

PROGRESS REPORT

VICTIM _____ CASE FILE NO. 99-67780

SUSPECT JARAMILLO JOSE CHARGE O.I.S.

DATE: 3/14/00 ANDREY ROTH CALLED REQUESTING RPS FROM HENDRICKS
BROOKER, DELOS SANTOS, WRIGHT, SUTHERMAN, MARCUS PETTIT. ALL RPS COPIED AND
WERE GIVEN PERSONALLY TO ANDREY. MARTIN

DATE: _____

DATE: _____

DATE: _____

DATE: _____

DATE: _____

DATE: _____

DATE: _____

DATE: _____

DATE: _____

PROGRESS REPORT

VICTIM _____ CASE FILE NO. 99-67780

SUSPECT Jaramillo Joe CHARGE _____

DATE: 9/10/99 More apts. Debrief w/ Underlings / Chief Rodriguez
Comdr. Dean, Capt. Fedby, Bagely / myself.
Ckd w/ EOC REAL TIME TAPE created on 9/9/99

DATE: Spike to Ron Jones ref DDA to review - he said Jim Ellison
and he would advise him that we would be there Monday afternoon.

DATE: 9/14/99 1035 hrs. ADVISED BY SECRETARY (MARILYN) THAT JARAMILLO
HAD BE MOVED FROM V.C.M.C. TO A JAIL BLD.

DATE: 9/15/99 Spike to Marty ref notes. He will contact atty first, then
bring in. We spoke about his conversation w/ Ellison - he said Walker
to Walker ref. the conversation as to howing to shoot

DATE: 9/15 - Marty's note received & verbal into evid.

DATE: 9/16/99 Spoke to [REDACTED] (attending Dr. e Spée) HE TOLD
US THAT I ONLY HAD (1) COPY TO THE LOWER PT. QUARTERS. LEFT ARM
HAD A TRAIL & THEN WOULD WALK CRIBER. [REDACTED]

DATE: 9/20/99 Submitted to DDA Ellison for review. 9/19/99

DATE: 9/23/99 Copies of (3) TAPES GIVEN TO ELLISON
(1) CHEVROLET STATION EMPLOYEE (3) RUBEN JARAMILLO
(2) ULTRAMAG " "

DATE: 10/22/99 Jaramillo mentioned to Dep Jalcob that someone
video taped shooting incident & gave a copy to his brother Ruben. Supposedly
one of the station attendants. NFD.

DATE: 10/25/99 Hendren & Arnold tapes copied & given to Ellison
2/2/00 Copies of all tapes (video & audio) given to Robm.
als. Copies of notes to Poni and attendant 9/19/99

PROGRESS REPORT

VICTIM _____ CASE FILE NO. 99-67780
SUSPECT JARAMILLO, JOSE CHARGE O.I.S.
DATE: 9/7/99

SCIENCE - PG PHOTOS, WALK THRU ETC.

DATE: Secured scene @ 1430 hrs.

SPOKE TO OXPD PALMERIE - Δ INVOLVED IN RAPE & PASS
187 IN CITY OF OXFORD. THEY REQUEST TO BE AT INTV.

DATE: RECVS RPS FROM WRIGGINS (WRIGGINS/VOLPE/NICKERS/NORRIS/ORD)

DATE: 1910 HRS. CONTACTED Δ AT S.P. HOSP. (I.C.U.) ALONG W/ PALMERIE
FREED - NO COP TO 187 P.C. DID STATE HAD KNIFE, WANTED TOPS
TO SHOOT HIM. PLACED BLAME OF ATT RAPE ON VICT. (OXFORD CASE)

DATE: 9/8/99 MET W/ ^{OSD0146} P.I. AT SCENE. THEY TOOK VIDEOS OF AREA
FOR LIGHTING AND FROM ASPECT OF CITEVIEW STATION WHERE VIT OBS.
SCENARIO.

DATE: Δ PREBOOKED BY ST654

1400 HRS. SPOKE TO MARY IN I.C.U. Δ IS GOING TO BE TRANSFERRED
AT 1445 TO VCMC I.C.U.

DATE: GAVE VERBAL TO POLICE FOR Δ TO HAVE VISITORS W/ OVER
PRESENT.
RIVERA OBTAINING MED RECORDS FROM HOSPITAL.

DATE: ANALYSIS FOR Δ BLOOD SUBMITTED. SPOKE TO M. SETHANER. NOT A LOT
OF BLOOD TO WORK WITH. SHE CONTACTED HOSP. TO SEE IF URINE AVAILABLE, NONE

DATE: 9/9 Ordered E.O.C. tapes "real time" and separate tapes
for radio, & one for calls by RPs → Sgt Hammer.


DATE: Ordered blowups of parking lot scene.
Requested analysis of weapons by Jan Roberts.

OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF VENTURA

MEMORANDUM

February 11, 2000

TO: SERGEANT TIM LORENZEN

FROM: JAMES D. ELLISON 
SENIOR DEPUTY DISTRICT ATTORNEY

SUBJECT: OFFICER INVOLVED SHOOTING OF JOSE JARAMILLO

The District Attorney's Office has completed the review of the circumstances surrounding the shooting of Jose Jaramillo on September 7, 1999, by Sr. Dep. Carlos Macias and Dep. Marty Pettit and has concluded that the shooting was justified.

Please consider the attached memorandum as a confidential document. It is not a public report and should not be disseminated beyond your department. Mr. Jaramillo still has criminal charges pending and every effort should be made to ensure that his right to a fair trial is not compromised.

OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF VENTURA

MEMORANDUM

CONFIDENTIAL

February 1, 2000

TO: RICHARD E. HOLMES
SUPERVISOR, MAJOR CRIMES UNIT

FROM: JAMES D. ELLISON
SENIOR DEPUTY DISTRICT ATTORNEY

SUBJECT: OFFICER INVOLVED SHOOTING OF JOSE JARAMILLO (9-7-99)

On September 7, 1999, 48 year old Jose Luis Jaramillo contacted the Ventura County Sheriff's Department dispatch and reported that he wanted to turn himself in on an outstanding arrest warrant for 459PC and 220PC charges. The charges arose out of a July 1999 sexual assault on an elderly woman in Oxnard. Jaramillo, a previously convicted felon, had been charged for the assault in a third strike felony complaint. Prior to talking with a Sheriff's dispatcher, Jaramillo had told his brother that he was not guilty of the charges, but added that he was not going to go back to prison "no matter what" and stated that he would have a shoot out before he went back to prison.

When Sheriff's deputies contacted Jaramillo near a shopping center in Fillmore, he refused to submit to arrest. During a two hour standoff Jaramillo kept his right arm wrapped in a jacket and told deputies that he had a gun. The Sheriff's S.W.A.T. team was called and an attempt to take Jaramillo into custody was eventually made with the use of "non-lethal" weapons. During that attempt, Jaramillo rushed at one of the deputies and Sr. Dep. Carlos Macias and Dep. Marty Pettit

fired a 9mm MP-5 and a shotgun, respectively, wounding Mr. Jaramillo in the abdomen. Mr. Jaramillo was treated for his wounds at Santa Paula Memorial Hospital. He was eventually released from the hospital and is presently at the Ventura County Jail awaiting trial on the sexual assault charges.

The Ventura County Sheriff's Department conducted a detailed investigation of the shooting, which included: interviewing all known witnesses, documenting and collecting all physical evidence, and conducting reenactments of the shooting with the involved parties (excluding Mr. Jaramillo). The Sheriff's Department notified the District Attorney's Office of the shooting and I responded to the scene at approximately 9:00 a.m. on 9-7-99. I was present when several of the reenactments were conducted. Deputies Macias and Pettit cooperated in the investigation and gave complete statements regarding their actions.

I have since reviewed all of the police reports and witness statements, including the statements by Deputies Macias and Pettit and an independent civilian witness, [REDACTED] [REDACTED], who saw Mr. Jaramillo get shot. It appears from all the evidence that Deputies Macias and Pettit reasonably believed that Mr. Jaramillo posed an imminent threat of great bodily injury or death to their fellow officers and acted lawfully when they shot Mr. Jaramillo.

STATEMENT OF FACTS

Background of Jose Jaramillo

On September 30, 1986, 23 year old [REDACTED] [REDACTED] was kidnapped from her brother's house in San Jose and was raped. Jaramillo had entered the house uninvited, grabbed [REDACTED] [REDACTED], grabbed a kitchen

knife off a counter, and then tied [REDACTED] up with a belt and some nylons taken out of [REDACTED]'s bedroom. Jaramillo then took some money from the residence, put [REDACTED] into the trunk of his car, and drove her to an abandoned residence approximately twenty minutes away. He then forced her to orally copulate him twice and then he raped her twice. He threatened to stab her if she struggled. When Jaramillo was finished with [REDACTED] he asked her to forgive him and then he left. [REDACTED] managed to untie herself and then fled down a dirt road until she met a woman who gave her some assistance.

Jaramillo was eventually arrested and was convicted of Residential Burglary, Robbery, False Imprisonment, Assault w/ a Deadly Weapon, and two counts each of Rape and Forcible Oral Copulation, along with special allegations of using a deadly weapon and kidnapping for the purpose of rape. On 8-26-87 he was sentenced to 23 years in state prison. He was paroled on 5-9-98.

On 7-10-99, 69 year old [REDACTED] [REDACTED] was in her Oxnard home when Jaramillo, the son of her neighbor, [REDACTED], knocked on her door and told her that her garden hose was left running. [REDACTED] went outside to turn off the water and when she returned she found Jaramillo sitting on her couch. As soon as [REDACTED] entered the house, Jaramillo got up and started pushing her with both hands on her chest. Jaramillo pushed her into the bedroom and then onto the bed, where he jumped on top of her. Jaramillo grabbed her arms and then forced her legs open with his legs. He told [REDACTED] that he had desired her all of his life, even when she was with her husband.

[REDACTED] later told police that she managed to get one of her arms free and she hit Jaramillo in the face, all the while screaming and calling for Jaramillo's mother, [REDACTED]. Jaramillo

then punched her in the face. As she continued to scream, Jaramillo put his hand over her mouth and she bit Jaramillo's finger. Jaramillo then grabbed her around the neck and started choking her. [REDACTED] managed to grab a basket from the top of the headboard and threw it at Jaramillo's face. Jaramillo removed his hand from her throat to block the basket and then told her again that he desired her very much. [REDACTED] managed to move her leg out from underneath Jaramillo and then kned him in the groin. Jaramillo appeared to be in pain and [REDACTED] managed to get away from him. Jaramillo stood up and pulled his pants down, exposing his penis. He then told [REDACTED] "See what you've done to me?" The telephone started to ring and Jaramillo left the residence.

(A warrant for Jaramillo's arrest on charges of Residential Burglary, Assault with Intent to Commit Rape, Sexual Battery By Restraint, Indecent Exposure with Prior 288, and third strike allegations was issued on 7-20-99.)

Statement of [REDACTED] Jaramillo

[REDACTED] Jaramillo is Jose Jaramillo's 50 year old brother. [REDACTED] told Sgt. Lemay that he had received a phone call from Jose at approximately 3:00 a.m. on 9-7-99. Jose told him that he wasn't guilty of what they accused him of, but that, no matter what, he wasn't going to go back to prison. Jose told him that "either way, they're going to kill (him) in prison, either way." [REDACTED] stated that he pleaded with his brother to not get involved in a shoot-out, but his brother responded by again stating that he wasn't going to go back to prison. Jose told him that he was calling from Fillmore and that he "loved everybody" and "to tell everybody (he) loved them." Jose hung up after about a minute and [REDACTED] drove into Fillmore to look for his brother. He arrived in Fillmore shortly after his brother had been shot.

Statement of [REDACTED]

[REDACTED] is a clerk at the Ultra Mart gas station on Ventura Street in Fillmore. [REDACTED] told Dep. Rivera that he reported for work at 9:00 p.m. on 9-6-99 and his shift ended at 5:00 a.m. on 9-7-99. At approximately 3:00 a.m. on 9-7-99, Jaramillo walked into the Ultra Mart and told [REDACTED] that he wanted him to call the police. Jaramillo appeared nervous and had a jacket draped over his right shoulder. The jacket covered Jaramillo's entire right arm and hand.

Jaramillo told [REDACTED] to tell the police that he wanted Dep. Max Pina and parole officer Boris Romanowski to meet him at the Von's shopping center. Jaramillo told [REDACTED] to tell the police that he had a gun and that he just wanted to talk. Jaramillo wanted the police to know that "if they got crazy, (he) could get crazy." [REDACTED] told Dep. Rivera that he never saw Jaramillo with a gun, but that Jaramillo always kept his right arm covered. [REDACTED] stated that Jaramillo looked nervous and scared while he was in the Ultra Mart. Jaramillo told him to have the police meet him in the parking lot and then walked out the door.

Statement of [REDACTED]

[REDACTED] is an employee of a Chevron gas station across the street from the Von's shopping center where the shooting occurred. He was working at the station on the morning of 9-7-99. [REDACTED]'s shift had started at 11:00 p.m. on 9-6-99 and ended at 6:00 a.m. on 9-7-99. [REDACTED] told Dep. Rivera that Jaramillo walked into the Chevron station at approximately 3:30 a.m. while [REDACTED] was cleaning the coffee machine. Jaramillo told [REDACTED] that he had a problem and that the police were looking for him. Jaramillo also told [REDACTED] that he had a gun. [REDACTED] stated that this worried him and that he moved behind the counter and got ready to push the alarm button if Jaramillo did anything. Jaramillo told

██████████l not to worry and that he wasn't going to do anything to him. Jaramillo told him that he was being chased by the police because of a rape that he didn't do. He told ██████████l that he wanted him to call the police dispatcher and let them know that he was at the gas station. Jaramillo also told ██████████l to let them know that he had a gun. ██████████l stated that he could not see the gun because Jaramillo kept his hand under his jacket. At one point, Jaramillo took the phone from ██████████l and told the dispatcher that he wanted to talk to Max Pina and Boris Romanowski. He then hung up the phone.

A few moments after the phone call, Jaramillo walked outside and three patrol cars drove into the station. Officers got out of the cars with their guns drawn and ordered Jaramillo to stop and put his hands up. Jaramillo ignored the deputies commands, said something which ██████████l could not understand, and then walked across the roadway to a grassy knoll at the Von's shopping center.

██████████l watched the deputies follow Jaramillo to the parking lot and then position their patrol cars a distance away from him. All the while deputies were following Jaramillo they kept ordering him to drop his coat and put his hands up. ██████████l told Dep. Rivera that he couldn't watch everything that was happening because he had responsibilities at the gas station and had to go back inside.

██████████l stated that after a while a police officer came to his station and asked for a soda for Jaramillo. Some time later, ██████████l observed some S.W.A.T. team members moving through the station and he asked them if they wanted him to turn off the station lights. A S.W.A.T. team member told him "yes" so ██████████l walked back inside and turned off the lights. ██████████l stated that once the lights were off, he had nothing to do so he watched what was happening across the street.

██████████ stated that he saw the S.W.A.T. team and canine unit position themselves around Jaramillo. Jaramillo appeared to be talking constantly to the deputies, but ██████████ could not hear what was being said because he was so far away. Jaramillo appeared to be "ranting and raving" and would throw his left arm up in the air. ██████████ told Dep. Rivera that he kept his right arm "always covered like he had the gun in his hand." ██████████ stated that the deputies "were keeping their cool and did a really good job."

██████████ saw deputies use several percussion type devices to try to subdue Jaramillo. Jaramillo dropped to the ground and rolled over a few times before jumping back on his feet. ██████████ told Dep. Rivera that he saw Jaramillo run towards one of the deputies and extend his covered right arm, "like he was armed and ready to shoot" and then stated "Why they didn't drop him dead then, I don't know, but they decided they were not going to." ██████████ told Rivera that he then heard what he thought were additional percussion devices and saw Jaramillo fall to the ground. S.W.A.T. team members quickly surrounded Jaramillo and subdued him. (At the time of the interview ██████████ did not know that Jaramillo had been shot with live rounds.)

██████████ stated that he thought that Jaramillo was suicidal because of the way he was dragging things out.

Statement of Deputy R. Arnold

Deputy Arnold stated that he was on patrol with Dep. Wiggins when he was advised by dispatch that Jaramillo had walked into the Ultra Mart gas station and stated he had a gun and wanted to talk to his parole agent. A short time later, Fillmore patrol units searched the Ultra Mart and Von's

parking lots, but could not locate Jaramillo. A few minutes later, dispatch advised that Jaramillo was at the Chevron gas station on Ventura Street.

Deputy Arnold stated that he and Dep. Wiggins arrived at the Chevron station just as Jaramillo was walking out of the front door of the gas station. Dep. Arnold recognized Jaramillo from a wanted flier regarding the Oxnard sexual assault charges. Deps. Arnold and Wiggins took cover behind their patrol unit's doors and ordered Jaramillo to stop and put his hands in the air. Jaramillo kept his right hand covered with his jacket and yelled, "I have a gun. I want to talk to Max Pina."

Additional units arrived at the scene and other deputies also ordered Jaramillo to stop and show his hands. Jaramillo ignored the deputies' commands and kept yelling that he wanted to talk to Max Pina. He then walked across the street to the Von's parking lot.

Deps. Arnold, Wiggins, and Hendren followed Jaramillo to the west side of the Von's parking lot with their guns drawn. They took a position of cover behind two electrical boxes on the south side of a USA gas station on the northwest side of the parking lot. Sgt. Larson arrived and parked his unit on the south side of the lot and Deps. Stephens and Pettit covered the west side of the lot.

Jaramillo stopped near a grassy knoll on the west side of the lot and continued telling the deputies that he wanted to speak to Max Pina and Boris Romanowski. He then told the deputies that when he finished talking he would point his gun in the air and the deputies could kill him. He said he did not want to go back to prison, but did want to "clear the air" and tell his side of the Oxnard story.

Dep. Arnold stated that Dep. Max Pina arrived and began talking to Jaramillo. Jaramillo told Pina that he did not commit the Oxnard sexual assault and then went into great detail regarding how he

had been set up by "that old lady." Jaramillo asked for a pen and paper and Dep. Pina provided them. Jaramillo later asked for a soda and one of the deputies obtained a soda from the Chevron gas station and gave it to Dep. Pina, who gave it to him. Jaramillo wrote something on the paper and then handed it to Dep. Pina.

Deputies waited with Jaramillo approximately two hours for Romanowski to arrive. While waiting for Romanowski, Jaramillo became agitated and told the deputies that if Romanowski did not show up he was going to start shooting. He stated that he really didn't want to hurt anyone, but he wanted deputies to kill him. S.W.A.T. team members arrived and took positions around Jaramillo. When Romanowski finally arrived, he asked Jaramillo to show his hands and put his gun down, but Jaramillo refused. He asked Romanowski what charges were against him and Romanowski told him that the only thing he had at that time was a parole violation. Dep. Arnold stated that at about that time an announcement was made over the deputies' radios that "less than lethal" force was going to be used to subdue Jaramillo.

Dep. Arnold stated that the S.W.A.T. team fired several non lethal rounds and a few "flash-bang" devices. After initially falling down, Jaramillo got back up and staggered toward the south side of the parking lot where deputies were positioned. Dep. Arnold heard an additional shot or shots and saw Jaramillo fall to the ground, yelling "Fuck you! Fuck you!" He was surrounded by several S.W.A.T. team members and was taken into custody.

Statement of Deputy J. Hendren

Dep. Hendren stated that he responded to the Von's shopping center at approximately 3:04 a.m. reference a man with a gun. Radio traffic (both dispatch and other deputies) advised that the man was Jaramillo and that he was wanted and was desperate. After searching for Jaramillo at the Von's parking lot, Hendren heard dispatch advise that Jaramillo was at the Chevron gas station across the street. Dep. Hendren drove North on "A" Street and stopped his patrol car on the West side of "A" Street South of the Chevron gas station behind Deputy Stephens' patrol car. Deputies Wiggins, Arnold, Stephens, and Sgt. Larson were already at the Chevron Station with their guns pointed at Jaramillo.

Dep. Hendren could see Jaramillo was wearing a black jacket and had his right arm through the right sleeve of the jacket and the collar of the jacket was over his right shoulder. Jaramillo's left shoulder and arm were exposed and not covered by the jacket. Jaramillo had his right hand in the right jacket pocket. Dep. Hendren took cover behind a patrol car that was parked on "A" Street and drew his gun and pointed at Jaramillo. He started yelling along with the other deputies for Jaramillo to get down. Although Dep Hendren was unable to see Jaramillo's right hand, Jaramillo was yelling, "I have a gun, I have a gun, I just want to talk". Jaramillo then walked from the Chevron gas station across "A" street onto the Vons shopping Center grass area.

Dep. Hendren stated that during the entire time he followed alongside Jaramillo, he yelled for Jaramillo to "get down and stop walking". Jaramillo stopped walking when he arrived at the edge of the grass area and the paved parking lot of the Vons shopping center located directly south of the

USA gas station. Dep. Hendren positioned himself behind an electrical service box behind the USA gas station and kept Jaramillo covered at gun point.

Dep. Hendren stated that Jaramillo began demanding to speak to Deputy Pina and later asked for his parole officer. Deputy Arnold advised Sheriff's dispatch of Jaramillo's requests and dispatch later advised that Deputy Pina was on his way to the scene from his residence. While the deputies were waiting for Deputy Pina to arrive, Jaramillo began to smoke a cigarette. Jaramillo continued to hold his right hand in his jackets right pocket. Jaramillo lit the cigarette with a match using his left hand. Jaramillo did not use his right hand and kept it in his jacket pocket as if he was holding a gun.

Deputy Arnold spoke to Jaramillo in an effort to calm him. When Deputy Pina arrived, he positioned himself next to Dep. Hendren behind the electrical service box. Deputy Pina began talking to Jaramillo which made Jaramillo seem less hostile. Jaramillo asked for a pen and piece of paper so he could write something down. Deputy Pina walked away from the electrical service box and gave Jaramillo a pencil and piece of paper. Jaramillo wrote something on the paper and gave it to Deputy Pina.

Dep. Hendren stated that because vehicle traffic was entering the Vons shopping center from "A" Street, he left his position behind the USA gas station and moved a patrol car to the entrance of the Shopping center to prevent any other traffic from entering the area, preventing possible injuries to citizens. He then returned to the electrical service box next to Deputy Pina. A short time later, Dep. Hendren took Deputy Arnold's micro cassette tape recorder, turned it on, and placed it next to his tape recorder on the electrical service box. The tape recorders were placed on the electrical service

box together to record the incident uninterrupted. Later, Deputy Wiggins placed his micro cassette tape recorder on the electrical service box after one of the recorders turned off.

Sgt. Larson advised Dep. Hendren to meet with Sgt. De Los Santos to brief him of the situation. Dep. Hendren left his position, walked South on "A" Street to River Street where Sgt. De Los Santos was waiting. Sgt. De Los Santos then drove Dep. Hendren to the Carls Jr. where the "Less Than Lethal" team was staging. Dep. Hendren stated that he drew a rough sketch of the area and showed the positions of the deputies on scene and Jaramillo's location. He advised the "Less Than Lethal" team of Jaramillo's clothing, his threats with the gun and the position of his right hand. A short time later, the Less Than Lethal Team was deployed. Sgt. De Los Santos then drove Dep. Hendren back to River Street and "A" Street.

Dep. Hendren stated that he walked North on "A" Street to a position behind an electrical service box adjacent to "A" Street, south of his original location. At that location he joined Deps. Stephens and Pettit. Deputy Pettit was standing on the south side of the electrical service box and was holding a shotgun, which was pointed at Jaramillo. Deputy Stephens was standing next to Deputy Pettit and was pointing a handgun at Jaramillo. Dep. Hendren drew his handgun and took up a position behind the electrical service box. A short time later, members of the Less Than Lethal Team arrived at Dep. Hendren's location and he gave up his position to a Less Than Lethal Team member. Dep. Hendren then moved over next to Deputy Pettit.

Dep. Hendren stated that an unknown person announced on the radio that the Less Than Lethal Team would be deploying and would handle all lethal and non lethal force. A roll call was completed to

confirm the units on the perimeter heard this announcement. Dep. Hendren then brought his handgun down to the "ready" position.

Dep. Hendren stated that he watched as the Less Than Lethal Team deployed a 37 MM less than lethal round and hit Jaramillo. Jaramillo fell to the ground and then got up and began running in a southerly direction. Two "Flash/Bang" Light/Sound diversionary devices were deployed and Jaramillo changed his direction while running several times. Jaramillo was then hit several more times with 37 MM rounds. Jaramillo stumbled and then began running south again. Dep. Hendren watched as Jaramillo raised his right arm and extended it towards Sgt. Larson and some Less Than Lethal team members that were approaching Jaramillo from the south. Dep. Hendren thought that Jaramillo was going to shoot the deputies, so he raised his handgun and pointed it towards Jaramillo at the same moment that he heard a loud "bang" from his left. Dep. Hendren saw Jaramillo fall to the ground and then yell "I'm going to shoot myself" several times as the Less Than Lethal team approached Jaramillo.

Dep. Hendren heard members of the Less Than Lethal Team order Jaramillo to show his hands as Jaramillo was rolling around on the ground. Jaramillo would not comply with the orders to show his hands and began kicking at the Less Than Lethal Team members. Jaramillo was repeatedly yelling, "fuck you" as members of the team struggled with Jaramillo in an attempt to secure him. After a brief struggle, members of the Less Than Lethal Team were able to secure Jaramillo's hands behind his back.

Dep. Hendren observed Deputy Pettit moved ahead of him with his shotgun in hand. He saw Deputy Pettit charge the shotgun and observed a spent shell fall from the shotgun. Dep. Hendren then realized that Deputy Pettit had fired at Jarainillo.

Statement of Deputy Wiggins

Dep. Wiggins stated that on 9-7-99, at about 0301 hours, he and Deputy Arnold were asked to call dispatch to receive a call for service. When Dep. Wiggins called, the dispatcher told him that Jose Jaramillo was at the Ultramar Gas Station with a gun and wanted to meet deputies at the Vons Shopping Center to talk. Dep. Wiggins was advised that Jaramillo was a wanted parole violator and was also wanted by the Oxnard Police Department.

Dep. Wiggins stated that he and Dep. Arnold arrived at the shopping center a few minutes later and were not able to locate Jaramillo. While they were searching the area for Jaramillo, dispatch advised them that Jaramillo was at the Chevron Gas Station. Deps. Wiggins and Arnold then drove to the Chevron Gas Station and, as they pulled into the driveway, saw Jaramillo exiting the door of the mini-mart. Dep. Wiggins exited his patrol unit, drew his service weapon, and ordered Jaramillo several times to show both his hands. Jaramillo's left hand was visible; however, the right side of his body was covered by a windbreaker. Jaramillo ignored Dep. Wiggins' repeated orders and continued walking E/B across "A" Street. Dep. Wiggins stated that Deps. Arnold and Hendren were also yelling at Jaramillo to stop, but Jaramillo continued walking towards the Vons parking lot, yelling "I've got a gun. You guys need to listen to me, just listen to me". Jaramillo's right hand was concealed inside his jacket and it appeared he had a weapon.

Dep. Wiggins stated that Jaramillo walked across the grass area on the northwest corner of the Vons parking lot and stopped at the curb of the northwestern most row of parking stalls. Deputies Hendren and Arnold took cover behind the electric utility boxes directly behind the U.S.A. gas station and Dep. Wiggins took cover behind his patrol car's drivers door. Jaramillo's right side of his body remained covered by the windbreaker, which hung down covering his waistband area. Deputy Arnold began talking with Jaramillo in an attempt to get him to surrender, but Jaramillo refused to surrender and demanded to speak with Deputy Pina and his parole officer, Boris Romanowski. Dep. Wiggins stated that Dep. Arnold notified dispatch of Jaramillo's demands and the deputies waited for Pina to arrive. While waiting, Jaramillo began smoking a cigarette and advised the deputies of every move he made, but he refused to uncover the right side of his body where Dep. Wiggins believed the gun was concealed. Jaramillo told the deputies his plan was to pull the gun out and waive it in the deputies' direction, forcing the deputies to "end it".

When Dep. Pina arrived, he began talking with Jaramillo about old times. Jaramillo told Dep. Pina he had requested him because Pina had always "done him right." Jaramillo told Pina he was at the end of the road and had no other way to end it. Deps. Pina and Arnold both told Jaramillo the charges he was facing in Oxnard had been reduced and, if he surrendered, he could fight the charges in court. Jaramillo replied that he did not believe what Pina and Arnold were saying and began to explain what had happened in Oxnard. Jaramillo stated that the victim tried to seduce him into having sex with her and he turned her down. Jaramillo said the woman became angry over being turned down and battered him. He defended himself and made his way to the door. Jaramillo said the woman then scratched her own face and smeared the blood on his T-shirt.

Dep. Wiggins stated that he heard Jaramillo tell Dep. Pina that he had a hard time finding a gun and had to go as far as Riverside and San Diego to finally find one. Wiggins also described Jaramillo becoming agitated over the fact that Romanowski had not arrived.

At about 4:55 a.m., the Less Than Lethal Team arrived at the area and took control of the scene. Dep. Wiggins re-positioned himself behind a trash dumpster next to the utility boxes. An announcement was made that the Less Than Lethal team was preparing to deploy less-than-lethal weapons and Dep. Wiggins heard someone say, "If you have a shot, take it". Boris Romanowski was talking with Jaramillo, trying to persuade him to surrender, when Jaramillo was shot in the chest with a 37mm less-than-lethal round. Dep. Wiggins watched as the shot dropped Jaramillo to the ground, but Jaramillo regained his feet and began running S/B towards the strip mall. Dep. Wiggins stated that two "Flash-Bang" devices were deployed and then he heard several shots ring out. Jaramillo again dropped to the ground and began screaming "Fuck you, Fuck you." With Jaramillo lying on the ground, the Less Than Lethal team moved in and subdued and handcuffed Jaramillo.

After Jaramillo was secured, deputies determined that Jaramillo had sustained gun shot wounds and the fire department and paramedics were called in. Dep. Wiggins stated that he grabbed a roll of crime scene tape from the trunk of his patrol car and established a perimeter line.

Statement of Deputy K. Booker

Deputy Booker stated that he and Deps. Pettit and Hendren were on a possible burglary in progress call near Third Street and Saratoga Street when he heard dispatch broadcast that Jose Jaramillo was at the Ultra Mart in Fillmore. Dep. Booker knew that Jaramillo was wanted on a felony warrant and for a parole violation. When the broadcast was made, Deps. Booker and Pettit responded to the call in one vehicle and Dep. Hendren responded in a second patrol unit.

While looking for Jaramillo, the deputies heard dispatch broadcast that Jaramillo was at the Chevron gas station across the street from the shopping center. Dep. Booker ran toward the Chevron station and saw that Deputies Arnold, Wiggins, Pettit, and Stephens had Jaramillo stopped on the west side of the Von's parking lot. Based on the radio traffic that he heard, Dep. Booker knew that the other deputies had Jaramillo at gunpoint. Dep. Booker stated that he took up a position in the parking lot approximately 50 yards east of Jaramillo behind a light standard. He stayed in this position, maintaining the perimeter of the scene with Dep. Benevides throughout the incident. He watched the confrontation with deputies with binoculars from this position.

Dep. Booker stated that he watched as Jaramillo kept his right arm underneath a jacket that was hanging from his right shoulder. During the entire time he watched Jaramillo, Dep. Booker was never able to see Jaramillo's right hand. From his position, Dep. Booker could see other deputies interact with Jaramillo, but could not tell what was being said.

Dep. Booker stated that he saw the Less Than Lethal team arrive and begin to move in on Jaramillo. He saw one less than lethal round knock Jaramillo down and then watched as Jaramillo got up and started running southeast in the parking lot. He heard another shot fired and then saw several

"flash-bang" devices go off at about the same time. Dep. Booker stated that he saw Jaramillo fall to the ground and then heard several Less Than Lethal Team members yelling "Show your hands!" Jaramillo yelled back several times "Fuck You!"

Dep. Booker stated that he heard several more shots fired by the Less Than Lethal Team at about the time that they surrounded Jaramillo. He saw Jaramillo kicking at deputies before they were able to control him. Once the Less Than Lethal Team had Jaramillo under control, Dep. Booker heard Dep. Pettit advise dispatch that he had fired a round. Dep. Booker went over to Dep. Pettit's location and stayed with him until the Sheriff's Shooting Team investigators arrived. While Booker was with Pettit, Pettit handed Booker the shotgun he had used and an additional shotgun round he had in his pocket.

Statement of Deputy Stephens

Deputy Stephens stated that he was working in the city of Fillmore on 9-7-99, at approx. 0300 hrs. when he received information that a subject that was wanted for 261 PC had a gun and was at Vons. Dep. Stephens responded to the call and arrived on River Street on the south side of Vons within a minute or two. There he met with Deputy Hendren. The two deputies searched the area on the south side of Vons for about 5-10 minutes for the subject, but could not locate him. Dep. Hendren went to the east end of the shopping center to watch for Jaramillo, while Dep. Stephens parked on River Street about 20' west of Highway 23 to keep watch for him. A few minutes later dispatch advised that Jaramillo was at the Chevron station about 100 yards north of Dep. Stephens location.

Dep. Stephens stated that he approached the Chevron station along a block wall and stopped near two phone booths. At that time he saw a black and white unit pull into the Chevron station parking lot and saw Jaramillo walking through the Chevron station's parking lot eastbound towards Highway 23. Dep. Stephens could see that Jaramillo was dressed in a gray top with a jacket or sweater covering his right arm and hand. He heard whom he believed to be Deputy Arnold yelling at Jaramillo to drop the gun or let him see his hands. Those commands continued without Jaramillo's compliance as he continued east across highway 23. During that time he also heard other deputies yelling similar commands to no avail.

Dep. Stephens watched Jaramillo stop near the edge of the grass in the parking lot of the Vons shopping center. Stephens then positioned himself on the south side of a large cement trash and pointed his service firearm in the direction of Jaramillo. Dep. Stephens stated that he saw Dep. Pettit position himself about fifteen feet in front of him in a squatting position holding a shotgun.

Dep. Stephens stated that watched as a conversation occurred between Jaramillo and Deputy Arnold. Because of his distance from Jaramillo, Dep. Stephens could not hear much of the conversation, but some of the conversation was relayed over the radio. The things that Dep. Stephens heard over the radio were that Jaramillo was requesting to speak with Deputy Pina and his parole officer and that he would start shooting if they didn't come. The conversation with Dep. Arnold went on for about 30 minutes or so. During that time Jaramillo never showed his right arm or hand. He kept it covered with his jacket or sweater.

Dep. Stephens stated that when Dep. Pina arrived he began to speak with Jaramillo. Stephens watched as Dep. Pina approached the grass area to lay some paper on the grass for Jaramillo to write something on. After Jaramillo wrote on the paper, Pina approached the grass to retrieve it. According to Dep. Stephens, Pina continued his conversation with Jaramillo for an hour or so.

As S.W.A.T. officers arrived, they "staged" at Carl's Jr. and were briefed by Deputy Hendren. Several minutes later Hendren returned to Dep. Stephens' location and told him that S.W.A.T.'s plan was to shoot Jaramillo with "non-lethal" force and then send the dog in on him.

Dep. Stephens stated that while Jaramillo's parole officer and Dep. Pina talked with Jaramillo S.W.A.T. members got into position. The deputies at the scene were notified by radio to let S.W.A.T. handle the situation from that point forward. A moment later Dep. Stephens heard two loud bangs then a very loud bang. He stated that he was standing behind the trash bin and could not see Jaramillo at that time. A moment later he looked towards the Jaramillo and saw that Jaramillo still had his right hand covered and was moving south towards Sgt. Larson and several other officers. Dep. Stephens stated that he saw Jaramillo lift his right hand in the direction of Larsen and the others, while he continued to move towards them. Dep. Stephens then heard several more bangs. He then heard a loud bang coming from his immediate right and saw Jaramillo fall. Stephens looked to his right and saw Deputy Pettit move about fifteen feet or so in front of him and crouch facing Jaramillo. He stated that he called to Pettit to back up towards him and let S.W.A.T. handle things because they were now in his line of fire. Dep. Pettit came back to Stephens' location while S.W.A.T. members swarmed Jaramillo and placed him in handcuffs.

Statement of Sergeant M. De Los Santos

Sgt. De Los Santos stated that on 9-7-99, at approximately 3:30 a.m., he received a page from Sergeant Will Howe of the Less Than Lethal Team (LLT) to respond to the Carl's Jr. restaurant in the city of Fillmore. Sgt. De Los Santos arrived at the staging area at approximately 4:10 a.m. and contacted Sgt. Howe, who briefed him on the information he had obtained from the watch commander. A while later, Dep. John Wright briefed the Less Than Lethal Team on Jaramillo's background information, which was obtained from Parole Agent Boris Romanowski, who had also arrived at the staging area. Dep. Hendren then diagramed the scene, including the patrol officers positions, and briefed the Less Than Lethal Team on the situation. Sgt. De Los Santos advised that during that time Captain Leslie Warren, Fillmore Chief of Police, arrived and was briefed regarding S.W.A.T.'s deployment. Prior to S.W.A.T.'s deployment Sgt. De Los Santos asked Capt. Warren if she wanted to authorize the deployment of the Less Lethal baton immediately prior to its use or did she want that decision to be made by the LLT supervisor. Capt. Warren said the decision should be made by the LLT supervisor, Sgt. Howe.

Sgt. De Los Santos stated that the Less Than Lethal Team was deployed and Captain Warren and he moved to "A" Street just north of River Street. From that position he could partially see the scene and Jaramillo, but could not see the officers. After some time went by, Sr. Dep. Schierman gave an announcement to the deputies on scene that the team had command and control of the scene and that less lethal munitions and "flash bang" munitions would be deployed. The announcement was acknowledged by all patrol deputies on scene and confirmed.

Shortly after the announcement, at approximately 4:55 a.m., Sgt. De Los Santos heard a less lethal weapon fired and observed Jaramillo fall to the ground, apparently from being struck by the "extended range impact baton". Within seconds he heard the sound of a light sound diversionary device ("flash bang"), what sounded like the report of a small caliber weapon, a shotgun blast and several more reports from the less lethal weapon and a second light sound diversionary device. From his position, which was approximately 100 yards away, he could see Jaramillo intermittently and could not see the location of the Less Lethal Team members.

Once Jaramillo was in custody, Captain Warren and Sgt. De Los Santos moved closer to the scene. Sgt. De Los Santos was told by Sergeant Howe that there had been a shooting and to make notifications to Captain Steve Giles. At approximately 5:15 a.m. Sgt. De Los Santos was advised that Sr. Dep. Mike Macias had been one of the officers who fired at Jaramillo. Sgt. De Los Santos made arrangements for Macias to be transported to the Fillmore station by Dep. Kevin Clancey. De Los Santos stated that shortly after that he left the scene and returned to the staging area to await Captain Giles so he could be briefed.

Statement of Deputy Nickels

Dep. Nickels stated that on 9-7-99, he received a Less Lethal Team activation by Sgt. Howe via his pager. The advisement by Sgt. Howe was that there was "a man with a gun, threatening to kill himself" in Fillmore and that the team was to stage at the Carl's Jr. When Dep. Nickels arrived at the Carls Jr., Dep. Wright and Sr. Dep. Macias were already in the restaurant's parking lot. The other team members then arrived, as did Jaramillo's parole officer, Boris Romanowski. Dep. Wright obtained background information about Jaramillo from Romanowski and then Dep. Wright

briefed the rest of the team as to what Romanowski had told him. Dep. Nickels stated that Dep. Wright advised the team that Jaramillo was currently wanted for 3056 P.C. and that Jaramillo was on parole for a rape/kidnap and had served twelve years of a twenty-three year sentence. Jaramillo was paroled in either May of 1997 or 1998, and was now a suspect in a sexual battery case. Jaramillo was also a possible suspect in a murder case in which Jaramillo was trying to gain the favor of the Mexican Mafia. Jaramillo thought that he was a third strike candidate and would be going back to prison for a long time if he was caught.

Dep. Hendron arrived and described the layout of the parking lot for the Less than Lethal Team and gave the team the location of the deputies on scene, as well as Jaramillo's location and a description of what Jaramillo was wearing. Sgt. Howe then advised Sr. Dep. Macias and Dep. Nickels to take up a position on the south side of the parking lot and prevent Jaramillo from going to the businesses of the shopping center. Dep. Wright was assigned to take a position on the west end of the lot.

When Sr. Dep. Macias and Dep. Nickels arrived at the south side of the parking lot, Sgt. Larsen was already there, standing next to a marked patrol car. The patrol car was facing west and Dep. Nickels knelt near the driver's side front tire and Sr. Dep. Macias positioned himself to Dep. Nickels' right. Sgt. Larsen remained by the driver's door of the car. Dep. Nickels stated that, due to his not having radio contact with the rest of the team, he relied upon Sr. Dep. Macias for information regarding team movement. Dep. Nickels stated that from my position he could hear Parole Officer Romanowski talking with Jaramillo. As he knelt by the patrol car, Dep. Nickels was told by Sr. Dep. Macias that they had been designated as the arrest team and if they had to move toward Jaramillo, they would do so by moving left as well as forward. Dep. Nickels stated that he

understood that this was to avoid any crossfire issues with the team at the north end of the lot.

Dep. Nickels stated that he heard a SL-6 being deployed from the north end of the lot. He then saw Jaramillo fall to the ground. Sr. Dep. Macias told Dep. Nickels to go and Dep. Nickels stood up and walked in front of the patrol car that he had been using for cover. Dep. Nickels saw Jaramillo stand up and walk at a fast pace toward him. Dep. Nickels continued walking slowly forward and to the left, thinking that Sr. Dep. Macias was behind him. He then heard a second round being deployed from an SL-6 and then heard and saw the deployment of a light-sound diversionary device just west of where Jaramillo had been standing. Dep. Nickels stated that he then saw Jaramillo walking quickly toward him with his right hand wrapped in the windbreaker that he had previously kept over his right shoulder. Dep. Nickels stated that he interpreted this as an aggressive move toward himself and Sr. Dep. Macias. Because of the distance between Jaramillo and himself, Dep. Nickels stated that he felt that a round deployed from the SL-6 that he was carrying would not be effective and that the light-sound diversionary device would be a more appropriate force option at that time.

Jaramillo continued running and Nickels deployed the light-sound diversionary device that he was carrying. He tossed the device underhanded with his right hand and tried to place the device in front of where Jaramillo was walking in order to keep him from continuing to advance toward Nickels. Dep. Nickels stated that he watched as the device landed on the small grass strip in front of him. He looked at Jaramillo again and saw that he was still coming toward him and his hands were out in front of him. Dep. Nickels saw Jaramillo bring both of his hands up from his waist to chest level. Dep. Nickels raised his SL-6 to aim and, as he did, he saw that Jaramillo was falling

to the pavement. Dep. Nickels did not know why Jaramillo fell to the ground at that moment. The diversionary device that he had tossed deployed after Jaramillo started falling.

Dep. Nickels stated that as he watched Jaramillo on the ground, Jaramillo brought his hands back to his waist area and then pointed his hands back toward Nickels. Nickels stopped moving to his left in fear of his own safety and started moving to the right. He saw that Sr. Dep. Macias was standing about ten feet to his right and Nickels moved toward him. Dep. Nickels stated that he heard the team from the north side of the lot yelling at Jaramillo to show his hands and then heard Jaramillo yell, "No!" and "Fuck you guys!" Dep. Nickels stated that he heard another SL-6 being deployed by the team on the north side of the lot. As the team from the north got closer to where Jaramillo was lying down, Dep. Nickels and Sr. Dep. Macias also approached Jaramillo. Despite all the repeated commands to show his hands, Jaramillo continued to move his hands under the cover of his windbreaker. Both teams finally got within arms reach of Jaramillo and Dep. Wright placed handcuffs on Jaramillo.

Statement of Deputy Max Pina

Dep. Pina stated that on 9-7-99, at approx. 3:10 a.m, he received a telephone call at his residence from the sergeant at the Sheriff's Communication Center. The sergeant advised him that Jose Jaramillo was being held at gun point by some deputies at the Chevron Station. He also advised him that Jaramillo had requested Pina's presence at the scene. Dep. Pina stated that he first met Jaramillo after he came to work for the Fillmore Police Department 28 years ago. He had gotten to know Jaramillo from the numerous contacts that he had with him.

Pina responded to the scene and arrived there at approx. 3:30 a.m.. When he arrived on the scene, he saw Dep. Hendren using an electrical utility box behind the USA gas Station as cover. Dep. Pina made his way to Deputy Hendren's position and Dep. Arnold, who was standing nearby, advise Pina that Jaramillo had said he had a gun.

Pina stated that he talked to Jaramillo from behind the utility box for approximately one hour until the Less than Lethal Team arrived. He added that during his entire contact with Jaramillo, he never saw Jaramillo's right hand. Dep. Pina stated that Jaramillo told him that he wanted Pina present because he respected him and had always done him right. Jaramillo mentioned all of the arguing, and fighting that the two of them had done years ago. They talked about Jaramillo's family and what the current situation would do to them. Jaramillo advised Dep. Pina that there was no other way out of his current situation. Jaramillo told him that he was going to end it there, and that he could not go back to prison. Jaramillo told him that he had gone to Riverside and San Diego, trying to find a gun, but couldn't find one. He stated he returned to Fillmore because he loved it so much. Jaramillo also told Dep. Pina that he was not guilty of the crime that he was being accused of in Oxnard. According to Dep. Pina, it was very difficult at times to understand what Jaramillo was saying because Jaramillo was not talking very loudly and vehicles would pass by on Ventura St. interfering with Pina's ability to hear what Jaramillo was saying.

Dep Pina stated that at one point Jaramillo requested a pen and piece of paper so he could write something. After obtaining a pencil and paper, Dep. Pina had Jaramillo turn around. While Jaramillo was turned, Pina walked over and set the pencil and paper on the curb near where Jaramillo had been standing. He then returned to his position behind the utility box. While Pina

was walking toward Jaramillo, Jaramillo told him that he wasn't going to hurt him. Jaramillo took the pencil and paper, wrote a note, and then had Pina retrieve it. When Pina retrieved the note he took it over to a police unit where he observed that the note read, "Max", "Blame Drugs", "Name Negro", "Crack", "Stop him", "Apts. On right". Pina put the note in his pocket.

At another point in the conversation, Jaramillo requested a drink. Pina then walked across the street to the Chevron Station where he got a Pink Lemonade Snapple for Jaramillo. He walked back to where Jaramillo was and gave him the drink in the same manner that he had given him the pencil and paper.

Dep. Pina stated that a short time later Jaramillo's Parole officer arrived and began talking with Jaramillo. A few minutes later the Less than Lethal Team arrived and took over the scene. Parole Officer Romanowski and Pina stepped back and let the Less than Lethal Team use the utility box as a barricade. Pina stated that he heard two members of the Less than Lethal Team talking about when they "take a shot the guys down below are going to have rush him."

Dep. Pina stated that the members of the Less Than Lethal Team shot Jaramillo with a 37 mm less than lethal round. It appeared to Pina that Jaramillo was hit in the area of his abdomen. Jaramillo put both his arms in front of his abdomen and then staggered backwards until he fell. Jaramillo got up almost immediately and started to run in a westerly direction across the grass. Pina stated that he saw an explosion and flash coming from Jaramillo's direction as Jaramillo ran. He then saw Jaramillo start to run in a southerly direction across the parking lot. Dep. Pina stated that he saw Jaramillo get shot with less than lethal rounds several times. Jaramillo refused to give up, and

continued to struggle until members of the Less Than Lethal Team were able able to subdue him.

Statement of Deputy Wright

Deputy Wright stated that on 9-7-99, at about 3:30 a.m., he received a message on his pager notifying him that the S.W.A.T. team was being activated. The message requested that members of the Less Than Lethal portion of the SWAT Team respond to Carl's Junior in the City of Fillmore. The message further advised that the reason for the call out was a man with a gun was threatening to kill himself.

