1 ☐ NO SUSPECT INFO
☐ NO PROSECUTION DESIRED
☐ INSURANCE REPORT
☐ COURTESY REPORT
☐ DOMESTIC VIOLENCE
☐ BIAS MOTIVATED
☐ GANG RELATED
☐ CONFIDENTIAL SEX CRIME

TUSTIN POLICE DEPARTMENT
300 CENTENNIAL WAY
TUSTIN, CA 92780

CRIME/INCIDENT REPORT
TPD #100 (REV 07/10)

2 A☐ ACTIVE S☐ SUSPENDED R☐ RECORDS K☐ COURTESY

4 CR# 14-778

3 ☒ FEL. ☐ MISD.

5 REFER OTHER REPORTS 14-788

CRIME

6 CODE SECTION	7 CRIME/INCIDENT TYPE	8 PRIMARY-COUNTS	9 SECONDARY-COUNTS	10 OTHER-COUNTS	11 OTHER-COUNTS
PC 245(c)	ASSAULT WITH A DEADLY WEAPON ON PEACE OFFICER	040102			

12 SPECIFIC LOCATION OF CRIME	13 OCCURRED ON OR BETWEEN	14 DATE	15 DAY	16 TIME
1112 NISSON RD #7		2/10/14	MONDAY	1135

17 FIRM NAME (at location)	18 DATE RPT'D	19 TIME RPT'D	20 AND	21 DATE	22 DAY	23 TIME
CASA CORTEZ	2/10/14	1135		2/10/14	MONDAY	1139

VICTIM

24 NAME (LAST, FIRST, MIDDLE)	25 OCCUPATION	26 D.O.B.	27 SEX	28 RACE
NGUYEN, DAVID	POLICE OFFICER	1/12/87	☒ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☒ 9 VIET ☐ 10 OTH

29 RESIDENCE ADDRESS	30 CITY	STATE	ZIP CODE	31 RES. PHONE	32 HT:
				( )	

33 BUSINESS NAME & ADDRESS	34 CITY	STATE	ZIP CODE	35 BUS. PHONE	36 WT:
TUSTIN POLICE 300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200	

37 E-MAIL	38 CELL PHONE
	( )

VICTIM(S) / WITNESS / RP / SUBJECTS

39 CODE	40 NAME (LAST, FIRST, MIDDLE)	41 OCCUPATION	42 D.O.B.	43 SEX	44 RACE
V	STROUD, BRIAN	POLICE OFFICER	10/6/81	☒ 1 M ☐ 1 F	☒ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

45 RESIDENCE ADDRESS	46 CITY	STATE	ZIP CODE	47 RES. PHONE	48 HT:
				( )	

49 BUSINESS NAME & ADDRESS	50 CITY	STATE	ZIP CODE	51 BUS. PHONE	52 WT:
#33	#34			( ) #35	

53 E-MAIL	54 CELL PHONE
	( )

55 CODE	56 NAME (LAST, FIRST, MIDDLE)	57 OCCUPATION	58 D.O.B.	59 SEX	60 RACE
V	WRIGHT, SCOTT	POLICE OFFICER	10/2/75	☒ 1 M ☐ 1 F	☒ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

61 RESIDENCE ADDRESS	62 CITY	STATE	ZIP CODE	63 RES. PHONE	64 HT:
				( )	

65 BUSINESS NAME & ADDRESS	66 CITY	STATE	ZIP CODE	67 BUS. PHONE	68 WT:
#33	#34			( ) #35	

69 E-MAIL	70 CELL PHONE
	( )

71 CODE	72 NAME (LAST, FIRST, MIDDLE)	73 OCCUPATION	74 D.O.B.	75 SEX	76 RACE
V	JANKOWSKI, MICHELLE	POLICE OFFICER	11/5/85	☐ 1 M ☒ 1 F	☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

77 RESIDENCE ADDRESS	78 CITY	STATE	ZIP CODE	79 RES. PHONE	80 HT:
				( )	

81 BUSINESS NAME & ADDRESS	82 CITY	STATE	ZIP CODE	83 BUS. PHONE	84 WT:
#33	#34			( ) #35	

85 E-MAIL	86 CELL PHONE
	( )

VIC VEH

87 LICENSE #	88 STATE	89 YEAR	90 MAKE	91 MODEL	92 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

93 COLOR/COLOR	94 OTHER CHARACTERISTICS	95 DISPOSITION OF VEHICLE

MAVS

MAVS	BOOK MARKED AS EVIDENCE	RETENTION PERIOD
☒ YES ☐ NO	☒ YES ☐ NO	☐ 5 YEARS ☒ PERMANENT

Q01 FACTORS

96
- ☒ 1 THERE IS A WITNESS TO THE CRIME
- ☐ 2 A SUSPECT WAS ARRESTED
- ☒ 3 A SUSPECT WAS NAMED
- ☐ 4 A SUSPECT CAN BE LOCATED
- ☐ 5 A SUSPECT CAN BE DESCRIBED
- ☐ 6 A SUSPECT CAN BE IDENTIFIED
- ☐ 7 A SUSPECT VEHICLE CAN BE IDENTIFIED
- ☐ 8 THERE IS IDENTIFIABLE STOLEN PROPERTY
- ☐ 9 THERE IS A SIGNIFICANT M.O.
- ☐ 10 SIGNIFICANT PHYSICAL EVIDENCE IS PRESENT
- ☐ 11 THERE IS A MAJOR INJURY/SEX CRIME INVOLVED
- ☐ 12 THERE IS A GOOD POSSIBILITY OF A SOLUTION
- ☒ 13 FURTHER INVESTIGATION NEEDED
- ☐ 14 CRIME IS GANG RELATED
- ☐ 15 HATE CRIME RELATED
- ☐ 16 REPRODUCTIVE HEALTH CRIME

Q02 EVIDENCE

97
- ☐ 1 FINGERPRINTS
- ☐ 2 TOOLS
- ☐ 3 TOOL MARKINGS
- ☐ 4 GLASS
- ☐ 5 PAINT
- ☐ 6 BULLET CASING
- ☐ 7 BULLET
- ☐ 8 RAPE KIT
- ☐ 9 SEMEN
- ☐ 10 BLOOD
- ☐ 11 URINE
- ☐ 12 HAIR
- ☐ 13 FIREARMS
- ☐ 14 PHOTOGRAPHS
- ☐ 15 OTHER (DESCRIBE)

98 TOTAL LOSS / DOLLAR AMOUNT —

DOMESTIC VIOLENCE

99
1. ORDER SERVED AT SCENE BY :
P# _____
2. ENTRY MADE BY: P# 1
3. NAME OF PERSON SERVED: N/A
4. RESPONDENT SIGNATURE: ✓

CSI

100 CSI PERFORMED BY:
NAME & P# OCSD CSI
NOTES: OC CRIME LAB 14-41793

101 SUPERVISOR AT SCENE: (RANK, NAME & ID NO.)	102 MARSY'S LAW NOTIFICATION	103 UNIT NUMBER
SGT. HARPER	☒ YES	820

104 REPORTING OFFICER / ID NO.	105 DATE	106 APPROVED BY / ID NO.	107 DATE
GLEASON #1223	2/10/14		02/11/14

CR#	PAGE
14-778	2

PREMISES 7

BUSINESS Q03

- ☐ 1 BANK/SAV LOAN FINANCE/CREDIT UN
- ☐ 2 BAR
- ☐ 3 CLEANERS/LAUNDRY
- ☐ 4 CONSTRUCTION SITE
- ☐ 5 THEATER
- ☐ 6 FAST FOODS
- ☐ 7 GAS STATION
- ☐ 8 HOTEL/MOTEL
- ☐ 9 DEPT./DISCOUNT STORE
- ☐ 10 GUN/SPORT GOODS
- ☐ 11 JEWELRY STORE
- ☐ 12 LIQUOR STORE
- ☐ 13 PHOTO STAND
- ☐ 14 CONVENIENCE STORE
- ☐ 15 RESTAURANT
- ☐ 16 SUPERMARKET
- ☐ 17 TV/RADIO
- ☐ 18 AUTO PARTS
- ☐ 19 BICYCLE SALES
- ☐ 20 CAR/MOTORCYCLE SALES
- ☐ 21 CLOTHING STORE
- ☐ 22 HARDWARE
- ☐ 23 MEDICAL
- ☐ 24 OFFICE BUILDING
- ☐ 25 SHOE STORE
- ☐ 26 WAREHOUSE
- ☐ 27 OTHER_____

RESIDENCE

- ☒ 28 APARTMENT Q03
- ☐ 29 CONDOMINIUM
- ☐ 30 DUPLEX/FOURPLEX
- ☐ 31 GARAGE ATTACHED
- ☐ 32 GARAGE DETACHED
- ☐ 33 HOUSE
- ☐ 34 MOBILE HOME
- ☐ 35 OTHER_____

PUBLIC

- ☐ 36 CHURCH Q03
- ☐ 37 HOSPITAL
- ☐ 38 PARK/PLAYGROUND
- ☐ 39 PARKING LOT
- ☐ 40 PUBLIC BUILDING
- ☐ 41 SCHOOL
- ☐ 42 SHOPPING MALL
- ☐ 43 STREET/HWY/ALLEY
- ☐ 44 OTHER_____

VEHICLE

- ☐ 45 CAMPER Q03
- ☐ 46 MOTOR HOME
- ☐ 47 PASSENGER CAR
- ☐ 48 PICK-UP
- ☐ 49 TRAILER
- ☐ 50 TRUCK
- ☐ 51 VAN
- ☐ 52 OTHER_____

POINT OF ENTRY 8

Q04

- ☐ 1 FRONT
- ☐ 2 REAR
- ☐ 3 SIDE
- ☐ 4 DOOR
- ☐ 5 WINDOW
- ☐ 6 SLIDING GLASS DOOR
- ☐ 7 BASEMENT
- ☐ 8 ROOF
- ☐ 9 FLOOR
- ☐ 10 WALL
- ☐ 11 DUCT/VENT
- ☐ 12 GARAGE
- ☐ 13 ADJ. BUILDING
- ☐ 14 GROUND LEVEL
- ☐ 15 UPPER LEVEL
- ☐ 16 UNKNOWN
- ☐ 17 OTHER_____

METHOD OF ENTRY 9

Q05

- ☐ 1 NO FORCE USED
- ☐ 2 WINDOW SMASHED
- ☐ 3 ATTEMPT ONLY
- ☐ 4 BODILY FORCE
- ☐ 5 BOLT CUT / PLIERS
- ☐ 6 CHANNEL LOCK/PIPE WRENCH/VICE GRIPS
- ☐ 7 SAW/DRILL/BURN
- ☐ 8 SCREWDRIVER
- ☐ 9 TIRE IRON
- ☐ 10 UNK PRY BAR
- ☐ 11 COAT HANGER WIRE
- ☐ 12 KEY SLIP SHIM
- ☐ 13 PUNCH
- ☐ 14 REMOVE LOUVERS
- ☐ 15 BRICK/ROCK
- ☐ 16 HID IN BUILDING
- ☐ 17 WALKED IN
- ☐ 18 UNKNOWN
- ☐ 19 OTHER_____

VEHICLE ENTRY 10

Q06

- ☐ 1 DOOR/LOCK FORCED
- ☐ 2 TRUNK FORCED
- ☐ 3 WINDOW BROKEN_____
- ☐ 4 WINDOW FORCED_____
- ☐ 5 WINDOW OPEN_____
- ☐ 6 UNLOCKED
- ☐ 7 UNKNOWN
- ☐ 8 OTHER_____

PROPERTY/ATTACKED 11

Q07

- ☐ 1 CASH NOTES
- ☐ 2 CLOTHES/FUR
- ☐ 3 CONSUMABLE GOODS
- ☐ 4 FIREARMS
- ☐ 5 HOUSEHOLD GOODS
- ☐ 6 JEWELRY METALS
- ☐ 7 LIVESTOCK
- ☐ 8 OFFICE EQUIPMENT
- ☐ 9 TV/RADIO/CAMERA
- ☐ 10 MISCELLANEOUS
- ☐ 11 UNKNOWN
- ☐ 12 OTHER_____

SEX CRIMES ONLY 12

Q08

- ☐ 1 SUSPECT CLIMAXED
- ☐ 2 UNKNOWN IF CLIMAXED
- ☐ 3 VICTIM BOUND/TIED
- ☐ 4 VICTIM INJURED
- ☐ 5 COVERED VICTIM FACE
- ☐ 6 PHOTOGRAPHED VICTIM
- ☐ 7 VIC ORALLY COPULATED SUSP
- ☐ 8 SUSP ORALLY COPULATED VIC
- ☐ 9 RAPE BY INSTRUMENT (FOREIGN OBJECTS)
- ☐ 10 SODOMY
- ☐ 11 SUGGESTED VIC COMMIT LEWD PERVERTED ACT
- ☐ 12 INSERTED FINGER INTO VAGINA
- ☐ 13 FORCED VIC TO FONDLE SUSP
- ☐ 14 SUSP FONDLED VICTIM
- ☐ 15 MASTURBATED SELF
- ☐ 16 OTHER_____

BURGLARY ONLY 13

IS MEMBER OF NEIGH WATCH? Q09

01 ☐ YES 02 ☐ NO

IS MEMBER OF OPERATION IDENT?

03 ☐ YES 04 ☐ NO

INTERESTED IN NEIGH WATCH?

05 ☐ YES 06 ☐ NO

HAD HOME BUSINESS INSPECTION?

07 ☐ YES 08 ☐ NO

WHEN?_____

TRADEMARKS

SUSPECT(S) ACTIONS 14

Q10

- ☐ 1 DEMANDED MONEY
- ☐ 2 INFLICTED INJURIES
- ☐ 3 SELECTIVE IN LOOT
- ☐ 4 STRUCK VICTIM
- ☐ 5 ALARM DISABLED
- ☐ 6 ARSON
- ☐ 7 ATE/DRANK ON PREMISES
- ☐ 8 BLINDFOLDED VICTIM BOUND/GAGGED
- ☐ 9 CAT BURGLAR
- ☐ 10 DEFECATED/URINATED
- ☐ 11 DISROBED VICTIM FULLY
- ☐ 12 DISROBED VICTIM PARTIALLY
- ☐ 13 FIRED WEAPON
- ☐ 14 FORCED VIC TO MOVE
- ☐ 15 FORCED VIC INTO VEHICLE
- ☐ 16 HAD BEEN DRINKING
- ☐ 17 INDICATION MULTI SUSPECTS
- ☐ 18 KNEW LOC. OF HIDDEN ITEMS
- ☐ 19 MADE THREATS
- ☐ 20 PLACED PROPERTY IN SACK/POCKET
- ☐ 21 PREPARED EXIT
- ☐ 22 RANSACKED
- ☐ 23 RIPPED/CUT CLOTHING
- ☐ 24 SHUT OFF POWER
- ☐ 25 SMOKED ON PREMISES
- ☐ 26 SEARCHED VICTIM
- ☒ 27 SUSPECT ARMED
- ☐ 28 THREATENED RETALIATION
- ☐ 29 TOOK ONLY CONSUMABLES
- ☐ 30 TOOK VICTIM/S VEHICLE
- ☐ 31 TORTURED
- ☐ 32 UNDER INFLUENCE DRUGS
- ☐ 33 USED DEMAND NOTE
- ☐ 34 USED LOOKOUT
- ☐ 35 USED DRIVER
- ☐ 36 USED MATCH/CANDLE
- ☐ 37 USED VICTIM'S NAME
- ☐ 38 USED VICTIM'S SUITCASE/PILLOWCASE
- ☐ 39 USED VICTIM'S TOOLS
- ☐ 40 VEH NEEDED TO REMOVE PROPERTY
- ☐ 41 CUT/DISCONNECTED PHONE
- ☐ 42 CASED LOCATION BEFORE CRIME
- ☐ 43 FOLLOWED/STALKED VICTIM
- ☐ 44 OTHER_____

SUSP . PRET. TO BE 15

Q11

- ☐ 1 CONDUCTING SURVEY
- ☐ 2 CUST./CLIENT
- ☐ 3 DELIVERY PERSON
- ☐ 4 DISABLED MOTORIST
- ☐ 5 DRUNK
- ☐ 6 EMPLOYEE/EMPLOYER
- ☐ 7 FRIEND/RELATIVE
- ☐ 8 ILL/INJURED
- ☐ 9 NEED PHONE
- ☐ 10 POLICE/LAW
- ☐ 11 RENTER
- ☐ 12 REPAIRMAN
- ☐ 13 SALE OF ILLICIT GOODS
- ☐ 14 SALES PERSON
- ☐ 15 SEEK ASSISTANCE
- ☐ 16 SEEK DIRECTIONS
- ☐ 17 SEEKING SOMEONE
- ☐ 18 SOLICIT FUNDS
- ☐ 19 OTHER_____

PHYSICAL SECURITY 16

Q12

- ☐ 1 AUDIBLE ALARM
- ☐ 2 SILENT ALARM
- ☐ 3 PRIVATE SECURITY PATROL
- ☐ 4 DOG
- ☐ 5 STANDARD LOCKS
- ☐ 6 AUXILIARY LOCKS (DEADBOLT, WINDOWS, ETC)
- ☐ 7 WINDOW BARS/GRILLS
- ☐ 8 OUTSIDE LIGHTING ON
- ☐ 9 INSIDE LIGHTING ON
- ☐ 10 GARAGE DOOR LOCKED
- ☐ 11 OBSCURED INTERIOR VIEW (COMMERCIAL/BUSINESS)
- ☐ 12 SECURITY SIGNING (N.W. ALARM ETC.)
- ☐ 13 UNKNOWN
- ☐ 14 OTHER_____

VICTIM PROFILE - DOMESTIC VIOLENCE ONLY

PHYSICAL CONDITION 17

Q13

- ☐ 1 UNDER INFL. ALCOHOL/ DRUGS
- ☐ 2 SICK/INJURED
- ☐ 3 SENIOR CITIZEN
- ☐ 4 BLIND
- ☐ 5 HANDICAPPED
- ☐ 6 DEAF
- ☐ 7 MUTE
- ☐ 8 MENTALLY/EMOTIONALLY IMPAIRED
- ☐ 9 OTHER_____

RELATIONSHIP TO SUSPECT 18

Q14

- ☐ 1 HUSBAND
- ☐ 2 WIFE
- ☐ 3 MOTHER
- ☐ 4 FATHER
- ☐ 5 DAUGHTER
- ☐ 6 SON
- ☐ 7 BROTHER
- ☐ 8 SISTER
- ☐ 9 OTHER FAMILY
- ☐ 10 ACQUAINTANCE
- ☐ 11 FRIEND
- ☐ 12 BOYFRIEND
- ☐ 13 GIRLFRIEND
- ☐ 14 NEIGHBOR
- ☐ 15 BUSINESS ASSOCIATE
- ☐ 16 STRANGER
- ☐ 17 UNKNOWN

MARITAL STATUS 19

Q15

- ☐ 1 SINGLE
- ☐ 2 MARRIED
- ☐ 3 DIVORCED
- ☐ 4 SEPARATED
- ☐ 5 ANNULLED
- ☐ 6 COMMON LAW
- ☐ 7 WIDOW(ER)
- ☐ 8 UNKNOWN
- ☐ 9 OTHER_____

1 ☐ GANG RELATED
☐ ADULT ARREST
☒ SUSPECT ONLY
☐ JUVENILE ARREST
☐ SUPPLEMENT TO ORG RPT

TUSTIN POLICE DEPARTMENT
300 CENTENNIAL WAY
TUSTIN, CA 92780

SUSPECT/ARRESTEE REPORT

2 A ☐ ACTIVE S ☐ SUSPENDED R ☐ RECORDS K ☐ COURTESY
4 CR# 14-778
5 REFER OTHER RPT#
3 ☒ FEL. ☐ MISD.
6 PAGE 3

CRIME

7 CODE SECTION	8 CRIME / INCIDENT TYPE	9 PRIMARY- COUNTS	10 SECONDARY- COUNTS	11 OTHER-COUNTS	12 OTHER-COUNTS
PC 245(c)	ASSAULT W/ DEADLY WEAPON ON PEACE OFFICER				

13 LOCATION OF CRIME/ARREST	14 DATE OF CRIME / ARREST	15 TIME OF CRIME / ARREST
1412 NISSON RD #7	2/10/14	1135

VEHICLE

16 LICENSE #	17 STATE	18 VEH YR	19 MAKE	20 MODEL	21 BODY STYLE 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

22 COLOR/COLOR	23 OTHER CHARACTERISTICS (i.e. T/C Damage, Unique Marks or Paint, etc.)	24 DISPOSITION OF VEH
	N/A	

25 REGISTERED OWNER

SUSPECT / JUVENILE

26 NAME (LAST, FIRST, MIDDLE)	CII NUMBER	27 SEX	29 RACE
VILLA, ROBERT MIGUEL	26419272	☒ 1 M ☐ 1 F	☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

30 AKA	31 POB	32 HGT	33 WGT	34 BUILD
	UNK.	5'11	215	☐ 1 THIN ☒ 2 MED ☐ 0 UNK ☐ 3 HEAVY ☐ 4 MUSCLR

35 HAIR	36 EYES	37 DL #	38 STATE
☐ 0 UNK ☒ 1 BRO ☐ 2 BLK ☐ 3 BLN ☐ 4 RED ☐ 5 GRAY ☐ 6 S/P ☐ 7 WHI ☐ 8 OTH	☐ 0 UNK ☒ 1 BRO ☐ 2 BLK ☐ 3 BLU ☐ 4 GRN ☐ 5 HAZEL ☐ 6 GRAY ☐ 7 OTH	[redacted]	CA

39 RESIDENCE ADDRESS	40 ZIP CODE	41 RES. PHONE	42 CELL PHONE
[redacted]	[redacted]	( ) -	[redacted]

43 BUSINESS OR SCHOOL NAME AND ADDRESS	44 ZIP CODE	45 GRADE	46 BUS. PHONE
—			( ) -

47 SSN #	48 OCCUPATION(S)	49 STATUS	50 BOOKING #
[redacted]	UNK.	☐ 1 DRIVER ☒ 3 PED ☐ 2 PASS	

51 CLOTHING	52 GANG AFFILIATION	
GRY T-SHIRT / GRY SWEATPANTS	HOW KNOWN PRIOR GANG ARREST	☒ 1 KNOWN ☐ 2 SUSPECTED

53 AMOUNT OF HAIR Q21
☒ 01 FULL HEAD OF HAIR
☐ 02 THINNING
☐ 03 RECEDING
☐ 04 BALD
☐ 05 UNKNOWN
☐ 06 OTHER_____

54 HAIR LENGTH Q22
☐ 01 VERY SHORT
☒ 02 SHORT
☐ 03 REGULAR
☐ 04 OVER COLLAR
☐ 05 OVER SHOULDERS
☐ 06 LONG
☐ 07 UNKNOWN
☐ 08 OTHER_____

55 HAIR CONDITION Q23
☒ 01 CLEAN
☐ 02 DIRTY
☐ 03 GREASY
☐ 04 MATTED
☐ 05 ODOR
☐ 06 OTHER

56 HAIR STYLE Q24
☒ 01 REGULAR
☐ 02 PART RIGHT
☐ 03 PART LEFT
☐ 04 PART CENTER
☐ 05 STRAIGHT BACK
☐ 06 COMBED FORWARD
☐ 07 BUZZ JOB
☐ 08 FLAT TOP
☐ 09 STRAIGHT
☐ 10 CURLY OR PERMED
☐ 11 WAVY
☐ 12 AFRO CLOSE
☐ 13 AFRO FULL (1 INCH)
☐ 14 PROCESSED (BLK ONLY)
☐ 15 IN CORN ROWS
☐ 16 WITH PONY TAIL
☐ 17 WITH TAIL
☐ 18 IN BRAIDS
☐ 19 NEW WAVE
☐ 20 PUNK
☐ 21 UNKNOWN
☐ 22 OTHER_____
☐ 23 SHAVED
☐ 24 FADE
☐ 25 MULLET

57 FACIAL HAIR Q25
☒ 01 CLEAN SHAVEN
☐ 02 MUSTACHE-THIN
☐ 03 MUSTACHE-THICK
☐ 04 UNSHAVEN
☐ 05 FEW DAYS GROWTH
☐ 06 SHORT BEARD
☐ 07 LONG BEARD
☐ 08 UNKEMPT BEARD
☐ 09 SIDEBURNS
☐ 10 FUMANCHU
☐ 11 GOATEE
☐ 12 UNKNOWN
☐ 13 OTHER
☐ 14 VAN DYKE

58 R/L HANDED Q26
☐ 01 RIGHT HANDED
☐ 02 LEFT HANDED
☒ 03 UNKNOWN

59 MIRANDA ADVISEMENT
☐ YES ☒ NO
DATE/TIME:_____

60 COMPLEXION Q27
☐ 01 LIGHT / FAIR
☒ 02 MEDIUM
☐ 03 DARK
☐ 04 TAN
☐ 05 SUNBURNED
☐ 06 FRECKLED
☐ 07 OLIVE
☐ 08 RUDDY
☐ 09 ACNE/POCKED
☐ 10 WEATHERED
☐ 11 WRINKLED
☐ 12 ALBINO
☐ 13 UNKNOWN
☐ 14 OTHER_____

61 GLASSES Q28
☐ 01 YES BUT NO DESCR.
☐ 02 PRESCRIPTION
☐ 03 SUN GLASSES
☐ 04 PLASTIC FRAME - COLOR _____
☐ 05 WIRE FRAME
☐ 06 CONTACTS
☒ 07 NONE
☐ 08 UNKNOWN
☐ 09 OTHER_____

62 DISPOSITION: ADULT ARRESTEE				63 ☐ MISD. ARR / CITE / RELEASE
☐ 849b1	☐ DETOX	☐ RELSD O.R.	☐ BOOKED OCJ	CITATION # _____
	☐ BOOKED OTHER_____			

64 TRANSPORTED BY:	65 DATE/TIME	66	67
OCFA	2/10/14 @ 1150 APPROX	☐ FINGERPRINTED	☐ PHOTOGRAPHED

68 REPORTING OFFICER / ID NO.	69 DATE	70 APPROVED BY / ID NO.	71 DATE
GLEASON #1223	2/10/14		

72 CR #: 14-778

73 SPEECH Q29
- ☐ 01 NORMAL
- ☐ 02 LISP
- ☐ 03 SLURRED
- ☐ 04 STUTTER
- ☐ 05 DEEP
- ☐ 06 HIGH PITCHED
- ☐ 07 SOFT
- ☒ 08 UNKNOWN OR NOT HEARD
- ☐ 09 OTHER_____

75 TEETH Q31
- ☐ 01 BRACES
- ☐ 02 BUCKED
- ☐ 03 CHIPPED
- ☐ 04 MISSING
- ☐ 05 CROOKED
- ☐ 06 GOLD / SILVER CAPPED
- ☐ 07 STAINED
- ☐ 08 NORMAL TEETH
- ☒ 09 UNKNOWN
- ☐ 10 OTHER_____

77 UNIQUE CLOTHING Q33
- ☐ 01 BEACH CLOTHES
- ☐ 02 TRANSIENT
- ☐ 03 CONSTRUCTION
- ☐ 04 GANG STYLE
- ☐ 05 PUNK
- ☐ 06 MILITARY
- ☐ 07 OTHER UNIFORM
- ☐ 08 WELL DRESSED
- ☒ 09 NORMAL DAY CLOTHES
- ☐ 10 HAT
- ☐ 11 SKI MASK
- ☐ 12 STOCKING MASK
- ☐ 13 UNKNOWN
- ☐ 14 OTHER_____

78 WEAPON TYPE Q34
- ☐ 01 HANDS
- ☐ 02 FEET
- ☐ 03 CLUB
- ☐ 04 MARTIAL ARTS
- ☐ 05 BASEBALL BAT
- ☐ 06 NUNCHUKU
- ☐ 07 OTHER STRIKING OBJECT
- ☒ 08 KNIFE
- ☐ 09 BOTTLE
- ☐ 10 SIMULATED FIREARM
- ☐ 11 TOY GUN
- ☐ 12 HANDGUN
- ☐ 13 RIFLE / SHOTGUN
- ☐ 14 NONE
- ☐ 15 UNKNOWN
- ☐ 16 OTHER_____

74 ACCENT Q30
- ☐ 01 US NORMAL
- ☐ 02 US SOUTHERN
- ☐ 03 US EAST COAST
- ☐ 04 BLACK SLANG
- ☐ 05 SPANISH
- ☐ 06 ASIAN
- ☐ 07 EUROPEAN
- ☐ 08 MIDDLE EAST
- ☐ 09 JAMAICAN
- ☒ 10 UNKNOWN OR NOT HEARD
- ☐ 11 OTHER_____

76 SCARS, MARKS, OR TATTOOS Q32
- ☐ 01 FACE_____
- ☐ 02 TEETH_____
- ☐ 03 NECK_____
- ☐ 04 RIGHT ARM_____
- ☐ 05 LEFT ARM_____
- ☐ 06 RIGHT HAND_____
- ☐ 07 LEFT HAND_____
- ☐ 08 RIGHT LEG_____
- ☐ 09 LEFT LEG_____
- ☐ 10 RIGHT SHOULDER_____
- ☐ 11 LEFT SHOULDER_____
- ☐ 12 FRONT TORSO_____
- ☐ 13 BACK TORSO_____
- ☐ 14 MISSING FINGERS_____
- ☐ 15 MISSING LIMBS_____
- ☒ 16 UNKNOWN_____
- ☐ 17 OTHER_____

79 FIREARM DETAIL Q35
- ☐ 01 BLUE STEEL
- ☐ 02 CHROME / NICKEL
- ☐ 03 REVOLVER
- ☐ 04 AUTOMATIC
- ☐ 05 DERRINGER
- ☐ 06 PUMP
- ☐ 07 BOLT ACTION
- ☐ 08 DOUBLE BARREL
- ☐ 09 OVER-UNDER
- ☐ 10 DISGUISED FIREARM
- ☐ 11 SAWED OFF
- ☐ 12 ALTERED STOCK
- ☒ 13 NONE
- ☐ 14 UNKNOWN
- ☐ 15 OTHER_____

- JUVENILES ONLY -

80 FATHER (LAST, FIRST, MIDDLE)	81 OCCUPATION	82 D.O.B.	83 NOTIFIED ☐YES ☐NO	84 DATE	85 TIME
86 RESIDENCE ADDRESS	87 CITY	88 ZIP CODE	89 RES. PHONE ( )	90 CELL PHONE ( )	
91 BUSINESS ADDRESS	92 CITY	93 ZIP CODE	94 BUS. PHONE ( )		
95 MOTHER (LAST, FIRST, MIDDLE)	96 OCCUPATION	97 D.O.B.	98 NOTIFIED ☐YES ☐NO	99 DATE	100 TIME
101 RESIDENCE ADDRESS	102 CITY	103 ZIP CODE	104 RES. PHONE ( )	105 CELL PHONE ( )	
106 BUSINESS ADDRESS	107 CITY	108 ZIP CODE	109 BUS. PHONE ( )		
110 STEP FATHER (LAST, FIRST, MIDDLE)	111 OCCUPATION N/A	112 D.O.B.	113 NOTIFIED ☐YES ☐NO	114 DATE	115 TIME
116 RESIDENCE ADDRESS	117 CITY	118 ZIP CODE	119 RES. PHONE ( )	120 CELL. PHONE ( )	
121 BUSINESS ADDRESS	122 CITY	123 ZIP CODE	124 BUS. PHONE ( )		
125 STEP MOTHER (LAST, FIRST, MIDDLE)	126 OCCUPATION	127 D.O.B.	128 NOTIFIED ☐YES ☐NO	129 DATE	130 TIME
131 RESIDENCE ADDRESS	132 CITY	133 ZIP CODE	134 RES. PHONE ( )	135 CELL PHONE ( )	
136 BUSINESS ADDRESS	137 CITY	138 ZIP CODE	139 BUS. PHONE ( )		
140 LEGAL GUARDIAN (LAST, FIRST, MIDDLE)	141 OCCUPATION	142 D.O.B.	143 NOTIFIED ☐YES ☐NO	144 DATE	145 TIME
146 RESIDENCE ADDRESS	147 CITY	148 ZIP CODE	149 RES. PHONE ( )	150 CELL PHONE ( )	
151 BUSINESS ADDRESS	152 CITY	153 ZIP CODE	154 BUS. PHONE ( )		

155 DISPOSITION: JUVENILE (MUST BE COMPLETED)

☐ RELEASED TO PARENT ☐ DETAINED JUVENILE HALL-PARENT NOTIFIED ☐ YES ☐ NO

☐ YOUTH SHELTER HOME ☐ UNABLE TO LOCATE PARENT ☐ PARENT REFUSED CUSTODY

156 FOLLOW UP: (MUST BE COMPLETED) ☐ NO FOLLOW UP REQUIRED ☒ FOLLOW UP REQUIRED ☐ DIVERSION ☐ PETITION ☐ INFORMAL COUNSEL

157 REPORTING OFFICER / ID NO.	158 DATE	159 APPROVED BY / ID NO.	160 DATE
GLEASON #1223	2/10/14		

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

1 CR#: 14-778

CRIME

2 CODE SECTION: PC 245(c)
3 CRIME: ASSAULT W/ DEADLY WEAPON ON PEACE OFFICER
4 REFER OTHER REPORTS:
5 LOCATION: 1412 NISSON RD #7
6 AREA: SOUTH

VICTIM(S) / WITNESS / RP / SUBJECTS

NAME

7 CODE: W
8 NAME (LAST, FIRST, MIDDLE): [redacted]
9 OCCUPATION:
10 D.O.B.:
11 SEX: ☒ 1 M ☐ 1 F
12 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
13 RESIDENCE ADDRESS: [redacted]
14 CITY:
STATE:
ZIP CODE:
15 RES. PHONE: ( )
16 HT:
17 BUSINESS NAME & ADDRESS:
18 CITY:
STATE:
ZIP CODE:
19 BUS. PHONE: ( )
20 WT:
21 EMAIL:
22 CELL PHONE: [redacted]

VEH

23 LICENSE #:
24 STATE:
25 YEAR:
26 MAKE:
27 MODEL:
28 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
29 COLOR/COLOR:
30 OTHER CHARACTERISTICS:
31 DISPOSITION OF VEHICLE:

NAME

32 CODE: W
33 NAME (LAST, FIRST, MIDDLE): [redacted]
34 OCCUPATION:
35 D.O.B.:
36 SEX: ☐ 1 M ☒ 1 F
37 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
38 RESIDENCE ADDRESS: [redacted]
39 CITY:
STATE:
ZIP CODE:
40 RES. PHONE: ( )
41 HT:
42 BUSINESS NAME & ADDRESS:
43 CITY:
STATE:
ZIP CODE:
44 BUS. PHONE: ( )
45 WT:
46 EMAIL:
47 CELL PHONE: ( )

VEH

48 LICENSE #:
49 STATE:
50 YEAR:
51 MAKE:
52 MODEL:
53 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
54 COLOR/COLOR:
55 OTHER CHARACTERISTICS:
56 DISPOSITION OF VEHICLE:

NAME

57 CODE: W
58 NAME (LAST, FIRST, MIDDLE): [redacted]
59 OCCUPATION:
60 D.O.B.:
61 SEX: ☒ 1 M ☐ 1 F
62 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
63 RESIDENCE ADDRESS: [redacted]
64 CITY:
STATE:
ZIP CODE:
65 RES. PHONE: ( )
66 HT:
67 BUSINESS NAME & ADDRESS:
68 CITY:
STATE:
ZIP CODE:
69 BUS. PHONE: ( )
70 WT:
71 EMAIL:
72 CELL PHONE: [redacted]

VEH

73 LICENSE #:
74 STATE:
75 YEAR:
76 MAKE:
77 MODEL:
78 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
79 COLOR/COLOR:
80 OTHER CHARACTERISTICS:
81 DISPOSITION OF VEHICLE:

NAME

82 CODE: W
83 NAME (LAST, FIRST, MIDDLE): [redacted]
84 OCCUPATION:
85 D.O.B.:
86 SEX: ☒ 1 M ☐ 1 F
87 RACE: ☒ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
88 RESIDENCE ADDRESS: [redacted]
89 CITY:
STATE:
ZIP CODE:
90 RES. PHONE: ( )
91 HT:
92 BUSINESS NAME & ADDRESS:
93 CITY:
STATE:
ZIP CODE:
94 BUS. PHONE: ( )
95 WT:
96 EMAIL: [redacted]

VEH

98 LICENSE #:
99 STATE:
100 YEAR:
101 MAKE:
102 MODEL:
103 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
104 COLOR/COLOR:
105 OTHER CHARACTERISTICS:
106 DISPOSITION OF VEHICLE:

NAME

107 CODE: W
108 NAME (LAST, FIRST, MIDDLE): [redacted]
109 OCCUPATION:
110 D.O.B.:
111 SEX: ☐ 1 M ☒ 1 F
112 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
113 RESIDENCE ADDRESS: [redacted]
114 CITY:
STATE:
ZIP CODE:
115 RES. PHONE: ( )
116 HT:
117 BUSINESS NAME & ADDRESS:
118 CITY:
STATE:
ZIP CODE:
119 BUS. PHONE: ( )
120 WT:
121 EMAIL: [redacted]

VEH

123 LICENSE #:
124 STATE:
125 YEAR:
126 MAKE:
127 MODEL:
128 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
129 COLOR/COLOR:
130 OTHER CHARACTERISTICS:
131 DISPOSITION OF VEHICLE:

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
GLENNON #1223			

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

1 CR#: 14-778

VICTIM(S) / WITNESS / RP / SUBJECTS

CRIME

2 CODE SECTION	3 CRIME	4 REFER OTHER REPORTS
PC 245(c)	ASSAULT W/ DEADLY WEAPON ON PEACE OFFICER	

5 LOCATION	6 AREA
1412 NISSON RD #7	SOUTH

NAME

7 CODE	8 NAME (LAST, FIRST, MIDDLE)	9 OCCUPATION	10 D.O.B.	11 SEX	12 RACE
W	[redacted]			☐ 1 M ☒ 1 F	☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

13 RESIDENCE ADDRESS	14 CITY	STATE	ZIP CODE	15 RES. PHONE	16 HT:
[redacted]					

17 BUSINESS NAME & ADDRESS	18 CITY	STATE	ZIP CODE	19 BUS. PHONE	20 WT:
				( )	

21 EMAIL	22 CELL PHONE
	[redacted]

VEH

23 LICENSE #	24 STATE	25 YEAR	26 MAKE	27 MODEL	28 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

29 COLOR/COLOR	30 OTHER CHARACTERISTICS	31 DISPOSITION OF VEHICLE

NAME

32 CODE	33 NAME (LAST, FIRST, MIDDLE)	34 OCCUPATION	35 D.O.B.	36 SEX	37 RACE
				☐ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

38 RESIDENCE ADDRESS	39 CITY	STATE	ZIP CODE	40 RES. PHONE	41 HT:
				( )	

42 BUSINESS NAME & ADDRESS	43 CITY	STATE	ZIP CODE	44 BUS. PHONE	45 WT:
				( )	

46 EMAIL	47 CELL PHONE
	( )

VEH

48 LICENSE #	49 STATE	50 YEAR	51 MAKE	52 MODEL	53 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

54 COLOR/COLOR	55 OTHER CHARACTERISTICS	56 DISPOSITION OF VEHICLE

NAME

57 CODE	58 NAME (LAST, FIRST, MIDDLE)	59 OCCUPATION	60 D.O.B.	61 SEX	62 RACE
				☐ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

63 RESIDENCE ADDRESS	64 CITY	STATE	ZIP CODE	65 RES. PHONE	66 HT:
				( )	

67 BUSINESS NAME & ADDRESS	68 CITY	STATE	ZIP CODE	69 BUS. PHONE	70 WT:
				( )	

71 EMAIL	72 CELL PHONE
	( )

VEH

73 LICENSE #	74 STATE	75 YEAR	76 MAKE	77 MODEL	78 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

79 COLOR/COLOR	80 OTHER CHARACTERISTICS	81 DISPOSITION OF VEHICLE

NAME

82 CODE	83 NAME (LAST, FIRST, MIDDLE)	84 OCCUPATION	85 D.O.B.	86 SEX	87 RACE
				☐ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

88 RESIDENCE ADDRESS	89 CITY	STATE	ZIP CODE	90 RES. PHONE	91 HT:
				( )	

92 BUSINESS NAME & ADDRESS	93 CITY	STATE	ZIP CODE	94 BUS. PHONE	95 WT:
				( )	

96 EMAIL	97 CELL PHONE
	( )

VEH

98 LICENSE #	99 STATE	100 YEAR	101 MAKE	102 MODEL	103 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

104 COLOR/COLOR	105 OTHER CHARACTERISTICS	106 DISPOSITION OF VEHICLE

NAME

107 CODE	108 NAME (LAST, FIRST, MIDDLE)	109 OCCUPATION	110 D.O.B.	111 SEX	112 RACE
				☐ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

113 RESIDENCE ADDRESS	114 CITY	STATE	ZIP CODE	115 RES. PHONE	116 HT:
				( )	

117 BUSINESS NAME & ADDRESS	118 CITY	STATE	ZIP CODE	119 BUS. PHONE	120 WT:
				( )	

121 EMAIL	122 CELL PHONE
	( )

VEH

123 LICENSE #	124 STATE	125 YEAR	126 MAKE	127 MODEL	128 BODY STYLE
					0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

129 COLOR/COLOR	130 OTHER CHARACTERISTICS	131 DISPOSITION OF VEHICLE

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
GLEASON #1223	2/10/14		

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

PAGE

1 CR# 14-0778

VICTIM(S) / WITNESS / RP / SUBJECTS

CRIME

2 CODE SECTION | 3 CRIME | 4 REFER OTHER REPORTS: /

5 LOCATION: 1412 NISSON RD | 6 AREA: SOUTH

NAME

7 CODE: SB | 8 NAME (LAST, FIRST, MIDDLE): [redacted] | 9 OCCUPATION | 10 D.O.B.

11 SEX: ☒ 1 M ☐ 1 F

12 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

13 RESIDENCE ADDRESS: [redacted] | 14 CITY | STATE | ZIP CODE | 15 RES. PHONE | 16 HT: —

17 BUSINESS NAME & ADDRESS | 18 CITY | STATE | ZIP CODE | 19 BUS. PHONE ( ) | 20 WT: —

21 EMAIL | 22 CELL PHONE ( )

VEH

23 LICENSE # | 24 STATE | 25 YEAR | 26 MAKE | 27 MODEL | 28 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

29 COLOR/COLOR | 30 OTHER CHARACTERISTICS | 31 DISPOSITION OF VEHICLE

NAME

32 CODE: SB | 33 NAME (LAST, FIRST, MIDDLE): [redacted] | 34 OCCUPATION | 35 D.O.B.

36 SEX: ☐ 1 M ☒ 1 F

37 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

38 RESIDENCE ADDRESS: [redacted] | 39 CITY | STATE | ZIP CODE | 40 RES. PHONE | 41 HT: —

42 BUSINESS NAME & ADDRESS | 43 CITY | STATE | ZIP CODE | 44 BUS. PHONE ( ) | 45 WT: —

46 EMAIL | 47 CELL PHONE ( )

VEH

48 LICENSE # | 49 STATE | 50 YEAR | 51 MAKE | 52 MODEL | 53 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

54 COLOR/COLOR | 55 OTHER CHARACTERISTICS | 56 DISPOSITION OF VEHICLE

NAME

57 CODE: SB | 58 NAME (LAST, FIRST, MIDDLE): [redacted] | 59 OCCUPATION | 60 D.O.B.

61 SEX: ☒ 1 M ☐ 1 F

62 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

63 RESIDENCE ADDRESS: [redacted] | 64 CITY | STATE | ZIP CODE | 65 RES. PHONE | 66 HT:

67 BUSINESS NAME & ADDRESS | 68 CITY | STATE | ZIP CODE | 69 BUS. PHONE ( ) | 70 WT:

71 EMAIL | 72 CELL PHONE ( )

VEH

73 LICENSE # | 74 STATE | 75 YEAR | 76 MAKE | 77 MODEL | 78 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

79 COLOR/COLOR | 80 OTHER CHARACTERISTICS | 81 DISPOSITION OF VEHICLE

NAME

82 CODE: SB | 83 NAME (LAST, FIRST, MIDDLE): [redacted] | 84 OCCUPATION: — | 85 D.O.B.

86 SEX: ☐ 1 M ☒ 1 F

87 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

88 RESIDENCE ADDRESS: [redacted] | 89 CITY | STATE | ZIP CODE | 90 RES. PHONE | 91 HT: —

92 BUSINESS NAME & ADDRESS | 93 CITY | STATE | ZIP CODE | 94 BUS. PHONE ( ) | 95 WT: —

96 EMAIL | 97 CELL PHONE ( )

VEH

98 LICENSE # | 99 STATE | 100 YEAR | 101 MAKE | 102 MODEL | 103 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

104 COLOR/COLOR | 105 OTHER CHARACTERISTICS | 106 DISPOSITION OF VEHICLE

NAME

107 CODE: W | 108 NAME (LAST, FIRST, MIDDLE): [redacted] | 109 OCCUPATION | 110 D.O.B.

111 SEX: ☒ 1 M ☐ 1 F

112 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

113 RESIDENCE ADDRESS: [redacted] | 114 CITY | STATE | ZIP CODE | 115 RES. PHONE | 116 HT: —

117 BUSINESS NAME & ADDRESS | 118 CITY | STATE | ZIP CODE | 119 BUS. PHONE ( ) | 120 WT: —

121 EMAIL | 122 CELL PHONE ( )

VEH

123 LICENSE # | 124 STATE | 125 YEAR | 126 MAKE | 127 MODEL | 128 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

129 COLOR/COLOR | 130 OTHER CHARACTERISTICS | 131 DISPOSITION OF VEHICLE

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
E. HAUG 1124	2-11-14		

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

PAGE

1 CR#: 14-0778

CRIME

2 CODE SECTION | 3 CRIME | 4 REFER OTHER REPORTS

5 LOCATION: 1412 NISSON RD | 6 AREA: SOUTH

VICTIM(S) / WITNESS / RP / SUBJECTS

NAME

7 CODE: SB | 8 NAME (LAST, FIRST, MIDDLE): [redacted] | 9 OCCUPATION | 10 D.O.B.

11 SEX: ☒ 1 M ☐ 1 F

12 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

13 RESIDENCE ADDRESS: [redacted] | 14 CITY | STATE | ZIP CODE | 15 RES. PHONE | 16 HT:

17 BUSINESS NAME & ADDRESS | 18 CITY | STATE | ZIP CODE | 19 BUS. PHONE ( ) | 20 WT:

21 EMAIL | 22 CELL PHONE ( )

VEH

23 LICENSE # | 24 STATE | 25 YEAR | 26 MAKE | 27 MODEL | 28 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C

29 COLOR/COLOR | 30 OTHER CHARACTERISTICS | 31 DISPOSITION OF VEHICLE

NAME

32 CODE: SB | 33 NAME (LAST, FIRST, MIDDLE): [redacted] | 34 OCCUPATION | 35 D.O.B.

36 SEX: ☒ 1 M ☐ 1 F

37 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

38 RESIDENCE ADDRESS: [redacted] | 39 CITY | STATE | ZIP CODE | 40 RES. PHONE | 41 HT:

42 BUSINESS NAME & ADDRESS | 43 CITY | STATE | ZIP CODE | 44 BUS. PHONE ( ) | 45 WT:

46 EMAIL | 47 CELL PHONE ( )

VEH

48 LICENSE # | 49 STATE | 50 YEAR | 51 MAKE | 52 MODEL | 53 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C

54 COLOR/COLOR | 55 OTHER CHARACTERISTICS | 56 DISPOSITION OF VEHICLE

NAME

57 CODE: SB | 58 NAME (LAST, FIRST, MIDDLE): [redacted] | 59 OCCUPATION | 60 D.O.B.

61 SEX: ☐ 1 M ☒ 1 F

62 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

63 RESIDENCE ADDRESS: [redacted] | 64 CITY | STATE | ZIP CODE | 65 RES. PHONE | 66 HT:

67 BUSINESS NAME & ADDRESS | 68 CITY | STATE | ZIP CODE | 69 BUS. PHONE ( ) | 70 WT:

71 EMAIL | 72 CELL PHONE ( )

VEH

73 LICENSE # | 74 STATE | 75 YEAR | 76 MAKE | 77 MODEL | 78 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C

79 COLOR/COLOR | 80 OTHER CHARACTERISTICS | 81 DISPOSITION OF VEHICLE

NAME

82 CODE | 83 NAME (LAST, FIRST, MIDDLE) | 84 OCCUPATION | 85 D.O.B.

86 SEX: ☐ 1 M ☐ 1 F

87 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

88 RESIDENCE ADDRESS | 89 CITY | STATE | ZIP CODE | 90 RES. PHONE ( ) | 91 HT:

92 BUSINESS NAME & ADDRESS | 93 CITY | STATE | ZIP CODE | 94 BUS. PHONE ( ) | 95 WT:

96 EMAIL | 97 CELL PHONE ( )

VEH

98 LICENSE # | 99 STATE | 100 YEAR | 101 MAKE | 102 MODEL | 103 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C

104 COLOR/COLOR | 105 OTHER CHARACTERISTICS | 106 DISPOSITION OF VEHICLE

NAME

107 CODE | 108 NAME (LAST, FIRST, MIDDLE) | 109 OCCUPATION | 110 D.O.B.

111 SEX: ☐ 1 M ☐ 1 F

112 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

113 RESIDENCE ADDRESS | 114 CITY | STATE | ZIP CODE | 115 RES. PHONE ( ) | 116 HT:

117 BUSINESS NAME & ADDRESS | 118 CITY | STATE | ZIP CODE | 119 BUS. PHONE ( ) | 120 WT:

121 EMAIL | 122 CELL PHONE ( )

VEH

123 LICENSE # | 124 STATE | 125 YEAR | 126 MAKE | 127 MODEL | 128 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C

129 COLOR/COLOR | 130 OTHER CHARACTERISTICS | 131 DISPOSITION OF VEHICLE

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
E Hamo 1124	2-11-14		

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

PAGE

1 CR# 14-0778

VICTIM(S) / WITNESS / RP / SUBJECTS

CRIME

2 CODE SECTION | 3 CRIME | 4 REFER OTHER REPORTS

5 LOCATION: 1412 NISSON RD | 6 AREA

NAME

7 CODE: SB | 8 NAME (LAST, FIRST, MIDDLE): [redacted] | 9 OCCUPATION | 10 D.O.B.

11 SEX: ☐ 1 M ☒ 1 F

12 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☒ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

[redacted] | 16 HT:

17 BUSINESS NAME & ADDRESS | 18 CITY | STATE | ZIP CODE | 19 BUS. PHONE ( ) | 20 WT:

21 EMAIL | 22 CELL PHONE [redacted]

VEH

23 LICENSE # | 24 STATE | 25 YEAR | 26 MAKE | 27 MODEL | 28 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

29 COLOR/COLOR | 30 OTHER CHARACTERISTICS | 31 DISPOSITION OF VEHICLE

NAME

32 CODE: SB | 33 NAME (LAST, FIRST, MIDDLE): [redacted] | 34 OCCUPATION | 35 D.O.B.

36 SEX: ☒ 1 M ☐ 1 F

37 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☒ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

38 RESIDENCE ADDRESS [redacted] | 39 CITY | STATE | ZIP CODE | 40 RES. PHONE ( ) | 41 HT:

42 BUSINESS NAME & ADDRESS: NEW HOME [redacted] | 43 CITY | STATE | ZIP CODE | 44 BUS. PHONE ( ) | 45 WT:

46 EMAIL | 47 CELL PHONE [redacted]

VEH

48 LICENSE # | 49 STATE | 50 YEAR | 51 MAKE | 52 MODEL | 53 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

54 COLOR/COLOR | 55 OTHER CHARACTERISTICS | 56 DISPOSITION OF VEHICLE

NAME

57 CODE: SB | 58 NAME (LAST, FIRST, MIDDLE): [redacted] | 59 OCCUPATION | 60 D.O.B.

61 SEX: ☐ 1 M ☒ 1 F

62 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

63 RESIDENCE ADDRESS [redacted] | 64 CITY | STATE | ZIP CODE | 65 RES. PHONE ( ) | 66 HT:

67 BUSINESS NAME & ADDRESS | 68 CITY | STATE | ZIP CODE | 69 BUS. PHONE ( ) | 70 WT:

71 EMAIL | 72 CELL PHONE [redacted]

VEH

73 LICENSE # | 74 STATE | 75 YEAR | 76 MAKE | 77 MODEL | 78 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

79 COLOR/COLOR | 80 OTHER CHARACTERISTICS | 81 DISPOSITION OF VEHICLE

NAME

82 CODE: SB | 83 NAME (LAST, FIRST, MIDDLE): [redacted] | 84 OCCUPATION | 85 D.O.B.

86 SEX: ☒ 1 M ☐ 1 F

87 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

88 RESIDENCE ADDRESS [redacted] | 89 CITY | STATE | ZIP CODE | 90 RES. PHONE ( ) | 91 HT:

92 BUSINESS NAME & ADDRESS | 93 CITY | STATE | ZIP CODE | 94 BUS. PHONE ( ) | 95 WT:

96 EMAIL | 97 CELL PHONE [redacted]

VEH

98 LICENSE # | 99 STATE | 100 YEAR | 101 MAKE | 102 MODEL | 103 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

104 COLOR/COLOR | 105 OTHER CHARACTERISTICS | 106 DISPOSITION OF VEHICLE

NAME

107 CODE | 108 NAME (LAST, FIRST, MIDDLE) | 109 OCCUPATION | 110 D.O.B.

111 SEX: ☐ 1 M ☐ 1 F

112 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

113 RESIDENCE ADDRESS | 114 CITY | STATE | ZIP CODE | 115 RES. PHONE ( ) | 116 HT:

117 BUSINESS NAME & ADDRESS | 118 CITY | STATE | ZIP CODE | 119 BUS. PHONE ( ) | 120 WT:

121 EMAIL | 122 CELL PHONE ( )

VEH

123 LICENSE # | 124 STATE | 125 YEAR | 126 MAKE | 127 MODEL | 128 BODY STYLE: 0☐ UNK 1☐ 2-DR 2☐ 4-DR 3☐ CONV 4☐ P/U 5☐ TRUCK 6☐ VAN 7☐ S/W 8☐ RV 9☐ M/C 10☐ OTHER

129 COLOR/COLOR | 130 OTHER CHARACTERISTICS | 131 DISPOSITION OF VEHICLE

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
M. TRAHAN #1111	2-10-14		

TUSTIN POLICE DEPARTMENT

ADDITIONAL NAMES

TPD #103A (REV 9/2006)

PAGE

1 CR#: 14-778

CRIME

2 CODE SECTION: PC 245 (c)
3 CRIME: ADW: POLICE OFFICER
4 REFER OTHER REPORTS:
5 LOCATION: 1412 Nisson Rd.
6 AREA:

NAME

7 CODE: W
8 NAME (LAST, FIRST, MIDDLE): [redacted]
9 OCCUPATION:
10 D.O.B.:
11 SEX: ☐ 1 M ☒ 1 F
12 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
13 RESIDENCE ADDRESS: [redacted]
14 CITY / STATE / ZIP CODE:
15 RES. PHONE: ( )
16 HT:
17 BUSINESS NAME & ADDRESS:
18 CITY / STATE / ZIP CODE:
19 BUS. PHONE: ( )
20 WT:
21 EMAIL:
CELL PHONE: [redacted]

VEH

23 LICENSE #:
24 STATE:
25 YEAR:
26 MAKE:
27 MODEL:
28 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
29 COLOR/COLOR:
30 OTHER CHARACTERISTICS:
31 DISPOSITION OF VEHICLE:

NAME

32 CODE: W
33 NAME (LAST, FIRST, MIDDLE): [redacted]
34 OCCUPATION:
35 D.O.B.:
36 SEX: ☒ 1 M ☐ 1 F
37 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
38 RESIDENCE ADDRESS: [redacted]
39 CITY / STATE / ZIP CODE:
40 RES. PHONE: ( )
41 HT:
42 BUSINESS NAME & ADDRESS:
43 CITY / STATE / ZIP CODE:
44 BUS. PHONE: ( )
45 WT:
46 EMAIL:
CELL PHONE: [redacted]

VEH

48 LICENSE #:
49 STATE:
50 YEAR:
51 MAKE:
52 MODEL:
53 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
54 COLOR/COLOR:
55 OTHER CHARACTERISTICS:
56 DISPOSITION OF VEHICLE:

NAME

57 CODE: W
58 NAME (LAST, FIRST, MIDDLE): [redacted]
59 OCCUPATION:
60 D.O.B.:
61 SEX: ☒ 1 M ☐ 1 F
62 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
63 RESIDENCE ADDRESS: [redacted]
64 CITY / STATE / ZIP CODE:
65 RES. PHONE: ( )
66 HT:
67 BUSINESS NAME & ADDRESS:
68 CITY / STATE / ZIP CODE:
69 BUS. PHONE: ( )
70 WT:
71 EMAIL:
72 CELL PHONE: ( )

VEH

73 LICENSE #:
74 STATE:
75 YEAR:
76 MAKE:
77 MODEL:
78 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
79 COLOR/COLOR:
80 OTHER CHARACTERISTICS:
81 DISPOSITION OF VEHICLE:

NAME

82 CODE: W
83 NAME (LAST, FIRST, MIDDLE): [redacted]
84 OCCUPATION:
85 D.O.B.:
86 SEX: ☐ 1 M ☒ 1 F
87 RACE: ☐ 1 WHT ☒ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
88 [redacted] CODE:
90 RES. PHONE: ( )
91 HT:
[redacted]
95 WT:
96 EMAIL:
97 CELL PHONE: ( )

VEH

98 LICENSE #:
99 STATE:
100 YEAR:
101 MAKE:
102 MODEL:
103 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
104 COLOR/COLOR:
105 OTHER CHARACTERISTICS:
106 DISPOSITION OF VEHICLE:

NAME

107 CODE:
108 NAME (LAST, FIRST, MIDDLE):
109 OCCUPATION:
110 D.O.B.:
111 SEX: ☐ 1 M ☐ 1 F
112 RACE: ☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH
113 RESIDENCE ADDRESS:
114 CITY / STATE / ZIP CODE:
115 RES. PHONE: ( )
116 HT:
117 BUSINESS NAME & ADDRESS:
118 CITY / STATE / ZIP CODE:
119 BUS. PHONE: ( )
120 WT:
121 EMAIL:
122 CELL PHONE: ( )

VEH

123 LICENSE #:
124 STATE:
125 YEAR:
126 MAKE:
127 MODEL:
128 BODY STYLE: 0☐ UNK 2☐ 4-DR 4☐ P/U 6☐ VAN 8☐ RV 10☐ OTHER 1☐ 2-DR 3☐ CONV 5☐ TRUCK 7☐ S/W 9☐ M/C
129 COLOR/COLOR:
130 OTHER CHARACTERISTICS:
131 DISPOSITION OF VEHICLE:

VICTIM(S) / WITNESS / RP / SUSPECTS

132 REPORTING OFFICER / ID NO.	133 DATE	134 APPROVED BY / ID NO.	135 DATE
N. Nguyen 1123	021014		

SUPPLEMENTAL

FEB 17 2014 PAGE

ADDITIONAL NAMES / LAW ENFORCEMENT PERSONNEL ONLY

A- ASSISTED AT SCENE C- CRIME SCENE INVESTIGATION F- ASSIGNED FOLLOW-UP OFFICER
P- PERIMETER ASSIST W- WITNESS

136 CR# 14-0778

137 CODE	138 NAME (LAST, FIRST NAME)	139 ID NO.	140 AGENCY NAME
A	ZACHARIAH, M	1113	TUSTIN POLICE DEPARTMENT

141 AGENCY ADDRESS	CITY	STATE	ZIP	142 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

143 CAN TESTIFY TO: CSI PHOTOGRAPHS

144 CODE	145 NAME (LAST, FIRST NAME)	146 ID NO.	147 AGENCY NAME
A	NGUYEN, N	1123	TUSTIN POLICE DEPARTMENT

148 AGENCY ADDRESS	CITY	STATE	ZIP	149 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

150 CAN TESTIFY TO: S/W SERVICE

151 CODE	152 NAME (LAST, FIRST NAME)	153 ID NO.	154 AGENCY NAME
A	HARDACRE, P	692	TUSTIN POLICE DEPARTMENT

155 AGENCY ADDRESS	CITY	STATE	ZIP	156 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

157 CAN TESTIFY TO: S/W SERVICE

158 CODE	159 NAME (LAST, FIRST NAME)	160 ID NO.	161 AGENCY NAME
A	HAUG, E	1124	TUSTIN POLICE DEPARTMENT

162 AGENCY ADDRESS	CITY	STATE	ZIP	163 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

164 CAN TESTIFY TO: S/W SERVICE

165 CODE	166 NAME (LAST, FIRST NAME)	167 ID NO.	168 AGENCY NAME
			TUSTIN POLICE DEPARTMENT

169 AGENCY ADDRESS	CITY	STATE	ZIP	170 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

171 CAN TESTIFY TO:

172 CODE	173 NAME (LAST, FIRST NAME))	174 ID NO.	175 AGENCY NAME
			TUSTIN POLICE DEPARTMENT

176 AGENCY ADDRESS	CITY	STATE	ZIP	177 AGENCY PHONE
300 CENTENNIAL WAY	TUSTIN	CA	92780	(714) 573-3200

178 CAN TESTIFY TO:

179 CODE	180 NAME (LAST, FIRST INITIAL)	181 ID NO.	182 AGENCY NAME

183 AGENCY ADDRESS	CITY	STATE	ZIP	184 AGENCY PHONE

185 CAN TESTIFY TO:

186 CODE	187 NAME (LAST, FIRST NAME)	188 ID NO.	189 AGENCY NAME

190 AGENCY ADDRESS	CITY	STATE	ZIP	191 AGENCY PHONE

192 CAN TESTIFY TO:

193 CODE	194 NAME (LAST, FIRST NAME)	195 ID NO.	196 AGENCY NAME

197 AGENCY ADDRESS	CITY	STATE	ZIP	198 AGENCY PHONE

199 CAN TESTIFY TO:

200 CODE	201 NAME (LAST, FIRST NAME)	202 ID NO.	203 AGENCY NAME

204 AGENCY ADDRESS	CITY	STATE	ZIP	205 AGENCY PHONE

206 CAN TESTIFY TO:

207 REPORTING OFFICER / ID NO.	208 DATE	209 APPROVED BY / ID NO.	210 DATE
MIALI 1189	2-11-14	Sgt. Wrecht	02-11-14

TPD #103B (REV 9/2006)

TUSTIN POLICE DEPARTMENT
Investigative Report
14-0778

I am a detective assigned to the Major Crimes Team within the Special Operations Division of the Tustin Police Department. My primary responsibility is to investigate crimes against persons. During my tenure as a detective I have investigated homicides, robberies, sex crimes, crimes against children, assaults, theft, fraud, embezzlement and other property crimes.

On Monday (02-10-14) I was assigned to investigate a family disturbance, which resulted in the attempted murder of Tustin Police Officers and an officer involved shooting. All times and measurements are approximate. Times were obtained via the Computer Aided Dispatch (CAD) system, the Mobile Audio Video (MAVS) system, the PUMA recorder system or statements from witnesses. Measurements were obtained via roll-a-tape and are rounded to the nearest foot, except where otherwise noted.

Tustin Police Department and Outside Agency Report Numbers

14-0778	Tustin Police Department	Attempted Murder of Police Officers
14-0788	Tustin Police Department	Death Investigation
14-004	Orange County District Attorney	Officer Involved Shooting
14-41793	Orange County Crime Lab	Forensic Science Services - CSI
14-00612-MR	Orange County Coroner	Death Investigation

Family Background

ROBERT MIGUEL GUTIERREZ VILLA	Suspect
[redacted]	Stepfather
[redacted]	Mother
[redacted]	Brother
[redacted]	Sister
[redacted]	Ex-Girlfriend / Mother of VILLA's child

Tustin Police Officers

Name	Call Sign	Vehicle	MAVS Recording ID
Officer Jankowski #1252	222	804	172913, 172916, 173018
Officer D. Nguyen #1151	212	803	173055
Officer Stroud #1141	220	821	173066
Officer Wright #1183	210	809	NONE
Sergeant Coe #1140	S21	801	172941
Sergeant Harper #686	S22	812	NONE

Case Summary:

The following is a brief summary of events, listed chronologically in order. The information was obtained via witness interviews, Tustin Police Department phone and radio recordings, Mobile Audio Video (MAVS) recordings and Computer Aided Dispatch (CAD) call logs.

On Monday (02-10-14), ROBERT VILLA was home with [redacted] (step-father), [redacted] (sister) and [redacted] (brother). [redacted] woke up and she saw VILLA was talking to himself and pacing back-and-forth in the living room. [redacted] heard VILLA making threats, however she figured the person he was threatening was not real. She heard VILLA say, "*give me back my gun or I'll kill you.*" VILLA was also talking about unknown cell phone cameras "recording him."

The information contained in this report is Confidential and exempt from disclosure under applicable law. Do not copy or release without prior authorization from the Tustin Police Department.

Later in the morning VILLA was in possession of a large knife, which [redacted] described as being 11 to 12-inches long. VILLA stabbed the wall with the knife. At one point, she heard VILLA say to a fictitious subject, "*come out, I'm waiting for you*" as he was pacing with the knife. [redacted] and her brother [redacted] left and went to Frontier Park.
[redacted] statement to Officer Gleason.)

According to [redacted] VILLA had not slept for two days and he started "freaking out." [redacted] believed VILLA was using "methamphetamine." [redacted] said VILLA was dehydrated and angry this morning because "*he wasn't sleeping.*" [redacted] said VILLA left at one point to get a drink, however he returned home and "*he was still acting crazy.*" [redacted] and [redacted] left to go to the park, at the same time their mother was running out of the residence.
[redacted] tatement to Detective N. Nguyen.)

According to [redacted] VILLA was "*acting out, talking to himself*" this morning. [redacted] told VILLA not to act that way. He told VILLA that he would not put up with that type of "attitude." VILLA kept mumbling nonsense about "*devices and repeaters, and stuff the government can hear.*" VILLA also said something to the effect of, "*They're gonna kill me. I might as well go out like this.*" VILLA kept the front door open and Mejia repeatedly told VILLA to close the door because it was cold.

[redacted] went out to his car to get some change, so his daughter could go to the Laundromat. At that time [redacted] called his wife, [redacted] and informed her that ROBERT VILLA was "acting up." [redacted] returned to the apartment while [redacted] was still at his vehicle, getting change.

[redacted] was walking back to the apartment from his car when he saw his son ([redacted]) walking away from the apartment. He then saw his wife ([redacted]) running out of the apartment and [redacted] was already on the phone with the Tustin Police Department. [redacted] went toward the gas station (Union 76, 14081 Red Hill Avenue, Tustin, CA) and [redacted] followed her while he spoke with the police.
[redacted] statement to Detective N. Nguyen.)

[redacted] walked southbound on the sidewalk, into the apartment complex. [redacted] saw VILLA standing next to two orange traffic cones and he was talking on a cell phone. VILLA was sweating, pacing back and forth and breathing heavily. The tone of his voice sounded angry as VILLA spoke on his phone. [redacted] asked VILLA where the manager's office was, however he ignored her. As she passed by him, VILLA knelt down on the ground. [redacted] saw a knife was stabbed into the ground a few feet in front of VILLA. When he knelt down, VILLA was approximately 1-2 feet from the knife.

[redacted] felt uncomfortable with the situation so she continued walking toward the pool area, looking for the manager's office. She later heard someone yell, "*My problem is not with you!*" followed by gunshots.
[redacted] statement to Officer Houle)

At approximately 11:35 hours, [redacted] and [redacted] called the Tustin Police Department. [redacted] was talking into the phone and [redacted] was talking in the background, providing information to tell the police. Dispatcher Kuykendall handled the 911 call.

[redacted] "*My step-son is going crazy in the house.*"
(11:35:19 hours per CAD entry)

[redacted] "*Tell them to come. He's already coming out.*"

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[redacted] *"He's already coming out so you gotta come out here."*

[redacted] advised that the family had fled the residence and were on the streets.

[redacted] *"Naw, we're leaving because this is... You got, he has, you have to hurry up because the whole family is in the streets."*

[redacted] yelled at someone in the background to "*Go back in the house! Now!*" He then spoke to the dispatcher.

[redacted] *"Uh, he's inside the house. He's got a knife."*

[redacted] again yelled at someone in the background, "*Get over here! Go, get over here!*" [redacted] sounded distracted as he was dealing with something. [redacted] yelled, "*What'd he do?!*"

Dispatcher "What's he doing right now?"

[redacted] *"Uh, he hit the wall with a knife or something. Hurry up!"*

[redacted] identified his step-son as being ROBERT VILLA. [redacted] said he was not certain if VILLA still had the knife, however he advised that no one was inside the house with him. [redacted] also advised that VILLA was on parole.
(11:36:11 hours per CAD entry)

[redacted] told Dispatcher Kuykendall that he and his wife [redacted] were at a gas station.

[redacted] *"I just... I'm with my wife at the gas station, at the corner."*

[redacted] and [redacted] provided a physical description of VILLA including his height, weight and clothing. [redacted] advised that VILLA was at the house and he was "*... the only one there.*"

[redacted] can then be heard in the background describing the damage caused by her son ROBERT VILLA.

[redacted] *"He broke the whole door frame and slashed the wall..."*

Dispatcher Kuykendall asked what VILLA was upset about today.

[redacted] *"I don't know. I really don't know. He's been mumbling about being upset..."*

[redacted] *"He's talk- he's talking nonsense."*

[redacted] *"He's talking nonsense like he's surveillance and stuff, and he wants to kill somebody."*

[redacted] *"He, he might be on, on, uh... probably on drugs."*

Officer Jankowski advised via radio that all responding officers (Officer Jankowski, Officer Stroud, Officer Wright and Officer D. Nguyen) were arriving at the location.
(11:38:40 hours per CAD entry)

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[redacted] *"Yeah, he actually said they wanted to kill him. That they want to kill him."*

Dispatcher "Somebody wants to kill him?"

[redacted] *"Yeah, I don't know. Something like that."*
(11:38:42 hours per CAD entry)

[redacted] told Dispatcher Kuykendall that the police officers were arriving. Dispatcher Kuykendall directed [redacted] to speak with the Officers.

Officers Jankowski, D. Nguyen, Stroud and Wright walked from the police vehicles toward apartment [redacted] As they walked southeast and crossed the grass, on the north side of the apartment building, they eventually had a view of the east side of the building. The police officers saw VILLA standing with a cell phone in his right hand and a large knife in his left hand. The knife had a blade that was approximately 8-inches in length, protruding from VILLA's hand.
(Officer Jankowski's statement to DA Investigator Andersen.)

[redacted] said the Police Officers approached the apartment *"from the side"* and he heard *"commands"*.
[redacted] statement to Detective N. Nguyen.)

Officer D. Nguyen gave commands for VILLA to, *"Drop that knife dude! Drop that knife!"*
(11:39:09 hours per unit #803 MAVS)

Officer D. Nguyen repeated the command slower and louder, *"Drop that knife!"*
(11:39:12 hours per unit #803 MAVS)

Officer D. Nguyen screamed in a loud, panicked sounding voice, *"Drop that knife!"*
(11:39:13 hours per unit #803 MAVS)

VILLA started *"running towards them* (Officers)." [redacted] *"knew"* what would happen so he *"just turned around."*
[redacted] statement to Detective N. Nguyen.)

Multiple gunshots were suddenly fired and then stopped.
(11:39:14 to 11:39:17 hours per unit #803 MAVS)

Officer Stroud advised via radio that shots had been fired and a suspect with a knife was down. Officer Stroud requested a supervisor, medics and additional officers for crowd control.

Officers Stroud, Wright and Jankowski attempted to secure VILLA in handcuffs. VILLA was uncooperative and continued to struggle against the officers.

An unknown subject in a wheelchair told VILLA to *"stop struggling."* Eventually the officers handcuffed VILLA and rolled him over.
[redacted] statement to Officer Gleason.)

Once VILLA was secured, they began providing aid to VILLA. Officer Jankowski ran back to her police vehicle and she retrieved a first aid kit.

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After the shots were fired, [redacted] and [redacted] started running toward the Casa Cortez apartments from the area of the Union 76 gas station, 14081 Red Hill Avenue, Tustin, CA. [redacted] yelled at the Police Officers, calling them "*Idiots!*" Officer D. Nguyen had to stop providing aid to VILLA, so he could keep [redacted] from interfering with the other officers.
(Unit #803 MAVS)

Additional Tustin Police Officers arrived along with Paramedics from the Orange County Fire Authority. VILLA's knife was lying on the ground nearby and an OCFA Paramedic requested that the knife be moved away from VILLA, for safety reasons. Officer Gleason photographed the scene and then moved the knife further away.

See Officer Gleason's original report for further details.

Investigative Follow-Up:
On Monday (02-10-14) I was working as a Detective in the General Investigations Unit of the Tustin Police Department. At approximately 1135 hours I was conducting follow up investigation at Target, 16400 Beach Boulevard, Westminster, CA. I heard via radio that Tustin Police Department Patrol Officers were dispatched to a family disturbance at the Casa Cortez apartments.

At approximately 1139 hours I heard Officer Stroud advise via radio that shots had been fired. I immediately left Target and I drove to the Casa Cortez apartments to investigate.

Crime Scene – Casa Cortez Apartments
The Casa Cortez apartment complex is located at 1412 Nisson Road, Tustin, CA. The property is west of Red Hill Avenue on the south side of Nisson Road. The apartment complex has carports and parking spaces along the west side that are accessed from Nisson Road.

The apartment buildings are positioned in roughly a u-shaped pattern, with two buildings that run along the west side of the property next to the carports, two buildings that run along the east side of the property next to the Stater Brother's parking lot, and one building at the south end of the complex that backs up to Frontier Park.

A concrete walkway runs down the middle of the complex in a north-south direction, providing access to the apartments from Nisson Road. There is a pool in the center of the complex, surrounded by a metal fence and concrete block pillars.

The primary crime scene consisted of an area at the front of the Casa Cortez apartments, near the main entrance from Nisson Road. Blood and brass casings were found on various portions of the grass area, indicating the general locations of ROBERT VILLA and the Tustin police officers. A knife was also found in this area, near VILLA. The knife had a black handle with a silver colored blade. The design was consistent with a kitchen knife.

A secondary crime scene was located inside of VILLA's residence. Apartment [redacted] is a downstairs unit located in the northwest building, slightly south of the front of the complex. The front door faces the center walkway. Apartment [redacted] door you come to as you enter the complex.

VILLA's residence had damage to the front door and a portion of the wall. The kitchen had a butcher block of kitchen knives, with one knife missing. The knives had black handles with silver colored blades. The knife found near VILLA was consistent with the knives in the butcher block.

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Orange County Sheriff's Department – Forensic Science Services
(FR #14-41793)

At approximately 1340 hours the Orange County Sheriff's Department – Forensic Science Services team responded to photograph and document the crime scene, and to collect evidence.

The OCSD Forensic Science Services team also photographed the officers in uniform and collected the department issued Glock model 21 handguns from Officers Stroud, Nguyen and Wright, including all of their ammunition and magazines. It was discovered that Officer Stroud was missing eleven (11) .45-caliber rounds of duty ammunition, Officer D. Nguyen was missing seven (7) .45-caliber rounds of duty ammunition, and Officer Wright was missing one (1) .45-caliber round of duty ammunition.

There were nineteen (19) total rounds missing from the officers' magazines, which indicated the officers most likely had fired nineteen times collectively.

For further details see OCSD – Forensic Science Services report FR #14-41793.

Orange County District Attorney – Officer Involved Shooting Investigation
(SA #14-004)

At approximately 1315 hours the Investigators from the Orange County District Attorney's Office began arriving on scene. DA Investigations Supervisor M. Gutierrez was the supervisor on scene and DA Investigator B. Andersen was lead investigator for the officer involved shooting. DA Investigators D. Fulcher, B. Tanner, E. Wood, B. Hester, R. Smith, B. Erickson, S. Frazier, J. Sampson, E. Wiseman and J. Renshaw also assisted with the investigation.

For further details see Orange County District Attorney's report SA #14-004.

Tustin Police Department Incident Commander – Sergeant Harper's statement

At approximately 1347 hours DA Supervisor Gutierrez conducted a general briefing to review the task assignments for the investigation.

Sergeant Harper advised that Tustin Police Department patrol officers were dispatched to a family disturbance at the Casa Cortez apartments. Two officers were assigned the call and two more also responded to help, based on "the nature of the call." Sergeant Harper advised that when the officers arrived, they found ROBERT VILLA standing outside of the apartment holding a knife in one of his hands. VILLA advanced toward the officers and they fired their handguns in response.

Sergeant Harper advised that Officers Stroud, Nguyen and Wright shot their weapons at VILLA. Sergeant Harper noted the officers were standing in the area near the entrance to the apartment complex and they shot in a southbound direction, toward the pool area. Sergeant Harper advised that Officer Jankowski was also present however she did not shoot.

Officer Jankowski's statements at the scene
(PUMA Recording Transaction #34272)

On 02-10-14 at approximately 1303 hours, Officer Gleason conducted a preliminary interview with Officer Jankowski. The interview was conducted at the scene, inside of the Tustin Police Department Command Post vehicle. I was also present during the interview and I used a department issued PUMA audio recording device to record Officer Jankowski's statements. The following is a summary.

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Officer Jankowski said they were responding to a family disturbance and she believed the mother was the reporting party.

Officer Jankowski explained that the mother was "*saying that her son was going crazy and that there were knives.... Someth-, either in the residence or... she didn't clarify. She just said 'There were knives.' So that's all we got.*"

Officer Jankowski said she was the last Police Officer and she parked west of the Casa Cortez Apartments. Officer Jankowski then described her encounter with ROBERT VILLA.

Officer Jankowski said, "*I'm behind Stroud when I hear Dave* (Officer D. Nguyen) *say 'Drop the knife man.' Once I finished rounding the corner, he has... Suspect has a cell phone in the right hand, a knife in the left. Chucks the cell-... throws the cellphone, from his right hand, at us... by us. And then took a handful of steps at us with the knife in his left hand. And that's when shots were fired.*"

Officer Gleason asked where the police vehicles were parked, and whether or not they were around the corner and out of sight.

Officer Jankowski said, "*No. Two units were parked in the driveway at Casa Cortez. Two of us were parked on the street at the south curb line.*"

When asked, Officer Jankowski clarified that the driveway was on the west side of the complex.

Officer Gleason asked which officer arrived first. Officer Jankowski said, "*We all got there at the same time.*" She clarified, "*I was the last one. I was the furthest unit away.*"

Officer Jankowski confirmed the other officers (Officer D. Nguyen, Officer Stroud and Officer Wright) all started walking up to the location before she did. Officer Jankowski said, "*I had to catch up to them.*"

Officer Gleason asked for her position when she initially heard Officer D. Nguyen mention a "knife." Officer Jankowski said, "*If you're looking at the front of the building, I'm probably... My vision of him with the knife was obstructed until I rounded the corner. And that's when I saw he had the knife.*"

When asked how far Officer D. Nguyen was, Officer Jankowski said, "*Two-person lengths.*" Although Officer Jankowski did not give an exact distance, she motioned with her left hand to indicate the approximate distance between herself and Officer Gleason.

During the interview they were sitting approximately five (5)-feet apart. Based on her description of '*two-person lengths*' and her hand movements, it appeared Officer Jankowski was indicating ten (10)-feet between herself and Officer D. Nguyen.

Officer Gleason asked if Officer Stroud and Officer Wright were next to Officer D. Nguyen. Officer Jankowski said, "*Yes.*"

She then clarified, "*Er... I was behind, lagging with Stroud. I came around the corner and that's when I saw the subject with a knife.*"

Officer Gleason asked if she recalled the order of the officers. Officer Jankowski said, "*I don't know where anyone was positioned. I don't remember.*"

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Officer Jankowski thought for a moment and then added, "*I couldn't tell you. I don't remember.*"

Officer Jankowski confirmed the other officers were ahead of her and her view of VILLA was obstructed when she heard Officer D. Nguyen mention something about a knife.

Officer Gleason asked if she heard any of the commands from the officers. Officer Jankowski said, "*I heard 'Put it- put the knife down man.' That was the very first one.*" When asked if that was Officer D. Nguyen she said, "*As positive as I can be. It's the voice I remember hearing the most.*"

Officer Jankowski said, "*And then I, I don't remember hearing anything else until I heard gunshots.*"

Officer Gleason confirmed that, because the other officers were ahead of her, they had already passed the wall (corner of the building) and had a clearer view down the walkway, and Officer Jankowski said, "*Yes.*"

Officer Jankowski clarified, "*I had... I had who I believe was Officer Stroud in front of me. So I didn't have a clear shot. And then shots were fired down south-, southbound... yes.*"

Officer Gleason asked if she ever saw the suspect (VILLA) with a knife before the shots were fired and Officer Jankowski said, "*Yes.*"

Officer Gleason asked where the knife was and Officer Jankowski said, "*In his left hand.*"

Officer Gleason asked how the knife was positioned and Officer Jankowski attempted to describe how VILLA was holding the knife in his hand. Officer Jankowski said, "*He had... the handle to the blade was facing... so if his hands were at his side, handle was in his left hand, so the sharp pointed edge would have been towards his back. So if he would have brought it up, it would have been sharp end at us.*"

While providing the description of VILLA holding the knife, Officer Jankowski raised her left hand upward in a fist, with her left pinky facing away from her.

Officer Gleason asked, "And how soon after you heard Dave (Officer D. Nguyen) say, or mention the knife, did he (VILLA) throw the cell phone at you?" Officer Jankowski got a confused look on her face as she thought for a moment before answering, "*Two, maybe three seconds.*"

Officer Gleason asked if the phone hit anybody and Officer Jankowski said, "*I don't believe so.*" Officer Jankowski said she did not see where the cell phone landed.

Officer Gleason asked, "So, at this point he had thrown the cell phone. Dave (Officer D. Nguyen) said 'Drop the knife!' How soon after that did you hear gunshots?" Officer Jankowski said, "*After he threw the cell phone, he almost immediately started coming right at us.*"

Officer Gleason asked how far away VILLA was from the officers. Officer Jankowski again got a confused look on her face and paused in contemplation. After a moment she answered, "*Seven yards. Sorry I'm a yardage person not a feet person.*"

Officer Gleason clarified, "Ok so, he began to close the distance. You witnessed this. During this time he had the knife in his left hand." Officer Jankowski said, "*Yes.*"

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Officer Gleason asked, "Did he raise the knife or did he just close the distance?" Officer Jankowski answered, "*I don't remember.*"

Officer Jankowski added, "*I don't remember him raising his- his arms or hands, or not. I just remember him coming at us in what looked like was going to be a sprint. He got in like a runner's stance in a sense. Where he was like, 'Ok, I'm gonna come running-charging at you.'* "

Officer Gleason asked her to explain the "*runner's stance.*" Officer Jankowski said, "*Chest forward. Head and chest forward. Um, arms kind of come at a bent motion, or a bent angle, and a... kind of just leaning forward as if he's gonna come at you head on.*"

Officer Gleason asked, "*At this point he was...*" and Officer Jankowski continued, "*... He was moving forward.*" Officer Gleason clarified that VILLA was actively moving forward and Officer Jankowski said, "*Yes.*"

Officer Gleason asked, "How close was he to the other three officers when you heard the gunshots?" Officer Jankowski said, "*Four yards.*"

Officer Gleason asked, "So, he closed the distance by approximately..." and Officer Jankowski answered, "*Three yards.*"

As described by Officer Jankowski, VILLA was approximately twenty-one (21)-feet away from the officers when they first encountered him with the knife. VILLA was approximately twelve (12)-feet away from the officers when he started running toward them with a knife in his hand. VILLA "*closed the distance*" to within approximately three (3)-feet of the officers when he stopped.

Officer Jankowski said when this occurred she was standing behind Officer Stroud "*at his left shoulder.*" Officer Jankowski said they were all facing the same direction.

Officer Gleason asked if the officers were standing in a line and Officer Jankowski clarified, "*I would say we were kind of in like a half-circle.*"

Officer Jankowski described the other three officers were standing in a semi-half-circle facing toward VILLA. In the order from left to right, Officer Jankowski could not remember who the first (far left) and second (middle) officers were, however she noted Officer Stroud was the third (far right) officer in the formation. Officer Jankowski said she was actually standing next to Officer Stroud's left shoulder, slightly behind him. Officer Jankowski advised that she could not shoot because Officer Stroud was in front of her.

It should be noted that Tustin Police Officers are trained to shoot while moving during a deadly force encounter and there is evidence on the unit #803 MAVS recording to indicate the officers responded according to this training.

Throughout the investigation it was unclear as to the exact locations of the Police Officers on scene, however based on interviews and the MAVS recordings it is believed the encounter started with Officer D. Nguyen standing on the far left, Officer Wright standing in the middle and Officer Stroud standing on the far right of the officers' semi-circular formation. As described in her interview, Officer Jankowski was possibly standing behind Officer Stroud's left shoulder.

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Officer Gleason asked if VILLA still had the knife after the shooting. Officer Jankowski said, "*No he dropped and he started yelling obscenities... and then... He fell to the ground, started yelling obscenities, and then we all kind of scattered. Dave* (Officer D. Nguyen) *went... 'cus other family members started to come at us and Dave* (Officer D. Nguyen) *went towards the family members. And then Stroud and Wright started to render aid. I went to the car and grabbed a first-aid kit so, so that we could continue rendering aid.*"

Officer Jankowski continued, "*And I think Stroud was the one that went on the radio and asked for a supervisor and ninety-one* (Orange County Fire Authority) *to roll out.*"

Officer Gleason asked if she knew where the knife went at that point and Officer Jankowski said, "*No idea.*"

Officer Gleason asked, "When you heard the shots, did he still have the knife in his possession?" Officer Jankowski explained, "*Once he was hit by the shots, I don't know where the- if he still had the knife in his hand. But we shot because he had the knife in his hand. Or, they shot because he had a knife in his hands.*"

When Officer Gleason was done asking questions, I had reviewed Officer Jankowski's statement for clarification. Officer Jankowski gave the same account of events as before. Officer Jankowski said they were responding to a family disturbance with a male subject who was throwing things inside the house. She said it was noted by dispatch that there were knives inside the house, however it was unclear if the subject had a knife in his possession.

Officer Jankowski said the four officers arrived at the same time. Two officers parked on the street and two parked in the driveway to the apartment complex. Officer Jankowski said the officers walked diagonally across the grass, from their police cars toward the front of the apartment building.

At my request, Officer Jankowski drew a small diagram of the front of the Casa Cortez apartments. Officer Jankowski noted that VILLA was on the grass area at the corner of the building when she first saw him.

Officer Jankowski said she had parked the furthest away and she was the last officer to walk up. At that point the other officers were "*fanned out*" across the grass.

I asked what VILLA was doing when she first saw him. Officer Jankowski said VILLA was standing with his cell phone in his right hand and a knife in his left hand. She could not remember if VILLA was talking on the cell phone, however she did not think he was.

I asked if VILLA was saying anything and Officer Jankowski said, "*He started yelling at us. I get there. Dave says 'Hey put the knife down man!' And then the cell phone was thrown at us.*"

Officer Jankowski said VILLA threw the cell phone northbound. According to the diagram she drew, the officers appeared to be slightly off to VILLA's left and not directly in front of VILLA.

Officer Jankowski clarified that, after their initial contact with VILLA, the officers continued walking eastbound and they were "*perpendicular*" to VILLA. It was at that point when VILLA threw the phone and she heard Officer D. Nguyen order him to drop the knife. The officers' locations she drew on the diagram were their location when they first encountered VILLA, before they spread out.

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At that point during the interview I received a message from Sergeant Wright who requested the interview with Officer Jankowski be temporarily paused until the Orange County District Attorney's office arrived. I did not ask any further questions at that time.

It should be noted the interview with Officer Jankowski was recorded on my department issued PUMA audio recording device and later uploaded onto the Tustin Police Department server.

Family Witnesses

During the investigation it was quickly determined that VILLA's family was present before and during VILLA's attack on the police officers. The following family witnesses were contacted and attempts were made to obtain their statements:

[redacted] Saw VILLA prior to the attack on the police officers.
[redacted] Saw the shooting.
[redacted] Saw VILLA prior to the attack on the police officers.
[redacted] Saw VILLA prior to the attack on the police officers.

All of the above family members provided preliminary statements to Detective N. Nguyen that were consistent with witness statements and evidence found at the scene. [redacted] later spoke in more detail with Detective N. Nguyen and [redacted] gave a statement to Officer Gleason. However [redacted] and [redacted] declined to be interviewed further.

The following is a summary of the statements made by VILLA's family members.

Preliminary Statements by VILLA's family at the scene
(PUMA Recording Transaction #34249 / #34271)

VILLA's family members were milling about, talking with other unknown subjects who approached. At my request, Detective N. Nguyen spoke with them intermittently at the scene.

Detective N. Nguyen used a PUMA audio recording device to document their statements. The recording had a lot of background noise and some of their statements were inaudible. At one point I also approached and spoke with the family members briefly. I also used a PUMA audio recording device to document my brief interaction with them.

The following is a summary of statements made by VILLA's family members [redacted] stepdad), [redacted] (mother), [redacted] (sister) and [redacted] (brother). All times noted are from Detective N. Nguyen's recording, transaction #34249.

When asked if they saw anything, [redacted] said, "*Yeah, they shot him twelve times.*" When asked why the Police Officers shot VILLA, [redacted] said, "*Cuz my son I guess came, coming at them with a- I didn't see him with a knife. They said he had a knife... But they, I-I don't know. I guess he was but....*" (0:02:57 minutes)

[redacted] was interrupted by a siren and background noise.

Detective N. Nguyen asked why VILLA had a knife. [redacted] said, "*He was very upset. He- He must- He was just- I don't know. He* (inaudible) *it.*" (0:03:12 minutes)

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Detective N. Nguyen asked if VILLA had used drugs or alcohol [redacted] paused for a moment and then said, "*No.*"

Detective N. Nguyen asked, "Has he flipped out like this before?" and [redacted] said, "*Yeah. But...*" Detective N. Nguyen asked if VILLA had any mental problems. [redacted] said, "*No. When he was younger I thought depression because he's bipolar.*" She said VILLA never took medication for these conditions. (0:03:32 minutes)

Detective N. Nguyen asked [redacted] if he saw anything that happened. [redacted] said, "*Like when it happened? Like when I came down, I seen him run at- Towards them and then I saw the shots and I just came here.*" (0:04:25 minutes)

Detective N. Nguyen asked [redacted] if VILLA had anything in his hands when he was running toward the Police Officers. [redacted] said, "*I couldn't tell. Because* (inaudible)." (0:04:36 minutes)

Detective N. Nguyen obtained [redacted] name and personal information. She then asked what was going on before the police arrived. [redacted] said, "*It was just a lot of nonsense talk, until everything (inaudible).*" (0:05:32 minutes)

[redacted] confirmed that VILLA was on drugs. Detective N. Nguyen asked what drugs he uses and [redacted] said, "*Methamphetamine.*" (0:07:16 minutes)

Detective N. Nguyen asked if VILLA had any meth in his room right now. [redacted] said, "*It's all gone. He has- He just has the scraps.*" (0:07:21 minutes)

Detective N. Nguyen asked why VILLA was all worked up this morning. [redacted] said, "*He's just dehydrated and he was angry. He wasn't sleeping.*" (0:07:32 minutes)

Detective N. Nguyen asked if VILLA has done this before, "where he flipped out." [redacted] said something inaudible. [redacted] (VILLA's sister) answered, "*I don't know.*" [redacted] then asked for clarification, "*Before he attacked them with the knife?*" (0:07:39 minutes)

Detective N. Nguyen clarified that she wanted to know what VILLA has done in the past. [redacted] said, "*He's kinda- uh...*" [redacted] said, "(inaudible) *my mom, actually...*"

[redacted] continued, "*Yeah, but when he starts doing that stuff, it's like he ends up...*" [redacted] finished the sentence, "*He gets violent.*" (0:07:57 minutes)

Detective N. Nguyen asked [redacted] and [redacted] if they were brother and sister [redacted] said, "*Yeah.*" Detective N. Nguyen obtained their names and other identifying information.

Detective N. Nguyen then asked if they were inside the house when everything happened. [redacted] said, "*No. I-I already went outside when it was happening.*" (0:09:05 minutes)

[redacted] added, "*Like right before this happened, came the worst. He just started...*" [redacted] interrupted, "*That's prolly when mom was running out the door.*" (0:09:08 minutes)

Detective N. Nguyen asked, "How long had he been all worked up?" [redacted] explained that it was since she had woken up, which was approximately 0630 hours.

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Detective N. Nguyen asked what VILLA was doing. [redacted] and [redacted] started talking over each other to tell Detective N. Nguyen what had happened.

[redacted] said, "*Just being loud.*" [redacted] added, "*And then um, we tried to like ignoring him. But then he started getting like...*" and [redacted] interrupted, "*Then he got a knife and...*" [redacted] interrupted, "*He wanted to get something to drink and, it took him forever, and finally he did and then. He came back, he was still acting crazy.* " (0:09:29 minutes)

Detective N. Nguyen asked, "And then when he actually ran outside, where were you guys at?" [redacted] said, "*We were already walking down that way.*" Detective N. Nguyen asked if they meant toward the west parking lot. [redacted] said, "*No, the park that's down the street.*" [redacted] said, "*Yeah, we went to the park.*" (0:09:49 minutes)

Detective N. Nguyen asked [redacted] if she went with her father. [redacted] said, "*No, with him* ([redacted])." [redacted] said, "*Yeah we went with my wife. We got split when they slipped and showed up...*" [redacted] interrupted to clarify, "*'Cus he was- He was starting coming out so we just split.*" (0:09:57 minutes)

As described by their statements, the family members split up and fled in different directions when VILLA came outside of the residence.

At that point Detective N. Nguyen realized that [redacted] (mom) had left the scene. Detective N. Nguyen asked where [redacted] went and [redacted] said, "*She went to the hospital already.*"

Detective N. Nguyen spoke with Officer Gleason at the scene. Detective N. Nguyen instructed Officer Gleason to obtain statements from [redacted] and [redacted]

Detective N. Nguyen then spoke with [redacted] alone, to obtain further details. Detective N. Nguyen asked [redacted] to tell her again what happened this morning, from the beginning.

[redacted] said, "*He was acting out. Talking to himself. You know I was telling- You know, I told him, 'Don't act like this. Er- Don't act-' I was just telling him 'I'm not gonna put up with your attitude this morning.' We were ignoring him but you can't- The mumbling and the nonsense and... You know, it's cold. I'm gonna go over and go... I kept closing it. I go 'Leave the door closed.' You know and he didn't pay much attention.*" (0:14:49 minutes)

[redacted] said VILLA kept the front door open and [redacted] had to keep telling him to close the door because it was cold. The weather forecast for February 10, 2014 in Tustin documented the low temperature as being 53° at 0500 hours and the high temperature was 67° at 1200 hours. The humidity was 86% at 0500 hours and it dropped to 61% at 1200 hours. This corroborated [redacted] assertion that it was cold.

[redacted] continued, "*But I did call mom to tell her 'Hey, he's acting up' you know. I don't- Before I do anything now, I mean I wanted to make sure mom- Because that's my step-son. I want mom to know. You know, it's out of respect to my wife.*" (0:15:19 minutes)

[redacted] continued, "*So she showed up. And when I was coming from the car to get- 'Cus the kids wanted to wash, you know. And I wanted that for them because they don't want- need to see this shit... Attitude. I don't know, you know. It's just weird. It freaks you out.*" (0:15:32 minutes)

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[redacted] continued, "*So, that's when my wife showed up. And I was getting the coins. I came out of the car. As I'm walking down I see one of my stepsons coming out. And then by the time I get over here, I'm on the phone and my wife just comes out of the house running. And I, and- You know I tell her 'I'm already on it.*" (0:15:48 minutes)

Detective N. Nguyen clarified with [redacted] that VILLA was his stepson.

Detective N. Nguyen then paraphrased [redacted] statement and confirmed that VILLA was "acting out" this morning. [redacted] said, "*Yeah I couldn't put the pieces together. There was so much mumbling going on and talking about devices and repeaters and stuff the government can hear and then um... something-something, and then he added in there, something about 'Well they're gonna kill me. I might as well go out like this.' I don't know. I was just- I'm like 'Dude you gotta calm down man. You're talking too much nonsense.*" (0:16:27 minutes)

Detective N. Nguyen asked if VILLA said who he thought was going to kill him. [redacted] said, "*We didn't make much attention. I was just thinking he was just mumbling.*"

Detective N. Nguyen confirmed with Mejia that the kids ([redacted] wanted to go to wash clothes so they would not have to see VILLA acting this way. [redacted] said, "*Well I took 'em, you know, 'cus my daughter had told me that she, you know, needs some clean clothes for the week. I said 'Yeah well I got some change, you know, quarters in the car.' So I went to the car, so they could do that. And that's when all, you know, she showed up. My wife. I called to let her know. That's when all that happened.*" (0:17:00 minutes)

[redacted] continued, "*I came this way with her. She just like- She just wanted to get away from the drama.*"

At that point in the interview I had walked over and I was listening to [redacted] giving his statement. I clarified that he was talking about his wife and [redacted] said, "*Yeah.*"

[redacted] started explaining that his wife grew up in that type of environment and she did not want to live that way anymore. [redacted] said they took VILLA in because things were not going well with his girlfriend [redacted].

I asked [redacted] if he was present when everything happened today. [redacted] said, "*Oh yeah, I was over here.*" It should be noted we were standing in the Stater Bros. parking lot during the interview. We were on the east side of the retaining wall for the Casa Cortez apartment. At that moment [redacted] pointed toward the Union 76 gas station, indicating he was over in that direction.

[redacted] clarified, "*Yeah I was already following my wife when I was on the phone with officers.*"

I asked [redacted] if he saw anything. [redacted] said, "*Yeah I saw him running towards 'em. I don't remember if he had anything in the hand. I was just like- First thing that just popped in my mind was 'That's not what you do.' I mean, and I already know what happens. A- And I just turned around.*" (0:18:12 minutes)

I clarified, "Like running towards- Like charging the cops?" and [redacted] said, "*Yeah.*" (0:18:28 minutes)

[redacted] added, "*He yelled like a- You know he yelled it out 'Raaah!' I'm like oh. And I know my wife couldn't stand it. So I went- That's why I turned around to go to her because I already knew it.*" (0:18:29 minutes)

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[redacted] continued, "*I mean I grew up in a bad area too. You don't run towards 'em like that. You know what I mean?! It's common sense.*" (0:18:40 minutes)

[redacted] continued, "*But- But uh, so I just consoled her.*" (0:18:45 minutes)

I asked if VILLA had a knife. [redacted] said, "*Earlier yeah, that I see. But I don't know if he was wielding that. But I know my wife told me that he punched something in the wall with the knife. When I seen 'em bail, that's when I went out to tell- call my wife. 'Hey it's time for you to come home you know. I don't know what to do with your kid' I said.*" (0:18:45 minutes)

I asked [redacted] "Why would he charge the police?" and [redacted] said, "*I don't know. I don't know.*" (0:19:09 minutes)

I asked [redacted] if VILLA was trying to kill the police. [redacted] said, "*I don't know. I don't know what goes in that head.*"

Detective N. Nguyen asked what the Police Officers were doing at that time. [redacted] said, "*When they showed up? They were- They were like coming to the side. But I guess they could see him, because I heard... I heard, I think like commands. But... That's- When I looked, that's when he just started charging. It was quick. He came out the corner fast. Like "Rah!"*" (0:19:22 minutes)

I asked if the Police Officers were in the grass area. [redacted] said, "*Yeah 'cus we live in* [redacted] *and they were coming this way. So, and I seen him run you know. They were kind of like- As soon as he seen 'em, he charged them.*" (0:19:40 minutes)

I clarified, "As soon as he saw the cops, he charged them?" and [redacted] said, "*That's kinda it. Yeah.*"

I asked what the commands were that the Police Officers were giving VILLA. [redacted] said, "*I don't know. That's what- It sounded like maybe that's what they were giving. But uh, it might have been him talking so. 'Cus he was...*" (0:19:53 minutes)

I asked [redacted] if he remembered what anyone was saying. [redacted] shook his head no.

[redacted] added, "*All I hear is the 'Rah!'*" (0:20:07 minutes)

I asked [redacted] if he would be willing to voluntarily come to the Tustin Police Department to talk and he agreed. He requested a pair of shoes from his car, which I retrieved.

Detective N. Nguyen explained that we were trying to determine what happened and why. [redacted] said, "*All I know, he's been mumbling and stuff, you know. He might of... He might be upset because he's not with his wife (*[redacted]*) anymore. I don't know.*" (0:22:59 minutes)

[redacted] also noted that VILLA was not working.

After I brought a pair of shoes for [redacted] he voluntarily went with Detective N. Nguyen to the Tustin Police Department. While riding in the car, [redacted] spontaneously commented, "*I don't know if I can help this boy anymore.*"

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Detective N. Nguyen asked what he meant and [redacted] continued, "*Yeah like, I can't have him stay with us. It's gonna affect my other one- young ones.*" (0:30:44 minutes)

Refer to Detective N. Nguyen's supplemental report or the PUMA recording for further details of the family's statements.

[redacted] statements to Detective N. Nguyen at the Tustin Police Department (PUMA Recording Transaction #34250)

At approximately 1240 hours, Detective N. Nguyen again spoke with [redacted] at the Tustin Police Department. Detective N. Nguyen used a PUMA audio recording device to document [redacted] statements. The following is a summary of [redacted] additional statements to Detective N. Nguyen.

[redacted] said VILLA has been living on their couch for approximately one (1) month. VILLA originally claimed he was going to do good things and go back to school. [redacted] advised that VILLA's positive attitude did not last long. He said VILLA started going out at night and mumbling things.

[redacted] said ROBERT VILLA is his 23-year old step-son. [redacted] confirmed VILLA moved back into their apartment approximately one month ago. [redacted] said, "*Well he didn't... He tried to tell us. I go 'Now are you telling us or are you asking us?' And then he asked. You know, and I go 'OK just to stay on your feet- Get back on your feet.'*" (0:01:14 minutes)

Detective N. Nguyen asked if VILLA was moving back in with his parents because he broke up with his wife (girlfriend [redacted]. [redacted] said, "*I guess 'cus... I mean he wasn't living anywhere else. I don't know exactly. He came back to us. And, I said 'Ok, just stay good on your feet.'*" (0:01:34 minutes)

Detective N. Nguyen asked if VILLA had any other family around. [redacted] said, "*He has family around. But, where he could stay where it's... calm. And actually get things done, was with us. Just, you know what I mean? Like a family.*"

[redacted] again confirmed VILLA moved back in with them approximately one month ago. [redacted] said VILLA was staying on the couch. Officer D. Nguyen asked if that was VILLA's space around the couch area and [redacted] said, "*Mm-hm.*"

[redacted] said when VILLA first moved back in with them, he spoke about wanting to do things to improve his life. [redacted] told VILLA it would not come to fruition until he actually put things into motion. [redacted] said VILLA's positivity did not last long. VILLA often went out at night and [redacted] was unable to keep track of VILLA's activities.

Detective N. Nguyen asked how VILLA's behavior has been since he moved back in. [redacted] said, "*Well the first weeks... just uh, pretty much... He's gonna do this. He's gonna do that. School or whatever.*"

Detective N. Nguyen paused for a moment to answer a phone call. [redacted] then continued, "*All that came out of him was stuff that was positive like going to school* (inaudible) *like that.*"

Detective N. Nguyen confirmed that VILLA had some goals and [redacted] said, "*Yeah, and I was like 'Cool!' But then... Then there was a couple days where I said 'All that you said can't happen unless you put it in action.' You know. He was just quiet about it.*" (0:04:02 minutes)

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Detective N. Nguyen asked if VILLA was pressured by the family to get out. [redacted] said, "*No. No. Not really. 'Cus it came out of him. But uh, I don't know.*" (0:04:21 minutes)

Detective N. Nguyen asked how long did VILLA's positive attitude last. [redacted] said, "*Not long.*" [redacted] added, "*He would go out, so I don't know.*" (0:04:39 minutes)

Detective N. Nguyen asked if VILLA was going out during the day or at night. [redacted] said, "*At night... or... Flying all over. Chasing him. You know I go to work too, you know. Like before all this happened, I get a call from work. You know.*"

While [redacted] was explaining how he sometimes takes work related phone calls at home, he seemed to get sidetracked for a moment. [redacted] said, "*Thinking about it, I have to take a client to his uh, annual review or something.*"

[redacted] then continued, "*So I'm like, you know, on the phone. Hopefully this guy's not mumbling so, or whatever. And talking all that negative stuff. But um... I don't know. It's just- Just weird to me you know. So.*" (0:05:10 minutes)

[redacted] told Detective N. Nguyen that VILLA did not sleep last night. He said VILLA kept "*peeking*" his head through [redacted] bedroom door to look into his bedroom. Mejia kept waking up when VILLA did this. [redacted] wife also woke up during the night due to VILLA's activities.

[redacted] said, "*And then the last night, I don't think he slept because he was... He would wake me up. I'm like 'What are you doing peeking through my freekin' door?'*" (0:05:26 minutes)

Detective N. Nguyen confirmed that VILLA was peeking through [redacted] door in the middle of the night and woke him up.

[redacted] said, "*Yeah you could sense- I'm a light sleeper. I can sense anything like, like if I- Like if even that, like a presence. Like, you know the feeling, like... You know, I feel it. I feel it. I'm a light sleeper. I'm like my mother. My mother was the same way.*" (0:05:41 minutes)

[redacted] phone range and he answered it. He had a brief conversation with an unknown female.

Detective N. Nguyen reminded [redacted] that he was explaining how VILLA went into his room and it caused him to wake up. [redacted] continued, "*Well yeah. I'm like 'Shouldn't you be asleep at this hour?'*" (0:07:15 minutes)

Detective N. Nguyen asked what VILLA's response was and [redacted] said, "*Nothing.*"

[redacted] continued, "*'Cus one time- I told him once. I go 'Go to sleep.' He goes 'You go to sleep. Watch your attitude!' Don't you know...*" (0:07:21 minutes)

Detective N. Nguyen finished his thought, "Quit going into my room!" and [redacted] said, "*I know!*"

[redacted] continued, "*But with an attitude. The thing is I already know that behavior. It's like, ah dude you can't stay here.*" (0:07:31 minutes)

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Detective N. Nguyen asked [redacted] if he has seen that behavior before. [redacted] said, "*He's had anger management issues. But other than that kind of thing. And then… So. Only one that tripped me out was when he was- It's like nine o'clock in the morning, and I was like 'What are you peeping out that keyhole in the door for?' and… like 'Dude, relax man! We have a window!'… Ah man, I'm like something's up.*" (0:07:45 minutes)

Detective N. Nguyen asked if anyone else woke up last night to check on VILLA. [redacted] said, "*Mom. It woke her up too.*" Detective N. Nguyen confirmed that Leticia Villa woke up because of VILLA and [redacted] said, "*Yeah.*" (0:08:20 minutes)

Detective N. Nguyen asked if he could hear anything else that VILLA was doing and [redacted] said, "*No.*"

Detective N. Nguyen asked [redacted] when he got up this morning. [redacted] said, "*Early. Pretty early. Wife wakes up then I got up too. And uh, I seen him on the couch but… As soon as mom left he started rambling again.*" (0:08:39 minutes)

Detective N. Nguyen asked what VILLA was doing on the couch and [redacted] said, "*Laying down. It looked like he was asleep.*"

Detective N. Nguyen asked what VILLA did when his mother left. [redacted] said, "*The rambling went on. He took a shower* (inaudible)."

Detective N. Nguyen asked what VILLA was mumbling about. [redacted] said, "*All kinds of stuff. Guns, and I don't know. Calling everybody the P-word. You know, 'Pussy.' And I said 'Man…'*" (0:09:11 minutes)

Detective N. Nguyen asked if VILLA was saying that specifically to the people who were there and [redacted] said, "*I don't know. I couldn't tell. It felt that way, in a way I guess. But we didn't pay much of attention to him. We're just gonna ignore it because we're like, we don't have to put up with it right now.*"

[redacted] continued, "*And when I say like 'We put up', We pulled him in and we put up with him. And that was fine. We took on with him you know. Now his wife is- She's- Like, my daughter said 'I wanna have lunch.' Ok I'm gonna get you guys some chicken and you both can throw laundry in there, you know. And then, you know I need to- Because my daughter was learning to play the guitar while all this was going on. That's not cool. It's not cool.*"

[redacted] continued, "*So I started going out there and that's when I called up her mom. I called her mom, but she's not here.*" (0:10:03 minutes)

[redacted] paused for a moment while he referred to his cell phone. He then continued, "*Like eleven twenty five.*" (0:10:16 minutes)

Detective N. Nguyen asked, "At eleven twenty five?" and Mejia said, "… *I called her. Yeah.*"

Detective N. Nguyen asked [redacted] if he was still inside the apartment when he called. [redacted] said, "*No. At the car. Getting the change.*"

Detective N. Nguyen confirmed that was the point when [redacted] went outside to get change from his car and [redacted] added, "… *to do the washing, yeah.*"

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Detective N. Nguyen asked, "So he was mumbling about guns and people…" [redacted] added, "*…and this-and-that. And 'I'm ready to die', and this. And I'm like dude. That's when I- That's when was getting- That was enough, you know. Once he started speaking more negative towards stuff like that, you know.*" (0:10:30 minutes)

[redacted] continued, "*Harm and stuff, that's when I said you know, that's enough. And I called the mom and then. And then she showed up right away.*" (0:10:41 minutes)

Detective N. Nguyen asked what happened when [redacted] arrived. [redacted] said, "*Uh, I guess- I was- She got there fast because I'm leaving the car after getting the change and her car's already there. And she's not in it. So I'm thinking well, she's inside the house. And I'm like, so I'm coming up on the house… I see* [redacted] *already, out. He's telling me to call the cops. 'Mom wants- you know, she's in there with Robert- to call the cops.'*" (0:10:52 minutes)

[redacted] continued, "*Alright, so I'm on it. And she comes out running and tells me to do the same thing. I'm like 'Already on it.' And… Then I followed her.*"

Detective N. Nguyen asked where [redacted] went. [redacted] said, "*She went walking down towards the gas station.*" Detective N. Nguyen confirmed toward Red Hill and [redacted] said, "*Yeah. And she was, um, trying to talk to him.*" (0:11:23 minutes)

Detective N. Nguyen asked [redacted] if he knew why she wanted him to call the police. [redacted] said, "*She just said 'Call them.' And I said 'Why?' 'He just took the knife to the wall. And he broke the door.' And, yeah. So she just…. You know.*" (0:11:37 minutes)

Detective N. Nguyen asked if [redacted] looked like she was afraid. [redacted] said, "*Yeah. She went out- She left there running. She was running out.*" (0:11:48 minutes)

Detective N. Nguyen asked where his daughter [redacted] was at that time. [redacted] said, "*She came out with my wife.*"

Detective N. Nguyen clarified that his son ([redacted]) came out first, then his wife ([redacted]) and his daughter [redacted]). [redacted] said, "*Yeah.*"

Detective N. Nguyen asked what they did after that. [redacted] said, "*She followed her brother and I followed my wife.*" Detective N. Nguyen asked if they split up and [redacted] said, "*Yeah.*" (0:12:13 minutes)

[redacted] confirmed his son and daughter went toward the park while he and his wife went toward the opposite way.

