# Ventura County Sheriff's Office 



# Major Crimes Bureau 

Case: \#11-24252
Suspect: Augustine Medina
Charges: 664/ 187 P.C.
Date: $\quad 10 / 24 / 11$


## Case Summary

Type of Incident:

Report \#:

Date of Incident:
Time of Incident:
Location(s):

Case Agent(s):

Summary Completed by:

Victim(s) Information:

Suspect(s) Information:

664/187 PC- Attempt Murder on a Peace Officer 28000.1 CVC- Felony Evading 246 PC Shooting at an Inhabited Dwelling 12031 PC Possession of a loaded Firearm by Felon

11-24252 (Sheriff)
11-20618 (OPD)

10-24-2011
2056 hours

- Ventura Road at Topa Topa, Ojai
- 101 Freeway @ Seaward, Ventura
- 200 block of Roderick Street, Oxnard
- Victoria Avenue south of Hemlock Road, Oxnard

Sergeant Billy Hester
Det. Jeff Kay (Oxnard PD)

Sergeant Billy Hester

Numerous Ventura County Sheriff's Deputies and Oxnard Police Officers

Augustine Rincon Medina


Brown Hair/Brown Eyes
El Rio Gang Member
Criminal History: 273.5 PC, 273.6(A) PC, 243e PC, 594(B) PC, 20002(A) CVC, 12021 PC, 23152(A)(B) CVC, 3056 PC, 11377(A) H\&S, 11364 H\&S

Officers Involved in Shooting

Ojai Shooting

101 Freeway @ Seaward Shooting, Ventura

Deputy Eric Perdue (VCSO- . 40 cal duty weapon
Deputy Chris Johnston (VCSO)- 40 cal duty weapon
Deputy Carlos Cendejas (VCSO)- .40 cal duty weapon
Sr. Dep. Greg Guilin (VCSO)- . 40 cal duty weapon/duty shotgun
Sgt. Dave Wareham (VCSO)- 40 cal duty weapon
Officer Ed Baldwin (OPD)
Officer Martin Perez (OPD)
Officer Moses Martinez (OPD)
Officer Roque Rivera (OPD)

## DETAILS

At approximately 2056 hours, Deputy Perdue stops a vehicle on S. Ventura Road @ Topa Topa Street and Deputy Chris Johnston backs him up. The driver, Augustine Medina, immediately opens the driver's door and shoots several (approximately 4-5) shots at Deputy Perdue and Deputy Johnston. Deputy Perdue and Deputy Johnston immediately take cover in their units. No return fire from deputies. Medina flees in his vehicle and Deputies Perdue and Johnston go in pursuit of him westbound on Ojai Avenue. Suspect Medina leads them out of the Ojai Valley. Deputy Greg Guilin (K-9) enters the pursuit near Highway 33. The pursuit enters the 101 Freeway southbound toward Ventura. Sr. Deputy Guilin takes over as the primary unit.

Suspect vehicle pulls over onto the shoulder on the 101 Freeway S/B @ Seaward. Suspect Medina opens the driver's door, gets out of the car and shoots approximately 3-4 rounds at the front of Sr . Deputy Guilin's vehicle and windshield. Deputy Guilin gets out of his car and returns fire, shooting approximately 8-10 times. Deputy Perdue gets out of his car and returns fire, shooting approximately 6-7 times. Suspect Medina gets back in his vehicle and continues southbound on the 101 freeway. Medina exits at Vineyard Avenue and drives throughout the city of Oxnard.

Suspect Medina drives down the 200 block of Roderick Street in Oxnard and fires one round out his window. Sgt Dave Wareham hears the round and sees the muzzle flash. Medina's girlfriend lives on this street and this is where he had the domestic dispute with her earlier in the evening. Medina continues driving throughout the Oxnard area. Sr. Dep. Guilin's vehicle becomes disable because of bullet hole in the radiator. Sr. Deputy Guilin gets in Deputy Andrew Portillo's unit and they continue to follow the pursuit. Sr. Deputy Guilin retrieves the shotgun from Deputy

Portillo's unit and loads five rounds in it.

Victoria Avenue @ Hemlock, Oxnard

Medina drives southbound on Victoria and makes a U-turn at Channel Islands Boulevard. Medina drives northbound on Victoria Avenue and the rear left tire comes off the rims causing sparks. Medina stops on northbound Victoria Avenue south of Hemlock Road. Medina opens the driver's door and shoots back at officers. Deputies and officers return fire on Medina. Sgt. Wareham fires approximately 6-8 rounds, Sr. Deputy Guilin fires approximately $4-5$ rounds (slugs) from his shotgun, Deputy Perdue fires approximately 10 rounds, Deputy Johnston fires 1 round, Deputy Cendejas fires approximately 13 rounds, reloads a magazine and fires an additional 3 rounds. Deputies and officers converge on Medina and take him into custody.

A . 38 caliber Smith and Wesson revolver is found in Medina's car, along with approximately 12 spent bullet casings.

## Summary of Shots Fired by Deputies

Inventory of Deputy Rounds

## SGT. D. WAREHAM \#2108:

## 40 Cal. Sig 226 / Serial \#

Magazine from belt (L/O) 12
Magazine from belt (R/I) 4
Round in Chamber 1
TOTAL RNDS
29

## SR. DEPUTY GUILIN \#2920:

40 Cal. Sig 226 / \#
Magazine from weapon
12
Magazine from belt (L/I) 2 (found in unit)
Magazine from belt (R/O)
12
Round in Chamber
1
TOTAL RNDS
27

## DEPUTY JOHNSTON \#4455:

40 Cal. Sig 226 /

Magazine from belt (F/R) 12
Magazine from belt (B/L) 12
Round in Chamber 1

TOTAL RNDS 36

DEPTY CENDEJAS \#2759:
40 Cal. Sig 226 / \#
Magazine from weapon
9

Magazine from belt (L/O) 12

Magazine from belt (R/I)
MISSING

Round in Chamber
1

TOTAL RNDS
22

DEPUTY ERIC PERDUE \#4439:
40 Cal. Sig 226 / \#
Magazine from weapon
Magazine from belt (R/I) 6

Magazine from belt (L/O)
MISSING

Round in Chamber
1

TOTAL RNDS
19

## Conclusion; Shots Fired by Deputies

Given each of the deputies' statements and the inventory of ammunition, it appears each of the deputies involved in the shooting(s) fired the following:

Sgt. Dave Wareham- 8 rounds
Sr. Deputy Guilin- 10 rounds, 5 shotgun rounds
Deputy Perdue- 18 rounds
Deputy Cendejas- 14 rounds
Deputy Johnston- 1 round


## Time Line

## Officer Involved Shooting

664/187 PC on a Peace Officer
Case \#11-24252


| TIME | DESCRIPTIOIN | NOTES |
| :---: | :---: | :---: |
| 2008 hours | Domestic Disturbance on Roderick | Medina gets into a domestic dispute with his girlfriend $\square$ Medina flees before officers arrive. |
| 2056 hours | Ojai Traffic Stop | Deputy Perdue stops Medina on Ojai Avenue @ Topa Topa in Ojai. Deputy Chris Johnston backs him up. Vehicle comes back to $\square$ on probation. |
| 2057 hours | Ojai Shooting | Medina immediately shoots at deputies and flees in vehicle toward Ventura. Shots fired put out over radio. |
| 2059 hours | Phone Call by Medina | Medina uses his cell phone to call his niec during pursuit. Call length is $0: 32$ seconds. |
| 2101 hours | Phone Call by Medina | Medina uses his cell phone to call his sister during pursuit. Speaks to her and her husban Call length is $5: 37$ seconds |
| 2104 hours | Dispatch Advisement | Sheriff's dispatch advises release of liability to Augustine Medina. |
| 2106 hours | Dispatch Advisement | Sheriff's dispatch advises Medina in a domestic dispute involving a gun in Oxnard. |
| 2111 hours | 101 Frwy @ Seaward Shooting | Deputy Guilin (K-9) is now primary unit. Medina pulls over on the shoulder, gets out and fires numerous rounds, striking Guilin's windshield and radiator/engine. |
| 2115 hours | Exits on Vineyard | Oxnard PD units attempting take over pursuit |
| 2122 hours | Roderick Street Shooting, Oxnard | Medina drives by his girlfriend $\square$ partment and fires one round out the window while driving. |
| 2137 hours | Termination Point Shooting @ Victoria Avenue and Hemlock Road | Medina's vehicle stops and he immediately starts shooting at officers. Numerous officers return fire striking Medina in the back of the head. |

# Sheriff's Office <br> Overview <br> Deputies Shooting 

Positions at Pursuit Termination

Case \#11-24252



## Pursuit Route

## Officer Involved Shooting

RB\# 11-24252


## Pursuit Route

## Officer Involved Shooting

RB\# 11-24252


## Pursuit Route

## Officer Involved Shooting

RB\# 11-24252



| Name | Audio/Video | Description | Report by: |
| :---: | :---: | :---: | :---: |
| Ammo Inventory | N | Sheriff's bullet inventory | Sharp |
| Ammo Inventory | N | Sheriff's Deputies bullet inventory | Sharp |
| Ammunition Inventory | N | Involved Deputies Bullets Inventory | Sharp |
| Arrest of Suspect at scene | $N$ | Followed/Supervised Pursuit; arrest | Moody |
| Bank Video Property Report | N | Ojai Scene, suspect vehicle driving by | Evans |
| Bullet Recovery, Prop Report | N | Bullet recovered lodged at 1901 Victoria | Lopez |
|  |  | Medina's Sister | Whittaker |
|  | Y | Suspect Medina's sister; At VCMC Hospital | Hester |
| Canvass; Ojai Scene | N | Canvass of N. Ventura Ave., Oakview | Lopez |
| Cendejas, Carlos | Y | Involved in shooting. Safety Statement and Interview | Sharp/Reyes |
|  | Y | Witnessed Shooting; in front of Ojai liquor | Evans |
|  | Y | Video tape; Post-shooting arrest; Star Website | Hester |
| Crime Scene | N | Liaison with OPD at Victoria/Hemlock scene | Dominguez |
| Crime Scene | N | 101 at Seaward; Patrol guarding scene | Shirk |
| Crime Scene Diagram | N | 101 Fwy @ Seaward | Popp |
| Crime Scene Diagram | N | 101 at Seaward Scene; laser measurements | Popp |
| Crime Scene Log | N | Outer Perimeter Log, Victoria/Hemlock scene | Zapata |
| Crime Scene Ojai | N | CSI response and investigation @ Ojai scene |  |



| Crime Scene- Termination | N | Liaison with Oxnard PD at Victoria Scene | Dominguez |
| :---: | :---: | :---: | :---: |
| Deputies Guns | N | CSI collection/processing of deputies guns |  |
| Evidence Collection Guns; CSI | N | Shotgun, 101 Fwy shell casings, Ojai fragment |  |
| Evidence Collection Guns; CSI | N | Deputies' Guns/Magazine Collection |  |
| Evidence K-9 Unit; CSI Process | N | CSI Processing, photo, collect of K-9 Unit |  |
| Evidence Recovery K-9 Unit | N | Bullet Recovered from engine compartment | Sharp |
| Evidence; K-9 Unit | N | Deputy Guilin's car processed for bullets | Lopez |
|  | Y | Medina's sister; at termination of pursuit | Skaggs |
|  | Y | Witnessed Ojai Shooting, Taxi driver | Therrien |
|  | Y | Medina family member | Skaggs |
| Guilin, Gregory | Y | Involved in Shooting; Safety Statement and Interview | Sharp |
| Investigator Response | N | Canvass of Ojai area, ATM video, Ojai Liquor | Evans |
| Investigator Response | N | Escorted deputies back to Station | Reyes |
| Investigator Response | N | Liaison with OPD | Inglis |
|  | N | Found Bullet in exterior of apartment- Victoria | Lopez |
| Johnston, Chris | Y | Involved in Shooting. Safety Statement and Interview | Sharp/Richmond |
| K-9 Vehicle Processing | N | Bullet holes in unit, bullet path | Lopez |
|  | N | Bullet Recovery in Building, 9mm | Lopez |
| Medina, Augustine | Y | Suspect Interview \#1 @ Hospital | Hester |
| Medina, Augustine | Y | Miranda Interview at Hospital | Hester |



|  |  | Medina's mother | Whittaker |
| :--- | :---: | :--- | :--- |
|  |  | Medina's sister | Whittaker |
| Ojai Liquor Property Report | N | Ojai Scene, Hard drive of surveillance | Evans |
| Perdue, Eric | Y | Involved in Shooting. Safety Statement and <br> Interview | Sharp/Hawes |
| Post-Shoot attempt Recording | Y | At pursuit termination by Deputy Cendejas | Reyes |
| Response | N | Stage at Scene/Contact drivers on Victoria Ave | Hawes |
| Response | N | Response/Pursuit path | Moody (Sgt) |
| Response | N | Case Agent | Hester |
| Response | N | Liaison with OPD | Inglis |
| Response- Patrol | N | Patrol Supervisor actions | Forguson |
| Response/Scene | Y | Witness on Victoria Ave, White Expedition | Hawes |
|  | Y | Suspect Medina's brother-in-law; phone call | Skaggs |
|  | Y | Involved in Shooting. Safety Statement and |  |
| Interview | Sharp/Brantley |  |  |
| Wareham, Dave |  |  | Portillo |




While attempting a traffic stop on a vehicle the driver, Augustine Medina, used a handgun and fired several shots at the uniformed Deputy Sheriff's.(Location One) Medina fled the scene in his vehicle and led the deputies on a high speed pursuit towards the city of Ventura. Medina stopped his vehicle on the freeway and fired his weapon at the uniformed Deputy Sheriff's.(Location Two) Medina fled the scene in his vehicle leading deputies in a high speed pursuit towards the city of Oxnard. Medina's vehicle became disabled he again fired his weapon at numerous uniformed Police Officers and Deputy Sheriff's.(Location Three)

Medina was subsequently arrested in the city of Oxnard.
See Supplemental reports for additional information.

Location One: Ojai Avenue @ Topa Topa Drive, Ojai.
Victims: Deputies Eric Perdue and Christopher Johnston
Location Two: US 101 (S/B) @ Seaward Avenue, Ventura.
Victims: Deputies Eric Perdue, Christopher Johnston and Gregory Guilin.
Location Three: Victoria Avenue south of Hemlock Street, Oxnard.
Victims: See Oxnard Police Report for their names.



CRIME / INCIDENT REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT (CONTMUED)

Page 2 of 3


On 10-24-11, during a traffic enforcement stop, Augustine Medina discharges a firearm upon Deputies and led them on a high speed pursuit. Refer to officer narrative for details.

| ICONNECTINGREFORTNDMEERS |
| :--- |
| OVERFLOW FIELDS |
| ADDITIONAL PERSON - Portillo, Andrew |
| CODE: V |
| VIOLATION: 1 |
| STUDENT: No |
| VC DEPUTY: Yes |
| OTHER LEO: No |
| USE OF FORCE |
| Victim: Perdue, Eric |
| FORCE USED: Officer's Sidearm |
| Victim: Johnston, Christopher |
| FORCE USED: Officer's Sidearm |
| Victim: Guillin, Gregory |
| FORCE USED: Officer's Sidearm |
| Victim: Portillo, Andrew |
| FORCE USED: Officer's Sidearm |


| 1 CONNECTING REPORT NLMBERS | 2RD | 3 BEAT | 4 RB NUMEER |
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5 NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED
Officer Narrative:
Refer to supplemental reports for details.

| 12 DAIET TIME OFREFORT | 13 REPORINGG OFFICER IIT NO.IGTVIUNII |
| :---: | :---: |
| 10/25/2011 0642 | DE - Deputy Portillo, Andrew - 4405 - WCPS-OJAL - WCPS OJAL-PATROL |
| 14 FTO OFFICER / 10 NO. I OVV IUNIT | 15 APPRROVED EY/ / ID NO / DDV. 7 UNIT |
|  | SDE - Serior Deputy Shard, Oreg - 2575 - SPECIAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |



Narrative:

# Deputy Eric Purdue Public Safety Statement 10-25-11 

## BACKGROUND:

On the evening of 10/24/11, Deputies in Ojai conducted a traffic stop on a vehicle driven by suspect Augustine Medina. Medina fired a handgun at deputies during the stop. He then fled in his vehicle and the deputies pursued him. Medina stopped on the freeway in Ventura and engaged the pursuing deputies in a gunfire exchange. He then continued into Oxnard where he fired his weapon in a residential neighborhood while the deputies pursued him. The pursuit eventually terminated in Oxnard when Medina again engaged the officers in a gun battle, this time he was injured and taken into custody. For full details, refer to the follow-up reports.

I initially responded to the scene of the pursuit's termination in Oxnard. While there, Sgt. Hester directed Detective Brantley and I to go to the Sheriff's Headquarters station and obtain an Public Safety Statement from the officers who were involved in the shooting. Because Medina fled the scene and deputies pursued him after the Ojai and Ventura shootings, there was some confusion over where these locations actually took place. Out of concerns for public safety, Sgt. Hester wanted us to ask the deputies the specifics of where the shootings occurred, how many rounds they fired, and what direction they fired them in.

## CONTACT:

On 10/25/11, at about 0100 hours, Detective Brantley, Detective Reyes, and I contacted Deputy Purdue at the Sheriff's Headquarters Station. Purdue was accompanied by his attorney, Robert Wexler. The following is a summary of what Purdue told us. For full verbatim details, refer to the digital recording of the statement.

Purdue confirmed he was involved in the shooting/ pursuit that had taken place earlier tonight. Purdue said the first incident took place in the city of Ojai, near the corner of Rincon and West Ojai Avenue, north of Ojai Liquor. Purdue said this is where the suspect got out of the car. He said the suspect opened the car door, used his right hand, and fired four to five shots at Purdue's patrol car. Purdue said he did not return fire at that location. Purdue said the suspect's shots would have been towards the east, towards downtown in the city of Ojai. Purdue thought the suspect's shots hit the light bar of his patrol car.

While Purdue was pursing the suspect southbound on the 33 freeway, prior to Stanley Avenue, the suspect "hit the brakes." Purdue thought he saw the K9 car coming up. Purdue said the suspect got

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| 10131/2011 1414 | SDE - Senior Deputy Sharp, Geeg - 2575- SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRNES |
| 14 FTO OFFICER/IO NO. I OIV /UNEIT | 15 APPPROVED BY/ /D NO / DNV. $/$ UNIT |
|  | SOT - Sergeant Laughlin, lan-2517-SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRMES |



Narrative:
out of the car and started firing at him. Purdue returned fire. Purdue estimated he fired six or seven rounds at the suspect. He described how he was firing through the car's windshield at the suspect's head. Purdue estimated that the suspect fired three to four rounds at him (Purdue). Purdue said he thought the rounds he (Purdue) fired hit the driver's side back windshield (window). Purdue saw the window shatter.

The suspect got back in his car and fled again. Purdue did not engage the suspect again until the termination point of the pursuit (Victoria and Hemlock). He said he fired about five to ten rounds at the suspect. Purdue described that he was standing next to an Oxnard Police Department car that was as he described, first (in line).

For further details, refer to digital recording.

## End of Report

| 12-DAEET TIME OF REPORI | 13 REPORING OFFICER ITO NO. 1 OFV IUNII |
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| 10131/2011 1414 | SDE - Senior Deputy Sharp, Geeg - 2575- SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRMES |
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|  | SOT - Sergeant Laughin, lan-2517-SPECLAL SERVICES - SPECLAL SERVICES-MANOR CRMES |



Narrative:
INTERVIEW OF VICTIM

Deputy Eric Perdue \#4439<br>Ventura County Sheriff's Office<br>800 S. Victoria Ave.<br>Ventura, Ca. 93003<br>(805) 654-2375

On October, 25, 2011, at approximately 0450 hours, Detective Richmond and I talked with V-Eric Perdue at the Ventura County Sheriff Headquarters Station, present during our conversation with Perdue was his attorney, Rob Wexler. The following is a synopsis of our digitally recorded conversation.

Deputy Perdue is currently employed by the Ventura County Sheriff's Office, and has been so for the past $51 / 2$ years. Deputy Perdue is presently assigned to the Ojai Station as a patrol deputy and has been so for the past $11 / 2$ years. Deputy Perdue stated that on October 24, 2011, he was assigned to the 1B21 beat in the City of Ojai. Deputy Perdue's work hours began at 1900 hours on October 24, 2011 and were due to conclude at 0700 hours on October 25,2011 , which were his regular work hours.

Deputy Perdue stated he had slept all morning, and awoke at approximately 1400 hours on October 24, 2011. Deputy Perdue stated he attended briefing at the Ojai Patrol station in full uniform which included a duty belt that carried his service weapon (.40 Caliber, Sig Sauer, issued by the Sheriff's Office) handcuffs, baton, OC, Taser, and a knife. Deputy Perdue also stated he carries a backup weapon which is a LCP .380 caliber.

Deputy Perdue stated his marked (City of Ojai) black \& white patrol unit, \#3145, was equipped with a shotgun which was affixed to the center console inside the unit, and a Less Lethal shotgun which was secured in the trunk of the unit.

Deputy Perdue stated after attending briefing he remained in the station, to help a fellow deputy with a burglary investigation, until approximately 2000 hours. Deputy Perdue said after he went "In Service" he responded to a vandalism call and was unable to locate a reporting party.

Deputy Perdue stated he was traveling north/west on Fraser Lane (Per the Thomas Guide it is

| 12 DAIET TIME OF REPRORT | 13 REPMORING OFFFCER ITO NO. TOF IUNI |
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| 10/26/2011 1219 | SOE - Senior Deputy Hawes, Daniel - 2261 - SPECIAL SERVICES - SPECLAL SERVICES-HAJOR CRMMES |
| 14 FTO OFFICER/ID NO. /OVV./UNIT | 15 APPPROVED BY/ /D NO / DNV. 7 UNIT |
|  | SOT - Sergeant Hestor, Billy - 2523 - SPECLAL SERVCES - SPECLAL SERVCES-MAJOR CRIMES |


| 1 CONINECTING REPORT NLMEERS |  | 2RCD | 3 BEAT | 4 RB NUMGER |
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| OXPD 11-20618 |  | 1000 | 1401 | 110024252 |
| 5 NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED |  |  |  |  |

## Narrative:

actually Fraser Street) and had stopped near the intersection of Creek Road. While stopped on Fraser Street Deputy Perdue observed a vehicle traveling north/east on Creek Road toward the city of Ojai. Deputy Perdue described the vehicle as being a primer gray and green Oldsmobile Sedan. Deputy Perdue stated the vehicle did not do anything abnormal, it was just a vehicle that he did not recognize and his gut instinct told him there was something wrong with the vehicle. Deputy Perdue pulled out onto Creek Road and followed the vehicle north/east toward the city of Ojai.

Deputy Perdue stated he followed the vehicle for "Quite of bit of time." (Per the Internet site Bing Maps the distance on Creek Road between Fraser Street and Ventura Street is approximately 3.5 miles). Deputy Perdue stated he did not initially conduct a traffic stop on the vehicle because, "I was so far out from the city, my beat partner was on a call, the county unit was tied up, the other county unit was tied up, another county unit was tied up, and the sam unit (Sergeant) was at the station. So, I played it safe ran (Conducted a records check) the car." Deputy Perdue could not remember the license plate of the vehicle but thought it started with a " 6 ". Detective Richmond read the call slip (which contained the license plate of $\square$ ) to Deputy Perdue. Deputy Perdue stated he first ran the license plate using his MDT (Mobile Data Terminal) and received a response stating the vehicle came back as "CODE SAM" for a subject named . Deputy Perdue also saw that the vehicle was registered out of the city of Oxnard.
"CODE SAM" is police terminology indicating that is on probation with search terms and his vehicle, license \# is subject to search.

Deputy Perdue stated the vehicle continued traveling north/east on Creek Road. Deputy Perdue did not observe any speed violations, and stated the vehicle was traveling normal, too perfect. After following the vehicle for some time, Deputy Perdue called (via cellular telephone) his beat partner, V-Deputy Chris Johnston, and informed him of the vehicle he was following and that a person associated with the vehicle had come back on probation. Deputy Perdue told Deputy Johnston, "I'll wait until I get to the city. I've got a bad feeling. When you get in the city I'll stop it, get close to me." Deputy Johnston told Deputy Perdue, ok, I will find you.

Deputy Perdue stated the vehicle turned north on Ventura Street, drove passed the Ojai Police Station, and continued north toward Ojai Avenue. Deputy Perdue activated his forward red lights in an attempt to stop the vehicle in the area of Ventura Street @ Topa Topa Street. The vehicle failed to yield and continued north on Ventura Street. Deputy Perdue said the vehicle then made a quick left turn onto west Ojai Avenue. At this time Deputy Johnston pulled in behind Deputy

| 12-DAIET TIME OF REPRORT | 13 REPORING CFFICERTIO NO.ROV IUNI |
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|  | SOT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAIOR CRIMES |



## Narrative:

Perdue to assist with the traffic stop. Deputy Perdue said he used his siren a couple of times to gain the attention of the driver. Deputy Perdue said the vehicle continued driving west and failing to yield. Deputy Perdue said, "This was when I really started getting a bad feeling."

Deputy Perdue said he followed the vehicle west on Ojai Road with his red lights and siren activated when the vehicle came to an abrupt stop near "Cluffs Vista Park," across from Ojai Liquor. Deputy Perdue stated he stopped behind the suspect vehicle and canted his vehicle slightly to the left of the suspect vehicle. Deputy Perdue said he positioned his vehicle is this manner to use the engine block as cover. Deputy Perdue estimated he stopped his unit about 60 feet, about three car lengths, behind the suspect vehicle. Deputy Perdue said he was preparing to exit his vehicle, he had put his left foot out the door when he saw the left front door to the suspect vehicle open. Deputy Perdue said the suspect remained seated in the drivers seat, put his left hand on the open door, turned to his left, pointed a handgun in the direction of Deputy Perdue, and began shooting at Deputy Perdue.

When Deputy Perdue described how the suspect shot at him, he described the suspect as extending his left arm and holding onto the inside door handle, turning his torso to the left, holding the handgun in his right hand, and shooting with the gun near his left side under the armpit area.

Deputy Perdue said he saw the handgun, saw the muzzle flash, and moved to an additional position of cover inside his vehicle. Deputy Perdue said he used his computer and dashboard as additional cover. While ducking for cover, Deputy Perdue stated he heard a round go over his head and then heard a pop. Deputy Perdue said he heard several shots and estimated the suspect fired 4 to 5 shots. While ducking for cover, Deputy Perdue was able to see people at the Ojai Liquor store running from the area. Deputy Perdue stated he did not return fire because there was a lot of vehicle traffic and pedestrians in the area. Deputy Perdue said his initial thought was to broadcast the shots fired information to additional units, which he did.

Deputy Perdue said the suspect vehicle sped away east on Ojai Avenue. Deputy Perdue said he and Deputy Johnston began to pursue the vehicle with red lights and sirens activated. Deputy Pedue said the driver of the suspect vehicle was driving erratically by driving at a high rate of speed, driving down the center median, and cutting in between cars. When asked how he was feeling at this time, Deputy Perdue stated, "Scared and pissed." Deputy Perdue said Deputy Johnston acted as the secondary unit and broadcasted the pursuit.

Deputy Perdue said the pursuit continued south eventually ending up on the southbound 33

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| 14 FTO OFFICER/ID NO. IOEV /UNIT | 15 APPROVED BY/DD NO / DN. $f$ UNIT <br> SOT - Sergeant Heator, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVCES-MAOOR CRMES |



## Narrative:

freeway heading toward the City of Ventura. Per Deputy Perdue it was around this point in the pursuit that the K9, Senior Deputy Guilin, joined the pursuit. During the pursuit on the freeway the suspect vehicle reached speeds close to 100 MPH and traveled between all three lanes. Deputy Perdue said that while traveling south on the 33 freeway the suspect vehicle suddenly stopped near the Stanley Avenue exit, which caused the pursuing deputies to also stop quickly. Deputy Perdue thought the suspect was going to exit his vehicle on the freeway and start shooting at him again. Deputy Perdue stated as he opened his door to exit his vehicle he saw the suspect shooing back at them. During the shooting, Senior Deputy Guilin's patrol vehicle was struck several times with bullets. Deputy Perdue stated that fragments from Senior Deputy Guilin's vehicle were coming over toward him.

Detective Richmond wanted to confirm the exact location of the shooting on the 33 freeway. Deputy Perdue described it as being in the southbound lanes between Stanley Avenue and Main Street. Deputy Perdue then stated, "In my mind, I remember it at Stanley. It could have been Seaward but we were traveling at such fast speeds, we were so focus on the vehicle itself." Deputy Perdue stated that during this shooting on the freeway he did return fire. Deputy Perdue said, "I could hear gun fire from the suspects weapon, and heard Guilin starting to fire, we both fired pretty much simultaneously." When asked if he saw the suspect doing anything, Deputy Perdue said, "I saw the door open, I could see a portion of his body through the windows, and obviously the sound." Deputy Perdue described the manner in which the suspect was shooting at them as similar to manner in which he (suspect) shot at him in the City of Ojai. The suspect opened the door, had his left hand on the door, turned his torso to the left, reached with right hand under his left armpit and fired. Deputy Perdue did not see the suspect weapon during this shooting, he only saw the muzzle flashes.

Deputy Perdue was still unable to describe the suspect. Per Deputy Perdue, the suspect never fully exited the vehicle to get a good look at him. Deputy Perdue did not hear the suspect say anything. Per Deputy Perdue at the time of the shooting on the freeway both he and Senior Deputy Guilin's vehicles red lights and sirens were still activated. Deputy Perdue said that during the shooting on the freeway he exited his vehicle and returned fire. Deputy Perdue estimated that he fired approximately 6 to 7 rounds from his service weapon ( .40 caliber Sig Sauer). Deputy Perdue stated the suspect vehicle sped away after the exchange of gunfire. Deputy Perdue said he and the other deputies continued to pursue the suspect vehicle southbound on the 101 freeway. While continuing the pursuit, Deputy Perdue completed a "Tac load" (Tactical Re-load, or exchanged ammunition magazines to have a full magazine in case of another fire fight.) while driving his patrol unit.

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| 14 FTO OFFICER/ID NO. IOV. IUNIT | 15 APPROVED EY/ ID NO / DNV. 7 UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |


| 1 CONNECTING REPORT NLMBERS |  | 2RCD | 3 EEAT | 4 RE NUMEER |
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| 5 NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED |  |  |  |  |

Narrative:
Detective Richmond asked Deputy Perdue how he was feeling when he was being shot at for the second time on the freeway. Deputy Perdue said, "Still scared." When asked how he was feeling as the pursuit continued, Deputy Perdue said, "I was scared. But something was telling me that he's not going to get away. This is not going to end in Oxnard where he gets away if we lose him some how."

Deputy Perdue said the pursuit continued southbound on the 101 freeway and included, himself, Deputy Johnston, Senior Deputy Guilin, and Sergeant Wareham. Deputy Perdue was not sure who was now the primary unit, but Deputy Johnston continued as the secondary unit broadcasting the pursuit. Deputy Perdue stated he either fell into the 3rd or 4th position in the pursuit. Deputy Perdue said the pursuit exited the freeway at Vineyard Avenue and headed south into the city of Oxnard. Per Deputy Perdue the suspect was still driving erratically by weaving in and out of traffic, running red lights, and driving at an excessive speed.

Deputy Perdue said as the pursuit got deeper into the city of Oxnard, he heard Sergeant Wareham request (via radio) that Oxnard PD take over as the primary units because they (Sheriff's deputies) were unfamiliar with the streets. Deputy Perdue was asked if other than the shootings in Ojai and on the freeway was he able to connect the driver to any other crimes. Deputy Perdue said, "Well, I know he shot at Wareham down an alleyway." Deputy Perdue said he did not see the shot fired at Sergeant Wareham, but heard the shot fired, and then heard Sergeant Wareham put out on the radio that the suspect was shooting.

Deputy Perdue said the pursuit ended on northbound Victoria Avenue. Deputy Perdue said he stopped because someone had broadcast, via radio, "He's stopping, he's stopping, he's stopping." Deputy Perdue said the left front wheel of the suspect vehicle was coming apart. Deputy Perdue said metal and rubber debris was coming off the left front wheel of the suspect vehicle. Deputy Perdue said he stopped his vehicle, exited his vehicle, drew his service weapon, and made his way to the passenger door of the primary Oxnard unit. Deputy Perdue said he drew his weapon because he heard the suspect shooting and heard the rounds going by his head. Deputy Perdue said he was not able to see the suspect shooting at this time, because there was another officer in front of him.

Detective Richmond showed Deputy Perdue and overhead photo that depicted the scene from Victoria Avenue. Detective Richmond labeled the photo as Photo \#1. This photo depicted the suspect vehicle, three Oxnard patrol units, two Ojai Police (Ventura County Sheriff) patrol units,

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Narrative:
and one Ventura County Sheriff unit. Two of the three Oxnard patrol units were positioned in the primary (About three car lengths behind suspect vehicle) and secondary (Behind and left of the primary unit) positions of a high risk stop. The Sheriff patrol unit was positioned behind and to the right of the primary unit. The remaining Ojai Police Units and the Oxnard units were positioned behind the high risk stop vehicles.

Detective Richmond asked Deputy Perdue to point out his patrol unit in the photo. Deputy Perdue pointed at his vehicle, circled it, and identified it with his initials and ID number. Deputy Perdue's vehicle was positioned facing northbound, along the east curb prolongation of Victoria Avenue, approximately a car length behind the Sheriff Unit.

Deputy Perdue stated after exiting his vehicle and making his way to the primary Oxnard unit he was now positioned near the open right front door of the Oxnard unit. Deputy Perdue was standing next to an Oxnard officer (unknown name) at this time. Deputy Perdue said the suspect was still shooting so he returned fire. Deputy Perdue estimated he he fired approximately 10 rounds at the suspect vehicle. Deputy Perdue then saw that Deputy Cendejas was positioned off to his right near a large white truck and had a better angle on the suspect. Deputy Perdue made his way to Deputy Cendejas' location. While running to Cendejas' location Deputy Perdue reloaded his service weapon by putting in another full magazine Once Deputy Perdue arrived at Deputy Cendejas' location he did not fire any additional rounds.

Refering to the Victora Avenue scene, Deputy Perdue stated he was not stuck by any rounds, but was struck with debris which included hot AR-15 casings. Deputy Perdue stated that an Oxnard officer in a blue uniform was shooting an AR-15. Deputy Perdue stated the Oxnard officer with the AR-15 was standing right next to him, while shooting the AR-15, because of this he is having trouble hearing out of his right ear.

When asked to describe the suspect, Deputy Perdue could only tell us that suspect had short black hair and shaved in the back. Deputy Perdue did not know the suspect nationality, clothing color, or approximate age.

Deputy Perdue was asked how he knew the incident was over on Victoria Avenue. Deputy Perdue said, "Well, when I got over to the white pickup truck with Cendejas, I saw an Oxnard unit pretty far down (north on Victoria Avenue) I started yelling cross fire, cross fire, cross fire. It started a ripple effect and someone started yelling seize fire, seize fire, seize fire. It stopped." Deputy Perdue said there was a discussion of who would approach the vehicle. Deputy

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## Narrative:

Perdue then saw several people coming from the residences in the area.
Deputy Perdue said as he and Deputy Cendejas were approaching the suspect vehicle they observed an individual lying in the grass. Deputy Perdue said he and Deputy Cendejas assumed it was a family member coming out to the suspect. Deputy Perdue said shortly thereafter, three women starting crossing the street from the residences to the east. Deputy Perdue said he and Deputy Cendejas yelled at the three women to stop and not to enter the scene. Two of the women stopped, however the third woman continued into the crime scene, around the suspect vehicle, and "peeked" into the vehicle. Deputy Perdue said several officers began yelling at her. Deputy Perdue said they were preparing for the possibility of having shoot her because they did not know what she was doing, they (officers) did not know if she was going to pick up the suspects weapon or not. Deputy Perdue said the woman was yelling something, but he could not hear what she was saying. Deputy Perdue said once the woman had stepped away from the vehicle, the group of officers and deputies approached the suspect vehicle.

Deputy Perdue said when the group of officers approached the suspect vehicle, he and Deputy Cendejas began dealing with the two women in the parkway with several Oxnard officer backing them up. Deputy Perdue said there was a large group of residents now showing up and they were riled up. Deputy Perdue said the group of residents were yelling, "They killed him, they killed him." Deputy Perdue said the women he was dealing with was resisting and had taken her back to his patrol unit when he heard a male subject saying, "That's my dad."

Deputy Perdue then assisted with setting up a perimeter with yellow caution tape and crowd control.

Near the conclusion of our interview I asked Deputy Perdue about his statement of running the license plate and learning that it was registered in the city of Oxnard. I asked Deputy Perdue if at any time during the pursuit, in the city of Oxnard, did the suspect end up by or pass his residence. Deputy Perdue said, "Someone had recognized it and put it out over the radio that we're near his home and to be careful because he might bail out (run) into his home and who knows where it will go from there."

I asked Deputy Perdue how he felt and what were his emotions as he was running up to the Oxnard unit after the pursuit had come to an end. Deputy Perdue said, "That was different emotions. Scared, angry, worried about my fellow officers that one of them was going to get hit (shoot) because there was a lot of us (officers) up front...I just wanted it to stop. I really

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## Narrative:

did. I just wanted it to stop."
I exited the room the room to take a break, while Detective Richmond stayed with Deputy Perdue and his attorney. While I was away from the interview with Deputy Perdue, Detective Richmond asked Deputy Perdue if he has ever been involved in a shooting at another human being. Deputy Perdue said, "No." Detective Richmond also asked Deputy Perdue if he has ever been shot at before. Deputy Perdue said, "No."

I returned to the interview with Deputy Perdue. Deputy Perdue was asked with his experience, what he thinks the suspects intent was? Deputy Perdue said, "I have no idea what his intent was." Mr. Wexler (attorney) asked Deputy Perdue what he thinks that suspects intent was? Deputy Perdue said, "He sure as hell didn't want to talk to me. I thought he was going to kill me. Crazy dude." Detective Richmond asked Deputy Perdue what caused this? Deputy Perdue said, "Because of his domestic, all that stuff, that stuff that happened in Oxnard. I'm not sure if $I$ and understanding you. Other than he fired at me, he was trying to kill me. Then the stuff came over the radio that he was trying to, he had a domestic involved with a brandishing." Deputy Perdue explained that after his initial traffic stop and being shot at in the City of Ojai, he heard (via radio, during the pursuit) that the suspect vehicle was linked to a domestic incident, a brandishing, and criminal threats in the City of Oxnard.

Interview concluded at approximately 0550 hours.
The digital recording was download to a computer. A copy of the recording was sent out to be transcribed. Refer to recording and transcription for complete details of our conversation. The audio recording was transferred to a compact disc and booked as evidence. The photograph depicting the Victoria Scene and initialed by Deputy Perdue was also booked into evidence.

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|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAMOR CRIMES |





# Ventura County Sheriff's Department Memorandum 

To: Major Crimes Date: October 26, 2011

From: Detective Brian Richmond

Subject: Eric Perdue

Re: $\quad 11-24252$

Date of Interview: October 25, 2011

Time of Interview: 045 hrs

Case Catalyst Operator:

Legend: $\quad \mathrm{BR}=$ Brian Richmond
DH = Dan Hawes
EP = Eric Perdue
RW = Rob Wexler

BR: Okay. Today's date is the 25th of October, 2011 at approximately 045 hours. My name is Brian Richmond with Ventura County Sheriff, Major Crimes and my partner today is Dan Hawes and we're -- we will be speaking with Eric Perdue, a deputy sheriff and his attorney Rob Wexler, W-e-x-l-e-r from --

RW: Silver, Hadden --
BR: Silver, Hadden --
RW: -- and Silver.
BR: -- and Silver regarding an incident that occurred on the 24 th of October.

Rob, what is your -- or I'm sorry, Eric what is your ID number?

EP: It's 4439.
BR: Okay. And real quick, we'll get through the boring stuff. How long have you been on with the sheriff office -- in the sheriff's office?

EP: Five and a half years.
BR: Okay. And you're currently assigned where?
EP: To the Ojai station.
BR: Ojai station, okay. In patrol?
EP: Yes.
BR: Okay. And the 24 th, what is your shift? What shift were you on?

EP: I was assigned as 1B21.
BR: 1B21?
EP: Yeah, city car.
BR: A city car? Of Ojai?
EP: Yeah.

BR: And what was your hours for that shift?
EP: From, you know, 7:00 at night until 7:00 in the morning.

BR: So 1900 to 0700?
EP: Yeah.
BR: Okay. Is that your regularly assigned shift?
EP: No. We -- we rotate cars.
BR: Okay. But it -- from 9:00 p.m. to 07, is that your current shift?

EP: Yes.
BR: Okay. And so was today or this -- the shift being today, the 24 th, your -- an overtime shift or a regular shift?

EP: Regular shift.
BR: Okay. And so that, today being Thursday, is it --
DH: Tuesday.
BR: Today's Tuesday. Sorry for the dates. You're just coming on so this would be considered your Monday? So you've been off for three days; is that correct?

EP: Yes.
BR: Okay. Okay. You got up this morning, you slept before you came to work; is that correct?

EP: Yeah.
BR: Okay. About how long did you sleep before you came to work?

EP: All morning until -- till 2:00 in the afternoon.
BR: Okay. So you've been up since 2:00 in the afternoon? Okay. And you went to Ojai police department for a briefing?

EP: Yes.
BR: Okay. And did you go to briefing?
EP: Yes.
BR: Okay. And why don't you -- did you wear a uniform in briefing?

EP: Yes.
BR: Okay. And on your uniform was your gun belt?
EP: On, yeah.
BR: Okay.
EP: Yeah.
BR: And on your gun belt is your service weapon, handcuffs, baton. Do you carry OC?

EP: Yes.
BR: And a taser.
EP: Yes.
BR: Do you have a knife?
EP: Yes.
BR: Okay. And do you carry a backup weapon?
EP: I do.
BR: Okay. And what is the backup weapon?
EP: It's a LCP 380.
BR: And the service revolver, is that the 40 -caliber?
EP: Yes.
BR: Sig Sauer?
EP: Yes.
BR: Duty-issued by the sheriff's office?
EP: Yes.
BR: Okay. And in the -- in your patrol unit, was it a
marked patrol unit?
EP: Yes.
BR: And was there any weapons in that patrol unit?
EP: Yes, the assigned shotgun.
BR: Okay. And was there a less -- less lethal --
EP: Yes.
BR: -- shotgun in --
EP: Yes.
BR: And where was that stored?
EP: It's stored in the trunk.
BR: Okay. And the shotgun, the assigned shotgun was stored where?

EP: In between my seat and the center console.
BR: Okay.
EP: (INAUDIBLE).
BR: So inside the -- inside the car, in between the two seats. Okay. You completed your briefing and then you went out in patrol; is that correct?

EP: I -- I stopped and helped Sam at the station with a vehicle burg, helped him do something, upgrading and stuff like that and then completed that, then went out into the field. BR: Okay. And approximately what time did you go out in the field? Approximately?

EP: About 8:00 or -- yeah. 8:00 at night.
BR: Okay. Did you receive any calls for service prior
to the incident?
EP: I did.
BR: What type of calls did you respond to --

EP: It was a --
BR: -- prior?
EP: It was a vandalism call at Rainbow Bridge.
BR: Okay.
EP: RP call wasn't there at the business, investigation
to continue.
BR: Okay. Did you make any vehicle stops prior to the
incident?
EP: No.
BR: Okay. So would it be fair to say your first vehicle stop was the start of the incident?

EP: Yes.
BR: Okay. Let's start there. Where were you when you
first saw and -- something and what brought you to that attention?
EP: I was on Frazier making a right onto Creek Road
heading towards back to the city of Ojai.
BR: Okay. So you were on Frazier Lane?
EP: Well, Frazier Lane and then it crosses right to
Creek Road.
BR: Okay.
EP: So I just -- I was sitting there for a second and that's when the vehicle passed by me.

BR: Okay. What vehicle was that?
EP: That -- it was an Oldsmobile. Had partially primer gray, green on it, sedan.

BR: Uh-huh. And what was it doing that caught your attention?

EP: It wasn't doing anything abnormal. It was just a
car that $I$ just didn't recognize and my gut instinct said something was wrong with the car so $I$ got in behind it.

BR: Okay, okay. And when you say "got in behind it," what do you mean by that?

EP: I pulled in behind it as it passed by me.
BR: Okay. So you followed it for a short distance?
EP: I followed it for quite a bit of time.
BR: Oh, did you? Okay.
EP: I did.
BR: And did you ever affect a traffic stop?
EP: No, not initially because $I$ was so far out from the city.

BR: I'm sorry?
EP: I was so far out from the city, my beat partner was on a call, the county unit was tied up, another county unit was tied up, another county unit was tied up and the Sam unit was at the station.

BR: Okay.
EP: So I played it safe and ran the car and --
BR: So when you ran the car, you were close enough to see the license plate then?

EP: Yeah.
$B R$ : Do you remember off the top of your head the license plate?

EP: Maybe it started with a 6, I --
BR: Okay.
EP: 6-something.
BR: The -- the license plate here on the call slip and
this is what I'll be referring to throughout the -- the interview, is When you put that call out of that license plate, what, did you get a response back from dispatch?

EP: Oh, I did.
BR: And what was the -- this -- this response, sorry.
EP: Initially when $I$ ran it on the computer first it came back Code Sam to a

BR: Okay.
EP: The car, the RO was registered in Oxnard and I saw the apartment number and the -- I think the -- the street or something like that and it kind of clicked like that's -- that's a bad neighborhood and --

BR: Okay.
EP: -- I just thought the car was out of bounds so I just followed it and then I called.

BR: Okay. Let's back up. You mentioned something about Code 6 Sam, Victor Sam, what does that mean?

EP: It -- we run a plate or something like that, you might get a hit on the computer where it comes back to someone who comes back on probation that's attached to that vehicle.

BR: Okay.
EP: And that's what happened.
BR: So you're continuing following. Now where are you, in what direction; do you remember?

EP: By that time when $I$ found out what's going on with the computer, what it told me I was still on Creek Road passing (INAUDIBLE).

BR: Heading which direction?

EP: Towards Ojai, heading east.
BR: Is that a east direction or --
EP: East, northeast.
BR: -- a northeast? Northeast direction?
EP: Northeast direction.
BR: Okay.
EP: Back towards --
BR: Towards the city of Ojai on Creek Road?
EP: Uh-huh.
BR: Okay. And what was the car doing? Was it driving the speed limit, what was it doing?

EP: No, it was doing the speed limit. It was acting perfect, more than just real perfect, like driving just really normal and --

BR: Okay.
EP: -- I thought that was, you know, but --
BR: And so you followed it for a distance and then what happened?

EP: I called up my partner, the beat partner, which is Chris Johnston.

BR: Okay.
EP: And I told him, hey, this -- this car's coming back, it's someone on probation out of Oxnard. Everyone's tied up, are you getting off his call, and he was taking a vehicle burg call in the city and he says he's just getting off it and I said I'll wait till I get to the city 'cause I got a -- I got a bad feeling. I said I'll -- when $I$ get in the city I'll stop it, get -- get close to me, watch me on the mapper.

BR: Uh-huh.
EP: And then he said okay, I'll find you and that was it.

BR: Uh-huh.
EP: And when he got to the station, that's when I
started to put it out on the radio.
BR: Okay. So Creek Road is coming back in a northeast direction behind and -- or towards and behind the --

EP: Yeah.
BR: -- Ojai police station?
EP: Pretty much. It'll take you straight to the station as long as the --

BR: Okay. Did you actually drive by the police station?
EP: Yeah.
BR: So the vehicle you were following drove by the police station?

EP: Yeah.
BR: Up to the main road, which is what, in town?
EP: Which would be Ojai Avenue.
BR: And that's where -- and did he get to Ojai Avenue?
EP: Yeah. He got to Ojai Avenue.
BR: And which way did he go then?
EP: He made a left onto Ojai Avenue so it'd be going west.

BR: Okay.
EP: Like you were going out of --
BR: Town?
EP: Yeah.

BR: And was your beat partner with you yet?
EP: He was right behind me.
BR: Okay. And what is his call sign?
EP: 1A21.
BR: Okay. So now the two of you are continuing westbound on Ojai Avenue towards Ventura and then what happened?

EP: We started passing Carrows (INAUDIBLE) to Ojai
Avenue and --
RW: At this point have you lit up the suspect (INAUDIBLE).

EP: I lit him up. I lit him up pretty much from the start of it at the station, the stop sign. I think it's like Topa Topa and South Ventura and then --

BR: Okay.
EP: -- I tried to put it out.
BR: And when you say light it up, red lights?
EP: My forward red lights, you know.
BR: Okay. Any siren?
EP: Not at that point.
BR: Okay.
EP: I didn't turn on the siren until --
BR: Okay.
EP: -- we got to Ojai Ave. And he made a left and he really kind of got on the gas and I was like, well, is this an old lady in this car or, I didn't know what's going on yet. That's when I fell on the side of him a couple times, like, hey stop, I'm behind you and he just kept on going. That's when I really started getting the bad feeling.

BR: Uh-huh.
EP: And then we got up to Cluffs Park and --
BR: I'm sorry, where?
EP: Cluffs Park. Cluffs Vista Park.
BR: Okay.
EP: It's basically a triangle small park that's near the city of Ojai. Well, it's in the city of Ojai. And then there's Ojai Liquor. And Ojai Avenue, it starts to kind of veer up and go up and out towards like you're going to Ojai Valley Inn.

BR: Uh-huh.
EP: And then all of a sudden he just came to abrupt stop and that was like a big no-no to me and so then $I$ kind of turned my car just to -- just in case like something happened and sure enough.

BR: Okay. When the made the abrupt stop, where was -approximately where was he at? What's a landmark?

EP: Cluffs Vista Park is on my right-hand side, which would be north.

BR: Okay.
EP: And then Ojai Liquor, which would be to my south.
BR: Okay. And when he stop, what is approximate
distance between that car and you at this point?
EP: Maybe sixty feet.
BR: Okay. About three car lengths?
EP: Yeah.
BR: Okay. And what direction did you say you turned your car? You -- you said you turned your car.

EP: I turned it just a -- just a hair south towards Ojai

Liquor just -- just to (INAUDIBLE). BR: You went back that direction? EP: Yeah, just like -BR: Okay. EP: -- to my left a little bit. BR: So you went to the left a little bit? EP: Yeah. BR: Okay. And why did you turn your car to the left? EP: Well, the engine block is a cover. BR: Okay. EP: So -BR: And you said just before that, that something wasn't right. You were feeling, what were you feeling at that time when he stopped abruptly?

EP: He wasn't stopping. We're pretty far away from the station, right? We're about -- you know, we're getting up there almost a -- I don't know if it's a mile from there or not but obviously he just kept on going and when he made that left on Ojai Ave and he gave it gas, I was like (NOISE MADE).

BR: Okay. EP: I don't like this. BR: And then what happened? EP: When he did the abrupt stop, I -- I started to get out of the car and right when I put my left foot out, he opened his door, held his hand on the left -- on the driver's side door, turned around, pointed a -- looked like to me a -- a handgun and then started firing at me.

BR: Okay. Was he looking at you when he was firing?

EP: I don't -- I don't know.
BR: Okay. And did you see the handgun?
EP: Yeah.
BR: And did you see the rounds or the, any -- what else did you see coming out?

EP: I saw the muzzle flash and I just -- as soon as I saw that, I started climbing right back into my car for cover through the computer and the dash were. And as I'm doing this I could hear something go right over my head and I can hear it like the -- the loud pop. And then there was just more of them --

BR: Uh-huh.
EP: -- going over my car. And when $I$ was laying like this, I could see someone at the -- at the Ojai Liquor running so --

BR: Uh-huh.
EP: -- that's --
BR: And did you -- did he -- did you hear him say anything?

EP: No.
BR: Okay. Did you announce anything when you got out of the car?

EP: No.
BR: Is that something you would do normally? Announce something when you get out of the car?

EP: I wish but it happen way too fast.
BR: Okay.
EP: Yeah.
BR: But it normally when you stop a car, do you announce
anything?
EP: No.
BR: And you had the red lights and si- -- red lights on, you're in a marked police vehicle and you're in uniform?

EP: Yeah.
BR: Okay. How about, how many rounds do you think he fired at you?

EP: Approximately four to five.
BR: Okay. And did you fire any rounds back?
EP: No.
BR: Okay. And why not?
EP: 'Cause there was lot of traffic, it's not that late in the town and I saw lots of people around and figured, you know, I -- my immediate response was grab the radio and put it out as shots fired.

BR: And --
EP: Yeah.
BR: And did you?
EP: Yes.
BR: Okay. And was -- were you kind of laying down in the seat perpendicular or parallel with your seats? Is that what you said?

EP: Well --
BR: You were laying --
EP: When -- when he was firing the shots at me, I'm kind
of up, up, still don't -- up, down and --
BR: Looking but still ducking?
EP: Yeah. And then grabbing the radio at the same time
and then putting out the shots fired.
BR: Okay. And then what happened next?
EP: He took off. Then --
BR: Same direction, which would be what?
EP: He'd be -- he started heading west on Ojai Avenue
like he's going out of town and $I$ just ended up pursuing him.
BR: Was he driving slow?
EP: No. He -- he took off.
BR: Okay.
EP: Like he gunned it.
BR: So you're now in pursuit?
EP: Yeah.
BR: And with lights, siren?
EP: Full lights and sirens.
BR: Okay. And did you put it out on the radio?
EP: Yeah, I put out the round of shots fired.
BR: Uh-huh.
EP: And immediately my beat partner took over as
secondary in radio communication.
BR: Okay. And you continued west and what did he do at that point as you were driving, anything?

EP: Just erratic going down the -- the center median.
BR: What's erratic mean?
EP: Weaving in between cars, you know, not being in
the -- the lanes, just driving down the center median like he owned the road basically.

BR: Was he yielding to you, was he slowing down to you? EP: No.

BR: Okay. And did you see anybody else in the car, in his car?

EP: No, I just saw him.
BR: Okay. And you continued down through west and then --

EP: Yeah. We get down to what we call the "Y" in Ojai.
BR: Uh-huh.
EP: And go to Meiners Oaks so -- so he got to the canyon, he made a left and stayed on, you know --

BR: Ojai Avenue?
EP: -- Ojai Avenue.
BR: If you will.
EP: Basically.
BR: Okay. And he continued west?
EP: Uh-huh.
BR: And still at a high rate of speed?
EP: Yeah.
BR: Could you -- give me an approximate speed?
EP: He wasn't too bad in the city. It was about sixty, sixty-five.

BR: How were you feeling at this time now?
EP: Scared and pissed.
BR: Uh-huh. And was he do -- what, did you see him doing anything in the car?

EP: Just initial when $I$ was kind of close to him, I could see.

BR: What was -- see what?
EP: Just him moving around 'cause I had turned on my
spotlight 'cause I wanted to blind him as much as possible.
BR: Uh-huh.
EP: You know, if you want to take a couple of crack shots, you know?

BR: Uh-huh.
EP: So blind him.
BR: Was he looking over his shoulder looking back at you, could you tell?

EP: Couldn't tell.
BR: Okay. So you continue westbound and then as you got down at -- what happened next?

EP: Deputy Johnston kept on putting out all the communication --

BR: Uh-huh.
EP: -- where we're at, approximate speed. We got to the -- the 33 and $I$ could hear the canine unit, which was Guilin.

BR: Okay.
EP: And I -- I think at some point I heard him. When we were coming out of Casitas Springs and getting on the freeway, I could hear him saying he was getting in the pursuit or something like that. And we just kept on pursuing him. I -- I heard Guilin what I thought was saying that he was going to be -- start to move -- moving up or something like that.

BR: Uh-huh. And now are you on the freeway?
EP: Yeah, we're on the freeway.
BR: And that's the 33 freeway?
EP: Yeah.
BR: And you were going in what direction now?

EP: Oh, we're -- we're going actually west toward the beach.

BR: Okay.
EP: Going towards Ventura.
BR: Okay. Or south, it depends on --
EP: Exactly.
BR: -- true -- true north or south or --
EP: Yeah.
BR: -- true west. Okay.
EP: (INAUDIBLE) back and forth.
$B R$ : And how was he driving on the freeway?
EP: His -- his speed climbed up significantly. He went approximately a hundred miles an hour.

BR: Okay. In the Number 1 lane or Number 2 lane?
EP: Was going all lanes.
BR: What were other cars doing? Were there other cars present?

EP: They were present. Very few, maybe one, two cars.
BR: Okay. Did they make any movements? Did you notice what they did?

EP: They kind of froze. They stood in their lane and started to slow down and we went around them basically.

BR: Okay. Any additional rounds being fired at you at this point?

EP: No, not until what I thought was Stanley. I was still primary and there's a part in the 33 where it starts to kind of come down.

BR: Okay.

EP: Toward this end a little bit and then kind of going straight away before you get off on Main Street. Well, I thought when we started to descend, he started braking real hard. And I -I grabbed the radio 'cause I thought I saw Guilin coming up like he was going to take over as primary 'cause with him he has a canine. I started to get on the radio that he's stopping, stopping, stopping. And he was like he's probably going to stop and get out and shoot and --

BR: Uh-huh.
EP: -- he's going to either stop here or continue, I don't know. Hit the brakes real hard, I thought I saw Guilin's car kind of hit the brakes and slide forward. I got out of the car or the door open, using it as cover and then Guilin's car started taking rounds from the suspect shooting at him.

BR: Okay. Now, you just said you thought it was around the Ventura or Main Street off-ramp.

EP: I'm sorry. What I'm -- it's actually Stanley. BR: Okay. EP: At Stanley and Main Street off-ramp is in front of us.

BR: Okay.
EP: So --
BR: So that's where he fired at you, at the main -Stanley, in between Stanley and the Main Street off-ramp on southbound or westbound 33 ?

EP: In -- in my mind --
BR: In your mind.
EP: -- I remember at Stanley. It could have been

Seaward, but we're traveling at such fast speed and we were so focused on the vehicle itself.

BR: Okay.
EP: So --
BR: Did you return fire?
EP: Yeah.
BR: Okay. And when you said Deputy Guilin's car was
taking rounds, how do you know that?
EP: 'Cause pieces of his car were coming on over to me.
BR: Okay. And could you hear anything?
EP: Just -- yeah, I could hear gunfire from the
suspect's weapon and heard Guilin started to fire and --
BR: Okay.
EP: -- both fired pretty much simultaneously.
BR: Did you see the suspect doing anything?
EP: I saw the door open and I could see a portion of his body like through the windows of him. And I could see a flashing from his car and obviously the sound. And then the effect from his window or Guilin's car, whatever it was that was getting hit.

BR: Okay. When you say you can see the suspect through the suspect's vehicle windows, how -- what was he doing? Was he shooting back over his right shoulder through the windshield or what, how was he shooting at you?

EP: Yeah. It looked like he was pretty much, if he was to get out of his driver's seat, he rounded out like with someone out of the car and was --

BR: Okay.
EP: -- firing basically --

BR: So he was shooting out of his car?
EP: Yeah, it was --
BR: Not through his own windows?
EP: No, not through his own window.
BR: Okay. Okay. Could you tell me what he was wearing?
EP: No.
BR: Okay. Did you hear him say anything?
EP: No.
BR: Okay. Did you notice if Deputy Guilin's lights and siren were on?

EP: They were.
BR: They were?
EP: They were.
BR: Both were, both sets, lights and siren?
EP: Yeah.
BR: Okay. Were your lights and siren still on?
EP: Yeah.
BR: Was Deputy Guilin in uniform?
EP: Yes.
BR: And I understand Deputy Guilin is a canine unit, which means there's a dog in his vehicle.

EP: Yeah.
$B R$ : Did you happen to hear the dog?
EP: Yeah.
BR: What did you hear it doing?
EP: Screaming, like not like a bark but yelping.
BR: Okay. Okay. And how many rounds do you remember firing at this point?

EP: I would say six to seven rounds.
BR: Okay. Just -- just to stop there and to let you
know, just after all this was over, you told deputies that you thought it was between Stanley and -- at the -- as the highway went down.

EP: Yeah.
BR: Okay. I walked from -- just to let you know,
from --
EP: Uh-huh.
BR: -- Shell Road, which is approximately a little over
a mile back or --
EP: Uh-huh.
BR: -- south or east.
EP: Uh-huh.
BR: On foot.
EP: Uh-huh.
BR: That whole way, all four lanes and I'm -- say, two lanes with a --

EP: Uh-huh.
BR: -- center median on each side of the lanes.
EP: Uh-huh.
BR: All the way to the Stanley off-ramp --
EP: Uh-huh.
BR: -- and saw no shells.
EP: Uh-huh.
BR: From the Main Street --
EP: Uh-huh.
BR: -- or from Stanley to Main Street we did not walk.

EP: Uh-huh.
BR: But we found and located --
EP: Uh-huh.
BR: -- rounds.
EP: Uh-huh.
BR: Empty shell casings --
EP: Uh-huh.
BR: -- in the area of 101 and Seaward.
EP: Correct.
BR: You mentioned that it could be --
EP: Yeah.
BR: -- that one. You're not sure as you sit here today
because --
EP: Yeah.
BR: -- of the speed.
EP: Uh-huh.
BR: And is it because of what happened and things were going on? Okay.

EP: Yeah.
BR: Do you remember signs on the 33 as you traveled south? We'll call it south.

EP: Yeah.
BR: Towards the beach.
EP: The one that -- that sticks out most in my mind was the merging on from the 33 and merging on to the 101.

BR: Okay. Do you remember driving by that --
EP: Yeah.
BR: -- at a high speed?

EP: Yeah.
BR: Do you?
EP: Yeah.
BR: Do you remember stopping before that?
EP: Before that?
BR: Uh-huh.
EP: Other than that point that I told you about Stanley
just, no.
BR: Okay. Oh, and other than the original stop in Ojai?
EP: Yeah.
BR: Okay. Or the stop being in Ojai.
EP: Yeah.
BR: Okay. So you continued around that, is it a straight or is there a curve?

EP: It's a pretty casual curve.
BR: And 33 bleeds into what highway at that point?
EP: Highway 101.
BR: Okay.
EP: Southbound.
BR: Okay. Did you ever use any other type of weapon?
EP: No.
BR: Okay. Did you ever reload?
EP: I did.
BR: And when did you reload?
EP: When I shot the six or seven rounds. Basically when we took off back after him, just basically did it, you know. I had it back in my holster, driving with one wheel. Took out the magazine, insert it back into my magazine pouch, pulled one out,
threw a new one in there.
BR: Okay. This is while you were driving?
EP: Uh-huh.
BR: So I assume -- all right. I shouldn't assume. But
I guess the suspect started to drive away.
EP: Oh, yeah.
BR: And what made him do that, do you know?
EP: 'Cause we tried shooting at him to stop the threat I
guess it was.
BR: Okay. Did he ever get out of the car completely
body wise?
EP: No.
BR: Okay. All right. And so now the same person got back in the same car and continued and eventually was on the 101 and continued south now on the 101.

EP: Yes.
$B R$ : And did you continue to pursue him?
EP: I did.
BR: In your vehicle?
EP: I did.
BR: With lights and siren?
EP: I did.
BR: And did anybody else assisting you?
EP: I still had my partner Deputy Johnston behind me. At that point I -- on the freeway, I -- I couldn't tell you exactly who was all involved. I could hear Guilin, Deputy Johnston and Dave, Sergeant Wareham.

BR: Uh-huh.

EP: That's about -- that's about it.
BR: Okay.
EP: Deputy Johnston did a lot of talking on the radio (INAUDIBLE).

BR: Okay. Because he's giving out the direction as you're traveling and --

EP: Yeah.
BR: And what were you feeling now at this point? What were your emotions?

RW: (INAUDIBLE) of after he's shot at or while -- while he's being shot at?

BR: Well, I'm sorry. We covered Ojai.
EP: Uh-huh.
BR: And now we're covering the stretch on the freeway where he stopped a second time. When you were taking -- you were being shot at, how were you feeling?

EP: Still scared.
BR: Uh-huh.
EP: Yeah.
BR: Okay.
EP: Yeah.
BR: But you still continued to fire back?
EP: Yeah.
BR: Okay. And then you -- the suspect left and continued south on 101 and now you're chasing him and you've reloaded.

EP: Uh-huh.
BR: And you're driving.

EP: Uh-huh.
BR: And Deputy Johnston's putting out direction. How
were you feeling at this point? What were your emotions then? EP: I was scared but it was still allowing me to tell me that we're -- he's not going to get away. This isn't -- this isn't going to end in Oxnard where he gets away or we lose him somehow.

BR: Uh-huh.
EP: That's just --
BR: Okay.
EP: -- take him down myself.
BR: So you continued to pursue him. You were the
primary vehicle.
EP: After that exchange of gunfire --
BR: Uh-huh.
EP: -- I guess it happened on Seaward or whatever,
Deputy Johnston got behind whoever the primary was and continued his broadcasting the radio and then $I$ kind of fell in like the three or four spot.

BR: Okay.
EP: So --
BR: All right. So now, suspect vehicle, a sheriff's vehicle, which we don't know which one it is.

EP: Yeah.
BR: Another vehicle and then you.
EP: Yeah.
BR: Okay. And you continued and which -- how, did he le- -- stay on 101 or did he ever exit?

EP: He stays on 101 and then he exit off of -- gosh,

Vineyard.
BR: Uh-huh. Okay.
EP: And then got off, then made a right and headed into Oxnard. I'm not very good with my streets in Oxnard.

BR: Okay.
EP: So I -- I apologize.
BR: Okay.
EP: Traffic was definitely heavy there.
BR: Anything going on between -- in the driving of that, how was he driving at that time? Slow, proper, improper? Describe his driving.

EP: Wanting to get away from us but then not so bad to where he's able to maneuver his car without getting hit and stuff like that. There was times when he came through to a red light or something like that or a stop sign, he would slow down to see, to make sure that he didn't get hit, you know?

BR: Okay.
EP: He -- I mean, he was smart enough about that.
BR: Did you see any traffic collisions caused by him?
EP: Not that $I$ was aware of. I can't tell you something behind me but nothing --

BR: Okay.
EP: -- that happened in front of me.
BR: Okay. And did you see -- did you see him committing vehicle code violations?

EP: Yeah.
BR: Okay. Anything off the top of your head?
EP: I don't know how many red lights we ran through.

BR: Okay.
EP: At the start.
BR: When you say "we," he -- including him?
EP: Yeah.
BR: Okay. And stop signs?
EP: Uh-huh.
BR: Was there a speed issue?
EP: Yeah.
BR: Okay. Lane violations?
EP: Yeah.
BR: Were other cars driving abnormally and making
improper turning movements?
EP: Yeah.
BR: And why were they doing that?
EP: Trying to get out of the way of -- from being hit by
him.
BR: Okay.
EP: Basically.
BR: The bad guy?
EP: Yeah.
BR: Okay. And at some point did you see any other agencies, did you hear any radio traffic and put any correlation or connect this person to anything else? You personally, if you can separate from what you may know now.

EP: We got pretty deep into Oxnard and I heard Sergeant Wareham asking if any of the Oxnard guys can go ahead and get in here and take primary because we don't know the streets. It was taking us a little bit longer to figure out what street we were on.

BR: Okay.
EP: And if they know something better, I mean, obviously take it over. And they didn't get right into it. We kind of did a few circles in Oxnard.

RW: Was there any significance to -- with the location where you were circling and other radio broadcasts? Were there any radio broadcasts that made the area in which you were circling significant to you for any reason?

EP: No. It's just Wareham asked for the -- for them to jump in and then can any of us jump on to their frequency, advise them or whatever. It was basically had no communication with Oxnard at all. It was more like Station 1 was able to talk to them and then eventually -- after I think like the second circle or something like that, we had done with them --

BR: Uh-huh.
EP: -- after the alleyway, that's when they got -- they got in front of us.

BR: Okay. Other than firing at you in Ojai --
EP: Uh-huh.
BR: -- firing at you again on the freeway --
EP: Uh-huh.
BR: -- and all of the speed and vehicle code violations, was there anything else that you could connect him to?

EP: Well, I know he -- he shot at Wareham down an alleyway.

BR: Okay. Were you present for that?
EP: No, I was making a left into it and I could hear the round, shots being fired.

BR: Okay.
EP: And Wareham got on the radio that he was shooting at him.

BR: Let's stop there. Anything else other than that? EP: No.

BR: Okay. So you can't connect him with anything else? You weren't -- you were still only chasing him for what concerns you starting in Ojai?

EP: Uh-huh.
BR: Okay. Let's get now to somewhere in the area of an alley in -- in Oxnard. At some point now you are third or fourth in the line of vehicles?

EP: Yeah. At some point during the pursuit, Guilin's car goes 10-7.

BR: Do you know how?
EP: I would --
BR: If you don't know, then you don't know. EP: Well, I -- I know from -BR: Hearing it now. EP: But -BR: But I don't want you to -EP: Okay. BR: -- tell me. If you -EP: Well, I -- I -BR: It's hard to differentiate but I like to try to (INAUDIBLE) .

> EP: I took a -- I -- BR: As best we can.

EP: No, I took a guess 'cause I was there when his car was getting hit so it was kind of obvious that I assumed that he may be taking a round through the radiator or something like 'cause his car was smoking.

BR: Okay.
EP: So --
BR: You passed it?
EP: Yeah.
BR: Okay. In still in pursuit of the suspect?
EP: Yeah.
BR: And now who was with you at -- at this still, in the pursuit?

EP: I recall the pursuit of the distance getting pretty far ahead and just two cars were up ahead. And we're talking like a quarter mile. They got really separated when -- from us and I believe it was Wareham was the primary and Johnston was secondary still doing the radio broadcasting.

BR: Okay. Do you ever see another agency involved in the pursuit?

EP: I saw them on the side, stopping road, stuff like that, CHP. Did -- some of Oxnard and stuff like that. That's about it.

BR: Okay. So you did see -- see a California Highway Patrol?

EP: Yeah.
BR: As well as Oxnard Police Department?
EP: Yes.
BR: Okay. And at some point did this end?

EP: It did.
BR: Do you know where it ended?
EP: Gosh, I want to say it's Victoria, northbound.
BR: Okay. Northbound heading toward back to the city of Ventura or pointing towards Ojai?

EP: Pointing towards Ojai area.
BR: Okay. That's a -- we'll use natural boundaries -EP: Okay.

BR: -- and direction. Okay? When you stopped your

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car --
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EP: Uh-huh.
BR: -- why did you stop?
EP: 'Cause someone on the radio, don't know who, was yelling, he's stopping, he's stopping, he's stopping. And prior to before they were saying stopping, it was saying his -- his left front wheel was basically coming apart. It was down to the rim, steel pieces were coming off, tires was coming off so there's only so much harder you could push a car till it --

BR: Uh-huh.
EP: -- can't go anymore.
BR: Okay. And do you remember stopping your car?
EP: Yeah.
BR: Okay. Somewhere on, facing northbound Victoria?
EP: Uh-huh.
BR: And what did you do when you stopped your car?
EP: I stopped my car and I opened the door and I got out and when -- as I was getting out, dodged from getting hit by a car, an officer car $I$ think and $I$ just ran to the front.

BR: Okay. Two cars in front of you?
EP: Yeah.
BR: Okay. Let me stop there. I want to ask you something and clarify a few things. You said you were working a patrol car in the city of Ojai.

EP: True.
BR: On the side of your car, what does that say?
EP: It says police.
BR: Okay. And sheriff's office patrols unincorporated area and incorporated areas or contract cities.

EP: Uh-huh.
BR: Ojai is a contract city.
EP: Yes.
BR: So they basically pay for our services to patrol it so that we are police.

EP: Correct.
BR: In the unincorporated area, what is on the side of the po- -- a car, black-and-white car?

EP: County areas it'll say sheriff on the side.
BR: Okay, okay. So you stopped your car and ran up towards another vehicle. Did you approach from the passenger side or the driver's side?

EP: Passenger's side.
BR: Okay. And what were you carrying if anything?
EP: I was carrying my duty weapon.
BR: Out?
EP: Out, in my right hand.
BR: Okay. So you had drawn it from your holster?

EP: That's right.
BR: And why did you have it drawn?
EP: 'Cause when I exited my vehicle I was running out, I
heard the suspect's -- I'm sorry, the suspect firing.
BR: Did you see him firing?
EP: No.
BR: Okay.
EP: And I -- another officer in front of me as we're running up.

BR: Okay. The car that was stopped, did you notice the tire itself a little bit?

EP: Yeah.
BR: Is that the same vehicle that you had been chasing
from Ojai?
EP: Yes.
BR: Okay. Shortly after all that, when it was all over,
there was some aerial photos taken. Did you see the photos?
EP: No.
BR: Would you like to?
EP: Sure.
BR: I'd like you to take a look at these photos. I'll mark that one 1 and I have 2 and 3 here. If you want to mark that 1 at the bottom, go ahead. This will be 2, this will be from a front view and this will be 3, more of a close up from a rear view. And what I'd like you to do, Eric, is --

EP: Uh-huh.
BR: -- looking at photo Number 1 --
EP: Uh-huh.

BR: -- can you find your car if possible.
EP: This will be my car.
BR: Okay. Why don't you take my pen and circle what you to believe is your car.

EP: Okay.
BR: And put your initials and ID number.
EP: (INAUDIBLE).
DH: There you go.
BR: No, you marked it. But try it again. Go ahead.
Okay. This isn't going to work so what we're going to do is we're going to draw a line from that circle up to here. Then I'm going to draw a parallel line. Now --

RW: Mark it with your initials and ID number.
BR: Yeah, it's hard to see it.
EP: Here you go.
BR: Okay. Okay. So using this picture, you exited the driver's side.

EP: Uh-huh.
BR: Did you run in front of your car or to the rear and where did you end up? So first part is when you exited your vehicle, which way did you go, if you remember?

EP: I exited this vehicle -- my vehicle.
BR: Sure.
EP: Ran in front.
BR: Okay.
EP: And ran around the sheriff on --
BR: The front of sheriff vehicle?
EP: Yeah.

BR: To the passenger side?
EP: And then got up to the Oxnard unit.
BR: And then you moved up on the Oxnard unit.
EP: On the passenger side.
BR: When -- at any time when you exited or got out -- I
don't care for that word, got out of your police vehicle --
EP: Uh-huh.
BR: -- and moved forward --
EP: Uh-huh.
BR: -- did you fire your weapon?
EP: No.
BR: When you ended up stopped at the Oxnard police
vehicle, did you fire your weapon?
EP: Yes.
BR: Okay. How many times? If you remember.
EP: I can't really say I remember. Maybe approximately ten rounds.

BR: Okay. Did you reload your weapon while you're at that Oxnard vehicle on the passenger side?

EP: I did. Not at that point. I thought I had reloaded it when I transferred over to this car over here where I saw Carlos Cendejas getting a better angle on this side.

BR: Okay. So you fired rounds, approximately ten rounds from the passenger side of the Oxnard vehicle?

EP: Uh-huh.
BR: Did you open the door, passenger door of that Oxnard vehicle, his vehicle?

EP: Another Oxnard officer did.

BR: Okay. So there was two of you occupying that same space?

EP: Yeah.
BR: Okay. And at some point you pointed to this white car.

EP: Uh-huh.
BR: And you said you went to it because another
sheriff's deputy?
EP: Yeah, Carlos Cendejas.
BR: Had a better angle? Is that what you --
EP: Uh-huh. Yeah, it was --
BR: -- were saying?
EP: It was better angle just to see who might be in the car.

BR: Okay.
EP: And then he didn't want to get it -- get into the apartments.

BR: And so did you -- and you said that you reloaded there.

EP: I reloaded like $I$ think in -- in -- and run.
BR: Okay. While and running?
EP: Yeah.
BR: Okay. Did you fire any rounds from this white vehicle?

EP: Not that I can recall.
BR: In the direct -- when I say firing, I'm saying towards the direction of this car that's --

RW: Suspect vehicle.

BR: -- the suspect vehicle that's slightly leaning to the left.

EP: No, no. Not that $I$ can recall.
BR: Okay. Did you see the suspect?
EP: Not at that point, no.
BR: Okay. When you were firing from the Oxnard vehicle, did you see the suspect?

EP: No, there were so many rounds in that car, I don't
even --
BR: Okay.
EP: I don't recall.
BR: Did you hear anything coming at you?
EP: When he was -- when $I$ was running up and the suspect was firing, you could hear the rounds (NOISE MADE).

BR: Okay. So you --
EP: (INAUDIBLE).
BR: You know when the suspect was firing. Is it because you heard the noise or you saw him or both?

EP: No.
BR: Why don't you describe that.
EP: 'Cause I -- 'cause I heard it and when the round passed by, it makes a (NOISE MADE) you know, a pop noise when it cracks by your ear.

BR: Uh-huh.
EP: So that's -- that's how I knew it was a --
BR: Okay. And they were coming from that direction?
EP: Yeah.
BR: From front to back?

EP: Yeah.
BR: Okay.
EP: From -- from the suspect vehicle to --
BR: Were you ever struck?
EP: No.
BR: Okay.
DH: From -- with any debris?
EP: Yeah.
BR: What type of debris?
EP: That would be ammunition or you know, it's excess rounds from somebody's AR-15. Their -- their guns, stuff like that.

BR: Okay. You said AR-15, do you know specifically who had an AR-15?

EP: It was all blue and I'm going to guess it was a -- a Oxnard guy.

BR: Uh-huh.
EP: Maybe the gun was right next to my ear and I can't hear, even now.

BR: Okay.
EP: So --
RW: Just going back to the question of debris, at the previous shooting scene possibly on the 101 freeway and Seaward -EP: Uh-huh.

RW: -- were you struck by any debris there?
EP: Yes. I guess the stuff that was bouncing off of Guilin's car.

RW: Debris from Guilin's car being shot at?

EP: Yeah. Yeah, I thought I previously stated that, but --

BR: And prior to that one --
EP: Yeah.
BR: -- the initial shooting in -- in the city of Ojai, were you struck with any debris?

EP: No.
BR: Okay.
EP: I -- I could hear like a -- like I said the -- the pop of the round going by me and stuff like that. And I thought maybe it had lit the light bar so (INAUDIBLE) sounded like it made some noise but I don't know.

BR: Did you ever see the suspect exit the vehicle when it was stopped on northbound Victoria?

EP: No.
BR: And as you sit here today, do you know what he was wearing?

EP: No.
BR: Do you know, could you describe him to me?
EP: Well, he -- I could see that he had black hair and looked like it was buzzed in the back like -- like real -- I don't want to say a flattop or nothing. It was just a weird buzzing, short back here and it was black hair on top and that's all I saw. BR: Did you tell me his nationality or race? EP: No. BR: Okay. EP: Wish I could. BR: Did you ever hear him say anything?

EP: No.
BR: Okay. But you did say that the time you saw him with a handgun --

EP: Uh-huh.
BR: -- was at the initial shooting incident in Ojai?
EP: Correct.
BR: And the preceding ones you did not but you could see or you could hear rounds coming in your direction?

EP: Yeah. I mean, yeah, the -- the -- the city of Ojai, initial that's the last time $I$ saw him.

BR: Okay. How did you know things were over when you were at northbound Victoria?

EP: Well, when I got to -- over to the white pickup truck with Deputy Cendejas --

BR: Okay.
EP: -- I saw an Oxnard unit pretty far down on north Victoria and I started yelling back. You know, crossfire, crossfire, crossfire and it started a ripple effect and someone was yelling cease fire, cease fire, cease fire and then it just -- it stopped and, you know, and that stopped we were trying to figure out who was going to move up first because technically me and Carlos were the closest but then the majority of the guys were here, which would make sense. But then you know, when it stopped, I mean literally people started pouring out of the apartments. I mean, yeah, everybody poured out.

BR: Okay. Did you ever approach from leaving this white vehicle towards -- when I say approach, did you ever move towards the suspect and the suspect vehicle from there?

EP: We did. But we were --
BR: But we being you and Carlos?
EP: Me and Carlos, we did.
BR: Yeah.
EP: But we paused only because there was an individual laying on the grass that we assumed was a family member coming out to him for whatever emotional reasons, whatever. And we just kept on yelling and he was laying on the ground so I had thought when I had ran from -- when I initially shot at the -- in here and ran around the vehicle, I had thought maybe he had got out of his car and been over here but he didn't look like the guy. I mean, he just -- and he -- I just thought there was no way. So I started telling Carlos he's probably a family member that came out that we didn't see it. And then three women started crossing the street and --

BR: You say crossing the street. From this --
EP: They were crossing from the apartments.
BR: Oh, okay.
EP: And then basically running across (INAUDIBLE) road into the parkway and two of them kind of stopped right here 'cause we were yelling and screaming at them to stop, don't go there. And one individual woman, I don't know her name, she ran around the car, actually peeked in the car and we were yelling at her and we were starting to get ready to possibly shoot her, 'cause we don't know if she's going to pick up the gun or not. We didn't know what she was doing. She was yelling but I -- I can't hear. And when she had gotten to the car, she had stepped away and then that's when the group in front of the Oxnard lead car here, they just
moved up and I went after -- the one of the girls here in the parkway calls to the suspect in the parkway with some other Oxnard officers behind us covering us because of all the people pouring out of the apartments because they were all riled up. You know, a lot of them.

BR: Okay.
EP: So --
BR: Were they saying anything that you can remember?
EP: A lot of screaming, someone yelling they killed him, they killed him. Some guy, when I -- when I was taking the girl back to the car and she was resisting me, and I placed her on my car here --

BR: Uh-huh.
EP: -- some -- some guy was yelling that's my dad. So
I -- I guess like we were at -- I guess we were at the apartment where his home or whatever was going on.

BR: Uh-huh.
EP: So that's -- that's about it. And then at some point I got asked to go help with the perimeter, set up the yellow evidence, whatever.

BR: Uh-huh.
EP: And because there wasn't a lot of us and a lot of people pouring out, there was like one or two Oxnard officers there, they were telling people to get back and they were kind of turning on us and, you know, we got you on video and this and that, that sort of stuff. I guess your typical Oxnard attitude.

BR: Okay. Okay.
You have anything?

DH: Yeah, a couple things.
During your initial stop up in Ojai --
EP: Uh-huh.
DH: -- you mentioned that the guy put his hand, you -you motioned that he put his hand on the -- on the door frame and then he reached under his arm --

EP: No.
DH: -- to shoot out at you?
EP: Sorry. Not the -- not the door frame, but the -the door handle.

DH: Door handle, okay. EP: So, yeah.

DH: So his left hand went to the door handle?
EP: Uh-huh.
DH: And then his right hand came underneath his left

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arm --
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EP: Uh-huh.
DH: -- to shoot out?
EP: Yeah.
DH: Okay. You motioned it and I just wanted to clarify --

EP: Okay.
DH: -- what hand was doing what.
EP: That's fine.
DH: Do you remember how many shots were fired?
EP: Where?
DH: In Ojai, the first -- the first stop.
EP: The first contact? Like I said approximately four

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to five I think.
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BR: That he shot at you?
EP: Yeah, shot at me.
BR: Okay.
EP: Yeah.
DH: Do you remember, you -- you mentioned them -hearing them going past you. Do you remember if they impacted your car or whether they may have impacted?

EP: The -- the first one sounded like they went like just to the -- I guess would be the left of me, you know?

DH: Uh-huh.
EP: And the other ones sounded like they went over my car. I thought they even may have hit the front of my car or up by the light bar.

DH: Okay.
EP: I mean, 'cause, you know, they sound loud. But you know, I don't if they went so --

DH: Uh-huh. Okay. Yeah. How long have you worked up in Ojai?

EP: Approximately a year and a half. DH: So you got to know it pretty well and know the people up there pretty well?

EP: Well, I grew up in that area.
DH: Oh, okay.
EP: So I kind of -- I've done pretty well up there, kind of know what everybody's doing what. And obviously a car that I don't recognize, I don't know.

DH: Uh-huh.

EP: And I start to get curious.
DH: Did you go to high school up there too and all that?
EP: Actually I went to play with Bonaventure.
DH: Oh, okay. That's right, we talked about that.
EP: So, I -- I went to grade school there and all the
stuff like that (INAUDIBLE).
DH: When you first ran the plate --
EP: Uh-huh.
DH: -- and it came back Code 6 Victor Sam.
EP: Uh-huh.
DH: You mentioned that it came back to a bad area of
Oxnard. Not that good of an area in Oxnard.
EP: I saw on the apartment number --
DH: Uh-huh.
EP: -- and it said Oxnard and you have to forgive me, I
can't remember the street name but just hearing from people and word of mouth I had heard of those apartments --

DH: Okay.
EP: -- in that area of Oxnard (INAUDIBLE).
DH: Now -- now at any time when you said you cir- -- you made a couple of circles when you were down in Oxnard during this pursuit --

EP: Uh-huh.
DH: -- did you ever go by that address that you had originally seen when you first ran the plate?

EP: Yeah. Someone had recognized it and put it over the radio --

DH: Okay.

EP: -- that we're near his home.
DH: Okay.
EP: He's -- be careful, better not bail into his home and who knows where it'll go from there.

DH: Okay.
EP: So --
DH: When you went up to the -- when the vehicle came to a stop --

EP: Uh-huh.
DH: -- there on Victoria --
EP: Uh-huh.
DH: -- and you were getting out of your car running up to the other car, the Oxnard vehicle, patrol vehicle, what were your feelings then and what were -- what do you -- what were your emotion and what -- how were you feeling then?

EP: Thousand different emotions. Scared, angry, worried that my fellows officers, one of them was going to get hit 'cause there's a lot of us up front.

DH: Uh-huh.
EP: Not a whole lot of coverage so, still pushing in towards the car (INAUDIBLE). And that sort of thing but I just really wanted it to stop. I really did.

DH: Okay.
EP: So, that was -- that was, you know, just wanted it to stop.

DH: Okay.
BR: How many rounds are you aware of that he fired in your direction?

EP: Who, the --
BR: The suspect fired back at you after they stopped?
Did you -- are you aware? 'Cause I think we covered that and you just said you didn't know, you heard them though.

EP: I heard them.
BR: Okay. All right.
DH: (INAUDIBLE) I just remembered. You mentioned you saw the gun the first time up in Ojai.

EP: Yeah.
DH: Did you see it the second time while on the freeway?
EP: No, I saw muzzle flashes.
DH: Okay.
$B R:$ It's a shot in the dark but no pun intended, can you describe the weapon?

EP: Well, it was a handgun, tell you that. And when that first round went off and the muzzle flash went off, I'll tell you, I mean, it almost -- you know, it was a handgun, that's all I can tell you.

DH: Okay.
EP: So --
DH: Fair enough.
BR: Yeah, don't guess.
EP: Yeah.
BR: If you don't know, you don't know.
EP: Well, I would like to know what the gun was so,
it --
BR: So would we.
EP: Yeah.

BR: We don't know. That's -- that's why this is even better 'cause we don't know. We can't -- well, we'll know later eventually, but right now, that's --

EP: That's (INAUDIBLE) yeah.
BR: The less we know about certain things, the better too.

EP: I understand. I -- I couldn't tell you. I -- that barrel, that's much bigger when it's firing so --

BR: Okay. Anything?
RW: No.
BR: Anything from you, Eric?
EP: No, sir.
BR: Okay. Anything from you?
DH: No, I'm good (INAUDIBLE).
BR: Okay. Why don't you give us, one, two -- give us a minute and I'll just keep mine going.

DH: Yeah, mine's still going too.
BR: You've had some time to reflect and compose, it's only been a couple minutes since our interview. Have you -- is there anything that you want to change or that you've remembered differently than when you described to us?

EP: No. No, I -- no.
BR: Okay. Okay. Have you ever been in a shooting
before?
RW: You mean at a -- at a person?
BR: Have you ever been involved at shooting at a person?
EP: Not at a person.
BR: Okay. Have you ever been shot at by a person?

EP: No.
BR: Okay. Have you ever (INAUDIBLE). When you stopped the car in Ojai --

EP: Uh-huh.
BR: -- and you describe him pointing a gun at you and
firing and continued in a vehicle pursuit involved in second gunfire and gun battle and then a third one, you're a police officer for five and a half years; how long you been on patrol?

EP: A year and a half.
BR: Year and a half? What do you -- what was his
intent?
EP: I have no idea what his intent was.
RW: What do you think his intent was?
EP: Well, it was sure as hell didn't talk to me so I thought he -- he was going to kill me, basically. And --

BR : Because of what?
EP: His domestic, all that stuff that were happening in Oxnard, you know?

BR: Anything else?
EP: No. I don't know, I'm not sure if I'm understanding you. Other than he -- he fired at me, I mean, he tried to kill me and -- and then -- then the stuff came over the radio that he was trying to -- he had domestic involved with a brandishing and all that stuff.

BR: Okay. Is that what you remember now because you heard or did you just remember that piece somewhere else during the pursuit and the --

RW: About the domestic.

BR: And about the gun.
EP: About the gun was during the pursuit.
BR: Okay.
EP: Right at some time during that pursuit --
BR: Okay.
EP: -- the shots were fired.
BR: Do you remember that specifically or do you remember that now because of kind of a immediate debriefings and public safety questions?

EP: No, I remember on the pursuit because when they broadcast on the pursuit about what this car was involved or this person may have been involved in.

BR: Okay.
EP: I -- it was then.
BR: I may have reword -- I may have phrased our question wrong earlier. When I was talking to you I asked that question. I asked other than what you were chasing him for initially in Ojai -EP: Uh-huh.

BR: -- was there anything else that linked him to something? How would you -- now, is that what you mean by you heard a broadcast?

EP: Yeah, I heard the broadcast after the shooting.
BR: Okay.
EP: That first --
BR: At the Ojai shooting?
EP: Yeah, the Ojai shooting.
BR: And what is it that he was linked to? Or the vehicle was linked to?

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EP: They said the vehicle and possible suspect that may be in the vehicle was involved in a domestic and possibly related to 417, a brandishing and a 422, criminal threats and that was -BR: Was there any name to the vehicle or names, did you hear, if you remember?
EP: Not that \(I\) can recall.
BR: Any vehicle description?
EP: No. Just Station 1 had advised, sheriff's dispatch advised that this is possibly the vehicle that was involved in that incident.
BR: Okay.
RW: (INAUDIBLE).
BR: Okay. It's now 5:50 a.m. and we'll be stopping there. incident.
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Narrative:

# Deputy Chris Johnston Public Safety Statement 10/25/11 

## BACKGROUND:

On the evening of $10 / 24 / 11$, Deputies in Ojai conducted a traffic stop on a vehicle driven by suspect Augustine Medina. Medina fired a handgun at deputies during the stop. He then fled in his vehicle and the deputies pursued him. Medina stopped on the freeway in Ventura and engaged the pursuing deputies in a gunfire exchange. He then continued into Oxnard where he fired his weapon in a residential neighborhood while the deputies pursued him. The pursuit eventually terminated in Oxnard when Medina again engaged the officers in a gun battle, this time he was injured and taken into custody. For full details, refer to the follow-up reports.

I initially responded to the scene of the pursuit's termination in Oxnard. While there, Sgt. Hester directed Detective Brantley and I to go to the Sheriff's Headquarters station and obtain an Public Safety Statement from the officers who were involved in the shooting. Because Medina fled the scene and deputies pursued him after the Ojai and Ventura shootings, there was some confusion over where these locations actually took place. Out of concerns for public safety, Sgt. Hester wanted us to ask the deputies the specifics of where the shootings occurred, how many rounds they fired, and what direction they fired them in.

## CONTACT:

On 10/25/11, at about 0117 hours, Detective Brantley, Detective Reyes, and I contacted Deputy Johnston at the Sheriff's Headquarters Station. Johnston was accompanied by his attorney, Robert Wexler. The following is a summary of what Johnston told us. For full verbatim details, refer to the digital recording of the statement.

Johnston said he fired one round at the suspect at the termination of the pursuit. Johnston said the suspect was inside the vehicle. He confirmed the suspect was firing his weapon in Johnston's direction. Johnston thought the suspect's bullets would have went towards the houses behind him (Johnston), because of how the vehicles were positioned.

For full details, refer to the digital recording.

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Narrative:

## Interview of Deputy Chris Johnston

On October 25, 2011 Deputy Hawes and I interviewed Deputy Chris Johnston regarding the shooting involving suspect Augustine Medina and several Sheriff Deputies and Oxnard Police Officers. Attorney Rob Wexler was present with his client Deputy Johnston and our conversation was recorded and later booked into the West County property room.

Chris told me that he had been a Deputy Sheriff for $51 / 2$ years and was currently assigned to the Ojai Police department. He told me that he was working on the evening of October 24, 2011 and started his shift at 1800 hours as a beat car within the city of Ojai. He told me that he carried on his duty belt the department issued 40 caliber Sig Sauer handgun and a second weapon as a back-up which he described as being a pistol, Bodyguard 3.

After going into service, he made a few traffic stops and was taking a vehicle burglary report when he spoke with beat partner Deputy Perdue via a cell phone. Perdue asked if he could assist him with a vehicle stop and search of the vehicle. Perdue told him that he was following the vehicle on Creek Road driving toward the city of ojai.

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- CASE CLOSED


## Narrative:

Deputy Johnston located Deputy Perdue and the possible suspect vehicle in the area of Ventura Street and Ojai Avenue. He saw Perdue activate his vehicle rearward flashing lights as well as his "strobes". The suspect vehicle continued and eventually stopped on Ojai Avenue near Ojai Liquor.

Johnston told me that he had his vehicle window rolled down when he heard what he believed were gunshots. He looked to his left and saw a person drop to the ground near the liquor store. That same person screamed something he was not able to understand.

Johnston told me that he "yanked" his vehicle to the right of Perdue's vehicle. He saw the suspects vehicle, a muzzle flash and a gun aimed at him and Perdue. Johnston said he could not see the person who was holding the gun but heard 2 gunshots. Johnston said he threw himself over the center console of his vehicle to protect himself and use the engine block for cover. He used his radio to announce, "Shots fired". He thinks he yelled this 2 or 3 times over the radio.

At this point I asked him how he was feeling. Johnston told me that he was scared, shocked and in disbelief. I asked him if he fired his weapon and he told me that he did not fire his weapon.

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## Narrative:

Johnston explained as he stopped his vehicle the suspect vehicle was starting to leave the area. He could not tell me if Deputy Perdue fired his weapon at the suspect.

Once the vehicle left the area they pursued the vehicle with lights and sirens. Johnston said both he and Perdue were in pursuit with their lights and sirens activated. The pursuit took them out of the Ojai area and onto Highway 33 in a southbound direction.

Johnston described the suspect vehicle as traveling "fast" and driving outside of the vehicle lanes, but not into oncoming traffic.

Johnston stated he was the secondary vehicle in the pursuit and was responsible for giving out vehicle direction and any additional information as it developed. Because of darkness Johnston could not see the suspect or give a physical description.

I told Johnston I understood that there was a second location where Sheriff's Deputies and the suspect exchanged gunfire. Johnston agreed with me and thought the second location was in the area of southbound 33 north of Stanley Avenue. I asked him
$\square$ NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED

## Narrative:

how he knew this and he told me that he noticed brake lights and the vehicles in front of him were slowing down. Johnston said at this point an additional Sheriff's vehicle was in front of him. Johnston identified the second vehicle as the K9 Unit with Sr. Deputy Guilin.

As he stopped his vehicle and began to step out of the vehicle he saw the suspect vehicle had began to leave the area. He thought he saw Deputy Perdue standing outside of his vehicle. I asked Johnston if he was aware of any gunfire at that location and he told me he was not aware of any gunfire.

I again asked Deputy Johnston how he felt at this location and he described himself as being scared, nervous but not as much in shock because he had time to process what was developing.

I asked Johnston where was the next area where they pursued the vehicle to and he described the area of southbound 101 south of Seaward Avenue. At this location he was the $3^{\text {rd }}$ Sheriff's vehicle at the location. In front of him was the K9 Unit with Sr. Deputy Guilin and in front of the K9 was the suspect unit. Deputy Perdue was to the right of Guilin/K9 unit.

At this location Deputy Johnston said as he was stopping his

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## Narrative：

vehicle he heard gunshots．Johnston thought he heard 5 or 6 gunshots．He saw that Deputy Guilin was firing his weapon and the suspect was firing at the direction of the Sheriff＇s vehicle． He then saw the suspect vehicle leave the area．The vehicle pursuit continued southbound on the 101 freeway and exit at the Vineyard Avenue off ramp．

As he and other Deputies pursued the suspect vehicle，dispatch told him via radio that the vehicle being pursued might be involved in a domestic／brandishing of a firearm that had occurred in the Oxnard area．

I asked Johnston at this time what he thought was the intent of the suspect as he continued to pursue him．Johnston answered， ＂Shoot me or my partner＂．I asked him why he thought this and he said，＂Because of him aiming a gun at us and pulling the－－ firing it at us＂．

Johnston told me that at some point after leaving the 101 Freeway／Seaward Avenue area shooting location，Sgt．Wareham had taken the position of＂primary＂and he was in the second vehicle position calling out the vehicle direction of travel．

I asked Johnston to describe the driving pattern of the suspect


## Narrative:

vehicle at this point in the pursuit. Johnston said the suspect was driving through red lights. Johnston said other vehicles stopped quickly, skidding and possibly causing vehicle wrecks. Johnston told me that he did not fire his weapon as he drove and was not aware of the suspect firing his weapon as he was driving.

Johnston told me that eventually the suspect vehicle came to a stop and he was not aware why this occurred. Johnston thought the suspect front left tire may have "blown".

At the final vehicle stop, he described seeing two Oxnard PD vehicles as well as Sgt. Wareham's vehicle. Johnston thought his vehicle was left of Wareham's and behind an Oxnard PD vehicle.

At this time, I showed Johnston 3 color photographs taken by Sheriff Field Evidence Technicians. The photos were numbered 1, 2 and 3. Johnston looked at photo 1 and identified his vehicle as being Sheriff unit "168". We drew a line to the unit and he initialed the photograph with his initials and identification number.

Once at the final vehicle stop he told me that he used his radio to give their vehicle location. Once stopped, he left his vehicle and drew his weapon and moved to the driver's door of an

- NARRATIVE © SUPPLEMENTAL

CASE CLOSED

## Narrative:

Oxnard PD vehicle. He was sharing the door with an Oxnard PD Officer and he heard several commands to the suspect to put his hands up. He heard other commands being directed at the public who began to get closer to the location of the shooting.

While at the Oxnard PD vehicle, he saw muzzle flashes coming from the direction of the suspect's vehicle. He could not see the suspect but saw the driver's door open. Johnston thought he saw 3 or 4 muzzle flashes before he fired 1 round at the direction of the suspect. Just after firing a round, he felt something hit him in the neck. He did not know what it was and ducked down to the right and inside the driver's area of the vehicle. He was checking himself to see if he had gotten shot. Once he realized he was not shot, he returned to his position and heard several commands to "Cease fire".

I asked Johnston how he felt as he returned to the position and he told me that he was scared. I saw Johnston begin to cry and lower his head. At this point it was obvious to others and me in the room, Johnston could not continue with the interview because of the emotion he was showing. A break was taken that lasted approximately 10 minutes.

Once back on the record, I asked Johnston how he felt when he


At the time of the cease-fire, he saw some sort of a body part coming from the driver's side door of the suspect vehicle. Johnston described the public as being curious to what had occurred and they were being directed to stay away from the area. Johnston saw a female come from what he described as an apartment. The female was using a cell phone and was upset and screaming and yelling. A second female came to the area as well and the two of them were near the suspect. Johnston said this all occurred before they could even approach the suspect. Johnston said he and other officers and deputies still had their weapons drawn. Johnston said many officers and deputies were yelling for the females to stop and stay away from the area. The females did not listen and continued towards the suspect. Johnston could not identify the females and was not aware who they were. Johnston thought the female with the phone was talking with the suspect in the vehicle but he was not sure.

Once the cease-fire occurred Johnston and others approached the suspect vehicle. He administered first aid to the suspect by applying direct pressure to the wound to his left arm. Johnston
$\square$ NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED

## Narrative:

said that Sgt. Wareham as well as Deputy Delpit assisted him. Before the suspect was taken in an ambulance, he patted the suspect down for weapons with negative results. I asked him about the suspect having a weapon. He was told that an Oxnard PD Officer had secured a weapon from the suspect's vehicle. At this point the interview was concluded.
$\star * *$ I reviewed the transcripts of Deputy Perdue and Johnston to the audio interviews and they were accurate.

# Ventura County Sheriff's Department Memorandum 

To: Major Crimes Date: October 25, 2011

From: Detective Brian Richmond

Subject: Chris Johnston

Re: $\quad 11-24252$

Date of Interview: October 25, 2011

Time of Interview: 0605 hrs

Case Catalyst Operator:

Legend: $\quad \mathrm{BR}=$ Brian Richmond
DH = Dan Hawes
CJ = Chris Johnston
RW = Rob Wexler

## (CHRIS JOHNSTON / PART ONE)

BR: I'm recording.
RW: Okay.
BR: Okay. Today's date is -- today's date is the 25th
of October, 2011 and it's approximately five after 6:00 a.m.
I'm Detective Brian Richmond with the sheriff's office.
I'm with Dan Hawes, Deputy Chris Johnston and attorney Rob Wexler, W-e-x-l-e-r.

Chris, you're a deputy sheriff with the sheriff's office.
How long you've been a deputy?
CJ: Approximately five and a half years.
BR: Okay. And how long -- and I -- and you're currently on patrol?

CJ: Yes.
BR: How long you been on patrol?
CJ: About ten months.
BR: Okay. And where are you currently assigned in patrol?

CJ: Ojai.
BR: The city of Ojai?
CJ: Yes.
BR: Okay. Today's the 25th, yesterday's the 24 th, that's the time you started your shift. What time did you start your shift?

CJ: 1800 hours.
BR: Okay. And you get off at 0600, a twelve-hour shift?
CJ: Yeah.

BR: Okay. You came to the police station, you dressed in uniform, put on a gun belt with a gun, correct?

CJ: Yes.
BR: Did you -- do you carry a backup weapon?
CJ: Yes.
BR: What kind of backup weapon?
CJ: It is a pistol, Bodyguard 3.
BR: Okay. And, okay. And your assigned duty weapon is a Sig Sauer 40-caliber?

CJ: Correct.
BR: Assigned by the sheriff's office?
CJ: Yes.
BR: Okay. You were assigned as a beat car in the city of Ojai in the city or in the unincorporated area?

CJ: City.
BR: Okay. When you went $10-8$ or in service, what was the first thing you did? Did you answer some patrol calls?

CJ: Yes.
BR: Okay. What type of calls for service?
CJ: First call was a check the well-being and then had a couple of traffic stops.

BR: Okay.
CJ: And then went dawn-A, a vehicle burglary report.
BR: Okay. At some point you had some sort of radio communication or a -- and mobile, it was a telephone conversation with a beat partner.

CJ: Yes.
BR: Deputy Perdue.

CJ: Yes.
BR: What was that about?
CJ: He called me and asked me, or told me that he wanted to put a stop on a vehicle and told me that the vehicle was subject to search.

BR: Okay.
CJ: Possibly subject to search.
BR: Okay. Did he say where he was and which way he was going?

CJ: He told me he was on Creek Road coming toward the city.

BR: Okay. Coming towards, we're going to use that as a natural north or a northeast direction?

## CJ: Yeah.

BR: Okay. At what point did you spot Deputy Perdue?
CJ: I saw Deputy Perdue going north on South Ventura Street.

BR: Okay. Is that -- is it -- did it drive by the police station, Ojai Police Station?

CJ: Yes.
BR: And at that point were you behind Deputy Perdue?
CJ: Yes.
BR: Did you know what car he was looking to affect a traffic stop on?

CJ: Yes.
BR: Could you describe that car? Do you know a license plate?

CJ: I did not know the license plate at that time. I
did not know really a description of the vehicle. There was just only one vehicle in front of him.

BR: Okay. All right. That -- through our notes here on when I -- the CAD system and the CLETS system, the vehicle was a -license number was $\square$. He affected a traffic stop; do you remember where?

CJ: On Ventura Street, South Ventura Street approaching Ojai Avenue.

BR: Okay. And what did you see happen?
CJ: Saw Deputy Perdue activate his lights, I saw his rear -- rearward facing lights flashing and then shortly after I saw his strobes.

BR: Okay. And did his car do anything movement wise that you remember?

CJ: Perdue's?
BR: Yes.
CJ: Not necessarily.
BR: Okay. Did you see him get out of the car?
CJ: No.
BR: Okay. Did you get out of the car?
CJ: No.
BR: Okay. What happened next?
CJ: We were still going forward, proceeding forward.
BR: Go ahead.
RW: (INAUDIBLE).
CJ: And the vehicle, we were approaching Ojai Avenue and the vehicle turned left onto Ojai Avenue, west on Ojai Avenue.

BR: Okay.

CJ: And we followed it.
BR: Okay. And then what happened?
CJ: Kept on going west and then got to about where Ojai Liquor is and I had my window rolled down, I heard what I believed to be gunshots. I looked over to my left, I saw a person drop to the floor, drop to the ground in front of Ojai Liquor and heard him scream out and at that point I yanked my vehicle to the right from behind Deputy Perdue's vehicle and that gave me a clear view of the suspect's vehicle and at that point I saw muzzle flash and a gun aimed at us.

BR: Okay. You saw a muzzle flash and you actually saw a gun?

CJ: Yes.
BR: Okay. And did you see the person that had the gun? Could you describe him to us?

CJ: I did not see the person. All I could see was -was an arm or something, which -- and it looked like what I could -- I guessed was a gun by the muzzle flash coming out of it.

BR: Okay. Did you hear anything?
CJ: Yes.
BR: What did you hear?
CJ: What I believed to be gunshots.
BR: How many?
CJ: At the initial time $I$ heard it, I want to say somewhere around two, maybe three and then when I yanked my vehicle over and actually saw the muzzle flash, I heard maybe, again two or three.

BR: Okay. And did you -- what did you do?

CJ: At that point I threw myself over the center console to take cover behind the engine block of the vehicle and grabbed my radio and at that point I believe, I don't know if we walked on each other or not but $I$ just, $I$ yelled over the radio, shots fired, shots fired probably two or three times.

BR: Okay. And how were you feeling at that point? What were your emotions?

CJ: Shocked, scared, kind of in disbelief. You know, pretty much, $I$ mean, at that point just going, oh crap.

BR: Did you fire your weapon?
CJ: No. When I was going to stop my vehicle, that's when I noticed the suspect vehicle take off so at that point, I mean, I had my hand on my gun but I was -- wasn't able to get it out.
$B R$ : Out of the holster?
CJ: Out of the holster.
BR: Okay. Did you know if Deputy Perdue fired his weapon?

CJ: I don't know if he did or not.
BR: Okay. And you said the vehicle took off.
CJ: Yes.
BR: Slow, casual, how -- describe how it took off.
CJ: Definitely not slow. Wasn't, what I could tell, wasn't like a burnout. I couldn't tell you if the suspect vehicle was completely stopped or not. But he -- he sped off like he -- he wasn't -- wasn't trying to stick around.

BR: Could you describe him?
CJ: The driver, no.

BR: Or her?
CJ: The driver, no.
BR: Okay. When it drove off, were you in pursuit?
CJ: Yes.
BR: Would that be lights and sirens?
CJ: Lights and sirens.
BR : And yours were on, lights and siren?
CJ: Yes.
BR: Were his, was Deputy Perdue's lights and siren on?
CJ: Yes.
BR: Okay. And you continued west through the city of
Ojai, past the "Y"?
CJ: Yes.
BR: What -- which we'd call if you go northwest, you go up into 33 into the backcountry or you veer to the left and you continue downhill towards the city of Ventura or the beach, correct?

CJ: Yes.
BR: In that direction?
CJ: Yes.
BR: And how was the driving pattern of the suspect at that time?

CJ: He had picked up speed. He was kind of all over the road.

BR: Uh-huh.
CJ: He wasn't necessarily staying in his lane but he wasn't driving in opposing traffic or anything at that point or --

BR: What was -- what was your role this -- at this
point?
CJ: At this point I took over secondary as far as Perdue was primary staying behind the -- the suspect and I started putting out radio traffic.

BR: Okay. And at times could you see the vehicle?
CJ: Yes.
BR: At times can you see the driver the vehicle?
CJ: I could not see the driver of the vehicle because it was dark.

BR: Okay. Dark 'cause it -- nightfall?
CJ: Nighttime.
BR: Okay. And as you were traveling, did you see anybody else in the car?

CJ: No, I couldn't tell --
BR: Okay.
CJ: -- if there was anybody else in the car or not.
BR: At some point was there another exchange of fire or did the vehicle stop at some point?

CJ: Yes.
BR: Can you tell us where that occurred?
CJ: The first spot that I -- that the vehicle stopped was -- or came near to a stop was southbound 33 approaching Stanley.

BR: Okay.
CJ: Just north of Stanley.
BR: And -- and how do you know that?
CJ: Saw brake lights, vehicle started slowing down. Two vehicles in front of me, the two patrol cars in front of me slowed
down. I slowed down. I literally, I dropped the car into park, I came to a stop, got the car into park, had my door open, my left leg out, Deputy Perdue looked like he was actually outside of his vehicle and then -- then $I$ saw the car take off again.

BR: Okay. Was there -- was there anything that
signified where you were, that you remember or recognize? Any landmarks?

CJ: I just -- I'm familiar with the roadway from driving

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it --
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BR: Okay.
CJ: -- very often.
BR: Okay.
CJ: Patrolling the area.
BR: Okay.
CJ: But I mean, we were southbound 33, north of Stanley.
BR: Okay.
CJ: But --
BR: Was there any activity at that location?
RW: Beyond the stopping?
BR: Yes.
Beyond the stopping and Deputy Perdue is slowly --
CJ: Yes.
BR: -- getting out? I mean, was there any --
CJ: All I --
BR: -- yell --
CJ: All I remember was he was out of the vehicle, I was paying attention to putting the radio traffic out.

BR: He, being Deputy Perdue?

CJ: Getting my car into park. Right.
BR: Okay.
CJ: Getting may car into park and putting out the radio traffic as far as our location and getting my door open and going -- drawing my weapon and at that point that's when $I$ saw the vehicle take off.

BR: Okay.
RW: Suspect vehicle?
CJ: The suspect vehicle.
BR: Okay.
CJ: So I got back in my car and was taking off and I closed my door and it didn't close all the way so I was trying to --

BR: Okay.
CJ: -- get it to close.
BR: You mentioned that there was a third vehicle.
CJ: Yes.
BR: Who's that?
CJ: At that point I wasn't positive but I believed it was the David King unit, which was Guilin, Senior Deputy Guilin.

BR: Was there any gunfire at the Shell or at the Stanley
Avenue area as far --
CJ: I don't know.
BR: You don't know?
CJ: I don't know.
BR: Okay.
RW: Is there any that you're aware of?
CJ: None that I'm aware of.

RW: Okay.
BR: You then continued southbound on 33 towards the city of Ventura, correct?

CJ: Yes.
BR: Was -- what was the actions of the suspect vehicle at that -- let me back up. When you were almost stopped in this area of Stanley, how were you feeling and what were your emotions then?

CJ: Still frightened, nervous. Not as much in shock as I was before. Had a little bit more time to process what was going on. I guess that's about the only way to really describe it. BR: What was your call sign?

CJ: 1A21.
BR: Okay. After you left the Stanley area or slowed down and continued, did you slow down or stop at another location? CJ: Yes.

BR: Where was that?
CJ: It's just south on the southbound 101, just south of the Seward exit between the bridge and the actual exit.

BR: Okay.
CJ: There's a north -- there's a southbound exit and there's a north -- there's a -- an on-ramp that goes south at that same location and we were about in between the on-ramp, off-ramp -BR: Okay. CJ: -- and the bridge. BR: And what vehicle position were you? CJ: At that point $I$ was the third vehicle. BR: And you're only including the three sheriff's
vehicle?
CJ: Correct.
BR: You're -- so you're the third car? There's a car in front of you.

CJ: Right.
BR: Do you know who that car was?
CJ: The car in front of me was Guilin.
BR: Okay.
CJ: Well, there were two car -- there are two sheriff cars in front of me but directly in front of me was Guilin.

BR: Okay. And then the one in front of him?
CJ: The one in front of him was the suspect.
BR: Okay. Were they in line or were they in some sort of formation that you would call it?

CJ: It's kind of a formation.
BR: What type, what do we call that?
CJ: Say a high-risk stop (INAUDIBLE) formation.
BR: Okay. And --
RW: I'm sorry.
BR: Well --
RW: You said there was you, there was Deputy Guilin and the suspect vehicle. Where's Deputy Perdue at this time?

CJ: His vehicle was positioned to the right of Guilin's.
BR: Okay.
RW: Okay. So he's there with you guys --
CJ: Correct.
RW: -- at this location?
CJ: He was -- he was in front of me but to the right of

Guilin and I was directly behind Guilin.
BR: Okay. All right. Did you ever get out of your car?
CJ: I was about, again, about halfway out.
BR: And what stopped you from getting out?
CJ: The suspect, suspect vehicle started driving away.
BR: Okay. When you stopping and getting out of your car, did you hear anything?

CJ: Yes.
BR: What did you hear?
CJ: Gunshots.
BR: How many?
CJ: I'd be guessing but $I$ know there was probably at
least five or six rounds.
BR: Okay.
CJ: Somewhere in that neighborhood.
BR: Can you just -- who was firing them?
CJ: I could see Deputy Guilin firing rounds but I could also see, again muzzle flash coming back our direction.

BR: From the suspect vehicle?
CJ: From the suspect.
BR: Okay. And did you see Deputy Perdue doing anything?
CJ: He was not really in my line of sight at that moment so $I$ couldn't really see exactly what he was doing.

BR: Did you fire your weapon?
CJ: No.
BR: Okay. And there was a -- a volley of rounds between the suspect and -- and the sheriff's deputies?

CJ: Yes.

BR: Okay. Did -- then they -- the suspect left?
CJ: Yes.
BR: Okay. Did the -- before he left, did you hear him or her say anything?

CJ: The suspect?
BR: Yes.
CJ: I didn't hear him saying anything.
BR: Did you hear the deputies in front of you saying anything?

CJ: No.
BR: Okay. They continued, everybody continued south on 101. Eventually they got off the freeway, I understand --

CJ: Yes.
BR: -- in the area of Vineyard; is that correct?
CJ: Yes.
BR: And were you still calling out the pursuit?
CJ: Yes.
BR: Okay. And did you hear any other sort of radio traffic linking the suspect vehicle to any sort of other incident other than what you started with in Ojai?

CJ: Yes.
BR: What was that?
CJ: Dispatch had advised us that the vehicle description -- well, let me back up. Before we hit Oak View I had gotten on the radio. Before we hit Oak View I had heard dispatch advise us that -- no, correction.

BR: It's all right.
CJ: Before we got to Oak View I recall getting on the
radio and asking dispatch if they were aware or telling them that the RO's address was Oxnard, believing that that might be the direction that he was heading to. And then shortly thereafter sometime I want to say we were in the area of Oak View, that's when dispatch notified us and said -- advised us that Station 3 told us that that vehicle was involved or the RO or somebody, somehow the vehicle was involved in a -- a domestic brandishing with a firearm involved.

BR: Okay. Station 3 being what city?
CJ: Oxnard PD.
BR: Oxnard PD. Okay. And up to this point do you what the intent was of the suspect?

CJ: Up to this point was to -- to shoot me.
BR: Okay.
CJ: Or my partner.
BR: Okay. Because of what?
CJ: Because of him aiming a gun at us and pulling the -firing it at us.

BR: Okay. You then continued in Oxnard. Did you ever see any other agencies involved?

RW: Oh well, before you get there.
BR: Okay.
RW: When you guys leave the location southbound 101 by Seaward, does anybody else take over as the primary from that point forward?

CJ: At that point $I$ believed it was $3 S 50$, which is -- I wasn't positive immediately. I just knew that $I$ was behind another sheriff's unit.

BR: So now you have three sheriff's unit and then you?
RW: Now --
BR: So would you be the fourth?
CJ: No, not at that point.
BR: Okay.
CJ: It was -- we were at -- when we were at Seaward --
BR: Uh-huh.
CJ: -- Guilin was still outside of his vehicle. When
I -- when he started drive -- when the suspect started driving away, so I got back in my car and started to go and at that point another sheriff's unit passed me on my left and I had Guilin to my right and I didn't want to continue going forward 'cause Guilin was still shooting so I didn't want to jump in front of him --

BR: Sure.
CJ: -- as he was firing. So at that point Guilin was still in his vehicle, just getting back into his vehicle as I was already in my mine going, moving forward and then at that point that was when another sheriff's unit got in front of me, which I thought was 3S50. I wasn't positive.

RW: And who -- who would -- who would 3S50 be?
CJ: Wareham.
RW: So Wareham was -- was the number one primary?
CJ: At that point Wareham became number one primary, I was secondary and then our -- the third unit was a good distance behind us.

BR: Okay. You continued down the freeway, exiting
Vineyard; is that correct?
CJ: Yes.

BR: And then going to the city of Oxnard?
CJ: Correct.
BR: Okay. And eventually did you drive around the area in Oxnard following and pursuing the suspect in the suspect vehicle?

CJ: Yes.
BR: And how was his driving pattern at that time?
CJ: He was driving fast, blowing through red lights, got into a couple of near -- near collisions.

BR: Did it make the other cars do anything differently or abnormal?

CJ: Absolutely. Caused other cars to slam on their brakes, skid, possibly caused other wrecks. I'm not positive. I'm not sure.

BR: Could you approximate your speed?
CJ: It varied. Literally from zero to a hundred miles an hour.

BR: Okay. At some point was there any fire while the -gunfire while moving that you were aware of?

CJ: Not that I'm aware of.
BR: Did you ever fire your gun while you were moving?
CJ: No.
BR: Okay. Eventually the vehicle came to a stop. Do you know why it came to a stop?

CJ: I don't know why exactly.
BR: Okay.
CJ: I just -- I put out over the radio that -- that the suspect's left front tire might possibly be blown and then when

Wareham put out the same radio traffic that he believed it might be blown, suspect made a U-turn going back north on Victoria was when I saw the wheel was completely gone, he was on the rim only. So I -- so I saw that so I kind of assumed that that might be the reason why he came to a stop.

BR: Uh-huh.
CJ: I'm not sure.
BR: And when it came to a stop, where were you, vehicle position or where were you?

CJ: There were, at that point there were two Oxnard PD officers in front of me with as long as -- as well as Wareham. Basically again kind of a high-risk formation. My vehicle was to the left of Wareham's, behind an Oxnard PD unit.

BR: Okay. Real quick, you said you were working a city car in the -- out of Ojai.

CJ: Yes.
BR: Need to clarify a couple quick things. City car, what has -- it's black and white but what does it say on the driver's door and the passenger door?

CJ: It says O- -- City of Ojai Police.
BR: Okay. And if you were in an unincorporated area out of Ojai, what would be written on the doors in the black-and-white unit?

CJ: Sheriff.
BR: Okay. So you were in a police vehicle?
CJ: Correct.
BR: Okay. In uniform?
CJ: Correct.

BR: Okay. I'm going to show you a photo labeled Number 1 and this was an aerial photograph taken of police vehicles with the suspect vehicle. Could you look at that and if you can, identify your vehicle and where you are.

CJ: Okay. Looks like Unit Number 168. Correct.
BR: Okay. Could you circle that, put it on the desk and just circle it. Circle this here. This will work, we're going to do this. And could you put your initials and your ID number there, please.

When it came -- when your vehicle came to a stop, what did you do next?

CJ: I put out over the radio of our stopping location, that the suspect had yielded at -- at that -- at that moment as soon as we came to a stop. As soon as I realized the suspect's vehicle had stopped.

BR: What did you do after you did that?
CJ: I got out of my vehicle and drew my weapon and approached the driver's side of the Oxnard PD vehicle that was ahead of me.

BR: You ran up to the driver's side?
CJ: Yes.
BR: Okay. And was it occupied also?
CJ: The Oxnard PD vehicle, yes. Well, there was -there wasn't somebody in the driver's seat but the Oxnard PD officer that was in that car, he had opened up his door and he had gotten out of his vehicle so he was basically standing behind his door.

BR: Okay.

CJ: And then there was another Oxnard police officer that was to his left.

BR: Did you hear anything going on at that point?
CJ: At that point I had heard commands from my right where there were other numerous officers telling someone to get their hands up and then I also heard some commands being yelled at the public 'cause the people were gathering around the -- the area telling people to get out of the way, get out of the way. But I heard somebody start making commands. I couldn't tell if it was over the PA or not but it was pretty loud and clear that somebody was telling the suspect raise your hands, put your hands up, let us see your hands, put your hands up.

BR: Did the suspect, did you hear any gunfire from the suspect?

CJ: Right as soon as I got to the car --
BR: The car being Oxnard?
CJ: -- I could hear somebody yell like yelling, right, the Oxnard PD car, as soon as I got to the car, I aimed my -- my duty weapon. I aimed my duty weapon at the -- the suspect's vehicle and I heard gunshots and I could see muzzle flash coming from the vehicle back toward our direction.

BR: Coming back from the suspect vehicle?
CJ: Correct. I couldn't see the suspect himself. He was inside of his car, he didn't get out. His driver's side door had opened, but he did not get out of the vehicle but I saw muzzle flash coming at our direction.

BR: Do you know how -- do you remember how many?
CJ: I don't recall. I want to say that it was at least
three, maybe two or three before I fired one round.
BR: Okay.
CJ: (INAUDIBLE).
BR: And you fired your one round at, where?
CJ: Toward the suspect.
BR: Okay. And one round only from your service revolver?

CJ: Correct.
RW: Is there a particular reason why you only fired one round?

CJ: I fired the one round and as soon as I fired the one round, I felt something hit me on my -- somewhere like around my left like neck, shoulder area. I didn't -- I had no idea what it was but it hit me pretty hard so I -- there -- since there was nobody in the Oxnard police vehicle, I ducked down to the right inside the driver's side to get cover behind the engine block area inside, behind the steering wheel and to make sure that $I$ hadn't gotten shot.

RW: Was that your initial thought that you'd been hit with rounds fired by the suspect?

CJ: Yes.
RW: By the suspect?
CJ: That was my initial thought, was I -- I had been hit.

BR: Okay.
CJ: So --
BR: Are you right or left-handed?
CJ: Right-handed.

BR: So you're firing from your right hand?
CJ: Correct.
BR: Okay. And you were -- you felt it on your left side?

CJ: Correct.
BR: Do you know what it is as we sit here today?
CJ: I can only assume what it -- what it might have been.

BR: What was it? What do you think it was?
CJ: I -- I believe it might have been a shell casing from another officer's either rifle or something.

BR: And then at some point you came out of this police vehicle.

CJ: Correct.
BR: Why did you do that?
CJ: Because I realized that I was okay so I got back out of the vehicle and took up another position, aiming and as $I$ did that, I heard -- could hear commands coming from, again from my right. Somebody yelling cease fire, cease fire, cease fire at least -- at least two or three times that I could -- could hear.

BR: When you came back out the second time of the police vehicle, the Oxnard police vehicle and took up a position, still behind what I believe is to be the doorjamb?

CJ: Yes.
BR: Okay. How were you feeling then? What were your emotions?

CJ: Scared.
BR: Uh-huh. Take a minute.

RW: Want to take a break for a minute?
BR: He's going to get some Kleenex for you, Chris.
RW: Why don't we go off tape for a minute.
BR: Okay.
RW: (INAUDIBLE).
BR: Let's break. Let's break right there.
(PART TWO)

BR: Okay. I am.
RW: Here you go, Brian. I'm sorry. All right. Let's go.

BR: Okay. We're back on the record. It's now twenty to 7:00. We were talking with Deputy Johnston during an officer-involved shooting in which he has been shot at and had returned fire and had become quite emotional and needed to take a break.

You feel you can continue?
CJ: Yes.
BR: Okay. And once again, let the emotions flow 'cause it's human nature and it needs to be personalized. I had asked you how you felt the second time when you're taking it -- when you had returned from inside of the Oxnard PD vehicle to position of cover behind the doorjamb. You were back -- how did you feel at that point if you could answer that.

CJ: All I could think about was my kids and that I needed to go home for them.

BR: And you also heard cease fire, cease fire, cease
fire to the right of you?
CJ: Yes.
BR: Okay. Was there a ceasefire?
CJ: Yes.
BR: Okay. And did you ever see the suspect at this point?

CJ: Yes.
BR: Where did you see him?
CJ: From my position, kind of to the left of his vehicle. His door was open and I could see some sort of a body part, something kind of hanging from the vehicle.

BR: Uh-huh.
CJ: Initially I thought it might have been a leg or like a -- like a sweat pant or something with a sock or something. That's -- that's all I could see.

BR: Did you call for an ambulance or for aid for the suspect?

CJ: I did not, not at that point, no.
BR: Did you at some point?
CJ: There was a -- at some point later on once the suspect was handcuffed and on the ground, yes.

BR: You did? You actually called? Or --
CJ: Somebody had mentioned to me about applying first aid or doing something about first aid so there was comments made about I -- I had asked where the medics 'cause I heard over the radio before that time immediately once handcuffs were placed on him, that $I$ could hear Station 1 asking for clearance for medical. Some short amount of time elapsed.

BR: Okay.
CJ: I had asked if -- if paramedics were coming, if medics were coming and then somebody, I think, I want to say it was Wareham started yelling at somebody to get a -- get a first aid kit to him.

BR: Okay. So to me, meaning Sergeant Wareham was at -at the suspect.

CJ: Yeah, Sergeant Wareham.
BR: Okay. Prior to that you mentioned something that sheriff's dispatch asked the question is it clear for fire and ambulance to come in or something --

CJ: Right.
BR: -- to that effect.
CJ: Right.
BR: What does that mean to you, that they were coming from the their fire station or were they already on scene staged?

CJ: Well --
BR: What does that mean to you?
CJ: -- my experience means that -- that means they're staged.

BR: And staged means nearby?
CJ: Nearby.
BR: In a safe place.
CJ: Outside of our area in a safe place.
BR: Okay.
CJ: Correct.
BR: And, okay. And shortly thereafter they arrived?
CJ: Yeah.

BR: And would that be less than five minutes?
CJ: Probably so.
BR: Okay, okay. Did you actually apply any first aid?
CJ: We attempted to. I didn't myself. All I could do was apply pressure on a couple of what looked like to be wounds on his left arm.

BR: Okay. And were there --
CJ: And we were using his sweatshirt.
BR: Was there more than one or two of you there?
CJ: Yeah.
BR: Doing that?
CJ: Yeah.
BR: Could you identify who those people were? You?
CJ: Myself, Wareham and Deputy Delpit.
BR: Deputy Delpit was on scene?
CJ: Correct.
BR: Okay. All right.
DH: Any other Oxnard officers that were on scene go up and assisting to you with first aid or anything like that or -CJ: No.

DH: Okay.
BR: Okay. Was there -- what was the area and you mentioned something people were yelling, you were yell -- you and other officers, sheriff's deputies and police officers yelling for people to stay back. Once you felt comfortable to approach, what was the mood like around the area?

RW: What do you mean by "the mood"? Whose mood?
BR: Did -- the mood of -- the mood of the people around,
outside the law enforcement community. If you can answer that.
CJ: Only thing I can -- the only way I can describe it as curiosity.

BR: Okay.
CJ: They just -- they -- there was tons of people outside, we had circled the area a couple of times. And -- and there were -- there was people out around, watching.

RW: Do you recall any individual in particular exit the -- the area of the apartment buildings and approach the suspect vehicle?

CJ: Yes.
RW: Could you describe that?
CJ: There was a female that literally, like she came out of nowhere from the apartment there, from the direction of the apartments and was standing right there at the vehicle. She had a phone in her hand and she was screaming and yelling, looking in our direction and screaming and yelling, looking at the suspect's -suspect. And then she approached the -- the driver's side of the vehicle and then to -- immediately after that, a second female comes from the apartment area to the rear, around the rear of the car toward the driver's side door and --

BR: Okay.
RW: Be -- to place it in context, at this point in time, where are we in the incident? What are the deputies doing? Have you guys secured the scene at this point or not?

CJ: At that point we had not secured the scene. I heard a request for a canine several times.

RW: Back up, are --

CJ: And --
RW: Are deputies and officers still have their guns
drawn?
CJ: Yes.
RW: Are they pointed at the suspect vehicle?
CJ: Yes.
RW: Has the shooting just occurred?
CJ: Yes.
RW: And in the midst of all this, this female exits and walks literally in front of the officers and deputies into the area where their guns are pointed?

CJ: Yes.
BR: Were the deputies yelling anything or the police officers yelling anything?

CJ: Immediately yelled at the -- the women to get out of there.

BR: Okay. And when you say coming from the apartment building, if the suspect vehicle's in front of you, would it be to your right?

CJ: Yes.
BR: Okay. To your right --
CJ: Yes.
BR: -- and slightly behind? Or just something --
somewhere to the right?
CJ: Right pretty much, yeah. To the right.
BR: Okay.
CJ: In front of me.
BR: Okay. Do you -- did they ever say who that person
was, those women say who that person was?
CJ: They were yelling and screaming but I couldn't -- I didn't hear what the relationship was.

BR: Did they say who they were?
CJ: I don't know.
BR: Okay. Okay.
RW: Overall though, how would you describe the demeanor of those two women? Were they calm, were they other than calm, how would you describe it?

CJ: The one, the first one seemed frantic. She had a phone in her hand so I immediately assumed that she was possibly on the phone with the suspect at the time or during the shooting or something by the way she had the phone in her hand and she ran, basically came out. She looked frantic, yelling at us, yelling at -- or looking at him. And then the second female, all I saw was, I saw her from behind and that was it so I didn't -- I didn't see her face, her facial expressions at all.

BR: Okay. And at some point the suspect was taken in an ambulance and left the scene and you -- you remained at the scene?

CJ: Yes.
BR: Okay.
RW: Just backing up, before the suspect is carted off by the medics, do you -- do you have any physical interaction with the suspect other than applying the first aid as you described? I mean, do you do anything to his -- his body at all?

CJ: I was directed to pat him down for weapons so I conducted an initial pat-down to make sure that he didn't have any other weapons on him or nearby.

BR: And what was the outcome of that pat-down and search?

CJ: I did not discover any additional weapons.
BR: Did you ever see a weapon?
CJ: No.
BR: Throughout the whole event you never saw one, but you saw a muzzle flash?

CJ: Correct.
BR: Okay. That's two questions, sorry. Let's back up. The first question is, did you ever see a physical weapon -CJ: No.

BR: -- in the suspect's hand?
CJ: No.
BR: You only saw muzzle flashes coming from the direction of the driver's side door being opened and coming into your direction?

CJ: Yes.
RW: Well at the scene of this incident, did you ever come to learn what if anything happened to the suspect's weapon?

CJ: I had -- 'cause there was two separate agencies there, I had addressed somebody with our agency and asked where's the gun? And we looked and I believe it was Wareham pointed at the seat and then a -- and another deputy on our department, I don't know, $I$ don't know his name, $I$ can't think of his name off -offhand, I don't know him personally, but he shined his flashlight on the seat of the -- the front driver's side seat of the car and he said the gun was right there. And at that point just maybe ten seconds later, if that, we were told by an Oxnard police officer
that the gun had been retrieved by Oxnard PD and that one of their officers had secured the weapon.

BR: Okay.
DH: Your unit equipped with a shotgun?
CJ: Yes.
DH: Was it ever deployed?
CJ: No.
DH: Okay.
BR: Less lethal?
CJ: Yes.
BR: And you -- was it -- you had a less lethal in your car?

CJ: Yes.
BR: Was it deployed?
CJ: No.
BR: And it was stored in the --
CJ: Trunk.
BR: Okay. Did you ever fire your backup?
CJ: No.
RW: We're all good.
$B R$ : Want to do real -- one quick check?
DH: Yeah.
BR: Before we take a break?
DH: Here.
BR: Okay. We are done with the interview with Chris Johnston and it's now ten to 7:00 on the 25 th of October, 2011.

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Narrative:

# Sr. Deputy Guilin Public Safety Statement 10/25/11 

## BACKGROUND:

On the evening of $10 / 24 / 11$, Deputies in Ojai conducted a traffic stop on a vehicle driven by suspect Augustine Medina. Medina fired a handgun at deputies during the stop. He then fled in his vehicle and the deputies pursued him. Medina stopped on the freeway in Ventura and engaged the pursuing deputies in a gunfire exchange. He then continued into Oxnard where he fired his weapon in a residential neighborhood while the deputies pursued him. The pursuit eventually terminated in Oxnard when Medina again engaged the officers in a gun battle, this time he was injured and taken into custody. For full details, refer to the follow-up reports.

I initially responded to the scene of the pursuit's termination in Oxnard. While there, Sgt. Hester directed Detective Brantley and I to go to the Sheriff's Headquarters station and obtain an Public Safety Statement from the officers who were involved in the shooting. Because Medina fled the scene and deputies pursued him after the Ojai and Ventura shootings, there was some confusion over where these locations actually took place. Out of concerns for public safety, Sgt. Hester wanted us to ask the deputies the specifics of where the shootings occurred, how many rounds they fired, and what direction they fired them in.

## CONTACT:

On 10/25/11, at about 0035 hours, Detective Brantley, Detective Reyes, and I contacted Sr. Dep. Guilin at the Sheriff's Headquarters Station. Guilin was accompanied by his attorney, Robert Wexler. The following is a summary of what Sr . Deputy Guilin told us, for full verbatim details, refer to the digital recording of the statement.

Guilin confirmed that in the area of 101 freeway and Seaward Avenue, he used his . 40 caliber duty weapon. He estimated that he fired six to eight rounds at the suspect. He estimated that the suspect fired at least two rounds at him. Guilin thought he was in the number two or three lane, and the suspect was in three or four lane. Guilin thought the bullets he fired would have traveled southbound, parallel to the freeway, and the suspect's bullets would have traveled northbound, parallel to the freeway.

Guilin confirmed that he also engaged the suspect at the pursuit termination location, near Victoria Avenue and Hemlock Street (Oxnard). Guilin estimated that he fired four or five rounds from a shotgun at the suspect at this location.

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For further details, refer to digital recording.
End of Report

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Narrative:

## Background

On 10/24/2011, at about 2130 hours, Sergeant Hester told me to respond to Oxnard reference a vehicle pursuit that was in progress. I was told the suspect being pursued had fired shots at deputies in Ojai and Ventura. The suspect vehicle was currently being pursued in the city of Oxnard. I began responding to Oxnard in my unmarked Sheriff's unit. I entered the Oxnard area and heard via my unit radio that the pursuit had just terminated on Victoria Avenue south of Hemlock Street in Oxnard. I arrived at the scene and met with Sergeant Hester.

We determined the suspect was Augustine Medina $\square$ and he was driving a green four door 1993 Oldsmobile License Plate \# Five Ventura County Sheriff's Deputies fired weapons during this incident. Additionally four Oxnard Police Officers fired weapons during this incident. We determined Medina fired gunshots at Deputy Eric Purdue during an attempted traffic stop in Ojai. Deputy Chris Johnston was assisting Purdue with the traffic stop at the time Medina fired shots.

A pursuit ensued and traveled south on Highway 33. The pursuit traversed onto Highway 101 and continued south approaching the Seaward Avenue exit. Senior Deputy Greg Guilin was the primary unit when Medina stopped on the southbound side of Highway 101 near Seaward Avenue and began firing gunshots at him. Deputies Purdue and Johnston stopped to assist with the traffic stop. Sergeant Wareham was also stopping to assist with the traffic stop. Guilin's unit was hit with several gunshots, two of which broke and shattered the front windshield. Guilin and Purdue returned gunfire towards Medina and his vehicle. Medina again fled in his vehicle and the pursuit continued south on Highway 101. The pursuit exited on Vineyard Avenue and continued throughout Oxnard. Medina fired a gunshot in the area of 205 Roderick Avenue in Oxnard.

The pursuit terminated on Victoria Avenue south of Hemlock Street in Oxnard. At this point Medina continued firing gunshots at deputies and Oxnard Police officers whom had joined the pursuit.
Wareham, Purdue, Johnston, and Deputy Carlos Cendejas all fired shots at Medina using their issued handguns. Guilin fired several shotgun slug rounds at Medina. Additionally four Oxnard Police Officers fired at Medina at the termination point of the pursuit. I was directed to respond to the Ventura County Sheriff's Headquarters Station to conduct interviews with the deputies involved in the shooting.

## Interview with Senior Deputy Greq Guilin

The following interview was digitally recorded and retained as evidence. Refer to the digital recording for exact statements. Present for this interview was Senior Deputy Greg Guilin, Attorney Rob Wexler, Detective Greg Sharp, and myself. This interview took place at the Ventura County Sheriff's Headquarters Station on 10/25/11, at about 0710 hours. Guilin is assigned to patrol at the Headquarters station and he is a canine handler (3DK).

On 10/24/11, Guilin started his patrol shift at 1000 hours. He went into the Headquarters station at 1900

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| Narrative: <br> hours to attend the evening briefing. After the 1900 hours briefing Guilin went back out to the streets. He was in the west Ventura area when he heard a deputy broadcast something with an excited voice. He did not hear what was broadcasted. Dispatch asked the deputy to repeat his broadcast. Guilin hear the deputy advise "shots fired". Guilin determined the deputy who advised shots were fired was from Ojai. He began heading towards Highway 33. Guilin verified via dispatch that a suspect fired shots at deputies. |  |  |  |

Guilin heard the pursuit was continuing southbound on Highway 33. He pulled into the center median on Highway 33 near Casitas Springs and waited for the pursuit. Guilin waited in the center median for less than a minute before the pursuit passed him. He entered the rear of pursuit near Casitas Vista and continued on Highway 33 southbound. Guilin remembered hearing earlier during his shift via his scanner that Oxnard Police responded to a domestic disturbance on Roderick Street in Oxnard. When Guilin entered the pursuit he heard dispatch mention something about Roderick Avenue and figured the pursuit was related. Guilin advised the units in the pursuit he was going to take over as the primary unit because he had the canine. Guilin estimated the speeds to be 80 to 100 miles per hour as they continued Highway 33 southbound. He had his unit lights and siren activated.

Guilin was the second or third unit as the pursuit reached the area of Highway 33 southbound at Stanley Avenue. Guilin said the suspect vehicle was suddenly "jumping on the brakes". He said the suspect did not stop. As the pursuit passed Stanley Avenue Guilin noticed a Ventura Police unit at the southbound on ramp. Guilin became the primary unit on Highway 33 prior to Highway 101 southbound transition. Once on Highway 101 southbound, Guilin said he was giving the suspect more distance than he normally would given the fact the suspect had already fired shots at deputies and "brake checked" them at Stanley Avenue. Guilin said on Highway 101 near Seaward Avenue the suspect began braking. He recalled seeing the vacant building that used to be the "Hungry Hunter" restaurant to his right. The suspect came to a stop and Guilin stopped his unit. As Guilin was sitting in the driver's seat, attempting to exit his unit, he looked up and saw a silouhette of the suspect and then saw a muzzle flash. Guilin heard at least two shots and felt his unit get hit twice. He saw his front windshield break and glass falling all over the front of his unit. Guilin commented at this point during the interview that he still had some glass in his hair. He said at this point in the pursuit he thought the suspect was going to kill him. Guilin could not see the suspects handgun, but he did see the muzzle flash.

Guilin ducked down enough so he could get his door opened. He exited his unit and returned fire from his handgun. Guilin estimated a distance of "100 feet or better" between the suspect and him during the gunfire exchange. Guilin described being tucked into the driver's side door frame with his door opened at the time he returned gunfire. He described the shooting lasting a couple of seconds. Guilin knew somebody from behind him also fired there weapon. Guilin estimated firing eight rounds and he estimated other deputies had fired 6-7 rounds at that time. The suspect got back into his vehicle and drove off.

Guilin removed his magazine from his handgun and placed it in the passenger compartment area. He reloaded his handgun with a fresh magazine. When he got back into the pursuit he was the third unit.

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| Narrative: <br> The pursuit continued southbound on Highway 101 and exited at Vineyard Avenue in Oxnard. Guilin said they headed south on Vineyard Avenue. He remembered being on Patterson Road and Doris Avenue. He remembered hearing someone broadcast that the suspect may be heading back to Roderick Avenue. Guilin thought the suspect may be heading back to Roderick Avenue to end it there. He figured the suspect was going to shoot it out with the deputies or try and kill whoever was at the residence like a girlfriend or a wife. Guilin thought it could be the person the suspect had the domestic disturbance with. Guilin said they ended up in the area of Roderick Avenue and remembered going down Robert Avenue. He then described traveling down an alley that was between Robert Avenue and Roderick Avenue. Guilin said Sergeant Wareham was the primary unit. He heard Wareham broadcast that the suspect fired another shot. Guilin said he knew the suspect was "serious" and he still had ammunition and he was still firing a weapon. |  |  |  |

The suspect continued fleeing and traveled through the alley and onto " A " Street. Guilin realized at this time his unit was losing power. His unit was not responding when he was pressing on the accelerator. He noticed the gauges were reading hot and his unit was overheating. Guilin said his windows were fogging up and he had to roll the windows down in order to see. Guilin said as the pursuit continued his unit slowly began to die. The pursuit turned onto Wooley Road and traveled west. Guilin picked a well lighted area and stopped his unit. He locked his unit with his canine inside it. He flagged down the next Sheriff's unit coming by which was Deputy Portillo (3A23) from the Ojai Station and got into his unit. Guilin said he could only see one suspect in the vehicle being pursued.

Guilin said two Oxnard Police units became involved in the pursuit and may have even been the primary units at this point. He described driving on Wooley Road and ending up in the Port Hueneme area. Guilin described traveling on Channel Islands Boulevard and north on Victoria Avenue and on Hemlock Street. Guilin described making a complete circle in this area and heard radio traffic that one of the tires on the suspect vehicle was "blown". Guilin figured the suspect knew this area because he was circling the area and felt the pursuit was coming to an end. He thought the suspect vehicle was going to become disabled or the suspect was going to get out of his vehicle and flee on foot.