Dep. Wright arrived at the Carl's Junior in Filmore at about 3:58 a.m.. Present at Carl's Jr. when he arrived were Sgt. DeLosSantos, Sgt. Howe, Sr. Deputy Norris, Sr. Deputy Scheirman, Sr. Deputy Macias, Deputy Nickels, Deputy Volpe, and Deputy Orr (K-9). At approximately 4:30 a.m., a briefing was held in the Carl's Junior parking lot. State Parole Agent Boris Romanowski advised the deputies that Jaramillo was currently on parole for kidnaping and rape and that Jaramillo had been released from prison in May of 1997 or 1998 after serving a 12 year sentence for his crime. He was currently wanted for a recent sexual battery and a parole violation. Romanowski said that a homicide occurred in Oxnard a few days after the sexual battery and that Jaramillo was a possible suspect in the homicide. Romanowski further advised that there was some speculation that Jaramillo had committed a homicide while he was in prison for the Mexican Mafia. Jaramillo wanted to be in good standing with the Mexican Mafia and that is why he supposedly committed the homicide. Romanowski made it clear that Jaramillo felt that he was going back to prison. Romanowski was unaware, however, of Jaramillo ever being violent towards the police in the past. Deputy Hendren advised the team that Jaramillo was wearing a black jacket over his right shoulder. He stated that Jaramillo was concealing his right hand in the jacket and claimed to have a gun. The

gun, however, had not been seen by anyone up to that point. Deputy Hendren said that the suspect was standing in the middle of the parking lot near Vons. Deputy Hendren drew a sketch of the parking lot and outlined where the patrol deputies were deployed and where Jaramillo was.

Dep. Wright was told to take a position near one of the utility boxes. He deployed with Sr. Deputy Macias and Deputy Nickels who were to take a position in the parking lot south east of his location. When the deputies got to the Vons shopping center, they split up and moved to their assigned positions.

Dep. Wright stated that as he moved to his location, he could see Jaramillo standing in the middle of the parking lot about 30 yards away from him. Jaramillo was dressed as described and still had his right hand concealed in the jacket. Wright arrived at his assigned location and observed three uniformed deputies were already deployed. One of the deputies was Dep. Hendren, but Wright did not know the other two deputies. Wright stated that Deputy Hendren was armed with his duty pistol, one of the unknown deputies was also armed with his duty pistol and the third was armed with a shotgun. Dep. Wright took a position near the north west corner of the utility box where he had a clear and unobstructed view of Jaramillo. After a few minutes in that position, Dep. Wright could hear someone having a conversation with Jaramillo, but he could not hear what was being said.

Dep. Wright stated that he heard a shot from a 37mm less than lethal gun go off in the area north of Jaramillo. It impacted Jaramillo causing him to yell and fall to the ground. Jaramillo started to get back up and was again shot with a 37mm weapon from the same location. Wright said that he could hear people yelling for Jaramillo to stay on the ground and show deputies his hands.

Jaramillo did not comply and began running south through the lot towards Sr. Deputy Macias and

Deputy Nickels. Jaramillo's right hand was still concealed in his jacket. The orders for Jaramillo to stop, get on the ground, and show us his hands continued and he did not comply. Dep. Wright then heard two shots being fired from a gun other than the 37mm. At almost the same time he heard and saw one light sound diversionary device deploy near Jaramillo. Wright saw Jaramillo fall to the ground and he began to advance towards him. He saw that the rest of the team was also moving towards Jaramillo in an attempt to take him into custody. Jaramillo was still moving his arms around while on the ground. His right hand was still concealed in the jacket. Numerous people were telling Jaramillo to show his hands and he still refused to comply. Jaramillo was shot several more times with a 37mm weapon in an attempt to gain his compliance.

Dep. Wright stated that he continued to move towards Jaramillo and was about ten yards away from Jaramillo when he heard Jaramillo say, "I'm going to kill myself." Jaramillo, however, did not remove his right hand from the jacket. Instead, Jaramillo began asking deputies to kill him and finish the job. Several team members grabbed Jaramillo and pulled his right hand out of the jacket. It was then discovered that Jaramillo did not have a gun in his hand. Jaramillo was quickly rolled onto his stomach and his arms were placed behind his back. Dep Wright then moved into position and handcuffed Jaramillo. After handcuffing Jaramillo, Dep. Wright moved the jacket away and began to pat Jaramillo down. He asked Jaramillo where the gun was and Jaramillo told him that he did not have one. Wright's pat down search revealed no weapons.

Statement of Deputy Norris

Dep. Norris stated that on 9-7-99 at approx. 3:34 a.m., he received a S.W.A.T. page reference a Less than Lethal Team activation. Sgt. Howe told the team that there was a man with a gun in Fillmore threatening to kill himself and the team should meet at the Carl's Jr.. Dep. Norris responded to the

scene and was briefed by Howe at approx. 4:30 a.m..

Dep. Norris was told by Sgt. Howe that there was an adult male Hispanic in his 40's, named Joseph Jaramillo, armed with a handgun in the parking lot of Vons. Jaramillo was wanted for parole violations and charges of sexual battery. Jaramillo had requested that he be able to speak with Dep. Max Pina and his parole officer, Boris Romanowski. Romanowski was present during the briefing while Pina was at the scene with Jaramillo. Dep. Norris stated that he was informed that even though a gun was supposedly in the possession of Jaramillo, the officers at the scene had not seen it. Jaramillo was described as wearing a white or gray T-shirt, shorts, and a black windbreaker, which was draped over his right shoulder, and his right hand was concealed in the pocket. He was smoking a cigarette in his left hand and it was unknown if he was right or left-handed.

Romanowski briefed the team as far as the background and history of Jaramillo. Jaramillo had been in the state prison system for 12 years behind a kidnap and rape case. He was on parole for that case and had been paroled either in May of 97 or 98. Romanowski did not have his parole file and was relying on memory for the release date. Romanowski also said that Jaramillo had violated his parole terms approximately 60 days ago and was considered a parolee at large. Jaramillo was a suspect in a sexual battery case and there was probable cause for his arrest on that case.

Romanowski also told deputies that he heard a rumor that while Jaramillo was in prison he was supposedly told by the EME organization to commit a murder. Jaramillo never fulfilled that obligation and was therefore in bad standing. Jaramillo was rumored to have been involved in a murder after the recent sexual battery. This was supposedly a way of trying to get back into good

terms with EME before returning to prison. Romanowski told the deputies that he did not have any information on Jaramillo that showed he had a violent history while in custody. Dep. Hendren briefed the team as to the location of the incident, the location of officers on the perimeter and the location of Jaramillo.

Dep. Norris stated that Sgt. Howe made assignments as to who would carry the Less Lethal Weapons and the cover weapons. Dep. Norris was assigned to carry his normally assigned SL-6. Sr. Dep. Macias and Dep. Wright loaded Norris' gun with six standard rounds and put a battery in the light system. When the gun was returned to him, he examined the gun to make sure it was properly functioning, with the batons properly seated into their casings and the cylinder wound to its maximum spring tension. Norris stated that Sr. Dep. Schierman and Sgt. Howe were armed with their MP 5's and the three of them made up one of the three teams.

Schierman, Howe, Romanowski, and Norris then deployed to the scene. Approaching the location, they could see Jaramillo standing in the Vons parking lot. Norris stated that they walked to the USA gas station where they contacted and replaced three deputies who were at the rear of the station conversing with Jaramillo. Deps. Pina, Wiggins, and an unknown deputy had been using an electrical box as cover while they spoke to Jaramillo.

Romanowski began speaking with Jaramillo while Dep. Norris took a position to the right of Sgt. Howe. The replaced deputies took cover behind their patrol car. Dep. Norris stated that he could hear Romanowski telling Jaramillo that the way he was presently handling the situation was not the way to settle the matter. He told Jaramillo repeatedly to show his hands and take the jacket off so

that the issue could be resolved. Jaramillo did not appear to Norris to be listening to what Romanowski was telling him to do. Jaramillo had his jacket draped over his right shoulder and his right arm was concealed. Sgt. Howe used the light on his MP-5 to illuminate Jaramillo, but Norris could not see a weapon at that time. The light had an effect on Jaramillo in that he turned away from the deputies and yelled out for the deputies to turn off the lights. Romanowski continued to talk with Jaramillo, requesting him to give up and end the showdown.

Dep. Norris stated that he saw Dep. Macias move into a position south of Jaramillo behind a patrol car. Dep. Norris knew that Macias was partnered with Dep. Nickels, but Norris did not see where Nickels had taken cover. He could see Deps. Orr and Volpe, who had been deployed to the east end of the shopping center, walking west through the lot. Norris stated that Orr is a K-9 officer and had his dog, BAR, with him. Deputy Wright was deployed on the West side of the lot along with two patrol officers. They were behind a large dumpster corral.

Dep. Norris stated that while Romanowski was talking to Jaramillo, Sgt. Howe asked Norris if he was ready to use his SL-6. Dep. Norris responded that he was ready and told Howe that he had a clear shot. Howe told Norris that when he was ready to deploy the gun that he should take a shot on Jaramillo. Howe and Norris both shined their flashlights into the face of Jaramillo. This caused him to turn away from their location. When the lights were turned off, Jaramillo turned back towards Norris. Jaramillo was facing Norris with his arm and hand still concealed in his jacket when Norris released the trigger safety on the SL-6 and fired a shot. The baton deployed and struck Jaramillo in the abdomen. Jaramillo immediately buckled over, pivoted to the left and collapsed to the ground.

Dep. Norris could hear Jaramillo scream out when he was struck by the baton. Jaramillo was lying

in the fetal position for approx. 3 to 5 seconds and Sgt. Howe yelled out for the arrest team to advance on Jaramillo. Jaramillo jumped up from his position and began moving quickly towards the West side of the lot over a grass lawn. Dep. Norris stated that he brought the SL-6 back up to his shoulder and fired another baton, striking Jaramillo in the right side of his body. Jaramillo's arm and hand were still concealed by the jacket. Dep. Schierman deployed a Light Sound Diversionary Device as soon as Jaramillo jumped off the pavement. The device exploded in the grass near Jaramillo at approximately the same time the baton struck him. Jaramillo did not go to the ground when struck by the baton the second time. He turned to his left and began running south. Jaramillo ran back onto the pavement and ran towards Macias and Nickels.

Dep. Norris stated that Jaramillo was running towards Macias and Nickels in an aggressive manner. Norris saw Jaramillo's right arm move up as if he was pointing an unseen object at them. Norris stated that he thought that Jaramillo was attacking Macias and Nickels. Dep. Norris then heard the distinct sound of two pistol rounds. He did not see who had shot the rounds or where the shots had come from. He watched Jaramillo as he slowed down and then collapsed to the ground. Norris then heard Howe yelling out to cease fire. Dep. Norris jumped the chain link fence that separated him from Jaramillo and ran across the lawn following Schierman.

As he approached Jaramillo, Norris could hear Schierman yelling commands. He was telling Jaramillo to show us his hands. Jaramillo was not complying and was yelling back at the deputies. Dep. Norris stated that he feared that Jaramillo still had a weapon in his possession. Jaramillo's arm and hand were still concealed in the jacket and he was pointing his hand in the deputies' direction. Fearing for deputies' safety, Dep. Norris shot another baton at Jaramillo striking him on the right

side of his body. Norris reported that he could see him wince in pain as the baton struck him.

Jaramillo, however, continued to refuse to comply with Schierman's commands to show his hand.

As Schierman and Norris moved to the right, still in the grass, Norris could see Jaramillo looking at them and could hear him yelling, "Finish me, Finish me!" Norris stated that he thought Jaramillo still had a weapon in his hand as he moved on his back to a position to where his legs were facing the deputies, but were spread apart. Dep. Norris saw Jaramillo's right hand move between his legs and point towards the deputies. Norris shot another baton at Jaramillo, striking him in the buttocks. He again saw him wince in pain and yell. Schierman and Norris then moved quickly to the left to take a better tactical position. Jaramillo rolled back towards them and again tried bringing his hand and arm up to a position to face them. Norris stated that he felt that Jaramillo was under the influence of a controlled substance or alcohol because the baton strikes were not having an effect.

Norris stated that he fired two additional batons at Jaramillo's right side, but neither of the baton strikes had an effect on his mental state. Jaramillo never took his hand out of the jacket and continued to appear to be a threat to all the officers in the area.

Deputies advanced on Jaramillo as he lay on the pavement. Norris could hear Jaramillo saying, "Kill me!" deputies were finally able to take Jaramillo into custody after they managed to grab his arms and place them behind his back. No weapon was found in Jaramillo's possession or in the general area.

Statement of Deputy William Schierman

Dep. Schierman stated that he was at his residence at 3:30 a.m. on 9-7-99 when he received a voice mail page from Sgt. Howe advising him that there was a less than lethal activation for a suicidal subject with a gun in Fillmore. Sgt. Howe advised that the Less Than Lethal Team was to meet at the Carl's Jr. parking lot in Fillmore. Schierman stated that he drove to the Camarillo Police Department, where he obtained a marked unit and then proceeded to Fillmore. Schierman stated that heavy fog on Highway 23 delayed his arrival and that he arrived at Carl's Jr. at approximately 4:10 a.m.. Once at the parking lot, he was met by other members of the Less Than Lethal team.

While the team members got dressed in their tactical gear, state parole agent Boris Romanowski arrived at the location and briefed deputies on Jaramillo's background. Dep. Hendren then briefed deputies about the scene, including Jaramillo's location and the location of the deputies. Hendren told the deputies that Jaramillo claimed to have a gun and was keeping his right hand covered at all times. He mentioned, however, that no one had actually seen a gun up to that point. After the briefing by Dep. Hendren, Dep. Schierman was informed by Sgt. Howe that his assignment was to be part of a three man less than lethal team made up of Howe, Schierman, and Sr. Dep. Norris. Schierman was to be the cover officer for Norris, whose primary weapon was a 37 mm less than lethal gun. Schierman was to be armed with an MP-5.

Schierman stated that Sgt. Howe deployed a second less than lethal team and additional officers around the perimeter and then his team, accompanied by Romanowski, moved to some transformer boxes south of the Unocal station at the northwest corner of the Von's parking lot. Upon reaching that location, Schierman's team relieved patrol officers who had taken positions behind the

transformers. From that location, Schierman was able to see Jaramillo, who was approximately 20 yards southeast of Schierman. Schierman stated that he saw a very dark windbreaker draped over Jaramillo's right shoulder which prevented Schierman from seeing Jaramillo's right arm or hand. Schierman stated that Jaramillo was standing in a darkened area, where there was only ambient light coming from lights in the parking lot. Schierman stated that he asked Dep. Arnold why Jaramillo was not illuminated with lights and Dep. Arnold replied that Jaramillo had threatened to shoot if deputies shined lights on him. Deputy Schierman stated that because of the extreme risk to officer safety because of not being able to immediately recognize a weapon if Jaramillo produced one, Schierman illuminated Jaramillo with the flashlight that was mounted on his MP-5.

At about the same time, Romanowski began talking with Jaramillo. As Romanowski talked to Jaramillo, Jaramillo began pacing back and forth. Schierman radioed Deps. Macias and Nickels, who were acting as the second less than lethal team. The second team was positioned on the south side of the shopping center parking lot. Schierman told the second team that they were to act as the arresting team when it came time to take Jaramillo into custody. Schierman stated that he also made a general radio announcement to deputies at the scene that the Less Than Lethal Team had tactical control of the situation and that the team would take any steps necessary to control Jaramillo. Schierman also informed deputies that the Less Than Lethal Team would be using less than lethal devices which would give off loud reports.

Dep. Schierman stated that after he made his radio announcements, he heard Romanowski tell Jaramillo to surrender. Jaramillo refused and Sgt. Howe told Schierman to standby for the deployment of the 37 mm less than lethal device. As Jaramillo stood facing them, Schierman heard

Dep. Norris' 37 mm gun fire a baton. Immediately after hearing the round fired, Schierman saw Jaramillo grab his abdomen and fall to the ground. Almost immediately, Jaramillo stood back up and began yelling. Schierman could not understand what Jaramillo was yelling, but saw him walking quickly toward Macias' and Nickels' position. As Jaramillo walked away from Schierman's position, Schierman threw a light sound diversionary device at him. The device landed about 10 to 20 feet west of Jaramillo. When the device went off, Jaramillo crouched down and then stood back up and rushed straight toward Macias and Nickels. Although Jaramillo's back was towards him, Schierman stated that he could see Jaramillo's right arm raise and point at Macias and Nickels. Schierman stated that he was unable, however, to see what was in Jaramillo's hand. Schierman heard Jaramillo yell something that Schierman could not understand and then heard heard one small caliber report as Jaramillo continued to run toward the second team. Schierman also heard a second light sound diversionary device go off and then saw Jaramillo fall to the ground.

Schierman stated that he and the other deputies rushed to Jaramillo's position. As Schierman did so, he heard Jaramillo yelling "Shoot me! Finish me off!" When Schierman was within 20 feet of Jaramillo, he saw that Jaramillo had a light colored rag over his right hand. The rag was such that it appeared that Jaramillo had something concealed under the rag besides his hand. Schierman ordered Jaramillo to let him see his hands, but all Jaramillo did was continue to yell and did not comply with Schierman's directive. Dep. Schierman then told Norris to strike Jaramillo with another 37 mm round and heard an additional round fired. Jaramillo yelled out in pain, but still did not release the rag and kept waving his hand around. Jaramillo continued to yell "Shoot me!" Schierman again ordered Jaramillo to show his hands, but Jaramillo refused and continued to move

his right hand back and forth pointing it in the general direction of the deputies and kept his eyes on Schierman as he moved towards him. Still believing that Jaramillo might be holding a gun under the rag and fearing that he might be shot, Dep. Schierman told Dep. Norris to fire another 37 mm round at Jaramillo. Another 37 mm round was fired and Jaramillo yelled out in pain, but Jaramillo did not release the rag. Dep. Schierman told Norris to "Hit him again!" and Schierman heard another round fired. Schierman continued to have Norris fire the 37 mm rounds until he was out of rounds. Schierman then ran to Jaramillo and kicked the hand which still grasped the rag into his chest. Jaramillo immediately turned on his back and grabbed Schierman's leg. Schierman put his MP-5 on safe and grabbed one of Jaramillo's arms. Schierman and Norris were able to place Jaramillo's hands behind his back and he was handcuffed.

Dep. Schierman stated that he then called for fire and ambulance over the radio and they arrived within 45 seconds. Jaramillo was treated by rescue personnel and then was transported to the hospital.

Statement of Sergeant J. Howe

Sgt. Howe stated that on Tuesday morning, 9/7/99, at approximately 3:15 a.m., he received a telephone call from the watch commander, Capt. Keith Parks, requesting a less than lethal team in the city of Fillmore. Capt. Parks told him that there was a man with a gun at 704 Ventura Street. He stated that officers were already on scene and were talking to the man. Sgt. Howe told Capt. Parks that he would contact the team and would be enroute. Immediately upon hanging up the call from the watch commander, Sgt. Howe put out an All Call page for the Less Than Lethal Team to respond to a staging area at Carl's Jr. Restaurant. Sgt. Howe then drove to the location, arriving at

approximately 3:50 a.m..

Sgt. Howe stated that Sr. Deputy Carlos Macias was already on scene and Sgt. Mike De Los Santos, Sr. Deputy Schierman, Sr. Deputy Norris, Deputies Wright, Volpe, Orr, and Nickels arrived shortly thereafter. Sgt. Howe advised them of the circumstances and then the team was briefed by Deputy Hendren. Hendren told the team where the subject was located. He informed the team that Sgt. Larson was the scene commander and he told them that the subject was a wanted parolee and that he said he had a gun, but no one had seen it. Hendren stated that the subject was talking to Deputy Pina and that he had requested to have his parole agent come to the location.

During the briefing by Deputy Hendren, Parole Agent Romanowski arrived at the location. He told Sgt. Howe that the subject in the parking lot was Jose Jaramillo. He said that Jaramillo had been on parole for approximately one year after serving eleven or twelve years of a twenty-three year prison term for kidnapping and rape. He told the deputies that Jaramillo was a parolee at large and that he was wanted for a recent rape and may have been involved in a homicide in the Oxnard Plains area. While the team was talking to Romanowski, Capt. L. Warren, the Commander of the Fillmore Station, arrived on the scene. Sgt. De Los Santos briefed her on the situation. After receiving what Sgt. Howe felt was all the necessary information on the description of the subject and the scene, he briefed the Less than Lethal Team on his plan.

Sgt. Howe stated that the plan was for Deputy Volpe and Deputy Orr to drive to the east end of the parking lot. Their assignment was to insure that the subject could not escape if he ran eastbound.

Deputy Nickels with an SL6 and Sr. Deputy Macias with an MP5 as Nickels' cover officer were to

position themselves south of the subject. Their assignment was to act as the arrest team. Deputy Wright armed with an AR15 was to position himself west of the subject. His assignment was to insure that the subject did not leave the parking lot by going west. Sr. Deputy Norris carrying an SL6 with Sr. Deputy Schierman carrying an MP5 as Norris's cover officer were to accompany Sgt. Howe, also carrying an MP5, to the north west corner of the parking lot. Norris's assignment was to use the SL6 when appropriate. When the team moved into the area all of the Less than Lethal Team members were to relieve patrol deputies who were currently at those locations.

Deputies' Orr and Volpe drove to their location. Deputies' Nickels, Wright and Macias walked to their assigned location. Deputies Norris, Schierman and Sgt. Howe, accompanied by Parole Officer Romanowski, also walked to their location. To avoid detection by Jaramillo, Deputies Norris, Schierman, Parole Officer Romanowski and Sgt. Howe walked north across Hwy 126, through the parking lot of the Supermarket, behind a Texaco Station and then back across Hwy 126.

Sgt. Howe stated that his team arrived at their assigned location at approximately 4:45 a.m.. They immediately relieved the deputies on scene. One of those deputies was Max Pina who was speaking with Jaramillo upon their arrival. As Howe's team took up their positions, Romanowski began conversing with Jaramillo. Jaramillo recognized Romanowski as his parole officer and Romanowski urged him to surrender. While Romanowski was talking to Jaramillo, Sgt. Howe saw Nickels, Macias and Wright come into the parking lot from the south and move to their positions. Nickels and Macias took cover behind a patrol car, which was parked in the south side of the parking lot. Deputy Wright moved to the west and out of Sgt. Howe's view.

Sgt. Howe stated that, as Romanowski continued talking with Jaramillo, he obtained a sight picture

on the subject and asked Norris if he had a good sight picture. Norris told Howe that he did. Jaramillo was standing facing in a northwesterly direction so that Howe's team could see his face clearly. He had a lightweight windbreaker draped over his right shoulder and arm. Howe could not see Jaramillo's right hand and when Jaramillo lit a cigarette he used his left hand to hold the cigarette and brought it down to his right hand which remained obscured by the windbreaker.

Sgt. Howe told Schierman to advise the team that they were going to be taking action when appropriate. Sr. Deputy Schierman made a radio announcement that the less than lethal team had control and would be using less than lethal devices which may give off a loud noise. After Schierman made this announcement Sgt. Howe heard Sgt. De Los Santos request a patrol roll call to insure that all officers on scene had heard the announcement. Sgt. Howe stated that because he was focused on Jaramillo he did not monitor patrol response to this roll call. While this activity was occurring, Jaramillo was turning from side to side so that Howe did not always have a full frontal view of him.

Sgt. Howe told Norris to take the shot when he felt it was appropriate. Norris was to Howe's immediate left. Howe stated that at approximately 4:55 a.m. Norris pulled the trigger on the SL6 striking Jaramillo with a projectile in the right abdominal area. Jaramillo immediately went to the ground screaming in obvious pain. Sgt. Howe saw Macias and Nickels leave cover and begin to approach Jaramillo. Jaramillo began to get up off the ground and Norris fired another less than lethal baton round at him. It appeared to Sgt. Howe that the baton struck Jaramillo on the right side of his body. Jaramillo went down again and immediately rose to feet and began moving toward Nickels and Macias. Jaramillo's right hand was still concealed by the jacket. As he moved toward

Nickels and Macias he began to raise his right hand in their direction. When Jaramillo did this Sgt. Howe heard the distinct sound of two 9mm shots being fired. Shortly thereafter he heard and saw light sound diversionary devices being deployed. Sgt. Howe stated that he also heard a third report, which he initially thought might have been an AR-15 being fired. Dep. Schierman and Sgt. Howe moved to their right and through a break in a chain link fence and began to approach Jaramillo on foot. Norris climbed over the chain-linked fence and also began to approach Jaramillo. Sgt. Howe stated that he shouted for everyone to cease-fire as they approached Jaramillo. As this was occurring Jaramillo was again rising to his feet. Norris continued to fire his SL6, striking Jaramillo several times. At one point Jaramillo was lying on his back with his feet up in a fetal type position. He had his right hand still covered and brought it under his chin as though to shoot himself in the head. At that point Norris fired one round striking him in the buttocks area. Jaramillo took his hand away from his chin and waved it around at the approaching deputies. Sgt. Howe stated that he was convinced at this point that he did not have a gun in his hand and told the deputies to "take him," indicating that he wanted them to go hands on and take Jaramillo into custody. Jaramillo was subdued and handcuffed even as he continued to struggle.

Sgt. Howe stated that he could see a large laceration on Jaramillo's right forearm elbow area and there appeared to be blood in the area of his right hip. Howe requested emergency services and firemen responded to the scene. Sgt. Howe then radioed that there had been an officer involved shooting and requested investigators respond to the scene.

Sgt. Howe stated that he asked who had fired their weapons and Sr. Deputy Macias told him that he

had fired his MP5 twice. He told Sgt. Howe that he had been in the semi automatic mode. Sgt. Howe asked if anyone else had fired and was told that Deputy Pettit, a patrol officer, had fired a shotgun. As firemen and ambulance personnel arrived on scene Sgt. Howe told them that they were at a crime scene and to be careful with their movements. He also told Sgt. Larson to get crime scene perimeter tape around the area.

While Jaramillo was being treated at the scene, Sgt. Howe observed two distinct entry wounds to Jaramillo's right lower hip area. He stated that he could not tell the caliber of the weapon that these wounds came from. After the initial treatment Jaramillo was transported by ambulance to Santa Paula Hospital.

Sgt. Howe instructed Depts. Macias and Pettit to go to the Fillmore Station to await debriefing by investigators. As this was occurring, Capt. Warren and Sgt. De Los Santos arrived. Sgt. Howe briefed them on what had occurred and they told him that investigators were enroute. Sgt. Howe told the rest of his team to respond back to Carl's Jr. for debriefing. A short time later Sgt. Howe joined them at Carl's Jr. The team spoke briefly about the incident and then waited for investigators to arrive.

Statement of Senior Deputy Carlos "Mike" Macias

Sr. Dep. Macias was interviewed by Det. Dan Thompson and Sgt. Tim Lorenzen in the presence of his attorney at approximately 1:00 p.m. on 9-7-99. After his interview, he walked investigators through a re-enactment of the shooting.

Sr. Dep. Macias told investigators that he was at his residence in [REDACTED] when he received a

page from Sgt. Howe at approximately 3:33 a.m.. The page notified him that a less than lethal team was needed in Fillmore because of a possibly suicidal man with a gun. The page further notified him that the staging area was to be at the Carl's Jr. restaurant. Macias stated that he grabbed his gear and responded to the staging area. Macias believed that he was the first S.W.A.T. team member to arrive on scene. Approximately 15 minutes later the remainder of the Less Than Lethal Team arrived at the staging area. [Sr. Dep. Macias described the briefings by Boris Romanowski, Dep. Hendren, and Sgt. Howe in the same manner that the other witnesses had described them.]

Macias stated that his assignment was to deploy with Deps. Wright and Nickels. Dep. Nickels was to be armed with the non-lethal SL-6 and Macias was to act as his cover officer. The two of them were to take up a position at Sgt. Larsen's car at the south end of the parking lot. They were to act as an arrest/rescue team. If Jaramillo ran south, Dep. Nickels was to take a less than lethal shot. Dep. Wright was armed with an AR-15 and was to cover the entire incident.

Once Macias arrived at Sgt. Larsen's vehicle he could see Jaramillo standing near a curb bordering the grass in the northwest end of the parking lot. Jaramillo had a jacket draped over his right arm and appeared to be talking to S.W.A.T. officers Norris, Schierman, and Howe, who were behind two electrical boxes. At one point Jaramillo had a cigarette in his mouth and his hands were down by his waist trying to light a match. Jaramillo appeared to be having difficulty doing this due to his right hand being covered with the jacket. Macias stated that because of Jaramillo's actions and the fact that Jaramillo did all of the manipulation of the cigarette and match with his left hand, Macias believed that Jaramillo had the gun in his right hand.

Macias told the investigators that something happened or something was said that caused Jaramillo

to throw down his cigarette. Macias then heard Sr. Dep. Schierman broadcast a warning on the radio advising everyone that flash/bangs might be deployed and that a less than lethal gun might be discharged. After the broadcast, Macias told Dep. Nickels that "they were about to shoot" Jaramillo with the SL-6 and asked Nickels if he was ready. Nickels responded that he was at about the same time that Dep. Schierman transmitted: "Mike, You're arrest/rescue." Macias stated that he acknowledged the transmission.

Sr. Dep. Macias stated that he heard the "pop" from a SL-6 being fired and then saw Jaramillo fall straight back. Macias yelled to Nickels "Let's go! Let's go!" and he and Nickels went around the front of Sgt. Larsen's patrol car and began running toward Jaramillo. Macias was yelling to Jaramillo "Let me see your hands! Let me see your hands!" Jaramillo suddenly got up and started running toward the deputies and Dep. Nickels threw a flash/bang device toward him.

Macias stated that Jaramillo continued toward them and then stopped and assumed an isosceles shooting stance, bringing both arms up to about shoulder level, extended toward the deputies, with his left hand cupped under his right hand. Macias told investigators that he had his MP-5 set on semi-automatic and had it shouldered at the "low ready" position. Believing that Jaramillo was about to shoot at the deputies, Macias elevated the muzzle of his MP-5 and fired one round at Jaramillo. After the first shot, Macias observed Jaramillo spin around. Macias told the investigators that because Jaramillo was still pointing "his weapon" at Macias, Macias fired a second shot at Jaramillo within a second or two of the first. With Jaramillo now down on the ground, Macias stopped and assessed the situation, yelling at Jaramillo to show his hands. Macias stated that Jaramillo was spinning on his back, yelling "Just kill me. Just kill me." Jaramillo's hands were still

in a pointing position when Dep. Norris shot him with one or two non-lethal rounds. Jaramillo reacted to the non-lethal rounds in such a way that Macias was able to see that he did not have a gun in his right hand. Macias put his MP-5 on "safe" and slung it on his shoulder so that he could grab Jaramillo.

Dep. Norris grabbed Jaramillo's jacket off his right hand and yelled to the other deputies "He doesn't have a gun! He doesn't have a gun!" Macias and Schierman then grabbed Jaramillo, turned him onto his stomach, and handcuffed him.

Sr. Dep. Macias told investigators that he did not know where Dep. Nickels was when the shooting occurred, but because of their training, he believed Nickels would always have been on his left.

Macias stated that, because Nickels was carrying the less than lethal weapon, it was Macias' responsibility to protect him. Macias emphasized that his sole responsibility was to protect Dep. Nickels. Macias stated that he never saw any of the patrol deputies engage Jaramillo.

Statement of Deputy Marty Pettit

Dep. Pettit was interviewed by Det. Dan Thompson and Sgt. Tim Lorenzen in the presence of his attorney at approximately 11:35 a.m. on 9-7-99. As he was being interviewed, Pettit walked investigators through a re-enactment of the shooting.

Dep. Pettit stated that he was working a county patrol car with his partner, Dep. Booker, in the area of 4th and Blaine Streets when he heard Dep. Arnold broadcast that he was on his way to Von's on the call of a man with a gun and was requesting backup. At the time of the call, Pettit and Booker

had left their vehicle and were on foot. When the call came through, Dep. Booker joined Dep. Hendren and responded to Dep. Arnold's location in a Fillmore city car, while Pettit retrieved the county car.

Dep. Pettit stated that he heard Dep. Arnold radio that he was at the Von's shopping center and was unable to locate the subject so Pettit drove to the Ultra Mart, thinking that Jaramillo might have gone back there. At the Ultra Mart Pettit talked to the clerk, ■■■■■h. ■■■■■h told Pettit the same information that has been listed previously in this report. (See Statement of ■■■■■h.)

Dep. Pettit stated that he heard dispatch advise that Jaramillo was at the Chevron station and he responded to that location. When he arrived at the Chevron station, Pettit saw Sgt. Larsen and one or two other deputies confronting Jaramillo in front of the station. Sgt. Larsen was telling Jaramillo to stop and put his hands up, but Jaramillo was not complying. Jaramillo walked quickly toward "A" Street and Dep. Pettit stopped his patrol unit in the middle of "A" Street near the driveway to the Chevron station. Jaramillo walked in front of Pettit's unit with Sgt. Larsen and Dep. Stephens following him on foot. Jaramillo would wave his right arm, which was completely covered with a jacket, and yell "I don't want to talk to you. I want Pina."

After Jaramillo and the deputies passed him, Pettit drove forward and parked his patrol car just past the southeast corner of the shopping center parking lot. Pettit got out of his patrol car and immediately chambered a round in his duty shotgun. Pettit stated that he seemed to recall this action causing Jaramillo to turn and look in his direction. Pettit positioned himself to the north of a trash enclosure in the southwest corner of the parking lot. After noticing the possibility of being caught in

a crossfire situation, Pettit moved to the southeast corner of the trash enclosure, where dep. Stephens was. Pettit told investigators that he and Stephens stayed near the southeast corner of the trash enclosure for the duration of the incident, which he believed lasted approximately an hour and a half.

During the subsequent standoff, Dep. Pettit could hear Jaramillo yelling that he wanted to talk to Pina and his parole officer. Deputies were yelling at him to show his hands, but Jaramillo responded that he had a gun and that if he took his hands away the deputies would rush him. Pettit stated that Jaramillo's right hand continually remained covered at his right waist area. Pettit said that Jaramillo was either holding a gun or simulating holding a gun the entire time. On a few occasions, Dep. Pina carried something out to Jaramillo. When Pina did so, Dep. Pettit would move to the south and east to keep Pina out of his line of fire. When Pina moved back to a place of safety, Pettit would return to the southeast corner of the trash enclosure.

Pettit told investigators that he saw Jaramillo move onto the grass several times as Dep. Arnold engaged him in conversation. During the conversations Jaramillo would become agitated and, although Pettit could not hear what was being said, Pettit believed that Jaramillo was getting impatient. At one point Jaramillo threw down a match as if he were very angry. At another point, Jaramillo walked a short distance to the east and began pointing with his left index finger as if counting the deputies in the area.

After the deputies were on scene for about fifteen minutes, Sgt. Larsen radioed Stephens and Pettit

"If he goes, you guys have the angle." Believing that Larsen was telling them they had the shot, Pettit radioed back to Larsen asking him if he meant by "goes" Jaramillo running or pointing. Sgt. Larsen radioed back "If he points." Pettit told investigators that was the key; if he had to take a shot, it would be if and when Jaramillo pointed. Pettit added that for an hour and a half he kept close watch on Jaramillo's right hand. He stated that he was watching Jaramillo's hand as closely as he possibly could.

When the S.W.A.T. team arrived, two or three team members were deployed behind Sgt. Larsen's unit, which was parked at the south end of the parking lot. Pettit was told that there was a non-lethal weapon at that location. A S.W.A.T. team member with an AR-15 came to Pettit's location and got behind Pettit. Pettit saw a few others behind the utility boxes near the USA gas station.

Dep. Pettit stated that the S.W.A.T. team member who was deployed near him told him that the team was going to "shoot a non-lethal and then turn the dog on him." After being told this, Pettit heard a radio transmission stating "When you hear the round go off from the non-lethal, don't let it startle you and fire. We're deploying a non-lethal." Following this transmission, everyone on scene radioed back to acknowledge that they had heard the transmission. Shortly after this, the first non-lethal round was fired.

Pettit stated that Jaramillo was on the grass when the first non-lethal round was fired. Pettit did not know where the round came from, but believed that it was fired from close proximity to Jaramillo because Jaramillo reacted to the shot by falling to the ground or stumbling. Pettit wasn't sure, but believed that a second non-lethal round was then fired. Jaramillo turned and began quickly moving

toward Sgt. Larsen. S.W.A.T. officers were yelling for Jaramillo to stop and put his hands up. Jaramillo did not stop and Pettit heard more non-lethals going off. As Jaramillo continued going south, Pettit and the S.W.A.T. officer with him moved away from the enclosure wall. Pettit stated that he had his shotgun shouldered and was tracking Jaramillo as he continued to move in a southerly direction. Pettit expected Jaramillo to go down, but, instead, he began moving quicker. Jaramillo leaned forward and raised his right arm straight out from his body. Jaramillo's jacket was still covering his right hand and Pettit could not see what was in his hand. However, Jaramillo's hand was extended in front of him to the point that Pettit "could see light under his right arm." Pettit believed that Jaramillo was aiming at the deputies south of him and Pettit fired one round from his shotgun. Pettit told investigators that he saw Jaramillo go down and he knew that he had hit him. Pettit watched as S.W.A.T. officers moved in to subdue Jaramillo. Pettit stated that the S.W.A.T. team had to fire additional non-lethal rounds before they were able to control Jaramillo and get him handcuffed.

Pettit was not sure, but he thought he heard gunfire before and after he fired his shotgun. He thought those reports could, however, have been non-lethal rounds. After he had fired his shotgun, Pettit ejected his empty casing and charged his shotgun in case he had to fire again. Immediately after that, he heard Dep. Stephens yelling "Marty, let them handle it. Let them handle it."

Physical Evidence

Bureau of Identification personnel photographed and collected six expended SL-6 baton rounds, two "flash/bang" distraction devices, two spent .9 mm casings, and a spent shotgun shell from the scene. Hospital records indicate that Jaramillo had bruising from the rubber batons in his chest area and

two .9mm gunshot wounds to his lower abdomen. He also had shotgun pellet wounds on his right leg, back, and both arms.

The spent shells at the scene were compared to Deps. Macias' and Pettit's firearms and were determined to have come from those guns by [REDACTED]

LEGAL PRINCIPLES

The shooting of another person in self-defense or in the defense of others is justifiable and not unlawful.

The law of self-defense and the defense of others was codified in 1872 and has remained substantially unchanged since then. It is found in Penal Code §§ 197 through 199. It requires that the user of deadly force honestly believes that he or someone else is in imminent and deadly peril, and that a reasonable person in the same circumstances would believe the same and would deem it necessary to use deadly force in order to protect against such peril.

In determining whether a person acting in self-defense, or in the defense of others, acted properly upon the appearance of danger, the law recognizes that a person experiencing a stressful event is not able to reflect upon his actions and the perceived threat against him or others, to the same degree as a person who is not being confronted by an emergency situation. When police officers encounter potential threats of deadly attack, the warning is often instantaneous and the danger immediate. The law recognizes this situation: "Where the peril is swift and imminent and the

necessity for action immediate, the law does not weigh in too nice scales the conduct of the assailed and say he shall not be justified in killing because he might have resorted to other means to secure his safety." People v. Collins (1961) 189 Cal. App. 2d 575, 589. The officer may and must make his often instantaneous decision based upon appearances of danger and not its actual existence. "He may act upon such appearances with safety and if without default or carelessness, he is misled concerning them and defends himself correctly according to what he supposes the fact to be, his act is justifiable..." People v. Collins, supra, at 588. See also CALJIC 5.51.

The law provides that actual danger is not necessary to justify the exercise of self-defense. Thus, the right to self-defense is the same whether the danger is real or merely apparent. People v. Jackson (1965) 233 Cal. App. 2d 639, 641-42. The honest and reasonable perceptions of the person utilizing the force are [REDACTED] - not the facts as later determined by others. See People v. Clark (1982) 130 Cal. App. 3d 371, 377.

Evaluation

Although Jaramillo did not have a gun, as the result of his own statements and actions, everyone who had contact with him on 9-7-99 believed that he did.

Both deputies state that they fired their weapons when they thought that Jaramillo was about to open fire on deputies. Their description of what happened is corroborated by the other deputies, who were at the scene, and by [REDACTED] [REDACTED], who witnessed the shooting.

It appears clear that the two deputies shot Jaramillo under the reasonable belief that it was necessary

SUMMARY OF EVENTS

- 5/9/98, JARAMILLO PAROLED TO PARENT'S RESIDENCE IN OXNARD.
- 7/10/99 JARAMILLO ATTACKS HIS NEXT DOOR NEIGHBOR (OXPD #99-15538).
- 7/12/99, JARAMILLO BECOMES A "P.A.L."
- 7/20/99, WARRANT ISSUED FOR THE OXPD CASE (99-15538) \$100,000.00 BAIL.
- FILLMORE DEPUTIES HAVE FLYER AND WARRANT INFORMATION. THEY ARE AWARE THAT JARAMILLO HAS TIES TO FILLMORE.
- 0300 HRS. - JARAMILLO CONTACTS PARAMO TO USE PHONE TO CALL HIS BROTHER [REDACTED] JARAMILLO CALLS [REDACTED] AND TELLS HIM THAT "HE'S TIRED OF RUNNING, HE SAID HE DOESN'T WANT TO HIDE AND STEAL, AND HE'S NOT GUILTY" HE ALSO TOLD [REDACTED] "IF I HAVE TO....I'LL HAVE TO SHOOT IT OUT BEFORE I GO BACK TO PRISON".
- 0300 HRS. - JARAMILLO WALKS TO THE "ULTRAMAR" GAS STATION AND TELLS THE ATTENDANT TO CONTACT DEP. PINA AND HIS PAROLE OFFICER. JARAMILLO ALSO TELLS THIS PERSON THAT HE HAS A GUN. INFORMATION WRITTEN DOWN BY THE ATTENDANT WHO CALLS THE POLICE, NOTE RECOVERED.
- DEPUTIES BEGIN THEIR SEARCH FOR JARAMILLO IN THE AREA OF THE VONS SHOPPING CENTER.

- 0330 HRS. - JARAMILLO CONTACTS THE ATTENDANT AT THE CHEVRON GAS STATION AND TELLS HIM THAT "THE COPS ARE LOOKING FOR ME AND I GOT A GUN". THERE WAS ALSO TALK BY JARAMILLO THAT "HE WAS NOT GOING TO BE TAKEN EVEN IF HE HAD TO SHOOT HIS WAY OUT". JARAMILLO ALSO TALKS TO OUR DISPATCHER FROM THE STATION PHONE.
- DEPUTIES MAKE CONTACT WITH JARAMILLO AS HE EXITS THE CHEVRON STATION WITH HIS HAND CONCEALED WITHIN A JACKET. DEPUTIES DEMAND THAT HE SHOW HIS HANDS. JARAMILLO IGNORES THE DEPUTIES WITH THEIR GUNS DRAWN AND WALKS ACROSS THE STREET TO THE PARKING LOT OF VONS MARKET. HE ALSO TELLS THE DEPUTIES THAT HE HAS A GUN.
- JARAMILLO MAKES DEMANDS THAT HE WANTS TO TALK TO DEPUTY MAX PINA AND HIS PAROLE OFFICER, BORIS ROMANOWSKY.
- 0450 HRS. - THE LESS THAN LETHAL TEAM ARRIVES ON SCENE, AND TAKES OVER. ROMANOWSKY TELLS JARAMILLO THAT HE NEEDS TO SURRENDER.
- 0455 HRS. - THE LESS THAT LETHAL TEAMS INITIATES CONTACT BY USING A "SL6" BATON ROUND THAT KNOCKS JARAMILLO TO THE GROUND. WHEN OFFICERS APPROACH TO MAKE THE ARREST, JARAMILLO GETS TO HIS FEET AND COMES AT TWO OFFICERS WITH HIS ARMS EXTENDED IN A COMBAT STANCE. ONE OFFICER SHOOTS JARAMILLO WITH A 9 MM, AND ANOTHER SHOOTS HIM WITH A 12 GA. SHOTGUN. WHEN JARAMILLO GOES TO THE GROUND, HE IS STILL FIGHTING WITH THE DEPUTIES AND IS STRUCK WITH FOUR MORE ROUNDS OF THE "SL6". JARAMILLO YELLS AT THE DEPUTIES TO "FINISH HIM". WHEN HE IS FINALLY SUBDUED, IT IS LATER DISCOVERED THAT HE HAD A 10" BUTCHER KNIFE IN THE SLEEVE OF HIS JACKET.

(TIMES ARE APPROXIMATE)

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D.	3 BEAT	4 RB NUMBER							
		6030	6811	99-67780							
<input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____		<input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____									
7 CODE SECTION / DESCRIPTION (INCIDENT) DEPUTY INVOLVED SHOOTING		8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)								
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)								
15 OCCURRED FROM	MO. DAY YR. TIME	16 DOW	17 OCCURRED TO	MO. DAY YR. TIME							
	9 7 99 0300	TUE		9 7 99 0530							
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP											
636 VENTURA ST. (VON'S PARKING LOT), FILLMORE, CA 93015											
20 CODE: V-VICTIM W-WITNESS R-REPORTING PARTY F-FINDER O-OWNER P-PARTY											
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	26 HT	26 WT	27 HAIR	28 EYES	28 DOB	30 AGE	
A1	JARAMILLO, JOSE, LUIS		H	M	5'10"	215	BRO	BRN			
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)			CITY	STATE	ZIP	32 RESIDENCE PHONE					
[REDACTED]			OXFORD, CA			() -					
33 BUSINESS / SCHOOL NAME			ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	34 BUSINESS PHONE				
						() -					
35 OCCUPATION (<input type="checkbox"/> STUDENT)			36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE					
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			42 OTHER CHARACTERISTICS / VIN NO.						
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE	
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)			CITY	STATE	ZIP	54 RESIDENCE PHONE					
						() -					
55 BUSINESS / SCHOOL NAME			ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	56 BUSINESS PHONE				
						() -					
57 OCCUPATION (<input type="checkbox"/> STUDENT)			58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE					
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			64 OTHER CHARACTERISTICS / VIN NO.						
65 ARSON		66 BURGLARY		68 THEFT		70 FORGE / WEAPON		72 SPECIAL INTEREST			
<input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other		<input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other		<input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other		<input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other		(Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input checked="" type="checkbox"/> Parole <input type="checkbox"/> Other			
69 VALUE / DOLLAR LOSS		67 ROBBERY		69 VALUE / DOLLAR LOSS		71 DOMESTIC VIOLENCE / SEX / HATE CRIMES					
		<input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other		\$ _____ VALUE / DAMAGE LOSS \$ _____		<input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO					
73 DATE AND TIME REPORTED		74 DATE / TIME OF REPORT		75 REPORTING OFFICER / ID NO. / DIV. / UNIT			76 APPROVED BY / ID NO.				
9/7/99 0300		9/7/99 0930		R. ARNOLD/2274/WCP			[Signature]				
77 COPIES TO: <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER											

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 7 AGENCY IDENTIFIER CA0560000

78 RB NUMBER

99-67780

79 ADDITIONAL NAME (Complete Front Page First)											
81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker			82 RACE	83 SEX	84 HT	85 WT	86 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP								91 RESIDENCE PHONE ()			
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP				93 BUSINESS PHONE ()				94 OCCUPATION (<input type="checkbox"/> STUDENT)			
95 DAYS OFF			96 WORK HRS		97 INTERPRETER			98 OPERATOR'S LIC. NO. / STATE			
99 VEHICLE LIC. NO. / STATE		100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE					101 OTHER CHARACTERISTICS / VIN NO.				

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT: <input type="checkbox"/> Parties involved are described in 13700 (B) PC and <input type="checkbox"/> Incident was verbal only, <u>no</u> evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or <input type="checkbox"/> A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party. <input type="checkbox"/> A felony <input type="checkbox"/> A misdemeanor arrest was made for (_____ PC)						104 RELATIONSHIP OF PARTIES <input type="checkbox"/> SPOUSES <input type="checkbox"/> FORMER SPOUSES <input type="checkbox"/> DATING/ ENGAGED <input type="checkbox"/> FORMER DATING <input type="checkbox"/> COHABITANTS <input type="checkbox"/> FORMER COHABITANT <input type="checkbox"/> PARENTS OF CHILD FROM RELATIONSHIP					
105 # OF PRIOR RESPONSES? _____ ALCOHOL/DRUG USE BY ABUSER? <input type="checkbox"/> Yes <input type="checkbox"/> No											

106 BICYCLE INFORMATION 107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 <input type="checkbox"/> Boys <input type="checkbox"/> ATB <input type="checkbox"/> Road <input type="checkbox"/> Hybrid <input type="checkbox"/> Girls <input type="checkbox"/> Juv. <input type="checkbox"/> BMX <input type="checkbox"/> Cruiser		109 COLOR	110 MAKE / MODEL	111 FRAME SIZE	112 WHEEL SIZE	113 GEARS	114 SERIAL NUMBER
115 LICENSE NO. / CITY		116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS				117 VALUE	

119 NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime List stolen / lost property (use format below.) Enter total value/dollar loss on #69. All suspect information on Suspect Report.

