of uh the starting times of patrol units and things of this nature today.

A: Yes.

Q: So we'll have that made as far as part of this record?

A: Yes it will be.

Q: Okay. Sgt. Williams, I would like to have you go in as far as a narrative form and explain to me and uh, what all transpired, how you were, you received information that something was going on and, and how it came into this area, whereas your officers were involved.

A: Right around twelve o'clock, my dispatcher called and asked me to call him concerning a pursuit in Garberville, I didn't know what anything but that they were in a pursuit of some kind. So I called him and by the time I called him I got a request also to, from Sgt. Krock to bring the speed strip down. Dispatch told me that, that, that this vehicle apparently had been in Willits early in the morning and had fired a couple of rounds at a building or the police station or something, I'm not clear on that exactly but uh....and then on of our CHP units down south had picked the vehicle up somewhere around Laytonville I believe or someplace in that area and was in pursuit and had been for some time and that the indications were the guy wasn't going to stop. (Inaudible) that he was traveling about sixty-five miles an hour, sixty miles an hour and just continuing to come northbound.

Q: Okay.

A: I headed south with the speed strip and I talked to, to uh dispatch, I had them check with Sgt. Krock we wanted to set it up and at first we were going to set it up we thought farther south by I think Redway or Redcrest but I couldn't get there fast enough and I was rolling code three at that time and then we decided to set it up at Jordan Creek and when I realized I couldn't get there I asked for a third alternative and he and I both agreed on the Van Duzen River Bridge. It seemed like a good place to do it. So I got

there with myself and uh, the twenty-four unit officer Jimenez and uh fifteen unit Officer Vollner. We got there about the same time and and uh Al Vollner took his unit up about maybe a quarter of a mile north of the bridge in a turnout in case the guy didn't stop or the strip didn't work or something he could join the pursuit of picking up whatever he needed to do. And uh, Officer Jimenez and I got the speed strip out, laid it out and (inaudible) coordintated with the units in pursuit and they said they were going up, (inaudible) said they were coming up on the bridge with no traffic in front of them , the guy should be the first car over the bridge so we yanked the speed strip across the, across the road. And sure enough here he comes right through the strip, we yanked it off the road, the other units came on through and as he went northbound he swerved, like, I thought he was going to hit off the (inaudible) he turned right directly toward it like he was going to run into it and he swerved back onto the road again. So the pursuit went northbound and I got a, my car got stuck in a ditch, there's a ditch right there alongside that, on the east shoulder of the road, I know I didn't get it out enough but when I was backing out of the way I backed into the ditch. Jimenez took off and I jumped in my, got the speed strip all rolled up, thrown in the back of my unit and I took off, and I was able to sneak out of there. About the time I hit the freeway I heard Vollner say something to the effect of Oh, no the guy's on, in the north, or the southbound lane, he's going to kill somebody, hit somebody head on or something and as I was catching up to them I heard the other traffic about the fact, he's trying to hit people, he's trying to hit people. So as I, and they also said that the tires were (inaudible) flat, I think they said three of the tires were flat, I'm not sure if all four of them were flat or not, and he was still going, he was now totally in the southbound lanes. Well, I caught up with the pursuit I saw him, he was in the southbound lanes, he was forcing traffic off the road, there were two units behind him as far as I could tell. I went ahead of him and another unit went up ahead warning southbound traffic to get out of the way and the traffic was pulling off the road as we were going up the center divider and I think the number one lane, I think, with our red lights and sirens on, traffic was pulling over and stopping as, and then I heard somebody say he's going to stop. They wanted to know if he ramming or not, I just said, I didn't have time to say anything because they said nobody's stopping so, I remember, I looked in my rearview mirror and sure enough he had stopped in the northbound number two lane of traffic. There were about five or six cars in the general vicinity and I saw that, that uh, the unit behind him had gotten out of the car. And I thought they had guns, I expected they'd have guns so we warned the traffic on the shoulder to turn around and get back with the freeway, to get out of there which they all did. I took my unit back and I put my unit in the northbound number two lane of traffic a little bit ahead of another unit that was there and as the vehicle was across

from me about, I'd have been about three o'clock from the vehicle on a clock is about where it would have been, (inaudible) or at about that angle from the vehicle. I could see in the vehicle another unit was back there and the officer was out with his gun out behind his vehicle and I saw across the road that there were two other officers in a, a mustang. I knew one was a woman, I didn't know who it was, had shotguns out, and they were on the P.A. system. Then I got out of my car and took my handgun out, I got behind my car and got my P.A system out and I had about the best view of the car because they were behind. I, I think I did, and they couldn't see in there and the guy was stopped there and Officer Jimenez was telling the guy, hey, get out of the car you know, put your hands up, open the door and step out, (inaudible) several times and we said a couple times, we only want to talk to you, we just want to talk to you. Get out of the car and we'll uh, we're not going to hurt you, just get out. The guy just sat there for a while and the next thing I saw, he was taking some blankets and putting them up on the steering wheel on the window in front of him there so on the P.A. system, I told the guys, I said hey, he's barricading himself in the car or something, putting blankets in the window and he did that and things kind of stalemated for a while. Jimenez talked to him a little bit more, and then he picked up what I saw was a gun, or appeared to be a gun anyways. And then I heard, somewhere between, they weren't rapid fire, they weren't spaced apart, they were somewhere between I would just guess five to maybe eight shots from the vehicle. And the other guys were back there and I looked at them and they weren't, they were watching the guy but they weren't, they had a better view than I did of him so I assumed that he wasn't shooting at them or they would have shot him I assume, I'm assuming that. And I heard the rounds, I saw the gun and he fussed around, and then there was another lull as I recall. And he fussed around a little bit in the car and again, they're trying to tell him get out of the car. And the he picked up what apparently was a, big long box, what may have been a rifle box or a fishing pole and stuck them up the left side of the car, waved them out the left side of the car. Right side of the car, excuse me, yeah right side of the car. And, and Bob again on the P.A. system said hey, put the stuff down hey, drop it, get out of the car, and then he apparently picked up a baseball bat which I didn't see, and then I heard, I heard them say put the baseball down and bring the baseball bat with you, get out of the car with it, get out the right side. We're not going to hurt you, we just want to talk to you. And, and now, here I'm a little unclear, I'm not sure, I know there was some more rounds, I don't know how many more there were, and somebody said shall we shoot him and I said no, not unless he points the gun at you don't shoot him, and there were some rounds and then I heard somebody say, he's shooting at us. And there was a round went off and I know that, I heard the shotguns go off or some guns go off anyway, and I saw the window, the window out of the back of the car was blown out

I think. And then there was a little bit of a lull (inaudible) and I don't know if Bob (inaudible) on the P.A. system or not but he was fussing around in the car, he was moving around in the car and we couldn't see the gun, and it didn't, I couldn't tell if he'd been hit or not but there was a, a.....I recall there was a, it seemed to me there was a lull in the fire, the other guys can probably tell you better than I can. But I think there was a lull, cause I hadn't fired at, at that point. And then he sat up in the car, again and then I saw the gun again and then the shooting started again. And then the shooting started again, and then I, and then I shot and I could hear the other firing around me and, ...then the guy, as I recall he slumped down and we couldn't really see him. And then the vehicle started to drive off. So the officer that was on my left, he, I think a deputy showed up at this time, Mayton, I think Mayton showed up, uh, (inaudible) and he said (inaudible) to take him out, he had a rifle with a scope and I said no, no (inaudible) if he comes back up, and then I said if he comes back shoot him again, if he comes back up. Well, the vehicle moved ahead and, as it went off the side of the road, we pulled another patrol car up there, there was myself and Mayton for sure. And I saw the other two cars coming up behind him, and the vehicle stopped in the ditch and we couldn't see the guy, and so I got a shotgun and Mayton was there with his rifle and there was another officer there I think with a handgun and I saw two guys coming up behind the car with their guns out, and they, snuck up behind the car and as one of them got in the back he raised up looking in the empty rear window, the glass was out, and I heard somebody say, I think he's down, I think he's down. And so I hollered, I said Al, you got a better view, you look from your side, cause the vehicle was tipped at an angle like this. So we're sitting there and about that time, the three of us, I know I'm moving up the car, I got a shotgun loaded and ready to go and Mayton's there, and I could see the other two guys, and Vollner went up, I think it was Vollner went up and finally said, somebody said, he's down, he's down, and at that time we were both close enough, all of us were close enough to look in and see the guy slumped over, he was kind of slumped over to his right. I saw him move a couple times but nothing, you know, I saw him, he was still alive. Somebody opened the door on the passenger's side and reached in and grabbed his shoulder and I said hey, the gun's still here and his hands are down, and as they raised him up, the blankets he'd put up there, he put the blankets up twice as I recall, he stacked them up around the window a couple times. But as they pulled him up, one blanket came up and I saw the barrel of the rifle pointed in my direction, it was pointed like down, it wasn't at me, but down in my way, and I said, (inaudible) the gun's right there, get, and somebody reached in and took the gun. And that's the last I saw of that and uh, then they got him out and were working, doing first aid on the guy and called an ambulance. And the ambulance showed up, and they tried CPR and all the stuff they could do, check his pulse and

everything and the ambulance and said tell the hospital we think this guy's cold, that (inaudible) means he's DOA, but anyway, they were there for a while then they left.

Q: Okay, at that time uh, you made you notifications, asked for backups and assistance?

A: Yeah, soon as it was over I had dispatch call the captain, have them call Northern vision, have them call you guys, uh, Krock was coming, I knew he was on the shooting team, he was en route, I didn't worry about the shooting team, and uh, we just began to secure the scene and worry about traffic at that point.

Q: Okay, I'm going to go back to the beginning now and try to uh, get a little bit more detailed information from you. So, from this office, and I say this office, the Eureka Office, I'm sorry, the Arcata Office, yourself, Officer Vollner, and officer Jimenez were the responding units at that time?

A: Yes.

Q: From, from North to South?

A: Yup, uh, Jimenez was already down south, he was working twenty-four. Vollner was in the office, getting his uniform on. I came in the office and said Al, load up and head south, we need your help, and I grabbed the speed strip and I took off.

Q: The speed strip was secured from this office?

A: Yes.

(Unknown Voice) Can you describe that for us on the tape, the spike strip?

A: Oh, the spike strip? Yeah, it's about uh, ten to twelve foot peice of rubber that has uh, spikes embedded in it in a loose fashion, they are hollow spikes, they're tipped, they are cut at an angle and as you lay the strip on the road, the spikes would point at the direction a cars coming and the tires rip the spikes out and it allows air to seep out of the tires slowly, and he went over and he went over and he took out, going across the strip, he took out both tire tracks of strip, of spikes when he went across.

Q: It made that particular area void of any spikes?

A: Yeah, he took them all out, yeah.

Q: And that's what it's designed just to do, is just to stop the vehicle uh, at least not right there but down the road someplace?

A: Yeah, it provides a slow air leak, (Inaudible) just slow leak, deflates.....

Q: So, when you first intercept this vehicle it's uh, northbound on Highway 101, is that right?

A: Right, the Van Duzen Bridge, yes.

Q: At the Van Duzen Bridge. Were there uh units in pursuit of that vehicle that you were able to observe at that point or not?

A: There were three of them, as they came over the bridge there were three units.

Q: Okay, behind the [redacted] vehicle?

A: Yeah.

Q: Is that right?

A: Yes.

Q: Okay, and was there, could you hear a sirens or was it just red lights on?

A: Sirens and red lights.

Q: So, let me understand this, uh your, part of your responsibly then is to get the flow of traffic out of that person's way, is that right? Was that taking place or not?

A: We didn't have to do any of that because they had passed all the traffic coming up the highway, they had all pulled over to the sirens I guess, and they, when they hit the bridge, there was the [redacted] vehicle and the three CHP units when they came over the bridge, that's there was.

Q: Now, now when your units were in position or place, did they have their red lights?

A: We had rear ambers on, we had rear ambers, cause we were facing the other way.

Q: Okay, now you and Officer Jimenez placed the strip on the road?

A: Yes.

Q: And Officer Vollner's responsibility was what at that point?

A: What was his responsibility?

Q: Yes.

A: He, he placed himself about a quarter of a mile north of there in a turn-out, turn through, ...

Q: In case.....

A: In the case that he had to pick up the pursuit and the strip didn't work or we made a mistake or anything, he would pick up the pursuit.

Q: About where was it that the uh Plymoth station-wagon or van if you will, uh, where did it cross from the northbound traffic which is two lanes for this record, across a middle divider, is that right, into the southbound lane which is also a two lane roadway.

A: I don't know, I didn't see that part.

Q: You didn't see that part, okay.

A: No.

Q: Approximately in your best guesstimation at this point, from the time the vehicle crossed the Van Duzen Bridge to where it come to rest, was about how far?

A: A mile? A mile and a half.,.....I, I'm just guessing.

Q: To your best knowledge, to your best knowledge, how long was the [redacted] vehicle going the wrong way on Highway 101?

A: Two minutes, three minutes, five minutes, uh, that's about the best I can guess.

Q: Prior to you people taking your positions out of the Eureka Office, or Arcata Office, uh, were you informed that there was some gunfire or, or gun play previous?

A: As I understood it he'd fired at least one or two rounds at the Police station in Willits or some building in Willits or something from his car, that's all I knew, that he definitely fired one or two rounds (inaudible).

Q: So, your office, and your officers were aware that the [redacted] had a firearm?

A: Yes.

Q: Okay, and, and you were informed that he had, had fired at someone.....or something.

A: Not that he.....something, not someone, something.

Q: Then when you when you got back in your vehicle in your pursuit of the [redacted] vehicle, uh, Officer Vollner was out

in front and the other three units were coming up from behind, is that right?

A: To the best of my knowledge yeah, I think, I think Al, he can tell you that, I think he was the primary unit at that point.....

Q: At that point.....

A: Yeah.

Q: Did you hear shotguns being fired, from your uh, officers, did you hear them or see them go off?

A: Did I hear them?

Q: Yes.

A: Well, he shot at him yeah, the guns, yeah, I heard guns (inaudible).

Q: Who, who to your knowledge fired the (inaudible).....

A: (Inaudible) had their shotguns out were Officer Vollner, that I saw were Officer Vollner and Officer Jimenez, they both had shotguns out when I pulled up.

Q: From what I saw in the roadway, there was a, there was a tennis shoe of some sort with broken glass all around it, you're, did you see that also?

A: Yes.

Q: Okay. At some point that's where the vehicle had stopped and that's where the shooting occurred right there?

A: Right there is where the shooting occurred.

Q: Okay, and then from that spot where the glass was there on the roadway, where you could see where the vehicle was basically on northbound on the southbound traffic lane and then off to the west side of the road, is that right?

A: Yes.

Q: And it was several feet on down the road?

A: Yes.

Q: With, and the vehicle in that position, was there any firing, any gunshots fired at that point?

A: No.

Q: Okay, so all the shooting took place back where all the glass

was on the roadway?

A: Yes.

Q: CHP Officer Vollner was in the Mustang right?

A: Yes.

Q: And uh, I guess, they're Chevy's, I don't know if there's Dodges' or not involved in this (inaudible).

A: Yes, there are.

Q: Okay, you had a Chevy?

A: Chevy.

Q: And that license number's uh 2666?

A: Yes.

Q: And that's what the spike strip was in the back of that right?

A: Yes.

Q: Once the van went by, you secured it and put it back in your vehicle?

A: Yes.

Q: Who fired the first rounds?

A: I don't know.

Q: The guy in the van or officers?

A: Oh, Oh that, the first gunshots?

Q: Yes.

A: Oh, from the, the van. Like I said, my recollection was five to eight rounds, and then there was a lull and then there was about three of four more rounds before officer Vollner got shot at.

Q: Was the [redacted] saying anything, yelling anything or saying anything?

A: Couldn't hear. I don't think he was saying anything at all, uh, he wasn't, uh, he was sitting there he was moving around in the car, um, he was basically sitting in the front seat, he looked back, he stacked up some blankets, uh, then I saw him pick up the gun, lever around (inaudible) the gun, I guess it was a lever action did something, uh, and then the

shooting and then the gun disappeared and (inaudible).

Q: I know I keep back, uh bouncing back and forth here but, you're in uniform, a designated CHP uniform is that right?

A: Yes, that's correct.

Q: And all the other officers that were there were also in CHP designated uniforms, with the shoulder patches.....

A: All the CHP officers were.....

Q: Yes.

A: There were other officers there.

Q: I'm talking about during the incident, all.....

A: There were other officers there, deputy sheriff's were there.

Q: Sure, all those were in uniform?

A: Yes, yeah (inaudible).

Q: You're all driving the black and white marked designated California Highway Patrol vehicles, is that right?

A: Yeah.

Q: All of those are light bars and black and white?

A: Not light bars, uh we don't have any light bars I don't think at all, we have uh.....

Q: Just your regular spot.....

A: (Inaudible).

Q: But there's no doubt they're all marked.

A: All marked yeah.

Q: Designated as traffic uh, vehicles. Now you said that once the vehicle come to a stop that uh Officer Jimenez was on his P.A. system, is that right?

A: Yes.

Q: What specifically was it that you heard?

A: Uhm.....

Q: What was he saying?

A: Uh, he was saying a whole bunch of things, mainly get out of

the car with your hands up, we don't want to hurt you, we want to talk to you, get out of the car several times, he'd shout again get out of the car with your hands up, put the gun down, get out of the car, uhm.....over and over and over again.

Q: Is the uh, is the [redacted] inside making any, any statements to your knowledge. I mean can you even see his lips move or anything like that that you can see.

A: He was looking back, he looked back and he stood up twice and looked through the back window.

Q: Okay, this side is just about completed uh, tape one side one. And before I go into any further questioning why don't you describe what the weather's like today, what kind of day it is outside right now.

A: Right now it's uh, sunny and no clouds, visibility is unlimited, it's real warm probably down there it was like 60 degrees, maybe 65 degrees, clear.

Q: Clear of the uh, there was no moisture on the roadway.....

A: No moisture, completely dry, no rain, no fog.

Q: Pretty clear. For the record Sgt. Williams has described this day's weather as it is outside now and was at the time of the incident. I'm going to turn the tape over to side two, while the tape is off, we'll have no comments or statements whatsoever regarding this investigation until we go on the other side.

By the record, the time by my watch right now is 1642 hours.

Okay, several seconds have just transpired, I just turned the tape over, while the tape was off Sgt. Williams, have we had any discussion whatsoever regarding this interview, incident?

A: No. No.

Q: Okay, the time right now is 1643, we'll continue on. We just got through asking you what the weather was like outside and uh, that stated here for this record. So while the vehicle was stopped, now I want to make this clear for the record, it was facing north in the southbound lanes, is that right?

A: Number two lane yeah.

Q: Okay. And for the record, number two lane, which is what?

A: Okay, if you're going southbound it would be the far right-hand lane.

Q: Okay, that's the one most to the, to the west?

A: Okay, what is commonly referred to as the slow lane of traffic.

Q: Okay, again, a lot of these things just make it for the record, okay. Uh, so there was repeated talk by CHP Officer Jimenez over the P.A. telling this guy, was there any comments about who you were?

A: Said, I didn't hear the first comments, I know he mentioned CHP once that I can remember, uh in what context we're CHP Officers, I don't know what he said exactly but.....

Q: So then you said there was a lull ,and he was placing the blankets and stuff up in the dash, and what was going through your mind at that point?

A: I want him to get out of the car and just do what he was told to do and not have any problems at all with this guy, just get out and end it.

Q: To get out so your people could arrest him and investigate what was going on?

A: See what's going on, talk to him, get his car off the road and just end it.

Q: When he wasn't getting out of the vehicle and responding to the commands or the directions for him to get out, what was going through your mind at that time?

A: I was concerned about my guys getting shot, uh, I didn't know where he was going to point the rifle next, Uh, I couldn't see the rifle when he was shooting it, all I could see was when he picked it up a couple times.

Q: And you alerted your, your staff in fact that he had a weapon or did you not do that.

A: I told them that he had a weapon, I could see that, I said he's picked up the rifle, he's got the rifle, I could see it from where I was, I had my P.A. system out, I don't know how many times I said it but I tried to keep everybody appraised of what I could see because I thought I had the best view of what was in the car, and on P.A. system I told them, he's putting more blankets up, he's got the rifle and he's, whatever, there was several things I said.....(inaudible)

Q: So you're alerting, alerting your staff people as far as, well, not your staff but you subordinates what was going on with him inside the vehicle?

A: Yes.

Q: As you mentioned earlier you felt at that time you had the

best vision of what was going on inside the vehicle?

A: The officer next to me, I don't know what he saw, we both had a good view, we were looking through the side windows there, where we could see, I heard him say a couple things, before I said it, because he was seeing the same thing I was.

Q: I'm going to try to draw something here and if you bear with me, I'm not an artist okay. The vehicle, come to a stop about in this area right? Just use this as a, again this.....

A: Yeah.

Q: Isn't by scale.

A: Yeah.

Q: Um, where was it, just put a, a um, a J where traffic Officer Jimenez would have been parked.

A: He wasn't parked, I don't know where his car was, he was with, he was with Vollner in the Mustang.

Q: Okay, he and Vollner were together then in the Mustang?

A: They weren't partners but when Vollner stopped behind him Bob apparently got out, took his shotgun and went up to be a partner with Officer Vollner.

Q: Okay, so Officer Jimenez's vehicle is back out of the way a little bit?

A: As far as I know, I don't know where it was.

Q: Okay, you don't know specifically where it was at that, at that time?

A: No.

Q: Okay. So, then uh, Vollner and Jimenez are together in the Mustang?

A: Yeah.

Q: Okay, why don't you put a V down for uh, Vollner about where they were parked? About, okay, and about how many feet are separating that Mustang to this Plymoth?

A: Twenty to thirty feet.

Q: Twenty to thirty feet? And was there anything in between these vehicles that would obstruct this person's vision to the CHP vehicle?

A: No.

Q: So it was pretty clear then? It would have been clear?

A: Absolutely clear.

Q: Okay. And mark here with a W about where you were parked. Okay, now for this record, you have placed on this note pad with a V that uh, the CHP vehicle, the Mustang is also in the number two lane of the southbound on the Highway. You have illustrated that you are in the northbound on also the number two lane, is that right? Uh distance wise, what, what would be your best guess as to how far away you were?

A: Ten twenty, about thirty feet.

Q: Okay, so what your basically saying, each lane is about ten feet wide? Is that right?

A: Uh-huh.

Q: And then the uh, the divider is also about ten feet wide. This is a guess.....

A: Yeah, approximately ten feet.

Q: And then you have the uh, number one lane of the northbound open and then you're in this lane. Is that right?

A: Yeah.

Q: Are you actually in the lane or are you off the road?

A: No, I'm in the lane.

Q: Okay, so you're directly right across from him, just to the west of him.

A: The back angle, about like this.

Q: Just at an angle, okay. And, and you're east of the vehicle here I mean, let me clarify that.

A: Yes.

Q: Now were you behind your vehicle?

A: I was right opposite, I tried to stay opposite the left, the right rear wheel.

Q: So you're off on your passenger's side and your vehicle is in between you for protection is that right?

A: Yeah, yeah.

Q: Okay, and these two CHP Officers, Vollner and Jimenez, about where would they be located?

A: They were each behind the doors.....

Q: Behind the doors?

A: Yeah.

Q: Okay, I've just made two marks on this illustrating doors, Okay, so you got Vollner on the driver's side?

A: Yes.

Q: And do you got Jimenez on the passenger's side, is that fair enough to say?

A: Yeah.

Q: Okay. Where are the other three CHP units, about where are they in, in this, at this time?

A: I only know where two others were for sure.

Q: Okay, why don't you if you can recall, the driver of the first vehicle you recall, ...do you know his.....

