

**VENTURA COUNTY SHERIFF'S OFFICE
SUPPORT SERVICES DIVISION**

M E M O R A N D U M



ENTERED
9-28-15
JH

DATE: September 23, 2015
TO: Commander Cheryl Wade
FROM: Captain Jeff Miller
SUBJECT: Complaint Review and Determination – Formal I/A #15-016

Complainant

- Department Initiated

Named

- Deputy Jacob Holt #4360
 - Hired on May 8, 2005
 - Currently assigned to Patrol Services, West County Gang Unit

Nature of Allegations

- Use of Force - Officer involved shooting (OIS)

Investigator

- Sergeant Allen Devers #2172

Complaint Background

The investigation into this use of force (Officer Involved Shooting) is standard protocol whenever a member of the Sheriff's Office discharges his or her firearm at or in the presence of a suspect. Guidelines for such investigations are spelled out in Sheriff's Policy number 310 (Critical Incidents and Shooting, Member Involved).

Review of Investigation

I have reviewed Sergeant Devers investigative report and agree with his opinions and conclusions. Devers learned that on August 6, 2014, deputies were attempting to locate Rudy Cortez who was wanted for several outstanding felony and misdemeanor arrest warrants. The deputies were aware that Cortez had been involved in prior vehicle pursuits and had even rammed a Sheriff's vehicle during a prior incident. They surveilled Cortez in a parking lot and intended to attempt to arrest him when he exited his vehicle. Instead of exiting as anticipated, Cortez sped off and the deputies chose not to initiate a pursuit.

On August 7, 2014, deputies attempting to locate Cortez found his vehicle in the driveway of [REDACTED] in Oxnard. A short time later, the deputies observed Cortez get in his vehicle. Sergeant Tennesen used his truck to block Cortez' exit. Tennesen then exited his truck, drew his handgun and approached Cortez as he was seated in the vehicle. Tennesen was wearing a t-shirt and jeans, but he had his badge clearly displayed as it hung from a lanyard. Tennesen also identified himself as a Sheriff's deputy and ordered Cortez to exit the vehicle.

Instead of complying with Tennesen's directions, Cortez accelerated his vehicle in reverse, striking Tennesen's truck. Cortez was able to create enough space so he could turn to his left and drive toward Tennesen. This caused Tennesen to have to jump out of the way in order to avoid being struck by Cortez' vehicle.

Holt had exited his vehicle when Tennesen approached Cortez. Holt had reached the front yard of the residence when Cortez turned his vehicle toward Tennesen. From Holt's perspective, it appeared that Cortez had run Tennesen over with the vehicle. Cortez then drove straight across the lawn toward Holt. This caused Holt to fear for his life and fire two rounds from his handgun at Cortez. Holt was able to avoid being struck as Cortez vehicle passed him. Holt then realized Cortez was traveling straight toward Deputy Gunnar Dike #3928 who was still in his vehicle. Fearing Cortez would ram the Dike's vehicle, Holt fired one more round at Cortez.

Nobody was struck by the gunfire, but Cortez crashed his vehicle into a nearby wall. Cortez then got out and fled on foot. Deputies gave chase and eventually apprehended Cortez after he forced his way into a care facility for the elderly.

A criminal case against Cortez was submitted to the Ventura County District Attorney's Office. Deputy District Attorney Derek Malan determined that Holt's actions were justified due to the immediate threat of violence presented by Cortez. Deputy District Attorney Stuart Gardner then filed several felony counts, including PC 245(c) - *Assault with a deadly weapon on a peace officer* and PC 69 - *Deter a peace officer from completing his duties by threat of violence*. Cortez later pled guilty and was sentenced to nine years in state prison.

In summary, Cortez controlled the outcome of this incident. Rather than submitting to the deputies' authority, he placed Holt in fear for his life and the lives of others. This caused Holt to take action which was reasonable for the threat he faced.

Prior Discipline/Performance Issues

- None

Annual Performance Appraisal Review

- Holt met or exceeded department expectations over his last three evaluation periods.

Departmental Determination

- The finding of this investigation is that the force used by Deputy Holt was justified given the circumstances presented before him.


Approved: Cheryl Wade, Commander

9/25/15
Date

Investigator's Opinions and Conclusions

I.A. #15-016 (Deputy Jacob Holt #4360)

Investigator: Sergeant Allen Devers

Executive Summary:

This is a department initiated review of an officer involved shooting (OIS) involving Ventura County Sheriff's Deputy Jacob Holt #4360. The shooting occurred on August 7, 2014, at approximately 1609 hours, in front of [REDACTED] [REDACTED] in the city of Oxnard.¹

That day, Holt was assigned to the Ventura County Sheriff's Gang Unit, which is an undercover investigative assignment. Holt was wearing blue jeans and a T-shirt, with his Ventura County Sheriff's Office badge, #154, and his identification card attached to a lanyard around his neck. Holt was driving his assigned undercover vehicle, which was a silver Jeep Cherokee. Holt had his undercover weapon on his person, which is a small frame Glock, model 30, .45 caliber semi-automatic hand gun. The weapon has a maximum capacity of eleven bullets (one round chambered and ten more rounds in the magazine). Holt was unsure of how he loaded his weapon prior to the incident; however, evidence at the scene indicated that Holt's weapon had been loaded with only ten total bullets.

Deputies from the Ventura County Sheriff's Office (VCSO), which included Sergeant Eric Tennessen, Deputy Holt, Deputy Gunner Dike and Deputy Gabriel Gonzales were seeking to arrest Rudy Cortez, a 33-year old Camarillo resident, on three outstanding felony warrants and six outstanding misdemeanor warrants.

Sergeant Tennessen was the supervisor in charge of the VCSO deputies who were attempting to locate and arrest Cortez. Tennessen explained during his interview following the OIS that they had attempted to arrest Cortez the previous evening by contacting Cortez outside his vehicle in a parking lot in Camarillo. However, Cortez was believed to have seen and recognized the VCSO undercover vehicles, so he never exited his vehicle and eventually left the area by speeding away on the 101 Freeway. The deputies did not attempt to follow Cortez that night. Tennessen believed Cortez knew his undercover vehicle, a black Chevrolet truck, because Cortez had rammed the truck on a previous occasion when VCSO Sergeant Capuano had been driving it. Tennessen believed that Cortez knew most of the VCSO undercover vehicles, so Tennessen and Deputy Dike attempted to remain out sight when conducting the

¹ Refer to Tab #4 for a factual diagram of the scene by Sr. Officer Pena.

surveillance for Cortez on [REDACTED] [REDACTED]. Instead Tennesen had Holt and Deputy Gonzales, who were in the same vehicle, set up a surveillance on Cortez and/or Cortez' vehicle believing that Cortez may not be familiar with Holt's vehicle.

Tennesen explained that shortly after Holt and Gonzales established their surveillance point, they observed Cortez walking towards his vehicle, a blue Scion, which was parked in the driveway of [REDACTED] [REDACTED] [REDACTED]. Tennesen did not want Cortez to go mobile, due to all of Cortez' prior pursuits, so once Tennesen heard that Cortez was nearing his vehicle, Tennesen made the decision to block Cortez' vehicle in the driveway so he could not flee the area in his vehicle.

Tennesen drove directly to the [REDACTED] residence to block Cortez from leaving in his vehicle. Cortez' Scion was in the driveway facing the closed garage door of the residence, so Tennesen used the right front bumper of his vehicle and made contact with the left rear bumper of Cortez' Scion in order to block Cortez from driving away. Tennesen then "jumped out" of his vehicle and immediately approached Cortez, who was seated in the driver's seat of his Scion. Tennesen had his weapon drawn as he approached Cortez on the driver's side of the Scion. Tennesen stated that he could hear the tires of the Scion squealing and noticed that Cortez was attempting to move the Scion back and forth in an attempt to gain space between the vehicles.

Tennesen had his Sheriff's badge attached to a lanyard which was hanging around his neck. Tennesen believed his badge was clearly visible to Cortez. Tennesen also identified himself as a Sheriff's deputy and yelled at Cortez to stop and get out of his vehicle several times. Tennesen was sure that Cortez knew he was with the Sheriff's Office, due to his badge hanging around his neck, his verbal commands stating that he was with the Sheriff's Office, and because of a prior contact he had with Cortez and his wife.² Cortez refused to comply, and continued to maneuver his vehicle back and forth in the driveway. Cortez struck Tennesen's vehicle with his Scion and was finally able to turn the Scion to the left, which was now facing directly toward Tennesen. Tennesen stated that he had to jump out of the way as Cortez accelerated forward at him and drove "straight across the lawn."

Tennesen explained that by this time, Holt had gotten out of his vehicle and was approaching across the front yard. Tennesen saw Cortez driving directly at Holt who then fired three to five bullets from his handgun at Cortez.

After Holt "fired his shots", Tennesen stated that he used his radio to advise Sheriff's Dispatch of "shots fired." He then looked to the area where Cortez had fled and saw

² Refer to Tab #5, specifically Sgt. Tennesen's report (page #9) for additional details.

"the dust settling," which ended up being the result of Cortez crashing his vehicle. Tennesen then saw Holt, Dike and Gonzales all running after Cortez, who was fleeing on foot. Tennesen got back into his vehicle and drove to the "convalescent home" where he discovered that the deputies were already taking Cortez into custody.

During his voluntary statement, Holt provided some background information that he had regarding Cortez, which was similar to that provided by Tennesen. Holt was aware that Cortez had been involved in prior pursuits, that he had previously rammed Capuano's undercover Sheriff's vehicle, and that Cortez was wanted on several felony and misdemeanor warrants.

Holt indicated that they had obtained the court's authorization to "ping" Cortez' cellular telephone location and during which, discovered that Cortez' phone was at [REDACTED] [REDACTED]. Holt stated that they had also conducted a background check on the location and discovered that a person by the name of [REDACTED] [REDACTED] was possibly living at the residence.

Holt stated that Tennesen had directed him and Gonzales to set up a visual surveillance on the residence to confirm if Cortez was at the residence. During their surveillance, Gonzales saw Cortez at the residence. Holt stated that they advised Tennesen of the information, and he informed the team by radio that they would quickly box Cortez' vehicle in before he could flee. Holt said he began turning his vehicle around slowly, so not to alert Cortez of anything suspicious; however, while doing so Tennesen drove up and parked his undercover vehicle directly behind Cortez' vehicle. Holt then accelerated his vehicle and began moving toward that location to assist Tennesen. Holt indicated that Tennesen had crossed over the sidewalk with his undercover vehicle and stopped partially in the driveway of [REDACTED] [REDACTED]. Holt stated that Tennesen's vehicle had stopped very close to the back of Cortez' Scion, and seemed to have successfully blocked Cortez' vehicle from backing out of the driveway.

Holt said just before he came to a stop, he observed Tennesen exit his vehicle and approach Cortez' vehicle on the driver's side. As Holt exited his vehicle, he focused his attention on Cortez' vehicle. Holt said as Tennesen reached the driver's side of Cortez' vehicle, he saw Cortez start to move his vehicle backwards and slam his Scion into Tennesen's truck. Holt then stated that Cortez quickly maneuvered his Scion in the direction of Tennesen. Holt said he watched as Cortez turned his vehicle in the driveway and began to drive over the grass of front yard. Holt saw Cortez' vehicle moving towards Tennesen and he was concerned that Tennesen was going to be struck by the Scion.

Cortez' car quickly accelerated towards the lawn and as it did, Holt briefly lost sight of Tennessen. Holt said he then saw what he thought was Tennessen's legs in the air behind Cortez' vehicle, and "I was certain he (Cortez) had just run him (Tennessen) over. Something went flying!" Holt stated that he then completely lost sight of Tennessen and believed that Cortez had run over Tennessen with the Scion.

Holt now indicated that Cortez' Scion was heading across the lawn and "now he's coming straight at me." Holt went on to say, "As he's coming toward me, I drew my firearm and I pointed my firearm at him...we made eye contact." Holt identified the driver of the Scion as "Rudy" (Cortez) and indicated that they were "looking right at each other." Holt said Cortez continued to accelerate and he believed that Cortez was going to strike him with his vehicle. Holt explained that he was afraid he was going to get struck in the knees by the front of Cortez' vehicle, so he stuck out his left hand in order to push off of the Scion and protect his knees. At the same time, Holt held his firearm in his right hand close to his body.