Guilin told us once he got into Portillo's unit he removed the shotgun from the carrier. He chambered a round and loaded another slug. The pursuit terminated and Guilin exited Portillo's unit from the front passenger side with the shotgun. He estimated being about four units behind the primary units at the end of the pursuit. Guilin ran up to the two front units involved in the pursuit. Guilin saw the suspect moving around in the driver's seat and he opened fire.

I showed Guilin a photograph labeled \#1. In photograph \#1, Guilin showed me his position he was standing at the time he fired the shotgun at the suspect. Guilin pointed to the passenger door area just in front of the spot light of the Oxnard Police unit which was referred to as unit \#2. Guilin placed a red X on the photograph to indicate where he was standing. He estimated he was about forty to fifty feet from the suspect as he was standing in this position. He signed his name on the photograph and placed his Sheriff's identification number on it. I showed Guilin a photograph labeled \# 2. In photograph \#2 Guilin again pointed to the Oxnard Police unit referred to as unit \#2. He again stated that was the unit he

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standing next to during the shooting. He placed a red X in the area of the passenger side spot light and said that was where he was standing. He signed his name and placed his identification number on the photograph. I showed Guilin a photograph labeled number 3. In photograph \#3 Guilin said the photograph accurately depicted the distance between the primary Oxnard Police unit and the suspect vehicle. He signed his name and placed his identification number on the photograph.

At the end of the pursuit Guilin did not see the suspect's weapon. He could see the suspect moving around after the gunshots had stopped. Guilin said they were discussing a plan to have a canine go up to the vehicle and pull the suspect out of the vehicle. At this point two females came from the "Marina Apartments" which were on the east side of Victoria Avenue. They approached the suspect vehicle from the front and proceeded to the driver's side door. Guilin and the other officers were yelling orders at the females to stop which they ignored. Guilin eventually approached the suspect with Sergeant Wareham, Deputy Delpit with her canine and two Oxnard Police officers. Guilin said one of the females that had approached the suspect vehicle said, "You guys shot my brother." Guilin was thinking they now had family members approaching the suspect and a gun was in the vehicle and possibly loose in the vehicle. Guilin took one of the females to the ground and detained her. He said another officer took the female into custody and out of the immediate area. He said the second female was also taken into custody and removed from the area.

Guilin continued to keep a visual on the suspect. He saw the gun between the driver's seat and the floorboard on the left side. Guilin estimated being "a couple" feet from the vehicle when he saw the gun. He said the gun was a blue revolver with a four or six inch barrel. He thinks the grips on the gun were brown. Guilin handed off the shotgun he used to another deputy. He could not remember who he handed the shotgun to. Guilin assisted other deputies with removing the suspect from the vehicle. He noticed a wound to the suspects head that was bleeding. Guilin never saw any verbal exchange between the suspect and any deputies or officers. He never saw the suspect throw anything out of the vehicle.

I asked Guilin if he advised dispatch at the time his vehicle was hit with gun fire. He said he was "fighting for his life" and he did not have time to use the radio. He was just trying to get out of his unit. Once the pursuit started back up, Guilin advised dispatch that his front windshield had been hit and broken. Sharp asked Guilin what he was thinking when his unit was hit with gunfire. Guilin responded, "I don't think I have ever been that scared in my life." He said he knew he had to get out of his unit and return fire. Guilin said he didn't want the suspect "advancing" on him. He said he was afraid of dying. He was concerned about the safety of his canine which was right next to him as well as the other officers behind him. Guilin said he was surprised the suspect had a revolver. He thought the suspect had a semi automatic or multiple guns.

We took a short break and then resumed the interview. I confirmed that Guilin exited Deputy Portillo's unit with a shotgun loaded with five slug rounds. I asked Guilin what caused him to fire the shotgun at the suspect at the conclusion of the pursuit. Guilin heard gunfire coming from the suspect's vehicle as he was running towards the primary units. He knew the suspect was shooting at police officers. Guilin

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leveled his shotgun and returned fire as the suspect continued to fire at officers. Guilin said he fired "at least four rounds" and maybe a fifth round. Guilin clarified that the suspect was moving around and firing his gun at the same time. Guilin stopped firing when he heard someone yell "cease fire". Guilin said other officers were firing weapons at the same time he was. The interview was terminated.

END OF REPORT.

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## Ventura County Sheriff's Department Memorandum

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To: Major Crimes Date: November 1, 2011
From: Detective Dave Brantley
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Subject: Greg Guilin / OIS
Re: 11-24252
Date of Interview: October 25, 2011
Time of Interview: 0710 hrs

## Case Catalyst Operator:



Legend: $\quad \mathrm{DB}=$ Dave Brantley
GS = Greg Sharp

$$
\text { GG }=\text { Greg Guilin }
$$

RW = Rob Wexlex

## (PART ONE)

DB: Now, 10/25, 2011 at 7:10 in the morning. Detective Brantley, Detective Sharp, Attorney Rob Wexler, talking to Senior Deputy Greg Guilin reference the officer-involved shooting that occurred last night on 10/24, 2011.

Greg, where are you assigned, your normal shifts?
GG: Headquarters patrol.
DB: You're a canine handler?
GG: Yes.
DB: 3David King?
GG: Yes.
DB: Last night you started your shift at what time?
GG: I started at 10:00 a.m. yesterday.
DB: 10:00 a.m.
GG: Yeah.
DB: Were you in briefing for a little bit?
GG: I -- I did come to the 7:00 o'clock briefing for dawn shift.

DB: Okay. So you were out in the field from 10:00 on until you came in for the 7:00 $0^{\prime}$ clock briefing?

GG: Correct.
DB: After briefing at 7:00, tell us what transpired.
GG: Well, I went $10-8$, really not much of anything until, I don't know, it must have been about 8:00, 8:30. I was over on the West Ventura area and I heard -- I heard a deputy, you know, in a real -- a real excited voice and I didn't catch exactly what he said until dispatch asked him to repeat and then I heard --


I heard the deputy say there was shots fired. At some point I figured out it was coming from the Ojai deputies.

So I got on, made my way down to the freeway, onto the 101 and headed up that way. And during that time I was unsure who .- who -- who had shot so I asked dispatch to clarify the shots came from the deputy or the -- the suspect and they stated that the suspect was the one that had fired at the deputies. So I was monitoring the Ojai units and they were in pursuit southbound, the 33 so I transitioned to the northbound 33 to intercept them. I got up to about Casitas Springs and they were continuing down so I pulled over into the center median and I waited for the pursuit to pass me. I was only parked for probably not even a minute and then it came by me. So I got in behind the pursuit.

DB: You'd already told us that knew that shots had been fired at deputies, you're waiting for the pursuit to come to you, what was your mindset at that -- at that time as you're waiting for it?

GG: Well, at that time, you know, I -- I mean, I was very -- I was very -- you know, I was .- my .- my senses were -. were very, you know -- I mean, I knew it was -- it was game on with this -- with this pursuit.

Also at some -- at some time in there, I had heard that the vehicle had been involved in a domestic in .- on Roderick and -- and I had actually heard the Oxnard -- in the city of oxnard and earlier, during my shift prior to briefing, I -- I had heard Oxnard PD responding out to -- to -- to Roderick and -. and I do remember a domestic going on so I figured that was a domestic issue.

DB: Do you have that view of your scanner?
GG: Yes.
DB: Okay. So did you tie those two together? You knew the domestic could have been related to or did you know it was related to the pursuit now that you were in pursuit?

GG: Well, when I heard -- when I heard -- I heard our dispatch mention something about Roderick so I -- I figured they were probably related at that point.

DB: Okay. So the pursuit gets to you on the 33. Is that when you join in?

GG: Yes.
DB: Did you take primary initially or what .-
GG: I .-
DB: Where did you fall in at?
GG: I -- I was either the second or third car initially when I caught up at (INAUDIBLE).

DB: Where did you -- where did you get on? Where did you join in at, where were you at?

GG: I joined just south of the Casitas -- Casitas Vista off-ramp on northbound 33 .

DB: Okay.
GG: And --
DB: So you're coming southbound on 33 now?
GG: No, I was north -- I was northbound. Yeah.
DB: Oh, sorry.
GG: Originally I was northbound, the pursuit passed me southbound and I made a U-turn and got into the pursuit and I was also traveling southbound at that point then.

DB: So you were the second or third unit at that point? GG: Initially I think was probably the third, maybe even the fourth unit and I passed some of the other vehicles and I told them I was going to take primary since I had the canine with me.

DB: Right. So did you become primary while you guys were still on the 33 ?

GG: Yes.
DB: Okay. Lead us into that. Now -- now you're the primary, you're approaching what?

GG: I'm the primary. We're southbound, you know, eighty to a hundred miles an hour.

DB: Did you have your lights and sirens on?
GG: Yes. And we got to the area of -- of Stanley and I remember the suspect vehicle all of a sudden just jumping on the brakes. And actually, let me go back. When he -- when he got on the brakes like that I was still not primary 'cause I remember a car -- one of the units in front of me. So then after he -- he didn't stop or get out or anything, he just hit the brakes and then took off again so once -- once that was over with, that's when I took primary.

DB: You had him in your view the whole time during that little break and then --

GG: Yes.
DB: -- reaccelerate?
GG: Yes. I never lost view.
DB: Was that like right .- was that just north of Stanley, in the area of Stanley?

GG: North -- north or just south. I remember seeing a

Ventura PD, city unit right there at that -- at that juncture, you know, at the -- at the on-ramp.

DB: Where the on-ramp is?
GG: For southbound. Yeah.
DB: Okay. So it was right somewhere in the .-
GG: Right.
DB: -- area of Stanley?
GG: Yes, yes.
DB: So as it .- as it reaccelerates, is that when you pass the car and you become primary?

GG: I don't know that I necessarily passed the car right then but at some point before we -- before we transitioned onto the 101 I -- I .-

DB: Okay.
GG: -- took the primary spot.
DB: So before we -- so before you guys traverse onto the 101, now you're the primary?

GG: Yes.
DB: Okay. You guys -- now you're on the 101 ?
GG: Right.
DB: Going --
GG: So we're on the 101 southbound, we continue on down and we get to the area of Seaward and I remember seeing the .- the old Hungry Hunter restaurant on my right-hand side there and just due to the fact that he had already shot at the deputies and he had brake-checked us before, I -. I gave him a little extra room than I normally would. And all of a sudden he hit the brakes and -- he hit the brakes. I -- I was stopping my car and as I was coming up,

I was trying to put it into - - put my car into park to get out to -- you know, we figured we were going to do a high-risk stop and I saw the silhouette of the driver get out of the - of the vehicle, the suspect vehicle and then I just saw a muzzle flash and I heard at least two shots and hear -- felt my car get hit twice in the windshield in the passenger area of my car. Glass wound up all over the car, I still have some glass in my hair right now. At that point and I thought, you know, this guy's going to kill me.

DB: Uh-huh.
GG: You know, I'm going to die so I -- I ducked down just a little bit, just a enough and then $I$ got out into my -- into the - got the door open of my vehicle, pulled my pistol out, I had it out already and returned fire. He got back into his car and -and drove off.

DB: Before you -- before you drive off, what do you think your distance was between where you engaged him and his .-

GG: Man .-
DB: And his vehicle?
GG: -- it's hard to say. You know, it happened so fast like --

DB: Right. And -- and knowing the area he fired, you guys, you -- were you back a little bit farther than what you would normally do in --

GG: Oh, yeah.
DB: -- a high risk?
GG: Yeah, yeah. 'Cause I -. 'cause I -- I -- the whole break check thing and I just didn't want him to be able to get the jump on us if he was able to stop and -- and get out.

DB: Can you - can you give an estimation, if you can.
GG: I would say a hundred feet or - or better.
DB: Okay.
GG: But, you know?
DB: All right.
GG: It just happened so fast, you know?
DB: You described seeing the muzzle, flash. Were you .-
were you outside your vehicle?
GG: No, I was still sitting in - in my car.
DB: Okay. Could you hear it? Could you hear the rounds being fired?

GG: Yes.
DB: But you heard the rounds hitting your car?
GG: Yes.
DB: You saw your glass windshield shatter?
GG: Yeah.
DB: Did you get out at $=-$ at any point at that .-
GG: Yeah. I was able $\ldots$ when $I \cdots$ I mean, when the $-{ }^{-}$ when the -- when the bullets hit the car, I kind of ducked down and then I knew I needed to be out of the car.

DB: Yeah.
GG: I wanted to be out of car.
DB: Uh-huh.
GG: 'Cause I didn't want him coming up on me.
DB: Uh-huh.
GG: So I got out and returned fire and that's when he got back into his car.

DB: I'm just assuming, you tell me. If your car door
opens, were you tucked in your little A-frame there?
GG: I was tucked in like the "V," you know -.
DB: Yeah, the "V."
GG: -- of the .- between the door and the .- and the .-
and the driver's compartment.
DB: How long did that last, seconds?
GG: Yeah, a couple of seconds. I -- I heard somebody --
somebody from behind me fired also.
DB: Okay. All right. Can you estimate how many rounds
other than you were fired from -- from deputies?
GG: I would say in the neighborhood of six to seven.
DB: Okay. And I'm sorry, how many do you think you fired at that juncture?

GG: Probably, I'm thinking around eight.
DB: okay.
GG: Somewhere in there.
DB: He gets back in his vehicle?
GG: Yes.
DB: So obviously you get back in yours and the pursuit
continues?
GG: Yes.
DB: Okay. You're still a primary at this point?
GG: No.
DB: okay.
GG: I -- when I got back in --
DB: I'm sorry. Okay. The vehicle's hit and he's starting to take off. I'm sorry, I'll just let you go. You guys are getting back in your vehicles. What happens at that point?

GG: I get back in my vehicle and I dump -- I dump the magazine I had in my gun, in my pistol, threw it on the passenger compartment and reloaded with a fresh magazine. Put my car in drive. I think that little delay right there, you know, the other cars, the other vehicles in the pursuit got in front of me.

DB: Uh-huh.
GG: So at that point by the time I got into it, back into it, I was the third vehicle.

DB: Uh-huh. You guys are continuing southbound on the 101.

GG: Continue southbound 101. Southbound 101 , and we continued southbound on the 101 till we got to Vineyard and he exited off of Vineyard and then went -- let's see, south on Vineyard towards the city of Oxnard and I remember being on Patterson and then from there we just kind of -- you know, we just -- we -- we drove around. I think we hit Doris and somebody said that, you know, he's $-h^{\prime}$ he going back to Roderick and we figured that's where .- we knew that's where the domestic happened so --

DB: You knew that from prior radio -. radio .-
GG: Yeah.
DB: -- transmissions?
GG: Yeah, that that's where the domestic had .- had .had started.

DB: Originated there?
GG: And I -- and I remember one -- some -- somebody, obviously of the deputies who knew the area better than me, said, you know, we're only a couple minutes away from Roderick. So I
figured he was going to go back and, you know, probably end it, you know, shoot it out with us but will kill whoever was at the house. You know, his -- his wife or girlfriend, whoever he had the domestic with.

DB: Uh-huh.
GG: So we got it that area and we drove around some residential street, Roberts was one of them and then we -- we wound up going down an alley and I think that was between Roberts and Roderick. And at that time Sergeant Wareham was the primary and the sub- -- I didn't see or hear it 'cause I was a little ways back in the pursuit but I heard Wareham say, you know, another shot fired right there at the house. And so I knew again, you know, this guy was serious. He still had -- he still had ammunition. He was still firing and -- but he continued on. He passed through the alley and then we wound up going on probably like A Street down to --

And about that time as we came out of the alley, my car started losing power. I was giving it gas and it was losing power. I looked and I saw that the -- the gauge was hot, all the way hot and, you know, the car was overheating and my window's actually fogged up. I had to roll the windows down so I could, you know, get some air in there and see. We continued and my car just kept slowly, slowly, slowly dying so we ultimately made a right-hand turn onto Wooley and we're headed westbound on Wooley and it was a pretty well-lit area so I pulled over, put my car in park.

DB: What lane did you come off of to turn onto Willy, or Wooley? Were you on Ventura Road?

GG: No. It -- it was -- it was like, maybe D or C or it
was one of the -- one of those --
DB: Okay.
GG: Those low street, maybe even A or B, I don't know.
DB: okay. okay.
GG: So we made that right-hand turn and like I said it was -- it was well-lit. I pulled over, put my car, locked my car up, put it in park. 'Cause I had my -- I still had my canine in there.

DB: Uh-huh.
GG: And I got out of my car and the next unit that came down, I flagged him down. He's -- he slowed down, I opened up the door and jumped in to -- into the car.

DB: Do you know who -- who it was?
GG: That was Deputy Portillo out of Ojai.
DB: Okay.
GG: He was A23.
DB: Okay. Okay. Before we continuing Portillo's car, back at Seaward, could you describe the weapon? Did -- could you see it or not?

GG: No. I --
DB: You just saw a muzzle flash?
GG: I saw a muzzle flash and, you know, loud like a -you know, like a -- a serious caliber handgun.

DB: All right.
GG: It wasn't a .22 or anything like that.
DB: Okay.
GG: It was --
DB: Obviously you were being hit, you knew you were
being fired upon, but you couldn't see the weapon?
GG: No.
DB: Okay.
GS: How many people were in the car?
GG: In the suspect vehicle?
GS: Yeah.
GG: As far as knew, just one.
GS: Okay. Follow it at any time maybe when you were the primary, did you get a good silhouette that if there would have been anybody else in the there you think you would have seen him?

GG: You know, I -- I really can't say that -- that, no. DB: Okay. So you're .- you just got into Portillo's car?

GG: Right.
DB: And he continues in the pursuit?
GG: Yes.
DB: Take -- take us to the -- to the termination.
GG: Okay. Well, you know we got - got in at that point, you know, a couple other cars were in front of us, some Oxnard units were .- were involved now and they have been the primary. And you know, we drove out Wooley and we kind of wound up over in the Port Hueneme area. At one point I remember going up Channel Islands.

DB: Uh-huh.
GG: And then north on Victoria, down Hemlock and I think we did at least one circle like that and then we kind of wound up back on Hemlock and during -- during this time somebody said -somebody, I heard radio traffic that one of the tires was blown.

So I figured it was going to end pretty quick. And I also, you know, I was thinking, okay, this guy's circling this area, this is where he knows. You know, this is where he's from, he's going to foot bail into a house here. So we come up to Hemlock and --

RW: At this period of time, do you do anything with respect to your firearm?

GG: I pulled the -- during the -- actually to back up, when I got into the -- to Portillo's car, I - I took his shotgun out of the wrack and -- and loaded it, you know, made it hot.

RW: Uh-huh.
GG: So I had -- I had the shot -- I had the long gun with me the entire time for -- for the remainder of the pursuit.

DB: You chambered one?
GG: Yeah.
DB: okay.
GG: I chambered one and - and then I actually loaded it.

DB: okay.
GG: And then - and then I fed another one up in the .-
DB: So you had five, five?
GG: Yeah. I had ‥ I had it maxed out.
DB: All right.
GG: And --
DB: So -- so you armed yourself with a shotgun as the passenger and Portillo's continuing the -- in pursuit?

GG: Right.
DB: Okay. You guys, you make a couple more loops you say around Hemlock?

GG: Yeah, a couple loops around Hemlock in that area. The pursuit terminates. We pull up. As I get out of the vehicle, you know, I start running up there and I hear gunfire. I get up to the two front vehicles and I see the suspect in the driver's seat moving around.

DB: Uh-huh.
GG: And -- and I -- I -- I opened fire on -- on the driver.

DB: Do you see him -- now you see fur- -- you see him making some furtive movements?

GG: Yeah, I -- I saw him. I saw him moving around.
DB: Did you see a weapon at that point?
GG: No.
DB: Okay. Did you see any muzzle flash or anything going on?

GG: No.
DB: Okay. He was moving around?
GG: Yes.
DB: Still active?
GG: Yes.
DB: Okay. When Portillo pulled up, do you know how many cars back you were, if you can remember?

GG: We were probably two or three cars. You know, because the cars were parked parallel --

DB: (INAUDIBLE).
GG: -- to each other. So I would say we were maybe like the fourth car back.

DB: Okay.

GG: And we -- I ran up through the middle of the cars. DB: Okay. And you run up. Did you run up to the - to the -- to the closest vehicle to the suspect?

GG: I ran up --
DB: We could -- we could right to a photo if you want. This is -- this is photo, I -- I labeled as Number 1.

GG: Okay.
DB: It cuts off the suspect vehicle, which we're having more photos of.

GG: okay.
DB: But this is the lead Oxnard unit first.
RW: Do you have a photograph of -- at a different angle?
GG: Yeah.
RW: That's sort of looking at the .-
DB: Yeah.
RW: In the back.
DB: I was going to show -- I was going to show him all three of these. Photo Number 3 shows the suspect vehicle here.

GG: Right.
DB: First OPD unit. I labeled this as Number 2, it's just straight from behind --

GG: Right.
DB: -- the suspect vehicle.
GG: Uh-huh.
DB: OPD Number 1. This is Wareham's vehicle.
GG: Uh-huh.
DB: Wareham's vehicle.
GG: Right.

DB: Wareham's vehicle.
GG: Right.
DB: Do you know which vehicle, by looking at any -. any one of these photographs, what, which one you ran up to?

GG: Yeah. I ran up to this one right here.
DB: Are you pointing to this one?
GG: Yes.
DB: okay. okay.
RW: So for purposes, David's --
GS: Photograph Number 1.
DB: Number 1.
RW: And it's the vehicle immediate -- furthest, well, it
looks --
DB: Closest to the --
RW: Second, second in the row.
DB: Yeah.
RW: Second closest to the bottom of the page and it's on the right-hand side.

DB: We'll call that Number 2. Vehicle, OPD vehicle
Number 2. Did you come up on the passenger or driver's side?
GG: I came -. I came up on the passenger side.
DB: Okay. Was the door open, do you remember?
GG: No.
DB: You don't remember?
GG: I don't. I - I don't think it was.
DB: Okay.
GS: Going to mark the page.
DB: Yeah.

What I've had the other guys do, if you would for me, would you mark just -- just an "X" the best you can a couple times it -- we can see it where you were standing, the best you can remember when you engaged with your weapon, when you fired at the suspect? You're putting it just above -- just in front of the passenger's side spotlight?

GG: Yeah.
DB: Okay.
GS: (INAUDIBLE).
GG: In general.
DB: Okay. Can you put a Number 1 on that car? I'm sorry, a Number 2. Number 2, right on the hood. And can you just sign your name and your ID number on the -- and just indicate where you were standing next to what we call OpD car Number 2. Okay. Can you estimate the best you can your distance from where you were standing to where the suspect would have been, about from this car to here?

GG: I'd say forty, fifty feet maybe.
DB: All right. These photographs are approximates, the timing of the photographs, does that depict what you think is the - the best distance, the way it ended?

GG: Yes.
DB: From the front car --
GG: Yeah.
DB: -- of OPD to this?
GG: That looks about right.
DB: For the purposes of just that distance, Can you just sign your name and ID it, ID number. Okay. And this is the
rear -- the rear shot.
GG: Right.
DB: This is car Number 2. Can you put an " $X$ " where you think you were standing when you engaged with your weapon? GG: About like right here.

DB: Okay. Perfect. All right. They're all -GG: You want me to sign this one here?

DB: Yeah, please. And that just shows a different angle of where you've already depicted where you think you were standing? GG: Right.

DB: On the best you can make out with these photographs? Do you have to take that?

GG: No.
DB: Okay. At -- at that point, I'm sorry, did you say at the end of this termination, could you see his weapon?

GG: No.
DB: Okay. Can you describe the suspect at this point, at the end of the -- end of it where you were standing? Did you see him at --

RW: Are you talking about before or after he fires?
DB: At the time you're firing.
GG: Could I see him?
DB: Yeah. And as it ends so there's no more rounds being fired, could you see the suspect?

GG: Yes.
DB: Where was he at?
GG; He was in the -- in the driver's seat.
DB: Okay. And was he still trying to move around?

GG: He, after -- after the shots stopped, he was -- he was still --

DB: Uh-huh.
GG: -- for a minute or so and then he started moving around again.

DB: Did you -- did you stand -- did you maintain your position or did you approach at any time?

GG: No, I stayed.
DB: Okay.
GG: I stayed as --
DB: You're not one of the people that approached --
GG: Well --
DB: -- to pull him out?
GG: -- eventually I did, yeah.
DB: Okay.
GG: Yeah.
DB: Who did you approach with?
GG: It was with -- with Dave, Dave Wareham, Sergeant Wareham. I think there were a couple of Oxnard guys and Delpit, and Deputy Delpit with her canine.

DB: Okay.
RW: If I can, prior to approaching the suspect vehicle, does any other party enter this scene?

GG: Yeah. We were -- we were, you know, trying to get a quick plan together. We were going to send the dog in after him.

DB: Uh-huh.
GG: And try to get the dog to pull him out of the car. DB: Uh-huh.

GG: And as we were getting Delpit to come up with her dog, these two females came from those Marina Apartments, which I guess would be on the east side of Victoria. They just -- I think they just came out of the shadows.

DB: Uh-huh.
GG: And you know, we were yelling at them to get back, get out of the way.

DB: Uh-huh.
GG: And they ignored everything we said and came around, walked around the front of the suspect vehicle to the door. And there was two females, they were both kind of heavyset. One heavier-set than the other.

DB: Uh-huh.
GG: And I remember one of them saying, you know, you guys shot my brother.

DB: Uh-huh.
GG: Words to that effect.
DB: Okay. So now you think you got family members possibly --

GG: Right.
DB: - in the middle of your scene?
GG: Yeah.
DB: Did they actually make contact with the suspect?
GG: They -- you know, they were right on him -.
DB: Okay.
GG: -- close, so they may have even, you know, put their hands on him. I can't remember. But at that point we - you know, we knew there was a weapon there.

DB: Right.
GG: Loose.
DB: Right.
GG: And we weren't going to take a chance. So we just advanced --

DB: Uh-huh.
GG: -- on the -- on the two females.
DB: Okay. Were they subsequently arrested, taken down?
GG: Yes. One of them, I grabbed and I knocked her down to the ground. And then another officer came up and -- and took care of her.

DB: Okay.
GS: What do you mean "took care of"?
GG: Just, you know, took her into custody, got her out --

GS: Put her in handcuffs and stuff?
GG: -- of the -- got her out of way, yeah, just basically, you know, controlled her. Got her out of the scene.

DB: Uh-huh.
GG: And then somebody else -- and then the other one also was dealt with.

DB: Okay, taken away from the scene?
GG: Taken away, yeah, gotten out of the picture.
DB: With all that happening, you -- you're trying to keep your visual on your suspect?

GG: Yes.
DB : Is he doing anything?
GG: At that point he was -- he was sitting there and at
that point I saw -- I saw the gun.
DB: Okay. Was he still sitting in his vehicle?
GG: Yes.
DB: Okay. Where was the gun at?
GG: The gun was kind of -- it was in between the .on the driver's seat and the -- the floorboard. It was kind of down -- would be down at his left -- left thigh area if you were driving normally.

DB: How close to you -- how close to him in the vehicle were you when you saw the gun?

GG: Oh, I was just a couple feet from the vehicle.
DB: Okay.
GG: I was -- I was right up on it.
DB: Okay. Can you -- can you describe the weapon?
GG: It was a blued revolver. Looked like it may be -it was either a four- or a six-inched barrel.

DB: Did you say blue?
GG: Blued. It was a, you know, not -- not chrome or
a --
DB: Right.
GG: -- stainless.
DB: Okay.
GG: It was --
DB: And you say it was a revolver?
GG: Yes.
DB: Okay.
GG: I think it had -- I want to say it had brown grips.
DB: Okay.

GG: Right.
DB: Now at -- at that point, do you guys remove him from the vehicle?

GG: Yes. Yes. I still had the shotgun in my hand. I handed it off to somebody and then .-

DB: Do you know who you handed it off to?
GG: No. My -- my -- I'm --
DB: To an officer?
GG: Yeah. It was -- it was to an officer. I think it might have been Delpit but I'm -- I can't ..

DB: Okay.
GG: -- be sure.
DB: Okay. Do you remember any verbiage being spoken to or -- or from the suspect? Was he saying anything?

GG: No.
DB: Were any of you guys giving commands to him?
GG: At one point somebody was, you know, trying to get his hands.

DB: Right.
GG: But I -- I don't know that they were necessarily talking to him. They were more talking to each other and j- -- you know, get -- get his hand from underneath him --

DB: Okay.
GG: -- type thing.
DB: Was -- was he resisting at that point?
GG: At that point he looked, you know, basically, you know, unconscious, you know.

DB: Did you see any wounds or injuries at that point?

GG: Yes. I saw - I saw that he was bleeding from the head, that's the one most noticeable. It seemed like there was maybe some other ones on -- on --

DB: Uh-huh.
GG: -- his torso but I -- I can't be specific. I remember a head wound though.

DB: Okay.
GS: Any time during, from the time you started in Ojai, the incidents along the way, when you stopped, the one you described on Seaward and such, was there ever an exchange of words between him and you or any other deputies that you heard?

GG: That -- no, I -- I -- I never exchanged any words with him. You know, prior to the -- the -- up in Ojai, I wasn't there, I -- I don't know what happened but I never saw any -- any exchange of - of words or gestures or - or $^{\text {anything. }}$

GS: Okay.
GG: No.
GS: Do you ever remember seeing him throw anything out the - of the vehicle during the pursuit?

GG: No.
DB: And I'm sorry if I already asked you this and you've already answered, but at the point where your vehicle had been hit and you -- you saw your windshield shatter, were you putting that out to the other deputies? Were you putting that out to dispatch?

GG: No. At that point I was just worried, I was - I was trying to get out of the car. There was no time to .-

DB: Right.
GG: To be on the radio and I was -- at that point, like
fighting for my life, man. So --
DB: Once that part -- once you'd gotten back in and started driving away, did you put that out?

GG: Once that -- once we were back in the game and -and back, you know --

DB: Uh-huh, pursuing?
GG: -- back traveling, yeah, we put it out that, you know, we had another exchange there.

DB: Uh-huh. So you put it out so your other partners would know that they - that he's still firing upon you guys?

GG: Yeah. So -- so the other driver -- I mean, obviously the -- the people there at the stop with me knew.

DB: Right.
GG: But I put it out, you know, just so dispatch would be aware. I think I told them that, you know, I was all right, the dog was all right. I think they might have even asked me for a status and I said, you know, we're back in.

DB: Oh. But you let them know that your vehicle had been hit, your windshield had been hit?

GG: Yes.
DB: Okay. And you did that to -- so the other -- the other partners will know what's going on.

GG: Right.
DB: Obviously,
GG: Absolutely.
GS: What did you think when you started taking rounds?
GG: I -- I had -- I don't think I've ever been that scared in my life. I'll be honest with you. And I knew -- I knew

I needed to get out of the car and return fire 'cause I didn't want him advancing on me. So --

GS: What were you afraid of?
GG: I was afraid of dying. You know, I had just gotten married a couple months ago so --

GS: You were afraid of him -- you said advancing?
GG: Yeah, advancing. Just -- he just opened it up on me so, you know, I just wanted to shoot downrange and, you know.

DB: Obviously your safety is number one at that point. Were you trying to protect your canine also with him advancing?

GG: Oh, yeah. It was both of us. You know, we were right there together, so --

DB: Right.
GG: And the guys that were behind me. You know, that .I mean, there was guys out --

DB: Right.
GG: -- so I didn't --
DB: Did it ever cross -- cross your mind as this guy kept engaging with rounds that he may have had more than one weapon on him? Was that going through your mind?

GG: Yeah. I was thinking he -- he -- I was actually surprised he had a revolver. I -- I was thinking he had a semiautomatic.

DB: Uh-huh.
GG: or multiple guns with, you know -- and he was just -- he was just switching out magazines.

DB: Uh-huh. 'Cause you knew that he had fired at deputies in Ojai.

GG: Yes.
DB: He already engaged you back in at Sea- -- Seaward

GG: Yes.
DB: And now at the scene --
GG: And then --
DB: -- there's still fire.
GG: And then he shot at the house as we drove by.
DB: That's right.
GG: At the -- at the .- was the catalyst of the whole thing.

DB: Okay.
GS: And how close to you -- and forgive me if you've already answered this question. At -- when he went by the house, how close were you to him whenever he shot?

GG: Well, I was -- I was the third car and my -- and my car and already kind of, you know -.

DB: Died.
GG: -- petering out so I -- I -- I wasn't actually
wasn't able to keep up, you know, with the -- the two cars. I was kind of falling back and with all the sirens and everything in that alley so loud, I didn't - I didn't hear or see muzzle flash. I didn't hear -- I didn't hear it, but you know, Wareham told me so I put it out that's what happened and that's good enough for me.

GS: Put it out on the radio?
GG: He put it on the radio, yeah, that a shot was fired as they had drove past the house. So I'm not ... that .- that's good for me.

GS: How was he holding the gun from -- at Seaward?
GG: I -- I couldn't tell you. All I saw was a
silhouette and muzzle flash.
GS: You saw him, the door opened and him come up out of the car?

GG: Yes. And I .- and he was standing. I remember, you know, seeing the -- seeing the sil- -- standing and then just -just muzzle flash, you know. The report of the gun and, you know, my windshield 'cause it was --

GS: You were look right down at it?
GG: Yeah. 'Cause I was -- you know, I was getting my car in park, trying to get out.

GS: About how far do you think he was from you?
GG: I think I already -- I don't know, seventy-five, hundred feet maybe. You know, like I said I had given him - I had given him room.

DB: I don't have anything else.
Do you have anything else, Greg?
GG: No.
GS: No.
DB: Do you have anything else, Greg, you want to add?
GG: No, there's nothing I can think of.
DB: Mr. Wexler?
RW: I think everything's been covered.
DB: Okay. We are going to go ahead and end this interview right now.

## (PART TWO)

DB: Now, it's still 10/25, 2011 at 7:55 in the morning. Detective Brantley, Detective Sharp, Attorney Rob Wexler and Senior Deputy Greg Guilin. A couple -- a follow-up question.

Greg, at the -- at the end of the termination of the pursuit and the officer-involved shootings, you came out of Portillo's vehicle with the -- the shotgun that you had loaded up. I think you said you had five .- five rounds in it.

GG: Yes.
DB: As you approached the suspect vehicle and you positioned yourself next to car Number 2 of the OPD unit --

GG: Right.
DB: -- what made .- what -- what drew your attention to the suspect to engage him or what caused you to fire your shotgun at that point?

GG: At -- as I was -- as I was running up, I could hear gunfire coming from his vehicle and I --

RW: The vehicle meaning the suspect vehicle?
GG: The suspect vehicle, yes. And I knew that he was shooting at the officers at the termination point.

DB: Okay. So you were still concerned about him having a weapon at that point obviously?

GG: Absolutely. Yeah. Well, he had a weapon. DB: Right.
GG: 'Cause he was firing at me.
DB: And you could hear the rapid fire?
GG: And I -- and I could hear it, yes.

RW: And as he's firing, is that when you level your shotgun and fire and return fire?

GG: As he's -- as he's firing I level the shotgun and I return fire.

DB: Do you --
GG: Next to the vehicle.
DB: Do you know how many rounds you fired from the shotgun?

GG: At least four.
DB: Okay.
RW: And a maximum of five?
GG: And a maximum of five. I don't know if I expended the last one or not but .-

DB: Okay. And earlier you said at that point -- right now you're telling me you heard -- you heard him firing, you heard the suspect firing at you. You also saw him making some fertile movements at the same time?

GG: Yeah, I could -- I could --
RW: Just to clarify, as you approach, you hear him firing at you?

GG: Correct, right.
RW: The - the question was asked two ways when we were on earlier. One question was asked, you know, what did you hear and you said I heard him firing at us. Then the next question was asked, what was the suspect doing and you said he was moving inside the vehicle. But to be clear, those things are occurring simultaneously. You hear the shots fired, you look at him, you see him moving; is that correct?

GG: Right.
RW: And then you return fire based on the fact that he's firing at you; is that correct?

GG: Yes.
DB: Okay. So obviously you -- you -- you, not only you knew he had a weapon, you heard it, you heard it being fired at you?

GG: Yes.
DB: Okay. Okay.
RW: What caused you to cease fire?
GG: At that point it was -- somebody -- somebody yelled
a cease-fire. So you know, I listened to that.
GS: Do you know if there were other officers firing?
GG: Yes. There were other officers firing.
GS: I'm sorry, you might have been covered --
GG: And --
GS: -- by cough.
GG: Yes, there were other officers firing as well.
GS: That same time?
GG: Yes.
GS: Okay.
DB: Do you know if you were firing prior to other officers firing or was it all simultaneous? Can you even follow that?

GG: I -- I don't know -- yeah, I don't know that I was the first one to fire. I don't think I was but, you know, I -I =- probably when I got in a position to see him.

DB: Okay. I - - that's all I wanted to cover.

Do you have anything else, Greg?
Okay. We'll go ahead and end that.

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Narrative:

## Sergeant Dave Wareham Public Safety Statement 10/25/11

## BACKGROUND:

On the evening of 10/24/11, Deputies in Ojai conducted a traffic stop on a vehicle driven by suspect Augustine Medina. Medina fired a handgun at deputies during the stop. He then fled in his vehicle and the deputies pursued him. Medina stopped on the freeway in Ventura and engaged the pursuing deputies in a gunfire exchange. He then continued into Oxnard where he fired his weapon in a residential neighborhood while the deputies pursued him. The pursuit eventually terminated in Oxnard when Medina again engaged the officers in a gun battle, this time he was injured and taken into custody. For full details, refer to the follow-up reports.

I initially responded to the scene of the pursuit's termination in Oxnard. While there, Sgt. Hester directed Detective Brantley and I to go to the Sheriff's Headquarters station and obtain an Public Safety Statement from the officers who were involved in the shooting. Because Medina fled the scene and deputies pursued him after the Ojai and Ventura shootings, there was some confusion over where these locations actually took place. Out of concerns for public safety, Sgt. Hester wanted us to ask the deputies the specifics of where the shootings occurred, how many rounds they fired, and what direction they fired them in.

## CONTACT:

On 10/25/11, at about 0115 hours, Detective Brantley, Detective Reyes, and I contacted Sgt. Wareham at the Sheriff's Headquarters Station. Wareham was accompanied by his attorney, $\square$ The following is a summary of what Wareham told us. For full verbatim details, refer to the digital recording.

Det. Brantley asked Sgt. Wareham where he engaged a suspect with his weapon tonight. Wareham said it was on Victoria Avenue, at the scene of the termination of the pursuit.

Wareham said he was on the driver's side of the Oxnard Police Department vehicle that was closest to the suspect's vehicle. Sgt Wareham estimated that he fired six to eight rounds at the rear window, on the driver's side, of the suspects vehicle. Wareham said he fired at the suspect, through the vehicle. He said he knew he hit the vehicle and recalled seeing his sight picture. Wareham recalled seeing that the suspect had a handgun in his hand.

For full details, refer to digital recording.
End of Report

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Narrative:

## Background

On 10/24/2011, at about 2130 hours, Sergeant Hester told me to respond to Oxnard reference a vehicle pursuit that was in progress. I was told the suspect being pursued had fired shots at deputies in Ojai and Ventura. The suspect vehicle was currently being pursued in the city of Oxnard. I began responding to Oxnard in my unmarked Sheriff's unit. I entered the Oxnard area and heard via my unit radio that the pursuit had just terminated on Victoria Avenue south of Hemlock Street in Oxnard. I arrived at the scene and met with Sergeant Hester.

We determined the suspect was Augustine Medina and he was driving a green four door 1993 Oldsmobile License Plate 护 Five Ventura County Sheriff's Deputies fired weapons during this incident. Additionally four Oxnard Police Officers fired weapons during this incident. We determined Medina fired gunshots at Deputy Eric Purdue during an attempted traffic stop in Ojai. Deputy Chris Johnston was assisting Purdue with the traffic stop at the time Medina fired shots. We learned Medina fired shots at Deputy Guilin and several other sheriff's deputies and police officers including Sheriff's Sergeant Dave Wareham.

## Interview with Sergeant Dave Wareham

The following interview was digitally recorded and retained as evidence. Refer to the digital recording for exact statements. Present during this interview was Dave Wareham, Attorney Ken Yuwiler, Detective Greg Sharp, and myself. This interview took place on $10 / 25 / 11$, at about 0455 hours at the Ventura County Headquarters Station. I told Wareham we were going to talk about the shooting incident he had been involved in. Wareham told me he was currently assigned to the Court Services Bureau and normally worked from 7:00 am to 5:00 pm, Monday through Thursday, and every other Friday. On 10/24/11, Wareham was working overtime at the Headquarters Station as 3S50. His hours for the overtime shift were $5: 30 \mathrm{pm}$ to $11: 30 \mathrm{pm}$. He attended the Headquarters briefing at 7:00 pm.

After briefing Wareham began patrolling and was on his way towards the Rincon Beach area. He heard via the radio a deputy broadcast "shots fired". Dispatch directed Wareham to respond to the area of the shooting which was in Ojai. Wareham did not remember the street location. He began heading north on Highway 33 "code". Dispatch cancelled him and advised him the Sergeant unit in Ojai would handle the call. Wareham heard a deputy broadcast they were now in pursuit of the suspect vehicle and were heading towards his location. Wareham continued north on Highway 33 and exited at Canada Larga Road. He positioned his unit facing south on Highway 33 anticipating the pursuit coming in his direction. Wareham determined via the radio there were two deputies in the pursuit at that moment. He was aware that 3DK (canine) Greg Guilin was positioned further north of his location waiting for the pursuit.

Wareham said as a supervisor he decided to wait for the pursuit so he could supervise the termination point of the pursuit. As the pursuit passed Wareham he became what he estimated as the fourth unit.

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| He trailed the pursuit from an estimated $1 / 4$ to $1 / 2$ mile back. Wareham knew that he could act as a traffic barricade if needed. He anticipated this pursuit ending in a "normal" felony stop. Wareham said the pursuit quickly slowed down at Highway 33 southbound at Stanley Street and again sped away. The slow down allowed Wareham to catch up to the pursuit. I asked Wareham if he was able to determine if the pursuit actually stopped at Stanley and he said no. Wareham estimated being a thousand yards behind the pursuit at the point they slowed down at Stanley. |  |  |  |

The pursuit continued south on Highway 101 and came to a quick stop at or north of Seaward Avenue. Wareham was approaching the units near Seaward and saw the units in good tactical positions. Wareham pulled to the center median to act as the supervisor during the stop. At this point Wareham could see gunshots being fired back and forth. Wareham said the suspect was either out of his vehicle or "half positioned" out of his vehicle. He could see the suspect firing back at the deputies. Wareham could see deputies firing at the suspect. He assumed this would be the termination point of the pursuit. He then saw the suspect get back into his vehicle and speed away south. Wareham thought possibly that a deputy had been hit or injured. Wareham was thinking the suspect may have "won the battle" and that was why he was able to get away. Wareham thought there were enough deputies to tend to anyone injured, so he began to pursue the suspect as the primary unit. I asked Wareham what the lighting condition was like at Seaward Avenue. He said it was the surrounding ambient street lighting. He said it was dark and described the visibility as "fairly clear".

Wareham described hearing the gunfire exchange as well as seeing it. He estimated the suspect firing 4-6 rounds. He saw several muzzle flashes from the suspect's location. Wareham again surmised that he thought a deputy had been hit with gunfire and that was why the suspect was able to get into his vehicle and leave. Wareham described seeing three patrol units during the stop and gunfire exchange near Seaward Avenue. He said while traveling behind the pursuit on Highway 33 he failed to mention earlier that he thinks he saw other "patrol like" vehicles while looking into his rearview mirror. Wareham had his lights and siren activated because he was attempting to block traffic that was behind the pursuit.

Wareham said once the suspect sped away from Seaward Avenue and he became the primary unit, he noticed another patrol unit quickly got behind him as the secondary unit. The pursuit continued south on Highway 101 at speeds between 70 and 90 miles per hour. Wareham said he now had a mindset that the suspect was "fighting to the death". The suspect now exited at Vineyard Avenue in Oxnard. The suspect was traveling between 60 and 90 miles per hour on the surface streets and failed to stop at any stop signs or red traffic lights that were encountered. Wareham said the pursuit continued to the end of Vineyard Avenue. Wareham described the suspect making several evasive turns onto streets he was not familiar with. He again said the suspect was failing to stop at any stop signs or red traffic lights.

Wareham said the suspect continued to flee and the pursuit continued to the area near the Oxnard Police Station on "C" Street. Wareham said dispatch advised the suspect was armed with a gun in an earlier domestic disturbance at which time he brandished the gun. Dispatch also advised the suspect was wanted in relation to the domestic and brandishing. Wareham said he never realized the original domestic crime occurred in Oxnard until the entire incident was over. He thought the original domestic

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| Narrative: <br> incident occurred in Ojai when the suspect shot at Deputy Purdue. When the pursuit was near the Oxnard Police Station the suspect began making circles in the same direction around streets in the area. <br> Wareham saw an Oxnard Police unit parked on a street in the area near the police station. The suspect circled that street a couple times. Wareham recalled hearing something via the radio about getting an Oxnard officer at a specific house. Wareham suspected the suspect may have been trying to get back to the house related to the domestic disturbance. Wareham was evaluating if they were possibly going to have a shooting at this house and in front of family members. Wareham saw the suspect come out of an alley in the area and onto the street where the Oxnard Police unit was parked. Wareham saw the suspect fire another gunshot out of the driver's side window. Wareham didn't know if the suspect was firing at him or the Oxnard Police officer in his unit. Wareham was still the primary unit at this point. He requested via dispatch to have "station 3 " (Oxnard Police) units take over the pursuit due to his unfamiliarity with the Oxnard area. |  |  |  |
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The suspect continued to flee and the pursuit continued. Wareham described the pursuit moving south "towards the ocean". The suspect was traveling at speeds between 60 and 90 miles per hour. Wareham was evaluating how they could effectively end the pursuit. Wareham felt deadly force was authorized at this time due to the suspect's behavior and attempts to kill him and the other deputies involved in the pursuit. Wareham also believed the suspect may be trying to get to someone else to kill them. Wareham thought about using his unit as deadly force. He considered the "pit maneuver" even though it is not authorized by our department. Wareham still knew he could use his vehicle as deadly force if the opportunity presented itself. Wareham continued to determine how he could stop the suspect from harming anyone else. Wareham was concerned about using his vehicle as deadly force because he feared the suspect could shoot rounds through his front windshield.

At some point two Oxnard Police units became involved in the pursuit. Wareham became the third unit in the pursuit. The suspect continued to drive with no regard for the safety of anyone and failed to stop for stop signs or red traffic lights. The suspect went the wrong way on an unknown street as well as going the wrong way for a short period on Victoria Avenue. Wareham described the suspect driving in the residential area near Hemlock Street and Victoria Avenue. Wareham described the suspect making "loops" in the residential area Southeast of the intersection of Victoria Avenue and Hemlock Street. Wareham pointed out that prior to the pursuit exiting at Vineyard Avenue, he removed his shotgun from the holder and placed it on the passenger side floorboard. Wareham said he placed the shotgun in that location because the deputies handguns were ineffective at the Seaward Avenue shooting location and he was preparing for a potential termination point of the pursuit.

Wareham said the suspect drove south on Victoria Avenue past Channel Islands Boulevard towards the Silverstrand Beach area. Wareham knew there was only one way in and one way out of this location. He contemplated how to block the suspect from leaving in order to end the pursuit. The suspect quickly made a u-turn and continued north on Victoria Avenue before Wareham could implement a plan to block the suspect. The suspect's front driver side tire was blown out and no longer on the vehicle as the

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| Narrative: <br> vehicle came to stop at the termination point of the pursuit, which was on Victoria Avenue south of Hemlock Street in Oxnard. The first two Oxnard Police units stopped side by side or "close to it". Wareham was the third unit to stop. He exited his unit and positioned himself on the driver's side front door of the first Oxnard unit. The Oxnard Police Officer from the first Oxnard unit was out of the unit and tucked into the driver's side front doorframe armed with his handgun. The suspect's vehicle was slightly cantered to the left. Wareham saw the suspect turning his body. Wareham estimated being about sixty feet away from the suspect. Wareham saw the suspect with a handgun in what he thought was the right hand. Wareham saw the gun pointed in his direction. Wareham fired his handgun at the suspect. Wareham described the suspect sitting in the vehicle with his body turned around towards him. <br> Wareham described the suspect's gun as a black handgun. He perceived the gun to be a semi automatic. Wareham said he was thinking that the suspect was going to run out of ammunition after the first shooting that occurred on Highway 101 at Seaward Avenue. Wareham said he was "amazed" the suspect never ran out of ammunition. I asked Wareham what his mindset was at the termination of the pursuit knowing he had already witnessed the suspect shooting at deputies on Highway 101 as well as possibly firing a shot at him in Oxnard. Wareham said his mind set was that the termination point was going to be another gun battle where the suspect was going to "fight to the death". He thought the suspect was going to try to shoot as many officers and deputies he could and possibly die in the process. At this point Wareham estimated his distance from the suspect during the shooting was forty to sixty feet. He knew he had to fire his weapon through the suspect's "vehicle glass". Wareham had a clear "sight picture" of the suspect's body through the rear driver's side door window. Wareham directed his rounds in that direction. <br> Wareham further described the suspect as sitting in the driver's seat of his vehicle and turning towards the driver's side door and back towards Wareham and the other officers. Wareham said the suspect "never got turned completely out of the car". Wareham fired his rounds and the suspect collapsed or disappeared into the vehicle. He could still see a small portion of the suspect and he wasn't moving. Wareham yelled "cease fire" to everyone at the scene. Wareham directed the Oxnard Police Officer next to him to use his unit PA system to give the suspect directives to show his hands. At this point Wareham heard an officer yelling there was a second suspect or passenger. He said this was occurring on the opposite side of the suspect vehicle. Wareham then told the Oxnard Police Officer next to him to use his PA system to order the passenger out of the vehicle. The Oxnard Police Officer used the PA system to direct a possible passenger out. Wareham said he never saw another subject in the suspect's vehicle but thought it was possible there could have been a passenger. |  |  |
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Wareham said during the pursuit he was aware Senior Deputy Guilin's unit front windshield and radiator had been shot. He was aware Guilin's unit "died" at some point during the pursuit. Wareham said while he was shooting at the termination point he was aware Guilin had fired a weapon over his shoulder. Wareham felt the percussion on his left side and knew it was a "big gun". He said initially he was not aware Guilin had fired a shotgun. At the termination Wareham was requesting a canine and realized Guilin did not have his canine with him. Deputy Delpit arrived with her canine and was yelling for everyone to get back. Delpit informed everyone she could not release her canine until everyone got

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behind her. Wareham said at this time the suspect was not responding to there commands but he was moving around inside the vehicle.

Wareham said two women came up the right side of the suspect vehicle. He said they came out of the neighborhood east of the suspects vehicle. The women were screaming "we're family" or "he's family". One female went to the driver's side of the suspect vehicle and the other female went to the passenger side. Wareham stated out loud at the scene that they couldn't jeopardize the safety of the two women and they needed to advance towards the suspect. Wareham, Guilin, and other officers advanced towards the two women and the suspect. They got the women out of the way and Wareham grabbed the suspect. He controlled the suspect and dragged him out of the vehicle. Wareham was attempting to restrain the suspect's arms to the rear and he was unable to accomplish it. Wareham didn't know if the suspect was resisting or whether he was in a position that did not allow him to release his arms to the rear. Wareham said they were eventually able to get his arms to the rear and another deputy handcuffed the suspect. Wareham said he notified dispatch that the suspect was in custody and requested the response of medical personal. Wareham had a deputy grab a medical bag. Wareham applied a compress directly to a head wound on the suspect. He described the wound to the rear left top part of his head.

Wareham thought the suspect had a wound on one of his shoulders. Wareham asked the deputy who handcuffed the suspect to apply direct pressure to the shoulder wound. The suspect began mumbling and trying to talk. Wareham requested someone find a recorder. Wareham thought he would obtain a dying declaration. Wareham asked the suspect, "Why did you shoot at us?" and something to the effect of, "Why did you try to kill us?" The suspect mumbled but did not respond to the questions. Wareham could not determine any verbiage from the suspect. Wareham said he was yelling at the suspect to stop resisting during the time he was trying to handcuff him. Wareham described seeing the suspect's black handgun fall off the seat onto the floorboard when he was dragging him out of the car.

Wareham said he was about three car lengths behind the suspect vehicle when the suspect fired one shot in the area of the Oxnard Police Station. Wareham said he wasn't sure if the suspect was firing at him or the Oxnard Police officer that was parked on the street. Wareham said there is a possibility the suspect threw an object out of his vehicle in this same area but he did not know what, if anything, was actually thrown. Wareham said he was using his lights and sirens throughout the entire pursuit.

I asked Wareham about the shooting incident that occurred on Highway 101 at Seaward Avenue. Wareham said he did not get out of his unit and he doesn't know if he even came to a complete stop. He described seeing the suspect and deputies exchanging gunfire. He thinks the suspect was completely out of his vehicle and facing the deputies, but then added he wasn't sure the suspect was on two feet. Wareham said the deputies were out of their units tactically behind their car doors. Wareham estimated this incident lasted seconds. He thought this incident occurred near the number two or three lanes. Wareham estimated the two deputies fired from three to twenty rounds at the suspect.

Wareham again discussed his mindset during the pursuit when the suspect was circling streets in

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Oxnard near the Oxnard Police Station. He thought the suspect was acting like a person who was preparing to fight to the end. Wareham knew the suspect had already tried to use deadly force and had just shot at him. Wareham knew he had to be prepared to get out of his vehicle quickly if the pursuit ended. He was concerned the suspect would start firing rounds at his front windshield before he could get out of his unit. Wareham described his sense of fear was heightened when he heard Guilin advise his front windshield had been hit with a bullet. I showed Wareham three photographs depicting the termination point of the pursuit. In photograph \#1 Wareham showed me where his unit was parked and by which Oxnard Police unit he was standing when he fired his weapon at the suspect. In photograph \#2 Wareham described the location of the first two Oxnard Police units and again pointed to where he was standing when shots were fired. He also showed us which spot light was turned onto the suspect from Oxnard Unit \#2. In photograph \#3 Wareham again pointed out where his unit was and which Oxnard unit he was standing next to. We did not have any further questions and the interview was terminated. I retained the photographs and booked them as evidence.

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Ventura County Sheriff's Department Memorandum

To: Major Crimes Date: October 31, 2011

From: Detective Dave Brantley

Subject: Dave Wareham / OIS

Re: $\quad 11-24252$

Date of Interview: October 25, 2011

Time of Interview: 0455 hrs

Case Catalyst Operator:

Legend: $\quad \mathrm{DB}=$ Dave Brantley
GS = Greg Sharp
DW = Dave Wareham
KY = Ken Yuwiler


DB: It's $10 / 25,2011$ at 0455 hours. Detective Dave Brantley, Detective Greg Sharp, attorney Ken Yuwiler, talking with Sergeant --

DW: Dave Wareham.
DB: -- Dave Wareham. It's been a long night.
Dave, we're going to talk to you about the incident you were involved in tonight. What is your normal shift that you -you work there in Ojai?

DW: I'm assigned to the Court Services Bureau, detention service, Court Services Bureau. I work normally 7:00 to 5:00 Monday through Thursday and every other Friday.

DB: So I assume, are -- you were working overtime tonight.

DW: Correct. I was working from 5:30 to 11:30, assigned to the headquarters station.

DB: And you were 3 S --
DW: 3S50.
GS: And this was on yesterday's date; is that correct?
DW: Yes. It would have been Monday the --
DB: The 24 th. So it would have been --
DW: 24th, yes.
DB: -- Monday, $10 / 24$.
DW: Yeah. 8- -- my shift was assigned to -- at 1730.
That 2330 was my assigned hours.
DB: Okay.
GS: What was your call sign, Dave?
DW: 3550 .
DB: Did you attend briefing at $5: 30$ ?

DW: I attend briefing at 1900. That's when the patrol officers come in --

DB: Oh, okay.
DW: -- for briefing. The sergeants have different relief hours.

DB: Okay. After briefing, you went out to the streets?
DW: After briefing, went out to the streets, was on my way up to the Rincon, had just gotten off the 101 northbound, didn't even make it to the State park when I heard an officer yell shots fired on the radio. Then I -- I made a U-turn, started back and dispatch then assigned me to respond to Ojai to the -- they gave the street location. I don't remember right now what that street location was but I knew it was in Ojai. So I started responding code up to Ojai.

Before I hit -- just as I was hitting Highway 33 on-ramp to go northbound on 33, they canceled me and told me that the Sam unit from Ojai was going $10-8$ and was going to handle it. But it was about that time, same time, they started talking about they're in pursuit of the vehicle and they started southbound on the 33 giving their location heading in my direction.

So I continued up the 33 to Canada -- Canada Larga or Canada Larga, whatever it is. Got off there, got over into the southbound side of the freeway and sat there waiting, knowing -- I heard the radio traffic. I knew that there was at least two units that were in the pursuit at that point and a canine, the David King, which is Greg Guilin, was the canine, he was posted further up the 33. I can't -- and he -- I remember him telling his location of where he was waiting to pick up the pursuit but I don't
remember where it was now.
DB: Was he further south?
DW: Further north. He was --
DB: Further north.
DW: He was closer to the pursuit than I. So I figured I'd wait there as a supervisor, I'd wait for the pursuit to -- to come to me and I would supervise the termination of the pursuit, and in addition also knowing that shots had been fired at the officer.

So I waited, they came by me. I dropped in as the fourth car I believe. There might have been another one there. But I believe I was the fourth car behind it but I didn't participate in the actual pursuit of it. I stayed probably a quarter mile to a half mile back and actually acted as a moving barricade for any kind of traffic and all that, that was coming down figuring when they stopped and at that point hoping that this would be just a normal felony stop type thing.

They slowed down quickly at Stanley, which allowed me to catch up but I -- by the time I got there, they were taking off again. And I continued to follow and they -- they created more distance.

DB: Let me ask you this, Dave. When you say what, they were taking off again, did -- did you -- were you able to see if they actually stopped?

DW: No. They came to a -- I wasn't able to see.
DB: Okay.
DW: They either came to a stop or came to a near stop.
DB: Okay.

DW: But I wasn't able to really tell.
DB: okay.
DW: I -- I -- I had probably never got within, estimating, within a thousand yards of them at that point. I never got that close.

DB: Do you know if there was any exchange between anybody?

DW: I don't.
DB: Okay.
DW: I don't know. They took off again, they picked up their speed very quickly, put more distance between me. I'm estimating, just based on the distances and that, they had cleared the 33 to southbound 101 on-ramp by the time I had hit the ramp. By the time I was entering that left-hand half circle, they had cleared that so they had put that much distance to me. By the time I got down on the 101, again they had put some considerable distance. I started picking up my speed.

But they came to a quick stop just around seaward or north of seaward I guess it was. And as they -- when I was approaching it, I could see they had fairly decent tactical positioning of their vehicle.

So I pulled over instead of getting behind them and being another fourth officer, I pulled over to the center median where I planned to act as the supervisor and I could see shots being fired back and forth at that point. They were .- there was an exchange of gunfire. The suspect was either out of his car or like half positioned out of his car firing back at the officers. That continued. I really thought at that moment, that was going to be
the termination point. I thought the suspect would be hit or this would end.

But then he, the suspect got in his car and took off again and then I started thinking that perhaps the officer had been hit or injured and, because the suspect thought he had won the battle and could escape. And so, but I also thought that there was two other officers or there was enough people there and enough people around that they could take care of him. So I took off after the suspect and became the -- the lead pursuit vehicle.

DB: What was the lighting at that -- at that time, at

## Seaward?

DW: Seaward, it was, you know, just the surrounding ambient street lighting.

DB: So it had already been dark? It was already dark by then?

DW: It was dark and I don't recall cloud -- you know, the low hung mun- -- nothing thick.

DB: Uh-huh.
DW: Visibility was fairly clear.
DB: Uh-huh.
DW: But there was some humidity in the air, I mean, visible humidity.

DB: You said you saw gunfire. Were you hearing it too?
DW: I heard it, several shots back and forth. I -- I could estimate the suspect probably fired four, maybe six rounds.

DB: Okay. Were you seeing a muzzle?
DW: Not the total estimate. I saw his muzzle flash several times, I just can't tell you how many times.

DB: Right.

DW: And I heard the -- the .- like the gunfire back and forth.

DB: Okay.
DW: And -- and in my mind, I truly, when he got in the car, I, for some reason I thought an officer must have been hit because he wouldn't be able to leave unless --

DB: Uh-huh.
DW: -- somebody had been hit. And so I thought that it was only me left and that's why I left as a supervisor. It was only me left to go after the suspect because the other officers would have to tend to the -- to the other officer that was on -- on the ground.

GS: How many cars were there, patrol units?
DW: There was three. And one thing I didn't mention is, when I was coming down the 33 , I looked in my rearview mirror because I was blocking traffic and it appeared there were other patrol-like cars. You know, the -- the headlights and the -- the front look of other cars. They didn't have on their -- their wigwags and they didn't have on their siren, which I did by the way, if it's important. 'Cause I was trying to do the blocking of traffic and all that. So I couldn't say that they were but they were traveling at our speeds so they were following the pursuit as -- as I moved with the pursuit, they were traveling at a higher rate of speed than traffic other than what I would expect a citizen to do, especially knowing that there's so many cars pursuing the suspect.

So back to the 101, suspect vehicle gets in, takes off.

I take off after him and another vehicle is quickly behind me as a secondary and I wasn't sure where that came from initially because I did think that all three vehicles in that shooting scene were probably going to stay there for that shooting scene. We, southbound 101 speeds of oh, seventy to probably about ninety. Traffic was light, moderate, was nothing really too significant tonight outside of the fact that I had, you know, known that this guy was -- had already encountered and was fighting to the death with other officers.

He gets off at Vineyard, makes a right, squeeze in between a vehicle, a car which is in the right turn lane and the sidewalk. He makes that right right there. I went left of that car and then made my right, so turned around in front of him. We headed on vineyard. He -- we were fortunate, we hit a green light. We hit green lights almost all the way through because I was worried about cross traffic and the speeds at which we were doing, which was again, over -- between sixty and ninety. Continued all the way down Vineyard, all the way to the dead end where it makes that left-hand turn. He blew every stop sign, every red light. He made that turn and went down that street, I can't tell you what that street is at the very end.

But I'm going to need a bottle of water or something. DB: Okay.
DW: 'Cause my throat's kind of --
GS: We'll get you some.
Do you -- do you need a bottle of water?
KY: I'm fine, thank you.
DW: I'll just take the top off.

So we go all the way to the dead end of Vineyard where there's that old museum house or whatever.

DB: Uh-huh.
DW: Make the left. We go down there. He blows through the stop signs. Never -- with the cross traffic are there before the main intersection that -- what's the street Oxnard High School's on?

DB: Gonzales.
DW: Gonzales. And I believe there's a red light there. He blows through that. I believe that's where it was a near collision and I mean it was like one of those things you see on the news where the suspect vehicle blows the -- the stoplight and the car TC's into the side of him.

DB: Are you talking about, were you traveling west on Gonzales at that point?

DW: We were heading -- would it be what, down from the golf course down towards the high school.

DB: On --
DW: We're not on Gonzales.
DB: Oh, you're not?
DW: No.
DB: You're still on the --
DW: We're not on Gonzales.
GS: You're going like you're going to the Harbor?
DW: Right. We're heading towards the Harbor on that street that $I$ don't know what it is. The car that almost collided into him was on Gonzales. So he blows across Gonzales.

DB: Okay, he just goes straight.

DW: He kept going straight, near collision there but continues down and then it -- it makes a dead end into like a field.

DB: Okay.
DW: And I was actually hoping he would just go into the field but he didn't. He made the left-hand turn and I -- again I can't tell you streets after this in oxnard, 'cause I don't know Oxnard that well. But he made a left-hand turn, went over towards, I know Oxnard PD, where that station is. The secondary unit behind me was doing a fairly decent job of putting out locations, streets and -- and speeds. Again, I can't tell you what those streets and speeds were. I pretty much focused on him.

Continuing to assess what I considered, you know, he obviously had used deadly force against us and potentially at some point -- oh yeah, at some point after the shooting on the 101 freeway, dispatch put out that that was a -- the suspect was armed with a gun ear- -- in an earlier domestic call and had brandished it and was wanted for the domestic and the brandishing. They had put that information out on the radio. So --

## DB : Oxnard PD was putting that out?

DW: Our dispatch put it out to us.
DB: Okay.
DW: But I -- I don't -- I think it came from Oxnard PD. I don't know that. And I didn't put together that the original crime had occurred in Oxnard yet until the very end or after it was over. He -- I thought it had occurred in Ojai, the original domestic and then he had shot at -- at -- what I later learned to be Perdue.

So anyhow, we go in, we go over towards the PD and at the PD he starts making circles around the blocks in the same direction. That park that's in front of the PD or the library or whatever, he goes over there and he starts making a circle around that block and there's an Oxnard PD car parked right there. So at that point I then realized or I thought, I don't know if it's true, my thought was this is probably the house of the domestic or the house that he was trying to get to because there was some radio traffic about that, that we needed to get Oxnard at the house or at a scene or something like that. And so I figured he was trying to get back to that house. Now he's doing these circles evaluating how do I -- how do we -- how do I handle this?. That's what I'm thinking he's thinking. And I'm evaluating whether we're going to have a shooting in front of his family or a house or whatever. How's he going to want to finish this?

But so he doesn't stop, he goes -- and then he, after circling the park twice, he goes and circles the back side and goes through an alley. When he comes out the alley onto street where the oxnard PD officer's car was parked, and it wasn't parallel parked either, it was diagonally parked, as he comes out of the alley onto the street that that car was parked at, he fires another round out the window of the car.

GS: Which window?
DW: The driver's side window and I -- you know, I -- the way that the angle that he had, I wasn't positive whether he was shooting at me or shooting at the Oxnard car or officer in the car. I didn't know if there was an officer in the - but he had fired another round at us.

DB : And you were still the primary at the time?
DW: I was still the primary following the vehicle.
DB: Right.
DW: I had asked dispatch if they could get me oxnard units to take over the pursuit because I didn't know the locations and where we were going so I was -- you know, I was less equipped knowing the turns that were coming up and what neighborhoods we were going into. So I asked dispatch if they could get on Station 3. I referred to them at Station 3 involved and they said they were working on it. We continued to drive around that neighborhood several times. Went back and my direct -- back towards the ocean so whatever that is, south or west or -- we started going back into that neighborhood. And then we came back, back down the streets, speeds of anywhere from I'd say sixty again to ninety depending on it. Sometimes we'd come into traffic, I would be thinking that there was an opportunity and I mentally was starting to evaluate how we could best end this situation.

I was thinking of -- you know, I knew that lethal force at this point would be authorized based on his behavior. I felt that he was trying to kill us or he was going to -- you know, he was going to kill somebody else. He was trying to get to somebody else. So I started evaluating can I use my vehicle as deadly force to, you know, pit maneuver went through my head even though, you know, I -- I literally thought we're not authorized to do pit maneuvers so -- but at this point I'm authorized to use deadly force so I can use my vehicle in any manner that I need to. So I literally was evaluating how I could stop him from hopefully harming anybody else either in a traffic collision or at the
termination point, minimizing the damage to anybody else or any officers.

But my greatest fear was if I use my vehicle, then I'm compromised because he's obviously shooting at us and how do I keep him from putting bullets through the windshield into me as I'm using the vehicle to stop his vehicle? So I'm going through that mental thought as the pursuit continues.

Finally oxnard jumped in. First two officers came in. I could hear on the scanner 'cause I had turned it on that, you know, they were starting to give out their locations and starting to do their thing in the pursuit so I backed off to be the third unit and continued to act as the third unit in the pursuit. They did a great job basically following the pursuit but he went over into the neighborhood over -- we came down Channel Islands. Again, disregard for public safety, cars, things like that; blowing through stop signs, going around cars, went the wrong way on one of the streets. He, you know, he just didn't -- actually he went the wrong way on -- on Victoria. When he first made the right-hand turn, he was in the wrong lane and then he got back onto the right lane and then he made another left and went into the wrong lane on that street so it -- he continued this behave -- irrationally and dangerously.

I continued to be the third unit till we ended up -- he made two loops in that neighborhood that was just to our right as the pursuit ended. He went into that neighborhood and made two loops into that neighborhood. Again immediately I -- I started to think that this is probably a friendly neighborhood to him, someplace that he's comfortable. I need -- we need to be prepared.

I left out earlier, I had taken the shotgun out of the rack and put it on the floorboard of my car. That -- I did that while we were on the 101 southbound in preparation for the termination point because I have seen, you know, the other officers were ineffective with their -- their guns, their handguns on the 101 so I made a mental note and in the -- my prior shooting at East Valley, I had -- I knew how ineffective small arms were to the vehicle when -- and even slugs had difficulty penetrating the vehicle in that shooting. So I set the shotgun down thinking that's the best weapon I had to penetrate the vehicle if this thing was going to terminate and he was going to continue to try to -- to shoot at us.

We got to that termination point. He had lost his front driver's tire. We had put that out. Oh, he also drove down Victoria south of Harbor, so down into the -- where La Janelle is, that neighborhood. He started down that way. I made a note to myse- -- a mental note to myself, and I thought, okay, this is it. If he goes all the way down into that neighborhood, I knew there's only one way in and one way out so we'll -- you know, we need to end this now so we'll set up a barricade if we have to and get out and hopefully stop him if he goes in there and I figured oxnard would pursue him.

I tried to get the cars that were behind me to set up some type of barricade and stop him from coming back out and continuing this pursuit. But he hung a quick U-turn before it far -- far enough down for me to execute that plan.

He then drove around a little bit like I said, ends up at that termination point. It happened very quickly but the two

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Oxnard officers came up side by side almost or close to it. I was the third vehicle or the first sheriff's vehicle behind them.

I got -- I had already removed my seatbelt and got out of my car without grabbing the shotgun and I came up on the driver's side of the Oxnard, the -- the front Oxnard patrol vehicle. The driver of that vehicle got out and I -- I think there was a passenger in that vehicle because somebody got there very quickly.

GS: In the patrol car?
DW: In the patrol car. But I am not confident of that. It's just, it happened so quickly for him to pop up and be there that I'm not sure how he got there outside of being a second officer and I didn't recognize that earlier. When I got to the driver's side door, the officer, the oxnard officer was in the door where the door connects with the -- the vehicle part of it. He was in that area with his gun drawn and as I got there, the suspect in the vehicle goes to turn and I see .-

GS: Turn the vehicle or turn his body?
DW: Turn his body. His vehicle was slightly cantered with the driver's side facing what I feel was, not at a 90 by no means but I had a decent angle at the driver's side of the vehicle and -- and him. He turns --

GS: About how far do you think you were from him?
DW: Approximately sixty feet. I was right at -- I was behind the -- the door of the oxnard patrol car but, you know, towards the end portion of it. When he started to turn, I mean, I knew I didn't have an engine block or anything else in front of me. I immediately felt this was it.

He -- oh, he had turned with a handgun in his, you know,
in his hand or what I believed to be. I know it was a handgun 'cause we found the handgun there, but he turned with the handgun in his hand, I think it was in his ri- -- right hand of my perception, was that it was in his right hand because he was turning his shoulders and the gun was in front of his body. You know, if this makes sense to you. So he was doing this and when I saw the gun coming back in my direction again, I opened fire. But I mean, all this happened in just -- I mean, what seems like milliseconds.

GS: Is he still staying in the car or he got out?
DW: He's still sitting.
GS: Staying in? Hey, anytime you want to stop and take a drink or catch your breath, I know you've been up -- you've been up for a lot of hours now.

DW: I'm sorry.
GS: And I appreciate you -- you doing so well for this. Take a drink of water, catch your breath.

DW: I'm with you.
GS: Okay? Just relax.
DB: Could you describe the gun?
DW: Black handgun. I -- from the shootings that I saw earlier to this, I perceived it to be a semi-auto and I was amazed throughout the whole thing after that initial shooting on the 101 , I'm thinking most guys are going to run out of ammo but this guy didn't run out of ammo. I mean, he just didn't. So when he turned, I immediately fired my weapon, which I had already -- it was drawn the moment I got out of my car, pointed in his direction.

DB: And you already -- you told us you already knew that
he had shot at the officers in Ojai. You --

DW: Absolutely.
DB: You saw the shoot -- the shooting in -- at the area
of --
DW: 101.
DB: -- 101 and Seaward as well as in the area, in
oxnard.
DW: Right.
DB: Now at the termination point, what's your mindset?
You've already said you thought he was trying to kill --
DW: He -- he --
DB: Kill you guys.
DW: -- was -- he -- my mindset was that this was another gun battle, that he was going to fight to the death and either take as many of us with him in this --

DB: Uh-huh.
DW: -- act of whatever it is --
DB: Uh-huh.
DW: -- and/or die in the process.
DB: Okay.
DW: So I fired my handgun approximately oh, we'll say forty to sixty feet away from him knowing that I had to fire through the vehicle, the glass, so I had a -- I took a clear sight picture into the glass on the vehicle, both in the -- like I could see part of his body through the rear driver's side door; the rear door on the driver's side, the window, and I made it a clear -like the window and the passenger, backseat passenger but on the driver's side. I could see part of his body there so I attempted
to shoot through that glass but I knew I had to break the glass first to make my shots even close to accurate. So I fired several and then I also tried to fire what the portion of his body that I could see, which would be this shoulder and his head, on the other side of the post that separates the driver's door and the rear seat passenger's door.

GS: Now, when you were describing the turning around, was he turning like you -- you were describing?

DW: Yeah, he was -- this -- if -- if I'm sitting in the driver's seat of the car --

GS: You're -- you're indicating with your right hand is --

DW: My right hand, he would have had the gun in, I believe in his right hand. He was turning towards the left out the door to turn around and face us and -- and assault us and shoot us. He just -- he never got to that point. I mean, he never got turned completely out of the car with the barrage of bullets that took place.

I fired my shots and then he collapsed or disappeared into the vehicle. Couldn't -- I could see a small portion of his body but he wasn't moving so I yelled cease fire to everybody there and had to yell it several times, everybody had to repeat it. We finally got everybody to stop. There was a lot of yelling but, you know, people thought he was moving or doing whatever. And I -- I told the Oxnard officer that was standing to my right, he was still next to his car, to get on his PA system and start giving him orders to show us his hands, come out of the vehicle and while that was happening, somebody else was yelling there was another person

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involved, it was another passenger or whatever. And that was like on the other side of the car.

GS: Okay, so somebody yelling, was this a bystander or another officer?

DW: No, another officer. Or at least I thought it was another officer was yelling there was another passenger or somebody else involved in this. And I'm thinking, okay, well, we need to get that person out so I'm telling the officer to yell passenger, you know, get out of the car and he yelled that a couple times on the PA system. But we were also dealing with the helicopter washing noise.

GS: Did you ever see somebody else in the car during the whole pursuit?

DW: I did not.
GS: Okay.
DW: I did not.
GS: And --
DW: But I wasn't sure because of, you know, all that had occurred. It was -- it was possible. I -- I believe that it was possible that maybe somebody else was there. But I didn't -- I never saw them.

GS: And why did you believe it was possible?
DW: Just because things weren't going the way that we -I thought that -- you know, when an officer gives directions, we don't get into shootings normally in this area. And they don't -when we do, they don't ever continue.

So we ordered the guy or he used the PA, tried to order a passenger out, that didn't happen. In the meanwhile, I asked for a
canine to come up and Greg Guilin was there with me but I -- oh, I left out. I was aware in the pursuit after the 101, that Greg's front windshield had been shot out and his radiator had been shot out because he announced it on the radio that his -- his window was shout out, his radiator had been shot out. Somebody asked about the dog I think, even during the pursuit. He said the dog was okay and he said he was okay but his unit had died somewhere along the pursuit.

But when I got there and I know Greg had fired a shot over my shoulder and the only reason $I$ know is because after the -after I had shot or while I'm shooting, I felt the percussion and -- of the shotgun. I didn't know it was a shotgun but I knew it was a big gun. I felt the percussion and everything on my left side and there was a lot of officers. And so literally, I mean when I stopped shooting I was like I'm not moving because I'm afraid I might get shot.

Anyhow, so I stayed right there and eventually trying to get the canine up and $I$-- the -- he didn't have his dog, Greg didn't have his dog. I had thought perhaps he had taken his dog and gotten in another patrol car. But he was able to get another dog coming up. He mentioned or something. So they brought that dog but then Delpit showed up with her dog and so I said send the dog in and she started yelling at everybody to get out of the way and I realized as this was happening, she said -- or it was afterward maybe. I don't remember, she said sometime during that if I release the dog, the dog will bite everybody on the way to the car. So she couldn't release the dog.

While we were trying to get that to happen, because he

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wasn't responding, but he was starting to move, he was moving in the car again and everybody was yelling that to --

GS: I'm sorry, he was moving or he was moving the car?
DW: He was moving.
GS: Okay.
DW: He was moving in the car. Two women came out of the right side and --

GS: Came?
DW: Out of the neighborhood.
GS: Okay. Not out of the car but they came out of the --

DW: Out of the neighbor from somewhere and we're screaming but $I$ couldn't make out what they were yelling but $I$ did hear them say we're family or he's family and they went .- one went to the passenger's side and another one went to the driver's side and so I said verbally, we can't jeopardize their safety, we got to go so I took off, Greg was with me and some other officers advanced up with me, got the woman out of the way.

And I grabbed the suspect, took, you know, control of him, dragged him out of the car. The gun was sitting on the seat, dragged him out of the car. I was trying to get his arms behind his back but either he was in a position that I couldn't get them in behind them or he was resisting. I mean, it was awkward because his arms weren't going the way I wanted them to go behind his back, you know, they way they normally go. So I couldn't tell whether he was resisting or not but we eventually, we were able to get them there and another officer brought his handcuffs in by that time and we then handcuffed him. I then had that, and it was one of our
deputies and then I told that deputy to search him so he searched him and I then told dispatch we had him in custody and to have EMS respond in. While that was happening, I had somebody go get a medical bag and I applied a compress to it. He had a head wound and I applied a compress to his head wound.

GS: Where was the head wound?
DW: It was -- it was --
GS: You're pointing to the back of his head?
DW: Left -- yeah. Like near the back or -- or kind of left top part of his head. He had a head wound so I put a compress bandage on that. I just applied pressure. We thought he was bleeding from his shoulder so the officer that had handcuffed him, I had him just put pressure on that -- that shoulder wound.

He started mumbling and talk -- or you know, like he was trying to say something. I asked for a tape recorder several times but we didn't have one immediately on scene so I tried to get either what I thought might be a dying declaration or some kind of statement from him. So I asked him several times, why did you shoot at us? You know, why were you -- something to that effect. Why did you try to kill us? Something, I -- figure out why he -he did what he did. He didn't respond. And he mumbled but he'd never respond to anything that was -- you could determine.

I thought I had forgotten something but I don't remember what else. So go ahead if you have questions.

DB: At the end, at the termination and you're -- you're giving him first aid, can you give an approximate on how old you thought he was or (INAUDIBLE) was.

DW: You know, thirty.

DB: And besides his mumbling, you wouldn't make out any verbiage from him then?

DW: No.
DB: Okay. And you were probably -- were you still giving him commands at that time?

DW: We were just -- when I was trying to get him handcuffed, you know, I -- I believe I yelled stop resisting. DB: Okay. At that point, did I hear you right, you saw his weapon, his gun still in the car on the seat? DW: When I dragged him out, the gun fell and I think it was on the seat.

DB: Okay.
DW: Maybe a floorboard but it was in the car.
DB: You -- was it the same black gun that you saw him firing at you earlier?

DW: Yeah. Well, I believe so.
DB: It was a black gun that you saw?
DW: Yeah.
DB: Okay.
GS: When he shot at the car when you were still moving, I believe and you were -- described how he was circling that -- the residence or the location, you saw the Oxnard police car there and you thought he either, I think you said thought he was either shooting at you or shooting at that oxnard police car. How close were you to him then?

DW: Probably three car lengths behind him maybe. I mean, close enough that I could see the gun and the flash out the window. It's just I couldn't determine whether it was pointed back
at me or pointed at the oxnard officer.

DB: Okay. At the end, the termination when you were still firing at him, did you -- did you say you were forty to sixty feet from him?

DW: Yeah, approximately.
DB: All right, approximately.
GS: When you were the primary in the pursuit, did you have all your lights on in your patrol car?

DW: Lights and siren were the entire time.
GS: Strobes, everything?
DW: A couple of times, I think I even may have, you know, cycled it in the intersections.

GS: Cycled the siren?
DW: Yeah. I didn't do it every intersection but --
GS: What -- was it ever well enough lit that you could actually see him inside the car?

DW: Yes.
GS: Did you ever see anybody else inside the car?
DW: No.
GS: Do you think if somebody else would have been in the car that you would have seen him at that time?

DW: If I -- no. Because I mean, if he was laying down in it and that's when -- when I heard that other officer at the termination point, he yelled there's somebody else in the car, that was my first thought that maybe somebody was laying in the car.

GS: Right, okay.
DB: At any point from the time that you were pursuing him to the termination, was there any point where he could have
stopped and let somebody out?
DW: No.
DB: Okay.
DW: But at that same location where he shot at me in that area, and this was later but he was back in that area, he may have thrown something out the window. And the only reason I -Oxnard had just taken over the pursuit and the oxnard officer said something and I saw debris or something go out --

DB: Uh-huh.
DW: -- the passenger side or come from the passenger side of his car. Again, I was the third car back on that. But at that moment and the reason I bring it up is I thought maybe he was, you know, dumping something.

GS: You heard the OPD officer acknowledge it though?
DW: I thought I heard him say it. But I wasn't -- I'm not clear on that's what he said. That's what. I thought he might have said, like he's dumping something.

GS: And that was about the same area where the Oxnard patrol car was?

DW: On that same street but further south or -- or west. He made a right-hand turn onto that road and went down and -- and before and then he made another right off of it but on that same road. I don't know what that road is.

DB: Were you communicating with the other units during -- during out the -- throughout the pursuit?

DW: I was until I became the primary. When I was the supervisor I was encouraging speed, location and, you know, volume of traffic. I mentioned it maybe on the radio. I also mentioned

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on the radio -- when I did become the primary, I was getting walked on quite a bit or a little bit, I'll say a little bit and I made the comment on the radio, I need radio traffic or I need to be out because, you know, it was one of your typical, everybody was trying to tell me we're responding and I couldn't tell them what I needed to get out. So I might have mentioned that on the radio.

I -- to answer your question, sorry, I did communicate a little bit until I became the primary and then the officer behind me was doing a fairly decent job of putting out location and speed and I just focused on trying to follow the vehicle until I got Oxnard in.

DB: Okay. We might have covered it. When you initially described it, but when they -- when you guys stopped the first time around Seaward, you got out?

DW: I didn't get out.
DB: You didn't get out?
DW: I never got out of my car.
DB: How long did that stoppage last?
DW: There's -- they're stopped --
DB: Yeah.
DW: -- was, I can't tell you the time, but I can tell you it was coming to a stop, immediately shots being exchanged between both office -- both parties.

DB: Uh-huh.
DW: And I -- as I approached and slowed and --
DB: Uh-huh.
DW: -- see that, I mean I don't even know that I actually came to a complete stop.

DB: Okay. We're talking seconds.
DW: And he took off. Yeah.
DB: Did you -- did you describe him getting out of that vehicle at any point at that time?

DW: Yeah. He .-
DB: Okay. He actually got out of it?
DW: I don't know if he was completely out but he was out and turned.

DB: And you could see his body?
DW: I could see him turned and facing the officers and shooting. I -- I can't tell you he was completely on two feet.

DB: Okay.
DW: But I -- yeah, I want to say I think he was.
DB : okay. And did you describe the officers as out of their vehicles, or the deputies?

DW: They were out in that tactical.
DB: Okay.
DW: Both, oh, by their doors. By their driver's door.
DB: Okay. And one of them was Guilin?
DW: One was definitely Greg Guilin. I learned later that the other one was Perdue.

DB: Eric.
DW: He was the primary.
DB: Okay.
DW: And yet another officer, I think Johnston as the secondary. So it was those three.

DB: So all three of them were out of their vehicles?
DW: Can't say all three were. But the -- Guilin, I know

Guilin or the front two were.

DB: Okay.
DW: I know.
GS: And they set in up a standard felony stop?
DW: Standard.
GS: On the side?
DW: When the first vehicle was there, second vehicle to the side and the third vehicle was offset even further on the primary so on the other side of the primary. So --

GS: What lane did this take place in?
DW: I want to .-
GS: Were they in?
DW: They were -- suspect was like either in two and a half to three area and then they were set up behind him fairly decent. The primary vehicle probably splitting them in that, you know, if he was in the number three, they were probably in the two and a half, three and everybody else was offset. Because when I pulled up I thought this is tactically sound. I don't need to participate in this, there's three officers. You know, 'cause I'm expect -- initially I'm just expecting a felony stop to take place. He's giving up.

DB: Uh-huh.
DW: And then there's the exchange of shots that go on between the two of them.

DB: Did you describe that stop just short of the Seaward exit?

DW: Yeah.
DB: Okay.

DW: Well, right in that immediate area. I don't know exactly where.

DB: Okay.
GS: And forgive me if you answered this, I apologize. Do you know how many -- about how many shots you heard the officers fire?

DW: More than three. More than three, less than twenty. I don't --

DB: That's all right. And you told us that dispatch had advised you that -- that there was a domestic situation behind this thing?

DW: With a gun.
DB: Right.
DW: Involved with a gun.
DB: Okay.
GS: Do you know how they identified the driver of that car as the suspect?

DW: No. Well, I recall dispatch putting out information about him or the vehicle. You know, the RO of the vehicle and the plate, that kind of stuff but I don't know how that all became about.

DB: Do you remember where it came back to? A location?
DW: No, I -- you know what, I just didn't pay that much attention to it.

DB: Okay.
DW: 'Cause by the time that was happening, I was the primary and I was just trying to stay with him.

GS: The location where you saw the oxnard car where he
was circling the block, what went through your mind when you saw the - the gun or him shooting the gun?

DW: I told you when we got there I thought that this was, you know, going to be -- that was the location he was probably going to make his final stand. He was going back there to - in my mind, he was going back there maybe because I thought that could be the location of the domestic for some reason at that point. And I thought that he may be going back there to finish things or whatever but he saw the Oxnard car and that was the deterrent to keep him from going there. So I -- I -- my -- in my mind I'm thinking that he was going to probably have his gun battle or he was going to fight his way into the house or do whatever he had to do to get back there. Knowing how, in my experience how domestics take place, they're violent, he's already used a gun; not only in the domestic but he's also used it against us and so he's, you know, his -- he -- my experience, if people have gone that far they're usually going to fight to the end. And he shot -- he shot at me. I mean, right .-

DB: So all that's going through your mind, is he --
DW: All that is - you know, I need to be prepared to defend myself immediately upon us stopping.

DB: Okay.
DW: Because if he beats me out and beats me to the turn and starts putting bullets through the windshield and I have my seatbelt latched, I mean several times I even kept, during the pursuit, I kept thinking do I take the seatbelt off now? Do I leave it latched? You know --

GS: Are you afraid he was going to get the drop on you?

DW: Yeah.
GS: Shoot you in your car?
DW: Yeah. Because I couldn't get the seatbelt off fast enough.

GS: What did you think when you heard -- you mentioned earlier about Senior Deputy Guilin taking bullets, did they say through the windshield?

DW: Through the windshield. He had said he had taken a bullet through the windshield and -- and the radiator.

GS: And what did you think when you heard that?
DW: Just heightened -- heightened my sense of fear and, you know, the potential of again how this could end poorly for me and how could I terminate this? And I don't mean terminate the .how could I get to a conclusion, how could we stop the pursuit and nobody gets hurt.

DB: Right.
DW: And that goes back to, that's when I started thinking about could I use my vehicle as deadly force. You know, or at least use it to try to get him to stop and not get shot myself. So --

DB: I'm showing you these photographs of the termination area. Can you point out this -- where your unit is?

DW: I'm the third car if you want to go, this - the first sheriff's patrol car directly behind the .- the initial --

GS: He can mark on those if you want him.
DB: Yeah, yeah.
What -- that's fine.
GS: Circle it (INAUDIBLE).

DB: Circle it or initial it.
DW: You want me to use --
DB: We want you to use the red one.
DW: What do you want me to do?
DB: Just put an "X" where --
DW: My car?
DB: Yeah. And then I guess if you could show us on this one, which vehicle you came up to where -- where you were at when you were firing your weapon?

DW: I was the -- the -- right behind this -- this vehicle. So I'm going to put a 1 on it.

DB: Okay.
DW: And I was standing in this, where I'm putting a little "X" over there.

DB: Okay. So you're indicating on 1 , is the unit that you were next to when you were firing your weapon and -- and then you put a line on the car door where you were at --

DW: Correct.
DB: -- fire your weapon.
GS: And I didn't get over here in time, but is this car, the black-and-white police car right behind the --

DB: The --
GS: -- first (INAUDIBLE).
DB: The "X."
GS: Yeah.
DW: Yeah.
GS: That's you, the -- your patrol car?
DW: That's my patrol car.

GS: Okay.
KY: And I assume the locations are approximates?
DB: In terms of where you're standing.
GS: Where you're marking.
DW: Yes, the markings are approximate of where I was.
DB: Okay.
GS: Can you -- can you just sign that and date that?
DW: Today's the 22nd?
DB: 25th.
GS: 25 th.
DW: Wow.
DB: Now it is. And date it. This one cuts off and these are suspect's.

GS: Okay. Well, we're going to -- just to make it clear, will you do me a favor, write Photo 1 and that's just so these don't get mixed up.

DB: All right. And then that one cuts off at suspect's vehicle. It's just a continuation and this is the suspect vehicle? DW: Correct. And I'm going to put Photo 2 here first of all.

DB: Yes.
GS: These photos were taken by, obviously, out at the scene. This one here's an aerial, it looks like from behind facing behind all the police cars.

DW: Correct.
GS: Looking towards the --
DW: So approximately again, I was right here behind this door.

DB: Okay.
DW: And as I described, there was an Oxnard officer right here in this --

DB: Uh-huh.
DW: This area.
DB: Uh-huh.
DW: Right there.
DB: And you were next to him?
DW: And -- and that's why I felt that, you know, I had the best angle.

DB: Okay.
DW: Everybody -.
DB: Right.
DW: -- that I thought was there shooting at the time and really the only one that could stop him as he came out the door or was trying to come out the door.

DB: Okay.
DW: In my opinion. I mean, it just .- not -- not the only one.

DB: Okay. And in your best estimation from where you were showing us car doors open where you would be standing, to here is forty to sixty feet?

DW: Yeah.
DB: Okay. All right. You want to -- you want to sign .- sign and ID your number?

GS: Does he need to mark where it was, where he was (INAUDIBLE) talking about?

DB: He -- he did mark it right there.

GS: Was it marked?
DB: Yeah, it's marked.
GS: Okay. Just for audio stamping, it's -- the photo's marked handwritten Photo Number 2, you signed it and you described the front right oxnard PD unit.

DW: This is -- we'll --
GS: That's --
DW: -- put a 1 on this vehicle right here.
GS: Okay. There you go. That's good. And you wrote open the driver's door area.

DW: Correct.
DB: Okay.
GS: Okay, thank you.
DW: Can you bring that photo back, the lighting issue (INAUDIBLE). After the immediate shooting, I had -- I turned around and was looking for more light and so I had this guy here, he had -- did not turn his spotlight on initially.

GS: Put a -- will you put a Number 2 on that car?
DW: And so he turned his spotlight and that's when I could -- I could see the suspect moving and his hands just out, partially outside the door at that point.

DB: Okay.
GS: How was he positioned in the car?
DW: He was seated. He was seated but slumped down with his hands -- his hands were -- like his right hand was either in the middle or on his left leg and his left hand was to the left side of his body.

GS: And the driver's door?

DW: Driver's door was open.

GS: Oh.
KY: You're talking at about what point in time?
DW: Yeah. I -- I take it --
GS: When you're standing here in this, is that what you're talk --

DW: No, I'm talking about when I approached him.
GS: Okay. When (INAUDIBLE).
DW: When I approached him and took him into custody, that's how he was seated.

GS: When you approached the car, was the door closed or open?

DW: It was open.
GS: Okay. So he had opened it?
DW: Yeah.
GS: Okay. So it was open and as you approached, that's what you saw?

DW: Yeah.
GS: And about how far, could you see him from -- from
this car, the Number 1 car you marked, could you see him?
DW: Well, from where I was standing?
GS: When he was in the car? Yes. Okay.
Do you need anything else on this, Dave?
DB: No, we're good.
GS: There's one more photo here. This is another
aerial, a -- a low aerial, appears to be the same scene.
DB: Yeah, it's the same.
GS: Is there anything on there that --

DW: No, it's a -- I'll just say it's a picture depicting a wider --

DB: From a different angle?
DW: -- view from a different angle, yeah.
GS: Okay. And I guess you want to mark the - - the car that you were by on this one also?

DW: This is mine, I'll mark it with a 1 . And then
that's the --
DB: That's the 1 and that's the 2 that you had $-{ }^{-}$
DW: Yeah.
DB: -- indicated before so --
DW: Right.
GS: And we'11 call this Photo 2.
DB: Dave, you just want to put a 1 and a 2 on the cars.
GS: Put an " X " on your car.
DB: Put an " X " on your car.
GS: Like you did the other ones.
DB: And a 1 and a 2.
GS: And 1 indicates the car that you were --
DW: Behind.
GS: -- taking cover behind and --
DB: And then 2 is the guy you turned and told to turn the spotlight on for.

GS: Okay, we're good.
DB: I have nothing else.
GS: All right.
DB: Do you have anything else, Dave?
DW: No.
$\mathrm{DB}: \mathrm{Mr}$. Yuwiler? No?
KY: At the present time. Thank you, Dave.
DW: Not at the present time.
DB: Okay. We're going to stop the interview then.

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Narrative:

# Deputy Carlos Cendejas Public Safety Statement 10/25/11 

## BACKGROUND:

On the evening of $10 / 24 / 11$, Deputies in Ojai conducted a traffic stop on a vehicle driven by suspect Augustine Medina. Medina fired a handgun at deputies during the stop. He then fled in his vehicle and the deputies pursued him. Medina stopped on the freeway in Ventura and engaged the pursuing deputies in a gunfire exchange. He then continued into Oxnard where he fired his weapon in a residential neighborhood while the deputies pursued him. The pursuit eventually terminated in Oxnard when Medina again engaged the officers in a gun battle, this time he was injured and taken into custody. For full details, refer to the follow-up reports.

I initially responded to the scene of the pursuit's termination in Oxnard. While there, Sgt. Hester directed Detective Brantley and I to go to the Sheriff's Headquarters station and obtain an Public Safety Statement from the officers who were involved in the shooting. Because Medina fled the scene and deputies pursued him after the Ojai and Ventura shootings, there was some confusion over where these locations actually took place. Out of concerns for public safety, Sgt. Hester wanted us to ask the deputies the specifics of where the shootings occurred, how many rounds they fired, and what direction they fired them in.

## CONTACT:

On 10/25/11, at about 0121 hours, Detective Brantley, Detective Reyes, and I contacted Deputy Cendejas at the Sheriff's Headquarters Station. Cendejas was accompanied by his attorney, Robert Wexler. The following is a summary of what Cendejas told us. For full verbatim details, refer to the digital recording

Cendejas said he was involved in the termination of the pursuit on Victoria Avenue near Hemlock. When Cendejas "rolled-up" on the shooting, he took position next two two or three other officers, near an Oxnard Police Department unit. Cendejas estimated that he fired about fourteen rounds at the suspect who was in his vehicle. Cendejas could not tell what the suspect was firing at. Cendejas tried to aim his sights at the rear window. He was aiming at the driver's area of the vehicle.

For full details, refer to the digital recording.
End of Report

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## Deputy Carlos Cendejas' Statement

On Tuesday, October 25, 2011, at about 0625 hours, Det. D. Brantley and I interviewed Deputy C. Cendejas concerning the pursuit and shooting he was involved in during the previous evening, Monday, October 24, 2011. Dep. Cendejas' interview was conducted in the Headquarters Station Patrol Sergeant's office. Also present during the interview was Dep. Cendejas' attorney, Ken Yuwiler. Dep. Cendejas' interview was recorded. The recording will be copied onto a disc and booked into evidence. Refer to the recording for the interview in its entirety.

Dep. Cendejas said he is currently assigned to patrol, at the Ojai Station. His work shift hours are 1900 0730 hours. Cendejas stated he was assigned to work the "Three Adam Twenty-One" beat car. After the shift briefing finished, Dep. Cendejas began his shift by taking a burglary report from the victim, who had come to the Ojai Police Station to report the crime. Dep. Cendejas began taking the burglary report in the public lobby area of the station when he heard over the station's speakers an unknown deputy broadcast that gunshots had been fired at his/her location. Dep. Cendejas then heard the dispatcher repeat that gunshots had been fired at an unknown location. Dep. Cendejas excused himself from the burglary victim and went into the office area just far enough to where he could read the patrol Computer Aided Dispatch (CAD) screen. Dep. Cendejas saw that the CAD computer screen was illuminating in red lettering, "SHOTS FIRED" and that the incident was taking place in the "One Adam One" beat area within the city limits of Ojai. Cendejas told the burglary victim that he had to leave and would complete their report on a later date.

Dep. Cendejas quickly chose a patrol car and rapidly put his AR-15 rifle and other patrol equipment in the patrol car. As he was preparing to respond to the scene, Dep. Cendejas heard that the suspect was fleeing from deputies and a pursuit was underway. The suspect drove southbound on Ventura Avenue/Hwy 33 toward Ventura. Dep. Cendejas heard on the police radio that Ojai Police Station Sergeant G. Moody notify dispatch that he was responding to the pursuit. Dep. Cendejas began driving toward the pursuit and he notified dispatch that he was doing so. At this point, Dep. Cendejas said he knew only that shots had been fired and that Ojai Patrol Deputies Purdue, whose call sign was "One Adam Twenty-One" (1A21) and Johnston, whose call sign was "One Boy Twenty-One" (1B21), were involved.

Moments later, Dep. Cendejas heard that the pursuit had reached Highway 33 and Stanley Avenue, and that K-9 Senior Deputy Guilin, whose call sign was "Three Adam King" (3AK) was now also involved in the pursuit. Dep. Cendejas drove with his lights and siren on so he could locate the pursuit and assist with capturing the suspect. Dep. Cendejas did not join the pursuit until the suspect reached the city streets in Oxnard. He was not certain where he finally caught up, but believed it was at the intersection of Ventura Road and Fifth Street or at Gonzales Road at Patterson Road. Det. Brantley asked if during the pursuit, Cendejas remembered hearing any of the other deputies transmit over the police radio that additional gunshots were being fired. Dep. Cendejas answered that he heard Sr . Dep. Guilin transmit via the radio that his windshield "had been hit." Dep. Cendejas also recalled another unknown deputy stating that more gunshots were fired sometime during the pursuit. Dep. Cendejas wasn't certain if Sr .

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Dep. Guilin had been shot, but he knew that "we were taking rounds, I knew that my guys were taking rounds." At this point Dep. Cendejas' voice momentarily cracked, and I could see and hear this was emotional for him to recall.

I asked if Dep. Cendejas heard or knew the location of where the sheriff's deputies who were being fired upon. He answered that he wasn't certain and said he had not yet caught up to the pursuit, but he thought this or these incidents took place while on the 101 Freeway, before the suspect entered into the city of Oxnard. Det. Brantley asked Dep. Cendejas what he thought when he heard that one of his fellow deputies had been shot or was being shot at. Cendejas answered "alright, we're taking fire here" and "someone is out there using deadly force, without regard." Det. Brantley asked what Dep. Cendejas was feeling at this point. He answered, "We need to stop this threat, I'm thinking, we need to put a stop to this threat, we need to stop this." Dep. Cendejas didn't know if there was one or more suspects in the vehicle.

Dep. Cendejas thought he finally caught up with the pursuit in the area of Wooley Road and Patterson Road. The suspect was westbound and then made a U-turn and was now driving eastbound on Wooley Road. Dep. Cendejas was westbound on Wooley Road and Kelp Street when he pulled over to the curb and stopped, knowing that the suspect(s) would drive by him, going eastbound. Cendejas then saw that the suspect was alone in his vehicle when he drove by Cendejas at a high rate of speed. Dep. Cendejas could only see that the suspect was a male and could not describe him any further. The suspect drove eastbound to Ventura Road, then southbound to Channel Islands Boulevard where he went westbound. The suspect drove through several residential streets which Dep. Cendejas did not know the names of, before he drove northbound on Victoria Avenue. Prior to reaching Hemlock Street, the suspect vehicle stopped.

Dep. Cendejas stopped his patrol car and got out. Det. Brantley asked Cendejas if he heard gunshots being fired at his point. Dep. Cendejas answered, not at this time. Cendejas said he drew his handgun and thought he had to "stop the threat" as he ran toward where the first pursuing Oxnard Police and Ventura Sheriff's vehicles had stopped behind suspect vehicle. Just as Dep. Cendejas reached one of the closest law enforcement vehicles, which was an Oxnard Police unit, to the suspect vehicle, he saw "muzzle flashes" from the interior of the suspect vehicle. Dep. Cendejas thought he and/or the other police officers were being shot at. When Dep. Cendejas saw the muzzle flashes, he simultaneously saw the silhouette of the suspect inside the vehicle. For the second time during his interview I detected a slight amount of emotion in his voice again as Dep. Cendejas cleared his throat. Dep. Cendejas said he returned gunfire at the suspect. He fired a full magazine with twelve rounds of ammunition at the suspect and then looked down to reload his weapon. Dep. Cendejas momentarily lost sight of the suspect and moved back approximately 2-3 feet behind the Oxnard Police Officers who were next to Cendejas. The Oxnard Police Offices fired at the suspect while Dep. Cendejas was reloading his weapon. Dep. Cendejas later estimated he was 100 feet ( $+/-20$ feet) from the suspect vehicle when he returned fire at the suspect.

After Dep. Cendejas looked back up he still saw the suspect's silhouette. He knew the suspect was still

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inside the vehicle. Dep. Cendejas believed the suspect was still a threat to him and the other officers so he fired two or three additional rounds at the suspect. Dep. Cendejas said the shooting suddenly stopped.

Dep. Cendejas moved to his right to take cover behind a tree which was on a small grassy median, dividing Victoria Avenue and a frontage road to the east. Dep. Cendejas couldn't see the suspect, but he thought the suspect was going to "pop up again" because he didn't know if the suspect had been wounded. Dep. Purdue was to Dep. Cendejas' right and while the suspect wasn't moving, Cendejas moved further to his right (east) and took cover behind a truck that was close by.

Dep. Cendejas told us he saw movement on the small grassy median divider about 150 feet north of where he was. Cendejas said he shined his flashlight on the area where he noticed the movement, and he saw a male lying face down on the grassy median. Dep. Cendejas said he was slightly confused and wondered if this male could somehow come out of the suspect's vehicle. While the officers and deputies moved forward to take the suspect into custody, Cendejas advanced toward the second male who was only 50-100 feet northeast of the suspect vehicle.

Det. Brantley asked if Dep. Cendejas heard the gunshot when he saw the muzzle flashes from the suspect weapon. He answered that he did not hear the gun shots, he only saw the muzzle flashes. I asked how many muzzle flashes he saw and Dep. Cendejas answered he thought he saw two or three muzzle flashes. Dep. Cendejas did not see what type of weapon the suspect had, but he knew that he had already shot at the other deputies.

Det. Brantley asked if he gave any commands to the suspect. Dep. Cendejas said he didn't, but he was yelling at the other male on the grassy median. Cendejas didn't know how this male got to the grassy median. Dep. Cendejas contacted and detained the male who said he that he lives in the area and that the suspect is his uncle. The male identified himself as $\square$, and said his birth date is $\square$ stated the suspect's name was "Agustine Medina". Dep. Cendejas said he handcuffed and walked him back toward Cendejas' car. $\square$ made a short spontaneous statement to Dep. Cendejas saying that, "I was trying to get him to stop" but $\square$ didn't elaborate on that statement. Dep. Cendejas told Patrol Sergeants Moody and R. Ferguson what said.

Det. Brantley took Cendejas back to when he saw the muzzle flashes. He asked Dep. Cendejas what he felt at that moment. Dep. Cendejas answered, "I'm thinking he's trying to kill me, I'm thinking he's trying to kill me, he's trying to kill my, my partners, he doesn't care." Dep. Cendejas added, "I'm thinking he doesn't care." Dep. Cendejas also said he thought "I got to stop the threat, I've got to engage."

Det. Brantley asked about the lighting conditions and if it were nighttime when this event occurred. Dep. Cendejas told us it was nighttime, but he could see the suspect's silhouette and could only determine that the suspect was a male. Det. Brantley asked if he could see what race the suspect was. Dep. Cendejas answered it was too dark to be able to determine that.

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| ${ }^{5} \square$ NARRATIVE $\times$ SUPPLEMENTAL $\square$ CASE CLOSED |  |  |  |

## Narrative:

Dep Cendejas stated the suspect never made any statement to the deputies or officers after the shooting. Dep. Cendejas said he turned on his digital recorder after he handcuffed the suspect's nephew, before he went over to the suspect, to record any statement made by the suspect. Sgt. Wareham asked the suspects a few questions, but he suspect never answered the questions. Dep. Cendejas took photographs of the crime scene immediately after the suspect was taken away from the scene.

We showed Dep. Cendejas three photographs of the scene of the shooting. On the first photograph Dep. Cendejas showed us where he parked his patrol. From this photograph Cendejas identified his car as being the fourth police/sheriff's car behind the suspect's car. He also pointed out the path he took, going around the passenger sides' of all the vehicles until he reached the right front passenger side fender of the closes police unit to the suspect's vehicle. Dep. Cendejas said when he reached this location he saw the muzzle flashes coming from the interior of the suspect's vehicle and he returned fire at the suspect. Dep. Cendejas thought there were two or three officers already crouched near the right front fender of this patrol car when he arrived there, but he couldn't recall if they were Oxnard Police Officers or Ventura County Sheriff's Deputies.

Det. Brantley had Dep. Cendejas mark on the photograph where he was standing in relationship to the Oxnard Police car (which was closest to the suspect's vehicle), when he saw the muzzle flashes and where he was when he returned fire at the suspect. Dep. Cendejas describe to us how he was moving when he saw the muzzle flashes. He took two steps while the muzzle flashes were going off and returned fire when he reached the front quarter panel/right front passenger side fender of the police unit which was closest to the suspect's car. This first photograph was marked photograph \#1. This photograph's orientation is overhead, looking west to east across Victoria Avenue from the driver's side of police vehicles and suspect's vehicle.

The photograph \#2's orientation is overhead, looking south to north on Victoria Avenue, from behind the police vehicles and toward suspect's vehicle. Again, Det. Brantley had Dep. Cendejas mark on photo \#2 where he was when he fired back at the suspect.

The third photograph was another photo from a raised angle, looking west to east, showing the driver's side of the police/sheriff's vehicles, as well as the suspect's vehicle. Det. Brantley used this photo to ask Dep. Cendejas if the photograph accurately showed the distance between the lead police vehicle and the suspect's vehicle. Cendejas answered the photograph did. We ended Dep. Cendejas' interview at approximately 0655 hours. Later I handed the three photographs to Det. Sharp to be booked as evidence.

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PHOTO \# 3


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# Ventura County Sheriff's Department Memorandum 