A: I don't know, I think there was another vehicle, I don't know what his name is, the guy from Laytonville.....

(Unknown voice) Can we interrupt this for a minute, Frank?

Q: Sure, you want to stop it?

K: Yeah.

Q: Okay, that was Sgt. Krock, he wants to stop just for a second, the time right now is 1650 p.m.

Okay, just about thirty or forty seconds have just transpired in which Sgt. Krock just told me that CHP Officer Michiletti, out of which office is he?

K: Garberville.

Q: Out of the Redway Office, his wife is starting labor and he asked if he can be excused, which at this point I think that that would be a good idea and we can re-, we can interview him at a later time. Sgt. Williams, we'll just keep right on going with this, we'll just kind of go slowly here until Sgt. Krock returns. There's, put P1 for the first patrol unit that you recall what position they were in.

A: Well, there was one here, with an officer behind it with his handgun out.

Q: Okay.

A: Now I don't know whether he's in the divider or the lane, I can't tell you.

Q: Okay.

A: I, it was just about that position to me, I had a view and he had a view, I know that. And then there was another one, the best I can tell it's here, that, I may be hazy on this one but it was behind Vollner's vehicle.....

Q: (inaudibe)

A: And to the right as I recall.

Q: But in the same general area though?

A: Same general area.

Q: Okay, at that time are there any sirens on?

A: No.

Q: Okay, so the P.A. system would have been audible right?

A: Yes.

Q: Could you hear plain and clearly what Officer Jimenez over the P.A. system?

A: Yeah, everything.

Q: There wasn't a bunch of horns going on, traffic honking or anything like that?

A: No.

Q: Now this Van has a drivers seat and then it has a passenger's seat, is that right?

A: I think so.

Q: Or is it a bench seat?

A: I don't know.

Q: But you could see him in the front driver's seat right?

A: Yes.

Q: Could you see anybody else moving around in there?

A: No.

Q: Would you describe to me as best as you can, a description of the person who was driving this van?

A: Uh, when I saw him out of the van he looked like he was about, he was heavy, a big man, I [redacted] 200 plus pounds uh, he was uh, (inaudible) probably six foot, white.....

Q: White male adult?

A: White male adult. Uh, looked like maybe, late twenties, early thirties, uh, I think he had a blue shirt on, I'm not sure, I only saw him momentarily before the guys started working on him.

Q: You say started working on him, what do you mean?

A: Giving him first aid, CPR, checking his pulse and .....

Q: Did you see any injuries to him?

A: I didn't see the injuries, I saw blood. But I didn't see the injuries, I didn't see what caused them, I didn't know where the blood was coming from.

Q: Did you get into his vehicle at all?

A: No.

Q: Did you touch his rifle at all?

A: No.

Q: Okay, did you fire any rounds?

A: Yes.

Q: Okay, how many rounds do you think you fired?

A: I fired five.

Q: Is the handgun that you were wearing at this incident is that on your right side now?

A: That's correct.

Q: And have you re-loaded your gun at this time?

A: Yes I have.

Q: Okay, and the five empty rounds are where?

A: Officer Jimenez has them in a plastic bag.

Q: Okay, did you see him pick it up?

A: No, I didn't see him pick it up, I showed him where they were. There was five empty rounds (inaudible).

Q: Okay, for this record at the uh, scene, Officer Jimenez did approach me with two plastic bags, both containing I believe casings and uh, I instructed him to hold on to them and give them directly to I.D. Deputy Billingsley who was at the scene preparing that area for diagram and measurements. Okay, so your casings would have been, you fired from this position here?

A: Uh, yes I did.

Q: Okay, and you fired five rounds?

A: Yes.

Q: Okay, and uh, what type of ammo were you using?

A: Departmental issue, thirty-eight.

Q: Okay, to the best of your knowledge the other officers would have been shooting the same type of ammo?

A: Uh, to the best of my, well, we have magnum ammunition departmental, I don't know if they carry magnum or not, I didn't hear any magnums (inaudible) I think we were all shooting thirty-eights.

Q: Do you know if you uh, if any of your ammo struck the van?

A: It did strike the van, yes.

Q: Okay, and where to your knowledge would it have hit the van?

A: Well, the best, the best I could tell um, (inaudible) picture because what happened was, my rounds went, I fired a round and I saw the rear window shatter behind the front door post on the right side, the only ones I remember though was that one and then I fired another round and then I saw the front window on the drivers, on the right side, passenger's door shatter. And I think those were mine that did that because it seemed to be simultaneous with what I shot the glass shattered. And then I don't know what happened to the other three.

Q: The color of glass on that van, was it transparent, was it dark or can you uh, tell me about that.

A: The glass, on the, that I was shooting through, I saw my side was transparent and clear as far as I could tell.

Q: And the driver's door.

A: I didn't see.....

Q: I mean, I'm sorry, the passenger's door?

A: The passenger door was clear, I could see very readily into the vehicle(inaudible).

Q: Okay, were there longer windows in the back of the van?

A: (Inaudible) same size (inaudible).

Q: In your opinion or the best you can recollect were those transparent or were they dark?

A: No, they were transparent.

Q: Okay. So you said earlier that you don't know or that you couldn't see the rifle being pointed, but could you hear it going off?

A: Well, I heard it go off, like I said five, six or seven times in the initial shooting initially, I lost count, I saw him jack around then or whatever he did with the rifle, picked the rifle up and I saw it, I think it's a lever action, (inaudible) I haven't seen it, but I saw him do something with the rifle, and saw it come up, then I saw the shooting take (inaudible) then I heard the shooting going on, I didn't know where the rounds were going but the guys behind me weren't shooting so I assumed they weren't shooting at them yet, and so he was just firing, but there was like five or eight rounds of firing.

Q: Did he shoot out any of his own windows?

A: No, not, no.

Q: So he would have been having the guns pointed out, out of the vehicle or do you know that for a fact?

A: I don't know that for a fact, I know the gun was going off, I know there were rounds coming out of it uh, I heard somebody say he's shooting out the driver's side door.

Q: What I'm trying to get at is that, there was a lot of windows that were shot out, okay. What I'm trying to learn from you if you can help me here is did he shoot any of his own windows out or did those come from the officer's bullets?

A: No, we all, we shot the windows out.

Q: Okay.

A: All of them, the back one and the two side ones.

Q: While he was doing the shooting all the windows were still

intact then?

A: Yes.

Q: Okay. So once the [redacted] at this time, uh, I'm just going to label him as [redacted] until we can learn who he is, the [redacted] fired some five to eight rounds. At, at that point no CHP Officer did any firing?

A: No.

Q: Okay, did the [redacted] shoot again after that first five to eight round volley?

A: Yes.

Q: Okay, about how many rounds did he shoot the second go around?

A: Three to five.

Q: In your perspective of what went on out there, I'm, I don't want to second guess here, was he shooting at the Mustang uh, or something else or someone else?

A: All I know, I heard, I heard some rounds go off and then I heard somebody say he's pointing a gun at us, he's shooting at us and the rounds, and then shooting simultaneous as I recall.

Q: When he first started shooting what was going on in your mind?

A: When he started shooting? I mean, I didn't know what really to do with the thing, as long as he kept the gun, it was, there was nobody around, the cars were out of there, there was no danger to anybody, he didn't appear to be aiming, I couldn't see him aiming (inaudible) anybody, the traffic was a mile up the road as I recall and uh.....

Q: You say up the road, like at John Drake?

A: That, Drake Hill Road, yeah.

Q: Okay.

A: Back, back, there was nothing out in the field, but cattle, and no houses, there was nothing that he could have injured except animals that I saw and so I didn't know where he was shooting.

Q: Okay, you couldn't see where he was shooting.

A: I couldn't see where he was shooting.

Q: Where did you think he was shooting?

A: I thought he was shooting in the air and out in the field.

Q: Okay, that was the first time.

A: First time.

Q: In your, where your position was uh, what did you feel he was shooting at the second go around?

A: It all happened quickly. Uh, so all I can say is that I heard, I heard the, the rifle go off a couple times and then I heard like I say, somebody say, he's pointing the gun at us now, he's shooting at us and then they, we fired.

Q: Do you know who said that specifically?

A: No.

Q: That would have been one of two different officers or one of three different officers?

A: Probably one of three, my suspicions would be either Jimenez or Vollner.

Q: And whoever here was parked at P1?

A: It wouldn't have been him, no.

Q: Okay, so it must have been back here at P2?

A: It was either, it was one of these three in here.

Q: Okay, so they had the best perspective of, of the direction of the rifle and things of this nature?

A: Yeah.

Q: Okay. While this shooting was going on, was it either the passenger or the driver's door of the [redacted] vehicle open?

A: No. You asked me a while ago if I(inaudible), we opened the driver's side door, or the passenger's side door when, when they (inaudible).

Q: Do you know who took possession of the [redacted]'s weapon?

A: I was told that no one (inaudible) that's just second hand knowledge (inaudible).

Q: Okay, what were you told?

A: I was told that Deputy Mayton took the gun.

Q: Do you know what he did with it? Were you told anything about that?

A: I was told what happened, that he took the gun out and handed it to one of our officers who then secured it.

Q: Who secured it, okay. Deputy, uh correction Officer Jimenez, apparently sometime after the fact went and got his own patrol vehicle and moved it closer to the scene?

A: Uh, as far as I know yes.

Q: There was a shoe in the road, did that come off the [redacted] or is that just something that fell out of the vehicle or do you know?

A: I don't know where that shoe came from, I have no idea.

Q: Okay, I don't have any further questions, yes I do too have some questions. At, at the scene there on Highway 101, um, per my instructions, I asked that you, photographs be taken of you, is that right?

A: That's correct.

Q: Okay, now a CHP Officer in fact took photographs of you, is that right?

A: (Inaudible).

Q: I'm, and for the record also, Deputy uh Billingsley, identification technician from the Sheriff's Department also took photographs of you, is that right?

A: Yes.

Q: Are you now wearing those same, the same uniform, leather gear during the time of this incident?

A: Yes.

Q: Okay, so the photographs would depict what you were wearing at the time?

A: Yes.

Q: Okay, and for the record, the speed loader that you reloaded your, your uh dirty weapon with, is that empty in your, in the pouch?

A: It was lost at the scene, I don't have it anymore.

Q: Okay, it's still at the scene?

A: As far as I know it is yes.

Q: Okay, and that, that has not been recovered to your knowledge?

A: Not to my knowledge.

Q: Okay, we may want to have in your notes, have that double-checked Al.

(Unknown Voice) I believe it's been recovered, it should be processed.

Q: Okay.

(Unknown Voice) I believe it was found on the, the rear deck where it joins the (inaudible).

Q: Okay, for this record, that has been identified and located. Okay, what I'd like to do is to have you release to me your Sam Brown uh, and your duty weapon you said is totally loaded.

A: It is now yes.

Q: Okay, just leave it as is.

A: You don't want my radio.

Q: Uh, no, there's no need for me to have your portable radio and for this record, it's been turned over to Captain Spencer.

A: Okay, you want the leather Frank or just the gun?

Q: Uh.....

A: (Inaudible).

Q: Let me just examine it here real quickly and if need be then we'll just give that back. You didn't use your handcuffs right?

A: No.

Q: And you have a mace container?

A: Yes.

Q: And you have a baton holder?

A: Yes.

Q: And you have a radio attachment there?

A: Yes.

Q: And you've got a speed loader with one, one's emptied?

A: Yes.

Q: Which would be the uh, foremost pouch and then you have a loaded speedloader in the most rear pouch, is that right?

A: Yes.

Q: Is this the same duty ammo that you have been shooting during the incident?

A: Yes.

Q: And describe that for me for the record.

A: It's thirty-eight hollow point with a lead tip on it.

Q: Okay. At this point I'm going to make the determination that I'm not going to take the speed loaders and or the ammo in the speedloader, but I am going to secure from Sgt. Williams is your four inch model 66, I'm sorry, why don't you describe your firearm for me, for the record.

A: Mine?

Q: Yes.

A: It's a four inch Smith and Wesson six shot aluminum, not aluminum but.....

Q: Stainless steel.

A: Stainless steel revolver, with wood handles?

Q: Model 66?

A: I don't know, (inaudible.) Model 66.

(Unknown Voice) Why don't you read the serial number for us please.

Q: Okay is it stamped CHP on the left side of the gun?

A: Yeah. .....(inaudible).

Q: For the record, I just unloaded the gun.

A: It should be right in here.

Q: Okay. It's 19615. Sorry, it's a Model 67. There's also another number, it's 8K88841, you might want to, that's the serial number right?

(Inaudible) The 19615 number is what?

(Unknown Voices) That's a park number. That's inspection number, the 8K number is the one you want.....(inaudible) 8 King 88841, is that what you got?

Q: Yes. Okay, uh, for this record then, this particular weapon will be booked into evidence for ballistics purposes, okay. In talking to the other patrol officers after the shooting incident uh, did they make any comments to you regarding their welfare or/and safety regarding the shooter in this matter?

A: No, I don't, Officer Vollner said that he, he's the one that said where the guy was pointing the gun (inaudible) and Officer Jimenez said that he was continually trying to reach out and get the gun pointed back towards him but hadn't made him, the bullets that were off in the field apparently, but he'd reach out and bring the barrel back, bring it around to the back and uh, he did that like, he did that a couple of times without success, but the last time he got it clear out and apparently (inaudible) the gun point right at the two in the back and he fired a round which struck the patrol car. That's all I know about how the guy (inaudible).

Q: Did you uh, see the patrol Mustang uh, where it uh, in fact was hit?

A: Yes I did.

Q: And where was it hit?

A: In the lower left-hand corner of the windshield.

Q: Okay. And this was on the second volley of rounds that were fired?

A: Yeah, this was after the pause and then he started firing again and then that's when this all (inaudible).

Q: Okay, so then once the officers did approach the vehicle once the shooting did stop, uh, he was pulled or taken from the vehicle is that right, the [redacted]

A: Yes.

Q: Okay, and who was, who would it have been that pulled it from the vehicle.

A: Uh, it was one of the Garberville Officers, I heard him say (inaudible) I didn't see who was doing it, I was looking at the gun, watching what his hands were doing down there when I went to the car, and I heard later that one of the Garberville officer's the one that reached in and pulled him out (inaudible).

Q: Okay, who was it that was uh, administering first aid?

A: Sanders and Vollner I believe were giving first aid.

Q: And when they were giving first aid, what kind of first aid were they giving that you saw?

A: Uh, CPR, and (inaudible) what I saw, they checked his pulse a couple times, they looked at the wounds really quickly, where the blood was coming from and then they started CPR on the guy.

Q: And who was it that called for the ambulance?

A: Someone had called prior to, I did, the ambulance was already there waiting up by Kenmar Road I understand, and so when I asked for an ambulance uh, they were right there to come on down, they responded to Kenmar Road.

Q: Then someone was notifying your agency as far as what was taking place?

A: Yeah, our dispatcher was doing that.

Q: Uh, investigator Walton, is there any questions that I haven't asked that you feel is necessary at this time?

W: Just one point that I'd like to clarify real quick, that (inaudible) the [redacted] that was in the front seat at this time, is that correct?

A: He was in the left front seat and then he got up, he leaned clear over to the right front seat once and looked out the window at us and had the gun in his hand at that time but it was pointed up as I recall, and then another time he went, he stood up and reached into the back of the car and I thought he's got more guns back there but what he came up with was a, was a box and a fishing pole and held it out the left, out the right side window and he took that back in and then he picked up the gun again or he picked up, well I can't remember if he was doing that (inaudible) obviously, not when he shot at us, he shot his first bunch of rounds and then this other stuff appeared, then he picked up the box, he quit firing, then he picked up the box, held it out, we were telling the guy look, just get out, then he picked up a baseball bat in the car and they said get out with the baseball bat, we're not going to hurt you, we just want to talk to you, just get out of the vehicle with that and stuff and uh, that's after he had gone in the back of the car and picked up some stuff (inaudible).....

W: Did you see him point the weapon out, what would have been his right front passenger's window, would have been in your direction correct?

A: Yeah, no, I never saw him point the weapon out, the weapon was never pointed at me but it was pointing out the window at one time, he had it in his hands....

W: The passenger's window?

A: The passen...I could see the gun and the barrel was coming toward me, but it was never directed towards me it was, if he had fired, it would have gone out the window and gone maybe thirty feet ahead of my car.

W: It would have gone in your direction then correct?

A: If he'd have shot it would have come my direction but it wouldn't have come right at me it would have gone, at least not from my impression anyway (inaudible) maybe the other guys could tell you something different but that's.....my impression.

Q: Okay fine. Deputy Mayton was there during the uh, during the first volley of fire or the second volley of fire?

A: I don't know when he showed up. All I know is he showed up and he had his rifle with a scope on it and wanted to know if we wanted to, he asked me if he wanted me to take him out and I said no, let's hold it and see if this guy's really hurt or not cause he was down in the seat.

Q: Okay, where, here where where would Deputy Mayton have been, for my information? (Inaudible).

A: We were all in this general area, after the first round of shooting, after the shooting was all over with, as I recall, Mayton came up into (END OF TAPE ONE)

Q: .....13 hours, this is Detective Frank Vulich, the, the, this will be tape two side one, continuing in interview of Sgt. Williams, CHP, regarding case number 88-5881. Today's date is September the 25th, 1988. Uh, as I said, the time, the time is 1713, side two of tape one just expired. While that tape was off, had we any conversation?

A: No.

Q: Okay, do you remember what the question was?

A: You wanted to know where Deputy Mayton was.

Q: Right.

A: And as near as I could tell, I don't know when he arrived, when he did arrive but he did arrive in this mix in here, I don't know whether it was before the guy drove off or after the guy drove in the ditch. Anyway, he asked me, do you want

me to take him out. And I said no, let's see if he's really down and out or hurt yet. And uh, so he just, I think, I think he got a shotgun at that point, I'm not sure, I got one out of the car I know, to approach the car with, I think he had his rifle, but we then walked up to the car to see if we could see the guy.

Q: So the best I can understand is that all, all the firing took place uh, into the back end of the vehicle and you said you fired into the passenger's side of the vehicle is that right?

A: Yeah, there was like, (inaudible) tell Frank, there were two, there were two shots, the initial rounds went off from over here, I don't know if this officer fired anything or not. Initial firing went here and then it stopped as I recall, it stopped a little bit and then there was, it looked like the guy was down but he was still moving around....and then I saw the gun come up again and then the firing started again, and then that's when I fired.

Q: After the second volley of rounds, then this vehicle takes off again northbound in the southbound lanes, uh, numerous feet where it went off on the left side of the road?

A: Yeah right.

Q: Okay, and once it stopped here, were any more rounds fired?

A: No.

Q: I know there might be some questions later on that we need to, need to ask you and clarify certain things. Would you have any objections to us contacting you later or talking to you?

A: No.

Q: Okay, uh Sgt. Krock, while you're here is there some questions that you feel Sgt. Williams needs to be asked that I didn't ask regarding this incident?

K: Uh, just a couple things. When you were at the bridge, you deployed the spike strip, the [redacted] vehicle came northbound, how close was the person (inaudible) patrol car behind that?

A: He went over the, he went over the bridge, he went across the spike strip when the patrol car came over the crown of the bridge.

K: Did he have his red light on?

A: Red light and siren going yeah, (inaudible).

K: Okay, when the suspect was in the front of the vehicle he

fired the gun, with, he was holding the gun out the left or the left, or the driver's door and firing it back towards our officers or was he firing the gun through the interior of his vehicle out the back window?

A: (Inaudible) not, not the back window as far as I could tell. Uh, the initial shooting, I couldn't see where the gun, I could hear the rounds and the guys saying he's shooting, he's shooting, well, I could hear that, I knew he was shooting and uh, but I didn't, I didn't, once he picked up, I knew he picked up the rifle cause I saw him do that and the he put the rifle between me and, (inaudible) between me and the rifle so I didn't know where the gun was pointed or anything else. I saw those other guys back there, I assumed, I said, I told myself if they're shooting at them they're going to shoot back and the five or six or eight rounds went off and they didn't shoot so I'm assuming they, at that point, saw where the gun was going and didn't feel the need to shoot at that point.

K: Okay so, could you, when you, when he pointed the gun towards you or in your general direction, out the right window, could you have shot him at that time, did you have a clear shot at him?

A: I could have shot him yeah, easy. Well, yeah,. I could have shot him.

K: But yet, you didn't shoot him until such time as you knew or you felt he was shooting at your officers, at other officers?

A: No.

K: I have no further.

Q: When, when was it in this situation uh Sgt. Williams that you felt threatened and endangered?

A: I never felt endangered. My officers were in danger, they're the ones who could see the gun, and they had shot the first time and the guy was still moving and I had a clear shot from where I was and I thought I've got to shoot this guy because he's still a problem and uh, that's when I fired my rounds.

Q: That was during the second volley?

A: (Inaudible) I think the firing was all kind of close together but there was a, a pause in there when the shooting stopped for a period of time and then it went on and and uh, ...

Q: Okay, next question, I knew there'd be more questions as we go along here. From the time this vehicle, the [redacted] vehicle stopped here, in the number two lane, and Officer Jimenez was on the P.A., from the time of the first shooting,

about how much time had elapsed, elapsed at that point?

A: (Inaudible).....

Q: How much time had gone by between the time Jimenez was on the P.A, saying stop get out and everything else that it was this guy was shooting.

A: The first shots?

Q: The first time yeah.

A: I'd say probably five minutes.

Q: Five minutes?

A: Three to five minutes.

Q: Okay.

A: Something like that.

Q: And everybody maintained their positions until they felt that they were uh, at least able to maintain control and not be injured.

A: Yeah, we all got there, we stopped, we got out, everybody had their guns out and he was sitting in his car there, Jimenez was talking to him and we're all sitting watching what he was doing and talking to each other and uh, I was on the P.A. system telling them what I saw, and the guy next to me was confirming what I saw sometime, I remember.....I said something and I'd hear, yeah that's right.....

Q: They're right here at P1?

A: Yeah, P1. I'd say something and he'd say yeah, as I recall, he'd say yeah, that's right I see the gun too or something like that. But we just basically sat there and we just sat there (inaudible) started shooting (inaudible).

Q: Okay, from the time that the first shots were fired to the second round, uh volley of shots, about how much time had transpired there?

A: I can't even tell you. Uh, there was break in the, a break in the action and we thought he was down and he was moving around and then I saw the gun come again and then the shooting started again.

Q: Could this have been more than five minutes or less than.....

A: No.

Q: Less than five minutes?

A: From the first shots to the second shots?

Q: Yes.

A: Oh, it was like, the shooting stops and then the shooting starts.

Q: Okay, so you're just talking a matter of seconds then?

A: Yeah, very short amount of time.

Q: Okay, then after the uh, second volley of shots when the windows and stuff were basically shot out, what have you there, and it looked like the shotgun blast did hit the rear end of the uh, the rear end of the vehicle. Did you notice that?

A: I didn't look at the vehicle at all.

Q: Okay, then uh, it went on down the road, is that right?

A: Shooting stopped the second time, or the shooting stopped totally, if you want to call it the second time, and then the vehicle, somebody said, he's driving off and so I looked up and sure enough, I could see him driving off, he drove off, and I though he was going and nobody shot at him and then he just drove off the side of the shoulder and.....

Q: Okay. Was the a, was the motor of the van, was it on all this time or did he have to re-start it to try to drive it away or it come to rest?

A: I don't know, I'm, I'm going to make the assumption that it was on, because I didn't hear anything start so, I assume it was on (inaudible).

Q: To the best of your knowledge at this point, uhm, you believe it was uh, you believe it was running all that time?

A: Right.

Q: Okay. Do you know if anybody entered and turned the key off?

A: No I don't.

Q: You don't know that?

A: I don't know that.

