

6 CODE SECTION **PC 245(C)** 7 CRIME/INCIDENT TYPE **ASSAULT WITH A DEADLY WEAPON ON A PEACE OFFICER**

8 PRIMARY-COUNTS 9 SECONDARY-COUNTS 10 OTHER-COUNTS 11 OTHER-COUNTS

12 SPECIFIC LOCATION OF CRIME **MARINE CORPS AIR STATION TUSTIN BUILDING 220**

13 OCCURRED ON OR BETWEEN 14 DATE 15 DAY 16 TIME

17 FIRM NAME (at location) 18 DATE RPT'D **7/9/19** 19 TIME RPT'D **0612Z** 20 AND 21 DATE 22 DAY 23 TIME

24 NAME (LAST, FIRST, MIDDLE) **JANKOWSKI, MICHELLE** 25 OCCUPATION **POLICE OFFICER** 26 D.O.B. **---** 27 SEX M F

28 RACE 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 PD TUSTIN CA 92780 (714) 573-3200

37 E-MAIL 38 CELL PHONE

39 CODE **V2** 40 NAME (LAST, FIRST, MIDDLE) **MITCHELL, CHARLES** 41 OCCUPATION **POLICE OFFICER** 42 D.O.B. **---** 43 SEX M F

44 RACE 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:

TUSTIN PD TUSTIN CA 92780 (714) 573-3200

53 E-MAIL 54 CELL PHONE

55 CODE 56 NAME (LAST, FIRST, MIDDLE) 57 OCCUPATION 58 D.O.B. 59 SEX M F

60 RACE 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:

69 E-MAIL 70 CELL PHONE

71 CODE 72 NAME (LAST, FIRST, MIDDLE) 73 OCCUPATION 74 D.O.B. 75 SEX M F

76 RACE 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:

85 E-MAIL 86 CELL PHONE

87 LICENSE # 88 STATE 89 YEAR 90 MAKE 91 MODEL 92 BODY STYLE UNK 2-DR 4-DR P/U VAN RV OTHER

93 COLOR/COLOR 94 OTHER CHARACTERISTICS 95 DISPOSITION OF VEHICLE

MAVS YES NO

BOOK MARKED AS EVIDENCE YES NO

RETENTION PERIOD 5 YEARS PERMANENT

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

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)
SEE REPORT

98 TOTAL LOSS / DOLLAR AMOUNT

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

100 CSI PERFORMED BY: NAME & P# **AVILA #1175**
 NOTES: **SEE AVILA'S REPORT**

101 SUPERVISOR AT SCENE: (RANK, NAME & ID NO.) **SGT. LAMOUREUX #988** 102 MARSY'S LAW NOTIFICATION YES

103 UNIT NUMBER **809** 104 REPORTING OFFICER / ID NO. **MARTIN #1355** 105 DATE **7/9/19** 106 APPROVED BY / ID NO. **JT1062** 107 DATE **7/10/19**

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#
19-4722

137 CODE A	138 NAME (LAST, FIRST NAME) KIRWAN, C.	139 ID NO. 1081	140 AGENCY NAME TUSTIN POLICE DEPARTMENT		
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	142 AGENCY PHONE (714) 573-3200
143 CAN TESTIFY TO: INITIAL RESPONDING OFFICER					
144 CODE A	145 NAME (LAST, FIRST NAME) CLAY, C.	146 ID NO. 1342	147 AGENCY NAME TUSTIN POLICE DEPARTMENT		
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	149 AGENCY PHONE (714) 573-3200
150 CAN TESTIFY TO: INITIAL RESPONDING OFFICER					
151 CODE A	152 NAME (LAST, FIRST NAME) LAMOUREUX, M.	153 ID NO. 988	154 AGENCY NAME TUSTIN POLICE DEPARTMENT		
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	156 AGENCY PHONE (714) 573-3200
157 CAN TESTIFY TO: SERGEANT					
158 CODE A	159 NAME (LAST, FIRST NAME) FETTERLING, S.	160 ID NO. 1176	161 AGENCY NAME TUSTIN POLICE DEPARTMENT		
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	163 AGENCY PHONE (714) 573-3200
164 CAN TESTIFY TO: SERGEANT					
165 CODE A	166 NAME (LAST, FIRST NAME) HEDGES, J.	167 ID NO. 1154	168 AGENCY NAME TUSTIN POLICE DEPARTMENT		
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	170 AGENCY PHONE (714) 573-3200
171 CAN TESTIFY TO: ASSISTED AT SCENE					
172 CODE A	173 NAME (LAST, FIRST NAME) MELENDREZ, G.	174 ID NO. 1340	175 AGENCY NAME TUSTIN POLICE DEPARTMENT		
176 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	177 AGENCY PHONE (714) 573-3200
178 CAN TESTIFY TO: ASSISTED AT SCENE					
179 CODE A	180 NAME (LAST, FIRST INITIAL) MARTIN, C.	181 ID NO. 1355	182 AGENCY NAME TUSTIN POLICE DEPARTMENT		
183 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	184 AGENCY PHONE 714) 573-3200
185 CAN TESTIFY TO: ASSISTED AT SCENE					
186 CODE A	187 NAME (LAST, FIRST NAME) CASIELLO, R.	188 ID NO. 728	189 AGENCY NAME TUSTIN POLICE DEPARTMENT		
190 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	191 AGENCY PHONE 714) 573-3200
192 CAN TESTIFY TO: ASSISTED AT SCENE					
193 CODE A	194 NAME (LAST, FIRST NAME) BREEZE, B.	195 ID NO. 1089	196 AGENCY NAME TUSTIN POLICE DEPARTMENT		
197 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	198 AGENCY PHONE 714) 573-3200
199 CAN TESTIFY TO: CRIME SCENE LOG					
200 CODE A	201 NAME (LAST, FIRST NAME) BROOKS, S.	202 ID NO. 1169	203 AGENCY NAME TUSTIN POLICE DEPARTMENT		
204 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	205 AGENCY PHONE 714) 573-3200
206 CAN TESTIFY TO: ASSISTED AT SCENE					
207 REPORTING OFFICER / ID NO. MARTIN #1355		208 DATE 7/9/19	209 APPROVED BY / ID NO.		210 DATE

ADDITIONAL NAMES / LAW ENFORCEMENT PERSONNEL ONLY

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

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136 CR#
19-4722

137 CODE A	138 NAME (LAST, FIRST NAME) GREENBERG, S.	139 ID NO. 1349	140 AGENCY NAME TUSTIN POLICE DEPARTMENT	
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
142 AGENCY PHONE (714) 573-3200				
143 CAN TESTIFY TO: ASSISTED AT SCENE				
144 CODE A	145 NAME (LAST, FIRST NAME) WRIGHT, R.	146 ID NO. 787	147 AGENCY NAME TUSTIN POLICE DEPARTMENT	
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
149 AGENCY PHONE (714) 573-3200				
150 CAN TESTIFY TO: ASSISTED AT SCENE				
151 CODE A	152 NAME (LAST, FIRST NAME) BIROZY, A.	153 ID NO. 914	154 AGENCY NAME TUSTIN POLICE DEPARTMENT	
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
156 AGENCY PHONE (714) 573-3200				
157 CAN TESTIFY TO: ASSISTED AT SCENE				
158 CODE A	159 NAME (LAST, FIRST NAME) NUNLEY, M.	160 ID NO. 1075	161 AGENCY NAME TUSTIN POLICE DEPARTMENT	
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
163 AGENCY PHONE (714) 573-3200				
164 CAN TESTIFY TO: ASSISTED AT SCENE				
165 CODE A	166 NAME (LAST, FIRST NAME) SAVERWEIN, M.	167 ID NO. 1006	168 AGENCY NAME TUSTIN POLICE DEPARTMENT	
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
170 AGENCY PHONE (714) 573-3200				
171 CAN TESTIFY TO: ASSISTED AT SCENE				
172 CODE A	173 NAME (LAST, FIRST NAME) COE, R.	174 ID NO. 1140	175 AGENCY NAME TUSTIN POLICE DEPARTMENT	
176 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
177 AGENCY PHONE (714) 573-3200				
178 CAN TESTIFY TO: INVESTIGATIONS				
179 CODE A	180 NAME (LAST, FIRST INITIAL) TAYLOR, J.	181 ID NO. 1062	182 AGENCY NAME TUSTIN POLICE DEPARTMENT	
183 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
184 AGENCY PHONE 714) 573-3200				
185 CAN TESTIFY TO: INVESTIGATIONS				
186 CODE A	187 NAME (LAST, FIRST NAME) NGUYEN, D.	188 ID NO. 1151	189 AGENCY NAME TUSTIN POLICE DEPARTMENT	
190 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
191 AGENCY PHONE 714) 573-3200				
192 CAN TESTIFY TO: INVESTIGATIONS				
193 CODE A	194 NAME (LAST, FIRST NAME) SCHALLER, G.	195 ID NO. 1029	196 AGENCY NAME TUSTIN POLICE DEPARTMENT	
197 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
198 AGENCY PHONE 714) 573-3200				
199 CAN TESTIFY TO: INVESTIGATIONS				
200 CODE A	201 NAME (LAST, FIRST NAME) NEWTON, R.	202 ID NO. 1147	203 AGENCY NAME TUSTIN POLICE DEPARTMENT	
204 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
205 AGENCY PHONE 714) 573-3200				
206 CAN TESTIFY TO: INVESTIGATIONS				
207 REPORTING OFFICER / ID NO. MARTIN #1355		208 DATE 7/9/19	209 APPROVED BY / ID NO.	
210 DATE				

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# **19-4722**

137 CODE A	138 NAME (LAST, FIRST NAME) SAUERWEIN, B.	139 ID NO. 1347	140 AGENCY NAME TUSTIN POLICE DEPARTMENT		
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	142 AGENCY PHONE (714) 573-3200
143 CAN TESTIFY TO: ASSIST AT SCENE					
144 CODE A	145 NAME (LAST, FIRST NAME) SOLIS, N.	146 ID NO. 1298	147 AGENCY NAME TUSTIN POLICE DEPARTMENT		
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	149 AGENCY PHONE (714) 573-3200
150 CAN TESTIFY TO: ASSIST AT SCENE					
151 CODE A	152 NAME (LAST, FIRST NAME) NICHOLS, S.	153 ID NO. 1047	154 AGENCY NAME TUSTIN POLICE DEPARTMENT		
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	156 AGENCY PHONE (714) 573-3200
157 CAN TESTIFY TO: LIEUTENANT					
158 CODE A	159 NAME (LAST, FIRST NAME) ARZATE, M.	160 ID NO. 1092	161 AGENCY NAME TUSTIN POLICE DEPARTMENT		
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	163 AGENCY PHONE (714) 573-3200
164 CAN TESTIFY TO: LIEUTENANT					
165 CODE C	166 NAME (LAST, FIRST NAME) MAHER, D	167 ID NO. 1038	168 AGENCY NAME TUSTIN POLICE DEPARTMENT		
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	170 AGENCY PHONE (714) 573-3200
171 CAN TESTIFY TO: CRIME SCENE					
172 CODE C	173 NAME (LAST, FIRST NAME) AVILA, D.	174 ID NO. 1175	175 AGENCY NAME TUSTIN POLICE DEPARTMENT		
176 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	177 AGENCY PHONE (714) 573-3200
178 CAN TESTIFY TO: CRIME SCENE					
179 CODE A	180 NAME (LAST, FIRST INITIAL) KENT, E.	181 ID NO. 1192	182 AGENCY NAME TUSTIN POLICE DEPARTMENT		
183 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	184 AGENCY PHONE 714)573-3200
185 CAN TESTIFY TO: ASSIST AT SCENE					
186 CODE C	187 NAME (LAST, FIRST NAME) CORNELL, A.	188 ID NO. 1264	189 AGENCY NAME #140		191 AGENCY PHONE #142
190 AGENCY ADDRESS #141		CITY	STATE	ZIP	
192 CAN TESTIFY TO: CRIME SCENE					
193 CODE C	194 NAME (LAST, FIRST NAME) CHEN, E.	195 ID NO. 1278	196 AGENCY NAME #140		198 AGENCY PHONE #142
197 AGENCY ADDRESS #141		CITY	STATE	ZIP	
199 CAN TESTIFY TO: CRIME SCENE					
200 CODE C	201 NAME (LAST, FIRST NAME) DE LOEBA, C.	202 ID NO. 1305	203 AGENCY NAME #140		205 AGENCY PHONE #142
204 AGENCY ADDRESS #141		CITY	STATE	ZIP	
206 CAN TESTIFY TO: CRIME SCENE					
207 REPORTING OFFICER / ID NO. MARTIN #1355		208 DATE 7/9/19	209 APPROVED BY / ID NO.		210 DATE

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 P- PERIMETER ASSIST W- WITNESS

136 CR#
19-4722

137 CODE A	138 NAME (LAST, FIRST NAME) GARZONE, J.	139 ID NO. 1193	140 AGENCY NAME TUSTIN POLICE DEPARTMENT	
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
142 AGENCY PHONE (714) 573-3200				
143 CAN TESTIFY TO: ASSIST AT SCENE				
144 CODE A	145 NAME (LAST, FIRST NAME) BABB, T.	146 ID NO. 1273	147 AGENCY NAME TUSTIN POLICE DEPARTMENT	
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
149 AGENCY PHONE (714) 573-3200				
150 CAN TESTIFY TO: ASSIST AT SCENE				
151 CODE A	152 NAME (LAST, FIRST NAME) TUPVA	153 ID NO. 1356	154 AGENCY NAME TUSTIN POLICE DEPARTMENT	
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
156 AGENCY PHONE (714) 573-3200				
157 CAN TESTIFY TO: ASSISTED AT SCENE				
158 CODE A	159 NAME (LAST, FIRST NAME) VALENZUELA	160 ID NO. 1389	161 AGENCY NAME TUSTIN POLICE DEPARTMENT	
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
163 AGENCY PHONE (714) 573-3200				
164 CAN TESTIFY TO: ASSISTED AT SCENE				
165 CODE A	166 NAME (LAST, FIRST NAME) URIBE	167 ID NO. 1844	168 AGENCY NAME TUSTIN POLICE DEPARTMENT	
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
170 AGENCY PHONE (714) 573-3200				
171 CAN TESTIFY TO: ASSISTED AT SCENE				
172 CODE A	173 NAME (LAST, FIRST NAME) MARRIN	174 ID NO. 1320	175 AGENCY NAME TUSTIN POLICE DEPARTMENT	
176 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780
177 AGENCY PHONE (714) 573-3200				
178 CAN TESTIFY TO: ASSISTED AT SCENE				
179 CODE A	180 NAME (LAST, FIRST INITIAL) NEWTON, D.	181 ID NO. 4517	182 AGENCY NAME OCPA STATION #37	
183 AGENCY ADDRESS 15011 KENNINGTON PARK DR.		CITY TUSTIN	STATE CA	ZIP 92780
184 AGENCY PHONE 714) 258-7892				
185 CAN TESTIFY TO: CAPTAIN				
186 CODE A	187 NAME (LAST, FIRST NAME) GARIBAY, D.	188 ID NO. 6063	189 AGENCY NAME # 182	
190 AGENCY ADDRESS # 183		CITY	STATE	ZIP
191 AGENCY PHONE # 184				
192 CAN TESTIFY TO: FIRE FIGHTER				
193 CODE A	194 NAME (LAST, FIRST NAME) NOLLIN, A.	195 ID NO. 6837	196 AGENCY NAME # 182	
197 AGENCY ADDRESS # 183		CITY	STATE	ZIP
198 AGENCY PHONE # 184				
199 CAN TESTIFY TO: # 192				
200 CODE A	201 NAME (LAST, FIRST NAME) PHANTUMA, P.	202 ID NO.	203 AGENCY NAME # 182	
204 AGENCY ADDRESS # 183		CITY	STATE	ZIP
205 AGENCY PHONE # 184				
206 CAN TESTIFY TO: # 192				
207 REPORTING OFFICER / ID NO. MARTIN # 1355		208 DATE 7/9/19	209 APPROVED BY / ID NO.	
210 DATE				

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136 CR#
 19-4722

137 CODE P	138 NAME (LAST, FIRST NAME) PREDNEY, M.	139 ID NO. 341	140 AGENCY NAME IRVINE POLICE DEPARTMENT
141 AGENCY ADDRESS 1 CIVIC CENTER PLAZA		CITY IRVINE	STATE CA
142 AGENCY PHONE 949) 724-7000		ZIP 92606	
143 CAN TESTIFY TO: PERIMETER ASSIST			
144 CODE P	145 NAME (LAST, FIRST NAME) INDELICATO, J.	146 ID NO. 343	147 AGENCY NAME #140
148 AGENCY ADDRESS #141		CITY	STATE
149 AGENCY PHONE #142		ZIP	
150 CAN TESTIFY TO: #143			
151 CODE P	152 NAME (LAST, FIRST NAME) SMITH, B.	153 ID NO. 368	154 AGENCY NAME #140
155 AGENCY ADDRESS #141		CITY	STATE
156 AGENCY PHONE #142		ZIP	
157 CAN TESTIFY TO: #143			
158 CODE P	159 NAME (LAST, FIRST NAME) RYAN, P.	160 ID NO. 308	161 AGENCY NAME #140
162 AGENCY ADDRESS #141		CITY	STATE
163 AGENCY PHONE #142		ZIP	
164 CAN TESTIFY TO: #143			
165 CODE A	166 NAME (LAST, FIRST NAME) STEEN, R.	167 ID NO. 514	168 AGENCY NAME #140
169 AGENCY ADDRESS #141		CITY	STATE
170 AGENCY PHONE #142		ZIP	
171 CAN TESTIFY TO: ASSISTED AT SCENE			
172 CODE A	173 NAME (LAST, FIRST NAME) STEVENS, E.	174 ID NO. 372	175 AGENCY NAME #140
176 AGENCY ADDRESS #141		CITY	STATE
177 AGENCY PHONE #142		ZIP	
178 CAN TESTIFY TO: #171			
179 CODE A	180 NAME (LAST, FIRST INITIAL) GHILARUCCI, A.	181 ID NO. 617	182 AGENCY NAME #140
183 AGENCY ADDRESS #141		CITY	STATE
184 AGENCY PHONE #142		ZIP	
185 CAN TESTIFY TO: #171			
186 CODE A	187 NAME (LAST, FIRST NAME) CABINO, J.	188 ID NO. 325	189 AGENCY NAME #140
190 AGENCY ADDRESS #141		CITY	STATE
191 AGENCY PHONE #142		ZIP	
192 CAN TESTIFY TO: #171			
193 CODE C	194 NAME (LAST, FIRST NAME) BERRY, STAN	195 ID NO.	196 AGENCY NAME OC DISTRICT ATTORNEY'S OFFICE
197 AGENCY ADDRESS 401 W. CIVIC CENTER DR. SANTA ANA		CITY	STATE
198 AGENCY PHONE 714) 664-3971		ZIP 92701	
199 CAN TESTIFY TO: SUPERVISING INVESTIGATOR			
200 CODE C	201 NAME (LAST, FIRST NAME) MONTEZ, PETE	202 ID NO.	203 AGENCY NAME #198
204 AGENCY ADDRESS #197		CITY	STATE
205 AGENCY PHONE #198		ZIP	
206 CAN TESTIFY TO: INVESTIGATOR - CASE AGENT			
207 REPORTING OFFICER / ID NO. MARTIN #1355		208 DATE 7/9/19	209 APPROVED BY / ID NO.
		210 DATE	

ADDITIONAL NAMES / LAW ENFORCEMENT PERSONNEL ONLY

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

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136 CR#
19-4722

137 CODE C		138 NAME (LAST, FIRST NAME) BROWER, CRAIG		139 ID NO.		140 AGENCY NAME OC DISTRICT ATTORNEY'S OFFICE	
141 AGENCY ADDRESS 401 W. CIVIC CENTER DR.				CITY SANTA ANA		STATE CA	
ZIP 92701				142 AGENCY PHONE 714)464-3971			
143 CAN TESTIFY TO: INTERVIEWS (INVESTIGATOR)							
144 CODE C		145 NAME (LAST, FIRST NAME) MENA, YENCY		146 ID NO.		147 AGENCY NAME #140	
148 AGENCY ADDRESS #141				CITY		149 AGENCY PHONE #142	
150 CAN TESTIFY TO: OFFICER PROCESSING (INVESTIGATOR)							
151 CODE C		152 NAME (LAST, FIRST NAME) GONZALES, CARLOS		153 ID NO.		154 AGENCY NAME #140	
155 AGENCY ADDRESS #141				CITY		156 AGENCY PHONE (#142	
157 CAN TESTIFY TO: HOSPITAL SCENE INTERVIEWS (INVESTIGATOR)							
158 CODE C		159 NAME (LAST, FIRST NAME) COBERT, KELLI		160 ID NO.		161 AGENCY NAME OCSD CRIME LAB	
162 AGENCY ADDRESS 320 N. FLOWER ST.				CITY SANTA ANA		STATE CA	
ZIP 92703				163 AGENCY PHONE 714)884-4510			
164 CAN TESTIFY TO: CSI (19-4898)							
165 CODE C		166 NAME (LAST, FIRST NAME) BINZ, ROBERT		167 ID NO.		168 AGENCY NAME #101	
169 AGENCY ADDRESS #102				CITY		170 AGENCY PHONE #103	
171 CAN TESTIFY TO: #104							
172 CODE C		173 NAME (LAST, FIRST NAME) COVERT, CHELSEY		174 ID NO.		175 AGENCY NAME #101	
176 AGENCY ADDRESS #102				CITY		177 AGENCY PHONE #103	
178 CAN TESTIFY TO: #104							
179 CODE C		180 NAME (LAST, FIRST INITIAL) MARROQUIN, LEONOR		181 ID NO.		182 AGENCY NAME #101	
183 AGENCY ADDRESS #102				CITY		184 AGENCY PHONE #103	
185 CAN TESTIFY TO: #104							
186 CODE		187 NAME (LAST, FIRST NAME)		188 ID NO.		189 AGENCY NAME	
190 AGENCY ADDRESS				CITY		191 AGENCY PHONE	
192 CAN TESTIFY TO:							
193 CODE		194 NAME (LAST, FIRST NAME)		195 ID NO.		196 AGENCY NAME	
197 AGENCY ADDRESS				CITY		198 AGENCY PHONE	
199 CAN TESTIFY TO:							
200 CODE		201 NAME (LAST, FIRST NAME)		202 ID NO.		203 AGENCY NAME	
204 AGENCY ADDRESS				CITY		205 AGENCY PHONE	
206 CAN TESTIFY TO:							
207 REPORTING OFFICER / ID NO. MARTIN #1355				208 DATE 7/9/19		209 APPROVED BY / ID NO.	
210 DATE							

TUSTIN POLICE DEPARTMENT
CRIME REPORT
CR# 19-4722
Officer C. Martin # 1355

It should be noted; throughout this investigation, I was wearing my Tustin Police Department body worn camera (BWC), and driving my TPD police vehicle which is equipped with an in-car camera. This report is based on my independent recollection, without review of my BWC or in-car camera footage associated with this incident. The following interviews are summaries of statements given to me by the parties involved in this report. They are not intended to be verbatim unless indicated by quotation marks.

SYNOPSIS:

TPD officers responded to the Marine Corps Air Station Tustin in regards to a possible trespassing. As a result of the investigation, an officer involved shooting occurred. The suspect was transported to OC Global Medical Center. TPD Criminal Investigations Unit (CIU) and OC District Attorney's Office arrived on scene to investigate.

NARRATIVE:

On 7/9/19, I was in uniformed patrol in a TPD marked patrol unit (#809). At approximately 0612 hours, TPD Dispatch received a call regarding a possible trespassing on the Marine Corps Air Station Tustin near the north hangar. Officer Jankowski, Officer Mitchell, Officer Kirwan, Officer Clay and Sergeant Lamoureux responded to the scene. Officers contacted a male suspect (later identified as Freddie Martinez Jr., DOB [REDACTED] inside building 226 and an officer involved shooting occurred.

I responded to the scene to assist after the shooting. Upon arrival, Officer Clay had detained a female subject ([REDACTED]) and I took custody of [REDACTED]. While transporting [REDACTED] to a patrol unit, she spontaneously stated that she did not know why "he" would get crazy with the police. I placed her in a Tustin Police patrol vehicle and at this time [REDACTED] made the following spontaneous statements. It should be noted I did not engage in any investigative questioning with [REDACTED]. The following conversation was recorded on my body issued body worn camera.

To inquire more information for the officers conducting the protective sweep of the building, I asked [REDACTED] how many people were inside the building. [REDACTED] stated it was just her and Martinez inside. TPD officers were told a male by the name of "[REDACTED]" was inside the building still. I asked [REDACTED] if "[REDACTED]" was inside and she stated she did not know who [REDACTED] was and that there was no [REDACTED] inside. While I was standing by with [REDACTED] who was sitting in a patrol vehicle, she spontaneously said, "I don't know why he had a pipe or something, and he wouldn't put it down".

At the request of the Criminal Investigation Unit, I transported [REDACTED] to Tustin Police Department for further investigative interviews. While transporting [REDACTED] she

TUSTIN POLICE DEPARTMENT
CRIME REPORT
CR# 19-4722
Officer C. Martin # 1355

spontaneously stated, "What makes people want to do some stupid thing with the police? I can't even believe he got that "koo koo". At this point, I can't even believe he went there." Refer to Detective Newton's investigative report for [REDACTED] interview.

Officer Breeze arrived on scene and maintained the Crime Scene Log. Refer to her supplemental report for further details.

Due to the chaotic and hectic scene and the building's large size, a secondary building search was conducted for additional suspect(s). Irvine Police Officers arrived to assist and TPD K-9 Officer Kent. Irvine Police Officers M. Predney, J. Indelicato, B. Smith, and P. Ryan responded to assist with the exterior perimeter. Irvine Police Officers R. Steen, E. Stevens, A. Ghilarducci, and J. Sabino responded to assist in clearing the building.

As a result, the Criminal Investigations Unit along with the Orange County District County Shooting Team responded to the scene to take over the investigation. Refer to Detective D. Nguyen's investigative report for further details.

I request the Orange County District Attorney's Office to file the following charges against Freddie Martinez Jr.:

- PC 245(c) – Assault with a deadly weapon on a peace officer
- PC 148(a)(1) – Resisting/ obstructing a peace officer
- PC 166(c)(1) – Violation of a court order
- PC 602(m) – Trespassing

1 <input type="checkbox"/> GANG RELATED <input checked="" type="checkbox"/> ADULT ARREST <input type="checkbox"/> SUSPECT ONLY <input type="checkbox"/> JUVENILE ARREST <input type="checkbox"/> SUPPLEMENT TO ORG RPT	TUSTIN POLICE DEPARTMENT 300 CENTENNIAL WAY TUSTIN, CA 92780 SUSPECT/ARRESTEE REPORT	2 A <input type="checkbox"/> ACTIVE S <input type="checkbox"/> SUSPENDED R <input type="checkbox"/> RECORDS K <input type="checkbox"/> COURTESY 3 <input checked="" type="checkbox"/> FEL. <input type="checkbox"/> MISD.	4 CR# <div style="font-size: 1.5em; font-weight: bold;">19-4722</div> 5 REFER OTHER RPT# 6 PAGE <div style="font-size: 1.5em; font-weight: bold;">3</div>
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CRIME	7 CODE SECTION PC 245(C)	8 CRIME / INCIDENT TYPE ASSAULT WITH A DEADLY WEAPON ON A PEACE OFFICER	9 PRIMARY-COUNTS	10 SECONDARY-COUNTS	11 OTHER-COUNTS	12 OTHER-COUNTS
	13 LOCATION OF CRIME/ARREST MARINE CORPS AIR STATION TUSTIN BUILDING 220		14 DATE OF CRIME / ARREST 7/9/19		15 TIME OF CRIME / ARREST 0612/1810	

VEHICLE	16 LICENSE #	17 STATE	18 VEHR	19 MAKE	20 MODEL	21 BODY <input type="checkbox"/> UNK	1 <input type="checkbox"/> 2-DR	2 <input type="checkbox"/> 4-DR	3 <input type="checkbox"/> CONV	4 <input type="checkbox"/> P/U	5 <input type="checkbox"/> TRUCK	
	22 COLOR/COLOR		23 OTHER CHARACTERISTICS (i.e. T/C Damage, Unique Marks or Paint, etc.)					24 DISPOSITION OF VEH				
	25 REGISTERED OWNER											

SUSPECT / JUVENILE	26 NAME (LAST, FIRST, MIDDLE) MARTINEZ, FREDDIE, JR.	CII NUMBER	27 SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	28 DOB	29 RACE <input type="checkbox"/> 1 WHT <input checked="" type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL <input type="checkbox"/> 8 P.SL. <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	
	30 AKA ① FREEDOM ② FREEDOM MARTINEZ ③ FREDDIE MARTINEZ		31 POB	32 HGT 5'0"	33 WGT 165	34 BUILD <input type="checkbox"/> 1 THIN <input type="checkbox"/> 2 MED <input type="checkbox"/> 3 O UNK <input type="checkbox"/> 3 HEAVY <input type="checkbox"/> 4 MUSCLR
	35 HAIR <input type="checkbox"/> 0 UNK <input checked="" type="checkbox"/> 1 BRO <input type="checkbox"/> 2 BLK <input type="checkbox"/> 3 BLN <input type="checkbox"/> 4 RED <input type="checkbox"/> 5 GRAY <input type="checkbox"/> 6 S/P <input type="checkbox"/> 7 WHI <input type="checkbox"/> 8 OTH	36 EYES <input type="checkbox"/> 0 UNK <input checked="" type="checkbox"/> 1 BRO <input type="checkbox"/> 2 BLK <input type="checkbox"/> 3 BLU <input type="checkbox"/> 4 GRN <input type="checkbox"/> 5 HAZEL <input type="checkbox"/> 6 GRAY <input type="checkbox"/> 7 OTH	37 DL #	38 STATE CA		
	39 RESIDENCE ADDRESS		40 ZIP CODE	41 RES. PHONE NONE		42 CELL. PHONE () UNKNOWN
	43 BUSINESS OR SCHOOL NAME AND ADDRESS		44 ZIP CODE	45 GRADE	46 BUS. PHONE ()	
	47 SSN #	48 OCCUPATION(S) UNKNOWN		49 STATUS <input type="checkbox"/> 1 DRIVER <input checked="" type="checkbox"/> 3 PED <input type="checkbox"/> 2 PASS	50 BOOKING # 19-1303	
	51 CLOTHING BLUE SHORTS		52 GANG AFFILIATION HOW KNOWN UNKNOWN		<input type="checkbox"/> 1 KNOWN <input type="checkbox"/> 2 SUSPECTED	

53 AMOUNT OF HAIR Q21 <input checked="" type="checkbox"/> 01 FULL HEAD OF HAIR <input type="checkbox"/> 02 THINNING <input type="checkbox"/> 03 RECEDING <input type="checkbox"/> 04 BALD <input type="checkbox"/> 05 UNKNOWN <input type="checkbox"/> 06 OTHER	56 HAIR STYLE Q24 <input type="checkbox"/> 01 REGULAR <input type="checkbox"/> 02 PART RIGHT <input type="checkbox"/> 03 PART LEFT <input type="checkbox"/> 04 PART CENTER <input type="checkbox"/> 05 STRAIGHT BACK <input type="checkbox"/> 06 COMBED FORWARD <input type="checkbox"/> 07 BUZZ JOB <input type="checkbox"/> 08 FLAT TOP <input type="checkbox"/> 09 STRAIGHT <input type="checkbox"/> 10 CURLY OR PERMED <input type="checkbox"/> 11 WAVY <input type="checkbox"/> 12 AFRO CLOSE <input type="checkbox"/> 13 AFRO FULL (1 INCH) <input type="checkbox"/> 14 PROCESSED (BLK ONLY) <input type="checkbox"/> 15 IN CORN ROWS <input type="checkbox"/> 16 WITH PONY TAIL <input type="checkbox"/> 17 WITH TAIL <input type="checkbox"/> 18 IN BRAIDS <input type="checkbox"/> 19 NEW WAVE <input type="checkbox"/> 20 PUNK <input checked="" type="checkbox"/> 21 UNKNOWN <input type="checkbox"/> 22 OTHER <input type="checkbox"/> 23 SHAVED <input type="checkbox"/> 24 FADE <input type="checkbox"/> 25 MULLET	57 FACIAL HAIR Q25 <input type="checkbox"/> 01 CLEAN SHAVEN <input type="checkbox"/> 02 MUSTACHE-THIN <input type="checkbox"/> 03 MUSTACHE-THICK <input type="checkbox"/> 04 UNSHAVEN <input type="checkbox"/> 05 FEW DAYS GROWTH <input checked="" type="checkbox"/> 06 SHORT BEARD <input type="checkbox"/> 07 LONG BEARD <input type="checkbox"/> 08 UNKEMPT BEARD <input type="checkbox"/> 09 SIDEBURNS <input type="checkbox"/> 10 FUMANCHU <input type="checkbox"/> 11 GOATEE <input type="checkbox"/> 12 UNKNOWN <input type="checkbox"/> 13 OTHER <input type="checkbox"/> 14 VAN DYKE	60 COMPLEXION Q27 <input type="checkbox"/> 01 LIGHT / FAIR <input checked="" type="checkbox"/> 02 MEDIUM <input type="checkbox"/> 03 DARK <input type="checkbox"/> 04 TAN <input type="checkbox"/> 05 SUNBURNED <input type="checkbox"/> 06 FRECKLED <input type="checkbox"/> 07 OLIVE <input type="checkbox"/> 08 RUDDY <input type="checkbox"/> 09 ACNE/POCKED <input type="checkbox"/> 10 WEATHERED <input type="checkbox"/> 11 WRINKLED <input type="checkbox"/> 12 ALBINO <input type="checkbox"/> 13 UNKNOWN <input type="checkbox"/> 14 OTHER
54 HAIR LENGTH Q22 <input type="checkbox"/> 01 VERY SHORT <input type="checkbox"/> 02 SHORT <input type="checkbox"/> 03 REGULAR <input checked="" type="checkbox"/> 04 OVER COLLAR <input type="checkbox"/> 05 OVER SHOULDERS <input type="checkbox"/> 06 LONG <input type="checkbox"/> 07 UNKNOWN <input type="checkbox"/> 08 OTHER	55 HAIR CONDITION Q23 <input type="checkbox"/> 01 CLEAN <input checked="" type="checkbox"/> 02 DIRTY <input checked="" type="checkbox"/> 03 GREASY <input checked="" type="checkbox"/> 04 MATTED <input type="checkbox"/> 05 ODOR <input type="checkbox"/> 06 OTHER	58 R/L HANDED Q26 <input checked="" type="checkbox"/> 01 RIGHT HANDED <input type="checkbox"/> 02 LEFT HANDED <input type="checkbox"/> 03 UNKNOWN	61 GLASSES Q28 <input type="checkbox"/> 01 YES BUT NO DESCR. <input type="checkbox"/> 02 PRESCRIPTION <input type="checkbox"/> 03 SUN GLASSES <input type="checkbox"/> 04 PLASTIC FRAME - COLOR <input type="checkbox"/> 05 WIRE FRAME <input type="checkbox"/> 06 CONTACTS <input type="checkbox"/> 07 NONE <input checked="" type="checkbox"/> 08 UNKNOWN <input type="checkbox"/> 09 OTHER
59 MIRANDA ADVISEMENT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO DATE/TIME: 071019@0927			

62 DISPOSITION: ADULT ARRESTEE <input type="checkbox"/> 849b1 <input type="checkbox"/> DETOX <input type="checkbox"/> RELSD O.R. <input type="checkbox"/> BOOKED OCJ <input checked="" type="checkbox"/> BOOKED OTHER	63 <input type="checkbox"/> MISD. ARR / CITE / RELEASE CITATION #		
64 TRANSPORTED BY:	65 DATE/TIME	66 <input type="checkbox"/> FINGERPRINTED	67 <input type="checkbox"/> PHOTOGRAPHED
68 REPORTING OFFICER / ID NO. MARTIN #1855	69 DATE 7/9/19	70 APPROVED BY / ID NO.	71 DATE

72 CR #
19-4722

<p>73 SPEECH Q29</p> <p><input type="checkbox"/> 01 NORMAL</p> <p><input type="checkbox"/> 02 LISP</p> <p><input type="checkbox"/> 03 SLURRED</p> <p><input type="checkbox"/> 04 STUTTER</p> <p><input type="checkbox"/> 05 DEEP</p> <p><input type="checkbox"/> 06 HIGH PITCHED</p> <p><input type="checkbox"/> 07 SOFT</p> <p><input checked="" type="checkbox"/> 08 UNKNOWN OR NOT HEARD</p> <p><input type="checkbox"/> 09 OTHER _____</p>	<p>75 TEETH Q31</p> <p><input type="checkbox"/> 01 BRACES</p> <p><input type="checkbox"/> 02 BUCKED</p> <p><input type="checkbox"/> 03 CHIPPED</p> <p><input type="checkbox"/> 04 MISSING</p> <p><input type="checkbox"/> 05 CROOKED</p> <p><input type="checkbox"/> 06 GOLD / SILVER CAPPED</p> <p><input type="checkbox"/> 07 STAINED</p> <p><input type="checkbox"/> 08 NORMAL TEETH</p> <p><input checked="" type="checkbox"/> 09 UNKNOWN</p> <p><input type="checkbox"/> 10 OTHER _____</p>	<p>77 UNIQUE CLOTHING Q33</p> <p><input type="checkbox"/> 01 BEACH CLOTHES</p> <p><input checked="" type="checkbox"/> 02 TRANSIENT</p> <p><input type="checkbox"/> 03 CONSTRUCTION</p> <p><input type="checkbox"/> 04 GANG STYLE</p> <p><input type="checkbox"/> 05 PUNK</p> <p><input type="checkbox"/> 06 MILITARY</p> <p><input type="checkbox"/> 07 OTHER UNIFORM</p> <p><input type="checkbox"/> 08 WELL DRESSED</p> <p><input type="checkbox"/> 09 NORMAL DAY CLOTHES</p> <p><input type="checkbox"/> 10 HAT</p> <p><input type="checkbox"/> 11 SKI MASK</p> <p><input type="checkbox"/> 12 STOCKING MASK</p> <p><input type="checkbox"/> 13 UNKNOWN</p> <p><input type="checkbox"/> 14 OTHER _____</p>	<p>78 WEAPON TYPE Q34</p> <p><input type="checkbox"/> 01 HANDS</p> <p><input type="checkbox"/> 02 FEET</p> <p><input type="checkbox"/> 03 CLUB</p> <p><input type="checkbox"/> 04 MARTIAL ARTS</p> <p><input type="checkbox"/> 05 BASEBALL BAT</p> <p><input type="checkbox"/> 06 NUNCHUKU</p> <p><input checked="" type="checkbox"/> 07 OTHER STRIKING OBJECT</p> <p><input type="checkbox"/> 08 KNIFE</p> <p><input type="checkbox"/> 09 BOTTLE</p> <p><input type="checkbox"/> 10 SIMULATED FIREARM</p> <p><input type="checkbox"/> 11 TOY GUN</p> <p><input type="checkbox"/> 12 HANDGUN</p> <p><input type="checkbox"/> 13 RIFLE / SHOTGUN</p> <p><input type="checkbox"/> 14 NONE</p> <p><input type="checkbox"/> 15 UNKNOWN</p> <p><input type="checkbox"/> 16 OTHER _____</p>
<p>74 ACCENT Q30</p> <p><input type="checkbox"/> 01 US NORMAL</p> <p><input type="checkbox"/> 02 US SOUTHERN</p> <p><input type="checkbox"/> 03 US EAST COAST</p> <p><input type="checkbox"/> 04 BLACK SLANG</p> <p><input type="checkbox"/> 05 SPANISH</p> <p><input type="checkbox"/> 06 ASIAN</p> <p><input type="checkbox"/> 07 EUROPEAN</p> <p><input type="checkbox"/> 08 MIDDLE EAST</p> <p><input type="checkbox"/> 09 JAMAICAN</p> <p><input checked="" type="checkbox"/> 10 UNKNOWN OR NOT HEARD</p> <p><input type="checkbox"/> 11 OTHER _____</p>	<p>76 SCARS, MARKS, OR TATTOOS Q32</p> <p><input type="checkbox"/> 01 FACE _____</p> <p><input type="checkbox"/> 02 TEETH _____</p> <p><input type="checkbox"/> 03 NECK _____</p> <p><input type="checkbox"/> 04 RIGHT ARM _____</p> <p><input type="checkbox"/> 05 LEFT ARM _____</p> <p><input type="checkbox"/> 06 RIGHT HAND _____</p> <p><input type="checkbox"/> 07 LEFT HAND _____</p> <p><input type="checkbox"/> 08 RIGHT LEG _____</p> <p><input type="checkbox"/> 09 LEFT LEG _____</p> <p><input type="checkbox"/> 10 RIGHT SHOULDER _____</p> <p><input type="checkbox"/> 11 LEFT SHOULDER _____</p> <p><input type="checkbox"/> 12 FRONT TORSO _____</p> <p><input type="checkbox"/> 13 BACK TORSO _____</p> <p><input type="checkbox"/> 14 MISSING FINGERS _____</p> <p><input type="checkbox"/> 15 MISSING LIMBS _____</p> <p><input checked="" type="checkbox"/> 16 UNKNOWN</p> <p><input type="checkbox"/> 17 OTHER _____</p>	<p>79 FIREARM DETAIL Q35</p> <p><input type="checkbox"/> 01 BLUE STEEL</p> <p><input type="checkbox"/> 02 CHROME / NICKEL</p> <p><input type="checkbox"/> 03 REVOLVER</p> <p><input type="checkbox"/> 04 AUTOMATIC</p> <p><input type="checkbox"/> 05 DERRINGER</p> <p><input type="checkbox"/> 06 PUMP</p> <p><input type="checkbox"/> 07 BOLT ACTION</p> <p><input type="checkbox"/> 08 DOUBLE BARREL</p> <p><input type="checkbox"/> 09 OVER-UNDER</p> <p><input type="checkbox"/> 10 DISGUISED FIREARM</p> <p><input type="checkbox"/> 11 SAWED OFF</p> <p><input type="checkbox"/> 12 ALTERED STOCK</p> <p><input type="checkbox"/> 13 NONE</p> <p><input checked="" type="checkbox"/> 14 UNKNOWN</p> <p><input type="checkbox"/> 15 OTHER _____</p>	

- JUVENILES ONLY -

80 FATHER (LAST, FIRST, MIDDLE)	81 OCCUPATION	82 D.O.B.	83 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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	112 D.O.B.	113 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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)					
<input type="checkbox"/> RELEASED TO PARENT <input type="checkbox"/> DETAINED JUVENILE HALL-PARENT NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> YOUTH SHELTER HOME <input type="checkbox"/> UNABLE TO LOCATE PARENT <input type="checkbox"/> PARENT REFUSED CUSTODY					
156 FOLLOW UP: (MUST BE COMPLETED) <input type="checkbox"/> NO FOLLOW UP REQUIRED <input type="checkbox"/> FOLLOW UP REQUIRED <input type="checkbox"/> DIVERSION <input type="checkbox"/> PETITION <input type="checkbox"/> INFORMAL COUNSEL					
157 REPORTING OFFICER / ID NO.	158 DATE	159 APPROVED BY / ID NO.		160 DATE	
MARTIN #1355	7/9/19				

**Tustin Police Department
Supplemental Report
CR# 19-4722**

On 07/09/19 at approximately 0816 hours, I heard over the police radio an officer report shots had been fired and assistance was needed at the former Tustin Marine Base. Lt. Birozy and I responded to the location to assist.

On arrival, I went into the building and saw Officers Kirwan and Clay carrying a male subject (**Freddie Martinez Jr.**) down a flight of stairs. When they got to the bottom of the stairs they began rendering aid. The Orange County Fire Authority responded moments later and took over rendering aid to Martinez.

After discovering Jankowski and Mitchell were involved in the shooting, I took Officer Mitchell outside and obtained a public safety statement from him. Officer Mitchell told me he fired 2-3 shots in a south easterly direction at the lone male suspect at the scene.

M. Nunley #1075

TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
19-4722

On 07/09/19 at approximately 0816 hours, I heard TPD officers announce they needed help with a call for service as shots had been fired. Sgt. Nunley and I responded to the scene together in a TPD undercover vehicle.

Once on scene, I noticed Officer Clay and Officer Kirwan were carrying a male subject down a flight of stairs. Once at the bottom of the stairs, Officer Clay and Officer Kirwan continued to provide first aid until OCFA paramedics arrived.

I was told Officer Jankowski and Officer Mitchell both discharged their weapons at the suspect. I obtained a public safety statement from Officer Jankowski. She told me she fired, one, possibly two rounds, however, her firearm had a malfunction. She fired in an easterly direction and the only suspect was the one officers were currently rendering aid. Officer Jankowski was sent outside with Sgt. Lamoureux.

A. Birozy #914

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT NARRATIVE
CR# 19-4722**

TRAINING AND EXPERIENCE: I am assigned as the Tustin Police Department's Homeless Liaison, where I work specifically with people who are experiencing homelessness. Prior to this assignment, I was a patrol officer, Field Training Officer, General Investigations Detective and a member of the Tustin Police Special Enforcement Detail (SED Team) which is a specialized unit assigned to southwest Tustin, as part of the area command to provide saturation patrol resources in high crime areas. I have been employed with the Tustin Police Department as a police officer for over 17 years.

NARRATIVE: On 070919 at approximately 0816 hours, I was working in full Tustin Police Class B uniform as the Homeless Liaison Officer. I was at the Tustin Police Department conducting an interview for possible housing into the Tustin Temporary Emergency Shelter. During the interview, I was monitoring the Tustin Police radio. I was aware there were police units at the Tustin Marine Base conducting a search for transients that had been reported to be seen going into one of the condemned buildings.

I was aware there were other reports of transients possibly living in the buildings. Recently, I arrested three individuals on two separate occasions, that had set up encampments on the base. See CR #'s 19-3802 & 19-4212 for prior transient arrests on the Tustin Marine Base.

I was monitoring the radio closely to hear if any of the same individuals I previously arrested were located by the responding officers. During the radio traffic, I heard the officers broadcast they located one female, identified as [REDACTED] outside of the buildings on the Base. She was detained. The officers later broadcast they had information that additional subjects may be inside building # 226.

Additional officers were requested to the scene to search the building. During the search I heard Officer Jankowski broadcast they were going to search the building and she requested "10-3" (the radio code for Emergency Radio Traffic Only).

During the search I heard Officer Kirwan broadcast he had two people, later identified as [REDACTED] and Freddie Martinez Jr. at gunpoint and they were uncooperative. Seconds later I heard Officer Kirwan broadcast Martinez had a "pipe". Seconds later I heard Officer Kirwan broadcast "Shots Fired!" and "10-98", the radio code for "shots fired".

I responded to the scene Code-3, full lights and sirens, in TPD Unit #804. I was wearing my TPD issued body worn camera and the entire incident was captured on video.

When I arrived Sergeant Lamoureux directed me to the building where the incident occurred. I met up with Officer Melendrez, Officer Casiello, Officer Hedges and Officer Mitchell to conduct a search of the building for possible additional suspects.

As I entered the building I saw Officer Martin was standing by with [REDACTED] who was handcuffed. I am familiar with [REDACTED] from prior encounters with her under the Jamboree

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT NARRATIVE
CR# 19-4722**

overpass at Edinger and the railroad tracks just east of the Metrolink train station. As I approached [REDACTED] screamed at me, "Bonnie. He got crazy".

When [REDACTED] called me by name, I thought she was [REDACTED], who I arrested on the Base on 060319 (CR #19-3802). I did not look at [REDACTED] face when I made entry, so I presumed she was [REDACTED]. Due to this assumption I thought we may be searching for [REDACTED] boyfriend, identified as [REDACTED], who was also arrested on 060319 (CR #19-3802). It wasn't until after the scene was rendered safe, I realized [REDACTED] was not [REDACTED]

I can be heard on the body worn camera video looking for [REDACTED] however, [REDACTED] and [REDACTED] were not involved in this incident.

After the scene was rendered safe, I was assigned to keep the Crime Scene Log. See attached log. After the investigation, the crime scene was closed and I was the last to leave the area at 1618 hours.



TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG

CR# 19-4722

Page 1 of 4

CRIME: <u>PC 245(c) Assault w/ Deadly Weapon on Police off</u>		DATE: <u>7/9/19</u>	
LOCATION: <u>Marine Corp Air Station Building #226 TUSTIN</u>			
FIRST OFFICER: <u>BREEZE 1089</u>	TIME: <u>0914</u>	RELIEVED BY:	TIME:
		RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
<u>CPT D Nelson</u>	<u>CPT</u>	<u>PARAMEDIC</u>	<u>0823</u>	
SIGNATURE <u>not obtained</u>	EMPL# <u>N/A</u>	AGENCY <u>OLFA APPROX</u>	TIME OUT <u>0845</u>	<u>Medical Aid</u>
<u>DANIEL GARRIBAY</u>	<u>Paramedic</u>	<u>OLFA PARAMEDIC</u>	<u>0823</u>	
SIGNATURE <u>not obtained</u>	EMPL# <u>N/A</u>	AGENCY <u>OLFA APPROX</u>	TIME OUT <u>0845</u>	<u>MEDICAL AID</u>
<u>Alexander TWOLLIN</u>	<u>Paramedic</u>	<u>OLFA Paramedic</u>	<u>0823</u>	
SIGNATURE <u>not obtained</u>	EMPL# <u>N/A</u>	AGENCY <u>OLFA APPROX</u>	TIME OUT <u>0845</u>	<u>MEDICAL AID</u>
<u>PAUL PHANTANA</u>	<u>Paramedic</u>	<u>OLFA - Paramedic</u>	<u>0823</u>	
SIGNATURE <u>not obtained</u>	EMPL# <u>N/A</u>	AGENCY <u>OLFA APPROX</u>	TIME OUT <u>0845</u>	<u>MEDICAL AID</u>
<u>Breeze</u>	<u>DFR</u>	<u>SEARCH/Perimeter</u>	<u>0822</u>	<u>SEARCH</u>
SIGNATURE <u>[Signature]</u>	EMPL# <u>1089</u>	AGENCY <u>TPD</u>	TIME OUT <u>1118</u>	<u>CRIME SCENE LOG</u>
<u>Casello</u>	<u>DFR</u>	<u>SEARCH</u>	<u>0819</u>	<u>BUILDING</u>
SIGNATURE	EMPL# <u>728</u>	AGENCY <u>TPD</u>	TIME OUT <u>1421</u>	<u>SEARCH</u>
<u>HEDGES</u>	<u>DFR</u>	<u>SEARCH</u>	<u>0819</u>	
SIGNATURE	EMPL# <u>1154</u>	AGENCY <u>TPD</u>	TIME OUT <u>1421</u>	<u>Building Search</u>
<u>Melendez</u>	<u>DFR</u>	<u>SEARCH</u>	<u>0821</u>	<u>10-15 transport</u>
SIGNATURE	EMPL# <u>1346</u>	AGENCY <u>TPD</u>	TIME OUT <u>0906</u>	<u>BUILDING SEARCH</u>
<u>Nunley</u>	<u>Sgt</u>	<u>Follow up</u>	<u>0900</u>	
SIGNATURE	EMPL# <u>1075</u>	AGENCY <u>TPD</u>	TIME OUT <u>1125</u>	<u>Investigation</u>
<u>Martin</u>	<u>DFR</u>	<u>TRANSPORT</u>	<u>0821</u>	
SIGNATURE <u>[Signature]</u>	EMPL# <u>1355</u>	AGENCY <u>TPD</u>	TIME OUT <u>0909</u>	<u>10-15 transport</u>



**TUSTIN POLICE DEPARTMENT
CRIME SCENE LOG**

CR# 19-4722

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2
0612

CRIME: PC 245(C) Assault w/ Deadly Weapon on Police off				DATE: 7/9/19	
LOCATION: MARINE CORPS Air Station Building #226 JUSTIN					
FIRST OFFICER: Brazz 1089	TIME: 0914	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print):	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
COE	LT	Investigation	0905	Investigation
SIGNATURE	EMPL# 1140	AGENCY TPD	TIME OUT 1156	
CORNEILL	PSO	Investigation	0842	Crime lab Photos
SIGNATURE	EMPL# 1264	AGENCY TPD	TIME OUT 1450	
NAME (Print): Search ENTRY TEAM	RANK	ASSIGNMENT Search	TIME IN 945	REASON FOR ENTRY
SIGNATURE Not obtained	EMPL# NA	AGENCY IPD / TPD	TIME OUT 958	
LAMPSON	Sgt	entry team	945	REASON FOR ENTRY
SIGNATURE #988	EMPL# 988	AGENCY TPD	TIME OUT 1421	
KIMMEL	OFF	Follow up	1108	REASON FOR ENTRY Follow up w/ DA - walk through
SIGNATURE	EMPL# 1031	AGENCY TPD	TIME OUT 1131	
KENDRICK	RANK	ASSIGNMENT	TIME IN 1108	REASON FOR ENTRY
SIGNATURE	EMPL# NA	AGENCY DA OFFICE	TIME OUT 1403	
P. MONTES	RANK	ASSIGNMENT Investigation	TIME IN 1108	REASON FOR ENTRY
SIGNATURE NOT OBTAINED	EMPL# NA	AGENCY DA OFFICE	TIME OUT 1117	
K. BINZ	RANK	ASSIGNMENT	TIME IN 1108	REASON FOR ENTRY
SIGNATURE not a D	EMPL# NA	AGENCY Crime lab	TIME OUT 1403	
K. COBERT	RANK	ASSIGNMENT	TIME IN 1108	REASON FOR ENTRY
SIGNATURE	EMPL# NA	AGENCY Crime lab	TIME OUT 1403	
CLAY	OFF	ASSIGNMENT	TIME IN 1108	REASON FOR ENTRY F/U w/ DA investigation involved in incident
SIGNATURE	EMPL# 1342	AGENCY TPD	TIME OUT 1131	



TUSTIN POLICE DEPARTMENT

CRIME SCENE LOG

Page 3 of 4

CRIME: <u>Pc 245(c) Assault on Police OFR w/ Deadly Weapon</u>			DATE: <u>7/9/19</u>		
LOCATION: <u>MARINE CORPS AIRSTATION TUSTIN BUILDING #226</u>					
FIRST OFFICER: <u>Breeze</u>	TIME: <u>0914</u>	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print)	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
<u>D. N. Bui</u> SIGNATURE: <u>[Signature]</u>	<u>Det</u> EMP # <u>1151</u>	<u>Investigation</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1132</u>	<u>Investigation</u>
<u>P. Muir</u> SIGNATURE: <u>[Signature]</u>	<u>[Signature]</u> EMP # <u>[Signature]</u>	<u>Investigation</u> AGENCY <u>Crime Lab</u>	<u>1108</u> TIME OUT <u>1403</u>	<u>Investigation</u>
<u>Jane H</u> SIGNATURE: <u>[Signature]</u>	<u>[Signature]</u> EMP # <u>[Signature]</u>	<u>Investigation</u> AGENCY <u>Crime Lab</u>	<u>1108</u> TIME OUT <u>1403</u>	<u>Investigation</u>
<u>Gonzalez</u> SIGNATURE: <u>NOT OBTAINED</u>	<u>N/A</u> EMP # <u>[Signature]</u>	<u>Investigation</u> AGENCY <u>D.A. Office</u>	<u>1108</u> TIME OUT <u>1129</u>	<u>Investigation</u>
<u>Anita</u> SIGNATURE: <u>[Signature]</u>	<u>Inv</u> EMP # <u>1175</u>	<u>Investigations</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1450</u>	<u>Investigation</u>
<u>M. Lugo</u> SIGNATURE: <u>[Signature]</u>	<u>Sgt</u> EMP # <u>1062</u>	<u>Investigations</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1133</u>	<u>Investigation</u>
<u>Nanton</u> SIGNATURE: <u>[Signature]</u>	<u>Det</u> EMP # <u>1147</u>	<u>Investigation</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1120</u>	<u>Investigation</u>
<u>Birozy</u> SIGNATURE: <u>[Signature]</u>	<u>Lt</u> EMP # <u>914</u>	<u>Investigation</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1125</u>	<u>Investigation</u>
<u>Azzate</u> SIGNATURE: <u>[Signature]</u>	<u>Lt</u> EMP # <u>1092</u>	<u>Investigation</u> AGENCY <u>TPD</u>	<u>1108</u> TIME OUT <u>1125</u>	<u>Investigation</u>
<u>Brown</u> SIGNATURE: <u>NOT OBTAINED</u>	<u>[Signature]</u> EMP # <u>[Signature]</u>	<u>Investigation</u> AGENCY <u>DA Office</u>	<u>1108</u> TIME OUT <u>1120</u>	<u>Investigation</u>
<u>M. Martelli</u> SIGNATURE: <u>22</u>	<u>N/A</u> EMP # <u>[Signature]</u>	<u>Investigation</u> AGENCY <u>Crime Lab</u>	<u>1212</u> TIME OUT <u>1403</u>	<u>Investigation</u>
<u>J. Garzone</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u> EMP # <u>1193</u>	<u>Equipment</u> AGENCY <u>TPD</u>	<u>1238</u> TIME OUT <u>1248</u>	<u>Equipment delivery</u>



TUSTIN POLICE DEPARTMENT

CRIME SCENE LOG

Page 4 of 4

CRIME: <u>PC 245 (c) Assault w/ Deadly Weapon on Peace Officer</u>			DATE: <u>7.9.19</u>		
LOCATION: <u>Marine Corps Air Station Building #226, Tustin</u>					
FIRST OFFICER: <u>BREEZE 1089</u>	TIME: <u>0914</u>	RELIEVED BY:	TIME:	RELIEVED BY:	TIME:

PERSONS ENTERING SCENE

NAME (Print)	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
<u>Dave CARTY</u> SIGNATURE: <u>NOT OBTAINED</u>	<u>NA</u>	<u>ReSecure Building</u>	<u>1315</u>	<u>RE-SECURE BUILDING</u>
	<u>EMP #</u>	<u>FIELD SERVICES</u>	<u>1538</u>	
<u>C. HEN</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u>	<u>TPD</u>	<u>1358</u>	<u>SWEEP</u>
	<u>EMP # 1228</u>		<u>1450</u>	
<u>C. Delora</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u>	<u>TPD</u>	<u>1358</u>	<u>SWEEP</u>
	<u>EMP # 1305</u>		<u>1420</u>	
<u>ISMAILOVA</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u>	<u>TPD</u>	<u>1358</u>	<u>SWEEP</u>
	<u>EMP # 1340</u>		<u>1420</u>	
<u>Fe Herling</u> SIGNATURE: <u>[Signature]</u>	<u>Sgt</u>	<u>CRIME SCENE</u>	<u>1410</u>	<u>Supervisor of Crime Scene</u>
	<u>EMP # 1196</u>	<u>TPD</u>	<u>1421</u>	
<u>C. DELORA</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u>	<u>TPD</u>	<u>1427</u>	<u>CSI</u>
	<u>EMP # 1305</u>		<u>1450</u>	
<u>ISMAILOVA</u> SIGNATURE: <u>[Signature]</u>	<u>PSO</u>	<u>CSI</u>	<u>1427</u>	<u>CSI</u>
	<u>EMP # 1340</u>	<u>TPD</u>	<u>1450</u>	
<u>Gastro</u> SIGNATURE: <u>not obtained</u>	<u>NA</u>	<u>Building Board up</u>	<u>1519</u>	<u>RE-SECURE</u>
	<u>EMP #</u>	<u>FIELD SERVICES</u>	<u>1538</u>	
<u>Sander</u> SIGNATURE: <u>not obtained</u>	<u>NA</u>	<u>ReSecure</u>	<u>1511</u>	<u>RE-SECURE</u>
	<u>EMP #</u>	<u>FIELD SERVICES</u>	<u>1538</u>	
<u>Chiv. Bazz</u> SIGNATURE: <u>not obtained</u>	<u>NA</u>	<u>ReSecure</u>	<u>1511</u>	<u>RE-SECURE</u>
	<u>EMP #</u>	<u>FIELD SERVICES</u>	<u>1538</u>	
NAME (Print)	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMP #	AGENCY	TIME OUT	
NAME (Print)	RANK	ASSIGNMENT	TIME IN	REASON FOR ENTRY
SIGNATURE	EMP #	AGENCY	TIME OUT	

**Tustin Police Department
Supplemental Report
CR# 19-4721**

I am a Cadet with the Tustin Police Department assigned to the Special Operations Division. The purpose of this report is to provide additional information regarding this case.