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To: Major Crimes Date: October 28, 2011
From: Detective Dave Brantley
Subject: Carlos Cendejas / OIS
Re: 11-24252
Date of Interview: October 25, 2011
Time of Interview: 0625 hrs
Case Catalyst Operator:
Legend: DB = Dave Brantley
    ER = Eddie Reyes
    CC = Carlos Cendejas
    KY = Ken Yuwiler
```

On November 21, 201,1 I read and confirmed the following transcription of the interview conducted by Det. D. Brantley \#2390 and I. The transcription was accurate and correct.

Eduardo Reyes, Detective \#2160

DB: Okay. Today's date is 10/25, 2011. It is 6:25 in the morning. Detective Brantley, Detective Reyes, attorney Ken Yuwiler talking to Deputy Carlos Cendejas.

Carlos, we're discussing the OIS, the
officer-involved shooting last night you were involved in. What do you normally work? Work, where are you assigned at right now?

CC: I'm assigned in Ojai.
DB: All right.
CC: The Ojai substation.
DB: And what's your current shift right, as of right --
right now?
CC: I'm on dawn shifts.
DB: Okay. It's now Tuesday, but on Monday, what was your assigned time, what time were you starting?

CC: 1900 to 0730 this morning.
DB: Okay. So last night you started briefing at what
time?
CC: 1900.
DB: Okay. After briefing you eventually went to the
streets. So take -- take us forward from that point.
CC: After briefing I was actually at the station handling a burglary report. So I hadn't even set up my patrol car 'cause there was a victim standing outside the station so I handled that prior to heading out.

DB: Okay. So at some point you finish your burglary call at the Ojai station?

CC: No, I actually didn't finish it because of a emergency call that went out.

DB: Okay. Tell -- tell us what -- what transpired and what call you heard.

CC: Oh, at that point I was at the station and I heard shots fired over the -- the speakers at the station. I'm not sure what deputy put out shots fired but I eventually heard dispatch put out shots fired so I excused myself from the investigation and I walked over just across the door to the main office and looked up the actual CAD. And as I looked up the CAD, I saw 1A1 beat light up. And it illuminated in red and it was followed by shots -shots fired.

So at that point I started hearing just radio traffic and I told my victims that I had to go and I would continue the investigation at a later date. They walked out of the station and I quickly got my equipment, loaded up a patrol car. That day, or yesterday there was a deputy from a different station so I didn't actually have a unit ready, meaning with a shotgun, less lethal and all that.

DB: Uh-huh.
CC: Just essentially be ready for my shift. So I had to just jump in a unit and load up all my belongings, I mean, in my -my cargo bag, my bailout bag, my AR-15.

And at that point I could hear radio traffic and I realized shots had been fired and there was a pursuit southbound Ventura Avenue slash Highway 33 southbound toward Ventura.

DB: Okay. So at that point you took off in your car to -- to catch up to the pursuit?

CC: At that point I remember hearing Sergeant Guy Moody, 3S1 advising dispatch that he was en route. I got in my car and
advised dispatch -- I was 3A21 -- I advised dispatch I was en route and I proceeded through the city of Ojai towards west Ojai Avenue and then down southbound essentially Ojai Avenue down Ventura Avenue toward Ventura.

DB: Okay. I got -- at this point while you were catching up to the pursuit and you know shots are fired, do you know any of the circumstances of the call at this point?

CC: At that point --
DB: Any of the basics?
CC: Excuse me. At that point all I -- all I know is there's been shots fired and my guys from Ojai are involved, 1A21 and 1B21. And I knew from obviously looking at the schedule -- the schedule at shift change --

DB: Uh-huh.
CC: -- that, you know, that was Deputy Perdue and Deputy Johnston. Moments later I heard 33 at Stanley and then I heard 3 Adam King and I knew 3 Adam King was Senior Deputy Guilin so I knew he was involved. And I continued lights and siren southbound in an attempt to essentially help out.

DB: Okay. So you had your lights and sirens, wigwags, everything going?

CC: Yes.
DB: At what point did you actually see the pursuit where you -- where you catch -- where you caught up to them?

CC: I didn't catch up to the pursuit until we got to the Oxnard area.

DB: Okay. Okay. So you didn't see any -- anybody until you got to the Oxnard?

CC: Correct.
DB: Okay. Where did you actually first them at?
CC: I first saw them at -- I exited the 101 at Ventura Road. I went down Ventura Road, south. I didn't see the pursuit till I got to -- let's see, I went down Doris, east and I believe I hit Ventura Road. I don't know if I -- if I picked up the -- the pursuit first in the area of Ventura Road and 5th or if $I$ first picked it up in the area of Gonzales and Patterson.

DB: Okay. As you were catching up to the pursuit, you're hearing the radio traffic. Are you hearing the other units communicating?

CC: Yes.
DB: Are you hear -- is there anything that you remember that you heard that was significant? Did you hear any -- anybody being hit, anyone -- anything about shots being fired?

CC: I just remember, 3 Adam King, Guilin saying something to the effect of my windshield's been hit and someone else yelling or saying shots fired.

DB: Okay.
CC: So --
DB: So at this point you heard that one of your fellow deputy's unit or himself had been hit? Is that what -- is that what you're saying?

CC: Yes. I -- I didn't know if -- if the -- the deputy or senior deputy was hit.

DB: Uh-huh.
CC: But I knew we were taking rounds.
DB: Okay.

CC: I knew my -- I knew my guys were -- were taking rounds.

DB: Okay. All right.
ER: Where was that at? Do you remember?
CC: I was still -- I was still trying to catch up to the
actual -- I was still on the 101 when I heard that.
ER: So somewhere before Oxnard?
CC: Yeah. I heard that before Oxnard.
ER: Okay.
CC: So --
DB: All right. Now $I$ know this is a lot of emotions running through your head with all this going on. What were you thinking at that point when you -- when you heard that one of your deputies had been hit?

CC: Well, $I$ didn't know if they'd been hit and all I can think of was, you know, our -- is one of my guys hit?

DB: Uh-huh.
CC: You know, where are they and I'm trying to, you know, keep up with the radio broadcast --

DB: Uh-huh.
CC: -- that Deputy Johnston was putting out. A lot of things are going through my head. I'm thinking, all right, we're taking fire here.

DB: Right.
CC: We're pursuing someone who's -- who's shooting at us.
DB: Uh-huh.

CC: You know?

DB: Yeah.
CC: With -- I'm thinking --
DB: Someone that's using deadly force --
CC: Someone's --
DB: -- at you?
CC: Someone's out to -- to just use deadly force without regard.

DB: Okay.
CC: I mean, it's -- I mean, it --
DB: What -- what were your emotions and what were you --
what were you feeling at that point?
CC: Well, I'm thinking first I -- I need to -- I'm --
I'm thinking we need to stop this threat. I need to -- I'm thinking we need to -- we need to put a stop to this. We need to stop this individual or individuals. At that point I didn't know --

DB: Uh-huh.
CC: -- who --
DB: Right.
CC: Who was in the car. But I'm thinking we need to stop the threat, whoever it is. And I'm just trying to gather information as I'm -- as I'm approaching and -- and trying to essentially get to where the actual pursuit's going through.

DB: Okay. Now the -- you catch up to the pursuit at either Patterson area or 5th. Tell us about once you actually are -- are chasing the pursuit or in it now.

CC: I recall being in the Gonzales area and the Patterson area.

DB: Uh-huh.
CC: Where I believe the suspect made a -- made a U-turn going -- initially going westbound and then made a U-turn and I heard somebody on the radio say now he's going to eastbound Wooley, not Gonzales, my bad. Wooley Road.

DB: Okay.
CC: 'Cause we're in the Wooley area of Patterson area. So it was Wooley Road where he made the U-turn, I heard somebody get on the radio. At that point $I$ actually stopped in the westbound lanes and essentially just stopped, knowing that the suspect was now driving eastbound and that's when I got a visual of the actual driver of the vehicle. It was just a male subject.

DB: Uh-huh.
CC: And that's all I saw. Couldn't tell you race, couldn't tell you age. I just remember seeing a -- a male subject driving.

DB: What street were you on at the -- when you first saw -- saw him?

CC: It would be the street just west of Patterson so is it Kelp or one of those streets?

ER: Right.
DB: Okay.
ER: Uh-huh.
CC: Yeah, I think it was Kelp.
DB: Okay. Did you see him doing anything, any -- any movements or anything?

CC: At that point I --
DB: Any weapons or anything at that point?

CC: No.
DB: Okay.
CC: I was thinking I need to take cover here. I -- I need to -- I -- I knew shots had been fired, I'm thinking, okay, I got a -- I got a visual on him and -- and I don't remember what I did but I remember thinking take cover, take cover, you know, do whatever you can.

DB: Uh-huh.
CC: And I'm not sure if I actually turned my unit facing (INAUDIBLE) which would be south, which would be perpendicular to Wooley, eastbound Wooley. But he drove by so fast that I -- I couldn't see what, if he was gesturing, if he was reaching for anything, grabbing anything. I -- no, I could not.

DB: Okay. So you -- you get back in the pursuit and start follow him at that point?

CC: That's where I actually -- that's where I actually began to trail it.

DB: Okay.
CC: And trailed it eastbound Wooley and then the vehicle continued to Ventura Road.

DB: Uh-huh.
CC: Went southbound on Ventura Road to Channel Islands.
DB: Uh-huh.
CC: Then went westbound on Channel Islands. At that point I advised dispatch that $I$ was trailing.

DB: Still had your lights and sirens and --
CC: Yes.
DB: -- everything?

CC: And I was trying to stay off the radio because, you know, Johnston's putting it out.

DB: Right.
CC: I didn't want to step on him so --
DB: Right.
CC: Excuse me. At that point --
DB: So you went westbound on Channel Islands --
CC: Yeah.
DB: -- trailing it?
CC: Yes. And you know, I'm thinking this -- this has to end, you know? And I'm thinking, you know, training, stop the threat, cover, everything that you learn over the years and that you're taught in the academy. And I'm thinking, you know, is Guilin okay, is Perdue okay, is Johnston okay? And you know, along with the other officers.

DB: Right.
CC: So a lot of things are going through my head. So I continue westbound Victoria and the suspect continued and there might have been some turns in between the surface streets that $I$ remember driving through and trailing but I -- I couldn't tell you where or when.

DB: Okay.
CC: Nonetheless, ended up on -- on Victoria northbound from -- from westbound Channel Islands.

DB: Right.
CC: And -- and moments later prior to hitting Hemlock saw the vehicle come to a stop and I immediately stopped my patrol car, threw it in park, exited the patrol car.

DB: At that point as you're exiting the patrol car, what are you hearing?

CC: At that point I'm not hearing anything.
DB: Okay. You're not hearing any gunshots?
CC: Not at that point, no.
DB: Okay.
CC: I immediately retrieved my weapon and I'm thinking stop the threat. And I'm running toward where the first couple of vehicles are.

DB: Uh-huh.
CC: And as I'm approaching the -- one of the first vehicles and I remember seeing, looking -- I remember seeing an Oxnard unit. Just as I'm approaching, that's when I see some -some muzzle flash --

DB: Uh-huh.
CC: -- from inside the vehicle.
DB: In the suspect vehicle that you had been following all along?

CC: The suspect vehicle that I -- that -- that we -that we've following all along.

DB: What was that vehicle?
CC: What was it?
DB: Yeah.
CC: It appeared to be a Chrysler, like a -- just a dark color Chrysler.

DB: Okay. Now, you seen muzzle flash coming --
CC: I see -- I see muzzle flash like at me and at us, the officers over here.

DB: Okay.
CC: So I'm -- I'm thinking about myself at that point. I'm thinking I'm being shot at.

DB: Uh-huh.
CC: I'm thinking we're going to be taking rounds here.
DB: Uh-huh.
CC: So I see -- I see muzzle flash and I see the silhouette and just as I'm -- as I'm approaching and I see that, it was almost like simultaneous gunfire so I -- I engaged and shot at the -- at the -- at the -- at the driver, at the suspect and I -I recall thinking sight alignment, sight picture, you know, focus on -- on the target. And I remember just shooting, shooting, shooting, emptied out a magazine, twelve rounds.

When that happened, gunshots still going. I lose sight of him 'cause I -- I back up, I retreat about maybe two, three feet behind the officers that are engaging. I reload and reengage. As I come back up, I see the silhouette, so to me the -- the threat's still there.

DB: Is he in the vehicle or is he outside the vehicle?
CC: In the vehicle.
DB: Okay.
CC: So the threat's still there and I fired off I believe two, three more rounds.

DB: Uh-huh.
CC: And suddenly it just all stopped. It was -- it was almost like we all just stopped firing simultaneously.

DB: Uh-huh.
CC: And it's just -- it's -- it feels like a dream right
now. It just feels like, you know, did this really happen, you know?

DB: Yeah.
CC: So --
DB: Yeah.
CC: -- at that point I took cover behind the tree, there's a center grassy island that divvies up Victoria and I think the Marina Village area, which would be just on the east side of Victoria.

DB: Right.
CC: So I took cover behind the tree and I -- and I'm thinking this -- this guy's going to pop up again, you know? I'm thinking he's going to pop up again. I -- I can't see him, you know? I don't know that -- that we've stopped the threat. I don't know that any rounds hit the suspect. So I see Perdue to my right so he kind of stuck with me and when I didn't see any movement, I -- I -- I got behind a pickup truck that was parked just adjacent to that tree and just took cover there.

Moments later, I -- I saw movement in -- on the actual island on the -- on the grass.

DB: Okay.
CC: And I shined my light at a distance. I don't know, a hundred fifty feet and I saw a male subject laying down, face down. And at that point I'm really confused. I'm going what -- is this guy involved? Is he with the car, did he leave or is he part of the pursuit or what? When -- when every -- when all the officers approach the suspect's vehicle, I was actually advancing towards the male subject over here. I -- 'cause I didn't know what
his involvement was.
DB: Where was he in adjacent to the suspect vehicle? CC: He was -- he was just northeast of the suspect vehicle.

DB: Okay. How far away did you estimate?
CC: Oh, man.
DB: The best you can estimate the -- the person you're talking about laying down in the street away from the suspect vehicle.

CC: Probably a hundred feet.
DB: Okay.
CC: The same distance probably. From me to him and he to -- maybe, I don't know, fifty to a hundred feet --

DB: Okay.
CC: -- off -- off -- off Victoria.
DB: Okay. Can you, your best guess, estimate, how close -- how close to the suspect and his vehicle were you when you were engaging him, when you were firing your -- your weapon now?

CC: My estimate would be and I'm thinking, you know, in baseball measurements, I would say home plate to first plate -plate, maybe ninety to a hundred feet.

DB: Okay.
CC: Maybe a hundred, give or take twenty feet maybe.
DB: Okay. Okay. And when you -- when you said when you initially came up to engage him, you saw the muzzle, muzzle flash --

CC: I saw --
DB: -- coming at you, could you hear the rounds being
fired?
CC: No.
DB: Okay.
CC: It was just -- I just remember seeing the muzzle
flash.
DB: Okay.
CC: And then $I$ know that muzzle flash means shots fired. DB: Okay.

ER: Single, multiple?
CC: More than one.
ER: Any idea?
CC: Two, three. I couldn't tell you for sure.
DB: And it --
CC: Approximately -- approximately two or three.
DB: At any point that you were looking at the suspect
during the pursuit or at the termination when you engaged him, could you see his weapon?

CC: No.
DB: You just saw a muzzle flash?
CC: I just saw a muzzle flash.
DB: Okay. So you can't say that you ever saw the wea- -- a weapon?

CC: No. But you know, knowing that he'd been -- he had already shot at our -- our patrol cars, yeah, and -- and knowing that that was the actual suspect vehicle and we were dealing with --

DB: Right.
CC: -- someone who was essentially trying to shoot at us
or shoot us.
DB: Right. At any point were you -- were you giving commands to the suspect? Were you -- were you yelling anything at him at any point?

CC: Not the suspect, no.
DB: Okay.
CC: I was giving commands to the guy who -- lying down in the grass.

DB: Okay. Did you determine what his involvement was, who he was?

CC: Yeah. I found out that was his nephew who lived in the area.

DB: Okay.
CC: The suspect's nephew.
DB: How did he get involved, was he in the vehicle or would -- did he just come up to it?

CC: I don't know. I -- I remember approaching him and handcuffing him.

DB: You handcuffed him?
CC: I handcuffed him.
DB: With your handcuffs?
CC: Yes.
DB: Okay.
CC: And he told me that was his uncle and I wrote it down. I don't know where my sheet is.

DB: Okay.
CC: I have it -- I have the names if you want. I got a quick sheet and I wrote it down. He told me his name was
and I got his date of birth of



DB: And he claimed to be --
CC: And said that the -- that was -- that was his -- that was his uncle, Augustine Medina in the car and he made a -- he made a statement to me as I was walking him back to the car, he said I was trying to get him to stop.

DB: Okay.
CC: And after that I placed him in the backseat of my patrol car, I said somebody will be talking to you.

DB: Uh-huh.
CC: And I passed the information on to Sergeant Moody and Sergeant Ferguson.

DB: Okay.
CC: And essentially told them what $I$ did and he was --
the fact that he was in the backseat of my patrol car.
DB: Okay. Now, let me take you back to the moment now as you exit your vehicle and you were approaching and you're seeing the muzzle flash coming at you. What -- what's on your mind, what -- what are you thinking about right then?

CC: I'm thinking he's --
DB: What's your emotions right then --
CC: I'm thinking --
DB: -- at that moment?
CC: -- he's trying to kill me. I'm thinking he's trying to kill me, he's trying to kill my -- my -- my partners.

DB: Uh-huh.

CC: And I'm -- and I'm thinking he's -- he -- he doesn't care.

DB: Uh-huh.
CC: So you know, he's trying to -- he's trying to kill me, he's trying to kill my partners, I -- I'm thinking I've got to -- I've got to engage him, I've got to -- I got to stop the threat, I have to.

DB: Right.
CC: I have to engage.
DB: Could you see everything okay right there? I know it was -- it was already, assume it was already dark at that point, the termination? What was the lighting like?

CC: It was dark.
DB: (INAUDIBLE).
CC: It was nighttime.
DB: Was it illuminated enough where you could see everything?

CC: I could see a silhouette and I could see the male suspect.

DB: Okay.
CC: And the vehicle and -- sure.
DB: At any point can you -- can you describe the suspect for me?

CC: Just a male subject.
DB: Okay. Can't make a race out?
CC: No. Well, now I could.
DB: Okay. But I mean, at the time that you were engaging?

CC: No, none.
DB: Do you remember the suspect saying anything at any point, any verbiage coming --

CC: No.
DB: -- from him at all?
CC: No.
DB: Okay. Did you go up and take photographs at some point?

CC: I did.
DB: After he was already secured?
CC: Yes.
DB: What did you use, a camera or a --
CC: I used my personal digital camera.
DB: Okay.
CC: We have a lot of problems with the cameras at the station so I use my own.

DB: Okay.
CC: I have the DIMS card.
DB: What did you photograph?
CC: I photographed essentially the whole crime scene.
DB: Okay.
CC: My patrol car, the suspect vehicle, the suspect. I just snapped away.

DB: Okay. Did you have any electronic devices running at any point, anytime?

CC: I did.
DB: What was that?
CC: My digital camera. I'm sorry, my digital recorder
as well.
DB: Okay. At what point did you activate that?
CC: After I handcuffed Mr.
DB: Okay. Were you up by the suspect at any point with
your tape recorder on?
CC: Yes.
DB: Okay. But you don't remember him making any -- any verbiage?

CC: He didn't make any comment. In fact, a couple questions were posed to him by Sergeant Wareham.

DB: Uh-huh.
CC: And he didn't -- he didn't answer.
DB: Okay. Do we have your -- your tape already?
CC: Yeah. We -- you have it.
DB: Okay.
Anything, no?
ER: No.
DB: When you were up, up at the -- one of the first
vehicles up there when you were engaging him, were you communicating with the other deputies and officers around you?

Were you guys communicating anything?
CC: I was communicating with my -- my partners, specifically I heard Perdue when we were taking cover --

DB: Uh-huh.
CC: -- behind the truck. But not at the onset of the --
of the shooting.
DB: Okay.
CC: It happened -- it happened so fast.

DB: Right. I'm going to show you some photographs here. These were taken by Oxnard personnel at the scene.

CC: Uh-huh.
DB: I'm just -- I'm going to call this -- I'm going to call this one Photograph Number 1 right here. Does that to the best of your recollection depict the scene at the end, at the termination? Would this have been the -- the lead vehicle?

CC: Yes.
DB: Where would you -- where would you place your vehicle at? Can you see your vehicle?

CC: I think, I believe that was my vehicle right there. One, two, three, four. Maybe four back.

DB: Okay. That looks like an Oxnard unit, Oxnard, Oxnard, Oxnard.

CC: Yeah.
DB: Can you put an "X" on -- on the unit that you think might be yours?

ER: Well, you counted four. You counted the four on the -- on the east side of the curb there?

CC: Correct.
ER: Okay. Not the one that's offset in the -- in the roadway?

CC: Incl- -- including Oxnard's. Oxnard's being one.
ER: Uh-huh.
CC: The So, two.
ER: Uh-huh.
DB: Just mark right (INAUDIBLE).
CC: Yeah.

ER: We're talking about the one that's in the middle of the road.

CC: This one?
ER: Yeah.
CC: Oh, I'm not counting that one.
ER: Okay, okay. I'm talking about this one here.
CC: No.
ER: Okay.
DB: Okay. And then that's your unit?
CC: I believe -- I believe so.
DB: Okay. Okay. To the best of your recollection, can you show me where you -- where you came to, where you were at when you engaged the suspect?

CC: Sure. I exited my patrol car right here.
DB: Uh-huh.
CC: Obviously on the driver's side. I cut through this unit here.

DB: Uh-huh.
CC: And it looks like it's a Ojai city unit.
DB: Uh-huh.
CC: I cut through here. When I got to about --
ER: On the passenger side of the -- of the car?
CC: Yeah.
ER: Okay.
CC: I -- I cut through my unit, the city unit across, ran east and then ran north paralleling this -- these units here.

DB: Uh-huh.
CC: Toward the front here, toward the Oxnard unit here.

DB: Uh-huh.
CC: And I --
ER: Passenger side still, right?
CC: Passenger side still, yeah.
ER: Uh-huh.
CC: So weapon drawn all -- all through here.
DB: Uh-huh.
CC: When I got to about this area here, which I would
say maybe the -- maybe the -- the -- between the rear door and -and front door --

DB: Uh-huh.
CC: -- I remember seeing officers here right by the
right front quarter panel.
DB: OPD officers or deputy sheriffs?
CC: I don't know. I don't --
DB: Okay.
CC: I don't remember. When I got to about here, is when
I saw the muzzle flash.
DB: Okay. So you --
CC: And they were -- they were like crouched down right here.

DB: Okay.
CC: So I -- I --
DB: So there was an officer in front of you?
CC: There were like two or three.
DB: Okay. So you're show -- you're indicating that you were about where the spotlight is on the passenger side of the --

CC: I would say the --

DB: -- first OPD unit?
CC: I would -- I would say the -- the driver's door.
DB: Oh.
CC: Maybe -- maybe between the -- the driver's door and the rear door of the passenger's -- of the passenger's side of the vehicle.

DB: The front passenger side. Front passenger door and the --

CC: And the -- and the rear passenger door of Oxnard unit.

DB: Okay. Can you -- can you put an "X" where you think you might have been standing at?

CC: When?
DB: At the time you engaged.
CC: Oh, and -- okay. At the time I engaged I was actually just to the right of the right front quarter panel of the Oxnard unit.

DB: Okay.
CC: Next to either two, three or four officers.
DB: Okay.
CC: I don't remember exactly.
DB: Go ahead and put an "X" right there.
CC: But I would say I -- I was like right about here.
DB: Perfect.
CC: Right about there.
DB: When you engaged?
CC: When I engaged.
DB: Okay. And what were you indicating when you were
further back by this (INAUDIBLE).
CC: That's when I saw the muzzle flash.
DB: Okay. Could -- can you put an "X" where you think you were at when you saw the muzzle flash?

CC: Right about here.
DB: So you're saying you were just about in the middle of the vehicle when you saw the muzzle flash and then you engaged up by the front quarter panel?

CC: Correct.
DB: Okay. And --
ER: So you would have -- you would have moved forward from the time where you saw the muzzle flash near the door and the --

CC: Oh, it was like two steps.
ER: Okay.
CC: I mean, I was in motion.
ER: Okay.
CC: So I was there. I mean, from the time that I saw the muzzle flash, I was already coming up and -- and you know, attempting to engage and then subsequent engaged.

ER: Still moving forward?
CC: Still moving forward, yeah. So it was all one fluid motion.

ER: Okay.
DB: Carlos, we need -- we need you to sign and put your ID number.

CC: Sure.
DB: And I put mine already on there and dated it.

Perfect. Okay. Now I'm going to show you, what we're going to call this Photo Number 2. Same -- same scene, it's just a different angle, view. This is the lead vehicle. You were probably farther back so we can't see where your vehicle is. Can you just show me, just -- just put an "X" where you think you were standing when you engaged.

CC: Right about here to the right of this Oxnard unit. DB: Do the same, put an "X" in there. CC: So I mean, it's kind of -DB: I know. It's a little darker. CC: Yeah. So right about there. DB: Okay.

CC: And -- and again, it's optical.
DB: Right.
CC: Illusionary, I mean, I -- I could be closer, I can be further away but approximately to the right of the right front quarter panel.

DB: Okay.
CC: Of that Oxnard unit.
DB: Can you -- can you sign it and ID it again. Does that look like the distance that you remember from the lead vehicle to the suspect vehicle?

CC: I would say approximately, yeah. I mean, it's --
DB: Okay. Okay. Obviously this was higher and way off to the left side. And I was using this Photo Number 3 as the -indicating the best angle from the front vehicle, the lead unit vehicle to the suspect vehicle.

CC: Okay.

DB: But it looks about right?
CC: Yes.
DB: Okay.
Do you have anything you need to know?
ER: No. I can't think (INAUDIBLE).
DB: Do you have any other questions, things to cover?
Do you have anything else, Carlos, to add?
CC: No. Not that I could think of right now.
DB: Okay.
KY: Nothing at the present time.
DB: Okay. All right.
Then we're going to go ahead and end this now.

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■ NARRATIVE © SUPPLEMENTAL $\square$ CASE CLOSED





## Narrative:

## Narrative

On October 24, 2011, I was working in the capacity as the patrol supervisor in the Ojai area of Ventura County, my call sign was 3 S1. I was dressed in a sheriff's uniform and driving marked patrol unit \#4332, equipped with emergency lights and siren. On this evening, I was in my office at the Ojai Police Station writing reports and monitoring the Sheriff's dispatch radio. At approximately 2056 hrs., I heard Deputy Perdue \#4439, put out over the radio that he was conducting a traffic stop on a vehicle with the California license plate number of $\square$ on Ojai Avenue at Ventura Street, in the City of Ojai. Several seconds later, I heard the the dispatcher inform Deputy Perdue that the license plate had search terms attached to it. I then heard Deputy Johnston \#4455, advise dispatch that he had arrived to back-up Deputy Perdue. Approximately 30 seconds to a minute later, Deputy Perdue put out radio traffic that shots were being fired at the scene of the traffic stop and the suspect vehicle was now traveling south at a high rate of speed. I knew by the radio traffic that was being broadcast, that Deputy Perdue and Johnston were pursuing the vehicle and Deputies Portillo \#4405, and Cendejas \#2759, were moving to assist them.

I immediately ran to my marked Sheriff's unit and advised the dispatcher over the radio that I was in-service and responding to the sheriff's units pursuing the suspect vehicle. I drove at a high rate of speed with my lights and siren on in an effort to catch up to the pursuit, while monitoring the radio traffic of the involved deputies. As the pursuit continued S/B on SR 33 through the area of Oakview, I heard Deputy Perdue say something to the effect of "guns shots were being fired from the driver's side", this was in the area of SR 33 and Larmier Avenue. The pursuit continued at a high rate of speed southbound onto the freeway portion SR 33. I continued to monitor the pursuit as Deputy Johnston continued to give updates on the suspect vehicle's location, speed and traffic conditions. It was at this time it was learned from dispatch that the suspect vehicle was registered to Augustine Medina at

Oxnard, California. It was also learned at this time that Oxnard Police were looking for Augustine Medina because he had been involved in a domestic violence incident involving a handgun earlier in the day in Oxnard.

In the area of SR 33 and Stanley, I heard Senior Deputy Guilin \#2920, take over as the primary pursuit unit. The pursuit continued onto southbound 101 from SR 33. As the pursuit neared Seaward Avenue, I heard radio traffic that indicated the suspect vehicle stopped in the right lane of traffic and the driver came out of the vehicle and began shooting at Senior Deputy Guilin and his vehicle. The suspect jumped back into his vehicle and continued southbound on US 101, as Deputies Perdue, Johnston and Guilin broadcast that gunshots had been fired and Guilin's patrol car and windshield had been hit. Senior Deputy Guilin advised he was not injured and continued in the pursuit. At this time, Sergeant Wareham \#2108, took over as the primary pursuit vehicle. The suspect vehicle continued south on US 101 in excess of 100 mph , before exiting at Vineyard Avenue, in the City of Oxnard. Patrol Units from the Ventura County Sheriff Department's Headquarter's Station set up at and prepared for the possibility that the suspect vehicle may arrive at that location since it was the address of record.

Instead, the suspect vehicle turned west on Vineyard Avenue and drove into the City of Oxnard. The suspect vehicle drove on Vineyard Ave until it turned into south Patterson Road. The vehicle then made a left, eastbound turn onto. Doris Avenue. At this time, it was learned that the earlier domestic violence incident had occurred at $\square$ Oxnard. It appeared the suspect vehicle was possibly heading to that location and an effort was made to get Oxnard Police Units set up at that location. At this time, a request was made for the Oxnard Police Department to take over the pursuit, however the Oxnard Police Department advised they did not yet have

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|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAICR CruMSS |


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| Narrative： sufficient units in place to do so． |  |  |  |
| At approximately 2122 hrs．，Senior Deputy Guilin broadcast that more gunshots had been fired in the alley between Robert Street and Roderick．The pursuit contimued south on M Street to Wooley Road．Senior Deputy Guilin＇s vehicle became disabled at this time，stranding him at Wooley Road and C Street．Senior Deputy Guilin then got into Deputy Portillo＇s car as a passenger and continued in the pursuit．The suspect drove through several residential neighborhood streets before coming to the area of Hemlock and Victoria． |  |  |  |
| I trailed quite a distance behind the pursuit as the suspect began driving through the residential neighborhood east of Hemlock Street．The suspect vehicle then drove north on Victoria Avenue and came to a stop between Marina Village and Hemlock Street．I was at the intersection of Victoria Avenue and Hemlock and looked south on Victoria Avenue and saw police emergency lights and and suspect vehicle stopped approximately 250 yards south of my location，facing north．I saw muzzle flash and heard numerous gunshots，but was too far away to see who was shooting．I drove east on Anchor，then south on Marina Village，and came in behind the units on scene．I moved up to a position of cover behind an Oxnard Police car that was directly behind the suspect＇s vehicle． |  |  |  |

Suddenly，two adult Hispanic females ran up to the suspect vehicle and one of them screamed＂Look what you did to my Brother！＂as they attempted to enter the car from the open driver＇s door．Myself，Sergeant Wareham，Senior Deputy Guilin，Deputy Johnston and Deputy Delpit with her canine partner，cautiously approached the suspect＇s car with our weapon＇s drawn and pointed at the suspect vehicle and it＇s occupants．Senior Deputy Guilin and another unknown deputy grabbed the two Hispanic females and placed them on the ground．I approached the suspect，who was later identified as Augustine Medina．I ordered him to place his hands where I could see them as I aimed my handgun at him．I found Medina slumped low in the driver＇s seat of the vehicle．His body was limp，his limbs were hanging，his head was hanging forward and to the right，and he appeared to be unconscious．I could see there was blood on the side of Medina＇s neck and face．I approached Medina and I grabbed him by the shirt above his left shoulder and pulled him from the car，onto the ground．Medina was now laying on his back with his head facing away from the car．While holding onto his left hand，I rolled him towards me，and onto his stomach．I could see that Medina was bleeding from the back of his head．I also noticed his breathing was slow and shallow as I handcuffed the him behind his back while other officers cleared the car for additional suspects，but found none．I heard one unknown male officer on scene say＂There＇s a gun on the front seat＂．My focus at this time was on Medina and I did not see the gun or notice any shell casings in or about the car．

Once the suspect，his car and the immediate scene were secured，Sergeant Wareham and I conferred and felt the area was safe for emergency medical personnel to enter and render aid to Medina．I heard Sergeant Wareham immediately call the dispatcher on his portable radio and advise them to have the emergency medical personnel respond to our location．This occurred within one to two minutes of handcuffing Medina．The Fire Department and Paramedics were staged at Victoria Avenue and Channel Islands Blvd．Several minutes later，I observed Fire Department and Paramedic personnel enter the scene with a gurney and begin giving Medina medical attention．

At this point，I took the role as the Incident Commander for the Sheriff＇s Department，while Sergeant Kelly of the Oxnard Police Department took on the same role for the Oxnard Police Department．I immediately contacted each member of the Ventura County Sheriff＇s Department that was on scene and made sure they were not injured．I then

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|  | SOT－Sergeant Hestor，Billy－ 2523 －SPECLAL SERVCES－SPECLAL SERVCES－MAJOR Crous |


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NARRATIVE $\times$ SUPPLEMENTAL $\square$ CASE CLOSED

## Narrative:

asked each of them if they had fired their weapon, and if so, how many rounds they fired and in what direction. I found five members of the Ventura County Sheriff's Department discharged a firearm at the suspect during this incident. I identified the department members as Sergeant Wareham, Senior Deputy Guilin, and Deputies Cendejas, Perdue, and Johnston.

Sergeant Wareham told me he fired his department issued handgun in a northerly direction at the suspect at the termination point of the pursuit on Victoria Avenue. Sergeant Wareham told me he thought he fired eight rounds. Deputy Cendejas told me he fired his department issued handgun in a northerly direction at the suspect at the termination point of the pursuit on Victoria Avenue. Deputy Cendejas told me he thought he fired about sixteen rounds and that he left his empty magazine on the ground where he had discharged his weapon. Senior Deputy Guilin told me he fired four rounds from a department issued shotgun at the suspect at the termination point of the pursuit on Victoria Avenue. Senior Deputy Guilin told me his rounds were fired in a northerly direction at the suspect. Deputy Perdue told me he thought he fired three or four rounds at the suspect in a northerly direction at the termination point of the pursuit on Victoria Avenue from his department issued handgun and an additional four or five rounds from the same weapon, at the suspect on the freeway near Seaward Avenue. Deputy Johnston told me he fired one round from his department issued handgun at the suspect at the termination point of the pursuit on Victoria Avenue. Deputy Johnston told me he also fired his weapon in a northerly direction.

A short time later, Sergeant Wareham, Senior Deputy Guilin, and Deputies Perdue, Cendejas and Johnston were sequestered in an area just south of the shooting scene. Captain Dunn and Captain Murray arrived on scene and it was decided they would transport the involved deputies to the Headquarter's Station. At approximately 2258 hrs., Captain Dunn transported Deputies Cendejas, Perdue and Johnston, and Captain Murray transported Sergeant Wareham and Senior Deputy Guilin to the Headquarter's Station.

I observed members of the Oxnard Police Department as they cordoned off the crime scene area with yellow crime scene tape, making an inner perimeter that contained the suspect's car, involved police vehicles, shell casings and other related evidence. An outer perimeter was also established which contained a command post for the Ventura County Sheriff's Department, as well as the Oxnard Police Department. I directed Deputy Portillo to remain in the inner perimeter and identify everyone in the immediate crime scene. Deputy Portillo was also instructed to identify each person who entered the crime scene and document their arrival and departure time from the crime scene area. From the established command post, I started to record the names and arrival times of command staff personnel and crime scene investigators as they arrived at the scene. A short time later, Deputy Zapata \#3787 arrived and I direct him to take over documenting the names of personnel as they arrived and exited the scene.

An area was established at the shopping center located at Victoria Avenue and Hemlock Street for members of the press to gather. Sergeant Fryoff arrived on scene and was directed to that location to act as the Press Information Officer (PIO).

I remained at the scene and continued in this role until I was relieved by Sergeant Alvarez \#2886, at approximately 0600 hrs .

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| ${ }^{5} \square$ NARRATIVE $\times$ SUPPLEMENTAL CASE CLOSED |  |  |  |  |  |
| 1CODE SECTION / DESCRIPTION <br> $245(d) / 1)$ <br> Officer Or Firefighter | $\begin{gathered} \text { CIASS } \\ \square \text { Misd } \\ \frac{1}{x} \text { Fel. } \end{gathered}$ | CODE SECTION/DESCRIPTION( $\square$ Reclassfy To) |  |  | $\begin{aligned} & \text { CLASS. } \\ & \square_{\text {Msd }} \end{aligned}$ |

Narrative:
On 10-24-11, I was working uniformed patrol in the unincorporated area of the Ojai Valley assigned as 3A23. At approximately 2057 hours, I was involved in a high speed pursuit of (S)Augustine Medina, who during the pursuit fired multiple gunshots at Law Enforcement Deputies and Officers Refer to supplemental reports, same RB number, for details.

At approximately 2200 hours, I was assigned as a scribe for the interior perimeter of the crime scene, located at Victoria Avenue, south of Hemlock St. in Oxnard, Ca. I logged personnel who entered the crime scene. Refer to the Crime Scene Entry Log for details.

At approximately 0245 hours, Officer Blanche, from the Oxnard Police Department, relieved me of my duties as a scribe.

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|  |  | DE - Deputy Portillo, Andrew - 4405 - WCPS-OJAL - WCPS OJAL-PATROL |
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CASE CLOSED

## Narrative:

On 10-24-11, I was working uniformed patrol in the unincorporated area of the Ojai Valley assigned as 3A23. At approximately 2057 hours, I heard an Ojai City Patrol Unit broadcast, over the radio, "shots fired." Sheriffs Communication Center(SCC) then immediately dispatched me Code 3 (lights and sirens) to Deputy Johnston \#4455 (1A21) and Deputy Perdue's \#4439 (1B21) location. I responded from the area of Highland and N. Ventura Ave, in Mira Monte.

While enroute to the 1A21 and 1B21 location, Deputy Perdue advised the suspect was driving south passing the " Y " intersection (N. Ventura Ave and Maricopa Hwy.). Deputy Perdue then advised they were southbound passing Hermosa Rd.

Since the suspect was driving toward my direction, I stopped my patrol vehicle at Loma Rd. and N . Ventura Ave. and waited for the suspect and pursuing patrol units. While stopped at Loma Rd. and N. Ventura Ave, I observed a dark colored vehicle drive passed me, south bound on N. Ventura Ave, with Deputies Perdue and Johnston in pursuit (lights and sirens). I joined the pursuit code 3, lights and sirens.

While driving south on N. Ventura Ave., at times, speeds reached approximately 80 mph .
At Canada Larga, Senior Deputy Guilin \#2920(3DK) joined the pursuit and then took the lead position(primary) in the pursuit, at about the Shell Rd. exit. During the pursuit on the southbound SR33, speeds reached up to approximately 120 mph . The suspect drove from the southbound SR33 to the onto the southbound 101 Freeway.

At around the Seaward exit, of the southbound 101 Freeway, the suspect slowed down the vehicle to approximately 50 mph and then abruptly stopped in the number three lane(slow lane). I got out of my vehicle, gun drawn and heard gun shots and then the suspect drove off, continuing southbound on the 101 Freeway, in his vehicle. I got back into my patrol vehicle and continued my pursuit of the suspect along with the other officers.

The suspect continued driving southbound on Highway 101 and then exited at the Vineyard exit and drove, west, towards Oxnard Blvd. Due to my limited knowledge of Oxnard, I am unable to determine the direction of travel or the street names the suspect used after driving towards Oxnard Blvd. The suspect, as he drove through the City of Oxnard, failed to stop at many stop signs and red traffic lights while driving through residential areas at a high rate of speed.

During the pursuit, Senior Deputy Guilin advised dispatch his patrol vehicle was failing mechanically. Senior Deputy Guilin, pulled his vehicle to the curb. I saw Senior Deputy Guilin standing next to his vehicle and he "waived me down." I stopped and Senior Deputy Guilin got into my vehicle and I rejoined the pursuit of the suspect.

The suspect drove to the area of Hemlock St. and Victoria Ave. and circled the residential area. I turned onto Victoria Ave, northbound, and saw several patrol vehicles stopped. I then immediately heard

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|  | SDE - Serior Deputy Sharp Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |


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## Narrative:

gunshots and I stopped my patrol vehicle and got out. I pulled out my duty weapon and ran up to where the shots were coming from. I positioned myself to passenger side of a patrol vehicle and saw the dark colored car stopped on Victoria Ave south of Hemlock St. I did not see the suspect and heard another officer say there might be an additional suspect on the grass on the center median. I turned my attention to the subject on the center median. I observed a subject lying on the grass of the center median, that had his hands near his head.

At this time, numerous residents started to come out of there houses and onto there front lawns. Three females began to approach the subject's vehicle. The three females were told repeatedly to stop and go back inside but they refused to listen. One of the females refused to listen to our commands and walked up to the suspect's vehicle, on the driver side and yelled something I could not understand.

Deputies Cendejas \#2759, Perdue and I approached the subject laying on the grass at gun point. Deputy Cendejas handcuffed the subject and we escorted him back to a patrol vehicle.

I returned to where the subject's vehicle had stopped and saw that the front driver side door was open and the suspect lying on the asphalt on his front, in handcuffs, just outside the driver side door. The suspect had blood on his face, shoulder and arms. Several deputies rendered first aid to the suspect until paramedics arrived.

Paramedics transported the suspect to the hospital.
I recontacted Senior Deputy Guilin and he informed me he had taken the shotgun from my patrol vehicle and fired approximately four rounds at the suspect. Senior Deputy Guilin gave me the shotgun and I unloaded the shotgun, and secured it in my patrol vehicle. The shotgun was collected as evidence.

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|  | SDE - Serior Deputy Sharp Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |



Narrative:

## Ammunition Inventory Report Ventura County Sheriff's Deputies

On the evening of 10/24/11, the below listed deputies were involved in a shooting. The incident involved a lengthy pursuit where the suspect fired upon deputies at a minimum of at least four locations. For full details, refer to follow-up reports documenting the entire incident.

On 10/25/11, at about 0230 hours, Detective Brantley \#2390, Detective Reyes \#2160, and I watched as Sgt. Franke \#3117 issued the deputies replacement firearms. The deputies unloaded the weapons they used in the shooting in our presence. All the weapons were department issued and all magazines had a twelve (12) round capacity. The weapons, magazines, and the ammunition were collected and entered into evidence by Field Evidence Technician (F.E.T.) Sr. Deputy Guilin is left handed, the others are all right handed.


#### Abstract

photographed all of the deputies prior to them exchanging their weapons. Refer to F.E.T.


 report for further details.On 10/27/11, F.E.T. informed me that he had recovered a magazine from Sr. Deputy Guilin's patrol car. He said the magazine contained two live rounds of ammunition. For further details, refer to $\square$ s report. For details on the recovery of the other two "missing" magazines (from Deputy Perdue and Deputy Cendejas) refer to the Oxnard Police Department's crime scene reports.

## Summary:

Total Rounds Inventoried

## (Missing Rounds)

$$
\begin{equation*}
\text { Wareham } 29 \tag{8}
\end{equation*}
$$

27 (2 were in mag. in car)

Guilin
Johnston
36

> Cendejas

22

Perdue
19

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TOTAL:
(52)

I inventoried the following three deputies weapons and ammunition:

SGT. D. WAREHAM \#2108:
40 Cal. Sig 226 / Serial \#

Magazine from weapon 12
Magazine from belt (L/O) 12
Magazine from belt (R/I) 4
Round in Chamber 1
TOTAL RNDS
29

SR. DEPUTY GUILIN \#2920:
40 Cal. Sig 226 / \#
Magazine from weapon
Magazine from belt (L/I)

Round in Chamber

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2 (magazine recovered from Guilin's car)
12
12

1

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| Narrative: |  |
| TOTAL RNDS | 27 |
| DEPUTY JOHNSTON \#4455: |  |
| 40 Cal . Sig 226 / \# |  |
| Magazine from weapon | 11 |
| Magazine from belt (F/R) | 12 |
| Magazine from belt ( $B / L$ ) | 12 |
| Round in Chamber | 1 |
| TOTAL RNDS | 36 |

Detective Reyes \#2160 inventoried the following deputies' department issued weapons and ammunition. Refer to Detective Reyes' supplemental report for further details:

DEPTY CENDEJAS \#2759:
40 Cal. Sig 226 / \#

Magazine from weapon
Magazine from belt (L/O) 12
Magazine from belt (R/I)
MISSING
Round in Chamber

1CONNECTING REPORT NLMBERS
OPD $\# 11-2618$

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Narrative:
TOTAL RNDS
22

## DEPUTY ERIC PERDUE \#4439:

40 Cal. Sig 226 /
Magazine from weapon
12
Magazine from belt ( $R / I$ )
Magazine from belt (L/O)
Round in Chamber
TOTAL RNDS
19

END OF REPORT



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| CODE <br> V | NAME (Lask, Frst, Mddle)/FIRM NAME <br> Wareham, David |  | AKA / Moniker |  | RACE | SEX | HT | WT | HAIR |  | DOB | AGE |
| FESSIUENCE AOOFIESS |  |  |  |  |  |  |  |  |  | FESTDENGE PTONE |  |  |
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| GUSINESS/SCHOOL NAME <br> AOORESS <br> Ventura County Sheriffs Office/Ojal Station, 402 South Ventura Street, Ojal, California 93023 |  |  |  |  |  |  |  | EUSINESSPMONE (305) 654-3162 |  |  |  |  |
| VEH LIC NO. / STATE |  | VEH COLOR I YEAR / MAKE / MCOEL / BOOY STYLE |  |  |  |  |  | OTHER CHARACTERISTICES I VINNO. |  |  |  |  |
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Narrative:

## Inventory of Firearms/Ammunition Ventura County Sheriff Deputies

On Monday, October 24, 2011, I responded to assist with the investigation of an "Officer Involved Shooting" and pursuit involving five Ventura County Sheriff's Deputies and four Oxnard Police Officers. The pursuit ended on Victoria Avenue, south of Hemlock Street, Oxnard. I arrived on scene at approximately 2230 hours.

About 15 minutes after I arrived, I saw that the five involved deputies were being taken out of the area by Ojai Police Station Captain C. Dunn. The five involved deputies were Sergeant D. Wareham, Senior Deputy G. Guilin, Deputies C. Cendejas, C. Johnston and E. Purdue. I learned from Major Crimes Detective Sergeant B. Hester that the five sheriff's deputies where being taken to Sheriff's Headquarters Station in Ventura, where they would be sequestered until they could be interviewed. Det. Sgt. Hester assigned me as the liaison between the officers and investigators while they were at the headquarters station waiting to be interviewed.. Ojai Station Captain, C. Dunn drove Deputies Purdue, Johnston, Cendejas and Sr. Dep. Guilin to the headquarters station, while I drove Sgt. Wareham there. Sgt. Wareham and I arrived at the station a few minutes before Captain Dunn arrived with the other four deputies. We all were present at the headquarters station by approximately 2255 hours. All the involved sheriff's personnel were advised not discuss the incident until detectives obtained their statements. The involved sheriff's personnel and I sat in the briefing room while we waited for the arrival of the Oxnard Police Detectives.

Approximately three or four hours Major Crimes Detectives G. Sharp and D. Brantley arrived at sheriff headquarters and joined us.

Sheriff's Crime Lab Field Evidence Technician (F.E.T.) B. $\square$ arrived at the station. F.E.T. photographed each of the deputies in uniform as they appeared during this incident. He also took photographs of the soles of their shoes. After those photographs were taken, Detectives Sharp, Brantley and I checked the status of each deputy's department issued handguns prior to seizing them as evidence. The inventory of weapons was done outside of the building, in a secure location. Det. Sharp documented the inventory of Sgt. Wareham's, Sr. Dep. Guilin's and Deputy Johnston's handguns. Refer to Detective Sharp's supplemental report.

While we were checking the weapons, we were told we would be conducting the interviews of all the involved deputies. Detectives Sharp and Brantley were called back inside the station to begin the interviews, while I completed the inspection of the handguns.

After Detectives Sharp and Brantley returned to the briefing room to begin the interviews, I completed the inventory of the following weapons (in the following order):

| 12 DAIET TIME OF REFPORT | 13 REPMORING CIFFICERTIO NO.TOV IUNI |
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| 10,26/2011 1024 | SOE-Sanior Deputy Reyea, Eduardo-2160-SPECAL SERVICES - SPECIAL SERVICES-IMAJOR CRMMES |
| 14 FTO OFFICER/IO NO. IOEV IUNEIT | 15 APPPROVED BY/ /ID NO / DIV. 7 UNIT |
|  | SOT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAIOR CRIMES |



Narrative:

## Sr. Dep. Guilin's back-up handqun:

Manufacture - Ruger
Model - LCP
Caliber - . 380
Serial \#
Round in chamber - Yes
\# of rounds in magazine loaded in weapon - 6 (loaded to full capacity)
Sr. Dep. Guilin stated at no time during this incident did he ever remove his back-up weapon from where he carries it, in an ankle holster. Sr. Dep. Guilin also did not point or shoot his back-up weapon at the suspect during this incident. (Det. Sharp documented the condition of Sr. Dep. Guilin's department issued handgun. Refer to his report for further details.)

## Dep. Johnston's back-up handqun;

Manufacture - Smith and Wesson
Model - Bodyguard
Caliber - 380
Serial \#-
Round in chamber - Yes
\# of rounds in magazine loaded in weapon - 6 (loaded to full capacity)
Dep. Johnston told us at no time during this incident did he ever removed his back-up weapon from where he carries it on him, in an ankle holster. He also stated that he did not point or shoot his back-up weapon at the suspect during this incident. (Det. Sharp documented the condition of Dep. Johnston's department issued handgun. Refer to his report for further details.)

Dep. Cendejas' department issued handgun:

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| ${ }^{5} \square$ NARRATIVE © SUPP |  |  |  |

Narrative:
Manufacture - Sig Sauer
Model - P226
Caliber - 40
Serial \#
Round in chamber - Yes
\# of Rounds in magazine loaded in weapon - 9 (magazine has a 12 round capacity)
\# of Rounds from spare magazine on belt - 12 (loaded to full capacity)
Location of magazine on belt - left rear magazine pouch
Dep. Cendejas had no additional magazines.

## Dep. Perdue's department issued handqun:

Manufacture - Sig Sauer
Model - P226
Caliber - 40
Serial \#-
Round in chamber - Yes
\# of Rounds in magazine loaded in weapon - 12 (loaded to full capacity)
\# of Rounds from spare magazine on belt - 6 (magazine has 12 round capacity)
Location of magazine on belt - right front magazine pouch
Dep. Perdue had no additional magazines.

Dep. Perdue's back-up handqun:

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|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECIAL SERVICES-MAICR CRIMES |



Narrative:
Manufacture - Ruger
Model - LCP
Caliber - 380
Serial \#
Round in chamber - Yes
\# of Rounds in magazine loaded in weapon - 6 (loaded to full capacity)
Dep. Perdue stated at no time during this incident did he remove his back-up weapon from where he carries it on him, which is in an ankle holster, nor did he point or shoot it either during the event.
F.E.T. took control of each of the issued weapons, issued weapons ammunition magazines, and ammunition for those weapons and he booked the items into evidence. F.E.T. stated he would photograph the department issued handguns, magazines, and ammunition from each deputy. At our direction, F.E.T. only photographed the back-up weapons, back-up weapons ammunition magazines, and ammunition for those weapons, of the deputies who carried a back-up weapon during this incident.

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|  | SQT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUCR CRIMES |



Narrative Follows On Subsequent Page



## Narrative:

On October 24, 2011 @ 2140 hrs: I received a telephone call from Captain Brent Kerr of the Ventura County Sheriff's Major Crimes Unit. Kerr asked that I respond to the area of South Victoria Ave. and Hemlock Street in the City of Oxnard. Kerr told me Sheriff's units from the Ojai Police Department had been involved in a shooting and pursuit in Ojai that ended in an additional shooting at Victoria and Hemlock.

I arrived at the command post established near Hemlock Street on Victoria Ave. Fellow investigators and Command staff from both the Oxnard Police Department and the Ventura County Sheriff's Department were already on scene.

After being fully briefed, I was assigned to locate and investigated the original shooting scene located in the City of Ojai. I was told the suspect had fired at deputies during a vehicle stop in the area of Ventura Street and Ojai Avenue. I was told the suspect might have fired at deputies again on North Ventura Avenue at Larmier Street in the unincorporated area of the Ojai Valley known as Oak view.

I contacted Detectives Therrien and Lopez and advised them of our assignment. I detailed Lopez to locate the scene on North Ventura Avenue at Larmier. I detailed Therrien to obtain a copy of the call slip from dispatch that would give exact details about where each crime scene could be located.

I arrived in the City of Ojai and found Patrol Deputies had Ojai Avenue blocked off to all traffic from Bristol Road to Blanche Street. I contacted Sgt. Arthur at the intersection of Blanche and Ojai. Arthur told me he had been told officers had conducted a traffic stop on Ojai Ave. near Topa Topa Street when the suspect began firing a gun at them.

Arthur told me a man driving a taxi-cab had just drove by and said his daughter saw the shooting but she was now at home. Arthur handed me a field identification card with the name and the telephone number of $\square$ I called and she responded to our location. arrived at our location and told me the shooting occurred on Ojai Ave. at Cluff Park directly across the street from Ojai Liquor.

Detective Therrien arrived with the call slip and was detailed to diagram and investigate the shooting scene at Ojai Ave. and Topa Topa St. I noted on the call slip that a man named $\quad$ had called dispatch and said he witnessed the shooting in Ojai. See my follow report for details of that interview.
provided Det. Therrien with a detailed statement about what she saw and heard during the shooting. See Therrien's report for details of the interview with $\square$ and crime scene investigation.

Detective Lopez arrived and told me there was no crime scene located on North Ventura Ave. and Larmier St. See Lopez's report for details.

On October 25, 2011, I contacted several businesses in the area of Ojai Ave. and Topa Topa St. I found that Ojai Liquor located at 301 West Ojai Avenue had cameras that face Ojai Avenue. I contacted the owner and was told she would have to have her computer technician try to obtain video covering Ojai Avenue from their system. I left $\square$ with my information and said I would re-contact her in a couple of days.

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|  | SOT - Sergeant Histor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRINES |



Narrative:
I contacted the Ojai Valley Community Bank located at 402 West Ojai Avenue, on the southwest corner of Rincon Street and Ojai Avenue. I talked with $\square$ the service manager of the bank. $\square$ showed me video captured by there system during the time of the car stop and shooting. Watching the video I could see the deputies driving with their emergency lights on as they chased a vehicle west on Ojai Avenue. $\quad$ told me she would be able to supply me with copy of Video from their bank. The area covered on the video is about 25 yards west of the car stop and covered the units as they chased the suspect vehicle west bound on Ojai Avenue.

On October 26, 2011 at 0940 hrs. I received a copy of the video from Ojai Valley Community Bank Service Manager This video was booked into evidence at Sheriff's Property Room in Ventura.

On October 27, 2011 I re-contacted the owner at Ojai Liquor told me the hard drive in the computer was not working and she did not think the video was recorded for the night of October 25, 2011. I asked if I could have the hard drive since she was having it replaced anyway. gave me the hard drive and I booked it into evidence at Sheriff's Property Room in Ventura.

On October 27, 2011 I responded to the Ojai Ave. shooting scene to assist in locating additional evidence. Detectives Lopez, Therrien along with and C.S.I $\quad$ inspected the area for further evidence. No evidence was found during this search. See $\square$ report for details.

See follow up reports by the following.
Det. Evans Interview
Det. Therrien- Interview of and crime scene investigation.
Det. Lopez-Canvas of area around crime scenes both Ojai Ave. and Larmier St. Trace/Firearms supervisor Evidence search on Ojai Ave.

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|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAIOR CRIMES |



| 12 DATE TIME OF REPORT <br> 11/04/2011 1103 | 13 REPORTNG OFFICER /ID NO / OIV.I UNIT <br> SGT - Sergeant Evans, Joseph - 1450 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRMES |
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| 14 FTO OFFICERIID NO IDIV /UNT | 15 APPROVED EY / ID NO. / DN. / UNIT <br> SGT - Sergeant Hester, Billy - 2526 - SPECLAL SERVCES - SPECLAL SERVICES-MAJOR CFOMES |
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| ${ }^{5} \square$ NARRATIVE SUPPLEMENTAL $\square$ CASE CLOSE |  |  |  |
| Narrative: <br> On October 24, 2011@2140 hrs: I received a telephone call from Captain Brent Kerr of the Ventura County Sheriff's Major Crimes Unit. Kerr asked that I respond to the area of South Victoria Ave. and Hemlock Street in the City of Oxnard. Kerr told me that Sheriff's units from the Ojai Police Department had been involved in a shooting and pursuit that ended in an additional shooting at Victoria and Hemlock. |  |  |  |
| I arrived at the command post established near Hemlock Street on Victoria Ave. Fellow investigators and Command staff from both the Oxnard Police Department and the Ventura County Sheriff's Department met me there. |  |  |  |
| After being fully briefed, I was assigned to locate and investigate the original shooting scene located in the City of Ojai. I was told the suspect had fired at deputies during a vehicle stop in the area of Ventura Street and Ojai Avenue. |  |  |  |
| I arrived in Ojai and began the crime scene investigation. I was in possession of the incident call slip and noted that a man named $\square$ had called dispatch and said he witnessed the shooting. I contacted $\square$ via telephone and he agreed to meet with me at Ojai Liquor. |  |  |  |

On October 25,2011@0920 hrs. I met with $\square$ in front of Ojai Liquors. The following is a summary of my conversation with This conversation was recorded and will be booked into evidence.
> told me he was in the parking lot of Ojai Liquors on Oct. 24, 2011 @ about 2110 hrs, when he witnessed a shooting. said he was standing in front of the liquor store when he saw two patrol officers following a vehicle west bound on Ojai Ave, from the area of Ventura St. said the police units had their lights and sirens on but the vehicle was not stopping. described the car the units were following as being smaller car. The police units were about 75 to 100 feet behind the vehicle as it traveled west on Ojai Ave.

said they were not traveling very fast and the vehicle began to slow down as it approached the intersection of Ojai Ave, at Topa Topa St. As the vehicle slowed down to a roll, $\square$ saw the driver's door open. He saw an arm and a gun come out the door and he heard a shot. He believed the vehicle did not come to a complete stop. He thought the police units stopped after the first shot. said he then heard and saw two additional shots.
said he could see the flash coming from the gun. pointing directly back at the police officers as it fired.
was not sure if the officers ever had time to get out of their vehicles or not. He could see one officer had pulled up to within about 25 or 30 feet when the shooting started. - said he jumped behind his truck when the shooting began but he could clearly see and hear the gun as it fired. was certain there were three shots fired. He could not tell if a right or left hand was holding the gun.
said after the third shot, the vehicle drove away quickly with both police units following. He said the patrol units had their lights and sirens on the entire time.

He further described the vehicle as being a smaller car in not very good condition. He thought it might have been a

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$\square$ NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED

Narrative:
two door but could not be certain.
had no further information, so I thanked him for his time and terminated the interview.

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|  | SOT - Sergeant Hestor, Billy - 2523 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |



Narrative Follows On Subsequent Page



## Narrative:

Source of Activity: On October 24, 2011 at 9:30 p.m. I received a telephone call from Detective Sergeant Joe Evans of the Ventura County Sheriff's Office Major Crimes. Evans told me there was an Officer Involved Shooting that had occurred in the city of Ojai. Evans said the Ojai deputies pursued the suspect towards the city of Ventura and there was a second Officer Involved Shooting that occurred on the US 101 southbound freeway. The pursuit continued into the city of Oxnard and ended on Victoria Avenue near Hemlock Street. Evans asked me to call Detective Jose Lopez and to respond to the command post that was located on Victoria Avenue.

I responded from my residence and arrived at the command post at approximately 10:20 p.m. I was briefed by Detective Sergeant Billy Hester of the Ventura County Sheriff's Office. Hester told us that the suspect vehicle was stopped by Deputy Eric Perdue and Christopher Johnston on Ojai Avenue near Topa Topa Drive in the city of Ojai. The suspect fired his handgun several times at the deputies. Hester said a pursuit ensued and the deputies followed the vehicle out of the city towards the city of Ventura. There was an Officer Involved Shooting that took place on US 101 southbound near the Seaward Avenue off / on-ramp. Hester said the suspect fled the scene in his vehicle towards the city of Oxnard where there was an Officer Involved Shooting that took place on Victoria Avenue near Hemlock Street. Hester told us there were Oxnard Police Officers and members of the Ventura County Sheriff's Office involved.

Detective Sergeant Joe Evans, Detective Jose Lopez and I were directed to respond to the Ojai incident and process the scene. While at the scene, I was advised there was a witness to the traffic stop and the shooting.

The interview with was digitally recorded and the following is a synopsis of our conversation. Refer to my digital recording for any additional information. The recording was downloaded on my computer and transferred to a compact disc. The compact disc was booked as evidence at the Sheriff's Office property room in Ventura.

## Interview:



On October 25, 2011 at approximately 1:19 a.m. Detective Jose Lopez and I met with the scene of the shooting (Ojai Avenue east of Topa Topa Drive, Ojai). I asked what she did for said she was work. said she works for Ojai Taxi Cab Company as a taxi cab driver. $\square$ working at the time of the shooting and was driving to the Ojai Valley Inn to pick up a customer at 9:00 p.m.

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I asked $\square$ when the police vehicles stopped, did the deputies exit their vehicles. $\square$ said she was not sure of the sequence on what occurred next. $\square$ said she was not sure if the first police vehicle may have opened their drivers door and then the two shots and he (Deputy Perdue) got back in or there was two shots before the police drivers door opened. $\square$ said this happened so fast.
said the door on the drivers side of the green car "flew open" and there were two shots. said she did not see the person in the green car, who was doing the shooting. said after the first two shots there was a pause and a couple more shots. $\square$ said the door of the green car closed and everyone took off. said she did not want to follow them into a shoot out.

I asked $\quad$ if could see the person in the green car. $\square$ said she could not tell if it was a man or women. I asked if she could see the "flashes" of the gun being fired. said she heard the gunshots. said she heard gunshots before but never that close. I asked exactly how many gunshots she heard. said two and there were three to five after the first two shots.

I asked how long in time after the police vehicles and the green car stopped, did the shooting start. said, "Almost instantly." said, "The car pulls over. . the door swings open . . .they all pulled up behind him. . .the drivers side door swings open. . .pop pop. . . like a second and there were three to five shots maybe even six. . there was a lot." $\quad$ said the drivers door shut and the green car took off, westbound.
said she could not see where all of them went.
I asked $\quad$ if she could recognize the green car if she saw it again
if she has seen this green car in Ojai before.

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Narrative：
said she has never seen the vehicle before．
Detective Evans asked several questions．Evans asked
what she saw and heard when the driver of the green car did． said the drivers door＂flew open＂and she said the two＂pops＂ happened instantly． after the shooting the drivers door shut immediately and he took off．
said she was driving back to the area of the shooting she heard a female voice＂you won＇t fucking won＇t believe this．．I was sitting on my porch．＂$\square$ pointed to the area of house where she heard the female voice．

The interview was concluded．

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|  | SOT－Sergeant Hestor，Billy－ 2528 －SPECLAL SERVCES－SPECLAL SERVICES－MAICR CRIMES |




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| 5 NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED |  |  |  |  |

Narrative:

## WITNESS INTERVIEW

On October 25, 2011 at approximately 0045 hours, Oxnard Police Department Detective Sergeant Chris Williams requested that Detective Sergeant Inglis and I assist his detectives with interviewing all the witnesses who were parked on Victoria Avenue just north of Hemlock Street in the City of Oxnard. Detective Sergeant Williams advised that after all witnesses were interviewed they were free to leave.

When I arrived at this location I saw approximately 20 vehicles parked in the southbound lanes. Several of these vehicles were empty, with notes attached to the windshields indicating a phone number where the owners could be reached. There was caution tape strung across Victoria Avenue at Hemlock Street to the south and across Victoria Avenue approximately 100 yards north of Hemlock Street to the north blocking the vehicles from leaving. It appeared all these vehicles and drivers were possibly witnesses and/or victims related to the shooting investigation.

I talked with Oxnard officers who were present in the area of Victoria Avenue @ Hemlock Street. I was advised that just about all of the persons associated with the parked vehicles had already been interviewed. I began going from car to car to confirm who had been interviewed. Those that had been interviewed were allowed to remove their vehicles from the scene. An Oxnard PD patrol officer began calling the vehicle owners that had left notes on their vehicles for them to respond back to the scene and remove their vehicle.

At approximately 0100 hours, I contacted $\_$who's vehicle, White Ford Expedition $\square$ was parked on Victoria Avenue. told me he had not been interviewed. The following is a synopsis of our digitally recorded conversation.
stated he originally had a passenger in his vehicle, his son $\square$ (15 years), but he has since walked him home. stated that he had just left the shopping center located on the southwest corner of Victoria Avenue @ Wooley Road when he thought he heard several gun shots. estimated his location to be Victoria Avenue @ Ketch Avenue when he first heard the

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Narrative:
shots. said he continued driving south on Victoria Avenue toward Hemlock Street when he pulled to the side of the roadway to allow several patrol units to drive past him (South on Victoria Avenue).
stated the windows to his vehicle were rolled up / closed but he was still able to hear the shots. When asked how many shots he heard, said, "It was quite a few, at least 30 shots." said he did not see the actual shooting on Victoria Avenue.

I asked if he heard anything being said? said, "No. But I did know there was a chase because I live on the corner and I was going to Speedy Food Mart and he was pretty ahead of the cops. I didn't even notice. He (suspect) blew the red light." I asked which light he referring to? said, "The corner of Wooley and Patterson." said the suspect vehicle was approximately 20 to 30 seconds ahead of the cops when he first saw the vehicle. described the suspect vehicle as being a green car with the rear passenger door being primer colored. was unable to provide a description of the driver or if there were any passengers in the suspect vehicle because the vehicle sped by him so fast.

Interview concluded. Refer to recording for any additional information. The recording was downloaded to my computer. A copy of the recording was sent via email to Detective Sergeant Hester to be booked in to evidence.

| 12 DAIET TIME OF REPORT | 13 REPORING OFFICERTIO NO. 7 OV / IUNI |
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| 1028/2011 0709 | SDE - Senior Diputy Hawes, Daniel - 2261 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES |
| 14 FTO OFFICER/ID NO. IOV./UNEIT | 15 APPROVED BY/ /D NO / DVV. 7 UNIT |
|  | SOT - Sergeant Histor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |

VENTURA COUNTY SHERIFF'S DEPARTMENT




## Crime Scene <br> Larmier Avenue @North Ventura Avenue Oakview

On 10-25-2011 at approximately 0100 hours, Ventura County Sheriff's Deputy John Sanders and myself checked the above listed intersection and surrounding area for evidence of or damage from gunshots being fired during the pursuit involving (S) Medina and Sheriff's deputies. We checked the road and buildings north and south of the intersection for damage and any evidence with negative results.

We checked the following residences for witnesses and damage:
Ventura Avenue- No answer at residence and no evidence of damage.

Ventura Avenue- I spoke to resident who had been home since 1800 hours. heard sirens go by earlier this evening but did not hear any gunshots nor did his house sustain any damage from stray bullets.

Ventura Avenue- I spoke to who is retired and who had been home all day. Earlier this evening, heard police sirens and heard cars going by at a high rate of speed but did not hear any gunshots. $\square$ did not notice any damage to her home caused by stray bullets.

We checked an additional residence (unknown address) south of $\square$ Ventura Avenue. There was no answer at the door and we did not locate any damage to the house of parked cars.

| 12-DATET TIME OF REPPORT | 13 REPORTENG OFFICER TIO NO.TOVV IUNI |
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| 10/28/2011 1243 | SDE - Senior Deputy Loper Jose - 2342- SPECIAL SERVICES - SPECIAL SERVICES-MAICR CRMES |
| 14 FTO OFFICER / ID NO. I OVV / IUNIT | 15 APPROVED BY/ / ID NO / DNV. 7 UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECIAL SERVICES-MAUOR CRIMES |

PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000
Page 1 of 2


Received the listed property from the owner of Ojai Liquor. Property booked into evidence.

## PROPERTY/ EVIDENCE INFORMATION <br> 



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 53 AB NUMBER

110024252





Narrative:


On 10-24-2011 at approximately 2130 hours, I responded to the area of Victoria Avenue and Hemlock Street in the City of Oxnard regarding an officer involved shooting incident. I parked north of the command post next to an apartment complex south of Hemlock Street on the west side of Victoria Avenue. A citizen who identified himself to me as $\square$, an off duty peace officer with Ventura County Sheriff's, told me that the upper floor of the apartment complex he resides at $\square$ was hit by a stray bullet.
told me that one of his neighbors who resides in apartment 107 recovered the bullet that entered and exited the wall between apartment 201 and 202 then lodged in the interior wall. $\square$ told me that he was not aware of anyone being struck by stray bullets. I collected a hollow point brass bullet that appeared to be 9 mm from $\square$ The bullet contained traces of white material that appeared to be drywall. I placed the bullet in an evidence envelope and later booked it as evidence. told me he took two photos of the damage and would submit the photos to me at a later time. I obtained information from $\square$ and responded to the command post.

On 10-25-2011, I spoke to Oxnard Police Officer Jeff Kay who was one of the case agents assigned to investigate the shooting. Kay told me the Oxnard B.I. unit processed the apartment complex at and documented the damage to the building caused by the stray bullets. I told Kay that I would submit a report regarding my interview with $\square$ and as well recovery of the stray bullet.

| 12 DAIET TIME OF REPRORT | 13 REPORTING CFFFEER TIO NO.TOV IUNI |
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| 10/23/2011 1228 | SDE - Senior Deputy Loper Jose - 2342-SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRMES |
| 14 FTO OFFICER/ID NO. I OFV / UNEIT | 15 APPROVED BY/ / ID NO / DVV. 3 UNIT |
|  | SOT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |


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| 11－20618（Oxnard P．D．） | 1000 | 1 A01 | 110024252 |

${ }^{5} \square$ NARRATIVE $⿴ 囗 十 \Delta$ SUPPLEMENTAL $\square$ CASE CLOSED
Narrative：

On 10－27－2011 and 10－28－2011，I telephoned
several times without success to speak to her about the events on 10－24－2011 and the recovery of the bullet．I left several messages on＇s voice mail．


| 12 DATE / TMME OF REPORT <br> 110222011 1258 |  | 13 REPORTING OFFICER / ID NO. I DNV. I UNIT <br> SDE - Serior Deputy Lopez Jowe - 2342 - SPECIAL SERVICES - SPECLAL SERVCES-MAJOR CRWES |
| :---: | :---: | :---: |
| 14FTO OFFICER I IO NO. IDIV. IUNIT |  | 15 APPROVED BY / ID ND. / DN. / UNIT <br> SGT - Sergeant Keater, Billy - 2S2t - SPECLAL SERVCES - SPECLAL SERVCES MAJOR CROMES |
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| 1 CONNECTING REPORT NLMBERS | 2RD | 3 EEAT | 4 RE NUMEER |
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|  | 1000 | 1A01 | 110024252 |

${ }^{5} \square$ NARRATIVE $⿴ 囗 十$ SUPPLEMENTAL $\square$ CASE CLOSED
Narrative：

## Patrol Unit Evidence Processing Ventura County Sheriff＇s＂K－9＂Unit \＃3378

Ca．Lic． 1342931

Forensic Services Bureau

| $\square$－Trace／Firearms Supervisor |
| :---: |
| $\square$ |
| －Crime Scene Unit Supervisor |

## Ventura County Sheriff＇s Personnel

Major Crimes Detective Bill Therrien
Major Crimes Detective Jose Lopez

On 10－28－2011 at approximately 1400 hours，I met with Det．Therrien and Ventura County Sheriff＇s Sergeant Steve Cargile at the property warehouse in Ventura to arrange the towing of the above listed patrol unit to the Vehicle Exam Chamber in Ventura．Ventura County Sheriff＇s Det． Therrien and I escorted Platinum Towing to Ventura．

At approximately 1430 hours，Det．Therrien and I assisted and in the processing of the patrol unit that was driven by Ventura County Sheriff＇s Canine Handler Sr．Dep．Greg Guilin on 10－24－2011．Prior to processing the vehicle，the following property was released to Sr ． Dep．Guilin from the vehicle：

1．Remington 870 Shotgun $\square$（ 12 slug rounds included）
2．1－Canine Harness with 3 leashes．

13 REPMRING OFFICERTIO NO．IGIV IUNII
SOE－Senior Deputy Loper Jowe－2342－SPECIAL SERVICES－SPECIAL SERVCES－MAOR CRMES
15 APPROVED BY／ID NO／DVV． 3 UNIT
SOT－Sergeant Hestor，Billy－ 2528 －SPECLAL SERVCES－SPECIAL SERVICES－MAIOR CRINES

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| 5 NaRrative © SUPPLEMENTAL - CASE CLOSED |  |  |  |
| Narrative: <br> 3. 1- Dog Muzzle <br> 4. 1-Personal "I-Pod" <br> 5. 1-Personal GPS <br> 6. Set of Keyes <br> 7. Warbag with Misc. equipment <br> 8. Unit computer \#3378 |  |  |  |

I searched the front passengers side of the patrol unit. I found bullet fragmentations in plain view on top and underneath the front passenger seat. The evidence was photographed and collected by I noticed glass shards on top of the dashboard, passenger seat, passenger side floorboard, and passenger side door panel. A sample of glass shards was collected from the seat by

Two bullet holes on the windshield labeled A and B1 penetrated the windshield and entered the cab of the vehicle. The bullets struck the interior of the vehicle at points labeled A1 (Ventilation Fan) and B2 (Dog Cage). I noted two additional bullet holes on the vehicle. One at the center of the front license plate labeled C and the other at the upper left side corner (drivers side) of the radiator grill labeled D1. removed the license plate and frame and also cut out a plastic portion of the front bumper behind the license plate. $\square$ was able to locate a bullet fragment within the front bumper housing. The evidence was photographed by $\square$ and collected by

I inspected the damage to the radiator grill and traced the path of the bullet. The bullet struck a plastic support bracket and then struck and penetrated the front of the transmission oil cooler. The

| 12-DATET TIME OF REPOURT | 13 REPORTING CTFFICER TIO NO. 1 OV I IUNI |
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| 11/02/2011 1258 | SDE - Senior Deputy Leper Jose - 2342-SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRMES |
| 14 FTO OFFICER/ID NO. I OVV / UNEIT | 15 APPROVED BY/ /ID NO / DNV. $/$ UNIT |
|  | SOT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |



Narrative:
bullet exited the rear of the transmission oil cooler and struck the left upper corner of the radiator (label D2). The bullet caused sufficient damage to cause radiator coolant to leak and spray the left side of the engine compartment. We did not locate the bullet or bullet fragments that caused the damage. $\square$ photographed the damaged areas.

$\square$and obtained measurements of all impact areas. told me that he conducted chemical tests to determine presence of lead at points A1 (Ventilation Fan), B2 (Dog Cage), and D2 (radiator). told me that all three tests conducted resulted in a positive reading for lead. $\square$ and $\square$ conducted further measurements of the bullet holes and points of impact with the use of angle rods. $\square$ photographed the rods in place from various angles.
conducted further examination of the vehicle on 11-2-2011 at approximately 2000 hours to document the path of travel of the bullets that impacted the patrol unit. Ventura County Sheriff's Detective Joe Evans, and myself were present during this examination. Refer to $\square$ 's report for details.


| 2 RD | 3 BEAT | 4 RB NUMBER |
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## NARRATIVE

Narrative:

# Recovery of Bullet From Engine Compartment of Sheriff's Patrol Unit \# 3378 

On 11-04-11, Detective Sergeant Hester \#2578 contacted me and asked that I respond to the Ventura County Maintenance Yard in Saticoy. Sgt. Hester told me contact $\square$ reference one of his mechanics finding a spent bullet in the engine compartment of Sheriff's unit \# 3378. The unit was at the county garage having damage repaired that was received during a shooting. For details of the shooting, refer to follow-up reports by investigating officers.

On 11-04-11, at about 1615 hours, I contacted at the county yard, located at 11201-A1 Riverbank Drive, in the community of Saticoy. Sheriff's Field Evidence Technician Supervisor, J. \#4853 and Sheriff's Forensic Scientist $\square$ accompanied me.
irected me to the vehicle repair area of the location. There, I met He is a Supervisor for Ventura County's Fleet Services. In summary, $\qquad$ told me one of his mechanics had recovered a bullet from the engine compartment of a Sheriff's vehicle. The vehicle was involved in a shooting and the mechanic was replacing the vehicle's radiator. $\square$ showed me the bullet, which was in a plastic bag, on his desk. $\square$ photographed the bullet and took it as evidence. $\square$ directed me to $\square$ the mechanic who gave him the bullet.
 and the following is a summary of what he told me: $\square$ said he is an auto mechanic for the County of Ventura. $\square$ said that today, between 1200 and 1230 hours, he removed the damaged radiator on Sheriff's K9 unit \# 3378. The radiator had been damaged by gunfire. He found the spent bullet on a support bracket under the radiator. The bullet was not visible while the radiator was in place. He picked up the bullet to see what it was. He took the bullet and gave it to his supervisor, $\square$ - For full details, refer to the digital recording.

I spoke to again about the bullet. The following is a summary of what he told me: $\square$ confirmed that after $\square$ brought him the bullet, he physically "handled" the bullet and then put it in a plastic bag. He kept it in his office until I arrived. Other employees viewed the bullet, but $\square$ did not think anyone else physically handled it. For full details, refer to

| 12-DAIET TIME OF REPORT | 13 REPORING OFFCER ITO NO.IGTV IUNI |
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| 11/17/2011 0837 | SDE - Senior Deputy SharR, Onng - 2575-SPECLAL SERVICES - SPECLAL SERVCES-MAJOR CRMES |
| 14 FTO OFFICER/ 10 NO. $/$ OVV IUNIT | 15 APPRROVED EY / ID NO / DVV $/$ UNIT |
|  | SOT - Sergeant Laughin, lan - 2517 - SPECLAL SERVICES - SPECLAL SERVICES-MANOR CRMES |



Narrative:
the digital recording.
I saw that the marked Sheriff's patrol unit was identified as \#3378. It was a K9 unit and was on the maintenance lift rack, in bay \#L-11. $\quad$ took digital photographs of the vehicle and radiator.

I asked other employees in the garage if anyone handled the bullet and they all stated they had not.

For further details, refer to J . $\quad \mathrm{s}$ report and digital photographs.

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| 11/17/2011 0837 | SDE - Sinior Doputy Shara Omg - 2575 - SPECLAL SERVICES - SPECLAL SERVCES-MANOR CRWES |
| 19 FTO OFFICER/IO NO. $/$ DIV /UNAT | 15 APPROVED BY/ID NO / IDN. $/$ UNIT |
|  | SGT - Sergeart Laughin, lan - 2517 - SPECLAL SERVICES - SPECLAL SERVICES-MANOR CRMES |

SUPPLEMENTAL REPORT
VENTURA COUNTY SHERIFF'S DEPARTMENT

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| 1000 | 1A | 2011-242 |

On 10/25/2011, at approximately 0130 hours, I was called out to a Deputy involved shooting scene on the freeway of the US 101 southbound lanes, west of the Seaward Ave on-ramp in the City of Ventura to diagram the crime scene. I contacted Deputy S. Dominguez to assist me and we arrived on the scene at approximately 0320 hours. Upon arrival, we contacted Sgt. Ian Laughlin from our major crimes bureau and were briefed. The scene consisted of the three southbound lanes of the freeway, the south shoulder and landscape area.

Scene included: evidence located by the B.I. tech's, skid and scrape marks, and additional bullet fragments, on the south shoulder and the \#3 southbound lane, and the ground cover along the south shoulder.

Refer to attached diagrams for evidence location.

Legend Labels in diagram:

$\Delta$Evidence/Photo markers (EM...00)

Refer to B.I. tech's legend for items located on diagram.


SUPPLEMENTAL REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

\section*{Page 2 of 5 <br> | PD |  |  |
| :--- | :--- | :--- |
| 1000 | PEAT | RUMBER |
| 100 | 1 A | $2011-24252$ |}

## FACTUAL DIAGRAM LEGEND

All measurements were taken from a base point (instrument station point) using a Nikon Pulse Laser 332 Total Station.

The Station Point is the center of Reference Line 1 (RL1) and Reference Line 2 (RL2). RL1 and RL2 create base lines within the scene. All measurements referred to as RL1 are east (+) and west (-) of the baseline of RL2. All measurements referred to as RL2 are north ( + ) and south (-) of the baseline of RL1.

Instrument Station Point was located at 400 ft north of the north curbline prolongation of Harbor Blvd and 16 ft north of the north curbline of the Seaward Ave southbound on-ramp to the US 101 freeway.
(Lat: 34.267488 N, Long: 119.271510 W), Caltrans Survey Pin in the center of a white painted large ' $X$ ' which located in a gore point.


SUPPLEMENTAL REPORT VENTURA COUNTY SHERIFF'S DEPARTMENT

| Page 3 of 5 |  | 0 |  | Pat numare |
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|  | AgENCYIDENTIFIER CAOS60000 | 1000 | 1A | 2011-24252 |

(Measurements in feet)
PHYSICAL EVIDENCE
RL1
RL2

| A | Tire foot print marks | -145.32/-136.0/-144.52 | 22.05/21.34/27.26 |
| :---: | :---: | :---: | :---: |
| B | Scrape mark from locked wheel tire | -139.18/-123.90 | 24.20/20.47 |
| EM01 | ----------------- | -143.70 | 17.92 |
| EM02 | ------------------- | -143.42 | 15.82 |
| EM03 | ------------------ | -142.38 | 16.78 |
| EM04 | ------------------ | -142.38 | 14.68 |
| EM05 | ------------------- | -142.02 | 12.10 |
| EM06 | ---------------------------- | -140.68 | 14.36 |
| EM07 | ---------------------------- | -125.88 | 17.64 |
| EM08 | ----------------------- | -123.88 | 19.16 |
| EM09 | -------------------------- | -123.24 | 21.54 |
| EM10 |  | -122.72 | 23.74 |
| EM11 | -------------------------- | -121.90 | 22.70 |
| EM12 |  | -121.48 | 23.66 |
| EM13 | ------------------------- | -119.42 | 25.56 |
| EM14 | ---------------------* | -117.94 | 25.60 |
| EM15 |  | -111.04 | 32.06 |
| EM16 | -------------------------- | -109.22 | 30.98 |
| EM17 | ------------------------- | -75.68 | 14.14 |
| EM18 | Locked wheel skidmark (ABS) | -172.38/-135.54 | 24.12/21.30 |
| EM19 | ----------------------- | -42.48 | 16.48 |




VENTURA COUNTY SHERIFF'S DEPARTMENT



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| 11-20618 (Oxnard P.D.) |  | 1000 | 1A01 | 110024252 |
| 5 I NARRATIVE | © SUPPLEM |  |  |  |

Narrative:


On 10-24 $\square 1$ at approximately 2130 hours, I responded to the area of Victoria Avenue and Hemlock Street in the City of Oxnard regarding an officer involved shooting incident. I parked north of the command post next to an apartment complex south of Hemlock Street on the west side of Victoria Avenue. A citizen who identified himself to me as $\square$, an off duty peace officer with Ventura County Sheriff's, told me that the upper floor of the apartment complex he resides at $\square$ was hit by a stray bullet.
told me that one of his neighbors who resides in apartment recovered the bullet that entered and exited the wall between apartment $\square$ and $\square$ then lodged in the interior wall. $\square$ told me that he was not aware of anyone being struck by stray bullets. I collected a hollow point brass bullet that appeared to be 9 mm from $\square$ The bullet contained traces of white material that appeared to be drywall. I placed the bullet in an evidence envelope and later booked it as evidence. $\square$ told me he took two photos of the damage and would submit the photos to me at a later time. I obtained information from $\square$ and responded to the command post.

On 10-25-2011, I spoke to Oxnard Police Officer Jeff Kay who was one of the case agents assigned to investigate the shooting. Kay told me the Oxnard B.I. unit processed the apartment complex at and documented the damage to the building caused by the stray bullets. I told Kay that I would submit a report regarding my interview with $\square$ and as well recovery of the stray bullet.

| 12 DAIET TIME OF REPRORT | 13 REPORIING CFFICER TIO NO.TOV IUNI |
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| 10/28/2011 1228 | SDE - Sonior Deputy Loper Josp - 2342-SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRMES |
| 14 FTO OFFICER/ID NO. IOEV/UNEIT | 15 APPROVED BY/ / ID NO / DNV. 7 UNIT |
|  | SOT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CRIMES |


| 1 CONNECTING REPORT NLMBERS | 2RD | 3 EEAT | 4 RB NUMGER |
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| 11-20618 (Oxnard P.D.) | 1000 | 1A01 | 110024252 |

5 NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED
Narrative:

On 10-27-2011 and 10-28-2011, I telephoned
several times without success to speak to her about the events on 10-24-2011 and the recovery of the bullet. I left several messages on 's voice mail.



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| CODE <br> V | NAME (Lask, Frst, Mddle)/ FIRM NAME Wareham, David |  | AKA / Moniker |  | RACE | SEx | HT | WT | HAR |  | DOB | AGE |
| FESSIUENCE AOOFIESS |  |  |  |  |  |  |  |  |  | FESTDENGE PTONE |  |  |
| OCCUPATION $\square$ STUCENT $\square$ VC DEPUTY $\square$ OTHERLEO) |  |  |  | DMYs OFF Saturday-Sunday |  | WORK HOUFS$0700-1700$ |  | LANGUAGE |  | OPERATOFS LEC NOJSTATE |  |  |
| GUSINESS/SCHOOL NAME <br> AOORES <br> Ventura County Sheriffs Office, 800 South Victoria Avenue, Ventura, Callfornia $\$ 3003$ |  |  |  |  |  |  |  | EUSINESSPMONE (305) $654-3162$ |  |  |  |  |
| VEH LIC NO. / STATE |  | VEH COLOR / YEAR / MAKE / MODEL / BOOY STYLE |  |  |  |  |  | OTHER CHARACTERISTICES / VINNO. |  |  |  |  |
| Narrative Follows On Subsequent |  |  |  |  |  |  |  |  |  |  |  |  |


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|  | 1000 | 1A01 | 110024252 |

Narrative:

## Response and Notification

At approximately 2150 hours on Monday, October 24, 2011, I (E. Reyes \#2160) learned that an "Officer Involved Shooting" involving Ventura County Sheriff's Deputies had just occurred. I contacted Major Crimes Bureau, Detective Sergeant T. Inglis to ask if I might respond to the scene to assist with the investigation. Det. Sgt. Inglis confirmed that an "Officer Involved Shooting" had taken place at the conclusion of a vehicular pursuit. Det. Sgt. Inglis said the pursuit terminated at Victoria Avenue and Hemlock Street, Oxnard, when the "Officer Involved Shooting" (O.I.S.) took place. Det. Sgt. Inglis asked me to respond to Victoria Avenue and Hemlock Street to assist with the investigation.

I arrived on the scene at approximately 2230 hours and saw a large crime scene which spread over about a half block area on Victoria Avenue, immediately south of the intersection with Hemlock Street. Numerous residents from the area were standing outside where the yellow crime scene tape restricted access into the area. There were numerous Oxnard, Port Hueneme Police Department, and Ventura County Sheriff's vehicles parked in or around the crime scene. There were numerous law enforcement officers from the Oxnard, Port Hueneme and Ventura County law enforcement agencies on the scene. I made my way to where the Incident Command Post was operating from, which was at Sergeant G. Moody's sports utility vehicle. I arrived at the area of the Command Post at the same time as Detective Sergeant J. Evans and Detective G. Sharp arrived. Majors Crimes Captain B. Kerr was already on the scene and was speaking with Detective Sergeant B. Hester, who appeared to be in charge of the Major Crimes personnel on the scene. Det. Sgt. Hester subsequently asked me to accompany the five involved Sheriff's personnel, Sergeant D. Wareham, Senior Deputy G. Guilin, Deputies C. Cendejas, C. Johnston, and E. Purdue to sheriff's headquarters station and stand by with them until they were interviewed. I accompanied the involved sheriff's personnel to the Headquarters, Station where they waited to be interviewed. (Refer to supplemental report for further details.)

| 12-DAIET TIME OF REPORT | 13 REPMRING COFFCER ITO NO. ION IUNI |
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| 10/25/2011 1956 | SDE - Senior Deputy Rejes, Eduardo - 2160 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRMES |
| 14 FTO OFFICER/ID NO. IOEV/UNIT | 15 APPROVED BY/ /D NO / DVV. $/$ UNIT |
|  | SOT - Sergeant Hestor, Billy - 2523 - SPECLAL SERVCES - SPECLAL SERVCES-MAJOR CRIMES |



Narrative:
On October 24, 2011, I was working routine patrol in the city of Camarillo and the surrounding unincorporated areas as the patrol supervisor, 3 S 20 .

At approximately 2145 hours, I responded to the area of Victoria Ave. and Hemlock, Oxnard, in reference to vehicle pursuit and officer involved shooting. I responded to assist the on scene sergeants, Sergeants Moody and Wareham. Upon my arrival, the suspect, Augustine Medina, was still on scene awaiting EMS.

As other deputies and Oxnard PD officers were attending to Medina, Deputy Vazquez \#2877 and I checked the immediate areas for any possible gunshot victims or property damage. We did not locate any victims.

I then returned to the area of where Medina was, next to his vehicle. I then coordinated with Oxnard PD to have one of their officers accompany Medina to the Ventura County Medical Center via ambulance (American Medical Response).

I then exited the inner crime scene perimeter and assisted Sergeant Moody with coordinating resources for several hours.



| 12 DATE / TIME OF REPORT 10.30/2011 0316 |  | 13 REPORTING OFFICER. IID NO, I DIV. I UNIT |
| :---: | :---: | :---: |
|  |  | DE - Deputy Zapata, Christopher - 3767 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRNMES |
| 14FTO OFFICER/IO NO. $/$ OVV. IUNET |  | 15 APPRROVED BY/ /ID NO / DPV. / UNIT |
|  |  | SDE - Senior Deputy Sharp, Greg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES MAJOR CRIMES |
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| ${ }^{5} \square$ NARRATIVE $\times$ SUPPLEMENTAL CASE CLOSED |  |  | $\square$ CASE CLOSED |  |  |  |  |
| 1 | CODE SEC 664/187(a) | /DESCRIPTION <br> PC / Attempted Murder | $\begin{gathered} \hline \text { CLASS } \\ \text { 㽞 Mod. } \end{gathered}$ | CODE SECTION/DE | PION( | Reclassfy Tou |  |

Narrative:
On 10-24-11, at approximately 2137, I responded to the area of Oxnard, reference a vehicle pursuit. During the incident the driver of the vehicle had shot several times at the pursuing deputies. For details refer to the other reports with this report number. As I got in the area of Oxnard, deputies involved in the pursuit advised the vehicle had yielded at Victoria Rd., and Hemlock. When I arrived there were approximately nine units in front of my vehicle lined up behind the suspect vehicle. I got out of my car, and I heard three gun shots. I approached the vehicles in front of my vehicle, making my way towards Senior Deputy Guilin. Senior Deputy Guilin advised me to get my partner K9 Dano, because the driver was not stepping out of the vehicle.

I went to my car, and got K9 Dano out of the car. We walked up to the deputies, and Senior Deputy Guilin, Sergeant Wareham, Sergeant Moody and I approached the suspect vehicle. As we were starting to approach, two unidentified females ran to the driver side of the suspect vehicle from the east side of Victoria. Both females were crying and would not move. Senior Deputy Guilin escorted both females away from the driver side of the car, and Sergeant Wareham then escorted the suspect from the suspect vehicle without further incident.


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## Narrative:

## NOTIFICATION \& RESPONSE REPORT

I am currently assigned to Special Services Major Crimes as a homicide detective. On October 24, 2011, at approximately 2150 hours, I received a call from Major Crimes Detective Sergeant Todd Inglis, who informed me there had been an officer involved shooting involving Ventura County Sheriff's Office and Oxnard Police Department personnel. Detective Sergeant Inglis requested that I respond to the scene to assist with the investigation. Detective Sergeant Inglis told me the scene was at Victoria Avenue @ Hemlock Street in the City of Oxnard.

I arrived on scene at approximately 2252 hours. After checking in with the command post I stood by and waited for direction from Detective Sergeant Hester who was the VSO case agent. Detective Sergeant Hester gave Sheriff personnel a briefing and began assigning tasks. Detective Sergeant Inglis and I were tasked with remaining at the scene to assist the Oxnard Police Department.

On October 25,2011 , at approximately 0100 hours Detective Sergeant Inglis and I were tasked with contacting numerous witnesses that were being detained in the southbound lanes of Victoria Avenue, just north of Hemlock Street. Refer to separate narrative report for details of interviews.

On October 25, 2011, at approximately 0400 hours, I was tasked with responding to the Ventura County Sheriff's Headquarters Station to interview the Sheriff's Office personnel that were involved in the shooting. Refer to separate narrative report for details of the interviews.

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|  | SOT - Sergeant Hestor, Billy - 2528-SPECLAL SERVICES - SPECIAL SERVCES-MANOR Crowes |





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Narrative:

## OFFICER INVOLVED SHOOTING

Victoria Avenue @ Hemlock Street, Oxnard

On October 24, 2011, I was assigned as a detective in the Sheriff's Major Crimes Bureau. At approximately 2215 hours, I was off-duty when I received a telephone call from Detective Sergeant Rhods alerting me of an Officer Involved Shooting. Sergeant Rhods directed me to respond to the crime scene located at Victoria Avenue / Hemlock Street in the city of Oxnard to assist with the investigation.

I arrived on scene at approximately 2200 hours, and met with fellow Major Crimes Detectives that were already on scene awaiting a briefing at the command post. Following the briefing, Sergeant Hester assigned me to serve as a crime scene liaison to Oxnard Police Detective Jeff Kay, who was serving as their primary investigator on scene.

I assisted Detective Kay and his partner,Detective Mancha, with a walk through of the crime scene. I helped with locating and identifying evidence within the crime scene.

Once the Crime Scene Investigators on scene completed the processing of Sheriff's patrol vehicles involved in the incident, I drove unit \#3168 (Deputy Johnston's patrol car) to the county garage in Saticoy for servicing.

I remained on scene until approximately 1330 hours on October 25.
END OF NARRATIVE

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Narrative:

## NOTIFICATION AND RESPONSE

On 10/28/2011, I was working as the supervisor of the Crime Scene Investigation Unit of the Sheriffs Office. I was informed by Supervising Forensic Scientist that he would be examining a vehicle that day and he requested the CSI Unit to assist him.

## SCENE AND OBSERVATIONS

At approximately 1430 hours, I responded to the Vehicle Examination Chamber located at 800 S . Victoria to photograph the K9 Unit that had been reportedly struck by bullets during a police pursuit. was searching for and documenting firearms related damage to the K9 Unit numbered 3378. was collecting the evidence from the vehicle. I assisted during the processing and also photographed the vehicle.

## PHOTOGRAPHS

Overall photographs were taken of the K9 Unit. Intermediate and close up photographs were taken to show the locations of the bullet fragments that were found in the vehicle. Additional intermediate and close up photographs were taken that showed the locations of the possible bullet damage. The trajectories of the bullets, determined by were also photographed.

Apparent bullet damage was observed and photographed in the following locations:
Two holes in the windshield.
Two possible impacts inside the passenger compartment.
A hole through the front license plate.
A hole through the front grill and radiator.
Refer to $\square$ report under Lab number L11-09460 for detailed descriptions of the damage, their locations, and associated trajectories.

## PROCESSING AND COLLECTION

I assisted in finding bullet fragments and damage on the exterior and interior of the vehicle. The front license plate and four bullet fragments were collected. All items were collected by $\quad$; refer to $\quad \mathrm{s}$ report under Lab number L11-09460 for an inventory of the items.

## CSILAB/OFFICE

At the CSI office, I downloaded 222 photographs of the vehicle into the Sheriff's Imaging Storage Server.

## SECOND RESPONSE

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Narrative:

On 11/4/2011, I was notified by Major Crimes Detective Greg Sharp that a bullet was found in the K9 Unit by the mechanic that was working on the car. He asked for me to document and collect the bullet from the county service garage. I responded with to the Ventura County General Services Agency (GSA) garage, located at 11201 Riverbank Drive in Saticoy. We arrived at 1600 hours and met Det. Sharp.

The bullet had been placed in the supervisor's office, room number 166 . The bullet fragment was lying on a desk, inside a plastic bag labeled "K9 3378." The office was photographed to show the location of the bag. Vehicle bay L11 was photographed with K9 Unit 3378 on a lift. Additional photographs were taken of the radiator that had been removed from the vehicle. Photographs were taken to show the tray below the radiator where the bullet was reportedly recovered by the mechanic.

## CSI LAB/OFFICE

Upon arrival to the CSI lab, I placed the collected evidence into a locked cage. I downloaded 22 photographs of the GSA garage and K9 vehicle into the Sheriff's Imaging Storage Server. I booked the collected item into the Sheriff's Property Room. Refer to my Property Report under ID \#4853 for a description of the item.

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PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000
Page 1 of 2


I booked the collected item into Property, refer to my Narrative/Supplemental Report for details.

PROPERTY/EVIDENCE INFORMATION



|  | $\begin{gathered} \text { ITEM" } \\ 711 \end{gathered}$ | $\begin{gathered} G T Y \\ 1 \end{gathered}$ | ITEM NAME <br> Bullet Fragment | MWKE | MOOELICNBER | PROPERTYROOM USE ONEY |
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| PROPAFFILIATIONS |  |  | ID / SERIAL NUMBER 1 |  | VALUE |  |
| ADOITIONAL INFORMATICN <br> Bullet fragment recovered from radiator tray of VCSO K9 Unit 3378 |  |  |  |  |  |  |
| COOES | ITEM | aTY | ITEM NAME | MAKE | MOOE / CALBER | PROPERTY ROOM USE ONEY |
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VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 43 AB NUMBER

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I booked the listed property into the Sheriff's Property Room. Refer to the supplemental narrative report under ID \#4676 for further information regarding the scene.

PROPERTY/EVIDENCE INFORMATION



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## © NARRATIVE

SUPPLEMENTAL
CASE CLOSED

## Narrative:

## NOTIFICATION AND RESPONSE

On 10/24/2011, at approximately 2245 hours, I was notified by Sheriff's Dispatch that a second Field Evidence Technician was needed to help process a scene. The call was regarding a pursuit and officer involved shooting with crime scenes in Ojai, Ventura on the 101 Freeway, and in Oxnard. I was to first respond to the Ventura County Medical Center (VCMC) to document the suspect's injuries.

## VENTURA COUNTY MEDICAL CENTER

At approximately 2336 hours, I arrived at VCMC's Emergency Room. I met Sergeant Brian Richmond from the Major Crimes Unit at the hospital. Richmond gave me a scenario of what had happened. A deputy in Ojai was attempting to make a patrol stop on a vehicle (suspect's vehicle). The suspect fired shots towards the patrol car. A pursuit took place. The suspect drove west on Highway 33 and then headed towards Ventura. Near the Seaward Exit on Highway 101, the suspect stopped his vehicle on the shoulder. The patrol cars in pursuit also pulled over. The suspect fired a minimum of four shots after getting out of his vehicle. Four bullets hit Senior Deputy Guilin's (\#2920) K9 patrol car. Deputies fired back. The suspect got back into his car and the pursuit continued.

The suspect drove into the city of Oxnard and fired two shots at pursuing units near Roderick Avenue. The pursuit continued and ended near Hemlock Street and was in the northbound lanes of Victoria Avenue. Units from Ventura County Sheriff's Department, Oxnard Police Department, and the Port Hueneme Police Department were involved with the pursuit. Ventura County Deputies and Oxnard Officers were reported to have fired shots at multiple times during the pursuit at the suspect with the majority being at the end of the pursuit.

The suspect (Medina, Augustine) had three reported wounds: a graze to the left forearm, graze to the top of his forehead, and a bullet wound to the back of the head. Medical personnel were treating the suspect upon my arrival.

## PHOTOGRAPHS: SUSPECT AT VCMC

I took overall photographs of the suspect lying on the hospital gurney in the emergency room. Close-up and midrange photographs were taken of the following:

* Head
*Tattoos on chest
* Tattoos on right arm
- Right arm
* Left arm
* Small abrasion on left knee
* Wound to top of forehead with and without measuring device
* Wound on left arm with and without measuring device
* Wound to back of head with a measuring device.

The photograph of the bullet wound to the back of the head was taken when the body was rolled. Paramedics were transferring the suspect from VCMC to Cottage Hospital in Santa Barbara.

PROCESSING: SUSPECT AT VCMC
I collected the following evidence from the suspect at VCMC:

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| * Gun Shot Residue (GSR) kit from the top and palm surface of the suspect's right hand and left hand separately <br> * GSR kit from the suspect's face, ears, and neck, left and right collected separately |  |  |  |
| Suspect's clothing (underwear) and urine \& blood samples were collected by Oxnard Police Officer Gromley. |  |  |  |
| The hospital scene was completed at approximately 0125 hours. I was to respond to the the Seaward Avenue southbound exit on the 101 Highway in Ventura where the shots were reportedly fired by the suspect at the pursuing deputies. |  |  |  |
| SCENE: SOUTHBOUND EXIT - SEAWARD AVENUE \& THE 101 HIGHWAY IN VENTURA |  |  |  |
| At approximately 0139 hours, I arrived at the crime scene along the 101 Highway near the Seaward Avenue southbound exit and on-ramp. I was met by Major Crimes' Sargeant lan Laughlin. Laughlin stated that shots were fired at the pursuing deputies vehicle along the highway. Two of the three lanes were closed for nighttime construction. The lane of interest was the slow lane furthest to the right and the shoulder near the stretch of road between the exit and on-ramp. Sixteen cartridge cases and one bullet were located on the shoulder and in the firs lane of the highway. The cases had been circled with orange spray paint prior to my arrival. |  |  |  |

## PHOTOGRAPHS: SOUTHBOUND EXIT - SEAWARD AVENUE \& THE 101 HIGHWAY IN VENTURA

I took time exposed photographs of the cartridge cases along the freeway and the adjacent areas. Close-up and midrange photographs were taken at the following photo markers (PMs):

PM 1: Cartridge case on shoulder blacktop
PMs 2-6: Cartridge cases in wood chips along side of shoulder
PMs 7-14: Cartridge cases on shoulder blacktop
PM 15: Flattened bullet in slow lane on highway 101
PM 16: Cartridge case in slow lane on highway 101
PM 17: Cartridge case in wood chips along side of shoulder

* All cartidge cases were silver in color and had " 40 S\&W Speer" stamped on base. The cases located at PMs 8,13, and 16 were bent. Photo marker 17 was approximately $30-35$ feet from the other cartridge cases. PM 1 was at the north end of the crime scene and PM 17 was at the south end of the crime scene.

A skid mark located on the shoulder blacktop was photographed. The skid was lighter to the north and got darker as it headed south. The visible part of the skid mark was approximately 37 feet in length with the heaviest part of the skid mark being at the most southern end. The skid mark was photographed with a measuring tape. The skid mark was north of the cartridge cases.

## PROCESSING: SOUTHBOUND EXIT - SEAWARD AVENUE \& THE 101 HIGHWAY IN VENTURA

I collected 16 cartridge cases and 1 bullet from the Seaward Avenue/Highway 101 crime scene. This portion of the crime scene was completed at approximately 0229 hours. I was to respond to the Ojai scene next.

## SCENE: OJAI AVENUE AND NORTH VENTURA ROAD, OJAI

At approximately 0250 hours, I arrived near the intersections of Ojai Avenue and North Ventura Road in the city of Ojai. I was met by Major Crimes' Senior Deputy Jose Lopez. Lopez gave me the following summary: a patrol car called in a license plate and was pulling over a vehicle. The vehicle belonged to the suspect Medina. Medina fired

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## Narrative:

shots at the patrol car. It was reported that $\mathbf{3 - 5}$ shots were heard by witnesses. The suspect's car then sped off west on Highway 33 and headed towards Ventura.

Lopez located two copper jacket fragments in the road. One fragment was in the center paved divider and the second fragment was located approximately 30 feet west and lying on the yellow line separating the divider from the westbound lane. Lopez placed the fragments on top of a small piece of paper so they may be easily found.

## PHOTOGRAPHS: OJAI AVENUE AND NORTH VENTURA ROAD, OJAI

I took time exposed photographs of the Ojai Avenue in both directions. The cases were located in the vicinity of a 35 MPH sign on the north side of the street. I photographed both copper jacketing fragments in the road with midrange and close-ups.

## PROCESSING: OJAI AVENUE AND NORTH VENTURA ROAD, OJAI

I collected both copper jacketing fragments from the road as evidence.
This portion of the crime scene was completed at approximately 0335 hours. I was to respond to the Victoria Avenue scene next.

## SCENE: END OF PURSUIT - VICTORIA AVENUE NEAR HEMLOCK STREET INTERSECTION

At approximately 0410 hours, I arrived at the scene located on Victoria Avenue in Oxnard. I assisted FET , Supervising Forensic Scientist $\square$ and Oxnard PD's crime scene investigators parameter.

## EVIDENCE: END OF PURSUIT - VICTORIA AVENUE NEAR HEMLOCK STREET INTERSECTION

At 0416 hours, I collected a shotgun from Deputy Portillo (\#4405) at the scene. The shotgun, $\square$ was used during the pursuit. Ammunition and the gun were signed over to me for evidence.

FET Raad arrived at the scene at approximately 0900 hours to relieve me. I left the scene at approximately 0930 hours.

## CSI LAB - GOVERNMENT CENTER

Photo Imaging Technician downloaded my photographs of the following:

- 40 photographs of the suspect at VCMC
* 74 photographs of the Highway 101 and Seaward Avenue scene
- 33 photographs of the Ojai Avenue scene

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SUPPLEMENTAL CASE CLOSED

## Narrative:

## VEHICLE EXAMINATION CHAMBER - CSI CRIMELAB

On November 1, 2011, I was notified by SFS $\square$ that photographs would be needed to be taken later that evening. was going to do laser trajectory on Guilin's K9 patrol car.

At approximately 2130 hours, FET $\square$ and I met SFS $\square$, Major Crimes' Detective $\square$ Evans and Jose Lopez at the Vehicle Examination Chambers (VEC) to photograph the patrol car.

SFS $\square$ prepared the lasers to show the trajectory of three of the bullets that entered the vehicle: single bullet through front grill and radiator, and two bullets through the windshield.

Photographs were taken from different angles and positions to show the trajectory. Photographs were taken using timed exposure. The ambient light from the surrounding areas somewhat hindered the ability to clearly see the laser in the photographs.

I downloaded 47 photographs into the DIMS photo imaging system.
Please see SFS $\quad$ s report for further information regarding processing of the K9 patrol vehicle.
Please see the Property Report under ID \#4676 for further information regarding the items collected.

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The items listed were booked into Sheriff's Property. See Narrative/Supplemental Report by \#2963 for further information on the scene.

## PROPERTY/EVIDENCE INFORMATION <br> 




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| BUSINESS/SCHOOL NWE <br> ADOAESS <br> Ventura County Sherifrss Office/Ojai Station, 402 South Ventura Street, Ojal, California 93023 |  |  |  |  |  |  |  | BUSINESS PHONE(805) 646-1414 |  |  |
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Narrative:

# Post-Shooting Recording 

Deputy Carlos Cendejas

On October 24, 2011 at approximately 2200 hours, Deputy C. Cendejas and other Ventura County Sheriff's Office personnel were involved in a pursuit and an "Officer Involved Shooting." The Officer Involved Shooting (O.I.S.) took place at the end of the pursuit in the area of Victoria Avenue and Hemlock Street, Oxnard. Major Crimes Detective D. Brantley \#2390 and I (E. Reyes \#2160) interviewed Dep. Cendejas several hours after the incident. During his interview, Dep. Cendejas told us after the situation was under control he photographed the scene and made an audio recording of his actions at the conclusion of the O.I.S. Dep. Cendejas told me he turned on his digital recorder when Sergeant D. Wareham was trying to obtain a statement from (S)Augustine Medina. Dep. Cendejas said (S)Medina never responded to Sgt. Wareham's inquires whatsoever.

I did not obtain Dep. Cendejas' digital recorder at the end of my interview with him and prior to being allowed to go home. Within the next few days I contacted Dep. Cendejas and he told me he would not be returning to work until November $2^{\text {nd }}, 2011$. He told me his digital recorder was secured in his locker at the Ojai Police Station. Since Dep. Cendejas was off work and his digital recorder was secured in his locker at the police station I decided not to ask him to retrieve his recorder until he returned to work on November $2^{\text {nd }}$. When Dep. Cendejas returned to work I asked him to download the digital recording made on the night of the O.I.S. and forward the recording to me. He put the recording on a compact disc which I received several days later. I did not review the recording until November 21, 2011.

I reviewed Dep. Cendejas' recording from the evening of the O.I.S. The recording is 21 minutes, 21 seconds long. It begins with Dep. Cendejas questioning (W $\square$, who was the subject Dep. Cendejas told Det. Brantley and I, he contacted in the grassy median. I recognized Dep. Cendejas' voice on the recording. On the recording $\square$ mentions something either about being his uncle being "shot" or being "stopped." $\square$ told Dep. Cendejas that Medina is his uncle and $\square$ identifies his uncle by name, Augustine Medina. Dep. Cendejas originally thought $\square$ was possibly a passenger in Medina's car but $\quad$ tells Dep. Cendejas that he was not a passenger in the vehicle, but that he ran out from his house, which was nearby. Dep. Cendejas then appears to be convinced that was true. $\square$ states his uncle, (S)Medina, called him and he and his step-father ran into the street to try to get Medina "to stop out in the street because I didn't want him (Medina) to get shot." Dep. Cendejas tells $\quad$ he will talk with him in a few minutes and he is not heard on the recording again until the end of the recording.

Dep. Cendejas next appears to be accounting for one of his handgun ammunition magazines. An

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|  | SQT - Sergeant Hestor, Bily - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAIOR CRINES |



Next on the recording a male voice asks for someone who has a digital recorder with them. When Dep. Cendejas responds that he has a recorder, it sounds as though he (Cendejas) walks a short distance away. I recognize Sergeant D. Wareham's voice next saying the suspects is in and out of consciousness. I heard Sgt. Wareham say that the suspect won't speak with the deputies. After Sgt. Wareham confirms that someone with an audio recorder is with him, he begins asking, "Dude, why were you shooting at the officers?" Sgt. Wareham next says, "Why did you run and shoot at the officers." It sounds as though emergency medical personnel are giving first aid to Medina at this point. Dep. Cendejas then instruct someone to go to his patrol car where he wrote down the name of the suspect (Medina) and his nephew

Numerous different voices are heard in the background, including that of Sergeant R. Ferguson. A few moments after I heard Sgt. Ferguson's voice in the background, I heard a male voice which I believe belongs to Dep. Perdue, state he followed the suspect from Creek Road. This male states when he conducted a wants and warrants check on the suspect's license plate he found that someone connected to the vehicle was on probation with search terms. The male deputy (possibly Dep. Perdue) states how he was going to wait until the suspect vehicle reached the city before attempting to stop it.

An unknown male voice appears to ask Dep. Cendejas, "So, what exactly happened, he was inside, came out with a weapon and?" This same voice adds, "Just so I can tell the hospital." Finally this voice says, "He was in here and he came out..' Dep. Cendejas appears to say, "Shooting."

Sgt. Ferguson appears to determine who will accompany the suspect in the ambulance to the hospital. Dep. Cendejas says the suspect has a tattoo on his arm which matches what $\square$ told him was the suspect's last name, "Medina." Dep. Cendejas tells someone that the suspect's name is Augustine Medina. Dep. Cendejas states that he fired "a few rounds." Next he's heard talking about which agency is going go with Medina to the hospital, protecting the crime scene and notifying Sheriff's Bureau of Identification (B.I.). Sgt. Ferguson mentions protecting the crime scene and sequestering the involved deputies. Dep. Cendejas appears to return to and tells him that someone will be interviewing

| 12 DATET TIME OF REPRORT | 13 REPORING OFFCER ITO NO.IGIV IUNI |
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| 11/21/2011 1907 | SDE - Senior Diputy Reyes, Eduardo-2160-SPECLAL SERVICES - SPECIAL SERVICES-MANOR CRMES |
| 14 FTO OFFICER/ID NO. I OEV / UNEIT | 15 APPRROVED EY / ID NO / DEV / UNIT |
|  | SQT - Sergeant Hestor, Bily - 2523 - SPECLAL SERVICES - SPECIAL SERVICES-MAIOR CRIMES |



Narrative:
him soon. repeats that he was trying to get Medina to stop.
Dep. Cendejas finishes the recording by stating the time, 2203 hours, the date, October $24^{\text {th }}$, and the location of the incident. He also gives $\square$ name, birth date and where he contacted $\square$ Dep. Cendejas states that $\square$ identifies the suspect as his uncle, Augustine Medina. Dep. Cendejas notes that he started his recording at 2145 hours and ends the recording at 2204 or 2205 hours.

I gave the compact disc containing the recording Dep. Cendejas made to Detective G. Sharp, who booked the CD into evidence.

| 12-DAEET TIME OF REPORT | 13 REPMRING OFFFCERTIO NO. 1 ITV IUNI |
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| 11/21/2011 1907 | SOE - Sonior Deputy Reyen, Eduardo-2160-SPECAL SERVICES - SPECAL SERVICES-MANOR CRMES |
| 14 FTO OFFICER/ID NO. IOV./UNEIT | 15 APPRROVED BY/ / ID NO / DNV. $/$ UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 -SPECLAL SERVCES - SPECLAL SERVICES-MAJOR CRIMES |





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## Review of Video

While at s house, I viewed the video footage on his laptop computer. I saw four different movie files. The following is a brief summary of each:

IMG_2236
This video shows numerous police vehicles driving by south on Victoria Avenue with their lights and sirens on. It does not show the suspect vehicle.

IMG_2237

| 12 DATET TIME OF RIEPORT | 13 REPORING OFFICER TIO NO.RGVITUNI |
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| 1202/2011 0937 | SOT - Surgeant Heater, Bily - 2523 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRNES |
| 14 FTO OFFICER/IO NO. IOEV IUNEIT | 15 APPRROVED BY/ /ID NO / DNV. $/$ UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRMMES |



Narrative:
The camera appears to be accidentally turned on and off.

## IMG_2238

This video was shot across the street and west of the suspect vehicle's (point of termination). It shows the driver's side of the suspect vehicle and you could hear the police giving commands over the PA system. The video then cuts out.

## IMG_2239

This video was shot from the same location as the previous (IMG_2238) and again shows the driver's side of the suspect's vehicle. It shows a female walk around the car from the west. The female approaches the open driver's door and bends down. Another female approaches the rear of the car from the west and walks toward the driver's door. Numerous sheriff's deputies and police officers converge on the vehicle and detain the two females. The deputies and police officers approach the driver's compartment with their guns drawn and pull the suspect out of the vehicle and onto the ground. The video subsequently cuts out.
handed me a compact disc containing the videos described above. I later booked the compact disc into evidence. I also booked a compact disc containing the audio of my interview with

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| 1202/20110937 | SOT - Surgeant Heater, Bily - 2523-SPECLAL SERVICES - SPECIAL SERVICES-MAJOR CRNES |
| 14 FTO OFFICER/ID NO. IOEV /UNIT | 15 APPRROVED BY/ ID NO / DNV / UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECIAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |




| 1 CONNECTING REPORT NLMBERS | 2RD | 3 beat | 4 RBMUMEER |
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|  | 1000 | 1 A01 | 110024252 |

Narrative:

## Interview

On 10/31/2011, Sergeant Schierman, Detective Whittaker, and I went to interview $(P) \quad$ reference an officer involved shooting which occurred on 10/24/2011. is the sister of suspect Augustine Medina. The following is a synopsis of our digitally recorded interview with

I informed we were conducting interviews with family members and friends in hopes of understanding why Augustine did what he did. The first part of the interview $\square$ talked about her son $\square$ and his recent arrest. After discussing her son I asked if Augustine called her on the evening of the shooting with the police. $\quad$ said that Augustine did not call her but he called her sister $\square$ and later called her. I explained to that I heard Augustine thought that his mother was at s house on Lassen Street in Oxnard and that is why he drove past Lassen during the vehicle pursuit. agreed. I told that I heard Augustine had been staying at her house. stated that Augustine had been staying at her house and at her sister $\square$ house on Victoria. stated that Augustine was supposed to move in with his girlfriend but at the last minute she told him no. said that $\square$ would always call the police on Augustine. said that had a restraining order against Augustine, yet she would always go looking for him.

We asked $\square$ when was the last time she saw Augustine before the incident. $\square$ said Augustine came by her house on the Friday before the incident. said Augustine gave her and her daughter a hug and told them "I'm not going to see you anymore." said she told Augustine to shut up that she did not want to hear talk like that. I asked why she thought he would say something like that and she said she did not know. I asked her if he seemed depressed. I said Augustine was depressed that whole week. I asked $\square$ if Augustine had gone to see his son on on the day of the shooting. said she did not know.

I asked $\square$ if Augustine had been using drugs lately. $\square$ said that Augustine had been using pretty heavy for awhile. confirmed a story that the day before the shooting that Augustine had been hallucinating and seeing people in a bush by his mom's house. $\square$ told us that their mom had to show Augustine the bush so he would believe her that no one was hiding inside the bush. $\square$ said that Augustine also thought someone was following him. I asked if she knew where Augustine may have gotten the gun from. said she did not know where he got the gun from. I asked how she got to the scene when Augustine had been shot. said she was home when her sister called her and told her that Augustine was in a high speed pursuit. said she and her daughter $\square$ started going to $\square$ shouse when she saw the pursuit and she began to trail the pursuit. said that the pursuit was going so fast that she could not follow and she began to run out of gas. $\square$ then drove to $\square$ s house and was there. $\square$ told she thought Augustine was going towards her $\quad$ house and asked said she wanted to be there because nobody was there for her brother
 to give her a ride there. the police.
said she and drove to house down Hemlock but there was so much traffic they had to
take side streets. When they got near Victoria Avenue her and began to run towards Augustine's car.
said that
opened Augustine's car door and that was when she

| 12 DATET TIME OF REPORT | 13 REPORTING OFFICER TIO NO. 1 OTV IUNII |
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| 1202/2011 1737 | DE - Deputy Skaggs, Randolph - 3478 - WCPS-GANG UNIT - WCPS D BEAT-GANG |
| 14 FTO OFFICER/ID NO. IOEV / UNIT | 15 APPROVED BY/ / |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAJOR CRIMES |


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| 5 NAB NUMBER |  |  |  |  |

Narrative:
said the police had there guns pointed at the car and she felt they were going to keep shooting if she had not run up to the car. I asked her if she was afraid that she was going to get shot. stated at the time she was not thinking about that. Whittaker asked if she knew where Augustine was before this all happened. said she knew Augustine had picked up $\$ 10.00$ dollars from her mom and another $\$ 10.00$ dollars from her sister so he could drive to work in Ojai in the morning. said she did not know where Augustine was working at in Ojai. $\square$ said that Augustine was supposed to come back to $\square$ s house later in the evening for dinner but he never returned. $\square$ said she did not know that Augustine had gotten into an argument with that evening until she found out at the hospital.

I asked if anyone else got a chance to talk to Augustine on the telephone besides _ during the pursuit. said that $\quad$ s husband $\quad$ also spoke with Augustine during the pursuit. $\quad$ said she heard that Augustine told that he has to go and to take care of his kids. In stated she thinks Augustine just "snapped in the end because he was just not all there anymore." said she just thinks it was not a good idea for Augustine to try in move in with because of all the drama. $\quad$ said that Augustine was so happy that he got the place for him and must have called him or texted him while he was going to Ojai that triggered him. said she is just scared that Augustine is not going to be able to handle all this because he is going to be looking at a lot of time plus his disability. her brother (Augustine) is not going to want to be alive and be crippled. We asked
$\square$ said she knows Augustine last talked to before the incident. $\square$ said her sister and her mom when he went to borrow the money. said she did not know if he used the money to buy gas or score drugs. We later terminated the interview with

| 12-DAIET TIME OF REPORT | 13 REPORTING OFFFCER TIO NO. 7 OTV IUNI |
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| 1202/2011 1737 | DE - Deputy Skaggs, Randolph - 3478 - WCPS-GANG UNIT - WCPS D BEAT-GANG |
| 14 FTO OFFICER/ID NO. $/$ OVV / UNIT | 15 APPROVED EY/ ID NO / IDN. $/$ UNIT |
|  | SQT - Sergeant Hestor, Bily - 2523 - SPECLAL SERVCES - SPECLAL SERVICES-MAUOR CROMES |





While outside the residence $\square$ stated, "My understanding is that he is the one that shot at $\square$ He had the gun since then, did you guys hear about that? Remember somebody got shot at on Colonia Road not too long ago, that was Augustine he had the gun since then." I asked if this shooting was on Colonia Road in EI Rio and he said yes. stated that he heard that they (police) stormed the area looking for who did it. did not know what day this shooting occurred. I asked if he thought this was the same gun he used to shoot at the police. said he thought it might have been the same gun but Augustine never confided in him. I asked what s last name was? advised he thought $\square$ s last name was $\square$ went on to state, "That was the day he either got the gun or that was the day the family was aware of it."

I asked about a brandishing that occurred at $\square \square$ house on $\square$ I explained to that we knew Augustine was present during this altercation with $\square$ eighbor. I asked if he heard about this incident and he said yes. I told I was wondering if Augustine used the same gun during the brandishing that he used to shot at the police. - stated, "That was the gun as far as I know." I asked If he knew when this brandishing occurred. stated, "It was the day they (Police) stormed Colonia Road. I asked $\square$ If he was referring to Oxnard Police Department storming Colonia Road. _ stated, "Sheriffs, I think Sheriff's." $\quad$ went on to say that he just wants the violence to stop and he will help out however he can. At this time, I gav $\quad$ my business card and terminated the interview with him.

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| 1201/2011 1641 | DE - Deputy Skaggs, Randolph - 3478 - WCPS-GANG UNIT - WCPS D BEAT-GANG |
| 14 FTO OFFICER/ID NO. IOV./UNEIT | 15 APPROVED EY/ /D NO / DIV. 7 UNIT |
|  | SOT - Sergeant Histor, Billy - 2528 - SPECLAL SERVCES - SPECLAL SERVICES-MAJOR CRIMES |




| 1 CONNECTING REPORT NLMBERS | 2RD | 38EAT | 4 RB MUMEER |
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|  | 1000 | 1A01 | 110024252 |

Narrative:

## Interview

On 12-2-11, Detective Whittaker and I went to the area of Steckle Drive and Santa Barbara Street in the City of Santa Paula to speak with $\square$ in reference to an officer involved shooting which occurred on 10/24/2011. is married to Augustine's sister $\quad$ was currently at his job site and I informed him we were conducting interviews with family members and friends in hopes of understanding why Augustine did what he did. $\quad$ told us Augustine was a very quiet man. $\quad$ told us that Augustine had been living with him for the past couple weeks prior to the incident. $\square$ told us that Augustine's girlfriend $\square$ had been living at her brother's house on Wright Road in El Rio. said that Augustine had a restraining order against him prohibiting him to go to the house on Wright Road. _ went on to state that chosen Augustine over her family and had decided to move out with Augustine. told us that he rented a U-haul truck an began to help Augustine and move their property to a residence on Rodrick Street in Oxnard. said the day after he moved their property, threw Augustine out of the house. said that is when Augustine became very quiet. also told us that Augustine had paid for a hotel for him and $\quad$ for a couple days prior to them moving in their apartment on Rodrick Street. Augustine. said that is when Augustine began living with him. I explained to $\square$ that I heard that Augustine was mad that $\square$ had spanked their kids and agreed. $\square$ said that Augustine never talked to him about his problems with $\square$ said he spoke with Augustine approximately one hour prior to the pursuit and he also talked to him during the pursuit. $\quad$ said Augustine told him to take care of his kids. $\square$ told Augustine to pull over but Augustine stated, "They are just going to have to put me out, I don't want to live here anymore." said that Augustine ended up driving by his house during the pursuit. $\square$ said that Augustine's son $\square$ was at his $\square$ s) house when this happened and $\square$ ran outside to try to get his dad to stop.

I asked if he knew that Augustine had a gun prior to this incident. $\quad$ said if he had known Augustine had a gun he would have put hands on Augustine. told us that Augustine used to be married to his sister. said he knows what Augustine is capable of, but he never thought Augustine would take it to that extreme. I asked If Augustine had been acting paranoid prior to this incident. told us about an incident where his neighbor witnessed an unknown male looking through his garage windows at his residence. told the neighbor how Augustine had been telling him he thought someone was following him.

later told us that Augustine did have a problem with $\square$ s brother
 $\square$ said it wasn't that

| 12-DAIET TIME OF REPRORT | 13 REPMORING OFFTCERTIO NO. 1 ITV I UNII |
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| 1204/2011 2243 | DE - Deputy Skaggs, Randolph - 3478 - WCPS-GANG UNIT - WCPS D BEAT-GANG |
| 14 FTO OFFICER/ID NO. IOEV IUNIT | 15 APPROVED BY/ /ID NO / $/$ DIV. $f$ UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVICES - SPECLAL SERVICES-MAICR CRINE |

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|  | 1000 | 1A01 | 110024252 |

$\square$ NARRATIVE $\times$ SUPPLEMENTAL $\square$ CASE CLOSED

Narrative:
was trying to do something to Augustine that it was more that Augustine was trying to do something to told me what I heard about the incident on Colonia Road was true. told me he could not tell me anymore about that though and he would not go up on the stand against Augustine. I later terminated the interview with

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| 1204/2011 2243 | DE - Deputy Skaggs, Randolph - 3478 - WCPS-GANG UNIT - WCPS D BEAT-GANG |
| 14 FTO OFFICER/IO NO. $/$ OIV / IUNEIT | 15 APPROVED EY / ID NO / / DVV. $/$ UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVICES - SPECIAL SERVICES-MAICR CRUMES |



On November 10, 2011, at approximately 1139 hours, I interviewed _ at the Ventura County Medical Center in Ventura. $\quad$ is Augustine Medina's sister. $\quad$ was visiting Augustine in the hospital with her mother. told me the following in summary (Refer to audio recording for entire content of interview).
described Augustine and his girlfriend $\square$ s domestic history. She said continually provoked Augustine and played with his emotions. She told me Augustine and had three young children together and that Augustine was a family man.

I asked about Augustine's behavior on the day of the shooting. $\square$ said Augustine stayed the night at her house on Sunday (10/23/11). $\square$ said he woke up the next morning (10/24/2011) at about 11:30 am and went outside to work on his car. asked him if he was going to work and he said he was not because he wasn't feeling good. noticed that he had left the house at some point, but did not know where he went. At approximately 4:00 PM, she saw him return briefly to her house. He then told her he was going to a friend's house and would return shortly. At approximately 6:00 PM, Augustine called her from his cell phone and asked if he could borrow $\$ 10$ for gas money. Augustine said he was parked in front of her house. told Augustine to get out of his car and to come in the house. Augustine came into her house and ended up eating dinner with her and her husband, $\square$ He left her house shortly after that.

Later in the evening, $\square$ got a call from Augustine stating the police were chasing him in his car. said she could hear the sirens in the background. $\square$ did not know if he had shot at anyone at that point. Augustine told her to say good bye to his mother and to take care of his kids. Augustine told her he was "done and tired." got freaked out by what Augustine was saying and threw the phone to her husband $\square$ to talk to him. talked to him for approximately three minutes. Augustine told $\quad$ pretty much the same thing he told her, that he was "tired."
> was shocked because when Augustine left her house earlier in the evening, he seemed fine.
assumed he must have gotten a text message or phone call from that made him upset. I
if Augustine mentioned getting into an argument with that day, and she said he did
asked.
said Augustine drove his car that day, which was registered to their sister

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| 1201/2011 1309 | SOT-Surgeant Heater, Bily - 2528 - SPECLAL SERVICES - SPECLAL SERVCES-MAJOR CRWES |
| 14 FTO OFFICER/ID NO. IOEV IUNIT | 15 APPPROVED BY/ /ID NO. $/ \mathrm{DNV} .7$ UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECIAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |


| I CONNECTING REPORT NLMBERS | 2RD | 3BEAT | 4 RB NUMGER |
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| 1000 | 1401 | 110024252 |  |

$\square$ NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED

Narrative:
if $\quad$ had ever driven Augustine's car said
was her nephew and that she had no knowledge of him driving that car.
-End of Interview
I transferred the audio onto a compact disc and booked it as evidence.

| 12-DAEETIME OF REPRORT | 13 REPMORING OFFICERTIO NO. 1 OV / IUNI |
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| 1201/2011 1309 | SOT-Sargeant Hester, Bily - 2523 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRWES |
| 14 FTO OFFICER/ID NO. IOV./UNEIT | 15 APPROVED BY/ID NO / DVV. 7 UNIT |
|  | SDE - Senior Depaty Sharp, Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |



Narrative:

## Notification \& Response Report

I am currently assigned to Special Services Major Crimes as a homicide detective. On October 24, 2011, at approximately 2145 hours, I received a call from Major Crimes Captain Kerr who informed me there had been an officer involved shooting in the City of Oxnard. Captain Kerr went on to tell me that there were Ventura County Sheriff's Office and Oxnard Police Department personnel involved. Captain Kerr requested that I respond with Detective Hawes and Detective Reyes to the scene at Victoria Avenue @ Hemlock Street and assist with the investigation. I contacted Detective Hawes and Detective Reyes directing them to respond to the crime scene to assist in the investigation.

I arrived on scene at approximately 2240 hours. I checked in with the command post and waited to be briefed by Detective Sergeant Hester regarding the circumstances. Detective Sergeant Hester gave a briefing and assigned Detective Hawes and I to remain at the scene and assist with Oxnard Police Department.

On October 25,2011 , at approximately 0100 hours, Detective Hawes and I were assigned to make contact with some witnesses who were parked in the S/B lanes of Victoria Avenue, north of Hemlock Street. When making contact with the witnesses, it was learned that most of the witnesses had already been interviewed by Oxnard Police officers and had left the area, leaving their vehicles behind parked in the street.

I returned to the Oxnard Police Department Command Post and acted as a liaison with the Oxnard Police Department.

| 12-DATET TIME OF REPORT |  |
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| 10/31/2011 1312 | SGT - Sergeant Inglis, Todd - 2691- SPECIAL SERVICES - SPECLAL SERVICES-HAJOR CRMES |
| 14 FTO OFFICER/ID NO. I OVV / UNIT | 15 APPROVED EY/ID NO / DNV / UNIT |
|  | SOT - Sergeant Hestor, Billy - 2528 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |


| ICONNECTING REPORT NIMBERS | 2RD <br> 1000 | 1AOA | 110024252 |
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© NARRATIVE
SUPPLEMENTAL
CASE CLOSED
Narrative:

## Response

On October 24, 2011, at approximately 2130 hours, I responded to Victoria Avenue and Hemlock Road in Oxnard to assist in an officer involved shooting investigation. Members from the Oxnard Police Department and Ventura County Sheriff's Office went in pursuit of a subject and shot at him at the point of termination on Victoria Avenue north of Hemlock Road (Oxnard). It was discovered that the suspect, Augustine Medina, had fired at sheriff's deputies in Ojai and Ventura. The suspect also fired at officers and deputies at the termination of the pursuit.

I parked on Victoria Avenue, west of Hemlock Road. I walked south into the crime scene and observed numerous citizens sitting in their cars waiting to be contacted and interviewed regarding the incident. I met with Captain Brent Kerr near the Oxnard Police Department Command Post. Captain Kerr assigned me as the case agent representing the Sheriff's Office. I met with Detective Jeff Kay from the Oxnard Police Department, who was designated as the case agent for their department.

Detective Kay and I coordinated the investigation together and made decisions regarding resources, crime scene responsibility and investigative strategy. I subsequently responded to the Sheriff's Headquarters Station to assist detectives in coordinating interviews with involved deputies.



Narrative:

## Interview \#1: <br> Augustine Medina <br> November 9, 2011 Ventura County Medical Center

On November 9, 2011, at approximately 1827 hours, Oxnard Police Detective Jeff Kay and I interviewed Augustine Medina in Room \#211 at the Ventura County Medical Center. The following is a summary of our recorded interview (Refer to audio recording for exact statements).

Medina was lying in the hospital bed with a trachea tube in his throat. He seemed alert and talkative. At first Medina thought we parole agents wanting to talk to him. We introduced ourselves to him as detectives from the Ventura County Sheriff's Department and Oxnard Police Department. I explained to Medina that he was not under arrest and that we only wanted to talk to him about the incident. We asked Medina how he was doing and he said he was "alright." We asked him if he had been taking any pain medications and he said he had not. Medina said he was willing to talk to us.

We told Medina that we were trying to put the pieces together to figure out why this incident occurred. I asked Medina if he could fill us in on what he was thinking and why he did what he did. Medina said he was trying to remember what happened. He said he knew he shot someone, but did not know who it was. Medina said he was having a difficult time remembering what happened.

I asked Medina if he remembered what happened in Ojai. Medina said he did not. We asked him if he remembered getting in an argument with his girlfriend $\square$ " Medina said he probably did get into an argument with her. We asked Medina if he was staying with on Roderick Street. Medina said he was not, he was staying with his sister $\square$ Medina said he was staying at $\square$ because he was having issues at home. Medina said he was also having issues with alcohol and drugs.

Medina said he remembered ducking down in his car and hiding from the police before getting shot. Medina said he remembered running out of ammunition. Medina said he was trying to remember pieces of the incident. Medina said he did not know what went wrong, but he was glad he was alive. We told Medina that none of the officers were hurt during the incident. Medina said he owed the officers an apology. Medina said he was still trying to figure out why he did it, but couldn't really remember. Medina again said he owed the officers an apology.

I asked Medina how many police officers he shot at. Medina said he did not remember how many officers he shot at or how many rounds he shot. I asked Medina if he remembered re-loading his gun. Medina said the only thing he remembered was that he shot until his gun was empty.

I asked Medina what he planned on doing during the incident. Medina said he planned on ending his life because he was tired of living. I challenged Medina's statement that he was suicidal by asking him why he didn't just shoot himself during the incident. Medina said that "that's a good one (question)" and that he "couldn't answer that." Medina said he couldn't remember what happened that day. I confronted

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| 11/30/2011 1614 | SOT - Surgeant Heater, Bily - 2523 - SPECIAL SERVICES - SPECLAL SERVICES-MAJOR CRNES |
| 14 FTO OFFICER/ 10 NO. I OIV / UNEIT | 15 APPPROVED EY/ ID NO / DNV. $/$ UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECIAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |



## Narrative:

Medina with the fact that he did remember being stopped by the police and getting shot.
We asked Medina if he remembered calling his sister during the pursuit. Medina said he remembered talking to her. Medina then changed the subject and said he felt that he was in a "battle" during the incident.

We told Medina that we were aware of his family history with the police. I told Medina that I knew about his brother (getting shot and killed by the police). I asked Medina if the incident with his brother had anything to do with what he did during this incident. Medina said, "Yeah." I asked Medina if he was possibly frustrated with the police and he stated, "Yeah."

Medina again said he was happy to be alive and that no one got hurt. He said God has given him another chance to make a better life for himself. Medina said he was glad it was over and done with. He said he was a "scared mother fucker" during the incident.

I told Medina that we had spoken to the officers involved in the incident and that they were all scared for their lives. Medina asked for their forgiveness. Medina said he would do his best to make better decisions.

I asked Medina where he got the gun he used during the incident. Medina said he purchased it from a gun show. I asked him what type of gun it was and he said "a semi-automatic." I asked Medina what caliber the gun was, but he did not know. I asked Medina if he had more than one gun during the incident and he said he did not. We asked Medina if the gun he had during the incident used a clip or had a wheel. Medina said it had a clip (magazine).

We again told Medina that the officers involved in the incident wanted to know why this incident happened. We told Medina that there were several places where he had shot at officers during the incident and that we wanted to know why he continued to shoot at them. Medina said he didn't care what happened to him and didn't care if he lived or died. Medina said he was going through some problems with his girlfriend.

We asked Medina if he remembered driving through Oxnard during the pursuit and he said he did not. We asked Medina if remembered what happened when he drove by Is apartment during the pursuit. Medina said he did remember because that he is where he "lost it." Medina said he "didn't give a fuck about nobody." We reminded Medina about the shot he fired when he drove by $\quad$ s apartment on Roderick Street. We asked Medina what he was shooting at. Medina said he wasn't shooting at anything. Medina agreed he just put his hand out the window and fired around, not intending to shoot anything or anyone in particular. Medina said he was just glad he did not hurt anyone. Medina said he was glad he didn't hit his kids or his son.

We decided to end the interview to let Medina rest. We asked Medina if it would be okay for us to come back tomorrow to talk to him again. Medina agreed to talk to us again tomorrow.


| I CONNECTING REPORT NLNBERS | 2RD | 3BEAT | 4RB NUMBER |
| :--- | :---: | :---: | :---: | :---: |

$\square$ NARRATIVE $\square$ SUPPLEMENTAL $\square$ CASE CLOSED
Narrative:
I transferred the audio of this interview onto a compact disc and booked it into evidence.
End of Interview.

| 12 DAIET TIME OF REPORT |  |
| :---: | :---: |
| 11/90/2011 1614 | SGT - Sergeant Hester, Billy - 2Sat - SPECLAL SERVICES - SPECLAL SERVICES-WAJOR CRMES |
| 14FTO OFFICER/ID NO. IOVV/UNIT | 15 APPPROVED BY/ /D NO / DNV. $/$ UNIT |
|  | SDE - Serior Deputy Sharp, Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRiMES |



On November 10, 2011, at approximately 1200 hours, Oxnard Police Detective Jeff Kay and I met with Augustine Medina in Room \#211 at the Ventura County Medical Center in Ventura. We asked Medina how he was doing and he said he was okay. Medina no longer had the trachea tube in his throat and seemed more alert and talkative. We told Medina that we noticed he had an active warrant for his arrest for a domestic violence case. I told Medina that since he had a warrant for his arrest, I was going to read him his Miranda Rights before asking him questions. I read Medina his rights and he acknowledged he understood them. Medina told us the following in summary (Refer to audio recording for exact details).

I asked Medina if he remembered getting into a domestic incident with $\quad$ approximately $11 / 2$ months ago on Wright Road in El Rio. Medina said "everything happened so fast, I couldn't remember." I told Medina that I read the report and it described him slapping remember the incident. Medina admitted that he and did get physical with each other in the past and that she had actually battered him before. Medina said he had never reported her to the police. Medina said $\square$ and his daughter also got into fights.

I drew Medina's attention back to the pursuit and shooting. I asked Medina to tell me about the initial incident where he got pulled over in Ojai and shot at the deputies. I asked Medina why he opened fire on the deputies. Medina admitted he fired on the deputies to "get away." Medina said he remembered getting pulled over and believed he was being stopped as a "random" check on him to see who he was. I asked Medina at what point during the traffic stop did he decide he was going to shoot at the deputies. Medina said when he saw the emergency lights he did not know what to do and it was just a "random" act. Medina said he did not care about himself, he did not know what to do, or where to go. Medina said there were a lot of things running through his mind such as, "Am I going to die now or later?"

I asked Medina what he was doing in Ojai on the day of the shooting. Medina said he was working. I asked him if he knew any of the deputies in Ojai, or if he had been stopped before in that town. Medina said he believed he had been stopped one time before in Ojai for being possession of an open container of alcohol.

I asked Medina where he had the gun before he was stopped by deputies in Ojai. Medina said he couldn't remember. Medina said only remembered pulling out the gun and shooting. Medina seemed confused here and said he had already got into a shootout with the police and it was just a "black point." I tried bringing Medina back to when he first fired at deputies in Ojai, but he continued to talk about the shootings after this point.

I asked Medina to help me explain to the deputies in Ojai why he shot at them. I told Medina that those deputies had families and were traumatized by the shooting, and that they wanted answers to why this

| 12-DAIETTME OF REFORT |  |
| :---: | :---: |
| 1201/2011 0002 | SOT - Sorgeant Hester, Bily - 2528 - SPECLAL SERVICES - SPECIAL SERVCES-MAJOR CRMES |
| 14 FTO OFFICER/IO NO. $/$ OIV /UNEIT | 15 APPROVED BY/ / ID NO / DVV. 7 UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRIMES |


| 1 CONNECTING PEPORT NLMBERS | 2RD | 3 BEAT | 4 RE NUMEER |
| :---: | :---: | :---: | :---: |
|  | 1000 | 1A01 | 110024252 |

5 NARRATIVE
SUPPLEMENTAL
CASE CLOSED

## Narrative:

occurred. Medina said he shot at them because he did not care about his life anymore and that he was "a walking dead man." Medina admitted he had a fight with his girlfriend earlier in the day.

I told Medina that I had talked to his sister about the incident and that she told me they spoke to each other during the pursuit. Medina admitted he spoke to her and his niece $\square$ Medina said he told his sister and that he got into a shootout with the police and that he would probably die.

At this point of the interview, Medina again apologized to us for what he did. He said he regretted what he did to the officers. Medina said he could not "turn the clock back" to change things.

We asked Medina if he had consumed alcohol or drugs on the day of the incident. Medina said he drank hard alcohol (unknown type) and snorted about a "sixteenth" of Methamphetamine at his house. Medina did not know exactly what time it was when he did this, but knew it was already dark outside.

We asked Medina what was going through his mind on the day of the incident. Medina again said he didn't care about himself or if he lived or died. Medina said he didn't care if he killed himself. We asked Medina if he cared about killing the officers at the time. Medina said he didn't care about that either at the time. Medina joked that if we wanted to know anymore about the incident, we could read it the book he was going to write. Medina then apologized for joking about he matter. Medina said everything he told us was the truth.

I asked Medina what he would say to the officers he shot if they were standing where I was. Medina said he would ask for their forgiveness because he did not know what was going on with him at the time. Medina said he did not know why he did what he did and that everything happened so fast. Medina said he wanted to apologize from the bottom of his heart. Medina said he ruined his life for something dumb. Medina said he was very sorry for what he did and really did not know what more to say.

We asked Medina if he remembered what happened with he and $\square$ before the pursuit and shooting occurred. Medina said they got into an argument over his drinking. Medina said they did not get into a physical altercation, just an argument. Detective Kay told Medina that officers found a holster on the street near I's house. Medina denied the holster belonged to the gun he used in the shooting. Detective Kay asked Medina what kind of gun he used during the shooting. Medina said he had a 9 mm handgun.

I told Medina that we found a revolver in his car at the end of the pursuit. I clarified with Medina if that was the gun he used in the shooting (not a 9mm). Medina said it was, and that he purchased it at a swap meet in Los Angeles for $\$ 100$, approximately one year ago. We asked Medina where he got the bullets for the gun. Medina said he got them with the gun. We told Medina that it appeared he fired at least 12 rounds because of the empty shell casings found in his car. Medina said he did not believe he fired that many times, but did admit to re-loading during the incident.

We asked Medina why he fired a round out the window when he drove by
s apartment on Roderick

| 12-DATET TIME OF REFPORT | 13 REPORIING OFFICERTIO NO.TOVITUNI |
| :---: | :---: |
| 1201/20110002 | SOT - Sorgeant Heater, Bily - 2528 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRWES |
| 14 FTO OFFICER/IO NO. I OVV /UNEIT | 15 APPROVED EY/ID NO / DNV. $/$ UNIT |
|  | SDE - Serior Depaty Sharp, Oreg - 2575 - SPECLAL SERVICES - SPECLAL SERVICES-MAJOR CRiMES |



I transferred a copy of this interview to a compact disc and booked it into evidence.
End of Report


# VENTURA COUNTY SHERIFF'S OFFICE SPECIAL SERVICES DIVISION 

## MEMORANDUM

## DATE: $\quad$ November 9, 2011



TO: Patrol Deputies
FROM: Sergeant Billy Hester

## SUBJECT: Monitoring of Augustine Medina

## Background:

On October 24, 2011, Augustine Medina shot at deputies and officers from the Oxnard Police Department while taking them on a dangerous pursuit from the city of Ojai to the south Oxnard area. During the incident deputies and officers returned fire on Medina at the termination of the pursuit, seriously injuring him.

Medina is an El Rio gang member and has a history of domestic violence. Medina's family has a history of violence against peace officers. Medina's son was a victim of a homicide in the City of Oxnard which has not yet been solved.

## Purpose:

The purpose of this memo is to define your role at the hospital and to establish guidelines when monitoring Medina.

1. While at the hospital you are to monitor and document any significant changes in Medina's medical condition or movement within the hospital.
2. Provide visual surveillance of Medina and his family members

BE ADVISED, MEDINA IS NOT UNDER ARREST AT THIS MOMENT NOR IS HE IN CUSTODY

Guidelines for monitoring Medina:

1. Do not restrict Medina's movement within the hospital
2. Do not station yourself inside or directly outside of Medina's room
3. Do not restrict anyone from entering/exiting Medina's room
4. Do not restrict anyone from visiting Medina

## SPECIAL NOTE:

If Medina is seen trying to leave the hospital, immediately detain him (there is an active warrant for his arrest at this time) and call the below investigators. DO NOT LET MEDINA LEAVE THE HOSPITAL AT ANY TIME

Please be aware of family members trying to take him out of the hospital or smuggle weapons into his room.

Please contact Sergeant Billy Hester at 805-797-6449 or Detective Dave Brantley at 805-797-6403 to report any significant events or if you have any questions. Also contact Det. Jeff Kays at 805-207-7457 from the Oxnard Police Department.

Thank you,

Billy Hester
Sheriff's Major Crimes

# VEN. JRA COUNTY SHERIFF OFFICE SPECIAL SERVICES DIVISION 

## MEMORANDUM

DATE: $\quad$ November 10, 2011


TO: Patrol Deputies
FROM: Sergeant Billy Hester

## SUBJECT: Monitoring of Augustine Medina- VCMC

## Background:

On October 24, 2011, Augustine Medina shot at deputies and officers from the Oxnard Police Department while taking them on a dangerous pursuit from the city of Ojai to the south Oxnard area. During the incident deputies and officers returned fire on Medina at the termination of the pursuit, seriously injuring him.

Medina is currently UNDER ARREST and IN CUSTODY for a domestic related crime with a $\$ 1,000,000$ bail. He will be charged with numerous counts of $664 / 187$ on a peace officer in the near future.

## Purpose:

The purpose of this memo is to define your role at the hospital:

1. Document any significant events, significant changes in Medina's medical condition and movement within the hospital (log provided).
2. Do not allow Medina to leave the hospital and do not leave him unattended at any time.
3. Do not allow any visitors except Medina's attorney. A current state bar card shall be presented at time of attorney visit. Call case agents immediately.
4. Medina will not be allowed to use the phone at any time unless he is trying to contact his attorney. Please contact the Sheriff's Legal Unit at 805-654-3341 for further questions.
[^1]For scheduling issues, please contact Sergeant Alvarez at: 805-947-8107

Ventura County Sheriff Activity Log

Augustine Medina


PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000
Page 1 of 2


The below listed item was booked as evidence at the Camarillo Police Station.

## PROPERTY/EVIDENCE INFORMATION <br> 



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 43 AB NUMBER

110024252




I booked the below listed item into the Sheriff's Property Room in Ventura to be used as evidence.

## PROPERTY/EVIDENCE INFORMATION <br> 



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 43 AB NUMBER

110024252



I booked the below listed evidence at the Ventura Crime Lab.

PROPERTY/EVIDENCE INFORMATION



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 53 AB NUMBER

110024252



I received the listed property from of the Ojai Valley Community Bank.

PROPERTY/EVIDENCE INFORMATION



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 53 AB NUMBER

110024252


| CONNECTINGREPORTNMMERS |
| :--- |
| OVERFLOW FIELDS |
| Business Address |

402 West Ojai Avenue, Ojai, California 93023


I booked the listed property into the Sheriff's Property Room. Refer to the supplemental narrative report under ID \#4676 for further information regarding the scene.

PROPERTY/EVIDENCE INFORMATION



| 39 OATE AND TIME OF REPORT 10/25/2011 1559 |  |  |  |  | 40 REPORTING OFFICER /ID NO. I ON IUNIT$\square$ . 4676 - SPECIAL SERVICES - SPECIAL SERVICES-CSI |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 41 FIO OFFICER SID NO. I DN I UNEI |  |  |  |  | 42 APPROVED BY/ IO NO/ UNIT- 4853 - SPECIAL SERVICES - SPECIAL SERVICES-CSI |  |  |  |
| COPNES 70 | DET/MC | NARC | GANG / SEU | STATS | PRESS | DOJ | COLAT | OTHER |



VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

110024252



The items listed were booked into Sheriff's Property. See Narrative/Supplemental Report by \#2963 for further information on the scene.

PROPERTY/EVIDENCE INFORMATION





110024252



110024252





4 RB NUMAER 110024252


The listed items are evidence. Refer to Supplemental Reports for details.

## PROPERTY/EVIDENCE INFORMATION <br> 



110024252


VENTURA COUNTY SHERIFF'S DEPARTMENT AGENCY IDENTIFIER CA0560000

## 43 AB NUMEER

110024252


E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

## Reporting Party:

RP Address:

Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

RP Phone Nbr:

Map Coord X: 1619172.000
Map Coord Y: 342544.0000
Primary Unit:

Status:

> Call Nbr: 112970718 RB Nbr: 110024252 Disposition: Report Final Call Type: Traffic Stop Original Call Type:

## Duplicate CFS: <br> Priority: 08 Premise Hazard:

## Comments:

Status Date:
10/24/2011 20:56:17 Traffic Stop
10/24/2011 20:56:17 ID
10/24/2011 20:56:42 Misc. Comment 10/24/2011 20:56:48 New Location

10/24/2011 20:56:53 Backup-Onscene
10/24/2011 20:56:53 ID
10/24/2011 20:57:41 Backup-Enroute 10/24/2011 20:57:41 ID 10/24/2011 20:57:46 Misc. Comment 10/24/2011 20:57:57 Misc. Comment 10/24/2011 20:58:09 Misc. Comment 10/24/2011 20:58:22 Backup-Enroute 10/24/2011 20:58:22 ID 10/24/2011 20:58:38 Backup-Enroute 10/24/2011 20:58:38 ID 10/24/2011 20:58:48 Change Location 10/24/2011 20:59:09 Backup-Enroute 10/24/2011 20:59:09 ID 10/24/2011 20:59:18 Misc. Comment 10/24/2011 20:59:29 Change Location 10/24/2011 20:59:44 Misc. Comment 10/24/2011 21:00:05 Misc. Comment 10/24/2011 21:00:30 Change Location 10/24/2011 21:01:04 Misc. Comment 10/24/2011 21:01:21 Change Location

| Status Date: | tatus | Comments. |
| :---: | :---: | :---: |
| 10/24/2011 20:56:17 | Traffic Stop | 1B21 @ |
| 10/24/2011 20:56:17 | ID | 1B21 < 4439>ERIC PERDUE |
| 10/24/2011 20:56:42 | Misc. Comment | 1B21, |
| 10/24/2011 20:56:48 | New Location | LOCATION:S VENTURA STM TOPA TOPA ST ,OJ-->N VENTURA AVM OJAI AV ,OJ |
| 10/24/2011 20:56:53 | Backup-Onscene | 1B21 1A21 |
| 10/24/2011 20:56:53 | ID | 1A21 <4455>CHRISTOPHER JOHNSTON |
| 10/24/2011 20:57:41 | Backup-Enroute | 1B21 3A23, SHOTS FIRED |
| 10/24/2011 20:57:41 | ID | 3A23 <4405>ANDREW PORTILLO |
| 10/24/2011 20:57:46 | Misc. Comment | 3A23, CODE 3 |
| 10/24/2011 20:57:57 | Misc. Comment | 1B21, TWDS Y |
| 10/24/2011 20:58:09 | Misc. Comment | 1B21, IN VEH |
| 10/24/2011 20:58:22 | Backup-Enroute | 1 B 21 3DK, CODE 3 |
| 10/24/2011 20:58:22 | ID | 3DK <2920>GREGORY GUILIN |
| 10/24/2011 20:58:38 | Backup-Enroute | 1B21 3A21 |
| 10/24/2011 20:58:38 | ID | 3 A21 <3759>ROBERT CLEMENT |
| 10/24/2011 20:58:48 | Change Location | 1 A 21 SB VTA/HERMOSA |
| 10/24/2011 20:59:09 | Backup-Enroute | 1A21 3S1, CODE 3 |
| 10/24/2011 20:59:09 | ID | 3S1 <2815>GUY MOODY |
| 10/24/2011 20:59:18 | Misc. Comment | 3A23, ORCHARDNENTURA VEH ACCIDENT |
| 10/24/2011 20:59:29 | Change Location | 1 A21 N VENTURA AV/LOMA DR ,MM |
| 10/24/2011 20:59:44 | Misc. Comment | 1A21, GRN PONT 4DR PRIMERED ON LEFT SIDE |
| 10/24/2011 21:00:05 | Misc. Comment | 1A21, SLOWING DOWN |
| 10/24/2011 21:00:30 | Change Location | 1 A21 VENTURA APPROACHING BALDWIN |
| 10/24/2011 21:01:04 | Misc. Comment | 1A21, FROM VEH AT 1B |
| 10/24/2011 21:01:21 | Change Location | 1 121 N VENTURA AV/ENCINO DR , OV |

E911:

Call Nbr: 112970718 RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop Original Call Type:
Cleared: 10/25/2011 14:27:01

## Location: W OJAI AVENUE / N VENTURA AVENUE

Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE

## Location Comments:

Reporting Party:
RP Phone Nbr: RP Address:
Jurisdiction: Ojai Map Coord X: 1619172.000
Beat: 1A01 RD: 1000
Prior Nbr Calls:

Map Coord Y: 342544.0000
Primary Unit:

Duplicate CFS:
Priority: 08
Premise Hazard:
Status Date:
Status: Comments:

| 10/24/2011 21:01:56 | Misc. Comment |
| :--- | :--- |
| 10/24/2011 21:02:53 | Change Location |
| 10/24/2011 21:03:04 | Backup-Enroute |
| 10/24/2011 21:03:04 | ID |
| 10/24/2011 21:03:05 | Change Location |
| 10/24/2011 21:03:17 | Misc. Comment |
| 10/24/2011 21:03:32 | Misc. Comment |

1A21, RO OUT OF OXN
1A21, RO OUT OF OXN
1A21 SB VTA/LARMIER
1A21 SB VTA/LARMIER
1A21 3D21
1A21 3D21
3D21 <3334>RICARDO TURRUBIARTES
3D21 <3334>RICARDO TURRUBIARTES
3D21
3D21
1A21, UNK OCC SHOTS FROM DRIVER SIDE
1A21, UNK OCC SHOTS FROM DRIVER SIDE
STA 3 ADVD FOR INFO ONLY THAT RO COME BA CK TO THEIR
AREA
1A21 SB 33/NYE
.718, VPD ADVISED OF PURSUIT
3DK N 33 FW/CASITAS VISTA RD ,VE
1A21 EDISON CURVE
.718, CHP ADV'D OF PURSUIT
1A21 S 33 FW/CASITAS VISTA RD ,VE
3DK, W/UNIT
1A21 4EK
4EK < 2953>DANIELLE DELPIT (CIT)
1A21, CALLING $1 B$ RPIMARY

## E911:

Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01
Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Phone Nbr:
RP Address:

Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

Status Date:
RD: 1000

Status:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000
Primary Unit:

| 10/24/2011 21:06:48 | Backup-Enroute |
| :--- | :--- |
| 10/24/2011 21:06:48 | Misc. Comment |
| 10/24/2011 21:06:48 | ID |
| 10/24/2011 21:06:53 | Change Location |
| 10/24/2011 21:07:14 | Misc. Comment Continous |

10/24/2011 21:07:48 Change Location 10/24/2011 21:08:12 Misc. Comment 10/24/2011 21:08:18 Misc. Comment 10/24/2011 21:08:37 Duplicate of 10/24/2011 21:08:53 Change Location Onscene 10/24/2011 21:09:27 Change Location 10/24/2011 21:10:23 Change Location 10/24/2011 21:10:47 Misc. Comment 10/24/2011 21:10:53 Misc. Comment 10/24/2011 21:11:21 Misc. Comment 10/24/2011 21:11:35 Change Location Onscene 10/24/2011 21:11:40 Change Location Onscene 10/24/2011 21:11:56 Change Location Onscene 10/24/2011 21:12:17 Backup-Onscene 10/24/2011 21:12:17 ID
10/24/2011 21:12:30 Misc. Comment 10/24/2011 21:12:39 Change Location 10/24/2011 21:12:46 Misc. Comment 10/24/2011 21:12:51 Misc. Comment 10/24/2011 21:13:26 Change Location Onscene

$$
\begin{aligned}
& \text { Call Nbr: } 112970718 \\
& \text { RB Nbr: } 110024252 \\
& \text { Disposition: Report } \\
& \text { Final Call Type: Traffic Stop } \\
& \text { Original Call Type: }
\end{aligned}
$$

## Duplicate CFS:

Priority: 08 Premise Hazard:

## Comments:

## 3A21 3CR

 4EK, CODE 33CR <2877>LUIS VAZQUEZ (CIT BL)
3CR 926 SIMON WY ,ER

1A21 SB 33 /STANLEY, 100MPH LIT TRAFF 1A21, 40MPH 1A21, DK TAKING PRIMARY

112970722 TO 112970718
1A21 S33/MAIN
1A21 33/S101, 80MPH
1 A21 S101/SEAWARD
.718, CHP ADVISED OF ACCIDENT


1A21, SHOTS FIRED S101/SEAWARD
1A21 S 101 FW/S SEAWARD AV ,VE 1 B21 S 101 FW/S SEAWARD AV ,VE 3DK S 101 FWIS SEAWARD AV ,VE 3DK 3S50

3 S50 < 2108>DAVID WAREHAM
3DK, FRONT WINDSHIELD HIT
$3 S 50$ 101/126
3DK, OK
3DK, NO INJ'S
3S50 101NICTORIA

E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Address:
Jurisdiction: Ojai
Beat: 1A01
RD: 1000
Prior Nbr Calls:
Status Date:
Status:

> Call Nbr: 112970718
> RB Nbr: 110024252
> Disposition: Report
> $\begin{gathered}\text { Disposition: Report } \\ \text { Final Call Type: Traffic Stop }\end{gathered}$ Original Call Type:
> al Call Type.

10/24/2011 21:13:38 Misc. Comment 10/24/2011 21:14:29 Change Location Onscene 10/24/2011 21:14:45 Misc. Comment 10/24/2011 21:14:58 Backup-Onscene 10/24/2011 21:14:58 ID 10/24/2011 21:15:04 Change Location 10/24/2011 21:15:12 Backup-Enroute 10/24/2011 21:15:12 ID 10/24/2011 21:15:28 Change Location 10/24/2011 21:15:36 Misc. Comment 10/24/2011 21:15:49 Misc. Comment 10/24/2011 21:15:58 Change Location 10/24/2011 21:16:08 Misc. Comment 10/24/2011 21:16:12 Misc. Comment 10/24/2011 21:16:26 Change Location Onscene 10/24/2011 21:16:28 Misc. Comment 10/24/2011 21:16:48 Misc. Comment 10/24/2011 21:17:00 Change Location Onscene 10/24/2011 21:17:09 Misc. Comment 10/24/2011 21:17:17 Change Location Onscene 10/24/2011 21:17:26 Backup-Enroute 10/24/2011 21:17:26 ID
10/24/2011 21:17:46 Change Location Onscene 10/24/2011 21:18:27 Misc. Comment 10/24/2011 21:18:38 Change Location Onscene

Map Coord X: 1619172.000 Map Coord Y: 342544.0000 Primary Unit:
RP Phone Nbr:

Comments:

```
3S50, 110MPH
3S50 101/JOHNSON, #2 LANE
3DK, UNITS AT RESD MAKE SURE U HAVE LONG GUNS
3D21 3C21
    3C21<3787>CHRISTOPHER ZAPATA
    1A21 S101/OXN
    3D21 3S20
    3S20 <2686>RENEE FERGUSON
    1A21 S101/NINEYARD
    1A21, EXITING ON VINEYARD.
    1A21. MAKING RT ON VINEYARD SB
    1A21 VINEYARD/101 SB
```



1A21, APPEARS TO BE
1A21 VINEYRAD/H
.718, OPD ADV'D PURSUIT EXITED AT VINEYARD
3S50, ADV STA 3 FOR AREA KNOWN
1 A21 VINEYARDNENTURA
.718, STA 3 ER TO VINEYARD/H
1 A21 WB VINEYARD PAST VTA
3C21 3D22
3D22 < 4143>DAVID JOHNSON
1A21 W VINEYARD AV/PEBBLE BEACH TE ,O

1A21 N PATTERSON RDM GONZALES RD ,OX


E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01
Location: W OJAL AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

## Reporting Party:

RP Address:
Jurisdiction: Ojai
Beat: 1A01

Prior Nbr Calls:
Status Date:
Status:
Map Coord X: 1619172.000
Map Coord Y: 342544,0000
Primary Unit:

Duplicate CFS:
Priority: 08 Premise Hazard:

## Comments:

10/24/2011 21:24:51 Change Location Onscene 10/24/2011 21:24:54 Change Location Onscene 10/24/2011 21:25:08 Change Location Onscene 10/24/2011 21:25:19 Change Location Onscene 10/24/2011 21:25:25 Misc. Comment 10/24/2011 21:25:32 Misc. Comment 10/24/2011 21:25:38 Change Location Onscene 10/24/2011 21:25:50 Misc. Comment 10/24/2011 21:26:15 Misc. Comment 10/24/2011 21:26:31 Backup-Enroute 10/24/2011 21:26:31 ID

10/24/2011 21:26:37 Change Location Onscene 10/24/2011 21:26:48 Change Location Onscene 10/24/2011 21:26:48 Misc. Comment

10/24/2011 21:27:05 Backup-Enroute
10/24/2011 21:27:05 ID
10/24/2011 21:27:08 Change Location Onscene
10/24/2011 21:27:26 Change Location Onscene 10/24/2011 21:27:35 Misc. Comment 10/24/2011 21:27:36 Change Location Onscene 10/24/2011 21:27:48 Change Location 10/24/2011 21:27:51 Change Location 10/24/2011 21:28:00 Backup-Onscene 10/24/2011 21:28:12 Change Location Onscene 10/24/201121:28:27 Misc. Comment

RP Phone Nbr:

Primary Unit:

> Call Nbr: 112970718
> RB Nbr: 110024252
> Disposition: Report
> Final Call Type: Traffic Stop
> Original Call Type:


E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop Original Call Type:

Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

## Reporting Party:

RP Address:

Prior Nbr Calls:

Status Date:
Status:
10/24/2011 21:34:15 Change Location Onscene 10/24/2011 21:34:47 Change Location Onscene 10/24/2011 21:35:03 Change Location Onscene 10/24/2011 21:35:14 Change Location Onscene 10/24/2011 21:35:46 Change Location Onscene 10/24/2011 21:36:09 Misc. Comment 10/24/2011 21:36:20 Change Location Onscene 10/24/2011 21:36:33 Change Location Onscene 10/24/2011 21:36:38 Misc. Comment 10/24/2011 21:37:00 Change Location Onscene 10/24/2011 21:37:06 Misc. Comment 10/24/2011 21:37:11 Misc. Comment 10/24/2011 21:37:15 Misc. Comment 10/24/2011 21:37:38 Misc, Comment 10/24/2011 21:37:48 Misc. Comment 10/24/2011 21:38:12 Misc. Comment 10/24/2011 21:38:34 Change Location Onscene 10/24/2011 21:38:39 Change Location Onscene 10/24/2011 21:38:42 Change Location Onscene 10/24/2011 21:38:47 Change Location Onscene 10/24/2011 21:38-55 Change Location Onscene 10/24/2011 21:38:59 Change Location Onscene 10/24/2011 21:39:13 Misc. Comment 10/24/2011 21:39:24 Misc. Comment 10/24/2011 21:39:44 Misc. Comment

RP Phone Nbr:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000
Primary Unit:

Duplicate CFS: Priority: 08 Premise Hazard:

## Comments:

1A21 EB HEMLOCK VICT
1A21 WB AISLE / CATSCAN
1A21 SB MASTHEAD/AILSE
1 A21 WB HAMELOCK MASTHEAD
1 A21 SB VICT HEMLCOK
3S50, 40MPH FRONT TIRE OUT
1A21 SB VICT/CI
1 A 21 NB VICT /CI
1A21, LEFT TIRE GONE
1 A21 NB VICT /HEMLOCK
1A21, SUBJ EXITING VEH
1A21, HSOTS FIRED
1A21, SHOTS FIRED
1A21, MULTIPLE SHOTS FIRED
1A21, NB VICT S OF HEMLOCK
1A21. TRYING TO CONFIRM IF SUBJ IS DOWN 1A21 S VICTORIA AVIN HEMLOCK ST ,OX 3550 S VICTORIA AV/W HEMLOCK ST ,OX 1 B21 S VICTORIA AV/W HEMLOCK ST ,OX 3DK S VICTORIA AV/W HEMLOCK ST, OX 3 A21 S VICTORIA AV/W HEMLOCK ST ,OX 3 A23 S VICTORIA AV/W HEMLOCK ST .OX 1A21, PUT A LIGHT ON THE VEH AIR8, PUT A LIGHT ON THE VEH ON SUBJ LAYING FACE DOWN $N$ OF VEH 1A21, IN GRASSY AREA N OF VEH E OF VEH

E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop
Original Call Type:

Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Phone Nbr:
RP Address:

Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

Status Date: $\qquad$ Status:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000 Primary Unit:

## Duplicate CFS:

Priority: 08
Premise Hazard:

Comments:

10/24/2011 21:39:49 Misc. Comment 10/24/2011 21:39:54 On Scene 10/24/2011 21:39:59 Misc. Comment 10/24/2011 21:40:03 Misc. Comment

10/24/2011 21:40:08 Misc. Comment 10/24/2011 21:40:18 Misc. Comment 10/24/2011 21:40:32 Change Location Onscene 10/24/2011 21:41:08 Change Location Onscene 10/24/2011 21:41:16 Misc. Comment 10/24/2011 21:41:34 Case 10/24/2011 21:41:54 Misc. Comment 10/24/2011 21:42:00 Misc. Comment 10/24/2011 21:42:36 Misc. Comment 10/24/2011 21:43:02 Misc. Comment 10/24/2011 21:43:04 Misc. Comment Continous 10/24/2011 21:43:56 Clear 10/24/2011 21:43:57 Clear 10/24/2011 21:44:08 Clear 10/24/2011 21:44:44 Clear 10/24/2011 21:45:03 Change Location 10/24/2011 21:45:09 Misc. Comment 10/24/2011 21:45:37 Change Location Onscene 10/24/2011 21:46:03 Backup-Enroute 10/24/2011 21:46:03 ID 10/24/2011 21:46:10 Misc. Comment 3D22 3C21 3B21

4S6 S VICTORIA AVM HEMLOCK ST ,OX 3550, OIS TEAM

3S20 S VICTORIA AV/W HEMLOCK ST ,OX
3S20 5L
5L < 1825>BRENT KERR
5L, TEAM ENRT


E911:
Call Nbr: 112970718
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop Original Call Type:

Cleared: 10/25/2011 14:27:01
Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Address:
Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

Status Date:
10/24/2011 21:57:48 Change Location 10/24/2011 21:58:02 Backup-Onscene 10/24/2011 21:58:02 ID
10/24/2011 21:58:15 Backup-Onscene
10/24/2011 21:58:15 ID
10/24/2011 21:58:15 ID
10/24/2011 21:59:38 Backup-Enroute
10/24/2011 21:59:38 iD
10/24/2011 22:00:00 Preempt
10/24/2011 22:00-00 Replace
10/24/2011 22:00:00 ID
10/24/2011 22:00:17 Backup-Enroute
10/24/2011 22:00:17 ID
10/24/2011 22:00:25 On Scene
10/24/2011 22:00:53 Backup-Enroute
10/24/2011 22:00:53 ID
10/24/2011 22:01:37 Change Location Onscene
10/24/2011 22:01:45 Change Location Onscene 10/24/2011 22:01:47 Misc. Comment Continous

10/24/2011 22:02:31 Change Location Onscene
10/24/2011 22:02:42 Backup-Onscene
10/24/2011 22:02:42 ID
10/24/2011 22:03:41 On Scene
10/24/2011 22:04:41 Misc. Comment
10/24/2011 22:04:57 Backup-Onscene

RP Phone Nbr:

Map Coord X: 1619172.000
Map Coord Y: 342544.0000 Primary Unit:

Duplicate CFS:
Priority: 08
Premise Hazard:

Comments:
$3 B 21$ N VENTURA AV/LARMIER AV ,OV, CRIME SCENE $3 A 21$ 3L
$3 L$ < $1269>$ STEPHEN WADE
3L. 5 H 105 H 16
$5 \mathrm{H} 16<2528>$ BILL Y HESTER
$5 \mathrm{H} 10<2390>$ DAVID BRANTLEY
3A21 3C21
$3 C 21<3787>$ CHRISTOPHER ZAPATA
3C21
3C21 3C22
3C22 <2733>MARK CORREIA
3C22 8B21
$8 B 21$ <4397>DAVID LOPEZ
CAR4
3S20 3C21
3 C $21<3787>$ CHRISTOPHER ZAPATA
3C22 ROBERT/RODERICK, ALLEY WAY CRIME SCENE
8B21 ROBERT/RODERICK, ALLEY WAY CRIME SCENE
PER STA 3 HAVE SGT 11 *98 WITH 1 IS AT COMMAND POST AT VICTORIAMMARINA VILLAGE
3550 S VICTORIA AV/MARINA VILLAGE ST, CP
3S20 8R41, WITH STA 3
8 R41 $<3858>$ JAMES SULLIVAN
3CK
3L. START CP
5H16 5H15

E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: $10 / 24 / 2011$ 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop
Original Call Type:

Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE

Location Comments:
Reporting Party:
RP Phone Nbr:
RP Address:
Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

Status Date:
Status:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000 Primary Unit:

Duplicate CFS:
Priority: 08
Premise Hazard:

Comments:

| 10/24/2011 22:04:57 | 10 | $5 \mathrm{H} 15<2342>$ JOSE LOPEZ |
| :---: | :---: | :---: |
| 10/24/2011 22:05:29 | Backup-Enroute | 5H16 5H19 |
| 10/24/2011 22:05:29 | ID | $5 \mathrm{H} 19<1384>$ WILLIAM THERRIEN |
| 10/24/2011 22:06:19 | Backup-Enroute | 3S20 1L |
| 10/24/2011 22:06:19 | ID | 1L <2227>CHRISTOPHER DUNN |
| 10/24/2011 22:07:24 | Misc. Comment | 3C22. WHOLE ALLEY SHUTDOWN OR NEAR 205 |
| 10/24/2011 22:08:09 | Misc. Comment | 3C22, CORODINATE W/STA 3 |
| 10/24/2011 22:09:36 | Backup-Enroute | 1A21 8.51 |
| 10/24/2011 22:09:36 | ID | $8.51<3411>$ ROBERT SHIRK |
| 10V24/2011 22:09:46 | Change Location | 8.515101 FW/S SEAWARD AV ,VE, CRIME SCENE |
| 10/24/2011 22:10:22 | On Scene | 3821 |
| 10/24/2011 22:10:55 | Backup-Erroute | 4EK 4S8 |
| 10/24/2011 22:10:55 | ID | 4 S $8<1631>$ STEVEN CAPUANO |
| 10/24/2011 22:10:56 | Backup-Enroute | 3520357 |
| 10/24/2011 22:10:56 | ID | $357<3112>$ ROBERT YOOS |
| 10/24/2011 22:12:50 | Misc. Comment | 3S50, OFFICERS ESTIMATED 100YDS S OF OVERAMP |
| 10/24/2011 22:13:08 | Misc. Comment | 3S50, FOR SEAWARD |
| 10/24/2011 22:13:31 | Misc. Comment | $5 \mathrm{H} 1,3$ UNITS AND FIRE STA TOP OF SB ONRAMP 100 YOS S OF RAMP |
| 10/24/2011 22:13:49 | On Scene | 3C21 |
| 10/24/2011 22:17:36 | On Scene | 1L |
| 10/24/2011 22:19:06 | On Scene | 5 H 1 |
| 10/24/2011 22:19:24 | Backup-Onscene | 5 H 105 H 21 |
| 10/24/2011 22:19:24 | ID | $5 \mathrm{H} 21<2575 \times$ JAMES GREGORY SHARP |
| 10/24/2011 22:22:37 | Backup-Onscene | 5 H 105 H 9 |
| 10/24/2011 22:22:37 | ID | $5 \mathrm{H} 9<2800 \times$ PETER OSULLIVAN (CIT) |



E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Address:

Beat: 1A01
Prior Nbr Calls:

RP Phone Nbr:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000
Primary Unit:

Map Coord Y: 342544.0000
Primary Unit:

$$
\begin{aligned}
& \qquad \begin{aligned}
& \text { Call Nbr: } 112970718 \\
& \text { RB Nbr: } 110024252 \\
& \text { Disposition: Report }
\end{aligned} \\
& \text { Final Call Type: Traffic Stop } \\
& \text { Original Call Type: }
\end{aligned}
$$

Status Date: $\qquad$

5H19
1B21 5E5
5E5 < 2963>
8J51
3S20 11I
11 <2009>CHRISTOPHER LATHROP
3S7, NO MORE UNITS RESPOND DOWN VICT/UNABLE TO GET THRU
.718, FIRE CHAPLIN ALSO ENRT TO CP
3AR1, IS \#3928
3AR1, NO SIGN OF ANYTHING AT VENT/TOPA TOPA
5 H 12 5H14
5H14 <3149>DEAN WORTHY
3AR1 N VENTURA AV/E VILLANOVA RD ,OJ, TRAFF CONTROL / DIVERTING WB VENTURA AV TRAFF TO VILLA NOVA

5H12 5E3
5 E $3<4676>$
5G4
5G4 S 101 FWIS SEAWARD AV,VE, CRIME SCENE AND CHP
5G4 5G6
5G6 < 3933>STEVEN JENKINS
3S20 11S1
11S1 <2699>.JAMES FRYHOFF
4S8, CP
3S20 1113
11 l3 < 1918>CRAIG SMITH
$11 \mid 311 / 1$

E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: $10 / 24 / 2011$ 20:56:17
Cleared: 10/25/2011 14:27:01

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop
Original Call Type:

Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party:
RP Address:

Jurisdiction: Ojai Beat: 1A01
Prior Nbr Calls:

RP Phone Nbr:

Map Coord X: 1619172.000
Map Coord Y: 342544,0000 Primary Unit:

Duplicate CFS:
Priority: 08 Premise Hazard:

Comments:

10/24/2011 22:49:21 ID
10/24/2011 22:49:41 Backup-Onscene 10/24/2011 22:49:41 ID 10/24/2011 22:49:42 On Scene 10/24/2011 22:54:15 On Scene 10/24/2011 22:56:25 Change Location Onscene 10/24/2011 22:57:14 On Scene 10/24/2011 23:01:24 Change Location 10/24/2011 23:03:31 On Scene 10/24/2011 23:03:37 On Scene 10/24/2011 23:05:03 Misc. Comment Continous 10/24/2011 23:06:03 Misc. Comment 10/24/2011 23:07:15 Backup-Onscene 10/24/2011 23:07:15 ID 10/24/2011 23:11:57 On Scene 10/24/2011 23:12:17 On Scene 10/24/2011 23:13:35 On Scene
10/24/2011 23:18:15 Change Location 10/24/2011 23:25:01 Backup-Onscene 10/24/2011 23:25:01 ID 10/24/2011 23:25:07 Change Location Onscene 10/24/2011 23:26:48 On Scene 10/24/2011 23:26:59 Change Location Onscene 10/24/2011 23:28:30 Change Location 10/24/2011 23:29:05 Enroute 10/24/2011 23:29:15 On Scene

Status: $\qquad$
1111 < 3117>MARK FRANKE
5G3 5G1
$5 G 1<3538>E R I C$ TENNESSEN
5G3
5H2O
5H12 3291 LOMA VISTA RD , VE, VCMC
1113
3CK 3701 LAS POSAS RD ,CA
111
1111
3AR1, HAVE 3AR1 $10^{\circ} 21$ 5GS 9476050
3AR, HAVE 3AR 10-21 3S1 AT 947 8077[10/24/11230603001]
5 H 195 H 17
$5 \mathrm{H} 17<2517>$ IAN LAUGHLIN
3AR1
$5 L$
5H5
456800 S VICTORIA AV , VE, WITH GUILIN
3A22 3S2
$352<2936>$ STEVE ARTHUR
$3 S 2$ E VILLANOVA RD/N VENTURA AV OJ
5H14, AT THE COMMAND POST AT 2302 HRS
5 H14 S VICTORIA AVIW HEMLOCK ST .OX
5E3 3291 LOMA VISTA RD VE
5E5
4S6

## E911:

Call Nbr: 112970718
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop
Original Call Type:
Cleared: 10/25/2011 14:27:01
Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE

Location Comments:

| Reporting Party: <br> RP Address: | RP Phone Nbr: |  |
| ---: | :--- | :--- |
| Jurisdiction: Ojai |  |  |
| Beat: 1A01 | RD: 1000 | Map Coord X: 1619172.0001 |
| Prior Nbr Calls: |  | Map Coord Y: 342544.0000 |

Prior Nbr Calls:
Status Date:
Status:
Map Coord X: 1619172.000
Map Coord Y: 342544.0000 Primary Unit:

Duplicate CFS:
Priority: OB
Premise Hazard:

## Comments:

| 10/24/2011 23:29:38 | Clear | 3 S 7 |
| :---: | :---: | :---: |
| 10/24/2011 23:31:33 | Change Location Onscene | 1111800 S VICTORIA AV , VE |
| 10/24/2011 23:32:09 | Clear | 4S8 |
| 10/24/2011 23:35:43 | On Scene | 5 E3 |
| 10/24/2011 23:38:33 | On Scene | SE5 |
| 10/24/2011 23:45:19 | On Scene | 3CK |
| 10/24/2011 23:45:23 | Clear | 3CK |
| 10/24/2011 23:45:35 | Backup-Onscene | 3 DK 3 CK |
| 10/24/2011 23:45:35 | ID | 3CK < 2608>SCOTT DUFFNER |
| 10/24/2011 23:45:46 | Change Location | 3CK 10*42 |
| 10/24/2011 23:46:08 | Change Location Onscene | 3AR1 W OUAI AV/BRISTOL RD OJ, PER 3S2 |
| 10/24/2011 23:46:18 | Change Location Onscene | 3AR S BLANCHE STM O OJAI AV O.J |
| 10/25/2011 00:02:17 | Clear | 4S6 |
| 10/25/2011 00:13:00 | Clear | 3 CK |
| 10/25/2011 00:17:08 | Misc. Comment | 3S20, 8R41 I WILL HAVE A STA3 UNIT RELIEVE U |
| 10/25/2011 00:25:07 | Clear | 3 CR |
| 10/25/2011 00:34:30 | Clear | 4EK |
| 10/25/2011 00:39:44 | Clear | 8R41 |
| 10/25/2011 00:49:51 | Clear | 3023 |
| 10/25/2011 00:49:58 | Change Location Onscene | SG1 W WOOLEY RD/S C ST , OX |
| 10/25/2011 00:50:00 | Change Location Onscene | $5 G 3$ W WOOLEY RD/S C ST , OX |
| 10/25/2011 00:55:01 | Misc. Comment | 5G1, NEED EVID TOW FOR 3DK UNIT, WB WOOLEYIC ST, UNIT 3378 |
| 10/25/2011 00:56:31 | Misc. Comment | 718, PLATINUM TOW FOR 3DK UNIT |
| 10/25/2011 00:59:09 | Change Location Onscene | 5E5 W WOOLEY RDIS C ST , OX |
| 10/25/2011 01:00:45 | Clear | 3AR |
| 10/25/2011 01:05:35 | Backup-Onscene | 3AR1 357 |

E911:
Call Nbr: 112970718
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: $10 / 24 / 2011$ 20:56:17
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop Original Call Type:
Cleared: 10/25/2011 14:27:01
Location: W OJAI AVENUE / N VENTURA AVENUE
Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE

| Location Comments: <br> Reporting Party: <br> RP Address: | RP Phone Nbr: |
| ---: | :--- |
| Jurisdiction: Ojai |  |
| Beat: 1A01 | RD: 1000 |

Duplicate CFS:
Priority: 08
Premise Hazard: Comments:

| Status Date: | Status: | Comments: |
| :---: | :---: | :---: |
| 10/25/2011 01:05:35 | ID | 3 S $<3112>$ ROBERT YOOS |
| 10/25/2011 01:05:39 | Clear | 3AR1 |
| 10/25/2011 01:13:14 | Change Location Onscene | 3B21 W OJAI AV/BRISTOL RD ,OJ |
| 10/25/2011 01:15:38 | Change Location | 5 H 12 S 33 FW/N SHELL RD, VE, SB |
| 10/25/2011 01:15:54 | Misc. Comment Continous | 5H12, 5H12 REQ ADDITIONAL UNIT SB 33 AT SHELL |
| 10/25/2011 01:16:48 | Backup-Enroute | 5 H 123 O 23 |
| 10/25/2011 01:16:48 | ID | $3 \mathrm{D} 23<3929>$ CHRISTOPHER FOLEY (CIT) |
| 10/25/2011 01:23:09 | Change Location | 3 C 21 S 33 FW/W SHELL RD , VE |
| 10/25/2011 01:25:59 | Change Location | $5 E 3$ S 101 FW/S SEAWARD AV , VE |
| 10/25/2011 01:29:32 | Clear | 563 |
| 10/25/2011 01:30:59 | Change Location | 5G1 PLATINUM TOW YARD |
| 10/25/2011 01-32:14 | Change Location Onscene | 5E5 S VICTORIA AVM HEMLOCK ST , OX |
| 10/25/2011 01:32:16 | On Scene | 3D23 |
| 10/25/2011 01:35:50 | On Scene | 5E3 |
| 10/25/2011 01:42:47 | On Scene | 3 C 21 |
| 10/25/2011 01:44:55 | Backup-Enroute | 1A219T |
| 10/25/2011 01:44:55 | ID | 9 C < $0459>$ RICHARD GODFREY |
| 10/25/2011 02:06:25 | Change Location Onscene | $5 E 5800$ S VICTORIA AV , VE |
| 10/25/2011 02:11:58 | Backup-Enroute | 9 9 9M6 |
| 10/25/2011 02:11:58 | ID | $9 \mathrm{M6}$ <1929>MICHAEL BERG |
| 10/25/2011 02:15:31 | Clear | 357 |
| 10/25/2011 02:15:57 | Clear | 5G1 |
| 10/25/2011 02-20:12 | Clear | CAR4 |
| 10/25/2011 02-21:18 | Clear | 3 C 22 |
| 10/25/2011 02-21:28 | Clear | 8821 |
| 10/25/2011 02:27:02 | Clear | 8151 |



E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01 Location Comments:

Reporting Party:
RP Phone Nbr:
RP Address:

| Jurisdiction: Ojai |  | Map Coord X: 1619172.000 |
| :---: | :--- | :--- |
| Beat: 1 1A01 | RD: 1000 | Map Coord Y: 342544.0000 |
| Prior Nbr Calls: |  | Primary Unit: |