119 PROPERTY CLASSIFICATION CODES SP - STOLEN PROPERTY LP - LOST PROPERTY		PROPERTY CODES A - CURRENCY / NOTES B - JEWELRY / PRECIOUS METALS C - CLOTHING / FURS D - VEHICLE E - OFFICE EQUIPMENT F - ELECTRONIC EQUIPMENT G - FIREARMS H - HOUSEHOLD GOODS I - CONSUMABLE GOODS J - LIVESTOCK K - MISCELLANEOUS	
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120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE
/			9/7/99 APPROXIMATELY 0300HRS, DEPUTY WIGGINS AND I (3811) WERE IN OUR UNIT PATROLLING IN FILMORE WHEN WE WERE TOLD TO CALL DISPATCH IN REFERENCE TO A CALL.					
/			DISPATCH ADVISED US THAT JOE JARAMILLO WALKED INTO THE ULTRA MAR GAS STATION (117 VENTURA ST.) AND STATED HE HAD A GUN. WE WERE ALSO TOLD HE WANTED TO TALK TO HIS PAROLE AGENT. DISPATCH THEN ADVISED US THAT JARAMILLO WAS AT VON'S IN FILMORE.					
/			THE FILMORE DEPUTIES WERE AWARE THAT JARAMILLO WAS WANTED BY OXNARD POLICE FOR AN ATTACK ON AN ELDERLY WOMAN. WE ALSO KNEW HE WAS ON PAROLE AND THERE WAS A FELONY,					

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 7 & Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6811	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE	
			\$100,000 WARRANT FOR HIS ARREST.						
			<p>DEPUTY WIGGINS AND I IMMEDIATELY NOTIFIED THE FILMORE UNITS, VIA UNIT RADIO, OF THE SITUATION. THE UNITS SEARCHED THE ULTRA MAR AND VONS SHOPPING CENTER BUT WE COULD NOT FIND JARAMILLO.</p> <p>A FEW MINUTES LATER, DISPATCH ADVISED THE FILMORE UNITS THAT JARAMILLO WAS AT 704 VENTURA ST., THE CHEVRON GAS STATION. DEPUTY WIGGINS AND I ARRIVED JUST AS JARAMILLO WAS WALKING OUT OF THE FRONT DOOR OF THE GAS STATION. (I RECOGNIZED JARAMILLO FROM THE WANTED FLYER AND PAST CONTACTS WITH HIM.)</p> <p>DEPUTY WIGGINS TOOK COVER BEHIND OUR UNITS DOORS, WITHDREW OUR WEAPONS, AND ORDERED JARAMILLO TO STOP AND PUT HIS HANDS INTO OUR VIEW. JARAMILLO KEPT HIS RIGHT HAND COVERED WITH A JACKET AND YELLED, "I HAVE A GUN. I WANT TO TALK TO MAX PINA."</p> <p>JARAMILLO CONTINUED TO WALK BACKWARDS, EASTBOUND, ACROSS A' ST. AS DEPUTY WIGGINS, HENDREN AND I CONTINUOUSLY ORDERED HIM TO STOP AND SHOW US HIS HANDS.</p>						

13 DATE / TIME OF REPORT 9/7/99 0930	14 REPORTING OFFICER / ID NO / DIV / UNIT R. ARNOLD / 2274 / WXP	15 APPROVED BY / ID NO <i>[Signature]</i> # 101
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NARRATIVE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
 AGENCY IDENTIFIER CA0560000

(Continued)

Page 4 of 7

16 RB NUMBER

99-67780

JARAMILLO KEPT YELLING HE JUST WANTED TO TALK TO MAX PINA AS HE IGNORED OUR COMMANDS.

DEPUTY WIGGINS, HENDREN AND I FOLLOWED JARAMILLO AT GUNPOINT TO THE WEST SIDE OF THE VONS PARKING LOT. JARAMILLO STOPPED ON THE WEST CURB AND WIGGINS, HENDREN AND I TOOK COVER BEHIND TWO ELECTRICAL UTILITY BOXES AT THE SOUTH SIDE OF THE U.S.A. GAS STATION, ABOUT 50 FEET AWAY.

Sgt. LARSON PARKED HIS UNIT AT THE SOUTH SIDE OF THE PARKING LOT AND DEPUTY STEPHENS AND DEPUTY PETTIT WERE AT THE WEST SIDE OF THE PARKING LOT.

JARAMILLO KEPT HIS RIGHT HAND COVERED WITH A DARK JACKET AND HE CONTINUED TO ASK FOR MAX PINA AND HIS PAROLE AGENT, ROMANOWSKI. JARAMILLO ALSO SAID WHEN HE FINISHED TALKING, HE WOULD POINT HIS GUN IN THE AIR AND WE COULD KILL HIM. HE SAID HE DID NOT WANT TO GO BACK TO PRISON. HOWEVER, HE WANTED TO 'CLEAR THE AIR' AND TELL HIS SIDE OF THE STORY REFERENCE THE CRIME IN OXNARD TO MAX PINA AND ROMANOWSKI.

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 5 of 7 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
6030	6031	99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE	
			<p>DEPUTY MAX PINA ARRIVED AND HE STARTED TO TALK WITH JARAMILLO. JARAMILLO AGAIN SAID HE DID NOT WANT TO GO BACK TO PRISON FOR A CRIME HE DID NOT COMMIT. HE THEN WENT INTO GREAT DETAIL HOW HE WAS SET UP BY "THAT OLD LADY." (THE OXNARD CRIME)</p>						
			<p>JARAMILLO ASKED FOR A PAPER AND PEN AND THEY WERE DELIVERED TO HIM BY DEPUTY PINA. JARAMILLO WROTE SOMETHING ON THE PAPER AND THE PAPER WAS GIVEN TO DEPUTY PINA.</p>						
			<p>JARAMILLO WANTED A SOFT DRINK AND IT WAS DELIVERED TO HIM BY DEPUTY PINA. WE WAITED FOR ROMANOWSKI TO ARRIVE AND JARAMILLO BECAME MORE AGITATED. AT ONE POINT HE SAID IF ROMANOWSKI DID NOT SHOW UP SOON HE WOULD START SHOOTING. HE SAID HE DID NOT WANT TO HURT ANY OF US BUT HE WANTED US TO KILL HIM TONIGHT.</p>						
			<p>TWO HOURS LATER, (3) S.W.A.T TEAM MEMBERS IN CAMOFLAGE UNIFORMS AND HELMETS ESCORTED ROMANOWSKI TO OUR LOCATION BEHIND THE ELECTRIC UTILITY BOXES.</p>						

13 DATE / TIME OF REPORT	14 REPORTING OFFICER / ID NO. / DIV / UNIT	15 APPROVED BY / ID NO.
9/7/99 0930	R. Arnold / 2274 / WCP	<i>[Signature]</i> #100

NARRATIVE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

(Continued)

AGENCY IDENTIFIER CA0560000

18 RB NUMBER

Page 6 of 7

99-67780

ROMANOWSKI TOLD JARAMILLO SEVERAL TIMES TO SHOW US HIS HANDS AND PUT THE GUN DOWN. JARAMILLO IGNORED ROMANOWSKI'S COMMANDS.

AT ONE POINT, JARAMILLO WANTED TO KNOW THE CHARGES AGAINST HIM. ROMANOWSKI SAID THE ONLY CHARGE AGAINST HIM WAS A PAROLE VIOLATION.

AN ANNOUNCEMENT WAS MADE OVER THE RADIO THAT "LESS THAN LETHAL" FORCE WAS ABOUT TO BE USED. A ROLL CALL OF THE PATROL UNITS WAS MADE TO MAKE SURE WE UNDERSTOOD WHAT WAS ABOUT TO HAPPEN.

AFTER THE ROLL CALL, JARAMILLO WAS SHOT AND HE STAGGERED BACKWARDS AND FELL TO THE GROUND. HE GOT UP AND STAGGERED SOUTHBOUND IN THE PARKING LOT. TWO FLASH BANG DEVICES EXPLODED AND JARAMILLO WAS SHOT AGAIN. HE FELL TO THE GROUND AND YELLED, "FUCK YOU, FUCK YOU." HE ROLLED INTO A FETAL POSITION AND YELLED, "I'M GOING TO SHOOT MYSELF" AS HE BROUGHT HIS COVERED RIGHT HAND TO HIS FACE.

HE WAS THEN SURROUNDED BY SEVERAL S.W.A.T. TEAM MEMBERS WHO TOOK HIM INTO CUSTODY.

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS				2 R.D. 6030	3 BEAT 6801	4 RB NUMBER 99-67780																	
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL				6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>																			
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING				8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.													
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.													
15 OCCURRED FROM MO. DAY YR. TIME 9 7 99 0300				16 DOW TUE		17 OCCURRED TO MO. DAY YR. TIME				18 DOW													
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP 636 VENTURA ST. FILLMORE CA. 93015																							
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																							
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME S JARAMILLO, JOSE LUIS				23 RACE	24 SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE											
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)				CITY		STATE		ZIP		32 RESIDENCE PHONE													
33 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY		STATE		34 BUSINESS PHONE													
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE CA													
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		42 OTHER CH																			
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME				45 RACE	46 SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE											
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)				CITY		STATE		ZIP		54 RESIDENCE PHONE													
55 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY		STATE		56 BUSINESS PHONE													
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE													
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		64 OTHER CHARACTERISTICS / VIN NO.																			
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other			67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other			69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$			70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other			71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED 9-7-99/0300			74 DATE / TIME OF REPORT 9-7-99/1300			75 REPORTING OFFICER / ID NO. / DIV / UNIT J. HENDREN / 3074 WCP 6811			76 APPROVED BY / ID NO. [Signature] #101														
77 COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																							

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 5 # Continuation

AGENCY IDENTIFIER CA0560000


1 R.D. 6030	2 BEAT 6B1	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99 at approximately 0304 hours, I responded to the Vons Shopping Center located at 636 Ventura Street reference a man with a gun. Dispatch advised the Fillmore units (6A11,6B11,3B11,3B12 and 3S15) the man with the gun was Jaramillo. Deputy Arnold (3B11) advised Dispatch via the radio, "Jaramillo was wanted and is desperate". Dispatch advised us the call was received from the Ultramar gas station and Jaramillo was on his way to the Vons shopping center. I responded to the rear of the Vons shopping center and began checking the area for Jaramillo. I completed checking the area and did not locate Jaramillo. I parked my patrol car on the South East corner of the Vons shopping center and continued looking for Jaramillo.

Dispatch then advised us via the radio, Jaramillo was at the Chevron gas station with a gun. I responded from my location West on River Street to "A" Street. I drove North on "A" Street and stopped my patrol car on the West side of "A" Street South of the Chevron gas station. I parked my patrol car behind Deputy Stephens' patrol car. Deputies Wiggins, Arnold, Stephens, and Sgt. Larson were already at the Chevron Station with their guns pointed at Jaramillo. I could see Jaramillo was wearing a black jacket. Jaramillo had his right arm through the right sleeve of the jacket and the collar of the jacket was over his right shoulder. Jaramillo's left shoulder and arm was exposed and not covered by the jacket. Jaramillo had his right hand in the right jacket pocket. I pulled my gun from the holster and pointed at Jaramillo and took cover behind a patrol car that was parked on "A" Street. I was yelling along with the other deputies to "get down". I was unable to see Jaramillo's right hand. Jaramillo was yelling, "I have a gun, I have a gun, I just want to talk". Jaramillo walked from the Chevron gas station East across "A" street onto the Vons shopping Center grass area. The entire time I followed along side Jaramillo and yelled at him to "get down and stop walking". Jaramillo then stopped walking when he arrived at the edge of the grass area and the paved parking lot of the Vons shopping center located directly south of the USA gas station. I positioned myself behind a electrical service box behind the USA gas station and kept Jaramillo at gun point.

Jaramillo began demanding to speak to Deputy Pina and later asked for his Parole officer. Deputy Arnold advised Sheriff's dispatch of Jaramillo's requests. Dispatch later advised Deputy Pina was on his way to the scene from his residence. While we were waiting for Deputy Pina to arrive, Jaramillo began to smoke a cigarette. Jaramillo continued to hold his right hand in the jackets right pocket. Jaramillo lit the cigarette with a match using his left hand. Jaramillo did not use his right hand and kept it in his jacket pocket as if he was holding a gun. Deputy Arnold spoke to Jaramillo in an effort to calm him. Deputy Arnold spoke to Jaramillo about the charges against him. When Deputy Pina arrived, he positioned himself next to me behind the electrical service box. I turned my micro cassette tape recorder on and placed it on top of the electrical service box to tape Jaramillo's conversation with Deputy Pina. Deputy Pina began talking to Jaramillo which made Jaramillo seem less hostile. Jaramillo asked for a pen and piece of paper so he could write something down. Deputy Pina walked away from the electrical service box and gave Jaramillo a pencil and piece of paper. Jaramillo wrote something on the paper and Deputy Pina later retrieved it.

13 DATE / TIME OF REPORT 9-7-99 / 0300	14 REPORTING OFFICER / ID NO / DIV / UNIT J. HENDREN 3074 WCP 6B11	15 APPROVED BY / ID NO  # 609
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 4 of 5 @ Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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There was vehicle traffic entering the Vons shopping center from "A" Street. I left my position behind the USA gas station and moved a patrol car to the entrance of the Shopping center to prevent any other traffic from entering the area to prevent possible injuries to citizens. I then returned to the electrical service box next to Deputy Pina. A short time later, I took Deputy Arnold's micro cassette tape recorder, turned it on, and placed it next to my tape recorder on the electrical service box. The tape recorders were placed on the electrical service box together to record the incident uninterrupted. Later, Deputy Wiggins placed his micro cassette tape recorder on the electrical service box after one of the recorders turned off.

Later Sgt. Larson advised me to meet with Sgt. De Los Santos to brief him of the situation. I left my position, walked South on "A" Street to River Street where Sgt. De Los Santos was waiting. Sgt. De Los Santos drove me to the Carls Jr. where the "Less Than Lethal" team was staging. I drew a rough sketch of the area and showed the positions of the deputies on scene and Jaramillo's location. I advised the Less Than Lethal Team of Jaramillo's clothing, his threats with the gun and the position of his right hand. A short time later, the Less Than Lethal Team was deployed. Sgt. De Los Santos drove me back to River Street and "A" Street.

I walked North on "A" Street to a position behind a electrical service box adjacent to "A" Street South of my original location. I met up with Deputy Stephens and Deputy Pettit. Deputy Pettit had a shotgun and was pointing it at Jaramillo. Deputy Pettit was standing on the South side of the electrical service box. Deputy Stephens was pointing his handgun at Jaramillo. Deputy Stephens was standing next to Deputy Pettit. I pulled my handgun and took up a position behind the electrical service box. A short time later, the Less Than Lethal Team arrived at my location. I gave up my position to a Less Than Lethal Team member. I moved over next to Deputy Pettit. An unknown person announced on the radio, the Less Than Lethal Team will be deploying and will handle lethal and non lethal force. A roll call was completed to confirm the units on the perimeter heard this announcement. I brought my handgun down to the "ready" position.

The Less Than Lethal Team then deployed a 37 MM less than lethal round and hit Jaramillo. Jaramillo fell to the ground. Jaramillo then got up and began running South. Two "Flash/Bang" Light/Sound diversionary devices were deployed. Jaramillo changed his direction while running several times. Jaramillo was then hit several more times with the 37 MM rounds. Jaramillo stumbled and then began running South again. Jaramillo then raised his right arm and extended it towards Sgt. Larson and some Less Than Lethal team members that were approaching Jaramillo. It appeared Jaramillo was going to shoot the Deputies. I raised my handgun and pointed it towards Jaramillo. I then heard a loud "bang" from my left. I saw Jaramillo fall to the ground. The Less Than Lethal team then approached Jaramillo. Jaramillo was yelling, "I'm going to shoot myself" several times. I heard orders from the Less Than Lethal Team for Jaramillo to "show your hands". Jaramillo was on the ground moving around quickly. Jaramillo would not comply with the orders to show his hands. I saw the Less Than Lethal Team arrive at Jaramillo's position. Jaramillo was lying on his back kicking at the Less Than Lethal Team members. Jaramillo was yelling, "fuck you" repeatedly. The members of the team struggled with Jaramillo in an attempt to pull his hands

13 DATE / TIME OF REPORT

9.7.99/1300

14 REPORTING OFFICER / ID NO / DIV / UNIT

J. HENDREN 3074 WCP 6B11

15 APPROVED BY / I.D. NO

[Signature] #10

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 5 of 5 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 63	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND/MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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free. After a brief struggle, the Less Than Lethal Team Members were able to secure Jaramillo's hands behind his back.

Deputy Pettit moved forward ahead of me with the shotgun in hand. Deputy Pettit charged the shotgun and I saw a spent shell fall from the shotgun. I then knew Deputy Pettit fired at Jaramillo. Fillmore Fire Department and American Medical Response arrived on scene to treat Jaramillo for his injuries. The fire department and ambulance were staging at the Carls Jr. Restaurant.

I left Deputy Pettit with Deputy Stephens and went to my patrol car to begin securing the crime scene. Myself along with other unidentified deputies secured the scene with crime scene tape. Jaramillo was later transported to the Santa Paula Hospital Emergency room. Deputies Wiggins and Arnold responded to the hospital with Jaramillo.

I remained at the scene securing the perimeter until Sgt. Lemay relieved me of my duties.

My audio tape was released to S.S.T. [REDACTED]

13 DATE / TIME OF REPORT

9.7.99 / 0300

14 REPORTING OFFICER / ID NO / DIV / UNIT

J. HENDREN / 3074 WCP 6011

15 APPROVED BY / ID NO

[Signature] #150

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS				2 R.D. 6030		3 BEAT 60801		4 RB NUMBER 99-67780															
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL					6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE																		
<input type="checkbox"/> CASE CLEARED <input type="checkbox"/>					<input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>																		
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING				8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.													
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Fel.													
15 OCCURRED FROM MO. DAY YR. TIME 9 7 99 0300				16 DOW TUES		17 OCCURRED TO MO. DAY YR. TIME				18 DOW													
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP VONS SHOPPING CENTER 636 VENTURA ST. FILLMORE, CA 93015																							
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																							
21 CODE A	22 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMILLO, JOSE LUIS				23 RACE H	24 SEX M	25 HT 5'10"	26 WT 215	27 HAIR BRN	28 EYES BRN	29 DOB	30 AGE											
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)							CITY OXNARD		STATE CA	ZIP		32 RESIDENCE PHONE											
33 BUSINESS / SCHOOL NAME UNEMPLOYED							ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	34 BUSINESS PHONE											
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF UNK		37 WORK HRS UNK		38 INTERPRETER NO		39 OPERATOR'S LIC. NO. / STATE UNK													
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE						42 OTHER CHARACTERISTICS / VIN NO.															
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME				45 RACE	46 SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE											
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)							CITY		STATE	ZIP		54 RESIDENCE PHONE											
55 BUSINESS / SCHOOL NAME							ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	56 BUSINESS PHONE											
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE													
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE						64 OTHER CHARACTERISTICS / VIN NO.															
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other			67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other			69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$			70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other			71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED 9-7-99 0300			74 DATE / TIME OF REPORT 9-7-99 0900			75 REPORTING OFFICER / ID NO. / DIV. / UNIT WILBINS #3072 / WCP / FILLMORE			76 APPROVED BY / ID NO. [Signature] #100														
77 COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																							

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6801	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99, at about 0301 hours, Deputy Arnold and I were asked to call dispatch to receive a call for service. When I called, the dispatcher told us (A) Jose Jaramillo was at the Ultramar Gas Station with a gun and wanted to meet at the Vons Shopping Center to talk. Jaramillo was wanted parole violator and is also wanted by the Oxnard Police Department for a battery.

Arnold and I arrived at the shopping center a few minutes later and were not able to locate Jaramillo. While we were searching the area for Jaramillo, dispatch advised us he was at the Chevron Gas Station. We arrived at the Chevron Gas Station and as we pulled into the driveway, saw Jaramillo exiting the door of the mini-mart. I exited our patrol and drew my weapon and ordered Jaramillo several times to show both his hands. Jaramillo's left hand was visible; however, the right side of his body was covered by a windbreaker. Jaramillo ignored my repeated orders and continued walking E/B across "A" Street. Deputies Arnold and Hendren were also yelling at Jaramillo to stop. Jaramillo continued walking towards the Vons parking lot yelling, "I've got a gun", "you guys need to listen to me, just listen to me". Jaramillo's right hand was concealed inside his jacket and it appeared he had a weapon.

Jaramillo walked across the grass area on the Northwest corner of the Vons parking lot and stopped at the curb of the northwestern most row of parking stalls. Deputies Hendren and Arnold took cover behind the electric utility boxes directly behind the U.S.A. gas station and I took cover behind my patrol car's drivers door. Jaramillo's right side of his body was still covered by the windbreaker, which hung down covering his waistband area. Deputy Arnold began talking with Jaramillo in an attempt to get him to surrender. Jaramillo refused to surrender and demanded to speak with Deputy Pina and his Parole officer Agent Romanowski. Arnold notified dispatch of Jaramillo's demands and both Pina and Romanowski were contacted. While we were waiting for Pina to arrive, Jaramillo began smoking a cigarette. Jaramillo advised us of every move he made but refused to uncover the right side of his body where the "gun" was concealed. Jaramillo told us his "plan" was to pull the gun out and "waive" it in our direction and then we would "end it".

When Pina arrived, he began talking with Jaramillo about "old times". Jaramillo told Pina he had requested him because Pina had always done him right. Jaramillo told Pina he was at the end of the road and had no other way to end it. Pina and Arnold told Jaramillo the charges he was facing in Oxnard had been reduced and if he surrendered, he could fight the charges in court. Jaramillo did not believe what Pina and Arnold were saying and started to explain what happened pertaining to the charges. Jaramillo indicated the victim tried to seduce him into having sex with her and he turned her down. Jaramillo said the woman became angry over being turned down and battered him. He defended himself and made his way to the door. Jaramillo said the woman then scratched her own face and smeared the blood on his T-shirt.

13 DATE / TIME OF REPORT 9-7-99 e 0900	14 REPORTING OFFICER / ID NO / DIV / UNIT WIBGINS #3072 / WCP / FILLMORE	15 APPROVED BY / ID NO <i>[Signature]</i> #100
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 2 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6801	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Jaramillo was becoming agitated over the fact Romanowski had not yet arrived. Jaramillo told Pina he had a hard time finding a gun and had to go as far as Riverside and San Diego to finally find one.

At about 0455 hours, the "Less Than Lethal" Team arrived at our position and took control of the incident. I re-positioned myself behind the trash dumpster next to the utility boxes. An announcement was made that the "L.T.L." team was preparing to deploy the less-than-lethal weapons and I heard someone say, "If you have a shot, take it". Romanowski began to talk with Jaramillo trying to persuade him to surrender. After a few minutes of conversation, Jaramillo was shot in the chest with a 37mm less-than-lethal round. The shot dropped Jaramillo to the ground, however, he regained his feet and began running S/B towards the strip mall. Next, two "Flash-Bang" ordnates were deployed and several shots rang out. Jaramillo again dropped to the ground and began screaming. Jaramillo yelled, "Fuck you, Fuck you." With Jaramillo lying on the ground, the "L.T.L." team moved in and ordered Jaramillo to show his hands. The members of the "L.T.L." team then subdued Jaramillo and handcuffed him.

After Jaramillo was secured, It was determined Jaramillo had sustained gun shot wounds and the fire department and paramedics were called in. I immediately grabbed the roll of crime scene tape from the trunk of my patrol car and established a perimeter line.

At about 0505 hours, I escorted Jaramillo to Santa Paula Memorial Hospital via ambulance. While en-route to the hospital, I assisted paramedics in removing Jaramillo's clothing. At the hospital, I collected Jaramillo's clothing as evidence and took 35mm photographs of Jaramillo's gunshot wounds. Jaramillo was evaluated by doctors and taken to the operating room at about 00655 hours.

At about 0705 hours, S.S.T. [redacted] arrived at the hospital and I released Jaramillo's clothing and the photographs I took to him to be booked as evidence.

At about 0730 hours I was relived from the hospital and returned to the Fillmore Police Station. My micro cassette tape recording of the incident was given to S.S.T. [redacted] and booked as evidence.

13 DATE / TIME OF REPORT 9.7.99 @ 0900	14 REPORTING OFFICER / ID NO / DIV / UNIT Wiggins #3072 WCP Fillmore	15 APPROVED BY / ID NO [Signature]
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0580000

Form with multiple sections: 1 CONNECTING REPORT NUMBERS, 2 R.D., 3 BEAT, 4 RB NUMBER, CRIME/INCIDENT/SUPPLEMENTAL, 7 CODE SECTION / DESCRIPTION, 8 CLASS, 9 CODE SECTION / DESCRIPTION, 10 CLASS, 11 CODE SECTION / DESCRIPTION, 12 CLASS, 13 CODE SECTION / DESCRIPTION, 14 CLASS, 15 OCCURRED FROM, 16 DOW, 17 OCCURRED TO, 18 DOW, 19 LOCATION OF OFFENSE / INCIDENT, 20 CODE, 21 A, 22 NAME, 23 RACE, 24 SEX, 25 HT, 26 WT, 27 HAIR, 28 EYES, 29 DOB, 30 AGE, 31 RESIDENCE ADDRESS, 32 RESIDENCE PHONE, 33 BUSINESS / SCHOOL NAME, 34 BUSINESS PHONE, 35 OCCUPATION, 36 DAYS OFF, 37 WORK HRS, 38 INTERPRETER, 39 OPERATOR'S LIC. NO. / STATE, 40 VEH. LIC. NO. / STATE, 41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE, 42 OTHER CHARACTERISTICS / VIN NO., 43, 44 NAME, 45 RACE, 46 SEX, 47 HT, 48 WT, 49 HAIR, 50 EYES, 51 DOB, 52 AGE, 53 RESIDENCE ADDRESS, 54 RESIDENCE PHONE, 55 BUSINESS / SCHOOL NAME, 56 BUSINESS PHONE, 57 OCCUPATION, 58 DAYS OFF, 59 WORK HRS, 60 INTERPRETER, 61 OPERATOR'S LIC. NO. / STATE, 62 VEH. LIC. NO. / STATE, 63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE, 64 OTHER CHARACTERISTICS / VIN NO., 65 ARSON, 66 BURGLARY, 67 ROBBERY, 68 THEFT, 69 VALUE / DOLLAR LOSS, 70 FORCE / WEAPON, 71 DOMESTIC VIOLENCE / SEX / HATE CRIMES, 72 SPECIAL INTEREST, 73 DATE AND TIME REPORTED, 74 DATE / TIME OF REPORT, 75 REPORTING OFFICER / ID NO. / DIV / UNIT, 76 APPROVED BY / ID NO., 77 COPIES TO, 78 OTHER.

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 4 AGENCY IDENTIFIER CA0560000

78 RB NUMBER

99-67780

79 ADDITIONAL NAME (Complete Front Page First)

81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 82	SEX 83	84 HT	85 WT	86 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							91 RESIDENCE PHONE ()		
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							93 BUSINESS PHONE ()		
94 OCCUPATION (<input type="checkbox"/> STUDENT)			95 DAYS OFF		96 WORK HRS		97 INTERPRETER		98 OPERATOR'S LIC. NO. / STATE
99 VEHICLE LIC. NO. / STATE		100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				101 OTHER CHARACTERISTICS / VIN NO.			

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT:

Parties involved are described in 13700 (B) PC and

Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or

A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party.

A felony A misdemeanor arrest was made for (_____ PC)

104 RELATIONSHIP OF PARTIES

SPOUSES FORMER SPOUSES

DATING/ ENGAGED FORMER DATING

COHABITANTS FORMER COHABITANT

PARENTS OF CHILD FROM RELATIONSHIP

105 # OF PRIOR RESPONSES? _____

ALCOHOL/DRUG USE BY ABUSER? Yes No

106 BICYCLE INFORMATION

107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 <input type="checkbox"/> Boys <input type="checkbox"/> ATB <input type="checkbox"/> Road <input type="checkbox"/> Hybrid <input type="checkbox"/> Girls <input type="checkbox"/> Juv. <input type="checkbox"/> BMX <input type="checkbox"/> Cruiser	109 COLOR	110 MAKE / MODEL	111 FRAME SIZE	112 WHEEL SIZE	113 GEARS	114 SERIAL NUMBER
115 LICENSE NO. / CITY	116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS				117 VALUE	

118 NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime List stolen / lost property (use format below.) Enter total value/dollar loss on #69. All suspect information on Suspect Report.

119 PROPERTY CLASSIFICATION CODES

SP - STOLEN PROPERTY LP - LOST PROPERTY

A - CURRENCY / NOTES D - VEHICLE G - FIREARMS J - LIVESTOCK

B - JEWELRY / PRECIOUS METALS E - OFFICE EQUIPMENT H - HOUSEHOLD GOODS K - MISCELLANEOUS

C - CLOTHING / FURS F - ELECTRONIC EQUIPMENT I - CONSUMABLE GOODS

120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE	
			ON 9-7-99 @ APPROX 0310 I HAD A RADIO CALL OF A WANTED SUBJECT IN THE AREA OF VAN'S MARKET. I RESPONDED WITH OTHER FILLMORE UNITS BUT WE WERE UNABLE TO LOCATE THE SUSP. WE CONTINUED TO SEARCH & RECONTACTED THE RIP ON THE CALL @ ULTRA MGT. AT APPROX 0325 WE RECEIVED ANOTHER CALL THAT THE SUSP WAS NOW @ THE CHURCH STATION, 126 EIA ST. WHEN I ARRIVED THE SUSP. WAS WALKING EAST ON THE CHURCH STATION PARKING LOT. HE WAS BEING CONFRONTED BY DED. ARNOLD & WIGGINS AT GUN POINT AND WAS REFUSING TO COMPLY WITH THEIR ORDERS TO GET DOWN ON THE GROUND.						

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 0320 2 BEAT 0201 3 RB NUMBER 0A-67780.

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE	
			<p>THE SUSP. WALKED TO THE UNIS PARKING LOT WHEN HE STOPPED AND STATED HE HAD A GUN AND WOULD START SHOOTING IF THE DEP. DIDNT BACK OFF. AT THE TIME THE SUSP. HAD A JACKET DRAPPED OVER HIS RIGHT SHOULDER AND HAD HIS HAND IN THE JACKET.</p> <p>I THEN HAD THE DEPUTIES DEPLOY AROUND THE SUSP. & TAKE COVER POSITIONS. ADDITIONAL AID WAS REQUESTED & AT THE REQUEST OF THE SUSP. DEP. PINA WAS CALLED. DURING THIS TIME DEP. ARNOLD TRIED TO TALK THE SUSP. INTO SURRENDERING, BECAUSE OF THE MANNER WE WERE DEPLOYED I ADVISED DEP'S PETTIT & STEPHAN'S THEY WOULD HAVE ME SHOT IF THE SUSPECT WENT FOR HIS GUN.</p> <p>AFTER DEP. PINA ARRIVED, HE SPOKE WITH THE SUSP. FOR SOMETIME, BUT WAS UNABLE TO CONVINCE THE SUSPECT TO GIVE UP.</p> <p>AT APPROX 0500 THE LESSTIAN LEATHAL TEAM ARRIVED ALONG WITH THE SUSPECT'S PAROLE AGENT. AFTER SPEAKING WITH THE PAROLE AGENT, THE SUSPECT STILL REFUSED TO SURRENDER.</p> <p>A FEW MINUTES LATER, UNDER</p>						

13 DATE / TIME OF REPORT 9-7-99

14 REPORTING OFFICER / ID NO. / DIV / UNIT R. WELLS / 0606 / WCPS

15 APPROVED BY / ID NO. [Signature]

NARRATIVE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

(Continued)

AGENCY IDENTIFIER CA0560000

16 RB NUMBER

Page 4 of 4

99-67780

DIRECTION OF SGT. HOWE, THE LESS-TAN-LEATHER TEAM FIRED A BATON ROUND, KNOCKING THE SUSPECT TO THE GROUND. THEY ORDERED HIM TO DROP HIS JACKET & WEAPON. THE SUSPECT THEN STARTED TO GET OFF THE GROUND AND RAISED HIS HANDS, STILL HIDDEN IN THE JACKET TOWARDS DEP. MACIAS & NICHOLS WHO WERE APPROACHING FROM THE SOUTH SIDE. AT THAT TIME I HEARD DEP. MACIAS DISCHARGE 2 ROUNDS FROM HIS WEAPON. THE SUSP. FELL BACK TO THE GROUND BUT STILL CONTINUED TO TRY TO GET UP AND REFUSED TO DROP THE JACKET & SHOW HIS HANDS. THE LESS-TAN-LEATHER TEAM FIRED 4 MORE BATON ROUNDS INTO THE SUSP. WHO STILL WAS ATTEMPTING TO GET UP & CONTINUED TO REFUSE TO DROP THE JACKET & SHOW HIS HANDS. AT THIS POINT MEMBERS OF THE TEAM APPROACHED THE SUSP. PULLED THE JACKET FROM HIS HANDS AND PLACED THE SUSP. IN HANDCUFFS. FIRE & AMBULANCE PERSONNEL WERE THEN CALLED FROM THEIR STAGING AREA ACROSS THE STREET AND TREATED THE SUSPECT'S WOUNDS. THE SUSPECT WAS THEN TRANSPORTED TO SANTA ANNA HOSPITAL FOR FURTHER TREATMENT.

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D.		3 BEAT		4 RB NUMBER									
		6030		6R01		99-67780									
5 <input type="checkbox"/> CRIME <input checked="" type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL		8 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE		9 <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>											
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING		8 CLASS <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)		10 CLASS <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)		14 CLASS <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
15 OCCURRED FROM MO. DAY YR. TIME		16 DOW		17 OCCURRED TO MO. DAY YR. TIME		18 DOW									
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP		636 VENTURA ST. FILLMORE CA. 93015													
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY															
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE					
S	JARAMILLO, JOSE LUIS		H	M	5'10"	215	BRO	GRN							
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	32 RESIDENCE PHONE										
		Oxnard CA.			()										
33 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	34 BUSINESS PHONE										
NONE					()										
35 OCCUPATION (<input type="checkbox"/> STUDENT)		36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE										
NONE		UNKNOWN	UNKNOWN		CA.										
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		42 OTHER CHARACTERISTICS / VIN NO.											
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE					
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	54 RESIDENCE PHONE										
					()										
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP	56 BUSINESS PHONE										
					()										
57 OCCUPATION (<input type="checkbox"/> STUDENT)		58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE										
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		64 OTHER CHARACTERISTICS / VIN NO.											
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other		66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other		67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other		68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other		69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$		70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other		71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO		72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other	
73 DATE AND TIME REPORTED		74 DATE / TIME OF REPORT		75 REPORTING OFFICER / ID NO. / DIV. / UNIT		76 APPROVED BY / ID NO.									
9-7-99 0300		9-7-99 1115 HRS		K. BROOKER #1986 W.S.P.		[Signature] #607									
77 COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT															

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B01	3 RB NUMBER 99-67780
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4	5	6	7	8	9	10	11	12
ITEM	ITEM	QTY.	ITEM NAME	BRAND / MAKE MANUFACTURER	MODEL NAME OR NUMBER	MISC. DESCRIPTION	IDENTIFICATION / SERIAL NUMBER	VALUE

DEPUTY PETTIT AND I WERE WORKING TOGETHER AS 3B12. I HEARD DISPATCH BROADCAST THAT JOSE JARAMILLO WAS AT THE ULTRA MAR STORE IN FILLMORE. I KNEW JARAMILLO WAS WANTED FOR A FELONY WARRANT AND PAROLE VIOLATION. WHEN DISPATCH MADE THE BROADCAST ABOUT JOSE JARAMILLO, PETTIT AND I WERE WITH DEPUTY HENDREN ON A POSSIBLE BURGLARY IN PROGRESS AT [REDACTED] STREET. PETTIT, HENDREN, AND I WERE CHECKING THE AREA AND WERE ON THIRD STREET NEAR SARATOGA STREET WHEN THE BROADCAST CAME OUT.

ONCE WE HEARD THE BROADCAST, I RESPONDED TO THE VON'S SHOPPING CENTER WITH DEPUTY HENDREN. DEPUTY PETTIT RESPONDED TO THE AREA IN A SEPARATE PATROL CAR.

DEPUTY HENDREN AND I RESPONDED TO THE REAR OF THE VON'S SHOPPING AREA FROM RIVER STREET. DEPUTY HENDREN WENT WEST ON FOOT AS I WENT EAST ON FOOT.

AS WE CHECKED THE AREA, THE RADIO TRAFFIC BETWEEN US (THE DEPUTIES ON SCENE) AND DISPATCH WAS THAT JARAMILLO WAS LAST SEEN AT THE ULTRA MAR STORE (117 VENTURA STREET) IN FILLMORE.

I THEN STARTED WALKING TOWARDS THE ULTRA MAR STORE FROM THE VON'S SHOPPING CENTER. WHEN I WAS AT SANTA CLARA AVE WEST OF MOUNTAIN VIEW, I HEARD DISPATCH BROADCAST JARAMILLO WAS AT 704 VENTURA STREET (CHEVRON GAS STATION).

I THEN RAN BACK TO THE VON'S SHOPPING CENTER (APPROXIMATELY 1/2 MILE). I ARRIVED FROM THE EASTSIDE OF THE VON'S SHOPPING CENTER.

UPON ARRIVAL, I SAW DEPUTIES ARNOLD, WIGGINS, HENDREN, PETTIT, AND STEPHENS HAD JARAMILLO STOPPED IN THE WESTSIDE OF THE VON'S PARKING LOT. PER THE RADIO TRAFFIC, I COULD HEAR THE DEPUTIES HAD JARAMILLO AT GUNPOINT.

I TOOK UP A PERIMETER IN THE VON'S PARKING LOT EAST OF JARAMILLO BEHIND A LIGHT STANDARD. I WAS WEST OF THE MOONLIGHT DONUT STORE AND EAST OF THE NORTH ENTRANCE TO THE VON'S SHOPPING CENTER FROM VENTURA STREET. I WAS APPROXIMATELY 50 YARDS EAST OF JARAMILLO.

13 DATE / TIME OF REPORT 9-7-99 1115	14 REPORTING OFFICER / ID NO / DIV / UNIT K. BROOKER #1986 W.C.P. 21	15 APPROVED BY / ID NO [Signature] #100
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 2 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
6030	6801	99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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I MAINTAINED MY POSITION UNTIL DEPUTY BENAVIDES ARRIVED AT THE NORTH ENTRANCE TO THE VON'S SHOPPING CENTER. I TEAMED UP WITH BENAVIDES AND WE STAYED AT OUR LOCATION MAINTAINING THE PERIMETER.

FROM THE NORTH ENTRANCE, I WAS WATCHING USING A PAIR OF BINOCULARS THAT BENAVIDES HAD IN HIS PATROL CAR. I COULD SEE JARAMILLO KEPT HIS RIGHT ARM AND HAND UNDERNEATH A JACKET (DARK COLOR WITH A WHITE STRIP) THAT WAS HANGING FROM HIS RIGHT SHOULDER. DURING THE TIME I WAS WATCHING JARAMILLO WITH THE BINOCULARS, HE HAD MOVED AROUND AND TURNED, AND I WAS ONLY ABLE TO SEE HIS LEFT HAND, NEVER HIS RIGHT HAND.

THE LESS THAN LETHAL TEAM HAD ARRIVED AND BEGAN TO MOVE IN ON JARAMILLO.

WHILE THE LESS THAN LETHAL TEAM WAS MOVING IN ON JARAMILLO, I WAS WATCHING JARAMILLO USING THE BINOCULARS. I SAW THE FIRST SHOT THAT KNOCKED JARAMILLO DOWN. AS THE LESS THAN LETHAL TEAM MOVED IN, JARAMILLO GOT UP AND STARTED RUNNING SOUTHEAST IN THE PARKING LOT. ANOTHER SHOT WAS FIRED UNKNOWN BY WHO, AND THEN SEVERAL FLASH BANG DEVICES WENT OFF ALL AT ABOUT THE SAME TIME. I SAW JARAMILLO FALL TO THE GROUND. THE LESS THAN LETHAL TEAM MOVE IN. I COULD HEAR THE TEAM MEMBERS YELL AT JARAMILLO TO "SHOW HIS HANDS" SEVERAL TIMES. I COULD HEAR JARAMILLO YELL BACK, "FUCK YOU" SEVERAL TIMES. I COULD HEAR SEVERAL MORE SHOTS BEING FIRED FROM THE LESS THAN LETHAL TEAM THAT HAD SURROUNDED JARAMILLO. I SAW JARAMILLO KICK AT THE LESS THAN LETHAL TEAM MEMBERS AT THEY TRIED TO CONTROL HIM.

ONCE THE LESS THAN LETHAL TEAM HAD JARAMILLO UNDER CONTROL, I HEARD DEPUTY PETTTT VIA THE RADIO ADVISE DISPATCH HE HAD SHOT A ROUND.

I WENT OVER TO SGT. LARSON AND TOLD HIM I WOULD STAY WITH PETTTT UNTIL THE SHOOTING TEAM INVESTIGATORS ARRIVED. I WENT OVER TO PETTTT'S POSITION (WEST END OF THE VON'S CENTER PARKING LOT NEAR "A" STREET). PETTTT TURNED OVER THE SHOTGUN HE HAD USED TO ME. THE SHOTGUN ACTION WAS OPEN. PETTTT HANDED ME ONE SHOTGUN ROUND HE HAD IN HIS POCKET.

13 DATE / TIME OF REPORT

9-7-99 11:15

14 REPORTING OFFICER / ID NO / DIV / UNIT

K. BROOKER #1986 W.C.P.'18"

15 APPROVED BY / ID NO

[Signature] #108

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6B01</u>	3 RB NUMBER <u>99-67780</u>
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4	5	6	7	8	9	10	11	12
ITEM	QTY.	ITEM NAME	BRAND / MAKE MANUFACTURER	MODEL NAME OR NUMBER	MISC. DESCRIPTION	IDENTIFICATION / SERIAL NUMBER	VALUE	

ONCE A CRIME SCENE WAS SET UP, SGT. LARSON HAD PETTIT AND I GO TO THE FILLMORE POLICE DEPARTMENT. ONCE WE ARRIVED AT THE FILLMORE STATION, WE STAYED MAINLY IN THE DETECTIVE'S OFFICE. THE SHOTGUN WAS KEPT IN THE DETECTIVE'S OFFICE WITH EITHER SGT. BULLINGTON OR ME KEEPING TRACK OF IT. I TURNED CUSTODY OF THE SHOTGUN AND SHOTGUN ROUND OVER TO SGT. ERICKSON.

13 DATE / TIME OF REPORT <u>9-7-99 1115</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>K. BROOKER #1986 W. C. R. "B"</u>	15 APPROVED BY / ID NO <u>[Signature] #100</u>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <u>6830</u>	2 BEAT <u>6800</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99, at approx. 0300 hrs. I was working in the city of Fillmore. My call sign was 6A11. Over my radio I received information that a subject that was wanted for 261 PC (rape) had a gun and was at "Vons" the subject, who's name I did not hear had a \$100,000 Warrant.

I arrived on River Street on the south side of Vons with-in a minute or two. There I met with Deputy Hendren. We searched the area on the south side of Vons for about 5-10 minutes for the subject, but could not locate him. Hendren went to the East End of the shopping center to watch for the subject. I parked on River Street about 20' west of Hwy.23. Also to watch for the subject. A few minutes later dispatch advised that the subject was at the "Chevron" station. (About 100 yds. North of my location)

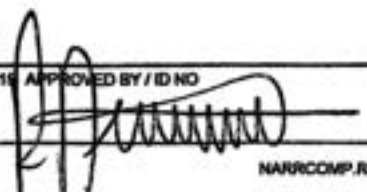
I drove to the area and parked on the West Side of Hwy. 23. And parked about 100' south of the service station. I approached the station along a block wall and stopped near two phone booths. At that time I saw a black and white unit (unknown who) pull into the station parking lot. And the wanted subject walking in the parking lot eastbound towards Hwy. 23.

The subject was dressed in a gray top with a jacket or sweater covering his right arm and hand. I heard whom I believed to be Deputy Arnold yelling at the subject to drop the gun or let me see your hands. These commands continued without the subject's compliance as he continued east across hwy 23. During this time I also heard other Deputies yelling these commands. I also think I was yelling as well.

The subject stopped near the edge of the grass and the parking lot of the Vons shopping center. I located myself on the south side of a large cement trash bin with my duty side arm pointed in the direction of the subject. Deputy Pettit located himself about 15' in front of me in a squatting position holding a shotgun.

A conversation was occurring between the subject and Deputy Arnold for several minutes. Because of my distance from the subject I could not hear a lot of the conversation, but some of the conversation was relayed over the radio. i.e. subject request to speak with Deputy Pina, his parole officer and the subject will start shooting if they don't come.

This conversation went on for about 30 minutes or so. During that time the subject never showed his right arm or hand. He kept it covered with his jacket or sweater. When Pina arrived he began to speak with the subject. On one of the occasions Pina approached the grass area to lay some paper on the grass for the subject to write something on. After the subject wrote on the paper, Pina approached the grass to retrieve the paper. Pina continued his conversation with the subject for an hour or so.

13 DATE / TIME OF REPORT <u>9-7-99/1030</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>STEPHENS 1575 WOP B</u>	15 APPROVED BY / ID NO 
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 2 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>1801</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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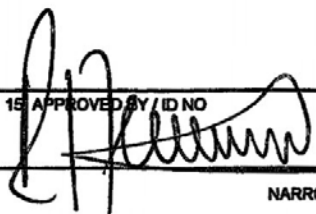
As other officers arrived from SWAT, Parole, Captain Warren etc. they "staged" at Carl's Jr. and were briefed by Deputy Hendren. Several minutes later Hendren returned to my location and told me that SWAT'S plan was to shoot the subject with "non-lethal" force then send the dog in on him.

While the Parole agent, Deputy Pina and others talked with the subject for several minutes' SWAT members got into position. We were notified at that time by radio to let SWAT handle it from here. A moment later I heard two loud bangs then a very loud bang. I was standing behind the trash bin and could not see the subject at that time. A moment later I looked towards the subject. The subject still had his right hand covered and was walking south towards Sgt. Larson and several other officers. Several times the subject started to lift his right hand in the direction of Larsen and the others, while continuing towards them. I heard several more bangs, but he continued towards them. I then heard a loud bang coming from my immediate right and the subject fell.

Deputy Pettit moved about 15' or so in front of me and crouched facing the subject. About four or more SWAT members approached the subject yelling commands for the subject to show his hand, but he would not comply. As they neared him I think more non-lethal rounds were fired, but the subject still would not comply with their demands.

I called to Pettit to back up towards me and let SWAT handle it because they were now in his line of fire. Pettit came back to my location while SWAT members swarmed the subject and placed him in cuffs.

While the subject was being place into the ambulance a medic asked if I could take the handcuffs off the subject so they could work on him. I complied, he was placed into the ambulance and Deputy Wiggins escorted him to the hospital.