[redacted] said, "*Yeah, and then as soon after I calmed her down I went- I walked over there. And yes they were over there, waiting for me. They* (inaudible) *off on it too.*" (0:12:22 minutes)

[redacted] added, "*As soon as I got 'em, I went back to my wife, which is who you were talking to.*"

Detective N. Nguyen asked [redacted] whether or not he saw VILLA come out. [redacted] said, "*Not as I'm walking towards the gas station. As I'm walking towards her, and I'm on the phone still, I looked back and I see that the PD's already there, and I told her 'Let's- Come on we have to go.' Because the lady on the phone told me go talk to 'em.*" (0:13:02 minutes)

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Detective N. Nguyen confirmed with [redacted] that the dispatcher told him to talk to the Police Officers.

[redacted] continued, "*So I'm heading back that way. And as I'm going back that way I see 'Rah!' Robert come out yelling, cursing. And that's when I turned like- As I turned around I heard the Pop-Pop you know. And I looked at my wife. She looked like a ghost. So I go over to her, because I already know what she thought. She thought the worst.*" (0:13:21 minutes)

Detective N. Nguyen asked for clarification regarding what VILLA was yelling. She asked if it was like a roar and [redacted] said, "*Yeah. Yeah. Like a 'Charge!' thing, you know.*" (0:13:41 minutes)

Detective N. Nguyen asked what VILLA was doing with his hands at that time. [redacted] said, "*All I saw was the charge. I don't know. Just 'Ah!', like that.*" (0:13:50 minutes)

Detective N. Nguyen asked what the Police Officers were doing when they arrived. [redacted] said, "*Oh they were- They got there. They were parking, and getting off, and walking towards the complex.*"

Detective N. Nguyen asked if he remembered how many officers he saw. [redacted] said, "*No. No. 'Cus there was a- There's a plate, where it says Casa Cortez. I couldn't see that.*" (0:14:12 minutes)

Detective N. Nguyen asked if [redacted] could hear the officers say anything. [redacted] said, "*Umm... not really. I was- I was still kind of farther away. I was still before the fence where it starts, the property starts. I was still behind that.*" (0:14:19 minutes)

[redacted] continued, "*But I could see from where the thing is, that way. That's when I saw Robert charge them.*" (0:14:30 minutes)

Detective N. Nguyen asked how close VILLA was to the Police Officers before he heard the Pop-Pop's. Mejia said, "*I- I couldn't tell. I couldn't tell.*" (0:14:41 minutes)

Detective N. Nguyen asked what [redacted] was thinking when all that started happening. [redacted] said, "*Like what went through my mind?... You don't do that. You just don't do that, you know. What do you expect is gonna happen? I could think the worst, you know, so. His thinking is probably not the same as mine.*" (0:14:49 minutes)

Detective N. Nguyen asked if [redacted] ever spoke about wanting to kill himself and [redacted] said "*No.*"

Detective N. Nguyen asked if VILLA was afraid that someone would kill him. [redacted] said, "*That and something like- I think it was that, but I don't know why he would think that, you know. I was ready to tell him 'Why you paranoid? Are you seeing shit?' you know. Because that's how paranoid people get. So I don't know. I'm not an expert or anything like that.*" (0:15:13 minutes)

[redacted] continued, "*There was just a lot of signs that tell me he was thinking a lot about something. That something came to life in his head. Ah, but- And he actually believed in it, so.*" (0:15:32 minutes)

Detective N. Nguyen asked if he knew about VILLA having any mental problems and [redacted] said, "*Not that I know of. No.*" (0:15:46 minutes)

[redacted] hen added, "*Other than ang- maybe anger management.*" (0:15:48 minutes)

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Detective N. Nguyen asked about VILLA's drug use. [redacted] said, "*Of my knowledge, I was using marijuana. But other than that, I don't know.*"

[redacted] added, "*But I don't think marijuana does that to people. Not that I know- I mean I know a lot of people. They don't act like that. You just want to eat everything in your house.*"

[redacted] laughed openly at his last comment.

Detective N. Nguyen asked if he thought VILLA would have done anything to the family if the police were never called. [redacted] sighed deeply and then said, "*We've got it- We've, we've got into it before. A long time ago, so. I don't know.*"

[redacted] then added, "*And I wouldn't want to-... If you're gonna start touching the knife. That's already a red flag for me. That's far as we can go, you know. I mean I ain't trying to get cut, you know what I mean? So, like I say you know, other than hurting your family, I wouldn't know. But if you start wielding a knife, I ain't trying to find out if it's gonna to be a first time. You know what I mean?*" (0:16:41 minutes)

Detective N. Nguyen asked where they kept knives in the house. [redacted] said, "*The kitchen.*" (0:17:03 minutes)

Detective N. Nguyen confirmed, "Just the kitchen?" and [redacted] said, "*Yeah. There- There's a little thing. It's a little wooden thing with the knives. Where my wife cooks and cuts up vegetables.*" (0:17:04 minutes)

I noted [redacted] description was consistent with the wooden butcher block found in the kitchen of VILLA's residence. As noticed in the images that were taken during the investigation, the knife VILLA had was the same style as other knives in the butcher block. Additionally one of the knives was missing from the block.

Detective N. Nguyen asked if VILLA had any of his own knives and [redacted] said, "*Not that I know of.*"

[redacted] confirmed that VILLA has a 3-year old son of his own. [redacted] said, "*I miss that kid. 'Cus I told him once he was born you know, I said 'I bought you know I've been trying to tell you, you know. Trying to tell you. Say 'You have a kid. It's a whole new ballgame.' And I don't know man, I guess he couldn't step up to that plate. I don't know.*" (0:17:34 minutes)

Detective N. Nguyen asked if the family was helping out VILLA financially. [redacted] said, "*Us? Well, as we can, yeah. But there's moments we can't, you know. It's hard to tell him 'You... can't...' What was it that I tell him? 'What will you do when me and mom are gone? Think about it.' I guess he didn't like thinking about that part.*" (0:18:18 minutes)

Detective N. Nguyen expressed concern that [redacted] and his family had to deal with the problems brought on by VILLA. [redacted] said, "*Yeah I know it- He doesn't know he shutting a door, that he really needs open, you know. There's nothing like family support. I've had my family's support. They helped me out when I going wrong. So I know that's very important. But he just doesn't get it.*" (0:18:54 minutes)

Detective N. Nguyen asked, "*It hasn't clicked for him yet?*" and [redacted] said, "*No. You know.*"

[redacted] then added, in what sounded like a lecture to VILLA, "'*What are you gonna do when the family even closes the doors? That's not- That is not cool. You know. You can't- Family won't even help you out. What's their reason why?' I'm like, you know.*" (0:19:12 minutes)

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[redacted] continued, "*I don't know. So we're be like done I guess. Mom's done. She was… She loves her kid but you know, she- She knows she has to think about her other younger ones.*" (0:19:28 minutes)

Detective N. Nguyen re-focused [redacted] on the incident. She asked [redacted] where his wife ([redacted] was when the Police Officers arrived. [redacted] said, "*With me.*" (0:19:50 minutes)

Detective N. Nguyen asked, "Right there with you?" and [redacted] clarified, "*Yeah, not… like. More towards the gas station. I told her 'Come on. They're telling us to go talk to them. As I walked closer, she was slow to walk over there. You know.*" (0:19:22 minutes)

Detective N. Nguyen asked how far behind was his wife. [redacted] said, "*Two feet. Three feet. Yeah. Not too close, but.*"

Detective N. Nguyen asked how his wife reacted when she saw what happened. [redacted] said, "*She didn't see. She just heard. And, I told her you know, 'He charged them and he got shot.*" (0:20:17 minutes)

[redacted] added, "*She didn't think it was nice but, you know. Oh well, you know. Well I mean I told her. I didn't have to tell her, even though it hurt. Like 'What do you expect's gonna happen?' you know.*" (0:20:28 minutes)

[redacted] added, "*I'm having to fill her mind, her- She has to stay in the here and the now and not get her emotions- Let her emotions get the best of her. And that's hard to do.*" (0:20:38 minutes)

[redacted] and Detective N. Nguyen began discussing other things that were unrelated to the incident and the interview ended at approximately 28:42 minutes.

See Detective N. Nguyen's report for further details of [redacted] statements at the Tustin Police Department.

[redacted] statements to Officer Gleason
(MAVS Unit #820, recording ID 173014)

At Detective N. Nguyen's request Officer Gleason spoke with [redacted] at the scene. The following is a summary of her statements to Officer Gleason.

[redacted] lives in apartment [redacted] with her step-father ([redacted]), mother [redacted] and brother ([redacted]. On 02-09-14 [redacted] was told that VILLA uses methamphetamine. On 02-10-14 [redacted] woke up and went into the living room. She encountered VILLA talking to himself and pacing back and forth. She thought his behavior was abnormal.

[redacted] heard VILLA communicating threats, however she figured the person he was threatening was not real. She heard VILLA say to an unknown subject, "*give me back my gun or I'll kill you.*" VILLA was also talking about unknown cell phone cameras recording him.

[redacted] recalled VILLA slammed his fist against a counter at one point. She was sitting on the living room couch when that happened. Later in the morning, [redacted] saw VILLA with a large knife. She described the knife as having a black handle with a silver blade, and being approximately 11 to 12-inches long. VILLA had the knife in one of his hands and it was pointed along his forearm. [redacted] described that if VILLA were to raise his arm in front of his body, the knife would be pointed down.

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[redacted] observed VILLA stab the knife into a wall. [redacted] said at that point she left with her brother [redacted] and they went to Frontier Park. Prior to leaving she heard VILLA say, "*Come out. I'm waiting for you*" as he was pacing with the knife. [redacted] believed he was again talking to a fictitious subject.

Shortly after [redacted] and [redacted] arrived at the park, she heard several gunshots. [redacted] and [redacted] then walked back toward their residence. When they arrived, they saw paramedics were treating VILLA. [redacted] then waited in a nearby parking lot with her family.

See Officer Gleason's report for further details of [redacted] statements at the scene.

[redacted] statements to Officer Gleason

At Detective N. Nguyen's request, Officer Gleason attempted to obtain further details from [redacted] at the scene. [redacted] said he did not want to talk with Officer Gleason, however he provided his contact information.

Officer Gleason was unable to obtain a statement from [redacted]

For details, see Officer Gleason's report and the MAVS recording for Unit #820.

[redacted] statements to Detective Lomeli

While Detective N. Nguyen was speaking with the family members at the scene, [redacted] left and went to Western Medical Center (1001 N. Tustin Avenue, Santa Ana, CA). Detective Lomeli responded to the hospital and he attempted to speak with [redacted] and obtain her statement. However she refused to be interviewed and she stated, "I plead the fifth." When asked about the whereabouts of her two children ([redacted] and [redacted] [redacted] said, "They plead the fifth too."

Detective Lomeli was unable to obtain a statement from Leticia Villa.

Witness Canvass

During the preliminary investigation and the follow up investigation, officers from the Tustin Police Department, the Irvine Police Department and investigators from the Orange County District Attorney's office attempted to locate witnesses.

Throughout the investigation, numerous residents in the Casa Cortez apartment complex were contacted along with residents in the adjacent apartments across the street. Some people heard the gunshots but did not see anything. Others were not home on that date and time. However a few witnesses were located, who actually saw VILLA before and/or during the altercation with the officers.

The following people were able to provide information regarding VILLA's demeanor, his attack on the police officers and/or the shooting that resulted:

[redacted]	Saw VILLA moments before the shooting.
[redacted]	Saw VILLA moments before the shooting.
[redacted]	Saw the shooting.
[redacted]	Saw the shooting.
[redacted]	Had phone contact with VILLA before the shooting.

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[redacted] statements

[redacted] had arrived at the Casa Cortez apartments only minutes before the altercation took place. [redacted] had parked her car and she was walking through the complex, attempting to locate the manager's office. She walked by VILLA. Moments later [redacted] heard someone yell and then she heard gunshots.

[redacted] was interviewed at the scene by Officer Houle. The following is a summary of her statement.

[redacted] said she parked her vehicle in the west parking lot and she walked into the Casa Cortez apartment complex from the main entrance off Nisson Road. [redacted] walked south through the center of the complex, toward the swimming pool.

[redacted] saw a male Hispanic standing to the right of the walkway. She said he was standing next to two traffic cones in front of an apartment with an open front door. [redacted] described the subject to Officer Houle, including his clothing, which matched with VILLA.

As [redacted] approached VILLA, she saw that he was talking on a cell phone. [redacted] said VILLA appeared to be very angry. She said VILLA was sweating, breathing heavily and pacing back-and-forth. She said the tone of his voice sounded angry as he spoke. [redacted] said she saw a knife was stabbed into the ground a few feet in front of VILLA.

[redacted] said she asked VILLA where the manager's office was, however he ignored her. She continued walking toward the pool area. As she passed by VILLA, he knelt down. The knife was approximately one to two (1-2) feet in front of VILLA at that point.

[redacted] felt uncomfortable with the situation and she continued walking toward the pool area. Once she was at the pool, she heard VILLA yell, "My problem is not with you!"

[redacted] walked to the south side of the pool however she did not look back. [redacted] then heard approximately four to six (4-6) gunshots. [redacted] called 911 and she ran to the manager's office. [redacted] said she did not see the police officers.

See Officer Houle's report for further details of [redacted] statement.

[redacted] statements
(PUMA Recording Transaction #34254)

On 02-10-14 at approximately 1414 hours, Detective Haug contacted [redacted] at his residence. The following is a summary of [redacted] statement.

[redacted] said he heard arguing coming from [redacted] which is his next door neighbor. The arguing was in Spanish so he did not understand what they were saying. He believed this took place around 1000 hours.

[redacted] left his residence and he went to the manager's office. He returned to his residence and resumed watching television. [redacted] door was closed however his window blinds were open, giving him a view outside.

[redacted] said he heard females screaming and he saw them run by his front window from [redacted] [redacted] said one of the females was the mother who lives in [redacted]

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[redacted] said the females were being chased by a male subject who was holding a knife in his hand. [redacted] description of the male subject matched with VILLA.

[redacted] exited his residence and saw the females had run toward Red Hill Avenue. The male subject had stopped near a tree and was sitting on the grass, speaking to a neighbor in [redacted] went back inside and he did not see the confrontation with the police officers.

See Detective Haug's report for further details of [redacted] statement.

[redacted] statements
(PUMA Recording Transaction #34260)

On 02-10-14 at approximately 1634 hours, DA Investigator R. Smith interviewed [redacted] at the Tustin Police Department. It should be noted that [redacted] predominant language is Spanish. TPD Detective Gomez was also present during the interview and he assisted with Spanish translation. The following is a summary of [redacted] statements.

[redacted] advised that he lives across the street from the Casa Cortez Apartments. [redacted] said at the time of the shooting he was sitting in the driver's seat of his pickup truck, which was parked along the north curb of Nisson Road across from 1412 Nisson. [redacted] said he was waiting for his son ([redacted] because he was going to take him to see the doctor.

[redacted] said once his son arrived and got into the front passenger seat of his truck, they saw four police officers arrive and park across the street. The officers got out of their cars and they walked across the yard towards where the man was. They had words and they told the man to drop the knife.

[redacted] described the man as wearing a gray t-shirt and gray pants. I noted this matched with VILLA. [redacted] said he knew VILLA lived at the Casa Cortez Apartments however he did not know his name.

When asked what VILLA was doing prior to being contacted by the police officers. [redacted] said he was waiting in the truck for approximately twenty (20) minutes for his son. [redacted] observed VILLA acting strangely near the front of the apartment complex. He said VILLA was armed with a knife and he was using the knife to stick it in-and-out of the grass.

[redacted] said VILLA then grabbed the knife and he went to an apartment. VILLA then turned around and that's when the police officers saw him.

[redacted] said there was no opportunity to do anything. [redacted] said he saw VILLA with the knife in his right hand and the officers told him to drop it. VILLA advanced toward the officers and that is when they shot him.

When asked if he heard the police officers tell VILLA to drop the knife, [redacted] said all four officers yelled at him at the same time. [redacted] said they repeated the command approximately two to three (2-3) times, however while they were saying this VILLA was already running toward the officers.

[redacted] said VILLA yelled, "Ahh! Fuck you!" with the knife in his hand. [redacted] said VILLA had his hand up with the knife as he ran toward the officers. [redacted] said, "He just said that and he went after the cops." [redacted] said VILLA repeated "Fuck you!" two to three (2-3) times as he started running at the officers. (0:08:58 minutes)

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When asked how far VILLA was from the police officers, [redacted] said VILLA was very close. He estimated the distance as being five (5) meters.

When asked how quickly VILLA advanced on the officers, [redacted] said VILLA ran at them and he was very upset. (0:11:13 minutes)

DA Investigator Smith asked if he felt VILLA's intentions were to hurt the officers and [redacted] said, "*Yes. I think so.*" (0:12:33 minutes)

[redacted] also recalled an incident approximately eight (8) months ago when VILLA was violent toward his (VILLA's) girlfriend. [redacted] said the girlfriend got into her car and she tried to leave, however VILLA jumped on the hood of the car. VILLA said, "If you leave me I am going to kill myself."

It should be noted the interview was recorded by Investigator Smith. For further details of his statement, see Investigator Smith's report under Orange County District Attorney case number SA #14-004.

[redacted] statements
(Recorded by DA Investigator Smith)

On 02-21-14 at approximately 1246 hours, DA Investigator R. Smith interviewed [redacted] at Tustin High School. DA Investigator Smith recorded [redacted] statements with an audio recording device. Tustin Police Department School Resource Officer J. Alvarado was also present, however he did not record the interview. The following is a summary of [redacted] statements.

[redacted] advised that he lives across the street from the Casa Cortez Apartments with his father [redacted]. [redacted] said on 02-10-14 at approximately 1100 hours, he entered his father's pickup truck that was parked in front of their residence.

[redacted] saw four (4) police cars that were across the street at the Casa Cortez Apartments. Two of the police cars were parked in the parking lot and the other two were parked on the street facing eastbound on Nisson Road.

[redacted] saw VILLA, who was on the grass area near the front of the Casa Cortez Apartments. VILLA appeared to be talking on a cell phone and he was in a squatted position. VILLA had a knife which he used to repeatedly stab the grass while he spoke on the phone. [redacted] described the knife as being a kitchen knife that was approximately seven (7) to eight (8) inches long.

[redacted] said he heard VILLA talking on the phone before the police contacted him. He heard VILLA say, "*If you don't come, I'll kill myself.*" [redacted] said VILLA had the knife in his right hand and a cell phone in his left hand.

[redacted] said four (4) police officers approached VILLA. One of the officers yelled at VILLA to put the knife down. Upon hearing the officer yell, VILLA "got crazy" and yelled back, "*Fuck you!*" VILLA dropped the cell phone but he retained the knife in his right hand.

[redacted] said VILLA stood up with the knife in his right hand and he ran at the four (4) police officers. He said the tip of the knife blade was pointed up as VILLA ran. In response, the police officers pulled out their guns and they shot VILLA. [redacted] believed each officer shot approximately four (4) to five (5) rounds at VILLA.

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[redacted] estimated that VILLA was approximately twelve (12) to fifteen (15) feet away when the officers first contacted him. He said VILLA was approximately seven (7) to eight (8) feet away when the officers shot him.

VILLA dropped the knife and fell to the ground after being shot. He started to yell in pain and the four (4) Police Officers approached him. One of the officers requested a first aid kit. A female officer ran to a police car and retrieved a first aid kit. The officers then appeared to be giving VILLA first aid.

It should be noted the interview was recorded by Investigator Smith. For further details of his statement, see Investigator Smith's report under Orange County District Attorney case number SA #14-004.

[redacted] statements
(PUMA Recording Transaction #34274)

During the investigation it was believed that VILLA was having problems with his ex-girlfriend, who was identified as being [redacted] It was also learned from witness statements that VILLA was on his cell phone with someone before the police officers arrived.

I concluded that VILLA was possibly speaking with [redacted] and she may have additional information about VILLA's demeanor prior to his assault on the police officers.

On 02-11-14 at approximately 0946 hours, I interviewed [redacted] at her work. DA Investigator Andersen and Detective Haug were also present during the interview. I asked [redacted] if we could speak with her and she said, "*Sure.*" The following is a synopsis of [redacted] statements.

Investigator Andersen explained that the Orange County District Attorney's Office and the Tustin Police Department were conducting an investigation. Investigator Andersen asked, "When was the last time you saw your boyfriend." [redacted] said, "*My ex?*" Investigator Andersen corrected himself, "I'm sorry, it's your ex?" and [redacted] nodded yes.

[redacted] said, "*Um... the last time I (inaudible) saw him was when I dropped off my kid at his home.*" When asked for more information, [redacted] said, "*Uh, I think it was on the fourth... February.*" [redacted] added, "*It was in the afternoon. It was just for like maybe... a minute or two.*"

Investigator Andersen asked if she left her son with VILLA or if she stayed with them. [redacted] explained, "*No. It was just my son. Uh, his mom and him went to pick up my son at daycare and uh, I just went and I picked up my son.*" (0:05:42 minutes)

[redacted] identified her son as being [redacted]

Investigator Andersen asked [redacted] if there were any problems between her and VILLA when she last saw him. [redacted] said, "*Nope. I mean we're not- We weren't together. He wanted a- We actually tried to take off a- We had a restraining order. We tried taking it off and um, he had to do some classes so we just left it at that. Um, we were broken up.*" (0:07:01 minutes)

Investigator Andersen asked, "Did he do the classes?" [redacted] said, "*He was doing some classes... but, he was- (inaudible) We didn't really have drama that day or anything. It was just a quick 'Thank you' and 'Bye'.*"

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Investigator Andersen asked [redacted] if she was going through the court system and trying to get the restraining order lifted. [redacted] said, "*Yeah, I- I um, I filed for a modification and we went to court and um, they said that he had to take classes before. He had to do at least eight (8) I think. And uh, so he was doing 'em. And uh, yeah.*"

Investigator Andersen asked if VILLA finished the classes. [redacted] said, "*No, no. I think he only- He had done like maybe five (5). Five of 'em.*" [redacted] confirmed VILLA was supposed to complete eight (8) classes.

Investigator Andersen asked if VILLA ever expressed suicidal thoughts or talked about not going back to jail. [redacted] said, "*I knew he didn't want to go back to jail.*" (0:08:05 minutes)

[redacted] added, "*And I mean, when he would get in the moment, he would say he wouldn't wanna go back. He would say he was tired. That he was just tired.*"

According to [redacted], VILLA did not want to go back to jail.

[redacted] paused due to a loud overhead announcement on the store public address system. After a moment [redacted] continued, "*When he was on drugs, he would- he would talk about how tired he was. And how fed up he was with our drama. When he was going on like that, all the issues that he had.*" (0:08:26 minutes)

Investigator Andersen clarified what VILLA meant by "tired." [redacted] said, "*He wanted to give up. Basically the only thing that kept him going was my son.*" (0:08:40 minutes)

Investigator Andersen asked when VILLA made the last comments like that. [redacted] said, "*He didn't really make a lot- Like, the only times that he did was when he was on drugs. But he didn't really- He didn't really say anything. He was just like, how he was like tired and how he wanted to come back and he wanted a family. That's pretty much it.*" (0:08:49 minutes)

Investigator Andersen asked, "What drugs was he into?" [redacted] said, "*I know he smoked weed and he would drink, but um… maybe he did methamphetamine.*" (0:09:06 minutes)

Investigator Andersen asked, "What makes you think that?" [redacted] said, "*'Cus he's had a few times- He's had a past with it.*" (0:09:12 minutes)

Investigator Andersen asked, "And you said he would make those comments when he was…" [redacted] finished the sentence, "*… on meth.*" (0:09:30 minutes)

Investigator Andersen clarified, "When he was on meth?" and [redacted] said, "*When he was on meth, or when he was- He just thought like everything was on… um*" , [redacted] started sobbing quietly and she did not finish the sentence. (0:09:33 minutes)

After a moment, Investigator Andersen asked [redacted] if she had spoken with VILLA's mother ([redacted]. Avalos said, "*I spoke to her last night.*"

Investigator Andersen asked [redacted] what [redacted] had told her. [redacted] said, "*She was just devastated.*"

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Investigator Andersen asked, "Did she say anything about why the police were there?" [redacted] said, "*They didn't really- They didn't really give me any information. I basically found out by neighbors and uh, that's- One of his cousins posted something on Facebook and, and when she said Tustin, I already knew it was something (inaudible).*"

Investigator Andersen asked, "*And what did the neighbor say what was happening?*" [redacted] said, "*Basically that, from what I know, they told me is that his step-dad locked him out of the house. That he came back. He was trying to go back in. But that, when he was trying to go back in, he was knocking, and that he was already on the phone with the police.*" (0:10:13 minutes)

Investigator Andersen tried to clarify, "With, the step-dad was?" [redacted] said, "*I don't know. I'm not sure what he was saying. But that he was calling the police on him. And then, from that I don't know what happened. They just said that they had him arrested and he was already shot. And that he kept fighting it.*" (0:10:31 minutes)

Investigator Andersen asked if they told [redacted] what VILLA was doing or how he was acting. [redacted] said, "*I mean, 'cus when he's on- He's in- Assuming he's on that drug, because when he's on that he gets um... he starts going crazy. He starts imagining stuff and saying stuff that are like, you can't believe the things he's saying. And I mean um... He did- His step-dad did mention something that he was talking crap the night before. And then the- The next day they um, like barely explained it to me. That's pretty much all they said.*" (0:10:49 minutes)

According to [redacted] VILLA acts "*crazy*", he starts "*imagining stuff*" and "*saying stuff*" that is unbelievable when he is on methamphetamine. VILLA's stepdad informed [redacted] that VILLA was "*talking crap the night before.*"

[redacted] added, "*They said that he didn't- That he wasn't doing anything. The neighbor said that he wasn't doing anything.*"

Investigator Andersen clarified, "That he wasn't doing anything? And that the step-dad called the police for no reason?" [redacted] said, "*Yeah. And that the step-dad was- 'Cus the step-dad does that too. He's on meth. He does meth.*" (0:11:28 minutes)

Investigator Andersen asked for the step-dad's name and [redacted] said, '[redacted]

According to [redacted], VILLA's stepdad ([redacted] also uses methamphetamine.

[redacted] continued, "*From what I know, um, Robert started using them again, because they said.*" (0:11:43 minutes)

Investigator Andersen asked, "Now, you said when he's on meth he acts crazy? How many times have you seen him act crazy?" [redacted] said, "*Well I've been with him for about five (5) years, and ever- Ever since I met him he's been like that.*" (0:11:57 minutes)

According to [redacted] ROBERT VILLA has been using methamphetamine for at least the past five (5) years that she has known him.

Investigator Andersen asked when they separated. [redacted] said, "*We separated... probably the last time he went to jail. Maybe last year I think.*"

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It should be noted that VILLA's criminal history includes domestic violence. Investigator Andersen asked [redacted] "And is that when he went to jail for- Did he beat you up?" [redacted] nodded yes and added, "*He was under the drugs too.*" (0:12:16 minutes)

I clarified with [redacted] "Oh, he was under the drugs when he beat you up, you said?" and [redacted] nodded yes.

Investigator Andersen asked, "So if he's not on the drugs he's..." and [redacted] answered, "... *he's good.*"

Investigator Andersen continued with the question, "... but when he gets on..." and [redacted] sobbingly interrupted, "*But he's on it.*" (0:12:32 minutes)

According to [redacted] VILLA was "*good*" when he was not using methamphetamine. However when VILLA was using methamphetamine he became aggressive and violent. [redacted] said "*But he's on it*" indicating her belief that VILLA was currently using methamphetamine.

Investigator Andersen asked if VILLA was working at all. [redacted] said, "*I knew he was working. He was working right here at the Honda dealership on uh, Edinger and... I'm not sure of the street or it's passing... passing Ritchey I believe. It's, it's just a- I know it's called the Santa Ana Auto Mall. He was working uh- He was working as a temp. He was, um, basically what he was doing was sales- not- He was doing service, which was like cleaning the cars and getting them ready for the customers.*"

Investigator Andersen confirmed that last time she saw VILLA was on 02-04-14 and he was ok at that time. [redacted] nodded and said, "*Yeah.*" Investigator Andersen asked [redacted] if she had heard anything about VILLA's behavior between then and yesterday (02-10-14).

[redacted] said, "*Well I mean I, I knew he was acting- I knew he was like doing something 'cus he would text me like messed up stuff, like mistreating me and... just telling me that he wanted me back but still persists on mistreating me.*" Investigator Andersen confirmed she meant VILLA was mistreating her through the texts, and [redacted] nodded yes.

According to [redacted], VILLA's behavior indicated he was again "*doing something*" (methamphetamine).

Investigator Andersen asked for VILLA's cell phone number. [redacted] provided the phone number as being 737-4690. [redacted] said VILLA's cell phone was turned off. [redacted] said, "*They turned it off.*" Investigator Andersen asked, "When?" and [redacted] said, "*Yesterday.*"

[redacted] continued, "*'Cus, um... I had called him, because my son was asking for him. This was about eleven (11) o'clock. And he answered once. Then I just heard like a lot of- A lot of noise, a lot of like, like if he was angry, like if something was going on, like if something wasn't ok. Five (5) minutes after that he wouldn't answer his phone no more.*" (0:13:49 minutes)

[redacted] confirmed this was yesterday (02-10-14) morning.

I clarified with [redacted] "He was angry?" [redacted] sighed and said, "*Yeah. He was mad. He just sounded mad. He sounded upset.*" (0:14:21 minutes)

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I asked what VILLA was saying and [redacted] said, "*He was just telling- Like he was telling his step-dad 'I'm leaving you. Why you acting dumb? I'm leaving already. I'm not doing anything to you guys. I just want to go already.' And that- That's it.*" (0:14:26 minutes)

According to [redacted] VILLA sounded angry on the phone just prior to the incident with the Tustin Police Officers.

[redacted] started sobbing and she continued, "*I'm guessing that's the time when everything happened 'cus. I don't know anything about it, but… Nobody told me anything about it. I didn't- I found out on Facebook. Then after that I tried calling his mom and his step-dad and that's- His step-dad answered and his step-dad told me he passed away.*" (0:14:41 minutes)

After [redacted] provided a preliminary statement to DA Investigator Andersen, I began asking questions to get further details.

I noted that [redacted] said she had been in a dating relationship with VILLA for approximately five (5) years, and I asked if they were together the entire time during that period. [redacted] said, "*We were- We would be on-and-off because he would go to jail.*"

[redacted] confirmed she only has one child in common with VILLA and he does not have any other children. [redacted] said, "*That was his first and only (inaudible).*"

I asked where VILLA was working prior to the Honda dealership. [redacted] said, "*Um, before that he was working for a… a… a moving company, and then a, and then before that he was working for a- It's like this company where they travel for gas, or something like that.*" (0:16:00 minutes)

I asked how long was VILLA working for the Honda dealership. [redacted] said, "*For the Honda dealership, maybe a couple months.*" I confirmed she meant two months and [redacted] said, "*About.*"

I asked how long was VILLA working for the moving company and [redacted] said, "*About the same time.*" I confirmed she meant two months and [redacted] nodded yes.

I asked how long was VILLA working for the gas company and [redacted] said, "*Um, maybe like, I wanna say about the same time.*"

I asked if VILLA has ever had a job longer than two months. [redacted] said, "*Um, when we were- Like couple years ago, 'cus he used to work for Rain Maker and they would send him to a lot of singles…*" I asked what Rain Maker was. [redacted] clarified it was a temporary employment agency named Rain Maker Staffing. [redacted] continued, "… *and, so they would send him to different places. So I mean, that's the longest.*"

I asked if VILLA ever had a permanent job or if he always worked through temporary employment agencies. [redacted] said, "*Yeah, it was mostly always through temp agencies. Or else, um… I remember when he barely got out, he was working at a car wash place right there, down the street from his house.*"

I confirmed it was the car wash on Nisson Road and [redacted] said, "*Yeah.*"

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I asked [redacted] if they have a child custody order. [redacted] said, "*Yes. I have, I have custody of my son.*" (0:17:23 minutes)

I confirmed that she had both legal and physical child custody of their son and [redacted] nodded yes.

I asked if VILLA was making child support payments and [redacted] said, "*He wasn't.*" I asked if he was ever ordered to make child support payments and [redacted] said, "*Uh, I think so. But he would- But he- I know- From what I know, he wasn't.*" I confirmed that VILLA was not making any of the payments and [redacted] said, "*No.*" (0:17:32 minutes)

I asked if VILLA ever gave her money and [redacted] said, "*No. He wouldn't really- He wouldn't give me money. I mean um, here and there he would buy my kid stuff, if he needed it, but that was about it. He was never really- It has always been me supporting myself. I've always worked for us, so.*" (0:17:42 minutes)

According to [redacted] statement, VILLA did not have any custody of their child. VILLA also did not pay any child support or give her money. [redacted] said, "*It has always been me supporting myself.*" I also noted during the interview that [redacted] continually referred to their son as being "my" kid, as opposed to "our" kid or even "his" kid when talking about VILLA. It sounded as though [redacted] was excluding VILLA from being a part of her immediate family or an involved parent to her son.

I noted that [redacted] had domestic violence problems with VILLA and she said, "*Yeah.*" I asked how many domestic violence reports has she filed and [redacted] said, "*Um… two maybe- Two, maybe the most three.*" (0:18:04 minutes)

I asked where those occurred and [redacted] said, "*One of 'em was on Fairview and Ninth Street. And the other one was right there where I live. I think I've only done two, yeah.*" I confirmed they were both filed in Santa Ana and [redacted] said, "*Yeah.*" (0:18:12 minutes)

I asked, "How long ago were those, approximately?" [redacted] paused as she thought for a moment. She then said, "*Um… My son was like (inaudible). My son wasn't one, so this was three (3) years ago. Like, the first one. Then, uh, the other one was about two (2) years ago.*"

I asked [redacted] what was happening that made her call the police and file the first report. [redacted] said, "*He was on drugs. And when he would get on drugs he had the tendency to beat me.*" I asked if VILLA hit her and [redacted] said, "*He would physically hit me. Punch me in the face. Just, beat me up like a guy.*" (0:18:48 minutes)

I confirmed she said VILLA "beat you up like a guy?" and [redacted] nodded her head yes. I asked if VILLA left marks or bruises. [redacted] said, "*When they went to my house right there on Edinger, the crime scene, they took pictures of how he had left me. Um, I broke my finger back that day, 'cus he um…*" (0:19:04 minutes)

Investigator Andersen asked, "Like bent it?" and [redacted] said, "*All the way back.*" as she demonstrated her finger being bent backward.

Investigator Andersen asked, "And it broke?" [redacted] said, "*Yeah. 'Cus he had um, he had broken into my house that day that I called the cops, on Edinger. Broke into my house, he beat me up, took my kid and… He had took my kid but they caught him at the end of the street, so he didn't go far with him.*" (0:19:16 minutes)

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According to [redacted] description of the domestic violence incident that occurred three (3) years ago at her apartment, VILLA violently committed felony crimes including:

CPC 459 – Burglary
VILLA unlawfully broke into Avalos' house to commit felony crimes, in violation of CPC 459.

CPC 273.5(a) – Domestic Battery with Injury
VILLA unlawfully and maliciously attacked [redacted] At the point when [redacted] received the first mark and/or bruise, VILLA had inflicted a traumatic injury in violation of CPC 273.5(a).

CPC 245(a)(4) – Assault with a Deadly Weapon
[redacted] explained how VILLA beat her "like a guy". VILLA unlawfully and maliciously used his hands as deadly weapons, with force likely to cause Great Bodily Injury, including punches to the face and breaking [redacted] finger. At the point VILLA escalated his force to cause increasingly severe injuries, he was in violation of CPC 245(a)(4).

CPC 220(a)(1) – Assault to Commit Mayhem
VILLA unlawfully and maliciously assaulted [redacted] and intentionally broke her finger, in violation of CPC 220(a)(1).

CPC 203 – Mayhem
VILLA unlawfully and maliciously broke [redacted] finger rendering it useless, in violation of CPC 203.

CPC 207(a) – Kidnapping
VILLA unlawfully took [redacted] son without permission and attempted to flee with him, in violation of CPC 207.

CPC 273a(a) – Child Abuse / Endangerment
VILLA unlawfully and maliciously attacked [redacted] with her son present. VILLA created a chaotic situation that endangered the child and reasonably caused mental anguish, in violation of CPC 273a(a).

VILLA was also committed various misdemeanor crimes including:

CPC 602.5(b) – Aggravated Trespass
VILLA unlawfully entered and remained in [redacted] apartment while she was present and without her permission, in violation of CPC 602.5(b).

CPC 240 – Assault
VILLA unlawfully and maliciously punched [redacted] in violation of CPC 240.

CPC 242 - Battery
VILLA unlawfully and maliciously punched [redacted] causing injuries, in violation of CPC 242.

CPC 243(e)(1) – Domestic Battery
VILLA unlawfully and maliciously punched [redacted] his girlfriend and mother of his child, in violation of CPC 243(e)(1).

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I asked [redacted] about the other domestic violence report. [redacted] clarified, "*Well, like it was only two times. I remember now, 'cus it was just the one on Fairview and one, that one time that he went.*"

I asked what happened during the second domestic violence report. [redacted] said, "*The same thing, he was on drugs.*" (0:19:44 minutes)

I asked if VILLA hit her and [redacted] said, "*Yeah. He- He was um, suffocating me and beating me up. So I had to call the cops. I had to run. He took away my phone, and then his family wouldn't let me use the phone in there, so I ran out of the house. And I went to a payphone and I asked 'Will you let me borrow a quarter to call the cops'*" (0:19:49 minutes)

I clarified that VILLA's parents would not let her use the phone to call the police. [redacted] said, "*No, it was- We were living at the time with his aunt.*" I confirmed they would not let her use the phone. [redacted] shook her head no and said, "*They didn't want him to get mad at them or do something to them.*"

I asked, "He was suffocating you?" and [redacted] said, "*Yeah, he um- He was choking me and he put a pillow over my face. And then like I- Then I, I don't know how but I got him off of me and I just ran.*" (0:20:17 minutes)

I asked of VILLA was arrested for that and [redacted] said, "*Yeah. That's the first time he went to jail.*"

According tc [redacted] description of the domestic violence incident that occurred three years ago (05-06-11) at VILLA's aunt's home, VILLA violently committed various felony crimes including:

CPC 664-187(a) – Attempt Murder
VILLA unlawfully and maliciously attempted to suffocate [redacted] in violation of CPC 664-187(a).

CPC 245(a)(4) – Assault with a Deadly Weapon
[redacted] explained how VILLA used a pillow to prevent [redacted] from breathing. At the point VILLA used force likely to cause death and he was in violation of CPC 245(a)(4).

CPC 243(e)(1) – Domestic Battery
VILLA unlawfully and maliciously attacked [redacted] his girlfriend and mother of his child, in violation of CPC 243(e)(1).

CPC 236 – False Imprisonment
VILLA prevented [redacted] from leaving by holding her down, in violation of CPC 236.

For details of the original crime report, see Santa Ana PD CR# 11-13966.

I asked [redacted] if there was an incident in Tustin, when VILLA allegedly had jumped on top of her car. [redacted] said, "*Oh, yeah. Um, he was around here in Santa Ana. And I think he- He barely had like not too long ago, he had gotten out of jail. And um, I gave him a ride but I guess he was like drinking. And um, when I dropped him off, like he was just cussing at me and mistreating me. And I was just like 'Ok well I'm gonna leave. Ok, you need to get off.' And that's when he got crazy. He um, he was trying to hit my car and he got on top of my car so that I wouldn't leave. Then he took me out. He took my keys and that's when his step-dad called the cops. And he threw 'em, so I got 'em and I left.*" (0:20:39 minutes)

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I asked if VILLA hit her during that altercation [redacted] said, "*No he was- It was just mostly like grabbing me." I confirmed "Grabbing your arms?*" and [redacted] said, "*Yeah. Like he probably smacked me once in the head, but it was right here. Like it was just a smack. That's pretty much it.*" [redacted] demonstrated the strike with her right hand on the back of her head. (0:21:18 minutes)

According to [redacted] description of the domestic violence incident that occurred in Tustin, VILLA committed various crimes including:

CPC 415(3) – Domestic Disturbance
VILLA unlawfully and maliciously yelled and cussed at [redacted] in violation of CPC 415(3).

CPC 243(e)(1) – Domestic Battery
VILLA unlawfully and maliciously struck [redacted] his girlfriend and the mother of his child, in violation of CPC 243(e)(1).

CPC 664-594(a)(2) – Vandalism
VILLA unlawfully and maliciously climbed on top of [redacted] car and struck the car, in violation of CPC 664-594(a)(2).

CPC 207(a) – Kidnapping
VILLA unlawfully and maliciously removed [redacted] from her vehicle, taking her from a position of relative safety to a position of danger, in violation of CPC 207(a).

CPC 211 – Robbery
VILLA unlawfully and maliciously used force to remove [redacted] keys from her possession, in violation of CPC 211.

CPC 236 – False Imprisonment
VILLA prevented [redacted] from leaving by jumping on her car and taking away her keys, in violation of CPC 236.

I asked [redacted] if she has ever seen VILLA act violently toward any family members or anybody else. [redacted] said, "*There was only one time. We used... We used to live in um... on... it was on Seventeenth and Nancy Lane.*" [redacted] continued, "*And um. We were um- That time he was on drugs as well, and um, he got crazy on everybody. Broke one of his cousin's um... car, um... glass. It was just crazy.*" (0:21:35 minutes)

According to [redacted] description of the family disturbance on Nancy Lane, VILLA committed:

CPC 11550(a) – Under the Influence of a Controlled Substance
VILLA was "on drugs."

CPC 594(a)(1) - Vandalism
VILLA broke the glass on his cousin's car.

I asked, "He was using meth, you said?" and [redacted] nodded yes. I asked, "How often was he doing that?" and [redacted] said, "*He would stop and like go, then stop. Like he was always off-and-on it. And his family has a past with methamphetamine and, and heroin and drugs like that. Like harsh drugs.*" (0:22:06 minutes)

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I asked if she meant VILLA's mother and his immediate family. [redacted] said, "*His mom- His mom, no. Not his mom. His brothers and sisters, no. It was mostly the step-dad. It was mostly um, aunts and uncles. So he was- And then his family would get involved with him. They would influence him a lot. Like if, if he was at home hanging out with me, and he was sober, they would go and hang out, and try to tell him 'Let's go outside' with them. And next thing you know he'd come back ugly.*" (0:22:19 minutes)

I asked, "So he kind of grew up in that environment?" [redacted] said, "*Mm-hm. He grew- He- His whole life he grew up into that. Like his whole family are. His mom's changed, now. But his whole family, aunts and uncles, they're all tweakers and heroin addicts.*"

According to [redacted] statement, VILLA's stepdad, aunts, uncles and cousins used drugs including methamphetamine and heroin. These family members also influenced and encouraged VILLA to participate in using drugs.

I asked if VILLA has been suicidal in the past. [redacted] said, "*Um, not really.*" I asked if VILLA ever spoke about wanting to die and [redacted] said, "*I only remember it happening a couple times, when he was on drugs. But it's just hard, you know. I mean he would say it and then he'd be like 'I think the only thing that keeps me wanting to stay here is my son and you know. Knowing that one day I'll be able to be back out' I think he- Part of him wanted to go and a part of him wanted... wanted to stay.*" (0:23:08 minutes)

I asked for more information about what VILLA meant when he was talking about 'wanting to go.' [redacted] said, "*He'd just say it crying. His whole life... his whole life was a misery. It's always been really bad and he's gone through really messed up stuff in life, because of what his mom made him go through and because of the foster homes. It's just... I don't know.*" (0:23:39 minutes)

I asked for clarification regarding '...*what his mom made him go through.*' [redacted] said, "*His mom was a drug addict at the time. So, he went through a lot of things. A lot of foster homes. A lot of pain.*"

I confirmed that VILLA was taken away from his mother when he was younger. [redacted] nodded and said, "*Mm-hm.*' [redacted] continued, "*Basically he raised his two little brothers and then they got- They all got taken away. And just like, a lot of stuff in the foster homes.*" (0:24:08 minutes)

According to [redacted] statement, VILLA's mother was addicted to drugs and had lost custody of her children. Because of this, VILLA was placed into foster care along with his siblings.

I asked, "When did he go back with his mom?" [redacted] said, "*I think they brought him back like at sixteen.*" [redacted] continued, "*And then she recently just got her um... her brothers back.*" It appeared [redacted] was referring to VILLA's brother and sister, [redacted] and [redacted] (0:24:19 minutes)

I noted that VILLA did not have any other children and I asked [redacted] if she knew about any of his past girlfriends. [redacted] said, "*We would break up a lot 'cus he would cheat on me.*" [redacted] continued, "*He had a... He had a tendency to cheat when he was also on drugs. So it was just like, um- When he was on it, it was just a lot of stuff going on. He did a lot of crap too. He pushed me away. And, they weren't really serious girlfriends though. They were just like maybe, what, like a month and then he'd move on. Try to come back and then just keep messing up. It was never really serious with them.*"

According to [redacted] VILLA slept around with other women when he was "*on drugs.*" [redacted] said they would "*break up a lot*" because of the cheating.

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I asked [redacted] if she knew of any relationships VILLA had before she started dating him. [redacted] said, "*He- The only one that I know of, that he was serious with, was um, this girlfriend. Her name was [redacted] or something like that. I'm not- I'm not sure. I don't know the girl. That's all.*" (0:25:15 minutes)

I asked what happened with VILLA and [redacted] said, "*Um, I don't know. From what I know they just split up.*"

I asked if she knew whether or not VILLA was ever violent with [redacted]. [redacted] said, "*I think one time he was. One time he did. I found- I found out like a year after we were together. He had told me that um, that they were going through I don't know what. And that um, that his step-dad called the cops because he heard them arguing. And that they took him in because of it.*"

[redacted] confirmed that incident occurred before she was dating VILLA and she believed it was in Santa Ana, since that is where VILLA grew up.

I asked if VILLA was going to school or taking classes anywhere. [redacted] said, "*Um, I know he was taking the domestic violence classes. Um, he did finish school. He finished- He got his um, GED. Yeah, but that was pretty much it. He didn't really go to college or anything like that. No.*"

I asked how often VILLA saw his son [redacted] said, "*Um, here and there. Like when his mom would pick him up or when I would let him borrow him.*"

I asked if VILLA would visit on a regular basis and [redacted] said, "*No, it was like...*" I finished the question, "... or was it just kind of sporadic?" and [redacted] said, "*Yeah, it was like um, maybe one week yes, another week no. Or a couple weeks no and one week yes. Like it was just random. Sometimes when like he has his days... day off.*"

[redacted] noted that VILLA would visit approximately four (4) times per month on average, when he was not in jail. I asked how often VILLA went to jail and [redacted] said, "*Every couple months.*" I confirmed that VILLA was getting arrested for something every couple of months and [redacted] said, "*Yeah.*"

I asked what VILLA was doing that would put him in jail. [redacted] said, "*Um, mostly the domestic violence and then just um, being disruptive like the drinking. He's always done that with his family, his aunts and uncles, and they're also like... not all there. And they're always on drugs and always drinking, so he always had someone to drink with him.*" (0:27:15 minutes)

I confirmed she was referring to VILLA's aunts and uncles and [redacted] said, "*Yeah.*"

I asked where they lived and [redacted] said, "*They basically, um, his grandma lives right there on Fifth Street. So, he would always go there. I always considered that house like the crack house 'cus there was always drugs there. His aunts and his cousins were always on that. Smoking around kids, they didn't care.*" (0:27:36 minutes)

[redacted] referred to VILLA's family home as being a "*crack house*" because there were "*always drugs there*" and his family was "*always*" using drugs. It was clear that, according to Avalos, VILLA's family had a strong negative influence that led VILLA to using drugs.

I asked for the names of VILLA's aunts and cousins. [redacted] said, "*I know one of them was [redacted] and she lived with her mom. Um, [redacted] [redacted]..*"

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I asked if that was the cousin who had posted the comments on Facebook. [redacted] said, "*No, um… the one that posted was um, some girl named [redacted]. But she doesn't live in Santa Ana. I don't know how she found out but she, she had posted it that um, basically on- The only thing it said was 'I can't believe Tustin PD shot at my cousin four times' um. 'I hope he's ok.' And when I saw that I knew.*"

I asked if VILLA associated with gang members. [redacted] said, "*Um, from what I knew um, like I'm- His family's from a gang. His family is from F-Troop. So I mean* (inaudible)." (0:28:43 minutes)

Investigator Andersen asked if by 'family' she meant VILLA's mom and step-dad. [redacted] said, "*No I mean… No, his step-dad wasn't. Uh, meaning aunts and uncles.*"

I asked if those were the same aunts and uncles she was describing before, that used drugs, and [redacted] nodded yes.

According to [redacted] VILLA's aunts and uncles were F-Troop gang members.

I confirmed they lived on Fifth Street and [redacted] said, "*They don't live there no more. They closed the house, so. His grandmother and his aunt had left to TJ, and then his uncles are just out on the streets. I don't know.*" (0:29:06 minutes)

I asked if those were the biggest influence in VILLA's life and [redacted] nodded yes. [redacted] added, "*Mm-hm. They- They hated me. They hated me because whenever Robert was with me I would, I would make him do good. Like I would encourage him to do good. I would encourage him to work and just get off the streets and get off the drugs, for my kid and for us. And they hated me because I would always make him calm down. They wanted him in that lifestyle. They wanted him suffering and fully* (inaudible)." (0:29:20 minutes)

I asked what VILLA's mother [redacted] would do. [redacted] said, "*She would- She would try to encourage him to like do good. Try to show him that the life's not- It wasn't good and that it's not healthy for my son like, for him to do the same thing that she did to him, to my kid.*"

I confirmed VILLA's mother was a positive influence and [redacted] said, "*Yeah, she was always pretty positive.*"

I asked if VILLA's mother knew that VILLA was hanging out with the aunts and uncles, who were using drugs and associating with F-Troop. [redacted] said, "*She knew. Yeah, she knew. She knew they- When we lived on Nancy… because when me and him started dating we, we moved in right away. And we had our kid right away. But when his- When we lived there his uncle moved in there. And it was just like really bad. He lived in the garage and all he would do was drink and tweak it.*" (0:30:13 minutes)

I recognized the term '*tweak it*' as being common street slang for getting high on methamphetamine.

[redacted] added, "*Yeah, he just had bad people in his life. Unhealthy people.*"

Investigator Andersen asked for more specific information regarding the dates of the prior domestic violence reports. [redacted] confirmed that her son was eight (8) months old during the first incident.

[redacted] said the second police report, regarding the domestic violence that occurred at her house on Edinger, occurred approximately eighteen months to two years ago.

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[redacted] could not recall when the altercation in Tustin occurred, when VILLA jumped on her car. [redacted] remembered it was shortly after VILLA was released from jail, within a couple of weeks, however she could not provide any further details.

Investigator Andersen asked if VILLA threatened to hurt himself during the incident in Tustin. [redacted] said, "*No. He was mostly like, just violent. Like it was mostly like… he was just very, like very angry.*"

Investigator Andersen asked [redacted] what her other injuries were, during the incident when VILLA broke her finger. [redacted] said, "*Um, he beat up my face.*" (0:32:34 minutes)

Investigator Andersen asked if VILLA was punching her and she said, "*Yeah.*" Investigator Andersen asked if she received bruises or black eyes and [redacted] said, "*Yeah, I had bruises. Um, I had marks on my, my body. Um, they took pictures of bruises as well.*" (0:32:38 minutes)

I confirmed that the Police Officers took pictures and [redacted] said, "*Police and when I went to file the restraining order. Um, my finger was like, got swollen.*"

Investigator Andersen confirmed that VILLA broke her finger by bending it back and [redacted] said, "*Yeah. My finger was like back here.*" Investigator Andersen commented that must have been painful and [redacted] said, "*Yeah.*" (0:32:57 minutes)

[redacted] continued, "*I had a lot of bumps on my head. He had this thing where he didn't like, hit me in the face, to not leave any marks. So he would always hit me in the head or hit me where no one could see or…*" (0:33:02 minutes)

Investigator Andersen confirmed that VILLA hit her in the face on that occasion and [redacted] nodded yes.

Investigator Andersen asked what injuries [redacted] had received during the first domestic violence report, when her son was eight-years old. [redacted] said, "*Um, just choke marks* (inaudible due to loud speaker announcement). *And I had stuff on my* (inaudible). *Because he was sexually* (inaudible)." (0:33:20 minutes)

Investigator Andersen asked where that occurred and [redacted] said, "*On Fairview. Fairview and Ninth Street.*"

Investigator Andersen paused to wait for the loud speaker announcement to finish. [redacted] then asked, "*I had a question. Is this just because I'm like closest to him or?*"

I advised [redacted] that we are trying to figure out why this incident occurred. I explained that we have an idea about what occurred, however we are also trying to understand why VILLA did what he did.

[redacted] said, "*To be honest with you, I don't even know what he did. Like from what they all told me, they said he wasn't doing anything. That he was trying to get into the house. His stepdad had like a lot of… He had a lot of um, mixed emotions about him. Like at the same time he loved him because it was his wife's son. But at the same time he didn't want him there. He's just manipulative.*"

[redacted] continued, "*I mean I don't know. But I don't know the story of what happened yesterday. I would like to know. Because I'm not sure of what happened either.*"

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I explained to [redacted] that unfortunately we cannot release information at this point, considering there are active investigations taking place.

[redacted] said, "*I mean- Actually when uh, when I went to the… I, I couldn't believe it. I just didn't… It was fake to me, it's just. I didn't know what to believe. I didn't think none of this happened. But I ended up going to right there where he lives, and I did see where, like the spot where they said that he died. And um, basically what I remember was just saying that the cops didn't even know what they were doing. They were telling them 'Why are you arresting him? When- If he's already shot, why are you arresting him? Why don't you let him go? Why are you shooting him with a gun? Why can't you taze him?' And that they just had like a blank stare. Like they didn't know what they were doing.*"

I asked [redacted] who was telling her that. [redacted] said, "*That the neighbor was telling the, the Police Officer's that. And that they didn't say anything. That they didn't do anything. That they just had like a look like if they didn't know what was going on. So.*" (0:35:48 minutes)

I again explained to [redacted] that unfortunately I could not answer questions regarding what happened and she said, "*No. Yeah I understand.*"

Investigator Andersen explained further, that the detectives will be interviewing a lot of people in order to get information about what happened. Investigator Andersen noted that VILLA's mother and stepdad know what VILLA was doing before the police arrived.

[redacted] nterjected, "*From what- From what um, the stepdad had told me, was that his mom was- was barely getting there. But his stepdad was there. I mean if anybody knows anything it should be him. But I mean I didn't- I don't trust him.*" (0:36:35 minutes)

Investigator Andersen advised [redacted] that she could speak with them to get more information. [redacted] said, "*I don't even want to talk to them.*"

I asked why she did not want to speak with VILLA's parents. [redacted] said, "*I talk to his mom, I just. I don't want to talk to his stepdad. 'Cus I feel like he had a big part of like what was going on because he'd seen him doing better. He's seen him like getting his shit straight. Working. Trusting his dad, it's like. Trying to change. He wasn't even going to drugs no more. He was being good.*"

Investigator Andersen asked, "Except for the uncle?" and [redacted] said, "*His uncle hasn't even been around. He's been away from his uncle. Basically the only one that had the influence this time was his stepdad. 'Cus he did it again with his stepdad.*" (0:37:28 minutes)

According to [redacted] statement, VILLA's stepdad uses methamphetamine and he influenced VILLA to use the drug.

Investigator Andersen asked [redacted] if she had spoken with VILLA's mother and what her response was. [redacted] said, "*Yeah. She was just devastated. She just said she wanted to see my son and that she was just sorry. That she didn't know what to tell me. That she knew how much I loved him and how much I did for him.*"

[redacted] started sobbing and I offered her my condolences.

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[redacted] then said, "*It's funny 'cus yesterday when the cops came to my house- Uh, I guess they heard how bad I was crying when I found out. And cops went to make sure that I wasn't getting beaten up or hurt.*" (0:38:02 minutes)

I confirmed that OC Sheriff's Deputies went to her house yesterday and [redacted] said, "*Yeah. Because they heard me- The neighbors heard me crying and they were worried that um...*" [redacted] did not finish the sentence.

[redacted] continued, "*And we were- Because we were barely getting home. We were gonna go to the hospital but we found out he was at the coroner's. And we were going upstairs and the cops stopped me there and they go 'Can you come?' and they were like 'Can we go upstairs just to make sure that everything's ok. That you didn't get beaten or, you know, everything's fine.' And I was like 'Yeah, that's fine.' And we went upstairs. And as we were going up the stairs my kid just told 'em, 'Did you kill my dad?' It was so bad.*"

[redacted] started crying as she continued, "*And it was just- I don't even know how he knew or how he heard or how he can say that. A three year old saying that.*"

I asked where her son obtained that information and [redacted] said, "*I'm not sure. Maybe he heard some- He heard us talking or something. Like, that's what I been trying to wonder the whole night. I'm not sure how he would- Why he would say that.*"

I asked if she ever saw VILLA using any weapons. [redacted] said, "*He never- He never had any weapons. He never carried anything.*" I asked if VILLA ever picked up things to use as a weapon and [redacted] said, "*Never.*" I asked Avalos if she knew why VILLA would do that. [redacted] said, "*I don't- From, from what I heard he didn't have any. But um, I'm not sure.*" (0:39:14 minutes)

[redacted] ontinued, "*That's what's weird to me because he, he's never ever like picked up a knife or a gun, or even had any of those things. Not even one of those pocket knives. He was always just like...*"

[redacted] continued, "*If he's ever got in a fight, it's always been fists. It's never been with any weapons. Or if it's ever been like- Gotten uh, crazy on anybody, it's never- He never had anything on him.* "

I asked about VILLA's attitude toward the police. [redacted] said, "*From what- From what we had experienced like, when the police would come he would calm down.*" (0:40:01 minutes)

I asked about VILLA's attitude when he was using methamphetamine. [redacted] said, "*He would- Like even if he was using it he would still manage to calm down. He would talk crap while they were arresting him, but he would calm down.*"

DA Investigator Andersen asked if VILLA ever fought with the police and [redacted] said, "*No.*" [redacted] added, "*When he seen the cops, he would always just give up. He would like, let them get arrested.*"

I asked about VILLA's demeanor when she spoke with him on the phone yesterday (02-10-14). [redacted] said, "*We didn't really talk. Basically he answered uh... And I- I didn't really speak to him. I was just like- I put him on speaker and my son was like 'Dad! I love you! I miss you!' He was like 'Pa!', because he would call him 'Papas', and 'I miss you. I love you. I want to see you.' And then like, you just hear them arguing.*" (0:40:29 minutes)

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I asked who was arguing. [redacted] said, "*Um, it sounded like his stepdad.*" [redacted] confirmed it was VILLA and his stepdad arguing in the background of her phone call, which occurred at approximately 1100 hours. (0:40:49 minutes)

I asked what they were saying. [redacted] said, "*Basically all- I just... Like, I couldn't really hear the stepdad but I heard mumbling. And I just heard him saying like, that he was leaving. That he wasn't doing anything. That he was acting stupid. That's all.*" (0:40:58 minutes)

I asked if there was anyone else that could provide information about VILLA and what he was going through. [redacted] said, "*Maybe neighbors. I know he hung out with um, with his neigh- Not the one right next to him but the one right after. I think he like...*"

DA Investigator Andersen confirmed she meant the neighbor that lived closer toward the street. [redacted] said, "*Yeah. Towards the street. It was basically where he... where he got shot at.*"

[redacted] confirmed it was the neighbor in the wheelchair and she said, "*Yeah. He might know.*"

I asked if she knew the name of this neighbor and [redacted] said, "*Uh, I know his name's David.*" I asked if David was VILLA's closest friend and [redacted] said, "*Um, they would hang out. I'm pretty sure they would hang out probably every day or every (inaudible)... here and there.*" (0:42:04 minutes)

[redacted] mentioned earlier that she had received some information about the incident from one of VILLA's neighbors. I asked [redacted] which neighbor she had spoken with. [redacted] said, "*I had spoken to David.*" [redacted] then added, "*Well actually they were all out there. They had put candles out there. They were just hanging out there. And I stopped by to just check up and... That- That's the story that they had told them- That he had told them.*"

[redacted] said, "*He told me that the, the cops were just like... that he was already arrested and they shot him and they kept shooting at him. They shot him in the heart and the- right here, and then 'too many' I think, or something like that. And that they were just mad. That they were just telling him you know to just go with the... Robert kept getting up, trying to fight 'em. Not trying to fight 'em, but trying to fight it and like trying to get up. And said, 'Dude they're trying to kill me!'* "(0:42:38 minutes)

I again offered condolences. I gave [redacted] my business card and I advised her to call if she had questions or needed help with anything. I explained that I would answer whatever questions I could and try to help in any way that I can.

[redacted] was sobbing when she said, "(inaudible) *that's the only question was why?*" I told [redacted] that we were going to try and find the answers to that. I explained that during the investigation it is important to keep an open mind and focus on gathering as much information as possible.

[redacted] said, "*Yeah. That's how I feel too. 'Cus I mean I wasn't there. I don't- I don't know what went on.*" (0:44:13 minutes)

Investigator Andersen advised [redacted] that, if she encounters anyone who claims they witnessed the incident, that person should contact the Tustin Police Department or the Orange County District Attorney's office to give their statement.

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[redacted] said, "*Basically uh.... One of the neighbors said that he couldn't- That he didn't see it. That he just couldn't go, um, to his house (inaudible). Anyway, that's the only one that told me what um... [redacted] Because he was inside his house and I guess...*"

Investigator Andersen advised that he had spoken with [redacted] [redacted] confirmed, "*The one in the wheel chair?*" She continued, "*He said that um... that's basically all he said, that uh... He just opened the window to see who it was and Robert was on the floor. And that's when um, they went out there and they were telling the cops stuff. That's pretty much it.*"

[redacted] was unable to provide any further information regarding VILLA's actions.

It should be noted I used a department issued PUMA audio recording device and I recorded [redacted] [redacted] statements. I later uploaded the recording onto the Tustin Police Department server.

Search Warrant for ROBERT VILLA's residence

Based on information we received from [redacted] (mom), [redacted] (step-dad), [redacted] (step-brother) and [redacted] (step-sister) it appeared VILLA was possibly under the influence of a CNS stimulant when he began attacking his family. The front door was damaged as though someone had forced it open.

From my training and experience as a Police Officer I knew there would likely be evidence inside of VILLA's personal belongings that may show any drug use and/or a possible motive for VILLA's actions.

At my request, Detective Miali wrote a search warrant for VILLA's residence. It should be noted that VILLA was on active CDC Parole on 02-10-14 and his belongings were subject to search and seizure.

Incident to the signed search warrant and VILLA's active CDC Parole status, Detective N. Nguyen assisted with completing a search of VILLA's residence on 02-10-14. Detective N. Nguyen located a black plastic container next to the couch in the living room. Inside the container Detective N. Nguyen found a composition notebook that appeared to have VILLA's drug recovery notes. The front of the notebook had the words:

> "UNIDOS"
> Robert Villa Addict
> ROB V. 'ADDICT'
> ROBERT V.
> NUN-YA BIZNIS
> LIFE ON LIFES TERMS
> ONE DAY AT A TIME!

Inside of the composition notebook, there was a hand written letter from Stephanie Avalos to VILLA. The letter was written on "4th of July", however the year was not indicated. The content of the letter was consistent with Avalos commending VILLA for trying to get off of drugs. Part of the letter read:

> "...I'm glad your getting the help you need to make YOUR LIFE better and healthier. I know that the next step will be doing right to stay healthy, clean & I know you'll do whats right for our family..."

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"...I'm glad you looked for help! I've felt a relief knowing that you are no longer suffering, homeless, and ruining your life. I'm glad you are doing whats right to be healthy. Jr. needs you more than anything! We both do! & I'm glad you are trying!..."

There was a page inside the notebook that appeared to be a rehabilitation worksheet, designed for guiding addicts toward facing their issues. The name "Robert Villa" was written on top. The title of the page was:

Retrato del enejo
Portrait of anger

The worksheet had an area to draw pictures and the instructions were:

Este es un dibujo de mi y de como manejo el enojo...
This is a picture of me and how I manage anger...

There were several pictures that were drawn on the worksheet in black pen:

Devil face: The face had large black eyes, two horns, jagged teeth and pointy ears.
Dagger: fixed blade knife with serrated edges on the spine and liquid dripping from the blade.
Meth pipe: with a substance in the bowl, a flame below it and smoke coming out of the bowl.
Drug spoon: with a substance inside and a flame below it.
Hypodermic needle: next to the drug spoon.
40-ounce beer: MGD (Miller Genuine Draft) beer bottle with liquid coming from the top.
Handgun: semi-automatic pistol with flames coming out of the barrel and a bullet exiting.
Stop sign: with bullet holes in it.
Dog Face: similar to a pit bull, with large fangs
Growling dog: with eyes squinted, teeth bared and the letters "Grrrrr" next to it.

Next to these images there was handwriting that read:

EL ENOJO Y TU	THE ANGER AND YOU
A veces me pongo agresivo	Sometimes I get aggressive
A veces me pongo violento	Sometimes I get violent
A veces "me guardo" mi enejo	Sometimes I "keep" my anger

When describing his anger, VILLA wrote he sometimes gets "aggressive" and "violent". VILLA had images on the paper that were consistent with aggression and violence including a shooting gun, a bloody knife, two aggressive dogs and a devil.

In addition to "aggressive" and "violent", VILLA wrote he sometimes "keeps" his anger. I noticed that VILLA put "me guardo" in quotation marks, as though he was emphasizing this notion of "keeping" it. I saw images on the paper that were consistent with drug and alcohol use. From my training and experience I know that some people commonly used drugs and alcohol to control their mood.
Based on VILLA's drawings and his notes, it appeared VILLA was explaining that he uses drugs, alcohol and violence to manage his anger.

See attached photographs for further details.

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ROBERT VILLA's Autopsy Examination

On 02-13-14 at approximately 0830 hours, I responded to the Orange County Coroner's Department attended the autopsy examination of ROBERT VILLA. It was noted during a preliminary briefing, that VILLA had received two gunshot wounds in the right thigh, one gunshot wound on the left wrist and one gunshot wound near the right scapula.

I saw an x-ray that showed what appeared to be a bullet in VILLA's left upper chest area, another bullet in his right upper thigh and possible bullet fragments in his left forearm.

The autopsy began at approximately 0900 hours. The examination was conducted by Orange County Coroner's Office - Forensic Pathologist Dr. E. Davenport and Forensic Assistant A. Chavez. Orange County Crime Lab – Forensic Scientist R. Binz collected evidentiary samples and Forensic Specialist H. Peplowski documented the examination with photographs.

The bag containing VILLA's body was opened at approximately 0910 hours by A. Chavez. VILLA's body was intubated with a strap around his head. Both of his hands were bagged and there were two tags affixed to his left big toe. There was a hospital band (WMCSA) on VILLA's right wrist that indicated the Attending Physician was [redacted] Also noted on the band were an account number (400034268) and a medical record number (004012956).

When the autopsy commenced, Dr. Davenport began examining ROBERT VILLA's body and documented her findings. Dr. Davenport recovered one bullet from VILLA's left chest area, which appeared to be an expanded hollow point round consistent with Tustin Police Department duty ammunition (Winchester Ranger .45 caliber, 230 grain, model RA45T). Dr. Davenport removed a similar bullet from VILLA's right leg, which was found underneath the skin at the back of his leg. Dr. Davenport also found what appeared to be bullet fragments inside of VILLA's left forearm.

I observed the wounds on VILLA's body, that all appeared to be consistent with gunshot wounds.

On VILLA's right leg I saw what appeared to be two entrance wounds on the front of the leg above his knee. There were also two star tattoos near the wounds, on his right thigh above the knee. I saw one exit wound on the back of VILLA's right leg. Dr. Davenport advised these injuries would not have been lethal.

On VILLA's left leg I saw what appeared to be a shallow wound that was consistent with a bullet grazing the leg. The wound proceeded from the front toward the back of the leg, on the inside of the left thigh above the knee. Dr. Davenport advised this injury would not have been lethal.

On VILLA's left arm I saw what appeared to be an entrance wound on the outside of the forearm, above the wrist. The wound was generally oval in shape, indicating the bullet entered at an angle.

VILLA had a second wound on the inside of his forearm, which was further up the arm and closer to the elbow. This second wound on the inside of VILLA's forearm was larger and it was consistent with a bullet exit wound.

Based on the entry wound being on the outside of the forearm near the wrist, and the exit wound being on the inside of the forearm closer to the elbow, it appeared the bullet traveled through the left forearm at an angle. Dr. Davenport advised this injury would not have been lethal.

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On VILLA's chest I saw what appeared to be an abrasion in the center of his chest, near his sternum. The abrasion was generally round in shape however it had faint jagged edges that were consistent with the star-shaped prongs of an expanded Winchester Ranger bullet. The abrasion appeared to be an impact mark from a bullet however there was no indication that the bullet entered the chest cavity. An expanded Winchester Ranger bullet was found with VILLA's shirt. Based on photographs taken of the shirt and the bullet it appeared prongs were possibly caught on the cloth of the shirt.

It should be noted that I am a department Range Master and Armorer, and I have received training in the field of terminal ballistics. It occurred to me that a direct strike to the chest area from one of the officers' guns would have been circular in shape, approximately .45 inches in diameter, and the bullet should have entered the chest cavity. However the abrasion on VILLA's chest was noticeably larger than a .45 inch circle and the shape was inconsistent with an entry wound.

I then noticed that the exit wound on VILLA's left forearm and the abrasion on VILLA's sternum were relatively similar in size and shape. It occurred to me that witness statements indicated that VILLA was running toward the officers. During a running motion VILLA's left arm would have moved in front of his chest, which could cause the wounds to line up next to one another.

After viewing VILLA's injuries, photographs of his shirt and the expanded bullet, it appeared the bullet passed through VILLA's left forearm, expanded, and then struck VILLA in the center of his chest. This was supported by the following observations:

- The left forearm entry wound had a generally oval shape pointing from the wrist toward the elbow, which indicated the round likely entered the forearm at an angle.
- The left forearm exit wound was noticeably larger than the entry wound and it had jagged edges that were consistent with the star pattern of an expanded Winchester Ranger bullet.
- The bullet found in VILLA's shirt was expanded in a star-shaped pattern, which was consistent with the injuries to VILLA's forearm and chest.
- The abrasion on VILLA's sternum was also consistent with an expanded Winchester Ranger bullet strike.
- The wound showed that the bullet stopped at the chest and it did not have enough kinetic energy to enter the chest cavity.
- The depleted energy and expansion indicated the bullet most likely struck something prior to impacting with VILLA's sternum.
- With the left forearm placed in front of the chest area, the location of the exit wound from VILLA's left forearm would line up in close proximity with the location of the abrasion wound found on VILLA's sternum.

I discussed this hypothesis with Dr. Davenport and she concurred it was the "most probable answer" to explain the injuries to VILLA's left forearm and chest.

On VILLA's right scapula I saw what appeared to be an entrance wound. An expanded bullet was found on the opposite side of VILLA's chest cavity, in his left torso. Dr. Davenport indicated there were injuries to VILLA's organs that were consistent with a bullet passing from VILLA's right side across his chest and stopping on the left side of his chest cavity. Dr. Davenport advised this injury would have been lethal. Based on my training and experience I know this type of injury can occur when a suspect turns during a shooting.

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The autopsy examination was completed at approximately 1200 hours.

For further details of the autopsy examination, see Orange County Coroner's report #14-00612-MR.

For further details of the evidence examination, see Orange County Crime Lab report #14-41793.

ROBERT VILLA's criminal history

I obtained a copy of VILLA's criminal history, Tustin Police Department calls for service and additional police reports involving VILLA. I reviewed the reports and I saw VILLA had an extensive criminal history with arrests for possession of drugs, public intoxication, domestic violence, possession of weapons, violence toward Police Officers and other violent crimes, including:

[redacted]

After reviewing the prior reports, I noted VILLA had a history of alcohol abuse, drug abuse, aggression and violence that started when he was a young teenager.

[redacted]

When Officers arrived, they found VILLA holding [redacted] in a bear hug. VILLA told the Officers "*Ah shit nigga, don't fucken come any closer.*" He then said, "*I'm gonna kick your guys asses if you come any closer.*" As Officers approached, VILLA took a fighting stance and then struck one of the Officers. VILLA was arrested and handcuffed, however he continued to resist.

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According to [redacted], VILLA said he wanted to kill himself and he began destroying his bedroom. She said VILLA started punching holes in the walls and breaking pictures. (SAPD 07-38874)

On 04-02-08 SAPD Officers responded to a 911 hang up call at VILLA's home. [redacted] gave consent for the Officers to enter and conduct a welfare check on the family. While the Officers were speaking with [redacted] at the front door, his step-son VILLA [redacted]) approached the door and said, "*Tell these fuckers to leave, we didn't call 911.*" VILLA also said, "*Close the door, don't let them in.*"

As the Officers prepared to step inside, VILLA reappeared at the door and said, "You guys can't come in here, you need a search warrant." VILLA repeatedly told [redacted] not to let the Officers enter.

While the Officers were checking the residence, VILLA's brother [redacted] attacked the Officers and was arrested. At that point VILLA took a fighting stance with his fists clenched. He refused to comply with any orders and he was arrested. (SAPD 08-12205)

Six weeks later (05-24-08) VILLA was documented via field interview for loitering on a riverbed with taggers [redacted] and [redacted]. (SAPD FI08-02952)

On 03-21-09 VILLA (18-years old) was at a party in a vacant house with "possible gang members". Beer, balloons and compressed air cans were found at the party. (GGPD 09-4033)

On 12-20-09 VILLA's uncle, [redacted] assaulted a store clerk. [redacted] fled the business when the police were called and he was located nearby with his nephew ROBERT VILLA (18-years old). [redacted] stepped out into the street and challenged the responding SAPD Officers. He told the Officers, "*Fuck you! I'll fuck you up like I did that Chino.*" [redacted] and ROBERT VILLA were both intoxicated and detained. VILLA admitted to drinking tequila earlier.

[redacted] was a documented FxTroop gang member. During the arrest, the Officers noted that ROBERT VILLA was wearing FxTroop gang colors, was flashing gang signs, commented that his uncle [redacted] "had his back" and told the officers they were in his "hood."

[redacted] VILLA threw gang signs and mocked the jail staff. (SAPD 09-43494)

On 02-14-10 SAPD Officers were dispatched to a family dispute at VILLA's home. VILLA (19-years old) was reportedly "drunk" and being disruptive. VILLA was found lying down in the middle of the street, intoxicated. VILLA was unable to care for himself and told the Officers, "*I'm wasted.*" (SAPD 10-05195)

[redacted]

[redacted]

As he got older, VILLA became violent toward the mother of his child, [redacted] On 09-06-10 SAPD Officers were dispatched to a family dispute at VILLA's home. VILLA (19-years old) had a verbal argument with his girlfriend, [redacted]. VILLA voluntarily left for the evening. (SAPD 10-29257)

On 11-19-10 VILLA was hanging out in front of a liquor store, holding a beer. He was in the company of three other subjects who were on probation. VILLA attempted to conceal the alcohol and flee the area, however he was detained and arrested. (GGPD 10-16320)

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[redacted]

On 02-06-11 SAPD Officers were dispatched to a family dispute at VILLA's home. VILLA (20-years old) had moved out of the residence. Girlfriend [redacted] contacted VILLA and requested that he pay child support. VILLA became verbally aggressive and he started calling [redacted] demeaning names. [redacted] said she feared that VILLA would hit her during the argument.

[redacted] used her cell phone to call the police. VILLA grabbed her arm and attempted to take the phone away from her. [redacted] completed the call to the police and VILLA fled. [redacted] said she was fearful that VILLA will harm her if another altercation arises. (SAPD 11-04033)

On 05-06-11 [redacted] reported that "*He* (VILLA) *beat the shit out of me.*" [redacted] said the night before she came home and found VILLA drinking and smoking marijuana with his friends. The next morning she caught VILLA checking her cell phone. When she asked what he was doing, VILLA said, "*You're a slut and a bitch.*" [redacted] told VILLA she was leaving for her mother's house. VILLA said, "*Then why don't you suck some guys cock for bus fare.*"

[redacted] said the assault was "fast and furious." She said VILLA pushed her face into the mattress and began slugging her head [redacted] said while VILLA was on top of her, VILLA struck her numerous times in the back of her head. [redacted] had lumps on her head that were consistent with her statement.

[redacted] screamed into the mattress. VILLA then straddled her from behind, using his body weight to hold her in place. VILLA put a pillow over her head and said, "This should shut you up." [redacted] said VILLA eventually got off of her, pulled her onto the floor and kicked her in the back. [redacted] ran the first chance she had and VILLA chased her down the street. She attempted to borrow a man's cell phone however VILLA shouted at him, "*Don't even think of letting her use it.*"

[redacted] said VILLA is an associate with the "F-Troop gang". [redacted] said VILLA thinks very highly of himself and throws his weight around, acting tough with her. (SAPD 11-13966)

[redacted]

On 10-04-11 [redacted] reported that VILLA was outside her front door screaming, trying to kick the door open and was possibly armed with a knife. VILLA kicked in the door, pinned [redacted] to the ground and started punching her in the face and body while her child was lying beside her.

[redacted] broke free and tried calling 911. VILLA twisted and bent her right index finger back, taking the phone away from her. VILLA threw the phone at [redacted] face, striking her below her right eye. VILLA snatched her son and told [redacted] "*I'm taking the baby from you bitch, you're not going to see him again.*" VILLA fled but returned minutes later without the child. [redacted] was hiding in a closet, trying to call 911. VILLA opened the door and started hitting [redacted] again with a closed fist on her head and body. VILLA took the cell phone away from [redacted] and again fled.

[redacted]

On 10-06-11 VILLA was served with a restraining order protecting [redacted]

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[redacted]

On 04-22-13 [redacted] called the police to report that VILLA was drunk and laying on top of a vehicle in front of the apartment complex. The Tustin Police Department responded to a family disturbance and documented the incident with a field interview card. (TPD FI 13-0773)

On 06-02-13 [redacted] called the police and reported that [redacted] was in an argument with her son, ROBERT VILLA. [redacted] advised that VILLA was under the influence of alcohol and it was unknown if he was on drugs [redacted] (TPD 13-3181)

On 02-10-14 VILLA was on parole for domestic violence and he had a restraining order against him, protecting his ex-girlfriend and their son. VILLA exhibited signs of drug use, he armed himself with a knife, he damaged his apartment and he chased his family outside the apartment with a knife. VILLA then attacked the responding police officers with the knife. (TPD 14-0778)

For further details see ROBERT VILLA's "Criminal History Summary", attached to the end of this narrative.

Freeway Honda

On Thursday (02-27-14) at approximately 1000 hours, Detective N. Nguyen and I drove to ROBERT VILLA's last known place of employment, Freeway Honda. I spoke with Service Manager [redacted], who clarified that VILLA was not an employee. [redacted] said VILLA was one of three temporary workers that he hires through a "temp agency" called Service Staffing. He said all three "temps" work as Service Porters.

[redacted] explained that a Service Porter's job involves bringing cars up to the front of the dealership or taking cars to the back lot. He said Porters also wash some of the cars and fuel them as needed.

[redacted] said he heard that VILLA had a "problem" with the police and he ended up being shot. [redacted] did not have any personal knowledge of the incident, other than what was reported in the news. I asked if VILLA had any friends at the dealership, or anyone he hung out with. [redacted] said he did not and noted that VILLA only worked there for "about two months or less, maybe six weeks."

[redacted] said VILLA was scheduled to work a full 40-hour work week and his pay rate was $9.00 per hour. However [redacted] said on the date of the shooting VILLA was no longer working for Freeway Honda. [redacted] said he "let him go" around January 31st or February 1st. He told me that VILLA "was just not working out."

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When asked, [redacted] explained that VILLA was missing his work shifts and he had "performance" issues when he was here. [redacted] said VILLA would "disappear" for periods of time. He said VILLA would take ten minutes to bring a car up from the back, which normally only takes two minutes or less. He said VILLA would take thirty minutes to fuel a car, which normally only takes eight minutes.

[redacted] told me VILLA was always texting on his cell phone and "arguing with his wife." [redacted] then clarified that he was not sure who VILLA was arguing with, however he assumed it was his wife or girlfriend. He said VILLA was arguing loudly and it was noticeable to people around him. I asked if VILLA ever had family show up at his work and [redacted] said, "Not that I can recall. No." He said VILLA argued over the phone.

[redacted] said when VILLA did not show up for work one day, he called Service Staffing and told them VILLA's services were no longer needed.

I asked [redacted] if he noticed any indications that VILLA was using drugs or alcohol. [redacted] said VILLA passed a drug screen and a background check, so he was under the impression that VILLA was "clean." [redacted] explained that a drug screen and a background check are part of the contract he has with Service Staffing. He said all temporary employees they hire are required to complete those two processes.

[redacted] provided the address and phone number for Service Staffing.

Service Staffing

On Tuesday (03-04-14) I drove to VILLA's employer, Service Staffing temporary employment agency. I spoke with [redacted] and [redacted] who provided some background information on VILLA's work history.

[redacted] statement
(PUMA Recording Transaction #34895)

On 03-04-14 at approximately 1257 hours I spoke with Service Staffing Hiring Assistant [redacted] who told me the following. [redacted] said she was the person who dealt with ROBERT VILLA the most at Service Staffing. [redacted] explained they have an account with Freeway Honda, who requested an employee to fill a "Porter" position. [redacted] set up an advertisement on Craigslist and VILLA answered the ad.

[redacted] said VILLA came in for an interview and he completed the application paperwork. He also gave her a resume that listed his prior employment. [redacted] said VILLA seemed nice and she did not have any problems with him, except for the drug test.

[redacted] explained that on Friday (12-13-13) she told VILLA he needed to complete a drug screen examination over the weekend, on either Saturday or Sunday. When she returned to work on Monday she expected to see the results from the drug screen, however they were not in. On Tuesday she followed up with the laboratory and she discovered that VILLA had not completed the drug screen examination.

[redacted] said she was a little upset that VILLA did not take the drug test when he was supposed to. [redacted] said she instructed VILLA on a Friday (12-13-13) that he needed to go take the drug test on either that Friday, Saturday or Sunday. [redacted] said she told VILLA that he needed to have the test completed by Monday and he agreed.

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On Tuesday (12-17-13) she discovered that VILLA had not taken the drug test. She called VILLA and he claimed there was a family emergency. [redacted] told VILLA that he needed to complete the drug test in order to work. VILLA took the test on Wednesday (12-18-13) and the results came back clean.

[redacted] said his background check also came back clear and he did not have any prior arrests. [redacted] advised they used a web based company PeopleG2 to run the check. She obtained a copy of VILLA's background results and she noted they inadvertently ran his name incorrectly.

[redacted] said they conducted the search using [redacted] however they did not provide VILLA's true last name or other information. [redacted] said they did provide VILLA's social security number, so she expected the computer system would be able to check his criminal history that way.

[redacted] told me VILLA was let go because he stopped showing up for work. [redacted] seemed surprised that VILLA was terminated. [redacted] said, "*Like I said, I did hear that he was flaking and he wasn't showing up. And I'm like dude, that was not the person I hired.*"

I asked [redacted] if I could have a copy of VILLA's paperwork including his application, drug screen and the background check. [redacted] checked with her "boss" and then provided the requested documents. (See attached)

[redacted] was unable to provide any further information regarding VILLA's actions on 02-10-14. Refer to the PUMA recording for further details of [redacted] statement,

[redacted] statement
(PUMA Recording Transaction #34896 / 34898)
On 03-04-14 at approximately 1326 hours I spoke with Service Staffing Hiring Manager [redacted], who told me the following. [redacted] confirmed that VILLA began working for Service Staffing in December 2013 and he was hired by [redacted]. [redacted] said he conducted the scheduling for VILLA.

[redacted] explained that VILLA was specifically hired to fill a Service Porter position for Freeway Honda. He said their company placed an advertisement for that employment position and VILLA responded to that ad. [redacted] said VILLA was scheduled to work forty (40) hours per week.

I asked [redacted] if VILLA was showing up to work every day. [redacted] advised that VILLA was "*not very reliable.*" [redacted] said, "*He was um, calling out often. Calling out on weekends. Saturdays.*"

[redacted] explained why VILLA was terminated, "*He essentially, he called out on a Saturday, and um that was like the last straw for our customer. The customer was upset that he called out again. So uh, it cost us the position there.*"

[redacted] explained, "*We were supposed to- Uh, you know we have a certain amount of people that work there, and they said 'Well the guy's not reliable. Don't send him back and plus, do not fill the position. He's just done.'*"

[redacted] said, "*We essentially lost a little bit of business because of that.*"

[redacted] was unable to provide any further information regarding VILLA's actions on 02-10-14. Refer to the PUMA recording for further details of [redacted] statement.

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9-1-1 Emergency Phone Call from [redacted] and [redacted]

On 02-12-14 at approximately 1300 hours I obtained a copy of the 911-Emergency call from Tustin Police Department Dispatch Supervisor L. Polley. The entire phone call is approximately 3-minutes and 51-seconds long.

I reviewed the 911-Emergency call and I heard a male subject ([redacted]) talking to a Tustin Police Department Dispatcher. I also heard a female subject ([redacted]) talking in the background of the phone call, giving [redacted] instructions on what to tell the police.

I noted on the recording, [redacted] was breathing heavily and he sounded agitated while talking to the dispatcher. [redacted] identified ROBERT VILLA by name and he gave a physical description of VILLA. [redacted] claimed VILLA was "...going crazy in the house" and he stated the family went outside.

For further details of the recording, see the 9-1-1 Emergency phone call review notes attached to this narrative. I booked an audio CD into evidence at the Tustin Police Department.

Mobile Audio Video System (MAVS)

Tustin Police Department marked police vehicles are equipped with Mobile Audio Video Systems (MAVS) that record audio and video from the police car.

The MAVS system consists primarily of a camera that is mounted facing forward on the windshield and a remote microphone that is worn on the officer's duty belt. The MAVS system can be activated manually by the officer, or automatically when an officer activates the police vehicles emergency lights.

The following Tustin Police Department Police Officers were directly involved with the initial attempt to detain ROBERT VILLA, the resulting officer involved shooting, and/or the lifesaving efforts for ROBERT VILLA on Monday (02-10-14).

Name	Call Sign	Vehicle
Officer Jankowski #1252	222	804
Officer D. Nguyen #1151	212	803
Officer Stroud #1141	220	821
Officer Wright #1183	210	809

Although numerous Police Officers arrived to assist after the shooting occurred, the only Police Officers that were present before and during the shooting were Officer Stroud, Officer D. Nguyen, Officer Wright and Officer Jankowski.

I reviewed the Mobile Audio Video System (MAVS) recordings from the above officers' police vehicles on Tuesday (02-11-14).

For further details of the MAVS recordings, see the MAVS review notes attached to this narrative.

Tustin Police Department Radio Traffic

On 02-12-14 at approximately 1300 hours I obtained a recording of the Tustin PD – Green 1 radio traffic from Tustin Police Department Dispatch Supervisor L. Polley.

For further details of the radio traffic recordings, see the review notes attached to this narrative.

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[redacted]

On 03-11-14 at approximately 0705 hours, Cadet Raabe issued a parking citation (#TP291128) for a white Toyota Corolla (Ca. License [redacted] that was parked in front of [redacted] in violation of TCC 5330d(4) – No Parking Signs.

On 03-11-14 at approximately 1510 hours a male subject called the front desk to complain about the above citation. Cadet Chiavatti answered the phone call and their conversation was recorded on the Tustin Police Department server.

The male subject stated that he believed his car was not in violation because only the front bumper was beyond the "No Parking" sign. He was also upset that other vehicles in the area were in violation, however they were not issued citations.

Cadet Chiavatti explained to the caller that he could contest the violation by following the directions imprinted on the citation. At that point, the male subject became upset and claimed he was a witness to the officer involved shooting. The subject eluded that he was going to talk to the District Attorney's office and provide testimony against the Tustin Police Department if the ticket was not dismissed.

On 03-12-14 at approximately 1115 hours I obtained a copy of the recorded phone call from Supervisor Polley. I listened to the conversation and I heard the following:

Subject	*"Listen Joseph, last month a Police Officer got shot here on this property, and they killed someone. I was one of the witness and I was gonna testify in your favor, Tustin Police Department, and I was- had an appointment to the District Attorney. You guys choose to fuck me over this time, and then you guys will see how I go and fuck with this this time..."*
Chiavatti	*"Ok, sir. Let's...I, I can't... I can't speak to any of that. All I can tell you is..."*
Subject	*"No, but I can speak it. Because you guys decided to fuck me over for just a front tire... and, I was gonna testify on your favor... (inaudible)..."*
Chiavatti	*"I understand that, but..."*
Subject	*"...So now you guys will see how it goes... (inadible)."*
Chiavatti	*"...Sir, if you would like to speak to a supervisor, I can more than happy to have that..."*
Subject	*"No, I'm gonna go talk to the District Attorney. Because I have pictures already and I'm gonna... you guys are gonna dismiss this ticket."*
Chiavatti	*"Ok. I mean, like I said, I can have you speak with a supervisor if you like."*
Subject	*"Why should I speak to the supervisor to talk to. Because I was a witness and you guys are gonna get fucked?"*
Chiavatti	*"Sir I can't speak to that. I can't speak to that."*
Subject	*"Well Joseph, you have a great day ok."*

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Chiavatti *"Ok."*

Subject *"And tell your supervisor what I told you, ok?"*

Chiavatti *"Ok."*

Subject *"Thank you. Bye."*

Chiavatti *"Bye."*

Cadet Chiavatti conducted a records check and he located the original parking citation that was issued earlier that morning by Cadet Raabe. I obtained a copy of the citation and I noted the car was a white 2006 Toyota Corolla (Ca. License [redacted]) registered to [redacted], in Tulare, California.

The Tustin Police Department did not have any in-house contacts with anyone by that name. The vehicle had one parking citation that was issued by the Tustin Police Department on 12-07-10, near the intersection of Epping and Lance.

I reviewed the investigation and I did not see any mention of anyone by the name of [redacted] I was unable to determine whether or not he was a witness to the shooting. I forwarded the above information to DA Investigator Andersen for review.

Officer Jankowski's statements at the Tustin Police Department
(PUMA Recording Transaction #34275)

On 02-11-14 at approximately 1400 hours, Orange County District Attorney's Office Investigator Andersen interviewed Officer Jankowski at the Tustin Police Department. I was also present during the interview, along with Tustin Police Officer's Association Attorney Steve Welch. I recorded the interview using a department issued PUMA audio recording device. I later uploaded the interview onto the Tustin Police Department server.

See Investigator Andersen's report filed under Orange County District Attorney report SA# 14-004 for further details of Officer Jankowski's statements.

Officers' statements

It should be noted that a critical incident, including deadly force encounters, are emotionally and physically traumatic experiences for police officers. Officers are trained to perform under pressure and respond automatically to a variety of situations. However when confronted with an actual deadly threat, and the reality that the officer may not survive, there is an emotional toll that affects every officer.

Additionally there are physiological changes that affect a person's ability to comprehend what is happening and their ability to recall information at a later time. While each officer reacts differently to the emotional stress, it is recommended that officers take time to process what has occurred before they provide an official statement.

Attorney Steve Welch was assigned to represent the Tustin Police Officer's Association during the Officer Involved Shooting investigation. At Attorney Welch's direction, I was unable to obtain a statement from Officer Wright, Officer D. Nguyen or Officer Stroud until they had time to process what had happened to them and they were ready to talk about the incident.

The officers were ordered not to speak with each other or anyone else about the incident until the conclusion of the investigation.

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Officer D. Nguyen's statements at the Tustin Police Department (PUMA Recording Transaction #35640 / 35641)

On 07-11-14 at approximately 1125 hours, Orange County District Attorney's Office Investigator Andersen interviewed Officer D. Nguyen at the Tustin Police Department. It should be noted that Officer D. Nguyen was involved in an altercation in 2012 where a suspect armed himself with a knife and he stabbed Officer D. Nguyen repeatedly. Officer D. Nguyen suffered permanent injuries from this attack.

For further details, see Tustin Police Department CR# 12-2071.

Officer D. Nguyen was able to subdue the suspect and arrest the suspect, [redacted] The criminal trial was still proceeding at the time of this report. Some of the questions posed by Investigator Andersen were related to the prior incident, where Officer D. Nguyen was nearly killed by a knife wielding suspect.

As noted above, the [redacted] trial was still pending at the time of this investigation. Because of the fact that any statements made by Officer D. Nguyen regarding the [redacted] incident were subject to evidentiary discovery and could potentially be turned over to the court for use against defendant [redacted], Investigator Andersen conducted two separate interviews with Officer D. Nguyen. This would allow the Tustin Police Department to comply with the court order for the [redacted] trial without releasing evidence pertaining to the VILLA investigation.

The first interview was regarding the attempted murder of Officer D. Nguyen by suspect [redacted] in 2012 (PUMA Recording Transaction #35640).

The second interview was regarding the attempted murder of Officer D. Nguyen by suspect ROBERT VILLA in 2014 (PUMA Recording Transaction #35641).

I was present during both interviews, along with Tustin Police Officer's Association Attorney Steve Welch. I recorded the interviews using a department issued PUMA audio recording device. I later uploaded the interviews onto the Tustin Police Department server. The following is a summary of Officer D. Nguyen's statements.

Officer D. Nguyen's statements regarding suspect [redacted] (PUMA Recording Transaction #35640)

Investigator Andersen referred to the [redacted] attack and he asked Officer D. Nguyen if he had ever been involved with a subject who was armed with an edged weapon. Officer D. Nguyen said, "*Yes.*" Investigator Andersen confirmed that incident occurred in the early part of 2012, and Officer D. Nguyen said, "*That's correct.*" (0:02:17 minutes)

Investigator Andersen asked Officer D. Nguyen if he was injured during that altercation, and Officer D. Nguyen said, "*Yes I was.*" (0:02:34 minutes)

Investigator Andersen asked what kind of injuries Officer D. Nguyen received. Officer D. Nguyen said, "*Um, I had a cut on my face. Left cheek, right below my eye. I also had a, uh, superficial wound underneath that wound. I had a slash mark on my right bicep, and another slash mark on the right side of my neck. And I also tore my shoulder in the fight as well.*" (0:02:39 minutes)

Investigator Andersen referred to the cuts that Officer D. Nguyen received and he reviewed Officer D. Nguyen's scars on his face and arm. (0:03:00 minutes)

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Investigator Andersen referred to that attack by [redacted] and he asked Officer D. Nguyen if he used any of the weapons that he normally carries. Officer D. Nguyen said, "*Yes I did.*" (0:03:46 minutes)

Investigator Andersen asked Officer D. Nguyen if he deployed a TASER during that incident and Officer D. Nguyen said, "*Yes I did.*" (0:03:58 minutes)

Investigator Andersen confirmed there was only one suspect. Investigator Andersen then asked if the TASER was effective. Officer D. Nguyen said, "*Uh no, It was not effective in subduing the suspect. He was still fighting us.*" (0:04:08 minutes)

Investigator Andersen confirmed Officer D. Nguyen had someone else with him and Officer D. Nguyen said, "*It was me and my partner, yes.*" (0:04:18 minutes)

Investigator Andersen asked if he attempted to use a baton during the attack by [redacted] Officer D. Nguyen said, "*I wasn't able to use a baton.*" (0:04:24 minutes)

Investigator Andersen confirmed that because of the circumstances a baton was not a viable choice and Officer D. Nguyen explained, "*The current room and the location where we were fighting, I was unable to be effective- err, the baton wouldn't have been effective.*" (0:04:31 minutes)

Investigator Andersen asked about using O.C. spray (Oleoresin Capsicum, Pepper Spray). Officer D. Nguyen said, "*Uh no, I didn't- I don't carry O.C. spray.*" (0:04:43 minutes)

Investigator Andersen asked if there were any other weapons that Officer D. Nguyen attempted to deploy when he was attacked by [redacted]. Officer D. Nguyen said, "*I attempted to use my sidearm. My department issued sidearm. But I was unable to* (un)*holster it because of the fight.*" (0:04:52 minutes)

Investigator Andersen confirmed Officer D. Nguyen attempted to deploy his firearm however he was unable to take it out from the holster, and Officer D. Nguyen said, "*Yes.*" (0:05:00 minutes)

Investigator Andersen asked Officer D. Nguyen what he learned from that experience. Officer D. Nguyen said, "*Knives can be deadly. They can create a lot of injury to you. They can kill you. And also the TASER wasn't very effective.*" (0:05:28 minutes)

Officer D. Nguyen noted that, in addition to the scarring he received, he also has permanent nerve damage from the attack.

Officer D. Nguyen described the knife used in the attack as having a two to three inch blade.

Officer D. Nguyen's statements regarding suspect ROBERT VILLA
(PUMA Recording Transaction #35641)

Investigator Andersen asked if Officer D. Nguyen was providing a free and voluntary statement. Officer D. Nguyen said, "*Yes.*" Investigator Andersen asked if anyone from the Tustin Police Department has ordered him to give a statement and Officer D. Nguyen said, "*No.*"

Investigator Andersen asked Officer D. Nguyen if he felt compelled to give a statement because the Orange County District Attorney's office is involved and Officer D. Nguyen said, "*No.*"

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Officer D. Nguyen said he has been a police officer with the Tustin Police Department since 2010. He is currently assigned to work patrol in the north area of Tustin. At the time of the shooting, Officer D. Nguyen was working Team 2, 0600-1830 hours on Saturday, Sunday and Monday. (0:03:20 minutes)

Officer D. Nguyen said he had not taken any medication or health supplements within the last 24-hours prior to the shooting. Officer D. Nguyen said that weekend he did not work extra assignments, other than his regular shift. (0:04:58 minutes)

Officer D. Nguyen said he was wearing a standard Tustin Police Department uniform. He described the uniform as being a "Class B" which consisted of dark blue pants, a dark blue shirt with Tustin Police patches on both shoulders, a badge on his left chest, a Sam Browne duty belt, his duty firearm, handcuffs, magazines, baton, radio and a Taser. Officer D. Nguyen said he was photographed after the incident, wearing the above uniform. (0:05:57 minutes)

Officer D. Nguyen identified his duty firearm as being a Glock 21SF, .45 caliber handgun. He said the magazine capacity is thirteen. He carries one magazine in the firearm and three extra magazines on his belt. Officer D. Nguyen said he had the department issued ammunition, which he identified as being Winchester Ranger. Officer D. Nguyen said he conducted a check prior to his shift, to ensure there was a round loaded into the chamber. (0:06:52 minutes)

Officer D. Nguyen said he was carrying a backup weapon, which he identified as being a Ruger LCP, .380 caliber. He said the magazine capacity is six rounds in the magazine and one in the chamber. He only had the one magazine for this weapon, which was inside the firearm. The weapon was loaded with Federal Hydra-Shok ammunition. (0:08:13 minutes)

Investigator Andersen asked if he could list all of the items he carries on his belt, other than his firearm. Officer D. Nguyen said, "*I'll start from the middle and move all the way to the right. Um, I have my firearm. I have, um, two pairs of handcuffs. I have a Surefire flashlight. Um, I have a tourniquet. I have a collapsible baton. My radio holder. Three magazines. A TASER. And then, my uh, off-duty weapon. I also carry a pocket-knife in my right pocket as well.*" (0:10:13 minutes)

Investigator Andersen asked if he was carrying a digital recorder. Officer D. Nguyen said, "*Yes. Um, I carried, uh, a recorder-mic, slash mic. It connects with the patrol unit.*" Investigator Andersen clarified, "With the MAVS system?" and Officer D. Nguyen said, "*The MAVS system. Yes.*" (0:11:31 minutes)

Officer D. Nguyen advised the MAVS microphone was attached to his drop-down TASER holster. It should be noted that Officer D. Nguyen wears his TASER holster on his left leg.

Investigator Andersen asked what model TASER he used. Officer D. Nguyen said, "*The X26. Department issued.*" Investigator Andersen asked if he test-fired the TASER be he started work and Officer D. Nguyen said, "*Yes.*" (0:12:21 minutes)

At Investigator Andersen's request, Officer D. Nguyen described the procedure for conducting a test of the TASER X26. Officer D. Nguyen advised that he carries two cartridges for the TASER. (0:12:39 minutes)

Investigator Andersen asked if he deployed the TASER at all during the incident. Officer D. Nguyen said, "*No.*" (0:13:21 minutes)

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Investigator Andersen asked if he knew what vehicle number he was driving on that day. Officer D. Nguyen could not recall. He explained that they are not assigned units, so they take different cars every day. Officer D. Nguyen did remember his call-sign was "*Two-Twelve* (212)." (0:13:31 minutes)

Investigator Andersen asked if he was working alone or with a partner. Officer D. Nguyen explained, "*In the vehicle, you're by yourself. But usually when we get sent to calls it's at least two officers.*" (0:13:54 minutes)

Investigator Andersen asked what other weapons were in his vehicle, if he could remember. Officer D. Nguyen said, "*A Colt a-r-fifteen* (AR-15) *rifle and a Remington eight-seventy* (870), *less-than-lethal beanbag shotgun. And I think I had, uh, a pepper-spray canister in the glove box.*" (0:14:04 minutes)

Investigator Andersen asked if the pepper-spray was the kind you wear on a belt or the bigger one. Officer D. Nguyen said, "*I think it's just the smaller one, yeah. I'm not a big fan of pepper-spray... so I don't carry it.*" (0:14:24 minutes)

Officer D. Nguyen confirmed there is a MAVS video recorder in the vehicle. (0:14:40 minutes)

After the above preliminary information was obtained, Investigator Andersen began asking questions regarding the actual incident. Investigator Andersen asked Officer D. Nguyen if he remembered the date and time when the incident occurred.

Officer D. Nguyen said, "It was in... I don't remember the date from memory, but after reviewing the documents I remembered the date." Officer D. Nguyen said it was "February tenth, two-thousand and fourteen." (0:15:13 minutes)

Investigator Andersen asked if he knew what day of the week that was. Officer D. Nguyen said, "*I believe it was a Monday. I'm not sure. I didn't look it up on the calendar to figure out the day.*" (0:15:25 minutes)

Investigator Andersen asked if he remembered what the original call was. Officer D. Nguyen said, "*It was a four-fifteen (415) family disturbance. Disturbing the peace.*" I recognized the term "*four-fifteen*" as being a common police code to designate 'disturbing the peace', which Officer D. Nguyen explained. (0:15:36 minutes)

Investigator Andersen asked if he remembered where the location was. Officer D. Nguyen said, "Fourteen-twelve Nisson, apartment seven." Investigator Andersen then confirmed he meant Nisson Road and that the location is in Tustin. (0:15:53 minutes)

Investigator Andersen asked, "Who was the call directed to? Was it directed to you?" Officer D. Nguyen said, "*No it wasn't. Uh, that falls under the south area of Tustin. So that would've- That, uh, call was dispatched to Officer Jankowski and Officer Stroud.*" (0:16:07 minutes)

Investigator Andersen asked Officer D. Nguyen if he simply answered up to assist on the call. Officer D. Nguyen explained, "*Yes. Uh, to kind of go back a little bit, we were on a call prior to this call, with a uh- From what my memory, if it's correct- A PTSD marine, retired marine, who threatened to hurt others, hurt uh, hurt himself. So when we responded to that call, all the units on team two* (dayshift patrol) *were on that call. We set up a perimeter. Um, in my mind I thought some- If something were to go bad, it was going to be on that call.*" (0:16:30 minutes)

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Officer D. Nguyen continued, "*Once the call was code-four* (Ok), *the guy was in handcuffs. Then we put him uh, on a seventy-two hour mental hold. A lot of the officers cleared from that call. Myself, Officer Wright, Officer Stroud, Officer Jankowski.*" (0:16:54 minutes)

Officer D. Nguyen explained that Officers Roque and Gleason were busy working on the prior call involving the PTSD marine. After the other four officers went back into service, Officers Stroud and Jankowski were dispatched to the new call involving VILLA. Officer D. Nguyen and Officer Wright went to assist.

Officer D. Nguyen continued, "*Um, Officer Roque and Officer Gleason were on the prior call. So Officer Stroud and Officer Jankowski got dispatched to this call. Myself and Officer Wright were ten-eight* (in service). *We were thinking, you know, we're just gonna stay available right now. Mondays are very busy days for us.*" (0:17:07 minutes)

Officer D. Nguyen continued, "*Um, but after the call came out we were like, let's just go over there and help out. There's no other calls pending. Why- Why would we just sit here. Why not go help out our partners. The more the better.*" (0:17:23 minutes)

Investigator Andersen clarified that it was Officer D. Nguyen and Officer Wright who assisted Officer Jankowski and Officer Stroud. Officer D. Nguyen said , "*That's correct.*" (0:17:40 minutes)

Investigator Andersen asked if Officer Wright was also assigned to cover the north end of Tustin, along with Officer D. Nguyen. Officer D. Nguyen said, "*Yes.*"

Investigator Andersen asked how long it took Officer D. Nguyen to arrive at the location [redacted]. Officer D. Nguyen said, "*When the call was dispatched out, I was pretty close to the area already. I would say within two-minutes.*" (0:18:09 minutes)

Investigator Andersen asked if they all went together. Officer D. Nguyen said, "*Yes. From the last call, we kind of split up and we kind of went around in a circle, from what I remember. And when the call was dispatched we were kind of equal distance, roughly. So we were- We just… we were en route.*" (0:18:16 minutes)

Investigator Andersen again asked how long he thought it took him to get there. Officer D. Nguyen said, "*Two minutes? I'm not sure. These little details are hard to kind of remember…*" (0:18:30 minutes)

Investigator Andersen confirmed they all arrived at approximately the same time and Officer D. Nguyen said, "*Yes.*" After a moment Officer D. Nguyen added, "*And the reason why I say that is we all walked up to the apartment complex as a group.*" (0:18:42 minutes)

Officer D. Nguyen clarified, "*So we all got there at the same time, exited our vehicles, closed our doors and kinda walked up at the same time. So that's why I say we arrived at the same time.*" (0:18:59 minutes)

Investigator Andersen asked Officer D. Nguyen if he remembered where he parked. Officer D. Nguyen said, "*Yes. Uh, it was on Nisson Road along the south curb line, just west of the location. I could draw it for you.*" (0:19:12 minutes)

Investigator Andersen and Officer D. Nguyen began reviewing overhead images of [redacted], which I had downloaded from Google Maps.

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Officer D. Nguyen pointed to one of the images ('Page 1') and said, "*So this is the apartment complex here. I was parked in one of these spots right here, along this road. So around here.*" (0:19:23 minutes)

Officer D. Nguyen was indicating an area along the south curb of Nisson Road west of the driveway to the Casa Cortez apartments. Officer D. Nguyen pointed to two vehicles that can be seen in the Google map at that location, and he indicated that he was parked in one of those spots during the incident.

Officer D. Nguyen continued, "*So I was parked like right here. Somewhere right here, maybe further back* (west)."

Investigator Andersen began reiterating for clarification, "Ok we'll just go with you were parked, uh..." Officer D. Nguyen completed the thought, "... *on the south curb line of Nisson Road, just west of the location. But I was in the eastbound traffic lanes, if that makes sense. So I was facing eastbound but west of the location.*" (0:19:47 minutes)

At Investigator Andersen's request Officer D. Nguyen used a blue pen and he began marking one of the images. Officer D. Nguyen wrote 'Page 1' at the top in blue pen. (See attached copy)

Investigator Andersen referenced the image and asked Officer D. Nguyen where he parked. Officer D. Nguyen said, "*I'd say where the white or the red car are. I'm right in that area.*" (0:20:25 minutes)

Investigator Andersen noted those vehicles are shown at the top of the picture and Officer D. Nguyen said, "*That's correct.*" (0:20:30 minutes)

At Investigator Andersen's request, Officer D. Nguyen marked the location on 'Page 1'. He then drew a line to this location and wrote the words 'Location of where I parked' in blue pen.