Q: Okay, no one told you they did that?

A: No.

Q: Okay. When you fired the, once again, why did you fire at that vehicle?

A: Why?

Q: Yes.

A: Because my officer's were being shot at and I had the best shot, I thought I still had the good shot, I could see through the windows and they had to look through the back and, and I had a good shot and they were being shot at so.... that's why I shot.

Q: Okay, at this point Sgt. Williams uh, I'm going to terminate this interview unless someone else has any other questions that they want to ask of you at this time.

W: Basically you were firing to prevent him from killing or injuring your other officers, is that correct?

A: Yes, that's correct.

W: I have nothing further.

(Unknown) Nothing further here.

Q: Okay, Sgt. Williams then, we've asked you all the questions, is there something here that you feel we should have asked you that we didn't ask you that you fell's important regarding this investigation?

A: Yeah, I think my opinion about the restraint used, and I saw all of our guys out there doing at a last resort what they had to do, there was no, nobody was in a hurry, nobody was rushed, we talked to this guy until we were blue in the face and on the P.A. system loud enough for him to hear a country mile away, and uh, told him we don't want to hurt him, we just want to talk to him. Jimenez did that, and nobody did anything at all until somebody said he's pointing a gun and shooting it, and then we shot him.

Q: Okay.

A: But the guys were in no hurry, they had him stopped (inaudible) and that was the way it was going to stay until he did something to change it.

Q: Okay, there's no doubt that the [redacted], initiated, initiated the firing of any weapons?

A: No doubt sir.

Q: He initiated them during the first incident where he was the only one to fire right?

A: No, we didn't initiate (inaudible).

Q: No, he did I said.

A: Oh he, yeah he fired, he's the only one shooting and that was the five to eight rounds that he shot.

Q: Okay, and no one fired back at that point?

A: No one fired back.

Q: Okay, and then uh, the next series of rounds uh were initiated by him or someone else?

A: By him.

Q: And that's when you and your other officers proceeded in returning fire?

A: Yeah, he, he fired a couple of rounds, and then apparently he was, had the gun out the window and was pulling, pulling the trigger, but it was coming around towards the officers behind him, and he fired one or two rounds and then the gun came directly back, as I was told, this is not first-hand knowledge, I was told this, the gun came right direct back towards the car and somebody said he's got the gun pointed he's going to shoot and he shot and they shot and I don't know if anybody else (inaudible) or not, I held my fire in the initial phase until that initial phase stopped and then he was still moving around and, and I saw the barrel of the gun come up again and so I fired.

Q: Now for this record again, you, you relocated you patrol vehicle back to the center divider or into the center divider area?

A: That's correct.

Q: After the scene was secured?

A: That's correct.

Q: Okay, uh the, the, the uh Mustang, was it moved?

A: Yes, both those cars directly behind the van were moved for protection, when he moved up,the officers moved the vehicle, the vehicles ahead, again, I'm told this cause I was watching the van, but they apparently moved the vehicles up for cover to get closer to him.

Q: Okay, and uh, you took the spike strip and put it back in your car.....

A: Right after he crossed the bridge.

Q: And then the suspect's uh, weapon was secured and placed into another CHP unit? But you don't have firsthand knowledge there, is that to your, to the best of your knowledge?

A: I have knowledge about the spike strip, not about the weapon.

Q: Okay, the, the uh [redacted]'s vehicle is, is as it is at the scene right?

A: That's it.

Q: Okay, uh, there was a sleeping bag or a blanket or something that was out of the uh passenger's side, do you know who put that (inaudible).

A: Uh, no. I think it was stacked against the driver's door when we opened the driver's door, I meant, excuse me, the passenger door, when one of us, Mayton or I think opened the driver's, the passenger's door and the blanket fell out at that point.

Q: Okay. Then the ambulance people arrived and they took the [redacted] to the hospital?

A: That's correct.

Q: After your people administered first aid.

A: That's correct.

Q: Okay, once again, I have no further questions, I keep saying that but I know once you walk out of here, I'll probably have more. Uh, we'll go ahead and terminate this, it's .. the date is September the 25th, 1988. The time is 1726 hours, this is Detective Frank Vulich at the CHP Office in Arcata. the interview of Sergeant Cliff Williams.

FV: jb 9-30-88

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

SUPPLEMENTARY OFFENSE REPORT - TAPED STATEMENT

CASE NUMBER:	88-5881
INTERVIEWER:	DETECTIVE FRANK VULICH, HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
STATEMENT OF:	SERGEANT CLIFF WILLIAMS CALIFORNIA HIGHWAY PATROL
DATE & TIME:	SEPTEMBER 30, 1988 APPROXIMATELY 1105 HOURS
[redacted]	SHOOTING INVESTIGATION
LOCATION:	HUMBOLDT COUNTY SHERIFF'S DEPARTMENT, DETECTIVE DIVISION
ALSO PRESENT:	SERGEANT MIKE KROCK CALIFORNIA HIGHWAY PATROL
	DETECTIVE LONNIE LAWSON HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

Q: This is Detective Frank Vulich, Humboldt County Sheriff's Department, regarding case number 88-5881. Today's date is September the 30th, 1988, the time right now is 11:05 hours. With me in my office is Detective Lonnie Lawson, CHP Sergeant Mike Krock, K r o c k, and uh CHP Sergeant Clifford Williams. Sergeant Williams, some time this morning you were notified that uh I would like to talk with you again regarding this incident that took place on September the 25th, 1988 regarding the shooting incident involving many CHP Officer's, is that right?

A: That's correct.

Q: Okay, and apparently Sgt. Krock is the one that called you....

A: That's right.

Q: And uh, we set up that you wanted to come in as soon as you could this morning, is that right?

A: Yes, that's correct.

Q: Okay, and I just before turning the tape on, told you that

there was some concern that I have uh, regarding officer's statements in what was said and who said what and how it was said and when it was said there leading up to the shooting. Is that right?

A: That's correct, yes.

Q: Okay, uh other than that, we had no conversation whatsoever regarding that topic or issue?

A: No.

Q: Okay. And I told you that uh, that certain officers said certain things and certain officers other said they said or heard certain things and that's why I want to be as real specific as best as we can here, right now, as far as, exactly what, what you can recall of that uh, any statements made by you or anybody else okay? So, let's go back to that Sunday, the 25th, and everyone's in the positions that they're in, and the [redacted] vehicle's in the position that it was in, when it first came to rest okay?

A: Okay.

Q: And what I'm going to do is I'm going to pull out a, as soon as I find it here, fill out a, fill out a real rough sketch of one of the officers, and his perspective, and again, this is not to scale but, kind of to show an overlay in his perspective of where certain vehicles were and who was driving them, Okay. Now the next thing is, I just got to find it.....we talked to CHP Officer Michiletti yesterday down in the Redway office, and Cliff if you will, just kind of look at this. Uh. I don't know what perspective you want it in, I'll have it upside down for me and right side up for you.....

A: (Inaudible).

Q: This will be the, the uh [redacted] vehicle here.

A: Okay.

Q: This will be the Mustang.

A: That's correct.

Q: This will be um, Officer Sanders?

A: That's correct.

Q: This will be the Sheriff's Ram unit that came in sometime during this situation.

A: I don't know about this, I didn't really ever see that.

Q: Okay, (inaudible).....

A: Til after it was all over with.

Q: Okay, but you later saw the, or talked with Deputy Mayton, is that right?

A: Someplace in there, Mayton was there yeah.

Q: Okay, uh right here would be uh, showing a side angle in the center uh divider area, would be Michiletti's dodge?

A: I don't recall that.

Q: Okay, you don't recall that one?

A: No.

Q: Okay, that's fine. Uh, CHP, I think this says Chevy, now is this yours or Sanders?

A: Uh.....

Q: I'm sorry Strong's?

A: I don't know what Strong was driving uh, as I recall, Strong was to my left, this is my vehicle here, and Strong, I didn't, I didn't perceive him down here, perhaps.....

Q: Again, this is not to scale.

A: I understand that, I, there was a vehicle over in, it, it seemed to me when I was, got out of the car here, there was a vehicle, I could look over at about maybe about a, little bit more than ninety degrees to me, and I could see an officer over there with it, behind his car, with his handgun out.

Q: Okay, now who would that be?

A: I don't know who it was, I don't know.

Q: Okay.

A: I found out later who it was, I didn't know at the time who it was.

Q: Okay, when you found out later, who was that officer?

A: I think, I believe it was Strong.

Q: Okay, now Strong, Strong, now by this diagram, now I, I've written in here in black ink here, Okay?

A: Okay.

Q: Uh, that the vehicle behind this, this would be your vehicle here?

A: Uh, as far as I know, I was the farthest vehicle north.

Q: Okay. So you have the, you were parallel of the [redacted] vehicle?

A: Yeah, well, I'm, I'm, I don't believe, I don't think I was in the center divider because when, when I loaded my weapon, I loaded it in my hand and I looked around, you know, in (inaudible) to put that stuff in your hand, I looked around I've got five empties and a loaded round and I said I can't throw this off the side of the road. And the shoulder from me was about maybe uh, if anything more, a traffic lane away from me.

Q: Okay now, speaking of the shoulder, would that be the shoulder of the northbound road? (Inaudible)

A: (Inaudible) yes. My perception was, I was in the lane of traffic over there, I was not in a divider.

Q: Okay. Again, this is just a rough draft and not to scale.

A: Well, my car was moved here and was there after the incident, but during the incident...

Q: You were back.....

A: My car was about over in here which would have put me in about position where Strong would have been actually.

Q: Now when you say over here, you're speaking of the Northbound lane, the number two lane?

A: Yeah, I'm pretty positive I was in the number two lane when I stopped my vehicle because when I unloaded my gun and I looked for someplace to throw that ammunition, I looked over my shoulder and I saw the shoulder was right there maybe about eight or ten feet away and I said I can't throw it there, some, I might (inaudible) and somebody will pick up the live round so I reached around and put it in the seat of the car. But at that point, that's where I got the impression where I was where I was going to throw my ammunition away. So.....

Q: Okay, that's fine.

K: Frank you want to go off the tape and have him draw a sketch to work off of instead of that one?

Q: No, again, it says not to scale and it's only one officer's perception at the time that he was there okay.

K: Sure.

Q: Okay, so in other words, then uh, CHP Officer Strong then was behind you and to your left?

A: Yeah, if I'm here, I saw a car here with a officer with his handgun here.

Q: Okay, and now you believe that to be Strong?

A: I believe that to be Strong, yeah.

Q: Okay. Now then, someplace back here, did you, do you recall seeing another vehicle?

A: Don't even know where Michel.....this other vehicle was, I was aware of four vehicles, the two vehicles directly behind, myself and the vehicle to my left (inaudible).

Q: Which would be Strong?

A: To be Strong.

Q: Okay, let's go back to the Mustang then.

A: Okay.

Q: Which Officers do you know for sure were at the Mustang?

A: Uh, Vollner was on the left front and uh, Jimenez was on the right front.

Q: Okay, and then the next CHP unit behind the [redacted] vehicle was by, driven by whom?

A: I don't know because I didn't see anybody. When I, when I come up and past, I passed this thing when it was moving down the road, the whole thing was moving, the car hadn't stopped yet. When I went by the car, to warn southbound traffic, so nobody had stopped yet at that point, so they stopped and I got back there, then I looked over and I saw two shotguns, I focused on the Mustang, I saw the Mustang and I saw the vehicle to my left. And that's all I saw, I was vaguely aware of a vehicle here, I did not know another officer there.

Q: Okay, now if I were to tell you this other officer would have been Sanders, does that make any difference to you?

A: No, it must have been cause this is Michel...I know wasn't there, Strong was here and this had to be Sanders.

Q: Okay, so I'm just trying to put this in a perspective so when.....

A: Sure.

Q: .....We're speaking on this tape, that when we refer to certain officers we know which we're talking and which locations okay.

A: Sure.

Q: And that's the purpose I'm doing that right now.

A: Okay.

Q: So, if you're over here in the northbound number two lane, okay?

A: Okay.

Q: This is, this is wrong here up here, this says southbound number one, number two, this should be in reverse okay. But, about how far, you are at least one, a center diver, two three, lanes away from you is the [redacted] vehicle?

A: That's, yeah, yeah.

Q: Okay and about.....

A: About that far.

Q: Feet wise about how far would that be, approximately?

A: A lane is, a lane is twelve feet and the center divider, I [redacted] here is probably about ten feet, I have no idea. That'd be twenty-two, I think my estimate at the time was about twenty-five to thirty-five feet away.

Q: Okay. From the [redacted] vehicle?

A: [redacted] vehicle.

Q: Okay, this is, this when you first parked over here when you fired?

A: Yes.

Q: Okay.

A: When I first stopped my car and got out, that's how far away I was.

Q: Okay. Now, how far do you think these guys in the Mustang, the CHP officers, and Sanders, about how far behind the [redacted] vehicle do you think they were?

A: When I pulled up and looked over there and my first thought

was, those guys are doing it right, they've got the right distance between the cars, so my impression was about in that twenty-five to thirty feet behind because my impression was that we were set up just fine back here for a stop.

Q: Could you hear these officers talking?

A: Only on the P.A. system.

Q: Okay, and what did you specifically hear on the P.A. system?

A: I heard repeated comments from Officer Jimenez about, get out of the car with your hands up, put your hands up, throw the gun out of the car. Now this is the the (inaudible) the P.A. system okay? He said those things, he said we don't want to hurt you, we just want to talk to you, get out of the car, CHP, get out of the car with your hands up, put the rifle down, that general, those general comments over and over again.

Q: Okay. Okay. Now, could you hear the conversations they were having.....

A: No.

Q: Among themselves?

A: No.

Q: Okay. Uh, did you yell or shout anything at them?

A: Not at them directly. What I did do, I got my P.A. system out, and I said several things, I said a couple, two things in particular, I said, I two or three times, I don't remember the number exactly, I know two times for sure, maybe three times, he's picking up the rifle, he's got the rifle, at one point I said that, I think I said the rifles on the dashboard, sometime in here after the initial shooting that he did, somebody asked me, I don't know who it was, and I, by that time uh, it could have been a deputy as far as I'm concerned, I didn't hear it coming form Strong, it came from my left rear back here, the comment came from back here someplace and I asked, do you want to take this guy out, do you want dump him or something to that effect. I think dump is not the word I used, I, I heard. Do you want to take this guy out, or should we shoot this guy, take him out, And I either said in the P.A. system or said no, he hasn't shot at anybody, if he points a gun at you and fires or points the gun at you, then shoot him. But I didn't say anything, I said no, I didn't want to take him out at the time, I don't know who said that.

Q: Because I don't know and I want to verify this on the record, when, when the P.A. system is being used, is that like your main frequency it's being recorded uh?

A: No, it's just like a portable P.A. system.

Q: Okay, so it's not on recorded mode then on the CHP units.

A: No.

Q: Okay. Okay, once again you said someone behind you and to your left said, should we shoot him, should we take him out?

A: That's my impression, when that was said, I was by my car, and I heard the comment over here, I didn't look to see who said it or anything else, I just heard the comment, should we shoot this guy and my answer was no, unless he points a gun at somebody and shoots, no.

Q: Do you remember saying that with or without the P.A. system?

A: My, without it I believe.

Q: Okay, now the way I'm understanding this is a little bit different when I first talked to you back on Sunday night okay?

A: Okay.

Q: The [redacted] fired a few rounds out to the west and maybe to the north and maybe back to the south again, okay. Um, we know about how many rounds, I don't remember if I asked you, I don't remember what your answer was, do you now recollect any differently?

A: No, I think, my answer at the time was, I think four to seven rounds or five to eight rounds, something like that.

Q: Okay, now uh, when you were in the position you were in, you were able to see the [redacted] moving from within the vehicle, did you see him work the uh, the rifle?

A: I saw him work it once, my impression was at the time, he's got a lever action rifle.

Q: Okay, just for the record, you're indicating with your right hand, he's pulling the lever down.

A: I don't recall which hand it was, I, I'm right-handed, that's why I did that.

Q: Okay.

A: I saw it once, my impression was it's a lever action rifle and I never saw it, this again, I never saw the action again after that.

Q: Okay, but you saw that while the rifle was inside the

vehicle?

A: Yes.

Q: At about which point? Apparently when he was shooting or....some time differently?

A: Just prior to his shooting I believe because I thought when I heard that, the first shots I heard were surprise, and somewhere in there, I saw, I saw him do that with the rifle once, I don't know what it was.

Q: Okay, you're surprised that he would shoot even though you had previous knowledge that he had shot down at Willits?

A: I didn't think the guy was going to shoot, I mean I thought, you know I guess he (inaudible) just get out of the car you know, and when I heard the round I thought God Damn It, he's shooting. What is he shooting at, and he wasn't shooting at anybody, they had, these guys had the view of the car there and they were still talking to him on the P.A. system and...

Q: You're talking about those guys, for the record it's Vollner and.....

A: Vollner and Jimenez, they were still talking to him even thought the rounds were going off, so I thought well, he's not shooting anybody, so that's when somebody said shall we shoot this guy and I said no, he' hasn't shot anybody, whatever I said anyway, I forget exactly. But some words to that effect.

Q: Okay, and then somewhere after the shooting took place, Deputy Mayton comes by you somewhere, somehow?

A: Yes.

Q: And he had a long rifle in his hands?

A: He had a long rifle with a scope.

Q: Okay, now is this before or after the, the van lurches forward?

A: I think I saw him before, I remember looking around and seeing some deputies there, some other uniforms there. And I believe, believe I saw the, I saw the, the, the rifle over here someplace it seemed to me and I'm pointing off to my left from where I was there, over there. The first time I was aware of Mayton asking me shall I shoot this guy was when the shooting was over with, just before the van started to move ahead. That's when I remember, now, that's the best I can do.

Q: Okay, did, did Mayton say should I shoot this guy or did you

say go ahead and shoot this guy?

A: No, Mayton said shall I dump this guy or shall I take him out or something to that effect.

Q: Okay.

A: And he had the rifle in his hand at the time. And I remember telling, no, I think he's down. At that point we hadn't approached the car, so some, yeah.....

Q: Okay, so it was, it was after all the shooting took place that Mayton and you were having this, this talk then?

A: Yes.

Q: No other rounds were fired at that time?

A: No.

Q: Once that shooting stopped, it stopped there?

A: That was the end of it.

Q: It, it, now was there any shooting while the vehicle was moving forward and ended up in this last destination?

A: No, everybody held their fire at that point, it started moving but they held their fire.

Q: Okay, and then there was an approach made on the vehicle after Mayton had said the guy was down or.....

A: Mayton didn't say he was down, my recollection about that is that the vehicle moved ahead, everybody stopped shooting, the vehicle started to drive off and we watched, I watched it when (inaudible) the others were still going or what, it was very slow and he had a flat tire, he wasn't going too far. The vehicle went ahead and it went off the edge of the freeway, off the west edge of the freeway. Mayton at that point came up, I saw the rifle for sure and he said do you want me to take this guy or do you want me to shoot this guy, and I remember telling him no, I think he's down. At that point I put my gun away and I got a shotgun out of one of the cars. And myself, and Mayton, and I think it must have been Strong, another vehicle I saw an officer I didn't recognize and I believe Al Vollner, and they were going up on the car, we're coming up from the side, we had our guns up like this, I had my shotgun up anyway.....

Q: In a ready position.

A: In a ready position. It was uncooked and ready to go if I had to have it, had use it, and we were walking up to the vehicle. I couldn't, it was tipped at an angle. We couldn't

see in, so I hollered, I said Al, or somebody watch it, because you guys got the best view over there, it was tipped down like this. And if I remember correctly, they got up to where they could see it and somebody said he is down, or he's down, and Mayton and I went up, and I could begin, I got close, I could see over the edge of the door and see his head slumped over like this, it was moving a little bit but he was slumped over.

Q: Okay, slumped over, again like this, towards the middle (inaudible).....

A: Slumped over to the right, toward the passenger's side.

Q: Okay, and there's bucket seats in there?

A: I believe so, yeah.

Q: Okay so.....

A: There had to be because we (inaudible) in between us.

Q: Okay, he's slumped over to the right, is he turned to right or is he just slumped over?

A: He was sort of sitting with his head on his shoulder like, just like, it he'd been sitting upright in the seat and had just slid over to his right, and a little bit forward.

Q: Okay.

A: And when I reached out and opened the door on the right side, somebody reached in and grabbed him by the shoulder and began to sit him up, and at that point I said, I don't see the gun yet, and his hand was down here between the seat yet, the right hand was down between the seats yet and I hadn't seen the gun. As they pulled him up, some blankets cleared away, or something cleared away or something cleared away and I saw the barrel of the gun pointing towards us but down. If you were sitting in the right front of the car, it'd be pointing almost right in front of your legs, down towards the ground, I mean at about a maybe 30 degree angle.

Q: (Inaudible).

A: Down towards the ground.

Q: A thirty degree angle?

A: Somewhere in that, somewhere in that area.

Q: But the, the, so you're, thought then the rifle would have been on the, on the passenger's seat?

A: The barrel wasn't on the passenger's seat, it was on the

floorboards, the barrel, his hand was between the seat covered up with some blankets. I saw the barrel of the gun down there as he was being pulled up, I said there's the gun, it's on the floorboards, somebody get it and he was, at that point he was all the way up, and his hands and everything came clear, they took him out and somebody got the gun.

Q: Okay, was his hand still on the, right hand still on the gun?

A: I don't know but I don't think so.

Q: Okay. Uh, as far as you know the CHP's policies and procedures, um, your policy and procedure basically is that you're not allowed to ram a vehicle if it's going faster than thirty-five miles an hour?

A: That's correct, yes.

Q: And it there also, because I don't know the fact that you have a recorded on [redacted] or [redacted] that had fired a round previously, did you ever order any of your men to approach that vehicle in any other manner other than doing a felony car stop?

A: Absolutely not, no way.

Q: Okay. Cliff uh, is there anything else that you can think of regarding any statements made by anyone that's any different than what we talked about before that you now want to clarify or verify?

A: I don't know what the other guys have said totally so I, I couldn't, nothing was said to me at the scene than basically what I told you and I don't know what else they might have said about how, I know that their perceptions are going to be different than mine, because I was, I never did even see the gun that was being fired, I couldn't see it because where I was it was, some light was up there but I think he had dark windows or may have had windows but, in any case even when the shooting was going off, when the rounds were being fired I never saw the gun. His back was to me in the car and I never saw that so what, obviously Officer Vollner will see something on the left side of the car that I obviously could not see.

Q: Again, I'm not trying to put any words in your mouth, I want you to answer everything truthfully, uh, at somewhere in there did you see him with any headgear on? Any type of headgear? Hats, anything like that?

A: Far as I know he never had any headgear on at all, hats, I don't hum, I, I don't recall any, any headgear or hat or anything.

Q: Baseball cap? Do you specifically remember anything?

A: No, all I saw was I think he had bushy hair, that's about all I, I didn't, I don't recall a baseball cap no.

Q: How about a large brim hat of any sort like a cowboy hat or anything like that?

A: No, I never saw that, nothing like that at all.

Q: Okay, you know what the uh, when shooters use earmuffs uh, to protect their ears?

A: Yeah.

Q: You, you remember him wearing anything like that?

A: Sure don't remember it no.

Q: I have not further questions then, Detective Lawson?

L: Just one question Cliff, did you ever see him wave a white flag out the window which would indicate he wanted to surrender?

A: No, the only thing, the only time he came to my side of the car, he had a long box, cardboard box, he picked that up and came out the window with it.....

Q: Is this on the passenger's side?

A: On the passenger's side, and then picked up a fishing pole, and came out the window with that. He had a fishing pole and a long cardboard box. And my impression was at the time the box was the kind of box you find a rifle in so I thought maybe he's got a bran new gun here. But he did stick that out the side, he waved it like this, then he out a fishing pole out the side.