13 DATE / TIME OF REPORT <u>9-7-99 / 1030</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>STEPHENS 1575WUP B</u>	15 APPROVED BY / ID NO 
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS				2 R.D. <u>6030</u>		3 BEAT <u>1B01</u>		4 RB NUMBER <u>99-67780</u>											
5 <input type="checkbox"/> CRIME <input checked="" type="checkbox"/> INCIDENT <input type="checkbox"/> SUPPLEMENTAL				6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE															
<input type="checkbox"/> CASE CLEARED				<input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE															
7 CODE SECTION / DESCRIPTION (INCIDENT) <u>OFFICER INVOLVED SHOOTING</u>				8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
15 OCCURRED FROM		MO. <u>9</u>	DAY <u>7</u>	YR. <u>99</u>	TIME <u>0300</u>	16 DOW <u>TUES.</u>		17 OCCURRED TO		MO.	DAY	YR.	TIME	18 DOW					
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP <u>VONIS SHOPPING CENTER 636 VENTURA ST. FULMORE, CA. 93015</u>																			
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																			
CODE 21	22 NAME (Last, First, Middle, Gen.) / FIRM NAME <u>AL JARAMILLO, JOSE LUIS</u>				AKA / Moniker	RACE 23	SEX 24	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE						
	<u>OXNARD CA. UNKNOWN</u>					<u>M</u>	<u>M</u>	<u>5'10"</u>	<u>215</u>	<u>BRN. GEN.</u>									
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP																			
32 RESIDENCE PHONE																			
33 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP																			
34 BUSINESS PHONE																			
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE									
<u>NONE</u>				<u>UNKNOWN</u>		<u>UNKNOWN</u>		<u>N/A</u>		<u>CA.</u>									
40 VEH. LIC. NO. / STATE			41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			42 OTHER CHARACTERISTICS / VIN NO.													
43																			
CODE 43	44 NAME (Last, First, Middle, Gen.) / FIRM NAME				AKA / Moniker	RACE 45	SEX 46	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE						
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP																			
54 RESIDENCE PHONE																			
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP																			
56 BUSINESS PHONE																			
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE									
62 VEH. LIC. NO. / STATE																			
63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			64 OTHER CHARACTERISTICS / VIN NO.																
65 ARSON				66 BURGLARY				68 THEFT				70 FORCE / WEAPON							
<input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other				<input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other				<input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other				<input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other				72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other			
67 ROBBERY				69 VALUE / DOLLAR LOSS				71 DOMESTIC VIOLENCE / SEX / HATE CRIMES											
<input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other				\$ VALUE / DAMAGE LOSS				<input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO											
73 DATE AND TIME REPORTED			74 DATE / TIME OF REPORT			75 REPORTING OFFICER / ID NO. / DIV / UNIT			76 APPROVED BY / ID NO.										
<u>9.7.99 0300</u>			<u>9.7.99 0900</u>			<u>PINA #2271 WCP</u>			<u>[Signature]</u>										
77 COPIES TO <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DCJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																			

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 5 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6801</u>	3 RB NUMBER <u>99-17780</u>
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4	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99, at approx. 0310 hours, I received a telephone call at my residence from the Sgt. at the Sheriff's Communication Center.

The Sgt. advised me that Jose Jaramillo was being held at gun point by some deputies at the Chevron Station. He also advised me that Jaramillo had requested my presence at the scene. I came to know Jaramillo after I came to work for the Fillmore Police Department 28 years ago. I got to know Jaramillo from numerous contacts I had made with him.

I responded to the scene and arrived there at approx. 0330 hours. When I arrived on the scene, I saw Deputy Jason Hendren using an electrical utility box behind the USA gas Station as a barricade. Deputy Bob Arnold was also using another utility box as a barricade. Deputy Jeff Wiggins was behind a police unit using it as a barricade. I made my way to Deputy Hendren's position where he advised me that he had a tape recorder on. I also heard Deputy Arnold advise me that Jaramillo said he had a gun. During my entire contact with Jaramillo I never saw his right hand. I also noticed what appeared to be a white piece of material hanging down his right front side. At first I thought that Jaramillo had on a sling for an injured right arm. I also noticed that Jaramillo tried to light a cigarette, he held the book of matches with his right hand, and struck the match with his left hand.

My conversation with Jaramillo lasted approx. one hour until the "Less than Lethal Team" arrived. It was very difficult to understand what Jaramillo was saying to me because I couldn't hear him that well. The reason I couldn't hear Jaramillo was the distance between us and at times vehicles would pass by on Ventura St., Jaramillo was also not talking loud enough for me to hear him that well. Jaramillo told me that he wanted me present because he respected me and I had always done him right. He mentioned all of the arguing, and fighting that we had done years ago. We talked some about his family and what it would do to them. Jaramillo advised me that

13 DATE / TIME OF REPORT <u>9-7-99</u> <u>0300</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>PIÑA #2271</u> <u>WCP</u>	15 APPROVED BY / ID NO <u>[Signature]</u> <u>#100</u>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6801</u>	3 RB NUMBER <u>99.67780</u>
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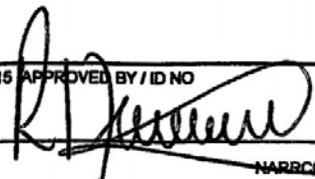
4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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there was no other way out. Jaramillo told me that he was going to end it there, and that he could not go back to prison. Jaramillo told me that he had gone to Riverside, and San Diego, in an effort to find a gun, but couldn't find one. But returned to Fillmore because he loved it so much.

Jaramillo also told me that he was not guilty of the crime that he was being accused of in Oxnard. At that point, Deputy Arnold told Jaramillo that the charges were reduced.

At one point Jaramillo requested a pen and piece of paper so he could write on. After obtaining a pencil and paper, we had Jaramillo turn around. As Jaramillo was turned, I walked over and set the pencil and paper on the curb near where Jaramillo had been standing. While I was walking up to Jaramillo I heard him tell me that he wasn't going to hurt me. After Jaramillo wrote a note he was again ordered to turn around. I retrieved the note then took it over to a police unit where I read it. The note read, "Max", "Blaine Drugs", "Name Negro", "Crack", "Stop him", "Apts. On right". I folded the note in my left pants pocket. The note and pencil were ultimately placed into evidence. Later while we were still talking Jaramillo requested a Snapple drink. If they didn't have a Snapple, Jaramillo wanted a Coke. I walked across the street to the Chevron Station where I got a Pink Lemonade Snapple for Jaramillo. When I walked back across the street Jaramillo was again ordered to turn away from me as I placed the drink on the curb.

A short time later Jaramillo's Parole officer arrived, and talked with Jaramillo. A few minutes later the "Less Than Lethal Team" arrived and took over the incident. State Parole Officer Romanowski and I stepped back and let the "Less than Lethal Team" use the utility box as a barricade. I could hear the two members of the "Less than Lethal Team" talking. They talked about when they took the shot the guys down below are going to have rush him. The members of the "Less Than Lethal Team" shot Jaramillo with a 37 mm Less Than Lethal round. It appeared that Jaramillo was hit in the area of his abdomen. Jaramillo put both his arms in front

13 DATE / TIME OF REPORT <u>9.7.99</u> <u>0308</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>PIPA #2271 WCP</u>	15 APPROVED BY / ID NO 
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AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6B01</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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of his abdomen then went backwards until he fell. Jaramillo got up, and started to run in a westerly direction across a lawn. As Jaramillo ran I saw an explosion and flash coming from Jaramillo's direction. I can recall thinking that Jaramillo had just shot at us with a shotgun, I later found out that the flash was a Flash Bang. I also saw Jaramillo start to run in a southerly direction across the parking lot. I saw Jaramillo get shot with "Less Than Lethal Rounds" several times. Jaramillo refused to give up, and continued to struggle until members of the "Less Than Lethal Team" were able to subdue him.

13 DATE / TIME OF REPORT <u>9.7.99</u> <u>0300</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>PIÑA #2271</u> <u>WCP</u>	15 APPROVED BY / ID NO  #107
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 P.D. 6030

2 BEAT 6B

3 RR NUMBER 99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Cleared

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers

Code Section / Description

Code Section / Description

Code: S Name: Jaramillo, Joseph

On September 7, 1999 at approximately 0330 hr. I received a page, from Sergeant Will Howe of the Less Lethal Team(LLT), to respond to the Carl's Jr. restaurant in the city of Fillmore. I arrived at the staging area at approximately 0410 hrs.. I contacted Sergeant Will Howe who briefed me on the information he had obtained from the watch commander. I advised him that I would make contact with the on-scene supervisor. The on-scene patrol supervisor Sergeant Robert Larsen could not meet with the Less Lethal Team since he was an integral part of the perimeter. I told him that I would meet with him at his location. I attempted to meet with him but was unable to since I could not tactically get to his position. I asked for him to send a patrol deputy to me so that I could be personally briefed on the situation.

Patrol Deputy Hendren contacted me and we returned to the staging area. When we arrived back at the staging area Deputy John Wright(LLT) was briefing the Less Lethal Team on the suspect's background which he had obtained from Parole Agent Romanowsky who had also arrived at the staging area. Deputy Hendren diagramed the scene, the patrol officers positions and a gave us a synopsis of the situation. During this time Captain Leslie Warren, Fillmore Chief of Police, arrived and was briefed regarding our deployment. Prior to our deployment I asked her if she wanted to authorize the deployment of the Less Lethal baton immediately prior to its use or did she want that decision to be made by the LLT supervisor. She said the decision should be made by the LLT supervisor Sergeant Howe.

The team was deployed and Captain Warren and I moved to "A" Street just north of River Street. I could partially see the scene and the suspect but could not see the officers. After some time went by, Senior Deputy

13 DATE / TIME OF REPORT September 9, 1999 1630	14 REPORTING OFFICER / ID NO / DIV / UNIT M. De Los Santos, Sgt. <u>70130</u>	15 APPROVED BY / ID NO <u>SL Dep / MHR #1390</u>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. 6030

2 BEAT 6B

3 RR NUMBER 99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Schierman (LLT) gave an announcement to the deputies on scene that the team had command and control of the scene and that less lethal munitions and "flashbang" munitions would be deployed. The announcement was acknowledged by all patrol deputies on scene and confirmed.

Shortly after the announcement at approximately 0455 hrs. I heard a less lethal weapon fired and observed the suspect immediately fall to the ground, apparently from being struck by the "extended range impact baton" (less lethal baton). Within seconds I heard the sound of a light sound diversionary device ("flashbang"), what sounded like the report of a small caliber weapon, a shotgun blast and several more reports from the less lethal weapon and a second light sound diversionary device. From my position which was approximately 100 yards away I could see the suspect intermittently and could not see the location of the Less Lethal Team members.

Once the suspect was in custody, Captain Warren and I moved closer to the scene. I was told by Sergeant Howe that there had been a shooting and to make notifications to our supervisor Captain Steve Giles. At approximately 0515 hrs. I had been advised that Senior Deputy Mike Macias (LLT) had been one of the officers who fired at the suspect. I made arrangements for him to be transported to the Fillmore station by Deputy Kevin Clancey. Shortly after that I left the scene and returned to the staging area to await Captain Giles so he could be briefed.

Attached is a photocopy of the drawing of the scene completed by Deputy Hendren. The original drawing was given to Detective Sergeant Tim Lorenzen.

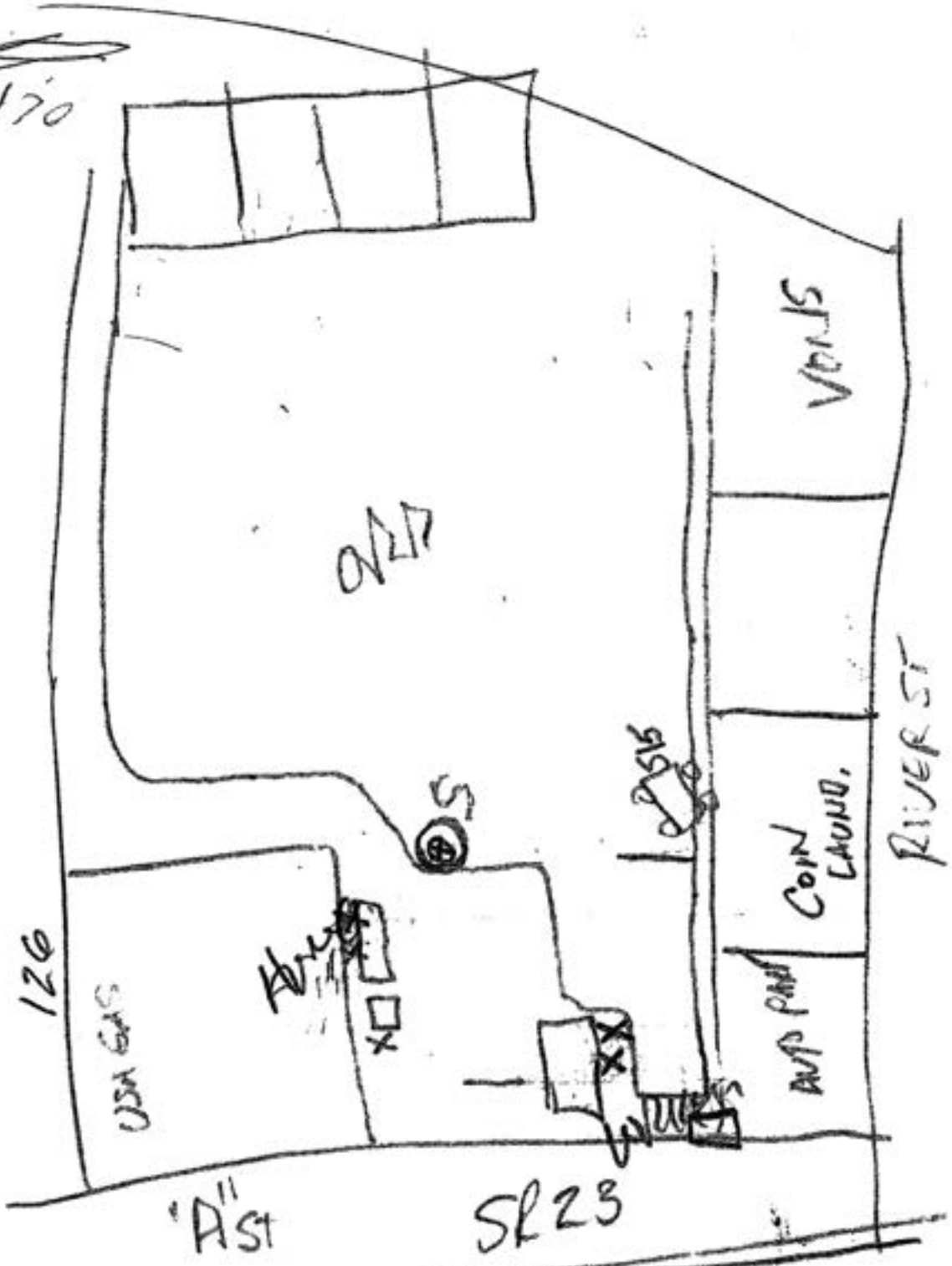
13 DATE / TIME OF REPORT September 9, 1999 1630	14 REPORTING OFFICER / ID NO / DIV / UNIT M. De Los Santos, Sgt. #0730 <i>[Signature]</i>	15 APPROVED BY / ID NO <i>[Signature]</i> #138
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99-67780

Q

JOE SARAMILLO

21170



SUSPECT

[Handwritten signature]

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6030	3 BEAT 6B	4 RB NUMBER 99-67780													
<input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____		6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____															
7 CODE SECTION / DESCRIPTION (INCIDENT) 3056 P.C. / PAROLE VIOLATION		8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)														
11 CODE SECTION / DESCRIPTION (INCIDENT) _____		12 CLASS. <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)														
15 OCCURRED FROM	MO. DAY YR. TIME	16 DOW	17 OCCURRED TO	MO. DAY YR. TIME													
	9 7 99 0330	TUE		9 7 99 0530													
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP 636 VENTURA STREET, FILLMORE CA																	
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																	
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE							
A	JARAMILLO, JOSEPH																
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)							CITY		STATE	ZIP							
33 BUSINESS / SCHOOL NAME							ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP						
35 OCCUPATION (<input type="checkbox"/> STUDENT)			38 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE								
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		42 OTHER CHARACTERISTICS / VIN NO.													
43 CODE 44 NAME (Last, First, Middle, Gen.) / FIRM NAME AKA / Moniker RACE SEX 47 HT 48 WT 49 HAIR 50 EYES 51 DOB 52 AGE																	
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)							CITY		STATE	ZIP							
55 BUSINESS / SCHOOL NAME							ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP						
57 OCCUPATION (<input type="checkbox"/> STUDENT)			58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE								
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		64 OTHER CHARACTERISTICS / VIN NO.													
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other 67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other			69 VALUE / DOLLAR LOSS \$ _____ VALUE / DAMAGE LOSS \$ _____			70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED		74 DATE / TIME OF REPORT		75 REPORTING OFFICER / ID NO. / DIV / UNIT			76 APPROVED BY / ID NO.										
_____		9-7-99 1430		NICKISS 268 ECPS SED			[Signature]										
77 COPIES TO <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT					78 OTHER <input type="checkbox"/> _____												

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Cleared

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description: Code Section / Description (Reclassify To:)
 3056 P.C. / Parole Violation

Code: A Name: Jaramillo, Joseph

On 9-7-99, I received a Less Lethal Team Activation via my pager. The activation was by Sgt. Howe. The advisement by Sgt. Howe was that there was "man with a gun, threatening to kill himself" in Fillmore and that the team was to stage at the Carl's Jr.

I drove to the Carls Jr. in Fillmore. Dep. Wright and Sr. Dep. Macias were already in the restaurant's parking lot. The other team members arrived, as did Jaramillo's parole officer, Romanowsky. Dep. Wright obtained information from Romanowsky about Jaramillo, and then Dep. Wright briefed the rest of the team as to what Romanowsky had told him.

Dep. Wright advised us the following: Jaramillo was currently wanted for 3056 P.C. Jaramillo was on parole for a rape/kidnap and he served twelve of the twenty-three year sentence. Jaramillo was paroled in either May of 1997 or 1998, and was now a suspect in a sexual battery

13 DATE / TIME OF REPORT 09/07/1999 14:34	14 REPORTING OFFICER / ID NO / DIV / UNIT Nickels 2658 ECPS/SED	15 APPROVED BY / ID NO <i>[Signature]</i>
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AGENCY IDENTIFIER CA0560000

1 PD 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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case. Jaramillo was also a possible suspect in a murder case in which Jaramillo was trying to gain the favor of the Mexican Mafia. Jaramillo thought that he was a third strike candidate and would be going back to prison for a long time if he was caught.

Dep. Hendron arrived and told us the layout of the parking lot. He also told us the location of the deputies on scene, as well as that of Jaramillo. He told us that Jaramillo was wearing a blue windbreaker thrown over his shoulder, a gray shirt, and dark blue pants, and had dark hair.

Sgt. Howe advised Sr. Dep. Macias and I to take up a position on the south side of the parking lot and prevent Jaramillo from going to the businesses of the shopping center. Dep. Wright was assigned to take a position on the west end of the lot, but in order to access that area safely, Dep. Wright joined Sr. Dep. Macias and me as we walked south through the IHOP parking lot. We jumped a six foot high fence into a backyard of a residence on Surrey Way. We ran east on Surrey Way and followed the street's curve to the south. We cut through the yard of another residence and hopped a block wall onto S.R. 23, near the area of the south end of the shopping center.

13 DATE / TIME OF REPORT 09/07/1999 14:29	14 REPORTING OFFICER / ID NO / DIV / UNIT Nickels 2658 ECPS/SED	15 APPROVED BY / ID NO <i>[Signature]</i>
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AGENCY IDENTIFIER CA0560000

1 RD 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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I was wearing my Department-issued S.W.A.T. green shirt and trousers. Over this, I wore my green S.W.A.T. ballistic vest. The vest contains two patches with large black letters saying "SHERIFF." The first patch was over my right pectoral and the second was over my right bicep. I was also wearing a black patch with the insignia of the Sheriff's Star covering my left pectoral. My primary weapon (by assignment) was the SL-6. It had six standard rounds in the cylinder and was completely wound. My secondary weapon was an issued Sig/Sauer P226 (9mm) pistol. On my web belt, I was carrying a folding knife, O.C. spray, flex cuffs, metal handcuffs, and a SureFire flashlight. I was carrying a light-sound diversionary device by placing the pull ring over the pinky finger on my left hand. I had my issued handheld radio on the back of my vest, but it was inoperative.

Dep. Wright went to the west side of the lot by where two patrol deputies were standing. Sr. Dep. Macias and I went to the south side of the lot where Sgt. Larsen was standing next to a marked patrol car. This patrol car was facing west. I knelt near the driver's side front tire and Sr. Dep. Macias was next to me on my right. Sgt. Larsen remained by the driver's door of the car.

13 DATE / TIME OF REPORT 09/07/1999 14:29	14 REPORTING OFFICER / ID NO / DIV / UNIT Nickels 2658 ECPS/SED	15 APPROVED BY / ID NO <i>[Signature]</i> 019242
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AGENCY IDENTIFIER CA0560000

1 P.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Due to my not having radio contact with the rest of the team, I relied upon Sr. Dep. Macias for information regarding team movement. I could hear from my position that Parole Officer Romanowsky was talking with Jaramillo. It appeared to me that Romanowsky was with the team at the north end of the lot, but I could not be sure as it was dark. I saw that Jaramillo had his back turned to me most of the time during his conversation. As we knelt there, Sr. Dep. Macias told me that we had been designated as the arrest team and if we had to move toward Jaramillo, we would do so by moving left as well as forward. This, I understood, was to avoid any crossfire issues with the team at the north end of the lot.

I heard the SL-6 being deployed from the north end of the lot. I saw Jaramillo fall to the ground. Sr. Dep. Macias said to me, "Go." I stood up and walked in front of the patrol car that I had been using for cover. I saw Jaramillo stand up and walk at a fast pace toward me. I walked slowly forward and to the left, thinking that Sr. Dep. Macias was behind me. I heard a second round being deployed from the SL-6. I heard and saw the deployment of a light-sound diversionary device just west of where Jaramillo had been standing.

I saw that as Jaramillo walked quickly toward me, he had his hands wrapped in the windbreaker that he had previously kept over his right shoulder to hide his right hand. I interpreted this as an

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1 R.D. **6030** 2 BEAT **6B** 3 RB NUMBER **99-67780**

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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aggressive move toward Sr. Dep. Macias and me. I could not see what was in Jaramillo's hands because he still had the windbreaker wrapped around them. Based on the distance between Jaramillo and myself, I felt that a round deployed from the SL-6 that I was carrying would not be effective and that the light-sound diversionary device would be a more appropriate force option at this time. Jaramillo continued running and I deployed the light-sound diversionary device that I was carrying. I tossed the device underhanded with my right hand and tried to place the device in front of where Jaramillo was walking in order to keep him from continuing to advance toward me in an aggressive manner.

I watched as the device landed on the small grass strip in front of me. I looked at Jaramillo again and saw that he was still coming toward me and his hands were out in front of him. I saw that he brought both hands up from his waist to chest level. I visually acquired the front sight of my SL-6 again. As I did, I saw that Jaramillo was falling to the pavement. I did not know why Jaramillo fell to the ground. Then, the diversionary device that I had tossed deployed.

I saw that Jaramillo was lying on his back with his legs pointing west. I saw that his hands were still in front of his waistband. He was still moving his hands underneath the windbreaker. As I continued moving left, I saw that Jaramillo was turning on his left side and his hands came

13 DATE / TIME OF REPORT 09/07/1999 14:29	14 REPORTING OFFICER / ID NO / DIV / UNIT Nickels 2658 ECPS/SED	15 APPROVED BY / ID NO <i>[Signature]</i>
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AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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out away from his body toward me. He then brought his hands back to his waist area. Jaramillo rotated on the ground by moving his legs to the south and I saw his hands pointing toward me through his legs. I stopped moving left for fear of my own safety and started moving right. I saw that Sr. Dep. Macias was standing about ten feet to my right and I moved toward him. I heard the team from the north side of the lot yelling at Jaramillo to show his hands. I heard Jaramillo yell, "No!" and "Fuck you guys!" I heard the SL-6 being deployed again from the team on the north side of the lot. As the team from the north got closer to where Jaramillo was lying down, Sr. Dep. Macias and I also approached Jaramillo. Despite all the repeated commands to show his hands, Jaramillo continued to move his hands under the cover of his windbreaker. Both teams finally got within arms reach of Jaramillo. I held Dep. Wright's AR-15 so that he could place handcuffs on Jaramillo.

The ambulance responded and transported Jaramillo.

13 DATE / TIME OF REPORT 09/07/1999 14:29	14 REPORTING OFFICER / ID NO / DIV / UNIT Nickels 2658 ECPS/SED	15 APPROVED BY / ID NO <i>[Signature]</i>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS				2 R.D. 6030	3 BEAT 6B	4 RB NUMBER 99-67780														
<input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____					6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____															
7 CODE SECTION / DESCRIPTION (INCIDENT) 3056 P.C. (PAROLE VIOLATION)				8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.										
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.										
15 OCCURRED FROM MO. DAY YR. TIME 09 07 99 0330				16 DOW TUE		17 OCCURRED TO MO. DAY YR. TIME 09 07 99 0530				18 DOW TUE										
19 LOCATION OF OFFENSE / INCIDENT ADDRESS 636 VENTURA ST.				CITY FILLMORE				STATE CA		ZIP										
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																				
21 CODE A	22 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMILLO, JOSE				AKA / Moniker	RACE 23	SEX 24	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE							
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)								CITY		STATE		ZIP		32 RESIDENCE PHONE ()						
33 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box # _____)				CITY		STATE		ZIP		34 BUSINESS PHONE ()						
35 OCCUPATION (<input type="checkbox"/> STUDENT)				38 DAYS OFF		37 WORK HRS		36 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE										
40 VEH. LIC. NO. / STATE			41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			42 OTHER CHARACTERISTICS / VIN NO.														
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME				AKA / Moniker	RACE 45	SEX 46	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE							
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)								CITY		STATE		ZIP		54 RESIDENCE PHONE ()						
55 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box # _____)				CITY		STATE		ZIP		56 BUSINESS PHONE ()						
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE										
62 VEH. LIC. NO. / STATE			63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			64 OTHER CHARACTERISTICS / VIN NO.														
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other			67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other			69 VALUE / DOLLAR LOSS \$ _____ 70 VALUE / DAMAGE LOSS \$ _____			71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED 09-07-99 0330				74 DATE / TIME OF REPORT 09-07-99 1439				75 REPORTING OFFICER / ID NO. / DIV / UNIT VOLPE 3006 ECPS SED				76 APPROVED BY / ID NO. <i>[Signature]</i>								
77 COPIES TO: <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																				

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 2

Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Cleared

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:


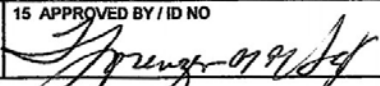
Code Section / Description: **S.W.A.T Activation** Code Section / Description (Reclassify To:)

Code: A Name: Jaramillo, Jose

On 09-07-99 at approximately 0330 hours, I was paged by Sergeant Howe. The page stated that the Sheriff's Department's less-than-lethal team was being activated. The page stated for the team to respond to the City of Fillmore in reference to an "armed suspect" call. When I arrived, I met with Sergeant Howe, who was briefing responding personnel.

In the briefing, we were told that the suspect's name was (A) Jose Jaramillo. Jaramillo stated that he had a gun and he would "fight his way out." Jaramillo was described as wearing a gray shirt, dark pants, and he had a blue jacket draped over his right shoulder. The jacket over his right shoulder was concealing the right part of his body, including his right hand. Jaramillo told Deputies that he did have a gun and that he was concealing it under the jacket draped over his shoulder. Jaramillo is on parole and he was wanted for a parole violation. We were also told that there was probable cause to arrest Jaramillo for a "sexual battery."

After we were given the circumstances, Deputy Orr, his K-9 partner "Bar", and I were assigned to take up a position in the parking lot east of the suspect's location. We put on our necessary equipment. I was wearing my tactical vest, nylon gun belt, and helmet. The primary weapon that I was carrying was an AR-15. We took Deputy Orr's patrol vehicle and drove to our position. We got out on foot and saw where Jaramillo was. He was approximately one hundred fifty yards from us. Because we were initially too far away, we decided to move closer. We closed the distance to approximately seventy-five yards. We took cover behind a gold-colored vehicle that was parked in the parking lot.

13 DATE / TIME OF REPORT 09/07/99 / 14:39	14 REPORTING OFFICER / ID NO / DIV / UNIT Volpe #3006 / ECPS / SED 	15 APPROVED BY / ID NO 
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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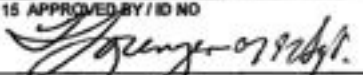
4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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I saw Jaramillo standing with his back towards Deputy Orr and I. He was wearing the clothing that was described in our earlier briefing, including the jacket draped over his right shoulder. Deputy Orr and I watched and listened. I heard three, clear commands directed at Jaramillo for him to give up and show his hands. I do not know who was giving the commands.

I then heard the thirty-seven millimeter less-than-lethal weapon being fired. The round from the less-than-lethal weapon hit Jaramillo and caused him to bend at the waist. Jaramillo fell to the ground. After a few seconds, Jaramillo got up. I watched as Jaramillo kept his right hand concealed under the jacket. He was then ordered to give up. Jaramillo ignored the orders and was hit again with the thirty-seven millimeter less-than-lethal weapon. I did not see where the round impacted on Jaramillo's body. Again, the round caused Jaramillo's body to bend. At the same time, a light/sound diversionary device was then deployed. Jaramillo fell to the ground. I continuously heard commands being yelled at Jaramillo for him to give up. Jaramillo refused.

Jaramillo again got up on his feet. Jaramillo continued to keep his right hand concealed under the jacket. Jaramillo was again shot with the thirty-seven millimeter less-than-lethal weapon. Jaramillo continued to keep his right hand concealed under the jacket even after he had been hit again with the less-than-lethal weapon. He turned and started running southbound through the parking lot. I heard another light/sound diversionary device go off. Jaramillo bent over again and fell to the ground.

While Jaramillo was still on the ground, Deputies moved closer to him. Jaramillo was still concealing his right hand. Jaramillo continued to ignore commands to give up and show his hands. I then saw another less-than-lethal round hit Jaramillo. Jaramillo still did not give up. He kept his right hand concealed under his jacket. Jaramillo was again hit with the less-than-lethal weapon. After that round was fired, Deputies moved in even closer. Jaramillo continued to keep his right hand concealed. Deputies were able to move in close enough to gain "hands on" control of Jaramillo. Jaramillo was handcuffed and searched for weapons. When it was safe, Fire Department and Ambulance personnel responded to treat Jaramillo. Jaramillo was then transported for medical treatment.

13 DATE / TIME OF REPORT 09/07/99 / 14:39	14 REPORTING OFFICER / ID NO / DIV / UNIT Volpe #3006 / ECPS / SED 	15 APPROVED BY / ID NO 
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS -		2 R.D. 6030	3 BEAT 6B	4 RB NUMBER 99-67780
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL		6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>		
7 CODE SECTION / DESCRIPTION (INCIDENT) 3056 P.C. / PAROLE VIOLATION		8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
11 CODE SECTION / DESCRIPTION (INCIDENT) -		12 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
15 OCCURRED FROM MO. DAY YR. TIME 9 7 99 0330	16 DOW TUES	17 OCCURRED TO MO. DAY YR. TIME 9 7 99 0530	18 DOW TUES	
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP 636 VENTURA STREET FILLMORE, CA.				
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY				
21 CODE A	22 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMILLO, JOSE LUIS		23 RACE	24 SEX
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP
33 BUSINESS / SCHOOL NAME		ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE ZIP
35 OCCUPATION (<input type="checkbox"/> STUDENT)	36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE
40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	42 OTHER CHARACTERISTICS / VIN NO.		
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME		45 RACE	46 SEX
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP
55 BUSINESS / SCHOOL NAME		ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE ZIP
57 OCCUPATION (<input type="checkbox"/> STUDENT)	58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE
62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	64 OTHER CHARACTERISTICS / VIN NO.		
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other		66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other		67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other
68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other		69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$		70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other
71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO		72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED 9-7-99 / 0330	74 DATE / TIME OF REPORT 9-7-99 / 1400	75 REPORTING OFFICER / ID NO. / DIV / UNIT WRIGHT 2661 / ECPS / SED		76 APPROVED BY / ID NO. <i>[Signature]</i>
77 COPIES TO: <input type="checkbox"/> DET/MG <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER				

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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SOURCE OF ACTIVITY:

On 8-7-99, at about 0330 hours, I received a message on my pager activating me as a member of the Ventura County Sheriff's Department SWAT Team. The message requested that members of the Less Than Lethal portion of the SWAT Team respond to Carls Junior in the City of Fillmore, Ventura County. The message advised that the reason for the call out was a man with a gun was threatening to kill himself.

OBSERVATIONS / ACTIONS:

I arrived at the Carls Junior in Filmore at about 0358 hours. I was wearing my green tactical ballistic vest which has the words Sheriff written in gold letters on the front and back of the vest. I was also wearing my green ballistic helmet which had Sheriff written in gold letters on the front and back of it. I was armed with O.C. Spray, a folding blade knife, my department issued Sig Sauer 9mm pistol and my department issued Colt AR-15, .223 caliber rifle.

Also present as part of our team were; Sgt. DeLosSantos, Sgt. Howe, Sr. Deputy Norris, Sr. Deputy Scheirman, Sr. Deputy Macias, Deputy Nickels, Deputy Volpe, Deputy Orr (K-9) and myself.

At about 0430 hours, a briefing was held in the Carls Junior parking lot. State Parole Agent Romanowski, the suspect's parole agent, arrived and gave us the following information.

Romanowski told us the suspect's name was Joseph Jaramillo, he was about 40 years old and English speaking. Jaramillo was currently on parole for kidnaping and rape. He got out

13 DATE / TIME OF REPORT 9-7-99 / 1400 HRS.	14 REPORTING OFFICER / ID NO / DIV / UNIT WRIJLHT 261 / ECPS / SEO	15 APPROVED BY / ID NO <i>[Signature]</i> 0797 Sgt.
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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of prison in May of 1997 or 1998 after serving a 12 year sentence for his crime. He was currently wanted for a recent sexual battery and a parole violation. Romanowski said that a homicide occurred in Oxnard a few days after the sexual battery . Jaramillo is a possible suspect in the homicide. There is speculation that Jaramillo was supposed to commit a homicide while he was in prison for the Mexican Mafia. He felt that he was going back to prison. He wanted to be in good standing with the Mexican Mafia and that is why he committed this homicide. Romanowski told us that Jaramillo had been living with his parents in Oxnard up until about 60 days ago and they had been unable to locate him since then. Jaramillo has relatives in Fillmore that he was probably staying with in an attempt to avoid arrest. Romanowski was unaware of Jaramillo being violent towards the police in the past.

Deputy Hendren was one of the first patrol deputies to arrive on scene at the original call. Deputy Hendren described the suspect as a male with dark hair, wearing a black jacket over his right shoulder, a gray shirt and dark blue pants. The suspect was concealing his right hand in the jacket and claimed to have a gun that had not been seen up to that point. Deputy Hendren said that the suspect was standing in the middle of the parking lot near Vons. Deputy Hendren drew a sketch of the parking lot and outlined where the patrol deputies were deployed and where Jaramillo was.

I was told to take a position near the utility box shown in my sketch which is attached to this report. The utility box was a square shaped, stucco enclosure that was about six feet tall with four walls each being about 15 feet long.

13 DATE / TIME OF REPORT 9-7-99 / 1400 HRS.	14 REPORTING OFFICER / ID NO / DIV / UNIT WRIGHT JGM / ECPS / SED	15 APPROVED BY / ID NO <i>[Signature]</i> / 1924
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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I deployed with Sr. Deputy Macias and Deputy Nickels who were to take a position in the parking lot south east of my location. We originally attempted to go through the Chevron Gas Station located on the south west corner of Ventura Street and S.R. 23. When we entered Chevron's lot, which was open for business, we saw the suspect standing in the parking lot south of the USA Gas Station. The suspect also saw us, so we turned around and went back. The three of us went behind IHOP Restaurant which is located next to (east of) Chevron. We jumped the fence in to a residential back yard that led us to Surrey Street. We ran east on Surrey Street to another house and went through the back yard of this house. We jumped the back wall of this house which led us to S.R. 23 south of the Vons shopping center. We split up there and moved to our assigned locations.

As I moved to my location, I could see the suspect standing in the middle of the parking lot about 30 yards away from me. He was dressed as described and still had his right hand concealed in the jacket. I arrived at my assigned location where three uniformed deputies were already deployed, Deputy Hendren and two deputies unknown to me. Deputy Hendren was armed with his duty pistol, one of the unknown deputies was also armed with his duty pistol and the third was armed with a shotgun. I took a position near the north west corner of the utility box where I had a clear and unobstructed view of the suspect. A few minutes went by and I could hear someone having a conversation with Jaramillo, but I could not hear what was being said.

I then heard a shot from the 37mm Less Than Lethal Gun go off in the area north of Jaramillo. It impacted Jaramillo causing him to yell and fall to the ground. Jaramillo started to get back up and was again shot with the 37mm weapon from the same location. I could hear people yelling for Jaramillo to stay on the ground and show us his hands. Jaramillo did

13 DATE / TIME OF REPORT 9-7-99 / 1400 HRS	14 REPORTING OFFICER / ID NO / DIV / UNIT WRIGHT 2661 / ECPS / SEP	15 APPROVED BY / ID NO <i>[Signature]</i> - 0182 JFR
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 4 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
6030	6B	99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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not comply and began running south through the lot towards Sr. Deputy Macias and Deputy Nickels. Jaramillo's right hand was still concealed in his jacket. The orders for Jaramillo to stop, get on the ground, and show us his hands continued and he did not comply. I heard two shots being fired from a gun other than the 37mm. At almost the same time I heard and saw one light sound diversionary device deploy near Jaramillo. I saw Jaramillo fall to the ground and I began to advance towards him. I saw that the rest of the team was also moving towards Jaramillo in an attempt to take him into custody. Jaramillo was still moving his arms around while on the ground. His right hand was still concealed in the jacket. Numerous people were telling Jaramillo to show us his hands and he failed to comply. Jaramillo was shot several more times with the 37mm weapon in an attempt to gain his compliance. We continued to move towards Jaramillo and were now only about ten yards away. Jaramillo's right hand was still concealed in his jacket. I heard Jaramillo say, "I'm going to kill myself." But he did not remove his right hand from the jacket. Jaramillo then began asking us to kill him and finish the job. We now had moved within about 5 to 10 feet away from Jaramillo. He was still refusing to comply with the commands to show us his hands. Several team members grabbed Jaramillo and pulled his right hand out of the jacket. Jaramillo did not have a gun in his right hand once it was revealed. Jaramillo was quickly rolled onto his stomach and his arms were placed behind his back. I moved into position and handcuffed Jaramillo. The jacket Jaramillo had his hand concealed in was laying on the ground next to and partially under Jaramillo. I moved the jacket away and began to pat Jaramillo down. I asked where the gun was and he told me that he did not have one. I heard another team member calling for fire and ambulance personnel to respond to our location. My pat down search revealed no weapons.

13 DATE / TIME OF REPORT	14 REPORTING OFFICER / ID NO / DIV / UNIT	15 APPROVED BY / ID NO
9-7-99 / 1400 HRS.	WRIGHT 2661 / ECPS / SED	<i>[Signature]</i> 011141

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6B</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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EVIDENCE:

During the arrest of Jaramillo, my pants got blood stains on them, primarily on the right knee. I booked the pants into the East County Property Room as evidence.

13 DATE / TIME OF REPORT <u>9-7-99 / 1400 HRS</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>WRIGHT 2661 / ECPS / SED</u>	15 APPROVED BY / ID NO <i>[Signature]</i>
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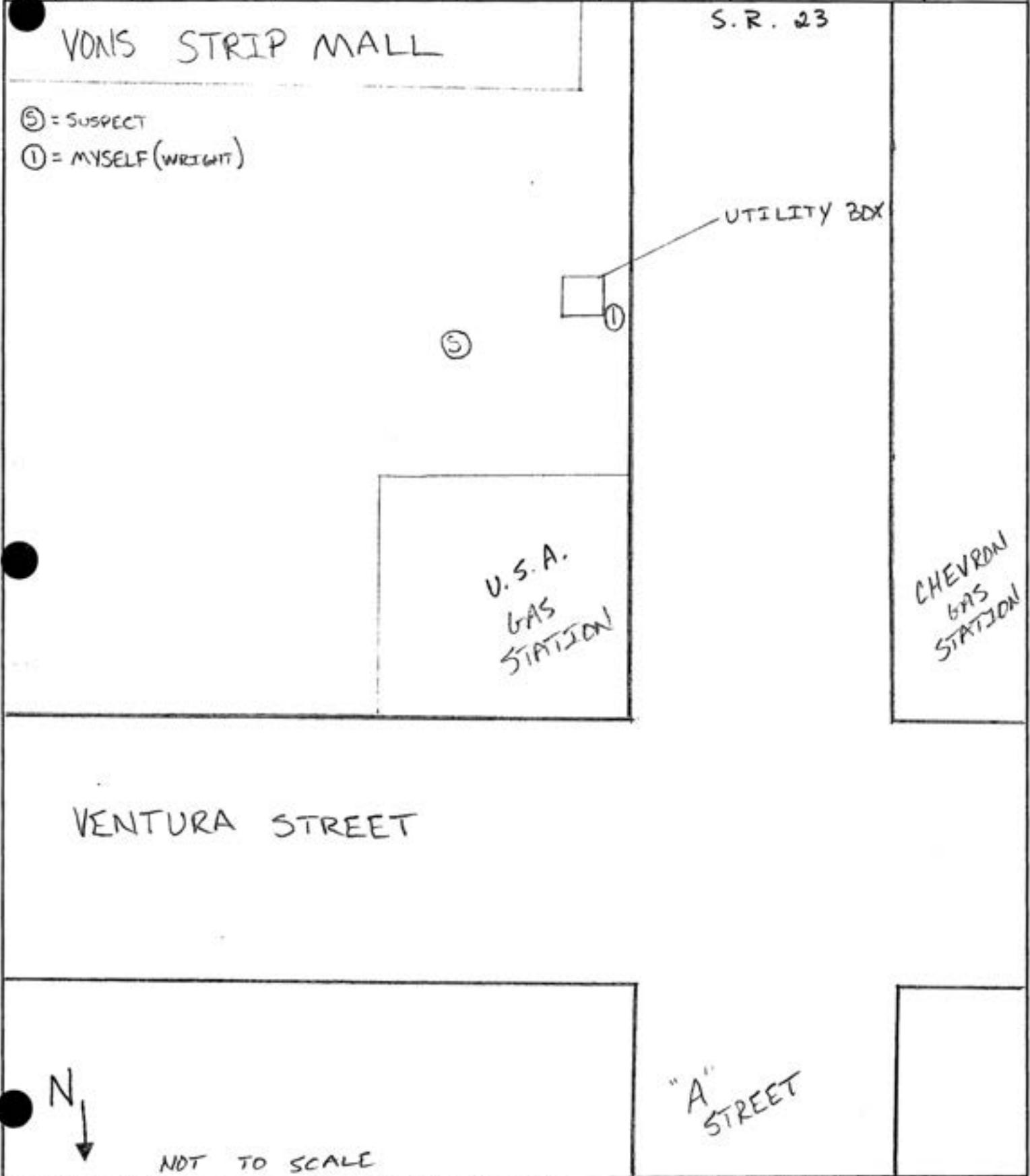
NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 68	3 RD NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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13 DATE / TIME OF REPORT 9-7-99 / 1400 HRS.	14 REPORTING OFFICER / ID NO / DIV / UNIT WRIGHT 2661 / ECPS / SED	15 APPROVED BY / ID NO <i>[Signature]</i>
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PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS -		2 R.D. 6030	3 BEAT 6B	4 RB NUMBER 99-67780
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5 PROPERTY TYPE: <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING	6 <input type="checkbox"/> Misdemeanor <input checked="" type="checkbox"/> Felony	7 DATE OF INCIDENT 9-7-99
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8 ORIGINAL INCIDENT / OFFENSE 3056 P.C. / PAROLE VIOLATION	9 LOCATION OF INCIDENT (STREET ADDRESS AND CITY) 636 VENTURA ST., FILLMORE
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CODE: V - Victim S - Suspect A - Arrestee F - Finder O - Owner R - Reporting Party (Use Same Codes in Property Affiliation Box)

10 CODE A	11 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMELLO, JOSE LUIS	AKA / Moniker	RACE H	SEX M	14 DOB	15 BUSINESS PHONE () UNK.
16 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY OXNARD, CA.	STATE	ZIP	17 RESIDENCE PHONE () UNK.

18 CODE	19 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 20	SEX 21	22 DOB	23 BUSINESS PHONE ()
24 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE	ZIP	25 RESIDENCE PHONE ()

26 CODE	27 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 28	SEX 29	30 DOB	31 BUSINESS PHONE ()
32 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE	ZIP	33 RESIDENCE PHONE ()

34 NARRATIVE

35 PROPERTY / EVIDENCE INFORMATION

LOCATION BOOKED: Crime Lab E.C. SEARCH WARRANT ? Yes No FINDER WISHES TO CLAIM? Yes No

36 PROPERTY CLASSIFICATION CODES		PROPERTY CODES			
E - EVIDENCE	RC - RECOVERED PROPERTY	A - CURRENCY/NOTES	D - VEHICLE	G - FIREARMS	J - LIVESTOCK
SK - SAFEKEEPING	FP - FOUND PROPERTY	B - JEWELRY/PRECIOUS METALS	E - OFFICE EQUIPMENT	H - HOUSEHOLD GOODS	K - MISCELLANEOUS
		C - CLOTHING/FURS	F - ELECTRONIC EQUIPMENT	I - CONSUMABLE GOODS	

CODE E	ITEM # C	QTY 1	ITEM NAME PAIR OF PANTS	MAKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP.AFFIL: ADDITIONAL INFORMATION
GREEN COTTON "SWAT" PANTS, BLOOD STAINED (DRY)

CODE	ITEM #	QTY	ITEM NAME	MAKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP.AFFIL: ADDITIONAL INFORMATION

CODE	ITEM #	QTY	ITEM NAME	MAKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP.AFFIL: ADDITIONAL INFORMATION

37 DATE AND TIME OF REPORT 9-7-99 / 1430 HRS.	38 REPORTING OFFICER / ID NO. / DIV / UNIT WRIGHT 2661 / ECPS / SED	39 APPROVED BY / ID NO.
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40 COPIES TO DET / MC NARC GANG / SED STATS PRESS DOJ COURT OTHER

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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Jaramillo, Jose Luis [REDACTED]
 Charges: Felony Warrant/Officer Involved Shooting

Narrative:

On 9-7-99 at approx. 0334 hrs, I received a SWAT page reference a Less than Lethal Team activation. Sgt. Howe told the team that there was a man with a gun in Fillmore threatening to kill himself and the team should meet at the Carl's Jr. I responded to the scene and was briefed by Howe at approx. 0430 hrs.

I was told by Howe that there was an adult male Hispanic in his 40's, named Joseph Jaramillo, armed with a handgun in the parking lot of Vons located at 636 Ventura St. The subject was wanted for parole violations and charges of sexual battery. Jaramillo had requested that he be able to speak with Dep. Max Pena and his parole officer, Boris Romanowsky. Romanowsky was present during the briefing while Pena was at the scene with Jaramillo. I was briefed that even though a gun was supposedly in the possession of Jaramillo, the officers at the scene had not seen it. Jaramillo was described as wearing a white or gray T-shirt, shorts, and a black windbreaker, which was draped over his right shoulder, and his right hand was concealed in the pocket. He was smoking a cigarette in his left hand and it was unknown if he was right or left-handed.

Romanowsky briefed the team as far as the background and history of Jaramillo. Jaramillo had been in the state prison system for 12 years behind a kidnap and rape case. He was on parole for that case and had been paroled either in May of 97 or 98. Romanowsky did not have his parole file and was relying on memory for the release date. Romanowsky also said that Jaramillo had violated his parole term's approx. 60 days ago and was considered a parolee at large. Jaramillo was a suspect in a sexual battery case and there was probable cause for his arrest on that case. Romanowsky said he heard a rumor that while Jaramillo was in prison he (Jaramillo) was supposedly told by the EME organization to commit a murder. Jaramillo never fulfilled that obligation and was therefore in bad standing. Jaramillo was rumored to have been involved in a murder after the recent sexual battery. This was a way in trying to get back into good terms before returning to prison. Romanowski said that he did not have information on Jaramillo that showed he had a violent history while in custody. Dep. Hendren briefed the team as to the location of the incident, the location of officers on the perimeter and the location of Jaramillo.

Howe made assignments as to who would carry the Less Lethal Weapons and the cover weapons. I was assigned to carry my assigned SL-6. Sr. Dep. Macias and Dep. Wright loaded my gun with six standard rounds and put a battery in the light system. When the gun was returned to me, I examined the gun to make sure it was properly functioning and loaded with the proper ammunition. The light was working properly, the safeties were in

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the proper position, the sighting system was not damaged, the baton's were properly seated into their casings, the rounds were all "standard," and the cylinder was wound to its maximum spring tension. Sr. Dep. Schierman and Howe were armed with their MP-5's, together we made up one of the three teams.