As Officer D. Nguyen was marking the location where he parked, he said, "*We're always taught to park away from the location. Not to park in, right in front.*" (0:21:01 minutes)

Investigator Andersen asked if any of the other officers parked in that area with him. Officer D. Nguyen said, "*Yes. Um, if I- From what I remember there was two patrol- other patrol units* (cars) *parked in this driveway. They pulled in. And then there was another patrol unit* (car) *behind me. So we had one, two, three, four in total, in this area.*" (0:21:10 minutes)

Investigator Andersen asked if he remembered who parked near him, at the curb. Officer D. Nguyen said, "*I don't remember. I don't remember.*" (0:21:29 minutes)

Investigator Andersen clarified that Officer D. Nguyen and another vehicle parked approximately where the white and red cars are shown on 'Page 1' and Officer D. Nguyen said, "*That's correct.*" (0:21:40 minutes)

Investigator Andersen asked where the other two police cars had parked. Officer D. Nguyen said, "*Somewhere in this driveway. I don't know if they parked here-and-here* (pointing to 'Page 1'), *or here-and-here. But they, they didn't pull into a parking spot. They just basically pulled into the driveway.*" (0:21:43 minutes)

Investigator Andersen clarified that Officer D. Nguyen meant the driveway directly in front of the white car and the red car, as they were looking at 'Page 1'. Officer D. Nguyen said, "*That's correct.*" (0:21:53 minutes)

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Officer D. Nguyen added, "*You could see on my um, my video, from my patrol unit, where the car was parked.*" (0:21:58 minutes)

Investigator Andersen asked if the other police vehicles had one or two officers in each car. Officer D. Nguyen advised that there is typically only one officer assigned per car.

Investigator Andersen asked what happened after the four officers parked. Officer D. Nguyen said, "*We all exit our vehicles, and walked up to um, the apartment together.*" (0:22:24 minutes)

Investigator Andersen asked if they walked as a group and Officer D. Nguyen said, "*Yes.*"

Investigator Andersen asked what route they took as they walked toward the apartment. Officer D. Nguyen pointed to the image on 'Page 1' and said, "*Um, I went through the grass here, and we were gonna go down this center aisle. So we didn't use the sidewalk but we just kinda cut through the grass. I don't remember where specifically in the grass, but we just kinda cut through.*" (0:22:33 minutes)

Investigator Andersen used the image on 'Page 1' to clarify what Officer D. Nguyen was stating. Investigator Andersen said, "And again referring to 'Page 1' um, the, the (cough)... using the white and red car as a reference, there's a driveway in front of those two cars. And then there's a big grass area to the uh, what is that, east?" Officer D. Nguyen confirmed the grass area was east of the driveway. (0:22:45 minutes)

Investigator Andersen continued, "Ok. And so, you're saying that you, as a group, the four of you walked across that grass and you were heading for the walkway in the center of the complex?" Officer D. Nguyen answered, "*That's correct.*" (0:23:03 minutes)

At Investigator Andersen's request, Officer D. Nguyen drew a line on 'Page 1' that started near the red and white cars. The line went across a driveway and then across a grass area, toward the center walkway of the Casa Cortez apartments.

Investigator Andersen confirmed this was the route that Officer D. Nguyen and the other officers took, and Officer D. Nguyen said, "*That's correct.*" (0:23:33 minutes)

Investigator Andersen asked Officer D. Nguyen what he saw as he approached the center walkway. Officer D. Nguyen said, "*Um, I'm the first one to clear this corner here. I was kind of to the left of everybody. Because we were walking this direction so I was like, to the left. So I peer- or I peek- or I see around this corner first.*" (0:23:38 minutes)

Officer D. Nguyen pointed to the image on 'Page 1' showing the northeast corner of the building. For reference, this is the northeast corner of apartment #1 at the Casa Cortez apartments.

Officer D. Nguyen continued, "*And I see an individual in this corner of this grassy area.*" (0:23:50 minutes)

Officer D. Nguyen pointed to the image on 'Page 1'. On the left side of the center walkway, in front of apartment #3, there is a patch of grass. Officer D. Nguyen indicated the corner of this patch of grass, directly in front of apartment #3, and advised this was where he first saw VILLA.

At Investigator Andersen's request, Officer D. Nguyen marked this location on 'Page 1' and on a second image, which he labeled as being 'Page 2'. (See attached)

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Investigator Andersen clarified, "And by that mark, what is that- What is that indicating?" and Officer D. Nguyen answered, "*That's where I saw the suspect, initially.*" (0:24:37 minutes)

Investigator Andersen advised that he would be referred to as 'ROBERT VILLA' or 'VILLA' for the interview.

Investigator Andersen asked if VILLA moved from that location eventually and Officer D. Nguyen said, "*Yes. Yes.*" (0:24:58 minutes)

Investigator Andersen asked where VILLA moved to. Officer D. Nguyen said, "*I- It's just an estimate, but he moves towards us, in this direction. So he moves that way. And that's just an estimate.*" (0:25:01 minutes)

While he was answering, Officer D. Nguyen pointed to 'Page 2' and he indicated that VILLA moved from the grassy area near apartment #3 toward Nisson Road.

At Investigator Andersen's request, Officer D. Nguyen drew a line on 'Page 2' to the location where he first saw VILLA. He marked the location as being 'RV1' to indicate where ROBERT VILLA was first seen. (0:25:12 minutes)

Investigator Andersen asked what VILLA was doing at that location. Officer D. Nguyen explained, "*he's kind of on his- He's doing something on the grass. When I initially saw him I thought he was a maintenance person. Um, I see him. He looks over at me and he sees me. There was a, uh, large knife in the ground, like right next to him. I don't remember where but it was just stuck in the grass.*" (0:25:36 minutes)

Officer D. Nguyen continued, "*Uh, he picks up the knife, faces- He stands up, faces us. And he does the- Uh, let me just stand up and I'll show you.*" (0:25:57 minutes)

Officer D. Nguyen stood up and then continued, "*He picks up the knife and he basically stands up and does this.*" (0:26:06 minutes)

At that point Officer D. Nguyen demonstrated what VILLA did after he stood up from the grass. Officer D. Nguyen stood with his right foot back and his left foot forward. He made fists with his hands and he raised his hands in front of him in what appeared to be a boxing stance. Officer D. Nguyen then started moving his shoulders in a forward rolling motion while he shook out his arms.

It should be noted that I personally conduct fight training on my own time and I immediately recognized Officer D. Nguyen's stance as being a fighting stance. I recognized the rolling movements of his shoulders and the shaking-out movements of his arms as being a common warm-up movements that are used to wake up and loosen the arms, shoulders and neck muscles in preparation for combat.

Additionally these movements are commonly seen on television during boxing or mixed martial arts (MMA) events. Fighters consistently make the same motions before combat commences. They also make these motions whenever there is a pause in the fight, in order to keep the muscles warmed up and loose. Such movements are also mimicked in television shows and in movies, for scenes when people are preparing for hand-to-hand combat.

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While Officer D. Nguyen was demonstrating VILLA's movements, Investigator Andersen asked, "Kind of rolls his shoulders?" Officer D. Nguyen continued explaining, "*Rolls his shoulders. It's just like when you're in a boxing match or something. You're getting ready to fight and you're kind of loosening up your shoulders. But he has a knife in his hand.*" (0:26:11 minutes)

Officer D. Nguyen continued, "*Um, thats- At that time, I unholstered my firearm. I order him to uh, drop the knife. Um, I don't remember how many times I said it. But after reviewing the MAVS in my patrol unit, I said it four times. My partners were yelling it as well, um...*" (0:26:17 minutes)

Officer D. Nguyen continued, "*And then he starts basically sprinting towards us. And that's when I uh- I was in fear for my life, 'cus it was a large knife. Um, and he was- It- The way his demeanor was and the way he was rolling up his shoulders... In my mind was this guy's running towards me with this knife right now.*" (0:26:33 minutes)

Officer D. Nguyen then explained that VILLA's reaction upon seeing the police officers was immediate and aggressive.

Officer D. Nguyen continued, "*Um, he's- When he saw me, he picked up the knife right away. It wasn't like he saw me and kinda continued to do what he was doing. He saw me, picked up the knife and was about to charge us with it.*" (0:26:50 minutes)

Investigator Andersen asked where VILLA was initially looking when he (Officer D. Nguyen) first saw him. Officer D. Nguyen said, "*He* (VILLA) *was kinda looking at the ground. He was kind of hunched over, looking at the ground. So that's why I thought he was a maintenance guy working on the sprinklers, or something.*" (0:27:08 minutes)

Investigator Andersen asked Officer D. Nguyen if he said anything to VILLA to get his attention. Officer D. Nguyen said, "*I didn't say anything to him.*" Officer D. Nguyen explained, "*He looks at me. Right when I rounded that corner, I look at him, he sees me. He just stands up. I didn't say anything to him.*" (0:27:20 minutes)

Investigator Andersen asked if he remembered his position, and the positions of the other officers when he saw VILLA.

Officer D. Nguyen said, "*We were- I don't remember. I mean, I- All I remember is I peer- I went around that corner first. I saw him. When I started giving him commands to 'Drop the knife,' that's when all my partners were like- It got their attention.*" (0:27:33 minutes)

Officer D. Nguyen added, "*Um, so. I don't remem- They were to my right. That's all I remember. I don't know what order or where they were or how they were positioned. I just know all- All three of my partners were to my right.*" (0:27:45 minutes)

Investigator Andersen asked Officer D. Nguyen what he remembered about the details of the call when he first heard it come out. Officer D. Nguyen explained, "*Um, they said it was a family disturbance, four-fifteen family. Um, somebody called. The RP, reporting party, called and said his s- His son was doing something, it was erratic. And there were no further details because there was screaming in the background.*" (0:28:04 minutes)

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Officer D. Nguyen continued, "*Um, Officer Stroud looked- I remember this because I reviewed, um, the audio and it refreshed my recollection to why I put myself en route as well. And why Officer Scott* (Officer Wright) *put himself* (inaudible)." (0:28:19 minutes)

Investigator Andersen clarified that by 'audio' he was referring to the radio traffic, and Officer D. Nguyen said, "*Yes.*"

Officer D. Nguyen continued, "*Officer Stroud- Officer Jankowski gets the call. Officer Stroud asks for just like a premise history. Like, do we have any priors* (calls for service) *at that address? That's something typical when we go into a situation that we have no details about. It was basically like a family disturbance with really no details.*" (0:28:32 minutes)

Officer D. Nguyen continued, "*So our dispatch advised us that we* (Tustin PD) *were there for multiple probation searches, other family disturbances. And uh, so when I heard that I'm thinking if it's a probation search, this guy's on probation. He's been arrested before. He had some kind of history. I don't know what it was. It's- There's too many unknown variables right now. I'm just going to put myself en route until we're code-four* (situation Ok)." (0:28:47 minutes)

Officer D. Nguyen continued, "*Um, so that's really all we had. As I went ten-ninety-seven, arriving on scene- I always refresh my screen* (MDC computer), *and the details on the call that said uh, 'He hit the wall with a knife. No longer in his hands.'- That was never dispatched out on the air, but I read that on my screen.*" (0:29:11 minutes)

Investigator Andersen started to clarify, "So you're thinking about that..." and Officer D. Nguyen continued, "*In my mind yes, I thought about that. I'm like, well I'm glad I'm here, when I saw that. Um, I think it was just- I don't know why dispatch didn't say it. I know they're super busy. They multi-task in that room. They- Nine-one-one* (911) *calls. Citizen calls. Radio traffic with us. Talking to their partners you know, so. Maybe it's just they didn't have time to say it. But I saw that.*" (0:29:31 minutes)

Officer D. Nguyen continued, "*That was the last thing I saw on my screen before I exited. We don't have anything to look at it, when we're out of the car. You have to- You can only look at it in your vehicle.*" (0:29:51 minutes)

Investigator Andersen summarized Officer D. Nguyen's statement thus far. When he mentioned the information that Officer D. Nguyen read on the computer screen, Officer D. Nguyen added, "*And I think I- I don't know if I told my partners that or anything, but I mean that was in the back of my head.*" (0:30:41 minutes)

Investigator Andersen asked Officer D. Nguyen what he thought he would encounter, given the information he had at the time. Officer D. Nguyen said, "Honestly I don't know. I mean in this line of work, it is- You expect the unexpected. Uh, I mean we've been to family disturbances where everybody's totally code-four (Ok), everybody's cooperative. Hey it was just a fight. Ok, hey somebody leave for a few hours and cool down. To full-on fights. To, you know obviously this. So..."

Officer D. Nguyen continued, "*I was just going there thinking there was a family disturbance and we were gonna, you know, hopefully resolve the situation by contacting both parties, making sure no crime has occurred and, you know, hopefully everybody can leave or the call can end peacefully.*" (0:31:15 minutes)

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Investigator Andersen asked if seeing that last piece of information on the computer had any impact on Officer D. Nguyen's thinking. Officer D. Nguyen said, "*A little bit. A little bit. I mean um, the last thing on there was 'No longer in his hands'. Um, it said there was knives in the house. I know dispatch asks a lot of questions, 'Hey is there knives in the house?' and all. A lot of people say 'Well yeah, there's kitchen knives in the house.*" (0:31:34 minutes)

Officer D. Nguyen explained how, regardless of what information is in the call, he treats everyone with caution because of the potential that someone may be armed with a weapon.

Officer D. Nguyen continued, "*But sometimes it's not- It's totally unrelated to it. It's in the back of my mind every single call. Even if there wasn't those two details on there, it's still in the back of my mind, 'Is somebody gonna have a weapon? You know. In their pockets. In their waistband. Tucked away somewhere in their hand. It's always in the back of my mind. And so, um.*" (0:31:48 minutes)

Officer D. Nguyen continued, "*I mean I don't- Just to answer your question, it was in the back of my mind that there was possibly a knife. But, you know um…*" (0:32:06 minutes)

Investigator Andersen explained that he was only trying to understand his (Officer D. Nguyen's) frame of mind at the time of the incident. Investigator Andersen noted the previous incident, when Officer D. Nguyen was stabbed multiple times with a knife by suspect [redacted] (TPD CR# 12-2071)

Investigator Andersen asked Officer D. Nguyen if he has ever recovered knives from a person and Officer D. Nguyen said, "*Yes.*"

Investigator Andersen asked Officer D. Nguyen how he came about locating knives on people. Officer D. Nguyen explained, "*Um, during a cursory search for weapons, they would have a pocket clip tucked away in their pocket, clipped in their um, on their pocket or you know, anywhere. In their sock. In their jacket.*" (0:32:43 minutes)

Investigator Andersen asked Officer D. Nguyen why he removed knives from people. Officer D. Nguyen said, "*Just to protect ourselves. Myself, my partners. Himself. From people around, you know, the immediate area. We don't know what we're going into.*" (0:33:02 minutes)

Investigator Andersen clarified, "So it's to kind of eliminate the possibility of that being used as a weapon against you?" and Officer D. Nguyen answered, "*Yes. Yes. Better safe than sorry.*" (0:33:12 minutes)

Investigator Andersen confirmed Officer D. Nguyen saw a knife in the ground next to VILLA and Officer D. Nguyen said, "*Yes.*" Investigator Andersen asked if VILLA's hand was on it at that time and Officer D. Nguyen said, "*No.*" (0:33:18 minutes)

Officer D. Nguyen then added, "*But right when he- Right when he sees us, he picks it up right away. You know uh, that's what kind of gave me a red flag right away. Why did you just see the police and why did you pick up a knife?*" (0:33:31 minutes)

Officer D. Nguyen continued, "*I initially thought he was a maintenance guy, cutting some pipes or something for sprinklers. But when he sees me and picks it up… that action was an immediate action of seeing the police. That gives me a red flag.*" (0:33:41 minutes)

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Investigator Andersen asked, "Now how long is it from the time he sees you and grabs that knife, to where he stands up?" Officer D. Nguyen said, "*Milliseconds.*" Officer D. Nguyen then clarified, "*Instantly. Yeah it was like, you see somebody and you pick it up right away. There was no hesitation whatsoever. There… It was immediate.*" (0:33:54 minutes)

Investigator Andersen asked how long VILLA rolled his shoulders before he charged at the officers. Officer D. Nguyen said, "*About a second. Because if you reviewed my video, I told him to drop the knife four times. So it wasn't like I said it once and it happened. There was ample time for him to drop that knife. Um, I'd say about a second. Second and a half.*" (0:34:13 minutes)

Investigator Andersen referred back to the shoulder-rolling Officer D. Nguyen did when he was demonstrating VILLA's movements. Investigator Andersen asked Officer D. Nguyen what goes through his mind when he sees a person making these types of movements. Officer D. Nguyen said, "*He's about to fight. He's getting ready to fight us.*" (0:34:41 minutes)

Investigator Andersen started to clarify whether it appeared VILLA was preparing for anything more than a simple fight and Officer D. Nguyen added, "*He has a weapon.*" (0:35:06 minutes)

Investigator Andersen asked Officer D. Nguyen if he remembered which hand VILLA was holding the weapon. Officer D. Nguyen said, "*I don't. After reviewing the MAVS, I gave a public safety statement. I said I think I remember it was in my- In the guy's left hand. Robert's* (VILLA) *left hand. But after playing the incident over-and-over in my head, I think it was in the right. Um, I- I don't remember which one. I just know it was in his hands.*" (0:35:11 minutes)

Investigator Andersen asked how VILLA was holding the knife and in which direction was the blade pointed. Officer D. Nguyen said, "*That's another thing too. Um, I apologize that I don't remember. It's been five months. Um, all I remember was, it was just a very long blade. It was not like the three-inch blade. It wasn't like a- It was like a kitchen knife. It was a very shiny blade that he was holding.*" (0:35:33 minutes)

Officer D. Nguyen continued explaining, "*And he held it in a manner where, you know- It- And- Including with uh, the shoulder-rolling and just kind of his stance, he was ready to fight us. He was- He was about to use that knife.*" (0:35:52 minutes)

Investigator Andersen asked Officer D. Nguyen if he had ever seen VILLA before. Officer D. Nguyen said, "*No.*" (0:36:04 minutes)

Investigator Andersen asked Officer D. Nguyen if he had ever been dispatched to that location before and Officer D. Nguyen said, "*No.*" (0:36:08 minutes)

Officer D. Nguyen added, "*I didn't even know he was part of this call. To tell you the truth, when I first saw him I thought he was the maintenance guy.*" (0:36:11 minutes)

Investigator Andersen asked if the name ROBERT VILLA sounded familiar. Officer D. Nguyen said, "*Now it does. But at the time it didn't. No.*"

Officer D. Nguyen confirmed that, as far as he knew, he had never met VILLA before this incident.

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Investigator Andersen referred back to VILLA's actions prior to running at Officer D. Nguyen. Investigator Andersen asked how far was VILLA from Officer D. Nguyen when he stood up. Officer D. Nguyen said, "*I don't know the exact distance. I haven't been out to the scene ever since the uh, the incident occurred.*" (0:36:38 minutes)

Officer D. Nguyen then began referring to the overhead images of the Casa Cortez apartments and he continued, "*If I can show you on... We can use this one. It's a little bit clearer. Or we could do this one.*" (0:36:48 minutes)

Officer D. Nguyen selected the image that was marked as being Page 1 and he continued, "*So he was here. I was- I would say I abou- I'd be where the white...*"

Investigator Andersen started pointing to the white car in the image, parked on Nisson Road, and Officer D. Nguyen clarified, "*No, I meant white circle. Yeah. I guess it's the marking of the complex. So whatever that distance is there, that's the distance. I don't want to give any feet. I'm not really good with distances. I don't want to give an estimation and be wrong. You can pull it up and I'll- Whatever that shows, that's how much it is.*" (0:37:01 minutes)

Investigator Andersen indicated a small walkway that connects the main center walkway with apartment number one (#1) and apartment number three (#3). Investigator Andersen asked if VILLA was on the south side of this smaller walkway and Officer D. Nguyen said, "*Yes. He is on the other side (south) of it.*" (0:37:27 minutes)

Investigator Andersen confirmed that VILLA was on the south side of the "little" walkway and Officer D. Nguyen said, "*South side.*" (0:37:33 minutes)

Investigator Andersen clarified this was the walkway that goes to the first set of apartments. At that point I advised they were "Apartment one, apartment three."

Investigator Andersen then asked Officer D. Nguyen to clarify that VILLA was on the south side of the walkway that leads up to apartment number one and apartment number three. Officer D. Nguyen said, "*Yes. Yes.*" (0:37:45 minutes)

Investigator Andersen confirmed the knife was in the grass near where VILLA was located. Officer D. Nguyen said, "*Right beside him.*" (0:37:59 minutes)

It should be noted on the Page 1 image of the Casa Cortez apartments, there is a white circle that Google maps used to mark the complex. Officer D. Nguyen confirmed that he was standing approximately where this circle is located when he first saw VILLA kneeling down on the grass area in front of apartment #3. (0:38:14 minutes)

Investigator Andersen asked, once VILLA started running toward him, how close did VILLA get to Officer D. Nguyen before he (Officer D. Nguyen) started firing at VILLA. Officer D. Nguyen said, "*He took- I think he took one or two steps. That's when I started to fire.*" (0:38:29 minutes)

Investigator Andersen asked if he recalled how VILLA was holding the knife at that point. Officer D. Nguyen said, "*I don't remember. I don't remember. It's been five months. I wish, you know... It's been a long time. There's a lot of things that happened that I try to, you know, move on from this situation. Kind of move on and focus on other stuff.*" (0:38:44 minutes)

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Investigator Andersen asked Officer D. Nguyen what was going through his mind when he saw VILLA stand up and start to roll his shoulders. Officer D. Nguyen said, "*When he first stood up and he grabbed it, I'm like 'Oh shoot, he's about to fight us.' He stands up and rolls his shoulders. I'm like 'Yeah, he's about to fight us. He's about to do something.' You know, a maintenance guy wouldn't do that. He sees a police officer walking up to him, you don't- As a normal person with any common sense, you would not grab a knife, roll your shoulders when you see a cop. That doesn't happen.*" (0:39:04 minutes)

Officer D. Nguyen continued, "*When he starts charging at us, I'm like 'Oh shit he's- He's running towards me with this knife!' And I'm thinking I don't want to get stabbed again. I don't want to go- I don't want my partners to get stabbed. That's a long knife. There's- Somebody's gonna get seriously hurt or killed if he gets any closer to us. Um, so I was in fear for my life and my partners' life.*" (0:39:34 minutes)

Officer D. Nguyen continued, "*We didn't provoke him. We didn't do anything to him. He saw me and he stood up with that knife right away. I didn't- The only thing I yelled at him was 'Drop that knife!' I didn't come over and like curse at him or anything to aggravate him. He saw me and picked it up right away.*" (0:39:59 minutes)

Investigator Andersen asked, "You hadn't had a chance to say anything to him?" and Officer D. Nguyen said, "*I didn't have a chance to say anything to him. Because I was still processing the scene. I was like 'Oh a maintenance guy. Oh shit, he picked up the knife. Oh shit, he's about to fight us.' And then he ran towards us.*" (0:40:13 minutes)

Investigator Andersen asked if he ever thought to use a TASER. Officer D. Nguyen explained, "*In that situation, I didn't. There was a chance that the TASER would not be effective and I wasn't going to put my life on the line, and my partner's life- My partners', three other partners on the line for a TASER.*" (0:40:28 minutes)

Investigator Andersen asked about using a baton. Officer D. Nguyen said, "*If he was close enough for me to hit him with a baton, he'd be close enough to stab me and slash me with that knife.*" (0:40:48 minutes)

Investigator Andersen asked about using pepper spray and Officer D. Nguyen said he did not carry pepper spray. Officer D. Nguyen added, "*But if I did carry O.C.* (pepper) *spray with me- In the academy they spray us and we're still able to fight. They train us to fight through it. Once again like the TASER, I'm not gonna put my life on the line, and my partners' lives on the line, and hope the probability that the TASER or the pepper spray stopped him.*" (0:41:05 minutes)

Investigator Andersen asked if he remembered how many times he shot his gun. Officer D. Nguyen said, "*At the scene when I gave my public safety statement, when I reviewed it* (MAVS) *I said 'more than one, less than five.' Um I honestly didn't remember at the scene but when we came back with the- When I- They collected my firearm and took pictures of me, they downloaded my magazines and I shot seven rounds.*" (0:41:27 minutes)

Investigator Andersen asked if his partners shot at all. Officer D. Nguyen said, "*Uh there were other um, gunshots. I don't know who shot, I just know somebody did.*" (0:41:51 minutes)

Investigator Andersen asked Officer D. Nguyen if he could tell whether or not VILLA was hit. Officer D. Nguyen said, "*I couldn't tell. All I remember was he's still coming at me. After I shot my rounds he was still gaining ground. I actually backed up to the sign here because he was still gaining ground on us. And this was my first time ever firing a firearm at a person.*" (0:42:04 minutes)

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Officer D. Nguyen added, "*All my experience- if you want to call it experience… in the movies, in video games- is when somebody gets shot they fall. I remember firing and I'm like 'This guy is not stopping!' And that was scary to me. I-I… It was- It was actually kind of a shock to me that he didn't stop.*" (0:42:28 minutes)

Investigator Andersen referred to the image on 'Page 2', specifically the Casa Cortez sign, and he asked Officer D. Nguyen about his movement toward the sign during the shooting. Officer D. Nguyen explained, "*I-I actually fanned… I-I fanned out when this happened, because I knew he was charging in our general direction. I didn't want all of- I didn't- I couldn't see my partners to the right. I didn't want all of us clumped together, to make a nice little target for this guy if he happened to come to us. So I basically fanned out to the left, this direction* (eastbound on 'Page 2')*, to spread us out.*" (0:42:12 minutes)

Investigator Andersen asked if he was firing while he was moving, or if he stopped and then fired. Officer D. Nguyen said, "*I was-* (sigh) *I don't remember. Uh, it would happen so quick. Um, I think I was moving and firing at the same time.*" (0:43:32 minutes)

Investigator Andersen asked where the other officers ended up. Officer D. Nguyen said, "*I remember after the shooting happened I saw Officer Stroud immediately to my right. And then I couldn't see Officer Jankowski or Officer Stroud. But I know they were further to my right. There was no way they could come around to my left.*" (0:43:49 minutes)

Investigator Andersen asked if Officer Stroud was within touching distance to his right and Officer D. Nguyen said, "*A little bit further.*" (0:44:08 minutes)

I noted that Officer D. Nguyen had mentioned Officer Stroud twice when providing the other officers' names. I asked Officer D. Nguyen which officer was to his right and Officer D. Nguyen said, "*Officer Stroud. To my right. He was the next officer next to me. And then Michelle Jankowski and uh, Scott Wright were further over there. I don't remember where they were at.*" (0:44:12 minutes)

Officer D. Nguyen reiterated that he did not see Officer Jankowski or Officer Wright and he did not think they could have moved around to his (Officer D. Nguyen's) left. Officer D. Nguyen clarified, "*Because immediately after the shots I heard somebody screaming. It came out to be the mom and she was over in this parking lot over here* (Officer D. Nguyen indicating his left side)*. So I came over there to provide a perimeter, to protect the scene, to protect my partners. So nobody could walk up on us.*" (0:44:28 minutes)

Investigator Andersen had Officer D. Nguyen mark on 'Page 1' the approximate location where he moved to. Officer D. Nguyen marked the location where he (Officer D. Nguyen) was upon first seeing VILLA. Officer D. Nguyen then marked the location where he (Officer D. Nguyen) moved to during the shooting. See 'Page 1' for details. (0:44:45 minutes)

After he placed the markings onto 'Page 1', Officer D. Nguyen explained, "*You could see in my video* (MAVS)*, I'm standing by sign. That's- 'Cus the video, it captures just up to the sign right there. You can't outside…*" I clarified, "… to the right?" and Officer D. Nguyen answered, "*Yeah.*" (0:45:37 minutes)

Investigator Andersen asked Officer D. Nguyen if he recalled anyone else being out there and Officer D. Nguyen said, "No. *I don't recall anybody out there at that time other than his mom and, later I found out it was his step-dad I believe. Over here* (indicating the Stater Brother's parking lot on 'Page 1')*. And that was it.*" (0:45:49 minutes)

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Investigator Andersen confirmed Officer D. Nguyen's statement that he was firing however VILLA did not go down, and Officer D. Nguyen said, "*Yes.*" (0:46:02 minutes)

Investigator Andersen confirmed that VILLA eventually went down and Officer D. Nguyen said, "*That's correct.*"

Investigator Andersen asked, "Is that once you get over to the sign?" and Officer D. Nguyen said, "*Yes. What I saw- For, if I remember correctly he fell to the right, like he spun to the right.*" (0:46:13 minutes)

As Officer D. Nguyen was explaining VILLA's spinning movement, he was mimicking the movement by turning to his (Officer D. Nguyen's) left. I noted that Officer D. Nguyen's description that VILLA '*...spun to the right*' appeared to be from Officer D. Nguyen's perspective as he was looking toward VILLA.

I interjected for clarification, "He rolled to *his* right?" Officer D. Nguyen repeated the question and then explained, "*Rolled to his right... Oh, I'm sorry, he rolled to his left.*" (0:46:26 minutes)

Officer D. Nguyen continued, "*His left. His right shoulder was...*" When Officer D. Nguyen mentioned VILLA's right shoulder he mimicked VILLA's movement by turning to his left and moving his right shoulder forward. (0:46:31 minutes)

I again interjected for clarification, "His right shoulder presented forward towards you?" and Officer D. Nguyen said, "*Yes.*" (0:46:32 minutes)

It was clear during the interview, based on Officer D. Nguyen's statements and his demonstrations, that he meant VILLA was rolling to his (VILLA's) left when he fell.

Officer D. Nguyen continued explaining, "*Um, that's when I- I was like, 'Well finally he went down.' The threat stopped so I stopped firing. He's not moving anymore. I couldn't see the knife. I don't know where the knife went. I don't' know if he fell on it, if it's still in his hands or whatever but. Uh, he went down and then my three partners- I know somebody started doing, uh giving him medical treatment. I heard the mom so I at least wanted to provide perimeter security because I know the- His apartment wasn't cleared. The scene was so open right now. Nothing was secured. We- We didn't have control of the scene whatsoever.*" (0:46:36 minutes)

Investigator Andersen confirmed that Officer D. Nguyen stopped firing when VILLA went down and Officer D. Nguyen said, "*Yes.*" (0:47:09 minutes)

Investigator Andersen asked if Officer D. Nguyen stopped firing because VILLA went down and Officer D. Nguyen said, "*Yes. He stopped running at us.*" (0:47:20 minutes)

Investigator Andersen asked Officer D. Nguyen to explain why he stopped firing. Officer D. Nguyen said, "*The threat was... There was no longer a threat. Um, he was on the ground. I presume he got hit and he fell because he got hit.*" (0:47:25 minutes)

Investigator Andersen confirmed that Officer D. Nguyen no longer perceived the deadly threat at that moment and Officer D. Nguyen said, "*Yes.*" (0:47:35 minutes)

Investigator Andersen confirmed which direction Officer D. Nguyen had moved and Officer D. Nguyen said, "*East.*"

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Investigator Andersen asked where VILLA's mother was located. Officer D. Nguyen said, "*She was over here in the parking lot with dad.*" (0:47:46 minutes)

Officer D. Nguyen referred to 'Page 1' and he marked the location of VILLA's mother ([redacted]) and step-dad ([redacted]). (0:47:55 minutes)

Officer D. Nguyen continued, "*She was screaming. She was yelling at us, calling us 'Dumbasses', 'Morons'... I don't remember the specific words but you could hear it all on my MAVS.*"

Officer D. Nguyen added, "*She did say something along the lines of 'You didn't have to... Why'd you shoot him? You didn't have to TASER him.*" (0:48:13 minutes)

Investigator Andersen asked if she said that to him (Officer D. Nguyen) and he said, "*Yeah. She was yelling that at me and my MAVS recorded most of it. Um, I reviewed it. I remember at the scene, her saying 'He only had a knife. You didn't have to shoot him. You could've TASER'd him.' But when I listened to it, I couldn't hear the beginning portion of that. But I thought- I remember hearing that and I'm thinking really lady? Like you're... you're telling me to Taze somebody- I've been in a situation with a knife before and you know, TASER's work half of the time, you know some- I don't know the percentage but they, they sometimes don't work.*" (0:48:18 minutes)

Officer D. Nguyen continued, "*There's a lot of room for error in a TASER. You don't have a good contact, you pull the probes out. There's a lot of variables that make it uh, unsuccessful.*" (0:48:52 minutes)

Investigator Andersen recalled Officer D. Nguyen's previous incident when he was attacked with a knife. Investigator Andersen asked if any of his experience from that incident came into his mind when he saw VILLA with the knife. Officer D. Nguyen said, "*Yes. I mean, I had to go through a lot of therapy. Physical therapy, a lot of pain and, to get back to where I am now. I was very lucky that I did not die in that. Um, from what the doctor told me, I could have, if one of the slash marks were a little bit deeper. Uh, I didn't want to go through that again and I didn't want my partners to going through that again.*" (0:49:21 minutes)

Officer D. Nguyen continued, "*And because I could tell you this knife would've killed us. Uh it was a lot bigger and it could've done a lot more damage.*" (0:49:44 minutes)

Investigator Andersen asked Officer D. Nguyen if he ever went back over to VILLA after he set up a perimeter. Officer D. Nguyen said, "*No I did not. Um, I guess I did because after more un- We called for more additional units, paramedics and stuff. When more officers showed up I helped Officer Houle, and I think it was Officer Wright, clear the residence. Just to make sure it's clear because that door's open. We didn't want anybody coming out, you know, another family member saying 'oh my god you shot' whoever and, you know, they're gonna attack us and now we have a second use of force incident. So we came back and cleared that. Um, when I came out of the house there was enough officers on scene to provide the security so I was just kind of standing by to see who needed what, and direct paramedics in and, etcetera.*" (0:49:44 minutes)

Officer D. Nguyen clarified that he did not end up providing first aid to VILLA because he was trying to provide security for the scene. Officer D. Nguyen said he believed Officer Wright and Officer Stroud were the two officers who provided first aid to VILLA.

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Investigator Andersen asked what VILLA's demeanor was like after being shot. Officer D. Nguyen said, "*I don't know. After reviewing the tapes I could hear him kinda like screaming in the background. But I don't know what his demeanor was. I heard on the radio, when they were transporting him to the hospital, that he was still fighting. We had to call Santa Ana officers to go to the hospital with one of our officers just to provide security.*" (0:51:05 minutes)

Investigator Andersen asked if he recalled what the weather conditions were like. Officer D. Nguyen said, "*I believe it was sunny. It was bright. A beautiful day. There was no lighting issues whatsoever.*" (0:51:33 minutes)

Investigator Andersen asked if there were any loud noises that could have prevented VILLA from hearing his commands and Officer D. Nguyen said, "*No.*" (0:51:49 minutes)

Investigator Andersen asked if there were any sirens running in the background. Officer D. Nguyen said, "*During the incident, no, but after there was.*" (0:52:04 minutes)

Investigator Andersen asked if Officer D. Nguyen had used his department issued Glock and Officer D. Nguyen said, "Yes." (0:52:14 minutes)

Investigator Andersen asked if Officer D. Nguyen's weapon functioned properly and he said it did.

Officer D. Nguyen confirmed he did not get any blood or bodily fluids on him, and he was not physically injured during the incident.

At that point during the interview I began asking some follow up questions, for clarification with regards to Officer D. Nguyen's statements, his equipment and his training. (0:52:55 minutes)

I asked Officer D. Nguyen to elaborate as to why he does not carry pepper spray. Officer D. Nguyen explained, "*When you use pepper spray on a suspect, it always bounces back at you, the wind shifts, you can get a little dose of it. I don't like getting incapacitated in a fight, even if the suspect is also incapacitated. That basically means my- I can't function one-hundred percent from pepper spray or you know, my eyes being shut. Um, so I just don't want to use it because I might get the effect of the pepper spray by using it.*" (0:53:17 minutes)

I asked if pepper spray is one-hundred percent effective on suspects and Officer D. Nguyen said, "*No.*" (0:54:00 minutes)

I asked about Officer D. Nguyen's training with regards to firearms. Officer D. Nguyen confirmed he received firearms training in the police academy and he also received training at the Tustin Police Department. (0:54:08 minutes)

Officer D. Nguyen noted that he also practices shooting firearms on his own, in addition to the department training he receives.

I asked about Officer D. Nguyen's training with regards to the TASER. Officer D. Nguyen advised that he received all of his training at the Tustin Police Department. (0:54:54 minutes)

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I asked Officer D. Nguyen to explain TASER deployment considerations. Officer D. Nguyen explained that the TASER is not one-hundred percent effective due to different problems that may occur. (0:55:22 minutes)

I asked what the range was for a TASER and Officer D. Nguyen said, "*I'd say, seven to ten feet.*" (0:55:58 minutes)

Officer D. Nguyen was able to articulate various tactics and deployment concerns with regards to using the TASER.

Officer D. Nguyen confirmed that he used his department duty weapon during the incident. Officer D. Nguyen confirmed he was using department magazines and ammunition. (0:58:11 minutes)

Officer D. Nguyen said he had not consumed any drugs or alcohol on the day of the incident. (0:59:00 minutes)

Officer D. Nguyen said he slept over six-hours the night before, which was "enough" sleep.

Officer D. Nguyen said he used his MAVS recording system during the incident. Officer D. Nguyen said he pushed the button on the microphone to activate the system. (0:59:12 minutes)

At my request, Officer D. Nguyen explained in a further detail regarding VILLA's stance. Officer D. Nguyen described it as being a fighting stance.

Officer D. Nguyen said, "*The combination of the knife in his hand, the rolling of the shoulders, he kind of shifted his stance. He was ready to fight.*" (1:00:02 minutes)

Officer D. Nguyen also clarified his impression of VILLA's movements when he was bouncing his arms and loosening up his shoulders, in preparation to fight.

Investigator Andersen asked Officer D. Nguyen if he had a sight picture when he fired his weapon and Officer D. Nguyen said, "*I don't remember. I don't even remember pulling out my firearm, to tell you the truth. I just remember boom, my gun was out... yelling commands. It was- It was- Happened so quick. So-So quick.*" (1:01:12 minutes)

At the conclusion of the interview, Officer D. Nguyen added, "*I got into this line of work, I was hoping to go through thirty years without having to use my gun. It's a tool, you know, that you never have to use. That was my plan. Obviously that's changed. But uh, this whole incident...*" (1:01:43 minutes)

Officer D. Nguyen continued, "I wish it never happened, meaning I wish he never charged us. I wish he never picked up that knife. I wish he would've followed our commands, dropped the knife. This would've been completely different. I never went to work thinking I want to use my gun on anybody. You know, I got into this line of work because I want to help people."

Investigator Andersen did not have any further questions and the interview was concluded at approximately 1239 hours.

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Officer S. Wright's statements at the Tustin Police Department (PUMA Recording Transaction #36219 / 36220)

On 08-08-14 at approximately 1108 hours, Orange County District Attorney's Office Investigator Andersen interviewed Officer S. Wright at the Tustin Police Department. It should be noted that Officer Wright became emotional at one point and Investigator Andersen had to stop the interview briefly. Once Officer Wright gained his composure, Investigator Andersen continued the interview. For this reason, there are two separate PUMA recordings for Officer Wright's interview.

Officer S. Wright's statements during the first portion of the interview (PUMA Recording Transaction #36219)

Investigator Andersen asked if Officer Wright was providing a free and voluntary statement. Officer Wright said, "*Yes.*" Investigator Andersen asked if anyone from the Tustin Police Department has ordered him to give a statement and Officer Wright said, "*No.*" Investigator Andersen asked Officer D. Nguyen if he felt compelled to give a statement because the Orange County District Attorney's office is involved and Officer Wright said, "*No.*"

Officer Wright said he has been a police officer with the Tustin Police Department since May 2007. Regarding his prior law enforcement experience, Officer Wright said he previously worked for Idaho State Parole for approximately 2-years. Officer Wright said he worked for Orange County Probation for approximately 2.5-years. He also worked approximately 10-months for U.S. Federal Probation.

Officer Wright said he is currently assigned as a Field Training Officer, which he has done for approximately 1-year. At the time of the shooting, Officer Wright was working Team 2, 0600-1830 hours on Saturday, Sunday and Monday. (0:04:08 minutes)

Officer Wright said he was prescribed propanol and he was also taking creatine as a health supplement. Officer Wright advised he was working his regular shift and had not worked any overtime prior to the day of the shooting.

Officer Wright said he was wearing a standard Tustin Police Department "Class B" uniform. Officer Wright advised that he was photographed after the shooting, wearing the uniform and his duty equipment. (0:05:26 minutes)

Officer Wright identified his duty firearm as being a Glock 21. Officer Wright said he had one magazine in the firearm and two extra magazines on his belt. Officer Wright said he had the department issued ammunition. Officer Wright said he checked his weapon prior to the start of his shift. (0:06:32 minutes)

Officer Wright said he was carrying a backup weapon, which he identified as being a Ruger LCP, .380 caliber. He said the magazine capacity is six rounds in the magazine and one in the chamber. He only had the one magazine for this weapon, which was inside the firearm. (0:06:50 minutes)

Officer Wright confirmed that he used his Glock 21 duty weapon during the shooting, not his backup weapon. Officer Wright confirmed his weapon was taken into evidence by the Orange County Crime Lab. (0:07:54 minutes)

When asked what other weapons he had with him, Officer Wright said he had a pocket knife and a TASER. Officer Wright said his baton was in his police vehicle and he does not carry pepper spray.

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Investigator Andersen asked if he a recorder on that day and Officer Wright said, "*No.*" Officer Wright advised he only uses the MAVS recorder. (0:09:21 minutes)

Investigator Andersen asked if he had the MAVS recorder and if it was working. Officer Wright said, "*The MAVS mic? It quit, the actual mic. The unit itself worked. The mic stopped working on the call prior to.*" (0:09:38 minutes)

Investigator Andersen asked if he had the recorder with him. Officer Wright explained further, "*I downed it aft- The call prior to, I put it back in* (the charger) *to see if it was just the charge, if the battery had gone or if it wasn't working altogether.*" (0:09:53 minutes)

Investigator Andersen asked what model TASER he used. Officer Wright said he did not know the model. I confirmed that Officer Wright was issued a TASER X26. Investigator Andersen asked if he test-fired the TASER be he started work and Officer Wright could not remember. (0:10:23 minutes)

Investigator Andersen asked if he deployed the TASER at all during the incident. Officer Wright said, "*No.*" (0:10:43 minutes)

Investigator Andersen asked if he knew what vehicle number he was driving on that day and Officer Wright could not remember. Officer Wright did remember his call-sign was "*Two-Ten* (210)." (0:11:03 minutes)

Investigator Andersen asked if he was working alone or with a partner. Officer Wright said he was working "*solo.*" (0:11:07 minutes)

Investigator Andersen asked what other weapons were in his vehicle. Officer Wright said, "*There's a beanbag shotgun, it's a Remington eight-seventy* (870), and then the AR-15, Colt." (0:11:14 minutes)

Investigator Andersen asked if he deployed either of those weapons and Officer Wright said, "No." (0:11:34 minutes)

Investigator Andersen again asked if the MAVS system was not working or just his microphone. Officer Wright explained, "*It would have been working, but there was no way to trip it since the mic wasn't working (inaudible) and the emergency button you hit.*" (0:11:42 minutes)

After the above preliminary information was obtained, Investigator Andersen began asking questions regarding the actual incident. Investigator Andersen asked Officer Wright if he remembered the date and time when the incident occurred. Officer Wright said, "*February tenth. It was right around eleven-thirty, eleven thirty-five.*" (0:12:24 minutes)

Investigator Andersen asked if he remembered what the original call was and Officer Wright said, "*It's a family disturbance.*" (0:12:43 minutes)

Investigator Andersen asked if he was dispatched to the call or if he offered to assist. Officer Wright said, "*I offered to assist.*" (0:12:51 minutes)

Investigator Andersen asked if he remembered who was directed to handle the call. Officer Wright said, "*Brian Stroud and Michelle Jankowski.*" (0:12:58 minutes)

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Investigator Andersen asked how long it took Officer Wright to get to the call. Officer Wright said, "I was right behind Stroud, so we were leaving- We were all on the prior call so I was right behind Brian. Maybe a minute, if that." (0:13:25 minutes)

Investigator Andersen asked if Officer Wright arrived at the same time as Officer Stroud. Officer Wright said, "*We did.*" (0:12:57 minutes)

Investigator Andersen asked if Officer Jankowski arrived at the same time as well. Officer Wright said, "*Michelle* (Officer Jankowski) *and Dave* (Officer D. Nguyen), *from what I remember, showed up just behind us. Brian* (Officer Stroud) *and I parked in the parking lot and they parked along the street.*" (0:14:07 minutes)

Investigator Andersen and Officer Wright began reviewing overhead images of [redacted] which I had downloaded from Google Maps. Investigator Andersen referred to one of the images ('Page 1') and he asked Officer Wright to mark where he parked his police vehicle. (0:14:26 minutes)

Investigator Andersen asked if he remembered where Officer Stroud parked. Officer Wright said, "*Not positive- I want to say he parked off to my right, but I'm not sure. I think Michelle* (Officer Jankowski) *and Dave* (Officer D. Nguyen) *both parked along the street, behind.*" (0:16:08 minutes)

Officer Wright confirmed it was on Nisson Road west of the driveway to the Casa Cortez apartments, approximately where a white and a red car were shown on the image.

Investigator Andersen asked if they arrived at the same time or if he had to wait for anyone. Officer Wright said, "*Brian and I, uh Stroud and I got out first. And we were basically standing like, pretty much sidewalk-ish, waiting for Dave and Michelle. They pull up and then the four of us started walking over there.*" (0:16:54 minutes)

Investigator Andersen referred to the image and he asked for clarification about what "*sidewalk-ish*" meant. Officer Wright pointed to an area of grass near where he parked and said, "*Somewhere-Somewhere in this area. Somewhere behind... yeah.*" Investigator Andersen confirmed it was the grass area near his car and Www said, "*I think so.*" (0:17:14 minutes)

Investigator Andersen asked what they did after Officer D. Nguyen and Officer Jankowski arrived. Officer Wright said, "*We start walking down. So it's... do you want me to draw it?*" (0:17:29 minutes)

Investigator Andersen had Officer Wright mark on the image ('Page 1') to indicate the path he walked with the other officers.

Officer Wright then continued, "It's pretty much lined up like this. It was me, Michelle, Stroud and Dave. And we were all pretty much walking I think they, Dave and Stroud, were a little bit in front of us. And we all started walking. And this is (inaudible)." (0:17:58 minutes)

I noted Officer Wright was indicating on the image they were walking in a southeast direction across the grass area.

Investigator Andersen then asked Officer Wright if he remembered any of the details that were given in the original call for service. Officer Wright said, "*A parent, I think it was the mom, was calling on her son, um... acting erratic, breaking things. Uh, I think um... that's all I remember from the call itself.*

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Looking at the call log, um, going in it said that he stabbed the wall. Um, and then it said that he didn't have the knife." (0:18:27 minutes)

Investigator Andersen asked if he remembered that after reviewing the CAD log today. Officer Wright said, "*That what- Yeah, that he didn't have it. But I do- I remember um, that yeah, he uh, he was breaking stuff up. And when I was driving in, reading it, there was a knife involved.*" (0:19:07 minutes)

Investigator Andersen clarified he was referring to reading that when he was driving to the call for service and Officer Wright said, "*Yeah.*" (0:19:22 minutes)

Investigator Andersen clarified that he read the above information on his computer when he was on his way to the call for service and Officer Wright said, "*When I was en route to the call. And then today I re-read it and I, to be totally honest, I don't remember the part about not having the knife. I guess my memory's breaking apart.*" (0:19:32 minutes)

Investigator Andersen asked, "As far as the information on your computer screen in your car, where is it that it talked about not having the knife? Was it the very beginning of all the information?" Officer Wright said, "*I don't remember. It was prior to us getting there. So yeah it would have had to been the first part, as part of the call.*" (0:19:48 minutes)

Investigator Andersen confirmed that Officer Wright was not dispatched to the call and Officer Wright said, "*No. I volunteered.*" (0:20:15 minutes)

Investigator Andersen asked why he volunteered for this call and Officer Wright said, "*It didn't sound like it was going to be a good call.*" (0:20:19 minutes)

Investigator Andersen asked what he thought when he heard the call. Officer Wright said, "*I thought that Stroud and Michelle were going to have a fight on their hands.*" (0:20:25 minutes)

Investigator Andersen asked if that was based on the details in the call and Officer Wright said, "*Yeah.*"

Investigator Andersen asked if he responded to the call with the idea that it was going to involve a fight. Officer Wright started becoming emotional and he said, "*I thought it was gonna be a fight. I had no clue it would be a shooting.*" (0:20:39 minutes)

Investigator Andersen asked if they had discussed a plan of action once they all arrived on scene. Officer Wright said, "*No. We were just talking about regular stuff.*" (0:20:54 minutes)

Investigator Andersen asked what he first became aware of as he walked up to the location. Officer Wright began sobbing as he thought back. He paused and then said, "*Um, I was on the far side. So I couldn't really see. 'Cus if you look at it like we're pieing out, I couldn't see what was happening but I heard David start yelling. And... I heard- I heard him yelling about a knife. And as I was walking up more, is when I saw him* (VILLA)." (0:21:11 minutes)

Investigator Andersen confirmed he heard Officer D. Nguyen yell something about a knife. Officer Wright said, "I heard David yelling 'Put it down!'" (0:21:49 minutes)

Investigator Andersen confirmed when he moved forward he saw what Officer D. Nguyen was referring to. Officer Wright said, "Yeah."

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Investigator Andersen asked what he saw. Officer Wright said, "*I saw VILLA. He had a knife in his right hand. So, David already told him to put the knife down. I don't know who else was yelling. All I could hear was Dave. So I'm kind of pieing this corner... I have no fucking clue when I took my gun out, but I- I'm sitting there and my gun's out. And I see him hold- He's sitting like this with both hands clenched and a knife in his right hand. And he turns away and lets out a yell, and then just goes full bore into Dave.*" (0:21:56 minutes)

Investigator Andersen confirmed that VILLA was standing up at that point, when Officer Wright saw him with his hands clenched. Officer Wright said, "He's standing."

Investigator Andersen asked Officer Wright to describe the knife that VILLA was holding. Officer Wright said, "*It- The thing's hu*(ge)*- It's like a foot long. Like a ten-inch to a foot long. Silver knife with a black handle.*" (0:23:00 minutes)

Investigator Andersen confirmed VILLA was holding the knife in his right hand and Officer Wright said, "*His right hand.*" (0:23:17 minutes)

Investigator Andersen asked Officer Wright to clarify how VILLA was holding the knife. Officer Wright said, "*Like, blade up. Like, like this.*" (0:23:22 minutes)

Investigator Andersen confirmed VILLA was holding the handle in his right hand and the blade was pointing up, and Officer Wright said, "*Yeah.*" (0:23:32 minutes)

Investigator Andersen asked how many times did Officer D. Nguyen yell for VILLA to 'Drop the knife!'. Officer Wright said, "*I have no clue. Um, I honestly. I just heard David yelling.*" (0:23:48 minutes)

Investigator Andersen asked if he heard anyone else yelling and Officer Wright said, "*No.*" (0:24:04 minutes)

Investigator Andersen asked Officer Wright if he yelled and Officer Wright said, "*No.*" (0:24:06 minutes)

Investigator Andersen asked, "And so he's standing up. Is he facing you guys at this point?" Officer Wright said, "He's facing- He was facing them. Can I show you?" (0:24:08 minutes)

Officer Wright stood up and he demonstrated VILLA's movements. Officer Wright narrated his demonstrations, "*So, by the time I see him... I'm like over here* (indicating west of the other officers, near the corner of the building)*. He's standing like this* (both hands in front of his body, elbows bent ninety degrees)*, Dave's yelling at him and he goes back like this* (turning his upper body toward the right, winding up, then springs back foward)*, and then it's like a fr- like a movie. He just yell- He's all 'Ahhh!' And then he took off full bore.*" (0:24:20 minutes)

Investigator Andersen asked if VILLA was facing more toward Officer D. Nguyen or toward the group of officers. Officer Wright said, "*Ultimately it was where, where Dave* (Officer D. Nguyen) *and Stroud were. Michelle* (Officer Jankowski) *and I were sit- set further back. Um, it- Ultimately it was them but all I could hear was David so that's all I, I knew was he was running towards David. I found out after when I looked, where they were.*" (0:24:42 minutes)

Investigator Andersen asked if VILLA was looking at Officer D. Nguyen or if he was looking at the ground. Officer Wright said, "*He was looking at him I think.*" (0:25:07 minutes)

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Investigator Andersen asked how long was VILLA looking at Officer D. Nguyen before he did the turning movement. Officer Wright sobbed as he said, "*It was instantaneous.*" (0:25:17 minutes)

Investigator Andersen confirmed that VILLA turned toward his right. Officer Wright said, "*To his right.*" Investigator Andersen asked if VILLA turned "like ninety degrees" and Officer Wright sobbed, "*Yeah.*"

Investigator Andersen asked how long VILLA stayed in that turning position. Officer Wright said, "*It was quick. It went- It was just, like 'Rah!' and went.*" Officer Wright demonstrated the turning movement, which was similar to a person winding up and then springing forward. (0:25:31 minutes)

Investigator Andersen confirmed that VILLA let out a yell and Officer Wright said, "*Yeah.*" (0:25:40 minutes)

As Officer Wright was thinking back on the event, he became visibly distraught. At that point during the interview Investigator Andersen decided to take a break in order to allow Officer Wright to compose himself.

I stopped the recording at approximately 11:33 hours. We paused for approximately 3-minutes before resuming the interview with Officer Wright.

It should be noted the incident was not discussed and there were no questions asked of Officer Wright during this pause in the interview.

Officer S. Wright's statements during the second portion of the interview (PUMA Recording Transaction #36220)

At approximately 11:36 hours Officer Wright had gathered himself and he agreed to continue with the interview. Investigator Andersen continued asking him questions about the events on 02-10-14.

Investigator Andersen summarized Officer Wright's account of VILLA standing with his hands clenched, holding the knife, turning ninety-degrees and then letting out a roar. Investigator Andersen asked what VILLA did next and Officer Wright said, "He charged David." (0:00:29 minutes)

Investigator Andersen asked how far away was VILLA from Officer D. Nguyen when he (Officer Wright) first saw VILLA. Officer Wright referred to the image on 'Page 1' and he said, "*It- Looking at this, he couldn't have been more... I saw him right around here* (pointing to the grass area near the center walkway, in front of apartment #3). *He was somewhere around that first- He wasn't back where he lived, he was up here in the middle.*" (0:00:33 minutes)

Investigator Andersen and Officer Wright reviewed the images to get a better understanding of what Officer Wright was saying. (0:00:55 minutes)

At Investigator Andersen's request, Officer Wright marked 'RV' on the image to indicate where VILLA was when he first saw him.

Investigator Andersen asked how many steps VILLA took before the officers shot him. Officer Wright said, "*I didn't shoot then...um.*" (0:01:44 minutes)

Investigator Andersen asked if he heard a shot prior to his own gunfire and Officer Wright said, "*Oh yeah.*" (0:01:57 minutes)

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Investigator Andersen asked how far VILLA got when he charged toward Officer D. Nguyen. Officer Wright thought back as he said, "*It- He does that. I'm moving- I'm basically even with the wall at that point. So I just see him. He does that turn and then starts running. He couldn't have made it... Are you looking for like an estimate?*" Investigator Andersen confirmed he was looking for the number of steps VILLA took or the approximately distance. Officer Wright said, "*Three steps tops.*" (0:02:03 minutes)

Officer Wright continued, "*And then, I don't know who shot, but there were... it had to have been four to six, and uh... he just kept going. And I was moving... I was moving laterally.*" (0:02:33 minutes)

Officer Wright referred to the images and he continued, "*I was right here. He was there-ish. I have no clue, um... Dave* (Officer D. Nguyen) *and Stroud were somewhere here. I have no idea where Michelle* (Officer Jankowski) *was. So they fire three-to-five, three-to-six shots. He just keeps running. And, at that point I'm moving to try to get in between him and Dave* (Officer D. Nguyen). *And then I'm like right here.*" (0:03:06 minutes)

Officer Wright tried to clarify his position, "I'm somewhere, it- I can't remember for the life of me, where I- what side of that tree. There's a palm tree. I have no clue. I think I was on the left." (0:03:39 minutes)

Investigator Andersen had Officer Wright mark VILLA's location with 'RV' on another image, noted as 'Page 2'.

Investigator Andersen referred to an image and he indicated the corner of the apartment building, specifically the northeast corner of apartment #1. Investigator Andersen asked for clarification about Officer Wright's location in reference to that corner of the wall. Officer Wright said, "*Yeah I was- Well I just crested that (corner) when I saw him do the turn thing.*" (0:04:34 minutes)

Investigator Andersen had Officer Wright mark on 'Page 2' with his initials, his location when he first saw VILLA.

Officer Wright pointed to the Casa Cortez sign on the image and he said, "*And then Dave* (Officer D. Nguyen) *and Stroud were somewhere in this area. I don't know. And I don't know where Michelle* (Officer Jankowski) *was.*" (0:04:52 minutes)

Investigator Andersen confirmed Officer Wright was indicating the area near the Casa Cortez sign and Officer Wright said, "*Dave and Stroud, yeah. Dave was. That's where I could hear him.*" (0:05:05 minutes)

Investigator Andersen requested that Officer Wright mark where Officer D. Nguyen and Officer Stroud were located on the image. (0:05:25 minutes)

Investigator Andersen clarified, "So from VILLA's position here roughly, you estimate he took about three steps before three-to-six shots were..." Officer Wright elaborated while referring to the image, "*It's kind of funky and distorted but probably, he was probably standing at the top of both those letters. So he was right there, made it about three steps. Um one of them, if not both of them, started shooting. He didn't go down. He kept running.*" (0:06:17 minutes)

Officer Wright continued, "*And, I was moving this direction.*" Officer Wright drew dash marks from his initials on the page, to indicate the direction he was moving. (0:06:50 minutes)

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Officer Wright marked the location where he was standing when he fired his weapon. Investigator Andersen asked if he remembered how many times he shot and Officer Wright said, "Once." (0:07:17 minutes)

Investigator Andersen confirmed that Officer Wright was trying to move from his position to get between Officer D. Nguyen and VILLA. Officer Wright said, "*Yeah.*" (0:07:21 minutes)

Investigator Andersen asked what VILLA did when he (Officer Wright) fired his weapon. Officer Wright said, "*Um, there were like two volleys basically. The first one, if they hit him it didn't stop him, and he kept coming. The second one, so I'm moving- I'm moving laterally. I'm coming across like this and when I'm pulling the trigger, I don't know who shot from behind me and clipped him. And it had to, it was somewhere in his lower extremities because he just crumpled. So when I pulled the trigger he's like that.*" Officer Wright made a turning motion down toward his left side. (0:07:31 minutes)

Officer Wright continued, "*So he still, he had the knife and he was going down. I pulled the trigger and he hits. And he hits like, he gets all like crumpled. Like this. And I'm sitting there looking at him. Looking like that. Then he kind of lets out like a 'Uhhh', starts moving and then he brings that hand up and there's no knife. And I look over at Dave* (Officer D. Nguyen) *and Stroud and I yell, I go 'I'm going off gun. I'm gonna 'cuff him. I'm gonna 'cuff him.' And then they look over at me. And I think I told... the mom started yelling right away. Um, 'cus she was over by Stater Brothers I guess. So she starts yelling. I can't (inaudible), I think I told David* (Officer D. Nguyen) *to go over and take care of them. But I don't remember for sure.*" (0:08:15 minutes)

Officer Wright continued, "*Um, so... I go...fuck, I can't remember, um. Either way, David (Officer D. Nguyen) leaves. I don't know where Michelle* (Officer Jankowski) *is. And I- I'm looking at Stroud going 'I'm gonna 'cuff him. I'm going off gun. I'm going off gun.' So Stroud like nods yeah. So I put my gun away, I grab him and he's uh, he's still kicking, he's still fighting. Um, so I get on top and I get the left 'cuff on. And I'm going to put the right on but there's so much blood I can't keep his hand, so I'm pulling and it keeps slipping off. So I look at- Stroud's up over me pointing this direction, because people are starting to come out. So I look at Stroud and I go 'You're gonna have to help me. I can't do it by myself.' And then Stroud held his hand and I think I put the 'cuff on.*" (0:09:12 minutes)

Officer Wright continued, "*And then I roll him onto his left side and pat down for weapons. And he doesn't have any. Then I roll him onto his right side. And when I roll him on his right side he tells me that I killed him. And I tried to explain to him I didn't kill him, I'm trying to help him. And his mom was over there and I didn't want his mom to see him like that.*" (0:10:17 minutes)

Officer Wright sobbed as he continued, "*So, he- he didn't have any more weapons. The knife was down towards his leg. So I roll him back on his right side, so he's facing away from his mom. So she doesn't have to see that. And I start to try to do medical, but he's got too many... he's got too many wounds and I can't... I tried to get him to stop and, he was bleeding from like three points that I could see. The worst one was in his leg. Like pelvis area. Somewhere around here* (indicating his groin and thigh area). *So I was trying to get him... 'cus I didn't to put him that way and apply pressure because I didn't want the family to see it, so. I was holding him and pushing down on his left hip, to try to get his right... to try to put enough pressure on it so it would stop. And he's still kicking. He's like reeling back, kicking me while I'm trying to do that. Then he looks me in the eyes and tells me that I killed him.*" (0:10:52 minutes)

Investigator Andersen asked if VILLA was trying to wrestle away the entire time and Officer Wright said, "*Yeah.*" (0:12:13 minutes)

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Investigator Andersen asked if VILLA was trying to push him (Officer Wright) off and Officer Wright said, "*No. No he was kicking me. From the time I got on his back, the whole time he was kicking me in my back. He was like reeling back, you know. And when I get getting him, he was fighting with his right hand. Because I got his left hand pretty good, and I got the 'cuff on. And he kept pulling that right hand away so I had to ask Stroud to help me with that.*" (0:12:18 minutes)

Investigator Andersen asked how many shots he heard before he fired. Officer Wright said, "*Between the two* (officers)*? I'd say in the neighborhood of like eight to ten-ish. It was- it was- It was rapid. The first- The first ones, it was three to six. And that's the one where he kept running. And then the one after that was probably three to four. And then his momentum just carried- He got hit and his momentum just carried him face first.*" (0:12:47 minutes)

Investigator Andersen referred to the moment when VILLA stood there with the knife, did the turn away movement and then turned back toward Officer D. Nguyen. Investigator Andersen asked Officer Wright what he thought was going to happen at that point. Officer Wright said, "*Part of me- Part of my head was screaming 'No!', like 'Don't do it! Don't do it!' I could see where it was gonna go. So it's the weirdest thing, I had like two dialogues going on. One in my head's just screaming 'No don't do it! No don't do it!' and then at the same time I could hear Dave (Officer D. Nguyen) yelling. And... like I said, I had... Stroud was somewhere over there. I didn't know where Michelle was but I thought Dan- err, Dave was gonna get stabbed.*" (0:13:31 minutes)

Investigator Andersen asked what Officer Wright was referring to when he was saying in his mind 'Don't do it!' Officer Wright said, "*Don't rush him. Don't rush Dave.*" (0:14:25 minutes)

Investigator Andersen clarified, "You're thinking 'VILLA don't rush Dave'?" and Officer Wright said, "*Yeah.*"

Investigator Andersen asked "And what's your concern if he rushes Dave?" Officer Wright said, "*Dave would get killed.*" (0:14:43 minutes)

Officer Wright was visibly upset at this point.

Investigator Andersen asked if Officer Wright was thinking about the prior incident, where Officer D. Nguyen was attacked by a suspect with a knife ([redacted]).

Officer Wright explained, "*Um... yeah, Dave- Dave got in a bad fight like two years ago, and got stabbed in a guy's house, suspect's house. It was a four-fifteen family, a family disturbance.*" (0:15:13 minutes)

Investigator Andersen asked if that was similar to what this call for service was, and Officer Wright said, "*Exactly.*" (0:15:32 minutes)

Investigator Andersen asked if Officer D. Nguyen was injured during the prior altercation. Officer Wright said, "*He almost died.*" (0:15:38 minutes)

Investigator Andersen asked Officer Wright if the prior incident with Officer D. Nguyen was on his mind on 02-10-14, when they encountered VILLA. Officer Wright said, "*Absolutely.*" (0:15:44 minutes)

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Investigator Andersen asked, "So, when he continues to charge and you draw your firearm, what's going through your mind when you decide to pull the trigger?" Officer Wright said, "*I can't let him kill Dave.*" (0:16:00 minutes)

Investigator Andersen asked if VILLA still had the knife in his hand at that point. Officer Wright said, "*Yeah.*" (0:16:13 minutes)

Officer Wright emotionally added, "*And, it sucks. It's- This whole thing's shitty. I never wanted to fuckin' kill anybody. I never wanted to pull my fuckin' gun on someone.*" (0:16:17 minutes)

Investigator Andersen asked Officer Wright why he only fired one round and then stopped. Officer Wright explained, "*He was going down. He went- He got hit right before I shot. I don't even know if I hit him. He was going down so, I pulled the trigger. He's like this* (rotating his body). *Like that and he hits and he doesn't move for a second. And then he starts to move. So I'm sitting on him* (covering with a gun) *and then I see the right hand come around and he doesn't have the knife.*" (0:16:40 minutes)

Investigator Andersen clarified that when Officer Wright decided to shoot, shots had already been fired at VILLA. Officer Wright said, "*There were probably, yeah, ten shots or so prior to. Or whatever I said the first time. Ten to twelve, something like that.*" (0:17:17 minutes)

Investigator Andersen asked, "And he's still continuing to run at David?" Officer Wright said, "*Yeah. Even after he got hit, he didn't- He wasn't gonna quit.*" (0:17:28 minutes)

Investigator Andersen asked if VILLA looked like he got hit at that point and Officer Wright said, "*Yeah.*" Officer Wright then added, "*He got hit- My best memory is, he got hit somewhere in his lower right... 'cus it almost... the way- the way it took his momentum away. He just kinda... it looked like he still wanted to get over. And at this point I'm closest to him. I'm moving in between... so he didn't see me until I fired, I think. Um, but he was... his momentum gets taken away, he gets hit and goes down. He sits there for a second and then just continues to try to* (inaudible)." (0:17:36 minutes)

Investigator Andersen asked Officer Wright what he meant when he said that VILLA was not going to quit. Officer Wright explained, "*If his legs still would have worked, he would have still rushed Dave* (Officer D. Nguyen) *and Stroud. Or at that point he had seen me, so he would have come for me too. Um, you could tell how almost, like angry but almost animalistic. Like he really wanted to get over there.*" (0:18:42 minutes)

Investigator Andersen asked what he meant by 'get over there' and Officer Wright clarified, "*To Dave* (Officer D. Nguyen) *and Stroud. He- He, I think the only thing it was, is that he couldn't make his legs work to do it.*" (0:19:10 minutes)

Investigator Andersen asked what Officer Wright thought VILLA's intentions were if he got to Officer D. Nguyen and Officer Stroud. Officer Wright said, "*He was still gonna kill 'em. Even if he- If he didn't have that knife, he would have attacked them regardless.*" (0:19:18 minutes)

Investigator Andersen confirmed that when Officer Wright fired his one shot, that was when VILLA went down at that point. Officer Wright said, "*It- It was... Yeah. They hit him, whoever hit him, hit him right before I pulled, so I'm kinda... I'm doing this. So I'm moving over. I'm not saying anything. Dave's still yelling 'Put the knife down!' I'm moving like that, and by the time I get a shot, so I could pull the trigger*

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and clearing that tree, I'm- I think I'm literally like that and he just went (down). *They hit him... someone hit him right before that."* (0:19:31 minutes)

Investigator Andersen asked if he had a sight picture and Officer Wright said he did.
Investigator Andersen confirmed that Officer Wright was able to process the events enough to get a sight picture, however VILLA went down right as he was pulling the trigger, and Officer Wright said, "*Yeah.*" (0:20:31 minutes)

Investigator Andersen noted that Officer Wright did not fire again, and Officer Wright explained, "*He was already on the ground.*" (0:20:45 minutes)

Investigator Andersen asked if it seemed like the threat had stopped at that point. Officer Wright said, "*Moment- Yeah like I said, momentarily he kinda did- He sat there for a second and then he did the 'Uhh'. He started moving all over the place again. But when... he was crumpled, so I mean. Like his momentum carried him like that* (turning and falling forward). *So this hand was somewhere back here. So when he brought that hand up, and you could see his both hands were, like was trying to pick himself up or something. I could see that he didn't have the knife and that's when I yelled over to Stroud.*" (0:20:52 minutes)

Investigator Andersen asked if he thought about shooting again as VILLA was continuing to fight. Officer Wright said, "*No.*" When asked why he did not think to shoot VILLA after that point, Officer Wright explained, "*I didn't see the knife.*" (0:21:27 minutes)

Officer Wright clarified, "*When I went up to 'cuff him, I came around... I walked in front of his head and I came up on the right side of his body, and the knife was lying back by like his knee to shin, to foot. Back in that area, so as far as I was concerned there was no threat at that point. Or at least not of being stabbed.*" (0:21:36 minutes)

Investigator Andersen asked Officer Wright if he saw any other people out there at that time. Officer Wright said, "*No. But I was just- There could have been twenty people but I wouldn't have paid attention. I just, I kinda got tunnel vision on him.*" (0:22:45 minutes)

It should be noted that tunnel vision is an autonomic response that commonly occurs during a deadly threat encounter. Officer Wright's mention that he had tunnel vision during the incident is consistent with extreme fear of a deadly threat.

Investigator Andersen asked Officer Wright if he remembered the weather or lighting condition. Officer Wright said it was sunny.

Investigator Andersen asked if there were any other loud noises going off. Officer Wright said, "*I have no idea.*" (0:23:14 minutes)

Investigator Andersen asked if it was loud enough outside that VILLA may not have heard Officer D. Nguyen. Officer Wright said, "*No. No. Not at all.*" Officer Wright said VILLA should have been able to hear Officer D. Nguyen. (0:23:20 minutes)

Officer Wright explained, "*They were... I mean, well Dave's ten-yards from him. Something like that.*" (0:23:33 minutes)

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Investigator Andersen asked Officer Wright if he ever thought to use his TASER, and Officer Wright said, "*No. I didn't think to and I wouldn't- I wouldn't risk that. I've seen plenty of TASER darts miss and I'm not gonna let Dave* (Officer D. Nguyen) *get killed because I made a bad decision.*" (0:23:57 minutes)

Investigator Andersen confirmed the issue is the possibility that the TASER would not work and VILLA would not have been stopped, and Officer Wright said, "*Yeah.*" (0:24:14 minutes)

Investigator Andersen asked if Officer Wright considered using any other weapons, such as a baton or pepper spray. Officer Wright said, "*He had a knife. There's no way I would get close enough to do that.*" (0:24:20 minutes)

Investigator Andersen asked if it was because he would need to get close to VILLA in order to use those weapons. Officer Wright said, "*Then I- Instead of me fearing for Dave's life, I would have been fearing for my life.*" (0:24:32 minutes)

Investigator Andersen asked Officer Wright if he got blood on him anywhere and Officer Wright said, "Yeah." Investigator Andersen asked where and Officer Wright said, "*On my belt…*"

Investigator Andersen asked if he got blood on his hands. Officer Wright explained, "Um, *based on what the call sounded like, I thought- I thought it was gonna be a wrestling match. So when we were walking over I was gloving up. So my gloves got it* (blood) *all over. And then my gun, because I had to go clear the res* (residence) *when Don Houle* (Officer Houle) *showed up. Don* (Officer Houle) *and I went and cleared the res., so my gun got it all over. 'Cus he was… his arms were covered in it.*" (0:24:53 minutes)

Investigator Andersen asked if his firearm functioned properly and Officer Wright said, "*It did.*"

Investigator Andersen asked if there were any injuries to any officers and Officer Wright said, "*Not that I'm aware of.*" (0:25:34 minutes)

Investigator Andersen asked Officer Wright if he noticed anyone taking pictures or recording them at the time of the shooting. Officer Wright said, "*Not at the time. After, I'm sure there was.*" (0:25:40 minutes)

At that point during the interview I began asking some follow up questions, for clarification with regards to Officer Wright's statements, his equipment and his training. (0:25:55 minutes)

Officer Wright confirmed he was using a department issued firearm, magazines and ammunition.

Officer Wright confirmed that he qualified with his firearm during the recent department firearms training, and in prior department firearms training courses. Officer Wright confirmed he also qualified with his backup firearm.

Officer Wright confirmed he participated in the TASER training that is provided by the Tustin Police Department.

I referred to the TASER training and I asked Officer Wright if he recalled any specific training regarding the use of a TASER with an armed subject. Officer Wright said, "Yes." I asked him to explain this portion of the training and Officer Wright said, "The TASER would not be a good option if it's a lethal threat." (0:27:11 minutes)

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I asked for clarification and Officer Wright explained, "*The risk of it malfunctioning. It could plain-ole malfunction. You could not get a two-barb hit. If you hit him and his momentum carried him, he'd be on top of you with a knife anyway.*"

Officer Wright noted the safe distance for someone with a knife is twenty-one feet.

I asked Officer Wright if he knew ROBERTY VILLA or had ever dealt with him before this incident, and Officer Wright said, "*No.*" Officer Wright said he did not recognize the name or the address. (0:28:31 minutes)

I confirmed Officer Wright was trained on the Tustin Police Department's Use of Force Policy and he said, "*Yes.*" I asked Officer Wright if the policy allows the use of deadly force if an officer is presented with a deadly threat and Officer Wright said, "Yes." (0:28:54 minutes)

I asked Officer Wright does a person with a knife pose a deadly threat and Officer Wright said, "*Absolutely.*" (0:29:09 minutes)

I asked Officer Wright if lethal force was authorized when someone is posing a deadly threat to him or to someone else, and Officer Wright said, "*Yes.*" (0:29:22 minutes)

I confirmed Officer Wright's MAVS microphone had malfunctioned on the call prior, which prohibited Officer Wright from activating his MAVS system on this call, and Officer Wright said, "*Yes.*" (0:29:43 minutes)

Investigator Andersen then reviewed the images and had Officer Wright clarify VILLA's location.

I asked Officer Wright if he had any alcohol or any illegal drugs in his system on the date of the incident and he said, "*No.*" (0:31:23 minutes)

I then asked for clarification regarding VILLA's stance and the turning movement. Officer Wright demonstrated that VILLA's hands were bent and slightly out to his sides, as though he was flexing. During the demonstration Officer Wright noted VILLA's movement was only his upper torso, however VILLA's feet did not move with it. (0:31:33 minutes)

I asked about the yell that VILLA gave and Officer Wright said it was like "*Ahhh*!"

Investigator Andersen did not have any further questions and the interview was concluded at approximately 1209 hours.

ROBERT VILLA's Family's Concerns

From the beginning of the investigation [redacted] repeatedly expressed her concern that the police officers shot her son, ROBERT VILLA. Immediately after the shooting [redacted] asserted her opinion that the officers "*should have tased his ass, not shoot him.*" [redacted] has asked both directly at Tustin City Council meetings and public protests, and indirectly via internet media, why the police officers shot her son, ROBERT VILLA.

During the investigation I learned that, based on statements and evidence at the scene, VILLA had armed himself with a knife and he ran at four police officers wielding the knife. I then reviewed the officers' reactions to see if they were consistent with their training in dealing with a deadly force encounter.

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It should be noted that based on my training and experience I am uniquely qualified to understand why VILLA's actions would have caused police officers to use deadly force in order to defend themselves.

I am a certified department Range Master and a TASER Master Instructor for the Tustin Police Department. My primary responsibility is to provide police officers with training on the deployment of firearms and the TASER X26 conducted energy weapon (CEW). Part of the instruction includes situational threat assessment, tactical decision making and the correct deployment of the appropriate force option.

Additionally I have personally been involved in deadly force encounters and I have personally interviewed other police officers, victims, witnesses and suspects who were involved with critical incidents. I have approximately 300 hours of training in Instructor Courses, many of which have components involving the use of force. I have approximately 501 hours in training related to conducting Investigations, including several courses that have components dealing with interviews and memory recollection.

I know from training and from my own personal experience that certain physiological events automatically occur during a critical incident which affects a person's ability to process information, make decisions, respond and later recall information about what happened.

During a critical incident, when a person observes a stimulus that instills enough fear to create a fight or flight response, the adrenal cortex floods the body with hormones that cause changes including:

- The heart rate and blood pressure increase.
- The muscles tense up, energized by adrenaline and glucose.
- Fine motor movements become nearly impossible.
- Gross motor movements become labored.
- The pupils dilate to take in as much light as possible.
- The veins in skin constrict to send more blood to major muscle groups.
- The blood-glucose level increases.
- Nonessential systems like digestion and the immune system shut down to allow more energy for emergency functions.
- Visual exclusion (tunnel vision) and audio exclusion (tunnel hearing) occur.
- The brain has trouble focusing on small tasks. The brain is directed to focus only on the threat (if known) or on big picture stimuli in order to locate and assess threats.
- Conscious thought subsides as the limbic system overrides higher level thinking. The subconscious mind uses autonomic (pre-programmed) responses in reaction to stimuli.

Once a deadly threat is recognized, a person's responses are subconscious. All reactions occur automatically and they will vary depending on the person's training and experiences, if any.

Officers' lives depend on being able to identify and respond quickly to a variety of potential threats. Because of this reality, officers are trained to recognize and assess different threats and then use an appropriate level of force to "stop the threat." This training is repeated throughout an officer's career, to ensure that each officer correctly addresses a threat with the correct level of force.

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As related to this incident, police officers are trained that a knife is a deadly weapon that can be used to kill or critically injure someone. When a suspect attacks an officer (or anyone) with a knife, every officer is trained to use deadly force until the threat is stopped.

With regards to the TASER, police officers are trained to have lethal cover (firearms) before they deploy their TASER's. Although it is a common misperception that TASER's work on everyone all the time, in reality TASER's are often ineffective in subduing a suspect.

There are several reasons why TASER's fail to work as designed, including:

- Poor Dart Penetration – One or both darts fail to make a solid contact with the subject. This is not uncommon with suspects who are moving.
- Dart Disconnection – One or both darts become dislodged. This is not uncommon with suspects who are moving.
- Broken Wires – The electrical wires are frail and easily break.
- Cartridge Failure – The cartridge fails to fire. Cartridges are frail and easily damaged.
- Battery Failure – TASER batteries have been prone to disconnection under stress. This occurs due to the battery design and an officer's increased grip strength under stress.
- TASER Failure – TASER's have electronic components that fail for various reasons.

Another tactical issue with using the TASER during a deadly threat is the close proximity. The TASER cartridge's maximum range is twenty-five (25) feet. However the probes spread at an eight-degree angle, meaning the probes are approximately thirty-eight inches (38") apart at that distance. This creates a high likelihood that one or both darts will miss.

According to TASER's training program, the optimum range for deploying a TASER is seven to fifteen (7-15) feet due to the spread of the probes. This range provides a better chance that the probes will make contact with the intended target.

Based on my own observations of TASER deployments during training classes, the reality is that the bottom dart has a relatively high likelihood of missing the target when the TASER is used beyond fifteen feet. The bottom probe will often strike the ground or simply pass between the suspect's legs. For this reason, I instruct officers to follow the TASER guidelines and deploy their department issued TASER's between seven to fifteen (7-15) feet from the intended target.

As documented in studies by various groups, including the Force Science Research Center, a suspect can close the distance and attack an officer up to thirty-five feet (35') away before an officer can defend himself. For safety reasons, officers are thus trained to maintain their distance from any potential threat.

The TASER distance limitation means that an officer has to be within fifteen feet or less in order to use the TASER. This places officers in extreme danger when facing a deadly threat.

Due to the elevated risk of being in close proximity to a deadly threat, and the propensity for a TASER to fail, officers are trained to use their firearms in order to stop a deadly threat to themselves or others. Officers are trained to deploy the TASER and/or other less lethal weapon systems, only after they have lethal cover and only when they can do so in a safe manner.

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However during a sudden, violent attack from a deadly threat, the threat needs to be stopped immediately in order to prevent officers or citizens from being killed. During such an unexpected encounter, officers do not realistically have time to coordinate an alternate response.

Additionally officers who are faced with a deadly threat are unable to make conscious decisions until the immediate danger subsides. As noted above, officers' reactions are autonomic. Their responses are pre-programmed through their training and experience.

During the investigation, I learned that VILLA reacted immediately upon seeing the police officers. Within a timespan of a few seconds, VILLA armed himself with a knife, stood up and faced the officers in an aggressive stance, threw a cell phone toward the officers and then charged the officers with a knife raised up. VILLA ignored repeated commands for him to drop the knife. He simply yelled at the officers and continued his attack by charging at them with the knife.

Based on the totality of the circumstances, I concluded the officers' reactions were consistent with their training in regards to dealing with a sudden deadly threat.

In addition to teaching officers, I also teach firearms and TASER overview classes to members of the general public via the Tustin Police Department Citizen's Academy, the Neighborhood Watch program and the Chief's Advisory board. I have experience answering questions for citizens who are untrained and/or misinformed with regards to the strengths and limitations of both force options.

Any assertion that the police officers should have used TASER's to stop VILLA is consistent with an untrained belief that the TASER is the appropriate force option to defend against an armed assailant. As noted above, this decision is tactically unsound and it places officers' lives, and citizen's lives, in increased jeopardy. Simply put the effectiveness of a TASER is uncertain and because of this fact, the TASER is not an appropriate option for stopping an immediate deadly threat.

[redacted] later claimed that her son was unarmed. However she was the person on the 911-Emergency Call who informed her husband [redacted] that her son had stabbed the wall.

Based on statements made by [redacted], [redacted], [redacted], [redacted], their neighbors, independent witnesses at the scene, and the fact that [redacted] kitchen knife was found lying on the ground in plain view near VILLA, it is highly unlikely that anyone lacked knowledge that VILLA was armed with a knife.

Summary and Conclusion

On 02-10-14 VILLA's family reported that ROBERT VILLA was acting crazy inside his home and possibly on drugs. VILLA wielded a knife and he caused damage to the property. A witness advised he saw VILLA chasing his own mother around, outside of the apartment. The entire family fled outside for their safety and VILLA's mother told her husband to call the police.

During the investigation I attempted to learn about ROBERT VILLA, in order to understand the events that led up to his encounter with the Tustin Police Officers and the motive for VILLA's behavior and actions on 02-10-14. I immediately noticed that VILLA had made a series of life choices that involved an extensive criminal history which included drug abuse, weapons and violence. VILLA demonstrated his propensity for violence toward women and toward police officers on various occasions.

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Upon further investigation into his family life, I learned that VILLA's family had firsthand knowledge of his violence. VILLA had a previous domestic violence incident with his girlfriend [redacted] during which he pushed Avalos around. VILLA's stepdad [redacted] had to intervene on various occasions and control his son. VILLA also confronted and attacked police officers in front of his family members.

On 02-10-14 VILLA had been fired from his job and he was kicked out of his house by his girlfriend. VILLA was on active CDC parole and he reasonably should have known he would be arrested and would go back to prison for his drug use and his violent behavior.

Based on statements made by VILLA's family and neighbors, I concluded that VILLA had originally committed the following crimes:

1. **H&S 11377(a) – Possession of Methamphetamine**
   VILLA used methamphetamine.
2. **H&S 11550(a) – Under the Influence of a Controlled Substance**
   VILLA's family noted his behavior was changed and he appeared to be under the influence of methamphetamine.
3. **CPC 594 - Vandalism**
   VILLA damaged the front door and he stabbed a wall with the knife.
4. **CPC 245(a)(1) – Assault with a Deadly Weapon**
   VILLA chased his mother outside of the apartment while holding a knife.
5. **PC 603 – Forcible Entry or Injury to Dwelling House**
   VILLA damaged the front door to gain entry into the house.

Based on officers' statements, VILLA's family's statements, witness statements and the MAVS recordings, I concluded that VILLA committed the following against the Tustin Police Officers:

1. **CPC 417 – Brandishing a Weapon**
   VILLA wielded a knife in public, in a threatening manner.

2. **CPC 69 – Threatening a Peace Officer**
   VILLA turned to face the Officers while holding the knife in a threatening manner.

3. **CPC 148(a)(1) – Resisting, Delaying a Peace Officer**
   VILLA refused to comply with lawful commands for him to "Drop the knife!"

4. **CPC 241 – Assault on a Police Officer**
   VILLA threw a cellular phone at four uniformed Tustin Police Officers.

5. **CPC 664/187(a) – Attempted Murder on a Peace Officer**
   VILLA raised a knife and charged at four uniformed Tustin Police Officers.

VILLA had numerous opportunities to lawfully comply with the police officers, or to evade arrest. Upon arrival of the Tustin Police Officers VILLA could have fled on foot in any other direction or retreated into his apartment. However VILLA chose to stay and engage the police officers by wielding a knife in a threatening manner. VILLA then made the decision to run at four uniformed Tustin Police Officers with a knife in his hand, forcing the police officers to use firearms to stop the deadly threat.

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Based on all of the evidence I have reviewed that described VILLA's behavior and his demonstrated intent, it appears that VILLA took active steps to murder Tustin Police Officers with a knife.

I request this report be forwarded to the Orange County District Attorney's Office for review.

It should be noted this investigation is ongoing. At the time of this report I am still waiting to review reports from the Orange County Crime Lab, the Orange County Coroner's Office, the Orange County District Attorney's office and Orange County Social Services. Any further information received will be included with this report.

Detective C. Kirwan #1031
Special Operations Division
General Investigations Unit
Major Crimes Team

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TUSTIN POLICE DEPARTMENT
CRIME REPORT
CR# 14-778
Officer A. Gleason #1223

CRIME: PC 245(c) – Assault with a deadly weapon on a peace officer.

SYNOPSIS: After receiving a call for service regarding a family disturbance, the suspect, Robert Villa, produced a knife and charged responding TPD officers. An officer involved shooting subsequently occurred. Villa was taken to a nearby hospital where he eventually succumbed to his injuries.

SCENE: The Casa Cortez apartment community is located near the S/W corner of Red Hill Av and Nisson Rd. It is on the south side of Nisson Rd and it has two, two story rows of apartments which run north to south and face each other. There is a courtyard between the rows of apartments and a pool in the middle of the complex. The apartments are numbered from 1-44, with 1 starting on the N/W corner and 44 on the S/E corner. Each apartment has a patio which faces the interior of the complex. See attached map for further details.

NARRATIVE: On 2/10/14, at approximately 1144 hours, I responded Code 3 (emergency lights and siren) to 1412 Nisson Rd (Casa Cortez Apartments) in reference to a "shots fired" call from TPD officers. The TPD officers who were on scene prior to me previously received a call for service at about 1135 hours regarding a family disturbance. The reporting party in that call, [redacted] advised TPD his son, Robert Villa was "going crazy" and previously had a knife in his possession. After arriving on scene, an officer involved shooting took place at 1139 hours after the suspect displayed a knife in a threatening manner. The initial responding officers on scene were identified as Brian Stroud, Scott Wright, David Nguyen and Michelle Jankowski.

As I arrived on scene, I observed OCFA paramedics were already rendering medical aid to Villa, who was lying on his back near apartment #1. I noticed Villa appeared to be resisting OCFA paramedics by moving his body in all directions and kicking intermittently. He was also talking, but I did not pay attention to what he was saying since I was focused on assisting in securing the scene. I also noticed a large, approximately 1' long fixed blade knife which was black and silver in color. The knife was lying on the ground to Villa's right side and appeared to still be within an arm's reach (approximately 2-3 feet). It should be noted Villa was handcuffed behind his back at the time. At Sgt. Harper's direction, I immediately retrieved my camera and began photographing the scene.

I took the following preliminary photographs:

- (4) Photographs of the overall location of Villa, including paramedics treating him.
- (1) Photograph of the location of the knife in relation to Villa.

- (1) Photograph of what appeared to be bullet impacts in the grass (directly south of Villa).
- (3) Photographs of the entrance to [redacted] residence, which included a broken door jam.

In the four photographs which document the overall location of Villa, the knife can be seen in three. PSO Zachariah removed the photos from my camera and placed them onto two CD's. One was provided to Detective Kirwan, and I booked the other as evidence. The photographs were downloaded to a CD and booked under this CR#.

After the scene was secured, I was assigned by Sgt. Harper to contact any possible witnesses. I located [redacted], who is the sister of Villa. She provided a preliminary statement to me regarding what happened leading up to the shooting.

Cadet Natividad was assigned to maintain the Crime Scene Log.

[redacted]

[redacted] told me she lives at apartment [redacted] with her step father [redacted], mother and other brother who she identified to me as [redacted] She stated she was recently told on 2/9/14 that Villa uses methamphetamine. She further told me on the morning of 2/10/14, she woke up and went into the living room of her residence, where she encountered Villa talking to himself and pacing back and forth. [redacted] added Villa was not agitated or angry during the morning, but she thought his behavior was abnormal. I asked [redacted] if she heard him communicate any specific threats to anybody and she said yes, but she figured the person he was threatening was not real. [redacted] described hearing Villa say to an unknown subject "give me back my gun or I'll kill you." She also added he was talking about unknown cell phone cameras "recording him." I asked [redacted] if Villa committed any violent acts inside the house and she said she recalled him "slamming" his fist against a counter once. To her recollection, he did not threaten anybody inside the residence. I asked [redacted] where she was when all this occurred and she said she was sitting on the living room couch.

Later in the morning, [redacted] observed Villa in possession of a large knife. I asked [redacted] to describe the knife and she told me it had a black handle with a silver blade and was approximately 11-12 inches long. He had it in one of his hands, and it was pointed up along his forearm. She described this as if he were to raise his arm in front of his body, the knife would have been pointed down. At one point, she observed Villa stab the knife in the wall. I asked [redacted] what happened next and [redacted] stated she and [redacted] left and went to a nearby park directly

south of her apartment complex (Frontier Park) because she became scared of Villa. Prior to leaving for the park, [redacted] heard Villa say "come out, I'm waiting for you," and he was pacing with the knife. She believed he was again talking to a ficticious subject. [redacted] said shortly after arriving in the park with [redacted], she heard several gunshots. She and [redacted] then walked back toward her residence and by the time she arrived, she saw paramedics treating Villa. She then waited in a nearby parking lot with her family.

[redacted]

[redacted] declined to provide a statement to me, but he provided me with his contact information.

[redacted]

[redacted] told me he was inside apartment [redacted] at around 1150 hours when he heard approximately 12 gunshots from what he believed were two pistols. Initially, he believed the gunshots were fireworks, but he then looked out the peep hole on the front door. I asked [redacted] what he observed after looking out the peep hole and he stated he saw an unknown subject in a wheelchair telling "Robert" to "stop struggling." [redacted] said it appeared Villa was struggling with responding TPD officers, but he added he may have just been moving because of the pain of being shot. [redacted] said shortly after, he observed TPD officers handcuff Villa and begin to roll him over. He did not hear any conversation nor did he know what the officers were doing. He did not see any weapons in Villa's possession at the time. A short time later, [redacted] heard several sirens and he observed paramedics arrive and begin to render aid to Villa.

I asked [redacted] if he heard any yelling or conversation from Villa or TPD leading up to the incident and he said he did not. He was unaware of what caused the incident.

My witness interviews were recorded using my MAVS, which was running for the entire incident.

Michelle Jankowski

I assisted Detective Kirwan in interviewing Jankowski. The interview was recorded using Detective Kirwan's recorder.

Jankowski was on duty at the time of the incident and was the initial handling officer. She arrived last out of the four total officers on scene.

TUSTIN POLICE DEPARTMENT
CRIME REPORT
CR# 14-778
Officer A. Gleason #1223

Jankowski described that she responded to a family disturbance call possibly involving a knife. After arriving on scene last, she walked up to the location at the N/W corner of Casa Cortez behind Officer's Stroud, Wright and Nguyen. She stated after approaching the N/W corner of the building, she heard Officer Nguyen tell Villa to "drop the knife." She told me initially, her vision was obscured and she did not see Villa. After getting a clear view, she observed Villa approximately 7 yards away from herself and the other officers. He was in possession of a knife and he appeared to take a running stance in their direction. Villa then began to rapidly close the distance between him and Officers, while still in possession of the knife. When Villa was approximately 4 yards away, Jankowski said he was shot by the other TPD officers and fell to the ground. Jankowski then went to her vehicle to retrieve a medical kit so she could render medical aid to Villa.

See Detective Kirwan's report for further details regarding Jankowski's statement.

Officers Houle and Trahan each interviewed witnesses to the incident. See their supplemental reports for further details.

After the incident, various law enforcement entities arrived to investigate. The following are their respective report numbers:

- 14-004 – Orange County District Attorney's Office
- 14-41793 – Orange County Crime Lab (Crime Scene Investigation)
- 14-00612-MR – Orange County Coroner

Based on witness statements and evidence, I formed the opinion Villa was in violation of the following:

PC 245(c) – Assault with a deadly weapon on a peace officer

I request a copy of this report be forwarded to Investigation's for review.

Officer A. Gleason #1223

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR#14-0778

Narrative:

On Monday, February 10, 2014 at approximately 1135 hours, an officer involved shooting had occurred. The officers involved were requesting additional units to respond to the Casa Cortez Apartments at 1412 Nisson Road where the incident had occurred. (Please refer to Officer Gleason's original report for further)

I responded code three (lights and siren) to the location and once at the location I began to set up a perimeter with the police tape to keep people from entering the crime scene.

I was then assigned to stand by evidence inside the crime scene. While inside the crime scene occupants from unit [redacted] and unit [redacted] attempted to exit their apartments. I made contact with [redacted] and [redacted] from unit [redacted] and [redacted] and [redacted] from unit [redacted] and explained to them I needed to get their information and ask them some brief questions.

[redacted] said she was inside her son [redacted] residence because she was helping him move. She said she was inside the apartment with her two sons, [redacted] and [redacted]. While inside the apartment [redacted] said she thought she heard gun fire. She said she heard approximately eight rapid shots and told everyone to get down. [redacted] said she heard the Tustin police outside and said [redacted] then looked out the peephole. [redacted] told her it looked like someone was shot because he saw someone lying on the ground and Tustin police officers were with him.

I asked if she heard or saw anything prior to the gun fire and she said she did not. [redacted] reiterated that she only heard the gun fire.

I spoke to [redacted]. [redacted] said he was inside his apartment with his mother [redacted] and brother [redacted] He said they were all helping with packing because he was moving out of his apartment and scheduled to be out of the apartment by Wednesday 2/12/14. [redacted] said he heard what he believed to be fireworks, but his mother said it was gun fire. He said they ducked down inside the apartment and then he looked out the peephole. [redacted] said he saw someone lying on the ground that he thought was shot. [redacted] said two Tustin police officers appeared to be handcuffing the subject on the ground and then he saw more police officers arrive.

I asked if he heard or saw anything prior to the gun fire and he said he did not. [redacted] said he only heard approximately eight to ten shots.

OFCR. M. TRAHAN #1111

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR#14-0778

I began speaking with [redacted] but Officer Gleason assisted with obtaining his information and statement.

I then spoke to [redacted] and [redacted] from unit [redacted] [redacted] said she was inside the apartment with her boyfriend [redacted] when she heard approximately 10 gun shots. [redacted] said she looked outside and saw Tustin police officers outside.

[redacted] said she did not hear or see anything prior to the gun fire.

I spoke to [redacted] [redacted] is confined to a wheelchair and said while he was in the apartment with his girlfriend [redacted] he heard approximately 10 gun shots. [redacted] said [redacted] then looked out the window and told him she saw Tustin police officers.

[redacted] said he did not hear or see anything prior to the gun fire.

OFCR. M. TRAHAN #1111

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR 14-0778

NARRATIVE: On Monday February 10, 2014 at approximately 1139 hours, I responded to 1412 Nisson Rd [redacted] Code 3 (Lights and Sirens); I responded from Edinger Ave and Kensington Park Dr and arrived on scene at approximately 1142 hours. Once on scene, I assisted Officer Wright with clearing apartment [redacted].

Once the scene was secure and the suspect was transported to Western Medical Center Santa Ana, I took a position on the west side of the crime scene. During that time, I contacted a Hispanic female, [redacted] who told me that she may have witnessed the events leading up to the shooting.

[redacted] stated she was at 1412 Nisson Rd to look at an apartment. [redacted] parked her van in the open parking lot on the west end of the complex. [redacted] walked east on the sidewalk in front of 1412 Nisson Rd, and then turned south into the center of the apartment complex. As [redacted] walked toward the swimming pool, she observed a Hispanic male standing to the right of the walkway. [redacted] described the subject as being between 5-09 and 5-11 and weighing between 150 and 160 pounds; the subject was wearing a gray t-shirt and blue jeans. I asked [redacted] if she saw what apartment number the subject was standing in front of; [redacted] told me she did not know which apartment he was standing in front of, but he was standing next to two orange traffic cones in front of an apartment with an open front door.

As [redacted] approached the subject, she saw that he was talking on a cellular telephone and appeared to be very angry. I asked [redacted] why she believed he was angry, and she told me that the subject was sweating, pacing back and forth, breathing heavy, and the tone of his voice sounded angry as he spoke. When she was several feet from the subject, [redacted] saw a knife stabbed into the ground a few feet in front of him. [redacted] asked the subject where the manager's office was and he ignored her. [redacted] continued walking toward the pool area, and as she passed the subject, he took a knee; at this point, the knife was approximately 1 to 2 feet in front of the subject.

Feeling uncomfortable with the situation, [redacted] continued walking toward the pool area. Once at the pool, she heard the subject yell, "My problem is not with you!" [redacted] walked to the south side of the pool without looking back. Once on the south side of the pool, [redacted] heard several gunshots. I asked [redacted] how many shots she heard and she told me that she wasn't sure, but thought I might be between 4 and 6 shots. [redacted] then ran to what she thought was the apartment manager's office. When she realized it was not the manager's office, [redacted] called 911 on her cell phone and ran to the manager's office which was located one apartment south of where she was located. Once at the manager's office, [redacted] handed the manager her cellphone.

I asked [redacted] if she looked back at the subject once she was passed him and she told me that she did not. [redacted] stated she was uncomfortable with the situation because she felt that the subject was agitated and she saw the knife in the ground. I asked [redacted] if she saw any TPD units in the area as she walked through the complex and she told me that she did not. I asked [redacted] if she heard anyone else yelling prior to the shooting, [redacted] told me that did not hear any other yelling.

Once my interview was complete, I asked [redacted] to stay in the area so she could speak with detectives. [redacted] told me that she would stay in the area.

I then contacted [redacted] and she told me she may have heard the shooting. I asked [redacted] what happened and she relayed the following: [redacted] stated she lives at 1412 Nisson Rd in apartment [redacted] which is located in the rear of the complex; [redacted] was making lunch for her boyfriend. Between 1130 and 1145, [redacted] heard what she initially thought were fireworks. [redacted] told me that she had an uneasy feeling because that sounds were not like normal fireworks. [redacted] exited her apartment between 1150 and 1200 and observed several police officers in the area near her apartment. [redacted] told me that she did not hear anything other than the shooting.

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR 14-0778

Once my interview was complete, I asked [redacted] to stay in the area so she could speak with detectives. [redacted] told me that she would stay in the area.

Refer to Officer Gleason's original report for further details regarding this case.

D. Houle #1142

TUSTIN POLICE DEPARTMENT
Investigative Supplemental Report
14-0788

I am a Detective assigned to the Property Crimes Team within the Special Operations Division of the Tustin Police Department.

On 2-10-14 I was assigned to assist Detective Kirwan with an assault with a deadly weapon investigation.

Investigative Follow-Up:

At about 1330 hours, I responded to Western Medical Center in the City of Santa Ana (1001 N. Tustin Ave Santa Ana). At about 1415 hours I contacted [redacted] who was sitting in the emergency room lobby, to escort her to a family room to be interviewed by Detective Miali and DA Investigator Richard Bradley.

Prior to speaking with [redacted], I activated my department issued PUMA audio recorder. I contacted [redacted] in the emergency waiting room and asked her to accompany me to the family room for a private interview. [redacted] refused to be interviewed and stated, "I plead the fifth." [redacted] also stated she did not want to speak with any other law enforcement officers at this time. I gave [redacted] my business card and informed her to let us (Tustin Police) know if there is anything we could do for her.

I asked [redacted] if her two children, [redacted] and [redacted], were present. [redacted] (mother) stated they were not present. [redacted] also declined to have her children give an interview adding, "They plead the fifth too."

I then ended my conversation with [redacted]

I later uploaded the interview into the Tustin computer system.

Detective T. Lomeli #1206
Special Operations Division
General Investigations Unit
Property Crimes Team

The information contained in this report is Confidential and exempt from disclosure under applicable law. Do not copy or release without prior authorization from the Tustin Police Department.

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL INVESTIGATION REPORT
CR #14-00778
Detective N. Nguyen #1123

PERSONS INTERVIEWED

- **WITNESS:** [redacted]
- **WITNESS:** [redacted]
- **WITNESS:** [redacted]
- **WITNESS:** [redacted]

- **SUBJECT:** [redacted] – WMSA General Surgeon
- **SUBJECT:** [redacted] – WMSA Trauma Clinician
- **SUBJECT:** [redacted] – WMSA Volunteer
- **SUBJECT:** [redacted] – WMSA Security Manager

INVESTIGATIVE FOLLOW-UP

I am currently employed as a sworn peace officer for the Tustin Police Department and am assigned to the Tustin Police Department's General Investigation - Major Crimes Unit. On 02/10/2014, at approximately 1135 hours, I was working a plain-clothes investigative detail when Tustin Police Dispatch advised of a family disturbance at 1412 Nisson Road [redacted] in the City of Tustin. At approximately 1139 hours, I heard Officer B. Stroud advise, via radio, of an officer involved shooting. Detective Miali and I proceeded to 1412 Nisson Road (Casa Cortez Apartments) and arrived on scene at approximately 1145 hours.

Upon arrival, I saw officers and Orange County Fire Authority paramedics tending to a male subject who was lying on the ground just east of apartment [redacted] and [redacted]. The subject was lying on the ground, physically struggling, wailing, and yelling various obscenities. I also saw a large kitchen-type knife with a black handle lying on the ground near the male subject. I proceeded to apartment [redacted] and contacted a male Hispanic who was seated in a wheel chair. An unidentified female Hispanic subject was standing behind him in the open doorway looking out toward the center courtyard. I determined the two subjects were not involved in the incident and were not in need of aid.

I spoke with Officer S. Wright and obtained a basic statement indicating he arrived on scene and was confronted with a male subject with a knife. Officer Wright told me he shot the male subject. I next spoke to Officer D. Nguyen and obtained a basic statement indicating he arrived on scene and was confronted with a male subject who charged at him and other responding officers with a knife. Officer Nguyen told me he ordered the male subject to drop the knife but the subject did not comply and continued to charge at him and responding officers with the knife raised in his hand. Officer Nguyen stated he shot the male subject. Officer Nguyen told me the male subject's mother could be located in the Stater Bros. supermarket parking lot, just east of the Casa Cortez apartment complex.

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL INVESTIGATION REPORT
CR #14-00778
Detective N. Nguyen #1123

Witness In-Field Statements – [redacted]

At approximately 1149 hours, I walked over and contacted [redacted] who was standing in the northwest portion of the Stater Bros. parking lot (14171 Red Hill Avenue). [redacted] was wailing and I asked her if she wanted to sit down. [redacted] told me, "I don't want to talk to nobody". I asked [redacted] for her name and she again told me, "No, I don't want to talk to nobody."

At approximately 1150 hours, a female neighbor pulled her vehicle into the parking lot to check on [redacted] welfare. [redacted] made an unknown statement to the neighbor, in Spanish. I told the neighbor I just needed to get [redacted] name and the neighbor made an unknown statement to [redacted] in Spanish, before leaving the area in her vehicle.

I asked [redacted] if I could have her phone number in the event it was needed to notify her of her son's status and she provided me with the number: [redacted] I asked [redacted] if she saw anything and she said, "Yeah, they shot him 12 times." I asked [redacted] why the police shot her son and she said, "Cuz my son…I guess came up and…I didn't see him with the knife. They said he had a knife…I guess he was but…" I asked [redacted] why her son had the knife and she said, "He was very upset. He was high on some stuff…I don't know." I asked [redacted] if her son used "drugs or alcohol and she did not answer. I asked [redacted] if her son had ever "flipped out before" and she said, "Yeah". I asked [redacted] if her son had any mental conditions and she said he had "depression" and was "bipolar" when he was younger but never took medication for these conditions.

At approximately 1153 hours, [redacted] 17 year old son [redacted], 13 year old daughter [redacted], and [redacted] husband [redacted] joined [redacted] and I in the Stater Bros. supermarket parking lot.

Witness In-Field Statements – [redacted]

I spoke to [redacted] who told me her brother (Robert) was agitated and loud ever since she woke up early this morning (around 0700 hours). Robert was talking to himself earlier this morning and has been "violent" in the past. [redacted] told me she and her brother left their residence before the police arrived and started their walk toward the street (Utt Drive). Robert started to exit the residence at approximately that time as well. [redacted] started to tell me Robert "got a knife", but she did not complete her statement.

Witness In-Field Statements – [redacted]

I spoke to [redacted] who told me his brother (Robert) had not slept for two days and started "freaking out". [redacted] believed Robert was using "methamphetamine" but there likely was not any left. [redacted] told me Robert was dehydrated and angry this morning because "he wasn't sleeping". At one point during the morning, Robert went to "get a drink" but took a really long time. When Robert returned home, "he was still acting crazy". [redacted] told

me he and his sister left their residence as their mother was running out of the residence. They started to walk toward the park (Frontier Park).

Witness In-Field Statements – [redacted]

[redacted] verbally identified himself as [redacted]. [redacted] told me, "I seen him run at...towards them and I saw the shots and I just turned around." [redacted] told me he "couldn't tell" if Robert had anything in his hands. He and his children got split up because his children started to walk (westbound) toward the park, while he and [redacted] started to walk (eastbound) toward the gas station.

Officer A. Gleason arrived on scene and I requested he re-interview [redacted] and [redacted] prior to them departing for the hospital (see Officer Gleason's report for further details). I spoke to [redacted] again and he told me the following:

Robert was "acting out, talking to himself" this morning. [redacted] told Robert not to act that way and told Robert he would not put up with that type of "attitude". [redacted] and the family tried to ignore Robert, but Robert kept mumbling nonsense about "devices and repeaters, and stuff the government can hear". Robert also stated something to the effect of, "They're gonna kill me. I might as well go out like this." [redacted] did not know who Robert thought was going to kill him because he tried not to pay attention to Robert. Robert kept the front door open and [redacted] kept telling Robert to close the door because it was cold.

[redacted] daughter, [redacted], wanted to go to the "wash" (Laundromat) so [redacted] walked out to his car to get some change for [redacted] [redacted] called [redacted] to tell her Robert was "acting up". [redacted] told me he wanted [redacted] (Robert's biological mother) to know what was going on because Robert was only his stepson and he felt [redacted] needed to know because he was [redacted] biological son. [redacted] returned to the apartment while [redacted] was still at his vehicle. [redacted] was returning to the apartment with change from his vehicle, when he saw his son [redacted] walking away from the apartment. [redacted] was already on the phone when he saw [redacted] running out of the apartment. [redacted] told [redacted] he was already on the phone with the police.

Detective C. Kirwan joined me as I spoke to [redacted] [redacted] told me he followed [redacted] (toward the gas station located near Red Hill Avenue/Nisson Road) as he remained on the phone with Tustin Police Dispatch. [redacted] saw Robert "running towards them (the Police Officers)" but could not recall if Robert had anything in his hands. The first thing [redacted] thought as he saw this was, "That's not what you do." [redacted] "knew" what would happen at that point so he "just turned around".

Detective Kirwan asked [redacted] if Robert charged at the police officers and [redacted] said he (Robert) did and yelled (similar to a roar) as he did so. [redacted] said he saw Robert with a knife earlier in the morning and [redacted] also told him Robert punched the wall with a knife. [redacted] told me he walked out to call [redacted] when he saw Robert "playing" with the knife.

[redacted] did not know why Robert charged at the police. [redacted] said the police approached the apartment "from the side" and he thought the police saw Robert outside because he heard "commands". Hearing the commands, [redacted] turned to look toward the officers and saw Robert charge at the police officers. [redacted] could not tell what commands were being given, but he thought the commands could have also been the sound of Robert talking.

As [redacted] and I waited for Detective Kirwan to retrieve [redacted] shoes, [redacted] told me Robert had moved back in with him and [redacted] approximately one month ago. [redacted] believed Robert was upset because Robert and his wife were no longer together, but this was the first time Robert has acted out in this manner since he moved back in with [redacted] and [redacted]

Witness Statements at TPD – [redacted]

[redacted] agreed to allow me to transport him to the Tustin Police Department for further questioning. At approximately 1219 hours, I transported [redacted] to the Tustin Police Department and questioned him further inside the downstairs, unsecured interview room.

[redacted] identified Robert Villa as his 23 year old stepson. Robert moved back into 1412 Nisson Road, [redacted] Tustin, CA 92780 approximately one month ago. [redacted] allowed Robert to move back in temporarily until he could "get back on his feet". [redacted] believed the reason for the move was because Robert was no longer staying with his own wife and had nowhere else to go. Even though Robert had other family in the area, he stayed with [redacted] and his wife because they provided a stable, supportive home for him. Robert had been sleeping on the living room couch since he moved back in with [redacted] and his personal property was stored in the general area.

When Robert first moved into the home, he was very positive and spoke about wanting to do a lot of things to improve his life, such as going to school. When [redacted] told Robert all his goals were good but would not come to fruition until he actually put things into motion, Robert had no response. Robert's positivity did not last long. Robert would often go out at night and [redacted] was unable to keep track of all of Robert's activities because he worked himself.

Robert did not sleep last night and kept "peeking" his head through [redacted] bedroom door to look into his bedroom. Because [redacted] was a light sleeper, he kept waking up each time Robert did this. When [redacted] asked Robert, "Shouldn't you be asleep at this hour?" Robert did not respond. [redacted] wife also woke up during the night due to Robert's activities.

[redacted] woke up early this morning and [redacted] left to go "somewhere". [redacted] saw Robert lying on the couch this morning. It appeared as though Robert was asleep, but when [redacted] left the residence, Robert started mumbling and rambling about "guns", being

"ready to die", and calling everyone "pussy". At approximately 0900 hours this morning, Robert kept "peeking" out the front door "keyhole". [redacted] asked Robert why he kept looking out the "keyhole" and told him to relax. With Robert's sleeplessness and his paranoia this morning, [redacted] "knew something was up" and felt Robert could no longer live with the family.