During his interview, Holt said, "I fired my first round 'cuz' I knew I was about to be run over." He saw glass break and stated that "It exploded and glass went everywhere", but he was unsure if his bullet struck the windshield or the driver's side window. Holt stated that Cortez had leaned over in his seat in an attempt to block Holt's view of him. Holt then explained that Cortez' vehicle was still aimed at him, so Holt fired a second bullet. At the same time, Holt was attempting to back away from the Scion and out of its path; however, Holt tripped over a utility box. Holt indicated that tripping over the utility box saved him from being struck by Cortez' vehicle.

Cortez drove around the utility box, over the curb and into the street. Holt then saw Dike approaching Cortez' Scion in his undercover vehicle. Holt believed Cortez was going to strike Dike's vehicle with the Scion, so he fired a third bullet at Cortez (striking the rear of Cortez' vehicle). Holt then added that he thought Cortez' Scion actually struck Dike's vehicle as he drove past it.

Holt indicated that the entire shooting occurred within a few seconds. After firing the third bullet, Holt got up and started to run over to see if Tennessen needed help. While running back toward Tennessen, Holt could see that Tennessen was starting to stand up and it appeared that he was okay. Once Holt saw that Tennessen was alright, he turned his attention back to Cortez and saw that he crashed his vehicle into a cement block wall. Cortez' Scion was immobilized; however, Cortez was able to exit his vehicle and flee on foot. Holt and the other deputies chased Cortez as he ran southbound on Ventura Road, then westbound on Teal club Road. Cortez ultimately forced entry into the [REDACTED] located on [REDACTED]

Holt and the other deputies gave chase, located Cortez inside the building, and subsequently took Cortez into custody.

After arresting Cortez, he was transported to the Ventura County Medical Center (VCMC) for medical treatment regarding a minor ankle injury that he sustained during the crash. Following the medical clearance, Cortez was booked into the Pre-Trial Detention Facility (PTDF) on his outstanding warrants.

Due to the OIS occurring in the city of Oxnard, the Oxnard Police Department's Major Crimes Unit handled the criminal investigation. During a canvass of the area, several residents reported hearing the gunfire, but no one had actually seen the incident. The investigation revealed that Holt fired three rounds from his handgun. This was supported by the three spent bullets recovered from the Scion and the three shell casings recovered at the scene. All the physical evidence appeared to match the deputies' statements. The investigation revealed that no bullets struck anything other than Cortez' vehicle.

W[REDACTED], the resident of 1331 [REDACTED], was later interviewed regarding this incident. [REDACTED] stated that Cortez had knocked on his front door, but [REDACTED] refused to answer. A short time later, [REDACTED] walked outside and saw Cortez sitting in his vehicle talking on his cell phone. Cortez' vehicle was parked in [REDACTED]'s driveway. [REDACTED] indicated that he went back inside his residence and shut the door, but then heard someone yell, "Stop". [REDACTED] said he went back outside and saw the "undercovers" had Cortez boxed in from the back. [REDACTED] stated that one vehicle was pulled in behind Cortez' vehicle and another was stopped behind the first undercover vehicle. [REDACTED] reported seeing one deputy (Tennessen) exit his vehicle and tell Cortez to "stop." However, [REDACTED] became scared and went back into his residence.

Once back inside his residence, [REDACTED] told his girlfriend, "The cops are out there and I don't know what the hell's going on." [REDACTED] said they started to go back outside when he heard the squealing of tires and what sounded like a collision. As [REDACTED] and his girlfriend got outside, he saw an officer shooting at Cortez. [REDACTED] said he saw Cortez drive off towards the street corner, and then he ([REDACTED]) and his girlfriend quickly left the area.

There was a video recovered from a neighbor's surveillance system; however it did not capture the actual shooting. The video does provide somewhat of a timeline of the event for investigators.³ It also shows Holt's vehicle stopping on [REDACTED], and

³ Refer to Tab #3 for a detailed time line of the incident.

later shows Cortez' vehicle driving off of the curb of the neighbor's house and onto [REDACTED], and speeding away from the area.

Note: The criminal case was initially submitted to Ventura County Deputy District Attorney (D.D.A.) Derek Malan on 8/12/2014 for his OIS review and filing consideration. Ultimately, D.D.A. Stuart Gardner filed a felony charge of 245(c) PC - Assault upon a Peace Officer, along with a variety of other felony and misdemeanor charges against Rudy Cortez regarding this incident (D.A. Case #2014024645). Cortez eventually pled guilty to these crimes and was sentenced to 9 years in state prison.

Policy Review:

Based on the information and the subsequent investigation, the aforementioned incident was reviewed in light of the following policy:

- *Use of Force - Deadly Force Applications (Support Documents Tab #1)*

Opinions and Conclusions:

- *Use of Force - Deadly Force Applications*

This administrative review revealed that it was lawful, reasonable, and within policy for Deputy Jacob Holt to use potentially deadly force by firing his handgun at Rudy Flores Cortez, in order to protect himself from imminent threat of death or serious bodily injury.

Ventura County Sheriff's Office Policy Manual, Use of Force:**300.1 PURPOSE AND SCOPE**

This policy provides guidelines on the reasonable use of force. While there is no way to specify the exact amount or type of reasonable force to be applied in any situation, every member of this department is expected to use these guidelines to make such decisions in a professional, impartial and reasonable manner.

300.1.1 DEFINITIONS

Deadly force - *Force reasonably anticipated and intended to create a substantial likelihood of causing death or very serious injury.*

300.2 POLICY

The use of force by law enforcement personnel is a matter of critical concern, both to the public and to the law enforcement community. Deputies are involved on a daily basis in numerous and varied interactions and, when warranted, may use reasonable force in carrying out their duties.

Deputies must have an understanding of, and true appreciation for, their authority and limitations. This is especially true with respect to overcoming resistance while engaged in the performance of law enforcement duties.

The Department recognizes and respects the value of all human life and dignity without prejudice to anyone. Vesting deputies with the authority to use reasonable force and to

protect the public welfare requires monitoring, evaluation and a careful balancing of all interests.

300.3 USE OF FORCE

Deputies shall use only that amount of force that reasonably appears necessary given the facts and circumstances perceived by the deputy at the time of the event to accomplish a legitimate law enforcement purpose.

The reasonableness of force will be judged from the perspective of a reasonable deputy on the scene at the time of the incident. Any evaluation of reasonableness must allow for the fact that deputies are often forced to make split-second decisions about the amount of force that reasonably appears necessary in a particular situation, with limited information and in circumstances that are tense, uncertain, and rapidly evolving.

Given that no policy can realistically predict every possible situation a deputy might encounter, deputies are entrusted to use well-reasoned discretion in determining the appropriate use of force in each incident.

While the ultimate objective of every law enforcement encounter is to avoid or minimize injury, nothing in this policy requires a deputy to retreat or be exposed to possible physical injury before applying reasonable force.

300.4 DEADLY FORCE APPLICATIONS

Use of deadly force is justified in the following circumstances:

- (a) A deputy may use deadly force to protect him/herself or others from what he/she reasonably believes would be an imminent threat of death or serious bodily injury.*
- (b) A deputy may use deadly force to stop a fleeing subject when the deputy has probable cause to believe that the person has committed, or intends to commit, a felony involving the infliction or threatened infliction of serious bodily injury or death, and the deputy reasonably believes that there is an imminent risk of serious bodily injury or death to any other person if the subject is not immediately apprehended. Under such circumstances, a verbal warning should precede the use of deadly force, where feasible.*

Imminent does not mean immediate or instantaneous. An imminent danger may exist even if the suspect is not at that very moment pointing a weapon at someone. For example, an imminent danger may exist if a deputy reasonably believes any of the following:

- 1. The person has a weapon or is attempting to access one and it is reasonable to believe the person intends to use it against the deputy or another.*

2. The person is capable of causing serious bodily injury or death without a weapon and it is reasonable to believe the person intends to do so.

300.4.1 SHOOTING AT OR FROM MOVING VEHICLES

Shots fired at or from a moving vehicle are rarely effective. Deputies should move out of the path of an approaching vehicle instead of discharging their firearm at the vehicle or any of its occupants. A deputy should only discharge a firearm at a moving vehicle or its occupants when the deputy reasonably believes there are no other reasonable means available to avert the threat of the vehicle, or if deadly force other than the vehicle is directed at the deputy or others.

Deputies should not shoot at any part of a vehicle in an attempt to disable the vehicle.

Conclusion:

My conclusion is based on the following facts and opinions:

- Holt and other members of the Camarillo Special Enforcement Unit (SEU) were attempting to locate and arrest Rudy Flores Cortez [REDACTED] for three outstanding felony warrants and six outstanding misdemeanor warrants.
- Cortez had been involved in prior pursuits and an incident where he purposely rammed a Sheriff's undercover vehicle to escape apprehension.
- Deputies intended to arrest Cortez on August 6, 2014 by contacting him outside his vehicle in a parking lot in Camarillo. Instead of exiting his vehicle, he left at a high rate of speed and evaded capture. This caused Tennesen to believe Cortez likely recognized the undercover vehicles surveilling the parking lot.
- On August 7, 2014, deputies believed Cortez was in a residence at [REDACTED] in Oxnard. Cortez' vehicle was parked in the driveway, so they conducted a surveillance of the area.
- When deputies observed Cortez get in his car, Tennesen used his vehicle to block Cortez' vehicle in the driveway in order to prevent a vehicle pursuit. This was appropriate given the circumstances.
- Tennesen exited his vehicle and drew his handgun. He then attempted to contact Cortez at the driver's door. Tennesen was dressed in blue jeans and a blue t-shirt, which had a large white circle on the front of it, and his badge was clearly visible as it hung from a lanyard around his neck. Tennesen identified himself as a Sheriff's deputy and directed Cortez to exit the vehicle, but he refused.

- Cortez was not willing to surrender peacefully. Not only did he force his way out of the driveway by using his vehicle to ram into Tennesen's vehicle, Cortez deliberately drove his vehicle directly at Sheriff's deputies, placing them in fear for their lives.
- Tennesen's quick thinking and his ability to jump out of the path of Cortez' vehicle kept him from being run over and seriously injured or killed. However, from Holt's perspective it appeared that Cortez had actually run over Tennesen.
- After Tennesen jumped out of the way, Cortez accelerated his vehicle and drove directly at Holt. Holt was wearing a gray t-shirt with his badge clearly visible as it hung from a lanyard around his neck.
- Holt believed that Cortez had just run over Tennesen and intended to run him over. Therefore, Holt fired two shots (from his handgun) at Cortez to stop the assault and to protect himself.
- Holt was able to get out of the path of the vehicle. Cortez then drove directly at Deputy Dike's vehicle. Holt believed Cortez intended to use his vehicle to ram Dike's vehicle. Therefore, Holt fired one more shot at Cortez as the vehicle was traveling away from him.
- Cortez was not struck by any of the bullets (all three bullets were recovered from Cortez' vehicle), but he crashed his vehicle into a block wall. Cortez then left his vehicle and fled on foot. Cortez eventually forced his way into the Care Meridian Convalescent Board and Care Facility where he attempted to hide from the pursuing deputies. Fortunately, deputies who were in hot pursuit were able to take him into custody.

Holt was in compliance with the Sheriff's Office's Range Qualifications requirements during the period of this shooting. Holt qualified with his handgun on 07/07/2014 and 08/04/2014 and scored 100% both times.⁴

I spoke with D.D.A Derek Malan, who reviewed the entire OIS case presented to him by the Oxnard Police Department's Major Crimes Unit. Malan determined that Deputy Holt was justified in his actions, based on the crimes that Cortez committed against Holt. I also determined the type and amount of force used by Holt during this incident was consistent with the Sheriff's Office Use of Force Policy.

In summary, Deputy Holt acted appropriately and courageously when faced with a dangerous situation. It is clear that Rudy Cortez did not want to be taken into custody

⁴ Refer to Tab #6 for Deputy Holt's firearm qualification records.

and refused to submit to the authority of the Sheriff's deputies. Cortez could have followed Tennesen's instructions and altered the final outcome. Instead, Cortez' actions clearly demonstrated his willingness to seriously injure and possibly kill a Sheriff's deputy. Holt's belief that Cortez had ran over Tennesen with his vehicle and Cortez deliberately driving his vehicle directly at Holt, provided Holt clear justification to defend himself during this life threatening encounter. Therefore, the force Holt used was lawful and appropriate for the circumstances he faced.