```
Location: W OJAI AVENUE / N VENTURA AVENUE Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE
            Cross Street: }12349\mathrm{ N VENTURA AVENUE & 1499 W OJAI AVENUE
```

Reporting Party:
RP Phone Nbr:
RP Address:

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop Original Call Type:

Duplicate CFS:
Priority: 08
Premise Hazard:

| Status Date: | Status: | Comments. |
| :---: | :---: | :---: |
| 10/25/2011 05:08:56 | Query | 5 H 14 |
| 10/25/2011 05:09:13 | Query | 5 H 14 |
| 10/25/2011 05:09:46 | Query | 5 H 14 |
| 10/25/2011 05:09:56 | Add License | 5 H 14 |
| 10/25/2011 05:17:39 | Backup-Onscene | CAR7 8 T |
| 10/25/2011 05:17:39 | ID | 8T <2277>JOHN POPP |
| 10/25/2011 05:17:43 | Clear | 8T RPT |
| 10/25/2011 05:44:09 | Change Location | 3 S 1402 S VENTURA ST ,OJ, WITH DEP PORTILLO |
| 10/25/2011 06:24:07 | On Scene | 3S1 |
| 10/25/2011 06:29:01 | Change Location Onscene | 3A23 402 S VENTURA ST , OJ |
| 10/25/2011 07:00:36 | Clear | 3S50 |
| 10/25/2011 07:00:58 | Backup-Enroute | 5H10 3S50 |
| 10/25/2011 07:06:13 | Clear | 11S1 |
| 10/25/2011 07:30:55 | Clear | 3L |
| 10/25/2011 07:31:08 | Backup-Onscene | 5H10 3S9 |
| 10/25/2011 07:31:08 | ID | 3 S9 <2886>LUIS ALVAREZ (BL) |
| 10/25/2011 07:35:26 | On Scene | 3S50 |
| 10/25/2011 07:49:51 | Clear | 1113 |
| 10/25/2011 08:25:57 | Clear | 3DK |
| 10/25/2011 08:26:19 | Clear | 111 |
| 10/25/2011 08:26:22 | Clear | 1111 |
| 10/25/2011 08:28:03 | Clear | 3 323 |
| 10/25/2011 09:04:23 | Clear | 3S1 |
| 10/25/2011 09:04:24 | Clear | 3 S 2 |
| 10/25/2011 09:22:22 | Clear | 5E3 |
| 10/25/2011 10:04:26 | Clear | CAR7 |

E911:
Initiate: 10/24/2011 20:56:17
Entry: 10/24/2011 20:56:17
Dispatch: 10/24/2011 20:56:17
Arrival: 10/24/2011 20:56:17
Cleared: 10/25/2011 14:27:01

Call Nbr: 112970718
RB Nbr: 110024252
Disposition: Report
Final Call Type: Traffic Stop
Original Call Type;

## Location: W OJAI AVENUE / N VENTURA AVENUE

Cross Street: 12349 N VENTURA AVENUE \& 1499 W OJAI AVENUE Location Comments:

Reporting Party: RP Phone Nbr:
RP Address:

Jurisdiction: Ojai
Beat: 1A01
Prior Nbr Calls:

Status Date:
RD: 1000

Status:
Map Coord X: 1619172.000
Map Coord Y: 342544,0000
Primary Unit:

Duplicate CFS:
Priority: 08
Premise Hazard:

10/25/2011 10:24:11 Clear 1A21
10/25/2011 10:24:12 Clear 3A21
10/25/2011 10:24:18 Clear 1B21
10/25/2011 10:38:10 Preempt 3S50
10,25/2011 13:00:21 Clear 5H9
10/25/2011 13:46:34 Clear 5E5
10/25/2011 14:26:10 Clear 1L
10/25/2011 14:26:12 Clear 3S9
10/25/2011 14:26:15 Clear 5G4
10/25/2011 14:26:16 Clear 5G6
10/25/2011 14:26:18 Clear 5 H 1
$\begin{array}{ll}10 / 25 / 2011 & 14: 26: 19 \text { Clear } \\ 5 \mathrm{H} 10\end{array}$
10/25/2011 14:26:22 Clear 5 H 14
10/25/2011 14:26:39 Clear 5H21
10/25/2011 14:26:41 Clear 5H20
10/25/2011 14:26:43 Clear $\quad 5 \mathrm{H} 19$
10/25/2011 14:26:45 Clear $\quad 5 \mathrm{H} 17$
10/25/2011 14:26:46 Clear 5H16
10/25/2011 14:26:48 Clear 5 H15
10/25/2011 14:26:57 Clear 5H5
10/25/2011 14:27:01 Clear 5L
10/25/2011 14:27:01 Close 5L




# OXNARD POLICE DEPARTMENT 

## OFFICER INVOLVED SHOOTING OPD 11-20618



OCTOBER 24, 2011

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C.,. FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OUAI /TERMMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: STATE OF CALIFORNIA | Suspect: MEDINA, AUGUSTIN RINCON |  |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2215 HOURS I WAS OFF DUTY WHEN I RECEIVED A TELEPHONE CALL FROM OXNARD POLICE DEPARTMENT DETECTIVE COMMANDER MIKE ADAIR. COMMANDER ADAIR ADVISED ME THAT THERE HAD JUST BEEN AN OFFICER INVOLVED SHOOTING IN THE CITY OF OXNARD AND THAT THE SHOOTING INCIDENT INVOLVED OFFICERS AND DEPUTIES FROM MULTIPLE LAW ENFORCEMENT AGENCIES. I WAS TOLD THAT THERE WERE SEVERAL OXNARD POLICE DEPARTMENT OFFICERS WHO HAD SHOT THEIR DUTY WEAPONS DURING THIS INCIDENT AND THAT THE SHOOTING OCCURRED IN THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET IN THE CITY OF OXNARD. I WAS FURTHER TOLD THAT THE SUSPECT IN THIS INCIDENT, WHO HAD LED LAW ENFORCEMENT ON A SIGNIFICANT VEHICLE PURSUIT THROUGH MULTIPLE CITIES THROUGHOUT THE COUNTY, HAD BEEN TRANSPORTED TO A LOCAL HOSPITAL AND HIS CONDITION WAS UNKNOWN. COMMANDER ADAIR REQUESTED THAT I RESPOND TO ASSIST WITH THE INVESTIGATION. I ADVISED COMMANDER ADAIR THAT I WOULD RESPOND TO THE HOSPITAL TO CHECK ON THE STATUS OF THE VICTIM.

I THEN CONTACTED OXNARD POLICE DEPARTMENT WATCH COMMANDER MARTIN MEYER AND ASKED WHICH HOSPITAL THE SUSPECT IN THIS INCIDENT WAS TRANSPORTED TO, I WAS ADVISED THAT THE SUSPECT HAD BEEN TRANSPORTED TO THE VENTURA COUNTY MEDICAL CENTER.

I THEN BEGAN TO RESPOND TO THAT LOCATION AND ARRIVED THERE AT APPROXIMATELY 2300 HOURS. I ARRIVED AT APPROXIMATELY THE SAME TIME AS VENTURA COUNTY SHERIFF'S DEPARTMENT MAJOR CRIMES DETECTIVE BRIAN RICHMOND. AS I ENTERED THE EMERGENCY ROOM AREA OF VENTURA COUNTY MEDICAL CENTER I ALSO MET WITH OXNARD POLICE DEPARTMENT OFFICER KEVIN GORMLEY. OFFICER GORMLEY WOULD SUBSEQUENTLY PROVIDE DETECTIVE RICHMOND AND I A BRIEFING ON THE INFORMATION HE KNEW ABOUT WHAT TOOK PLACE DURING THE SHOOTING.

| Reporting Officer/s: | ID\#/Cal Sign: | Date/Time Dictated: | Job \# | Date Typed/Typist |
| :--- | :--- | :--- | :--- | :--- |
| MICHAEL YOUNG | $4662 / \mathrm{D} 12$ | $10 / 25 / 111600$ | 705 | $11 / 14 / 11$, KS |

OFFICER GORMLEY EXPLAINED THAT ON 10/24/11, AT APPROXIMATELY 2008 HOURS, OFFICERS WITH THE OXNARD POLICE DEPARTMENT HAD BEEN DISPATCHED TO A DOMESTIC VIOLENCE INCIDENT AT IN OXNARD. OFFICERS WERE ADVISED THAT THERE WAS POSSIBLY A GUN INVOLVED IN THE DOMESTIC. BY THE TIME LAW ENFORCEMENT ARRIVED ON SCENE, THE SUSPECT IN THIS DOMESTIC VIOLENCE INCIDENT WAS NO LONGER IN THE AREA. OFFICERS DID LOCATE A holster to a firearm in the street near where the residence associated with this DOMESTIC WAS LOCATED.

OFFICER GORMLEY CONTINUED BY EXPLAINING THAT A LITTLE LESS THAN AN HOUR AFTER THIS DOMESTIC VIOLENCE CALL, DEPUTIES FROM THE VENTURA COUNTY SHERIFF'S DEPARTMENT ATTEMPTED TO CONDUCT A TRAFFIC STOP ON A VEHICLE IN THE CITY OF OJAI. DURING THIS TRAFFIC STOP, SOMEWHERE IN THE AREA OF OJAI, AN OFFICER INVOLVED SHOOTING OCCURRED. A PURSUIT WAS THEN INITIATED AND DURING THIS PURSUIT A SECOND OFFICER INVOLVED SHOOTING TOOK PLACE ON US 101, IN THE AREA OF THE OFF RAMP AT SEAWARD AVENUE IN THE CITY OF VENTURA.

AFTER THIS SECOND OFFICER INVOLVED SHOOTING INCIDENT, THE PURSUIT CONTINUED AND ENTERED THE CITY OF OXNARD. DURING THIS PURSUIT THE SUSPECT, WHO WAS IDENTIFIED AS AUGUSTIN MEDINA, ULTIMATELY DROVE TO THE GENERAL AREA WHERE THE ORIGINAL DOMESTIC VIOLENCE CALL TOOK PLACE. WHILE IN THIS AREA, A THIRD SHOOTING INCIDENT OCCURRED. THE PURSUIT THEN CONTINUED THROUGH VARIOUS AREAS OF THE CITY OF OXNARD, ULTIMATELY TERMINATING IN THE AREA OF NORTHBOUND VICTORIA AVENUE, SOUTH OF THE INTERSECTION OF HEMLOCK STREET. IT WAS AT THIS POINT THAT A FOURTH OFFICER INVOLVED SHOOTING INCIDENT TOOK PLACE. OFFICER GORMLEY EXPLAINED THAT HE DID NOT SHOOT DURING THIS INCIDENT, BUT THAT THERE WERE NUMEROUS ROUNDS FIRED.

OFFICER GORMLEY TOLD ME THAT THERE HAD BEEN TWO REPORT NUMBERS OBTAINED FOR THESE INCIDENTS. THE FIRST REPORT NUMBER, OXNARD POLICE DEPARTMENT REPORT NUMBER 11-20617, IS THE REPORT NUMBER ASSOCIATED WITH THE DOMESTIC VIOLENCE INCIDENT. OXNARD POLICE DEPARTMENT REPORT NUMBER 11-20618 IS THE REPORT NUMBER ASSOCIATED WITH THE PURSUIT AND OFFICER INVOLVED SHOOTING INCIDENT.

OFFICER GORMLEY ADVISED ME THAT THERE WERE FOUR OXNARD POLICE DEPARTMENT OFFICERS INVOLVED IN THE SHOOTING: OFFICERS ROQUE RIVERA, MOSES MARTINEZ, EDWARD BALDWIN AND MARTIN PEREZ.

VENTURA COUNTY SHERIFF'S DEPARTMENT DETECTIVE RICHMOND THEN INFORMED US THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT TRAFFIC STOP IN OJAI THAT INITIATED THE PURSUIT AND

OFFICER INVOLVED SHOOTING, TOOK PLACE SOMEWHERE IN THE AREA OF SOUTH VENTURA AVENUE AND WEST TOPA TOPA IN OJAI. HE EXPLAINED THAT DEPUTIES ATTEMPTED TO CONDUCT A TRAFFIC STOP ON A VEHICLE WITH A LICENSE PLATE SIMILAR TO I WAS TOLD THAT THE ORIGINAL TIME OF THE TRAFFIC STOP WAS APPROXIMATELY 2056 HOURS, WITH THE FIRST SHOOTING INCIDENT OCCURRING APPROXIMATELY ONE MINUTE LATER. FOLLOWING THE FIRST SHOOTING INCIDENT A PURSUIT WAS INITIATED WHICH LED TO A SECOND SHOOTING INCIDENT THAT TOOK PLACE IN THE AREA US 101 AND SEAWARD AVENUE IN VENTURA. THE PURSUIT EVENTUALLY ENDED IN OXNARD, WHERE THE THIRD AND FOURTH OFFICER INVOLVED SHOOTING INCIDENTS OCCURRED. I WAS PROVIDED THE VENTURA COUNTY SHERIFF'S DEPARTMENT'S REPORT NUMBER DOCUMENTING THIS INCIDENT AS BEING 11-24252.

I THEN SPOKE WITH VENTURA COUNTY MEDICAL CENTER EMERGENCY ROOM DOCTOR DOCTOR WAS THE TREATING PHYSICIAN PROVIDING EMERGENCY MEDICAL AID TO AUGUSTIN MEDINA. DOCTOR TOLD ME THAT IT APPEARED THAT MEDINA SUFFERED THREE GUNSHOT WOUNDS. ONE WAS A GRAZE TYPE GUNSHOT WOUND TO HIS LEFT FOREARM. THE SECOND WAS A GRaZE TYPE WOUND TO THE CENTER OF THE TOP OF HIS FOREHEAD. THE THIRD WAS A GUNSHOT WOUND TO THE BACK OF THE HEAD. A CAT SCAN, WHICH HAD BEEN COMPLETED ON MEDINA PRIOR TO MY ARRIVAL AT THE HOSPITAL, REVEALED THAT THE BULLET THAT CAUSED THE INJURY TO THE BACK OF HIS HEAD ENTERED THE SKULL, BUT STOPPED JUST AS IT PENETRATED THE INTERIOR OF THE SKULL. HE EXPLAINED THAT THE PROJECTILE WAS CURRENTLY LODGED IN MEDINA'S SKULL.

IN LOOKING AT THE CAT SCAN DOCTOR SAID THAT THERE WERE POSSIBLE BONE FRAGMENTS WITHIN THE CRANIAL CAVITY AND THAT MEDINA WAS POSSIBLY SUFFERING AN INJURY TO A CRITICAL BLOOD VESSEL WHICH IS LOCATED IN THE BACK OF THE BRAIN. HE TOLD ME THAT BECAUSE OF THE POSSIBILITY THAT THIS INJURY EXISTS, MEDINA REQUIRED AN ANGIOGRAM, WHICH WAS A TEST NOT AVAILABLE AT THE VENTURA COUNTY MEDICAL CENTER. DOCTOR EXPLAINED THAT THE VENTURA COUNTY MEDICAL CENTER STAFF WERE IN THE PROCESS OF ARRANGING TO TRANSFER MEDINA TO COTTAGE HOSPITAL IN SANTA BARBARA, WHICH IS A TRAUMA CENTER FACILITY THAT THE CAPABILITIES OF CONDUCTING THIS TEST.

WHILE THESE ARRANGEMENTS WERE BEING MADE I REQUESTED THAT OFFICER GORMLEY OBTAIN A URINE AND BLOOD SAMPLE FROM MEDINA. I WAS ADVISED BY NURSING STAFF THAT PRIOR TO THIS BLOOD SAMPLE BEING OBTAINED, MEDINA HAD BEEN GIVEN SEVERAL MEDICATIONS WHICH INCLUDED PROPOFOL, VERSED, VECURONIUM, AND ALSO ANTIBIOTICS. FOR FURTHER INFORMATION ON THE SEIZURE OF THESE SAMPLES

VENTURA COUNTY SHERIFF'S DEPARTMENT CRIME SCENE TECHNICIAN ARRIVED AT THE VENTURA COUNTY MEDICAL CENTER AND TOOK NUMEROUS PHOTOGRAPHS OF MEDINA, THE INJURIES ON THE FRONT PORTION OF HIS BODY, AS WELL AS THE GUN SHOT WOUND TO THE BACK OF HIS HEAD. TECHNICIAN ALSO TOOK GUNSHOT RESIDUE LIFTS FROM MEDINA'S HANDS AND FACIAL AREAS. THESE PHOTOGRAPHS, GUNSHOT RESIDUES AND THE REPORT WHICH WILL BE COMPLETED BY TECHNICIAN ARE ALL EITHER BOOKED IN, OR ASSOCIATED WITH VENTURA COUNTY SHERIFF'S DEPARTMENT REPORT NUMBER 11-24252.

ARRANGEMENTS WERE EVENTUALLY MADE TO TRANSPORT MEDINA TO COTTAGE HOSPITAL IN SANTA BARBARA. MEDINA LEFT THE VENTURA COUNTY MEDICAL CENTER AT APPROXIMATELY 0130 HOURS. I FOLLOWED THE TRANSPORTING AMBULANCE TO COTTAGE HOSPITAL, ARRIVING AT THAT FACILITY AT APPROXIMATELY 0215 HOURS.

I THEN FOLLOWED MEDINA AND OTHER EMERGENCY MEDICAL STAFF INTO THE EMERGENCY ROOM AREA, WHERE AN INITIAL ASSESSMENT WAS TAKEN OF HIM BY THE TRAUMA TEAM THERE. HE WAS THEN TAKEN TO HAVE A SERIES OF CAT SCANS COMPLETED OF HIS HEAD. FOLLOWING THESE SCANS MEDINA WAS TAKEN TO ROOM 15 IN THE INTENSIVE CARE UNIT. I REMAINED WITH MEDINA UNTIL APPROXIMATELY 0400 HOURS, AT WHICH POINT OXNARD POLICE DEPARTMENT OFFICER MIKE COLE ARRIVED AT THE HOSPITAL TO RELIEVE ME.

I THEN RESPONDED BACK TO THE OXNARD POLICE DEPARTMENT WHERE I MONITORED A SERIES OF INTERVIEWS COMPLETED WITH THE INVOLVED OFFICERS AND CONDUCTED OTHER ASPECTS OF THIS INVESTIGATION. I CLEARED FROM THIS INVESTIGATION FOR THE DAY AT APPROXIMATELY 0800 HOURS, DUE TO COMMITMENTS RELATED TO ANOTHER UNRELATED INVESTIGATION.

FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618.

## END OF REPORT - Michael Young

K.Homicite1201111120618 OIS:11206183025.soc

# OXNARD POLICE DEPARTMENT <br> FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11, AT APPROXIMATELY 2140 HOURS, I RECEIVED A CALL FROM ASSISTANT CHIEF BENITES WHO ADVISED ME THAT AN OFFICER INVOLVED SHOOTING JUST OCCURRED IN THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET. HE FURTHER STATED THE INCIDENT INVOLVED A VEHICLE PURSUIT IN WHICH THE SUSPECT HAD BEEN SHOOTING AT OFFICERS FROM THE OXNARD POLICE DEPARTMENT AND THE VENTURA COUNTY SHERIFF'S OFFICE. I MADE SEVERAL PHONE CALLS TO SERGEANTS AND DETECTIVES FOR THE INVESTIGATIVE RESPONSE AND THEN DROVE TO THE SCENE.

I ARRIVED ON SCENE AT 2245 HOURS BY DRIVING NORTHBOUND ON VICTORIA AVENUE FROM CHANNEL ISLANDS BLVD. AS I ARRIVED, I SAW THE MOBILE COMMAND POST HAD ALREADY BEEN SETUP ON VICTORIA AVENUE AND I PARKED SOUTH OF THAT LOCATION. I WALKED UP TO THE COMMAND POST AND CONTACTED ASSISTANT CHIEF BENITES. A SHORT TIME LATER I ATTENDED A BRIEFING WITH POLICE AND SHERIFF EXECUTIVE. IT WAS DECIDED AT THE BRIEFING TO HAVE THE OXNARD POLICE DEPARTMENT HANDLE THE MAIN CRIME SCENE ON VICTORIA AND THE LOCATION OF THE INITIAL CALL FOR SERVICE ON RODERICK AVENUE. THE SHERIFF'S OFFICE WOULD HANDLE THE OTHER CRIME SCENES OUTSIDE OXNARD AND HANDLE THE INVESTIGATIVE FUNCTIONS INVOLVING THEIR EMPLOYEES.

AFTER THE EXECUTIVE BRIEFING WAS DISMISSED, I MET WITH DETECTIVE KAY WHO WAS ASSIGNED AS CASE AGENT AND SERGEANTS GILES AND WILLIAMS. THE WORK WAS DIVIDED INTO SEVERAL PARTS AND DETECTIVES BEGAN THEIR SPECIFIC ASSIGNMENTS. I STAYED AT THE COMMAND POST TO ASSIST DETECTIVE KAY AND ASSISTANT CHIEF BENITES, WHO WAS ACTING AS THE INCIDENT COMMANDER OF THE OPERATION.

AT 0200 HOURS I LEFT THE SCENE ON VICTORIA AVENUE AND RESPONDED TO THE OXNARD POLICE DEPARTMENT. WHEN I ARRIVED AT THE STATION I MET WITH EACH OF THE INVOLVED OFFICERS FOR THE PURPOSE OF SUPPLYING THEM WITH NEW EQUIPMENT. I ISSUED OFFICER MARTIN PEREZ (1)

| Reporting Officer/s: <br> Mike Adair | ID\#/Call Sign: <br> $4491 / L 6$ | Date/Time Dictated: <br> $11 / 8 / 20111045$ | Job \# | Typist: <br> MANCAP |
| :--- | :--- | :--- | :--- | :--- |

BERETTA 92FS SER\#
(3) 9MM MAGAZINES, AND (1) BOX OF 9MM AMMUNITION. I ISSUED OFFICER ROQUE RIVERA (1) BERETTA 92FS SER\# $\square$ AND (3) 9MM MAGAZINES. I THEN ISSUED OFFICERS ED BALDWIN AND MOSES MARTINEZ EACH (1) BOX OF 9MM AMMUNITION.

I LATER LISTENED TO EACH OF THE INVOLVED OFFICERS' INTERVIEWS AT THE OXNARD POLICE DEPARTMENT. THOSE INTERVIEWS WERE CONDUCTED BY DETECTIVE MYERS AND SANCHEZ.

END OF REPORT - Mike Adair
K.Homicide 201111120618 OIS11120618a082 doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| 664/187 PC - ATTEMPT MURDER 2800.1 CVC - FELONY EVADING |  |  |
| :---: | :---: | :---: |
| Date/Time Info Received: 10/26/2011 | Location of Incident:OXNARD POLICE <br> DEPARTMENT |  |
| Victim: STATE OF CALIFORNIA | Suspect: MEDINA, AUGUSTINE |  |
| Code: $\mathrm{EV} / \mathrm{K}$ APS Card: | Property Name: COMPACT COMPUTER DISC |  |
| Brand: | Serial \#: | Model: |
| Quantity: 1 | Item \#: 181964 | Value: |

## DETAILS

ON 10/26/2011, I WAS WORKING AS A GANG INVESTIGATOR ASSIGNED TO THE VIOLENT CRIMES UNIT OF THE OXNARD POLICE DEPARTMENT. I ASSISTED WITH THIS INVESTIGATION BY AUTHORING A SEARCH WARRANT. REFER TO MY FOLLOW UP REPORT FOR MORE INFORMATION REGARDING THE SEARCH WARRANT.

ON 10/26/11 AT APPROXIMATELY 1100 HOURS, I FAXED A SIGNED SEARCH WARRANT TO AT\&T WIRELESS (FORMERLY CINGULAR WIRELESS) SUBPOENA COMPLIANCE CENTER. THE FAX NUMBER USED WAS 1 (800) 732-5689.

ON 11/7/2011, I RECEIVED AN EMAIL FROM AT\&T AT MY DEPARTMENT EMAIL ADDRESS. THE EMAIL FROM AT\&T WAS IN RESPONSE TO THE SEARCH WARRANT REGARDING THE CELL PHONE INFORMATION FOR AND AUGUSTINE MEDINA.

ON 11/9/2011, I RESPONDED TO THE EMAIL. I WAS ABLE TO DOWNLOAD THE CONTENTS OF THE EMAIL. THE CONTENTS WAS THEN PLACED ON TO A COMPACT DISC. THE COMPACT DISC WAS THEN BOOKED INTO PROPERTY AS EVIDENCE ON 11/15/2011.

END OF REPORT - Alex Arnett
K.Homiode201911120618 OIST11206183003 doc

| Reporting Officer/s: <br> Detective Alex Arnett | IDW:Call Sign: <br> $4439 \mathrm{~V}-2$ | Date/Time Typed: <br> $11 / 15 / 20111430$ | Typlst (Officer): <br> AA |
| :--- | :--- | :--- | :--- |

10-24-11 MONDAY 12:42 PM

|  | UNIT | ID | NAME | VEH. ${ }^{\text {F }}$ | MISC. | EQUIP. |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| A | 11A | 4954 | STEPHENS, DEREK | 11002 |  |  |
| C | 11C | 5134 | STEVENS, BRANDON | 11001 |  |  |
| B | 118 | 5158 | KATZMAN, OHAD | 8014 | SPANMCIT |  |
| B | 11B2 | 4759 | LANDSVERK, DAVID | 9001 | CIT |  |
| A | 12A | 5273 | FULLER, LUKE | 11000 |  |  |
| C | 12C | 4692 | YORK, KEN | 9004 | HNT/CIT |  |
| B | 128 | 4249 | ELLISON, BRIAN* | 10000 | CIT / 0600-1600 |  |
| B | 1.P | 4750 | ALONSO, FERNANDO | 3676 | 0800-1800/SPAN |  |
| A | 21A | 5272 | COLLET, CODY | 8009 |  |  |
| C | 21C | 4169 | CONTRERAS, ROBERT | 9008 | CIT |  |
| B | 218 | 4774 | LACARA, DAVE | 9006 | 0800-1800 |  |
| A | 22A | 5064 | KASABA EDDIE | 10004 |  |  |
| A | 22A | 5350 | ORDELHEIDE, BRANDON | FT |  |  |
| A | 22 A 2 | 5160 | BLANCHE, PATRICK | 8012 | CIT |  |
| C | 22C | 5097 | BALDWIN, ED | 11007 |  |  |
| C | 22C2 | 4938 | EGLIN, JESSICA | 11003 |  |  |
| C | 22C2 | 5348 | CSORBA ERIC | FT |  |  |
| 8 | 228 | 5217 | WILFERT, ROSLYNN | 11004 | CIT / 4 Dale MCALPINE / 0600-1600 |  |
| 8 | $22 \mathrm{B2}$ | 4434 | GIETZEN, WENDY | 10004 | CIT / 0800-1800 |  |
| C | 23D4 | 4721 | ROLDAN, ROBERT | SPANCIT | 160/797-6139/1200-0030 |  |
| A | 31 A | 4525 | GARCIA, CHRISTINA | 10000 | SPANCIT |  |
| A | 31A | 4737 | PEREZ, MARTIN | 10000 | CIT |  |
| C | 31 C | 4531 | HOLGUIN, RAMIRO | 8002 | SPAN |  |
| C | 31 C | 5312 | COLE, MIKE | 8002 |  |  |
| 8 | 318 | 5216 | MARTIN, TOM | 11002 | CIT/E |  |
| A | 32A | 4882 | HARASYMOWYCZ, GREG | 9001 | CIT |  |
| A | 32A | 5351 | RODRIGUEZ, BRANDON | FT |  |  |
| C | 32C | 4277 | EKLUND, LARRY | 10001 | CIT / 1300-2300 |  |
| B | 32B | 4795 | BALDERRAMA HECTOR | 8012 | SPANUCIT |  |
| A | 41A | 5288 | RIVERA, ROQUE | 10003 | SPAN/4 VELAZQUEZ |  |
| C | 41C | 4568 | MacARTHUR, KIRK | 11006 |  |  |
| B | 418 | 4578 | MILLER, JEFF | 8013 | 0600-1600 |  |
| 8 | 41B2 | 5304 | BELTRAN, NATHAN | 11005 | E |  |
| A | 42A | 5243 | PULIDO, ALVARO | 11005 | SPAN |  |
| C | 42C | 4544 | BOSWELL, VICTOR | 3608 | CIT |  |
| 8 | 428 | 5071 | PINKSTAFF, ANDREW | 8004 | CIT |  |
| 8 | 4-P | 4842 | BRISCOE, DEANA | 6044 | 0700-1700 |  |
| A | K-1 | 4856 | TRICKLE, STEVE | 9005 | CIT/1800-0300 |  |
| B | 921 | 5238 | ZAVALA AARON | FD | 0700-1130 |  |
| 8 | P-11 | 4777 | EVANS, NEPHTHYS | FD | 0800-1800 |  |
| A | S-26 | 4555 | HOLLAND, NEAIL | HNT | 207-9102 |  |
| A | S-28 | 4624 | WOOLLEY, BRIAN | CIT | 432-8726 |  |
| C | L-2 | 4070 | MEYER, MARTY |  | 207-7078 |  |
| C | S.23 | 4553 | GREGSON, MICHAEL |  | 857-4653 |  |
| B | L-3 | 4207 | COX, ROBERT |  | 207-4745 |  |
| 8 | S-7 | 4300 | KLUG, DAVE | CIT | 207-487010600-1600 |  |
|  |  |  |  |  |  |  |
|  |  |  | E = EARLY CAR |  |  |  |
|  |  |  | *=PAYBACK DAY |  |  |  |
|  |  |  | * $=$ OT |  |  |  |
|  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |

EVENT HISTORY RECORDS
Event \#: OPD1110240481
Time: 24-Oct-2011/20:08:26
Response Level: 1
Src: 0
Info:
Phone:


Priority: 1P
Type: XDOM


DISP03
24-Oct-2011/20:08:26 5256
DOMESTIC MALE IN POSSESSION OF A GUN

24-Oct-2011/20:09:32 5256
DISP03
DP: AGUSTIN MEDINA

24-Oct-2011/20:09:38 4265 DISP07
co notified

24-Oct-2011/20:09:58 5256 DISP03
DP IS UI
VIC IS NOT AT THE APT

24-Oct-2011/20:10:22 5256 VIC IS STANDING BY WITH RP AT

24-Oct-2011/20:10:39 5228 DISP04 10-33

24-Oct-2011/20:11:17 5256 DISP03 DP ARRIVED TO THE RESIDENCE ON A BIKE

24-Oct-2011/20:12:38 5228
DISP04
2 F15 APT FACES A ST BEHIND THE THIRFT STORE

24-Oct-2011/20:12:49 5307
DISP06
DP WAS SB A TWDS RODERICK

24-Oct-2011/20:13:30 5228 DISP04
2F15 NEXT UNIT-NB A STAGE SO RODERICK
WANT 422 PC

```
24-Oct-2011/20:14:06 5228 DISP04
31C- W/VIC ADV'D SHE DID NOT SEE A GUN TODAY BUT IS KNOWN TO CARRY GUN
WANT 422
24-Oct-2011/20:17:15 5228 DISP04
31C- DP HEAVY BUILD BLK SHORT HAR MUST WEARING GRY
SWT SHIRT WANT IS 422 273.5
24-Oct-2011/20:17:34 5228 DISP04
S28- MAKING ANNOUNCEMENT TO DP
```

24-Oct-2011/20:18:08 5228 DISP04
S28- UNITS ON THE PERIMETER HOLSTER IN THE STREET S/O OF THE APT
24-Oct-2011/20:19:28 5228 DISP04
UNITS ON PERIMITER 1 STORY APT
24-Oct-2011/20:20:05 5228 DISP04
UNIT ON THE N/SIDE BLK A FROM COMING SOUTHBOUND
24-Oct-2011/20:20:30 5228 DISP04
31C BLOCKING TRAFFIC SB A/ROBERT
24-Oct-2011/20:21:05 5228
DISP04
S28- BIKE NOT VISIBLE AT THE FRONT
22A2 NEG ON BIKE TO THE REAR
24-Oct-2011/20:21:22 5228 DISP04
31C- RP ADV'D DP NOT KNOWN TO RIDE A BIKE
24-Oct-2011/20:22:53 5228 DISP04
22A2- BRIEF CONTACT W/\#E OPENED THE DOOR AND WENT BACK IN 22A2 TO EXIT
RESIDENCE SAFELY


```
24-Oct-2011/20:32:34 5228
DISP04
```

2F15- DOOR IS OPEN LIMITED VIEW
24-Oct-2011/20:35:17 5228 DISP04

31C- DPS CELL \# NO OTHER SUBJ'S IN THE APT ONLY THE VIC'S CELL PHONE IN THE HOUSE [ON SILENT AND HIDDEN UNDER CUSHIONS IN THE SOFA] DP DOES NOT LIVE THERE AND WHEN SHE LEFT THE FRONT DOOR WAS AJAR DP WAS L/S INSIDE THE VEH ON A ST

24-Oct-2011/20:41:19 5228
DISP04
1S- ANNOUCBMENTS IF COMPLIANCE HAVE HIM WALK ON THE STDEWALK S/B TO CONTACT TEAM

```
24-Oct-2011/20:42:29 5228 DISP04
```

22A2- CAN HEAR ANNOUNCEMENT IN THE BACK

```
24-Oct-2011/20:43:54 5228 DISP04
IS F19- MOVING UP TO GET AN EYE FROM THE FRONT
```

24-Oct-2011/20:44:17 5228 DISP04
31C- 2 BEDROOM APT
24-Oct-2011/20:45:01 5228 DISP04
S28- DP POSS HAS GRN OLD NOVA BLK PRIMER SPOTS ON IT
24-Oct-2011/20:46:59 5228 DISP04
1S- CANCEL TONE 10-33 STILL IN EFFECT
24-Oct-2011/20:47:37 5228 DISP04
1S- UNITS ON FRONT PERIMITER APPROACHING FROM THE SOUTH
24-Oct-2011/20:50:31 5228 DISP04
1S- CROSSING 21A'S PATH
24-Oct-2011/20:58:09 5307 DISP06
is DOUBLE CHECKING
24-Oct-2011/20:59:00 5307 DISP06
1s CANCEL 1033 UNITS C4
24-Oct-2011/20:59:21 5307 DISP06
UNITS ON PERIMTER 1198 RODERICK/A
24-Oct-2011/21:23:38 5307 DISP06
UNK IF SHOTS WERE COMING FROM VEH OR SHOT AT TOWARDS OFFICERS AT
A/RODERICK
24-Oct-2011/21:39:09 5307 DISP06
HAVE EMS GO TO HEMLOCKVIC - APPROACH THROUGH WB
24-Oct-2011/21:46:06 5307 DISP06

12D W/ VIC OF POSS BULLET GRAZE VIC S/O HEMLOCK

EVENT SUMMARY

| Status | Status Date | By | At |
| :--- | :--- | :--- | :--- |
| CLS | $25-$ Oct-2011/11:59:45 | 4189 | DISP04 |
| DSP | $24-$ Oct-2011/20:08:52 | 5228 | DISP04 |
| ENR | $24-$ OCt-2011/20:08:55 | $5160 B L$ | MDC043 |
| ONS | $24-$ Oct-2011/20:10:01 | 5228 | DISP04 |
| SEC | $24-$ Oct-2011/20:59:06 | 5307 | DISP06 |
| WAI | $24-$ Oct-2011/20:08:26 | 5256 | DISP03 |
| DSP | $27-$ Oct-2011/19:03:477 | 4594 | DISP02 |
| ONS | $27-$ OCt-2011/19:03:47 | 4594 | DISPO2 |
| WAI | $27-$ Oct-2011/19:03:43 | 4594 | DISP02 |

EVENT CHRONOLOGY


Date/Time

CHNG
ASST
CHNG
ONS CHNG SUPP
CHNG
CHNG

Workstation
DISP03 DISP04 21C (T/PAT; 0/4169CO DISP04 22A2
MDC043 DISP04

DISPO3
DISP07
DISP04

DISP03
DISP04
DISP03
DISP04
DISP03 DISP03

22A2 2 F15

Description

Remarks Entered; Remarks Entered;

Remarks Entered;

Remarks Entered;
Remarks Entered;
$31 \mathrm{C}[\mathrm{W} / \mathrm{RP} \mathrm{ON} \mathrm{N} \mathrm{A}]$

ISP04 DISP06 DISP04 DISP06

31C[W/ RP ON 1001 N A \#2] 24-Oct-2011/20:13:59 ONS 24-Oct-2011/20:14:06 SUPP

ISPO6

DISP06
31 C (T/PAT; O/5312CO Cole, Michael) 24-Oct-2011/20:12:34 CLOC 24-Oct-2011/20:12:38 SUPP 24-Oct-2011/20:12:49 SUPP 24-Oct-2011/20:13:30 SUPP 24-Oct-2011/20:13:46 CLOC

MDC043

22A2

24-Oct-2011/20:14:12
24-Oct-2011/20:14:22
24-Oct-2011/20:14:30
24-Oct-2011/20:14:39
24-Oct-2011/20.14.49
12D (T/PAT; O/52
24-Oct-2011/20:16:59
24-Oct-2011/20:17:15
24-Oct-2011/20:17:34
24-Oct-2011/20:18:08
24-Oct-2011/20:19:28
24-Oct-2011/20:20:05
24-Oct-2011/20:20:19
24-Oct-2011/20:20:30
24-Oct-2011/20:21:05
24-Oct-2011/20:21:22
24-Oct-2011/20:22:53
24-Oct-2011/20:23:10
24-Oct-2011/20:24:01
24-Oct-2011/20:24:45
24-Oct-2011/20:24:48
24-Oct-2011/20:25:09
24-Oct-2011/20:25:22
24-Oct-2011/20:25.56 ASSTE 1 S (T/OTH; O/4661

24-Oct-2011/20:27:06 ASSTOS
22A (T/PAT; O/53500R


24-Oct-2011/20:27:12
24-Oct-2011/20:28:11 ASSTER
11A (T/PAT; O/4954ST
24-Oct-2011/20:28:30
24-Oct-2011/20:29:07 CLOC
DLSFU4
22A2 [REAR S/S OF COMPLEX]
24-Oct-2011/20:30:44 ASSTER DISP06
S26 (T/SGT; O/4555H
24-Oct-2011/20:31:14 SUPP
24-Oct-2011/20:32:18
24-Oct-2011/20:32:34
24-Oct-2011/20:33:59
24-Oct-2011/20:35:17
24-Oct-2011/20:38:48
24-Oct-2011/20:40:46
21A[FRONT 205 RODERICK 24-Oct-2011/20:41:19 24-Oct-2011/20:42:29 24-Oct-2011/20:43:54 24-Oct-2011/20:44:17 24-Oct-2011/20:45:01 24-Oct-2011/20:46:59 24-Oct-2011/20:47:37

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21C
21A
31C[1001 N A ST \#2]
S28

22A2 [REAR

31C[SB A/ROBERT]

Remarks Entexed;
11A
S26

| 24 -Oct-2011/20:50:31 | SUPP | DISP04 |
| :--- | :--- | :--- |
| 24 -Oct-2011/20:58:09 | SUPP | DISP06 |
| 24 -Oct-2011/20:59:00 | SUPP | DISP06 |
| 24 -oct-2011/20:59:06 | SEC | DISP06 |

11 A 12 D 1S 21A 21C 22A 22A2 2 F 15 31C S26 S28
24-Oct-2011/20:59:21 SUPP DISP06 24-Oct-2011/21:00:40 24-Oct-2011/21:06:09 24-Oct-2011/21:06:22 24-Oct-2011/21:06:51 24-Oct-2011/21:07:03 24-Oct-2011/21:08:55 24-Oct-2011/21:10:14 24-Oct-2011/21:11:09 24-Oct-2011/21:16:10

$$
24-\text { Oct-2011/21:16:53 }
$$ 24-Oct-2011/21:21:29

S28 (T/SGT; O/4624WO WOOLLEY, BRIAN PAUL)
MISC DISP04
CLEAR DISP06
CLEAR DISP06
MDCOO 3
DISP04
DISP06
DISP06
DISP06
DISP04
21A, 3TMR652
CLEAR DISP06
CLEAR
CASE
CLEAR
CLEAR
CLEAR
12D
21C
2 F15
\$OPD1120617 D/RPT
1.5
22A
CLEAR
$\begin{array}{ll}\text { CLEAR } & \text { MDC028 } \\ \text { DOS } & \text { DISP06 }\end{array}$
S26
21A
$\begin{array}{ll}\text { CLEAR } & \text { MDC028 } \\ \text { DOS } & \text { DISP06 }\end{array}$

DISP04
DISP06
DISP06
DISP06
SUPP DISP06
MISC DISP04
S28
S28
24-OCt-2011/21:23:38 SUPP DISP06
24-Oct-2011/21:39:09 SUPP DISP06
24-Oct-2011/21:42:38
24-Oct-2011/21:46:06
24-Oct-2011/21:51:3
21C (T/PAT; O/4169CO
24-Oct-2011/21:59:3
12A (T/PAT; O/5273FU
24-Oct-2011/22:00:23 XREF
\#OPD1110240500, dup call
24-Oct-2011/22:02;19 CLEAR DISP02
24-Oct-2011/22:16:07 CLOCOS
21C[WITNESS INTERVIEWS IN SB LANES]
24-Oct-2011/22:16:15 CLOCOS
22A2 [WITNESS INTERVIEWS IN SB LANES]
24-Oct-2011/22:30:06
24-Oct-2011/22:30:29
24-Oct-2011/23:01:52 ASSTOS
CLOCOS
XREF
S28 (T/SGT; O/4624WO WOOLLEY, BRIAN PAUL)
24-Oct-2011/23:01:56 AOS
24-Oct-2011/23:01:59 UNAVL
24-Oct-2011/23:02:05 AOS
24-Oct-2011/23:02:48 CLOCOS
22A2 [W/FAMILY RECIEVING EMS TREATMENT]
25-Oct-2011/00:50:47
25-Oct-2011/01:09:28
31C[HOLGUIN 1014 1081, PARTNER STILL ON RODERICK]
31C[HOLGUIN 1014 1081, PARTNER STILL ON RODERIC
25 -Oct-2011/01:45.09 ASSTOS
V2 (T/DET; O/4439
25-Oct-2011/02:18:51
25 -Oct-2011/02:25:26
25-Oct-2011/04:32:24
25-Oct-2011/02:25:26
25-Oct-2011/04:32:24
CLEAR
CLOC
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ONS
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/ A]
DISP05
DISP05
21C[1081]
31C
DISP05
DISP05 31C
24-OCt-2011/21:23:38 SUPP DISP06
SUPP
DISP06
CLEAR DISP06
DISP06
CLEAR
SUPP
DISP02
) [VICTORIA/HARBOR ISLANDS]
DISP02
[HEMLOCK/ANCHOR]
DISP02
DISP02 12A
24-Oct-2011/22:02:19 CLEAR

DISP06
DISP06
DISP06 S28
DISP06
DISP02
) [VICTORIA/HARBOR ISLANDS] DISP02
[HEMLOCK/ANCHOR]
DISP02
DISP02
12A
DISP04
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22A2[WITNESS INTERVIEWS IN SB LANES]
24-Oct-2011/22:30:06 CTOCOS
24-Oct-2011/22:30:29 XREF
DISP04
11A [W/CP]
DISP04
DISP05
S28 (T/SGT; O/4624WO WOOLLEY, BRIAN PAUL)

CLEAR
DISP05 S28
\#OPD1110240499
AOS
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DISP05 S28
DISP04

DISP03
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21C
31C

| 25-Oct-2011/06:41:30 |  | DISP05 |  |
| :---: | :---: | :---: | :---: |
| 12B2 (T/PAT; O/4759LA |  |  |  |
| 25-Oct-2011/07:20:07 | CLEAR | DISP05 | 21C |
| 25-Oct-2011/07:25:50 | CLOC | DISP05 | 22A2[1081] |
| 25-Oct-2011/07:40:05 | CLOC | DISP05 | 11A[1081] |
| 25-Oct-2011/07:40:10 | CLEAR | DISP05 | 11A |
| 25-Oct-2011/08: |  | DISP05 |  |
| V1 (T/DET; 0/5087 |  | ) |  |
| 25-Oct-2011/08:38:26 | CLOCX | DISP05 |  |
| V2[205 RODERICK AV \#G ,OXN ] |  |  |  |
| 25-Oct-2011/09:07:23 | MISC | DISP04 |  |
| 12B2,tow to unlock a veh |  |  |  |
| 25-Oct-2011/09:48:19 | CLEAR | DISP05 | V1 |
| 25-Oct-2011/10:03:19 | ENR | DISP04 | 12B2 [1081] |
| 25-Oct-2011/10:05:40 | ONS | DISP04 | 12B2 |
| 25-Oct-2011/10:17:21 | CLEAR | MDC033 | 12B2 |
| 25-Oct-2011/10:34:09 | CLEAR | DISP04 | 22A2 |
| 25-Oct-2011/11:59:45 | CLEAR | DISP04 | V2 |
| 25-Oct-2011/11:59:45 | CLOSE | DISP04 |  |
| 27-Oct-2011/19:03:43 | ROPEN | DISP02 | HOSPITAL DETAIL |
| 27-Oct-2011/19: |  | DISP02 |  |
| C 2 (T/OTH; O/4531 |  |  |  |
| 27-Oct-2011/19:03:47 | PRIUNI'I | DISP02 | C2 |
| 27-Oct-2011/19:03:50 | OK | DISP02 | C2, TIMER CLEARED |
| 27-Oct-2011/19:25:14 | CLOC | DISP04 | C2 [VCMC] |
| 27-Oct-2011/22:14:04 | ASST | PISP05 |  |
| C3 (T/OTH; O/4692YO |  |  |  |
| 27-Oct-2011/22:14:11 | CLOC | DISP05 | C 3 [VCMC] |
| 27-Oct-2011/22:14:20 | ENR | MDC096 | C3 |
| 27-Oct-2011/22:27:41 | CLEAR | MDC096 | C3 |
| 27-Oct-2011/22:29 |  | DISP05 |  |
| C3 (T/OTH; O/4692YO |  | [VCMC] |  |
| 27-Oct-2011/22:29:50 | ONS | MDC096 | C 3 |
| 27-Oct-2011/23:12:51 | CNTACT | DISP06 | C3, TIMER CLEARED |
| 27-Oct-2011/23:14:15 | CLEAR | DISP06 | C2 |
| 28-Oct-2011/06:01 |  | DISP06 |  |
| Z41 (T/OTH; O/4883 |  |  |  |
| 28-oct-2011/06:20:26 | EINR | DISP04 | C3 [1081] |
| 28-Oct-2011/06:40:52 | CLEAR | DISP04 | C3 |
| 28-Oct-2011/06:54:55 | ONS | DISP04 | Z41 |

UNIT SUMMARY

| Unit | Date/Time | Status |
| :---: | :---: | :---: |
| 22A2 | 24-Oct-2011/20:08:52 | DSP |
| 22A2 | 24-Oct-2011/20:08:55 | ENR |
| 22A2 | 24-Oct-2011/20:13:59 | ONS |
| 22A2 | 24-Oct-2011/20:59:06 | SEC |
| 22A2 | 24-Oct-2011/22:16:15 | ONS |
| 22A2 | 24-Oct-2011/23:02:48 | ONS |

Date/Time
24-Oct-2011/20:08:52 24-Oct-2011/20:08:55 24-Oct-2011/20:13:59 24-Oct-2011/20:59:06 24-Oct-2011/23:02:48

Status
DSP
ENR
ONS SEC ONS

22A2 [1081]
11A[1081]
11A

V1
12B2
12B2
22A2
V2
HOSPITAL DETAIL

C2
C2, TIMER CLEARED C2 [VCMC]

C3 [VCMC]
C3
C3

C3
C3, TIMER CLEARED

C3 [1081]
Z41

| 22.2 | 25-Oct-2011/10:34:09 | AV |
| :---: | :---: | :---: |
| 21C | 24-Oct-2011/20:08:52 | DSP |
| 21 C | 24-Oct-2011/20:14:12 | ONS |
| 21 C | 24-Oct-2011/20:59:06 | SEC |
| 21 C | 24-Oct-2011/21:06:22 | AV |
| 21A | 24-Oct-2011/20:09:21 | DSP |
| 21A | 24-Oct-2011/20:14:22 | ONS |
| 21A | 24-Oct-2011/20:59:06 | SEC |
| 21A | 24-Oct-2011/21:16:10 | AV |
| 2 F 15 | 24-Oct-2011/20:09:45 | DSP |
| 2 F15 | 24-Oct-2011/20:10:01 | ONS |
| 2 F15 | 24-Oct-2011/20:59:06 | SBC |
| 2 F15 | 24-Oct-2011/21:06:51 | AV |
| S28 | 24-Oct-2011/20:11:40 | DSP |
| S28 | 24-Oct-2011/20:14:39 | ONS |
| S28 | 24-Oct-2011/20:59:06 | SEC |
| S28 | 24-Oct-2011/21:16:53 | AV |
| 31 C | 24-Oct-2011/20:12:15 | DSP |
| 31 C | 24-Oct-2011/20:12:15 | ONS |
| 31 C | 24-Oct-2011/20:59:06 | SEC |
| 31 C | 24-Oct-2011/23:01:56 | AOS |
| 31 C | 25-Oct-2011/04:32:24 | AV |
| 12D | 24-Oct-2011/20:14:49 | DSP |
| 12D | 24-Oct-2011/20:14:49 | ONS |
| 12D | 24-Oct-2011/20:59:06 | SEC |
| 12D | 24-Oct-2011/21:06:09 | AV |
| 15 | 24-Oct-2011/20:25:56 | DSP |
| 15 | 24-Oct-2011/20:25:56 | ENR |
| 15 | 24-Oct-2011/20:28:30 | ONS |
| 15 | 24-Oct-2011/20:59:06 | SEC |
| 15 | 24-Oct-2011/21:08:55 | AV |
| 22A | 24-Oct-2011/20:27:06 | DSP |
| 22A | 24-Oct-2011/20:27:06 | ONS |
| 22A | 24-Oct-2011/20:59:06 | SEC |
| 22A | 24-Oct-2011/21:10:14 | AV |
| 11A | 24-Oct-2011/20:28:11 | DSP |
| 11A | 24-Oct-2011/20:28:11 | ENR |
| 11A | 24-Oct-2011/20:33:59 | ONS |
| 11A | 24-Oct-2011/20:59:06 | SEC |
| 11A | 24-Oct-2011/22:30:06 | ONS |
| 11A | 25-Oct-2011/07:40:10 | AV |
| S26 | 24-Oct-2011/20:30:44 | DSP |
| S26 | 24-oct-2011/20:30:44 | ENR |
| S26 | 24-Oct-2011/20:38:48 | ONS |
| S26 | 24-Oct-2011/20:59:06 | SEC |
| S26 | 24-Oct-2011/21:11:09 | AV |
| S28 | 24-Oct-2011/21:21:29 | DSP |
| S28 | 24-Oct-2011/21:21:29 | ONS |
| S28 | 24-Oct-2011/21:42:38 | AV |
| 21 C | 24-Oct-2011/21:51:30 | DSP |


| 21C | 24-Oct-2011/21:51:30 | ONS |
| :---: | :---: | :---: |
| 21 C | 24-Oct-2011/22:16:07 | ONS |
| 21C | 25-Oct-2011/02:18:51 | ENR |
| 21C | 25-Oct-2011/02:25:26 | ONS |
| 21C | 25-Oct-2011/07:20:07 | AV |
| 12A | 24-Oct-2011/21:59:37 | DSP |
| 12A | 24-Oct-2011/21:59:37 | ONS |
| 12A | 24-Oct-2011/22:02:19 | AV |
| S28 | 24-Oct-2011/23:01:52 | DSP |
| S28 | 24-Oct-2011/23:01:52 | ONS |
| S28 | 24-Oct-2011/23:02:05 | AOS |
| S28 | 25-Oct-2011/00:50:47 | AV |
| V2 | 25-Oct-2011/01:45:09 | DSP |
| V2 | 25-Oct-2011/01:45:09 | ONS |
| V2 | 25-Oct-2011/11:59:45 | AV |
| 12B2 | 25-Oct-2011/06:41:39 | DSP |
| 12B2 | 25-Oct-2011/06:41:39 | ONS |
| 12B2 | 25-Oct-2011/10:03:19 | ENR |
| 12B2 | 25-Oct-2011/10:05:40 | ONS |
| 12B2 | 25-Oct-2011/10:17:21 | AV |
| V1 | 25-Oct-2011/08:38:14 | DSP |
| V1 | 25-Oct-2011/08:38:14 | ONS |
| V1 | 25-Oct-2011/09:48:19 | AV |
| C 2 | 27-Oct-2011/19:03:47 | DSP |
| C2 | 27-Oct-2011/19:03:47 | ONS |
| C2 | 27-Oct-2011/23:14:15 | AV |
| C3 | 27-Oct-2011/22:14:04 | DSP |
| C3 | 27-Oct-2011/22:14:20 | ENR |
| C3 | 27-Oct-2011/22:27:41 | AV |
| C3 | 27-Oct-2011/22:29:42 | DSP |
| C3 | 27-Oct-2011/22:29:42 | ONS |
| C3 | 27-Oct-2011/22:29:50 | ONS |
| C3 | 28-Oct-2011/06:20:26 | ENR |
| C3 | 28-Oct-2011/06:40:52 | AV |
| Z41 | 28-Oct-2011/06:01:59 | DSP |
| 241 | 28-Oct-2011/06:01:59 | ENR |
| Z41 | 28-Oct-2011/06:54:55 | ONS |

## STATE OF CALIFORNIA - COUNTY OF VENTURA <br> SEARCH WARRANT AFFIDAVIT

 (DISTRICT ATTORNEY REVIEW)The attached warrant and affidavit have beon reviewed for legal sufficiency by the undersigned Deputy District Attomey. The contents, if sworn to by the affiant, are logally sufficient to justify presenting the affidavit and warrant to a court for review. This document consists of 16 pages, including the search

warrant, declaration of probable cause, and this review form.


Oxnard Police Department Detective Alex Arnett, swears under oath that the facts expressed by him in the attached and incorporated Statement of Probable Cause are true and that based thereon he has probable cause to believe and does believe that the property described below is lawfully seizable pursuant to California Penal Code section 1524, as indicated below, and is now located at the locations set forth below. Wherefore, affiant requests that this Search Warrant be issued.

[Signature of Affiant]
[SEARCH WARRANT]
THE PEOPLE OF THE STATE OF CALIFORNIA TO ANY SHERIFF, POLICE OFFICER, OR PEACE OFFICER IN THE COUNTY OF VENTURA: Proof by affidavit having been made before me by Detective Alex Arnett, that there is probable cause to believe that the property described herein may be found at the locations set forth herein and it is lawfully seizable pursuant to California Penal Code section 1524 as indicated below by " X " (s) in that it:
$\square$ Was stolen or embezzled
$\square$ Was used as the means of committing a felony
$\square$ Is possessed by a person with the intent to use it as a means of committing a public offense or is possessed by another, to whom he or she may have delivered it for the purpose of concealing it or preventing its discovery,

இ. Tends to show that a felony has been committed or that a particular person has committed a felony,

Tends to show that sexual exploitation of a child, in violation of P.C. Section 311.3, has occurred or is occurring;

YOU ARE THEREFORE COMMANDED TO SEARCH:
THE FOLLOWING PERSON:


THE FOLLOWING RESIDENCE:


## THE FOLLOWING VEHICLES:



THE FOLLOWING BUSINESS:

1. AT\&T WIRELESS (FORMERLY CINGULAR WIRELESS)

NATIONAL SUBPOENA COMPLIANCE CENTER
208 AKARD, $10^{\text {TH }}$ FLOOR
DALLAS, TEXAS 75202
FAX (800) 732-5689

## FOR THE FOLLOWING PROPERTY:

1. HANDGUN ACCESSORIES, INCLUDING MAGAZINES, CLIPS, SPEED-LOADERS, AMMUNITION, POUCHES, HOLSTERS OR OTHER HOLDING/CARRYING DEVICES FOR A HAND HELD FIREARM. ANY RECEIPTS, PAPERS, PAMPHLETS, WARRANTIES, OPERATIONS MANUALS, DEVICE INSTRUCTIONS MANUALS, PACKAGING, OR OTHER WRITTEN DEVICES RELATING TO A HAND HELD FIREARM OR SUCH INDICIA OF THE PRESENCE OF ANY HAND HELD FIREARMS
2. BULLETS, AMMUNITION, BULLET FRAGMENTS, BULLET PIECES, AMMUNITION CONTAINERS, BULLET BOXES
3. ARTICLES, ITEMS, DOCUMENTS, CAMERAS, CELLULAR TELEPHONES, DATA STORAGE, MEDIA DEVICES, PAGERS, PDA'S, PHOTOGRAPHS, FILM, TAPES, MEMORY CARDS, DISCS, AND ANY OTHER TYPE OF MEDIA SHOWING AN ASSOCIATION BETWEEN AUGUSTINE RINCON MEDINA, AND AND THAT THE ABOVE PERSONS HAS ACCESS TO AND/OR USE ON A REGULAR AND/OR CONSISTENT BASIS REGARDLESS OF WHETHER HE OR THE ACCOUNTS ARE REGISTERED OR LISTED IN HIS NAME. I FURTHER REQUEST AUTHORIZATION TO SEARCH ANY OF THE SEIZED DEVICES FOR ANY DIGITAL CONTENTS; INCLUDING STORED TELEPHONE NUMBERS, CONTACT LISTS, NAMES, NICKNAMES, DIGITAL PHOTOGRAPHS, DIGITAL VIDEO, DIGITAL RECORDINGS, RECENT CALLS, AND ALL OTHER DIGITAL MEDIA AND MATERIAL STORED WITHIN THE DEVICE. IF SUCH ITEMS ARE LOCATED, THEY MAY BE COLLECTED AND EXAMINED AT AN ALTERNATE LOCATION BY A COMPUTER OR TELEPHONE FORENSIC EXPERT IF SUCH AN EXAMINATION IS DEEMED NECESSARY BY THE INVESTIGATING OFFICER.
4. LETTERS, WRITINGS, OR RECORDINGS OF ANY KIND (INCLUDING COMPUTER STORED OR GENERATED VIDEO OR CASSETTE TAPE), ANY FILM OR DIGITAL IMAGES, EITHER IN OR OUT OF THE CAMERA OR OTHER IMAGE CAPTURING DEVICE, TO BE VIEWED AND IF NECESSARY, ALLOWED TO BE PROCESSED INTO PRINTS WHICH SHOWS A RELATIONSHIP BETWEEN AUGUSTINE RINCON MEDINA
5. DOCUMENTS TENDING TO ESTABLISH RESIDENCY, CUSTODY, CONTROL, AND/OR RESPONSIBILITY IN, OF, OR FOR THE PREMISES AND VEHICLES BEING SEARCHED BY THE INDIVIDUAL COMMONLY KNOWN AS AUGUSTINE RINCON MEDINA AND日UT NOT LIMITED TO, CORRESPONDENCE, LETTERS, UTILITY BILLS, RENTAL RECEIPTS, NOTES, OR PHOTOGRAPHS.
6. VIDEO, DIGITAL PHOTOGRAPHS OR PRINTED PHOTOGRAPHS, OF AUGUSTINE RINCON MEDINA, POSING, SHOOTING, DISCUSSING OR SIMPLY BEING IN POSSESSION OF FIREARMS.
7. ALL RECORDS RELATED TO TELEPHONE NUMBERS OF $\square$ (MEDINA'S CELL PHONE) AND $\square$ SPECIFICALLY ALL RECORDS OF INCOMING AND OUTGOING TELEPHONE CALLS, BILLING STATEMENTS, TELEPHONE SERVICE RECORDS, CUSTOMER SERVICE RECORDS, INCOMING AND OUTGOING TELEPHONE TOLL AND LOCAL

RECORDS, INCOMING AND OUTGOING TEXT MESSAGES, INCOMING AND OUTGOING TEXT MESSAGE ADDRESSES, INCOMING AND OUTGOING IMAGE FILES, INCOMING AND OUTGOING MMAGE FILE ADDRESSES, SUBSCRIBER INFORMATION, AND SUBSCRIBER INFORMATION FOR EACH TELEPHONE NUMBER CALL APPEARING ON THE TOLL RECORDS OF THE PHONE NUMBER LISTED ABOVE, WHETHER THE PHONE NUMBER IS LISTED OR UNLISTED, STARTING MARCH 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011. PROVIDE ACCESS AND ACCESS CODES TO THE VOICE MAIL AND VOICE MAIL. FEATURES TO THE PHONE NUMBERS LISTED ABOVE. PROVIDE ALL. image files or voicemail files associated with the above phone numbers in ELECTRONIC FORMAT EITHER ON COMPACT DISC OR EMAILED TO THE INVESTIGATING OFFICER, DETECTIVE ARNETT, AT: ALEX.ARNETTQOXNARDPD.ORG FOR THE ABOVE PHONE NUMBERS FOR THE TIMES LISTED ABOVE. ALL CELL-SITE INFORMATION RELATED TO ALL INCOMING AND OUTGOING TELEPHONE CALLS LISTED ON THESE RECORDS STARTING MARCH 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011.. ALL INFORMATION AND DOCUMENTATION, in The possession of new cingular wireless pcs, lle for global positioning SATELLITE INFORMATION IN REFERENCE TO CELL PHONE NUMBERS

FOR THE DATES STARTING MARCH 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011.
8. A BUCCAL SAMPLE AND/OR BLOOD SAMPLE FROM AUGUSTINE RINCON MEDINA IN THE AMOUNT NECESSARY FOR TESTING BY A CRIME LABORATORY TO TYPE AND SPECIFY INDIVIDUAL CHARACTERISTICS FOR COMPARISON TO DNA COLLECTED FROM OTHER EVIDENCE AND IN THE AMOUNT SUFFICIENT TO CONDUCT DNA TESTING.

THIS WARRANT AUTHORIZES THE SEIZURE AND REMOVAL OF THE ABOVE ITEMS TO FACILITATE OFF PREMISES FORENSIC EXAMINATION OF ANY SEIZED MEDIA FOR ITEMS DESCRIBED ABOVE.

THIS WARRANT AUTHORIZES THE USE OF PERSON(S) WHO ARE NOT PEACE OFFICERS TO ACCOMPANY THE PEACE OFFICERS DURING THE ONSITE EXECUTION OF SEARCH WARRANT FOR THE PURPOSE OF ASSISTING THEM IN THE SERVICE OF THIS SEARCH WARRANT AS PROVIDED FOR UNDER CALIFORNIA PENAL CODE SECTION 1530 AND FOR DOING OFFSITE FORENSIC EXAMINATIONS AUTHORIZED BY THIS WARRANT.

And to seize it, if found, and bring it forthwith before me, or this court, at the courthouse of this court. This Search Warrant and incorporated Affidavit was sworn and subscribed before me on this 25 day of OdDer, 2011, at 0859 ADD/Fw. Wherefore, I find probable cause for the issuance of this Search Warrant and do issue it.
 NIGHT SEARCH APPROVED: YES $\square$ NO $\boxtimes$

## [Signature of Magistrate]

 Judge of the Superior Court, Ventura Judicial District
## \{STATEMENT OF EXPERTISE\}

I, ALEX ARNETt, have been a peace officer in the state of california for over FOURTEEN YEARS AND HAVE BEEN EMPLOYED BY THE CITY OF OXNARD AS A PEACE OFFICER DURING THAT TIME. PRIOR TO MY EMPLOYMENT AS A FULL-TIME PEACE OFFICER, I WAS A RESERVE POLICE OFFICER FOR THE CITY OF PORT HUENEME FOR APPROXIMATELY ONE YEAR.

IN JANUARY OF 1996, I ATTENDED THE VENTURA COUNTY SHERIFF'S CRIMINAL JUSTICE TRAINING ACADEMY. I COMPLETED THE 24 WEEK COURSE AND GRADUATED WITH A BASIC CALIFORNIA DEPARTMENT OF JUSTICE COMMISSION ON PEACE OFFICERS STANDARD AND TRAINING (P.O.S.T.) CERTIFICATE. I CURRENTLY HOLD AN ADVANCED P.O.S.T. CERTIFICATE.

IT CURRENTLY ASSIGNED TO THE OXNARD POLICE DEPARTMENTS VIOLENT CRIMES UNIT (VCU) AS A GANG INVESTIGATOR. MY PRIMARY DUTIES INCLUDE INVESTIGATING GANG RELATED CRIMES WITHIN THE CITY OF OXNARD. I have assisted in the execution of gang related search WARRANTS. I HAVE CONDUCTED INTERVIEWS WITH MORE THAN ONE HUNDRED GANG MEMBERS AND MORE THAN THREE HUNDRED PERSONS WHO ARE CLOSELY ASSOCIATED WITH GANG MEMBERS AND COMMIT GANG CRIMES. I HAVE CONDUCTED OR ASSISTED IN OVER ONE HUNDRED PROBATION AND PAROLE SEARCHES OF GANG MEMBERS. I HAVE ALSO CONFERRED WITH CURRENT AND FORMER MEMBERS OF THE SAME UNIT TO UNDERSTAND COMMON ITEMS FOUND DURING THE EXECUTION OF SEARCH WARRANTS, PROBATION SEARCHES, AND PAROLE SEARCHES.

AS A GANG INVESTIGATOR, IT IS PART OF MY dUTY TO CONDUCT REGISTRATION OF GANG members. during the registration process, I interview individual gang members and

DISCUSS THEIR MEMBERSHIP WITH THEIR PARTICULAR GANG. DURING THESE INTERVIEWS, MANY GANG MEMBERS HAVE ADMITTED TO ME THAT THEY ARE GANG MEMBERS, THAT THEY CLAIM A PARTICULAR GANG, AND THAT THEY ASSOCIATE WITH OTHER GANG MEMBERS. I HAVE DISCUSSED WITH THEM THE GANG SUBCULTURE WHICH INCLUDES HOW AND WHY THEY JOINED THE GANG, THEIR CRIMINAL. ACTIVITIES, THEIR ASSOCIATION WITH OTHER GANG MEMBERS, RIVAL GANGS AND RIVAL GANG MEMBERS.

WHILE WORKING AS A PATROL OFFICER, I WORKED IN AREAS OF THE CITY OF OXNARD THAT WERE PRIMARILY DOMINATED BY TWO OF OXNARD'S LARGEST CRIMINAL STREET GANG; COLONIA CHIQUES AND SOUTHSIDE CHIQUES. DURING MY TENURE AS A PATROL OFFICER, I CONTACTED HUNDREDS OF GANG MEMBERS AND ASSOCIATES FROM VARIOUS GANGS IN THE CITY OF OXNARD. I QUESTIONED THEM REGARDING THEIR GANG LIFESTYLE, RULES WITHIN THE GANG, AND THEIR PRIMARY GANG ACTIVITY. DURING THESE SAME CONTACTS I WAS ABLE TO OBSERVE CLOTHING, GANG PARAPHERNALIA, PHOTOGRAPHS AND WRITINGS THAT GANG MEMBERS KEEP. THESE INTERVIEWS AND CONTACTS FURTHER ADDED TO MY EXPERIENCE ABOUT THE GANG LIFESTYLE. I HAVE BEEN INVOLVED IN GANG-RELATED ARRESTS. I HAVE CONDUCTED INTERVIEWS WITH GANG MEMBERS AND HAVE BEEN INVOLVED IN GANG-RELATED INVESTIGATIONS INVOLVING ASSAULTS, ROBBERIES, BURGLARIES, STOLEN VEHICLES, WITNESS INTIMIDATION, ATTEMPTED MURDER AND MURDER.

DURING MY EMPLOYMENT WITH THE OXNARD POLICE DEPARTMENT, I HAVE ATTENDED APPROXIMATELY 16 HOURS OF TRAINING REGARDING OXNARD STREET GANGS TAUGHT BY CURRENT AND FORMER INVESTIGATORS FROM THE OXNARD POLICE DEPARTMENT. THE GANG TRAINING INCLUDED THE RIVALRIES AMONG THE DIFFERENT GANGS $\operatorname{IN}$ OXNARD, GANG CLOTHING, AREAS IN WHICH THE GANGS OPERATE, AND THEIR PRIMARY PATTERN OF CRIMINAL ACTIVITY.

I WORK CLOSELY WITH THE SPECIAL ENFORCEMENT UNIT (SEU) OF THE OXNARD POLICE DEPARTMENT WHICH IS TASKED WITH GANG ENFORCEMENT. I HAVE CONSISTENT CONTACT WITH MEMBERS OF THE SEU AND WE SHARE INFORMATION AS TO CURRENT GANG TRENDS, GANG CONTACTS, GANG MEMBERSHIP, GANG ASSOCIATIONS, AND GANG RELATED CRIMES.

I HAVE REVIEWED NUMEROUS FORMS OF LITERATURE AND POLICE TRAINING VIDEOS RELATED TO GANGS AND THE LIFESTYLE OF GANG MEMBERS.

I HAVE ATTENDED MEETINGS WITH THE CALIFORNIA GANG TASK FORCE (CGTF) WHICH SHARES

INFORMATION REGARDING VARIOUS GANGS AND THEIR CURRENT TRENDS. IN OCTOBER OF 2008, I ATTENDED A 24 HOUR GANG UPDATE TRAINING SEMINAR THAT CONSISTED OF CURRENT GANG TRENDS WITHIN THE PRISON SYSTEM AND STREET LEVEL GANG ACTIVITY. I AM A CURRENT MEMBER OF THE CALIFORNIA GANG INVESTIGATORS ASSOCIATION (CGIA) AND I RECEIVE INFORMATION DAILY REGARDING CURRENT GANG TRENDS, AND UPDATED LTTERATURE REGARDING THE GANG LIFESTYLE AND CRIMINAL ACTIVITY.

I COMPLETE A 16 HOURS GANG INTELLIGENCE AND INFORMATION GATHERING CLASS. THIS CLASS DISCUSSED THE HISTORY OF CRIMINAL STREET GANGS, THE LIFESTYLE OF GANG MEMBERS, THE CRIMES THEY COMMIT FOR THE BENEFIT OF THE GANG, THE DIFFERENT GANG RIVALRIES, CLOTHING ASSOCIATED WITH EACH SPECIFIC GANG, GANG WRITINGS AND TAGGING AND THE VARIOUS CODED MESSAGES SENT BETWEEN GANG MEMBERS TO ELUDE LAW ENFORCEMENTS EFFORTS IN STOPPING GANG VIOLENCE.

I COMPLETED A 40 HOUR ADVANCED GANG INVESTIGATIONS COURSE. THAT COURSE DISCUSSED THE INVESTIGATIONS OF GANG CRIMES, THE USE OF THE S.T.E.P. ACT IN GANG CASES/CRIMES, EXPERT GANG TESTIMONY AND AUTHORING GANG SEARCH WARRANTS.

I ATTENDED AN 8 HOUR MEXICAN MAFIA COURSE. THE GUEST SPEAKER WAS A VALIDATED MEXICAN MAFIA MEMBER NAMED DISCUSSED THE LIFESTYLE OF HISPANIC CRIMINAL STREET GANG MEMBERS, THE CRIMES THE GANG MEMBERS COMMIT FOR THE BENEFIT OF THE GANG AND THE INFLUENCE THE MEXICAN MAFIA HAS ON SURENO GANG MEMBERS.

I ATTENDED AN 8 HOUR GANG SEMINAR PRESENTED BY GANG INVESTIGATORS FROM THE SANTA PAULA DEPARTMENT, THE OXNARD POLICE DEPARTMENT, THE VENTURA POLICE DEPARTMENT, THE VENTURA SHERIFF'S DEPARTMENT AND THE VENTURA COUNTY DISTRICT ATTORNEY'S OFFICE. THE TRAINING SEMINAR DISCUSSED THE VARIOUS RIVALRIES AMONGST GANGS IN VENTURA COUNTY, RECENT GANG TRENDS, RECENT GANG CRIMES AND THE PROSECUTION OF GANG CASES.

BASED ON MY INTERVIEWS WITH GANG MEMBERS AND MY INVESTIGATION OF GANG RELATED CRIMES, I AM FAMILIAR WITH THE MANNERISMS AND CUSTOMS OF GANG MEMBERS WHILE COMMITTING CRIMES AND THE MOTIVATING FACTORS OF GANG CRIMES. I HAVE ALSO FAMILIARIZED MYSELF WITH THE MANNER OF DRESS, LANGUAGE AND THE LIFESTYLE OF GANG MEMBERS.
based on my training and experience, I know that gang members are extremely VIOLENT AND ARE FREQUENTLY CONTACTED AS VICTIMS OR SUSPECTS OF VIOLENCE INVOLVING

VARIOUS WEAPONS. THE WEAPONS INCLUDE, BUT ARE NOT LIMITED TO, FIREARMS, KNIVES, BATS, BRASS KNUCKLES, PEPPER SPRAY, SCREWDRIVERS, AND BB GUNS.

BASED ON MY MANY CONTACTS WITH GANG MEMBERS, EITHER THROUGH PROBATION OR PAROLE SEARCHES, OR DURING THE COURSE OF EXECUTING SEARCH WARRANTS, I KNOW THAT GANG MEMBERS USE SOPHISTICATED WAYS OF COMMUUNICATING WITHIN THE GANG TO MAINTAIN CONTROL, DISSEMINATE INFORMATION, AND MANAGE DAILY ACTIVITIES LIKE ISSUING COMMMANDS FROM LEADERS, WARNINGS, TIPS, THREATS, PROPAGANDA AND STREET GOSSIP. THEY RELY ON A COMPLEX AND HIGHLY EVOLVED WEB OF CIPHERS, CODES AND CONCEALMENT TACTICS DESIGNED TO EVADE LAW ENFORCEMENT. IT IS INCREASINGLY COMMON FOR GANG MEMBERS TO USE THEIR PERSONAL CELL PHONES TO THREATEN, CHALLENGE RIVALS, DISPLAY GRAFFITI, AND RECRUIT MEMBERS. GANG MEMBERS ALSO UTILIZE THEIR PERSONAL CELL PHONES TO KEEP NAMES, MONIKERS, AND PHONE NUMBERS OF THEIR GANG MEMBER ASSOCIATES. THEY UTILIZE THE TEXT MESSAGING FEATURE TO PASS ALONG IMPORTANT INFORMATION TO THEIR GANG MEMBER ASSOCIATES IN ORDER TO FACILITATE THEIR CRIMINAL ACTIVITY WITHOUT BEING OVERHEARD. GANG MEMBERS UTILIZE THE CAMERA FEATURE ON THE CELL PHONE TO MEMORIALIZE THEMSELVES ASSOCIATING WITH OTHER MEMBERS OF THEIR GANG, TO SHOW AlLEGIANCE WITH THEIR GANG BY DISPLAYING THE NAME OF THEIR GANG, OR THE GANGS COMMON SIGN OR SYMBOL. THE CAMERA FEATURE IS ALSO UTILIZED BY GANG MEMBERS TO PHOTOGRAPH CRIMINAL ACTIVITY THAT THEY OR THEIR FELLOW GANG MEMBERS COMMIT FOR THE BENEFIT OF, AND TO FURTHER PROMOTE THE GANG. I HAVE ALSO GAINED THIS KNOWLEDGE BY SPEAKING WITH PREVIOUS GANG INVESTIGATORS, AS WELL AS CURRENT GANG INVESTIGATORS.

## \{STATEMENT OF PROBABLE CAUSE\}

I AM CURRENTLY ASSIGNED TO THE VIOLENT CRIMES UNIT (VCU) OF THE OXNARD POLICE DEPARTMENT AS A GANG/GRAFFITI INVESTIGATOR.

ON 10/25/2011 AT APPROXIMATELY 0030 HOURS, I RECEIVED A TELEPHONE CALL FROM MY SUPERVISOR, SERGEANT CHRISTOPHER WILLIAMS. SERGEANT WILLIAMS SAID THAT WAS AN OFFICER INVOLVED SHOOTING INVOLVING OXNARD POLICE OFFICERS AND DEPUTIES FROM THE VENTURA COUNTY SHERRIFF'S DEPARTMENT. SERGEANT WILLIAMS REQUESTED THAT I RESPOND TO THE

CRIME SCENE ON VICTORIA AVENUE NORTH OF CHANNEL ISLANDS BOULEVARD SO I COULD ASSIST WITH THE INVESTIGATION.

I ARRIVED AT APPROXIMATELY 0100 HOURS AND WAS BRIEFED OF THE CIRCUMSTANCES BY OXNARD POLICE OFFICER DEREK SJEPHENS, OFFICER STEPHENS SAID THE INCIDENT STARTED AT ON 1312 APPROXIMATELY 2008 HOURS WHEN OXNARD POLICE OFFICERS WERE DISPATCHED TO N OXNARD REFERENCE A DOMESTIC VIOLENCE INCIDENT. THE VICTIM WAS IDENTIFIED AS THE SUSPECT WAS IDENTIFIED AS AUGUSTINE RINCON MEDINA

DURING THE DOMESTIC VIOLENCE INCIDENT, MEDINA THREATENED TO HURT AND KILL
WAS ABLE TO FLEE THE RESIDENCE AND GO TO A FRIEND'S HOUSE TO CALL THE POLICE.
OFFICER STEPHENS SAID HE AND OTHER OXNARD OFFICERS ARRIVED ON SCENE AND APPROACHED THE VICTIMS RESIDENCE. AS THEY APPROACHED, OFFICER STEPHENS SAID HE SAW A GUN HOLSTER LAYING ON THE GROUND NEXT TO A GREY NISSAN MAXIMA, CALIFORNIA LICENSE PLATE THAT VEHICLE WAS LATER FOUND TO BE $\square$ VEHICLE.

THE OFFICERS SEARCHED ZESIDENCE AND THE SURROUNDING AREA FOR MEDINA, BUT THEY ARE UNABLE TO LOCATE HIM.

AT APPROXIMATELY 2100 HOURS, AND WHILE INVESTIGATING THE DOMESTIC VIOLENCE CALL, THE OFFICERS AT THE SCENE WERE NOTIFIED BY OXNARD POLICE DISPATCH THAT DEPUTIES FROM THE VENTURA COUNTY SHERRIFF'S DEPARTMENT WERE IN VEHICLE PURSUIT OF A 1993 OLDSMOBILE ROYALE, CALIFORNIA LICENSE PLATE THAT VEHICLE WAS REGISTERED TO THE SUSPECT, augustine rincon medina. officer stephens stated the driver of the oldomobile, later IDENTIFIED AS AUGUSTINE RINCON MEDINA, HAD SHOT AT THE DEPUTIES WHEN THE DEPUTIES TRIED TO AFFECT A TRAFFIC STOP ON THE VEHICLE. THE PURSUIT STARTED IN OJAI AND PROCEEDED ON HIGHWAY 33 TO THE 101 FREEWAY.

THE DEPUTIES PURSUED THE OLDSMOBILE TO THE AREA OF THE 101 FREEWAY AND SEAWARD AVENUE. A VENTURA COUNTY SHERIFF K-9 UNIT WAS PARKED ON THE SIDE OF THE ROAD AT THAT LOCATION. MEDINA SLOWED AND STOPPED NEXT TO THE K-9 UNIT AND FIRED SEVERAL TIMES AT THE K-9 UNIT, BUT DIDN'T HIT THE DEPUTY, LATER IDENTIFIED AS SENIOR DEPUTY GUILLEN.

THE PURSUIT ENTERED CITY OF OXNARD CITY LIMITS, AT WHICH POINT MEMBERS OF THE OXNARD POLICE DEPARTMENT TOOK OVER THE VEHICLE PURSUIT. THE PURSUIT STARTED IN THE BELIEVED A MEDINA FIRED ANOTHER SHOT AT THAT LOCATION DURING THE PURSUIT.

OFFICER STEPHENS SAID MEDINA LED OFFICERS IN PURSUIT IN THE AREA OF LASSEN STREET AND "M" STREET. MEDINA IS BELIEVED TO HAVE FAMILY IN THAT AREA. MEDINA ALSO LED OFFICERS TO the area of marina village, which is on victoria avenue north of channel islands BOULEVARD.

ONCE IN THE MARINA VILLAGE AREA, MEDINA'S VEhicle LOST ITS RIGHT FRONT TIRE AND THE vehicle came to a stop northbound on victoria avenue between channel islands boulevard and hemlock street. shots were fired at the conclusion of the vehicle PURSUIT AND MEDINA SUSTAINED A GUNSHOT WOUND TO THE BACK OF HIS HEAD. HE ALSO HAD SEVERAL ABRASIONS, POSSIBLY DUE TO GLASS SHATTERING.

A BLUE STEEL . 38 CALIBER SMITH \& WESSON HANDGUN WITH WOODEN GRIPS WAS LOCATED AT THE SCENE AND SECURED BY OFFICERS.
medina was arrested and transported to ventura county medical center for treatment. his injury does not appear to be life threatening. none of the officers or DEPUTIES WAS INJURED.

AFTER I WAS BRIEFED AND RECEIVED THIS INFORMATION, I RESPONDED TO aVEnue. when I arrived at the location i spoke to senior officer bob eckman of the OXNARD POLICE DEPARTMENT. SENIOR OFFICER ECKMAN WALKED ME THROUGH THE EXTERIOR CRIME SCENE AT THAT LOCATION. he ShOWED ME A COPPER JACKET FROM A bullet that was LAYING IN THE CARPORT OF

I ALSO SPOKE TO VENTURA COUNTY SHERRIFF DEPUTY BEN LOPEZ WHO WAS ALSO AT THAT location. deputy lopez said he was listening to the police radio during the entire pursuit. he said he was listening to the pursuit when the deputies and officers were PURSUING MEDINA IN THE NORTH ALLEY OF RODERICK AVENUE. AT THAT POINT, HE HEARD SENIOR deputy guillen say on the radio that the daiver had shot at his vehicle. this was the SAME SENIOR DEPUTY GUILLEN THAT WAS SHOT AT ON THE 101 FREEWAY AT SEAWARD AVENUE.

I THEN RESPONDED TO THE OXNARD POLICE DEPARTMENT AND SPOKE TO OXNARD POLICE detective juanita suarez. detective suarez interviewed AND PROVIDED ME WITH THE FOLLOWING INFORMATION.

SAID SHE HAD JUST MOVED INTO HER NEW APARTMENT AT ON 10/20/2011. $\square$ IVES THERE WITH HER THREE CHILDREN. SAID THE FATHER OF HER THREE CHILDREN IS $\square$ SHE SAID THEY ARE NOT MARRIED NOR HAVE THEY EVER COHABITATED TOGETHER.

SAID MEDINA SHOWED UP AT HER RESIDENCE BETWEEN 1930 AND 2000 HOURS ON 10/24/2011. $\square$ WALKED INTO THE HALLWAY FROM THE BATHROOM WHEN SHE SAW MEDINA WALKINTO HER APARTMENT.

WAS ANGRY AND ACCUSED HER OF SEEING ANOTHER MAN. MEDINA DEMANDED TO SEE CELL PHONE TO CHECK AND SEE IF WAS TALKING TO OTHER MEN. SAID SHE DIDN'T HAVE HER CELL. PHONE AND THAT IT WAS IN HER CAR. AT ONE POINT MEDINA SAID, "YOU HAVE TO THE COUNT OF 5 TO GIVE ME THE KEYS TO YOUR CAR OR ILL FUCK YOU UP." MEDINA ALSO SAID, "YOU HAVE 5 DAYS TO MOVE OUT OR I'LL COME BACK AND KILL YOU."

SAID MEDINA EVENTUALLY PUSHED HER INTO SOME BOXES. SUSTAINED A BRUISED RIGHT PINKY FINGER AND REDNESS TO HER BACK FROM FALLING AGAINST MOVING BOXES AFTER SHE WAS PUSHED.

GGAVE MEDINA THE KEYS TO HER GREY NISSAN MAXIMA, CALIFORNIA LICENSE PLATE SHE SAID MEDINA WENT TO HER CAR AND STARTED LOOKING AROUND FOR HER CELL PHONE. SHE TOOK THAT OPPORTUNITY TO FLEE THE RESIDENCE WITH HER THREE CHILDREN. SHE WENT TO A FRIEND'S HOUSE APPROXIMATELY TWO BLOCKS AWAY AND CALLED THE POLICE. SAID THE LAST TIME SHE SAW MEDINA HE WAS RUMMAGING THROUGH HER CAR. SAID SHE DIDN'T SEE IF MEDINA WAS IN POSSESSION OF A GUN AT THAT TIME.

DETECTIVE SUAREZ ASKED F SHE WAS AFRAID AND IF SHE THOUGHT MEDINA WOULD CARRY OUT HIS THREAT. SAID SHE WAS IN FEAR AND DESCRIBED AN UNREPORTED DOMESTIC INCIDENT THAT OCCURRED APPROXIMATELY SIX MONTHS AGO.

OLD DETECTIVE SUAREZ APPROXIMATELY SIX MONTHS AGO; SHE WAS WITH MEDINA AT HIS RESIDENCE. SHE SAID THEY WERE IN HIS BEDROOM WHEN THEY STARTED ARGUING. SAID MEDINA TOOK OUT A GUN AND THREW IT ON THE BED. MEDINA TOLD HER, "IF YOU CALL THE COPS, YOU'RE GONNA REGRET IT."

DETECTIVE CHARLES WOODRUFF INTERVIEWED THE OLDEST OF

LIVING ROOM WHEN HER FATHER, AUGUSTINE MEDINA, WALKED IN TO THE HOUSE. her father started yelling at her mother and demanded her car keys. SAID HER FATHER PUSHED HER MOTHER WHILE THEY WERE IN THE KITCHEN.

SAID SHE HAS SEEN HER FATHER HIT HER MOTHER bEFORE. $\square$ deschibed ONE INCIDENT WHERE HER FATHER PUNCHED HER MOTHER IN THAT FACE WHILE THEY WERE ALL DRIVING IN A CAR.

BASED ON THE CIRCUMSTANCES OF THIS INVESTIGATION, I AM SEEKING A WARRANT TO SEARCH THE PREMISES OF I BELIEVE THERE IS EVIDENCE IN THE RESIDENCE TO SUBSTANTIATE THAT A DOMESTIC VIOLENCE INCIDENT OCCURRED. I AM ALSO REQUESTING TO SEARCH VEHICLE, THE 2006 GREY NISSAN MAXIMA, CALIFORNIA LICENSE PLATE FOR EVIDENCE OF IT BEING RANSACKED OR ANY OTHER EVIDENCE, OTHER THAN the empty gun holster, that medina might have left at the scene.

I REQUEST PERMISSION TO SEARCH MEDINA'S VEhiCLE, THE 1993 OLDSMOBILE ROYALE, CALIFORNIA LICENSE PLATE I BELIEVE THERE IS ADDITIONAL EVIDENCE IN THE VEHICLE THAT IS RELATED TO THE ATTEMPTED MURDER OF SEVERAL LAW ENFORCEMENT OFFICERS, SUCH AS SHELL CASINGS, AMMUNITION, GUN ACCESSORIES OR ADDITIONAL FIREARMS.

I AM REQuesting to seize and search Cell. phones belonging to augustine rincon MEDINA AND KNOW THAT CELLULAR PHONES CAN BE USED TO TRACK A PERSONS LOCATION AND PLACE THEM IN A CERTAIN CITY DURING SPECIFIC DATES AND TIMES. THIS IS DONE BY UTILIZING CELL SITES TO TRIANGULATE THE CELL PHONE'S LOCATION. BASED ON MY TRAINING AND EXPERIENCE AS AN INVESTIGATOR, I KNOW THAT PERSONS WHO COMMIT VIOLENT ASSAULTS WILL CALL FAMILY MEMBERS, FRIENDS OR ASSOCIATES AFTER THEIR ATTACK TO SEEK ASSISTANCE OR advice in attempting to elude law enforcement, hiding themselves, vehicles, weapons,' REQUESTING MONEY, AND A PLAN OF ESCAPE. SOME OF THE SAME INFORMATION IS ALSO SHARED VIA TEXT MESSAGES.

I AM REQUESTING A SEARCH WARRANT TO OBTAIN CELLULAR PHONE RECORDS AND CELL SITE INFORMATION FOR THE CELLULAR PHONE NUMBERS OF $\square$ AND $\square$ CELL SITE INFORMATION WILL ASSIST IN PLAGING AUGUSTINE RINCON MEDINA IN A CERTAIN LOCATION WITHIN the crty of oxnard and ventura county before and during the time of the domestic VIolence incident and the shootings. cellular calls made from the two cell phones
before and after the domestic violence incident and the shootings will assist me in LOCATING ADDITIONAL. PERSONS WHO MIGHT HAVE KNOWLEDGE OF THE CRIMES. TEXT MESSAGES SENT AND RECEIVED FROM THE CELL PHONES COULD ASSIST IN DETERMINING THE MOTIVATION BEHIND THE DOMESTIC VIOLENCE INCIDENT AND THE SHOOTINGS. I ALSO KNOW THAT CELLULAR PHONES ONLY RETAIN TEXT MESSAGES AND CALL LOGS FOR A LIMITED TIME BUT THIS INFORMATION WILL STILL BE RETAINED BY THE CELLULAR COMPANIES.

I HAVE BEEN TRAINED THAT CELLULAR TOLL DATA CAN PROVIDE CELL TOWER DATA AND GLOBAL POSITIONING (GPS) DATA WHICH WILL ASSIST IN TRACKING WHERE AUGUSTINE RINCON MEDINA WAS WITH HIS CELL PHONE BEFORE, DURING, AND AFTER THE SHOOTINGS WAS COMMITTED. I REQUEST THIS INFORMATION FOR THE DATES STARTING MARCH 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011.

I LOOKED UP THE PHONE NUMBERS ON THE WEBSITE WWW.FONEFINDER.NET AND SAW THAT THE CARRIER FOR AUGUSTINE RINCON MEDINA'S PHON S NEW CINGULAR WIRELESS PCS, LLC. THE CARRIER FOR IS ALSO NEW CINGULAR WIRELESS PCS, LLC. THE WEBSITE WWW.FONEFINDER.NET IS AN INTERNET BASED SERVICE THAT IS COMMONLY USED BY LAW ENFORCEMENT TO IDENTIFY SERVICE PROVIDERS FOR SPECIFIC PHONE NUMBERS.

I CONTACTED NEUSTAR PORTABILITY SERVICES AND FOUND THAT NEITHER CELL PHONE NUMBER HAS NOT BEEN PORTED OR TRANSFERRED FROM NEW CINGULAR WIRELESS PCS, LLC. NEUSTAR PORTABILITY SERVICE IS A THIRD PARTY PROVIDER THAT ARRANGES THE TRANSFER OF PHONE NUMBERS FROM ONE MOBILE SERVICE PROVIDER TO ANOTHER PROVIDER.

I BELIEVE THAT TOLL AND SUBSCRIBER INFORMATION ON THE TELEPHONE NUMBERS LISTED AND THE CALLS MADE FROM AND TO THESE NUMBERS WILL SHOW WHO WAS PLACING CALLS BEFORE, DURING AND AFTER THE CRIME OCCURRED. IT IS MY BELIEF THAT VOICE MAIL MESSAGE RECORDINGS AS WELL AS RECORDS OF INCOMING AND OUTGOING CALLS FOR THESE PHONE NUMBERS WILL ALSO AID IN IDENTIFYING PERSONS THE CALLER WAS ASSOCIATING WITH AT THE TIMES OF THE CRIMES.

## THE NEED TO SEARCH OFFSITE

I BELIEVE THAT A COMPUTER AND COMPUTER STORAGE MEDIA WILL CONTAIN EVIDENCE THAT WILL PROVIDE EVIDENCE REGARDING THE CRIME DESCRIBED HEREIN AND/ OR WILL PROVIDE EVIDENCE AS TO THE IDENTITY OF THE PERPETRATOR(S) OR WILL CONTAIN EVIDENCE RELEVANT TO THIS

INVESTIGATION. IN MY TRAINING AND EXPERIENCE, I KNOW THAT THE FORENSIC EXAMINATION OF A COMPUTER AND COMPUTER STORAGE MATERIAL IS A TIME CONSUMING AND LABORIOUS TASK REQUIRING SPECIALIZED TOOLS INCLUDING TOOLS AND PROGRAMS THAT ENABLE A FORENSIC EXAMINER TO LOCATE ITEMS THAT A COMPUTER USER BELIEVES HAVE BEEN DELETED. FOR THIS REASON THE COMPUTER AND COMPUTER STORAGE MEDIA MUST BE SEARCHED OFFSITE USING SPECIALIZED TOOLS.

## REQUEST FOR CIVILIANS TO BE INVOLVED IN THE SEARCH

I AM AWARE THAT SOME PERSONNEL OF THE SOUTHERN CALIFORNIA HIGH TECH TASK FORCE (SCHTTF) ARE NOT SWORN PEACE OFFICERS. THEY ARE HOWEVER, TRAINED BY SWORN PEACE OFFICERS AND THEY WILL BE WORKING UNDER THE SUPERVISION OF SWORN PEACE OFFICERS EXECUTING THIS SEARCH WARRANT. THEREFORE I AM REQUESTING PERMISSION THAT CIVILIANS ASSIGNED TO THE SCHTTF BE ALLOWED TO ACCOMPANY THE PEACE OFFICERS EXECUTING THIS WARRANT FOR THE PURPOSE OF ASSISTING IN THE SERVICE OF THIS WARRANT AND LATER ANALYZING THE SEIZED DATA AT THE SCHTTF LAB AS PROVIDED FOR UNDER CALIFORNIA PENAL CODE SECTION 1530.

## SEALING REQUEST

I RESPECTFULLY REQUEST THAT THIS AFFIDAVIT AND THE WARRANT BE SEALED PENDING FURTHER ORDER OF THE COURT. THIS IS AN ON-GOING CRIMINAL INVESTIGATION WITH THAT MORE WITNESSES THAT ARE GOING TO BE INTERVIEWED AND THERE IS A POTENTIAL FOR MORE SEARCH WARRANTS TO SEIZE EVIDENCE RELATED TO THE DOMESTIC VIOLENCE INCIDENT AND THE ATTEMPTED MURDER OF OXNARD POLICE OFFICERS AND VENTURA COUNTY SHERRIFF'S DEPUTIES. WITHOUT SEALING, THE AFFIDAVIT AND SUPPORTING DOCUMENTATION AND WARRANT BECOME A MATTER OF PUBLIC RECORD WITHIN 10 DAYS (PENAL CODE SECTION 1523(a)). SEALING IS JUSTIFIED EVEN AGAINST DISCOVERY BY THE DEFENDANT BASED ON THE GOVERNMENTAL PRIVILEGE THAT ALLOWS FOR THE PROTECTION OF THE IDENTITY OF INFORMANTS PURSUANT TO EVIDENCE CODE SECTION 1041 (SWANSON V. SUPERIOR COURT (89) 211CAL. APP. 3d 322). THE SEALING REQUESTED HEREIN, HOWEVER, IS NOT BASED ON DENYING DISCOVERY TO THE DEFENDANTS WHEN AND IF THEY ARE CHARGED, BUT IS BEING REQUESTED TO MERELY PROHIBIT PUBLIC DISCLOSURE WHICH COULD SURELY UNDERMINE THE CONTINUING INVESTIGATION HEREIN. IN ADDITION, DUE TO THE SENSITIVE


NATURE OF THE MATTER AND POSSIBLE PRIVACY INVASION OF THE DEFENDANTS AND WITNESSES HEREIN, I REQUEST THE COURT ORDER SEALING OF THE WARRANT AND DOCUMENTS IN SUPPORT THEREOF PENDING FURTHER ORDER OF THE COURT.

W HIE WVESTIGHRNG DAK CASE, I LEARNED FROM VCSO DEPUTY VIGOR MEDINA THC AUgUSTINE MUDINA'S CELL THIS is
 ON AUGUSTINE MMEDNA.


| KAY/4776. |
| :--- |
| Property Description |

BUCCAL SWABS TAKEN FROM AUGUSTIN RINCON MEDINA

| Evidence Item Number | Property Location |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| Locating Officer/ID |  | Collecting Officer / ID | Photographed $\square$ Yes $\square$ No | Seized per $11470 \mathrm{H} \mathrm{\& S}$ $\square \mathrm{Yes} \square \mathrm{No}$ |
| Property Description |  |  |  |  |
|  |  |  |  |  |
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| Evidence Item Number | Property Location |  |  |  |
| Locating Officer/ID |  | Collecting Officer / ID | Photographed Yes $\triangle$ No | $\begin{aligned} & \text { Seized per } 11470 \text { H\&S } \\ & \square \text { Yes } ⿴ \mathrm{No} \\ & \hline \end{aligned}$ |
| Property Description |  |  |  |  |
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|  |  |  |  |  |
| Evidence Item Number | Property Location |  |  |  |
| Locating Officer/ID |  | Collecting Officer /ID | Photographed $\square$ Yes $\square$ No | Seized per $11470 \mathrm{H} \mathrm{\& S}$ $\square \mathrm{Yes} \square \mathrm{No}$ |
| Property Description |  |  |  |  |
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| Evidence Item Number | Property Location |  |  |  |
| Locating Officer /ID |  | Collecting Officer/ID | Photographed $\square$ Yes $\square$ No | Seized per 11470 H\&S $\square \mathrm{Yes} \square \mathrm{No}$ |
| Property Description |  |  |  |  |

EVENT HISTORY RECORDS
Event \#: OPD1110240499
Time: 24-Oct-2011/21:17:44
Response Level: 1
Src: 0
Info:
Phone:

Priority: 1
Type: AOA1
LOC: W VINEYARD AV / N H ST , OXN Caller:

24-Oct-2011/21:18:12 4328 DISP05
REF ASSISTING THE VCSO W/VEH INVOLVED IN SHOTS FIRED IN OJAI

24-Oct-2011/21:20:15 5276 DISP04
EB DORIS/PATTERSON

24-Oct-2011/21:20:40 5276
DISP04
22C PASSING VTA CONTINUING PASSED M

24-Oct-2011/21:20:52 5276
DISP04
CONTINUING EB PASSED G-NOT INVOLVED

24-Oct-2011/21:21:03
5276
DISP04
PASSED F

24-Oct-2011/21:21:22 5276
DISP04
APPROACHING C

24-Oct-2011/21:21:28 5276
DISPO4
NB A

24-Oct-2011/21:21:34 5276
DISP04
ROBERT/BLVD

24-Oct-2011/21:22:27
5276
DISP04
1S-ETA FOR TAKE OVER
BACK NB A APPROACHING ROBERT
15 ENR
WB ROBERT FROM A

24-Oct-2011/21:22:43 5276
DISP04

SHOTS FIRED FROM VEH

| $24-$ Oct-2011/21:23:47 | 5276 | DISP04 |
| :--- | :--- | :--- |
| $22 \mathrm{C}-$ |  |  |
| 1S-SB M/THIRD |  |  |
| SECOND |  |  |

24-Oct-2011/21:25:06 5276 DISP04
SB M/SEVENTH
2 F16 30 UNITS
WB WOOLEY APPROACHING VTA

24-Oct-2011/21:25:43 5276
DISP04
$2 F 16$ WB WOOLEY FROM C STILL TRYING TO CATCH UP WB WOOLEY AT PATTERSON
24-Oct-2011/21:25:48 5276 DISP04
2F16-WOOLBY/VTA

24-Oct-2011/21:26:22 5276 DISP04 1S-AGENCY'S NOT TO TURN OVER UNTIL WE HAVE SUFFICIENT UNITS

24-Oct-2011/21:27:56 5276 DISP04
EB WOOLEY/VICTORIA
JUST PASSED US
1S-ONLY 1 FRANK UNIT
22-EB WOOLEY

24-Oct-2011/21:28:22 5276 DISP04
2F15-EB WOOLBY PASSING PATTERSON, STILL SEVERAL
APPROACHING VTA RD

24-Oct-2011/21:28:43 5276
DISP04
31A-EB WOOLEY

24-Oct-2011/21:29:05 5276 DISP04
PSSING J CONTINUING EB

24-Oct-2011/21:29:29 5276
DISP04
CONTIUING SB C

24-Oct-2011/21:29:34 5276 SB C APPROACHING HILL

24-Oct-2011/21:29:50 5276 SB C APPROACHING CEDAR

24-Oct-2011/21:30:03 5276 DISP04 SB C LAUREL

24-Oct-2011/21:30:11 5276
DISP04 WB KAMALAH

24-Oct-2011/21:30:28 5276 DISP04 APPROACHING J

24-Oct-2011/21:30:35 5276 DISP04 41A- CALLING

24-Oct-2011/21:30:50 5276 DISP04 WB KAMALA APPROACHING L SB LASSEN

24-Oct-2011/21:31:05 5276 SB LASSEN WB LAUREL

24-Oct-2011/21:31:19 5276 DISP04
SB M-APPROACHING CI

24-Oct-2011/21:31:23 5276 DISP04
WB CI

24-Oct-2011/21:31:38 5276
DISP04

WB CI PASSING VENTURA RD

24-Oct-2011/21:32:10 5307
DISP06

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24-Oct-2011/21:32:11 5276 DISP04
AIRSQUAD 8-
WB CI APPROACHING BOLKER SPD 90 TRAFFIC LIGHT
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24-Oct-2011/21:32:26 5276
DISPO4
WB CI APPROACHING WHEELHOUSE SPD 70
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24-Oct-2011/21:32:47 5276 DISP04
WB CI NB VICTORIA
24-Oct-2011/21:33:12 5276 DISP04
VEH IS NB WRONG SIDE OF ROAD
NB VICTORIA ON RIGHT SIDE
24-Oct-2011/21:33:18 5276
DISP04
EB HEMLOCK
24-Oct-2011/21:33:31 5276 DISP04
SB NCHORAGE FROM HEMLOCK
24-Oct-2011/21:33:53 5276 DISP04
AIRSQUAD8
WB MARINA VILLAGE VEH TC'D STILL CONTINUING
24-Oct-2011/21:34:16 5276
DISP04
VICTORIA NB APPRACHING
EB HEMLOCK FROM VICTORIA
24-Oct-2011/21:34:41 5276 DISP04
EB ISLE WAY
24-Oct-2011/21:35:00 5276 DISP04
SB MASTHEAD FROM ISLE WAY
24-Oct-2011/21:35:10 5276
DISP04
WB HEMLOCK
24-Oct-2011/21:35:36 5276 DISP04

WB HEML APPROACHING VITORIA, LIGHT CROSS TRAFFIC

24-Oct-2011/21:35:44 5276 DISP04
SB VICTORIA FROM HEMLOCK

24-Oct-2011/21:35:46 5307
DISP06
NO SPIKE STRIPS AT FS6

24-Oct-2011/21:36:01 5276 DISP04
SB VICOTIRA APP CI

24-Oct-2011/21:36:15 5276 DISP04
SB VIC PASSING CI

24-Oct-2011/21:36:27 5276 DISP04
UTURN NB VICTORIA

24-Oct-2011/21:36:35 5276
DISP04
NB VICTORIA APPROACHING CI

24-Oct-2011/21:36:54 5276 DISP04 2F15-RIMS LOST 2 TIRES

24-Oct-2011/21:37:45 5276 DISP04
2F15-THIRD VEH IN PURSUIT BEHIND
AIRSQUAD 8, SHOTS FIRED
COMPLETELY SUSPECT
SB HEMLOCK
S26 MULTIPLE SHOTS FIRED

24-Oct-2011/21:38:23 5276 DISP04
AIRSQUAD 8- DOWN NO ONE APPRACHING
2 VICTORIA
F15-

24-Oct-2011/21:39:04 5276
DISP04
S26-ALL UNITS STAND BY UNTL WE CAN GET THE K9

24-Oct-2011/21:39:57 5276 DISP04

SUFFICIENT UNITS AT SCENE
TRAFFIC CI NB
S26-DRIVER DOWN POSS PASSENGER FLED TO THE WEST

24-Oct-2011/21:40:15 5276 DISP04
DRIVER STILL MOVING
1S-BEARCAT'S ENROUTE

24-Oct-2011/21:41:00 5276 DISP04
NO PASSENGERS
SUBJ DOWN ON THE GRASS 50 FEET
SUBJ APPEAR TO BE RUNNING TWDS VEH

24-Oct-2011/21:41:02 5307
DISP06
TRAFFIC IS SHUT DOWN WB HEMLOCK AND ALSO SB VIC
VIC $\mathrm{W} / \mathrm{S}$ OF STREET ON HEMLCOK MOVING TO E/S

24-Oct-2011/21:41:10 5276
DISP04
AIRSQUAD 8 LIGHT BROKEN

24-Oct-2011/21:41:47 5276 DISP04
86P-HEML/ANCHOR
RUNNING
PEDESTRIANS APPROACHING VEH

24-Oct-2011/21:42:05 5276 DISP04
S26-APPROACHING CAR, FEMALE ROLLED UP IN A RED CAR

24-Oct-2011/21:42:37 5276 DISP04
IARSQUAD 8-MORE UNITS TO SECURE PERIMITER

24-Oct-2011/21:44:07 5276 DISP04
S26-SUSPECT IN CUSTODY STILL CLRING CALL
1S-
TRAFFIC ON VICTORIA NB BLOCKING CI
SB TRAFFIC HEMLOCK
STILL CLEARING VEH, DRIVER IN CUSTODY C4 AT THE STOP

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24-Oct-2011/21:44:25 5276
S26-1S-SET UP COMMAND POST, 1S- IS IC
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DISP04

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24-Oct-2011/21:45:15 5276 DISP04
F15-EB TO APPROACH NB VIC FROM STAGE MARINA VILLAGE
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24-Oct-2011/21:45:43 5276 DISP04
1S- UNIT W/CRIME SCENE TAPE SCENE TAPE

24-Oct-2011/21:47:31 5276 DISP04
1S-UNITS BLOCK SB VICTORIA
ANY STA 3 UNIT ADV FOR 1 SAM

24-Oct-2011/21:48:24 5276 DISP04
S28-TRAFFIC CONTROL ANY ONE U HAVE NOT NBEDED SEND TO ME SB VICTORIA AIRSQUAD 8
1S-S23W

24-Oct-2011/21:49:22 5276 DISP04
1S-EMS NB VIC
STA 1 SUPERVISOR CONTACT

24-Oct-2011/21:51:59 5276 DISP04
1S-
22A-ASSISTING CRIME SCENE SOUTH AND EAST OF LOCATION AND NEEDED FOR SOUTHSIDE

24-Oct-2011/21:52:39 5276 DISP04
$2 \mathrm{~S}-$ CROWD CONTROL

24-Oct-2011/21:52:53 5276 DISP04
1S-S28-CONFIRMING ALL OFFICERS C4

24-Oct-2011/21:54:01 5276 DISP04
1S- CP IN SB LANE SOUTH OF STOP 10007

24-Oct-2011/21:54:44 5276 DISPO4
ANYONE AT SCENE W/OUT AN ASSIGNMENT ADV FOR 18
21A-
MAY NEED U TO GO W/AMBULANCE

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24-Oct-2011/21:55:56 5276
DISP04
1S-CP VICTORIA/MARINA VILLAGE
24-Oct-2011/21:56:16 5276
DISP04
2S-ADDL STA 8 UNITS TO ASSIST/ W/CROWD CONTROL
24-Oct-2011/22:00:11 5276 DISP04
K80-FRONTAGE ROAD MARINA VILLAGE/VICTORIA
1S-S26-BROADCAST NO STAY IN PLACE
24-Oct-2011/22:01:12 5276 DISP04
S8-ADV SO SUPERVISOR TO 1198 W/CP
24-Oct-2011/22:01:41 5276 DISP04
NO INJ SO FAR, OFFICERS CONTACTING FIRST 10 NORTH OF INTERSECTION
1S-CO ADV MCP IS ENR
24-Oct-2011/22:11:52 5276 DISP04
1S-ANY OTHER UNIT AT OTHER CRIME SCENES
1S-FIRE BC AVAILABLE TO 1198 AT COMMAND POST
ADV
24-Oct-2011/22:13:11 5276 DISP04
1S-ADV WE NEED SOME LIGHT FOR COMMAND POST UNTIL CP GETS THERE
24-Oct-2011/22:14:15 5276 DISP04
42C NORTH OF LOCATION
21C-WITNESS INTERVIEWS IN SB LANES AND 22A2
24-Oct-2011/22:15:43 5276 DISP04
1S-UNITS AT OTHER CRIMES?
24-Oct-2011/22:22:43 5276
-NB ON VICTORIA FROM CI IN SB LANES
```

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24-Oct-2011/22:24:06 5276
```

24-Oct-2011/22:24:06 5276
DISP04
DISP04
12D-VIC TRANSPORTED

```
12D-VIC TRANSPORTED
```

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24-Oct-2011/22:25:12 5276 DISP04
F10-PLATE ON SUSP
24-Oct-2011/22:30:15 5276 DISPO4
12D-IS- HEMLOCK WO VICTORIA, CAN YOU ADV IF ANYONE HAS CHECKED BUILDING W/GUN SHOTS
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24-Oct-2011/22:31:55 5276
DISP04
```

S82-MARINA VILLAGE/VICTORIA

24-Oct-2011/22:32:03 5276 DISP04
CORRECTION S82

24-Oct-2011/22:35:54 5276 DISP04
1S-12D-ADDRESS 1900 AT THE OFFICE ON A BRICK WALL

24-Oct-2011/23:03:55 5276 DISP04
1S-WE NEED TO START A CONFESS

25-Oct-2011/03:40:59 5256 DISP03
ETA FOR STREETS 15-20

EVENT SUMMARY

| Status | Status Date | By | At |
| :--- | :--- | :--- | :--- |
| CLS | $26-$ Oct-2011/08:07:54 | 4841 | DISP05 |
| DSP | $24-$ Oct-2011/21:17:48 | 4328 | DISP05 |
| ONS | $24-$ Oct-2011/21:18:05 | 5276 | DISP04 |
| WAI | $24-$ Oct-2011/21:17:44 | 4328 | DISP05 |
| CLS | $27-$ Oct-2011/14:52:53 | 4328 | DISP03 |
| DSP | $26-$ OCt-2011/08:10:17 | 4841 | DISP05 |
| ONS | $26-$ OCt-2011/08:10:17 | 4841 | DISP05 |
| SEC | $26-$ OCt-2011/16:577:33 | 4594 | DISP06 |
| WAI | $26-$ Oct-2011/08:09:48 | 4841 | DISP05 |

EVENT CHRONOLOGY

| Date/Time | Segment Name | Workstation |
| :---: | :--- | :--- |
| $24-$ Oct-2011/21:17:44 | ENTRY | DISP05 |
| $24-$ Oct-2011/21:17:48 | DSP | DISP05 |
| $1 A$ (T/PAT; 0/4737PE PEREZ, MARTIN D) |  |  |
| $24-$ Oct-2011/21:17:48 | PRIUNIT | DISP05 |

Description


| $24-$ Oct-2011/21:33:12 | SUPP | DISP04 |
| :--- | :--- | :--- |
| 24 -Oct-2011/21:33:18 | SUPP | DISP04 |
| 24 -Oct-2011/21:33:30 | ASSTER | DISP06 | S26 (T/SGT; O/4555HO HOLLAND, NEAIL LANGTON) 24-Oct-2011/21:33:31 SUPP DISP04 24-Oct-2011/21:33:53 SUPP DISP04 24-Oct-2011/21:34:16 SUPP DISP04 24-Oct-2011/21:34:40 CLOC DISP06 21A[FS6 FOR SPIKE STRIPS] 24-Oct-2011/21:34:41 SUPP DISP04 24-Oct-2011/21:35:00 SUPP DISP04 24-Oct-2011/21:35:10 SUPP DISP04 24-Oct-2011/21:35:36 SUPP DISP04 24-Oct-2011/21:35:44 SUPP DISP04 24-Oct-2011/21:35:46 SUPP DISP06 24-Oct-2011/21:35:50 CLOCX DISP06 21.A [W VINEYARD AV / N H ST , OXN ] 24-Oct-2011/21:36:01 SUPP DISP04 24-Oct-2011/21:36:13 ONS DISP06 24-Oct-2011/21:36:15 SUPP DISP04 24-Oct-2011/21:36:27 SUPP DISP04 24-Oct-2011/21:36:30 MISC DISP06 24-Oct-2011/21:36:35 SUPP DISP04 24-Oct-2011/21:36:54 SUPP DISP04 24-Oct-2011/21:37:45 SUPP DISP04 24-Oct-2011/21:38:23 SUPP DISP04 24-Oct-2011/21:39:04 SUPP DISP04 24-Oct-2011/21:39:34 COPYT DISP06 Copied To Event(s): OFD1110240506 24-Oct-2011/21:39:57 SUPP DISP04 24-Oct-2011/21:40:15 SUPP DISP04

    24-Oct-2011/21:41:00 SUPP DISP04
    24-Oct-2011/21:41:02 SUPP DISP06
    24-Oct-2011/21:41:10 SUPP DISP04
    24-Oct-2011/21:41:47 SUPP DISP04
    24-Oct-2011/21:42:05 SUPP DISP04
    24-Oct-2011/21:42:19 ASSTOS DISP04
    24-Oct-2011/21:42:37 SUPP DISP04
    24-Oct-2011/21:42:46 ASSTER DISP06
    S28 (T/SGT; O/4624WO WOOLLEY, BRIAN PAUL)
24-Oct-2011/21:42:57 CLOC DISP06
24-Oct-2011/21:43:58 ASSTER DISP06
12A (T/PAT; O/5273FU Fullex, Robert) [HEMLOCK/VICTORIA]
24-Oct-2011/21:44:07 SUPP
24-Oct-2011/21:44:25 SUPP
24-Oct-2011/21:45:15 SUPP
24-Oct-2011/21:45:28 CLOC
24-Oct-2011/21:45:43 SUPP
24-Oct-2011/21:46:38 CLOC
12D [W/ VIC VIC S/O HEMLOCK]








| 26 -Oct-2011/21:24:05 OK |  |
| :---: | :--- |
| 27 -Oct-2011/05:15:18 ASSTER |  |
| C2 (T/OTH; 0/5274GA Garza, David) |  |
| 27 -Oct-2011/05:15:25 | CLOC |
| 27 -Oct-2011/05:30:12 | ONS |
| 27 -Oct-2011/06:04:31 | CNTACT |
| 27 -Oct-2011/06:40:36 | CLEAR |
| 27 -Oct-2011/11:31:21 | OK |
| 27 -Oct-2011/14:52:53 | CLEAR |
| $27-$ Oct-2011/14:52:53 | CLOSE |

26-Oct-2011/21:24:05 OK 27-Oct-2011/05:15:18 ASSTER C2 (T/OTH; 0/5274GA Garza, David) 27-Oct-2011/05:15:25 CLOC

27-Oct-2011/06:04:31 CNTACT
27-Oct-2011/06:40:36 CLEAR 27-Oct-2011/11:31:21
27-Oct-2011/14:52:53 27-Oct-2011/14:52:53

OK
CLOSE

DISP06
DISP03
DISP03
DISP03
DISP03
DISP04
DISP07
DISP03
DISP03

## C1, TIMER CLEARED

C2 [VCMC]
C 2
C2, TIMER SET 30 MIN C1
C2, TIMER CLEARED C2

UNIT SUMMARY

| Unit | Date/Time | Status |
| :---: | :---: | :---: |
| 31A | 24-Oct-2011/21:17:48 | DSP |
| 31A | 24-Oct-2011/21:18:33 | ENR |
| 31A | 24-Oct-2011/22:28:18 | ONS |
| 31A | 25-Oct-2011/10:41:49 | AV |
| 21A | 24-Oct-2011/21:18:05 | DSP |
| 21A | 24-Oct-2011/21:18:05 | ONS |
| 21A | 24-Oct-2011/22:26:17 | ONS |
| 21A | 25-Oct-2011/10:33:51 | AV |
| 22C | 24-Oct-2011/21:21:01 | DSP |
| 22 C | 24-Oct-2011/21:21:01 | ONS |
| 22C | 24-Oct-2011/22:28:31 | ONS |
| 22C | 25-Oct-2011/06:46:10 | AV |
| 12D | 24-Oct-2011/21:22:00 | DSP |
| 12D | 24-Oct-2011/21:22:00 | ONS |
| 12D | 24-Oct-2011/22:23:49 | ONS |
| 12D | 25-Oct-2011/07:18:01 | AV |
| 2 F 15 | 24-Oct-2011/21:22:30 | DSP |
| 2 F 15 | 24-Oct-2011/21:22:30 | ENR |
| 2 F 15 | 24-Oct-2011/21:36:13 | ONS |
| 2 F 15 | 24-Oct-2011/22:28:10 | ONS |
| 2F15 | 25-Oct-2011/06:45:19 | AV |
| 2 F16 | 24-Oct-2011/21:26:20 | DSP |
| 2 Fl 16 | 24-Oct-2011/21:26:20 | ONS |
| 2 F16 | 24-Oct-2011/21:26:55 | ONS |
| 2 F16 | 25-Oct-2011/06:45:27 | AV |
| 41A | 24-Oct-2011/21:29:53 | DSP |
| 41A | 24-Oct-2011/21:29:53 | ONS |
| 41A | 24-Oct-2011/22:28:13 | ONS |
| 41A | 25-Oct-2011/06:38:41 | AV |
| S26 | 24-Oct-2011/21:33:30 | DSP |
| S26 | 24-Oct-2011/21:33:30 | ENR |
| S26 | 24-Oct-2011/22;05:16 | ENR |
| S26 | 24-Oct-2011/22:14:23 | ONS |
| S26 | 25-Oct-2011/10:03:41 | ENR |
| S26 | 25-Oct-2011/10:15:38 | ONS |
| S26 | 25-Oct-2011/11:27:49 | AV |

86P
86P
86P
S28
S28
S28
12A
12A
12A
1 S
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15
15
S8
S8
S8
42A
42A
42A
42 A
42A
42A
42A
42A
42C
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12A
MCP

$$
\begin{aligned}
& \text { 24-Oct-2011/21:42:19 } \\
& \text { 24-Oct-2011/21:42:19 } \\
& \text { 25-Oct-2011/06:39:03 } \\
& \text { 24-Oct-2011/21:42:46 } \\
& \text { 24-Oct-2011/21:42:46 } \\
& \text { 24-Oct-2011/22:14:35 } \\
& \text { 24-Oct-2011/21:43:58 } \\
& \text { 24-Oct-2011/21:43:58 } \\
& \text { 24-Oct-2011/21:50:07 } \\
& \text { 24-Oct-2011/21:47:33 } \\
& \text { 24-Oct-2011/21:47:33 } \\
& \text { 24-Oct-2011/21:55:39 } \\
& \text { 25-Oct-2011/06:55:34 } \\
& \text { 24-Oct-2011/21:49:10 } \\
& \text { 24-Oct-2011/21:49:10 } \\
& \text { 25-Oct-2011/11:59:04 } \\
& \text { 24-Oct-2011/21:50:02 } \\
& \text { 24-Oct-2011/21:50:02 } \\
& \text { 24-Oct-2011/23:29:00 } \\
& \text { 25-Oct-2011/00:55:53 } \\
& \text { 25-Oct-2011/01:12:10 } \\
& \text { 25-Oct-2011/02:41:30 } \\
& \text { 25-Oct-2011/02:43:14 } \\
& \text { 25-Oct-2011/03:10:56 } \\
& \text { 24-Oct-2011/21:53:47 } \\
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& \text { 24-Oct-2011/22:01:06 } \\
& \text { 24-Oct-2011/22:01:06 } \\
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| MCP | 24-Oct-2011/22:20:55 | ENR |
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| MCP | 24-Oct-2011/22:33:53 | ONS |
| MCP | 25-Oct-2011/18:15:19 | AV |
| F10 | 24-Oct-2011/22:24:16 | DSP |
| F10 | 24-Oct-2011/22:24:16 | ONS |
| F10 | 24-Oct-2011/22:24:24 | ONS |
| F10 | 24-Oct-2011/22:24:56 | ONS |
| F10 | 25-Oct-2011/06:51:31 | AV |
| F11 | 24-Oct-2011/22:24:37 | DSP |
| F11 | 24-Oct-2011/22:24:37 | ONS |
| F11 | 25-Oct-2011/06:51:35 | AV |
| V1 | 24-Oct-2011/22:29:28 | DSP |
| V1 | 24-Oct-2011/22:29:28 | ENR |
| V1 | 25-Oct-2011/02:49:40 | ENR |
| V1 | 25-Oct-2011/03:00:27 | ONS |
| V1 | 25-Oct-2011/03:27:06 | ENR |
| V1 | 25-Oct-2011/03:35:00 | ONS |
| V1 | 25-Oct-2011/06: 00:11 | AV |
| D10 | 24-Oct-2011/22:31:04 | DSP |
| D10 | 24-Oct-2011/22:31:04 | ONS |
| D10 | 25-Oct-2011/12:00:04 | AV |
| S82 | 24-Oct-2011/22:32:24 | DSP |
| S82 | 24-Oct-2011/22:32:24 | ONS |
| S82 | 24-Oct-2011/22:32:26 | ONS |
| S82 | 25-Oct-2011/06:54:46 | AV |
| L6 | 24-Oct-2011/22:35:14 | DSP |
| L6 | 24-Oct-2011/22:35:14 | ONS |
| L6 | 25-Oct-2011/09:06:59 | AV |
| V9 | 24-Oct-2011/22:36:37 | DSP |
| V9 | 24-Oct-2011/22:36:37 | ENR |
| V9 | 24-Oct-2011/22:47;08 | ONS |
| V9 | 25-Oct-2011/01: 23:19 | ENR |
| V9 | 25-Oct-2011/02:13:58 | AV |
| 11C | 24-Oct-2011/22:39:48 | DSP |
| 11 C | 24-Oct-2011/22:39:48 | ONS |
| 11 C | 24-Oct-2011/22:39:57 | ONS |
| 11 C | 25-Oct-2011/02:41:30 | ENR |
| 11 C | 25-Oct-2011/07:17:11 | AV |
| T21 | 24-Oct-2011/22:46:33 | DSP |
| T21 | 24-Oct-2011/22:46:33 | ENR |
| T21 | 24-Oct-2011/23:00:28 | ONS |
| T21 | 25-Oct-2011/06:44:27 | AV |
| T25 | 24-Oct-2011/22:46:54 | DSP |
| T25 | 24-Oct-2011/22:46:54 | ENR |
| T25 | 24-Oct-2011/23:06:17 | ONS |
| T25 | 24-Oct-2011/23:06:31 | ONS |
| T25 | 24-Oct-2011/23:28:55 | ONS |
| T25 | 25-Oct-2011/09:03:34 | AV |
| T22 | 24-Oct-2011/22:47:14 | DSP |
| T22 | 24-Oct-2011/22:47:14 | ONS |


| T22 | 24-Oct-2011/23:06:17 | ONS |
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| T22 | 24-Oct-2011/23:06:31 | ONS |
| T22 | 25-Oct-2011/07:51:46 | AV |
| T1 | 24-Oct-2011/22:57:16 | DSP |
| T1 | 24-Oct-2011/22:57:16 | ONS |
| T1 | 24-Oct-2011/23:13:09 | ONS |
| T1 | 25-Oct-2011/03:27:33 | AV |
| F14 | 24-Oct-2011/22:58:07 | DSP |
| F14 | 24-Oct-2011/22:58:07 | ONS |
| F14 | 25-Oct-2011/06:51:55 | AV |
| F17 | 24-Oct-2011/22:58:08 | DSP |
| F17 | 24-Oct-2011/22:58:08 | ONS |
| F17 | 25-Oct-2011/07:07:30 | AV |
| T2 | 24-Oct-2011/22:59:40 | DSP |
| T2 | 24-Oct-2011/22:59:40 | ONS |
| T2 | 25-Oct-2011/12:33:31 | ENR |
| T2 | 25-Oct-2011/13: 05:45 | AV |
| T8 | 24-Oct-2011/22:59:47 | DSP |
| T8 | 24-Oct-2011/22:59:47 | ONS |
| T8 | 25-Oct-2011/18:15:28 | AV |
| T9 | 24-Oct-2011/23:00:18 | DSP |
| T9 | 24-Oct-2011/23:00:18 | ONS |
| T9 | 25-Oct-2011/12:40:15 | AV |
| N55 | 24-Oct-2011/23:03:43 | DSP |
| N55 | 24-Oct-2011/23:03:43 | ONS |
| N55 | 25-Oct-2011/11:26:57 | AV |
| T30 | 24-Oct-2011/23:07:02 | DSP |
| T30 | 24-Oct-2011/23:07:02 | ONS |
| T30 | 24-Oct-2011/23:14:10 | ONS |
| T30 | 25-Oct-2011/09:06:59 | AV |
| F12 | 24-Oct-2011/23:07:45 | DSP |
| F12 | 24-Oct-2011/23:07:45 | ONS |
| F12 | 25-Oct-2011/06:51:48 | AV |
| T3 | 24-Oct-2011/23:26:05 | DSP |
| T3 | 24-Oct-2011/23:26:05 | ONS |
| T3 | 25-Oct-2011/11:59:29 | AV |
| T23 | 24-Oct-2011/23:29:57 | DSP |
| T23 | 24-Oct-2011/23:29:57 | ENR |
| T23 | 25-Oct-2011/07:45:17 | ONS |
| T23 | 25-Oct-2011/15:09:57 | AV |
| V7 | 24-Oct-2011/23:49:58 | DSP |
| V7 | 24-Oct-2011/23:49:58 | ONS |
| V7 | 25-Oct-2011/03:00:23 | ENR |
| V7 | 25-Oct-2011/08:39:04 | ONS |
| V7 | 25-Oct-2011/09:48:25 | AV |
| V2 | 25-Oct-2011/00:26:56 | DSP |
| V2 | 25-Oct-2011/00:26:56 | ENR |
| V2 | 25-Oct-2011/00:32:54 | ONS |
| V2 | 25-Oct-2011/01:37:00 | AV |
| C3 | 25-Oct-2011/03:10:41 | DSP |


| C3 | 25-Oct-2011/03:10:41 | ENR |
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| C3 | 25-oct-2011/03:48:15 | ONS |
| C3 | 25-Oct-2011/08:30:27 | ENR |
| C3 | 25-Oct-2011/09:20:40 | ONS |
| C3 | 25-Oct-2011/15:56:30 | AV |
| T4 | 25-Oct-2011/06:38:33 | DSP |
| T4 | 25-Oct-2011/06:38:33 | ONS |
| T4 | 25-Oct-2011/18:15:26 | AV |
| 41A | 25-Oct-2011/06:39:22 | DSP |
| 41A | 25-Oct-2011/06:39:22 | ONS |
| 41A | 25-Oct-2011/11:15:50 | AV |
| 42B2 | 25-Oct-2011/06:42:07 | DSP |
| 42B2 | 25-Oct-2011/06:42:07 | ENR |
| 42B2 | 25-Oct-2011/06:43:16 | AV |
| 22B | 25-Oct-2011/06:42:07 | DSP |
| 22B | 25-Oct-2011/06:42:07 | ENR |
| 22B | 25-Oct-2011/06:43:16 | AV |
| 42B2 | 25-Oct-2011/06:45:06 | DSP |
| 42B2 | 25-Oct-2011/06:45:06 | ENR |
| 42B2 | 25-Oct-2011/06:46:38 | ONS |
| 42B2 | 25-Oct-2011/17:13:36 | ENR |
| 42B2 | 25-Oct-2011/18:15:48 | AV |
| 22B | 25-Oct-2011/06:45:07 | DSP |
| 22B | 25-Oct-2011/06:45:07 | ENR |
| 22B | 25-Oct-2011/07:46:07 | ONS |
| 22B | 25-Oct-2011/10:54:22 | ONS |
| 22B | 25-Oct-2011/14:50:44 | AV |
| 22C | 25-Oct-2011/06:55:52 | DSF |
| 22 C | 25-Oct-2011/06:55:52 | ONS |
| 22C | 25-Oct-2011/10:42:05 | AV |
| 2 Fl 5 | 25-Oct-2011/06:58:10 | DSP |
| $2 \mathrm{Fl5}$ | 25-Oct-2011/06:58:10 | ONS |
| 2 F15 | 25-Oct-2011/11:28:16 | AV |
| 22B3 | 25-Oct-2011/07:01:48 | DSP |
| 22B3 | 25-Oct-2011/07:01:48 | ENR |
| 22B3 | 25-Oct-2011/08:14:03 | ONS |
| 22B3 | 25-Oct-2011/19:00:31 | ENR |
| 22B3 | 25-Oct-2011/19:33:02 | ONS |
| 22B3 | 25-Oct-2011/19:33:17 | ENR |
| 22B3 | 25-Oct-2011/19:48:20 | ONS |
| 22B3 | 25-Oct-2011/19:48:24 | AV |
| T31 | 25-Oct-2011/07:13:48 | DSP |
| T31 | 25-Oct-2011/07:13:48 | ONS |
| T31 | 25-Oct-2011/15:12:43 | AV |
| 21B | 25-Oct-2011/07:41:49 | DSP |
| 21B | 25-Oct-2011/07:41:49 | ENR |
| 21B | 25-Oct-2011/07:55:24 | ONS |
| 21B | 25-Oct-2011/15:02:25 | AV |
| T28 | 25-Oct-2011/07:50:49 | DSP |
| T28 | 25-Oct-2011/07:50:49 | ONS |

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25-Oct-2011/08:37:52
25-Oct-2011/10:21:59
25-Oct-2011/18:07:07
25-Oct-2011/09:29:13
25-Oct-2011/09:29:13
25-Oct-2011/09:38:47
25-Oct-2011/11:59:19
25-Oct-2011/11: 26:44
25-Oct-2011/11:28:38
25-Oct-2011/12:29:31
25-Oct-2011/15:45:26
25-Oct-2011/16:56:54
25-Oct-2011/16:56:54
25-Oct-2011/18:15:28
26-Oct-2011/02:00:00
25-Oct-2011/17:03:40
25-Oct-2011/17: 03:40
25-Oct-2011/17:03:49
25-Oct-2011/17:04:04
25-Oct-2011/17:04:04
25-Oct-2011/17:12:43
25-Oct-2011/17:14:28
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25-Oct-2011/23:51:48
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26-Oct-2011/00:46:01
26-Oct-2011/06:40:42
26-Oct-2011/07:03:01
26-Oct-2011/06:22:52
26-Oct-2011/06:22:52
26-Oct-2011/06:23:45
26-Oct-2011/08:07:54
26-Oct-2011/08:10:17
26-Oct-2011/08:10:17
26-Oct-2011/15:32:46
26-Oct-2011/14:45:38
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| 11C | 26 -Oct-2011/16:57:33 | SEC |
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| 11C | 26 -Oct-2011/19:04:15 | ENR |
| 11C | 26 -Oct-2011/19:15:05 | AV |
| C1 | 26 -Oct-2011/19:06:09 | DSP |
| C1 | 26 -Oct-2011/19:06:09 | ONS |
| C1 | 27 Oct-2011/06:40:36 | AV |
| C2 | $27-$ Oct-2011/05:15:18 | DSP |
| C2 | 27 -Oct-2011/05:15:18 | ENR |
| C2 | 27 Oct-2011/05:30:12 | ONS |
| C2 | $27-$ Oct-2011/14:52:53 | AV |

User:
Host: huey
Class: huey
Job: prntiop.ptrcl01.spool

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11 MYSELF AND OTHER OFFICERS FROM THE OXNARD POLICE DEPARTMENT SPECIAL ENFORCEMENT UNIT ASSISTED PATROL WITH CLEARING A RESIDENCE ON NORTH "A" STREET REFERENCE A SUBJECT AUGUSTIN MEDINA WHO WAS IN POSSESSION OF A HANDGUN. FOR MORE INFORMATION REGARDING THIS SEARCH, REFER TO OFFICER SHANK'S FOLLOW UP REPORT UNDER THIS SAME D.R.

A SHORT TIME AFTER CLEARING THIS CALL I COPIED OVER THE RADIO THAT THE SHERIFF'S DEPARTMENT HAD JUST BEEN INVOLVED IN A SHOOTING WITH A SUBJECT WHO WAS DRIVING A VEHICLE REGISTERED TO AUGUSTIN MEDINA AND THAT VEHICLE WAS PROCEEDING BACK TOWARDS THE CITY OF OXNARD.

I CONTINUED TO MONITOR THE RADIO AS THE PURSUIT CONTINUED THROUGH THE CITY OF VENTURA AND THEN INTO THE CITY OF OXNARD. DISPATCH AGAIN ADVISED THAT THE SUBJECT WHO WAS INSIDE OF THE VEHICLE HAD SHOT AT SHERIFF'S OFFICERS IN THE OJAI AREA AND ONCE THE VEHICLE PURSUIT ENTERED THE CITY OF OXNARD, I HEARD OFFICERS WHO WERE INVOLVED IN THE PURSUIT STATE THAT THE OCCUPANT OF THE VEHICLE HAD ALSO DISCHARGED A FIREARM IN THE AREA OF ROBERT AND "A" STREET.

I CONTINUED TO MONITOR THE PURSUIT, AT WHICH POINT I JUMPED INTO A PATROL CAR WITH OFFICER blanche and began to head to the area where the pursuit was continuing. We were SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK WHEN WE HEARD THE PURSUIT WAS NORTHBOUND ON VICTORIA AVENUE FROM CHANNEL ISLANDS. WE COULD SEE THE PURSUIT COMING IN OUR DIRECTION. WE WERE HOLDING AT THE INTERSECTION IN THE NUMBER ONE LANE AND THERE WAS ANOTHER POLICE UNIT IN THE NUMBER TWO LANE NEXT TO US, ALONG WITH A CIVILIAN VEHICLE IN THE LEFT HAND TURN LANE OF SOUTHBOUND VICTORIA AT HEMLOCK.
Reporting Officer/s:
JON WILKIE

AS THE VEHICLE CAME TO APPROXIMATELY TWO HUNDRED YARDS SOUTH OF THIS INTERSECTION, THE VEHICLE STOPPED AND I HEARD NUMEROUS SHOTS BEING FIRED IN THE AREA OF THE TRAFFIC STOP. MYSELF, OFFICER BLANCHE, ALONG WITH OFFICER PALMA AND OFFICER BALLOW, WHO WERE IN THE VEHICLE NEXT TO US, THEN EXITED OUR VEHICLE AND BEGAN TO CONTACT MOTORISTS WHO WERE PARKED FACING SOUTHBOUND ON VICTORIA AVENUE, TO SEE IF ANYONE HAD BEEN HURT REFERENCE SOME STRAY BULLETS.