Narrative:

On 7/9/19 at approximately 1400 hours, Lieutenant Coe requested that I drive to John Wayne Airport and pick up photos taken by OC Sheriff's Helicopter Duke 1. Upon my arrival I spoke to the gate guard who told me that someone would come out to me and give me the CD. Several minutes later, Sgt Bill Fitzgerald came through the gate and gave me the CD containing the photos. I then returned to the station and gave Detective Nguyen a copy of the pictures. I booked the original CD into the TPD property and Evidence Division.

ADDITIONAL NAMES / LAW ENFORCEMENT PERSONNEL ONLY

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

PAGE _____

136 CR# 19-4721

137 CODE	138 NAME (LAST, FIRST NAME)	139 ID NO.	140 AGENCY NAME TUSTIN POLICE DEPARTMENT		
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	142 AGENCY PHONE (714) 573-3200
143 CAN TESTIFY TO:					
144 CODE	145 NAME (LAST, FIRST NAME)	146 ID NO.	147 AGENCY NAME TUSTIN POLICE DEPARTMENT		
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	149 AGENCY PHONE (714) 573-3200
150 CAN TESTIFY TO:					
151 CODE	152 NAME (LAST, FIRST NAME)	153 ID NO.	154 AGENCY NAME TUSTIN POLICE DEPARTMENT		
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	156 AGENCY PHONE (714) 573-3200
157 CAN TESTIFY TO:					
158 CODE	159 NAME (LAST, FIRST NAME)	160 ID NO.	161 AGENCY NAME TUSTIN POLICE DEPARTMENT		
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	163 AGENCY PHONE (714) 573-3200
164 CAN TESTIFY TO:					
165 CODE	166 NAME (LAST, FIRST NAME)	167 ID NO.	168 AGENCY NAME TUSTIN POLICE DEPARTMENT		
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	170 AGENCY PHONE (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 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	177 AGENCY PHONE (714) 573-3200
178 CAN TESTIFY TO:					
179 CODE A	180 NAME (LAST, FIRST INITIAL) Fitzgerald, Bill	181 ID NO.	182 AGENCY NAME OC Sheriffs		
183 AGENCY ADDRESS 18601 Airport Way		CITY Santa Ana	STATE CA	ZIP 92707	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. B. Sauerwein #1347		208 DATE	209 APPROVED BY / ID NO.		210 DATE

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR#	19-4721
2 REFER OTHER REPORTS	

ORIG
 SUPP

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	SGT BILL FITZGERALD		

PROG. CODES	D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W&I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOG 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	CD	STAPLES	-	-	-
	10 COLOR(S)		11 DESCRIPTION				
	GRAY		CD CONTAINING 20 PHOTOS FROM DUKE 1				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
DUKE 1	F	LCKR 32		

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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG OF
B SAUERLEIN	1317	7/9/10				



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

Incident No.:	9TU0029955	Address:	ARMSTRONG / VALENCIA AVE
Received:	07/09/19 06:12:18	Reference:	
Agency:	P / 245 ASSAULT W/DW	Cross:	
Beat:	3	Police Dist:	330
How Received:	PP	Fire Dist:	330
Priority:	2	Map Guide:	830B7
Disposition:		Census:	61
		Reporting Party:	[REDACTED]
Dispatcher:	1044	Address:	[REDACTED]
CRO:	1257	Phone:	7149069811

Time:

	<u>Time:</u>		
Received:	06:12:18	<u>Duration:</u>	
Dispatch:	07:03:44		<u>Duration:</u>
Enroute:	08:22:01		RC/AS: 00:57:42
At Scene:	07:10:00		DI/AS: 00:06:16
Close:	00:00:00	--	DI/CC: --

911:

Reporting Party:
Phone:
Address:
City:
Class:
RP:
LAT/LON: /

Uniques:

Case No	Date & Time	User
CR1900004721TU	07/09/19 09:23:09	1149
CR1900004722TU	07/09/19 09:25:40	1044
[REDACTED]	[REDACTED]	[REDACTED]
AR1900001363TU	07/09/19 18:11:17	1333

Comments:

Made By	Made At	Comment
1149	07/09/19 09:23:09	CASE NUMBER = CR-19-00004721 (TU)
1044	07/09/19 09:25:40	CASE NUMBER = CR-19-00004722 (TU)
1257	07/09/19 10:31:12	[REDACTED]
1201	07/09/19 10:32:55	[REDACTED]
1333	07/09/19 18:11:17	CASE NUMBER = AR-19-00001363 (TU) FREDDIE
1257	07/09/19 06:12:18	INCIDENT NUMBER:9TU0029955
1257	07/09/19 06:12:18	MW ,TRANSIENT, 30S, SHIRTLESS, UNK COLORED PANTS - WALKING NEAR THE NORTH HANGAR - POSS TRYING TO MAKE ENTRY INTO ONE OF THE GARAGES NEAR ARMSTRONG FACING NORTH, GARAGE APPEARS TO BE PROPPED OPEN W/ STICKS
1044	07/09/19 07:14:55	OUT WITH ONE
1044	07/09/19 07:23:59	C4
1044	07/09/19 07:42:35	932 AND ANNOUNCEMENTS GIVEN,,INT CK NO 10-3



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

1044	07/09/19 07:53:07	STILL CHECKING INTERIOR
1044	07/09/19 07:57:19	2ND 932 - EAST SIDE OF SAME BLDG
1044	07/09/19 08:01:56	10-3 ON GRN 1 W/NO BEEPER
1044	07/09/19 08:11:33	3 ADDT'L PEOPLE POSS UPSTAIRS
1044	07/09/19 08:15:59	CKG UPSTAIRS
1044	07/09/19 08:16:22	2 AT GUNPOINT 415
1044	07/09/19 08:16:37	MALE WITH PIPE
1044	07/09/19 08:16:50	SHOTS FIRED 998
1044	07/09/19 08:16:56	MEDICS TO STAGE
1257	07/09/19 08:17:13	OCFA STAGING
1044	07/09/19 08:17:42	FEMALE IN CUSTODY
1044	07/09/19 08:18:17	A1 ENR C3
1044	07/09/19 08:19:30	HAVE OCFA ROLL IN , S11 WILL DIRECT
1257	07/09/19 08:19:33	1039 OCFA TO ENTER
1044	07/09/19 08:20:11	ALL OFFICERS C4,,OCFA TO THE NTH SIDE
1044	07/09/19 08:21:21	UNK IF ANY OUTSTANDING - RENDERING AID
1044	07/09/19 08:22:25	EXITING THE NTH SIDE WITH GUNSHOT VICTIM
1044	07/09/19 08:24:06	HAVE OCFA WITH A CARRY CHAIR
1044	07/09/19 08:25:16	1015
1044	07/09/19 08:26:12	OCFA 97
1044	07/09/19 08:27:06	ANNOUNCEMENTS GIVEN
1044	07/09/19 08:28:29	TWO MALES AND 1 FEMALE SHOULD BE INSIDE THE BLDG
1044	07/09/19 08:29:17	OCFA 97
1044	07/09/19 08:29:34	CSI IS 97
1044	07/09/19 08:29:45	MEDIA IS 97
1257	07/09/19 08:30:44	QN,A1 [REDACTED], [REDACTED], [REDACTED], CA ,M
1044	07/09/19 08:31:25	DOORS TO THE OTHER HANGER ARE OPEN
1044	07/09/19 08:35:07	UTILITY ROOM CLEAR - WEST SIDE OF BLDG
1044	07/09/19 08:38:02	S13 - [REDACTED] [REDACTED] [REDACTED] MALE FREEDOM 45YRO ON GND OUTSIDE BLDG
1257	07/09/19 08:38:27	QN,A1 [REDACTED], [REDACTED], [REDACTED], CA ,F
1044	07/09/19 08:38:46	CORR [REDACTED] [REDACTED] [REDACTED] 40
1257	07/09/19 08:38:52	QN,A1 [REDACTED], CA ,M
1257	07/09/19 08:40:11	QN,A1 ,MARTINEZ ,FREDDIE [REDACTED], CA ,M
1149	07/09/19 08:41:37	REQ B10 BRING THE CP DOWN TO THE BASE
1149	07/09/19 08:41:45	S11 WILL DIRECT IN FROM THERE
1044	07/09/19 08:42:02	REQUEST FOR AN AIRSHIP - 2 OUTSTANDING
1044	07/09/19 08:42:28	AIRSHIP REQUEST PER S13
1149	07/09/19 08:43:31	DUKE ASSISTING W A 927D RECOVERY IN NEWPORT AND WILL BE ENR WHEN CLEAR
1257	07/09/19 08:47:22	QO,A1 [REDACTED], CA



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

1044	07/09/19 08:49:14	TAPUA ENR W/CP TO NTH HANGAR
1044	07/09/19 08:49:23	REQUEST FOR A K9
1044	07/09/19 08:49:37	IF NOBODY AVAILABLE WE CAN CALL OURS IN
1149	07/09/19 08:50:34	NO RESP ON DSP-DSP FOR K9
1044	07/09/19 08:51:19	DUKE IS 1097
1149	07/09/19 08:53:26	CONTACT MADE W K1, WILL BE ENR
1201	07/09/19 08:53:42	REQUEST SENT OUT FOR ADDITIONAL PATROL OFFICERS
1044	07/09/19 08:55:23	DUKE IS 1097 OVERHEAD
1044	07/09/19 08:59:11	PER DUKE,,ROOF OF PRIMARY BLDG IS CLEAR
1257	07/09/19 09:00:54	QN,A1 [REDACTED] CA ,M
1149	07/09/19 09:05:06	K1 ENR C3
1044	07/09/19 09:05:49	DUKE ADV AREA CK CLEAR AS POSS W/CONDITIONS OF BLDG
1044	07/09/19 09:08:18	DUKE CKG WIDER AREA FROM PRIMARY BLDG
1044	07/09/19 09:16:41	2 STA 39 UNIT TO 87 ON ARMSTRONG FOR ASSIST W/PERI
1257	07/09/19 09:17:48	STA 39 HAS ONE UNIT ENR NOW AND WILL FREE UP ANOTHER UNIT ASAP
1044	07/09/19 09:19:01	NEED 4 OUTSIDE UNITS FOR INT CK,,PER S13 OKAY TO CONTACT STA 33
1257	07/09/19 09:20:58	STA 39 CHECKING W/ WC FOR ADDT'L UNITS
1257	07/09/19 09:21:13	STA 39 HAS 4 UNITS ENR
1044	07/09/19 09:27:31	SURROUNDING AREA IS CLEAR,,DUKE STANDING BY WHILE THE BLDG IS BEING CLEARED
1257	07/09/19 09:31:04	2 1015'S AT STA ARE SEPARATED IN THEIR OWN CELLS, R15 WILL STANDING BY WITH THEM, 113 + 122 BACK ENR FOR PERIM
1257	07/09/19 09:31:59	CONTROL ONE WILL PATCH STA 39 INTO OUR GREEN 1
1149	07/09/19 09:34:19	1015'S IN CELL 1 AND 2, R15 IS PUTTING A RECORDING DEVICE IN EACH
1044	07/09/19 09:34:29	39-S4 ENR
1044	07/09/19 09:35:27	DA'S OFFICE IS 1097
1044	07/09/19 09:37:36	STA 39 IS 1097 AND ASSISTING WITH 2NDARY SEARCH
1044	07/09/19 09:40:27	DUKE HAS ABOUT 10MIN OF FUEL
1044	07/09/19 09:43:53	CANCEL CR 19-4721 NOT NEEDED
1044	07/09/19 09:46:30	MAKING ANNOUNCEMENTS FOR SECONDARY SEARCH OF BLDG
1044	07/09/19 09:46:35	MAKING ENTRY
1044	07/09/19 09:48:43	DUKE CLEARING DUE TO FUEL
1044	07/09/19 09:49:19	INT SEARCH PUSHING UPSTAIRS
1044	07/09/19 09:53:59	2ND FLOOR OF BLDG IS CLEAR
1044	07/09/19 10:06:27	STA 18 CSI IS 1097
1201	07/09/19 10:24:24	QN,R15 [REDACTED] , [REDACTED] , [REDACTED] ,CA ,F
1201	07/09/19 10:24:55	QN,R15 [REDACTED] , [REDACTED] , [REDACTED] ,CA ,F
1201	07/09/19 10:30:03	QN,R15 [REDACTED] , [REDACTED] , [REDACTED] ,CA ,F
1044	07/09/19 10:36:52	PER 812 - JOHN DOE AT OC GLOBAL
1044	07/09/19 10:39:25	CLEARING BLDG - 1 BLDG WEST OF PRIMARY BLDG
1044	07/09/19 10:39:55	#262 IS CLEAR



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1044	07/09/19 10:41:51	#133 IS CLEAR
1044	07/09/19 10:44:09	#523 IS CLEAR
1044	07/09/19 10:48:26	#711 CLEAR
1044	07/09/19 10:48:33	#21 IS CLEAR
1044	07/09/19 10:49:19	71J AND 71A CLEAR
1044	07/09/19 10:49:25	71G IS CLEAR
1044	07/09/19 10:49:35	71H IS CLEAR
1044	07/09/19 10:49:41	71B SECURE
1044	07/09/19 10:50:20	71D IS SECURE
1044	07/09/19 10:50:46	71E AND 71F ARE SECURE
1044	07/09/19 10:51:40	MAKE ENTRY INTO 20A
1044	07/09/19 10:54:58	20A IS SECURE
1044	07/09/19 10:58:41	CLEARING BLDG #20B
1044	07/09/19 11:01:46	20B IS CLEAR
1044	07/09/19 11:08:39	CLEARING BLDG 90
1044	07/09/19 11:10:53	90 IS SECURE CKG 533
1044	07/09/19 11:14:36	932 NTH SIDE OF BLDG #533 FOUND,,CKG
1044	07/09/19 11:16:46	BLDG #533 CLEAR
1044	07/09/19 11:29:51	FOOT PC OF NTH SIDE OF BASE COMPLETED
1044	07/09/19 12:05:09	CHANNEL 2 NEWS IS AT THE ARMSTRONG GATE
1044	07/09/19 12:18:13	STA 39 UNITS ARE CLEAR,,CONTROL CANCELLED THE PATCH PER L3
1044	07/09/19 12:29:34	MEDIA AIRSHIP OVERHEAD
1044	07/09/19 13:05:47	ALL 39 UNITS CLEAR FROM THE SCENE
1044	07/09/19 13:18:51	MANNY NEEDS SOMEONE FROM PUBLIC WORKS TO CALL HIS CELL PHONE
1044	07/09/19 14:05:22	STA 18 CSI IS COMPLETED,,RELEASED TO OUR CSI TO BEGIN OUR INVESTIGATION
1044	07/09/19 14:12:05	CORR 19-4721 WILL NOW BE USED FOR THE WARRANT ARREST
1044	07/09/19 14:48:32	L3 WILL HAVE FIELD SERVICES COME BACK OUT
1044	07/09/19 14:48:43	CSI IS COMPLETE AND THE BLDG IS READY TO BE SECURED
1257	07/09/19 14:55:19	QO,122 [REDACTED],CA
1257	07/09/19 14:55:41	^DL FOR ORIG RP [REDACTED]
1044	07/09/19 15:16:59	FIELD SERVICES 1097
1149	07/09/19 16:19:24	ARR/CITE/RLSD: [REDACTED], [REDACTED], [REDACTED] CPC 849B
1149	07/09/19 16:19:52	ARR/CITE/RLSD: [REDACTED], [REDACTED], [REDACTED] CPC 849B
1044	07/09/19 16:54:57	CORR ON CR'S = AGAIN CANCELLING 4721 NOT NEEDED PER INV NGUYEN
1348	07/09/19 17:30:11	FCN/3951919000651 APS ENTRY CDL SER [REDACTED] EVIDENCE
1348	07/09/19 17:33:45	FCN/3951919000656 APS ENTRY US SS CARD SER [REDACTED] EVIDENCE
1333	07/09/19 18:10:57	1015
1333	07/09/19 18:13:54	ARR/BOOK/OCJ:MARTINEZ,FREDDIE [REDACTED] PC 245 (C) , 148 (A) 1 ,166 (C) 1, 602 (M),



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History:							
Unit	Empl	Empl2	Date & Time	CMD	Type	Location	User
			07/09/19 06:12:18	RC	602	ARMSTRONG / VALENCIA AVE	1257
121	1252		07/09/19 07:03:44	DI	602	ARMSTRONG / VALENCIA AVE	1044
111	1096		07/09/19 07:03:47	DI	602	ARMSTRONG / VALENCIA AVE	1044
111	1096		07/09/19 07:10:00	UA	602	ARMSTRONG / VALENCIA AVE	1044
121	1252		07/09/19 07:10:00	UA	602	ARMSTRONG / VALENCIA AVE	1044
111	1096		07/09/19 07:15:27	SC	602	W/SUBJ ARMS S/O VAL	1044
121	1252		07/09/19 07:15:29	SC	602	W/SUBJ ARMS S/O VAL	1044
112	1031	1342	07/09/19 07:23:39	DI	602	ARMSTRONG / VALENCIA AVE	1044
112	1031	1342	07/09/19 07:23:52	SC	602	ARMSTRONG S/O VAL	1044
112	1031	1342	07/09/19 07:31:37	UA	602	ARMSTRONG S/O VAL	1044
121	1252		07/09/19 07:35:43	SC	602	AREA CK	1044
112	1031	1342	07/09/19 07:35:49	SC	602	AREA CK	1044
S11			07/09/19 08:03:02	DI	602	ARMSTRONG / VALENCIA AVE	1044
S11	988		07/09/19 08:03:02	SO	602	ARMSTRONG / VALENCIA AVE	1044
S11			07/09/19 08:03:02	SF	602	ARMSTRONG / VALENCIA AVE	1044
S11	988		07/09/19 08:09:38	UA	602	ARMSTRONG / VALENCIA AVE	1044
121	1252		07/09/19 08:09:46	SC	602	AREA CK	1044
S11	988		07/09/19 08:09:54	SC	602	AREA CK	1044
S11	988		07/09/19 08:11:04	SC	602	ARMSTRONG / VALENCIA AVE	1044
S11	988		07/09/19 08:11:14	SC	602	ARMSTRONG S/O VAL	1044
111	1096		07/09/19 08:14:53	SC	602	AREA CK	1044
A1	1089		07/09/19 08:18:11	DI	602	ARMSTRONG / VALENCIA AVE	1044



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122	1346	07/09/19 08:18:40	DI	602	ARMSTRONG / VALENCIA AVE	1044
113	1355	07/09/19 08:18:49	DI	602	ARMSTRONG / VALENCIA AVE	1044
M2	1154	07/09/19 08:19:08	DI	602	ARMSTRONG / VALENCIA AVE	1044
M1	728	07/09/19 08:19:14	DI	602	ARMSTRONG / VALENCIA AVE	1044
M2	1154	07/09/19 08:20:45	UA	602	ARMSTRONG / VALENCIA AVE	1044
113	1355	07/09/19 08:21:43	UA	602	ARMSTRONG / VALENCIA AVE	1044
122	1346	07/09/19 08:21:48	UA	602	ARMSTRONG / VALENCIA AVE	1044
S14		07/09/19 08:22:01	AS	602	ARMSTRONG / VALENCIA AVE	1044
L4		07/09/19 08:22:07	AS	602	ARMSTRONG / VALENCIA AVE	1044
A1	1089	07/09/19 08:22:37	UA	602	ARMSTRONG / VALENCIA AVE	1044
M1	728	07/09/19 08:22:53	UA	602	ARMSTRONG / VALENCIA AVE	1044
3400		07/09/19 08:25:38	AS	602	ARMSTRONG / VALENCIA AVE	1044
L3		07/09/19 08:25:45	AS	602	ARMSTRONG / VALENCIA AVE	1044
S13		07/09/19 08:26:45	AS	602	ARMSTRONG / VALENCIA AVE	1044
C4	1278	07/09/19 08:28:36	SF	245	ARMSTRONG / VALENCIA AVE	1044
C4	1278	07/09/19 08:28:36	AS	602	ARMSTRONG / VALENCIA AVE	1044
D10		07/09/19 08:29:23	AS	602	ARMSTRONG / VALENCIA AVE	1044
A1	1089	07/09/19 08:30:42	QN		██████████, ██████████ ██████████ CA ,M	1257
M2	1154	07/09/19 08:32:54	SC	602	STH BLD INT CHK	1044
M1	728	07/09/19 08:32:57	SC	602	STH BLD INT CHK	1044
A1	1089	07/09/19 08:34:12	SC	602	WST SIDE BLDG-UTLT RM	1044
122	1346	07/09/19 08:34:15	SC	602	WST SIDE BLDG-UTLT RM	1044
A1	1089	07/09/19 08:36:30	SC	602	AREA SCH - NTH SIDE FENCE	1044



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122	1346		07/09/19 08:36:33	SC	602	AREA SCH - NTH SIDE FENCE	1044
810			07/09/19 08:36:39	AS	602	ARMSTRONG / VALENCIA AVE	1044
A1	1089		07/09/19 08:38:27	QN		██████, ██████ ██████ CA ,F	1257
A1	1089		07/09/19 08:38:52	QN		████████████████████,CA ,M	1257
A1	1089		07/09/19 08:40:11	QN		MARTINEZ ,FREDDIE ██████,CA ,M	1257
112	1031	1342	07/09/19 08:40:35	SC	602	ENR W/AMB C3 OC GLOBAL	1044
113	1355		07/09/19 08:42:04	SC	602	ARMSTRONG / VALENCIA AVE	1044
C3	1264		07/09/19 08:42:10	AS	602	ARMSTRONG / VALENCIA AVE	1044
B10	1356		07/09/19 08:42:55	AS	602	ARMSTRONG / VALENCIA AVE	1044
B10	1356		07/09/19 08:43:06	SC	602	ENR W/CP	1044
B10	1356		07/09/19 08:43:06	SF	602	ENR W/CP	1044
B10	1347		07/09/19 08:43:06	SO	602	ENR W/CP	1044
			07/09/19 08:46:21	MR	245	TY:TRESPASS	1044
			07/09/19 08:46:21	MR	602	TY:602	1044
112	1031	1342	07/09/19 08:47:01	SC	245	OC GLOBAL	1044
A1	1089		07/09/19 08:47:22	QO		D7410352 ,CA	1257
813			07/09/19 08:48:38	AS	245	ARMSTRONG / VALENCIA AVE	1044
L5			07/09/19 08:50:47	AS	245	ARMSTRONG / VALENCIA AVE	1044
813			07/09/19 08:54:33	SC	245	ARMSTRONG / VALENCIA AVE	1044
812			07/09/19 08:54:49	AS	245	ARMSTRONG / VALENCIA AVE	1044
812			07/09/19 08:54:55	SC	245	ENR OC GLOBAL	1044
L5			07/09/19 08:56:07	SC	245	ARMSTRONG / VALENCIA AVE	1044
M1	728		07/09/19 08:57:44	SC	245	NW - ARM/VAL	1044



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D10		07/09/19 08:57:49	SC	245	DTA	1201
D10		07/09/19 08:57:54	SC	245	STA	1201
M2	1154	07/09/19 08:57:56	SC	245	VAL E/O NTH HANG	1044
A1	1089	07/09/19 09:00:53	QN		[REDACTED],CA ,M	1257
M2	1154	07/09/19 09:03:02	SC	245	N/E CORNER	1044
A1	1089	07/09/19 09:03:10	SC	245	NTH DOOR PRIM BLDG	1044
K1		07/09/19 09:03:51	DI	245	ARMSTRONG / VALENCIA AVE	1044
K1		07/09/19 09:04:01	SC	245	ENR ARMS/VAL - 15 MIN ETA	1044
C3	1264	07/09/19 09:04:46	SC	245	CRIME SCENE LOG	1044
812		07/09/19 09:05:02	SC	245	OC GLOBAL	1044
122	1346	07/09/19 09:06:21	SC	245	1019 S/SUBJ	1044
113	1355	07/09/19 09:06:27	SC	245	1019 W/SUBJ	1044
122	1346	07/09/19 09:06:32	SC	245	1019 W/SUBJ	1044
122	1346	07/09/19 09:09:21	SC	245	ENR STA W/F	1044
113	1355	07/09/19 09:09:24	SC	245	ENR STA W/F	1044
111	1096	07/09/19 09:10:34	SC	245	ARMSTRONG / VALENCIA AVE	1044
121	1252	07/09/19 09:10:36	SC	245	ARMSTRONG / VALENCIA AVE	1044
M1	728	07/09/19 09:11:25	SC	245	SW CORNER	1044
C3	1264	07/09/19 09:14:39	SC	245	NTH DOORS - CRIME SCENE LOG	1044
A1	1089	07/09/19 09:14:42	SC	245	NTH DOORS - CRIME SCENE LOG	1044
K1		07/09/19 09:15:27	UA	245	ENR ARMS/VAL - 15 MIN ETA	1044
K1		07/09/19 09:15:30	SC	245	ARMSTRONG / VALENCIA AVE	1044
113	1355	07/09/19 09:19:21	SC	245	1015S	1044



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			07/09/19 09:23:09	GC		CR1900004721TU	1149
R15			07/09/19 09:23:10	AS	245	ARMSTRONG / VALENCIA AVE	1201
R15			07/09/19 09:23:27	SC	245	STA W/M AND F 10-15	1201
			07/09/19 09:25:40	GC		CR1900004722TU	1044
112	1031	1342	07/09/19 09:26:52	SC	245	ENR BACK TO SCENE	1044
			07/09/19 09:29:49	MR	245	RF [REDACTED]	1257
			07/09/19 09:30:06	MR	245	RA:WALKING	1257
122	1346		07/09/19 09:30:27	SC	245	ENR ARMSTRONG	1257
113	1355		07/09/19 09:30:30	SC	245	ENR ARMSTRONG	1257
813			07/09/19 09:34:52	SC	245	STATION SEARCH WARRANT	1149
112	1031	1342	07/09/19 09:39:10	SC	245	ARMSTRONG / VALENCIA AVE	1044
113	1355		07/09/19 09:40:33	SC	245	ARMSTRONG / VALENCIA AVE	1044
122	1346		07/09/19 09:40:34	SC	245	ARMSTRONG / VALENCIA AVE	1044
L2			07/09/19 09:41:23	AS	245	ARMSTRONG / VALENCIA AVE	1044
111	1096		07/09/19 09:45:41	SC	245	STA	1257
121	1252		07/09/19 09:45:43	SC	245	STA	1257
L2			07/09/19 09:46:04	SC	245	ARMSTRONG / VALENCIA AVE	1044
S11	988		07/09/19 09:49:05	SC	245	ARMSTRONG S/O VAL	1044
B10	1347		07/09/19 09:57:05	SC	245	W/COMMAND POST	1044
B30	1339		07/09/19 10:08:40	AS	245	ARMSTRONG / VALENCIA AVE	1257
B40	1344		07/09/19 10:08:40	AS	245	ARMSTRONG / VALENCIA AVE	1257
B40	1344		07/09/19 10:09:03	SC	245	VAL EO ARMSTRONG	1257
B30	1339		07/09/19 10:14:32	SC	245	ARMSTRONG / VALENCIA AVE	1044



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R15		07/09/19 10:24:23	QN		[REDACTED]	CA ,F	1201
R15		07/09/19 10:24:53	QN		[REDACTED]	CA ,F	1201
M1	728	07/09/19 10:25:37	SC	245	@ CP		1044
M2	1154	07/09/19 10:25:51	SC	245	@CP		1044
S13		07/09/19 10:27:46	SC	245	@CP		1044
S11	988	07/09/19 10:28:02	SC	245	ARMSTRONG / VALENCIA AVE		1044
R15		07/09/19 10:30:02	QN		[REDACTED] , [REDACTED] , [REDACTED]	CA ,F	1201
		07/09/19 10:31:12	GC		AR1900001357TU		1257
S11	988	07/09/19 10:32:20	SC	245	FOOT - CLEARING BASE		1044
S13		07/09/19 10:32:24	SC	245	FOOT - CLEARING BASE		1044
M1	728	07/09/19 10:32:31	SC	245	FOOT - CLEARING BASE		1044
M2	1154	07/09/19 10:32:35	SC	245	FOOT - CLEARING BASE		1044
		07/09/19 10:32:55	GC		AR1900001358TU		1201
D10		07/09/19 10:36:05	SC	245	STA		1044
812		07/09/19 10:43:03	SC	245	OC GLOBAL		1044
A1	1089	07/09/19 10:53:03	SC	245	NTH DOORS - CRIME SCENE LOG		1044
A1	1089	07/09/19 10:53:05	SC	245	NTH DOORS - CRIME SCENE LOG		1257
C3	1264	07/09/19 10:53:06	SC	245	NTH DOORS - CRIME SCENE LOG		1044
R15		07/09/19 11:01:08	SC	245	STA W/M AND F 10-15		1044
813		07/09/19 11:13:07	SC	245	STATION SEARCH WARRANT		1044
M2	1154	07/09/19 11:20:21	SC	245	DAPHNES - THE DISTRICT		1257
A1	1089	07/09/19 11:23:06	SC	245	NTH DOORS - CRIME SCENE LOG		1257
121	1252	07/09/19 11:24:09	SC	245	STA		1044



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111	1096		07/09/19 11:24:12	SC	245	STA	1044
M2	1154		07/09/19 11:25:15	SC	245	ARMSTRONG / VALENCIA AVE	1257
S13			07/09/19 11:29:09	SC	245	@CP	1044
S11	988		07/09/19 11:29:18	SC	245	@CP	1044
S13			07/09/19 11:29:23	SC	245	@CP	1044
M1	728		07/09/19 11:29:30	SC	245	@CP	1044
M2	1154		07/09/19 11:29:35	SC	245	@CP	1044
L5			07/09/19 11:31:20	CC	245	Dispo:	1044
S14			07/09/19 11:31:22	CC	245	Dispo:	1044
B10	1347		07/09/19 11:35:07	SC	245	W/COMMAND POST	1044
112	1031	1342	07/09/19 11:45:15	SC	245	ENR STA	1044
B40	1344		07/09/19 11:47:13	SC	245	VAL EO ARMSTRONG	1044
122	1346		07/09/19 11:49:20	SC	245	VALENCIA/ARMSTRONG	1044
113	1355		07/09/19 11:49:44	SC	245	VALENCIA E/O COLUMBUS SQUARE	1044
A1	1089		07/09/19 11:53:19	SC	245	NTH DOORS - CRIME SCENE LOG	1044
112	1031	1342	07/09/19 11:55:15	SC	245	STA	1044
B40	1344		07/09/19 12:02:05	SC	245	VAL EO ARMSTRONG	1044
D10			07/09/19 12:15:05	SC	245	STA	1044
510	1249		07/09/19 12:15:59	AS	245	ARMSTRONG / VALENCIA AVE	1044
510	1249		07/09/19 12:16:02	SO	245	STA	1044
510	1249		07/09/19 12:16:02	SF	245	STA	1044
510	1249		07/09/19 12:16:02	SC	245	STA	1044
812			07/09/19 12:22:05	SC	245	OC GLOBAL	1044



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C5	1305	1340	07/09/19 12:28:04	DI	245	ARMSTRONG / VALENCIA AVE	1044
C3	1264		07/09/19 12:32:08	SC	245	NTH DOORS - CRIME SCENE LOG	1044
R15			07/09/19 12:40:07	SC	245	STA W/M AND F 10-15	1044
3400			07/09/19 12:44:48	SC	245	STA	1044
810			07/09/19 12:49:01	SC	245	STA	1044
B10	1347		07/09/19 12:50:09	SC	245	@CP	1044
C5	1305	1340	07/09/19 12:50:15	UA	245	ARMSTRONG / VALENCIA AVE	1044
813			07/09/19 12:52:13	SC	245	STATION SEARCH WARRANT	1257
K1			07/09/19 12:54:56	SC	245	ARMSTRONG GATE	1044
L2			07/09/19 12:55:01	SC	245	ARMSTRONG GATE	1044
L3			07/09/19 12:55:07	SC	245	ARMSTRONG GATE	1044
L4			07/09/19 12:55:13	SC	245	ARMSTRONG GATE	1044
C5	1305	1340	07/09/19 12:55:19	SC	245	ARMSTRONG GATE	1044
C4	1278		07/09/19 12:55:27	SC	245	ARMSTRONG GATE	1044
M1	728		07/09/19 13:01:27	SC	245	NTH DOORS - CRIME SCENE LOG	1044
M2	1154		07/09/19 13:01:29	SC	245	NTH DOORS - CRIME SCENE LOG	1044
A1	1089		07/09/19 13:03:04	SC	245	@CP	1044
121	1252		07/09/19 13:03:10	SC	245	STA	1044
121	1252		07/09/19 13:03:10	SC	245	STA	1044
111	1096		07/09/19 13:03:22	SC	245	STA	1257
111	1096		07/09/19 13:03:24	SC	245	STA	1044
S11	988		07/09/19 13:07:04	SC	245	@CP	1044
S13			07/09/19 13:07:06	SC	245	@CP	1044



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122	1346		07/09/19 13:27:09	SC	245	VALENCIA/ARMSTRONG	1044
113	1355		07/09/19 13:28:06	SC	245	VALENCIA E/O COLUMBUS SQUARE	1044
112	1031	1342	07/09/19 13:33:06	SC	245	STA	1044
B40	1344		07/09/19 13:41:06	SC	245	VAL EO ARMSTRONG	1044
112	1031	1342	07/09/19 13:46:47	CC	245	Dispo:	1044
111	1096		07/09/19 13:49:30	CC	245	Dispo:	1149
121	1252		07/09/19 13:49:38	CC	245	Dispo:	1149
510	1249		07/09/19 13:54:31	SC	245	STA	1257
510	1249		07/09/19 13:54:31	SO	245	STA	1249
510	1249		07/09/19 13:54:31	SF	245	STA	1249
D10			07/09/19 13:54:38	SC	245	STA	1044
D10			07/09/19 13:54:38	SC	245	STA	1257
113	1355		07/09/19 13:55:59	SC	245	@CP	1044
122	1346		07/09/19 13:56:53	SC	245	@ CP	1044
812			07/09/19 14:01:04	SC	245	OC GLOBAL	1044
C3	1264		07/09/19 14:11:05	SC	245	NTH DOORS - CRIME SCENE LOG	1044
R15			07/09/19 14:19:05	SC	245	STA W/M AND F 10-15	1044
3400			07/09/19 14:23:38	SC	245	STA	1044
510	1249		07/09/19 14:24:52	SC	245	ARMSTRONG / VALENCIA AVE	1044
510	1249		07/09/19 14:25:12	CC	245	Dispo:	1044
M2	1154		07/09/19 14:26:13	CC	245	Dispo:	1044
810			07/09/19 14:27:11	SC	245	STA	1044
B10	1347		07/09/19 14:28:09	SC	245	@CP	1044



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

C4	1278		07/09/19 14:33:57	SC	245	ARMSTRONG GATE	1044
C5	1305	1340	07/09/19 14:34:00	SC	245	ARMSTRONG GATE	1044
K1			07/09/19 14:34:03	SC	245	ARMSTRONG GATE	1044
L2			07/09/19 14:34:05	SC	245	ARMSTRONG GATE	1044
L3			07/09/19 14:34:09	SC	245	ARMSTRONG GATE	1044
L4			07/09/19 14:34:12	SC	245	ARMSTRONG GATE	1044
122	1346		07/09/19 14:35:25	SC	245	VALENCIA/ARMSTRONG	1044
113	1355		07/09/19 14:36:52	SC	245	VALENCIA W/O KENSINGTON PARK	1044
M1	728		07/09/19 14:39:12	SC	245	NTH DOORS - CRIME SCENE LOG	1044
A1	1089		07/09/19 14:41:17	SC	245	@CP	1044
S13			07/09/19 14:46:18	SC	245	@CP	1044
S11	988		07/09/19 14:46:22	SC	245	@CP	1044
113	1355		07/09/19 14:52:07	CC	245	Dispo:	1044
T31	1193		07/09/19 14:53:41	AS	245	ARMSTRONG / VALENCIA AVE	1044
T31	1193		07/09/19 14:53:55	SC	245	ENR STA - P/U EQUIP	1044
122	1346		07/09/19 14:55:19	QO		██████████	1257
122	1346		07/09/19 14:56:52	SC	245	ENR STA W/RP ██████████	1044
C3	1264		07/09/19 14:57:05	SC	245	EP/BUSY STA EVIDENCE PROCESS	1044
C4	1278		07/09/19 14:57:08	SC	245	EP/BUSY STA EVIDENCE PROCESS	1044
S11	988		07/09/19 14:58:11	CC	245	Dispo:	1044
112	1031	1342	07/09/19 15:02:42	AS	245	ARMSTRONG / VALENCIA AVE	1044
112	1031	1342	07/09/19 15:02:51	SC	245	FU - OC GLOBAL	1044
S13			07/09/19 15:04:43	CC	245	Dispo:	1044



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

122	1346		07/09/19 15:06:00	SC	245	STA W/RP [REDACTED]	1044
L2			07/09/19 15:14:57	CC	245	Dispo:	1044
L3			07/09/19 15:15:01	CC	245	Dispo:	1044
L4			07/09/19 15:15:07	CC	245	Dispo:	1044
D10			07/09/19 15:15:52	CC	245	Dispo:	1044
K1			07/09/19 15:16:00	CC	245	Dispo:	1044
C3	1264		07/09/19 15:19:36	CC	245	Dispo:	1044
C4	1278		07/09/19 15:19:37	CC	245	Dispo:	1044
B40	1344		07/09/19 15:20:28	SC	245	VAL EO ARMSTRONG	1044
3400			07/09/19 15:27:21	CC	245	Dispo:	1044
122	1346		07/09/19 15:34:44	CC	245	Dispo:	1044
812			07/09/19 15:40:19	SC	245	OC GLOBAL	1044
812			07/09/19 15:40:19	SF	245	OC GLOBAL	1044
B10	1347		07/09/19 15:45:08	CC	245	Dispo:	1044
B30	1339		07/09/19 15:45:11	CC	245	Dispo:	1044
B40	1344		07/09/19 15:45:15	CC	245	Dispo:	1044
813			07/09/19 15:45:29	SC	245	CT/COURT	1044
C5	1305	1340	07/09/19 15:45:34	CC	245	Dispo:	1044
M1	728		07/09/19 15:45:38	CC	245	Dispo:	1044
T31	1193		07/09/19 15:50:45	SC	245	RW/T	1193
T31	1193		07/09/19 15:51:45	CC	245	Dispo:	1044
R15			07/09/19 15:58:19	SC	245	STA W/M AND F 10-15	1044
813			07/09/19 15:58:32	SC	245	ENR OC GLOBAL	1044



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

C4	1278		07/09/19 15:59:16	AS	245	ARMSTRONG / VALENCIA AVE	1044
C4	1278		07/09/19 15:59:26	SC	245	ENR [REDACTED]	1044
810			07/09/19 16:06:38	SC	245	STA	1044
813			07/09/19 16:12:06	SC	245	OC GLOBAL	1044
C4	1278		07/09/19 16:13:09	CC	245	Dispo:	1044
A1	1089		07/09/19 16:18:01	CC	245	Dispo:	1044
R15			07/09/19 16:29:03	CC	245	Dispo:	1149
813			07/09/19 16:39:37	SC	245	STA	1044
112	1031	1342	07/09/19 16:41:06	SC	245	FU - OC GLOBAL	1044
112	1031	1342	07/09/19 16:46:32	CC	245	Dispo:	1044
810			07/09/19 16:57:32	CC	245	Dispo:	1044
220	1273		07/09/19 17:06:26	AS	245	ARMSTRONG / VALENCIA AVE	1044
220	1273		07/09/19 17:06:31	SC	245	OC GLOBAL	1044
220	1273		07/09/19 17:14:26	SC	245	OC GLOBAL - ICU-31	1044
812			07/09/19 17:18:33	CC	245	Dispo:	1044
813			07/09/19 17:50:14	CC	245	Dispo:	1044
			07/09/19 18:11:17	GC		AR1900001363TU	1333
220	1273		07/09/19 18:52:05	SC	245	OC GLOBAL - ICU-31	1322
220	1273		07/09/19 18:52:05	SF	245	OC GLOBAL - ICU-31	1333
321	1310		07/09/19 23:23:23	SO	245	ARMSTRONG / VALENCIA AVE	1333
321			07/09/19 23:23:23	SF	245	ARMSTRONG / VALENCIA AVE	1333
321			07/09/19 23:23:23	DI	245	ARMSTRONG / VALENCIA AVE	1333
321	1310		07/09/19 23:26:59	SC	245	OC GLOBAL- ICU-31	1333



Tustin Police Department

Call For Service

Generated by 1263 on 7/10/2019

321	1310	07/09/19 23:27:19	UA	245	OC GLOBAL- ICU-31	1333
321	1310	07/09/19 23:33:47	SC	245	OC GLOBAL- ICU-31	1333
321	1310	07/09/19 23:33:47	SC	245	OC GLOBAL- ICU-31	1333
321	1310	07/10/19 01:12:17	SC	245	OC GLOBAL- ICU-31	1333
321	1310	07/10/19 01:12:17	SC	245	OC GLOBAL- ICU-31	1333
220	1273	07/10/19 02:32:52	CC	245	Dispo:	1333
321	1310	07/10/19 02:50:07	SC	245	OC GLOBAL- ICU-31	1322
222	1250	07/10/19 05:52:05	SO	245	ARMSTRONG / VALENCIA AVE	1333
222		07/10/19 05:52:05	SF	245	ARMSTRONG / VALENCIA AVE	1333
222		07/10/19 05:52:05	AS	245	ARMSTRONG / VALENCIA AVE	1333
222	1250	07/10/19 05:52:36	SC	245	OC GLOBAL-ICU-31	1333
321	1310	07/10/19 06:13:08	CC	245	Dispo:	1149
222	1250	07/10/19 07:31:10	SC	245	OC GLOBAL-ICU-31	1149
810		07/10/19 09:17:39	AS	245	ARMSTRONG / VALENCIA AVE	1149
810		07/10/19 09:17:43	SC	245	OCG	1149
810		07/10/19 10:03:13	CC	245	Dispo:	1149
621	1271	07/10/19 14:28:00	DI	245	ARMSTRONG / VALENCIA AVE	1149
621	1271	07/10/19 14:28:12	SC	245	OCG ICU 31	1149
621	1271	07/10/19 14:49:52	CC	245	Dispo:	1044

**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
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3 NAME (LAST, FIRST, MIDDLE)		4 OCCUPATION	5 D.O.B.	6 SEX <input type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input type="checkbox"/> 4 IND <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	<input type="checkbox"/> 1 WHT <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN	<input type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 7 FIL
6 RESIDENCE ADDRESS		9 CITY	STATE	ZIP CODE	10 RES. PHONE ()		
11 CODE SECTION PC 245	12 CRIME Officer Involved	13 CLASSIFICATION Shooting		14 REFER OTHER REPORTS			
15 LOCATION Marine Base building #226		16 RD	17 DATE 07/09/19	18 TIME 0830			

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:

-ADDITIONAL INFORMATION-

ATTN: DATA ENTRY CLERK - ENTER DESCRIPTIONS OF SCARS, MARKS, TATTOOS FROM SUSPECT PAGE.

21 NARRATIVE:

22 REPORTING OFFICER / ID NO. Avila #1175	23 DATE 7/10/19	24 APPROVED BY / ID NO. D NGUYEN #1151	25 DATE 07/10/19
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Tustin Police Department Supplemental Evidence Report

Offense: PC 245 Assault w/deadly weapon /OIS	Date: 07/09/2019	Time: 0830
Location of Incident: Armstrong /Valencia Ave.		
Where Performed: Same	Requested by: Sgt. Jeff Taylor #1062	
Victim: Officers M. Jankowski #1252 / C. Mitchell #1096	Suspect: Freddie Martinez	

NARRATIVE

On 07/09/19 at approximately 0830 hours, during a training class in the City of Riverside, Detective Ryan Newton #1147 received a call from Sergeant Jeff Taylor #1062. He requested we respond back to the City of Tustin to assist with an Officer Involved Shooting that just occurred. We immediately left class and arrived on the scene located at Armstrong/Valencia at approximately 0920 hours. When we arrived, I was tasked with scribing and documenting the locations of all the responding officers to assist with the scene.

At approximately 1042 hours, I was relieved from my duties as a scribe by Police Services Officer Alysia Cornell #1264. Per the request of Sergeant Taylor, I was advised to conduct a walk-thru with District Attorney Investigator Kendrick and Station 18 Crime Scene Investigators. Please refer to DA Investigator Kendrick's report 19-012SA for further details.

At approximately 1403 hours, DA Investigator Kendrick and Station 18 Crime Scene Investigators cleared the scene. Per the request of Detective David Nguyen #1151, he requested TPD Crime Scene Investigators to photograph the interior of the building and to collect the personal belongings of Freddie Martinez.

At approximately 1406 hours, Crime Scene Investigators, Cornell #1264, Chen #1278, and De Loera #1305 responded to my location to assist me with the scene. Under my direction, they photographed and collected items of evidence. Please refer to their reports for further details.

At approximately 1448 hours, we cleared the scene and returned back to TPD.

Tustin Police Department Supplemental Evidence Report

Offense: PC 245 /OIS	Date: 07/09/19	Time: 0828
Location of Incident: Armstrong/Valencia		
Where Performed: Same	Requested by: Inv. D. Avila #1175	
Victim: Officer M. Jankowski #1252, Officer C. Mitchell #1096	Suspect: Martinez, Freddie [REDACTED]	

NARRATIVE

On 07/09/19 at approximately 0828 hours, I responded to Armstrong/Valencia to assist with collecting evidence. Upon arrival, I met with Investigator D. Avila #1175 and she requested I take photos of the east gate entrance off Armstrong where a "No Trespassing" sign was hanging. After taking the photos of the gate, Investigator Avila, PSO Cornell #1264 and I conducted a walk-through of the building.

Prior to collecting any evidence, PSO Cornell photographed the interior of the building. After the photographs were taken, under the direction of Investigator Avila, I collected the following from the east room (the items collected were located on a chair adjacent to the entry way of the front door)

- Arizona blue jeans

Inside the Arizona blue jeans, I located the following:

- Black wallet containing: CDL# [REDACTED] and SSN# [REDACTED] both belonging to Freddie Martinez
- \$39 cash
- Red folding knife with wooden handle
- Pliers
- Black folding knife
- Metal dagger
- Pocket flashlight
- Multi tool knife with fork
- Miscellaneous keys
- Copy of CDL [REDACTED]
- Coin Purse
- Coins: \$8.19 (located inside coin purse)
- Plastic bag containing unknown white substance (located inside coin purse)

The following were collected from the chair underneath the Arizona blue jeans:

- Fila shoes
- Hurley hat

All of the evidence collected were secured in my unit and transported back to TPD.

Upon returning to TPD, PSO Cornell took close up photos of all the evidence collected. I booked all collected evidence into TPD Property. I had TPD Records enter the CDL and SSN as evidence into APS. See attached.

The photographs were uploaded to TPD Server.

I request this report be attached to the original report.