Q: What'd he do with the fishing pole?

A: He just put it together with the box and held it there for a minute and took it back inside.

Q: And no one shot at that?

A: No, no, I'm not sure, I'm not sure they (inaudible) seen it except maybe Vollner, Officer Vollner because Jimenez had a view down the right side I think. But no, I saw him, he got up out of the seat, (inaudible) remember when this was now, I think it was after he shot the first time. Yeah, it was during the lull, after he shot the first time, he then quit shooting, he got up, I saw him stand up or as much as he could stand up and put most of his body between the bucket seats and the back of the van, fumble around with some stuff,

he got some blankets out or what looked like blankets as I recall, and then he picked up this cardboard box and held it out the window. And I do remember saying on the P.A. system, because I wanted to be sure that no one saw that, yeah, okay, he picked up the box and then he picked up the fishing pole (inaudible) and I said that's not a gun that's a fishing pole when he picked it up. Cause I could see the reel and he put that together with the box. And I don't remember how he held them exactly but it was out the right side of the car and he waved them like this a couple times and then he pulled them back in and then the thing continued after that.

Q: Did he, did he raise the window back up after that then?

A: I don't even know if he raised it or put it down or not, I don't know what he did, I was, all I know is he had his arms out and the box out and then he took it back in uh, ...

Q: Okay, Sgt. Krock, do you have any questions.

K: Yeah, let me ask a couple. Cliff, uh you reloaded your gun?

A: That's correct I did.

K: Okay, when?

A: After I had fired and the shooting stopped and he was sitting and moving in the car, I thought I shot some rounds, I need some more ammunition and so I unloaded my gun and I said I've got a live one left here, that's when I thought about throwing it away but I wanted my gun loaded again in case it got worse. And I, I knew I shot three to four or five times, at that point I didn't know how many, but that's why, I needed more ammunition in my gun so I reloaded it.

K: Okay, and what did you do with those empty rounds, what'd you do with those rounds?

A: Well, I put them in my hand and I looked at them, I thought this is stupid, you know, rounds in my hand, but I didn't want to throw away the live round, you know what I really thought, (inaudible) damn if I throw this round away and someone picks it up I'm in deep trouble, you know, so I took them and I threw them in the front seat of my patrol car.

K: Okay.

A: The right front passenger's seat.

K: Okay, now, you mentioned earlier today uh, you said you took my shotgun and approached the car.

A: No, I said a shotgun.

K: Okay, where did you get the shotgun?

A: Whichever patrol car was, had moved up, I didn't move my patrol car after this thing, after, when he started to move the van forward, I didn't move my patrol car somebody else moved theirs up there. I don't know who that was.

K: Okay, and you walked ov, over to that car?

A: I went over to that car, and that's when Mayton said with the rifle and I said no, the guy's down and somebody said we need a shotgun and I said okay (ianduible) away and I went and got the shotgun out cause I remember fumbling for, wondering if I could find the electrolock to get the shotgun out, and I got that out, cranked a round into it, took the safety off, got it on my shoulder and we went up and made the approach on the car.

K: Okay now, is that the first time you remember talking to Mayton?

A: I think during this time when I was.....during the time when I was back behind my car, somebody was talking to me back here, I don't know what he said exactly, I don't know, I don't remember ever talking to Strong, but somebody, I was aware of people back in here behind me and I thought there were deputies but I know there was some forest service people there too I think, or CDF people or somebody was there and, and at that time I couldn't, I just really couldn't distinguish Mayton had on, I think his jeans on and a shirt if I remember right, didn't have a full uniform I recall. So I didn't know recall who was back there. So Mayton may have talked to me before that, may have said, he may have been the one that asked me if I wanted to take him out before, I don't know, but somebody asked me and I said no, no, let's wait. I don't know who that was. Um, but that's the first time I specifically had Mayton right in front of me and we had a conversation.

Q: That was after all the shooting was over with?

A: Yeah. After all the shooting was over.

Q: This is where you, you know, you can identify for certain that you were talking with Mayton?

A: That I knew I was talking to Mayton.

Q: Now once again, this is after all the shooting was done.

A: That's right.

Q: Okay, and there was no more shooting after that?

A: No, no more shooting after that and it was going down so quick in here that, somebody may have been talking to me, but

I wasn't having a face to face conversation with them at the time.

Q: Okay, now you, you reloaded,

K: He was still moving, meaning the [redacted] was still moving correct?

A: Yes.

K: During the time you were reloading, okay, were any more shots fired?

A: No. After, when, when the last shots went down and he got back in the driver's seat, that van started to move which was almost immediately, nobody fired anything.

K: Okay, so is it correct that you reloaded after the van had lurched forward or moved forward?

A: As, as soon as the van started to move I reloaded at that point.

K: Okay. Now, you approached with the shotgun, we've covered that, what happened to the shotgun after you had no need for it?

A: I took the round out, I checked it about three times to make sure that the chamber was empty and I put it back in the patrol car.

K: Okay, where'd that round go?

A: Back in the, back in the gun I think. Um, this particular shotgun, if you found some rounds laying out there, when I took the shotgun out all five rounds dropped out of the pouch on the ground. I told the guy (inaudible) you gotta get a new shotgun (inaudible) and he said well I usually have it turned over. But as son as I put up my arms I felt them all drop out, I had no rounds at all, so I picked up about three of them and put them back into the pouch, before I approached the car.

K: Upside down or right side up or do you remember?

A: (Inaudible) upside down as I recall.

K: Okay.

Q: Okay, because I don't know this, and maybe you two gentlemen can here, uh, Sgt. Krock why don't you respond, normally what is the CHP's procedure as far as the uh shotgun and the electric lock, is there one in the chamber?

K: No.

Q: Was there four in the magazine?

K: Four in the magazine, five in a little stick pouch.

Q: The one we saw yesterday down at Redway?

K: Right.

Q: Okay, so you have four in the magazine, none in the chamber, when you said you took (END OF TAPE, SIDE ONE)

This is side two of tape one, today's date of September 30th, 1988 regarding interview with Sgt. Cliff Williams here in my office; officer involved shooting case, Humboldt County Sheriff's Department number 88-5881. Uh, the time right now is 1135 hours, the tape, side one just ended. While the tape ended did we have any conversation whatsoever?

A: No.

Q: Okay, I was just about to ask you a couple questions here about at the scene. Did you hear anyone prior to any officer's firing their weapons say, let's kill him?

A: Absolutely not.

Q: Did you hear anybody asking for any orders to shoot at the vehicle?

A: I explained to you what I heard. Somebody said to me, shall we shoot this guy or take him out or something after the, he fired his first rounds and I said no. No, or don't or not yet or something and if he points the gun at you or fires at you then shoot him (inaudible)

Q: Okay, do you remem, I didn't mean to interrupt you.....

A: That's okay, that was basically the end of it.

Q: Did, did you hear, did you directly tell anyone to shoot at or shoot the vehicle?

A: I said, if he points the gun at you and shoots, shoot him back, shoot at him.

Q: Okay, did you use a P.A. or not when you said that, or do you recall? I think you've already answered that once, I'm asking you again.

A: I think I used the P.A. when I said that.

Q: Okay. Now, you could not hear the conversation between Vollner and Jimenez?

A: No.

Q: I have nothing further, Detective Lawson?

L: (Inaudible)

Q: No? Sgt. Krock?

K: No.

Q: Okay, regarding this particular interview Sgt. Williams, is there any other thing that you want to respond to while the tape's on?

A: No.

Q: At this time, the time is 1137 hours, this is Detective Frank Vulich ending this interview with Sgt. Williams.

FV: [redacted]

SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE _____ Date 9-26-88 CASE NO. 88-5881

[redacted] _____ ADDRESS _____

Details of Offense and Investigation Progress

Statement of: Deptuy Richard Mayton
Deputy Robert Craddock
Humboldt County Sheriff Department

Taken by: Det. Frank Vulich

Date & Time: September 26, 1988, 1524 hours

Q. This is Det. Frank Vulich, Humboldt County Sheriff Department. Today's date is Sept. 26, 1988. The time right now is approximately 1524 hours. I'm at the Humboldt County Sheriff's Department, Detective Bureau. Along with me is Det. Lonnie Lawson, pursuant to case number 88-5881. Currently in my office is Deputy Richard Mayton and also Deputy Robert Craddock, both Deputy Sheriffs, County of Humboldt. First of all, I'm going to address this to Deputy Mayton. Deputy Mayton, how long have you been a Deputy Sheriff?

A. Since 1981.

Q. And with the Humboldt County Sheriff Department?

A. Yes.

Q. And before that, you spent some time as a Reserve and some other activities within the Humboldt County Sheriff Department, is that right?

A. Yes.

Q. Thank you. And what's your pin number?

A. 0269.

Q. Yesterday, you were on duty with the Humboldt County Sheriff Department?

A. Yes, I was

Q. And describe to me your basic uniform that you were wearing yesterday.

A. My uniform was a Class D, green levis, khaki shirt, metal badge, and name tag.

Q. Any shoulder patches?

A. And shoulder patches.

Q. As you're wearing now?

A. Yes.

Q. Okay, and yesterday, what type of a unit were you driving?

A. I, 1987 white Dodge 4 x 4,

Q. Is it marked Sheriff's unit?

A. It's marked Sheriff's unit with an overhead light bar.

Q. So you've got overhead light bars, and it/s also got big stars on either doors?

A. Yes, and on the back of it, it's got the Sheriff written in green on the back there.

Q. Okay, some time yesterday, either you were detailed or you responded to radio traffic regarding a pursuit with the California Highway Patrol was involved in?

A. I heard it, I heard the transmission over my scanner.

Q. What was it that you heard?

A. The first transmission that I heard was Deputy Craddock had made contact with our Dispatcher in regards to traffic control for Highway Patrol near Alton on the freeway. And I was headed in that direction to 87 to meet with Deputy Craddock, which we do quite often. Our beats all overlap. So I was headed in that direction to meet with him, and also to fuel my rig. I heard the transmission of the CHP being in pursuit. I also heard on CHP scanner that they were in the process of putting up some spikes on the Van Duzen River bridge northbound, and I, in my own mind, knew that there was going to be a traffic control problem there, and so I was just willing to assist if I was needed.

Q. Okay, and once you arrived on U.S. Highway 101 northbound, in narrative form and somewhat detail explain to us what you saw and what you did.

A, When I arrived at the intersection of Highway 36 and 101, there was a lot of traffic that was stopped, and I actually didn't know in what direction that this thing was coming down, and so I got Deputy Craddock on the radio and asked him which direction, and he said to the north past Hanson's. So I just thought I'd pass the parked cars and got off the road a couple of hundred yards and seen several Highway Patrol units in the southbound lane, and there was some in the southbound lane, there was some in the middle of the two freeways. You know, the southbound lane and the northbound lane.

Q. The divider, center divider?

A. The divider, center divider. And so I just pulled in amongst

them, and I pulled in and bailed out, and I heard three shots that came from a station wagon, which was probably 25 feet in the front of us that was headed northbound in the southbound lanes. And so I pulled my rifle out of my gun rack, and then another shot rang out from the van, and shots opened up. I mean. there was just a volley of shots, fifteen, twenty. I don't know how many shots were fired, but there was a lot of shots fired. They were shooting at the van was sitting in front of us. The van lurched forward, rolled about 25, 30 feet, something like that, and while the van was moving, they, there were more shots fired. There's no movement in the car. Everybody was just sort of standing, you know, behind their rigs under cover, and we waited for a few seconds. I don't know what the time span was. And there was no movement. No one got out of the van. So myself and Sgt. Williams, from the Highway Patrol, got in behind a Highway Patrol unit, which proceeded northbound in the northbound lane until we got up beside the van. We could still see no movement from the [redacted] sitting behind the steerin, so we approached the van. Sgt. Williams opened the passenger door, and I reached in and grabbed the 30-30 rifle that was laying in the floorboard. I secured the rifle, I reached back and handed the rifle to some CHP Officer behind me, went to the other side of the van, myself and two more Officers took the guy out and laid down on the side of the road, and shortly after, an ambulance appeared. Prior to that, there was a CHP Officer who got EMT kit out of the back of his rig and was working with the guy prior to the ambulance getting there.

Q. Let me ask you a couple of questions here. First of all, onve you get on 101, you said there was citizens in their vehicles parked along side of the road?

A. Yes.

Q. Who was stopping them at that point?

A. I know for a fact that Deputy Craddock was one of the Deputies. Craddock was the only one that I actually saw.

Q. Okay, and basically he was involved with traffic control to your knowledge?

A. Yes.

Q. So then as you proceed on down the road, there is a series of CHP units that were parked alongside the roadways, and basically in a half moon, if you will, shape surrounding the [redacted] vehicle?

A. They weren't actually surrounding, yeah, they were more or less in a half moon position.
Q. Well, just for lack of....., it was something of that nature?
A. Yeah, something to that effect, yes.
Q. Okay, now, when you got there and got out of your vehicle and you had your assigned rifle with you, which is a mini 14?
A. No, it's a 30-06.
Q. It's a 30-06 and there's a scope on there, is that right?
A. Yes.
Q. What power scope is that?
A. 3 to 9.
Q. So before any shots were fired, you're out of your vehicle with your rifle?
A. Yes.
Q. Okay, are you able at that time to be with Sgt. Williams alongside of his vehicle?
A. No, there was a, at the time that I got out of my unit, everybody that was there was behind the unit in which they were driving. Behind the door, you know, they had the door open, the driver's door open, in behind the door for cover. I don't think that anybody left their cover area until after the shots were fired.
Q. Okay, let me ask you this: Before any shots were fired, did you hear anybody use the PA system?
A. Yes, there was, and they was, I think referring to a guy by the name of [redacted] to come out of the car with his hands up. Several times, I don't know how many several times there are, there was more than once, probably less than five.
Q. Was there anything more than, "[redacted] come out of the car," or anything like that?
A. There was some conversation going on, but I don't, you know, I don't recall what was being said. My attention was drawn to the van, you know, that was where my attention span was. But I do know that someone was on the PA calling to the [redacted] in the car.
Q. So you can hear this, right?
A. Yes, I could hear it.
Q. Do you know if the [redacted] van was running, or was the engine on or off?
A.
Q. Just a second (telephone was ringing) Vulich. Is he on the phone or....okay, get the number where he's at. Tell him I'll call him

right back. I'm right in the middle of a taped interview. Thank you. (hangs up phone)

A. I don't recall, I mean, I don't know if the car was running or not.

Q, Okay. The van, could you clearly see into the windows as far as the occupant and what he was doing, from your vantage point?

A. I could see when he was in there.

Q. Did you use the scope for any assistance that was on your rifle or not.

A. I didn't need to. I mean, no, I didn't.

Q. Okay, how far away from the van were you located within feet wise.

A. Probably 25 feet.

Q. And could you see him within the van?

A. Yes.

Q. Could you see him with any firearms?

A. Yes.

Q. Were you informed prior to actually see ing him with a firearm that it was possible that he had a firearm?

A. Yes.

Q. And who told you that?

A. Someone at the scene said he's got a rifle. Someone at the scene said, "He's got a rifle." Made the statement, "He's got a rifle."

Q. Were you informed by anyone that shots were preveiously fired from someone within that van in a different location?

A. No, I wasn't informed of that.

Q. Okay. Did you fire any rounds that day?

A. No, I didn't.

Q. At this vehicle?

A. No.

Q. Were you alongside Sgt. Williams when he fired any rounds?

A. I don't know if Sgt. Williams fired any shots or not.

Q. You don't know if he did or didn't?

A. No.

Q. Can you tell me about how many officers it was that you saw fire?

A. I couldn't tell you accurately, but I imagine there was four or five.

Q. Okay, this was what you were able to witness and observe, who initiated the shooting?

A. The guy, there was a guy, which I don't recall his name, he drives a Ford Mustang. After the shots were fired into the open field,

the guy cranked around off at the Mustang and hit him in the windshield, down at the bottom of it, And when that shot hit the windshield, that's when everybody started shooting.

Q. Did you know at that time that the CHP vehicle was hit?

A. No.

Q. Was it something that you learned later?

A. It was something that I learned later.

Q. Okay. So at that exact moment, you didn't know that the Mustang was shot yet?

A. No, I heard the shot, but I didn't know where that shot had hit.

Q. Did you talk to any of the CHP Officers immediately after this incident had subsided?

A. There was a CHP Officer that approached me, Jimenez I think was his last name, and asked me if I had fired my weapon. I told him no, that I hadn't fired my weapon, and he took my name and badge number. And that's actually the only one that I really talked to about the incident.

Q. Okay. I'm going to, first of all, Lonnie, is there any questions that you need to ask Deputy Mayton before we proceed with Deputy Craddock?

Lawson: A couple of questions. Did you ever hear the [redacted] the guy in the van say anything?

A. No.

Lawson; You didn't hear him say anything at all?

A. No.

Q. You saw him moving around in there?

A. Yes, I could see him moving around.

Q. What did you see him doing?

A. He had, he had the gun in his hand, and I could see him. The gun that he had was a Winchester Model 94, which is a lever action.

Q. Okay, the tape couldn't pick this up, but you just made

A. Well, it was a lever action which you have to take a lever and pull it down. As you pull it down, the action opens and feeds a round in, and when you pull the action back together, it closes the action and cocks the hammer. And I could see him working the action of this gun.

Q. What were you thinking?

A. Well, you know, when I got there, when I first arrived there, he was shooting out the window towards an open field. At that particular time, I don't think that anyone was really that concerned

because he wasn't pointing the rifle towards us.

Q. At that point?

A. At that point.

Q. Okay, now, after he first the first volley of rounds, I've heard anywhere from 4 to 8, and there was some thought there, do you have any idea about how many rounds were fired?

A. I heard three.

Q. You heard three.

A. I heard three shots.

Q. Now, at that point, did someone get back on the PA and, and I'm talking about after the first gunshots were fired by the [redacted] in the van. Did anybody get back on the PA and try to talk to this guy?

A. Yes, there was somebody on the PA talking to him just about continuously from the time that I arrived until the first volley of shots were fired from the law enforcement personnel.

Q. Okay, so even after the first volley of rounds that were fired, there was someone from the CHP attempting to talk to him, telling him to put the gun down and to come out?

A. Yes.

Q. There's no doubt that you heard that?

A. I heard it.

Q. You don't know right now which Officer it was that you heard that talking?

A. It was coming, well, I don't know what Officer that was using the PA, it was either the guy in the Mustang or the guy right behind him, because it was coming to my left.

Q. Which were the two CHP units that were facing north and southbound lanes?

A. Right.

Q. Okay. Other than that what we just talked about right here, you secured that rifle out of the van and you said that the, Sgt. Williams opened the van door. Okay, there was a sleeping bag or something that was on the ground when I arrived. How did that come out of

A. There was a sleeping bag and there was a brown folder that had several compartments in it. Whenever Sgt. Williams opened the door, I grabbed the rifle by the barrel, pulled it out, and handed it to a CHP Officer behind me, and then I reached and

grabbed the sleeping and this folder that contained some papers, and jerked on the ground, looking for maybe another weapon that was underneath those.

Q. Simultaneously or just about the same time the other Officers opened the the driver door and pulled the [redacted] out?

A. No, that was, in fact, whenever I secured the weapon and pulled the stuff out, then I walked around to the driver's side and there was two other Chippies there that, the two of them and myself grabbed the guy and pulled him out and drug him up behind the car.

Q. I'm going to illustrate this with a little arrow here. This is the van. Okay?

A. Uh, huh.

Q. There's CHP unit here and a CHP unit here.

A. Uh, huh.

Q. Is that fair enough to say?

A. Uh, huh.

Q. Another CHP unit over and another CHP unit over here?

A. Uh, huh.

Q. Again there's another one yet behind the Mustang?

A. Uh, huh.

Q. Okay, so there's at least five CHP units there, three behind him and at least two to the rear and to the side. Is that fair enough to say?

A. Uh, huh.

Q. Okay, and about where was it that you pulled in?

A. I pulled in between the two right here.

Q. You pulled in right here

A. Yeah, but I pulled right down

Q. On the road

A. I pulled down inside the divider strip.

Q. Okay, now, you said that there was volley fo rounds after the [redacted] shot back here at the Mustang, is that right?

A. Uh, huh.

Q. And then to you knowledge, this car here was doing some shooting? [redacted]

A. Yeah, I'm sure.

Q. [redacted] in this vehicle doing shooting?

A. There was a lot, I mean, I know that they were coming from the

back, and the reason that I know that they were coming from the back because the back window of the van just fell out.

Q. That's what I'm trying to get to. At this time, these windows were still intact?

A. Yeah.

Q. And you could see through?

A. Yeah.

Q. Were the windows tinted or darkened?

A. They were, they had a tinted color to them.

Q. Could you see through each

A. Yeah, you could see through them.

Q. You were able to do that?

A. I could see him, sure I could.

Q. Okay, now, the day was clear and sunny and visibilty was very good, right?

A. Yes.

Q. Okay, and these windows were all up on the side of the van?

A. Yeah.

Q. How long wss he throwing stuff out? Were you there then?

A. I didn't see him throwing anything out.

Q. Okay, so when you got there,

A. He was already stopped.

Q. Okay, now once the shooting took place, you said that this vehicle took off and went on, lurched forward?

A. Yeah, it lurched forward?

Q. Okay, and you said there was more shooting when this thing was moving?

A. Yes.

Q. Okay, where were those rounds coming from?

A. From the back, it seemed like everything was coming from the back. you know. Probably from the side, too, because I know that the second volley shots took out the right side window.

Q. While the van was moving

A. Yes.

Q. From this parked position forward?

A. Yeah, yeah.

Q. Okay, and who was shooting at that time, or do you know?

A. I don't know.

Q. You say from the side, which side are you speaking of, right here?

A. To the right side, yeah.

Q. Okay, this would be Cliff Williams here for your information.
A. Well, there was two units, there was two units tomy right.
Q. And this is CHP Officer Strong at this location here. That's what I'm telling you.
A. Yeah, yeah, 'cause I don't know him.
Q. Do you feel that either one of these or both of these could have been firing?
A. They both could have been firing.
Q. Where were you when this was going on?
A. I was still behind my door.
Q. You're still back here?
A. Still back behind with my gun.
Q. Once this van then stopped here, is when you proceeded up to Sgt. Williams' vehicle?
A. Yeah.
Q. And then because this van moved forward, Sgt. Williams moved his vehicle forward?
A. Sgt. Williams didn't move his vehicle forward. Sgt. Williams and I walked to the right side, excuse me, to the right side of CHIPPIE rig.
Q. This one here moved forward?
A. Right, the one moved forward. I know that the Sergeant and I was walking to the right side of that vehicle for cover, and he pulled up another 15/20 feet so we could get a good view inside the van. And you could see the guy, I could see the guy inside the van behind the steering wheel sort of leaned over to the right side of the vehicle.
Q. Okay. Is there anything that you want to add that we did not ask you that you feel is important regarding this investigation?
A. No, not at this particular time.
Q. If there's something you can think of, will you get back to me and let me know?
A. I will.
Q. Okay, let's continue on for this record, I'm now going to talk to Deputy Robert Craddock.
Lonnie: I'm going to ask one more question if that's all right with you. How long after this shooting took place that the ambulance arrived, do you have any idea?
A. It was soon. I mean, it was, I don't know.
Q. A short period of time?

A. A very short period of time. I mean, it was, the ambulance could have been waiting. I don't know. I mean it didn't take the ambulance long at all to get there.