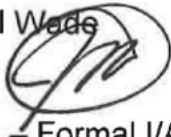
Holt was faced with one of the most dynamic events that a law enforcement officer can experience. Cortez' outright defiance and deliberate attempt to hit deputies with his vehicle caused Holt to fear for his life and the life of the other deputies, and ultimately forced him to act with potentially deadly force in order to protect himself. Holt responded in a manner that was consistent with the training he received, and within the expectations established in the Sheriff Office's Use of Force policy.

3. Complaint Information

**VENTURA COUNTY SHERIFF'S OFFICE
SUPPORT SERVICES DIVISION**

M E M O R A N D U M



DATE: March 10, 2015
TO: Commander Cheryl Wade
FROM: Captain Jeff Miller 
SUBJECT: Complaint Initiation – Formal I/A #15-016

ENTERED
3/12/15
TA

Complainant

- Department Initiated

Named

- Deputy Jacob Holt #4360
 - Hired on May 8, 2005
 - Currently assigned to Patrol Services, West County Gang Unit

Nature of Allegations

- Use of Force - Officer involved shooting (OIS)


Complaint Background

The investigation into this use of force (Officer Involved Shooting) is standard protocol whenever a member of the Sheriff's Office discharges his or her firearm at or in the presence of a suspect. Guidelines for such investigations are spelled out in Sheriff's Policy number 310 (Critical Incidents and Shooting, Member Involved).

On August 7, 2014, deputies were attempting to locate Rudy Cortez who was wanted for several outstanding arrest warrants. They located his car at [REDACTED] in Oxnard. When they observed Cortez get in his vehicle, they attempted to arrest him. Instead of complying, Cortez drove his vehicle toward Deputy Holt. Holt fired his pistol at Cortez, but nobody was struck by the gunfire. Cortez crashed his vehicle into a nearby wall and fled on foot. Deputies gave chase and apprehended Cortez.

Recommendation

I recommend this matter be assigned to Internal Affairs for investigation.


Approved: Cheryl Wade, Commander

3-1-15

Date

4. Investigation

County of Ventura
Sheriff's Office
Professional Standards Bureau
Memorandum

To: Internal File **Reference:** I/A #15-016
From: Sergeant Allen Devers **Date:** 03/13/2015
Subject: Internal Investigation

Nature of Complaint: Use of Force - Officer Involved Shooting

Complainant: Department Initiated

Named Personnel: Deputy Jacob Holt #4360
Patrol Services, West County Gang Unit
[REDACTED]

Representative: Robert M. Wexler, Attorney at Law
Silver, Hadden, Silver, Wexler, and Levine
[REDACTED]

Investigator's Log and Actions

| | |
|----------------|---|
| March 13, 2014 | I.A. Case assigned to Sgt. Allen Devers |
| March 27, 2014 | Reviewed case file from Oxnard Police Department's Major Crimes Unit regarding Deputy Holt's OIS. |
| Sept. 1, 2015 | Reviewed all documentation regarding this case. |
| Sept. 10, 2015 | Wrote the executive summary. |
| Sept. 14, 2015 | Case submitted for review. |

5. Interviews

6. Support Documents

Support Documents

Table of Contents

I/A #15-016

1. Copies of the VCSO's "Use of Force" policy.
2. Oxnard P. D.'s Major Crimes Unit's Case Summary.
3. OIS Time Line as established by OPD's Major Crimes Unit.
4. Oxnard P. D.'s Major Crimes Unit's Factual Diagram
5. VCSO's reports
6. Holt's Firearms Qualification Records
7. 5 - Disc's containing the OSI Case investigated by Oxnard P. D.'s Major Crimes Unit.
8. Memo from D.D.A. Derek Malan regarding Deputy Holt's OIS.

Use of Force

300.1 PURPOSE AND SCOPE

This policy provides guidelines on the reasonable use of force. While there is no way to specify the exact amount or type of reasonable force to be applied in any situation, every member of this department is expected to use these guidelines to make such decisions in a professional, impartial and reasonable manner.

300.1.1 DEFINITIONS

Definitions related to this policy include:

Deadly force - Force reasonably anticipated and intended to create a substantial likelihood of causing death or very serious injury.

Force - The application of physical techniques or tactics, chemical agents or weapons to another person. It is not a use of force when a person allows him/herself to be searched, escorted, handcuffed or restrained.

300.2 POLICY

The use of force by law enforcement personnel is a matter of critical concern, both to the public and to the law enforcement community. Deputies are involved on a daily basis in numerous and varied interactions and, when warranted, may use reasonable force in carrying out their duties.

Deputies must have an understanding of, and true appreciation for, their authority and limitations. This is especially true with respect to overcoming resistance while engaged in the performance of law enforcement duties.

The Department recognizes and respects the value of all human life and dignity without prejudice to anyone. Vesting deputies with the authority to use reasonable force and to protect the public welfare requires monitoring, evaluation and a careful balancing of all interests.

300.2.1 DUTY TO INTERCEDE

Any deputy present and observing another deputy using force that is clearly beyond that which is objectively reasonable under the circumstances shall, when in a position to do so, intercede to prevent the use of unreasonable force. A deputy who observes another employee use force that exceeds the degree of force permitted by law should promptly report these observations to a supervisor.

300.3 USE OF FORCE

Deputies shall use only that amount of force that reasonably appears necessary given the facts and circumstances perceived by the deputy at the time of the event to accomplish a legitimate law enforcement purpose.

The reasonableness of force will be judged from the perspective of a reasonable deputy on the scene at the time of the incident. Any evaluation of reasonableness must allow for the fact that deputies are often forced to make split-second decisions about the amount of force

Ventura County Sheriff's Office

Policy Manual

Use of Force

that reasonably appears necessary in a particular situation, with limited information and in circumstances that are tense, uncertain and rapidly evolving.

Given that no policy can realistically predict every possible situation a deputy might encounter, deputies are entrusted to use well-reasoned discretion in determining the appropriate use of force in each incident.

It is also recognized that circumstances may arise in which deputies reasonably believe that it would be impractical or ineffective to use any of the tools, weapons or methods provided by the Department. Deputies may find it more effective or reasonable to improvise their response to rapidly unfolding conditions that they are confronting. In such circumstances, the use of any improvised device or method must nonetheless be reasonable and utilized only to the degree that reasonably appears necessary to accomplish a legitimate law enforcement purpose.

While the ultimate objective of every law enforcement encounter is to avoid or minimize injury, nothing in this policy requires a deputy to retreat or be exposed to possible physical injury before applying reasonable force.

300.3.1 USE OF FORCE TO EFFECT AN ARREST

Any peace officer may use reasonable force to effect an arrest, to prevent escape or to overcome resistance. A peace officer who makes or attempts to make an arrest need not retreat or desist from his/her efforts by reason of resistance or threatened resistance on the part of the person being arrested; nor shall a deputy be deemed the aggressor or lose his/her right to self-defense by the use of reasonable force to effect the arrest, prevent escape or to overcome resistance (Penal Code § 835).

300.3.2 FACTORS USED TO DETERMINE THE REASONABLENESS OF FORCE

When determining whether to apply force and evaluating whether a deputy has used reasonable force, a number of factors should be taken into consideration, as time and circumstances permit. These factors include, but are not limited to:

- (a) Immediacy and severity of the threat to deputies or others.
- (b) The conduct of the individual being confronted, as reasonably perceived by the deputy at the time.
- (c) Deputy/subject factors (age, size, relative strength, skill level, injuries sustained, level of exhaustion or fatigue, the number of deputies available vs. subjects).
- (d) The effects of drugs or alcohol.
- (e) Subject's mental state or capacity.
- (f) Proximity of weapons or dangerous improvised devices.
- (g) The degree to which the subject has been effectively restrained and his/her ability to resist despite being restrained.
- (h) The availability of other options and their possible effectiveness.
- (i) Seriousness of the suspected offense or reason for contact with the individual.
- (j) Training and experience of the deputy.
- (k) Potential for injury to deputies, suspects and others.
- (l) Whether the person appears to be resisting, attempting to evade arrest by flight or is attacking the deputy.
- (m) The risk and reasonably foreseeable consequences of escape.

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- (n) The apparent need for immediate control of the subject or a prompt resolution of the situation.
- (o) Whether the conduct of the individual being confronted no longer reasonably appears to pose an imminent threat to the deputy or others.
- (p) Prior contacts with the subject or awareness of any propensity for violence.
- (q) Any other exigent circumstances.

300.3.3 PAIN COMPLIANCE TECHNIQUES

Pain compliance techniques may be effective in controlling a physically or actively resisting individual. Deputies may only apply those pain compliance techniques for which they have successfully completed department-approved training. Deputies utilizing any pain compliance technique should consider:

- (a) The degree to which the application of the technique may be controlled given the level of resistance.
- (b) Whether the person can comply with the direction or orders of the deputy.
- (c) Whether the person has been given sufficient opportunity to comply.

The application of any pain compliance technique shall be discontinued once the deputy determines that compliance has been achieved.

300.3.4 CAROTID CONTROL HOLD

The proper application of the carotid control hold may be effective in restraining a violent or combative individual. However, due to the potential for injury, the use of the carotid control hold is subject to the following:

- (a) The deputy shall have successfully completed department-approved training in the use and application of the carotid control hold.
- (b) The carotid control hold may only be used when circumstances perceived by the deputy at the time indicate that such application reasonably appears necessary to control a person in any of the following circumstances:
 - 1. The subject is violent or physically resisting.
 - 2. The subject, by words or actions, has demonstrated an intention to be violent and reasonably appears to have the potential to harm deputies, him/herself or others.
- (c) The application of a carotid control hold on the following individuals should generally be avoided unless the totality of the circumstances indicates that other available options reasonably appear ineffective, or would present a greater danger to the deputy, the subject or others, and the deputy reasonably believes that the need to control the individual outweighs the risk of applying a carotid control hold:
 - 1. Females who are known to be pregnant
 - 2. Elderly individuals
 - 3. Obvious juveniles
- (d) Any individual who has had the carotid control hold applied, regardless of whether he/she was rendered unconscious, shall be promptly examined by paramedics or other qualified medical personnel and should be monitored until examined by paramedics or other appropriate medical personnel.

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- (e) The deputy shall inform any person receiving custody, or any person [REDACTED] in a position of providing care, that the individual has been subjected to the carotid control hold and whether the subject lost consciousness as a result.
- (f) Any deputy attempting or applying the carotid control hold shall promptly notify a supervisor of the use or attempted use of such hold.
- (g) The use or attempted use of the carotid control hold shall be thoroughly documented by the deputy in any related reports.

300.4 DEADLY FORCE APPLICATIONS

Use of deadly force is justified in the following circumstances:

- (a) A deputy may use deadly force to protect him/herself or others from what he/she reasonably believes would be an imminent threat of death or serious bodily injury.
- (b) A deputy may use deadly force to stop a fleeing subject when the deputy has probable cause to believe that the person has committed, or intends to commit, a felony involving the infliction or threatened infliction of serious bodily injury or death, and the deputy reasonably believes that there is an imminent risk of serious bodily injury or death to any other person if the subject is not immediately apprehended. Under such circumstances, a verbal warning should precede the use of deadly force, where feasible.

Imminent does not mean immediate or instantaneous. An imminent danger may exist even if the suspect is not at that very moment pointing a weapon at someone. For example, an imminent danger may exist if a deputy reasonably believes any of the following:

1. The person has a weapon or is attempting to access one and it is reasonable to believe the person intends to use it against the deputy or another.
2. The person is capable of causing serious bodily injury or death without a weapon and it is reasonable to believe the person intends to do so.

300.4.1 SHOOTING AT OR FROM MOVING VEHICLES

Shots fired at or from a moving vehicle are rarely effective. Deputies should move out of the path of an approaching vehicle instead of discharging their firearm at the vehicle or any of its occupants. A deputy should only discharge a firearm at a moving vehicle or its occupants when the deputy reasonably believes there are no other reasonable means available to avert the threat of the vehicle, or if deadly force other than the vehicle is directed at the deputy or others.

Deputies should not shoot at any part of a vehicle in an attempt to disable the vehicle.

300.5 REPORTING THE USE OF FORCE

Any use of physical force by a member of this department shall be documented completely and accurately in an appropriate report.

Physical force is defined as any physical contact with, or use of any lethal or less-lethal weapon against a person (or persons), where there is a reasonable potential for injury. For "hands-on" techniques, it does not include manual escorts but does include control holds, take-downs, strikes, etc. It also includes any deployment of a less-lethal weapon regardless of whether or not the person is actually struck or contacted. Examples include: baton strike (whether or not contact is made), discharge of OC at a person, Taser deployment (probes

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fired at a person or drive stun), and less lethal shotgun discharge (whether or not contact is made).