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR#	19-4722
2 REFER OTHER REPORTS	

ORIG
 SUPP

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)
5	MARTINEZ, FREDDIE		

PROP. CODES	D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W&I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES	C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
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ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	JEANS	ARIZONA	32X29		
	10 COLOR(S)		11 DESCRIPTION				
	BLU		ARIZONA JEANS w/BLK BELT				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM		13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12 EAST ROOM		J	L#34	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
2	E	1	WALLET	UNK			
	23 COLOR(S)		24 DESCRIPTION				
	BLK		WALLET w/ CASH # [REDACTED] \$55N [REDACTED]				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
25 PREMISE / AREA / ROOM TAKEN FROM		26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		J	L#34	

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
3	E	1	CURRENCY				\$39.00
	36 COLOR(S)		37 DESCRIPTION				
			\$39.00 CASH FROM WALLET				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
38 PREMISE / AREA / ROOM TAKEN FROM		39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		J	L#34	

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
4	E	1	FADING KNIFE				
	49 COLOR(S)		50 DESCRIPTION				
	RED		WITH WOODEN HANDLE				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
51 PREMISE / AREA / ROOM TAKEN FROM		52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		J	L#34	

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
5	E	1	PLIERS	COMMERCIAL ELECTRIC			
	62 COLOR(S)		63 DESCRIPTION				
	GRN		w/ GRN HANDLE				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
64 PREMISE / AREA / ROOM TAKEN FROM		65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		J	L#34	

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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG 1 OF 4
E. CHEN	1218	07/09/19				

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR#	19-4722
2 REFER OTHER REPORTS	

ORIG SUPP

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)
J	MARTINEZ, FREDDIE		

PROP. CODES	D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W&I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES	C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
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ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
6	E	1	FOLDING KNIFE				
	10 COLOR(S)		11 DESCRIPTION				
	BLK						

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM	13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
EAST ROOM	S	L#34		

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
7	E	1	DAGGER				
	23 COLOR(S)		24 DESCRIPTION				
	METAL						

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
25 PREMISE / AREA / ROOM TAKEN FROM	26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
#12	S	L#34		

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
8	E	1	FLASHLIGHT				
	36 COLOR(S)		37 DESCRIPTION				
	SIL		PUCKET LIGHT				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
38 PREMISE / AREA / ROOM TAKEN FROM	39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
#12	S	L#34		

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
9	E	1	MULTI TOOL KNIFE				
	49 COLOR(S)		50 DESCRIPTION				
			WITH A FORK				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
51 PREMISE / AREA / ROOM TAKEN FROM	52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
#12	S	L#34		

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
10	E	1	MISC. KEYS				
	62 COLOR(S)		63 DESCRIPTION				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
64 PREMISE / AREA / ROOM TAKEN FROM	65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
#12	S	L#34		

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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG 2 OF 4
E. CHEN	1016	07/09/19				

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR#	19-1722
2 REFER OTHER REPORTS	

ORIG
 SUPP

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)
J	MARTINEZ, FREDDIE		

PROP. CODES	D=DISPOSAL REQ E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W & I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES	C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
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ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
11	E	1	DOCUMENT				
	10 COLOR(S)		11 DESCRIPTION				
			COPY OF CDL # [REDACTED]				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM		13 SOURCE:	14 CURRENT LOCATION:	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
EAST ROOM		S	L#34	

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
12	E	1	COIN PURSE				
	23 COLOR(S)		24 DESCRIPTION				
	MULTI		CONTAINING ITEMS # 13 & 14				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
25 PREMISE / AREA / ROOM TAKEN FROM		26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		S	L#34	

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
13	E	1	COINS	USA			\$8.19
	36 COLOR(S)		37 DESCRIPTION				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
38 PREMISE / AREA / ROOM TAKEN FROM		39 SOURCE:	40 CURRENT LOCATION	41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		S	L#34	

ITEM NO.	42 TYPE	43 QTY	44 ARTICLE	45 BRAND	46 MODEL	47 SERIAL NO./OAN	48 VALUE
14	E	1	PLASTIC BAG				
	49 COLOR(S)		50 DESCRIPTION				
			CONTAINING UNK WITH POWDER				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
51 PREMISE / AREA / ROOM TAKEN FROM		52 SOURCE:	53 CURRENT LOCATION	54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		S	L#34	

ITEM NO.	55 TYPE	56 QTY	57 ARTICLE	58 BRAND	59 MODEL	60 SERIAL NO./OAN	61 VALUE
15	E	1	SLICES	FILA	10.5		
	62 COLOR(S)		63 DESCRIPTION				
	BLK						

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
64 PREMISE / AREA / ROOM TAKEN FROM		65 SOURCE:	66 CURRENT LOCATION	67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12		S	L#34	

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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG 3 OF 4
E. Carter	1078	07/09/19				

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# 19-4772
2 REFER OTHER REPORTS

ORIG
 SUPP

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 MARTINEZ, FREDDIE

PROP. CODES: D=DISPOSAL REQ. SK=SAFEKEEPING R=RECOVERED SEARCH WARRANT FINDER'S CLAIM C=CAGE R=REFRIGERATOR
E=EVIDENCE L=LOST S=STOLEN 5150 / 8102 W&I D.V./12028.5 PC F=FREEZER H=HAZ.MAT.
F=FOUND S/R=STOLEN/RECOV. L=LOCKER # V=VICTIM RETAINED

ITEM NO. 3 TYPE 4 QTY 5 ARTICLE 6 BRAND 7 MODEL 8 SERIAL NO./OAN 9 VALUE
10 COLOR(S) 11 DESCRIPTION
E 1 HAT HURLEY s/m

GUN TYPE Pistol Shotgun Other CATEGORY Auto Pump Revolver CALIBER: BARREL LENGTH:
 Rifle Combo Semi Auto Over / Under Other
12 PREMISE / AREA / ROOM TAKEN FROM 13 SOURCE: 14 CURRENT LOCATION 15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
EAST Room S LABA

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 CATEGORY Auto Pump Revolver CALIBER: BARREL LENGTH:
 Rifle Combo Semi Auto Over / Under Other
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 CATEGORY Auto Pump Revolver CALIBER: BARREL LENGTH:
 Rifle Combo Semi Auto Over / Under Other
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 CATEGORY Auto Pump Revolver CALIBER: BARREL LENGTH:
 Rifle Combo Semi Auto Over / Under Other
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 CATEGORY Auto Pump Revolver CALIBER: BARREL LENGTH:
 Rifle Combo Semi Auto Over / Under Other
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 4 OF 4
E. CHEN 1278 07/09/19

Tustin Police Department Supplemental Evidence Report

Offense: PC 245 / OIS		Date: 07-09-19	Time: 0842
Location of Incident: Armstrong / Valencia			
Where Performed: Armstrong / Valencia 300 Centennial Way		Requested by: Sgt. J. TAYLOR #1062	
Victim: Officer C. MITCHELL #1096 & Officer M. JANKOWSKI #1252		Suspect: MARTINEZ, Freddie	

NARRATIVE

On 07-09-19 at approximately 0842 hours, I responded to the area of Armstrong and Valencia to take photographs for this case. When I arrived, I contacted Sgt. TAYLOR #1062 who requested I take overall photographs of the exterior of building #226.

Using my digital camera, I took overall photographs of the exterior of building #226. I then returned to TPD and uploaded the photographs onto the TPD server.

At approximately 1417 hours, I returned to the scene and contacted Investigator D. AVILA #1175 who requested I take photographs of portions of the interior of building #226 and any evidence collected.

The building is an abandoned property which consists of two floors with three rooms located on the second floor.

It should be noted that the first photograph of my slate has the case #19-4721. This number was given to me in error and should have read 19-4722.

Using my digital camera, I took overall photographs of a room located downstairs and the three rooms upstairs. While upstairs in the room located on the east side, I took intermediate and close-up photographs of clothing items.

Police Services Officer: A. Cornell *AC #1264* ID Number: 1264

Approved by: *D #1151*

Tustin Police Department Supplemental Evidence Report

PSO CHEN #1278 collected the items and transported them back to TPD.

At TPD, I took close-up photographs of each item of evidence.

I downloaded the photographs onto a USB and booked it into TPD Property as evidence.

I request this supplemental report to be added to the original report.

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 19-1722
2 REFER OTHER REPORTS

ORIG
SUPP

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)

PRP. CODES: D=DISPOSAL REQ. SK=SAFEKEEPING 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
10 COLOR(S) 11 DESCRIPTION
E I USB DATA STICK PRO
132K USB w/ CRIME SCENE PHOTOGRAPHS

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
ARREST ROOM / VALENTIA L4722

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

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 CORNELL ID NUMBER 1264 DATE 07-10-19 SIGNATURE FOR RECEIPT PG OF

Tustin Police Department Supplemental Evidence Report

Offense: PC 245 Assault with a Deadly Weapon	Date: 07-09-19	Time: 1545
Location of Incident: Armstrong Ave / Valencia Rd		
Where Performed: Armstrong Ave / Valencia Rd	Requested by: Sergeant Fetterling #1196	
Victim: N/A	Suspect: Freddie Martinez	

NARRATIVE:

On 07/09/19, at approximately 1545 hours, I responded to the Tustin Marine Air Station located in the area of Armstrong Ave and Valencia Road. This was in reference to an ongoing investigation regarding an assault with a deadly weapon and officer involved shooting.

While at the scene, under the orders of Sergeant Fetterling #1196, I collected a red Craftsman tool bag containing various metal pipes inside it. The bag was located near a chain-link fence, inside a field within the Tustin Marine Air Station base, along Armstrong Ave, south of Valencia Road.

I transported the bag back to TPD and conducted an inventory of the contents. The bag had the following items:

- Numerous metal pipes
- Black and gray sock
- Black sunglasses
- Red flashlight
- Black power cord

At TPD, I photographed the tool bag along with the contents inside the TPD CSI office. I then booked the tool bag and the contents into TPD Property as evidence.

The photograph was uploaded onto the TPD shared photo server. I request this supplemental report be added to the original police report and be forwarded to TPD Criminal Investigations for further review.

BY: C. DE LOERA #1305
POLICE SERVICES OFFICER

C. DeLoera #1305

APPROVED BY:

WRIGHT #1183

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

ORIG
 SUPP

1 CR# 19-4722
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)

D=DISPOSAL REQ. SK=SAFEKEEPING R=RECOVERED SEARCH WARRANT FINDER'S CLAIM LOC CODES C=CAGE R=REFRIGERATOR
E=EVIDENCE L=LOST S=STOLEN 5150 / 8102 W&I D.V./12028.5 PC F=FREEZER H=HAZ.MAT.
F=FOUND S/R=STOLEN/RECOV. L=LOCKER # V=VICTIM RETAINED

ITEM NO. 1 3 TYPE E 4 QTY 1 5 ARTICLE TOOL BAG 6 BRAND CRAFTSMAN 7 MODEL 8 SERIAL NO./OAN 9 VALUE
10 COLOR(S) BLK / RED 11 DESCRIPTION W/ COPPER OR METAL PIPES / PIECES INSIDE
GUN TYPE Pisto: Shotgun Other CATEGORY Auto Pump Revolver CALIBER:
 Rifle Combo Semi Auto Over / Under Other BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM 13 SOURCE: 14 CURRENT LOCATION 15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
ARMSTRONG / VALENCIA UNK L#34

ITEM NO. 2 16 TYPE E 17 QTY 1 18 ARTICLE DRILL HANDLE OR FLASHLIGHT 19 BRAND CRAFTSMAN 20 MODEL 21 SERIAL NO./OAN 22 VALUE
23 COLOR(S) BLK / RED 24 DESCRIPTION INSIDE ITEM #1
GUN TYPE Pistol Shotgun Other CATEGORY Auto Pump Revolver CALIBER:
 Rifle Combo Semi Auto Over / Under Other BARREL LENGTH:
25 PREMISE / AREA / ROOM TAKEN FROM 26 SOURCE: 27 CURRENT LOCATION 28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12 UNK L#34

ITEM NO. 3 29 TYPE E 30 QTY 1 31 ARTICLE BLK COED 32 BRAND 33 MODEL 34 SERIAL NO./OAN 35 VALUE
36 COLOR(S) BLK 37 DESCRIPTION
GUN TYPE Pistol Shotgun Other CATEGORY Auto Pump Revolver CALIBER:
 Rifle Combo Semi Auto Over / Under Other BARREL LENGTH:
38 PREMISE / AREA / ROOM TAKEN FROM 39 SOURCE: 40 CURRENT LOCATION 41 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12 UNK L#34

ITEM NO. 4 42 TYPE E 43 QTY 1 44 ARTICLE SUNGLASSES 45 BRAND UNK 46 MODEL 47 SERIAL NO./OAN 48 VALUE
49 COLOR(S) BLK / BLUE 50 DESCRIPTION
GUN TYPE Pistol Shotgun Other CATEGORY Auto Pump Revolver CALIBER:
 Rifle Combo Semi Auto Over / Under Other BARREL LENGTH:
51 PREMISE / AREA / ROOM TAKEN FROM 52 SOURCE: 53 CURRENT LOCATION 54 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12 UNK L#34

ITEM NO. 5 55 TYPE E 56 QTY 1 57 ARTICLE DRESS SOCK 58 BRAND UNK 59 MODEL 60 SERIAL NO./OAN 61 VALUE
62 COLOR(S) BLK / GRP 63 DESCRIPTION
GUN TYPE Pistol Shotgun Other CATEGORY Auto Pump Revolver CALIBER:
 Rifle Combo Semi Auto Over / Under Other BARREL LENGTH:
64 PREMISE / AREA / ROOM TAKEN FROM 65 SOURCE: 66 CURRENT LOCATION 67 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
#12 UNK L#34

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 C. DE LOERA ID NUMBER 1305 DATE 7/9/19 SIGNATURE FOR RECEIPT RECEIPT MAILED REFUSED PG 1 OF 1

**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # <i>19-4722</i>	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
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3 NAME (LAST, FIRST, MIDDLE) <i>MARTINEZ, FREDIE JR.</i>		4 OCCUPATION <i>UNEMPLOYED</i>		5 D.I. [REDACTED]	6 SEX <input checked="" type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input type="checkbox"/> 1 WHT <input checked="" type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	
8 RESIDENCE ADDRESS <i>TRANSIENT</i>			9 CITY	STATE	ZIP CODE	10 RES. PHONE ()	
11 CODE SECTION <i>PC 245(c)</i>	12 CRIME <i>ADW ON A PEACE OFFICER</i>		13 CLASSIFICATION <i>FELONY</i>		14 REFER OTHER REPORTS <i>OCDA#: SA-19-012, CRIME LAB FR#: 19-48939</i>		
15 LOCATION <i>MARINE CORPS AIR STATION TUSTIN, BUILDING # 226</i>		16 RD	17 DATE <i>070919</i>	18 TIME <i>0612</i>			

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 ATTACHED NARRATIVE.

22 REPORTING OFFICER / ID NO. <i>D. NGUYEN #1151</i>	23 DATE <i>070919</i>	24 APPROVED BY / ID NO. <i>[Signature] 1147</i>	25 DATE <i>7.11.19</i>
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**TUSTIN
POLICE DEPARTMENT**

ADDITIONAL NAMES
TPD #103A (REV 9/2006)

1 CR# 19-4722
4 REFER OTHER REPORTS OCCL
OCDA#: SA-19-012, FR#: 19-
48939

CRIME	2 CODE SECTION <u>PC 245(c)</u>				3 CRIME <u>ON PERGE OFC. ASSAULT WITH A DEADLY WEAPON</u>				4 REFER OTHER REPORTS <u>OCCL</u> <u>OCDA#: SA-19-012, FR#: 19-</u> <u>48939</u>							
	5 LOCATION <u>MARINE CORPS AIR STATION, BUILDING # 226</u>				6 AREA <u>SOUTH</u>											
NAME	7 CODE <u>RP</u>	8 NAME (LAST, FIRST, MIDDLE)			9 OCCUPATION			10 D.O.B.			11 SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F		12 RACE <input checked="" type="checkbox"/> WHT <input type="checkbox"/> HISP <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> CHI <input type="checkbox"/> JAPN <input type="checkbox"/> FIL <input type="checkbox"/> P.ISL <input type="checkbox"/> VIET <input type="checkbox"/> OTH			
	13 RESIDENCE ADDRESS				14 CITY			STATE			15 RES. PHONE		16 HT:			
	17 BUSINESS NAME & ADDRESS				18 CITY			STATE			19 BUS. PHONE		20 WT:			
	21 EMAIL															
VEH	23 LICENSE #		24 STATE		25 YEAR		26 MAKE		27 MODEL		28 BODY STYLE <input type="checkbox"/> UNK <input type="checkbox"/> 4-DR <input type="checkbox"/> P/U <input type="checkbox"/> VAN <input type="checkbox"/> RV <input type="checkbox"/> OTHER <input type="checkbox"/> 1 <input type="checkbox"/> 2-DR <input type="checkbox"/> CONV <input type="checkbox"/> TRUCK <input type="checkbox"/> S/W <input type="checkbox"/> M/C					
	29 COLOR/COLOR				30 OTHER CHARACTERISTICS <u>N/A</u>				31 DISPOSITION OF VEHICLE							
NAME	32 CODE			33 NAME (LAST, FIRST, MIDDLE)			34 OCCUPATION			35 D.O.B.			36 SEX <input type="checkbox"/> M <input type="checkbox"/> F		37 RACE <input type="checkbox"/> WHT <input type="checkbox"/> HISP <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> CHI <input type="checkbox"/> JAPN <input type="checkbox"/> FIL <input type="checkbox"/> P.ISL <input type="checkbox"/> VIET <input type="checkbox"/> OTH	
	38 RESIDENCE ADDRESS				39 CITY			STATE			40 RES. PHONE		41 HT:			
	42 BUSINESS NAME & ADDRESS				43 CITY			STATE			44 BUS. PHONE		45 WT:			
	46 EMAIL										47 CELL PHONE					
VEH	48 LICENSE #		49 STATE		50 YEAR		51 MAKE		52 MODEL		53 BODY STYLE <input type="checkbox"/> UNK <input type="checkbox"/> 4-DR <input type="checkbox"/> P/U <input type="checkbox"/> VAN <input type="checkbox"/> RV <input type="checkbox"/> OTHER <input type="checkbox"/> 1 <input type="checkbox"/> 2-DR <input type="checkbox"/> CONV <input type="checkbox"/> TRUCK <input type="checkbox"/> S/W <input type="checkbox"/> M/C					
	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 <input type="checkbox"/> M <input type="checkbox"/> F		62 RACE <input type="checkbox"/> WHT <input type="checkbox"/> HISP <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> CHI <input type="checkbox"/> JAPN <input type="checkbox"/> FIL <input type="checkbox"/> P.ISL <input type="checkbox"/> VIET <input type="checkbox"/> OTH	
	63 RESIDENCE ADDRESS				64 CITY			STATE			65 RES. PHONE		66 HT:			
	67 BUSINESS NAME & ADDRESS				68 CITY			STATE			69 BUS. PHONE		70 WT:			
	71 EMAIL										72 CELL PHONE					
VEH	73 LICENSE #		74 STATE		75 YEAR		76 MAKE		77 MODEL		78 BODY STYLE <input type="checkbox"/> UNK <input type="checkbox"/> 4-DR <input type="checkbox"/> P/U <input type="checkbox"/> VAN <input type="checkbox"/> RV <input type="checkbox"/> OTHER <input type="checkbox"/> 1 <input type="checkbox"/> 2-DR <input type="checkbox"/> CONV <input type="checkbox"/> TRUCK <input type="checkbox"/> S/W <input type="checkbox"/> 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 <input type="checkbox"/> M <input type="checkbox"/> F		87 RACE <input type="checkbox"/> WHT <input type="checkbox"/> HISP <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> CHI <input type="checkbox"/> JAPN <input type="checkbox"/> FIL <input type="checkbox"/> P.ISL <input type="checkbox"/> VIET <input type="checkbox"/> OTH	
	88 RESIDENCE ADDRESS				89 CITY			STATE			90 RES. PHONE		91 HT:			
	92 BUSINESS NAME & ADDRESS				93 CITY			STATE			94 BUS. PHONE		95 WT:			
	96 EMAIL										97 CELL PHONE					
VEH	98 LICENSE #		99 STATE		100 YEAR		101 MAKE		102 MODEL		103 BODY STYLE <input type="checkbox"/> UNK <input type="checkbox"/> 4-DR <input type="checkbox"/> P/U <input type="checkbox"/> VAN <input type="checkbox"/> RV <input type="checkbox"/> OTHER <input type="checkbox"/> 1 <input type="checkbox"/> 2-DR <input type="checkbox"/> CONV <input type="checkbox"/> TRUCK <input type="checkbox"/> S/W <input type="checkbox"/> 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 <input type="checkbox"/> M <input type="checkbox"/> F		112 RACE <input type="checkbox"/> WHT <input type="checkbox"/> HISP <input type="checkbox"/> BLK <input type="checkbox"/> IND <input type="checkbox"/> CHI <input type="checkbox"/> JAPN <input type="checkbox"/> FIL <input type="checkbox"/> P.ISL <input type="checkbox"/> VIET <input type="checkbox"/> OTH	
	113 RESIDENCE ADDRESS				114 CITY			STATE			115 RES. PHONE		116 HT:			
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	129 COLOR/COLOR				130 OTHER CHARACTERISTICS				131 DISPOSITION OF VEHICLE							
132 REPORTING OFFICER / ID NO. <u>D. NGUYEN #1151</u>				133 DATE <u>070919</u>				134 APPROVED BY / ID NO.				135 DATE				

VICTIM(S) / WITNESS / RP / SUBJECTS

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151

I am a Detective with the Tustin Police Department assigned to the Special Operations Division / Criminal Investigations Unit (CIU). My primary function is to investigate crimes against persons. During my tenure as a detective, I have investigated property crimes, crimes against persons, crimes against children and sex crimes.

CASE SUMMARY

On July 9, 2019, the Tustin Police Department received a call reference possible trespassing on the Marine Corps Air Station Tustin (MCAST). Upon arrival, Tustin Police Officers contacted a male suspect (later identified as Freddie Martinez Jr., DOB: [REDACTED] inside building #226. Martinez was holding a long metal object in his hands and refused to comply with officers' commands to drop the object. During the encounter, an officer involved shooting occurred. Officers immediately rendered medical aid and Martinez was transported to the Orange County Global Hospital.

ASSOCIATED CASE NUMBERS

CASE NUMBER	AGENCY	DESCRIPTION
19-4722	Tustin Police Department	Assault with a Deadly Weapon on Peace Officers
SA-19-012	Orange County District Attorney	Officer Involved Shooting
19-48939	Orange County Crime Lab	Forensic Science Services

INVESTIGATIVE NARRATIVE

Initial Response to the Scene

On July 9, 2019, I responded to the Marine Corps Air Station Tustin (MCAST) Building 226 reference the officer involved shooting (OIS). Upon arrival, I was assigned as the case agent to investigate this case involving a trespassing call for service, which resulted in a felonious assault on police officers from the Tustin Police Department. This felonious assault ultimately resulted in an Officer Involved Shooting (OIS). All times and measurements are approximate. Times were obtained from Computer Aided Dispatch (CAD), Mobile Audio Video (MAVs), and WatchGuard Body Cameras.

Description of Marine Corps Air Station Tustin (MCAST)

The Marine Corps Air Station Tustin (MCAST) is located in the City of Tustin, County of Orange, California. There is no physical address for MCAST and the major intersection is Armstrong Avenue and Valencia Avenue. MCAST is a decommissioned military base and the Department of the Navy relinquished control of the base to the City of Tustin. The Marine Corps Air Station Tustin is located in the southeast corner of the City of Tustin.

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Orange County District Attorney's Office – Officer Involved Shooting Investigation

On July 9, 2019 at approximately 0935 hours, the Orange County District Attorney's Office arrived on scene. DA Investigator Stan Berry was the supervisor on scene. DA Investigator Pete Montez was the lead investigator. DA Investigator Craig Brower, Yency Mena, Mike Kendrick, and Carlos Gonzalez also arrived on scene to assist with the investigation. Please refer the Orange County District Attorney's report #: SA-19-012 for further details.

Orange County Global Medical Center

Prior to my arrival on scene, the suspect was transported to the Orange County Global Medical Center (1001 North Tustin Avenue, Santa Ana) and Officer Kirwan and Officer Clay escorted the ambulance. I requested Investigator Maher to respond to the hospital to relieve Officer Kirwan and Officer Clay. DA Investigator Carlos Gonzalez also responded to the hospital to assist. Due to the suspect being uncooperative and the fact that we were unable to identify him, Investigator Maher collected his fingerprints for identification. The fingerprint card was transported to CAL-ID by Cadet Sauerwein. Detective Schaller later received notification that the suspect was Freddie Martinez Jr. (DOB: [REDACTED]).

Refer to Investigator Maher's, Detective Schaller's and DA Investigator Gonzalez's reports for further details.

Initial Interview with Officer Kirwan at Scene

On July 9, 2019 at approximately 0955 hours, District Attorney Investigator Craig Brower, Detective Newton and I interviewed Officer Kirwan in the Tustin Police Department Mobile Command Post. The following interview was recorded with DA Investigator Brower's digital audio recorder. The following is a summary of Officer Kirwan's statement.

Officer Kirwan was working as a Field Training Officer (FTO) and his trainee was Officer Clay. They were dispatched to assist Officer Jankowski and Officer Mitchell with a building search. During the building search, a male suspect emerged from the second story holding a metal pipe. The suspect walked down the stairs holding the pipe and disregarded several commands by police officers to drop the pipe. The male walked back up to the second story and walked back through the door he had exited from. Officer Kirwan heard gunshots and he proceeded upstairs and observed the suspect with gunshot wounds. Officer Kirwan began life saving measures on the suspect.

Refer to DA Investigator Brower's report and Detective Newton's supplemental report for further details.

Initial Interview with Officer Clay at Scene

On July 9, 2019 at approximately 1019 hours, District Attorney Investigator Craig Brower, Detective Newton and I interviewed Officer Clay in the Tustin Police Department Mobile Command Post. The following interview was recorded with DA Investigator Brower's digital audio recorder. The following is a summary of Officer Clay's statement.

Detective D. Nguyen #1151

Criminal Investigations Unit

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Officer Clay stated he is currently in training and his training officer is Officer Kirwan. They were sent to the location to assist Officer Mitchell and Officer Jankowski with a building search. While they were clearing the downstairs of the building, a male suspect emerged from a door from the second story building holding a wood stick with a metal tip. The suspect walked down the stairs holding the wood stick and disregarded several commands to drop the object. The suspect walked back up the stairs and back through the door he had exited from. Moments later, Officer Clay heard gunshots.

Refer to DA Investigator Brower's report and Detective Newton's supplemental report for further details.

Crime Scene Walkthrough / Orange County Sheriff's Department Crime Lab

On July 9, 2019 at about 1100 hours, I conducted a crime scene walkthrough with TPD Detectives, DA Investigators, Officer Kirwan and Officer Clay.

I observed the building to be a two-story building. It is apparent that the building has been abandoned as the outer trees and shrubbery was overgrown and not maintained. The outer portions of the building appeared to be weathered and some of the panels have fallen off or deteriorated. Entering through the northern pedestrian door, I observed a large open room. There is a metal staircase that leads to the second floor. The southern portion of the first floor contains various rooms and offices with graffiti on the walls. There is another set of stairs on the southern side of the building that lead up to the second floor.

Taking the southern staircase to the second floor, I observed there is a large piece of plywood which was made into a makeshift door. There were screws protruding out of the plywood. On the second floor, there is a main hallway which had numerous doors leading to different rooms / offices. The room located towards the end of the hallway was where the officer involved shooting occurred. Similar to the first floor, there was graffiti on the walls. It should be noted, the interior of the building, especially inside the hallways and rooms, was without electricity and extremely dark. In some of the rooms where the windows were not covered, ambient sunlight illuminated the interior. However, a majority of the rooms and offices had the windows covered.

After completing the walkthrough, I requested Investigator Avila to remain at the scene with DA Investigator Mike Kendrick while the Orange County Crime Lab Investigators processed the crime scene. Refer to the Orange County Crime Lab FR #: 19-48939 for further details.

I requested Investigator Avila and other TPD CSI personnel to photograph the interior of the building and to collect any personal belongings of Freddie Martinez Jr. Investigator Avila advised me they had located Martinez's California Driver's License and social security card along with other miscellaneous property. Refer to Investigator Avila's, PSO Chen's, PSO Cornell's and PSO De Loera's supplemental CSI reports for further details.

Officer Breeze was tasked with maintaining the security of the crime scene and completing the crime scene log. Refer to Officer Breeze's supplemental report for further details.

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Interview with [REDACTED]

On July 9, 2019, Detective Newton and DA Investigator Brower interviewed [REDACTED] in the downstairs secured interview room at TPD. The following is a summary of [REDACTED] statement. For a more detailed description of the interview, refer to Detective Newton's supplemental report for further details.

[REDACTED] reported she was asleep upstairs with Martinez when she heard Tustin Police Officers enter the building and announced their presence. [REDACTED] admitted she knew she was not supposed to be inside the building because there were signs stating, "no trespassing". [REDACTED] reported Martinez grabbed a metal object that was used to secure the door where they slept and walked out the door where he confronted the police officers.

[REDACTED] described the metal object to be a steel bar approximately 2 ½ feet long and heavy (about four pounds). [REDACTED] stated the object could be used as a weapon, especially so because of the way Martinez was standing and presenting it towards the police officers. [REDACTED] described how Martinez was "talking shit" to the officers but did not know what exactly was being said. [REDACTED] remembered the police telling Martinez numerous times to put the metal object down but Martinez never complied.

[REDACTED] stated she remembered two other police officers (one of the officers being female) contacted her in the room. [REDACTED] stated she knew these two individuals were police officers because of their uniforms. Martinez came back into the room and he was still holding the metal object and standing in an aggressive manner. The police officers gave Martinez verbal commands to put the object down but Martinez did not comply. [REDACTED] stated she even told Martinez to put the object down.

[REDACTED] described how Martinez was "kind of moving towards them". [REDACTED] stated she knew what was going to happen, therefore she ran out of the room, into the hallway, and proceeded down the stairs at which point she heard gunshots. [REDACTED] described Martinez to be a heavy methamphetamine user and how he can be defiant, argumentative and combative.

Refer to Detective Newton's supplemental report for further details.

Interview with [REDACTED]

On July 9, 2019, I requested Detective Newton interview [REDACTED]. The following interview was conducted in the downstairs secure interview room. The following is a summary of [REDACTED] statement. For a more detailed description of the interview, refer to Detective Newton's supplemental report for further details.

[REDACTED] stated she did not stay on the base but was there to visit a male subject by the name of [REDACTED] along with [REDACTED] mother [REDACTED] and [REDACTED] mother's boyfriend ("Freedom"). [REDACTED] reported she was inside the building at about 0100 hours. When she left this morning, she jumped over a fence and was stopped by the police. [REDACTED] was not in the building when the officer involved shooting occurred. Refer to Detective Newton's supplemental report for further details.

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Officer Kirwan's Identification of Freddie Martinez

On July 9, 2019, I interviewed Officer Kirwan in the upstairs interview room. The following interview was recorded with my department issued digital audio recorder and the audio file was uploaded to the department server. I explained to Officer Kirwan that I was going to show him some photographs of a subject and I wanted to see if he recognized the subject. I showed Officer Kirwan Freddie Martinez Jr.'s Orange County Jail Booking Photo #: 3083947 and California Driver's License [REDACTED]. Officer Kirwan identified Martinez to be the male suspect who was holding the metal pipe during today's incident.

Officer Clay's Identification of Freddie Martinez

On July 9, 2019, I interviewed Officer Clay in the upstairs interview room. The following interview was recorded with my department issued digital audio recorder and the audio file was uploaded to the department server. I explained to Officer Clay that I was going to show him some photographs of a subject and I wanted to see if he recognized the subject. I showed Officer Clay Freddie Martinez Jr.'s Orange County Jail Booking Photo #: 3083947 and California Driver's License [REDACTED]. Officer Clay identified Martinez to be the male suspect who was holding the metal pipe during today's incident.

Records Check on Freddie Martinez Jr.

I conducted a record check on Freddie Martinez Jr. and determined there was a no bail felony warrant for his arrest from County of San Bernardino (Warrant #: 19CJ000490).

Additionally, there was two served criminal protective orders. One protective order preventing Martinez from coming within 100 yards of [REDACTED] and the other protective order prevented [REDACTED] from coming within 100 yards of Martinez. Additionally, Martinez's monikers listed on the protective orders were "Freedom" and "Freedom Martinez".

Tustin PD had numerous prior contacts with Martinez. Back in 2014, Martinez was arrested for *PC 273.5(a) – Domestic Violence*, *PC 496(a) – Possession of Stolen Property*, and *PC 148(a)(1) – Resisting a Police Officer*. Refer to TPD CR #: 14-6890 for further details.

Back in 2015, Martinez was investigated for fraud related charges. Refer to TPD CR #: 15-2048 for further details.

Back in 2018, Martinez was arrested for no bail felony warrant, *HS 11377 (a) – Possession of Methamphetamine* and *HS 11364 (a) – Possession of Drug Paraphernalia*. Refer to TPD CR #: 18-2539 for further details.

Martinez was arrested again back in 2018 for *PC 22900 – Felon in Possession of Pepper Spray*, *PC 148.9(a) – False ID to Police Officer* and *PC 273.6 – Violation of a Domestic Violence Order* and a no bail felony warrant. Refer to TPD CR #: 18-6713 for further details.

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Interview with [REDACTED]

On July 9, 2019, I attempted to contact the reporting party [REDACTED] with the telephone number in the CAD call details. A voicemail message was left requesting him to call me back. At about 1515 hours, Officer Melendrez advised she was flagged down by [REDACTED] while she was still at the scene. [REDACTED] stated he was the original reporting party who contacted Tustin Police Department reference the trespassing subject. Officer Melendrez transported [REDACTED] back to the Tustin Police Department where I conducted an interview with him. The following interview was conducted in the downstairs interview room and it was recorded with my department issued digital audio recorder. The audio file was later uploaded to the department server. The following is a summary of [REDACTED] statement.

[REDACTED] reported he and his wife went on a walk on today's date (July 9, 2019). At about 0615 hours, he was walking southbound Armstrong Avenue (south of Valencia Avenue) on the east side of the street when he observed a red and black Craftsman bag on the ground next the metal fence on the interior side of the base. [REDACTED] reported there was no one by the bag and he thought it was unusual for the bag to be on the ground. [REDACTED] took a picture of the bag with his cell phone and later emailed me the photo. See attached. PSO DeLoera later collected the Craftsman's bag and booked it into the Tustin Police Department Property Evidence. See PSO DeLoera's supplemental report for further details.

[REDACTED] continued to walk southbound Armstrong Avenue and he observed a male subject near some of the abandoned buildings. [REDACTED] reported the male subject was holding a stick and he was using the stick to pry some of the garage doors open so he could look inside. [REDACTED] described the male subject to be Caucasian, in his late 20s to early 30s, approximately 5'10", medium build, long "unruly" hair (possibly brown or black in color), unknown tattoos or scars, wearing an unknown colored pants, shirtless and unknown colored shoes.

[REDACTED] reported approximately two to three months prior, he observed the same subject jump the chain-link fence from inside the base onto Armstrong Avenue. In both incidents (today and 2-3 months ago), the subject never spoke to [REDACTED]

I asked [REDACTED] if he observed the male subject enter any other building during his morning walk today and he stated he did not. [REDACTED] reported he continued his walk towards Warner Avenue to Tustin Ranch Road to Valencia Avenue back to his residence. [REDACTED] stated he did not see any other subjects during this walk.

I asked [REDACTED] if he could identify the male subject if he saw him again. [REDACTED] stated he could not due to the male subject standing so far away and he did not get a good look at his face. Refer to the audio recording for further details.

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Review of Officer Clay's Body Worn Camera (BWC)

Officer Clay's body worn camera (BWC) captured the incident with two different recordings. The following is a summary of the events. For a more detailed description, please refer to the actual video footage.

DATE	July 9, 2019
START TIME	07:32:24 hours
DURATION	2 minutes and 24 seconds
VEHICLE / DEVICE	WFC1-046818

The video starts on July 9, 2019 at 07:32.24 hours without any audio. Approximately 14 seconds into the video, the audio is initiated. The camera appeared to be affixed on Officer Clay's front torso. Additionally, the time stamps used within this narrative are the time stamps on the video.

Officer Clay and Officer Kirwan contacted Officer Jankowski and Officer Mitchell on Armstrong Avenue. There is a female subject (later identified as [REDACTED] who appears to be detained and sitting on the curb. Officer Mitchell advised there might be additional subjects inside the brown building as he points towards the Marine Corps Air Station Tustin (MCAST). [REDACTED] is placed in the back of a police vehicle. Officer Clay and Officer Kirwan enter their patrol vehicle and the body camera video is stopped.

The video ends at approximately 07:34:57 hours. Please refer to the actual video footage for further details.

DATE	July 9, 2019
START TIME	08:15:50 hours
DURATION	39 minutes and 52 seconds
VEHICLE / DEVICE	WFC1-046818

The video starts on July 9, 2019 at 08:15:50 hours without any audio. Approximately 14 seconds into the video, the audio is initiated. The camera appeared to be affixed on Officer Clay's front torso. Additionally, the time stamps used within this narrative are the time stamps on the video.

Officer Clay is seen standing inside on the north side of the building. A male suspect (Freddie Martinez Jr.) is seen walking down the stairs from a second story door towards the officers. Martinez stops on a landing area which is located in between the first and second floor. Martinez is wearing only shorts and holding a long stick in his left hand. The stick is approximately 2 to 3 feet in length based off of the BWC

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footage. Martinez asked the officers if they had a warrant while gesturing / pointing with his right hand towards Officer Kirwan. Officer Kirwan is seen on the first floor. Based on Martinez's voice and demeanor, he appears to be agitated. Martinez's voice is raised and elevated while he is gesturing with his right hand towards Officer Clay and Officer Kirwan. Officer Clay and Officer Kirwan have their firearms drawn and pointed at Martinez. Officer Kirwan is heard telling Martinez to "drop it now" and "drop the pipe" numerous times. Based on the BWC footage, Martinez did not drop the object.

A female voice is heard yelling "blue, blue, blue" numerous times. It is later determined this voice is Officer Jankowski. As a result, Martinez is heard saying, "what the hell" and walks back up to the second story door. Additional yelling is heard but I was unable to comprehend what was being said.

At approximately 08:16:37 hours, multiple gunshots were heard. Officer Kirwan is heard transmitting over his police radio that shots were fired and "998". Officer Clay and Officer Kirwan make their way up the stairs but were unable to make entry into the room where Martinez entered. Officer Clay states that Martinez was against the door and was unable to open it. Officer Kirwan and Officer Clay use the stairs to go back down to the first floor. Officer Clay contacted a female subject (later identified a [REDACTED] and detained her in handcuffs.

[REDACTED] is heard saying, "What's wrong with this person?" (TIME: 08:17:38) and mentions something about a "crazy person" (TIME: 08:17:49). Officer Kirwan advised Officer Clay to standby with [REDACTED]. Officer Clay and [REDACTED] exit the north pedestrian doors and wait for additional officers to respond. [REDACTED] stated, "I don't know what the hell that person is doing" (TIME: 08:18:21) and "I have never seen somebody be so crazy" (TIME: 08:20:30).

Officer Casiello and Officer Hedges arrive on scene and enter the building to assist. Officer Martin arrives on scene and takes custody of [REDACTED]. Officer Clay proceeds back into the building to assist Officer Kirwan, Officer Jankowski and Officer Mitchell with transporting Martinez to the first floor for medical personnel.

Review of Officer Jankowski's Body Worn Camera (BWC)

DATE	July 9, 2019
START TIME	07:17:33 hours
DURATION	1 hour, 12 minutes and 30 seconds
VEHICLE / DEVICE	WFC1-046806

The video starts on July 9, 2019 at 07:17.33 hours without any audio. Approximately 14 seconds into the video, the audio is initiated. The camera appeared to be affixed on Officer Jankowski's belt. Additionally, the time stamps used within this narrative are the time stamps on the video. The following is a summary of the events.

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At approximately 07:42:07 hours, Officer Jankowski made multiple announcements that they were the Tustin Police Department and for all occupants to come out with their hands up. This is consistent with the Tustin PD Dispatch CAD details reference announcements being made.

At approximately 07:47:39 hours, Officer Kirwan made additional announcements that they were the Tustin Police Department and for all the occupants to announce themselves and to come out immediately. Officer Kirwan tells Officer Jankowski that there are subjects inside the building.

Officer Kirwan, Officer Jankowski and Officer Clay enter the building on the north side and begin clearing the first floor of the building. At about 08:01:13 hours, Officer Kirwan made additional announcements as they entered the rooms / offices of the first floor. Officer Kirwan stated they were with the Tustin Police Department and ordered anyone inside the building to announce themselves and come out now. Officer Jankowski and Officer Kirwan discussed calling for more officers to assist with the building search.

At about 08:13:01 hours, Officer Mitchell arrived to assist with the building search. Officer Jankowski and Officer Mitchell proceed through the first floor and make their way to the second floor. Once they reached the second floor, Officer Mitchell made additional announcements that they were with the Tustin Police Department and for any subjects inside the building to announce themselves.

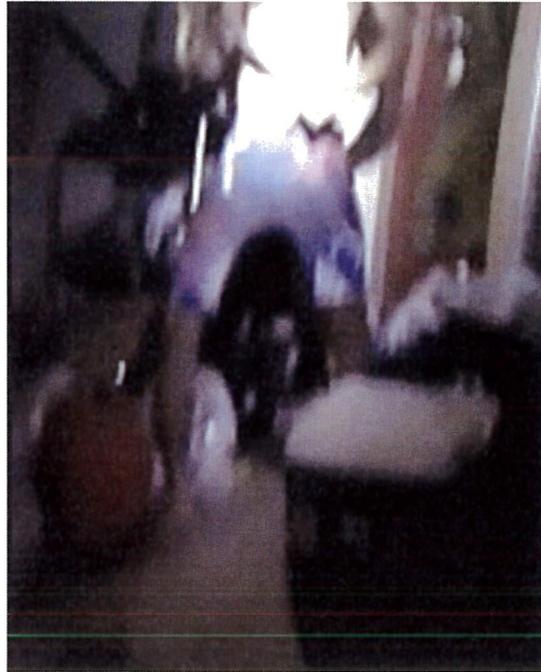
Officer Jankowski stated she saw someone and ordered that person to come out. A female voice was heard in the background stating, "drop the pipe, drop it, drop it, drop it." (TIME: 08:16:07). Officer Jankowski proceeds down the hallway to a room at the end. Officer Jankowski opens the door and a female subject is heard saying, "Drop the damn pipe!" (TIME: 08:16:12). This female subject was [REDACTED]

Officer Jankowski orders [REDACTED] to put her hands up and [REDACTED] complies by placing her hands up. Officer Jankowski yells to Officer Kirwan, "Blue, Blue, Blue". Based on my training and experience, I know this term / phrase is used by police officers as verbal identification to other police officers during a building search type situation to prevent any chances of crossfire.

At about 08:16:29 hours, Officer Jankowski attempted to place [REDACTED] in handcuffs. At about 08:16:30 hours (about 1 second later), Martinez is seen coming back into the room. Officer Jankowski is seen backing away from [REDACTED] and Officer Mitchell is heard ordering Martinez to "put it down" and Officer Jankowski ordering Martinez to "put the pipe down" (TIME: 08:16:32).

Martinez is seen holding a long pipe-like object, approximately 2 to 3 feet in length. Martinez was grasping the object across his chest with both his right and left hands. Martinez's legs were about shoulder length apart with his right foot forward and left foot back. Based on my training and experience, Martinez stance appears to be a fighting stance.

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Martinez closes the door behind him and backs up to the door. Martinez is still grasping the pipe-like object in his right hand. At about 08:16:14 hours, an officer involved shooting occurred. Officer Jankowski and Officer Mitchell requested Officer Kirwan to come up to the second floor to assist. Officer Jankowski requested medical personnel to stage. Officers rendered first aid to Martinez by placing a tourniquet on one of his legs and a chest seal on his front torso. Officers formulated a plan to bring him down to the first floor for medical personnel. Orange County Fire Authority personnel later arrive on scene.

It should be noted the room where the Officer Jankowski and Officer Mitchell contacted [REDACTED] and Martinez was completely dark and the only source of illumination was from flashlights used by officers.

For a more detailed description, please refer to the actual video footage.

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Review of Officer Mitchell's Body Worn Camera (BWC)

Officer Mitchell's body worn camera (BWC) captured the incident with two different recordings. The following is a summary of the events. For a more detailed description, please refer to the actual video footage.

DATE	July 9, 2019
START TIME	07:14:39 hours
DURATION	20 minutes and 33 seconds
VEHICLE / DEVICE	WFC1-028346

The video starts on July 9, 2019 at 07:14.39 hours without any audio. Approximately 14 seconds into the video, the audio is initiated. The camera appeared to be affixed on Officer Mitchell's belt. Additionally, the time stamps used within this narrative are the time stamps on the video.

Officer Mitchell is seen exiting his patrol vehicle and detaining a female subject. She later identified herself as [REDACTED]. Officer Jankowski arrives moments later. [REDACTED] tells Officer Mitchell there are additional subjects inside one of the brown buildings on the base. [REDACTED] stated there are three individuals inside the building and provides the names of "[REDACTED]", "[REDACTED]" and "Freedom".

Officer Mitchell asks [REDACTED] if she stayed in the building last night and [REDACTED] stated she did. [REDACTED] mentioned it was someone's birthday and how there was a fight over money. It was very difficult to hear [REDACTED] due to the patrol vehicle engine and her soft-spoken voice. [REDACTED] stated she is in Tustin because "they" were here.

Officer Mitchell conducts a record check on [REDACTED] on his patrol vehicle's Mobile Data Computer (MDC). Officer Clay and Officer Kirwan arrived on scene to assist. Officer Mitchell advises them that there might be additional subjects inside the brown building. [REDACTED] is later placed in Officer Mitchell's patrol vehicle.

The video ends at approximately 07:35:09 hours. Please refer to the actual video footage for further details.

DATE	July 9, 2019
START TIME	08:14:23 hours
DURATION	15 minutes and 43 seconds
VEHICLE / DEVICE	WFC1-028346

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Criminal Investigations Unit

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The video starts on July 9, 2019 at 08:14.23 hours without any audio. Approximately 14 seconds into the video, the audio is initiated. The camera appeared to be affixed on Officer Mitchell's belt. Additionally, the time stamps used within this narrative are the time stamps on the video.

The video starts with Officer Jankowski and Officer Mitchell taking the stairs to the second floor. At about 08:15:15 hours, Officer Mitchell made additional announcements that they were with the Tustin Police Department and for the occupants of the building to announce themselves. Officer Jankowski and Officer Mitchell proceed down the hallway to the one of the last rooms. Officer Jankowski is heard giving [REDACTED] orders to put her hands up as Officer Mitchell enters the same room.

At about 08:16:26 hours, Martinez is seen entering the room and he is holding a long pipe-like object across his chest with both hands and stated, "what the hell". Officer Mitchell orders Martinez to "put it down" numerous times while Officer Jankowski orders Martinez to "put the pipe down" multiple times. [REDACTED] is seen exiting the room with her hands up. Martinez is seen looking at both Officer Mitchell and Officer Jankowski while grasping the pipe-like object.

At about 08:16:36 hours, an officer involved shooting occurred. Officer Mitchell orders Martinez to not move. Officer Kirwan later arrives at the room and the officers render medical aid and transport Martinez to the first floor.



Officer Casiello, Officer Hedges, Officer Breeze and Officer Melendrez arrive on scene and together with Officer Mitchell, they proceed to clear the rest of the second story.

For a more detailed description, please refer to the actual video footage.

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Orange County Sheriff's Department Helicopter (Duke One)

On July 9, 2019, the Orange County Sheriff's Department Helicopter Duke One assisted with the perimeter. It was requested that Duke One take aerial photographs of the scene and surrounding area. Cadet Sauerwein later responded to John Wayne Airport and collected a CD containing the aerial photographs. The CD was later booked into the Tustin Police Department Property Division as evidence. Refer to Cadet Sauerwein's supplemental report for further details.

Search Warrant for Freddie Martinez's Blood and Buccal Swab

On July 9, 2019, I requested Detective Schaller to draft a search warrant for Freddie Martinez Jr.'s pre-admitting blood and a buccal sample. The search warrant was signed and granted by Honorable Judge Kathleen Roberts, Department 57, County of Orange, Superior Court of California. Detective Schaller served the search warrant while Martinez was still at Orange County Global Medical Center. Martinez's pre-admitting blood and buccal swab was booked into the Tustin Police Department Property Division as evidence. See Detective Schaller's supplemental report for further details.

Miranda Interview with Freddie Martinez Jr.

On Jul 10, 2019, I interviewed Freddie Martinez Jr. at Orange County Global Medical Center, ICU Bed #31. DA Investigator Montez an Officer DeLeon was present in the room as well. The following interview was recorded with my department issued body worn camera. I read Martinez his Miranda Rights from by department issued Miranda card. Martinez stated he understood his rights and wanted his lawyer. I immediately stopped all further questioning.

DA Investigator spoke to Martinez reference his investigation. Refer to DA Investigator Montez's report.

CONCLUSION

Based on this investigation which included interviews with witnessing officers, civilian witnesses and the review of department issued body worn cameras (BWC), Martinez was contacted by four uniformed Tustin Police Officers on two separate occasions. On the first contact, Martinez was ordered by Officer Kirwan to drop the long pipe-like object and Martinez was given ample time to comply but he did not. Instead, Martinez went back into the room and was contacted by Officer Mitchell and Officer Jankowski where they also ordered him to drop the pipe-like object. Martinez continued to hold the object while standing in a fighting stance. Therefore, I believe there is probable cause to believe Freddie Martinez Jr. committed the following violations:

- PC 245 (c) – Assault with a Deadly Weapon on a Peace Officer
- PC 148 (a)(1) – Resist / Obstruct a Peace Officer
- PC 166 (c)(1) – Violation of a Court Order
- PC 602 (m) – Trespassing

CASE STATUS: CLOSED – ADULT ARREST.



Orange County Sheriff Training Academy

OC Animal Care

Orange County Rescue Mission

Tustin Family Campus

Jamba Juice

Club Plates

Citibank ATM

Montgomery Square Comm Association

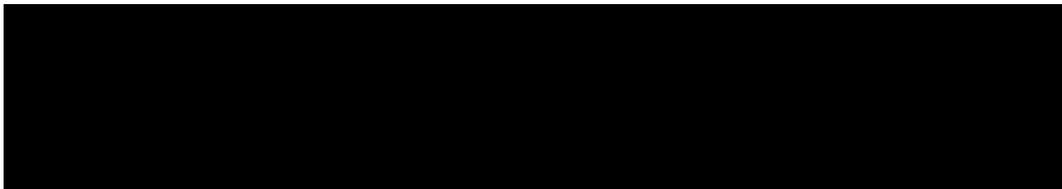
Edin Court Luxury Senior Apartments

Lindora Clinic



Nguyen, David

From: [REDACTED]
Sent: Tuesday, July 9, 2019 3:48 PM
To: Nguyen, David
Subject: Bag photo



Tustin Police Department
Investigative Supplemental Report
CR 19-4722

I am a Civilian Investigator assigned to the Criminal Investigation Unit of the Tustin Police Department. My primary responsibility is to investigate many types of crimes ranging from domestic violence, child and elder abuse to misdemeanor assaults and property crimes. On 07-09-19, I was assigned to assist in the investigation of P.C. 245(c) – Assault with a Deadly Weapon on a Peace Officer.

NARRATIVE: On 07-09-19 at approximately 0800, Tustin Police Officers responded to the former Tustin Marine Corps Air Station for a report of a male subject attempting to enter a building on the property. During this investigation, an officer involved shooting occurred. Please see the original and investigative reports for further information.

I was contacted by Criminal Investigations Unit Sgt. J. Taylor (#1052) and asked to respond to the scene to assist in the investigation. I arrived at approximately 0854 hours to the area of Armstrong and Valencia Avenue, Tustin and met with investigation team members for a briefing. I was assigned to respond to Orange County Global Medical Center – Santa Ana Emergency Department (1001 N. Tustin Avenue, Santa Ana) to meet with Tustin Police Officers and the injured subject who was transported there for evaluation and treatment.

I arrived at the hospital at approximately 0905 hours and met with Tustin Police Officers C. Kirwan (#1031) and C. Clay (#1342) in the Trauma Unit of the Emergency Department. They advised the injured subject had been uncooperative and except for complaining of pain, would not answer any questions to the medical staff or anyone else. The injured subject was now sedated, intubated, and placed on a ventilator. No identifying information was able to be obtained from the injured subject. He was transported and I followed him over to the Radiology Department where they performed a CAT scan. After this examination was completed, the injured subject was admitted to the Intensive Care Unit bed #31 where I followed him there also.

The injured subject was admitted to the unit and no further information was located on his identity. As part of this investigation, I was requested to obtain fingerprints from the injured subject in an attempt to identify him. Tustin Police Cadet B. Sauerwein (#1347) responded to the hospital with fingerprint cards and an ink pad. Of note, the subjects left hand had an injury to the middle finger and was bandaged with a dressing providing limited access to this hand. I only attempted to obtain fingerprints from the injured subjects right hand.

While wearing gloves, I examined the injured subject's right hand. The hand was covered in dirt and dried blood. Using alcohol cleansing pads and wearing protective gloves, I cleaned the fingertips of the injured subjects right hand and then let them air dry. After this was completed, I took an ink pad and placed ink of each of the fingers of

Tustin Police Department
Investigative Supplemental Report
CR 19-4722

the right hand. I then rolled each of the inked fingers of the right hand onto the corresponding space on a fingerprint card. I then re-inked each of the fingers of the right hand and again rolled each of the inked fingers onto the corresponding space on a fingerprint card. After this was completed, Cadet B. Sauerwein took possession of the fingerprint cards and transported them to Cal-ID for processing.

I also took photographs of the injured subject to aid in identification. Please see the attached photo prints which are included this supplemental report. These images were downloaded onto a disk, listed on a Property Report, and booked as evidence in the Tustin Police Department Property Unit. Please see the attached copy which is included in this supplemental report.

I was notified by Detective G. Schaller (#1029) that Cal-ID had contacted him back and our subject was identified as Freddie Martinez, DOB 07-09-1974 with FBI# 931973RB9. Please see Detective Schaller's supplemental report for further information.

I was relieved at the hospital by Tustin Police Officer T. Babb (#1273) at approximately 1720 hours. Please forward this supplemental report to Criminal Investigations Unit for review.