AS THE SHOTS WERE BEING FIRED AT THE TRAFFIC STOP WE COULD HEAR SEVERAL RICOCHET ROUNDS OVERHEAD AND HEARD WHAT APPEARED TO BE BULLET STRIKES ON METAL. AS MYSELF AND OFFICER PALMA APPROACHED A SMALL TOYOTA VEHICLE, I COULD SEE A HISPANIC MALE SUBJECT WAS LAYING ON THE GROUND HOLDING HIS FACE AND I COULD SEE BLOOD PROTRUDING FROM HIS HAND AREA. THE SUBJECT WAS SCREAMING AND HIS GIRLFRIEND WAS YELLING THAT HE HAD BEEN SHOT. I THEN GOT ON BAND TWO ON THE RADIO AND ADVISED THAT A CIVILIAN HAD POSSIBLY BEEN SHOT AND THAT FIRE AND AMBULANCE NEEDED TO RESPOND TO THE INTERSECTION FOR THIS SUBJECT. IT WAS LATER DETERMINED THAT THIS SUBJECT HAD NOT BEEN SHOT, HOWEVER A BULLET HAD GONE THROUGH HIS FRONT WINDSHIELD AND GLASS FRAGMENTS HAD CUT HIS FACIAL AREA.

MYSELF AND OFFICER PALMA, OFFICER BALLOW AND OFFICER BLANCHE THEN CONTINUED CONTACTING ALL OF THE OCCUPANTS OF THE VEHICLE TO MAKE SURE THAT NO OTHER VEHICLES HAD BEEN HIT OR ANY OTHER PEOPLE HAD BEEN HURT. WE DID NOT FIND ANY OTHER SUBJECTS WHO HAD BEEN INJURED OR ANY VEHICLES THAT HAD BEEN STRUCK WHICH WERE FACING SOUTHBOUND ON VICTORIA AVENUE.

I THEN RESPONDED TO THE SCENE OF THE TRAFFIC STOP AND CONTACTED SERGEANT KELLEY. SERGEANT KELLEY ADVISED ME THAT HE WANTED ME TO STAND BY THE SUSPECT AUGSTIN MEDINA'S VEHICLE TO ENSURE THAT NO ITEMS WERE MOVED AND THAT THE CRIME SCENE WOULD NOT BE DISTURBED. I STOOD BY AT THIS LOCATION UNTIL I WAS RELIEVED BY SERGEANT KELLEY AND I SIGNED OUT OF THE CRIME SCENE ON THE CRIME SCENE LOG.

## END OF REPORT - Jon Wilkie

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


| Code: EV/K | APS Card: NO | Property Name; | DIGITAL RECORDING |
| :--- | :--- | :--- | :--- | :--- |
| Brand: PUMA | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: | ERFA\#: | Value: |
| Description: DIGITAL RECORDING OF CONTACT |  |  |  |


| Code: EV/K | APS Card: NO | Property Name: | DIGITAL PHOTOGRAPHS |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: SEVERAL | Barcode\#: 180451 | ERFA\#: | Value: |
| Description: DIGITAL PHOTOGRAPHS TAKEN OF INJURIES SUSTAINE |  |  |  |

## DETAILS

ON 10/24/11, AT APPROXIMATELY 2342 HOURS, I WAS DISPATCHED TO ST, JOHN'S REGIONAL MEDICAL CENTER REFERENCE A FOLLOW-UP, FOR FURTHER DETAILS REFER TO ALL OTHER OFFICERS' REPORTS UNDER THIS SAME D.R. NUMBER.

| Reporting Officer/s: ROBERT FULLER | ID\#/Call Sign 5273, 12A | Date/Time Dictated: 10/25/11, 0623 HRS | $\begin{aligned} & \text { Job \# } \\ & 678 \end{aligned}$ | Date Typed/Typist 10/25/11, LM |
| :---: | :---: | :---: | :---: | :---: |

UPON ARRIVAL, I CONTACTED INE EMERGENCY ROOM WHO WAS BEING TREATED FOR MULTIPLE SMALL CUTS ON THE LOWER PORTION OF HIS FACE, HIS RIGHT HAND AND RIGHT FOREARM. APPEARED UPSET AS HE WAS CRYING AND SAYING THAT HE HAD ALMOST BEEN KILLED.

I ASKED $\square$ TO TELL ME WHAT HAPPENED. $\square$ SAID ON THIS DATE, 10/24/11. AT APPROXIMATELY 2140 HOURS, HE WAS DRIVING HOME SOUTHBOUND ON VICTORIA AVENUE, STOPPED IN THE \#1 LANE AT THE INTERSECTION WITH HEMLOCK STREET. $\quad$ WAS WAITING TO MAKE A LEFT TURN ONTO EASTBOUND HEMLOCK STREET. $\square$ WAS SITTING IN THE DRIVER'S SEAT AND HIS WIFE, WAS SITTING IN THE FRONT PASSENGER SEAT OF HIS FATHER'S WHITE 1990 MAZDA E2200 PICKUP. WHEN ASKED, $\square$ SAID HE DID NOT KNOW THE LICENSE PLATE NUMBER TO THE VEHICLE.


#### Abstract

OBSERVED THE POLICE HELICOPTER FLYING OVERHEAD. OBSERVED A LIGHT BROWN VEHICLE WHICH HE DESCRIBED AS POSSIBLY AN OLDSMOBILE CUTLASS TRAVELING WESTBOUND ON CHANNEL ISLANDS BOULEVARD AT A HIGH RATE OF SPEED $\square$ OBSERVED THE VEHicLe was being chased by several police patrol vehicles. he observed the vehicle make a left turn onto southbound victoria avenue. the vehicle turned to the left. MAKING A U-TURN ONTO NORTHBOUND VICTORIA AVENUE AND OBSERVED ONE OR BOTH OF THE FRONT TIRES TO THE VEHICLE BLOW OUT. SAID HE THOUGHT THE POLICE HAD PUT DOWN A SPIKE STRIP TO STOP THE VEHICLE. DBSERVED THE VEHICLE COME TO A STOP APPROXIMATELY "A FOOTBALL FIELD'S LENGTH" SOUTH FROM HIS POSITION ON VICTORIA AVENUE. WHEN ASKED,


 SAID HE OBSERVED ONLY ONE OCCUPANT (THE DRIVER) IN THE VEHICLE.[^2]| ASKED HOW MANY OFFICERS HE THOUGHT FIRED AT THE SUSPECT

SAID, "I THINK ABOUT FIVE OFFICERS." I ASKED HOW MANY SHOTS HE THOUGHT THE OFFICERS FIRED. IESTIMATED 30 TO 40 SHOTS. HE SAID, "IT WAS SO FAST." I ASKED HOW LONG THE

SHOTS LASTED, AND HE SAID 10 TO 20 SECONDS. I TOLD $\square$ THAT WE WOULD "PUT THAT TIMEFRAME INTO PERSPECTIVE" AND LOOKED AT MY WATCH. I SAID, "START," AFTER 3 SECONDS, $\square$ SAID, "THAT LONG." I CONFIRMED WITH THAT HE ESTIMATED IT WAS ACTUALLY 3 SECONDS AND NOT 10 TO 20 SECONDS. HE SAID "YES."

I ASKED WHAT HAPPENED NEXT SAID A BULLET FLEW THROUGH HIS WINDSHIELD AND PASSED THE RIGHT SIDE OF HIS FACE. COULD HEAR AND FEEL THE BULLET TRAVEL JUST ABOVE HIS RIGHT EAR, APPROXIMATELY AN INCH TO AN INCH AND A HALF AWAY FROM HIS HEAD. $\square$ SAID THAT GLASS FROM THE WINDSHIELD SPRAYED IN A LEFTWARD DIRECTION ACROSS HIS FACE AND RIGHT HAND WHICH HE HAD RESTING ON THE TOP OF THE STEERING WHEEL. I OBSERVED A FEW SMALL MINOR CUTS ON $\square$ UPPER LIP AND LOWER PORTION OF HIS FACE. I OBSERVED SEVERAL SMALL CUTS ALL OVER HIS RIGHT HAND AND RIGHT FOREARM. THE INJURIES APPEARED CONSISTENT WITH GLASS FRAGMENTS HITTING HIS SKIN.


#### Abstract

SAID HE INSTINCTIVELY REACHED OVER AND PULLED HIS WIFE'S HEAD DOWN BELOW THE DASHBOARD. EXITED HIS VEHICLE FROM THE DRIVER'S SEAT AND RAN AROUND THE BACKSIDE OF THE VEHICLE AROUND TO THE PASSENGER DOOR. PPENED THE DOOR, REACHED IN AND GRABBED HIS WIFE AND PULLED HER OUT. SAID HIS WIFE HAD PRIOR KNEE PROBLEMS, AND HE DRAGGED HER TO THE BACK OF HIS VEHICLE, AWAY FROM THE AREA OF THE GUNFIRE. A "SWAT GUY" CAME UP TO AND HIS WIFE AND ASKED THEM IF THEY WERE OKAY. LOOKED DOWN AND SAW BLOOD ON HIS SHIRT AND THOUGHT HE HAD BEEN SHOT. TOLD THE "SWAT GUY" HE WAS SHOT AND NEEDED TO GET OUT OF THERE. THE "SWAT GUY" ESCORTED THEM TO A GRASSY AREA. THE OFFICER TOLD TO "JUST RELAX, LET ME TAKE A LOOK AT YOU." UPON EXAMINING THE OFFICER INFORMED THAT HIS INJURIES WERE FROM SHATTERED GLASS FRAGMENTS AND NOT FROM A BULLET WOUND. $\square$ SAID HE WAS THEN TRANSPORTED TO ST. JOHN'S REGIONAL MEDICAL CENTER FOR TREATMENT AND LEFT HIS TRUCK IN THE STREET.


I HAD SIGN A MEDICAL RELEASE FORM AND LATER TURNED IT IN TO THE RECORDS UNIT OF THE OXNARD POLICE DEPARTMENT.

I TOOK DIGITAL PHOTOGRAPHS OF
INJURIES AND LATER BOOKED THEM INTO EVIDENCE UNDER BARCODE NUMBER 180451. I DOWNLOADED THE DIGITAL RECORDING OF MY CONTACT WITH $\square$ INTO THE PUMA SYSTEM AS EVIDENCE.

[^3]
# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2117 HOURS, I RESPONDED TO THE AREA OF HEMLOCK AND VICTORIA AVENUE REFERENCE A PURSUIT THAT ENDED IN AN OFFICER INVOLVED SHOOTING.

WHILE I WAS ON SCENE, I WAS CANVASSING THE AREA AND CONTACTED A WITNESS WHO IDENTIFIED HIMSELF AS $\square$ LIVES ON THE WEST SIDE OF VICTORIA AVENUE AND HAS A TWO STORY HOME THAT LOOKS DOWN ONTO THE CRIME SCENE, $\square$ SAID HE WAS IN HIS HOUSE AND HEARD THE VENTURA COUNTY SHERIFFS HELICOPTER. HE SAID HE RECOGNIZED THE SOUND OF THE HELICOPTER BECAUSE IT WAS SO CLOSE TO HIS HOUSE AND HE HAS HEARD THEIR PARTICULAR HELICOPTER BEFORE.

SAID HE WENT TO HIS UPSTAIRS FRONT WINDOW WHERE HE WATCHED THE HELICOPTER LIGHT FOLLOWING WHAT HE ASSUMED WAS A VEHICLE OVER IN THE MARINA VILLAGE AREA. HE THEN SAW THE VEHICLE COME WESTBOUND ON HEMLOCK AND THEN TURN SOUTHBOUND ON VICTORIA

| Reporting Officer/s: JONATHAN BALLOW | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 5249 / 12-\mathrm{D} \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 0319 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 660 \end{aligned}$ | Date Typed/Typist: 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

AVENUE. SAID THE VEHICLE THEN CAME BACK NORTHBOUND ON VICTORIA AND WATCHED AS THE VEHICLE STOPPED SAID HE WATCHED AS THE DRIVER OF THE VEHICLE GOT OUT, RAISED HIS HAND, AND FIRED TWO SHOTS IN THE DIRECTION OF POLICE OFFICERS. $\square$ SAID AFTER THE DRIVER INITIATED THE SHOTS, THE POLICE THEN RETURNED FIRE.

DID NOT SEE WHETHER OR NOT THE DRIVER WAS INJURED, AND DID NOT SEE OF HEAR ANYTHING AFTER DURING THAT TIME.

K: Homicidel2011\1120618 OIS $11120618 \# 003$.doc

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

$\square$


| Reporting Officer/s: JONATHAN BALLOW | ID\#/Call Sign 5249/12-D | Date/Time Dictated: 10/25/2011 0302 HOURS | $\begin{aligned} & \text { Job \# } \\ & 654 \end{aligned}$ | Date Typed/Typist 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |


| Code: | EV-K | APS Card: NONE | Property Name: |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- | :--- |
| Brand: | PUMA |  | Serial \#: | NONE |  | Model: | NONE |
| Qty: 1 | 1 | Barcode\#: | NONE | ERFA\#: | NONE | Value: | NONE |
| Description: | DIGITAL AUDIO RECORDING | OF CONTACT WITH WITNESSES |  |  |  |  |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2117 HOURS, THERE WAS A PURSUIT WITH AN OFFICER INVOLVED SHOOTING. AFTER THE SHOOTING, I BEGAN INTERVIEWING WITNESSES WHO WERE PARKED ON VICTORIAN AVENUE NORTH OF HEMLOCK.

I FIRST CONTACTED stated that she was driving her vehicle NORTHBOUND TOWARDS THE INTERSECTION OF VICTORIA AND HEMLOCK WHEN SHE SAW SOMEONE STANDING OUTSIDE THE VEHICLE IN FRONT OF HER. SHE SAW THE SUBJECT STANDING BEHIND THE VEHICLE. SHE THEN SAID SHE HEARD SEVERAL GUNSHOTS AND WHEN SHE DID, SHE THEN LAID DOWN IN THE PASSENGER AREA OF HER VEHICLE, LOCKED HER DOORS, ROLLED UP HER WINDOW, AND CALLED HER FRIEND AND BEGAN CRYING. STATED A SHORT TIME LATER POLICE CAME AND KNOCKED ON HER WINDOW TO CHECK IF SHE WAS OKAY. I ASKED IF SHE SAW OR HEARD ANYTHING ELSE AND SHE STATED NO.

I THEN SPOKE WITH A SUBJECT WHO IDENTIFIED HIMSELF AT STATED HE WAS DRIVING SOUTHBOUND ON VICTORIA WHEN HE NOTICED VEHICLES IN FRONT OF HIM STOPPED. SAID WHEN HE NOTICED THE VEHICLES STOPPED IN FRONT OF HIM, HE STOPPED. HE SAID HE DID NOT HEAR OR SEE ANYTHING.

1 THEN CONTACTED WAS ALSO IN A VEHICLE WHICH WAS SOUTHBOUND ON VICTORIA NORTH OF HEMLOCK. SAID HE WAS GOING TO GET SOME FOOD AND SAW THE HELICOPTER AND ALL THE POLICE UNITS, SAID HE HEARD GUNSHOTS WHICH HE ESTIMATED TO BE APPROXIMATELY TEN GUNSHOTS, BUT HE DID NOT SEE ANYTHING ELSE.

## END OF REPORT - Jonathan Ballow

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br>  <br>  <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2008 HOURS, I RESPONDED TO THE RESIDENCE LOCATED AT REFERENCE ASSISTING PATROL OFFICERS HANDLING A DOMESTIC DISPUTE AT THAT LOCATION WHERE THE SUSPECT WAS BELIEVED TO POSSIBLY BE STILL INSIDE THE RESIDENCE AND POSSIBLY ARMED WITH A HANDGUN. THE SUSPECT AT THAT TIME WAS IDENTIFIED AS AUGUSTIN MEDINA,

FURTHER INFORMATION FROM THE REPORTING PARTY ON THIS INCIDENT INDICATED THAT THE MEDINA HAD ASSAULTED THE FEMALE INVOLVED IN THE INCIDENT AS WELL AS MADE TERRORIST THREATS AGAINST HER. THE INCIDENT OCCURRED IN FRONT OF THE APARTMENT. THE FEMALE FLED ON FOOT DURING THE ALTERCATION, LEAVING THE SUSPECT BEHIND AT THE RESIDENCE. THE FEMALE FURTHER INDICATED THROUGH PATROL OFFICERS THAT THE SUSPECT HAD POSSIBLY ARRIVED AND FLED ON A BICYCLE.

PATROL OFFICERS ON SCENE FURTHER INDICATED THAT THEY HAD LOCATED A HOLSTER FOR A HANDGUN IN THE GUTTER PARALLEL TO THE WEST CURBLINE JUST SOUTH OF THE RESIDENCE NEAR THE NORTHWEST CORNER OF RODERICK AVENUE AND 'A' STREET. IT SHOULD BE NOTED THAT THE FRONT DOOR TO THE RESIDENCE FACED 'A' STREET JUST NORTH OF RODERICK AVENUE.

AFTER MAKING NUMEROUS VERBAL ANNOUNCEMENTS VIA A PA SYSTEM ON A POLICE UNIT THAT WAS PARKED DIRECTLY ACROSS THE STREET FROM THE RESIDENCE, IT WAS BELIEVED THAT THE SUSPECT HAD FLED PRIOR TO PATROL OFFICERS ARRIVING ON SCENE. SERGEANT KELLEY COMPILED AN ENTRY/CLEARING TEAM WHICH INVOLVED THE FOLLOWING OFFICERS: SERGEANT TIM KELLEY, SENIOR OFFICER ROBERT SHANK, OFFICERS JON WILKIE, MOSES MARTINEZ, KEVIN GORMLEY, AND PATROL OFFICER DEREK STEPHENS. THE ENTRY TEAM APPROACHED THE FRONT DOOR OF THE RESIDENCE BY WALKING NORTHBOUND ON THE EAST SIDE OF THE APARTMENT COMPLEX. UPON REACHING THE FRONT

| Reporting Officer/s: | ID/Cail Sign: | Date/Time Dictated: | Job\# | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| ROBERT SHANK | $439 /$ F10 | $10 / 25 / 20110104$ HOURS | 640 | $10 / 25 / 11$, PJT |

DOOR OF THE RESIDENCE, WE NOTICED THAT THE FRONT DOOR WAS AJAR AND SLIGHTLY OPEN APPROXIMATELY ONE FOOT. THE ENTRY TEAM SUBSEQUENTLY ENTERED, CLEARED, AND SECURED THE INTERIOR OF THE RESIDENCE. NO PERSONS WERE LOCATED INSIDE. IT BECAME APPARENT THAT THE SUSPECT HAD FLED PRIOR TO PATROL OFFICERS ARRIVING ON SCENE.

AFTER THE RESIDENCE HAD BEEN CLEARED, I CLEARED THE SCENE MOMENTARILY AND BEGAN TO DRIVE AWAY IN AN EASTBOUND DIRECTION OF TRAVEL. MOMENTS LATER, I RECEIVED A TELEPHONE CALL FROM SERGEANT KELLEY ADVISING ME THAT THE SUSPECT, AUGUSTIN MEDINA WAS POSSIBLY A SUSPECT IN A VEHICLE PURSUIT THAT WAS OCCURRING IN THE OJAI/VENTURA AREA INVOLVING THE VENTURA COUNTY SHERIFFS DEPARTMENT. UPON HEARING THIS, I RETURNED TO THE LOCATION ON RODERICK AVENUE AND MET WITH THE OFFICERS WHO WERE STILL ON SCENE. THOSE OFFICERS INCLUDED SERGEANT BRIAN WOOLLEY, OFFICERS DEREK STEPHENS, BRANDON STEVENS, AND EDWARD KASABA.

I STOOD BY WITH THOSE OFFICERS WHILE MONITORING RADIO TRAFFIC FROM THE VENTURA COUNTY SHERIFF DEPARTMENT AND LATER THE VENTURA POLICE DEPARTMENT AS THE VEHICLE PURSUIT PRECEDED SOUTHBOUND ON HIGHWAY 101 BACK TOWARDS OXNARD. WE CONTINUED TO MONITOR RADIO TRAFFIC AS THE VEHICLE PURSUIT EXITED AT VINEYARD AVENUE AND CONTINUED SOUTH FROM VINEYARD AVENUE IN THE GENERAL DIRECTION OF THE RESIDENCE ON RODERICK AVENUE. AT THIS POINT, IT BECAME APPARENT THAT THERE WAS A POSSIBILITY THAT THE SUSPECT AND SUSPECT VEHICLE WAS ATTEMPTING TO POSSIBLY RETURN TO THE RESIDENCE ON RODERICK AVENUE.

I SUBSEQUENTLY RECEIVED UPDATED INFORMATION INDICATING THAT THE SUSPECT HAD FIRED ON SHERIFFS DEPARTMENT DEPUTIES DURING THE INITIAL PORTION OF THE PURSUIT IN THE OJAI/VENTURA AREA AND HE WAS ARMED WITH A HANDGUN.

I PARKED MY UNMARKED UNIT IN THE PARKING LOT OF A COMMERCIAL BUSINESS AT THE NORTHEAST CORNER OF 'A' STREET AND RODERICK AVENUE AND MET AND STOOD BY WITH THE OFFICERS PREVIOUSLY MENTIONED IN THE EVENT THAT THE SUSPECT WERE TO ATTEMPT TO RETURN TO THE RESIDENCE ON RODERICK AVENUE.

I CONTINUED TO MONITOR RADIO TRAFFIC AT WHICH TIME THE PURSUIT APPROACHED AND PASSED MY LOCATION NORTHBOUND ON 'A' STREET. IT APPEARED THAT THE PURSUIT WENT EASTBOUND ON ROBERT AVENUE BACK TOWARDS OXNARD BOULEVARD, SOUTHBOUND ON OXNARD BOULEVARD, WESTBOUND ON RODERICK AVENUE PASSING 'A' STREET. IT AGAIN DISAPPEARED OUT OF MY VIEW TOWARDS 'C’ STREET. I MONITORED RADIO TRAFFIC INDICATING THAT THE PURSUIT NOW CONTINUED NORTHBOUND FOR A SHORT DISTANCED ON ‘C’ STREET AND BACK EASTBOUND IN THE NORTH ALLEY OF

RODERICK AVENUE BACK TOWARDS 'A' STREET. I STOOD BEHIND MY UNMARKED UNIT AS I SAW THE SUSPECT VEHICLE APPROACH 'A' STREET IN AN EASTBOUND DIRECTION OF TRAVEL IN THE NORTH ALLEY OF RODERICK AVENUE. THE VEHICLE WAS TRAVELING AT A HIGH RATE OF SPEED AS IT MADE A RIGHT TURN SOUTHBOUND ON 'A' STREET FROM THE ALLEY. AS IT WAS MAKING THIS TURNING MOVEMENT, I HEARD WHAT SOUNDED LIKE ONE GUNSHOT COMING FROM THE GENERAL VICINITY OF THE VEHICLE. IT APPEARED THAT THE SUSPECT HAD FIRED ONE ROUND FROM THE VEHICLE. I WAS UNSURE WHO THE ROUND WAS BEING FIRED AT.

THE SUSPECT AND SUSPECT VEHICLE CONTINUED SOUTHBOUND ON 'A' STREET ALONG WITH THE PURSUING POLICE UNITS AND DISAPPEARED OUT OF MY VIEW. I CONTINUED TO MONITOR RADIO TRAFFIC WHILE STANDING BY AT THE LOCATION ON RODERICK AVENUE FOR A SHORT TIME. AFTER MONITORING CONTINUOUS RADIO TRAFFIC FROM THE PURSUIT, IT BECAME APPARENT THAT THE SUSPECT VEHICLE WAS WELL OUT OF THE AREA OF RODERICK AVENUE AND CONTINUED TOWARD THE WESTERN PORTION OF OXNARD. I STOOD BY AT THAT LOCATION UNTIL THE PURSUIT WAS TERMINATED ON VICTORIA AVENUE JUST SOUTH OF HEMLOCK STREET.

I MONITORED RADIO TRAFFIC WHICH INDICATED THAT THERE WAS AN OFFICER INVOLVED SHOOTING AT THAT LOCATION AND SUBSEQUENTLY RESPONDED TO ASSIST OFFICERS WITH THE ENSUING INVESTIGATION.

UPON ARRIVAL AT THE LOCATION WHERE THE COMMAND POST WAS ESTABLISHED, I MET WITH SERGEANT TIM KELLEY AND SERGEANT MIKE GREGSON. SERGEANT GREGSON PROVIDED ME WITH A DIGITAL CAMERA THAT HE HAD OBTAINED FROM OFFICER MARTIN GARCIA. SERGEANT GREGSON ASKED ME TO TAKE DIGITAL PHOTOGRAPHS OF THE CRIME SCENE WHICH INCLUDED THE PURSUING POLICE UNITS, THE SUSPECT VEHICLE, THE SUSPECT AS HE WAS BEING TREATED BY EMS PERSONNEL, AND A CHEVROLET PICKUP TRUCK THAT HAD A RIGHT FRONT TIRE THAT HAD BEEN FLATTENED FROM AN APPARENT ROUND THAT HAD BEEN FIRED IN THE DIRECTION OF THE SUSPECT VEHICLE. I SUBSEQUENTLY TOOK PHOTOGRAPHS OF THE PURSUING POLICE UNITS WHICH WERE PARKED FACING NORTHBOUND JUST SOUTH OF THE SUSPECT VEHICLE. THE SUSPECT VEHICLE WAS PARKED FACING IN A NORTHWEST DIRECTION OF TRAVEL JUST SOUTH OF THE INTERSECTION ON VICTORIA AVENUE SOUTH OF HEMLOCK STREET.

ADDITIONAL DIGITAL PHOTOGRAPHS WERE TAKEN OF THE SUSPECT VEHICLE WHICH WAS A DARK GREEN OLDSMOBILE 89 WITH GRAY PRIMER SPOTS, CALIFORNIA LICENSE PLATE AS WELL AS PHOTOGRAPHS OF THE SUSPECT AS HE WAS BEING TREATED BY EMS PERSONNEL PRIOR TO BEING TRANSPORTED FROM THE SCENE.

I WALKED NORTHBOUND ON VICTORIA AVENUE TO THE INTERSECTION OF HEMLOCK STREET AND TOOK PHOTOGRAPHS OF A PEWTER COLORED CHEVROLET TRUCK, CALIFORNIA LICENSE PLATE $\square$ THE PICKUP TRUCK HAD A RIGHT FRONT FLAT TIRE. UPON EXAMINING THE TIRE AND RIM, I NOTICED THAT THE CHROME RIM APPEARED TO HAVE A BULLET STRIKE (HOLE) IN THE BOTTOM PORTION OF THE OUTER RIM AREA. I TOOK DIGITAL PHOTOGRAPHS OF THE ENTIRE TRUCK AS WELL AS THE TIRE AND RIM. THE TRUCK WAS PARKED FACING NORTHBOUND IN THE LEFT TURN POCKET ON VICTORIA AVENUE JUST SOUTH OF HEMLOCK STREET. THE VEHICLE HAD ITS LIGHTS ON AND THE ENGINE WAS RUNNING. NO ONE WAS INSIDE THE VEHICLE. I SUBSEQUENTLY OPENED THE DRIVERS SIDE DOOR, TURNED OFF THE IGNITION, AND PLACED THE KEYS ON THE DRIVERS SEAT.

THE CAMERA THAT I USED TO TAKE DIGITAL PHOTOGRAPHS WITH WAS RETURNED TO SERGEANT GREGSON PRIOR TO ME LEAVING THE SCENE, I CLEARED THE SCENE AT APPROXIMATELY 2340 HOURS.

FOR FURTHER INFORMATION REFER TO PREVIOUS REPORT \#11-20617 FOR THE ORIGINAL INCIDENT THAT OCCURRED ON RODERICK AVENUE.

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: Date/Time Info Received: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & 10 / 24 / 112100 \\ & \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |



| Reporting Officer/s: <br> ROBERT CONTRERAS | ID\#/Call Sign: 4169/21-C | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 0250 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job\# } \\ & 647 \end{aligned}$ | Date Typed/Typist: 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |






## DETAILS

ON 10/24/11 AT APPROXIMATELY 2205 HOURS, I WAS IN THE AREA OF VICTORIA AVENUE NORTH OF HEMLOCK STREET AT THE TERMINATION OF A VEHICLE PURSUIT AND OFFICER INVOLVED SHOOTING THAT OCCURRED ON VICTORIA AVENUE SOUTH OF HEMLOCK STREET.

I SPEND MY INITIAL PERIOD OF TIME AT THIS LOCATION DIRECTING TRAFFIC AND THEN CONTACTING DRIVERS AS WELL AS PASSENGERS IN VEHICLES THAT WERE WITHIN THE SECONDARY CRIME SCENE IN THE SOUTHBOUND LANES OF VICTORIA AVENUE NORTH OF HEMLOCK STREET.

MY INITIAL CONTACT WAS WITH A WHITE 2007 CHEVROLET MALIBU, CALIFORNIA LICENSE PLATE I CONTACTED THE DRIVER, WHO ADVISED ME THAT SHE HAD BEEN DRIVING SOUTHBOUND ON VICTORIA AVENUE FROM WOOLEY ROAD. SHE SAID THEY WERE IN THE AREA OF THE VONS GROCERY STORE WHEN SHE HEARD WHAT SOUNDED LIKE APPROXIMATELY THREE GUNSHOTS. SHE STATED SHE CONTINUED DRIVING SOUTHBOUND ON VICTORIA AVENUE UNTIL SHE WAS STOPPED BY TRAFFIC AS SHE WAS APPROACHING HEMLOCK STREET. SHE STATED SHE HEARD MORE SHOTS BUT COULD NOT SAY HOW MANY, SHE SAID SHE DID NOT SEE OR HEAR ANYTHING OTHER THAN THAT.

I SPOKE WITH HER RIGHT FRONT PASSENGER,
WHO ADVISED ME THEY HAD BEEN DRIVING IN THE AREA OF VICTORIA AVENUE AND WOOLEY ROAD WHEN SHE HEARD GUNSHOTS. SHE STATED SHE HEARD THREE GUNSHOTS AND STATED SHE DID NOT HEAR ANYTHING AFTER THAT BECAUSE THERE WAS A HELICOPTER FLYING OVERHEAD. SHE STATED SEVERAL CARS HAD STOPPED IN FRONT OF THEM AND HER FRIEND STOPPED ALSO.

I THEN SPOKE WITH WHO WAS THE ONLY PERSON IN A BLACK 2011 JEEP PATRIOT. CALIFORNIA LICENSE PLATE STATED HE WAS DRIVING SOUTHBOUND ON VICTORIA AVENUE. HE STATED HE HEARD SEVERAL SHOTS WHICH HE ESTIMATED TO BE TEN TO 15 SHOTS. HE

SAID HE DID NOT SEE WHERE THE SHOTS WERE COMING FROM AND AFTER EVERYTHING HAD STOPPED, HE COULD SEE THE POLICE CARS IN THE AREA.

1 THEN SPOKE WITH
 WHO WAS THE ONLY OCCUPANT IN A MAROON 1993 FORD THUNDERBIRD, CALIFORNIA LICENSE PLATE SAID SHE WAS DRIVING SOUTHBOUND IN THE NUMBER \#1 LANE OF VICTORIA AVENUE APPROACHED HEMLOCK STREET WHEN SHE HEARD SEVERAL SHOTS. SHE SAID SHE DID NOT SEE OR HEARD ANYTHING OTHER THAN THAT, OTHER THAN THE HELICOPTER FLYING OVERHEAD.
| THEN SPOKE WITH WHO WAS THE LONE OCCUPANT IN A GRAY 2011 MAZDA 3, CALIFORNIA LICENSE PLATE STATED THAT HE WAS DRIVING SOUTHBOUND ON VICTORIA AVENUE FROM LEEWARD WAY. HE SAID HE HEARD TWO GUNSHOTS AND THEN SAW THE POLICE CARS AND HEARD SIRENS COMING FROM BEHIND HIM. HE SAID HE PULLED TO THE RIGHT CURB AND POLICE CARS PASSED HIM. HE THEN HEARD SEVERAL SHOTS FIRED. HE STATED HE COULD NOT ESTIMATE HOW MANY, JUST STATED THERE WERE SEVERAL. HE STATED HE DID NOT SEE OR HEAR ANYTHING ELSE OTHER THAN THAT.

1 THEN SPOKE WITH WHO WAS IN THE DRIVERS SEAT OF A WHITE 2002 ACURA MDX, CALIFORNIA LICENSE PLATE HIS WIFE WAS IN THE RIGHT FRONT PASSENGERS SEAT AND HIS DAUGHTER WAS IN THE BACKSEAT. STATED THAT HE WAS DRIVING SOUTHBOUND ON VICTORIA AVENUE. HE STATED HE NOTICED THE HELICOPTER FLYING OVERHEAD AND AHEAD OF HIM. HE STATED HE HAD A LOT OF SHOTS AND CARS IN FRONT OF HIM WERE STOPPING. HE STATED HE TRIED TO BACK UP TO GET OUT OF THE AREA BUT THERE WERE SEVERAL OTHER CARS STOPPED BEHIND HIM. HE STATED HE WAS ABLE TO BACK UP A LITTLE BIT. HE STATED HE DID NOT SEE OF HEAR ANYTHING OTHER THAN THE SHOTS. HE COULD NOT SEE WHERE THEY WERE COMING FROM.

I THEN SPOKE WITH WHO ALSO STATED SHE NOTICED THE HELICOPTER BUT STATED THAT HER CHILD GOT STARED AND DUCKED, I SPOKE WITH WHO IS THEIR 13 YEAR OLD daughter and she stated that she also saw the helicopter and heard the shots and DUCKED IN THE BACKSEAT.

I SPENT THE REMAINDER OF MY TIME AT THIS LOCATION AT THE NORTH END OF THE SECONDARY CRIME SCENE WHICH WAS IN THE SOUTHBOUND LANES OF VICTORIA AVENUE BETWEEN HEMLOCK STREET AND KETCH AVENUE. I WAS EVENTUALLY RELIEVED BY OFFICER KASABA AT APPROXIMATELY 0215 HOURS.

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

## CASE NO. 11-20618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI/TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |



## DETAILS

ON MONDAY, OCTOBER 24, 2011, OFFICER KASABA (\# 5064) AND 1, OFFICER ORDELHEIDE, WERE WORKING UNIFORMED PATROL IN A MARKED BLACK AND WHITE POLICE VEHICLE WHEN WE WERE DISPATCHED TO ASSIST WITH AN OFFICER-INVOLVED SHOOTING INVESTIGATION AT VICTORIA AVENUE AND HEMLOCK STREET.

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Typed: | Typist (Officer): |
| :--- | :--- | :--- | :--- |
| BRANDON ORDELHEIDE | 5350 | $10 / 25 / 11,0810$ HRS | BO/LM |
| EDWARD KASABA | 5064 |  |  |

UPON OUR ARRIVAL, WE WERE REQUESTED TO CONDUCT A CANVASS OF THE AREA AND ATTEMPT TO LOCATE ANY WITNESSES TO THE INCIDENT, WITNESS PROVIDED ME WITH THE FOLLOWING STATEMENT:

WITNESS TOLD ME THAT HE WAS DRIVING HIS 2006 GREY CHEVROLET SILVERADO, CALIFORNIA LICENSE PLATE NORTHBOUND ON VICTORIA AVENUE IN THE NUMBER THREE LANE SAID THAT HE WAS GOING TO MAKE A RIGHT TURN ONTO HEMLOCK STREET, BUT HE OBSERVED MULTIPLE POLICE VEHICLES COMING UP BEHIND HIM WITH THEIR LIGHTS AND SIRENS. SAID THAT HE SWERVED INTO THE LEFT TURN POCKET AT VICTORIA AVENUE AND HEMLOCK STREET TO GET OUT OF THE WAY OF THE POLICE VEHICLES. SAID THE TRAFFIC SIGNAL AT VICTORIA AVENUE AND HEMLOCK STREET WAS RED.

TOLD ME THAT WHILE HE WAS WAITING FOR THE TRAFFIC SIGNAL TO TURN GREEN, HE HEARD MULTIPLE GUNSHOTS COMING FROM BEHIND HIM AND HE HEARD THE TIRE ON HIS VEHICLE POP. $\square$ SAID THAT IN FEAR HE EXITED HIS VEHICLE AND RAN TO THE FRONT OF HIS VEHICLE. WAS TOLD BY OFFICERS TO RUN AWAY FROM THE AREA. DID NOT SEE THE SHOOTING TAKE PLACE BECAUSE THE SHOOTING HAPPENED BEHIND HIM.

DURING THE INCIDENT, INVESTIGATION. I CONDUCTED A FIELD INTERVIEW WITH WAS DETAINED FOR INTERFERING DURING THE FOLLOWING STATEMENT:

SAID THAT SHE WAS CONTACTED BY HER SISTER,
WHO TOLD HER THAT HER BROTHER (MEDINA) WAS BEING CHASED BY THE POLICE. SAID THAT SHE HEARD THE POLICE VEHICLES' SIRENS AND SHE BEGAN FOLLOWING THE PURSUIT FROM THE AREA OF LASSEN STREET AND KAMALA STREET TO THE AREA WHERE THE PURSUIT TERMINATED.
$\square$ WAS DRIVING THE VEHICLE SHE WAS IN.) $\square$ SAID THAT THEY PARKED THE VEHICLE TWO STREETS AWAY FROM THE SHOOTING SCENE, POSSIBLY ON HEMLOCK STREET.

SAID THAT SHE GOT OUT OF THE VEHICLE AND BEGAN RUNNING DOWN THE STREET ASKING PEOPLE WHERE THE POLICE WERE. SAID THAT PEOPLE POINTED HER TOWARDS VICTORIA AVENUE. SAID THAT SHE RAN OVER TO VICTORIA AVENUE AND THEN SHE RAN UP TO THE VEHICLE BECAUSE SHE WANTED TO CHECK ON HER BROTHER (MEDINA) TO SEE IF HE WAS ALIVE. SAID THAT WHEN SHE RAN UP TO THE CAR, HER BROTHER (MEDINA) WAS INSIDE THE CAR AND SHE INDICATED THAT HE WAS SLUMPED OVER. SAID THAT SHE BEGAN YELLING AT THE POLICE OFFICERS THAT IT WAS HER BROTHER.

COULD HEAR THE POLICE OFFICERS YELLING BUT SAID

SHE COULD NOT UNDERSTAND WHAT THEY WERE SAYING SAID THAT SHE WAS TACKLED TO THE GROUND BY POLICE OFFICERS AND SHE SUSTAINED MINOR SCRAPES.

DURING THE FIELD INTERVIEW WITH
REQUESTED TO BE TRANSPORTED TO THE HOSPITAL VIA AMBULANCE FOR ANXIETY AND PAIN IN HER ARM. WAS TRANSPORTED TO VENTURA COUNTY MEDICAL CENTER.

## END OF REPORT - Brandon Ordelheide

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## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

## CASE NO. 11-20618



## DETAILS

ON MONDAY, OCTOBER 24, 2011, OFFICER KASABA (\# 5064) AND 1, OFFICER ORDELHEIDE WERE WORKING UNIFORMED PATROL IN A MARKED BLACK AND WHITE POLICE VEHICLE WHEN WE WERE DISPATCHED TO ASSIST WITH AN OFFICER-INVOLVED SHOOTING INVESTIGATION AT VICTORIA AVENUE AND HEMLOCK STREET.

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Typed: | Typist (Officer): |
| :--- | :--- | :--- | :--- |
| BRANDON ORDELHEIDE | 5350 | $10 / 25 / 11,0810 \mathrm{HRS}$ | BO/LM |
| EDWARD KASABA | 5064 |  |  |

UPON OUR ARRIVAL, WE WERE REQUESTED TO CONDUCT A CANVASS OF THE AREA AND ATTEMPT TO LOCATE ANY WITNESSES TO THE INCIDENT, WITNESS PROVIDED ME WITH THE FOLLOWING STATEMENT:

WITNESS TOLD ME THAT HE WAS DRIVING HIS 2006 GREY CHEVROLET SILVERADO, CALIFORNIA LICENSE PLATE $\quad$ NORTHBOUND ON VICTORIA AVENUE IN THE NUMBER THREE LANE. SAID THAT HE WAS GOING TO MAKE A RIGHT TURN ONTO HEMLOCK STREET, BUT HE OBSERVED MULTIPLE POLICE VEHICLES COMING UP BEHIND HIM WITH THEIR LIGHTS AND SIRENS. SAID THAT HE SWERVED INTO THE LEFT TURN POCKET AT VICTORIA AVENUE AND HEMLOCK STREET TO GET OUT OF THE WAY OF THE POLICE VEHICLES. $\square$ SAID THE TRAFFIC SIGNAL AT VICTORIA AVENUE AND HEMLOCK STREET WAS RED.

TOLD ME THAT WHILE HE WAS WAITING FOR THE TRAFFIC SIGNAL TO TURN GREEN, HE HEARD MULTIPLE GUNSHOTS COMING FROM BEHIND HIM AND HE HEARD THE TIRE ON HIS VEHICLE POP. $\square$ SAID THAT IN FEAR HE EXITED HIS VEHICLE AND RAN TO THE FRONT OF HIS VEHICLE. $\square$ WAS TOLD BY OFFICERS TO RUN AWAY FROM THE AREA. $\square$ DID NOT SEE THE SHOOTING TAKE PLACE BECAUSE THE SHOOTING HAPPENED BEHIND HIM.

DURING THE INCIDENT,
 WAS DETAINED FOR INTERFERING DURING THE INVESTIGATION. I CONDUCTED A FIELD INTERVIEW WITH $\square$ AND SHE PROVIDED ME WITH THE FOLLOWING STATEMENT:

SAID THAT SHE WAS CONTACTED BY HER SISTER, TOLD HER THAT HER BROTHER (MEDINA) WAS BEING CHASED BY THE POLICE. SAID THAT SHE HEARD THE POLICE VEHICLES' SIRENS AND SHE BEGAN FOLLOWING THE PURSUIT FROM THE AREA OF LASSEN STREET AND KAMALA STREET TO THE AREA WHERE THE PURSUIT TERMINATED. $\square$ WAS DRIVING THE VEHICLE SHE WAS IN.) SAID THAT THEY PARKED THE VEHICLE TWO STREETS AWAY FROM THE SHOOTING SCENE, POSSIBLY ON HEMLOCK STREET.

SAID THAT SHE GOT OUT OF THE VEHICLE AND BEGAN RUNNING DOWN THE STREET ASKING PEOPLE WHERE THE POLICE WERE. SAID THAT PEOPLE POINTED HER TOWARDS VICTORIA AVENUE. SAID THAT SHE RAN OVER TO VICTORIA AVENUE AND THEN SHE RAN UP TO THE VEHICLE BECAUSE SHE WANTED TO CHECK ON HER BROTHER TO SEE IF HE WAS ALIVE. SAID THAT WHEN SHE RAN UP TO THE CAR, HER BROTHER $\square$ WAS INSIDE THE CAR AND SHE INDICATED THAT HE WAS SLUMPED OVER. $\square$ SAID THAT SHE BEGAN YELLING AT THE POLICE OFFICERS THAT IT WAS HER BROTHER.

COULD HEAR THE POLICE OFFICERS YELLING BUT SAID

SHE COULD NOT UNDERSTAND WHAT THEY WERE SAYING, THE GROUND BY POLICE OFFICERS AND SHE SUSTAINED MINOR SCRAPES.

DURING THE FIELD INTERVIEW WITH
REQUESTED TO BE TRANSPORTED TO THE HOSPITAL VIA AMBULANCE FOR ANXIETY AND PAIN IN HER ARM. WAS TRANSPORTED TO VENTURA COUNTY MEDICAL CENTER.

## END OF REPORT - Brandon Ordelheide

K. Homicidel201111120618 OLSU1120618 $\# 007.00 \mathrm{C}$

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI/TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |



| Reporting Officer/s: PATRICK BLANCHE | ID\#/Call Sign: $5160,22 \mathrm{~A} 2$ | Date/Time Dictated: 10/25/11, 0843 HRS | $\begin{aligned} & \text { Job \# } \\ & 684 \end{aligned}$ | Date Typed/Typist 10/25/11, LM |
| :---: | :---: | :---: | :---: | :---: |









## DETAILS

ON 10/24/11, ÁT APPROXIMATELY 2150 HOURS, I BEGAN INTERVIEWING PERSONS LOCATED IN THE VEHICLES BEHIND MY VEHICLE WHICH WERE POSSIBLY WITNESSES OR INVOLVED IN BEING STRUCK BY

BULLET STRIKES REGARDING A SHOOTING. I BEGAN WITH MY INTERVIEW OF A VEHICLE THAT WAS DIRECTLY BEHIND MINE: MAROON 2005 NISSAN. THE PASSENGER INSIDE WAS IDENTIFIED AS


TOLD ME THAT SHE WAS INSIDE HER VEHICLE WHEN SHE BEGAN TO HEAR SHOTS BEING FIRED. SHE WAS NOT STRUCK AND NOT INJURED. SHE WAS UNABLE TO PROVIDE ANY ADDITIONAL INFORMATION. I OBTAINED HER INFORMATION FOR LATER INVESTIGATION OR POSSIBLE ADDITIONAL STATEMENTS. SHE WAS ADVISED TO REMAIN IN HER VEHICLE UNTIL SHE WAS TOLD THAT SHE WAS FREE TO GO BY ADDITIONAL OFFICERS. I THEN CONTINUED TO INTERVIEW ADDITIONAL PERSONS IN VEHICLES LOCATED BEHIND MY PATROL VEHICLE.

I THEN INTERVIEWED THE DRIVER OF A RED NISSAN TITAN WHO WAS LATER IDENTIFIED AS TOLD ME THAT HE JUST SAW SEVERAL SUBJECTS RUNNING FROM THE AREA AND HEARD THE GUNSHOTS. HE WAS UNABLE TO PROVIDE ME WITH ANY ADDITIONAL INFORMATION REGARDING THE SHOOTING.

AT 2205 HOURS, I CONTACTED NHO WAS LOCATED IN A WHITE 2003 DODGE INTREPID. RIOS ADVISED THAT SHE WAS NOT INJURED AND THAT SHE WAS NOT ABLE TO PROVIDE ANY ADDITIONAL INFORMATION REGARDING THE INVESTIGATION OR THE SHOOTING. SHE WAS ADVISED TO STAY IN HER VEHICLE UNTIL SHE WAS CONTACTED BY POLICE OFFICERS SO SHE COULD LEAVE.

I THEN MOVED ON TO THE NEXT VEHICLE WHICH WAS IDENTIFIED AS A 1989 HONDA CRX. I CONTACTED TWO PERSONS
 WHILE SPEAKING WITH THEM, I OBTAINED THEIR IDENTIFYING INFORMATION AND ASKED THEM IF THEY HAD HEARD OR SEEN ANYTHING. THEY STATED THEY ONLY HEARD SEVERAL GUNSHOTS BUT DID NOT SEE OR HEAR ANYTHING SIGNIFICANT. THEY DID STATE THAT THEY SAW A POSSIBLE VICTIM OF THE SHOOTING BE ESCORTED OFF TO THE SIDE OF THE ROAD. THE SUBJECT WAS WEARING A STRIPED SHIRT. THEY WERE ADVISED TO STAY WITHIN THEIR VEHICLE UNTIL THEY WERE RELEASED.

I THEN CONTACTED AT 2210 HOURS. TOLD ME THAT HE WAS SITTING IN HIS VEHICLE. HE WAS NOT INJURED FROM THE INCIDENT; HE JUST HEARD THE GUNSHOTS. HE WAS ASKED TO STAY IN HIS VEHICLE UNTIL HE WAS RELEASED.

I THEN CONTACTED THE NEXT VEHICLE AND THE DRIVER WAS IDENTIFIED AS

[^4]INFORMATION REGARDING ANY WITNESS STATEMENT, BOTH SUBJECTS WERE ASKED TO STAY IN THEIR VEHICLE UNTIL LATER RELEASED BY OFFICERS.

I CONTACTED THE NEXT VEHICLE WHICH WAS A WHITE DODGE MAGNUM WITH THE DRIVER BY THE NAME OF WAS UNABLE TO PROVIDE ME WITH ANY STATEMENT BESIDES THE FACT THAT SHE HAD OBSERVED PEOPLE RUNNING REGARDING THE INCIDENT.

1 THEN CONTACTED BARBARA
WHO STATED THAT THEY WERE BOTH ON THEIR WAY HOME. THEY WERE FOLLOWING EACH OTHER IN EACH OTHER'S VEHICLES. THEY HAD THEIR TWO DAUGHTERS AND ONE SON AGE 6: AND AGE 2) IN THEIR VEHICLES WHEN THEY HEARD THE
SHOTS BEING FIRED. SAID THAT SHE SAW OFFICERS HELPING THE SUBJECT WITH THE
STRIPED SHIRT, AND SHE HEARD APPROXIMATELY FIVE SHOTS BEING FIRED. THAT HE HEARD APPROXIMATELY TWO TO THREE SMALL SHOTS AND THEN NINE TO TEN SEMIAUTOMATIC OR WHAT SOUNDED LIKE MACHINE GUN SHOTS BEING FIRED. HE LATER OBSERVED OFFICERS ESCORT THE INJURED SUBJECT FROM THE VEHICLE IN FRONT OF THEIRS TO THE SIDE OF THE ROAD. THEY WERE UNABLE TO PROVIDE ME WITH ANY ADDITIONAL INFORMATION.

MOST OF THE STATEMENTS OBTAINED WERE DIGITALLY DOWNLOADED DUE TO A MALFUNCTIONING PUMA RECORDER. THOSE STATEMENTS WERE LATER DOWNLOADED INTO THE OXNARD POLICE DEPARTMENT DATABASE.

## END OF REPORT - Patrick Blanche

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON $10 / 24 / 11$, I WAS WORKING UNIFORMED PATROL IN A MARKED BLACK AND WHITE VEHICLE. SHORTLY AFTER 2115 HOURS, I WAS NOTIFIED BY OXNARD POLICE DEPARTMENT DISPATCH AND BEGAN MONITORING A PURSUIT INVOLVING OXNARD POLICE DEPARTMENT UNITS AS WELL AS SEVERAL OTHER LAW ENFORCEMENT AGENCIES WHO WERE PURSUING A SUSPECT WHO HAD BEEN INVOLVED IN AN OFFICER INVOLVED SHOOTING. THE SUSPECT WAS LATER IDENTIFIED AS AUGUSTIN MEDINA

AS I MONITORED THE PURSUIT, I EVENTUALLY RESPONDED TO WHERE THE PURSUIT TERMINATED ON VICTORIA AVENUE JUST SOUTH OF HEMLOCK. UPON ARRIVING AT THE LOCATION, THE SCENE HAD BEEN SECURED AND I CONTACTED WHO STATED THE FOLLOWING TO ME:

STATED THAT SHE WAS ON HER WAY TO BUT A PACK OF CIGARETTES PRIOR TO GOING TO WORK. SHE DROVE SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK. SHE STATED THE LIGHT WAS RED AT THE INTERSECTION AND VICTORIA AND IT WAS AT THIS TIME THAT SHE SAW A POLICE VEHICLE HEADING WESTBOUND ON HEMLOCK. AS THE VEHICLE CAME, SHE STATED AT SOME

| Reporting Officer/s: | ID\#/Call Sign | Date/Time Dictated: | Job | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| BRANDON PLAMA | $5290 / 12-D$ | $10 / 25 / 110310 H O U R S$ | 658 | $10 / 25 / 11$, PJT |

POINT IT HAPPENED TO BLOCK HER CAR AND AS IT DID SO, SHE SAW A SMALL WHITE CAR HEADING NORTHBOUND ON VICTORIA AVENUE WHICH APPEARED TO HAVE POLICE UNITS BEHIND IT.
AS SHE SAW THE UNIT, SHE SAW SMOKE AND HEARD WHAT SOUNDED LIKE FIRECRACKERS AND SHE BELIEVED THAT SHOTS HAD BEEN FIRED. WHEN I ASKED IF IT SOUNDED LIKE A LOT OF SHOTS, SHE stated "NOT lot, NOT A little." SHE stated she was really fearful and scared and she WANTED TO RUN HOWEVER SHE STAYED IN HER VEHICLE UNTIL SHE WAS GUIDED OUT BY OFFICERS.

STATEMENT WAS DIGITALLY RECORDED AND PLACED INTO THE OXNARD POLICE DEPARTMENT PUMA SYSTEM ACCORDING TO POLICY. AT THIS TIME I HAVE NO FURTHER INFORMATION ON THIS INCIDENT.

## END OF REPORT - Brandon Plama

K-Homicidel201111120618 OIS $11120618 \# 009$ doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: |  |  | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: |  |  | $\begin{aligned} & \text { 10/24/11 } 2100 \\ & \text { HOURS } \end{aligned}$ | Location of Incident: INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br>  <br>  <br>  <br> VICTORIA AND HEMLOCK, <br> OXNARD, CA |  |  |  |  |  |
| Victim: |  |  |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |  |  |  |
| Code: EV-K APS Card: NONE <br> Brand: SANDISK   |  |  |  | Property Name: PHOTO DISC |  |  |  |  |  |
|  |  |  |  | Serial \#: 11-20618 |  |  |  | Model: | 2 Gb |
| Qty: | 1 |  |  | Barcode\#: | 180442 | ERFA\#: | NONE | Value: | NONE |
| Description: ONE PHOTO DISK TAKEN OF THE AREA AT THE INTERSECTION OF HEMLOCK AND <br>  VICTORIA AVENUE. PHOTOGRAPHS OF VEHICLES NORTH OF HEMLOCK ON VICTORIA <br>  AVENUE, ONE OF WHICH HAD A BULLET HOLE THROUGH WINDSHIELD TAGGED AND <br>  PLACED INTO EVIDENCE. |  |  |  |  |  |  |  |  |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2120 HOURS, I BEGAN MONITORING THE RADIO REFERENCE A VEHICLE PURSUIT IN WHICH THE SHERIFFS DEPARTMENT AND THE VENTURA POLICE DEPARTMENT WERE PURSUING AFTER A VEHICLE INVOLVED IN AN ASSAULT ON OFFICERS WITH SHOTS FIRED AT OFFICERS.

THROUGHOUT THE PURSUIT, I CONTINUED TO MONITOR THE DIRECTION IN WHICH THE VEHICLES WERE GOING, ATTEMPTING TO INTERCEPT AND/OR BLOCK TRAFFIC AS BEST I COULD THROUGHOUT THE SITUATION.

AT APPROXIMATELY 2201 HOURS I WAS WESTBOUND ON HEMLOCK APPROACHING VICTORIA AVENUE. AS I MONITORED THE RADIO, I HEARD THAT THE PURSUIT WAS NOW GOING NORTHBOUND ON VICTORIA FROM CHANNEL ISLANDS BOULEVARD. AS I PULLED UP TO THE INTERSECTION OF HEMLOCK AND VICTORIA, THE WESTBOUND TRAFFIC HAD THE GREEN LIGHT TO GO. THERE WERE VEHICLES IN THE LEFT TURN POCKET. AS THE PURSUIT WAS HEADING NORTHBOUND AT THAT POINT, I TURNED ON MY OVERHEAD LIGHTS, PULLED IN FRONT OF THE LEFT TURN POCKET, BLOCKING THAT SO THE VEHICLES COULD NOT MAKE THAT LEFT TURN IN ORDER TO AVOID A TRAFFIC COLLISION BETWEEN THOSE VEHICLES AND THE SUSPECT VEHICLE. AS I DID THIS, I OBSERVED THE SUSPECT VEHICLE TRAVELING NORTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK WITH SEVERAL POLICE VEHICLES BEHIND IT.

| Reporting Officer/s: <br> LARRY EKLUND | ID\#/Call Sign: 4277/32-C | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 0304 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 651 \end{aligned}$ | Date Typed/Typist: 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

dUe to the lighting conditions I was not able to tell which police vehicles were in the FRONT AREA OF THE PURSUIT. THE SUSPECT VEHICLE SWERVED IN THE NUMBER \#2 AND \#3 LANES OF VICTORIA AVENUE GOING FROM LANE 2 AND LANE 3 AND THEN OVER TO THE CURB AREA. AS IT WAS doing so I observed the silhouette of a hispanic male, approximately $5^{\prime} 10^{\prime \prime}$, MEDIUM TO HEAVY BUILD WEARING A THICK JACKET WAVING HIS ARMS OVER HIS HEAD AT THE SUSPECT VEHICLE AND PURSUING OFFICERS. AS THIS WAS GOING ON, THE SUSPECT VEHICLE WAS PULLING OVER TO THE EAST CURBLINE OF VICTORIA AVENUE BY MARINA VILLAGE. AS IT PULLED OVER, THE DRIVERS DOOR OF THE VEHICLE OPENED AND IMMEDIATELY THERE WERE SHOTS FIRED INTO THE VEHICLE.

FROM MY PERSPECTIVE, I DID NOT KNOW IF THE SUSPECT IN THE VEHICLE FIRED SHOTS AT THE OFFICERS OR NOT. NUMEROUS SHOTS WERE FIRED. I EXITED MY VEHICLE AND WENT AROUND TO THE RIGHT PASSENGERS SIDE TO GET DOWN BEHIND THE ENGINE BLOCK BECAUSE I WAS IN A LINE OF CROSSFIRE AT THAT POINT.

AFTER THE FIRING STOPPED, I NOTICED THERE WAS NO ONE IN MY IMMEDIATE AREA OR BEHIND MY VEHICLE THAT WERE INVOLVED IN THIS SITUATION, AND NO OTHER VEHICLES WERE HIT WITH ANY ROUNDS, AND SOME OF THEM WERE MAKING U-TURN TO LEAVE EASTBOUND ON HEMLOCK STREET.

AFTER THE SITUATION HAD CALMED DOWN, I WAS ABLE TO HELP WITH SETTING UP THE PERIMETER. THE INITIAL PERIMETER FOR THE OFFICER INVOLVED SHOOTING WAS ON VICTORIA AVENUE SOUTH OF HEMLOCK. THE SECOND PERIMETER WAS ON VICTORIA AVENUE NORTH OF HEMLOCK GOING UP TO THE 1900 BLOCK OF SOUTH VICTORIA AVENUE.

ONCE THIS WAS TAPED OFF, TRAFFIC WAS STOPPED IN VARIOUS DIRECTIONS AND BLOCKED ALONG WITH PEDESTRIANS BEING BLOCKED FROM ENTERING THE AREA. I NOTED THAT OFFICERS WERE INVOLVED WITH INTERVIEWING PEOPLE WHO HAD BEEN DRIVING THEIR VEHICLES SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK. ONE OF THESE VEHICLES, A WHITE PICKUP TRUCK HAD A BULLET HOLE GOING THROUGH THE FRONT WINDSHIELD AND ALSO THROUGH THE BACK WINDOW OF the vehicle. the occupants of this vehicle were being given first aid by the officers and EMS WAS ALSO CONTACTED.

While officers were doing interviews with the people who's vehicles were stopped SOUTHBOUND ON VICTORIA AVENUE JUST NORTH OF HEMLOCK STREET, I TOOK MY CAMERA OUT AND TOOK DIGITAL PHOTOGRAPHS OF ALL OF THESE VEHICLES ALONG WITH THEIR POSITIONS ON THE STREET. THESE PHOTOGRAPHS WERE TAKEN WITH MY DIGITAL CAMERA WHICH USES A DIGITAL PHOTO DISK. THIS PHOTO DISK WAS TAGGED AND PLACED INTO EVIDENCE UNDER THIS SAME D.R. NUMBER.

THROUGHOUT THE REST OF THE EVENING, I MONITORED THE PEDESTRIAN AND VEHICLE TRAFFIC IN THE AREA, KEEPING PEOPLE OUT OF THE CRIME SCENE, BOTH THE INITIAL INTERIOR PERIMETER AND ALSO THE SECOND PERIMETER.

I WAS ADVISED AT APPROXIMATELY 0200 HOURS THAT I COULD CLEAR THE LOCATION AND RETURN TO THE OXNARD POLICE DEPARTMENT TO FILE THIS REPORT.

## END OF REPORT - Larry Eklund

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI /TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10-24-11 I WAS WORKING UNIFORM PATROL IN A MARKED BLACK-AND-WHITE POLICE UNIT. AROUND 2115 HOURS I WAS IN THE NORTH END OF THE CITY OF OXNARD WHEN I WAS NOTIFIED BY OXNARD POLICE DEPARTMENT DISPATCH THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT, OJAI UNITS, WERE INVOLVED IN A VEHICLE PURSUIT WITH A SHOOTING SUSPECT.

AS I MONITORED THEIR PURSUIT ON THE RADIO, I HEARD THE PURSUIT EXIT THE 101 SOUTHBOUND FREEWAY AT VINEYARD AND PROCEED THROUGH THE CITY OF OXNARD. SHORTLY AFTER OXNARD POLICE DEPARTMENT UNITS TOOK OVER THE PURSUIT AND I RESPONDED TO WHERE IT TERMINATED NEAR THE INTERSECTION OF HEMLOCK AND VICTORIA.

UPON ARRIVING AT THE LOCATION, AT THE CONCLUSION OF THE SHOOTING WHICH FOLLOWED, A SUSPECT VEHICLE COMING TO A HALT, I WAS DIRECTED BY THE ON SCENE SUPERVISOR TO CONTACT NEARBY WITNESSES AND ASCERTAIN IF THEY HAD HEARD OR SEEN ANYTHING SPECIFIC TO THE MATTER, IT WAS AT THIS TIME THAT I CONTACTED WHO HAD BEEN DRIVING SOUTHBOUND ON VICTORIA AVENUE, NORTH OF HEMLOCK STREET, $\square$ EXPLAINED THAT HE HAD BEEN AT LOWES IN VENTURA AND RETURNED TO OXNARD BY ENTERING THE FREEWAY AT THE MAIN STREET ONRAMP SOUTHBOUND 101 LANES,

AS HE DID SO, HE OBSERVED WHAT HE BELIEVED TO BE A POLICE PURSUIT BECAUSE HE SAW SEVERAL POLICE CARS TRAVELING AT A HIGH RATE OF SPEED WITH THEIR LIGHTS AND SIRENS ON, SOUTHBOUND ON THE 101. HE SAID THERE WERE A LOT OF SIRENS AND IT SOUNDED "INTENSE," HE STATES THAT HE WAS IN THE VEHICLE SOUTHBOUND ON VENTURA AVENUE APPROACHING HEMLOCK STREET WHEN HE OBSERVED TRAFFIC CAME TO A HALT AND HEARD A SERIES OF WHAT HE BELIEVED TO BE GUNSHOTS SHORTLY AFTER. $\square$ WAS DRIVING A 2005 SATURN ION, LICENSE PLATE

THE SOLE

| Reporting Officer/s: BRANDON PALMA | ID\#/Call Sign: 5290/12-D | Date/Time Dictated: <br> 10-25-11 0250 HOURS | $\begin{aligned} & \text { Job \# } \\ & 648 \end{aligned}$ | Date Typed/Typist: 10/25/11, BLA |
| :---: | :---: | :---: | :---: | :---: |

OCCUPANT IN THE VEHICLE ALSO PROVIDED A STATEMENT WHICH WAS RECORDED BY MY PARTNER, OFFICER JONATHAN BALLOW. REFER TO HIS REPORT FOR FURTHER DETAILS.

## NEXT I CONTACTED

 WHO STATED HE WAS RETURNING TO HIS RESIDENCE IN SOUTH OXNARD FROM HIS WORK AT MACY'S, LOCATED AT THE PACIFIC VIEW MALL. AS DROVE SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK STREET IN THE \#4 LANE, HE OBSERVED THAT THERE WERE SEVERAL POLICE CARS BLOCKING THE INTERSECTION. IT WAS AT THIS TIME THAT HE HEARD WHAT HE BELIEVED TO BE MULTIPLE GUNSHOTS WHICH HE DESCRIBED AS SOUNDING LIKE "POPCORN." HE SAID HE WAS SCARED AND ON SCENE, ANOTHER OCCUPANT OF A VEHICLE NEARBY STARTED TO YELL. HE BELIEVED THAT THE SUBJECT HAD BEEN SHOT AND FLED FROM THE AREA ON FOOT.1 THEN CONDUCTED A CANVASS AT APPROXIMATELY 2300 HOURS ON THE EAST PERIMETER OF THE SCENE, WHICH IS LOCATED IN THE MARINA VILLAGE NEIGHBORHOOD JUST EAST OF THE NORTHBOUND VICTORIA AVENUE LANES. I CONTACTED THE RESIDENTS AT IDENTIFIED HERSELF AS SHE STATED "IT'S NOT NICE WHAT I SEEN." HOWEVER, SHE REFUSED TO GIVE ME ANY FURTHER PERSONAL INFORMATION, NOR MAKE A FURTHER STATEMENT. I ATTEMPTED SEVERAL TIMES TO GET HER TO SPEAK, HOWEVER, SHE STATED SHE DID NOT WANT TO SPEAK TO ME AND EVENTUALLY WENT INSIDE HER RESIDENCE.

I THEN SPOKE TO A RESIDENT AT WHO IDENTIFIED HIMSELF AS HE STATED THAT HE HAD NOT SEEN OR OBSERVED ANYTHING PERTAINING TO THE INCIDENT.

I THEN ATTEMPTED TO CONTACT THE RESIDENTS OF UNITS AT THE FIRST THREE RESIDENCES I WAS UNABLE TO CONTACT ANYONE. HOWEVER, AT I CONTACTED A RESIDENT, WHO STATED THAT SHE DID NOT SEE OR HEAR ANYTHING PERTINENT TO THE INVESTIGATION.
 I CONTACTED I WAS UNABLE TO CONTACT ANYONE AT HOWEVER, AT WHO STATED THAT HE DID NOT HEAR OR SEE ANYTHING AS WELL DURING THE INCIDENT. I WAS UNSUCCESSFUL AT SOUTH VICTORIA IN CONTACTING ANYONE, HOWEVER, AT I DID CONTACT SAYING SHE DID NOT SEE OR HEAR ANYTHING REGARDING THE INCIDENT. SHE STATED THAT HER MOTHER WAS CURRENTLY ASLEEP AND SHE WAS UNABLE TO WAKE HER PID NOT HEAR ANYTHING PERTINENT AS WELL, I ASKED O WAKE HER MOTHER, WHICH SHE ATTEMPTED TO

DO. SHE RETURNED TO THE DOOR AND STATED THAT HER MOTHER DID NOT SPEAK. HOWEVER, STATED TO HER DAUGHTER THAT SHE HAD NOT SEEN OR HEARD ANYTHING PERTINENT.

THE RESIDENCES I CHECKED WERE GOT NO ANSWER AND AT SOUTH VICTORIA, I CONTACTED THE RESIDENT, WHO REFUSED TO PROVIDE ME WITH HIS DATE OF BIRTH OR ANY OTHER PERTINENT INFORMATION, HOWEVER, HE DID PROVIDE ME WITH HIS PHONE NUMBER WHICH IS STATED THAT HE DID NOT SEE OR HEAR ANYTHING PERTINENT TO THE INCIDENT WHICH HAD OCCURRED.

FINAL, AFTER CANVASSING ALONG THE EASTERN PERIMETER OF THE SCENE, I WAS NOTIFIED BY ONSCENE SUPERVISOR TO CHECK THE BUILDING AT AVENUE. IT IS A MULTI STORY APARTMENT BUILDING AND IT APPEARED THAT AT LEAST ONE ROUND FIRED NORTHBOUND ON VICTORIA AVENUE HAD ENTERED THE BUILDING. I CONTACTED THE RESIDENTS AT APARTMENT WHICH IS LOCATED ON THE SOUTHEAST CORNER OF THE
APARTMENT BUILDING. THE RESIDENT IDENTIFIED HIMSELF AS
STATED THAT HE DID NOT SEE OR HEAR ANYTHING PERTINENT TO THE INCIDENT.

END OF REPORT - Brandon Palma

KIHomicidel201111120818 OIS 11 120618 $\# 011$ doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br>  <br>  <br>  <br>  <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
| Victim: |  | Suspect: MEDINA, AUGUSTINRI, CA |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2137 HOURS, I RESPONDED TO THE AREA OF VICTORIA AVENUE AND HEMLOCK REFERENCE OFFICERS CONTACTING A VEHICLE THAT HAD BEEN PURSUED TO OUR CITY BY OTHER AGENCIES.

PRIOR TO ARRIVING ON SCENE, I HAD HEARD NUMEROUS REPORTS OVER THE RADIO OF THIS VEHICLE SHOOTING AT NUMEROUS OTHER OFFICERS POSSIBLY OUTSIDE OF HIS VEHICLE WHILE DRIVING.

AS I WAS TRAVELING NORTHBOUND IN THE NUMBER \#1 LANE OF VICTORIA AVENUE APPROACHING HEMLOCK, I NOTED SEVERAL OF THE UNITS IN FRONT OF MY BRAKED AGGRESSIVELY. OVER THE RADIO I HEARD AN UNKNOWN OFFICERS SAY THAT THE VEHICLE HAD STOPPED. THIS WAS QUICKLY FOLLOWED BY A REPORT OF SHOTS FIRED. I COULD HEAR GUNFIRE OUTSIDE OF MY VEHICLE HOWEVER I COULD NOT TELL HOW MANY SHOTS WERE BEING FIRED AT THIS TIME.

I EXITED MY UNIT AND RAN FORWARD TO THE LEAD \#1 VEHICLE. AS I WAS RUNNING TOWARDS THE LEAD VEHICLE, I COULD HEAR NUMEROUS GUNSHOTS COMING FROM THE DIRECTION OF THE LEAD VEHICLE AND THE SUSPECT VEHICLE. AS I APPROACHED THE LEAD VEHICLE, AN OXNARD POLICE DEPARTMENT UNIT, I POSITIONED MYSELF ON THE RIGHT SIDE OF THE VEHICLE BETWEEN OFFICER MARTIN PEREZ ON MY LEFT AND OFFICER EDWARD BALDWIN ON MY RIGHT HAND SIDE. AS I POSITIONED MYSELF ON THE RIGHT SIDE OF A HIGHWAY PATROL VEHICLE, I COULD STILL HEAR SHOTS BEING FIRED TO MY LEFT, HOWEVER, I DO NOT KNOW WHO WAS SHOOTING. I NOTED THERE WERE SEVERAL VENTURA COUNTY SHERIFF DEPUTIES IN THE AREA.

AS I APPROACHED, I OBSERVED A BLUE SEDAN THAT MATCHED THE DESCRIPTION OF THE SUSPECT VEHICLE APPROXIMATELY 20 YARDS IN FRONT OF THE LEAD OXNARD POLICE DEPARTMENT POLICE UNIT. THE SUSPECT VEHICLE WAS STOPPED IN THE NUMBER \#2 AND NUMBER \#3 LANES CANTED AT A

| Reporting Officer/s: BRANDON STEVENS | ID\#/Call Sign: 5134/11C | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 0452 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 672 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & \text { 10/25/11, PJT } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

SLIGHT ANGLE WITH THE FRONT OF THE VEHICLE MORE IN THE NUMBER \#2 LANE AND THE REAR OF THE VEHICLE FACING TOWARDS THE NUMBER \#3 LANE. I NOTED THAT THE FRONT DRIVERS SIDE DOOR WAS PARTIALLY OPEN AND ALSO OBSERVED A HAND OUT OF THE LEFT SIDE DOOR. I NOTED THE HAND WAS STILL MOVING. OFFICERS BEGAN GIVING ORDERS TO THE DRIVER OF THE VEHICLE TO SHOW BOTH OF HIS HANDS. THE ORDERS WERE GIVEN LOUDLY AND REPEATEDLY. OFFICERS ALSO ADVISED THE DRIVER OF THE VEHICLE THAT A CANINE OFFICER WAS ON SCENE AND THE CANINE DOG WOULD BE DEPLOYED IF HE DID NOT EXIT THE VEHICLE. I NOTED THAT THE HAND THAT I HAD BRIEFLY OBSERVED WAS PULLED BACK INSIDE OF THE VEHICLE. THE DRIVER/SUSPECT DID NOT COMPLY WITH THE ORDERS THAT HE WAS BEING GIVEN. I DID NOT OBSERVE HIM EXTEND BOTH OF HIS HANDS OVER HIS HEAD AS HE WAS TOLD, OR STICK BOTH OF HIS HANDS OUTSIDE OF THE VEHICLE AS HE WAS TOLD. THE DRIVER DID NOT EXIT THE VEHICLE AND CONTINUED TO REFUSE TO COMPLY WITH DIRECTIONS THAT HE WAS BEING GIVEN.

I THEN OBSERVED TWO HISPANIC FEMALES APPROACHING FROM THE EAST SIDE, TRAVELING SOUTHBOUND ON THE EAST FRONTAGE ROAD OF VICTORIA AVENUE. THE FIRST FEMALE WAS A HEADSET OLDER HISPANIC FEMALE WITH WHAT APPEARED TO BE DYED BLOND HAIR. SHE WAS WEARING BLACK FRAMED GLASSES AND RUNNING SOUTHBOUND APPROACHING THE SUSPECT VEHICLE. I YELLED AT HER NUMEROUS TIMES TO STOP, TO GO BACK TO THE RIGHT SIDE OF THE ROAD, AND ORDERED HER SEVERAL TIMES TO STOP ADVANCING TOWARDS THE VEHICLE. SHE REFUSED TO COMPLY WITH ME AND NUMEROUS OTHER OFFICERS WHO WERE YELLING AT HER TO NOT APPROACH THE VEHICLE. SHE WAS YELLING AT THIS TIME UNINTELLIGIBLE WORDS AT ME AND THE OTHER OFFICERS ON SCENE. SHE ALSO REFUSED TO COMPLY WITH ANY AND ALL OF OUR COMMANDS. AS SHE APPROACHED THE FRONT OF THE VEHICLE DIRECTLY IN OUR LINE OF FIRE, WE ALL CONTINUED TO GIVE HER COMMANDS, CLEARLY AND LOUDLY TO STOP MOVING TOWARDS THE VEHICLE. SHE THEN MOVED ALL THE WAY AROUND TO THE DRIVERS SIDE DOOR OF THE VEHICLE AND OPENED THE DOOR.

IT SHOULD BE NOTED AT THIS TIME THAT THE FRONT LEFT TIRE OF THE VEHICLE WAS COMPLETELY OFF THE RIM AND HAD MODERATE DAMAGE TO THE RIM AREA. THERE WERE NUMEROUS BULLET STRIKES IN THE VEHICLE. THE AREA WAS WELL LIT BY SEVERAL PATROL VEHICLE, OVERHEAD LIGHTS, AND SPOT LAMPS.

THE FEMALE CONTINUED TO OPEN THE DOOR AND IT APPEARED THAT SHE WAS REACHING INSIDE OF THE VEHICLE. KNOWING THERE WAS A GUN INSIDE OF THE VEHICLE, AND POSSIBLY AN ARMED AND DANGEROUS SUBJECT, OFFICERS WERE FORCED TO BEGIN MOVING TOWARDS THE SUSPECT VEHICLE AND THE FEMALE THAT WAS INTERFERING. THIS PLACED OFFICERS AT A SEVERE DISADVANTAGE AS THEY HAD TO LEAVE COVER AND CONCEALMENT AND APPROACH THE VEHICLE WITH ONE KNOWN THREAT AND ONE UNKNOWN THREAT.

AT THIS TIME A SECOND HISPANIC FEMALE BEGAN TO APPROACH THE DRIVERS SIDE DOOR. SHE ALSO WAS ORDERED TO STOP MOVING FORWARD AND FREEZE AND GO BACK TO THE RIGHT SIDE OF THE STREET. SHE ALSO REFUSED TO COMPLY WITH OFFICERS ORDERS AND PLACED US AT AN EVEN GREATER DANGER AND AN EVEN GREATER RISK.

THE FIRST FEMALE HAD THE TOP PORTION OF HER BODY INSIDE OF THE SUSPECT VEHICLE NEAR OF ABOVE THE DRIVERS SEAT WITH THE LAST KNOWN POSITION OF THE PERSON WHO HAD JUST SHOT AT OFFICERS. THIS FEMALE HAD TO BE REMOVED FROM ON TOP OF HIS PUTTING OFFICERS ON SCENE IN GREAT DANGER AS SHE WAS OBSCURING OUR VIEW OF THE SUSPECT WHO HAD SHOT AT US. THE FEMALE WAS REMOVED AND PULLED BACK FROM THE AREA. SHE ACTIVELY RESISTED AND FOUGHT WITH OFFICERS STATED, "YOU KILLED MY SON."

I OBSERVED THAT THE OTHER FEMALE HAD TO BE REMOVED IN A SIMILAR FASHION. IT APPEARED THAT SHE WAS ACTIVELY RESISTING OFFICERS AND DEPUTIES ATTEMPTING TO REMOVE HER FROM THE VEHICLE ALSO. THE ACTION OF THESE TWO FEMALES FORCED OFFICERS AND DEPUTIES TO PLACE THEMSELVES IN THE WAY OF DANGER AND OPERATE IN AN UNSAFE MANNER.

THE TWO FEMALES CONTINUED TO RESIST AS THEY HAD TO BE PHYSICALLY RESTRAINED AND CARRIED AWAY FROM THE SCENE. I ASSISTED BY ESCORTING THE HEAVIER SET FEMALE WITH THE BLACK RIMMED GLASSES AND DYED BLOND HAIR AWAY FROM THE VEHICLE. I ASKED HER IF SHE HAD ANY IDEA HOW MANY PEOPLE SHE HAD PUT IN DANGER AND SHE RESPONDED THAT "SHE DID NOT CARE, WE KILLED HER SON TOO." I THEN PLACED HER INTO THE BACK OF THE FIRST AVAILABLE PATROL UNIT THAT WAS CLOSEST TO ME AND RETURNED TO ASSIST WITH THE SUSPECT.

AS I APPROACHED THE OFFICERS THAT WERE DEALING WITH THE SUSPECT, IT APPEARED THAT THEY DID NOT NEED MY ASSISTANCE.

ONCE THE SCENE AND SITUATION WAS DEEMED SAFE, I THEN ASSISTED IN PUTTING UP POLICE TAPE TO KEEP THE CROWN WHICH HAD BEEN DRAWN AT A REASONABLE AND SAFE DISTANCE. I THEN BEGAN A CRIME SCENE LOG WHICH WAS LATER TAKEN OVER BY OFFICER PULIDO.

THIS CONCLUDED MY INVOLVEMENT IN THIS INVESTIGATION.

END OF REPORT - Brandon Stevens

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2117 HOURS, I WAS INFORMED BY DISPATCHED THAT THE VENTURA COUNTY SHERIFF OFFICE WAS IN PURSUIT OF A SUBJECT WHO HAD FIRED AT SHERIFFS DEPUTIES. WHILE MONITORING THE RADIO, I HEARD THAT OXNARD POLICE OFFICERS JOINTED IN THE PURSUIT WHEN THE VEHICLE EXITED IN THE CITY OF OXNARD.

WHILE MONITORING THE RADIO AND LISTENING THAT THE VEHICLE WAS IN THE AREA OF VICTORIA AND CHANNEL ISLANDS BOULEVARD, MY PARTNER OFFICER BRANDON PALMA WENT TO THAT AREA. AS I WAS DRIVING SOUTHBOUND ON VICTORIA APPROACHING HEMLOCK, I SAW THE SUSPECT VEHICLE TRAVELING AT A SLOW SPEED WITH NO TIRES ON NORTHBOUND ON VICTORIA AVENUE. I THEN WATCHED AS THE VEHICLE STOPPED AND THEN SAW THE DRIVERS SIDE DOOR OPEN. AFTER SEEING THE DRIVERS SIDE DOOR OPEN, I HEARD SEVERAL GUNSHOTS, WHEN I HEARD THE GUNSHOTS, I LAID DOWN IN THE FRONT SEAT OF MY PATROL UNIT AND WAITED FOR THE GUNSHOTS TO FINISH. AFTER TH GUNSHOTS WERE FINISHED I EXITED MY VEHICLE.

| Reporting Officer/s: JONATHAN BALLOW | ID\#/Call Sign: 5249/12-D | Date/Time Dictated: 10/25/2011 0254 HOURS | $\begin{aligned} & \text { Job \# } \\ & 649 \end{aligned}$ | Date Typed/Typist 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

BEHIND MY PATROL UNIT THERE WERE SEVERAL OTHER VEHICLES THAT WERE OCCUPIED BY CIVILIANS. I IMMEDIATELY NOTICED THAT MY PARTNER, OFFICER BRANDON PALMA HAD CONTACTED ONE OF THE OCCUPANTS OF THE VEHICLE WHO WAS IDENTIFIED AS $\quad$, WHO APPEARED TO HAVE BEEN INJURED BY A BULLET.

WHEN I CONTACTED I NOTICED HE HAD SMALL SHARDS OF GLASS ON HIS HANDS AND FACE. I CHECKED HIM TO SEE IF HE HAD ANY INJURIES FROM AN ACTUAL BULLET AND I WAS UNABLE TO SEE IF A BULLET HAD ACTUALLY STUCK HIM. I THEN TOOK OVER TO THE GRASS WHICH IS LOCATED ON THE WEST SIDE OF VICTORIA AND HAD HIM LIE DOWN. A SHORT TIME LATER I THEN CONTACTED DISPATCH TO HAVE EMS RESPOND TO OUR LOCATION.

WHILE I WAS SPEAKING WITH HE TOLD ME THAT HE WAS COMING BACK FROM A PARTY WITH IS GIRLFRIEND AND THEY STOPPED AT VONS ON VICTORIA AND WOOLEY TO GET DIAPERS FOR HIS INFANT SON. SAID HE DROVE TOWARDS HEMLOCK AND HEARD WHAT SOUNDED LIKE GUNSHOTS. THEN HEARD A NOISE AND NOTICED THAT THE "WINDSHIELD EXPLODED." $\square$ ALSO HEARD A BULLET GO BY HIM $\square$ SAID THAT WAS WHEN HE JUMPED OUT OF THE CAR AND GOT HIS WIFE AND THEN HID BEHIND THEIR VEHICLE. SAID BEFORE THE SHOTS WERE FIRED, HE NOTICED A VEHICLE WITH NO TIRES COMING TOWARDS HIM AND THEN STOPPED AND THAT IS WHEN HE HEARD ALL OF THE SHOTS. $\square$ SAID HE DID NOT SEE ANYBODY GET SHOT OR HEAR ANYTHING ELSE.

WAS THEN TAKEN TO ST. JOHNS REGIONAL MEDICAL CENTER EMERGENCY ROOM BY EMS PERSONNEL.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON $10 / 24 / 11$, I WAS WORKING UNIFORMED PATROL IN A MARKED BLACK AND WHITE POLICE VEHICLE. SHORTLY AFTER 2115 HOURS, I HEARD THERE WAS A VEHICLE PURSUIT TAKING PLACE IN THE CITY OF OXNARD. AT THE TERMINATION OF THE PURSUIT, I RESPONDED TO THE LOCATION WHERE I CONTACTED

STATED THAT HE RESIDES AT 3804 WEST HEMLOCK STREET WHICH IS LOCATED ON THE SOUTHWEST CORNER OF THE INTERSECTION OF HEMLOCK AND VICTORIA AVENUE, ON 10/24/11 HE WAS
$\square$ AVENUE WHICH IS APPROXIMATELY FOUR HOUSES SOUTH OF HIS RESIDENCE. HE WAS AT THIS RESIDENCE BECAUSE HE WAS DOG SITTING FOR HIS NEIGHBORS AND AS HE WAS AT THE RESIDENCE HE HARD WHAT HE BELIEVED TO BE A HELICOPTER HOVERING LOW OVER THE HOUSE, AS WELL AS HEARD SEVERAL SIRENS FROM POLICE VEHICLES.

| Reporting Officer/s: | ID\#/Call Sign | Date/Time Dictated: |  | Job |
| :--- | :--- | :--- | :--- | :--- |
| BRANDON |  | $10 / 25 / 20110300$ HOURS | 652 | Date Typed/Typist: |

STATED UPON HEARING THE COMMOTION OUTSIDE, HE STATED HE LOOKED OUTSIDE AND SAW THERE WAS A HELICOPTER JUST ABOVE THE PALM TREE IN FRONT OF THE HOUSE. HE WENT OUTSIDE TO AN OUTLET BOX THAT IS POSITIONED IN THE MEDIAN BETWEEN THE FRONTAGE ROAD OF VICTORIA AND THE ACTUAL SOUTHBOUND LANES OF VICTORIA AVENUE. FROM BEHIND THIS OUTLET BOX HE ESTIMATES HE WAS APPROXIMATELY 60 TO 70 FEET FROM WHERE SUSPECT MEDINA'S VEHICLE CAME TO REST WITH THE POLICE UNITS BEHIND IT. $\square$ CAN NOT RECALL HEARING MUCH DUE TO ALL THE COMMOTION, HOWEVER HE STATED HE BEGAN TO HEAR WHAT HE BELIEVED TO BE GUNSHOTS AND IMMEDIATELY DUCKED DOWN BEHIND THE OUTLET BOX AS HE "HEARD A LOT OF FAST SHOTS" AND SAW THAT HE BELIEVES TO BE A FEMALE RUNNING TOWARDS SUSPECT MEDINA'S VEHICLE. STATED IT TOOK A WHILE BEFORE OFFICERS CONTACTED THE OCCUPANT OF THE VEHICLE WHO WAS LATER IDENTIFIED AS SUSPECT MEDINA. WITNESS $\square$ HAD NOTHING FURTHER TO ADD.

AT THIS TIME I HAVE NO FURTHER DETAILS REGARDING THIS INCIDENT.

I DIGITALLY RECORDED MY CONTACT WITH
AND THE RECORDING WAS LATER DOWNLOADED INTO THE OXNARD POLICE DEPARTMENT PUMA SYSTEM ACCORDING TO POLICY.

END OF REPORT - Brandon Palma

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


DETAILS

ON MONDAY $10 / 24 / 11$, I WAS WORKING UNIFORMED PATROL IN A MARKED BLACK AND WHITE POLICE VEHICLE. SHORTLY AFTER 2115 HOURS, I HEARD SEVERAL OXNARD POLICE DEPARTMENT UNITS ENGAGED IN A MULTIAGENCY PURSUIT OF A SUSPECT HOW HAD FIRED AT OFFICERS ON OJAI. I RESPONDED TO THE LOCATION OF THE TERMINATION OF THE PURSUIT ON VICTORIA AVENUE JUST SOUTH OF HEMLOCK.

UPON ARRIVING AT THE LOCATION, I THERE WAS A VEHICLE PURSUIT TAKING PLACE IN THE CITY OF OXNARD. AT THE TERMINATION OF THE PURSUIT, OFFICER JONATHAN BALLOW AND I WERE DRIVING SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK IN THE NUMBER \#2 LANE. THERE WAS ANOTHER MARKED BLACK AND WHITE POLICE VEHICLE TO OUR IMMEDIATE LEFT AND A WHITE MAZDA TRUCK, CALIFORNIA LICENSE PLATE $\square$ AND A SATURN, CALIFORNIA LICENSE PLATE BOTH VEHICLES WERE LOCATED IN THE NUMBER \#1 LANE WITH THE SATURN FACING SOUTHBOUND AT THE INTERSECTION FIRST AND THE TRUCK BEHIND IT.

| Reporting Officer/s: BRANDON PALMA | ID\#/Call Sign 5290/12D | Date/Time Dictated: 10/25/2011 0300 HOURS | $\begin{aligned} & \text { Job \# } \\ & 655 \end{aligned}$ | Date Typed/Typist $10 / 25 / 11, \mathrm{PJT}$ |
| :---: | :---: | :---: | :---: | :---: |

WHEN I ARRIVED AT THE LOCATION MONITORING RADIO TRAFFIC, I REALIZED THAT THE PURSUIT WAS NOW HEADING BACK NORTHBOUND ON VICTORIA AVENUE WHEN IT WAS UPDATED THAT THE VEHICLES TIRE HAD BLOWN OUT AND THE VEHICLE WAS COMING TO A HALF I WOULD ESTIMATE THAT THE VEHICLE WAS APPROXIMATELY 1000 FEET FROM MY LOCATION.

I THEN IMMEDIATELY HEARD WHAT I BELIEVED TO BE SEVERAL SHOTS FOLLOWED BY A LARGE VOLLEY OF SHOTS. AS THE SHOOTING PROGRESSED I BEGAN TO HEAR RICOCHETS AROUND OUR POLICE UNIT. I PUT THE VEHICLE INTO PARK AND DOVE OUT THE DRIVERS SIDE OF THE VEHICLE LANDING ON THE GROUND AND BEGAN CRAWLING AROUND TO THE BACK OF THE UNIT. IT WAS AT THIS TIME THAT I BECAME AWARE OF SCREAMING TO MY RIGHT. I IMMEDIATELY OBSERVED A HISPANIC MALE SUBJECT WHO APPEARED TO BE BLEEDING FROM THE HEAD OR MOUTH LAYING FACEDOWN IN THE STREET SCREAMING, I THEN NOTICED A FEMALE SUBJECT WHO WAS CROUCHED DOWN BEHIND THE WHITE MAZDA TRUCK WHO WAS ALSO SCREAMING, I RAN OVER TO THE MALE SUBJECT AND THE SHOOTING THEN CEASED. I ESCORTED BOTH HIM AND THE FEMALE SUBJECT TO THE GRASSY AREA. THE FEMALE SUBJECT WAS LATER IDENTIFIED AS HER HUSBAND, THE MALE SUBJECTS STATEMENT WAS TAKEN BY MY PARTNER OFFICER JOHN BALLOW. REFER TO HIS REPORT FOR HIS DETAILS.

I SPOKE TO JSING A TRANSLATOR. THE TRANSLATOR WAS DEPUTY VAZQUEZ, \#2877 FORM THE CAMARILLO POLICE STATION IN THE COUNTY OF VENTURA. STATED THAT SHE AND HER HUSBAND HAD BEEN AT THE VONS STORE LOCATED AT WOOLEY ROAD AND VICTORIA. AFTER LEAVING ON VICTORIA THEY TRAVELED SOUTHBOUND ON VICTORIA WHERE THEY SAW A LARGE AMOUNT OF POLICE UNITS. SAID IT WAS AT THIS TIME THAT THE DROVE TO THE INTERSECTION OF HEMLOCK AND VICTORIA. THEIR VEHICLE WAS APPROXIMATELY 1000 FEET FROM WHERE SUSPECT MEDINA'S VEHICLE AND THE POLICE UNITS CAME TO A STOP. STATED THAT AS SHE WAS STOPPED AT THE LIGHT WITH HER HUSBAND, SHE HEARD OFFICERS YELL OUT "GET OUT OF THE CAR" AND SEVERAL OTHER COMMANDS. SHORTLY AFTER THIS SHE HEARD GUNSHOTS. SHE WAS WARNED TO GET DOWN. WHEN I ASKED HOW SHE FELT, SHE STATED SHE WAS "SCARED AND THOUGHT SHE WAS GOING TO DIE."

AFTER SPEAKING WITH OBSERVED HER VEHICLE. IT APPEARED THAT A BULLET HAD BEEN FIRED AND ENTERED THE WINDSHIELD OF THEIR VEHICLE DIRECTLY BETWEEN WHERE BOTH OF THEM HAD BEEN SEATED,

THE DIGITAL AUDIO RECORDING OF MY CONTACT WITH $\square$ WAS RECORDED AND LATER DOWNLOADED INTO THE PUMA SYSTEM AT THE OXNARD POLICE DEPARTMENT ACCORDING TO POLICY.

AS OF THIS TIME I HAVE NO FURTHER DETAILS REGARDING THIS INCIDENT.

## END OF REPORT - Brandon Palma

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## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

$\square$

| Reporting Officer/s: <br> ERICA ESCALANTE | ID\#/Call Sign | Date/Time Dictated: 10-25-11 0908 HOURS | $\begin{aligned} & \text { Job \# } \\ & 688 \end{aligned}$ | Date Typed/Typist 10/25/11. BLA |
| :---: | :---: | :---: | :---: | :---: |

## DETAILS

ON 10-24-11 AT APPROXIMATELY 2210 HOURS, MY SUPERVISOR, SERGEANT SHARON GILES, TOLD ME THAT WE HAD A CALL TO ASSIST OTHER DETECTIVES IN RELATION TO AN OFFICER INVOLVED SHOOTING THAT HAD OCCURRED EARLIER IN THE AREA OF VICTORIA AVENUE AND MARINA VILLAGE.

WHEN I ARRIVED TO THE COMMAND POST, I WAS ASSIGNED THE DUTY OF GOING TO ST. JOHN'S REGIONAL MEDICAL CENTER TO CHECK FOR ANYONE WHO WENT THERE TO RECEIVE TREATMENTS REGARDING BEING HIT BY GLASS SHRAPNEL AT THE TIME OF THE INCIDENT. I WAS ONLY ABLE TO LOCATE ONE VICTIM AT ST. JOHN'S REGIONAL MEDICAL CENTER AND THAT WAS $\square$ OFFICER ROBERT FULLER WAS ALREADY INTERVIEWING $\square$ AND HAD ALMOST COMPLETED HIS INTERVIEW.

I SPOKE BRIEFLY WITH AND ASKED FOR HIS VEHICLE DESCRIPTION. HE SAID THAT IT WAS A WHITE, 1990 MAZDA E220, PICKUP TRUCK, AND THAT IT BELONGED TO FATHER. I ASKED WHERE HE LEFT HIS TRUCK PARKED AND HE SAID THAT JUST PRIOR TO THE INCIDENT, HE WAS TRAVELING SOUTHBOUND ON VICTORIA AVENUE WHEN HE SAW THE POLICE ACTIVITY SOUTH OF HIS LOCATION ON VICTORIA AVENUE. $\square$ WANTED TO AVOID THE POLICE ACTIVITY AND GOT INTO THE LEFT TURN LANE TO TURN EASTBOUND ON HEMLOCK STREET, THERE WAS A RED SIGNAL. WHEN SAW THE POLICE ACTIVITY DIRECTLY IN FRONT OF HIM, SHOTS WERE FIRED AND A GUNSHOT WENT THROUGH HIS FRONT WINDSHIELD, CAUSING THE GLASS TO SHATTER AND SPRAY ON HIS RIGHT HAND, WHICH WAS ON TOP OF THE STEERING WHEEL AND NEAR THE RIGHT SIDE OF HIS FACE.


#### Abstract

EXPRESSED TO ME THAT HE WAS EXTREMELY UPSET ABOUT THE INCIDENT. HE HAD BEEN FEARFUL THAT HE COULD HAVE DIED. HE MENTIONED THAT USUALLY HIS SON RIDES IN THE CENTER SEAT OF THE VEHICLE, BUT HE WAS NOT WITH THEM. EXPRESSED CONCERN ABOUT HAVING TO RESCUE HIS WIFE FROM INSIDE THE TRUCK BECAUSE SHE HAS A KNEE PROBLEM. I SPOKE WITH AND EXPLAINED TO HIM THAT HIS FEELINGS WERE NATURAL AND I CALMED HIM DOWN. THEN CRYING AND EXPRESSED THAT HE WAS VERY UNCOMFORTABLE WITH CRYING. I TOLD THAT WAS ALSO A NATURAL REACTION AND TO TAKE HIS TIME TO GET OVER THE EXPERIENCE. I TOOK A BREAK FROM TALKING TO AND WHEN I RETURNED, HE SEEMED TO BE FEELING MUCH BETTER AND THANKED ME FOR LISTENING TO HIM.


I SPOKE WITH 'S WIFE NHO WAS WAITING IN THE LOBBY FOR HIM. SHE WAS UNINJURED. SHE PRIMARILY SPOKE SPANISH BUT SHE DID UNDERSTAND QUITE A BIT OF ENGLISH. A STAFF MEMBER OF ST. JOHN'S REGIONAL MEDICAL CENTER,

ASSISTED ME WITH THE SPANISH LANGUAGE TRANSLATION WHEN I INTERVIEWED $\square$ WORKS AS A CLINICAL TECHIICIAN IN THE EMERGENCY ROOM. HE PROVIDED A CELL PHONE NUMBER OF TOLD ME THAT HE HAS BEEN SPEAKING SPANISH AND ENGLISH FOR HIS ENTIRE LIFE AND HE OFTEN TRANSLATES FOR OTHER PEOPLE AT THE HOSPITAL.

I OBTAINED BIOGRAPHICAL INFORMATION. SHE HAD A MEXICAN CONSULATE ID CARD SHE WAS NOT CURRENTLY WORKING. I ASKED WHAT HAPPENED TONIGHT. SHE TOLD ME THAT SHE AND HER HUSBAND, JUST LEFT THE VONS ON VICTORIA AVENUE AND WERE TRAVELING SOUTHBOUND ON VICTORIA AVENUE HEADING TOWARD CHANNEL ISLANDS BOULEVARD. SAW THE POLICE VEHICLES PASS HER SOUTHBOUND VICTORIA AVENUE AND bEGAN TO HAVE POLICE ACTIVITY IN THE FRONT OF HER ON VICTORIA AVENUE.


#### Abstract

DECIDED TO AVOID THE POLICE ACTIVITY AND GOT INTO A LEFT TURN LANE TO TURN EASTBOUND ON HEMLOCK STREET. DESCRIBED HOW THEY WERE TRAPPED AT THE RED LIGHT. SAID THAT THEY WERE THE SECOND CAR AT THE RED LIGHT BEHIND A SMALL, SHORTER, CAR IN FRONT OF THEM. SAID THAT THEIR PICKUP TRUCK WAS TALLER THAN THE CAR IN FRONT OF THEM. I CONFIRMED WITH THAT HER HUSBAND, TOLD ME THAT SHE WAS DRIVING AND SHE WAS IN THE RIGHT FRONT PASSENGER SEAT. SAID THAT EVEN IF THE SAW THE POLICE CHASE ON VICTORIA AVENUE IN FRONT OF HER. LIGHT HAD TURNED GREEN IN TIME, THE CAR IN FRONT OF HER WOULD NOT HAVE BEEN ABLE TO GO BECAUSE OF THE POLICE ACTION HEADING IN THEIR DIRECTION.


SAID SHE SAW THE SUSPECT VEHICLE STOP NORTHBOUND VICTORIA AVENUE AND THERE WERE SEVERAL POLICE OFFICERS BEHIND THE SUSPECT VEHICLE. SAID SHE COULD HEAR THE POLICE TELLING THE SUSPECT TO EXIT HIS VEHICLE. $\square$ SAID THAT THE DRIVER OF THE SUSPECT VEHICLE EXITED THE VEHICLE AND THAT WAS THE LAST THING SHE SAW BECAUSE SHE HEARD GUNSHOTS AND SHE ALSO SAID SHE SAW THE FLASH OF THE GUNFIRE FROM THE POLICE OFFICERS. SAID THAT SHE WAS SCREAMING AND CRYING HYSTERICALLY. ALL COULD SEE AT THAT POINT WERE LIGHTS SAID HER HUSBAND GOT OUT OF THE CAR AND SAID THAT HE JUST GOT SHOT DUSHED DOWN AND THEN SHE HEARD A BULLET TO FLYING PAST WHERE SHE WAS SITTING IN THE CAR. SAID THAT EXITED THE TRUCK AND WENT AROUND THE REAR AND THEN PULLED HER OUT OF THE PASSENGER SEAT OF THE TRUCK AND TOOK HER TO THE BACK PORTION OF THE TRUCK FOR A SAFER POSITION.

SAID SHE DID NOT EVEN LOOK AT HER HUSBAND AT THAT TIME. AFTER SHE WAS ABLE TO ACTUALLY LOOK AT HIM, SHE SAW THAT HE HAD BLOOD ON HIM. KEPT TELLING HER "I GOT HIT!" SAID SHE SCREAMED FOR HELP AFTER THE SHOOTING WAS CONCLUDED, TWO

OFFICERS CAME TO THEM AND TOLD THEM NOT TO MOVE AND TO STAY THERE. A FEW MOMENTS LATER AN AMBULANCE ARRIVED AND TOOK THEM TO THE HOSPITAL. I ASKED IF SHE SAW ANY DAMAGE TO HER VEHICLE AND SHE SAID SHE DID NOT INITIALLY, BUT LATER AFTER EVERYTHING CALMED DOWN, SHE DID SEE THAT THERE WAS A GUNSHOT HOLE THROUGH THE WINDSHIELD. I ASKED IF THERE WAS ANYTHING ELSE SHE SAW OR HEARD AND SHE SAID THAT SHE WAS CRYING AND SCREAMING THROUGHOUT THE INCIDENT.

WHILE SPEAKING WITH AT ST. JOHN'S, SHE WAS CALM AND ABLE TO EXPRESS HERSELF WITHOUT BEING EMOTIONAL. ONCE I CONCLUDED THE INTERVIEW WITH I TOOK HER TO HER HUSBAND'S PATIENT ROOM WHERE HE WAS BEING DISCHARGED. WAS VERY HAPPY TO SEE AND APPEARED TO BE MORE CONFIDENT. I GAVE BOTH AND $\square A$ RIDE HOME FROM THE HOSPITAL AS THEY HAD NO OTHER TRANSPORTATION TO GET HOME

ASKED ME ABOUT GETTING HIS FATHER'S VEHICLE AND HIS FATHER'S WORK TOOLS FOR WORK THE NEXT DAY. I TOLD THAT HIS FATHER'S VEHICLE WOULD BE PART OF THE CRIME SCENE FOR AN UNKNOWN AMOUNT OF TIME AND THAT SOMEONE WOULD TELEPHONE HIM AS SOON AS THE VEHICLE COULD BE RELEASED.

END OF REPORT - Erica Escalante

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2116 HOURS, I WAS WORKING AS 42-CHARLES IN THE CITY OF OXNARD WHEN I FIRST STARTED GETTING THE MESSAGES REFERENCE A PURSUIT COMING FROM OJAI WITH THE SUSPECT SHOOTING AT DEPUTIES. THE PURSUIT CAME THROUGH THE VENTURA AREA ON THE 101 AND THEN ON THE OXNARD AREA OFF OF VINEYARD AVENUE.

DUE TO THE FACTS OF THIS PARTICULAR CALL, I STAGED IN THE AREA OF CHANNEL ISLANDS BOULEVARD AND SAVIERS ROAD AND WAS IN THIS PARTICULAR AREA WHEN THE PURSUIT TERMINATED. AFTER THE PURSUIT TERMINATED, OXNARD POLICE DEPARTMENT SERGEANT WERE CALLING FOR UNITS TO RESPOND TO THE AREA TO DO TRAFFIC CONTROL, I RESPONDED TO THE AREA OF VICTORIA AND KETCH AT APPROXIMATELY 2153 HOURS AND TOOK OVER THIS PARTICULAR INTERSECTION FOR TRAFFIC CONTROL.

WHEN I WAS CLEARED FROM THIS AREA BY A TRAFFIC CADET, I WAS THEN TOLD TO RESPOND TO THE COMMAND POST IN THE AREA OF HEMLOCK AND VICTORIA AVENUE, ONCE I WAS THERE, I WAS ADVISED BY SERGEANT WILLIAMS THAT THEY NEEDED SUBJECTS TRANSPORTED FROM THE CRIME SCENE TO THE OXNARD POLICE DEPARTMENT IN ORDER TO BE INTERVIEWED.

| Reporting Officer/s: VICTOR BOSVVELL | ID\#/Call Sign: 4544/42-C | Date/Time Dictated: 10/25/2011 0150 HRS | $\begin{aligned} & \text { Job \# } \\ & 644 \end{aligned}$ | Date Typed/Typist 10/25/11, PJT |
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UPON ME RESPONDING IN MY PATROL UNIT AND RESPONDING TO THE AREA, I TRANSPORTED A SUBJECT NAMED TO THE OXNARD POLICE DEPARTMENT AND LEFT HIM IN THE CARE OF DETECTIVES WHO WERE GOING TO INTERVIEW HIM REFERENCE THIS PARTICULAR EVENT.

AFTER I LEFT WITH THE DETECTIVES, I THEN WENT BACK ON PATROL.

## END OF REPORT - Victor Boswell

K. Homicidel201111120618 OLSU1120618\#017.00c

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON MONDAY $10 / 24 / 11$, I RESPONDED TO THE AREA OF VICTORIA AVENUE AND HEMLOCK REFERENCE AN OFFICER INVOLVED SHOOTING.

UPON ARRIVAL, I BLOCKED THE INTERSECTION OF ANCHOR AND HEMLOCK. AT APPROXIMATELY 2330 HOURS, I WAS RELIEVED BY A TRAFFIC CADET AT WHICH TIME I RESPONDED TO THE COMMAND POST FOR A NEW ASSIGNMENT. THE TRAFFIC CADET CONTINUED BLOCKING THE AREA OF HEMLOCK AND ANCHOR. I WAS TOLD BY SERGEANT CRISOSTOMO TO ASSIST OFFICERS WITH CANVASSING THE AREA.
 I INTERVIEWED $\square$ JUST OUTSIDE HER RESIDENCE AT 2340 HOURS. IT SHOULD BE NOTED THAT DURING MY INTERVIEW, I ONLY SPOKE TO IN SPANISH.
 TOLD ME THE FOLLOWING: SHE WAS INSIDE HER RESIDENCE WITH HER CHILDREN WHEN SHE HEARD A HELICOPTER JUST OUTSIDE HER RESIDENCE. SHE OPENED HER FRONT DOOR AND SAW AN OLDER

| Reporting Officer/s: <br> ALVARO PULIDO | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 5243 / 42-A \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 0222 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 646 \end{aligned}$ | Date Typed/Typist: 10/25/11. PJT |
| :---: | :---: | :---: | :---: | :---: |

MODEL BLUE VEHICLE TRAVELING AT A HIGH RATE OF SPEED SOUTHBOUND ON VICTORIA AVENUE, SHE SAW APPROXIMATELY TEN POLICE UNITS BEHIND THE VEHICLE WITH THEIR OVERHEAD LIGHTS AND SIREN ON. SHE WAS TOLD BY HER CHILDREN THAT THE VEHICLE WAS IN A HIGH SPEED PURSUIT WITH THE OFFICERS.

WITHIN A FEW MINUTES,
SAID SHE HEARD THE SIRENS ONCE AGAIN APPROACHING HER RESIDENCE ON VICTORIA, AT WHICH TIME SHE SAW THE SAME BLUE VEHICLE THAT WAS TRAVELING AT A HIGH RATE OF SPEED STOP JUST SOUTH OF HER RESIDENCE. THE VEHICLE MADE A COMPLETE STOP AND WAS ABLE TO HEAR OFFICERS MAKE SEVERAL COMMANDS IN ENGLISH OVER A SPEAKERPHONE. WAS NOT SURE WHAT WAS BEING SAID BECAUSE SHE DOES NOT SPEAK ENGLISH. AT THIS TIME CLOSED HER DOOR AND WENT INSIDE HER RESIDENCE. $\square$ 'S SON, WHOM SHE IDENTIFIED AS TOLD HER THAT THE OFFICERS WERE MAKING COMMANDS TO THE DRIVER OF THE VEHICLE AND THAT THERE WAS PERHAPS GOING TO BE A SHOOTOUT BETWEEN OFFICERS AND THE DRIVER. IMMEDIATELY AFTER THIS WAS SAID, SHE HEARD SEVERAL SHOTS BEING FIRED OUTSIDE HER RESIDENCE. SHE AND HER CHILDREN IMMEDIATELY DROPPED TO THE FLOOR AND TOOK COVER. ADVISED SHE HEARD APPROXIMATELY FORTY TO FIFTY GUNSHOTS.


#### Abstract

STAYED INSIDE HER RESIDENCE FOR A FEW MINUTES UNTIL SHE SAW SEVERAL PEOPLE STANDING OUTSIDE OF HER APARTMENT COMPLEX AT WHICH TIME SHE EXITED HER APARTMENT WITH HER CHILDREN TO SEE WHAT HAD JUST HAPPENED. ADVISED SHE DID NOT SEE ANYONE IN THE BLUE VEHICLE AND WAS UNSURE IF ANYONE WAS INJURED. COULD NOT PROVIDE ANY FURTHER INFORMATION.


AFTER INTERVIEWING I I TOOK CONTROL OF THE INCIDENT LOG FROM OFFICER BRANDON STEVENS AT 2355 HOURS.

ON 10/25/11 AT APPROXIMATELY 0100 HOURS, I GAVE OFFICER PATRICK BLANCHE THE INCIDENT LOG.

## END OF REPORT - Alvaro Pulido

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


DETAILS

ON 10/24/11 AT APPROXIMATELY 2350 HOURS, I WAS DISPATCHED TO VICTORIA AVENUE AND HEMLOCK REFERENCE AN OFFICER INVOLVED SHOOTING.

UPON ARRIVAL, I WAS CONTACTED BY SERGEANT WILLIAMS WHO ADVISED ME WANTED SEVERAL OF US TO CONTACT THE PORT HUENEME POLICE OFFICERS WHO WERE ON SCENE DURING THE OFFICER INVOLVED SHOOTING AND OBTAIN THEIR STATEMENTS.

I PROCEEDED OVER TO THE LOCATION WHERE SEVERAL OF THE OFFICERS WERE STANDING BY AND I BEGAN SPEAKING WITH SENIOR OFFICER STEVE HART SEPARATELY FROM THE OTHER OFFICERS, I BEGAN QUESTIONING HIM ABOUT WHAT HAD HAPPENED THIS EVENING AND HE STATED EARLIER HE WAS WORKING UNIFORMED PATROL AND OVERHEARD RADIO TRAFFIC REFERENCE A PURSUIT WHICH OCCURRED FROM A DOMESTIC IN THE CITY OF OXNARD. HE STATED THE PURSUIT HAD COME FROM THE CITY OF OJAI WHERE SHERIFFS DEPUTIES HAD PICKED UP THE VEHICLE. THE VEHICLE HAD PROCEEDED INTO THE CITY OF OXNARD AND WAS NOW PROCEEDING TOWARDS THE CITY OF PORT HUENEME.

| Reporting Officer/s: CHARLES WOODRUFF | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4693 / V-4 \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 1028 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 694 \end{aligned}$ | Date Typed/Typist 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

OFFICER HART STATED HE WAS STANDING BY IN THE AREA OF CHANNEL ISLANDS BOULEVARD AND VENTURA ROAD AT WHICH TIME HE OVERHEARD THE PURSUIT HEADING WESTBOUND ON CHANNEL ISLANDS BOULEVARD TOWARDS VENTURA ROAD. OFFICER HART ASSISTED IN BEGINNING TO BLOCK TRAFFIC AT THIS INTERSECTION WHILE THE SUSPECT CONTINUED WESTBOUND THROUGH THE INTERSECTION ON CHANNEL ISLANDS BOULEVARD. AS HE ALLOWED THE PATROL VEHICLE TO PASS HIM WHO WERE IN THE PURSUIT AND THEN PROCEEDED TO TRAVEL WESTBOUND ON CHANNEL ISLANDS BOULEVARD ATTEMPTING TO PARALLEL THE PURSUIT. HE HEARD THE VEHICLE BEGAN TRAVELING NORTHBOUND ON VICTORIA AVENUE FROM CHANNEL ISLANDS BOULEVARD. HE THEN PROCEEDED TO STANDBY IN THE AREA OF WHEELHOUSE AND CHANNEL ISLANDS BOULEVARD, AND A SHORT TIME LATER HE HEARD THE PURSUIT PROCEED EASTBOUND ON HEMLOCK AND THEN MAKE A SOUTHBOUND TURN INTO A NEIGHBORHOOD FOR SEVERAL MINUTES. THE VEHICLE THEN PROCEEDED TO COME OUT ONTO WHEELHOUSE WHERE OFFICER HART WAS STANDING BY. THE VEHICLE PROCEEDED SOUTHBOUND ON WHEELHOUSE APPROACHING CHANNEL ISLANDS BOULEVARD. OFFICER HART ASSISTED AGAIN IN BLOCKING TRAFFIC AT THIS INTERSECTION. THE VEHICLE MADE A RIGHT TURN AND BEGAN TRAVELING WESTBOUND ON CHANNEL ISLANDS BOULEVARD FROM WHEELHOUSE.

OFFICER HART WAITED AGAIN FOR THE PURSUING PATROL UNITS TO PROCEED THROUGH THE INTERSECTION AND THEN BEGAN TO FOLLOW. HE WATCHED AS THE VEHICLE THEN MADE A RIGHT TURN ONTO NORTHBOUND VICTORIA. OFFICER HART THEN BEGAN BACKING AWAY FROM THE PURSUIT AT WHICH TIME HE WATCHED AS THE VEHICLE APPROACHED THE INTERSECTION OF HEMLOCK AND MADE A U-TURN AND BEGAN TRAVELING SOUTHBOUND ON VICTORIA. OFFICER HART STOOD BY IN THE AREA OF VICTORIA AVENUE AND CHANNEL ISLANDS BOULEVARD. THE VEHICLE TRAVELED SOUTHBOUND THROUGH THE INTERSECTION OF CHANNEL ISLANDS BOULEVARD ON VICTORIA AND THEN INTO THE NEXT TURN POCKET SOUTH OF VICTORIA JUST SOUTH OF CHANNEL ISLANDS BOULEVARD, MADE AN ADDITION U-TURN AND WAS NOW TRAVELING NORTHBOUND ON VICTORIA AVENUE. THE VEHICLE TRAVELED THROUGH THE INTERSECTION OF CHANNEL ISLANDS BOULEVARD CONTINUING NORTHBOUND. ONCE THE LAST PATROL VEHICLE HAD PRECEDED THROUGH THE INTERSECTION, OFFICER HART THEN PULLED IN BEHIND THE PURSUIT ONCE AGAIN AND CONTINUED FOLLOWING IT.

OFFICER HART STATED AT THIS POINT THE VEHICLE HAD DAMAGE TO THE LEFT FRONT TIRE. HE STATED THE VEHICLE WAS SMOKING AND WAS DRIVING CONSIDERABLY SLOWER THAN BEFORE. HE STATED ONCE THE VEHICLE PROCEEDED IN FRONT OF THE MARINA VILLAGE AREA, IT THEN CAME TO A STOP. OFFICER HART WAS APPROXIMATELY TEN UNITS BACK FROM THE FRONT OF THE PURSUING GROUP OF VEHICLES. OFFICER HART EXITED HIS PATROL VEHICLE AND BEGAN WALKING UP TOWARDS THE FRONT IN AN ATTEMPT TO ASSIST WITH A HIGH RISK STOP AT WHICH TIME HE THEN BEGAN HEARING SHOTS BEING FIRED. OFFICER HART WAS UNSURE WHERE THE SHOTS WERE COMING FROM, WHETHER THEY WERE POLICE OFFICERS OR FROM THE SUSPECT. HE THEN DUCKED DOWN AND BEGAN TO WALK BY

SOME OF THE PATROL CARS WHICH HAD PASSENGER RIDE-ALONGS AND BEGAN TELLING THEM TO GET DOWN. OFFICER HART CONTINUED PROCEEDING TOWARD THE FRONT OF THE PACK. BY THE TIME HE REACHED THE FRONT OF THE PACK, HE STATED THAT THE VOLLEY OF SHOTS HAD STOPPED. HE THEN PROCEEDED TO WALK ONTO THE GRASSY MEDIAN ON THE EAST SIDE OF THE ROADWAY AND TOOK COVER BEHIND A PARKED VEHICLE ALONG THE FRONTAGE ROAD. HE STATED AT THIS POINT HE WAS STANDING NEXT TO TWO VENTURA COUNTY SHERIFF DEPUTIES. HE THEN OVERHEARD COMMANDS BEING GIVEN FOR A CANINE TO BE DEPLOYED TOWARDS THE VEHICLE. AFTER THIS POINT, OFFICER HART STATED HE HAD NOT SEEN THE SUSPECT IN THE VEHICLE.

SECONDS LATER, TWO FEMALE SUBJECTS BEGAN TO WALK OUT TOWARDS THE SUSPECT VEHICLE. ONE OF THE FEMALES LOOKED AS THOUGH SHE WAS TRYING TO GET THE SUSPECT OUT OF THE VEHICLE. OFFICER HART STATED THAT AN ARREST TEAM WAS FORMED AND THE TEAM MOVED UP AND TOOK CONTROL OF THE FEMALE AS WELL AS TOOK CONTROL OF THE SUSPECT IN THE VEHICLE.

WHILE THE ARREST TEAM WAS MOVING UP, OFFICER HART STATED THAT THE SHERIFFS DEPUTY ADVISED THERE WAS AN ADDITIONAL MALE SUBJECT LAYING IN THE GRASS APPROXIMATELY 20 TO 30 FEET NORTH OF THE SUSPECT VEHICLE. OFFICER HART AND THE SHERIFFS DEPUTIES MOVED UP TO THIS SUBJECT AND THEY DETAINED THE SUBJECT BY HANDCUFFING HIM AND BROUGHT HIM BACK TOWARDS THE REAR OF THE TRAFFIC STOP. THEY LATER LEARNED THAT THIS SUBJECT WAS UNINVOLVED.

OFFICER HART HAD NOTHING FURTHER AS FAR AS THE INCIDENT. HE DID STATE THAT HE HAD A CIVILIAN RIDE-ALONG, A FATHER HE STATED HE HAD ALREADY GONE HOME. I ATTEMPTED TO CONTACT HIM VIA TELEPHONE AT HIS HOME NUMBER OF $\quad$ AS WELL AS HIS CELL PHONE NUMBER OF $\square$ WITH NO ANSWER.

I THEN ENDED MY INTERVIEW WITH OFFICER HART, FOR FURTHER INFORMATION, REFER TO THE RECORDED INTERVIEW UNDER THE SAME D.R. NUMBER.

## END OF REPORT - Charles Woodruff

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\text { 10/24/11 } 2100$ HOURS | Location of Incident: |  |  | NITIATIN JAI / TE ICTORIA XNARD | G IN THE MMINATIN AND HE CA | CITY OF G AT MLOCK, |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |  |  |  |
| Code: EV-K APS Card: | APS Card: NONE | Property Name: DIGITAL AUDIO RECORDING |  |  |  |  |  |
| NONE |  | Serial \#: | NONE |  |  | Model: | NONE |
| 1 |  | Barcode\#: |  | ERFA\#: | NONE | Value: | NONE |
| Description: DIGITAL AUDIO RECORDINGS |  | OF CANVAS | FOR W | TNESSES |  |  |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2117 HOURS, I RESPONDED TO THE AREA OF HEMLOCK AND VICTORIA AVENUE WHERE THERE HAD JUST BEEN AN OFFICER INVOLVED SHOOTING. I BEGAN TO CANVASS THE AREA OF SOUTH VICTORIA IN THE CITY OF PORT HUENEME.
 THEY HEARD SHOTS FIRED FROM THEIR LIVING ROOM. WHEN THEY LOOKED OUT THE FRONT DOOR, THEY SAW OFFICERS RUNNING TOWARDS A CAR HOWEVER THEY DID NOT SEE OR HEAR ANYTHING AFTER THAT. STATED THAT HE HEARD APPROXIMATELY 75 TO 100 GUNSHOTS.

I THEN WENT AND CONTACTED THE RESIDENTS AT
AVENUE WHO IDENTIFIED THEMSELVES AS I SPOKE WITH BOTH AND BOTH OF THEM STATED THAT THEY JUST CAME HOME AND HEARD SEVERAL GUNSHOTS HOWEVER THEY DID NOT SEE OR HEAR ANYTHING ELSE

I THEN WENT TO THE HOUSE AT
 AND THERE WAS NO ANSWER. I WENT TO AND THERE WAS NO ANSWER.

I THEN WENT TO AND CONTACTED SAID SHE SAW POLICE GO IN AFTER A CAR HOWEVER SHE DID NOT SEE OR HEAR ANYTHING FURTHER.

| Reporting Officer/s: JONATHAN BALLOW | ID\#/Call Sign 5249/12-D | Date/Time Dictated: 10/25/2011 0308 HOURS | $\begin{aligned} & \text { Job \# } \\ & 656 \end{aligned}$ | Date Typed/Typist: 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

1 THEN WENT TO AND THERE WAS NO ANSWER. I WENT TO
AND THERE WAS NO ANSWER.
 PARKED HIS MOTORCYCLE HE HEARD WHAT SOUNDED LIKE GUNFIRE. HE THEN LOOKED TOWARDS THE DIRECTION OF VICTORIA FROM HIS HOUSE AND SAW SOMEONE BEING TAKEN AWAY IN HANDCUFFS. SAID THAT THE PERSON APPEARED TO BE DISTRAUGHT BUT DID NOT LOOK TO ME WOUNDED. I ASKED IF HE SAW OR HEARD ANYTHING FURTHER AND HE SAID NO.

I WENT TO AND THERE WAS NO ANSWER. I THEN WENT TO IN THE CITY OF OXNARD AND THERE WAS NO ANSWER AT THE DOOR.

## END OF REPORT - Jonathan Ballow

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2300 HOURS, I RESPONDED TO THE AREA OF VICTORIA AND HEMLOCK REFERENCE AN OFFICER INVOLVED SHOOTING. UPON ARRIVAL I WAS CONTACTED BY SERGEANT WILLIAMS WHO ADVISED HE WANTED ME TO RESPOND NORTHBOUND FROM THE SHOOTING SCENE IN AN ATTEMPT TO CONTACT POSSIBLE WITNESSES OR VICTIMS WHO HAD POSSIBLE DAMAGE TO THEIR VEHICLES FROM THE INCIDENT.

AS I APPROACHED THE INTERSECTION OF VICTORIA AND HEMLOCK, I NOTICED AN OLDER MODEL CHEVY SILVERADO PICKUP TRUCK, GRAY IN COLOR WHICH WAS LIFTED. THE VEHICLE WAS FACING NORTHBOUND ON VICTORIA IN THE LEFT TURN POCKET READY TO GO WESTBOUND ON HEMLOCK. I NOTICED THE RIGHT FRONT TIRE HAD BEEN FLATTENED. I THEN CONTACTED THE OWNER OF THE VEHICLE LATER IDENTIFIED AS WITNESS

| Reporting Officer/s: CHARLES WOODRUFF | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4693 / V-4 \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/2011 } 1012 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job\# } \\ & 693 \end{aligned}$ | Date Typed/Typist: 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

MAGANA STATED ON TODAY'S DATE A SHORT TIME EARLIER HE WAS TRAVELING NORTHBOUND ON VICTORIA AVENUE IN THE NUMBER \#2 LANE. HE WAS PREPARING TO MAKE A RIGHT TURN TO GO EASTBOUND ON HEMLOCK. HE THEN NOTICED WHAT LOOKED TO BE COMMOTION FROM POSSIBLE POLICE PURSUIT. HE WATCHED AS THE SUSPECT VEHICLE WAS TRAVELING WESTBOUND ON HEMLOCK, DROVE THROUGH THE INTERSECTION OF VICTORIA AND CONTINUED SOUTHBOUND ON VICTORIA AWAY FROM HIM.

SAW SEVERAL POLICE CARS FOLLOWING THE VEHICLE AS WELL AS SEVERAL POLICE CARS IN THE ACTUAL INTERSECTION. HE THEN ELECTED TO MAKE A LEFT TURN AND PULLED INTO THE LEFT TURN POCKET AND WAS ABOUT TO MAKE THE LEFT TURN BUT WAS UNABLE TO. STATED HE WAS UNABLE TO MAKE THE TURN DUE TO THE FACT THAT THE VEHICLE IN FRONT OF HIM HAD COME TO A COMPLETE STOP IN THE LEFT TURN POCKET.

MAGANA STATED HE LOOKED IN HIS REAR VIEW MIRROR AND NOTED THAT THE PURSING VEHICLE HAD NOW MADE A U-TURN AND WAS NOW TRAVELING NORTHBOUND BACK TOWARDS HIM. WATCHED AS THE VEHICLE PULLED TO THE RIGHT SIDE OF THE ROADWAY AND CAME TO A COMPLETE STOP. HE THEN SAW THE DRIVER OF THE VEHICLE OPEN THE DOOR. WATCHED AS THE DRIVER LOOKED AS THOUGH HE HAD MOVED HIS HEAD OUT AND BEGAN LOOKING BACK TOWARDS THE POLICE. THE SUBJECT THEN MADE A MOTION WHICH BELIEVED WAS THE SUBJECT POINTING A GUN AT THE POLICE OFFICERS. FEARED THAT THE POLICE WOULD BEGIN SHOOTING IN HIS DIRECTION. HE THEN STEPPED OUT OF HIS VEHICLE AND WALKED TOWARDS THE FRONT OF HIS VEHICLE TO HIDE IN FRONT OF THE ENGINE BLOCK. IT WAS AT THIS TIME THAT BEGAN HEARING A VOLLEY OF SHOTS. HE WAS UNSURE OF WHO WAS ACTUALLY SHOOTING. DID HEAR WHAT SOUNDED TO BE ROUNDS GOING OFF BY HIM. HE THEN HEARD HIS RIGHT FRONT TIRE BEGIN TO FLATTEN. WAS UNABLE TO GIVE A DEFINITE NUMBER BUT BELIEVED HE HEARD APPROXIMATELY THIRTY ROUNDS.

STATED ONCE HE HAD FINISHED HEARING THE SHOOTING, HE THEN PROCEEDED TO RUN ACROSS VICTORIA TO THE SOUTHWEST CORNER AND TOOK A POSITION THERE WHERE HE WAS THEN CONTACTED BY OFFICERS AT THIS INTERSECTION. THE OFFICERS THEN TOLD HIM TO STAND BACK AWAY FROM THE INTERSECTION UNTIL THE SCENE WAS SAFE.

ONCE THE SCENE WAS SECURED, $\square$ MADE HIS WAY BACK TO HIS VEHICLE. HE TOOK A LOOK TO SEE IF THERE WAS ANY DAMAGE. THE ONLY DAMAGE HE DID NOTE WAS THE RIGHT FRONT TIRE BEING FLATTENED. HE DID NOT NOTICE ANY OTHER DAMAGE TO THE VEHICLE. VEHICLE WAS LEFT AT THE SCENE UNTIL THE SCENE WAS PROCESSED. THIS WAS THE END OF MY CONTACT WITH

FOR FURTHER INFORMATION, REFER TO THE DIGITAL AUDIO RECORDING UNDER THE SAME D.R. NUMBER.

## END OF REPORT - Charles Woodruff

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: |  |  | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/T | me Inf | ceived: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, <br>  <br> OXNARD, CA |  |  |  |
| Victim: |  |  |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |  |
| Code: | EV/K | APS Card | NO | Property Name: DIGITAL RECORDIN <br> Serial \#: |  |  |  |
| $\begin{array}{\|l} \hline \text { Brand: } \\ \hline \text { Qty: } \\ \hline \end{array}$ | PUMA |  |  |  |  |  | Model: |
|  | ONE |  |  | Barcode\#: ERFA\#: <br> TACT WITH WITNESSES;  |  |  | Value: |
| Description: DIGITALRECORDING OF CON |  |  |  |  |  |  |  |

## DETAILS

ON 1-24-11 AT APPROXIMATELY 2009 HOURS, I RESPONDED TO REGARDING A DOMESTIC WITH A HANDGUN.

UPON ARRIVAL I ASSISTED IN MAINTAINING A PERIMETER ON THE REAR OF THE RESIDENCE LOCATED JUST NORTH OF RODERICK, WEST OF 'A' STREET. WHILE STANDING BY, A SPECIAL ENFORCEMENT UNIT ARRIVED ON SCENE AND ASSISTED IN CLEARING THE RESIDENCE AND OBTAINING ADDITIONAL INFORMATION REGARDING THE SUSPECT.

AFTER THE RESIDENCE WAS CLEARED, WE LATER LEARNED THAT VENTURA COUNTY SHERIFF'S DEPARTMENT WERE IN PURSUIT OF THE SUSPECT REGARDING A TRAFFIC STOP AND SHOTS BEING FIRED AT THE OFFICERS. WHILE LISTENING TO THE RADIO AND BEING PROVIDED WITH UPDATES THROUGH DISPATCH, WE WERE ADVISED THAT THE SUSPECT BEGAN TO TRAVEL TOWARD THE CITY FROM THE 101 SOUTHBOUND, IN WHICH THE SUSPECT VEHICLE WAS BEING PURSUED BY HIGHWAY PATROL AND THE SHERIFF'S DEPARTMENT THROUGH THE CITY OF OXNARD, SOUTHBOUND ON VENTURA. FOR MORE INFORMATION REGARDING THE PURSUIT, PLEASE REFER TO THE PURSUIT REPORT UNDER THE SAME DR.

I INITIALLY ATTEMPTED TO CATCH UP AND SITUATE MYSELF IN A SPECIFIC AREA IN ORDER TO BENEFICIAL FOR CONTACT OF THE SUSPECT. I WAS UNABLE TO GET INTO POSITION REGARDING THE SUSPECT'S ERRATIC AND FAST DRIVING PATTERNS THROUGHOUT THE CITY.

| Reporting Officer/s: PATRICK BLANCHE | ID\#/Call Sign: 5160/22-A-2 | $\begin{aligned} & \text { Date/Time Dictated: } \\ & 10-25-11 \quad 0820 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 682 \end{aligned}$ | Date Typed/Typist: 10/25/11, BLA |
| :---: | :---: | :---: | :---: | :---: |

I EVENTUALLY WAS ABLE TO GET TO THE AREA OF WOOLEY ROAD AND VICTORIA AVENUE, IN WHICH RADIO TRAFFIC HAD BEEN ADVISED THAT THE SUSPECT WAS STILL CONTINUING TO TAKE SHOTS TOWARD OFFICERS.

I PICKED UP SPECIAL ENFORCEMENT UNIT OFFICER JON WILKE, AT THE INTERSECTION OF WOOLEY ROAD AND VICTORIA AVENUE, IN WHICH WE TRAVELED SOUTHBOUND TO THE INTERSECTION OF HEMLOCK STREET AND VICTORIA AVENUE WHERE THE SUSPECT VEHICLE WAS LATER DISABLED AND THE SUSPECT AND OFFICERS WERE LATER INVOLVED IN A SHOOTING.

I REMAINED IN MY VEHICLE FOR THE FIRST BATTERY OF SHOTS. THE SECOND BATTERY I EXITED MY VEHICLE AND ATTEMPTED TO GAIN A BETTER POSITION ADVANTAGE FOR THE SECOND BATTERY OF SHOTS. AFTER THE SCENE WAS MADE SAFE AND THE SUSPECT WAS IN CUSTODY, I IMMEDIATELY BEGAN TO CONTACT WITNESSES AND POTENTIAL VICTIMS WITHIN THE VEHICLES BEHIND MY VEHICLE.

FOR MORE INFORMATION PLEASE REFER TO MY WITNESS STATEMENT REPORT UNDER THE SAME DR. I ASSISTED IN OBTAINING THOSE STATEMENTS AND THEN LATER I STOOD BY WITH WHILE HE WAS BEING DETAINED FOR POSSIBLE 148 P.C., AND ADDITIONAL INVESTIGATION FROM DETECTIVES. HE WAS LATER TRANSFERRED TO OFFICER VICTOR BOSWELL WHERE HE WAS LATER TRANSPORTED TO OXNARD POLICE DEPARTMENT FOR LATER INVESTIGATION AND INTERVIEW.

I REMAINED ON SCENE LOCATED AT HEMLOCK STREET AND VICTORIA AVENUE AND MAINTAINED THE CRIME SCENE LOG. THE CRIME SCENE LOG WAS LATER TURNED IN AND BOOKED INTO THE OXNARD POLICE DEPARTMENT. I REMAINED ON SCENE UNTIL APPROXIMATELY 0720 HOURS, WHICH I WAS LATER RELIEVED OF MY DUTIES AND I LATER ENDED MY SHIFT.

I DIGITALLY RECORDED ALL STATEMENTS AND LATER DOWNLOADED THEM TO THE OXNARD POLICE DEPARTMENT DATABASE.

## END OF REPORT - Patrick Blanche

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## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2117 HOURS, I RESPONDED TO THE AREA OF VICTORIA AND HEMLOCK REFERENCE A PURSUIT THAT ENDED IN AN OFFICER INVOLVED SHOOTING.

| Reporting Officer/s: JONATHAN BALLOW | ID\#/Call Sign: 5249/12-D | Date/Time Dictated: <br> 10/25/2011 0314 HOURS | $\begin{aligned} & \text { Job \# } \\ & 659 \end{aligned}$ | Date Typed/Typist 10/25/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

I BEGAN CANVASSING THE AREA OF SOUTH VICTORIA IN THE CITY OF PORT HUENEME WHEN I CONTACTED TWO WITNESSES WHO LIVE AT

THEY STATED THAT THEY HEARD THE POLICE CHASING SOMEBODY IN A VEHICLE THEY SAID THEY FIRST NOTICED THE VEHICLE THAT WAS BEING CHASED GO EASTBOUND ON HEMLOCK FROM VICTORIA. THEY BOTH SAID A SHORT TIME LATER THE VEHICLE THEN APPEARED BACK AT THE INTERSECTION OF HEMLOCK AND VICTORIA AND THEN WENT SOUTHBOUND ON VICTORIA AVENUE. THEY SAID WHEN THE VEHICLE WAS GOING SOUTHBOUND ON VICTORIA THEY OBSERVED THE DRIVER WHO WAS LATER IDENTIFIED AS AUGUSTIN MEDINA SHOOTING OUTSIDE OF THE WINDOW WITH HIS RIGHT HAND TOWARDS OFFICERS. THEY SAID THEY SAW THE DRIVER OF THE VEHICLE SHOOT ONE TO TWO SHOTS AND WAS SCREAMING. THEY COULD NOT MAKE OUT WHAT HE WAS SCREAMING BUT SAID THAT THE DRIVER "LOOKED CRAZY."

THEY THEN STATED AT SOME POINT, THE VEHICLE MADE A U-TURN ON VICTORIA AND THEN CAME BACK TOWARDS THEIR LOCATION. THEY THEN SAW THE CAR STOP. THEY SAID THEY DID NOT SEE THE DRIVER GET OUT OF THE CAR THEY HEARD THE OFFICERS YELLING SEVERAL COMMANDS. AFTER THEY HEARD THE OFFICERS YELL COMMANDS AT THE DRIVER, THEY HEARD SEVERAL GUNSHOTS.

TOLD ME THAT HE FELT THE DRIVER MUST HAVE BEEN HIGH OR DRUNK. I ASKED HIM WHY AND STATED BECAUSE NO ONE NORMAL WOULD ACT THE WAY HE WAS ACTING. I ASKED HOW THE DRIVER WAS SHOOTING AND HE SAID HE OBSERVED THE DRIVER WITH A GUN IN HIS RIGHT HAND AND HE HAD HIS ARM ACROSS HIS BODY AND HE WAS POINTING THE GUN OUT OF THE WINDOW SHOOTING BACKWARDS. I ASKED IF THEY SAW OR HEARD ANYTHING ELSE AND THEY SAID NO.

## END OF REPORT - Jonathan Ballow

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2215 HOURS I WAS OFF DUTY WHEN I RECEIVED A TELEPHONE CALL FROM OXNARD POLICE DEPARTMENT DETECTIVE COMMANDER MIKE ADAIR. COMMANDER ADAIR ADVISED ME THAT THERE HAD JUST BEEN AN OFFICER INVOLVED SHOOTING IN THE CITY OF OXNARD AND THAT THE SHOOTING INCIDENT INVOLVED OFFICERS AND DEPUTIES FROM MULTIPLE LAW ENFORCEMENT AGENCIES. I WAS TOLD THAT THERE WERE SEVERAL OXNARD POLICE DEPARTMENT OFFICERS WHO HAD SHOT THEIR DUTY WEAPONS DURING THIS INCIDENT AND THAT THE SHOOTING OCCURRED IN THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET IN THE CITY OF OXNARD. I WAS FURTHER TOLD THAT THE SUSPECT IN THIS INCIDENT, WHO HAD LED LAW ENFORCEMENT ON A SIGNIFICANT VEHICLE PURSUIT THROUGH MULTIPLE CITIES THROUGHOUT THE COUNTY, HAD BEEN TRANSPORTED TO A LOCAL HOSPITAL AND HIS CONDITION WAS UNKNOWN. COMMANDER ADAIR REQUESTED THAT I RESPOND TO ASSIST WITH THE INVESTIGATION. I ADVISED COMMANDER ADAIR THAT I WOULD RESPOND TO THE HOSPITAL TO CHECK ON THE STATUS OF THE VICTIM.

I THEN CONTACTED OXNARD POLICE DEPARTMENT WATCH COMMANDER MARTIN MEYER AND ASKED WHICH HOSPITAL THE SUSPECT IN THIS INCIDENT WAS TRANSPORTED TO. I WAS ADVISED THAT THE SUSPECT HAD BEEN TRANSPORTED TO THE VENTURA COUNTY MEDICAL CENTER.

I THEN BEGAN TO RESPOND TO THAT LOCATION AND ARRIVED THERE AT APPROXIMATELY 2300 HOURS. I ARRIVED AT APPROXIMATELY THE SAME TIME AS VENTURA COUNTY SHERIFF'S DEPARTMENT MAJOR CRIMES DETECTIVE BRIAN RICHMOND. AS I ENTERED THE EMERGENCY ROOM AREA OF VENTURA COUNTY MEDICAL CENTER I ALSO MET WITH OXNARD POLICE DEPARTMENT OFFICER KEVIN GORMLEY. OFFICER GORMLEY WOULD SUBSEQUENTLY PROVIDE DETECTIVE RICHMOND AND I A BRIEFING ON THE INFORMATION HE KNEW ABOUT WHAT TOOK PLACE DURING THE SHOOTING.

| Reporting Officer/s: <br> MICHAEL YOUNG | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4662 / D 12 \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/11 } 1600 \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 705 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & 10 / 25 / 11 \mathrm{KS} \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

OFFICER GORMLEY EXPLAINED THAT ON 10/24/11 AT APPROXIMATELY 2008 HOURS OFFICERS WITH THE OXNARD POLICE DEPARTMENT HAD BEEN DISPATCHED TO A DOMESTIC VIOLENCE INCIDENT AT IN OXNARD. OFFICERS WERE ADVISED THAT THERE WAS POSSIBLY A GUN INVOLVED IN THE DOMESTIC. BY THE TIME LAW ENFORCEMENT ARRIVED ON SCENE, THE SUSPECT IN THIS DOMESTIC VIOLENCE INCIDENT WAS NO LONGER IN THE AREA. OFFICERS DID LOCATE A HOLSTER IN THE STREET NEAR WHERE THE RESIDENCE ASSOCIATED WITH THIS DOMESTIC WAS LOCATED.

OFFICER GORMLEY CONTINUED BY EXPLAINING THAT A LITTLE LESS THAN AN HOUR AFTER THIS DOMESTIC VIOLENCE CALL, DEPUTIES FROM THE VENTURA COUNTY SHERIFF'S DEPARTMENT ATTEMPTED TO CONDUCT A TRAFFIC STOP ON A VEHICLE IN THE CITY OF OJAI. DURING THIS TRAFFIC STOP, SOMEWHERE IN THE AREA OF OJAI, AN OFFICER INVOLVED SHOOTING OCCURRED. A PURSUIT WAS THEN INITIATED AND DURING THIS PURSUIT A SECOND OFFICER INVOLVED SHOOTING TOOK PLACE ON US 101, IN THE AREA OF THE OFF RAMP AT SEAWARD AVENUE IN THE CITY OF VENTURA.

AFTER THIS SECOND OFFICER INVOLVED SHOOTING INCIDENT, THE PURSUIT CONTINUED AND ENTERED THE CITY OF OXNARD. DURING THIS PURSUIT THE SUSPECT, WHO WAS IDENTIFIED AS AUGUSTIN MEDINA, ULTIMATELY DROVE TO THE GENERAL AREA WHERE THE ORIGINAL DOMESTIC VIOLENCE CALL TOOK PLACE. WHILE IN THIS AREA, A THIRD SHOOTING INCIDENT OCCURRED. THE PURSUIT THEN CONTINUED THROUGH VARIOUS AREAS OF THE CITY OF OXNARD, ULTIMATELY TERMINATING IN THE AREA OF NORTHBOUND VICTORIA AVENUE, SOUTH OF THE INTERSECTION OF HEMLOCK STREET. IT WAS AT THIS POINT THAT A FOURTH OFFICER INVOLVED SHOOTING INCIDENT TOOK PLACE OFFICER GORMLEY EXPLAINED THAT HE DID NOT SHOOT DURING THIS INCIDENT, BUT THAT THERE WERE NUMEROUS ROUNDS FIRED.

OFFICER GORMLEY TOLD ME THAT THERE HAD BEEN TWO REPORT NUMBERS OBTAINED FOR THESE INCIDENTS. THE FIRST REPORT NUMBER, OXNARD POLICE DEPARTMENT REPORT NUMBER 1120617, IS THE REPORT NUMBER ASSOCIATED WITH THE DOMESTIC VIOLENCE INCIDENT. OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618 IS THE REPORT NUMBER ASSOCIATED WITH THE PURSUIT AND OFFICER INVOLVED SHOOTING INCIDENT.

OFFICER GORMLEY ADVISED ME THAT THERE WERE FOUR OXNARD POLICE DEPARTMENT OFFICERS INVOLVED IN THE SHOOTING: OFFICERS ROQUE RIVERA, MOSES MARTINEZ, EDWARD BALDWIN AND MARTIN PEREZ.