Physically pointing a lethal firearm, less lethal shotgun, or Taser (with or without the laser) directly at a person is also considered a use of force under this policy and shall be accurately documented in an appropriate report. (Exceptions to this requirement may exist for specialty units during specific operations, such as SWAT or Narcotics units during the service of high risk search warrants, etc. Refer to individual unit policies for details.)

An **appropriate report** is a retrievable report that requires an assigned RB number (e.g. Arrest Report or Incident Report). The only exception occurs within the Detention Services Division when documenting a use of force that does not result in an injury to a staff member or inmate and where there is no arrest associated with the incident. In such a case a Jail Incident Report (JIR) will suffice. In all other cases, a retrievable report (Crime Report, Arrest Report, or Incident Report) is required. A retrievable report (with an RB number) is required within the Detention Services Division any time OC is deployed or a Taser is deployed, i.e., the probes are fired and/or when the Taser is used in drive stun mode.

300.5.1 NOTIFICATION TO SUPERVISOR

Watch Commander and immediate supervisor notification shall be made as soon as practicable following the application of force in any of the following circumstances:

- (a) The application caused a visible injury.
- (b) The application would lead a reasonable deputy to conclude that the individual may have experienced more than momentary discomfort.
- (c) The individual subjected to the force complained of injury or continuing pain.
- (d) The individual indicates intent to pursue litigation.
- (e) Any application of a TASER device or control device.
- (f) Any application of a restraint device other than handcuffs, shackles or belly chains.
- (g) The individual subjected to the force was rendered unconscious.
- (h) An individual was struck or kicked.
- (i) An individual alleges any of the above has occurred.

300.5.2 ADMINISTRATIVE NOTIFICATION TO AREA CAPTAIN

In addition to watch commander and immediate supervisor notification as described above, specified uses of force require notification to the area/unit captain. The on-duty sergeant shall make this notification with a Use of Force Notification Form, which may be sent to the area/unit captain via email. Absent extenuating circumstances or permission from the area/unit captain, the form shall be submitted by the end of the shift. **(This notification process is for specified force incidents that do not fall under the provisions of Policy 310—Critical Incidents and Shooting, Member Involved).**

The specifics of when notification is required vary slightly between the Detention Services Division and the other divisions of the department and are outlined below.

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300.5.2.1 USE OF FORCE NOTIFICATION TO AREA CAPTAIN IN PATROL AND FIELD ENVIRONMENTS

When any of the following occurs as a result of a use of force in a patrol/field environment, the Patrol/Field Operations Use of Force Notification Form shall be completed by the on-duty sergeant reviewing the use of force:

- Any force application resulting in visible injury or complaint of pain
- Any force application requiring medical treatment
- Any force application involving the Taser where probes were deployed or drive stun was used. Does not include Taser display/pointing (with or without laser) or sparking.
- Any baton strikes, less-lethal projectiles, hand strikes, kicks, or use of unconventional weapons (i.e. vehicle ramming, flashlight strikes, etc.) where contact was made with the subject
- OC deployment where OC spray contacts the subject
- K9 bites or other situations where the K9 contacts an individual and causes injury or complaint of pain

300.5.2.2 USE OF FORCE NOTIFICATION TO DETENTION SERVICES CAPTAIN

Per Detention Services Policy Manual Section 15, Chapter 6 (Use of Force Documentation & Notification), **all** reportable force as defined under Section 300.5 of this policy requires completion of the Detention Services Use of Force Notification Form.

300.5.2.3 AREA CAPTAIN RESPONSIBILITIES

Area captains receiving a Use of Force Notification Form shall review the force incident for policy compliance and liability issues. In the event the captain believes the force incident is, or may be, out of compliance with policy, he/she shall forward his/her findings to the division commander for possible referral to the Internal Affairs captain for further review. When the matter is referred to Internal Affairs, the Use of Force Notification Form completed by the sergeant shall be included in the documentation.

300.5.2.4 PROFESSIONAL STANDARDS RESPONSIBILITIES

The Professional Standards captain (Audit and Inspections Unit) shall obtain a Use of Force Report monthly. The report is generated from the VCIJIS system and provides a department wide list of **all** reportable uses of force by type, area, officer, etc. The Audit and Inspections Unit will review this report as starting point to identify any potential trends or problems related to liability, training, policy issues, etc. Areas of concern will be reported to the Professional Standards commander for possible action. Additionally, the Audit and Inspections Unit captain shall forward the Use of Force Report to the area captains monthly for their review.

300.6 MEDICAL CONSIDERATION

Prior to booking or release, medical assistance shall be obtained for an person who exhibits signs of physical distress, who has sustained visible injury, expresses a complaint of injury or continuing pain or who has rendered unconscious. Any individual exhibiting signs of physical

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distress after an encounter should be continuously monitored until he/she can be medically assessed.

Based upon the deputy's initial assessment of the nature and extent of the subject's injuries, medical assistance may consist of examination by fire personnel, paramedics, hospital staff or medical staff at the jail. If any such individual refuses medical attention, such a refusal shall be fully documented in related reports and, whenever practicable, should be witnessed by another deputy and/or medical personnel. If a recording is made of the contact or an interview with the individual, any refusal should be included in the recording, if possible.

The on-scene supervisor, or if not available, the primary handling deputy shall ensure that any person providing medical care or receiving custody of a person following an any use of force is informed that the person was subjected to force. This notification shall include a description of the force used and any other circumstances the deputy reasonably believes would be potential safety or medical risks to the subject (e.g., prolonged struggle, extreme agitation, impaired respiration).

Persons who exhibit agitation, violent irrational behavior accompanied by profuse sweating, extraordinary strength beyond their physical characteristics and imperviousness to pain (sometimes called excited delirium), or who require a protracted physical encounter with multiple deputies to be brought under control, may be at an increased risk of sudden death. Calls involving these persons should be considered medical emergencies. Deputies who reasonably suspect a medical emergency should request medical assistance as soon as practicable and have medical personnel stage away if appropriate.

300.7 SUPERVISOR RESPONSIBILITY

When a supervisor is able to respond to an incident in which there has been a reported application of force, the supervisor is expected to:

- (a) Obtain the basic facts from the involved deputies. Absent an allegation of misconduct or excessive force, this will be considered a routine contact in the normal course of duties.
- (b) Ensure that any injured parties are examined and treated.
- (c) Once any initial medical assessment has been completed or first aid has been rendered, ensure that photographs have been taken of any areas involving visible injury or complaint of pain, as well as overall photographs of uninjured areas.
- (d) Ensure potential witnesses are identified and interviewed.
- (e) Ensure all reports are reviewed and approved.
- (f) Determine the potential likelihood of civil litigation. The supervisor should make notification of a potential claim through the appropriate channels.
- (g) Evaluate the circumstances surrounding the incident and determine if there is a question of policy non-compliance or if for any reason further investigation may be appropriate.

In the event that a supervisor is unable to respond to the scene of an incident involving a reported application of force, the supervisor is still expected to complete as many of the above items as circumstances permit.

Oxnard Police Department



Major Crimes Unit

Case: 14-79187
Associated Cases: 14-79207 & VCSO 140018009
Suspect: Cortez, Rudy
Charges: 245.3 PC (x2), 69 PC, 603 PC, 148 PC
Date: August 07, 2014

When deputies contacted Cortez, he attempted to hit the deputies with his vehicle. Deputy Jacob Holt, fearing for his life and the life of the other deputies, fired his weapon at Cortez. No individuals were struck by the gunfire. Cortez continued to drive before crashing his vehicle into a nearby cement block wall. Cortez's vehicle was immobilized but Cortez was able to exit his vehicle and flee on foot. Cortez ran southbound on Ventura Road then westbound on Teal club Road. Cortez forced entry into the [REDACTED] and [REDACTED] located on Teal Club Road where deputies were able to take him into custody.

Upon his arrest, Cortez was transported to the Ventura County Medical Center for a medical clearance for a minor injury he may have sustained in the crash and/or to check the status of his previous ankle injury. Cortez was later booked on his outstanding warrants.

In more detail, VCSO Sergeant Eric Tennesen, ID #3538, was in charge of the VCSO units attempting to locate and arrest suspect Cortez who had been located in Oxnard. Since the Deputy Involved Shooting (OIS) occurred in the City of Oxnard, the Oxnard Police Department took over the investigation.

Sergeant Woolley conducted a briefing about the incident and VCSO Sergeant Tennesen provided additional details. After this initial briefing, Sergeant Tennesen gave a walk-through of the incident.

Sergeant Tennesen pointed out where Cortez drove off of the curb and accelerated westbound on [REDACTED] [REDACTED]. Sergeant Tennesen said that he saw that another deputy, Gunnar Dike, was just getting into the area. Deputy Dike drove southbound from the Ventura Frontage Road to eastbound [REDACTED] [REDACTED] after the shooting.

Sergeant Tennesen then provided me some additional background information on suspect Rudy Cortez. He said that they tried to locate and arrest Cortez the previous evening when Cortez was in a parking lot in Camarillo. They planned to contact him out of his vehicle, possibly when he went into a store. Because Cortez may have seen and recognized the VCSO undercover vehicles, Cortez never exited his vehicle to go to any business. Cortez left the area and sped away on the 101 Freeway. The VCSO deputies did not try to follow Cortez that night.

Sergeant Tennesen added that Cortez knew his undercover vehicle, a black Chevrolet truck, because Cortez had rammed this same truck on a previous occasion when VCSO Sergeant Capuano had it. Because Cortez knew most of the VCSO undercover vehicles, Sergeant Tennesen and Deputy Dike tried to remain out of view today on [REDACTED] [REDACTED]. Sergeant Tennesen requested Deputy Holt (with Deputy Gonzales) set up surveillance on Cortez and/or Cortez's vehicle

believing that Cortez may not be familiar with Holt's vehicle.

Sergeant Tennesen said that shortly after Deputies Holt and Gonzales established their surveillance point, they observed Cortez at the 1331 [REDACTED] [REDACTED] but he was already walking back towards his car, a blue Scion, parked in the driveway. Sergeant Tennesen said that he had been in the process of setting up a probation search at the residence and was arranging for additional deputies/officers to assist. He wanted to catch Cortez at the residence and did not want Cortez to go mobile due to all of Cortez's prior vehicle pursuits.

Sergeant Tennesen said that once he heard that Cortez was at/near his car, he made the decision to block Cortez's vehicle in the driveway and not allow him to flee in his vehicle. There was brief radio traffic between the deputies asking if everyone was ready. Sergeant Tennesen responded that he was on his way. As Sergeant Tennesen turned the corner onto westbound [REDACTED] [REDACTED] from K Street, he saw that Deputy Holt was just starting to turn his undercover vehicle around and was still a distance away. Sergeant Tennesen thought that Cortez may see Deputy Holt making this maneuver and get "burned."

Sergeant Tennesen said he quickly drove directly to the [REDACTED] residence to block Cortez from leaving in his vehicle. Sergeant Tennesen used the right front fender/bumper area of his truck to contact and block the left rear bumper/quarter panel of Cortez's Scion vehicle. The Scion was in the driveway and was facing the closed garage door of the residence.

Sergeant Tennesen "jumped out" of his undercover truck and immediately approached Cortez who was seated in the driver's seat of his Scion. Sergeant Tennesen approached him directly on the driver's side of the Scion. He heard the Scion's tires squealing and thought that Cortez was trying to go backwards, then forwards in the driveway and was possibly trying to gain space between the vehicles.

Sergeant Tennesen was dressed in a black T-shirt, light blue jeans and tan shoes. His black T-shirt had a large white circle on the front side with a light blue cross-hatch design on it. He had his Sheriff's badge hanging around his neck on a chain lanyard. The six-pointed star type badge is affixed to a black leather badge holder. This badge and badge holder hung almost mid-circle of the design on the T-shirt making the badge stand out against its light background. Sergeant Tennesen believes it was clearly visible to Cortez.

Sergeant Tennesen yelled several times for Cortez to stop and get out of the car. Cortez looked at him but did not comply. Cortez then maneuvered his vehicle in the driveway, after striking Sergeant Tennesen's vehicle, and was able to turn the Scion left (in a westerly direction). As Cortez did this, Cortez's vehicle was now facing at Sergeant Tennesen. Sergeant

Tennessee said he then had to jump out of the way as Cortez accelerated forward at him.