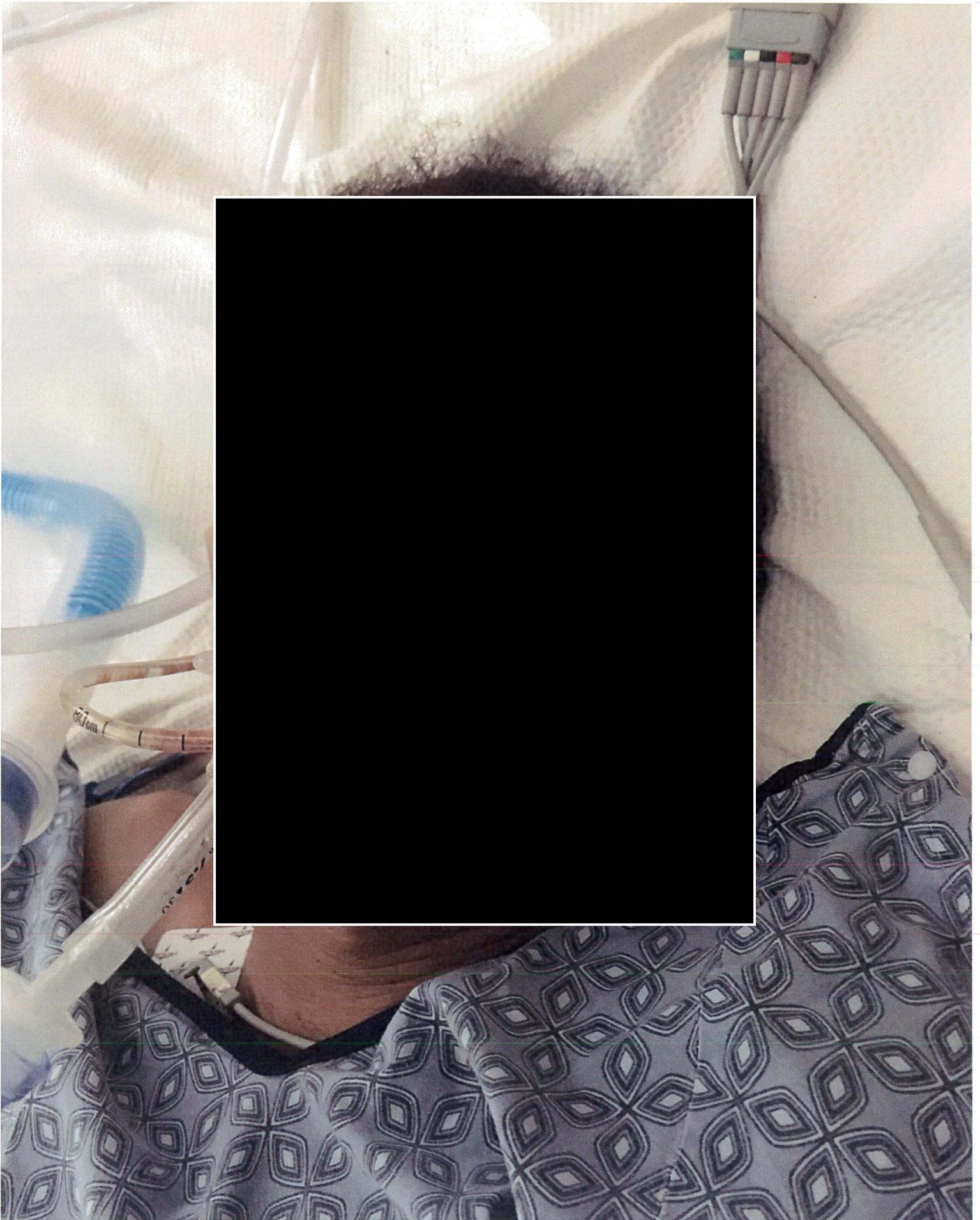
CR 19-4722



CR 19-4722



CR 19-4702



PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

ORIG SUPP

1 CR# 19-4722

2 REFER OTHER REPORTS

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) S MARTINEZ, FREDDIE

PROP. CODES D=DISPOSAL REQ. SK=SAFEKEEPING R=RECOVERED SEARCH WARRANT FINDER'S CLAIM C=CAGE R=REFRIGERATOR E=EVIDENCE L=LOST S=STOLEN 5150 / 8102 W&I D.V./12028.5 PC LOC. CODES F=FREEZER H=HAZ.MAT. F=FOUND S/R=STOLEN/RECOV. L=LOCKER # V=VICTIM RETAINED

ITEM NO. 3 TYPE E 4 QTY 1 5 ARTICLE DISC 6 BRAND STAPLES 7 MODEL DUB + R 8 SERIAL NO./OAN N/A 9 VALUE N/A 10 COLOR(S) W/4 EMB 11 DESCRIPTION DISC CONTAINING PHOTOS OF SUSPECT FOR I.D.

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

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

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 D. MAHER ID NUMBER 1038 DATE 7-10-19 SIGNATURE FOR RECEIPT RECEIPT MAILED REFUSED PG 1 OF 1

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#:19-4722

I am a Detective with the Tustin Police Department assigned to the Special Operations Division / Criminal Investigations Unit. I have been assigned this case for review / follow-up.

SUPPLEMENTAL REPORT

INVESTIGATIVE FOLLOW-UP:

On Tuesday July 9, 2019, at approximately 0820 hours, I was working as a plain clothes detective when I responded to an officer involved shooting that had just occurred at the former MCAS (Marine Corps Air Station) in Tustin. The call originated as a trespass and culminated into an officer involved shooting.

The suspect was later identified as being Freddie MARTINEZ JR. and was transported to Orange County Global Hospital in Tustin for treatment. It should be noted that Inv. Dave MAHER fingerprinted MARTINEZ JR. at the hospital. The prints were then submitted to O.C. Cal ID. I later received a call from Cal I.D. that the prints were associated with FBI# 931973RB9. It should be noted this FBI number is associated with Freddie MARTINEZ JR. (DOB [REDACTED]).

Upon arriving, Det. D. Nguyen was assigned as Case Agent and told me to respond back to TPD to draft a search warrant. I wrote a search warrant requesting MARTINEZ'S pre-admitting blood from Orange County Global Hospital and a buccal swab for DNA. The Honorable Judge Kathleen ROBERTS signed the search warrant and I served the warrant the same day.

After signing the search warrant, I drove to Orange County Global Hospital and served MARTINEZ JR. the search warrant. I then obtained a buccal swab from MARTINEZ JR. After obtaining the buccal swab, I walked over to the lab and served the blood bank with the search warrant. Employee Alicia DY gave me two samples of preadmitting blood for MARTINEZ JR.

I booked the buccal swab and blood into TPD Property. See attached Property Sheet. I also filled out an OCCL request to have the blood analyzed.

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 19-1722
2 REFER OTHER REPORTS

ORIG
 SUPP

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 MARTINEZ JR, FREDDIE	

PROF. CODES D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W & I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
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ITEM NO. 1	3 TYPE E	4 QTY 1	5 ARTICLE PRE-ADMITTING BLOOD SAMPLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
10 COLOR(S) RED		11 DESCRIPTION PRE-ADMITTING BLOOD SAMPLE FROM O.C. GLOBAL LAB					

GUN TYPE <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM O.C. GLOBAL BLOOD LAB		13 SOURCE:
14 CURRENT LOCATION FREEZER #A		15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM

ITEM NO. 2	16 TYPE E	17 QTY 1	18 ARTICLE BUCCAL SWAB	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
23 COLOR(S)		24 DESCRIPTION BUCCAL SWAB OF FREDDIE MARTINEZ JR.					

GUN TYPE <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
25 PREMISE / AREA / ROOM TAKEN FROM FREDDIE MARTINEZ JR. O.C. GLOBAL ICU		26 SOURCE:
27 CURRENT LOCATION #022		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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 SCHALLER	ID NUMBER 1029	DATE 07/09/17	SIGNATURE FOR RECEIPT	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG OF
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**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
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3 NAME (LAST, FIRST, MIDDLE)		4 OCCUPATION	5 D.O.B.	6 SEX <input type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input type="checkbox"/> 4 IND <input type="checkbox"/> 8 P:ISL	<input type="checkbox"/> 1 WHT <input type="checkbox"/> 5 CHI <input type="checkbox"/> 9 VIET	<input type="checkbox"/> 2 HISP <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 10 OTH	<input type="checkbox"/> 3 BLK <input type="checkbox"/> 7 FIL
8 RESIDENCE ADDRESS		9 CITY	STATE	ZIP CODE	10 RES. PHONE ()			
11 CODE SECTION PC 245(C)	12 CRIME ADW ON POLICE	13 CLASSIFICATION FELONY		14 REFER OTHER REPORTS				
15 LOCATION MARINE CORPS AIR STATION TUSTIN		16 RD	17 DATE 07/09/19	18 TIME 0612				

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 ATTACHED

22 REPORTING OFFICER / ID NO. NEWTON #1147	23 DATE 07/09/19	24 APPROVED BY / ID NO. <i>CJ 17062</i>	25 DATE 07/10/19
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TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#19-4722

I am a Detective with the Tustin Police Department assigned to the Major Crimes section of the Investigations Unit. I have been assigned to review this case for possible criminal charges.

SUSPECT: FREDDIE MARTINEZ [REDACTED]

CRIME: PC 245(c) - ADW ON POLICE OFFICER

CASE SUMMARY:

A male suspect repeatedly disregarded police officers' direct orders to drop a weapon. The suspect presented a threat to the officers and was shot.

NARRATIVE:

INTERVIEW WITH OFFICER KIRWAN

DA Investigator Brower, Detective Nguyen and I interviewed Officer Kirwan. The interview was recorded by DA Investigator Brower and he retained the recording.

Officer Kirwan was on scene when the officer involved shooting occurred. He was sent to the location to assist Officer Mitchell and Officer Jankowski with a building search. Officer Kirwan is a field training officer and was working a two-man unit with his trainee, Officer Clay.

Officer Kirwan told us he and Officer Clay were clearing the downstairs of the building. He observed a male suspect emerge from a door on the second story holding a metal pipe. The suspect walked down the stairs holding the pipe and disregarded several commands to drop the pipe. The male suspect then walked back up the stairs and back through the door he had exited from. Officer Kirwan said he heard gunshots and when he walked upstairs, saw that the suspect had sustained gunshot wounds and began life saving measures on the suspect.

For more detail, refer to DA Investigator Brower's report.

INTERVIEW WITH OFFICER CLAY

Officer Clay told us that he was sent to the location to assist Officer Mitchel and Officer Jankowski with a building search. Officer Clay is in the field training program and was working a two-man unit with his FTO, Officer Kirwan.

Officer Clay told us he and Officer Kirwan were clearing the downstairs of the building. He observed a male suspect emerge from a door on the second story holding a wood stick with a metal tip. The suspect walked down the

DETECTIVE R. NEWTON #1147
INVESTIGATIONS UNIT
TUSTIN POLICE DEPARTMENT

APPROVED: _____

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#19-4722

stairs holding the wood stick and disregarded several commands to drop the object. The male suspect then walked back up the stairs and back through the door he had exited from. Officer Clay said he heard gunshots and when he walked upstairs, saw that the suspect had sustained gunshot wounds and began life saving measures on the suspect.

For more detail, refer to DA Investigator Brower's report.

INTERVIEW WITH [REDACTED]

DA Investigator Brower and I took [REDACTED] into the secured interview room at the Tustin Police Department. I read [REDACTED] her Miranda Rights from my department issued Miranda card. [REDACTED] answered "Yes" to all four questions and said she understood her rights.

[REDACTED] told me she has known Martinez since 2013 and that they met in Tennessee. Martinez spent a year in jail for corporal punishment against her. She said they have been living at the location on Marine Corps Air Station Tustin on and off for a couple months. She identified Martinez by telling me his name "Freddie Alberto Martinez". I asked her what Martinez was to her and she said, "He's a pain in the ass friend". She told me Martinez has a wife and kids in Parker, AZ. [REDACTED] said she has family in Tustin and that is how they ended up here.

[REDACTED] told me she and Martinez were asleep in the upstairs bedroom in one of the buildings at Marine Corps Air Base Tustin. They heard Tustin Police enter the building and announce their presence by saying, "Tustin PD". [REDACTED] said she knew she was not supposed to be in the building because there are signs that state, "No Trespassing".

[REDACTED] said Martinez grabbed a metal object that is used to secure the metal door they sleep behind and walked out the front door to confront the police officers. [REDACTED] described the metal object as being a steel bar, about 2 ½ feet long, metal and heavy (about four pounds). She said it could be seen as a weapon, especially because of the way Martinez was standing and presenting it to the officers. I asked her what would happen if someone was struck with the item and she told me it would "hurt a lot".

[REDACTED] said Martinez started "talking shit" to the police but she didn't know what exactly was being said. She remembers Martinez asking the police officers if they had a warrant. She heard the police tell Martinez numerous times to put the metal object down but Martinez didn't comply. She said Martinez walked halfway down the stairs to a landing area where there is no railing. She told me Martinez had the metal object by his side and was standing in an aggressive manner. She knew the two officers were police

DETECTIVE R. NEWTON #1147
INVESTIGATIONS UNIT
TUSTIN POLICE DEPARTMENT

APPROVED: _____

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#19-4722

because they announced themselves, were wearing a uniform, and had guns drawn.

██████████ backed up through the door and back into the room they had been sleeping in. She was confronted by two additional police officers and described one of them as being female. She knew they were police officers because they announced they were police officers and were wearing uniforms. She said Martinez came back up the stairs and into the room with the metal object, still standing in an aggressive manner. She said Martinez was standing with the metal object in his hand, yelling at the police and saying something like, "What are you doing to my girl". ██████████ said the female police officer appeared to focus on Martinez. The female police officer walked passed her and she believed the female police officer wanted her out of the way.

She said the two police officers were both giving Martinez verbal commands to put the "bar" down but Martinez did not comply. ██████████ told me she even told Martinez to put the bar down as she made her way out of the room. She said she was moving to the left to get out of the rear door. She said Martinez was "Kind of moving towards them" in reference to the police officers. She stated that when he was talking, he would raise the metal pipe up with both hands (she demonstrated) but never above his shoulders, that she observed while in the room. She estimated Martinez was about 10 feet away from the officers before she left the room. She said she "couldn't believe he was doing that either though... Why the hell would you even do that why would you go from one set of officers into another group, creating some chaos". She said she knew what was going to occur and she ran out into the hallway and began walking down the stairs on the east side of the building when she hears gunshots.

██████████ told me that Martinez was "in a stance" and was "repetitively told" to put the object down. I asked her to pretend she was one of those police officers and asked her if she would have done the same thing. She told me all three of them were in a small space and she got out because she saw it coming. She stated, "You know that's not going to be a good situation when somebody is repetitively telling you to put something down and you are not putting it down."

██████████ described Martinez as a heavy methamphetamine user. She said when Martinez is on methamphetamine, he is on a "roller coaster ride". She told me Martinez is defiant sometimes, argumentative and combative. She said he has problems and is not doing well. She told me he has been in lots of fights in jail and has been hit in the head so many times that he is not the same person anymore. She used the phrase "mentally retarded" to describe him. She said the last time he used meth was the previous day.

DETECTIVE R. NEWTON #1147
INVESTIGATIONS UNIT
TUSTIN POLICE DEPARTMENT

APPROVED: _____

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#19-4722

This concluded the interview with [REDACTED]. The interview was recorded in its' entirety and saved permanently to the TPD evidence library. [REDACTED] was released pursuant to PC 849(b) (see attached).

INTERVIEW WITH [REDACTED]

I brought [REDACTED] into the secured interview room where I read her Miranda Rights from my department issued Miranda card. She acknowledged she understood all of her rights and waived her rights by beginning to answer questions. It should be noted that [REDACTED] was very difficult to speak to due to her inability to effectively communicate with us. Based on my training and experience I believe [REDACTED] has used so much methamphetamine it has diminished her ability to comprehend time and location (see recorded interview).

[REDACTED] told me she did not stay on the base but was there to visit a male named [REDACTED], along with [REDACTED] mother and [REDACTED] mother's boyfriend. I know that [REDACTED] is [REDACTED] who is [REDACTED] son. [REDACTED] told me she knows that [REDACTED] mother is named [REDACTED] and that [REDACTED] boyfriend is named "Freedom".

[REDACTED] told me that at midnight or 0100 hours, she was in the building with everyone and [REDACTED] and Martinez were getting ready to "go do something". [REDACTED] said Martinez and [REDACTED] were moving items, and using tools, and moving bags out. She was talking to [REDACTED] until the morning and then she jumped over a fence and was stopped by officers.

[REDACTED] said [REDACTED] and Martinez were in an argument and [REDACTED] hit Martinez in the face. She decided to leave the building and looked out a window and saw [REDACTED] with a shovel outside near some garages. She left the building and had to use the bathroom. There was no bathroom inside and she wanted to go to the bathroom outside. After she used the bathroom the two of them walked by the hangar and [REDACTED] was talking about the history of the area. [REDACTED] was telling her about a gas chamber and a manhole cover. She said the last time she saw [REDACTED] [REDACTED] and Martinez, they were all in the building.

[REDACTED] was jumping over a fence when she was stopped by the police. She knew she was not supposed to be in the area because she was trespassing.

[REDACTED] was detained by police when the shooting occurred. Her interview was difficult to follow and she did not provide any useful information. She was incapable of answering simple questions such as, "How do you know [REDACTED]".

DETECTIVE R. NEWTON #1147
INVESTIGATIONS UNIT
TUSTIN POLICE DEPARTMENT

APPROVED: _____

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#19-4722

This concluded the interview with [REDACTED]. The interview was recorded in its' entirety and saved permanently to the TPD evidence library. [REDACTED] was released pursuant to PC 849(b) (see attached).

RECOMMENDATIONS:

I request this report be attached to the original report.

DETECTIVE R. NEWTON #1147
INVESTIGATIONS UNIT
TUSTIN POLICE DEPARTMENT

APPROVED: _____

1 <input type="checkbox"/> GANG RELATED <input checked="" type="checkbox"/> ADULT ARREST <input type="checkbox"/> SUSPECT ONLY <input type="checkbox"/> JUVENILE ARREST <input type="checkbox"/> SUPPLEMENT TO ORG RPT	TUSTIN POLICE DEPARTMENT 300 CENTENNIAL WAY TUSTIN, CA 92780	2 A <input type="checkbox"/> ACTIVE S <input type="checkbox"/> SUSPENDED R <input type="checkbox"/> RECORDS K <input type="checkbox"/> COURTESY	4 CR# 19-4722
	SUSPECT/ARRESTEE REPORT	3 <input type="checkbox"/> FEL. <input checked="" type="checkbox"/> MISD.	5 REFER OTHER RPT#
			6 PAGE # /

7 CODE SECTION PC 602	8 CRIME / INCIDENT TYPE TRESPASS	9 PRIMARY-COUNTS	10 SECONDARY-COUNTS	11 OTHER-COUNTS	12 OTHER-COUNTS
13 LOCATION OF CRIME/ARREST ARMSTRONG/ VALENCIA TUSTIN CA 92780		14 DATE OF CRIME/ARREST 07-09-19/1825		15 TIME OF CRIME / ARREST	

16 LICENSE # N/A	17 STATE	18 VEH YR	19 MAKE	20 MODEL	21 BODY 0 <input type="checkbox"/> UNK 1 <input type="checkbox"/> 2-DR 2 <input type="checkbox"/> 4-DR 3 <input type="checkbox"/> CONV 4 <input type="checkbox"/> P/U 5 <input type="checkbox"/> TRUCK STYLE 6 <input type="checkbox"/> VAN 7 <input type="checkbox"/> S/W 8 <input type="checkbox"/> RV 9 <input type="checkbox"/> M/C 10 <input type="checkbox"/> OTHER
22 COLOR/COLOR	23 OTHER CHARACTERISTICS (i.e. T/C Damage, Unique Marks or Paint, etc.)				24 DISPOSITION OF VEH
25 REGISTERED OWNER					

26 NAME (LAST FIRST MIDDLE)		CII NUMBER	27 SEX	28 DOR	29 RACE <input checked="" type="checkbox"/> WHT <input type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL <input type="checkbox"/> 8 P.ISL. <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH
31 POB Hollywood Ca		32 HGT 507	33 WGT 160	34 BUILD <input type="checkbox"/> 1 THIN <input checked="" type="checkbox"/> 2 MED <input type="checkbox"/> 3 UNK <input type="checkbox"/> 4 HEAVY <input type="checkbox"/> 5 MUSCLR	
35 HAIR <input type="checkbox"/> 0 UNK <input checked="" type="checkbox"/> 1 BRO <input type="checkbox"/> 2 BLK <input type="checkbox"/> 3 BLN <input type="checkbox"/> 4 RED <input type="checkbox"/> 5 GRAY <input type="checkbox"/> 6 S/P <input type="checkbox"/> 7 WHI <input type="checkbox"/> 8 OTH		36 EYES <input type="checkbox"/> 0 UNK <input checked="" type="checkbox"/> 1 BRO <input type="checkbox"/> 2 BLK <input type="checkbox"/> 3 BLU <input type="checkbox"/> 4 GRN <input type="checkbox"/> 5 HAZEL <input type="checkbox"/> 6 GRAY <input type="checkbox"/> 7 OTH		38 STATE CA	
39 RESIDENCE ADDRESS TRANSIENT TUSTIN CA.		40 ZIP CODE 92780	41 RES. PHONE () NONE		42 CELL PHONE () NONE
43 BUSINESS OR SCHOOL NAME AND ADDRESS NONE		44 ZIP CODE	45 GRADE	46 BUS. PHONE () →	
47 CON #		48 OCCUPATION(S) RESTAURANTS		49 STATUS <input checked="" type="checkbox"/> 1 DRIVER <input type="checkbox"/> 2 PED <input type="checkbox"/> 3 PAS	
51 CLOTHING PURPLE PANTS / GRAY TOP		52 GANG AFFILIATION HOW KNOWN NONE		<input type="checkbox"/> 1 KNOWN <input type="checkbox"/> 2 SUSPECTED	

53 AMOUNT OF HAIR Q21 <input checked="" type="checkbox"/> 01 FULL HEAD OF HAIR <input type="checkbox"/> 02 THINNING <input type="checkbox"/> 03 RECEDING <input type="checkbox"/> 04 BALD <input type="checkbox"/> 05 UNKNOWN <input type="checkbox"/> 06 OTHER	56 HAIR STYLE Q24 <input checked="" type="checkbox"/> 01 REGULAR <input type="checkbox"/> 02 PART RIGHT <input type="checkbox"/> 03 PART LEFT <input type="checkbox"/> 04 PART CENTER <input type="checkbox"/> 05 STRAIGHT BACK <input type="checkbox"/> 06 COMBED FORWARD <input type="checkbox"/> 07 BUZZ JOB <input type="checkbox"/> 08 FLAT TOP <input type="checkbox"/> 09 STRAIGHT <input type="checkbox"/> 10 CURLY OR PERMED <input type="checkbox"/> 11 WAVY <input type="checkbox"/> 12 AFRO CLOSE <input type="checkbox"/> 13 AFRO FULL (1 INCH) <input type="checkbox"/> 14 PROCESSED (BLK ONLY) <input type="checkbox"/> 15 IN CORN ROWS <input type="checkbox"/> 16 WITH PONY TAIL	57 FACIAL HAIR Q25 <input type="checkbox"/> 01 CLEAN SHAVEN <input type="checkbox"/> 02 MUSTACHE-THIN <input type="checkbox"/> 03 MUSTACHE-THICK <input type="checkbox"/> 04 UNSHAVEN <input type="checkbox"/> 05 FEW DAYS GROWTH <input type="checkbox"/> 06 SHORT BEARD <input type="checkbox"/> 07 LONG BEARD <input type="checkbox"/> 08 UNKEMPT BEARD <input type="checkbox"/> 09 SIDEBURNS <input type="checkbox"/> 10 FUMANCHU <input type="checkbox"/> 11 GOATEE <input type="checkbox"/> 12 UNKNOWN <input type="checkbox"/> 13 OTHER <input type="checkbox"/> 14 VAN DYKE	60 COMPLEXION Q27 <input type="checkbox"/> 01 LIGHT / FAIR <input type="checkbox"/> 02 MEDIUM <input type="checkbox"/> 03 DARK <input checked="" type="checkbox"/> 04 TAN <input type="checkbox"/> 05 SUNBURNED <input type="checkbox"/> 06 FRECKLED <input type="checkbox"/> 07 OLIVE <input type="checkbox"/> 08 RUDDY <input type="checkbox"/> 09 ACNE/POCKED <input type="checkbox"/> 10 WEATHERED <input type="checkbox"/> 11 WRINKLED <input type="checkbox"/> 12 ALBINO <input type="checkbox"/> 13 UNKNOWN <input type="checkbox"/> 14 OTHER
54 HAIR LENGTH Q22 <input type="checkbox"/> 01 VERY SHORT <input type="checkbox"/> 02 SHORT <input type="checkbox"/> 03 REGULAR <input type="checkbox"/> 04 OVER COLLAR <input checked="" type="checkbox"/> 05 OVER SHOULDERS <input type="checkbox"/> 06 LONG <input type="checkbox"/> 07 UNKNOWN <input type="checkbox"/> 08 OTHER	55 HAIR CONDITION Q23 <input type="checkbox"/> 01 CLEAN <input checked="" type="checkbox"/> 02 DIRTY <input type="checkbox"/> 03 GREASY <input type="checkbox"/> 04 MATTED <input type="checkbox"/> 05 ODOR <input type="checkbox"/> 06 OTHER	58 R/L HANDED Q26 <input checked="" type="checkbox"/> 01 RIGHT HANDED <input type="checkbox"/> 02 LEFT HANDED <input type="checkbox"/> 03 UNKNOWN	61 GLASSES Q28 <input type="checkbox"/> 01 YES BUT NO DESCR. <input type="checkbox"/> 02 PRESCRIPTION <input type="checkbox"/> 03 SUN GLASSES <input type="checkbox"/> 04 PLASTIC FRAME - COLOR <input type="checkbox"/> 05 WIRE FRAME <input type="checkbox"/> 06 CONTACTS <input type="checkbox"/> 07 NONE <input checked="" type="checkbox"/> 08 UNKNOWN <input type="checkbox"/> 09 OTHER
59 MIRANDA ADVISEMENT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO DATE/TIME: 7.9.19 / 1240+			

62 DISPOSITION: ADULT ARRESTEE <input checked="" type="checkbox"/> 849b1 P.C.602 <input type="checkbox"/> DETOX <input type="checkbox"/> RELSD O.R. <input type="checkbox"/> BOOKED O/CJ <input type="checkbox"/> BOOKED OTHER	63 <input type="checkbox"/> MISD. ARR / CITE / RELEASE CITATION #		
64 TRANSPORTED BY: MARTIN, C. #1355	65 DATE/TIME 7.9.19 / 0917	66 <input type="checkbox"/> FINGERPRINTED NA	67 <input checked="" type="checkbox"/> PHOTOGRAPHED Video
68 REPORTING OFFICER / ID NO. N. SOLIS #1298	69 DATE 07-09-19	70 APPROVED BY / ID NO.	71 DATE

72 CR # 19-4722

73 SPEECH <input type="checkbox"/> 01 NORMAL <input type="checkbox"/> 02 LISP <input checked="" type="checkbox"/> 03 SLURRED <input type="checkbox"/> 04 STUTTER <input type="checkbox"/> 05 DEEP <input type="checkbox"/> 06 HIGH PITCHED <input checked="" type="checkbox"/> 07 SOFT <input type="checkbox"/> 08 UNKNOWN OR NOT HEARD <input type="checkbox"/> 09 OTHER _____	Q29	75 TEETH <input type="checkbox"/> 01 BRACES <input type="checkbox"/> 02 BUCKED <input type="checkbox"/> 03 CHIPPED <input type="checkbox"/> 04 MISSING <input type="checkbox"/> 05 CROOKED <input type="checkbox"/> 06 GOLD / SILVER CAPPED <input type="checkbox"/> 07 STAINED <input checked="" type="checkbox"/> 08 NORMAL TEETH <input type="checkbox"/> 09 UNKNOWN <input type="checkbox"/> 10 OTHER _____	Q31	77 UNIQUE CLOTHING <input type="checkbox"/> 01 BEACH CLOTHES <input checked="" type="checkbox"/> 02 TRANSIENT <input type="checkbox"/> 03 CONSTRUCTION <input type="checkbox"/> 04 GANG STYLE <input type="checkbox"/> 05 PUNK <input type="checkbox"/> 06 MILITARY <input type="checkbox"/> 07 OTHER UNIFORM <input type="checkbox"/> 08 WELL DRESSED <input type="checkbox"/> 09 NORMAL DAY CLOTHES <input type="checkbox"/> 10 HAT <input type="checkbox"/> 11 SKI MASK <input type="checkbox"/> 12 STOCKING MASK <input type="checkbox"/> 13 UNKNOWN <input type="checkbox"/> 14 OTHER _____	Q33	78 WEAPON TYPE <input type="checkbox"/> 01 HANDS <input type="checkbox"/> 02 FEET <input type="checkbox"/> 03 CLUB <input type="checkbox"/> 04 MARTIAL ARTS <input type="checkbox"/> 05 BASEBALL BAT <input type="checkbox"/> 06 NUNCHUKU <input type="checkbox"/> 07 OTHER STRIKING OBJECT <input type="checkbox"/> 08 KNIFE <input type="checkbox"/> 09 BOTTLE <input type="checkbox"/> 10 SIMULATED FIREARM <input type="checkbox"/> 11 TOY GUN <input type="checkbox"/> 12 HANDGUN <input type="checkbox"/> 13 RIFLE / SHOTGUN <input type="checkbox"/> 14 NONE <input type="checkbox"/> 15 UNKNOWN <input type="checkbox"/> 16 OTHER _____	Q34
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74 ACCENT <input checked="" type="checkbox"/> 01 US NORMAL <input type="checkbox"/> 02 US SOUTHERN <input type="checkbox"/> 03 US EAST COAST <input type="checkbox"/> 04 BLACK SLANG <input type="checkbox"/> 05 SPANISH <input type="checkbox"/> 06 ASIAN <input type="checkbox"/> 07 EUROPEAN <input type="checkbox"/> 08 MIDDLE EAST <input type="checkbox"/> 09 JAMAICAN <input type="checkbox"/> 10 UNKNOWN OR NOT HEARD <input type="checkbox"/> 11 OTHER _____	Q30	76 SCARS, MARKS, OR TATTOOS <input type="checkbox"/> 01 FACE _____ <input type="checkbox"/> 02 TEETH _____ <input type="checkbox"/> 03 NECK _____ <input type="checkbox"/> 04 RIGHT ARM _____ <input checked="" type="checkbox"/> 05 LEFT ARM _____ <input type="checkbox"/> 06 RIGHT HAND _____ <input type="checkbox"/> 07 LEFT HAND _____ <input type="checkbox"/> 08 RIGHT LEG _____ <input type="checkbox"/> 09 LEFT LEG <u>FLOWERS</u> <input type="checkbox"/> 10 RIGHT SHOULDER _____ <input type="checkbox"/> 11 LEFT SHOULDER _____ <input type="checkbox"/> 12 FRONT TORSO <u>HEART HEARTS</u> <input type="checkbox"/> 13 BACK TORSO _____ <input type="checkbox"/> 14 MISSING FINGERS _____ <input type="checkbox"/> 15 MISSING LIMBS _____ <input type="checkbox"/> 16 UNKNOWN _____ <input type="checkbox"/> 17 OTHER _____	Q32	79 FIREARM DETAIL <input type="checkbox"/> 01 BLUE STEEL <input type="checkbox"/> 02 CHROME / NICKEL <input type="checkbox"/> 03 REVOLVER <input type="checkbox"/> 04 AUTOMATIC <input type="checkbox"/> 05 DERRINGER <input type="checkbox"/> 06 PUMP <input type="checkbox"/> 07 BOLT ACTION <input type="checkbox"/> 08 DOUBLE BARREL <input type="checkbox"/> 09 OVER-UNDER <input type="checkbox"/> 10 DISGUISED FIREARM <input type="checkbox"/> 11 SAWED OFF <input type="checkbox"/> 12 ALTERED STOCK <input type="checkbox"/> 13 NONE <input type="checkbox"/> 14 UNKNOWN <input type="checkbox"/> 15 OTHER _____	Q35
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- JUVENILES ONLY -

80 FATHER (LAST, FIRST, MIDDLE)	81 OCCUPATION	82 D.O.B.	83 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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	112 D.O.B.	113 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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) <input type="checkbox"/> RELEASED TO PARENT <input type="checkbox"/> DETAINED JUVENILE HALL-PARENT NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> YOUTH SHELTER HOME <input type="checkbox"/> UNABLE TO LOCATE PARENT <input type="checkbox"/> PARENT REFUSED CUSTODY					
156 FOLLOW UP: (MUST BE COMPLETED) <input type="checkbox"/> NO FOLLOW UP REQUIRED <input type="checkbox"/> FOLLOW UP REQUIRED <input type="checkbox"/> DIVERSION <input type="checkbox"/> PETITION <input type="checkbox"/> INFORMAL COUNSEL					
157 REPORTING OFFICER / ID NO. N. SOLIS #1298		158 DATE 7.9.19		159 APPROVED BY / ID NO.	
				160 DATE	

1 <input type="checkbox"/> GANG RELATED <input checked="" type="checkbox"/> ADULT ARREST <input type="checkbox"/> SUSPECT ONLY <input type="checkbox"/> JUVENILE ARREST <input type="checkbox"/> SUPPLEMENT TO ORG RPT	TUSTIN POLICE DEPARTMENT 300 CENTENNIAL WAY TUSTIN, CA 92780 SUSPECT/ARRESTEE REPORT	2 A <input type="checkbox"/> ACTIVE <input type="checkbox"/> S SUSPENDED <input type="checkbox"/> R RECORDS <input type="checkbox"/> K COURTESY	4 CR# 19-472L
		3 <input type="checkbox"/> FEL. <input checked="" type="checkbox"/> MISD.	5 REFER OTHER RPT# 6 PAGE # 3

CRIME	7 CODE SECTION PC 602	8 CRIME / INCIDENT TYPE TRESPASS	9 PRIMARY-COUNTS	10 SECONDARY-COUNTS	11 OTHER-COUNTS	12 OTHER-COUNTS	
	13 LOCATION OF CRIME/ARREST ARMSTRONG/VALENCIA TUSTIN CA. 92780			14 DATE OF CRIME / ARREST 07-09-19	15 TIME OF CRIME / ARREST 0825		
VEHICLE	16 LICENSE # N/A	17 STATE -	18 VEHYR	19 MAKE	20 MODEL	21 BODY 0 <input type="checkbox"/> UNK 1 <input type="checkbox"/> 2-DR 2 <input type="checkbox"/> 4-DR 3 <input type="checkbox"/> CONV 4 <input type="checkbox"/> P/U 5 <input type="checkbox"/> TRUCK STYLE 6 <input type="checkbox"/> VAN 7 <input type="checkbox"/> S/W 8 <input type="checkbox"/> R/V 9 <input type="checkbox"/> M/C 10 <input type="checkbox"/> OTHER	
	22 COLOR/COLOR -	23 OTHER CHARACTERISTICS (i.e. T/C Damage, Unique Marks or Paint, etc.) -				24 DISPOSITION OF VEH -	
	25 REGISTERED OWNER -						



51 CLOTHING BLK SHIRT (CROCKES) / BLK PANTS	52 GANG AFFILIATION HOW KNOWN NONE	<input type="checkbox"/> 1 KNOWN <input type="checkbox"/> 2 SUSPECTED
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53 AMOUNT OF HAIR Q21 <input checked="" type="checkbox"/> 01 FULL HEAD OF HAIR <input type="checkbox"/> 02 THINNING <input type="checkbox"/> 03 RECEDING <input type="checkbox"/> 04 BALD <input type="checkbox"/> 05 UNKNOWN <input type="checkbox"/> 06 OTHER	54 HAIR LENGTH Q22 <input type="checkbox"/> 01 VERY SHORT <input type="checkbox"/> 02 SHORT <input checked="" type="checkbox"/> 03 REGULAR <input type="checkbox"/> 04 OVER COLLAR <input type="checkbox"/> 05 OVER SHOULDERS <input type="checkbox"/> 06 LONG <input type="checkbox"/> 07 UNKNOWN <input type="checkbox"/> 08 OTHER	55 HAIR CONDITION Q23 <input type="checkbox"/> 01 CLEAN <input type="checkbox"/> 02 DIRTY <input checked="" type="checkbox"/> 03 GREASY <input checked="" type="checkbox"/> 04 MATTED <input type="checkbox"/> 05 ODOR <input type="checkbox"/> 06 OTHER	56 HAIR STYLE Q24 <input checked="" type="checkbox"/> 01 REGULAR <input type="checkbox"/> 02 PART RIGHT <input type="checkbox"/> 03 PART LEFT <input type="checkbox"/> 04 PART CENTER <input type="checkbox"/> 05 STRAIGHT BACK <input type="checkbox"/> 06 COMBED FORWARD <input type="checkbox"/> 07 BUZZ JOB <input type="checkbox"/> 08 FLAT TOP <input type="checkbox"/> 09 STRAIGHT <input type="checkbox"/> 10 CURLY OR PERMED <input type="checkbox"/> 11 WAVY <input type="checkbox"/> 12 AFRO CLOSE <input type="checkbox"/> 13 AFRO FULL (1 INCH) <input type="checkbox"/> 14 PROCESSED (BLK ONLY) <input type="checkbox"/> 15 IN CORN ROWS <input type="checkbox"/> 16 WITH PONY TAIL <input type="checkbox"/> 17 WITH TAIL <input type="checkbox"/> 18 IN BRAIDS <input type="checkbox"/> 19 NEW WAVE <input type="checkbox"/> 20 PUNK <input type="checkbox"/> 21 UNKNOWN <input type="checkbox"/> 22 OTHER <input type="checkbox"/> 23 SHAVED <input type="checkbox"/> 24 FADE <input type="checkbox"/> 25 MULLET	57 FACIAL HAIR Q25 <input type="checkbox"/> 01 CLEAN SHAVEN <input type="checkbox"/> 02 MUSTACHE-THIN <input type="checkbox"/> 03 MUSTACHE-THICK <input type="checkbox"/> 04 UNSHAVEN <input type="checkbox"/> 05 FEW DAYS GROWTH <input type="checkbox"/> 06 SHORT BEARD <input type="checkbox"/> 07 LONG BEARD <input type="checkbox"/> 08 UNKEMPT BEARD <input type="checkbox"/> 09 SIDEBURNS <input type="checkbox"/> 10 FUMANCHU <input type="checkbox"/> 11 GOATEE <input type="checkbox"/> 12 UNKNOWN <input type="checkbox"/> 13 OTHER <input type="checkbox"/> 14 VAN DYKE	58 R/L HANDED Q26 <input checked="" type="checkbox"/> 01 RIGHT HANDED <input type="checkbox"/> 02 LEFT HANDED <input type="checkbox"/> 03 UNKNOWN	59 MIRANDA ADVISEMENT <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO DATE/TIME: 7.9.19 / 1200+	60 COMPLEXION Q27 <input type="checkbox"/> 01 LIGHT / FAIR <input checked="" type="checkbox"/> 02 MEDIUM <input type="checkbox"/> 03 DARK <input type="checkbox"/> 04 TAN <input type="checkbox"/> 05 SUNBURNED <input type="checkbox"/> 06 FRECKLED <input type="checkbox"/> 07 OLIVE <input type="checkbox"/> 08 RUDDY <input type="checkbox"/> 09 ACNE/POCKED <input type="checkbox"/> 10 WEATHERED <input type="checkbox"/> 11 WRINKLED <input type="checkbox"/> 12 ALBINO <input type="checkbox"/> 13 UNKNOWN <input type="checkbox"/> 14 OTHER	61 GLASSES Q28 <input type="checkbox"/> 01 YES BUT NO DESCR. <input type="checkbox"/> 02 PRESCRIPTION <input type="checkbox"/> 03 SUN GLASSES <input type="checkbox"/> 04 PLASTIC FRAME - COLOR <input type="checkbox"/> 05 WIRE FRAME <input type="checkbox"/> 06 CONTACTS <input checked="" type="checkbox"/> 07 NONE <input type="checkbox"/> 08 UNKNOWN <input type="checkbox"/> 09 OTHER
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62 DISPOSITION: ADULT ARRESTEE <input checked="" type="checkbox"/> 849b1 602 PC	<input type="checkbox"/> DETOX	<input type="checkbox"/> RELSD O.R.	<input type="checkbox"/> BOOKED OCJ	63 <input type="checkbox"/> MISD. ARR / CITE / RELEASE
<input type="checkbox"/> BOOKED OTHER	CITATION #			

64 TRANSPORTED BY: M ELENDREZ, G. # 1346	65 DATE/TIME 7.9.19 / 0931	66 <input type="checkbox"/> FINGERPRINTED NA	67 <input checked="" type="checkbox"/> PHOTOGRAPHED / video
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68 REPORTING OFFICER / ID NO. N. SOLIS # 1298	69 DATE 7.9.19	70 APPROVED BY / ID NO. JT1062	71 DATE 07/10/19
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72 CR # 19-47 22

73 SPEECH <input checked="" type="checkbox"/> 01 NORMAL <input type="checkbox"/> 02 LISP <input type="checkbox"/> 03 SLURRED <input type="checkbox"/> 04 STUTTER <input type="checkbox"/> 05 DEEP <input type="checkbox"/> 06 HIGH PITCHED <input type="checkbox"/> 07 SOFT <input type="checkbox"/> 08 UNKNOWN OR NOT HEARD <input type="checkbox"/> 09 OTHER _____	75 TEETH <input type="checkbox"/> 01 BRACES <input type="checkbox"/> 02 BUCKED <input type="checkbox"/> 03 CHIPPED <input type="checkbox"/> 04 MISSING <input type="checkbox"/> 05 CROOKED <input type="checkbox"/> 06 GOLD / SILVER CAPPED <input type="checkbox"/> 07 STAINED <input checked="" type="checkbox"/> 08 NORMAL TEETH <input type="checkbox"/> 09 UNKNOWN <input type="checkbox"/> 10 OTHER _____	77 UNIQUE CLOTHING <input type="checkbox"/> 01 BEACH CLOTHES <input type="checkbox"/> 02 TRANSIENT <input type="checkbox"/> 03 CONSTRUCTION <input type="checkbox"/> 04 GANG STYLE <input type="checkbox"/> 05 PUNK <input type="checkbox"/> 06 MILITARY <input type="checkbox"/> 07 OTHER UNIFORM <input type="checkbox"/> 08 WELL DRESSED <input checked="" type="checkbox"/> 09 NORMAL-DAY CLOTHES <input type="checkbox"/> 10 HAT <input type="checkbox"/> 11 SKI MASK <input type="checkbox"/> 12 STOCKING MASK <input type="checkbox"/> 13 UNKNOWN <input type="checkbox"/> 14 OTHER _____	78 WEAPON TYPE <input type="checkbox"/> 01 HANDS <input type="checkbox"/> 02 FEET <input type="checkbox"/> 03 CLUB <input type="checkbox"/> 04 MARTIAL ARTS <input type="checkbox"/> 05 BASEBALL BAT <input type="checkbox"/> 06 NUNCHUKU <input type="checkbox"/> 07 OTHER STRIKING OBJECT <input type="checkbox"/> 08 KNIFE <input type="checkbox"/> 09 BOTTLE <input type="checkbox"/> 10 SIMULATED FIREARM <input type="checkbox"/> 11 TOY GUN <input type="checkbox"/> 12 HANDGUN <input type="checkbox"/> 13 RIFLE / SHOTGUN <input type="checkbox"/> 14 NONE <input type="checkbox"/> 15 UNKNOWN <input type="checkbox"/> 16 OTHER _____
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74 ACCENT <input checked="" type="checkbox"/> 01 US NORMAL <input type="checkbox"/> 02 US SOUTHERN <input type="checkbox"/> 03 US EAST COAST <input type="checkbox"/> 04 BLACK SLANG <input type="checkbox"/> 05 SPANISH <input type="checkbox"/> 06 ASIAN <input type="checkbox"/> 07 EUROPEAN <input type="checkbox"/> 08 MIDDLE EAST <input type="checkbox"/> 09 JAMAICAN <input type="checkbox"/> 10 UNKNOWN OR NOT HEARD <input type="checkbox"/> 11 OTHER _____	76 SCARS, MARKS, OR TATTOOS <input type="checkbox"/> 01 FACE _____ <input type="checkbox"/> 02 TEETH _____ <input type="checkbox"/> 03 NECK <u>HEART / ANARCHIST</u> <input type="checkbox"/> 04 RIGHT ARM <u>TOBACCO</u> <input checked="" type="checkbox"/> 05 LEFT ARM _____ <input type="checkbox"/> 06 RIGHT HAND _____ <input type="checkbox"/> 07 LEFT HAND <u>CRAB</u> <input type="checkbox"/> 08 RIGHT LEG _____ <input type="checkbox"/> 09 LEFT LEG <u>HEARTS X3</u> <input type="checkbox"/> 10 RIGHT SHOULDER _____ <input type="checkbox"/> 11 LEFT SHOULDER _____ <input type="checkbox"/> 12 FRONT TORSO _____ <input type="checkbox"/> 13 BACK TORSO _____ <input type="checkbox"/> 14 MISSING FINGERS _____ <input type="checkbox"/> 15 MISSING LIMBS _____ <input type="checkbox"/> 16 UNKNOWN _____ <input type="checkbox"/> 17 OTHER _____	79 FIREARM DETAIL <input type="checkbox"/> 01 BLUE STEEL <input type="checkbox"/> 02 CHROME / NICKEL <input type="checkbox"/> 03 REVOLVER <input type="checkbox"/> 04 AUTOMATIC <input type="checkbox"/> 05 DERRINGER <input type="checkbox"/> 06 PUMP <input type="checkbox"/> 07 BOLT ACTION <input type="checkbox"/> 08 DOUBLE BARREL <input type="checkbox"/> 09 OVER-UNDER <input type="checkbox"/> 10 DISGUISED FIREARM <input type="checkbox"/> 11 SAWED OFF <input type="checkbox"/> 12 ALTERED STOCK <input type="checkbox"/> 13 NONE <input type="checkbox"/> 14 UNKNOWN <input type="checkbox"/> 15 OTHER _____
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- JUVENILES ONLY -

80 FATHER (LAST, FIRST, MIDDLE)	81 OCCUPATION	82 D.O.B.	83 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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	112 D.O.B.	113 NOTIFIED <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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 <input type="checkbox"/> YES <input type="checkbox"/> 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. N. Solis #1298	158 DATE 7.9.19	159 APPROVED BY / ID NO.	160 DATE
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**TUSTIN POLICE DEPARTMENT
INVESTIGATIVE NARRATIVE
CR#: 19-4722
DETECTIVE N. SOLIS #1298**

***** SUPPLEMENTAL REPORT *****

I am a Master Reserve Officer/Detective with the Tustin Police Department assigned to the GRADE Investigation Unit. I was assigned to assist in this case.

CASE SUMMARY

On July 09, 2019, At approximately 0815 hours an Officer involved shooting occurred in the city of Tustin, county of Orange. At approximately 0910 I was asked to assist with two Females who had been in the area of the incident. They had been arrested by Tustin Police Officers MARTIN #1355 and MELENDREZ # 1346.

INVESTIGATION NARRATIVE

On July 09, 2019, At approximately 0920 hours I met Officers MARTIN and MELENDREZ in the prisoner bay area of the Tustin Police Department. I observed MELENDREZ remove personal property from [REDACTED] and place it in a clear plastic bag which she gave to me. I labeled this bag with [REDACTED] name and placed it just outside her cell (#1).

At the same time, I was assisting MELENDREZ, MARTIN remove personal items from [REDACTED] and placed them in a clear plastic bag. She then gave me the bag. I labeled this bag with [REDACTED] name and placed it just outside her cell (#2).

I placed a digital recorder between the two cells where there was no expectation of privacy. This was later downloaded onto a Tustin Police Department computer. There was no conversation heard between [REDACTED] and [REDACTED] during the approximate two hours the recorder was recording.

I monitored both cells while [REDACTED] and [REDACTED] were in custody, refer to the attached Tustin Police pre-booking medical screening log.

Tustin Police Investigator R. NEWTON # 1147 and Orange County District Attorney Investigator CRAIG BRAUER conducted interviews with [REDACTED] and [REDACTED], refer to their reports for details.

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE NARRATIVE
CR#: 19-4722
DETECTIVE N. SOLIS #1298

*** **SUPPLEMENTAL REPORT** ***

After the interviews, I assisted NEWTON with releasing both [REDACTED] and [REDACTED] per PC 849 (1) (b).

[REDACTED] was given all her personal property back and signed the attached Tustin PD inventory form.

I was given all her personal property back and signed the inventory form, attached as well as the PC 849 (1)(b) form, attached.

TUSTIN POLICE DEPARTMENT

DR# 19-4722

CERTIFICATE OF RELEASE

As required by the provisions of Penal Code section 851.6 (as amended by Stats. 1975, ch. 1117), I hereby certify that the taking into custody of _____
(subject's name)

on 07-09-2019
(date) by the TUSTIN POLICE DEPARTMENT
was a detention only, not an arrest

_____ was released on
(subject's name)

07-09-2019
(date) by the TUSTIN POLICE DEPARTMENT

pursuant to the provisions of: paragraph (1) of subdivision (b) of Penal Code section 849 / Penal Code section 849.5, pertinent portions of which appear on the reverse of this certificate.

Signed _____
Title Police Officer
(STATE ALSO WHETHER RELEASING OFFICER OR HIS SUPERIOR OFFICER)

I hereby stipulate that there was reasonable and probable cause to detain me on 07-09-19

pursuant to PC 602
(CODE AND SECTION) Signed _____
(SUBJECT)

WHITE - Defendant CANARY - Records PINK - Jail

TUSTIN POLICE DEPARTMENT
300 CENTENNIAL WAY
TUSTIN, CA 92780

CR# 19-4722

PRE-BOOKING MEDICAL SCREEN INFORMATION (REQUIRED FOR ALL IN-CUSTODY PERSONS)

ARRESTEE NAME: [REDACTED] ARRESTEE DOB: [REDACTED] M F

SCREENING OFFICER: Solis #682 DATE: 07-09-19 TIME: 10:07

QUESTIONS TO BE ASKED OF EVERY ARRESTEE:

	YES	NO
1. Do you have any of the following medical problems? <input type="checkbox"/> Diabetes <input type="checkbox"/> Heart Trouble <input type="checkbox"/> Seizures <input type="checkbox"/> Lab confidential <input type="checkbox"/> Hypertension <input type="checkbox"/> Asthma <input type="checkbox"/> T.B. <input type="checkbox"/> STD <input type="checkbox"/> Psych. problems <input type="checkbox"/> Back/joint disease <input type="checkbox"/> Pregnancy <input type="checkbox"/> Fx or sprains <input type="checkbox"/> Hepatitis <input type="checkbox"/> Psych. hospital <input type="checkbox"/> ENT. Prob. <input type="checkbox"/> Allergies Type _____ When _____ <input type="checkbox"/> Dental Problems <input type="checkbox"/> Other: _____		<input checked="" type="checkbox"/>
2. Are you taking or do you need to take any prescribed medications (including birth control pills)?		<input checked="" type="checkbox"/>
3. Are you on methadone? <input type="checkbox"/> Detox or <input type="checkbox"/> Maintenance		<input checked="" type="checkbox"/>
4. Have you had a head injury or any other kind of injury in the last 72 hours?		<input checked="" type="checkbox"/>
5. Do you have any artificial limbs, braces, dentures, hearing aid, contact lenses or eyeglasses?		<input checked="" type="checkbox"/>
6. Are you an alcoholic? Last drink: <u>7-8-19</u> Any Any seizures or DT's? How much do you drink? <u>SOCIAL</u>		<input checked="" type="checkbox"/>
7. Do you use any street drugs such as heroin, cocaine, PCP or anything else? <u>meth</u> Last use: <u>A few days ago</u>	<input checked="" type="checkbox"/>	
8. Do you have any rash, cuts, sores, boils, or abscesses?		<input checked="" type="checkbox"/>
9. Do you have a hernia?		<input checked="" type="checkbox"/>
10. Do you have night sweats, cough, spit up sputum when you cough?		<input checked="" type="checkbox"/>
11. Have you been admitted to the hospital in the last 3 months?		<input checked="" type="checkbox"/>
12. Have you ever tried to harm yourself or take your own life? When? <u>OH NO</u>		<input checked="" type="checkbox"/>
13. Are you now thinking of harming yourself?		<input checked="" type="checkbox"/>
14. Have you ever been treated at a Regional Center or diagnosed with developmental problems?		<input checked="" type="checkbox"/>

VISUAL OBSERVATIONS OF THE ARRESTEE BY BOOKING OFFICER:

(A "YES" ANSWER TO ANY OF THESE QUESTIONS SHALL RESULT IN THE IMMEDIATE NOTIFICATION OF THE WATCH COMMANDER.)

- 1. Does the arrestee appear to be sick or injured suggesting the need for medical attention? YES NO
- 2. Are you aware of any incident that may cause the arrestee to require medical or mental care? YES NO
- 3. Does the arrestee show any bizarre behavior suggesting the need for immediate psychological evaluation such as the risk of suicide or assault on anyone? YES NO
- 4. Are you aware of any drug or alcohol ingestion or habit? YES NO
- 5. Does the arrestee appear to be so under the influence of (or withdrawal from) drugs and/or alcohol so as to require immediate attention? YES NO
- 6. Was arrestee involved in an accident or altercation prior to arrest? YES NO
- 7. Does the arrestee appear to be infested with lice or vermin? YES NO
- 8. Does arrestee speak English? YES NO
- 9. Are you a U.S. Citizen? YES NO
- 10. Consular notification requested? YES NO
- 11. Consular notified? YES NO

COMMENTS: _____

SIGNATURE OF OFFICER: [Signature] ID# 1298 DATE 7.9.19
WATCH COMMANDER: LT. HAVOURS ID# _____

TUSTIN POLICE DEPARTMENT

DR# 19-4722

CERTIFICATE OF RELEASE

As required by the provisions of Penal Code section 851.6 (as amended by Stats. 1975, ch. 1117), I hereby certify that the taking into custody of _____

(subject's name)

on 07-09-2019 by the TUSTIN POLICE DEPARTMENT

(date)

was a detention only not an arrest

(subject's name)

was released on

07-09-2019 by the TUSTIN POLICE DEPARTMENT

(date)

pursuant to the provisions of: paragraph (1) of subdivision (b) of Penal Code section 849 / Penal Code section 849.5, pertinent portions of which appear on the reverse of this certificate.

Signed _____

Title Police officer

(STATE ALSO WHETHER RELEASING OFFICER OR HIS SUPERIOR OFFICER)

I hereby stipulate that there was reasonable and probable cause to detain me on 7-2-19

pursuant to 602

(CODE AND SECTION)

Signed _____

WHITE - Defendant

CANARY - Records

PINK - Jail

PRE-BOOKING MEDICAL SCREEN INFORMATION (REQUIRED FOR ALL IN-CUSTODY PERSONS)

ARRESTEE NAME [REDACTED] ARRESTEE DOB: [REDACTED] M F

SCREENING OFFICER: Solis #1298 DATE: 7.9.19 TIME: 1000

QUESTIONS TO BE ASKED OF EVERY ARRESTEE:

1. Do you have any of the following medical problems?	YES	NO
<input type="checkbox"/> Diabetes <input type="checkbox"/> Heart Trouble <input type="checkbox"/> Seizures <input type="checkbox"/> Lab confidential <input type="checkbox"/> Hypertension <input type="checkbox"/> Asthma <input type="checkbox"/> T.B. <input type="checkbox"/> STD <input type="checkbox"/> Psych. problems <input type="checkbox"/> Back/joint disease <input type="checkbox"/> Pregnancy <input type="checkbox"/> Fx or sprains <input type="checkbox"/> Hepatitis <input type="checkbox"/> Psych. hospital <input type="checkbox"/> ENT. Prob. <input type="checkbox"/> Allergies _____ Type _____ When _____ <input type="checkbox"/> Dental Problems <input type="checkbox"/> Other: _____		<input checked="" type="checkbox"/>
2. Are you taking or do you need to take any prescribed medications (including birth control pills)?		<input checked="" type="checkbox"/>
3. Are you on methadone? <input type="checkbox"/> Detox or <input type="checkbox"/> Maintenance		<input checked="" type="checkbox"/>
4. Have you had a head injury or any other kind of injury in the last 72 hours?		<input checked="" type="checkbox"/>
5. Do you have any artificial limbs, braces, dentures, hearing aid, contact lenses or eyeglasses?		<input type="checkbox"/>
6. Are you an alcoholic? Last drink: <u>2 days AGO</u> Any Any seizures or DT's? How much do you drink? _____		<input checked="" type="checkbox"/>
7. Do you use any street drugs such as heroin, cocaine, PCP or anything else? <u>METH</u> Last use: <u>3 HOURS AGO</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Do you have any rash, cuts, sores, boils, or abscesses?		<input checked="" type="checkbox"/>
9. Do you have a hernia?		<input checked="" type="checkbox"/>
10. Do you have night sweats, cough, spit up sputum when you cough?		<input checked="" type="checkbox"/>
11. Have you been admitted to the hospital in the last 3 months?		<input checked="" type="checkbox"/>
12. Have you ever tried to harm yourself or take your own life? When? _____		<input checked="" type="checkbox"/>
13. Are you now thinking of harming yourself?		<input checked="" type="checkbox"/>
14. Have you ever been treated at a Regional Center or diagnosed with developmental problems?		<input checked="" type="checkbox"/>

VISUAL OBSERVATIONS OF THE ARRESTEE BY BOOKING OFFICER:

(A "YES" ANSWER TO ANY OF THESE QUESTIONS SHALL RESULT IN THE IMMEDIATE NOTIFICATION OF THE WATCH COMMANDER.)