VENTURA COUNTY SHERIFF'S DEPARTMENT DETECTIVE RICHMOND THEN INFORMED US THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT TRAFFIC STOP IN OJAI THAT INITIATED THE PURSUIT AND

OFFICER INVOLVED SHOOTING, TOOK PLACE SOMEWHERE IN THE AREA OF SOUTH VENTURA AVENUE AND WEST TOPA TOPA IN OJAI. HE EXPLAINED THAT DEPUTIES ATTEMPTED TO CONDUCT A TRAFFIC STOP ON A VEHICLE WITH A LICENSE PLATE SIMILAR TO I WAS TOLD THAT THE ORIGINAL TIME OF THE TRAFFIC STOP WAS APPROXIMATELY 2056 HOURS, WITH THE FIRST SHOOTING INCIDENT OCCURRING APPROXIMATELY ONE MINUTE LATER. FOLLOWING THE FIRST SHOOTING INCIDENT A PURSUIT WAS INITIATED WHICH LED TO A SECOND SHOOTING INCIDENT THAT TOOK PLACE IN THE AREA US 101 AND SEAWARD AVENUE IN VENTURA. THE PURSUIT EVENTUALLY ENDED IN OXNARD, WHERE THE THIRD AND FOURTH OFFICER INVOLVED SHOOTING INCIDENTS OCCURRED. I WAS PROVIDED THE VENTURA COUNTY SHERIFF'S DEPARTMENT'S REPORT NUMBER DOCUMENTING THIS INCIDENT AS BEING 11-24252.

1 THEN SPOKE WITH VENTURA COUNTY MEDICAL CENTER EMERGENCY ROOM DOCTOR DOCTOF WAS THE TREATING PHYSICIAN PROVIDING EMERGENCY MEDICAL AID TO AUGUSTIN MEDINA DOCTOR TOLD ME THAT IT APPEARED THAT MEDINA SUFFERED THREE GUNSHOT WOUNDS. ONE WAS A GRAZE TYPE GUNSHOT WOUND TO HIS LEFT FOREARM. THE SECOND WAS A GRAZE TYPE WOUND TO THE CENTER OF THE TOP OF HIS FOREHEAD. THE THIRD WAS A GUNSHOT WOUND TO THE BACK OF THE HEAD. A CAT SCAN, WHICH HAD BEEN COMPLETED ON MEDINA PRIOR TO MY ARRIVAL AT THE HOSPITAL, REVEALED THAT THE BULLET THAT CAUSED THE INJURY TO THE BACK OF HIS HEAD ENTERED THE SKULL, BUT STOPPED JUST AS IT PENETRATED THE INTERIOR OF THE SKULL. HE EXPLAINED THAT THE PROJECTILE WAS CURRENTLY LODGED IN MEDINA'S SKULL.

IN LOOKING AT THE CAT SCAN DOCTOR
SAID THAT THERE WERE POSSIBLE BONE FRAGMENTS WITHIN THE CRANIAL CAVITY AND THAT MEDINA WAS POSSIBLY SUFFERING AN INJURY TO A CRITICAL BLOOD VESSEL WHICH IS LOCATED IN THE BACK OF THE BRAIN. HE TOLD ME THAT BECAUSE OF THE POSSIBILITY THAT THIS INJURY EXISTS, MEDINA REQUIRED A ANGIOGRAM, WHICH WAS A TEST NOT AVAILABLE AT THE VENTURA COUNTY MEDICAL CENTER. DOCTOR $\square$ EXPLAINED THAT THE VENTURA COUNTY MEDICAL CENTER STAFF WERE IN THE PROCESS OF ARRANGING TO TRANSFER MEDINA TO COTTAGE HOSPITAL IN SANTA BARBARA, WHICH IS A TRAUMA CENTER FACILITY THAT THE CAPABILITIES OF CONDUCTING THIS TEST.

WHILE THESE ARRANGEMENTS WERE BEING MADE I REQUESTED THAT OFFICER GORMLEY OBTAIN A URINE AND BLOOD SAMPLE FROM MEDINA. I WAS ADVISED BY NURSING STAFF THAT PRIOR TO THIS BLOOD SAMPLE BEING OBTAINED, MEDINA HAD BEEN GIVEN SEVERAL MEDICATIONS WHICH INCLUDED PROPOFOL, VERSED, VECURONIUM, AND ALSO ANTIBIOTICS. FOR FURTHER INFORMATION ON THE SEIZURE OF THESE SAMPLES REFER TO OFFICER GORMLEY'S REPORT.

I WOULD TAKE NUMEROUS DIGITAL PHOTOGRAPHS OF THE INJURIES TO MEDINA'S LEFT FOREARM AND FOREHEAD. AS WELL AS PHOTOGRAPHS OF HIS UPPER BODY. MEDINA'S LOWER EXTREMITIES WERE COVERED IN BLANKETS AND I WAS ADVISED THAT HE HAD NOT SUSTAINED NOTABLE INJURIES TO THIS AREA. I WOULD LATER DOWNLOAD THESE PHOTOGRAPHS TO THE INVESTIGATION FOLDER DEDICATED TO THIS INCIDENT. I WAS NOT AFFORDED THE OPPORTUNITY TO TAKE PHOTOGRAPHS OF THE INJURY TO THE BACK OF HIS HEAD, HOWEVER VENTURA COUNTY SHERIFF'S DEPARTMENT CRIME SCENE TECHNICIAN HAD ARRIVED AT THE VENTURA COUNTY MEDICAL CENTER AND SUCCESSFULLY TOOK ADDITIONAL PHOTOGRAPHS OF MEDINA, THE INJURIES ON THE FRONT PORTION OF HIS BODY, AS WELL AS THE GUN SHOT WOUND TO THE BACK OF HIS HEAD. TECHNICIAN $\square$ ALSO TOOK GUNSHOT RESIDUE LIFTS FROM MEDINA'S HANDS AND FACIAL AREAS. THESE PHOTOGRAPHS, GUNSHOT RESIDUES AND THE REPORT WHICH WILL BE COMPLETED BY TECHNICIAN $\square$ ARE ALL EITHER BOOKED IN. OR ASSOCIATED WITH VENTURA COUNTY SHERIFF'S DEPARTMENT REPORT NUMBER 11-24252.

ARRANGEMENTS WERE EVENTUALLY MADE TO TRANSPORT MEDINA TO COTTAGE HOSPITAL IN SANTA BARBARA. WITH MEDINA LEAVING THE VENTURA COUNTY MEDICAL CENTER AT APPROXIMATELY 0130 HOURS, I FOLLOWED THE AMBULANCE WHICH TRANSPORTED HIM TO COTTAGE HOSPITAL AND WE ARRIVED AT THAT FACILITY AT APPROXIMATELY 0215 HOURS.

UPON ARE ARRIVAL AT THAT LOCATION I FOLLOWED MEDINA AND OTHER EMERGENCY MEDICAL STAFF INTO THE EMERGENCY ROOM AREA, WHERE AN INITIAL ASSESSMENT WAS TAKEN OF HIM BY THE TRAUMA TEAM THERE. HE WAS THEN TAKEN TO HAVE A SERIES OF CAT SCANS COMPLETED OF HIS HEAD. FOLLOWING THESE SCANS MEDINA WAS TAKEN TO ROOM 15 IN THE INTENSIVE CARE UNIT. I REMAINED WITH MEDINA UNTIL APPROXIMATELY 0400 HOURS. AT WHICH POINT OXNARD POLICE DEPARTMENT OFFICER MIKE COLE ARRIVED AT THE HOSPITAL TO RELIEVE ME.

I THEN RESPONDED BACK TO THE OXNARD POLICE DEPARTMENT WHERE I MONITORED A SERIES OF INTERVIEWS COMPLETED WITH THE INVOLVED OFFICERS AND CONDUCTED OTHER ASPECTS OF THIS INVESTIGATION. I CLEARED FROM THIS INVESTIGATION FOR THE DAY AT APPROXIMATELY 0800 HOURS, DUE TO COMMITMENTS RELATED TO ANOTHER UNRELATED INVESTIGATION.

FOR FURTHER INFORMATION ON THIS INCIDENT REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618.

## END OF REPORT - Michael Young

[^5]
# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ <br> 2800.1 <br> C.C.V.C., ATTEMPTED MURDER (SEVEN COUNTS) |  |
| :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 25 / 11$ <br> 0640 HOURS | Location of <br> Incident: |
|  |  | INITIATING IN THE CITY OF OJAI AND <br> TERMINATING AT VICTORIA AVENUE <br> AND HEMLOCK STREET IN OXNARD, <br> CALIFORNIA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |

## DETAILS

ON 10/25/11, AT APPROXIMATELY 0630 HOURS, I WAS WORKING UNIFORMED PATROL IN A MARKED BLACK-AND-WHITE POLICE UNIT IN THE CITY OF OXNARD. I WAS DISPATCHED TO VICTORIA AVENUE AND HEMLOCK STREET TO ASSIST OFFICERS AT A CRIME SCENE.

UPON MY ARRIVAL, I CONTACTED THE INCIDENT COMMANDER IDENTIFIED AS SERGEANT NEAIL HOLLAND. HE DIRECTED ME TO PROVIDE INNER PERIMETER SECURITY ON THE NORTHERN SIDE OF HEMLOCK STREET AND VICTORIA AVENUE FOR OFFICERS AS THEY INVESTIGATED, I REMAINED IN MY POSITION AS THE NORTHERN PERIMETER CRIME SCENE SECURITY OFFICER UNTIL RELIEVED AT 1500 HOURS.

DURING MY ASSIGNMENT I WAS TASKED WITH RELEASING A VEHICLE THAT WAS CURRENTLY HELD WITHIN THE CRIME SCENE IT WAS IDENTIFIED AS A GOLD 2000 SATURN WITH LICENSE PLAT WAS DIRECTED TO RELEASE IT TO THE REGISTERED OWNER, WHO IDENTIFIED HERSELF WITH A CALIFORNIA DRIVER'S LICENSE AS AFTER I VERIFIED HER IDENTITY AND OBTAINED DIRECTION FROM SENIOR OFFICER LUIS MANCHA, THE VEHICLE WAS RELEASED TO AND ESCORTED FROM THE CRIME SCENE,

## END OF REPORT - Officer Dale McAlpine

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| Reporting Officer/s: OFFICER DALE McALPINE | ID\#/Call Sign: 5052, 22-B | Date/Time Dictated: <br> 10/25/11, 1617 HOURS | $\begin{aligned} & \text { Job \# } \\ & 708 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist } \\ & \text { 10/25/11, JYG } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


## DETAILS

ON 10/25/11, AT 0740 HOURS, I WAS DISPATCHED TO THE CRIME SCENE OF THE OFFICER-INVOLVED SHOOTING THAT HAD OCCURRED THE NIGHT BEFORE. WHEN I ARRIVED, I WAS ASSIGNED TO THE SECOND FLOOR OF THE BUILDING AT ON THE SECOND FLOOR WAS A BULLET STRIKE WHICH HAD HIT TWO HALLWAY WALLS. MY ASSIGNMENT WAS TO PROTECT THAT CRIME SITE UNTIL THE CRIME SCENE INVESTIGATION UNIT WAS ABLE TO COMPLETE THEIR INVESTIGATIONS AT THAT LOCATION.

| Reporting Officer/s: | ID\#/Call Sign: | Date/TTime Dictated: | Job\# | Date Typed/Typist |
| :---: | :---: | :---: | :---: | :---: |
| OFFICER DAVID LACARA | 4774, 21-B | 10/25/11, 1702 HOURS | 710 | 10/25/11, JYG |

WHEN THAT WAS COMPLETED, I WAS ASSIGNED TO THE NORTH CRIME SCENE PERIMETER, WHERE I KEPT PEDESTRIANS, BICYCLISTS, AND VEHICLES OUT OF THE CRIME SCENE. DURING THAT PERIOD OF TIME, I NOTICED A POSSIBLE BULLET HOLE ON THE EAST WALL OF $\square$ IT WAS APPROXIMATELY FOUR TO FIVE FEET BELOW THE ROOFLINE IN SUITE 102. THAT SUITE'S TENANT IS HE HAS FOUR CAMERAS ON THE EXTERIOR OF HIS UNIT THAT FACES TWO WINDOWS THAT CAN BE OPENED.

SENIOR OFFICER LUIS MANCHA CONTACTED ME AND ASKED ME TO FIND A CONTACT POINT FOR AVENUE. THERE IS A CAMERA ON THE SOUTH SIDE OF THE BUILDING THAT MAY PROVIDE VIDEO OF THE OFFICER-INVOLVED SHOOTING THAT HAD OCCURRED THE NIGHT BEFORE.

I CONTACTED THE PROPERTY MANAGEMENT SUPERVISOR, NHO WORKS FOR C.P.M. MANAGEMENT COMPANY, AT EXTENSION 402. SHE TOLD ME THAT THE CAMERA RECORDS, AND SHE CAN BE CONTACTED AT ANY TIME IN ORDER TO VIEW ANY RECORDINGS.

I LEFT A MESSAGE FOR ASKED HIM IF HIS CAMERAS MAY HAVE BEEN SET TO CAPTURE ANY PART OF THE OFFICER-INVOLVED SHOOTING, I ALSO ADVISED HIM OF THE BULLET HOLE NEAR THE ROOFLINE OF HIS UNIT. AT THE TIME OF THIS REPORT, I HAD NOT RECEIVED A PHONE CALL FROM $\square$ HE CAN BE CONTACTED AT

## END OF REPORT - Officer David Lacara

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \hline \text { 10/25/11 } \\ & 0630 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET IN OXNARD, CALIFORNIA |
| Victim: |  | Suspect: AUGUSTIN, AGUSTIN RINCON |  |

## DETAILS

ON 10/25/2011, AT APPROXIMATELY 0630 HOURS, WHILE WORKING UNIFORMED PATROL IN A MARKED BLACK-AND-WHITE POLICE VEHICLE, I WAS DISPATCHED TO ASSIST OTHER POLICE UNITS IN THE AREA OF VICTORIA AVENUE AT MARINA VILLAGE REGARDING AN EARLIER OFFICER-INVOLVED SHOOTING. UPON MY ARRIVAL, I WAS DIRECTED BY COMMANDER ANDREW SALINAS, THE INCIDENT COMMANDER AT THE TIME, TO TAKE OVER DUTIES AS THE CRIME SCENE LOG ATTENDANT FROM OFFICER PATRICK BLANCHE OF THE OXNARD POLICE DEPARTMENT.

AT 0650 HOURS I OBTAINED THE CRIME SCENE LOG AND RELATED PAPERWORK FROM OFFICER BLANCHE. I STOOD AT A POSITION NEAR THE OXNARD POLICE DEPARTMENT MOBILE COMMAND POST IN THE SOUTHBOUND LANES OF VICTORIA AVENUE NORTH OF MARINA VILLAGE. I COMPLETED THE CRIME SCENE LOG FOR VARIOUS PERSONS ENTERING AND EXITING THE INNER PORTION OF THE CRIME SCENE NORTH OF MY LOCATION.

I WAITED AT THAT SPECIFIC LOCATION UNTIL APPROXIMATELY 1500 HOURS WHEN COMMANDER SALINAS DIRECTED ME TO RETRIEVE THE EQUIPMENT AND PERSONAL PROPERTY OF OFFICERS CHRISTINA GARCIA AND MARTIN PEREZ OUT OF OXNARD POLICE DEPARTMENT PATROL UNIT \#10000. AFTER OBTAINING ALL THE EQUIPMENT FROM THE UNIT PARKED IN THE NORTHBOUND LANES OF VICTORIA AVENUE NORTH OF MY CRIME SCENE PERIMETER LOCATION, I TRANSPORTED THE EQUIPMENT TO THE OXNARD POLICE DEPARTMENT STATION, WHERE IT WAS LATER SECURED. I ALSO ASSISTED OXNARD POLICE DEPARTMENT TRAFFIC SERVICE ASSISTANTS IN RETURNING OXNARD POLICE DEPARTMENT PATROL UNIT \#08004 TO THE OXNARD POLICE DEPARTMENT AS IT WAS NO LONGER BEING USED IN THE INVESTIGATION.

| Reporting Officer/s: OFFICER ANDREW PINKSTAFF | ID\#/Call Sign: $5071,42-B-2$ | Date/Time Dictated: <br> 10/25/11, 1808 HOURS | $\begin{aligned} & \text { Job \# } \\ & 714 \end{aligned}$ | Date Typed/Typist: 10/25/11 JYG |
| :---: | :---: | :---: | :---: | :---: |

PRIOR TO LEAVING MY POST AT THE SOUTH CRIME SCENE PERIMETER AS A CRIME SCENE LOG ATTENDANT, I PROVIDED ALL NECESSARY PAPERWORK, INCLUDING ALL THE CRIME SCENE LOG PAPERWORK, TO DETECTIVE MANCHA.

FOR MORE INFORMATION ON THIS INCIDENT, REFER TO ALL ADDITIONAL REPORTS UNDER REPORT NO. 1120618.

## END OF REPORT - Officer Andrew Pinkstaff

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/24/2011 } \\ & 2030 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET IN OXNARD, CALIFORNIA |
| Victim: |  | Suspect: | MEDINA, AUGUSTIN RINCON |

## DETAILS

ON OCTOBER $24^{\text {TH }}, 2011$, AT APPROXIMATELY 2030 HOURS, I RESPONDED TO A DOMESTIC CALL AT

AS I WAS PHOTOGRAPHING THE SCENE AND COLLECTING EVIDENCE, I WAS MET BY SERGEANT BRIAN WOOLLEY AND OFFICERS EDWARD KASABA AND BRANDON ORDELHEIDE. WE WERE MONITORING THE VENTURA COUNTY SHERIFF'S DEPARTMENT RADIO BAND AND LISTENING TO A PURSUIT OF A POSSIBLE SUSPECT OF THE DOMESTIC VIOLENCE CALL, AUGUSTIN MEDINA. THE PURSUIT WAS APPROACHING THE CITY OF OXNARD.

OFFICER KASABA AND I MOVED ALL THE POLICE VEHICLES AWAY FROM THE APARTMENT ON "A" STREET AND PARKED THEM IN A PARKING LOT EAST OF THE LOCATION. AS WE CONTINUED TO MONITOR THE PURSUIT, THE PURSUIT WAS MOVING TOWARDS OUR LOCATION. I WAS TAKING COVER BEHIND THE REAR OF MY POLICE UNIT. I THEN SAW THE SUSPECT VEHICLE TRAVELING SOUTHBOUND ON "A" STREET. I OBSERVED THE DRIVER FIRE A SHOT FROM THE VEHICLE AS IT WAS NEAR THE APARTMENT TRAVELING SOUTHBOUND ON "A" STREET, THIS OCCURRED AT APPROXIMATELY 2122 HOURS. AS THE PURSUIT LEFT THE AREA, I REMAINED AT THE SCENE ON RODERICK AVENUE AND CHECKED THE STREET FOR ANY EVIDENCE OF THE SHOOTING.

ONCE MEDINA WAS TAKEN INTO CUSTODY IN THE AREA OF VICTORIA AVENUE SOUTH OF HEMLOCK STREET, I LEFT THE SCENE IN CONTROL OF OFFICER RAMIRO HOLGUIN AND RESPONDED TO THE COMMAND POST ON VICTORIA AVENUE. I MET WITH SERGEANT TIMOTHY KELLEY, THE INCIDENT COMMANDER AT THE SCENE. HE ASKED FOR MY ASSISTANCE IN SECURING THE PERIMETER OF THE CRIME SCENE AND ASSISTING WITH THE INCIDENT COMMAND. I WAS SPECIFICALLY ASSIGNED TO MONITOR THE AREA OF THE SOUTHWEST PORTION OF THE INNER PERIMETER OF THE CRIME SCENE.

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Dictated: | Job | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| OFFICER DEREK STEPHENS | $4954,11-A$ | $10 / 25 / 11,1930$ HOURS | 718 | $10 / 25 / 11, \mathrm{JYG}$ |

OFFICER PATRICK BLANCHE OF THE OXNARD POLICE DEPARTMENT RELIEVED ME. I WAS ALSO ASKED TO PARTICIPATE IN A LINE SEARCH WITH SENIOR OFFICER ALEX ARNETT AS WE CHECKED THE SOUTHBOUND LANES OF VICTORIA AVENUE WORKING NORTHBOUND. I REMAINED ON SCENE THROUGHOUT THE NIGHT AND WAS ASSISTING OFFICER BLANCHE IN MAINTAINING THE INNER PERIMETER SECURITY. OFFICER ANDREW PINKSTAFF OF THE OXNARD POLICE DEPARTMENT EVENTUALLY RELIEVED ME.

AS OF THE TIME OF THIS REPORT, I HAD NO ADDITIONAL INFORMATION REGARDING THIS CASE.

END OF REPORT - Officer Derek Stephens
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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\text { 10/24/11 } 2100$ <br> HOURS | Location of Incident: INITIATING IN THE CITY OF <br>  <br> OJAI / TERMINATING AT <br>  <br> VICTORIA AND HEMLOCK, <br>  <br> OXNARD, CA |  |  |  |  |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |  |  |
| Code: EV/F ${ }^{\text {C/ }}$ APS Card: | APS Card: | Property Name: DIGITAL PHOTOGRAPHS |  |  |  |  |
| Brand: |  | Serial \#: |  |  |  | Model: |
| Qty: |  | Barcode\#: | 180450 | ERFA\#: |  | Value: |
| ONE PHOTO CHIP CONTAINING NUMEROUS DIGITAL PHOTOGRAPHS OBTAINED AT THE SCENE |  |  |  |  |  |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2100 HOURS I WAS ADVISED BY COMMANDER MEYER THAT THERE WAS A PURSUIT THAT THE VENTURA COUNTY SHERIFF'S OFFICE WAS INVOLVED IN. HE ADVISED THAT THE REGISTERED OWNER OF THE VEHICLE CAME BACK TO AN ADDRESS IN OXNARD AND THE PURSUIT WAS HEADING SOUTHBOUND OUT OF OJAI ON HIGHWAY 33 AND IT WAS POSSIBLE THAT THE PURSUIT BE HEADING TOWARDS THE CITY OF OXNARD. HE THEN ASKED ME TO GET THE SPIKE STRIP FROM THE BACK OF THE STATION AND RESPOND TO THE NORTH END OF THE CITY IN ORDER TO ATTEMPT TO DEPLOY THE SPIKE STRIP IN CASE THE PURSUIT ENTERED OUR CITY.

I THEN REMOVED THE SPIKE STRIP FROM THE CASE AT THE BACK OF THE POLICE DEPARTMENT AND RESPONDED TO THE NORTH END OF THE CITY. I OVERHEARD RADIO TRAFFIC OF VARIOUS LOCATIONS WHERE THE PURSUIT WAS ENTERING THE CITY AND PROCEEDING THROUGH VARIOUS LOCATIONS THROUGHOUT THE CITY. I WAS ATTEMPTING TO GET AHEAD OF THE PURSUIT AND ANTICIPATE A POSSIBLE ROUTE, HOWEVER I WAS UNABLE TO.

ONCE THE PURSUIT GOT TO THE AREA OF HEMLOCK AND THE AREA OF MARINA VILLAGE IN PORT HUENEME, I OBSERVED THE VEHICLE SEVERAL TIMES PASS IN FRONT OF MY VEHICLE AS IT WAS TRAVELING IN DIFFERENT AREAS. I WAS UNABLE TO GET OUT OF MY VEHICLE IN TIME AND DEPLOY THE SPIKE STRIP BEFORE IT PASSED BY.

| Reporting Officer/s: <br> MICHAEL GREGSON | ID\#/Call Sign: 4556/S23 | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/11 } 0728 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 717 \end{aligned}$ | Date Typed/Typist: 10/25/11, KS |
| :---: | :---: | :---: | :---: | :---: |

AT ONE POINT THE VEHICLE APPEARED TO HAVE FRONT TIRE DAMAGE AND APPEARED TO BE DRIVING ON ITS RIM. I THEN DISCONTINUED ATTEMPTING TO DEPLOY THE SPIKE STRIP AND BEGAN TO FOLLOW THE PURSUIT. THE PURSUIT EVENTUALLY TERMINATED IN THE AREA OF VICTORIA, JUST SOUTH OF HEMLOCK. AS I WAS EXITING MY VEHICLE I COULD HEAR NUMEROUS ROUNDS BEING FIRED. I EXITED MY VEHICLE AND WENT TO the area of the lead police vehicles in the pursuit to assist the OFFICERS.

ONCE THE GUNFIRE HAD SUBSIDED, I THEN OBSERVED WHAT APPEARED TO BE A PERSON STILL SEATED IN THE DRIVER'S SEAT OF THE SUSPECT VEHICLE. THERE WAS ALSO A MALE SUBJECT LAYING IN A GRASS AREA JUST NORTH OF WHERE THE SUSPECT'S VEHICLE WAS ON THE EAST CURBLINE OF VICTORIA, BETWEEN VICTORIA AND THE FRONTAGE ROAD. I WAS UNSURE IF THIS SUBJECT WAS INVOLVED IN THE PURSUIT OR NOT. I THEN BEGAN TO FORMULATE A PLAN TO ATTEMPT TO TAKE THE SUSPECT IN THE VEHICLE INTO CUSTODY. SEVERAL ATTEMPTS WERE MADE TO GIVE VERBAL ANNOUNCEMENTS FOR THE SUBJECT TO EXIT THE VEHICLE, HOWEVER THERE WAS NO RESPONSE FROM THE SUBJECT IN THE VEHICLE. I THEN ASKED A SHERIFF'S DEPUTY, WHO WAS A CANINE OFFICER, TO GET THEIR CANINE READY AND IN PLACE IN CASE A DEPLOYMENT WAS NECESSARY ON THE DRIVER OF THE VEHICLE. SEVERAL ATTEMPTS WERE ALSO MADE TO GIVE COMMANDS TO THE SUBJECT WHO WAS ON THE GRASSY AREA NORTH OF WHERE THE VEHICLE WAS, HOWEVER THERE WAS NO RESPONSE FROM THAT SUBJECT EITHER.

WHILE WE WERE STILL FORMULATING THE PLAN FOR THE ARREST OF THE SUBJECT, I OBSERVED TWO FEMALE SUBJECTS ON FOOT WHO CAME FROM THE EAST, THE RESIDENCE NEAR MARINA VILLAGE. THE SUBJECTS RAN IN FRONT OF THE SUSPECT'S VEHICLE AND WENT TO THE DRIVER'S SIDE OF THE VEHICLE. IT APPEARED THE SUBJECTS WERE ATTEMPTING TO REMOVE THE DRIVER FROM THE VEHICLE. dUe to the fact that there were weapons in the vehicle and shots had already been FIRED, I ADVISED OFFICERS TO MOVE UP TO TAKE CONTROL OF THE SCENE.

SEVERAL OFFICERS, INCLUDING MYSELF, MOVED UP ON THE VEHICLE AND THE TWO FEMALE SUBJECTS WERE THEN DETAINED. MEMBERS OF THE VENTURA COUNTY SHERIFF'S DEPARTMENT WERE ABLE TO REMOVE THE DRIVER FROM THE VEHICLE AND PLACE THAT SUBJECT INTO HANDCUFFS. AT THAT TIME I REALIZED THAT THE SUBJECT STILL APPEARED TO BE CONSCIOUS AND WAS HANDCUFFED. OTHER OFFICERS THEN MOVED UP TO THE SUBJECT THAT WAS IN THE GRASSY AREA NORTH OF THE VEHICLE AND TOOK THAT SUBJECT INTO CUSTODY.

I CONTINUED TO ASSIST IN OFFICERS CLEARING THE VEHICLE AND THE TRUNK AREA OF THE VEHICLE TO ENSURE THERE WERE NO OTHER SUBJECTS IN THE VEHICLE. OFFICER MOSES MARTINEZ SECURED THE WEAPON FROM THE DRIVER'S COMPARTMENT OF THE VEHICLE AND PLACED IT IN THE BACK OF A

PATROL UNIT THAT WAS ONE OF THE FIRST IN LINE OF THE OFFICERS VEHICLES. I THEN BEGAN TO REQUEST MEDICAL ASSISTANCE REFERENCE THE DRIVER ALSO BEING INJURED. I DID NOTICE THAT THERE APPEARED TO BE A SMALL LACERATION ON THE TOP OF HIS HEAD, HOWEVER THERE WAS NOT MUCH BLEEDING FROM THAT AREA. THAT WAS THE ONLY INJURY THAT I OBSERVED AT THE TIME.

ONCE THE EMERGENCY MEDICAL PERSONNEL BEGAN TO ARRIVE, I OBTAINED A CAMERA FROM OFFICER MARTIN PEREZ. OFFICER PEREZ WAS INVOLVED IN THE SHOOTING, SO I TOOK THE CAMERA FROM OFFICER PEREZ AND BEGAN TO TAKE INITIAL PHOTOGRAPHS. AFTER I BEGAN TAKING PHOTOGRAPHS OF THE SCENE AND THE VEHICLE, SENIOR OFFICER SHANK ARRIVED. I THEN GAVE THE CAMERA TO SENIOR OFFICER SHANK TO CONTINUE TAKING THE PHOTOGRAPHS AND BEGAN TO SUPERVISE THE CRIME SCENE. I ALSO MADE CONTACT WITH SERGEANT KELLEY WHO TOOK THE POSITION OF THE INCIDENT COMMANDER AND I BECAME THE CRIME SCENE SUPERVISOR.

ONCE THE SUSPECT WAS REMOVED FROM THE VEHICLE AND TRANSPORTED BY EMS, WE BEGAN TO PLACE CRIME SCENE TAPE UP AROUND THE AREA TO SECURE THE LOCATION. I WAS EVENTUALLY RELIEVED BY SERGEANT NEAIL HOLLAND, WHO TOOK OVER THE COMMAND OF THE CRIME SCENE.

END OF REPORT - Michael Gregson
K:IHomicide\2011\1120618 OIS\1120618\#030.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | 10/24/2011 2045 HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET IN OXNARD, CALIFORNIA |
| Victim: |  | Suspect: M | EDINA, AUGUSTIN RINCON |

## DETAILS

ON OCTOBER $24^{\text {TH }}$, 2011, AT APPROXIMATELY 2045 HOURS, I WAS ON SCENE AT N REFERENCE TO A DOMESTIC DISPUTE INVOLVING SUSPECT AUGUSTIN MEDINA. OFFICERS RAMIRO HOLGUIN, MICHAEL COLE, AND DEREK STEPHENS WERE ALSO ON SCENE HANDLING THE INVESTIGATION. (FOR FURTHER INFORMATION IN REFERENCE TO MY ACTIONS AND OBSERVATIONS DURING THAT CALL, REFER TO MY FOLLOW-UP REPORT NO. 1120617.)

AS I PREPARED TO LEAVE THAT SCENE, I CONTACTED OXNARD POLICE DISPATCH AND WAS ADVISED THAT DEPUTIES FROM THE VENTURA COUNTY SHERIFF'S DEPARTMENT WERE IN PURSUIT OF A VEHICLE IN THE CITY OF OJAI. I WAS TOLD THAT THE PURSUIT STARTED WHEN THE DRIVER OF THE SUSPECT VEHICLE HAD SHOT AT DEPUTIES. I WAS ALSO TOLD THAT THE DRIVER OF THE VEHICLE WAS POSSIBLY SUSPECT AUGUSTIN MEDINA. THE PURSUED VEHICLE WAS DESCRIBED AS AN OLDSMOBILE. OFFICER HOLGUIN, WHO WAS CONTACTING THE FEMALE VICTIM OF THE DOMESTIC, VERIFIED FROM HER THAT THE VEHICLE SUSPECT MEDINA DRIVES WAS POSSIBLY AN OLDSMOBILE.

I DECIDED TO REMAIN AT THE SCENE, BELIEVING THAT IF THE DRIVER OF THE PURSUED VEHICLE WAS, IN FACT, MEDINA, HE MIGHT RETURN TO APARTMENT "G" IN AN ATTEMPT TO FURTHER HARM THE VICTIM. I BEGAN MONITORING THE PURSUIT ON THE VENTURA COUNTY SHERIFF'S DEPARTMENT RADIO FREQUENCY AND ALSO THROUGH UPDATES PROVIDED TO US BY OUR OWN DISPATCHERS. AS THE PURSUIT MADE ITS WAY INTO THE CITY OF OXNARD, I JOINED OFFICERS BOB SHANK, DEREK STEPHENS, EDDIE KASABA, AND BRANDON ORDELHEIDE IN THE REAR PARKING LOT OF THE "BARGAIN SUPER THRIFT STORE" LOCATED AT BOULEVARD. THIS LOT IS DIRECTLY ACROSS FROM WHERE THE VICTIM OF THE DOMESTIC LIVES. WE WERE STANDING NEAR OUR PATROL UNITS IN THE WESTERNMOST PORTION OF THE LOT NEAREST THE EAST SIDEWALK OF "A" STREET. WE CONTINUED TO MONITOR THE PURSUIT AS IT APPROACHED OUR LOCATION.

| Reporting Officer/s: <br> SERGEANT BRIAN WOOLIEY | ID\#/Call Sign: 4624, S-28 | Date/Time Dictated: 10/25/11 2150 HOURS | $\begin{aligned} & \text { Job\# } \\ & 726 \end{aligned}$ |  |
| :---: | :---: | :---: | :---: | :---: |
| SERGEANT BRIAN WOOLLEY | $4624, S-28$ | 10/25/11, 2150 HOURS | $726$ | 10/25/11, JYG |

THE PURSUIT EVENTUALLY MADE ITS WAY NORTHBOUND ON "A" STREET TOWARDS US. THE PURSUIT THEN PASSED OUR LOCATION TO ROBERT AVENUE, WHERE IT TURNED EASTBOUND TOWARDS OXNARD BOULEVARD. THE SUSPECT VEHICLE TURNED SOUTHBOUND ON OXNARD BOULEVARD AND THEN WESTBOUND ON RODERICK AVENUE, WHERE IT DROVE BY US TO THE SOUTH. IT CONTINUED WESTBOUND ON RODERICK AVENUE FROM "A" STREET AND OUT OF OUR SIGHT.

A SHORT TIME LATER THE PURSUIT RETURNED TO OUR LOCATION TRAVELING EASTBOUND IN THE NORTH ALLEY OF RODERICK AVENUE TOWARD "A" STREET. AS THE SUSPECT VEHICLE EMERGED FROM THE ALLEY AND TURNED SOUTHBOUND ON "A" STREET, I HEARD A SINGLE GUNSHOT COMING FROM THE AREA OF THE SUSPECT VEHICLE. FOLLOWING THE SHOT, THE SUSPECT VEHICLE TRAVELED SOUTHBOUND ON "A" STREET AND OUT OF OUR VIEW. ALL OF US REMAINED IN THE PARKING LOT AND CONTINUED TO MONITOR THE PURSUIT.

WE HEARD THAT THE PURSUIT CAME TO A CONCLUSION NEAR THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET, WHERE AN OFFICER-INVOLVED SHOOTING TOOK PLACE WITH THE SUSPECT. I EVENTUALLY RESPONDED TO VICTORIA AVENUE WHERE I WAS TEMPORARILY GIVEN THE ASSIGNMENT OF HANDLING TRAFFIC CONTROL NORTH OF THE INTERSECTION. SEVERAL VEHICLES WERE STOPPED IN THE SOUTHBOUND LANES OF VICTORIA AVENUE NORTH OF HEMLOCK STREET. CRIME SCENE TAPE HAD BEEN PLACED ACROSS VICTORIA AVENUE NORTH OF THE INTERSECTION. OFFICER ROBERT CONTRERAS AND I DIRECTED SEVERAL VEHICLES NORTH OF THE CRIME SCENE TAPE OUT OF THE AREA AS THE OCCUPANTS OF THOSE VEHICLES HAD NOT WITNESSED THE INCIDENT. AFTER SEVERAL MINUTES COMMANDER MEYER, THE ON-DUTY WATCH COMMANDER, DIRECTED ME TO LEAVE THE AREA AND RETURN TO MY DUTIES AS THE FIELD SUPERVISOR IN THE CITY.

FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL REPORTS UNDER REPORT NO. 1120618.

END OF REPORT - Sergeant Brian Woolley
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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618
$\left.\begin{array}{ll|l}\hline \text { Code Section/Description: } & \begin{array}{l}\text { 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) } \\ \text { 2800.1 C.V.C., FELONY EVADING }\end{array} \\ \hline \text { Date/Time Info Received: } & \begin{array}{l}10 / 24 / 11 \\ \text { HOURS }\end{array} & \begin{array}{l}\text { Location of Incident: }\end{array} \\ \hline \text { INITIATING IN THE CITY OF } \\ \text { OJAI /TERMINATING AT } \\ \text { VICTORIA AND HEMLOCK, } \\ \text { OXNARD, CA }\end{array}\right]$

ON 10/25/11 AT APPROXIMATELY 2118 HOURS OFFICER MOSES MARTINEZ AND I WERE IN A MARKED BLACK AND WHITE POLICE VEHICLE MONITORING VENTURA POLICE DEPARTMENT'S RADIO STATION REFERENCE A PURSUIT WITH SHOTS FIRED THAT WAS COMING INTO OUR CITY. OFFICER MARTINEZ AND I STOOD BY AT THE INTERSECTION OF VINEYARD AND "H" STREET, TO SEE IF THE SHERIFF'S DEPARTMENT AND VENTURA POLICE DEPARTMENT NEEDED OUR ASSISTANCE. I SAW SEVERAL SHERIFF'S DEPARTMENT VEHICLES, AS WELL AS VENTURA POLICE DEPARTMENT VEHICLES, TRAVELING WESTBOUND ON VICTORIA AT A HIGH RATE OF SPEED, CHASING AFTER A VEHICLE. ONCE ALL OF THOSE VEHICLES PASSED US, OFFICER MARTINEZ AND I FOLLOWED THE PURSUIT WITHOUT OUR LIGHTS AND SIREN ON, IN CASE THE SHERIFF'S DEPARTMENT OR VENTURA POLICE DEPARTMENT WISHED TO TURN THE PURSUIT OVER TO US.

AT THE INTERSECTION OF VINEYARD AND PATTERSON, WE WERE ADVISED BY DISPATCH THAT THE SHERIFF'S DEPARTMENT WAS ASKING FOR OUR ASSISTANCE IN TAKING OVER THE PURSUIT, OFFICER MARTINEZ AND I THEN INITIATED OUR OVERHEAD RED AND BLUE LIGHTS AND SIREN AND FOLLOWED IN BEHIND THE SHERIFF'S DEPARTMENT VEHICLES. WE ATTEMPTED SEVERAL TIMES TO GET TO THE FRONT OF THE PURSUIT IN ORDER TO TAKE OVER THE PURSUIT, HOWEVER THE SHERIFFS

| Reporting Officer/s: KEVIN GORMLEY | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 5005 \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/25/11 } 2017 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 720 \end{aligned}$ | Date Typed/Typist: <br> 10/25/11. KS |
| :---: | :---: | :---: | :---: | :---: |

DEPARTMENT VEHICLES WOULD NOT LET US PASS. WE, THEREFORE, FOLLOWED THE PURSUIT FOR SEVERAL BLOCKS THROUGHOUT THE CITY.

AT ONE POINT THE VEHICLE WAS TRAVELING SOUTHBOUND ON VICTORIA, PASSING CHANNEL ISLANDS, and we saw pieces of tire in the roadway. the vehicle then made a u-turn in the area by FISHERMAN'S WHARF AND PROCEEDED TO TRAVEL NORTHBOUND ON VICTORIA, PASSING CHANNEL ISLANDS AGAIN. THE PURSUIT TERMINATED IN THE AREA OF VICTORIA, BETWEEN MARINA VILLAGE AND HEMLOCK. OFFICER MARTINEZ AND I GOT OUT OF OUR VEHICLE. AS WE WERE GETTING OUT OF OUR VEHICLE IN ORDER TO HELP WITH A POSSIBLE HIGH RISK STOP, WE HEARD SEVERAL SHOTS BEING FIRED. I TOOK COVER TO THE REAR OF MY VEHICLE UNTIL THE FIRING STOPPED. THIS WAS DUE TO THE FACT THAT THERE WERE SEVERAL OFFICERS IN FRONT OF ME AND I WAS UNSURE OF WHERE THE SHOOTER WAS AT, AT THAT TIME. I THEN TOOK UP A POSITION ON THE DRIVER'S SIDE DOOR OF A SHERIFF'S DEPARTMENT VEHICLE WHICH WAS CANTED OUT ON THE LEFT SIDE OF THE DRIVER'S SIDE OF THE PRIMARY VEHICLE.

ONCE THE SHOOTING HAD STOPPED, I BEGAN SPEAKING TO A SHERIFF'S DEPARTMENT SERGEANT REFERENCE TRYING TO GET A CANINE UP THERE TO CLEAR THE VEHICLE. AS WE WERE ATTEMPTING TO SET UP AN ARREST RESCUE TEAM, I OBSERVED SEVERAL FEMALES RUNNING TOWARDS THE VEHICLE. DUE TO THE FACT THAT THERE WAS STILL POSSIBLY A GUN IN PLAY AND THESE FEMALES WERE RUNNING TOWARD THE AREA WHERE THE SUSPECT WAS AT, OFFICERS THEN BEGAN TO APPROACH THE VEHICLE. I GRABBED ONE OF THE YOUNGER FEMALES AND ESCORTED HER TO THE GRASS AREA ON THE EASTSIDE OF VICTORIA. ONCE SHE WAS SECURED BY ADDITIONAL OFFICERS AND THE SCENE WAS SAFE, I THEN BEGAN PUTTING UP CRIME SCENE TAPE IN THE AREA. ONCE THAT WAS FINISHED, I RESPONDED TO THE AREA WHERE SERGEANT TIM KELLEY WAS SETTING UP THE IC. HE ADVISED ME THAT HE NEEDED ME TO RIDE IN THE AMBULANCE WITH THE SUSPECT AUGUSTIN MEDINA.

AT APPROXIMATELY 2202 HOURS I ENTERED THE AMBULANCE AND TURNED MY DIGITAL TAPE RECORDER ON. I STOOD BY IN THE AMBULANCE UNTIL FIRE AND AMBULANCE PERSONNEL LOADED SUSPECT MEDINA INTO THE VEHICLE. THEY WERE WORKING ON SUSPECT MEDINA AND HAD A bREATHING MASK ON HIM TO ASSIST WITH HIS BREATHING. THE ENTIRE TIME WE WERE TRAVELING TO VENTURA COUNTY MEDICAL CENTER I WAS ATTEMPTING TO GET A STATEMENT FROM MEDINA. I ADVISED MEDINA THAT I WAS A POLICE OFFICER WITH THE OXNARD POLICE DEPARTMENT AND I ASKED him Several times if he could tell me what had happened. he was unresponsive the entire TIME. AT ONE POINT HE BEGAN MOANING AND IT SEEMED LIKE HE WAS ATTEMPTING TO SAY SOMETHING. THE FIREFIGHTER INSIDE OF THE AMBULANCE TOOK OFF HIS MASK AND SUSPECT MEDINA BEGAN TO MOVE HIS HEAD AROUND. THE FIREFIGHTER ADVISED HIM TO NOT MOVE HIS HEAD AROUND. AT ONE POINT SUSPECT MEDINA STATED SOMETHING TO THE EFFECT OF THAT HIS HEAD HURT. I LATER REVIEWED MY TAPE RECORDING AND I WAS UNSURE EXACTLY WHAT HE SAID AT THAT TIME. HE THEN

WENT BACK UNRESPONSIVE AND CONTINUE TO MOAN, HOWEVER HE DID NOT OPEN HIS EYES OR SAY ANYTHING ELSE TO ME AND I WAS UNABLE TO GET A STATEMENT FROM HIM AT THAT TIME. I RECORDED THE ENTIRE TIME UNTIL WE GOT INTO THE ER AND DOCTORS AND NURSES BEGAN TO TREAT SUSPECT MEDINA. I TURNED MY TAPE RECORDER AT 2227 HOURS DUE TO THE FACT THAT HOSPITAL PERSONNEL INJECTED SUSPECT MEDINA WITH SOMETHING THAT WOULD KNOCK HIM OUT AND I WAS UNABLE TO GET ANY FURTHER STATEMENTS FROM HIM AT THAT TIME.

AS DOCTORS AND NURSES WERE TENDING TO SUSPECT MEDINA, ONE OF THE NURSES IDENTIFIED AS WITNESS $\quad$ ADVISED ME THAT HE HAD LOCATED A SPENT BULLET ON THE GURNEY LOCATED UNDERNEATH THE RIGHT SIDE OF SUSPECT MEDINA. BANNING TOLD ME THAT WHEN THEY MOVED SUSPECT MEDINA. THE BULLET LOOKED LIKE IT WAS GOING TO FALL ON THE GROUND, THEREFORE HE GRABBED IT WITH HIS HAND WHICH WAS COVERED IN A RUBBER GLOVE. HE THEN PLACED THE BULLET BACK WHERE HE FIRST SAW IT. I TOOK PHOTOGRAPHS WITH MY PERSONAL PHONE OF THE BULLET, WHICH LOOKED LIKE IT HAD STRUCK SOMETHING, DUE TO THE FACT THAT IT WAS FRAGMENTED. ONCE THOSE PHOTOGRAPHS WERE TAKEN, I PLACED THE BULLET INSIDE OF A EVIDENCE BAG AT THAT TIME.

I THEN STOOD BY WITH MEDINA FOR THE REST OF THE NIGHT UNTIL I WAS RELIEVED. WHILE I WAS STANDING BY WITH MEDINA, I WAS ASSISTED BY DETECTIVE MIKE YOUNG. DETECTIVE YOUNG ASKED ME IF COULD ATTEMPT TO GET A BLOOD SAMPLE FROM MEDINA. AT APPROXIMATELY 2358 HOURS ON 10/24/11 A BLOOD SAMPLE WAS OBTAINED BY NURSE $\square$ THIS BLOOD SAMPLE WAS LATER MARKED, TAGGED AND PLACED INTO EVIDENCE UNDER BARCODE 180432. IT SHOULD BE NOTED THAT I WAS IN POSSESSION OF THE BLOOD SAMPLE THE ENTIRE TIME, FROM THE TIME THAT IT WAS TAKEN UNTIL I BOOKED IT INTO EVIDENCE LATER THAT NIGHT. A URINE SAMPLE WAS ALSO TAKEN FROM SUSPECT MEDINA VIA HIS CATHETER BAG. THIS WAS ALSO DONE BY NURSE $\square$ THIS WAS TAKEN AT 0007 HOURS ON 10/25/11. THIS WAS ALSO IN MY POSSESSION THE ENTIRE TIME UNTIL I PLACED IT INTO THE EVIDENCE LOCKER LATER THAT NIGHT,

WHILE AT THE HOSPITAL I ALSO COLLECTED ONE PAIR OF WHITE AND BLUE BOXER STYLE UNDERWEAR WORN BY SUSPECT MEDINA DURING THE INCIDENT. THIS UNDERWEAR WAS CUT OFF OF HIM AT THE HOSPITAL. I PLACED THAT INTO A PAPER BAG AND LATER MARKED, TAGGED AND PLACED IT INTO EVIDENCE UNDER BARCODE 180438. THE BULLET FRAGMENT WAS ALSO LATER MARKED, TAGGED AND PLACED INTO EVIDENCE UNDER BARCODE 180434.

FOR FURTHER INFORMATION REGARDING THIS INCIDENT REFER TO ALL OTHER REPORTS UNDER THIS SAME REPORT NUMBER.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 11-20618


## DETAILS

ON 10/24/11 AT ABOUT 2230 HOURS, I WAS EMPLOYED BY THE OXNARD POLICE DEPARTMENT AND ASSIGNED TO THE VIOLENT CRIMES UNIT AS A ROBBERY/ VIOLENT ASSAULTS INVESTIGATOR. I WAS AT HOME WHEN I RECEIVED A TELEPHONE CALL FROM MY SUPERVISOR, SERGEANT CHRIS WILLIAMS. SERGEANT WILLIAMS INFORMED THAT AN OFFICER INVOLVED SHOOTING HAD JUST OCCURRED AND ASKED ME TO RESPOND TO THE AREA OF VICTORIA AVE AND HEMLOCK ST TO ASSIST WITH THE INVESTIGATION.

WHEN I ARRIVED AT THE LOCATION I MET WITH OTHER INVESTIGATORS FROM THE VIOLENT CRIMES UNIT AND WE WERE BRIEFED ON THE INCIDENT. AFTER BEING BRIEFED I WAS DIRECTED BY SERGEANT WILLIAMS TO CONTACT A WITNESS WHO I IDENTIFIED AS

| UPON CONTACTING | SHE INFORMED HE THAT THE SUSPECT IN THIS INCIDENT WAS HER UNCLE |  |  |
| :---: | :---: | :---: | :---: |
| WHO SHE IDENTIFIED AS AUGUSTIN. TOLD ME SHE HAD BEEN AT HER HOUSE WHEN HER |  |  |  |
| MOTHER, | CAME INTO HER ROOM AND TOLD HER AUGUSTIN WAS IN A HIGH SPEED |  |  |
| PURSUIT WITH POLICE. | TOLD ME HER MOTHER, HAD RECEIVED THE NEWS ABOUT THE |  |  |
| Reporting Officer/s: DETECTIVE JAIME MIRANDA | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 5077 / \mathrm{V} 9 \end{aligned}$ | Date/Time Typed: $10 / 25 / 11,1450$ | Typist (Officer): JM 5077 |

HOME.

WHEN THEY GOT THERE, SAID THEY WERE STANDING OUTSIDE AND THEY COULD HEAR THE HELICOPTER HOVERING NEARBY. BECAUSE THE HELICOPTER SOUNDED SO CLOSE, SAID THEY HAD A FEELING AUGUSTIN WAS GOING TO HEAD TOWARDS THEIR DIRECTION. AS $\square$ STOOD IN FRONT OF HER AUNT $\square$ RESIDENCE SHE SAW HER UNCLE AUGUSTIN DRIVE BY WITH POLICE UNITS IN PURSUIT FROM BEHIND.

AUGUSTIN DID NOT STOP AND CONTINUED DRIVING IN A SOUTHERN DIRECTION. AID SHE AND HER FAMILY THEN GOT A FEELING THAT AUGUSTIN MAY HEAD OVER TO THEIR RESIDENCE ON VICTORIA AVE SO THEY DROVE TO THAT LOCATION. AS THEY ARRIVED THEY PARKED TO THE REAR OF THE APARTMENT WHICH IS ONE STREET EAST OF $\square$ RESIDENCE. AFTER PARKING THEY RAN OUT TOWARDS VICTORIA AVE WHERE THEY SAW POLICE YELLING COMMANDS AT AUGUSTIN TO STEP OUT OF THE VEHICLE. SAID SHE NEVER HEARD ANY GUNSHOTS, NOR WAS SHE AWARE THAT A SHOOTING HAD JUST TAKEN PLACE.
SAID SHE STOOD ON THE SIDE OF THE ROAD WITH HER COUSIN

| ATTEMPTED TO PLEAD WITH AUGUSTIN TO SURRENDER TO POLICE. |
| :--- |
| MOTHER |
| RAN TOWARDS AUGUSTIN'S VEHICLE AND ATTEMPTED TO CHECK |
| ON HIM. |
| BACK TO SHE DID. | SAID SHE WAS GOING TO RUN OUT WITH HER MOTHER, BUT POLICE TOLD HER TO STAY

DID NOT KNOW WHY HER UNCLE WAS RUNNING FROM POLICE AND SHE DID NOT HAVE ANY FURTHER INFORMATION TO PROVIDE ME WITH. AFTER CONCLUDING MY INTERVIEW WITH HER SHE WAS RELEASED FROM THE SCENE WITHOUT FURTHER INCIDENT. I LATER DOWNLOADED THE DIGITAL RECORDING OF MY CONTACT WITH INTO THE OXNARD POLICE DEPARTMENT DATABASE. FOR FURTHER DETAILS ON THIS CASE REFER TO THE ADDITIONAL REPORTS UNDER THE SAME REPORT NUMBER.

## END OF REPORT - Detective Jaime Miranda

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# OXNARD POLICE DEPARTMENT <br> FOLLOW-UP REPORT 

CASE NO. 11-20618


## DETAILS

ON 10/25/11 AT ABOUT 0330 HOURS I WAS WORKING AS A ROBBERYNIOLENT ASSAULTS INVESTIGATOR FOR THE VIOLENT CRIMES UNIT OF THE OXNARD POLICE DEPARTMENT. I HAD BEEN CALLED OUT TO ASSIST WITH AN OFFICER INVOLVED SHOOTING INCIDENT. WHILE ON SCENE OF THE SHOOTING I PROCEEDED TO ASSIST IN MAINTAINING THE CRIME SCENE AND SEARCH FOR ADDITIONAL EVIDENCE UNTIL I DIRECTED BY SERGEANT WILLIAMS TO RESPOND TO TO CONTÁCT


#### Abstract

HAD WITNESSED THE SHOOTING WHICH OCCURRED ON VICTORIA AVE, AND HIS VEHICLE HAD BEEN STRUCK BY THE GUN FIRE, UPON ARRIVING AT 'S RESIDENCE, I CONTACTED HIM AT HIS FRONT DOOR ALONG WITH MY PARTNER DETECTIVE JOHN SUNIA. SHOWED ME THE BULLET STRIKE TO HIS VEHICLE. I INFORMED HIM THAT WE WOULD BE TAKING THE VEHICLE AS EVIDENCE AND ASKED IF HE WOULD SIGN A PERMISSION TO SEARCH FORM, $\square$ COOPERATED AND SIGNED THE PERMISSION TO SEARCH FORM. FOR FURTHER DETAILS ON $\square$ STATEMENT REFER TO DETECTIVE SUNIA'S REPORT UNDER THE SAME REPORT NUMBER.


NACHO TOWING RESPONDED TO THE RESIDENCE AND TOOK CUSTODY OF THE VEHICLE. I HAD THE TOW TRUCK FOLLOW ME TO THE OXNARD POLICE DEPARTMENT STORAGE FACILITY WHERE THE VEHICLE WAS SECURED. I COMPLETED THE CHP 180 REPORT FORM AND LATER SUBMITTED IT TO RECORDS AT THE OXNARD POLICE DEPARTMENT.

| Reporting Officer/s: <br> DETECTIVE JAIME MIRANDA | ID\#/Call Sign: <br> $5077 / \mathrm{V} 9$ | Date/Time Typed: <br> $10 / 25 / 11,1458$ | Typist (Officer): <br> JM 5077 |
| :--- | :--- | :--- | :--- |

SERGEANT WILLIAMS REQUESTED THAT DETECTIVE SUNIA AND I RESPOND TO
TO ASSIST WITH THE SERVICE OF A SEARCH WARRANT RELATED TO THIS CASE, I STOOD BY UNTIL SENIOR DETECTIVE ALEX ARNETT COMPLETED THE SEARCH WARRANT, ONCE COMPLETED, I RESPONDED TO THE ADDRESS ON RODERICK AVE WHERE I MET WITH OTHER INVESTIGATORS FROM THE VIOLENT CRIMES UNIT.

SENIOR DETECTIVE ARNETT NOTIFIED SERGEANT WILLIAMS ONCE THE SEARCH WARRANT WAS SIGNED BY A JUDGE, AND WE PROCEEDED TO SEARCH THE RESIDENCE. AFTER THE COMPLETING THE SEARCH WE WALKED THROUGH THE NORTH ALLEY OF RODERICK AVE WEST OF "A" STREET. WE HAD RECEIVED INFORMATION THAT THE SUSPECT HAD FIRED A ROUND IN THAT SPECIFIC AREA. WHILE CHECKING THE AREA, SENIOR DETECTIVE ALEX ARNETT LOCATED A SPENT BULLET IN THE MIDDLE OF THE ALLEY JUST WEST OF THE WEST SIDEWALK OF "A" STREET. I TOOK DIGITAL PHOTOGRAPHS OF THE BULLET, COLLECTED IT, AND LATER BOOKED IT INTO EVIDENCE AT THE OXNARD POLICE DEPARTMENT.

I ALSO BOOKED THE PHOTOGRAPHS TAKEN DURING THE SEARCH WARRANT INTO EVIDENCE AS WELL. FOR FURTHER DETAILS REFER TO THE ADDITIONAL REPORTS UNDER THE SAME REPORT NUMBER,

END OF REPORT - Detective Jaime Miranda
K:IHomicidel201111120618 OIS\1120618\#034.doe

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI /TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: | Suspect: MEDINA, AUGUSTIN RINCON |  |  |

## DETAILS

ON 10/24/11, AT APPROXIMATELY 2310 HOURS, I ASSISTED ON A DOMESTIC A WHERE THE SUSPECT LATER IDENTIFIED AS AUGUSTIN MEDINA HAD FLED THE AREA.

AFTER WE WERE CLEARING THE CALL, I HEARD THE SUBJECT WAS POSSIBLY INVOLVED IN A HIGH SPEED PURSUIT WITH SHOTS BEING FIRED AT OFFICERS COMING SOUTHBOUND ON THE \#33 TOWARD THE \#101.

I DROVE MY VEHICLE TOWARD VICTORIA, AND SAW THE SUSPECT VEHICLE COME OFF THE OFF-RAMP AND CONTINUE SOUTHBOUND ON VICTORIA, AND I CONTINUED WESTBOUND ACROSS OXNARD BOULEVARD. SEVERAL VENTURA POLICE DEPARTMENT AND VENTURA COUNTY SHERIFF'S OFFICERS WERE IN PURSUIT.

I ARRIVED AT THE TERMINATION OF THE PURSUIT APPROXIMATELY TEN SECONDS AFTER THE LAST SHOTS WERE FIRED. WHILE THERE I NOTED A MALE SUBJECT INSIDE, AND I CONTINUED TO GIVE HIM VERBAL COMMANDS. I TOLD HIM TO PUT HIS HANDS UP AND COME OUT OF THE STORE SLOWLY. I NOTED A LARGE CROWD WAS GATHERING TO THE APARTMENT COMPLEXES TO THE EAST OF MY LOCATION. THREE FEMALE SUBJECTS CAME RUNNING OUT TOWARD THE VEHICLE AND WERE TAKEN INTO CUSTODY.

| Reporting Officer/s: CODY COLLET | ID\#/Call Sign: 5272/21A | $\begin{aligned} & \text { Date/Time Dictated: } \\ & 10 / 26 / 11,0358 \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 738 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & \text { 10/26/11, SL } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

I RAN TOWARD THE LARGE CROWD OF APPROXIMATELY 80 PEOPLE FORMING AND SET UP CROWD CONTROL. AFTER THE INCIDENT WAS STABILIZED, I WAS TASKED WITH CONDUCTING A CANVASS OF THE AREA.

I CONTACTED A BYSTANDER IDENTIFIED AS $\square$ HE SAID HE HEARD THE SHOTS FROM HEMLOCK IN HIS CAR AND DID NOT SEE ANYTHING. HE SAID HE HEARD APPROXIMATELY 30 SHOTS.


ALL STATED THEY DID NOT SEE OR HEAR ANYTHING REFERENCE THE INCIDENT.


INCIDENT AND DID NOT SEE OR HEAR ANYTHING.
 HE HEARD SEVERAL SHOTS IN THE AREA.
 ADVISED HE HAD HEARD SEVERAL SHOTS BUT DID NOT SEE OR HEAR ANYTHING ELSE.

THEM ADVISED THEY DID NOT SEE OR HEAR ANYTHING.


SHOTS AND NOTHING FURTHER.

 ANYTHING ELSE REFERENCE THE INCIDENT.


SAID SHE CAME HOME AFTER THE INCIDENT AND DID NOT HAVE ANYTHING FURTHER.

I CONTACTED THE RESIDENCE AT $\square$ NITH NO ANSWER.

AFTER I CONDUCTED THE CANVASS, I WATCHED A BULLET STRIKE IN THE SECOND STORY OF THE APARTMENT COMPLEX AT UNTIL APPROXIMATELY 0830 HOURS WHEN I WAS RELIEVED.

I LATER RETURNED TO THE OXNARD POLICE DEPARTMENT WHERE THE RECORDED CONTACT WAS DOWNLOADED INTO THE OXNARD POLICE DEPARTMENT'S DATABASE UNDER THE SAME REPORT NUMBER.

FOR FURTHER INFORMATION REFERENCE THE INITIAL INCIDENT, REFER TO OFFICERS' REPORTS UNDER THE SAME REPORT NUMBER.

END OF REPORT - Cody Collet
K: Homicidel201111120618 OISI1120618\#035.doc:

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: <br> Date/Time Info Received: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \frac{2004111200}{10.2100} \\ & \text { HOURSS } \end{aligned}$ | Location of Incident: | INTIATING IN THE CTY OF OJAI TERMINATING AT OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11, AT APPROXIMATELY 2310 HOURS, I ARRIVED ON SCENE AFTER THE TERMINATION OF A HIGH-SPEED PURSUIT WHERE SHOTS WERE FIRED AT OFFICERS. I WAS TASKED WITH CONDUCTING A CANVASS OF THE AREA. I CONTACTED THE RESIDENTS AT

IDENTIFIED AS $\square$

| Reporting Officer/s: CODY COLLET | ID\#/Call Sign: $5272,21 \mathrm{~A}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/26/11, } 0403 \text { HRS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 739 \end{aligned}$ | Date Typed/Typist: 10/26/11, LM |
| :---: | :---: | :---: | :---: | :---: |

OLD ME THAT HE WAS UP ON HIS BALCONY BECAUSE HE HEARD THE HELICOPTER AND HEARD THE POLICE SIRENS. HE SAID HE SAW THE SUSPECT VEHICLE GOING EASTBOUND ON HEMLOCK STREET AND MAKING SEVERAL CIRCLES THROUGHOUT THE AREA. SAW THE TERMINATION OF THE pursuit. he said that once the suspect vehicle stopped, he heard one shot and then HEARD SEVERAL SHOTS RETURNED AFTER THAT. HE SAID THAT HE AND HIS WIFE WERE SCARED AND RAN BACK IN THE HOUSE. HE SAID THAT HE CAME BACK OUT TO LOOK AND HEARD THE OFFICERS SAYING, "PUT YOUR HANDS UP" AND "COME OUT." HE SAID THAT AFTER SEVERAL SECONDS HE SAW THREE TO FOUR "LADIES" COME RUNNING OUT TO THE AID OF THE SUSPECT. SAID. "THEY DIDN'T OBEY." HE WAS REFERRING TO THE "LADIES" WHO DID NOT OBEY THE OFFICERS WHEN THEY TOLD THEM TO STAY BACK. SAID THE OFFICERS TOLD THE LADIES TO STAY BACK SEVERAL TIMES, BUT THEY REFUSED AND RAN OUT TO THE SUSPECT. I ASKED $\square$ HE HAD ANY FURTHER INFORMATION TO PROVIDE ME, AND HE TOLD ME "NO." I CONCLUDED MY INVESTIGATION WITH

I LATER RETURNED TO THE OXNARD POLICE DEPARTMENT WHERE THE RECORDED CONTACT WITH WAS DOWNLOADED INTO THE OXNARD POLICE DEPARTMENT DATABASE UNDER THIS SAME REPORT NUMBER.

## END OF REPORT - Cody Collet

K-Homicidel2011)11120618 OIS $11120618 \# 036.00 \mathrm{C}$

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


| Code: EV/G | APS Card: NO | Property Name: BULLET |  |  |
| :---: | :---: | :---: | :---: | :---: |
| Brand: |  | Serial \#: |  | Model: |
| Qty: 1 |  | Barcode\#: 180575 | ERFA\#: | Value: |


| Code: | EV/K | APS Card: NO | Property Name: | DIGITAL RECORDING |  |  |
| :--- | :--- | :--- | :--- | :--- | :--- | :---: |
| Brand: PUMA | Serial \#: |  | Model: |  |  |  |
| Qty: 1 | Barcode\#: | ERFA\#: | Value: |  |  |  |
| Description: DIGITAL RECORDING OF CONTACT WITH |  |  |  |  |  |  |

## DETAILS

ON 10/25/11, AT APPROXIMATELY 1930 HOURS, I RESPONDED TO THE VENTURA COUNTY MEDICAL CENTER TO RELIEVE OFFICER VALENZUELA WHO HAD BEEN STANDING BY WITH AUGUSTINE MEDINA MEDINA WAS TRANSPORTED BY AMBULANCE FROM COTTAGE HOSPITAL IN SANTA BARBARA. HE WAS THEN TAKEN INTO THE CT SCAN AND THEN LATER TRANSPORTED UP TO THE I.C.U. FOR FURTHER TESTING PRIOR TO SURGERY. I STOOD BY WITH MEDINA UNTIL HE WAS TAKEN DOWN INTO SURGERY. MIDWAY THROUGH SURGERY, AT APPROXIMATELY 2343 HOURS, $\square$ (DOB:

WHO IS A NURSE INVOLVED IN THE SURGERY, CAME OUT AND GAVE ME THE BULLET THAT WAS REMOVED FROM MEDINA'S SKULL. THE BULLET WAS IN A PLASTIC CANISTER. $\quad$ ADVISED ME THAT THE SURGEON WHO REMOVED THE BULLET WAS I STOOD BY UNTIL I WAS RELIEVED BY OFFICER MARTIN GARCIA. I THEN RETURNED BACK TO THE OXNARD POLICE DEPARTMENT

| Reporting Officer/s: | ID\#/Call Sign | Date/Time Dictated: |  | Job \# |
| :--- | :--- | :--- | :--- | :--- |
| DAVID GARZA | 5274 | $10 / 26 / 11,0140$ HRS | 735 | $10 / 26 / 11$, LM |

AND BOOKED THE PLASTIC CANISTER WHICH CONTAINED THE BULLET INTO EVIDENCE. IT WAS PLACED INTO EVIDENCE UNDER BARCODE NUMBER 180575. THAT CONCLUDED MY INVESTIGATION.

## END OF REPORT - David Garza

K:IHomicide\2011\1120618 OISI1120618\#037.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 PC, ATTEMPT MURDER |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: $10 / 24 / 11,2008$ | Location of Incident:VICTORIA AVE @ HEMLOCK <br>  |  | ST <br> OXNARD, CA 93035 |
| Victim: $\quad$ STATE OF CALIFORNIA | Suspect: $\quad$ MEDINA, AUGUSTIN RINCON |  |  |

## CALL OUT REPORT

ON MONDAY, 10/24/11 AT APPROXIMATELY 2209 HOURS, I WAS OFF-DUTY WHEN I RECEIVED A TELEPHONE CALL FROM OXNARD POLICE DEPARTMENT SERGEANT SHARON GILES. SERGEANT GILES ADVISED THAT THERE HAD BEEN AN OFFICER INVOLVED SHOOTING LOCATED NEAR THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET. THE FOLLOWING IS A SUMMARY OF MY INITIAL INVOLVEMENT AS IT RELATES TO THIS CASE.

I RESPONDED TO THE SCENE AND ARRIVED AT 2255 HOURS. I PARKED MY DETECTIVE UNIT FACING SOUTHBOUND IN THE NUMBER ONE LANE OF SOUTHBOUND VICTORIA AVENUE, NORTH OF THE CRIME SCENE TAPE. I WALKED SOUTHBOUND ON VICTORIA AVENUE AND I ENTERED THE CRIME SCENE. I CONTACTED THE SUPERVISORS ON SCENE AND WAITED FOR THE BRIEFING.

DETECTIVE JEFF KAY AND OFFICER DEREK STEPHENS, CONDUCTED THE BRIEFING. DETECTIVE JEFF KAY WAS ASSIGNED AS CASE AGENT. DETECTIVE KAY ASSIGNED DETECTIVE BAKARI MYERS AND ME TO ASSIST HIM BY INTERVIEWING THE OXNARD POLICE OFFICERS INVOLVED IN THE SHOOTING THAT WERE CURRENTLY AT THE POLICE DEPARTMENT. I RESPONDED THE OXNARD POLICE DEPARTMENT.

I ARRIVED AT THE OXNARD POLICE DEPARTMENT AND RETRIEVED THE OFFICERS' UNIFORMS AND EQUIPMENT. FOR DETAILS REGARDING THE ITEMS TAKEN REFER TO MY AND DETECTIVE MYERS' SUPPLEMENTAL REPORT UNDER THIS REPORT NUMBER.

DETECTIVE MYERS AND I LATER CONDUCTED INTERVIEWS WITH OFFICER EDWARD BALDWIN, OFFICER MOSES MARTINEZ, OFFICER ROQUE RIVERA, AND OFFICER MARTIN PEREZ. FOR DETAILS REFERENCE THE OFFICERS' STATEMENTS, REFER TO MY AND DETECTIVE MYERS' SUPPLEMENTAL REPORTS UNDER THIS REPORT NUMBER.

I REMAINED AT THE OXNARD POLICE DEPARTMENT CONDUCTING OTHER ASPECTS OF THE INVESTIGATION UNTIL APPROXIMATELY 1015 HOURS ON 10/25/11, AT WHICH TIME I CLEARED FOR THE DAY.

## END OF REPORT - Sonia Sanchez

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: $664 / 187$ PC, ATTEMPT MURDER |  |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: 10/24/11, 2008 | Location of Incident:VICTORIA AVE @ HEMLOCK <br>  |  | ST <br>  |
| OXNARD, CA 93035 |  |  |  |



| Code: | EV/K | APS Card: |  | Property Name: MAGAZINES AND AMMUNITION |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | 4-MAGAZINES; 32-ROUNDS |  |  | Serial \#: |  |  | Model: |
| Qty: |  |  |  | Barcode\#: | 180492 | Erfa\#: |  |
| Description: $\begin{aligned} & 4 \text { MAGAZINES AND } 32 \text { ROUNDS OBTAINED FROM OFFICER BALDWIN'S GUN AND GUN } \\ & \text { BELT }\end{aligned}$ |  |  |  |  |  |  |  |


| Code: | EV/K | APS Card: NO | Property N ma |  |
| :---: | :---: | :---: | :---: | :---: |
| Brand: | SIG SAUER |  | Serial \#: | Model: P220 |
| Qty: | 1 |  | Barcode\#: rouqso [Ema\#\#: | Value: |


| Code: | EV/K | APS Card: NO | Property Name: SHIRT |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | OXPD |  | Serial \#: |  |  | Model: |
| Qty: | 1 |  | Barcode\#: | 180494 | Erfa\#: | Value: |


| Code: EV/K | APS Card: NO | Property Name: PANTS |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: OXPD | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180495 | Erfa\#: | Value: |
| Description: 1 PAIR OF OXNARD POLICE DEPARTMENT UNIFORM PANTS WORN BY OFFICER BALDWIN |  |  |  |


| Code: EV/K $\mid$ APS Card: NO | Property Name: GUN BELT |  |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: SAM BROWNE | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180496 | Erfa\#: | Value: |
| Description: 1 BLACK SAM BROWNE GUN BELT WORN BY OFFICER BALDWIN |  |  |  |


| Reporting Officer/s: | ID\#/Cail Sign | Date/Time Dictated: |  | Job\# |
| :--- | :--- | :--- | :--- | :--- |
| SONIA SANCHEZ | $4952 / \mathrm{D}-25$ | $10 / 26 / 11 ; 1253$ HOURS | NONE | Date Typed/Typist: |

## DETAILS

ON TUESDAY, 10/25/11 AT APPROXIMATELY 0126 HOURS, DETECTIVE BAKARI MYERS AND I CONTACTED OFFICER EDWARD BALDWIN IN THE LIBRARY OF THE OXNARD POLICE DEPARTMENT FOR THE PURPOSE OF DOCUMENTING THE CONDITION IN WHICH OFFICER BALDWIN WAS IN AT THE TIME OF THE SHOOTING.

OFFICER BALDWIN WAS IN FULL UNIFORM, INCLUDING THE SHORT SLEEVE CLASS "B" UNIFORM, LONG CLASS "B" CARGO PANTS, AND WEARING A SAM BROWNE GUN BELT. HIS GUN BELT INCLUDED A MAGAZINE HOLDER CONTAINING THREE MAGAZINES, WHICH DETECTIVE MYERS AND I LATER LEARNED CONTAINED EIGHT ROUNDS IN EACH MAGAZINE; A SIG SAUER P220 HANDGUN, WHICH DETECTIVE MYERS AND I LATER LEARNED CONTAINED SEVEN ROUNDS OF AMMUNITION IN THE MAGAZINE AND ONE ROUND IN THE CHAMBER; AN OLYMPUS DIGITAL RECORDER, THREE HANDCUFFS, ONE CAN OF PEPPER SPRAY, ONE DEPARTMENT ISSUED RADIO, ONE DEPARTMENT ISSUED EXTENDABLE BATON, AND ONE DEPARTMENT ISSUED TASER X26.

UPON DETECTIVE MYERS TAKING OVERALL PHOTOGRAPHS OF OFFICER BALDWIN IN FULL UNIFORM, WE ARRANGED TO HAVE HIM CHANGE INTO CIVILIAN ATTIRE IN ORDER TO PLACE HIS UNIFORM IN EVIDENCE. DETECTIVE MYERS THEN TOOK THE ITEMS AND TOOK OVERALL PHOTOGRAPHS OF OFFICER BALDWIN'S SAM BROWNE, AS WELL AS PHOTOGRAPHS OF HIS DEPARTMENT ISSUED HANDGUN.

AFTER DETECTIVE MYERS TOOK OVERALL PHOTOGRAPHS OF THE SAM BROWNE BELT IN THE CONDITION THAT OFFICER WOOLLEY LEFT IT, DETECTIVE MYERS REMOVED THE SIG SAUER HANDGUN FROM THE HOLSTER. WE NOTED THAT THE HANDGUN CONTAINED ONE LIVE ROUND IN THE CHAMBER WITH SEVEN ADDITIONAL ROUNDS OF AMMUNITION IN THE MAGAZINE. THE GUN WAS THEN UNLOADED AND PLACED IN A SECURE STATE. THE HANDGUN WAS EVENTUALLY BOOKED INTO THE OXNARD POLICE DEPARTMENT UNDER BARCODE NUMBER 180493. THE MAGAZINE THAT THE HANDGUN WAS LOADED WITH AT THE TIME WAS REMOVED AND BOOKED WITH THE AMMUNITION REMOVED FROM IT. THE THREE MAGAZINES THAT WERE ON OFFICER BALDWIN'S SAM BROWNE WERE FOUND TO CONTAIN EIGHT ROUNDS EACH OF LIVE AMMUNITION. ALL OF THE MAGAZINES AND AMMUNITION WERE LATER INDIVIDUALLY SEALED AND LABELED WITHIN A LARGER ENVELOPE THAT WAS MARKED, TAGGED, AND PLACED INTO EVIDENCE UNDER BARCODE NUMBER 180492.

THE THREE HANDCUFFS, TASER, AND PORTABLE RADIO WERE GIVEN BACK TO OFFICER BALDWIN. THE AFOREMENTIONED GUN BELT WAS EXAMINED AND PLACED INTO EVIDENCE UNDER BARCODE 180496.

## END OF REPORT - Sonia Sanchez

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: $664 / 187$ PC, ATTEMPT MURDER |  |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: 10/24/11, 2008 | Location of Incident:VICTORIA AVE @ HEMLOCK <br>  |  |  |
|  |  | ST |  |
|  |  | SUSNARD, CA 93035 |  |



| Code: EV/K | APS Card: NO | Property Name: MAGAZINES AND AMMUNITION |  |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- | :---: | :---: | :---: |
| Brand: | Serial \#: | Model: |  |  |  |  |  |
| Qty: 2-MAGAZINES; 25-ROUNDS | Barcode\#: 180475 | Erfa\#: | Value: |  |  |  |  |
| Description: 2 MAGAZINES AND 25 ROUNDS OBTAINED FROM OFFICER RIVERA'S GUN AND GUN BELT |  |  |  |  |  |  |  |


| Code: | EV/K | APS Card: NO | Property Name: GUN |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | BERETTA |  | Serial \#: |  |  | Model: 92FS <br>  VERTEC |
| Qty: | 1 |  | Barcode\#: | 180479 | Erfa\#: | Value: |


| Code: EV/K | APS Card: NO | Property Name: SHIRT |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: OXPD | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180472 | Erfa\#: | Value: |
| Description: | 1 OXNARD POLICE DEPARTMENT SHORT SLEEVE UNIFORM SHIRT WORN BY OFFICER |  |  |
|  | RIVERA |  |  |


| Code: EV/K | APS Card: NO | Property Name: PANTS |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: OXPD | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180473 | Erfa\#: | Value: |
| Description: 1 PAIR OF OXNARD POLICE DEPARTMENT UNIFORM PANTS WORN BY OFFICER RIVERA |  |  |  |


| Code: EV/K | APS Card: NO | Property Name: GUN BELT |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: SAM BROWNE | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180474 | Erfa\#: | Value: |
| Description: 1 BLACK SAM BROWNE GUN BELT WORN BY OFFICER RIVERA |  |  |  |


| Reporting Officer/s: SONIA SANCHEZ | ID\#/Call Sign 4952 / D-25 | Date/Time Dictated: <br> 10/26/11: 1315 HOURS | Job\# | Date Typed/Typist: <br> 10/26/11: SS4952 |
| :---: | :---: | :---: | :---: | :---: |

## DETAILS

ON TUESDAY, 10/25/11 AT APPROXIMATELY 0155 HOURS, DETECTIVE BAKARI MYERS AND I CONTACTED OFFICER ROQUE RIVERA IN THE LIBRARY OF THE OXNARD POLICE DEPARTMENT FOR THE PURPOSE OF DOCUMENTING THE CONDITION IN WHICH OFFICER RIVERA WAS IN AT THE TIME OF THE SHOOTING.

OFFICER RIVERA WAS IN FULL UNIFORM, INCLUDING THE SHORT SLEEVE CLASS "B" UNIFORM, LONG CLASS "B" CARGO PANTS, AND WEARING A SAM BROWNE GUN BELT. HIS GUN BELT INCLUDED A MAGAZINE HOLDER CONTAINING ONE MAGAZINE, WHICH DETECTIVE MYERS AND I LATER LEARNED CONTAINED FIFTEEN ROUNDS; A BERETTA 92FS VERTEC HANDGUN, WHICH DETECTIVE MYERS AND I LATER LEARNED CONTAINED NINE ROUNDS OF AMMUNITION IN THE MAGAZINE AND ONE ROUND IN THE CHAMBER; AN OLYMPUS DIGITAL RECORDER, TWO HANDCUFF POUCHES CONTAINING ONLY ONE SET OF HANDCUFFS, ONE CAN OF PEPPER SPRAY, ONE DEPARTMENT ISSUED RADIO, ONE DEPARTMENT ISSUED EXTENDABLE BATON, AND ONE DEPARTMENT ISSUED TASER X26. OFFICER RIVERA LATER ADVISED THAT HIS MISSING SET OF HANDCUFFS HAD BEEN USED BY PERSONNEL AT THE SCENE AND THAT HE DID NOT KNOW THEIR CURRENT LOCATION.

UPON DETECTIVE MYERS TAKING OVERALL PHOTOGRAPHS OF OFFICER RIVERA IN FULL UNIFORM, WE ARRANGED TO HAVE HIM CHANGE INTO CIVILIAN ATTIRE IN ORDER TO PLACE HIS UNIFORM IN EVIDENCE. DETECTIVE MYERS THEN TOOK THE ITEMS AND TOOK OVERALL PHOTOGRAPHS OF OFFICER RIVERA'S SAM BROWNE, AS WELL AS PHOTOGRAPHS OF HIS DEPARTMENT ISSUED HANDGUN.

AFTER DETECTIVE MYERS TOOK OVERALL PHOTOGRAPHS OF THE SAM BROWNE BELT IN THE CONDITION THAT OFFICER RIVERA LEFT IT, DETECTIVE MYERS REMOVED THE BERETTA 92FS VERTEC handgun from the holster. We noted that the handgun contained one live round in the CHAMBER WITH NINE ADDITIONAL ROUNDS OF AMMUNITION IN THE MAGAZINE. THE GUN WAS THEN UNLOADED AND PLACED IN A SECURE STATE. THE HANDGUN WAS EVENTUALLY BOOKED INTO THE OXNARD POLICE DEPARTMENT UNDER BARCODE NUMBER 180479. THE MAGAZINE THAT THE HANDGUN WAS LOADED WITH AT THE TIME WAS REMOVED AND BOOKED WITH THE AMMUNITION REMOVED FROM IT. THE OTHER MAGAZINE THAT WAS ON OFFICER RIVERA'S SAM BROWNE WAS FOUND TO CONTAIN FIFTEEN ROUNDS OF LIVE AMMUNITION. BOTH MAGAZINES AND OF THE AMMUNITION WERE LATER INDIVIDUALLY SEALED AND LABELED WITHIN A LARGER ENVELOPE THAT WAS MARKED, TAGGED, AND PLACED INTO EVIDENCE UNDER BARCODE NUMBER 180475.

THE HANDCUFFS, TASER, AND PORTABLE RADIO WERE GIVEN BACK TO OFFICER RIVERA. THE AFOREMENTIONED GUN BELT WAS EXAMINED AND PLACED INTO EVIDENCE UNDER BARCODE 180474.

END OF REPORT - Sonia Sanchez

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., <br>  <br> DELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: | Suspect: MEDINA, AUGUSTIN RINCON |  |  |
| DETAILS |  |  |  |

ON 10/24/11 AT APPROXIMATELY 2200 HOURS, I RESPONDED TO THE AREA OF HEMLOCK AND VICTORIA VENUE TO ASSIST OFFICERS THERE AT THE SCENE OF THE OFFICER INVOLVED SHOOTING.

ONCE AT THE SCENE, I WAS TASKED WITH RELIEVING OFFICER WILKIE WHO WAS CURRENTLY RESPONSIBLE OR SECURITY AT THE SUSPECTS VEHICLE. I ENTERED THE CRIME SCENE AT APPROXIMATELY 2200 HOURS.

I THEN MAINTAINED SECURITY OF THE SUSPECTS VEHICLE AND SECURED THE PERIMETER OF THE CRIME SCENE ITSELF.

AT APPROXIMATELY 0000 HOURS, I WAS RELIEVED OF MY DUTIES AND I THEN EXITED THE CRIME SCENE.

DURING MY TIME THERE, I DID NOT CANVASS OR INTERVIEW ANY WITNESSES TO THIS INCIDENT.

## END OF REPORT - AUGUSTIN Barroso

K:IHomicide\2011\1120618 OIS\1120618\#041.doc

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Dictated: | Job \# | Date Typed/Typist: |
| :---: | :---: | :---: | :---: | :---: |
| AGUSTIN BARROSO | 4734/2F-14 | $\text { 10/26/2011 } 1245$ HOURS | 750 | 10/26/11, PJT |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/24/11 } 2100 \\ & \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI / TERMINATING AT VICTORIA AND HEMLOCK, OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11 AT APPROXIMATELY 2200 HOURS, I RESPONDED TO THE AREA OF HEMLOCK AND VICTORIA AVENUE TO ASSIST REFERENCE THE INVESTIGATION OF AN OFFICER INVOLVED SHOOTING THAT OCCURRED PRIOR TO MY ARRIVAL.

UPON ARRIVING AT THE SCENE, I CONTACTED THE COMMAND POST AND ENTERED THE CRIME SCENE AREA AND WAS ULTIMATELY GIVEN THE TASK OF MAINTAINING A VISUAL AND SECURITY PROTECTION OF THE SUSPECTS VEHICLE IN QUESTION. AT THAT TIME I WENT TO THAT AREA AND RELIEVED SENIOR OFFICER BOB SHANK WHO HAD BEEN PROVIDING OVER WATCH OF THE SUSPECTS VEHICLE.

I REMAINED THERE FOR APPROXIMATELY TWO HOURS BEFORE I WAS ULTIMATELY RELIEVED OF MY DUTIES. I THEN WENT BACK TO THE COMMAND POST AND CHECKED MYSELF OUT OF THE CRIME SCENE AND HAD NO FURTHER INVOLVEMENT REFERENCE THE CRIME AT THE OFFICER INVOLVED SHOOTING.

## END OF REPORT - Jess Aragon

| Reporting Officer/s: <br> JESS ARAGON | ID\#/Call Sign: 4979/F-17 | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/26/2011 } 1245 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 749 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & \text { 10/26/11. PJT } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


| Code: | EV-K | APS Card: | NONE | Property Name: DIGITAL PHOTOGRAPHS |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | NONE |  |  | Serial \#: NONE |  |  |  | Model: | NONE |
| Qty: | SEVERAL |  |  | Barcode\#: |  | ERFA\#: | NONE | Value: | UNK |


| Code: | EV-K | APS Card: NONE | Property Name: PHOTO ALBUM |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | NONE |  | Serial \#: NONE |  | Model: | NONE |
| Qty: | 1 |  | Barcode\#: | ERFA\#: NONE | Value: | UNK |

## DETAILS

ON 10/25/11 AT APPROXIMATELY 0030 HOURS, I WAS OFF DUTY BUT ASSIGNED TO THE VIOLENT CRIMES UNIT OF THE OXNARD POLICE DEPARTMENT, I RECEIVED A TELEPHONE CALL MY SUPERVISOR, SERGEANT CHRISTOPHER WILLIAMS. HE ADVISED ME THAT THERE HAD BEEN AN OFFICER INVOLVED SHOOTING. HE REQUESTED THAT I RESPOND TO THE CRIME SCENE LOCATED ON VICTORIA AVENUE NORTH OF CHANNEL ISLANDS BOULEVARD.

WHEN I ARRIVED AT THE SCENE, I CONTACTED SERGEANT CHRISTOPHER WILLIAMS AND HE TOLD ME THAT HE WANTED ME TO ASSIST IN THIS INVESTIGATION BY AUTHORIZING A SEARCH WARRANT TO ASSIST THE MAJOR CRIMES UNIT.

| Reporting Officer/s: ALEX ARNETT | ID\#/Call Sign: 4439/V2 | Date/Time Dictated: <br> 10/26/2011 1207 HOURS | $\begin{aligned} & \text { Job \# } \\ & 747 \end{aligned}$ | Date Typed/Typist: 10/26/11 PJT |
| :---: | :---: | :---: | :---: | :---: |

I THEN CONTACTED DETECTIVE JEFF KAY OF THE MAJOR CRIMES UNIT OF THE OXNARD POLICE DEPARTMENT. DETECTIVE KAY REQUESTED THAT I AUTHOR A SEARCH WARRANT FOR THE SUSPECTS VEHICLE, AS WELL AS THE RESIDENCE AT IN THE CITY OF OXNARD.

I AUTHORED THE SEARCH WARRANT AND PRESENTED IT TO VENTURA COUNTY SUPERIOR COURT JUDGE CLONINGER. JUDGE CLONINGER SIGNED THE WARRANT AT 0859 HOURS. I CONTACTED SERGEANT CHRISTOPHER WILLIAMS VILLA MY CELL PHONE AT THAT TIME AND ADVISED HIM THAT JUDGE CLONINGER HAD AUTHORIZED THE SEARCH WARRANT BY SIGNING THE WARRANT.

AT THAT POINT, SERVING OF THE SEARCH WARRANT WAS CONDUCTED AT AVENUE, THE OXNARD POLICE DEPARTMENT OFFICERS THAT ASSISTED IN THE SERVICE OF THE SEARCH WARRANT WAS SERGEANT CHRISTOPHER WILLIAMS, DETECTIVE JOHN SUNIA, DETECTIVE MIKE JOHNSON, SENIOR OFFICER CHARLES WOODRUFF, DETECTIVE JAIME MIRANDA, AND DETECTIVE MIKE THOMAS. I WAS ALSO PRESENT DURING THE SERVICE OF THE SEARCH WARRANT.

DURING THE SERVICE OF THE WARRANT, FOUR ITEMS WERE SEIZED; A CELL PHONE WHICH BELONGED OT THE VICTIM THAT WAS HIDDEN BETWEEN THE CUSHIONS OF THE COUCH IN THE LIVING ROOM, COURT PAPERWORK FOR WHICH WAS A RESTRAINING ORDER, PHOTOGRAPHS, AS WELL AS A PHOTO ALBUM WITH THE SUSPECT ALONG WITH A FEMALE AND CHILDREN THAT WERE IN THE PHOTOGRAPHS. THE FOUR ITEMS WERE SEIZED. EACH PLACED IN THEIR INDIVIDUAL EVIDENCE BAGS. THE EVIDENCE WAS LATER MARKED, TAGGED, AND PLACED INTO PROPERTY AS EVIDENCE.

IT SHOULD BE NOTED THAT PRIOR TO THE SEARCH WARRANT PHOTOGRAPHS WERE TAKEN BY DETECTIVE JOHNSON DOCUMENTING THE CONDITION OF THE RESIDENCE. PHOTOGRAPHS OF EACH ITEMS SEIZED WERE ALSO TAKEN PRIOR TO THE ITEMS BEING PLACED INTO EVIDENCE AND EVIDENCE BAGS, AND THEN THE ENTIRE INTERIOR OF THE RESIDENCE WAS AGAIN PHOTOGRAPHS IN ORDER TO DOCUMENT THE CONDITION OF THE RESIDENCE AT THE COMPLETION OF THE SEARCH WARRANT,

FOR MORE INFORMATION REFERENCE THIS INCIDENT, REFER TO OTHER REPORTS UNDER THIS SAME D.R. NUMBER.

## END OF REPORT - Alex Arnett

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br>  <br>  <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 25 / 11$ 0300 <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: CALIFORNIA, STATE OF | Suspect: MEDINA, AUGUSTIN RINCON |  |  |

## DETAILS

ON 10/25/11 AT APPROXIMATELY 0030 HOURS, I WAS OFF DUTY BUT ASSIGNED TO THE VIOLENT CRIMES UNIT AS A GRAFFITI INVESTIGATOR. I WAS CONTACTED BY MY SUPERVISOR SERGEANT CHRISTOPHER WILLIAMS REGARDING AN OFFICER INVOLVED SHOOTING. SERGEANT WILLIAMS REQUESTED THAT I RESPOND TO THE CRIME SCENE WHICH WAS ON VICTORIA AVENUE NORTH OF CHANNEL ISLANDS BOULEVARD TO ASSIST WITH THE INVESTIGATION.

I ARRIVED AT APPROXIMATELY 1300 HOURS, WHEN I ARRIVED I CONTACTED SERGEANT CHRISTOPHER WILLIAMS AS WELL AS OXNARD POLICE OFFICER DEREK STEPHENS. THEY BOTH PROVIDED ME WITH A SUMMARY OF EVENTS INVOLVING THIS INVESTIGATION. AFTER OBTAINING THAT INFORMATION I WAS ASKED BY SERGEANT WILLIAMS TO AUTHOR A SEARCH WARRANT TO ASSIST THE MAJOR CRIMES UNIT WITH THEIR INVESTIGATION.

I THEN MET WITH MAJOR CRIMES INVESTIGATOR DETECTIVE JEFF KEY. I ADVISED HIM THAT I WAS AVAILABLE TO AUTHOR A SEARCH WARRANT FOR THE INVESTIGATION. DETECTIVE KAY ADVISED ME THAT HE WANTED ME TO AUTHOR A SEARCH WARRANT FOR THE SUSPECTS VEHICLE WHICH WAS A BLUISH GRAY COLORED FOUR DOOR OLDSMOBILE ROYALE, CALIFORNIA LICENSE PLATE DETECTIVE KAY ALSO REQUESTED THAT I WRITE A SEARCH WARRANT FOR THE ADDRESS OF

N THE CITY OF OXNARD. I ALSO WROTE A WARRANT TO INCLUDE A VEHICLE BELONGING TO THE VICTIM IN THIS CASE, HE VEHICLE WAS DESCRIBED AS A DARK GRAY COLORED NISSAN MAXIMA FOUR DOOR, CALIFORNIA LICENSE PLATE WHICH WAS PARKED IN FRONT OF THE RESIDENCE ON 'A' STREET NORTH OF RODERICK AVENUE,

I WROTE THE SEARCH WARRANT REQUESTING ALL THE NECESSARY EVIDENCE RELATED TO THE INITIAL INVESTIGATION BE SEIZED FROM THE TWO VEHICLES AS WELL AS THE RESIDENCE AT

| Reporting Officer/s: ALEX ARNETT | ID\#/Call Sign: 4439/V-2 | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/26/2011 } 1137 \text { HOURS } \end{aligned}$ | $\begin{aligned} & \text { Job \# } \\ & 746 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & 10 / 26 / 11, \text { PJT } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

AUGUSTIN MEDINA.

I COMPLETED THE SEARCH WARRANT AT APPROXIMATELY 0600 HOURS. THE SEARCH WARRANT WAS REVIEWED BY VENTURA COUNTY SUPERIOR COURT JUDGE CLONINGER AND WAS SIGNED BY JUDGE CLONINGER AT 0859 HOURS.

REFERENCE THE SERVICE OF THE SEARCH WARRANT. REFER TO THE ADDITIONAL CASE AGENT REPORTS UNDER THIS SAME REPORT NUMBER.
K) Homicidel201111120618 OIS $1120618 \$ 044$ doc:

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |
| :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 11$ <br> HOURS | Location of Incident: HEMLOCK/VICTORIA |
| Victim: CALIFORNIA, STATE OF | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

I'M CURRENTLY ASSIGNED AS THE SERGEANT OF THE VIOLENT CRIMES UNIT (VCU). THE FOLLOWING WILL REFLECT MY INVOLVEMENT IN THE ABOVE LISTED CASE.

ON 10/24/11 AT APPROXIMATELY 2200 HOURS, I WAS OFF DUTY AT MY RESIDENCE WHEN I RECEIVED A PHONE CALL FROM MY SUPERVISOR, COMMANDER ADAIR. HE ADVISED ME THAT THERE HAD BEEN AN OFFICER INVOLVED SHOOTING, HE REQUESTED THAT I RESPOND TO THE CRIME SCENE LOCATED ON VICTORIA AVENUE NORTH OF CHANNEL ISLANDS BOULEVARD. I CONTACTED SENIOR DETECTIVE WOODRUFF AND DETECTIVE MIRANDA TO RESPOND TO THE SCENE.

WHEN I ARRIVED AT THE SCENE, I CONTACTED COMMANDER ADAIR. I ATTENDED THE BRIEFING REGARDING THE INCIDENT. SENIOR DETECTIVE JEFF KAY WAS ASSIGNED AS THE CASE AGENT. HE TASKED MY UNIT WITH INTERVIEWING THE MOTORIST AND WITNESSES NORTH OF THE CRIME SCENE, INTERVIEWING THE PORT HUENEME OFFICERS THAT WITNESSED THE INCIDENT. ASSISTING WITH LOCATING ADDITIONAL EVIDENCE OUTSIDE OF THE ORIGINAL CRIME SCENE, AND AUTHORING A SEARCH WARRANT FOR I CALLED IN SENIOR DETECTIVE ARNETT, DETECTIVE JOHNSON, AND DETECTIVE SUNIA TO ASSIST WITH OUR ASSIGNED TASKS.

I TASKED SENIOR DETECTIVE ARNETT WITH AUTHORING THE SEARCH WARRANT FOR THE RESIDENCE AND DIRECTED HIM TO CONTACT SENIOR DETECTIVE KAY FOR ADDITIONAL INFORMATION, I SUPERVISED MY INVESTIGATORS AND ENSURED THAT ALL OF THE WITNESSES THAT WE WERE TASKED WITH INTERVIEWING WERE CONTACTED AND A STATEMENT WAS GIVEN.

WHILE ASSISTING WITH MANAGING THE SCENE, I LEARNED THAT SEVERAL RESIDENCES TO THE WEST COULD HAVE BEEN EXPOSED TO GUNFIRE, I DIRECTED SEVERAL PATROL OFFICERS TO CONTACT THE RESIDENCES TO THE WEST TO ENSURE THAT NO ONE WAS INJURED BY GUNFIRE FROM THE INCIDENT. I

| Reporting Officer/s: SGT. C. WILLIAMS | ID\#/Call Sign: 5087/V-1 | $\begin{aligned} & \text { Date/Time Dictated: } \\ & 10 / 26 / 111514 \end{aligned}$ | Job\# | Date Typed/Typist: CW |
| :---: | :---: | :---: | :---: | :---: |

ALSO DIRECTED OFFICERS TO ATTEMPT TO LOCATE ANY BULLET STRIKES TO THE NORTH WEST OF THE INCIDENT. OFFICERS NOTIFIED ME THAT THEY HAD LOCATED A BULLET STRIKE TO THE SECOND FLOOR OF THE OCCUPANTS OF THE RESIDENCES WERE CONTACTED AND DETERMINED THAT THEY WEREN'T INJURED. I HAD OFFICER COLLET STAND BY THE LOCATION UNTIL CSI COULD PROCESS THAT SCENE.

I LEARNED THAT A RESIDENT HAD PICKED UP A BULLET FROM THE SECOND FLOOR HALLWAY AND HAD GIVEN THE BULLET TO AN OFF DUTY VCSO DEPUTY THAT LIVED IN THE COMPLEX. HE WAS IDENTIFIED AS I MADE PHONE CONTACT WITH $\square$ AND HE TOLD ME THAT HE GAVE THE BULLET TO VCSO DETECTIVE LOPEZ. I HAD VCSO DETECTIVE HAWES CONTACT DETECTIVE LOPEZ AND DETECTIVE LOPEZ VERIFIED HE HAD CUSTODY OF THE BULLET AND WAS GOING TO BOOK THE BULLET INTO THEIR PROPERTY ROOM AS EVIDENCE. FOR FURTHER INFORMATION REGARDING THE FEMALE THAT HAD ORIGINALLY PICKED UP THE BULLET, REFER TO OFFICER KASABA'S REPORT (SAME CASE NUMBER).

I WAS TOLD BY SERGEANT KELLEY THAT -AD WITNESSED THE INCIDENT BUT LEFT PRIOR TO OFFICERS CONTACTING HIM. $\square$ VEHICLE HAD A BULLET STRIKE ON IT FROM THE INCIDENT. I DIRECTED DETECTIVE SUNIA AND DETECTIVE MIRANDA TO CONTACT RESIDENCE. FOR FURTHER INFORMATION REFER TO THEIR REPORT, SAME CASE NUMBER.

AFTER DETECTIVE SUNIA AND MIRANDA OBTAINED STATEMENT THEY HAD VEHICLE TOWED TO THE ANNEX. AT APPROXIMATELY 0310 HOURS, I MET THE TOW TRUCK AND DETECTIVE SUNIA AND MIRANDA AT OUR OFF SITE FACILITY AND SECURED THE VEHICLE AT THE EVIDENCE PROCESSING AREA.

AT APPROXIMATELY 0859 HOURS, MEMBERS OF VCU AND I SERVED THE SEARCH WARRANT AT FOR FURTHER INFORMATION REGARDING THE ITEMS SEIZED, REFER TO SENIOR DETECTIVE ARNETT'S REPORT (SAME CASE NUMBER).

FOR MORE INFORMATION REFERENCE THIS INCIDENT, REFER TO OTHER REPORTS UNDER THIS SAME D.R. NUMBER.

## END OF REPORT - Christopher Williams

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/24/2011 } \\ & 2045 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET IN OXNARD, CALIFORNIA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/2011, I WAS WORKING AS UNIT 31-A IN THE SAME POLICE CAR WITH OFFICER MARTIN PEREZ. AT APPROXIMATELY 2000 HOURS I OVERHEARD THAT THERE WAS A DOMESTIC IN THE AREA OF "A" STREET AND RODERICK AVENUE. PART OF THE CALL WAS THAT A GUN WAS INVOLVED. INFORMATION WAS LATER PUT OUT THAT THE DISTURBING PARTY WAS AUGUSTIN MEDINA. THEY DID NOT FIND HIM IN THE AREA, BUT THEY FOUND AN EMPTY GUN HOLSTER.

APPROXIMATELY AN HOUR LATER AT 2120 HOURS, I OVERHEARD DISPATCH ADVISING OXNARD POLICE UNITS THAT THERE WAS A VEHICLE PURSUIT COMING FROM OJAI, WHERE POLICE UNITS HAD BEEN SHOT AT. SOMETIME LATER DISPATCH AGAIN ADVISED THAT THE PURSUIT WAS NOW HEADING TOWARDS THE CITY OF OXNARD. WE WERE ADVISED TO STAY OUT OF THE PURSUIT UNTIL THE OTHER AGENCY PURSUING THE VEHICLE REQUESTED ASSISTANCE.

SHORTLY AFTER, OFFICER PEREZ AND I WERE ADVISED TO RESPOND TO THE AREA OF VINEYARD AVENUE AND PEBBLE BEACH TRAIL TO ASSIST IN THE PURSUIT. OFFICER PEREZ AND I WERE IN THE AREA OF FIVE POINTS IN OXNARD. AS WE WERE EN ROUTE TO VINEYARD AVENUE AND THE PEBBLE BEACH TRAIL AREA, IT WAS CLEAR THAT THE VEHICLE WAS BEING PURSUED AWAY FROM VINEYARD AVENUE AND WAS NOW HEADING SOUTH INTO TOWN. THERE WERE VARIOUS LOCATIONS BEING CALLED OUT TO WHERE THE SUSPECT VEHICLE WAS BEING PURSUED APPARENTLY BY ANOTHER AGENCY OTHER THAN OXNARD. I OVERHEARD THAT THE SUSPECT VEHICLE HAD FIRED SHOTS IN OXNARD POSSIBLY IN THE AREA OF RODERICK AVENUE.

OFFICER PEREZ AND I RESPONDED SOUTHWEST IN THE CITY OF OXNARD. WE WERE NOW SOUTHBOUND ON VENTURA ROAD. UNITS STATED THAT THE SUSPECT VEHICLE WAS EASTBOUND ON WOOLEY ROAD APPROACHING PATTERSON ROAD OR PASSING PATTERSON ROAD. OFFICER PEREZ AND I WERE FACING SOUTHBOUND ON VENTURA ROAD AT WOOLEY ROAD.

| Reporting Officer/s: OFFICER CHRISTINA GARCIA | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4525 \end{aligned}$ | Date/Time Dictated: <br> 10/26/11, 1200 HOURS | $\begin{aligned} & \mathrm{Job} \# \\ & 741 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & \text { 10/26/11, JYG } \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

A FADED BLACK VEHICLE DROVE EASTBOUND INTO THE INTERSECTION OF WOOLEY ROAD AT VENTURA ROAD. I WAS DRIVING OUR MARKED BLACK-AND-WHITE POLICE CAR WITH THE LIGHTS AND SIRENS ACTIVATED. OFFICER PEREZ WAS THE PASSENGER. HE POINTED TO THE FADED BLACK VEHICLE AND TOLD ME THAT THAT WAS THE SUSPECT VEHICLE. I FOLLOWED THIS SUSPECT VEHICLE EASTBOUND ON WOOLEY ROAD. PRIOR TO REACHING "H" STREET, THE DRIVER, WHO ENDED UP BEING THE SOLE OCCUPANT OF THE VEHICLE, POINTED A HANDGUN OUT OF THE DRIVER-SIDE WINDOW. HE APPEARED TO BE USING HIS RIGHT HAND AND TRYING TO POINT THE HANDGUN TOWARDS OFFICER PEREZ AND ME AS HE DROVE THE VEHICLE WITH MOST LIKELY HIS LEFT HAND. HE CONTINUED EASTBOUND ON WOOLEY ROAD. I DID NOT BELIEVE THAT SHOTS WERE FIRED FROM THE GUN HE WAS POINTING TOWARDS US. AFTER APPROXIMATELY 15 SECONDS OF POINTING THIS GUN AT US, THE SOLE DRIVER AND OCCUPANT, WHO WAS LATER IDENTIFIED AS AUGUSTIN MEDINA, CONTINUED TRAVELING EASTBOUND ON WOOLEY ROAD.

THE SUSPECT VEHICLE TURNED SOUTHBOUND ON "C" STREET AND THEN WESTBOUND ON KAMALA STREET. WHILE WESTBOUND ON KAMALA STREET, THE SUSPECT VEHICLE HIT SEVERAL DIPS HARD, AND SPARKS CAME OUT FROM THE BOTTOM OF THE VEHICLE. THE REAR WINDOW OF THE SUSPECT VEHICLE, WHICH I BELIEVE HAD AT LEAST ONE BULLET HOLE ON IT, WAS ALSO SHATTERED. AFTER THE VEHICLE HIT ONE OF THE DIPS, THIS REAR WINDOW FELL TO THE TRUNK OF THE VEHICLE AND ONTO THE GROUND AS WE CONTINUED WESTBOUND ON KAMALA STREET.

THE SUSPECT VEHICLE TURNED SOUTHBOUND ON LASSEN STREET AND THEN WESTBOUND ON CHANNEL ISLANDS BOULEVARD. IT CONTINUED WESTBOUND ON CHANNEL ISLANDS BOULEVARD AND PASSED VENTURA ROAD. THE VEHICLE CONTINUED WESTBOUND ON CHANNEL ISLANDS BOULEVARD AND EVENTUALLY MADE A NORTHBOUND TURN ONTO VICTORIA AVENUE, TRAVELING NORTHBOUND IN THE SOUTHBOUND LANES OF VICTORIA AVENUE. IT TRAVELED FOR APPROXIMATELY 100 TO 200 FEET IN THE WRONG DIRECTION. THE SUSPECT VEHICLE THEN ENTERED THE NORTHBOUND LANES OF VICTORIA AVENUE, DRIVING NORTHBOUND. THE SUSPECT VEHICLE DROVE THROUGH SEVERAL STREETS IN THE MARINA VILLAGE NEIGHBORHOOD AREA IN PORT HUENEME. THE SUSPECT VEHICLE CAME VERY CLOSE TO HITTING SEVERAL PARKED VEHICLES WHILE TRAVELING THROUGH THE AREA BUT DID NOT HIT ANY VEHICLES. THE SUSPECT VEHICLE WENT THROUGH SEVERAL OTHER STREETS IN THE AREA AND LOST THE TREAD OFF OF ONE OR BOTH OF ITS LEFT TIRES. WHILE I WAS PURSUING THE SUSPECT VEHICLE NORTHBOUND ON VICTORIA AVENUE, I NOTICED A HELICOPTER MONITORING THE PURSUIT. I BELIEVE THAT AT THIS POINT, WE ENTERED THE MARINA VILLAGE NEIGHBORHOOD AREA AGAIN. WE EXITED THE NEIGHBORHOOD THROUGH THE MARINA VILLAGE STREET WESTBOUND TOWARDS VICTORIA AVENUE AND THEN NORTHBOUND ON VICTORIA AVENUE.

MEDINA PULLED OVER TO THE CURB WHICH WOULD POSSIBLY BE LANE \#3 AND WAS STILL FACING NORTHBOUND. THE SUSPECT VEHICLE STOPPED. I STOPPED BEHIND IT AND SAW MEDINA PARTIALLY

OPEN THE DRIVER-SIDE DOOR. HIS LEFT HAND WAS HOLDING THE BOTTOM DOOR FRAME. HIS HEAD WAS EXPOSED LOOKING IN MY DIRECTION. I STEPPED OUT OF MY POLICE CAR TO STAND BEHIND MY DRIVER-SIDE DOOR. SECONDS AFTER, I SAW MEDINA'S HEAD REENTER THE SUSPECT VEHICLE. AT THIS POINT, I BELIEVED THAT HE WAS GOING TO TRY TO DRIVE AWAY FROM THE AREA.

I SAT IN THE DRIVER'S SEAT PORTION OF MY POLICE VEHICLE AND STARTED TO PREPARE TO DRIVE AWAY. I WAS PREPARED TO FOLLOW MEDINA FROM THE AREA IF HE WAS GOING TO DO SO. AS I WAS PUTTING THE CAR IN GEAR, I SAW MEDINA LOOKING OUT THE OPEN DRIVER-SIDE DOOR AREA. THINKING THAT HE WAS GOING TO STEP OUT OF THE VEHICLE, I PLACED MY LEFT FOOT OUT OF MY DRIVER-SIDE DOOR AREA TO GET OUT AND STAND BEHIND THE DRIVER-SIDE DOOR. PRIOR TO DOING SO, I HEARD A POPPING SOUND TO MY RIGHT. I HEARD SUBJECTS RUNNING VERY CLOSELY BEHIND ME, THINKING THAT THESE WERE MY COWORKERS. AT THIS TIME, I LOST SIGHT OF MEDINA BEING IN FRONT OF ME, POSSIBLY BEING IN THE LINE OF FIRE, I LAY ON THE RIGHT SIDE OF THE DRIVER-SIDE SEAT AND CONSOLE AREA TO GET OUT OF THE WAY OF THE SHOTS BEING FIRED, USING THE ENGINE AS COVER. THE GUNSHOTS THEN CEASED.

I GOT OUT OF THE POLICE CAR ON THE DRIVER'S SIDE AND STOOD BY AN OFFICER AT THE DRIVER'S DOOR. LOOKING TOWARDS MEDINA'S VEHICLE, I SAW A HAND EXPOSED OUTSIDE THE DRIVER'S DOOR. I WENT AROUND TO THE PASSENGER SIDE AREA OF MY POLICE UNIT WHERE OFFICER MARTIN PEREZ WAS. SEVERAL PEOPLE FROM THE MARINA VILLAGE AREA STARTED COMING OUT OF RESIDENCES TO THE FRONT DOOR AND LAWN AREA TO SEE WHAT WAS GOING ON. NOW THERE WAS A SECOND BURST OF FIRE. I DID NOT KNOW WHAT CAUSED THE SECOND BURST OF FIRE.

FROM THE MARINA VILLAGE AREA, I SAW A LIGHT-SKINNED HISPANIC FEMALE WITH BLOND HAIR RUN TOWARDS MEDINA'S VEHICLE. I HEARD SEVERAL OFFICERS YELLING AT HER TO GET AWAY FROM THE VEHICLE. SHE STOPPED MOMENTARILY AND THEN WENT TO THE DRIVER-SIDE DOOR OF MEDINA'S VEHICLE. SHE WAS LATER IDENTIFIED AS MEDINA'S SISTER. FOLLOWING MEDINA'S SISTER WERE HER DAUGHTER AND NIECE (DATE OF BIRTH: STOPPED WHEN THEY WERE TOLD TO STOP AND DID NOT INTERFERE. THEY ALSO GAVE STATEMENTS TO DETECTIVE MICHAEL JOHNSON AND JAIME MIRANDA.

I TURNED ON MY P.U.M.A. RECORDING SHORTLY AFTER I EXITED MY POLICE VEHICLE. THE RECORDING WAS DOWNLOADED INTO THE P.U.M.A. SYSTEM AS EVIDENCE.

## END OF REPORT - Officer Christina Garcia

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


| Code: EV/K | APS Card: NO | Property Name:TRACE SWABS TAKEN FROM OFFICER <br> MOSES MARTINEZ' HANDS |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: <br> Qty: <br> Description: TRACE SWABS TAKEN FROM OFFICER MOSES MARTINEZ' HANDS |  |  |



| Code: EV/G | APS Card: NO | Property Name: HANDGUN |  |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- | :--- | :---: | :---: |
| Brand: SIG SAUER P220 | Serial \#; |  | Model: P220 |  |  |  |  |
| Qty: 1 | Barcode\#: 180488 | Erfa\#: | Value: |  |  |  |  |
| Description: OFFICER MOSES MARTINEZ' SIG SAUER P220 HANDGUN WITH LIGHT MOUNT |  |  |  |  |  |  |  |


| Reporting Officer/s: BAKARI MYERS | ID\#/Cail Sign: 4576 / D14 | Date/Time Dictated; | Job \# | Date Typed/Typist: 10/26/11, BM 4576 |
| :---: | :---: | :---: | :---: | :---: |


| Code: EV/C | APS Card: NO | Property Name:OFFICER MOSES MARTINEZ' UNIFORM <br> PANTS |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180489 | Erfa\#: | Value: |
| Description: OFFICER MOSES MARTINEZ UNIFORM PANTS |  |  |  |



| Code: $\mathrm{EV} / \mathrm{K}$ | APS Card: NO | Property Name: | OFFICER MOSES MARTINEZ' GUN BELT |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |  |
| Qty: 1 | Barcode\#: 180491 | Erfa\#: | Value: |  |
| Description: OFFICER MOSES MARTINEZ' BUN BELT |  |  |  |  |

## DETAILS

ON OCTOBER 25, 2011, AT APPROXIMATELY 0100 HOURS, DETECTIVE SONIA SANCHEZ AND I MET WITH OXNARD POLICE OFFICER MOSES MARTINEZ REFERENCE COLLECTING HIS POLICE UNIFORM AND DUTY BELT THAT WERE USED DURING THE INCIDENT. PRIOR TO COLLECTING OFFICER MARTINEZ' UNIFORM, I TOOK PHOTOGRAPHS TO DOCUMENT OFFICER MARTINEZ' APPEARANCE AND THE EQUIPMENT THAT HE WAS USING. I ALSO TOOK PHOTOGRAPHS OF OFFICER MARTINEZ' HANDS, BECAUSE OFFICER MARTINEZ BELIEVED THAT HE MAY HAVE HAD BLOOD ON HIS HANDS THAT CAME FROM THE SUSPECT. DETECTIVE SANCHEZ CONDUCTED TRACE SWABS ON MARTINEZ' HANDS TO HELP DETERMINE IF THE SUSPECT'S BLOOD WAS ON MARTINEZ' HANDS. AFTER THE PHOTOGRAPHS WERE TAKEN, DETECTIVE SANCHEZ AND I COLLECTED OFFICER MARTINEZ' DUTY BELT WHICH CONTAINED THE FOLLOWING ITEMS: (2) MAGAZINE POUCHES, TAZER HOLSTER, TAZER, BATON, BATON HOLSTER, RADIO HOLDER, RADIO, (5) DUTY BELT KEEPERS, (2) HANDCUFF CASES, (2) HANDCUFFS, GUN HOLSTER, SIG SAUER P 220.45 CALIBER HANDGUN, PEPPER SPRAY HOLSTER, AND PEPPER SPRAY. THESE ITEMS, WITH THE EXCEPTION OF OFFICER MARTINEZ' TAZER, AND POLICE RADIO, WERE BOOKED INTO EVIDENCE UNDER BARCODE 180491.

I REMOVED (3), SIG SAUER MAGAZINES FROM OFFICER MARTINEZ MAGAZINE POUCHES. I REMOVED THE ROUNDS THAT WERE LOADED IN THE MAGAZINES AND NOTED THAT THERE WERE (8) . 45 CALIBER ROUNDS IN EACH OF THE MAGAZINES. I REMOVED THE MAGAZINE THAT WAS INSERTED INTO THE HANDGUN AND NOTED THAT THERE WERE (7) ROUNDS IN THE MAGAZINE. I REMOVED (1) ROUND FROM THE CHAMBER OF THE HANDGUN. THE (4) MAGAZINES AND (32) TOTAL ROUNDS THAT WERE COLLECTED WERE BOOKED INTO EVIDENCE UNDER BARCODE 180486. I COLLECTED OFFICER MARTINEZ' UNIFORM PANTS THAT WERE BOOKED INTO EVIDENCE UNDER BARCODE 180489. I COLLECTED OFFICER MARTINEZ' UNIFORM SHIRT AND BOOKED IT INTO EVIDENCE UNDER BARCODE 180490.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI /TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10-25-11 AT APPROXIMATELY 0750 HOURS I WAS CONTACTED BY COMMANDER MIKE ADAIR. COMMANDER ADAIR EXPLAINED THAT HE NEEDED SOMEONE TO CHECK THE AREA OF KAMALA STREET AND J STREET REFERENCE POSSIBLE BROKEN GLASS EVIDENCE THAT FELL OFF THE SUSPECT'S VEHICLE DURING A VEHICLE PURSUIT IN THE AREA OF KAMALA STREET AND J STREET.

I CHECKED THE INTERSECTION OF KAMALA STREET AND J STREET. I DID NOT SEE ANY NOTICEABLE GLASS THAT MAY HAVE FALLEN OFF THE SUSPECT VEHICLE. I WIDENED MY SEARCH AND CHECKED KAMALA STREET FROM 'J' STREET WEST TO VENTURA ROAD, KAMALA STREET FROM 'J' STREET EAST TO 'C' STREET, 'J' STREET FROM KAMALA STREET SOUTH TO CHANNEL ISLANDS BOULEVARD, AND 'J' STREET FROM KAMALA STREET NORTH TO 'G' STREET. I DID NOT SEE ANY NOTICEABLE SIGNS OF GLASS THAT MAY HAVE FALLEN OFF THE SUSPECTS VEHICLE DURING THE VEHICLE PURSUIT.

## END OF REPORT - Thomas Payn

K.Homioldel2011)1120618 OISI1 120618 1048 doc

| Reporting Officer/s: THOMAS PAYN | $\begin{aligned} & \text { ID\#\#/Call Sign: } \\ & 4919 \end{aligned}$ | $\begin{aligned} & \text { Dater Time Dictated: } \\ & \text { 10/26/11 } 1616 \text { HOURS } \end{aligned}$ | Job \# | Date TypedTypist: 10/26/11, TP/KS |
| :---: | :---: | :---: | :---: | :---: |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


| Code: | EV/G | APS Card: NO | Property Name: MAGAZINES AND ROUNDS FROM <br> OFFICER MARTIN PEREZ |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | 9MM |  |  |  |  |  |
| Qty: | (3) MAGAZINES AND (46) ROUNDS |  | Barcode\#\#: 180482 Erfalt: |  |  | Value: |


| Code: | EV/G | APS Card: NO | Property Name: HANDGUN |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: BERETTA | Serial \#: | Model: 92 FS |  |  |
| Qty: 1 | Barcode\#: 180484 | Erfa\#: | Value: |  |
| Description: OFFICER MARTIN PEREZ' BERETTA 9MM 92 FS HANDGUN |  |  |  |  |



| Reporting Officerts: BAKARI MYERS | $\begin{aligned} & \text { IDW/Cail Sign: } \\ & 4576 \text { / D14 } \end{aligned}$ | Date/Time Dictated: | Job 11 | Date Typed/Typist: 10/26/11, BM 4576 |
| :---: | :---: | :---: | :---: | :---: |


| Code: EV/C | APS Card: NO | Property Name:OFFICER MARTIN PEREZ UNIFORM <br> SHIRT |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#; | Model: |  |
| Qty: 1 | Barcode\#: 180480 | Erfa\#: | Value: |
| Description: OFFICER MARTIN PEREZ' UNIFORM SHIRT |  |  |  |


| Code: EV/K | APS Card: NO | Property Name: OFFICER MARTIN PEREZ DUTY BELT |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180483 | Erfa\#: | Value: |
| Description: OFFICER MARTIN PEREZ DUTY BELT |  |  |  |



## DETAILS

ON OCTOBER 25, 2011, AT APPROXIMATELY 0140 HOURS, DETECTIVE SONIA SANCHEZ AND I MET WITH OXNARD POLICE OFFICER MARTIN PEREZ REFERENCE COLLECTING HIS POLICE UNIFORM AND DUTY BELT THAT WERE USED DURING THE INCIDENT. PRIOR TO COLLECTING OFFICER PEREZ' UNIFORM, I TOOK PHOTOGRAPHS TO DOCUMENT OFFICER PEREZ' APPEARANCE AND THE EQUIPMENT THAT HE WAS USING. AFTER THE PHOTOGRAPHS WERE TAKEN, DETECTIVE SANCHEZ AND I COLLECTED OFFICER PEREZ' DUTY BELT WHICH CONTAINED THE FOLLOWING ITEMS: (2) MAGAZINE POUCHES, TAZER HOLSTER, TAZER, BATON, BATON HOLSTER, RADIO HOLDER, RADIO, (4) DUTY BELT KEEPERS, (2) HANDCUFF CASES, (2) HANDCUFFS, GUN HOLSTER, BERETTA 92 FS HANDGUN, PEPPER SPRAY HOLSTER, PEPPER SPRAY, AND KEY HOLDER WITH KEYS. THESE ITEMS, WITH THE EXCEPTION OF OFFICER PEREZ' TAZER, KEYS AND POLICE RADIO, WERE BOOKED INTO EVIDENCE UNDER BARCODE 180483.

I REMOVED (2), BERETTA 9MM MAGAZINES FROM OFFICER PEREZ' MAGAZINE POUCHES. I REMOVED THE ROUNDS THAT WERE LOADED IN THE MAGAZINES AND NOTED THAT THERE WERE (15) 9MM ROUNDS IN EACH OF THE MAGAZINES. I REMOVED THE MAGAZINE THAT WAS INSERTED INTO OFFICER PEREZ' HANDGUN AND NOTED THAT THERE WERE (15) ROUNDS IN THE MAGAZINE. I REMOVED (1) ROUND FROM THE CHAMBER OF THE HANDGUN. THE (3) MAGAZINES AND (46) TOTAL ROUNDS THAT WERE COLLECTED WERE BOOKED INTO EVIDENCE UNDER BARCODE 180482. I COLLECTED OFFICER PEREZ' UNIFORM PANTS AND BOOKED THEM INTO EVIDENCE UNDER BARCODE 180481. I COLLECTED OFFICER PEREZ' UNIFORM SHIRT AND BOOKED IT INTO EVIDENCE UNDER BARCODE 180480.

## END OF REPORT - Bakari Myers

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618



## DETAILS

ON 10/24/11 AT APPROXIMATELY 2330 HOURS, I WAS CONTACTED BY DETECTIVE JAIME MIRANDA OF THE VIOLENT CRIMES UNIT REFERENCE ASSISTING WITH AN INVESTIGATION.

UPON MY ARRIVAL, I WAS DIRECTED BY SERGEANT WILLIAMS TO CONTACT A POSSIBLE VICTIM OF THE SHOOTING BY THE NAME OF DETECTIVE JAIME MIRANDA AND I THEN WENT AND CONTACTED AT HIS RESIDENCE. WE NOTICED THERE WAS A BLACK 2010 CHEVY SILVERADO, CALIFORNIA LICENSE PLATE $\square$ PARKED IN THE DRIVEWAY WITH AN APPARENT BULLET HOLE ON THE DRIVERS SIDE REAR QUARTER PANEL.

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Dictated; | Job \# | Dato Typed/Typist |
| :--- | :--- | :--- | :--- | :--- |
| DETECTIVE JOHN SUNIA | $5017 /$ N8 | $10 / 27 / 20111115$ HOURS | 794 | 10/27/11, PJT | AND ASKED HIM WHAT HAPPENED. HE STATED HE WAS TRAVELING WESTBOUND ON HEMLOCK. HE STATED HE WAS IN THE LEFT HAND TURN POCKET TO TURN SOUTHBOUND ONTO VICTORIA AVENUE. HE STATED HE WAS THE THIRD CAR FROM THE INTERSECTION WAITING AT A RED LIGHT AND WAS BEHIND A SMALL SEDAN THAT HE DID NOT GET A LICENSE PLATE FOR. HE SAID BEHIND HIM WAS A WHITE FULL SIZE VAN, HOWEVER HE DID NOT SEE THE LICENSE PLATE OF THE VAN.

STATED WHILE HE WAS THERE, HE SAW THE POLICE HAD BLOCKED OFF THE INTERSECTION. HE STATED HE SAW SEVERAL POLICE OFFICERS JUST SOUTH OF THE LOCATION. AND HE THEN HEARD GUNSHOTS. HE STATED HE THEN DUCKED DOWN AND STAYED INSIDE THE VEHICLE WITH HIS cousin

STATED THEY BOTH DUCKED DOWN AND THEY WERE NOT INJURED. HE STATED AFTER THE SHOTS WERE FIRED, HE THEN MADE A U-TURN AND DROVE AWAY EASTBOUND ON HEMLOCK. HE SAID HE DROVE HIS COUSIN HOME TO HIS RESIDENCE AT $\square$ AND THEN DROVE STRAIGHT HOME AND CONTACTED THE POLICE.

STATED WHILE HE WAS STOPPED AT THE INTERSECTION, HE DID VIDEO RECORD PART OF THE INCIDENT ON HIS CELL PHONE. HE SHOWED IT TO ME AND IT SHOWS HIM AT THE INTERSECTION, THE POLICE CARS FROM A DISTANCE, AND THEY YOU HEAR THE SHOTS BEING FIRED. AS HE DUCKED DOWN HE TOOK THE PHONE WITH HIM SO THERE IS NO VIDEO OF THE ACTUAL INCIDENT, ONLY THE AUDIO OF THE SHOTS BEING FIRED. I THEN ASKED IF COULD EMAIL ME THE VIDEO AND DID SO. I DOWNLOADED THE VIDEO ONTO A CD AND BOOKED IT INTO EVIDENCE UNDER BARCODE \#180646.

AT THAT TIME I WAS UNABLE TO GET AHOLD OF WITNESS STATED THEY WERE BOTH OKAY AND NEITHER ONE OF THEM WERE HIT. WHEN GOT HOME, HE DID NOTICE WHAT APPEARED TO BE A BULLET HOLE IN THE TRUCK BED TO THE REAR QUARTER PANEL ON THE DRIVERS SIDE OF HIS VEHICLE AND THAT IS WHEN HE DECIDED TO CALL POLICE.

DETECTIVE JAIME MIRANDA TOOK POSSESSION OF THE VEHICLE AND IMPOUNDED IT TO BE PROCESSED. SIGNED THE CONSENT TO SEARCH FORM FOR THE VEHICLE AND WAS INFORMED THAT HIS VEHICLE WOULD BE RETURNED TO HIM AS SOON AS POSSIBLE. THE VEHICLE WAS TOWED AND THE CHP 180 WAS COMPLETED BY DETECTIVE MIRANDA.

A DIGITAL AUDIO RECORDING OF MY CONTACT WITH WAS DOWNLOADED UNDER THIS D.R. NUMBER. FOR FURTHER INFORMATION REFER TO OTHER REPORTS UNDER THIS SAME D.R. NUMBER.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
|  |  |  |  |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OUAI /TERMMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10-24-11 AT APPROXIMATELY 2330 HOURS I ASSISTED WITH AN INVESTIGATION REFERENCE TO AN OFFICER INVOLVED SHOOTING WHICH OCCURRED IN THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET. I WAS DIRECTED BY MY SUPERVISOR, SERGEANT CHRISTOPHER WILLIAMS, TO CANVASS THE AREA OF THE 2000 BLOCK OF VICTORIA AVENUE ON THE WEST SIDE. THIS IS A FRONTAGE ROAD WHICH IS BLOCKED BY A LARGE SOUND WALL.

I ATTEMPTED TO CONTACT THE RESIDENTS AT
aVENUE. THERE WAS NO ANSWER AT THE RESIDENCES.

I SPOKE WITH . WHO ADVISED ME THAT HE HEARD TWO VOLLEYS OF EIGHT TO 10 GUNSHOTS FIRED AT THE END OF THE POLICE PURSUIT. HE DID NOT SEE OR HEAR ANYTHING ELSE.

I THEN SPOKE WITHSHE ADVISED THAT SHE, NOR HER HUSBAND DID NOT SEE OR HEAR ANYTHING. SHE REFUSED TO COME TO THE FRONT DOOR AND ONLY SPOKE FROM THE BEDROOM WINDOW.

I THEN ATTEMPTED TO CONTACT WITH NEGATIVE RESULTS. THERE WAS NO ANSWER AT THE RESIDENCES. I THEN COMPLETED MY CANVASS.

## END OF REPORT - Michael Johnson

K.Homioldel2011)1120618 OIS111206188051.doc

| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Dictatod: | Job \# | Dato Typed/Typist |
| :--- | :--- | :--- | :--- | :--- |
| MICHAEL JOHNSON | $5011 / \mathrm{N}-7$ | $10-27-11 \quad 1350$ HOURS | 804 | $10 / 27 / 11$, BLA |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11 AT APPROXIMATELY 2330 HOURS, I WAS OFF DUTY AT MY RESIDENCE WHEN I RECEIVED A PHONE CALL FROM SENIOR OFFICER CHARLES WOODRUFF WHO REQUESTED I RESPOND TO THE AREA OF HEMLOCK AND VICTORIA AVENUE REFERENCE AN OFFICER INVOLVED SHOOTING.

I DROVE TO THE SCENE AND UPON ARRIVAL I CONTACTED MY IMMEDIATE SUPERVISOR, SERGEANT CHRIS WILLIAMS WHO REQUESTED I SPEAK WITH A WITNESS TO THE INCIDENT,

I MADE CONTACT WITH AND ASKED HER WHAT OCCURRED. SHE STATED THAT ON 10/24/11 AT APPROXIMATELY 2130 HOURS, SHE WAS AT HER RESIDENCE IN BED WHEN HER MOTHER CAME TO HER RESIDENCE AND LET HERSELF IN. SHE STATED HER MOTHER CAME IN AND WOKE HER UP AND TOLD HER THAT HER UNCLE WAS INVOLVED IN A VEHICLE PURSUIT AND WAS BEING PURSUED BY POLICE OFFICERS. SHE STATED SHE TOOK HER CHILDREN TO HER MOTHER'S RESIDENCE AND SHE AND HER MOTHER ENTERED HER MOTHER'S VEHICLE. SHE STATED AT THAT TIME SHE OBSERVED THE POLICE PURSUIT PASS BY ON OXNARD BOULEVARD. SHE STATED THAT THEY WATCHED THE PURSUIT FOR A SHORT AMOUNT OF TIME HOWEVER THEY LOST SIGHT OF IT.

| Reporting Officor/s: | ID\#/Call Sign: | Date/Time Dictated: | Job\# | Date Typed/Typist |
| :--- | :--- | :--- | :--- | :--- |
| DET. MIKE JOHNSON | $5011 / \mathrm{N}-7$ | $10 / 27 / 20111330 \mathrm{HRS}$ | 800 | 10/27/11, PJT |


#### Abstract

STATED HER AND HER MOTHER THEN DROVE TO HER GRANDMOTHER'S RESIDENCE AT SHE STATED WHILE THERE, THEY MET WITH OTHER FAMILY MEMBERS AND AT ONE POINT THEY OBSERVED THE SHERIFFS DEPARTMENT HELICOPTER WEST OF THEIR LOCATION. THEY BELIEVED THAT WAS POSSIBLY IN THE AREA OF HER AUNT'S RESIDENCE WHICH IS located in the area of hemlock and victoria avenue. she stated that aunt is OF AN UNKNOWN YEAR. SHE STATED SHE AND HER OTHER, bF AN UNKNOWN YEAR THEN DROVE TOWARDS THE AREA OF HEMLOCK AND VICTORIA. SHE STATED THEY PARKED ON ANCHOR AVENUE AT WHICH POINT THEY GOT OUT OF THE VEHICLE.


STATED AT THIS POINT SHE WAS WITH HER COUSIN AND HER AUNT, AS WELL AS HER MOTHER. SHE STATED SHE AND HER COUSIN BEGAN TO RUN TOWARDS THE INTERSECTION WHERE THEY OBSERVED VEHICLE IN THE STREET ON VICTORIA AVENUE SOUTH OF HEMLOCK. SHE STATES AS SHE RAN TOWARDS THE VEHICLE POLICE OFFICERS ORDERED HER TO THE GROUND. SHE STATED THAT SHE STOPPED AND GOT ONTO THE GROUND, HOWEVER AT ONE POINT SHE OBSERVED HER MOTHER AND AUNT RUNNING TOWARDS MEDINA'S VEHICLE AGAIN ON THE DRIVERS SIDE. SHE STATED THAT IS WHEN SHE GOT UP AND STARTED RUNNING AGAIN TOWARDS THE VEHICLE HOWEVER WHEN OFFICERS BEGAN TO ORDER HER DOWN TO THE GROUND SHE AGAIN GOT DOWN ON THE GROUND. SHE STATED SHE WAS THEN HANDCUFFED AND TAKEN TO AN UNKNOWN POLICE VEHICLE.

STATED SHE DID NOT SEE OR HEAR ANYTHING OTHER THAN POLICE OFFICERS YELLING FOR MEDINA TO GET OUT OF HIS VEHICLE.

IAD NO FURTHER INFORMATION FOR ME. SHE DID ADVISE ME THAT MEDINA HAD SEVERAL PROBLEMS WITH HIS GIRLFRIEND AND HAD A PROBLEM WITH ALCOHOL AS WELL AS NARCOTICS.

I THEN CONCLUDED MY INTERVIEW WITH

## END OF REPORT - Det. Mike Johnson

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

WHILE ON SCENE AT THE OFFICER INVOLVED SHOOTING, I WAS DIRECTED BY SERGEANT CHRIS WILLIAM TO CONTACT PORT HUENEME POLICE DEPARTMENT OFFICER FRANK MICHEL WHO HAD BEEN AT THE SCENE OF THE OFFICER INVOLVED SHOOTING.

OFFICER MICHEL ADVISED ME THAT ON THIS DATE, HE HAD A RIDE-ALONG, A LEVEL THREE RESERVE, AND THEY WERE IN THE AREA OF CHANNEL ISLANDS BOULEVARD AND 'M' STREET WHEN THEY MONITORED RADIO TRAFFIC REGARDING AN ONGOING POLICE PURSUIT INVOLVING UNITS FROM THE OXNARD POLICE DEPARTMENT AS WELL AS THE VENTURA COUNTY SHERIFFS DEPARTMENT. HE STATED THAT THE PURSUIT PASSED HIM GOING WESTBOUND ON CHANNEL ISLANDS BOULEVARD AND HE BEGAN TO TRAIL THE PURSUIT IN THE EVENT THAT THE CANINE WAS NEEDED AT THE TERMINATION OF THE PURSUIT. SO WHILE DOING SO, THE VEHICLE HAD GONE IN SEVERAL DIFFERENT DIRECTIONS, HE STATED AT ONE POINT WHILE TRAVELING DOWN VICTORIA AVENUE SOUTHBOUND FROM CHANNEL ISLANDS BOULEVARD AND AS HE WAS TRAILING IT THE SUSPECTS VEHICLE MADE A UTURN AND WAS TRAVELING NORTHBOUND. AS THEY CROSSED PATHS, HE THEN OBSERVED THE SUSPECT. THE SUSPECT DID NOT MAKE ANY FURTIVE MOVEMENTS OR DO ANYTHING THAT STOOD OUT TO OFFICER MICHEL OTHER THAN THE FACT THAT HE WAS INVOLVED IN A VEHICLE PURSUIT.

| Reporting Officer/s: <br> DET. MIKE JOHNSON | ID\#/Call Sign: 5011/N-7 | DaterTime Dictated: 10/27/2011 1340 HOURS | $\begin{aligned} & \hline \text { Job \#\# } \\ & 803 \end{aligned}$ | Dato Typed/Typlist 10/27/11, PJT |
| :---: | :---: | :---: | :---: | :---: |

THE VEHICLE CONTINUED NORTHBOUND ON VICTORIA WHERE IT CAME TO A STOP JUST SOUTH OF hemlock street. he stated that as he pulled into the area, officers began firing NUMEROUS SHOTS. OFFICER MICHEL STATED HE WENT TO THE AREA WHERE OFFICERS WERE STANDING AND SHOOTING AT MEDINA, HOWEVER HE STATED HE ASSESSED THE SITUATION AND FELT THAT HE SHOULD OBTAIN HIS POLICE SERVICE DOG IN ORDER TO ASSIST AND HE WENT AND DID SO. AFTER THE SHOOTING HAD CEASED HE STATED HE WAS GOING TO SEND HIS DOG TO CLEAR THE VEHICLE HOWEVER THEY REQUESTED THAT HE WAIT UNTIL. A SHERIFFS DEPARTMENT CANINE ARRIVED AS WELL. HE STATED ONCE THE SHERIFFS DEPARTMENT CANINE ARRIVED, TWO FEMALES RAN UP TO THE VEHICLE AND SEVERAL OFFICERS, INCLUDING HIMSELF AND THE CANINE MOVED UP. THEY MOVED UP AT THE SAME TIME AND CLEARED THE VEHICLE NOT UTILIZING THEIR POLICE SERVICE DOGS. OFFICER MICHEL STATED THAT HE THEN STOOD BY AND ASSISTED IN SECURING THE SCENE.

OFFICER MICHEL HAD NO FURTHER INFORMATION FOR ME. HE STATED HE WAS UNABLE TO HEAR ANY COMMANDS GIVEN AS HE BELIEVED COMMANDS HAD BEEN GIVEN PRIOR TO HIS ARRIVED AT THE SCENE.

I THEN ATTEMPTED TO CONTACT AS HE HAD LEFT THE SCENE HOWEVER THERE WAS WHO ADVISED ME THAT HE DID NOT SEE OR HEAR ANYTHING OTHER THAN THE FACT THAT HE WAS INVOLVED IN A PURSUIT. HE STATED BECAUSE HE WAS UNARMED, HE DID NOT RECALL MANY DETAILS AND WAS ON THE FLOORBOARD OF THE POLICE VEHICLE FOR THE MAJORITY OF THE INCIDENT.

## END OF REPORT - Det. Mike Johnson

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## Crime Scene Investigation Unit Service Request



Process following items of evidence:
EVIDENCE DESCRIPTION
BAR CODE
Oxnard Police Unit\# 10000, license 1343800 - VIN\# 2FABP7BV2AX129548

Compare latent prints to the following subject(s):


* Oxnard BI\# or ClI\# required for comparison requests
********************** CSI Unit Use Only Below *********************



## Evidence derived from processing:

| Ear Codet | Property Name | Csy | Description |
| :--- | :--- | :--- | :--- |
| 180655 | Silicone Case of bullet strike | 1 | Collected from the hood of OPD Unit number 10000. |
| 180658 | Digital Photos | 29 | Downioaded onto the Oxnard Police Department Dipital Database. |

## Details/Remarks:

On Wednesday 10/26/2011 at approximately 1520 hours I met with Ventura County Crime Lab
Forensic Firearms Examiner (F.F.E.) to assist in processing the Oxnard Police Department Patrol Unit described above for bullet trajectory analysis on a bullet strike present on the hood of the unit.

I took overall photographs of the unit showing the damage to the front hood of the vehicle. I then took close up photos as directed by F.F.E. to document the trajectory work he was doing. For
further details on his analysis and subsequent findings refer to F.F.E. report under this DR Number.

I collected a silicone casting of the bullet strike cast by F.F.E. as evidence.
The photos taken during the processing of this vehicle were downloaded onto the Oxnard Police Department Digital Database and booked under photo tag number 203524.

The silicone cast was booked into the Oxnard Police Department Property Room.

Report completed by:
Date of Report: 10/27/2011

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br>  <br> 2800.1 C.V.C., FELONY EVADING |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/25/2011 } \\ & 0001 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN TH OJAI/TERMINAT VICTORIA AND OXNARD, CA | E CITY OF NG AT EMLOCK, |
| Victim: STATE OF CALIFORNIA |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |
| Code: EV/K ${ }_{\text {Cl }}$ Property Name: DIGITAL PHOTOS |  |  |  |  |
| Brand: |  | Serial \#: | Model: |  |
| 17 |  | code: 180648 | Photo Tag\#: | 203541 |
|  | Taken by: | Date: 10/25/2011 |  |  |
| : PHOTOS OF BULLET STRIKES IN SECOND FLOOR HALLWAY OF |  |  |  | AVENUE. |

## DETAILS

ON TUESDAY 10/25/2011 AT APPROXIMATELY 0001 HOURS, I RECEIVED A CALL FROM FIELD EVIDENCE TECHNICIAN (FET) VIA MY DEPARTMENT ISSUED CELLULAR PHONE. FET TOLD ME THAT HE NEEDED ME TO RESPOND TO N REFERENCE TO AN OFFICER INVOLVED SHOOTING THAT HAD OCCURRED IN THE CITY OF OXNARD. SEE MY REPORT FOR FURTHER DETAILS ON THE CRIME SCENE DOCUMENTATION AND ITEMS OF EVIDENCE COLLECTED AT THIS LOCATION.

1 CLEARED AT APPROXIMATELY 0317 HOURS AND RESPONDED TO THE AREA OF VICTORIA AVENUE AND HEMLOCK. I ARRIVED AT THIS CRIME SCENE AT APPROXIMATELY 0330 AND SIGNED INTO THE CRIME SCENE LOG, WHICH WAS BEING MAINTAINED BY OFFICER BLANCH, AT 0334 HOURS.

ONCE I HAD SIGNED INTO THE CRIME SCENE, I CONTACTED DETECTIVE LUIS MANCHA, WHO DIRECTED ME TO THE APARTMENT COMPLEX LOCATED AT $\square$ TO TAKE PHOTOS OF TWO BULLET STRIKES ALONG THE EAST AND WEST WALLS OF A SECOND STORY HALLWAY LOCATED BETWEEN APARTMENT NUMBERS

ONCE I COMPLETED THIS DETAIL, I BEGAN HELPING FET $\quad$ BY SEARCHING FOR BULLET FRAGMENTS, AND CARTRIDGE CASES, AND THEN COLLECTING THE PHYSICAL EVIDENCE WITHIN THE CRIME SCENE.

| Renortinm Officer/s: | ID\#/Call Sign: 4935, H-1 | $\begin{aligned} & \text { Date/Time Typed: } \\ & \text { 10/27/11, 11:11 AM } \\ & \hline \end{aligned}$ | Date Typed/Typist: 10/27/11, ds |
| :---: | :---: | :---: | :---: |

AT APPROXIMATELY 1405 HOURS I CLEARED THE CRIME SCENE AND ESCORTED TWO TOW TRUCKS, WHICH HAD BEEN DISPATCHED TO TOW A WHITE MAZDA PICK UP TRUCK $\quad$ AND A SILVER SILVERADO PICK UP TRUCK TO THE OXNARD POLICE DEPARTMENT VEHICLE PROCESSING garage. ONCE THE VEHICLES WERE PLACED INSIDE THE GARAGE AND SIGNED IN, I SECURED THE VEHICLE'S DOORS WITH SECURITY TAPE. THE VEHICLE PROCESSING GARAGE WAS THEN SECURED TO MAINTAIN THE CHAIN OF CUSTODY.

THE PHOTOGRAPHS TAKEN AT THE CRIME SCENE WERE DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE AND BOOKED UNDER PHOTO TAG NUMBER 203541.

## END OF REPORT

K. Homicidel201111120618 OIS $11120618 \# 055 . d o c$

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/24/11, AT APPROXIMATELY 2300 HOURS, I WAS DISPATCHED TO THE AREA OF HEMLOCK STREET AND VICTORIA AVENUE IN REFERENCE TO AN OFFICER-INVOLVED SHOOTING. UPON ARRIVAL, I WAS CONTACTED BY SERGEANT CHRISTOPHER WILLIAMS. HE ADVISED OFFICER JOHNSON AND ME TO CANVASS RESIDENCES ALONG VICTORIA AVENUE ON THE WEST SIDE OF THE ROADWAY.