Q. Okay. Again, Robert Craddock. How long have you been a Deputy Sheriff for the County of Humboldt?

A. Since February, 1983, or 73, I'm sorry.

Q. Okay, and what is your pin number?

A. 0087.

Q. And yesterday, were you on official duty?

A. Yes, I was.

Q. And were you in duty uniform yesterday?

A. Yes, I was.

Q. Which class.

A. Class B.

Q. Class B, similzr to what Deputy Mayton just described?

A. Yes.

Q. And then for the record, Deputy Mayton, you're wearing a marked Sheriff's cap, black one.

A. Yes, I was.

Q. Were you wearing that yesterday?

A. Yes, I was.

Q. Okay, were you wearing your black cap yesterday? (to Craddock)

Craddock: Yes.

Q. Now, what kind of vehicle to you drive? Assigned vehicle?

A. A 1987 Dodge Diplomat, a customary Police logos, overhead light bar, a marked Sheriff's unit.

Q. Yesterday some time, you heard Deputy Mayton's statement here, it was right after transmission and pursuit of CHP and this thing about the spike strip, and you also responded on your own or were you detailed to respond?

A. Responding on my own.

Q. And then what happened when you were responding?

A. At the moment I first became conscious of the situation that was occurring, we overheard a broadcast on CHP scanner that they were in pursuit of a vehicle crossing from Mendocino County into Humboldt County. I was in Fortuna at the time. There was another unit there with me. Deputy Mike Losey was there in his marked unit, and we sat there and listened to the conversation, assuming that it would probably be concluded before it got anywhere near

us. But then it got to the Garberville area and the Garberville Sheriff's unit got involved in the pursuit. It traveled maybe 15 miles with the CHP units also, and then it was called off some place around Myers Flat. At that time, both Deputy Losey and myself proceeded south on 101. We heard a CHP unit being detailed to the Jordan Road area on 101. And we also proceeded to that location. As we arrived there, that CHP unit was detailed from there to the Van Duzen bridge for the purpose of assisting a Sergeant for the CHP, Eureka Office, laying out some spike strips at the VanDuzen bridge. At that point, about three minutes or so after he left, the units pursing this white van came by our location. Both Losey and I fell in behind them in our marked units. Our purpose for doing so was to slow traffic coming up from the rear. We proceeded in that fashion all the way to the Van Duzen bridge, where Losey and I eventually stopped traffic on the south end of the Van Duzen bridge. The situation that was occurring was occurring on the north end. We did hear the broadcast that all four tires in the [redacted] vehicle had been taken out by the spike strip. We waited three or four minutes and then proceeded from that location, keeping traffic behind us over the bridge and up to Highway 36. We again stopped traffic at Highway 36, catching the traffic coming out of Highway 36 also and stopped it there. We both got out of our vehicles and went back to the traffic and told the first two vehicles on both lanes, northbound lanes to maintain their location and not to proceed further. We then proceeded up towards where the situation was occurring up near Drake Hill Road on 101. About that time, Deputy Mayton came by us in his vehicle and proceeded ahead of us. I got to position about 50/60 feet to the south of where they had this van stopped. I pulled into the center divider. I exited my vehicle. I went to the rear of my vehicle to pull my mini 14 from my trunk. I did not do that. There was already five officers in front of me. There was nothing that I was going to be able to do beside shooting over somebody's shoulders. So I left it in my trunk. I went up to about 10 feet behind a CHP unit, the little Mustang. There were two CHP Officers behind it, one behind, over the top of the trunk and one behind, over the top of the front fenders, and I observed what went on from that location. I did not hear any of the shots that transpired. I was still exiting my vehicle when the shots were fired into the field. When I got up there, just as I was arriving,

the shot that was fired at the CHP unit was fired as I walked up, and that's when the volley from CHP Officers at the vehicle occurred. I maintained my location where I was at. There was several shots fired from the CHP units Officers in front of me. I didn't see what went on to my right. I was involved with what was going on in front of me.

Q. Okay, which, were you at the Mustang or the CHP unit behind the Mustang?

A. The Mustang.

Q. Okay, were you able to hear any Officers on the PA system trying to talk to the [redacted] in the vehicle?

A. Yes, there was. They kept calling [redacted] That's the only name that I heard, but they did call him several time, "[redacted] through the PA system. But I wasn't sure which, I don't know which one was using it. It was not the Mustang.

Q. And so you heard the PA from another vehicle?

A. Yes.

Q. Okay. And who was

A. The only officer I knew was Jimenez, and he was at the front fender of the Mustang.

Q. Okay, you say the front fender. Is that behind the door or in front of the door?

A. In front of the door as the vehicle was parked at an angle and he was over the top of the front hood at the front fender on the left hand fender.

Q. And do you know the other Officer, where he was located?

A. He was at the trunk of the Mustang.

Q. Okay, was he not behind the door, in the rear of the door or do you recall that?

A. No, he was behind the vehicle over the top of the trunk.

Q. At which point?

A. As I came up to him, that's where they both were positioned, the one Officer was at the back of the vehicle over the top of the trunk and Jimenez was over the hood at the front fender.

Q. Okay, what type of firearms did they have?

A. They both had shotguns.

Q. Did you see them both shoot?

A. The only one I saw shoot was Jimenez.

Q. Jimenez. Were you able to see the [redacted]'s weapon?

A. No, I never did see it.

Q. Were you even looking?
A. No, I was watching Jimenez.
Q. Okay, and was he talking on the PA system or you don't recall?
A. He, I, no, 'cause he was stretched out with both hands on the shotgun and the door was closed.
Q. Okay, to the Mustang?
A. To the Mustang.
Q. Okay, and then how long after that was shots fired?
A. Probably 30 seconds.
Q. And altogether from the time that vehicle came to its first stop to the time it came to his second stop was about how much in time?
A. Eight or 9 seconds from the time it lurched forward after the first volley of shots until it stopped.
Q. It was stopped, I'm trying to say it was stopped, this van was stopped. At that time, you were still coming up to the front .....out the rear?
A. I was still coming up in my patrol car.
Q. So you weren't there when this first took place?
A. Yes, the first volley, I was there when the windows fell out, yes.
Q. Okay. Were you there when the subject in the van was shooting out towards the cow pasture?
A. I didn't see that. I was off at an angle to where i couldn't see his side of the vehicle.
Q. Okay. Could you hear gunshots at that time?
A. I heard one shot.
Q. You heard one shot? From your vantage point? Could you see inside the van at any point?
A. The only time, it was after the glass fell out, then I could see through it. At my angle, I had the sun that I couldn't see through the window from the angle that I was coming up.
Q. Because you were from the rear of that
A. I was from the rear right coming up to it.
Q. Basically in the same perspective as those CHP Officers around the Mustang?
A. No, they were more to my left as I was coming up to it.
Q. So they would have had the same situation as far as not being able to see in the glass or not?
A. No, they were further to my left looking straight in the back, or even off to the side from where I was coming up further back to the right coming to my left and they were already to my left.

Q. Did they fire prior to being fired or about simultaneously or after being fired at?

A. I heard one shot that was firedin the direction of us, and that's when the volley of fire came. I say it was in the direction of us. That was judging by the sound of the shot. (tape ran out - turned tape over)

Q. Okay, the time right now is 1355. The tape side 1 just ran out while Deputy Craddock was talking. We were talking about the, his perspective of the sound of the [redacted] weapon and his perspective of what kind of caliber it might have been. I don't know if the end of the last part of the tape there picked it up or not. And also for this record, did we have any conversation whatsoever while I was changing the tape over?

A. No. no.

Q. Okay. Deputy Craddock, go ahead and repeat that portion of your answer about being a high powered rifle.

A. The one shot that I did hear prior to the volley of shots coming from the Officers sounded like a high powered weapon of some kind. And seconds earlier on the CHP scanner, somebody had said that they thought it was a 30-06 that the man had. And they said he had thrown several rounds out the window. Now, I'm assuming by throwing they meant throwing casings or live rounds physically throwing them out the window. I never did, I didn't see that action.

Q. Okay, let me ask you this. You said you heard it on the scanner?

A. Yes.

Q. So this is not on a PA or a radio?

A. Over a radio scanner.

Q. So once we get those tapes, we should be able to depict that?

A. Yes.

Q. Okay, is there anything else you can, what happened after the van lurched forward and then came to its destination or stopped?

A. During the time that it was rolling, there were several more shots fired in its direction by the CHP Officers. It came to rest on the shoulder with one tire setting on the pavement and the other three tires setting on the shoulder at a slight angle down hill. Deputy Mayton and another CHP Officer with one Officer driving the vehicle moved that vehicle up forward towards the van and Deputy Mayton and another CHP Officer were on the right hand side of that vehicle and moved up close to look into the van. using the car as shield. And then Deputy Mayton and Sgt. Williams

of the CHP went to the front door. Officer Williams pulled the door open, Deputy Mayton reached in and pulled out the rifle. Then he handed the rifle to somebody behind him and went around the front end and I didn't see what happened on the other side.

Q. Okay, so once you approached the back end of the CHP unit there, about how far away do you think you were from the [redacted] vehicle?

A. 40/45 feet.

Q. Were you any closer to that until the end of the incident?

A. No. From that time on, I went and handled traffic. I stayed away from the scene.

Q. So you went up and assisted with the Fortuna Police Department, etc.

A. No, Fortuna had traffic handled from the north headed south, and myself and Deputy Losey, and then eventually Deputy Mayton went back and handled traffic coming from the north, or from the south headed north.

Q. Okay. Deputy Mayton, at any time did you fear for your life?

A. Well, sure.

Q. Was the gun ever pointed to you or pointed at you?

A. Not towards me, no.

Q. What was your feeling of the situation in the welfare of yourself and/or other officers and citizens?

A. My concern was that the guy may bail out of the car any time and you know start cranking

Q. Deputy Mayton, did you have any particular feeling or persception of what was going on or what might happen as far as your safety other officers or other citizens safety regarding this incident?

A. Sure, I felt that if the guy got out of the car, if he was able to get, exit the car with the rifle, that you know, he was going to kill somebody.

Q. Deputy Craddock, do you have anything you want to respond to that question?

A. My knowledge of what had transpired from listening to the conversation on the scanner from the CHP units, the man had fired several rounds at that location. I was aware that several, some rounds had fired in an earlier location, earlier in the morning. It appeared to me that the gentleman in the van was not too concerned with what he was shooting with the weapon that he had.

Q. Det. Lawson, is there any questions that you need to ask?

Lawson: Just a couple of questions, Bob. Did you ever hear this guy say anything?

A. No.

Q. Was he talking or could you hear?

A. I couldn't, I couldn't see inside the van from my angle because the sun was on the glass from my angle, so I couldn't see in to see in to see even what motions he was doing until after the glass fell out of the window.

Q. Okay, and the same thing. How long after the shooting took place before the ambulance got there?

A. The ambulance had been called earlier before any shooting had happened.

Q. How do you know that?

A. I heard the call requesting one.

Q. Who did that? California Highway Patrol, the Sheriff Department or

A. It came across the scanner, so it had to be Highway Patrol.

Q. Do you remember what you heard?

A. Just that an ambulance was requested and after the shooting occurred, somebody asked, "Call the ambulance in," and somebody else said, "No, make sure of the situation first before we have anybody else enter into the scene." And eventually they did call, and it was probably three or four minutes after the first volley that the ambulance did come.

Q. (Vulich) Did either one of you observe any of the CHP Officers administering first aid to the [redacted].

A. Yes, I did.

Q. You saw that?

A. Yes.

Q. And then the ambulance came in. They also rendered first aid and took him off to the hospital as best as you know it?

A. When the ambulance got there, I was already headed back for the traffic problem.

Mayton: I saw the [redacted] inside the ambulance, and the ambulance attendents were administering CPR.

Q. Did you touch the lever or the action of the carbine, the 30-30 when you gave it to the other officer?

A. No, I didn't.

Q. To your knowledge, did the Officer touch it?

A. I don't know, 'cause I never looked at the officer when I handed

him the gun. I just grabbed it by the barrel and just, instead of putting it behind me, and I didn't look to see who took the rifle.

Q. But you didn't do anythiong to touch the action or anything of that nature.

A. No, the action was open when I took it out of the car.

Q. Okay, Deputy Craddock is there anything you want to add that you feel is important to this investigation?

A. Not at this time not that I can think of.

Q. Okay, Deputy Mayton, is there anything that you'd like to add now that we haven't talked about that you feel is important?

A. Yes, there's one thing that would probably be an important factor. As we were taking the [redacted] out of the vehicle from the driver's side, I continued looking for weapons that might have been on the seat, and I observed between the seats of the vehicle, which was a set of bucket type seats, and in between the two front seats I saw several empty cartridge cases laying on the floor board.

Q, Okay. Did you handle those in any way?

A. No, I didn't.

Q. Okay, Deputy Craddock, you said that once the volley of shots were being fired by the CHP Officers that you were able to see inside the van?

A. Yes.

Q. Did you see the [redacted] inside the van at any time?

A. Yes.

Q. Did you see his rifle at any time?

A. I never did see the rifle.

Q. Okay, what did you see ths [redacted] inside the van doing after the windows were shot out?

A. The first volley of rounds took the rear window out of the van, and he was kind of in a slumped position at that point, and as

Q. Slumped in which direction? The tape can't pick that out.

A. To the left, or to the right, I'm sorry.

Q. To the middle of the van.

A. Towards the middle of the van, and all of a sudden he straightened right back up in the seat and then slumped again to the right. That's the only motion I saw him take.

Q. Like he was turning back towards the rear or not, in your perspective?

A. From what I could see, it was shadowed inside the van, but he was

facing forward the times that I saw him. I never did see him turn his face to the rear.

Q. And you at that point were unable to see any rifle?

A. I never did see the rifle.

Q. Okay. I have no further questions at this time, but if I need to get back to you, I will do so, and vice versa, if there's something else that you have that you feel is important, you make sure that you give us a call. Okay? At this point, the time is by my watch 1404, correction 1604. I'll terminate this tape with Deputy Richard Mayton and Deputy Robert Craddock both Humboldt County Sheriff Deputies regarding case no. 88-5881.

Q. The time right now is 17 minutes after 4:00 p.m. Today's date again is 9-26-88. This is Det. Frank Vulich in my office along with Det. Lonnie Lawson. Right after the tape was turned off regarding the interviews of Deputy Mayton and Deputy Craddock, they had some particular conversation and made some comment about a radio being on. Now, was that you, Deputy Mayton?

A. Yes, it was.

Q. Okay. In the interim here, I received phone calls, Det. Lawson phone calls regarding incidents unrelated to this matter. That's why we have this time delay at this point of reactivating the tape. Have I rehearsed anything now regarding this additional information that you are bringing to my attention?

A. No.

Q. Okay. As I was shutting the tape off, or as I shut the tape off, I was leaving here making another call, you said something about a radio came on.

A. Yes. After the second volley of shots were fired, for some unknown reason the car radio in the van in which the guy was in, just came on for no reason. It just came on and music started playing.

Q. Was it real loud or just kind of

A. Well, it was nothing real loud, I mean I could hear it from where I was from my position 20/25 feet away.

Q. When you approached the vehicle with Sgt. Williams there and he opened the door and he grabbed the rifle, was that particular vehicle running at that time?

A. No, it wasn't. It wasn't running at that point, I know.

Q. Was the key on or off or did you touch the key?

A. I don't know if I did.

Q. Okay, what I'm trying to ask you now is trying to understand this is, once the shots were completed, could he have just fell over and accidently turned the radio on?
A. There's a possibility yes.
Q. Did you hear any music prior to that time?
A. No, I didn't.
Q. Could you hear the music while you were approaching it or was it already on at that time?
A. It was already on before we approached it.
Q. It wasn't blaring out?
A. No.
Q. It wasn't so low you could hardly hear it?
A. No, it was just a normal sound.
Q. Okay. Is that all you want to respond to that?
A. Well, the only thing else that I think that I should probably clear up in everybody's mind, you know, I pulled a sleeping bag and I also pulled a brown folder like a cardboard folder with several pockets in it. After I took the weapon out of the car, I pulled this stuff out, but I also would like to state that I took the weapon from on top of everything. There was nothing over the weapon. The weapon was laying across in plain view with nothing obstructing the weapon. After I took the weapon out, then I pulled these other objects out, looking for maybe another weapon that underneath the items that was on the seat.
Q. Did you see any live, you said you saw empty casings, did you see live rounds?
A. Yes, I did.
Q. Also loose or
A. They were loose on the dash on the left hand side of the dash.
Q. On the dirver's side?
A. On the driver's side.
Q. Did you see an empty box of any kind?
A. There's an empty box on the driver's side on the floor board, and I think it was a PMC or it wssn't a major brand like a Remington, Winchester, it was like a military type box. PMC I think was a brand.
Q. Okay. so that's what you saw there at the scene so when definitely go through that vehicle tomorrow, that's what we should find?
A, Yes.
Q. Okay, Deputy Craddock, you made some comments also after the tape

also after the tape was stopped that you now have a second thought regarding something that you just stated. Is that true?

A. Yes.

Q. Okay, and again I don't recall in detail what you said, something about the Officers at or around the Mustang, is that right?

A. Correct.

Q. What is it that you want to add or change or whatever?

A. I went to the back of my unit in the process of removing my mini 14 from my trunk. My attention was drawn to the immediate scene by the firing of one round from the van. That brought my attention from the trunk of my car up to the scene ahead of me. At that point, I saw Officer Jimenez at the front side of the left hand side of the Mustang and firing at the van. I had no idea while I was at the rear of my vehicle, I heard the PA system going and talking to [redacted] I assumed it was the person inside the van. I had no idea up to that point who was using the mike.

Q. So let me ask you this. When you did park your vehicle and you were going to seekout long rifle, did you see Officer Jimenez?

A. No, my first thing was to go back to my vehicle and get the mini 14 out. At that point in time, my problem was wait if the guy got out of the van and hit the field, within a very short period of time he'd be out of range of the shotgun that the CHP Officers had. Which was my reason for going to my trunk to get my mini 14

Q. Okay. You made some comment in passing, and I really apologize for not paying more attention, but I was on the phone or something, but you said something that you did or you didn't see him at the V of the open door of the Mustang?

A. I did not.

Q. Okay.

Walton: How far back was your car from the Mustang?

A. Probably another 49 feet behind the Mustang in the center divider.

Q. So let me understand this. We have at least 5 CHP units, is that right?

A. In front of me, plus Deputy Mayton's unit.

Q. And yours, so that's 7 marked units at this point.

A. I'm not sure where Deputy Losey's vehicle was. I never did. I never saw where he stopped.

Q. And then there's another Deputy by Losey that was also in the immediate area some place?

A. He and I assisted each other in stopping traffic back by Highway 36, and then I proceeded from that location up to where the man in the van was at. I don't know where Deputy Losey went after that.

Q. Okay. One question we didn't ask, we did not ask you, Deputy Craddock, is did you fire any rounds?

A. No, I did not.

Q. Did you, you didn't shoot any out of your service revolver?

A. No.

Q. You didn't shoot any out of your long rifle or your shotgun?

A. No.

Q. Okay

Walton: Just a minute ago, you said that Deputy Jimenez was on the left side of the Mustang. You mean the driver's side or the passenger side?

A. The driver's side.

Q. Jimenez was on the driver's side of the Mustang.

A. Yes.

Vulich: Okay. Anything else, gentlemen?

A. Not from me.

Q. Okay, then we'll terminate this once again by my watch it's 1625 hours regarding case no. 88-5881. This is Det. Frank Vulich along with Det. Lawson.

typed by [redacted] 10-7-88

IDENTIFICATION OFFICER'S REPORT

CASE

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
IDENTIFICATION SECTION

TOTAL HRS. 35 CASE NO. 88-5881

TYPE OF CRIME Shooting Investigation LOCATION Hwy 101 Near Fortuna

[redacted] ADDRESS - - -

TYPE OF STRUCTURE - - -

TIME 1330 DATE 9/25/88 SUSPECT - - - ADDRESS - - -

REQUESTED BY Reed DIVISION Patrol

CAMERA USED Nikon F.STOP f/11 SPEED 250 FILM TYPE color

ASA 400 TYPE OF LIGHT: FLASH BULBS ___ ELECTRONIC FLASH x DAYLIGHT x OTHER ___

PHOTOGRAPHS

CRIME SCENE	B/W ___	COLOR ___
[redacted]	B/W ___	COLOR ___
COPY PHOTOS	B/W ___	COLOR ___
MISC PHOTOS	B/W ___	COLOR ___
MOVIE FILM	B/W ___	COLOR ___
VIDEO TAPE	B/W ___	

LATENT PRINTS

LIFTED 3

COMPARISONS MADE 1

INVESTIGATION CONDUCTED AND ACTION TAKEN:

After being dispatched from the office I arrived at the location at approximately 1330hrs. Numerous California Highway Patrol cars and Officers were at the scene as was a [redacted] Plymouth Van. While enroute I had requested Sheriffs Department Investigators and Criminalists from the Department of Justice. While waiting for investigators to arrive, and after a basic briefing by Sgt. Krock of the CHP, I started overall photographs.

The scene I was to be concerned with was in the area of Mile Post Marker 58.40, in the southbound Hwy 101 lanes. This is an area between Drake Hill Road and Hwy 36.

I first photographed the roadway south of the scene, showing debris on the roadway. It appeared the van had been traveling with flat tires which came apart and tore away some of the wheelwell parts of the vehicle. South of the scene I also photographed empty brass casings in the road. In the area of the vehicles that were involved I took overall photographs, and then photographs of items closeup that were of interest or that were to be collected as evidence. I photographed the front, back,

Reggie Billings
IDENTIFICATION TECHNICIAN

(HCSD 0415.1 10-76)

and profiles of the Officers pointed out to me as being the ones that had discharged weapons. This was done to show uniform condition, etc..

Department of Justice Criminalist [redacted] arrived at the location to assist me in the scene investigation. I took the photographs and collected the evidence. [redacted] assisted in measurements, the diagram, and advised in the importance of items as evidence. He made observations of the scene (damage,marks, holes, condition, etc.) for his report.

At 1400hrs I accepted from CHP Officer Jimenez two plastic bags containing fired shotshells, brass casings, and one unfired cartridge (items #1 and #2 on the Property Storage Form) that he had collected at the scene. At 1455hrs I accepted from Sgt. Krock a deformed projectile that he had received from a Veterinarian (item #3).

I collected from the rear seat of CHP Unit #[redacted] a Winchester Model 94, lever action rifle, serial #[redacted] (item #4). The lever was ajar (but not open), the hammer was back, and the chamber and magazine were empty. I next collected a Remington 12ga shotgun, serial #[redacted] (item #5) from the locked shotgun rack of CHP Unit #[redacted] The safety was on safe. Item #7, a Remington 12ga shotgun, serial #[redacted] was collected from the locked shotgun rack of CHP Unit #[redacted] The safety was on safe. The rifle and the two shotguns were the only weapons I was requested to collect at the scene by investigators. Except for handguns (to be collected later) they were believed to be the only weapons discharged.

From the passenger side trunk lid (near the rear window) of Unit #[redacted] I collected a handgun speedloader (item #8). From the road south of the vehicles I collected the six fired casings (.38 cal, item #9). See diagram for measurements. Item #10 is a handgun speedloader I collected from the drivers seat of Unit [redacted]. Item #11 is a coin holder/dispenser I collected from the road near the right side of Unit [redacted] (a similar coin dispenser was observed on the dash of the Plymouth van). Item #12 is a "PMC" 30/30 Win fired casing that was collected from beneath Unit [redacted] (even with the rear of the right front tire and about six inches under the vehicle). Item #13 is a fired 12ga shotshell that was resting on the drivers side windshield wiper of Unit #[redacted] Item #14 is an unfired 12ga shotshell collected from the drivers seat of Unit [redacted]. Item #15 is two fired 12ga shotshells from the drivers floor (one forward-one alongside seat) of Unit [redacted]. Item #16 is one unfired 12ga shotshell collected from the ground on the passenger side of Unit #[redacted]

The diagram will indicate where I collected the red and white cup (item #17), the Adidas shoe (item#18), the wooden drum stick (item #19), the cresent wrench (item #20), the shattered clear glass (item #21), the shattered tinted glass (item #22), and the deformed bullet jacket (item #23). All were collected from the road.