- 1. Does the arrestee appear to be sick or injured suggesting the need for medical attention? YES NO
- 2. Are you aware of any incident that may cause the arrestee to require medical or mental care? YES NO
- 3. Does the arrestee show any bizarre behavior suggesting the need for immediate psychological evaluation such as the risk of suicide or assault on anyone? YES NO
- 4. Are you aware of any drug or alcohol ingestion or habit? YES NO
- 5. Does the arrestee appear to be so under the influence of (or withdrawal from) drugs and/or alcohol so as to require immediate attention? YES NO
- 6. Was arrestee involved in an accident or altercation prior to arrest? YES NO
- 7. Does the arrestee appear to be infested with lice or vermin? YES NO
- 8. Does arrestee speak English? YES NO
- 9. Are you a U.S. Citizen? YES NO
- 10. Consular notification requested? YES NO
- 11. Consular notified? YES NO

COMMENTS: SLURRED SPEECH / SLEEPY / KEPT NODDING OFF (SLEEPING)
while Questioning / could NOT remember MOMS ADDRESS (FONTANA)
PHONE # OR HER (CA) SOCIAL #

SIGNATURE OF OFFICER: [Signature] ID# 1298 DATE 7.9.19

WATCH COMMANDER: LT. HAVOURD ID# _____

TUSTIN POLICE DEPARTMENT

300 CENTENNIAL WAY
TUSTIN, CA 92780

ARRESTEE PROPERTY REPORT

NCIC/CII CA 0302200 APRPROP(TPD 104P)REV.7/10

1 CR NUMBER <div style="font-size: 2em; text-align: center;">19 4722</div>	
3 LOCKER NUMBER	4 CELL NUMBER <div style="font-size: 2em; text-align: center;">#2</div>
5 PROPERTY REMOVED BY (NAME, ID#) <div style="font-size: 1.5em;">Solis #1298</div>	6 WITNESSED BY: (NAME, ID#) <div style="font-size: 1.5em;">Newton</div>
7 DATE <div style="font-size: 1.5em;">7.9.19</div>	8 TIME <div style="font-size: 1.5em;">1:57pm</div>

9 PROPERTY

<input type="checkbox"/> BILLFOLD/PURSE	<input type="checkbox"/> CREDIT CARDS	<input type="checkbox"/> CELL PHONE	<input type="checkbox"/> SHOES	<input type="checkbox"/> BELT	<input type="checkbox"/> GLASSES	<input type="checkbox"/> KEYS
<input type="checkbox"/> CHECKBOOK (CHECK #'S _____)	<input type="checkbox"/> JEWELRY (PLEASE LIST) _____					
<input type="checkbox"/> MONEY	\$100.00 X (____) = (____)					
	\$ 50.00 X (____) = (____)					
TOTAL	\$ 20.00 X (____) = (____)					
	\$ 10.00 X (____) = (____)					
	\$ 5.00 X (____) = (____)					
(____)	\$ 2.00 X (____) = (____)					
	\$ 1.00 X COIN = (____)					

MISC ARTICLES / CLOTHING

Backpack / [REDACTED] "

Misc clothing items

10 PROPERTY REMOVED

INCAPABLE OF SIGNING/REFUSAL TO SIGN DATE 7.9.19

THE ABOVE PERSONAL PROPERTY IS CORRECT TIME 1:50

X _____
ARRESTEE SIGNATURE

X _____
OFFICER SIGNATURE

Newton

X _____
WITNESS SIGNATURE

11 PROPERTY RETURNED

INCAPABLE OF SIGNING/REFUSAL TO SIGN DATE 7.9.19

THE ABOVE PERSONAL PROPERTY IS CORRECT TIME 1:51

X _____
ARRESTEE SIGNATURE

X _____
OFFICER SIGNATURE

TRANSFERRED TO: _____

12 CELL CHECK

INITIALS	ID #	TIME	INITIALS	ID #	TIME
	1298	0920	_____	_____	_____
	1298	1000	_____	_____	_____
	1298	1030	_____	_____	_____
	1298	1120	_____	_____	_____
	1298	1201	_____	_____	_____
	1298	1239	_____	_____	_____
ocda Craig/Newton	Interview	1245	_____	_____	_____
	1298	1:11	_____	_____	_____
	1298	1:40	_____	_____	_____
	1298	Released 8496	_____	_____	_____

13 ARRESTING OFFICER/ID NO. <div style="font-size: 1.2em;">N. Solis #1298</div>	14 SUPERVISOR AUTHORIZING RELEASE (RANK, NAME, ID NO.)
--	--



P R E S S R E L E A S E

FOR IMMEDIATE RELEASE
July 9, 2019

Contact:
Lt. Andrew Birozy
(714) 573-3282
abirozy@tustinca.org

Officer Involved Shooting

On Tuesday, July 9, 2019 at approximately 8 a.m., Tustin Police Officers responded to the former Tustin Marine Base, in the area of Armstrong and Valencia for a report of a male subject attempting to enter a building on the former base property.

Upon arrival, officers contacted subjects inside the building and one subject was armed with a metal object. An officer involved shooting occurred and officers immediately rendered first aid. Paramedics were called to the scene. The injured subject was transported to a local hospital and is currently being treated by hospital staff.

There are no outstanding suspects and no danger to the community. The investigation is ongoing. Per department policy, the Orange County District Attorney's Office is conducting an investigation into the incident.

TUSTIN
POLICE DEPARTMENT

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
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3 NAME (LAST, FIRST, MIDDLE) Deputy R. Ensley #3523	4 OCCUPATION Deputy Sheriff	5 D.O.B. ---	6 SEX <input type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input type="checkbox"/> 1 WHT <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	<input type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL
--	--------------------------------	-----------------	---	---	--

8 RESIDENCE ADDRESS ---	9 CITY ---	STATE ---	ZIP CODE ---	10 RES. PHONE (---) ---
----------------------------	---------------	--------------	-----------------	------------------------------

11 CODE SECTION CPC 245(c)	12 CRIME ADW on Officer	13 CLASSIFICATION Felony	14 REFER OTHER REPORTS ---
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15 LOCATION 1001 N. Tustin Avenue, Santa Ana, CA 92705	16 RD ---	17 DATE 7-11-19	18 TIME 1600
---	--------------	--------------------	-----------------

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 ATTACHED NARRATIVE

22 REPORTING OFFICER / ID NO. A.Ok #1293	23 DATE 7-11-19	24 APPROVED BY HD NO. <i>[Signature]</i>	25 DATE 7.11.19
---	--------------------	---	--------------------

TUSTIN POLICE DEPARTMENT

SUPPLEMENTAL REPORT

CR # 19-4722

Page | 1

SUPPLEMENTAL

JUL 12 2019

NARRATIVE

On 7-11-19, I was working in full uniform, assigned to a prisoner-watch detail. At approximately 1600 hours I arrived at Orange County Global (1001 N. Tustin Avenue, Santa Ana, CA 92705) and relieved Officer J. De Leon #1250 from her station.

The suspect, Freddie Martinez [REDACTED], was housed in room #419. I had minimal contact with Martinez as he was sleeping.

At approximately 1930 hours, OCSD Deputy R. Ensley #3523 arrived and took over the prisoner-watch detail. I released custody of Martinez to him.

This concluded my involvement in this case. I request a copy of this report be included with the original report.

POLICE OFFICER

A. OK #1293

TUSTIN POLICE DEPARTMENT
INVESTIGATIVE SUPPLEMENTAL REPORT
CR#:19-4722

SUPPLEMENTAL

JUL 15 2019

I am a Detective with the Tustin Police Department assigned to the Special Operations Division / Criminal Investigations Unit.

Supplemental Report

On 07/11/2019, I filed and booked a search warrant in reference to this case. I booked the search warrant into TPD Property locker #022. See attached paperwork.

G. Schaller #1029

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR# 19-4722
2 REFER OTHER REPORTS

ORIG
 SUPP

SUPPLEMENTAL

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	MARTINEZ JR. FREDDIE		JUL 15 2019

PROF. CODES D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W & I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
---	--------------------------	--	---	---	---	---

ITEM NO. 1	3 TYPE E	4 QTY 1	5 ARTICLE SEARCH WARRANT	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
	10 COLOR(S)		11 DESCRIPTION AS				

GUN	TYPE <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other <input type="checkbox"/> Rifle <input type="checkbox"/> Combo	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM TPD		13 SOURCE:	14 CURRENT LOCATION LTORZ
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
	23 COLOR(S)		24 DESCRIPTION				

GUN	TYPE <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other <input type="checkbox"/> Rifle <input type="checkbox"/> Combo	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other <input type="checkbox"/> Rifle <input type="checkbox"/> Combo	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other <input type="checkbox"/> Rifle <input type="checkbox"/> Combo	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 <input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other <input type="checkbox"/> Rifle <input type="checkbox"/> Combo	CATEGORY <input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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 SEHALLER	ID NUMBER 1027	DATE 7/11/19	SIGNATURE FOR RECEIPT	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG OF
-----------------------------------	--------------------------	------------------------	-----------------------	---	----------------------------------	-------

19-4722

SUPERIOR COURT OF THE STATE OF CALIFORNIA, COUNTY OF ORANGE
CENTRAL JUSTICE CENTER
700 W Civic Center Drive, Santa Ana, CA 92701.

NOTICE TO SHERIFF

NOTICE TO SHERIFF:

PEOPLE OF THE STATE OF CALIFORNIA

VERSUS

Martinez, Freddie Jr

Case No: **19CF1910**

AKAs: Martinez, Freddiberto ; Martinez, Freddie ; Martinez, Freddie ; Martine
DOB: [REDACTED] Sex: M BKG#:

Date of Order: 07/11/19 Judicial Officer: Menninger, Kimberly Dept: C5

Charging Doc: Original Complaint

CNT OL CHARGE

CNT OL CHARGE

1 F 245(c) PC

2 F 245(c) PC

3 M 148(a)(1) PC

4 M 166(c)(1) PC

5 M 602(m) PC

Pre Trial set on 07/19/2019 at 08:30 AM in Department C55 .

Preliminary Hearing set on 07/23/2019 at 08:30 AM in Department C55 .

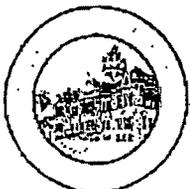
Defendant ordered to appear .

Court orders bail set in the amount of \$50,000.00 .

Defendant remanded to the custody of the Sheriff .

Notice to Sheriff issued.

Notice to Sheriff printed .



**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
--------------------------	---

RP

3 NAME (LAST, FIRST, MIDDLE) [REDACTED]		4 OCCUPATION -	5 D.O.B. [REDACTED]	6 SEX <input checked="" type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input checked="" type="checkbox"/> 1 WHT <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	<input type="checkbox"/> 2 HISP <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL	<input type="checkbox"/> 3 BLK <input type="checkbox"/> 7 FIL
8 RESIDENCE ADDRESS [REDACTED]		9 CITY [REDACTED]	STATE [REDACTED]	ZIP CODE [REDACTED]	10 RES. PHONE [REDACTED]		
11 CODE SECTION PC 245(c)	12 CRIME ASSAULT W/DEADLY WEAPON	13 CLASSIFICATION FELONY		14 Refer Other Reports -			
15 LOCATION MARINE CORPS AIR STATION BLDG #24		16 RD SOUTH	17 DATE 7/9/19	18 TIME 0612			

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

SUPPLEMENTAL

20 TATTOO DESCRIPTION / SYNOPSIS:
TT: **N/A**

JUL 22 2019

ATTN: DATA ENTRY CLERK - ENTER DESCRIPTIONS OF SCARS, MARKS, TATTOOS FROM SUSPECT PAGE.

21 NARRATIVE:
SEE ATTACHED SUPPLEMENTAL REPORT.

22 REPORTING OFFICER / ID NO. G. MELENDREZ #1346	23 DATE 7/9/19	24 APPROVED BY / ID NO. D. NGUYEN #1151	25 DATE 07/22/19
--	--------------------------	---	----------------------------

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR #19-4722
OFFICER MELENDREZ #1346**

To be noted: Throughout this investigation, I was wearing my Tustin Police Department body worn camera and driving a TPD vehicle with an in-car camera. This report is based on my independent recollection, without review of the BWC or in-car camera footage associated with this incident. The following interviews are summaries of statements given to me by the parties involved in this report. They are not intended to be verbatim unless indicated otherwise by quotation marks.

On 7/9/2019, at approximately 0816 hours, Officer Martin and I responded Code-3 to assist officers who were involved in a shooting at the Marine Corps Air Station Tustin, Building #: 226. Upon my arrival, I assisted in clearing the buildings for any potential outstanding suspects but none were located.

After setting up a crime scene perimeter, I was instructed to transport one of the females detained to TPD pending further investigation.

At approximately 0709 hours, I transported the female to TPD and placed her into an isolated cell. The female verbally identified herself as [REDACTED] Master Reserve Officer Solis arrived to my location in the sally port. Officer Solis monitored [REDACTED] in the cell and I returned to the area of Valencia and Armstrong. The female was later identified as [REDACTED]

I staged at the southeast corner of the intersection (of Valencia and Armstrong) and at approximately 1534 hours, a vehicle pulled up towards my location. The driver exited his vehicle and identified himself as the reporting party (RP) who reported a male, White, approximately 30 years old, shirtless, walking near the hangars. Additionally, the male was trying to prop open the garages. The RP identified himself as [REDACTED] [REDACTED] I relayed the information to Sgt. Fetterling and she gave me permission to drive [REDACTED] to TPD to meet with detectives.

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL REPORT
CR #19-4722
OFFICER MELENDREZ #1346**

When we arrived to TPD, I spoke to Detective Nguyen who later interviewed [REDACTED] For further on [REDACTED] statements see Detective Nguyen's report for further.

**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
-------------------	---

3 NAME (LAST, FIRST, MIDDLE) Brodhagen, Stacy		4 OCCUPATION Nurse		5 D.O.B. Refused		6 SEX <input type="checkbox"/> 1 M <input type="checkbox"/> 1 F		7 RACE <input type="checkbox"/> 4 IND <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET		<input type="checkbox"/> 1 WHT <input type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL <input type="checkbox"/> 10 OTH	
8 RESIDENCE ADDRESS OC Global- 1001 N. Tustin Ave			9 CITY Santa Ana		STATE CA		ZIP CODE 92705		10 RES. PHONE (714) 953-3500		
11 CODE SECTION CPC 245(c)		12 CRIME Assault Deadly Wpn		13 CLASSIFICATION Felony		14 REFER OTHER REPORTS					
15 LOCATION OC Global- 1001 N. Tustin Ave, Santa Ana, CA				16 RD		17 DATE 07-10-19		18 TIME 1725			

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 SUPPLEMENTAL

JUL 22 2019

20 TATTOO DESCRIPTION / SYNOPSIS:
TT:

ATTN: DATA ENTRY CLERK - ENTER DESCRIPTIONS OF SCARS, MARKS, TATTOOS FROM SUSPECT PAGE.

21 NARRATIVE:

On 07-10-19 I was working a uniformed hospital detail at Orange County Global Medical Center, located at 1001 N. Tustin Avenue in the City of Santa Ana. I was assigned to monitor the suspect, Freddie Martinez, while he was admitted at the hospital.

At approximately 1600 hours, Martinez had surgery to remove a bullet fragment from his right leg. At approximately 1725 hours, the operating room nurse, Stacy Brodhagen, gave me a sealed evidence envelope. Nurse Brodhagen said the envelope contained the bullet fragment that was removed from Martinez's upper right leg. I signed the outside of the envelope to document that Nurse Brodhagen released the bullet fragment to me.

Using my digital camera, I photographed the label on the exterior of the envelope to show the documentation of the chain of custody. I transported the envelope in my secured police vehicle to TPD where I booked it into TPD Property as evidence. Detective D. Nguyen was notified.

22 REPORTING OFFICER / ID NO. De Leon / 1250	23 DATE 07-11-19	24 APPROVED BY / ID NO. D. NGUYEN #119	25 DATE 07/22/19
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26 CR #
19-4722

²⁷ On 07-11-19 at approximately 1530 hours, Detective D. Nguyen requested that I collect a pair of underwear which belonged to Martinez. I located the pair of cut "Ethika" underwear in Martinez's bag of personal property which was stored next to his bed at OC Global Hospital, Room #419. The underwear had what appeared to be blood on them. I collected the underwear and transported them to TPD for further processing.

Using my digital camera, I photographed the underwear. I booked the underwear into TPD Property as evidence. I uploaded all of the photographs to the secured TPD server; see attached copies.

SUPPLEMENTAL

~~JUL 22 2019~~

PROPERTY REPORT

**TUSTIN
POLICE DEPARTMENT**

ORIG
 SUPP

1 CR# **19-4722**
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	MARTINEZ, FREDDIE		

SUPPLEMENTAL
JUL 22 2019

PROP. CODES D=DISPOSAL REQ. E=EVIDENCE F=FOUND	SK=SAFEKEEPING L=LOST	R=RECOVERED S=STOLEN S/R=STOLEN/RECOV.	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W&I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> D.V./12028.5 PC	LOC. CODES C=CAGE F=FREEZER L=LOCKER #	R=REFRIGERATOR H=HAZ.MAT. V=VICTIM RETAINED
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ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	1	BULLET FRAGMENT	-	-	-	-
10 COLOR(S)			11 DESCRIPTION				
-			BULLET FRAGMENT FROM A'S RIGHT LEG				

GUN TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	CALIBER: BARREL LENGTH:
12 PREMISE / AREA / ROOM TAKEN FROM		13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM
OC GLOBAL		S	L# 14	

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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver <input type="checkbox"/> Rifle <input type="checkbox"/> Combo <input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> 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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG 1 OF 1
DE LEON	1250	07/01/19				

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# **19-4722**
2 REFER OTHER REPORTS

ORIG
 SUPP

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 MARTINEZ, FREDDIE

PROP. CODES: D=DISPOSAL REQ. SK=SAFEKEEPING R=RECOVERED S=STOLEN S/R=STOLEN/RECOV. SEARCH WARRANT 5150 / 8102 W&I FINDER'S CLAIM D.V./12028.5 PC
E=EVIDENCE L=LOST F=FOUND

ITEM NO. 3 TYPE **E** 4 QTY **1** 5 ARTICLE **UNDERWEAR** 6 BRAND **ETHIKA** 7 MODEL **NITRO CIRCUS** 8 SERIAL NO./OAN **-** 9 VALUE **-**

10 COLOR(S) **MULTI** 11 DESCRIPTION **CUT UNDERWEAR W/POSSIBLE BLOOD**

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 **OCG - RM #419** 13 SOURCE: **3** 14 CURRENT LOCATION **L#8** 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

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

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 **DE LEON** ID NUMBER **125007-11-19** DATE SIGNATURE FOR RECEIPT RECEIPT MAILED REFUSED PG 1 OF 1

19-4722

MISSION MEDICAL CENTER SANTA ANA
3001 North Tustin Avenue, Santa Ana, CA 92705

EVIDENCE BAG

Date: 7/10/19 Patient Name: Marchese, Fredric
Description of Contents: Piece of bullet
from right leg

Date & Time of Recovery: 7/17 7:16/19
Location of Recovery: Global Medical Center
Recovered by: DR. O HOSSON

CHAIN OF CUSTODY

Received from: _____ By: _____
Date: _____ Time: _____
Taken to: _____
Date: _____ Time: _____

EVIDENCE BAG RELEASE

Date: 7/10/19 Time: 12:50
Released to: S. De Leon
Print Name and Title: _____
Badge No: 1250 Dept: Police
Contact Phone No: 714 573 3200
Issued by: Stacy Brodhaugen
Print Name & Title: _____
Signature: _____

Verify condition of bag and tape closure.
DO NOT OPEN BAG. Photocopy front.
The person receiving the bag sign below on photocopy
and photocopy in Patient's medical record with original.

001459

MISSION MEDICAL CENTER SANTA ANA
3001 North Tustin Avenue, Santa Ana, CA 92705

EVIDENCE BAG

Date: 7/10/19 Patient Name: Marchese, Fredric
Description of Contents: Piece of bullet
from right leg

Date & Time of Recovery: 7/17 7:16/19
Location of Recovery: Global Medical Center S. De Leon
Recovered by: DR. O HOSSON

CHAIN OF CUSTODY

Received from: _____ By: _____
Date: _____ Time: _____
Taken to: _____
Date: _____ Time: _____

001459

INSTRUCTIONS: Fill in full name, date, and all pertinent information. Do not
open bag. Complete entire form before photocopying. Do not photocopy bag until
tape closure is secured. Do not attempt to open bag until instructed. Do not attempt to
tamper with bag.

Received from: _____ Time: _____
Taken to: _____

EVIDENCE BAG RELEASE

Date: 7/10/19 Time: 12:50
Released to: S. De Leon
Print Name and Title: _____
Badge No: 1250 Dept: Police
Contact Phone No: 714 573 3200
Issued by: Stacy Brodhaugen
Print Name & Title: _____
Signature: _____

Verify condition of bag and tape closure.
DO NOT OPEN BAG. Photocopy front.
The person receiving the bag sign below on photocopy
and photocopy in Patient's medical record with original.

001459



SUPPLEMENTAL

JUL 22 2019

Medical Temp. No: _____

ORANGE COUNTY JAIL
Santa Ana, California

- EXPEDITE BOOKING
 - MEDICAL BOOKING
 - NORMAL BOOKING
- PRE-BOOKING RECORD

FOR JAIL USE ONLY

PLEASE PRINT OR TYPE

BOOKING NUMBER 3124 470	RECEIVING OFFICER <i>CL [Signature]</i>	DATE 7-11-19/1904	SUPPLEMENTAL WARRANTS YES	HOW MANY 1
<input type="checkbox"/> STREET BOOKING	<input type="checkbox"/> WARRANT	<input checked="" type="checkbox"/> COURT ORDER	<input type="checkbox"/> OTHER (SPECIFY)	
<input type="checkbox"/> COMMITMENT				

HOLD

TO BE COMPLETED BY ARRESTING OR TRANSPORTING OFFICER

PLEASE FILL IN ALL OF THE BOXES BELOW THIS LINE PRIOR TO SUBMITTING TO THE RECEIVING GUARD STATION

ARRESTING AGENCY TUSTIN PD	OCSD AREA OR CONTRACT CITY _____	AGENCY CASE 19-4722	DATE & TIME ARRESTED 070919 @ 1810
--------------------------------------	-------------------------------------	-------------------------------	--

NAME: LAST MARTINEZ	FIRST FREDDIE	MIDDLE (NNN) JR.
-------------------------------	-------------------------	----------------------------

BIRTH	SEX M	RACE MIS	HEIGHT 5'6"	WEIGHT 165	HAIR BRO	EYES BRO	STATE & COUNTRY OF BIRTH NV, USA	CITIZENSHIP USA
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AKA ① FREEDOM MARTINEZ, ② "FREEDOM"	DRIVE _____
---	----------------

JURISDICTION COC	WARRANT OR CASE NUMBER 19CF1910	BAIL \$50,000
----------------------------	---	-------------------------

CHARGE 1 PC 245(c)	CHARGE 4 PC 602(m)
CHARGE 2 PC 148(a)(1)	CHARGE 5 PC 245(c)
CHARGE 3 PC 166(c)(1)	CHARGE 6 _____

DNA

DNA COLLECTED BY OFFICER _____ PREVIOUSLY COLLECTED NOT COLLECTED (EXPLAIN BELOW)

EXPLAIN WHY DNA WAS NOT COLLECTED _____

OCCUPATION UNEMPLOYED	MARITAL STATUS MARRIED	SOCIAL SECURITY NUMBER _____	TELEPHONE NO. VNK
---------------------------------	----------------------------------	---------------------------------	-----------------------------

SCARS, MARKS, TATTOOS, AMPES
SKULL ON (R) FOREARM, SHIELD (L) BICEP, "FREEDOM" - BACK, STARS (L)/(R) SHOULDERS

ADDRESS TRANSIENT	CITY _____	STATE _____	ZIP _____
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NEXT OF KIN: NAME REFUSED	RELATIONSHIP _____	TELEPHONE NO. _____
-------------------------------------	-----------------------	------------------------

ADDRESS _____	CITY _____	STATE _____	ZIP _____
------------------	---------------	----------------	--------------

ARRESTEE EMPLOYER NAME UNEMPLOYED	BUSINESS ADDRESS _____
---	---------------------------

OFFICER'S ADDITIONAL INFORMATION - CHECK BOX IF YOU BELIEVE THE ARRESTEE WILL REQUIRE MEDICAL ATTENTION OR SPECIAL MANAGEMENT.

MEDICAL (ILL OR INJURED) MENTAL INTOXICATED PROTECTIVE CUSTODY HIGH SECURITY

EXPLAIN
ARRESTEE CURRENTLY @ OCS KU #31.

ARRESTING OFFICER D. NGUYEN	ID # 1151	MANDATORY FOREIGN CONSULAR NOTIFICATION MADE PER CPC 834c <input type="checkbox"/> YES <input type="checkbox"/> NO <input checked="" type="checkbox"/> N/A
---------------------------------------	------------------	---

PERMISSION TO USE TELEPHONE AFTER ARREST: (Pursuant to Penal code Section 851.5) *
I have been given the opportunity to make three (3) FREE telephone calls within the LOCAL DIALING area, or at MY OWN EXPENSE IF OUTSIDE the Local dialing area. If I am a custodial parent with responsibility for a minor child, I have been given the opportunity to make two (2) additional FREE telephone calls within the local dialing area, or at MY OWN EXPENSE IF OUTSIDE the local dialing area, for the purpose of arranging for the care of my minor child(ren) in my absence.

RECORD OF TELEPHONE CALLS:

Telephone calls DESIRED Telephone calls COMPLETED

CUSTODIAL PARENT Telephone calls DESIRED _____ CUSTODIAL PARENT Telephone calls COMPLETED _____

Location **OC GLOBAL-ICU** Date **07-10-19** Time **0800**

Witnessing Officer **DE LEON** ID # **1250** Agency **TUSTIN PD**

SIGNATURE *[Signature]* **1250**

PROPERTY INVENTORY RECEIPT

THIS FORM MUST BE COMPLETED ON ALL ORANGE COUNTY JAIL BOOKINGS.

SHADED AREAS ARE FOR I.R.C. USE ONLY

I.R.C. BOOKING NUMBER: 3124 470

DATE/TIME: 07-11-1994

NAME: 1 LAST NAME = MCARDIE (MIA) DOB: [REDACTED]
LAST FIRST MIDDLE

ARRESTING AGENCY: TUSTIN PD COURT: I.C. ARRESTING OFFICER: D. NOVEN #1151

MONEY: \$ 0 RECEIVED: \$ 2 RECEIVED BY: ST/15361

This form is to be completed in the presence of the arrestee. List all items by amount and color. If property is not removed, indicate RETAINED in the appropriate box. List jewelry by either yellow or white metal, indicate color of stones only. Complete even if NO PROPERTY is received.

	VERIFIED/IRC		YELLOW METAL	WHITE METAL	VERIFIED/IRC
BELT		EARRINGS			
KNIFE		CHARMS			
CHECKBOOK		CHECKS			
BILLFOLD		BRACELET			
GLASSES		RINGS		2	
KEYS		NECK CHAIN		1	
WATCH		LIGHTER			

MISCELLANEOUS PROPERTY (Bulk property will NOT be accepted):

(1) CLOTH BRACELET, 2 BUSINESS CARDS, 1 MEDICAL ID CARD, 1 PHOTO

PROPERTY RELEASED: _____
 RELEASED TO: _____ DATE/TIME: _____
PRINT NAME/SIGNATURE

ITEMS RETAINED BY ARRESTING AGENCY: (EVIDENCE OR SAFEKEEPING):
COPIES, 1 CAR, 1151

INVENTORY OFFICER: D. NOVEN AGENCY: 7733 COURT: I.C.
 SIGNATURE & BADGE #: _____ DATE/TIME: 07-11-1994
PRINT NAME

I HAVE REVIEWED THIS INVENTORY AND IT ACCURATELY REFLECTS THE PROPERTY IN MY POSSESSION AT THIS TIME.
 ARRESTEE'S SIGNATURE: X VERIFIED BY: ST/15361

MONEY/PROPERTY TRANSFER RECORD

TO BE COMPLETED ON ALL AGENCY-TO-AGENCY TRANSFERS/SIGNATURE INDICATES RECEIPT OF PROPERTY

RECEIVED BY: _____ AGENCY: _____ DATE/TIME: _____
PRINT NAME/SIGNATURE

DISCREPANCIES (IF ANY): _____

RECEIVED BY: _____ AGENCY: _____ DATE/TIME: _____
PRINT NAME/SIGNATURE

DISCREPANCIES (IF ANY): _____

RECEIVED BY: _____ AGENCY: _____ DATE/TIME: _____
PRINT NAME/SIGNATURE

DISCREPANCIES (IF ANY): _____

TO BE COMPLETED AT TIME OF RELEASE

I HAVE REVIEWED MY PROPERTY AND I ACKNOWLEDGE RECEIPT OF ALL MONEY AND ARTICLES LISTED ABOVE EXCEPT THAT PORTION THEREOF PREVIOUSLY RELEASED BY ORDER.

SIGNATURE: _____ DATE/TIME: _____

RELEASED BY: _____ AGENCY/COURT: _____
PRINT NAME/SIGNATURE

COMMENTS: _____

Original - File Yellow - Property Pink - Inmate Gold - Agency

POLICE DEPARTMENT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
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3 NAME (LAST, FIRST, MIDDLE) N/A	4 OCCUPATION N/A	5 D.O.B. N/A	6 SEX <input type="checkbox"/> 1 M <input type="checkbox"/> 1 F	7 RACE <input type="checkbox"/> 4 IND <input type="checkbox"/> 8 PISL	<input type="checkbox"/> 1 WHT <input type="checkbox"/> 5 CHI <input type="checkbox"/> 9 VIET	<input type="checkbox"/> 2 HISP <input type="checkbox"/> 6 JAPN	<input type="checkbox"/> 3 BLK <input type="checkbox"/> 7 FIL <input type="checkbox"/> 10 OTH
8 RESIDENCE ADDRESS Roodhill / Valencia	9 CITY —	STATE —	ZIP CODE —	10 RES. PHONE ()			
11 CODE SECTION PL 245	12 CRIME Assault w/ Deadly Weapon	13 CLASSIFICATION Deadly Weapon		14 REFER OTHER REPORTS 19-4927			
15 LOCATION Valencia / Armstrong	16 RD	17 DATE 07-17-19	18 TIME 0730				

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:
 ON 7-13-19 OFFICER DELEON YELLOW TAGGED THE PROPERTY INSIDE THE BUILDING ON THE U.S. MARINE AIR BASE, TUSTIN, WHERE THE OFFICER INVOLVED SHOOTING OCCURED, THE BUILDING IS LOCATED AT VALONCIA & ARMSTRONG. (INCIDENT # FOR THE YELLOW TAG IS 9TU30620).
 I COLLECTED 2 CELL PHONES AND 1 PAIR OF BEATS HEADPHONES. THE REMAINING PROPERTY INSIDE THE BUILDING WAS TRASH OR SOILED GARMETS. THE COLLECTION OF PROPERTY WAS CAPTURED ON MY BODY WORN CAMERA.
 DURING THE COLLECTION A MALE SUBJECT, IDENTIFIED AS JOSH ROSARIO, WAS FOUND INSIDE THE BUILDING AND ARRESTED. SEE CR # 19-4927 FOR ARREST DETAILS.

22 REPORTING OFFICER / ID NO. BREEZE 1084	23 DATE 07-17-19	24 APPROVED BY / ID NO.  #9689	25 DATE 7-17-19
--	---------------------	---	--------------------

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

1 CR#	19-4722
2 REFER OTHER REPORTS	

X ORIG
□ SUPP

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)
0	UNKNOWN		

PROP. CODES	D=DISPOSAL REQ. SK=SAFEKEEPING	R=RECOVERED	<input type="checkbox"/> SEARCH WARRANT	<input type="checkbox"/> FINDER'S CLAIM	LOC. CODES	C=CAGE	R=REFRIGERATOR
	E=EVIDENCE L=LOST	S=STOLEN	<input type="checkbox"/> 5150 / 8102 W&I	<input type="checkbox"/> D.V./12028.5 PC		F=FREEZER	H=HAZ.MAT.
	F=FOUND	S/R=STOLEN/RECOV.				L=LOCKER #	V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	SK	1	Headphones	Beats			
	10 COLOR(S)		11 DESCRIPTION				
	Blue		w/ Blck case				

GUN	TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle <input type="checkbox"/> Combo		<input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	
12 PREMISE / AREA / ROOM TAKEN FROM		13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
Valencia Armstrong Building			L-16		

ITEM NO.	16 TYPE	17 QTY	18 ARTICLE	19 BRAND	20 MODEL	21 SERIAL NO./OAN	22 VALUE
2	SK	2	Cellphones	wlc			
	23 COLOR(S)		24 DESCRIPTION				
	Black		w/ CRACKED SCREENS				

GUN	TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle <input type="checkbox"/> Combo		<input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	
25 PREMISE / AREA / ROOM TAKEN FROM		26 SOURCE:	27 CURRENT LOCATION	28 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM	
			L-16		

ITEM NO.	29 TYPE	30 QTY	31 ARTICLE	32 BRAND	33 MODEL	34 SERIAL NO./OAN	35 VALUE
14	W&I						
	36 COLOR(S)		37 DESCRIPTION				

GUN	TYPE	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle <input type="checkbox"/> Combo		<input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	
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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle <input type="checkbox"/> Combo		<input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	
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	<input type="checkbox"/> Pistol <input type="checkbox"/> Shotgun <input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto <input type="checkbox"/> Pump <input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle <input type="checkbox"/> Combo		<input type="checkbox"/> Semi Auto <input type="checkbox"/> Over / Under <input type="checkbox"/> Other	
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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG 1 OF 1
Blaze	1089	7.17.19				

TUSTIN POLICE DEPARTMENT
Supplemental Report
19-4722

SUPPLEMENTAL
JUL 26 2019

Narrative

On July 24, 2019 at approximately 1110 hours Officer Nelson and I were working uniformed patrol in a marked police unit (#821). We were dispatched to 10001 North Tustin Avenue, in the City of Santa Ana, reference picking up evidence for CR 19-4722.

I received the evidence from Deputy B. Nicholson, at approximately 1130 hours. The evidence was a bullet which was surgically removed during an operation. The bullet was placed inside a plastic container and sealed inside a white plastic bag. I booked the evidence into the Tustin PD evidence locker number 29.

For further details of the investigation, refer to Officer Martin's original report (CR 19-4722).

PROPERTY REPORT

TUSTIN POLICE DEPARTMENT

ORIG SUPP

1 CR# 19-4722 2 REFER OTHER REPORTS SUPPLEMENTAL JUL 26 2019

SOURCE CODE: "F"=FINDER "O"=OWNER "S"=SUSPECT "V"=VICTIM "W"=WITNESS

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) S MARTINEZ, FREDDIE

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 10 COLOR(S) 11 DESCRIPTION UNK BULLET FROM MARTINEZ, FREDDIE

GUN TYPE CATEGORY CALIBER: BARREL LENGTH:

12 PREMISE / AREA / ROOM TAKEN FROM 13 SOURCE: 14 CURRENT LOCATION 15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM OC GLOBAL S L79 BULLET SEALED IN BAG BY OCB

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 CATEGORY 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 CATEGORY 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 CATEGORY 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 CATEGORY 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 1 OF 1



R777852
915924
19-49032
Non STD

OC CRIME LAB
Orange County Sheriff-Coroner Department

FORENSIC VOLATILE EXAMINATION REPORT

Name (Last, First Middle): **MARTINEZ, Freddie Jr**

FR# 19-49032

Description: Pink Top Tube

Date of Birth: [REDACTED]

Sample Type: **Hospital Blood**
Sample Received: 07/15/2019

Vial# (BAIN): **915924**
Volume: 4.5

Submitting Agency: **Tustin Police Department**
Charge: 245 PC

DR#: **19-04722**
Arrest Date/Time:

Collected Location:
Collected Date/Time: 07/09/2019 0900
Chain: See Evidence
Details:

Technician: RR
Drop Off Date: 07/15/2018

I, the undersigned, certify under penalty of perjury that the blood or urine analysis reported herein was performed during the regular course of my duties, and is a true and correct representation of the results of my analysis. I further certify that I am a qualified Forensic Alcohol Supervisor (FAS) or Forensic Alcohol Analyst (FAA) employed by the Orange County Sheriff-Coroner Department, OC Crime Lab, that the equipment used to perform the analysis was in proper working order at the time the analysis was performed and the recording of the analytical results was done at the time of the analysis. I further certify that the transfer of data for reporting purposes was performed electronically in accord with the laboratory's policies and procedures. (This certification is intended for Department of Motor Vehicle Administrative Per Se hearings.)

A sample of material was used for volatile examination. All concentration uncertainties are based on a >95% confidence level.

LABORATORY ANALYTICAL RESULTS AND INTERPRETATIONS - (See below for final result)

<u>Analyst</u>	<u>Analysis Date (ID)</u>	<u>Inst#</u>	<u>Ethanol Result (w/v)</u>	<u>Volatiles Detected</u>
E. Palmer, FAA	EJP07182019A	GCMS-A - 51	0.000 ± 0.005	
V. Horton, FAA	VSH07192019A	55 - 53	0.000 ± 0.005	

Signatures: [Signature] 07-23-19 [Signature] 07-23-19

This form reports volatile results only. A drug screen is performed on all cases. Specific drug analyses may be requested by calling the OC Crime Lab at (714) 834-4514. Drug results will NOT affect the reported results.

File: JUL 24 2019 1:20
Rev (12.9)

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Review: [Signature] 7-24-19
19-49032



DEPARTMENT OF THE NAVY
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
33000 NIXIE WAY, BLDG 50 Suite 207
SAN DIEGO, CA 92147

11011
Ser BPMOW.eal/246
August 1, 2019

Chief of Police, Stuart Greenberg
Tustin Police Department
300 Centennial Way
Tustin, California 92780

Dear Chief Greenberg:

On behalf of the United States of America, the Department of Navy (Navy) is the land holding agency for property known as the former Marine Corps Air Station (MCAS) Tustin, Tustin, California. The 1,590 acres that comprised MCAS Tustin was closed under the Defense Base Closure and Realignment Act of 1990 (PL 101-510). As of the date of this letter, 233 acres of fee property (known as Parcels 1, 2, 18, 19, 22, 40 and Carve outs 2, 5, 6 and 9) have yet to be conveyed and remain in federal control.

On Tuesday July 9, 2019 Tustin Police identified three individuals who are believed to have trespassed on Parcel 18 in and around Building 226 at MCAS Tustin. The Tustin Police Department informed our office that these individuals were found trespassing on U.S. Government property. We understand that the trespassers were apprehended.

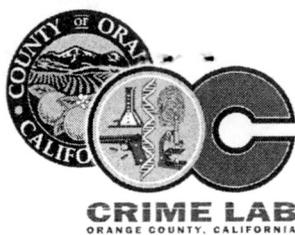
MCAS Tustin is subject to proprietary jurisdiction and as such, the Tustin Police Department may exercise full police powers on federal property. On the basis that your department is willing to enforce local laws, we are authorizing you to prosecute these individuals as you deem appropriate.

We appreciate the responsiveness of your officers and are committed to minimizing harm to any individual accessing our premises, regardless of their intentions. As such, I've instructed my team to assess the layaway standards of the remaining acreage and to implement measures to continue to protect public safety. Should you have any suggestions or questions concerning this matter, please contact Mr. Charles Perry. Mr. Perry can be reached at 619-524-5256 or charles.l.perry@navy.mil.

Sincerely,

A handwritten signature in black ink, appearing to read "Kimberly A. Ostrowski", is written over a horizontal line.

KIMBERLY A. OSTROWSKI
Director



OC CRIME LAB
Orange County Sheriff-Coroner Department

R782687
915924
19-49032
Tox

TOXICOLOGICAL EXAMINATION REPORT

Name (L, FM): MARTINEZ, Freddie Jr FR# 19-49032
Vial # (BAIN): 915924 Sample Received: 07/15/2019
Sample Type: Hospital Blood Volume: 4.5
Submitting Agency: Tustin Police Department DR#: 19-04722
Charge: 245 PC
Arrest Date/Time: Court:
Technician: RR Obtained Date/Time: 07/09/2019 0900 Location:
Requested Work: Toxicology
Details:
Other Samples:

A portion of the sample was removed from the evidence container for each exam performed [analysts and dates listed below]. All concentration uncertainties are based on a >95% confidence level. Reported results relate only to the items examined.

LABORATORY ANALYTICAL RESULTS AND INTERPRETATIONS

Findings: 582 ± 50 ng/mL Methamphetamine
88 ± 10 ng/mL Amphetamine
10.4 ± 1.3 ng/mL Carboxy-THC

Remarks

An exam indicated that the sample may contain caffeine and etomidate, but additional examination was not performed to confirm their presence.

An exam indicated that the sample may contain THC, but additional examination did not confirm its presence.

Examinations

- Presumptive screening by Immunoassay was performed for: Barbiturates, Methamphetamine and/or Related Compounds, Cannabinoids (THC and/or Related Compounds) [Casassa 7/25/19].
Examination by GCMS was performed for: Amphetamine, Ephedrine, Methamphetamine, Methylenedioxyamphetamine, Methylenedioxymethamphetamine, Pseudoephedrine [Havro 8/20/19, Havro 8/23/19].
Examination by LCMSMS was performed for: Delta-9-Tetrahydrocannabinol (THC), 11-Nor-9-Carboxy-Delta-9-Tetrahydrocannabinol (con't)

Analyst: Gilbert

August 30, 2019

File: By:
Rev (12.1)



Review: 9/3/19
19-49032



OC CRIME LAB
Orange County Sheriff-Coroner Department



R782687
915924
19-49032
Tox

TOXICOLOGICAL EXAMINATION REPORT

Page 2 of 2

Vial# (BAIN): 915924

FR# 19-49032

Laboratory Analytical Results (con't)

(Carboxy-THC), 11-Hydroxy-Delta-9-Tetrahydrocannabinol (Hydroxy-THC), Cannabidiol, Cannabinol [Gilbert 8/2/19, Hernandez 8/14/19].

- Examination by LCQTOF was performed for: 1-(4-Chlorobenzhydryl)-Piperazine, 2-Hydroxyethylflurazepam, 2-Oxo-3-hydroxy-LSD, 3-Methoxy phencyclidine, 4-ANPP, 6-Acetylcodeine, 6-Monoacetylmorphine, 7-Aminoclonazepam, 7-Aminoflunitrazepam, 7-Hydroxymirtazapine, 9-Hydroxyrisperidone, Acepromazine, Acetaminophen, Acetylfentanyl, Albuterol, alpha-Hydroxyalprazolam, alpha-Hydroxytriazolam, Alprazolam, Amantadine, Amitriptyline, Amoxapine, Anhydroecgonine methyl ester, Antipyrine, Aripiprazole, Asenapine, Atomoxetine, Atropine, Baclofen, Benzoyllecgonine, Benztropine, Benzylpiperazine, beta-Hydroxy fentanyl, Bromazepam, Bromperidol, Brompheniramine, Bupivacaine, Buprenorphine, Buprenorphine-glucuronide, Bupropion, Bupropion-Hydroxy metabolite, Buspirone, Butorphanol, Caffeine, Carbamazepine, Carbinoxamine, Carisoprodol, Cathinone, Cetirizine, Clordiazepoxide, Chloroquine, Chlorpheniramine, Chlorpromazine, Citalopram, Clobazam, Clomipramine, Clonazepam, Clonazolam, Clopamide, Clozapine, Cocaethylene, Cocaine, Codeine, Codeine-glucuronide, Cyclobenzaprine, Cyproheptadine, Dantrolene, Demoxepam, Desalkylflurazepam, Desipramine, Desmethylclobazam, Dextrorphan/Levorphanol, Diazepam, Diclazepam, Diclofenac, Dicyclomine, Dihydrocodeine, Dihydrocodeine-glucuronide, Diltiazem, Diphenhydramine, Diphenidine, Diphenoxylate, Donepezil, Doxepin, Doxylamine, Duloxetine, Ecgonine ethyl ester, Ecgonine methyl ester, EDDP, EMDP, Ephedrine/Pseudoephedrine, Ephedrine, Estazolam, Ethylone, Etizolam, Etodolac, Etomidate, Fenproporex, Fentanyl, Flecainide, Flualprazolam, Flubromazolam, Flumazenil, Flunitrazepam, Fluoxetine, Flurazepam, Fluvoxamine, Furanyl fentanyl, Gabapentin, Guaifenesin, Halazepam, Haloperidol, Harmine, Heroin, Homatropine, Hydrocodone, Hydromorphone, Hydromorphone-glucuronide, Hydroxychloroquine, Hydroxyzine, Imipramine, Ketamine, Lacosamide, Lamotrigine, Lefetamine, Levallorphan, Levamisole, Levetiracetam, Levomepromazine, Lidocaine, Loperamide, Loratadine, Lorazepam, Lorazepam-glucuronide, Lormetazepam, Loxapine, Lurasidone, Lysergic Acid Diethyl Amide, Meclizine, Medazepam, Memantine, Meperidine, Mepivacaine, Meprobamate, Mescaline, Metaxalone, Metformin, Methadone, Methaqualone, Methcathinone, Methiopropamine, Methocarbamol, Methorphan, Methoxetamine, Methoxyacetyl fentanyl, Methylenedioxyamphetamine, Methylenedioxymethamphetamine, Methylone, Methylphenidate, Metoclopramide, Metoprolol, Midazolam, Mirtazapine, Mitragynine, Morphine, Morphine-glucuronide, Nabumetone, Naloxone, Naltrexone, Naphyrone, Naproxen, N-benzyl-3,4-dimethoxyamphetamine, N-desmethylclozapine, N-desmethylcyclobenzaprine, N-desmethylmirtazapine, N-desmethyltramadol, Nefazodone, N-ethylpentylone, Nicotine, Nitrazepam, Norbuprenorphine, Norbuprenorphine-glucuronide, Norclordiazepoxide, Norcitalopram, Norclomipramine, Norcodeine, Nordiazepam, Nordoxepin, Norfentanyl, Norflunitrazepam, Norfluoxetine, Norhydrocodone, Norketamine, Normeperidine, Noroxycodone, Norpropoxyphene, Norquetiapine, Norsertraline, Nortriptyline, Norverapamil, Noscapine, o-Desmethyltramadol, o-Desmethylvenlafaxine, Olanzapine, Ondansetron, Orphenadrine, Oxazepam, Oxazepam-glucuronide, Oxcarbazepine, Oxycodone, Oxymorphone, Papaverine, Paroxetine, Pentazocine, Pentoxifylline, Pentylone, Phenazepam, Phencyclidine, Phendimetrazine, Pheniramine, Phenmetrazine, Phentermine, Phenylbutazone, Phenylephrine, Phenylpropanolamine, Phenytoin, Pramoxine, Prazepam, Pregabalin, Procaine, Prochlorperazine, Promethazine, Propoxyphene, Propranolol, Propylhexadrine, Protriptyline, Psilocin, Pyribenzamine, Pyrilamine, Quetiapine, Quinapril, Quinidine/Quinine, Ramelteon, Reboxetine, Reserpine, Retigabine, Risperidone, Rizatriptan, Ropinirole, Ropivacaine, Rosiglitazone, Rufinamide, Salvinorin B, Sertraline, Sildenafil, Sotalol, Spirapril, Strychnine, Sufentanil, Sulindac, Sulpiride, Sumatriptan, Suvorexant, Suxibuzone, Tadalafil, Tapentadol, Tapentadol-glucuronide, Telmisartan, Temazepam, Temazepam-glucuronide, Tenocyclidine, Terazosin, Terbutryn, Terconazole, Tetrahydrozoline, TFMPP, Thebaine, Thiamazole, Thioridazine, Tiagabine, Tianeptine, Tiletamine, Tilidine, Tizanidine, Tolmetin, Tramadol, Trazodone, Triamterene, Triazolam, Trifluoperidol, Trihexyphenidyl, Trimethoprim, Triprolidine, U-47700, U-49900, Valeryl fentanyl, Venlafaxine, Verapamil, Vilazodone, Warfarin, Xylazine, Yohimbine, Zaleplon, Ziprasidone, Zolpidem, Zonisamide, Zopiclone, Zotepine [Mata 7/29/19].

Analyst: Gilbert

August 30, 2019

File: _____ By: _____
Rev (12.1)

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Page 2 of 2



Review:
19-49032

TUSTIN
POLICE DEPARTMENT

NARRATIVE/SUPPLEMENTAL REPORT

PAGE _____

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
-------------------	---

3 NAME (LAST, FIRST, MIDDLE) MARTINEZ, FREDDIE JR.	4 OCCUPATION —	5 D.O.B. [REDACTED]	6 SEX <input checked="" type="checkbox"/> M <input type="checkbox"/> F	7 RACE <input type="checkbox"/> 1 WHT <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 8 PISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH	<input checked="" type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL
8 RESIDENCE ADDRESS TRANSIENT	9 CITY —	STATE —	ZIP CODE —	10 RES. PHONE () —	
11 CODE SECTION PC 245(c)	12 CRIME ASSAULT W/ DEADLY WEAPON	13 CLASSIFICATION FELONY	14 REFER OTHER REPORTS OCCA #: SA-19-012, CRIME LAB FR#: 19-48939		
15 LOCATION MARINE CORPS AIR STATION TUSTIN, BUILDING # 226	16 RD —	17 DATE 110519	18 TIME 1000		

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

SUPPLEMENTAL

20 TATTOO DESCRIPTION / SYNOPSIS:
TT:

NOV 07 2019

ATTN: DATA ENTRY CLERK - ENTER DESCRIPTIONS OF SCARS, MARKS, TATTOOS FROM SUSPECT PAGE.

21 NARRATIVE:

SEE ATTACHED NARRATIVE.

22 REPORTING OFFICER / ID NO. D. NGUYEN #1151	23 DATE 110519	24 APPROVED BY / ID NO. <i>[Signature]</i> #1124	25 DATE 110519
--	-------------------	---	-------------------

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# **19-4722**

137 CODE	138 NAME (LAST, FIRST NAME)	139 ID NO.	140 AGENCY NAME TUSTIN POLICE DEPARTMENT		
141 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	142 AGENCY PHONE (714) 573-3200
143 CAN TESTIFY TO:					
144 CODE	145 NAME (LAST, FIRST NAME)	146 ID NO.	147 AGENCY NAME TUSTIN POLICE DEPARTMENT		
148 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	149 AGENCY PHONE (714) 573-3200
150 CAN TESTIFY TO:					
151 CODE	152 NAME (LAST, FIRST NAME)	153 ID NO.	154 AGENCY NAME TUSTIN POLICE DEPARTMENT		
155 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	156 AGENCY PHONE (714) 573-3200
157 CAN TESTIFY TO:					
158 CODE	159 NAME (LAST, FIRST NAME)	160 ID NO.	161 AGENCY NAME TUSTIN POLICE DEPARTMENT		
162 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	163 AGENCY PHONE (714) 573-3200
164 CAN TESTIFY TO:					
165 CODE	166 NAME (LAST, FIRST NAME)	167 ID NO.	168 AGENCY NAME TUSTIN POLICE DEPARTMENT		
169 AGENCY ADDRESS 300 CENTENNIAL WAY		CITY TUSTIN	STATE CA	ZIP 92780	170 AGENCY PHONE (714) 573-3200
171 CAN TESTIFY TO:					
172 CODE	173 NAME (LAST, FIRST NAME)	174 ID NO.	175 AGENCY NAME		
176 AGENCY ADDRESS		CITY TUSTIN	STATE CA	ZIP 92780	177 AGENCY PHONE (714) 573-3200
178 CAN TESTIFY TO:					
179 CODE	180 NAME (LAST, FIRST INITIAL)	181 ID NO.	182 AGENCY NAME		
A	HOLLINGSHEAD, G.	10723	ORANGE COUNTY SHERIFF'S DEPARTMENT		
183 AGENCY ADDRESS 550 N. FLOWER ST		CITY SANTA ANA	STATE CA	ZIP 92703	184 AGENCY PHONE (714) 647-7000
185 CAN TESTIFY TO: DEPUTY, OCSD DR #: 19-026628					
186 CODE	187 NAME (LAST, FIRST NAME)	188 ID NO.	189 AGENCY NAME		
A	NICHOLSON, B.	01124	#182		
190 AGENCY ADDRESS #183		CITY	STATE	ZIP	191 AGENCY PHONE #184
192 CAN TESTIFY TO: DEPUTY, OCSD DR #: 19-028290					
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. D. NGUYEN #1151		208 DATE 073019	209 APPROVED BY / ID NO. [Signature]		210 DATE 110519

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

I am a Detective with the Tustin Police Department assigned to the Special Operations Division / Criminal Investigations Unit (CIU). My primary function is to investigate crimes against persons. During my tenure as a detective, I have investigated property crimes, crimes against persons, crimes against children and sex crimes.

INVESTIGATIVE NARRATIVE

Bullet Collection

On July 10, 2019, I was contacted by Officer DeLeon and she advised me Freddie Martinez Jr. just had surgery. The doctors removed a bullet from Martinez's right leg. Officer DeLeon collected the bullet and booked the bullet (Item #28) into the Tustin Police Department Property Division as evidence. Refer to Officer DeLeon's supplemental report for further details. On July 11, 2019, I coordinated with DA Investigator Montez and released the bullet into the Orange County District's Office's custody. At about 0845 hours, I met with DA Investigator Montez and the bullet (Item #28) was released into his custody.