Sergeant Tennessee said that Cortez drove "straight across the lawn." By this time, Deputy Holt had gotten out of his vehicle and was approaching on the front yard grass. Cortez drove directly at Deputy Holt. Sergeant Tennessee said that Deputy Holt then fired three to five rounds at Cortez.

Sergeant Tennessee covered the possible direction of the shots fired (one to the northeast, one to the north/northwest and a shot in a more westerly direction) as Cortez passed by. After Deputy Holt "fired his shots", Sergeant Tennessee used his radio to advise his dispatch center of "Shots fired." He looked up and saw "the dust settling" from Cortez's crash at the west end of [REDACTED] [REDACTED]. Sergeant Tennessee said he then saw Deputies Holt, Dike and Gonzales all run westbound after Cortez.

Sergeant Tennessee said that he got back into his truck and drove to where the deputies were now located at the "convalescent home." By the time Sergeant Tennessee arrived, "they (deputies) already had him (Cortez) in custody."

Deputy Jacob Holt provided a voluntary statement during his interview. He also provided background information on suspect Cortez similar to that provided by Sergeant Tennessee. This included the issues of being "burned" or noticed during the previous day's surveillance and Cortez's subsequent high speed departure.

Deputy Holt said his assigned undercover vehicle is a silver Jeep Cherokee. He was dressed in blue jeans, a gray T-shirt and tan boots. He had his Ventura County Sheriff's Department Deputy Badge, #154 and his Identification Card on a lanyard around his neck. The six-pointed star type badge is affixed to a black leather badge holder. This badge and badge holder hung approximately mid-torso and stood out against its lighter gray background.

Deputy Holt has an issued Sig Sauer, Model P220 hand gun which he had with him in his vehicle. Today, he only carried his undercover gun, a small frame Glock, Model 30, .45 caliber semi-automatic hand gun on his person. He advised that his Glock, which he fired today, has a maximum capacity of eleven bullets, that is, if one round is chambered and the magazine is then topped off. He was unsure of how it was loaded today (Note: Evidence at the scene indicated it was loaded only with ten total bullets).

Deputy Holt said the court had also authorized an electronic surveillance of Cortez's cellular telephone location, also known as "pinging" the phone. A ping indicated that Cortez's phone was now in an area of Oxnard so the team responded to surveil that immediate area for Cortez and/or his vehicle. Deputy Holt said that the most accurate pings, those with a small meter

amount of inaccuracy, indicated that Cortez's phone pinged at [REDACTED] [REDACTED]. Deputy Holt and Deputy Gonzales conducted a background check on that residence. They found a person by the name of [REDACTED] [REDACTED] associated with the address. Sergeant Tennesen later requested Deputy Holt set up with the visual surveillance of the residence to confirm Cortez's presence.

Deputy Gonzales (who was with Deputy Holt) observed Cortez. Sergeant Tennesen then advised the team by radio that they would quickly box Cortez's vehicle in before he could depart. Deputy Holt said that he backed and turned his vehicle around slowly so Cortez would not be alerted to anything suspicious.

However, by this time, Sergeant Tennesen had arrived and was parking his undercover vehicle, a black full size passenger truck, behind Cortez's vehicle. Deputy Holt said he accelerated to catch up. Deputy Holt said that Sergeant Tennesen had travelled westbound on [REDACTED] [REDACTED] and had stopped partially in the driveway, over the sidewalk, of [REDACTED] [REDACTED] very close to the back of Cortez's Scion. Sergeant Tennesen's vehicle appeared to block any exit or backing of Cortez's vehicle.

Deputy Holt said that just before he came to a stop he observed Sergeant Tennesen exit his vehicle and approach Cortez's vehicle on the driver's side. Deputy Holt said that once they came to a stop he did not look back to see where Deputy Gonzales was located. He believes that Deputy Gonzales exited from the right rear passenger door. Deputy Holt said that he opened his driver's door and started to exit. He focused his attention on Cortez's vehicle. Deputy Holt said that he observed that as Sergeant Tennesen reached the side of Cortez's vehicle he saw that Cortez started to move his vehicle. Deputy Holt said that he observed Cortez's vehicle move in a backward motion and slam into Sergeant Tennesen's truck.

Deputy Holt said Cortez quickly maneuvered his Scion more towards Sergeant Tennesen's direction. Deputy Holt said that he was watching Cortez's vehicle quickly turn in the driveway and start to head in a direction to drive over the grassy front yard. Deputy Holt said that from where he saw Sergeant Tennesen moving towards and the direction Cortez's vehicle was now heading, he was concerned that Sergeant Tennesen was going to be struck by the Scion. Cortez's car quickly accelerated towards the lawn. As it did, Deputy Holt said he briefly lost sight of Sergeant Tennesen. Almost immediately, he then saw what he described to be Sergeant Tennesen's legs in the air behind Cortez's vehicle. Deputy Holt said, "I was certain he (Cortez) had just run him (Tennesen) over. Something went flying!"

Deputy Holt said that he saw "legs off of the ground" and then he lost sight of Sergeant Tennesen completely. By this time Cortez's Scion was already heading toward Deputy Holt. Deputy

Holt said, "Now he's past that point and now he's coming straight at me." Deputy Holt continued, "As he's coming toward me, I drew my firearm and I pointed my firearm at him...we made eye contact." He said that he saw that it was "Rudy" (Cortez) and that they were "looking right at each other." As Cortez continued to accelerate, Deputy Holt sensed that he was going to be hit by Cortez's vehicle. Deputy Holt said, "I put my left hand out" (instinctively). He said that he was afraid that he was going to get struck in the knees because the front end of Cortez's vehicle is low.

Deputy Holt indicated that he now had to use one hand for his gun and the other to protect his knees. He used gestures to show his right arm/hand partially extended as if holding his weapon close and his left hand/arm fully extended as if to deflect an object.

Deputy Holt said, "I fired my first round 'cuz' I knew I was about to be run over." Deputy Holt said that he saw some glass break but didn't know if it was the windshield or the driver's side window. He added, "It exploded and glass went everywhere." Deputy Holt said that he saw Cortez lean slightly to his side (as if to avoid Deputy Holt's view of him).

Cortez's vehicle was still aimed at Deputy Holt and he fired a second shot. Deputy Holt said that he was trying to back away as Cortez approached. He tripped over something as he moved backwards. He believes it may have been a utility box that he tripped over. Deputy Holt believes that this utility box may have saved him from being hit by Cortez's vehicle as Cortez veered slightly to his (Cortez's) right when Deputy Holt tripped.

When Cortez drove over the curb and into the street he had his vehicle angled slightly toward the center or opposite side of the street. Deputy Holt saw past Cortez's vehicle and noticed that Deputy Dike was now approaching in his vehicle. It appeared that Cortez may also try to ram or hit Deputy Dike's vehicle. Deputy Holt said he took his third and final shot at the rear of Cortez's vehicle. This all happened within a few seconds.

Deputy Holt said that as Cortez reached the area of Deputy Dike's car it appeared to him that Cortez had actually hit or side-swiped Deputy Dike's vehicle. Deputy Holt said he now looked back and prepared to go and get assistance for Sergeant

Tennessee. He assumed that Sergeant Tennessee was "down in the front yard." Deputy Holt said that as he went running back to help him, he saw that Sergeant Tennessee was now standing or starting to stand up. Deputy Holt said that it appeared that he was going to be alright so he turned back around to see where Cortez had fled. As he turned, he "saw and heard Rudy's (Cortez) car tag the like a wall and some trees."

Deputy Holt said, "I take off running, westbound [REDACTED], I couldn't see him (Cortez) anymore at this point ...he had gone

(indicating southbound) behind this wall." Deputy Holt said that he saw that Deputy Dike ran around Cortez's vehicle and also went southbound on Ventura Road.

Deputy Holt said that he crossed the tree line along Ventura Road and entered the dirt field on the northwest corner of Teal Club Road and Ventura Road. He ran through the dirt field in a southerly direction towards [REDACTED]. Deputy Holt said he could see that Cortez ran southbound along the east side of the facility. Deputy Holt said he then lost sight of Cortez behind the bushes and/or hedges. He saw that Deputy Dike was taking the same route after Cortez so Deputy Holt ran to the west side driveway of [REDACTED]. As Deputy Holt ran southbound in the west driveway, he saw a side door of the Care Meridian Care Facility open. As he moved towards the open door he saw Cortez start to step out. Deputy Holt said he yelled at Cortez, "Stop, Police." Cortez immediately retreated and slammed the door behind him.

Deputy Holt said he continued to yell for Cortez to stop. He also yelled to Deputy Dike to warn him that Cortez was coming back into the facility. Deputy Holt said that he could not get in through the locked side door but was able to look through the glass portion of the upper door area. He saw that Cortez ran away from him, then briefly turned back in his direction (Cortez possibly seeing Deputy Dike approaching inside). About this time another worker at the [REDACTED] saw that Deputy Holt was trying to get into the side door. That unknown female worker quickly opened the locked door so that Deputy Holt could enter to assist. Deputy Holt said that he saw that Deputy Dike was trying to get his handcuffs out with one hand while trying to control one of Cortez's arms with the other hand. Deputy Holt was finally able to get control of Cortez's other arm/hand and between Deputy Holt and Deputy Dike they were able to handcuff Cortez.

The area was canvassed by Oxnard Police Officers. No one had seen the incident but several residents heard the sounds of gunfire and indicated three or four gun shots were heard.

Detective Jeff Kay completed the crime scene investigation and believes that three rounds were fired based on the three recovered shell cases. All physical evidence appears to match that of the deputy statements. There was no evidence of gunfire hitting any structure (Cortez's vehicle only).

Detective Gordon Currie completed the Scion vehicle crime scene investigation and also believes that three rounds were fired based on the three recovered spent bullets and the corresponding evidence on and within the Scion. It appears that all three rounds hit the Scion.

Detective Tougas later interviewed the resident of [REDACTED]. He had not been contacted before as he left his residence when the incident occurred. [REDACTED] said that Cortez knocked on his front door but he did not answer the

door for Cortez. He waited for a short period of time and then walked outside the house and observed Cortez seated in his vehicle parked in the driveway. Cortez was on his phone.

█████ stated that he then went back inside and shut the door. █████ heard someone yell, "Stop". He stated that he got up from where he was seated and opened the door and went outside. █████ stated he observed the "Undercovers." █████ stated that they (Undercover deputies) had Rudy boxed in from the back. One vehicle was positioned behind Rudy and the other pulled in behind that vehicle. █████ stated that he observed one (Deputy) exit his vehicle and say "Stop." █████ stated that he was scared and went back inside the house. █████ stated that he told his girlfriend (Sandoval) that something's happening, "The cops are out there and I don't know what the hell's going on."

█████ stated that they both went to the door to see what was going on. █████ stated that before they opened the door he heard the squealing of tires and what sounded like a collision. █████ stated that when they arrived at the door again is when they observed the "officer" shooting at him (Cortez). He stated that Rudy drove towards the corner. █████ and his girlfriend quickly left the area eastbound.

Video surveillance was recovered from a nearby neighbor. The video does not cover the OIS scene but does show the area of the street immediately to the west of the incident. Although the video's date/time was not set to the current date/time, the "seconds" indicator provides a good timeline of the event. At an indicated time of 1035:41 hours, Detective Holt's vehicle can be seen stopping in the street. At an indicated time of 1035:48 hours (or seven seconds later), Cortez's vehicle can be seen driving into the street (from off of the curb of the neighbor's house). Cortez's vehicle can be seen accelerating away in a southwesterly direction.

Please refer to all original reports for further details.

Note: On 08/12/2014, this new case was submitted to DDA Derek Malan for filing and OIS review. Cortez's 245 PC and other new charges will be handled by DDA Stuart Gardner. On 8/19/2014, I spoke with DDA Gardner who advised me that he would be filing the case on Cortez. We discussed the following potential charges on Cortez: 245.3 PC, 69 PC, 603 PC, and 148 PC. He also advised that Cortez's attorney is Rebecca Mathis.