[redacted] and his children did not pay too much attention to Robert and did not want to deal with Robert's behavior. [redacted] daughter, [redacted], practiced on her guitar while Robert's behavior continued. When [redacted] told [redacted] she wanted to go wash her clothes at the Laundromat, [redacted] walked out to his vehicle to get change for her and [redacted] to both do their laundry. At 1125 hours, while at his vehicle collecting change, [redacted] called his wife to let her know about Robert's behavior at the home, particularly about the negative comments he was making about "harm and stuff".

[redacted] showed up "right away" because by the time [redacted] was done collecting change from his vehicle, he saw [redacted] vehicle had already returned to the apartment complex and she was not inside of it. [redacted] figured [redacted] had already returned to the apartment. As [redacted] walked toward his apartment, he saw [redacted] already outside the apartment. [redacted] told [redacted] to call the police because his mother was inside the apartment with Robert and Robert was "out of control".

[redacted] was already on the phone with the police when he saw [redacted] run out of the apartment with [redacted] [redacted] appeared afraid and told him to call the police because Robert had taken "a knife to the wall and broke the door". [redacted] followed [redacted] away from the apartment as he remained on the phone with Tustin Police Dispatch. [redacted] followed [redacted] toward the gas station located near the corner of Red Hill Avenue and Nisson Road while [redacted] followed [redacted] toward the park. [redacted] looked back and noticed the police had already arrived at the apartment complex. [redacted] told me the police parked and walked toward the apartment complex. [redacted] could not see how many police officers responded to the apartment complex because of a "Casa Cortez" sign which was positioned in the front of the apartment complex.

The Tustin Police dispatcher told [redacted] to go talk to the police officers, so he turned around toward the apartment complex and heard "the pop...pop". [redacted] then turned toward his wife again to console his wife. [redacted] told me everything happened very quickly and when Robert charged at the police officers, he let out a "Raaaa" much like a roar, but [redacted] did not know what Robert was doing with his hands. [redacted] clenched his fists and moved his arms in a forward and backward pumping motion to show me what he believed Robert had been doing with his hands as he charged toward the police officers.

[redacted] told me he was standing behind the wall which separates the (east side of the) Casa Cortez Apartment property from the (west side of the) Stater Bros. retail parking property when he observed the interaction between Robert and the police officers. [redacted] told me his wife was two feet behind him and she did not see the interaction

between Robert and the police officers, but she heard the gunfire. [redacted] was the one who told [redacted] that Robert had charged at the police and [redacted] did not take the information well.

Robert has never talked about suicide or being killed before. [redacted] did not know Robert to have any mental issues, but he did have an "anger management" issue. The only drug or alcoholic use [redacted] knew Robert to be involved with was marijuana use. [redacted] told me he knew people who smoked marijuana and he has never seen them act the way Robert did today.

[redacted] did not know if Robert would have hurt any member of the family, but he was not going to remain in the house long enough to find out. [redacted] told me the only knives in the home were the kitchen knives which rested in a wooded block in the kitchen. As far as [redacted] knew, Robert did not own any knives of his own.

At approximately 1319 hours, I transported [redacted] to the Western Medical Center, Santa Ana located at 1001 North Tustin Avenue, Santa Ana, CA 92705. During transport, [redacted] told me, "my daughter kinda knows...she...you know...she's straight forward. She's good at that. That you know...She's like, 'He got shot what do you expect?'"

I recorded the above reference statements using my department issued digital audio recorder and later uploaded all audio files into the TPD server as evidence. Because I had the opportunity to interview [redacted] at the Tustin Police Department, I obtained a video recording my interview with him in addition to the previously mentioned audio recording. *(PUMA Job #: **1894, 1895, 1897** and MAVS ID #: **172910**)*

I proceeded to the area of trauma room #1 and observed Orange County Sheriff Coroner I. [redacted] examination of Robert Villa's body. I concluded my observation at approximately 1540 hours. (See OCSD Coroner DR# 14-00612-MR)

On 02/11/2014, I requested Tustin PD Court Liaison Officer P. Gallo produce a transcription of my interviews with [redacted].

WMSA General Surgeon – [redacted]

On 02/20/2014, at approximately 1049 hours, I proceeded to 999 North Tustin Avenue in the City of Santa Ana and observed DDA Investigator Wood's interview of Doctor [redacted]. The following is a summary of Dr. [redacted] statements:

On 02/10/2014, Dr. [redacted] was assigned as a general surgeon, working a 24-hour trauma shift at Western Medical Center Santa Ana (WMSA). Dr. [redacted] received information that patient Robert Villa had been involved in an officer involved shooting and was in route to WMSA in full arrest. Villa arrived at WMSA with a bag valve mask and chest compressions being administered. Villa was pale, his pupils were fixed and dilated, he had no blood pressure, and had multiple gunshot wounds. Hospital staff intubated Villa, but his vital signs did not improve. The medical staff continued chest

compressions and administered epinephrine but there was no improvement. Dr. [redacted] pronounced Villa's death at 1208 hours. Dr. [redacted] stated she did not communicate with Villa's family at all.

I recorded [redacted] statements using my department issued digital audio recorder and later uploaded the audio file into the TPD server as evidence (***PUMA Job#: 1906***)

On 02/10/2014, at approximately 1945 hours, members of the Tustin PD General Investigations Unit proceeded to 1412 Nisson Road, [redacted] in the City of Tustin and served a search warrant at the location. During a search of the residence's living room, I located a black plastic bin sitting on the ground between the couch and the west living room wall. The bin contained men's clothing, mail addressed to Robert Villa, and a black and white "composition book". The front cover of the composition book had "Robert Villa" written on it and the contents of the composition book consisted of miscellaneous recovery-type writings, a letter from [redacted], and other miscellaneous paper documents with drawings on them. The drawing depicted the devil, drug and alcoholic beverage paraphernalia, a dog growling, and a handgun.

I collected the item and later photographed it and other evidence which was collected from the residence pursuant to the search warrant (see Tustin PD Property Report and attached photographs for further details).

WMSA Security Manager– [redacted]

On 02//20/2014, at approximately 1103 hours, I proceeded to 1001 North Tustin Avenue in the City of Santa Ana and contacted WMSA Security Manager [redacted] The following is a summary of his statements to me:

On 02/10/2014 [redacted] was working his uniformed supervisory detail overseeing the activity in the WMSA Emergency Room lobby. [redacted] recalled Robert Villa's mother initially approaching the reception window repeatedly to inquire about her son's condition. Another female family member also approached the reception window to inquire about Villa's status. [redacted] did not release any information to the family due to the active investigation. [redacted] recalled investigators talking to the family members one by one.

After Villa's mother was notified of his death, she started yelling something to the effect of, "Tustin PD Killed my son....They just shot him....This hospital didn't tell us anything that was going on". [redacted] warned Villa's mother she could not yell inside the hospital and she continued yelling something to the effect of, "They killed my son...four officers shot my son". At that point, [redacted] asked Villa's mother to leave the property.

Approximately an hour and a half after Villa's mother was notified of his death, a second group of family members arrived at the WMSA Emergency Room lobby. Members of the second group also inquired about Robert Villa's status and became angry when the WMSA admitting clerks would not release any information to them. Villa's uncle

became very aggressive and yelled, "They killed my favorite nephew...They shot him...Why did they need to shoot him for? He didn't do anything wrong." WMSA personnel contacted the Santa Ana Police Department when members of the family became aggressive.

[redacted] recalled another member of his staff had reported hearing the family possibly arguing, but could not recall the identity of the officer without referring to the work schedule. [redacted] told me a volunteer by the name of [redacted] could have also heard the family as they waited in the WMSA Emergency Room lobby.

I recorded [redacted] statements using my department issued digital audio recorder and later uploaded the audio file into the TPD server as evidence (***PUMA Job#: 1907***)

WMSA Volunteer – [redacted]

On 02/20/2014, at approximately 1106 hours, I contacted WMSA Volunteer [redacted] and the following is a summary of his statements to me:

On 02/10/2014, [redacted] was assigned as the WMSA volunteer emergency room concierge. [redacted] did not have any interaction with Villa's family other than having them sit down in the lobby, but he did overhear Villa's mother telling a detective she did not want to talk to anyone without her attorney.

I recorded [redacted] statements using my department issued digital audio recorder and later uploaded the audio file into the TPD server as evidence (***PUMA Job#: 1907***)

WMSA Trauma Clinician – [redacted]

On 02/25/2014, at approximately 0842 hours, I proceeded to 1001 North Tustin Avenue in the City of Santa Ana and observed DDA Investigator Wood's interview with [redacted] The following is a summary of her statements:

On 02/10/2014, [redacted] was assigned as a trauma clinician, working a 0700-1900 hours shift at WMSA. On 02/10/2014, Orange County Fire Authority unit #37 transported patient Robert Villa to the WMSA Emergency Room. Villa arrived at WMSA at approximately 1201 hours with multiple gunshot wounds (entry vs. exit wounds were undetermined at that time). Villa was unconscious and did not have an effective heartbeat. [redacted] (anesthesiologist) administered 100mg of succinylcholine and intubated Villa at approximately 1202 hours. Medical staff continued CPR and administered 1mg of epinephrine but Villa did not respond to the treatment. [redacted] pronounced Villa's death at approximately 1208 hours. [redacted] did not have any contact with the Villa family.

I recorded [redacted] statements using my department issued digital audio recorder and later uploaded the audio file into the TPD server as evidence (***PUMA Job#: 1911***)

Honda Service Manager – [redacted]

On 02/27/2014, at approximately 1006 hours, Detective Kirwan and I proceeded to the Honda car dealership located at 1505 Auto Mall Drive in the City of Santa Ana and spoke with the Honda Service Manager, [redacted] see Detective Kirwan's report for further details).

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR# 14-0778

I am a Detective with the Tustin Police Department and assigned to General Investigations Property Crimes Team.

Case Summary:
On 02/10/2014, I responded to TPD to assist Detective Kirwan with an officer involved shooting investigation. I then responded to 1412 Nisson Road, Tustin; where I was briefed on the investigation. I was advised a male suspect (Villa) had assaulted three Tustin Police Officers with a knife. In response, the officers fired their service weapons at Villa. Villa sustained multiple gunshot wounds and was transported to the hospital for treatment.

I was assigned to canvas the apartment complex where this incident occurred to look for potential witnesses.

Apartment [redacted]
I spoke to the residents at this location; [redacted] and [redacted] Both subjects stated they were not witnesses to the incident due to both being at work.

Apartment [redacted]
At this location I spoke to three subjects who reside there. [redacted] stated she was not a witness to the incident. [redacted] arrived after the incident and was escorted to her residence by police officers.

[redacted] stated he was at home and "Did not hear nothing or see nothing" and that he was asleep.

I then spoke to [redacted] stated he was inside his residence when he heard what he believed to be four gun shots. [redacted] did not witness the actual incident. After hearing the gun shots, [redacted] heard a female screaming "shots" or "shooting". [redacted] looked out his window which faces east towards Red Hill Ave to find the source of the yelling.

[redacted] then exited his apartment on the west side and walked around the swimming to the north side. Looking north towards

Detective E. Haug #1124
03/04/2014

Approved _____

Nisson Road, [redacted] saw a male subject lying face-down on the grass and the subject was trying to get up. [redacted] said a police officer was kneeling beside the subject and the officer was telling the subject to "relax and calm down" because the subject kept trying to get up. The Officer then told [redacted] to "Get back!"

Apartment [redacted]

I spoke to [redacted] who stated he was alone inside his residence and did not witness the incident. [redacted] was inside his bedroom when he heard "bursts" and what he thought were "Chinese firecrackers". Soon after, [redacted] heard sirens and then looked out his east facing window to see more police officers and firefighters. [redacted] stated after the incident he heard a subject say "Don't make a scene". [redacted] also noted there were male subjects standing in the parking lot looking north towards Nisson Road where he believed the talking was coming from. [redacted] stated he never exited his residence during the incident and stayed inside the whole time.

Apartment [redacted]

I contacted the residents at apartment [redacted] along with District Attorney Investigator Hester. [redacted] stated he was sleeping inside his residence at the time of the incident and was not a witness to any of the events.

[redacted] father, [redacted], was also at the residence and stated he was a witness to some of the events. [redacted] stated he was watching television and heard arguing coming from apartment [redacted] (Villa's residence); which is located directly next door (south) to his apartment. The arguing was in Spanish so [redacted] did not understand what the argument was about. [redacted] believed the arguing took place around 1000 hours. [redacted] left his residence and went to the manager's office regarding a leak inside his apartment.

[redacted] later returned to his residence and resumed watching television. The front door to his residence was closed; however the vertical blinds of his east facing living room window were open to allow him to look outside. [redacted] said he heard females

Detective E. Haug #1124
03/04/2014

Approved _____

screaming and saw them run past his front window from apartment [redacted] Eugenio described one of the females as being the mother who lives in [redacted]

[redacted] said the females were being chased by a male Hispanic/ approximately 5'-7" / 150 lbs / wearing a grey shirt. [redacted] stated the male subject was holding a knife in his hand. When asked how the knife was being held, [redacted] explained the subject was holding the knife handle with the blade extended up his forearm.

[redacted] then exited his residence and saw the females had gone towards Red Hill Ave (east). While [redacted] sat near the edge of his patio, [redacted] saw the subject who was holding the knife had stopped near a tree was now seated on the grass speaking to the neighbor at apartment [redacted]

[redacted] returned back inside his residence and soon heard 5-7 gun shots. Eugenio was not witness to the confrontation between the officers and Villa.

Apartment [redacted]
No Answer at residence.

Recommendation:
Forward to Detective Kirwan.

Detective E. Haug
General Investigations
Property Crimes Team

Detective E. Haug #1124
03/04/2014

Approved _____

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR# 14-0778

I am a Detective with the Tustin Police Department and assigned to General Investigations Property Crimes Team.

On 02/13/2014 at approximately 0930 hours, I responded to 1412 Nisson Rd [redacted] to conduct follow up interviews. I was attempting to contact [redacted] and [redacted]. Accompanying me was District Attorney Investigator Hester.

Both [redacted] and [redacted] were contacted by police officers who initially responded to the scene after the incident. [redacted] told officers that he heard 10 gunshots. [redacted] told police officers that she heard 10 gunshots, looked outside and saw the police (see attached Field interview cards).

At the residence we made contact with [redacted] [redacted] initially denied speaking to officers on the date of the incident; however later advised officers made him leave his residence. [redacted] stated he had been friends with Villa for approximately one year.

[redacted] said he was inside his residence when he heard approximately 20 gunshots. [redacted] then looked outside and saw Villa lying on the ground. [redacted] stated he only heard the gunshots and was not a witness to the shooting itself. When asked if [redacted] saw the incident, [redacted] stated she did not because she was inside the residence as well. [redacted] advised [redacted] was currently not at home and available for interview.

I advised [redacted] that a neighbor reported hearing him speaking to Villa outside just prior to the incident. [redacted] denied speaking to Villa prior to the incident and called the neighbor's liars. It was at that time [redacted] refused to answer any more questions and stated he was done speaking to us.

My interview with [redacted] was not recorded due to recorder failure. Investigator [redacted] had a functioning recorder that captured [redacted] statements.

Detective E. Haug #1124
03/04/2014

Approved _____

SUPPLEMENTAL REPORT
14-0778
SERGEANT D.HARPER

On 021014 about 1135 hours I heard a radio broadcast of an officer involved shooting at 1412 Nisson Road (Casa Cortez Apartments) and I immediately responded with lights and siren from the police station. I arrived within a few minutes and parked my police Tahoe facing westbound in the eastbound lanes of Nisson Road on the east edge of the Casa Cortez Apartment Complex at 1412 Nisson.

There were several police vehicles already at the scene and I could hear sirens of others arriving. There were a number of people in the area all appearing to be focused on the front courtyard area of the Casa Cortez Apartments. In the North West parking lot of 14081 Red Hill (76 gas station), I noticed about 4 or 5 persons looking in a westward direction. One woman in the group was screaming "why didn't you use a Taser" and seemed very distraught. About 100 feet west of this group, Officer Jankowski was facing them and was intently focused on their activity. Jankowski told me they were the family of the man who was shot. It appeared as if the group was keeping their distance from the scene, and although highly emotional, they were not interfering.

I saw a man later identified as Robert Villa on the ground in the front courtyard of the apartment complex. Officer Stroud was struggling with Villa and Sgt. Coe was beginning to assist Stroud. I could see blood covering Villa's clothing. As I approached I could heard Stroud and Coe making comments such as: he's got one here, one in the chest, and I distinctly heard Stroud say "direct pressure, right here". There was an open first aid kit next to the scene and I could see a blood stopper package torn open on the top of the first aid kit. I could see Villa had some bullet wounds in his body and I heard Coe and Stroud talking about him having more in his arms and legs. I could see Coe and Stroud were evaluating Villa's condition and were providing first aid to his wounds. Villa was struggling by squirming around, sitting up and yelling.

Paramedical were arriving on scene and ran up to me. I told them there had been a shooting and Villa had gunshot wounds in his body, legs and arms. They began treating Villa who was uncooperative twisting his body, sitting up and yelling at police and fire personnel. I saw a large knife next to the scene and told Officer Gleason to photograph the scene as paramedics worked on Villa. I evaluated the safety of the knife and determined the handcuffed Villa could not grab the knife and use it so I left it alone while Gleason took photographs. A few moments later a paramedic asked if the knife could be moved as he was working on Villa. I reevaluated the situation and noticed the medic's equipment, and additional Fire Authority Personnel were taking up a lot of the space in the area. The knife was in danger of being trampled by Fire Authority personnel or equipment. I did not feel Villa could grab the knife, but he was squirming around a great deal and could have gotten in contact with it. I determined moving the knife a short distance away was the safest action. I picked up the knife by its handle with only the pad of my left index finger and thumb and moved it directly south about 15 feet from its original position. I then instructed Officer Don Houle to stand next to the knife and secure its location until he was properly relieved from that duty.

After moving the knife, I noticed Villa biting at an oxygen mask which had been put on his mouth and nose. The mask was not covering his mouth and nose, but was positioned on the side of his cheek. I

went over to his head and replaced the mask so it covered his mouth and nose. I told him it was oxygen and he needed it. Villa screamed "let me die" and moved his head around trying to bite the mask in what was a clear attempt to remove it from his mouth and nose. At this point the paramedics were ready to take him to the hospital and they picked him up on a gurney and moved him toward the ambulance. When Villa was being put in the ambulance he went unconscious.

Officers of the Irvine Police Department began arriving at the scene and were assigned to search the apartment complex for any additional shooting victims. After an extensive search no additional injured persons were located. The scene was then completely secured as a crime scene by Irvine and Tustin police officers and the Orange County District Attorney's Office was summoned to investigate the shooting. I spent the remainder of the shift coordinating the security of the crime scene until approximately 2200 hours at which time the crime scene investigation was completed.

TUSTIN POLICE DEPARTMENT

NARRATIVE/SUPPLEMENTAL REPORT

1 CR #	2 SUPPLEMENTAL
14-778	☒

3 NAME (LAST FIRST MIDDLE)	4 OCCUPATION	5 D.O.B.	6 SEX	7 RACE
[redacted]			☐ 1 M ☐ 1 F	☐ 1 WHT ☐ 2 HISP ☐ 3 BLK ☐ 4 IND ☐ 5 CHI ☐ 6 JAPN ☐ 7 FIL ☐ 8 P.ISL. ☐ 9 VIET ☐ 10 OTH

8 RESIDENCE ADDRESS	9 CITY	STATE	ZIP CODE	10 RES. PHONE
				( )

11 CODE SECTION	12 CRIME	13 CLASSIFICATION	14 REFER OTHER REPORTS

15 LOCATION	16 RD	17 DATE	18 TIME

19 SYNOPSIS REQUIRED ON ORIGINAL REPORT ONLY.
THE LISTED CRIMES INCLUDE ATTEMPTS.

SYNOPSIS = MAIN FACTS OF THE CRIME. INCLUDE M.O. TYPE SUSPECT STATEMENT.

SYNOPSIS REQUIRED ON ALL PART 1 OFFENSES

20 TATTOO DESCRIPTION / SYNOPSIS:

TT:

ATTN: DATA ENTRY CLERK - ENTER DESCRIPTIONS OF SCARS, MARKS, TATTOOS FROM SUSPECT PAGE.

21 NARRATIVE:

SEE NARRATIVE

22 REPORTING OFFICER / ID NO.	23 DATE	24 APPROVED BY / ID NO.	25 DATE
GOMEZ # 1186	022714	SGT A. Dralle #1015	2-28-14

26 CR #

27

Tustin Police Department
Supplemental Report
CR#14-0778

Involved Party:

- [redacted]
  - *Witness*

Narrative:

I am a Detective assigned to the Tustin Police Department Gang Unit. The Gang Unit provides saturation patrol resources in high crime areas such as the southwest area of Tustin. The Southwest area is a high-crime area prone to murders, robberies, sexual assaults, assaults with deadly weapons, burglaries, stolen vehicles, drug activity and gang activity. My responsibilities include, but are not limited to, gang suppression, gathering intelligence, reviewing graffiti related offenses and the investigation of gang related crimes.

On Monday, February 2nd, 2014, at approximately 1632 hours, I assisted Orange County District Attorney's Officer Investigator Ryan Smith with interviewing a subject, [redacted]. [redacted] was witness to an officer involved shooting. In that I am a City of Tustin certified Spanish speaker; I assisted Investigator Smith with this interview.

[redacted] said that at the time of the shooting, he was in front of his residence, located at 1441 Nisson Rd sitting in the driver's seat of his Toyota Tundra truck, waiting for his 16 year old son. [redacted] said his son had a doctor's appointment and he was going to drive him there. [redacted] waited for his son for approximately 20 minutes. [redacted] said his son eventually got there and got into the vehicle with him. [redacted] later stated that his son possibly witnessed the shooting.

[redacted] said he saw a male subject, later identified as Robert Villa walk out of his residence, located at 1412 Nisson Rd [redacted] said he saw Villa holding a knife in his hand. [redacted] said Villa planted the knife into the ground a couple of times. Villa pulled the knife out of the ground and walked towards his residence. [redacted] said Villa walked to the front door, but turned around before entering his apartment and walked back to the yard.

[redacted] saw four police officers park their vehicles west of where he was parked, but on the south side of Nisson Rd. The officers exited their vehicles and walked towards the "Yard" where they confronted Villa. [redacted] said at the time of the confrontation, the officers did not get too close to Villa. [redacted] said Villa did not have an opportunity to do anything, because as soon as the officers saw him, "All four officers" yelled at Villa to drop the knife. [redacted] said he heard the officers repeat this "two or three times." [redacted] said he heard Villa said, "Fuck you" and saw him ran towards the officers while continuing to hold the knife in his right hand. [redacted] described Villa holding the knife in his right hand with a tight grip similar to that of a fist. [redacted] raised his hand above his

chest area and used his right hand to demonstrate how he saw Villa hold the knife. [redacted] saw the officers shoot Villa. Villa stated, "I think each officer shot him like 5 times." He was asked if all officers at the scene shot and he said, "All four of them." [redacted] saw Villa fall to the ground on the yard "Dead." [redacted] said after "3 seconds," Villa moved and the officers handcuffed him.

[redacted] was asked what he thought would have happened if the officers would have not shot Villa. [redacted] stated if Villa was tased maybe he would have done nothing to the officers. Inv. Smith asked [redacted] if he believed Villa's intent was to hurt the officers when he ran at them while holding the knife in his right hand, and [redacted] said, "Yes. I think so."

[redacted] said prior to the shooting he thought Villa's sister, [redacted] and a younger male subject, later identified as [redacted] were in the area. [redacted] said Villa's mother, [redacted], entered their apartment and later exited accompanied by [redacted]

[redacted] said at time of the shooting, Villa's mother, [redacted] was with a male subject, later identified as [redacted]. Both [redacted] and [redacted] were near a parking lot located just west of their residence. [redacted] said [redacted] held [redacted] and kept her from approaching the area where Villa fell to the ground after being shot. [redacted] said Villa's mother also wanted to go towards where the police officers were standing, but [redacted] held her back. [redacted] and [redacted] walked westbound on Nisson Rd then south on Utt towards Frontier Park.

[redacted] said the officers "Helped" Villa by giving him "First aid." [redacted] said he also saw the officers "Turn over" Villa. [redacted] saw the officer carrying a box, later identified as a first aid kit. [redacted] could not remember the color of the box. [redacted] said while waiting for the ambulance to arrive he heard Villa say, "Fuck," as if he was in pain. Approximately 30 minutes later, the ambulance arrived at the scene and began to assist Villa. Villa was placed in a "Gurney" and he was "Quickly" placed inside the ambulance.

[redacted] was asked if he saw what happened to the knife Villa was carrying after he was shot. [redacted] said he believed it remained on the ground and the thought it was later picked up. [redacted] did not see who collected the knife.

[redacted] was asked if he had ever seen the subject he saw holding the knife act in a similar way prior to this incident. [redacted] said, "Yes, like 8 months ago." [redacted] said approximately 8 months ago, Villa was acting violent with his girlfriend. [redacted] said this was due to Villa's girlfriend trying to leave. [redacted] said during that incident, Villa was crying and asking his girlfriend not to leave him. [redacted] said [redacted] arrived and told Villa's girlfriend to leave. [redacted] said Villa's girlfriend got into a vehicle and began to drive away from the area. [redacted] saw Villa get on the hood of his girlfriend's car while the vehicle was moving. [redacted] said he heard Villa say, "If you leave me. I am going to kill myself." The vehicle continued moving with Villa still on the hood of the vehicle. At

some point [redacted] saw the vehicle hit a parked car. [redacted] said police arrived, but Villa's girlfriend had already left. (nfd).

This concluded the interview.

Property/Evidence:

This interview was digitally recorded via PUMA and it was later uploaded to TPD's computer system.

Tustin Police Department
Supplemental Report
CR#14-0778

I am a Detective assigned to the Gang Unit within the Special Operations Division of the Tustin Police Department. I have been assigned to assist Detective Kirwan with this investigation. See Detective Kirwan's Investigative Report for complete details regarding this investigation.

Investigative Follow-Up:

On Monday, February 10th, 2014 at approximately 1225 hours, I was contacted by the Gang Unit Supervisor, Sgt. Brabeck, who informed me of an Officer Involved Shooting which occurred at the Casa Cortez Apartments (1412 Nisson Road Tustin, CA.). Sgt. Brabeck requested I respond to the command post which was located at 14171 Red Hill Avenue and contact General Investigation Supervisor, Sgt. Wright, to assist with the investigation.

At approximately 1305 hours, I arrived at the command post and contacted Sgt. Wright who provided me with the details of the incident as he knew them at that time. At approximately 1347 hours we conducted a joint briefing with the Orange County District Attorney's Office. I was partnered with Deputy District Attorney Investigator B. Tanner and we were tasked with processing the officers involved in the shooting.

Investigator B. Tanner and I responded to Tustin Police Department which is where all the officers where processed. None of the officers involved in the shooting discussed the events of the shooting with me. Refer to Investigator Tanner's report for further details. This report was taken for documentation purposes.

SUPPLEMANTAL REPORT
14-0778
CADET C. NATIVIDAD

On 2/10/2014 I responded to the scene of an officer involved shooting. At the direction of PSO S. Giddings I started a Crime Scene Log at about 1150 hours. The initial record was kept on two sheets of yellow notebook paper because official Tustin Police Department Crime Scene Log forms were not available. Orange County Fire Authority personnel responded to the scene and went directly to the suspect. There was not enough time for me to log in any Fire Authority Personnel before they transported the suspect to Western Medical. At about 1220 hours I started recording the Crime Scene Log on official Tustin Police Department forms. All personnel logged in on the yellow notebook paper were also logged in on the official Tustin Police Department Crime Scene documents. I kept track of all personnel entering and exiting the crime scene on the Tustin Police Department Crime Scene Log until about 1900 hours when I was relieved by Office R. Del Merari. I gave Officer R. Del Merari the log forms I had completed thus far for him to continue.

Tustin Police Department
Supplemental Narrative
CR# 14-778

NARRATIVE

On 02/10/14 at approximately 1840 hours, I responded to 1412 Nisson Rd to assist with an ongoing investigation. I arrived on scene and relieved Cadet Natividad, and took over control of the Crime Scene Log. At 2047 hours, the crime scene was broken down and all personnel were signed out of the log.

Refer to Detective Kirwan's original report for further information.

No further details.

Tustin Police Department

Supplemental Narrative Report
CR #14-778

Narrative: On 021014 there was an Officer Involved Shooting involving several Tustin PD Officers, including Officer S. Wright. Sgt. Coe requested I collect Officer Wright's uniform and duty belt and book them into TPD Property as evidence.

Refer to the attached TPD Property Report for further details.

Ofcr. M. Roque #1185
Tustin PD Patrol Division
South Area Command

Tustin Police Department
Investigative Narrative
CR#14-0778
Page 1

SUPPLEMENTAL

FEB 17 2014

I am a Detective assigned to the General Investigations Division of the Tustin Police Department. On February 10, 2014, I was assigned to assist Detective Kirwan with a CPC 245 (c) assault with a deadly weapon on a police officer investigation.

Investigative follow up:

Detective Kirwan asked that I author a search warrant for the suspect's residence. The suspect, Robert Villa, residence was located at [redacted] Upon completion of the search warrant, DDA Robert Mestman reviewed and approved it. I then submitted the search warrant to Honorable Judge Michael J. Cassidy, who approved and signed the search warrant commanding me to search [redacted]

CSI Investigator Zachariah, Detectives Nguyen, Haug, Hardacre and I responded to [redacted] to search for evidence pursuant to the search warrant.

During the search of Villa's residence, CSI Investigator Zachariah took over all photographs before and after we searched. We located and photographed the knife damage to the wall near the front door and the frame to the front door which damaged prior to our arrival. We located a knife block in the kitchen. The knife block was missing one knife and the knives match the knife which Villa was armed with at the time of this crime.

Items we collected at the scene were, a notebook found in a black plastic container containing Villa's personal property, a glass marijuana pipe, green leafy substance resembling marijuana and two pieces of indicia showing Villa resided at the location. These items were booked as evidence at Tustin PD.

On Tuesday, February 11, 2014, I completed the search warrant return and presented it to Honorable Judge Michael J. Cassidy. I then filed the search warrant with the court clerk and received a notarized copy of the search warrant, which I booked as evidence.

Detective B. Miali #1189

Approved by: Sgt. Kirwan

CASE NUMBER
14-778

Tustin Police Department
Supplemental Evidence Report

Offense: 245 PC- Assault with a Deadly Weapon	**Date:** 02-10-14	**Time:** 1800
Location of Incident: [redacted]		
Where Performed: [redacted]	**Requested by:** 737	
Victim: Robert Miguel Villa	**Suspect:** Robert Miguel Villa	

NARRATIVE

On 02-10-14 at 1800 hours at the request of Sergeant Wright #737, I responded to Casa Cortez located at [redacted] for CSI. When I arrived I was instructed to photograph the interior of apartment [redacted] per a search warrant.

The one bedroom one bathroom apartment is located on the lower level of a two story building, the front door faces east bound onto a common green belt. The front door opens up into the family room. The kitchen is connected to and north of the family room. The bedroom is accessed from a small hallway just off the kitchen in the south corner of the apartment. The bathroom is across from the bedroom in the north corner of the apartment.

The interior front door frame that surrounds the locking mechanism was separated from the door. Just inside the front door, to the right and just above the family room light switch, I observed a thin elongated straight cut mark into the stucco approximately one inch in length. The bottom of the cut mark began closest to the front door while the top of the cut mark was facing diagonally in an upward position.

A wooden kitchen cutlery block was located on the kitchen counter to the left of the kitchen sink. The wooden block contained twelve slit openings. Every slit opening with the exception of the upper left one was filled with knives and kitchen scissors.

A multi colored glass pipe was located on the top of a light brown wooden hutch just inside the front door. Inside the top right drawer of the china hutch, located to the left of the front door, was a plastic container with a green leafy substance inside it.

Detective Nguyen #1123 located a paper notebook inside a black plastic tub located in the family room that contained different types of writing in it along with a piece of mail addressed to Robert Villa, refer to her supplemental report for further information. Detective Hardacre #692 located a piece of mail with Robert Villa's name on it inside a bag located inside the hutch, refer to her supplemental report for further information.

The items of evidence were photographed and collected by Detective Nguyen and Detective Hardacre respectively.

After I completed my investigation I returned to the police department. The photographs were burned onto a disc that was later booked into Property locker #22 as evidence.

FORM 1 **CONSOLIDATED OCCURRENCE REPORT** ☐ DOMESTIC VIOLENCE ☐ CSP REFERRAL ☐ Attachments ☒ DAR ☐ MVS

IRVINE POLICE DEPARTMENT

CA0302600 ☒ CRIME ☐ ARREST INVOLVED ☐ INCIDENT ☐ COURTESY FOR _____

DR # 14-01742 | PAGE

LOCATION OF OCCURRENCE	HATE CRIME PAMPH?	BIAS	GEO
[redacted] Casa Cortez Apartments Tustin CA 92780	N	N	O

DATES OCCURRED	DAY(S) OF WEEK OCCURRED	TIME(S) OCCURRED	DATE REPORTED	TIME REPORTED
02-10-2014	Monday	1135	02-10-2014	1135

#1 Code Section	Crime	Classification
AOD	ASSIST OUTSIDE AGENCY	999

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
C	20					88		N - -	- -	N -	- -

#2 Code Section	Crime	Classification

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
								- -	- -	-	- -

COPY
INFORMATION AVAILABLE TO LAW ENFORCEMENT AGENCY ONLY

#3 Code Section	Crime	Classification

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
								- -	- -	-	- -

#4 Code Section	Crime	Classification

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
								- -	- -	-	- -

#5 Code Section	Crime	Classification

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
								- -	- -	-	- -

#6 Code Section	Crime	Classification

Attempted/Completed	Location Type	Num Premises	P.O.E.	M.O.E.	Means	Hate/Bias Motiv.	Offensive Symbol	Suspected of Using	Type Weapon/Force	Gang Involv.	Type Crim. Activity
								- -	- -	-	- -

INVOLVEMENT CODES PRO - PROT. CUSTODY VIC - VICTIM WIT - WITNESS REP - REPORTING PARTY PAR - PARENT OTH - OTHER

PERSONS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

/	/	/	/	/	/	/	/	/

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

/	/	/	/	/	/	/	/	/

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

VEH

VICT'S VEH	LIC.	LIS	VYR	VMA	VMO	VST	COLOR(S)

Incident Summary

Irvine Police Officers and Detectives were summoned to assist Tustin PD with an Officer-involved shooting investigation. Irvine PD personnel liaised with members of Tustin PD and Investigators from the Orange County District Attorney's Office to conduct interviews and canvas the area for witnesses.

REPORTING OFFICER	ID NUMBER	DATE	APPROVED	DATE
J. Sampson	375	02-10-2014	C. Scherer	02-19-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:
		Tustin PD/Orange County District Attorney's Office

FORM 2 **IRVINE POLICE DEPARTMENT**
CA0302600

ADDITIONAL INVOLVED PERSONS

DR # 14-01742 | PAGE

PERSONS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES
OTH	[redacted]			M	F	[redacted]	66	5-09	210	BLK	BRN

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE
[redacted]						

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) | Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

RELATIVES

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES
OTH	[redacted]			M	F	[redacted]	33	5-07	180	BLK	BRN

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE
[redacted]						

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) | Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

SUSPECTS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES
OTH	[redacted]			M	H	[redacted]	29	5-05	160	BLK	BRN

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE
[redacted]						

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION
	[redacted]	

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) | Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

OTHERS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) | Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

NOT SUSPECTS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) | Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

REPORTING OFFICER	ID NUMBER	DATE	APPROVED	DATE
J. Sampson	375	02-10-2014	C. Scherer	02-19-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:
		Tustin PD/Orange County District Attorney's Office

IRVINE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENTAL

☐ Attachments ☒ DAR ☐ MVS

GEO LOCATION: O

CASE CLEARANCE

☐ CLJA ☐ CLEJ ☐ CLOT
☐ CLJJ ☐ SUSP
☐ CLEA ☐ UNFN

DR# 14-01742

Page

SUSPECTS:
1. Villa Robert 2.

DATE OF OCCURRENCE: 02-10-2014

ORIGINALLY REPORTED OFFENSE
1. AOD 2.

ADDITIONAL SERIAL NO(s) ☐ ADD ☐ REMOVE

ORIGINAL OFFENSE CHANGED TO
1. 2.

☐ ADD ☐ REMOVE

MISSING PERSON RETURNED: (WRITE IN RED)
DOB:

☐ ADD ☐ REMOVE

MISC COMMENTS

On Monday February 10, 2014, I responded to 1412 Nisson Rd in Tustin to assist Tustin PD with an officer involved shooting investigation. Upon arrival, I was instructed by Detective Sgt. Scherer to begin canvassing the apartments surrounding the area where the suspect, Robert Villa, had been shot. I was assigned to try and contact anyone living on the first floor of the building located on the west side of the complex. I knocked on units [redacted] but was unable to reach anyone in those apartments. I was actually able to make contact with the residents inside [redacted] The following is a summary of my conversation with those individuals.

The first resident I spoke with was [redacted] who lives in unit [redacted] His apartment is located directly north of Villa's apartment. He said that he saw a man chasing his mother around the grassy area in front of [redacted] apartment. [redacted] said the man was approximately 5' 7" tall and weighed 150 pounds. He said the man was wearing a gray shirt and he carried a kitchen knife with a stainless steel blade in his hand. He said the blade of the knife was tucked against his forearm as he chased his mother around the grassy area. [redacted] had lived here for several years and was familiar with the occupants of the apartment next door. [redacted] said the man was yelling at his mother, but he didn't know what he was saying.

[redacted] who has to use a wheelchair, said he wheeled himself out on to his front porch and saw the man go over to the neighbor who lives at [redacted]. He said the man with the knife began talking to another man who lives next door at [redacted] The woman ran out of his field of view. [redacted] said the man who lives at [redacted] is also an invalid who uses a wheelchair and he identified the man as [redacted]" [redacted] had no further information about this man. He said he wheeled himself back inside and continued watching television. He said he heard 5 loud sounds that he believed to be gunfire. He did not hear any commands or other conversations had by the responding officers and Villa.

[redacted] son, [redacted] came out of the back bedroom while I was talking to his father and told me he had been asleep during the entire incident. He helped me confirm his father's statement and then I left the apartment.

I next spoke with the resident at [redacted], [redacted]. He told me he was in his apartment and heard a male and female arguing outside. He said he thought the female was telling the male to "get out." [redacted] said he heard several sounds that he believed to be gunshots. He believed he heard 5 or 6 shots. He did not come out to see what was happening and did not hear or see anything else.

As I was finishing this interview, I was told that Investigators from the Orange County District Attorney's

COPIES TO:	CRT #:	VICTIM ADVISED	ASSOCIATED DRs	
☐ INV ☐ JUV PROB ☐ D.A. ☐ C.S.P. ☐ C.S.U. ☒ OTHER			Tustin PD	
	REPORTING OFFICER: J. Sampson	SERIAL NO: 375	RECEIVED BY	INPUT
	SUPERVISOR APPROVAL: C. Scherer	DATE/TIME: 02-19-2014 1620	PROCESS	FILE

Office had arrived and would be taking over the interviews. I was paired up with Investigator Frazier. See her supplemental report for additional interviews we conducted together (OCDA case number 14-004). This concluded my involvement in this investigation. All of my interviews were recorded and later uploaded to a secured server at Irvine PD. Refer to Tustin PD's DR# 14-00778 for further details regarding their investigation.

REPORTING OFFICER	ID NUMBER	APPROVED	DATE
J. Sampson	375	C. Scherer	02-19-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:
		Tustin PD/Orange County District Attorney's Office

FORM 6 IRVINE POLICE DEPARTMENT
CA0302600

☐ SUPPLEMENTAL ☐ CITIZEN STATEMENT ☐ Attachments

DR#	PAGE
14-01742	

INVOLVEMENT CODES PRO - PROT. CUSTODY VIC - VICTIM WIT - WITNESS
REP - REPORTING PARTY PAR - PARENT OTH - OTHER ☐ DAR ☐ MVS

SUPPLEMENTAL

CODE SEC. (INC SUB/SEC)	CRIME DEFINITION	HATE CRIME PAMPHLET?	VIC RIGHTS PAMPHLET?	BIAS	GEO
AOD	ASSIST OUTSIDE AGENCY				O

PERSON

INVOL:	NAME (LAST) (FIRST) (MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

DATE/TIME STATEMENT WRITTEN	DATE/TIME STATEMENT REPORTED	LOCATION STATEMENT WRITTEN
02-11-2014 1440	02-11-2014 1440	IPD

On 2-10-14 I responded to Tustin to assist with an officer involved shooting. My direction was conduct welfare checks of the surrounding residences to determine if any bullets struck any residences or occupants and if any residents were witnesses to the incident.

I was able to locate two bullets. One had struck the pool fence and landed in the pool area and the other a stucco pillar attached to the fence in which the bullet landed just below by a plant. These were marked and an officer was placed to protect the scene. Their location was also given to Tustin PD.

I also conducted quick interviews with the residents at [redacted] and [redacted] Thier information and the content of their statements was passed on to Tustin PD detectives. The interviews were recorded on my digital recorder and downloaded per department policy. The location of the interview on the Puma system was listed as "Tustin."

REPORTING OFFICER	ID NUMBER	DATE	APPROVED	DATE
M. Ricci	276	02-11-2014	Sgt. J. Ostrow	02-11-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:
		[file]

IRVINE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENTAL

☐ Attachments ☒ DAR ☐ MVS

GEO LOCATION: P

CASE CLEARANCE

☒ CLJA ☐ CLEJ ☐ CLOT
☐ CLJJ ☐ SUSP
☐ CLEA ☐ UNFN

DR# 14-01742

Page

SUSPECTS:
1. Villa Robert 2.

DATE OF OCCURRENCE: 02-10-2014

ORIGINALLY REPORTED OFFENSE
1. AOD 2.

ADDITIONAL SERIAL NO(s) ☐ ADD ☐ REMOVE

ORIGINAL OFFENSE CHANGED TO
1. 2.

☐ ADD ☐ REMOVE

MISSING PERSON RETURNED: (WRITE IN RED)
DOB:

☐ ADD ☐ REMOVE

MISC COMMENTS

Associated Cases

Tustin PD DR#14-0778
OCDA 14-004
OCCL 14-41793
Coroner 14-00612-MR

Narrative

On 02/10/14 at about 1135 hours, the Tustin Police Department received a call for service at 1412 Nisson Road [redacted] in the City of Tustin. The call indicated that there was a subject at the location who was destroying property at the location. When Tustin Police arrived at the location, they encountered a subject brandishing a knife and an officer involved shooting occurred. There was also numerous family members who became confrontational with the Tustin Police Department Officers. Due to the situation the Tustin Police Department requested the assistance of Irvine Police Department with this incident. As I was driving southbound on the 5 freeway returning to IPD from Family court, I diverted and responded to this location. Upon my arrival I met with Commander Hallinan who advised me to stand by and assist Tustin Police Detectives. It was also requested by Tustin PD that I have four IPD Detectives and one Detective Sgt. respond to the location. I then called Sgt. Scherer and requested the additional resources.

While waiting for the OCDA to arrive, I was instructed to begin locating witnesses to the incident by door knocking residents in the area. I then went to 1412 Nisson Road [redacted] and door knocked the residence. There was no answer so I left a business card. I then went to 1412 Nisson Road [redacted] and door knocked that residence. The door was answered by [redacted] I asked [redacted] if she was home at the time of the incident and she stated that she was. According to [redacted] she was inside her second story apartment, in the bedroom to the rear of her apartment. This location overlooks the parking lot on the east side of the apartment complex. Since she is a student at OCC she was studying for a test. While in the room she heard about 5 gun shots. She first thought that they were fireworks but then realized that it appeared to be gun fire, when she heard what sounded like a male screaming. She could not make out what he was saying. In an attempt to get assistance to the location, she looked up the business phone number to Tustin PD and notified them of what had occurred. Following the notification, she looked out her peep hole on her front door, she did not see anything and did not go outside in fear. She later heard sirens and the police arrive at the location.

After taking [redacted] statement I was told to cease any further interviews until the OCDA arrived on scene. I was then assigned to assist OCDA Investigator Erickson in completing the interviews. I then conducted

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☐ INV ☐ JUV PROB ☐ D.A. ☐ C.S.P. ☐ C.S.U. ☒ OTHER			Tustin PD	
	REPORTING OFFICER	SERIAL NO	RECEIVED BY	INPUT
	J. Sanders	309		
	SUPERVISOR APPROVAL	DATE/TIME	PROCESS	FILE
	C. Scherer	02-15-2014 1224		

numerous door knocks and other apartments at the location. See Investigators Bob Erickson's supplemental report for further information.

The interviews were recorded and later downloaded to the secure server. A copy of the recording was provided to Tustin PD.

REPORTING OFFICER	ID NUMBER	APPROVED	DATE
J. Sanders	309	C. Scherer	02-15-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:

FORM 2 **IRVINE POLICE DEPARTMENT** CA0302600

ADDITIONAL INVOLVED PERSONS

DR # 14-01742 | PAGE

PERSONS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES
WIT	[redacted]			F	K	[redacted]	20	5-03	120	BLK	BRN

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE
[redacted]						

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE
[redacted]				

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION
[redacted]		

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

EYEWITNESSES

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES
OTH	[redacted]			F	K		20	5-03	120	BRN	BRN

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE
[redacted]						

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE
[redacted]				

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION
[redacted]		

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

RESPONSES

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

SUSPECTS

INVOL:	NAME (LAST)	(FIRST)	(MIDDLE)	SEX	RACE	DOB	AGE	HT	WT	HAIR	EYES

DLN	DL STATE	ADDRESS	CITY	STATE	ZIP	HOME PHONE

OCCUPATION	BUS. ADD (SCHOOL, IF JUV)	CITY	STATE	BUS. PHONE

EMAIL ADDRESS	CELL PHONE #	ADDITIONAL INFORMATION

Victim Relationship to Suspect (Example: "1 CH" = Victim is Child of Suspect #1) Victim Was:

DV Weapon/Force	Affiliation	Type of Injury	LEOKA Activity	LEOKA Assignment	Aggr. Assault/Homicide Circ.	Add. Just. Homicide Circ.	Victim's Rights Pamphlet Provided
		- - - -			-		

REPORTING OFFICER	ID NUMBER	DATE	APPROVED	DATE
J. Sanders	309	02-11-2014	C. Scherer	02-15-2014

DICT CON #	DATE/TIME DICTATED	COPIES TO:

14-01742

IRVINE POLICE DEPARTMENT
CASE WORK SHEET

OFFENSE: [redacted] 14-778 DR#

#	DATE	TIME	PERSON CONTACTED - IT'S SEN... REMARKS	OFFICER
		1135	1412 Nissan Rd, Tustin	92780
			Grp 3 IPD	
			415 Sons @ Loc Breaking	
			stuff. (3) OFC Response	
			998 susp w/ knife	
			1 M/H with knife	
			2-3 shooters	
			1 Non-shooters	
			suspect DOA - family in plot of	
			Gas station	
		susp	: Villa, Robert	
			[redacted]	

FORM 73-17 12/02

IRVINE POLICE DEPARTMENT
CASE WORK SHEET

14-01742

OFFENSE: IPD 14-1742 DR#

#	DATE	TIME	PERSON CONTACTED - IT'S SENT - REMARKS	OFFICER
			[redacted]	
			[redacted] NO ANSWER.	
			[redacted]	
		DOB	[redacted] F/K 503 120 BLK BLK	
		Cell	[redacted]	
		email	[redacted]	
			U	
		OCC	STUDENT @ OCC	
			ON SECOND FLOOR, STUDYING FOR SCHOOL OVER HEARD UNKNOWN MALE VOICE, SCREAMING, THOUGHT VOICE WAS COMING HEARD AFTER SHOOTING. HEARD ABOUT 5 SHOTS. CALLED TUSTIN POLICE NON-EMERGENCY WHO ADVISED WAITS ENCOUNTER HEARD POLICE	

FORM 73-17 12/02

IRVINE POLICE DEPARTMENT
CASE WORK SHEET

14-01742

OFFENSE: DR#

#	DATE	TIME	PERSON CONTACTED - IT'S SENT - REMARKS	OFFICER
		[redacted]	Room mate	
			[redacted]	
		DOB	[redacted] /20 yo	
			F K [redacted] BRO BRO	
			503 120	
		Cell	[redacted]	
		email	UNKNOWN	
		OCC	IVC - IRVINE	
		WK	- N/A	
			NOT HOME @ TIME OF SHOOTING	

FORM 73-17 12/02

OCDA
14-004

IRVINE POLICE DEPARTMENT
CASE WORK SHEET

14-01742
TIE STONE
14-778

OFFENSE: 14-41793 OCCL 14-02612-MR Coroner

DR#

#	DATE	TIME	PERSON CONTACTED - IT'S SENT - REMARKS	OFFICER
			[redacted]	
		DOB		
		Cell		
		Hm		
		Wk		
		email		
		OCC		
		Wk		
			[redacted] INTERVIEWED	
			HEAD SHOTS	
			ALSO INTERVIEWED	
			[redacted]	
		29	30 31 32 33 34 35 36	

FORM 73-17 12/02

IRVINE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENTAL

☐ Attachments ☒ DAR ☐ MVS

GEO LOCATION: O

CASE CLEARANCE

☐ CLJA ☐ CLEJ ☐ CLOT
☐ CLJJ ☐ SUSP
☐ CLEA ☐ UNFN

DR# 14-01742

Page

SUSPECTS:
1. 2.

DATE OF OCCURRENCE: 02-10-2014

ORIGINALLY REPORTED OFFENSE
1. AOD 2.

ADDITIONAL SERIAL NO(s) ☐ ADD ☐ REMOVE

ORIGINAL OFFENSE CHANGED TO
1. 2.

☐ ADD ☐ REMOVE

MISSING PERSON RETURNED: (WRITE IN RED)
DOB:

☐ ADD ☐ REMOVE

MISC COMMENTS

On 02/10/2014, I responded to 1412 Nisson Road, Casa Cortez Apartments, in Tustin to assist the Tustin Police Department in the investigation of an officer involved shooting. I was tasked with canvassing the apartment complex for possible witnesses. As part of my canvass of the area I attempted contact at the following apartments:

Apartment [redacted]

The resident of the apartment, [redacted], answered the door. He stated he was in the back of the apartment taking care of his two special needs children when he heard gun shots. Upon hearing the gun shots and he told his children to get on the ground. Following the shots [redacted] went to the landing in front of his apartment and looked down. [redacted] stated that he saw the suspect lying on his back and observed a knife lying next him in the grass. He heard one of the officers saying, "Calm down so I can help you." [redacted] then went back into his apartment and did not see or hear anything further. He recognized the suspect as someone who is associated with one of the downstairs apartments, but he was not certain exactly which apartment. The children home with [redacted] at the time the shooting occurred were identified as [redacted]), and [redacted]). [redacted] wife, [redacted] [redacted] was not home at the time of the shooting. [redacted] contact phone number is [redacted]

Apartment [redacted]

The resident of the apartment, [redacted], answered the door. He stated he overheard loud talking and yelling prior to hearing the gun shots. Directly preceding the gun shots [redacted] heard someone yell, "Fuck You" but he was not certain who said it. [redacted] stated he just recently moved into the apartment within last few weeks, so he did not recognized the parties involved in the altercation. [redacted] believed he heard between ten and twelve gun shots. Following the shots, [redacted] looked out and saw officers attempting to render aid to the subject. [redacted] girlfriend [redacted] [redacted] was not home at the time of the incident.

Apartment [redacted]

The resident of the apartment, [redacted] answered the door. She stated she was asleep at the time of the incident and only woke up when police officers knocked on her door during their initial canvass of the area. [redacted] was asleep with her infant daughter [redacted] and her husband [redacted] was not home at the time of the incident.

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☐ INV ☐ JUV PROB ☐ D.A. ☐ C.S.P. ☐ C.S.U. ☐ OTHER			Tustin PD	
	REPORTING OFFICER	SERIAL NO	RECEIVED BY	INPUT
	W. Hillyard	450		
	SUPERVISOR APPROVAL	DATE/TIME	PROCESS	FILE
	C. Scherer	02-16-2014 1532	[FILE]	

Apartment [redacted]
The resident of the apartment answered the door. He stated he heard four or five gunshots, looked out to the courtyard, and saw the subject lying on the ground. The resident stated he was visiting from Chicago and did not recognize the subject. The resident stated his brother also lives at the apartment, but was not home at the time of the incident. The residents contact information was provided to Investigator Susan Frazier from the Orange County District Attorney's Office.

All of the interviews that I conducted were capture on my department issued digital audio recorder which downloaded upon my return to the Irvine Police Station.

IRVINE POLICE DEPARTMENT
INVESTIGATION SUPPLEMENTAL

☐ Attachments ☐ DAR ☐ MVS

GEO LOCATION: O

CASE CLEARANCE

☐ CLJA ☐ CLEJ ☐ CLOT
☐ CLJJ ☐ SUSP
☐ CLEA ☐ UNFN

DR# 14-01742

Page

SUSPECTS:
1. 2.

DATE OF OCCURRENCE: 02-10-2014

ORIGINALLY REPORTED OFFENSE
1. AOD 2.

ADDITIONAL SERIAL NO(s) ☐ ADD ☐ REMOVE

ORIGINAL OFFENSE CHANGED TO
1. 2.

☐ ADD ☐ REMOVE

MISSING PERSON RETURNED: (WRITE IN RED)
DOB:

☐ ADD ☐ REMOVE

MISC COMMENTS

On 02/10/2014, I responded to 1412 Nisson, Casa Cortez Apartments, in Tustin to assist the Tustin Police Department in the investigation of an officer involved shooting. I was tasked with canvassing the apartment complex for possible witnesses. I knocked on the doors of the apartments listed below and there was no answer at the door.

Apartment [redacted] - No answer
Apartment [redacted] - No answer
Apartment [redacted] - No answer

When I knocked on the door of apartment [redacted], it was answered by a resident who identified herself as [redacted] When I asked [redacted] if she saw or heard anything in reference to the shooting, she told me she did not speak English. I then requested the assistance of Tustin PD Gang Unit Officer D. Gomez, #1186, for assistance with Spanish translation.

I asked [redacted], through Officer Gomez, if she saw or heard anything that happened outside her apartment earlier in the day. She said she did not. She added she was sleeping in the back bedroom and did not wake up. I asked her if she was the only one home and she said she was. I asked her if she knew Robert Villa, the resident in apartment [redacted] She said she did not and that she keeps to herself.

After completing this interview, I assisted Investigator E. Weisman in completing the canvass of the apartment complex. These details are covered in his supplemental report. The interviews were recorded and later downloaded to the secured server.

COPIES TO:	CRT #:	VICTIM ADVISED	ASSOCIATED DRs	
☐ INV ☐ JUV PROB ☐ D.A. ☐ C.S.P. ☐ C.S.U. ☒ OTHER			Tustin PD	
	REPORTING OFFICER: J. Renshaw	SERIAL NO: 385	RECEIVED BY	INPUT
	SUPERVISOR APPROVAL: C. Scherer	DATE/TIME: 02-19-2014 1622	PROCESS	FILE: [file]

TUSTIN POLICE DEPARTMENT
911-Emergency Call
14-0778

911-Emergency Call from [redacted]
On 02-12-14 at approximately 1300 hours I obtained a copy of the 911-Emergency call from Tustin Police Department Dispatch Supervisor L. Polley. The entire phone call is approximately 3-minutes and 51-seconds long.

I reviewed the 911-Emergency call and I heard a male subject ([redacted]) talking to Tustin Police Department Dispatcher Kuykendall. I also heard a female subject ([redacted]) talking in the background of the phone call, giving [redacted] instructions on what to tell the police.

The following is a summary of the recording:

Dispatcher 911-Emergency, what are you reporting?

[redacted] My step-son is going crazy in the house.

Dispatcher Ok. What's the address?

[redacted] Uh, fourteen-twelve north Nisson Road, Tustin, California.

Dispatcher Ok. What apartment number?

[redacted] [redacted]

[redacted] (To someone in the background) Go to the cars.

[redacted] (In the background) Tell them to come. He's already coming out.

[redacted] then spoke to the Dispatcher.

[redacted] He's already coming out so you gotta come out here.

Dispatcher What's he doing that's crazy?

[redacted] Naw, we're leaving because this is... You got, he has, you have to hurry up because the whole family is in the streets.

Dispatcher Ok. What's he doing?

[redacted] and [redacted] can be heard yelling at someone in the background.

[redacted] (Unintelligible)

[redacted] (To someone in the background) Go back in the house! Now!

The Dispatcher attempted to get [redacted] attention and obtain more information.

Dispatcher Does he have any weapons?

TUSTIN POLICE DEPARTMENT
911-Emergency Call
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[redacted] Uh, he's inside the house. He's got a knife.

Dispatcher Knives, like kitchen knives or other knives?

[redacted] (To someone in the background) Huh?! Get over here! Go, get over here!

[redacted] (Yelling unintelligible in the background)

The Dispatcher attempted to get [redacted] to talk with her.

Dispatcher Can you talk to me?

Dispatcher Hello?

[redacted] Hello.

Dispatcher What's… How old is your son?

[redacted] He's an adult! He was… it's…

Dispatcher How old is he?

[redacted] I… (breathing heavily)

[redacted] (To someone in the background) What'd he do?!

[redacted] (Unintelligible)

Dispatcher There's officers on the way right now.

[redacted] Ok.

Dispatcher What's he doing right now?

[redacted] Uh, he hit the wall with a knife or something. Hurry up!

[redacted] (To someone in the background) The cops… the police is already on the way!

Dispatcher Ok, don't talk to him, talk to me, ok. Does he still have a knife in his hand?

[redacted] No. No he doesn't.

Dispatcher Ok.

[redacted] Not that I know of.

Dispatcher What's your son's name?

TUSTIN POLICE DEPARTMENT
911-Emergency Call
14-0778

[redacted] It's Robert.

Dispatcher Robert who?

[redacted] Villa.

Dispatcher Robert Villa?

[redacted] Yeah. He's on parole.

Dispatcher Is there anybody else inside the house with Robert?

[redacted] No. No. No there isn't.

Dispatcher Ok.

[redacted] I just... I'm with my wife at the gas station, at the corner.

Dispatcher Has anyone been drinking or doing any drugs today?

[redacted] I don't know. I really don't know.

Dispatcher Ok.

[redacted] I don't know.

Dispatcher Did he hurt anybody?

[redacted] Uh, not that I know of.

Dispatcher I'm gonna get a description of Robert. Is he black, white, Hispanic or Asian?

[redacted] Hispanic

Dispatcher How old is he?

[redacted] (To someone in the background) How old is he? Twenty-something?

[redacted] Twenty-three.

Dispatcher How tall is he?

[redacted] Uh, five-ten.

Dispatcher Is he heavy, thin or medium?

[redacted] Medium.

Dispatcher What color hair does he have?

[redacted] Black

Dispatcher What's he wearing today?

[redacted] I don't know. Uh, just… uh.

Dispatcher You just saw him. Come on, what color shirt does he have?

[redacted] Yeah, I know.

[redacted] (To someone in the background) What was he wearing? A white shirt?

[redacted] (In the background) Pants, gray shirt.

[redacted] Gray shirt with pants.

[redacted] (In the background) He's at the house.

[redacted] He's at the house. He's the only one there.

[redacted] (Unintelligible)

Dispatcher If he leaves, does he have access to a car?

[redacted] (In the background) He broke the whole door frame and slashed the wall, so…

[redacted] Huh?

Dispatcher If he leaves, does he have access to a car?

[redacted] No, no.

Dispatcher No? Ok.

Dispatcher What's he upset about today?

[redacted] was heard talking in the background, describing what ROBERT VILLA had "busted" in the house. [redacted] ignored the dispatcher and was likely listening to what [redacted] was saying.

[redacted] (In the background) … the house… and he busted the…. He busted the…

Dispatcher Hello?

TUSTIN POLICE DEPARTMENT
911-Emergency Call
14-0778

[redacted] Hello.

Dispatcher Whats, what's Robert upset about today?

[redacted] I don't know. I really don't know. He's been mumbling about being upset...

[redacted] (In the background) He's talk, he's talking nonsense.

[redacted] He's talking nonsense like he's surveillance and stuff, and he wants to kill somebody.

[redacted] (In the background) He, he might be on, on, uh...probably on drugs.

Dispatcher Did he say that he wanted to kill somebody?

[redacted] Huh?

Dispatcher Did he actually say...

[redacted] Yeah.

Dispatcher He said that he wanted to kill somebody?

[redacted] Yeah, he actually said they wanted to kill him. That they want to kill him.

Dispatcher Somebody wants to kill him?

[redacted] Yeah, I don't know. Something like that.

[redacted] Oh, they're already here, so...

Dispatcher Ok. Can I get your name before I disconnect?

[redacted] [redacted]

Dispatcher [redacted]

[redacted] Yeah.

Dispatcher Alright, go talk to the officers.

[redacted] Ok.

Dispatcher Alright, thank you.

TUSTIN POLICE DEPARTMENT
Green 1 Radio Traffic
14-0778

Tustin PD Radio Traffic
On 02-12-14 at approximately 1300 hours I obtained a recording of the Tustin PD – Green 1 radio traffic from Tustin Police Department Dispatch Supervisor L. Polley.

On 02-10-14 Tustin Police Department Dispatcher T. Montgomery coordinated the radio traffic on Green 1. I reviewed the recording of the communications between Dispatcher Montgomery and the Patrol Officers and the following is a summary:

Dispatcher 220 follow the next, 222.

(Jankowski is the handling officer, Stroud is the follow officer.)

Officer Jankowski 222.

(Jankowski acknowledging the call.)

Dispatcher 415 family at Casa Cortez. 1412 Nisson. 1-4-1-2 Nisson Road [redacted] Map page 51. Cross of Utt. The RP said her son was "going crazy". Lots of yelling in the background. NFD at this point.

(A family disturbance at the Casa Cortez apartments.)

Officer Jankowski 10-4, McFadden – Newport.

(Ok, from the area of McFadden and Newport.)

Officer Stroud 220 copy. Do we have priors at that unit?

(Stroud acknowledging, and requesting a call history for the address.)

Dispatcher Affirm. A probation search on 01-29. A missing juvie on 01-20. A 415 family from 2013, in June there was two of them. More probation searches.

(Some of the prior calls for service at the location.)

Officer Stroud 10-4. Confirm there's no names attached?

Dispatcher We're still wading through it, trying to get further with the caller on 911 as well.

Officer Stroud 10-4

(Ok)

Officer Wright 210, you can show me out on that call also. 10-10.

(Wright is responding to temporarily assist.)

TUSTIN POLICE DEPARTMENT
Green 1 Radio Traffic
14-0778

Dispatcher	10-4. It sounds like it's going to be an adult son by the name of Robert, who is possibly on parole.
Officer Nguyen	212 I'll be en route to the last until code-4. 10-10.
	(Nguyen is also responding until everything is secure.)
Dispatcher	10-4.
	(Ok)
Officer Stroud	220, 14 is in the front of the complex, upstairs, on the northeast corner.
Dispatcher	It's number [redacted]
Officer Stroud	10-4, then it's in the west alley, downstairs, mid-way south through the front of the complex.
Officer Jankowski	222, all units 10-97.
	(All Police Officers have arrived on scene.)
Dispatcher	10-97. Robert is a male Hispanic, 23-years old, 5'10", medium build, black hair, is wearing a gray shirt, unknown color pants.
	(Acknowledging the units are on scene and giving a physical description)
Officer Jankowski	222, 10-4. If we have enough on a 968, can you run him please?
	(Jankowski requesting a records check for "Robert.")
Dispatcher	Affirm.
Officer Stroud	220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91.
	(Stroud advising that shots were fired, he needs more Police Officers and medics from the Orange County Fire Authority.)
Dispatcher	Copy the 998.
	(Acknowledging the report of shots fired.)
Officer Stroud	220, knife's removed. 91 is going to be treating him for gunshot wounds.
	(Stroud advising the suspect was disarmed and medics are treating his injuries.)

I later booked a CD copy of the recording into evidence at the Tustin Police Department.

TUSTIN POLICE DEPARTMENT
Mobile Audio Video System
14-0778

Mobile Audio Video System (MAVS) Review Notes

Based on my training and experience with MAVS recordings, it should be noted the MAVS video provides an image of events as seen from the perspective of the camera and not the perspective of the individual officer. When compared to human eyesight, the MAVS video itself has notable limitations including:

1. The field of view on the video is considerably narrower than the human eye, as the camera does not provide peripheral vision.
2. Speeds and distances are difficult to determine, as the video does not provide depth perception.
3. The camera does not focus on or track suspects or objects.
4. The video image does not present images as clearly as the human eye does in real time.

Additionally the time that is displayed on the video is synchronized with the time on the MDC computer in the police vehicle. However this system is not continuously synchronized with other MDC computers or the MAVS system. The time noted on the recordings should be considered an approximation only, as it can vary by seconds and/or minutes. These factors must be taken into consideration when reviewing MAVS video recordings of real life events.

Tustin Police Vehicle #803 MAVS
On 02-10-14 Officer Nguyen was driving Tustin Police Department vehicle #803. During this incident, Officer Nguyen's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The image had a partial view of the Casa Cortez apartments, including the sidewalk area between the apartments and Nisson Road. However the camera was not pointed in a direction to observe the altercation between VILLA and the Tustin Police Officers.

I made the following observations while viewing the MAVS recording for unit #803. All times and events are listed as noted on the video:

11:38:38 Officer Nguyen's police vehicle was parked along the south curb of Nisson Road, west of the driveway for the Casa Cortez parking lot. Officer Nguyen was be seen walking around the front of the police vehicle and away in a southeast direction, toward the Casa Cortez apartments. As he was walking, I saw Officer Nguyen adjust his radio and then remove what appeared to be latex gloves from the right cargo pocket of his uniform pants. At 11:38:52 Officer Nguyen walked off camera toward the apartments.

A large wooden pole can be seen at this point in the video, near the front bumper of the police vehicle. I used this wooden pole as a visual landmark to measure the distance from the police vehicle to VILLA's location, and the approximately location of VILLA's parents at the time that Officer Nguyen arrived on scene.

11:39:07 Officer Nguyen turned on his wireless microphone, which activated the MAVS recorder.

After Officer Nguyen activated the microphone, he quickly began shouting commands for someone to drop a knife. Officer Nguyen gave four commands in quick succession, and the commands were clearly heard via the recording.

Approved by:_____

11:39:09 Officer Nguyen yelled, *"Drop that knife dude! Drop that knife!"*

11:39:12 Officer Nguyen repeated the command slower and louder, *"Drop that knife!"*

11:39:13 Officer Nguyen then screamed in a loud, panicked voice, *"Drop that knife!"*

The last command by Officer Nguyen was noticeably louder, faster and the tone was elevated. It sounded as though Officer Nguyen had increased stress in his voice.

11:39:14 Multiple gunshots are heard. The gunfire stops at 11:39:17.

11:39:19 Officer Stroud is heard via the in-car microphone, *"220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91."*

VILLA yelled something similar to, *"Sorry mom, I love you!"*

After the shooting stopped, I heard a noise that was consistent with Officer Nguyen running. I eventually saw on the camera, that Officer Nguyen had jogged over to the block wall that separated the Casa Cortez apartments and the Stater Brothers parking lot. He then shouted commands and I heard a female screaming in response.

I saw dark shapes had moved around across the Stater Brothers parking lot, toward the block wall. the west driveway of

11:39:34 I heard [redacted] repeatedly yelling, *"Why!?"* and *"You guys are fucking idiots!"* Officer Nguyen was apparently talking to [redacted] as he gave the command *"Control her!"*

11:39:52 Officer Jankowski ran back to her police vehicle and obtained a first aid kit.

[redacted] continued screaming sentiments, *"Why did you do that?! You fucking assholes!"* Officer Nguyen repeated his orders for [redacted] to *"Control her! Don't let her come over here!"* Officer Nguyen then requested additional Police Officers respond to the rear of the Stater Brothers parking lot to help with family members.

11:40:31 *"Why did you guys fucking shoot him you stupid idiots. That just aggra--- They shoulda tazed him! I'm gonna sue the fuck out of you guys! You guys gonna pay for everything! You guys better pay for everything you stupid assholes! You fucking idiots! You assholes! (inaudible)"*

11:40:48 During the investigation it appeared [redacted] was attempting to calm his wife down. On the MAVS audio I heard [redacted] yelling, *"Leave me alone! Leave me alone!"* She then continued screaming at Officer Nguyen, *"You guys are (inaudible) idiots! (inaudible) They got... They got!... Oh my god."*

[redacted] began crying and talking in a lower tone that was difficult to hear. It sounded as though she was praying, *"Lord please don't take my son."*

11:42:01 [redacted] then raised her voice and started yelling again, *"You guys better hope my son is not dead. You guys shoulda tazed his ass, not shot him! You fucking idiot cops! Fucking idiots! Fuck*

all you cops! You guys suck! You guys shoulda tazed him not shot him you fucking idiots! I'm gonna sue you guys! I'm gonna sue you guys! You guys didn't even try it! Why?! Why?! There was no reason to shoot him four times! There was no fucking reason to shoot him four times! You stupid idiots! I hope it doesn't kill him!"

11:42:40 Officer Jankowski mention they still *"need to clear the res."*

[redacted] continues yelling in the background, however it is mostly unintelligible. She told someone, *"I don't care! I don't care!"* and it sounded like she was arguing with someone, likely [redacted]

Officer Nguyen advised someone about the family's location. He then walked in an unknown direction, causing the audio to cut out.

11:43:52 Officer Nguyen's audio comes back on as he is walking, presumably closer toward police vehicle #820.

Officer Nguyen Safety Statement to Sergeant Harper
Officer Nguyen provided a safety statement to Sergeant Harper at the scene.

11:44:13 Officer Nguyen said, *"Yes Sir. Sarge I did fire a shot, so."* There was an inaudible question that Officer Nguyen answered, *"Well, it's not... It could be, I don't know. That direction..."*

Officer Jankowski interjected, *"*(inaudible) *... south."*

Officer Nguyen continued, *"Yeah. We were all pointing south. We were all walking up sir, and we were firing south."*

Officer Jankowski added, *"... and he came... he came* (inaudible)*."*

Sergeant Harper said something inaudible. Officer Nguyen answered, *"Yes sir. Yeah, we got each other."*

Sergeant Harper walked away at that point and the conversation about the shooting paused. Orange County Fire Authority and additional Tustin Police Department personnel arrived on scene.

11:45:24 Officer Nguyen began talking with someone, directing them to assist with the family. Officer Nguyen said, *"Yes. Yes."* He walked for a moment and then continued, *"That's mom right there. So, she was kind of pissed* (inaudible)*. But if you would back him up. Whoever that gentleman is with her, is calming her down."*

11:46:08 Officer Nguyen walked over to someone and said, "(inaudible) did you?"

11:46:22 Sergeant Harper said something inaudible. Officer Nguyen continued giving a safety statement to Sergeant Harper. Officer Nguyen said, *"We cleared the res. Um, I'm involved. Scott's involved. I don't know if anybody else is, so."*

Officer Nguyen walked around for a few moments.

11:47:32 Detective Nguyen arrived and she attempted to get some preliminary information about what happened. Officer Nguyen responded, *"Uh, I was involved. So if you want to assign me something, you can."*

Detective Nguyen told him to *"Come on over a second."* Officer Nguyen yelled to someone, *"Where Don is standing right there… standing right there."*

11:47:46 Detective Nguyen said, "*So just like, most basic information.*" Officer Nguyen responded, *"I was walking this direction here. Um, he was standing where, near the cones are right there with a knife in the ground. I came around. He saw me, picked it up with I think it was his left hand, I'm not sure. Put it up like this and started charging us. I pulled my gun out. I told him 'Drop it! Drop it!' He still charged at us, that's when I discharged my firearm."*

11:48:16 Detective Nguyen asked, *"Ok, just the three of you?"* Officer Nguyen answered, *"Uh, I know it was me and other-… I don't know who. I was the lead officer that pied the corner, so."*

Detective Nguyen said, *"Ok. Alright, that's all I needed. Uh, who should I talk to as far as, that's who contacted you there?"*

Officer Nguyen said, *"Yeah, his mom is over here. Um,* [redacted] *has her. Mom and another gentleman, I think it's dad or brother. Um, but that's the house where…"*

Some advised in the background that *"Dave needs to go too."* Officer Nguyen told Sergeant Coe that his car was running. Sergeant Coe asked Officer Nguyen if he shot and Officer Nguyen said, *"Yes sir."*

11:48:45 Sergeant Coe obtained a public safety statement from Officer Nguyen. Sergeant Coe said, *"Ok, hey. Public safety statement. How many rounds did you fire?"* Officer Nguyen said, *"More than one. Less than five."*

Sergeant Coe asked, *"Where were you standing and in what direction?"* Officer Nguyen said, *"I was standing here. I fired this direction here."*

Sergeant Coe ordered Officer Nguyen not to make any statements to anyone. Officer Nguyen was then placed in Detective Miali's vehicle and driven back to the Tustin Police Department. Once his microphone left the area, there were no further audio recordings. The video continued recording and it generally showed the Police Officers securing the crime scene.

For further details, see the MAVS recording for unit #803.

Approved by:_____

Tustin Police Vehicle #804 MAVS
On 02-10-14 Officer Jankowski was driving Tustin Police Department vehicle #804. During this incident, Officer Jankowski's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The image had a partial view of the Casa Cortez apartments, including the sidewalk area between the apartments and Nisson Road. However the camera was not pointed in a direction to observe the altercation between VILLA and the Tustin Police Officers.

I made the following observations while viewing the MAVS recording for unit #804. All times and events are listed as noted on the video:

11:38:26 Officer Nguyen's police vehicle is directly in front of Officer Jankowski's police vehicle. Officer Nguyen's vehicle was parked along the south curb of Nisson Road west at the west corner of the Casa Cortez driveway. The vehicle emergency light bar was activated.

11:38:34 Officer Jankowski walked in between the two police vehicles, from left to right, while talking on her radio.

11:38:38 Officer Nguyen exited his police vehicle and started walking toward the Casa Cortez apartments.

11:38:55 The MAVS microphone activated and Officer Wright was in the middle of a sentence, "... like DV day, so it's crazy." Officer Jankowski responded, "Yep. And can I say that, so it's begun." Officer Wright said, "So it has begun...This is feeling a eight-thirty kind of day. I don't think it's gonna be ten thirty..." Officer Wright stopped talking when Officer Nguyen suddenly started yelling commands.

11:39:09 Officer Nguyen yelled in the background, "Drop that knife dude! Drop that knife!" Another voice yelled something unintelligible in response that sounded similar to "... you!"

11:39:12 Officer Nguyen continued his commands of "Drop that Knife!" and Officer Jankowski also yelled twice, "Drop the knife! Drop the knife!"

11:39:13 Gunshots were heard.

11:39:20 Officer Jankowski said in a tone that sounded as though she was speaking into her radio, "Shots fired, shots fired." Officer Stroud can be heard in the background talking on his radio at the same time, "... I need a supervisor (inaudible)."

[redacted] can be heard screaming in the background, *"Why?! Why?!"* ROBERT VILLA responded, *"Alright mom! I love you!"*

[redacted] screaming was getting louder, as though she was approaching. Once VILLA yelled out to her, Officer Wright instructed Officer Nguyen to intercede. [redacted] could be heard yelling, *"Fucking assholes!"*

11:39:25 Officer Wright said, *"Go-go-go! I got him, I got him, I got him."*

11:39:32 VILLA moaned and then said, *"I'm dead. I'm dead. You guys leave me just (inaudible)."* Officer

Wright said, *"You're not dead."* VILLA said, "I am dead."

11:39:39 VILLA continued moaning and said, *"You shot me, ahh"* as Officer Jankowski said, *"I'll go grab a medical kit."* Officer Jankowski then started running.

11:39:49 Officer Jankowski stopped running for a moment and it sounded like she tried to open a car door. She then continued running.

11:39:51 Officer Jankowski came into camera view as she ran to the back of her police vehicle. The sound was consistent with her opening the trunk, removing a first aid kit, closing the trunk and running away.

11:40:12 VILLA could again be heard moaning and yelling. VILLA stopped at one point and said, "I need oxygen please." Officer Wright confirmed that a supervisor was en route and Officer Jankowski said, "He is. He already called it."

11:40:28 Officer Jankowski asked, "What do you need?" VILLA said, "I'm going." A moment later he added, "I need oxygen!" He then said, "I'm dead (inaudible)."

11:40:37 [redacted] can be heard yelling in the background, "I'm gonna sue the fuck out of you guys!"

Officer Jankowski then started running and [redacted] screaming became louder. Based on the change in volume, it sounded as though Officer Jankowski ran toward to the area where [redacted] was.

[redacted] could be heard yelling, *"They shoulda tazed him! I'm gonna sue the fuck out of you guys! You guys better pay for everything you stupid assholes! You fucking idiots! You got to... (inaudible)"*

11:40:47 *"Ah, fucking leave me alone! Leave me alone! Leave me alone! You guys are all professional fucking idiots! My son never could of... They got him! They got him!"* She then started crying and pleading to God.

Officer Jankowski advised her location via radio to the other Police Officers that were responding. Officer Nguyen asked if she was okay and Officer Jankowski said she was.

11:42:01 As sirens approached loudly, [redacted] continued yelling, *"You guys better hope my son is not dead. You guys shoulda tazed his ass, not shot him! You fucking idiot cops! Fucking idiots! Fuck all you cops! You guys suck! You guys shoulda tazed him not shot him you fucking idiots! I'm gonna sue you guys! I'm gonna sue you guys! You guys didn't even try it! Why?! Why?! There was no reason to shoot him four times! There was no fucking reason to shoot him four times! You stupid idiots! I hope it doesn't kill him!"*

Other sirens can be heard arriving at the location. Officer Jankowski announced to someone, "We need to clear the res." Officer Nguyen repeated, "We need to clear the res., yeah." Officer Jankowski said, "They're going."

Approved by:_____

Officer Nguyen and Officer Jankowski directed a citizen to go around the area and not enter the crime scene.

11:42:51 [redacted] continued yelling, "They shouldn't have opened fire like that! (inaudible) They shouldn't have opened fire like that! (inaudible) Fucking idiots!..."

11:43:04 Sergeant Harper arrived and asked, "What do you guys got (inaudible)?" Officer Jankowski and Officer Nguyen explained they were dealing with the family and the residence still needed to be cleared. Officer Nguyen then left to assist with checking the residence while Officer Jankowski stayed near [redacted] and her family.

11:44:30 Officer Jankowski told Officer Nguyen, "I couldn't shoot. I was right behind fucking Stroud. I couldn't shoot."

11:45:18 Officer Jankowski said, "No, I was behind Stroud. I couldn't get a shot."

11:47:24 The audio came back and VILLA could be heard moaning and saying, "I'm dying."

11:51:05 Officer Jankowski asked, "Sir do you want me to ride in the bus, in case he gets four-fifteen in the bus?" Sergeant Harper advised, "Yeah, they're gonna get him all strapped down. So let's evaluate that..."

11:51:11 Sergeant Harper stopped his sentence when VILLA started grunting, "Ah!" An unknown person told VILLA, "Come on! Relax!" A moment later VILLA said something inaudible and Sergeant Harper said, "We're gonna help you out, alright? They're gonna help you out."

11:51:23 Sergeant Harper said, "That's oxygen. You want that! You want to breath that!" and VILLA responded, "No! I don't want that!"

As they prepared to load VILLA into the ambulance, Sergeant Harper ordered Officer Jankowski to follow the ambulance code-3 to the hospital.

For further details, see the MAVS recording for unit #804.

Approved by:_____

TUSTIN POLICE DEPARTMENT
Mobile Audio Video System
14-0778

Tustin Police Vehicle #821 MAVS
On 02-10-14 Officer Stroud was driving Tustin Police Department vehicle #821. As Officer Stroud approached the Casa Cortez apartments, Officer Stroud's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The car turned into the west driveway of the complex and it parked. The MAVS image had a partial view of the Casa Cortez apartments that included the gate and the carport areas. However the camera was not pointed in a direction to observe the altercation between VILLA and the Tustin Police Officers.

I made the following observations while viewing the MAVS recording for unit #821. All times and events are listed as noted on the video:

11:38:12 The vehicle was traveling eastbound on Nisson Road as it approached the Casa Cortez apartments. When the complex came into view, the image caught a brief view of the front of the complex that included the grass area in front of the complex and the public sidewalk that ran toward the Union 76 gas station. There were no pedestrians visible on the recording.

11:38:30 After turning into the driveway, Officer Stroud parked and exited. Officer Stroud stood by the front left bumper of the police car, looking toward the entrance of the apartment complex. He appeared to be waiting for the other officers to arrive.

Officer Stroud microphone was not activated and I was unable to hear any audio recording from outside of the vehicle. The interior microphone was working and I could hear sound from inside of the police vehicle.

11:38:51 Officer Wright, Officer Jankowski and then Officer Nguyen come into view of the camera, and they all walked in front of the police vehicle from right to left (eastbound). The officers walk as a group, toward the front of the Casa Cortez apartments.

Officer Wright was wearing black gloves, however Officer Jankowski was not. Officer Wright looked toward Officer Jankowski as she approached. Officer Jankowski reached into her left pants cargo pocket and she removed a pair of black gloves, which she began putting on as they slowly walked away.

Officer Nguyen came into view last however he walked faster than the others and he passed by them.

11:38:59 Officer Jankowski was the last officer that could be seen walking out of camera view, fidgeting with a glove and following the other officers toward the Casa Cortez apartments.

11:39:12 Screaming can be heard in a distance.

11:39:13 One long scream can be heard, followed by gunfire.

11:39:19 Officer Stroud is heard via the in-car microphone, "*220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91.*"

11:39:49 A noise can be heard that is consistent with someone trying to open the car door.

Approved by:_____

11:40:05 Officer Jankowski ran by the front of the police vehicle toward the Casa Cortez apartments with a first aid kit.

The video continued recording, however the image only showed the front gate to the carport area. The audio recorded the radio traffic as it was heard inside the police vehicle. Officer Stroud's microphone was not activated and there was no sound recorded from outside the vehicle.

For further details, see the MAVS recording for unit #821.

Approved by:_____

PAGE 1/1

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 14-778

☐ ORIG ☒ SUPP

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)
S	VILLA, ROBERT MIGUEL		

PROP CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 8102 W&I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
	E	1	NOTEBOOK				

10 COLOR(S): BLACK

11 DESCRIPTION: NOTEBOOK FROM BLACK PLASTIC BIN NEXT TO W/ LIVINGROOM WALL

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other ☐ Rifle ☐ Combo CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM: 1412 NISSON #7

13 SOURCE:

14 CURRENT LOCATION

15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
	E	1	PIPE				

23 COLOR(S): MULTI

24 DESCRIPTION: MARIJUANA SMOKING PIPE FROM HUTCH BY FRONT DOOR

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other ☐ Rifle ☐ Combo CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM

26 SOURCE:

27 CURRENT LOCATION

28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
	E	2	INDICIA				

36 COLOR(S)

37 DESCRIPTION: FROM BLACK TUB & HUTCH BY FRONT DOOR INSIDE BLK DUFFEL BAG

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other ☐ Rifle ☐ Combo CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM

39 SOURCE:

40 CURRENT LOCATION

41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
	E	1	MARIJUANA				

49 COLOR(S)

50 DESCRIPTION: PRESCRIPTION BOTTLE CONTAINING GREEN LEAFY ITEM FROM

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other ☐ Rifle ☐ Combo CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other CALIBER: CHINA BARREL LENGTH: CABINE

51 PREMISE / AREA / ROOM TAKEN FROM

52 SOURCE:

53 CURRENT LOCATION

54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE

62 COLOR(S)

63 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other ☐ Rifle ☐ Combo CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM

65 SOURCE:

66 CURRENT LOCATION

67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ALL SERIALIZED ITEMS (WITH THE EXCEPTION OF ITEMS FOR IMMEDIATE DESTRUCTION) MUST BE ENTERED INTO DOJ

COMMENTS

PROPERTY RELEASED BY APPOINTMENT ONLY: Please refer to the back of your property receipt for property release information and instructions.

OFFICER'S NAME	ID NUMBER	DATE	SIGNATURE FOR RECEIPT	☐ RECEIPT MAILED ☐ REFUSED	PG OF
MIALI	1189	2-10-14			

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PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 14-0778

☐ ORIG ☒ SUPP

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)
S	VILLA, ROBERT MIGUEL		

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 8102 W& I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	SEARCH WARRANT				

10 COLOR(S): —

11 DESCRIPTION: SEARCH WARRANT FOR 14112 NISSON RD #7

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
TPD		L-22	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE

23 COLOR(S):

24 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE

36 COLOR(S):

37 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE

49 COLOR(S):

50 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE

62 COLOR(S):

63 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

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MIACI	1189	2-11-14			

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PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# 14-778

2 REFER OTHER REPORTS

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SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 8102 W& I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	PAPERS	~	~	~	~

10 COLOR(S): ~

11 DESCRIPTION: CRIME SCENE LOG

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
1412 NISSON	SCENE	LOCKER 22	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE

23 COLOR(S):

24 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE

36 COLOR(S):

37 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE

49 COLOR(S):

50 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE

62 COLOR(S):

63 DESCRIPTION:

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

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PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# 14-778

☑ ORIG ☐ SUPP

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)
F	GLEASON, A		

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 8102 W& I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	CD-R	IMATION	—	—	—

10 COLOR(S)	11 DESCRIPTION
SILVER	PHOTOS OF CRIME SCENE

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
1412 NIXON RD	F	#22	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE

23 COLOR(S)	24 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE

36 COLOR(S)	37 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE

49 COLOR(S)	50 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE

62 COLOR(S)	63 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

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PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

☐ ORIG ☐ SUPP

1 CR# 14-778

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)
	WRIGHT, S.		

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 8102 W& I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	POLICE UNIFORM	BLAUER			

10 COLOR(S)	11 DESCRIPTION
NAVY	SHIRT / PANTS

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
		LKR 13	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
2	E		STATE DUTY BELT	BIANCHI	SAFARILAUGHTE		

23 COLOR(S)	24 DESCRIPTION
BLK	DUTY BELT W/ 2 HAND CUFF POUCHES, HOLSTER, DBL MAG POUCH, BATON RING, 4 KEEPERS

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
		LKR 13	

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE

36 COLOR(S)	37 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE

49 COLOR(S)	50 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE

62 COLOR(S)	63 DESCRIPTION

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

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PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

☐ ORIG ☒ SUPP

1 CR# 14-778

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV ☐ SEARCH WARRANT ☐ 5150 / 8102 W& I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
	E	1	DISC				
	10 COLOR(S)		11 DESCRIPTION	photos of apartment [redacted]			

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
1412 Nisson Rd	-	#22	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
	23 COLOR(S)		24 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
	36 COLOR(S)		37 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
	49 COLOR(S)		50 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
	62 COLOR(S)		63 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

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PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 14-778

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2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

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LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
	E	3	DISCS	TPD	—	—	—

10 COLOR(S): WHT/SILVER

11 DESCRIPTION: MAVS RECORDINGS FOR UNITS 803, 804, 821

GUN TYPE: Pistol / Rifle / Shotgun / Combo / Other_____ CATEGORY: Auto / Semi Auto / Pump / Over / Under / Revolver / Other_____ CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
TPD	TPD	LOCK	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
	E	1	DISC	MAXELL			

23 COLOR(S): GOLD / SILVER

24 DESCRIPTION: OUTSIDE AGENCY REPORTS

GUN TYPE: Pistol / Rifle / Shotgun / Combo / Other_____ CATEGORY: Auto / Semi Auto / Pump / Over / Under / Revolver / Other_____ CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
		#14	

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
	E	1	DISC	UNK	—	—	—

36 COLOR(S): WHITE

37 DESCRIPTION: IRVINE PD W/T. CANVASS RECORDINGS

GUN TYPE: Pistol / Rifle / Shotgun / Combo / Other_____ CATEGORY: Auto / Semi Auto / Pump / Over / Under / Revolver / Other_____ CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
IPD	IPD	#14	

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
	E	1	DISC	—	—	—	—

49 COLOR(S): SILVER

50 DESCRIPTION: 911 - CALL

GUN TYPE: Pistol / Rifle / Shotgun / Combo / Other_____ CATEGORY: Auto / Semi Auto / Pump / Over / Under / Revolver / Other_____ CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
TPD	TPD	#14	

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
	E	1	DISC	—	—	—	—

62 COLOR(S): SILVER

63 DESCRIPTION: RADIO TRAFFIC

GUN TYPE: Pistol / Rifle / Shotgun / Combo / Other_____ CATEGORY: Auto / Semi Auto / Pump / Over / Under / Revolver / Other_____ CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
TPD	TPD	#14	

ALL SERIALIZED ITEMS (WITH THE EXCEPTION OF ITEMS FOR IMMEDIATE DESTRUCTION) MUST BE ENTERED INTO DOJ

COMMENTS

PROPERTY RELEASED BY APPOINTMENT ONLY: Please refer to the back of your property receipt for property release information and instructions.

OFFICER'S NAME	ID NUMBER	DATE	SIGNATURE FOR RECEIPT	RECEIPT MAILED	REFUSED	PG OF
KIRWAN	1031	03-01-14				

PAGE _____

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# 14-778

☐ ORIG ☒ SUPP

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	SOURCE	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)

PROP. CODES: D=DISPOSAL REQ. E=EVIDENCE F=FOUND SK=SAFEKEEPING L=LOST R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. ☐ SEARCH WARRANT ☐ 5150 / 5102 W&I ☐ FINDER'S CLAIM ☐ D.V./12028.5 PC

LOC. CODES: C=CAGE F=FREEZER L=LOCKER # ___ R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
	E	1	DIAGRAM				
	10 COLOR(S)		11 DESCRIPTION				
	BLK/WHT		SKETCH OF SCENE				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
JANKOWSKI	JANKOWSKI	LOCK	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
	E		NOTES	—	—	—	—
	23 COLOR(S)		24 DESCRIPTION				
	BLACK/WHITE		INVESTIGATION NOTES				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
TPD	KIRWAN	LOCK	

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
	36 COLOR(S)		37 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
	49 COLOR(S)		50 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
	62 COLOR(S)		63 DESCRIPTION				

GUN TYPE ☐ Pistol ☐ Shotgun ☐ Other_____ ☐ Rifle ☐ Combo — CATEGORY ☐ Auto ☐ Pump ☐ Revolver ☐ Semi Auto ☐ Over / Under ☐ Other_____ — CALIBER: BARREL LENGTH:

64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ALL SERIALIZED ITEMS (WITH THE EXCEPTION OF ITEMS FOR IMMEDIATE DESTRUCTION) MUST BE ENTERED INTO DOJ

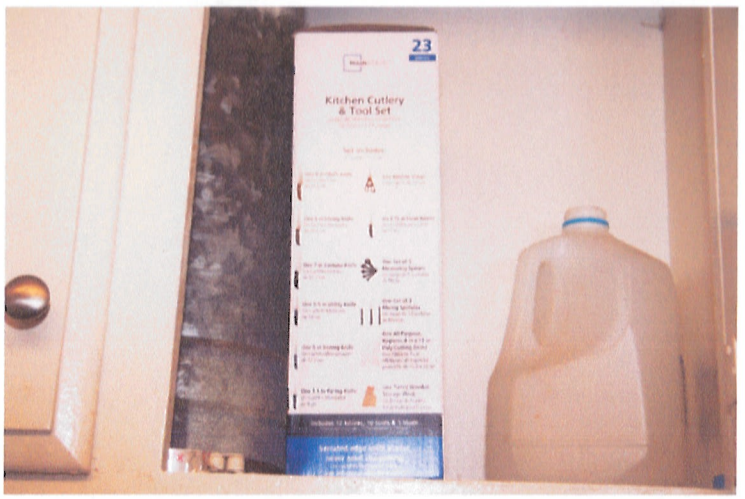
COMMENTS

PROPERTY RELEASED BY APPOINTMENT ONLY: Please refer to the back of your property receipt for property release information and instructions.

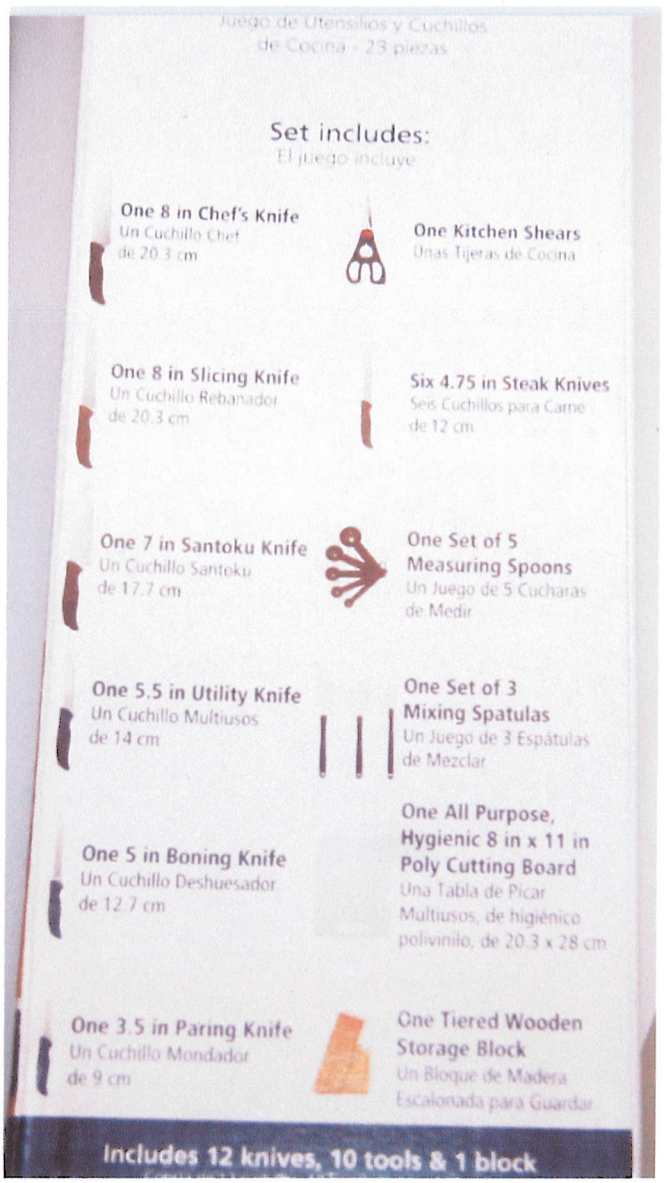
OFFICER'S NAME	ID NUMBER	DATE	SIGNATURE FOR RECEIPT	☐ RECEIPT MAILED ☐ REFUSED	PG OF
KIRWAN	1031				

Knife found on the ground near ROBERT VILLA.

Close-up view of knife found near ROBERT VILLA. The handle and the blade are consistent with a set of knives found in VILLA's kitchen.



Knife set box, in VILLA's kitchen cabinet.

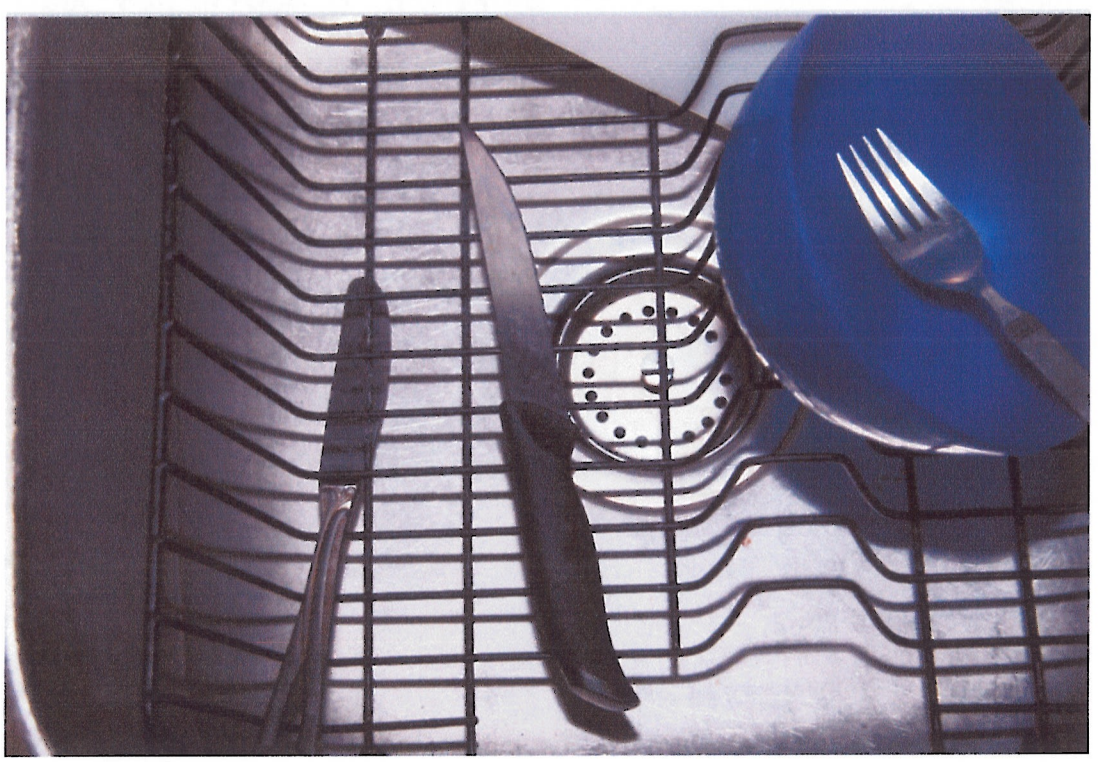


Close-up view of knife set box. The knife found near VILLA is consistent with the 8-inch "Slicing Knife".

Knife set in VILLA's kitchen.

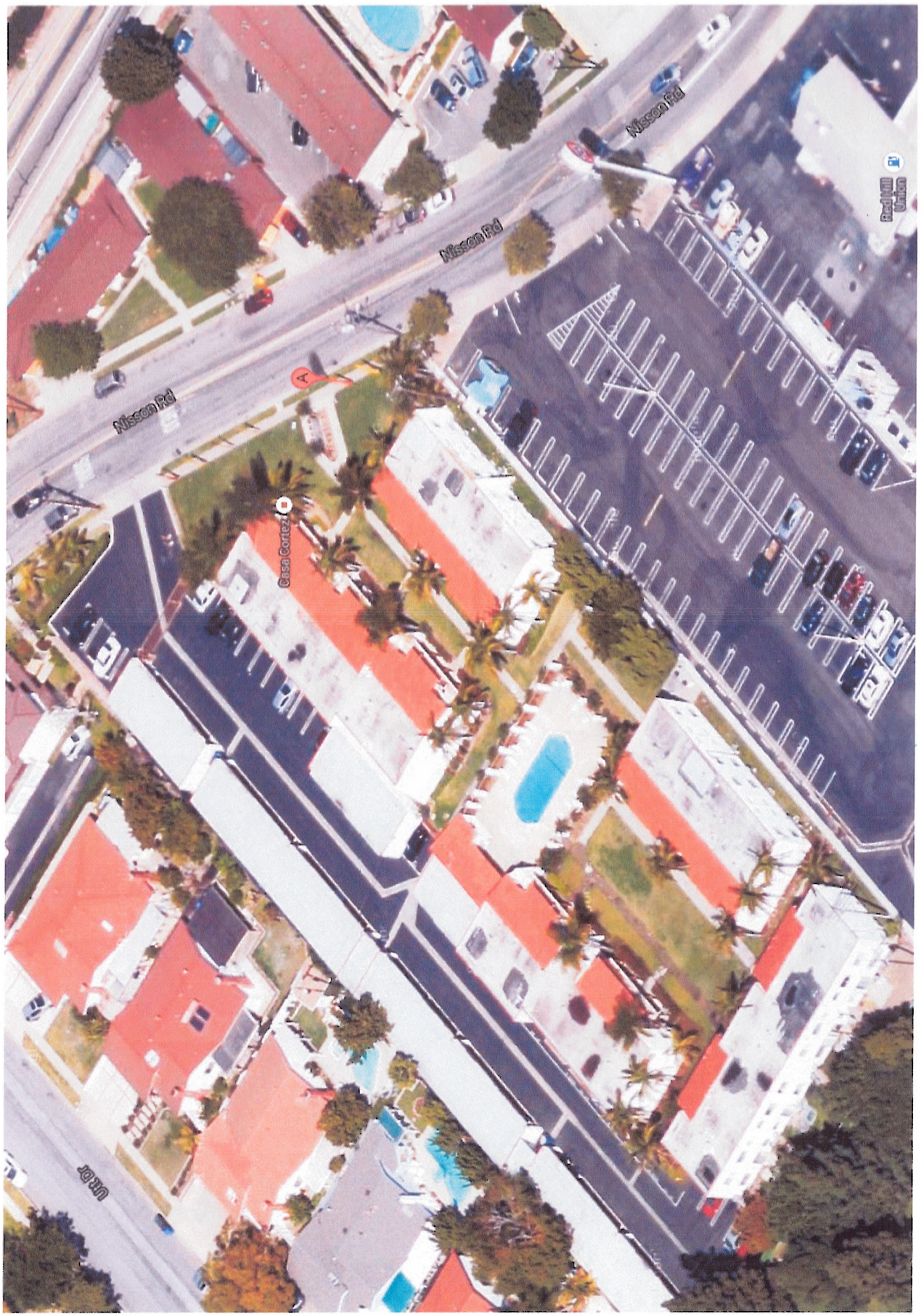
Close-up view of knife set in VILLA's kitchen. The original set of knives, as viewed on the box, have a black handle with a flat / angled end. However three of the knives in this butcher block have a different style handle with a rounded end, indicating they were possibly from a different knife set.

Knife set in VILLA's kitchen, with an empty slot in the butcher block.



Steak-knife in the kitchen sink. The knife handle is consistent with the knife set in the butcher block.