I RESPONDED TO THE AREA AND KNOCKED ON THE DOOR AT $\square$ THE FEMALE OWNER OF THE RESIDENCE, $\square$ CONTACTED ME I SPOKE TO HER ABOUT WHAT HAD TRANSPIRED IN FRONT OF HER RESIDENCE EARLIER THIS EVENING.

STATED THAT SHE WAS HOME WITH HER HUSBAND EARLIER IN THE EVENING. THEY WERE SITTING AND WATCHING TELEVISION. THEY HEARD WHAT SOUNDED LIKE A HELICOPTER FLYING OVER AND THEN HEARD POLICE SIRENS. A SHORT TIME LATER THEY HEARD GUNFIRE. THEY WERE UNABLE TO TELL HOW MANY ROUNDS WERE FIRED, BUT SHE STATED THAT IT WAS A VOLLEY OF SEVERAL GUNSHOTS. THEY WENT OUT, LOOKED OUT THE WINDOW FROM THE SECOND STORY OF THE RESIDENCE, AND NOTICED THE SUSPECT VEHICLE AND SEVERAL POLICE CARS. THEY NOTICED A SUBJECT IN THE FRONT SEAT OF THE VEHICLE BUT DID NOT KNOW WHAT THE SUBJECT WAS DOING OR

| Reporting Officer/s: <br> OFFICER CHARLES WOODRUFF | $\begin{aligned} & \text { ID\#/Call Sign } \\ & 4693, V-4 \end{aligned}$ | Date/Time Dictated: <br> 10/27/11, 1540 HOURS | $\begin{aligned} & \text { Job \# } \\ & 805 \end{aligned}$ | Date Typed/Typist: 10/27/11. JYG |
| :---: | :---: | :---: | :---: | :---: |

WHAT HE WAS SAYING TO THE POLICE OFFICERS. THEY DID NOT HEAR ANY VERBAL COMMANDS OR ANYBODY TALKING OUTSIDE. THEY DID SAY THEY WITNESSED WHAT LOOKED LIKE A FEMALE TRYING TO GET INTO THE VEHICLE AND WATCHED THE OFFICERS TRY TO TAKE HER INTQ CUSTODY.

WHILE I SPOKE TO SHE ADVISED THAT THEY HAVE A CAMERA SURVEILLANCE SYSTEM OUTSIDE THEIR HOUSE. THEY WENT INTO THE GARAGE AREA WHERE THE SYSTEM WAS CONTAINED. I LOOKED AT THE LIVE-FEED VIDEO AND SAW THE ANGLES WHERE THE CAMERAS WERE POINTING. ONE OF THE CAMERAS FACED THE FRONT OF THE RESIDENCE WHICH SHOWED THE VIEW OF THE DRIVEWAY AND THE FRONT FRONTAGE ROAD OF VICTORIA AVENUE. I SAW THE BRICK WALL THAT BORDERS VICTORIA AVENUE AND THIS FRONTAGE ROAD. OVER THE BRICK WALL APPROXIMATELY A FOOT TO TWO FEET ABOVE, YOU ARE ABLE TO OBSERVE VICTORIA AVENUE. THROUGH THIS VIEW I SAW WHAT LOOKED LIKE THE TOP OF TWO TO THREE PATROL UNITS WITH THEIR LIGHTS FLASHING. A DIFFERENT VIEW FROM A CAMERA ON THE SOUTH SIDE OF THE RESIDENCE SHOWS A SMALL PORTION OF THE DRIVEWAY AND THE FRONTAGE ROAD AND A VERY SMALL PORTION OF VICTORIA AVENUE.

I ADVISED THAT WE WOULD POSSIBLY BE COMING BACK TO OBTAIN THIS VIDEO BECAUSE THEY WERE UNABLE TO MAKE A COPY OF IT FOR ME AT THAT TIME. SHE STATED THAT THEY WILL BE LEAVING TO ITALY ON $10 / 26 / 11$. AND WILL BE GONE FOR APPROXIMATELY ONE WEEK. THEY ADVISED THAT THEIR SON, WILL BE HOME DURING THAT PORTION OF THE WEEK.

I ENDED MY INTERVIEW WITH $\square$ FOR FURTHER INFORMATION ON THAT, REFER TO THE RECORDING THAT WAS MARKED, TAGGED, AND PLACED INTO EVIDENCE.

END OF REPORT - Officer Charles Woodruff

K Homicidel201111120618 OIS\1 120618\#\#056.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/24/11 } \\ & 2300 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET OXNARD, CALIFORNIA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

DETAILS

ON 10/24/11, AT APPROXIMATELY 2300 HOURS, I RESPONDED TO THE AREA OF HEMLOCK STREET AND VICTORIA AVENUE IN REFERENCE TO AN OFFICER-INVOLVED SHOOTING. I WAS CONTACTED BY SERGEANT CHRISTOPHER WILLIAMS. HE ADVISED OFFICER JOHNSON AND ME TO CANVASS RESIDENCES ALONG VICTORIA AVENUE ON THE WEST SIDE OF THE ROADWAY.

I RESPONDED TO AVENUE AND KNOCKED ON THE DOOR SEVERAL TIMES. AN OLDER MALE LATER IDENTIFIED AS CONTACTED ME. I ASKED HIM WHAT HAD HAPPENED EARLIER THIS EVENING. HE STATED THAT HE WAS IN THE KITCHEN AREA OF HIS RESIDENCE WHEN HE HEARD WHAT SOUNDED LIKE A HELICOPTER FLYING OVER LOW. HE THEN HEARD SEVERAL GUNSHOTS. HE WAS UNABLE TO VERIFY HOW MANY SHOTS HE HAD HEARD. HE ELECTED NOT TO GO OUT AND LOOK AT WHAT WAS GOING ON AND STAYED INSIDE THE KITCHEN AREA OF THE HOUSE. HE STATED THAT THE SHOTS WENT ON FOR SEVERAL SECONDS. ONCE THEY STOPPED, HE AGAIN STAYED IN THE RESIDENCE UNTIL HE HEARD WHAT SOUNDED LIKE SIRENS AND MEDICAL PERSONNEL ARRIVING. HE LATER WENT UPSTAIRS, LOOKED OUT HIS WINDOW, AND SAW WHAT HAD HAPPENED OUT FRONT. AT THAT POINT, NOBODY WAS IN THE VEHICLE, AND NO OFFICERS WERE NEAR THE SUSPECT VEHICLE.

END OF REPORT - Officer Charles Woodruff

K: Homicidel201111120618 OIS $11120618 \# 057$, doc

| Reporting Officer/s: OFFICER CHARLES WOODRUFF | ID\#/Call Sign: $4693, V-4$ | Date/Time Dictated: <br> 10/27/11, 1540 HOURS | $\begin{aligned} & \text { Job \# } \\ & 807 \end{aligned}$ | Date Typed/Typist: 10/27/11, JYG |
| :---: | :---: | :---: | :---: | :---: |
|  |  |  |  | 1120618 |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | 10/25/2011 0005 HOURS | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET OXNARD, CALIFORNIA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON TUESDAY, 10/25/2011, AT APPROXIMATELY 0005 HOURS, I RECEIVED A CALL FROM FIELD EVIDENCE TECHNICIAN VIA MY DEPARTMENT-ISSUED CELLULAR PHONE. HE TOLD ME THAT HE NEEDED ME TO RESPOND TO $\square$ TO ASSIST FIELD EVIDENCE TECHNICIAN WITH AN OFFICER-INVOLVED SHOOTING THAT HAD OCCURRED IN THE CITY OF OXNARD.

I ARRIVED AT 205 WEST RODERICK AVENUE AT APPROXIMATELY 0050 HOURS AND WAS CONTACTED BY FIELD EVIDENCE TECHNICIAN ND DETECTIVE BOB ECKMAN. THEY ASKED ME TO DO A DIAGRAM OF THE AREA AROUND THE APARTMENT COMPLEX, INCLUDING THE FRONT OF OFF "A" STREET AND ALSO INTO THE NORTH ALLEY OF AVENUE, INCLUDING THE CARPORTS, SPECIFICALLY CARPORT WHILE I WAS SKETCHING THE DIAGRAM, F.ET. ASKED ME TO INCLUDE TWO PIECES OF EVIDENCE THAT SHE HAD LOCATED IN CARPORT THERE WAS ALSO AN ITEM OF EVIDENCE SHE COLLECTED ON THE STREET WHICH WAS JUST EAST OF THE NORTH ALLEY EXIT. (FOR FURTHER INFORMATION ON THESE ITEMS AND THE EVIDENCE COLLECTION OF THESE ITEMS, REFER TO F.E.T. REPORT NO. 1120618.)

I CLEARED VENUE AT APPROXIMATELY 0317 HOURS AND RESPONDED TO THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET. I ARRIVED AT THIS CRIME SCENE AT APPROXIMATELY 0330 HOURS AND SIGNED IN TO THE CRIME SCENE LOG BEING MAINTAINED BY OFFICER BLANCHE. ONCE I SIGNED IN TO THE CRIME SCENE, I CONTACTED DETECTIVE LUIS MANCHA. HE DIRECTED F.E.T. AND ME TO THE APARTMENT COMPLEX AT AVENUE TO TAKE PHOTOGRAPHS OF TWO BULLET STRIKES ALONG THE EAST AND WEST WALLS OF A SECOND-STORY HALLWAY BETWEEN $\square$


ONCE INSIDE THE APARTMENT BUILDING, F.E.T.
INSTRUCTED ME TO DIAGRAM AND HELP MEASURE THE DISTANCE BETWEEN THE BULLET STRIKES. I COMPLETED THIS DETAIL AND THEN BEGAN HELPING F.E.T. BY SEARCHING FOR BULLET FRAGMENTS AND CARTRIDGE CASES AND COLLECTING PHYSICAL EVIDENCE AT THE CRIME SCENE, (FOR FURTHER INFORMATION ON THE EVIDENCE COLLECTED, REFER TO F.E.T, REPORTS UNDER REPORT NO. 1120618.)

AT APPROXIMATELY 1600 HOURS DETECTIVE MANCHA INSTRUCTED ME TO ESCORT A TOW TRUCK WITH THE SUSPECT VEHICLE AND A POLICE UNIT TO THE OXNARD POLICE DEPARTMENT VEHICLE PROCESSING GARAGE. AT THE PROCESSING GARAGE F.E.T, $\square$ ASSISTED THE TOW TRUCK DRIVER IN SECURING THE VEHICLES INTO THE GARAGE.

END OF REPORT - C.S.O.
K.Homicidel201111120618 OIS $11120618 \# 058$.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |
| :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $\begin{aligned} & \text { 10/24/11 } \\ & 2100 \text { HOURS } \end{aligned}$ | Location of Incident: | INITIATING IN THE CITY OF OJAI AND TERMINATING AT VICTORIA AVENUE AND HEMLOCK STREET OXNARD, CALIFORNIA |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |

## DETAILS

ON 10/24/11, AT APPROXIMATELY 2100 HOURS, I WAS WORKING AS PART OF THE OXNARD POLICE DEPARTMENT'S SPECIAL ENFORCEMENT UNIT. I MONITORED A BROADCAST OF A PURSUIT THAT HAD INITIATED IN THE CITY OF OJAI AND WAS NOW POSSIBLY TRAVELING TOWARDS THE CITY OF OXNARD.

SERGEANT KELLEY REQUESTED ME TO OBTAIN THE BEARCAT FROM THE OFF-SITE FACILITY AND RESPOND TO THE AREA OF THE PURSUIT IN REGARD TO THE BEARCAT POSSIBLY BEING USED IF THE SUBJECT SHOULD BARRICADE HIMSELF IN THE VEHICLE. AS I WAS OBTAINING THE EQUIPMENT, I HEARD ON AT LEAST TWO OCCASIONS THAT SHOTS WERE BEING FIRED OR HAD BEEN EXCHANGED BETWEEN THE SUSPECT AND OFFICERS.

I BEGAN RESPONDING TO THE AREA OF VICTORIA AVENUE AND HEMLOCK STREET, WHERE THE PURSUIT HAD TERMINATED. UPON MY ARRIVAL AT THE LOCATION, I MONITORED A BROADCAST BY SERGEANT KELLEY. HE ADVISED THAT HE WAS TAKING OVER INCIDENT COMMAND FOR THE INCIDENT. I CONTACTED HIM. HE ADVISED ME THAT HE NEEDED ASSISTANCE IN CONDUCTING CROWD CONTROL SPECIFICALLY ALONG THE EAST SIDE OF THE PERIMETER ON THE FRONTAGE ROAD OF VICTORIA AVENUE SOUTH OF HEMLOCK STREET AND NORTH OF MARINA VILLAGE AS THERE WAS A LARGE GROUP OF SUBJECTS THERE, AND SEVERAL OF THEM HAD BECOME VERBALLY ABUSIVE TOWARD THESE OFFICERS. I NOTED THAT SOME CRIME SCENE TAPE HAD BEEN PLACED ALONG THE FRONTAGE ROAD OF VICTORIA AVENUE. THE MAJORITY OF THE CROWD HAD BEEN MOVED BACK TOWARDS THE LAWN AREA. I USED SEVERAL MEMBERS OF THE PORT HUENEME POLICE DEPARTMENT TO CONDUCT CROWD CONTROL IN THIS AREA AS IT IS PART OF THEIR JURISDICTION.

AS I WAS OVERLOOKING THE AREA, I NOTED A SHELL CASING ON THE FRONTAGE ROAD. I ADVISED SERGEANT KELLEY AND SERGEANT GREGSON, WHO WAS IN CHARGE OF THE CRIME SCENE, THAT I HAD

| Reporting Officer/s: <br> SERGEANT BILL CRISOSTOMO | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4252 \end{aligned}$ | Date/Time Dictated: <br> 10/27/11, 1900 HOURS | $\begin{aligned} & \text { Job \# } \\ & 814 \end{aligned}$ | Date Typed/Typist: 10/27/11, JYG |
| :---: | :---: | :---: | :---: | :---: |

LOCATED A SHELL CASING ON THE FRONTAGE ROAD OF VICTORIA AVENUE AND THAT I WAS GOING TO MOVE THE EASTERN PERIMETER OF THE CRIME SCENE TO THE FRONT OF THE RESIDENCES ON VICTORIA AVENUE. I HAD OFFICER COLLET MOVE THE CRIME SCENE TAPE AND RUN IT IN A NORTH-TO-SOUTH FASHION IN FRONT OF THE RESIDENCES AND THEN MOVE THE CROWD BACK, AND THEY DID SO VOLUNTARILY. I CONTINUED TO MONITOR THE CROWD CONTROL SITUATION UNTIL THE MAJORITY OF THEM LEFT VOLUNTARILY.

AFTER THE MAJORITY OF THE CROWD HAD LEFT, I WAS RELIEVED FROM CROWD CONTROL DUTIES. THAT AREA WAS HANDED OVER TO SERGEANT GREGSON TO MAINTAIN AS PART OF THE CRIME SCENE.

END OF REPORT - Sergeant Bill Crisostomo
K:IHomicide\2011\1120618 OIS\1120618\#059.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 11-20618



## DETAILS

ON 10/24/11 AT APPROXIMATELY 2210 HOURS, I RECEIVED A PHONE CALL FROM SENIOR DETECTIVE ERICA ESCALANTE VIA MY WORK CELL PHONE TO RESPOND TO THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET IN THE CITY OF OXNARD TO ASSIST THE MAJOR CRIMES UNIT WITH A CALL OUT. AT APPROXIMATELY 0120 HOURS, I WAS ASKED TO RESPOND TO THE OXNARD POLICE DEPARTMENT TO ASSIST WITH INTERVIEWS INVOLVING THIS CASE.

ON 10/25/11 AT APPROXIMATELY 0100 HOURS, I WENT TO THE OXNARD POLICE DEPARTMENT FOR THE PURPOSE OF INTERVIEWING A WITNESS OF A CRIME THAT OCCURRED ON 10/24/11 IN THE CITY OF OXNARD, CALIFORNIA. I MET WITH WITNESS

THE FOLLOWING IS A SUMMARY OF MY INTERVIEW AND SHOULD NOT BE CONSTRUED AS VERBATIM UNLESS NOTED OR WRITTEN IN QUOTATION MARKS:

| Reporting Officer/s: JUANITA SUAREZ | $\begin{aligned} & \text { ID\#/Call Sign } \\ & 4958 \text { / D24 } \end{aligned}$ | Date/Time Dictated. | Job \# | Date Typed/Typist 10/27/11, JS |
| :---: | :---: | :---: | :---: | :---: |

TOLD ME HE WAS AT HIS RESIDENCE ON 10/24/11. AT APPROXIMATELY 2130 HOURS, LAY DOWN ON THE COUCH IN THE LIVING ROOM WHERE HE NORMALLY SLEEPS EVERY NIGHT. HEARD HIS MOTHER, $\square$ AND HIS GRANDMOTHER, $\square$ ENTER THE RESIDENCE. $\square$ NOTICED $\square$ WAS CRYING. - GRANDMOTHER TOLD HIM, "YOUR TIO WAS INVOLVED IN A HIGH SPEED CHASE" AS SHE ENTERED THE RESIDENCE.


APPROXIMATELY FIVE TO TEN MINUTES LATER, SAW "TOO MANY" POLICE UNITS TURN NORTHBOUND ONTO VICTORIA AVENUE. WAS UNABLE TO GIVE AN APPROXIMATE NUMBER OF POLICE UNITS HE HAD SEEN. THEN NOTICED HIS UNCLE'S, AUGUSTINE MEDINA'S VEHICLE (A GREEN OLDER IMPALA, UNKNOWN LICENSE PLATE) TRAVELLING NORTHBOUND ON VICTORIA AVENUE.

DID NOT SEE THE PERSON WHO WAS DRIVING THE VEHICLE AT THIS TIME.

RAN TOWARDS AUGUSTINE MEDINA'S VEHICLE AND YELLED, "WHAT ARE YOU DOING?" AS HE RAISED HIS ARMS OVER HIS HEAD. THEN SAW THE VEHICLE TURN EASTBOUND ONTO HEMLOCK AVENUE. APPROXIMATELY FOUR TO FIVE MINUTES LATER. HE LOOKED SOUTHBOUND AND SAW AUGUSTINE MEDINA'S VEHICLE TRAVELLING WESTBOUND CHANNEL ISLANDS. THE TURN AGAIN ONTO NORTHBOUND VICTORIA AVENUE.

RAN TOWARDS THE FRONTAGE ROAD OF VICTORIA AVENUE ON THE EAST SIDE OF THE CURB.
STOPPED AT THE EDGE OF THE FRONTAGE ROAD ON VICTORIA AVENUE AND NOTICED AUGUSTINE MEDINA'S VEHICLE WAS DRIVING BACK AND FORTH FROM THE \#1 AND \#2 LANE OF NORTHBOUND VICTORIA AVENUE.

RAN TO THE EDGE OF THE \#2 LANE OF VICTORIA AVENUE WITH HIS HANDS IN THE AIR AND BOTH PALMS TOWARD AUGUSTINE MEDINA'S VEHICLE AS HE YELLED, "STOP". AUGUSTINE MEDINA'S VEHICLE SLOWED DOWN AND THEN STOPPED APPROXIMATELY FIFTEEN YARDS SOUTH OF

BEGAN TO SLOWLY WALK TOWARDS AUGUSTINE MEDINA'S VEHICLE WHEN HE SAW THE FRONT DRIVER'S SIDE DOOR "POP OPEN". SAW A MALE EXIT THE DRIVER'S SIDE OF THE VEHICLE. TOLD ME HE ONLY SAW THE DRIVER'S LEFT AND RIGHT SHOULDER BLADE AREA. HE STATED THE REASON HE COULD NOT SEE THE BACK OF THE HEAD OR ANY OTHER PART OF THE DRIVER'S BODY IS BECAUSE HIS VIEW WAS EITHER BEING OBSTRUCTED BY THE DRIVER'S SIDE DOOR OR THE BRIGHT POLICE VEHICLE LIGHTS. ADDED HE ALSO SAW THE DRIVER WAS WEARING A GREY COLORED SHIRT.

SHORTLY AFTER THE DRIVER EXITED THE VEHICLE, $\square$ HEARD APPROXIMATELY TEN TO FIFTEEN GUN SHOTS. FROZE AND DID NOT MOVE. $\square$ REMAINED STANDING. I ASKED $\square$ IF HE COULD SEE THE DRIVER'S HANDS. $\square$ STATED HE DID NOT. APPROXIMATELY TEN SECONDS AFTER HEARD THE TEN TO FIFTEEN GUN SHOTS, HE HEARD AN ADDITIONAL TEN TO FIFTEEN SHOTS BEING FIRED. STATED HE DID NOT KNOW IF THE DRIVER WAS HURT AS HE COULD NOT SEE THE DRIVER. IMMEDIATELY WHEN HEARD THE SECOND SET OF TEN TO FIFTEEN GUN SHOTS, LAY DOWN ON HIS STOMACH ON THE GROUND. $\square$ SAID HE HEARD A THIRD SET OF GUN SHOTS BEING FIRED AND HEARD APPROXIMATELY FIVE TO SIX GUN SHOTS. WHEN HE HEARD THE THIRD SET OF GUN SHOTS, SAID HE WAS STILL LAYING ON HIS STOMACH ON THE GROUND.


STATED HE HAS NEVER SEEN HIS UNCLE, AUGUSTINE MEDINA IN POSSESSION OF ANY WEAPONS.

I CONCLUDED MY INTERVIEW WITH AND THANKED HIM FOR HIS COOPERATION AND TIME. OFFICER RAMIRO HOLGUIN ASSISTED ME IN PROVIDING TRANSPORTATION FOR $\square$ BACK TO HIS RESIDENCE, MY INTERVIEW WITH WAS AUDIO RECORDED BY UTILIZING MY DEPARTMENT ISSUED PUMA AUDIO RECORDER. THE AUDIO RECORDING WAS DOWNLOADED IN THE DEPARTMENT AUDIO SYSTEM.

## END OF REPORT - Juanita Suarez

K: Homicidel2011 11120618 OIS $11120618 \# 060$.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

## CASE NO. 11-20618



| Code: EV/K | APS Card: NO | Property Name: SKETCH |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180587 | Erfa\#: | Value: |
| Description: | SKETCH OF THE VICTORIA AVE. AND HEMLOCK INTERSECTION, VIEWED BY OFFICER <br> MOSES MARTINEZ |  |  |

## DETAILS

AT APPROXIMATELY 0610 HOURS, DETECTIVE SONIA SANCHEZ AND I CONTACTED OXNARD POLICE OFFICER MOSES MARTINEZ IN AN INTERVIEW ROOM AT THE OXNARD POLICE DEPARTMENT. PRESENT DURING THE INTERVIEW WAS OFFICER MARTINEZ' ATTORNEY, $\square$ THE FOLLOWING IS A SUMMARY OF OUR INTERVIEW WITH OFFICER MARTINEZ. I ASKED OFFICER MARTINEZ IF HE COULD RECALL THE EVENTS THAT LED HIM TO BE INVOLVED IN THE INCIDENT THAT OCCURRED. THE FOLLOWING IS A SUMMARY OF WHAT OFFICER MARTINEZ TOLD ME.

| Reporting Officer/s: | ID\#/Call Sign <br> BAKARI MYERS | Date/Time Dictated | Job\# | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| $10 / 28 / 11, ~ B M ~ 4576$ |  |  |  |  |

OFFICER MARTINEZ TOLD ME THAT THE INCIDENT BEGAN EARLIER, BUT HE COULD NOT RECALL THE EXACT TIME. HE WAS WORKING AS A MEMBER OF THE SPECIAL ENFORCEMENT UNIT (SEU) ASSIGNED TO UNIFORMED GANG ENFORCEMENT, WITH OXNARD POLICE OFFICER KEVIN GORMLEY, OFFICERS MARTINEZ AND GORMLEY WERE ASSIGNED THE CALL SIGN OF " 2 -FRANK 15 ." OFFICER GORMLEY WAS THE DRIVER OF THEIR POLICE UNIT AND OFFICER MARTINEZ WAS RIDING IN THE RIGHT FRONT PASSENGER SEAT. OFFICERS MARTINEZ AND GORMLEY WERE IN THE AREA OF "F" STREET AND SECOND STREET WHEN THEY MONITORED A CALL OF A DOMESTIC DISPUTE AT


#### Abstract

DISPATCH ADVISED THAT THE SUSPECT WAS ARMED WITH A FIREARM. HE AND


 OFFICER GORMLEY RESPONDED TO THE DOMESTIC CALL AND WERE THE FIRST OFFICERS TO ARRIVE.OFFICERS MARTINEZ AND GORMLEY NOTICED THAT THE FRONT DOOR TO THE RESIDENCE WAS PARTIALLY OPEN. OXNARD POLICE OFFICERS THAT ARRIVED AT THE CALL ESTABLISHED A PERIMETER AROUND THE RESIDENCE. AS POLICE OFFICERS STAGED AROUND THE RESIDENCE, THE APARTMENT MANAGER CONTACTED OFFICER GORMLEY AND TOLD GORMLEY THAT THE VICTIM FROM THE DOMESTIC DISPUTE WAS NO LONGER IN THE RESIDENCE. OFFICER SEARCHED THE APARTMENT AND ATTEMPTED TO LOCATE THE SUSPECT, HOWEVER THE APARTMENT WAS EMPTY.

AS OFFICERS PREPARED TO LEAVE THE LOCATION, OFFICERS LOCATED A BLACK "NYLON TYPE" HANDGUN HOLSTER ON THE STREET. OFFICER MARTINEZ STATED THAT FINDING THE HOLSTER ADDED CREDIBILITY TO THE PREVIOUS PATROL CALL REFERENCE THE SUSPECT BEING ARMED. SOME TIME AFTER OFFICERS CLEARED THE DOMESTIC DISPUTE CALL ON RODERICK, OFFICERS RECEIVED A MESSAGE FROM OXNARD POLICE DISPATCH, ON THEIR MOBILE DATA COMPUTERS (MDC'S). THE MESSAGE STATED THAT VENTURA COUNTY SHERRIFF'S DEPUTIES WERE INVOLVED IN A SHOOTING. OFFICER MARTINEZ STATED THAT THE SUSPECT WHO SHOT AT THE DEPUTIES WAS IDENTIFIED IN THE mDC message. officer martinez told me that the suspect in the shooting with the VENTURA COUNTY SHERRIFF'S DEPUTIES WAS THE SAME SUSPECT IN THE DOMESTIC DISPUTE ON RODERICK AVENUE. THE MDC MESSAGE STATED THAT DEPUTIES WERE IN PURSUIT OF THE SUSPECT ON HIGHWAY 33 AND THEY BELIEVED THAT THE SUSPECT WAS POSSIBLY BACK EN ROUTE TO OXNARD. OFFICER MARTINEZ RECALLED THAT THE OXNARD POLICE WATCH COMMANDER WANTED (SEU) TO BE THE PRIMARY PURSUING OFFICERS IF THE SHOOTING SUSPECT CAME BACK INTO OXNARD.

OFFICERS MARTINEZ AND GORMLEY BEGAN RESPONDING TO THE NORTHERN PORTION OF OXNARD SO THEY COULD BECOME ONE OF THE PRIMARY OFFICERS IN THE PURSUIT, AS REQUESTED BY THE WATCH COMMANDER. OFFICER MARTINEZ SWITCHED OVER TO THE VENTURA COUNTY SHERRIFF'S DEPARTMENT RADIO FREQUENCY, HOWEVER OFFICER MARTINEZ WAS NOT ABLE TO HEAR ANY RADIO TRAFFIC. OFFICER MARTINEZ SWITCHED OVER TO THE VENTURA POLICE DEPARTMENT RADIO

FREQUENCY AND ATTEMPTED TO MONITOR THE RADIO TRAFFIC. OFFICER MARTINEZ STATED THAT THE RADIO TRAFFIC WAS NOT ACCURATE AS FAR AS THE SUSPECT'S ACTUAL LOCATION BECAUSE THERE WAS A DELAY IN THE RADIO TRANSMISSIONS THAT WERE BEING RELAYED FROM SHERRIFF'S DEPARTMENT TO THE VENTURA POLICE DEPARTMENT.

AS OFFICERS MARTINEZ AND GORMLEY WERE ATTEMPTING TO LOCATE THE PURSUIT, THEY OBSERVED THE SUSPECT VEHICLE TRAVELING WESTBOUND ON VINEYARD AVENUE BEING PURSUED BY APPROXIMATELY 15-20 POLICE UNITS THAT INCLUDED AGENCIES FROM THE VENTURA COUNTY SHERRIFF'S DEPARTMENT, THE VENTURA POLICE DEPARTMENT, AND THE CALIFORNIA HIGHWAY PATROL. OFFICER MARTINEZ STATED THAT HE AND OFFICER GORMLEY ATTEMPTED TO MOVE TOWARD THE FRONT OF THE PURSUIT TO TAKE OVER THE PRIMARY POSITION, HOWEVER THE OTHER UNITS WOULD NOT YIELD.

OFFICER MARTINEZ ESTIMATED THAT HE AND GORMLEY BECAME MORE INVOLVED IN THE PURSUIT AS THE SUSPECT DROVE WESTBOUND ON WOOLEY ROAD. OFFICER MARTINEZ RECALLED MAKING A UTURN ON WOOLEY ROAD AND THEY BEGAN DRIVING EASTBOUND ON WOOLEY ROAD, PURSUING THE SUSPECT. MARTINEZ ESTIMATED THAT AT THIS POINT IN THE PURSUIT, HE AND GORMLEY WERE POSSIBLY THE $5^{\text {TH }}$ CAR BACK IN THE PURSUIT, BEHIND POLICE UNITS WHICH INCLUDED THE VENTURA COUNTY SHERRIFF'S DEPARTMENT AND POSSIBLY POLICE UNITS FROM THE OXNARD POLICE DEPARTMENT.

AT ONE POINT IN THE PURSUIT, THE SUSPECT DROVE BACK NEAR THE APARTMENT AT RODERICK AVENUE AND "A" STREET. OFFICER MARTINEZ TOLD ME THAT HE HEARD SHOTS BEING FIRED. OFFICER MARTINEZ WAS NOT SURE WHERE EXACTLY THE SHOTS WERE COMING FROM BUT BELIEVED THEY COULD HAVE BEEN POSSIBLY COMING FROM THE SUSPECT VEHICLE. OFFICER MARTINEZ STATED THAT THE PURSUIT THEN WOUND UP NEAR THE AREA OF CHANNEL ISLANDS BOULEVARD AND VICTORIA AVENUE. THE PURSUIT THEN WENT THROUGH THE "APARTMENT COMMUNITY IN HUENEME". OFFICER MARTINEZ DESCRIBED THE APARTMENT COMMUNITY AS BEING NEAR THE SOUTH EAST CORNER OF HEMLOCK STREET AND VICTORIA AVENUE (MARINA VILLAGE). AS THE SUSPECT FLED THROUGH MARINA VILLAGE, OFFICER MARTINEZ HEARD A RADIO TRANSMISSION STATING THAT THE SUSPECT VEHICLE WAS INVOLVED IN A TRAFFIC COLLISION AND CONTINUED TO FLEE.

OFFICER MARTINEZ STATED AT SOME POINT IN THE PURSUIT, OFFICERS WERE PURSUING THE SUSPECT VEHICLE SOUTHBOUND ON VICTORIA AVENUE SOUTH OF CHANNEL ISLANDS. THE SUSPECT MADE A UTURN AND OFFICERS PURSUED THE SUSPECT NORTHBOUND ON VICTORIA AVENUE. THE SUSPECT VEHICLE FINALLY CAME TO A STOP NEAR THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK

STREET. OFFICER MARTINEZ WASN'T SURE IF THE SUSPECT CHOSE TO STOP HIS VEHICLE AT THAT LOCATION OR IF THE SUSPECT'S VEHICLE WAS DISABLED.

AS OFFICER MARTINEZ EXITED HIS PATROL UNIT TO ASSIST WITH THE TRAFFIC STOP, HE HEARD GUNSHOTS BEING FIRED. OFFICER MARTINEZ FELT THAT HE NEEDED TO QUICKLY MOVE TOWARDS THE OTHER POLICE UNITS THAT WERE STOPPED IN FRONT OF HIM SO THAT HE COULD HELP ADDRESS THE THREAT. OFFICER MARTINEZ REMOVED HIS HANDGUN FROM HIS HOLSTER, AND RAN FROM THE PASSENGER SIDE OF HIS POLICE UNIT, IN A NORTHBOUND DIRECTION TOWARDS THE DRIVER SIDE OF OXNARD POLICE UNIT \# 10000.

OFFICER MARTINEZ LOOKED IN THE DIRECTION OF THE SUSPECT VEHICLE WHICH WAS PARKED NORTH OF HIS LOCATION. HE COULD SEE THE SUSPECT SEATED IN THE DRIVER SEAT OF THE VEHICLE. OFFICER MARTINEZ SAW THE SUSPECT MOVE HIS HANDS IN A MANNER THAT IS CONSISTENT WITH SOMEONE LOADING A MAGAZINE INTO A HANDGUN. OFFICER MARTINEZ DEMONSTRATED WHAT HE BELIEVED HE SAW BY EXTENDING HIS RIGHT ARM SLIGHTLY OUTWARD AS IF HE WAS HOLDING A WEAPON. OFFICER MARTINEZ RAISED HIS LEFT PALM UPWARD TOWARDS HIS RIGHT HAND AS IF HE WAS INSERTING A MAGAZINE. OFFICER MARTINEZ STATED THAT AFTER HE SAW THE SUSPECT MAKE THIS MOVEMENT, HE FEARED FOR HIMSELF AND ALL OF THE OTHER OFFICERS BEHIND HIM. OFFICER MARTINEZ ESTIMATED THAT HE FIRED (9) ROUNDS FROM HIS . 45 CALIBER HANDGUN. OFFICER MARTINEZ' FIREARM WENT TO THE SLIDE LOCK POSITION BECAUSE HE WAS OUT OF AMMUNITION. OFFICER MARTINEZ TOOK COVER NEXT TO THE DRIVER SIDE DOOR OF THE POLICE UNIT HE WAS STANDING NEXT TO, AND RELOADED A SECOND HANDGUN MAGAZINE.

AFTER OFFICER MARTINEZ RELOADED, HE STOOD BACK UP AND LOOKED TO WHERE HE LAST SAW THE SUSPECT. OFFICER MARTINEZ COULD NOT SEE THE SUSPECT. ONE OF THE VENTURA COUNTY SHERRIFF'S DEPUTIES ASKED OFFICER MARTINEZ TO USE THE POLICE UNIT'S PA TO MAKE ANNOUNCEMENTS TO THE SUSPECT. OFFICER MARTINEZ USED THE PA AND ORDERED THE SUSPECT TO SHOW HIS HANDS. OFFICER MARTINEZ ALSO MADE AND ANNOUNCEMENT TELLING THE SUSPECT THAT A POLICE K-9 WAS GOING TO BE SENT.

AS OFFICER MARTINEZ WAS MAKING ANNOUNCEMENTS, TWO HISPANIC FEMALES APPROACHED THE SUSPECT VEHICLE. OFFICER MARTINEZ BELIEVED THAT THE TWO FEMALES APPROACHED THE SUSPECT VEHICLE FROM THE EAST, POSSIBLY THE MARINA VILLAGE APARTMENTS. BOTH OF THE FEMALES WENT OVER TO THE PASSENGER SIDE OF THE SUSPECT VEHICLE. OFFICERS AND DEPUTIES ORDERED THE FEMALES TO STAY AWAY FROM THE SUSPECT VEHICLE BUT THE FEMALES FAILED TO COMPLY. THE FEMALES THEN WENT AROUND THE FRONT OF THE SUSPECT VEHICLE AND OVER TO THE

DRIVER SIDE OF THE VEHICLE. OFFICERS AND DEPUTIES CONTINUED TO GIVE THE FEMALES COMMANDS AND THE FEMALES DID NOT COMPLY.

OFFICER MARTINEZ STATED THAT VENTURA COUNTY SHERIFF'S DEPUTIES BEGAN APPROACHING THE VEHICLE, AND OFFICER MARTINEZ FOLLOWED A FEW STEPS BEHIND THE DEPUTIES. OFFICER MARTINEZ OBSERVED THE SUSPECT DRIVER SLUMPED FORWARD IN THE DRIVER SEAT. ONE OF THE DEPUTIES ATTEMPTED TO REMOVE THE SUSPECT FROM THE VEHICLE, BUT APPEARED TO BE HAVING difficulties. OfFicer martinez Assisted the deputy and the suspect was removed. once THE SUSPECT WAS REMOVED, OFFICER MARTINEZ POINTED HIS HANDGUN AT THE SUSPECT AND ORDERED THE SUSPECT NOT TO MOVE. ONE OF THE DEPUTIES HANDCUFFED THE SUSPECT. OFFICER MARTINEZ LOOKED IN THE SUSPECT VEHICLE AND OBSERVED A REVOLVER ON THE SEAT. OFFICER MARTINEZ TOOK POSSESSION OF THE REVOLVER AND SECURED IT IN UNIT 10000.

I ASKED OFFICER MARTINEZ IF HE RECALLED IF THERE WAS ANY ADDITIONAL INFORMATION ABOUT THE SUSPECT AT THE TIME OF THE DOMESTIC DISPUTE CALL ON RODERICK AVENUE. OFFICER MARTINEZ TOLD ME THAT THE ONLY INFORMATION HE RECALLED WAS THAT THE SUSPECT WAS ARMED WITH A FIREARM, THE VICTIM HAD SOME TYPE OF VISIBLE INJURY AND THAT TERRORIST THREATS WERE MADE AGAINST THE VICTIM. AT THIS POINT IN THE INTERVIEW, WE TOOK A QUICK BREAK BECAUSE OF LOUD CONSTRUCTION NOISES EMANATING NEAR BY.

DETECTIVE SANCHEZ AND I RETURNED FROM THE BREAK AND DIRECTED OFFICER MARTINEZ BACK TO WHAT OCCURRED AT THE TRAFFIC STOP AT HEMLOCK STREET AND VICTORIA AVENUE. OFFICER MARTINEZ PREVIOUSLY STATED IN THE INTERVIEW, THAT HE RAN TOWARDS THE GUNFIRE WHEN HE EXITED HIS PATROL UNIT. I ASKED MARTINEZ TO EXPLAIN TO ME WHY HE DID THIS. OFFICER MARTINEZ STATED, "IT'S TO GET TO THE SUSPECT YOU KNOW, ADDRESS THE THREAT. I MEAN WHY... IT'S JUST... HE'S A PROBLEM... HE'S CAUSING A DANGER TO MYSELF, OFFICERS BEHIND ME... I MEAN THERE'S PEOPLE (CIVILIANS) COMING OUT. HE WAS POSING A DANGER TO NOT ONLY US (LAW ENFORCEMENT OFFICERS) BUT THE COMMUNITY, THERE WAS CARS PASSING BY... I MEAN HE (THE SUSPECT) FIRED... ONCE, TWICE, THREE TIMES... I KNOW I HEARD SHOTS BEING FIRED AT RODERICK AND "A" AS HE WENT BACK TO THAT AREA. SO I MEAN THIS GUY, HE WASN'T GIVING UP. HE... HE... I GUESS HE HAD LIKE A MISSION. I DON'T KNOW IF HE WANTED SUICIDE BY COP BUT YOU KNOW HE... HE HAD HIS MIND SET AND IT'S NOT LIKE HE WAS GOING TO GIVE UP OR HE WAS THROWING THE GUN OUT THE DOOR OR... HE POSED A RISK AND HE WAS JUST A CONTINUOUS RISK. SO I'M THINKING YOU KNOW... THAT'S WHY I WENT FROM HERE, TO HERE (REFERRING TO THE MOVEMENT HE MADE FORM HIS PATROL CAR, TO THE PATROL CAR STOPPED BEHIND THE SUSPECT)... TO ADDRESS THE THREAT.

DETECTIVE SANCHEZ ASKED OFFICER MARTINEZ TO ELABORATE ON WHAT IT WAS THAT HE SPECIFICALLY IDENTIFIED AS THE THREAT. OFFICER MARTINEZ STATED THAT THE SUSPECT THAT WAS SHOOTING IN THE CAR WAS THE THREAT. OFFICER MARTINEZ STATED THAT HE WAS AFRAID THAT THE SUSPECT WAS GOING TO SHOOT ONE OF THE DEPUTIES OR OFFICERS THAT WAS TRYING TO STOP HIM.

I DREW A SKETCH OF THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET AND ASKED OFFICER MARTINEZ IF HE COULD DESCRIBE THE VEHICLE POSITIONING VEHICLES INVOLVED IN THE TRAFFIC STOP. FOR FURTHER INFORMATION, REFER TO THE SKETCH BOOKED INTO EVIDENCE UNDER BARCODE NUMBER 180587. WHEN ASKED, OFFICER MARTINEZ STATED THAT HE COULD NOT IDENTIFY WHICH OF THE LAW ENFORCEMENT OFFICERS FIRED THERE WEAPONS. HE STATED THAT ROUNDS WERE BEING FIRED FROM OFFICERS POSITIONED TO HIS RIGHT AS WELL AS OFFICERS POSITIONED TO HIS LEFT.

DETECTIVE SANCHEZ AND I TOOK A QUICK BREAK AND LEFT THE INTERVIEW ROOM. WE RETURNED MOMENTS LATER AND RESUMED THE INTERVIEW. I ASKED OFFICER MARTINEZ IF HIS PUMA DIGITAL RECORDER WAS ACTIVATED AT ANYTIME DURING THE PURSUIT OR TRAFFIC STOP. OFFICER MARTINEZ BELIEVES THAT HE MAY HAVE ACTIVATED THE RECORDER WHEN HE BEGAN GIVING VERBAL COMMANDS TO THE SUSPECT VIA THE UNIT PA. DETECTIVE SANCHEZ AND I CONCLUDED THE INTERVIEW WITH OFFICER MARTINEZ. THE INTERVIEW WAS AUDIO RECORDED USING A DIGITAL AUDIO RECORDER. THE RECORDINGS WERE LATER DOWNLOADED INTO THE CASE FILE UNDER THIS REPORT NUMBER.

## END OF REPORT - Bakari Myers

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON OCTOBER 25, 2011, I WAS WORKING PATROL AND WAS SENT TO RELIEVE OFFICER MICHAEL COLE, WHO WAS STANDING BY WITH SUSPECT AUGUSTIN MEDINA IN THE SURGICAL INTENSIVE CARE UNIT AT COTTAGE HOSPITAL IN THE CITY OF SANTA BARBARA. WORKING WITH ME ON THIS SHIFT WAS MY PARTNER, OFFICER GREG REYNOLDS. WE ARRIVED IN SANTA BARBARA AT APPROXIMATELY 0830 HOURS.

| Reporting Officer/s: OFFICER ROBERT VALENZUELA | ID\#/Call Sign: 4850, 22-B-3 | Date/Time Dictated: <br> 10/25/11, 2032 HOURS | $\begin{aligned} & \text { Job \# } \\ & 723 \end{aligned}$ | $\begin{aligned} & \text { Date Typed/Typist: } \\ & 10 / 28 / 11, J Y G \end{aligned}$ |
| :---: | :---: | :---: | :---: | :---: |

AT APPROXIMATELY 1000 HOURS I WAS NOTIFIED BY THE MEDICAL STAFF THAT SUSPECT FAMILY MEMBERS WERE OUTSIDE WANTING TO SEE HIM. I WENT TO CONTACT THE FAMILY MEMBERS AND SPOKE WITH HIS SISTER BY THE NAME OF ACCOMPANIED WITH HER WAS THEIR MOTHER BY THE NAME OF
 TO THE DOMESTIC VIOLENCE INCIDENTS THEY GET INVOLVED IN.

WITNESS
SAID THAT SHE LAST SAW SUSPECT MEDINA AT APPROXIMATELY 1900 HOURS ON MONDAY NIGHT. SHE HAD GIVEN HIM $\$ 10$ SO THAT HE COULD PUT GAS IN THE CAR TO SEE HIS MOTHER, HIS MOTHER IS CURRENTLY STAYING WITH ANOTHER SISTER AT AVENUE IN THE MARINA VILLAGE NEIGHBORHOOD IN THE CITY OF PORT HUENEME.

WITNESS SAID THAT SOMETIME AFTER 2100 HOURS SHE RECEIVED A PHONE CALL ON HER HOME PHONE NUMBER OF $\square$ AND THAT IT WAS HER BROTHER ON THE OTHER LINE. HE SOUNDED SCARED ON THE PHONE AND SHE HEARD SIRENS IN THE BACKGROUND. WITNESS $\square$ SAID THAT HER BROTHER TOLD HER THE FOLLOWING: "I'M DONE. I'M THROUGH. I SHOT AT THE COPS. I LOVE YOU. TAKE CARE OF MY BOYS. TELL MOM I LOVE HER." HE ALSO TOLD HER THAT HE WAS IN OJAI, SHE THREW THE PHONE BECAUSE OF WHAT SHE HAD BEEN TOLD AND HER HUSBAND, $\square$ THEN SPOKE TO SUSPECT MEDINA FOR APPROXIMATELY TEN MINUTES, $\square$ TRIED TO CONVINCE HIM TO STOP AND PULL OVER; HOWEVER, SUSPECT NEVER DID. WITNESS SAID THAT THE PHONE CALL WAS SUDDENLY DISCONNECTED.

WITNESS
NOTICED A POLICE HELICOPTER OVER HER NEIGHBORHOOD AND HEARD SIRENS LATER AFTER THE CALL. SHE KNEW THAT THIS WAS HER BROTHER BEING PURSUED BY POLICE. I ASKED WITNESS WHY HER BROTHER HAD GONE OVER TO THE MARINA VILLAGE AREA IN PORT HUENEME. SHE SAID THAT HE WAS PROBABLY SCARED AND WAS HEADING TO HER OTHER SISTER'S RESIDENCE WHERE HER MOM WAS STAYING. THIS ENDED MY RECORDED INTERVIEW WITH WITNESS

AT APPROXIMATELY 1405 HOURS I OBTAINED A BUCCAL SWAB FROM SUSPECT MEDINA AND MARKED, TAGGED, AND PLACED IT INTO EVIDENCE UNDER BARCODE \#180518.

OFFICER GREG REYNOLDS AND I REMAINED WITH SUSPECT MEDINA AT COTTAGE HOSPITAL IN SANTA barbara until he was transferred to the ventura county medical center for his OPERATION FOR THE REMOVAL OF THE BULLET IN HIS HEAD. OFFICER DAVID GARZA MET US AT THE VENTURA COUNTY MEDICAL CENTER AND TOOK OUR PLACE.

END OF REPORT - Officer Robert Valenzuela

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## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | 273.5 P.C., | DOMESTIC VIOLENCE |
| :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 2011$ AT <br> 2230 HOURS | Location of Incident: |
| Victim: |  |  |

## CRIME SCENE REPORT

ON 10/24/11 AT APPROXIMATELY 2230 HOURS, I RECEIVED A TELEPHONE CALL FROM COMMANDER MIKE ADAIR. HE REQUESTED THAT I RESPOND TO THE SCENE OF AN OFFICER INVOLVED SHOOTING AND TOLD ME TO MEET FOR A BRIEFING IN THE AREA OF WEST HEMLOCK AND SOUTH VICTORIA AVENUE. I ARRIVED ON SCENE AT 2302 HOURS AND ADVISED OXNARD POLICE DISPATCH OF MY ARRIVAL. I INITIALLY MET WITH DETECTIVE BAKARI MYERS WHO ADVISED ME THAT FOUR OXNARD POLICE OFFICERS AND FIVE VENTURA COUNTY SHERIFF DEPUTIES HAD BEEN INVOLVED WITH AN ARMED SUSPECT AND GUNFIRE HAD BEEN EXCHANGED BETWEEN THE LAW ENFORCEMENT OFFICERS AND THE GUNMAN. THIS OCCURRED AFTER A LENGTHY VEHICLE PURSUIT INVOLVING ADDITIONAL LOCATIONS WHERE GUNFIRE HAD TAKEN PLACE, NUMEROUS DETECTIVES AND I LATER MET WITH COMMANDER ADAIR AND DETECTIVE KAY FOR FURTHER BRIEFING

IN SUMMARY, WE WERE ADVISED THAT THE INITIAL CALL WAS OF A DOMESTIC DISTURBANCE AROUND 2008 HOURS AT OXNARD. THE MALE SUSPECT, AUGUSTIN MEDINA, BATTERED HIS FEMALE ACQUAINTANCE. SHE IS HIS EX-GIRLFRIEND AND THE MOTHER OF HIS THREE CHILDREN. MEDINA ALSO THREATENED TO KILL HER AND/OR ALL OF HER FAMILY. MEDINA FORCED CAR KEYS FROM THE FEMALE VICTIM (LATER IDENTIFIED AS $\square$ SO HE COULD ENTER HER VEHICLE AND POSSIBLY TAKE HER CELLULAR TELEPHONE, HAD BEEN ABLE TO FLEE FROM HER RESIDENCE WHEN MEDINA WENT TO HER VEHICLE FOR THE CELLULAR TELEPHONE, AND CHILDREN WERE THEN ABLE TO HIDE OUT AT A FRIEND'S RESIDENCE LOCATED NEARBY (POSSIBLY ON ROBERT STREET). THE RESPONDING OFFICERS CONTACTED AT HER FRIEND'S RESIDENCE. WHEN ADDITIONAL OFFICERS LATER ARRIVED IN THE AREA, THEY CHECKED $\square$ RESIDENCE OXNARD, CA) AND ATTEMPTED TO LOCATE MEDINA. OFFICERS ONLY FOUND AN EMPTY HAND GUN HOLSTER LYING IN THE STREET IN FRONT OF, AND ADJACENT TO, NISSAN SEDAN.

DETECTIVES WERE FURTHER ADVISED THAT MEDINA HAD FLED AND HAD GONE TO THE OJAI AREA WHERE HE WAS STOPPED BY A VENTURA COUNTY SHERIFF DEPARTMENT (VCSD) DEPUTY. AT THAT LOCATION, MEDINA FIRED SHOTS FROM A HAND GUN AT THE DEPUTY. A VEHICLE PURSUIT ENSUED WITH MEDINA STOPPING AGAIN ON THE 101 FREEWAY IN THE AREA OF SEWARD AVENUE, VENTURA, WHERE MEDINA AGAIN FIRED AT DEPUTIES. THE VEHICLE PURSUIT CONTINUED INTO OXNARD AND BACK TOWARDS RESIDENCE. ONCE BACK AT RESIDENCE, MEDINA FIRED AN ADDITIONAL SHOT AT A VCSD DEPUTY'S MARKED BLACK AND WHITE, K-9 VEHICLE. IT SHOULD BE NOTED THAT IT LATER APPEARED THAT THIS SHOT WAS RESPONSIBLE FOR DISABLING THE DEPUTY'S VEHICLE. THE PURSUIT CONTINUED WITH OTHER LAW ENFORCEMENT OFFICERS THROUGHOUT PORTIONS OF OXNARD. THE PURSUIT EVENTUALLY TERMINATED IN OUR CURRENT BRIEFING AREA, THE 2000 BLOCK OF SOUTH VICTORIA AVENUE (ADJACENT TO THE MARINA VILLAGE RESIDENTIAL AREA).

AT APPROXIMATELY 0017 HOURS (NOW 10/25/11), THE BRIEFING CONCLUDED. DETECTIVE KAY REQUESTED I RESPOND TO THE ORIGINAL CALL LOCATION OF
TO MEET WITH BUREAU OF IDENTIFICATION (BI) TECHNICIANS AND TO CONDUCT THE CRIME SCENE INVESTIGATION. I ARRIVED ON SCENE AT 0026 HOURS AND MET WITH OXNARD POLICE OFFICERS RAMIRO HOLGUIN AND MIKE JOHNSON WHO WERE MAINTAINING THE SCENE. VCSD DEPUTIES BEN LOPEZ (ID \#4397) AND MARK CORREIA (ID \#2733) WERE ALSO PRESENT AND HAD NORTH "A" STREET BLOCKED OFF WITH THEIR MARKED BLACK AND WHITE PATROL UNITS AND TRAFFIC CONES (ONE UNIT AT RODERICK AND "A" STREET AND THE OTHER AT ROBERT AND "A" STREET). I CHECKED THE AREA AND WAITED FOR THE BI TECHNICIANS TO ARRIVE.

THE CRIME SCENE WOULD BE DOCUMENTED DURING NIGHTTIME HOURS. THE SKY WAS A DARK BLUEGRAY WITH WHAT APPEARED TO BE HIGH OVERCAST CLOUDS (NO VISIBLE STARS). THE VISIBILITY WAS CLEAR WITH GOOD TO EXCELLENT HORIZONTAL VIEWING DISTANCE. THE TEMPERATURE WAS APPROXIMATELY 62 TO 63 DEGREES FAHRENHEIT. WITH CALM WIND. THE OVERHEAD STREET LIGHT ON THE WEST SIDE OF NORTH "A" STREET WAS ILLUMINATED. THE STREET LIGHTING WAS FAIR TO GOOD; ESPECIALLY IN THE AREA OF $\square$ WHICH HAS THAT STREET LIGHT (POLE \#4747154E) LOCATED JUST FEET, SLIGHTLY SOUTHEAST OF THE FRONT DOOR OF $\quad$ ADDITIONAL PARKING LOT LIGHTING FROM ACROSS THE STREET (EAST) AT THE SUPER THRIFT STORE, ALSO ILLUMINATED THE STREET AREA ON THE EAST SIDE OF THE APARTMENT COMPLEX. THE APARTMENT COMPLEX HAS CARPORTS LOCATED ON THE NORTH SIDE, ACCESSIBLE OFF OF THE ALLEY. THIS WILL ACCOMMODATE FIVE VEHICLES AND IS ILLUMINATED BY SIX LIGHTS (3 IN THE CARPORTS AND 3 MORE IN THE WEST BREEZEWAY ATTACHED TO THE CARPORTS). THIS LIGHTING PROVIDES SOME ILLUMINATION TO THE NORTH ALLEY IN THE AREA IMMEDIATELY BEHIND (NORTH OF)

WEST RODERICK AVENUE IS AN EAST/WEST RESIDENTIAL STREET WHICH, IN THIS AREA, IS CROSSED BY NORTH "A" STREET TO THE EAST. THE
 APARTMENT COMPLEX, CALLED VILLA SANTA CRUZ APARTMENTS (LOCATION: 34.2098077386618-119.178678318858); PHONE IS SITUATED AT THE NORTHWEST CORNER OF WEST RODERICK AVENUE AND NORTH "A" STREET. THE APARTMENT COMPLEX HAS A DRIVEWAY ON THE WEST SIDE OF THE COMPLEX AND CAN BE ACCESSED OFF OF RODERICK AVENUE OR FROM THE NORTH ALLEY OF RODERICK AVENUE. THIS NORTH ALLEY RUNS EAST/WEST PARALLEL. TO RODERICK AVENUE. THIS EASTMEST ALLEY STOPS AT NORTH "A" STREET, ALLOWING FOR A NORTHBOUND OR SOUTHBOUND ALLEY ACCESS AND EGRESS.

(INTERNET DEPICTION: GOOGLE MAP)

(INTERNET DEPICTION: GOOGLE MAP PHOTOGRAPH)

THE APARTMENT COMPLEX HAS A TWO-STORY BUILDING LOCATED ON THE NORTHWEST CORNER OF RODERICK AND NORTH "A" STREET. THIS BUILDING HAS ONLY FOUR UNITS ON THE BOTTOM LEVEL. THOSE FOUR ARE MARKED WITH A FRONT DOOR LOCATED OFF OF THE WEST PARKING LOT). ON THE NORTH SIDE OF THE TWO-STORY BUILDING, UNIT WHICH HAS ITS ENTRY DOOR FACING WEST RODERICK AVENUE (SEE DEPICTION ABOVE) AND BEING THE ONLY UNIT ACCESSED OFF OF NORTH "A" STREET. UNIT HAS A MAROON COLOR WOODEN FRONT DOOR (NO SCREEN DOOR) WHICH FACES EAST ONTO NORTH "A" STREET. BOTH RODERICK AVENUE AND "A" STREET ARE STANDARD ASPHALT RESIDENTIAL STREETS WITH CONCRETE SIDEWALKS:

## BRIEFING BY OFFICERS AT THE SCENE

OFFICERS HOLGUIN AND COLE TOLD ME THE FOLLOWING:
THEY RESPONDED TO A CALL OF A DOMESTIC VIOLENCE AND CONTACTED THE VICTIM
AT A LOCATION AWAY FROM THE VICTIM'S RESIDENCE. THE VICTIM TOLD THE OFFICERS THAT SHE HAD JUST STARTED TO MOVE IN TO HER NEW APARTMENT WITH HER THREE CHILDREN. HER NEW RESIDENCE IS LOCATED AT
 CHILDREN ARE FATHERED BY HER EX-BOYFRIEND, AUGUSTIN MEDINA. $\square$ EARLIER, WAS AT HER APARTMENT WHEN MEDINA ARRIVED. HE WAS FURIOUS WITH HER AND DEMANDED TO SEE HER CELLULAR TELEPHONE. OFFICERS BELIEVED THAT MEDINA WAS TRYING TO SEE WHO SHE HAD BEEN IN TELEPHONE CONTACT, MEDINA PUSHED TO THE FLOOR AND BECAME MORE AGGRESSIVE BY THREATENING TO KILL HER. MEDINA COULDN'T FIND CELLULAR TELEPHONE AND BELIEVED THAT IT WAS IN HER VEHICLE. VEHICLE IS THE GRAY NISSAN ALTIMA/MAXIMA (EMBLEMS REMOVED) THAT WAS PARKED FACING SOUTHBOUND ON "A" STREET JUST NORTH OF THE CORNER OF RODERICK. MEDINA BEGAN A COUNTDOWN WHICH CAUSED TO BELIEVE THAT MEDINA WAS GOING TO FURTHER HARM OR KILL HER SO SHE PROVIDED MEDINA WITH HER CAR KEYS. WHEN MEDINA EXITED $\square$ PARARTMENT AND WENT TO $\square$ AND HER CHILDREN (POSSIBLY ONLY TWO OF THE THREE WERE PRESENT) FLED TO A FRIEND'S RESIDENCE NEARBY. THEY HID THERE UNTIL OFFICERS ARRIVED. OFFICERS HOLGUIN AND COLE LATER HEARD OF THE VCSD PURSUIT AND HOW THE VEHICLE WAS ASSOCIATED TO SUSPECT MEDINA. OFFICERS HOLGUIN AND COLE REMAINED WITH VICTIM $\square$ UNTIL AFTER THE PURSUIT HAD RETURNED TO ' RESIDENCE AND AGAIN LEFT THE AREA.

SENIOR DEPUTY LOPEZ TOLD ME THAT HE AND DEPUTY CORREIA WERE LESS THAN ONE BLOCK AWAY (AT NORTH OXNARD BLVD AND RODERICK AVENUE) WHEN THE PURSUIT APPROACHED THIS AREA. SENIOR DEPUTY LOPEZ SAID THAT MEDINA'S VEHICLE TRAVELED EASTBOUND OUT OF THE NORTH ALLEY OF RODERICK AND ONTO SOUTHBOUND "A" STREET. THIS OCCURRED AT APPROXIMATELY 2200 HOURS. SENIOR DEPUTY LOPEZ SAID THAT ONE OF THE VCSD K-9 UNITS (DEPUTY GUILIN AND HIS CANINE "DURO") IMMEDIATELY FOLLOWED MEDINA FROM THE ALLEY. JUST BEFORE THE K-9 UNIT

REACHED THE EAST END OF THE ALLEY, BOTH SENIOR DEPUTY LOPEZ AND DEPUTY CORREIA HEARD THE SOUND OF ONE GUN SHOT. THEY NOTICED THAT AFTER THE K-9 UNIT TURNED SOUTHBOUND FROM THE ALLEY THAT THERE WAS A TRAIL OF A DARK FLUID EXTENDING DOWN THE STREET TO THE SOUTH (SAME PATH AS THE K-9 VEHICLE). SENIOR DEPUTY LOPEZ BELIEVED THAT THE FLUID WAS FROM THE K-9 VEHICLE. IT SHOULD BE NOTED THAT THE K-9 VEHICLE HAD MECHANICAL FAILURE A SHORT DISTANCE AND A SHORT TIME LATER AND COULD NOT PROCEED IN THE PURSUIT, IT IS BELIEVED THAT MEDINA FIRED ONE GUN SHOT DIRECTLY TOWARD THE FRONT OF THE K-9 VEHICLE AS IT PREPARED TO EXIT THE ALLEY AND THAT THIS GUN SHOT MAY HAVE SEVERED THE RADIATOR OR OTHER VEHICLE ENGINE COMPONENT CAUSING THE K-9 VEHICLE ENGINE TO FAIL.

THE CRIME SCENE TAPE
SENIOR DEPUTY LOPEZ TOLD ME THAT HE AND DEPUTY CORREIA CORDONED OFF THE AREA WITH YELLOW CRIME SCENE TAPE AND MADE A SEARCH OF THE AREA IMMEDIATELY AFTER THE PURSUIT WENT SOUTHBOUND ON "A" STREET OUT OF THEIR VIEW. YELLOW CRIME SCENE TAPE RAN NORTH/SOUTH ACROSS THE NORTH ALLEY OF WEST RODERICK STREET AT THE WEST END OF


#### Abstract

STREET AND AT THE EAST END OF THE APARTMENT COMPLEX. AODITIONAL TAPE RAN EASTMEST FROM THE WEST BREEZEWAY OF THE COMPLEX TO THE EAST END OF THE APARTMENT COMPLEX ON NORTH "A" STREET.


## EVIDENCE

SENIOR DEPUTY LOPEZ TOLD ME THAT HE LOCATED A BULLET FRAGMENT IN THE CENTER CARPORT AREA (THIRD OF FIVE CARPORT STALLS) JUST A FEW FEET OFF OF THE NORTH ALLEY OF RODERICK (THE AREA WHERE THE K-9 UNIT HAD POSSIBLY BEEN STRUCK BY GUN FIRE). I WENT TO THIS LOCATION AND SAW A PARTIALLY FLATTENED LEAD PORTION OF A BULLET LYING ON THE CEMENT FLOOR IN THE CENTER CARPORT. THIS CARPORT WAS LABELED BY A STICKER ON THE OVERHEAD STORAGE BIN LOCATED ON THE SOUTH WALL OF THE CARPORT.

DEPUTIES LOPEZ AND CORREIA ALSO SHOWED ME THE AREA OF THE ALLEY WHERE THE PURSUIT EXITED ONTO "A" STREET. I COULD SEE A CURVED TRAIL OF LIQUID, THIS TRAIL WENT EASTBOUND FROM THE CEMENT APRON OF THE ALLEY EXIT AND CURVED TO A SOUTHBOUND DIRECTION ON "A" STREET, IT APPEARED THAT THE LIQUID WAS BEING ABSORBED BY THE ASPHALT STREET AS I OBSERVED MORE LIQUID INITIALLY THAN I SAW LATER.

AFTER THE BRIEFING, OFFICERS HOLGUIN AND COLE LEFT THE SCENE. DEPUTIES LOPEZ AND CORREIA REMAINED ON SCENE UNTIL THE BI TECHNICIANS ARRIVED AND WERE LATER FINISHED WITH THE NORTH "A" STREET PROCESSING. AT THAT TIME, NORTH "A" STREET WAS RE-OPENED AND THE

DEPUTIES LEFT THE AREA. DETECTIVE ALEX ARNETT LATER ARRIVED ON SCENE TO OBTAIN A DESCRIPTOR OF APARTMENT FOR A PENDING SEARCH WARRANT.

## BI TECHNICIANS

FET TECHNICIAN ARRIVED ON SCENE. I BRIEFED THEM AND SHOWED THEM THE AREAS OF EVIDENCE. CSO $\square$ OBTAINED ALL THE EVIDENCE MEASUREMENTS AND GENERATED A DIAGRAM OF THE CRIME SCENE. FET TOOK ALL THE CRIME SCENE PHOTOGRAPHS AND COLLECTED ALL OF THE EVIDENCE. PLEASE REFER TO THEIR FOLLOW UP REPORTS FOR DETAILS.

## VEHICLES AT THE SCENE

THE FOLLOWING VEHICLES WERE PARKED FACING SOUTH ALONG THE WEST CURB OF NORTH "A" STREET AND NORTH OF WEST RODERICK AVENUE:
V1. FIRST VEHICLE AT CORNER OF RODERICK:
GRAY NISSAN SEDAN, (VICTIM'S VEHICLE)
V2. BEHIND V1
GRAY LINCOLN TOWNCAR
NOTE: SPACE BEHIND V2 (NEAR APARTMENT "G"; APPROXIMATELY 15 FEET)
V3. THIRD VEHICLE ON STREET
V4. FOURTH VEHICLE ON STREET
BLUE HONDA FIT
SILVER TOYOTA COROLLA
NOTE: NO VEHICLES WERE PARKED ON THE OPPOSITE (NORTHBOUND) SIDE OF NORTH "A" STREET. SIGNAGE INDICATED THAT THERE IS NO PARKING ALLOWED THERE BETWEEN 2A-6A.

THE FOLLOWING VEHICLES WERE PARKED FACING WEST ALONG THE NORTH CURB OF WEST RODERICK AVENUE IN FRONT OF 205 WEST RODERICK AVENUE:

V5. NEAREST CORNER OF NORTH "A" STREET
V6. WEST OF V5

GREEN DODGE VAN
WHITE FORD VAN

THE FOLLOWING VEHICLES WERE PARKED FACING EAST ALONG THE SOUTH CURB OF WEST RODERICK AVENUE ACROSS THE STREET FROM THE FRONT OF

V7, NEAREST CORNER OF NORTH "A" STREET V8. WEST OF V7.

BLACK FORD RANGER, WHITE DODGE DUALLY,

THE FOLLOWING VEHICLES WERE PARKED IN THE APARTMENT COMPLEX PARKING LOT FACING IN A NORTHEAST DIRECTION WEST OF THE TWO-STORY APARTMENT BUILDING:

V9, WEST OF UNIT "E"
V10.
V11.
V12.

MAZDA PROTÉGÉ,
GRAY FORD EXPLORER
WHITE HONDA
TAN NISSAN FRONTIER,

V13. WEST OF UNIT "E"
V14.
V15.
V16.
V17.


THE FOLLOWING VEHICLES WERE PARKED IN THE APARTMENT COMPLEX CARPORT (OFF OF THE NORTH ALLEY OF WEST RODERICK AVENUE):
V18. SECOND SPACE WEST OF "A" STREET NEWER FORD EXPLORER 4-DOOR TRUCK WITH "AUTOMOBILE EXCHANGE" PAPER PLATES GREEN CHEVROLET ASTROVAN.
V19. FIFTH SPACE WEST OF "A" STREET NOTE: ALL OTHER CARPORT SPACES WERE EMPTY.

ALL EVIDENCE WAS TAKEN FROM THE SCENE BY FET
AND WOULD LATER BE SECURED IN THE OXNARD POLICE DEPARTMENT EVIDENCE ROOM. I REMAINED ON SCENE DUE TO THE PENDING SEARCH WARRANT. I WAS LATER RELIEVED BY OFFICER KASABA. I SECURED FROM THE SCENE AT APPROXIMATELY 0430 HOURS,

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


## DETAILS

ON TUESDAY 10/25/2011 AT APPROXIMATELY 0001 HOURS, I RECEIVED A CALL FROM FIELD EVIDENCE TECHNICIAN (FET VIA MY DEPARTMENT ISSUED CELLULAR PHONE. FET TOLD ME THAT HE NEEDED ME TO RESPOND TC IN REFERENCE TO AN OFFICER INVOLVED SHOOTING THAT HAD OCCURRED IN THE CITY OF OXNARD. FET TOLD ME THAT THE PRIMARY SCENE WAS LOCATED AT VICTORIA AVENUE AND HEMLOCK; BUT THAT THE SUSPECT HAD FIRED A WEAPON AT VENTURA COUNTY SHERIFF'S DEPUTIES WHILE BEING PURSUED PAS

I ARRIVED AT THE LOCATION AT APPROXIMATELY 0045 HOURS. A SHORT TIME LATER COMMUNITY SERVICE OFFICER ARRIVED TO ASSIST ME IN DOCUMENTING THE CRIME SCENE. UPON MY ARRIVAL I CONTACTED MAJOR CRIMES DETECTIVE BOB ECKMAN, WHO BRIEFED ME ON WHAT HAD OCCURRED PRIOR TO MY ARRIVAL.

| Reporting Officer/s: | ID\#/Call Sign: 4935, H-1 | $\begin{aligned} & \text { Date/Time Typed: } \\ & \text { 10/27/11, 10:21 AM } \end{aligned}$ | Date Typed/Typist: 10/27/11, ds |
| :---: | :---: | :---: | :---: |

DETECTIVE ECKMAN TOLD ME THAT EARLIER THAT EVENING SUSPECT AUGUSTIN MEDINA HAD BEEN INVOLVED IN A DOMESTIC DISTURBANCE WITH HIS EX-GIRLFRIEND, WHO LIVES IN APARTMENT A SHORT TIME AFTER THE INCIDENT WHILE OXNARD POLICE OFFICERS WERE INVESTIGATING THE DISTURBANCE, THEY WERE ADVISED THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT WAS IN PURSUIT OF MEDINA, WHO HAD FIRED SHOTS AT THEM. THE PURSUIT ULTIMATELY CAME BACK INTO THE CITY OF OXNARD AND PASSED BY THIS LOCATION. WHILE BEING PURSUED THROUGH THE NORTH ALLEY OF RODERICK AVENUE, MEDINA HAD FIRED A ROUND AT THE SHERIFF'S UNIT DIRECTLY BEHIND HIM, POSSIBLY HITTING THE RADIATOR.

DETECTIVE ECKMAN THEN SHOWED ME A SPENT BULLET FRAGMENT LYING IN THE CARPORT FOR APARTMENT WHICH IS LOCATED IN THE NORTH ALLEY OF RODERICK AVENUE. DETECTIVE ECKMAN ALSO POINTED OUT A POSSIBLE BULLET STRIKE IN THE CEILING OF CARPORT WHICH IS NEXT TO AND EAST OF CARPORT DETECTIVE ECKMAN THEN POINTED OUT A STAIN ON THE ROADWAY OF 'A' STREET AT THE EAST ENTRANCE/EXIT OF THE ALLEY, WHICH APPEARED TO BE FROM FLUID POSSIBLY DRAINING FROM THE DAMAGED RADIATOR.

AFTER BEING BRIEFED BY DETECTIVE ECKMAN, I BEGAN TAKING OVERALL PHOTOGRAPHS OF THE CRIME SCENE, WHICH INCLUDED THE FOLLOWING:

- THE NORTH ALLEY OF RODERICK
- the carport area
- THE BULLET FRAGMENT LYING ON THE GROUND INSIDE OF CARPORT
- the stain in the roadway at east entranceiexit to north alley of west roderick AVENUE.
- THE ENTRANCE TO APARTMENT
- THE VICTIM'S VEHICLE, A GREY NISSAN WHICH WAS PARKED ALONG THE WEST CURB OF 'A' STREET JUST SOUTH OF THE ENTRANCE TO APARTMENT ' $G$ ',
- CLOSE UP PHOTOS OF THE POSSIBLE BULLET STRIKE LOCATED IN THE CEILING OF CARPORT

AFTER PHOTOGRAPHING THE CRIME SCENE, I CHEMICALLY TESTED THE POSSIBLE BULLET STRIKE USING SODIUM RHODIZONATE SOLUTION, A PRESUMPTIVE TEST FOR LEAD. THE RESULTS OF THAT TEST WERE NEGATIVE.

I THEN COLLECTED THE BULLET FRAGMENT (PHOTO MARKER \#1) AND SWABBED THE STAIN IN THE ROADWAY (PHOTO MARKER \#2), AS EVIDENCE. THE LAYOUT OF THE SCENE AND THE LOCATION OF THE ITEMS COLLECTED AS EVIDENCE.

I CLEARED THE CRIME SCENE AT APPROXIMATELY 0317 HOURS.

THE PHOTOGRAPHS WERE DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE AND BOOKED UNDER PHOTO TAG NUMBER 197375.

THE EVIDENCE COLLECTED FROM THE SCENE WAS LATER BOOKED INTO THE OXNARD POLICE DEPARTMENT PROPERTY ROOM.

## END OF REPORT

K. Homicidel201111120618 OIS $11120618 \# 064 . d o c$

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ PC, ATTEMPT MURDER |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 11,2008$ | Location of Incident:VICTORIA AVE @ HEMLOCK <br> ST <br> ST |  |
|  |  |  | OXNARD, CA 93035 |
| Victim: CALIFORNIA, STATE OF | Suspect: MEDINA, AGUSTIN RINCON |  |  |



| Code: EV/K | APS Card: NO | Property Name: | AUDIO RECORDING |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: DIGITAL |  |
| Qty: 1 | Barcode\#: | Erfa\#: | Value: |
| Description: 1 DIGITAL AUDIO RECORDING OF OFFICER BALDWIN'S STATEMENTS |  |  |  |



## DETAILS

ON TUESDAY, 10/25/11 AT APPROXIMATELY 0525 HOURS, DETECTIVE BAKARI MYERS AND I CONTACTED OFFICER EDWARD BALDWIN IN AN INTERVIEW ROOM AT THE OXNARD POLICE DEPARTMENT AFTER WE HAD BEEN INFORMED THAT HE WANTED TO PROVIDE A VOLUNTARY STATEMENT REFERENCE THE OFFICER INVOLVED SHOOTING. ATTORNEY WAS ALSO PRESENT DURING THE INTERVIEW, FOR FURTHER DETAILS REGARDING THE OFFICER INVOLVED SHOOTING REFER TO ALL REPORTS UNDER THIS REPORT NUMBER. THE FOLLOWING IS A SUMMARY OF OUR CONTACT WITH BALDWIN

OFFICER BALDWIN SAID HE WAS ASSISTING ON ANOTHER OFFICER'S ARREST BY GOING TO THE POLICE STATION TO FILL OUT BOOKING PAPERWORK BECAUSE THE SUSPECT HAD BEEN TRANSPORTED TO THE HOSPITAL. WHILE EN ROUTE, OFFICER BALDWIN OVERHEARD SERGEANT BRIAN WOOLLEY TELLING

| Reporting Officer/s: |  |  |  |  |
| :--- | :--- | :--- | :--- | :--- |
| SONIA SANCHEZ | ID\#/Call Sign: | $4952 /$ D-25 | Date/Time Dictated: <br> $10 / 27 / 11 ; 1347$ HOURS |  |

SERGEANT TIM KELLEY ON THE DISPATCH RADIO THAT UNITS WERE NOW SOUTHBOUND ON HIGHWAY 33. BALDWIN SAID SERGEANT WOOLLEY AND THE SPECIAL ENFORCEMENT UNIT WERE ON RODERICK AVENUE REFERENCE A CALL OF A DOMESTIC DISPUTE INVOLVING A GUN; THEREFORE, WHEN HE HEARD THE COMMUNICATION BETWEEN SERGEANT WOOLLEY AND SERGEANT KELLEY, BALDWIN ASSUMED SOMEONE WAS IN A PURSUIT.

A SHORT TIME LATER, BALDWIN READ A MESSAGE THAT WENT OUT FROM DISPATCH ON THE MOBILE DATA COMPUTER (M.D.C.) STATING THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT (V.C.S.D.) WAS IN PURSUIT OF A VEHICLE WHERE SHOTS WERE FIRED DURING A TRAFFIC STOP. THE REGISTERED OWNER OF THIS VEHICLE HAD AN ADDRESS ON SIMON WAY, WHICH IS IN THE EL RIO NEIGHBORHOOD OF OXNARD. BALDWIN CALLED OFFICER GREG HARASYMOWYCZ TO SAY HE WAS STAYING "10-8 AVAILABLE" AND NOT GOING TO THE STATION.

BALDWIN SAID ADDITIONAL M.D.C. MESSAGES WENT OUT STATING THAT THE SHERIFF'S DEPARTMENT WAS NOT REQUESTING ASSISTANCE, YET. BALDWIN SWITCHED HIS DISPATCH RADIO CHANNEL TO LISTEN TO THE SHERIFF'S DEPARTMENT'S DISPATCH RADIO. WHILE MONITORING THE V.C.S.D. CHANNEL, BALDWIN OVERHEARD THAT THE PURSUIT HAD CONTINUED FROM HIGHWAY 33 TO HIGHWAY 101. HE OVERHEARD THAT THE VEHICLE HAD YIELDED NEAR HIGHWAY 101 AND SEAWARD AVENUE. BALDWIN THEN HEARD MORE SHOTS HAD BEEN FIRED. BALDWIN COULD HEAR THE SHOTS IN THE BACKGROUND OF THE RADIO TRANSMISSION. DURING THE ENSUING COMMUNICATION, BALDWIN OVERHEARD ONE OF SHERIFF'S DEPUTIES STATE HE HAD TAKEN A ROUND THROUGH THE WINDSHIELD OF HIS UNIT, BUT THAT HE AND HIS DOG WERE OKAY.

BALDWIN CONTINUED TO MONITOR THE RADIO TRAFFIC AND HEARD THAT THE SUSPECT VEHICLE EXITED ON VINEYARD AVENUE FROM SOUTHBOUND HIGHWAY 101, WHICH WAS AN EXIT USED TO GET TO SIMON WAY. BALDWIN SAID THE VEHICLE CONTINUED SOUTH ON VINEYARD AVENUE INTO THE CITY OF OXNARD. BALDWIN SAID THE M.D.C. MESSAGES CONTINUED STATING THAT OFFICERS SHOULD STAND BY AND NOT BECOME INVOLVED IN THE PURSUIT UNTIL THEY ARE ASKED TO TAKE OVER THE PURSUIT.

BALDWIN SAID HE WAS IN THE AREA OF VENTURA ROAD AND DORIS AVENUE WHILE LISTENING TO THE OXNARD POLICE AND V.C.S.D. DISPATCH RADIO. BALDWIN SAID V.C.S.D. WERE ASKING FOR UNITS TO GO TO THE AREA OF VINEYARD AVENUE AND PEBBLE CREEK. BALDWIN OVERHEARD ONE OF OXNARD POLICE DEPARTMENT'S (O.P.D.) SPECIAL ENFORCEMENT OFFICERS ADVISE ON THE RADIO THAT THE PURSUIT WAS NOT CURRENTLY IN THE AREA THAT WAS BEING BROADCAST ON THE RADIO.

BALDWIN THEN OBSERVED THE SUSPECT VEHICLE TRAVELING EASTBOUND ON DORIS AVENUE ACROSS VENTURA ROAD AT A HIGH RATE OF SPEED. THE SUSPECT VEHICLE WAS BEING FOLLOWED BY

APPROXIMATELY 8 TO 10 MARKED BLACK AND WHITE POLICE UNITS. BALDWIN SAID THE VEHICLE WAS NOW PAST VENTURA ROAD AND HE BEGAN BROADCASTING THIS INFORMATION OVER THE OXNARD POLICE CHANNEL. BALDWIN SAID THE SPEEDS OF THE PURSUIT WERE IN EXCESS OF 70 MILES AN HOUR ON DORIS AVENUE. BALDWIN SAID HE WAS NOT INVOLVED IN THE PURSUIT AND WAS ONLY BROADCASTING APPROXIMATE LOCATION OF TRAVEL OF THE SUSPECT VEHICLE BASED ON HIS VISUAL OF THE PURSUING UNITS.

BALDWIN SAID THE SUSPECT VEHICLE TURNED NORTHBOUND ON 'A' STREET. BALDWIN SAID HE RESPONDED TO THE AREA OF DORIS AVENUE AND 'A' STREET AND HE AGAIN SAW THE SUSPECT VEHICLE HEADING TOWARDS OXNARD BOULEVARD, BUT TURNED AROUND AND BEGAN HEADING IN THE SAME DIRECTION.

BALDWIN SAID HE OBSERVED SEVERAL V.C.S.D. AND OPD UNITS IN THE AREA. WHEN THE SUSPECT VEHICLE WAS IN THE AREA OF 'A' STREET AND THE STREET JUST SOUTH OF ROBERT AVENUE, BALDWIN PULLED TO THE SIDE OF THE ROAD BECAUSE HE WAS AFRAID THE SUSPECT VEHICLE WAS GOING TO TRAVEL SOUTH AND END UP COMING TOWARDS HIS DIRECTION. BALDWIN WANTED THE SUSPECT TO ONLY WORRY ABOUT THE UNITS BEHIND HIM AND NOT TAKE THE SUSPECT'S ATTENTION BY BEING THE FIRST OXNARD POLICE UNIT THAT WAS NOW IN FRONT OF HIM.

THE PURSUIT DID NOT TRAVEL SOUTH AS BALDWIN HAD ANTICIPATED AND INSTEAD CONTINUED A WESTBOUND ON AN UNKNOWN STREET OR ALLEY. BALDWIN EXPLAINED HE WAS UNABLE TO TRACK THE PURSUIT CLEARLY FROM HIS POSITIONING AND BECAUSE IT ALL OCCURRED VERY QUICKLY. BALDWIN CONTINUED TO TRAVEL IN THE SAME DIRECTION AS THE PURSUIT, BUT ON ONE STREET SOUTH OF IT. BALDWIN SAID THE PURSUIT EVENTUALLY CROSSED 'C' STREET. WHEN BALDWIN CROSSED ‘C' STREET, HE COULD HEAR THE UNIT'S AND SMELL THE OIL FROM THE MOTORS AND THE TIRES BECAUSE OF THE WAY THE OFFICERS HAD TO DRIVE THE UNITS.

BALDWIN REALIZED IF HE STAYED ONE STREET SOUTH OF THE PURSUIT THAT HE MIGHT END UP BEING IN THE CROSS FIRE SINCE THE SUSPECT HAD ALREADY BEEN INVOLVED IN MULTIPLE SHOOTINGS WITH THE OFFICERS. BALDWIN PULLED ALONG THE CURBLINE AND ROLLED DOWN HIS WINDOW MORE IN ORDER TO HEAR WHERE THE OTHER UNITS WERE LOCATED SINCE HE COULD NOT SEE THEM. BALDWIN HEARD SEVERAL GUNSHOTS NORTH OF HIS LOCATION, BUT HE COULD NOT TELL WHETHER THE GUNSHOTS WERE FROM THE SUSPECT OR THE OFFICERS.

BALDWIN SAID DISPATCH ASKED FOR UPDATES, BUT HE INFORMED THEM THAT THE PURSUIT WAS OUT OF HIS VIEW. BALDWIN COULD NOT LOCATE THE PURSUIT FOR APPROXIMATELY 30 SECONDS. BALDWIN SWITCHED BACK TO THE V.C.S.D. CHANNEL, AT WHICH TIME, HE OVERHEARD THAT THE PURSUIT WAS

CROSSING SEVENTH STREET ON A MAIN STREET HE COULD NOT RECALL AT THE TIME. BALDWIN SAID HE WAS APPROXIMATELY TEN BLOCKS AWAY FROM THAT LOCATION.

BALDWIN BEGAN TRAVELING SOUTHBOUND ON 'C' STREET TO CATCH UP TO THE PURSUIT. BALDWIN OVERHEARD ON THE DISPATCH RADIO THAT V.C.S.D. WAS LOOKING FOR O.P.D. UNITS TO TAKE OVER the pursuit. once baldwin was at 'C' Street and wooley road, he overheard one of the UNITS BROADCAST ON THE RADIO THAT THE PUSUIT WAS NOW TRAVELING WESTBOUND ON WOOLEY ROAD FROM 'C’ STREET. BALDWIN BELIEVED A SPECIAL ENFORCEMENT UNIT (S.E.U.) ENDED UP GETTING BEHIND THE PURSUIT AND CONTINUED ATTEMPTING TO CATCH UP FOR THE MAJORITY OF THE PURSUIT. BADLWIN DESCRIBED THIS UNIT AS A "SLICK TOP" (NO LIGHT BAR) WITH THE REGULAR O.P.D. BLACK AND WHITE PAINT SCHEME.

BALDWIN SAID HE FOLLOWED THE PURSUIT WESTBOUND ON WOOLEY ROAD UNTIL THE PURSUIT ARRIVED AT VICTORIA AVENUE. BADLWIN EXPLAINED THE MAJORITY OF THAT TIME WAS SPENT TRYING TO CATCH UP TO THE PURSUIT BECAUSE THE PURSUIT WAS TRAVELING IN EXCESS OF 80 TO 90 MILES PER HOUR ON WOOLEY ROAD.

WHEN BADLWIN ARRIVED AT VICTORIA AVENUE, HE NOTED THAT THE SUSPECT HAD MADE A U-TURN SOMEWHERE WEST OF HIS LOCATION. THE PURSUIT WAS NOW TRAVELING EASTBOUND ON WOOLEY ROAD TOWARDS HIS DIRECTION. BADLWIN AND THE S.E.U. UNIT MADE A U-TURN AND CONTINUED TO TRY TO CATCH UP TO THE PURSUIT. BALDWIN OVERHEARD "31A" BROADCAST THAT THEY WERE NOW THE PRIMARY UNIT AND WERE CALLING THE PURSUIT AS BALDWIN APPROACHED VENTURA ROAD. "31A" CONTINUED CALLING THE PURSUIT FOR A WHILE UNTIL "41A" BEGAN CALLING THE PURSUIT.

THE PURSUIT CONTINUED SOUTHBOUND ON 'C’ STREET FROM WOOLEY ROAD AT APPROXIMATELY 70 MILES PER HOUR. THE PURSUIT CONTINUED DOWN 'C’ STREET AND TURNED ONTO WESTBOUND KAMALA STREET. BADLWIN AND THE S.E.U. UNIT WERE NOW IN LINE WITH THE OTHER PURSUING VEHICLES. THE PURSUIT CROSSED 'J’ STREET, DOWN LASSEN STREET TO AN UNKNOWN STREET TRAVELING WESTBOUND, SOUTH ON 'M' STREET UNTIL IT APPROACHED CHANNEL ISLANDS BOULEVARD. THE PURSUIT CONTINUED ONTO CHANNEL ISLANDS BOULEVARD AT APPROXIMATELY 80 TO 90 MILES PER HOUR. BALDWIN ADVISED THERE WAS A LOT OF TRAFFIC ON BOTH SIDES OF CHANNEL ISLANDS BOULEVARD, WHICH PLACED MORE PEOPLE IN DANGER.

THE PURSUIT CONTINUED NORTHBOUND ONTO VICTORIA AVENUE INTO THE MARINA VILLAGE NEIGHBORHOOD. BALDWIN SAID THE PURSUIT CONTINUED ON STREETS WITHIN THIS NEIGHBORHOOD. BALDWIN COULD NOT GIVE EXACT LOCATIONS, AS HE WAS NOT FAMILIAR WITH THE STREET NAMES.

BALDWIN SAID THE PURSUIT CONTINUED INTO THE MARINA WEST NEIGHBORHOOD, AT WHICH TIME, HE OVERHEARD THAT THE SUSPECT'S VEHICLE HAD COLLIDED WITH ANOTHER VEHICLE AND CONTINUED FLEEING. THE SUSPECT CONTINUED ONTO SOUTHBOUND VICTORIA AVENUE PAST CHANNEL ISLANDS BOULEVARD. THE SUSPECT MADE A U-TURN AT ONE OF THE MEDIAN TURNOUTS AND THE PURSUING UNITS FOLLOWED.

BALDWIN SAID THIS WAS THE FIRST TIME HE HAD A CLEAR VIEW OF THE DRIVER. BALDWIN DESCRIBED THE SUSPECT AS HAVING A DETERMINED LOOK AS THE SUSPECT HELD ONTO THE STEERING WHEEL. BALDWIN SAID THE SUSPECT SLIGHTLY GLANCED AT BALDWIN'S DIRECTION. BALDWIN WONDERED WHETHER THE SUSPECT WAS GOING TO PULL OUT A GUN SINCE IT WOULD BE EASY TO SHOOT AT THE PURSUING UNITS THAT WERE NOW PARALLEL TO HIM. BALDWIN NOTED THAT THE LEFT SIDE OF THE SUSPECT'S VEHICLE WAS TRAVELING ON RIMS. BALDWIN COULD SEE SPARKS FLYING IN EVERY DIRECTION.

THE PURSUIT CONTINUED NORTHBOUND ON VICTORIA AVENUE PAST CHANNEL ISLANDS BOULEVARD. BALDWIN NOTED THAT THE OTHER UNITS WERE SPREADING OUT, WHICH HE BELIEVED WAS TO PREPARE FOR A HIGH RISK STOP. THE SECONDARY UNIT STARTED MOVING TO THE LEFT INTO POSITION.

BALDWIN SAID HIS FIRST THOUGHT AT THAT POINT WAS TO GET OUT OF HIS UNIT (\#11007) AS QUICK AS HE CAN IN ORDER NOT TO BE IN A BAD SPOT. BALDWIN PLACED HIS UNIT IN PARK, OPENED THE DOOR, PLACED HIS FEET OUTSIDE AND IMMEDIATELY HEARD SHOTS BEING FIRED. BALDWIN DID NOT KNOW HOW MANY GUNSHOTS WERE FIRED. BALDWIN SAID HE PULLED HIS WEAPON OUT AT THIS TIME. BALDWIN WALKED AROUND HIS DOOR AND RAN IN BETWEEN THE UNITS TO THE LOCATION OF THE PRIMARY UNIT (31A). BALDWIN SAID HE BELIEVED THERE WAS A BRIEF MOMENT WHERE THE GUNSHOTS STOPPED.

BALDWIN OBSERVED AN OFFICER, WHOM HE BELIEVED WAS OFFICER MARTIN PEREZ, BETWEEN THE APILLAR AND THE PASSENGER DOOR. BALDWIN WENT TO THE PASSENGER DOOR AND STOOD JUST OUTSIDE OF THE PASSENGER DOOR, USING IT AS CONCEALMENT. BALDWIN STATED A SHERIFF'S DEPUTY WAS LOCATED TO HIS RIGHT.

BALDWIN ADVISED THE SUSPECT VEHICLE WAS STOPPED IN THE NORTHBOUND LANES OF VICTORIA AVENUE FACING IN A NORTHWESTERLY DIRECTION. THE DRIVER'S DOOR OF THE SUSPECT VEHICLE WAS OPENED AND BALDWIN COULD SEE THE BACK OF THE SUSPECT'S HEAD AND ARMS. BALDWIN LATER EXPLAINED, WITH THE USE OF A SKETCH, THAT THE SUSPECT'S VEHICLE WAS PARKED AT A 45 DEGREE ANGLE ALLOWING BALDWIN TO SEE THE SUSPECT'S ARMS COMING OUT OF THE VEHICLE AND

THE SUSPECT'S HEAD LOOKING BACK. BALDWIN THEN OBSERVED THE SUSPECT'S HANDS TO THE SIDE WITH A SILHOUETTE OF A HANDGUN. BALDWIN SAID THE SUSPECT WAS STILL SITTING IN THE VEHICLE AS THE SUSPECT DID THIS. BALDWIN COULD NOT DESCRIBE THE HANDGUN OTHER THAN IT BEING MEDUIM SIZED. IT SHOULD BE NOTED THAT BALDWIN WAS DEMONSTRATING THE MOVEMENTS MADE BY THE SUSPECT AS BALDWIN RECOUNTED THE INCIDENT.

BALDWIN SAID THE SUSPECT WAS POINTING THE GUN AT THE DIRECTION WHERE THE SECONDARY UNIT (41A) WAS LOCATED. BASED ON EVERYTHING THE SUSPECT HAD DONE TO THIS POINT, BALDWIN BELIEVED THE SUSPECT WAS DETEREMINED TO SHOOT AT THE OFFICERS. BALDWIN SAID HE IMMEDIATELY BEGAN SHOOTING AT THE SUSPECT BECAUSE HE FELT HE HAD TO STOP THE SUSPECT. BALDWIN SAID HE WAS AFRAID THAT THE SUSPECT WAS GOING TO GET INTO ANOTHER SHOOTING, EVENTHOUGH THERE WERE NUMEROUS OFFICERS ON SCENE, AND HURT AN OFFICER OR A CIVILIAN. BALDWIN SAID HE WAS CONCERNED THAT THE SUSPECT WOULD BE ABLE TO LEAVE THE SCENE AND CONTINUE ON A RAMPAGE, ENDANGERING MORE PEOPLE. BALDWIN SAID HE COULD SEE A CROWD OF PEOPLE IN THE AREA STANDING BEHIND TREES AND VEHICLES.

BALDWIN SAID HE FIRED 9 SHOTS AT THE SUSPECT, AT WHICH TIME HIS GUN WENT INTO SLIDE-LOCK. BALDWIN SAID HE KNEW IT WAS NINE SHOTS BECAUSE HE CARRIES 8 ROUNDS IN A MAGAZINE AND ONE IN THE CHAMBER.

WE TOOK A BREAK AND DETECTIVE MYERS AND I EXITED THE INTERVIEW ROOM. WE RETURNED TO THE INTERVIEW ROOM A FEW MINUTES LATER. I ASKED BALDWIN IF THE SUSPECT SAID ANYTHING DURING THE INCIDENT. BALDWIN SAID NO. DETECTIVE MYERS ASKED IF BALDWIN SAW THE SUSPECT MAKE ANY OTHER GESTURES. BALDWIN SAID NO. I ASKED BALDWIN HOW LONG HE HAD BEEN A POLICE OFFICER. BALDWIN SAID HE HAS BEEN A POLICE OFFICER FOR APPROXIMATELY 7 YEARS, ALL OF WHICH HAVE BEEN WITH OXNARD POLICE DEPARTMENT. BALDWIN HAD NOTHING FURTHER TO PROVIDE REFERENCE THE INCIDENT.

FOR FURTHER DETAILS REGARDING THE APPROXIMATE POSITIONING OF THE UNITS REFER TO THE SKETCH UTILIZED DURING THE INTERVIEW. IT SHOULD BE NOTED THAT BALDWIN LABELED HIS APPROXIMATE LOCATION AT THE TIME OF THE SHOOTING WITH THE LETTER "B" AND THE SUSPECT'S LOCATION WITH A TRIANGLE. THE SKETCH WAS LATER MARKED, TAGGED, AND PLACED INTO EVIDENCE UNDER BARCODE NUMBER 180796.

OUR CONTACT WITH BALDWIN WAS AUDIO RECORDED USING A DIGITAL AUDIO RECORDER. THE RECORDING WAS LATER DOWNLOADED TO THE CASE FILE UNDER THIS REPORT NUMBER.

| K:Homicidel201111120618 OIS11120618\#065.doc |
| :--- |

K:\Homicide\2011\1120618 OIS\1120618\#065.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


| Code: EV/K | APS Card: NO | Property Name: |  |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | SUDIO RECORDING |  |  |  |
| Qty: 1 | Serial \#: | Model: DIGITAL |  |  |
| Description: 1 DIGITAL AUDIO RECORDING OF OFFICER RIVERA'S STATEMENTS | Value: |  |  |  |


| Code: EV/K | APS Card: NO | Property Name; SKETCH |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180797 | Erfa\#: | Value: |
| Description: 1 SKETCH USED DURING THE INTERVIEW WITH OFFICER RIVERA |  |  |  |

## DETAILS

ON TUESDAY, 10/25/11 AT APPROXIMATELY 0645 HOURS, DETECTIVE BAKARI MYERS AND I CONTACTED OFFICER ROQUE RIVERA IN AN INTERVIEW ROOM AT THE OXNARD POLICE DEPARTMENT AFTER WE HAD BEEN INFORMED THAT HE WANTED TO PROVIDE A VOLUNTARY STATEMENT REFERENCE THE OFFICER INVOLVED SHOOTING. ATTORNEY MICHAEL SIMIDJIAN WAS ALSO PRESENT DURING THE INTERVIEW. FOR DETAILS REGARDING THE OFFICER INVOLVED SHOOTING REFER TO ALL REPORTS UNDER THIS REPORT NUMBER. THE FOLLOWING IS A SUMMARY OF OUR CONTACT WITH RIVERA.

RIVERA ADVISED HE HAS BEEN A POLICE OFFICER FOR APPROXIMATELY $11 / 2$ YEARS, ALL OF WHICH HAVE BEEN WITH THE OXNARD POLICE DEPARTMENT (O.P.D.). RIVERA STATED HE WAS IN THE MILITARY PRIOR TO BECOMING A POLICE OFFICER AND HAS EXPERIENCE WITH FIREARMS AND WEAPONS.

| Reporting Officer/s: <br> SONIA SANCHEZ | $\begin{aligned} & \text { ID\#/Call Sign } \\ & 4952 / D-25 \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 10/27/11; } 1703 \text { HOURS } \end{aligned}$ | Job \# | Date Typed/Typist: 10/27/11; SS4952 |
| :---: | :---: | :---: | :---: | :---: |

RIVERA SAID HE WAS WORKING PATROL AS "41A" DRIVING UNIT \#10003 WHEN HE RECEIVED A MESSAGE ON THE MOBILE DATA COMPUTER (M.D.C.) FROM DISPATCH ADVISING THAT THE VENTURA COUNTY SHERIFF'S DEPARTMENT (V.C.S.D.) WERE IN A PURSUIT IN OJAI WHERE SHOTS HAD BEEN FIRED. RIVERA CONTINUED TO BE DISPATCHED TO OTHER CALLS FOR SERVICE. A WHILE LATER, RIVERA OVERHEARD ON THE RADIO THAT SHOTS HAD BEEN FIRED AND THE PURSUIT WAS APPROACHING OXNARD. RIVERA SAID HE BECAME CONCERNED BECAUSE IT WAS GOING TO BE O.P.D.'S RESPONSIBILITY.

RIVERA THEN OVERHEARD A BROADCAST THAT THE VEHICLE WAS REGISTERED TO AN ADDRESS ON SIMON WAY, IN THE NORTH END OF THE CITY OF OXNARD. RIVERA SAID HE BELIEVED THE SUSPECT WAS POSSIBLY DRIVING TO THAT ADDRESS. RIVERA SAID HE STAYED IN HIS BEAT, BUT DROVE TO THE NORTHERN MOST POINT OF IT IN ORDER TO FACILITATE A QUICKER RESPONSE SHOULD THE PURSUING UNITS NEED ASSISTANCE. RIVERA BELIEVED THE SUSPECT WAS A REAL THREAT SINCE THE SUSPECT HAD SHOT AT OFFICERS.

RIVERA LATER HEARD SERGEANT WOOLLEY BROADCAST ON THE RADIO THAT SHOTS HAD BEEN FIRED. RIVERA REALIZED THAT HE NEEDED TO GET INVOLVED BECAUSE OFFICERS FROM OUR DEPARTMENT WERE NOW INVOLVED BECAUSE IT WAS GETTING VERY DANGEROUS.

RIVERA BEGAN DRIVING NORTH ON VENTURA ROAD. HE NOTED ANOTHER M.D.C. MESSAGE ASKING O.P.D. UNITS TO GET INVOLVED IN THE PURSUIT. RIVERA SAID HE CHECKED THE MESSAGE AGAIN TO MAKE SURE HE READ IT CORRECTLY BECAUSE HE DID NOT WANT TO GET IN TROUBLE IF HE GOT INVOLVED. RIVERA SAID HE CONFIRMED THAT O.P.D UNITS WERE ALLOWED TO JOIN THE PURSUIT.

RIVERA SAID HE WAS STILL ON VENTURA ROAD AND COULD NOW HEAR SIRENS IN THE AREA. RIVERA THEN OVERHEARD WOOLEY ROAD AND VENTURA ROAD MENTIONED ON THE DISPATCH RADIO. RIVERA SAID HE WAS AT VENTURA ROAD AND WOOLEY ROAD AT THAT TIME. RIVERA SAW THE SUSPECT VEHICLE APPROACHING EASTBOUND ON WOOLEY ROAD FOLLOWED BY SEVERAL POLICE UNITS. RIVERA THEN OBSERVED AN O.P.D. UNIT THAT WAS SOUTHBOUND ON VENTURA ROAD AT WOOLEY ROAD TURN ONTO EASTBOUND WOOLEY JOIN THE PURSUIT AS THE PRIMARY VEHICLE BEHIND THE SUSPECT VEHICLE. RIVERA SAID HE TURNED ONTO EASTBOUND WOOLEY ROAD AND JOINED THE PURSUIT AS THE SECONDARY VEHICLE. RIVERA ADVISED HE ACTIVATED HIS EMERGENCY LIGHTS AND SIRENS AT THIS time.

RIVERA TRIED TO LET DISPATCH KNOW HE WAS THE SECONDARY VEHICLE IN THE PURSUIT, BUT THERE WERE OTHER UNITS ON THE RADIO. RIVERA SAID THE SUSPECT VEHICLE WAS DRIVING RECKLESSLY ALONG EASTBOUND WOOLEY ROAD. AT THIS TIME, RIVERA TOOK OVER CALLING THE PURSUIT. THE

PURSUIT CONTINUED RIGHT ONTO 'C’ STREET. RIVERA SAID HE DID NOT KNOW HOW FAST HE WAS TRAVELING AT THE TIME, BUT HE CAN RECALL THE SOUND OF HIS VEHICLE'S ENGINE TRYING TO KEEP UP WITH THE SUSPECT'S VEHICLE.

RIVERA NOTICED AN UNINVOLVED VEHICLE UP AHEAD IN TRAFFIC AND THE SUSPECT VEHICLE JUST DROVE AROUND IT. RIVERA BELIEVED THAT THE SUSPECT VEHICLE WAS NOT GOING TO STOP AND WAS GOING TO HURT SOMEONE, ESPECIALLY SINCE THE SUSPECT HAD ALREADY SHOT AT OFFICERS. RIVERA KEPT TELLING HIMSELF TO STAY FOCUSED ON CALLING OUT THE PURSUIT.

THE PURSUIT CONTINUED SOUTHBOUND 'C' STREET ONTO WESTBOUND CHANNEL ISLANDS BOULEVARD. RIVERA CONTINUED TO SEE THE SUSPECT VEHICLE DRIVING RECKLESSLY IN A LOT OF TRAFFIC. RIVERA SAID HE OBSERVED SHATTERED GLASS DROP ON THE ROAD, BUT HE DID NOT KNOW WHAT CAUSED IT. THEY CONTINUED PURSUING THE SUSPECT VEHICLE, BUT RIVERA COULD NOT RECALL THE EXACT STREET NAMES.

RIVERA SAW THE TIRE FROM THE SUSPECT'S VEHICLE FLY OUT TOWARDS THE LEFT SIDE OF THE VEHICLE. RIVERA MANEUVERED HIS UNIT TO THE LEFT TO SEE WHETHER THE TIRE WAS FROM THE SUSPECT'S VEHICLE OR THE PRIMARY'S VEHICLE. RIVERA CONFIRMED THAT IT WAS THE SUSPECT'S CAR THAT HAD LOST A TIRE AND WAS NOW TRAVELING ON ONE OF ITS RIMS. RIVERA COULD SEE SMALL PARTICLES FROM THE ROADWAY HITTING HIS UNIT'S WINDSHIELD.

RIVERA SAID THE SUSPECT WAS NOW CIRCLING CHANNEL ISLANDS BOULEVARD AND VICTORIA AVENUE AND RIVERA KNEW THAT THE SUSPECT WOULD NOT BE ABLE TO DRIVE MUCH FARTHER. RIVERA BEGAN TRYING TO MAKE A PLAN IN HIS HEAD AS TO WHAT HE WAS GOING TO DO NEXT SINCE THE SUSPECT IS A DANGEROUS PERSON AND WILL PROBABLY HURT SOMEONE. RIVERA SAID HE KNEW HE COULD NOT LET THE SUSPECT GO BECAUSE THE SUSPECT WOULD MOST LIKELY HURT SOMEONE BASED ON THE SEQUENCE OF EVENTS. RIVERA SAID HE KNEW IF HE CHASED AFTER THE SUSPECT THAT THE SUSPECT HAD A GUN. RIVERA CONTINUED CALLING THE PURSUIT.

RIVERA SAID THE SUSPECT VEHICLE SUDDENLY STOPPED AND THE NUMBER ONE VEHICLE STOPPED BEHIND IT. RIVERA SAID HE MANEUVERED HIS VEHICLE TO THE LEFT SIDE OF THE PRIMARY VEHICLE AND PLACED HIS VEHICLE IN PARK. THE SUSPECT OPENED THE DOOR TO THE VEHICLE AND APPEARED TO BE EXITING THE VEHICLE. RIVERA SAID THE SUSPECT WAS MOVING HIS BODY TOWARDS RIVERA'S DIRECTION. RIVERA OBSERVED THE SUSPECT WITH A BLACK HANDGUN. RIVERA SAW THAT THE SUSPECT HAD THE GUN POINTED IN THEIR DIRECTION.

AS RIVERA WAS GETTING OUT OF THE VEHICLE, RIVERA HEARD GUNSHOTS AND HE COULD SEE THE SUSPECT POINTING THE BLACK HANDGUN IN THEIR DIRECTION. RIVERA SAID HE BEGAN FIRING AT THE SUSPECT AS SOON AS HE WAS ABLE TO GET OUT OF THE VEHICLE. RIVERA SAID THERE WAS NOTHING ELSE HE COULD DO BECAUSE HE THOUGHT THE SUSPECT WAS GOING TO KILL ONE OF HIS PARTNERS. RIVERA SAID HE BELIEVED HE FIRED 18 ROUNDS AT THE SUSPECT.

AS RIVERA WAS SHOOTING AT THE SUSPECT, HE COULD SEE THAT THE SUSPECT STILL HAD THE GUN AND THE SUSPECT WAS NOT GOING DOWN. RIVERA REALIZED THE SUSPECT WAS STILL A THREAT AND RIVERA WAS WONDERING WHETHER HE WAS JUST MISSING THE SUSPECT OR TRAILING THE SUSPECT. RIVERA TOLD HIMSELF TO CALM DOWN BECAUSE THE SUSPECT WAS GOING TO KILL HIM AND HIS PARTNERS.

RIVERA SAID HIS GUN SLIDE LOCKED BACK AND HE WAS OUT OF ROUNDS. RIVERA DUCKED DOWN AND LOADED A MAGAZINE. WHEN RIVERA STOOD BACK UP, HE COULD SEE THE SUSPECT'S ENTIRE BODY FACING HIM. RIVERA FIRED A COUPLE MORE ROUNDS AT THE SUSPECT. ONCE THE SUSPECT MOVED BACK INTO THE VEHICLE, RIVERA COULD ONLY SEE THE SUSPECT'S LEFT LEG AND ONE OF THE SUSPECT'S HANDS. RIVERA SAID HE STOPPED FIRING AT THIS TIME. RIVERA DID NOT KNOW IF THERE WERE SUBSEQUENT GUNSHOTS.

RIVERA SAW SEVERAL OFFICERS APPROACHING THE SUSPECT. RIVERA SAID THESE OFFICERS INCLUDED O.P.D. AND V.C.S.D. OFFICERS. RIVERA BEGAN ASSESSING THE SITUATION AND HE WANTED THE SUSPECT TO COMPLY WITH THEIR ORDERS SO THE SUSPECT DOES NOT GET HURT ANYMORE AND SO THEY DON'T GET HURT EITHER.

I ASKED RIVERA TO EXPLAIN WHY HE BELIEVED THAT THE SUSPECT WAS A THREAT. RIVERA STATED THAT HE WAS AFRAID THAT THE SUSPECT WAS GOING TO KILL HIM OR ONE OF HIS PARTNERS SINCE THE SUSPECT WAS POINTING A GUN AT THEM AND HAD FIRED THE GUN EARLIER. RIVERA SAID HE FELT THAT IF HE DID NOT SHOOT AT THE SUSPECT THE SUSPECT WAS GOING TO SHOOT HIM OR HIS PARTNERS. DETECTIVE MYERS ASKED IF RIVERA HAD ACTIVATED HIS PUMA AUDIO RECORDER. RIVERA SAID NO. DETECTIVE MYERS ASKED ABOUT THE SUSPECT'S BODY POSITIONING WHILE IN THE VEHICLE. RIVERA SAID HE DID NOT KNOW WHERE THE SUSPECT'S FEET WERE POSITIONED, BUT THAT THE FRONT SIDE OF THE SUSPECT'S TORSO WAS FACING HIM DIRECTLY. RIVERA SAID THE SUSPECT WAS POINTING THE GUN AT THEM (POLICE) WHILE HOLDING IT WITH BOTH HANDS. RIVERA STATED THAT THE INCIDENT WAS LIKE A TRAINING SCENARIO OR MOVIE. RIVERA SAID IT WAS UNREAL. I ASKED RIVERA TO DESCRIBE THE GUN. RIVERA SAID THE GUN WAS A BLACK PISTOL. RIVERA HAD NOTHING FURTHER TO PROVIDE REFERENCE THE INCIDENT.

AT THIS TIME, I USED A SKETCH TO DETERMINE RIVERA'S APPROXIMATE LOCATION IN REGARDS TO THE SUSPECT'S VEHICLE. IT SHOULD BE NOTED THAT RIVERA LABELED HIS LOCATION AT THE TIME OF THE SHOOTING WITH THE LETTER "R". FOR FURTHER DETAILS REGARDING THE SKETCH REFER TO THE DOCUMENT THAT WAS MARKED, TAGGED, AND PLACED INTO EVIDENCE UNDER BARCODE NUMBER 180797.

OUR CONTACT WITH RIVERA WAS AUDIO RECORDED USING A DIGITAL AUDIO RECORDER. THE RECORDING WAS LATER DOWNLOADED TO THE CASE FILE UNDER THIS REPORT NUMBER.

## END OF REPORT - Sonia Sanchez

K:IHomicidel2011\1120618 OIS\1120618\#066.doc

## Crime Scene Investigation Unit Service Request



## Process following items of evidence:

| EVIDENCE DESCRIPTION | BAR CODE |
| :--- | :---: |
| White 1990 Mazda Pickup Truck | - |

Compare latent prints to the following subject(s):

| Subject Name(s) | DOB | In Custody (Y or N) | * Oxnard Bi\# | * Clli\# |
| :--- | :--- | :--- | :--- | :--- | :--- |
|  |  |  |  |  |

Oxnard BI\# or CII\# required for comparison requests

## ********************** CSI Unit Use Only Below **********************



Evidence derived from processing:

| Bar Code\% | Property Name | Qty | Description |
| :--- | :--- | :--- | :--- |
| 180799 | Digital Photos | 94 | Taken during processing of vehicle described above. |
|  |  |  |  |

## Details/Remarks:

On Friday 10/28/2011 at approximately 0915 hours I met with Ventura County Crime Lab Forensic Firearms Examiner (F.F.E.) to assist in processing the White Mazda Pickup Truck described above for bullet trajectory analysis.

I took overall photographs of the vehicle showing the damage to the windshield and rear window of the vehicle. I then took close up photos as directed by F.F.E. $\square$ to document the trajectory work he was doing. For further details on his analysis and subsequent findings refer to F.F.E. report under this DR Number.

The photos taken during the processing of this vehicle were downloaded onto the Oxnard Police Department Digital Database and booked under photo tag number 203526.

Report completed by:
Date of Report: 10/28/2011

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI/TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARD, CA |
| Victim: |  | Suspect: MEDINA, AGUSTIN RINCON |  |

## CALLOUT REPORT

ON 10/24/11 AT 1008 HOURS I WAS OFF-DUTY WHEN I WAS CALLED BY OXNARD POLICE COMMANDER MIKE ADAIR. COMMANDER ADAIR INFORMED ME THAT THERE HAD BEEN A MULTI-AGENCY OFFICER INVOLVED SHOOTING NEAR THE INTERSECTION OF SOUTH VICTORIA AVENUE AND WEST HEMLOCK STREET, IN THE CITY OF OXNARD. COMMANDER ADAIR DIRECTED ME TO RESPOND TO THE SCENE.

I ARRIVED AT THE SCENE AT 1030 HOURS, AND PARKED MY DETECTIVE VEHICLE IN THE SOUTHBOUND LANES OF SOUTH VICTORIA AVENUE, SOUTH OF THE OXNARD POLICE DEPARTMENT MOBILE COMMAND POST. I SAW THAT THERE WAS CRIME SCENE TAPE HUNG ACROSS VICTORIA AVENUE NORTH OF THE COMMAND POST, IN AN EAST/WEST DIRECTION. I COULD SEE SEVERAL PARKED MARKED POLICE UNITS, FACING NORTH ON THE NORTHBOUND SIDE OF VICTORIA AVENUE. THESE UNITS ALL HAD THEIR OVERHEAD EMERGENCY LIGHTS FULLY ACTIVATED. I ALSO SAW THAT TRAFFIC ON VICTORIA AVENUE HAD BEEN STOPPED IN BOTH DIRECTIONS.

I WAS DIRECTED BY COMMANDER ADAIR TO ENTER THE OXNARD POLICE DEPARTMENT'S MOBILE COMMAND POST FOR A BRIEFING. AT 2308 HOURS, I ATTENDED A SITUATION BRIEFING, WHICH WAS GIVEN BY OXNARD POLICE OFFICER DEREK STEPHENS. FOR FURTHER INFORMATION REGARDING THIS BRIEFING, REFER TO MY FOLLOW-UP REPORT, AT THE CONCLUSION OF THIS BRIEFING, I WAS INFORMED THAT I WAS GOING TO BE THE CASE AGENT FOR THIS SHOOTING.

I COORDINATED WITH VENTURA COUNTY SHERIFF'S DEPARTMENT MAJOR CRIMES CAPTAIN BRENT KERR AND MAJOR CRIMES SERGEANT BILLY HESTER REGARDING THE VARIOUS CRIME SCENES, WE DECIDED THAT THE SHERIFF'S DEPARTMENT'S MAJOR CRIMES UNIT WOULD PROCESS THE SHOOTING SCENES IN OJAI, ON HIGHWAY 33 AT STANLEY AVENUE, AND AT THE U.S, 101 FREEWAY AND SEAWARD AVENUE. OXNARD POLICE DEPARTMENT DETECTIVES WOULD CONDUCT THE INVESTIGATION REGARDING THE DOMESTIC VIOLENCE INCIDENT AT AND THE SHOOTING

INVESTIGATION ON VICTORIA AVENUE. IT WAS EVENTUALLY DECIDED THAT EACH AGENCY WOULD INTERVIEW ITS RESPECTIVE INVOLVED OFFICERS. WE DECIDED TO SHARE ANY PERTINENT INFORMATION TO ASSIST IN EVIDENCE COLLECTION AND SCENE DOCUMENTATION.

I ASSIGNED OXNARD VIOLENT CRIMES UNIT SERGEANT CHRIS WILLIAMS AND HIS DETECTIVES TO CONTACT AND INTERVIEW ALL PERSONS ASSOCIATED WITH THE VEHICLES NORTH OF THE SUSPECT VEHICLE. I DIRECTED SERGEANT SHARON GILES TO COORDINATE ALL INTERVIEWS AT THE POLICE STATION. I DIRECTED DETECTIVES JUANITA SUAREZ AND ERICA ESCALANTE TO INTERVIEW THE VICTIMS FROM THE DOMESTIC VIOLENCE INCIDENT AT $\quad$ I DIRECTED DETECTIVE ROBERT ECKMAN, FET AND $\square$ TO CONDUCT A CRIME SCENE INVESTIGATION AT I REQUESTED THAT DETECTIVE LUIS MANCHA RESPOND TO THE CRIME SCENE ON VICTORIA AVENUE TO ASSIST WITH THE INVESTIGATION. WHEN DETECTIVE MANCHA ARRIVED, I DIRECTED FET AND HIM TO CONDUCT THE CRIME SCENE INVESTIGATION ON VICTORIA AVENUE. I ALSO REQUESTED THE ASSISTANCE OF VENTURA COUNTY CRIME LAB FORENSIC FIREARMS SCIENTIST TO $\square$ TND B.I. TECHNICIAN $\square$ TO CONDUCT THE FIREARMS INVESTIGATION AT THE VICTORIA AVENUE CRIME SCENE. I DIRECTED OXNARD POLICE DETECTIVE ALEX ARNETT TO AUTHOR A SEARCH WARRANT FOR THE RESIDENCE AT 1993 OLDSMOBILE, $? 006$ GREY NISSAN MAXIMA, A DNA SAMPLE FROM AUGUSTIN MEDINA, AND FOR THE TELEPHONE NUMBERS

I KNEW THAT INVESTIGATORS AND SCIENTISTS COULD NOT BEGIN TO PROCESS THE CRIME SCENE UNTIL OVERALL INITIAL PHOTOGRAPHS WERE TAKEN. I TEMPORARILY TOOK CONTROL OF THE INITIAL STAGES OF THE CRIME SCENE PHOTOGRAPHY. I DIRECTED FET $\quad$ TO TAKE OVERALL SCENE PHOTOGRAPHS OF THE SCENE FROM ATOP THE OXNARD POLICE DEPARTMENT MOBILE COMMAND POST. I CONTACTED CAPTAIN KERR AND REQUESTED THAT A "BUCKET TRUCK" AND OVERHEAD LIGHTS BE BROUGHT TO THE VICTORIA AVENUE SCENE. A SHORT WHILE LATER THIS EQUIPMENT ARRIVED AT THE SCENE. THE "BUCKET TRUCK" PARKED SOUTH OF THE SCENE, SOUTH OF THE CRIME SCENE TAPE. FET TOOK OVERHEAD PHOTOGRAPHS OF THE SCENE FROM THIS PERSPECTIVE. AFTER THOSE PHOTOGRAPHS WERE TAKEN, A LINE SEARCH WAS CONDUCTED FROM SOUTH TO NORTH IN THE SOUTHBOUND LANES OF VICTORIA AVENUE. THIS WAS DONE TO LOCATE ANY POSSIBLE EVIDENCE IN THIS AREA PRIOR TO MOVING EQUIPMENT INTO THIS AREA OF THE SCENE. ONCE THIS SEARCH WAS COMPLETED, THE "BUCKET TRUCK" WAS MOVED INTO THE SOUTHBOUND LANES OF VICTORIA AVENUE SO THAT OVERHEARD EASTBOUND PHOTOGRAPHS COULD BE TAKEN. FET $\square$ TOOK OVERHEAD EASTBOUND PHOTOGRAPHS OF THE SCENE. THIS TRUCK WAS THEN MOVED NORTH SO THAT FET COULD TAKE SOUTHBOUND OVERHEAD PHOTOGRAPHS OF THE SCENE. AT THIS TIME,

DETECTIVE MANCHA ARRIVED AT THE SCENE AND I RELINQUISHED CONTROL OF THE CRIME SCENE INVESTIGATION TO HIM.

I REMAINED AT THE CRIME SCENE THROUGHOUT THE NIGHT COORDINATING THE INVESTIGATIQN AND ASSEMBLING INFORMATION. AT 0859 HOURS, DETECTIVE ARNETT INFORMED ME THAT THE SEARCH WARRANT HE HAD AUTHORED HAD BEEN SIGNED BY THE HONORABLE JUDGE JAMES CLONINGER, OF THE VENTURA COUNTY SUPERIOR COURT, THIS SEARCH WARRANT WAS SUBSEQUENTLY SERVED AT $\square$ BY MEMBERS OF THE OXNARD POLICE DEPARTMENT'S VIOLENT CRIME UNIT.

I REMAINED AT THE CRIME SCENE ON VICTORIA AVENUE UNTIL APPROXIMATELY 1600 HOURS. I RETURNED TO THE OXNARD POLICE STATION. THERE I CONTACTED $\square$ IN THE SECOND FLOOR LOBBY, TOLD ME THAT SHE IS GOING TO MOVE IN WITH HER MOTHER. PROVIDED ME WITH HER CONTACT INFORMATION. ALSO REQUESTED THAT I TRY AND OBTAIN HER KEYS AND PURSE FROM THE INTERIOR OF THE MEDINA'S OLDSMOBILE.

I SECURED FOR THE EVENING AT 1800 HOURS.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., ATTEMPTED MURDER (SEVEN COUNTS) <br>  <br>  <br> 2800.1 C.V.C., FELONY EVADING |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI /TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARDD, CA |
| Victim: |  | Suspect: MEDINA, AGUSTIN RINCON |  |

## DETAILS

ON 10/24/11 AT 1008 HOURS I WAS OFF-DUTY WHEN I WAS CALLED BY OXNARD POLICE COMMANDER MIKE ADAIR. COMMANDER ADAIR INFORMED ME THAT THERE HAD BEEN A MULTI-AGENCY OFFICER INVOLVED SHOOTING NEAR THE INTERSECTION OF SOUTH VICTORIA AVENUE AND WEST HEMLOCK STREET, IN THE CITY OF OXNARD. COMMANDER ADAIR DIRECTED ME TO RESPOND TO THE SCENE.

AT 2308 HOURS I WAS DIRECTED BY COMMANDER ADAIR TO ENTER THE OXNARD POLICE DEPARTMENT'S MOBILE COMMAND POST FOR A BRIEFING, WHICH WAS GIVEN BY OXNARD POLICE OFFICER DEREK STEPHENS. OFFICER STEPHENS TOLD US THE FOLLOWING: ON THIS DATE AT 2008 HOURS, OXNARD POLICE DEPARTMENT DISPATCH RECEIVED A CALL OF A DOMESTIC DISPUTE INVOLVING A HANDGUN AT THE DISTURBING PARTY WAS IDENTIFIED AS AUGUSTINE MEDINA, A MAN IN HIS MID-40'S. THE VICTIM WAS IDENTIFIED AS OFFICER HOLGUIN LOCATED THE WHO HAD FLED TO A NEIGHBOR'S APARTMENT, OFFICER HOLGUIN LEARNED FROM THAT MEDINA HAD BATTERED HER AND MADE CRIMINAL THREATS AGAINST HER. MEDINA THREATENED TO KILL AND EVERYONE AT THE APARTMENT. OTHER OXNARD POLICE OFFICERS ARRIVE AT THE SCENE AND LOCATE A HOLSTER, LYING IN THE STREET, NEAR THE CAR. THERE WAS NO HANDGUN IN THIS HOLSTER. OFFICERS ENTERED THE APARTMENT AND VERIFIED THAT MEDINA IS NOT THERE.

WHILE OXNARD POLICE UNITS ARE FINISHING THE DOMESTIC DISTURBANCE INVESTIGATION, THEY LEARNED OF AN OFFICER-INVOLVED SHOOTING AND VEHICLE PURSUIT THAT HAD RECENTLY OCCURRED IN OJAI. SHERIFF'S DEPUTIES HAD CONDUCTED A TRAFFIC STOP ON A VEHICLE, WHICH WAS REGISTERED TO AUGUSTINE MEDINA AT AN ADDRESS IN EL RIO. THE PURSUIT LEFT OJAI AND WENT SOUTH ONTO HIGHWAY 33. A SECOND OFFICER-INVOLVED SHOOTING OCCURRED BETWEEN THE SUSPECT AND DEPUTIES NEAR THE AREA OF HIGHWAY 33 AND STANLEY. THE PURSUIT CONTINUED,

AND A THIRD OFFICER-INVOLVED SHOOTING OCCURRED AT U.S. 101 FREEWAY AND SEAWARD AVENUE. AFTERWARDS THE PURSUIT CONTINUED.

AT 2117 HOURS, THE PURSUIT CONTINUED ON U.S. 101 AND THE SUSPECT VEHICLE EXITED AT THE VINEYARD AVENUE OFF RAMP. THE SUSPECT VEHICLE CONTINUED ON VINEYARD AVENUE TOWARDS H STREET. THE PURSUIT CONTINUED THROUGH THE CITY OF OXNARD. AT APPROXIMATELY 2122 HOURS, THE SUSPECT VEHICLE DROVE WESTBOUND ON ROBERT STREET, AND THEN TURNED SOUTHBOUND ONTO A STREET. APARTMENT, $\square$ IS LOCATED ON THE CORNER OF RODERICK STREET AND A STREET. THE SUSPECT FIRED ONE SHOT OUT OF THE VEHICLE TOWARDS THIS APARTMENT AS THE VEHICLE TRAVELLED SOUTHBOUND ON A STREET.

AT APPROXIMATELY 2123 HOURS, OXNARD POLICE TAKE OVER THE RESPONSIBILITY OF THE PURSUIT IN THE AREA OF M STREET AND THIRD STREET. OXNARD POLICE OFFICERS CONTINUE WITH THIS PURSUIT FOR APPROXIMATELY TEN MINUTES, THE PURSUIT MOVED INTO THE MARINA VILLAGE AREA OF PORT HUENEME. AT 2133 HOURS, THE SUSPECT VEHICLE STRUCK A PARKED CAR IN THE MARINA VILLAGE NEIGHBORHOOD, EAST OF VICTORIA AVENUE. THIS COLLISION CAUSED DAMAGE TO THE SUSPECT VEHICLE'S RIGHT FRONT WHEEL. THIS DISABLED THE VEHICLE.

AT APPROXIMATELY 2137 HOURS, THE SUSPECT VEHICLE STOPPED MOVING IN THE NORTHBOUND LANES OF VICTORIA AVENUE, SOUTH OF WEST HEMLOCK STREET. AT THIS LOCATION. THERE ARE MULTIPLE SHOTS FIRED BETWEEN OFFICERS AND THE SUSPECT VEHICLE

FOUR OXNARD POLICE OFFICERS AND FIVE SHERIFF'S DEPUTIES HAD FIRED THEIR WEAPONS. NO PORT HUENEME OFFICERS FIRED THEIR WEAPONS. THE FOUR INVOLVED OXNARD POLICE OFFICERS WERE MOSES MARTINEZ, MARTIN PEREZ, ED BALDWIN, AND ROQUE RIVERA. THE FIVE INVOLVED DEPUTIES WERE IDENTIFIED AS GREG GUILLEN, DAVE WAREHAM, CARLOS ZENDEJAS, ERIC PURDUE, AND CHRIS JOHNSTON.

THE SUSPECT, AUGUSTIN MEDINA, WAS TAKEN INTO CUSTODY AT 2150 HOURS. MEDINA WAS TRANSPORTED VIA AMBULANCE TO VENTURA COUNTY MEDICAL CENTER. OFFICER GORMLEY RODE WITH MEDINA IN THE AMBULANCE, AND WAS AUDIO RECORDING THE SITUATION FOR A POSSIBLE DYING DECLARATION. MEDINA HAD SUFFERED A SINGLE GUNSHOT WOUND TO THE BACK OF THE HEAD.

TWO CIVILIAN VEHICLES, LOCATED NORTH OF THE SUSPECT VEHICLE. ON VICTORIA AVENUE, WHICH WERE STRUCK BY GUNFIRE. ONE VEHICLE WAS FACING NORTHBOUND, AND IT WAS STRUCK THROUGH THE REAR WINDOW. THE SECOND VEHICLE WAS IN THE SOUTHBOUND LANES OF VICTORIA AVENUE,

AND WAS STRUCK IN THE WINDSHIELD BY GUNFIRE. THE DRIVER OF THIS VEHICLE WAS STRUCK WITH GLASS AND HAD BEEN TRANSPORTED TO THE HOSPITAL.

A BULLET STRIKE WAS LOCATED IN A BRICK WALL AT

PORT HUENEME POLICE WERE IN PROCESS OF CHECKING THE EAST SIDE OF THE SHOOTING SCENE TO determine if there were any bullet strikes to buildings. At the time of the briefing, no STRIKE MARKS WERE LOCATED.

OXNARD POLICE SERGEANT BRIAN WOOLLEY WAS SUPERVISING THE CRIME SCENE AT PORT HUENEME SERGEANT FREIBERG WAS SUPERVISING THE TRAFFIC COLLISION SCENE IN MARINA VILLAGE.

OFFICER STEPHENS SAID THAT
AND HER THREE CHILDREN WERE GOING TO BE TAKEN TO THE OXNARD POLICE DEPARTMENT FOR INTERVIEW.

OFFICER STEPHENS EXPLAINED THAT SEVERAL MEMBERS OF THE MEDINA FAMILY HAD COME TO THE CRIME SCENE ON VICTORIA AVENUE, AND WERE UNCOOPERATIVE. SEVERAL OF THE FAMILY MEMBERS HAD BEEN TAKEN INTO CUSTODY FOR CROSSING THE CRIME SCENE TAPE AND ENTERING THE CRIME SCENE. THEIR CURRENT STATUS WAS UNKNOWN, BUT ONE OF THE FAMILY MEMBERS HAD BEEN TRANSPORTED TO THE HOSPITAL IN RESPONSE TO CHEST PAINS.

PORT HUENEME POLICE CHIEF SHEEHAN IDENTIFIED THE PORT HUENEME OFFICERS THAT OBSERVED THE SHOOTING AS STEVE HART, FRANK MICHEL, AND RESERVE OFFICER

THE BRIEFING CONCLUDED AT APPROXIMATELY 2320 HOURS. AT THE CONCLUSION OF THIS BRIEFING, I WAS INFORMED THAT I WAS GOING TO BE THE CASE AGENT FOR THIS SHOOTING.

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/28/11 AT APPROXIMATELY 0942 HOURS, I WAS WORKING AS A DETECTIVE FOR THE OXNARD POLICE DEPARTMENT, WHEN I WAS ADVISED THAT HAD ARRIVED AT THE FRONT DESK ASKING TO SPEAK WITH ME. I CONTACTED $\square$ IN THE FRONT LOBBY AND ESCORTED HIM TO AN INTERVIEW ROOM.

EXPLAINED THAT HIS VEHICLE, A GREY 2006 CHEVROLET SILVERADO, CALIFORNIA LICENSE PLATE HAD BEEN STRUCK BY GUNFIRE DURING THE OFFICER INVOLVED SHOOTING ON 10/24/11. I ASKED TO EXPLAIN WHAT HAD HAPPENED TOLD ME THAT ON THAT DATE, HE HAD JUST LEFT THE PETSMART STORE ON OXNARD BOULEVARD AND WAS EN ROUTE TO HIS BUSINESS,

| Reporting Officer/s: DET. JEFF KAY | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 4776 \text { D10 } \end{aligned}$ | Date/Time Dictated | Job \# | Date Typed/Typist: 10/28/11, JSK |
| :---: | :---: | :---: | :---: | :---: |

LOCATED AT 3745 WEST HEMLOCK STREET. HE DROVE HIS TRUCK ONTO OXNARD BOULEVARD, WESTBOUND ON GONZALES ROAD, AND THEN SOUTHBOUND ON VENTURA ROAD. WHILE DRIVING ON VENTURA ROAD, HE SAW SEVERAL POLICE VEHICLES DRIVING VERY QUICKLY SOUTHBOUND. DROVE DOWN TO CHANNEL ISLANDS BOULEVARD DUE TO A LARGE VOLUME OF TRAFFIC SET TO TURN ONTO WEST HEMLOCK STREET. TURNED WEST ON CHANNEL ISLANDS BOULEVARD. AGAIN HE SAW SEVERAL MARKED POLICE UNITS ON CHANNEL ISLANDS BOULEVARD, SO HE PULLED OVER TO LET THEM PASS. HAD PLANNED TO TURN NORTH ONTO PATTERSON ROAD, BUT DECIDED AGAINST THIS BECAUSE SEVERAL OF THE POLICE UNITS TURNED ONTO PATTERSON ROAD. CONTINUED DRIVING WEST ON CHANNEL ISLANDS BOULEVARD AND TURNED NORTH ONTO VICTORIA AVENUE.

ONCE ON VICTORIA AVENUE, DROVE IN THE EASTERNMOST LANE AND HAD PLANNED ON TURNING EAST ONTO HEMLOCK STREET. LOOKED NORTH AND SAW SEVERAL MARKED POLICE UNITS BLOCKING TRAFFIC ON HEMLOCK STREET. NOTICED THAT THE OTHER NORTHBOUND VEHICLES ON VICTORIA AVENUE WERE MOVING INTO THE LEFT TURN POCKET OF NORTHBOUND VICTORIA AVENUE AT HEMLOCK STREET. $\square$ FOLLOWED THESE VEHICLES INTO THE LEFT TURN POCKET. WAS TRYING TO CLEAR THE ROADWAY FOR THE OFFICERS.

DURING THIS PORTION OF THE INTERVIEW, I DREW A DIAGRAM OF THE INTERSECTION TO BETTER HELP AND I UNDERSTAND HIS STORY. $\quad$ SAID THAT HE WAS STOPPED FOR THE RED SIGNAL
AT THE INTERSECTION. $\quad$ SASPECT VEHICLE DRIVE FROM WESTBOUND HEMLOCK
STREET ONTO SOUTHBOUND VICTORIA AVENUE. $\quad$ WATCHED VIA HIS REAR VIEW MIRROR AS
THE SUSPECT VEHICLE DROVE DOWN VICTORIA AVENUE, THEN MADE A U-TURN ONTO NORTHBOUND
VICTORIA AVENUE, NEAR THE DRIVEWAY LEADING INTO THE MARINA VILLAGE NEIGHBORHOOD. HAD A DIFFICULT TIME WATCHING THE SUSPECT VEHICLE'S LOCATION DURING THIS U-TURN.

COULD SEE THE SUSPECT VEHICLE STOP. FACING NORTHBOUND, ON VICTORIA AVENUE, JUST NORTH OF THE EAST DRIVEWAY INTO THE MARINA VILLAGE NEIGHBORHOOD. HE SAW SEVERAL MARKED POLICE VEHICLES SOUTH OF THE SUSPECT VEHICLE. COULD SEE THIS VIA HIS REAR VIEW MIRROR. ESTIMATED THAT THE SUSPECT VEHICLE WAS 50-60 YARDS SOUTHEAST OF HIM. SAW THE PERSON IN THE CAR SWING HIS ARM OUT OF THE DRIVER'S DOOR. BELIEVED THAT THE DRIVER WAS GOING TO RUN FROM THE VEHICLE, SO HE LOCKED HIS DOORS. $\square$ SAW THE PERSON INSIDE THE SUSPECT VEHICLE OPEN THE DRIVER'S SIDE DOOR. COULD NOT IDENTIFY THE PERSON INSIDE THE SUSPECT VEHICLE.

HEARD SEVERAL GUNSHOTS. UPON HEARING THE SHOTS. HE DUCKED DOWN INSIDE HIS TRUCK. THERE WAS A SHORT PAUSE BETWEEN THE VOLLEY OF SHOTS; SO EXITED HIS TRUCK VIA THE DRIVER'S DOOR. MOVED TO THE FRONT OF THE TRUCK, NEAR THE LEFT FRONT

HEADLIGHT.
FELT THAT THIS WOULD BE SAFER, SINCE THE ENGINE BLOCK WAS BETWEEN HIM AND THE GUNSHOTS. IEARD ANOTHER VOLLEY OF GUNFIRE. HE HEARD HIS RIGHT FRONT TIRE GET HIT WITH GUNFIRE. HE COULD HEAR THE BULLETS FLYING THROUGH THE AIR, AND SAW SEVERAL STRIKE THE ASPHALT NEAR HIS TRUCK.

MAGANA MOVED TO THE DRIVER'S SIDE OF THE TRUCK, NEAR THE BED, WHERE HE SAW OFFICERS TAKING THE SUSPECT INTO CUSTODY. RETRIEVED HIS DOG FROM THE TRUCK AND WALKED TO THE NORTHWEST CORNER OF VICTORIA AVENUE AND HEMLOCK STREET,

I ASKED IF HAD BEEN INJURED IN THIS INCIDENT AND HE TOLD ME THAT HE HURT HIS WRIST WHEN HE FELL WHILE GETTING OUT OF THE TRUCK. $\square$ WAS NOT STRUCK BY GUNFIRE.

MY CONVERSATION WITH
WAS RECORDED USING A DIGITAL RECORDER. THIS RECORDING WAS LATER DOWNLOADED TO A COMPACT DISC. THIS DISC WAS THEN PLACED INTO CUSTODY. THE DIAGRAM WE USED DURING THIS INTERVIEW WAS LATER PLACED INTO EVIDENCE.

TRUCK HAD BEEN SECURED AS EVIDENCE AND HAD BEEN PROCESSED. THE RIGHT FRONT WHEEL AND TIRE WERE REMOVED FROM THE VEHICLE AND THE SPARE TIRE ATTACHED, AT THE CONCLUSION OF THE INTERVIEW, I TRANSPORTED TO THE OXNARD POLICE DEPARTMENT SECURE VEHICLE STORAGE FACILITY. THERE, I RETURNED MAGANA'S TRUCK TO HIM. I ADVISED REGARDING FILING A CLAIM WITH THE CITY OF OXNARD FOR THE DAMAGE TO HIS TRUCK.

## END OF REPORT - Det. Jeff Kay

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, <br>  <br> OXNARD, CA <br>   |  |  |  |
| Victim: |  | Suspect: MEDINA, AUGUSTIN RINCON |  |  |  |
| Code: EV/G Property Name: 9MM CARTRIDGE CASINGS |  |  |  |  |  |
| Brand: FEDERAL |  | Serial \#: | \#: - | Model: LUGER |  |
|  |  | Barcode: | e: 180654 | Photo Marker\#: | 1-3 |
| Quantity: Collected by: |  |  Date: |  | /11 |  |
| Description: COLLECTED FROM STREET SOUTH OF OPD UNIT \#10003 |  |  |  |  |  |















| Code: EV/G | Property Name: | . 40 CAL CARTRID | E CASE |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: SPEER | Brand: SPEER | Serial \#: | - | Model: S/W |  |
| Quantity: |  | Barcode: | 180671 | Photo Marker\#: | 21 |
|  | Collected by: |  | Date: | 10/25/11 |  |
| Description: | LECTED FROM | EEET NEAR OPD | UNIT \#10000 |  |  |


| Code: EV/G ${ }^{\text {Property Name: }}$ | SHOT SHELL |  |  |
| :---: | :---: | :---: | :---: |
| Brand: FEDERAL | Serial \#: | - | Model:TACTICAL <br>  <br> SLUG |
| Quantity: 1 | Barcode: | 180672 | Photo Marker\#: 22 |
| Collected by: |  | Date: | 10/25/11 |
| Description: COLLECTED FROM STREET NEAR OPD UNIT \#10000 |  |  |  |


| Code: EV/G | Property Name: | 45 CAL MAGAZINE |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| SIG |  | Serial \#: | -- | Model: .45 |  |
| Quantity: 1 |  | Barcode: | 180673 | Photo Marker\#: 23 |  |
| Collected by: |  | Date: $10 / 25 / 11$ |  |  |  |
| Description: | ECTED FRO | EET NEAR DR | S DOOR OF OP | \#10000 |  |



Code: EV/G Property Name: 45 AUTO CARTRIDGE CASING






| Code: EV/G | Property Name: | 40 CAL CARTRI | CASINGS |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: SPEER |  | Serial \#: | - | Model: S/W |  |
| Quantity: 2 |  | Barcode: | 180680 | Photo Marker\#: | 37-38 |
| Collected by: |  | Date: 10/25/11 |  |  |  |
| Description: COLLECTED FRO |  | EET NEAR OPD | IT \#10000 |  |  |




| Code: EV/G ${ }^{\text {Property Name: }}$ |  | 223 CARTRIDGE CASING |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: FEDERAL |  | Serial \#: | - | Model: REM |  |
| Quantity: 1 |  | Barcode: | 180683 | Photo Marker\#: | 47 |
| Collected by: |  | Date: $\quad 10 / 25 / 11$ |  |  |  |
| Description: COLLECTED FROM STREET NEAR OPD UNIT \#10000 |  |  |  |  |  |




Code: EV/G $\quad$ Property Name: 45 AUTO CARTRIDGE CASING

| Brand: FEDERAL | Serial \#: - |  | Model: -- |  |
| :---: | :---: | :---: | :---: | :---: |
| Quantity: $\quad 1$ | Barcode: | 180686 | Photo Marker\#: | 50 |
| Collected by: | Date: $\quad 10 / 25 / 11$ |  |  |  |
| Description: | AR | IT \#10000 |  |  |




























| Code: EV/G Property Name: |  | SPENT BULLET |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Serial \#: | - | Model: -- |  |
| Quantity: | 1 | Barcode: | 180721 | Photo Marker\#: | 100 |
| Collected by: | \#5201 |  | Date: 10/25/11 |  |  |
| Description: | COLLECTED FROM GRASS AREA NORTH/EAST OF OPD UNIT \#10003 |  |  |  |  |



| Code: EV/G ${ }^{\text {Property Name: }}$ SPENT BULLET |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: -- |  | Serial \#: | - | Model: -- |  |
| Quantity: | 1 | Barcode: | 180723 | Photo Marker\#: | 102 |
| Collected by: | \#5201 |  |  |  |  |
| Description: COLLECTED FROM STREET NEAR GREEN OLDSMOBILE CA LIC \# |  |  |  |  |  |






| Code: EV/G | Property Name: SPENT BULLET | SPENT BULLET |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: -- |  | Serial \#: |  |  | Model: -- |  |
| Quantity: | 1 | Barcode: | 180729 |  | Photo Marker\#: | 107 |
| Collected by: | \#5201 |  | Da | 10/25/ |  |  |
| Description: COLLECTED FROM STREET NEAR GREEN OLDSMOBILE CA LIC \# |  |  |  |  |  |  |




| Code: <br> Brand: -- |  | BULLET FRAGMENT |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Serial \#: | - | Model: -- |  |
| Quantity: | 1 | Barcode: | 180732 | Photo Marker\#: | 110 |
| Collected by: | \#5201 |  | - Date: 10/25/11 |  |  |
| Description: | COLLECTED FROM STREET NEAR GREEN OLDSMOBILE CA LIC \# |  |  |  |  |



| Code: EV/G Property Name: |  | SHOT CUP (SHO | SHELL) |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  | Serial \#: | -- | Model: -- |  |
| Quantity: 1 | 1 | Barcode: | 180734 | Photo Marker\#: | 112 |
|  | \#5201 |  | Date: | 10/25/11 |  |
| Description: | COLLECTED FROM ST | REET NORTH O | GREEN OLDSMO | LE CA LIC \# |  |



| Code: EV/G | Property Name: | BULLET FRAGMENT |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - |  |  | Serial \#: | - |  |  | Model: -- |  |  |
| Quantity: 1 |  |  | Barcode: | 180 |  |  | Pho | to Marker\#: | 114A |
| Collected by: | \#5201 |  |  |  | Da | 10/2 | 5/11 |  |  |
| Description: | LLECTED FROM | TREE | ROOT (P. | (.\#114) |  |  |  | OLDSMOBILE | CA LIC |


| Code: EV/G | Property Name: $\quad$ BULLET FRAGMENTS |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - |  |  |  |  | Model: -- |  |
| Quantity: 2 |  | Barcode: | 180746 |  | Photo Marker\#: | $\begin{aligned} & 115, \\ & 116 \end{aligned}$ |
| Collected by: | \#5201 |  | Date: 10/25/11 |  |  |  |
| Description: C | COLLECTED FROM STREET NORTH OF GREEN OLDSMOBILE CA LIC \# |  |  |  |  |  |








| Code: EV/G | Property Name: | .40 CAL CARTRIDGE CASING |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: SPEER | SPEER | Serial \#: - |  | Model: S/W |  |
| Quantity: 1 |  | Barcode: | 180753 | Photo Marker\#: 127 |  |
| Collected by: | \#5201 |  | Date: 10/25/11 |  |  |
| Description: COLLECTED FROM STREET IN FRONT OF |  |  |  |









| Code: EV/GUN | Barcode: | 180987 | Property Name: | RIFLE LAW ENFORCEMENT CARBINE NITH MAGAZINE(17" BARREL) |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: COLT |  |  | Serial \#: |  | Model: | . 223 |
| Quantity: 1 |  |  |  |  |  |  |
| Collected by: | \#5201 |  | Date Collected: | 10/25/11 |  |  |
| Description: COL | TED FROM | RUNK | OPD UNIT \#10000 |  |  |  |



| Code: EV/K | Barcode: 180989 | Property Name: |  |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: GUESS |  |  |  |  |
| Quantity: 1 | Serial \#: -- |  |  |  |
| Collected by: | \#5201 | Date Collected: 10/25/11 |  |  |
| Description: COLLECTED FROM TOP OF OLDSMOBILE CA LIC \# |  |  |  |  |



| Code: EV/C | Barcode: | 180991 | Property Name: GLOVES (RAIDERS) |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - | - |  | Serial \#: | - |  | Model: | -- |
| Quantity: 1 |  |  | - |  |  |  |  |
| Collected by: | \#5201 |  | Date Collected: 10/25/11 |  |  |  |  |
| Description: COLLECTED FROM ROAD NEAR OLDSMOBILE CA LIC \# |  |  |  |  |  |  |  |


| Code: EV/C | Barcode: | 180992 | Property Name: BLUE BEANIE WITH BLOOD |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: -- | - |  | Serial \#: | - |  | Model: | - |
| Quantity: 1 |  |  |  |  |  |  |  |
| Collected by: | \#5201 |  | Date Collected: 10/25/11 |  |  |  |  |
| Description: COLLECTED FROM ROAD NEAR OLDSMOBILE CA LIC \# |  |  |  |  |  |  |  |



| Code: EV/C | Barcode: | 180994 | Property Name: LEVI PANTS WITH BELT |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: LEVI | LEVI |  | Serial \#: | -- |  | Model: | -- |
| Quantity: 1 |  |  |  |  |  |  |  |
| Collected by: | \#5201 |  | Date Collected: 10/25/11 |  |  |  |  |
| Description: COLLECTED FROM ROAD NEAR OLDSMOBILE CA LIC \# |  |  |  |  |  |  |  |


| Code: EVIA | Barcode: | 180995 | Property Name: 3.00 |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - |  |  | Serial \#: | -- |  | Model: | - |
| Quantity: 3.00 |  |  |  |  |  |  |  |
| Collected by: J \#5201 |  |  | Date Collected: 10/25/11 |  |  |  |  |
| Description: COLLECTED FROM FRONT POCKETS OF LEVI PANTS WITH BELT |  |  |  |  |  |  |  |


| Code: EVI | Property Name: DIGITAL PHOTOGRAPHS |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Quantity: | EV/K ${ }^{\text {Property Name: }}$ |  | Barcode: | 180996 | Photo Tag\#: | 200266 |
| Taken by: |  | \#5201 | Date: | 10/25/11 |  |  |
| Description | DOW | ADED ON | THE OXNARD POLICE DEP | ARTMENT D | ITAL DATABA |  |

## DETAILS

ON MONDAY OCTOBER 24, 2011 AT APPROXIMATELY 2220 HOURS I RECEIVED A CALL FROM COMMANDER M. ADAIR. COMMANDER ADAR TOLD ME HE NEEDED ME TO RESPOND TO THE INTERSECTION OF HEMLOCK AND VICTORIA FOR A SHOOTING THAT HAD OCCURRED THERE.