Inventory of Officer
Rounds

Deputy Jacob Holt; Badge #154

Glock / .45 / Serial # [REDACTED]

| | |
|--------------------------|-----|
| Magazine from weapon | 6 |
| Magazine from belt (L/O) | N/A |
| Magazine from belt (R/I) | N/A |
| Round in Chamber | 1 |

Total rounds in inventory: 7

Summary of Shots Fired by Officer; Conclusion

Given the VCSO Deputy's statements, evidence at the scene and the inventory of all ammunition, it appears that Deputy Holt fired three (3) rounds of .45 caliber bullets using his undercover/off-duty weapon.



Total rounds fired: 3



**Time Line
Officer Involved
Shooting
Case # 14-79187**
(Background Information)



| Time | Description | Notes |
|------------------|--|--|
| 2012 | Suspect Cortez background; fled on foot from deputies and was captured by K9. | RB# 12-20045 |
| 2013 | Cortez background; fled from deputies in vehicle and escaped. | RB# 13-06917 |
| 2013 | Cortez wanted for 664/459 and 422 PC. Suspect attempted to run over a VCSO deputy and struck deputy's vehicle; 245(c) PC; later fled from ER Room to escape capture. | RB# 13-06645 RB# 13-07017 RB# 13-08451 |
| 2013 | Cortez was able to be arrested after stopping wife who was driving their vehicle. | RB# 13-09845 |
| 2014 | Cortez commits 273.5 PC and flees. Suspect is later captured with use of K9. | RB# 14-05431 |
| July 2014 | Sgt Tennessen reviews background of Cortez including new charges of 459, 530.5 and 496 PC and history of pursuits. | |
| 8/03/2014 | Cortez in vehicle pursuit; speeds over 100 mph and drove wrong way on 118 Freeway. Suspect escapes. | RB# 14-17673 |
| 8/06/2014 | SW for phone ping of suspect phone: 805-824-6827 | Author: Sr. Deputy Novack |
| 8/06/2014 | Suspect FTA's court on 273.5 PC charge. SED UTL at court. | |
| 8/06/2014 / 2000 | Failed evening surveillance of suspect. Suspect fled N/B on 101 Freeway at high rate of speed (not followed due to potential danger to others) | SED Team |
| | Note: Items in "Red" are historical information; prior to the incident. | |
| | | |

| | | |
|---|---|--|
|  | <p align="center">Time Line Officer Involved Shooting Case # 14-79187</p> |  |
| 8/07/2014 / 1245 hours | First cell phone pings received; SED Unit prepares to locate suspect Cortez. | |
| 8/07/2014 / Approximately 1300 hours | Cell phone pings received; a 6 meter hit at [REDACTED]. Later pings indicate suspect may already have left that area. Suspect phone now indicating in north Oxnard near Vineyard/101 Freeway area. | Research/records check later shows probation terms on [REDACTED] w/prior contacts at this address. |
| 8/07/2014 / 1500 hours | SED Unit attempts to locate Cortez in court. Cortez again FTA's court. SED receives information that Cortez may be en route to hurt wife in Camarillo ("kick her ass"). | Additional resources sent to Camarillo to protect suspect's wife. [REDACTED] |
| 8/07/2014 / Approximately 1600 hours | Cortez's phone pings again in the [REDACTED] area in Oxnard. | Deputy Dike sees suspect vehicle driving on Ventura Road in that area. |
| 8/07/2014 / 1605 to 1609 hours | Deputies Holt and Gonzales drive by and confirm Cortez's vehicle is now at [REDACTED]. They establish surveillance point. Cortez's Scion is parked on the east side of the driveway. | Deputy Gonzales gets in back seat of Deputy Holt's vehicle with binoculars. Observes Cortez in driver's seat on cell phone. |
| | Sgt Tennessen coordinates SED Units to box in Cortez's vehicle before he can go mobile. SED deputies begin approach. | |
| 8/07/2014 / Approximately 1610 hours | Sgt Tennessen is first to make contact. | Strikes the left rear of Cortez's vehicle w/ R/F of his UC vehicle. |



**Time Line
Officer Involved
Shooting
Case # 14-79187**



| | | |
|---|--|--|
| 8/07/2014 / Approximately 1610 hours. | Sgt Tennesen exits his vehicle as Deputy Holt arrives to block other side of driveway / front of residence. | Cortez does not comply with Sgt Tennesen's commands and strikes the UC vehicle to gain clearance to escape. |
| Neighbor's video surveillance camera shows date/time: 04/14/2014 10:35:41 (Not actual time). | Deputy Holt's U/C vehicle comes to stop at [REDACTED] residence. | Cortez maneuvers his vehicle in driveway for escape and starts to drive at Sgt Tennesen. |
| | Sgt Tennesen is able to get out of Cortez's way before getting hit or run over. | |
| | Deputy Holt is in Cortez's new exit path. He first sees what looks like Sgt Tennesen getting hit by Cortez. | Possibly from Sgt Tennesen diving out of the way. |
| | Cortez drives directly at Deputy Holt who fires two rounds. | Bullets enter passenger compartment but miss Cortez. |
| | Deputy Holt trips over yard obstruction (utility box). | |
| | Deputy Holt fires third and final round at rear window as Cortez passes. | |
| Neighbor's video surveillance camera shows date/time: 04/14/2014 10:35:47 (Not actual time). | Cortez drives off of neighbor's curb. | Cortez drove off of neighbor's curb and fled approximately 6 to 7 seconds after Deputy Holt arrived. |
| Note: VCSO CAD logs indicate a "Shots Fired" broadcast at 16:10 hours. | | |

Witness List / Key Reports

Case # 14-79187

| Name | Audio/ Video | Description | Report by: |
|--|-----------------|--|---------------------|
| Deputy Holt (OIS) | Audio | Victim (Voluntary Interview) | Detective Eckman |
| Traffic Report | NA | Factual Diagram at Scene | Senior Officer Pena |
| Traffic Report | NA | Hit & Run Traffic Collision Report (Pending) | Senior Officer Pena |
| Sergeant Tennesen | NA | Witness (Background Report - RB # 140018009) | Sergeant Tennesen |
| Rudy Cortez | Audio | Interview with Cortez at VCMC regarding 245 PC incident | Detective Tougas |
| Deputy Gonzales | Audio | Witness | Detective Tougas |
| Deputy Dike | Audio | Witness | Detective Serrato |
| Sergeant Tennesen | Audio | Victim/Witness | Detective Eckman |
| ██████████ | Audio | Witness ██████████ | Detective Serrato |
| ██████ ██████ | Audio | Witness ██████████ | Detective Tougas |
| Rudy Cortez | Audio | Jail Call Review- Cortez and ██████████ ██████████ | Detective Currie |
| Detective Jeff Kay | NA | Crime Scene Report | Detective Jeff Kay |
| Detective Currie | NA | Suspect Vehicle Crime Scene | Detective Currie |
| FET Bill Johnson | NA | Crime Scene Processing | FET Bill Johnson |
| FET Deana Briscoe | NA | Deputy Processing | FET Deana Briscoe |
| Circle K Surveillance Video | Video | Cortez earlier in day at Circle K; 1342 hours | Detective Serrato |
| 7-11 Surveillance Video | Video | Cortez shortly before incident at 7-11; 1548 hours | Detective Serrato |
| 1401 ██████████ ██████ Surveillance Video; Deputy Mulrooney residence | Video | View of street that picked up area west of crime scene; includes vehicle Arr/Dep and deputies running after Cortez | Detective Jeff Kay |

Last Detective's Review date / by: 9/04/14 / R. Eckman; 4524

Last Detective Supervisor's Review date / by:



**Time Line
Officer Involved Shooting
Case # 14-79187**

| Time | Description | Notes |
|---|-------------|-------|
| | | |
| | | |
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| | | |
| | | |
| | | |
| Note: Items in "Red" are historical information; prior to the incident. | | |

| | | |
|-----------------------------------|---|---|
| 8/07/2014 / 1245 hours | First pings received; SED Unit prepares to locate suspect Cortez | |
| 8/07/2014 / Approx 1300 hours | First pings received; 6 meter at [REDACTED] [REDACTED]. Later pings indicate suspect may already have left; now in north Oxnard near Vineyard/101 Freeway area. | Records check shows probation terms on [REDACTED] w/prior contacts at this address. |
| 8/07/2014 / 1500 hours | Cortez again FTA's court; SED receives info that suspect may be en route to hurt ("kick-ass") of wife in Camarillo. | Add'l resources sent to Camarillo to protect [REDACTED] |
| 8/07/2014 / 1530 to 1600 hours | Cortez phone again pings in area of [REDACTED] | Deputy Dike sees suspect vehicle in area. |
| 8/07/2014 / 1600 to 1610 hours | Deputies Holt and Gonzales drive by and confirm Cortez's vehicle is at [REDACTED]. Vehicle is parked in driveway (east side). | Deputy gets in back seat with binoculars and observes suspect in driver's seat on cell phone. |
| | Sgt Tennesen coordinates SED Unit to box in Cortez's vehicle before he can go mobile. SED deputies begin approach. | Sgt Tennesen is first to make contact by striking the rear of Cortez's vehicle w/ his UC vehicle. |
| | Sgt Tennesen exits his vehicle as Deputy Holt arrives to block other side of driveway / front of residence. Note: Surveillance Video Time of 1035:41 (Not actual time). | Cortez does not comply with Sgt Tennesen's commands and strikes the UC vehicle to gain clearance to escape. |
| | Cortez maneuvers his vehicle in driveway for escape and starts to drive at Sgt Tennesen. | Sgt Tennesen is able to get out of Cortez's way before getting hit or run over. |
| | Deputy Holt is in Cortez's new exit path. He first sees what looks like Sgt Tennesen getting hit by Cortez. | Possibly from Sgt Tennesen diving out of the way. |
| | Cortez drives directly at Deputy Holt who fires two rounds. | Bullets enter vehicle passenger compartment but miss Cortez. |
| | Deputy Holt trips over yard obstruction (utility box) which keeps him from getting run over. Note: Surveillance Video Time of 1035:48 | Deputy Holt fires third and last round at rear window as he passes. Cortez drives off of neighbor's curb. |

Oxnard Police Department



Major Crimes Unit

Factual Diagram
(Traffic Unit)

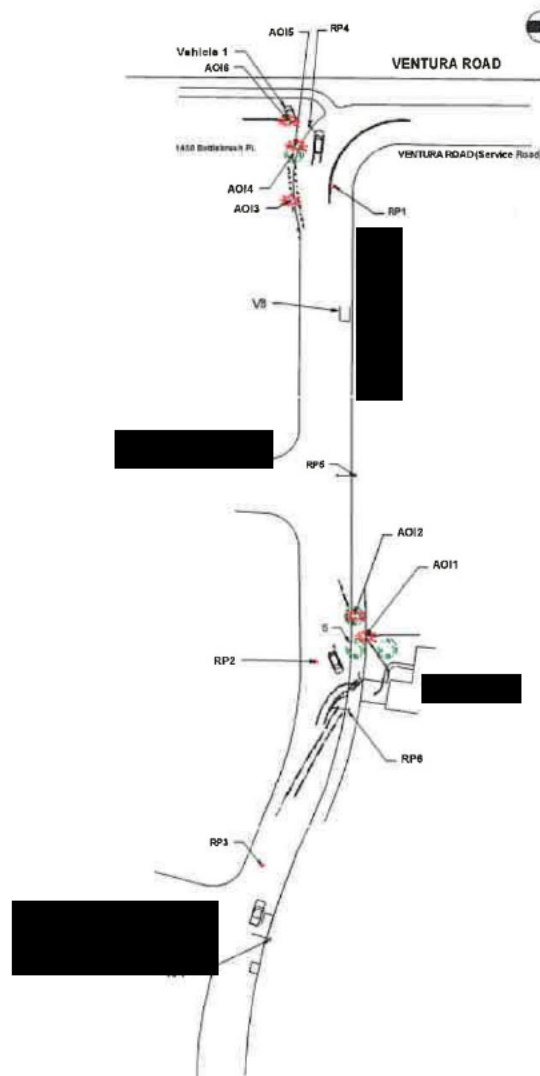
OXNARD POLICE DEPARTMENT FOLLOW-UP REPORT

CASE NO. 14-00079187

Cross-referenced with Oxnard Police Department's RB#14-00079207
Cross-referenced with Camarillo Police Department's RB#14-0018009

| | |
|--|---|
| Code Section/Description: OFFICER-INVOLVED SHOOTING | |
| Date/Time Info Received: 08/07/2014 1609 HOURS | Location of Incident: [REDACTED] OXNARD, CALIFORNIA |
| Victim: [REDACTED] | Suspect: CORTEZ RUDY ([REDACTED]) |

FACTUAL



Reporting Officer/s:
Senior Officer M. Peña

ID#/Call Sign:
4591 / T2

Date/Time Typed:
10- 25- 2011

Typist (Officer):

NOTIFICATION

On August 7, 2014 at approximately 1650 hours, I received a phone call from Detective Jeff Kay. Detective Kay told me that there had been an officer involved shooting in the 1300 block of [REDACTED] and requested that I respond to the scene and assist in documenting the crime scene. I responded to the scene and arrived on at approximately 1715 hours.