14-778


Nisson Rd
Nisson Rd
Nisson Rd
Nisson Rd
Casa Cortez
Red Hill Union
Ute Dr

14-778

Google earth

feet 400

meters 100

14-778

1 of 1 / 15
OFCR. D. Nguyen

PAGE 1

LOCATION OF WHERE I PARKED

SAW RV FIRST

MOVED TO THIS LOCATION

MOM/DAD OF RV

David Nguyen 7/11/14

14-778
OGA. D. Nguyen

PAGE 2

RV1

7/11/14

14-778

Map 51

Tustin PD Special Area Map

Casa Cortez Apts
1412 Nisson Rd

Apt. Complex

Lock Box:
Knox Gate

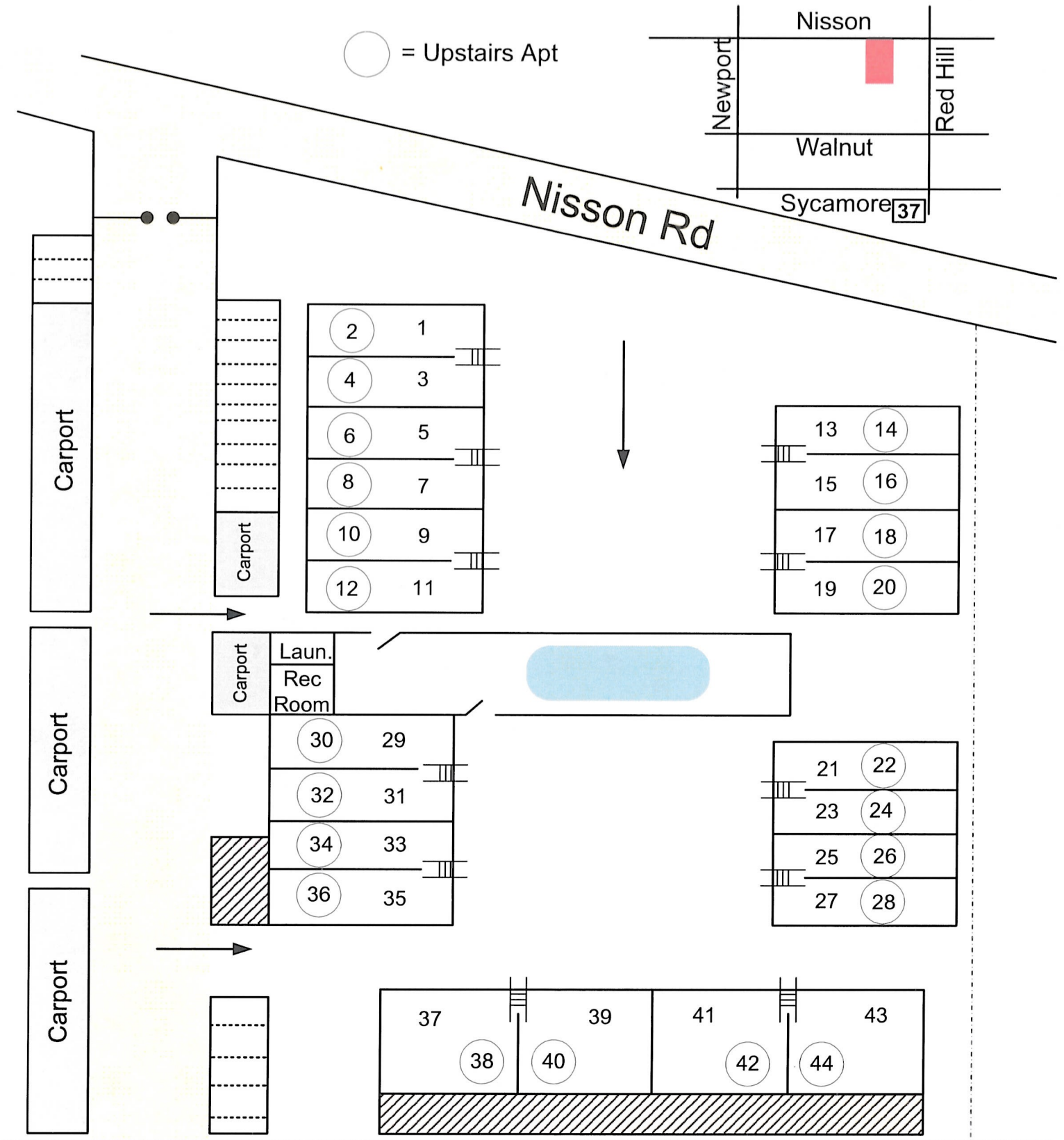
District
Beat 3

Pg 1 of 1

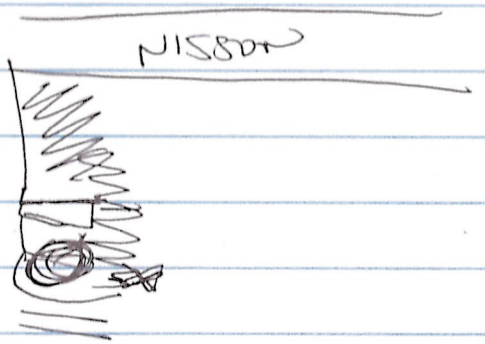
Rev. 2/01

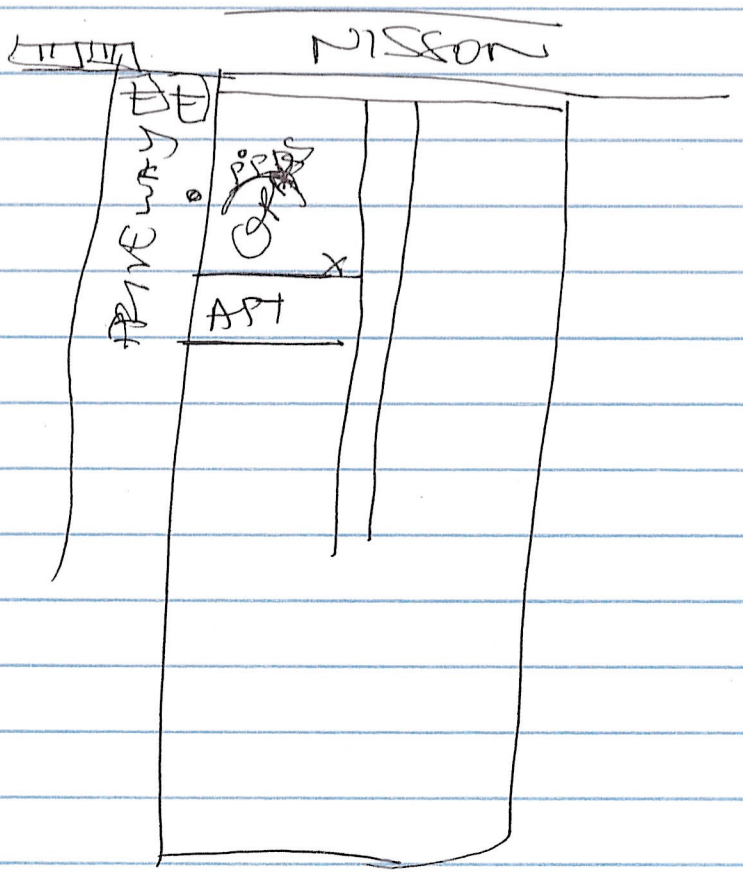
N

Map 51



14-778
ofc. JANKOWSKI





Shift Inquiry

Tue, Feb 11, 2014, 6:18 AM

Date: 021014 / 021014 ? Unit: ? City: ? Page: 1 ?of 4

Date	Time		Unit	Employee	Employee	Information
021014	0226	P	723	1260		17
021014	0550	P	B20	1237		97
021014	0632	P	210	1183		809
021014	0632	P	212	1151		803
021014	0632	P	213	1223		820
021014	0632	P	220	1141		824
021014	0632	P	221	1185		811
021014	0632	P	220	1141		821
021014	0632	P	222	1252		804
021014	0649	P	M1	1142		
021014	0653	P	T31	1109		
021014	0718	P	C2	964		846
021014	1140	P	S21	1140		801
021014	1141	P	S22	686		812
021014	1202	P	C6	1235		90

REPORT COMPLETE TO DEVICE

Enter

PREV PAGE | NEXT PAGE | Submit Quer | CANCEL | REPORT | Submit Quer | Submit Quer | MAIN MENU

Recv: 021014 1135 Address: [redacted]
Type: P/415F FAMILY DISTURBN Reference: <CASA CORTEZ> City: TU
Cross: UTT
Beat: 3 Pol Dst: 301 Fir Dst: 301 Map Guide: 830B5 Census: 51

How Recv: W9 Reporting Party's: [redacted]
Priority: 2 Address: [redacted]
Dispo: 03 Phone: [redacted]

Time Stamps:		hh mm	hhhh mm ss		hhhh mm ss
	Received:	11:35			
	Dispatch:	11:35	:00:25	RC/AS:	:03:21
	Enroute:	:	:00:00	DI/AS:	:02:56
	At Scene:	11:38	:00:00	DI/CC:	9:23:41
	Close:	20:59	9:20:45		

E911 Data
Telephone [redacted] Addr: [redacted] Apt: TB
City: TUSTIN (TU)
Class: W911 RP: METRO PCS (800) 571
Wireless-Lat: 33.73285500 Lon: -117.812297 Uncert: 0 Conf: 000

Comments:

1202	12:30:09	CASE NUMBER = CR-14-00000778 (TU)
1044	19:02:57	CASE NUMBER = CR-14-00000788 (TU) 245(C)
1239	11:35:19	INCIDENT NUMBER:4TU0006324
1239	11:35:19	RP SAYS SON IS GOING CRAZY - WON'T SAY WHAT IS GOING ON
1239	11:35:35	YELLING IN THE BG
1239	11:35:48	RP SAYS KNIVES IN THE HOUSE - WON'T SPECIFY IF KITCHEN OR OTHERWISE
1239	11:36:11	RP SAYS ADULT SON HIT THE WALL W/ A KNIFE - NO LONGER IN HIS HAND
1239	11:36:22	SON IS ROBERT VILLA - SAYS HE'S ON PAROLE
1239	11:36:32	REST OF THE FAM OUTSIDE IN THE STREET
1239	11:36:40	UNK HBD/DRUGS
1239	11:36:45	NO INJURIES
1239	11:37:29	ROBERT: MH 23YO 510 MED BUILD BLK HAIR LSW GRY SHIRT UNK COLOR PANTS
1239	11:37:41	NO ACESS TO A VEH
1239	11:37:57	UNK WHY HE IS UPSET
1239	11:38:42	ROBERT TOLD RP THAT SOMEONE WANTS TO KILL HIM
1121	11:39:39	998
1121	11:39:53	KNIFE REMOVED NUMEROUS GUNSHOTS
1121	11:39:56	REQ MEDICS
1121	11:40:54	TRYING TO DEAL WITH THE FAM
1239	11:41:03	[redacted]
1239	11:41:18	QO,222 ,[redacted] ,CA
1121	11:41:19	A2 C3
1121	11:41:23	NOTHING SECURE YET
1121	11:42:06	212 NEEDS UNITS TO HELP DEAL WITH THE FAM
1239	11:42:11	[redacted]
1121	11:43:06	CLEARING THE UNIT
1121	11:43:35	ANNOUNCEMENTS MADE
1121	11:43:55	SEE IF IRV HAS ADTL UNITS C3 TO 87 ON NISS
1121	11:44:16	STILL NEED UNITS TO ASSIST WITH FAM
1121	11:44:38	B20 BLOCKING TRAFFIC
1121	11:45:04	INT OF THE RES IS CLEAR
1121	11:45:19	OCFA IS 97

1239	11:45:55	STA 39 HAS 3 UNITS ENR C3
1121	11:45:56	CLEAR FOR MEDICS TO COME IN
1121	11:46:24	A2 OUT W/MOM C4 IN THE STATERS P/L
1202	11:53:15	REQ STA 31 TO WMSA FOR COMBATIVE 10-15
1202	11:54:58	STA 31 ENRT TO WMSA
1202	11:56:59	CP ENRT TO NORTH PARKING LOT OF STATER BROS
1239	12:04:37	810 AT STATION W/ 210,220,212
1202	12:12:58	222 CODE 4 IN ER, FAMILY IN WAITING ROOM
1202	12:15:12	CLEARANCE ON ORG 3
1202	12:25:38	SUSP IS 927D
1202	14:12:27	CONTACT YARD TO RESPOND TO CP WITH HANDHELD- METAL DETECTOR TO FIND BULLET CASINGS IN GRASS
1220	14:31:11	1039 CONTROL WE ARE 1098 W/GRY 3
904	14:41:44	QO,820 [redacted] ,CA
1220	15:06:39	QL,S22 ,[redacted] ,CA
1202	15:21:15	PER X4 MOM KNOWS SON HAS DIED AND GROUP LEFT HOSPITAL POSS ENRT BACK TO SCENE
1202	16:07:59	PER OCFA OC BAT 9-DAVID PHILLIPS, ORCO ENG 37- CAPT CHRISTOPHER BAEDEKER, ENG JOHN SNOW, FF JOHN CHANDLER, MEDIC ORCO ENG 72- CAPT CLIFFORD BLASI, ENG BRANDON ZINSMEISTER,FF JEFFREY CHRISTIANSEN, FF/EMT MARK KOLSON, DOCTOR AMB 90
1044	20:59:25	Closed dispo : ORIG REPORT TAKEN
1044	20:59:26	GLEASON
1149	21:07:49	1039 TO CONTROL RADIO TRAFFIC CLEAR FROM ONG 3

History:

Unit/Empl	Date	Time	Cmd	Type	Location/Comments	User
	02/10	11:34:48	E9	415F	1412 NISSON RD [redacted]	1239
	02/10	11:35:19	RC	415F	1412 NISSON RD	1239
222/1252	02/10	11:35:44	DI	415F	1412 NISSON RD	1121
220/1141	02/10	11:35:44	DI	415F	1412 NISSON RD	1121
210/1183	02/10	11:37:11	DI	415F	1412 NISSON RD	1121
212/1151	02/10	11:37:37	DI	415F	1412 NISSON RD	1121
222/1252	02/10	11:38:40	UA	415F	1412 NISSON RD	1121
210/1183	02/10	11:38:40	UA	415F	1412 NISSON RD	1121
212/1151	02/10	11:38:40	UA	415F	1412 NISSON RD	1121
220/1141	02/10	11:38:40	UA	415F	1412 NISSON RD	1121
S21/	02/10	11:40:00	DI	415F	1412 NISSON RD	1121
M1/1142	02/10	11:40:09	DI	415F	1412 NISSON RD	1121
A2/	02/10	11:40:59	DI	415F	1412 NISSON RD	1121
222/1252	02/10	11:41:17	QO		X7536671 ,CA	1239
S22/	02/10	11:41:47	DI	415F	1412 NISSON RD	1121
810/	02/10	11:42:38	DI	415F	1412 NISSON RD	1121
814/	02/10	11:42:49	DI	415F	1412 NISSON RD	1121
S21/	02/10	11:42:51	UA	415F	1412 NISSON RD	1121
B20/1237	02/10	11:44:32	AS	415F	1412 NISSON RD	1121
810/	02/10	11:45:08	UA	415F	1412 NISSON RD	1121
814/	02/10	11:45:08	UA	415F	1412 NISSON RD	1121
A2/	02/10	11:45:16	UA	415F	1412 NISSON RD	1121
M1/1142	02/10	11:45:22	UA	415F	1412 NISSON RD	1121
S22/	02/10	11:46:04	UA	415F	1412 NISSON RD	1121
S22/	02/10	11:46:04	SF	415F	1412 NISSON RD	1239
S22/686	02/10	11:46:04	SO	415F	1412 NISSON RD	1239
L1/	02/10	11:47:13	AS	415F	1412 NISSON RD	1121
T31/1109	02/10	11:48:38	AS	415F	1412 NISSON RD	1121

222/1252	02/10	11:52:21	SC 415F	CODE W/AMB TO WMSA	1202
213/1223	02/10	11:53:59	AX		1239
213/1223	02/10	11:53:59	AS 415F	1412 NISSON RD [redacted]	1239
222/1252	02/10	11:54:06	SP 415F	Previous primary unit	1239
213/1223	02/10	11:54:06	SP 415F	New primary unit	1239
213/1223	02/10	11:54:09	CC 415F	Dispo:	1202
213/1223	02/10	11:54:12	AS 415F	1412 NISSON RD [redacted]	1202
213/1223	02/10	11:54:14	SP 415F	Previous primary unit	1202
213/1223	02/10	11:54:14	SP 415F	New primary unit	1202
101/	02/10	11:55:29	AS 415F	1412 NISSON RD [redacted]	1239
3400/	02/10	11:57:07	AS 415F	1412 NISSON RD [redacted]	1202
810/	02/10	11:57:45	SC 415F	STA	1239
212/1151	02/10	11:57:48	SC 415F	STA	1239
220/1141	02/10	11:57:51	SC 415F	STA	1239
817/	02/10	11:57:52	AS 415F	1412 NISSON RD [redacted]	1202
210/1183	02/10	11:57:55	SC 415F	STA	1239
L3/	02/10	11:59:24	AS 415F	1412 NISSON RD [redacted]	1202
222/1252	02/10	11:59:39	SC 415F	1412 NISSON RD [redacted]	1202
222/1252	02/10	12:01:01	SC 415F	WMSA	1239
C6/1235	02/10	12:02:34	DI 415F	1412 NISSON RD [redacted]	1239
S21/	02/10	12:03:45	SC 415F	1412 NISSON RD [redacted]	1202
S21/	02/10	12:03:45	SF 415F	1412 NISSON RD [redacted]	1239
S21/1140	02/10	12:03:45	SO 415F	1412 NISSON RD [redacted]	1239
M1/1142	02/10	12:05:05	SC 415F	1412 NISSON RD [redacted]	1121
A2/	02/10	12:05:08	SC 415F	1412 NISSON RD [redacted]	1121
814/	02/10	12:05:10	SC 415F	1412 NISSON RD [redacted]	1121
S22/686	02/10	12:06:05	SC 415F	1412 NISSON RD [redacted]	1121
3400/	02/10	12:06:41	CC 415F	Dispo:	1202
S21/1140	02/10	12:06:58	SC 415F	STA	1202
C6/1235	02/10	12:10:08	UA 415F	1412 NISSON RD [redacted]	1121
221/1185	02/10	12:12:35	DI 415F	1412 NISSON RD [redacted]	1121
221/1185	02/10	12:12:41	SC 415F	1412 NISS [redacted]	1121
221/1185	02/10	12:15:42	CC 415F	Dispo:	1121
S8/	02/10	12:17:48	AS 415F	1412 NISSON RD [redacted]	1202
814/	02/10	12:19:40	SC 415F	STA/ENRT W/M WIT SM 90	1202
C6/1235	02/10	12:20:33	SC 415F	ENRT WMSA	1202
814/	02/10	12:26:03	SC 415F	STA/W/WIT EM91	1202
810/	02/10	12:26:38	SC 415F	ENRT WMSA	1202
810/	02/10	12:29:58	SC 415F	WMSA	1202
	02/10	12:30:09	GC	CR1400000778TU	1202
820/	02/10	12:37:12	DI 415F	1412 NISSON RD [redacted]	1121
816/	02/10	12:40:57	DI 415F	1412 NISSON RD [redacted]	1121
820/	02/10	12:47:26	SC 415F	1412 NISSON RD [redacted]	1121
816/	02/10	12:51:06	SC 415F	1412 NISSON RD [redacted]	1121
816/	02/10	12:51:13	UA 415F	1412 NISSON RD [redacted]	1202
820/	02/10	12:51:13	UA 415F	1412 NISSON RD [redacted]	1202
222/1252	02/10	12:53:06	SC 415F	1412 NISSON RD [redacted]	1202
820/	02/10	13:04:00	SC 415F	WMSA	1202
X3/1130	02/10	13:05:24	AS 415F	1412 NISSON RD [redacted]	1202
X4/1187	02/10	13:05:24	AS 415F	1412 NISSON RD [redacted]	1202
X5/1186	02/10	13:05:24	AS 415F	1412 NISSON RD [redacted]	1202
816/	02/10	13:11:22	SC 415F	1412 NISSON RD [redacted]	904
814/	02/10	13:19:11	SC 415F	ENRT WSMA W/ WITH SM 91	1202
L2/	02/10	13:26:46	DI 415F	1412 NISSON RD [redacted]	1202
S5/1015	02/10	13:27:32	AS 415F	1412 NISSON RD [redacted]	1202
814/	02/10	13:28:17	SC 415F	WMSA EM 93	1202

C6/1235	02/10 13:32:31	SC	415F	STA/ENRT	1202
210/1183	02/10 13:36:25	SC	415F	STA	904
212/1151	02/10 13:36:28	SC	415F	STA	904
220/1141	02/10 13:36:30	SC	415F	STA	904
L2/	02/10 13:37:54	UA	415F	1412 NISSON RD [redacted]	904
A2/	02/10 13:44:59	CC	415F	Dispo:	1202
S21/1140	02/10 13:46:21	CC	415F	Dispo:	1202
222/1252	02/10 13:48:39	SC	415F	STA	1202
L2/	02/10 13:58:08	SC	415F	1412 NISSON RD [redacted]	904
X3/1130	02/10 14:06:36	SC	415F	STA W/DA INVEST	1202
810/	02/10 14:09:18	SC	415F	WMSA	904
810/	02/10 14:29:31	SC	415F	ENRT STA	1202
820/	02/10 14:29:34	SC	415F	ENRT STA	1202
820/	02/10 14:41:42	QO		B0729579 ,CA	904
814/	02/10 15:03:52	SC	415F	WMSA EM 93	909
210/1183	02/10 15:05:19	SC	415F	STA	909
212/1151	02/10 15:05:27	SC	415F	STA	909
S22/686	02/10 15:06:37	QL		5WQC749 ,CA	1220
220/1141	02/10 15:06:38	SC	415F	STA	909
C6/1235	02/10 15:06:57	SC	415F	STA/ENRT	909
L2/	02/10 15:07:02	SC	415F	1412 NISSON RD [redacted]	909
X3/1130	02/10 15:07:07	SC	415F	STA W/DA INVEST	909
210/1183	02/10 15:07:12	SC	415F	STA	909
222/1252	02/10 15:07:16	SC	415F	STA	909
816/	02/10 15:09:56	SC	415F	STA ENRT	1239
816/	02/10 15:11:57	SC	415F	1412 NISSON RD [redacted]	909
816/	02/10 15:12:00	CC	415F	Dispo:	909
820/	02/10 15:28:20	SC	415F	1412 NISSON RD [redacted]	1202
814/	02/10 15:40:21	CC	415F	Dispo:	1202
K4/1170	02/10 15:41:18	DI	415F	1412 NISSON RD [redacted]	909
K4/1170	02/10 15:46:20	CC	415F	Dispo:	1202
K4/1170	02/10 15:48:59	DI	415F	1412 NISSON RD [redacted]	1202
K4/1170	02/10 15:49:08	SC	415F	NISSON/UTT	1202
K4/1170	02/10 15:49:26	UA	415F	NISSON/UTT	909
810/	02/10 16:01:44	SC	415F	ENRT STA	909
K4/1170	02/10 16:01:51	SC	415F	NISSON/UTT	909
K4/1170	02/10 16:13:31	SC	415F	1019 W/WIT	909
K4/1170	02/10 16:19:35	SC	415F	BS W/WIT	909
810/	02/10 16:34:43	SC	415F	STA	909
C6/1235	02/10 16:50:46	SC	415F	STA	909
	02/10 16:58:37	MR	415F	TY:FAMILY DISTURBNC	1202
	02/10 16:58:37	MR	415F	RP:	1202
101/	02/10 17:11:01	CC	415F	Dispo:	1202
816/	02/10 17:17:08	DI	415F	1412 NISSON RD [redacted]	1202
K4/1170	02/10 17:17:26	SC	415F	BACK ENR W/WIT	909
K4/1170	02/10 17:39:24	CC	415F	Dispo:	1044
816/	02/10 17:45:13	SC	415F	UNIT 809 TO STA	1202
S8/	02/10 17:45:28	SC	415F	UNIT 821 TO STA.	1202
S5/1015	02/10 17:45:35	SC	415F	UNIT 803 TO STA	1202
X3/1130	02/10 17:52:43	SC	415F	1412 NISSON RD [redacted]	1044
610/1045	02/10 18:00:36	AS	415F	1412 NISSON RD [redacted]	1044
816/	02/10 18:09:40	UA	415F	UNIT 809 TO STA	1044
323/1247	02/10 18:12:16	DI	415F	1412 NISSON RD [redacted]	1044
810/	02/10 18:13:08	SC	415F	STA	1044
310/1077	02/10 18:15:43	DI	415F	1412 NISSON RD [redacted]	1044
323/1247	02/10 18:18:23	UA	415F	1412 NISSON RD [redacted]	1044
816/	02/10 18:22:44	SC	415F	1412 NISSON RD [redacted]	1044

820/	02/10 18:22:52	SC	415F	1019	1149
310/1077	02/10 18:23:52	UA	415F	1412 NISSON RD [redacted]	1044
C6/1235	02/10 18:29:08	SC	415F	STA	1044
T31/1109	02/10 18:30:17	SC	415F	1019	1149
C2/964	02/10 18:30:20	SC	415F	1019	1149
810/	02/10 18:30:36	SC	415F	WS-1412 NISSON [redacted]	1044
813/	02/10 18:31:35	AS	415F	1412 NISSON RD [redacted]	1044
813/	02/10 18:31:46	SC	415F	WS-1412 NISSON [redacted]	1044
814/	02/10 18:31:53	AS	415F	1412 NISSON RD [redacted]	1044
814/	02/10 18:32:04	SC	415F	WS-1412 NISSON [redacted]	1044
213/1223	02/10 18:34:13	SC	415F	1019	1149
323/1247	02/10 18:38:03	SC	415F	1412 NISSON RD [redacted]	1044
C2/964	02/10 18:41:04	CC	415F	Dispo:	1044
C6/1235	02/10 18:41:06	CC	415F	Dispo:	1044
T31/1109	02/10 18:42:12	CC	415F	Dispo:	1044
S8/	02/10 18:42:33	SC	415F	1412 NISSON RD [redacted]	1044
310/1077	02/10 18:45:01	SC	415F	1412 NISSON RD [redacted]	1044
310/1077	02/10 18:45:01	SF	415F	1412 NISSON RD [redacted]	1044
310/1077	02/10 18:45:01	SO	415F	1412 NISSON RD [redacted]	1044
B20/1237	02/10 18:53:42	CC	415F	Dispo:	1044
	02/10 19:02:58	GC		CR1400000788TU	1044
820/	02/10 19:03:07	SC	415F	STATION	1149
X3/1130	02/10 19:06:39	CC	415F	Dispo:	1044
X4/1187	02/10 19:06:41	CC	415F	Dispo:	1044
X5/1186	02/10 19:06:50	CC	415F	Dispo:	1044
S5/1015	02/10 19:24:12	SC	415F	UNIT 803 TO STA	1044
817/	02/10 19:24:24	CC	415F	Dispo:	1044
M1/1142	02/10 19:24:33	CC	415F	Dispo:	1044
213/1223	02/10 19:27:58	SC	415F	STA	1044
S5/1015	02/10 19:34:56	CC	415F	Dispo:	1044
212/1151	02/10 19:38:47	CC	415F	Dispo:	1044
810/	02/10 19:45:32	CC	415F	Dispo:	1044
814/	02/10 19:45:35	CC	415F	Dispo:	1044
813/	02/10 19:45:38	CC	415F	Dispo:	1044
820/	02/10 19:54:22	CC	415F	Dispo:	1044
210/1183	02/10 19:59:36	CC	415F	Dispo:	1044
213/1223	02/10 19:59:38	CC	415F	Dispo:	1044
220/1141	02/10 19:59:40	CC	415F	Dispo:	1044
222/1252	02/10 19:59:45	CC	415F	Dispo:	1044
S8/	02/10 20:00:06	CC	415F	Dispo:	1044
L1/	02/10 20:03:09	CC	415F	Dispo:	1044
L2/	02/10 20:03:11	CC	415F	Dispo:	1044
L3/	02/10 20:03:15	CC	415F	Dispo:	1044
310/1077	02/10 20:12:04	CC	415F	Dispo:	1044
323/1247	02/10 20:12:06	CC	415F	Dispo:	1044
323/1247	02/10 20:17:39	AS	415F	1412 NISSON RD [redacted]	1044
816/	02/10 20:22:19	CC	415F	Dispo:	1044
S22/686	02/10 20:56:28	CC	415F	Dispo:	1044
323/1247	02/10 20:56:41	CC	415F	Dispo:	1044
610/1045	02/10 20:59:25	CC	415F	Dispo:03	1044
	02/10 20:59:25	CC	415F	Dispo:03	1044

-EOR-

Tustin Police Department

Calls For Service Report

Generated by 863 on 2/10/2014

Search Criteria: City: TU | Time Range: 08/01/12 00:00 - 02/10/14 23:59 | Agency: F,P | Address: [redacted]

Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
3TU0016344	**P**	**04/23/13**	**19:10:39**	**FU**	**FOLLOW UP**	**230**	**COMP**	[redacted]
909		04/23/13	19:10:39		INCIDENT NUMBER:3TU0016344			
909		04/23/13	19:28:30		Closed dispo : COMPLETED			
909		04/23/13	19:28:30		HOLLINGSHEAD			
3TU0016913	**P**	**04/27/13**	**10:33:18**	**CC**	**CITIZEN CONTACT**	**217**	**05**	[redacted]
1044		04/27/13	11:11:19		CASE NUMBER = LI-13-00007607 (TU)			
1220		04/27/13	10:33:18		INCIDENT NUMBER:3TU0016913			
1220		04/27/13	10:33:18		RP'S 16 YO SON [redacted] IS REFUSING TO FOLLOW THE RULES & HAS BEEN EXPERIMENTING WITH MARIJUANA. RP WANTS AN OFFICER TO COUNSEL HIM			
1044		04/27/13	11:11:19		Closed dispo : ADVISED			
1044		04/27/13	11:11:20		STROUD - JUVIE COUNSELLED			
3TU0021089	**P**	**05/25/13**	**01:03:04**	**PS**	**PROBATION SEARC**	**S40**	**COMP**	[redacted]
1239		05/25/13	01:03:04		INCIDENT NUMBER:3TU0021089			
1200		05/25/13	01:15:50		QN,430 ,VILLA ,ROBERT , [redacted] ,M			
1149		05/25/13	01:34:16		Closed dispo : COMPLETED			
1149		05/25/13	01:34:16		SED			
3TU0022443	**P**	**06/02/13**	**00:45:16**	**415F**	**FAMILY DISTURBN**		**01**	[redacted]
1239		06/02/13	01:07:10		CASE NUMBER = CR-13-00003181 (TU)			
1239		06/02/13	01:07:12		CASE NUMBER = [redacted]			
1239		06/02/13	00:45:16		INCIDENT NUMBER:3TU0022443			
1239		06/02/13	00:45:16		415 VERBAL W/ 22 YO STEPSON [redacted] NO WPNS, [redacted] S HBD, UNK DRUGS, WIFE AND 2 KIDS ARE ALSO 97.			
1239		06/02/13	00:46:03		QN,237 ,VILLA ,ROBERT [redacted] ,M			
1239		06/02/13	00:48:22		RP CALLED BACK TO SAY THINGS HAVE ESCALATED BUT STILL VERBAL ONLY			
1239		06/02/13	00:53:35		CORRECTION ON LAST NAME VILLA*****			
1239		06/02/13	00:54:53		QO,237 [redacted]			
1239		06/02/13	00:55:00		QO,237 [redacted]			
1239		06/02/13	00:56:24		QN,237 ,VILLAGUTIERREZ ,ROBERT [redacted] M			
1239		06/02/13	00:56:30		QN,237 ,GUTIERREZ ,ROBERT [redacted] ,M			
1239		06/02/13	00:56:34		QN,237 ,GUTIERREZVILLA ,ROBERT [redacted] M			
1149		06/02/13	01:04:27		1015			
1239		06/02/13	03:08:10		[redacted]			
1239		06/02/13	03:08:14		Closed dispo : ARRESTED			
1239		06/02/13	03:08:14		TORRES			

Tustin Police Department

Calls For Service Report

Generated by 863 on 2/10/2014

Search Criteria: City: TU | Time Range: 08/01/12 00:00 - 02/10/14 23:59 | Agency: F,P | Address: [redacted]

Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
3TU0023146	**P**	**06/06/13**	**18:41:57**	**415F**	**FAMILY DISTURBNC**	**132**	**06**	[redacted]
1239		06/06/13	18:55:54		CASE NUMBER = LI-13-00010500 (TU)			
1200		06/06/13	18:41:57		INCIDENT NUMBER:3TU0023146			
1200		06/06/13	18:41:57		RP GOT A CALL FROM HIS WIFE [redacted],STATING THAT HER SON,ROBERT VILLA 22, IS 97 AND 390X. POSSIBLY ON SOME KIND OF H&S....SUBJ WAS KICKED OUT OF THE RES AND IS ON PAROLE...RPS WIFE DISCONNECTED BEFORE GIVING FURTHER AND IS NOT ANSWERING HER PHONE			
1200		06/06/13	18:42:17		UNKNOWN IF SUBJS ARE STILL AT THE RES...REQUESTING A PC TO MAKE SURE C4			
1239		06/06/13	18:51:43		NO ANS AT DOOR, PRIOR CC FROM APRIL LISTS 1021 FOR [redacted]			
1149		06/06/13	18:52:22		ANS MACH ON 1021			
1239		06/06/13	18:52:25		C4			
1239		06/06/13	18:55:54		Closed dispo : UTL/GOA			
1239		06/06/13	18:55:55		CARSON - NO ANS AT RES			
1239		06/06/13	18:56:06		NEIGHBOR ADV THEY LEFT			
4TU0003038	**P**	**01/20/14**	**01:49:09**	**920J**	**MISSING JUVIE**	**323**	**03**	[redacted]
1257		01/20/14	02:41:33		[redacted]			
1013		01/20/14	01:49:09					
1013		01/20/14	01:49:09					
1013		01/20/14	01:49:44					
1013		01/20/14	01:50:45					
1176		01/20/14	03:02:56					
1201		01/20/14	03:58:57					
1201		01/20/14	03:58:58					
4TU0004545	**P**	**01/29/14**	**20:25:10**	**PS**	**PROBATION SEARC**	**440**	**15**	[redacted]
1013		01/29/14	20:38:25		CASE NUMBER = LI-14-00002051 (TU)			
1013		01/29/14	20:25:11		INCIDENT NUMBER:4TU0004545			
1013		01/29/14	20:26:03		HAVE CONTACT			
1013		01/29/14	20:27:02		C4 INSIDE			
1013		01/29/14	20:38:25		Closed dispo : CHECKED OKAY			
1013		01/29/14	20:38:25		SED			
4TU0006324	**P**	**02/10/14**	**11:35:19**	**415F**	**FAMILY DISTURBNC**	**213**		[redacted]
1202		02/10/14	12:30:09		CASE NUMBER = CR-14-00000778 (TU)			
1239		02/10/14	11:35:19		INCIDENT NUMBER:4TU0006324			
1239		02/10/14	11:35:19		RP SAYS SON IS GOING CRAZY - WON'T SAY WHAT IS GOING ON			
1239		02/10/14	11:35:35		YELLING IN THE BG			

Tustin Police Department

Calls For Service Report

Generated by 863 on 2/10/2014

Search Criteria: City: TU | Time Range: 08/01/12 00:00 - 02/10/14 23:59 | Agency: F,P | Address: [redacted]

Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
1239		02/10/14	11:35:48		RP SAYS KNIVES IN THE HOUSE - WON'T SPECIFY IF KITCHEN OR OTHERWISE			
1239		02/10/14	11:36:11		RP SAYS ADULT SON HIT THE WALL W/ A KNIFE - NO LONGER IN HIS HAND			
1239		02/10/14	11:36:22		SON IS ROBERT VILLA - SAYS HE'S ON PAROLE			
1239		02/10/14	11:36:32		REST OF THE FAM OUTSIDE IN THE STREET			
1239		02/10/14	11:36:40		UNK HBD/DRUGS			
1239		02/10/14	11:36:45		NO INJURIES			
1239		02/10/14	11:37:29		ROBERT: MH 23YO 510 MED BUILD BLK HAIR LSW GRY SHIRT UNK COLOR PANTS			
1239		02/10/14	11:37:41		NO ACESS TO A VEH			
1239		02/10/14	11:37:57		UNK WHY HE IS UPSET			
1239		02/10/14	11:38:42		ROBERT TOLD RP THAT SOMEONE WANTS TO KILL HIM			
1121		02/10/14	11:39:39		998			
1121		02/10/14	11:39:53		KNIFE REMOVED NUMEROUS GUNSHOTS			
1121		02/10/14	11:39:56		REQ MEDICS			
1121		02/10/14	11:40:54		TRYING TO DEAL WITH THE FAM			
1239		02/10/14	11:41:03		[redacted] IN THE MGR OFFICE			
1239		02/10/14	11:41:18		QO,222 [redacted] CA			
1121		02/10/14	11:41:19		A2 C3			
1121		02/10/14	11:41:23		NOTHING SECURE YET			
1121		02/10/14	11:42:06		212 NEEDS UNITS TO HELP DEAL WITH THE FAM			
1239		02/10/14	11:42:11		[redacted]			
1121		02/10/14	11:43:06		CLEARING THE UNIT			
1121		02/10/14	11:43:35		ANNOUNCEMENTS MADE			
1121		02/10/14	11:43:55		SEE IF IRV HAS ADTL UNITS C3 TO 87 ON NISS			
1121		02/10/14	11:44:16		STILL NEED UNITS TO ASSIST WITH FAM			
1121		02/10/14	11:44:38		B20 BLOCKING TRAFFIC			
1121		02/10/14	11:45:04		INT OF THE RES IS CLEAR			
1121		02/10/14	11:45:19		OCFA IS 97			
1239		02/10/14	11:45:55		STA 39 HAS 3 UNITS ENR C3			
1121		02/10/14	11:45:56		CLEAR FOR MEDICS TO COME IN			
1121		02/10/14	11:46:24		A2 OUT W/MOM C4 IN THE STATERS P/L			
1202		02/10/14	11:53:15		REQ STA 31 TO WMSA FOR COMBATIVE 10-15			
1202		02/10/14	11:54:58		STA 31 ENRT TO WMSA			
1202		02/10/14	11:56:59		CP ENRT TO NORTH PARKING LOT OF STATER BROS			
1239		02/10/14	12:04:37		810 AT STATION W/ 210,220,212			
1202		02/10/14	12:12:58		222 CODE 4 IN ER, FAMILY IN WAITING ROOM			
1202		02/10/14	12:15:12		CLEARANCE ON ORG 3			
1202		02/10/14	12:25:38		SUSP IS 927D			

Tustin Police Department

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Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
3TU0016344	**P**	**04/23/13**	**19:10:39**	**FU**	**FOLLOW UP**	**230**	**COMP**	[redacted]
909		04/23/13	19:10:39		INCIDENT NUMBER:3TU0016344			
909		04/23/13	19:28:30		Closed dispo : COMPLETED			
909		04/23/13	19:28:30		HOLLINGSHEAD			
3TU0016913	**P**	**04/27/13**	**10:33:18**	**CC**	**CITIZEN CONTACT**	**217**	**05**	[redacted]
1044		04/27/13	11:11:19		CASE NUMBER = LI-13-00007607 (TU)			
1220		04/27/13	10:33:18		INCIDENT NUMBER:3TU0016913			
1220		04/27/13	10:33:18		RP'S 16 YO SON [redacted] IS REFUSING TO FOLLOW THE RULES & HAS BEEN EXPERIMENTING WITH MARIJUANA. RP WANTS AN OFFICER TO COUNSEL HIM			
1044		04/27/13	11:11:19		Closed dispo : ADVISED			
1044		04/27/13	11:11:20		STROUD - JUVIE COUNSELLED			
3TU0021089	**P**	**05/25/13**	**01:03:04**	**PS**	**PROBATION SEARC**	**S40**	**COMP**	[redacted]
1239		05/25/13	01:03:04		INCIDENT NUMBER:3TU0021089			
1200		05/25/13	01:15:50		QN,430 ,VILLA ,ROBERT [redacted] ,M			
1149		05/25/13	01:34:16		Closed dispo : COMPLETED			
1149		05/25/13	01:34:16		SED			
3TU0022443	**P**	**06/02/13**	**00:45:16**	**415F**	**FAMILY DISTURBN**		**01**	[redacted]
1239		06/02/13	01:07:10		CASE NUMBER = CR-13-00003181 (TU)			
1239		06/02/13	01:07:12		CASE NUMBER = [redacted]			
1239		06/02/13	00:45:16		INCIDENT NUMBER:3TU0022443			
1239		06/02/13	00:45:16		415 VERBAL W/ 22 YO STEPSON [redacted] NO WPNS, ROBERT IS HBD, UNK DRUGS, WIFE AND 2 KIDS ARE ALSO 97.			
1239		06/02/13	00:46:03		QN,237 ,VILLA ,ROBERT [redacted] ,M			
1239		06/02/13	00:48:22		RP CALLED BACK TO SAY THINGS HAVE ESCALATED BUT STILL VERBAL ONLY			
1239		06/02/13	00:53:35		CORRECTION ON LAST NAME VILLA*****			
1239		06/02/13	00:54:53		QO,237 [redacted]			
1239		06/02/13	00:55:00		QO,237 [redacted]			
1239		06/02/13	00:56:24		QN,237 ,VILLAGUTIERREZ ,ROBERT , [redacted] ,M			
1239		06/02/13	00:56:30		QN,237 ,GUTIERREZ ,ROBERT [redacted] , ,M			
1239		06/02/13	00:56:34		QN,237 ,GUTIERREZVILLA ,ROBERT [redacted] , ,M			
1149		06/02/13	01:04:27		1015			
1239		06/02/13	03:08:10		[redacted]			
1239		06/02/13	03:08:14		Closed dispo : ARRESTED			
1239		06/02/13	03:08:14		TORRES			

Tustin Police Department

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Search Criteria: City: TU | Time Range: 08/01/12 00:00 - 02/10/14 23:59 | Agency: F,P | Address: [redacted]

Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
3TU0023146	**P**	**06/06/13**	**18:41:57**	**415F**	**FAMILY DISTURBNC**	**132**	**06**	[redacted]
1239		06/06/13	18:55:54		CASE NUMBER = LI-13-00010500 (TU)			
1200		06/06/13	18:41:57		INCIDENT NUMBER:3TU0023146			
1200		06/06/13	18:41:57		RP GOT A CALL FROM HIS WIFE [redacted] STATING THAT HER SON,ROBERT VILLA 22, IS 97 AND 390X. POSSIBLY ON SOME KIND OF H&S....SUBJ WAS KICKED OUT OF THE RES AND IS ON PAROLE...RPS WIFE DISCONNECTED BEFORE GIVING FURTHER AND IS NOT ANSWERING HER PHONE			
1200		06/06/13	18:42:17		UNKNOWN IF SUBJS ARE STILL AT THE RES...REQUESTING A PC TO MAKE SURE C4			
1239		06/06/13	18:51:43		NO ANS AT DOOR, PRIOR CC FROM APRIL LISTS 1021 FOR [redacted]			
1149		06/06/13	18:52:22		ANS MACH ON 1021			
1239		06/06/13	18:52:25		C4			
1239		06/06/13	18:55:54		Closed dispo : UTL/GOA			
1239		06/06/13	18:55:55		CARSON - NO ANS AT RES			
1239		06/06/13	18:56:06		NEIGHBOR ADV THEY LEFT			
4TU0003038	**P**	**01/20/14**	**01:49:09**	**920J**	**MISSING JUVIE**	**323**	**03**	[redacted]
1257		01/20/14	02:41:33		[redacted]			
1013		01/20/14	01:49:09					
1013		01/20/14	01:49:09					
1013		01/20/14	01:49:44					
1013		01/20/14	01:50:45					
1176		01/20/14	03:02:56					
1201		01/20/14	03:58:57					
1201		01/20/14	03:58:58					
4TU0004545	**P**	**01/29/14**	**20:25:10**	**PS**	**PROBATION SEARC**	**440**	**15**	[redacted]
1013		01/29/14	20:38:25		CASE NUMBER = LI-14-00002051 (TU)			
1013		01/29/14	20:25:11		INCIDENT NUMBER:4TU0004545			
1013		01/29/14	20:26:03		HAVE CONTACT			
1013		01/29/14	20:27:02		C4 INSIDE			
1013		01/29/14	20:38:25		Closed dispo : CHECKED OKAY			
1013		01/29/14	20:38:25		SED			
4TU0006324	**P**	**02/10/14**	**11:35:19**	**415F**	**FAMILY DISTURBNC**	**213**		[redacted]
1202		02/10/14	12:30:09		CASE NUMBER = CR-14-00000778 (TU)			
1239		02/10/14	11:35:19		INCIDENT NUMBER:4TU0006324			
1239		02/10/14	11:35:19		RP SAYS SON IS GOING CRAZY - WON'T SAY WHAT IS GOING ON			
1239		02/10/14	11:35:35		YELLING IN THE BG			

Tustin Police Department

Calls For Service Report

Generated by 863 on 2/10/2014

Search Criteria: City: TU | Time Range: 08/01/12 00:00 - 02/10/14 23:59 | Agency: F,P | Address: [redacted]

Incident	A	Date	Time	Type	NOI	Unit	Dispo	Location
1239		02/10/14	11:35:48		RP SAYS KNIVES IN THE HOUSE - WON'T SPECIFY IF KITCHEN OR OTHERWISE			
1239		02/10/14	11:36:11		RP SAYS ADULT SON HIT THE WALL W/ A KNIFE - NO LONGER IN HIS HAND			
1239		02/10/14	11:36:22		SON IS ROBERT VILLA - SAYS HE'S ON PAROLE			
1239		02/10/14	11:36:32		REST OF THE FAM OUTSIDE IN THE STREET			
1239		02/10/14	11:36:40		UNK HBD/DRUGS			
1239		02/10/14	11:36:45		NO INJURIES			
1239		02/10/14	11:37:29		ROBERT: MH 23YO 510 MED BUILD BLK HAIR LSW GRY SHIRT UNK COLOR PANTS			
1239		02/10/14	11:37:41		NO ACESS TO A VEH			
1239		02/10/14	11:37:57		UNK WHY HE IS UPSET			
1239		02/10/14	11:38:42		ROBERT TOLD RP THAT SOMEONE WANTS TO KILL HIM			
1121		02/10/14	11:39:39		998			
1121		02/10/14	11:39:53		KNIFE REMOVED NUMEROUS GUNSHOTS			
1121		02/10/14	11:39:56		REQ MEDICS			
1121		02/10/14	11:40:54		TRYING TO DEAL WITH THE FAM			
1239		02/10/14	11:41:03		[redacted] THE MGR OFFICE			
1239		02/10/14	11:41:18		QO,222 [redacted] CA			
1121		02/10/14	11:41:19		A2 C3			
1121		02/10/14	11:41:23		NOTHING SECURE YET			
1121		02/10/14	11:42:06		212 NEEDS UNITS TO HELP DEAL WITH THE FAM			
1239		02/10/14	11:42:11		[redacted]			
1121		02/10/14	11:43:06		CLEARING THE UNIT			
1121		02/10/14	11:43:35		ANNOUNCEMENTS MADE			
1121		02/10/14	11:43:55		SEE IF IRV HAS ADTL UNITS C3 TO 87 ON NISS			
1121		02/10/14	11:44:16		STILL NEED UNITS TO ASSIST WITH FAM			
1121		02/10/14	11:44:38		B20 BLOCKING TRAFFIC			
1121		02/10/14	11:45:04		INT OF THE RES IS CLEAR			
1121		02/10/14	11:45:19		OCFA IS 97			
1239		02/10/14	11:45:55		STA 39 HAS 3 UNITS ENR C3			
1121		02/10/14	11:45:56		CLEAR FOR MEDICS TO COME IN			
1121		02/10/14	11:46:24		A2 OUT W/MOM C4 IN THE STATERS P/L			
1202		02/10/14	11:53:15		REQ STA 31 TO WMSA FOR COMBATIVE 10-15			
1202		02/10/14	11:54:58		STA 31 ENRT TO WMSA			
1202		02/10/14	11:56:59		CP ENRT TO NORTH PARKING LOT OF STATER BROS			
1239		02/10/14	12:04:37		810 AT STATION W/ 210,220,212			
1202		02/10/14	12:12:58		222 CODE 4 IN ER, FAMILY IN WAITING ROOM			
1202		02/10/14	12:15:12		CLEARANCE ON ORG 3			
1202		02/10/14	12:25:38		SUSP IS 927D			

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME: 1135	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print): AUGUST	RANK SGT	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1200	
NAME (Print): LIPSCOMB	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1200	
NAME (Print): QUIROZ	RANK SGT	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT	
NAME (Print): AYALDE	RANK SGT	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1200	
NAME (Print): BERGSTROM	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1200	
NAME (Print): ETLINGER	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT	
NAME (Print): RICCI	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT	
NAME (Print): ALLAN	RANK LT	ASSIGNMENT	TIME IN ~~1149~~ 1200	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1206	
NAME (Print): HALLINAN	RANK ~~1149~~ COM.	ASSIGNMENT	TIME IN 1200	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1206	
NAME (Print): AVINAG	RANK COM.	ASSIGNMENT	TIME IN 1200	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1206	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC 245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME: 1135	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print): SANDERS	RANK DET	ASSIGNMENT INVESTIGATION	TIME IN 1200	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 309	AGENCY IRVINE	TIME OUT 1556	
NAME (Print): CHANDLER	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT	
NAME (Print): TU	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1228	
NAME (Print): WALSH	RANK OFF	ASSIGNMENT	TIME IN 1149	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY IRVINE	TIME OUT 1417	
NAME (Print): HOULE	RANK OFF	ASSIGNMENT TRAFFIC	TIME IN 1140	REASON FOR ENTRY INVESTIGATION
SIGNATURE 1142	EMPL# 1142	AGENCY TUSTIN	TIME OUT 1900	
NAME (Print): GARAVEN	RANK LT	ASSIGNMENT	TIME IN 1145	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY TUSTIN	TIME OUT	
NAME (Print): BULLOCK	RANK SGT	ASSIGNMENT PATROL	TIME IN 1145	REASON FOR ENTRY AREA COMMANDER
SIGNATURE	EMPL#	AGENCY TUSTIN	TIME OUT	
NAME (Print): COE	RANK SGT	ASSIGNMENT PATROL	TIME IN	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL#	AGENCY TUSTIN	TIME OUT	
NAME (Print): WRIGHT B.	RANK SGT	ASSIGNMENT DETECTIVES	TIME IN 1145	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 737	AGENCY TUSTIN	TIME OUT 1923	
NAME (Print): KENNAN	RANK PSO	ASSIGNMENT PSO	TIME IN 1208	REASON FOR ENTRY TRAFFIC CONTROL
SIGNATURE	EMPL#	AGENCY TUSTIN	TIME OUT	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
HARPER	SGT	PATROL		SUPERVISOR ON
SIGNATURE	EMPL#	AGENCY	TIME OUT	SCENE
		TUSTIN	2047	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
LOMELI	DET	INVESTIGATION	1240	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	1206	TUSTIN	1302	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
KIRWAN	DET	INVESTIGATION	1145	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
GIDDINGS	PSO	TRAFFIC	1145	TRAFFIC CONTROL
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
JANKOWSKI	~~PSO~~ OFF	PATROL		INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1341	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
STROUD	OFF	PATROL		~~HANDLING OFFICER~~
SIGNATURE	EMPL#	AGENCY	TIME OUT	HANDLING OFFICER
		TUSTIN		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
GLEASON	OFF	PATROL		INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1640	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
HAUG	DET	DETECTIVES	1243	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	1189	TUSTIN	1504	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
MIALI	DET	DETECTIVES	1150	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
1189		TUSTIN	1200	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
CELANO	CHIEF		~~1245~~ 1145	CHIEF OF POLICE
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1200	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

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CRIME: PC245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
TRAHAN	OFF	PATROL		INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1328	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
STRAIN	LT	PIO	1145	PIO
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1721	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
NGUYEN N.	DET	INVESTIGATION	1145	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1218	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		RESIDENCE APT [redacted]
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	—	—	1249	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		RESIDENCE APT [redacted]
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	—	—	1249	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		RESIDENCE APT [redacted]
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	—	—	1249	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		RESIDENCE APT [redacted]
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	—	—	1249	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		RESIDENCE APT. [redacted]
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	—	—	1249	
NAME (Print): [redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—		LOOKING FOR
SIGNATURE	EMPL#	AGENCY	TIME OUT	AN APT.
	—	—	1249	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
WRIGHT S.	OFF	PATROL		HANDLING OFFICER
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN		

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC 245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print): NGUYEN D.	RANK OFF	ASSIGNMENT PATROL	TIME IN	REASON FOR ENTRY HANDLING OFFICER
SIGNATURE	EMPL#	AGENCY TUSTIN	TIME OUT	
NAME (Print): NATIVIDAD C.	RANK CADET	ASSIGNMENT TRAFFIC	TIME IN 1145	REASON FOR ENTRY C.S. LOG
SIGNATURE C.NGA.	EMPL# 1237	AGENCY TUSTIN	TIME OUT 1842	
NAME (Print): SCHERER C.	RANK SGT	ASSIGNMENT INVESTIGATION	TIME IN 1258	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 338	AGENCY IRVINE	TIME OUT 1556	
NAME (Print): HILLYARD W.	RANK DET	ASSIGNMENT INVESTIGATION	TIME IN 1258	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 450	AGENCY IRVINE	TIME OUT 1300	
NAME (Print): SAMPSON J.	RANK DET	ASSIGNMENT INVESTIGATION	TIME IN 1258	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 375	AGENCY IRVINE	TIME OUT ~~1556~~ @ 1610	
NAME (Print): RENSHAW J.	RANK DET.	ASSIGNMENT INVESTIGATION	TIME IN 1258	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 385	AGENCY IRVINE	TIME OUT 1515	
NAME (Print): GOMEZ	RANK OFF	ASSIGNMENT GANG UNIT	TIME IN 1303	REASON FOR ENTRY INVESTICATION
SIGNATURE	EMPL# 1186	AGENCY TUSTIN	TIME OUT 1600	
NAME (Print): BP POLING	RANK OFF	ASSIGNMENT GANG UNIT	TIME IN 1303	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1130	AGENCY TUSTIN	TIME OUT 1922	
NAME (Print): SANDOVAL	RANK OFF	ASSIGNMENT GANG UNIT	TIME IN 1309	REASON FOR ENTRY INVESTIGATION
SIGNATURE 1187	EMPL# 1187	AGENCY TUSTIN	TIME OUT 1922	
NAME (Print): FULCHER D.	RANK INV.	ASSIGNMENT INVESTIGATION	TIME IN 1316	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 299	AGENCY DA's OFFICE	TIME OUT 2047	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC 245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
FRAZIER S.	INV	INVESTIGATION	1326	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	55	OCDA	1610	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
TANNER B.	INV	INVESTIGATION	1328	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	252	OCDA		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
ERICKSON B.	INV	INVESTIGATION	1329	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	238	OCDA		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
WISEMAN E.	INV	INVESTIGATION	1333	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	162	OCDA	1602	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
MILLER J.	FOR. SCI.	INVESTIGATION	1339	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	87	OCCL		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
BINZ R.	FOR. SCI.	INVESTIGATION	1339	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	98	OCCL		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SAHAGUN A.	FOR. SP.	INVESTIGATION	1345	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	15	OCCL	1400	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
MCNAMARA R.	INV	CORONER DEP.	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	49	OC SHERIFF	1755	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SHARILYN C.	FOR. SP.	CORONER DEP.	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	42	OC SHERIFF	1411	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SMITH R.	INV.	DA INV.	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	298	OCDA	1415	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC 245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
ANDERSON B.	INV	INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	231	OCDA		
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
HESTER B.	INV	INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	293	OCDA	~~1452~~ 1302	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
~~BRABECK~~ GUTIERREZ M.	INV	INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	201	OCDA	1420	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
BRABECK		INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	1015	TUSTIN	1922	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
BLAIR J.	LT	INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	716	TUSTIN	1417	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
BIROZY A.	SGT	INVESTIGATION	1400	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	914	TUSTIN	~~1406~~ 1509	
[redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—	1420	VISITING RES. [redacted]
	EMPL#	AGENCY	TIME OUT	
	—	—	1423	
[redacted]	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
	—	—	1506	VISITING APT [redacted]
	EMPL#	AGENCY	TIME OUT	
	—	—	1516	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
COGERT K.	SEN. FS	CRIME LAB	1549	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	4277	OCCL	2047	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
FRY C.	LEAD F.S.	CRIME LAB	1549	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	38	OCCL	2047	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

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CRIME: PC 245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print): BARRAZA	RANK OFF.	ASSIGNMENT K-9	TIME IN 1549	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1170	AGENCY TUSTIN	TIME OUT 1610	
NAME (Print): LOMELI	RANK DET	ASSIGNMENT INVESTIGATION	TIME IN 1551	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1206	AGENCY TUSTIN	TIME OUT	
NAME (Print): CAMACHO O.	RANK FOR. SP.	ASSIGNMENT INVESTIGATION	TIME IN 1708	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 8651	AGENCY OCCL	TIME OUT 2047	
NAME (Print): HAUG	RANK DET.	ASSIGNMENT DETECTIVES	TIME IN 1725	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1124	AGENCY TUSTIN	TIME OUT 1922	
NAME (Print): BOOTH R.	RANK FOR. SP.	ASSIGNMENT INVESTIGATION	TIME IN 1759	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 93	AGENCY OCCL	TIME OUT 2047	
NAME (Print): NIKOLIC A.	RANK OFF	ASSIGNMENT PATROL	TIME IN 1810	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1251	AGENCY TUSTIN	TIME OUT 1950	
NAME (Print): BRESKIN K	RANK OFF	ASSIGNMENT PATROL	TIME IN 1810	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1045	AGENCY TUSTIN	TIME OUT 1915	
NAME (Print): COSSACK J.	RANK OFF	ASSIGNMENT PATROL	TIME IN 1822	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1247	AGENCY ~~FRA~~ a TUSTIN	TIME OUT 2047	
NAME (Print): WELDE D.	RANK OFF	ASSIGNMENT PATROL	TIME IN 1822	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1081	AGENCY TUSTIN	TIME OUT 2047	
NAME (Print): ZACHARIAH M.	RANK PSO	ASSIGNMENT PATROL	TIME IN 1826	REASON FOR ENTRY INVESTIGATION
SIGNATURE	EMPL# 1113	AGENCY TUSTIN	TIME OUT 1922	

TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 14-778

Page 9 of _____

CRIME: PC245 ASSAULT WITH A DEADLY WEAPON				DATE: 2/10/14	
LOCATION: 1412 NISSON					
FIRST OFFICER:	TIME:	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
NGUYEN N.	DET	DETECTIVES	1834	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	1123	TUSTIN	1922	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
HARDACRE	DET	DETECTIVES	1834	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	692	TUSTIN	1922	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
MIALI B.	DET	DETECTIVES	1834	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
1189	1189	TUSTIN	1922	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
LAURICH J.	OFF	PATROL	1839	INVESTIGATION
SIGNATURE	EMPL#	AGENCY	TIME OUT	
		TUSTIN	1950	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
DEL MERARI	OFF	PATROL	1840	CS LOG
SIGNATURE	EMPL#	AGENCY	TIME OUT	
	1227	TUSTIN	2047	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMPL#	AGENCY	TIME OUT	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMPL#	AGENCY	TIME OUT	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMPL#	AGENCY	TIME OUT	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMPL#	AGENCY	TIME OUT	
NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMPL#	AGENCY	TIME OUT	

		IN	OUT
	@ 1149		
OFF. CHANDLER		SGT. AUGUST	1200
		OFF. LIPSCOMB	1200
OFF. TY → OUT 1228		SGT. QUIROZ	1228
		OFF AYALDE	1200
OFF. WALSH		OFF. BERGSTROM	1200
		OFF. ETLINGER	
		OFF. RICCI	
IPD	@ 1200	LT. ALLAN	1206
		COM. HALLINAN	1206
		COM. AWINAG	1206
		DET. SANDERS	
		OFF. HOULE	
LT. STRAIN	1145 →	LT. GARAVEN	1145 →
		SGT. BULLOCK	1145 →
		SGT. COE	
		SGT. WRIGHT	1145 →
		PSO KENNAN	1208 →
		SGT. HARPER	
		DET. KIRWAN	1145 →
		PSO GIDDINGS	1145 →
		OFF. JANKOWSKI	
		OFF. STROUD	
		OFF. GLEASON	1143 →
		DET. MIALI	
		CH. CELANO	1145 → 1200

DET. NGUYEN 424 CV 1145 → 1218

SCARS, MARKS, OR TATTOOS Q33

P. O. Name

NARRATIVE / STATEMENTS / FACTS

HEARD GUNSHOTS ABOUT 10 SHOTS
WHEELCHAIR BOUND

CR# FI#

[redacted]

AKA

DOB	SEX	RACE	HEIGHT	WEIGHT	HAIR	EYES
[redacted]	M/F	H	601	250		

LOCATION

[redacted]

PHONE NUMBER CELL [redacted]

E-MAIL

WORK/SCHOOL ADDRESS WORK PHONE

[redacted] STATE CA SOCIAL SECURITY NUMBER

VEH LIC # STATE YEAR MAKE

MODEL BODY/MISC COLOR

GANG NAME MONIKER

Q46 GANG AFFILIATION

- ❑ SELF ADMISSION
- ❑ RELIABLE SOURCES
- ❑ GANG DRESS
- ❑ FREQUENTS GANG AREA
- ❑ GANG HAND SIGNS/SYMBOLS
- ❑ AFFILIATES WITH GANG MEMBER(S
- ❑ UNTESTED INFORMANT
- ❑ GANG TATTOOS
- ❑ ARRESTED WITH GANG MEMBER(S)

CLOTHING DESCRIPTION

CAP/HAT JACKET

SHIRT SHOES

PANTS OTHER

REPORTING OFFICER P#	TRANSLATION BY P#
DATE 2-10-14 TIME	APPROVED BY P#
GANG DETAIL P#	RMS ENTRY P#

SCARS, MARKS, OR TATTOOS Q33

P. O. Name

NARRATIVE / STATEMENTS / FACTS

HEARD 10 GUNSHOTS
LOOKED OUTSIDE & SAW
POLICE

OF CR# FI#

[redacted]

AKA

[redacted]	SEX M/F	RACE H	HEIGHT 504	WEIGHT 200	HAIR BRN	EYES BRN

[redacted]

PHONE NUMBER CELL [redacted]

E-MAIL

WORK/SCHOOL ADDRESS WORK PHONE

[redacted] TE SOCIAL SECURITY NUMBER

VEH LIC # STATE YEAR MAKE

MODEL BODY/MISC COLOR

GANG NAME MONIKER

Q46 GANG AFFILIATION

- ❑ SELF ADMISSION
- ❑ RELIABLE SOURCES
- ❑ GANG DRESS
- ❑ FREQUENTS GANG AREA
- ❑ GANG HAND SIGNS/SYMBOLS
- ❑ AFFILIATES WITH GANG MEMBER(S
- ❑ UNTESTED INFORMANT
- ❑ GANG TATTOOS
- ❑ ARRESTED WITH GANG MEMBER(S)

CLOTHING DESCRIPTION

CAP/HAT JACKET

SHIRT SHOES

PANTS OTHER

REPORTING OFFICER	P#	TRANSLATION BY	P#
DATE 2-10-14	TIME	APPROVED BY	P#
GANG DETAIL	P#	RMS ENTRY	P#

TUSTIN POLICE 186.22 FIELD INTERVIEW CARD TPD FORM 101A(REV.7/08)

14-778

Driver	Date	Client	Reg Hours	OT Hours	Total Hours
Robert Villa - Porter	1/31/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/29/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/27/2014	Freeway Honda	9	0.25	9.25
Robert Villa - Porter	1/26/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/25/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/24/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/22/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/20/2014	Freeway Honda	9	1	10
Robert Villa - Porter	1/18/2014	Freeway Honda	3	0	3
Robert Villa - Porter	1/17/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/13/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/12/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/11/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/10/2014	Freeway Honda	8.25	0	8.25
Robert Villa - Porter	1/8/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/6/2014	Freeway Honda	8.75	0	8.75
Robert Villa - Porter	1/5/2014	Freeway Honda	8	0	8
Robert Villa - Porter	1/4/2014	Freeway Honda	8	0	8
Robert Villa - Porter	12/30/2013	Freeway Honda	8	0	8
Robert Villa - Porter	12/29/2013	Freeway Honda	8	0	8
Robert Villa - Porter	12/28/2013	Freeway Honda	8	0.25	8.25
Robert Villa - Porter	12/27/2013	Freeway Honda	8	0	8
Robert Villa - Porter	12/23/2013	Freeway Honda	8	0.75	8.75
Robert Villa - Porter	12/22/2013	Freeway Honda	8.5	0	8.5
Robert Villa - Porter	12/21/2013	Freeway Honda	8	0	8
			198.5	2.25	200.75

VILLA'S WORK HOURS PER SERVICE STAFFING

OFFICE USE ONLY

Sigs ____

NAME : Robert Villa Empl # 5784

City: Santa Ana * * *

Vehicle: Year ✓ / ✓ **Make** ✓ / ✓

Cell: [redacted] Home: NRN

(New) Re-hire IC Xfer Other: [redacted] (4vmsg)

NDL: ____
Working: ✓ Date: 12-21 1.11:00 Appt
DataBay: ✓ Left msg
Millenium: ✓ ____

DATE: 12-5-13 **PT ONLY:** ____

Days Off: 12-21

LOC: FWH - Porter

Docs:	License ✓	DMV ✓	Odo ____		
	Reg ✓	Pos Dets ✓	GPS ✓		
	Insurance ✓	P & P ____	DT ✓		
	Social ✓ *	LRI Rtn ✓	Ins ____		
	Res Card ____	Ref CL only	Follow Up ____		

AVAIL. DATE: ASAP

Map Book: ___Y ___N Shirt Size: ____ Rec'd: ____

Notes: Resume ✓

4/12/2012

SU	MO	TU	WE	TH	FR	SA
9-6	12-9	OFF	9-6	OFF	12-9	12-close

T/TH OFF

1. $9.00/Hr Taxed

2. $ /Day (8Hrs) Auto Expense

No Tax
Prorated
Plus Gas Surcharge $_____\8Hrs
Avg gas price checked 1st & 16th ea month

Current Total Auto Expense/8Hrs: $_____

Paydays 10th and 26th
1st - 15th pays on the 26th
16th - EOM pays the following 10th

Gateway
Urgent Care Center
& Occupational Medicine

The undersigned hereby authorizes Gateway Urgent Care to provide my employer Service Staffing (Company Name) with information relative to my physical condition and any diagnosis rendered to you. You are also authorized to allow said company/school to examine and copy all medical, laboratory and hospital records concerning me.

Print Name: Robert Villa Social Security# [redacted]

Signature: [redacted] Date: 12/18/13

Address: [redacted] City: [redacted] Zip Code: [redacted]

Date of Birth: [redacted] Telephone # [redacted]

Test Requested:

	Physical	
	D.O.T. Physical	
	T.B. Test	
	Chest X-ray	
	Back X-Ray	
	Back Evaluation lbs_____	
	Breath Alcohol Test	
	Audiogram	
	Drug Screen: ☐ Nida ☐ Non-Nida ☐ Pactox ☐ Rapid ☐Collection	

	Treadmill	
	Spirometry/PFT Test	
	Respiratory Physical	
	Hepatitis B Vaccine	
	Titers: ☐ Rubeola 964 ☐ Rubella 802 ☐ Varicella 4439 ☐ Hep B	
	Tetanus: Lot#	
	Other:	
	Other:	
	Jamar RT __/__/__/ LT __/__/__/	

Medical Recommendations/Accommodations for Employment:

☒ 1). ACCEPTANCE WITHOUT ACOMMODATIONS

'13 DEC 18 AM 9:54

☐ 2).ACCEPTANCE WITH THE FOLLOWING ACOMMODATIONS:_____

☐ 3).ACCEPTANCE PENDING EMPLOYEES RECIEPT OF: _____

☐ 4).PENDING: _____

Date: 12/20/13 Examining Physician: [signature]

Robert Villa
[redacted]

==========

OBJECTIVE:

I am looking for a friendly atmosphere, where I can apply my skills and expand my knowledge

EDUCATION

G.E.D 2011
Access Assessment Center, Fullerton, Ca

SKILLS PROFILE

- Proficient in verbal and written communication skills
- Excellent attention to detail
- Exceptional multi-tasking skills
- Leadership Abilities/qualities

EMPLOYMENT HISTORY

Calclean Inc. 2012-2013
3002 Dow Ave. Irvine, CA
- Dual phase extraction operator
- Manufacture dual phase extraction units
- Operate vehicle and unit
- Travel extensively

Tustin Auto Spa 2010-2012
Nisson Rd. Tustin, CA
- Car wash attendant
- Taking car wash orders and inputting them into the system
- Vacuuming and washing when necessary
- Managing the cash register when necessary

Rainmaker Staffing Agency 2007-2010
1233 W. Memory Ln. Santa Ana, CA 92706
- Multiple position experience
- Successfully complete all jobs by time requested.
- Excellent customer service experience
- Heavy machinery experience

References upon request

peopleG2

135 South State College Blvd., Suite 200 Brea, CA 92821
Phone: 800-630-2880
Fax: 714-696-5420
Email: customerservice@peopleG2.com

Service Staffing, LLC
15176 transistor lane
huntington beach, CA 92649
Phone: [redacted]
Email: [redacted]
Fax: 1-714-899-9372

Subject Information

Name: robert gutierrez
SSN: [redacted]
DOB:
Street:
City:
State:
Zip:

This is a CONFIDENTIAL REPORT and has been prepared exclusively for the above named client. This report does not guarantee the accuracy or truthfulness of the information as to the subject of the investigation, but only that it is accurately copied from public records. Information generated as a result of identity theft, including evidence of criminal activity, may be inaccurately associated with the consumer who is the subject of the report. Additionally, peopleG2 makes no recommendation as to interpretation of the information. By acceptance of this report, the client accepts full responsibility for any use or disclosure of this report or its contents. peopleG2, 135 South State College Blvd., Suite 200 Brea, CA 92821, 800-630-2880. Our files are available for review at no charge in person, by certified mail or telephonically with proper identification. Nuestros archivos se pueden revisar sin ningun cargo a usted, en persona, o por correo certificado o por telefono con la identificacion adecuada.

The following are included in this report:

Search Type	Detail	Status
Social Security Search		Complete
County Criminal Search	Orange, California	Complete - No Record

Instant Database Criminal	National Criminal Database	Complete - No Record

Social Security Search

Social Security Number	[redacted]
Name	robert gutierrez
DOB	[redacted]
Search ID	1289571
Date Ordered	12/13/2013
Date Completed	12/13/2013

Results

Valid SSN	yes
State Issued	California
Date Issued	1991

This search was performed for location purposes

7-10 Address History Report.

County Criminal Search

Jurisdiction Searched	Orange, California
Name Searched	robert gutierrez
DOB Searched	[redacted]
SSN Searched	[redacted]
Search ID	1289569
Date Ordered	12/13/2013
Date Completed	12/14/2013
Records Searched	7 years - Felony and Misdemeanor
Status	No Records Found

Instant Database Criminal

All results for this search are from an accumulated database. The accuracy of the results have not been checked. All cases, in all counties should be followed up with a county level search.

Name Searched	robert gutierrez
DOB	[redacted]
SSN	[redacted]
Search ID	1289570
Date Ordered	12/13/2013
Date Completed	12/13/2013 4:16 PM

Results
No Records Found
View Jurisdiction Searched

peopleG2 provides the information contained in this report to End-User to be used solely for a permissible employment purpose as defined in the Fair Credit Reporting Act. If the End-User intends to take adverse action based in whole or in part on the contents of this report, the End-User must provide the consumer with notices that it is taking adverse action and those notices must comply with the FCRA and state law. All information contained in this report is provided pursuant to the terms of the End-User Agreement. End-User further understands that it uses any and all information provided by peopleG2 at its own risk and End-User is solely liable for complying with all federal, state, and local laws. The information contained in this report is confidential and may only be accessed by authorized employees of End-User, provided to the consumer about who it relates, or provided as otherwise required by law.

This information received from peopleG2 shall not be used as the sole determination for the evaluation of any applicant or tenant. As the requester, you agree that all information received for pre-employment or tenant purposes shall be used for lawful purposes. Complying with the Federal Americans with Disabilities Act, the Federal Equal Opportunity Act, the Federal Fair Credit Reporting Act and any other Federal or State privacy or confidentiality law, now in effect or hereafter adopted is your responsibility. Where possible, reports containing criminal charges have been verified with the appropriate court or bureau. These searches are name searches, and typically use date of birth or other identifies when possible. The only greater identification might be with the use of fingerprints or DNA tests. Total accuracy cannot be guaranteed, as the data submitted by the requester will directly determine the accuracy of the results obtained.

AGREEMENT
AT-WILL EMPLOYMENT, NON-DISCLOSURE, NON-SOLICITATION AND ARBITRATION

This Agreement is dated this 5 day of DECEMBER, 2013 between Service Staffing, LLC ("Employer") and ROBERT M. VILLA ("Employee").

1. **Term of Employment. The nature of the employment relationship between Employer and Employee is at-will and may be terminated at any time by either Employee or Employer, for any or no reason, with or without cause. Further, Employer can demote, transfer, suspend or otherwise discipline Employee in its sole and absolute discretion. Nothing contained in this Agreement, or in any written or unwritten policies of Employer shall be construed to create any other term of employment or a requirement of cause for termination, demotion, or transfer.**

2. **Non-Disclosure.** Employer may provide and make available to Employee certain information regarding its business, including without limitation: actual and potential client and customer names, addresses, telephone numbers, and specific characteristics; research and development materials; pending projects or proposals; methods of production; computer techniques and processing capabilities; proprietary computer programs; business plans and projections, including new product, facility or expansion plans; pricing information (such as price lists, quotation guides, previous or outstanding quotations, or billing information); estimating programs and methodology; the techniques used in, approaches to, or results of any market research; other marketing data; advertising sources; employee salaries, contracts and wage information; and financial information about Employer; whether written or verbal, or contained on computer hardware or software, disk, tape, microfiche or other media ("Information"). This Information is of substantial value and highly confidential, is not known to general public, is the subject of reasonable efforts to maintain its secrecy, constitutes the professional and trade secrets of Employer, and is being provided and disclosed to Employee solely for use in connection with his or her duties hereunder and to treat this information as a trade secret belonging to Employer.

Employee further agrees that he or she:
Will regard and preserve the Information as highly confidential and the trade secrets of Employer;
Will not disclose, nor permit to be disclosed, any of the Information to any person or entity, absent written consent and approval from Employer;
Will not photocopy or duplicate, and will not permit any person to photocopy or duplicate, any of the Information without Employer's written consent and approval;
Will not make any use of Information for his or her own benefit or the benefit of any person or entity other than Employer;
Will return all information to Employer within twenty-four (24) hours after request for same.

Initials RV

3. **Non-Solicitation.** Employee further agrees that during his or her employment with Employer and for two (2) years after its termination by either party ("Term"), Employee shall not, whether directly or indirectly, solicit, communicate with or otherwise contact any of Employer's customers for the purpose of conducting any business with them which is substantially similar to the business conducted by Employer. For purposes of this Paragraph, "Customer" shall mean any person or entity with which Employer has actually done business or solicited for business during the Term.

   Employee further agrees that he or she shall not, whether directly or indirectly, employ, solicit for employment, retain, solicit for retention, or advise or recommend to any other individual or entity that they hire, employ, retain, or solicit for employment or retention any person employed by Employer or any other person retained by Employer as an independent contractor during the Term. Employee further agrees that he or she shall not, whether directly or indirectly, undertake any act with the intent to disrupt, impair or interfere with the business of Employer in any way, whether by way of interfering with or disrupting its relationships with customers, agents, representatives, contractors, or suppliers, or otherwise, during the Term.
   Employee warrants that the above restrictions will not prevent Employee from earning a living, and that they are necessary to protect the trade secrets of Employer, as Employee's solicitation would necessarily involve Employee's use of Employer's trade secrets.

4. **Conflict With Employer's Interest.** Employee further agrees that due to the nature of Employer's business, any conduct in which Employee engages that is in contravention of the terms of provisions 2 and 3 above would actually be in direct conflict with the essential enterprise-related interests of Employer.

   Employee further agrees that any breach of the terms of provisions 2 and 3 of this Employment Agreement by Employee would actually constitute and result in material and substantial disruption of Employer's operation.

5. **Works for Hire.** All information developed or generated wholly or partially by Employee during his/her employment with Employer, including all intermediate and partial versions thereof ("Work Product"), whether or not protected by copyright, will be the sole property of Employer upon its creation, and ~in the case of copyrightable works, upon its fixation in a tangible medium of expression.

   All copyrightable aspects of the Work Product are "works made for hire" within the meaning of the Copyright Act of 1976 ("the Act"), as amended, of which Employer is to be deemed the "author" within the meaning of the Act. All such copyrightable works, as well as all copies of such works in whatever medium fixed or embodied, will be owned exclusively by Employer upon their creation and Employee will have no interest in any of them.

Initials

If any of the Work Product, or any part or element of the Work Product, is found as a matter of law not be a "work made for hire," within the meaning of the Act, Employee will assign to Employer the sole and exclusive right, title and interest in and to all such works, and all copies of the works, without further consideration, and will assist Employer to register, and from time to time thereafter, to enforce all patents, copyrights, and other rights and protections relating to any of the Work Product.

6. **Arbitration**. In the unlikely event of a claim or dispute between Employee and the Company or any of its employees or agents occur, arising out of or having anything to do with Employee's application for employment, employment, or separation from employment with the Company, both Company and Employee agree that any controversy, dispute or claim between any employee and the Company, or its officers, agents or other employees, shall be settled by binding arbitration, at the request of either party. The arbitrability of any controversy, dispute or claim shall be determined by application of the substantive and procedural provisions of the Federal Arbitration Act (9 U.S.C. sections 1 and 2), however either party may request provisional relief from a court of competent jurisdiction, in the state court in the county where the Employee is or was employed.

The claims which are to be arbitrated under this policy include, but are not limited to, claims for wages and other compensation, claims for breach of contract (express or implied), claims for violation of public policy, wrongful termination, tort claims, claims for unlawful discrimination and /or harassment (including, but not limited to, race, religious creed, color, national origin, ancestry, physical or mental disability, gender identity or expression, medical condition (cancer related or genetic characteristic), marital status, age (over 40), pregnancy, sex (or sexual orientation) to the extent allowed by law, and claims for violation of any federal, state, or other government law, statute, regulation, or ordinance, except for claims for workers' compensation and unemployment insurance benefits.

The employee and the Company will select an arbitrator by mutual agreement from the American Arbitration Association ("AAA"). If the employee and the Company are unable to agree on a neutral arbitrator, either party may elect to obtain a list of arbitrators from the AAA, the list must contain a minimum of five (5) names. The employee and the Company will alternately strike names from the list until only one name remains. The remaining person shall be the arbitrator. The demand for arbitration must be in writing and must be made by the aggrieved party within the statute of limitations period provided under the applicable state and/or federal law for the particular claim. Failure to make a written demand within the applicable statutory period constitutes a waiver to raise that claim in any forum. Arbitration proceedings will be held in the county and state where the employee works or worked and shall be conducted under the AAA's Employment Arbitration Rules.

The arbitrator shall apply applicable state and/or federal substantive law to determine issues of liability and damages regarding all claims to be arbitrated, and shall apply the appropriate rules of evidence for the federal or state claim brought. The parties shall be entitled to conduct reasonable discovery, including conducting depositions, requesting documents and requesting responses to interrogatories and the arbitrator shall have the authority to determine what constitutes reasonable discovery. The arbitrator shall hear motions for summary disposition as provided by the appropriate jurisdiction, i.e.: The Federal Rules of Civil Procedure, Rule 56 for claims under federal law or the specific state's law for a motion for summary disposition for claims under

Initials RY

federal or state law. If the claim presents claims under both state law and federal law, the federal procedure for such a motion will be used.

Within thirty (30) days following the hearing and the submission of the matter to the arbitrator, the arbitrator shall issue a written opinion and award that shall be signed and dated. The arbitrator's award shall decide all issues submitted by the parties, and the arbitrator may not decide any issue not submitted. The arbitrator shall prepare in writing and provide to the parties a decision and award which includes factual findings and the reasons upon which the decision is based. The arbitrator shall be permitted to award only those remedies in law or equity, which are requested by the parties and allowed by law.

Employee agrees to bring his or her claim(s) in his or her individual capacity, and not as a plaintiff or class member in any purported class or representative proceeding. The Company and Employee agree that the arbitrator may not consolidate either the Company's or the Employee's claims with any other person's or entity's claims, and may not otherwise preside over any form of representative or class action.

The cost of the arbitrator and other incidental costs of arbitration that would not be incurred in a court proceeding shall be borne by the Company. The parties shall each bear their own costs and attorney's fees in any arbitration proceeding, provided however, that the arbitrator shall have the authority to require either party to pay the costs and attorney's fees of the other party, during the arbitration, as is permitted under federal or state law, as a part of any remedy that may be ordered.

Both Company and Employees understand that by using arbitration to resolve disputes they are giving up any right that they may have to a judge or jury trial with regard to all issues concerning employment. The decision of the arbitrator shall be binding and conclusive on the parties and cannot be reviewed for error of law or legal reasoning of any kind. Judgment upon the reward rendered by the arbitrator may be entered in any court having proper jurisdiction.

No employee or other Company representative can modify this policy in any manner nor enter into any agreement that is contrary to this policy unless it is in a future update of this handbook or is in writing and signed by the president of the Company. If any term, provision, covenant or condition of this policy is held by a court of competent jurisdiction or an arbitrator to be invalid, void, or unenforceable, the remaining terms and provisions of this Policy will remain in full force and effect and shall in no way be affected, impaired, or invalidated.

7. Miscellaneous. No provision of this Agreement may be amended, modified, waived or discharged unless such amendment, modification, waiver or discharge is agreed to in writing, signed by Employee and on behalf of Employer by an Owner. No waiver by either party at any time of any breach by the other party of or compliance with any condition or provision of this Agreement to be performed by such other party will be deemed a waiver of similar or dissimilar provisions or conditions at the same or at any prior or subsequent time. No agreements or representations, oral or otherwise, express or implied, have been made by either party which are not set forth expressly in the Agreement. The validity, interpretation, construction and performance of the Agreement will be governed by the laws of the State of California applicable to agreements made and to be performed in such State.

Initials RV

8. **Validity.** The invalidity of any provision or provisions of this Agreement will not affect any other provisions of this Agreement, which will remain in full force and effect, nor will the invalidity of a portion of any provision of this Agreement affect the balance of such provision.

9. **Section Headings.** The section headings appearing in this Agreement have been inserted for the purpose of convenience and ready reference. They are not intended to, and do not define, limit, or extend the scope or intent of the provision to which they pertain.

10. **Severablity.** If any term, covenant or condition of this Agreement or the application thereof to any person or circumstance is determined to be invalid or unenforceable, the remainder of the Agreement will not be affected thereby, and will continue to be valid and enforceable to the fullest extent permitted by law.

IN WITNESS WHEREOF, this Agreement has been duly executed and delivered by Employee and by the duly authorized officer of Employer on the date first above written.

Employee Signaure: [signature]
Print Name: ROBERT M.G VILLA
Date: 12/5/13

Manager Signature: [redacted]
Print Name: [redacted]
Date: [redacted]

Client Service Policies and Procedures

1. Employee **must never** use illegal drugs or alcohol during work.
2. Employee **must always** remain polite and professional when communicating with and in presence of customer or the customer's clients.
3. You must always keep a pleasant attitude with customers and their clients. (Smiling and being courteous and polite).
4. You must never use profanity at work or in presence of customers or their clients.
5. Employee **must always** wear the issued uniform during work. If your uniform shirts have become faded, torn or stained, please notify us so we can have them replaced.
6. You must always maintain a **neat appearance**. No holes or offensive words or images on clothes, shirt must always be tucked in. **Personal grooming** must be maintained on a daily basis. You must maintain your uniform, other clothes and yourself clean.
7. Employee **must be always on time** to work. Even a 5-minute delay could affect the customer. If you are running late to your assignment due to an unforeseen problem, call your Service Staffing manager immediately.
8. Excessive **tardiness** will result in disciplinary action.
9. **Plan ahead and be prepared.** You must arrive to work with proper amount of fuel to last you through the shift, with spare tire and tools to replace it if there is a need and a spare key to your vehicle. If you are running short on fuel money, let your Service Staffing manager know at least two days ahead. A $50 gas advance (one per week) is available in the office.
10. **Communication** is very important in our business! You must respond to your 2-way radio **immediately**. Excuses will not be accepted.
11. You must follow customer's instructions exactly. If you are unclear of the customer's expectations, please **clarify** with the customer.
12. You must follow the order of deliveries instructed by customer, exactly. Make sure you **understand** the order of deliveries.
13. When in the presence of the customer or their clients, **DO NOT** use your cell phone or text message.
14. Limit **PERSONAL** cell phone use to your 10 minute break and lunchtime only. No personal calls or listening to music while in the presence of the client or delivering.
15. You must **drive safe** at all times. This includes obeying all traffic laws.
16. You must practice **defensive driving**. Place 100% of your attention on the road. This means looking out for other drivers and keeping a **safe distance** between you and other vehicles.
17. **No cell phone use OR texting while driving during your scheduled shift.**
18. You must complete a route/mileage log **legibly**. All delivery paperwork must have the necessary signatures, serving as a proof of delivery, and must be turned in upon completion of your route.
19. You are responsible for loading and securing the packages. Do not lose or damage any items or paperwork.
20. **Under no circumstances** may you ever use any collected COD (cash) for any personal needs.
21. All packages must be delivered **on time**. If you have a problem (cannot find an address, delivery point is closed, wrong address, unusually heavy traffic, etc...) while on your route – call your Service Staffing manager immediately.
22. **NEVER CALL** the location of your deliveries. If there is a problem **BEFORE** the next delivery point, **CONTACT** dispatch or your Service Staffing manager.
23. **The customer is not your employer. Service Staffing, LLC is your employer. Any complaints, suggestions, comments, and/or questions must be communicated with your Service Staffing manager.**
24. **Do not complain about anything to the customer. If the issue you need to discuss with your Service Staffing manager is not an emergency, please call after 10am.**
25. Only discuss issues directly related to your work with our customer. **Do not talk** about personal

or other matters with customers.

26. All information about Service Staffing, LLC is a trade secret and is strictly confidential. **Do not discuss** your pay or your paycheck with customer or other employees.
27. You must **never** have another person of any age in your vehicle when working.
28. You must inform Service Staffing, LLC immediately of any changes with your phone number, address, insurance policy (or cancellation), your vehicle status or any changes with your Driver's license.
29. You are responsible for turning in your **Sign In Sheet** every **Monday** by **10 am**. *Please note the work week runs Monday through Sunday.* The timesheet must be complete with **NO COLUMNS LEFT BLANK.**
30. **You must check-in to your Service Staffing manager every day**:
    a. **1** - one hour **prior** to your scheduled start time (Mandatory)
    b. **2** – when you **arrive** to your work assignment (Mandatory)
    c. 3 – at the end of your shift. (1st 3 days for new drivers)
    d. 4 - if you are released earlier than your scheduled shift
    e. 5 - **OVERTIME**: if you think you are going to need to work overtime, **NOTIFY** your customer's manager **BEFORE** working overtime to make sure that it is **approved**.
31. **All requests for a day(s) off must be presented ahead of time and approved by your SERVICE STAFFING manager (not the client's dispatcher). You must give us at least two weeks notice so that we can provide our client with a backup driver.**
32. **You must give your Service Staffing manager a minimum of TWO WEEKS notice if you will be leaving the company, or need to request time off for any reason.**
33. **Our customer depends on you showing up to work every day of your scheduled work week.**
34. **It is extremely important that you do not miss a day of work. Unauthorized absences will result in immediate termination.**

I have carefully read and understood the importance of the above policies & procedures. The policies & procedures have been explained to me in detail by the Service Staffing manager. I have no other questions regarding the above policies & procedures. Should I not follow and/or comply with any one of the above policies & procedures, even for one instance, I fully understand and accept that I will be subject to immediate termination from the company.

Applicant Signature: [signature] Manager Signature: [redacted]
Print Name: ROBERT M.G VILLA Print Name : [redacted]
Date: 12/5/13 Date: [redacted]

SERVICE STAFFING, LLC
SAFETY POLICIES & PROCEDURES

Service Staffing, LLC is firmly committed to providing a safe and accident/injury free work environment for it's employees, drivers and the general public. Safety starts at the top of the organization and trickles down to middle and line managers. With the owners of our company always on site and "hands on" in every aspect of operations, the company is assured that someone with vested interest is monitoring the safety program and procedures, on a daily basis.

Our Company Mission Statement which reads; *" We will safely provide excellent service to our customers"* has the safety of our employees, our drivers and the public in mind. We understand that accidents and injuries will adversely effect our service commitment to our customers and our profitability. Therefore, we have carefully developed and strictly enforce the following comprehensive preventive safety procedures and guidelines to ensure the safety of our employees, drivers and the general public.

1. All applicants may be asked to provide a recent DMV printout detailing their driving record, prior to employment.
2. A DMV Pull Notice program is in place to ensure our awareness of any future moving violations, insurance cancellation and or other Misdemeanors, ie: DUI, Failure To Appear, Accidents, etc...
3. All previous employment is verified and amongst other issues, questions regarding safety habits and accidents are asked.
4. Proof of liability auto insurance coverage is required prior to employment.
5. All employee vehicles are inspected for proper braking, tire ware, signal and break lights, headlights, hazard lights, windshield wipers, proper steering, rear and side view mirrors and seat belts.
6. All employees must be at least 21 years of age with a minimum five years of driving experience.
7. Our Service Contract with our clients includes a clause holding our clients responsible for providing a hazard free working conditions and environment for our employees, and informing our top management of any safety concerns.
8. All Managers/Supervisors must read and sign our OSHA approved Injury and Illness Prevention Program.
9. Thorough interviews with applicants ensure their level of commitment to our company and their job, which results in their compliance with our safety guidelines.
10. All applicants must read and sign our "Defensive Driving Techniques" and "Safe Lifting Techniques", which are geared to teach our employees the skills and habits of defensive driving and injury free lifting.
11. Official Preventive Safety Meetings are held every 30 days with manageable groups of employees, discussing each employee's safety record and tips for safe driving, lifting and blood born pathogens.
12. Should an employee be involved in an accident or injury that is determined by law enforcement and or our company physician to be his or her fault for the second time, he or she will be immediately terminated.

13. An OSHA Log is kept updated at our office displaying our safety record up to date and posted to encourage staff safety awareness and participation.
14. Twice per month, a one sheet, safety hand out is attached to employee paychecks. Each handout demonstrates basic defensive driving habits and safe lifting techniques plus a worker compensation anti-fraud stuffer, in an easy to read and understand format.
15. During employee field training, the trainer trains employee on obeying traffic laws and defensive driving amongst other items.
16. Accidents are reported to supervisor immediately following the accident. The supervisor then gathers all necessary information, provides help and assistance to the driver and reports the accident to the insurance carrier and agency as soon as possible. We then continue to communicate with our employee to keep track of his or her recovery, and to reassure the employee that his or her position with the company is secure and all medical bills will be paid, to avoid involvement of legal counsel. We also participate in "modified duty/back to work" programs.
17. Safe employees increase their chance of advancement with our company and open doors to better assignments.
18. Attached you will find; 1) Defensive Driving Techniques 2) Safe Lifting Techniques.

I have read Service Staffing, LLC's Preventive Safety Program, understand it entirely and will fully comply with its procedures and guidelines. I understand that immediately following an accident or injury in which the law enforcement and or the company physician finds me at fault, my employment with the company will be immediately terminated.

Applicant Signature

[redacted]
Manager Signature

ROBERT M.C VILLA
Print Name

[redacted]
Print Name

DATE 2/5/13

[redacted]
Date

SERVICE STAFFING, LLC
WAREHOUSE SAFETY TECHNIQUES

Some of your work may involve working in a warehouse and you may lift or move packages, load and unload merchandise into and from your vehicle and pull inventory from or stock shelves. By following these simple techniques you may very well prevent a serious permanent injury, which could cause you long term pain and suffering and stop you from earning a living.

1. First evaluate the weight of the object you are about to lift by gently trying to move the object. Should it feel too heavy, stop and call for help or use a hand truck.
2. Make sure of your grip and your footing before you lift. Your feet should be shoulder wide.
3. Always lift with your legs bending at the knees and keeping your back straight.
4. Never twist your hips, back or shoulders while lifting and carrying packages.
5. Make sure that your path is clear and visible at all times.
6. Never stack packages when lifting or carrying.
7. Never reach above your head to pull an item from the shelf.
8. Make certain the ladder you are planning on using is very stable and locked in position before climbing.
9. Never climb a ladder past the middle.
10. Use back braces, safety gloves, hard hats, goggles and hard toe boots should the work require it.
11. Before setting the package down beware of where your hands and fingers and toes are.
12. Never drive a forklift without prior training and certification by a licensed school.
13. Do not wear loose clothing when working close to a conveyer belt.
14. Do not jump off the dock. Use the stairs.
15. Use hand trucks for all awkward items.
16. Do not jump in and out of the truck. Use the ramp.
17. Make sure the bottom of the package is secure and objects will not fall on your toes.
18. In case of a fire, do not panic. Stay low to the ground and look for an exit.
19. Do not rush your task. Rushing can cause you to make a mistake and injure yourself.

Applicant Signature: [signature] Manager Signature: [redacted]

Print Name: ROBERT M. GVILLA Print Name: [redacted]

Date: 12/5/13 Date: [redacted]

RELEASE OF CRIMINAL RECORDS

I, the undersigned do hereby authorize Service Staffing, LLC to examine any and all criminal records and arrests on file in the counties in the State of California or any other state. In doing so, I understand that I am waiving my right of confidentiality concerning my criminal history.

12/5/13
Date of Release

Robert M. G Villa
Signature

ROBERT M.G VILLA
Print Applicant's Name

[redacted]
Driver's License Number

[redacted]
Street Address

[redacted]
City State Zip

[redacted]
Manager Signature

[redacted]
Print Name

[redacted]
Date

"SERVICE STAFFING, LLC"

NAME: ROBERT VILLA

1. Are you telephone accessible?

(Yes) No

2. Do you have reliable transportation?

(Yes) No

3. Do you have you I-9 (work status) information?

Yes (NO) W

4. What job(s) are you applying for?

CAR WASH PORTER

5. What areas are you willing to work? For what pay rate?

ALL $9.00

6. Are you willing to take a drug screen according to our policy?

(Yes) No

7. Will you release your background information inclusive of criminal records?

(Yes) No

Signature of Applicant Robert M. O'Kelly Date 12/5/13

SERVICE STAFFING, LLC
LIGHT INDUSTRIAL POSITION
JOB DESCRIPTION

1) APPLICANT MUST BE ABLE TO LIFT APPROXIMATELY *50* (FIFTY) POUNDS FROM THE GROUND UP TO THE WAIST LEVEL.
2) APPLICANT MUST BE ABLE TO CARRY APPROXIMATELY *50* (FIFTY) POUNDS FOR APPROXIMATELY100 FEET, UP AND DOWN STAIRS, AND OR ONTO A LOADING RAMP.
3) APPLICANT MUST BE ABLE TO DRIVE A VEHICLE CONTINOUSLY FOR APPROXIMATELY 8-9 (EIGHT TO NINE) HOURS PER DAY, *5-6* (FIVE TO SIX) DAYS PER WEEK.
4) APPLICANT MUST BE ABLE TO PERFORM WAREHOUSE CLEAN UP DUTIES, INCLUDING BUT NOT LIMITED TO SWEEPING THE GROUNDS, MOPPING, CLEANING REST ROOMS, TAKING LARGE AMOUNTS OF TRASH OUT TO THE DUMPSTER, ETC…
5) APPLICANT MUST BE ABLE TO STOCK WAREHOUSE SHELVES, CLIMB A LADDER SAFELY AND PULL ORDERS (OBJECTS) FROM WAREHOUSE SHELVES.
6) APPLICANT MUST BE VERY FAMILIAR WITH THE STREETS AND FREEWAYS OF SOUTHERN CALIFORNIA AND ESPECIALLY WITH THE SURROUNDING STREETS ANT) FREEWAYS OF THE CLIENT'S (THE ASSIGNMENT'S) GEOGRAPHICAL LOCATION.
7) APPLICANT MUST BE ABLE TO DEVELOP AN EFFICIENT ROUTE FOR MULTIPLE DELIVERIES/PICK UPS, BY USING A THOMAS GUIDE MAP BOOK.

I HAVE CAREFULLY READ AND UNDERSTOOD THE "JOB DESCRIPTION" FOR THE POSITION I AM APPLYING FOR. THE JOB DESCRIPTION HAS BEEN EXPLAINED TO ME IN DETAIL BY THE SERVICE STAFFING, LLC MANAGER. I HAVE NO OTHER QUESTIONS. I HEREBY CERTIFY THAT I AM PHYSICALLY AND MENTALLY CAPABLE TO PERFORM THE ABOVE DUTIES/TASKS WITHOUT ANY PROBLEMS.

Applicant Signature: Robert M. Villa Date: 12/5/13

Print Name: ROBERT M. VILLA

Manager Signature: [redacted] Date: 12-23-13

Print Name: [redacted]

Service Staffing, LLC
WORK PLACE HARASSMENT POLICIES & PROCEDURES
PRODUCTIVE WORK ENVIRONMENT

This document covers all forms of workplace harassment, including sexual, ethnic, racial, and disability Harassment.

Policy:

It is the policy of the Company to promote a productive work environment and not to tolerate verbal or physical conduct by any employee that harasses, disrupts, or interferes with another's work performance or that creates an intimidating, offensive, or hostile environment.

Comment:

(1) Employees are expected to maintain a productive work environment that is free from harassing or disruptive activity. No form of harassment will be tolerated, including harassment for the following reasons: race, national origin, religion, disability, pregnancy, age, military status, or sex. Special attention should be paid to the prohibition of sexual harassment.

(2) Each supervisor and manager has a responsibility to keep the workplace free of any form of harassment, and in particular, sexual harassment. No supervisor or manager is to threaten or insinuate, either explicitly or implicitly, that an employee's refusal or willingness to submit to sexual advances will affect the employee's terms or conditions of employment.

(3) Other sexually harassing or offensive conduct in the workplace, whether committed by Supervisors, managers, none supervisory employees, or none employees, is also prohibited.

This conduct includes:

(a) Unwanted physical contact or conduct of any kind, including sexual flirtations, touching, advances, or propositions;

(b) Verbal harassment of a sexual nature, such as lewd comments, sexual jokes or references, and offensive personal references;

(c) Demeaning, insulting, intimidating, or sexually suggestive comments about an individual;

(d) The display in the workplace of demeaning, insulting, intimidating, or sexually suggestive objects, pictures, or photographs;

(e) Demeaning, insulting, intimidating, or sexually suggestive written, recorded, or electronically transmitted messages (such as email, instant messaging, and Internet materials).

Any of the above conduct, or other offensive conduct, directed at individuals because of their race, sex, national origin, religion, disability, pregnancy, age, or military status is also prohibited.

(4) Any employee who believes that a supervisor's, manager's, other employee's, or None employee's actions or words constitute unwelcome harassment has a responsibility to report or complain about the situation as soon as possible. The report or complaint6 should be made to the employee's supervisor; or to the department head or Human Resources Manager if the complaint involves the supervisor or manager.

(5) Complaints of harassment will be handled and investigated under the Company's dispute resolution policy, unless special procedures are considered appropriate.

All complaints of harassment will be investigated promptly and in as impartial and confidential a manner as possible. Employees are required to cooperate in any investigation. A timely resolution of each complaint should be reached and communicated to the parties involved.

(6) Any employee, supervisor, or manager who is found to have violated the harassment policy will be subject to appropriate disciplinary action, up to and including termination. The Company prohibits any form of retaliation against employees for bringing bona fide complaints or providing information about harassment.

OTHER TYPES OF HARRASSMENT: In the past, many employers focused only on sexual harassment since it has received the most legal and media attention. However, any form of harassment is counterproductive to an employer's operations and is illegal under discrimination laws. Furthermore, the courts and the EEOC interpret federal civil rights laws to prohibit harassment or a work environment abusive to employees because of their race, gender, religion, national origin, age, or disability. Although the most common harassment claims involve allegations of sexual harassment, the same legal analysis applies when the illegally offensive behavior is based on any protected class. Accordingly, the Model Policy prohibits not only sexual harassment but also harassment based on race, sex, national origin, religion, disability, pregnancy, age, and military status. Harassment based on sex is included as a separate category from sexual harassment since many courts recognize that harassment targeted at an employee because of her gender can be illegal even if the harassment is not sexual in nature. In addition, state laws may prohibit harassment based on additional protected classes, such as sexual orientation in California. The Model Policy also prohibits conduct that may not be considered illegal harassment by a court or agency but that can have a negative effect on the workplace. For example, using the Model Policy, an employer can take disciplinary action against employees who use obscene language or tell off-color jokes, conduct that generally would not rise to the level of illegal sexual harassment unless employees engaged in it on an ongoing basis. Since these types of behavior typically are considered inappropriate in the workplace and can demoralize employees, employers should make sure that their policies are broad enough to cover all forms of unproductive and harassing behavior.

I HAVE CAREFULLY READ SERVICE STAFFING, LLC'S POLICIES & PROCEDURES REGARDING WORKPLACE HARASSMENT AND I COMPLETELY UNDERSTAND THE CONTENTS OF IT. I AGREE TO FULLY COMPLY WITH ALL POLICIES & PROCEDURES STATED IN THIS DOCUMENT DURING MY EMPLOYMENT WITH SERVICE STAFFING, LLC.

Applicant Signature

ROBERT M VILLA
PRINT NAME

Date: 12/5/13

[redacted]

[redacted]
PRINT NAME

Date: [redacted]

ALCOHOL & DRUG POLICY

Service Staffing, LLC has a vital interest in maintaining safe, healthful and efficient working conditions for its employees, customers and visitors. Being under the influence or use of a drug or alcohol while on the job poses serious safety and health risks not only to the user but to all those who work or come into contact with the user. The manufacture, possession, sale or distribution of an illegal drug or alcohol in the workplace also poses unacceptable safety and health risks. Accordingly, it is the right, obligation and intent of the Company to protect its employees, customers and visitors, and to safeguard Company property, equipment and operations by establishing and maintaining the following policy with regard to use, possession or sale of alcohol or drugs in the work place.

The use, sale, purchase, transfer, distribution, or possession of alcohol or illegal drugs while in a Company facility or while performing Company business is prohibited. For the purposes of this Policy, "illegal drugs" means any drug listed in 21 U.S.C. §821 and other federal regulations, including, but not limited to, opiates, marijuana, cocaine, PCP and amphetamines/ methamphetamines. "Illegal drugs" also includes prescription medications, which have not been properly prescribed by a doctor. Being under the influence of alcohol or illegal drugs by any employee while performing Company business or while in a Company facility is also prohibited. "Under the influence" means, for the purposes of this Policy, that the employee is affected by a drug or alcohol or the combination of a drug and alcohol in any detectable manner and that the lab verifies that the metabolite of the drug is detectable above the cut-off level. The symptoms of influence are not confined to those consistent with misbehavior. A determination of influence can be established by a professional opinion and in some cases by a layperson's opinion based upon specific personal observations concerning an employee's appearance, behavior (including job performance) and body odors. Any employee who uses, sells, purchases, transfers, distributes, possesses, or is under the influence of alcohol or illegal drugs will be terminated.

The Company may require a blood test, urinalysis or other drug/alcohol screening of those persons reasonably suspected of using or being under the influence of a drug or alcohol. "Reasonable suspicion" may be established by a combination of accident, physical and/or verbal altercation, being informed by a client, unusual employee behavior or possession of drugs and alcohol. An employee's consent to submit to such a test is required as a condition of employment and the employee's refusal to consent shall result in termination, even for a first refusal.

I have read and fully understood the above "Drug & Alcohol" policy. It was explained to me in detail by the Service Staffing, LLC manager. I have no other questions.

Applicant Signature: Robert McVilla Date: 12/5/13

Print Name: ROBERT M. VILLA

Manager Signature [redacted]

Print Name: [redacted]

APPLICATION FOR EMPLOYMENT

We are an equal opportunity employer and do not unlawfully discriminate in employment. No question on this application is used for the purpose of limiting or excluding any applicant from consideration for employment on a basis prohibited by local, state, or federal law. Equal access to employment, services, and programs is available to all persons.

Applicant name: Robert M. Villa Date: 12/5/13

Position(s) applied for or type of work desired: CARWASH PORTER

Address: [redacted] City, Zip [redacted]

Telephone # [redacted]

Cell # [redacted]

Type of employment desired: X full-time _____part-time _____temporary
Date you will be available to start work: 12/6/13
Do you have any objection to working overtime if necessary? _____Yes X No
Have you ever been previously employed by our organization? _____Yes X No
Can you submit proof of legal employment authorization and identity? X Yes _____ No
Are you physically able to perform this job with reasonable accommodations? X Yes _____No
Have you ever been convicted of a crime in the last 7 years? _____ Yes X No
If yes, please explain (a conviction will not automatically bar employment): _____

Drivers license number: [redacted]
How were you referred to us? CRAIGS LIST

Employment History

Please provide all employment information for your past three employers starting with the most recent.

Employer: DISCOUNT MOVERS Position held: MOVER/DRIVE
Address: 8640 HESPERIAN Telephone #: _____
Immediate supervisor and title: [redacted]
Dates employed: from 11/6 to CURRENT Salary: $10.00
Job summary: MOVING COMPANY
Reason for leaving: STILL EMPLOYED / LITTLE WORK

Employer: CALCLEAN Position held: OPERATOR
Address: 3200 Dow AVE Telephone #: _____
Immediate supervisor and title: [redacted]
Dates employed: from 9/30 to 11/5 Salary: $1000
Job summary: _____
Reason for leaving: NO CAR OR HAZMAT CERTIFICATE

Employer: TUSTIN AUTO SPA Position held: CAR WASH TENDENT
Address: _____ Telephone #: _____
Immediate supervisor and title: _____
Dates employed: from _____ to _____ Salary: _____
Job summary: SELL CARWASHES AND VACUUM
Reason for leaving: LITTLE WORK

Other Skills and Qualifications

Summarize any job-related training, skills, licenses, certificates, and/or other qualifications:

Educational History

List school name and location, years completed, course of study, and any degrees earned:

High school: SANTIAGO H.S GARDEN GROVE, GED

College:

Technical Training:

Other:

References

List 3 references names, telephone numbers, and years known (do not include employers):

[redacted] 7 YRS

7 YRS

I hereby authorize the potential employer to contact, obtain, and verify the accuracy of information contained in this application form all previous employers, educational institutions, and references. I also hereby release from liability the potential employer and its representatives for seeking, gathering, and using such information to make employment decisions and all other persons or organizations for providing such information.

I understand that any misrepresentation, false information or material omission made by me on this application, and should I provide false identification or immigration records, will be sufficient cause for cancellation of this application or immediate termination of employment if I am employed, whenever it may be discovered.

If I am employed, I acknowledge that there is no specified length of employment and that this application does not constitute an agreement or contract for employment. Accordingly, either I or the employer can terminate the relationship "at will", with or without cause, at any time.

I understand and agree that if employed, for the duration of employment and indefinitely thereafter, any and all disputes arising from but not limited to employment matters will be resolved solely by Arbitration. Further, I agree to waive all my rights to a court trial by a judge and or a jury.

I understand that this application will no longer be active and will receive no further consideration once the position for which I am applying has **been filled by the company at it's sole discretion.**

I represent and warrant that I have read and fully understand the foregoing, and that I choose under my own will to seek employment under these conditions.

Applicant signature: Robert M. Valle Date: 12/5/13

DRUG SCREEN AUTHORIZATION AND CONSENT

I hereby authorize and give full permission to have Service Staffing, LLC and/or their medical company physician send a specimen of my urine and/or blood to a laboratory for screening test using S.A.MH.S.A. standards for the presence of illegal drugs, alcohol, or prescription medication taken without a prescription.

I will hold all parties concerned harmless, meaning I will not sue nor hold responsible for any alleged harm to me or interfering with my obtaining a job or continuing employment due to not submitting to the tests or as a result of report of the test. This includes, but not limited to, possible clerical or laboratory error.

This policy and authorization has been explained to me in detail and all of my questions have been answered. I understand this is a legal and binding document, which is binding because Service Staffing, LLC is sending me for the examinations and paying for it.

I UNDERSTAND SERVICE STAFFING, LLC WILL REQUIRE A DRUG SCREEN TEST WHENEVER AN ON THE JOB ACCIDENT AND OR INJURY IS REPORTED IN ACCORDING WITH SERVICE STAFFING, LLC'S ACCIDENT/INJURY POLICY AND THIS AUTHORIZATION AND CONSENT. MY REFUSAL TO SUBMIT TO DRUG TESTING WILL BE GROUNDS FOR TERMINATION.

Applicant Signature [redacted] Date 12/5/13

Print Name ROBERT M. VILLA

Manager Signature [redacted]

Print Name [redacted]

SERVICE STAFFING, LLC
DEFENSIVE DRIVING TECHNIQUES

The following are driving habits which may very well save your life, save the lives of others and keep you working and making money;

1. Check all mirrors, and your seat position before driving to make sure you have control and visibility from every position.
2. Check tires every time you drive.
3. Always obey all traffic laws.
4. Maintain one car length distance with the car ahead of you for every ten miles per hour. i.e.; When traveling at 50 miles per hour, leave 5 car lengths between you and the car ahead of you.
5. Always obey posted speed limits.
6. When driving, look down the highway and not just in front of you so that you can avoid possible hazards ahead.
7. Make sure that your car's breaks are working properly and that the break pads have plenty left on them.
8. Always be courteous to other drivers, even when it's their fault.
9. Use your signal lights every time turning or changing lanes, at least 100-150 feet before you turn or change lanes.
10. When changing lanes put your signal on, look both in your rear and side view mirrors, then turn your head swiftly and look for on coming cars. Should there not be any cars blocking your lane change, then carefully change lanes continuing to look for other cars in all mirrors and by turning your head swiftly.
11. Should you notice a car following you too closely (remember one car length for every ten miles per hour), immediately but carefully follow the above lane change procedures, change lanes and let the car pass you.
12. When driving, all of your senses should be concentrating on your driving and not the radio, the telephone, paperwork or other outside interruptions. Should you require to read something, call someone or answer the phone, you should find a safe place to pull over.
13. Yellow lights are there to slow vehicles down and prepare them to stop. You should never try to speed through a yellow light.
14. Never cross a red light.
15. Make a full stop at every stop sign.
16. When making a right turn on a red light, look carefully for on coming cars and crossing pedestrians.
17. Should you notice someone driving erratically or unsafe, carefully increase your distance with that car until you are at a safe distance.
18. Never drive under the influence of alcohol, recreational drugs or prescription medication with driver warnings.

19. Never break the speed limit or any other traffic law or drive aggressively due to work or time pressures. Although timeliness is very important to us, we much prefer your safety over timeliness of work performed.
20. Drive slower and more careful than usual when raining and driving in wet conditions
21. Increase your distance with the car ahead and behind you even further in rainy conditions.
22. Have in mind that it will take you much longer to stop your vehicle in an emergency in rainy conditions.
23. At night make sure both your headlights are working properly and illuminate the road enough that you can comfortably see the road ahead of you.
24. At night be aware of pedestrians and bicyclists with dark clothing crossing the street or walking and riding along the road.
25. Always be aware of your surroundings; where are other cars relative to your position on the road, look carefully at other motorist's body language to prepare for what they're about to do.
26. Always leave plenty of room on each side of your vehicle (vacant lanes) so that you can maneuver you car out of harm's way should you suddenly need to.
27. Always wear your seat belt.

By following these simple techniques on a regular basis, the chances of being involved in an accident are greatly reduced. Therefore you remain safe, the general public remains safe and you keep working, continue making money and grow with our company.

I have carefully read Service Staffing, LLC's Defensive Driving Techniques, received a copy and understand it entirely. I understand that I will be terminated should I not follow these techniques or have one accident in which law enforcement finds me at fault.

Applicant Signature

[redacted]
Manager Signature

ROBERT M. VILLA
Print Name

[redacted]
Print Name

DATE: 12/5/13

DATE: 12/23/13

AGREEMENT FOR ON-DUTY MEAL PERIOD

I, ROBERT VILLA, understand that California employees are generally entitled to a thirty (30) minute, unpaid, meal period if they work more than five (5) hours in a workday. However, California law allows employees to enter into an agreement with an employer for an on-the-job meal period where the nature of the work prevents the employee from being relieved of all duty.

Service Staffing LLC, ("Company") and I agree that the nature of my work prevents me from being relieved of all duty during my meal period and that I agree to work an on-duty meal period that shall be paid for by the Company.

I acknowledge and understand that I may revoke, in writing, this "on-duty" meal agreement at any time.

This Agreement will remain in effect until the Company or I exercise the option to revoke it.

I acknowledge that I have read this Agreement, understand it, and freely and voluntarily agree to the provisions.

Signature: Robert M. Villa 12/5/13

Employee Date

[redacted]

Service Staffing LLC Date

HIPAA

HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT

THIS LAW WAS CREATED TO PROTECT THE PRIVACY OF PEOPLE'S HEALTHCARE INFORMATION SUCH AS TYPE OF ILLNESS, HEALTH CARE TREATMENTS, MEDICATIONS, DOCTOR'S INFORMATION, ETC…

NO ONE LIKES OTHERS TO KNOW WHAT ILLNESS THEY HAVE, OR WHAT MEDICATION THEY'RE TAKING. THIS KIND OF INFORMATION IS PRIVATE AND IT SHOULD REMAIN PRIVATE.

THERE ARE STRICT LAWS REGARDING PATIENT PRIVACY (HIPAA) AND SEVERE PENALTIES AND PUNISHMENT FOR BREAKING THIS LAW.

- OUR EMPLOYEE WILL NEVER OPEN THE BAG OR PACKAGE THAT CONTAINS PESCRIPTION MEDICATION.

- OUR EMPLOYEE WILL MAKE SURE THAT ALL BAGS/PACKAGES CONTAINING MEDICATION ARE STAPLED OR OTHERWISE SECURED SHUT (NOT JUST FOLDED SHUT), BEFORE LEAVING THE PHARMACY TO MAKE DELIVERIES. SHOULD THE PACKAGE NOT BE SECURED SHUT, OUR EMPLOYEE IS TO POLITELY ASK THE PHARMACY TO "PLEASE" STAPLE THE BAG SHUT OR SECURE IT SHUT IN ANOTHER FASHION. (AGAIN, FOLDED SHUT IS NOT ACCEPTABLE)

- **OUR EMPLOYEE WILL ONLY DELIVER THE MEDICATION TO IT'S LEGAL RECEPIENT AND ABSOLUTELY TO NO ONE ELSE, UNDER NO CIRCUMSTANCES. (THIS IS BY FAR THE MOST IMPORTANT PROCEDURE THAT MUST BE STRICTLY FOLLOWED)**

  (WE RECENTLY HAD AN INCIDENT WHERE OUR EMPLOYEE DELIVERED THE MEDICATION TO A NEIGHBOR OF THE LEGAL RECEPIENT (PATIENT), SINCE THE LEGAL RECEIPIENT WAS NOT HOME. THE EMPLOYEE WAS TERMINATED ON THE SPOT.)

- SHOULD OUR EMPLOYEE SEE THE CONTENTS OF THE MEDICATION BAG/PACKAGE ACCIDENTLY, HE OR SHE WILL NOT DISCLOSE OR SHARE ANY OF THAT INFORMATION WITH ANYONE ELSE, NOT EVEN IMMEDIATE FAMILY, UNDER ANY CIRCUMSTANCES.

I, HEREBY, ACKNOWLEDGE THAT I HAVE CAREFULLY READ AND COMPLETELY UNDERSTAND AND WILL FULLY COMPLY AT ALL TIMES AND UNDER ANY CIRCUMSTANCE WITH THE ABOVE "HIPAA" POLICIES & PROCEDURES. I FULLY UNDERSTAND THE IMPORTANCE OF PATIENT INFORMATION PRIVACY.

PRINT NAME: ROBERT VILLA PRINT WITNESS NAME: [redacted]
SIGNATURE: [signature] DATE: 12/5/13 SIGNATURE:_____ DATE: [redacted]

[redacted]

GLOBAL POSITIONING SYSTEM UNITS

DUE TO THE NATURE OF OUR CLIENTS' BUSINESS, SERVICE STAFFING, LLC HAS ADOPTED AS A COMPANY POLICY FOR IT'S EMPLOYEES TO CARRY GPS UNITS DURING ALL WORK HOURS. THIS ~~POLICY WAS CREATED TO HELP OUR CLIENTS TRACK THEIR PRODUCTS' TIMELY~~ DELIVERY TO THEIR CUSTOMERS AND IMPROVE DISPATCH AND ROUTING EFFICIENCIES.

EMPLOYEE, HEREBY, AGREES AND COSENTS TO CARRYING AN ACTIVE GPS UNIT DURING ALL WORK HOURS. EMPLOYEE DOES NOT NEED TO AND COMPANY DOES NOT REQUIRE EMPLOYEE TO ACTIVATE THE GPS FUNCTION OF THE MOBILE RADIO UNIT BEFORE AND OR AFTER WORK HOURS.

EMPLOYEE HEREBY CONFIRMS THAT HE OR SHE UNDERSTANDS THE ABOVE POLICY CLEARLY AND VOLUNTARILY ACCEPTS THE TERMS AND CONDITIONS THEREOF.