It was decided not to process the Plymouth van at the location. Items pulled from the passenger side of the van by the initial officers were placed back inside and the van was towed to the Courthouse in Eureka by Clydes Towing of Fortuna. I escorted the vehicle being towed. We departed the scene at approximately 1740hrs. The vehicle was secured in the Courthouse basement with barrier tape.

At 1000hrs, 9/26/88, I attended the autopsy of [redacted] that was performed by [redacted] at the County Morgue. Prior to any washing I completed a Gun Shot Residue Kit on the hands of the deceased, and then I obtained inked impressions of his fingerprints. Photographs were taken of the deceased prior to the start of the autopsy, after the body was removed of clothes and cleaned, and as [redacted] directed during the examination. Blood and urine were collected and retained by the Coroner for later analysis. At the autopsy I collected the GSR Kit (item #24), clothing of the deceased (items #25-#28-#29), metal fragments and deformed lead removed by [redacted] (item #26), and personal property of the deceased (#27).

On 9/27/88 I checked both CHP shotguns (items #5 and #7) for ammunition statis. Each shotgun had an empty chamber and each had three unfired shotshells in the magazine (items #6 and #42). Note---item 42 is out of sequence due to error made filling out Property Storage Form.

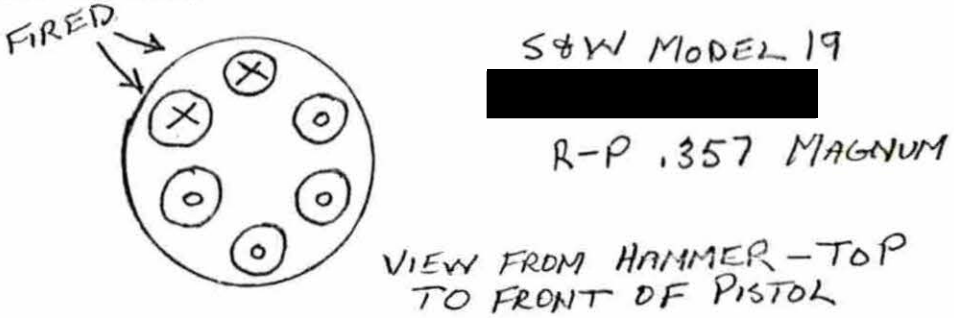
On 9/28/88, starting at 0940hrs, in the basement of the Courthouse, DOJ Criminalist [redacted] and myself, with Detectives Vulich and Lawson and Jon Allen of the CHP in attendance, photographed, searched, and collected evidence from the CHP Mustang [redacted] and the Plymouth Van [redacted]. The cracked windshield of the CHP Mustang was photographed with scale, and lead wipe from the apparent bullet hit was collected on transparent tape (item #30). The front and sides of the Mustang were searched for additional damage or evidence with negative results. On both vehicles I photographed, searched, and collected the evidence, and [redacted] observed and made observations for his report.

From the Plymouth van I collected sample glass (items 31-32-33-34) from the shattered windows. Both rear quarter windows were unbroken as was the drivers window, which was in the down position. The windshield had numerous holes. I started searching the interior of the van at the rear and worked toward the front. Each item in the van was examined and discussed, with Detectives Vulich and Lawson deciding the importance of it as evidence. From the van I collected (at the rear) a Winchester rifle carton (item #35) with a serial number matching the serial number of the lever action rifle collected as item #4. From the right rear I collected the Adidas shoe (item #36). The sound suppressors (item #37) were collected from the front passenger floor, however it should be pointed out that I observed these on the ground at the Hwy 101 scene among the items that had been pulled from the van by the officers.

The fired 30/30 casings (item #38) were collected generally from between the front seats. The empty "PMC" 30/30 rifle cartridge box (item #39) was collected from the drivers floor. The shotshell wads and deformed pellets were collected as item 40 from the forward inside area of the van. The thirteen "PMC" 30/30 unfired cartridges and the foam holder (item #41) were collected from the drivers dash. Item #43 is filter paper with possible gunshot residue. The paper was moistened with distilled water and placed on the metal parts of the vehicle (above and below the missing window) starting 12" back from the rear of the drivers door edge. We secured from the vehicle at approximately 1535hrs.

On 9/29/88, at 1730hrs, I photographed the north end of the north bound Van Duzen River Bridge at mile post marker 57.00. This was described to me as the location that CHP had positioned the spike strip that punctured the tires on the Plymouth van.

On 10/2/88 I photographed the handguns of the CHP Officers that Detective Vulich had collected. Two (F-1 & F-6) were unloaded when I received them. Item F-8 [redacted]) was received in a loaded condition. I marked the cylinder with a permanent pen prior to opening. When opened I found 2 fired casings and 4 unfired cartridges in the cylinder. They were removed and packaged. The sketch below indicates the positions of the fired and unfired rounds.



On 10/2/88, in the Identification Section of the Sheriff's Department, I searched for latent fingerprints on the lever action rifle, the coin dispenser (item #11), item #12 casing, item #17 handle cup, item #19 wooden drum stick, item #20 crescent wrench, item #38 casings, item #39 cartridge box, and the cartridges of item #41. I found and collected three usable latent fingerprints. One from the top of the handle cup, one from the crescent wrench, and one from the left rear stock of the lever action rifle. I was able to identify the latent collected from the handle cup as being made by the #4 (right ring) finger of [redacted] using the inked impressions collected at the autopsy. Due to the poor quality of both the latents (other two) collected and the inked impressions I was unable to confirm they were made by the deceased.

DISTRICT ATTORNEY

COUNTY OF HUMBOLDT

CRIMINAL DIVISION

825 FIFTH STREET

EUREKA, CALIFORNIA 95501 PHONE (707) 445-7411

VICTIM/WITNESS ASSISTANCE DIVISION

825 FIFTH STREET, ROOM 230
EUREKA, CA 95501
PH. (707) 445-7417

FAMILY SUPPORT DIVISION

317 SECOND STREET
P.O. BOX 128
EUREKA, CA 95501
PH. (707) 445-6240

MEMORANDUM

DATE: October 11, 1988

TO: Captain Don Spencer
Humboldt Area Commander
California Highway Patrol

Detective Frank Vulich
Humboldt County Sheriff's Office

FROM: Michael K. Robinson, Assistant District Attorney
Humboldt County District Attorney's Office

RE: Officer Involved Shooting
[redacted]
H.C.S.O. 88-5881

* * * * *

On October 6, 1988 the Humboldt County Sheriff's Department submitted the results of their investigation of the above referenced incident to this department for review. Based on a review of that investigation and available evidence this department has concluded that the CHP officers involved used both reasonable restraint and justifiable force in their handling of the situation. This department further concludes that the facts and evidence support a finding of justifiable homicide by public officers within the meaning of California Penal Code 196 and 197.

It is suggested that evidence be retained in accord with both CHP and HCSO departmental policy. No further action by this department is anticipated.

MKR/[redacted]

Attachment - Press Release

cc: Terry R. Farmer, District Attorney
Barry A. Brown, Chief Investigator

DISTRICT ATTORNEY

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EUREKA, CA 95501
PH. (707) 445-6240

CONTACT:
Michael K. Robinson
Assistant District Attorney
(707) 445-7411

RE: Officer Involved Shooting 9/25/88 [redacted]

NEWS RELEASE

FOR IMMEDIATE RELEASE

EUREKA, CA -- OCTOBER 11, 1988 - On September 25, 1988, CHP officers attempted to affect a traffic stop on a vehicle driven by [redacted] Age 36 of Newport Beach, CA. Their purpose was to question [redacted] in connection with a shooting incident occurring in Willits that day. [redacted] refused to stop and the CHP eventually safely used a "spike strip" to get him to stop on U.S. 101 south of Drake Hill Road in Fortuna.

Once the vehicle was stopped, [redacted] fired several rounds from within his vehicle striking some cows in a nearby field. During this time CHP officers repeatedly attempted to persuade Mr. [redacted] to relinquish his weapon and exit the vehicle. [redacted] then pointed his rifle directly at the officers firing at least one round at them. At that time the officers fearing for their own lives as well as those of others, returned fire at [redacted] [redacted] died later from multiple gunshot wounds. It was later

discovered [redacted] had a [redacted] but had not been taking his prescribed medication.

Since that time (as with all officer involved shootings) the incident has been under investigation by the Humboldt County Sheriff's Department with the full cooperation of the California Highway Patrol. The results of that investigation have been submitted to the District Attorney's Office for independent review.

Assistant District Attorney, Michael Robinson, announced today that his department had completed it's review of that investigation. "This department has concluded that the CHP officers involved used both reasonable restraint and justifiable force in their handling of the situation. The facts and evidence support a finding of justifiable homicide."

"These officers are dedicated to saving lives. In this instance the lives they saved were their own. This was an unavoidable tragedy for all concerned."

--30--

INTERVIEW WITH OFFICER RICHARD VENTURI

I am at Willits P.D. and am with Police Officer Richard Venturi and I note for the record it is September 25, 1988, the time is 1753. O.K. You know why I am here, right. O.K. Why don't you just start at the beginning and tell me what you know about the shots fired at the Shell station.

O.K. Well approximately 10:30 today we were dispatched to the South Shell station, at 781 South Main Street, in regards to a [redacted] who had just fired off a round from what appeared to be a rifle or a shotgun. The vehicle that we were given was described as a [redacted] Dodge caravan-type vehicle with two yellow canisters attached to it, just left that location Northbound. Responding from the area of East Commercial and South Main Street I responded directly to the South Shell station. Was unable to located the vehicle Northbound.

Q: So you responded from here?
A: We responded from just North of here. So we were North of his location. He would of been traveling towards us.

Q: O.K.
A: We never saw the vehicle at all on the main street which he was last reported seen going Northbound. My partner Officer Scofield he was flagged down by a [redacted] driving his private vehicle, and he had a CDF uniform on. He got some information from him, that [redacted] was later identified as [redacted] [redacted] from Chamberland Creek, Conservation Camp.

Q: Were you and Scofield in the same car?
A: No.

Q: You were in separate units?
A: No, both of us were working day shift today.

Q: How do you spell his name, Richard?
A: Scofield.

Q: What is his first name?
A: Mike.

Q: Mike?
A: Yep.

Q: O.K. He is a police officer?
A: Yep.

Q: For the City of Willits?
A: Yep, he has been here for about a year an a half. This is his first job. And I have made contact with the two ladies that were working at the Shell station. A [redacted]

and a [redacted] and they basically told me that the [redacted] had driven his van into the pumps there closest to the building, filled up with gas, walked in the building, he paid for his gas, and he wandered around the store a little bit, there is-it is a Mini-Mart station....

Q: So he did gas up?
A: Yep.

Q: How did he pay for the gas?
A: That I haven't covered with them yet.

Q: O.K.
A: One of the gals that was working at the Deli and a Mini-Mart there all mixed in-in the same building, the gal at the Deli, he walked over there kind of fumbling around with some things in his pockets, not really doing anything - as they put it- normal. He didn't seem to be in this world at the same time as everybody else. They asked, "if they could help him?" He mumbled something that they didn't understand, he walked out to the van, had a lift back on it, he opened the lift back, pulled the rifle out, brought it up to his shoulder and aim it in a kind of Southeasterly direction, which would be directly over the Exxon station, which is just catty-corner at the intersection.

Q: Across the street?
A: Yep. The Exxon station would be on the Northeast corner of the intersection, the Exxon station being on Southwest corner of the intersection. Cranked off one round put the weapon back into the van, closed the rear of the van, walked into it and drove Northbound.

Q: Just drove away?
A: And that was it. The person that called us, wasn't one of these two gals, it was one of the station attendant's across the Exxon station.

Q: O.K. Do we know who that is?
A: That's an [redacted] I believe, it is on the first page of my report.

Q: I'll copy all the stuff down here in a minute.
A: O.K.

Q: O.K. He was the reporting party?
A: Yep. He was the station attendant working at the cashier's office there at the Exxon station. He was the one that was able to - he confirmed the description on the van, and gave me the partial license plate of [redacted].

Q: How did you get the whole plate? Or did you?
A: We didn't. We got it after-I believe our dispatcher copied it off the scanner when Jim was transmitting that he was behind the vehicle.

Q: O.K. So you just had the first couple of letters?
A: Yeh, all we had was just 1SAM, and that was included in the bolo that I gave to our dispatch to give to all the Northern agencies.

Q: O.K. 1SAM, TOM, NORA, 421. You think you got that from dispatch?
A: From our dispatcher. She handed me the 28 that she typed out, and had inquired.

Q: O.K. The guy gassed up. O.K. Could I get you to draw me a diagram, kind of a layout of the station?
A: Sure.

Q: Before we turn the tape off Ed, can you think of anything we ought to cover. Oh, clothing description. Do we have that anywhere?
A: The two gals were able to tell me that the gentlemen was in- his they thought his late 50's, wearing a blue baseball cap, blue windbreaker, and a blue shiny nylon shorts.

Q: O.K. I am going to write that down for my notes here. O.K. White male?
A. Yep. White male, adult, but in his late 50's they thought.

Q: In his late 50's. Tall, skinny, short, fat?
A: They didn't say-weren't able to give us anything other than his clothing. And they said a blue baseball cap, blue windbreaker, and blue nylon type shorts. And I believe that was also included in the bolo.

Q: Did the witnesses describe the gun for you at all?
A: All they knew was that it was a long rifle type weapon. They weren't sure of a calibur or what type of action or anything other than they could say that it wasn't a hand gun they knew it was a long gun and when it went off it was loud.

Q: O.K. You said the vehicle had some kind of yellow cans on it or something.
A: Yea. The station attendant told me that they were like yellow Jerry cans or something sitting on the top. He thought they were gas cans, that type of thing.

Q: They were attached to the top of the van.
A: On the carrier. Yea. The two gals gave us that information also that the van had a carrier on the top and that it had the two yellow cans on the top of that.

Q: O.K. Did they say he bought anything in the gas station?
A: No, he didn't. He didn't say anything either.

Q: He just paid for that gas and that was it?

A: Yea. He just kind of wandered around aimlessly in the store not really with a purpose and I asked them if he said anything, made any statements, made any comments to them and they said, "no". Just when they asked him, "if they could help him", and he just kind of mumbled something and they didn't understand what he said and he walked out the door.

Q: How about to anybody else outside the gas station?
A: No, as far as they knew there was no other contact with anybody and he was from the van to the store, wandered around a little bit, did-they said he did like some stretching exercises or something while he was in there-was kind of stretching around-they thought he had been driving awhile and you know just stretchen his legs.

Q: And he was alone? You said for sure.
A: Right. No body else that we talked to saw anybody else in or around the van at anytime.

Q: O.K. You said your partner Officer Scofield stopped and talked to [redacted] [redacted] What was the context of that conversation do you know?
A: [redacted]. Basically just giving us a description of the van and what happened cause Mr. [redacted] was Northbound on Main Street and we were Southbound and he kind of flagged at us a couple of blocks North of the location and I was in front of Scofield and I had just passed him as he started to flag so Scofield pulled over and had a quick conversation pretty much in the middle of the street, car to car and he gave Scofield pretty much confirmed the information we had on the van, that the guy did have a long gun and that he had fired a round.

Q: O.K. Do you know if [redacted] told Officer Scofield if he was present at the gas station and witness the whole thing?
A: He was in the Exxon station.

Q: O.K. So he was across the street.
A: And he saw the guy looking at the gun as it apparently as it came out of the van. He never saw the guy take the gun out of the van, he looked up across and he saw a guy holding a gun, and he said then he kind of looked down the street and he heard a loud crack, and when he looked back up this guy had the gun at his shoulder and was pointing it in the direction of the Exxon station but up high up into the air, above the Exxon station. And then he saw the guy in fact he said he was very calm about it-the guy took the gun down from his shoulder had to placed it back in his van close the door, calmly walked to the drivers door and drove off.

Q: That was northbound?
A: Northbound on our Main Street which is Highway 101.

Q: O.K. Did you guys make any attempt to find out where that round went?

A: No. We just knew the general direction but ah I mean there's lots of area.

Q: Didn't didn't get any calls that it went through some old lady's ????

A: Never had any reports of any type we were expecting it around through somebodies roof or something or a car roof. But the area that he fired it in if you kind of draw a line through that area there's a short distance between Highway well and rifle round distance anyway between Highway 20 and that location and out toward that area is a short distance of houses and then it's pretty much all open area hillside and a and a hillside. So if he was in the right direction or about in that right direction he would have pretty much overshot everything and it would just have landed into open field.

Q: OK. I'm going to hand your report back here. For the purposes of my tape here, could you just tell me that all the witnesses that you talked to regarding this.

A: OK. I talked to an [redacted], who works at the south Exxon station at 898 South Main Street. I talked to a [redacted], who works at the South Shell Deli at 781 South Main Street. A [redacted] which works at the South Shell. She works at the gas station side of it. Then I spoke with [redacted] on the phone a couple of hours later at his home in Santa Rosa, and he's a CDF employee employed at Chamberlain Creek Conservation Camp out on Highway 20.

Q: OK. I'm going to go ahead and shut the tape off and just note that its 1805 hours.

SERGEANT KROCK INTERVIEW OFFICERS KITNA AND MATAXAS

OK we're at Fortuna Police Department conducting a couple of interviews with Officer Chris Kitna and Officer Steve Metaxas, Fortuna Police Department. Present are Officer Jon Allen, Northern Division Shooting Team, Sergeant Mike Krock, Northern Division Shooting Team. And our purpose of the interview is a further investigation of the shooting incident that occurred on the 25th of September Highway south of Drake Hill in the County area immediately south of Fortuna in Humboldt County.

Q: Would you ah, Kit, go ahead and identify yourself on the tape.
A: Christopher Kitna, Fortuna Police Department, 621 11th Street, Fortuna, CA. [redacted] and I've been employed in Fortuna for three years.
A: And Steve Metaxas, badge #560, employed by the Fortuna Police Department, age [redacted], and employed here approximately 2 1/2 months.

Q: OK. Chris, would you go ahead and relate what occurred what part you had in this incident on Sunday.
A: OK, we were positioning our vehicle on Drake Hill Road at the intersection of northbound U.S. 101. We received a mutal aid call to stop southbound traffic in both lanes of Highway 101 at Drake Hill Road or approximate area. We did so by slowing our vehicle. Sergeant Rogers and myself and Officer Metaxas stopped traffic and were stopped in the both lanes of 101. Ah, we observed or at least I heard sound of shots fired ah approximately 500 yards in front of us which would be to our south and saw numerous puffs of smoke and determined that the shots were different pitch, different sound. Several sounded like high powered rifle or several sounded like ah shotgun blasts. Upon hearing the first series of shots, we took cover behind our vehicle door and stood by there until we received further instruction.

Q: Steve will you go ahead and add anything you might wish to?
A: Yes, we got behind our doors I remember that and I remember basically two puffs of smoke coming from th right side of the [redacted] vehicle, the van, I remember that and after that there were shots that just kind of blended in couldn't really tell them a part.

Q: Was was there any definite pause between any of these series of shots? Was any time elapsed in large amount of time in between?
A: Ya, I think my point of view there was. There were some earlier ones and there was a pause and then they started in again.
A: That's that's correct. I heard that as well.

Q: So did you guys seek further cover after the first shots you heard?
A: Ya, cause I remember we took cover twice. We heard the shooting at one time and then took cover again and shots died down we relaxed. I heard a second series of shots and took cover again. We heard a report or ricochet or sound of a round that appeared to be coming back toward our (vision??).

Q: On your initial radio call your instructions were you informed that they were confronting an armed [redacted] or maybe confronting an armed [redacted]
A: We'd been monitoring CLEMARS radio traffic for approximately 40 minutes prior to them coming to the Fortuna area. So we were expecting them and we were aware there were reports of a [redacted] that was guna drive by shooting and might be armed with a high calibre large calibre rifle.

Q: OK. From your location, could you see the [redacted] at all?
A: We saw after the shooting or I saw after the shooting ah a form of a man on the ground. After the shooting died down I didn't see him movement prior to that from the person from the person in the van.

Q: Steve were you able too see any movement in the van or
A: Anything after the shooting, the only thing I saw was the two appeared to be two officers slowing working their way up to the van after the shooting ???? could see their arms were extended.

Q: After the last shots were fired?
A: ???? And I saw one running back with some type of ????

Q: Did these, you talked about the gaps, a couple of gaps here between a couple of shots or how many ever shots and a gap and some more shots. Any perception on what that time element might have been between those shots?
A: That'd be hard. Say anywhere from 30 seconds to 3-5 minutes. It's really hard to say. ???? time span.

Q: And you you maintained that traffic control position til you were relieved?
A: We maintained that position ah we were instructed by our sergeant, Sergeant Rogers, to go back northbound and stop traffic southbound further from our original position because it was backed up so far. They were worried about accidents where the vision was blocked on the highway. We stood by there for half an hour or so. Caltrans arrived and being in plain clothes I assisted Caltrans in putting up the cone pattern to block off the highway.

Q: OK. From your position, were there any civilians or any other police officers that were further south between your position and where the [redacted] vehicle was?

A: No, I didn't see any persons or vehicles in that area.

Q: So, anybody standing or in vehicles to your rear would have no better vantage point in terms vision or hearing than what you gentlemen had?

A: That's correct.

Q: Would it be possible for people to see through your position with aided vision, telescopes or binoculars?

A: Yes.

Q: OK. I don't have anything further. We'll end the tape at approximately 4:15.

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/25/88	1733HRS.	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV.APREHENS'N?	NAME OF [redacted]
AGENCY ASSIST	☐ YES ☒ NO	☐ YES ☒ NO	

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

SIGNATURE OF DEPUTY STORING

0730 LOSEY

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
	PHOTOS OF GUNSHOT WOUNDS TO COWS	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
					9/26/88	0800	Locker	Process

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/25/88	1830	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING

CRIME: SHOOTING INVESTIGATION

ADULT ARREST? ☐ YES ☒ NO

JUV. APREHENS'N? ☐ YES ☒ NO

NAME OF [redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) 4 & 11

NAME [redacted]

CITY PHONE

ITEMS (BY NO.) 5-7, 8-10

NAME CHP

ADDRESS

CITY PHONE

ITEMS (BY NO.)

NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TO BE DETERMINED

SIGNATURE OF DEPUTY STORING

0053 Reggie Billings

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

COLLECTED HWY 101

ITEM	DESCRIPTION	WEIGHT
1	PLASTIC ZIP LOCK BAG CONTAINING 1 .38" WCC+P+ CARTRIDGE & FIVE .38" WCC+P+ CASINGS	
2	PLASTIC ZIP LOCK BAG WITH 6 WIN 00B FIRED SHOTSHELLS & TWO REM 00B FIRED SHOTSHELLS	
3	PLASTIC BAG WITH DEFORMED BULLET	
4	WIN MODEL 94, 30/30, SERIAL # [redacted]	
5	CHP REMINGTON MODEL 870, 12 GA # [redacted]	
6	THREE WIN 12 GA 00B SHOTSHELLS FROM MAG OF #5	
7	CHP REMINGTON MODEL 870, 12 GA # [redacted]	
8	SPEED LOADER FROM TRUNK TOP OF UNIT # [redacted]	
9	SIX FIRED "FG" .38 CAL CASINGS	
10	SPEED LOADER FROM SEAT OF UNIT [redacted] (DRIVERS)	
11	COIN HOLDER/DISPENSER FROM ROAD NEAR R/SIDE UNIT # [redacted]	
12	ONE "PMC" 30/30 WIN FIRED CASING (UNDER [redacted]	
13	ONE FIRED REM 12 GA 00B SHOTSHELL (FROM OUTSIDE WINDSHIELD)	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. #5, #7
TO NAME CHP
ADDRESS
RECEIVED BY [SIGNATURE] [redacted]
RELEASED [SIGNATURE]
DATE 10/13/88 1120 hrs
HOW RELEASED: IN PERSON per Vulich

RELEASED ITEMS NO. 1, 2, 6, 8-11, 13
TO NAME Jim Chaille CHP Capt.
ADDRESS
RECEIVED BY [SIGNATURE] J D Chaille
RELEASED [SIGNATURE] [redacted]
DATE
HOW RELEASED:

RELEASED ITEMS NO.
TO NAME
ADDRESS
RECEIVED BY [SIGNATURE]
RELEASED BY [SIGNATURE]
DATE
HOW RELEASED:

RELEASED ITEMS NO.
TO NAME
ADDRESS
RECEIVED BY [SIGNATURE]
RELEASED BY [SIGNATURE]
DATE
HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
3-4, 12	10/3/88	1000 hrs	Storage	DOT Lab JB				

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/25/88	1830	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF [redacted]
SHOOTING INVESTIGATION	☐ YES ☒ NO	☐ YES ☒ NO	

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TO BE DETERMINED

SIGNATURE OF DEPUTY STORING

0053 Reggie B

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

COLLECTED HWY 101

ITEM	DESCRIPTION	WEIGHT
14	ONE UNFIRED REM 12GA OOB SHOTSHELL FROM DRIVERS SEAT OF UNIT # [redacted]	
15	TWO FIRED REM 12GA OOB SHOTSHELLS FROM DRIVERS FLOOR (FORWARD & ALONGSIDE SEAT) OF [redacted]	
16	ONE UNFIRED FEDERAL 12 GA OOB SHOTSHELL FROM PASS SIDE (ON GROUND) OF UNIT [redacted]	
17	HANDLE CUP (WHITE & RED IN COLOR) FROM ROAD	
18	ONE ADIDAS SHOE (LEFT) BLUE & GREY IN COLOR, FROM ROAD	
19	WOODEN DRUM STICK FROM ROAD	
20	8" CRESCENT WRENCH FROM ROAD	
21	CLEAR SHATTERED GLASS FROM ROAD	
22	TINTED SHATTERED GLASS FROM ROAD	
23	DEFORMED BULLET JACKET FROM ROAD	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. ALL

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE] D Challo

RELEASED [SIGNATURE] [redacted]

DATE 10/14/88

HOW RELEASED:

RELEASED ITEMS NO. 1

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

	OUT				IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/26/88	1630	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF [redacted]
SHOOTING INVESTIGATION	☐ YES ☐ NO	☐ YES ☐ NO	

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TO BE DETERMINED

SIGNATURE OF DEPUTY STORING

0053 Reggie Bullock

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

COLLECTED AT MORGUE

ITEM	DESCRIPTION	WEIGHT
24	GSR KIT OF [redacted]	
25	BLUE SHORTS OF [redacted]	
26	10 COIN ENVELOPES CONTAINING DEFORMED LEAD & METAL FRAGMENTS (MARKED 1-2-3-4-5-6-9-11-12 WHICH CORRESPOND WITH DOCTORS WOUND CHART)	
27	PERSONAL PROPERTY OF [redacted] INCLUDING RIGHT SHOE - COMPASS - UNFIRED 30/30 CARTRIDGE - CASIO WRISTWATCH - VERATEL CARD # [redacted] - $2.30 IN U.S. CHANGE & CURRENCY - 2 UNDEVELOPED ROLLS OF ~~FILM~~ UNEXPOSED FILM - 1 EXPOSED ROLL OF FILM	
28	BLUE JACKET - BLOODY	
29	BLUE PLAID SHIRT - BLOODY	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. 25, 27, 28, 29

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE] D Chaille

RELEASED [SIGNATURE] [redacted]

DATE 10/4/88

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
26, 24, ~~25~~ JB	10/3/88	1000	Storage	DOJ Lab JB				

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/28/88	1600	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING

CRIME: SHOOTING INVESTIGATION

ADULT ARREST? ☐ YES ☒ NO

JUV. APREHENS'N? ☐ YES ☒ NO

NAME OF [redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TO BE DETERMINED

SIGNATURE OF DEPUTY STORING

0053 Reggie Billingsley

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. [redacted]

COLLECTED IN COURT HOUSE BASEMENT FROM VAN & MUSTANG

ITEM	DESCRIPTION	WEIGHT
30	TAPE LIFT WITH LEAD & GLASS FROM DRIVERS SIDE WINDSHIELD BREAK OF MUSTANG [redacted]	
31	GLASS SAMPLE - DRIVERS SIDE MIDDLE WINDOW	
32	GLASS SAMPLE - PASSENGER SIDE FRONT DOOR	
33	GLASS SAMPLE - " " REAR SLIDING DOOR	
34	GLASS SAMPLE - REAR DOOR WINDOW	
35	WINCHESTER RIFLE BOX, SERIAL # [redacted]	
36	ADIDAS (RIGHT) SHOE, BLUE & GREY IN COLOR	
37	BLUE & BLACK SOUND SUPPRESSERS WITH BLOOD & HAIR	
38	FIRED 30/30 CASINGS (FIVE IN NUMBERED COIN ENVELOPES)	
39	EMPTY "PMC" 30/30 RIFLE CARTRIDGE BOX	
40	FIVE ENVELOPES CONTAINING SHOTSHELL WADS & DEFORMED PROJECTILES FROM INTERIOR OF VEHICLE.	
41	THIRTEEN "PMC" 30/30 CARTRIDGES & FOAM HOLDER FROM DRIVERS DASH	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. 31-41

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE] D Chalk

RELEASED BY [SIGNATURE] [redacted]

DATE 10/14/88

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
30	10/3/88	1000	Storage	DOT Lab SB				
4 from item 41 To LAB for TEST fine	10/4/88	1130	Shared	DOJ LAB L. Scott				

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
86-5481	9/25/86	1830	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING

CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF SUSPECTS
SHOOTING INVESTIGATION	☐ YES ☒ NO	☐ YES ☒ NO	

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TO BE DETERMINED

SIGNATURE OF DEPUTY STORING

0053 Reggie Billings

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
	COLLECTED HWY 101 & BASEMENT	
42	THREE REM 12 GA 00B SHOTSHELL FROM MAG OF #7	
43	TWO 9" X 22" PIECES OF WHITE FILTER PAPER WITH POSSIBLE GUN SHOT RESIDUE	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. 42, 43

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE] D Chaille

RELEASED [SIGNATURE] [redacted]

DATE 10/14/88

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9/25/88	1600 hrs.	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF [redacted]
OIS-CHP	☐ YES ☐ NO	☐ YES ☐ NO	[redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME
Humboldt Co. S. O.
ADDRESS
I. D. SECT.
CITY PHONE

ITEMS (BY NO.) NAME
C. H. P.
ADDRESS
CITY PHONE

ITEMS (BY NO.) NAME
ADDRESS
CITY PHONE

LAB WORK REQUIRED (DESCRIBE)
TEST FIRE ITEMS # 1-6-8
- COMPARE TO PROJECTILES AT SCENE.

SIGNATURE OF DEPUTY STORING
Frank N. Vollmer
P.I.N. NO. 0088

(HCSD 0410-1 Rev 10-75)

ITEM	DESCRIPTION	WEIGHT	RELEASE
1.	S/W Revolver, Model 67, SN- [redacted] (Williams) + 6 .38 Live Rounds.		
2.	CASSETTE TAPE: INTERVIEW of Sgt. Williams		
3.	CASSETTE TAPE: INTERVIEW of Sgt. Williams		
4.	CASSETTE TAPE: INTERVIEW of T/O A. Vollmer		
5.	CASSETTE TAPE: INTERVIEW of T/O B. JIMENEZ		
6.	S/W REVOLVER, Model 67, SN " [redacted] (SANDERS) + 6 .38 Live Rounds.		
7.	CASSETTE TAPE: INTERVIEW of T/O T. SANDERS.		
8.	S/W REVOLVER, Model 19 - SN - Loaded w/ 4 Live + 2 Spent Rounds.		
9.	CASSETTE TAPE: INTERVIEW of T/O STRONG.		
10.			
11.			
12.			
13.			
14.			
15.			

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	4-5-88	1600 HRS.	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF [redacted]
OIS-CHP	☐ YES ☐ NO	☐ YES ☐ NO	[redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME: Humboldt Co. S. O.
ADDRESS: E.D. Sect.
CITY PHONE

ITEMS (BY NO.) NAME: C.H.P.
ADDRESS
CITY PHONE

ITEMS (BY NO.) NAME
ADDRESS
CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

TEST FIRE ITEMS # 1-6-8
- COMPARE TO PROJECTILES AT SCENE.

SIGNATURE OF DEPUTY STORING

Linda N Vallier

P.I.N. NO. 0098

(HCSD 0410-1 Rev 10-75)

ITEM	DESCRIPTION	WEIGHT	RELEASE
F 1.	S/W Revolver, Model 67 - SN [redacted] (Williams) +		
2.	6 .38 Live Rounds.		
F 3.	CASSETTE TAPE: INTERVIEW of Sgt. Williams		
F 4.	CASSETTE TAPE: INTERVIEW of Sgt. Williams		
F 5.	CASSETTE TAPE: INTERVIEW of T/O A. Vollmer		
F 6.	CASSETTE TAPE: INTERVIEW of T/O B. JIMENEZ		
F 7.	S/W REVOLVER, Model 67, SN [redacted] (SANDERS) +		
8.	6 .38 Live Rounds.		
F 9.	CASSETTE TAPE: INTERVIEW of T/O T. SANDERS.		
F 10.	S/W REVOLVER, Model 19 - SN [redacted]		
11.	- Loaded w/ 4 Live + 2 Spent Rounds.		
F 12.	CASSETTE TAPE: INTERVIEW of T/O STRONG.		
13.			
14.			
15.			

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Identification Section

RELEASE CERTIFICATION

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
[SIGNATURE] _____

RELEASED BY
[SIGNATURE] _____

DATE _____

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
1-6-8					9/26/88	0930	WUICH	STORAGE
F1, F6, F8	10/3/88	1000 hrs	Storage	DOJ LAB				

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9-25-88	1600	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	ADULT ARREST?	JUV. APREHENS'N?	NAME OF [redacted]
CHP OIS	☐ YES ☐ NO	☐ YES ☐ NO	[redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

HOLD AS EVIDENCE

SIGNATURE OF DEPUTY STORING

L Lawson

P.I.N. NO. 0246

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
L-1	NAVY BLUE CHECK BOOK, W/CHECKS FOR ~~CONTAINING~~ ABOVE [redacted]	
L-2	BROWN LEATHER WALLET, CONTAINING SIXTEEN (16) DOLLARS IN CASH, DRIVERS LIC. FISHING LICENSE, BANK CARDS, MISC. BUSINESS CARDS.	
L-3	BROWN LEATHER CHECK BOOK, W/CHECKS FOR ABOVE [redacted] & MISC. PERSONAL PAPERS. THIS ITEM SUSTAINED DAMAGE FROM ONE PROJECTILE.	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
L1-L2-L3	2-1-89	1420	F Vulich	Mallory 5001 CHP				

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	9-26-88		☐ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	**ADULT ARREST?**	**JUV. APREHENS'N?**	**NAME OF** [redacted]
196 P.C.	☐ YES ☐ NO	☐ YES ☐ NO	[redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME: HCSO
ADDRESS: I.D. SECTION
CITY: PHONE: 445-7724

ITEMS (BY NO.) NAME:
ADDRESS:
CITY: PHONE:

ITEMS (BY NO.) NAME:
ADDRESS:
CITY: PHONE:

LAB WORK REQUIRED (DESCRIBE): Hold for dispo.

SIGNATURE OF DEPUTY STORING: Frank N. Vulich
P.I.N. NO. 0088

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
F10	CASSETTE TAPE: interview of Deputy MAYTON / CHADDOCK 9-26-88	
F11	CASSETTE TAPE: interview of [redacted] 9-26-88	
F12	CASSETTE TAPE: interview of [redacted] 9-27-88	
F13	CASSETTE TAPE: interview of CHP OFFICER MICHILETTI 9-29-88	
F14	CASSETTE TAPE: interview of CHP OFFICER MICHILETTI 9-29-88	
F15	CASSETTE TAPE: interview of [redacted] 10-5-88	
F16	CASSETTE TAPE: interview of CHP OFFICER STRONG 9-29-88	
F17	CASSETTE TAPE: interview of CHP Sgt. C. Williams 9-30-88	
F18	ONE Page Yellow NOTE pad - S/W 2083 - 9/28/88	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY (SIGNATURE) _____

RELEASED BY (SIGNATURE) _____

DATE _____

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
F10-F18	2-1-89	1423	L. Valdez	Mike Kuse CHP 5061				

CASE NO. 88-5881 | DATE STORED 9/26/88 | TIME STORED 1600

TYPE OF PROPERTY ☐ EVIDENCE ☐ FOUND ☒ SAFEKEEPING

PAGE 1

CRIME SHOOTING INVESTIGATION | ADULT ARREST? ☐ YES ☒ NO | JUV. APREHENS'N? ☐ YES ☒ NO

NAME OF [redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) [redacted]

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

SIGNATURE OF DEPUTY STORING

0853 Reggie Billingsley

P.I.N. NO.

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

COLLECTED IN BASEMENT FROM [redacted]

ITEM	DESCRIPTION	WEIGHT
S-1	GREEN FABRIC CAMERA BAG CONTAINING VIVITAR 252 FLASH, & OLYMPUS AIL CAMERA	
S-2	BLUE FABRIC CAMERA BAG CONTAINING AN OLYMPUS OM77 AF 35MM CAMERA [redacted] OLYMPUS OM-1 (BODY) [redacted] OLYMPUS OM WINDER 2 SERIAL [redacted], OLYMPUS 28MM LENS # [redacted] & VYESTON LIGHT METER SERIAL # [redacted]	
S-3	BURGANDY FABRIC CAMERA BAG CONTAINING TWO NIKON EM BODYS #'? 50-200 MM ZOOM LENS (BRAND UNKNOWN) GREY & BLACK IN COLOR, NIKON 105MM MICRO LENS SERIAL # [redacted] SIGMA 35-70 ZOOM # [redacted] NIKON 50MM LENS # [redacted] NIKON 100MM LENS # [redacted] DEJUR FLASH, & G.E. LIGHT METER # [redacted]	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. S-1, S-2, S-3

TO NAME Jim Chaille

ADDRESS

RECEIVED BY [SIGNATURE] JD Chaille

RELEASED [SIGNATUR] [redacted]

DATE 10/14/88

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO

CASE NO. 88-5881 | DATE STORED 9/28/88 | TIME STORED 1600

TYPE OF PROPERTY ☐ EVIDENCE ☐ FOUND ☒ SAFEKEEPING

PAGE 2

CRIME SHOOTING INVESTIGATION | ADULT ARREST? ☐ YES ☒ NO | JUV. APREHENS'N? ☐ YES ☒ NO

NAME OF [redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.) [redacted]

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

LAB WORK REQUIRED (DESCRIBE)

SIGNATURE OF DEPUTY STORING

0053 Reggie Billings

P.I.N. NO.

(HCSD 0410-1 Rev 1-86)

SEARCH WARRRANT NO. _____

COLLECTED IN BASEMENT FROM [redacted]

ITEM	DESCRIPTION	WEIGHT
S-4	U.S. CURRENCY FOUND IN VAN INCLUDES — THREE - ONE HUNDRED DOLLAR BILLS FOUND IN MONEY BELT & TWO - FIVE DOLLAR BILLS FOUND IN LUNCH BAG PLUS 3 ROLLS OF PENNIES & PARTIAL ROLL 2 MEXICAN $100 COINS # 2.03 IN ASSORTED U.S. COIN.	
S-5	NINE ADDRESSED SEALED ENVELOPES, SIX SUBSCRIPTION POSTAGE CARDS, & DRIVERS LICENSE OF [redacted]	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. S-4 & S-5

TO NAME Jim Chaille Gard CHP

ADDRESS

RECEIVED BY [SIGNATURE] J D Chaille

RELEASED BY [SIGNATURE] [redacted]

DATE 10/14/88

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY [SIGNATURE]

RELEASED BY [SIGNATURE]

DATE

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	10-3-88	1435hrs	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	**ADULT ARREST?**	**JUV. APREHENS'N?**	**NAME OF** [redacted]
OFS-CHP	☐ YES ☐ NO	☐ YES ☐ NO	[redacted]

OWNERS OF PROPERTY

ITEMS (BY NO.)

NAME: STATE of Calif.

ADDRESS: CHP

CITY: Arcata, CA. PHONE: 822-5981

ITEMS (BY NO.)

NAME:

ADDRESS:

CITY: PHONE:

ITEMS (BY NO.)

NAME:

ADDRESS:

CITY: PHONE:

LAB WORK REQUIRED (DESCRIBE)

Hold for dispo.

SIGNATURE OF DEPUTY STORING: Mike Kooser 5061

Frank N. Vulich

P.I.N. NO. 0088

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
W1	FRONT WINDOWSHIELD of CHP MUSTANG - EXEMPT PLATE ([redacted]) - with Bullet STRIKE. - Det. Vulich and CHP KNOWN initials written on it.	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. W 1
TO NAME Sun Chaille - Garb. CHP
ADDRESS
RECEIVED BY [SIGNATURE] J D Chaille
RELEAS [SIGNAT] [redacted]
DATE 10/14/88 1505 hrs.
HOW RELEASED:

RELEASED ITEMS NO.
TO NAME
ADDRESS
RECEIVED BY [SIGNATURE]
RELEASED BY [SIGNATURE]
DATE
HOW RELEASED:

RELEASED ITEMS NO.
TO NAME
ADDRESS
RECEIVED BY [SIGNATURE]
RELEASED BY [SIGNATURE]
DATE
HOW RELEASED:

RELEASED ITEMS NO.
TO NAME
ADDRESS
RECEIVED BY [SIGNATURE]
RELEASED BY [SIGNATURE]
DATE
HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
					10/3/88	1445	Vulich	Storage JB

CASE NO.	DATE STORED	TIME STORED	TYPE OF PROPERTY
88-5881	10-3-88	1335hrs.	☒ EVIDENCE ☐ FOUND ☐ SAFEKEEPING
CRIME	**ADULT ARREST?**	**JUV. APREHENS'N?**	**NAME OF** [redacted]
196 P.C.	☐ YES ☐ NO	☐ YES ☐ NO	

OWNERS OF PROPERTY

ITEMS (BY NO.) NAME

STATE of CALIF.

ADDRESS

CHP SGT. KROCK

CITY PHONE

Redway, CA 923-2155

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

ITEMS (BY NO.) NAME

ADDRESS

CITY PHONE

[redacted]

LAB WORK REQUIRED (DESCRIBE)

Hold for disp.

SIGNATURE OF DEPUTY STORING

Frank N Vuhich

P.I.N. NO. 0088

(HCSD 0410-1 REV 1-86)

SEARCH WARRRANT NO. _____

ITEM	DESCRIPTION	WEIGHT
K1	CASSETTE TAPE [redacted] -9-25-88 10:51 to 12:18 - OIS	
K2	CASSETTE TAPE: [redacted] -9-25-88 12:18 to 13:00 - OIS	
K3	CASSETTE TAPE [redacted] -9-25-88 12:18 to 13:18 - OIS.	
K4	CASSETTE TAPE: Interviews of [redacted] re: SALES of 30-30 Rifle to [redacted]	
K5	CASSETTE TAPE: Interviews of wits - [redacted]	
K6	CASSETTE TAPE: Interviews of D. WILSON, K. KITNA, S. METAXAS	
K7	CASSETTE TAPE: Interviews of [redacted] -9-27-88	
K8	CASSETTE TAPE: Interviews of CHRIS KELLERHALL 9-27-88	
K9	CASSETTE TAPE: Interviews of Venturi, A. CASTANEDA, [redacted] -willits, CA.	
K10	CASSETTE TAPE: Interviews of [redacted]	
K11	CASSETTE TAPE: Interview of WES SHAMBLIN.	

CASE	DATE	1	2	3	4	LOCATION	I.D. TECH.

Case Copy

RELEASE CERTIFICATION

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
(SIGNATURE) _____

RELEASED BY
(SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
(SIGNATURE) _____

RELEASED BY
(SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
(SIGNATURE) _____

RELEASED BY
(SIGNATURE) _____

DATE _____

HOW RELEASED:

RELEASED ITEMS NO. _____

TO NAME _____

ADDRESS _____

RECEIVED BY
(SIGNATURE) _____

RELEASED BY
(SIGNATURE) _____

DATE _____

HOW RELEASED:

OUT					IN			
ITEMS	DATE OUT	TIME OUT	FROM	TO	DATE IN	TIME IN	FROM	TO
K1-K11	2-1-89	1422	L Vulich	Mike Kooc 5061 CHP				

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT - 1200 -

Suspect's Name	Offense
[redacted]	Officer involved shooting

SUPPLEMENTAL

On Oct 17th 1988 at 1300hrs I assisted [redacted], the brother of [redacted] in retriving [redacted] personal belongings from [redacted] Dodge Van stored at Pacific Towing.

Attached is a list of the items [redacted] took.

During the removel of the personal items [redacted] found hidden in the passenger seat head rest six(6) American Express Traverers Checks. All in the amount of fifty (50) dollars. These checks are listed by number on the property list.

[redacted] then went to CHP office in Arcata where he retrived the remaining property from them.

[redacted] is aware that it his familys responsiablity to remove the van from Pacific Towing and pay the storage bill.