On August 27, 2019, I coordinated with DA Investigator Montez and released Item #32 (Bullet from Freddie Martinez) to the Orange County District Attorney's Office's custody. At about 1000 hours, I met with Investigator Montez and the bullet was released to his custody. This item was originally collected by Officer Caiza and Officer Nelson on July 24, 2019. See their supplemental report for further details.

Interview with Officer Mitchell

On July 12, 2019, DA Investigator Montez and I conducted an interview with Officer Mitchell at the Tustin Police Department. The following interview was recorded with DA Investigator Montez's digital audio recorder. Officer Mitchell's attorney (Stephen Chulak) was present during the interview. The following is a summary of Officer Mitchell's statement. For a more detailed description of the interview, refer to the actual audio recording.

On July 9, 2019, Officer Mitchell was working as a patrol officer. He and Officer Jankowski were dispatched to a trespassing call for service at the Tustin Air Base. TPD received reports of a male subject jumping the fence and trying to get into buildings on the base. When he and Officer Jankowski arrived on scene, they observed a female subject jumping over a fence from inside the base to the outside. They subsequently detained and questioned the female subject. The female subject stated she slept in one of the buildings the night before and reported there were two to three other people inside the brown building. The female subject had methamphetamine and drug paraphernalia in her possession therefore she was placed under arrest and placed in the back of his police vehicle. They requested additional officers for the building search and Officer Clay and Officer Kirwan arrived on scene to assist.

Officer Mitchell stayed with the female subject while Officer Jankowski, Officer Kirwan and Officer Clay conducted the building search. Officer Mitchell heard over the police radio that there were people inside the building and additional officers were requested. Sergeant Lamoureux later arrived on scene. Sergeant Lamoureux stayed with the female subject and he (Officer Mitchell) went into the building to assist Officer Jankowski, Officer Kirwan and Officer Clay. When Officer Mitchell arrived inside the

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

building, they formulated a plan for he and Officer Jankowski to proceed upstairs while Officer Kirwan and Officer Clay would stay on the first floor in case the subjects would try to exit the building.

Officer Mitchell stated they made two announcements at the bottom of the stairs and no one responded. Officer Mitchell described the announcements to be similar to "Tustin Police Department, anyone inside the building, make yourself known". Officer Mitchell and Officer Jankowski made their way up the stairs to the second floor where he observed some plywood blocking the pathway up to the second floor. Officer Mitchell described the plywood to appear solid but the plywood could be pushed opened to gain access to the second floor. Officer Mitchell gave two additional announcements and again, no response. They made entry into the second floor and started to clear the rooms. Officer Mitchell heard Officer Jankowski speaking to a female subject in one of the rooms. Officer Mitchell made his way to Officer Jankowski and while they were giving the female subject orders, the male suspect (later identified as Freddie Martinez) came through the back set of stairs back into the room and confronted Officer Mitchell and Officer Jankowski.

Officer Mitchell described how Martinez entered the room very quickly and surprised him. Officer Mitchell observed Martinez holding a large metal pipe in his hands. Officer Mitchell described how Martinez was holding the large pipe like a bat, in a batter's stance, and had a very angry look on his face. Martinez was yelling at him and Officer Jankowski. Officer Mitchell did not remember what words Martinez was yelling at them. Officer Mitchell and Officer Jankowski both ordered Martinez to drop the pipe several times but Martinez did not comply. Officer Mitchell stated Martinez turned around and closed the door that he (Martinez) had just come through. Officer Mitchell described how this made the room even darker. Martinez turned back towards him and Officer Jankowski while still holding the pipe in the batter's stance. Officer Mitchell stated he again ordered Martinez to drop the pipe and Martinez refused to do so. Officer Mitchell fired his department issued firearm three times at Martinez and Martinez immediately fell to the ground. Officer Mitchell stated the pipe was still close to Martinez therefore Officer Mitchell still had his firearm pointed at Martinez. Officer Mitchell stated he perceived the metal pipe to be a lethal weapon and believed Martinez would have swung it towards him or Officer Jankowski if he did not fire his weapon at Martinez. Officer Mitchell estimated Martinez was approximately 5 to 6 feet away from them. Officer Mitchell described the room to be approximately 6 feet by 15 feet. Officer Mitchell explained that based on his training, experience and the "21-foot rule", that Martinez could close that distance towards him very quickly.

Officer Mitchell stated he kept his firearm pointed at Martinez while Officer Kirwan and Officer Jankowski provided medical aid. Officer Mitchell explained the pipe was still close to Martinez and other potential weapons near him. Officer Mitchell said Officer Kirwan applied a chest seal and tourniquet on Martinez. They placed Martinez on a mattress and brought him downstairs for medical personnel. Officer Mitchell stated there were rooms that were possibly not cleared because he went to assist Officer Jankowski as she contacted the female subject therefore there could have been additional subjects on the second floor.

Officer Mitchell was wearing his department body worn camera and he activated the camera when he made his way up the stairs.

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

DA Investigator Montez asked Officer Mitchell to further describe the pipe Martinez was holding. Officer Mitchell described the pipe to be approximately 2 feet to 2 ½ feet in length and cylindrical in shape. Officer Mitchell stated he was able to grab the pipe after the shooting and further described the pipe to be "thick" and "solid". DA Investigator Montez showed Officer Mitchell a photograph of a pipe collected at the scene and Officer Mitchell identified the pipe to look similar to the one Martinez was holding. Refer to DA Investigator Montez's report for further details.

DA Investigator Montez asked Officer Mitchell to describe the interior of the room. Officer Mitchell described the room to be very dark with limited windows and doors. Officer Mitchell described the building as vacant, had no electricity and appeared to be a transient encampment. Officer Mitchell used his weaponlight on his firearm to illuminate the interior. DA Investigator Montez asked Officer Mitchell if he saw any other lighting inside and Officer Mitchell stated he did not see any.

DA Investigator Montez asked Officer Mitchell where the female subject was when he was giving Martinez commands. Officer Mitchell stated he was not sure because he had lost sight of the female subject when Martinez came back into the room. Officer Mitchell believed the female subject ran out of the room but was not sure.

DA Investigator Montez asked Officer Mitchell why he stopped shooting after the third round. Officer Mitchell explained Martinez fell to the ground and no longer had the ability to strike him with the pipe. DA Investigator Montez asked how Martinez was holding the pipe that was threatening. Officer Mitchell described how Martinez had a very angry look on his face, actively shouting at him, holding the pipe in a batter's stance which made him (Officer Mitchell) believe that Martinez was going to swing the pipe at him at any moment. Officer Mitchell stated he perceived the metal pipe as a lethal weapon and believed Martinez was going to swing the pipe towards him or Officer Jankowski if he did not fire his weapon.

Officer Mitchell stated he carries a Tustin Police Department issued Glock 21 (.45 ACP caliber) with a weaponlight mounted on the firearm. There are 13 rounds in the magazine with 1 round in the chamber. Additionally, Officer Mitchell has two extra magazines, taser (on the left side) and an ASP collapsible baton (on the back) on his duty belt. Officer Mitchell did not know the specific ammunition he was carrying but stated it was issued by the Tustin Police Department. Officer Mitchell stated the equipment he was carrying and used during this incident was issued by the Tustin Police Department. DA Investigator Montez asked Officer Mitchell if he ever thought about deploying his ASP baton. Officer Mitchell stated he did not because Martinez had a metal pipe and using an ASP baton would not have been a safe option.

I asked Officer Mitchell what was in his hands when Martinez came into the room and Officer Mitchell stated his firearm. I asked Officer Mitchell what would he have to do to deploy his ASP baton. Officer Mitchell stated he would have to holster his firearm, secure the firearm, grab his baton and deploy the baton in a swinging motion. I asked Officer Mitchell what would he have to do to deploy his taser. Officer Mitchell stated he would unholster the taser with his left hand since the taser is on the left side of his duty belt (per department policy) and transfer the taser to his right hand.

For a more detailed description of the interview, refer to the actual audio recording.

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

Interview with Officer Jankowski

On July 12, 2019, DA Investigator Montez and I conducted an interview with Officer Jankowski at the Tustin Police Department. The following interview was recorded with DA Investigator Montez's digital audio recorder. Officer Jankowski's attorney (Stephen Chulak) was present during the interview. The following is a summary of Officer Jankowski's statement. For a more detailed description of the interview, refer to the actual audio recording.

Officer Jankowski stated she and Officer Mitchell were dispatched to a trespassing call for service on the old Tustin Marine Base. When they arrived on scene, she opened a vehicle gate and she observed a female subject jumping the fence from inside the base onto Armstrong Avenue. They contacted the female subject and Officer Jankowski remembered her name to be [REDACTED] [REDACTED] advised them there were three other people inside the brown building on the base.

Officer Jankowski requested additional officers because [REDACTED] was detained and placed in back of Officer Mitchell's police vehicle. Officer Kirwan and Officer Clay later arrived on scene and they proceeded to the brown building described by [REDACTED]. As they approached the south side of the building, they heard people inside the building but could not see anyone. They proceeded around the building to an electrical room and made 2 – 3 announcements. Officer Jankowski stated the announcements consisted of "Tustin Police Department, anyone inside, come out with her hands up, let yourself be known". They entered the building through the north side. Officer Jankowski described the building as a warehouse and some stairs that lead up to the second story. There were windows on the second floor but the windows were covered.

They continued to clear the first floor and did not locate any subjects. Officer Jankowski described the first floor smelling like someone burnt something. They located backpacks with copper pipes and wiring. They heard people upstairs therefore they requested additional units. Sergeant Lamoureux relieved Officer Mitchell and Officer Mitchell met them inside the building. They formulated a plan for Officer Kirwan and Officer Clay to stay on the first floor to watch the stairs leading down from the second floor while she and Officer Mitchell proceed to go up the other stairwell to the second floor.

They made their way up the second staircase and Officer Jankowski saw a piece of plywood obstructing their view to the second floor. Officer Mitchell pushed the plywood open to gain access to the second floor and he made two announcements. They made entry into the second floor and Officer Jankowski heard yelling but she did not know where the yelling was originating from. Officer Jankowski heard Officer Kirwan on the police radio stating he had two subjects at gunpoint and one of the subjects was "415" and has a pipe. She and Officer Mitchell proceed to the room and contact a female subject. Officer Jankowski stated both her and Officer Mitchell had their firearms drawn. Officer Jankowski stated the female subject had her hands up and she was complying with their orders. Officer Jankowski stated the female subject even placed her hands behind her back so she can handcuff her.

Officer Jankowski described how she secured her firearm in her holster and began to place the handcuffs on the female subject when the male suspect (later identified as Freddie Martinez) came into the room. Officer Jankowski stated she refocused on Martinez and lost sight of the female subject.

Detective D. Nguyen #1151
Criminal Investigations Unit

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NOTE: 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 NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

Officer Jankowski described Martinez holding a pipe (approximately 2-3 feet in length) and he closed the door behind him. Officer Jankowski described the room to be small, very dark and cluttered and they were all in close quarters. Officer Jankowski stated Officer Mitchell was to her left approximately two arm's length away. Officer Jankowski described how the flashlights on their firearms were not bright enough to illuminate the entire room. Officer Jankowski described how Martinez was very aggressive and had a deranged look on his face. She estimated she was approximately 4-5 feet away from Martinez and he could have swung the metal pipe towards them which could have resulted in being killed or knocked unconscious. As a result, Officer Jankowski fired her weapon. Officer Jankowski stated she fired once and her firearm malfunctioned. She reported Martinez fell to the ground. Officer Jankowski stated she was aiming at Martinez's torso.

Officer Kirwan later arrived into the room and render medical aid to Martinez. Officer Jankowski observed two gunshot wounds on Martinez. Officer Kirwan applied a chest seal on Martinez's abdomen and a tourniquet on Martinez's right leg. DA Investigator Montez asked Officer Jankowski if Martinez said anything to them when they were giving him medical treatment. Martinez told them that they shot him and he was going to die. Officer Jankowski remembered telling him that they were trying to help him. They placed him on a mattress (makeshift gurney) and moved him to the first floor for medical personnel. DA Investigator Montez showed Officer Jankowski a photograph of a metal pipe found at the scene. Officer Jankowski stated the metal pipe looked similar to the one she saw at the scene.

DA Investigator Montez asked Officer Jankowski why she shot her firearm. Officer Jankowski explained Martinez was a threat to both her and Officer Mitchell. Martinez was in possession of a pipe and could have killed both her and Officer Mitchell. DA Investigator Montez asked Officer Jankowski how far away Martinez was from them. Officer Jankowski estimated the suspect was at a distance of 4 – 5 feet away. DA Investigator Montez asked her if there were any commands given to the suspect prior to the shooting. Officer Jankowski stated there were numerous commands such as "drop the pipe", "put the pipe down", "show me your hands". DA Investigator Montez asked if the suspect complied with her commands. Officer Jankowski stated the suspect did not comply because he did not place the pipe down. Instead, Martinez closed and latched the door behind him. Officer Jankowski explained she interpreted these actions by Martinez as though he was "in for a fight" and wanted to fight her.

DA Investigator Montez advised Officer Jankowski there was a magazine located at the scene and asked her if it was her magazine. Officer Jankowski stated the magazine did belong to her but she was not aware that she released the magazine to her gun.

DA Investigator Montez asked if she had other tools available to use other than deadly force. Officer Jankowski stated she did not have other tools appropriate based on the type of threat Martinez presented to her. I asked Officer Jankowski how she would deploy the ASP baton if she had a firearm in her hand. Officer Jankowski stated she would have to holster her firearm and grab the ASP baton and swing it to deploy/extend it. I asked Officer Jankowski about her Taser. Officer Jankowski stated her taser is on the left side of her duty belt and she would have to holster her firearm and unholster the taser with her left hand.

**TUSTIN POLICE DEPARTMENT
SUPPLEMENTAL NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

DA Investigator Montez asked how much time passed when she initially encountered Martinez to the time the shooting occurred. Officer Jankowski was unable to provide an exact answer but described it to be very fast. DA Investigator Montez asked if she encountered Martinez before and she stated, "not to my knowledge". DA Investigator Montez asked Officer Jankowski if she had been to this building before and Officer Jankowski stated no.

DA Investigator Montez asked Officer Jankowski if she was wearing a body worn camera and she stated she did. Officer Jankowski stated she activated her body worn camera when they initially contacted [REDACTED] as she jumped the fence onto Armstrong Avenue. Officer Jankowski stated she was carrying her department issued Glock 9mm firearm with one magazine in the firearm and one round in the chamber. Additionally, she had two additional magazines, a taser and ASP baton. Officer Jankowski stated all the equipment she was wearing was issued to her by the Tustin Police Department.

For a more detailed description of the interview, refer to the actual audio recording.

Orange County Sheriff's Department DR #: 19-026628

On or about July 12, 2019, I received a copy of the Orange County Sheriff's Department DR #: 19-26628. This report was written by Deputy Hollingshead #: 10723. Deputy Hollingshead was assigned to watch Martinez while he was at Orange County Global Medical Center on July 12, 2019. Deputy Hollingshead reported Martinez engaged in conversation with him. Martinez stated how the police were professional and how they had great training. Martinez described how the two officers who shot him were at close range, started treating him immediately, were great and saved his life.

Refer to Deputy Hollingshead's report for further details (OCSD DR #: 19-026628).

Orange County Sheriff's Department DR #: 19-028290

On or about July 24, 2019, I received a copy of Orange County Sheriff's Department DR #: 19-028290. This report was written by Deputy Nicholson #: 01124. Deputy Nicholson was working as a Correctional Medical Services Hospital Escort and was assigned to escort Martinez to the Orange County Global Medical Center. Martinez had a bullet removed from his buttocks and the bullet was released to Deputy Nicholson's custody. Deputy Nicholson contacted Tustin PD and released the bullet to TPD Officer Caiza and Officer Nelson. Officer Caiza booked the bullet (item #32) into the Tustin Police Department Property Division as evidence.

See Deputy Nicholson's original report and TPD Officer Caiza's supplemental report for further details.

Retrieval of Firearms

On July 22, 2019, I responded to the Orange County Crime Lab and Officer Jankowski's Glock 17 Gen 4 (Serial #: BACE318) and Officer Mitchell's Glock 21 (Serial #: LET382) were released into my custody. See Orange County District Attorney Partial Disposition Authorization paperwork for further details.

On July 24, 2019, I released the respective firearms back to Officer Jankowski and Officer Mitchell.

Detective D. Nguyen #1151
Criminal Investigations Unit

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NOTE: 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 NARRATIVE
CR #: 19-4722
DETECTIVE D. NGUYEN #1151**

CONCLUSION

I request this supplemental report to be forwarded to the Orange County District Attorney's Office.

PROPERTY REPORT

TUSTIN
POLICE DEPARTMENT

1 CR# 19-4722
2 REFER OTHER REPORTS

ORIG
 SUPP

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.	SK=SAFEKEEPING	R=RECOVERED	<input type="checkbox"/> SEARCH WARRANT	<input type="checkbox"/> FINDER'S CLAIM	LOC. CODES	C=CAGE	R=REFRIGERATOR
	E=EVIDENCE	L=LOST	S=STOLEN	<input type="checkbox"/> 5150 / 8102 W & I	<input type="checkbox"/> D.V./12028.5 PC		F=FREEZER	H=HAZ.MAT.
	F=FOUND		S/R=STOLEN/RECOV.				L=LOCKER #	V=VICTIM RETAINED

ITEM NO.	3 TYPE	4 QTY	5 ARTICLE	6 BRAND	7 MODEL	8 SERIAL NO./OAN	9 VALUE
1	E	2	CD	—	—	—	—
	10 COLOR(S)		11 DESCRIPTION				
	—		2-CD'S OF CAUS / RADIO TRAFFIC				

GUN	TYPE	<input type="checkbox"/> Pistol	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto	<input type="checkbox"/> Pump	<input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle	<input type="checkbox"/> Combo			<input type="checkbox"/> Semi Auto	<input type="checkbox"/> Over / Under	<input type="checkbox"/> Other	
12 PREMISE / AREA / ROOM TAKEN FROM			13 SOURCE:	14 CURRENT LOCATION	15 ADDITIONAL NOTES / SIGNATURE FOR RELEASED ITEM				
TPD			—	L22					

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	<input type="checkbox"/> Pistol	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto	<input type="checkbox"/> Pump	<input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle	<input type="checkbox"/> Combo			<input type="checkbox"/> Semi Auto	<input type="checkbox"/> Over / Under	<input type="checkbox"/> Other	
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	<input type="checkbox"/> Pistol	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto	<input type="checkbox"/> Pump	<input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle	<input type="checkbox"/> Combo			<input type="checkbox"/> Semi Auto	<input type="checkbox"/> Over / Under	<input type="checkbox"/> Other	
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	<input type="checkbox"/> Pistol	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto	<input type="checkbox"/> Pump	<input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle	<input type="checkbox"/> Combo			<input type="checkbox"/> Semi Auto	<input type="checkbox"/> Over / Under	<input type="checkbox"/> Other	
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	<input type="checkbox"/> Pistol	<input type="checkbox"/> Shotgun	<input type="checkbox"/> Other	CATEGORY	<input type="checkbox"/> Auto	<input type="checkbox"/> Pump	<input type="checkbox"/> Revolver	CALIBER: BARREL LENGTH:
		<input type="checkbox"/> Rifle	<input type="checkbox"/> Combo			<input type="checkbox"/> Semi Auto	<input type="checkbox"/> Over / Under	<input type="checkbox"/> Other	
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	<input type="checkbox"/> RECEIPT MAILED	<input type="checkbox"/> REFUSED	PG	OF
D. NGUYEN	1131	07/19					



DR # 19-026628

AOA - ASSIST OUTSIDE AGENCY

ORIGINAL

Reporting Area: Theo Lacy Facility

EVENT SUMMARY

Date Occurred: Friday, 7/12/2019 18:50

Date Reported: Friday, 7/12/2019 18:50

Outside Agency: Tustin Police Department

Incident Location: 101 North Tustin Ave, Santa Ana CA 92705

Brief Description of Incident: Statements made by Inmate

SUBJECT

Name: MARTINEZ, FREDDIE

DOB [REDACTED]

Address: Refused

Sex	Race
M	Hispanic

NARRATIVE

I have been a sworn Officer for the past 29 years. 28 years with Tustin Police Department and currently an Orange County Deputy Sheriff. I'm assigned to custody at the Theo Lacy Facility, 501 The City Drive South, Orange Ca.

On July 12th, 2019 at approximately 1830 hours Deputy Ray and I were assigned as Hospital Deputies to watch Inmate Freddy Martinez (Bking #3124470). Martinez was at Santa Ana Global Medical Center, 101 N. Tustin Ave, Room #419.

Prior to arriving to the hospital Deputy Ray and I spoke and understood we were not going to ask, or speak about Martinez's pending case or the incident that brought him to the hospital.

Upon arrival at the hospital we relieved the other Deputies and began to set up our work areas for the night. At about 1850 hours Martinez made mention of how long our shifts are. I responded only by agreeing with him.

Martinez went on to say we (Police) were great and he will never say anything bad about Police again. I did not say anything while he began to talk about the incident. I just listened. I was not recording the statements and it was written in this report soon after he said it to me. The statements are very close to verbatim. Martinez said the following:

"You guys are so professional and your training is great. The cops that shot me were great. I was shot at close range. Less than 10'. I saw blood coming out and thought I was going to die. The officers were awesome and immediately started treating me. I had a tourniquet on within 2 minutes. Then they moved me to get fresh air. They saved my life."

Martinez repeatedly stated how great the Tustin Police Officers were. My only statement was at the end of his dialogue. I said "That's good to hear".

I request this Incident Report be forwarded to the Tustin Police Department. Attention Investigator D. Nguyen. DR #19-04722



DR # 19-026628

AOA - ASSIST OUTSIDE AGENCY

ORIGINAL

Reporting Area: Theo Lacy Facility

INVOLVEMENT TYPE	OFFICER NAME	BODY WORN CAMERA	DATE
Reporting Officer	Hollingshead, G. 10723	<input type="checkbox"/>	7/12/2019
Assisting Officer	Ray, C. 10279	<input type="checkbox"/>	7/12/2019
Approving Officer	Stumph, C. 04679	<input type="checkbox"/>	7/13/2019

1A-4722



AOA - ASSIST OUTSIDE AGENCY

ORIGINAL

Reporting Area: Theo Lacy Facility

EVENT SUMMARY

Date Occurred: Wednesday, 7/24/2019 10:30

Date Reported: Thursday, 7/25/2019 11:30

Outside Agency: Tustin PD

Incident Location: 1001 N. Tustin Ave, Santa Ana CA

Brief Description of Incident: Securing evidence for Tustin Police Department

SUBJECT

Name: MARTINEZ, FREDDIE

NARRATIVE

On Wednesday, July 24, 2019, I was working my assigned position as a Theo Lacy Correctional Medical Services Hospital Escort Deputy assigned to Orange County Global Santa Ana hospital. I escorted Inmate Martinez, Freddie [REDACTED] (BKG #3124470) to the Surgery Room to have a bullet removed from his buttocks area. At approximately 1030 hours, R.N. S. Brodhagen gave me a sealed evidence bag containing the bullet that was removed from Martinez. At approximately 1130 hours, I gave custody of the sealed evidence bag containing the bullet that was removed from Martinez to Officer M. Caiza #1343 of the Tustin Police Department.

INVOLVEMENT TYPE	OFFICER NAME	BODY WORN CAMERA	DATE
Reporting Officer	Nicholson, B. 01124	<input type="checkbox"/>	7/25/2019
Approving Officer	Padilla, M. 05660	<input type="checkbox"/>	7/26/2019



OC CRIME LAB
Orange County Sheriff-Coroner Department



R777852
915924
19-49032
Non STD

FORENSIC VOLATILE EXAMINATION REPORT

Name (Last, First Middle): **MARTINEZ, Freddie Jr**

FR# **19-49032**

Description: Pink Top Tube

Date of Birth: [REDACTED]

Sample Type: **Hospital Blood**

Vial# (BAIN): **915924**

Sample Received: **07/15/2019**

Volume: **4.5**

Submitting Agency: **Tustin Police Department**

DR#: **19-04722**

Charge: **245 PC**

Arrest Date/Time:

Collected Location:

Technician: **RR**

Collected Date/Time: **07/09/2019 0900**

Drop Off Date: **07/15/2018**

Chain: **See Evidence**

Details:

I, the undersigned, certify under penalty of perjury that the blood or urine analysis reported herein was performed during the regular course of my duties, and is a true and correct representation of the results of my analysis. I further certify that I am a qualified Forensic Alcohol Supervisor (FAS) or Forensic Alcohol Analyst (FAA) employed by the Orange County Sheriff-Coroner Department, OC Crime Lab, that the equipment used to perform the analysis was in proper working order at the time the analysis was performed and the recording of the analytical results was done at the time of the analysis. I further certify that the transfer of data for reporting purposes was performed electronically in accord with the laboratory's policies and procedures. (This certification is intended for Department of Motor Vehicle Administrative Per Se hearings.)

A sample of material was used for volatile examination. All concentration uncertainties are based on a >95% confidence level.

LABORATORY ANALYTICAL RESULTS AND INTERPRETATIONS - (See below for final result)

<u>Analyst</u>	<u>Analysis Date (ID)</u>	<u>Inst#</u>	<u>Ethanol Result (w/v)</u>	<u>Volatiles Detected</u>
E. Palmer, FAA	EJP07182019A	GCMS-A - 51	0.000 ± 0.005	
V. Horton, FAA	VSH07192019A	55 - 53	0.000 ± 0.005	

Signatures: [Signature] 07-23-19

[Signature] 0723-19

This form reports volatile results only. A drug screen is performed on all cases. Specific drug analyses may be requested by calling the OC Crime Lab at (714) 834-4514. Drug results will NOT affect the reported results.

File: _____ By: _____
Rev (12.9)

An ANAB-International accredited testing laboratory



Review: [Signature] 7-24-19
19-49032



OFFICE OF THE
DISTRICT ATTORNEY
ORANGE COUNTY, CALIFORNIA

TODD SPITZER, DISTRICT ATTORNEY

July 11, 2019

Orange County Sheriff's Department
Property / Evidence Bureau
320 N. Flower St.
Santa Ana, CA 92703

Fax: (714) 834-6484

Phone: (714) 834-6482

RE: PARTIAL DISPOSITION AUTHORIZATION

This form, when signed by Orange County District Attorney's Supervising Investigator STAN BERRY authorizes the release of item(s) described below.

REFER TO:

OCDA SA# 19-012

FR# 19-48939

The property is booked under the name(s) of: Officer Charles Mitchell
Officer Michelle Jankowski

Please release the following property:

- Glock 17 Gen4 9mm with SN: BACE318 and back up magazines from Officer JANKOWSKI.
- Glock 21 .45 Auto with SN: LET382, magazine and back up magazines from Officer MITCHELL.

Please release the above property and all related magazines and accessories to a representative of the Tustin Police Department when all testing and examination has been completed.

Signed: Stan Berry Date: 7-11-19

Supervising Investigator STAN BERRY

**TUSTIN
POLICE DEPARTMENT**

NARRATIVE/SUPPLEMENTAL REPORT

1 CR # 19-4722	2 SUPPLEMENTAL <input checked="" type="checkbox"/>
--------------------------	---

3 NAME (LAST, FIRST, MIDDLE) Deputy R. Ensley #3523		4 OCCUPATION Deputy Sheriff		5 D.O.B. ---		6 SEX <input checked="" type="checkbox"/> 1 M <input type="checkbox"/> 1 F		7 RACE <input checked="" type="checkbox"/> 1 WHT <input type="checkbox"/> 2 HISP <input type="checkbox"/> 3 BLK <input type="checkbox"/> 4 IND <input type="checkbox"/> 5 CHI <input type="checkbox"/> 6 JAPN <input type="checkbox"/> 7 FIL <input type="checkbox"/> 8 P.ISL <input type="checkbox"/> 9 VIET <input type="checkbox"/> 10 OTH			
8 RESIDENCE ADDRESS ---			9 CITY ---		STATE ---		ZIP CODE ---		10 RES. PHONE (--) --		
11 CODE SECTION CPC 245(c)		12 CRIME ADW on Officer		13 CLASSIFICATION Felony			14 REFER OTHER REPORTS ---				
15 LOCATION 1001 N. Tustin Avenue, Santa Ana, CA 92705					16 RD ---		17 DATE 7-11-19		18 TIME 1600		

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 ATTACHED NARRATIVE

22 REPORTING OFFICER / ID NO. A.Ok #1293	23 DATE 7-11-19	24 APPROVED BY / ID NO. D. NGUYEN #1151	25 DATE 07/14/19
--	---------------------------	---	----------------------------

TUSTIN POLICE DEPARTMENT

SUPPLEMENTAL REPORT

CR # 19-4722

Page | 1

NARRATIVE

On 7-11-19, I was working in full uniform, assigned to a prisoner-watch detail. At approximately 1600 hours I arrived at Orange County Global (1001 N. Tustin Avenue, Santa Ana, CA 92705) and relieved Officer J. De Leon #1250 from her station.

The suspect, Freddie Martinez [REDACTED], was housed in room #419. I had minimal contact with Martinez as he was sleeping.

At approximately 1930 hours, OCSD Deputy R. Ensley #3523 arrived and took over the prisoner-watch detail. I released custody of Martinez to him.

This concluded my involvement in this case. I request a copy of this report be included with the original report.

**POLICE OFFICER
A. OK #1293**

Medical Center Santa Ana
1515 West 17th Avenue, Santa Ana, CA 92705

EVIDENCE BAG

00149

Date: 7/24/19 Patient Name: Barbarez, Fred
Description of Contents: Bullet

Date & Time of Recovery: 7/24/19
Location of Recovery: Operating Room
Recovered by: Christopher Lowe MD

CHAIN OF CUSTODY

Received from:	By:	Taken to:
Date: _____	Time: _____	By: _____
Received from: _____	By: _____	Taken to: _____
Date: _____	Time: _____	By: _____
Received from: _____	By: _____	Taken to: _____
Date: _____	Time: _____	By: _____

EVIDENCE BAG RELEASE

Date: 7/24/19 Time: 10:25
Released to: Richardson
Print Name and Title
Badge No.: 1124 Dept: O.C. Sheriff

Contact Phone No.: _____
Released by: Stacy Bradburn
Print Name & Title
Signature: [Signature]

Before Release:

1. Verify condition of bag and tape closure.
2. **DO NOT OPEN BAG.** Photocopy front.
3. Have person receiving the bag sign below on photocopy.
4. File signed photocopy in Patient's medical record with original bag receipt.

Signature: _____

MUZZLE THIS END

repackaged as
new item
2/10/19

Magazine and (10)
Cartridges from
Box 4

(13) Cartridges from
a ~~second~~ back up
Magazine of
TPD officer C.
MITCHELL

(13) Cartridges
from back up magazine
of TPD officer
C. MITCHELL

Care

E SEAL



Re-Order #GN-BOX



13386 International Parkway
Jacksonville, FL 32218 • USA
Tel: (800) 347-1200 • FAX: (800) 366-1669
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19-48939-3

Glock 21 .45 Auto with SN: LET382, Magazine and (10) Cartridges from Glock 21, Cartridge from chamber, and (26) Cartridges from back up magazines from TPD Officer C. MITCHELL

EVIDENCE

Case No. _____ Item No. _____ Offense _____
 Date Collected _____ Time Collected _____ Collected # _____
 Description of item _____

 Location where found _____

FR 19-48939 Charge DIS

Agency: DA Case# SA19-0012

Description: Glock 21 .45 Auto with SN: LET382, magazine and (10) cartridges from Glock

Suspect: Martinez, Freddie
 Victim:

Collected By: _____ Date/Time: 7/9/2019 13:00
 CRC

Relinquish To: _____ Date/Time: 7/9/2019 15:06
 8112018

FR 19-48939 Item 1

Agency: DA* OR: SA19-0012

Description: Glock 21 .45 Auto with SN: LET382, magazine and (10) cartridges...



Key IQ5ZP

FR 19-48939 Item 1

CHAIN OF POSSESSION

Obtained from	By	Given to	Date	Time	Reason



DA19-012.1



EVIDENCE

Description: GLOCK 21 .45 AUTO WITH SN: LET382, MAGAZINE AND (10) CARTRIDGES FROM GLOCK 21, CARTRIDGE FROM CHAMBER AND (26) CARTRIDGE

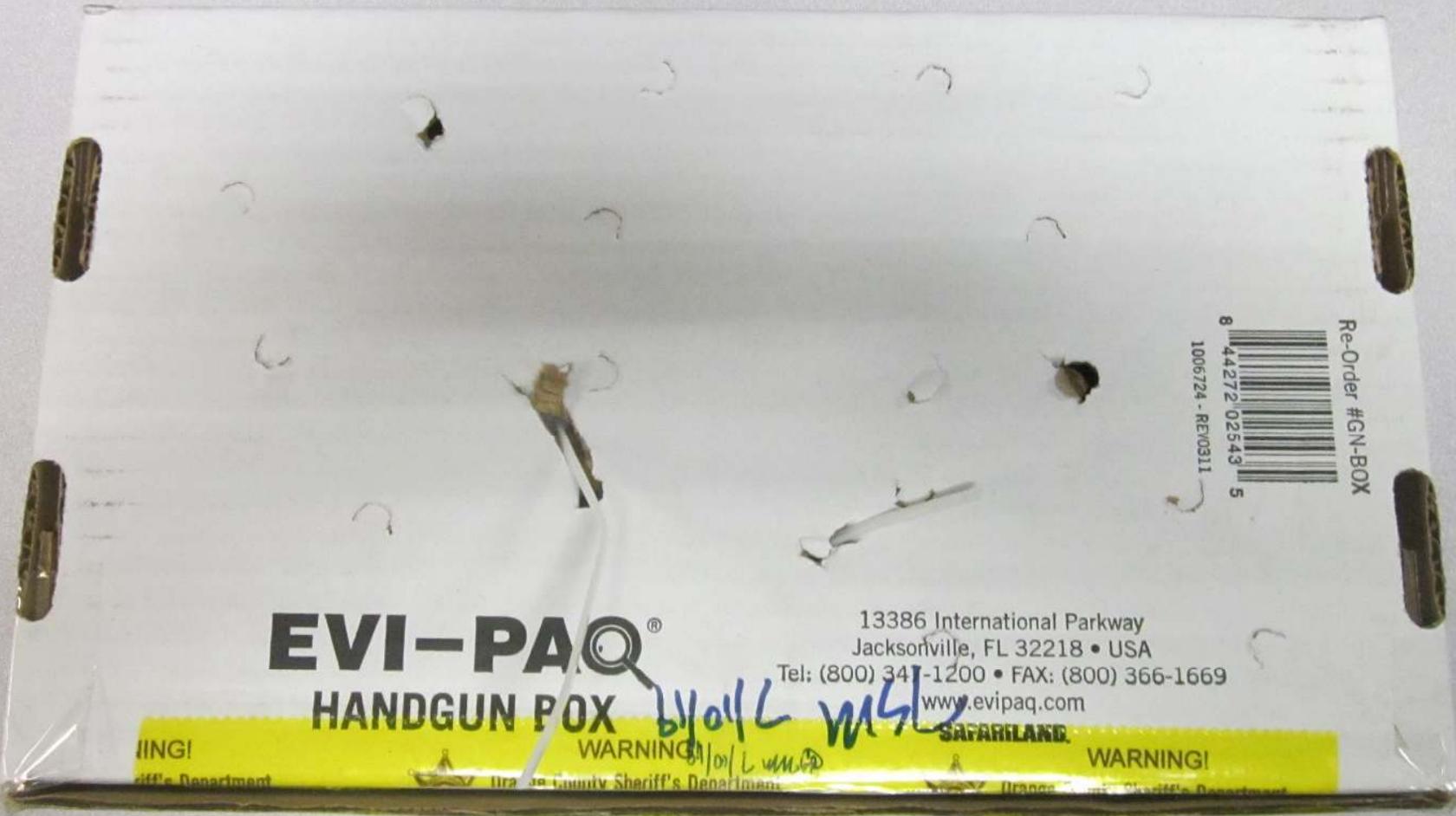


DN# 19-012
 Code: CPC
 Time: DIS
 OC Sheriff's

19-48939-3
C70 Cartridges from
bulk of Amegusa from:
M. Takahashi

19-48939-3
C70 Cartridges from
bulk of Amegusa from:
M. Takahashi





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19-48939-3

with SN: BACE318
GLOCK 17 Gen 4 9mm and (34) cartridges from back up magazines
from TPD officer M. JANKOWSKI.

EVIDENCE

Case No. _____ Item No. _____ Offense _____
 Date Collected _____ Time Collected _____ Collected # _____
 Description of item _____

 Location where found _____

FR 19-48939 Charge DIS

Agency: DA Case# SA19-0012

Description: Glock 17 Gen4 9mm with SN: BACE318 and (34) cartridges from back up magazin

Suspect: Martinez, Freddie

Victim:

Collected By: _____ Date/Time: _____

CRC 7/9/2019 13:00

Relinquish To: _____ Date/Time: _____

81120IS 7/9/2019 15:06

FR 19-48939 Item 2

Agency: DA* DR: SA19-0012

Description: Glock 17 Gen4 9mm with SN: BACE318 and (34) cartridges from bac...



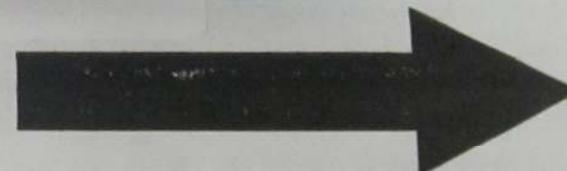
OCCL E101248978

Key IQ5ZQ

FR 19-48939 Item 2

CHAIN OF POSSESSION

Obtained from		By	Given to		Date	Time
Date	Time	Received from	By	Purpose/Reason		
Obtained from		By	Given to		Date	Time
Date	Time	Received from	By	Purpose/Reason		
Obtained from		By	Given to		Date	Time
Date	Time	Received from	By	Purpose/Reason		



DA19-012.2



EVIDENCE

Description: GLOCK 17 GEN4 9MM WITH SN: BACE318 AND (34) CARTRIDGES FROM BACK UP MAGAZINES FROM TPD OFFICER M. JANKOWSKI



DRR	19-012
Code	CPC
Time	DIS
OC Sheriff's	

INSTRUCTIONS: 1) Use Ball point pen, enter All pertinent information. 2) from bag. Complete paper liner receipt information before removing liner from bag. 3) tape down against bag and close. Once bag is sealed, ANY ATTEMPT TO RE TAMPERING.

Received from: _____ By _____
Date: _____ Time: _____ Taken to: _____

Received from: _____ By _____
Date: _____ Time: _____ Taken to: _____

EVIDENCE BAG RELEASE

Date: 7/10/19 Time: 1725

Released to: J. De Leon
Print Name and Title

Badge No.: 1250 Dept: POLICE

Contact Phone No.: 714 573 3200

Released by: Stacy Brod hagen [Signature]
Print Name & Title Signature

Before Release:

1. Verify condition of bag and tape closure.
2. **DO NOT OPEN BAG.** Photocopy front.
3. Have person receiving the bag sign below on photocopy.
4. File signed photocopy in Patient's medical record with original bag receipt.

Recipient's Signature: [Signature]
Patient ID: 1250



19
5
0



19-4722
J. DE LEON #1250
07-11-19 @ 1657

0014591

Western Medical Center Santa Ana
1001 North Tustin Avenue, Santa Ana, CA 92705

EVIDENCE BAG

Date: 7/10/19 Patient Name: Martinez, Freddie

Description of Contents: Piece of Bullet
from Right leg

Date & Time of Recovery: 1717 7/10/19

Location of Recovery: OC Global Medical Center S.A. - Surgery

Recovered by: DR. D. HASSON
Print Name and Title

CHAIN OF CUSTODY

Received from: _____ By _____

Date: _____ Time: _____ Taken to: _____

3) Lift tape and fold it AWAY
Deposit contents in Bag. Retain with patient medical record. Press
inhesive area. Retain with patient medical record. Press
OPEN BAG WILL RESULT IN EVIDENCE OF

EVIDENCE BAG

Date: 7/10/19 Patient Name: Marchez, Freddie
Description of Contents: FROM Piece of Bullet Tag

Date & Time of Recovery: 1717 7/10/19
Location of Recovery: OC Global Medical Center S.A. Surgery
Recovered by: DR. O. HASSON

CHAIN OF CUSTODY

Received from:	_____	By	_____	Taken to:	_____
Date:	_____	Time:	_____		
Received from:	_____	By	_____	Taken to:	_____
Date:	_____	Time:	_____		
Received from:	_____	By	_____	Taken to:	_____
Date:	_____	Time:	_____		

EVIDENCE BAG RELEASE

Date: 7/10/19 Time: 1725
Released to: S. DeLeon
Badge No.: 1250 Dept: POIC
Contact Phone No.: 714 573 3200
Released by: Stacy Broadbagen

Print Name and Title _____ Signature _____
Before Release:
1. Verify condition of bag and tape closure.
2. **DO NOT OPEN BAG.** Photocopy front.
3. Have person receiving the bag sign below on photocopy.
4. File signed photocopy in Patient's medical record with original.

Print Name and Title _____
Signature _____
AD 1250

INSTRUCTIONS: 1) Use Ball point pen, never use permanent ink. 2) Complete paper first, then seal bag. 3) Use ball point pen, never use permanent ink. 4) Complete paper first, then seal bag. 5) Use ball point pen, never use permanent ink. 6) Complete paper first, then seal bag. 7) Use ball point pen, never use permanent ink. 8) Complete paper first, then seal bag. 9) Use ball point pen, never use permanent ink. 10) Complete paper first, then seal bag. 11) Use ball point pen, never use permanent ink. 12) Complete paper first, then seal bag. 13) Use ball point pen, never use permanent ink. 14) Complete paper first, then seal bag. 15) Use ball point pen, never use permanent ink. 16) Complete paper first, then seal bag. 17) Use ball point pen, never use permanent ink. 18) Complete paper first, then seal bag. 19) Use ball point pen, never use permanent ink. 20) Complete paper first, then seal bag. 21) Use ball point pen, never use permanent ink. 22) Complete paper first, then seal bag. 23) Use ball point pen, never use permanent ink. 24) Complete paper first, then seal bag. 25) Use ball point pen, never use permanent ink. 26) Complete paper first, then seal bag. 27) Use ball point pen, never use permanent ink. 28) Complete paper first, then seal bag. 29) Use ball point pen, never use permanent ink. 30) Complete paper first, then seal bag. 31) Use ball point pen, never use permanent ink. 32) Complete paper first, then seal bag. 33) Use ball point pen, never use permanent ink. 34) Complete paper first, then seal bag. 35) Use ball point pen, never use permanent ink. 36) Complete paper first, then seal bag. 37) Use ball point pen, never use permanent ink. 38) Complete paper first, then seal bag. 39) Use ball point pen, never use permanent ink. 40) Complete paper first, then seal bag. 41) Use ball point pen, never use permanent ink. 42) Complete paper first, then seal bag. 43) Use ball point pen, never use permanent ink. 44) Complete paper first, then seal bag. 45) Use ball point pen, never use permanent ink. 46) Complete paper first, then seal bag. 47) Use ball point pen, never use permanent ink. 48) Complete paper first, then seal bag. 49) Use ball point pen, never use permanent ink. 50) Complete paper first, then seal bag. 51) Use ball point pen, never use permanent ink. 52) Complete paper first, then seal bag. 53) Use ball point pen, never use permanent ink. 54) Complete paper first, then seal bag. 55) Use ball point pen, never use permanent ink. 56) Complete paper first, then seal bag. 57) Use ball point pen, never use permanent ink. 58) Complete paper first, then seal bag. 59) Use ball point pen, never use permanent ink. 60) Complete paper first, then seal bag. 61) Use ball point pen, never use permanent ink. 62) Complete paper first, then seal bag. 63) Use ball point pen, never use permanent ink. 64) Complete paper first, then seal bag. 65) Use ball point pen, never use permanent ink. 66) Complete paper first, then seal bag. 67) Use ball point pen, never use permanent ink. 68) Complete paper first, then seal bag. 69) Use ball point pen, never use permanent ink. 70) Complete paper first, then seal bag. 71) Use ball point pen, never use permanent ink. 72) Complete paper first, then seal bag. 73) Use ball point pen, never use permanent ink. 74) Complete paper first, then seal bag. 75) Use ball point pen, never use permanent ink. 76) Complete paper first, then seal bag. 77) Use ball point pen, never use permanent ink. 78) Complete paper first, then seal bag. 79) Use ball point pen, never use permanent ink. 80) Complete paper first, then seal bag. 81) Use ball point pen, never use permanent ink. 82) Complete paper first, then seal bag. 83) Use ball point pen, never use permanent ink. 84) Complete paper first, then seal bag. 85) Use ball point pen, never use permanent ink. 86) Complete paper first, then seal bag. 87) Use ball point pen, never use permanent ink. 88) Complete paper first, then seal bag. 89) Use ball point pen, never use permanent ink. 90) Complete paper first, then seal bag. 91) Use ball point pen, never use permanent ink. 92) Complete paper first, then seal bag. 93) Use ball point pen, never use permanent ink. 94) Complete paper first, then seal bag. 95) Use ball point pen, never use permanent ink. 96) Complete paper first, then seal bag. 97) Use ball point pen, never use permanent ink. 98) Complete paper first, then seal bag. 99) Use ball point pen, never use permanent ink. 100) Complete paper first, then seal bag.



#19-4722
PC 245
07/09/19 @ 1652
300 CENTENNIAL Wp
C. DE LOERT #1305

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AUTHORIZED AND APPROVED THROUGH
THE REDEVELOPMENT AUTHORITY
OR THE NAVY.

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OR THE NAVY



DO NOT CROSS

POLICE LINE

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1326941





CRIME SCENE DO NOT CROSS

1326941

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OR MAINTAINING THIS PROPERTY AT
THE LEVELS OF AN OPERATIONAL
NAVAL BASE.

SAFETY HAZARDS MAY BE PRESENT.
ENTRY TO THIS PROPERTY IS
RESTRICTED TO ONLY THOSE INDIVIDUALS
ATTENDING EVENTS OR ACTIVITIES
AUTHORIZED AND APPROVED THROUGH
THE REDEVELOPMENT AUTHORITY
OR THE NAVY.

DO NOT CROSS



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THE NAVY IS NO LONGER INSPECTING
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SAFETY HAZARDS MAY BE PRESENT.
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CR 19-4722

ARMSTRONG / VALENCIA

07/09/19 1230 HRS

PC 245

E-CHEW #1278





11411N
POLICE
POLICE 2017
4100 0000

4.2408























































226

CRIME SCENE DO NOT ENTER















ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF INVESTIGATION

SA 19-012

INTERVIEW REPORT

CASE NAME: FREDDIE MARTINEZ

CLASSIFICATION: OFFICER INVOLVED SHOOTING (NON-FATAL)

INTERVIEW OF: POLICE OFFICER CHARLES MITCHELL
TUSTIN POLICE DEPARTMENT

PRESENT: DETECTIVE DAVID NGUYEN
TUSTIN POLICE DEPARTMENT



DATE AND TIME: JULY 12, 2019 1021 HOURS

LOCATION: TUSTIN POLICE DEPARTMENT

On Thursday, July 12 2019, at approximately 1021 hours, Tustin Police Department (TPD) Detective DAVID NGUYEN and I conducted an audio digital recorded interview of TPD Police Officer CHARLES MITCHELL. The following is a transcript of that interview:

LEGEND: ... Denotes pauses between words or phrases, incomplete sentences, Stammering, etc. (Does not indicate missing words).

*** Denotes unintelligible conversation.

(Sic) Denotes precisely reproduced word.

[BEGINNING OF INTERVIEW]

MONTEZ: This is Investigator MONTEZ with the Orange County District Attorney's Office. This interview is being conducted in...at the Tustin Police Department, this will be an interview regarding Special Assignment Case SA 19-012, referenced Tustin Police Department Officer Involved Shooting um I don't know if I said the

Investigator: P. MONTEZ

Approved By:

Date of Report: 10/21/2019

Date: 10/21/2019

time, the time is now 10:21, Friday, July 12. And if we could please do intro starting on my right please state your name and occupation and spell your name.

NGUYEN: Okay. Tustin PD, Detective DAVID NGUYEN, N-G-U-Y-E-N.

NGUYEN: [REDACTED]
[REDACTED]

MITCHELL: Tustin Police Officer CHARLES MITCHELL, M-I-T-C-H-E-L-L.

MONTEZ: And Mr. MITCHELL before we go forward I wanted to give you an admission, did anyone from your agency order you to give a statement?

MITCHELL: No.

MONTEZ: Do you feel compelled to because the District Attorney's Office is involved?

MITCHELL: No.

MONTEZ: And is this a free and voluntary statement?

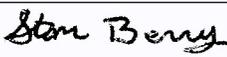
MITCHELL: Yes.

MONTEZ: Okay. If at any point um you need to refer with your attorney um please just say so, feel free to ah, ah pause the interview and let me know and I'll pause the recorder. Okay?

MITCHELL: Okay.

MONTEZ: Any questions before we go on?

MITCHELL: No.

Investigator: P. MONTEZ		Approved By: 
Date of Report: 10/21/2019		Date: 10/21/2019

NGUYEN: No sir thank you.

MONTEZ: Okay. So the shooting in question um occurred a few days ago on Tuesday, the ninth, um, on that date what assignment were you working?

MITCHELL: I was working patrol.

MONTEZ: What hours, like day shift hours or graveyard?

MITCHELL: Day shift 6:00 am to 6:30 pm.

MONTEZ: Okay. And how long have you been a police officer?

MITCHELL: Sixteen years.

MONTEZ: And all with ah Tustin?

MITCHELL: Ah I went to the Academy with Orange PD, couple months in their FTO program and then the rest with Tustin.

MONTEZ: Okay. So OPD for about less than a year?

MITCHELL: Yes.

MONTEZ: Okay. Fifteen years with...

MITCHELL: Sixteen with Tustin.

MONTEZ: Total of sixteen?

MITCHELL: Yeah sixteen with Tustin then.

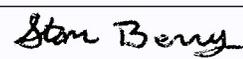
MONTEZ: Alright, because you did the Academy through Orange PD.

MITCHELL: Correct.

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

MONTEZ: Then a couple months then came over, gotcha. Alright. Um, on July 9, what ah, what was your call sign, if you recall?

MITCHELL: 111.

MONTEZ: It was just like 111 no 1 at 11 at or nothing like that? Okay. And were you working by yourself with a partner?

MITCHELL: That particular call I was with a partner.

MONTEZ: But it was a single officer car?

MITCHELL: Yes.

MONTEZ: Okay. Who is your partner on that call?

MITCHELL: Ah, Officer MICHELLE JANKOWSKI.

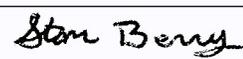
MONTEZ: And if you could just tell me the type of call that you received and just a summary of what happened leading up to the officer involved shooting.

MITCHELL: Ah, we received a call of a trespassing, possible trespassing at the Tustin Air Base, a citizen told our dispatcher that they saw a male jump the fence into the base and then appeared tried getting into one of the buildings. Ah we arrived at the location um and began to open a gate on the west side of the base. As we are opening the gate we saw a female jump the fence from inside the base out onto the street. Ah we contacted her, detained her. Um asked her where she was coming from. She stated that she was inside one of the buildings stayed there the night. We asked if anybody else was in the building. She indicated there was more people, she didn't know exactly how many. She thought two to

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

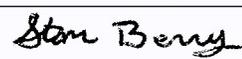
Date: 10/21/2019

three. Um, after a search revealed methamphetamine and methamphetamine pipes on her, she was arrested and placed in the rear of my vehicle. At this point we requested additional officers to assist Officers JANKOWSKI with a search of the building. Um Officer KIRWIN, Officer CLAY, arrived a short time later. Um I stayed with the female prisoner out on the street in my car, as they began a search of the building. Ah during a search of the building they advised on the radio that they heard noises coming from the second level. We req...they requested an additional officer. Sergeant LAMOUREUX arrived at the location. Um as he was driving to the location I repositioned my car from the street inside the gate next to the other officers' cars. Sergeant LAMOUREUX arrived um, I asked him if he would, if he wanted to stay with the prisoner and then I would go assist the officers. He agreed. I met the officers inside the building um we made a game plan that Officer JANKOWSKI and I would go upstairs to the second level to try to find any suspects and Officer KIRWIN and Officer CLAY would stay downstairs um in case they double back. Ah, we made two announcements at the foot of the stairs I did not receive, ah I did not hear anything. Officer JANKOWSKI and I went up the first flight of stairs or the flight of stairs um it then hooked to the right, so there was essentially a small landing and then an additional set of stairs as we got to the top of the stairs there was a wooden, plywood that was blocking um the top of the stairs. It appeared to be solid looking at it. So we weren't quite sure if this was a dead end. Um, I pushed it and it easily gave way. It looked like it had been nailed in but a small push made it give way and I could get through. We gave two more announcements at the foot...at the top of stairs, and then made entry onto the second level. Um we were clearing rooms as um I...as we were clearing rooms I

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

heard Officer JANKOWSKI um engage a female um in one of the rooms, um and then as ah I walked to that room Officer JANKOWSKI, trying to get the female to comply with our orders to get down on the ground...um as we were dealing with her ah we were suddenly confronted with a male suspect that had come up the back set of stairs into the room.

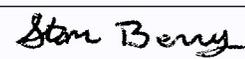
UNKNOWN: *** Yes please.

MITCHELL: He enters the room very quickly um surprising me um as I looked at him I could see he was holding a large metal pipe um in his hands. He had it ah essentially holding it like a bat as in he was in a batter's stance. He had a very angry look in his eye. He was yelling at us, um, like I said very surprised that he had come up the stairs essentially behind us into that room. Um we both ordered him several times to drop the pipe. Um, he didn't drop the pipe. He was very close to us I'd say within five to six feet. At this point I was very scared um he was within the 21 foot rule that I know from training experience um that is way too close, um for a suspect to be in order to be in order to get to me, before I can defend myself. Um, as we were, as I was ordering him to drop the pipe, he turned around closed the door behind him that he had come through, ah making the room even darker. Um, then then turned back towards us with the pipe still in the batter's stance. I ordered him again to drop the pipe, trying to the last ditch effort for him to drop the pipe, he didn't, and I fired a series of three con...consecutive shots um in attempt to get him to drop the pipe. Um, I aimed center mass. The three shots struck him. Ah he immediately went to the ground. Essentially crumpled to the ground. Ah the pipe was still very close to him. I kept my gun on him. Ah because I wasn't sure if he would still be able to

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

use the pipe, although he was on the ground. I obviously stopped firing um and then requested another officer come up to secure him and begin medical aid.

MONTEZ: Okay. You mentioned um...before that um you had a, did you have a body worn camera on?

MITCHELL: Yes.