Robert M. Villa
EMPLOYEE SIGNATURE

ROBERT M. VILLA
PRINT NAME

12/5/13
DATE

[redacted]
SUPERVISOR SIGNATURE

[redacted]
PRINT NAME

[redacted]
DATE

NOTICE TO EMPLOYEE

Labor Code section 2810.5

Effective January 1, 2012, California Labor Code section 2810.5(a) requires that the following information be provided to each employee at the time of hire in the language the employer normally uses to communicate employment-related information. Exceptions to this requirement are indicated on the next page.
This notice is available in other languages at www.dir.ca.gov/DLSE.

EMPLOYEE

Employee Name: ROBERT M. VILLA Hire Date: 12/5/13

EMPLOYER

Name of Employer: Service Staffing, LLC

(Check all that apply): ☐ Sole Proprietor ☐ Corporation ☒ Limited Liability Company ☐ General Partnership

☐ Other type of entity: _____

☒ Staffing agency (e.g., temp agency or PEO)

Other Name Employer is doing business as (if applicable): _____

Physical Address of Main Office: 15170 Transistor Ln Huntington Beach, CA 92649

Employer's Mailing Address: Same

Employer's Telephone Number: [redacted]

If the worksite employer uses any other business or entity to hire employees or administer wages or benefits, complete the information above for the worksite employer, complete the information below for the other business, and complete the remaining sections. If there is no other business or co-employer, or if the only other business is a recruiting service or a payroll processing service, skip the rest of this section, and complete the remaining sections.

Name of Other Business: _____

This other business is a:

☐ Professional Employer Organization (PEO) or Employee Leasing Company or a Temporary Services Agency

☐ Other: _____

Physical Address of Main Office: _____

Mailing Address: _____

Telephone Number: _____

WAGE INFORMATION

Rate(s) of Pay: ~~8.00~~ 9.00 Overtime Rate(s) of Pay: ~~12.50~~ 13.50

Rate by (check box): ☒ Hour ☐ Shift ☐ Day ☐ Week ☐ Salary ☐ Piece rate ☐ Commission

☐ Other (provide specifics): _____

Employment agreement is (check box): ☒ Oral ☐ Written

Allowances, if any, claimed as part of minimum wage (including meal or lodging allowances):

NA

Regular Pay Day: 10 & 26th

DLSE-NTE (12/2011)

WORKERS' COMPENSATION

Insurance Carrier's Name: [redacted] (Premier Temps)

Address: 322 S. Anita Orange, CA 92868

Telephone Number: 866/290-6829

Policy No.: D279W00313

☐ Self-Insured (Labor Code 3700) and Certificate Number for Consent to Self-Insure: _____

ACKNOWLEDGMENT OF RECEIPT

[redacted]

(Date provided to employee & signed by representative)

ROBERT VILLA

(PRINT NAME of Employee)

(SIGNATURE of Employee)

12/5/13

(Date received by employee & signed by employee)

Labor Code section 2810.5(b) requires that the employer notify you in writing of any changes to the information set forth in this Notice within seven calendar days after the time of the changes, unless one of the following applies: (a) All changes are reflected on a timely wage statement furnished in accordance with Labor Code section 226; (b) Notice of all changes is provided in another writing required by law within seven days of the changes.

This Notice is NOT required if (a) you are directly employed by the state or any political subdivision thereof, (b) you are an employee who is exempt from the payment of overtime wages by statute or wage order, or (c) you are covered by a collective bargaining agreement that expressly provides for wages, hours of work and working conditions, and provides for premium wage rates for all overtime worked.

The full text of Labor Code section 2810.5 may be found at www.leginfo.ca.gov/calaw.html. Check "Labor Code" and search for "2810.5" in quotes.

The employee's signature on this notice merely constitutes acknowledgement of receipt. In accordance with an employer's general recordkeeping requirements under the law, it is the employer's obligation to ensure that the employment and wage-related information provided on this notice is accurate and complete. Furthermore, the employee's signature acknowledging receipt of this notice does not constitute a voluntary written agreement as required under the law between the employer and employee in order to credit any meals or lodging against the minimum wage. Any such voluntary written agreement must be evidenced by a separate document.

Instructions for Employment Eligibility Verification

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-9
OMB No. 1615-0047
Expires 03/31/2016

Read all instructions carefully before completing this form.

Anti-Discrimination Notice. It is illegal to discriminate against any work-authorized individual in hiring, discharge, recruitment or referral for a fee, or in the employment eligibility verification (Form I-9 and E-Verify) process based on that individual's citizenship status, immigration status or national origin. Employers **CANNOT** specify which document(s) they will accept from an employee. The refusal to hire an individual because the documentation presented has a future expiration date may also constitute illegal discrimination. For more information, call the Office of Special Counsel for Immigration-Related Unfair Employment Practices (OSC) at 1-800-255-7688 (employees), 1-800-255-8155 (employers), or 1-800-237-2515 (TDD), or visit **www.justice.gov/crt/about/osc**.

What Is the Purpose of This Form?

Employers must complete Form I-9 to document verification of the identity and employment authorization of each new employee (both citizen and noncitizen) hired after November 6, 1986, to work in the United States. In the Commonwealth of the Northern Mariana Islands (CNMI), employers must complete Form I-9 to document verification of the identity and employment authorization of each new employee (both citizen and noncitizen) hired after November 27, 2011. Employers should have used Form I-9 CNMI between November 28, 2009 and November 27, 2011.

General Instructions

Employers are responsible for completing and retaining Form I-9. For the purpose of completing this form, the term "employer" means all employers, including those recruiters and referrers for a fee who are agricultural associations, agricultural employers, or farm labor contractors.

Form I-9 is made up of three sections. Employers may be fined if the form is not complete. Employers are responsible for retaining completed forms. Do not mail completed forms to U.S. Citizenship and Immigration Services (USCIS) or Immigration and Customs Enforcement (ICE).

Section 1. Employee Information and Attestation

Newly hired employees must complete and sign Section 1 of Form I-9 **no later than the first day of employment.** Section 1 should never be completed before the employee has accepted a job offer.

Provide the following information to complete Section 1:

Name: Provide your full legal last name, first name, and middle initial. Your last name is your family name or surname. If you have two last names or a hyphenated last name, include both names in the last name field. Your first name is your given name. Your middle initial is the first letter of your second given name, or the first letter of your middle name, if any.

Other names used: Provide all other names used, if any (including maiden name). If you have had no other legal names, write "N/A."

Address: Provide the address where you currently live, including Street Number and Name, Apartment Number (if applicable), City, State, and Zip Code. Do not provide a post office box address (P.O. Box). Only border commuters from Canada or Mexico may use an international address in this field.

Date of Birth: Provide your date of birth in the mm/dd/yyyy format. For example, January 23, 1950, should be written as 01/23/1950.

U.S. Social Security Number: Provide your 9-digit Social Security number. Providing your Social Security number is voluntary. However, if your employer participates in E-Verify, you must provide your Social Security number.

E-mail Address and Telephone Number (Optional): You may provide your e-mail address and telephone number. Department of Homeland Security (DHS) may contact you if DHS learns of a potential mismatch between the information provided and the information in DHS or Social Security Administration (SSA) records. You may write "N/A" if you choose not to provide this information.

All employees must attest in Section 1, under penalty of perjury, to their citizenship or immigration status by checking one of the following four boxes provided on the form:

1. **A citizen of the United States**
2. **A noncitizen national of the United States:** Noncitizen nationals of the United States are persons born in American Samoa, certain former citizens of the former Trust Territory of the Pacific Islands, and certain children of noncitizen nationals born abroad.
3. **A lawful permanent resident:** A lawful permanent resident is any person who is not a U.S. citizen and who resides in the United States under legally recognized and lawfully recorded permanent residence as an immigrant. The term "lawful permanent resident" includes conditional residents. If you check this box, write either your Alien Registration Number (A-Number) or USCIS Number in the field next to your selection. At this time, the USCIS Number is the same as the A-Number without the "A" prefix.
4. **An alien authorized to work:** If you are not a citizen or national of the United States or a lawful permanent resident, but are authorized to work in the United States, check this box.

   If you check this box:

   a. Record the date that your employment authorization expires, if any. Aliens whose employment authorization does not expire, such as refugees, asylees, and certain citizens of the Federated States of Micronesia, the Republic of the Marshall Islands, or Palau, may write "N/A" on this line.

   b. Next, enter your Alien Registration Number (A-Number)/USCIS Number. At this time, the USCIS Number is the same as your A-Number without the "A" prefix. If you have not received an A-Number/USCIS Number, record your Admission Number. You can find your Admission Number on Form I-94, "Arrival-Departure Record," or as directed by USCIS or U.S. Customs and Border Protection (CBP).

      (1) If you obtained your admission number from CBP in connection with your arrival in the United States, then also record information about the foreign passport you used to enter the United States (number and country of issuance).

      (2) If you obtained your admission number from USCIS *within the United States*, or you entered the United States without a foreign passport, you must write "N/A" in the Foreign Passport Number and Country of Issuance fields.

Sign your name in the "Signature of Employee" block and record the date you completed and signed Section 1. By signing and dating this form, you attest that the citizenship or immigration status you selected is correct and that you are aware that you may be imprisoned and/or fined for making false statements or using false documentation when completing this form. To fully complete this form, you must present to your employer documentation that establishes your identity and employment authorization. Choose which documents to present from the Lists of Acceptable Documents, found on the last page of this form. You must present this documentation no later than the third day after beginning employment, although you may present the required documentation before this date.

Preparer and/or Translator Certification

The Preparer and/or Translator Certification must be completed if the employee requires assistance to complete Section 1 (e.g., the employee needs the instructions or responses translated, someone other than the employee fills out the information blocks, or someone with disabilities needs additional assistance). The employee must still sign Section 1.

Minors and Certain Employees with Disabilities (Special Placement)

Parents or legal guardians assisting minors (individuals under 18) and certain employees with disabilities should review the guidelines in the *Handbook for Employers: Instructions for Completing Form I-9 (M-274)* on **www.uscis.gov/I-9Central** before completing Section 1. These individuals have special procedures for establishing identity if they cannot present an identity document for Form I-9. The special procedures include **(1)** the parent or legal guardian filling out Section 1 and writing "minor under age 18" or "special placement," whichever applies, in the employee signature block; and **(2)** the employer writing "minor under age 18" or "special placement" under List B in Section 2.

Section 2. Employer or Authorized Representative Review and Verification

Before completing Section 2, employers must ensure that Section 1 is completed properly and on time. Employers may not ask an individual to complete Section 1 before he or she has accepted a job offer.

Employers or their authorized representative must complete Section 2 by examining evidence of identity and employment authorization within 3 business days of the employee's first day of employment. For example, if an employee begins employment on Monday, the employer must complete Section 2 by Thursday of that week. However, if an employer hires an individual for less than 3 business days, Section 2 must be completed no later than the first day of employment. An employer may complete Form I-9 before the first day of employment if the employer has offered the individual a job and the individual has accepted.

Employers cannot specify which document(s) employees may present from the Lists of Acceptable Documents, found on the last page of Form I-9, to establish identity and employment authorization. Employees must present one selection from List A **OR** a combination of one selection from List B and one selection from List C. List A contains documents that show both identity and employment authorization. Some List A documents are combination documents. The employee must present combination documents together to be considered a List A document. For example, a foreign passport and a Form I-94 containing an endorsement of the alien's nonimmigrant status must be presented together to be considered a List A document. List B contains documents that show identity only, and List C contains documents that show employment authorization only. If an employee presents a List A document, he or she should **not** present a List B and List C document, and vice versa. If an employer participates in E-Verify, the List B document must include a photograph.

In the field below the Section 2 introduction, employers must enter the last name, first name and middle initial, if any, that the employee entered in Section 1. This will help to identify the pages of the form should they get separated.

Employers or their authorized representative must:

1. Physically examine each original document the employee presents to determine if it reasonably appears to be genuine and to relate to the person presenting it. The person who examines the documents must be the same person who signs Section 2. The examiner of the documents and the employee must both be physically present during the examination of the employee's documents.
2. Record the document title shown on the Lists of Acceptable Documents, issuing authority, document number and expiration date (if any) from the original document(s) the employee presents. You may write "N/A" in any unused fields.

   If the employee is a student or exchange visitor who presented a foreign passport with a Form I-94, the employer should also enter in Section 2:

   a. The student's Form I-20 or DS-2019 number (Student and Exchange Visitor Information System-SEVIS Number); **and** the program end date from Form I-20 or DS-2019.
3. Under Certification, enter the employee's first day of employment. Temporary staffing agencies may enter the first day the employee was placed in a job pool. Recruiters and recruiters for a fee do not enter the employee's first day of employment.
4. Provide the name and title of the person completing Section 2 in the Signature of Employer or Authorized Representative field.
5. Sign and date the attestation on the date Section 2 is completed.
6. Record the employer's business name and address.
7. Return the employee's documentation.

Employers may, but are not required to, photocopy the document(s) presented. If photocopies are made, they should be made for **ALL** new hires or reverifications. Photocopies must be retained and presented with Form I-9 in case of an inspection by DHS or other federal government agency. Employers must always complete Section 2 even if they photocopy an employee's document(s). Making photocopies of an employee's document(s) cannot take the place of completing Form I-9. Employers are still responsible for completing and retaining Form I-9.

Unexpired Documents

Generally, only unexpired, original documentation is acceptable. The only exception is that an employee may present a certified copy of a birth certificate. Additionally, in some instances, a document that appears to be expired may be acceptable if the expiration date shown on the face of the document has been extended, such as for individuals with temporary protected status. Refer to the *Handbook for Employers: Instructions for Completing Form I-9 (M-274)* or I-9 Central (www.uscis.gov/I-9Central) for examples.

Receipts

If an employee is unable to present a required document (or documents), the employee can present an acceptable receipt in lieu of a document from the Lists of Acceptable Documents on the last page of this form. Receipts showing that a person has applied for an initial grant of employment authorization, or for renewal of employment authorization, are not acceptable. Employers cannot accept receipts if employment will last less than 3 days. Receipts are acceptable when completing Form I-9 for a new hire or when reverification is required.

Employees must present receipts within 3 business days of their first day of employment, or in the case of reverification, by the date that reverification is required, and must present valid replacement documents within the time frames described below.

There are three types of acceptable receipts:

1. A receipt showing that the employee has applied to replace a document that was lost, stolen or damaged. The employee must present the actual document within 90 days from the date of hire.
2. The arrival portion of Form I-94/I-94A with a temporary I-551 stamp and a photograph of the individual. The employee must present the actual Permanent Resident Card (Form I-551) by the expiration date of the temporary I-551 stamp, or, if there is no expiration date, within 1 year from the date of issue.
3. The departure portion of Form I-94/I-94A with a refugee admission stamp. The employee must present an unexpired Employment Authorization Document (Form I-766) or a combination of a List B document and an unrestricted Social Security card within 90 days.

When the employee provides an acceptable receipt, the employer should:

1. Record the document title in Section 2 under the sections titled List A, List B, or List C, as applicable.
2. Write the word "receipt" and its document number in the "Document Number" field. Record the last day that the receipt is valid in the "Expiration Date" field.

By the end of the receipt validity period, the employer should:

1. Cross out the word "receipt" and any accompanying document number and expiration date.
2. Record the number and other required document information from the actual document presented.
3. Initial and date the change.

See the *Handbook for Employers: Instructions for Completing Form I-9 (M-274)* at **www.uscis.gov/I-9Central** for more information on receipts.

Section 3. Reverification and Rehires

Employers or their authorized representatives should complete Section 3 when reverifying that an employee is authorized to work. When rehiring an employee within 3 years of the date Form I-9 was originally completed, employers have the option to complete a new Form I-9 or complete Section 3. When completing Section 3 in either a reverification or rehire situation, if the employee's name has changed, record the name change in Block A.

For employees who provide an employment authorization expiration date in Section 1, employers must reverify employment authorization on or before the date provided.

Some employees may write "N/A" in the space provided for the expiration date in Section 1 if they are aliens whose employment authorization does not expire (e.g., asylees, refugees, certain citizens of the Federated States of Micronesia, the Republic of the Marshall Islands, or Palau). Reverification does not apply for such employees unless they chose to present evidence of employment authorization in Section 2 that contains an expiration date and requires reverification, such as Form I-766, Employment Authorization Document.

Reverification applies if evidence of employment authorization (List A or List C document) presented in Section 2 expires. However, employers should not reverify:

1. U.S. citizens and noncitizen nationals; or
2. Lawful permanent residents who presented a Permanent Resident Card (Form I-551) for Section 2.

Reverification does not apply to List B documents.

If both Section 1 and Section 2 indicate expiration dates triggering the reverification requirement, the employer should reverify by the earlier date.

For reverification, an employee must present unexpired documentation from either List A or List C showing he or she is still authorized to work. Employers CANNOT require the employee to present a particular document from List A or List C. The employee may choose which document to present.

To complete Section 3, employers should follow these instructions:

1. Complete Block A if an employee's name has changed at the time you complete Section 3.
2. Complete Block B with the date of rehire if you rehire an employee within 3 years of the date this form was originally completed, and the employee is still authorized to be employed on the same basis as previously indicated on this form. Also complete the "Signature of Employer or Authorized Representative" block.
3. Complete Block C if:
   a. The employment authorization or employment authorization document of a current employee is about to expire and requires reverification; or
   b. You rehire an employee within 3 years of the date this form was originally completed and his or her employment authorization or employment authorization document has expired. (Complete Block B for this employee as well.)

   To complete Block C:
   a. Examine either a List A or List C document the employee presents that shows that the employee is currently authorized to work in the United States; and
   b. Record the document title, document number, and expiration date (if any).
4. After completing block A, B or C, complete the "Signature of Employer or Authorized Representative" block, including the date.

   For reverification purposes, employers may either complete Section 3 of a new Form I-9 or Section 3 of the previously completed Form I-9. Any new pages of Form I-9 completed during reverification must be attached to the employee's original Form I-9. If you choose to complete Section 3 of a new Form I-9, you may attach just the page containing Section 3, with the employee's name entered at the top of the page, to the employee's original Form I-9. If there is a more current version of Form I-9 at the time of reverification, you must complete Section 3 of that version of the form.

What Is the Filing Fee?

There is no fee for completing Form I-9. This form is not filed with USCIS or any government agency. Form I-9 must be retained by the employer and made available for inspection by U.S. Government officials as specified in the **"USCIS Privacy Act Statement"** below.

USCIS Forms and Information

For more detailed information about completing Form I-9, employers and employees should refer to the *Handbook for Employers: Instructions for Completing Form I-9 (M-274)*.

You can also obtain information about Form I-9 from the USCIS Web site at www.uscis.gov/I-9Central, by e-mailing USCIS at **I-9Central@dhs.gov**, or by calling **1-888-464-4218**. For TDD (hearing impaired), call **1-877-875-6028**.

To obtain USCIS forms or the *Handbook for Employers*, you can download them from the USCIS Web site at www.uscis.gov/forms. You may order USCIS forms by calling our toll-free number at **1-800-870-3676**. You may also obtain forms and information by contacting the USCIS National Customer Service Center at **1-800-375-5283**. For TDD (hearing impaired), call **1-800-767-1833**.

Information about E-Verify, a free and voluntary program that allows participating employers to electronically verify the employment eligibility of their newly hired employees, can be obtained from the USCIS Web site at www.dhs.gov/E-Verify, by e-mailing USCIS at **E-Verify@dhs.gov** or by calling **1-888-464-4218**. For TDD (hearing impaired), call **1-877-875-6028.**

Employees with questions about Form I-9 and/or E-Verify can reach the USCIS employee hotline by calling **1-888-897-7781**. For TDD (hearing impaired), call **1-877-875-6028.**

Photocopying and Retaining Form I-9

A blank Form I-9 may be reproduced, provided all sides are copied. The instructions and Lists of Acceptable Documents must be available to all employees completing this form. Employers must retain each employee's completed Form I-9 for as long as the individual works for the employer. Employers are required to retain the pages of the form on which the employee and employer enter data. If copies of documentation presented by the employee are made, those copies must also be kept with the form. Once the individual's employment ends, the employer must retain this form for either 3 years after the date of hire or 1 year after the date employment ended, whichever is later.

Form I-9 may be signed and retained electronically, in compliance with Department of Homeland Security regulations at 8 CFR 274a.2.

USCIS Privacy Act Statement

AUTHORITIES: The authority for collecting this information is the Immigration Reform and Control Act of 1986, Public Law 99-603 (8 USC 1324a).

PURPOSE: This information is collected by employers to comply with the requirements of the Immigration Reform and Control Act of 1986. This law requires that employers verify the identity and employment authorization of individuals they hire for employment to preclude the unlawful hiring, or recruiting or referring for a fee, of aliens who are not authorized to work in the United States.

DISCLOSURE: Submission of the information required in this form is voluntary. However, failure of the employer to ensure proper completion of this form for each employee may result in the imposition of civil or criminal penalties. In addition, employing individuals knowing that they are unauthorized to work in the United States may subject the employer to civil and/or criminal penalties.

ROUTINE USES: This information will be used by employers as a record of their basis for determining eligibility of an employee to work in the United States. The employer will keep this form and make it available for inspection by authorized officials of the Department of Homeland Security, Department of Labor, and Office of Special Counsel for Immigration-Related Unfair Employment Practices.

Paperwork Reduction Act

An agency may not conduct or sponsor an information collection and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number. The public reporting burden for this collection of information is estimated at 35 minutes per response, including the time for reviewing instructions and completing and retaining the form. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Regulatory Coordination Division, Office of Policy and Strategy, 20 Massachusetts Avenue NW, Washington, DC 20529-2140; OMB No. 1615-0047. **Do not mail your completed Form I-9 to this address.**

Employment Eligibility Verification

Department of Homeland Security
U.S. Citizenship and Immigration Services

USCIS
Form I-9
OMB No. 1615-0047
Expires 03/31/2016

▶START HERE. Read instructions carefully before completing this form. The instructions must be available during completion of this form.
ANTI-DISCRIMINATION NOTICE: It is illegal to discriminate against work-authorized individuals. Employers **CANNOT** specify which document(s) they will accept from an employee. The refusal to hire an individual because the documentation presented has a future expiration date may also constitute illegal discrimination.

Section 1. Employee Information and Attestation *(Employees must complete and sign Section 1 of Form I-9 no later than the **first day of employment**, but not before accepting a job offer.)*

Last Name *(Family Name)*	First Name *(Given Name)*	Middle Initial	Other Names Used *(if any)*
VILLA	ROBERT	M	

[redacted]

Date of Birth *(mm/dd/yyyy)*	U.S. Social Security Number	E-mail Address	Telephone Number
[redacted]	[redacted]	robertvill[redacted]	[redacted]

I am aware that federal law provides for imprisonment and/or fines for false statements or use of false documents in connection with the completion of this form.

I attest, under penalty of perjury, that I am (check one of the following):

- [x] A citizen of the United States
- [ ] A noncitizen national of the United States *(See instructions)*
- [ ] A lawful permanent resident (Alien Registration Number/USCIS Number): _____
- [ ] An alien authorized to work until (expiration date, if applicable, mm/dd/yyyy) _____. Some aliens may write "N/A" in this field. *(See instructions)*

*For aliens authorized to work, provide your Alien Registration Number/USCIS Number **OR** Form I-94 Admission Number:*

1. Alien Registration Number/USCIS Number: _____

OR

2. Form I-94 Admission Number: _____

If you obtained your admission number from CBP in connection with your arrival in the United States, include the following:

Foreign Passport Number: _____

Country of Issuance: _____

Some aliens may write "N/A" on the Foreign Passport Number and Country of Issuance fields. (*See instructions*)

3-D Barcode
Do Not Write in This Space

Signature of Employee:	Date *(mm/dd/yyyy)*:
Robert M. C. Villa	12/5/2013

Preparer and/or Translator Certification *(To be completed and signed if Section 1 is prepared by a person other than the employee.)*

I attest, under penalty of perjury, that I have assisted in the completion of this form and that to the best of my knowledge the information is true and correct.

Signature of Preparer or Translator:		Date *(mm/dd/yyyy)*:
Last Name *(Family Name)*	First Name *(Given Name)*	
Address *(Street Number and Name)*	City or Town / State / Zip Code	

STOP *Employer Completes Next Page* STOP

Section 2. Employer or Authorized Representative Review and Verification

(Employers or their authorized representative must complete and sign Section 2 within 3 business days of the employee's first day of employment. You must physically examine one document from List A OR examine a combination of one document from List B and one document from List C as listed on the "Lists of Acceptable Documents" on the next page of this form. For each document you review, record the following information: document title, issuing authority, document number, and expiration date, if any.)

Employee Last Name, First Name and Middle Initial from Section 1: Villa, Robert M.G.

List A Identity and Employment Authorization	OR	List B Identity	AND	List C Employment Authorization
Document Title:		Document Title: DL		Document Title: SS
Issuing Authority:		Issuing Authority: CA		Issuing Authority: US
Document Number:		Document Number: [redacted]		Document Number: [redacted]
Expiration Date *(if any)(mm/dd/yyyy)*:		Expiration Date *(if any)(mm/dd/yyyy)*: 12.21.2017		Expiration Date *(if any)(mm/dd/yyyy)*:
Document Title:				
Issuing Authority:				
Document Number:				
Expiration Date *(if any)(mm/dd/yyyy)*:				
Document Title:				
Issuing Authority:				
Document Number:				
Expiration Date *(if any)(mm/dd/yyyy)*:				

3-D Barcode
Do Not Write in This Space

Certification

I attest, under penalty of perjury, that (1) I have examined the document(s) presented by the above-named employee, (2) the above-listed document(s) appear to be genuine and to relate to the employee named, and (3) to the best of my knowledge the employee is authorized to work in the United States.

The employee's first day of employment *(mm/dd/yyyy)*: 12.21.13 **(*See instructions for exemptions.*)**

Signature of Employer or Authorized Representative	Date *(mm/dd/yyyy)*	Title of Employer or Authorized Representative
[redacted]	12.23.13	MANAGER
Last Name (Family Name) [redacted]	First Name (Given Name)	Employer's Business or Organization Name
Employer's Business or Organization Address *(Street Number and Name)*	City or Town	State / Zip Code
	SERVICE STAFFING 15176 TRANSISTOR LANE HUNTINGTON BEACH CA 92649	

Section 3. Reverification and Rehires *(To be completed and signed by employer or authorized representative.)*

A. New Name *(if applicable)* Last Name *(Family Name)*	First Name *(Given Name)*	Middle Initial	B. Date of Rehire *(if applicable) (mm/dd/yyyy)*:

C. If employee's previous grant of employment authorization has expired, provide the information for the document from List A or List C the employee presented that establishes current employment authorization in the space provided below.

Document Title:	Document Number:	Expiration Date *(if any)(mm/dd/yyyy)*:

I attest, under penalty of perjury, that to the best of my knowledge, this employee is authorized to work in the United States, and if the employee presented document(s), the document(s) I have examined appear to be genuine and to relate to the individual.

Signature of Employer or Authorized Representative:	Date *(mm/dd/yyyy)*:	Print Name of Employer or Authorized Representative:

LISTS OF ACCEPTABLE DOCUMENTS
All documents must be UNEXPIRED

Employees may present one selection from List A
or a combination of one selection from List B and one selection from List C.

LIST A Documents that Establish Both Identity and Employment Authorization	OR	LIST B Documents that Establish Identity	AND	LIST C Documents that Establish Employment Authorization
1. U.S. Passport or U.S. Passport Card		1. Driver's license or ID card issued by a State or outlying possession of the United States provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address		1. A Social Security Account Number card, unless the card includes one of the following restrictions: (1) NOT VALID FOR EMPLOYMENT (2) VALID FOR WORK ONLY WITH INS AUTHORIZATION (3) VALID FOR WORK ONLY WITH DHS AUTHORIZATION
2. Permanent Resident Card or Alien Registration Receipt Card (Form I-551)		2. ID card issued by federal, state or local government agencies or entities, provided it contains a photograph or information such as name, date of birth, gender, height, eye color, and address		2. Certification of Birth Abroad issued by the Department of State (Form FS-545)
3. Foreign passport that contains a temporary I-551 stamp or temporary I-551 printed notation on a machine-readable immigrant visa		3. School ID card with a photograph		3. Certification of Report of Birth issued by the Department of State (Form DS-1350)
4. Employment Authorization Document that contains a photograph (Form I-766)		4. Voter's registration card		4. Original or certified copy of birth certificate issued by a State, county, municipal authority, or territory of the United States bearing an official seal
5. For a nonimmigrant alien authorized to work for a specific employer because of his or her status: a. Foreign passport; and b. Form I-94 or Form I-94A that has the following: (1) The same name as the passport; and (2) An endorsement of the alien's nonimmigrant status as long as that period of endorsement has not yet expired and the proposed employment is not in conflict with any restrictions or limitations identified on the form.		5. U.S. Military card or draft record		5. Native American tribal document
		6. Military dependent's ID card		6. U.S. Citizen ID Card (Form I-197)
		7. U.S. Coast Guard Merchant Mariner Card		7. Identification Card for Use of Resident Citizen in the United States (Form I-179)
		8. Native American tribal document		
6. Passport from the Federated States of Micronesia (FSM) or the Republic of the Marshall Islands (RMI) with Form I-94 or Form I-94A indicating nonimmigrant admission under the Compact of Free Association Between the United States and the FSM or RMI		9. Driver's license issued by a Canadian government authority		8. Employment authorization document issued by the Department of Homeland Security
		For persons under age 18 who are unable to present a document listed above:		
		10. School record or report card		
		11. Clinic, doctor, or hospital record		
		12. Day-care or nursery school record		

Illustrations of many of these documents appear in Part 8 of the Handbook for Employers (M-274).

Refer to Section 2 of the instructions, titled "Employer or Authorized Representative Review and Verification," for more information about acceptable receipts.

Form W-4 (2013)

Purpose. Complete Form W-4 so that your employer can withhold the correct federal income tax from your pay. Consider completing a new Form W-4 each year and when your personal or financial situation changes.

Exemption from withholding. If you are exempt, complete **only** lines 1, 2, 3, 4, and 7 and sign the form to validate it. Your exemption for 2013 expires February 17, 2014. See Pub. 505, Tax Withholding and Estimated Tax.

Note. If another person can claim you as a dependent on his or her tax return, you cannot claim exemption from withholding if your income exceeds $1,000 and includes more than $350 of unearned income (for example, interest and dividends).

Basic instructions. If you are not exempt, complete the **Personal Allowances Worksheet** below. The worksheets on page 2 further adjust your withholding allowances based on itemized deductions, certain credits, adjustments to income, or two-earners/multiple jobs situations.

Complete all worksheets that apply. However, you may claim fewer (or zero) allowances. For regular wages, withholding must be based on allowances you claimed and may not be a flat amount or percentage of wages.

Head of household. Generally, you can claim head of household filing status on your tax return only if you are unmarried and pay more than 50% of the costs of keeping up a home for yourself and your dependent(s) or other qualifying individuals. See Pub. 501, Exemptions, Standard Deduction, and Filing Information, for information.

Tax credits. You can take projected tax credits into account in figuring your allowable number of withholding allowances. Credits for child or dependent care expenses and the child tax credit may be claimed using the **Personal Allowances Worksheet** below. See Pub. 505 for information on converting your other credits into withholding allowances.

Nonwage income. If you have a large amount of nonwage income, such as interest or dividends, consider making estimated tax payments using Form 1040-ES, Estimated Tax for Individuals. Otherwise, you may owe additional tax. If you have pension or annuity income, see Pub. 505 to find out if you should adjust your withholding on Form W-4 or W-4P.

Two earners or multiple jobs. If you have a working spouse or more than one job, figure the total number of allowances you are entitled to claim on all jobs using worksheets from only one Form W-4. Your withholding usually will be most accurate when all allowances are claimed on the Form W-4 for the highest paying job and zero allowances are claimed on the others. See Pub. 505 for details.

Nonresident alien. If you are a nonresident alien, see Notice 1392, Supplemental Form W-4 Instructions for Nonresident Aliens, before completing this form.

Check your withholding. After your Form W-4 takes effect, use Pub. 505 to see how the amount you are having withheld compares to your projected total tax for 2013. See Pub. 505, especially if your earnings exceed $130,000 (Single) or $180,000 (Married).

Future developments. Information about any future developments affecting Form W-4 (such as legislation enacted after we release it) will be posted at *www.irs.gov/w4*.

Personal Allowances Worksheet (Keep for your records.)

A	Enter "1" for **yourself** if no one else can claim you as a dependent	A	1
B	Enter "1" if: • You are single and have only one job; or • You are married, have only one job, and your spouse does not work; or • Your wages from a second job or your spouse's wages (or the total of both) are $1,500 or less.	B	0
C	Enter "1" for your **spouse.** But, you may choose to enter "-0-" if you are married and have either a working spouse or more than one job. (Entering "-0-" may help you avoid having too little tax withheld.)	C	0
D	Enter number of **dependents** (other than your spouse or yourself) you will claim on your tax return	D	0+1
E	Enter "1" if you will file as **head of household** on your tax return (see conditions under **Head of household** above)	E	0
F	Enter "1" if you have at least $1,900 of **child or dependent care expenses** for which you plan to claim a credit (**Note.** Do **not** include child support payments. See Pub. 503, Child and Dependent Care Expenses, for details.)	F	0
G	**Child Tax Credit** (including additional child tax credit). See Pub. 972, Child Tax Credit, for more information. • If your total income will be less than $65,000 ($95,000 if married), enter "2" for each eligible child; then **less** "1" if you have three to six eligible children or **less** "2" if you have seven or more eligible children. • If your total income will be between $65,000 and $84,000 ($95,000 and $119,000 if married), enter "1" for each eligible child	G	0
H	Add lines A through G and enter total here. (**Note.** This may be different from the number of exemptions you claim on your tax return.) ▶	H	2

For accuracy, complete all worksheets that apply.

- If you plan to **itemize** or **claim adjustments to income** and want to reduce your withholding, see the **Deductions and Adjustments Worksheet** on page 2.
- If you are **single and have more than one job** or are **married and you and your spouse both work** and the combined earnings from all jobs exceed $40,000 ($10,000 if married), see the **Two-Earners/Multiple Jobs Worksheet** on page 2 to avoid having too little tax withheld.
- If **neither** of the above situations applies, **stop here** and enter the number from line H on line 5 of Form W-4 below.

---------- **Separate here and give Form W-4 to your employer. Keep the top part for your records.** ----------

Form **W-4**
Department of the Treasury
Internal Revenue Service

Employee's Withholding Allowance Certificate

▶ **Whether you are entitled to claim a certain number of allowances or exemption from withholding is subject to review by the IRS. Your employer may be required to send a copy of this form to the IRS.**

OMB No. 1545-0074

2013

1 Your first name and middle initial: ROBERT M	Last name: VILLA	[redacted]
[redacted]	3 ☒ Single ☐ Married ☐ Married, but withhold at higher Single rate. **Note.** If married, but legally separated, or spouse is a nonresident alien, check the "Single" box.	
	4 **If your last name differs from that shown on your social security card, check here. You must call 1-800-772-1213 for a replacement card.** ▶ ☐	

5	Total number of allowances you are claiming (from line **H** above **or** from the applicable worksheet on page 2)	5	2
6	Additional amount, if any, you want withheld from each paycheck	6	$ 0
7	I claim exemption from withholding for 2013, and I certify that I meet **both** of the following conditions for exemption. • Last year I had a right to a refund of **all** federal income tax withheld because I had **no** tax liability, **and** • This year I expect a refund of **all** federal income tax withheld because I expect to have **no** tax liability. If you meet both conditions, write "Exempt" here ▶	7	

Under penalties of perjury, I declare that I have examined this certificate and, to the best of my knowledge and belief, it is true, correct, and complete.

Employee's signature (This form is not valid unless you sign it.) ▶ Robert M. Villa **Date** ▶ 12/5/13

8 Employer's name and address (Employer: Complete lines 8 and 10 only if sending to the IRS.)	9 Office code (optional)	10 Employer identification number (EIN)

Deductions and Adjustments Worksheet

Note. Use this worksheet *only* if you plan to itemize deductions or claim certain credits or adjustments to income.

1	Enter an estimate of your 2013 itemized deductions. These include qualifying home mortgage interest, charitable contributions, state and local taxes, medical expenses in excess of 10% (7.5% if either you or your spouse was born before January 2, 1949) of your income, and miscellaneous deductions. For 2013, you may have to reduce your itemized deductions if your income is over $300,000 and you are married filing jointly or are a qualifying widow(er); $275,000 if you are head of household; $250,000 if you are single and not head of household or a qualifying widow(er); or $150,000 if you are married filing separately. See Pub. 505 for details	1	$
2	Enter: { $12,200 if married filing jointly or qualifying widow(er); $8,950 if head of household; $6,100 if single or married filing separately }	2	$
3	**Subtract** line 2 from line 1. If zero or less, enter "-0-"	3	$
4	Enter an estimate of your 2013 adjustments to income and any additional standard deduction (see Pub. 505)	4	$
5	**Add** lines 3 and 4 and enter the total. (Include any amount for credits from the *Converting Credits to Withholding Allowances for 2013 Form W-4* worksheet in Pub. 505.)	5	$
6	Enter an estimate of your 2013 nonwage income (such as dividends or interest)	6	$
7	**Subtract** line 6 from line 5. If zero or less, enter "-0-"	7	$
8	**Divide** the amount on line 7 by $3,900 and enter the result here. Drop any fraction	8	
9	Enter the number from the **Personal Allowances Worksheet,** line H, page 1	9	
10	**Add** lines 8 and 9 and enter the total here. If you plan to use the **Two-Earners/Multiple Jobs Worksheet,** also enter this total on line 1 below. Otherwise, **stop here** and enter this total on Form W-4, line 5, page 1	10	

Two-Earners/Multiple Jobs Worksheet (See *Two earners or multiple jobs* on page 1.)

Note. Use this worksheet *only* if the instructions under line H on page 1 direct you here.

1	Enter the number from line H, page 1 (or from line 10 above if you used the **Deductions and Adjustments Worksheet**)	1	
2	Find the number in **Table 1** below that applies to the **LOWEST** paying job and enter it here. **However,** if you are married filing jointly and wages from the highest paying job are $65,000 or less, do not enter more than "3"	2	
3	If line 1 is **more than or equal to** line 2, subtract line 2 from line 1. Enter the result here (if zero, enter "-0-") and on Form W-4, line 5, page 1. **Do not** use the rest of this worksheet	3	

Note. If line 1 is **less than** line 2, enter "-0-" on Form W-4, line 5, page 1. Complete lines 4 through 9 below to figure the additional withholding amount necessary to avoid a year-end tax bill.

4	Enter the number from line 2 of this worksheet	4	
5	Enter the number from line 1 of this worksheet	5	
6	**Subtract** line 5 from line 4	6	
7	Find the amount in **Table 2** below that applies to the **HIGHEST** paying job and enter it here	7	$
8	**Multiply** line 7 by line 6 and enter the result here. This is the additional annual withholding needed	8	$
9	Divide line 8 by the number of pay periods remaining in 2013. For example, divide by 25 if you are paid every two weeks and you complete this form on a date in January when there are 25 pay periods remaining in 2013. Enter the result here and on Form W-4, line 6, page 1. This is the additional amount to be withheld from each paycheck	9	$

Table 1

Married Filing Jointly		All Others	
If wages from **LOWEST** paying job are—	Enter on line 2 above	If wages from **LOWEST** paying job are—	Enter on line 2 above
$0 - $5,000	0	$0 - $8,000	0
5,001 - 13,000	1	8,001 - 16,000	1
13,001 - 24,000	2	16,001 - 25,000	2
24,001 - 26,000	3	25,001 - 30,000	3
26,001 - 30,000	4	30,001 - 40,000	4
30,001 - 42,000	5	40,001 - 50,000	5
42,001 - 48,000	6	50,001 - 70,000	6
48,001 - 55,000	7	70,001 - 80,000	7
55,001 - 65,000	8	80,001 - 95,000	8
65,001 - 75,000	9	95,001 - 120,000	9
75,001 - 85,000	10	120,001 and over	10
85,001 - 97,000	11		
97,001 - 110,000	12		
110,001 - 120,000	13		
120,001 - 135,000	14		
135,001 and over	15		

Table 2

Married Filing Jointly		All Others	
If wages from **HIGHEST** paying job are—	Enter on line 7 above	If wages from **HIGHEST** paying job are—	Enter on line 7 above
$0 - $72,000	$590	$0 - $37,000	$590
72,001 - 130,000	980	37,001 - 80,000	980
130,001 - 200,000	1,090	80,001 - 175,000	1,090
200,001 - 345,000	1,290	175,001 - 385,000	1,290
345,001 - 385,000	1,370	385,001 and over	1,540
385,001 and over	1,540		

Privacy Act and Paperwork Reduction Act Notice. We ask for the information on this form to carry out the Internal Revenue laws of the United States. Internal Revenue Code sections 3402(f)(2) and 6109 and their regulations require you to provide this information; your employer uses it to determine your federal income tax withholding. Failure to provide a properly completed form will result in your being treated as a single person who claims no withholding allowances; providing fraudulent information may subject you to penalties. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation; to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their tax laws; and to the Department of Health and Human Services for use in the National Directory of New Hires. We may also disclose this information to other countries under a tax treaty, to federal and state agencies to enforce federal nontax criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism.

You are not required to provide the information requested on a form that is subject to the Paperwork Reduction Act unless the form displays a valid OMB control number. Books or records relating to a form or its instructions must be retained as long as their contents may become material in the administration of any Internal Revenue law. Generally, tax returns and return information are confidential, as required by Code section 6103.

The average time and expenses required to complete and file this form will vary depending on individual circumstances. For estimated averages, see the instructions for your income tax return.

If you have suggestions for making this form simpler, we would be happy to hear from you. See the instructions for your income tax return.

14-0778

Tustin, CA USA Archived weather for February 10 2014.

Observed at: Santa Ana/John-Wayne, CA

Hour	Outlook	Temperature	Pressure	Visibility	Humidity	Heat Index	Dew Point	Wind	Air Quality
00	Fair	57.0 F (13.9 C)	30.14	10.00	81		51.1 F (10.6 C)	Calm	
01	Fair	56.0 F (13.3 C)	30.14	10.00	84		51.1 F (10.6 C)	Calm	
02	Fair	55.0 F (12.8 C)	30.14	10.00	83		50.0 F (10.0 C)	East at 3.5 MPH (3 KT)	
03	Fair	55.0 F (12.8 C)	30.12	10.00	83		50.0 F (10.0 C)	Calm	
04	Fair	55.0 F (12.8 C)	30.12	10.00	83		50.0 F (10.0 C)	Calm	
05	A Few Clouds	53.0 F (11.7 C)	30.12	10.00	86		48.9 F (9.4 C)	Calm	
06	Mostly Cloudy	55.0 F (12.8 C)	30.12	10.00	83		50.0 F (10.0 C)	Calm	
07	Overcast	57.0 F (13.9 C)	30.13	10.00	78		50.0 F (10.0 C)	Calm	
08	Mostly Cloudy	59.0 F (15.0 C)	30.14	10.00	75		51.1 F (10.6 C)	East at 4.6 MPH (4 KT)	
09	Overcast	61.0 F (16.1 C)	30.15	10.00	70		51.1 F (10.6 C)	Southeast at 4.6 MPH (4 KT)	
10	Overcast	62.0 F (16.7 C)	30.15	10.00	70		52.0 F (11.1 C)	Calm	
11	Mostly Cloudy	64.0 F (17.8 C)	30.14	10.00	68		53.1 F (11.7 C)	Calm	
12	Mostly Cloudy	67.0 F (19.4 C)	30.10	10.00	61		53.1 F (11.7 C)	South at 11.5 MPH (10 KT)	
13	Mostly Cloudy	65.0 F (18.3 C)	30.07	10.00	66		53.1 F (11.7 C)	West at 3.5 MPH (3 KT)	
14	Partly Cloudy	66.0 F (18.9 C)	30.03	10.00	61		52.0 F (11.1 C)	West at 5.8 MPH (5 KT)	
15	Partly Cloudy	66.0 F (18.9 C)	30.03	10.00	63		53.1 F (11.7 C)	Southwest at 8.1 MPH (7 KT)	
16	Partly Cloudy	65.0 F (18.3 C)	30.02	10.00	66		53.1 F (11.7 C)	Southwest at 10.4 MPH (9 KT)	
17	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
18	Partly Cloudy	61.0 F (16.1 C)	30.03	10.00	81		55.0 F (12.8 C)	South at 6.9 MPH (6 KT)	
19	Fair	60.0 F (15.6 C)	30.03	10.00	84		55.0 F (12.8 C)	South at 4.6 MPH (4 KT)	
20	A Few Clouds	60.0 F (15.6 C)	30.06	10.00	80		54.0 F (12.2 C)	Calm	
21	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
22	A Few Clouds	60.0 F (15.6 C)	30.05	10.00	78		53.1 F (11.7 C)	Calm	
23	A Few Clouds	57.0 F (13.9 C)	30.06	10.00	83		52.0 F (11.1 C)	Calm	

www.FriendlyForecast.com

WEATHER REPORT FOR TUSTIN ON 02-10-14

Suzanna Howard
Crime Analyst
Tustin Police Department
300 Centennial Way
Tustin, CA 92780
(714) 573-3393

From: Kirwan, Colton
Sent: Monday, February 17, 2014 6:10 PM
To: Howard, Suzanna
Subject: 14-0778

Is there any way you can you reach out to your Crime Analysis team and see if they will send over reports? I am looking for everything (reports, FI's, citations, CAD calls for service) they have for:

Robert Miguel Villa / DOB [redacted]

Here is what I've found so far....

SAPD:
I know there are numerous report from SAPD. I already have copies of *some* SAPD reports, including (07-36319,07-38874, 08-12205, 09-43493, 09-43494, 10-05195, 10-29257, 11-04033, 11-13966, FI 08-02952). However I am missing **11-181164** and I believe there may be others, including FI's and CAD calls for service.

OCSD:
VILLA's ex-girlfriend / mother of his child is [redacted]. Her mother lives in unincorporated Santa Ana, at [redacted]. According to [redacted], she has filed DV reports with the Sheriff's department.

Orange PD:
Need **08-03-0422**

Garden Grove PD:
Need **05-001580, 05-008851, 09-004033, 10-016320.**
Also a citation **GG133744**

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By Matt Coker

Right-Wing Pee-Pee Hysteria Won't Spread
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Crime-iny

Robert Villa Killed by Tustin Police; Shooting Death Questioned by His Family

By Matt CokerWed., Feb. 12 2014 at 7:04 AM
Categories: Crime-iny

28 Comments
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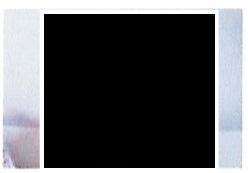
The family of a man shot to death by Tustin police officers Monday morning are questioning the use of lethal force and the way the mother of the deceased was informed of her 23-year-old son's death.


Facebook

The end for Robert Villa came when the Tustin Police Department received an 11:35 a.m. call Monday about a family disturbance in the 1400 block of Nisson Road.

"When officers arrived, they were confronted with a male adult suspect armed with a knife," reads a statement from Tustin Police Sgt. Andrew Birozy. "An officer-involved shooting ensued and the suspect was struck."

The man was taken to Western Medical Center Santa Ana in critical condition, but he later died, said Birozy, who added the Orange County District Attorney's office is investigating the officer-involved shooting.

Birozy's statement does not identify the deceased, who actually had yet to be named by the department as this post went up. Bu[redacted] Robert Villa's cousin, confirms via Facebook he was the dead man.

"I live [in] Fontana and made my way to Orange County once I heard the devastating news that he had been shot four times in front of my aunt [redacted] [redacted] writes. "My aunt was left without answers for hours until Western Medical staff advised her that my cousin Robert had passed."

[redacted] adds "it is my opinion" that the Tustin officers "should have took different actions to put my cousin down."

She wrote of Villa, "He had an unknown object in his hand, and I believe being shot four times in front of his mother is wrong in every single way. I want justice and want people to know my cousin wasn't a bad person; he was smart and very friendly ..."

Villa leaves behind a son, [redacted] added. His Facebook page indicates he worked at Freeway Honda in Santa Ana, attended Santiago High School in ~~Corona~~ Garden Grove and Santa Ana College and liked the Dallas Cowboys.

Email: mcoker@ocweekly.com. Twitter: @MatthewTCoker. Follow OC Weekly on Twitter @ocweekly or on Facebook!

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Hottest Conversations

Manuel Ramos Chased out of Denny's
312 Comments

RZA To Defend His Chess Championship in Anaheim This Weekend
61 Comments

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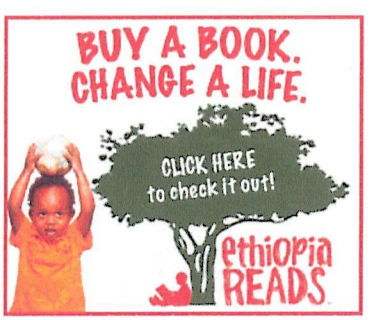
227 Comments



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[redacted] from Facebook 16 hours ago

Connie maybe you knew this guy??? The article says he worked at Freeway Honda in Santa Ana...

Like Reply

[redacted] from Facebook 21 hours ago

Melissa,

Like Reply

[redacted] 23 hours ago

And for him to get shot in front of his own mother tht is just wrong and heartless

Like Reply

[redacted] 23 hours ago

Cops need to stop getting away with everything. They r dirty and I know people tht works at a hospital and tried to do a dirty shit just to put someone innocent in jail. But my friend was smart enough and cought on to it.. Y cops always have to use a gun for the dumbest shit.

Like Reply

[redacted] from Facebook 1 day ago

FUCK THE POLICE!! I am so sad right now. He was a gorgeous man. Wow. RIP Mr. Villa. You will NOT die in vain. We will make sure of that.

Like Reply

[redacted] 1 day ago

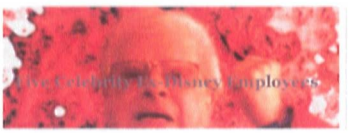
The family can sue for wrongful death, hopefully they will. Also, was it his own family that called the police in the first place? It does not say that in this article. I do believe that the police did use excessive force and that there are and were better ways to handle this situation. It is terrible that this happened at all, but especially in front of his family. He was an employed father handling life as it comes. It is sad that his life is over. Hopefully the family will be able to put him to peace with dignity. And that his son and the rest of his family get some justice from the Tustin Police Department for his death.

Like Reply

[redacted] from Facebook 1 day ago

they shot him four times , so he wouldent survive , so he wouldent be able to sue the fucken pigs if he didnt have that knife on him . Cops ALWAYS say oh

From the Vault



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the suspect had an "unknown object" in his hand . its getting old already . They're either not being trained correctly or they really do swear that just because a judge wont take it as murder God is gunna excuse him from this just cause he had a badge -.-

Like Reply

[redacted] from Facebook 1 day ago

Peter Touchstone

Like Reply

[redacted] from Facebook 1 day ago

Check out the Tustin police departments facebook page. A lot of the Tustin residents seem to think it was a good shooting and are praising the cops. Very sad to read. The residents are calling a complete stranger a psychopath who deserved to die. What's wrong with people?

Like Reply

[redacted] 1 day ago

they used extreme excessive force. I don't even think they know what exactly was in his hands.First article I read it was a gun he had, then they said they believed it to be a knife. I agree that they should have shot him in the leg, or the arm to stop him, or tazer him, or something but to open fire and shoot him 4 times is uncalled for. I am friends with his mother and they did it right in front of her. She was in the hospital and they wouldn't tell her anything for hours, Something has to be done. I don't agree with rioting like they did in Anaheim, but somebody has to take responsibility for this. also, they need to help her in burying him. This death is on their hands.

Like Reply

[redacted] from Facebook 1 day ago

Amen @ Jason Guthrie

Like Reply

[redacted] from Facebook 1 day ago

Herman Diaz-Bernal

Like Reply

[redacted] from Facebook 1 day ago

Sad.

Like Reply

[redacted] from Facebook 1 day ago

my question is, with all the non-lethal weapons police have at their immediate disposal, why are they shooting lethal weapons at someone carrying a knife, regardless of whether he was told to put it down. Chances are, they were not in stabbing/slashing distance and not in immediate danger, why couldn't he have been tazed (as every officer has a tazer gun on their hip/leg), or shot with bean bag rounds from a shotgun. I know the police have a difficult job, and I appreciate what they do on a daily basis, but how many people have to be killed/beaten to death before some retraining happens?

Like Reply

[redacted] from Facebook 1 day ago

At the end of the day, protocol was to instruct the subject holding the knife, or whatever object he was holding to drop it and back away so the officer can conduct his investigation in response to the 911 call. If the guy didn't follow the officers instruction to drop whatever he was holding then its already bad news for the guy as he is now looked at as a direct threat to the officer and those around him. I will agree that shooting him 4 times probably wasn't needed...I would of tried to subdue him using less lethal means...its sad. A mother is without her son, and a little kid is without a father now all because of some poor choices.....truly sucks.

Like Reply

[redacted] from Facebook 1 day ago

Desiree Cedillo

Like Reply

[redacted] from Facebook 1 day ago

If they felt so damn threatened why not aim for his fkn legs instead of aiming to MURDER??

Like Reply

[redacted] from Facebook 1 day ago

And who said he was assaulting anyone with a knife? Don't assume that was the case.

Like Reply

[redacted] from Facebook 1 day ago

Poor family

Like Reply

[redacted] from Facebook 1 day ago

Why would they not have used different force in taking him down. Come on shooting him was not necessary!!!

Like Reply

[redacted] om Facebook 1 day ago

So he had a knife in his hand because he was cooking?? He was a big enough threat to have his own family call in to 911. So either the cop was going to possibly be stabbed or he was going to be shot. Sad situation all around but it's not ok to assault anyone with a knife. There are consequences...period!

Like Reply

[redacted] 23 hours ago

How would u even know if his own mother called the cops!!??? Cops could've use other defensive stuff beside a gun hellllooooo!!!!!!

Like Reply

[redacted] 23 hours ago

How do u even if his own family called the cops!!!? It say they received a domestic call not tht his own mother called the cops.. R u reading right!!? And gun doesn't always have to be use they have other stuff besides a gun to proceed them self.

Like Reply

[redacted] 17 hours ago

It never said antthing bout the family calling in... cops r trained to fight with arms and without ... they didn't need to shoot four times to take someone down cops abuse theur power to much!!

Like Reply

[redacted] from Facebook 1 day ago

I never met him or his Mother, but allot of my close friends know them. Such terrible news and uncalled for.

Like Reply

[redacted] 1 day ago

"When officers arrived, they were confronted with a male adult suspect armed with a knife," this why you get killed by police.

Like Reply

[redacted] from Facebook 1 day ago

This makes me sad but... Why the hell would you approach police with a knife in your hand?? With that said, I truly feel for the mother. She shouldn't have had to experience that :(

Like Reply

[redacted] from Facebook 1 day ago

There isn't much to question. Police get away with everything. They're paid killers. And the public is target practice.

Like Reply

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Man dies after being shot by Tustin police

Multiple officers fired their weapons, police said. The man appeared to be holding a weapon, according to officials.

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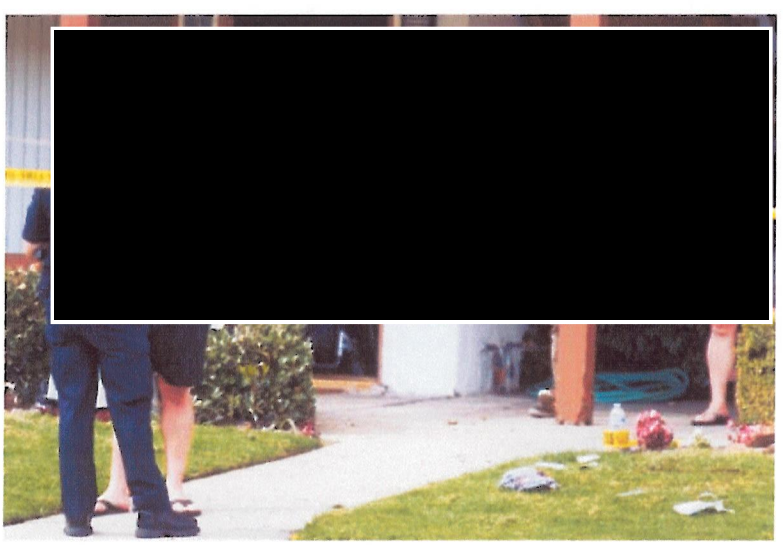
Print Photo 1 of 3



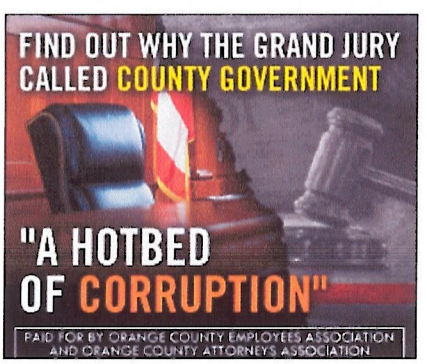
[redacted] talks with a Tustin police officer about a shooting in Tustin on Monday morning. Police opened fire on a man who appeared to be holding a weapon, officials said. [redacted] younger brother, [redacted] and his mom, [redacted] back right, were helping him move out of his apartment at the Casa Cortez complex when the shooting occurred.

MICHAEL GOULDING, STAFF PHOTOGRAPHER

BY SALVADOR HERNANDEZ and SEAN EMERY / STAFF WRITER

Published: Feb. 10, 2014 Updated: Feb. 11, 2014 4:36 p.m.

TUSTIN – A man died Monday after being shot by officers responding to a domestic disturbance call, authorities said.



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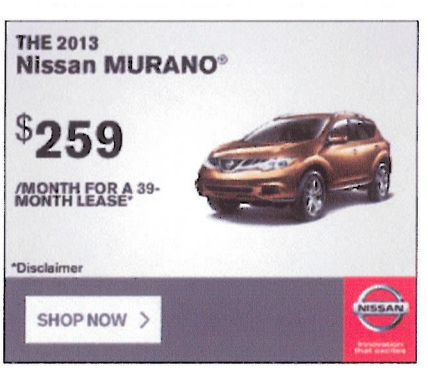

Officers were called to the area of Red Hill Avenue and Nisson Road at 11:35 a.m. regarding a domestic disturbance.

At the apartment building, officers confronted the man, who appeared to be holding a weapon, said Lt. John Strain of the Tustin Police Department. According to a police statement, the man was armed with a knife.

Multiple officers fired their weapons, Strain said.

Paramedics were called at 11:42 a.m. and took a man in critical condition to Western Medical Center Santa Ana, said Capt. Steve Concialdi of the Orange County Fire Authority.

Orange County Coroner's Office officials on Monday evening confirmed that the man had died.

The identity of the man was not released, but police described him as in his 20s.

No other people were injured in the incident, Strain said.

The death is being investigated by the Orange County District Attorney's Office, as is routine for shootings involving officers.

Contact the writer: 714-704-3788 or shernandez@ocregister.com

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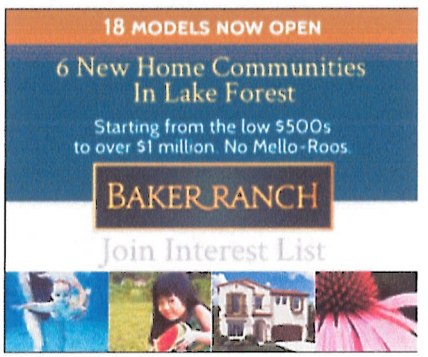

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[redacted] Sales Representative at Metro PCS

this is just unbelievable I had seen him last week he was a nice guy police had no right to freaken shot him they are just abusing their powers and he wasn't caring a weapon even if he was what was he going to do with a knife did they ever think about that they had guns which are faster to response and had a knife that's no reason to kill the guy !!! what's wrong with cops now a days they aren't here to protect us they are here to kill us !!

Reply · Like · 16 hours ago

[redacted] · Works at Garden Grove Unified School District

has any one noticed timeline on this??? Cops called at 11:35am, EMT's called 11:42am!!!! something is not right with this!

Reply · 1 · Like · Yesterday at 3:34pm

[redacted]

This is so beyond not right . He was our family . I knew him personally and even if I didn't know him personally, I would still have the same viewpoint. There was no reason the cops had to shoot to kill. I thought cops serve and protect, not go out and kill someone you love, I'm so thankful I no longer live in California. I know you can see this kind of stuff all over the country, but it's far worse out there where its supposed to be one of the happiest places on earth. The cops could have used another way to take him down, they could have tased him. I cant even begin to understand the pain his mother is going through, but I damn sure know the pain that my husband is going through losing a close family member. Everyone that I know out there in California fear the cops, they don't think the cops are there to help. I've been in that position before, most cops cant be trusted, and this has been proven time, and time again.

Reply · 1 · Like · February 11 at 7:11pm

[redacted]

what's it gonna take for something to be done about cops who abuse their power???? how many more children are going to have to grow up without a parent? how many more mother's have to mourn the loss of their sons? the dangers and crimes they are "protecting" society from are created by them it doesn't take a rocket scientist to see the cycle....a little boy's father is shot and killed, mom raises him on her own, no dad to show him the way so becomes a product of the environment that single mom's can afford, soon enough he is exposed to gangs and drugs.....hellooooooooo wake up!!!!!!

Reply · 5 · Like · February 11 at 1:18pm

[redacted]

yes you are correct, the problem is that we can't seem to put aside alot of stigmatism long enough to come together to fight this as a community. If only people could see that criminals are for the most part a product of their environment and not some leprosy to be avoided at all costs, then that would in itself take away alot of the power the PD has because instead of looking to them to put them in jail, we would be looking to solutions that would avoid the whole life style all together....I know it sounds complicated but it really isn't....

Reply · 1 · Like · February 11 at 4:52pm

[redacted] Top Commenter · South University Online FNP 4/2014

I agree that too many cops abuse their power but in this case the guy threatened the cops with a knife.

Reply · Like · February 11 at 5:59pm

[redacted]

that doesn't justify nor make it ok

Reply · 1 · Like · February 11 at 11:29pm

[redacted] · Works at Noritz

my son played football with him in school,he use to stay at my house on weekends,so sad ,my son is devastated...

Reply · 4 · Like · February 11 at 10:52am

[redacted] Santa Ana, California

Hijoles q triste lo q paso y apoco ales lo conosi a ? Ahi I've victor mi sobrino en

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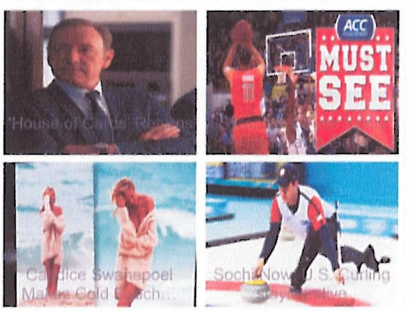

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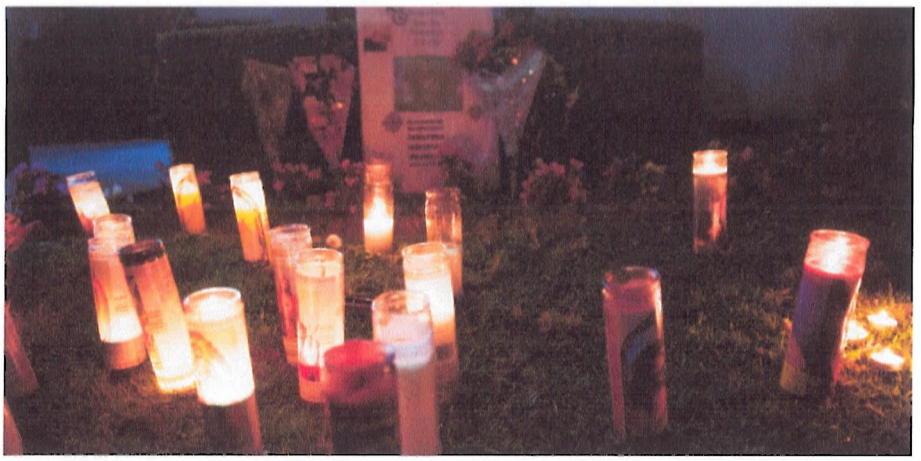

23-YEAR-OLD ROBERT VILLA SHOT AND KILLED BY TUSTIN POLICE

BY OCELOYOTL X | FEBRUARY 13, 2014 9:57 AM

Orange County officers' bullets have claimed the life of another young man this year. 23-year-old Robert Villa was shot and killed by Tustin police officers on Monday morning in front of the Casa Cortez Apartment Homes located in the 1412 block of Nisson Road in Tustin.

The Tustin police department claims in a statement that they were on site following a *"family disturbance"* call at approximately 11:35 a.m. in the nearby 1400 block of Nisson Road. Officials have only stated that they were *"confronted with a male adult suspect armed with a knife."*

Robert's name was not released the day he was killed.

Villa's cousin, [redacted] confirmed Robert's identity and explained in a statement through a social networking medium that her cousin had *"been shot four times"* in front of Villa's mother [redacted]

She adds, *"The Tustin PD should have took different actions to put my cousin down he had an unknown object in his hand and I believe being shot four times in front of his mother is wrong in every single way, I want justice and want people to know my cousin wasn't a bad person he was smart and very friendly and we'll know I'm sure there's is a lot of people that will be doing what I am doing. He left his son behind and was only 23 years old I do not believe he was harm to anyone. Please, please open your hearts to my story, put your selves in my shoes and do the right thing."*

Villa was transported to the Western Medical Center in Santa Ana where he would be confirmed deceased that evening by the Orange County Coroner's office.

A memorial now rests next to the bloodstained concrete where Villa was shot last Monday.

Robert's father passed away when he was just three years of age. Now, his three-year-old son, [redacted], loses his father at hands of Tustin officers.

Family and supporters are scheduled to meet at Villa's memorial site Thursday afternoon at 5 p.m. for a candlelight vigil from where they will then march to the Tustin police department located in the 300 block of Centennial Way in Tustin.

Robert's friend, [redacted] urges those who can't attend the demonstration to call the Tustin Police Department and demand the name of the officer who shot and killed Villa.

"We need to know as a matter of public safety," shared [redacted]

Villa had attended Santiago High School in Garden Grove and was a Santa Ana College student.

His mother wrote through a social networking medium, *"I pray for the Tustin Police they know what they did was wrong and they are going to do everything in their power to cover it up from the world that they belong to. But in Jesus name the truth will come to light... My son's earthly body does not exist anymore here in earth but I find great comfort and peace in my heart to know that my son is now rejoicing with the Lord. I will see my son again when my soul departs this flesh."*

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CONTACT
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Via Facsimile & US Mail
(714) 730-8027

February 27, 2014

Charles Celano, Chief of Police
Tustin Police Department
300 Centennial Way
Tustin, CA 92780

RE: In the matter of Robert Villa
Date of Incident: February 10, 2014

Dear Mr. Celano:

Please be advised that my client [redacted] has informed me that Detective Kirwan called her, and is attempting to communicate with her regarding the case and taking her statement.

Please advise Detective Kirwan and other Tustin Police officers, to refrain from attempting to contact my client in any manner.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

[redacted]

HG:el

cc: Detective Kirwan, Fax (714) 730-5134

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X	34255	\2014\02	1400778	1124	Haug	Eric	2/10/2014 2:49:24 PM	00:01:33			int
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X	34341	\2014\02	1400778	1123	Nguyen	Natalie	2/25/2014 8:42:20 AM	00:07:31	[redacted]		
X	34356	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 12:06:23 PM	00:01:11	[redacted]	[redacted]	VM left for
X	34357	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 12:08:25 PM	00:01:25	[redacted]		retu
X	34358	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 1:50:50 PM	00:00:49	[redacted]		VM left on
X	34359	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 2:36:03 PM	00:08:32	[redacted]		Returning
X	34895	\2014\03	1400778	1031	Kirwan	Colton	3/4/2014 12:57:51 PM	00:28:16	[redacted]		Interview a
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X	34897	\2014\03	1400778	1031	Kirwan	Colton	3/4/2014 1:37:49 PM	00:02:03			BO - Waiti
X	34898	\2014\03	1400778	1031	Kirwan	Colton	3/4/2014 1:42:30 PM	00:23:28	[redacted]		Interview S
X	35228	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:10:36 AM	00:10:45			Witness C
X	35229	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:22:30 AM	00:12:18			Witness C
X	35230	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:43:22 AM	00:03:28			Witness C
X	35640	\2014\07	1400778	1031	Kirwan	Colton	7/11/2014 11:25:26 AM	00:07:43	Nguyen	David	Interview a
X	35641	\2014\07	1400778	1031	Kirwan	Colton	7/11/2014 11:34:06 AM	01:04:49	Nguyen	David	Interview a
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	36220	\2014\08	1400778	1031	Kirwan	Colton	8/8/2014 11:36:34 AM	00:33:00	Wright	Scott	Interview a

1400778

M	Transact	UniqueID	FileName	CaseNumbe	OfficerID	UserLast	UserFirst	StartDate	RecLength	Subjec
X	35215	1189159052020140840 36	\2014\05	14-0778	1189	Miali	Brian	5/20/2014 6:13:10 AM	00:39:41	
X	34248	12064002102014202922	\2014\02	14-0778	1206	Lomeli	Thomas	2/10/2014 2:15:24 PM	00:01:43	Villa

14-0778

M	Transact	FileName	CaseNumbe	OfficerID	UserLast	UserFirst	StartDate	RecLength	SubjectLastI	SubjectFirstI	Notes
X	34249	\2014\02	1400778	1123	Nguyen	Natalie	2/10/2014 11:48:57 AM	00:38:49			Scene Sta
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X	34252	\2014\01	1400778	1124	Haug	Eric	1/21/2014 3:34:48 PM	00:00:34			interviews
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X	34254	\2014\02	1400778	1124	Haug	Eric	2/10/2014 2:14:49 PM	00:10:36			int
X	34255	\2014\02	1400778	1124	Haug	Eric	2/10/2014 2:49:24 PM	00:01:33			int
X	34256	\2014\02	1400778	1123	Nguyen	Natalie	2/10/2014 1:17:13 PM	00:11:25	[redacted]		Transport I
X	34257	\2014\02	1400778	1186	Gomez	Diego	2/10/2014 1:18:57 PM	00:00:18	[redacted]		OIS
X	34258	\2014\02	1400778	1186	Gomez	Diego	2/10/2014 2:12:31 PM	00:00:31			
X	34259	\2014\02	1400778	1186	Gomez	Diego	2/10/2014 4:31:10 PM	00:00:24			
X	34260	\2014\02	1400778	1186	Gomez	Diego	2/10/2014 4:32:46 PM	00:39:56	[redacted]		OIS
X	34264	\2014\02	1400778	1124	Haug	Eric	2/13/2014 9:37:04 AM	00:00:43	[redacted]		interview
X	34271	\2014\02	1400778	1031	Kirwan	Colton	2/10/2014 12:04:22 PM	00:05:29	[redacted]	[redacted]	partial inter
X	34272	\2014\02	1400778	1031	Kirwan	Colton	2/10/2014 1:01:30 PM	00:20:25	Jankowski	Michelle	Interview a
X	34273	\2014\02	1400778	1031	Kirwan	Colton	2/11/2014 9:20:54 AM	00:01:51		[redacted]	ATL Steph
X	34274	\2014\02	1400778	1031	Kirwan	Colton	2/11/2014 9:45:58 AM	00:47:46	[redacted]		[redacted] inte
X	34275	\2014\02	1400778	1031	Kirwan	Colton	2/11/2014 1:59:00 PM	00:49:07	Jankowski	Michelle	Interview a
X	34294	\2014\02	1400778	1189	Miali	Brian	2/10/2014 2:19:24 PM	00:03:20	[redacted]		Attempt Int
X	34332	\2014\02	1400778	1123	Nguyen	Natalie	2/18/2014 11:12:37 AM	00:01:15	[redacted]		VM for
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X	34334	\2014\02	1400778	1123	Nguyen	Natalie	2/18/2014 11:16:03 AM	00:01:20	[redacted]		
X	34336	\2014\02	1400778	1123	Nguyen	Natalie	2/20/2014 10:49:34 AM	00:07:36	[redacted]		
X	34337	\2014\02	1400778	1123	Nguyen	Natalie	2/20/2014 11:03:59 AM	00:11:58	[redacted]		
X	34341	\2014\02	1400778	1123	Nguyen	Natalie	2/25/2014 8:42:20 AM	00:07:31	[redacted]		
X	34356	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 12:06:23 PM	00:01:11	[redacted]		VM left for
X	34357	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 12:08:25 PM	00:01:25	[redacted]		Avalos retu
X	34358	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 1:50:50 PM	00:00:49	[redacted]		VM left on
X	34359	\2014\02	1400778	1031	Kirwan	Colton	2/27/2014 2:36:03 PM	00:08:32	[redacted]		Returning
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X	34897	\2014\03	1400778	1031	Kirwan	Colton	3/4/2014 1:37:49 PM	00:02:03			BO - Waiti
X	34898	\2014\03	1400778	1031	Kirwan	Colton	3/4/2014 1:42:30 PM	00:23:28	[redacted]		Interview S
X	35228	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:10:36 AM	00:10:45			Witness [redacted]
X	35229	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:22:30 AM	00:12:18			Witness C
X	35230	\2014\05	1400778	1031	Kirwan	Colton	5/20/2014 6:43:22 AM	00:03:28			Witness C
X	35640	\2014\07	1400778	1031	Kirwan	Colton	7/11/2014 11:25:26 AM	00:07:43	Nguyen	David	Interview a
X	35641	\2014\07	1400778	1031	Kirwan	Colton	7/11/2014 11:34:06 AM	01:04:49	Nguyen	David	Interview a
X	36219	\2014\08	1400778	1031	Kirwan	Colton	8/8/2014 11:07:41 AM	00:25:54	Wright	Scott	Interview a
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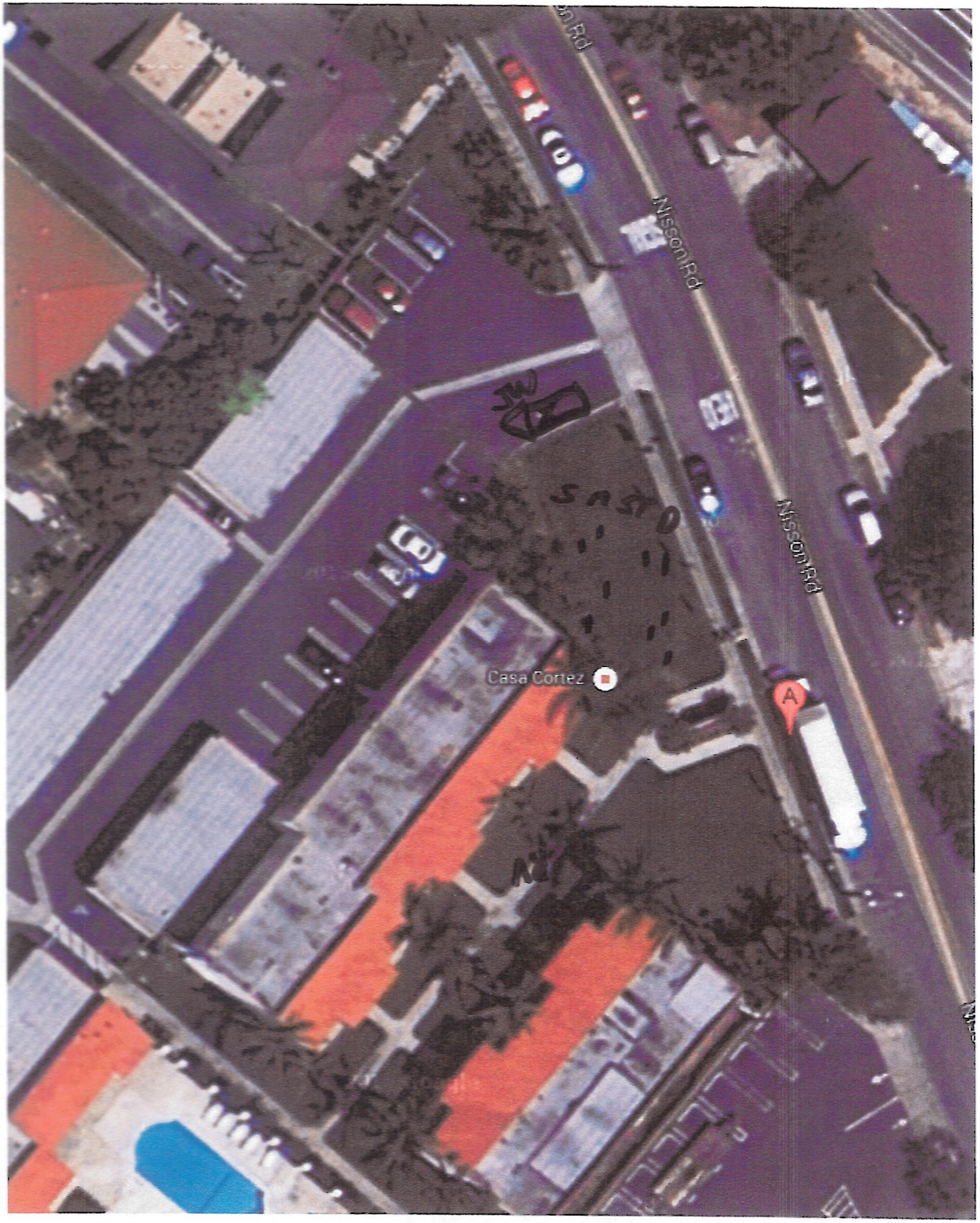
1400778

M	Transact	UniqueID	FileName	CaseNumbe	OfficerID	UserLast	UserFirst	StartDate	RecLength	Subjec
X	35215	118915905202014084036	\2014\05	14-0778	1189	Miali	Brian	5/20/2014 6:13:10 AM	00:39:41	
X	34248	12064002102014202922	\2014\02	14-0778	1206	Lomeli	Thomas	2/10/2014 2:15:24 PM	00:01:43	Villa

14-0778

14-118
Ofcr. S. WRIGHT



SCOTT WRIGHT

080814

14-778
Ofer. S. Wright

2

SCOTT WRIGHT

080814

14-778

Map 51

Tustin PD Special Area Map

Casa Cortez Apts
1412 Nisson Rd

Apt. Complex

Lock Box:
Knox Gate

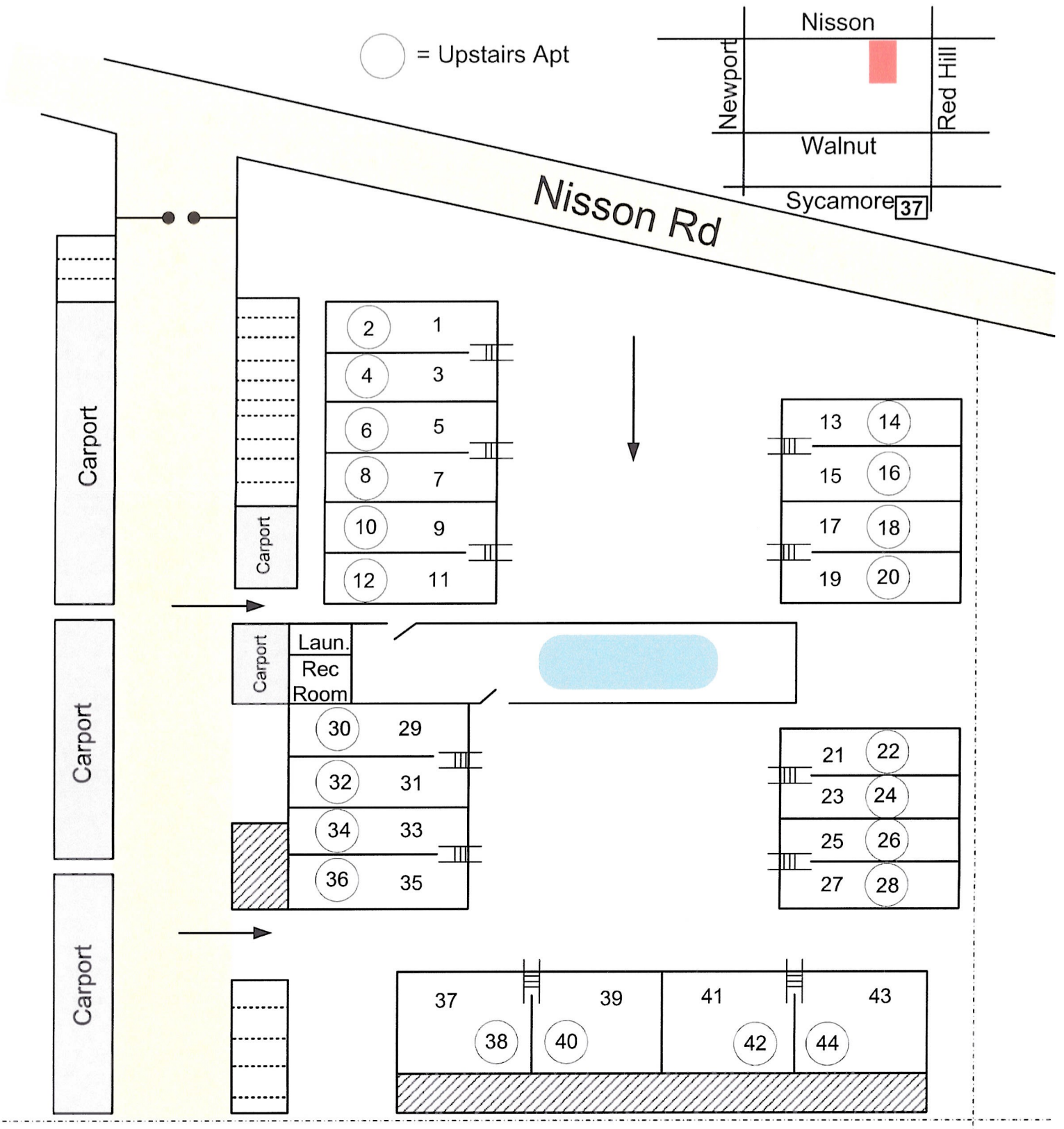
District
Beat 3

Pg 1 of 1

Rev. 2/01

N

Map 51



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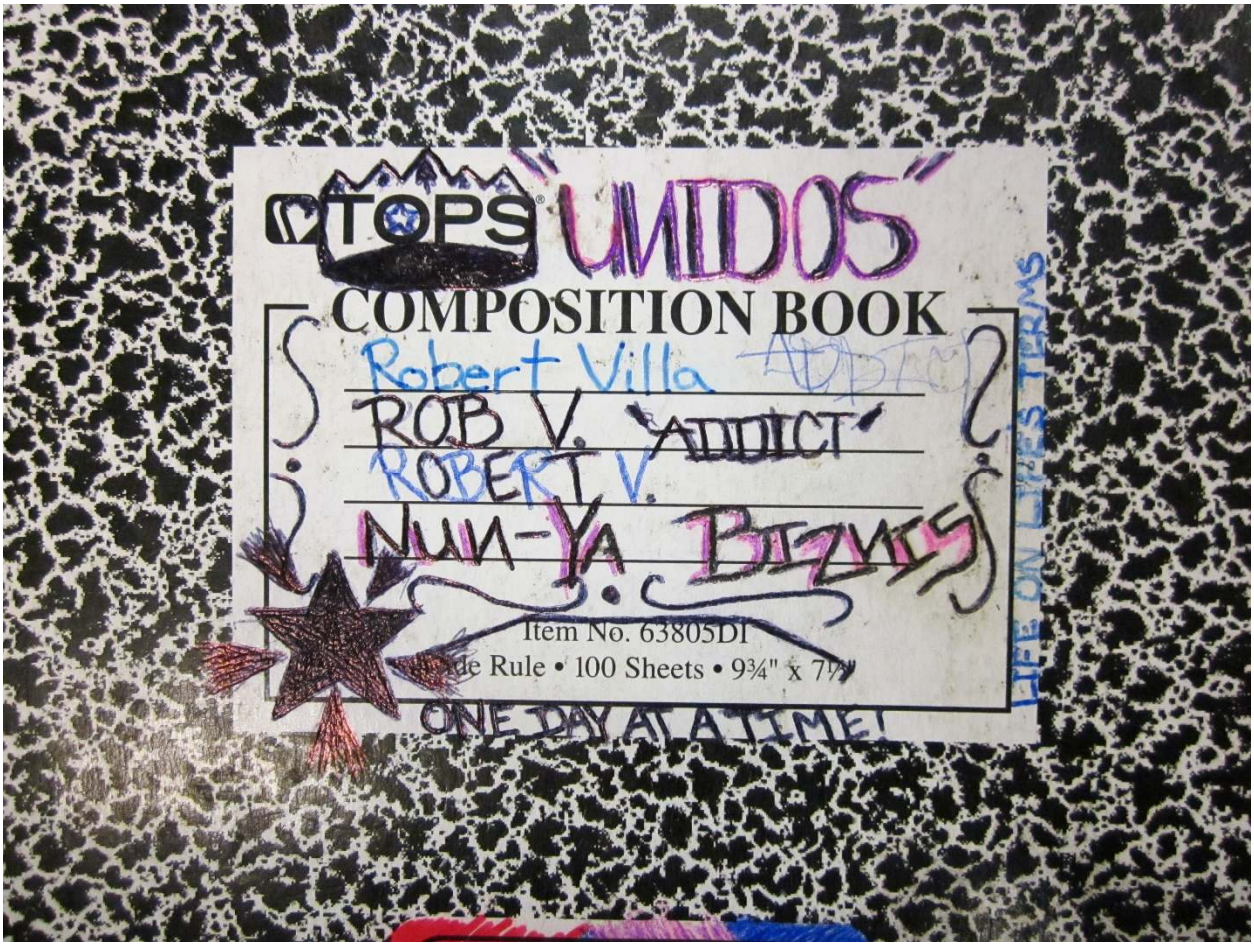
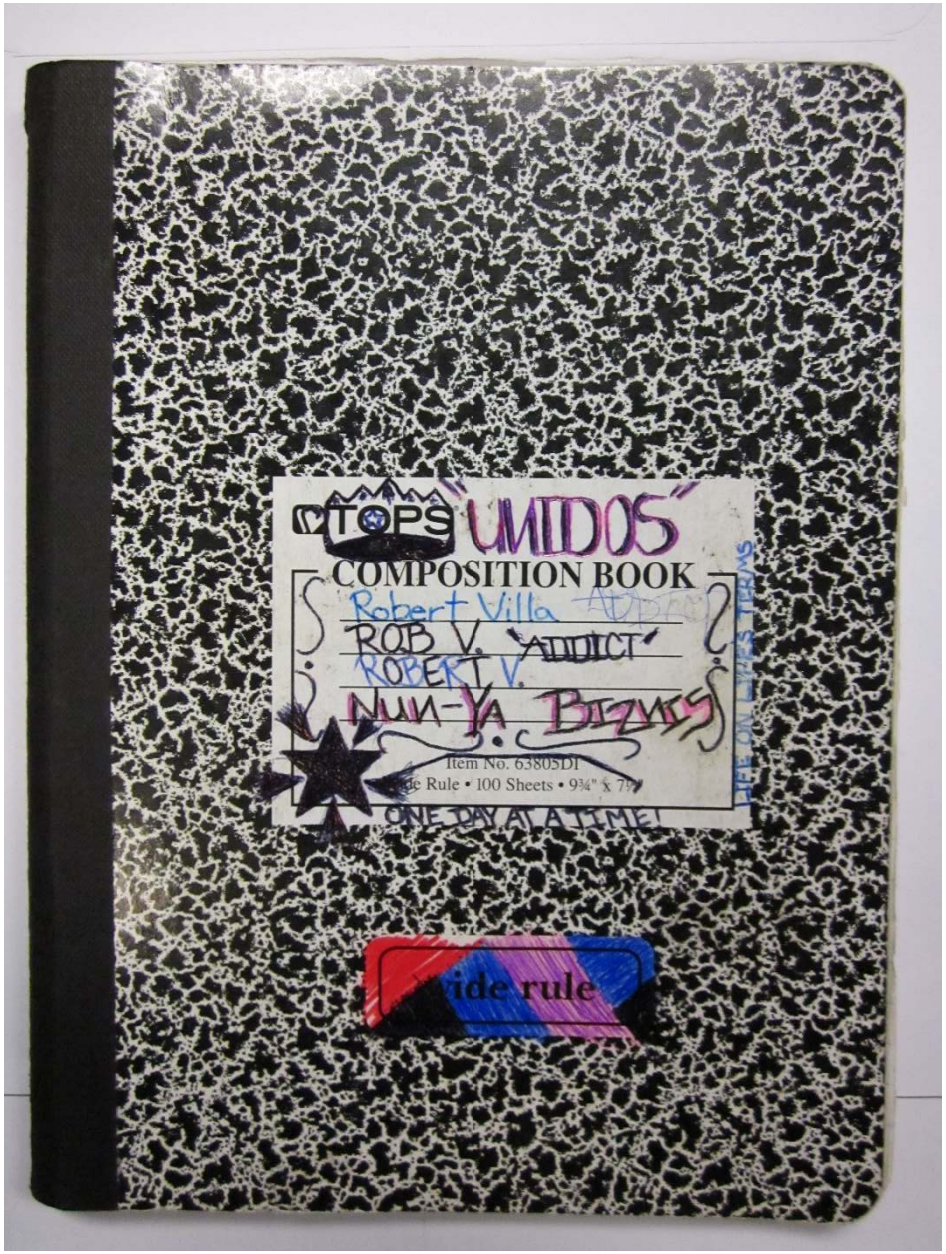
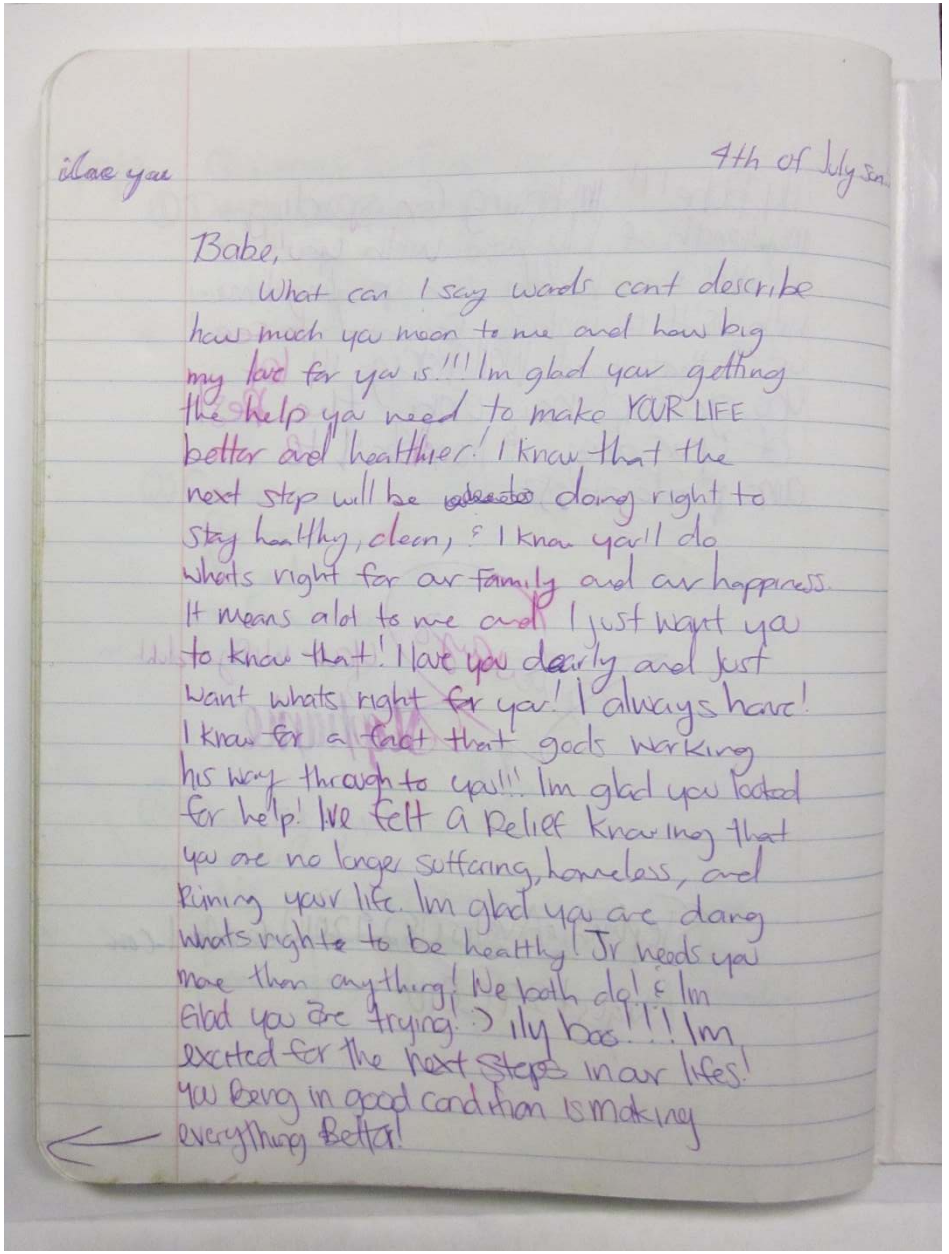
1412 Nisson Rd, Tustin, California, United States
Address is approximate


TOPS
"UNIDOS"
COMPOSITION BOOK
Robert Villa
ROB V. "ADDICT"
ROBERT V.
NUN-YA BIZNIS
Item No. 63805DI
ONE DAY AT A TIME!
LIFE ON LIFES TERMS


TOPS
UNIDOS
COMPOSITION BOOK
Robert Villa
ROB V.
ROBERT V.
NUN-YA
Item No. 63805DI
ONE DAY AT A TIME!
ide rule



ilove you

4th of July Sun

Babe,

What can I say words cant describe how much you mean to me and how big my love for you is!!! Im glad your getting the help you need to make YOUR LIFE better and healthier! I know that the next step will be ~~[illegible]~~ doing right to stay healthy, clean, & I know you'll do whats right for our family and our happiness. It means alot to me and I just want you to know that! I love you dearly and just want whats right for you! I always have! I know for a fact that gods working his way through to you!!! Im glad you looked for help! I've felt a Relief knowing that you are no longer suffering, homeless, and Ruining your life. Im glad you are doing whats right to be healthy! Jr needs you more than anything! We both do! & Im Glad you are trying! :) ily boo!!! Im excited for the next steps in our lifes! You being in good condition is making everything Better!

425 0082225048
EMERGENCY MEDICINE SPEC OF ORANGE COUNTY
P.O. BOX 48305
JACKSONVILLE FL 32247-8305

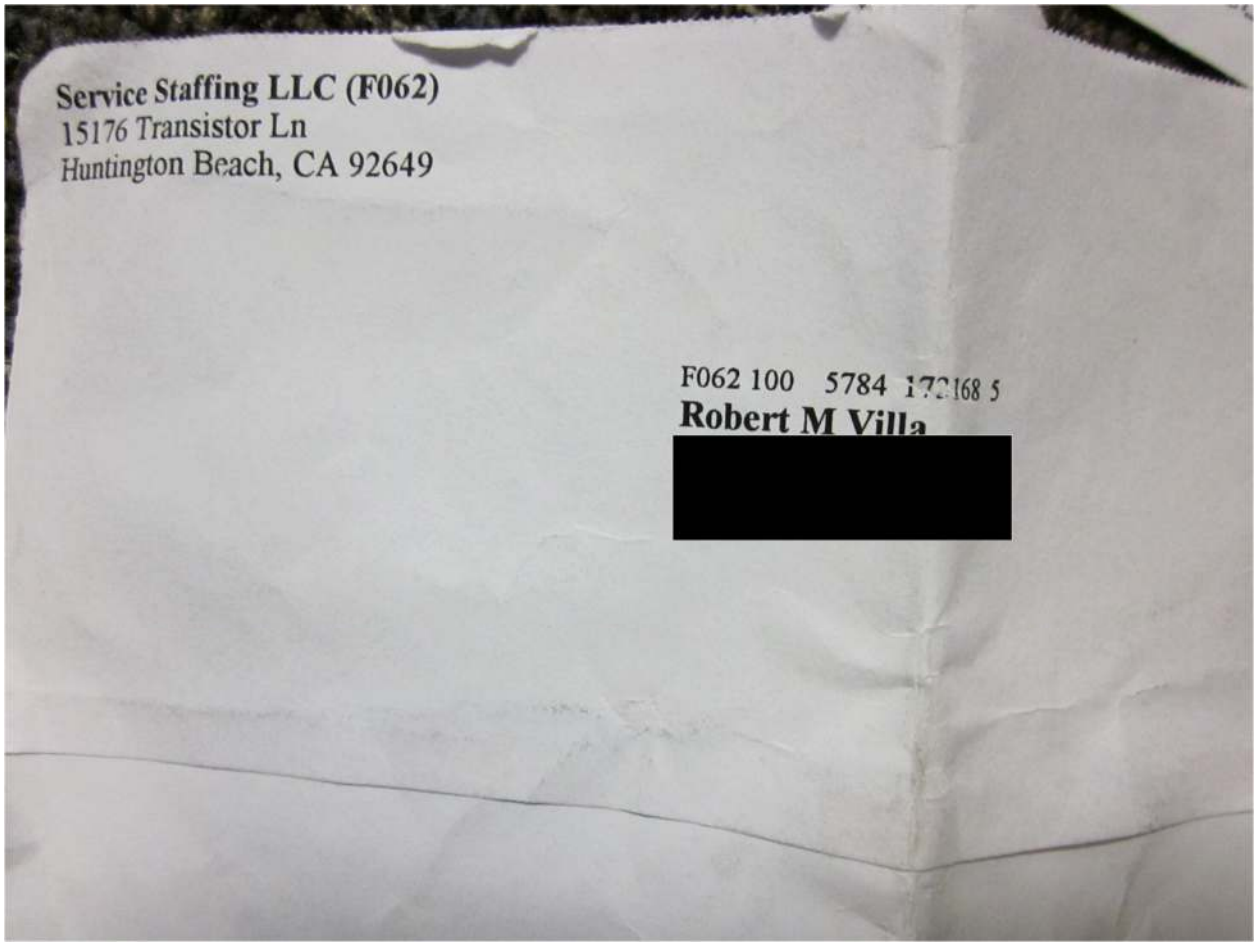
Return Service Requested

GOT500.A4FPH7000183.J0F3F1.013670 013664

ROBERT VILLA
[redacted]

014795

GWV-SP1 92780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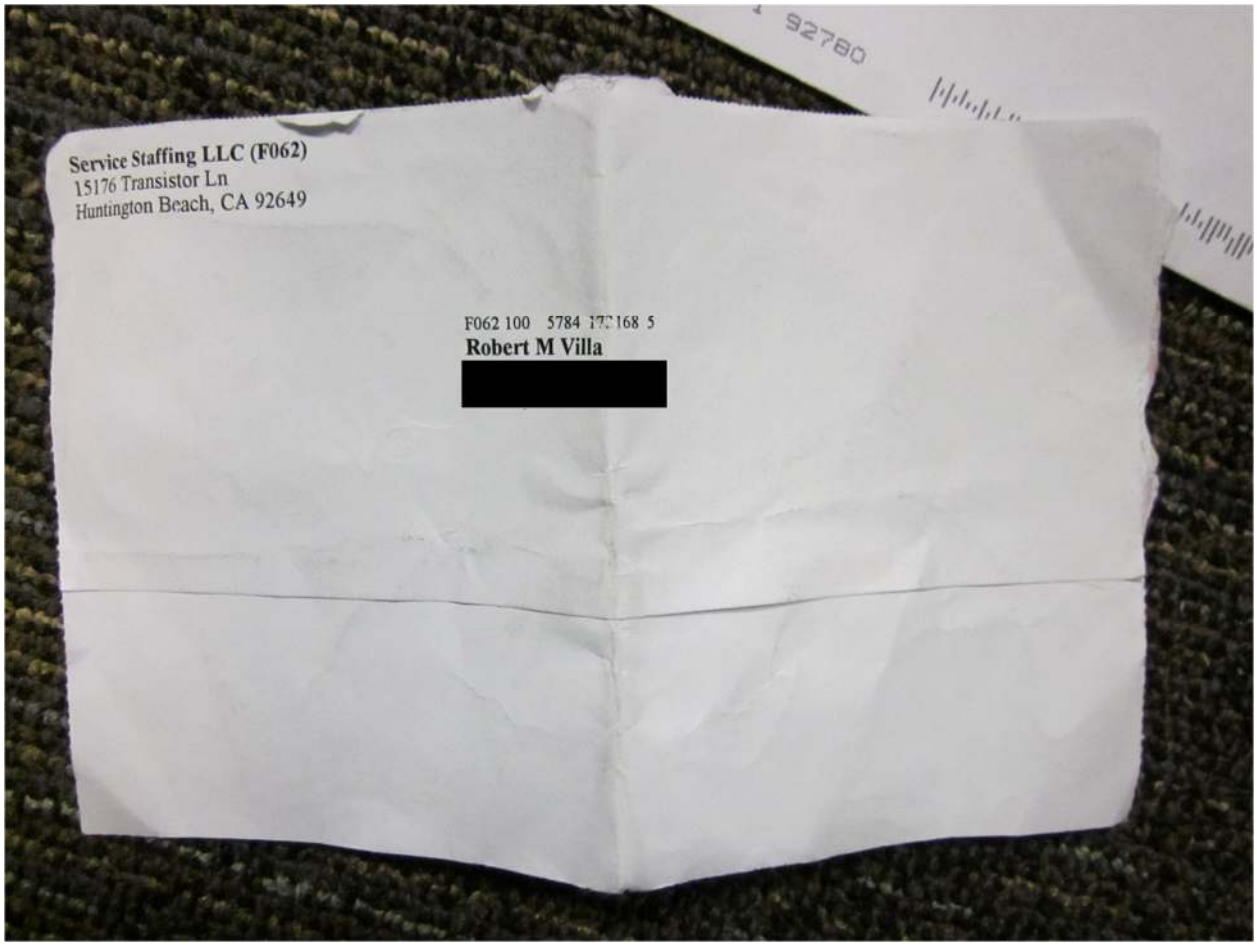
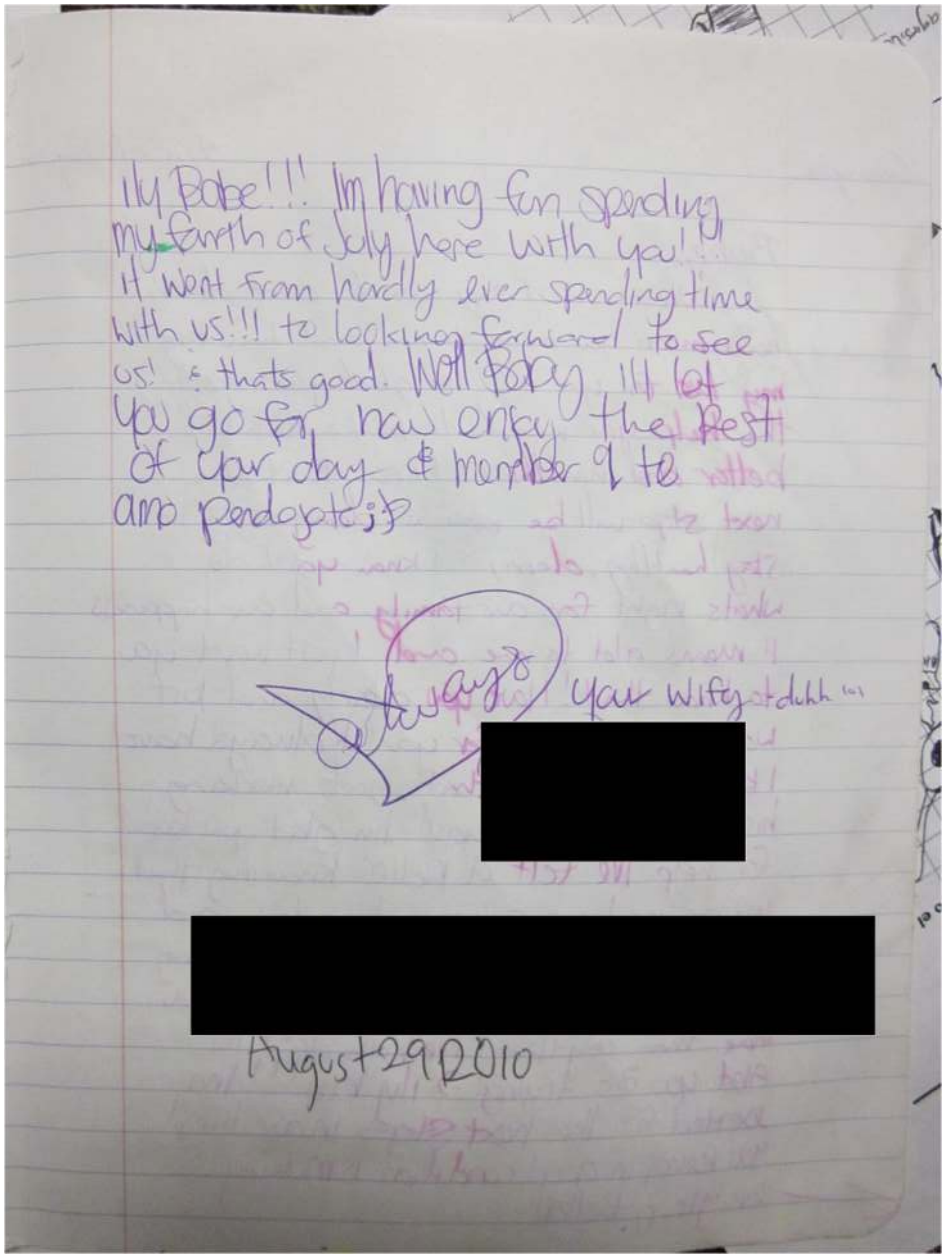
15176 Transistor Ln
Huntington Beach, CA 92649
F062 100 5784
Robert M Villa
[redacted]


92780
Service Staffing LLC (F062)
15176 Transistor Ln
Huntington Beach, CA 92649
F062 100 5784
Robert M Villa
[redacted]



ily Babe!!! Im having fun spending my fourth of July here with you!!! it went from hardly ever spending time with us!!! to looking forward to see us! & thats good. Well Baby !!! let you go for now enjoy the Rest of your day & member 9 to amo pendejote;)

Always your wifey-duhh (c)

[redacted]

[redacted]

August 29 2010

ROBERT VILLA

Retrato del enojo

Este es un dibujo de mí y de como manejo el enojo...

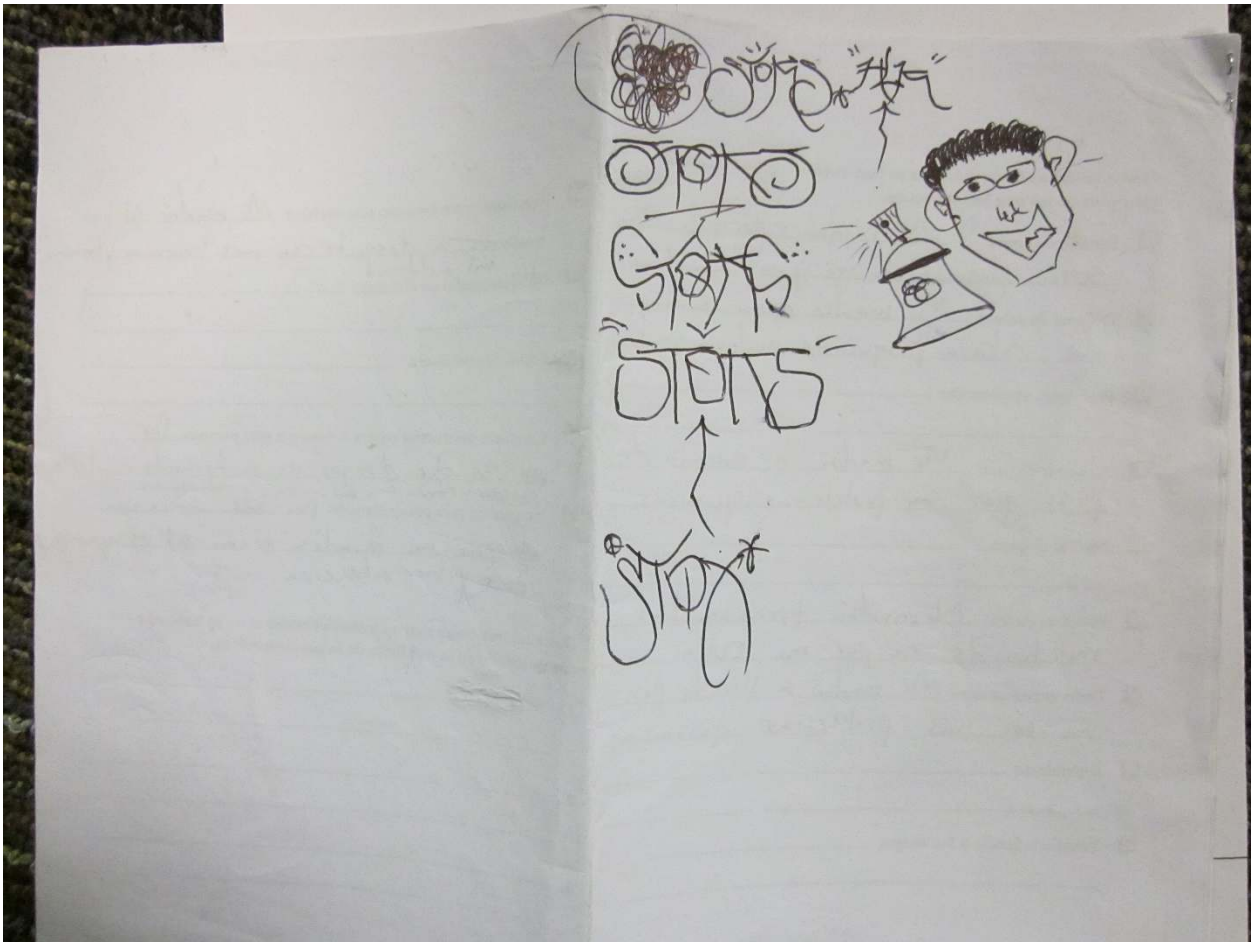
EJEMPLO

EL ENOJO Y TU

A veces me pongo agresivo

A veces me pongo violento

A veces "me guardo" mi enojo



el
Paso

El camino hacia la paz personal y la serenidad comienza dando el Primer Paso de Al-Anon.