Schierman, Howe, Romanowski, and I then deployed to the scene. We walked eastbound on Ventura St. towards the scene. Approaching the location, we could see a subject standing in the parking lot of the Vons. Jaramillo would have been able to see our approach if we had continued walking in the same direction. We decided to cross Ventura St. in the shadows of the super market on the north side. We then walked towards "A" St. where there was a Texaco station. Using the station as cover, we were able to cross Ventura without Jaramillo seeing us.

We walked to the southeast corner of Ventura and SR23. There is a USA gas station located there. We contacted the three Deputies that were at the rear of the station conversing with Jaramillo. Pena, Dep. Wiggins, and an unknown Deputy were using an electrical box as cover while they spoke to Jaramillo.

Romanowski began speaking with Jaramillo while I took a position to the right of Howe. We replaced the patrol officers and they took cover behind their patrol car. I could hear Romanowski telling Jaramillo that the way he was presently handling the situation was not the way to settle the matter. He told Jaramillo repeatedly to show his hands and take the jacket off so that the issue could be resolved. Jaramillo did not appear to me to be listening to what Romanowski was telling him to do. Jaramillo had the jacket draped over his right shoulder and his right arm was concealed. I could not see a weapon at that time. Howe used the light on his MP-5 to illuminate Jaramillo. This had an effect on Jaramillo in that he turned away from us, but stayed in the same general location. Jaramillo would yell out and tell us to turn off the lights. Jaramillo was smoking a cigarette and pacing around. Romanowski continued to talk with Jaramillo requesting him to give up and end the showdown. I was not in a good position at the time and changed to the left side of Howe. This move allowed me to have a clear view of Jaramillo and his location.

I saw Macias move into a position south of Jaramillo behind a patrol car. Macias was partnered with Nickels, but I did not see where Nickels had taken cover. Deputy Orr and Deputy Volpe deployed to the East end of the shopping center and were walking west through the lot. Orr is a K-9 officer and did have his dog, BAR, with him. Deputy Wright was deployed on the West side of the lot along with two patrol officers. They were behind a large dumpster corral.

Howe asked me, while Romanowski was talking to Jaramillo, if I was ready to use my SL-6. I told him that I was ready and that I had a clear shot. Jaramillo lit up another cigarette and began pacing again. Howe told me that when I was ready to deploy the gun that I should take the shot on Jaramillo.

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Howe and I both shined our flashlights into the face of Jaramillo. This caused him to turn away from our location. When the lights were turned off, he turned back towards me. Jaramillo was facing me with his arm and hand still concealed in his jacket. I released the trigger safety on the SL-6, I pressed the trigger half way and felt the cylinder rotate into alignment and then depressed the trigger fully. The baton deployed and struck Jaramillo in the abdomen. Jaramillo immediately buckled over, pivoted to the left and collapsed to the ground. I could hear Jaramillo scream out when he was struck by the baton. Jaramillo was lying in the fetal position for approx. 3 to 5 seconds. Howe yelled out for the arrest team to advance on Jaramillo. Jaramillo jumped up from his position and began moving quickly towards the West side of the lot over a grass lawn. I brought the SL-6 back up to my shoulder and fired another baton, striking Jaramillo in the right side of his body. Jaramillo's arm and hand were still concealed by the jacket. Schierman deployed a Light Sound Diversionary Device as soon as Jaramillo jumped off the pavement. The device exploded in the grass at approximately the same time the baton struck him.

Jaramillo did not go to the ground when struck by the baton the second time. He turned to his left and began running south. Jaramillo ran back onto the pavement and ran towards Macias and Nickels.

Jaramillo was running towards Macias and Nickels in an aggressive manner. I saw his right arm move up as if he was pointing an unseen object at them. I thought that Jaramillo was attacking Macias and Nickels.

I heard the distinct sound of two pistol rounds. I did not see who had shot the rounds or where the shots had come from. I also saw a puff of asphalt behind Jaramillo as he slowed down and then collapsed to the ground. I heard Howe yelling out to cease fire. I jumped the chain link fence that separated me from Jaramillo and ran across the lawn following Schierman.

Approaching Jaramillo, I could hear Schierman yelling commands. He was telling Jaramillo to show us his hands. Jaramillo was not complying and was yelling back at us. I feared that Jaramillo still had a weapon in his possession. His arm and hand were still concealed in the jacket and he was pointing his hand in our direction. Fearing for our safety, I shot another baton at Jaramillo striking him in the right side of his body. I could see him wince in pain as the baton struck him. He refused to comply with Schierman's commands to show his hand.

Schierman and I moved to the right, still in the grass. I could see Jaramillo looking at us, as we were moving. I could hear him yelling, "Finish me, Finish me!" I thought Jaramillo still had a weapon in his hand as he moved on his back to a position to where his legs were facing us, but spread apart. I saw his right hand move between his legs and

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point towards us. I shot another baton at Jaramillo, striking him in the buttocks. I again saw him wince in pain and yell.

Schierman and I began moving quickly to the left to take a better tactical position. Jaramillo rolled back towards us and again tried bringing his hand and arm up to a position to face us. I felt that Jaramillo was obviously under the influence of a controlled substance or alcohol because the gun shots and baton strikes were not having an effect.

I fired two additional batons at Jaramillo's right side. None of the baton strikes had an effect on his mental state. Jaramillo never took his hand or arm out of the jacket and was a threat to all the officers in the area.

We advanced on Jaramillo as he lay on the pavement. I could hear him say, "Kill me!" We were able to take Jaramillo into custody after we were able to grab his arms and place them behind his back. No weapon was found in Jaramillo's possession or in the general area.

The patrol officers established a crime scene. Crime lab personnel secured the SL-6 that I used.

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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section 3056 P.C./ VIOLATION OF PAROLE

Code: S-1 Name: JARAMILLO, JOSEPH

ON 9-7-99, AT APPROXIMATELY 0330 HRS, I WAS AT MY RESIDENCE WHEN I RECEIVED A VOICE MAIL PAGE FROM SGT. HOWE. SGT. HOWE ADVISED ME THERE WAS A LESS LETHAL ACTIVATION FOR A SUICIDAL SUBJECT WITH A GUN IN FILLMORE. SGT. HOWE ADVISED FOR THE LESS LETHAL TEAM TO MEET AT THE CARL'S JR. RESTAURANT PARKING LOT IN FILLMORE. I DROVE TO THE CAMARILLO POLICE DEPARTMENT WHERE I OBTAINED A MARKED UNIT AND THEN RESPONDED TO FILLMORE VIA HWY 23. THERE WAS HEAVY FOG ON HWY 23 WHICH DELAYED MY ARRIVAL. I ARRIVED AT THE CARL'S JR PARKING LOT AT APPROX. 0410 HRS.

ONCE AT THE PARKING LOT OF CARL'S JR, I WAS MET BY OTHER MEMBERS OF THE LESS LETHAL TEAM. THESE INCLUDED DEPUTY NICKELS, DEPUTY VOLPE, DEPUTY WRIGHT, SR DEPUTY MACIAS, SR DEPUTY NORRIS, SGT. HOWE AND SGT. DE LOS SANTOS. WHILE THE TEAM MEMBERS GOT DRESSED IN THEIR TACTICAL GEAR, CALIFORNIA STATE PAROLE OFFICER BORIS ROMANOWSKY ARRIVED AT OUT LOCATION. DEPUTY WRIGHT INTERVIEWED ROMANOWSKY THEN BRIEFED THE ENTIRE TEAM ON HIS CONVERSATION. DEPUTY WRIGHT TOLD US THAT FROM TALKING TO ROMANOWSKY, HE LEARNED THE FOLLOWING.

THE SUICIDAL SUBJECTS NAME WAS JOSEPH JARAMILLO AND WAS CURRENTLY ON PAROLE FOR RAPE AND KIDNAPPING CHARGES. JARAMILLO SERVED APPROX. 12 OF HIS 22 YEAR SENTENCE AND HAD BEEN OUT ON PAROLE FOR THE LAST ONE OR TWO YEARS. JOSEPH JARAMILLO WAS CURRENTLY WANTED FOR A PAROLE VIOLATION. WRIGHT TOLD US THE PAROLE VIOLATION HAD SOMETHING TO DO WITH A CASE INVOLVING A SEXUAL BATTERY. WRIGHT FURTHER TOLD US THAT JOSEPH JARAMILLO MAY HAVE BEEN

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INVOLVED IN A RECENT OXNARD HOMICIDE AND HAD NO HISTORY OF VIOLENCE AGAINST POLICE OFFICERS.

AT THE END OF WRIGHT'S BRIEFING, ROMANOWSKY APPROACHED THE GROUP AND PROVIDED THE FOLLOWING ADDITIONAL INFORMATION:

ROMANOWSKY STATED JARAMILLO HAS BEEN A MODEL PRISONER ON PAPER UP UNTIL 60 DAYS AGO. FOR THE LAST 60 DAYS, JARAMILLO HAS BEEN ON THE RUN. JOSEPH JARAMILLO HAS RECENTLY CALLED ROMANOWSKY PROMISING TO TURN HIMSELF IN, BUT TO DATE, HAS FAILED TO DO SO.

AFTER TALKING WITH ROMANOWSKY, WE WERE BRIEFED BY DEPUTY HENDREN. DEPUTY HENDREN INFORMED US THAT JARAMILLO WAS CURRENTLY ON FOOT NEAR THE UNICAL GAS STATION AT HWY 126 AND "A" ST. HENDREN SHOWED US A DIAGRAM HE PREPARED AND SHOWED US DIFFERENT AREAS OF CONCEALMENT. HENDREN ALSO SHOWED US THE PLACEMENT OF THE PATROL DEPUTIES ALREADY MAINTAINING A PERIMETER.

HENDREN DESCRIBED JARAMILLO AS A HISPANIC MALE, WEARING A GRAY SHIRT, BLACK WINDBREAKER AND DARK PANTS. HENDREN TOLD US THAT JARAMILLO WAS CLAIMING TO HAVE A GUN AND HAD HIS RIGHT HAND STUCK IN HIS RIGHT FRONT PANT POCKET. HENDREN TOLD US THAT UP TO THE POINT OF THE BRIEFING, NO ONE HAS ACTUALLY SEEN A GUN.

ON THE DIAGRAM HENDREN PREPARED, HE SHOWED US WHERE TWO LARGE ELECTRIC TRANSFORMER BOXES WERE JUST SOUTH OF THE UNICAL GAS STATION. HENDREN TOLD US THAT DEPUTY MAX PINA WAS WITH TWO OTHER DEPUTIES AND WERE CURRENTLY TALKING WITH JARAMILLO. JARAMILLO WAS ABOUT 20 TO 30 YARDS SOUTH OF THE TRANSFORMERS.

AFTER THE BRIEFING BY HENDREN, I WAS INFORMED BY SGT. HOWE THAT MY ASSIGNMENT WAS TO BE PART OF A THREE MAN LESS THAN LETHAL TEAM WHICH INCLUDED MYSELF, SGT. HOWE AND SR. DEPUTY NORRIS. MY SPECIFIC ASSIGNMENT WAS A COVER OFFICER FOR SR DEPUTY NORRIS. NORRIS'S PRIMARY WEAPON SYSTEM WAS A 37 MM LESS THAN LETHAL GUN AND MY PRIMARY WEAPON WAS A H&K MP-5. I WAS TOLD BY HOWE THAT PAROLE OFFICER ROMANOWSKY WAS TO ACCOMPANY US TO THE TWO TRANSFORMER BOXES JUST SOUTH OF THE UNICAL GAS STATION. SGT. HOWE DEPLOYED A

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SECOND LESS LETHAL TEAM AND ADDITIONAL OFFICERS AROUND THE PERIMETER OF JARAMILLO. DURING THE BRIEFING, WE WERE TOLD VIA THE RADIO THAT JARAMILLO WANTED TO TALK TO HIS PAROLE OFFICER.

SGT. HOWE, SR DEPUTY NORRIS, PAROLE OFFICER ROMANOWSKY AND I APPROACHED THE TRANSFORMERS BY CROSSING HWY 126 TO THE NORTH SIDE OF THE STREET THEN RECROSSING HWY 126 AT ¹⁴A⁵ ST USING THE UNICAL STATION AS COVER. AS WE APPROACHED THE UNICAL STATION, A PATROL DEPUTY AGAIN ASKED VIA THE RADIO WHAT THE ETA OF THE PAROLE OFFICER WAS, STATING THE "SUBJECT" WANTS TO TALK TO HIM "RIGHT NOW". WE WALKED ALONG THE WEST SIDE OF THE UNICAL STATION THEN WALKED TO THE TWO TRANSFORMERS WHERE THE THREE PATROL DEPUTIES WERE. AS WE APPROACHED THE TRANSFORMERS, I SAW THAT AN APPROX. FOUR FOOT HIGH CHAIN LINK FENCE WAS JUST NORTH OF THE TRANSFORMERS AND SEPARATED US FROM THE TRANSFORMERS. THE CHAIN LINK FENCE SEPARATED THE UNICAL STATION FROM A LARGE GRASSY FIELD SOUTH OF THE CHAIN LINK FENCE. EAST OF THE GRASSY FIELD WAS A LARGE PARKING LOT FOR A SHOPPING MALL COMPLEX. WE RELIEVED THE PATROL DEPUTIES AND TOOK UP POINTS OF COVER BEHIND THE TWO TRANSFORMERS.

AFTER RELIEVING DEPUTY ARNOLD WHO WAS ON THE SOUTH SIDE OF THE CHAIN LINK FENCE AGAINST THE WEST SIDE OF THE TRANSFORMERS, I SAW A SUBJECT WHO WAS LATER IDENTIFIED AS JARAMILLO. JARAMILLO WAS APPROX. 20 YARDS SOUTH EAST OF MY LOCATION STANDING NEAR THE TRANSITION BETWEEN PAVED PARKING LOT AND GRASSY FIELD. I SAW THE SUBJECT WAS WEARING A GRAY SHIRT, DARK PANTS AND HAD A BLACK OR VERY DARK WINDBREAKER DRAPED OVER HIS RIGHT SHOULDER. THE WAY THE WINDBREAKER WAS DRAPED OVER JARAMILLO'S SHOULDER PREVENTED ME FROM SEEING HIS RIGHT ARM OR RIGHT HAND. JARAMILLO WAS STANDING IN DARKENED CONDITIONS WITH THE ONLY AMBIENT LIGHT COMING FROM LIGHTS IN THE PARKING LOT. JARAMILLO WAS FACING US AND HE APPEARED TO BE SMOKING A CIGARETTE USING HIS LEFT HAND. JARAMILLO WAS BACK LIT FROM THE LIGHTS IN THE PARKING LOT PREVENTING ME FROM SEEING THE FRONT OF HIS BODY CLEARLY. I ASKED DEPUTY ARNOLD WHY THE SUBJECT WAS NOT ILLUMINATED WITH LIGHT. DEPUTY ARNOLD TOLD ME THAT JARAMILLO STATED HE WOULD SHOOT IF THEY SHINED LIGHT ON HIM.

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BECAUSE OF THE EXTREME RISK TO OFFICER SAFETY BY NOT BEING ABLE TO IMMEDIATELY RECOGNIZE A WEAPON IF JARAMILLO PRODUCED ONE, I ILLUMINATED HIM WITH THE FLASHLIGHT MOUNTED ON MY MP-5.

ROMANOWSKY BEGAN TALKING TO JARAMILLO WHILE STANDING BEHIND THE TRANSFORMERS. AS JARAMILLO SPOKE TO ROMANOWSKY, JARAMILLO PACED A FEW FEET BACK AND FOURTH. AS JARAMILLO PACED, I SAW THAT HIS RIGHT ARM AND HAND WERE STILL COMPLETELY CONCEALED BY THE JACKET THAT WAS DRAPED OVER HIS SHOULDER. AS ROMANOWSKY CONTINUED TO TALK TO JARAMILLO, I RADIOED DEPUTY MACIAS AND NICKELS. NICKELS AND MACIAS WERE ACTING AS THE SECOND LESS LETHAL TEAM POSITIONED ON THE SOUTH SIDE OF THE SHOPPING CENTER PARKING LOT. PER SGT. HOWE, I TOLD THEM THEY WERE TO ACT AS THE ARRESTING TEAM WHEN IT CAME TIME TO TAKE JARAMILLO INTO CUSTODY. I ALSO MADE A GENERAL RADIO ANNOUNCEMENT TO DEPUTIES AT THE INCIDENT. I TOLD THEM THAT THE LESS THAN LETHAL TEAM HAD TACTICAL CONTROL AND WE WOULD TAKE ANY STEPS NECESSARY TO CONTROL THE SUSPECT. I ALSO TOLD THEM THAT WE MAY USE LESS THAN LETHAL DEVICES WHICH MAY GIVE OFF LOUD RAPPORT'S.

AFTER GIVING THE ANNOUNCEMENT OVER THE RADIO, I HEARD ROMANOWSKY TELL JARAMILLO TO SURRENDER TO US. JARAMILLO REFUSED AND SGT. HOWE TOLD ME TO STANDBY FOR THE DEPLOYMENT OF THE 37 MM LESS THAN LETHAL DEVICE.

AS JARAMILLO STOOD FACING US, I HEARD DEPUTY NORRIS'S 37 MM GUN FIRE A ROUND. IMMEDIATELY AFTER HEARING THE ROUND FIRED, I SAW JARAMILLO GRAB HIS ABDOMEN AND DROP TO THE GROUND. JARAMILLO STOOD UP AND BEGAN YELLING SOMETHING I COULD NOT UNDERSTAND. JARAMILLO BEGAN WALKING QUICKLY SOUTHBOUND TOWARDS MACIAS AND NICKELS. AS JARAMILLO BEGAN WALKING AWAY FROM US, I THREW A LIGHT SOUND DIVERSIONARY DEVICE AT HIM. THE LIGHT SOUND DIVERSIONARY DEVICE LANDED ABOUT 10 TO 20 FEET WEST OF JARAMILLO. WHEN THE LIGHT SOUND DIVERSIONARY DEVICE WENT OFF, JARAMILLO IMMEDIATELY CROUCHED DOWN. JARAMILLO STOOD BACK UP AND RAN STRAIGHT TOWARD MACIAS AND NICKELS. JARAMILLO'S BACK WAS TO ME AND I COULD SEE JARAMILLO'S RIGHT ARM COME UP AND POINT AT MACIAS AND NICHOLS. I WAS UNABLE TO SEE WHAT WAS IN JARAMILLO'S HAND.

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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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JARAMILLO WAS ALSO YELLING SOMETHING THAT I COULD NOT UNDERSTAND. AS JARAMILLO RAN TOWARD MACIAS AND NICKELS, I HEARD ONE SMALL CALIBER RAPPORT AND A SECOND LIGHT SOUND DIVERSIONARY DEVICE GO OFF. I DO NOT REMEMBER WHAT ORDER THEY WENT OFF IN. I SAW JARAMILLO FALL TO THE GROUND ON THE PAVED PARKING LOT JUST EAST OF THE GRASSY FIELD. I COULD SEE THAT JARAMILLO HAD BOTH OF HIS HANDS AT HIS ABDOMEN AREA BUT I COULD NOT DISTINGUISH WHAT IF ANYTHING WAS IN HIS HANDS.

DEPUTY NORRIS. SGT. HOWE AND MYSELF WENT THROUGH A GATE IN THE CHAIN LINK FENCE JUST WEST OF THE TRANSFORMERS AND WALKED TOWARD JARAMILLO. AS WE GOT CLOSER TO JARAMILLO, I COULD HEAR HIM SCREAMING "SHOOT ME" AND "FINISH ME". AS I GOT CLOSER TO HIM, ABOUT 20 FEET, I COULD SEE HE HAD A LIGHT COLORED RAG DRAPED OVER HIS RIGHT HAND. IT APPEARED TO ME THAT JARAMILLO HAD SOMETHING CONCEALED UNDER THE RAG BESIDES HIS HAND. I WAS UNABLE TO TELL WHAT ELSE WAS CONCEALED UNDER THE RAG BUT FROM THE SIZE OF IT I THOUGHT IT QUITE POSSIBLY COULD BE A GUN. I ORDERED JARAMILLO TO LET ME SEE HIS HANDS. JARAMILLO CONTINUED TO YELL AND DID NOT COMPLY WITH MY COMMANDS. I TOLD SR DEPUTY NORRIS TO STRIKE JARAMILLO WITH ANOTHER 37MM LESS LETHAL ROUND BY STATING "HIT HIM AGAIN" I HEARD THE ROUND DISCHARGE FROM NORRIS'S GUN THEN HEARD IT STRIKE JARAMILLO. I HEARD JARAMILLO YELL OUT IN PAIN AS THE ROUND STRUCK HIM. JARAMILLO STILL DID NOT RELEASE THE RAG AND WAS WAVING HIS HAND AROUND. JARAMILLO WAS MOVING HIS RIGHT HAND FROM RIGHT TO LEFT AND WAS MOVING HIS BODY FROM RIGHT TO LEFT AS HE LAID ON HIS BACK. JARAMILLO CONTINUED TO YELL "SHOOT ME". I AGAIN COMMANDED JARAMILLO TO LET ME SEE HIS HANDS. AGAIN JARAMILLO REFUSED TO COMPLY WITH MY COMMANDS AND CONTINUED TO MOVE HIS RIGHT HAND ALONG WITH THE RAG BACK AND FOURTH AND POINTING IT IN OUR GENERAL DIRECTION. I ADVANCED TO WITHIN 15 FEET OF JARAMILLO BUT WAS AFRAID HE WAS HOLDING A GUN UNDER THE RAG. JARAMILLO WAS SCOOTING ON HIS BACK CHANGING THE DIRECTING HE WAS FACING. JARAMILLO ALSO KEPT EYE CONTACT WITH ME AS I MOVED TOWARD HIM. AS JARAMILLO CHANGED DIRECTION, I MOVED WITH HIM TO KEEP HIS RIGHT HAND IN MY CLEAR VIEW. JARAMILLO QUICKLY TURNED SO HIS BUTTOCKS WAS FACING

13 DATE / TIME OF REPORT
09/08/99 / 15:35

14 REPORTING OFFICER / ID NO / DIV / UNIT
B SCHIERMAN / 2347 / SPEC SERV

15 APPROVED BY / ID NO

[Signature]

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 6 of 7 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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ME. JARAMILLO HAD HIS LEGS BENT UP SO BOTH OF HIS HANDS WERE CONCEALED BY HIS LEGS. I TOLD SR DEPUTY NORRIS TO HIT HIM IN THE BUTTOCKS BECAUSE THAT WAS THE ONLY AREA EXPOSED TO US AND I WAS IN IMMEDIATE FEAR OF BEING SHOT AT BY JARAMILLO. I AGAIN HEARD THE 37 MM DISCHARGE A ROUND AND HEARD IT IMPACT JARAMILLO. JARAMILLO AGAIN YELLED OUT IN PAIN BUT REFUSED TO RELEASE THE RAG. I AGAIN TOLD SR DEPUTY NORRIS TO "HIT HIM AGAIN". I AGAIN HEARD THE 37 MM LESS THAN LETHAL ROUND DISCHARGE A ROUND THEN HEARD THE ROUND IMPACT JARAMILLO. JARAMILLO YELLED OUT IN PAIN BUT FAILED TO REMOVE THE RAG FROM HIS HAND. I AGAIN TOLD JARAMILLO TO LET ME SEE HIS HANDS. JARAMILLO REFUSED TO RELEASE THE RAG AND I AGAIN TOLD NORRIS TO "HIT HIM". I AGAIN HEARD THE 37 MM ROUND DISCHARGE FROM THE GUN AND HEARD IT IMPACT JARAMILLO. JARAMILLO AGAIN YELLED OUT IN PAIN BUT FAILED TO UNCOVER HIS HANDS. I YELLED AT JARAMILLO TO LET ME SEE HIS HANDS AGAIN BUT HE FAILED TO COMPLY.

I KNEW SR DEPUTY NORRIS WAS OUT OF LESS THAN LETHAL ROUNDS BUT I AM UNSURE IF I COUNTED THE ROUNDS OR SR DEPUTY NORRIS TOLD ME THIS. I ADVANCED ON JARAMILLO FROM HIS RIGHT SIDE. JARAMILLO CONTINUED TO HOLD THE RAG IN HIS HAND ALONG WITH WHATEVER OBJECT WAS IN HIS HAND. AS I GOT WITHIN ONE FOOT OF JARAMILLO, I KICKED HIS HAND INTO CHEST. JARAMILLO IMMEDIATELY TURNED ON HIS BACK SO HIS HEAD WAS BETWEEN MY FEET AND GRABBED ONTO MY RIGHT LEG. I BACKED AWAY FROM JARAMILLO, PUT MY MP-5 ON SAFE, THEN GRABBED ONTO ONE OF JARAMILLO'S ARMS. MYSELF AND SR DEPUTY NORRIS WERE ABLE TO PLACE JARAMILLO'S HANDS BEHIND HIS BACK AND HE WAS HANDCUFFED.

I CALLED FOR FIRE AND AMBULANCE OVER THE RADIO. FIRE AND AMBULANCE WERE STAGED AT CARL'S JR AND ARRIVED WITHIN 45 SECONDS. JARAMILLO WAS TREATED BY RESCUE PERSONNEL AND TRANSPORTED TO THE HOSPITAL.

I WALKED OVER TO THE TWO TRANSFORMERS AND HELD THE AREA AS A CRIME SCENE UNTIL I WAS RELEASED BY SGT. BULLINGTON.

MY SHOES, PANTS, AND SHIRT HAD JARAMILLO'S BLOOD ON IT. I BOOKED ALL THREE ITEMS INTO EVIDENCE.

13 DATE / TIME OF REPORT 09/08/99 7:15:35	14 REPORTING OFFICER / ID NO / DIV / UNIT B SCHIERMAN / 2347 / SPEC SERV	15 APPROVED BY / ID NO <i>[Signature]</i>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 7 of 7 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
6030	6B	99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MSC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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I TAPE RECORDED THE LESS LETHAL CALL OUT I RECEIVED FROM SGT. HOWE. I TURNED THE TAPE OVER TO SGT. LORENZEN.

13 DATE / TIME OF REPORT 09/08/99 7:15:35	14 REPORTING OFFICER / ID NO / DIV / UNIT B SCHIERMAN / 2347 / SPEC SERV	15 APPROVED BY / ID NO <i>[Signature]</i> 071145
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PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6080	3 BEAT 68M	4 RB NUMBER 99-67780
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PROPERTY TYPE: <input checked="" type="checkbox"/> EVIDENCE <input type="checkbox"/> FOUND <input type="checkbox"/> SAFEKEEPING	6 <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Felony	7 DATE OF INCIDENT 9-7-99
--	---	------------------------------

8 ORIGINAL INCIDENT / OFFENSE OFFICER INVOLVED SHOOTING	9 LOCATION OF INCIDENT (STREET ADDRESS AND CITY) 636 VENTURA ST FULLMORE CA
--	--

CODE: V - Victim S - Suspect A - Arrestee F - Finder O - Owner R - Reporting Party (Use Same Codes in Property Affiliation Box)

CODE 11 NAME (Last, First, Middle, Gen.) / FIRM NAME W- SCHIERMAN, WILLIAM	AKA / Moniker	RACE 12 WM	SEX 13 M	14 DOB	15 BUSINESS PHONE 805654-2340
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16 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) 800 S VICTORIA VENTURA CA 93009	CITY	STATE	ZIP	17 RESIDENCE PHONE ()
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CODE 18 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 20	SEX 21	22 DOB	23 BUSINESS PHONE ()
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24 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE	ZIP	25 RESIDENCE PHONE ()
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CODE 27 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 28	SEX 29	30 DOB	31 BUSINESS PHONE ()
--	---------------	---------	--------	--------	--------------------------

32 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE	ZIP	33 RESIDENCE PHONE ()
---	------	-------	-----	---------------------------

34 NARRATIVE

ON 9-7-99, I SUBMITTED THE BELOW ITEMS INTO THE CRIME LAB DRYER ROOM. ON 9-15-99, I RECEIVED THE ITEMS (COPY) FROM B.I. OFFICER FERRELL. I PACKED THE ITEMS INTO EVIDENCE AT THE VENTURA COUNTY CRIME LAB. ITEMS 1-3 PACKAGED TOGETHER.

35 PROPERTY / EVIDENCE INFORMATION

LOCATION BOOKED: <input type="checkbox"/> Crime Lab <input type="checkbox"/> E.C. <input type="checkbox"/> _____	SEARCH WARRANT? <input type="checkbox"/> Yes <input type="checkbox"/> No	FINDER WISHES TO CLAIM? <input type="checkbox"/> Yes <input type="checkbox"/> No
--	--	--

36 PROPERTY CLASSIFICATION CODES		PROPERTY CODES			
E - EVIDENCE	RC - RECOVERED PROPERTY	A - CURRENCY/NOTES	D - VEHICLE	G - FIREARMS	J - LIVESTOCK
SK - SAFEKEEPING	FP - FOUND PROPERTY	B - JEWELRY/PRECIOUS METALS	E - OFFICE EQUIPMENT	H - HOUSEHOLD GOODS	K - MISCELLANEOUS
		C - CLOTHING/FURS	F - ELECTRONIC EQUIPMENT	I - CONSUMABLE GOODS	

CODE E/C	ITEM # 1	QTY 1	ITEM NAME TENNIS SHOES	MAKE NIKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP AFFIL W-	ADDITIONAL INFORMATION BLACK IN COLOR					
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CODE E/C	ITEM # 2	QTY 1	ITEM NAME PANTS	MAKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP AFFIL W	ADDITIONAL INFORMATION "BOU" OLIVE DRAB MILITARY LONG SLEEVE SHIRT "LARGE"					
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CODE E/C	ITEM # 3	QTY 1	ITEM NAME PANTS	MAKE	MODEL / CALIBER	ID / SERIAL NUMBER
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PROP AFFIL W	ADDITIONAL INFORMATION OLIVE DRAB MILITARY "BOU" PANTS "LARGE"					
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DATE AND TIME OF REPORT 9-15-99/1800	38 REPORTING OFFICER / ID NO. / DIV / UNIT SCHIERMAN/2347/CSU	39 APPROVED BY / ID NO.
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40 COPIES TO	<input type="checkbox"/> DET / MC	<input type="checkbox"/> NARC	<input type="checkbox"/> GANG / SED	<input type="checkbox"/> STATS	<input type="checkbox"/> PRESS	<input type="checkbox"/> DOJ	<input type="checkbox"/> COURT	<input type="checkbox"/> OTHER
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Form with multiple sections: 1 CONNECTING REPORT NUMBERS, 2 R.D., 3 BEAT, 4 RB NUMBER, 5 CRIME/INCIDENT/SUPPLEMENTAL, 6 DOMESTIC/CHILD ABUSE/HATE, 7 CODE SECTION/DESCRIPTION, 8 CLASS., 9 CODE SECTION/DESCRIPTION, 10 CLASS., 11 CODE SECTION/DESCRIPTION, 12 CLASS., 13 CODE SECTION/DESCRIPTION, 14 CLASS., 15 OCCURRED FROM, 16 MO. DAY YR. TIME, 17 OCCURRED TO, 18 MO. DAY YR. TIME, 19 LOCATION OF OFFENSE/INCIDENT, 20 CODE, 21 CODE, 22 NAME, 23 RACE, 24 SEX, 25 HT, 26 WT, 27 HAIR, 28 EYES, 29 DOB, 30 AGE, 31 CITY STATE ZIP, 32 RESIDENCE PHONE, 33 BUSINESS/SCHOOL NAME, 34 BUSINESS PHONE, 35 OCCUPATION, 36 DAYS OFF, 37 WORK HRS, 38 INTERPRETER, 39 OPERATOR'S LIC. NO./STATE, 40 VEH. LIC. NO./STATE, 41 VEH. COLOR/YEAR/MAKE/MODEL/BODY STYLE, 42 OTHER CHARACTERISTICS/VIN NO., 43 CODE, 44 NAME, 45 RACE, 46 SEX, 47 HT, 48 WT, 49 HAIR, 50 EYES, 51 DOB, 52 AGE, 53 RESIDENCE ADDRESS/CITY/STATE/ZIP, 54 RESIDENCE PHONE, 55 BUSINESS/SCHOOL NAME, 56 BUSINESS PHONE, 57 OCCUPATION, 58 DAYS OFF, 59 WORK HRS, 60 INTERPRETER, 61 OPERATOR'S LIC. NO./STATE, 62 VEH. COLOR/YEAR/MAKE/MODEL/BODY STYLE, 64 OTHER CHARACTERISTICS/VIN NO., 65 ARSON, 66 BURGLARY, 67 ROBBERY, 68 THEFT, 69 VALUE/DOLLAR LOSS, 70 FORCE/WEAPON, 71 DOMESTIC VIOLENCE/SEX/HATE CRIMES, 72 SPECIAL INTEREST, 73 DATE AND TIME REPORTED, 74 DATE/TIME OF REPORT, 75 REPORTING OFFICER/ID NO./DIV./UNIT, 76 APPROVED BY/ID NO., 77 COPIES TO, 78 OTHER.

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 3
 AGENCY IDENTIFIER CA0560000

78 RB NUMBER

79 ADDITIONAL NAME (Complete Front Page First)

81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 82	SEX 83	84 HT	85 WT	88 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							91 RESIDENCE PHONE ()		
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							93 BUSINESS PHONE ()		
94 OCCUPATION (<input type="checkbox"/> STUDENT)		95 DAYS OFF	96 WORK HRS	97 INTERPRETER		98 OPERATOR'S LIC. NO. / STATE			
99 VEHICLE LIC. NO. / STATE	100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				101 OTHER CHARACTERISTICS / VIN NO.				

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 / RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT:

Parties involved are described in 13700 (B) PC and

Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or

A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party.

A felony A misdemeanor arrest was made for (_____ PC)

104 RELATIONSHIP OF PARTIES

SPOUSES FORMER SPOUSES

DATING/ ENGAGED FORMER DATING

COHABITANTS FORMER COHABITANT

PARENTS OF CHILD FROM RELATIONSHIP

105 # OF PRIOR RESPONSES? _____ ALCOHOL/DRUG USE BY ABUSER? Yes No

106 BICYCLE INFORMATION

107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 Boys ATB Road Hybrid Girls Juv. BMX Cruiser

109 COLOR

110 MAKE / MODEL

111 FRAME SIZE

112 WHEEL SIZE

113 GEARS

114 SERIAL NUMBER

115 LICENSE NO. / CITY

116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS

117 VALUE

NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime. List stolen / lost property (use format below). Enter total value/dollar loss on #69. All suspect information on Suspect Report.

PROPERTY CLASSIFICATION CODES

SP - STOLEN PROPERTY
LP - LOST PROPERTY

PROPERTY CODES

A - CURRENCY / NOTES
B - JEWELRY / PRECIOUS METALS
C - CLOTHING / FURS

D - VEHICLE
E - OFFICE EQUIPMENT
F - ELECTRONIC EQUIPMENT

G - FIREARMS
H - HOUSEHOLD GOODS
I - CONSUMABLE GOODS

J - LIVESTOCK
K - MISCELLANEOUS

120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE	
			ON 9-7-99 AT 1100 HOURS DEP GULIN AND I WERE AT THE USA GAS STATION 1600 VENTURA ST, ON THE PERIMETER OF THE CRIME SCENE. (W) [REDACTED] IS EMPLOYED BY USA GAS STATION. [REDACTED] CAR WAS PARKED INSIDE THE PERIMETER, BEHIND THE GAS STATION. [REDACTED] ASKED IF HE COULD TAKE HIS CAR ([REDACTED]) FROM THE GAS STATION TO GO TO HIS OTHER JOB. I SPOKE WITH FARIAS AND HE TOLD ME THE FOLLOWING:						
			[REDACTED] WAS INSIDE THE GAS STATION AT ABOUT 0230 TO 0300 HRS. [REDACTED] SAW SHERIFFS DEPUTIES FOLLOWING THE SUSPECT AT THE CHEVRON STATION ACROSS "A" STREET. [REDACTED] WENT OUTSIDE TO SEE WHAT WAS HAPPENING [REDACTED] HEARD SHERIFF'S DEPUTIES YELLING AT THE SUSPECT TO "STOP" [REDACTED] SAW THE SUSPECT DRINK FROM A GLASS BOTTLE. THE SUSPECT WAS YELLING AT DEPUTIES TO LEAVE HIM ALONE.						

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 10B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE	
/	/	/	<p>██████████ SAID THE SUSPECT STATED " I DON'T WANT TO HURT ANYBODY." THE SUSPECT CONTINUED WALKING. THE DEPUTIES CONTINUED TO PLEAD WITH THE SUSPECT. THE SUSPECT ASKED FOR MAX PINA. THE SUSPECT TOLD THE DEPUTIES A SECOND TIME TO "GET MAX PINA."</p>						
/	/	/	<p>AT THIS TIME A DEPUTY TOLD ██████████ TO SHUT DOWN AND LOCK UP THE GAS STATION. ██████████ WENT INSIDE AND LOCKED THE GAS STATION. ██████████ WENT TO THE GARAGE WINDOW, LOCATED AT THE BACK OF THE GAS STATION. ██████████ COULD SEE THE DEPUTIES PLEADING WITH THE SUSPECT BEHIND THE GAS STATION. ██████████ BECAME SCARED, LEFT THE BACK OF THE STATION AND RETURNED TO THE FRONT. ██████████ DID NOT SEE OR HEAR ANYTHING ELSE.</p>						
/	/	/	<p>PER DETECTIVE LORENZEN, ██████████ VEHICLE WAS RELEASE TO ██████████</p>						

13 DATE / TIME OF REPORT 9-7-99 / 1100	14 REPORTING OFFICER / ID NO / DIV / UNIT V. TINOCO 2817 / WCPS / HQ	15 APPROVED BY / ID NO <i>[Signature]</i> 0712
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 1 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B1	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description: SUICIDAL SUBJECT

Code Section / Description: (Reclassify To:)

Code: A-1 Name: JARAMILLO, JOSE LUIS

ON 9-7-99, AT APPROXIMATELY 0330 HOURS, I RECEIVED A SWAT PAGE ADVISING THE "LESS THAN LETHAL" TEAM RESPOND TO FILLMORE FOR A SUICIDAL SUBJECT WITH A GUN. BY THE TIME I ARRIVED AT THE LOCATION IN FILLMORE, THE TEAM HAD DEPLOYED AND WAS DEALING WITH THE SUBJECT, LATER IDENTIFIED AS A-1, JOSE LUIS JARAMILLO. I ADVISED SGT. HOWE #1105, I WAS ON SCENE AND HE TOLD ME TO BRING MY CAR TO HIS LOCATION. ONCE I ARRIVED AT THE SCENE, SGT. HOWE TOLD ME TO TRANSPORT SENIOR DEPUTY MACIAS #2362 TO THE FILLMORE SUB-STATION.

ONCE AT THE FILLMORE SUB-STATION, SENIOR DEPUTY MACIAS AND I STAYED INSIDE THE FRONT OFFICE. I TELEPHONED SGT. HOWE AND HE ADVISED ME TO SECURE SENIOR DEPUTY MACIAS' WEAPON IN THE TRUNK OF MY CAR. SENIOR DEPUTY MACIAS AND I WALKED OUT TO THE CAR AND HE PLACED HIS WEAPON INSIDE THE TRUNK. AFTER SECURING THE WEAPON, WE RETURNED TO THE FRONT OFFICE OF THE STATION.

SGT. ERICKSON #1436, FROM INTERNAL AFFAIRS ARRIVED AT THE STATION AND ADVISED HE WANTED THE SHOT GUN USED BY DEPUTY PETTIT #3100 SECURED IN MY TRUNK UNTIL SOMEONE FROM B.I. ARRIVED TO TAKE THE WEAPONS AS EVIDENCE. FOR FURTHER DETAILS OF THE SHOT GUN REFER TO DEPUTY BROOKER'S #1986 REPORT FOR DETAILS. A SHORT TIME LATER, S.S.T. [REDACTED] #2233, FROM THE CRIME LAB ARRIVED AND TOOK BOTH WEAPONS AS EVIDENCE. FOR FURTHER DETAILS OF THE WEAPONS REFER TO S.S.T. [REDACTED] REPORT.

13 DATE / TIME OF REPORT

09/07/99 14:40

14 REPORTING OFFICER / ID NO / DIV / UNIT

K. CLANCY/2605/SPEC.SERV./CSU

15 APPROVED BY / ID NO

[Signature] #1125

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6030	3 BEAT 6801	4 RB NUMBER 99-67780
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL		6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>		
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING		8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
15 OCCURRED FROM	MO. DAY YR. TIME	16 DOW	17 OCCURRED TO	MO. DAY YR. TIME
	9 7 99	TUE		9 7 99 -
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP YONS SHOPPING CENTER 600 BLK. FILLMORE, CA. 93015				
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY				
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX
A	JARAMILLO, JOE		H	M
25 HT	26 WT	27 HAIR	28 EYES	29 DOB
5-10	215	BRN	BRN	
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE
			OXNARD	CA
			ZIP	93030
32 RESIDENCE PHONE ()				
33 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE
34 BUSINESS PHONE ()				
35 OCCUPATION (<input type="checkbox"/> STUDENT)		36 DAYS OFF	37 WORK HRS	38 INTERPRETER
40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	42 OTHER CHARACTERISTICS / VIN NO.		
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX
47 HT	48 WT	49 HAIR	50 EYES	51 DOB
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE
			ZIP	
54 RESIDENCE PHONE ()				
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)			CITY	STATE
			ZIP	
56 BUSINESS PHONE ()				
57 OCCUPATION (<input type="checkbox"/> STUDENT)		58 DAYS OFF	59 WORK HRS	60 INTERPRETER
62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	64 OTHER CHARACTERISTICS / VIN NO.		
65 ARSON	66 BURGLARY	68 THEFT	70 FORCE / WEAPON	72 SPECIAL INTEREST
<input type="checkbox"/> Single Fam. Resd.	<input type="checkbox"/> Residential	<input type="checkbox"/> Auto Parts	<input type="checkbox"/> No Force	(Copy to Agency/Unit)
<input type="checkbox"/> Inhabited	<input type="checkbox"/> Vehicle	<input type="checkbox"/> Bicycle	<input type="checkbox"/> No Weapon	<input type="checkbox"/> Domestic Violence
<input type="checkbox"/> Uninhabited	<input type="checkbox"/> Commercial	<input type="checkbox"/> From Bldg.	<input type="checkbox"/> Verbal Only	<input type="checkbox"/> Sex Crime
<input type="checkbox"/> Storage	<input type="checkbox"/> Other	<input type="checkbox"/> Coin Machine	<input type="checkbox"/> Attempt Only	<input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA
<input type="checkbox"/> Industrial		<input type="checkbox"/> From Person	<input type="checkbox"/> Great Bodily Injury	<input type="checkbox"/> Gang Related
<input type="checkbox"/> Commercial		<input type="checkbox"/> From Vehicle	<input type="checkbox"/> Firearm	<input type="checkbox"/> Hate Crime
<input type="checkbox"/> Other Structure	67 ROBBERY	<input type="checkbox"/> Purse Snatch	<input type="checkbox"/> Knife	<input type="checkbox"/> Agricultural
<input type="checkbox"/> Public Place	<input type="checkbox"/> Bank	<input type="checkbox"/> Shoplift	<input type="checkbox"/> Hands/Fists/Feet	<input type="checkbox"/> Probation <input type="checkbox"/> Parole
<input type="checkbox"/> Vehicle	<input type="checkbox"/> Chain Store	<input type="checkbox"/> Other	<input type="checkbox"/> Other	<input type="checkbox"/> Other
<input type="checkbox"/> Unlawful Fire	<input type="checkbox"/> Commercial			
<input type="checkbox"/> Forest	<input type="checkbox"/> Gas Station			
<input type="checkbox"/> Injury Occurred	<input type="checkbox"/> Highway	69 VALUE / DOLLAR LOSS	71 DOMESTIC VIOLENCE / SEX / HATE CRIMES	
<input type="checkbox"/> Other	<input type="checkbox"/> Residence	\$	<input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2	
	<input type="checkbox"/> Other	VALUE / DAMAGE LOSS	<input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO	
		\$		
73 DATE AND TIME REPORTED	74 DATE / TIME OF REPORT	75 REPORTING OFFICER / ID NO. / DIV. / UNIT	76 APPROVED BY / ID NO.	
9-7-99 2100	9-7-99 2100	BULLINGTON 1950 W/L PABO	[Signature]	
77 COPIES TO <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER				

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 2 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <i>6030</i>	2 BEAT <i>660</i>	3 RB NUMBER <i>99-67780</i>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99 at approximately 0230 hrs, I was dispatched to Fillmore to assist with a man with a gun call. I arrived and asked by the Incident Commander, Sgt. Larson to set up an exterior perimeter blocking traffic from coming into the area.

Suspect Jaramillo was in the parking lot of the Vons shopping center located at the corner of Hwy 126 and A Street. I positioned Deputies as follows.

- Sr. Dep. Hamilton at 126 west of A street blocking E/B 126 traffic.
- Dep. Beauvais at 126 at central blocking W/B 126 traffic.
- Dep. Beckett at Hwy 23 south of Vons, blocking N/B 23 traffic.
- Sr. Dep. Sanders at Olive and 126 blocking S/B Olive traffic.
- Dep. Benavides North perimeter of the Vons Parking lot.
- Dep. Mayorga at the east Vons driveway off Central avenue.

I positioned myself on A street north of the 126 blocking traffic S/B on A.

I could not see the suspect in the parking lot. When the less than lethal team arrived I heard Sr. Dep. Schierman give an announcement over the radio advising all personnel that the team would make entry and be using light sound diversionary devices. Moments later I heard the loud bangs and several gun shots.

After the suspect was taken into custody and transported to the hospital I responded to Vons and helped seal the crime scene. I had Dep. Beauvais report to Sgt. Larson and act as a scribe. I opened up the exterior perimeter approximately 30 minutes after the shooting and had the above deputies help contain the interior crime scene.

I responded to the Fillmore substation and contacted Deputy Marty Pettit and Sr. Dep. Carlos Macias who were both involved in the shooting. Dep. Brooker was sitting with Dep. Pettit. Dep. Brooker had Pettit's shotgun with him that Pettit had used in the shooting. Dep. Clancy was sitting with Dep. Macias and had taken Dep. Macias SWAT weapon used in the shooting and secured it in the trunk of his car.

I contacted the Sheriff's Association at both Deputies request to have them get an Attorney for them. I stayed with both Deputies until their weapons were secured by B.I. and left at approximately 1000 hrs.

13 DATE / TIME OF REPORT <i>9-7-99 2100 HRS</i>	14 REPORTING OFFICER / ID NO / DIV / UNIT <i>SGT. BULLINGTON 1958 H/L PATROL</i>	15 APPROVED BY / ID NO <i>[Signature] 0197/ST</i>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6030	3 BEAT 6B01	4 RB NUMBER 99-67780
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL		6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>		
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING		8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
15 OCCURRED FROM	MO. DAY YR. TIME 09 01 99 0335	16 DOW TUE	17 OCCURRED TO	MO. DAY YR. TIME 09 07 99 0530
18 LOCATION OF OFFENSE / INCIDENT 600 BLOCK VENTURA		ADDRESS FILLMORE CA	CITY 93015	STATE ZIP
20 CODE: V - VICTIM	W - WITNESS	R - REPORTING PARTY	F - FINDER	O - OWNER
21 CODE A	22 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMILLO, JOE	AKA / Moniker	RACE H	SEX M
23 HT 5'10"	24 WT 175	25 HAIR BRN	26 EYES BRN	29 DOB
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) OXNARD CA 93030		CITY	STATE	ZIP
33 BUSINESS / SCHOOL NAME		ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE ZIP
35 OCCUPATION (<input type="checkbox"/> STUDENT)	36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE
40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	42 OTHER CHARACTERISTICS / VIN NO.		
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 45	SEX 46
47 HT	48 WT	49 HAIR	50 EYES	51 DOB
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)		CITY	STATE	ZIP
55 BUSINESS / SCHOOL NAME		ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE ZIP
57 OCCUPATION (<input type="checkbox"/> STUDENT)	58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE
62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	64 OTHER CHARACTERISTICS / VIN NO.		
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other	66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other	67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other	68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other	69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$
70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other		71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO		
72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other	73 DATE AND TIME REPORTED 9-7-99/0330			
74 DATE / TIME OF REPORT 9-7-99 / 1830		75 REPORTING OFFICER / ID NO / DIV / UNIT BLAUVAIS 3173 WCPHQ 3D3		76 APPROVED BY / ID NO. <i>[Signature]</i>
77 COPIES TO: <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT		<input type="checkbox"/> OTHER		

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page B of B Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <u>6030</u>	2 BEAT <u>6801</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99 at approximately 0335 hours, Senior Deputy Hamilton and I (3D13) were dispatched to a call of a suicidal subject in the city of Fillmore. We arrived at 0350 hours.