I ARRIVED AT THE CRIME SCENE AT APPROXIMATELY 2250 HOURS.

I BEGAN TAKING OVERALL PHOTOS OF THE CRIME SCENE AT THE INTERSECTION OF HEMLOCK AND VICTORIA. THE PHOTOS INCLUDE THE FOLLOWING:

- STREET SIGN FOR IDENTIFICATION
- OLDSMOBILE CA LIC \# WITH SEVERAL BULLET HOLES
- SPENT 38 SPECIAL CARTRIDGE CASINGS ON THE DRIVER'S SIDE FLOORBOARD OF OLDSMOBILE CA LIC \#
- BACK AND WHITE OXNARD POLICE UNIT \#10000
- BACK AND WHITE OXNARD POLICE UNIT \#10003
- BACK AND WHITE SHERIFF'S UNIT \#3360
- BACK AND WHITE SHERIFF'S UNIT \#3168
- BACK AND WHITE OXNARD POLICE UNIT \#11007
- BACK AND WHITE SHERIFF'S UNIT \#3145
- BACK AND WHITE OXNARD POLICE UNIT \#09010
- BACK AND WHITE SHERIFF'S UNIT \#3346
- BACK AND WHITE PORT HUENEME POLICE UNIT \#801
- BACK AND WHITE OXNARD POLICE UNIT \#11001
- BACK AND WHITE PORT HUENEME POLICE UNIT \#807
- BACK AND WHITE SHERIFF'S UNIT \#3105
- VEHICLES PARKED IN AND AROUND THE INTERSECTION OF HEMLOCK AND VICTORIA
- 9MM CARTRIDGE CASINGS (P.M. \#1-3)
- 40 CAL CARTRIDGE CASING (P.M. \#4)
- 9MM CARTRIDGE CASINGS (P.M. \#5,6)
- 9MM MAGAZINE WITH ID \#5288 (P.M. \#7)
- 9MM CARTRIDGE CASINGS (P.M. \#8,9)
- SHOT SHELL (P.M. \#10)
- 40 CAL CARTRIDGE CASING (P.M. \#11)
- SHOT SHELL (P.M. \#12)
- 9MM CARTRIDGE CASING (P.M. \#13)
- SHOT SHELL (P.M. \#14)
- 9MM CARTRIDGE CASINGS (P.M. \#15-17)
- . 45 AUTO CARTRIDGE CASING (P.M. \#18)
- 9MM CARTRIDGE CASING (P.M. \#19)
- SHOT SHELL (P.M. \#20)
- 40 CAL CARTRIDGE CASING (P.M. \#21)
- SHOT SHELL (P.M. \#22)
- . 45 CAL MAGAZINE (P.M. \#23)
- SHOT CUP (P.M. \#24)
- . 45 AUTO CARTRIDGE CASING (P.M. \#25)
- 9MM CARTRIDGE CASINGS (P.M. \#26-31)
- SHOT CUP (P.M. \#32)
- BULLET STRIKE ON OXNARD POLICE UNIT \#10000 (P.M. \#33)
- 40 CAL CARTRIDGE CASINGS (P.M. \#34, 35)
- . 45 AUTO CARTRIDGE CASING (P.M. \#36)
- 40 CAL CARTRIDGE CASINGS (P.M. \#37, 38)
- . 223 CARTRIDGE CASINGS (P.M. \#39-45)
- . 45 AUTO CARTRIDGE CASING (P.M. \#46)
- . 223 CARTRIDGE CASING (P.M. \#47)
- 40 CAL CARTRIDGE CASING (P.M. \#48)
- 40 CAL MAGAZINE WITH 5 LIVE ROUNDS (P.M. \#49)
- . 45 AUTO CARTRIDGE CASING (P.M. \#50)
- . 223 CARTRIDGE CASING (P.M. \#51)
- . 45 AUTO CARTRIDGE CASING (P.M. \#52)
- . 223 CARTRIDGE CASING (P.M. \#53)
- . 45 AUTO CARTRIDGE CASING (P.M. \#54)
- . 223 CARTRIDGE CASING (P.M. \#55)
- . 45 AUTO CARTRIDGE CASING (P.M. \#56)
- . 45 CAL MAGAZINE ID \#5097 (P.M. \#57)
- . 45 AUTO CARTRIDGE CASING (P.M. \#58)
- . 45 AUTO CARTRIDGE CASINGS (P.M. \#59-61)
- . 223 CARTRIDGE CASINGS (P.M. \#62, 63)
- . 45 AUTO CARTRIDGE CASINGS (P.M. \#64, 65)
- . 223 CARTRIDGE CASINGS (P.M. \#66-71)
- . 45 AUTO CARTRIDGE CASING (P.M. \#72)
- . 223 CARTRIDGE CASING (P.M. \#73)
- . 40 CAL MAGAZINE WITH ID \#2759 (P.M. \#74)
- . 45 AUTO CARTRIDGE CASINGS (P.M. \#75, 76)
- . 223 CARTRIDGE CASING (P.M. \#77)
- 40 CAL CARTRIDGE CASING (P.M. \#78)
- . 223 CARTRIDGE CASING (P.M. \#79)
- 40 CAL CARTRIDGE CASING (THREE CASINGS)(P.M. \#81,81, 81a)
- . 45 AUTO CARTRIDGE CASING (P.M. \#82)
- . 223 CARTRIDGE CASING (P.M. \#83)
- 40 CAL CARTRIDGE CASINGS (P.M. \#84-92)
- 40 CAL CARTRIDGE CASING (P.M. \#93)
- 40 CAL CARTRIDGE CASINGS (P.M. \#94-97)
- 9MM CARTRIDGE CASING (P.M. \#98)
- BULLET STRIKE IN TREE (P.M.\#99)
- SPENT BULLET (P.M. \#100)
- BULLET FRAGMENT (P.M. \#101)
- SPENT BULLET (P.M. \#102)
- SPENT BULLET (P.M. \#103)
- KEYS (P.M. \#104)
- PLASTIC CAR PART (P.M. \#105)
- GLASSES (P.M. \#106)
- SPENT BULLET (P.M. \#107)
- SPENT BULLET (P.M. \#108)
- BULLET FRAGMENT (P.M. \#109)
- BULLET FRAGMENT (P.M. \#110)
- SPENT BULLET (P.M. \#111)
- SHOT CUP (P.M. \#112)
- SPENT BULLET (P.M. \#113)
- BULLET STRIKE IN TREE (P.M.\#114)
- BULLET FRAGMENT (ON TREE ROOT UNDER TREE P.M. \#114)
- BULLET FRAGMENTS (P.M. \#115, 116)
- BULLET STRIKE IN TREE (P.M.\#117)
- SPENT BULLET (P.M. \#118)
- BLACK FORD RANGER CA LIC
- BULLET STRIKE ON A PILLAR OF BLACK FORD RANGER CA LIC
- SPENT BULLET (P.M. \#120)
- CHEVY TRUCK CA LIC
- BULLET STRIKE IN FRONT PASSENGER RIM OF CHEVY TRUCK CA LIC (P.M. \#121)
- SPENT BULLET (P.M. \#122)
- BULLET FRAGMENT (P.M. \#123)
- BULLET STRIKE IN WALL (P.M. \#124)
- SPENT BULLET (P.M. \#125)
- HUB CAP (P.M. \#126)
- 40 CAL CARTRIDGE CASING (P.M. \#127)
- BULLET FRAGMENT (P.M. \#128)
- BULLET STRIKE IN WALL (P.M. \#129)
- BULLET STRIKE IN WALL (P.M. \#130)
- BULLET STRIKE IN WALL (P.M. \#131)
- BULLET FRAGMENT (P.M. \#132a)(P.M. \#132 WAS REPEATED)
- 9MM CARTRIDGE CASING S (P.M. \#132-134) ON TOP OF OPD UNIT \#10003
- WALLET ON TOP OF OLDSMOBILE CA LIC \#
- SUSPECTS CLOTHING NEXT TO OLDSMOBILE CA LIC \#
- BULLET STRIKES UNDER OLDSMOBILE CA LIC \# (P.M. \#A-D.F)
- SPENT BULLET UNDER OLDSMOBILE CA LIC
- WHITE MAZDA TRUCK CA LIC WITH BULLET HOLE IN WINDSHIELD AND REAR WINDOW
- . 38 CAL REVOLVER IN THE TRUNK OF OPD UNIT \#10000
- SPENT CARTRIDGE CASINGS IN THE CYLINDER OF THE . 38 CAL REVOLVEF
- RIFLE LAW ENFORCEMENT CARBINE MNITH MAGAZINE IN THE TRUNK OF OPD UNIT \#10000 (SHOWS 1 LIVE ROUND IN THE CHAMBER AND 3 LIVE ROUNDS IN THE MAGAZINE)

I ALSO TOOK ARIAL PHOTOGRAPHS FROM THE VENTURA COUNTY SHERIFF'S BUCKET TRUCK TO SHOW THE LOCATION OF THE SCENE, POSITION OF THE VEHICLES AND THE SURROUNDING AREA.

THE ITEMS OF EVIDENCE WERE COLLECTED ONCE THEY HAD BEEN DOCUMENTED AND MEASURED.

I CLEARED THE SCENE AT APPROXIMATELY 2216 HOURS.

PRIOR TO BOOKING 44935 COLLECTED 6 DNA SWABS FROM THE . 38 CALIBER REVOLVER
FROM THE TRUNK OF OPD UNIT \#10000 DNA SWABS COLLECTED FROM THE FOLLOWING
LOCATIONS:

- GRIP
- hammer
- trigger
- CYLINDER
- BARREL/FRAME
- CASINGS INSIDE OF CYLINDER

PRIOR TO BOOKING D. \$4935 PROCESSED THE . 38 CALIBER REVOLVER AND THE CASINGS INSIDE THE CYLINDER FROM THE TRUNK OF OPD UNIT \#10000 NO LATENT FINGERPRINTS OF VALUE WERE DEVELOPED.

FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618

## END OF REPORT

K: Homicidel2011\1120618 OIS $11120618 \# 071$.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618



| Code: EV/K | Barcode: | 180965 | Property Name: BULLET FRAGMENT (2) |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - | - |  | Serial \#: -- |  | Model: | - |
| Quantity:$1$ |  |  |  |  |  |  |
| Collected by: | \#5201 $\quad$ Date Collected: 10/27/11 |  |  |  |  |  |
| Description: COLLECTED FROM FRONT DRIVERS SIDE FLOORBOARD |  |  |  |  |  |  |



| Code: EV/K | Barcode: | 180967 | Property Name: BULLET FRAGMENT (4) |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: --- | --- |  | Serial \#: | - |  | Model: | - |
| Quantity: 1 |  |  |  |  |  |  |  |
| Collected by: | \#5201 |  | Date Collected: 10/27/11 |  |  |  |  |
| Description: COLLECTED FROM FRONT DRIVERS SIDE DASHBOARD |  |  |  |  |  |  |  |



| Reporting Officer/s: | ID\#/Call Sign: | Date/Time Typed: $11 / 11 / 11,10: 53 \mathrm{AM}$ | Date Typed/Typist: 11/11/11, jk |
| :---: | :---: | :---: | :---: |


| Code: EV/K | Barcode: | 180969 | Property Name: YELLOW POST IT NOTE (6) |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - |  |  | Serial \#: |  |  | Model: | - |
| Quantity: 1 |  |  |  |  |  |  |  |
| \#Collected by:Description:\# |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |


| Code: | EV/G | Barcode: | 180970 | Property Name: | PLASTIC | UN WAD |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - Barcode. |  |  |  | Serial \#: -- |  | Model: | - |
| Quantity: 1$\qquad$ |  |  |  |  |  |  |  |
|  |  |  |  | Date Collected: | 10/27/11 |  |  |
| Description: |  | COLLECTED FROM PASSENGER FRONT SEAT |  |  |  |  |  |



| Code: EV/K | Barcode: | 180972 | Property Name: EMPTY, OPENED 24OZ BUD LITE <br>  <br> BEER CAN (9) |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: -- |  |  | Serial \#: | -- |  | Model: | - |
| Quantity: 1 |  |  |  |  |  |  |  |
| Description: COLLECTED FROM PASSENGER SIDE FRONT FLOORBOARD |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |



| Code: | EV/G | Barcode: | 180827 | Property | ame: | LIVEROU |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: WINCHESTER |  |  |  | Serial \#: | -- |  | Model: | . 38 SPL |
| Quantity: 1 |  |  |  |  |  |  |  |  |
| Collected by: |  | \#5201 |  | Date Collected: |  | 10/27/11 |  |  |
| Description: COLLECTED FROM FRONT PASSENGER SIDE FLOORBOARD |  |  |  |  |  |  |  |  |



| Code: | EV/G | Barcode: | 180829 | Property Name: |  | SPENT . 38 CARTRIDGE CASING (11) |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: | WINCHESTER |  |  |  | -- |  | Model: | 38 SPL |
| Quantity: 1 |  |  |  |  |  |  |  |  |
| Collecte | by: | \#5201 |  | Date Collected: |  | 10/27/11 |  |  |
| Description: COLLECTED FROM FRONT PASSENGER SIDE FLOORBOARD |  |  |  |  |  |  |  |  |



| Code: EV/K | Barcode: 180974 | Property Name: |  |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: - | Serial \#: |  |  |  |
| Quantity: - |  | Model: |  |  |
| Collected by: | \#5201 | Date Collected: $\quad 10 / 27 / 11$ |  |  |
| Description: COLLECTED FROM GLOVE COMPARTMENT |  |  |  |  |


| Code: EV/K | Barcode: | 180975 | Property Name: |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: -- |  |  | Serial \#: | -- |  | Model: | -- |
| Quantity: - |  |  |  |  |  |  |  |
|  |  |  | Date Collected: 10/27/11 |  |  |  |  |
| Description: COLLECTED FROM GLOVE COMPARTMENT |  |  |  |  |  |  |  |




| Code: EV/K | Barcode: | 180976 | Property Name: |  | HAIRS FOUND BELOW DASHBOARD HEADLIGHT SWITCH (15) |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Brand: - |  |  | Serial \#: | -- |  | Model: | -- |
| Quantity: - |  |  |  |  |  |  |  |
| Collected by: | \#5201 |  | Date Coll | ted: | 10/27/11 |  |  |
| Description: COLLECTED FROM AREA BELOW DASHBOARD HEADLIGHT SWITCH |  |  |  |  |  |  |  |



| Code: EV/K | Barcode: 180978 | Property Name: | EMPTY, OPENED 24OZ BUDWEISER <br> BEER CAN IN PAPER BAG (17) |
| :--- | :--- | :--- | :--- |
| Brand: - |  | Serial \#: | Model: |









| Code: | EV/K | Property Name: | DIGITAL PHOTOGRAPHS |  |  |
| :--- | :--- | :--- | :--- | :--- | :--- | :--- |
| Quantity: | 250 |  | Barcode: | 180985 | Photo Tag\#: 203525 |
| Taken by: |  | \#5201 | Date: $10 / 27 / 11$ |  |  |
| Description: | DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE |  |  |  |  |

## DETAILS

ON THURSDAY OCTOBER 27, 2011 I ARRIVED AT THE OXNARD POLICE DEPARTMENT B.I. VEHICLE STORAGE GARAGE TO ASSIST MAJOR CRIMES DETECTIVE J, KAY WITH A SEARCH WARRANT (REFER TO DETECTIVE J, KAY'S REPORT FOR FURTHER DETAILS).

I BEGAN TAKING OVERALL PHOTOS OF AN OLDSMOBILE CA LIC \# AND THE SEIZED ITEMS PURSUANT TO THE SEARCH WARRANT.

MAJOR CRIMES DETECTIVE J. KAY AND I COLLECTED ITEMS LISTED ON THE SEARCH WARRANT.

1 COLLECTED 14 DNA SAMPLE SWABS FROM THE EXTERIOR AND INTERIOR OF THE OLDSMOBILE CA LIC . DNA SAMPLE SWABS COLLECTED FROM THE FOLLOWING LOCATIONS:

- DRIVER'S EXTERIOR/INTERIOR DOOR HANDLE (2 SWABS)
- REAR DRIVER'S SIDE EXTERIOR/INTERIOR DOOR HANDLE (2 SWABS)
- FRONT PASSENGER SIDE EXTERIOR/INTERIOR DOOR HANDLE (2 SWABS)
- REAR PASSENGER SIDE EXTERIOR/INTERIOR DOOR HANDLE (2 SWABS)
- INTERIOR "B" PILLAR
- GEAR SHIFT
- STEERING WHEEL
- RADIO
- TURN SIGNAL LEVER
- GLOVE BOX LEVER

I COLLECTED 4 DNA SWABS FROM THE FOLLOWING ITEMS COLLECTED FROM THE OLDSMOBILE CA LIC

- SAMSUNG CELL PHONE (BOOKED BY DET, KAY)(2 SWABS)
- BUD-LIGHT BEER CAN B/C\#180972
- BUDWEISER BEER CAN B/C\#180978

I PROCESSED THE FOLLOWING ITEMS COLLECTED FROM THE OLDSMOBILE CA LIC \# FOR LATENT FINGERPRINTS OF POSSIBLE VALUE.

- SAMSUNG CELL PHONE (BOOKED BY DET, KAY)
- BUD-LIGHT BEER CAN B/C\#180972
- BUDWEISER BEER CAN B/C\#180978

NO LATENT FINGERPRINTS OF VALUE WERE DEVELOPED.
D. \#4935 COLLECTED 5 DNA SWABS FROM THE FOLLOWING ITEMS COLLECTED FROM THE OLDSMOBILE CA LIC $\ddagger$.

- 3 SPENT 38 CARTRIDGE CASINGS B/C\#180825
- LIVE ROUND B/C\#180827
- SPENT 38 CARTRIDGE CASING B/C\#180829
- SPENT . 38 CARTRIDGE CASING B/C\#180831
- SPENT 38 CARTRIDGE CASING B/C\#180833
D. \#4935 PROCESSED THE FOLLOWING ITEMS COLLECTED FROM THE OLDSMOBILE CA LIC \# FOR LATENT FINGERPRINTS OF POSSIBLE VALUE.
- 3 SPENT 38 CARTRIDGE CASINGS B/C\#180825
- LIVE ROUND B/C\#180827
- SPENT 38 CARTRIDGE CASING B/C\#180829
- SPENT 38 CARTRIDGE CASING B/C\#180831
- SPENT . 38 CARTRIDGE CASING B/C\#180833

NO LATENT FINGERPRINTS OF VALUE WERE DEVELOPED.

THE EVIDENCE WAS LATER BOOKED INTO THE OXNARD POLICE DEPARTMENT PROPERTY ROOM.

THE PHOTOGRAPHS WERE DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE.

FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618.

## END OF REPORT

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# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618



| Code: EV/K | APS Card: NO | Property Name: SKETCH |  |
| :--- | :--- | :--- | :--- | :--- |
| Brand: | Serial \#: | Model: |  |
| Qty: 1 | Barcode\#: 180588 | Erfa\#: | Value: |
| Description: | SKETCH OF THE VICTORIA AVENUE AND HEMLOCK INTERSECTION, VIEWED BY OFFICER <br> MARTIN PEREZ |  |  |

## DETAILS

ON OCTOBER 25, 2011, AT APPROXIMATELY 0720 HOURS, DETECTIVE SONIA SANCHEZ AND I CONTACTED OXNARD POLICE OFFICER MARTIN PEREZ IN AN INTERVIEW ROOM AT THE OXNARD POLICE DEPARTMENT. PRESENT DURING THE INTERVIEW WAS OFFICER PEREZ ATTORNEY,

I ASKED OFFICER PEREZ IF HE COULD RECALL THE EVENTS THAT LED HIM TO BE INVOLVED IN THE INCIDENT THAT OCCURRED. THE FOLLOWING IS A SUMMARY OF WHAT OFFICER PEREZ TOLD ME.

| Reporting Officer/s: BAKARI MYERS | $\begin{aligned} & \text { ID\#/Cail Sign: } \\ & 4576 \text { / D14 } \end{aligned}$ | $\begin{aligned} & \text { Date/Time Dictated: } \\ & \text { 11/1/11 } 1612 \text { HOURS } \end{aligned}$ | Job \# | Date Typed/Typist: 11/1/11, BM 4576 |
| :---: | :---: | :---: | :---: | :---: |

OFFICER PEREZ STATED THAT HE WAS WORKING UNIFORMED PATROL AND WAS ASSIGNED THE CALL SIGN OF 31-ADAM (31A) WITH OXNARD POLICE OFFICER CHRISTINA GARCIA. OFFICER GARCIA WAS THE DRIVER AND OFFICER PEREZ WAS THE RIGHT FRONT PASSENGER. OFFICERS PEREZ AND GARCIA MONITORED A CALL ON THEIR ASSIGNED POLICE FREQUENCY REGARDING A DOMESTIC DISPUTE IN THE APARTMENT COMPLEX NEAR RODERICK STREET AND "A" STREET. BOTH OF THE OFFICERS HEARD DISPATCHERS ADVISE THAT THE SUSPECT WAS ARMED WITH A FIREARM. THE SUSPECT'S NAME WAS PROVIDED IN THE DOMESTIC DISPUTE CALL, AND OFFICER PEREZ USED HIS MOBILE DATA COMPUTER (MDC) TO RETRIEVE A PICTURE OF THE SUSPECT. OFFICERS PEREZ AND GARCIA WERE NOT DISPATCHED TO THE DOMESTIC DISPUTE, BUT ATTEMPTED TO GET AS MUCH BACKGROUND INFORMATION ON THE SUSPECT IN THE EVENT THAT THEY LOCATED THE SUSPECT IN THEIR ASSIGNED PATROL AREA.

OXNARD POLICE OFFICERS THAT WERE DISPATCHED TO THE CALL CHECKED THE APARTMENT WHERE THE DOMESTIC DISPUTE REPORTEDLY OCCURRED, BUT THE SUSPECT LEFT THE RESIDENCE PRIOR TO OFFICERS ARRIVAL. SOME TIME LATER, OFFICER PEREZ STATED THAT HE READ A MESSAGE ON HIS MDC STATING THAT VENTURA COUNTY SHERRIFF'S DEPUTIES FOUND THE SUSPECT VEHICLE FROM THE DOMESTIC DISPUTE CALL, AND THAT THE SUSPECT IN THE VEHICLE SHOT AT THE DEPUTIES. VENTURA COUNTY SHERRIFF'S DEPUTIES WERE NOW PURSUING THE SUSPECT VEHICLE IN OJAI, ON HIGHWAY 33. OFFICER PEREZ STATED THAT DEPUTIES WERE UNDER THE IMPRESSION THAT THE SUSPECT WAS ATTEMPTING TO FLEE BACK TO OXNARD.

OFFICER PEREZ STATED THAT OXNARD POLICE DISPATCHERS CLEARED THE BAND-1 RADIO TRANSMISSIONS FOR EMERGENCY RADIO TRANSMISSIONS ONLY, AS THE SUSPECT VEHICLE WAS ENTERING OXNARD. OFFICER PEREZ RECEIVED INFORMATION VIA THE POLICE RADIO THAT THE SUSPECT WAS EXITING THE 101 FREEWAY, AT THE VINEYARD AVENUE EXIT. THE SUSPECT WAS REPORTEDLY TRAVELING IN A WESTBOUND DIRECTION. OFFICERS PEREZ AND GARCIA WERE DISPATCHED TO THE INTERSECTION OF VINEYARD AVENUE AND "H" STREET, WHICH WAS THE DIRECTION THAT THE SUSPECT VEHICLE WAS TRAVELING IN. OFFICERS PEREZ AND GARCIA CONTINUED TO GET UPDATES AS TO WHERE THE SUSPECT VEHICLE WAS TRAVELING.

OFFICER PEREZ STATED THAT AS DEPUTIES CONTINUED TO PURSUE THE SUSPECT VEHICLE, DISPATCH ADVISED THAT THE SUSPECT VEHICLE WAS TRAVELING EASTBOUND ON DORIS AVENUE FROM VICTORIA AVENUE. OFFICER PEREZ BELIEVED THAT HE AND OFFICER GARCIA WERE TRAVELING NORTHBOUND ON VENTURA ROAD APPROACHING DORIS AVENUE, WHEN THEY SAW THE SUSPECT VEHICLE TRAVEL EASTBOUND ON DORIS AVENUE ACROSS VENTURA ROAD. OFFICER PEREZ STATED THAT THERE WERE SEVERAL POLICE UNITS IN PURSUIT OF THE SUSPECT VEHICLE. AT SOME POINT IN THE PURSUIT, THE SUSPECT VEHICLE DROVE BACK NEAR THE APARTMENT THAT WAS LOCATED NEAR RODERICK AVENUE

AND "A" STREET. WHILE THE SUSPECT VEHICLE WAS TRAVELING IN THIS AREA, OFFICERS THAT WERE INVOLVED IN THE PURSUIT BROADCAST THAT GUNSHOTS WERE BEING FIRED. OFFICERS PEREZ AND GARCIA WERE TRAVELING NORTH ON "A" STREET TOWARDS RODERICK AVENUE, WHEN THEY OBSERVED THE SUSPECT VEHICLE PULL ONTO "A" STREET. THE SUSPECT VEHICLE BEGAN TRAVELING SOUTH ON "A" STREET TOWARDS THE VEHICLE OFFICERS PEREZ AND GARCIA WERE IN. OFFICER PEREZ LOOKED IN THE SUSPECT VEHICLE AND NOTED THAT THE VEHICLE APPEARED TO BE ONLY OCCUPIED bY the driver. Officer perez said that the suspect vehicle drove by at a high rate of SPEED AND HE DID NOT GET A GOOD LOOK AT THE DRIVER.

THE SUSPECT CONTINUED TO DRIVE AT A HIGH SPEED SOUTH AND THEN WEST TOWARDS THE SOUTH WEST PORTION OF OXNARD. OFFICERS PEREZ AND GARCIA BEGAN HEADING TOWARDS WOOLEY ROAD, WHICH IS A MAJOR EAST / WEST ROADWAY IN OXNARD. AT SOME POINT IN THE PURSUIT, THE SUSPECT began traveling east on wooley road, while officers perez and garcia were traveling SOUTH ON VENTURA ROAD, APPROACHING WOOLEY ROAD. THE SUSPECT VEHICLE CONTINUED EAST ON WOOLEY ROAD ACROSS VENTURA ROAD, AND OFFICERS PEREZ AND GARCIA TOOK THE NUMBER 1 SPOT IN THE POLICE PURSUIT. OFFICER PEREZ STATING THAT HE BEGAN ASSUMING THE RESPONSIBILITY OF BROADCASTING THE POLICE PURSUIT INFORMATION.

OFFICERS PEREZ AND GARCIA PURSUED THE SUSPECT VEHICLE UP TO SPEEDS OF 70 MILES PER HOUR ON WOOLEY ROAD. AS THE SUSPECT VEHICLE APPROACHED THE INTERSECTION OF "C" STREET AND WOOLEY ROAD, OFFICER PEREZ OBSERVED THE SUSPECT POINT AN OBJECT OUT FROM THE DRIVER SIDE WINDOW. OFFICER PEREZ STATED, "I CAN'T TELL FROM AS FAR BACK AS WE ARE WHICH HAND IS HOLDING IT, BUT THERE IS NO DOUBT IN MY MIND, THAT'S A GUN THAT HE IS POINTING OUT. I LOOK OVER TO SEE WHAT HE IS POINTING AT, AND IT'S A SHERIFF OR VENTURA PD BLOCKING SOUTH BOUND TRAFFIC (ON "C" STREET) SO THAT THEY DON'T COME INTO THE INTERSECTION AS WE ARE SHOOTING DOWN THE ROADWAY. THEY'RE TRYING TO KEEP THE PEDESTRIAN... OR THE VEHICULAR TRAFFIC OUT OF THE WAY. IT'S OBVIOUS HE'S POINTING AT THE COPS AND NOT TO THE PEDESTRIANS FROM MY VANTAGE POINT... IN MY MIND." OFFICER PEREZ CONTEMPLATED USING HIS RIFLE TO SHOOT AT THE SUSPECT BECAUSE THE SUSPECT "WAS A THREAT" TO THE OFFICER THAT WAS BLOCKING TRAFFIC AT "C" STREET AND WOOLEY ROAD. OFFICER PEREZ TOLD ME THAT HE DID NOT SHOOT AT THE SUSPECT because he did not feel it was safe at the time, Considering the 7-11 CONVENIENCE Store WAS FURTHER EAST OF THE SUSPECT VEHICLE AND SHOOTING WOULD POSE A RISK TO SUBJECTS INSIDE OF THE STORE.

THE SUSPECT MADE A SOUTHBOUND TURN ONTO "C" STREET AND THEY CONTINUED TO PURSUE THE SUSPECT. OFFICER PEREZ ESTIMATED THAT THE SUSPECT WAS TRAVELING 70 MILES PER HOUR, SOUTH ON "C" STREET. IT WAS NOW BECOMING DIFFICULT FOR OFFICER PEREZ TO ACCURATELY

BROADCAST THE PURSUIT BECAUSE THEY WERE TRAVELING SO QUICKLY. OFFICER PEREZ BEGAN TO FOCUS ON HAZARDS IN THE ROADWAY SO THAT HE COULD WARN OFFICER GARCIA. OFFICER PEREZ ADDED, "IT'S UNBELIEVABLE HOW FAST THIS PURSUIT IS GOING COMPARED TO OTHER ONES I'VE BEEN IN. I'VE BEEN IN PROBABLY THREE PURSUITS OVER THE FOURTEEN YEARS... WELL, THAT'S NOT COUNTING NARC PURSUITS (PURSUITS WHEN OFFICER PEREZ WAS IN THE NARCOTICS UNIT)... THAT'S IN THE BLACK AND WHITE... I HAD A COUPLE PURSUITS IN NARCS AND... THIS WASN'T THE SAME. I MEAN, I'VE HAD GUNS IN CARS BEFORE, AND I'VE HAD PEOPLE RUNNING FOR WARRANTS FOR TONS OF OFFENSES BUT THIS GUY WAS DEAD SET ON WHATEVER HIS MISSION WAS... AND IT WASN'T THE NORMAL THING I'VE EVER SEEN."

THE SUSPECT PROCEEDED TO MAKE A WESTBOUND TURN ON KAMALA STREET FROM "C" STREET. WHEN THE SUSPECT'S VEHICLE CROSSED WESTBOUND KAMALA STREET, AT "J" STREET, THE VEHICLE HIT A DIP IN THE ROAD. THE SUSPECT'S VEHICLE WAS TRAVELING SO FAST THAT THE REAR WINDSHIELD BUSTED LOOSE AND LANDED IN THE ROADWAY. OFFICER PEREZ STATED THAT HE SAW SPARKS UNDERNEATH THE SUSPECT VEHICLE AND HE NOTICED THE VEHICLE WAS STARTING TO HAVE PROBLEMS.

THE SUSPECT MADE A SOUTHBOUND TURN NEAR LASSON STREET OR "M" STREET AND PROCEEDED TO CHANNEL ISLANDS BOULEVARD, WHERE THE SUSPECT MADE A WESTBOUND TURN. THE SUSPECT CONTINUED WESTBOUND ALL THE WAY UP UNTIL HE REACHED VICTORIA AVENUE. OFFICER PEREZ BELIEVED THAT THE SUSPECT'S VEHICLE MAY HAVE STRUCK SOMETHING IN THE ROADWAY BECAUSE OFFICER PEREZ NOTED THAT ONE OF THE TIRES BEGAN TO SHRED AND FALL APART. THE SUSPECT MADE A NORTHBOUND TURN ON VICTORIA AVENUE.

AS THE SUSPECT TRAVELED NORTH ON VICTORIA AVENUE, OFFICER PEREZ NOTICED A MALE SUBJECT STANDING NEXT TO SOME TREES, NEAR THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK street. the male subject by the trees appeared to be waving at the suspect vehicle. OFFICER PEREZ STATED, "SO IN MY MIND, FROM ALL THE OTHER PURSUITS I'VE BEEN IN AND HELPED ON, THIS IS HIS (THE SUSPECT'S) FRIEND. THIS IS WHO HE IS TRYING TO GO AND MAKE CONTACT WITH, PICK UP, THROW THE GUN TO... DO SOMETHING. THERE IS A CONNECTION HERE, OBVIOUSLY. WHERE MOST PEOPLE KIND OF LOOK OUT FROM THEIR DOORWAY, THIS GUY HAS DEFINITELY COME TO MEET AT THIS POINT WITH THIS GUY."

OFFICER PEREZ BELIEVED THAT THERE WAS RADIO COMMUNICATION THAT THE SUSPECT VEHICLE HAD LOST ONE OF ITS TIRES, AND WAS RIDING ON A RIM. AT SOME POINT DURING THE PURSUIT, THE SUSPECT TRAVELED THROUGH THE MARINA VILLAGE NEIGHBORHOOD, IN THE CITY OF PORT HUENEME.

OFFICER PEREZ RECALLED HEARING A RADIO TRANSMISSION WHICH STATED THAT THE SUSPECT WAS INVOLVED IN A HIT AND RUN TRAFFIC COLLISION.

OFFICER PEREZ STATED THAT THE SUSPECT CONTINUED TO FLEE EVEN THOUGH IT APPEARED DIFFICULT FOR THE SUSPECT TO MAINTAIN CONTROL OF HIS VEHICLE. OFFICER PEREZ STATED, "STILL OUT OF CONTROL... STILL HAVING PROBLEMS WITH THAT WHEEL... HE'S FIGHTING IT AND HE NOT SLOWING, HE'S NOT STOPPING, HE'S NOT GIVING UP, HE'S NOT EVEN THROWING THE GUN OUT OF THE CAR... AT NO TIME DURING THAT PURSUIT DID I SEE HIM TRY AND GET RID OF EVIDENCE."

OFFICER PEREZ RECALLED TRAVELING SOUTHBOUND ON VICTORIA AVENUE THROUGH THE INTERSECTION OF VICTORIA AVENUE AND CHANNEL ISLANDS BOULEVARD. THE RED LIGHT CAMERAS TOOK PICTURES OF THE SUSPECT VEHICLE AS WELL AS THE VEHICLE THAT OFFICER PEREZ WAS TRAVELING IN. THE SUSPECT MADE A U-TURN AND THEN BEGAN TRAVELING NORTHBOUND ON VICTORIA AVENUE AGAIN. THE SUSPECT CROSSED THE INTERSECTION OF CHANNEL ISLANDS BOULEVARD AND VICTORIA AVENUE, AND THEN LOST CONTROL OF HIS VEHICLE. THE SUSPECT'S VEHICLE CAME TO REST NORTHBOUND ON VICTORIA AVENUE, JUST SOUTH OF HEMLOCK STREET.

THE SUSPECT VEHICLE CAME TO REST AT A 45 DEGREE ANGLE, IN A NORTHWEST DIRECTION. OFFICER PEREZ' VEHICLE STOPPED APPROXIMATELY 45-50 FEET BEHIND THE SUSPECT VEHICLE. OFFICER PEREZ TOOK A POSITION NEAR THE DOOR WELL OF THE RIGHT FRONT PASSENGER SEAT AND DEPLOYED WITH HIS AR-15 RIFLE. OFFICER PEREZ SAW THE DRIVER DOOR ON THE SUSPECT VEHICLE OPEN. OFFICER PEREZ ADDED, "I SEE THE GUN COME OUT OF THE CAR FIRST. I REALIZE THAT AT THIS POINT, IT'S POINTING (THE GUN) AT THE PUBLIC, AND IT'S STARTING TO COVER MY OFFICERS THAT ARE AT MY LEFT." OFFICER PEREZ DESCRIBED THE SUSPECT'S GUN AS A HANDGUN. OFFICER PEREZ STATED THAT HE TOOK HIS FIRST SHOT AT THE SUSPECT WHEN THE SUSPECT BEGAN TO POINT HIS GUN AT OFFICERS. OFFICER PEREZ ESTIMATED THAT HE FIRED A VOLLEY OF FOUR TO SIX ROUNDS AT THE SUSPECT AS THE SUSPECT WAS EXITING HIS VEHICLE WITH THE HANDGUN. OFFICER PEREZ CONTINUED, "I DON'T THINK HE EVER STOOD OUT WITH TWO FEET ON THE GROUND FROM THE CAR AND SQUARED OFF WITH US, IT SEEMED LIKE HE WAS USING THE CAR AS COVER TO ENGAGE US."

OFFICER PEREZ REALIZED THAT THE AMMUNITION IN HIS RIFLE WAS NOT MADE TO PENETRATE VEHICLES. OFFICER PEREZ WAS CONCERNED THAT HE DID NOT HAVE ENOUGH TIME TO USE ANOTHER TOOL. OFFICER PEREZ BELIEVED THAT HIS 9MM BERETTA HANDGUN WOULD NOT BE ABLE TO PENETRATE THE VEHICLE THAT THE SUSPECT WAS USING AS COVER. OFFICER PEREZ STATED THAT HIS SHOTGUN WAS IN THE PATROL VEHICLE, BUT HE WAS HOPING THAT OFFICER GARCIA DEPLOYED WITH IT. OFFICER PEREZ BELIEVED THAT IF HE PUT MORE ROUNDS INTO THE VEHICLE, THEY MIGHT MORE EASILY PENETRATE THE VEHICLE THAT THE SUSPECT WAS USING AS COVER.

AS OFFICER PEREZ WAS FIRING HIS RIFLE, THE RIFLE CEASED TO FIRE. OFFICER PEREZ WASN'T SURE IF IT WAS A WEAPON MALFUNCTION OR IF HE RAN OUT OF AMMUNITION. OFFICER PEREZ STATED, "WHEN I LOOKED UP AGAIN AFTER TAKING THAT FIRST SIGHT PICTURE, AND READJUSTING, AGAIN I SAW THE GUN (THE SUSPECT'S GUN) WAS STILL OUT THERE, POINTED TOWARDS THOSE OFFICERS. I FELT THE THREAT WAS STILL THERE... THAT THEIR LIVES WERE IN DANGER AND IF NOT, MINE NEXT IF IT (THE GUN) CONTINUED TO TURN TOWARDS ME. I CONTINUED TO SHOOT ROUNDS AT IT TO TRY AND MAKE IT STOP. I COULDN'T UNDERSTAND WHY IT HADN'T STOPPED ALREADY IT WAS STARTING TO SCARE ME CUZ I KNEW, I'VE ALREADY PUT SIX ROUNDS THERE, I SHOULD BE ON MY TARGET." (AS I WAS INTERVIEWING OFFICER PEREZ I COULD SEE THAT HIS VOICE WAS BEGINNING TO CRACK AND HIS EYES WERE BEGINNING TO TEAR UP). OFFICER PEREZ CONTINUED, "YOU KNOW I'M HOPING I'M NOT SO SCARED BY THIS THAT I'M... MY BULLETS ARE (UNINTELLIGIBLE) CUZ I REALIZE MY BACKGROUND TARGET... THERE'S A BLACK CAR IN THE LEFT TURN POCKET, NORTHBOUND VICTORIA AND BEHIND THAT IS ALL OF THE POLICE CARS... OBVIOUSLY, I DON'T WANT TO BE HITTING THEM. I'M TRYING TO GET MY BULLETS TO GO WHERE HE IS HIDING AT, BEHIND THE SEAT, THROUGH THE CAR... BUT IT ANYTHING MISSED, THEY WOULD GO INTO THE ENGINE BLOCK AND NOT FURTHER DOWN FROM THE ANGLE THAT I'M AT."

AFTER OFFICER PEREZ RIFLE CEASED TO FIRE, OFFICER PEREZ REACHED INTO HIS PATROL UNIT AND GRABBED HIS SHOTGUN. OFFICER PEREZ PLACED THE SHOTGUN INTO BATTERY BY RACKING THE SLIDE. OFFICER PEREZ LOOKED BACK TOWARDS THE SUSPECT VEHICLE AND COULD NOT SEE THE SUSPECT OR THE SUSPECT'S WEAPON. MOMENTS LATER, OFFICER PEREZ SAW THE SUSPECT'S HAND "FLOP" OUT OF THE VEHICLE. OFFICER PEREZ WAS NOT SURE IF THE SUBJECT WAS INJURED, OR DECEASED. THE OFFICERS TO OFFICER PEREZ' LEFT BEGAN ORDERING THE SUSPECT TO SHOW HIS HANDS AND THE SUSPECT WAS NOT COMPLIANT.

OFFICER PEREZ STATED THAT HE HEARD WHAT APPEARED TO BE TO MORE GUNSHOTS. OFFICER PEREZ STATED THAT THE OFFICERS THAT WERE STANDING NEXT TO HIM BELIEVED THAT THE GUNSHOTS POSSIBLY CAME FROM THE HOUSES. OFFICER PEREZ BELIEVED THAT THE SHOTS COULD HAVE CAME FROM THE MALE SUBJECT THAT WAS STANDING NEXT TO THE TREES THAT WAS TRYING TO GET THE SUSPECT'S ATTENTION. OFFICER PEREZ ALSO BELIEVED THAT IT COULD HAVE BEEN OFFICERS OR DEPUTIES TO HIS LEFT THAT WERE SHOOTING AT THE SUSPECT, AND THAT IT COULD HAVE POSSIBLY BEEN AN ECHO.

OFFICER PEREZ THEN NOTICED THAT THE MALE SUBJECT THAT ORIGINALLY TRIED TO GET THE SUSPECT'S ATTENTION. OFFICER PEREZ BELIEVED THAT THIS SUBJECT WAS ON THE GROUND, TAKING COVER FROM THE SHOTS THAT WERE FIRED. OFFICER PEREZ DESCRIBED THE MALE SUBJECT'S

CLOTHING AS "BLACK CLOTHING." AS OFFICERS WERE ORDERING THE MALE SUBJECT IN THE BLACK CLOTHING TO STAY ON THE GROUND, TWO FEMALE SUBJECTS EMERGED FROM ONE OF THE RESIDENCES AND RAN UP TO THE SUSPECT VEHICLE. THE OFFICERS / DEPUTIES TO OFFICER PEREZ' LEFT ANNOUNCED THAT THEY WERE GOING TO SEND THE POLICE K-9 TO SEARCH THE VEHICLE. THE TWO FEMALE SUBJECTS POSITIONED THEMSELVES NEAR THE DRIVER SIDE OF THE VEHICLE, PREVENTING THE DEPUTIES / OFFICERS FROM SENDING THE POLICE K-9. OFFICER PEREZ SAW ONE OF THE FEMALE SUBJECTS, POSSIBLY THE FEMALE WITH THE HEAVIER BUILD, REACH INTO THE SUSPECT VEHICLE. OFFICER PEREZ WAS CONCERNED THAT THE FEMALE SUBJECT WAS REACHING FOR THE SUSPECT'S GUN. THE FEMALE THEN YELLED BACK TOWARDS OFFICERS THAT THE SUSPECT WAS DYING. THE OFFICERS ON THE LEFT FORMED AN ARREST TEAM TO MAKE CONTACT WITH THE SUSPECT BASED ON THE INFORMATION PROVIDED BY THE FEMALE.

OFFICERS / DEPUTIES DETAINED THE FEMALE SUBJECTS AND EXTRACTED THE SUSPECT FROM THE VEHICLE. OFFICER PEREZ SAW OXNARD POLICE OFFICER MOSES MARTINEZ EMERGE FROM THE SUSPECT VEHICLE HOLDING A HANDGUN. OFFICER MARTINEZ STATED THAT THE SUSPECT'S HANDGUN WAS RECOVERED, AND OFFICER MARTINEZ WALKED IN A SOUTHBOUND DIRECTION PAST OFFICER PEREZ. OFFICERS / DEPUTIES REMOVED THE CAR KEYS FROM THE VEHICLE AND CHECKED THE TRUNK, WHICH WAS CLEAR. OFFICERS / DEPUTIES AT THE SCENE ANNOUNCED THAT THE SCENE WAS SECURE.

I ASKED OFFICER PEREZ IF HE HAD HIS DIGITAL RECORDER ON DURING ANY PORTION OF THE INCIDENT. OFFICER PEREZ RECALLED ACTIVATING HIS RECORDER BUT WASN'T SURE IF THE WHOLE INCIDENT WAS RECORDED. OFFICER PEREZ BELIEVED THAT HE MIGHT HAVE BEEN THE FIRST OFFICER / DEPUTY TO FIRE AT THE SUSPECT. OFFICER PEREZ TOLD ME THAT WHEN HE WAS INVOLVED IN THE SHOOTING, HE COULD NOT HEAR HIS ROUNDS BEING FIRED, NOR THE ROUNDS OF OTHER OFFICERS / DEPUTIES INVOLVED IN THE SHOOTING. I DREW A SKETCH OF THE VICTORIA AVENUE AND HEMLOCK STREET INTERSECTION TO HELP ME BETTER UNDERSTAND THE POSITIONING OF THE INVOLVED VEHICLES. OFFICER PEREZ PLACED THE SUSPECT VEHICLE IN THE NORTHBOUND LANES OF VICTORIA AVENUE, SOUTH OF HEMLOCK STREET. OFFICER PEREZ WROTE THE LETTERS "D/P" ABOVE THE SUSPECT VEHICLE. OFFICER PEREZ PLACED A VEHICLE BEHIND THE SUSPECT VEHICLE AND WROTE THE NUMBERS, "10000" BELOW THE VEHICLE. OFFICER PEREZ IDENTIFIED THIS VEHICLE AS UNIT 10000, THE VEHICLE HE WAS RIDING IN. OFFICER PEREZ DREW A SMALL RECTANGLE TO INDICATE THE POSITION OF THE BLACK CAR THAT WAS IN THE NORTHBOUND TURN POCKET FOR VICTORIA AVENUE. THIS IS THE VEHICLE THAT OFFICER PEREZ DESCRIBED AS BEING IN HIS BACKGROUND AS HE WAS FIRING AT THE SUSPECT. OFFICER PEREZ ALSO ADDED TWO RECTANGLES IN THE NORTH WEST PORTION OF THE INTERSECTION TO INDICATE THE POSITIONING OF TO VENTURA COUNTY SHERRIFF'S DEPUTIES

VEHICLES THAT WERE POSITIONED TO BLOCK TRAFFIC. FOR FURTHER INFORMATION REFER TO THE SKETCH WHICH WAS BOOKED INTO EVIDENCE UNDER BARCODE NUMBER 180588.

DETECTIVE SANCHEZ ASKED OFFICER PEREZ WHAT HE THOUGHT THE SUSPECT'S MOTIVE WAS FOR SHOOTING AT THE POLICE. OFFICER PEREZ STATED, "I THINK IF HE WAS JUST SUICIDE BY COP HE WOULD HAVE GOT OUT AND RUSHED US SO WE'D HAVE A CLEAR TARGET BUT THAT FACT THAT HE COVERED AND HUNKERED IN PLACE... THAT'S LIKE A COMBAT VETERAN, USING COVER TO KILL HIS TARGET AND THAT'S WHAT I TOOK IT AS AND THAT'S I FOCUSED ON TRYING TO GET THROUGH THE CAR TOWARDS HIM AND HIS BODY... TO MAKE IT STOP." DETECTIVE SANCHEZ AND I TOOK A QUICK BREAK AND THEN ENDED THE INTERVIEW IMMEDIATELY AFTER THE BREAK. THE AUDIO OF THE INTERVIEW WAS DIGITALLY RECORDED AND DOWNLOADED TO THE INVESTIGATION FILE RELATED TO THIS EVENT.

## END OF REPORT - Bakari Myers

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618

| Code Section/Description: | $664 / 187$ P.C., <br>  <br>  <br> 2800.1 C.V.C., FELONPTED MURDER (SEVEN COUNTS) |  |  |
| :--- | :--- | :--- | :--- |
| Date/Time Info Received: | $10 / 24 / 112100$ <br> HOURS | Location of Incident: | INITIATING IN THE CITY OF <br> OJAI / TERMINATING AT <br> VICTORIA AND HEMLOCK, |
|  |  |  | OXNARRD, CA |
| Victim: CALIFORNIA, STATE OF | Suspect: MEDINA, AGUSTIN RINCON |  |  |

## CALLOUT REPORT

ON OCTOBER 24, 2011, AT APPROXIMÁTELY 2210 HOURS, I RECEIVED A CALL FROM OXNARD HOMICIDE DETECTIVE JEFF KAY REGARDING AN OFFICER INVOLVED SHOOTING. DETECTIVE KAY REQUESTED MY ASSISTANCE AND TOLD ME THAT THE OFFICER INVOLVED SHOOTING OCCURRED NEAR THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET. I RESPONDED TO THE LOCATION AND ARRIVED AT APPROXIMATELY 2245 HOURS. I APPROACHED THE CRIME SCENE BY TRAVELING WESTBOUND ON MARINA VILLAGE STREET, AND PARKING ON THE VICTORIA AVENUE FRONTAGE ROAD.

I ENTERED THE EASTERN BORDER OF THE CRIME SCENE TAPE AND MADE CONTACT WITH INVESTIGATORS ON SCENE. A BRIEFING WAS PROVIDED BY OFFICER DEREK STEPHENS. ONCE THE BRIEFING WAS CONCLUDED, DETECTIVE JEFF KAY WAS ASSIGNED AS THE CASE AGENT. DETECTIVE SONIA SANCHEZ AND I WERE ASSIGNED TO PHOTOGRAPH THE INVOLVED OFFICERS, COLLECT THEIR GEAR, AND CONDUCT VOLUNTARY INTERVIEWS.

I RESPONDED BACK TO THE OXNARD POLICE DEPARTMENT AND ASSISTED IN THE ABOVE MENTIONED ITEMS. FOR FURTHER INFORMATION, REFER TO MY FOLLOW UP REPORTS UNDER THE SAME CASE NUMBER. I THEN RESPONDED TO IN THE CITY OF VENTURA TO MAKE CONTACT WITH A SUBJEGT IDENTIFIED AS I WAS ADVISED THAT POSSIBLY HAD A PORTION OF THE OFFICER INVOLVED SHOOTING CAPTURED ON HIS CELLULAR PHONE. FOR FURTHER INFORMATION REFER TO MY FOLLOW UP REPORT UNDER THE SAME CASE NUMBER. I CLEARED FOR THE AFTERNOON AT APPROXIMATELY 1230 HOURS.

END OF REPORT - Bakari Myers

| Reporting Officer/s: BAKARI MYERS | ID\#/Call Sign: 4576 / D14 | Date/Time Dictated; | Job \# | Date Typed/Typist: 11/1/11, BM 4576 |
| :---: | :---: | :---: | :---: | :---: |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/27/11 AT 1454 HOURS, I SERVED A SEARCH WARRANT ON A GREEN 1993 OLDSMOBILE SEDAN, CALIFORNIA LICENSE PLATE $\square$ THE SEARCH WARRANT AUTHORIZING THE SEARCH OF THIS VEHICLE WAS SIGNED BY THE HONORABLE JUDGE CLONINGER OF THE VENTURA COUNTY SUPERIOR COURT ON 10/25/11.

ASSISTING WITH THE SERVICE OF THIS SEARCH WARRANT WERE FIELD EVIDENCE TECHNICIAN
$\square$ AND
 A FORENSIC FIREARMS EXAMINER FOR THE VENTURA COUNTY CRIME LABORATORY FET 'S RESPONSIBILITIES INCLUDED PHOTOGRAPHING THE VEHICLE, COLLECTING ALL EVIDENCE, PROCESSING ANY IDENTIFIED EVIDENCE, AND THE BOOKING OF THE EVIDENCE, FORENSIC SCIENTIST WAS THERE TO ENSURE THAT DURING THE SEARCH OF THIS VEHICLE, WE DID NOT DISTURB ANY ITEMS, WHICH WOULD LATER BE USED IN THE LATER TRAJECTORY ANALYSIS OF THE VEHICLE DURING THE SEARCH OF THIS VEHICLE, FET $\square$ FORENSIC SCIENTIST AND I WORE RUBBER GLOVES AND DUST MASKS.

ON 10/25/11 THIS VEHICLE'S DOORS AND WINDOWS HAD BEEN SECURED USING CLEAR PLASTIC TAPE, WHITE COLORED BUTCHER PAPER, AND LARGE BROWN PAPER BAGS. THIS WAS DONE AT THE CRIME

| Reporting Officer/s: DET. JEFF KAY | ID\#/Call Sign: 4776 D10 | Date/Time Dictated: 11/1/11 1736 HOURS | Job \# | Date Typed/Typist: 11/1/11, JSK |
| :---: | :---: | :---: | :---: | :---: |

SCENE IN AN EFFORT TO PRESERVE THE CONDITION OF THE INTACT GLASS AND INTERIOR OF THE VEHICLE. IN ADDITION, THREE . 38 CALIBER BULLET CASINGS AND A SINGLE SPENT BULLET HAD BEEN LOCATED ON THE DRIVER'S SIDE FRONT FLOORBOARD. THESE ITEMS HAD BEEN PLACED INTO SEPARATE SMALL WHITE COLORED CARDBOARD BOXES. THIS WAS DONE TO PRESERVE THESE ITEMS AND TO KEEP THEM FROM MOVING DURING THE TRANSPORTATION OF THIS VEHICLE FROM THE CRIME SCENE. ALSO, RED COLORED SECURITY LABELS HAD BEEN PLACED ON ALL OF THE DOORS, HOOD. AND TRUNK. THIS VEHICLE HAD BEEN STORED INSIDE THE OXNARD POLICE DEPARTMENT'S SECURED VEHICLE PROCESSING AREA SINCE IT WAS REMOVED FROM THE SCENE OF THE SHOOTING.

UPON SERVICE OF THIS SEARCH WARRANT, FET TOOK OVERALL PHOTOGRAPHS OF THE VEHICLE SHOWING THE CONDITION OF THE VEHICLE. THE BUTCHER PAPER, AND THE PAPER BAGS. THE PAPER AND BAGS WERE REMOVED FROM THE VEHICLE AT THE DIRECTION OF, AND WITH THE ASSISTANCE OF, FORENSIC SCIENTIST AFTERWARDS ADDITIONAL PHOTOGRAPHS WERE TAKEN OF THE FOUR WHITE CARDBOARD BOXES, LOCATED ON THE DRIVER'S SIDE FRONT FLOORBOARD, AND THE ITEMS CONTAINED INSIDE THE BOXES.

FET OBTAINED DNA SWABS FROM THE EXTERIOR AND INTERIOR OF THIS VEHICLE. IN ADDITION, FET ALSO TOOK SWABS FROM SOME VISIBLE BLOOD LOCATED IN THE DRIVER'S COMPARTMENT OF THE VEHICLE. THESE SWABS WERE LATER BOOKED INTO EVIDENCE.

DURING THE PROCESSING OF THIS VEHICLE, I LOCATED A SET OF THREE KEYS ATTACHED TO AN AUTOMOBILE ALARM FOB, WITH A HEART SHAPED CHARM. I HAD PREVIOUSLY SPOKEN TO WHO HAD INFORMED ME THAT HER KEYS WERE INSIDE THIS CAR. $\square$ REQUESTED THAT WHEN I SEARCHED THE OLDSMOBILE, THAT I RETRIEVE HER KEYS FOR HER. I SEIZED THESE KEYS FROM UNDER THE CENTER CONSOLE OF THE VEHICLE AND RETURNED THEM TO ON 11/1/11.

THE FOLLOWING ARE THE ITEMS THAT I COLLECTED FROM THE INTERIOR OF THE OLDSMOBILE. FET PHOTOGRAPHED ALL OF THESE ITEMS IN PLACE PRIOR TO THEIR COLLECTION:

I COLLECTED THE ITEMS FROM THE DRIVER'S SIDE FRONT FLOORBOARD THAT HAD BEEN BOXED. THE THREE . 38 CALIBER CASINGS WERE SEIZED AS ITEM 1. THE SPENT BULLET WAS SEIZED AS ITEM 2.

I LOCATED SEVERAL SMALL BULLET FRAGMENTS ON THE DRIVER'S SIDE FRONT FLOOR MAT. THESE FRAGMENTS WERE SEIZED AS ITEM 3.

I LOCATED A BULLET FRAGMENT LOCATED BETWEEN THE DASHBOARD COVER AND THE INTERIOR SIDE OF THE DRIVER'S SIDE A PILLAR. THIS FRAGMENT WAS SEIZED AS ITEM 4.

I LOCATED A DARK COLORED SAMSUNG CELLULAR TELEPHONE, MODEL SGH-T255G SERIAL NUMBER UNDER THE DRIVER'S SIDE FRONT FLOOR MAT, THIS CELLULAR TELEPHONE WAS SEIZED AS ITEM 5, I TOOK PHYSICAL POSSESSION OF THIS TELEPHONE AND BROUGHT IT TO THE OXNARD POLICE DEPARTMENT FOR FURTHER SEARCH, PURSUANT TO THIS SEARCH WARRANT, THIS CELLULAR TELEPHONE WAS LATER BOOKED INTO EVIDENCE.

I LOCATED A YELLOW COLORED POST-IT NOTE ON THE DRIVER'S SIDE FRONT FLOORBOARD, WHICH WAS SEIZED AS ITEM 6. THE POST-IT HAD THE WORDS, WRITTEN ON IT IN BLACK INK.

I LOCATED A WHITE COLORED PLASTIC SHOTGUN WAD ON THE FRONT PASSENGER SIDE FLOORBOARD, WHICH WAS SEIZED AS ITEM 7.

I LOCATED A WHITE COLORED PLASTIC SHOTGUN WAD ON THE FRONT PASSENGER SIDE SEAT, WHICH WAS SEIZED AS ITEM 8.

I LOCATED AN OPENED, EMPTY 24 OZ. BUD-LIGHT BEER CAN ON THE FRONT PASSENGER SIDE FLOORBOARD. THIS WAS SEIZED AS ITEM 9. THIS CAN WAS EXAMINED FOR LATENT FINGERPRINTS. NO LATENT FINGERPRINTS WERE LOCATED. THE CAN WAS ALSO SWABBED FOR DNA.

I LOCATED A , 38 CALIBER LIVE ROUND ON THE FRONT PASSENGER SIDE FLOORBOARD. THIS WAS SEIZED AS ITEM 10.

I LOCATED A . 38 CALIBER SHELL CASING ON THE FRONT PASSENGER SIDE FLOORBOARD. THIS WAS SEIZED AS ITEM 11.

I LOCATED SEVERAL DOMINION AND CONTROL PAPERWORK IN AN ENVELOPE LOCATED ON THE FRONT PASSENGER SIDE FLOORBOARD. THESE PAPERS INCLUDED CAR INSURANCE PAPERS IN THE NAME OF AND A CITATION IN THE NAME OF AUGUSTIN MEDINA. THERE WERE LETTERS AND OTHER PAPERS IN THE NAME OF AUGUSTIN MEDINA AS WELL. THESE WERE SEIZED AS ITEM 12.

I LOCATED A RECEIPT FROM THE MOTEL 6 ROOM 230, LOCATED IN THE CITY OF VENTURA, FOR THE DATES $10 / 15-10 / 19 / 11$ IN THE NAME OF AUGUSTIN MEDINA IN THE GLOVE BOX. THIS WAS SEIZED AS ITEM 13.

I LOCATED A 38 CALIBER SHELL CASING UNDER THE FRONT DRIVER'S SIDE SEAT. THIS WAS SEIZED AS ITEM 14.
I LOCATED A DEPOSIT OF HAIRS ON THE DASHBOARD, UNDER THE HEADLIGHT SWITCH. THIS WAS SEIZED AS ITEM 15.

I LOCATED A DEPOSIT OF HAIRS ON THE CLEAR PLASTIC LOCATED IN FRONT OF THE DASHBOARD GAUGES. THIS WAS SEIZED AS ITEM 16.

I LOCATED AN OPENED, EMPTY $240 Z$ BUDWEISER BEER CAN AND PAPER BAG ON THE REAR DRIVER'S SIDE FLOORBOARD. THIS WAS SEIZED AS ITEM 17. THIS CAN WAS EXAMINED FOR LATENT FINGERPRINTS. NO LATENT FINGERPRINTS WERE LOCATED. THE CAN WAS ALSO SWABBED FOR DNA.

I LOCATED A FIRED BULLET ON THE DRIVER'S SIDE REAR SEAT. THIS WAS SEIZED AS ITEM 18.

I LOCATED FOUR . 38 CALIBER SHELL CASINGS UNDER THE DRIVER'S SEAT. THESE WERE SEIZED AS ITEM 19.

I LOCATED A FIRED BULLET UNDER THE DRIVER'S SEAT. THIS WAS SEIZED AS ITEM 20.

I LOCATED A BULLET FRAGMENT INSIDE SOME CLOTHING. THIS CLOTHING WAS FOUND FOLDED INSIDE A BLUE COLORED LAUNDRY BASKET, WHICH WAS WEDGED BETWEEN THE REAR SEAT AND THE PASSENGER SIDE FRONT SEAT. THIS WAS SEIZED AS ITEM 21,

THERE WERE SEVERAL ITEMS WERE LOCATED DURING THIS SEARCH WHICH COULD NOT IMMEDIATELY BE RECOVERED DUE TO THE FACT THAT THEIR LOCATIONS NEEDED TO BE DOCUMENTED IN THE LATER TRAJECTORY ANALYSIS OF THE VEHICLE. THESE ITEMS WERE MARKED WITH A NEW UNMARKED YELLOW COLORED POST-IT. THUS THIS DOCUMENTED THE EVIDENCE ITEMS THAT NEEDED TO BE COLLECTED IN THE FUTURE. THIS INCLUDED HAIRS EMBEDDED IN THE STEERING WHEEL AND A BULLET INSIDE THE DASHBOARD GAUGES.

OTHER ITEMS OF INTEREST WERE NOTED INSIDE THE VEHICLE, BUT WERE NOT SEIZED, BECAUSE THEY WERE NOT LISTED ON THE SEARCH WARRANT. THIS INCLUDED A REMEMBRANCE CARD FOR

AND A PHOTOGRAPH OF THESE ITEMS WERE LOCATED ON THE CENTER CONSOLE ON THE HEADLINER BETWEEN THE FRONT PASSENGER SEATS. A PROGRAM FROM THE VENTURA COUNTY CHAPTER OF THE PARENTS OF MURDERED CHILDREN DAY OF REMEMBRANCE ON SEPTEMBER 25, 2011 WAS LOCATED ON THE FRONT PASSENGER FLOORBOARD. I LOCATED A METAL

TRASH CAN WITH AN OAKLAND RAIDERS LOGO ON THE EXTERIOR ON THE REAR PASSENGER SIDE FLOORBOARD.

DUE TO THE NEED TO HAVE A TRAJECTORY ANALYSIS COMPLETED ON THE OLDSMOBILE, THE TRUNK COULD NOT BE SEARCH AT THAT TIME. AT THE COMPLETION OF THE TRAJECTORY ANALYSIS, THE REMAINDER OF THE VEHICLE WOULD BE SEARCHED.

A total of nine . 38 CALIber Casings were recovered from the interior of the oldsmobile AND ONE LIVE . 38 CALIBER ROUND.

I LEFT COPIES OF SEARCH WARRANT RECEIPTS AND A NOTICE OF SEARCH WARRANT SERVICE ON THE DASHBOARD OF THE OLDSMOBILE.

THE SEARCH CONCLUDED AT 1752 HOURS.

## END OF REPORT - Det. Jeff Kay

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON OCTOBER 25, 2011, I RECEIVED INFORMATION THAT WITNESS $\square$ HAD VIDEO FOOTAGE RECORDED ON HIS CELLULAR PHONE THAT MAY HAVE CAPTURED A PORTION OF THE OFFICER INVOLVED SHOOTING. I CONTACTED ON HIS CELLULAR PHONE AND HE TOLD ME THAT I COULD RESPOND TO HIS JOB SITE TO VIEW THE CELLULAR PHONE FOOTAGE. $\square$ TOLD ME THAT HE WAS DRIVING SOUTHBOUND VICTORIA AVENUE, WHILE LISTENING TO HIS SCANNER WHEN HE DECIDED TO RECORD THE FOOTAGE. I MET UP WITH $\square$ AND HE ALLOWED ME TO VIEW THE FOOTAGE.

I VIEWED A QUICK PORTION OF THE VIDEO TO GET A PERSPECTIVE OF WHERE THE VIDEO WAS TAKEN FROM. I COULD SEE THAT APPEARED TO BE TRAVELING SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK STREET. THE VIDEO APPEARED TO HAVE GLITCHES IN IT, AS THE IMAGES WOULD FREEZE WHILE I WAS WATCHING IT.

ATTEMPTED TO E-MAIL THE VIDEO TO MY

| Reporting Officer/s: | ID\#/Call Sign: <br> $4576 / D 14$ | Date/Time Dictated: | Job \# | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| BAKARI MYERS |  | $11 / 2 / 11$, BM 4576 |  |  |

OXNARD POLICE DEPARTMENT E-MAIL ADDRESS BUT THE E-MAIL WILL NOT GO THROUGH. BEGAN TO COPY THE VIDEO ON A COMPACT DISC FOR ME AND ADVISED ME THAT HE WOULD CALL ME BACK WHEN HE WAS DONE. I LEFT A BUSINESS CARD WITH MY CELL PHONE AND OFFICE NUMBER ON IT.

THE FOLLOWING DAY, I WAS CONTACTED BY THE UPSTAIRS RECEPTIONIST THE RECEPTIONIST ADVISED ME THAT DROPPED OFF A COMPACT DISC FOR ME. I VIEWED THE VIDEO ON MY OFFICER COMPUTER. THE VIDEO APPEARED TO BEGIN WHILE $\square$ WAS TRAVELING SOUTHBOUND ON VICTORIA AVENUE APPROACHING HEMLOCK STREET, 'S VEHICLE APPEARED TO BE IN THE NUMBER TWO OR NUMBER THREE LANE, SOUTHBOUND ON VICTORIA AVENUE. THE FOOTAGE SHOWED THE SOUTHBOUND VIEW OF THE INTERSECTION OF VICTORIA AVENUE AND HEMLOCK STREET. I COULD SEE THE TRAFFIC SIGNALS AT THE INTERSECTION AS WELL AS SEVERAL OVERHEAD LIGHTS FROM POLICE VEHICLES THAT WERE STOPPED AT THE INTERSECTION. I COULD HEAR POLICE RADIO TRANSMISSIONS, POSSIBLY FORM THE SCANNER THAT SAID HE HAD IN HIS VEHICLE. AT APPROXIMATELY 20 SECONDS INTO THE VIDEO FOOTAGE, I HEARD A VOLLEY OF GUNSHOTS IN THE BACKGROUND. AT APPROXIMATELY 32 SECONDS IN THE VIDEO, I WAS ABLE TO HEAR RADIO TRANSMISSIONS FROM OFFICERS / DEPUTIES REGARDING SHOTS BEING FIRED. I WAS ABLE TO SEE A WHITE PICK UP TRUCK THAT APPEARED TO BE STOPPED IN THE SOUTHBOUND LANES OF VICTORIA AVENUE, IN THE LEFT TURN POCKET. AS GUNSHOTS WERE HEARD IN THE BACKGROUND, I WAS ABLE TO SEE AN OCCUPANT FROM THE WHITE PICK UP EXIT THE VEHICLE AND ULTIMATELY LAY ON THE GROUND TO THE REAR OF THE PICK UP TRUCK. BASED ON THE DESCRIPTION OF THE VEHICLE, I BELIEVED THAT THE WHITE PICK UP TRUCK WAS DRIVEN BY $\square$ I HAD PREVIOUSLY RECEIVED INFORMATION THAT $\square$ WAS THE DRIVER OF A WHITE PICK UP TRUCK AND WAS INJURED BY SHARDS OR GLASS FROM THE WINDSHIELD OR POSSIBLE FRAGMENTS FROM GUNFIRE. AN OFFICER DRESSED IN A BLACK POLICE JACKET AND BLUE JEANS CAN BE SEEN MOVING TOWARDS THE REAR OF THE WHITE PICK UP TRUCK, ASSISTING THE OCCUPANT OF THE WHITE PICK UP TRUCK.

WHILE VIEWING THE FOOTAGE, I WAS NOT ABLE TO SEE THE SUSPECT OR THE OFFICERS INVOLVED IN THE SHOOTING. THERE WAS NO MORE RELEVANT FOOTAGE VISIBLE ON THE VIDEO. THE VIDEO WAS APPROXIMATELY 7:03 LONG, I BOOKED THE COMPACT DISC INTO EVIDENCE UNDER BARCODE 181090.

END OF REPORT - Bakari Myers
K.Homicidel201111120618 OISU1120618\#076.doc

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| C | tion/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Ti | e Info Received: | $10 / 24 / 112100$ HOURS | Location of Incident:INITIATING IN THE CITY OF <br> OJAI/TERMINATING AT <br> VICTORIA AND HEMLOCK, <br>  <br> OXNARD, CA |  |  |  |  |  |
| Victim: |  |  | Suspect: MEDINA, AGUSTIN RINCON |  |  |  |  |  |
| Code: | EV ${ }^{\text {EV }}$ APS Card: | NO | Property Name: CELLULAR TELEPHONE |  |  |  |  |  |
| Brand: SAMSUNG |  |  | Serial \#: |  |  |  | Model: | $\begin{aligned} & \text { SGH- } \\ & \text { T255G } \end{aligned}$ |
| Qty: 1 |  |  | Barcode\#: 181135 Erfa\#: |  |  |  | Value: |  |
| $\begin{array}{ll}\text { Description: } & \text { CELLULAR TE } \\ & \text { OLDSMOBILE. }\end{array}$ |  |  | VERED FROM FRONT DRIVER'S SIDE FLOORBOARD OF |  |  |  |  |  |
| Code: EV ${ }^{\text {C }}$ APS Card: NO ${ }^{\text {P }}$ Property Name: COMPACT DISC |  |  |  |  |  |  |  |  |
| Brand: OXPD |  |  | Serial \#: |  |  |  | Model: |  |
| Qty: 1 |  |  | Barcode\#: 181136 Erfa\#: |  |  |  | Value: |  |
| Description: COMPACT DISC CONTAINING CELLEBRITE UFED FORENSIC EXTRACTION REPORT AND  <br>  PHOTOGRAPHS OF SMS MESSAGES ON THE SAMSUNG CELLULAR <br>  TELEPHONE.  |  |  |  |  |  |  |  |  |

## DETAILS

ON 10/27/11 AT 1454 HOURS, I SERVED A SEARCH WARRANT ON A GREEN 1993 OLDSMOBILE SEDAN, CALIFORNIA LICENSE PLATE THE SEARCH WARRANT AUTHORIZING THE SEARCH OF THIS VEHICLE WAS SIGNED BY THE HONORABLE JUDGE CLONINGER OF THE VENTURA COUNTY SUPERIOR COURT ON $10 / 25 / 11$. THIS SEARCH WARRANT AUTHORIZED THE SEIZURE OF CELLULAR TELEPHONES FROM THE VEHICLE. THIS SEARCH WARRANT ALSO AUTHORIZED THE SEARCH OF ANY CELLULAR TELEPHONES SEIZED. DURING THE SERVICE OF THIS SEARCH WARRANT, I SEIZED A BLACK COLORED SAMSUNG, MODEL CELLULAR TELEPHONE ON THE FRONT DRIVER'S SIDE FLOORBOARD. THIS TELEPHONE WAS EXAMINED FOR LATENT FINGERPRINTS AND SWABBED FOR DNA. NO LATENT FINGERPRINTS WERE LOCATED.

I TOOK CUSTODY OF THIS CELLULAR TELEPHONE AND TRANSPORTED IT TO THE OXNARD POLICE DEPARTMENT AND SECURED IT IN A LOCKED CABINET. ON 10/28/11, PURSUANT TO THE SEARCH WARRANT, I CONDUCTED A SEARCH OF THE ELECTRONIC CONTENTS OF THIS CELLULAR TELEPHONE, I CONDUCTED A MANUAL EXAMINATION OF THE TELEPHONE. I ALSO CONDUCTED AN ELECTRONIC

SEARCH OF THE TELEPHONE USING THE CELLEBRITE UNIVERSAL FORENSIC EXTRACTION DEVICE (UFED).

DURING THE MANUEL EXAMINATION OF THE TELEPHONE, I SAW THAT THE TELEPHONE NUMBER ASSIGNED TO THIS TELEPHONE IS I ALSO SAW THAT THE TELEPHONE CONTAINED A CALL LOG, A CONTACTS LIST, DIGITAL IMAGES, AND SMS MESSAGES.

I USED THE WEBSITE: WWW.MOBILEFORENSICSCENTRAL.COM TO SEARCH THE MAKE/MODEL OF TELEPHONE TO LEARN THE BEST WAY TO CONDUCT AN ELECTRONIC EXAMINATION OF THE TELEPHONE. THIS TELEPHONE WAS NOT LISTED IN THE TELEPHONE DIRECTORY. I SEARCHED THE CELLEBRITE UFED WEBSITE AND FOUND THAT THIS PARTICULAR TELEPHONE WAS NOT SUPPORTED BY THE FORENSIC EXTRACTION SOFTWARE. I CONTACTED THE CELLEBRITE TECHNICIANS VIA EMAIL. THEY SUGGESTED THAT I USE THE CELLEBRITE UFED AND SET THE EXTRACTION MODE FOR A SAMSUNG SGH-T239 AS IT WOULD HAVE SIMILAR CHARACTERISTICS FOR EXTRACTION. I CONDUCTED AN EXAMINATION OF THE TELEPHONE USING THE RECOMMENDED EXTRACTION METHOD. I WAS ABLE TO FORENSICALLY EXTRACT THE CONTACTS LIST AND THE DIGITAL IMAGES STORED ON THE TELEPHONE. THIS INFORMATION WAS DOCUMENTED IN THE CELLEBRITE UFED REPORT. I WAS UNABLE TO EXTRACT THE SMS MESSAGES OR CALL LOG.

I EXAMINED THE EXTRACTION REPORT GENERATED BY THE CELLEBRITE UFED. I FOUND THAT THE TELEPHONE HAD 36 CONTACTS AND 14 IMAGES. THE CONTACTS WERE MOSTLY LISTED BY FIRST NAMES AND SEEMED TO BE FAMILY MEMBERS. I DID NOTE THAT THE CELLULAR TELEPHONE NUMBER FOR WAS LISTED THREE TIMES IN THE CONTACT LIST. IT WAS LISTED UNDER THE NAME WICE AND UNDER THE NAME ONCE, I SAW THAT THE TELEPHONE NUMBER FOR THE CONTACT
belongedto

I REVIEWED THE 14 DIGITAL IMAGES EXTRACTED FROM THE TELEPHONE. I SAW THAT THE MAJORITY OF THE IMAGES WERE OF AND CHILDREN. THERE WAS ALSO A PHOTOGRAPH OF A POSTER BOARD REGARDING THE UNSOLVED HOMICIDE OF HAVE SEEN POSTER BOARDS SIMILAR TO THIS DISPLAYED AT THE VENTURA COUNTY CHAPTER OF THE PARENTS OF MURDERED CHILDREN'S DAY OF REMEMBRANCE.

I MANUALLY EXAMINED THE CALL LOG ON THE TELEPHONE. I SPECIFICALLY EXAMINED THE CALLS SENT, CALLS RECEIVED, AND CALLS MISSED FOR 10/24/11, BELOW IS A CHART SHOWING THE INFORMATION I LOCATED FOR THAT DATE:

| Number | Date | Time | Duration | Identity | Source |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  | 10/24/2011 | 2101 | 5:37 |  | OPD Rpt \#062 |
|  | 10/24/2011 | 2059 | 0:32 |  | Database |
|  | 10/24/2011 | 2059 | 0 |  |  |
|  | 10/24/2011 | 1950 | 0:02 |  |  |
|  | 10/24/2011 | 1923 | 0:29 |  | Database |
|  | 10/24/2011 | 1756 | 0:58 |  | Database |
|  | 10/24/2011 | 1753 | 0:03 |  | Database |
|  | 10/24/2011 | 1750 | 0:32 |  | OPD Rpt \#062 |
|  | 10/24/2011 | 1534 | 0:45 |  | Database |
|  | 10/24/2011 | 734 | 0:15 |  | Database |
|  | 10/24/2011 | 733 | 0:00 |  | Database |

Calls Received on 10/24/11

| Numher | Date | Time | Duration | Identitu | Source |
| :--- | :--- | :--- | ---: | :--- | :--- |
|  | $10 / 24 / 2011$ | 1754 | $1: 19$ |  | Database |

## Missed Calls on

10/24/11

| Number | Date | Time | Duration | Identity | Source |  |
| :--- | :--- | :--- | :--- | ---: | :--- | :--- |
|  |  | $10 / 24 / 2011$ | 2203 | 0 |  |  |
|  | $10 / 24 / 2011$ | 2122 | 0 |  | Database |  |
|  |  |  |  |  | OPD |  |
|  |  | $10 / 24 / 2011$ | 2114 | 0 |  | Rpt\#007 |
|  | $10 / 24 / 2011$ | 2036 | 0 |  |  |  |

1 ANALYZED THESE CALLS, SPECIFICALLY NOTING THE CALLS MADE IMMEDIATELY PRIOR TO THE TRAFFIC STOP ON MEDINA IN OJAI AND DURING THE PURSUIT, I SAW THAT THERE WERE THREE OUTGOING TELEPHONE CALLS MADE AFTER 1950 HOURS. ONLY TWO OF THESE CALLS WERE COMPETED. ONE CALL WAS TO AT 2059 HOURS AND LASTED FOR 32 SECONDS. THE FINAL OUTGOING CALL WAS TO $\square 2101$ HOURS AND LASTED FOR 5:37, $\square$ WAS INTERVIEWED BY OXNARD POLICE OFFICER ROBERT VALENZUELA REGARDING THIS CALL. DURING THIS CALL SPOKE TO AGUSTIN MEDINA. FOR INFORMATION REGARDING THE TOPIC DISCUSSED DURING THIS CALL, REFER TO OFFICER VALENZUELA'S FOLLOW-UP REPORT.

NEXT / REVIEWED THE SMS MESSAGES SENT / RECEIVED BY THIS CELLULAR TELEPHONE. THERE WERE NO RECEIVED, SENT, OR DRAFTED SMS MESSAGES ON 10/24/11. I DID LOCATE SEVERAL TEXT MESSAGES SENT TO/FROM ON THE DAYS PRIOR TO THE SHOOTING. THESE MESSAGES

APPEARED TO SHOW A DOMESTIC DISPUTE BETWEEN AND MEDINA I TOOK SEVERAL PHOTOGRAPHS OF THESE VARIOUS SMS MESSAGES.

I DID NOTICE THAT ONE OF THE RECEIVED SMS MESSAGES FROM READ, "AUGUSTINE THIS MESSAGE WAS SENT ON 10/21/11 AT 1756 HOURS. THIS SMS MESSAGE IS SIGNIFICANT BECAUSE IT IS ADDRESSED TO AUGUSTINE. THIS SHOWS THAT MEDINA WAS THE USER OF THIS CELLULAR TELEPHONE.

THERE WERE NO AUDIO RECORDINGS, VIDEO RECORDINGS, OR SAVED FAVORITE WEBSITES STORED ON THIS TELEPHONE.

THE CELLEBRITE UFED EXTRACTION REPORT AND THE PHOTOGRAPHS TAKEN OF THE SMS MESSAGES WERE LATER DOWNLOADED ONTO A COMPACT DISC. THIS DISC WAS THEN PLACED INTO EVIDENCE. THE SAMSUNG CELLULAR TELEPHONE WAS ALSO PLACED INTO EVIDENCE.

## END OF REPORT - Det. Jeff Kay

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


## DETAILS

ON WEDNESDAY NOVEMBER 02, 2011 I ARRIVED AT THE OXNARD POLICE DEPARTMENT B.I. PROCESSING GARAGE TO ASSIST WITH TACKING PHOTOGRAPHS ON A BLACK CHEVY TRUCK CA LIC $\quad$ (FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618).

I TOOK OVERALL PHOTOS OF A BLACK CHEVY TRUCK CA LIC
THE PHOTOGRAPHS SHOW THE FOLLOWING:

- LICENSE PLATE
- BULLET DAMAGE TO EXTERIOR DRIVERS SIDE OF TRUCK BED (P.M. \# A1)
- BULLET DAMAGE TO WHEEL WELL AREA (P.M. \#A2 AND P.M. \#A4)
- BULLET DAMAGE TO INTERIOR OF DRIVERS SIDE TRUCK BED (P.M, \# A4)
- AREA OF TRUCK BED BEHIND DRIVERS SIDE TAIL LIGHT

THE PHOTOGRAPHS WERE DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE.

## END OF REPORT

K: Homicidel2011\1120618 OISU1120618\#078.doc

| Renating Officer/s: | $\begin{aligned} & \text { ID\#/Call Sign: } \\ & 5201 \end{aligned}$ | Date/Time Typed: $11 / 3 / 11,9: 31 \mathrm{AM}$ | Date Typed/Typist $11 / 3 / 11, \mathrm{BJ}$ |
| :---: | :---: | :---: | :---: |

## OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 1120618


## DETAILS

ON WEDNESDAY NOVEMBER 02, 2011 I ARRIVED AT THE OXNARD POLICE DEPARTMENT B.I. PROCESSING GARAGE TO ASSIST WITH TACKING PHOTOGRAPHS OF A BULLET HOLE IN A TRUCK TIRE FRONT RIM (P.M. \#121). THE RIM AND TIRE WERE COLLECTED FROM A GRAY CHEVY TRUCK CA LIC (FOR FURTHER INFORMATION ON THIS INCIDENT, REFER TO ALL OTHER REPORTS AS THEY RELATE UNDER OXNARD POLICE DEPARTMENT REPORT NUMBER 1120618).

I TOOK OVERALL PHOTOS OF A CHROME RIM AND TIRE. THE PHOTOGRAPHS SHOW THE FOLLOWING:

- RIM AND TIRE
- BULLET DAMAGE TO RIM
- bulLET DAMAGE TO TIRE
- TIRE REMOVED FROM RIM

| Reporting Officer/s: BILL | ID\#/Call Sign: 5201 | $\begin{aligned} & \text { Date/Time Typed: } \\ & 11 / 3 / 11,11: 55 \mathrm{AM} \end{aligned}$ | Date Typed/Typist: $11 / 3 / 11, \mathrm{BJ}$ |
| :---: | :---: | :---: | :---: |

- DAMAGED AREA OF TIRE GETTING CUT AND REMOVED
- BULLET FRAGMENTS FROM RIM AND TIRE
- RIM FRAGMENTS

THE PHOTOGRAPHS WERE DOWNLOADED ONTO THE OXNARD POLICE DEPARTMENT DIGITAL DATABASE.

THE EVIDENCE WAS LATER BOOKED INTO THE OXNARD POLICE DEPARTMENT PROPERTY ROOM.

## END OF REPORT

K. Homicidel201111120618 OIS $11+20618 \$ 079 . d o c$

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618

| Code Section/Description: | 664/187 P.C., ATTEMPTED MURDER (SEVEN COUNTS) 2800.1 C.V.C., FELONY EVADING |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Date/Time Info Received: | 11/03/2011 | Location of Incident: |  |  | INITIATING OJAI / TERI VICTORIA OXNARD. | IN THE CITY OF RMINATING AT AND HEMLOCK, CA |
| Victim: |  | Suspect: |  |  |  |  |
| Code: EV/G APS Card: | NO | Property Name: BULLET |  |  |  |  |
| Brand: |  | Serial \#\#, |  |  |  | Model: |
| Qty: 1 |  | Barcodef: | 180575 ERFA\#: |  |  | Value: |
| Description: BULLET FROM SK |  | SKULL |  |  |  |  |

## DETAILS

ON 11/3/11 I SPOKE TO VENTURA COUNTY CRIME LABORATORY FORENSIC FIREARMS SCIENTIST REGARDING THE BULLET RECOVERED FROM AGUSTIN MEDINA. AND I DISCUSSED THE FACT THAT WHEN THE BULLET WAS RECOVERED FROM MEDINA, IT WAS STORED IN A PLASTIC CONTAINER. TOLD ME THAT THE INABILITY OF THE BULLET TO DRY WAS POTENTIALLY harmful. TO THE BULLET ITSELF. WE AGREED THAT THE BULLET SHOULD BE RE-PACKAGED IN SUCH A MANNER AS TO ALLOW THE BULLET TO DRY.

I OBTAINED THE BULLET FROM EVIDENCE. THE BULLET WAS PACKAGED IN A CLEAR PLASTIC CUP WITH A PLASTIC CAP. THE CUP WAS THEN PACKAGED IN A BROWN PAPER BAG. THE PLASTIC CUP WAS LABELED WITH, "MEDINA, AUGUSTINE 10/25/11 @ 2343." I REMOVED THE BULLET FROM THE PLASTIC CUP AND PLACED IT INTO A SMALL CARDBOARD "BULLET BOX". I PLACED THIS BOX INTO AN ENVELOPE, ALONG WITH THE ORIGINAL PACKAGING, AND SEALED IT. I ATTACHED A COPY OF THE ORIGINAL BARCODE LABEL TO THE EXTERIOR OF THE ENVELOPE. I PLACED THE RE-PACKAGED BULLET BACK INTO EVIDENCE.

## END OF REPORT - Det. Jeff Kay

K.HomicideU201111120618 OIST1120618a080.doc

| Reporting Officer/s: | IDW/Call Sign: | Date:Time Dictated: | Job it | Date Typed/Typist: |
| :--- | :--- | :--- | :--- | :--- |
| DET. JEFF KAY | 4776 D10 | NOT APPLICABLE | N/A | $11 / 3 / 11$, JSK |

# OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT 

CASE NO. 1120618


## DETAILS

ON 10/25/11 THE HONORABLE JUDGE
OF THE VENTURA COUNTY SUPERIOR COURT SIGNED A SEARCH WARRANT AUTHORIZING, AMONG OTHER THINGS, THE SEARCH AND SEIZURE OF DNA FROM AUGUSTIN RINCON MEDINA. ON 11/4/11 I WENT TO THE ICU WARD AT THE VENTURA COUNTY MEDICAL CENTER TO SERVE THIS PORTION OF THE SEARCH WARRANT ON MEDINA.

AT APPROXIMATELY 1405 HOURS, I ENTERED MEDINA'S HOSPITAL ROOM IN THE ICU UNIT. I RECOGNIZED MEDINA FROM HIS PHOTOGRAPH AND VERIFIED HIS IDENTITY FROM HIS HOSPITAL IDENTIFICATION BRACELET. MEDINA WAS UNCONSCIOUS. I SERVED THE SEARCH WARRANT ON MEDINA FOR HIS DNA. I OBTAINED TWO BUCCAL SWABS FROM BOTH SIDES OF MEDINA'S MOUTH. THESE TWO SWABS WERE then placed to cardboard tubes. the tubes were sealed in an envelope, which was PLACED INTO EVIDENCE.

I LEFT THE OXNARD POLICE DEPARTMENT NOTICE OF SEARCH WARRANT SERVICE AND A RECEIPT FOR THE BUCCAL SWAB WITH MEDINA'S NURSE. I ASKED THE NURSE TO PLACE THESE PAPERS WITH MEDINA'S PERSONAL EFFECTS.

END OF REPORT - Det. Jeff Kay

| Reporting OHticer/s: DET. JEFF KAY | $\begin{aligned} & \text { ID\#\#/Cail Sign: } \\ & 4776 \text { D10 } \end{aligned}$ | Date/Time Dictated: <br> 11/4/2011 1531 HOURS | Job \# NONE | Date Typed/Typist 11/4/11, JSK/PJT |
| :---: | :---: | :---: | :---: | :---: |

Oxnard Police Department

# NEWS RELEASE 

FOR IMMEDIATE RELEASE October 25, 2011

CONTACT: Mónica Muñoz<br>monica.munoz@oxnardpd.org (805) 385-7631

(Oxnard, CA) UPDATE 1:04 p.m. Victoria Avenue is still closed to traffic between Wooley Road and Channel Islands Boulevard. We will open the traffic lanes as soon as possible but we do not have an estimated time at this point.

The only additional information we are releasing at this time is that there were five Ventura County deputies involved in the shooting and four Oxnard Police officers involved. Because of the ongoing investigation we are not releasing any additional details on the incident.

UPDATE 9:20 a.m. - Victoria Avenue will remain closed between Wooley Road and Channel Islands Boulevard because of the pursuit and officer-involved shooting. Motorists are advised to use alternate routes until further notice.

The female who was the original victim of domestic violence (the incident that started this chain of events) was not seriously injured. She was not transported to a hospital.
Last night just after the final shooting incident happened, there were two women who were handcuffed and removed from the crime scene on Victoria Ave. The two women are family members of the suspect who were interfering with the officers and for that reason were handcuffed and taken away from the crime scene. They were not arrested.

The suspect has been transferred to a hospital in the Santa Barbara area. We do not have information on his condition and his name will not be released at this point. The suspect could face the following charges: 273.5 PC (domestic violence); felony failure to yield; and attempted homicide.
[Original news release] At about 8 p.m. on October 24, 2011 Oxnard PD received a call regarding a domestic violence incident taking place in the 200 block of Roderick Avenue. Oxnard officers arrived on scene, but the suspect fled prior to their arrival. A firearm had been mentioned, and officers believed the suspect was armed. Officers were able to determine that a crime had occurred.

At about 9 p.m., Ventura County Sheriff's (VCSO) deputies were involved in a pursuit with the suspect in his vehicle on Highway 33. It was reported that the suspect had fired at the deputies as he drove. The suspect then traveled onto Highway 101 and headed south. When he reached Seaward and Highway 101, the suspect fired at the deputies, who returned fire. The suspect got

$$
\begin{aligned}
& 251 \text { South C Street * Oxnard, CA 93030-5789 } \\
& \text { (805) 385-7600 * Fax (805) 483-8408 * } \\
& \text { http://oxnardpd.org }
\end{aligned}
$$

back onto Highway 101 and exited in Oxnard at Vineyard Avenue. He returned to the Roderick Avenue residence and fired shots at that location. No one was injured from this action.

The suspect eventually made his way (with Oxnard PD and VCSO deputies in pursuit) to the Marina Village area in Port Hueneme. The suspect continued north on Victoria Avenue where he again exchanged gunfire; this time with VCSO deputies and Oxnard PD officers. The suspect was struck by gunfire, and was transported to a local hospital.

The name of the suspect and his condition is not being released at this time. The name of the victim will not be released as she is a domestic violence victim and her identity is protected by law.

Neither Oxnard officers nor VCSO deputies sustained injuries. Two people who were not involved in the incident received minor injuries from flying glass. One of those individuals was taken to the hospital for treatment.

Oxnard PD is the lead agency on this incident. VCSO deputies, detectives and officers from Port Hueneme Police are assisting.

At the time of this release, Victoria Avenue is closed from Wooley Road to Channel Islands Boulevard. It is anticipated that it will remain closed until further notice.

## NEWS RELEASE

## FOR IMMEDIATE RELEASE October 31, 2011

CONTACT: Mónica Muñoz monica.munoz@oxnardpd.org (805) 385-7631
(Oxnard, CA) The names of the Oxnard Police officers and Ventura County deputies who were involved in the pursuit and shooting from October 24, 2011 are as follows:
Oxnard Police Dept.
Officer Moses Martinez, four years of service
Officer Martin Perez, 14 years of service
Officer Ed Baldwin, six years of service
Officer Roque Rivera, two years of service
Ventura County Sheriff's Dept,
Sergeant Dave Wareham, 25 years of service
Deputy Carlos Cendejas, 20 years of service
Senior Deputy Greg Guilin, 17 years of service
Deputy Chris Johnston, 5 years of service
Deputy Eric Perdue, 5 years of service
The suspect remains hospitalized and has not yet been arrested by our agency.
(Original text of first news release) At about 8 p.m. on October 24, 2011 Oxnard PD received a call regarding a domestic violence incident taking place in the 200 block of Roderick Avenue. Oxnard officers arrived on scene, but the suspect fled prior to their arrival. A firearm had been mentioned, and officers believed the suspect was armed. Officers were able to determine that a crime had occurred.

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$$
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& 251 \text { South C Street * Oxnard, CA 93030-5789 } \\
& \text { (805) 385-7600 * Fax (805) 483-8408 * } \\
& \text { http://oxnardpd.org }
\end{aligned}
$$

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Oxnard PD is the lead agency on this incident. VCSO deputies, detectives and officers from Port Hueneme Police are assisting.

## DETENTION CERTIFICATE

As required by the provisions of Penal Code Section 851.6, I hereby certify that the taking into custody of

$\qquad$
(NAME OF AGENCY TAKINS CUSTODY) , on the charges of $\qquad$ 273.5 PC .
(LiST ONLY CHARGES QEINO DROPPEO)
was a detention only, not an arrest.
AUGUSTINE MEDINA (SUBJECTS NAME) was released on $10 \cdot 25 \cdot 2011$
by the $\qquad$ POLICE DEPT. (NAME OF RELEASING AGENCY) . Pertinent portions of Penal Code

Sections 849, 849.5 and 851.6 are included as part of this certificate

Signed:


Penal Code Section 849 provides, in part:
(a) When an arrest is made without a warrant by a peace officer or private person, the person arrested, if not otherwise released, shall, without unnecessary delay, be taken before the nearest or most accessible magistrate in the county in which the offense is triable, and a complaint stating the charge against the arrested person shall be laid before such magistrate.
(b) Any peace officer may release from custody, instead of taking such person before a magistrate, any person arrested without a warrant whenever:
(1) He is satisfied that there are insufficient grounds for making a criminal complaint against the person arrested.
(2) The person arrested was arrested for intoxication only, and no further proceedings are desirable.
(3) The person was arrested only for being under the influence of a narcotic, drug, or restricted dangerous drug and such person is delivered to a facility or hospital for treatment and no further proceedings are desirable.
(c) Any record of arrest of a person released pursuant to paragraphs (1) and (3) of subdivision (b) shall include a record of release. Thereafter, such arrest shall not be deemed an arrest, but a detention.

Penal Code Section 849.5 provides:
In any case in which a person is arrested and released and no accusatory pleading is filed charging him with an offense, any record of arrest of the person shall include a record of release. Thereafter, the arrest shall not be deemed an arrest, but a detention only.

Penal Code Section 851.6 provides, in part:
(a) In any case in which a person is arrested and released pursuant to paragraph (1) or (3) of subdivision (b) of Section 849, the person shall be issued a certificate, signed by the releasing officer or his superior officer, describing the action as a detention.
(b) In any case in which a person is arrested and released and no accusatory pleading is filed charging him with an offense, the person shall be issued a certificate by the law enforcement agency which arrested him describing the action as a detention.

## Jeri Williams

Chief of Police

Date: November 10, 2011
To: On-Duty Oxnard Police Officers
From: Detective Jeff Kay
Re: Monitoring of Augustin Medina at Ventura County Medical Center

The purpose of this memorandum is to outline the goals and parameters regarding the monitoring of Augustin Medina while he is a patient at Ventura County Medical Center.

At the present time, Medina is UNDER ARREST for an outstanding warrant unrelated to the shooting case.

The goal of the presence of an on-duty Oxnard Police Officer with Medina is to maintain custody of him. In addition, the officer is to monitor Medina's medical condition and report any significant changes to Detectives.

The parameters for this monitoring include:

1. Restrict Medina's movement to his room, except when accompanied by medical personnel. Accompany Medina whenever he leaves his room with medical personnel
2. Maintain visual observation of Medina and/or his room.
3. Do not allow anyone, other than hospital staff, medical personnel, or his attorney to enter Medina's room. You may request identification from any individual claiming to be an attorney to prove that they are an attorney.

Please advise Detective Jeff Kay or Ventura County Sheriff's Sergeant Billy Hester regarding any significant events, including any significant statements made by Medina.

Detective Jeff Kay - (805) 207-7457
Sergeant Billy Hester - (805) 797-6449
Thank you

## Jeri Williams

Chief of Police

Date: October 26, 2011
To: On-Duty Oxnard Police Officers
From: Detective Jeff Kay
Re: Monitoring of Augustin Medina at Ventura County Medical Center

The purpose of this memorandum is to outline the goals and parameters regarding the monitoring of Augustin Medina while he is a patient at Ventura County Medical Center.

At the present time, Medina is NOT UNDER ARREST, nor is he in custody.
The goal of the presence of an on-duty Oxnard Police Officer near Medina is to monitor Medina's medical condition and report on any significant changes. These specific changes could include: Medina wakes up and can respond to questions, Medina's medical situation worsens, or Medina is discharged from the hospital. Please maintain visual observation of Medina's room.

The parameters for this monitoring include:

1. Do not restrict Medina's movement
2. Do not station yourself inside Medina's room, nor directly outside of it.
3. Do not restrict anyone from entering / leaving Medina's room
4. Do not restrict anyone from visiting Medina

Please advise Detective Jeff Kay, at 805-207-7457, regarding any changes in Medina's overall condition. This would include any information regarding his discharge from the hospital.

Thank you,

Detective Jeff Kay
Oxnard Police Department
Major Crimes Unit

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :--- | :--- |
| $\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\mid$ | 001 | BODY | Description: One blood sample obtained from Medina at <br> VCMC |

Current Location: OFFICER CORRECTION BIN
Finding Officer: GORMLEY, KEVIN Location Found:
Submitting Officer: GORMLEY, KEVIN


Current Location: V11
Finding Officer: GORMLEY, KEVIN Location Found:
Submitting Officer: GORMLEY, KEVIN
$|||||||||||||||||||||||||||||||||||||||\mid ~ D e s c r i p t i o n: ~$

Current Location: RECORD ENTERED IN ERROR
Finding Officer: GORMLEY, KEVIN Location Found:
Submitting Officer: GORMLEY, KEVIN


Current Location: Temporary Locker
Finding Officer: GORMLEY, KEVIN Location Found:
Submitting Officer: GORMLEY, KEVIN


Current Location: V11
Finding Officer: GORMLEY, KEVIN Location Found:
Submitting Officer: GORMLEY, KEVIN


Current Location: PHOTO
Finding Officer: SHANK, ROBERT Location Found: victoria at hemlock
Submitting Officer: GREGSON, MICHAEL
002 PHOTO
Description: PHOTOS OF
INJURIES
180451
Current Location: PHOTO

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator:
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Location Found: Submitting Officer: FULLER, ROBERT |  |  |  |
|  |  | TOOLS | Description: Officer Roque Rivera's uniforn shirt |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | TOOLS | Description: Officer Roque Rivera's uniform pants |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | TOOLS | Description: Officer Roque Rivera's gun belt |
| Current Location: V <br> Finding Officer: <br> Submitting Officer: | cation Foun RS, BA |  |  |
|  |  | AMMO | Description: (2) magazines and 25 rounds from Officer Roque Rivera |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  |  | Description: Officer Roque Rivera's Beretta handgun |
| Current Location: G <br> Finding Officer: <br> Submitting Officer: | OX11 <br> cation Fo <br> RS, BA |  | Make: Beretta Model: 92 FS Serial \# |
|  |  | CLOTH | Description: Officer Martin Perez' uniform shirt |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | CLOTH | Description: Officer Martin Perez' uniform pants |
| Current Location: V <br> Finding Officer: <br> Submitting Officer | ation F RS, BA |  |  |

## OXNARD POLICE DEPARTMENT

 Property ReportCase Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 245(D)(1) PC - ASSAULT W/FIREARM ON PCE OFCR/FIRE


Current Location: FREEZER
Finding Officer: Location Found:
Submitting Officer. MYERS, BAKARI

|  | 016 | GUNS | Description: Officer Moses Martinez' S | Sig P220 handgun |
| :---: | :---: | :---: | :---: | :---: |
| Current Location: GUNBOX11 |  |  | Make: Sig Sauer Modet: P220 Serial |  |
| Finding Officer: Submitting Officer: | Location Found: MYERS, BAKARI |  |  |  |
|  | 017 | CLOTH | Description: Officer Moses Martinez' | uniform pants |
| Current Location: | V11 |  |  |  |
| Printed: Tuesday, | November 1 | 11 from | OnQ ${ }^{\circ}$ | Page 30 |

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 245(D)(1) PC - ASSAULT W/FIREARM ON PCE OFCR/FIRE

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | CLOTH | Description: Officer Moses Martinez uniform shirt |
| Current Location: V11Finding Officer: Location Found;Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | TOOLS | Description: Officer Moses Martinez gun belt |
| Current Location: V11-1Finding Officer: Location Found:Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | AMMO | Description: (4) magazines and (32) rounds from Officer Baldwin |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  |  | Description: Officer Baldwin's Sig Sauer P220 |
| Current Location: G <br> Finding Officer: <br> Submitting Officer: | GUNBOX11 Location Fo MYERS, BAKA |  | Make: Sig Sauer Model: P220 Serial \# |
|  |  | CLOTH | Description: Officer Baldwin's uniform shirt |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | CLOTH | Description: Officer Baldwin's uniform pants |
| Current Location: V11 <br> Finding Officer: Location Found: <br> Submitting Officer: MYERS, BAKARI |  |  |  |
|  |  | TOOLS | Description: Officer Baldwin's gun betl |
| Current Location: V <br> Finding Officer: <br> Submitting Officer: | V11-1 Location Fo MYERS, BAKA |  |  |

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :--- | :--- |
| $\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\|\mid$ | 001 | ELECTRONIC | Description: CELL PHONE |
| S |  |  |  |

Current Location: V11
Finding Officer: MIRANDA, JAIME Location Found: LIVING ROOM, INSIDE COUCH CUSHIONS
Submitting Officer: KAY, JEFF


Current Location: V11
Finding Officer: WOODRUFF, CHARLES Location Found: NORTH BEDROOM
Submitting Officer: KAY, JEFF


Current Location: V11
Finding Officer: JOHNSON, MICHAEL Location Found:
Submitting Officer: KAY, JEFF
 180500

Current Location: V11
Finding Officer: SUNIA, JOHN Location Found: HALLWAY INSIDE BOX Submitting Officer: KAY, JEFF
$||||||||||||||||||||||||||||||||||||||||\mid ~ A M M O \quad$ Description: spent bullet 180501
Current Location: V11
Finding Officer: Location Found: north alley @ A st
Submitting Officer: MIRANDA, JAIME


Current Location: V11

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


## OXNARD POLICE DEPARTMENT

Property Report
oxmarDPROLCE

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  |  | AMMO | Description: 9MM CARTRIDGE CASINGS P.M. \#1-3 |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: <br> Submitting Officer: |  |  |  |
|  |  |  | Description: Silicone Cast of bullet strike to OPD Unit 10000 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  | $002$ |  | Description: 40 CAL CARTRIDGE CASING P.M. \#4 |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: Submitting Officer |  |  |  |
|  | $004$ | AMMO | Description: 9MM CARTRIDGE CASINGS P.M. \#5,6 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | PHOTO | Description: 29 Digital Photos of OPD Unit $10000=$ Photo Tag\#203524 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $004$ | GUNPART | Description: 9MM MAGAZINE WITH ID \#5288 P.M.\#7 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer |  |  |  |
|  |  | AMMO | Description: 9MM CARTRIDGE CASINGS P.M. \#8-9 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: SHOT SHELL PM\#10 |

Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 40 CAL CARTRIDGE CASE PM\#11 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: $\square$ |  |  |  |
|  |  |  | Description: SHOT SHELL PM\#12 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  |  |  | Description: 9MM CARTRIDGE CASING PM\#13 |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: <br> Submitting Officer |  |  |  |
|  |  |  | Description: SHOT SHELL PM\#14 |
| Current Location: Temporary <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $011$ | AMMO | Description: 9MM CARTRIDGE CASINGS PM\#15-17 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  |  |  | Description: 45 AUTO CARTRIDGE CASING PM\#18 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 9MM CARTRIDGE CASING PM\#19 |
| Current Location: <br> Finding Officer: <br> Submitting Officer | orary Lo <br> cation E |  |  |

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Location Found:Submitting Officer: |  |  |  |
|  |  |  |  |
|  |  | AMMO | Description: . 40 CAL CARTRIDGE CASINGS PM\#34-35 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 45 AUTO CARTRIDGE CASING PM\#36 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Jocation Eound. |  |  |  |
| Submitting Office |  |  |  |
|  |  |  |  |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: 223 CARTRIDGE CASINGS PM 39-45 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer |  |  |  |
|  |  |  | Description: 45 AUTO CARTRIDGE CASING PM 46 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: 223 CARTRIDGE CASING PM 47 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: 40 CAL CARTRIDGE CASING PM48 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Office |  |  |  |

## OXNARD POLICE DEPARTMENT

Property Report
oxmardprouce

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer:Submitting Officer: |  |  |  |
|  |  |  |  |
|  | 037 | GUNPART | Description: 45 CAL MAGAZINE WITH ID \#5097 PM\#57 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Iocation Eound. |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  |  |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Iocation Eound |  |  |  |
| Submitting Officer: |  |  |  |
| 039 AMMO Description: 45 AUTO CARTRIDGE CASINGS PM59-61 |  |  |  |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: 223 CARTRIDGE CASINGS PM62-63 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
| 180697 \|l|l|l|l|ill |  |  |  |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Eound: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: 223 CARTRIDGE CASINGS PM66-71 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 45 AUTO CARTRIDGE CASINGS PM 72 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |

## OXNARD POLICE DEPARTMENT

Property Report
oxmardproLice

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  |  | AMMO | Description: 223 CARTRIDGE CASING PM73 |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: <br> Submitting Officer: |  |  |  |
|  | $045$ | GUNPART | Description: 40 CAL MAGAZINE WITH ID \#2759 PM74 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer |  |  |  |
|  |  |  | Description: 45 AUTO CARTRIDGE CASINGS PM76-76 |
| Current Location: Temporary Locker Finding Officer: Location Found: Submitting Officer: |  |  |  |
|  | $047$ | GUNPART | Description: 223 CARTRIDGE CASING PM77 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  | $048$ |  | Description: 40 CAL CARTRIDGE CASING PM78 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | GUNPART | Description: 223 CARTRIDGE CASING PM79 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 40 CAL CARTRIDGE CASINGS PM 80,81,81A |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 45 AUTO CARTRIDGE CASINGS PM82 |

Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Submitting Officer: |  |  |  |
|  |  |  |  |
|  |  | AMMO | Description: 223 CARTRIDGE CASING PM83 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: 40 CAL CARTRIDGE CASINGS PM84-92 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found |  |  |  |
| Submitting Officer: |  |  |  |
| \||||||||||||||||||||||||||||||||||| |  | AMMO | Description: 40 CAL CARTRIDGE CASING PM93 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Office |  |  |  |
|  |  |  | Description: 40 CAL CARTRIDGE CASINGS PM94-97 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
| \|||||||||||||||||||||||||||||||||||||||| | 056 | AMMO | Description: 9MM CARTRIDGE CASING PM 98 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: SPENT BULLET PM 100 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM101 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Office |  |  |  |

## OXNARD POLICE DEPARTMENT

Property Report
OXMARDPOLICE

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  |  | AMMO | Description: SPENT BULLET PM102 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $060$ |  | Description: SPENT BULLET PM103 |
| Current Location Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Office |  |  |  |
|  | $061$ | PERSONAL | Description: KEYS PM104 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer |  |  |  |
|  |  | AUTOPART | Description: PLASTIC CAR PART PM105 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  | $063$ | PERSONAL | Description: GLASSES PM106 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: SPENT BULLET PM107 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Office |  |  |  |
|  |  | AMMO | Description: SPENT BULLET PM108 |
| Current Location: <br> Finding Officer: <br> Submitting Officer | orary Lo <br> cation E | rer |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM109 |

Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Iocation Foilind.Submitting Officer |  |  |  |
|  |  |  |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM110 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Eound. |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM111 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Eound |  |  |  |
| Submitting Officer: |  |  |  |
| \|||||||||||||||||||||||||||| |  | AMMO | Description: SHOT CUP (SHOT SHELL)PM112 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: SPENT BULLET PM113 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Enuna |  |  |  |
| Submitting Officer: |  |  |  |
| \|||||||||||||||||||||||||||||| | 071 | AMMO | Description: BULLET FRAGMENT pm114A |
|  |  |  |  |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  |  | Description: BULLET FRAGMENTS PM 115,116 |
| Current Location: Temporary Locker |  |  |  |
| Finding Officer:Submitting Officer: |  |  |  |
|  |  |  |  |
|  |  | AMMO | Description: SPENT BULLET PM 118 |
| Current Location: | orary Lo |  |  |
| Finding Officer: | cation Eo |  |  |
| Submitting Officer |  |  |  |

## OXNARD POLICE DEPARTMENT

Property Report
OXMARDPOLICE

Investigator: KAY, JEFF
Case Number: 1120618
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  |  | AMMO | Description: SPENT BULLET PM 120 |
| Current Location. Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  | $075$ |  | Description: SPENT BULLET PM 122 |
| Current Location Temporary Locker Finding Officer: Location Found: Submitting Officer: |  |  |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM 123 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $077$ | AMMO | Description: SPENT BULLET PM 125 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: $\square$ |  |  |  |
|  |  |  | Description: HUB CAP PM 126 |
| Current Location: V11 <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: . 40 CAL CARTRIDGE CASING PM 127 |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: BULLET FRAGMENT PM 128 |
| Current Location: Temporary Locker Finding Officer: <br> Submitting Officer: $\square$ |  |  |  |
|  | 081 | AMMO | Description: BULLET FRAGMENT PM 132A |

Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT <br> Property Report

Case Number: 1120618 Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


## OXNARD POLICE DEPARTMENT

Property Report
oxmarDPROLCE

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  |  | TRACE | Description: 6 DNA SWABS FROM . 38 CAL SMITH \& WESSON REVOLVER S/N $\square$ |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $001$ | AMMO | Description: SPENT . 38 CARTRIDGE CASINGS (1) |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: Submitting Officer: |  |  |  |
|  | $002$ | TRACE | Description: DNA SWAB (1) |
| Current Location: Temporary Locker Finding Officer: Location Found: Submitting Officer: |  |  |  |
|  | $003$ |  | Description: LIVE ROUND (10) |
| Current Location: Temporary Locker <br> Finding Officer: <br> Submitting Officer: |  |  |  |
|  | $004$ |  | Description: DNA SWAB (10) |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer: |  |  |  |
|  |  | AMMO | Description: SPENT . 38 CARTRIDGE CASING (11) |
| Current Location: Temporary Locker <br> Finding Officer: <br> Location Found: <br> Submitting Officer |  |  |  |
|  |  | TRACE | Description: DNA SWAB (11) |
| Current Location: Temporary Locker <br> Finding Officer: Location Found: Submitting Officer: |  |  |  |
|  | 007 | AMMO | Description: SPENT . 38 CARTRIDGE CASING (14) |

Current Location: Temporary Locker
Printed: Tuesday, November 1, 2011 from EvidenceOnQ®

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator:
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator:
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |  |
| :---: | :---: | :---: | :---: | :---: |
|  |  | AMMO | Description: BULLET FRAGMENT (4) |  |
| Current Location. V11-2 |  |  |  |  |
| Finding Officer: Location Found: |  |  |  |  |
| Submitting Officer: |  |  |  |  |
|  | $004$ | TRACE | Description: DNA SWABS (5) |  |
| Current Location: FREEZER <br> Finding Officer: Location Found |  |  |  |  |
|  |  |  |  |  |
| Submitting Officer: |  |  |  |  |
|  | $004$ | PERSONAL | Description: YELLOW POST IT NOTE (6) |  |
| Current Location: V11-2 |  |  |  |  |
| Finding Officer: Location Found: |  |  |  |  |
| Submitting Offic |  |  |  |  |
| \||||||||||||||||||||||||||||||||| | $005$ | AMMO | Description: PLASTIC SHOTGUN WAD (7) |  |
| Current Location: V11-2 |  |  |  |  |
| Finding Officer: Location Found: |  |  |  |  |
| Submitting Officer |  |  |  |  |
|  | $006$ |  | Description: PLASTIC SHOTGUN WAD (8) |  |
| Current Location: V11-2 |  |  |  |  |
| Finding Officer:Submitting Officer |  |  |  |  |
|  |  |  |  |  |
|  | $007$ | CONTAINER | Description: EMPTY, OPENED $240 Z$ BUD CAN (9) | ITE BEER |
| Current Location: V11-2 |  |  |  |  |
| Finding Officer: Location Found: |  |  |  |  |
| Submitting Officer: |  |  |  |  |
|  | $008$ |  | Description: DNA SWAB (9) |  |
| Current Location: FREEZER |  |  |  |  |
| Finding Officer Location Found: |  |  |  |  |
| Submitting Officer: |  |  |  |  |
|  |  | PERSONAL | Description: CAR INS PAPERS | 2) |
| Current Location: V11-2 |  |  |  |  |
| Printed: Tuesd | November 1, | 11 from Evide | OnQ® | Page 21 |

## OXNARD POLICE DEPARTMENT

Property Report

Case Number: 1120618
Investigator:
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
| Finding Officer: Location Found: <br> Submitting Officer: JOHNSON, WILLIAM |  |  |  |
|  |  | PERSONAL | Description: MOTEL 6 RECEIPT (AUGUSTINE MEDINA) (13) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found |  |  |  |
|  |  |  |  |
|  |  | TRACE | Description: HAIRS FOUND BELOW DASHBOARD HEADLIGHT SWITCH (15) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | TRACE | Description: HAIR FOUND IN FRONT OF DASHBOARD GAUGES (16) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer |  |  |  |
|  |  | CONTAINER | Description: EMPTY, OPENED $240 Z$ BUDWEISER BEER CAN IN PAPER BAG (17) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Iocation Eo |  |  |  |
| Submitting Officer, |  |  |  |
|  |  | TRACE | Description: DNA SWAB (17) |
| Current Location: FREEZER |  |  |  |
| Finding Officer: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: FIRED BULLET (18) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: |  |  |  |
|  |  | AMMO | Description: FIRED BULLET (20) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Iocation Eound. |  |  |  |

## OXNARD POLICE DEPARTMENT

Property Report

Investigator:
Case Number: 1120618
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER

| BarCode | Item \# | Item Type | Details |
| :---: | :---: | :---: | :---: |
|  | 017 | AMMO | Description: BULLET FRAGMENT (21) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found:Submitting Officer: |  |  |  |
|  |  |  |  |
|  | $018$ | TRACE | Description: 14 DNA SWABS FROM OLDSMOBILE |
| Current Location: FREEZER <br> Finding Officer: <br> Submitting Officer |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  | $019$ | PHOTO | Description: 250 DIGITAL PHOTOGRAPHS TAG \#203525 |
| Current Location: PHOTO |  |  |  |
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|  | $001$ | GUNS | Description: RIFLE LAW ENFORCEMENT CARBINE WITH MAGAZINE(17" BARREL) |
| Current Location: | ONGGUN11 |  | Make: COLT Model: LAW ENFORCEMENT CARBINE Serial \# |
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|  | $002$ | AMMO | Description: 4 .223 LIVE ROUNDS |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found. |  |  |  |
| Submitting Officer: |  |  |  |
|  | $003$ | PERSONAL | Description: WALLET (AUGUSTINE RINCON MEDINA) |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found: |  |  |  |
| Submitting Officer: $\square$ |  |  |  |
|  | $004$ | CLOTH | Description: SHOES |
| Current Location: V11-2 |  |  |  |
| Finding Officer: Location Found: |  |  |  |
|  |  | CLOTH | Description: GLOVES (RAIDERS) |

## OXNARD POLICE DEPARTMENT Property Report

Case Number: 1120618
Investigator: KAY, JEFF
Primary Crime Code: 664 /187(A) PC - ATTEMPTED MURDER


STATE OF CALIFORNIA - COUNTY OF VENTURA

AFFIDAVIT

AFFIDAVIT IN SUPPORT OF SEARCH WARRANT
COURT NO. $\qquad$

I, DETECTIVE ALEX ARNETT, BEING FIRST DULY SWORN UNDER OATH, STATE THAT THERE IS NOW CERTAIN INFORMATION DESCRIBED BELOW IN THE ITEM, ON THE PERSON, AND ON THE PREMISES DESCRIBED AS:

THE FOLLOWING BUSINESS:

1. AT\&T WIRELESS (FORMERLY CINGULAR WIRELESS) NATIONAL SUBPOENA COMPLIANCE CENTER 208 AKARD, $10^{\text {TH }}$ FLOOR DALLAS, TEXAS 75202

FAX (800) 732-5689
FOR THE FOLLOWING PROPERTY:

- ALL RECORDS RELATED TO TELEPHONE NUMBERS OF (MEDINA'S CELL PHONE) AND $\quad$ SPECIFICALLY ALL RECORDS OF INCOMING AND OUTGOING TELEPHONE CALLS, BILLING statements, TELEPHONE SERVICE RECORDS, CUSTOMER SERVICE RECORDS, INCOMING AND OUTGOING TELEPHONE TOLL AND LOCAL RECORDS, INCOMING AND OUTGOING TEXT MESSAGES, INCOMING AND OUTGOING TEXT MESSAGE ADDRESSES, INCOMING AND OUTGOING IMAGE FILES, INCOMING AND OUTGOING IMAGE FILE ADDRESSES, SUBSCRIBER INFORMATION, AND SUBSCRIBER INFORMATION FOR EACH TELEPHONE NUMBER CALL APPEARING ON THE TOLL

RECORDS OF THE PHONE NUMBER LISTED ABOVE, WHETHER THE PHONE NUMBER IS LISTED OR UNLISTED, STARTING MIDNIGHT OF OCTOBER 24, 2011 THROUGH 2300 HOURS ON OCTOBER 25,2011 . PROVIDE ACCESS AND ACCESS CODES TO THE VOICE MAIL AND VOICE MAIL FEATURES TO THE PHONE NUMBERS LISTED ABOVE. PROVIDE ALL IMAGE FILES OR VOICEMAIL FILES ASSOCIATED WITH THE ABOVE PHONE NUMBERS IN ELECTRONIC FORMAT EITHER ON COMPACT DISC OR EMAILED TO THE INVESTIGATING OFFICER, DETECTIVE ARNETT, AT: ALEX.ARNETTOOXNARDPD.ORG FOR THE ABOVE PHONE NUMBERS FOR THE TIMES LISTED ABOVE. ALL CELL-SITE INFORMATION RELATED TO ALL INCOMING AND OUTGOING TELEPHONE CALLS LISTED ON THESE RECORDS STARTING MIDNIGHT OF OCTOBER 24, 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011. ALL INFORMATION AND DOCUMENTATION, IN THE POSSESSION OF NEW CINGULAR WIRELESS PCS, LLC FOR GLOBAL POSITIONING SATELLITE INFORMATION IN REFERENCE TO CELL PHONE NUMBERS FOR THE DATES STARTING MIDNIGHT OF OCTOBER 24, 2011 THROUGH 2300 HOURS ON OCTOBER 25, 2011.

## STATEMENT OF EXPERTISE

I, DETECTIVE ALEX ARNETT, HAVE BEEN A PEACE OFFICER IN THE STATE OF CALIFORNIA AND THE CITY OF OXNARD SINCE 1996. I AM CURRENTLY ASSIGNED TO THE OXNARD POLICE DEPARTMENT'S VIOLENT CRIMES UNIT (VCU) AS A GANG/GRAFFITI INVESTIGATOR AND HAVE BEEN SO ASSIGNED FOR OVER THREE YEARS.

## STATEMENT OF PROBABLE CAUSE

ON OCTOBER 25, 2011, I AUTHORED A SEARCH WARRANT FOR CELL PHONE ACCOUNTS BELONGING TO AUGUSTINE MEDINA $\square$ THE HONORABLE JUDGE JAMES CLONINGER REVIEWED AND SIGNED THE SEARCH WARRANT. THE SEARCH WARRANT WAS SERVED TO AT\&T (FORMERLY CINGULAR WIRELESS) VIA FAX TO

THEIR SUBPOENA PROCESSING CENTER. REFER TO THE ATTACHMENT (A) WHICH IS HERBY INCORPORATED IN REFERENCE.

ON OCTOBER 26, 2011, I REVIEWED THE SIGNED SEARCH WARRANT AND NOTICED THAT NEGLECTED TO REQUEST "EXTENSION ON THE RETURN OF THE SEARCH WARRANT". RESPECTFULLY REQUEST TO HAVE THIS SEARCH WARRANT SIGNED TO INCLUDE THE WORDAGE TO ALLOW FOR AN EXTENSION ON THE SEARCH WARRANT RETURN.

## REQUEST FOR AN EXTENSION ON THE RETURN OF THE SEARCH WARRANT

IT IS MY EXPERIENCE THAT CELLULAR COMPANIES, SUCH AS AT\&T (FORMERLY CINGULAR WIRELESS), CANNOT COMPILE AND TURN OVER TO LAW ENFORCEMENT THE MATERIAL REQUESTED IN THIS SEARCH WARRANT WITHIN THE TEN DAYS PROVIDED FOR A RETURN OF SEARCH WARRANT TO THE COURT. THEREFORE, IT IS REQUESTED THE TIME FOR RETURN TO THIS WARRANT BE EXTENDED TO NINETY DAYS FROM THE DATE THE ORDER IS SIGNED.

## SEALING ORDER

I ALSO RESPECTFULLY REQUEST THIS AFFIDAVIT BE SEALED WITH ATTACHMENT "A" WHICH ALREADY HAS A SEALING ORDER AUTHORIZED BY THE HONORABLE JUDGE CLONINGER.
[ALEX ARMET] - AFFIANT
 SUBSCRIBED AND SWORN TO ON THIS $\qquad$ DAY OF
 Apr wide $\mathrm{M}_{2}$, IN THE COUNTY OF VENTURA, STATE OF CALIFORNIA. NIGHT SEARCH REQUESTED: YES $\square$ NO $\boxtimes$



That Seauh powerel by wanas SEATCH


Suspect in gun battles with police has past convictions
By Adam Foaman
Fosted October 26. 2011 at 40.28 z m. updaned October 50 , 2011 at 733 pm
Diveuss Price A A A I il

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The 46-year-old man shot in Oxnard by lew enforcement officials this weck during the last of several gunbatties in which he allogedly engaged them had been convicted frve times in Ventura County. The most recent of those cases is 8 years old, court records show.

Ornard police this week declined to idenify the suspect or describe his condition. Relatives said he is Augustine Medina.


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Medina's sister, said police shot her brother three times - twice in the head and once in the arm. She said he was in critical but stable condition Wednesdry at Ventura County Medical Center and that he remained in a coma

Oxnard police said the suspect was shot during an exchange of gunfire with Oxnard officers and Vontura County Sheriffs Dopartment deputies Morday night on Victoria Avenue near Port Hueneme's Marina Vilage.

Authorities said the man exchanged fire with sheriffs deputies during a car chase on Highway 33 and Highway 101 and fred shots in the 200 block of Roderick Avenue in Oxnard. The chase began ater sheriffs deputies saw a car associated with a reported domestic viclence incident on Rodorick, police said,

Scme winesses sald they heard dozens of gunshots during the shooting on Victoris. No officers or doputies were injured in the incident.

Medina pleaded no contest to a misdemeanor domestic volance charge in 1997 and was convicted of felony domestic vielence in 1998, court records show.

He pleaded no contest to a misdemeanor charge of driving under the influence of alcohol in 1997 and pleaded guilty in 2001 to misdemeanoc charges retated to driving with a license suspended for a past DUl corviction, court records show.

In 2003, Medina pleaded guilly to giving false information to a police officer, a misdemeanor, court records show.

Medina's court record also lists a 2010 alegation of disobeying a domestic violence court order. He pleaded not guly and the case was dismissed, cout records show.

Medina's son $\square$ said his father is a construction worker who has five sons, a daughter and a slepdaughter.

One of Augustine Medina's sons. was shot to death in 2003 in a suspectod gang-retalod homicide, authorties said. The elder Augustive Medina's brother was shot doad by Oxnard police in 2006 when he jumped out of a vehicle and began fiving during a traffic stop: seriously injured two officers, one of whom returned fire and kelled him-

Read the story from yesterday:

Man in criticas condibion
ather ofllicer-ifivolved shooting that fottowed chase, punbatales
said her brother was distraught about his
son's killing, the death of his father a year ago and the
breakup of a relationship.
"Tm thinking that he was trying to commit sulcide," said

| mind " |
| :--- |

51, of Sacramento. "He wasn't in his right

Sevoral current and retired litw enforcement officers said Monday's incident was one of only a few they could temember in Ventura County in recent decades that included a major pursut and a suspect exchanging gunfire with suthoriles.

Among the other incidents officials recalled was a 1993 rampage in which gunman Filed three pecple and wounded four others at the Cxnard unemployment office, then fatally shot Oxnard police Detective James ORrien in a chase that followed. Police shot and killed whan he pulled into the parking lot of the Ventura office of the Employment Development Department.

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Offcer-involved shootings are emotionally taxing for police, officiais said.

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a privale investigator who retired from the Conard Polioo Department in 1095 after 23 years, was next to O'Brien when the officer was killed and among the officers who shol he said.
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Who also was friends with another victim of the 1993 rampage, said his training kicked in at the time and that the emotions came later.

Newcomb said he developed symptoms of poss-traumatic stress cisorder about 16 months after the shooting and that he still must take medication.

Newcomb said he also investigated a number of officer-involved shootings during his time as a police officer.
"Officers do go through a lot of emotional distress afterward, " he said, adding that departments now require officers to attend counseling after shootings.

All four Oxnard police officers and five sheriffs deputies involved in Monday's incidents were placed on paid administrative leave, standard procedure, offcials said. The officers' names are expected to be reloasod this week, said Oxnard police spokeswoman Mćnica Munfoz.

of Port Hueneme said he was returning from the gym Monday night when police pursuing the suspect flew past him three times in a matter of minutes.

The third time, he said, police were chasing a sodan and the sedar's driver had his head out the window as he looked behind him while speeding.

TVe never seen anyone oriving that fast' on surface streets $\square$ aid. 'Thonestly thought he was going to hit the cars at the intersection I was so terrified."

who livos near where the suspect was shot, expressed concerns about the amount of gunfire police unleashed in the residential area.

He sald he was on his balcony watching a helcopter drecly overhead when a car being chased passed underneath him. Ha said he heard what soundod like a smal-calioer weapon being fired, and be yeled to other neighbors out looking at the helicopter to get down. Secconds later, he heard lires screeching and what sounded the a lot of gunfire from weapons of a larger caliber, he said.
"A wholo bunch of bullots went zinging past my head," said $\square$ who served in the Navy in the 1970s and saw combat. Two bullets hit a tree near his aparment, he said.

One bystander had a minor injury from his vehicie's windshield glass when a was hit
 G母a日! investigation.

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## Beach

The officers involved in Monday's incident did a "tremendous" job of ensuring more people were not hurt, $\square$ said.

We were able to take the suspect info custody and keep him from injuring or kiling anyone else," she said.

After Medina was shot, two women related to him were handcuffed and taken away from the scene for allegediy interfering with police, officials said. They were not arrested.

- said the women are her sisters. She was upset about their troatmont, saying one suffered bruises and scrapes and that the other had abrasions and tingling in her hand from handcuffs.

She also said relatives were not allowed to see her critically injured brother until 3 a.m. Wedresday and then only got to see him briefly.

Mungz said Oxnard police wil investigate complaints from people who thinik they were not treated fairly by its staff, and police encourage those people to contact the department.


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## Suspect in gun battles with police has past convictions

Dr Adam Fonnan
Postes October 26. 2011 at 10.25 am
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Auhorbes take in a man ater boing led on a vetioce pursal from Highway 33 south is Holvosy 201 bufore hesding leto Ourand, whese the chase ended Mondxy night.

The 48-year-old man shot in Oxnard by law enforcement officials this weak during the last of soveral gun battes in which he allegedly engaged them had been convicted five times in Ventura County.

The most recent of those cases. however, is eight years old, court records show.

Orenard police this week refused to identity the suspect or describe his condition, but one of his sons
baid Tuesdary that he is Augustine Madina. The 18-year-old man said relatives were told Augustine Nedina was in a coma affer apparently being shot in the head.
(Read today's story: Man in critical condition affer officer-involved shooting that followed chase, gun barfles)

Oxnard police said an Oxnard man in his 40 s was shot during an exchange of gunfire with Oxnard officers and Ventura County Shorifs Department deputies on Victoria Avenue near Port Hueneme's Marina Village

Monday night. Authorities said the man exchanged fire with sheriffs deputies during a car chase on Highway 33 and Highway 101 and shot at authontios in the 200 block of Roderick Avenue in Oxnard. The chase began after sherilfs deputies spotted a car associated with a roported domestic violence incident on Roderick. police said.

Some witnesses said they heard dozens of gunshots during the shooting on Victoria.

No officars or deputies were injured in the incident. Two bystanders suffered minor inguries from flying glass, police said.

Medina pleaded no contest to a misdemeanor domestic violence charge in 1997, and was convicted in 1998 of felony domestic violence, court records show.

He pleaded no contest to a misdemeanor charge of driving under the influence of alcohol in 1997, and pleaded guity in 2001 to misdemeanor charges related to driving whth a license suspended for a prior DUI conviction, court records show.
than in criticat condition alter cillicerinvolved shooting that followed chase, gumbatiles


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In 2003, Medina pleaded guilty to giving false information to a police officer, a misdemaanor, court records show.

The only more recent case that shows up on Medina's court record is a 2010 allegation of disobeying a domestic violence court order. He pleadod not guilty, and the case was dismissed, court records show.
said his father is a construction worker
Who has frve sons, a daughter and a stepdaughter. The
grieving son describod his father as a good guy with a
big heart who taught his scos construction and
sometimes had his ups and downs.
said two of his other relatives were shot dead: His uncle and one of his brothers

25, was shot dead by Oxnard police in 2006. Authorities said he jumped out of a vahicle and began firing dufing a traffic stop, seriously injuring two officers, one of whom returned fire and kilied him. The Ventura County District Attorney's Office later ruled the officer was justifed in shooting Medina.
was one of two 19-year-olds killed by guntre Sept. 7. 2003, at a party in Oxnard. Authorities said the incisent was possibly gang related. It remains unsolved.



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Man in critical condition after officer-involved shooting that followed chase, gunbattles
By Adam Fownan
Posted October 25.2011 st 5.54 pm. updved Ociober 25, 2011 at 743 pm.
Descuss Port A A A B Ei


The 46-year-old man shot this week in what police called an exchange of gunfire with law enforcement officers after a chase was in crisical condifion Tuosday at a Santa Barbara-area hospital,

Oxnard police declined to identily him or discuss his condition Tuesday, but one of his sons confirmed be is Augustine Medina.
 said his family learned his father was in a coma after he apparently was shot in the head and his condsion was critical

A man in his 40 s was shot by Oxnard officers and Venturs County sheriffs deputies Mondry night during a


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gunbattle on Victoria Avenue near Port Hueneme's Marina Vilage. Onnard police said. Authorites said he exchanged fre with sheriffs deputies during a car chase on Highway 33 and Highway 101 and shot at authorities in the 200 block of Roderick Avenue in Oxnaed. The chase began after sheriffs deputies saw a car associated with a possible domestic violence incident in Oxnard.


No otficers or deputies were infured in the incident. Two bystanders had minor injuries.

Augustine Medina is the father of five sons, a daughter and a slepdaughter, said $\square$ 18. of El Rio.

T cry and I cry still looking at his pictures. He was a good guy, you know. Sometimes he had his ups and downs, but he had a heart, a real big heart," the son said.

Said he didn't want to comment on police statements but that no matter what happened Monday, he wants his father and the world to know that the father is loved by his family members, who hope he puls through.
"just want to see him one more time," the son said. "That would be my biggest wish."
Augustine Medina's shooting was the third time in eight years for his family to be rocked by violence. His younger brother,
one of his sons, 25, was shot and kiled in a 2006 shoot-out with Oxnard police. Authorities said the jumped out of a wehicle and began firing during a traffic stop, seriously injuring two officers, one of whom retumed fire and kllod $\quad$ The Ventura County District Attornoy's Office later found the officer was justified and acted in set-defense when he fatally shot the suspect.


The woman, who is in her 30s, was not seriousty infured or taken to a hospital, police said. Authorifies did not identify her
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About an hour iater, Ventura County sheriffs depulies spotted the suspecrs vehicle on Highwaty 33 north of Ventura. Shots reportedly were fired from the vehicle when deputies tried to stop it, and doputies returned fire, Mufloz said.

A gunman in the car allegedly fired again at deputies as they chased it on Highway 101 south near Seaward Avenue in Ventura, Authonties said the suspect returned to the apartment complex on Roderick Avenue, where he fired shots but officers did not fire back

The chase ended when the vehicle ran into a center divider while going north on Victoria Avenue just scuth of Hemlock Street in Oxnard. Augustine Medina was shot during a gunbattle with Oxnasd police and sheriff's deputies at that location, police said.

After he was shot, two women who are related to him were handcuffed and taken away from the scene for aliegedly interfering with officers, police said. Thoy were not arrested, and police did not release their names.

Two bystanders suffered minor injuries foom flying glass, police said. One was taken to a hospital.

Police said the suspect was taken first to a local hospital, then to a hospisl in the Santa Barbara area. Police said he had not been arrested but could lace charges of domestic violence, failure to yield and attempted murder.

Victoria Avenue betwoen Wooley Road and Chanriel islands Boulevard was closed due to the investigation into the incident. Police announced shortly before $4: 30$ p.m, Tuasday that the roadway had recpened.

Five sheriffs deputies and four Oxnard police were involved in the shooting incidents. Nunoz said. Police did not release the names of the officers involved but expect to do so this woek, she added.

Cting the continuing investigation, she declined to discuss details such as execily how the shoating eccurred, what kind of gun was allegedly used and how mary shots were fred.

Some people said they heard what sounded like dozens of shols at the scene of the final gunbattle.
"It was crazy last night, It was a war zone," saic who lives near where the suspect was shot.
"ti was a sea of bullets."
In addition to numerous gunshots, $\square$ sald he heard what sounded like bullats ricocheting.

Another neighbor said he and his wife were watching Dancing With the Stars" on Monday night when thoy heard at least a dozen gunshots. Not knowing where the bullets were coming from and concerned for wife's safety, he threw her to the ground to protect her and covered her with his body.
"I didn't want her to get hurt," he said _nd his wifc _ust moved to the area from Camarilio a week ago, he said, adding that trie Tickren made him


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## Calendar

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## $\begin{array}{lll}26 & 27 & 28\end{array}$

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wonder whether they made the right decision. He said he stll thinks ifs OK, however, because he's friendly with his neighbors and it's a nice area that's near the beach.

The Oxnard Police Department is leading the investigation, Sheriffs officials and Port Hueneme police are assisting.

Nearly two dozen police cars remained at the scene of the final shcoting Tuesday afternoon while authorities continued to gather evidence.

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## OXNARD POLICE DEPARTMENT

STATE OF CALIFORNIA COUNTY OF VENTURA




[^0]:    heard on his police scanner that the suspect vehicle had crashed and was stopped a couple of blocks away from him. was half way in his car when he heard approximately 30 gunshots firing at once. waited a couple of minutes and got back in his car and drove down a couple of side streets. found an area adjacent to Victoria Avenue with an opening in a fence to where he could see the suspect vehicle stopped (Victoria Avenue south of Hemlock Road). $\quad$ heard police officers giving orders to the driver on their PA system. $\square$ started filming the incident using his i-Phone and captured two females approach the suspect vehicle. The police then converged on the vehicle and arrested the females.

[^1]:    Please contact Sergeant Billy Hester at 805-797-6449 or Detective Dave Brantley at 805-797-6403 or Det. Jeff Kays at 805-207-7457 from the Oxnard Police Department to report any significant events or problems.

[^2]:    OBSERVED THE DRIVER ATTEMPT TO GET OUT OF THE VEHICLE AND SAW OXNARD POLICE DEPARTMENT AND PORT HUENEME POLICE DEPARTMENT OFFICERS OPEN FIRE ON THE DRIVER. I ASKED IF HE SPECIFICALLY SAW THAT THEY WERE OXNARD POLICE DEPARTMENT AND PORT HUENEME POLICE DEPARTMENT OFFICERS SAID HE ASSUMED THEY WERE BECAUSE HE SAW OXNARD POLICE DEPARTMENT AND PORT HUENEME POLICE DEPARTMENT PATROL UNITS IN THE PURSUIT. SAID THE OFFICERS FIRED SHOTS AT THE DRIVER. I ASKED IF HE OBSERVED THE DRIVER SHOOT, AND HE SAID NO. I ASKED IF IT LOOKED LIKE THE DRIVER HAD ANYTHING IN HIS HAND. SAID HE COULD NOT SEE.

[^3]:    K)Homicidel201111120618 OISU1120618\#002.doc

[^4]:    $\square$ HE HAD A PASSENGER WHO WAS IDENTIFIED AS

    SAID THAT HE ONLY HEARD THE GUNSHOTS, AND HE OBSERVED THE POSSIBLE VICTIM BEING ESCORTED BY OFFICERS TO THE SIDE OF THE ROAD. $\square$ STATED THAT SHE HAD NO ADDITIONAL

[^5]:    K:IHomicidel201111120618 OISI1120618\#025.doc

[^6]:    K.Homicidel201111 120618 OISI1120618a049.doc

[^7]:    