Primer Paso: "Admitimos que éramos impotentes ante el alcohol—que nuestras vidas se habían vuelto ingobernables."

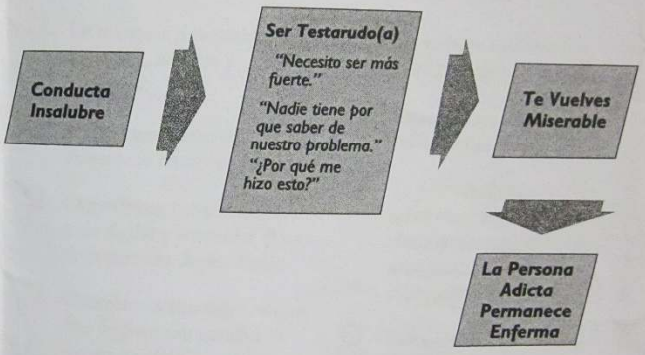
Al pedírsele a la persona químicamente dependiente que acepte su impotencia ante el alcohol u otras drogas, los miembros de la familia deben aceptar que él o ella de verdad es impotente ante el alcohol y su manera de beber o usar.

Ahora es tiempo de apagar esa manera testaruda de ser y ese fuerte deseo de componer a la persona dependiente. Ahora es tiempo de hacer a un lado esa tarea imposible y comenzar a tener cuidado de ti mismo.

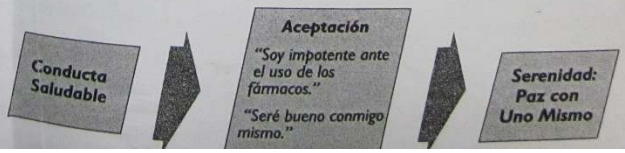
Los Doce Pasos de Al-Anon

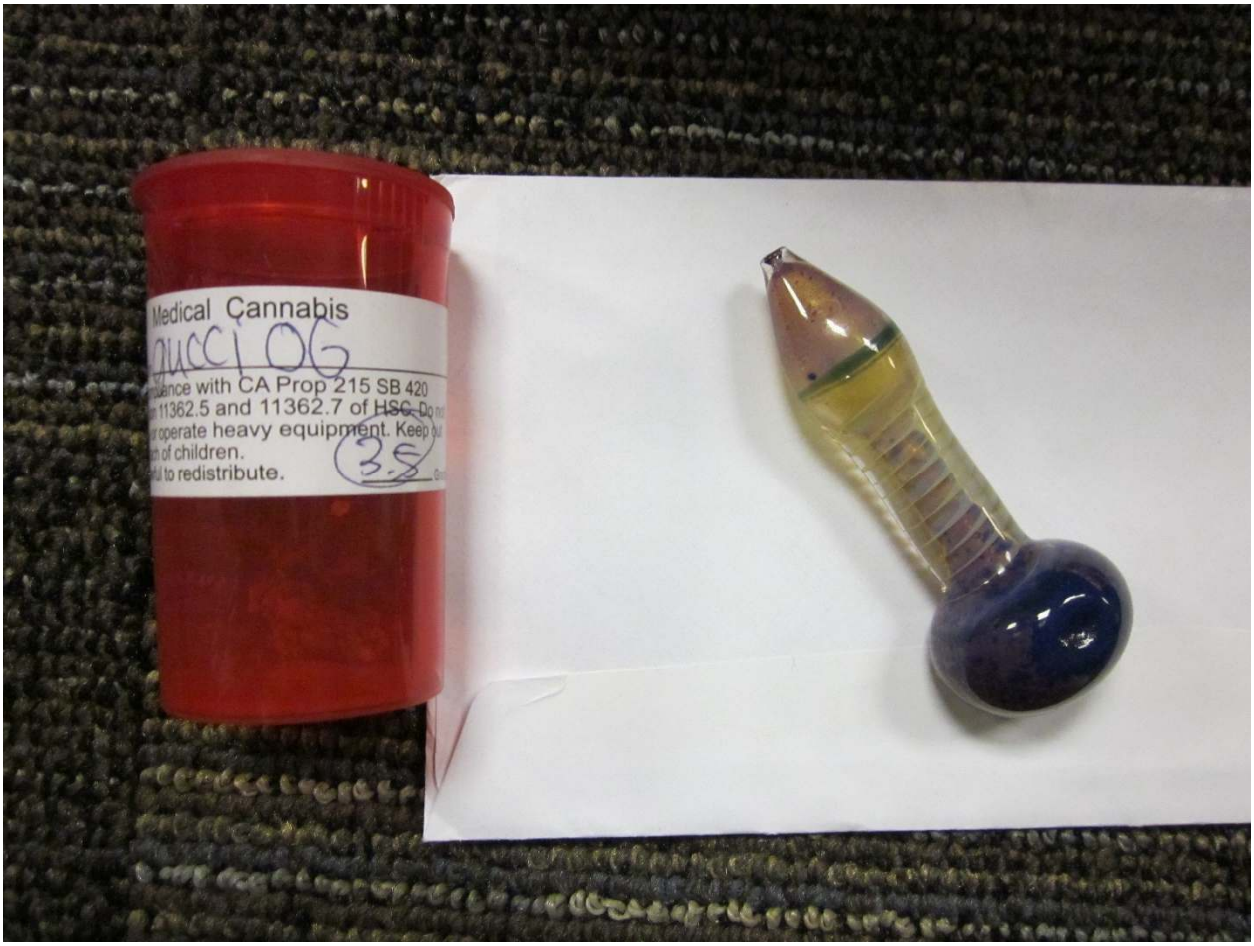
7/2/13

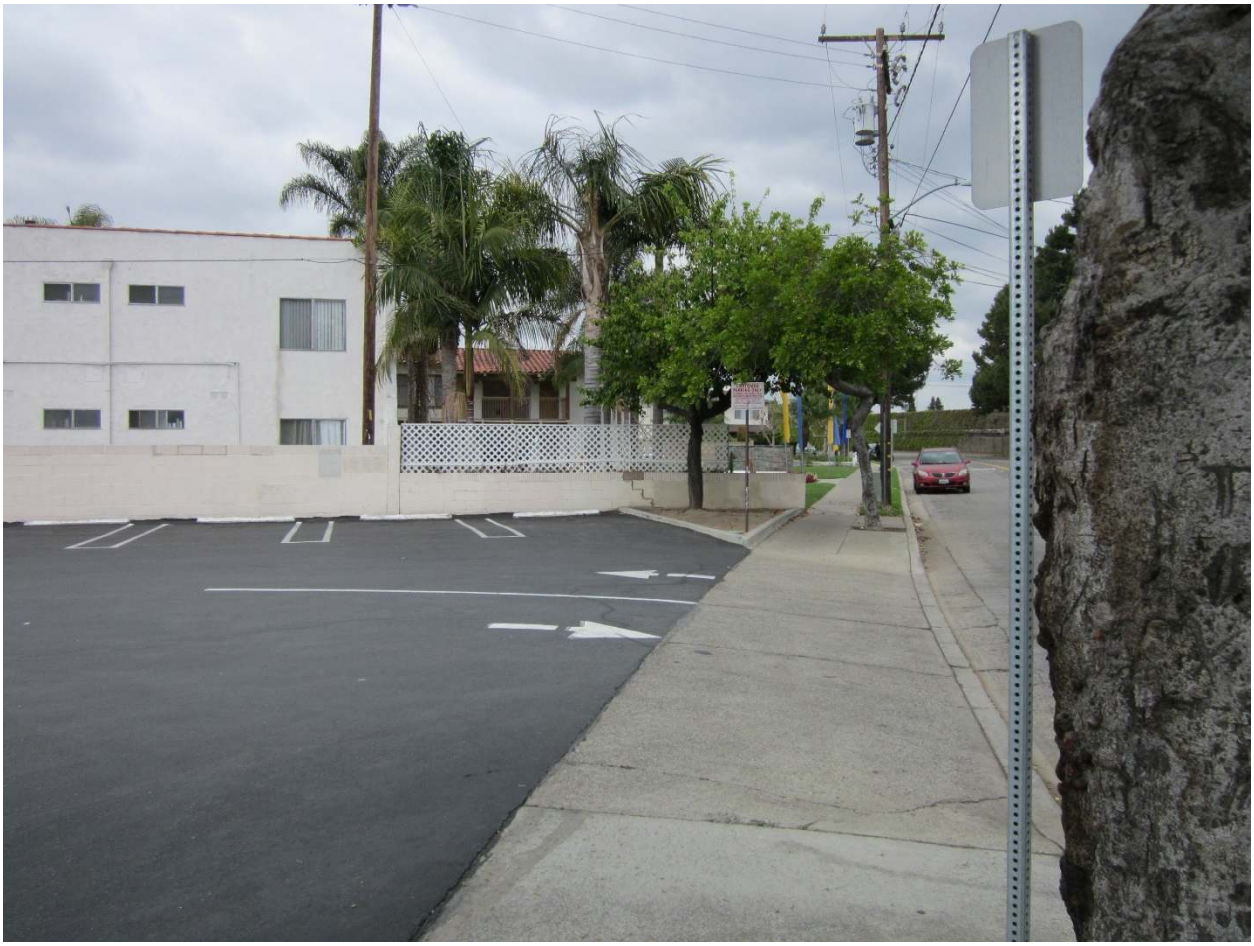
Camino hacia la falla

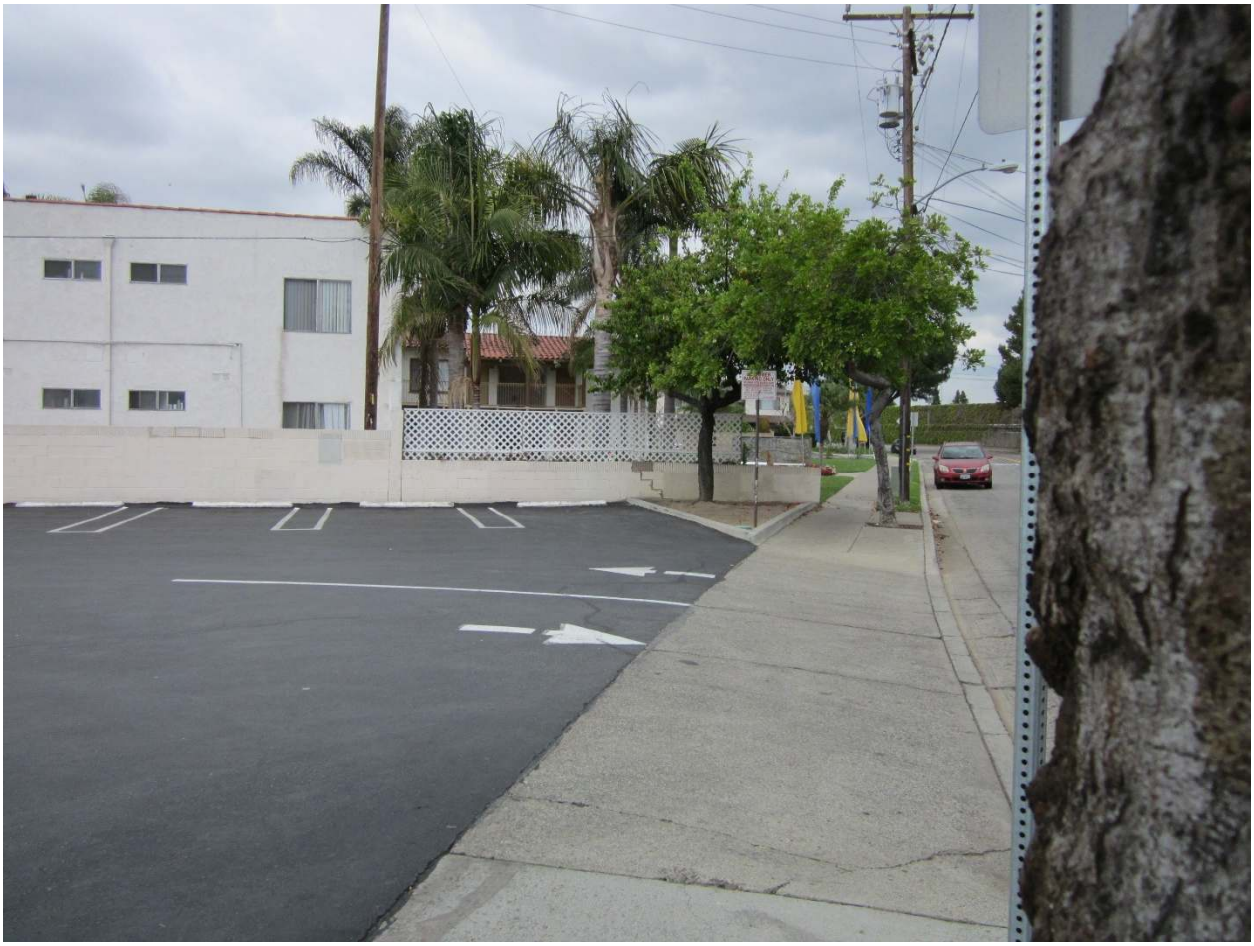


El camino hacia la serenidad

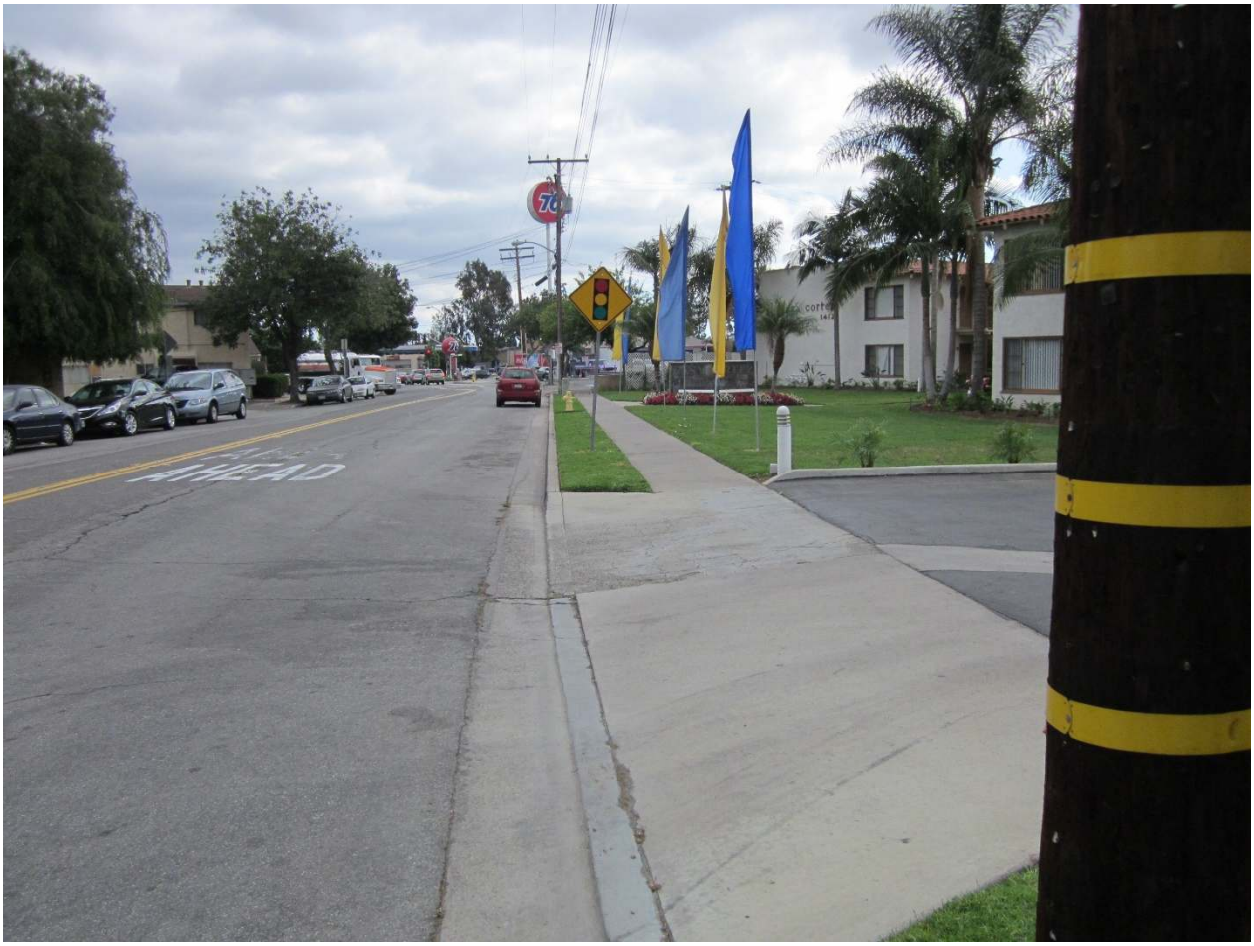


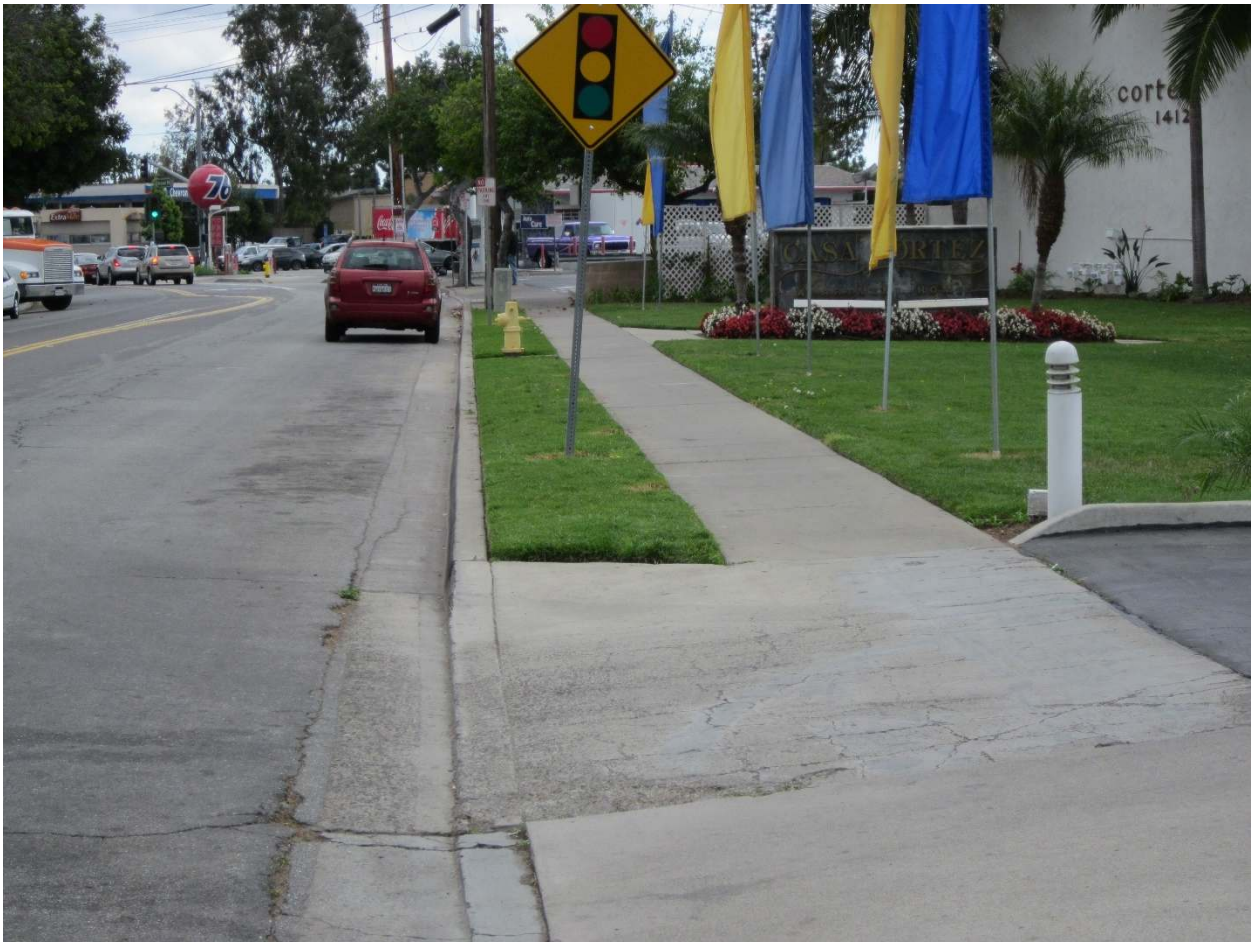

Medical Cannabis
gucci OG
ance with CA Prop 215 SB 420
11362.5 and 11362.7 of HSC. Do
operate heavy equipment. Keep
of children.
to redistribute.
3.5





CUSTOMER
PARKING ONLY
NO PARKING AFTER BUSINESS HOURS
PRIVATE PROPERTY NO PUBLIC PARKING
UNAUTHORIZED VEHICLES
WILL BE TOWED AWAY AT
VEHICLE OWNER'S EXPENSE
C.V.C. 22658


AHEAD


CASA CORTEZ

REC'D FEB 27 2014

OFFICE OF THE
DISTRICT ATTORNEY
ORANGE COUNTY, CALIFORNIA
TONY RACKAUCKAS, DISTRICT ATTORNEY

JIM TANIZAKI
SENIOR ASSISTANT D.A.
VERTICAL PROSECUTIONS/
VIOLENT CRIMES

MARY ANNE MCCAULEY
SENIOR ASSISTANT D.A.
BRANCH COURT OPERATIONS

JOSEPH D'AGOSTINO
SENIOR ASSISTANT D.A.
GENERAL FELONIES/
ECONOMIC CRIMES

MICHAEL LUDINSKI
SENIOR ASSISTANT D.A.
SPECIAL PROJECTS

JEFF MCLAUGHLIN
CHIEF
BUREAU OF INVESTIGATION

LISA BOHAN - JOHNSTON
DIRECTOR
ADMINISTRATIVE SERVICES

SUSAN KANG SCHROEDER
CHIEF OF STAFF

February 26, 2014

Chief Charles Celano
Tustin Police Department
300 Centennial Way
Tustin, Ca. 92780

RE: Officer Brian Stroud
Officer David Nguyen
Officer Scott Wright

CC
3-2-14

Officer Involved Shooting / Fatal / SA # 14-004

Dear Chief Charles Celano

As you are aware, this office is conducting an investigation into the fatal Officer Involved Incident which occurred on February 10, 2014, involving the above named officers. In the course of this review, pursuant to Penal Code Section 832.7(a), we are requesting access to their personnel files and all other administrative files pertaining to the listed officers.

We are specifically requesting that you not include any ordered statements pursuant to any administrative investigation. Please excise any material that may have been derived from any ordered interviews.

Supervising District Attorney's Investigator Mark Gutierrez of our office will be in contact with your department to arrange a convenient time to view the files. Should there be any questions or problems, please do not hesitate to contact me at (714) 347-8864.

Very truly yours,

Dan Wagner
Assistant Deputy District Attorney

3-5-14/0900
DA SUPV GUTIERREZ
REVIEWED FILES

REPLY TO ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

WEB PAGE: www.OrangeCountyDA.com

☒☒ MAIN OFFICE
401 CIVIC CENTER DR W
P.O. BOX 808
SANTA ANA, CA 92701
(714) 834-3600

☐☐ NORTH OFFICE
1275 N. BERKELEY AVE
FULLERTON, CA 92831
(714) 773-4480

☐☐ WEST OFFICE
8141 13TH STREET
WESTMINSTER, CA 92683
(714) 896-7261

☐☐ HARBOR OFFICE
4601 JAMBOREE RD.
NEWPORT BEACH, CA 92660
(949) 476-4650

☐☐ JUVENILE OFFICE
341 CITY DRIVE SOUTH
ORANGE, CA 92868
(714) 935-7624

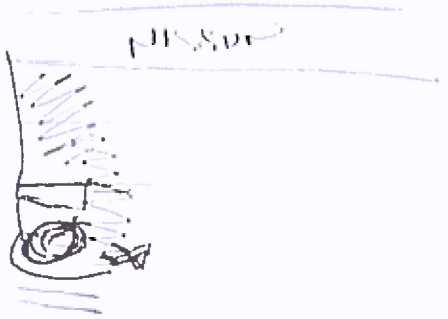
☐☐ CENTRAL OFFICE
401 CIVIC CENTER DR. W
P.O. BOX 808
SANTA ANA, CA 92701
(714) 834-3952

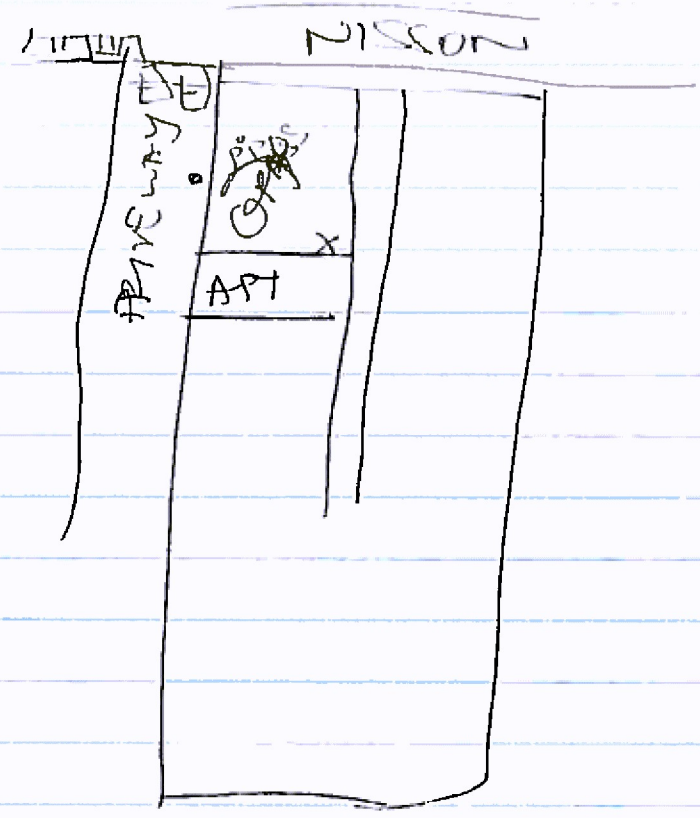
ORANGE COUNTY
FIRE
AUTHORITY

Always
Welcome

4
5
6
9
10
11
12
5 6 7 9 10 11 12

14-778
ofc. JANKOWSKI





DATE: JUNE 5, 2014

Inter-Com

TO: BRIAN STROUD, POLICE OFFICER #1141

FROM: ANDREW BIROZY, PROFESSIONAL STANDARDS DIVISION SUPERVISOR

SUBJECT: **ADMINISTRATIVE INVESTIGATION**

An Administrative Investigation is currently being conducted as a result of the officer involved shooting you were involved in on February 10, 2014 at 1412 Nisson Rd.

You are to report to the Professional Standards Division on Thursday, June 26, 2014 at 1300 hours to answer questions relative to this Administrative Investigation. Sgt. Birozy will be the officer in charge of the interrogation. The following officers will also be present during the interrogation: Lt. Wright. All questions during the interrogation shall be asked by and through no more than two interrogators at one time.

The complete interrogation will be recorded. You will have access to the tape if any further proceedings are contemplated or prior to any further interrogation at a subsequent time. You have the right to bring your own recording device and record any and all aspects of the interrogation. You will be entitled to all reports and/or complaints made by investigators or other persons, except those which are deemed by the Department to be confidential. No notes or reports which are deemed to be confidential by the Department will be entered into your personnel file.

You have the right to be represented by a representative of your choice who may be present at all times during the interrogation. This representative shall not be a person subject to the same investigation. Your representative shall not be required to disclose, nor be subject to any punitive action for refusing to disclose, any information received from you while under investigation in non-criminal matters.

The employer shall not cause the public safety officer under interrogation to be subjected to visits by the press, (nor will your home address or photograph be given to the press or news media) without your expressed consent.

If prior to or during the interrogation it is deemed that you may be charged with a criminal offense, you shall be immediately informed of your constitutional rights. You are advised that your rights are fully outlined in the Public Safety Officers Procedural Bill of Rights Act, Government Code Sections 3300 – 3311.

If you have any questions prior to the investigation, please do not hesitate to call. My phone number is: (714) 573-3285.

Inter-Com

DATE: JULY 27, 2014

TO: BRIAN STROUD, POLICE OFFICER 1141

FROM: ANDREW BIROZY, PROFESSIONAL STANDARDS DIVISION SUPERVISOR

SUBJECT: **ADMINISTRATIVE INVESTIGATION**

An Administrative Investigation is currently being conducted as a result of the officer involved shooting you were involved in on February 10, 2014 at 1412 Nisson Rd.

You are to report to the Professional Standards Division on Thursday, August 14, 2014 at 1400 hours to answer questions relative to this Administrative Investigation. Sgt. Birozy will be the officer in charge of the interrogation. The following officers will also be present during the interrogation: Lt. Wright. All questions during the interrogation shall be asked by and through no more than two interrogators at one time.

The complete interrogation will be recorded. You will have access to the tape if any further proceedings are contemplated or prior to any further interrogation at a subsequent time. You have the right to bring your own recording device and record any and all aspects of the interrogation. You will be entitled to all reports and/or complaints made by investigators or other persons, except those which are deemed by the Department to be confidential. No notes or reports which are deemed to be confidential by the Department will be entered into your personnel file.

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If prior to or during the interrogation it is deemed that you may be charged with a criminal offense, you shall be immediately informed of your constitutional rights. You are advised that your rights are fully outlined in the Public Safety Officers Procedural Bill of Rights Act, Government Code Sections 3300 – 3311.

If you have any questions prior to the investigation, please do not hesitate to call. My phone number is: (714) 573-3285.

Inter-Com

DATE: JUNE 6, 2014

TO: DAVID NGUYEN, POLICE OFFICER

FROM: ANDREW BIROZY, PROFESSIONAL STANDARDS DIVISION SUPERVISOR

SUBJECT: **ADMINISTRATIVE INVESTIGATION**

An Administrative Investigation is currently being conducted as a result of the officer involved shooting you were involved in on February 10, 2014 at 1412 Nisson Rd.

You are to report to the Professional Standards Division on Thursday, June 26, 2014 at 0900 hours to answer questions relative to this Administrative Investigation. Sgt. Birozy will be the officer in charge of the interrogation. The following officers will also be present during the interrogation: Lt. Wright. All questions during the interrogation shall be asked by and through no more than two interrogators at one time.

The complete interrogation will be recorded. You will have access to the tape if any further proceedings are contemplated or prior to any further interrogation at a subsequent time. You have the right to bring your own recording device and record any and all aspects of the interrogation. You will be entitled to all reports and/or complaints made by investigators or other persons, except those which are deemed by the Department to be confidential. No notes or reports which are deemed to be confidential by the Department will be entered into your personnel file.

You have the right to be represented by a representative of your choice who may be present at all times during the interrogation. This representative shall not be a person subject to the same investigation. Your representative shall not be required to disclose, nor be subject to any punitive action for refusing to disclose, any information received from you while under investigation in non-criminal matters.

The employer shall not cause the public safety officer under interrogation to be subjected to visits by the press, (nor will your home address or photograph be given to the press or news media) without your expressed consent.

If prior to or during the interrogation it is deemed that you may be charged with a criminal offense, you shall be immediately informed of your constitutional rights. You are advised that your rights are fully outlined in the Public Safety Officers Procedural Bill of Rights Act, Government Code Sections 3300 – 3311.

If you have any questions prior to the investigation, please do not hesitate to call. My phone number is: (714) 573-3285.

14-778
OFCR. D. NGUYEN

PAGE 2

RV1

7/11/14

1st 1/15
Offcr. D. Nguyen

PAGE 1

LOCATION OF WHERE I PARKED

SAW RV FIRST

MOVED TO THIS LOCATION

MOM/DAD OF RV

7/11/14

Tustin Police Department

Use of Force Administrative Review

This report is prepared as an internal administrative instrument for Tustin Police Department
It shall not be released to persons or agencies outside the department without prior approval from the Chief of Police.

Date of Occurrence: 02/10/2014 **Time of Occurrence:** 1135 hours **TPD Report No.:** 14-0778

Location of Incident: 1412 Nisson

☐ **IN POLICY (No further action)** ☒ **RECOMMEND ADMINISTRATIVE INVESTIGATION**

SUSPECT INFORMATION

Name (Last, First, MI): Villa, Robert M. **DOB:** 12/21/1990 **Race:** Hispanic **Sex:** ☒M ☐F **Height:** 5'10" **Weight:** 180

Charges: _____

Nature of Initial Contact/Code Section if any (check one)

☐ Felony Arrest	☐ Car Check	☒ Call: Armed Person
☐ Felony Warrant	☐ Pedestrian Check	☐ Call: Domestic Violence
☐ Misdemeanor Arrest	☐ Search Warrant	☐ Occupied Stolen Vehicle
☐ Misdemeanor Warrant	☐ Call: Suspicious Person	☐ Consensual Encounter
☐ Traffic Violation	☒ Call: Disturbance	☐ Other: _____
☐ Alcohol/Drug Related	☐ Call: 5150	

Force Used Against Officer(s) (Check all that apply)

☒ Lethal Force or Threatened Lethal Force:
☐ Rifle ☐ Handgun ☐ Shotgun ☒ Knife ☐ Club ☐ Other _____
☐ Less Than Lethal ☐ Hands ☐ Feet ☐ Teeth ☒ Combative ☐ Other _____

Force Used by Officer(s) (Check all that apply)

☒ Handgun ☐ Shotgun ☐ Rifle ☐ Carotid Restraint
☐ Less Than Lethal Force: ☐ Physical Force (Hands) ☐ Baton/PR24 ☐ EMDT - Cartridge Number _____
☐ Leg Restraints ☐ Capsicum or Chemical Agent ☐ Less Lethal Projectile ☐ Other: _____

Injuries to Suspect(s):

☒ Death ☐ Minor Visible Injury ☐ Serious Visible Injury ☐ Complaint of Injury ☐ No Injury Observed
☐ Loss of Consciousness Description of Injuries: _____

Treatment:

☒ Admitted to Hospital ☐ No Treatment Required ☐ Treated and Released ☐ Refused Treatment
Location of Treatment or Hospitalization: WMC Physician: Unk Other: Trauma Team
☒ Evaluated by OCFA Paramedics on scene
Were Injuries Photographed: ☒ Yes ☐ No By Whom: Orange County Sheriff CSI

Injuries to Officer(s)

☐ Death ☐ Minor Visible Injury ☒ No Injury ☐ Complaint of Injury (No injury observed)
Description of injuries: _____

Treatment:

☐ Admitted to Hospital ☒ No Treatment Required ☐ Treated and Released ☐ Refused Treatment
Location of Treatment or Hospitalization: _____ Physician: _____

Were Injuries Photographed: ☒ Yes ☐ No By Whom: Orange County Sheriff CSI

Officers Involved:

	Name/P#	Use of Force	Type of Force Used	Injured	Witness Only	MAVS
1.	Brian Stroud	☒ Yes ☐ No	Deadly force	☐ Yes ☒ No	☐	☒ Yes ☐ No
2.	Scott Wright	☒ Yes ☐ No	Deadly force	☐ Yes ☒ No	☐	☐ Yes ☒ No
3.	David Nguyen	☒ Yes ☐ No	Deadly force	☐ Yes ☒ No	☐	☒ Yes ☐ No
4.	Michelle Jankowski	☐ Yes ☒ No	_____	☐ Yes ☒ No	☒	☒ Yes ☐ No
5.	_____	☐ Yes ☐ No	_____	☐ Yes ☐ No	☐	☐ Yes ☐ No
6.	_____	☐ Yes ☐ No	_____	☐ Yes ☐ No	☐	☐ Yes ☐ No
7.	_____	☐ Yes ☐ No	_____	☐ Yes ☐ No	☐	☐ Yes ☐ No
8.	_____	☐ Yes ☐ No	_____	☐ Yes ☐ No	☐	☐ Yes ☐ No

9. ____ ☐ Yes ☐ No ____ ☐ Yes ☐ No ☐ ☐ Yes ☐ No

10. ____ ☐ Yes ☐ No ____ ☐ Yes ☐ No ☐ ☐ Yes ☐ No

Tustin Police Use of Force Statement Form

Witness Information

Name: _____ DOB: _____ CDL: _____
Home Address/Telephone: _____
Work Address/Telephone: _____
Statement Summary: _____

Name: _____ DOB: _____ CDL: _____
Home Address/Telephone: _____
Work Address/Telephone: _____
Statement Summary: _____

Name: _____ DOB: _____ CDL: _____
Home Address/Telephone: _____
Work Address/Telephone: _____
Statement Summary: _____

Attachments:

1.
2.
3.
4.
5.
6.
7.
8.
9.
10.

Brief Summary of Incident (Attach additional pages if necessary)

Tustin Police received a call of a disturbance in apartment number 7 at 1412 Nisson Road (Casa Cortez Apartments). As officers were walking up to the apartment the suspect ran out and attacked them with a large knife. Officers fired their duty handguns at the suspect who was shot and later died in the hospital. Due to the overall magnitude of the investigation I am not able to provide additional detailed facts at this time.

Supervisor Completing Report:

Name: Dana Harper Signature: _____ Date: 030214

Review/Comments:

Lieutenant/Manager: Please forward to Professional Standards for investigation.

Name: Lt. Blair Signature: _____ Date: 02/12/14

Bureau Commander:

Name: Signature: _____ Date: 3-2-14

CONCUR. _____ 3-3-14

CHIEF CHARLES CELAYA

ADMINISTRATIVE INVESTIGATION TIME LOG – IA

DATE	TIME		ACTIVITY/COMMENTS
	FROM	TO	
021014	1140	2200	Supervise Scene
021114	0900	1000	Write Use of Force Review

TOTAL TIME SPENT RECAP (ROUNDED TO NEAREST HOUR)

INVESTIGATION

INVESTIGATING OFFICER TIME 1 HR.
INVESTIGATED EMPLOYEES TIME (Including Witnesses)
TYPING/PREPARING DOCUMENTS & ATTACHMENTS NOT LISTED ABOVE _____
OTHER TIME SPENT (Justify Below) _____

ADMINISTRATIVE REVIEW TIME NOT LISTED ABOVE

LIEUTENANT/MANAGER .5 HR
CAPTAIN .5 HR
CHIEF (Including Review/Skelly Memos/Legal Advice, etc.) _____

APPEALED CASES

CITY MANAGER _____
ATTORNEYS (Including City Attorney) _____
MISCELLANEOUS COSTS (Including Hearing Officer) _____

14-118
OFF. S. WRIGHT

SCOTT WRIGHT

080814

DATE: JULY 13, 2015

Inter-Com

TO: CHARLES F. CELANO JR., CHIEF OF POLICE VIA CHAIN OF COMMAND

FROM: JEFF BLAIR, SPECIAL OPERATIONS COMMANDER

SUBJECT: **ADMINISTRATIVE REPORT- #IA2014-005 (D. NGUYEN)**

CONCLUSION AND REASONING

Based on my review of this investigation including all associated attachments, as it relates to **Officer David Nguyen**, my findings regarding the alleged violation of the Tustin Police General Orders is as follows:

Violation of Tustin Police Department Policy Manual:

"340.3.5 PERFORMANCE

u) Exceeding lawful peace officer powers by unreasonable, unlawful or excessive conduct."

As it pertains to:

"300.3 DEADLY FORCE APPLICATIONS

While the use of a firearm is expressly considered deadly force, other force might also be considered deadly force if the officer reasonably anticipates and intends that the force applied will create a substantial likelihood of causing death or very serious injury. Use of deadly force is justified in the following circumstances:

a) An officer may use deadly force to protect himself/herself or others from what he/she reasonably believe would be an imminent threat of death or serious bodily injury;

FINDING: **EXONERATED**

On February 10, 2014 officers were dispatched to 1412 Nisson Rd. #7 to investigate a family disturbance. When they arrived, they were confronted by Robert Villa who was outside the apartment, armed with a knife. Villa did not comply with verbal commands to drop the knife, but instead charged at the officers while holding the knife in a threatening manner. Officers Stroud, Wright and D. Nguyen fired their duty firearms at Villa and he

was struck by several of those rounds. Villa was transported to the hospital where he succumbed to his injuries.

All of the involved officers were interviewed, along with witness officer Jankowski and several civilian witnesses. The statements were consistent and describe a situation of imminent threat of death or serious bodily injury to the officers.

An independent witness, [redacted] saw the incident unfold from the front seat of his car that was parked curbside across from 1412 Nisson. During the interview [redacted] said he saw Villa with the knife in his right hand and heard the officers tell him to drop it. Villa advanced toward the officers and that is when they shot him. [redacted] said Villa yelled, "Ahh! Fuck you!" with the knife in his hand. [redacted] said Villa had his hand up with the knife as he ran toward the officers. [redacted] said, "He just said that and he went after the cops." [redacted] said Villa repeated "Fuck you!" two to three times as he started running at the officers. When asked how far Villa was from the police officers before they shot, [redacted] said Villa was very close. He estimated the distance as being five meters.

Independent witness [redacted] saw the incident while seated in a car across the street from 1412 Nisson. [redacted] said four police officers approached Villa who was armed with a knife. One of the officers yelled at Villa to put the knife down. Upon hearing the officer yell, Villa "got crazy" and yelled back, "Fuck you!" Villa dropped a cell phone but he retained the knife in his right hand. [redacted] said Villa stood up with the knife in his right hand and he ran at the four police officers. He said the tip of the knife blade was pointed up as Villa ran. In response, the police officers pulled out their guns and shot Villa. [redacted] believed each officer shot approximately four to five rounds. [redacted] estimated Villa was approximately twelve to fifteen feet away when the officers first contacted him. He said Villa was approximately seven to eight feet away when the officers shot him.

Another independent witness, [redacted] had seen Villa with the knife earlier in the day. When the officers arrived, he heard them giving "commands" however he did not know what the police were saying. He then said, "That's... when I looked, that's when he just started charging. It was quick." [redacted] also said, "As soon as he (Villa) seen them, he charged them (police)."

Officer Jankowski was one of the responding officers but did not fire her duty firearm, in part because she was obstructed by one of the other officers. She initially saw Villa holding a knife with the sharp pointed edge facing down and back so if he were to raise it, it would have been in position to stab downward at the officers. She did not remember him raising his hands. She said, "I just remember him coming at us in what looked like was going to be a sprint. He got in like a runner's stance in a sense. Where he was like, 'Ok, I'm gonna come running-charging at you." She described his position as, "Chest forward. Head and chest forward. Um, arms kind of come at a bent motion,

or a bent angle, and a... kind of just leaning forward as if he's gonna come at you head on." She said Villa closed the distance by approximately three yards. She said the officers shot because he had the knife in his hands as he was running toward them.

D. Nguyen said when he arrived with the other officers, Villa was armed with a knife. Villa charged at them and D. Nguyen said, "When he starts charging at us, I'm like 'Oh shit he's- He's running towards me with this knife!' And I'm thinking I don't want to get stabbed again. I don't want to go- I don't want my partners to get stabbed. That's a long knife. There's- Somebody's gonna get seriously hurt or killed if he gets any closer to us. Um, so I was in fear for my life and my partners' life." Officer D. Nguyen fired his duty firearm and stated after firing "All I remember was he's still coming at me. After I shot my rounds he was still gaining ground. I actually backed up to the sign here because he was still gaining ground on us."

S. Wright said Villa who was armed with a knife charged directly at D. Nguyen. Wright was asked what was going through his mind when he pulled the trigger. He said, "I can't let him kill Dave." Wright stated once Villa charged D. Nguyen it happened so quickly he had no chance to use any force options other than his firearm. He fired one round at Villa, and even after being struck, Villa continued to fight and move toward the officers. Wright immediately handcuffed Villa and administered first aid.

Stroud said upon arrival they encountered Villa who was armed with a knife and appeared to be angry and under the influence of a stimulant. He knew with Villa's close proximity to all of them (officers) and possessing a knife, Villa could easily have killed his partners or himself. He immediately drew his firearm and ordered Villa to drop the knife. Villa disobeyed verbal commands and instead charged at Stroud and his partners. When asked what Stroud was thinking at that point he said, "I'm thinking he's going to either stab me or stab one of the officers that I was with." Once Villa got within 15' Stroud fired his duty firearm. He said he felt there was no other course of action he could have taken to save his or his partner's life. He said this was based on the immediate threat with Villa possessing the knife, Villa's actions of "charging" at the officers and the proximity in relation to the officers. When asked what he felt would have happened if he did not fire at Villa, Stroud said, "He would have killed one of us." Stroud was afraid one of the officers including himself would have been killed or seriously wounded by Villa. He said, "In my mind, I thought I fired the amount of rounds needed to, to, stop the threat." He said as soon as Villa went to the ground and the threat ceased, he stopped firing.

Based on the totality of the circumstances I find that **Nguyen's use of force application** was **reasonable and within policy.**

PRIOR ACTIONS

On June 11, 2012 Nguyen received a written reprimand for a violation of the emergency driving policy.

RECOMMENDATION

No further action.

14-778
OFFR. S. WRIGHT

2

SCOTT WRIGHT

08/08/14

OFFICE OF THE
DISTRICT ATTORNEY
ORANGE COUNTY, CALIFORNIA
TONY RACKAUCKAS, DISTRICT ATTORNEY

JIM TANIZAKI
SENIOR ASSISTANT D.A.
VERTICAL PROSECUTIONS/
VIOLENT CRIMES

JOSEPH D'AGOSTINO
SENIOR ASSISTANT D.A.
GENERAL FELONIES/
ECONOMIC CRIMES

MICHAEL LUDINSKI
SENIOR ASSISTANT D.A.
SPECIAL PROJECTS

JAIME COULTER
SENIOR ASSISTANT D.A.
BRANCH COURT OPERATIONS

CRAIG HUNTER
CHIEF
BUREAU OF INVESTIGATION

LISA BOHAN - JOHNSTON
DIRECTOR
ADMINISTRATIVE SERVICES

SUSAN KANG SCHROEDER
CHIEF OF STAFF

July 14, 2015

Chief Charles Celano
Tustin Police Department
300 Centennial Way
Tustin, CA 92780

Re: Officer-Involved Shooting on Feb. 10, 2014
Fatal Incident Involving Robert Villa
District Attorney Investigations Case # SA 14-004
Tustin Police Department Case # 14-778
Orange County Crime Laboratory Case # FR 14-41793

Dear Chief Celano,

Please accept this letter detailing the Orange County District Attorney's (OCDA) Office's investigation and legal conclusion in connection with the above-listed incident involving on-duty Tustin Police Department (TPD) Officers David Nguyen, Brian Stroud, and Scott Wright. Robert Villa, 23, did not survive his injuries. The incident occurred in the City of Tustin on Feb. 10, 2014.

OVERVIEW

This letter contains a description of the scope and the legal conclusions resulting from the OCDA's investigation of the Feb. 10, 2014, fatal, officer-involved shooting of Villa. This letter includes an overview of the OCDA's investigative methodology, procedures, as well as a description of the relevant evidence examined, witnesses interviewed, factual findings, and legal principles applied in analyzing the incident and determining whether there is criminal culpability on the part of the TPD officers involved in the shooting. The format of this document has been developed by the OCDA, at the request of many Orange County police agencies, to foster greater accountability and transparency in law enforcement.

On Feb. 10, 2014, Investigators from the OCDA Special Assignment Unit (OCDASAU) responded to this incident. During the course of this investigation, 11 interviews were conducted, and 68 additional witnesses were contacted during the supplemental canvass interviews. OCDASAU Investigators also obtained and reviewed the following: TPD reports, audio dispatch and radio traffic recordings; Orange County Crime Laboratory (OCCL) reports, including toxicology, DNA, officer processing and firearms examination reports, crime scene investigation photographs; medical records and photographs related to the injuries sustained by Villa; criminal history records related to Villa, including prior incident reports; and other relevant reports and materials including audio recordings of the conducted neighborhood canvass.

The OCDA conducted an independent and thorough investigation of the facts and circumstances of this incident and has reviewed all evidence and legal standards impartially. The scope and findings of this review are expressly limited to determining whether any criminal conduct occurred on the part of TPD officers or personnel, specifically Officers Nguyen, Stroud, and Wright. The OCDA will not be addressing issues of policy, training, tactics, or civil liability.

INVESTIGATIVE METHODOLOGY

Among other duties, the OCDASAU is responsible for investigating officer-involved shootings within Orange County when someone has been injured as a result of police gunfire. An OCDASAU Investigator is assigned as a case agent and is supported by other OCDASAU Investigators, as well as Investigators from other OCDA units. Six Investigators are assigned to the OCDASAU on a full-time basis. There are additional OCDA Investigators assigned to other units in the Office trained to assist when needed. On average, eight Investigators respond to an incident within an hour of being called. The Investigators assigned to respond to an incident perform a variety of investigative functions that include witness interviews, neighborhood canvass, crime scene processing and evidence collection, vehicle processing, and hospital investigative responsibilities as needed. The OCDASAU audio records all interviews, and the OCCL processes all physical evidence related to the investigation.

When the OCDASAU Investigator has concluded the investigation, the file is turned over to a veteran Deputy District Attorney for legal review. Deputy District Attorneys from the Homicide or Gang Units review fatal, officer-involved shootings and custodial death cases and determine whether criminal charges are appropriate. Deputy District Attorneys assigned to the Special Prosecutions Unit review the non-fatal officer-involved shooting cases for possible criminal filings. Throughout the review process, the assigned prosecutor will be in consultation with his or her supervisor, and this Assistant District Attorney will eventually review and approve any legal conclusions and resulting memos. The case may often be reviewed by multiple veteran prosecutors, their supervisors, the Chief of Staff, and the District Attorney. If necessary, the reviewing prosecutor may send the case back for further investigation.

An important part of the investigation of an incident such as this is attempting to obtain a statement from the involved officers. Officer David Nguyen provided a voluntary statement to the OCDA on July 11, 2014, and Officer Wright provided a voluntary statement to the OCDA on August 8, 2014. Officer Stroud did not cooperate with OCDA's investigation and declined to provide a voluntary statement to OCDA Investigators regarding this fatal shooting incident, and relied on his right against self-incrimination under the Fifth Amendment to the United States Constitution. As legally and ethically mandated, OCDA did not draw any negative inferences from Officer Stroud's invocation of his right to remain silent and refusal to provide a voluntary statement about his involvement in the shooting incident. During this investigation, Officers Nguyen and Wright cooperated with the investigation and they both acted professionally in their dealings with the OCDA. In addition, the Tustin Police Department was very cooperative with the OCDA's investigation and accommodated our investigation by making sure their administrative review of the conduct of the involved officers did not interfere with our criminal investigation.

FACTUAL SUMMARY

Villa suffered from depression and bi-polar disorder. Villa's mother, Jane Doe 1, believed that Villa was not prescribed any medications for these conditions and stated, "He gets violent." Villa had moved back into an apartment with Jane Doe 1 and his stepfather, John Doe 1, following Villa's separation from his wife, Jane Doe 2. Villa was on parole for domestic violence and was not allowed to contact Jane Doe 2 or her family. Villa also was known to abuse methamphetamine and was further required, as a condition of parole, to submit to random drug testing and to complete a substance abuse treatment program. Villa had verbalized suicidal thoughts to Jane Doe 2 when under the influence of methamphetamine and expressed his aversion to returning to jail.

According to family members, Villa had not slept for approximately two days prior to the shooting incident and was "freaking out." The night before the incident, Villa woke John Doe 1 by continually "peeking" into John Doe 1's bedroom. John Doe 1 stated that Villa had been "using methamphetamine," and that he was "dehydrated" and "angry." According to family members, at some point in the morning of Feb. 10, 2014, Villa left to "get something to drink," but when he returned, he still acted "crazy." Family members attempted to ignore Villa's behavior, but he kept mumbling

incoherently about "devices and repeaters, and stuff the government can hear." Villa also made statements to the effect of, "they're going to kill me. I might as well go out like this." John Doe 1 left the apartment to retrieve something from his vehicle and called Jane Doe 1 to tell her Villa was "acting up." John Doe 1 also called the Tustin Police Department and informed the operator that Villa was "going crazy in the house." During the conversation, the operator heard John Doe 1 yelling for someone to "go to the car." Without providing any additional information, John Doe 1 informed the operator, "he's already coming out [of the apartment], so you gotta come out here!"

As John Doe 1 walked back to the apartment, he passed his two other children who were leaving the apartment to get away from Villa. As John Doe 1 reached the apartment, Jane Doe 1 ran out of the apartment with Villa following her. Jane Doe 1 appeared scared and told John Doe 1 to call the police because Villa had "taken a knife to the wall and broke the door." John Doe 1 and Jane Doe 1 walked east. The police operator remained on the line with John Doe 1 and attempted to elicit more information, but John Doe 1 simply replied, "You have to hurry up because the whole family is in the streets." Eventually, John Doe 1 told the operator Villa was armed with a knife and he had "hit the wall with a knife or something." A female, believed to be Jane Doe 1, was heard in the background providing similar information regarding Villa's use of the knife. The woman went on to say that Villa was, "probably on drugs."

At one point, John Doe 1 told the operator Villa no longer had a knife in his hand, but qualified the statement with, "not that I know of," indicating uncertainty. John Doe 1 told the operator that Villa was a 23-year-old Hispanic male, approximately 5' 10", with a medium build, and black hair. John Doe 1 did not know what color pants Villa was wearing, but he knew that his shirt was gray. John Doe 1 went on to say that Villa was "talking nonsense, like he's surveillance and stuff, and he wants to kill somebody." John Doe 1 later changed that statement to say that Villa "actually said that *they* want to kill him." John Doe 1's conversation with the operator ended when the TPD officers arrived on the scene.

At approximately 11:35 a.m., TPD dispatched Officers Michelle Jankowski and Stroud to respond to the incident. Officers Wright and Nguyen volunteered to provide assistance as well. The responding units were advised that Villa "was going crazy," and TPD records showed prior events at the location, including a probation search and two occurrences of family disturbance. Prior to the arrival of the officers, witnesses observed Villa in the courtyard of the apartment complex sticking a knife in and out of the grass. Villa also was seen talking on a cellular telephone, looking "agitated' and "angry," and heard saying, "If you don't come, I'll kill myself!" At approximately 11:38 a.m., the four officers arrived at the location simultaneously and gathered in a group on the lawn near the corner of the west building of the complex. Officers Nguyen and Stroud were furthest ahead, by several feet, followed a short distance by Officers Jankowski and Wright. As the four officers rounded the corner of the building, they came upon Villa in the courtyard, approximately 12 to 45 feet away. Officer Nguyen noticed a large knife stuck in the grass next to Villa, and Officer Nguyen's first impression was that Villa was a maintenance employee, possibly working on the sprinklers. Officer Nguyen also noticed that Villa was holding a cellular telephone in one hand.

Upon seeing the officers, Villa stood up, grabbed the knife, and began rolling his shoulders and pumping his arms, similar to what a boxer does to loosen up his shoulders before a fight. At this point, Officer Nguyen determined that Villa was not a maintenance employee, and he thought to himself, "[Villa's] about to fight us—he's about to do something. A maintenance guy would not do that." At approximately 11:39 a.m., Officer Nguyen yelled, "Drop that knife dude. Drop that knife!" Officer Nguyen repeated the command at a louder decibel and slower cadence. Villa was unresponsive, so Officer Nguyen repeated the command one more time, and the other officers echoed the same command for Villa to drop the knife. Simultaneously, Villa yelled "fuck you!" and dropped or threw the cellular telephone. Villa then ran at the officers, still holding the knife in one hand, with the tip pointed upward. At this point, the four officers fanned out in a C-formation as a separation tactic to avoid injury.

Villa's movements were consistent with a "charge" or "immediate sprint," toward the officers. As Villa sprinted toward the officers, he gave no indication that he intended to drop the knife as instructed. Based on their statements, Officers Nguyen and Wright believed that non-lethal instruments, like Tasers, were not a viable option under these circumstances. Successful deployment of a Taser requires close proximity to the target, and if the wires did not seat properly on Villa, or the desired effect was not obtained, Villa would have been within stabbing range of the officers.

Similarly, Officer Nguyen did not attempt to use his baton, because he felt if Villa was within striking distance of his baton, then Officer Nguyen would be within stabbing distance of Villa's knife as well.

At approximately 11:39 a.m., Officers Nguyen, Stroud and Wright fired their pistols at Villa from a distance of approximately seven to 15 feet. Officer Nguyen fired seven times, Officer Stroud fired 11 times, and Officer Wright fired once. Although Officer Jankowski feared for her life, she did not fire her pistol because another officer was in her line of fire. The officers stopped firing when Villa fell to the ground and dropped the knife. Officers Stroud and Wright handcuffed Villa and began providing medical aid. Officer Jankowski ran to her police vehicle to retrieve a first aid kit. Villa continued to yell and fight with the officers as they attempted to render treatment. At approximately 11:47 a.m., Orange County Fire Authority Engine 72 and an ambulance arrived on the scene. Villa was agitated, and would not remain still during treatment. Paramedics were unable to access Villa's vital signs due to his combative nature. Villa was treated further at the scene and prepared for transport.

At approximately 11:53 a.m., Villa was transported via ambulance to Western Medical Center Santa Ana (WMCSA). While en route, Villa lost consciousness and went into full cardiac arrest. Cardio-Pulmonary resuscitation (CPR) was initiated and continuously performed during the ride to the hospital. At approximately 12 p.m., Villa arrived at WMCSA. Upon arrival, Villa's pupils were fixed and dilated, and he had no pulse or blood pressure. CPR was continued and Villa was intubated, but his vital signs did not improve. At approximately 12:08 p.m., the attending physician at WMCSA pronounced Villa deceased.

Voluntary, Consensual Statement of Officer Michelle Jankowski

Officer Jankowski provided a voluntary, consensual statement to the OCDA on Feb. 11, 2014. The following is a summary of her statement.

On the morning of February 10, 2014, Officer Jankowski was dispatched to a family disturbance incident in Tustin. Officers Nguyen, Stroud, and Wright responded to the scene as well. Officer Jankowski recalled Dispatch informing her that the subject "may be on parole, was throwing things and hitting things within the residence, and that there were possibly knives involved." Officer Jankowski was told that the subject was a Hispanic male, approximately 30 years old, and wearing "grey sweats."

Officer Jankowski gathered with the three other officers before approaching Villa. As Officer Jankowski began walking, she heard Officer Nguyen "say something along the lines of, 'Hey, man, drop the knife.'" At that point, she drew her weapon. When Officer Jankowski turned a corner, she saw Villa "standing there with a knife in his left hand and a cell phone in his right hand. He then threw the cell phone at us ... , and then almost immediately ... he started to lunge forward at us with a knife still in his hand."

Officer Jankowski recalled that all of the officers commanded Villa to drop the knife, but he was unresponsive. She also noted that the courtyard of the apartment complex was large in size, and if Villa wanted to escape from officers, he had ample opportunity to run east or south. The fact that he chose to run towards the officers led Officer Jankowski to believe that Villa intended to harm the officers, rather than escape. Officer Jankowski was aware that the officers' vests "can only do so much," and if Villa were to reach them with his knife, he could potentially kill them. Villa continued to advance towards the officers at a rapid pace, and Officer Jankowski's fellow officers fired at Villa. Officer Jankowski indicated that she feared for her life and would have fired at Villa as well, but she did not have a clear line of fire. After the shots were fired, Villa fell to his knees and continued yelling at the officers. Officer Jankowski approached Villa with Officers Stroud and Wright. When Officer Stroud and Wright began tending to Villa, Officer Jankowski ran to her vehicle to retrieve a first aid kit. Officer Jankowski indicated that Villa "had to be held down by the officers and paramedics," and they were eventually able to secure him to a gurney and transport him.

Voluntary, Consensual Statement of Officer David Nguyen

Officer Nguyen gave a voluntary, consensual statement to the OCDA on July 11, 2014. The following is a summary of his statement.

On the morning of Feb. 10, 2014, Officer Nguyen heard a call from Dispatch regarding a family disturbance incident in Tustin. Officers Jankowski and Stroud were directed to respond to the scene. Officers Nguyen and Wright volunteered to provide assistance as well. The four officers arrived at the scene at the same time and approached the Does' apartment together. Officer Nguyen was the first officer to "clear the corner" and he saw Villa in the courtyard grass. Villa was "doing something on the grass," and Officer Nguyen thought he was a "maintenance person." Villa looked over at Officer Nguyen and picked up a knife that was stuck in the ground. Villa then stood up and "rolled his shoulders, it's just like when you're in boxing match ... You're getting ready to fight." At this point, Officer Nguyen drew his firearm and ordered Villa to drop the knife. Officer Nguyen repeated the command three more times, and Villa was unresponsive.

Villa charged towards the officers with his knife in his hand. When Officer Nguyen saw Villa advancing toward him with the knife in his hand, he recalled a prior incident in which he [Officer Nguyen] was stabbed while on duty. During this prior incident, Officer Nguyen suffered injuries that resulted in two scars under his left eye, a dark scar on his right bicep, and a shoulder injury for which he still receives physical therapy. Officer Nguyen thought, "He's running towards me with this knife, and I don't want to get stabbed again. I didn't want to go through the pain and physical therapy again. I don't want my partners to get stabbed. That's a long knife, somebody's going to get seriously hurt or killed if he gets any closer to us." Officer Nguyen felt that if he did not shoot and stop Villa's advancement, he, and possibly his partners, would be stabbed and severely injured or killed by Villa. Therefore, Officer Nguyen fired at Villa, who was still advancing at the officers with a knife in his hand. Officer Nguyen recalled firing more than one shot but less than five at Villa. Officer Nguyen could not tell if any of his shots hit Villa. Officer Nguyen remembered that Villa was still coming at him despite the multiple gunshots, so Officer Nguyen retreated as he fired. Eventually, Villa fell to the ground and Officer Nguyen ceased fire. Officer Nguyen's partners approached Villa and tended to him as Officer Nguyen went to secure the perimeter of the apartment complex.

Voluntary, Consensual Statement of Officer Wright

Officer Wright gave a voluntary, consensual statement to the OCDA on Aug. 8, 2014. The following is a summary of his statement.

On the morning of Feb. 10, 2014, Officer Wright heard a call from Dispatch regarding a family disturbance incident in Tustin. Officers Jankowski and Stroud were directed to respond to the scene. Based on the details of the call, Officer Wright volunteered to respond and provide assistance because, "It didn't sound like it was gonna be a good call...I thought that Stroud and Michelle [Jankowski] were gonna have a fight on their hands...I thought it was gonna be a fight, but I had no clue it'd be a shooting." Officer Nguyen volunteered to provide assistance as well. The four officers arrived at the scene at the same time and approached the Does' apartment together.

Officer Wright could not see Villa when he heard Officer Nguyen "yelling about a knife." Officer Wright moved forward and saw Villa with a knife in his right hand. Officer Nguyen commanded Villa to drop the knife, but Villa was unresponsive. According to Officer Wright, Villa had "both hands clenched and knife in his right hand, and he let out a loud yell and then [went] full bore into Dave [Nguyen]." As Villa charged at Officer Nguyen, Officer Wright recalled that "Dave [Nguyen] got in a bad fight like two years ago and got stabbed. It was a 415, family disturbance, and he almost died." Seeing Villa charge at Officer Nguyen, Officer Wright thought to himself, "I can't let him kill Dave [Nguyen]." Officer Wright indicated that Officers Nguyen and Stroud fired at Villa as he charged. It was apparent to Officer Wright that Villa was hit by one or more projectiles, but Villa did not stop. Officer Wright was fearful Villa was still trying to stab or harm Officers Nguyen or Stroud. Believing that Villa was going to continue to attack Officers Nguyen and Stroud, Officer Wright fired one shot, and as he did so, Villa fell to the ground. Officers Stroud and Wright then handcuffed Villa and provided medical treatment until paramedics arrived.

AUTOPSY

On Thursday, Feb. 13, 2014, a postmortem examination of Villa was conducted by Dr. Etoi Davenport, a forensic pathologist for the Orange County Sheriff-Coroner. Dr. Davenport determined that five bullets struck Villa, as follows: a penetrating gunshot wound of the right back, a perforating gunshot wound of the left forearm, a through and through gunshot wound of the left thigh, a perforating gunshot wound of the right thigh, and a penetrating gunshot wound of the right thigh. Following the autopsy, Dr. Davenport opined that Villa's death was the result of multiple gunshot wounds.

EVIDENCE COLLECTED

The following items of evidence were collected from the scene and autopsy:

- 12 cartridge casings, head stamp "Winchester 45 Auto"
- 7 cartridge casings, head stamp "Winchester 45 S&W"
- 8 projectiles from the scene
- 2 bullets from the autopsy
- Black plastic-handled knife, with an approximately eight-inch blade
- Black Samsung Galaxy cellular telephone, battery, and battery cover

The following items of evidence were collected from Officer Nguyen:

- Glock, Model 21, .45 caliber semi-automatic pistol, with attached Sure Fire brand X300 light
- 13 round capacity magazine from the pistol containing six Winchester .45 Auto cartridges
- 1 Winchester .45 Auto cartridge from the chamber of the pistol
- 1 additional 13-cartridge capacity magazine filled to capacity with Winchester .45 Auto cartridges

The following items of evidence were collected from Officer Stroud:

- Glock, Model 21, .45 caliber semi-automatic pistol, with attached Sure Fire brand X200 light
- 13 round capacity magazine from the pistol containing two Winchester .45 Auto cartridges
- 1 Winchester .45 Auto cartridge from the chamber of the pistol
- 2 additional 13-cartridge capacity magazines filled to capacity with Winchester .45 Auto cartridges

The following items of evidence were collected from Officer Wright:

- Glock, Model 21, .45 caliber semi-automatic pistol, with attached Sure Fire brand X200 light
- 13 round capacity magazine from the pistol containing twelve Winchester .45 Auto cartridges
- 1 Winchester .45 Auto cartridge from the chamber of the pistol
- 1 additional 13-cartridge capacity magazine filled to capacity with Winchester .45 Auto cartridges

EVIDENCE ANALYSIS

Firearm and Cartridge Casings Examination

All three Glock pistols were test fired and performed without malfunction. Seven cartridge cases from the scene were determined to have been fired from Officer Nguyen's firearm. Eleven cartridge cases from the scene were determined to have been fired from Officer Stroud's firearm. One cartridge case from the scene was determined to have been fired from Officer Wright's firearm. It could not be determined if any of the 10 bullets collected as evidence were fired from any of the Glock pistols.

Toxicological Examination

A sample of Villa's postmortem blood indicated the presence of methamphetamine, amphetamine, tetrahydrocannabinol and tetrahydrocannabinol carboxy-acid.

VILLA'S PRIOR CRIMINAL HISTORY

The Orange County District Attorney's Office reviewed and considered Villa's prior criminal history, which consisted of multiple incidents of domestic violence committed against the mother of his child, burglary, violation of a protective court

order, damaging a wireless device, disorderly conduct, minor in possession of alcohol, and violation of parole. At the time of the incident, Villa was on parole for felony domestic violence, after completing his sentence of two years in state prison.

STANDARD LEGAL PRINCIPLES IN OFFICER-INVOLVED SHOOTING CASES

Possible criminal charges against an officer involved in a fatal shooting include murder [Penal Code Section 187]; manslaughter [Penal Code Section 192]; assault with a deadly weapon [Penal Code Section 245]; and assault by a police officer [Penal Code Section 149]. To convict an officer of any of these charges, it must be proven beyond a reasonable doubt that no legal justification existed for the officer's actions. (*People v. Adrian* (1982) 135 Cal.App.3d 335, 340-42.) Several justifications may apply in any case as set forth in Penal Code Sections 196, 197 and 835a.

California Penal Code Section 196 provides that use of deadly force by a public officer is justifiable when necessarily used in arresting persons who are "charged with a felony" and who are fleeing from justice or resisting such arrest. Section 196 applies both where the suspect in question is "charged with a felony" and where the officer has "reasonable cause" to believe that the person has committed a felony. The felony must involve violence or the threat of violence. (*Kortum v. Alkire* (1977) 69 Cal.App.3d 325, 332-33.)

California Penal Code Section 197 provides that the use of deadly force by any person is justifiable when used in self-defense or in defense of others.

California Penal Code Section 835a allows any police officer who has reasonable cause to believe that a person to be arrested has committed a felony to use reasonable force to effect the arrest, to prevent escape, or to overcome resistance. This section further provides that a police officer "who makes or attempts to make an arrest need not retreat or desist from his efforts by reason of the resistance or threatened resistance of the person being arrested; nor shall such officer be deemed an aggressor or lose his right to self-defense by the use of reasonable force to effect the arrest or to prevent escape or to overcome resistance." The Court of Appeal in *Kortum* further held that deadly force against a fleeing felony suspect is justifiable only when the felony "is of the violent variety, *i.e.*, a forcible and atrocious one which threatens death or serious bodily harm, or there are other circumstances which reasonably create a fear of death or serious bodily harm to the officer or to another." (*Id.*) In addition, Penal Code Section 834a requires that if a person has knowledge, or by the exercise of reasonable care, should have knowledge, that he is being arrested by a peace officer, that person must refrain from using force or any weapon to resist such arrest.

Similarly, the relevant Criminal Jury Instruction as written by the Judicial Council of California and set forth in CALCRIM 505 permits a person to use deadly force to defend himself or someone else if he reasonably believes the immediate use of deadly force is necessary to defend against imminent danger of being killed or suffering great bodily injury. The law requires that no more force be used than was reasonably necessary to defend against that danger. Furthermore, the person's right of self-defense is the same whether the danger is real or merely apparent. (*People v. Jackson* (1965) 233 Cal.App.2d 639, 641-42.) In addition, courts have held that "a police officer is entitled to use deadly force only when the officer has probable cause to believe that the suspect poses a significant threat of death or serious physical injury to the officer or others." (*People v. Martin* (1985) 168 Cal.App.3d 1111, 1124; *Tennessee v. Garner* (1985) 471 U.S. 1, 3.)

This limitation was subsequently clarified by the United States Supreme Court in *Graham v. Connor* (1989) 490 U.S. 386, wherein the High Court explained that an officer's right to use force [*i.e.*, his/her weapon] is to be analyzed under the Fourth Amendment's "objective reasonableness" standard. The High Court further stated that the determination of the reasonableness of an officer's use of force "must embody allowance for the fact that police officers are often forced to make split-second judgments—in circumstances that are tense, uncertain, and rapidly evolving—about the amount of force that is necessary in a particular situation." (*Id.* at 396-97.)

The United States Supreme Court's analysis and teachings in *Graham* are very much applicable to the circumstances surrounding the interactions of TPD Officers Nguyen, Stroud, and Wright with Villa.

LEGAL ANALYSIS

The facts in this case are determined by considering the statements provided by Officers Nguyen, Jankowski, and Wright to OCDA Investigators, which were supplemented by other relevant material.

The issue is whether the conduct of Officers Nguyen, Stroud, and Wright on Feb. 10, 2014, was criminally culpable and without justification. As stated above, in order to charge any of the three officers with a criminal violation, it is required that the prosecution be able to prove beyond a reasonable doubt that no legal justification existed for the police officers' conduct. Therefore, in order to lawfully charge the officers with a crime, the prosecution must prove beyond a reasonable doubt that they did not act in lawful self-defense. If the actions of Officers Nguyen, Stroud, and Wright were justifiable as lawful self-defense or defense of others, then criminal charges will not be warranted.

As the Court of Appeal held in a relatively recent case, it is well settled that "unlike private citizens, police officers act under color of law to protect the public interest. They are charged with acting affirmatively and using force as part of their duties, because 'the right to make an arrest or investigatory stop necessarily carries with it the right to use some degree of physical coercion or threat thereof to effectuate it.' Police officers are, in short, not similarly situated to the ordinary battery defendant and need not be treated the same. In these cases, then, the [ ] police officer is in the exercise of the privilege of protecting the public peace and order and he is entitled to the even greater use of force than might be in the same circumstances required for self-defense." (*Brown v. Ransweiler* (2009) 171 Cal.App.4th 516, 527.)

Where potentially dangerous, emergency conditions or other exigent circumstances exist, the California Courts of Appeal have noted that the United States Supreme Court's definition of reasonableness is comparatively generous to the police. The court in *Brown* noted that, in effect, "the Supreme Court intends to surround the police who make these on-the-spot choices in dangerous situations with a fairly wide zone of protection in close cases. A police officer's use of deadly force is reasonable if the officer has probable cause to believe that the suspect poses a significant threat of death or serious physical injury to the officer or others. Thus, an officer may reasonably use deadly force when he or she confronts an armed suspect in close proximity whose actions indicate an intent to attack." (*Brown v. Ransweiler, supra*, 171 Cal.App.4th at p. 528.)

Relying on the voluntary statements of Officers Nguyen and Wright, regarding their respective states of mind at the time of the shooting, it is abundantly clear that both Officers Nguyen and Wright were justified in believing Villa posed a significant threat of death or serious physical injury to their partners and themselves. An individual, armed with a knife, charging at peace officers, and ignoring their commands to stop and drop the weapon, is an individual who clearly represents imminent harm of death or serious injury to the involved officers. This conclusion is based on the totality of the circumstances, but primarily upon the conduct of Villa in the moments leading up to the shooting. Immediately upon seeing the officers, Villa grabbed a knife and stood up. Despite numerous commands to drop the knife, Villa yelled, "Fuck you!!" and charged towards the officers from approximately seven to 15 feet away. To minimize the threat, Officers Nguyen and Wright reasonably and justly felt that they needed to use deadly force to stop Villa and prevent him from causing them any deadly harm. Therefore, it is clear that Officers Nguyen and Wright did not commit a crime when they fired at Villa. To the contrary, the evidence supports a conclusion that when Officers Nguyen and Wright fired their weapons, they were acting lawfully, reasonably and justifiably.

Officer Stroud refused to provide a voluntary statement to OCDA regarding his involvement in the shooting and specifically his frame of mind at the time of the shooting. As a result, the OCDA convened a Grand Jury to look into Officer Stroud's involvement in the shooting and to discern his frame of mind at the time he discharged his weapon. After considering all the available material and evidence, the OCDA concluded that there is a lack of sufficient evidence to prove beyond a reasonable doubt that Officer Stroud committed a crime when he shot at Villa.

In order for Officers Nguyen, Stroud, and Wright to be justly and lawfully charged and convicted of a crime in this incident, it is the OCDA's burden to prove beyond a reasonable doubt that the officers did not act in reasonable and justifiable self-defense, or defense of another, when they shot at Villa. As should be apparent from the above-described analysis, particularly regarding Officers Nguyen and Wright, the prosecution would be unable to carry this burden in this case. A jury analyzing these facts would justly and fairly conclude that it was reasonable for all of the officers to believe that their lives were in danger.

CONCLUSION

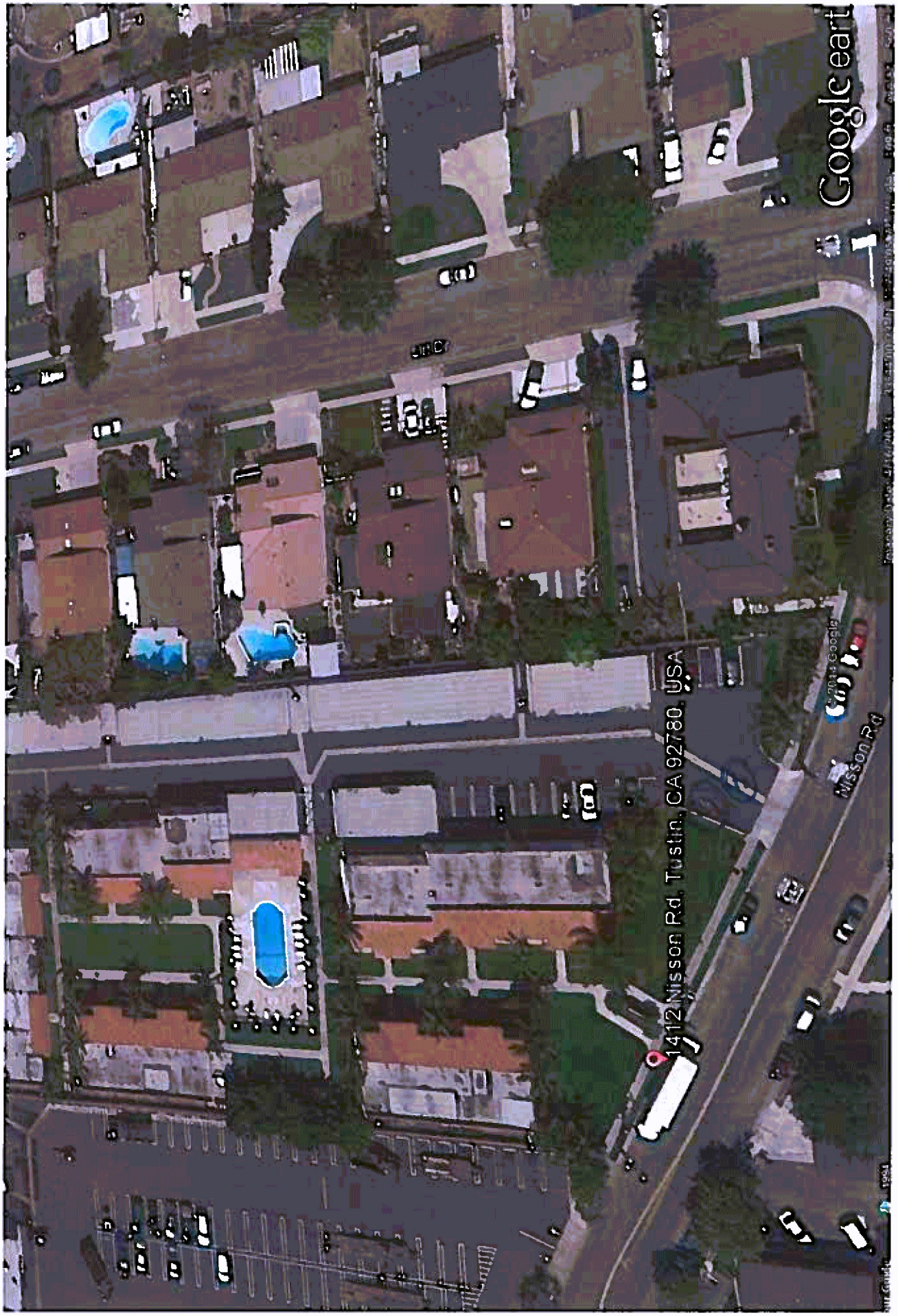
Based upon a review of all of the evidence provided to and obtained by the OCDA, and based on the entirety of the facts contained in all the available reports and interviews reviewed, and pursuant to the applicable legal principles, it is our legal opinion that, first, there is no evidence of criminal culpability on the part of Officers Nguyen and Wright. To the contrary, there is overwhelming evidence that Officers Nguyen and Wright were reasonably justified under the circumstances when they shot Villa on February 10, 2014. Second, there is a lack of sufficient evidence to prove beyond a reasonable doubt that Officer Stroud committed a crime when he shot at Villa on February 10, 2014.

Accordingly, the OCDA is closing its inquiry into this incident.

EBRAHIM BAYTIEH
ASSISTANT DISTRICT ATTORNEY
SUPERVISOR
SPECIAL PROSECUTIONS UNIT

DAN WAGNER
ASSISTANT DISTRICT ATTORNEY
SUPERVISOR
HOMICIDE UNIT

1412 NISSON

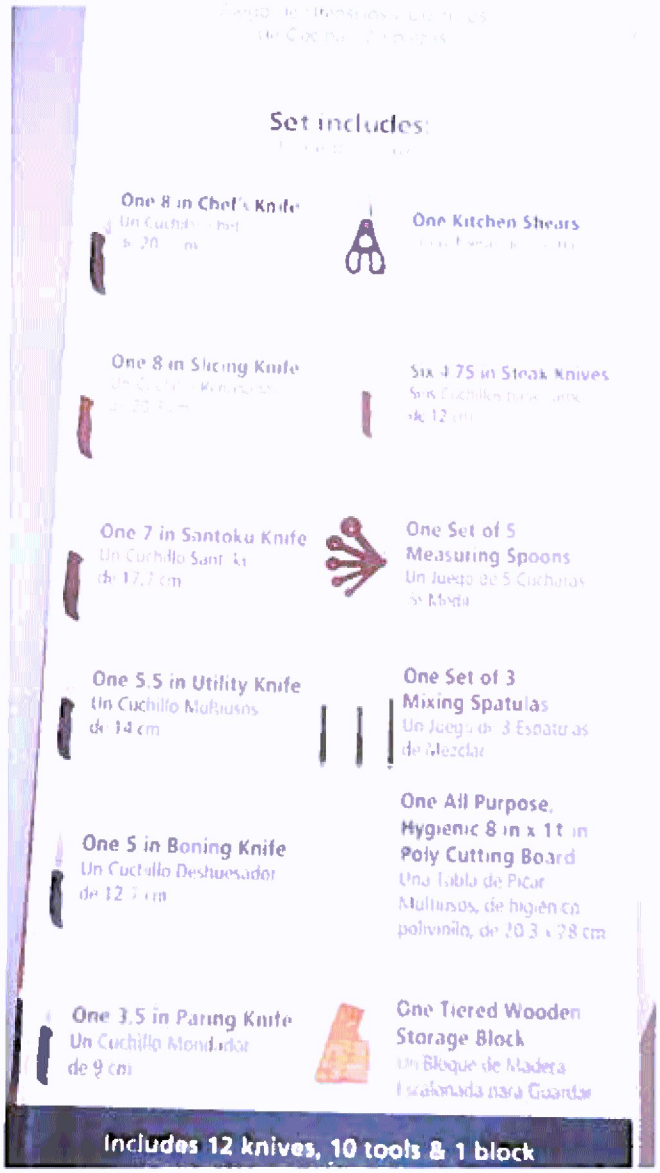

Google earth
1412 Nisson Rd, Tustin, CA 92780, USA
Nisson Rd
©2014 Google

CASA CORTEZ

Knife found on the ground near ROBERT VILLA.

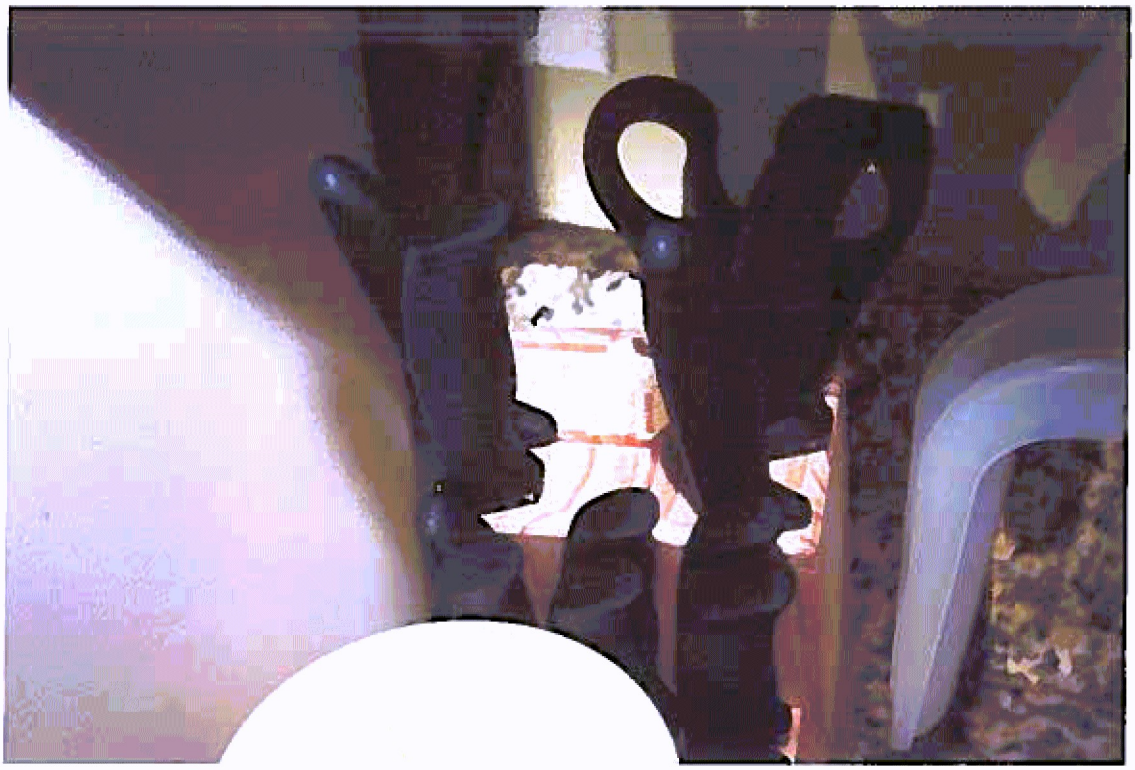
Close-up view of knife found near ROBERT VILLA. The handle and the blade are consistent with a set of knives found in VILLA's kitchen.

Knife set box, in VILLA's kitchen cabinet.



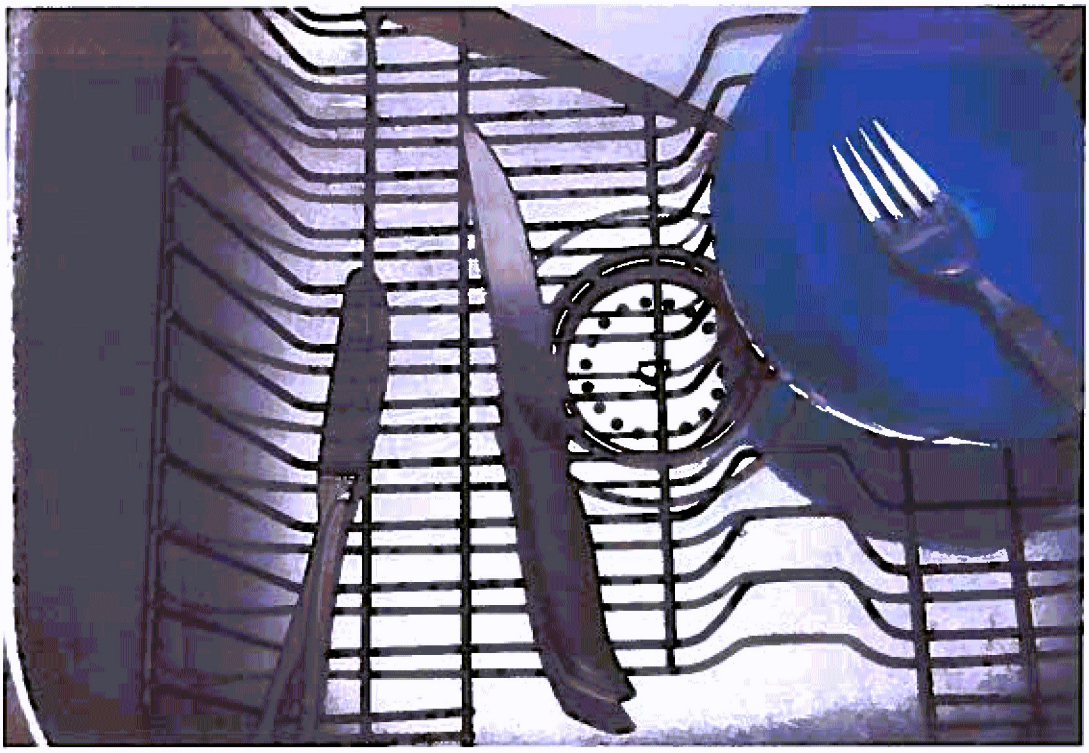
Close-up view of knife set box. The knife found near VILLA is consistent with the 8-inch "Slicing Knife".

Knife set in VILLA's kitchen.



Close-up view of knife set in VILLA's kitchen. The original set of knives, as viewed on the box, have a black handle with a flat / angled end. However three of the knives in this butcher block have a different style handle with a rounded end, indicating they were possibly from a different knife set.

Knife set in VILLA's kitchen, with an empty slot in the butcher block.



Steak-knife in the kitchen sink. The knife handle is consistent with the knife set in the butcher block.

DATE: MARCH 10, 2015

Inter-Com

TO: CHARLES F. CELANO JR., CHIEF OF POLICE

FROM: ANDREW BIROZY, PROFESSIONAL STANDARDS DIVISION SUPERVISOR

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2014-005**

Incident Details

Date Received	Date of Occurrence	Time of Occurrence
2/10/2014	2/10/2014	11:35
Record ID #	**Case No**	**IA No**
59	14-778	IA2014-005
Date/Time Entered		
6/18/2014 12:11		

Incident Summary

Officers were sent to 1412 Nisson Rd. #7 to investigate a family disturbance. When they arrived, they were confronted by a male adult suspect armed with a knife. An officer involved shooting ensued and the subject was struck. The suspect was transported to the hospital where he succumbed to his injuries. No officers or uninvolved bystanders were injured. Officers Stroud, S. Wright and D. Nguyen were the involved shooters. DA's office is still currently investigating the shooting. All of the officers involved in the shooting remain on-duty in their normal assignments.

Incident Location

- 1412 Nisson Road, Suite/Apt: 7, Tustin, CA 92780

Reporting/Involved Citizen Information

Robert Miguel Villa

[redacted] Race: Hispanic Gender: Male

Address
- 1412 Nisson Road, Suite/Apt: 7, Tustin, CA 92780

Involved Officers

Police Officer David Nguyen - Log-In ID TUPD\: 1195

Allegations linked to this officer

- 340.3.5u Performance - Exceeding Lawful Peace Officer Powers

Police Officer Brian Stroud - Log-In ID TUPD\: 1177

Allegations linked to this officer

- 340.3.5u Performance - Exceeding Lawful Peace Officer Powers

Police Officer Scott Wright - Log-In ID TUPD\: 1282

Allegations linked to this officer

- 340.3.5u Performance - Exceeding Lawful Peace Officer Powers

Citizen Witnesses

[redacted]

[redacted]

[redacted]

[redacted]

J Sampson

Address
• 1 Civic Center Plaza, Irvine, CA 92606

Phone
• (949) 724-7100

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

Officer Witnesses

Police Officer Royce Del Merari - Log-In ID TUPD\: 1468
Police Officer Andrew Gleason - Log-In ID TUPD\: 1446
Police Officer Diego Gomez - Log-In ID TUPD\: 1289
Police Officer Pamela Hardacre - Log-In ID TUPD\: 120
Police Sergeant Dana Harper - Log-In ID TUPD\: 121
Police Officer Eric Haug - Log-In ID TUPD\: 1111
Police Officer Donald Houle - Log-In ID TUPD\: 1179
Police Officer Michelle Jankowski - Log-In ID TUPD\: 1526
Police Officer Colton Kirwan - Log-In ID TUPD\: 801
Police Comm Officer I Kayleen Kuykendall - Log-In ID TUPD\: 1487

Police Officer Thomas Lomeli - Log-In ID TUPD\: 1399
Police Comm Officer II Tuesdae Montgomery - Log-In ID TUPD\: 1104
Police Officer Christopher Natividad - Log-In ID TUPD\: 1485
Police Officer Natalie Nguyen - Log-In ID TUPD\: 1109
Police Officer Brian Poling - Log-In ID TUPD\: 1137
Police Officer Matthew Roque - Log-In ID TUPD\: 1288
Police Officer Melissa Trahan - Log-In ID TUPD\: 1065
Police Serv Ofcr III (3/12.5) Michele Zachariah - Log-In ID TUPD\: 1068

Attachments

Date Attached	Attachment Description	Attachment Type
1/10/2015	Attachment 1 - CAD Print-Out	pdf
1/10/2015	Attachment 2 - 911 Phone Call	wav
1/10/2015	Attachment 3 - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3a - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3b - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3c - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3d - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3e - Green 1 Radio Traffic	wav
1/10/2015	Attachment 3f - Green 1 Radio Traffic	wav
1/10/2015	Attachment 4 - CR 14-778	pdf
1/10/2015	Attachment 5 - Photos from Officer Gleason	pdf
1/10/2015	Attachment 6 - Gleason MAVS	docx
1/10/2015	Attachment 7 - Scene Interview of Jankowski	wav
1/10/2015	Attachment 8 - Interview of [redacted]	wav
1/10/2015	Attachment 9 - Interview of [redacted]	wav
1/10/2015	Attachment 10 - Scene Interview of [redacted]	wav
1/10/2015	Attachment 11 - TPD Interview of [redacted]	wav
1/10/2015	Attachment 12 - MAVS TPD Interview of [redacted]	wmv
1/10/2015	Attachment 13 - Photos by Zachariah	pdf
1/10/2015	Attachment 14 - Interview of [redacted]	wav
1/10/2015	Attachment 15 - Interview of [redacted]	WMA
1/10/2015	Attachment 16 - Interview of [redacted]	wav
1/10/2015	Attachment 17 - Interview of Officer Jankowski	wav
1/10/2015	Attachment 18 - Diagram by Jankowski	pdf
1/14/2015	Attachment 19 - Officer Stroud Admin Investigation Memo (1)	pdf
1/14/2015	Attachment 20 - Officer D. Nguyen Admin Investigation Memo	pdf
1/14/2015	Attachment 21 - Interview of Officer Nguyen	wav
1/14/2015	Attachment 22 - Page 1 Map - Officer Nguyen	pdf
1/14/2015	Attachment 23 - Page 2 Map - Officer Nguyen	pdf
1/14/2015	Attachment 24 - Officer Stroud Admin Investigation Letter (2)	pdf
1/14/2015	Attachment 25 - 1st Part of Interview with Officer Wright	wav
1/14/2015	Attachment 26 - Page 1 Map - Officer Wright	pdf
1/14/2015	Attachment 27 - 2nd part of Interview with Officer Wright	wav
1/14/2015	Attachment 28 - Page 2 Map - Officer Wright	pdf
1/14/2015	Attachment 29 - Officer Stroud Interview	WMA
1/14/2015	Attachment 30 - Google Map - Officer Stroud	pdf
1/14/2015	Attachment 31 - Google Map - Officer Stroud	pdf
1/14/2015	Attachment 32 - D. Nguyen MAVS	docx
1/14/2015	Attachment 33 - Officer Stroud MAVS	docx
1/14/2015	Attachment 34 - Officer Jankowski MAVS	docx
1/14/2015	Attachment 35 - Photos from Kirwan	pdf

On 02/10/14 at approximately 1135 hours TPD received a call of a disturbance at 1412 Nisson, apartment #7. The calling party [redacted] told Communications Officer Kuykendall his step-son (Villa) was "going crazy in the house." [redacted] said Villa had a knife and hit a wall with the knife. He said everyone left the residence and did not know if Villa still had the knife when he left. [redacted] said Villa was on parole and provided a physical and clothing description for Villa. I attached the CAD print-out (attachment 1) and the 911 call to this investigation (attachment 2).

At approximately 1135 hours Communications Officer Montgomery dispatched the call to two units. Officer Jankowski (222) was the handling officer and Officer Stroud (220) was the follow officer. Officers S. Wright (210) and D. Nguyen (212) self-dispatched themselves and responded to the call. Communications Officer Kuykendall entered the fact Villa hit the wall with a knife in the CAD comments, however Communications Officer Montgomery did not advise patrol units via the radio.

At approximately 1138 hours Officer Jankowski advised all units were on-scene. At approximately 1139 hours Officer Stroud broadcasted, "220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91." After Communications Officer Montgomery acknowledged the shooting, Officer Stroud said, "220, knife's removed. 91 is going to be treating him for gunshot wounds." I attached the green-1 radio traffic to this investigation (attachment 3).

All of the officer's supplemental reports are contained in the original crime report (attachment 4).

**I took a majority of the statements below directly from the police report. If the interview was recorded, I reviewed the audio prior to writing my report. If I personally did the interview, it will be noted below.

OFFICER GLEASON'S OBSERVATIONS

Officer Gleason responded to the scene to assist. When he arrived on scene, he observed OCFA paramedics rendering medical aid to Villa, who was lying on his back near apartment #1. He noticed Villa appeared to be resisting OCFA paramedics by moving his body and kicking intermittently. Officer Gleason noticed a large, approximate 1' long fixed blade knife, black and silver in color on the ground next to Villa's right side. The knife appeared to be within an arm's reach (approximately 2-3 feet) of Villa. Villa's hands were handcuffed behind his back at the time. At Sgt. Harper's direction, Officer Gleason immediately retrieved his camera and began photographing the scene. He took nine photographs which I attached to this investigation (attachment 5).

Officer Gleason was assigned to locate witnesses and spoke to the following people:

[redacted] (Villa's sister)

The following is a synopsis of the interview with [redacted]. The interview was recorded on Officer Gleason's MAVS (ID 173014) which I attached to this investigation (attachment 6).

[redacted] said she lives in apartment #7 with her step-father ([redacted], mother and other brother [redacted]. She was recently told Villa uses methamphetamine. On the morning of 2/10/14, she woke up and went into the living room where she encountered Villa talking to himself and pacing back and forth. [redacted] thought his behavior was abnormal. Officer Gleason asked [redacted] if she heard him communicate any specific threats to anybody and she said she did, but she figured the person he was threatening was not real. [redacted] described hearing Villa say to an unknown subject "give me back my gun or I'll kill you." She also said he was talking about unknown cell phone cameras "recording him."

Later in the morning, [redacted] saw Villa in possession of a large knife. [redacted] said the knife had a black handle with a silver blade and was approximately 11-12 inches long. Villa had it in one of his hands and it was pointed up along his forearm. She described it as if he were to raise his arm in front of his body, the knife would have been pointed down. At one point, she observed Villa stab the knife in the wall. [redacted] said she and [redacted] left and went to a nearby park directly south of her apartment complex (Frontier Park) because she became scared of Villa. Prior to leaving for the park, [redacted] heard Villa say "come out, I'm waiting for you," as he was pacing with the knife. She believed he was again talking to a fictitious subject. [redacted] said shortly after arriving in the park with [redacted], she heard several gunshots. She and [redacted] walked back toward her residence and by the time she arrived, she saw paramedics treating Villa. She waited in a nearby parking lot with her family.

[redacted]

The following is a synopsis of the interview with [redacted] Officer Gleason recorded the interview on his MAVS (ID 173014). For complete details, refer to the attached recording which has already been marked as attachment 6.

[redacted] said he was inside apartment #1 at approximately 1150 hours when he heard approximately 12 gunshots from what he believed were two pistols. He initially believed the gunshots were fireworks, but he looked out the "peep hole" on the front door and saw an unknown subject in a wheelchair telling "Robert" to "stop struggling." [redacted] said it appeared Villa was struggling with responding TPD officers, but he added he may have just been moving because of the pain of being shot. [redacted] said shortly after, he observed TPD officers handcuff Villa

and begin to roll him over. He did not hear any conversation nor did he know what the officers were doing. He did not see any weapons in Villa's possession at the time. A short time later, [redacted] heard several sirens, observed paramedics arrive and render aid to Villa.

[redacted] said he not hear any yelling or conversation from Villa or TPD leading up to the incident.

Officer Jankowski (interview at scene)

On 02/10/14 at approximately 1303 hours, Officer Gleason and Detective Kirwan interviewed Officer Jankowski at the scene. Detective Kirwan recorded the interview on his department issued PUMA (ID 34272). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 7).

Officer Jankowski said the officers were responding to a family disturbance and she believed the mother was the reporting party.

Officer Jankowski said the mother was "saying that her son was going crazy and that there were knives."

Officer Jankowski said she was the last officer to park and she parked west of the Casa Cortez Apartments.

Officer Gleason asked Officer Jankowski where the police vehicles were parked. She said two units were parked in the driveway at Casa Cortez and two were parked on the street at the south curb line.

Officer Gleason asked Officer Jankowski who arrived first. She said they all arrived at about the same time.

Officer Jankowski then described the encounter with Villa. She said, "I'm behind Stroud when I hear Dave (Officer D. Nguyen) say 'Drop the knife man.' Once I finished rounding the corner, he has... Suspect has a cell phone in the right hand, a knife in the left. Chucks the cell-... throws the cellphone, from his right hand, at us... by us. And then took a handful of steps at us with the knife in his left hand. And that's when shots were fired."

Officer Gleason asked Officer Jankowski if she heard any of the commands from the officers. She said, "I heard 'Put it- put the knife down man.' That was the very first one." She believes Officer D. Nguyen was the officer she heard yelling.

Officer Gleason asked Officer Jankowski if she saw Villa with a knife before the shots were fired and she said she did. She said the knife was in Villa's left hand.

Officer Gleason asked Officer Jankowski how Villa was holding the knife. She said, "He had... the handle to the blade was facing... so if his hands were at his side, handle was in his left hand, so the sharp pointed edge would have been towards his back. So if he would have brought it up, it would have been sharp end at us."

Officer Gleason asked Officer Jankowski if the cell phone hit anybody. She doesn't think it did and she did not see where the cell phone landed. Officer Jankowski said after Villa threw the cell phone, he almost immediately charged toward them.

Officer Gleason asked Officer Jankowski how far away Villa was from the officers. She said, "Seven yards."

Officer Gleason asked Officer Jankowski if Villa raised the knife or just ran at them. She said, "I don't remember him raising his- his arms or hands, or not. I just remember him coming at us in what looked like was going to be a sprint. He got in like a runner's stance in a sense. Where he was like, 'Ok, I'm gonna come running-charging at you.' "

Officer Gleason asked Officer Jankowski to explain the "runner's stance." She said, "Chest forward. Head and chest forward. Um, arms kind of come at a bent motion, or a bent angle, and a... kind of just leaning forward as if he's gonna come at you head on." She said Villa closed the distance by approximately three yards.

Officer Gleason asked if the officers were standing in a line and Officer Jankowski clarified they were in a half circle. Officer Jankowski described the other three officers were standing in a semi-half-circle facing toward Villa. In the order from left to right, Officer Jankowski could not remember who the first (far left) and second (middle) officers were, however she noted Officer Stroud was the third (far right) officer in the formation. Officer Jankowski said she was actually standing next to Officer Stroud's left shoulder, slightly behind him. Officer Jankowski said she could not shoot because Officer Stroud was in front of her.

Officer Gleason asked Officer Jankowski if Villa still had the knife after the shooting. She said he dropped it and began yelling obscenities. Officer Gleason asked if she knew where the knife went and she said, "No idea."

Officer Gleason asked if Villa had the knife in his possession when she heard the shots. Officer Jankowski said, "Once he was hit by the shots, I don't know where the- if he still had the knife in his hand. But we shot because he had the knife in his hand. Or, they shot because he had a knife in his hands."

Detective Kirwan asked Officer Jankowski what Villa was doing when she first saw him. She said Villa was standing with his cell phone in his right hand and a knife in his left hand. She could not remember if Villa was talking on the cell phone, however she did not think he was.

At this point during the interview Sergeant R. Wright requested the interview with Officer Jankowski be paused until the Orange County District Attorney's office arrived. They did not ask any further questions at that time.

For complete details of Officer Gleason's observations, refer to his supplemental report. His supplemental report is contained within the original case file.

Sergeant Harper's Observations

Sgt. Harper responded to the scene after hearing the officer involved shooting radio broadcast. He responded with lights and siren from the station. Upon his arrival, he saw a male subject (Villa) on the ground in the front courtyard of the apartment complex. Officer Stroud was struggling with Villa and Sgt. Coe was assisting Officer Stroud. As Sgt. Harper approached, he could hear Officer Stroud and Sgt. Coe making comments such as, "He's got one here, one in the chest" and he distinctly heard Officer Stroud say, "Direct pressure, right here." There was an open first aid kit next to the scene and Sgt. Harper could see a blood stopper package torn open on the top of the first aid kit. He could see Villa had bullet wounds in his body. Sgt. Harper saw Sgt. Coe and Officer Stroud evaluating Villa's condition and providing first aid. Villa was struggling by squirming around, sitting up and yelling.

Villa continued to be uncooperative with the Orange County Fire Authority Paramedics after they arrived. He was twisting his body, sitting up and yelling at police and fire personnel.

Sgt. Harper saw a large knife next to the scene and told Officer Gleason to photograph the scene as paramedics worked on Villa. He evaluated the safety of the knife and determined the handcuffed Villa could not grab the knife and so Sgt. Harper left it alone while Officer Gleason took photographs. A few moments later a paramedic asked if the knife could be moved as he was treating Villa. Sgt. Harper reevaluated the situation and noticed the paramedic's equipment and additional Fire Authority Personnel were taking up a lot of the space in the area. The knife was in danger of being trampled by Fire Authority personnel and/or equipment. Sgt. Harper did not feel Villa could grab the knife, but Villa was squirming around a great deal and could have gotten in contact with it. Sgt. Harper determined moving the knife a short distance away was the safest

action. He picked up the knife by its handle with only the pad of his left index finger and thumb and moved it directly south about 15 feet from its original position. He then instructed Officer Houle to stand next to the knife and secure its location until he was properly relieved from that duty.

Officers from the Irvine Police Department began arriving at the scene and were assigned to search the apartment complex for any additional shooting victims. After an extensive search no additional injured persons were located. The scene was then completely secured as a crime scene by Irvine and Tustin police officers and the Orange County District Attorney's Office was summoned to investigate the shooting.

Sgt. Harper spent the remainder of the shift coordinating the security of the crime scene until approximately 2200 hours at which time the crime scene investigation was completed.

Sergeant Harper wrote a supplemental report which is contained in the original crime report.

Detective Haug's Observations

[redacted]

On 02/10/14 at approximately 1414 hours Detective Haug along with Orange County District Attorney's Office Investigator Hestor interviewed [redacted] The interview was recorded on Detective Haug's department issued PUMA (ID 34254). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 8).

Due to [redacted] accent, it was difficult for me to understand his statements when I was listening to the recording. I therefore used Detective Haug's supplemental report as the basis for the following synopsis.

[redacted] lives in apartment #5 at the Casa Cortez apartment complex. He was watching television and heard arguing coming from apartment #7 (Villa's residence) which is located directly next door (south) to his apartment. The arguing was in Spanish so he did not understand what the argument was about. [redacted] believed the arguing took place around 1000 hours. He left his residence and went to the manager's office.

[redacted] later returned to his residence and resumed watching television. The front door to his residence was closed, however the vertical blinds of his east facing living room window were open. He heard females screaming and saw them run past his front window from apartment #7. [redacted] described one of the females as being the mother who lives in #7.

[redacted] said the females were being chased by a male Hispanic, approximately 5'-7", 150 pounds, wearing a grey shirt (Villa). He said the male subject was holding a knife in his hand.

[redacted] exited his residence and saw the females had gone toward Red Hill Ave.(eastward direction). While [redacted] sat near the edge of his patio, he saw the subject who was holding the knife had stopped near a tree and was seated on the grass speaking to the neighbor at apartment #3 [redacted]

[redacted] returned back inside his residence and soon heard 5-7 gun shots. He was not a witness to the confrontation between the officers and Villa.

Officer Houle's Observations

While assisting at the scene, Officer Houle spoke to [redacted] The interview was not recorded and the following synopsis was taken from Officer Houle's supplemental report which is contained in the original report.

[redacted] told Officer Houle she was at 1412 Nisson to look at an apartment. She parked her van in the open parking lot on the west end of the complex. [redacted] walked east on the sidewalk in front of 1412 Nisson and then turned south into the center of the apartment complex. As she walked toward the swimming pool, she observed a Hispanic male (Villa) standing to the right of the walkway. She described Villa as being between 5'09" and 5'-11" and weighing between 150 and 160 pounds. He was wearing a gray t-shirt and blue jeans. Officer Houle asked [redacted] if she saw what apartment number Villa was standing in front of and she didn't know.

As [redacted] approached Villa, he was talking on a cellular telephone and appeared to be very angry. Officer Houle asked [redacted] why she believed he was angry. She said Villa was sweating, pacing back and forth, breathing heavy, and the tone of his voice sounded angry. When she was several feet from Villa, [redacted] saw a knife stabbed into the ground a few feet in front of him. [redacted] asked Villa where the manager's office was and he ignored her. [redacted] continued walking toward the pool area and as she passed Villa he went to one knee. At this point, the knife was approximately 1 to 2 feet in front him.

Feeling uncomfortable with the situation, [redacted] continued walking toward the pool area. Once at the pool, she heard Villa yell, "My problem is not with you!" [redacted] walked to the south side of the pool without looking back. Once on the south side of the pool, [redacted] heard several gunshots. She estimated hearing between 4 and 6 gunshots. [redacted] ran to the manager's office and called 911.

Officer Houle asked [redacted] if she looked back at the subject once she was passed him and she said did not. She said she was uncomfortable with the situation because she felt that the subject was agitated and she saw the knife in the ground. Officer Houle asked [redacted] if she heard anyone else yelling prior to the shooting and she said she didn't.

Detective N. Nguyen's Observations

[redacted] (Villa's mother)

Detective N. Nguyen spoke to [redacted] at the scene. She recorded the interview using her department issued PUMA (ID 34249). I attached a copy of the recording to this investigation (attachment 9). The following is a synopsis of the interview. For complete details, refer to the attached recording.

Detective N. Nguyen asked [redacted] if she saw anything and she said, "Yeah, they shot him 12 times." She asked [redacted] why the police shot her son and she said, "Cuz my son…I guess came up and…I didn't see him with the knife. They said he had a knife…I guess he was but…" Detective N. Nguyen asked [redacted] why her son had the knife and she said, "He was very upset" and he "flipped." Detective N. Nguyen asked [redacted] if her son used drugs or alcohol and she did not answer. Detective N. Nguyen asked [redacted] if her son had ever flipped out before and she said he did. She said Villa had "depression" and was "bipolar" when he was younger but never took medication for these conditions.

[redacted] (Villa's brother)

Detective N. Nguyen interviewed [redacted] at the scene using her department issued PUMA. She used the same file as she did for [redacted] (ID 34249) which has already been labeled as attachment 9.

According to [redacted] Villa had not slept for two days and he started "freaking out." [redacted] believed Villa was using "methamphetamine." [redacted] said Villa was dehydrated and angry this morning because he wasn't sleeping. [redacted] said Villa left at one point to get a drink, however he returned home and was acting "crazy." [redacted] and [redacted] left to go to the park, at the same time their mother was running out of the residence.

[redacted] (interview at scene)

On 02/10/14 at approximately 1204 hours Detective N. Nguyen and Detective Kirwan interviewed [redacted] at the scene using Detective Kirwan's department issued PUMA (ID 34271). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 10).

[redacted] saw the incident between Villa and the police. He said, "I saw him (Villa) running towards them (police)." He didn't know if Villa had anything in his hands. The first thing [redacted] thought as he saw this was, "That's not what you do." [redacted] knew what would happen so he "just turned around."