Sergeant Bullington told me to go to the east end of town and block traffic. I positioned myself at the intersection of Ventura Avenue and Central. I routed traffic around the crime scene. Because of my location, I was unable to see any action taking place at the scene.

While routing traffic, I heard, via my hand-held radio, an announcement go out stating the SWAT Team would be using less-than-lethal force and there would be a loud noise occurring. The voice asked for a reply by the perimeter deputies via a roll call. I responded with my call sign. Several minutes later, I heard a loud bang and then a voice announced the scene was contained and the subject was down.

At 0520 hours, Sergeant Bullington dispatched me to the crime scene where I performed the duties of a scribe. I documented all parties at the incident and logged everyone who entered and exited the crime scene. I performed this duty until relieved by Deputy Hackworth of the Fillmore Station at approximately 0820 hours. At that time, I turned over all of my logs to Deputy Hackworth. Senior Deputy Hamilton and I left the scene at 0828 hours.

13 DATE / TIME OF REPORT <u>9-7-99 / 1800</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>E. BEAUVAIS 3173 WCPHQ 3D13</u>	15 APPROVED BY / ID NO <u>[Signature] 011758</u>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D.	3 BEAT	4 RB NUMBER
		6050	6801	99-67780

<input type="checkbox"/> CRIME	<input checked="" type="checkbox"/> INCIDENT	<input type="checkbox"/> SUPPLEMENTAL	<input type="checkbox"/> DOMESTIC	<input type="checkbox"/> CHILD ABUSE	<input type="checkbox"/> HATE
<input type="checkbox"/> CASE CLEARED			<input type="checkbox"/> GANG	<input type="checkbox"/> ELDERLY ABUSE	

7 CODE SECTION / DESCRIPTION (INCIDENT) <i>REQUEST FOR OFFICER</i>	8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	10 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.
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11 CODE SECTION / DESCRIPTION (INCIDENT)	12 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	14 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.
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15 OCCURRED FROM	MO. DAY YR. TIME	16 DOW	17 OCCURRED TO	MO. DAY YR. TIME	18 DOW
	09 07 99 0300	TUE		09 07 99 0700	TUE

19 LOCATION OF OFFENSE / INCIDENT	ADDRESS	CITY	STATE	ZIP
	636 VENTURA ST.	FILLMORE	CA	90315

20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY

21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE
W-1			H	M	5'10"	160	BRN	H22		

31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE	ZIP	32 RESIDENCE PHONE
	FILLMORE	CA	93015	

33 BUSINESS / SCHOOL NAME	ADDRESS / (<input checked="" type="checkbox"/> Same as Box # 19)	CITY	STATE	ZIP	34 BUSINESS PHONE
VONS					(805) 524-1445

35 OCCUPATION (<input type="checkbox"/> STUDENT)	36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE
CLERK	VARY	VARY	-	

40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	42 OTHER CHARACTERISTICS / VIN NO.

43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE
W-2			H	F	5'5"	195	BLK	BRN		

53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)	CITY	STATE	ZIP	54 RESIDENCE PHONE
	VENTURA			

55 BUSINESS / SCHOOL NAME	ADDRESS / (<input checked="" type="checkbox"/> Same as Box # 19)	CITY	STATE	ZIP	56 BUSINESS PHONE
VONS					(805) 524-1445

57 OCCUPATION (<input type="checkbox"/> STUDENT)	58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE
CLERK	VARY	VARY	-	NONE

62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	64 OTHER CHARACTERISTICS / VIN NO.

65 ARSON <input type="checkbox"/> Single Fam / Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other	66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other	67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain / Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other	68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other	69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$	70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other	71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO	72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang/Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other
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73 DATE AND TIME REPORTED	74 DATE / TIME OF REPORT	75 REPORTING OFFICER / ID NO. / DIV. / UNIT	76 APPROVED BY / ID NO.
9-7-99/0300	9-7-99/0830	SANDERS / 2485 / N.C.P.S. / A	W. M. M. R. 2022 9/7/99

77 COPIES TO DET/MC NARC GANG/SED STATS PRESS DOJ COURT OTHER

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 3 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. <i>6030</i>	2 BEAT <i>6801</i>	3 RB NUMBER <i>99-67780</i>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9/7/99, at approximately 0300 hrs., Deputy J. Benavides #3027 and I were dispatched to Fillmore in reference to a request for an officer, man with a gun, call. Upon our arrival, Sgt. B. Larson instructed me to block traffic at the T sections of Olive Street and Ventura Road. Benavides was told to block traffic at Orange Grove and Ventura Road (refer to Benavides' report same RB # for details).

From Olive Street, I could not see the incident, but I could hear the officers on scene yelling for Jaramillos to show them his hands. A few minutes later, I heard two or three loud bangs followed by more commands from the officers to Jaramillos to show his hands.

At approximately 0500 hrs., Jaramillos was taken into custody. At Approximately 0545 hrs., I contacted (W-1) [REDACTED], an employee of Vons, and asked him what he saw or heard. Gurrola told me the following: He was in the break room inside of Vons and did not see or hear anything. I then contacted (W-2) [REDACTED] n who is also an employee of Vons who told me he was inside of Vons and heard two loud bangs, but did not see anything.

13 DATE / TIME OF REPORT <i>9-7-99/0830</i>	14 REPORTING OFFICER / ID NO / DIV / UNIT <i>SANDERS / 2435 / WC-PS / 01</i>	15 APPROVED BY / ID NO <i>[Signature] 2422</i>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6030		3 BEAT 6B		4 RB NUMBER 99-67780								
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL				6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE										
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING				8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)								
10 CASE CLEARED <input type="checkbox"/>				11 <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>										
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)		14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.								
15 OCCURRED FROM		16 DOW		17 OCCURRED TO		18 DOW								
MO. DAY YR. TIME		MO. DAY YR. TIME		MO. DAY YR. TIME		MO. DAY YR. TIME								
9 7 99 10330		TUE												
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP 636 VENTURA ST., FILLMORE, CALIF, 93015														
20 CODE: V-VICTIM W-WITNESS R-REPORTING PARTY F-FINDER O-OWNER P-PARTY														
21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME			23 RACE	24 SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE			
A	JARAMILLO, JOE			H	M	5-10	215	BRO	GRN					
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)								32 RESIDENCE PHONE						
OXNARD, CALIF, 93030								()						
33 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)								34 BUSINESS PHONE						
								()						
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE				
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE						42 OTHER CHARACTERISTICS / VIN NO.						
43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME			45 RACE	46 SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE			
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #)								54 RESIDENCE PHONE						
								()						
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #)								56 BUSINESS PHONE						
								()						
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE				
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE						64 OTHER CHARACTERISTICS / VIN NO.						
65 ARSON			66 BURGLARY			67 THEFT			68 FORCE / WEAPON			72 SPECIAL INTEREST		
<input type="checkbox"/> Single Fam. Resd.			<input type="checkbox"/> Residential			<input type="checkbox"/> Auto Parts			<input type="checkbox"/> No Force			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
<input type="checkbox"/> Inhabited			<input type="checkbox"/> Vehicle			<input type="checkbox"/> Bicycle			<input type="checkbox"/> No Weapon					
<input type="checkbox"/> Uninhabited			<input type="checkbox"/> Commercial			<input type="checkbox"/> From Bldg.			<input type="checkbox"/> Verbal Only					
<input type="checkbox"/> Storage			<input type="checkbox"/> Other			<input type="checkbox"/> Coin Machine			<input type="checkbox"/> Attempt Only					
<input type="checkbox"/> Industrial						<input type="checkbox"/> From Person			<input type="checkbox"/> Great Bodily Injury					
<input type="checkbox"/> Commercial						<input type="checkbox"/> From Vehicle			<input type="checkbox"/> Firearm					
<input type="checkbox"/> Other Structure						<input type="checkbox"/> Purse Snatch			<input type="checkbox"/> Knife					
<input type="checkbox"/> Public Place						<input type="checkbox"/> Shoplift			<input type="checkbox"/> Hands/Fists/Feet					
<input type="checkbox"/> Vehicle						<input type="checkbox"/> Other			<input type="checkbox"/> Other					
<input type="checkbox"/> Unlawful Fire														
<input type="checkbox"/> Forest														
<input type="checkbox"/> Injury Occurred														
<input type="checkbox"/> Other														
69 VALUE / DOLLAR LOSS				70 DOMESTIC VIOLENCE / SEX / HATE CRIMES										
\$				<input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2										
71 VALUE / DAMAGE LOSS				<input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO										
\$														
73 DATE AND TIME REPORTED			74 DATE / TIME OF REPORT			75 REPORTING OFFICER / ID NO. / DIV / UNIT			76 APPROVED BY / ID NO.					
9-7-99 / 0330			9-7-99 / 0820			S.D. MAYORGA 2672			[Signature]					
77 COPIES TO <input type="checkbox"/> DET/MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT				78 OTHER										

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D.	3 BEAT	4 RB NUMBER
		6030	6B01	99-67780
<input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____		6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____		
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING		8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
11 CODE SECTION / DESCRIPTION (INCIDENT)		12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	
15 OCCURRED FROM	MO. DAY YR. TIME	16 DOW	17 OCCURRED TO	MO. DAY YR. TIME
	9 7 99 0330	TUE		9 7 99 0530
19 LOCATION OF OFFENSE / INCIDENT ADDRESS		CITY	STATE	ZIP
636 VENTURA ST.		VENTURA	CA	93015
20 CODE	V - VICTIM	W - WITNESS	R - REPORTING PARTY	F - FINDER
21	22 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX
A	JARAMILLO, JOE		H	M
23	24	25 HT	26 WT	27 HAIR
		5'10	215	BRO
28 EYES	29 DOB	30 AGE		
GRN				
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP
[REDACTED]		OXNARD	CA	93030
33 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP
35 OCCUPATION (<input type="checkbox"/> STUDENT)		36 DAYS OFF	37 WORK HRS	38 INTERPRETER
40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			42 OTHER CHARACTERISTICS / VIN NO.
43	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX
45	46	47 HT	48 WT	49 HAIR
50 EYES	51 DOB	52 AGE		
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY	STATE	ZIP
57 OCCUPATION (<input type="checkbox"/> STUDENT)		58 DAYS OFF	59 WORK HRS	60 INTERPRETER
62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			64 OTHER CHARACTERISTICS / VIN NO.
65 ARSON		66 BURGLARY		67 ROBBERY
<input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other		<input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other		<input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other
68 THEFT		69 VALUE / DOLLAR LOSS		70 FORCE / WEAPON
<input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other		\$ _____ VALUE / DAMAGE LOSS \$ _____		<input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other
72 SPECIAL INTEREST (Copy to Agency/Unit)		71 DOMESTIC VIOLENCE / SEX / HATE CRIMES		
<input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		<input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 8254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO		
73 DATE AND TIME REPORTED		74 DATE / TIME OF REPORT		75 REPORTING OFFICER / ID NO. / DIV. / UNIT
9-7-99 / 0330		9-7-99 / 0830		BECKETT / 2730 / W.C.P.S.
77 COPIES TO		76 APPROVED BY / ID NO.		
<input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT		<input type="checkbox"/> OTHER		

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 2 AGENCY IDENTIFIER CA0560000

78 RB NUMBER

99-67780

79 ADDITIONAL NAME (Complete Front Page First)

81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 82	SEX 83	84 HT	85 WT	86 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP						91 RESIDENCE PHONE ()			
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP						93 BUSINESS PHONE ()			
94 OCCUPATION (<input type="checkbox"/> STUDENT)			95 DAYS OFF	96 WORK HRS	97 INTERPREFER		98 OPERATOR'S LIC. NO. / STATE		
99 VEHICLE LIC. NO. / STATE		100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			101 OTHER CHARACTERISTICS / VIN NO.				

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 I RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT:

Parties involved are described in 13700 (B) PC and

Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or

A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party.

A felony A misdemeanor arrest was made for (_____ PC)

104 RELATIONSHIP OF PARTIES

SPOUSES FORMER SPOUSES

DATING/ ENGAGED FORMER DATING

COHABITANTS FORMER COHABITANT

PARENTS OF CHILD FROM RELATIONSHIP

105 # OF PRIOR RESPONSES? ALCOHOL/DRUG USE BY ABUSER? Yes No

120 BICYCLE INFORMATION

107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 Boys ATB Road Hybrid Girls Juv. BMX Cruiser

109 COLOR 110 MAKE / MODEL 111 FRAME SIZE 112 WHEEL SIZE 113 GEARS 114 SERIAL NUMBER

115 LICENSE NO. / CITY 116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS 117 VALUE

NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime. List stolen / lost property (use format below.) Enter total value/dollar loss on #89. All suspect information on Suspect Report.

119 PROPERTY CLASSIFICATION CODES

SP - STOLEN PROPERTY LP - LOST PROPERTY

A - CURRENCY / NOTES B - JEWELRY / PRECIOUS METALS C - CLOTHING / FURS

D - VEHICLE E - OFFICE EQUIPMENT F - ELECTRONIC EQUIPMENT

G - FIREARMS H - HOUSEHOLD GOODS I - CONSUMABLE GOODS

J - LIVESTOCK K - MISCELLANEOUS

120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE
/			I RESPONDED TO ASSIST FILLMORE DEPUTIES IN REFERENCE TO A WANTED SUBJECT WHO POSSIBLY HAD A GUN. I WAS TOLD TO GO TO THE INTERSECTION OF RIVER ST. AND A ST. AND PREVENT TRAFFIC FROM MOVING NORTH ON A ST. PAST THE SHOPPING CENTER WHERE THE SUSPECT WAS. I WAS NOT GIVEN ANY DETAILS OF THE ORIGINAL CALL.					
/			AT APPROXIMATELY 0530 HOURS, I HEARD THREE LOUD BANGS COMING FROM THE SHOPPING CENTER. I DID NOT SEE ANYTHING OR HEAR ANYTHING MORE AFTER THAT.					
/			I WAS RELEASED FROM PERIMETER CONTROL AT 0730 HOURS					

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Form with multiple sections: 1 CONNECTING REPORT NUMBERS, 2 R.D., 3 BEAT, 4 RB NUMBER, 5 CRIME/INCIDENT/SUPPLEMENTAL, 6 DOMESTIC/CHILD ABUSE/HATE/GANG/ELDERLY ABUSE, 7-14 CODE SECTION/DESCRIPTION, 15-18 OCCURRED FROM/DOW, 19 LOCATION OF OFFENSE, 20 CODE, 21-30 PERSONAL INFORMATION, 31-34 RESIDENCE/BUSINESS, 35-39 OCCUPATION, 40-43 VEHICLE INFORMATION, 44-53 PERSONAL INFORMATION, 54-61 RESIDENCE/BUSINESS, 62-65 VEHICLE INFORMATION, 65-72 CRIME TYPES, 73-76 REPORTING/DATE/TIME, 77 COPIES TO, 78 APPROVED BY.

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 3 AGENCY IDENTIFIER CA0560000

78 RB NUMBER
 99-67780

79 ADDITIONAL NAME (Complete Front Page First)

81 CODE	81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Monitor	RACE 82	SEX 83	84 HT	85 WT	86 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							91 RESIDENCE PHONE ()			
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							93 BUSINESS PHONE ()			
94 OCCUPATION (<input type="checkbox"/> STUDENT)			95 DAYS OFF	96 WORK HRS	97 INTERPRETER		98 OPERATOR'S LIC. NO. / STATE			
99 VEHICLE LIC. NO. / STATE		100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				101 OTHER CHARACTERISTICS / VIN NO.				

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT: <input type="checkbox"/> Parties involved are described in 13700 (B) PC and <input type="checkbox"/> Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or <input type="checkbox"/> A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party. <input type="checkbox"/> A felony <input type="checkbox"/> A misdemeanor arrest was made for (_____ PC)	104 RELATIONSHIP OF PARTIES <input type="checkbox"/> SPOUSES <input type="checkbox"/> FORMER SPOUSES <input type="checkbox"/> DATING/ ENGAGED <input type="checkbox"/> FORMER DATING <input type="checkbox"/> COHABITANTS <input type="checkbox"/> FORMER COHABITANT <input type="checkbox"/> PARENTS OF CHILD FROM RELATIONSHIP
105 # OF PRIOR RESPONSES? _____ ALCOHOL/DRUG USE BY ABUSER? <input type="checkbox"/> Yes <input type="checkbox"/> No	

106 BICYCLE INFORMATION

107 <input type="checkbox"/> STOLEN <input type="checkbox"/> LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)	108 COLOR 109	110 MAKE / MODEL	111 FRAME SIZE	112 WHEEL SIZE	113 GEARS	114 SERIAL NUMBER
115 LICENSE NO. / CITY	116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS				117 VALUE	

NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime. List stolen / lost property (use format below.) Enter total value/dollar loss on #69. All suspect information on Suspect Report.

PROPERTY CLASSIFICATION CODES: SP - STOLEN PROPERTY, LP - LOST PROPERTY

PROPERTY CODES: A - CURRENCY / NOTES, B - JEWELRY / PRECIOUS METALS, C - CLOTHING / FURS, D - VEHICLE, E - OFFICE EQUIPMENT, F - ELECTRONIC EQUIPMENT, G - FIREARMS, H - HOUSEHOLD GOODS, I - CONSUMABLE GOODS, J - LIVESTOCK, K - MISCELLANEOUS

120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE
/			ON 9-6-99 AT APPROXIMATELY 0335 HOURS, I WAS IN THE "D" STATION BRIEFING ROOM WHEN DEPUTY BEAVALIS #3173 AND I WERE DISPATCHED TO THE CITY OF FILLMORE TO ASSIST ON A POSSIBLE ARMED SUICIDAL SUBJECT CALL. WE ARRIVED AT 0349 HOURS AND TOOK OVER TRAFFIC CONTROL DUTIES ON HWY 126 JUST EAST OF "B" ST. ABOUT 5 MINUTES LATER, SGT. LARSEN HAD DEPUTY BEAVALIS MOVE TO A DIFFERENT LOCATION WHILE I CONTINUED TO DIRECT TRAFFIC AT 126 AND "B".					
/			FROM MY LOCATION, I COULD NOT SEE OR HEAR THE SUSPECT OR DEPUTIES AT THE ACTUAL SCENE. WHILE I WAS DIRECTING TRAFFIC, I HEARD A PARTIAL BROADCAST STATING THE SPECIAL WEAPONS TEAM WAS GOING TO ATTEMPT TO USE "LESS THAN LETHAL FORCE." MOST OF THE BROADCAST WAS BLOCKED OUT BY THE SOUND A DIESEL ENGINE IDLING BESIDE ME.					

CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS		2 R.D. 6030	3 BEAT 6801	4 RB NUMBER 99-67780
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<input type="checkbox"/> CRIME	<input type="checkbox"/> INCIDENT	<input checked="" type="checkbox"/> SUPPLEMENTAL	6 <input type="checkbox"/> DOMESTIC	<input type="checkbox"/> CHILD ABUSE	<input type="checkbox"/> HATE
<input type="checkbox"/> CASE CLEARED			<input type="checkbox"/> GANG	<input type="checkbox"/> ELDERLY ABUSE	

7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING	8 CLASS. <input checked="" type="checkbox"/> Misd. <input type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.
11 CODE SECTION / DESCRIPTION (INCIDENT)	12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.
15 OCCURRED FROM MO. DAY YR. TIME 9 7 99 0300	16 DOW TUES	17 OCCURRED TO MO. DAY YR. TIME	18 DOW

19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP
1236 VENTURA ST FULLMORE CALIF 93015

20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY

21 CODE A1	22 NAME (Last, First, Middle, Gen.) / FIRM NAME JARAMILLO JOSE LUIS	AKA / Moniker	RACE H	SEX M	25 HT 5'10	26 WT 215	27 HAIR BR	28 EYES GN	29 DOB	30 AGE
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31 RESIDENCE ADDRESS / (Same as Box #) CITY STATE ZIP
OXNARD CALIF

32 RESIDENCE PHONE ()

33 BUSINESS / SCHOOL NAME ADDRESS / (Same as Box #) CITY STATE ZIP

34 BUSINESS PHONE ()

35 OCCUPATION (STUDENT)
NONE

36 DAYS OFF

37 WORK HRS

38 INTERPRETER

39 OPERATOR'S LIC. NO. / STATE
CA

40 VEH. LIC. NO. / STATE

41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE

42 OTHER CHARACTERISTICS / VIN NO.

43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE
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53 RESIDENCE ADDRESS / (Same as Box #) CITY STATE ZIP

54 RESIDENCE PHONE ()

55 BUSINESS / SCHOOL NAME ADDRESS / (Same as Box #) CITY STATE ZIP

56 BUSINESS PHONE ()

57 OCCUPATION (STUDENT)

58 DAYS OFF

59 WORK HRS

60 INTERPRETER

61 OPERATOR'S LIC. NO. / STATE

62 VEH. LIC. NO. / STATE

63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE

64 OTHER CHARACTERISTICS / VIN NO.

65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other	66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other	68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other	70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other	72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other
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69 VALUE / DOLLAR LOSS \$

71 DOMESTIC VIOLENCE / SEX / HATE CRIMES
 D.V. and/or S. A. Pamphlet given to: Victim P-1 P-2
 Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. YES NO

73 DATE AND TIME REPORTED 9-7-99 0300	74 DATE / TIME OF REPORT 9-7-99 2030	75 REPORTING OFFICER / ID NO. / DIV / UNIT RL Zermeno #1087	76 APPROVED BY / ID NO. [Signature]
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77 COPIES TO DET/MC NARC GANG/SED STATS PRESS DOJ COURT OTHER

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030 2 BEAT 6601 3 RB NUMBER 99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers: **99-67780**

Code Section / Description Code Section / Description (Reclassify To:)
OFFICER INVOLVED SHOOTING

Code: A-1 Name: JARAMILLO, JOSE LUIS

On 9-7-99 at approximately 1155 hours I was at Fillmore Police Department when Cadet [redacted] told me that a subject was on the telephone inquiring about the subject involved in the officer involved shooting incident. According to Cadet [redacted] the caller identified himself as [redacted] (telephone # [redacted]). I told [redacted] that I would take the call. The phone call tape-recorded and the following is a synopsis of the conversation between [redacted] and me.

[redacted] told me that a subject came to his home about 0330 hour in the morning saying he was in trouble, he needed help, and wanted to know if he could use his phone. [redacted] said he let the subject into his house to use the phone even though he didn't know him. [redacted] said he over heard the subject on the phone saying "good by....it'over...just tell my mom good bye." After the phone call and he was leaving he turned toward [redacted] and told him, " call the cops and tell them he would meet them at Vons....because he was going to kill himself or something like that." The subject then left. [redacted] said he never called the cops but now he thoughtwhat if he came in the house to scope it out to do a burglary or something.

I asked [redacted] if he could give me a description of the subject that came to his house. [redacted] said, " he was a Mexican guy, king of like a Chicano...about thirty five or forty...he didn't remember what he wore but he remembered a tattoo on his right forearm..... what I'm trying to say was there anybody arrested at Vons. I told [redacted] we had a shooting at Vons. [redacted] said, " was it at four in the morning..... that was him....did the guy get killed." I told [redacted] the subject was not killed. I asked [redacted] where he lived. [redacted] said he didn't want to get involved and the only reason he called in was because he was scared the guy was scoping out his house to break in.

[redacted] said, " I could of sworn that I saw a gun on him...but when I saw the gun ...I kind of flipped and went to the kitchen and got a knife....and put it in my sweats in case he wanted to get crazy." [redacted] said he thought about it and he couldn't understand why he let the subject into his house in the first place. [redacted] said he had never seen the guy before in his life. [redacted] said the subject told him, " that he use to live around here and that he was in a lot of trouble and he needed to use the phone....and he told him that he would stand outside to use the phone but he told him to come inside. I asked [redacted] if he over heard the conversation he had on the phone. [redacted] said that he did and told me, " he called his brother...and he told

13 DATE / TIME OF REPORT
9-7-99 2030

14 REPORTING OFFICER / ID NO / DW / UNIT
[Signature] #6009

15 APPROVED BY / ID NO
[Signature] #079741

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 4 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030 2 BEAT 6601 3 RB NUMBER 99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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his brother to tell his mom bye... that he was leaving and that there was no other way out.... when he was telling him this he heard that he had a gun in his pocket." I asked [redacted] if he saw the gun. [redacted] said, "No, I didn't see it but I heard something in his pocket.... when he sat down it sounded like he had something heavy in his pocket.... so he figured it was a gun." I asked [redacted] if he remembered the clothing the subject was wearing. [redacted] said, "I don't remember... I was asleep... like a dumb ass I let him in my house."

[redacted] said that when the subject was leaving he told him to call the cops ... because he was going to kill myself or kill somebody." [redacted] said he told the subject to relax. The subject responded, "no there is no other way out.... he was saying he was getting blamed for something he didn't do." [redacted] said he didn't want to mess with the guy because his daughter was home and he thought the subject possibly had a gun. [redacted] said that he didn't actually see the gun. I asked Paramo if what he saw was something in his sweatshirt or something. [redacted] said, "No, but when he sat down I could of sworn he had something on him and it made a noise (kaching).... it could have been a knife, a beer... something.... I told myself he probably has a gun so I went into the kitchen and got a knife."

I asked [redacted] how long did the subject stay in his house. [redacted] said it was about three minutes because he kept telling the subject he had to leave. I told [redacted] the information he had was very valuable and that we needed to personally interview him. [redacted] asked, "did he have a shootout with the cops." I told [redacted] he had and [redacted] responded, "he's a crazy fucker." I told Paramo the subject was involved in an incident at the Vons center. [redacted] asked if he had gotten killed and I told him that he hadn't. [redacted] said here's the thing, "I don't want to go to court because I don't want to be no damn rat.... I'll get my ass kicked out here." I explained to [redacted] that we just wanted the information that he had. [redacted] asked me if the subject was from Fillmore. [redacted] kept asking if he had to go to court ... and repeated that he didn't want to be a rat.

I told [redacted] that we interviewed several subjects and that everyone was contributing something so we could find out what went on and that he alone was not going to solve this case. [redacted] said, "I just don't want to go to court.... will they subpoena me." I told [redacted] I didn't know at this time, the subject might just plead guilty. [redacted] said after the subject left he listened for gunshots but didn't hear any. I told [redacted] that we needed to sit down and go over what he told me. [redacted] said, "I'll tell you again what I told you but I don't want to go to court." [redacted] continued, "if they tell me I have to go to court and I don't go will I get into trouble." I told [redacted] that it was an obligation. [redacted] said, "if you want to talk to me I don't want no cops at my house.... you call me." I told [redacted] the officers who interview him will not be wearing a police uniform. I also told [redacted] we could arrange for him to be interviewed at the police station. [redacted] said he would agree to that as long as no cops came to his house.

[redacted] refused to give me his address. [redacted] said, "I don't want to get involved.... if they want to talk to me have them call me... I will also give you my pager..... [redacted]"

13 DATE / TIME OF REPORT <u>9-7-99 2030</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>[Signature]</u>	15 APPROVED BY / ID NO <u>[Signature]</u>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 1 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental **Case Closed**

Gang **Domestic** **Hate** **Child Abuse** **Elderly Abuse**

Connecting Report Numbers:

Code Section / Description: *Officer Involved Shooting*

Code: S **Name:** Jaramillo, Joe

On 9-7-99, at approximately 0530 hours I received a call from Captain R. Thompson, the on-duty Watch Commander. Captain Thompson told me there was an "Officer Involved Shooting" in a shopping center located at Highway 126, and "A" Street in Fillmore. Thompson said reports were that the suspect was down, no officers injured.

I drove to the "Bolden" shopping center located at Hwy. 126 and "A" Street in Fillmore. I arrived at the scene at approximately 0630 hours and saw that the West end of the shopping center was cordoned off with yellow crime scene tape. I could see several uniformed deputies around the perimeter, and marked patrol cars both outside and inside the perimeter. I entered the outer perimeter from the parking lot entrance on "A" Street, located at the Southwest corner of the lot. The suspect had been transported out of the scene prior to my arrival.

I met with other Major Crime Detectives at the scene and attended a briefing given by Sergeant B. Larsen. Larsen was the patrol sergeant on duty, and the initial scene supervisor. Captain K. Fadler, Major Crimes Supervisor, directed Sergeant T. Lorenzen to be the case agent for this event.

Upon completion of the briefing, I assisted in a walk through of the scene for the purpose of locating evidence of the shooting. I located what appeared to be three shotgun pellet strikes on the cement base of a light pole on the East perimeter of the scene. On the blacktop surface of the parking lot a short distance from the cement light post base, I located what appeared to be

13 DATE / TIME OF REPORT

09/08/99 / 3:39 PM

14 REPORTING OFFICER / ID NO / DIV / UNIT

W. Gentry / 1682 / SS MC *W. Gentry*

15 APPROVED BY / ID NO

T. Lorenzen 0792 Jfg

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 2 of 2 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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two flattened shotgun pellets. I pointed out the strike marks and the flattened pellets to Detective Thompson, Sgt. Lorenzen and to Evidence Technician [REDACTED] Detective Thompson and I were then directed to respond to the Fillmore Police Station to interview the deputies involved in the shooting. Upon arrival at the Fillmore Station, I found that the involved deputies were in conference with their attorneys. After conferring with their attorneys, Deputy M. Macias, and Deputy M. Petit agreed to talk to us about what happened. Each deputy was taken back to the scene where they were interviewed and a walk-through of the scene was done. The deputies were taken to the scene and interviewed one at a time. Sgt. Lorenzen requested that he be present during the interview and scene walk through as the case agent. For that reason, I did not interview or walk through the crime scene with either officer. Detective Thompson and Sgt. Lorenzen conducted the interviews and the attorneys for the deputies were present with the deputies during the process. I maintained a position at the perimeter while the interviews and walk through were being done. I followed Detective Thompson's car between trips to and from the scene and the Fillmore station.

At the conclusion of the interviews by Detective Thompson and Sgt. Lorenzen, I cleared the scene and returned to the Major Crimes office.

13 DATE / TIME OF REPORT 09/08/99 / 3:39 PM	14 REPORTING OFFICER / ID NO / DIV / UNIT W. Gentry / 1682 / SS MC <i>W. Gentry</i>	15 APPROVED BY / ID NO <i>[Signature]</i>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS				2 R.D. 0030		3 BEAT 6801		4 RB NUMBER 99-67780															
5 <input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL					6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/>																		
7 CODE SECTION / DESCRIPTION (INCIDENT) OFFICER INVOLVED SHOOTING				8 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.													
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.													
15 OCCURRED FROM		MO. 09	DAY 07	YR. 99	TIME 0300	16 DOW TUE		17 OCCURRED TO		MO. 09	DAY 07	YR. 99	TIME	18 DOW TUE									
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP 636 VENTURA ST. FILLMORE CA 93015																							
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																							
21 CODE W	22 NAME (Last, First, Middle, Gen.) / FIRM NAME				AKA / Moniker	23 RACE H	24 SEX M	25 HT 5'11"	26 WT 120	27 HAIR BLK	28 EYES BLK	29 DOB	30 AGE										
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP FILLMORE CA 93015								32 RESIDENCE PHONE															
33 BUSINESS / SCHOOL NAME ADDRESS / (<input checked="" type="checkbox"/> Same as Box # 19) CITY STATE ZIP VONS								34 BUSINESS PHONE (805) 524-1445															
35 OCCUPATION (<input type="checkbox"/> STUDENT) STOCK CLEAR				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE / CA													
40 VEH. LIC. NO. / STATE CA		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE BLK 1992 PONTIAC GRAND PRIX 2DR		42 OTHER CHARACTERISTICS / VIN NO.																			
43 CODE												44 NAME (Last, First, Middle, Gen.) / FIRM NAME		AKA / Moniker	45 RACE	46 SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE	
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP								54 RESIDENCE PHONE ()															
55 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box #) CITY STATE ZIP								56 BUSINESS PHONE ()															
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE													
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE		64 OTHER CHARACTERISTICS / VIN NO.																			
65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other			67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other			69 VALUE / DOLLAR LOSS \$ VALUE / DAMAGE LOSS \$			70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other			71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO			72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other		
73 DATE AND TIME REPORTED 09/07/99 0300 Hrs.				74 DATE / TIME OF REPORT 09/07/99 0820 Hrs.				75 REPORTING OFFICER / ID NO. / DIV. / UNIT J. BENAVIDES 3027 / WCRS / HQ				76 APPROVED BY / ID NO. M. [Signature] 2022											
77 COPIES TO: <input type="checkbox"/> DET/MG <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																							

CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT
 (CONTINUED) Page 2 of 2 AGENCY IDENTIFIER CA0560000

78 RB NUMBER
 99-67780

79 ADDITIONAL NAME (Complete Front Page First)

81 NAME (Last, First, Middle, Gen.) / FIRM NAME AKA / Moniker RACE 82 SEX 83 HT 84 WT 85 HAIR 86 EYES 87 DOB 88 AGE

80 RESIDENCE ADDRESS / (Same as Box _____) CITY STATE ZIP 91 RESIDENCE PHONE ()

92 BUSINESS / SCHOOL NAME ADDRESS / (Same as Box _____) CITY STATE ZIP 93 BUSINESS PHONE ()

94 OCCUPATION (STUDENT) 95 DAYS OFF 96 WORK HRS 97 INTERPRETER 98 OPERATOR'S LIC. NO. / STATE

99 VEHICLE LIC. NO. / STATE 100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE 101 OTHER CHARACTERISTICS / VIN NO.

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 / RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT:
 Parties involved are described in 13700 (B) PC and
 Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or
 A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party.
 A felony A misdemeanor arrest was made for (_____ PC)

104 RELATIONSHIP OF PARTIES
 SPOUSES FORMER SPOUSES
 DATING/ ENGAGED FORMER DATING
 COHABITANTS FORMER COHABITANT
 PARENTS OF CHILD FROM RELATIONSHIP

105 # OF PRIOR RESPONSES? ALCOHOL/DRUG USE BY ABUSER? Yes No

106 BICYCLE INFORMATION 107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 Boys ATB Road Hybrid Girls Juv. BMX Cruiser 109 COLOR 110 MAKE / MODEL 111 FRAME SIZE 112 WHEEL SIZE 113 GEARS 114 SERIAL NUMBER

115 LICENSE NO. / CITY 116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS 117 VALUE

118 NARRATIVE If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime. List stolen / lost property (use format below.) Enter total value/dollar loss on #69. All suspect information on Suspect Report.

PROPERTY CLASSIFICATION CODES			PROPERTY CODES					
SP - STOLEN PROPERTY LP - LOST PROPERTY			A - CURRENCY / NOTES	D - VEHICLE	G - FIREARMS	J - LIVESTOCK		
			B - JEWELRY / PRECIOUS METALS	E - OFFICE EQUIPMENT	H - HOUSEHOLD GOODS	K - MISCELLANEOUS		
			C - CLOTHING / FURS	F - ELECTRONIC EQUIPMENT	I - CONSUMABLE GOODS			
120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE

ON 09/07/99, AT ABOUT 0300 HOURS, SENIOR DEPUTY SANDERS AND I RESPONDED TO THE CITY OF FILLMORE TO ASSIST FILLMORE POLICE. WE RESPONDED IN REFERENCE TO A MAN WITH A GUN.

WHEN WE ARRIVED, I SECURED THE AREA OF VENTURA STREET AND ORANGE GROVE. AFTER THE SUBJECT WAS TAKEN INTO CUSTODY, I CONTACTED (W) JOEL CARRENO AN EMPLOYEE OF "VONS."

CARRENO TOLD ME THAT HE WAS IN THE VONS STORE DURING THE INCIDENT. CARRENO SAID HE WAS IN THE STOCK ROOM THE ENTIRE TIME AND HE DID NOT SEE OR HEAR ANYTHING.

REASON FOR F.I. - (Circle One)			
01 9150	06 Disturbing Peace	11 Gang Related	16 Party
02 Alcohol/Drunk	07 Domestic Dist.	12 Looting	17 Public Display
03 A.T.L.	08 Drug Related	13 Minor In Poss.	18 Public Party
04 Curfew	09 Fire	14 Off Road	19 Runaway
05 Directed Person	10 Fire Alarm	15 Parker	20 Stricken/Gun
21 Sleep Disturb			
22 Sleep Vehicle			
23 Traffic			
24 Trespass			
25 Threat			
26 Vandalism			
27 Victim			
28 Victim			
29 Other			
30 No Reason			
31. GANG INFORMATION - YES NO			
32. GANG INFORMATION - CIRCLE CRITERIA MATCHING SUBJECT ON FI CARD (GM = GANG MEMBERS)			
GANG MEMBER = YES NO			
GANG NAME :			
1. GM Ties	4. GM Asst	7. GM Grants	10. GM Writings
2. GM Arrest	5. At GM Function	8. Informant	11. Family Information
3. Gang M.O.	6. ID's With GM	9. Contact With GM	12. GM Drug Sales
33. F.I.D WITH	34. REPT'S	35. F.I.D WITH	36. REPT'S
41. F.I.D WITH	42. REPT'S	43. F.I.D WITH	44. REPT'S
45. ADDITIONAL INFORMATION			
<i>DID NOT SEE MURKINS AT THE MURKINS.</i>			
<i>WAS IN THE STORAGE ROOM</i>			

CRIME / INCIDENT REPORT - VENTURA COUNTY SHERIFF'S DEPARTMENT
 AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS -	2 R.D. 6030	3 BEAT 6B	4 RB NUMBER 99-67780
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<input checked="" type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED	<input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input type="checkbox"/> ELDERLY ABUSE
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7 CODE SECTION / DESCRIPTION (INCIDENT) 3056 PC / PAROLE VIOLATION	8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.	9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.
11 CODE SECTION / DESCRIPTION (INCIDENT)	12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.	13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)	14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.

15 OCCURRED FROM	MO.	DAY	YR.	TIME	16 DOW	17 OCCURRED TO	MO.	DAY	YR.	TIME	18 DOW

19 LOCATION OF OFFENSE / INCIDENT ADDRESS 636 VENTURA ST.	CITY FILLMORE	STATE CA.	ZIP
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20 CODE:	V - VICTIM	W - WITNESS	R - REPORTING PARTY	F - FINDER	O - OWNER	P - PARTY
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21 CODE	22 NAME (Last, First, Middle, Gen.) / FIRM NAME A JARAMILLO, JOSE LUIS	AKA / Moniker	RACE	SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE
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31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	32 RESIDENCE PHONE ()
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33 BUSINESS / SCHOOL NAME	ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	34 BUSINESS PHONE ()
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35 OCCUPATION (<input type="checkbox"/> STUDENT)	36 DAYS OFF	37 WORK HRS	38 INTERPRETER	39 OPERATOR'S LIC. NO. / STATE
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40 VEH. LIC. NO. / STATE	41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	42 OTHER CHARACTERISTICS / VIN NO.
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43 CODE	44 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE
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53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	54 RESIDENCE PHONE ()
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55 BUSINESS / SCHOOL NAME	ADDRESS / (<input type="checkbox"/> Same as Box # _____)	CITY	STATE	ZIP	56 BUSINESS PHONE ()
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57 OCCUPATION (<input type="checkbox"/> STUDENT)	58 DAYS OFF	59 WORK HRS	60 INTERPRETER	61 OPERATOR'S LIC. NO. / STATE
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62 VEH. LIC. NO. / STATE	63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE	64 OTHER CHARACTERISTICS / VIN NO.
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65 ARSON <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other	66 BURGLARY <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other 67 ROBBERY <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other	68 THEFT <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other	70 FORCE / WEAPON <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other	72 SPECIAL INTEREST (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other
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69 VALUE / DOLLAR LOSS \$ _____	71 DOMESTIC VIOLENCE / SEX / HATE CRIMES <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO	70 VALUE / DAMAGE LOSS \$ _____
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73 DATE AND TIME REPORTED 9-7-99 / 0330	74 DATE / TIME OF REPORT 9-7-99 / 0900	75 REPORTING OFFICER / ID NO / DIV / UNIT !! ORR # 2039 / ECPS K9	76 APPROVED BY / ID NO. [Signature] - 0199
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77 COPIES TO	<input type="checkbox"/> DET/MC	<input type="checkbox"/> NARC	<input type="checkbox"/> GANG/SED	<input type="checkbox"/> STATS	<input type="checkbox"/> PRESS	<input type="checkbox"/> DOJ	<input type="checkbox"/> COURT	<input type="checkbox"/> OTHER
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 3 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 68	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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NARRATIVE

ON 9-7-99 AT APPROXIMATELY 0345 HOURS, I RECEIVED A CALL FROM SHERIFF'S COMMUNICATIONS CENTER, SERGEANT HOELKER, WHILE ON OFF-DUTY STATUS. I WAS REQUESTED TO RESPOND TO FILLMORE IN REFERENCE TO AN ARMED SUSPECT THAT WAS INVOLVED IN A "STAND-OFF" WITH DEPUTIES. THE SHERIFF'S SPECIAL WEAPONS AND TACTICS, LESS THAN LETHAL TEAM WAS ALSO IN ROUTE. I WAS AUTHORIZED TO RESPOND CODE THREE FROM MY RESIDENCE.

I ARRIVED TO THE CARL'S JR. RESTAURANT ON HIGHWAY 126 IN FILLMORE AND CONTACTED SERGEANTS DE LOS SANTOS AND HOWE, OF THE SPECIAL WEAPONS AND TACTICS TEAM. THE LESS THAN LETHAL TEAM WAS ON SCENE. WE WERE INITIALLY BRIEFED BY DEPUTY HENDREN WHO SHOWED US A HAND-DRAWN MAP OF THE AREA, WHICH IDENTIFIED WHERE PATROL DEPUTIES WERE SET UP AND WHERE THE SUSPECT WAS LOCATED. HENDREN DESCRIBED THE SUSPECT AS A HISPANIC MALE, APPROXIMATELY FIVE FEET NINE INCHES TALL, WEIGHING ONE-HUNDRED AND EIGHTY TO ONE-HUNDRED AND NINETY POUNDS, WEARING A LIGHT COLORED SHIRT, BLUE OR BLACK PANTS AND HAD A DARK COLORED JACKET OVER ONE OF HIS SHOULDERS. ONE OF HIS HANDS REMAINED IN HIS POCKET, WHICH WAS BELIEVED TO BE HOLDING A GUN.

THE SUSPECT'S PAROLE OFFICER WAS ALSO ON SCENE. PAROLE OFFICER ROMANOWSKY GAVE US BACKGROUND INFORMATION ON THE SUSPECT, JARAMILLO. HE WAS WANTED BY PAROLE FOR A SEXUAL ASSAULT ON A FEMALE AND A PAROLE VIOLATION. HE ADDED THAT OXNARD POLICE DEPARTMENT WAS INVESTIGATING HIM AS A SUSPECT IN A HOMICIDE INVOLVING THE MEXICAN MOFIA. HE HAD BEEN RELEASED FROM PRISON IN MAY OF EITHER 1997 OR 1998. (ROMANOWSKY COULD NOT REMEMBER THE EXACT DATE.)

SERGEANT DE LOS SANTOS BRIEFED US ON THE TACTICS TO BE UTILIZED DURING THE OPERATION. DEPUTY VOLPE WAS ASSIGNED AS MY COVER OFFICER. OUR RESPONSIBILITY WAS TO POSITION OURSELVES ON THE EAST SIDE OF THE PARKING LOT EAST OF WHERE THE SUSPECT WAS STANDING. OUR TASK WAS TO DEPLOY MY CANINE, BAR (PRONOUNCED "BEAR") IF THE SUSPECT ATTEMPTED TO FLEE IN AN EASTBOUND DIRECTION.

I WAS WEARING GREEN MILITARY STYLE PANTS AND A GREEN MILITARY STYLE LONG SLEEVE SHIRT. THERE WAS A SHERIFF'S PATCH, IN SUBDUED GREEN, SEWN ONTO EACH SHOULDER. I HAD A BLACK COVERED BALLISTIC VEST WITH A YELLOW EMBROIDERED SHERIFF'S STAR ON MY UPPER LEFT CHEST AND YELLOW EMBROIDERED "SHERIFF" AND "H.D. ORR" IN ONE INCH HIGH LETTERS OVER MY RIGHT CHEST. ON THE BACK OF THE VEST, THERE WAS YELLOW EMBROIDERED "SHERIFF" IN THREE INCH LETTERS IN THE UPPER, SHOULDER BLADE AREA. THE VEST HAD A MAGAZINE POUCH THAT CARRIED TWO MAGAZINES WITH SEVEN .45 CALIBER ROUNDS IN EACH MAGAZINE. I WAS ALSO WEARING A BLACK BALLISTIC HELMET. THERE WAS A PATCH ON THE FRONT OF THE HELMET WHICH READ, "SHERIFF" IN TWO-INCH HIGH YELLOW EMBROIDERED LETTERS. THE BACK OF THE HELMET READ, "K-9" IN TWO-INCH HIGH YELLOW EMBROIDERED LETTERS. I WORE A SAM BROWN

13 DATE / TIME OF REPORT

9-7-99 / 0900

14 REPORTING OFFICER / ID NO / DIV / UNIT

H. ORR # 2251 / ECPs K9

15 APPROVED BY / ID NO

[Signature] 0997/99

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 4 of 4 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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UTILITY BELT CONSISTING OF A SIG SAUER .45 CALIBER PISTOL, A COLD STEEL KNIFE, ONE PAIR OF HANDCUFFS, STINGER FLASHLIGHT AND ONE MAGAZINE POUCH CARRYING TWO MAGAZINES WITH SEVEN ROUNDS OF .45 CALIBER AMMUNITION IN EACH MAGAZINE.

DEPUTY VOLPE AND I DROVE MY CANINE UNIT TO THE EAST SIDE OF THE SHOPPING CENTER ON THE CORNER OF HIGHWAY 126 AND CENTRAL AVENUE. WE PARKED UTILIZING A BUILDING FOR COVER. WE WALKED SOUTH AROUND THE SOUTHEAST CORNER OF THE BUILDING AND UTILIZED A BLOCK WALL, WHICH SURROUNDED A DUMPSTER, FOR COVER. I HAD MY CANINE BAR, IN A DOWN POSITION NEXT TO ME. WE HAD TO USE BINOCULARS, WHICH I RETRIEVED FROM MY UNIT, TO LOCATE AND IDENTIFY JARAMILLO. HE WAS APPROXIMATELY ONE HUNDRED YARDS WEST OF OUR LOCATION. JARAMILLO WAS LOOKING IN A NORTHERN DIRECTION. SOMEONE WHO WAS APPARENTLY TALKING TO HIM DIRECTED HIS ATTENTION TO THE NORTH. I COULD HEAR FAINT YELLING COMING FROM JARAMILLO'S LOCATION. DEPUTY VOLPE AND I OBSERVED A GOLD SEDAN IN THE PARKING LOT, APPROXIMATELY TWENTY-FIVE YARDS TO OUR SOUTHWEST. WE DECIDED TO MOVE CLOSER TO OBTAIN A BETTER VISUAL ON JARAMILLO.

WE UTILIZED THE TRUNK PORTION OF THE VEHICLE FOR CONCEALMENT. AFTER APPROXIMATELY FIFTEEN SECONDS, I OBSERVED JARAMILLO DOUBLE OVER AND FALL TO THE GROUND. HE WAS ON THE GROUND FOR APPROXIMATELY TWO OR THREE SECONDS, BUT THEN GOT UP AND BEGAN TO MOVE SOUTH. DEPUTY VOLPE AND I MOVED UP TO A GREEN SEDAN APPROXIMATELY TEN-YARDS TO THE WEST. JARAMILLO FELL AGAIN. I DID NOT HEAR ANY ROUND BEING FIRED. I OBSERVED AND HEARD A LIGHT/SOUND DEVERSIONARY DEVICE DEPLOY TO THE SOUTH OF JARAMILLO. A SECOND LIGHT/SOUND DEVERSIONARY DEVICE WAS DEPLOYED JUST TO THE EAST OF JARAMILLO. MY CANINE BAR BEGAN TO BARK AGRESSIVELY AS HE FOCUSED ON JARAMILLO. I COULD NOT SEE JARAMILLO'S HANDS AS HIS BACK WAS TURNED TOWARDS US. HE FELL AGAIN TO THE GROUND NEXT TO A CURB.