The following Traffic Division personnel responded to the collision scene:

| | |
|---|----------------------|
| Sergeant Brian Woolley | Scene Supervisor |
| Senior Officer Maria Peña | Traffic Investigator |
| Officer Manuel Perez | Scene Assistance |
| Officer Shylan Flannery | Scene Assistance |
| Officer Michael Wood | Scene Assistance |
| Senior Traffic Service Assistant Jean Poole | Traffic Control |
| Traffic Service Assistance Victoria Izquierdo | Traffic Control |
| Traffic Service Assistant Ray Mattley | Traffic Control |
| Traffic Service Assistant Michele Turner | Traffic Control |
| Traffic Service Assistant Maria Celis | Traffic Control |
| Traffic Service Assistant Marc Carrancho | Traffic Control |
| Traffic Service Assistance Eva Vazquez | Traffic Control |
| Traffic Service Assistance Roy Aguiere | Traffic Control |

Upon arrival, I contacted Detective Jeff Kay and obtained preliminary information for this report. Detective Jeff Kay advised that the surrounding area, including the crime scene, would need to be documented and measured. He stated that I contact BI Technician [REDACTED] and work in conjunction with him to document the scene. I then briefed the members of the traffic unit regarding the documentation of the scene.

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:

On August 7, 2014, a *Nikon Pulse Laser 332 Total Station* was used to establish a Cartesian coordinate system to document the street and residential exterior. The Nikon Pulse Laser was located at the origin (*Reference Point 1* or RP1) of this coordinate system as depicted on the factual diagram. Officer Manuel Perez, Officer Shylan Flannery, and Officer Michael Wood assisted in the collection of measurements of the scene.

It should be noted that the Nikon Pulse Laser was moved to various Reference Points during the documentation of the scene. This was done to properly document the location of evidence, landscape, buildings, and fixtures.

The *Reference Point* is the center of Reference Line 1 (RL1) and Reference Line 2 (RL2). RL1 and RL2 create base line within the scene. RP1's coordinates on the X-axis is 0, on the Y-axis is 0, and on the Z-axis (elevation) is 0.

The *Reference Point* is the center of Reference Line 1 (RL1) and Reference Line 2 (RL2). RL1 and RL2 create base line within the scene. The Nikon system was used to document the street layout only.

Reference Point 1 (RP1):

RP1 is located approximately 61.38 feet east of the west curb of the Ventura Road (Frontage Road) and 14.01 feet south of the prolongation of the north curb of [REDACTED]

Reference Point 2 (RP2):

RP2 is located approximately 419.21 feet east of the west curb of the Ventura Road (Frontage Road) and 26.87 feet south of the prolongation of the north curb of [REDACTED]

Reference Point 3 (RP3):

RP3 is located approximately 73.47 feet east of the west curb of the Ventura Road (Frontage Road) and 66.42 feet south of the prolongation of the north curb of [REDACTED]

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS (continued):Reference Point 4 (RP4):

RP4 is located approximately 16.14 feet east of the west curb of the Ventura Road (Frontage Road) and 33.38 feet south of the prolongation of the north curb of [REDACTED] [REDACTED].

Reference Point 5 (RP5):

RP5 is located approximately 279.40 feet east of the west curb of the Ventura Road (Frontage Road) and 2.01 feet north of the prolongation of the north curb of [REDACTED] [REDACTED].

Reference Point 6 (RP6):

RP6 is located approximately 466.05 feet east of the west curb of the Ventura Road (Frontage Road) and 2.21 feet north of the prolongation of the north curb of [REDACTED] [REDACTED].

Reference Point 7 (RP7):

RP7 is located approximately 630.05 feet east of the west curb of the Ventura Road (Frontage Road) and 60.65 feet south of the prolongation of the north curb of [REDACTED] [REDACTED].

The following measurements are taken from the first set of measurements

(Measurement in feet)

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|----------------------------|
| RP1 | 0.000 | 0.000 | 0.000 | RP1 (Nikon item number 1) |
| RP2 | 358.208 | 17.972 | 1.624 | RP2 (Nikon item number 2) |
| RP4 | -43.152 | -25.324 | 0.077 | LP1 (Nikon item number 87) |
| RP5 | 216.651 | 33.798 | 0.329 | LP2 (Nikon item number 4) |
| RP6 | 392.277 | 45.841 | 1.776 | LP3 (Nikon item number 3) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS (continued):Physical Evidence:*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|--|
| AOI3 | 13.406 | -33.367 | -0.061 | AOI3 (Nikon item number 73) |
| AOI4 | -21.752 | -35.191 | 0.169 | AOI4 (Nikon item number 74) |
| AOI5 | -27.404 | -34.392 | -4.448 | AOI5 (Nikon item number 75) |
| AOI6 | -46.584 | -42.231 | 1.339 | AOI6 (Nikon item number 76) |
| 12 | -23.049 | -35.079 | 0.244 | 12 (Nikon item number 77) |
| 13 | -24.437 | -34.398 | 0.194 | 13 (Nikon item number 78) |
| 14 | -26.573 | -34.149 | -6.300 | 14 (Nikon item number 79) |
| 15 | -29.246 | -38.103 | -6.301 | 15 (Nikon item number 80) |
| 16 | -35.851 | -39.801 | 0.407 | 16 (Nikon item number 81) |
| 17 | -79.409 | -18.205 | 1.343 | 17 (Nikon item number 82) |
| V1 | -45.835 | -41.177 | 1.075 | V1 (Nikon item numbers 34 – 36) |
| | -48.888 | -35.921 | 0.823 | |
| | -52.931 | -44.986 | 0.786 | |
| V4 | -27.126 | -13.907 | 0.106 | V4 (Nikon item numbers 37 – 40) |
| | -27.013 | -20.877 | -0.030 | |
| | -37.253 | -14.044 | 0.020 | |
| | -36.880 | -20.781 | -0.076 | |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|------------------------------|
| 20 | 42.994 | -24.712 | 0.120 | TM1 |
| | 41.537 | -24.742 | 0.100 | |
| | 40.446 | -25.219 | 0.124 | |
| | 35.936 | -26.496 | -0.165 | |
| | 21.361 | -31.280 | -0.212 | |
| | 33.989 | -26.788 | -0.165 | |
| | 19.792 | -31.684 | -0.024 | |
| | 18.636 | -31.996 | 0.072 | |
| | 16.411 | -32.589 | -0.029 | |
| | 15.411 | -32.843 | 0.031 | |
| | 10.893 | -33.463 | -0.053 | |
| | 9.274 | -33.736 | -0.016 | |
| | 7.618 | -34.488 | 0.028 | |
| | 3.667 | -35.509 | -0.163 | |
| | -0.026 | -36.090 | -0.143 | |
| | -2.901 | -36.559 | -0.058 | |
| | -5.885 | -37.259 | -0.002 | |
| | -7.556 | -37.446 | 0.005 | |
| | -9.590 | -37.986, | 0.056 | |
| | -11.568 | -38.112 | 0.090 | |
| | 35.089 | -21.981 | -0.180 | (Nikon item numbers 41 – 61) |
| 21 | 35.115 | -21.997 | -0.179 | TM2 |
| | 32.514 | -22.898 | -0.184 | |
| | 29.065 | -23.876 | -0.158 | |
| | 24.898 | -25.320 | -0.262 | (Nikon item numbers 62 – 72) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|------------------------------|
| 21 | 21.161 | -26.215 | -0.285 | TM2 |
| | 14.546 | -28.022 | -0.241 | |
| | 7.557 | -29.450 | -0.239 | |
| | -1.612 | -31.586 | -0.256 | |
| | -5.856 | -32.2232 | -0.288 | |
| | -14.375 | -33.481 | -0.006 | |
| | -15.966 | -33.643 | 0.006 | (Nikon item numbers 62 – 72) |
| 22 | -14.384 | -20.826 | 0.025 | TM3 |
| | -37.939 | -19.948 | -0.093 | (Nikon item numbers 83 – 84) |
| 23 | -37.187 | -14.440 | -0.010 | TM4 |
| | -16.833 | -14.974 | 0.125 | (Nikon item numbers 85 – 86) |

The following measurements were recorded in a **second set** of measurements; labeled 14-79187A in the Nikon Pulse Laser system. The Nikon Pulse Laser system was placed on RP2 and oriented by recording previously recorded reference points.

| | | | | |
|------------|----------|---------|--------|---------------------------|
| RP2 | 0.000 | 0.000 | 0.000 | RP2 (Nikon item number 1) |
| RP1 | -358.628 | -4.616 | -0.748 | RP1 (Nikon item number 2) |
| RP3 | 155.077 | -32.064 | 0.591 | RP3 (Nikon item number 3) |
| RP6 | 35.169 | 26.503 | -1.475 | LP3 (Nikon item number 6) |
| RP7 | 210.570 | -23.640 | 0.558 | LP4 (Nikon item number 4) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS (continued):Physical Evidence:*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|-----------------------------|
| AOI1 | - ,27.542 | 36.543 | -5.004 | AOI1 (Nikon item number 60) |
| AOI2 | -35.935 | 27.542 | -5.596 | AOI2 (Nikon item number 59) |
| 1 | -42.761 | 14.142 | -0.125 | 1 (Nikon item number 44) |
| 2 | -41.713 | 14.567 | -0.161 | 2 (Nikon item number 45) |
| 3 | -44.085 | 24.135 | -0.563 | 3 (Nikon item number 50) |
| 4 | -15.988 | 21.777 | -0.295 | 4 (Nikon item number 41) |
| 5 | -15.170 | 24.228 | -0.329 | 5 (Nikon item number 40) |
| 6 | 1.334 | 11.567 | -0.047 | 6 (Nikon item number 62) |
| 7 | 3.338 | 11.886 | 0.035 | 7 (Nikon item number 61) |
| 8 | 21.742 | 34.522 | 0.280 | 8 (Nikon item number 35) |
| 9 | 21.065 | 36.400 | 0.289 | 9 (Nikon item number 37) |
| 10 | -3.170 | 61.476 | 1.719 | 10 (Nikon item number 39) |
| 11 | -2.205 | 61.691 | 1.819 | 11 (Nikon item number 38) |
| 18 | -22.265 | 28.433 | 0.023 | 18 (Nikon item number 43) |
| 19 | -26.171 | 26.565 | -0.011 | 19 (Nikon item number 42) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|---|
| 24 | -62.594 | 14.178 | -0.161 | TM5 (Nikon item numbers 51 – 55) |
| | -56.877 | 16.444 | -0.247 | |
| | -50.737 | 18.417 | -0.329 | |
| | -42.773 | 22.273 | -0.431 | |
| | -35.447 | 21.263 | -0.349 | |
| 25 | -37.262 | 19.758 | -0.315 | TM6 (Nikon item number 56) |
| 26 | -21.016 | 30.089 | 0.030 | TM7 |
| | -20.316 | 30.261 | 0.016 | (Nikon item numbers 57 – 58) |
| 27 | 102.342 | -10.210 | 0.309 | TM8 (Nikon item numbers 63 – 69) |
| | 92.205 | -5.884 | 0.350 | |
| | 0.000 | 0.000 | -2.000 | |
| | 76.995 | 1.463 | 0.381 | |
| | 60.503 | 9.547 | 0.178 | |
| | 48.838 | 16.136 | -0.027 | |
| | 37.905 | 22.001 | -0.158 | |
| 28 | 117.505 | -23.166 | 0.378 | TM9 (Nikon item numbers 70 – 76) |
| | 103.617 | -17.244 | 0.312 | |
| | 87.839 | -9.665 | 0.263 | |
| | 69.541 | -0.664 | 0.290 | |
| | 57.354 | 6.471 | 0.257 | |
| | 41.714 | 14.136 | 0.085 | |
| | 32.092 | 19.807 | -0.100 | |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|--------------------------------|
| 29 | 42.718 | 9.693 | 0.328 | TM10 |
| | 32.455 | 14.617 | 0.081 | |
| | 27.451 | 18.947 | -0.051 | |
| | 24.975 | 23.751 | -0.244 | (Nikon item numbers 83 – 86) |
| 30 | 46.879 | 8.771 | 0.299 | TM11 |
| | 37.335 | 11.229 | 0.256 | |
| | 27.700 | 16.395 | 0.023 | |
| | 21.078 | 24.365 | -0.335 | (Nikon item numbers 87 – 90) |
| 31 | 48.236 | 2.383 | 0.261 | TM12 |
| | 36.602 | 5.664 | 0.282 | |
| | 26.624 | 10.530 | 0.238 | |
| | 19.115 | 17.400 | -0.016 | |
| | 15.788 | 24.375 | -0.254 | |
| | 15.731 | 33.524 | 0.154 | (Nikon item numbers 77 – 82) |
| 32 | 21.923 | 25.462 | -0.395 | TM13 |
| | 19.552 | 29.850 | -0.020 | |
| | 14.511 | 32.217 | 0.126 | |
| | 10.479 | 34.615 | 0.175 | (Nikon item numbers 91 – 94) |
| 33 | 20.249 | 25.672 | -0.428 | TM14 |
| | 18.056 | 29.719 | -0.063 | |
| | 16.638 | 32.543 | 0.135 | |
| | 14.410 | 34.491 | 0.183 | (Nikon item numbers 100 – 103) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|------------------------------|
| 34 | 6.598 | 33.488 | 0.121 | TM15 |
| | 9.624 | 32.512 | 0.108 | |
| | 12.853 | 31.015 | 0.088 | |
| | 16.514 | 28.793 | -0.152 | |
| | 19.358 | 25.967 | -0.312 | (Nikon item numbers 95 – 99) |
| V2 | 197.752 | -31.842 | 0.457 | V2 |
| | 186.457 | -28.449 | 0.382 | |
| | 195.899 | -38.315 | 0.623 | |
| | 184.309 | -34.784 | 0.692 | (Nikon item numbers 7 – 10) |
| V3 | -5.073 | 16.430 | -0.114 | V3 |
| | -1.966 | 10.580 | -0.021 | |
| | 3.545 | 20.789 | -0.194 | |
| | 6.508 | 15.033 | 0.009 | (Nikon item numbers 31 – 34) |
| V5 | 229.376 | -30.164 | 0.103 | V5 |
| | 228.070 | -35.964 | 0.351 | |
| | 235.667 | -37.379 | 0.348 | |
| | 237.184 | -31.916 | 0.199 | (Nikon item numbers 15 – 18) |
| V6 | 199.665 | -29.801 | 0.344 | V6 |
| | 191.184 | -27.820 | 0.370 | |
| | 192.465 | -21.914 | 0.071 | |
| | 200.866 | -23.942 | 0.025 | (Nikon item numbers 11 – 14) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|------------------------------|
| V8 | -268.143 | 4.739 | -0.674 | V8 |
| | -257.634 | 5.509 | -0.644 | |
| | -257.782 | 12.313 | -0.968 | |
| | -268.733 | 11.674 | -0.983 | (Nikon item numbers 46 – 49) |