Reporting Officer	Date and Time	Reviewed	Copies To:	Dr. No.
Lawson Lonnie 0246	10-18-88			01- 88-5881

88-5881

10-17-88 13:10 HRS

ITEMS RELEASED TO [redacted]
FROM VAN AT PACIFIC TOWING

1. SNOW SKI BOOTS = KOFLEACH-BRAND
2. ICE SKATES
3. TAN COLORED SLEEPING-PLAID INSIDE
4. TENNESSE BRAND GUITAR
5. 10 SPEED BICYCLE OLYMPIC BRAND
6. BLUE NYLON DUFFLE BAG W/MISC. PERSONA CLOTHS
7. BLK COLORED WET SUIT
8. WOOD BOX W/ MISC. CARPENTER TOOLS
9. FIVE (5) FISHING POLES
10. ARTIST SUPPLY BOX
11. CLOTH BACK PACK W/ ARTIST SUPPLIES, FISHING KNIFE
12. RED NYLON BACK PACK W/ ITEM - OHM METER
    1 ONE DOLLAR BILL - BANK BOOK showing $100.00 DEPOSIT ON 9-7-88
14. HEAD BRAND SNOW SKIS
15. BLUE/BLK COLORED WET SUIT
16. BLUE/YELLOW SWIM FINS
17. TWO WET SUIT GLOVES
18. BLK WET SUIT W/OUT SLEEVES
19. TWO YELLOW PLASTIC DIESAL CANS (given to PACIFIC TOWING)

20. Fishing Reel w/ fishing supplies
21. (2) SLING SHOT - WRIST ROCKET
22. WELDING goggles
23. Red PLASTIC KIT w/ OFFICE SUPPLIES
24 CASSETTE TAPE BOX w/ TAPES
25. ALUM. CHAIR
26. PENTEX 10X50 BINOCULARS
27. 1 QT CANTEEN
28. White/BLUE ICE CHEST
29. BASE BALL BAT
30 PLASTIC MULTI SECTION PAINT SUPPLY w/ BOX
31. SONY CASSETTE TAPE PLAYER
32. MULTI SECTION TACKLE BOX w/ TACKLE
33. SONY MINI CASSETTE PLAYER
34. SANYO ANSWERING MACHINE
35 BROWN PAPER FILE FOLDER w/ PERSONAL PAPERS
36. $300.00 IN TRAVELER CHECKS, AMERICAN EXPRESS =
H HE 89-46 [redacted]
37. Red Metal Tool Box w/ CERIMIC TOOLS
38 METAL MONEY CHANGER w/ CHANGE
39. FIVE SETS OF KEY'S

I RECEIVED ITEMS # 1 - 43 FROM DETECTIVE LONNIE LAWSON ON OCT. 17, 1988 FROM THE DODGE VAN BELONGING to MY BROTHER [redacted]

[redacted]

X [redacted]

40. BLK NYLON WALLET W/ LIBRARY CARD, FIVE (5) DOLLARS IN CASH

41. JUMPER CABLES

42 SKIN DIVING KNIFE

43. SKI RANK FROM ROOF

COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

SEARCH WARRANT NO. SW#2083

THE PEOPLE OF THE STATE OF CALIFORNIA, to any sheriff, policeman, or peace officer in the County of Humboldt: proof by affidavit having been made before me by

Frank Vulich, Sheriff's Investigator

that there is probable cause to believe the property described herein may be found at the locations set forth and that such property is seizable under 1524 P. C. in that it:

[ ] was stolen or embezzled;

[X] was used as the means of committing a felony;

[ ] is possessed by a person with the intent to use it as a means of committing a public offense; OR is possessed by another to whom he may have delivered it for the purpose of concealing it or preventing its discovery;

[X] is evidence which tends to show a felony has been committed or a particular person has committed a felony;

[ ] is evidence which tends to show sexual exploitation of a child, in violation of Penal Code 311.3, has occurred or is occurring;

YOU ARE THEREFORE COMMANDED TO SEARCH:

THE PREMISES located at and described as: N/A

including basements, attics, storage areas, appurtenant buildings, the surrounding grounds, and all containers therein and thereon which could contain any of the items sought.

THE CONTAINER(S) located at and described as:

THE VEHICLES(S) described as:
A [redacted] [redacted] Plymouth Van, California License [redacted]; currently stored in the basement of the Humboldt County Courthouse, Sheriff's parking area; including the passenger compartment, storage areas such as trunk and glove box, and any containers with the vehicle which could contain any of the items sought.

(SEARCH WARRANT)

RE:

THE PERSON(S) OF:

FOR THE FOLLOWING PROPERTY:

Dangerous or deadly weapons; such as firearms, ammunition and empty casings, expended bullets and/or components; items which appear to contain human blood, human tissues, human or animal hair, or fiber; fingerprints, palm, foot, and shoe prints, latent or otherwise; writing of any nature or kind which appear to have a direct relationship to the death, such as statements by the decedent, written or recorded on tape; articles of clothing belonging to the decedent, such as wallets, purses, signet rings, unique jewelry, letters or other writings, and business cards; articles of personal property tending to establish the identity of persons in control of the premises or vehicle to be searched, including the following: utility company receipts, rent receipts, cancelled mail envelopes, keys, and items of personal property such as clothing, letters or other writings, and business cards, film and cassette tapes.

~~IT IS FURTHER REQUESTED THAT~~ the peace officers executing this warrant be authorized, pursuant to Penal Code Section 1530, to bring onto the premises whatever professional or expert assistants or consultants that he/she considers necessary in order to, among other things: properly preserve the premises and physical evidence; conduct tests, experiments and re-enactments; take still photographs; take video tapes; take various measurements; draw floor plans; and collect physical evidence.

~~IT IS FURTHER REQUESTED THAT~~ the peace officers executing this warrant be authorized, pursuant to Penal Code Section 1530, to bring onto the premises persons knowledgeable about the premises and/or its occupants, furnishings, and other items of personal property normally found within the premises, in order to, among other things, determine if any items of personal property are missing or otherwise out of place.

~~IT IS FURTHER REQUESTED THAT~~ the peace officers executing this warrant be authorized to conduct or order whatever experiments, tests, or scientific evaluations are necessary and proper on said items of seized evidence. All such items shall thereafter be maintained and preserved in an appropriate manner according to commonly accepted policies, standards, and appropriate law.

And to seize it or any part thereof and retain such property in your custody [redacted] to order of this court, pursuant to Penal Code Section 1536.

GOOD CAUSE HAVING BEEN SHOWN by Affidavit, you may do the following which bears my initials:

____ You may serve this warrant at any time of the day or night, under Penal Code Section 1533.

GIVEN under my hand and dated this 28th day of Sept, 19 8[illegible] at 9:07 am ~~pm~~

Harold E Jewell Jr
Magistrate

Judge of the Municipal/~~Justice~~ Court, EUREKA Judicial District.

FILED MUNICIPAL COURT
County of Humboldt, State of California
SEP 28 1988
JANICE JONES, CLERK
CLERK

COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

AFFIDAVIT FOR SEARCH WARRANT NO. SW#3083

On the basis of his personal knowledge and on the basis of the information contained in the attachments hereto.

Frank Vulich, Sheriff's Investigator

being duly sworn, deposes and says that the property described hereinafter falls within the grounds indicated below in that it:

[ ] was stolen or embezzled;

[X] was used as the means of committing a felony;

[ ] is possessed by a person with the intent to use it as a means of committing a public offense; OR is possessed by another to whom he may have delivered it for the purpose of concealing it or preventing its discovery;

[X] is evidence which tends to show a felony has been committed or a particular person has committed a felony;

[ ] is evidence which tends to show sexual exploitation of a child, in violation of Penal Code 311.3, has occurred or is occurring;

and requests the issuance of a warrant to search:

THE PREMISES located at and described as: N/A.

Including basements, attics, storage areas, appurtenant buildings, the surrounding grounds, and all containers therein and thereon which could contain any of the items sought.

THE CONTAINER(S) located at and described as:

THE VEHICLES(S) described as:
A [redacted] [redacted] Plymouth van, California license number [redacted] currently stored in the basement of the Humboldt County Courthouse in Eureka in the Sheriff's parking area; including the passenger compartment, storage areas such as trunk and glove box, and any containers with the vehicle which could contain any of the items sought.

(AFFIDAVIT FOR SEARCH WARRANT)

RE: [redacted] [redacted] Plymouth Van [redacted]

THE PERSON(S) OF:

FOR THE FOLLOWING PROPERTY:

Dangerous or deadly weapons; such as firearms, ammunition and empty casings, expended bullets and/or components; items which appear to contain human blood, human tissues, human or animal hair, or fiber; fingerprints, palm, foot, and shoe prints, latent or otherwise; writing of any nature or kind which appear to have a direct relationship to the death, such as statements by the decedent, written or recorded on tape; articles of clothing belonging to the decedent, such as wallets, purses, signet rings, unique jewelry, letters or other writings, and business cards; articles of personal property tending to etablish the identity of persons in control of the premises or vehicle to be searched, including the following: utility company receipts, rent receipts, cancelled mail envelopes, keys, and items of personal property such as clothing, letters or other writings, and business cards, film and cassette tapes.

IT IS FURTHER REQUESTED THAT the peace officers executing this warrant be authorized, pursuant to Penal Code Section 1530, to bring onto the premises whatever professional or expert assistants or consultants that he/she considers necessary in order to, among other things: properly preserve the premises and physical evidence; conduct tests, experiments and re-enactments; take still photographs; take video tapes; take various measurements; draw floor plans; and collect physical evidence.

IT IS FURTHER REQUESTED THAT the peace officers executing this warrant be authorized, pursuant to Penal Code Section 1530, to bring onto the premises persons knowledgeable about the premises and/or its occupants, furnishings, and other items of personal property normally found within the premises, in order to, among other things, determine if any items of personal property are missing or otherwise out of place.

IT IS FURTHER REQUESTED THAT the peace officers executing this warrant be authorized to conduct or order whatever experiments, tests, or scientific evaluations are necessary and proper on said items of seized evidence. All such items shall thereafter be maintained and preserved in an appropriate manner according to commonly accepted policies, standards, and appropriate law.

The following attachments indicated below are incorporated into this Affidavit by references as though set forth here word-for-word; probable cause contained in:

[X] Narrative statement of probable cause;

[X] The following official police reports and records; and

STATEMENT OF PROBABLE CAUSE

On 09-25-88 at approximately 1330 hours your Affiant was called and assigned to proceed to an area on U.S. Highway 101 just south of Drake Hill Road where officers of the California Highway Patrol were involved in a shooting incident a [redacted] was shot and later pronounced dead. Your Affiant proceeded to the scene and arrived there at 1400 hours.

Your Affiant observed numerous marked CHP units and a [redacted] van, bearing license number [redacted] facing northbound in the southbound lanes of the highway. The van was facing in a northwesterly direction with three of it's tires off the shoulder of the paved roadway. Your Affiant further observed numerous bullet holes through the front windshield of the van and the majority of the windows were shot in (or out).

Detective Lawson, who was at the scene, told your Affiant that several CHP officers were involved in the incident and that the injured [redacted] was transported to the Redwood Memorial Hospital in Fortuna CA.

Your Affiant then spoke with I.D. Deputy R. Billingsley who was taking photographs of the scene, the vehicles, the position of the vehicles, and items of evidence at the scene.

Your Affiant spoke to CHP Sergeant Mike Krock who was present at the scene. Sgt. Krock was the supervising patrol sergeant of the CHP officers of the Redway CA office. Sgt. Krock told me that several CHP officers were involved in the incident and named the following officers: Al Vollmer, Bob Jimenez, and Sgt. Williams of the Humboldt Office along with CHP officers Jim Strong, Tim Sanders, and Joe Michiletti of the Redway office. Sgt. Krock related the following to your Affiant concerning the events surrounding the shooting:

On Sunday, 09-25-88 at about 1100 hours the [redacted] (later identified as [redacted], [redacted] of Newport Beach CA) was involved in an argument with a clerk in Willits CA over a few cents of gasoline he had just purchased. [redacted] departed the station and took a weapon from his vehicle and fired one round. He then drove off in his vehicle northbound on U.S. Highway 101. The Willits authorities then broadcasted the incident describing the vehicle and [redacted]. The CHP dispatchers then placed a "Be on the Look-Out" and "Officers Safety Information" broadcast on the vehicle. Willits Police Department had placed a "Hold and Contact" request if the vehicle was located. CHP Officer Jim Strong had observed the vehicle proceeding northbound on U.S. Highway 101 near Piercy CA. CHP Officer Strong informed his dispatcher that he had visual contact on the [redacted] vehicle, and secured it's license number to be "[redacted]" (California plate). CHP Officer Strong then followed the [redacted] vehicle waiting for "back-up" units from the Redway CHP Office to assist in making the "vehicle stop". While still proceeding northbound CHP Officers Tim Sanders and Joe Michiletti

now took positions to assist CHP Officer Strong in effecting a vehicle stop. They were now in Humboldt County.

CHP Officer Strong activated his red light and siren on the [redacted] vehicle which refused to stop. The [redacted] vehicle proceeded to cross over into the southbound lanes and [redacted] was throwing items out of his vehicle, such as matchbooks, envelopes, and other paper items. [redacted] would not stop and he continued crossing into the southbound lanes. At this time Sgt. Krock was making arrangements for the Humboldt CHP Office , Sgt. Williams, to secure and deploy their "spike strip" in an effort to stop [redacted] in his vehicle. Sgt. Williams secured the "spike strip" where he assigned CHP Officers Vollmer and Jimenez to assist.

Sgt. Williams and Officer Jimenez proceeded to place the "spike strip" just to the north of the Van Duzen Bridge (one lane) on Highway 101. CHP Officer Vollmer took a position just north of the bridge in the center divider. Sgt. Krock said that other agencies were assisting them with traffic control in the north and southbound lanes. Sgt. Krock said the [redacted] vehicle crossed the "spike strip" and the vehicle slowed down, crossed into the southbound lane, back into the northbound lane, and then back again into the southbound lane where it came to a stop.

Sgt. Krock said that a CHP unit drove up to and within approximately 40-50 feet behind and alongside the [redacted] vehicle. CHP Officer Jimenez then proceeded to talk to the driver, [redacted] with the public address system in an attempt to get the [redacted] out of the van. [redacted] then stuck a rifle (later determined to be a Winchester Model 94, .30.30 caliber) out of the driver's door window and shot a few rounds in a westerly direction. [redacted] then fired one to two rounds back towards the CHP officers. CHP Officer Jimenez, still using the public address system, again attempted to get [redacted] to put the rifle down and get out of the van. [redacted] then proceeded to shoot back towards the CHP officers who in turn returned fire at the vehicle and [redacted]. The van then proceeded to afvance northbound in the number two lane of the southbound lanes for about fifty feet where it came to rest as your Affiant has previously related.

Detective Lawson informed your Affiant that Humboldt County Sheriff's Deputy Mayton, assiting the CHP, then approached the passenger side of the van where CHP Sgt. Williams opened the door and Deputy Mayton secured the .30.30 caliber rifle and handed it to CHP Officer Strong who placed it in his vehicle for safekeeping. CHP Officers Vollmer and Sanderson then pulled [redacted] out of the driver's side front seat and proceeded to administer first aid to him. The ambulance arrived and transported [redacted] to the hospital where he was pronounced dead.

Once I.D. Deputy Billingsley and California Department of Justice criminalists were completed with their on-scene investigation of evidence, Det. Lawson proceeded in directing the [redacted] van to be impounded and stored in the basement of the Humboldt County Courthouse for safekeeping and future forensic analysis/examination. Det. Lawson then followed the towing unit

with the van into the Sheriff's parking area at approximately 1900 hours on 09-27-88. Det. Lawson secured the van and placed Sheriff's evidence tape around the van. Later that same evening your Affiant proceeded to interview the CHP officers involved.

CHP Officer Vollmer and Jimenez were behind the first CHP unit parked about 40-50 feet behind the [redacted] vehicle. CHP Officer Jimenez said that he talked to [redacted] via the public address system attempting to get [redacted] to get out of his vehicle. CHP Officer Vollmer said he could plainly see the driver's side of the van and that [redacted] extended his arm out of the driver's window with the rifle and fired some rounds to the west, and he believed to the north also, and then two rounds back towards him. CHP Officer Vollmer said he couldn't really see things due to the tinted windows on the van. CHP Officer Vollmer said he was kneeling behind the open door of his patrol vehicle while Officer Jimenez approached and took a position behind the patrol unit's passenger door and used the public address system. CHP Officer Vollmer stated that [redacted] again stuck the rifle out of the driver's window, pointing it in his direction and fired the rifle. Officer Vollmer said he could see the barrel flash and that he (Vollmer) returned fire with his shotgun. Officer Vollmer said he was trying to shoot [redacted]' arm and rifle. CHP Officer Jimenez also fired his shotgun and CHP Officers Sgt. Williams , Sanders, and Strong fired their service revolvers at [redacted] and the van from their positions.

On 09-28-88 at approximately 1130 hours, [redacted] father, [redacted] Jr., and brother, [redacted] arrived at the Humboldt County Coroner's Office. Mr. [redacted] positively identified the deceased [redacted] as his son, [redacted]. During the interview Mr. [redacted] told your Affiant that [redacted] had been treated for [redacted] and had been on medication. Mr. [redacted] said that [redacted] would not take the prescribed medications to keep himself "in balance". Mr. [redacted] said that the family did not know if he was taking the medication or not. Coroner Glen Sipma informed us that he had talked with Mr. [redacted]' daughter, [redacted] via telephone, and she told him that [redacted] had left a note on his trailer indicating he was going to be in Maui, Hawaii, San Francisco, and/or Canada. Mr. [redacted] said [redacted] had a girlfriend in Canada and that she might have been in San Francisco. He said [redacted] girlfriend broke up with him and [redacted] could have been despondent due to that.

Your Affiant observed loose cassette tapes on the front floor area of the van. Dep. Mayton reported seeing spent and live ammunition (.30.30) along with a box on the floor area of the van. Mr. [redacted] stated that [redacted] owned tape recorders and it would have not been uncommon for [redacted] to talk into his recorder to memorialize things. He said [redacted] owned cameras and that they should be inside the van.

Your Affiant requests this search warrant be issued in order for these investigators to further examine the van for ballistic patterns, angles and directions; to secure all ammunition, live and/or fired, regarding the .30.30 caliber, and compare these

findings to the bullet hole in the CHP "Mustang" patrol unit's front windshield alongside where CHP Officer Vollmer was positioned.

Your Affiant, with the assistance of ID Deputy Billingsley and DOJ Criminalist [redacted] want to examine any powder residue on the driver's door of the van, and also ascertain if [redacted] had fired the rifle from within the van. Your Affiant also wants to secure the tapes from within the van and review them for any possible taping of this incident. Also, to secure any film from the cameras and have them developed. Your Affiant also wants to check the van for any writings of [redacted] to ascertain his direction and purpose of travel and thoughts which might pertain to his motivation.

On 09-27-88 at about 1230 hours Mr. [redacted] and [redacted] contacted your Affiant in your Affiant's office at the Humboldt County Sheriff's Office Detective Bureau. Mr. [redacted] had previously requested [redacted]' personal property from the van. Your Affiant told him that at this time it could not be released to him since the van had not been totally processed. Your Affiant informed Mr. [redacted] that your Affiant was currently drafting a search warrant to complete that process and Mr. [redacted]' said to go ahead and search it. Your Affiant presented a Humboldt County "Consent to Search" form and Mr. [redacted] said he would sign it. Refer to the signed "Consent to Search" form and the teletype idnicating that he, Mr. [redacted], is the registered owner on record, for details.

Your Affiant requests this search warrant be issued so that the van can be further examined and for any other possible facts and/or evidence which may have contributed to this incident.

STATEMENT OF EXPERTISE AND OPINION
FRANK VULICH, SHERIFF'S INVESTIGATOR

Your Affiant has been a Humboldt County Deputy Sheriff for the past fifteen and a half years, and has been assigned to the Detective Bureau for the last twelve years.

Your Affiant has been involved in numerous death investigations. Your Affiant has relied on physical evidence to assist in determining the facts of the incidents.

Your Affiant believes that he will be able to ascertain the facts and information regarding this incident from the Plymouth Van pursuant to the search warrant.

Offense

[redacted]

[redacted] VAN

[redacted] PLYMOUTH VAN

CAL. License # [redacted]

STORED IN THE BASEMENT, SHERIFF'S DEPT.

Reporting Officer	Date and Time	Reviewed	Copies To:	Dr. No. 01-

CONSENT TO SEARCH

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

I, [redacted], HAVING BEEN INFORMED OF MY CONSTITUTIONAL RIGHT NOT TO HAVE A SEARCH MADE OF THE ~~PREMISES OR~~ F. Vulich JWDA VEHICLE HEREINAFTER MENTIONED WITHOUT A SEARCH WARRANT AND OF MY RIGHT TO REFUSE TO CONSENT TO SUCH A SEARCH, HEREBY AUTHORIZE Det. F. Vulich - I.D. Deputy Billingsly AND CA. D.O.J CRIMINALIST [redacted], SHERIFF'S DEPUTIES OF THE COUNTY OF HUMBOLDT, STATE OF CALIFORNIA, TO CONDUCT A COMPLETE SEARCH OF MY ~~RESIDENCE OR~~ F Vulich JWDA VEHICLE LOCATED AT SHERIFF'S DEPARTMENT. Basement. [redacted] PLYMOUTH VAN - CA Lic # [redacted].

THESE DEPUTIES ARE AUTHORIZED BY ME TO TAKE FROM MY ~~RESIDENCE~~ F Vulich JWDA ~~OR~~ VEHICLE ANY LETTERS, PAPERS, MATERIALS OR OTHER PROPERTY WHICH THEY MAY DESIRE.

THIS WRITTEN PERMISSION IS BEING GIVEN BY ME TO THE ABOVE NAMED DEPUTIES VOLUNTARILY AND WITHOUT THREATS OR PROMISES OF ANY KIND.

[redacted]

WITNESSES:

[redacted]

Frank N. Vulich

DATED 9-27-88 1:21 PM

FV

documents, exhibits and photographs:

1. "Consent to Search" form
2. Copy of California DMV printout showing the registered owner of the van.

[X] Statement of expertise (and opinion);

Affiant has reasonable cause to believe that grounds for the issuance of a search warrant exist based on this affidavit and the above attachments, and prays that a search warrant be issued.

Frank N. Valdez

Affiant(s)

Subscribed and sworn to before me

Howard E. Jewell

Magistrate

on this 28th day of

Sept, 19 88.

Judge of the Municipal/Justice Court.

Howard E. Jewell

Judicial District.

COUNTY OF HUMBOLDT, STATE OF CALIFORNIA

RETURN TO SEARCH WARRANT No. SW# 2083

The personal property listed below (or on the inventory attached hereto) was taken from [redacted] Plymouth Stwg/Van--CA. Lic# [redacted] pursuant to the Search Warrant dated the 28 th day of September, 19 88, issued by Judge Harold E. Neville.

1. glass sample-driver's side middle window
2. glass sample-passenger side front door
3. glass sample-passenger sie rear sliding door
4. glass sample-rear door window
5. winchester rifle box-serial [redacted]
6. Adidas (right) shoe, blue and grey in color
7. Blue and Black sound suppressers with blood and hair
8. fired .30-.30 cal rifle cartridges (five)
9. empty "PMC" .30-.30 rifle cartridge box
10. five shotgun shell wads and deformed projectiles
11. thirteen (13) "PMC" live .30-.30 caliber cartridges
12. empty styrofoam ammo holder
13. one 3" by 4½" yellow lined paper, from note pad, with writtings

xx In addition to the above-listed items, the seizure of which was commanded by the Search Warrant, other items were seized which were not listed on the Search Warrant. A listing of them is attached hereto.(1) olympus AIL camera & vivatar 252 flash (2) Olympus camera, [redacted], lens, lightmeter (3) 2 nikon bodies-lens, flash, and light meter.SAFEKEEPING only.

I, F R A N K N. V U L I C H (PRINT NAME), by whom this Warrant was served, do swear that the above and/or the attached inventories contain(s) a true and detailed account of all the property taken during the service of this Search Warrant.

All the property seized which was listed on the Search Warrant will be retained in my custody subject to order of this or any court in which the offense in respect to which the property was taken is triable.

Frank N. Vulich
Signed in Presence of Issuing Magistrate

GIVEN under my hand and dated this 4TH day of O C T O B E R, 19 88.

Magistrate

Judge of the Municipal Court, Eureka Judicial District.

-Within 10 days of ISSUANCE of Warrant, swear to original before issuing Magistrate who will file with Clerk;
-Leave 1 copy at place searched;
-1 copy for police file.

Page_____of_____

RETURN TO SEARCH WARRANT

OFFICER INVOLVED SHOOTING

WITNESS LIST

NAME	DONE/ PENDING	TO HSO
[redacted]	Typed	X
[redacted]	Typed	X
[redacted]	Typed	X
Dwayne Wilson, CDF	Done	
Wes Shamblin, CDF	Pending	
[redacted]	Done	
[redacted]	Done	
Kris Kitna, FPD	Done	
Steve Metaxis, FPD	Done	
Steve Rogers, FPD	Pending	
[redacted]	Pending	
[redacted]	Pending	
[redacted]	Report only	
[redacted]	Pending ??	
[redacted]	Pending ??	
[redacted]	Pending ??	
[redacted]	Pending ??	
WILLITS		
[redacted]	Done	
[redacted]	Done	
[redacted]	Done	
[redacted]	Done	
Richard Venturi, WPD	Done	
[redacted]	Typed	X
Willits PD Report	Received	X