MONTEZ: And when did you activate that?

MITCHELL: As we were walking up the first set of stairs.

MONTEZ: Okay. And did you have any other recording devices like DAR, Digital Audio Recorder on, aside from that?

MITCHELL: No.

MONTEZ: Okay. And you mentioned when you arrived you made some announcements, what were those announcements?

MITCHELL: The announcement was basically, ah Tustin Police Department, if anyone inside the building make yourself known.

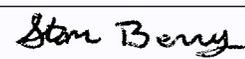
MONTEZ: Okay. Um, you mentioned once you get into that room where ultimately the shooting occurs um your partner engaged the female, can you describe what you mean by engage?

MITCHELL: Engaged her as far as verbally, um, telling her to get on the ground. Um, basically, we want the suspect to be on the ground where we can see their hands where they aren't able to hurt able to hurt us in any way.

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

MONTEZ: And in any point did you um did you find out the name of the subject in question?

MITCHELL: That day?

MONTEZ: Well do you know? Well ultimately who he was identified as?

MITCHELL: Yes.

MONTEZ: And his name?

MITCHELL: Ah FREDDIE MARTINEZ.

MONTEZ: Okay. MARTINEZ. Um, you said he was holding a pipe, can you describe that pipe?

MITCHELL: It appeared to be a two and a half foot um dark cylindrical um pipe. I later um was able to grab it to get it away from him as he was being rendered to first aid. Um, definitely very thick, it wasn't...it didn't seem ah nearly as hollow, um it was...it seemed very solid.

MONTEZ: Okay. And I have a picture I want to show you it's not the greatest um picture, it looks like a cut off *** but does that look familiar to ah, is this what you're describing, is that the same pipe?

MITCHELL: I believe it is.

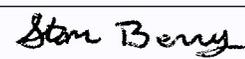
MONTEZ: Okay. Looks similar to it?

MITCHELL: Yes.

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

MONTEZ: Okay. It was recovered at the scene, that's why I wanted to double check with you. Alright. I'll mark this as exhibit A and can you describe the, the setting inside that room, that warehouse, like lighting, and windows that kinda stuff?

MITCHELL: Ah the warehouse...the room was very dark, um there was a door we had entered into and then a door on the other side on the other side where the suspect came up and ultimately surprised us. Um, although those doors were opened, the building is vacant and doesn't have electricity um, so it was dark upstairs, it was dark in that room. Um, I could see many objects in that room appearing to be transient type camp, um I did noticed broken glass on the floor and several different objects.

MONTEZ: If it was dark in there, how did you...how were you able to see what type of illumination did you use?

MITCHELL: I have a gun light which I used to illuminate the room.

MONTEZ: Okay. Um, do they have any other lighting there like would there be a lamp or candle or anything like that?

MITCHELL: None that I saw.

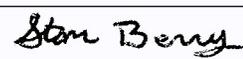
MONTEZ: Okay. And while you were in there and you were giving him commands where's the female at?

MITCHELL: That I'm not sure I lost sight of her, once he came up and entered the room um I believe she ran out of the room as we were engaging him. Um, but I, I, like I said I lost sight of her um once I started engaging with him.

Investigator: P. MONTEZ



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MONTEZ: Okay. And by female referred to [REDACTED] that the same, or did you ever find out her name?

MITCHELL: I didn't find out her name.

MONTEZ: Okay. But that was female companion for ah MARTINEZ?

MITCHELL: I believe so.

MONTEZ: Okay. Um you said you gave him commands to drop the knife, not the knife, I'm sorry, the ah the pipe and he was holding it at a batter's stand. Prior to shooting do you recall if you were, if you pointed or if you just, or if you actually aimed before shot?

MITCHELL: Ah, I just pointed.

MONTEZ: I'm sorry.

MITCHELL: Before I shot?

MONTEZ: Yeah.

MITCHELL: Pointing the gun at him?

MONTEZ: Yes.

MITCHELL: I just pointed.

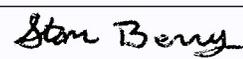
MONTEZ: Pointed. Okay. But no actual eye sights that kinda stuff, it was just brought it up and shot.

MITCHELL: Correct.

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MONTEZ: Okay. And you shot it told how many times?

MITCHELL: Three times.

MONTEZ: Three times. And why did you stop after the third shot?

MITCHELL: After the third shot he began to crumble um as he went down to the ground he also dropped the pipe next to him, but I felt the threat had been stopped. Um and I didn't have the ability anymore to strike me or to hurt me, that's why I stopped.

MONTEZ: Okay. And what about him holding the knife, I'm sorry, the pipe that appeared ah threatening what exactly, and not just him holding the pipe but um his demeanor.

MITCHELL: He had a very angry look on his face when he entered the room. Ah like I said he was also shouting at us um and was holding the pipe in that batter stance. He was holding it in a, in a manner in which I thought he was going to swing it in any second.

MONTEZ: And you say you were possibly five or six feet from him?

MITCHELL: Yes.

MONTEZ: Okay. Um, have you had a chance to review the body worn camera video?

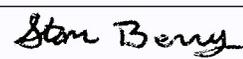
MITCHELL: Yes.

MONTEZ: Okay. So that room has two entrances, one that leads to that two separate stairs, that's got a landing in it, two separate stairs, right, middle stairs, um that's got that plywood. Right, is that the area that has the plywood?

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MITCHELL: Ah, now that was...

MONTEZ: The actual room where, where he ended up getting shot, is that the room with the plywood or is that?

MITCHELL: Nah.

MONTEZ: Okay. So that other entrance he came out of where the two stairs and landing alright, you're familiar?

MITCHELL: Yes.

MONTEZ: Okay. Um, you came into the hallway entrance correct, and I can't really tell by looking at the body worn camera, so when you went in did you make like a, like a one hook to the left?

MITCHELL: I believe so.

MONTEZ: Okay. So you went to the left side and your partner went to the right?

MITCHELL: Yes, I think where the door is essentially where Officer JANKOWSKI was.

MONTEZ: Okay. And from the hallway looking towards where MARTINEZ was you were to the left.

MITCHELL: Yes.

MONTEZ: Okay.

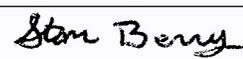
NGUYEN: Just for clarification that you went into the room was not the same door that MARTINEZ went in.

MITCHELL: Correct.

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NGUYEN: Okay. So it was two separate doors.

MITCHELL: Yes.

MONTEZ: Were there any other weapons ah that he had aside from the pipe?

MITCHELL: None that I saw.

MONTEZ: Okay. Had you, had you ran into or dealt with MARTINEZ?

MITCHELL: Ah, I found out this week that I have arrested him before in the past.

MONTEZ: How long ago was that?

MITCHELL: I don't know the particulars.

MONTEZ: You don't know. Okay. And you say you don't know roughly when? You just know you've arrested him in the past?

MITCHELL: Yes.

NGUYEN: But you did not know or recognize him at the time?

MITCHELL: No.

NGUYEN: Okay.

MONTEZ: Your handgun um how do, how do you carry it loaded, meaning how many rounds in the magazine and do you carry one in the chamber, does that make sense?

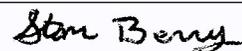
MITCHELL: Yes. Thirteen in the magazine and one in the chamber.

MONTEZ: Okay. So thirteen plus one?

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MITCHELL: Yes.

MONTEZ: And on that day did you have thirteen plus one?

MITCHELL: Yes.

MONTEZ: Okay. And what type of handgun is that?

MITCHELL: It's a Glock .45 caliber, Glock 21.

MONTEZ: Did you have a baton on you?

MITCHELL: I had an asp.

MONTEZ: And did you consider using the asp?

MITCHELL: No.

MONTEZ: Why not?

MITCHELL: He had a metal pipe ah in order to ... it would not have not have been safe for me safe for me to try to engage him with an asp, baton or any other weapon or than my firearm.

MONTEZ: Okay. Any other questions?

NGUYEN: Um, yeah, so kinda backtracking, so you said you arrived on scene and while you were at the gate you saw a subject jump from the inside of the base onto the street.

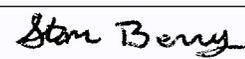
MITCHELL: Correct.

NGUYEN: And you contacted that person.

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MITCHELL: Yes.

NGUYEN: Do you remember that person's name?

MITCHELL: I don't.

NGUYEN: Was it male or female?

MITCHELL: It was a female.

NGUYEN: Okay. And during your conversation with this female she mentioned that...you mentioned that she said there was somebody else on the base.

MITCHELL: Yes.

NGUYEN: Okay. And did she point or did she tell you which...where these additional other people were?

MITCHELL: She indicated they were in a brown building.

NGUYEN: Okay. And is that how you guys identified the building...which building to go into?

MITCHELL: Yes.

NGUYEN: Okay. Um, and then going back to your firearm, you said it was a Glock 21 caliber .45?

MITCHELL: Yes.

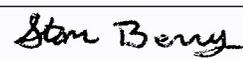
NGUYEN: Is that a department issued firearm?

MITCHELL: Yes.

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NGUYEN: Okay. And you carried it with 13 rounds in the magazine, one in the chamber, is that correct?

MITCHELL: Yes.

NGUYEN: Okay. And then how many extra magazines did you carry?

MITCHELL: Two extra.

NGUYEN: Okay. And that was on your Sam Brown?

MITCHELL: Yes.

NGUYEN: Ah, and um what type of ammo did you carry with you?

MITCHELL: 45 caliber, I don't know the make.

NGUYEN: Is this issued by the Department?

MITCHELL: Yes.

NGUYEN: Ammo, the magazines is issued by the Department?

MITCHELL: Yes.

NGUYEN: And the firearm is also issued by the Department?

MITCHELL: Yes.

NGUYEN: Along with um, you said you had a weapon light on, is that correct?

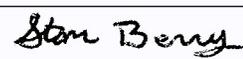
MITCHELL: Yes.

NGUYEN: Do you know what type of weapon light it was?

Investigator: P. MONTEZ



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MITCHELL: I believe it was a Streamlight.

NGUYEN: Okay. But...

MITCHELL: Issued by the Department.

NGUYEN: Issued by the Department. Okay. Um, can you...so then...now we're going back into the building. Um, can you describe the dimensions of the room? Just approximate.

MITCHELL: If I had to guess, six feet by fifteen

NGUYEN: Okay.

MITCHELL: Perhaps.

NGUYEN: Okay. So you said it was fifteen by...

MITCHELL: Six...six wide

NGUYEN: Okay. Okay

MITCHELL: Fifteen or twenty long.

NGUYEN: Okay. So you're kinda describing as a rectangle style building.

MITCHELL: Yes.

NGUYEN: Right. Okay.

MITCHELL: Or at least

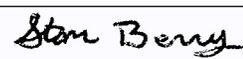
NGUYEN: You mentioned when MARTINEZ ah came into the room it startled you.

MITCHELL: Yes.

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NGUYEN: Um, and you said he was yelling at you?

MITCHELL: Yes.

NGUYEN: Do you remember what he was saying to you?

MITCHELL: I don't recall exactly what he was saying.

NGUYEN: Okay. I can't think of anything else.

MONTEZ: Is there anything we didn't ask you thought we should know, or anything you wanted to add?

MITCHELL: No.

MONTEZ: No. Anything you could think of questions, specifics or do you need...

██████████ Let just help to clarify and have it on the record um Officer MITCHELL, the time you fired, what do you think would happened if you didn't fire?

MITCHELL: I thought he attack me or my partner.

██████████ And that would mean by swinging the metal pipe at you?

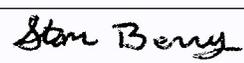
MITCHELL: Correct.

██████████ And did you perceive as a lethal weapon?

MITCHELL: Absolutely.

NGUYEN: Um, go back to the asp, where do you carry your asp and that's a collapsible baton is that correct?

MITCHELL: Yes.

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NGUYEN: Okay. Where do you carry that on your Sam Brown belt?

MITCHELL: Ah it's behind my back.

NGUYEN: Okay. And when MARTINEZ came into the room what was in your hands?

MITCHELL: My firearm.

NGUYEN: Okay. So for you to deploy the asp, how are you trained to deploy the asp?

MITCHELL: Ah essentially I deploy it with my right hand.

NGUYEN: Okay.

MITCHELL: Which was not an option cause my gun was in my right hand.

NGUYEN: Okay. Let's say if you were to deploy it in that particular situation, what would you have to do, what are the steps?

MITCHELL: I would have put my firearm in my holster.

NGUYEN: Okay.

MITCHELL: Secure it, and then take my asp out.

NGUYEN: Okay.

MITCHELL: And then essentially uncollapse it.

NGUYEN: Which is it can you describe how you uncollapse it, is it a button, is it...

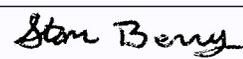
MITCHELL: It's a swinging motion.

NGUYEN: Swinging motion. Okay. And then on your belt do you have any other equipment on your Sam Brown belt?

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MITCHELL: Yes.

NGUYEN: What else do you have on there?

MITCHELL: A Taser.

NGUYEN: A Taser. Okay. And where do you carry that Taser?

MITCHELL: That is to my left side.

NGUYEN: Left side and do you carry on your left side is that Department policy or why do you carry it on your left side?

MITCHELL: It's Department policy.

NGUYEN: Okay. So If you had to deploy the Taser in that particular situation how would...how are you trained to deploy that?

MITCHELL: Ah I would take it out with my weak hand.

NGUYEN: Uh-huh.

MITCHELL: And then transfer to my strong hand.

NGUYEN: But you had gun in your...

MITCHELL: Correct.

NGUYEN: ...right...um did you have any other tools on your belt?

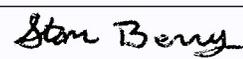
MITCHELL: Just handcuffs.

MONTEZ: And just last week, you had ah after he's on the ground eventually you made contact with him, had him down.

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MITCHELL: Ah I, I keep ah, I keep my gunpoint as Officer JANKOWSKI and eventually Officer KIRWIN ah comes, pull him away from the pipe and the broken glass and the ***to render first aid. Um, but because there was...the pipe was so close the broken glass was so close, he had not been searched, I wanted to stay, keep him at gunpoint in case tried to hurt us any other way.

MONTEZ: Okay. And what did the first aid consist if you know?

MITCHELL: Officer KIRWIN applied a chest seal first um to his stomach area ah and then a ah...

MONTEZ: Tourniquet...

MITCHELL: ...tourniquet, thank you, ah to his right leg, and then they placed him on a kinda a make shift, I think it was a mattress, um and then carried him out of the room. At that point then I other officers arrived and we began a secondary search of the building.

MONTEZ: Okay.

NGUYEN: Just one more question, so when you guys go...go kinda backtrack, you made it up the stairs, you saw the plywood, N

MITCHELL: Yes.

NGUYEN: Right. Once you pushed it opens up from that plywood door to the door where you contacted MARTINEZ is that adjacent to each other?

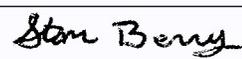
MITCHELL: It's...that room is to the left...down the hall a bit.

NGUYEN: Okay. So approximately how many feet away?

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MITCHELL: If I guess 20 feet.

NGUYEN: Okay. So from that plywood door to the room where you contacted MARTINEZ, were there any other rooms you had to pass by?

MITCHELL: Yes.

NGUYEN: Okay. And when you passed by, did you know, you guys cleared those rooms?

MITCHELL: I'm not sure exactly what rooms were cleared.

NGUYEN: Okay.

MITCHELL: I was on the right and eventually heard Officer JANKOWSKI contact on her side so immediately went to that room.

NGUYEN: So could you, in your mind, did you know second floor had anybody else up there?

MITCHELL: I didn't know.

NGUYEN: Okay. So there could have been other people up there.

MITCHELL: Yes.

 I don't have any clarifying questions beyond what has been asked, thank you.

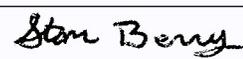
MONTEZ: Okay. If there is nothing else that needs to be added it will be the end of the interview the time is 10:48 hours.

[END OF INTERVIEW]

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019

TRANSCRIBED BY:



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

JULY 25, 2019

REVISED BY:

PETE MONTEZ, INVESTIGATOR

ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

OCTOBER 21, 2019

Investigator: P. MONTEZ

A handwritten signature in black ink, appearing to read "P. Montez".

Approved By:

A handwritten signature in black ink, appearing to read "Stan Berry".

Date of Report: 10/21/2019

Date: 10/21/2019



DATE: SEPTEMBER 21, 2020

Inter-Com

TO: STU GREENBERG, CHIEF OF POLICE

FROM: ROBERT WRIGHT, DEPUTY CHIEF OF POLICE *RW*

SUBJECT: **CRITICAL INCIDENT REVIEW BOARD (CIRB) IA 2019-013**

Pursuant to Police 302 and subsequent to the officer involved shooting on July 9, 2019, this report will serve as the Critical Incident Review related to IA2019-013.

Officers Involved:

- Officer Charles Mitchell #1096
- Officer Michelle Jankowski #1252

Suspect:

- Freddie Martinez Jr. [REDACTED]

CIRB Members:

- Bureau Commander – Deputy Chief Wright
- Patrol Division Commander – Captain Arzate
- Professional Standards Commander – Lieutenant Birozy, via Zoom
- Professional Standards Investigator – Sergeant Nunley
- Range Master Sergeant – Sergeant Gleason
- Use of Force/Force Science – Sergeant Welde

The CIRB met on June 23, 2020 in the TPD Briefing Room. Each member of the CIRB was provided with a notebook containing the Administrative Investigation, Crime Reports, and other supplemental documents for review and reference. The members of the CIRB were briefed with a summary of the incident after which the members were shown the body worn camera recordings from Officer Kirwan, Officer Mitchell and Officer Jankowski.

The CIRB's initial phase of this incident review focused on the use of deadly force resulting in the injury of Martinez. The board felt the use of force was within policy based upon the Administration Investigation. It was highlighted that Martinez was armed with a large metal pipe, which could have been used as a weapon, and if used against the officers it could have resulted in serious and possibly fatal results.

It was also noted Martinez was given clear direction to drop the weapon several times but failed to follow the officer's orders. Instead Martinez repositioned the metal pipe in his

hand which was perceived as a threat by the officers causing them fear for their safety and an officer involved shooting occurred.

The board agreed the initial response to the call was good. The initial contact with the suspect by Officers Kirwan and Clay was proper and they provided clear directions for the suspect. After the suspect failed to comply with orders from the initial officers, Officers Mitchell and Jankowski developed a plan to approach the suspect from a back side. This was designed to prevent escape by the suspect.

The area where Officers Mitchell and Jankowski was dark with several side rooms which needed to be search. Both officers were well paced, slow and deliberate as they searched for the suspect. It was also noted they utilized proper training with regards to searching with their guns drawn.

While searching the building Officers Mitchell and Janowski encountered a female subject, [REDACTED]. The board noted that when the officers first encountered [REDACTED] Officer Jankowski did an excellent job of yelling "Blue, Blue, Blue!" as a means to alert other officers of their presence.

As they were giving clear commands to [REDACTED] Martinez entered the room holding a metal pipe. The board agreed Mitchell and Jankowski did a good job of maintaining composure and immediately gave clear commands to Martinez to drop his weapon (metal pipe). Martinez did not follow the commands and repositioned the metal pipe. Martinez' actions were interpreted as a threat with a deadly weapon by Officers Mitchell and Jankowski and as a response to their safety, both engaged in an officer involved shooting (OIS) in order to stop the threat.

After the OIS occurred the board was very complementary to the response by Officers Jankowski, Mitchell, Kirwan, and Clay with regards to immediately rendering medical attention to Martinez. The board noted that despite the difficulty, the officers carried the suspect down the stairs where advanced medical treatment from the Orange County Fire Authority could safely attend to him. Officer Kirwan applied the tourniquet and the chest shield exactly as trained.

There were only a few areas of notice which were identified by the board:

The first was related to the fact that Officer Jankowski released the magazine from her weapon during the incident. After firing her first shot, Jankowski dropped her magazine, but believed her gun had jammed or malfunctioned. She may have induced the malfunction while trying to reload. She thought instinctively she needed to do a reload, which caused the round to become loose and led to the magazine getting dropped. Repetitive training at the firing range will help.

The board also felt that although the commands given by Officers Mitchell and Jankowski were clear and understandable, ideally one officer gives commands while the other officer provides backup or communicates via radio. In this situation, both officers were shouting commands, possibly because the suspect took them by surprise. In this incident it was discussed that due to the abrupt appearance of the suspect Martinez, the officers did not have adequate time to designate one person to give commands.

The board also recommended staying together during the interior building searches. When they reached the second story, Jankowski moved towards the room where voices could be heard, but Mitchell paused and entered another room to look around before following Jankowski down the hallway. This was a potential officer safety issue for both officers.

Recommendations:

While the board was overall complementary of the actions of the involved officers in this incident, it was agreed additional range training would be useful in addressing the areas of notation identified above.

Additionally, the board discussed the nature of the crime, initially a trespassing; however, all agreed the actions of searching the building was in line with practices and policies regarding response to those types of crimes. All agreed the actions of the suspect are what elevated this incident into an OIS.



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF INVESTIGATION

SA 19-012

INTERVIEW REPORT

CASE NAME: FREDDIE MARTINEZ

CLASSIFICATION: OFFICER INVOLVED SHOOTING (NON-FATAL)

INTERVIEW OF: POLICE OFFICER MICHELLE JANKOWSKI
TUSTIN POLICE DEPARTMENT

PRESENT: DETECTIVE DAVID NGUYEN
TUSTIN POLICE DEPARTMENT



DATE AND TIME: JULY 12, 2019 1137 HOURS

LOCATION: TUSTIN POLICE DEPARTMENT

On Thursday, July 12 2019, at approximately 1137 hours, Tustin Police Department (TPD) Detective DAVID NGUYEN and I conducted an audio digital recorded interview of TPD Police Officer MICHELLE JANKOWSKI. The following is a transcript of that interview:

LEGEND: ... Denotes pauses between words or phrases, incomplete sentences, Stammering, etc. (Does not indicate missing words).

*** Denotes unintelligible conversation.

(SIC) Denotes precisely reproduced word.

[BEGINNING OF INTERVIEW]

MONTEZ: Today's date is July 12th, 2019, the time is now 1137 hours. This is Investigator MONTEZ with the Orange County District Attorney's Office. This would be an interview being conducted at Tustin PD regarding a Tustin PD officer involved

Investigator: P. MONTEZ

Approved By:

Date of Report: 10/21/2019

Date: 10/21/2019

shooting, case number Special Assignment SA 19 dash 012. Uh, present with me if you can, uh, starting to my right, if you can please state, spell your name, and list your occupation.

NGUYEN: Ca-, uh, DAVID NGUYEN, Detective, Tustin PD. N-G-U-Y-E-N.

[REDACTED]

JANKOWSKI: Officer MICHELLE JANKOWSKI, Patrol. J-A-N-K-O-W-S-K-I.

MONTEZ: And before we start can you or-, I'm gonna give you an admonition. Did anyone from your agency order you to give statement?

JANKOWSKI: No.

MONTEZ: And do you feel compelled to give a statement because the District Attorney's Office is involved?

JANKOWSKI: No.

MONTEZ: And is this a free and voluntary statement?

JANKOWSKI: Yes.

MONTEZ: And how long have you been a police officer?

JANKOWSKI: Just over six years.

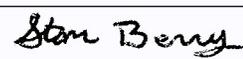
MONTEZ: And what's your current assignment?

JANKOWSKI: Patrol.

Investigator: P. MONTEZ



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MONTEZ: And, um, just backtrack. The six years all with, um, Orang-, I'm sorry, Tustin PD?

JANKOWSKI: Yeah.

MONTEZ: Okay. And on June-, July 9th what shift were you workin'?

JANKOWSKI: Uh, D shift.

MONTEZ: Okay.

JANKOWSKI: South area patrol.

MONTEZ: And d-, did y-, were you workin' as a single officer vehicle or two officer vehicle or, uh, *** (SPEAKING SIMULTANEOUSLY)?

JANKOWSKI: Two officer vehicle.

MONTEZ: And do you remember your call sign?

JANKOWSKI: 121.

MONTEZ: And on that morning, um, sometime just soon after briefing, from what I understand, uh, there was a call for service of, uh, trespassing?

JANKOWSKI: Yes.

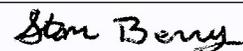
MONTEZ: And can you tell me what the call was like or, or what was the, uh, that w-, you were dispatched to and the location?

JANKOWSKI: We were dispatched to an area in the south end of the city off of Tus-, or off of, uh, Armstrong and Valencia regarding trespassing. Um, it was a male subject, um, last seen not wearing a tee-shirt, um, unknown type of bottoms, went into

Investigator: P. MONTEZ



Approved By:



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a building in a gated area that used to be the Marine base, um, in a garage that was-, that go-, that appeared propped open with sticks according to the caller.

MONTEZ: And when you arrived, uh, if you could just tell me what happen up to l-, up t-, to the, uh, officer involved shooting?

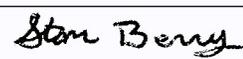
JANKOWSKI: Myself and Officer MITCHELL were dispatched to the area. (CLEARS THROAT). We arrive on scene and there's a gate surrounding the entire complex, and there is a vehicle pathway ta enter. Um, I pull up to that drive, and it's secured. I saw that there was a MedCo lock box to where we use our key to unlock it. I unlock the gate. I swing open the door and I turn ta Officer MITCHELL who was-, who's vehicle was behind mine, and as I do that I see a female who, uh, trespassing onto that property, jumping the fence to get off the property onto Armstrong. I let him know, so he reverses his car and goes to make contact with her. I get back into my car, and I go make contact with her with him. She identifies herself...I wanna say, uh, first name [REDACTED] I can remember the la-, *** her last name. And, uh, (CLEARS THROAT), after speaking with her she states that were other people inside of the brown building on that property. Um, she said there was three people, um, I don't remember the name she gave. I don't remember if it was [REDACTED] or [REDACTED] um, his mom and his girlfriend were inside the building. So at that point I call for an addition since [REDACTED] ended up being, um, placed into custody or detained, and we put her in the back of Officer MITCHELL'S car. Um, Officer KIRWAN arrived shortly thereafter with his trainee, Officer CLAY, (CLEARS THROAT), filled them in as to what we had. We then drive onto the property, we see the brown building that she speaks of, um, we approach the south side of the building there's a glass door and while we're

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standing there we can hear noises inside, like people conversing, but we couldn't see anybody. Tried the doors, those doors *** were locked. Go around to the side we find air ducts that possibly could've been an entry point.

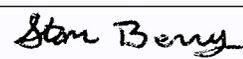
MONTEZ: Uh-huh (SPOKEN IN WHISPER).

JANKOWSKI: We make announcements to that area, nothing, don't see anybody. *** we go around to the north side of the building and we see another door. Officer KIRWAN pulled on it, it opened, um, at that point it's kind of a warehouse style building. When you first look in there are stairs off to the side that lead up to two doors upstairs, and all those windows and doors that are on the upstairs are covered. I can't tell if it's like with newspaper or paint or what, but they're, they're covered so we can't see into them, and the doors and windows on the downstairs, um, they're not covered. So we had Officer CLAY stay as cover behind a electrical unit, and Officer KIRWAN and I proceeded to the downstairs area. We went in through those doors it smoky as if someone had burnt something, um, we keep checking around, we see bags, like backpacks filled with, um, like, uh, water pipes and copper piping and copper, um, wiring, um, we see bottles, I'm assuming they were filled with urine. Um, we continued to the downstairs area, (CLEARS THROAT), we secure the downstairs and find that there's no one downstairs, but we can hear foot movement above us. Officer KIRWAN and I found stairs that lead to the upstairs, at that point we kind of retreated, asked for additional unit. Um, Sergeant LAMOUREUX arrived on scene, but he relieved Officer MITCHELL. So he was now with the detainee, and Officer MITCHELL came to the four-, the three of us that were inside. We gave Officer MITCHELL a rundown of what we had that we heard noises upstairs, um,

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and that there were stairs to the south side, um, inside and that we were gonna go upstairs and check the upstairs. Uh, Officer KIRWAN and I, uh, decided that him and his trainee would stay downstairs and keep eyes to the upstairs, um, in case people were to run out and flee from those stairs and try and exit the building. Officer MITCHELL and I go to the stairs, and it was kind of like, uh, it goes up and then curves up again so you can't-, you don't have a direct line of sight to the top of the stairwell. We get to the middle section and see that there's plywood blocking any sort of access up the stairwell, uh, or any visibility. Officer MITCHELL goes and he pushes the plywood in and it does o-, open ajar, we make announcements. We can hear people, they're not responding. Ma-, uh, I think we made two announcements. (CLEARS THROAT). At that point Officer MITCHELL and I make entry...

MONTEZ: Uh-huh (WHISPERED).

JANKOWSKI: ...and we can hear yelling, but we can't figure out where exactly, uh, the yelling is coming from. At one point we hear on the radio Officer KIRWAN...

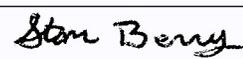
MONTEZ: Uh-huh. (WHISPERED).

JANKOWSKI: ...say that he has two at gunpoint. Um, so with knowing that Officer KIRWAN had two at gunpoint I had a better idea as to where the subjects were, given that I know where Officer KIRWAN was and where I needed to go now, go down the hallway, it's like an L-shaped hallway. (CLEARS THROAT). Get another m-, um, radio transmission from Officer KIRWAN saying that the subject is 415, which means subject ***, he's not complying, um, and has a pipe. We go to a door, it was closed, we open the door, and we hear yelling and the door, across

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the door, that we entered in a female comes in, and at this, uh, the entire time Officer MITCHELL and I have our guns drawn. Um, when we enter our guns are drawn at the female, I don't know her name, um, and she has her h-, her hands up...

MONTEZ: Uh-huh (WHISPERED).

JANKOWSKI: ...and she's complying with the orders that we were giving her. Um, at that point I secure my weapon into my holster, and I go to, um, place her in handcuffs, and as I go to do that male suspect comes into the d-, into the doorway. I retreat and redraw my weapon. I don't know what happens to the female. I lost completed sight of her, my focus at that point was on the male suspect. Um, he comes in...

MONTEZ: Uh-huh (WHISPERED).

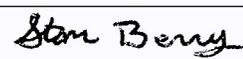
JANKOWSKI: ...closes the door, he latches the door with like the swing latch, um, latches the door and he has a, a, a pipe, um, I don't know long it is, two feet, three feet long and it's in his hands, um, i-, it was both hands until he latched ***, obviously he released it to latch the door, um, and then when he turned at that point we fired, um...I shot once, my weapon malfunctioned. I cleared my jam, um, and at that point the suspect fell to the ground, still a threat, because he still has access ta that pipe, and we don't know if he fell off to his side *** can still that pipe with his left hand. Um...we were in close quarters.

MONTEZ: Uh-huh (WHISPERED).

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JANKOWSKI: It was maybe a little further than the distance that we are with the table. I don't know how wide this table is. Um, had he swung that pipe that would have easily, depending where it hit us, would've easily broken a bone in that limb or if he struck in the head that would've easily completely knocked us out if not killed us because it was a metal pipe, it wasn't just...well shit you guys it was a bat, it could've done just as much harm. Um, Officer KIRWAN tried to render, come in, couldn't get him in, he came around, and when he came in we rendered aid to the suspect, um, and put him on a makeshift gurney that we got from a mattress that was in that room and took him downstairs until medical arrived on scene to take over medical procedures.

MONTEZ: Okay. Um, that day you were tak-, you were-, photographs were taken of you durin' the officer processing in this room?

JANKOWSKI: Yes.

MONTEZ: And was that the same uniform that you were wearing at the time of the incident?

JANKOWSKI: Yes.

MONTEZ: Okay. And you mention when you arrived there you made announcements. Can you tell me what those announcements were?

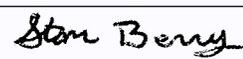
JANKOWSKI: (CLEARS THROAT). We made announcements, uh, either two or three separate times. Um, one, when we found that electrical room unit outside where thought that's where they were initially were. Um, it was along the lines of Tustin Police Department, anyone inside, come out with your hands up, let

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yourself be known. Um, typically we make two to three of those each time when we do make announcements. Um, and in that room we didn't get anything, and then I believe we made one when found that open door and it would've been the same type of announcements, but I know for a fact we did it again at the stairs where that plywood was, and same thing Tustin Police Department, um, if you're inside let yourself be known, and again it was either two or three times that we said it.

MONTEZ: Um, were you equipped with the body worn camera?

JANKOWSKI: Yes.

MONTEZ: And did you activate it?

JANKOWSKI: Yes.

MONTEZ: At what time?

JANKOWSKI: When we made the initial contact with the female who was jumping the fence to get off the property.

MONTEZ: So you had it throughout the whole incident?

JANKOWSKI: Yes.

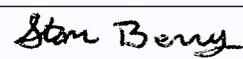
MONTEZ: Okay. And did you have somethin' else on like a digital audio recorder, a DAR?

JANKOWSKI: No.

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MONTEZ: Okay. I have a picture here, um, this is a pipe that was recovered at the scene and we took a photograph of. Does that s-, does, does that look like the pipe or it's similar or is *** (SPEAKING SIMULTANEOUSLY)...

JANKOWSKI: Yes.

MONTEZ: ...the pipe?

JANKOWSKI: No. That-, and I don't remember this end, but that could've been that it was facing down so I couldn't have seen it, but yes that looks familiar, similar.

MONTEZ: So when you're in that room, um, and the subject was, um, later identified as, uh, FREDDIE MARTINEZ, JR, when you're in that room with MARTINEZ, and then the female, who was identified as [REDACTED] um, she, she goes out of sight you don't know where she goes, so you're dealing with, um, MARTINEZ. Where is, uh, your partner in relationship to you, in relation to you?

JANKOWSKI: If I was facing the suspect Officer MITCHELL was to my left...

MONTEZ: Uh-huh (WHISPERED).

JANKOWSKI: ...maybe two arm's length if that.

MONTEZ: Can you describe the, uh, the lighting and the setting in that room?

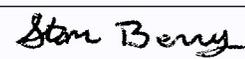
JANKOWSKI: It was very dark. Um, I know at times that we have lights that are affixed to our weapons, and that light still wasn't bright enough to illuminate everything in that room. Um, we had to use another flashlight as well to help give us more light in that room 'cause of how dark it was.

MONTEZ: And was that an empty room?

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JANKOWSKI: No. Well as people yes, aside from the two of them when they came in, but no, there was stuff scattered throughout; a mattress if not two, um, I don't even remember what else was in there, but it wasn't-, it was crowded.

MONTEZ: So aside from your, um, I-, flashlights mounted on your guns there *** no other lighting in there?

JANKOWSKI: No.

MONTEZ: And when you shot did you aim or did you point and shoot?

JANKOWSKI: I aimed.

MONTEZ: Okay. And what, um, and when you're talkin' aimed you, you brought the gun up to your, um, eyesight?

JANKOWSKI: Yes.

MONTEZ: Okay. And why did you shoot?

JANKOWSKI: 'Cause he was threat ta us. He had a pipe that could've done serious harm to either one of us if not killed my partner, and or myself.

MONTEZ: About how-, if you can give me an estimate, how far was he from you?

JANKOWSKI: Like I said m-, maybe slightly more than the distance between this table and I, between you and me and this table, maybe a little more.

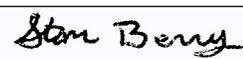
MONTEZ: So the table is approximately four or five feet.

JANKOWSKI: Yeah. Ish (SIC).

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MONTEZ: Okay. And were any commands give to MARTINEZ prior to *** (SPEAKING SIMULTANEOUSLY)...

JANKOWSKI: Numerous.

MONTEZ: What kind of commands?

JANKOWSKI: Drop the pipe. Put the pipe down. Show me your hands, let me see your hands. Drop the pipe.

MONTEZ: Did it appear he was, um, complying?

JANKOWSKI: Not at all.

MONTEZ: And why is that?

JANKOWSKI: Um, he never put it down, in fact as we were giving him that command that's when closed the door behind him, and latched it, um, that to me tells me that he's not...he's in for a fight. He wants to fight, he doesn't wanna stop. That's the appearance that I got was he's not giving up, he doesn't wanna listen. That he wants ta hurt us.

MONTEZ: And you said you shot, uh, do you remember where you aimed at?

JANKOWSKI: Uh, I was aiming for his torso.

MONTEZ: Okay. And the gun malfunctioned?

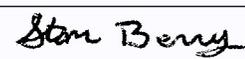
JANKOWSKI: Yes.

MONTEZ: Do *** describe what that w-, was like?

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JANKOWSKI: Um, I fired a shot. I went to fire a second shot, and it would not. It, it didn't fire, and I heard a common click noise that we hear saying that normally that we're out of rounds or something's happening with the gun. Um, so still pointing my weapon at the suspect I re-racked my weapon, um, to make it ready again to basically get the shell or the bullet, whatever, was in, um, the chamber to get out so that I can fire again. By the time I did that the suspect had fallen to the ground obviously still posing a threat just not an immediate threat at that point in time. So I did not fire again.

MONTEZ: Um, were you able to clear your handgun?

JANKOWSKI: Yes.

MONTEZ: And while we're in that sub-, on that subject. There was a magazine found...

JANKOWSKI: Yes.

MONTEZ: ...and it was a gun magazine found on the, uh, ground there. Is that your magazine?

JANKOWSKI: Apparently.

MONTEZ: Okay.

JANKOWSKI: I didn't realize I released it.

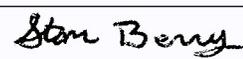
MONTEZ: Okay. So okay. That was my next question. So somehow it came out of the gun?

JANKOWSKI: Yeah.

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MONTEZ: Okay. Um, and when did you realize that you didn't have that magazine?

JANKOWSKI: It wasn't until after Fire came to render aid, and I was being removed from the scene.

MONTEZ: Okay. So, um, once you left that?

JANKOWSKI: Uh-huh.

MONTEZ: Okay. Did you have any other tools available at the time that y-, you could've used aside from, um, deadly force?

JANKOWSKI: Not ta overcome that type of threat. No.

MONTEZ: And why is that?

JANKOWSKI: Because that was a metal pipe that...a Taser's not gonna be effective in that sense 'cause of distance. Um, I have an asp but again I'm not gonna put myself any closer than I already was so, no, my only was lethal force.

MONTEZ: And from the time that you encountered, um, MARTINEZ, to the time that shooting happened ho-, how much time do you estimate passed?

JANKOWSKI: (CLEARS THROAT). Can you say it again? I'm sorry.

MONTEZ: Yeah. From the time that you encounter MARTINEZ...

JANKOWSKI: Uh-huh.

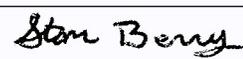
MONTEZ: ...to the time that the shooting occurred...

JANKOWSKI: Uh-huh.

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MONTEZ: ...um, how much time would you say passed? Estimate.

JANKOWSKI: Oh, God. Um, I couldn't give you a direct answer. It was very fast.

MONTEZ: Okay.

JANKOWSKI: Everything happened so fast.

MONTEZ: Had you ever, uh, encountered MARTINEZ in the past?

JANKOWSKI: Not that I'm aware of.

MONTEZ: And had you been to that building before?

JANKOWSKI: Not to that exact building, but to that location, yes.

MONTEZ: After he's shot and he's on the ground, um, you said you rendered first aid. Can you just touch up on that?

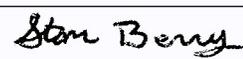
JANKOWSKI: Yes. Um, Officer KIRWAN attempted to come into that door that he closed. Um, radioed to him, I may have even yelled if not both, um, that he needed to go around 'cause the suspect was blocking that door. So Officer KIRWAN went around to the stairs that we went up. Um, once he was there, uh, Officer MITCHELL still maintained, um, sights on the suspect while Officer KIRWAN and I went up to render aid. We search, uh, we pulled him away from the pipe and, um, even Officer MITCHELL pulled the pipe further away from him. Um, we assessed him for injuries, saw that, we saw two gunshot wounds.

MONTEZ: Uh-huh (WHISPERED).

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JANKOWSKI: One to his lower abdomen and one to his right...right thigh, quad area. Um, Officer KIRWAN removed a chest seal that he had on his person, and placed it on his abdomen, on the suspect's *** abdomen, and then we also placed a tourniquet on the suspect's right leg, um, upper groin area.

MONTEZ: And did MARTINEZ say or-, anything? Did he ever say anything when was....

JANKOWSKI: Uh, at what point?

MONTEZ: When, when, um, you're treating him?

JANKOWSKI: Uh, he mentioned one...I think it was one...um, that along the lines of you shot me, I'm gonna die. Um, and I remember responding to him saying we're trying to help you, we're trying to help you. Um, we pulled that mattress that off to the side and moved it behind us so that can kinda-, 'cause he w-, we had him on his side to check to see if there were any injuries to his back whether a bullet went all the way through, um, and so once we were done, (CLEARS THROAT) excuse me, assessing him with that we rolled him onto that mattress and used that as like a makeshift gurney to get him down the stairs. I remember radioing for 91, which is, um, OCFA...

MONTEZ: Uh-huh (WHISPERED).

JANKOWSKI: ...um, that they can come in, and to bring to stair-chair.

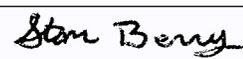
MONTEZ: Uh-huh (WHISPERED).

JANKOWSKI: Um, but Officer KIRWAN and I we ended up getting Officer CLAY to assist, um, decide to that we should ju-, we're just gonna the sus-, the suspect down the

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stairs ourselves. And then once we got down ta the bottom of the stairs OCFA was there and I was taken away.

MONTEZ: What happened with the female, [REDACTED]?

JANKOWSKI: No idea. No clue.

MONTEZ: So you stuck with, um, MARTINEZ?

JANKOWSKI: Yes.

MONTEZ: Okay.

NGUYEN: Um, so we're gonna back up a little bit. So when you went up the stairs with the plywood, um, you mentioned that you're yelling?

JANKOWSKI: Yes.

NGUYEN: Do you remember what you heard or d-, did you hear anything?

JANKOWSKI: I heard yelling I can't make out as to what it was.

NGUYEN: Okay.

JANKOWSKI: Um, but it was a male and female voice.

NGUYEN: Okay. Um, and then I'm sorry, backing up some more. So you were wearing your uniform?

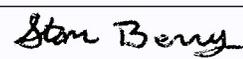
JANKOWSKI: Yes.

NGUYEN: And then the firearm that you had do you remember-, do you know what type of firearm it is?

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JANKOWSKI: Glock nine mil.

NGUYEN: Okay. Do you know the model number?

JANKOWSKI: I don't if it's 17 or 19. I get them confused.

NGUYEN: Okay. And then your magazine. Do you know what your capacity was?

JANKOWSKI: It's 17 plus one.

NGUYEN: So one in the chamber...

JANKOWSKI: Yes.

NGUYEN: ...17 in the magazine? And then how many additional magazines were you holding...

JANKOWSKI: Uh...

NGUYEN: ...or *** (SPEAKING SIMULTANEOUSLY)?

JANKOWSKI: ...two more on my back.

NGUYEN: Okay. And then do you know the type of ammunition you're using?

JANKOWSKI: No.

NGUYEN: Okay. Um, was the gun department issued?

JANKOWSKI: Yes.

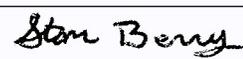
NGUYEN: Magazines department issued?

JANKOWSKI: Yes.

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NGUYEN: And also the ammo?

JANKOWSKI: Yes.

NGUYEN: Okay. Um, do you have anything else on your Sam Brown?

JANKOWSKI: On my Sam Brown? A Taser.

NGUYEN: Okay. Any other tools that you...

JANKOWSKI: Uh...

NGUYEN: ...carry on your body when you go in service?

JANKOWSKI: Keys, uh, my asp.

NGUYEN: Okay.

JANKOWSKI: But that's on my vest, not on my Sam Brown.

NGUYEN: Okay. Um, now moving forward to the room that you described. *** very close quarters, that's how you...

JANKOWSKI: Yeah.

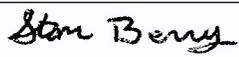
NGUYEN: ...described it. Um, can you give me approximate dimensions of the room?

JANKOWSKI: Smaller than the room that we're in currently.

NGUYEN: Okay. And you had described earlier that it was a little bit longer than this table...

JANKOWSKI: Yes.

NGUYEN: ...from the *** this table and it's about four feet across?

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JANKOWSKI: As far as my distance from me and the suspect, yes.

NGUYEN: Okay. Um, when you went up to the stairs, and you pushed the plywood, and then you heard the yells, um, where was that yelling in the room that the yelling was heard in relation to the entrance where they plywood *** (THROAT CLEARING IN BACKGROUND)? Was it like right next to each other?

JANKOWSKI: No. I had ta...so when I went up the stairs I had ta make a left and then a right, but it wasn't far at all. I'd say if I was...I'm horrible with distance.

NGUYEN: So it's okay.

JANKOWSKI: It wasn't far at all.

NGUYEN: Did you, to get to that room, did pass other rooms?

JANKOWSKI: Yes.

NGUYEN: Did you clear those other rooms?

JANKOWSKI: No.

NGUYEN: Okay. Do you know if Officer MITCHELL cleared those rooms?

JANKOWSKI: I don't know.

NGUYEN: Okay. Um, when you mentioned that you met a female, her name's [REDACTED] you said-, um, how was her demeanor?

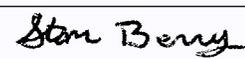
JANKOWSKI: Um, she was complying, and she was, uh, she was scared.

NGUYEN: Okay.

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JANKOWSKI: Um, she had her han-, we made a command of keep-, put your hands up, and her hands were up, and she even said, my hands are up.

NGUYEN: Okay.

JANKOWSKI: Um, when I went to go put handcuffs on her she even put her hands behind her back, and then that's when the suspect came in and, um, I quickly retreated and I don't know where she went after that.

NGUYEN: Okay. How was MARTINEZ'S demeanor?

JANKOWSKI: Uh, aggressive. He had a, a deranged look on his face of just-, I'm-, I don't know it was just it, it was that stare of...I hear you but I'm not listening to you, and you're not getting to me.

NGUYEN: Okay. Um, or correct me if I'm wrong. When that happened you said-, oh, when contacted [REDACTED] you holstered your firearm?

JANKOWSKI: Yes.

NGUYEN: Okay. Uh, yo-, you holster your firearm because of why?

JANKOWSKI: 'Cause I was about to place handcuffs on her.

NGUYEN: Okay. And then when MARTINEZ walked in...

JANKOWSKI: Yes.

NGUYEN: ...um, you said you don't know where [REDACTED] went?

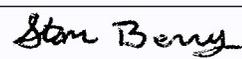
JANKOWSKI: No. I don't.

NGUYEN: Okay. But then you said you unholstered your firearm?

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JANKOWSKI: I re-holstered, or, or no, I, uh, redrew.

NGUYEN: Redrew? Okay. Um, and goin' back to the tools on your belt. What's the procedure to deploy the asp that you have and if you had in your hand? How would deploy the asp?

JANKOWSKI: Uh, re-holster and then unholster the asp.

NGUYEN: Okay. And then *** is it...

JANKOWSKI: You know, he...

NGUYEN: ...a button that...

JANKOWSKI: No.

NGUYEN: ...*** (SPEAKING SIMULTANEOUSLY)?

JANKOWSKI: It's a swing...

NGUYEN: Okay. And then your Taser.

JANKOWSKI: Uh-huh.

NGUYEN: How would you deploy the Taser?

JANKOWSKI: Same. I would holster my weapon and deploy the Taser. You don't have two at the same time.

NGUYEN: Okay. And where is your hol-...

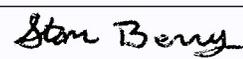
MONTEZ: Uh-huh.

NGUYEN: ...or where's your Taser located on your person?

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JANKOWSKI: On my left side.

NGUYEN: Okay. Um...

JANKOWSKI: And it, it is not a cross-draw.

NGUYEN: Okay. So how would you draw the Taser then?

JANKOWSKI: With my left hand.

NGUYEN: Okay.

JANKOWSKI: And just from training I always keep the Taser on my left. I never transfer it over to my right.

NGUYEN: Okay. Um, *** (WHISPERED) more questions ***. I believe it's all the questions I have for now.

MONTEZ: Any questions *** (SPEAKING SIMULTANEOUSLY)?

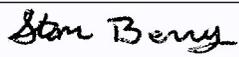
██████████ You know, I, I think I would have had you-, I think you've covered Investigator. I don't have anything further at this time.

MONTEZ: And Officer do you have any other questions?

JANKOWSKI: No sir.

MONTEZ: Okay. Um, is there anything we didn't ask you thought we should've asked or we should know?

JANKOWSKI: Not that I can think of.

Investigator: P. MONTEZ		Approved By: 
Date of Report: 10/21/2019		Date: 10/21/2019

MONTEZ: Okay. That being the case I will be ending the interview. The time is now 1205 hours.

[END OF INTERVIEW]

TRANSCRIBED BY:

[REDACTED]

ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
JULY 22, 2019

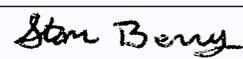
REVISED BY:

PETE MONTEZ, INVESTIGATOR
ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
OCTOBER 21, 2019

Investigator: P. MONTEZ



Approved By:



Date of Report: 10/21/2019

Date: 10/21/2019



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF INVESTIGATION

SA 19-012

INTERVIEW REPORT

CASE NAME: FREDDIE MARTINEZ

CLASSIFICATION: OFFICER INVOLVED SHOOTING (NON-FATAL)

INTERVIEW OF: OFFICER CODY CLAY
TUSTIN POLICE DEPARTMENT

PRESENT: DETECTIVE RYAN NEWTON
TUSTIN POLICE DEPARTMENT

DETECTIVE DAVID NGUYEN
TUSTIN POLICE DEPARTMENT

DATE AND TIME: JULY 9, 2019 1018 HOURS

LOCATION: TUSTIN MARINE CORPS AIR STATION
TUSTIN POLICE DEPARTMENT COMMAND POST VEHICLE

On Monday, July 9, 2019, at approximately 1018 hours, Tustin Police Department (TPD) Detectives RYAN NEWTON, DAVID NGUYEN and I conducted an audio digital recorded interview with TPD Officer CODY CLAY. The following is a transcript of that interview:

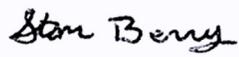
LEGEND: ...Denotes pauses between words or phrases, incomplete sentences, Stammering, etc. (Does not indicate missing words).

***Denotes unintelligible conversation.

(SIC)Denotes precisely reproduced word.

[BEGINNING OF INTERVIEW STARTS]

BROWER: Today's date is Tuesday July 9th, 2019, it is 1018 hours. We are in the City of Tustin at Tustin Marine Base, uh, Airbase, whatever you wanna call it. Um, this is Investigator CRAIG BROWER, and last name's spelled B-R-O-W-E-R. Regarding SA 19 dash 013 (SIC). If I could please have you introduce yourselves.

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CLAY: Officer CODY CLAY, last name's C-L-A-Y, um, number 1342.

NGUYEN: DAVE NGUYEN, N-G-U-Y-E-N.

NEWTON: RYAN NEWTON, N-E-W-T-O-N.

BROWER: Officer CLAY are you here today prepared to give a free and voluntary statement?

CLAY: Yes sir.

BROWER: Has anyone from your agency ordered you to give a statement?

CLAY: No sir.

BROWER: Do you feel compelled in any way to give a statement because the Orange County District Attorney's Office is investigating this case? (INAUDIBLE CONVERSATIONS IN BACKGROUND).

CLAY: Yes sir.

BROWER: You feel compelled?

CLAY: K-, meaning?

BROWER: Do you, you feel like you have to?

CLAY: Oh, no sir.

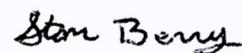
BROWER: Okay.

CLAY: No. I'm sorry.

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BROWER: Um, Officer CLAY how long have you been a police officer? Is it Officer...okay it is CLAY.

CLAY: Yes sir.

BROWER: That's your first name so *** (SPEAKING SIMULTANEOUSLY)...

CLAY: Oh? Uh, I have been, uh, sworn in for about seven weeks now, on patrol.

BROWER: And you went through a police academy?

CLAY: Yes sir. Orange County Sheriff's Academy.

BROWER: What class?

CLAY: 235.

BROWER: Whew. Uh, I won't *** (INAUDIBLE). Um, and prior to-, you have no prior law enforcement experience?

CLAY: No sir.

BROWER: Okay. And you are in a training phase I assume?

CLAY: Yes sir.

BROWER: Assigned to patrol?

CLAY: Yes sir.

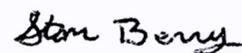
BROWER: And which phase are you in?

CLAY: Two of four.

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BROWER: Two of four? And who is your training officer?

CLAY: Officer COLTON KIRWAN. K-I-R-W-A-N.

BROWER: And what is your schedule right now?

CLAY: Uh, I am with Team One which operates Monday, Tuesday, Wednesday; from 0600 to 1830.

BROWER: Okay. And what time did you, uh, go in service today?

CLAY: Uh, right at 06 sir.

BROWER: Is that briefing time or in-service time?

CLAY: Uh, we have briefing started a-, at 06, um, and it went *** to approximately, um, 0645.

BROWER: Okay. And at some point did you rec-, receive to, uh, respond out this marine base?

CLAY: Yes sir.

BROWER: And do you recall the time of the call?

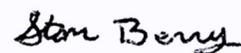
CLAY: Uh, the call came out approximately 07, um, that's when I heard, uh, dispatch, um, they *** us ta Officer JANKOWSKI to respond. That was like that was about 07. Um, and at about, um, maybe 0730, uh, she requested a follow officer, and then, um, about zero...maybe 0745, uh, 08ish, um, that's when, uh, they requested a third officer.

BROWER: Okay. So ultimately you respond here?

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CLAY: Yes sir.

BROWER: You're *** and when you get here who is present? Who are the officers present?

CLAY: Officer JANKOWSKI and Officer MITCHELL.

BROWER: Okay. And you respond with your FTO, right?

CLAY: Yes sir.

BROWER: And where is that you respond to?

CLAY: Uh, we responded, um, right on, uh, right off of Armstrong and Valencia. Uh, that's where their units were parked. Uh, they had one female detained, sit-, seated on the curb at that time. Um, they ha-, the female had informed them that there may, or may not, be more people inside of the brown building off base.

BROWER: Okay. So if you could just *** could you just tell me in a narrative form what you did, what you saw, what you heard?