THE LESS THAN LETHAL TEAM MOVED IN TOWARDS JARAMILLO, ALONG WITH DEPUTY VOLPE AND I, WITH BAR. JARAMILLO CONTINUED TO REFUSE TO SHOW HIS HANDS. HE WAS PHYSICALLY RESTRAINED AND HANDCUFFED. FIRE DEPARTMENT AND PARAMEDIC PERSONNEL WERE CALLED IN FOR JARAMILLO'S INJURIES. THEY RESPONDED AND ATTENDED TO JARAMILLO.

13 DATE / TIME OF REPORT 9-7-99 / 0900	14 REPORTING OFFICER / ID NO / DIV / UNIT H. ORR # 2239 / ECPS 29	15 APPROVED BY / ID NO <i>[Signature]</i>
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

Page 7 of 6 Continuation

AGENCY IDENTIFIER CA0560000

1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description Code Section / Description (Reclassify To:)
OFFICER INVOLVED SHOOTING

Code: **A** Name: **JARAMILLO, JOSE**

NOTIFICATION AND ACTIONS

ON 9-7-99, AT 0530 HRS. , I RECEIVED A PHONE CALL AT HOME FROM SGT. HOELKER AT SHERIFF'S COMMUNICATION. SGT. HOELKER TOLD ME THERE HAD BEEN AN OFFICER INVOLVED SHOOTING IN THE CITY OF FILLMORE IN THE 700 BLOCK OF VENTURA STREET AT THE NEW SHOPPING CENTER. SGT. HOELKER TOLD ME THE SUSPECT WAS "DOWN" AND NO OFFICERS WERE INJURED.

I DRESSED AND DROVE TO THE SHERIFF'S STATION IN VENTURA TO PICK UP MY BRIEFCASE AND MY WORK VEHICLE. FROM VENTURA I DROVE DIRECTLY TO THE SCENE AT VENTURA AND "A" STREET IN FILLMORE, ARRIVING AT 0626 HRS. B.I. CRIME SCENE TECH JOY SELF ARRIVED AT THE SAME TIME. THE SCENE WAS PRIMARILY CENTERED ON THE NORTHWEST PARKING LOT OF THE VON'S SHOPPING CENTER. CRIME SCENE TAPE WAS IN PLACE SURROUNDING THIS ENTIRE AREA WITH MARKED PATROL VEHICLES AT THE ENTRANCES TO THE SHOPPING CENTER. THIS AREA IS IN THE CENTER OF THE CITY WITH MAJOR EAST WEST TRAFFIC ON VENTURA STREET (SR126). AT THE TIME OF MY ARRIVAL, TRAFFIC WAS BEGINNING TO INCREASE AS IT WAS NOW DAYLIGHT. THE SHOPPING CENTER PARKING LOT IS ILLUMINATED WITH FREE STANDING LIGHT POLES LOCATED THROUGHOUT TO THE PARKING LOT. THE LIGHT POLES HAVE A 3 FOOT DIAMETER CONCRETE BASE WITH 4 LIGHTS ON EACH POLE. AT THE TIME OF MY ARRIVAL ONLY ONE OF THESE LIGHTS ON EACH POLE

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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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WAS ON. PATROL SERGEANT LARSEN TOLD ME THE OTHER LIGHTS HAD GONE OFF ABOUT 20 MINUTES PRIOR TO MY ARRIVAL. REFER TO DET. RIVERA'S REPORT FOR A DETAILED DESCRIPTION OF THE SCENE. NUMEROUS UNIFORMED PATROL DEPUTIES WERE PRESENT AROUND THE PERIMETER OF THE CRIME SCENE. ALSO PRESENT WAS COMMANDER DEAN, CAPTAIN L. WARREN, FILLMORE STATION SGT. ZERMENO. DEPUTY BEAUVAIS WAS ACTING AS SCRIBE FOR THE CRIME SCENE LOG.

SHORTLY AFTER MY ARRIVAL, PATROL SGT. LARSEN, WHO IS ASSIGNED TO THE FILLMORE STATION, BEGAN TO BRIEF ME ON THE INCIDENT. I ASKED THAT HE DELAY THE BRIEFING UNTIL THE REST OF THE DETECTIVES ARRIVED.

AT 0655 HRS., SGT. LARSEN BRIEFED DETECTIVES REGARDING THE INCIDENT. HE TOLD US THE CLERK AT ULTRAMAR GAS STATION, LOCATED ON VENTURA STREET AT THE EAST END OF TOWN, HAD CALLED THE SHERIFF'S DEPARTMENT AROUND 3:00 TO 3:30 A.M. THE CLERK REPORTED A MALE HAD WALKED INTO THE STATION AND TOLD THE CLERK HE WAS WANTED BY THE POLICE. THE MAN SAID HE WANTED TO TALK TO HIS PAROLE OFFICER AND TO DEPUTY MAX PENA. HE ALSO SAID HE HAD A GUN ALTHOUGH THE CLERK SAW NO WEAPON. THE MAN SAID HE WAS GOING TO VON'S. HE THEN LEFT THE GAS STATION. DEPUTIES RESPONDED TO THE ULTRAMAR AND VON'S BUT WERE UNABLE TO LOCATE THE MALE SUBJECT.

NEAR THIS SAME TIME PERIOD THE CLERK AT THE CHEVRON STATION, LOCATED AT VENTURA AND "A" ST. CALLED THE SHERIFF'S DEPARTMENT TO REPORT A MAN WITH A GUN WAS AT HIS STATION TELLING HIM THAT HE WAS SUPPOSED TO MEET DEPUTIES AT VON'S. THE MAN ALSO TOLD THE CLERK HE WANTED TO DIE. THE CLERK TOLD HIM NOT TO SHOOT HIMSELF NEAR THE GAS STATION AS THE GAS PUMPS COULD EXPLODE. THE MAN SAID HE WAS WANTED BY THE POLICE FOR A RAPE AND THE POLICE WOULD SHOOT HIM.

SGT. LARSEN SAID DEPUTIES RESPONDED TO THE CHEVRON STATION AND FOUND THE SUSPECT LEAVING THE AREA ON FOOT. THE DEPUTIES DREW THEIR WEAPONS AND ORDER^{ED} THE SUSPECT TO HALT. THE SUSPECT CONTINUED WALKING EAST BOUND, CROSSED "A" STREET TO THE NORTH WEST CORNER OF VON'S PARKING LOT. THE SUSPECT WAS KNOWN TO THE DEPUTIES AS JOE JARAMILLO.

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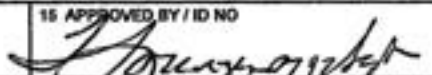
DEPUTIES HAD RECEIVED A WANTED FLYER FROM OXNARD POLICE INFORMING THEM OF THE \$100,000 WARRANT CHARGING JARAMILLO WITH A SEXUAL ASSAULT.

SGT. LARSEN SAID THE SUSPECT HAD HIS RIGHT HAND AND ARM WRAPPED WITH A DARK COLORED WINDBREAKER. THE SUSPECT KEPT HIS RIGHT HAND NEAR HIS RIGHT FRONT BELT AREA THE ENTIRE TIME, AS IF HOLDING AND CONCEALING A HANDGUN. THE SUSPECT TOLD DEPUTIES HE HAD A GUN. THE SUSPECT DEMANDED TO SPEAK WITH DEPUTY MAX PENA AND HIS PAROLE OFFICER ROMANOWSKY. THESE TWO MEN WERE SUMMONED BY SHERIFF'S COMMUNICATION, AS DEPUTIES ATTEMPTED TO CONVINCE THE SUSPECT TO SHOW HIS RIGHT HAND.

DEPUTY PENA ARRIVED AT THE SCENE AND SPOKE WITH THE SUSPECT. THE SUSPECT REFUSED TO COOPERATE AND SHOW HIS CONCEALED HAND.

AT APPROXIMATELY 0400 HRS., ROMANOWSKY AND THE "LESS THAN LETHAL" TEAM COMPRISED OF MEMBERS OF THE SWAT TEAM ARRIVED AT THE STAGING AREA AT CARL'S JR. RESTAURANT (1 BLOCK WEST OF THE INCIDENT). AT APPROXIMATELY 0455 HRS. ROMANOWSKY AND THE LESS THAN LETHAL TEAM WERE DEPLOYED. ROMANOWSKY JOINED MAX PENA IN ATTEMPTING TO TALK TO THE SUSPECT. THE SUSPECT DID NOT COMPLY WITH THEIR REQUESTS THAT HE SURRENDER.

AT 0510 HRS., SR. DEPUTY NORRIS FIRED A 37 MM BATON ROUND AT THE SUSPECT. THE ROUND HIT THE SUSPECT AND SENT HIM TO THE GROUND. THE ARREST TEAM INCLUDING SR. DEPUTY MACIAS BEGAN TO APPROACH THE SUSPECT FROM THE SOUTH END OF THE PARKING LOT. THE SUSPECT GOT UP AND BEGAN MOVING TOWARD THE ARREST TEAM. AS THE SUSPECT MOVED TOWARD THE ARREST TEAM HE RAISED HIS COVERED RIGHT HAND IN AN AIMING TYPE MOVEMENT TOWARD THE ARREST TEAM. AT THIS POINT MACIAS FIRED 2 ROUNDS FROM HIS MP-5 (9MM). AT ABOUT THIS SAME TIME, DEPUTY PETIT, WHO WAS STATIONED TO THE WEST OF THE SUSPECT, NEAR A STUCCO TRASH RECEPTACLE AREA, FIRED 1 ROUND FROM HIS DUTY SHOTGUN. THE SUSPECT WENT TO THE GROUND. NEAR THIS SAME TIME PERIOD, FLASH BANGS WERE DEPLOYED. SR. DEPUTY NORRIS CONTINUED TO SHOOT BATON ROUNDS AT THE SUSPECT AS THE SUSPECT CONTINUED TO MOVE AND REFUSE TO OBEY COMMANDS. A TOTAL OF 6 LESS THAN LETHAL BATON

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ROUNDS WERE FIRED AT THE SUSPECT. THE SUSPECT WAS HANDCUFFED AND TAKEN INTO CUSTODY. NO HANDGUN WAS FOUND ON THE SUSPECT. HE WAS TRANSPORTED TO SANTA PAULA HOSPITAL. WITH GUNSHOT WOUNDS TO HIS LOWER TORSO. WE WERE TOLD A SHOTGUN PELLET HAD BEEN LOCATED IN THE SUSPECT'S CLOTHING AT THE HOSPITAL.

AT THIS POINT I SEARCHED THE AREA EAST OF THE SHOOTING SCENE IN AN ATTEMPT TO LOCATE ANY SHOTGUN PELLETS WHICH MAY HAVE LANDED IN THE PARKING LOT. THIS AREA WAS OPEN TO THE PUBLIC AND I WANTED TO SEARCH THE AREA PRIOR TO THE ARRIVAL OF ADDITIONAL CARS.

DET. GENTRY JOINED ME IN THIS SEARCH. DET. GENTRY LOCATED AN AREA ON THE WEST SIDE OF A CONCRETE BASE OF A LIGHT POLE WHICH APPEARED TO HAVE PELLET STRIKES. TWO FLATTENED PIECES OF LEAD WERE LOCATED A FEW FEET WEST OF THIS CONCRETE BASE. THIS PARTICULAR LIGHT POLE WAS WITHIN THE CRIME SCENE TAPED AREA, APPROXIMATELY 30 FEET EAST OF WHERE THE SUSPECT'S CLOTHING WAS NOW LYING.

5 OF THE LESS THAN LETHAL BATON ROUNDS WERE LOCATED WITHIN THE CRIME SCENE. SR. DEPUTY NORRIS TOLD ME HE HAD FIRED 6 OF THESE ROUNDS. HE SUGGESTED THAT THE MISSING ROUND MIGHT HAVE BEEN CAUGHT IN THE SUSPECT'S CLOTHING. THE DARK COLORED WINDBREAKER, WHICH HAD BEEN WRAPPED/DRAPED OVER THE SUSPECT'S RIGHT ARM WAS NOW NEAR A CURB IN THE PARKING LOT. WITHOUT MOVING THE WINDBREAKER, I PUSHED DOWN ON THE MATERIAL AND IN DOING SO FELT A HARD OBJECT THE APPROXIMATE SIZE AND SHAPE WAS SIMILAR TO THE SIZE OF A BATON ROUND.

SGT. LARSEN TOLD ME DEPUTY STEVENS HAD SPOKEN BRIEFLY WITH THE CLERK AT THE CHEVRON GAS STATION. I SPOKE TO DEPUTY STEVENS WHO WAS AT THE SCENE. DEPUTY STEVENS TOLD ME HE HAD SPOKEN TO THE CLERK, [REDACTED] Y [REDACTED] L. [REDACTED] L HAD TOLD HIM THE SUSPECT HAD MENTIONED HE WAS GOING TO DIE TONIGHT AND HE WOULD KILL HIMSELF OR THE COPS WOULD. STEVENS PROVIDED ME WITH [REDACTED] L'S HOME PHONE NUMBER AND ADDRESS AS [REDACTED] L HAD GOTTEN OFF WORK AT 0600. I CALLED AND SPOKE TO A FEMALE WHO TOLD

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██████████ WAS FEEDING HIS HORSES AND WOULD BE AVAILABLE FOR INTERVIEW AT 0900 HRS.

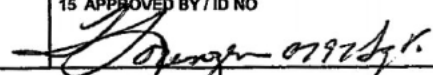
I WAS DETAILED, ALONG WITH DEPUTY GENTRY, TO INTERVIEW THE TWO DEPUTIES WHO HAD FIRED THEIR FIREARMS AT THE SUSPECT. BOTH DEPUTIES, MACIAS AND PETIT, WERE CURRENTLY AT THE FILLMORE SHERIFF'S SUBSTATION. I LEFT THE SCENE AT 0839 HRS. AND DROVE TO THE FILLMORE SHERIFF'S SUBSTATION, ARRIVING THERE AT 0845 HRS.

AT THE STATION I SPOKE WITH STATION CAPTAIN L. WARREN. CAPTAIN WARREN TOLD ME THE SUSPECT WAS JUST OUT OF PRISON AND WAS WANTED BY PAROLE, WAS A SUSPECT IN A RAPE OR SEXUAL ASSAULT AND A POSSIBLE SUSPECT IN A HOMICIDE. CAPTAIN WARREN GAVE ME A COPY OF A WANTED POSTER/FLYER WHICH HAD BEEN POSTED AT THE STATION FOR SUSPECT JOE JARAMILLO. ACCORDING TO THE FLYER, DET. BRUCE REED FROM OXNARD POLICE DEPARTMENT, WAS THE INVESTIGATOR IN CHARGE OF THE CASE. THE CAPTAIN ALSO PROVIDED ME WITH THE WARRANT INFORMATION ON THE SEXUAL ASSUAL, CDL WITH PHOTO AND REGISTRATION INFORMATION ON THE SUSPECT'S VEHICLE.

AT THE STATION I MET WITH DEPUTY SHERIFF'S ASSOCIATION REPRESENTATIVES GLENN KITZMANN, DONNA CLONTZ AND RICK SHIMMEL. FROM THEM I LEARNED DEPUTY MACIAS AND PETIT WERE CURRENTLY CONFERRING WITH PORAC ATTORNEY KEN YUWILER. I ALSO SPOKE WITH SHERIFF'S PERSONNEL COMMANDER HARWELL. COMMANDER HARWELL TOLD ME THE TWO DEPUTIES INVOLVED IN THE SHOOTING WOULD BE TAKEN TO VCMC FOR A BLOOD DRAW. WE AGREED THIS WOULD BE COORDINATED BETWEEN INTERVIEWS.

AFTER DEPUTIES MACIAS AND PETIT MET WITH ATTORNEY YUWILER, I HAD THE TWO DEPUTIES PHOTOGRAPHED WEARING THE UNIFORMS THEY WERE WEARING AT THE TIME OF THE SHOOTING.

ATTORNEY YUWILER ADVISED ME BOTH DEPUTIES AGREED TO GIVE A STATEMENT. DEPUTY PETIT, WHO WAS BEGINNING TO FATIGUE, HAD ASKED THAT HE BE ALLOWED TO GIVE HIS STATEMENT AT THE SCENE. I SUGGESTED WE INCORPORATE THE INTERVIEW WITH A WALK-THRU AT THE SCENE.

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AT 1130 HRS. I DROVE DEPUTY PETIT AND ATTY YUWILER TO THE SCENE. THE SCENE WAS STILL INTACT (EVIDENCE AND THE B.I. MARKERS IN PLACE). REFER TO A SEPARATE REPORT FOR DETAILS OF THE INTERVIEW.

FOLLOWING THIS WALK THRU / INTERVIEW, I DROVE DEPUTY PETIT AND ATTY YUWILER BACK TO THE FILLMORE SUBSTATION. DEPUTY MACIAS WAS NOW AT THE SUB STATION, AFTER HAVING PROVIDED A BLOOD SAMPLE FOR SHERIFF'S PERSONNEL.

SHERIFF'S PERSONNEL THEN TOOK DEPUTY PETIT TO VCMC FOR A BLOOD DRAW. AT 1300 HRS., I DROVE DEPUTY MACIAS AND ATTY YUWILER TO THE SCENE. AGAIN THE INTERVIEW OF MACIAS WAS INCORPORATED WITH THE WALK THRU. REFER TO A SEPARATE REPORT FOR DETAILS.

FOLLOWING THE INTERVIEW OF MACIAS, I REMAINED AT THE SCENE. AS THE EVIDENCE WAS NOW BEING COLLECTED, IT WAS DISCOVERED THAT THE HARD OBJECT I HAD FELT IN THE SUSPECT'S WINDBREAKER WAS IN FACT A BUTCHER KNIFE HANDLE. BECAUSE OF THIS I AGAIN SEARCHED FOR THE 6TH LESS THAN LETHAL BATON ROUND. THIS ROUND WAS NOT LOCATED.

I LEFT THE SCENE AT 1408 HRS., AND DROVE TO THE SHERIFF'S STATION IN VENTURA, ARRIVING THERE AT 1455 HRS.

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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

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1 CONNECTING REPORT NUMBERS				2 R.D.	3 BEAT	4 RB NUMBER											
-				6030	6B	99-67780											
<input type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____				<input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input checked="" type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____													
7 CODE SECTION / DESCRIPTION (INCIDENT)				8 CLASS.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS.							
3056 P.C. / PAROLE VIOLATION				<input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.		-				<input type="checkbox"/> Misd. <input type="checkbox"/> Fel.							
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS.							
-				<input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		-				<input type="checkbox"/> Misd. <input type="checkbox"/> Fel.							
15 OCCURRED FROM			MO.	DAY	YR.	TIME	16 DOW		17 OCCURRED TO								
9 7 99						0330	TUES		9 7 99 0530 TUES								
19 LOCATION OF OFFENSE / INCIDENT ADDRESS CITY STATE ZIP																	
636 VENTURA STREET FILLMORE, CA.																	
20 CODE V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																	
21 CODE		22 NAME (Last, First, Middle, Gen.) / FIRM NAME				AKA / Moniker		RACE	SEX	25 HT	26 WT	27 HAIR	28 EYES	29 DOB	30 AGE		
A		JARAMILLO, JOSE LUIS															
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)								CITY		STATE		ZIP		32 RESIDENCE PHONE			
														()			
33 BUSINESS / SCHOOL NAME								ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY		STATE		ZIP		34 BUSINESS PHONE	
														()			
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE							
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				42 OTHER CHARACTERISTICS / VIN NO.											
43 CODE		44 NAME (Last, First, Middle, Gen.) / FIRM NAME				AKA / Moniker		RACE	SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE		
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)								CITY		STATE		ZIP		54 RESIDENCE PHONE			
														()			
55 BUSINESS / SCHOOL NAME								ADDRESS / (<input type="checkbox"/> Same as Box # _____)		CITY		STATE		ZIP		56 BUSINESS PHONE	
														()			
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE							
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				64 OTHER CHARACTERISTICS / VIN NO.											
65 ARSON			66 BURGLARY			67 THEFT			70 FORCE / WEAPON			72 SPECIAL INTEREST					
<input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other			<input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other			<input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other <input type="checkbox"/> VALUE / DOLLAR LOSS \$ _____ <input type="checkbox"/> VALUE / DAMAGE LOSS \$ _____			<input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other			(Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other					
73 DATE AND TIME REPORTED			74 DATE / TIME OF REPORT			75 REPORTING OFFICER / ID NO. / DIV / UNIT			76 APPROVED BY / ID NO.								
-			9-10-99 / 1430			WRIGHT 2661 / ECPS / SED			[Signature]								
77 COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																	

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SOURCE OF ACTIVITY:

On 9-10-99, I was contacted by Sgt. Lorenzen. He asked me if I could write a report clarifying a couple of issues reference the position I responded to, which deputies I talked to and what I said to them on the morning of 9-7-99.

OBSERVATIONS / ACTIONS:

In my original report I wrote that I had taken a position near the north west corner of the utility box and drew this in a diagram. The names of two deputies at this location were also unknown to me when I wrote my original report. On 9-10-99, I talked to Sgt. Lorenzen and he told me that the names of those two deputies were Marty Pettit and Dennis Stephens.

When I first arrived at the utility box Deputies Pettit, Stephens and Hendren were standing near the south east corner of the utility box. I went to that corner of the utility box and took a kneeling position where I could see the suspect. Deputy Pettit moved behind me while Deputies Stephens and Hendren moved to the west side of the utility box. There was no conversation between Deputy Pettit and I.

After being in that position for about one minute, I assessed the scene and felt that a better position would be at the north west corner of the utility box. I told Deputy Pettit that I was changing my position and moved to the north west corner. Deputy Stephens was at this corner when I arrived. He moved to the side so I could take that position. Deputy Hendren was now standing to the right of me and I am not sure where Deputy Stephens went.

I again assessed the scene from this position. I saw that there was a Deputy near a patrol

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unit stopping west bound traffic on Ventura Street. This Deputy was in danger of being in a crossfire if it became necessary for me to fire my weapon. I asked Deputy Hendren if he could have this deputy move so the focus of my attention would not be away from the suspect. Deputy Hendren completed this task. A short time later the first 37mm less than lethal round was fired.

I had no other conversation with these three deputies.

Refer to my original report for further details.

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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description **OFFICER INVOLVED SHOOTING**

Code: **A-1** Name: **JARAMILLO, JOSEPH**

On Tuesday morning 9/7/99 at approximately 0315 hrs I received a telephone call from the watch commander Capt. Keith Parks, requesting a less than lethal team in the city of Fillmore. He told me that there was a man with a gun at 704 Ventura Street. He told me officers were already on scene and were talking to him. I told him I would contact the team and we would be in route. Immediately upon hanging up from the Watch Commander I put out an All Call page for the Team to respond to a staging area at Carl's Junior Restaurant in Fillmore. I drove to the location arriving at approximately 0350 hrs.

Sr. Deputy Carlos Macias was already on scene. Sgt. Mike De Los Santos, Sr. Deputy Schierman, Sr. Deputy Norris, Deputies Wright, Volpe, Orr with Canine, and Nickles arrived shortly there after. I advised them of the circumstances and then we were briefed by Deputy Hendren. Hendren told us where the suspect was located. He told us that Sgt. Larson was the scene commander. He told us that the subject was a wanted parolee and that he said he had a gun, but no one had seen it. He said the subject was talking to Deputy Pina and that he had requested to have his Parole Agent come to the location.

During this briefing by Deputy Hendren, Parole Agent Romanowsky arrived at our location. He told me that the subject in the parking lot was Jose Jaramillo. He said that Jaramillo had been on parole for approximately one year after serving eleven or twelve years of a twenty-three year prison term for kidnapping and rape. He told us that he was a parolee at large and that he was wanted for a recent rape and may have been involved in a homicide in the Oxnard Plains area. While we were talking to Romanowsky, Capt. L. Warren the Commander of the Fillmore Station arrived on the scene. Sgt. De Los Santos briefed her on the situation. After receiving what I felt was all the necessary information on the description of the subject and the scene, I briefed the Less than Lethal Team on my plan.

The plan was for Deputy Volpe and Deputy Orr to drive to the east end of the parking lot. Their assignment was to insure that the subject could not escape if he ran eastbound. Deputy Nickles with an SL6 and Sr. Deputy Macias with an MP5 as Nickles cover officer were to position themselves south of the subject. Their assignment was to act as the arrest team. Deputy Wright armed with an AR15 was to position himself west of the subject. His assignment was to insure that the subject did not leave the parking lot by going west. Sr. Deputy Norris carrying an SL6 with Sr. Deputy Schierman carrying an MP5 as Norris's cover officer accompanied me, also carrying an MP5, to the north west corner of the parking lot. Norris's assignment was to use the SL6 when appropriate. When we moved into the area all of the

13 DATE / TIME OF REPORT
09-08-99/1100hrs

14 REPORTING OFFICER / ID NO / DIV / UNIT
J. W. Howe/1105/Spec Srvs. *JWH*

15 APPROVED BY / ID NO
[Signature] **0711**

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
6030	6B01	99-67780

4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Less than Lethal Team members were to relieve patrol deputies who were currently at those locations. Prior to moving to our assignments I admonished my team about "sympathetic shooting".

Deputies' Orr and Volpe drove to their location. Deputies' Nickles, Wright and Macias walked to their assigned location. Deputies Norris, Shierman and I accompanied by Parole Officer Romanowsky also walked to our location. To avoid detection by ~~the~~ Jaramillo, Deputies Norris, Shierman, Parole Officer Romanowsky and I walked north across Hwy 126, through the parking lot of the Supermarket, behind a Texaco Station and then back across Hwy 126.

We arrived at our assignment at approximately 0445 hrs. We relieved the deputies on scene. One of those deputies was Max Pina who was speaking with Jaramillo upon our arrival. As we took up our positions Romanowsky began conversing with Jaramillo. Jaramillo recognized Romanowsky as his parole officer. Romanowsky urged him to surrender. While Romanowsky was talking to Jaramillo I saw Nickles, Macias and Wright come into the parking lot from the south and move to their positions. Nickles and Macias took cover behind a patrol car, which was parked, in the south side of the parking lot. Deputy Wright moved to the west and out of my view.

As Romanowsky was talking with Jaramillo I obtained a sight picture on the subject and asked Norris if he had a good sight picture. He told me he did. Jaramillo was standing facing in a northwesterly direction so that we could see his face clearly. He had a lightweight windbreaker draped over his right shoulder and arm. We could not see his right hand and when he lit a cigarette he used his left hand to hold the cigarette and brought it down to his right hand which remained obscured by the windbreaker.

I told Schierman to advise the team that we were going to be taking action when appropriate. Sr. Deputy Shierman made a radio announcement that the less than lethal team had control and would be using less than lethal devices which may give off a loud noise. After Schierman made this announcement I heard Sgt. De Los Santos request a patrol roll call to insure that all officers on scene had heard the announcement. Because I was focused on the subject I did not monitor patrol response to this roll call. While this activity was occurring, Jaramillo was turning from side to side so that we did not always have a full frontal view of his person.

I told Norris to take the shot when he felt it was appropriate. He was to my immediate left. At approximately 0455 hrs Norris pulled the trigger on the SL6 and the cylinder rotated and there was an audible click. Norris said that's one click. Immediately thereafter he fired and the projectile struck Jaramillo in their right abdominal area. Jaramillo immediately went to the ground screaming in obvious pain. I saw Macias and Nickles leave cover and begin to approach Jaramillo. Jaramillo began to get up off the ground and Norris fired another less than lethal baton round at him. It appeared that the baton struck him in the right side of his body. He went down again and immediately rose to feet and began moving toward Nickles and Macias. His right hand was still concealed by the jacket. As he moved toward them he began to raise his right hand in their direction. When he did this I heard the distinct sound of two 9mm shots being fired. Shortly thereafter I heard and saw light sound diversionary devices being deployed. I also heard a third report, which I initially thought, might have been an AR15 being fired. Schierman and I

13 DATE / TIME OF REPORT 09-08-99/1100hrs	14 REPORTING OFFICER / ID NO / DIV / UNIT J. W. Howe/1105/Spec Srvs. <i>JWH</i>	15 APPROVED BY / ID NO <i>[Signature]</i> 0191258
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D.	2 BEAT	3 RB NUMBER
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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moved to our right and through a break in a chain link fence and began to approach the subject on foot. Norris climbed over the chain-linked fence and also began to approach the subject. I shouted for everyone to cease-fire as we approached the subject. As this was occurring the subject was again rising to his feet. Norris continued to fire his SL6, striking Jaramillo several times. At one point Jaramillo was lying on his back with his feet up in a fetal type position. He had his right hand still covered and brought it under his chin as though to shoot himself in the head. At that point Norris fired one round striking him in the buttocks area. Jaramillo took his hand away from his chin and waved it around at the approaching deputies. I was convinced at this point that he did not have a gun in his hand and told the deputies to "take him" indicating that I wanted them to go hands on and take him into custody. Deputies' Schierman, Wright and Macias did this. Jaramillo was subdued and handcuffed even as he continued to struggle.

I could see a large laceration on his right forearm elbow area and there appeared to be blood in the area of his right hip. I called for emergency services and firemen responded to the scene. I radioed that we had an officer involved shooting and requested investigators. I asked who had fired their weapons and Sr. Deputy Macias told me he had fired his MP5 twice. He said that he had been in the semi automatic mode. I asked if anyone else had fired and was told that Deputy Petit, a patrol officer had fired a shotgun. As firemen and ambulance personnel arrived on scene I told them that they were at a crime scene and to be careful with their movements. I also told Sgt. Larson to get crime scene perimeter tape around the area. He insured that this was done. Jaramillo was treated at the scene. During this treatment I saw two distinct entry wounds to his right lower hip area. I could not tell the caliber of the weapon that these projectiles came from. After the initial treatment Jaramillo was transported by ambulance to Santa Paula Hospital. I instructed Sr. Deputy Macias to go to the Fillmore Station to await debriefing by investigators. Deputy Clancy who had recently arrived on scene transported Macias to Fillmore PD. I also directed that Deputy Petit be transported to Fillmore PD for debriefing. As this was occurring Capt. L. Warren and Sgt. De Los Santos arrived. I briefed them on what had occurred and they told me that investigators were in route. I told the rest of my team to respond back to Carl's Junior for debriefing. A short time later I joined them at Carl's Jr. We spoke briefly about the incident and waited for investigators to arrive.

13 DATE / TIME OF REPORT 09-08-99/1100hrs	14 REPORTING OFFICER / ID NO / DIV / UNIT J. W. Howe/1105/Spec Svcs. <i>JWH</i>	15 APPROVED BY / ID NO <i>[Signature]</i>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description Code Section / Description (Reclassify To:)

Code: S Name: JARAMILLO, JOSE

ON 9/7/99, I RECEIVED A CALL AT HOME FROM SGT. HOELKER WHO WORKS IN THE SHERIFF'S DISPATCH CENTER. SGT. HOELKER ADVISED ME THAT THERE HAD BEEN AN OFFICER INVOLVED SHOOTING IN THE CITY OF FILLMORE AND REQUESTED THAT I RESPOND. HE ALSO TOLD ME THAT A SUSPECT HAD BEEN SHOT, BUT NO OFFICERS WERE INJURED.

I THEN DROVE TO FILLMORE AND ARRIVED AT APPROX. 0630 HRS., WHERE I SAW THAT THE NORTHWEST CORNER OF THE VONS SHOPPING CENTER HAD BEEN TAPED OFF WITH YELLOW SHERIFF'S CRIME SCENE TAPE. THERE WERE SEVERAL BLACK AND WHITE PATROL UNITS AND SEVERAL OFFICERS AT STRATEGIC LOCATIONS BLOCKING VEHICULAR AND PEDESTRIAN TRAFFIC.

AT APPROX. 0655 HRS. SGT. LARSEN BRIEFED MYSELF AND SEVERAL OTHER DETECTIVES WHO HAD ARRIVED AS TO THE INCIDENT. I WAS ALSO ADVISED BY CAPT. FADLER THAT I WOULD BE THE CASE AGENT.

SGT. LARSEN BEGAN BY TELLING US THAT A CLERK AT THE ULTRAMAR GAS STATION, LOCATED AT THE EAST END OF TOWN, HAD CALLED OUR SHERIFF'S DISPATCH CENTER AND REPORTED THAT A SUBJECT HAD WALKED INTO HIS STATION AND TOLD THE CLERK THAT HE WAS WANTED BY THE POLICE. HE ALSO TOLD THE CLERK THAT HE WANTED TO TALK TO DEPUTY MAX PINA AND HIS PAROLE OFFICER. THE SUBJECT TOLD THE CLERK THAT HE HAD A GUN, BUT THE CLERK DID NOT ACTUALLY SEE ONE. THE SUBJECT ALSO TOLD THE SUBJECT TO CALL THE POLICE AND TELL THEM THAT HE WAS GOING TO THE VONS SHOPPING CENTER. THIS AREA IS APPROX. 4-5 BLOCKS FROM THE ULTRAMAR.

AFTER THE CLERK CALLED THE SHERIFF'S DEPT., UNIT RESPONDED TO THE ULTRAMAR AND THE VONS CENTER, BUT WERE UNABLE TO LOCATE THE SUBJECT WHO HAD NOW BEEN IDENTIFIED AS JOSE JARAMILLO. OFFICERS FROM THE FILLMORE STATION WERE AWARE OF JARAMILLO AND HAD BEEN LOOKING FOR HIM FOR WARRANTS AND A PAROLE WANT.

SHORTLY AFTER THIS, A CLERK AT THE CHEVRON LOCATED AT 704 VENTURA ST., CALLED THE SHERIFF'S DISPATCH CENTER TO REPORT THAT THERE WAS A MAN WITH A GUN THERE AND HE WAS TO MET WITH DEPUTIES AT THE VONS CENTER.

13 DATE / TIME OF REPORT 9/20/99	14 REPORTING OFFICER / ID NO / DIV / UNIT LORENZEN / 0797 / SS / MAJ CRIMES	15 APPROVED BY / ID NO B.J. WHITE SGT
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1 R.D. 6030	2 BEAT 6B	3 RB NUMBER 99-67780
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AS THE MAN WALKED OUT OF THE CHEVRON STATION, HE WAS MET BY DEPUTIES WITH THEIR GUNS DRAWN. ACCORDING TO THE WITNESS, THE SUBJECT KEPT WALKING AND CROSSED THE STREET (A STREET). THE CLERK ADDED THAT HE HEARD THE SUBJECT TELL THE DEPUTIES, "I HAVE A GUN". HE FURTHER DESCRIBED THE SUBJECT AS HAVING HAD A JACKET OVER HIS RIGHT SHOULDER, AND HIS HAND INSIDE THE JACKET.

ADDITIONAL INFORMATION IN REFERENCE TO WHAT THE ATTENDANT AT THE CHEVRON SAID WAS GIVEN TO US. HE ADDED THAT THE SUBJECT TOLD HIM THAT HE WAS WANTED FOR AN ATTEMPT RAPE AND WARRANTS. THE CLERK ALSO SAID THAT HE WAS TOLD BY THE SUBJECT THAT "I'M GOING TO KILL MYSELF TONIGHT.... I HAVE A GUN... THE COPS WILL WANT TO KILL ME BECAUSE I'M WANTED FOR RAPE".

SGT. LARSEN ALSO TOLD US THAT AS OFFICERS RESPONDED, THEY CONFRONTED THE SUBJECT AND ORDERED HIM TO SHOW HIS HANDS. THE SUBJECT CONTINUED TO THE GRASS AREA WHERE HE STOPPED. DURING THE TIME THAT DEPUTIES HAD MADE CONTACT WITH THE SUBJECT, HE KEPT HIS RIGHT HAND INSIDE THE JACKET AND WOULD NOT REVEAL WHAT HE HAD WHEN ORDERED BY DEPUTIES TO REMOVE HIS HAND.

AS DEPUTIES SPOKE TO THE SUBJECT, HE SAID THAT HE WANTED TO SPEAK TO DEP. MAX PINA AND HIS PAROLE OFFICER. PINA WAS CONTACTED AT HOME AND RESPONDED TO THE AREA. THE SUBJECT'S PAROLE OFFICER, BORIS ROMANOWSKY WAS ALSO CONTACTED, AND HE TOO RESPONDED.

A SHORT TIME LATER, DEP. PINA ARRIVED AND BEGAN TO TALK TO JARAMILLO WHOM HE HAS KNOW FOR A NUMBER OF YEARS. PINA ATTEMPTED TO GET JARAMILLO TO COOPERATE, BUT HE WOULD NOT COMPLY.

AT APPROX. 0400 HRS., THE "LESS THAN LETHAL" TEAM MEMBERS AND P.O. ROMANOWSKY MET AND BRIEFED AT THE CARL'S JR. WHICH IS ABOUT ONE BLOCK WEST OF WHERE DEPUTIES WERE CONFRONTING JARAMILLO. AFTER THE BRIEFING, THE "LESS THAN LETHAL" TEAM DEPLOYED ALONG WITH ROMANOWSKY AND ARRIVED ON SCENE AT APPROX. 0455 HRS.

ROMANOWSKY ATTEMPTED TO GET JARAMILLO TO COMPLY, BUT AGAIN JARAMILLO WOULD NOT GIVE UP.

SGT. HOWE THEN ADDED THAT HE HEARD AGAIN FROM THE SUSPECT THAT HE HAD A GUN. A SHORT TIME AFTER THIS, SR. DEP. NORRIS FIRED ONE ROUND FROM HIS "SL6" 37 MM BATON GUN. THE ROUND STRUCK JARAMILLO IN THE ABDOMEN AREA, AND HE WENT TO THE GROUND. THE SUSPECT THEN GOT UP, AT WHICH TIME, NORRIS FIRED ANOTHER ROUND AT JARAMILLO WHICH STRUCK HIM AGAIN ON HIS RIGHT SIDE.

THE SUSPECT THEN STARTED TOWARD THE ARREST TEAM (MACIAS & NICHOLS) WHO WERE MOVING IN. HOWE SAID HE HEARD TWO 9MM ROUND GO OFF AND THE SUBJECT WENT TO THE GROUND AGAIN. WHILE JARAMILLO WAS ON THE GROUND, HE WAS SHOT AGAIN BY NORRIS WITH THE "SL6" SEVERAL MORE TIMES (ONCE IN THE BUTT, AND ONCE SOMEWHERE ON HIS BODY).

13 DATE / TIME OF REPORT 9/20/99	14 REPORTING OFFICER / ID NO / DIV / UNIT LORENZEN / 0797 / SS / MAJ CRIMES	15 APPROVED BY / ID NO <i>[Signature]</i> 176 SGT
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HOWE MENTIONED THAT WHILE JARAMILLO WAS ON THE GROUND, STILL FLAILING AROUND, HE PUT THE RIGHT HAND UP TO HIS CHIN AS IF TO SHOOT HIMSELF. JARAMILLO WAS THEN HANDCUFFED BY ONE OF THE OFFICERS, AND WAS TRANSPORTED TO THE HOSPITAL IN SANTA PAULA.

DURING OUR BRIEFING, WE WERE ALSO TOLD THAT DEPUTY PETTIT HAD DISCHARGED HIS DUTY SHOTGUN, WHICH STRUCK THE SUSPECT IN THE RIGHT THIGH AREA.

SINCE BEING DETAILED AS THE CASE AGENT, I THEN MADE ASSIGNMENTS TO DETECTIVES THOMPSON AND GENTRY TO CONTACT AND INTERVIEW THE OFFICERS WHO HAD FIRED THEIR WEAPONS.

DET. SAGELY AND MYSELF THEN DID "WALK THRU" WITH THE OFFICERS THAT WERE ON SCENE. AT 0825 HRS. WE DID THE FIRST WALK THROUGH WITH SGT. HOWE AND SST SELF. THE SECOND WALK THROUGH WITH SR. DEP. NORRIS STARTED AT 0900 HRS. THIS TIME WE WERE ACCOMPANIED BY SGT. ERICKSON WHO WORKS FOR INTERNAL AFFAIRS. THIS WALK THROUGH WAS COMPLETED, AND AT APPROX. 0932 HRS., WE CONDUCTED THE THIRD WALK THROUGH WITH DEP. NICKELS. THIS WALK THROUGH INCLUDED DDA JAMES ELLISON.

THE FINAL WALK THROUGH BEGAN AT 0948 HRS. WITH DEP. STEPHENS AND CONCLUDED APPROX. FIFTEEN MINUTES LATER.

AT 1027 HRS., OUR HELICOPTER ARRIVED FOR AERIAL PHOTOGRAPHS, AND SST. [REDACTED] COMPLETED THIS TASK AT APPROX. 1045 HRS. WHILE THE HELICOPTER WAS TAKING THE AERIAL PHOTOS, I WAS CONTACTED BY VICTOR GURROLA WHO TOLD ME THAT HE WAS THE OWNER OF THE BLACK MUSTANG THAT WAS PARKED INSIDE THE CRIME SCENE TAPE. HE TOLD ME THAT HE HAD JUST GOTTEN OFF WORK FROM THE NIGHT CREW AT VONS AND WANTED TO LEAVE. I ASKED THAT HE WAIT UNTIL WE HAD PHOTOGRAPHED THE AREA AS IT WAS AT THE TIME OF THE SHOOTING. AFTER SST FARRELL HAD COMPLETED HIS PHOTOS, I RELEASED THE CAR TO GURROLA AFTER FIRST CHECKING IT FOR EVIDENCE.

AT 1120 HRS, DET THOMPSON, DEP. PETTIT, AND PORAC ATTORNEY YUWEILER ARRIVED BACK AT THE SCENE. THE SCENE WAS INTACT WITH THE CRIME SCENE TAPE STILL UP AND EVIDENCE MARKERS IN PLACE. DET. THOMPSON AND MYSELF THEN DID A WALK THRU WITH PETTIT AND YUWEILER. REFER TO SEPARATE REPORT FOR DETAILS. THE WALK THRU WAS CONCLUDED AT 1207 HRS.

AT 1305 HRS., DET. THOMPSON AND MYSELF, DID A WALK THRU WITH SR. DEP. MACIAS AND ATTORNEYS YUWEILER AND SHIMMEL. THIS CONCLUDED AT 1329 HRS., AFTER WHICH MACIAS WAS TRANSPORTED BACK TO THE FILLMORE STATION AND HE EVENTUALLY WAS ALLOWED TO LEAVE.

I REMAINED AT THE SCENE WHILE THE B.I. TECHS BEGAN TO COLLECT THE EVIDENCE THAT HAD BEEN MARKED. AT ONE POINT, I WAS CALLED OVER TO WHERE DET. THOMPSON WAS LOOKING OVER THE DARK COLORED JACKET THAT JARAMILLO HAD OVER HIS RIGHT ARM DURING HIS CONFRONTATION WITH THE OFFICERS. AT THIS TIME A 10" BUTCHER KNIFE WAS POINTED OUT TO ME WHICH HAD BEEN

13 DATE / TIME OF REPORT 9/20/99	14 REPORTING OFFICER / ID NO / DIV / UNIT LORENZEN / 0797 / SS / MAJ CRIMES <i>Lorenzen</i>	15 APPROVED BY / ID NO <i>B.J. Williams</i> 176 SGT
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NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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SECRETED INSIDE THE RIGHT SLEEVE OF JARAMILLO'S JACKET. IT WAS NUMBERED BY B.I. AND WAS COLLECTED.

AT 1910 HRS., I ACCOMPANIED DET. PALMERIE AND REED TO SANTA PAULA HOSPITAL WHERE WE CONTACTED JARAMILLO. DETECTIVES REED AND PALMERIE WANTED TO TALK TO JARAMILLO IN REFERENCE TO THE ATTEMPTED RAPE AND A MURDER IN THEIR CITY.

I SECURED AT 1947 HRS.

THE FOLLOWING MORNING, I MET WITH B.I. TECHS [REDACTED] A AND [REDACTED] AT APPROX. 0500 HRS. WHERE THEY VIDEO TAPED THE SCENE TO CAPTURE THE LIGHTING CONDITIONS. I ALSO ASKED THEM TO FILM FROM THE VANTAGE POINT WHERE WITNESS [REDACTED] L (CHEVRON GAS STATION) WATCHED THE EVENTS UNFOLD. THIS TAPE WAS LATER GIVEN TO ME.

REFER TO ADDITIONAL REPORTS FOR FURTHER DETAILS.

13 DATE / TIME OF REPORT 9/20/99	14 REPORTING OFFICER / ID NO / DIV / UNIT LORENZEN / 0797 / SS/MAJ CRIMES <i>[Signature]</i>	15 APPROVED BY / ID NO <i>[Signature]</i> 1716 SGT
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Supplemental Case Cleared

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description **O.I.S.—Officer Involved Shooting**

Code: S-1 Name: Jaramillo, Jose

On September 7, 1999, at approximately 0530 hours, I received a call at home from the on-duty Watch Commander, Captain Keith Parks. Captain Parks advised me there had been an "Officer Involved Shooting" near the 700 block of Ventura Street in the City of Fillmore. Captain Parks requested I respond to the location and assist in the investigation.

I arrived at the scene at approximately 0635 hours. About 0650 hours, Captain Giles briefed the investigators concerning the incident. In addition to the information obtained from Captain Giles, Sgt. Larson and Sgt. Howe provided us with additional information. (Refer to Sgt. Lorenzen and Sr. Dep. Thompson's report for details on the briefing.)

While at the scene, I assisted Sr. Dep. Thompson and Sr. Dep. Gentry in looking for the unaccounted SL6 baton round and shotgun round. (Refer to Sr. Dep. Thompson and Sr. Dep. Gentry's report for details.)

Due to previous appointments Captain Fadler advised I could clear the scene.

13 DATE / TIME OF REPORT 09/24/99/ 3:27 PM	14 REPORTING OFFICER / ID NO / DIV / UNIT Sgt. C.L. Wade / 2049 / MC / Homicide	15 APPROVED BY / ID NO <i>[Signature]</i> 0797 Sgt.
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Form with multiple sections: 1 CONNECTING REPORT NUMBERS, 2 R.D., 3 BEAT, 4 RB NUMBER, 5 CRIME/INCIDENT/SUPPLEMENTAL, 6 DOMESTIC/CHILD ABUSE/HATE, 7-14 CODE SECTION/DESCRIPTION, 15-18 OCCURRED FROM/TO, 19 LOCATION OF OFFENSE, 20 CODE, 21-30 PERSONAL INFORMATION, 31-34 BUSINESS/SCHOOL INFORMATION, 35-42 OCCUPATION/VEHICLE INFORMATION, 43-52 PERSONAL INFORMATION, 53-62 BUSINESS/SCHOOL INFORMATION, 63-72 SPECIAL INTEREST, 73-76 REPORTING OFFICER/ID NO., 77 COPIES TO, 78 APPROVED BY.

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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AGENCY IDENTIFIER CA0560000

1 R.D. <u>6014</u>	2 BEAT <u>6E01</u>	3 RB NUMBER <u>99-67780</u>
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4 CODE	5 ITEM	6 QTY.	7 ITEM NAME	8 BRAND / MAKE MANUFACTURER	9 MODEL NAME OR NUMBER	10 MISC. DESCRIPTION	11 IDENTIFICATION / SERIAL NUMBER	12 VALUE
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On 9-7-99, 0300-0330 hours, I was called out for a subject that was being held at gun point by some deputies at the Von's Shopping Center. I was advised that the subject being held by the deputies was a Joe Jaramillo. I was also told that Jaramillo wanted me to respond to the scene. I attempted to talk Jaramillo into giving himself up. Jaramillo refused several times. At one point while Deputies Jason Hendren, Jeff Wiggins and I were behind a utility box. Deputy Bob Arnold was positioned behind a dumpster close by. Sometime during the incident Jaramillo told us that a woman had called him up to her apartment, and then had led him into her bedroom. Once inside of the bedroom the woman raised her top exposing her breasts. The woman then told Jaramillo that she wanted to have sex with him. Jaramillo further told us that the woman had told him not to tell his mother. Jaramillo also told us that he could not do that so he started to leave the apartment. As Jaramillo was leaving the apartment the woman apparently kicked his buttocks, He then says that he pushed the woman away and left.