Detective Kirwan asked [redacted] if Villa charged at the police officers. [redacted] said Villa did and yelled (similar to a roar) as he did so. [redacted] said he saw Villa with a knife earlier in the morning. [redacted] did not know why Villa charged at the police.

Detective N. Nguyen asked [redacted] what the officers were doing at the time. He heard them giving "commands" however he did not know what the police were saying. He then said, "That's... when I looked, that's when he just started charging. It was quick." [redacted] also said, "As soon as he (Villa) seen them, he charged them (police)."

[redacted] (interview at TPD)

[redacted] agreed to allow Detective N. Nguyen transport him to the Tustin Police Department for further questioning. At approximately 1219 hours, she transported [redacted] to the Tustin Police Department and questioned him further inside the downstairs, unsecured interview room. The interview was recorded on her department issued PUMA recorder (ID 34250) as well as video recorded (MAVS ID 172910). I attached the PUMA recording (attachment 11) and MAVS recording (attachment 12) to this investigation. The following is a synopsis of the interview.

[redacted] saw Villa lying on the couch this morning. Villa was mumbling and rambling about "guns," being "ready to die," and calling everyone "pussy."

[redacted] and the rest of the family left the apartment because they were afraid of Villa. He looked back and noticed the police arrived at the apartment complex. [redacted] said the police parked and walked toward the apartment complex. He could not see how many officers responded.

[redacted] was on the phone with the police dispatcher who told him to talk to the officers, so he turned around toward the apartment complex and heard "the pop...pop." [redacted] said everything happened very quickly and when Villa charged at the officers, he let out a "raaaa" much like a roar.

[redacted] said he was standing behind the wall which separates the Casa Cortez Apartment property from the Stater Bros. retail parking property when he observed the interaction between Villa and the police officers.

Detective N. Nguyen asked [redacted] what was going through his mind when he saw Villa charge at the police. He said, "You don't do that. You just don't do that. You know. What do you expect is gonna happen?"

[redacted] told Detective N. Nguyen his wife [redacted] was with him when the shooting occurred. Detective N. Nguyen asked him what [redacted] reaction to the shooting was. He said she didn't see the shooting, she just heard it. He told her, "He charged them, he got shot. She didn't take it nice, but, you know, oh well, you know."

Orange County District Attorney – Officer Involved Shooting Investigation

At approximately 1315 hours the investigators from the Orange County District Attorney's Office began arriving on scene. DA Investigations Supervisor M. Gutierrez was the supervisor on scene and DA Investigator B. Andersen was the lead investigator for the officer involved shooting. DA Investigators D. Fulcher, B. Tanner, E. Wood,

B. Hester, R. Smith, B. Erickson, S. Frazier, J. Sampson, E. Wiseman and J. Renshaw assisted with the investigation.

PSO Zachariah's Observations

PSO Zachariah photographed the interior of apartment #7. She noticed the interior front door frame that surrounds the locking mechanism was separated from the door. Just inside the front door, to the right and just above the family room light switch, she observed a thin elongated straight cut mark into the stucco approximately one inch in length. The bottom of the cut mark began closest to the front door while the top of the cut mark was facing diagonally in an upward position.

A wooden kitchen cutlery block was located on the kitchen counter to the left of the kitchen sink. The wooden block contained twelve slit openings. Every slit opening with the exception of the upper left one was filled with knives and kitchen scissors.

A multi colored glass marijuana pipe was located on the top of a light brown wooden hutch just inside the front door. Inside the top right drawer of the china hutch, located to the left of the front door, was a plastic container with a green leafy substance inside it.

PSO Zachariah burned the photographs onto a disc and later booked the disc into property. I attached the photos to this investigation (attachment 13).

Interview with [redacted]

On 02-10-14 at approximately 1634 hours, DA Investigator R. Smith interviewed [redacted] at the Tustin Police Department. [redacted] predominant language is Spanish so TPD Detective Gomez assisted with Spanish translation. The interview was recorded on Detective Gomez' PUMA device (ID 34260). The following is a summary of [redacted] statements. For complete details, refer the attached recording (attachment 14).

[redacted] said he lives across the street from the Casa Cortez Apartments. [redacted] said at the time of the shooting he was sitting in the driver's seat of his pickup truck, which was parked along the north curb of Nisson across from 1412 Nisson.

[redacted] said he was waiting for his son [redacted] because he was going to take him to see the doctor.

[redacted] said once his son arrived and got into the front passenger seat of his truck, they saw four police officers arrive and park across the street. The officers got out of their cars and they walked across the yard toward where the man (Villa) was. They told Villa to drop the knife.

[redacted] described Villa as wearing a gray t-shirt and gray pants. [redacted] said he knew Villa lived at the Casa Cortez Apartments however he did not know his name.

[redacted] said he was waiting in the truck for approximately twenty minutes for his son. [redacted] observed Villa acting strangely near the front of the apartment complex. He said Villa was armed with a knife and he was using the knife to stick it in-and-out of the grass.

[redacted] said Villa then grabbed the knife and went toward an apartment. Villa turned around and that's when the police officers saw him.

[redacted] said he saw Villa with the knife in his right hand and heard the officers tell him to drop it. Villa advanced toward the officers and that is when they shot him.

When asked if he heard the police officers tell Villa to drop the knife, [redacted] said all four officers yelled at him at the same time. [redacted] said they repeated the commands approximately two to three times, however while they were saying this, Villa was already running toward the officers.

[redacted] said Villa yelled, "Ahh! Fuck you!" with the knife in his hand. [redacted] said Villa had his hand up with the knife as he ran toward the officers. [redacted] said, "He just said that and he went after the cops." [redacted] said Villa repeated "Fuck you!" two to three times as he started running at the officers.

When asked how far Villa was from the police officers, [redacted] said Villa was very close. He estimated the distance as being five meters.

DA Investigator Smith asked if he felt Villa's intentions were to hurt the officers and [redacted] said, "Yes. I think so."

Interview with [redacted]

On 02-21-14 at approximately 1246 hours, DA Investigator R. Smith interviewed [redacted] at Tustin High School. DA Investigator Smith recorded [redacted] statements with an audio recording device. Tustin Police Department School Resource Officer J. Alvarado was also present, however he did not record the interview. The following is a summary of [redacted] statements which I synopsized using Detective Kirwan's report.

[redacted] said he lives across the street from the Casa Cortez Apartments with his father [redacted]. [redacted] said on 02-10-14 at approximately 1100 hours, he entered his father's pickup truck that was parked in front of their residence.

[redacted] saw four police cars across the street at the Casa Cortez Apartments. Two of the police cars were parked in the parking lot and the other two were parked on the street facing eastbound on Nisson Road.

[redacted] saw Villa on the grass area near the front of the Casa Cortez Apartments. Villa appeared to be talking on a cell phone and he was in a squatted position. Villa had a knife which he used to repeatedly stab the grass while he spoke on the phone. [redacted] described the knife as being a kitchen knife that was approximately seven to eight inches long.

[redacted] said he heard Villa talking on the phone before the police contacted him. He heard Villa say, "If you don't come, I'll kill myself." [redacted] said Villa had the knife in his right hand and a cell phone in his left hand.

[redacted] said four police officers approached Villa. One of the officers yelled at Villa to put the knife down. Upon hearing the officer yell, Villa "got crazy" and yelled back, "Fuck you!" Villa dropped the cell phone but he retained the knife in his right hand.

[redacted] said Villa stood up with the knife in his right hand and he ran at the four police officers. He said the tip of the knife blade was pointed up as Villa ran.

In response, the police officers pulled out their guns and shot Villa. [redacted] believed each officer shot approximately four to five rounds.

[redacted] estimated Villa was approximately twelve to fifteen feet away when the officers first contacted him. He said Villa was approximately seven to eight feet away when the officers shot him.

Villa dropped the knife and fell to the ground after being shot. He started to yell and the four officers approached him. One of the officers requested a first aid kit. A female officer ran to a police car and retrieved a first aid kit. The officers then appeared to be providing Villa first aid.

Irvine Police Department Interviews

The Irvine Police Department responded to the scene at our request to assist. Irvine PD Detective Hillyard was assigned to knock on nearby doors to identify potential witnesses. Detective Hillyard contacted [redacted] in apartment #2. Detective Hillyard recorded the interview on his department issued recorder and I attached a copy of the interview to this recording (attachment 15). Detective Hillyard also completed a supplemental report which is contained in our original report. The following is a synopsis of his interview.

[redacted] said he heard gunshots and went on the landing in front of his apartment. He saw a male subject (Villa) lying on his back on the ground and observed a knife lying next to him in the grass. He heard an officer saying, "Calm down so I can help you." [redacted] went inside and did not witness anything else.

[redacted] statements (Villa's ex-girlfriend)

On 02/11/14 at approximately 0946 hours, Detective Kirwan, OCDA Investigator Andersen and Detective Haug interviewed [redacted] at her work. The interview was recorded on Detective Kirwan's department issued PUMA (ID 34274). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 16).

[redacted] was determined to have been talking to Villa on his cellular phone just prior to TPD arriving on 02/10/14. She called Villa at approximately 1100 hours. She said Villa was angry, mad and upset.

Detective Kirwan asked what Villa was saying and [redacted] said, "He was just telling- Like he was telling his step-dad 'I'm leaving you. Why you acting dumb? I'm leaving already. I'm not doing anything to you guys. I just want to go already.' And that- That's it."

[redacted] started sobbing and she continued, "I'm guessing that's the time when everything happened 'cus. I don't know anything about it, but... Nobody told me anything about it. I didn't- I found out on Facebook. Then after that I tried calling

his mom and his step-dad and that's- His step-dad answered and his step-dad told me he passed away."

Officer Jankowski's statements at the Tustin Police Department

On 02/11/14 at approximately 1359 hours, OCDA Investigator Andersen and Detective Kirwan interviewed Officer Jankowski at the Tustin Police Department. Attorney Steve Welch was also present as Officer Jankowski's representative. Detective Kirwan recorded the interview using his department issued PUMA (ID 34275). The following is a synopsis of the interview. For complete details, refer the attached recording (attachment 17).

Officer Jankowski said she was giving a free and voluntary statement. She said she was not ordered by anyone from TPD to give a statement nor did she feel compelled to give a statement because the OCDAs office is involved.

Officer Jankowski said she has been a police officer for 11 months and has worked patrol the entire time. She currently works Saturday, Sunday, Monday dayshift. On 02/10/14 she was working in full uniform. She said she was driving TPD unit #804 and had her MAVS on. Her call sign was 222.

Officer Jankowski said she and Officer Stroud were dispatched to apartment #7 at the Casa Cortez apartments in reference to a family disturbance. As they were enroute to the call, Officer D. Nguyen and Officer S. Wright also responded.

Officer Jankowski said the call involved a possible parolee who was hitting and throwing things in the apartment. She said responding officers were advised knives were also involved.

Officer Jankowski said all four officers arrived at the same time. She parked along the south curb line of Nisson just west of the apartment complex. She believes Officer D. Nguyen was parked in front of her. The other two units were parked in the west driveway of the complex. TPD dispatch told officers the subject involved in the disturbance was a male, Hispanic by the name of "Robert." She said she was told Robert was wearing gray sweats.

Officer Jankowski said as all the officers walked toward the apartment, she was the last officer in the group. The first thing she remembers hearing is Officer D. Nguyen yelling, "Hey man, drop the knife" or something similar. Investigator Andersen asked her how the officers were all stacked up at this point. She said they were "fanned out in a 'C' formation." To help illustrate the placement of everyone, Officer Jankowski drew a diagram using a piece of notebook paper. I attached the diagram to this report (attachment 18).

As she rounded the corner toward the apartment, she saw a male subject (later identified as Villa) facing them. She saw he had a knife in his left hand and a cell phone in his right hand. Villa was yelling, however Officer Jankowski could not understand what he was saying. She said Villa then threw the cell phone toward the officers, which she does not think struck anyone.

Investigator Andersen asked Officer Jankowski how far away Villa was to the officers. She estimated, "10 – 15 yards." Investigator Anderson asked her what was going through her mind when she saw the knife. She said, "That....if he comes at us, we have to do something to prevent any of us or anyone else getting hurt or possibly even killed."

Officer Jankowski said almost immediately after throwing the knife, Villa lunged toward the officers with the knife still in his hand. Officer Jankowski said Villa took approximately two to three steps (or three to five yards) before the first shot was fired. Officer Jankowski said as Villa ran toward the officers, she could not determine where the knife was as her view was obstructed by the other officers.

Officer Jankowski said as Villa advanced toward them, she did not fire her weapon because other officers were in front of her and she would have shot one of them in the back or shoulder.

Officer Jankowski said once the shots were fired, Villa went down to his knees and continued yelling at the officers. She doesn't remember what he was saying. She said Officer S. Wright and Officer Stroud approached Villa. She went to her patrol car to get a first aid kit. She said Officer D. Nguyen went to the east to deal with Villa's family members.

Detective Kirwan asked Officer Jankowski if Villa dropped the knife when he was being given commands to do so, she said he didn't comply with the commands and continued to hold the knife. She said there wouldn't be a reason Villa would not have heard the commands to drop the knife.

Detective Kirwan asked Officer Jankowski to describe how Villa ran toward them. She said, "It was an immediate sprint."

Detective Kirwan asked Officer Jankowski what the knife looked like. She said it appeared to be an approximate eight inch knife used to cut items in the kitchen.

Investigator Andersen asked Officer Jankowski if Villa wanted to get away, could he have ran away from the officers instead of running toward them. She said he could of have either gone southbound or eastbound. She said there were plenty of opportunities for him to get away from the officers instead of running toward them.

The interview ended at approximately 1448 hours.

On 06/05/14 at approximately 1545 hours I served Officer Stroud with an Administrative Investigation Interrogation Memorandum (attachment 19).

On 06/06/14 at approximately 1200 hours I served Officer D. Nguyen with an Administrative Investigation Interrogation Memorandum (attachment 20).

On 06/11/14 at approximately 0845 hours I spoke to the involved officer's counsel, [redacted] who requested the interview with the officers be moved from the date I originally scheduled due to a conflict with his calendar. We therefore agreed upon, Thursday, July 3, 2014 for the interviews and the officers were notified via e-mail.

On 06/18/14 at approximately 1600 hours Chief Celano notified me to cancel the interviews with the involved officers scheduled for 07/03/14. Therefore on 06/19/14 I sent an e-mail to the officers and copied their attorney notifying them the interviews are being postponed.

Officer D. Nguyen Interview

On 07/11/14 at approximately 1134 hours OCDA Investigator Andersen and Detective Kirwan interviewed Officer D. Nguyen at the Tustin Police Department. Officer D. Nguyen elected to provide a voluntary statement and his attorney, [redacted] was present during the interview. The interview was recorded on Detective Kirwan's PUMA device (ID 35641). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 21).

Investigator Anderson asked Officer D. Nguyen if he was providing a free and voluntary statement. Officer D. Nguyen said he was. Investigator Andersen asked if anyone from the Tustin Police Department ordered him to give a statement and he said, "No."

Investigator Andersen asked Officer D. Nguyen if he felt compelled to give a statement because the Orange County District Attorney's office is involved and He said he didn't.

Officer D. Nguyen said he has been a police officer with the Tustin Police Department since 2010. He is currently assigned to work patrol in the north area of Tustin. At the time of the shooting, Officer D. Nguyen was working Squad 2, 0600-1830 hours on Saturday, Sunday and Monday. His call sign was 212 and he did not have a partner with him in his patrol car.

Officer D. Nguyen said he had not taken any medication or health supplements within the last 24-hours prior to the shooting.

Officer D. Nguyen said he was wearing a standard Tustin Police Department "Class B" uniform which consisted of dark blue pants, a dark blue shirt with Tustin Police patches on both shoulders, a badge on his left chest, a Sam Brown duty belt, his duty firearm, handcuffs, magazines, baton, radio and a TASER.

Officer D. Nguyen identified his duty firearm as being a Glock 21SF, .45 caliber handgun. He said the magazine capacity is thirteen. He carries one magazine in the firearm and three extra magazines on his belt. Officer D. Nguyen said he had the department issued ammunition, which he identified as being Winchester Ranger in his weapon at the time of the incident.

Investigator Andersen asked Officer D. Nguyen if he was carrying a digital recorder. He said he was carrying his MAVS microphone which was attached to his drop-down TASER holster on his right leg. Investigator Andersen asked Officer D. Nguyen if he deployed the TASER at all during the incident. Officer D. Nguyen said he did not.

Investigator Andersen asked Officer D. Nguyen if he knew what vehicle number he was driving on that day. He said he could not recall.

Investigator Andersen asked Officer D. Nguyen if he remembered what the original call for service was for. He said it was a family disturbance at 1412 Nisson #7. Officer D. Nguyen said Officer Jankowski and Officer Stroud were first dispatched to the call. Officer D. Nguyen and Officer S. Wright went to assist without being dispatched.

Investigator Andersen asked Officer D. Nguyen how long it took him to arrive at the location. He said approximately two minutes. Investigator Andersen asked Officer D. Nguyen where he parked. He said on Nisson Road along the south curb line, just west of the location.

Detective Kirwan downloaded a Google Map image of the area which Investigator Andersen and Officer D. Nguyen used to help illustrate the events. The first map was labeled "Page 1" (attachment 22).

Officer D. Nguyen marked the location on the map where he parked his patrol car in blue ink with the words, "Location where I parked." Investigator Andersen asked where the other two police cars parked. Officer D. Nguyen said in the driveway to Casa Cortez. He said when the four officers arrived, they all walked together toward the apartment. At Investigator Andersen's request, Officer D. Nguyen drew a line on the diagram in blue ink to indicate the route the officers walked.

Investigator Andersen asked Officer D. Nguyen what he saw as he approached the center walkway. Officer D. Nguyen said, "Um, I'm the first one to clear this corner here. I was kind of to the left of everybody. Because we were walking this direction so I was like, to the left. So I peer- or I peek- or I see around this corner first." Officer D. Nguyen continued, "And I see an individual in this corner of this grassy area." He described it was directly in front of apartment #3.

At Investigator Andersen's request, Officer D. Nguyen marked this location on the diagram in blue ink with "Saw RV (Robert Villa) first." The blue line Officer D. Nguyen drew is difficult to see on the map.

Detective Kirwan had a second Google Map print out of the area which Officer D. Nguyen marked "page 2" in the upper right hand corner (attachment 23). Officer D. Nguyen used this map to indicate where he first saw Villa. He marked it with "RV1."

Investigator Andersen asked what Villa was doing. Officer D. Nguyen said Villa was "doing something in the grass." He first thought Villa was a maintenance person. Officer D. Nguyen saw a large knife stuck in the ground next to him.

Officer D. Nguyen said Villa saw the officers, picked up the knife, stood up and faced them. Officer D. Nguyen stood up in the interview to describe what Villa did after he (Villa) stood up.

Detective Kirwan described in his report his observations of what Officer D. Nguyen demonstrated. Detective Kirwan wrote, "Officer D. Nguyen stood with his right foot back and his left foot forward. He made fists with his hands and he raised his hands in front of him in what appeared to be a boxing stance. Officer D. Nguyen then started moving his shoulders in a forward rolling motion while he shook out his arms."

Officer D. Nguyen said, "It's just like when you're in a boxing match or something. You're getting ready to fight and you're kind of loosening up your shoulders. But he has a knife in his hand."

Officer D. Nguyen said at this point he unholstered his firearm and ordered Villa to drop the knife. He doesn't remember how many times he said it however after reviewing the MAVS in his patrol unit, he realized he ordered him to drop the knife four times.

Officer D. Nguyen said as Villa began sprinting toward the officers with a large knife in his hand, he was in fear for his life.

Investigator Andersen asked Officer D. Nguyen where Villa was initially looking when he first saw him. He said Villa was hunched over looking at the ground.

Investigator Andersen asked Officer D. Nguyen if he said anything to Villa to get his attention. Officer D. Nguyen said he didn't. As soon as he rounded the corner toward the apartment, Villa looked at him and stood up.

Investigator Andersen asked Officer D. Nguyen if he remembered where he and the other officers were positioned when he saw Villa. He said he knows they were to his right however he does not know what order they were in.

Investigator Andersen asked Officer D. Nguyen what he remembered about the details of the call when he first heard it come out. Officer D. Nguyen said it was a family disturbance. He said Officer Stroud and Officer Jankowski were dispatched to the call.

Officer D. Nguyen said when he arrived on scene, he refreshed his MDC computer and noticed the notes read, "He hit the wall with a knife. No longer in his hands." Officer D. Nguyen said this was never dispatched on the air, but he read it on his MDC screen. He said that was the last thing he saw on his MDC screen before exiting his patrol car.

Investigator Andersen asked Officer D. Nguyen what he thought he would encounter, given the information he had at the time. Officer D. Nguyen said he didn't know. He was hoping the situation could have been resolved peacefully.

Investigator Andersen asked if seeing that last piece of information (regarding the knife) on the computer had any impact on Officer D. Nguyen's thinking. Officer D. Nguyen said, "A little bit. A little bit."

Investigator Andersen asked Officer D. Nguyen if Villa's hand was on the knife when he saw Villa. Officer D. Nguyen said his hand was not on the knife, however when Villa saw him, Villa immediately picked up the knife.

Investigator Andersen asked Officer D. Nguyen if he remembered which hand Villa had the knife in and he said he didn't.

Investigator Andersen asked how Villa was holding the knife and in which direction the blade was pointed. Officer D. Nguyen said he didn't remember. He said he remembers it being a "very long" blade.

Investigator Andersen asked Officer D. Nguyen if he ever saw Villa before. Officer D. Nguyen said, "No." Investigator Andersen asked Officer D. Nguyen if he had ever been dispatched to that location before and Officer D. Nguyen said, "No."

The image of the Casa Cortez apartments marked "Page 1" depicts a white circle Google maps used to mark the complex. Officer D. Nguyen confirmed he was standing approximately where this circle is located when he first saw Villa kneeling down on the grass area in front of apartment #3.

Investigator Andersen asked Officer D. Nguyen how close Villa got to him before he fired his weapon. He started to fire when Villa took one or two steps toward them. Investigator Andersen asked Officer D. Nguyen if he recalled how Villa was holding the knife. He said he didn't.

Investigator Andersen asked Officer D. Nguyen what was going through his mind when he saw Villa stand up and start to roll his shoulders. Officer D. Nguyen said, "When he first stood up and he grabbed it, I'm like 'Oh shoot, he's about to fight us.' He stands up and rolls his shoulders. I'm like 'Yeah, he's about to fight us. He's about to do something.' You know, a maintenance guy wouldn't do that.

He sees a police officer walking up to him, you don't- As a normal person with any common sense, you would not grab a knife, roll your shoulders when you see a cop. That doesn't happen."

Officer D. Nguyen continued, "When he starts charging at us, I'm like 'Oh shit he's- He's running towards me with this knife!' And I'm thinking I don't want to get stabbed again. I don't want to go- I don't want my partners to get stabbed. That's a long knife. There's- Somebody's gonna get seriously hurt or killed if he gets any closer to us. Um, so I was in fear for my life and my partners' life."

Officer D. Nguyen continued, "We didn't provoke him. We didn't do anything to him. He saw me and he stood up with that knife right away. I didn't- The only thing I yelled at him was 'Drop that knife!' I didn't come over and like curse at him or anything to aggravate him. He saw me and picked it up right away."

Investigator Andersen asked Officer D. Nguyen if he had a chance to say anything to Villa. He said, "I didn't have a chance to say anything to him. Because I was still processing the scene. I was like 'Oh a maintenance guy. Oh shit, he picked up the knife. Oh shit, he's about to fight us.' And then he ran towards us."

Investigator Andersen asked if he ever thought to use a TASER. Officer D. Nguyen said there is a chance the TASER would not be effective and he wasn't going to put his and his partner's life on the line by using the TASER.

Investigator Andersen asked Officer D. Nguyen if he considered using a baton. He said, "If he was close enough for me to hit him with a baton, he'd be close enough to stab me and slash me with that knife."

Investigator Andersen asked Officer D. Nguyen if he remembered how many times he fired his weapon. He said, "At the scene when I gave my public safety statement, when I reviewed it (MAVS) I said 'more than one, less than five.' Um I honestly didn't remember at the scene but when we came back with the- When I- They collected my firearm and took pictures of me, they downloaded my magazines and I shot seven rounds."

Investigator Andersen asked if his partners shot. Officer D. Nguyen said, "Uh there were other um, gunshots. I don't know who shot, I just know somebody did."

Investigator Andersen asked Officer D. Nguyen if he could tell whether or not Villa was hit. Officer D. Nguyen said, "I couldn't tell. All I remember was he's still coming at me. After I shot my rounds he was still gaining ground. I actually backed up to the sign here because he was still gaining ground on us. And this was my first time ever firing a firearm at a person."

Officer D. Nguyen added, "All my experience- if you want to call it experience... in the movies, in video games- is when somebody gets shot they fall. I remember firing and I'm like 'This guy is not stopping!' And that was scary to me. I-I... It was- It was actually kind of a shock to me that he didn't stop."

Investigator Andersen asked Officer D. Nguyen if he was firing while he was moving, or if he stopped and then fired. Officer D. Nguyen said he thought he was moving and firing at the same time.

Investigator Andersen asked where the other officers ended up. He saw Officer Stroud to his right and he did not see Officer Jankowski or Officer Stroud, but he knew they were further to his right.

Investigator Andersen had Officer D. Nguyen mark on 'Page 1' the approximate location where he moved to. Officer D. Nguyen marked the location on the map by writing "Moved to this location" in blue ink. The arrow is extremely difficult to see on the map.

Investigator Andersen confirmed Villa eventually went down and Officer D. Nguyen said he did. He said he stopped firing when the threat stopped, specifically when Villa stopped running at them and was on the ground.

Investigator Andersen recalled Officer D. Nguyen's previous incident when he was attacked with a knife. Investigator Andersen asked if any of his experience from that incident came into his mind when he saw Villa with the knife. Officer D. Nguyen said, "Yes. I mean, I had to go through a lot of therapy. Physical therapy, a lot of pain and to get back to where I am now. I was very lucky that I did not die in that. Um, from what the doctor told me, I could have, if one of the slash marks

were a little bit deeper. Uh, I didn't want to go through that again and I didn't want my partners to going through that again. And because I could tell you this knife would've killed us. Uh it was a lot bigger and it could've done a lot more damage."

Investigator Andersen asked what Villa's demeanor was like after being shot. Officer D. Nguyen said he didn't know.

Investigator Andersen asked if he recalled what the weather conditions were at the time. He said it was sunny and there were no lighting issues.

Investigator Andersen asked if there were any loud noises that could have prevented Villa from hearing his commands and Officer D. Nguyen said, "No."

Investigator Andersen asked if Officer D. Nguyen used his department issued Glock handgun and Officer D. Nguyen said, "Yes." Investigator Andersen asked if his weapon functioned properly and he said it did.

Detective Kirwan asked Officer D. Nguyen if he participates in the TPD quarterly range training and he said he does.

Officer D. Nguyen said he had not consumed any drugs or alcohol on the day of the incident. Officer D. Nguyen said he slept over six-hours the night before, which was enough sleep.

Officer D. Nguyen said he used his MAVS recording system during the incident. He said he pushed the button on the microphone to activate the system.

Investigator Andersen asked Officer D. Nguyen if he had a sight picture when he fired his weapon and he said he didn't remember.

At the conclusion of the interview, Officer D. Nguyen added, "I got into this line of work, I was hoping to go through thirty years without having to use my gun. It's a tool, you know, that you never have to use. That was my plan. Obviously that's changed. But uh, this whole incident, I wish it never happened, meaning I wish he never charged us. I wish he never picked up that knife. I wish he would've followed our commands, dropped the knife. This would've been completely different. I never went to work thinking I want to use my gun on anybody. You know, I got into this line of work because I want to help people."

The interview was concluded at approximately 1239 hours.

On 07/27/14 at approximately 1140 hours I served Officer Stroud with an Administrative Investigation Interrogation Memorandum for his interview scheduled on 08/14/14 at 1400 hours (attachment 24).

Officer S. Wright's Statements

On 08-08-14 at approximately 1108 hours, Orange County District Attorney's Office Investigator Andersen and Detective Kirwan interviewed Officer S. Wright at the Tustin Police Department. [redacted] was also present during the interview as Officer S. Wright's legal representative.

Officer S. Wright was emotional throughout the interview and at one point Investigator Andersen briefly stopped the interview to allow Officer S. Wright time to regain his composure. Once Officer S. Wright was able to continue, the interview resumed. For this reason, there are two separate PUMA recordings for Officer S. Wright's interview.

First part of interview

Detective Kirwan recorded the interview using his department issued PUMA recording (ID 36219). The following is a synopsis of the interview. For complete details, refer to the attached recording (attachment 25).

> Investigator Andersen asked if Officer S. Wright was providing a free and voluntary statement. He said he was. Investigator Andersen asked if anyone from the Tustin Police Department ordered him to give a statement and Officer S. Wright said, "No." Investigator Andersen asked Officer S. Wright if he felt compelled to give a statement because the Orange County District Attorney's office is involved and he said he didn't.
>
> Officer S. Wright said he has been a police officer with the Tustin Police Department since May 2007. Officer S. Wright previously worked for Idaho State Parole for approximately two years. Officer S. Wright worked for Orange County Probation for approximately 2.5 years. He also worked approximately 10 months for U.S. Federal Probation.
>
> Officer S. Wright said he is currently assigned as a Field Training Officer, which he has done for approximately one year. At the time of the shooting, Officer S. Wright was working Squad 2, 0600-1830 hours on Saturday, Sunday and Monday. His call sign was 210.
>
> Officer S. Wright said he was prescribed propanol and he was also taking creatine as a health supplement. Officer S. Wright was working his regular shift and had not worked any overtime prior to the day of the shooting. He said he was wearing a standard Tustin Police Department "Class B" uniform.
>
> Officer S. Wright said his duty firearm is a Glock 21. He had one magazine in the firearm and two extra magazines on his belt. He had the department issued ammunition and checked his weapon prior to the start of his shift.

Officer S. Wright said he was carrying a backup weapon, which he identified as being a Ruger LCP, .380 caliber.

Officer S. Wright confirmed he used his duty weapon during the shooting and not his backup weapon. He said his primary weapon was taken into evidence by the Orange County Crime Lab.

Officer S. Wright said he had a pocket knife and a TASER on him on the day of the shooting. Officer S. Wright said his baton was in his police vehicle and he does not carry pepper spray.

Investigator Andersen asked Officer S. Wright if he had the MAVS recorder and if it was working. He said the MAVS worked, however the remote microphone stopped working on the call he was at prior.

Investigator Andersen asked Officer S. Wright if he deployed the TASER during the incident. He said he didn't.

Investigator Andersen asked if Officer S. Wright was working alone or with a partner. He said he was working "solo."

Investigator Andersen asked Officer S. Wright if he remembered the date and time of the incident. He said 02/10/14 around 1130 – 1135 hours. Officer S. Wright said the call was for a family disturbance. He said he was not dispatched, however he went to the call to assist. He said Officers Stroud and Jankowski were dispatched to the call.

Investigator Andersen asked Officer S. Wright how long it took him to get to the call. He said approximately one minute.

Investigator Andersen and Officer S. Wright began reviewing overhead images of 1412 Nisson Road, which Detective Kirwan downloaded from Google Maps (attachment 26). Investigator Andersen referred to one of the images ('Page 1') and he asked Officer S. Wright to mark where he parked his police vehicle which he drew in black ink on the diagram.

Investigator Andersen asked if he remembered where Officer Stroud parked. Officer S. Wright said he wasn't sure. He thinks Officer Stroud parked to his right. He thinks Officer Jankowski and Officer D. Nguyen parked on Nisson Road west of the driveway to the Casa Cortez apartments.

Investigator Andersen asked Officer S. Wright if all the officers arrived at the same time. He said he and Officer Stroud arrived first and they waited for Officer D. Nguyen and Officer Jankowski. They all then walked toward the apartment. Officer S. Wright drew a line on the "Page 1" diagram in black ink to

depict the path they walked. He indicated they walked along the grass area in a southeast direction.

Investigator Andersen asked Officer S. Wright if he remembered the details that were given in the original call for service. Officer S. Wright said he thinks a mother was calling on her son saying he was acting erratic and breaking things.

As he was driving to the call he remembers reading the MDC screen and noticing a knife was involved.

Investigator Andersen asked Officer S. Wright why he volunteered for this call. He said it didn't sound like it was going to be a good call and thought Officer Stroud and Officer Jankowski were going to have a fight on their hands.

Investigator Andersen asked Officer S. Wright if he responded to the call with the idea that it was going to involve a fight. Officer S. Wright became emotional and said, "I thought it was gonna be a fight. I had no clue it would be a shooting."

Investigator Andersen asked Officer S. Wright if they discussed a plan of action once on scene and he said they didn't.

Investigator Andersen asked Officer S. Wright what he first became aware of as he walked up to the location. Officer S. Wright began sobbing and said he couldn't see what was happening but heard Officer D. Nguyen yelling something about a knife. As he walked up more, he saw Villa with a knife in his right hand. Officer S. Wright continued, "David already told him to put the knife down. I don't know who else was yelling. All I could hear was Dave. So I'm kind of pieing this corner... I have no fucking clue when I took my gun out, but I- I'm sitting there and my gun's out. And I see him hold- He's sitting like this with both hands clenched and a knife in his right hand. And he turns away and lets out a yell, and then just goes full bore into Dave."

Investigator Andersen asked Officer S. Wright to describe the knife Villa was holding. He said it was "huge" and thought it was a "foot long." He said it was silver with a black handle. Investigator Anderson asked how Villa was holding the knife. Officer S. Wright said the blade was up.

Investigator Andersen asked Officer S. Wright how many times Officer D. Nguyen yelled for Villa to drop the knife. He didn't know other than he heard Officer D. Nguyen yelling.

Investigator Andersen asked Officer S. Wright if he heard anyone else yelling and he said he didn't. Investigator Andersen asked Officer S. Wright if he yelled and he said he didn't.

Investigator Andersen asked Officer S. Wright if Villa was facing more toward Officer D. Nguyen or toward the group of officers. He said more toward Officer D. Nguyen and Officer Stroud. He said he thinks Villa was looking at Officer D. Nguyen.

Investigator Andersen asked Officer S. Wright how long Villa was looking at Officer D. Nguyen before he did the turning movement. He sobbed as he said, "It was instantaneous."

Investigator Andersen asked Officer S. Wright how long Villa stayed in the turning position. He said, "It was quick. It went- It was just, like 'Rah!' and went."

Detective Kirwan noted in his report, "As Officer Wright was thinking back on the event, he became visibly distraught. At that point during the interview Investigator Andersen decided to take a break in order to allow Officer Wright to compose himself."

Detective Kirwan stopped the recording at approximately 1133 hours. The interview resumed approximately three minutes later.

Officer S. Wright's statements during the second portion of the interview

At approximately 1136 hours Officer S. Wright gathered himself and agreed to continue with the interview. This was recorded on separate audio file (ID 36220). I attached the interview to this investigation (attachment 27). The following is a synopsis of the interview.

Investigator Andersen summarized Officer S. Wright's account of Villa standing with his hands clenched, holding the knife, turning ninety-degrees and then letting out a roar. Investigator Andersen asked what Villa did next and Officer S. Wright said, "He charged David."

Investigator Andersen asked Officer S. Wright how many steps Villa took before the officers shot him. He said "three steps tops." He said he heard gunfire from other officers prior to him shooting.

At Investigator Andersen's request, Officer Wright marked 'RV' on the Google Maps marked "Page 1." He also marked on a second Google Map image he marked "Page 2" (attachment 28) to indicate where Villa was when he first saw him.

Investigator Andersen had Officer S. Wright mark his location on "Page 2" (with his initials) when he first saw Villa.

Investigator Andersen had Officer S. Wright mark where Officer D. Nguyen and Officer Stroud were located on the "Page 2" with an "N" (Nguyen) and "S" (Stroud). He did not know where Officer Jankowski was.

Officer S. Wright said Villa made it about three steps and at least one of the other officers fired their weapons. He said Villa didn't go down, he kept running. Officer S. Wright said he moved as well. He drew dash marks from his initials on the page to indicate the direction he was moving.

Officer S. Wright said he fired his handgun once and marked the location on the map with his initials where he was when he fired (on the map marked page 2).

Investigator Andersen asked what Villa did when he (Officer S. Wright) fired his weapon. Officer Wright said, "Um, there were like two volleys basically. The first one, if they hit him it didn't stop him, and he kept coming. The second one, so I'm moving- I'm moving laterally. I'm coming across like this and when I'm pulling the trigger, I don't know who shot from behind me and clipped him. And it had to, it was somewhere in his lower extremities because he just crumpled. So when I pulled the trigger he's like that." Detective Kirwan noted Officer Wright made a turning motion down toward his left side.

Officer S. Wright continued, "So he still, he had the knife and he was going down. I pulled the trigger and he hits. And he hits like, he gets all like crumpled. Like this. And I'm sitting there looking at him. Looking like that. Then he kind of lets out like a 'Uhhh', starts moving and then he brings that hand up and there's no knife. And I look over at Dave (Officer D. Nguyen) and Stroud and I yell, I go 'I'm going off gun. I'm gonna 'cuff him. I'm gonna 'cuff him.' And then they look over at me. And I think I told... the mom started yelling right away. Um, 'cus she was over by Stater Brothers I guess. So she starts yelling. I can't (inaudible), I think I told David (Officer D. Nguyen) to go over and take care of them. But I don't remember for sure."

Officer S. Wright continued, "Um, so... I go...fuck, I can't remember, um. Either way, David (Officer D. Nguyen) leaves. I don't know where Michelle (Officer Jankowski) is. And I- I'm looking at Stroud going 'I'm gonna 'cuff him. I'm going off gun. I'm going off gun.' So Stroud like nods yeah. So I put my gun away, I grab him and he's uh, he's still kicking, he's still fighting. Um, so I get on top and I get the left 'cuff on. And I'm going to put the right on but there's so much blood I can't keep his hand, so I'm pulling and it keeps slipping off. So I look at- Stroud's up over me pointing this direction, because people are starting to come out. So I look at Stroud and I go 'You're gonna have to help me. I can't do it by myself.' And then Stroud held his hand and I think I put the 'cuff on."

Officer S. Wright continued, "And then I roll him onto his left side and pat down for weapons. And he doesn't have any. Then I roll him onto his right side. And when I roll him on his right side he tells me that I killed him." Officer S. Wright began sobbing and sounded distraught as he continued, "And I tried to explain to him I didn't kill him, I'm trying to help him. And his mom was over there and I didn't want his mom to see him like that."

Officer S. Wright sobbed as he continued, "So, he- he didn't have any more weapons. The knife was down towards his leg. So I roll him back on his right side, so he's facing away from his mom. So she doesn't have to see that. And I start to try to do medical, but he's got too many... he's got too many wounds and I can't... I tried to get him to stop and, he was bleeding from like three points that I could see. The worst one was in his leg. Like pelvis area. Somewhere around here (indicating his groin and thigh area). So I was trying to get him... 'cus I didn't to put him that way and apply pressure because I didn't want the family to see it, so. I was holding him and pushing down on his left hip, to try to get his right... to try to put enough pressure on it so it would stop. And he's still kicking. He's like reeling back, kicking me while I'm trying to do that. Then he looks me in the eyes and tells me that I killed him."

Investigator Andersen asked Officer S. Wright if Villa was trying to wrestle away the entire time and he said he was.

Investigator Andersen asked Officer S. Wright how many shots he heard before he fired. He said approximately eight to ten. He said there were approximately three to six shots fired and Villa kept running toward them. Then there were another three to four shots fired and Villa went to the ground.

Investigator Andersen asked Officer S. Wright what he thought was going to happen when Villa started running toward Officer D. Nguyen. He said, "Part of me- Part of my head was screaming 'No!', like 'Don't do it! Don't do it!' I could see where it was gonna go. So it's the weirdest thing, I had like two dialogues going on. One in my head's just screaming 'No don't do it! No don't do it!' and then at the same time I could hear Dave (Officer D. Nguyen) yelling. And... like I said, I had... Stroud was somewhere over there. I didn't know where Michelle was but I thought Dan- err, Dave was gonna get stabbed."

Investigator Andersen asked what Officer S. Wright was referring to when he was saying in his mind 'Don't do it!' Officer S. Wright said, "Don't rush him. Don't rush Dave."

Investigator Andersen asked "And what's your concern if he rushes Dave?" Officer S. Wright said, "Dave would get killed." Detective Kirwan noted Officer S. Wright was visibly upset at this point.

Investigator Andersen asked if Officer S. Wright was thinking about the prior incident, where Officer D. Nguyen was attacked by a suspect with a knife. He said he was.

Investigator Andersen asked Officer S. Wright if the prior incident with Officer D. Nguyen was on his mind when they encountered Villa. Officer S. Wright said, "Absolutely."

Investigator Andersen asked Officer S. Wright what was going through his mind when he pulled the trigger. He said, "I can't let him kill Dave." Investigator Andersen asked if Villa still had the knife in his hand at that point and he said he did.

Officer S. Wright emotionally added, "And, it sucks. It's- This whole thing's shitty. I never wanted to fuckin' kill anybody. I never wanted to pull my fuckin' gun on someone."

Investigator Andersen asked Officer S. Wright why he only fired one round. He said, "He was going down. He went- He got hit right before I shot. I don't even know if I hit him. He was going down so, I pulled the trigger. He's like this (rotating his body). Like that and he hits and he doesn't move for a second. And then he starts to move. So I'm sitting on him (covering with a gun) and then I see the right hand come around and he doesn't have the knife."

Investigator Andersen asked Officer S. Wright if Villa was still running at Officer D. Nguyen even after numerous shots were fired by the other officers. He said, "Yeah. Even after he got hit, he didn't- He wasn't gonna quit."

Investigator Andersen asked Officer S. Wright what he meant when he said Villa was not going to quit. Officer S. Wright said, "If his legs still would have worked, he would have still rushed Dave and Stroud. Or at that point he had seen me, so he would have come for me too. Um, you could tell how almost, like angry but almost animalistic. Like he really wanted to get over there."

Investigator Andersen asked Officer S. Wright what he thought Villa's intentions were if he got to Officer D. Nguyen and Officer Stroud. Officer S. Wright said Villa was going to kill them. He said even if Villa didn't have the knife, he felt Villa would have attacked them.

Investigator Andersen asked Officer S. Wright if he had a sight picture and Officer S. Wright said he did.

Officer S. Wright clarified, "When I went up to 'cuff him, I came around... I walked in front of his head and I came up on the right side of his body, and the knife was lying back by like his knee to shin, to foot. Back in that area, so as far as I was concerned there was no threat at that point. Or at least not of being stabbed."

Investigator Andersen asked Officer S. Wright if he remembered the weather or lighting condition. Officer S. Wright said it was sunny.

Investigator Andersen asked Officer S. Wright if it was loud enough outside that Villa may not have heard Officer D. Nguyen. He said Villa should have been able to hear Officer D. Nguyen.

Investigator Andersen asked Officer S. Wright if he thought to use his TASER, and he said, "No. I didn't think to and I wouldn't- I wouldn't risk that. I've seen plenty of TASER darts miss and I'm not gonna let Dave get killed because I made a bad decision."

Investigator Andersen asked Officer S. Wright if he considered using any other weapons, such as a baton or pepper spray. Officer S. Wright said, "He had a knife. There's no way I would get close enough to do that."

Investigator Andersen asked if his firearm functioned properly and Officer S. Wright said it did.

Officer S. Wright confirmed he qualified with his firearm during the recent department firearms training and in prior department firearms training courses.

Detective Kirwan asked Officer S. Wright if he knew Villa or had ever dealt with him before this incident and he said he didn't.

Detective Kirwan asked Officer S. Wright if a person with a knife poses a deadly threat and Officer S. Wright said, "Absolutely."

Detective Kirwan asked Officer S. Wright if he had any alcohol or any illegal drugs in his system on the date of the incident and he said he didn't.

The interview was concluded at approximately 1209 hours.

Interview with Officer Stroud

On 08/14/14 at approximately 1407 hours, Lt. Wright and I interviewed Officer Stroud in the Chief's Conference Room. [redacted] represented Officer Stroud and was present during the entire interview. I digitally recorded the interview and attached a copy of the interview to this report. The following is a synopsis of the interview. For complete details, refer to the recorded interview (attachment 29).

I read Officer Stroud the applicable AB301 rights directly from the TPD Administrative Investigation manual. Officer Stroud said he understood all of his rights. I read Officer Stroud his rights per Miranda. He said he understood, however he did not waive his rights and did not want to speak to me. I read Officer Stroud the applicable Lybarger admonishment directly from the same manual. Officer Stroud said he understood and agreed to speak to me.

I asked Officer Stroud if he initialed and understood the contents of the Administrative Interrogation memorandum I provided him on 07/27/14. He said he did.

Officer Stroud said he was working as a police officer for the City of Tustin on 02/10/14. He was assigned to Squad Two which is Saturday, Sunday, Monday from 0600 hours until 1830 hours, He said he has a been a police officer for approximately nine years all with the City of Tustin.

Officer Stroud said on 02/10/14 he began his shift at 0600 hours. He was driving a marked Tustin Police car, however he did not remember what the unit number of the car he was driving. He said he was wearing his standard department issued police uniform and duty belt.

I asked Officer Stroud if he was under the influence of any alcohol or drugs on 02/10/14 that would have prevented him from safely performing the duties as a police officer. He said he wasn't.

Officer Stroud said he was dispatched to a family disturbance on 02/10/14 at approximately 1135 hours at 1412 Nisson, apartment #7. I asked him what where the circumstances of the call. He said the reporting party's son (later identified as Robert Villa) was "acting angry" inside the house. He said there were knives inside the residence and at one point Villa used a knife to stab a wall. Officer Stroud said Villa indicated someone wanted to kill him.

I asked Officer Stroud when he learned the call involved a knife. He said on his way to the call. I asked him where he heard Villa wanted someone to kill him. He believed he heard it broadcasted over the radio.

I asked Officer Stroud if there were any safety concerns going through his mind as he was responding to the call. He said there were. He said Villa already had an angry demeanor and was in possession of a knife. He said Villa already used the knife to stab a while inside the residence and he was concerned Villa could use the knife to kill him or his partners. He also believed Villa was inside the residence with other people and could use the knife to harm them.

Officer Stroud said he believes Officer Jankowski was dispatched as the handling officer and he (Stroud) was the follow officer. I asked Officer Stroud if any other officers self-dispatched themselves and responded to the call. He said two other officers did. I asked him why two other officers would respond on their own. He said based on the information in the call the others officers likely felt it would be necessary to assist.

I asked Officer Stroud if he turned on his MAVS for this call. He said he did.

I asked Officer Stroud how long it took him to respond to the call and he estimated less than two minutes.

I provided Officer Stroud with a Google Earth map and had him draw on a Google map (marked "1" in the upper right corner) where he parked his vehicle when he arrived on scene of the call. He drew a "S" inside a circle in the west alley just south of the street and said his police car was facing south. I attached the map to this investigation (attachment 30).

Officer Stroud said he was the first officer on scene and within approximately ten to 20 seconds the other officers arrived. He said the other officers were D. Nguyen, Jankowski, and S. Wright. Officer Stroud said he believes Officer Jankowski parked behind him facing south (he drew a "J" inside a circle on the same map indicating where he believed she parked). At the time of the call, he did not know where the other two officers parked.

I asked Officer Stroud what he did when he arrived on scene. He said he waited for the other three officers to group together in front of his vehicle and then they all started walking eastbound toward the apartment. I asked Officer Stroud if they formulated any plan before walking toward the apartment. He said they did not.

I asked Officer Stroud what the ultimate goal is in handling these types of calls. He said to preserve life, make sure it's handled safely, and the officers and involved citizens are unharmed. I asked him if it was his goal to resolve the situation as peacefully as possible and he said it was.

Using another Google Earth map image (attachment 31) showing an overhead view of the area, I drew a "2" in the upper right hand corner. I had Officer Stroud draw a path on the map depicting where the officers walked as they approached the apartment. He drew an arrow from west to east. I asked him where he walked to and he drew an "S" indicating where he stopped. He described it as being on the northeast corner of the west building.

I asked Officer Stroud where Officer D. Nguyen was. He drew an "N" on the map indicating where he was. He described Officer D. Nguyen as being a couple of feet over his left shoulder. I asked him where Officer Jankowski was. He drew a "J" on the map indicating where she was. He described Officer Jankowski as being over his right shoulder approximately five feet away. I asked him where Officer S. Wright was. He drew a "W" on the map indicating where he was. He described Officer S. Wright as being approximately two to three feet to his right.

I asked Officer Stroud what he saw when arrived at the west building. He said he immediately saw a male subject (later identified as Robert Villa) standing holding a knife in his right hand. He said Villa was holding the handle of the knife with the blade pointing "upward" and Villa's left hand was in a fist. He noticed Villa's lips were open and he was showing his teeth. Villa appeared to be grinding his teeth or clenching his jaw and jogging in place. Villa was looking toward the west building. I had Officer Stroud draw a "V" on the map indicating where he first saw Villa. He described it as being approximately ten yards away from the officers in between two walkways.

Officer Stroud said he was given a description Villa prior to arriving at the call and when he saw the subject, he believed it was Villa.

I asked Officer Stroud where apartment #7 is (apartment where the call was originated from) and he drew a "7" on the map. He described it as being on the first floor, in the second fourplex south of where they were standing. I asked him how far Villa was from apartment #7 and he said he was on the front lawn, approximately 10 – 15 feet away from the front door.

I asked Officer Stroud if Villa was standing or sitting when he first saw Villa. He said Villa was standing. I asked him if Villa was saying anything. He said Villa was grunting and yelling, however Villa was not verbalizing any words. Officer Stroud did not believe Villa was trying to communicate with the officers.

I asked Officer Stroud what was going through his mind when he saw Villa. He said he resorted back to his training and experience. He said he knew with Villa's distance from all of them (officers) and with Villa possessing a knife, Villa could easily kill his partners or himself, so he immediately drew his firearm and ordered Villa to drop the knife. Officer Stroud said Villa appeared angry and based on Villa's actions, he felt he could be under the influence of a central nervous system stimulant.

I asked Officer Stroud if it caused him more concern with his belief Villa was under the influence of a central nervous system stimulant. He said it did because people under the influence of a central nervous system stimulant may act more aggressive and violent. He said they can also have added strength and may not function the same if they were not under the influence.

I asked Officer Stroud to describe the knife he saw in Villa's right hand. He described it as a fishing knife used to clean a fish. He said the knife had a regular handle with a blade longer than a normal kitchen knife. He said the length of knife would be similar to that of a butcher knife. He said the blade would be thinner than a butcher knife, but sharper. He estimated the length of the blade to be approximately 10 inches and estimated the total length of the knife including handle was approximately 14 – 15 inches. He said the blade was silver and the handle was black.

Officer Stroud further described Villa as having a tight grip on the knife. He felt it was held in an aggressive way.

Lt. Wright asked Officer Stroud if he felt the knife posed a danger when he saw it. He said he did. He said it not only posed a danger to himself and the other officers, he also had not made contact with the reporting party and did not know where he was. He didn't know if Villa could get to the reporting party and harm him before the officers could intervene.

Lt. Wright asked Officer Stroud if he could see inside apartment 7. He said he could see the door was open, however could not see inside. I asked him if he knew at the time if anyone had been stabbed and he said he didn't.

I asked Officer Stroud if he used any cover or concealment at the time he drew his firearm. He said there wasn't any to use. He said that concerned him because he knew other officers were around him so he couldn't move backward or side to side without putting them in line with Villa. He was also concerned Villa would be able to use the knife on the officers if he were to "charge" them.

I asked Officer Stroud if he drew his firearm with his left or right hand. He said his right hand (primary shooting hand). I asked him if he knew what the other officers did when he drew his firearm. He said he did not. I asked him why he drew his firearm. He said he felt an immediate threat to his and his partners' life. He felt they were in close enough proximity for Villa to have been able to kill him had he not drew his firearm.

I asked Officer Stroud what he did when he drew his firearm. He said he immediately gave repeated verbal commands for Villa to drop the knife. He also heard his partners giving Villa repeated verbal commands to drop the knife. I asked Officer Stroud if he believed Villa knew he was a police officer. He said Villa should have known because he looked directly at the officers (who were all in full uniform) when they were giving him commands to drop the knife. He also said Villa's right side was initially facing them when they were giving him commands, however he faced them as they continued giving him verbal commands.

I asked him if he used the word "police" when he was giving Villa commands. He said he did not. Due to Villa's close proximity, he only had to time get out the immediate command to drop the knife. He also said it was bright daylight and with four officers in uniform, he felt it was "a given" Villa knew they were the police.

After Officer Stroud gave Villa verbal commands to drop the knife, Villa's grunted and yelled more. He then immediately "sprinted" directly toward Officer Stroud with the knife still in his right hand. I asked Officer Stroud from the time he gave Villa verbal commands to drop the knife until the time Villa started to sprint toward him how much time elapsed. He estimated "seconds." I asked him if it was a full sprint and he said it was. In his opinion, Villa was trying to get to the officers as quickly as he is physically capable of.

I asked Officer Stroud if Villa dropped the knife. He said he didn't. I asked Officer Stroud if he believed the verbal commands he gave Villa were clear and Villa could have heard them. He said, "Yes" and the commands he gave were loud.

I asked Officer Stroud what he was thinking at the moment Villa started to run toward him. He said, "I'm thinking he's going to either stab me or stab one of the officers that I was with."

I asked Officer Stroud if Villa wanted to get away from him, could he have run the opposite way and he said Villa could have. He said if Villa wanted to get away from the officers he could have ran into the open door of apartment 7 instead of toward them. I asked Officer Stroud if it concerned him Villa ran toward him instead of running away and he said it did. He said, "I believed he intended on stabbing me." He believed Villa's sole purpose in running toward him was to hurt or kill him.

As Villa was running toward Officer Stroud, Officer Stroud said the blade of the knife was still pointed at the officers. I asked Officer Stroud what he did as Villa was running toward him. He gave Villa more verbal commands to drop the knife and then "discharged" his firearm. He said the other officers on scene we also giving Villa verbal commands.

I asked Officer Stroud if Villa still had the knife in his hand when he (Officer Stroud) fired his handgun. He said he did. I asked him how far Villa was away from him when he shot at him. He said, "15 feet." I asked him why he shot at Villa. He said he felt there was no other course of action he could have taken to save his or his partner's life. He said this was based on the immediate threat with Villa possessing the knife, Villa's actions of "charging" at the officers and the proximity in relation to the officers.

I asked Officer Stroud what would have happened if Villa made it to him or the other officers. He said, "He would have killed one of us." He was afraid one of the officers including himself would have been killed or seriously wounded by Villa.

He said, "In my mind, I thought I fired the amount of rounds needed to, to, stop the threat." He said as soon as Villa went to the ground and the threat ceased, he stopped firing.

I asked Officer Stroud how many rounds he fired at Villa and he said 11 rounds. He originally thought he fired three rounds so he told Sgt. Coe he shot three rounds when he gave the public safety statement. I asked Officer Stroud when he learned he fired 11 rounds. He said after he gave his public safety statement, he walked back to his patrol car. On his way back to his car, he pulled the magazine out of his firearm (while leaving the firearm in the holster). He noticed two rounds in the magazine. He knew he had one round in the chamber. He said he carries 14 rounds in the firearm so he realized he fired 11 rounds. He said after realizing he fired 11 rounds, he went back to Sgt. Coe and advised him of the change in rounds fired.

Officer Stroud said he was not lying when he gave his public safety statement saying he only fired three rounds. He believed at the time he only fired three rounds. He said his adrenaline was rushing and he was scared. I asked him what he was scared of. He said, "Getting stabbed, absolutely, or one my partners getting stabbed."

I asked Officer Stroud if the other officers fired their weapons and he said he assumed they did. He said he could hear gunshots on both sides of him. I asked him if he knew at the time who actually fired and how many rounds they fired. He said he didn't.

I asked Officer Stroud if he or the officers had cover or concealment at the time he fired his weapon. He said there was no cover or concealment. I asked him if he had enough time to back off and seek cover or concealment. He said he didn't, it happened too quickly.

I asked Officer Stroud which way his rounds went when he fired his weapon. He said, "Southbound." I asked him what his backdrop was. He said the breezeway in the apartment complex. He said he did not see anyone behind Villa.

I asked Officer Stroud why he did not use any other type of force option to stop Villa. He said he didn't feel any other type of force option would prevent Villa from using the knife to kill him. He said Villa was attempting to use lethal force against him and his partners and the only way to stop him was to use lethal force in return.

I asked Officer Stroud if he could have safely disarmed Villa by using some type of hand-to-hand combat technique. He said he couldn't. Officer Stroud said the he was trained to use his firearm when dealing with someone armed with an edged weapon. I asked him what type of dangers he is faced with when dealing with someone armed with an edged weapon. He said he could possibly lose his life.

I asked Officer Stroud how quickly he fired the 11 rounds. He said, "Within a couple seconds." I asked Officer Stroud how much time elapsed from the time he saw Villa until the time he fired his last round. He estimated one minute. He said it went very quick. He said the minute seemed like it went "almost instantly."

I asked Officer Stroud if he heard any other rounds being fired after he finished firing and he said he didn't. Officer Stroud said the moment the threat ceased, no more rounds were fired by any of the officers.

I asked Officer Stroud what happened after the shooting stopped. He said Villa collapsed to the ground and onto his right side. He said Villa's head and back were facing the officers. He said he couldn't see if Villa was still in possession of the knife. He and Officer S. Wright approached Villa. One of them (he doesn't remember who did) moved the knife toward Villa's feet so it no longer posed a threat. Lt. Wright asked Officer Stroud where the knife was when they moved it. He said the knife was on the ground, next to Villa. Officer Stroud said the knife was moved because it still posed a threat.

Officer Stroud said Villa was moaning and kept moving around which appeared to make his wounds worse. Officer Stroud said he verbally told Villa to stop moving so he could help him. He said Villa continued flexing his muscles and kicking his feet. In order to stop Villa from continuing to cause more harm to himself, he and Officer S. Wright handcuffed him. They placed Villa on his side in a "recovery position" so they could assess his wounds and provide first-aid.

I asked Officer Stroud how far away Villa was from the officers when he fell to the ground. He said approximately 10-15 feet. I asked him if he knew Villa was shot. He said he assumed he was, however he didn't know for sure until he approached Villa. I asked him if he knew how many times Villa was shot. He said he didn't know for sure however he knew it was more than one.

I asked Officer Stroud what Villa's demeanor was at the time. He said Villa was still being combative and trying to stand up. I asked him if it caused him concern that Villa was still being combative even after receiving more than one bullet wound. He said it did. He said he was surprised that he would still be combative even after being shot. He said it added to his suspicion that Villa was under the influence of something that allowed him to physically fight despite being shot more than once.

I asked Officer Stroud if he was concerned for Villa's well-being. He said he was. He was afraid Villa could die. I asked him if any of the officers attempted to provide first-aid to Villa. He said Officer Jankowski went to her patrol vehicle and retrieved the first-aid kit. He said as soon as Officer Jankowski came back with the first-aid kit, an aggressive crowd approached from the east. Additionally, he said a male subject opened the door to a nearby apartment whom he recognized as a former or current gang member and was yelling at Officer Stroud. He said this subject was in a wheelchair approximately five feet away from him. Officer Stroud said the knife still hadn't been secured and apartment 7 hadn't been cleared. He didn't know if there was an additional threat or victims in apartment #7.

Officer Stroud said he and the officers were prevented from safely providing first-aid to Villa because of the facts mentioned above. He said before even approaching Villa, he requested paramedics.

I asked Officer Stroud what Villa was doing this whole time. He said he was still trying to stand up, flexing his arms, moving his feet and not complying with their commands to stay still. I asked Officer Stroud what he said to Villa. He told him they are trying to help him, stay calm and the paramedics are on their way. Officer Stroud said even with the hostile crowd, he did everything he could to help Villa and did not leave his side until the paramedics arrived.

Officer Stroud said once he gave his public safety statement, he was taken back to the station by Detective Miali. He said Officer S. Wright and Officer D. Nguyen went with him in the same vehicle. I asked him if they discussed the details of the incident. He said they did not.

I asked Officer Stroud what gun he was carrying at the time of the incident. He said his department issued, Glock-21, 45 caliber handgun. He said he didn't have any other firearm on him at the time. Officer Stroud said he attended all of the department range days and qualified with his firearm. I asked him if he was carrying his department issued ammunition and he said he was. I asked him if he had any non-authorized ammunition in his firearm and he said he did not.

Officer Stroud said he carries one loaded magazine in the firearm, one round in the chamber and two extra magazines on his duty belt. He said all of the magazines were filled to capacity on the day of the incident and he carries a total of 40 rounds.

I asked Officer Stroud if he discussed this incident with any of the involved officers in order to corroborate his story. He said he did not. He said he has not spoken to anyone about the details of the incident other than with his attorney.

Lt. Wright asked Officer Stroud if he knew Villa before this incident or ever been to his house. Officer Stroud said he did not know him and had never been to his house.

I asked Officer Stroud if Villa, as he was running could have dropped the knife before he was shot. He said he could have.

I asked Officer Stroud if he planted a knife on Villa and he said he did not.

I asked Officer Stroud if Villa threw a cell phone at the officers and he said he did not. He said he doesn't remember Villa having a cell phone in his hands.

I ordered Officer Stroud not to discuss the incident with anyone other than myself, Lt. Wright or his attorney. He said he understood.

The interview concluded at 1519.

Villa's Autopsy Examination

On 02/13/14 at approximately 0830 hours, Detective Kirwan attended Villa's autopsy examination at the Orange County Coroner's Department. Detective Kirwan said during a preliminary briefing at the Coroner's Office, he was told Villa received two gunshot wounds in the right thigh, one gunshot wound on the left wrist and one gunshot wound near the right scapula.

The autopsy began at approximately 0900 hours. The examination was conducted by Orange County Coroner's Office - Forensic Pathologist Dr. E. Davenport and Forensic Assistant A. Chavez. Orange County Crime Lab – Forensic Scientist R. Binz collected evidentiary samples and Forensic Specialist H. Peplowski documented the examination with photographs.

When the autopsy commenced, Dr. Davenport began examining Villa's body and documented her findings. Dr. Davenport recovered one bullet from Villa's left chest area, which appeared to be an expanded hollow point round consistent with Tustin Police Department duty ammunition (Winchester Ranger .45 caliber, 230 grain, model RA45T). Dr. Davenport removed a similar bullet from Villa's right leg, which was found underneath the skin at the back of his leg. Dr. Davenport also found what appeared to be bullet fragments inside of Villa's left forearm.

On Villa's right leg Detective Kirwan saw what appeared to be two entrance wounds on the front of the leg above his knee. There were also two star tattoos near the wounds, on his right thigh above the knee. Detective Kirwan saw one exit wound on the back of Villa's right leg. Dr. Davenport said these injuries would not have been lethal.

On Villa's left leg Detective Kirwan saw what appeared to be a shallow wound consistent with a bullet grazing the leg. The wound proceeded from the front toward the back of the leg, on the inside of the left thigh above the knee. Dr. Davenport said this injury would not have been lethal.

On Villa's left arm Detective Kirwan saw what appeared to be an entrance wound on the outside of the forearm, above the wrist. The wound was generally oval in shape, indicating the bullet entered at an angle.

Villa had a second wound on the inside of his forearm, which was further up the arm and closer to the elbow. This second wound on the inside of Villa's forearm was larger and it was consistent with a bullet exit wound.

Based on the entry wound being on the outside of the forearm near the wrist, and the exit wound being on the inside of the forearm closer to the elbow, it appeared the bullet traveled through the left forearm at an angle. Dr. Davenport said this injury would not have been lethal.

On Villa's chest Detective Kirwan saw what appeared to be an abrasion in the center of his chest, near his sternum. The abrasion was generally round in shape however it had faint jagged edges that were consistent with the star-shaped prongs of an expanded Winchester Ranger bullet. The abrasion appeared to be an impact mark from a bullet however there was no indication that the bullet entered the chest cavity. An expanded Winchester Ranger bullet was found with Villa's shirt. Based on photographs taken of the shirt and the bullet, it appeared prongs were possibly caught on the cloth of the shirt.

Detective Kirwan is a department Rangemaster and Armorer and has received training in the field of terminal ballistics. He believes a direct strike to the chest area from one of the officers' guns would have been circular in shape, approximately .45 inches in diameter, and the bullet should have entered the chest cavity. However the abrasion on Villa's chest was noticeably larger than a .45 inch circle and the shape was inconsistent with an entry wound.

Detective Kirwan then noticed the exit wound on Villa's left forearm and the abrasion on Villa's sternum were relatively similar in size and shape. It occurred to him that witness statements indicated that Villa was running toward the officers. During a running motion Villa's left arm would have moved in front of his chest, which could cause the wounds to line up next to one another.

After viewing Villa's injuries, photographs of his shirt and the expanded bullet, it appeared the bullet passed through Villa's left forearm, expanded, and then struck Villa in the center of his chest. This was supported by the following observations:

- The left forearm entry wound had a generally oval shape pointing from the wrist toward the elbow, which indicated the round likely entered the forearm at an angle.
- The left forearm exit wound was noticeably larger than the entry wound and it had jagged edges that were consistent with the star pattern of an expanded Winchester Ranger bullet.
- The bullet found in Villa's shirt was expanded in a star-shaped pattern, which was consistent with the injuries to Villa's forearm and chest.
- The abrasion on Villa's sternum was also consistent with an expanded Winchester Ranger bullet strike.
- The wound showed that the bullet stopped at the chest and it did not have enough kinetic energy to enter the chest cavity.
- The depleted energy and expansion indicated the bullet most likely struck something prior to impacting with Villa's sternum.
- With the left forearm placed in front of the chest area, the location of the exit wound from Villa's left forearm would line up in close proximity with the location of the abrasion wound found on Villa's sternum.

Detective Kirwan discussed this hypothesis with Dr. Davenport and she concurred it was the "most probable answer" to explain the injuries to Villa's left forearm and chest.

On Villa's right scapula Detective Kirwan saw what appeared to be an entrance wound. An expanded bullet was found on the opposite side of Villa's chest cavity, in his left torso. Dr. Davenport indicated there were injuries to Villa's organs that were consistent with a bullet passing from Villa's right side across his chest and stopping on the left side of his chest cavity. Dr. Davenport said this injury would have been lethal.

The autopsy examination was completed at approximately 1200 hours.

Mobile Audio Video System (MAVS)

Although numerous officers arrived to assist after the shooting occurred, the only officers present before and during the shooting were Officer Stroud, Officer D. Nguyen, Officer S. Wright and Officer Jankowski.

Name	Call Sign	Vehicle
Officer Jankowski #1252	222	804
Officer D. Nguyen #1151	212	803
Officer Stroud #1141	220	821
Officer S. Wright #1183	210	809

Tustin Police Vehicle #803 MAVS (Officer D. Nguyen)

On 02-10-14 Officer Nguyen was driving Tustin Police Department vehicle #803. During this incident, Officer Nguyen's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The image had a partial view of the Casa Cortez apartments, including the sidewalk area between the apartments and Nisson Road. However the camera was not pointed in a direction to observe the altercation between Villa and the officers.

I made the following observations while viewing the MAVS recording for unit #803. All times and events are listed as noted on the video. I attached the MAVS to this investigation (attachment 32).

11:38:38 Officer D. Nguyen's police vehicle was parked along the south curb of Nisson Road, west of the driveway for the Casa Cortez parking lot. Officer D. Nguyen was seen walking around the front of the police vehicle and away in a southeast direction, toward the Casa Cortez apartments. At 11:38:52 Officer D. Nguyen walked off camera toward the apartments.

11:39:07 The wireless microphone for Officer D. Nguyen's MAVS turned on.

11:39:09 Officer D. Nguyen yelled, "Drop that knife dude! Drop that knife!"

11:39:12 Officer D. Nguyen repeated the command slower and louder, "Drop that knife!"

11:39:13 Officer D. Nguyen then screamed in a loud voice, "Drop that knife!"

11:39:14 Multiple gunshots are heard. The gunfire stops at 11:39:17.

11:39:19 Officer Stroud is heard via the in-car microphone, "220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91."

11:39:52 Officer Jankowski ran back to her police vehicle and obtained a first aid kit.

11:40:31 A female is heard in the background yelling. It appears it was [redacted] saying, "Why did you guys fucking shoot him you stupid idiots. That just aggra--- They shoulda tazed him! I'm gonna sue the fuck out of you guys! You guys gonna pay for everything!
You guys better pay for everything you stupid assholes! You fucking idiots! You assholes! (inaudible)"

11:42:01 It appears [redacted] started yelling again, "You guys better hope my son is not dead. You guys shoulda tazed his ass, not shot him! You fucking idiot cops! Fucking idiots! Fuck all you cops! You guys suck! You guys shoulda tazed him not shot him you fucking idiots! I'm gonna sue you guys! I'm gonna sue you guys! You guys didn't even try it!

Why?! Why?! There was no reason to shoot him four times! There was no fucking reason to shoot him four times! You stupid idiots! I hope it doesn't kill him!"

11:43:24 Officer D. Nguyen's cuts in and out. The "M" is still displayed on the MAVS.

11:43:52 Officer D. Nguyen's audio comes back on.

Officer D. Nguyen Safety Statement to Sergeant Harper

Officer D. Nguyen provided a safety statement to Sergeant Harper at the scene.

11:44:13 Officer D. Nguyen said, "Yes Sir. Sarge I did fire a shot, so." There was an inaudible question that Officer Nguyen answered, "Well, it's not... It could be, I don't know. That direction..."

Officer Jankowski interjected, "(inaudible) ... south."

Officer D. Nguyen continued, "Yeah. We were all pointing south. We were all walking up sir, and we were firing south."

11:46:22 Sergeant Harper said something inaudible. Officer D. Nguyen continued giving a safety statement to Sergeant Harper. Officer Nguyen said, "We cleared the res. Um, I'm involved. Scott's involved. I don't know if anybody else is, so."

11:47:32 Detective N. Nguyen arrived and she attempted to get some preliminary information about what happened. Officer D. Nguyen responded, "Uh, I was involved. So if you want to assign me something, you can."

11:47:46 Detective N. Nguyen said, "So just like, most basic information." Officer D. Nguyen responded, "I was walking this direction here. Um, he was standing where, near the cones are right there with a knife in the ground. I came around. He saw me, picked it up with I think it was his left hand, I'm not sure. Put it up like this and started charging us. I pulled my gun out. I told him 'Drop it! Drop it!' He still charged at us, that's when I discharged my firearm."

11:48:16 Detective N. Nguyen asked, "Ok, just the three of you?" Officer D. Nguyen answered, "Uh, I know it was me and other-... I don't know who. I was the lead officer that pied the corner, so."

Officer D. Nguyen told Sergeant Coe that his car was running. Sergeant Coe asked Officer D. Nguyen if he shot and Officer Nguyen said, "Yes sir."

11:48:45 Sergeant Coe obtained a public safety statement from Officer D. Nguyen. Sergeant Coe said, "Ok, hey. Public safety statement. How many rounds did you fire?" Officer D. Nguyen said, "More than one. Less than five."

Sergeant Coe asked, "Where were you standing and in what direction?" Officer D. Nguyen said, "I was standing here. I fired this direction here."

Sergeant Coe ordered Officer D. Nguyen not to make any statements to anyone. Officer D. Nguyen was then placed in Detective Miali's vehicle and driven back to the Tustin Police Department. Once his microphone left the area, there were no further audio recordings. The video continued recording and it generally showed the officers securing the crime scene.

The video shut off 15:21:34.

Tustin Police Vehicle #821 MAVS (Officer Stroud)

On 02-10-14 Officer Stroud was driving Tustin Police Department vehicle #821. As Officer Stroud approached the Casa Cortez apartments, Officer Stroud's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The car turned into the west driveway of the complex and it parked. The MAVS image had a partial view of the Casa Cortez apartments that included the gate and the carport areas. The camera was not pointed in a direction to observe the altercation between Villa and the officers.

I made the following observations while viewing the MAVS recording for unit #821. All times and events are listed as noted on the video. I attached a copy of the MAVS to this investigation (attachment 33).

11:37:51 The vehicle was traveling eastbound on Nisson Road as it approached the Casa Cortez apartments.

11:38:22 The audio activated on the MAVS. It did not appear the remote microphone was activated as I did not see the "M" on the display. The interior microphone was working and I could hear sound from inside of the police vehicle.

11:38:30 After turning into the driveway, Officer Stroud parked and exited. Officer Stroud stood by the front left bumper of the police car, looking toward the entrance of the apartment complex. He appeared to be waiting for the other officers to arrive.

11:38:51 Officer S. Wright, Officer Jankowski and then Officer D. Nguyen come into view of the camera, and they all walked in front of the police vehicle from right to left (eastbound). The officers walk as a group, toward the front of the Casa Cortez apartments.

11:39:14 Gunshots are heard.

11:39:19 Officer Stroud is heard via the in-car microphone, "220, 998. Suspect down with a knife. We need a supervisor and we need numerous units for crowd control. We also need 91."

11:40:05 Officer Jankowski ran by the front of the police vehicle toward the Casa Cortez apartments with a first aid kit.

The video continued recording, however the image only showed the front gate to the carport area. The audio recorded the radio traffic as it was heard inside the police vehicle. Officer Stroud's microphone was not activated and there was no sound recorded from outside the vehicle.

The MAVS shut off at 15:14:42.

Tustin Police Vehicle #804 MAVS (Officer Jankowski)

On 02-10-14 Officer Jankowski was driving Tustin Police Department vehicle #804. During this incident, Officer Jankowski's camera had a view of eastbound Nisson Road toward Red Hill Avenue. The image had a partial view of the Casa Cortez apartments, including the sidewalk area between the apartments and Nisson Road. The camera was not pointed in a direction to observe the altercation between Villa and the officers.

I made the following observations while viewing the MAVS recording for unit #804. All times and events are listed as noted on the video. I attached a copy of the MAVS to this investigation (attachment 34).

11:38:28 Officer D. Nguyen's police vehicle is directly in front of Officer Jankowski's police vehicle. Officer D. Nguyen's vehicle was parked along the south curb of Nisson Road west at the west corner of the Casa Cortez driveway. The vehicle emergency light bar was activated.

11:38:37 Officer D. Nguyen exited his police vehicle and started walking toward the Casa Cortez apartments.

11:39:09 Officer D. Nguyen yelled in the background, "Drop that knife dude! Drop that knife!"

11:39:12 Officer D. Nguyen continued his commands of "Drop that Knife!" and Officer Jankowski also yelled twice, "Drop the knife! Drop the knife!"

11:39:13 Gunshots were heard.

11:39:32 Villa moaned and then said, "I'm dead. I'm dead. You guys leave me just (inaudible)." Officer S. Wright said, "You're not dead." Villa said, "I am dead."

11:39:39 Villa continued moaning and said, "You shot me, ahh" as Officer Jankowski said, "I'll go grab a medical kit." Officer Jankowski then started running.

11:43:04 Sergeant Harper arrived and asked, "What do you guys got (inaudible)?" Officer

Jankowski and Officer Nguyen explained they were dealing with the family and the residence still needed to be cleared. Officer Nguyen then left to assist with checking the residence while Officer Jankowski stayed near [redacted] and her family.

11:44:30 Officer Jankowski told Officer Nguyen, "I couldn't shoot. I was right behind fucking Stroud. I couldn't shoot."

11:45:18 Officer Jankowski said, "No, I was behind Stroud. I couldn't get a shot."

11:46:04 The audio goes out and all I could hear is static.

11:47:24 The audio came back and Villa could be heard moaning and saying, "I'm dying."

11:53:50 The MAVS recording is shut off as Villa was put in the back of the ambulance.

Officer S. Wright was driving TPD unit #809. I reviewed his MAVS and did not locate a recording for this incident.

Sergeant Coe was driving TPD unit #801. The MAVS shows his response and arrival at the scene. His remote microphone was not activated and there does not appear to be anything pertinent to this investigation.

I spoke to Detective Kirwan who is the Department Rangemaster reference Officers S. Wright, Stroud and D. Nguyen's firearms. He told me they all successfully qualified at the Department quarterly range training on 11/11/13. Detective Kirwan said the weapons issued to them by the Department are as follows:

- Officer D. Nguyen – Glock 21SF .45 caliber – Serial #MUV938
- Officer Stroud – Glock 21 .45 caliber – Serial #KNS619
- Officer S. Wright – Glock 21 .45 caliber – Serial #KNS610

The officer's weapons were collected by the Orange County Sheriff's Department crime lab on the day of the incident and the serial numbers were confirmed to be correct.

Attachment 35 is a set of photographs Detective Kirwan used to illustrate the knife set found in Villa's kitchen and empty knife slot found in the butcher block knife holder found in the kitchen. See attached photographs.

DATE: JULY 13, 2015

Inter-Com

TO: CHARLES F. CELANO JR., CHIEF OF POLICE VIA CHAIN OF COMMAND

FROM: JEFF BLAIR, SPECIAL OPERATIONS COMMANDER

SUBJECT: **ADMINISTRATIVE REPORT- #IA2014-005 (S. WRIGHT)**

CONCLUSION AND REASONING

Based on my review of this investigation including all associated attachments, as it relates to **Officer Scott Wright**, my findings regarding the alleged violation of the Tustin Police General Orders is as follows:

Violation of Tustin Police Department Policy Manual:

"340.3.5 PERFORMANCE

u) Exceeding lawful peace officer powers by unreasonable, unlawful or excessive conduct."

As it pertains to:

"300.3 DEADLY FORCE APPLICATIONS

While the use of a firearm is expressly considered deadly force, other force might also be considered deadly force if the officer reasonably anticipates and intends that the force applied will create a substantial likelihood of causing death or very serious injury. Use of deadly force is justified in the following circumstances:

a) An officer may use deadly force to protect himself/herself or others from what he/she reasonably believe would be an imminent threat of death or serious bodily injury;

FINDING: **EXONERATED**

On February 10, 2014 officers were dispatched to 1412 Nisson Rd. #7 to investigate a family disturbance. When they arrived, they were confronted by Robert Villa who was outside the apartment, armed with a knife. Villa did not comply with verbal commands to drop the knife, but instead charged at the officers while holding the knife in a threatening manner. Officers Stroud, Wright and D. Nguyen fired their duty firearms at Villa and he

was struck by several of those rounds. Villa was transported to the hospital where he succumbed to his injuries.

All of the involved officers were interviewed, along with witness officer Jankowski and several civilian witnesses. The statements were consistent and describe a situation of imminent threat of death or serious bodily injury to the officers.

An independent witness, [redacted] saw the incident unfold from the front seat of his car that was parked curbside across from 1412 Nisson. During the interview [redacted] said he saw Villa with the knife in his right hand and heard the officers tell him to drop it. Villa advanced toward the officers and that is when they shot him. [redacted] said Villa yelled, "Ahh! Fuck you!" with the knife in his hand. [redacted] said Villa had his hand up with the knife as he ran toward the officers. [redacted] said, "He just said that and he went after the cops." [redacted] said Villa repeated "Fuck you!" two to three times as he started running at the officers. When asked how far Villa was from the police officers before they shot, [redacted] said Villa was very close. He estimated the distance as being five meters.

Independent witness [redacted] saw the incident while seated in a car across the street from 1412 Nisson. [redacted] said four police officers approached Villa who was armed with a knife. One of the officers yelled at Villa to put the knife down. Upon hearing the officer yell, Villa "got crazy" and yelled back, "Fuck you!" Villa dropped a cell phone but he retained the knife in his right hand. [redacted] said Villa stood up with the knife in his right hand and he ran at the four police officers. He said the tip of the knife blade was pointed up as Villa ran. In response, the police officers pulled out their guns and shot Villa. [redacted] believed each officer shot approximately four to five rounds. [redacted] estimated Villa was approximately twelve to fifteen feet away when the officers first contacted him. He said Villa was approximately seven to eight feet away when the officers shot him.

Another independent witness, [redacted] had seen Villa with the knife earlier in the day. When the officers arrived, he heard them giving "commands" however he did not know what the police were saying. He then said, "That's... when I looked, that's when he just started charging. It was quick." [redacted] also said, "As soon as he (Villa) seen them, he charged them (police)."

Officer Jankowski was one of the responding officers but did not fire her duty firearm, in part because she was obstructed by one of the other officers. She initially saw Villa holding a knife with the sharp pointed edge facing down and back so if he were to raise it, it would have been in position to stab downward at the officers. She did not remember him raising his hands or not. She said, "I just remember him coming at us in what looked like was going to be a sprint. He got in like a runner's stance in a sense. Where he was like, 'Ok, I'm gonna come running-charging at you." She described his position as, "Chest forward. Head and chest forward. Um, arms kind of come at a bent

motion, or a bent angle, and a... kind of just leaning forward as if he's gonna come at you head on." She said Villa closed the distance by approximately three yards. She said the officers shot because he had the knife in his hands as he was running toward them.

D. Nguyen said when he arrived with the other officers, Villa was armed with a knife. Villa charged at them and D. Nguyen said, "When he starts charging at us, I'm like 'Oh shit he's- He's running towards me with this knife!' And I'm thinking I don't want to get stabbed again. I don't want to go- I don't want my partners to get stabbed. That's a long knife. There's- Somebody's gonna get seriously hurt or killed if he gets any closer to us. Um, so I was in fear for my life and my partners' life." Officer D. Nguyen fired his duty firearm and stated after firing "All I remember was he's still coming at me. After I shot my rounds he was still gaining ground. I actually backed up to the sign here because he was still gaining ground on us."

Wright said that Villa who was armed with a knife charged directly at D. Nguyen. Wright was asked what was going through his mind when he pulled the trigger. He said, "I can't let him kill Dave." Wright stated once Villa charged D. Nguyen it happened so quickly he had no chance to use any force options other than his firearm. He fired one round at Villa, and even after being struck, Villa continued to fight and move toward the officers. Wright immediately handcuffed Villa and administered first aid.

Stroud said upon arrival they encountered Villa who was armed with a knife and appeared to be angry and under the influence of a stimulant. He knew with Villa's close proximity to all of them (officers) and possessing a knife, Villa could easily have killed his partners or himself. He immediately drew his firearm and ordered Villa to drop the knife. Villa disobeyed verbal commands and instead charged at Stroud and his partners. When asked what Stroud was thinking at that point he said, "I'm thinking he's going to either stab me or stab one of the officers that I was with." Once Villa got within 15' Stroud fired his duty firearm. He said he felt there was no other course of action he could have taken to save his or his partner's life. He said this was based on the immediate threat with Villa possessing the knife, Villa's actions of "charging" at the officers and the proximity in relation to the officers. When asked what he felt would have happened if he did not fire at Villa, Stroud said, "He would have killed one of us." Stroud was afraid one of the officers including himself would have been killed or seriously wounded by Villa. He said, "In my mind, I thought I fired the amount of rounds needed to, to, stop the threat." He said as soon as Villa went to the ground and the threat ceased, he stopped firing.

Based on the totality of the circumstances I find that **S. Wright's use of force application** was **reasonable and within policy.**

PRIOR ACTIONS
None.

RECOMMENDATION

No further action.

DATE: JULY 13, 2015

Inter-Com

TO: CHARLES F. CELANO JR., CHIEF OF POLICE VIA CHAIN OF COMMAND

FROM: JEFF BLAIR, SPECIAL OPERATIONS COMMANDER

SUBJECT: **ADMINISTRATIVE REPORT- #IA2014-005 (B. STROUD)**

CONCLUSION AND REASONING

Based on my review of this investigation including all associated attachments, as it relates to **Officer Brian Stroud**, my findings regarding the alleged violation of the Tustin Police General Orders is as follows:

Violation of Tustin Police Department Policy Manual:

"340.3.5 PERFORMANCE

u) Exceeding lawful peace officer powers by unreasonable, unlawful or excessive conduct."

As it pertains to:

"300.3 DEADLY FORCE APPLICATIONS

While the use of a firearm is expressly considered deadly force, other force might also be considered deadly force if the officer reasonably anticipates and intends that the force applied will create a substantial likelihood of causing death or very serious injury. Use of deadly force is justified in the following circumstances:

a) An officer may use deadly force to protect himself/herself or others from what he/she reasonably believe would be an imminent threat of death or serious bodily injury;

FINDING: **EXONERATED**

On February 10, 2014 officers were dispatched to 1412 Nisson Rd. #7 to investigate a family disturbance. When they arrived, they were confronted by Robert Villa who was outside the apartment, armed with a knife. Villa did not comply with verbal commands to drop the knife, but instead charged at the officers while holding the knife in a threatening manner. Officers Stroud, Wright and D. Nguyen fired their duty firearms at Villa and he

was struck by several of those rounds. Villa was transported to the hospital where he succumbed to his injuries.

All of the involved officers were interviewed, along with witness officer Jankowski and several civilian witnesses. The statements were consistent and describe a situation of imminent threat of death or serious bodily injury to the officers.

An independent witness, [redacted] saw the incident unfold from the front seat of his car that was parked curbside across from 1412 Nisson. During the interview [redacted] said he saw Villa with the knife in his right hand and heard the officers tell him to drop it. Villa advanced toward the officers and that is when they shot him. [redacted] said Villa yelled, "Ahh! Fuck you!" with the knife in his hand. [redacted] said Villa had his hand up with the knife as he ran toward the officers. [redacted] said, "He just said that and he went after the cops." [redacted] said Villa repeated "Fuck you!" two to three times as he started running at the officers. When asked how far Villa was from the police officers before they shot, [redacted] said Villa was very close. He estimated the distance as being five meters.

Independent witness [redacted] saw the incident while seated in a car across the street from 1412 Nisson. [redacted] said four police officers approached Villa who was armed with a knife. One of the officers yelled at Villa to put the knife down. Upon hearing the officer yell, Villa "got crazy" and yelled back, "Fuck you!" Villa dropped a cell phone but he retained the knife in his right hand. [redacted] said Villa stood up with the knife in his right hand and he ran at the four police officers. He said the tip of the knife blade was pointed up as Villa ran. In response, the police officers pulled out their guns and shot Villa. [redacted] believed each officer shot approximately four to five rounds. [redacted] estimated Villa was approximately twelve to fifteen feet away when the officers first contacted him. He said Villa was approximately seven to eight feet away when the officers shot him.

Another independent witness, [redacted] had seen Villa with the knife earlier in the day. When the officers arrived, he heard them giving "commands" however he did not know what the police were saying. He then said, "That's... when I looked, that's when he just started charging. It was quick." [redacted] also said, "As soon as he (Villa) seen them, he charged them (police)."

Officer Jankowski was one of the responding officers but did not fire her duty firearm, in part because she was obstructed by one of the other officers. She initially saw Villa holding a knife with the sharp pointed edge facing down and back so if he were to raise it, it would have been in position to stab downward at the officers. She did not remember him raising his hands. She said, "I just remember him coming at us in what looked like was going to be a sprint. He got in like a runner's stance in a sense. Where he was like, 'Ok, I'm gonna come running-charging at you." She described his position as, "Chest forward. Head and chest forward. Um, arms kind of come at a bent motion,

or a bent angle, and a... kind of just leaning forward as if he's gonna come at you head on." She said Villa closed the distance by approximately three yards. She said the officers shot because he had the knife in his hands as he was running toward them.

D. Nguyen said when he arrived with the other officers, Villa was armed with a knife. Villa charged at them and D. Nguyen said, "When he starts charging at us, I'm like 'Oh shit he's- He's running towards me with this knife!' And I'm thinking I don't want to get stabbed again. I don't want to go- I don't want my partners to get stabbed. That's a long knife. There's- Somebody's gonna get seriously hurt or killed if he gets any closer to us. Um, so I was in fear for my life and my partners' life." Officer D. Nguyen fired his duty firearm and stated after firing "All I remember was he's still coming at me. After I shot my rounds he was still gaining ground. I actually backed up to the sign here because he was still gaining ground on us."

S. Wright said Villa who was armed with a knife charged directly at D. Nguyen. Wright was asked what was going through his mind when he pulled the trigger. He said, "I can't let him kill Dave." Wright stated once Villa charged D. Nguyen it happened so quickly he had no chance to use any force options other than his firearm. He fired one round at Villa, and even after being struck, Villa continued to fight and move toward the officers. Wright immediately handcuffed Villa and administered first aid.

Stroud said upon arrival they encountered Villa who was armed with a knife and appeared to be angry and under the influence of a stimulant. He knew with Villa's close proximity to all of them (officers) and possessing a knife, Villa could easily have killed his partners or himself. He immediately drew his firearm and ordered Villa to drop the knife. Villa disobeyed verbal commands and instead charged at Stroud and his partners. When asked what Stroud was thinking at that point he said, "I'm thinking he's going to either stab me or stab one of the officers that I was with." Once Villa got within 15' Stroud fired his duty firearm. He said he felt there was no other course of action he could have taken to save his or his partner's life. He said this was based on the immediate threat with Villa possessing the knife, Villa's actions of "charging" at the officers and the proximity in relation to the officers. When asked what he felt would have happened if he did not fire at Villa, Stroud said, "He would have killed one of us." Stroud was afraid one of the officers including himself would have been killed or seriously wounded by Villa. He said, "In my mind, I thought I fired the amount of rounds needed to, to, stop the threat." He said as soon as Villa went to the ground and the threat ceased, he stopped firing.

Based on the totality of the circumstances I find that **Stroud's use of force application** was **reasonable and within policy.**

PRIOR ACTIONS

On December 13, 2011 Stroud received a written reprimand for a preventable traffic collision.

On November 1, 2012 Stroud received a written reprimand for a preventable traffic collision.

RECOMMENDATION

No further action.

TUSTIN POLICE DEPARTMENT

USE OF DEADLY FORCE REVIEW BOARD'S RECOMMENDATIONS

SUMMARY: While working patrol in marked police units, Officers Jankowski, Stroud, D. Nguyen, and Wright responded to 1412 Nisson Road, Apartment #7 on a report of a family disturbance. Family members of Robert Villa told TPD dispatchers Villa was going crazy in the house, he had a knife, and he hit the wall with the knife. Family members described Villa, told the dispatchers he was on Parole, and that he had left the residence; however, they were not sure if he still had the knife.

All four officers entered the courtyard of the apartment complex where they were confronted by Villa who was armed with a knife. Officers ordered Villa to drop the knife. He charged at them resulting in an officer involved shooting.

The Critical Incident Review Board (CIRB) met on Tuesday, April 28, 2015, at 1500 hours in the Chief's conference room. The mission of CIRB is to review employees' actions in regards to training, policies, and tactical considerations. Recommendations will be made via a written report regarding the involved employee's actions to the Chief of Police.

Involved Employee's:	Officer Brian Stroud
Date of Hire:	09-26-2005
Current Assignment:	South Patrol
Shift/Days off:	Squad7/ M-Th
Working Status:	Full Duty

Involved Employee's:	Officer Scott Wright
Date of Hire:	05-21-2007
Current Assignment:	PSD/Personnel & Training
Shift/Days off:	F-Su
Working Status:	Full Duty

Involved Employee's:	Officer David Nguyen
Date of Hire:	02-14-2010
Current Assignment:	South Patrol
Shift/Days off:	Squad 2/M-Th
Working Status:	Full Duty
Employees Interviewed:	None

Weapons Involved: Department issued Glock Model 21, .45 Caliber Handguns

Synopsis: On February 10, 2014, at approximately 1135 hours, TPD received a call of a disturbance at 1412 Nisson Road, Apartment #7. The calling party told dispatch his step-son (Robert Villa) was "going crazy in the house", he had a knife, and he had hit the wall with it. The calling party said everyone had left the apartment as they were in fear of Villa. He did not know if Villa still had the knife with him. He said Villa was on parole and gave dispatch a description of his clothing and his person.

Two units were dispatched (Stroud and Jankowski) and Wright and D. Nguyen self-dispatched themselves and also responded. Per the officers statements, all of them arrived at approximately the same time. They began walking toward the apartment with D. Nguyen, Wright, and Stroud in front with Jankowski slightly behind Stroud. As they approached, they saw Villa with a large knife in his hand. Per Sergeant Quinn's UOF assessment (see attached), Villa was approximately 24 feet away at this time.

Officer D. Nguyen began shouting commands at Villa for him to drop the knife. Villa ignored the commands and charged the officers with the knife still in his hand. All of the Officers and independent witnesses characterized Villa moving very fast toward the officers. One officer and one witnesses stated Villa even yelled as he charged. D. Nguyen, Wright and Stroud all discharged their weapons while Jankowski was unable to as Stroud was in front of her. Based on examination of their weapons magazines, Stroud fired 11 times, D. Nguyen 7 times and Wright once. Per Sergeant Quinn's assessment, this occurred within 3 seconds. They ceased firing when Villa went down. At this point Villa is approximately 10 feet from the officers.

The board unanimously felt the lethal force used by all three officers was objectively reasonable under the guidelines of Graham v. Connor. Faced with a charging suspect who was armed with a large knife and only 24 feet away, all three officers were in fear of their lives or their partners. Their only recourse was to fire their weapons. Using less lethal tools such as a Taser or a Baton was not an option, as they would have put their partner's or themselves at serious risk of being injured or killed.

Upon reviewing the facts, Department UOF instructor/trainer Sergeant Quinn determined the following:

Villa was 24 feet away from the officers when he charged them with the knife in his hand. Villa took 1-2 steps (1.5-4.5 ft.) prior to Officer D. Nguyen firing his first round putting him 18.5-15 feet away from the officers at this first shot. D. Nguyen fires six additional rounds in 1.5 seconds. Officer Stroud almost simultaneously starts firing while Villa is charging. Stroud takes 1.5 seconds to fire 6 rounds. Villa, slowing down, travels 7.5-10ft in those 1.5 seconds. After 3 steps Villa is now at 15.5 feet and Officer Wright fires one round (in.54 seconds). Villa is now 11 feet from the officers when he begins to crumble. Officer Stroud perceives Villa falling (.6 seconds) and takes .35 seconds to process this (total of .95 seconds). During this time he fires 5 rounds. Villa ends up on the ground 10 feet from the officers.

From a training standpoint, there were two important points the board felt worth discussing:

First, the suspect's possession of a knife was not broadcast over the air, but was instead, sent via MDC to the Officers cars. This critical information needs to be put out over the air so everyone is aware of it. In this day and age of texting, dispatchers need to remember to use the radio for providing critical information to responding and/or on scene officers.

Secondly, the officers had time to stop and plan their approach to the apartment which they didn't do. They all arrived at the same time and parked some distance away from the immediate area where the suspect was. An alternate approach would have been to take a couple of minutes and put a quick tactical game plan together: who is taking the lead on it, are we going to use less lethal and who is going to deploy it, who is providing lethal cover, etc?

Captain Steve Lewis — Date 10-23-15

Lieutenant Robert Wright — Date 10/30/15

Lieutenant Todd Bullock — Date 10ZT15

Sergeant Duane Havourd — Date 11/03/15

Sergeant Sean Quinn — Date 10-29-15

Chief Charles Celano Jr. — Date 11/3/15

Officer David Nguyen — Date 10/28/15

Officer Brian Stroud — REFUSED TO SIGN R. WRIGHT — Date 12-3-15

Officer Scott Wright — #1183 — Date 10 28 15

Villa Shooting Force Science Review

On 2-10-14, Officers Stroud, Nguyen, Wright, and Jankowski responded to 1412 Nisson Rd. #7 to investigate a family disturbance. When they arrived, they encountered Robert Villa who was armed with a knife. Based on Officer and witness statements, Villa charged the officers resulting in an officer involved shooting.

I have been a police officer for 18 years. During my tenure as a police officer, I have been an Arrest and Control instructor and am currently one of the Tustin Police Department's Use of Force analysts. As a Use of Force analyst, I have attended the Force Science Institute 40 hour Certification Course. I review and critique Tustin Police Department use of force administrative reviews. I have provided training to the Tustin Police Department pertaining to police officer assaults and uses of force. I have also provided training in officer involved shootings and police use of force to the Tustin Community in a "Town Hall" forum.

The following is an analysis of the times and distances based on the officer's perceptions and how they relate to the studies conducted by the Force Science Institute:

Villa's Distance from Officers

Officer's and witness statements place Villa at approximately **24 feet away based on an average of 7 distances in interviews**

• Officer Jankowski	21 ft	"7 yards" First interview
• Officer Jankowski	30-45 ft	"10-15 yards away" Second interview
• Officer Stroud	30 ft	"10 yards away"
• Witness [redacted]	16.4 ft	"5 meters"
• Witness [redacted]	12-15 ft	

The closest distance is 12 feet. Furthest distance is 45 ft.

Officer Stroud estimates Villa fell 10 - 15 feet from Officers after being shot and the threat was stopped.

Villa's Distance when First Shots are Fired:

Officer Nguyen stated Villa, "took 1-2 steps," before he started firing. Officer Stroud estimates he fired his first shot when Villa was "15 feet," away from him. And "after three steps," Officer Wright fired his handgun where upon Villa was hit, "somewhere in his lower extremities because he just crumbled."

Villa traveled approximately 1.5-4.5 feet in .69 seconds during those one to two steps. (See attachment #1)

This would place Villa at 22.5-19.5 feet from officers when shots were first fired.

Time of Officer's Shooting

Based on officer's statements, investigators were unable to determine who fired first. The numbers of shots fired are:

- Officer Stroud 11 shots = 3.04 seconds to fire 11 rounds
- Officer Nguyen 7 shots = 2.04 seconds to fire 5 rounds
- Officer Wright 1 shot = .54 seconds to fire 1 round

MAVS recordings estimate the shooting took 3 seconds based on MAVS audio times.

Officer Nguyen's MAVS recording

11:39:14 – Gunshots start

11:39:17 – Shots stop

Officer Stroud's MAVS recording (2 seconds longer accounting for radio traffic)

11:39:14 – Shooting

11:39:19 – Officer Stroud advises, "998"

Assuming the officers on scene had their fingers on the frame of their handguns (as per departmental range training) it takes an average of **.54 seconds for an officer to fire a first round with a sight picture. Villa traveled 4 feet in the .54 seconds it took officers to fire their first shot. 18.5 - 15 ft from officers when Officer Nguyen's first shot is fired.** (See attachment #1)

Officer Stroud fires simultaneously as Officer Nguyen fires his first shot. With Officer Stroud firing the most shots at an average firing rate is **.25 seconds for each additional round after the initial trigger pull. Stroud's 10 additional rounds took 2.5 seconds to fire.** (10 rounds at .25 seconds per round = 2.5 seconds)

Stroud fires 6 rounds in 1.5 seconds as Villa continues to run towards them. Villa, being struck by gunfire, is unable to maintain acceleration. Officer Wright's solo shot causes Villa to "crumble." A subject of Villas size takes approximately .6 seconds to fall to the ground.

Studies indicate it takes .35 seconds for an officer to stop shooting after the perceived threat is stopped. Villa falls and Officer Stroud fires 5 rounds within .95 seconds total (Villa falling [.6 sec] and Officer Stroud processes the perceived threat stopped [.34 sec])

As Villa is falling, his body turns, either deliberately or due to this momentum and collapsing as a result of being shot, whereby a portion of his back is presented to Officer Stroud. Officer Stroud, who is in the process of stopping shooting because Villa is no longer a perceived threat, hits Villa once in his right scapula area. The bullet travels through his organs and stops on the left side of his chest cavity. This is described as a lethal wound based on the coroner's statements.

This cumulatively places all shots fired within the 3 second MAVS audio recording. (All shots fired took 3 seconds with Stroud having the most rounds at 11.)

Analysis of Villa Shooting:

- Villa is 24 feet away from officers and charges at them with knife
- Officer Nguyen fires first round after Villa takes 1-2 steps (1.5 – 4.5 ft) now 22.5 – 19.5 feet from officers (takes 4 ft and .54 seconds to fire first round) putting Villa at 18.5 – 15 ft feet at first shot. Officer Nguyen fires six additional rounds in 1.5 seconds.
- Stroud almost simultaneously starts firing while Villa is charging. Stroud takes 1.5 seconds to fire 6 rounds. Villa, slowing down, travels 7.5ft – 10 ft in those 1.5 seconds.
- After three steps (at 15.5 feet) Officer Wright fires one shot (4 ft and .54 seconds to fire) puts Villa at 11 feet from officers as he begins to "crumble."
- Officer Stroud perceives Villa falling (.6 seconds) and processes to stop shooting (.35 seconds) firing 5 rounds in those .95 seconds.
- Villa falls to the ground and drops the knife 10 feet from officers. (Based on Officer Stroud's statements.)

Force Science SpeedGrid™

Time in Seconds per Stride

Feet Traveled per Stride	0.17	0.18	0.19	0.2	0.21	0.22	0.23	0.24	0.25	0.26	0.27	0.28	0.29	0.3	0.31	0.32	0.33	0.34	0.35	0.36	0.37	0.38	0.39	0.4
8	32.06	30.30	28.7.	27.27	25.97	24.79	23.72	22.73	21.82	20.98	20.20	19.48	18.81	18.18	17.60	17.05	16.53	16.04	15.58	15.15	14.74	14.35	13.99	13.64
7.5	30.08	28.41	26.91	25.57	24.35	23.24	22.23	21.31	20.45	19.67	18.94	18.26	17.63	17.05	16.50	15.98	15.50	15.04	14.61	14.20	13.82	13.46	13.11	12.78
7	28.07	26.52	25.12	23.86	22.73	21.69	20.75	19.89	19.09	18.36	17.68	17.05	16.46	15.91	15.40	14.91	14.46	14.04	13.64	13.26	12.90	12.56	12.24	11.93
6.5	26.07	24.62	23.33	22.16	21.10	20.14	19.27	18.47	17.73	17.05	16.41	15.83	15.28	14.77	14.30	13.85	13.43	13.03	12.66	12.31	11.98	11.66	11.36	11.08
6	24.06	22.73	21.53	20.45	19.48	18.60	17.79	17.05	16.36	15.73	15.15	14.61	14.11	13.64	13.20	12.78	12.40	12.03	11.69	11.36	11.06	10.77	10.49	10.23
5.5	22.06	20.83	19.74	18.75	17.86	17.05	16.30	15.63	15.00	14.42	13.89	13.39	12.93	12.50	12.10	11.72	11.36	11.03	10.71	10.42	10.14	9.87	9.62	9.38
5	20.05	18.94	17.94	17.05	16.23	15.50	14.82	14.20	13.64	13.11	12.63	12.18	11.76	11.36	11.00	10.65	10.33	10.03	9.74	9.47	9.21	8.97	8.74	8.52
4.5	18.05	17.05	16.15	15.34	14.61	13.95	13.34	12.78	12.27	11.80	11.36	10.96	10.58	10.23	9.90	9.59	9.30	9.02	8.77	8.52	8.29	8.07	7.87	7.67
4	16.04	15.15	14.35	13.64	12.99	12.40	11.86	11.38	10.91	10.49	10.10	9.74	9.40	9.09	8.80	8.52	8.26	8.02	7.79	7.58	7.37	7.18	6.99	6.82
3.5	14.04	13.26	12.56	11.93	11.36	10.85	10.38	9.94	9.55	9.18	8.84	8.52	8.23	7.95	7.70	7.46	7.23	7.02	6.82	6.63	6.45	6.28	6.12	5.97
3	12.03	11.36	10.77	10.23	9.74	9.30	8.89	8.52	8.18	7.87	7.58	7.31	7.05	6.82	6.60	6.39	6.20	6.02	5.84	5.68	5.53	5.38	5.24	5.11
2.5	10.03	9.47	8.97	8.52	8.12	7.75	7.41	7.10	6.82	6.56	6.31	6.09	5.88	5.68	5.50	5.33	5.17	5.01	4.87	4.73	4.61	4.49	4.37	4.26
2	8.02	7.58	7.18	6.82	6.49	6.20	5.93	5.68	5.45	5.24	5.05	4.87	4.70	4.55	4.40	4.26	4.13	4.01	3.90	3.79	3.69	3.59	3.50	3.41
1.5	6.02	5.68	5.38	5.11	4.87	4.65	4.45	4.26	4.09	3.93	3.79	3.65	3.53	3.41	3.30	3.20	3.10	3.01	2.92	2.84	2.76	2.69	2.62	2.56
1	4.01	3.79	3.59	3.41	3.25	3.10	2.96	2.84	2.73	2.62	2.53	2.44	2.35	2.27	2.20	2.13	2.07	2.01	1.95	1.89	1.84	1.79	1.75	1.70
0.5	2.01	1.89	1.79	1.70	1.62	1.55	1.48	1.42	1.36	1.31	1.26	1.22	1.18	1.14	1.10	1.07	1.03	1.00	0.97	0.95	0.92	0.90	0.87	0.85

*Average speed per stride in miles per hour

Acknowledgements
Christa Redman & D. B. Hudson

	Average Stride Distance in Feet	Average Stride Time in Seconds	Speed in MPH
1	1.5	.35	2.92
2	2.5 - 3	.34	5.01
3	3.5 - 4	.33	7.23
4	4.5	.31	9.90
5	5 – 5.5	.29	11.76
6	5.5 - 6	.27	13.89
7	5.5 - 6	.25	15.00

On average, it was found that when youthful, vigorous, relatively fit people start to run, their first step takes about .35 of a second (not counting reaction time) and covers 1.5-2.0 feet. Their second step requires about .34 of a second and covers about 3.0 feet. Their third takes about .33 of a second and the stride lengthens to 3.5 to 4.0 feet. . . and so on. Typically, after 5 to 7 steps, people max out at about .25 of a second per 5.5- to 6.0-foot stride, which they can then maintain for a short period of time.

Inter-Com

DATE: JULY 14, 2015

TO: DAVID NGUYEN, POLICE OFFICER

FROM: CHARLES F. CELANO JR., CHIEF OF POLICE

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2014-005**

I have reviewed the administrative investigation regarding the officer involved shooting you were involved with on February 10, 2014. It is the opinion of this Department that you should be **EXONERATED** of all the allegations. Your actions were lawful and proper.

[redacted]

[redacted]

[redacted]

[redacted]

REC'D MAY 26 2015

5-26-15

May 6, 2015

Ebrahim Baytieh, Assistant District Attorney
Supervising Head of Court-Special Prosecutions Unit
Orange County District Attorney's Office
401 Civic Center Drive
P.O. Box 808
Santa Ana, CA 92701

Via email

Re: ***Officer Brian Stroud***

Dear Mr. Baytieh:

Thank you for your letter dated April 30, 2015.

I agree with your statement in your letter that, "clearly, Officer Stroud has a right to invoke his Fifth Amendment privilege to remain silent when asked about his on-duty conduct causing the death of another human being." Tustin Police Department Policy 310.7 section (c) states that, "in the event that an involved officer has elected to not provide criminal investigators with a voluntary statement, the assigned administrative investigator shall conduct an administrative interview to determine all relevant information..." Therefore, Tustin Police Department Policy acknowledges that an officer is not required to provide criminal investigators with a voluntary statement. The Orange County District Attorney Investigators and Assistant District Attorneys are the criminal investigators assigned to Officer Stroud's case.

You stated in your letter that "we strongly disagree with anybody characterizing Officer Stroud as ever cooperating in this investigation." Officer Stroud has cooperated in every aspect of the investigation other than waiving his Fifth Amendment privilege and providing a voluntary statement to criminal investigators. We are under the belief that Officer Stroud has a right to invoke his Fifth Amendment privilege based on the United States Constitution, the California State Constitution, and Tustin Police Department Policy. If you disagree with my belief, please advise me of the legal authority for your position.

[redacted]

Officer Stroud complied with the subpoena that you issued for him to testify in front of the grand jury regarding the criminal investigation of the February 10, 2014 on-duty shooting death of Robert Villa in the City of Tustin. Officer Stroud testified in front of the grand jury on July 29, 2014.

Officer Stroud complied with Tustin Police Department's order for him to provide a compelled administrative interview on February 13, 2015. It is my understanding that you and/or the grand jury could gain access to that statement pursuant to Penal Code section 832.7(a) and related case law.

I noticed in your letter dated April 30, 2015 that you CC'd the Tustin Police Department Chief of Police. I am concerned that your letter could be used inappropriately by the Tustin Police Department to attempt to administratively discipline Officer Stroud. Officer Stroud feels compelled to attend the meeting at your office. You have provided numerous assurances that everything that Officer Stroud says at that meeting cannot be used against him in any criminal case. Therefore, in the spirit of continued cooperation, we will agree to meet at your office at a mutually agreeable time.

Sincerely,

[redacted]

cc: Charles Celano, Chief of Police
Tustin Police Department

[redacted]

** Transmit Conf.Report **

P.1
LAW OFFICES

May 21 2015 12:18pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
[redacted]	Normal	21:12:17pm	1'10"	3	O K	

[redacted]

DATE: May 21, 2015 FAX NO [redacted]

TO: Charles Celano, Chief of Police

OF: City of Tustin

FROM: [redacted]

DOCUMENT TRANSMITTED: Letter re Officer Brian Stroud

NUMBER OF PAGES: 3 (including this cover sheet)

COMMENTS:

SHOULD ANY PROBLEM OCCUR DURING TRANSMISSION, PLEASE CALL [redacted]

CLIENT: STROUD BILLING NO:

___ Original will not follow.

_X_ Original will follow by:

- _X_ First Class Mail
- ___ Certified Mail, Return Receipt Requested
- ___ Federal Express
- ___ Other (specify)

TRANSMITTED BY: [redacted]

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Inter-Com

DATE: JULY 14, 2015

TO: SCOTT WRIGHT, POLICE OFFICER

FROM: CHARLES F. CELANO JR., CHIEF OF POLICE

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2014-005**

I have reviewed the administrative investigation regarding the officer involved shooting you were involved with on February 10, 2014. It is the opinion of this Department that you should be **EXONERATED** of all the allegations. Your actions were lawful and proper.

Inter-Com

DATE: JULY 14, 2015

TO: BRIAN STROUD, POLICE OFFICER #1141

FROM: CHARLES F. CELANO JR., CHIEF OF POLICE

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2014-005**

I have reviewed the administrative investigation regarding the officer involved shooting you were involved with on February 10, 2014. It is the opinion of this Department that you should be **EXONERATED** of all the allegations. Your actions were lawful and proper.