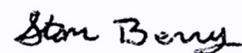
CLAY: Yes. So upon her giving us that statement, um, Officer MITCHELL stayed back with the detained female, and Officer JANKOWSKI and KIRWAN and myself, um, made our approach, um, through the marine base, and, um, ultimately we found a building of a dark shade of brown 'cause all the buildings here are, uh, some shade of brown or tan, but this building in particular was a shade of dark brown, so we, uh, deduced that that's the building we wanna search. Um, we found a, uh, open window, and we were, um, Officer KIRWAN made entry into

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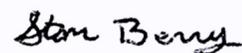
that section of the building. Um, prior to that we had heard, uh, voices, people speaking, um, within the building, uh, from the outside. So that's when we made entry. He, he made entry through the open window, um, it was a very s-, very small and narrow opening. So we forced, uh, we were able to force the door open so all three of us could make entry inside this room. Uh, when we were inside this room it was very dark, we l-, had our-, we were using our flashlights, and it was-, it clear the room, and, um, and there was no one in there, but there were s-, uh, two air ducts that could have been, um, it looked like there (SIC) had been cleared out so that people could, uh, jump up and get to other parts of the building from there. Uh, after we cleared that fully we went out and, uh, continued around the building, and we found a chain-link fence which had a, uh, cut in it approximately, um, three feet tall by a foot and a half wide. So, uh, w-, again all three of us made our way through the opening into the fence, um, and cleared that area, um, that the chain-link surrounded. Unfortunately there was only locked doors, um, through that area, and we exited through there again, and continued around the building and we found a...next-, the next portion of the building which was, um, a-, the wall seems-, seemed to have been, uh, eroding, um, there are chunks missing from the wall. So we thought we might be able to enter through there. Uh, we tried the doors, a double-, set of double doors on the right hand side that was open. So made entry into that portion of the building which opened up into a large, um, space, roughly the size of a basketball court. Um, ceilings well over 25 feet high and, um, there was a stairwell on either side of the back of the wall which, um, led up and th-, in the middle to another door at the top of the stairs. There's also a

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door at the bottom of the stairs which led into, uh, a second room, and then and so on. Uh, we cleared the initial portion of the room, and we continued on through the, uh, bottom door of the room, and cleared that immediate space. Um, there was a second door within that room leading on to a hallway, and while Officers, uh, KIRWAN and JANKOWSKI cleared that room and that hallway I held point, um, beneath the stairwell. While I was holding point beneath the stairwell I could hear, um, what appeared to me as, uh, shuffling, moving about, um, it's-, it was a-, it's a very quiet place, um, and then on-, only way, way, uh, a sound's gonna emit is if, you know, someone's in there or perhaps a critter or animal. So I kept hearing the same kind of creaking and floorboards and walls. So, uh, when Officer JANKOWSKI and Officer KIRWAN cleared that initial hallway when they came back I alerted them of what I had heard. So we requested a, uh, an additional officer to meet us on scene so could clear the upstairs. Uh, that is when Officer-, or I'm sorry, Sergeant LAMOUREUX was in route. When he got in route he relieved Officer MITCHELL and Officer MITCHELL joined us in the building. The plan was to send two officers upstairs, and have two officers hold point at the base of the stairs that led out into the, uh, into the large area. So let's see...at that point, um, yeah, at that point they, uh, made entry into the hallway and continued on y...

BROWER: They being?

CLAY: Officer MITCHELL and Officer JANKOWSKI.

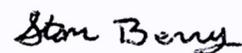
BROWER: *** (INAUDIBLE).

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CLAY: Uh, Sergeant-, during that time, uh, Sergeant LAMOUREUX came over the radio and said, and said, um, did the female tell you the occupants were upstairs? And we said no, we didn't know that. So now we knew that there were occu-, they-, we confirmed that there are occupants upstairs. So that's when the initial plan was to send Officers JANKOWSKI and MITCHELL upstairs from the interior of the building, while me and Officer KIRWAN held it from, uh, the exterior stairwells within the large basketball size room. As they-, I-, after approximately 45 seconds to a minute of them making entry, uh, we heard some commotion, and a male, um, Hispanic, approximately 5'10", um, no shirt, uh, and sh-, um, blue shorts, uh, came out from the top stairwell door and down the...if you're lookin' at the stairwell he came to-, down the right st-, side of the stairwell.

BROWER: Which direction are lookin' *** lookin' at?

CLAY: If I'm, if I'm looking at the stairs...

BROWER: From which direction? So which way? If, if you know. Do you know when you're in there if looking north, south, east, or west?

CLAY: Uh, no sir.

BROWER: Okay.

CLAY: Um, but if you're facing the stairs, uh, it was the right side.

BROWER: Okay. *** (INAUDIBLE).

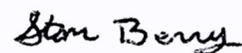
CLAY: He c-, he comes down the right stairwell and there, uh, it goes in sections so its stairs, and then a landing and then, uh, some more stairs. He stood n-, he stood

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on the, uh, second landing, and he held in his right hand what appeared to me as a, a long wooden stick approximately three to four feet in length with a metal tip. Uh, he, he was, uh, yelling us and shaking the, um, spear-like object in his right hand, and asking us if we had a warrant to be there, that this is where he lives and we don't belong here, and then he, he was requesting a warrant. Um, we had our guns drawn and pointed at him and ordered him to drop the weapon at which point he refused and kept asking us, um, again and again do we have a warrant, and he liv-, and he-, that he lives here.

NEWTON: You were *** you were in your right hand you were kinda holding it like that.

CLAY: Yes.

NEWTON: Is that how he was holding it?

CLAY: Yeah. He had it right here, and just, you know, you don't-, this is-, you need a warrant to be here.

NEWTON: So w-, the way you were describing it he was holding in it in his right hand and he was holding it above his shoulder?

CLAY: About shoulder height, yes.

NEWTON: In a threatening manner?

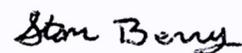
CLAY: Yes sir.

NEWTON: Okay.

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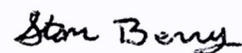
CLAY:

Um, we continue to give him orders to drop the weapon at which point he turned away from us, and continued back up the stairs. Officer KIRWAN, um, put out over the radio to Officers JANKOWSKI and MITCHELL that the suspect was headed back up their way. At which point he opened the door and went into the room, uh, which he came out of, the door closed behind him and there was some-, there were-, there was, uh, yelling, again, of drop the weapon. Um, shortly after that I heard a series of, uh, gunshots. The...you could s-, I could see the bullets coming through the, um, the door, of which he entered. Um, we put out over the radio, uh, that there were shots fired, uh, and, uh, Officer KIRWAN and I, um, went up the stairwell in the direction that he had went and alerted Officers JANKOWSKI and MITCHELL that it was us coming up the stairwell, um, and to cease fire if this-, if it was secure. Um, we didn't, uh, initially make entry into that room because when I pushed on the door, um, it was *** to me is that he was, he was laying up against the door, so I wasn't able to push it open. Um, at which point when I tried the door I heard the voice of a woman, um, coming from the base of the stairs. I I-, immediately looked down and saw a woman standing there, um, just-, she seemed to be distraught. Um, made my way back down the stairs, uh, handcuffed the woman and escorted her out of the building, um, and I held her, um, at the opening of the doorway into the building until additional officers arrived. Um, at a later time, um, she was passed off to Officer, uh, MARTIN, um, and she, uh, continued on with her, at which time, uh...let's see...um, made way back into the building as they were-, uh, we were tryin' ta figure out the best way to, uh, escort the suspect down the stairs for medical aid. Um, Officer KIRWAN was able to get him on some sort of cot or

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small mattress, uh, at the top of the stairs, and, um, he was-, I grabbed his, um, this side of the mattress that his head was on, and Officer KIRWAN grabbed the side of the mattress that his feet were on, and we carried him down the stairwell and put him out-, and set him down on the ba-, base of the stairs, and, um, he had already had a chest seal applied to his, uh, torso wound. He had a, um, tourniquet on one of his legs and as I was looking at him I noticed a, uh, a gunshot wound on his other leg that hadn't been assessed yet. Um, removed my, my tourniquet from my pocket and, um, began to unravel it and passed it off to Officer KIRWAN who applied the tourniquet. Um, at that time, um, about immediately after that tourniquet was applied EMS and Fire arrived on the scene and treated him, uh, accordingly and prepared him for transport to OC Global Hospital.

BROWER: Okay. And you had your body worn camera on during the incident, correct?

CLAY: Yeah. Yes sir.

BROWER: ***, uh, when you entered, uh, uh, anywhere in the structure did you make announcements or did somebody make announcements prior to entering?

CLAY: Yes sir.

BROWER: And what were those announcements?

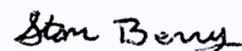
CLAY: Uh, this is the Tustin Police, uh, come out with your hands up, um, if you are-, uh, make yourself known.

BROWER: And all of you were wearing Tustin issued navy blue uniforms, correct?

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CLAY: Yes sir.

BROWER: I know I can see it, but for the recording where on the base is this brown house you guys identified as the ***?

CLAY: It is pretty centralized between the two hangars.

BROWER: Okay.

CLAY: From what I could...

BROWER: Okay.

NEWTON: In relation to this command post can you kinda point in what direction it's in?

CLAY: Um, approximately 200 yards...

NEWTON: Okay.

CLAY: ...in that direction.

NEWTON: Northeast?

CLAY: Yes sir.

BROWER: Okay. So and it's, it's northeast of...what's the street right up here?

NEWTON: Armstrong, south of Valencia.

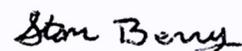
CLAY: Yes sir.

BROWER: Okay. And what side of the building, if you know, did you make acc-, ultimately make entrances to that what you describe as, uh, I think a gym?

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CLAY: Um, let's see...I think that would be the west side.

BROWER: ***. On any of the doors that you looked at were, were there signs of forced entry?

CLAY: Yes. The, the initial open window, um, it was a, it was a large metal door with, um, metal slats to the middle, and it appeared that those metal slats had been, um, pulled out so there's only a very small opening for somebody to get through. Um, that was the initial sign of forced entry, um, and like I said, also on that same side of the building, um, where the incident occurred, um, it appeared that the, the walls were either, um, had kinda been, um, were deteriorating and people had-, be kinda open them up s-, for easy access.

BROWER: Okay. And you said that when you were inside you could hear the sound of boards or creaking. What did that mean to you?

CLAY: Uh, that there were, um, that were occupants on the second level. Um, it was appearing, uh, that these, these sounds were coming from up above where I was standing, uh, and, um, again that just sounded, um, similar to what a creaking floorboard would sound like or, um, someone, um, walking about on the second floor of a, a building.

BROWER: And before t-, if you know, before JANKOWSKI and MITCHELL entered the room upstairs did you hear them give announcements?

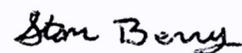
CLAY: Yes sir. They give the, the same set of announcements as they were, um, beginning to clear the second floor.

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BROWER: And you heard...once they made the announcements and they went in did you, did you a yelling before you saw the man come out the backdoor, or did he just appear out the backdoor?

CLAY: Um, ju-, I couldn't-, if was, um, *** muffled yelling. I could not make out any words that were exchanged. Um, just a c-...

BROWER: Okay. *** (SPEAKING SIMULTANEOUSLY)...

CLAY: ...just a commotion.

BROWER: There was a commotion up there before he came out that door...

CLAY: Yes sir.

BROWER: ...and came down the landing?

CLAY: It was very brief.

BROWER: Okay. And *** (SPEAKING SIMULTANEOUSLY)...

CLAY: *** no less than five, ten seconds.

BROWER: When he comes down the landing you described his physical appearance. Describe his demeanor.

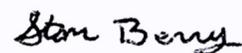
CLAY: Uh, angry, um...

BROWER: In what way? What makes you say angry?

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CLAY: Uh, his tone of voice. It was very elevated, yelling, screaming, um, eyes very wide, eyebrows raised, um, and he had, again, he had this, uh, this weapon in his right hand, and he was, he was shaking it at us as, um, posing a threat.

BROWER: And how far was he from you?

CLAY: Um, if you were ta-, if he was, uh...the distance between where we were standing and the stairwell was probably about 15 to 20 feet.

BROWER: And yo-, you described it as three to four feet long wood with a point at the end.

CLAY: Yes sir.

BROWER: Uh, was it, was it just a stick sharpened or was there metal?

CLAY: I, I, I bel-, from where I was it appeared that there was a metal tip.

BROWER: So it looked like it had been made into a spear?

CLAY: Yes sir.

BROWER: Was he holding it in a manner in which he could've thrown it?

CLAY: Um, it could've very easily been thrown, and how he was holding it, um, I would say it was at about a 45 degree angle, um, so I mean that could've very easily just been cocked back and thrown at us because we were below him.

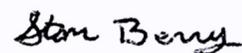
BROWER: So if you're holding it at 45 degree angle and, and the stick is straight up and down, where is the metal point to it? Is it up, down?

CLAY: It's actually, it's actually pointed at-, towards the ceiling.

Investigator: C. BROWER



Approved By:



Date of Report: 07/12/2019

Date: 07/16/2019

BROWER: Okay. So it would've been merely just turning it around and flinging at *** if he wanted to throw it as a spear?

CLAY: Yes sir.

BROWER: Or just throwing it straight like a knife and flipping his wrist towards you?

CLAY: Yes sir.

BROWER: Okay. Alright. You said that, um, he went back in, you heard commotion, more commotion, and then you heard the *** sound of gunfire?

CLAY: Yes sir.

BROWER: Do you know how many rounds you heard?

CLAY: Um...ps-...six to eight.

BROWER: Six to eight? And you could see the rounds coming through the door?

CLAY: Yes sir.

BROWER: Okay. You guys got anything?

NEWTON: No.

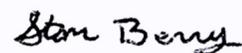
NGUYEN: No.

BROWER: Okay. It's 10:37 and this interview's complete.

Investigator: C. BROWER



Approved By:



Date of Report: 07/12/2019

Date: 07/16/2019

[END OF INTERVIEW]

TRANSCRIBED BY:



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
JULY 11, 2019

REVISED BY:

CRAIG BROWER, INVESTIGATOR
ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
JULY 11, 2019

Investigator: C. BROWER

A handwritten signature in blue ink, appearing to be 'C. Brower'.

Approved By:

A handwritten signature in black ink, appearing to be 'Stan Berry'.

Date of Report: 07/12/2019

Date: 07/16/2019

DISTRICT ATTORNEY'S OFFICE LETTER

S.A. 19-012

OFFICER INVOLVED SHOOTING (NON-FATAL)

TUSTIN POLICE DEPARTMENT

MARTINEZ, FREDDIE JR

DATE COMPLETED: December 10, 2019



CONFIDENTIAL



OFFICE OF THE
DISTRICT ATTORNEY
ORANGE COUNTY, CALIFORNIA

TODD SPITZER

April 1, 2020

Chief Stu Greenberg
Tustin Police Department
300 Centennial Way
Tustin, CA 92780

Re: Officer-Involved Shooting on July 9, 2019
Non-Fatal Incident involving Freddie Martinez Jr.
District Attorney Investigations Case # SA 19-012
Tustin Police Department Case # 19-4722
Orange County Crime Laboratory Case # FR 19-48939

Dear Chief Greenberg,

Please accept this letter detailing the Orange County District Attorney's Office's (OCDA) investigation and legal conclusion in connection with the above-listed incident involving on-duty Tustin Police Department Officers Charles Mitchell and Michelle Jankowski. Freddie Martinez Jr., age 45, survived his injuries. The incident occurred in the City of Tustin on July 9, 2019.

OVERVIEW

This letter contains a description of the scope and the legal conclusions resulting from the OCDA's investigation of the July 9, 2019, non-fatal, officer-involved shooting of Freddie Martinez Jr. The letter includes an overview of the OCDA's investigative methodology and procedures employed, 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 was criminal culpability on the part of the Tustin Police Department's officers involved in the shooting. The format of this document was developed by the OCDA, at the request of many Orange County police agencies, to foster greater accountability and transparency in law enforcement.

On July 9, 2019, Investigators from the OCDA Special Assignment Unit (OCDASAU) responded to this incident. During the course of this investigation, OCDASAU conducted ten interviews including the involved parties, witnesses, and medical treatment personnel. OCDASAU Investigators also obtained and reviewed the following: Tustin Police Department reports, Body Worn Camera recordings, audio dispatch and radio traffic recordings; Orange County Crime Laboratory (OCCL) reports, including latent fingerprints, officer processing and firearms examination reports; crime scene investigation photographs; medical records and photographs related to the injuries sustained by Freddie Martinez Jr.; criminal history records related to Freddie Martinez Jr. including prior incident reports; and other relevant reports and materials including audio recordings of the officers, and other parties involved.

REPLY TO: ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE

WEB PAGE: <http://orangecountyda.org/>

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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 Tustin Police Department officers or personnel, specifically Officers Jankowski and Mitchell. The OCDA will not be addressing any possible issues relating to policy, training, tactics, or civil liability.

In a case where there is an officer-involved shooting incident and the OCDA files criminal charges against the individual shot by the police, it is the OCDA's policy not to release the final report regarding the officer involved shooting incident until after the issue of guilt is decided in the underlying filed criminal case. This policy is in place to ensure that OCDA is not releasing any information that may be viewed as prejudicing the right of a defendant to receive a fair trial while his or her case is still pending.

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 an experienced deputy district attorney for legal review. Deputy district attorneys from the Homicide, TARGET/Gangs, and Special Prosecutions Units review fatal and non-fatal officer-involved shootings and custodial death cases, and determine whether criminal charges are appropriate. Throughout the review process, the assigned prosecutor will be in consultation with the Senior Assistant District Attorney supervising the Operations IV Division of the OCDA, who will eventually review and approve any legal conclusions and resulting memos. The case may often be reviewed by several experienced prosecutors and their supervisors. The District Attorney personally reviews and approves all officer involved shootings and custodial death letters. 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 includes gathering any existing Body Worn Camera footage and attempting to obtain a statement from the involved officers. To this end, Body Worn Camera footage was obtained during the course of the investigation, and Officers Jankowski and Mitchell each gave a voluntary statement to OCDA Investigators on July 12, 2019.

DISCLOSURE OF OFFICER-INVOLVED SHOOTING VIDEO & AUDIO EVIDENCE

The OCDA recognizes that releasing video and audio evidence of officer-involved shooting and custodial death incidents can assist the public in understanding how and why these incidents occur, increase accountability, and build public trust in law enforcement. Consistent with the OCDA's written policy in connection with the release of video and audio evidence relating to

officer-involved shooting and custodial death incidents where it is legally appropriate to do so, the OCDA is releasing to the public video/audio evidence in connection with this case. The relevant video/audio evidence is available on the OCDA webpage <http://orangecountyda.org/reports/videoandaudio/default.asp>.

FACTUAL SUMMARY

On July 9, 2019 at 6:12 a.m. Tustin PD received a call reporting a trespasser at the former Tustin MCAS located at 15991 Armstrong Ave. in Tustin, CA. At 7:03 a.m. Tustin PD dispatch assigned the call to Officers Jankowski and Mitchell. Officers Jankowski and Mitchell arrived on scene shortly thereafter, and made contact with a female, Jane Doe, who eventually indicated that other people were staying in building #226. At 7:42 a.m., TPD Officers Clay, Kirwan, Jankowski, and Mitchell began searching building #226.

Upon entry, the officers searched the first floor of the building. At 8:14 a.m., the officers split into two groups in order to begin searching the second story. Officers Clay and Kirwan positioned themselves near a set of stairs on the east side of the building, while Officers Jankowski and Mitchell proceeded up stairs located on the west side of the building. Officer Mitchell announced himself twice as he came to the top of the stairs. This included "Tustin Police ... anyone inside make yourself known." Based on the location of Officer Mitchell in relation to Martinez Jr. and the female companion, as well as the volume level of Officer Mitchell's command, captured by Body Worn Camera, the circumstances are such that Martinez Jr. and his female companion would be expected to have heard the command. In a recorded interview with OCDASAU subsequent to the shooting, Martinez Jr. confirmed that he was in fact aware of police presence during this timeframe. During a recorded interview, the female companion of Martinez Jr. confirmed the same.

In his recorded interview with OCDASAU, Martinez Jr. stated that, upon learning of the police presence, he then picked up a metal pipe and walked toward police. Based on the events captured by Body Worn Camera, Martinez Jr. first walked to a landing above the first-floor in the vicinity of Officers Clay and Kirwan. The pipe, as explained by Martinez Jr. and his female companion in subsequent interviews with OCDASAU, was used to secure the door that separates a small second floor room from a stairway landing atop the cavernous room adjacent thereto. Martinez Jr. carried this metal pipe throughout his encounter with Officers Clay and Kirwan and throughout his encounter with Officer Jankowski and Mitchell. During his subsequent interview with OCDASAU, Martinez Jr. tentatively confirmed he was holding the pipe.

As depicted on Body Worn Camera, Officers Clay and Kirwan were the first officers to encounter Martinez Jr. This occurred when Martinez Jr. emerged at the top of a narrow, steep set of stairs perched above them. As discussed above, this stairway leads out from the small second story room (where the shooting later ensued) down into the large cavernous room occupied (at that time) by Officers Clay and Kirwan. Officers Clay and Kirwan stood on the ground floor, guns drawn, and spoke with Martinez Jr. Martinez Jr. walked part way down the stairs as he repeatedly demanded to know whether officers had a warrant. As he did so, Martinez Jr. held the metal bar and repeatedly ignored Officer Kirwan's orders to "drop the pipe". These commands were captured on Body Worn Camera. Due to the location of this room in the building, its cavernous size, and series of windows, this room (spanning multiple stories) enjoyed high natural visibility. Martinez Jr.'s encounter with Officers Clay and Kirwan lasted approximately thirty (30) seconds, ending with Martinez Jr. walking back up the steps, holding the pipe, heading in the direction of the second floor room from where he originally emerged. In the meantime, Officers Jankowski and Mitchell had contacted Martinez's female companion in that room.

The second floor comprised of a series of interior hallways, rooms, and narrow corridors, several of which were dark. Officers Jankowski and Mitchell had visibility primarily through the use of flashlights. The room at issue, by contrast to the area in which Martinez Jr. contacted Officers Clay and Kirwan, was small and almost pitch black. As depicted on Body Worn Camera, the near only visibility in this room came by way of the open door through which Martinez Jr. emerged and small cracks in makeshift blackout curtains. When Martinez Jr. would later close the door, the room presented practically no visibility save for the flashlights of Officer Jankowski and Mitchell.

When Martinez Jr. neared and then entered the doorway, the door remained open because his female companion stood temporarily in a position that kept the door propped. As depicted in Body Worn Camera, Martinez Jr. stepped into the room holding the pipe akin to a port-arms stance. When Martinez Jr. did so, Officers Jankowski and Mitchell shouted repeated commands for Martinez Jr. to disarm. These commands included “put it down” and “put the pipe down”.

Martinez Jr.’s female companion walked away from Martinez Jr. As a result, Martinez Jr. stood alone in a position to keep the door propped. He did so momentarily. Both officers continued to order Martinez Jr. to put the pipe down. He continued to clench the pipe. After several more seconds and several more commands to disarm, Martinez Jr. maintained his port-arms stance, continued to face the officers, and closed the door by removing his foot from its propped position. As a consequence, the door shut. This further darkened the room by eliminating nearly all remnant of natural light. Officers Jankowski and Mitchell continued to order Martinez Jr. to “put the pipe down” for approximately three (3) more seconds. Within the same second that Martinez Jr. released his right hand from the pipe (maintaining hold of it with his left hand), the first shot was fired. Martinez Jr. was struck with four (4) shots, all fired in a span of one (1) second. Martinez Jr. fell to the ground. Shortly thereafter, the officers began to administer first aid to Martinez Jr.

Prior to the first shot, Officers Jankowski and Mitchell collectively ordered Martinez Jr. to “put it down” or “put the pipe down” at least nine (9) times over a span of approximately ten (10) seconds. The first shot was fired approximately three (3) seconds after the door closed. Based on Body Worn Camera footage, Martinez Jr. stood approximately eight (8) to twelve (12) feet from Officers Jankowski and Mitchell, with modest fluctuation during the encounter.

As documented in the Orange County Fire Authority report, Martinez Jr. suffered four (4) gunshot wounds – “left hand middle finger”, “left lateral thigh”, “right lateral thigh”, and “right flank proximal to right hip.” He received medical treatment thereafter at the Orange County Global Medical Center – Santa Ana Emergency Department.

The metal pipe was recovered from the scene. In his interview with OCDASAU, Martinez Jr. described it as “a heavy bar”.

Both Officers Jankowski and Mitchell submitted to a (separate) interview with OCDASAU. Both perceived Martinez Jr. to be a threat of death or great bodily injury. Both were alarmed by the lack of visibility, the close proximity of Martinez Jr. and narrow space presented by the room, Martinez Jr.’s repeated failure to follow commands to disarm, the manner in which he held the metal pipe, and the increased danger stemming from the closed door. Both stated that lethal force was, based on their perception of the circumstances, the only option safely available.

EVIDENCE COLLECTED

The following items of evidence were collected and examined:

- Glock Model 21 pistol, .45 Auto caliber (Officer Mitchell)

- Glock Model 17Gen4 pistol, 9mm Luger caliber (Officer Jankowski)
- Test fires, Glock Model 21 pistol, .45 Auto caliber (Officer Mitchell)
- Test fires, Glock Model 17Gen4 pistol, 9mm Luger caliber (Officer Jankowski)
- Magazine of #BACE318
- Four fired cartridge casings
- Bullet from right leg
- Two bullets from buttocks collected
- Metal Pipe

EVIDENCE ANALYSIS

Firearms Examination

Officer Jankowski's Glock pistol was test fired at the Orange County Crime Lab and fired without malfunction. One cartridge case was determined to have been fired from this pistol.

Officer Mitchell's Glock pistol was test fired at the Orange County Crime Lab and fired without malfunction. Three cartridge cases were determined to have been fired from this pistol.

Toxicological Examination

A sample of Martinez Jr.'s blood was unable to be collected at Western Medical Center Santa Ana, due to the extent of Martinez Jr.'s injuries and emergency surgery. A toxicological analysis was not possible. The female companion of Martinez Jr. described Martinez Jr. as a methamphetamine user "pretty much every day" and "he's ... I think ... he's diagnosed bipolar and um ... I ... I find that um ... when he's on methamphetamine he's um ... he's ... he's on a roller-coaster ride." She stated that Martinez Jr. had last used methamphetamine the day before the shooting.

MARTINEZ'S PRIOR CRIMINAL HISTORY

Freddie Martinez Jr.'s criminal history was reviewed and considered. Martinez had a California Criminal History that dates back to 2001. He has previously been arrested for the following charges:

- 243(E)(1) PC- Battery on domestic partner
- 273.5(A) PC- Inflict corporal injury to spouse or cohabitant
- 14601.1(A) VC- Driving with a suspended license
- 11364 HS- Possession of drug paraphernalia
- 148(A)(1) PC- Obstruct peace officer
- 12021(A)(1) PC- Felon in possession of a firearm
- 496(A) PC- Receiving stolen property
- 484(A) PC- Petty theft of personal property
- 212.5 PC- Robbery
- 245(A)(1) PC- Assault with a deadly weapon
- 459 PC- Burglary
- 4573 PC- Bring controlled substance into prison
- 11377(A) HS- Possession of controlled substance
- 243.4 PC- Sexual battery
- 273.6(A)- Violation of domestic violence court order
- 22900 PC- Sell tear gas or tear gas weapon
- 148.9(A) PC- False identification to peace officer
- 415(3) PC- Offensive word in public place
- 240 - 242 PC – Assault and Battery

MARTINEZ'S POST-INCIDENT CONVICTION

On July 11, 2019, OCDA filed criminal charges against Freddie Martinez Jr. in Orange County Superior Court case 19CF1910. The OCDA amended the complaint on August 2, 2019, consisting of two felony counts of aggravated assault on a peace officer, a violation of California Penal Code section 245(C); two counts of felony exhibiting a deadly weapon to resist arrest, in violation of California Penal Code section 417.8; one count of misdemeanor resist and obstruct an officer, in violation of California Penal Code section 148(A)(1). After a jury trial, on December 16, 2019 the jury found Martinez Jr. guilty on all five counts.

STANDARD LEGAL PRINCIPLES IN OFFICER-INVOLVED SHOOTING CASES

Possible criminal charges against an officer involved in a non-fatal shooting include attempted murder [Penal Code Section 664/187]; assault with a deadly weapon [Penal Code Section 245]; and assault by a police officer [Penal Code Section 149]. In order to convict an officer of any of these charges, however, it would be necessary to prove beyond a reasonable doubt that no legal justifications existed for the officer's actions. (*People v. Adrian* (1982) 135 Cal.App.3d 335, 340-342.) Several such justifications may apply in any given case and they are 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. (*Kortum v. Alkire* (1977) 69 Cal.App.3d 325, 332.) The felony must involve violence or the threat of violence. (*Id.* at 333.)

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 [public offense] to use reasonable force to effect the arrest, to prevent escape, or to overcome resistance. The 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." (*Kortum v. Alkire, supra*, 69 Cal.App.3d at p. 333.)

Recent amendments to Penal Code Sections 196 and 835a allow an officer to use deadly force only when the officer reasonably believes it is necessary, based upon a totality of the circumstances, to defend themselves or others against an imminent threat of death or serious bodily injury. This also applies to apprehension of a fleeing person whom the officer reasonably believes will cause death or serious bodily injury to another unless immediately apprehended. Penal Code Section 835a requires that, prior to the use of deadly force, the officer shall make reasonable efforts to identify themselves and warn that deadly force may be used, when feasible, unless the officer reasonably believes the person is already aware of those facts. In determining

whether deadly force is necessary, officers shall evaluate the circumstances of each situation independently, and use other available resources and techniques if reasonably safe and feasible to do so. When officers may be forced to make quick judgments about using force, the decision is evaluated based upon the perspective of a reasonable officer in that same situation, taking into account all circumstances known to the officer at the time.

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/she 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 3470 permits a person being assaulted to defend himself/herself from attack if, as a reasonable person, he/she had grounds for believing and did believe that bodily injury was about to be inflicted upon him/her or upon another person. In doing so, such person may immediately use all force and means which he/she believes to be reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to defend against that danger and to prevent the injury which appears to be imminent.

The law as detailed in CALCRIM 3470 and in well-settled case law therefore permits a person, if confronted by the appearance of danger which arouses in his/her mind, as a reasonable person, an honest fear and conviction that he/she or another person is about to suffer bodily injury, to act in self-defense or defense of others upon such appearances, and from such fear and honest convictions. 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, 641-642.)

Nevertheless, the above justifications must be interpreted in light of United States Supreme Court precedent that limits the right of a police officer to use deadly force. (*People v. Martin* (1985) 168 Cal.App.3d 1111, 1124.) Thus, in *Tennessee v. Garner* (1985) 471 U.S. 1, 3, the United States Supreme Court ruled 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."

This limitation was, however, clarified subsequently by the United States Supreme Court in the seminal case of *Graham v. Connor* (1989) 490 U.S. 386, wherein the Supreme 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 Supreme 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 396-397.)

The United States Supreme Court's analysis and teachings in *Graham* are very much applicable to the circumstances surrounding the interactions of Tustin Police Department Officers Jankowski and Mitchell with Freddie Martinez Jr.

LEGAL ANALYSIS

The facts in this case are determined by considering Body Worn Camera, physical evidence, and all witness statements to OCDASAU investigators, including those of the involved parties (Officers Jankowski and Mitchell, Martinez Jr. and his female companion) supplemented by other relevant material and witnesses present at the incident.

The issue is whether the conduct of Officers Jankowski and Mitchell on July 9, 2019 was criminally culpable and without justification. As stated above, in order to charge Officers Jankowski and Mitchell with a criminal violation, it is required the prosecution be able to prove beyond a reasonable doubt that no legal justification existed for the officers' conduct. Therefore, in order to lawfully charge Officers Jankowski and Mitchell with a crime, the prosecution must prove beyond a reasonable doubt that they did not act in lawful self-defense or defense of another. If the actions that day of Officers Jankowski and Mitchell were justifiable as lawful self-defense or defense of another, then criminal charges are unwarranted.

As the Court of Appeal held in a somewhat recent case, it is well settled that “[u]nlike 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 potential 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.) Additional analysis, pursuant to California Penal Code section 835a, permits deadly force when the officer reasonably believes it is necessary, based upon a totality of the circumstances, to defend themselves or others against an imminent threat of death or serious bodily injury.

Based on the totality of all the available evidence, it is clear that Officers Jankowski and Mitchell were justified in believing that Martinez Jr. posed a significant threat of death or serious physical injury to themselves and each other. This conclusion is based on the totality of the circumstances, but primarily is based on the setting and the conduct of Martinez Jr. in the moments leading up to the shooting.

Officers Jankowski and Mitchell traveled to the location in lawful performance of their duties. They had just received information that criminal trespassing was in progress at building #226. During the course of their on-scene investigation, as captured by Body Worn Camera, Officers Jankowski and Mitchell encountered on the second floor a series of rooms, corridors, and hallways, several of which were poorly lit. The room at issue, in particular, had nearly no visibility without the assistance of flashlights.

There, Officers Jankowski and Mitchell first encountered Martinez Jr.'s female companion and then Martinez Jr. himself. From the outset of that interaction, Martinez Jr. was armed with a metal pipe which, based on its size and consistency, undoubtedly qualifies as a deadly weapon. Throughout all but the final second of the interaction, Martinez held the pipe in a port-arms stance. Prior to the shooting, at no point did Martinez Jr. relinquish possession of the weapon. In the course of the approximately ten (10) second encounter with Officers Jankowski and Mitchell, Martinez Jr. ignored several commands to "put it down" and "put the pipe down". The closure of the door only exacerbated the danger of these conditions and compromised the ability of Officers Jankowski and Mitchell to neutralize the threat posed by Martinez Jr. in less lethal manner.

Officer Mitchell stated he perceived the pipe to be a lethal threat. Based on his training, Officer Mitchell recognized Martinez Jr. was too close for his own or his partner's safety. Given the circumstances – in particular, the close proximity of Martinez Jr., his stance while armed with a deadly weapon, and the close / dark quarters presented (all confirmed through Body Worn Camera) – Officer Mitchell believed his gun was the only safe way to deal with the threat. Officer Jankowski also believed the pipe would be lethal. She perceived the way which Martinez Jr. stepped into the room (and closed the door behind him) as a threat demonstrating an intention to fight. Officer Jankowski also believed that lethal force was the only method she could safely use, considering the setting and circumstances.

Martinez Jr. also revealed to investigators from OCDASAU that, upon learning that police officers had entered the ground floor of the building, he chose to take a metal pipe and head towards the officers. Thus, a trial would involve evidence that, on this occasion, Martinez Jr. deliberately armed himself with "a heavy bar" to confront arresting officers. Moreover, just seconds before his encounter with Officers Mitchell and Jankowski, Martinez Jr. repeatedly ignored gunpoint commands to "drop the pipe" from Officers Clay and Kirwan. Collectively, this constitutes behavior squarely proscribed by Penal Code section 834a.

It should also be noted that, in order for Officer Jankowski or Officer Mitchell to be lawfully charged and convicted with a crime in this incident, it is the OCDA's burden to prove beyond a reasonable doubt that Officers Jankowski and Mitchell did not act in reasonable and justifiable self-defense or defense of another when they shot Martinez Jr. As should be apparent from the above-described analysis, the prosecution would be unable to carry this burden in this case. A jury analyzing these facts would justly and reasonably conclude it was reasonable for Officers Jankowski and Mitchell to believe that their life and each other's life was in danger. Thus, Officers Jankowski and Mitchell were lawfully justified when they shot at Martinez Jr. and they cannot be said to have committed a crime in doing so.

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, interviews, photographs, and Body Worn Camera reviewed, and pursuant to the applicable legal principles, it is our legal opinion that Officers Jankowski and Mitchell are not criminally culpable for shooting Martinez Jr. on July 9, 2019.

Accordingly, the OCDA is closing its inquiry into this incident.

C. ALEX.

CHRIS ALEX
SENIOR DEPUTY DISTRICT ATTORNEY
HOMICIDE UNIT

Ebrahim Baytieh

READ AND APPROVED BY **EBRAHIM BAYTIEH**
Senior Assistant District Attorney, Felony Operations IV

Todd Spitzer 3-30-2020

READ AND APPROVED BY DISTRICT ATTORNEY **TODD SPITZER**



DATE: OCTOBER 12, 2020

Inter-Com

TO: CHARLES MITCHELL, POLICE OFFICER *CM*

FROM: MANNY ARZATE, POLICE CAPTAIN *Ma*

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2019-013**

I have reviewed the administrative investigation related to the incident you were involved in on 07/09/19. After an administrative investigation into this allegation, it is the opinion of this Department that you should be **EXONERATED** of all the allegations. Your actions were lawful and proper.



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF INVESTIGATION

SA 19-012

INTERVIEW REPORT

CASE NAME: FREDDIE MARTINEZ

CLASSIFICATION: OFFICER INVOLVED SHOOTING (NON-FATAL)

INTERVIEW OF: OFFICER KIRWAN COLTON
TUSTIN POLICE DEPARTMENT

PRESENT: DETECTIVE RYAN NEWTON
TUSTIN POLICE DEPARTMENT

DETECTIVE DAVID NGUYEN
TUSTIN POLICE DEPARTMENT

DATE AND TIME: JULY 9, 2019 0956 HOURS

LOCATION: TUSTIN MARINE CORPS AIR STATION
TUSTIN POLICE DEPARTMENT COMMAND POST VEHICLE

On Monday, July 9, 2019, at approximately 0956 hours, Tustin Police Department (TPD) Detectives RYAN NEWTON, DAVID NGUYEN and I conducted an audio digital recorded interview with TPD Officer KIRWAN COLTON. The following is a transcript of that interview:

LEGEND: ...Denotes pauses between words or phrases, incomplete sentences, Stammering, etc. (Does not indicate missing words).

***Denotes unintelligible conversation.

(SIC)Denotes precisely reproduced word.

[BEGINNING OF INTERVIEW STARTS]

BROWER: It is Tuesday, July 9, 2019, at 09:56 hours. This is Investigator CRAIG BROWER, last name spelled B-R-O-W-E-R. Ah, we are reference SA 19-012, Tustin officer involved shooting ah which occurred on the closed

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Tustin I guess air base. Um, if I could have everybody introduce themselves and spell their last name.

KIRWAN: COLTON KIRWAN, last name is K-I-R-W-A-N.

NGUYEN: DAVE NGUYEN, last name N-G-U-Y-E-N.

NEWTON: RYAN NEWTON, N-E-W-T-O-N

BROWER: Officer KIRWAN are you here today prepared to give a free and voluntary statement?

KIRWAN: Yes.

BROWER: Has in one from your department ordered you to give a statement?

KIRWAN: No.

BROWER: Do you feel compelled to give a statement because the Orange County District Attorney's Office is investigating this case?

KIRWAN: No.

BROWER: Officer KIRWAN how long have you been a police officer?

KIRWAN: Ah 20 years.

BROWER: And have they all been with Tustin?

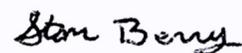
KIRWAN: Yes sir.

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BROWER: And what is your current rank?

KIRWAN: I'm a police officer. I'm a current assignment is Field Training Officer.

BROWER: Okay. And what shift do you work?

KIRWAN: I work Monday, Tuesday, Wednesday, day shift, that's 06:00 to 18:30 hours.

BROWER: So today is part of your normal work schedule?

KIRWAN: Yes sir.

BROWER: And are you a one person unit or a two unit person today?

KIRWAN: Ah today I'm a two person I have a trainee with me.

BROWER: And the trainee is?

KIRWAN: His name is CODY CLAY, last name is C-L-A-Y.

BROWER: And your shift began at 06:00?

KIRWAN: Yes sir.

BROWER: And does that involve briefing initially?

KIRWAN: Yes sir.

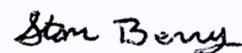
BROWER: And what time do you actually go on the street tonight?

KIRWAN: Ah we...usually a little before 7:00.

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BROWER: Okay. And at sometime today ah were you dispatched to a call? Ah is this Tustin Marine Base, Tustin Marine Base?

KIRWAN: Yes sir, there were two other units that were handling it, and we were requested for additional assistance.

BROWER: Okay. And who were the other two units?

KIRWAN: Ah, the other ones were MICHELLE JANKOWSKI and for some reason I'm, I'm drawing a blank on who the second unit was, it was...

NEWTON: It was, can I say it...

BROWER: Yeah.

NEWTON: CHUCK MITCHELL.

KIRWAN: That's right it was CHUCK MITCHELL. Ah...yeah.

BROWER: What was the nature of the call?

KIRWAN: I believe it was transients on the base. There was a transient that was seen entering the base and so they were looking for that person.

BROWER: And so those were the two initial officers and you were dispatched at the same time or later to assist?

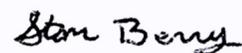
KIRWAN: Later to assist.

BROWER: Do you recall what time you were dispatched?

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KIRWAN: I do not recall the time.

BROWER: And was there an area you were directed to, cause this such a large place, did they give you a specific area?

KIRWAN: So the officers had located a female subject and had her detained near the entry gate. So I responded there to meet with them and that's when I spoke with JANKOWSKI and MITCHELL.

BROWER: Is there only one entry gate?

KIRWAN: Ah there was only one entry gate that we were using at this time. I believe there is a second entry gate on the complete other side of the base that hardly ever use.

BROWER: Okay. Um, um, so once you get there what happens next?

KIRWAN: When I arrived I was briefed by JANKOWSKI and MITCHELL, they had the one female detained. She was saying that there were other subjects that were on the base um and they wanted to do search of one buildings for these additional subjects that were trespassing on the base.

BROWER: Okay. So did...what did you do next?

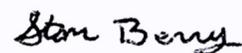
KIRWAN: Ah, so Officer MITCHELL stayed with the one female that was detained. Officer JANKOWSKI and my trainee Officer CLAY and I, the three of us walked onto the base, we tried to identify which it was. We found the

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building we believed um that she was describing, the one transient was describing, a brown building. We found a building matching that.

BROWER: And for somebody who is not here describe on the base where on the base this brown building is.

KIRWAN: So on the base, generally we're on the west side of the base off of Armstrong and there are some tan buildings, kinda of a light brown color that are in this area but there is a darker brown building. And the female that we had detained said that the other subjects were in the brown building, so we keyed in on that one particular one and began searching it for points of entry.

BROWER: Okay. And, who, how many people began searching the building?

KIRWAN: It was myself, Officer JANKOWSKI, and my Trainee Officer CLAY.

BROWER: Okay. So did you find a point of entry?

KIRWAN: We found a couple. Ah one entry room into like an air conditioning equipment room. It looked like someone had forced their way in through the door, had entered that room and had access to the building via one of the air conditioning ducts. The machine had been taken apart and it looked like someone possibly crawled in through the ducts to enter the main part of the building.

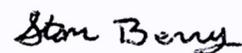
BROWER: What was the major thing that someone forced entry into that building?

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KIRWAN: So the door itself is a metal door and it's got metal louvers for ventilation. The louvers had been removed and there was a hole the size that an average person could get in and actually that's how I entered that room was through that room was through that hole someone else had made.

BROWER: And once you got into that room that's when you saw the air conditioner had been removed?

KIRWAN: I searched that room. I did not find any subjects, however one of the big air conditioning units had been opened, forced opened, some of the um, the little ventilation parts had been removed. And I could see the duct going into the main part of the building um had been damaged. There was damage to some of that insulation like someone had crawled through there.

BROWER: Okay. So based on your findings what was decided to next? What was the next thing to do?

KIRWAN: To try and continue searching that building but we weren't able to access it from that room so we continued walking around the perimeter to look for other ways to get in.

BROWER: And did you find one?

KIRWAN: We did.

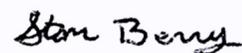
BROWER: Where was that?

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KIRWAN: On the north side of the building we found a door that was open and we were able to open that door and gain entry into the main building.

BROWER: By opening unlocked or opened...

KIRWAN: It, it was closed but unsecured, so I pulled on it and the door just opened itself or I was able to open door just by pulling on it.

BROWER: Okay. What happened next?

KIRWAN: That door opened into kinda of a bay area, in that bay area there were some ladders or actually correction two stairwells that went up to a second floor area and then there was a door on the ground floor that led further into the building. So we cleared that bay area, didn't find anybody. Ah, then we made our way out to that ground level door and opened the door and began searching the first floor.

BROWER: Were any announcements made?

KIRWAN: We did make announcements, Tustin Police Department, ah we made announcements both when we first when we first went in the air conditioning duct and then when we entered that second part we had made announcements. No response from the announcements.

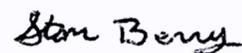
BROWER: And what were the announcements?

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KIRWAN: This is the Tustin Police Department anybody inside the building announce yourself and come out now.

BROWER: Okay. And after no response you searched, I'm sorry, the downstairs?

KIRWAN: We began searching the downstairs, we had my trainee CLAY covering the two stairwells, ah because there was a door to the bay that someone could access, so he was watching that, while JANKOWSKI and I began searching just the first couple of rooms in the downstairs area.

BROWER: What's the lighting condition inside this...?

KIRWAN: It is very dark in there, there's no light.

BROWER: So you're be illuminated by your flashlight?

KIRWAN: We were using our flashlights, yes.

BROWER: Okay. And did you find anything on the first floor?

KIRWAN: We did. Um, we could smell the odor of burnt stuff and on the ground we could see there was some debris that had been burned, so it, it, it smelled strong enough that it seemed like it had recent.

BROWER: Like a camping fire?

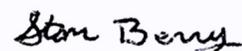
KIRWAN: Kinda like a camping fire. Ah there were bags and lots of miscellaneous junk just kinda strewn about. And it looked like someone had been in

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that room removing metal and copper piping from the interior of the building. Um so it looked like someone had been stripping it for metal.

BROWER: And is that significant to you based on training experience?

KIRWAN: It is. Ah, it is a common problem we have in this area, where people will come and illegally come and steal metal from these buildings.

BROWER: What do they use the money for? They...I assume they sell the aluminum and the metals.

KIRWAN: They will typically collect the metal take it to a recycling get money for it and then they'll use the money to buy drugs.

BROWER: Um, what happened next?

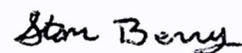
KIRWAN: So we began searching that first area we eventually got out to where we found a second stairwell that led upstairs, so we were able to completely able to search the downstairs area and there was nothing there, but once we realized, well let me backup...we did hear movement while we were inside there from the upstairs area. We also um...the transient, the female transient, that Officer MITCHELL was with told me and he relayed to us that there were people in there and they were in the upstairs corner. The noises we heard were consistent with that, so we were confident that there was somebody inside that building in that upstairs portion. We called for an additional unit. Um unfortunately we didn't

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anybody available so the sergeant had to come out so we just held what we had. We waited for the sergeant.

BROWER: Who was that?

KIRWAN: So that was Sergeant LAMOUREUX.

BROWER: Spell that.

KIRWAN: L-A-M-O-U-R...

CLAY: A-U-X.

KIRWAN: E-U-X.

BROWER: Close enough.

KIRWAN: Okay. So we waited for him when he arrived at the scene he took Officer MITCHELL'S spot and stayed with the arrestee or the first lady that we had.

BROWER: Okay.

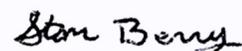
KIRWAN: And they Officer MITCHELL came to us, so we just held and waited. And then when Officer MITCHELL got there we all talked. We briefed on the information that we had. Ah, and we came up with a basic game plan. And the game plan was that Officer MITCHELL and Officer JANKOWSKI would continue in and go up that interior stairwell, while my trainee Officer CLAY and I maintained the, the perimeter in the bay area in the

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other two stairwells. So Officer MITCHELL and Officer JANKOWSKI began their search. They made announcements, additional Tustin Police Department, anybody inside please announce yourself. I heard those announce those announcements from our position. Outside I was able to hear them. Um, and they advised over the radio that, um that the announcements were given so. That, then they must have began their search. At some point I heard movement upstairs, the door opened into the bay. The second floor door opened into bay and a male ah came through that door out into the bay and he began coming down the stairway. The male subject was wearing just like spandex shorts, no shirt, and he was very hostile. Ah, he came down about halfway down the stairs is a little bit of a landing, before it continues going down, he stopped on that landing. He was holding a metal pipe in his left hand, and he was yelling at myself and Officer CLAY.

BROWER: Could you hear what he was saying?

KIRWAN: He was yelling, um to the effect of this my house I live here do you have a warrant, do you have a warrant, and he just kept repeating that, you know. And so, we were, I was giving him commands, like...I held him at gun point because he has that...the pipe.

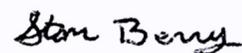
BROWER: How far was he from you at this point?

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KIRWAN: He was probably about 25 feet, somewhere around there. I was on the ground floor, he was a little bit above on that platform. Um I held...I pointed my gun at him. I told him, to drop the pipe, drop the pipe, come down stairs, drop the pipe, come down stairs. He was ignoring my repeated commands and he just repeated his ah mantra of this is my place, I live here, you know, do you have a warrant, do you have a warrant, just kept yelling at me and Officer CLAY. Um, I advised via radio that I had someone gunpoint. At some point and I don't know why he turned around, I believe heard, um Officer MITCHELL and Officer JANKOWSKI giving commands somewhere upstairs. It turns out there was a female there. So, I heard them giving commands, at that point he must of heard it too because he ignored me went right back up the stairs with the pipe and went right into that door to where Officers MITCHELL and JANKOWSKI were. I advised via radio that he's coming back upstairs with the pipe um less than 10 seconds later I heard gun fire. I put out on the radio 998 shots fired, um after the shooting stopped. I heard a lot of commands being given and yelling from the other side. He was yelling. I heard the officers giving him commands. Um Officer...well I tried to go up the stairs to access that room to assist however he was blocking the door he was sitting against that door so I couldn't get in. Um...

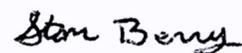
BROWER: So the door had closed after he had gone in it?

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KIRWAN: He had gone in it the door had closed. Ten seconds later heard the gunshots.

BROWER: How many rounds did you hear?

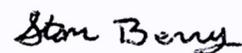
KIRWAN: It sounded like three, it could have been three or four, just a few. Um, and then when I tried to go back up the door was blocked. I was told via radio or I don't know if it via radio or if she just yelled to me but one way or the other I heard that he's, he's blocking the door, you can't get in the door. So, okay, so we retreated back downstairs, or I did, went back down the stairs to the ground level. At that point the female had come out, I didn't actually see her exit. There is a second door, up there. She may have come out that door. I didn't see where she came from but she was now downstairs. I gave Office CLAY directions to take her into custody. She was cooperative. Officer CLAY took her into custody, secured her in handcuffs. I told Officer CLAY to hold there because we knew we had a shooting upstairs so I went around the other way. I entered from the interior stairwell to that room to where the officers were. I found the suspect was on the ground. The pipe was down next to him there was some blood that on the ground underneath him. The officers had their guns out um. He was nonresponsive to anything that was going on. He was complaining about the pain that he was in. At that point he had obvious wounds um so I removed my tourniquet. Well I checked him for wounds I saw he had a puncture in his, his ah upper

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torso. I removed my chest seals. I took a chest seal out and placed a chest seal over that wound. Then I checked him for additional injuries, I found another injury on his upper right thigh, another...there was blood coming out in the shorts. I removed my tourniquet, I placed a tourniquet on his upper thigh way high above it and cinched that down to stop that bleeding. Ah, I checked him for an exit wound on his back and other injuries. And I didn't notice any other injuries at that time. Other than one of his fingers had been shot but it really wasn't bleeding.

BROWER: Which hand?

KIRWAN: Ah it was his left hand, middle finger. Ah that finger looked like it had been shot and was significantly damaged, but there wasn't a lot of blood coming from it. So I continued checking him for exit wounds...

(SIMULTANEOUSLY SPEAKING)

BROWER: Were paramedics called when you put out 998?

KIRWAN: We did, we...ah, yes, as a matter of fact I, I jumped on the radio. When I heard the 998 I asked them to call medics and have them stage.

BROWER: I'm sorry go ahead.

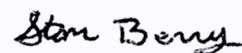
KIRWAN: So, um, back chest seal, I did the first tourniquet, he's bleeding profusely. We knew we had medics coming we had not cleared that area we didn't know what other suspects we had so that was still danger zone. I made

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the decision we made to remove him from that area and get him out of from whatever danger may still be there. Um, so we found a mattress they had been using, I grabbed the mattress. We placed him onto that mattress and then we dragged him...I grabbed one end and then Officer JANKOWSKI, we got him out on to that stairwell onto the bay Officer CLAY came up. He took one end of the mattress, I took the other and we carried the suspect down out of that danger zone.

BROWER: Was the pipe ever touched or moved by any of you?

KIRWAN: Um the pipe was moved, one of the...as I was treating him for injuries, he was kinda of lethargic but still moving, one of the officers grabbed the pipe moved it somewhere, and I don't know which officer and I don't know where the pipe went. I just know they still had him at gun point. One of the officers assisted me, by removing that weapon and then I continued working on injuries.

BROWER: At some point in this was he handcuffed?

KIRWAN: Um he was not handcuffed.

BROWER: Okay.

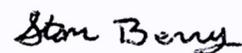
KIRWAN: We did not handcuff him. Um, we, so we, we got him downstairs...once we got him downstairs. I rechecked him injuries I saw he another

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gunshot wound on his left thigh, I took tourniquet from Trainee CLAY and I applied that tourniquet to his upper left thigh.

BROWER: So four wounds counting the middle finger?

KIRWAN: Ah, yes sir.

BROWER: Okay. Anything else?

KIRWAN: Um, no responsive, he was awake, he was there, we kept asking questions, what's your name, what's your name and he just kept complaining I'm thirsty, I want a drink. But would not...he was uncooperative the entire time we couldn't get any information from him.

BROWER: And he had no ID on him?

KIRWAN: No, he just literally spandex shorts, nothing on him.

BROWER: Okay.

NGUYEN: When he went back up from after he heard yelling and the door closed do you know how the door closed?

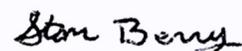
KIRWAN: Yes. Ah I don't know how that door closed.

BROWER: You said you heard the officers give commands, do you know what those commands were once you went back in there. Could you hear what they were saying?

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KIRWAN: I could not it was kinda of a jumble, there was a lot of yelling going on at the same time.

BROWER: It is 10:14. This interview is xxx

[END OF INTERVIEW]

TRANSCRIBED BY:



ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
JULY 11, 2019

REVISED BY:

CRAIG BROWER, INVESTIGATOR
ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
JULY 11, 2019

Investigator: C. BROWER

A handwritten signature in blue ink, appearing to be 'C. Brower'.

Approved By:

A handwritten signature in black ink, appearing to be 'Stan Berry'.

Date of Report: 07/12/2019

Date: 07/19/2019



DATE: OCTOBER 12, 2020

Inter-Com

TO: MICHELLE JANKOWSKI, POLICE OFFICER *MJ*

FROM: MANNY ARZATE, POLICE CAPTAIN *Ma*

SUBJECT: **ADMINISTRATIVE INVESTIGATION – IA2019-013**

I have reviewed the administrative investigation related to the incident you were involved in on 07/09/19. After an administrative investigation into this allegation, it is the opinion of this Department that you should be **EXONERATED** of all the allegations. Your actions were lawful and proper.