13 DATE / TIME OF REPORT <u>10.7.99 0300</u>	14 REPORTING OFFICER / ID NO / DIV / UNIT <u>PINA #2271 WCP</u>	15 APPROVED BY / ID NO <u>[Signature] #100</u>
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CRIME / INCIDENT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

1 CONNECTING REPORT NUMBERS Oxnard P.D. - 99-15538				2 R.D. 6007		3 BEAT 6A11		4 RB NUMBER 99-67780											
<input checked="" type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLEARED <input type="checkbox"/> _____				6 <input type="checkbox"/> DOMESTIC <input type="checkbox"/> CHILD ABUSE <input type="checkbox"/> HATE <input type="checkbox"/> GANG <input checked="" type="checkbox"/> ELDERLY ABUSE <input type="checkbox"/> _____															
7 CODE SECTION / DESCRIPTION (INCIDENT) 6664/261 PC / ATTEMPT RAPE				8 CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel.		9 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				10 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
11 CODE SECTION / DESCRIPTION (INCIDENT)				12 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.		13 CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To)				14 CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel.									
15 OCCURRED FROM				16 DOW		17 OCCURRED TO				18 DOW									
19 LOCATION OF OFFENSE / INCIDENT				ADDRESS				CITY		STATE		ZIP							
20 CODE: V - VICTIM W - WITNESS R - REPORTING PARTY F - FINDER O - OWNER P - PARTY																			
21 CODE		22 NAME (Last, First, Middle, Gen.) / FIRM NAME A1 JARAMILLO, JOSE, LUIS				23 RACE H	24 SEX M	25 HT 5'10"	26 WT 215	27 HAIR BRN	28 EYES BRN	29 DOB	30 AGE						
31 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)						CITY Oxnard, CA		STATE CA		ZIP 93033		32 RESIDENCE PHONE () -							
33 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box # _____)				CITY		STATE		ZIP		34 BUSINESS PHONE ()					
35 OCCUPATION (<input type="checkbox"/> STUDENT)				36 DAYS OFF		37 WORK HRS		38 INTERPRETER		39 OPERATOR'S LIC. NO. / STATE									
40 VEH. LIC. NO. / STATE		41 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				42 OTHER CHARACTERISTICS / VIN NO.													
43 NAME (Last, First, Middle, Gen.) / FIRM NAME		AKA / Moniker				45 RACE	46 SEX	47 HT	48 WT	49 HAIR	50 EYES	51 DOB	52 AGE						
53 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box # _____)						CITY		STATE		ZIP		54 RESIDENCE PHONE ()							
55 BUSINESS / SCHOOL NAME				ADDRESS / (<input type="checkbox"/> Same as Box # _____)				CITY		STATE		ZIP		56 BUSINESS PHONE ()					
57 OCCUPATION (<input type="checkbox"/> STUDENT)				58 DAYS OFF		59 WORK HRS		60 INTERPRETER		61 OPERATOR'S LIC. NO. / STATE									
62 VEH. LIC. NO. / STATE		63 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE				64 OTHER CHARACTERISTICS / VIN NO.													
65 <u>ARSON</u> <input type="checkbox"/> Single Fam. Resd. <input type="checkbox"/> Inhabited <input type="checkbox"/> Uninhabited <input type="checkbox"/> Storage <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input type="checkbox"/> Other Structure <input type="checkbox"/> Public Place <input type="checkbox"/> Vehicle <input type="checkbox"/> Unlawful Fire <input type="checkbox"/> Forest <input type="checkbox"/> Injury Occurred <input type="checkbox"/> Other				66 <u>BURGLARY</u> <input type="checkbox"/> Residential <input type="checkbox"/> Vehicle <input type="checkbox"/> Commercial <input type="checkbox"/> Other 67 <u>ROBBERY</u> <input type="checkbox"/> Bank <input type="checkbox"/> Chain Store <input type="checkbox"/> Commercial <input type="checkbox"/> Gas Station <input type="checkbox"/> Highway <input type="checkbox"/> Residence <input type="checkbox"/> Other				68 <u>THEFT</u> <input type="checkbox"/> Auto Parts <input type="checkbox"/> Bicycle <input type="checkbox"/> From Bldg. <input type="checkbox"/> Coin Machine <input type="checkbox"/> From Person <input type="checkbox"/> From Vehicle <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Shoplift <input type="checkbox"/> Other 69 <u>VALUE / DOLLAR LOSS</u> \$ _____ <u>VALUE / DAMAGE LOSS</u> \$ _____				70 <u>FORCE / WEAPON</u> <input type="checkbox"/> No Force <input type="checkbox"/> No Weapon <input type="checkbox"/> Verbal Only <input type="checkbox"/> Attempt Only <input type="checkbox"/> Great Bodily Injury <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands/Fists/Feet <input type="checkbox"/> Other 71 <u>DOMESTIC VIOLENCE / SEX / HATE CRIMES</u> <input type="checkbox"/> D.V. and/or S. A. Pamphlet given to: <input type="checkbox"/> Victim <input type="checkbox"/> P-1 <input type="checkbox"/> P-2 <input type="checkbox"/> Pursuant to Sec. 6254 G.C., victim of D.V., Sex or Hate Crime requests their name be withheld from the public. <input type="checkbox"/> YES <input type="checkbox"/> NO				72 <u>SPECIAL INTEREST</u> (Copy to Agency/Unit) <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sex Crime <input type="checkbox"/> Child Abuse <input type="checkbox"/> PSSA <input type="checkbox"/> Gang Related <input type="checkbox"/> Hate Crime <input type="checkbox"/> Agricultural <input type="checkbox"/> Probation <input type="checkbox"/> Parole <input type="checkbox"/> Other			
73 DATE AND TIME REPORTED				74 DATE / TIME OF REPORT				75 REPORTING OFFICER / ID NO / DIV / UNIT				76 APPROVED BY / ID NO.							
				10/10/99 0400				R. Aronson / 2274 / wce				[Signature]							
77 COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SED <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER																			

78 RB NUMBER
 99-67780

79 ADDITIONAL NAME (Complete Front Page First)

CODE	81 NAME (Last, First, Middle, Gen.) / FIRM NAME	AKA / Moniker	RACE 82	SEX 83	84 HT	85 WT	86 HAIR	87 EYES	88 DOB	89 AGE
90 RESIDENCE ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							91 RESIDENCE PHONE ()			
92 BUSINESS / SCHOOL NAME ADDRESS / (<input type="checkbox"/> Same as Box _____) CITY STATE ZIP							93 BUSINESS PHONE ()			
94 OCCUPATION (<input type="checkbox"/> STUDENT)			95 DAYS OFF	96 WORK HRS	97 INTERPRETER		98 OPERATOR'S LIC. NO. / STATE			
99 VEHICLE LIC. NO. / STATE		100 VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE			101 OTHER CHARACTERISTICS / VIN NO.					

102 DOMESTIC VIOLENCE (PC 13700, 13730) * COMPLETE #70 & 71 ON FRONT PAGE

103 I RESPONDED TO A CALL INVOLVING A DOMESTIC INCIDENT:

Parties involved are described in 13700(B) PC and

Incident was verbal only, no evidence of crime, physical violence or traumatic condition existed. (brief narrative required) or

A misdemeanor (_____ PC) occurred and no prosecution was desired by any involved party.

A felony A misdemeanor arrest was made for (_____ PC)

104 RELATIONSHIP OF PARTIES

SPOUSES FORMER SPOUSES

DATING/ ENGAGED FORMER DATING

COHABITANTS FORMER COHABITANT

PARENTS OF CHILD FROM RELATIONSHIP

105 # OF PRIOR RESPONSES? _____

ALCOHOL/DRUG USE BY ABUSER? Yes No

106 BICYCLE INFORMATION

107 STOLEN LOST (Safekeeping, Found, Recovered, Evidence, use Property / Evidence Report)

108 Boys ATB Road Hybrid Girls Juv. BMX Cruiser

109 COLOR 110 MAKE / MODEL 111 FRAME SIZE 112 WHEEL SIZE 113 GEARS 114 SERIAL NUMBER

115 LICENSE NO. / CITY 116 ADDITIONAL EQUIPMENT OR IDENTIFYING CHARACTERISTICS 117 VALUE

118 NARRATIVE

If crime report, include brief description below (establishing elements of crime.) Use Narrative Report for details of crime List stolen / lost property (use format below.) Enter total value/dollar loss on #69. All suspect information on Suspect Report.

PROPERTY CLASSIFICATION CODES: SP - STOLEN PROPERTY LP - LOST PROPERTY

PROPERTY CODES: A - CURRENCY / NOTES B - JEWELRY / PRECIOUS METALS C - CLOTHING / FURS D - VEHICLE E - OFFICE EQUIPMENT F - ELECTRONIC EQUIPMENT G - FIREARMS H - HOUSEHOLD GOODS I - CONSUMABLE GOODS J - LIVESTOCK K - MISCELLANEOUS

120 CODE	121 ITEM	122 QTY.	123 ITEM NAME	124 BRAND / MAKE MANUFACTURER	125 MODEL / NAME OR NUMBER	126 MISC. DESCRIPTION	127 IDENTIFICATION / SERIAL NUMBER	128 VALUE	
			(A) JARAMILLO SAID HE WAS "SET UP" BY "THAT OLD LADY" BECAUSE HE REFUSED TO HAVE SEX WITH HER. JARAMILLO SAID SHE ASKED HIM TO HAVE SEX WITH HER BUT HE REFUSED. THE WOMAN PULLED UP HER SHIRT AND EXPOSED HER BREASTS BUT JARAMILLO SAID HE AGAIN REFUSED TO HAVE SEX WITH HER.						
			WHEN JARAMILLO STARTED TO WALK OUT THE FRONT DOOR, THE UPSET LADY KICKED JARAMILLO IN THE BUTTOCKS. SHE THEN SCRATCHED HER OWN FACE AND TOLD JARAMILLO THAT SHE WOULD CALL THE POLICE AND SAY THAT JARAMILLO ATTEMPTED TO RAPE HER.						

NARRATIVE REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description Code Section / Description (Reclassify To:)
OFFICER INVOLVED SHOOTING

Code: **A** Name: **JARAMILLO, JOSE**

SR. DEPUTY CARLOS "MIKE" MACIAS, ID #2362, CUSTODY DIVISION, PRE TRIAL DETENTION FACILITY, VENTURA. LESS THAN LETHAL TEAM MEMBER

SR. DEPUTY MACIAS WORKS IN THE PRETRIAL DETENTION FACILITY AS A FLOOR SUPERVISOR. HE HAS A CO LATERAL ASSIGNMENT AS A MEMBER OF THE SPECIAL WEAPONS AND TACTICS (SWAT) TEAM. THE LESS THAN LETHAL TEAM IS COMPRISED OF SWAT TEAM MEMBERS. RADIO CALL SIGNS ARE NOT USED IN THIS CAPACITY; RATHER LAST NAMES ARE USED. SR. DEPUTY MACIAS WAS DRESSED IN HIS SWAT UNIFORM FOR THIS INCIDENT. THIS UNIFORM CONSISTED OF OLIVE DRAB UTILITY SHIRT AND PANTS. SUBDUED GREEN SHERIFF PATCHES ARE ON EACH SHOULDER OF THE SHIRT. A BULLET RESISTANT TACTICAL VEST WAS ABOUT THE CHEST. A YELLOW SHERIFF'S STAR IS ON THE LEFT CHEST. THE WORD "SHERIFF" IS IN YELLOW PRINT ACROSS THE RIGHT CHEST AND ACROSS THE BACK OF THE VEST. A BALISTIC HELMET IS ON THE HEAD WITH "SHERIFF" PRINTED IN YELLOW ON PATCHES WHICH ARE ACROSS THE FRONT AND THE BACK OF THE HELMET. A BLACK "NOMEX" BALACLAVA IS WORN OVER THE HEAD AND COVERS THE NECK AND MOUTH, LEAVING THE EYES AND NOSE EXPOSED.

ON 9-7-99, AT 1303 HRS. , MYSELF, ALONG WITH SGT. T. LORENZEN INTERVIEWED SR. DEPUTY MACIAS AS HE WALKED US THROUGH THE SHOOTING

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SCENE. SR. DEPUTY MACIAS WAS ACCOMPANIED BY HIS PORAC ATTORNEY, KEN YUWILER AND DEPUTY SHERIFF'S ASSOCIATION MANAGER RICK SHIMMEL. ALSO PRESENT FOR STILL PHOTOGRAPHY WAS B.I. CRIME SCENE TECHNICIAN JOY SELF.

I TAPE-RECORDED THIS INTERVIEW AS DID ATTORNEY YUWILER.

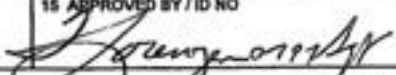
SR. DEPUTY MACIAS TOLD ME HE RECEIVED A PAGE AT 0333 HRS. FROM SGT. WILL HOWE. (VOICE MAIL MESSAGE). THE PAGE NOTIFIED HIM A LESS THAN LETHAL TEAM WAS NEEDED IN FILLMORE ON A "MAN WITH A GUN", POSSIBLY WANTING TO COMMIT SUICIDE. THE STAGING AREA WAS "CARL'S JR." RESTAURANT.

DEPUTY MACIAS, WHO LIVES IN EAST VENTURA, PACKED HIS SWAT BAG, GOT DRESSED AND DROVE TO FILLMORE. HE WAS THE FIRST SWAT OFFICER ON SCENE. APPROXIMATELY 15 MINUTES LATER THE REMAINDER OF THE LESS THAN LETHAL TEAM ARRIVED AT THE STAGING AREA.

THE SUSPECT'S PAROLE OFFICER (ROMANOWSKY) GAVE SGT. HOWE A BRIEFING ON THE SUSPECT. SGT. HOWE IN TURN BRIEFED THE TEAM. SGT. HOWE TOLD THEM THE SUSPECT HAD COMMITTED A PRIOR SEXUAL ASSAULT. THE SUSPECT HAD SAID HE HAD A GUN AND SAID HE WAS GOING TO SHOOT IT IN THE AIR, OR IN THE AIR AT AN OFFICER, IN AN ATTEMPT TO FORCE OFFICERS TO KILL HIM. DEPUTY HENDREN THEN DREW A DIAGRAM OF THE AREA AND SUGGESTED LOCATIONS FOR THE LESS THAN LETHAL TEAM. DEPUTY HENDREN ALSO TOLD THEM THE SUSPECT HAD HIS RIGHT HAND COVERED AND THAT IS WHERE THE GUN MAY BE.

SGT. HOWE THEN MADE ASSIGNMENTS. MACIAS WAS TOLD TO DEPLOY WITH DEPUTY WRIGHT AND NICKELS. DEPUTY NICKELS WAS TO BE ARMED WITH THE SL-6 (NON LETHAL WEAPON) AND MACIAS WAS TO ACT AS HIS COVER OFFICER. THE TWO OF THEM WERE TO TAKE UP A POSITION AT SGT. LARSEN'S CAR (SOUTH END OF THE PARKING LOT) THEIR ASSIGNMENT WAS TO ACT AS AN ARREST/RESCUE TEAM. IN THE EVENT THE SUSPECT RAN SOUTH, DEPUTY NICKELS WAS TO TAKE A LESS THAN LETHAL SHOT.

MACIAS, NICKELS AND WRIGHT MADE THEIR WAY TO THE SHOPPING CENTER VIA THE NEIGHBORHOOD TO THE WEST OF THE SHOPPING CENTER. BY GOING

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THROUGH BACKYARDS, AND CLIMBING FENCES, THEY ENDED UP AT THE SOUTHWEST SIDE OF THE SHOPPING CENTER. DEPUTY WRIGHT WAS DROPPED OFF AT THE WEST SIDE OF THE PARKING LOT WITH AN AR-15 AS HE WAS TO COVER THE INCIDENT AND WOULD HAVE THE ABILITY TO TAKE "THE LONG SHOT".

ARRIVING AT SGT. LARSEN'S VEHICLE, MACIAS COULD SEE THE SUSPECT STANDING NEAR A SODA BOTTLE (BOTTLE IS ON THE CURB BORDERING THE GRASS AND THE PARKING LOT IN THE NORTHWEST END OF THE LOT). THE JACKET WAS DRAPED OVER THE SUSPECT'S HAND. THE SUSPECT WAS WALKING AROUND, TALKING TO SWAT OFFICERS NORRIS, SCHIERMAN AND HOWE AS THEY WERE BEHIND THE COVER OF TWO ELECTRICAL BOXES. AT ONE POINT THE SUSPECT HAD HIS HANDS DOWN BY HIS WAIST. THE SUSPECT HAD A CIGARETTE IN HIS MOUTH AND WAS TRYING TO LIGHT A MATCH WITH HIS HANDS DOWN BY HIS WAIST. THE SUSPECT HAD DIFFICULTY DOING THIS AS HIS COVERED HAND REMAINED UNEXPOSED. BECAUSE OF THIS, MACIAS BELIEVED THE SUSPECT STILL HAD THE GUN IN THE COVERED HAND. MACIAS SAID THE SUSPECT DID ALL OF THE MANIPULATION OF THE CIGARETTE WITH HIS LEFT HAND. MACIAS NEVER SAW THE SUSPECT'S RIGHT HAND AS IT WAS ALWAYS COVERED WITH THE JACKET. SOMETHING HAPPENED OR WAS SAID CAUSING THE SUSPECT TO THROW DOWN HIS CIGARETTE.

MACIAS HEARD SR. DEPUTY SCHIERMAN BROADCAST A WARNING ON THE RADIO ADVISING EVERYONE THAT FLASH/BANGS MAY BE DEPLOYED AND THAT A LESS THAN LETHAL GUN MAY BE DISCHARGED. AFTER THIS BROADCAST, MACIAS TOLD DEPUTY NICKELS HE BELIEVED THEY WERE ABOUT TO SHOOT THE SUSPECT WITH THE SL-6. MACIAS ASKED NICKELS IF HE WAS READY. NICKELS RESPONDED THAT HE WAS. SR. DEPUTY SCHIERMAN TRANSMITTED ON HIS RADIO TELLING MACIAS "MIKE, YOU'RE ARREST/ RESCUE". MACIAS ACKNOWLEDGED THE TRANSMISSION.

MACIAS THEN HEARD THE "POP" FROM THE SL-6 BEING FIRED. MACIAS SAW THE SUSPECT GET HIT BY THE NON LETHAL ROUND WHICH CAUSED HIM TO FALL STRAIGHT BACK. MACIAS YELLED TO NICKELS "LET'S GO, LET'S GO". THE TWO OF

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THEM RAN AROUND THE FRONT OF SGT. LARSEN'S PATROL CAR (VEHICLE FACING WEST). THEY BEGAN RUNNING TOWARD THE DOWNED SUSPECT WITH MACIAS YELLING TO THE SUSPECT, "LET ME SEE YOUR HANDS, LET ME SEE YOUR HANDS". AS THEY RAN TOWARD THE SUSPECT, THE SUSPECT GOT UP AND STARTED RUNNING TOWARD THEM. DEPUTY NICKELS THREW A FLASH/BANG TOWARD THE SUSPECT WHO WAS NOW APPROXIMATELY TWO PARKING STALLS NORTH OF THE ISLAND. THE FLASH/BANG DID NOT SEEM TO SLOW THE SUSPECT'S MOVEMENT TOWARD MACIAS AND NICKELS. THE SUSPECT CONTINUED TOWARD THEM AND THEN THE SUSPECT STOPPED AND LOOKED AT MACIAS AND NICKELS. THE SUSPECT ASSUMED AN ISOSCELES SHOOTING STANCE WHILE BRINGING THE "GUN" UP WITH BOTH HANDS. DEPUTY MACIAS DEMONSTRATED THIS BY STANDING WITH HIS FEET SHOULDER WIDTH APART, SLIGHTLY BENT ^{AT} ~~AND~~ THE KNEES. THE RIGHT ARM AND HAND ARE EXTENDED IN FRONT AT SHOULDER HEIGHT WITH THE LEFT HAND CUPPING UNDER THE RIGHT HAND NEAR THE PINKY FINGER. AS THE SUSPECT ASSUMED THIS SHOOTING STANCE, MACIAS, WHO HAD HIS MP-5 SELECTOR IN THE SEMI-AUTOMATIC POSITION AND SHOULDERED AT THE "LOW READY" POSITION, ELEVATED THE MUZZLE AND IMMEDIATELY FIRED ONE ROUND AT THE SUSPECT. MACIAS BELIEVED THE SUSPECT WAS ABOUT TO SHOOT EITHER HE, OR NICKELS. MACIAS EMPHASIZED THAT HIS SOLE RESPONSIBILITY IS TO PROTECT NICKELS, WHO WAS NOT ARMED WITH A LETHAL WEAPON. MACIAS SAID HE (MACIAS) WAS AT A "PRETTY GOOD TROT" AS HE FIRED HIS SHOULDERED WEAPON. HE BELIEVES HE WAS NEAR THE AREA BETWEEN THE TWO ISLANDS AT THE TIME. IN THIS AREA THE WORD "STOP" IS PAINTED IN LARGE LETTERS. MACIAS SAID HE WAS NEAR THIS "STOP" SIGN AREA. AFTER FIRING THE WEAPON, MACIAS SAW THE SUSPECT HAD CONTINUED MOVING TOWARD MACIAS. THE SUSPECT HAD ALSO REACTED TO THE SHOT AND HAD SPUN AROUND. MACIAS WAS UNSURE HOW THIS WAS ACCOMPLISHED BUT THE SUSPECT'S "WEAPON" WAS STILL POINTED AT MACIAS AS THE SUSPECT WAS EITHER DOWN OR GOING DOWN TO THE GROUND. MACIAS SAID HE (MACIAS) HAD NOW ALMOST REACHED THE NORTHERN MOST ISLAND. AT THAT POINT MACIAS FIRED ANOTHER ROUND AT THE SUSPECT. MACIAS STOPPED AND "ASSESSED", NOW

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SEEING THE SUSPECT WAS DOWN AND ON HIS BACK. MACIAS AGAIN YELLED TO THE SUSPECT, "LET ME SEE YOUR HANDS, SHOW ME YOUR HANDS". THE SUSPECT WAS SPINNING ON HIS BACK, WITH HIS HANDS STILL IN THE SHOOTING POSITION. THE JACKET STILL COVERED THE RIGHT HAND AND MACIAS STILL COULD NOT SEE A GUN. THE SUSPECT WAS YELLING "JUST KILL ME, JUST KILL ME". BY THAT TIME, NORRIS, SCHIERMAN AND HOWE AND COME FROM THE ELECTRICAL BOXES. MACIAS AGAIN PREPARED TO FIRE. IT WAS THEN THAT NORRIS SHOT THE SUSPECT WITH ONE OR TWO NON LETHAL ROUNDS. THE SUSPECT REACTED TO THE NON LETHAL ROUNDS AND IN DOING SO CAUSED THE JACKET TO MOVE WHICH ALLOWED MACIAS TO DETERMINE THE SUSPECT DID NOT HAVE A GUN, ALTHOUGH HE STILL COULDN'T SEE THE SUSPECT'S HAND. AT THIS POINT THE SWAT TEAM HAD MOVED IN ON THE SUSPECT. SCHIERMAN WAS NOW IN THE PARKING LOT, EAST OF THE SUSPECT. MACIAS WAS ON THE GRASS, WEST OF THE SUSPECT. BECAUSE OF CROSSFIRE CONCERNS AND THE CLOSE PROXIMITY OF THE SWAT PERSONNEL TO THE SUSPECT, MACIAS SAFED HIS WEAPON AND SLUNG HIS WEAPON SO THAT HIS HANDS WOULD BE FREE. NORRIS HAD NOW GRABBED THE SUSPECT'S JACKET OFF OF HIS HAND. NORRIS THEN YELLED TO THE OTHERS "HE DOESN'T HAVE A GUN, HE DOESN'T HAVE A GUN". MACIAS AND SCHIERMAN THEN CLOSED IN AND SPUN THE SUSPECT TO HIS STOMACH AND HANDCUFFED HIM. THE SUSPECT RESISTED THIS BY KICKING AT THEM.

MACIAS DID NOT KNOW WHERE NICKELS WAS WHEN THE SHOOTING OCCURRED. BUT IN THEIR TRAINING, NICKELS WOULD ALWAYS BE TO HIS LEFT.

MACIAS SAID BECAUSE NICKEL'S WAS CARRYING THE LESS THAN LETHAL WEAPON, IT WAS MACIAS' RESPONSIBILITY TO PROTECT HIM.

MACIAS SAID HE NEVER SAW ANY PATROL PERSONNEL ENGAGE THE SUSPECT.

AT THIS POINT IN THE INTERVIEW I HAD DEPUTY MACIAS POSITON DET. RIVERA IN THE APPROXIMATE LOCATION OF THE SUSPECT AT THE TIME MACIAS FIRED HIS FIRST SHOT. MACIAS POSITIONED DET. RIVERA IN THE SECOND PARKING SPACE NORTH OF THE ISLAND. I THEN HAD MACIAS POINT OUT HIS (MACIAS') LOCATION AT

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THE TIME OF THE FIRST SHOT. MACIAS BELIEVED HE WAS NEAR THE "O" IN THE STOP SIGN PAINTED ON THE PARKING LOT. MACIAS BELIEVED HE WAS JUST SOUTH OF THE SOUTH ISLAND CURB WHEN HE FIRED THE SECOND SHOT. I STOOD IN THESE LOCATIONS AS DET. RIVERA STOOD WHERE THE SUSPECT WAS AT THE TIME MACIAS FIRED. SST SELF TOOK PHOTOGRAPHS OF THESE POSITIONS AND FROM MACIAS' PERSPECTIVE. ADDITIONAL PHOTOGRAPHS WERE TAKEN FROM THE AREA WHERE DEPUTY PETIT INDICATED HE HAD BEEN LOCATED WHEN HE FIRED HIS SHOTGUN.

I KNEW THE CLERK/WITNESS AT THE CHEVRON STATION HAD INDICATED DURING AN INTERVIEW THAT THEY TOO HAD WITNESSED THE SUSPECT RUNNING AT THE DEPUTIES WITH HIS RIGHT HAND EXTENDED. WHILE MAINTAINING OUR POSITIONS, I HAD SST. SELF PHOTOGRAPH OUR LOCATION FROM THE PERSPECTIVE OF THE CLERK INSIDE THE CHEVRON STATION.

MACIAS COULD NOT GIVE ME AN EXACT TIME PERIOD BETWEEN HIS TWO FIRED ROUNDS. HE ESITMATED THE TIME TO BE ABOUT ONE SECOND. HE SAID IT WAS THE TIME IT TOOK HIM TO GO FROM THE "STOP" SIGN AREA TO JUST BEFORE THE ISLAND AT A MODERATE TO FAST JOG.

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Supplemental Case Closed

Gang Domestic Hate Child Abuse Elderly Abuse

Connecting Report Numbers:

Code Section / Description Code Section / Description (Reclassify To:)
OFFICER INVOLVED SHOOTING

Code: **A** Name: **JARAMILLO, JOSE**

DEPUTY MARTY PETTIT, ID #3100, WEST COUNTY POLICE SERVICES, SANTA CLARA VALLEY SUBSTATION, RADIO CALL SIGN 3B12

AT THE TIME OF THE INCIDENT, DEPUTY PETTIT WAS IN FULL UNIFORM CONSISTING OF THE STANDARD SHORTSLEEVE TAN SHIRT AND GREEN PANTS. HIS BADGE WAS DISPLAYED ON THE LEFT CHEST OF HIS SHIRT. THE STANDARD UNIFORM SHERIFF PATCHES WERE ON EACH SHOULDER. A "SAM BROWN" GUN BELT WAS ABOUT THE WAIST. DEPUTY PETTIT WEARS CORRECTIVE LENSES AND HAD THESE EYEGLASSES ON AT THE TIME OF THE INCIDENT.

ON 9-7-99, AT 1135 HRS. , MYSELF, ALONG WITH SGT. T. LORENZEN INTERVIEWED DEPUTY PETTIT AS HE WALKED US THROUGH THE SHOOTING SCENE. DEPUTY PETTIT WAS ACCOMPANIED BY HIS "PORAC" ATTORNEY, KEN YUWILER. ALSO PRESENT FOR STILL PHOTOGRAPHY WAS B.I. CRIME SCENE TECHNICIAN IAN FARRELL.

I TAPE-RECORDED THIS INTERVIEW AS DID ATTORNEY YUWILER.

DEPUTY PETTIT TOLD ME HE AND HIS PARTNER, DEPUTY BROOKER, WERE WORKING A COUNTY AREA PATROL CAR, CALL SIGN 3B12. PETTIT SAID THE FIRST HE KNEW OF THE SITUATION WAS WHEN DEPUTY ARNOLD BROADCAST ON HIS RADIO THAT HE WAS ON HIS WAY TO VON'S ON A "MAN WITH A GUN" CALL AND REQUESTED A BACK UP. AT THE TIME, PETTIT SAID HE AND HIS PARTNER, BROOKER, WERE IN

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NORTH FILLMORE IN THE AREA OF 4TH AND BLAINE. THEY HAD LEFT THEIR VEHICLE AND HAD GONE INTO THE AREA ON FOOT. AFTER HEARING THIS TRANSMISSION, PETTIT WAS DROPPED OFF TO GET THEIR PATROL CAR AS BROOKER WENT AHEAD WITH FILLMORE CITY CAR 6B11, DRIVEN BY DEPUTY HENDREN. ARNOLD HAD RADIOED THAT HE WAS AT THE VON'S AND WAS UNABLE TO LOCATE THE SUSPECT. HEARING THIS, PETTIT THOUGHT THE SUSPECT MAY HAVE GONE BACK TO ULTRA MAR GAS STATION. PETTIT DROVE TO THE ULTRA MAR AND CONTACTED THE CLERK, MR. [REDACTED] H. [REDACTED] H HAD WRITTEN DOWN WHAT THE SUBJECT HAD TOLD HIM. HE GAVE THAT NOTE TO PETTIT. (PETTIT GAVE ME THAT NOTE PRIOR TO THE WALK THRU) THE SUBJECT HAD TOLD [REDACTED] H HE NEEDED HIM TO CALL THE POLICE FOR HIM. HE SAID HE NEEDED TO TALK TO MAX PINA AND PAROLE OFFICER ROMANOWSKY. HE ALSO TOLD [REDACTED] H HE HAD A GUN. HE SAID IF THE OFFICERS "DO SOMETHING FOOLISH OR GET OUT OF HAND, I CAN GET CRAZY". PETTIT INTERPRETED THIS AS AN IMPLIED THREAT. PETTIT SAID THE CLERK TOLD HIM HE NEVER SAW THE GUN BUT THE SUSPECT TOLD HIM HE HAD A GUN. THE CLERK DID NOT KNOW IF THE SUSPECT LEFT THE AREA ON FOOT OR IF HE HAD A CAR. PETTIT SAID HE LEFT THE ULTRA MAR, AND ADVISED SHERIFF'S COMMUNICATIONS OF THE IMPLIED THREAT ALONG WITH A BRIEF DESCRIPTION OF THE SUSPECT.

DEPUTY PETTIT SAID THE DEPUTIES ASSIGNED TO THE FILLMORE AREA WERE ALL OUT LOOKING FOR THE SUSPECT WHEN SHERIFF'S COMMUNICATIONS BROADCAST THAT THE SUSPECT WAS NOW AT THE CHEVRON STATION ("A" ST./VENTURA ST). PETTIT DROVE WEST BOUND ON VENTURA STREET (SR126) AND UPON ARRIVING AT THE STATION SAW THAT ONE OR TWO PATROL UNITS HAD ARRIVED AT THE FRONT. PETTIT HEARD DEPUTY STEPHENS BROADCAST THAT HE WAS AT THE REAR OF THE CHEVRON STATION. AS DEPUTY PETTIT DROVE SOUTH BOUND ON "A" STREET HE COULD SEE DEPUTY STEPHENS AT THE SLUMP STONE WALL SOUTH OF THE STATION.

PETTIT SAID SGT. LARSEN AND ONE OR TWO OTHER OFFICERS HAD NOW APPROACHED THE SUSPECT IN FRONT OF THE CHEVRON STATION, GIVING THE SUSPECT COMMANDS TO PUT HIS HANDS UP. PETTIT SAID THE SUSPECT WAS NOT

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COMPLYING. THE SUSPECT CONTINUED TO WALK EAST BOUND, INCREASING HIS PACE. PETTIT STOPPED HIS PATROL CAR IN THE MIDDLE OF "A" STREET NEAR THE "A" STREET DRIVEWAY TO THE CHEVRON STATION. THE SUSPECT WALKED IN FRONT OF PETTIT'S UNIT WITH SGT. LARSEN AND STEPHENS FOLLOWING THE SUSPECT ON FOOT. THE DEPUTIES WERE TRYING TO CLOSE IN ON THE SUSPECT BUT THE SUSPECT HAD A BLUE WINDBREAKER/JACKET OVER HIS SHOULDER WITH HIS RIGHT HAND COMPLETELY HIDDEN UNDERNEATH THE JACKET. THE SUSPECT WAS YELLING AT THE DEPUTIES "NO, I DON'T WANT TO TALK TO YOU, I WANT PINA". AFTER THE SUSPECT AND THE DEPUTIES HAD PASSED BY PETTIT, PETTIT DROVE FORWARD AND PARKED JUST PAST THE SOUTHEAST CORNER OF THE SHOPPING CENTER. PETTIT GOT OUT OF HIS UNIT WITH HIS DUTY SHOTGUN. PETTIT SAID HE IMMEDIATELY CHAMBERED A ROUND INTO THE SHOTGUN. HE BELIEVES THIS ACTION CAUSED THE SUSPECT TO TURN AND LOOK IN HIS DIRECTION. PETTIT SAID HE FIRST POSITIONED HIMSELF TO THE NORTH OF THE TRASH ENCLOSURE IN THE SOUTH WEST CORNER OF THE PARKING LOT. BECAUSE OF OTHER DEPUTIES POSTIONS AND THE FEAR OF CROSS FIRE, PETTIT SAID HE MOVED TO THE SOUTHEAST CORNER OF THE TRASH ENCLOSURE AREA (STUCCO ENCLOSURE WITH 6 FOOT HIGH WALLS WHERE HE JOINED DEPUTY STEPHENS WHO WAS ALREADY THERE. PETTIT SAID HE AND STEPHENS STAYED AT THE SOUTH EAST CORNER OF THAT TRASH ENCLOSURE NEAR A POLE (3 FOOT HIGH POLE LOCATED IN THE SOUTHEAST CORNER OF THE ENCLOSURE) FOR THE DURATION OF THE INCIDENT. PETTIT SAID HE BELIEVED HE WAS AT THAT LOCATION FOR APPROXIMATELY 1 ½ HOURS. DURING THAT TIME, THE SUSPECT IS YELLING THAT HE WANTED "PINA" AND HIS "PAROLE OFFICER". DEPUTIES WERE YELLING AT THE SUSPECT TO SHOW HIS HANDS. THE SUSPECT RESPONDED "NO, I'VE GOT MY GUN, IF I TAKE MY HANDS AWAY YOU'LL RUSH ME. I'M NOT GOING TO DO THAT." PETTIT EMPHASIZED THE SUSPECT'S RIGHT HAND CONTINUALLY REMAINED AT HIS RIGHT WAIST AREA. PETTIT SAID THE SUSPECT WAS EITHER HOLDING A GUN OR SIMULATING HE WAS HOLDING A GUN THE ENTIRE TIME. A COUPLE OF TIMES PETTIT SAW DEPUTY PINA CARRY PAPERS OUT TO THE SUSPECT. WHEN DOING SO, THE SUSPECT WAS ORDERED TO TURN AROUND AND

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FACE AWAY. THE SUSPECT WOULD COMPLY WITH THIS AND WOULD TURN AND FACE IN A SOUTHEAST DIRECTION. AS PINA MOVED TO DELIVER THE PAPERS, PETTIT MOVED SOUTH AND EAST TO KEEP PINA OUT OF THE LINE OF FIRE. WHEN PINA MOVED BACK TO AN AREA OF SAFETY, PETTIT WOULD RETURN TO THE SOUTH EAST CORNER OF THE TRASH ENCLOSURE. PETTIT SAID HE USED THE SOLID WALL TO THE NORTH OF THE SUSPECT, AS A BACKDROP, SO THAT WHEN THE SUSPECT MOVED OFF THE CURB ONTO THE PARKING LOT, THE TOP OF THE SUSPECT'S HEAD WAS PARALLEL WITH THE TOP OF THE WALL. APPROXIMATELY 4 OR 5 OTHER TIMES PETTIT SAW THE SUSPECT MOVE FROM THE CURB BORDERING THE GRASS TO ONTO THE GRASS OR ONE FOOT UP ON THE CURB. AS DEPUTY ARNOLD ENGAGED HIM IN CONVERSATION, THE SUSPECT WOULD GO FROM CALM TO AGITATED. PETTIT SAID HE COULDN'T UNDERSTAND WHAT WAS BEING SAID, BUT BY THE SUSPECT'S ACTION, AT ONE POINT THROWING A MATCH DOWN AS IF ANGRY, PETTIT BELIEVED THE SUSPECT WAS GETTING IMPATIENT. SEVERAL (APPROXIMATELY 15) TIMES THE SUSPECT VENTURED EAST IN THE LOT APPROXIMATELY TO THE END OF THE PAINTED PARKING STRIPES. AT THAT LOCATION THE SUSPECT WOULD STAND AND LOOK AROUND. PETTIT LATER TOLD ME OFF TAPE THAT HE RECALLS THE SUSPECT RAISING HIS LEFT HAND AND USING HIS INDEX FINGER TO COUNT THE OFFICERS IN THE AREA.

PETTIT SAID ABOUT 10-15 MINUTES AFTER DEPUTIES WERE ON SCENE, SGT. LARSEN RADIOED TO STEPHENS AND PETTIT. SGT. LARSEN TOLD THEM "IF HE GOES, YOU GUYS HAVE THE ANGLE". PETTIT INTERPRETED THIS AS MEANING THEY HAD THE SHOT. PETTIT RADIOED BACK TO LARSEN, ASKING HIM "BY HE GOES, DO YOU MEAN IF HE RUNS OR IF HE POINTS". LARSEN RADIOED BACK "IF HE POINTS". PETTIT TOLD ME "SO THAT, IN MY MIND, THAT'S MY KEY, THAT IF I HAVE TO TAKE A SHOT, IT'S WHEN HE POINTS". PETTIT ADDED "SO THE WHOLE HOUR AND A HALF, THAT'S WHAT'S IN MY MIND. AND I'M WATCHING THAT RIGHT HAND AS CLOSE AS I CAN. I CAN'T ALWAYS SEE, BUT I CAN SEE AT LEAST IT'S NOT UP WHEN HE'S FACING THOSE GUYS".

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PETTIT SAID SWAT ARRIVED AND BEGAN THEIR APPROACH TO THE AREA. THEY SAW THEY WERE TOO EXPOSED SO THEY WENT AROUND THROUGH THE NEIGHBORHOOD AND JUMPED THE WALL FROM THE HOUSING TRACT WEST OF THE SHOPPING CENTER. TWO OR THREE OFFICERS WERE DEPLOYED AT SGT. LARSEN'S LOCATION BEHIND HIS UNIT, WHICH WAS PARKED, AT THE SOUTH END OF THE PARKING LOT. PETTIT SAID HE WAS TOLD THERE WAS A NON LETHAL WEAPON AT THAT LOCATION. ONE SWAT MEMBER CAME TO PETTIT'S LOCATION AND GOT BEHIND PETTIT. PETTIT SAID THAT SWAT OFFICER HAD AN AR-15 WITH A SCOPE (ACTUALLY A MOUNTED FLASH LIGHT). A COUPLE OF OTHER SWAT OFFICERS WERE DEPLOYED WITH A NON LETHAL WEAPON BEHIND THE UTILITY BOXES AT THE NORTH SIDE OF THE PERIMETER (BEHIND THE USA GAS STATION).

PETTIT SAID THE SWAT MEMBER WHO WAS DEPLOYED NEAR HIM TOLD HIM "THIS IS WHAT THEY'RE GOING TO DO, THEY'RE GOING TO SHOOT A NON LETHAL AND TURN THE DOG ON HIM". AFTER BEING TOLD THIS, PETTIT HEARD A RADIO TRANSMISSION "WHEN YOU HEAR THE ROUND GO OFF FROM THE NON LETHAL, DON'T LET IT STARTLE YOU, AND FIRE, WE'RE DEPLOYING A NON LETHAL". FOLLOWING THIS TRANSMISSION, EVERYONE ON SCENE RADIOED TO ACKNOWLEDGE THEY HAD HEARD THE TRANSMISSION. SHORTLY AFTER THIS THE FIRST NON LETHAL ROUND WAS FIRED. PETTIT SAID THE SUSPECT WAS ON THE LAWN AT THE TIME THE FIRST ROUND WAS FIRED. PETTIT DID NOT KNOW WHERE THE ROUND CAME FROM, SAW NO MUZZLE FLASH, BUT BELIEVED IT WAS FIRED FROM CLOSE PROXIMITY TO THE SUSPECT. THE SUSPECT REACTED TO THE SHOT AND EITHER FELL TO THE GROUND OR STUMBLER. PETTIT WASN'T SURE BUT BELIEVED A SECOND NON LETHAL ROUND WAS THEN FIRED. THE SUSPECT TURNED AND BEGAN MOVING TOWARD SGT. LARSEN. THE SUSPECT WAS MOVING QUICKLY, NOT A DEAD RUN BUT "A REAL FAST STUMBLE". THE SWAT OFFICERS WERE YELLING AT THE SUSPECT TO "PUT HIS HANDS UP, STOP, DON'T MOVE". AT THAT TIME PETTIT SAID HE HEARD MORE NON LETHALS GOING OFF. AS THE SUSPECT CONTINUED SOUTH, PETTIT SAID HE AND THE SWAT OFFICER WITH HIM, MOVED OUT AWAY FROM THE ENCLOSURE WALL, MOVING AS THE SUSPECT MOVED, TO KEEP A GOOD LINE OF

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FIRE. PETTIT HAD HIS WEAPON SHOULDERED AND WAS TRACKING THE SUSPECT AS HE CONTINUED TO MOVE IN A SOUTHERLY DIRECTION. PETTIT SAID HE EXPECTED THE SUSPECT TO GO DOWN AT ANY TIME. PETTIT BELIEVED HE (PETTIT) HAD NOW MOVED AT LEAST TO THE SECOND LINED PARKING SPACE TO THE EAST OF THE ENCLOSURE. THE SUSPECT WAS NOW MOVING QUICKER AND JUST BEFORE HE REACHED THE RAISED CURB SURROUNDING A SMALL GRASS ISLAND, THE SUSPECT WAS LEANING FORWARD AND THE RIGHT HAND, WHICH UNTIL NOW HAD NEVER MOVED, CAME UP AND STRAIGHT OUT. THE JACKET WAS STILL COVERING THE RIGHT HAND AND PETTIT COULD NOT SEE WHAT WAS IN THE HAND. THE HAND WAS EXTENDED IN FRONT OF THE SUSPECT TO THE POINT PETTIT COULD SEE "DAYLIGHT" UNDER THE SUSPECT'S RIGHT ARM. PETTIT SAID THERE WERE STREET LIGHTS AND VEHICLES EAST OF THE SUSPECT AND PERHAPS THOSE LIGHT COLORS ARE WHAT HE SAW AS THE SUSPECT RAISED HIS RIGHT ARM AND HAND. PETTIT SAID AT THAT POINT HE BELIEVED THE SUSPECT WAS AIMING AT THE OFFICERS (SOUTH OF THE SUSPECT). PETTIT DEMONSTRATED THIS BY RAISING HIS RIGHT HAND IN FRONT OF HIM AT SHOULDER HEIGHT. PETTIT ESTIMATED THE SUSPECT HAD MAINTAINED THIS SHOOTING POSTURE FOR LESS THAN ONE SECOND BEFORE PETTIT FIRED ONE ROUND FROM HIS SHOTGUN. PETTIT SAID AFTER FIRING, HE SAW THE SUSPECT GO DOWN AND AWAY (EAST) AND KNEW HE HAD BEEN HIT. PETTIT BELIEVED THE SUSPECT WAS AT THAT POINT WITHIN A COUPLE OF FEET OF THE CURB WHERE THE CLOTHING NOW LAY.

THE SWAT OFFICERS WERE NOW MOVING IN ON THE SUSPECT AS THE SUSPECT STARTED TO GET UP. THE SWAT OFFICERS TOLD HIM TO STAY DOWN AND PUT HIS HANDS OUT. THE SUSPECT YELLED BACK "NO, NO". THE SWAT MEMBERS CONTINUED TO SHOOT NON LETHAL ROUNDS AT THE SUSPECT. THEY FINALLY ENCIRLCED THE SUSPECT AND ONE OF THEM PUSHED HIS SHOULDER WITH THEIR FOOT FORCING HIM FACE DOWN. THIS ALLOWED THEM TO GET ON TOP OF HIM.

PETTIT SAID HE BELIEVES THE SWAT MEMBERS BEHIND SGT. LARSEN'S UNIT WERE COMING OUT FROM BEHIND THAT UNIT AS THE SUSPECT WAS MOVING TOWARD THEM. THE SWAT MEMBER WHO WAS WITH PETTIT ALSO MOVED TOWARD

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THE SUSPECT. PETTIT SAID HIS SENSE WAS THAT EVERYONE WAS MOVING TOWARD THE SUSPECT. PETTIT SAID HE HEARD GUNFIRE POSSIBLY BEFORE AND AFTER HE FIRED. HE SAID THESE REPORTS MAY HAVE BEEN NON LETHAL ROUNDS.

AT THIS POINT IN THE WALK THRU I HAD DEPUTY PETTIT POSITION DET. RIVERA NEAR THE AREA WHERE THE SUSPECT WAS WHEN PETTIT FIRED HIS SHOTGUN. I THEN HAD DEPUTY PETTIT POINT OUT HIS APPROXIMATE LOCATION WHEN HE FIRED THE SHOTGUN. SST. FARREL STOOD AT THAT LOCATION AND PHOTOGRAPHED DET. RIVERA. I THEN STOOD AT THAT LOCATION. SST. FARREL THEN PHOTOGRAPHED OUR POSITIONS.

I ASKED DEPUTY PETTIT WHERE DEPUTY STEPHENS WAS DURING THE SHOOTING. PETTIT SAID STEPHENS WAS CLOSE TO HIM BUT DIDN'T KNOW HIS EXACT LOCATION. AFTER THE SUSPECT WENT DOWN, HE NOTICED STEPHENS WAS BEHIND HIM AND TO HIS LEFT. AS THE SUSPECT STARTED TO SIT UP AND STRUGGLED TO GET HIS HAND OUT, PETTIT REALIZED HE HADN'T EJECTED THE EMPTY SHELL CASING OR CHARGED THE SHOTGUN. HE DID SO AT THAT TIME, BELIEVING HE MAY HAVE TO SHOOT AGAIN. STEPHENS THEN YELLED TO PETTIT "MARTY, LET THEM HANDLE IT, LET THEM HANDLE IT".

PETTIT SAID DURING THE STAND OFF, BETWEEN 6-12 TIMES, HE HEARD THE SUSPECT TELL DEPUTIES HE HAD A GUN. PETTIT ALSO RECALLED THAT AS THE SUSPECT MOVED ABOUT AND PETTIT CHANGED HIS POSITION TO KEEP THE SUSPECT IN A GOOD LINE OF FIRE THE SUSPECT WOULD YELL AT HIM "GO AHEAD AND SHOOT ME. YOU CAN SHOOT ME". PETTIT SAID HE WOULD RESPOND, "NO, I JUST WANT YOU TO PUT YOUR HANDS WHERE I CAN SEE THEM. PUT THEM ON TOP OF YOUR HEAD". THE SUSPECT WOULD ANSWER, "NO, I'VE GOT A GUN, IF I MOVE MY HANDS YOU'LL RUSH ME". PETTIT SAID HE REALIZED HE WAS TOO FAR AWAY TO COMMUNICATE WITH THE SUSPECT AND SO QUIT TRYING TO.

PETTIT SAID THE PARKING LOT WAS FAIRLY EMPTY AT THE TIME OF THE SHOOTING. HE ESTIMATED THERE WERE 10-12 CARS SCATTERED THROUGH OUT THE LOT.

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