The following measurements were recorded in a **third set** of measurements; labeled 14-79187B in the Nikon Pulse Laser system. The Nikon Pulse Laser system was [REDACTED] on RP3 and oriented by recording previously recorded reference points.

| | | | | |
|------------|---------|--------|--------|---------------------------|
| RP2 | 0.000 | 0.000 | 0.000 | RP2 (Nikon item number 1) |
| RP3 | 158.446 | -4.545 | 0.705 | RP3 (Nikon item number 3) |
| RP6 | 30.097 | 32.139 | -1.142 | LP3 (Nikon item number 2) |

Physical Evidence:

| | | | | |
|-----------|--------|--------|-------|-----------------------------|
| 33 | 5.415 | 37.721 | 0.219 | TM14 (Nikon item number 4) |
| 35 | 15.260 | 48.283 | 1.008 | TM16 |
| | 10.936 | 51.970 | 1.228 | |
| | 6.791 | 53.199 | 1.425 | |
| | 1.072 | 52.227 | 1.335 | (Nikon item numbers 5 – 8) |
| 36 | 0.039 | 56.076 | 1.580 | TM17 |
| | -3.648 | 55.270 | 1.616 | |
| | -7.266 | 53.397 | 1.516 | (Nikon item numbers 9 – 13) |

PHYSICAL EVIDENCEPHYSICAL EVIDENCE MEASUREMENTS:Physical Evidence (continued):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|------------------------------|
| 36 | -19.524 | 39.852 | 0.533 | TM17 |
| | -25.788 | 32.120 | 0.059 | (Nikon item numbers 9 – 13) |
| 37 | 0.220 | 20.393 | -0.177 | TM18 |
| | -2.771 | 16.902 | -0.110 | |
| | -7.533 | 13.663 | -0.027 | |
| | 9.857 | 12.596 | -0.053 | |
| | -14.634 | 10.669 | -0.043 | |
| | -6.000 | 10.449 | -0.022 | (Nikon item numbers 38 – 43) |
| 38 | -6.135 | 10.379 | -0.021 | TM19 |
| | -8.996 | 9.088 | -0.059 | (Nikon item numbers 44 – 45) |

PHYSICAL EVIDENCE DESCRIPTIONS:

The physical evidence described in this section corresponds with the numbered items in the Physical Evidence Measurement List and Physical Evidence Diagram.

Item AOI1:

This item is the first Area of Impact (AOI1) between Vehicle 1 and a wood fence. AOI1 is located approximately 400.37 feet east of the west curb of the Ventura Road (Frontage Road) and 10.57 feet north of the prolongation of the north curb of [REDACTED] (Nikon item number 60 from the second set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item AOI2:

This item is the first Area of Impact (AOI2) between Vehicle 1 and a tree. AOI1 is located approximately 384.95 feet east of the west curb of the Ventura Road (Frontage Road) and 2.44 feet north of the prolongation of the north curb of [REDACTED] [REDACTED] (Nikon item number 59 from the second set of measurements)

Item AOI3:

This item is the first Area of Impact (AOI3) between Vehicle 1 and a fire hydrant. AOI1 is located approximately 71.84 feet east of the west curb of the Ventura Road (Frontage Road) and 45.76 feet south of the prolongation of the north curb of [REDACTED] [REDACTED] (Nikon item number 73 from the first set of measurements)

Item AOI4:

This item is the first Area of Impact (AOI4) between Vehicle 1 and a mail box. AOI1 is located approximately 36.56 feet east of the west curb of the Ventura Road (Frontage Road) and 44.34 feet south of the prolongation of the north curb of [REDACTED] [REDACTED] (Nikon item number 74 from the first set of measurements)

Item AOI5:

This item is the first Area of Impact (AOI5) between Vehicle 1 and a tree. AOI1 is located approximately 31.11 feet east of the west curb of the Ventura Road (Frontage Road) and 43.11 feet south of the prolongation of the north curb of [REDACTED] [REDACTED] (Nikon item number 75 from the first set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item AOI6:

This item is the first Area of Impact (AOI6) between Vehicle 1 and a concrete block wall. AOI1 is located approximately 12.05 feet east of the west curb of the Ventura Road (Frontage Road) and 48.05 feet south of the prolongation of the north curb of [REDACTED] [REDACTED] (Nikon item number 76 from the first set of measurements)

Item1:

This item is broken glass (1) located in the street in front of 1341 [REDACTED] [REDACTED] (Nikon item number 44 from the second set of measurements)

Item 2:

This item is a red piece of plastic (2) located in the street in front of 1341 [REDACTED] [REDACTED] (Nikon item number 45 from the second set of measurements)

Item 3:

This item is .45 caliber casing (3). (Nikon item number 50 from the second set of measurements)

Item 4:

This item is a .45 caliber casing (4). (Nikon item number 41 from the second set of measurements)

Item 5:

This item is a .45 caliber casing (5). (Nikon item number 40 from the second set of measurements)

Item 6:

This item is Claritin Reditabs box (6). (Nikon item number 62 from the second set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item 7:

This item is a .black baseball cap (7). (Nikon item number 61 from the second set of measurements)

Item 8:

This item is a .45 caliber casing (8). (Nikon item number 35 from the second set of measurements)

Item 9:

This item is a red vehicle part (9). (Nikon item number 37 from the second set of measurements)

Item 10:

This item is a black police Tactical Door Jam (10). (Nikon item number 39 from the second set of measurements)

Item 11:

This item is a black steel pry bar (11). (Nikon item number 38 from the second set of measurements)

Item 12:

This item is a mail box post (12). (Nikon item number 77 from the first set of measurements)

Item 13:

This item is the rear vehicle mirror (13) of a vehicle. (Nikon item number 78 from the first set of measurements)

PHYSICAL EVIDENCE**PHYSICAL EVIDENCE DESCRIPTIONS (continued):****Item 14:**

This item is the driver side rear view mirror (14) from Vehicle 1. (Nikon item number 797 from the first set of measurements)

Item 15:

This item is a black rusted mail box (15). (Nikon item number 80 from the first set of measurements)

Item 16:

This item is a passenger side rear view mirror (16) from Vehicle 1. (Nikon item number 81 from the first set of measurements)

Item 17:

This item is a spent bullet (17). (Nikon item number 82 from the first set of measurements)

Item 18:

This item is broken glass (18). (Nikon item number 43 from the second set of measurements)

Item 19:

This item is broken glass (19). (Nikon item numbers 42 from the second set of measurements)

Item 20:

This item is a tire mark (TM1) left by Vehicle 1. (Nikon item numbers 41 – 61 from the first set of measurements)

PHYSICAL EVIDENCE**PHYSICAL EVIDENCE DESCRIPTIONS (continued):****Item 21:**

This item is a tire mark (TM2) left by Vehicle 1. (Nikon item numbers 62 – 72 from the first set of measurements)

Item 22:

This item is a tire mark (TM3) left by Vehicle 4 (V4). (Nikon item numbers 83 – 84 from the first set of measurements)

Item 23:

This item is a tire mark (TM4) left by Vehicle 4.(V4) (Nikon item numbers 85 – 86 from the first set of measurements)

Item 24:

This item is a tire mark (TM5) left by Vehicle 1. (Nikon item numbers 51 – 55 from the second set of measurements)

Item 25:

This item is a tire mark (TM6) left by Vehicle 1. (Nikon item numbers 25 from the second set of measurements)

Item 26:

This item is a tire mark (TM7) left by Vehicle 1. (Nikon item numbers 57 – 58 from the second set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item 27:

This item is a tire mark (TM8) left by Vehicle 2. (Nikon item numbers 63 – 69 from the second set of measurements)

Item 28:

This item is a tire mark (TM9) left by Vehicle 2. (Nikon item numbers 70 – 76 from the second set of measurements)

Item 29:

This item is a tire mark (TM10) left by Vehicle 1. (Nikon item numbers 83 – 86 from the second set of measurements)

Item 30:

This item is a tire mark (TM11) left by Vehicle 1. (Nikon item numbers 87 – 90 from the second set of measurements)

Item 31:

This item is a tire mark (TM12) left by Vehicle 1. (Nikon item numbers 77 – 82 from the second set of measurements)

Item 32:

This item is a tire mark (TM13) left by Vehicle 1. (Nikon item numbers 91 – 94 from the second set of measurements)

PHYSICAL EVIDENCE**PHYSICAL EVIDENCE DESCRIPTIONS (continued):****Item 33:**

This item is a tire mark (TM14) left by Vehicle 1. (Nikon item numbers 100 – 103 from the second set of measurements and Nikon item number 4 from the third set of measurements)

Item 34:

This item is a tire mark (TM15) left by Vehicle 1. (Nikon item numbers 95 – 99 from the second set of measurements)

Item 35:

This item is a tire mark (TM16) left by Vehicle 1. (Nikon item numbers 5 – 8 from the third set of measurements)

Item 36:

This item is a tire mark (TM17) left by Vehicle 1. (Nikon item numbers 9 – 13 from the third set of measurements)

Item 37:

This item is a tire mark (TM18) left by Vehicle 3 (V3). (Nikon item numbers 38 – 43 from the third set of measurements)

Item 38:

This item is a tire mark (20) left by Vehicle 3 (V3). (Nikon item numbers 44 – 45 from the third set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item V1:

This item V1 is a blue 2009 Scion XB four door, California License Plate [REDACTED]. Vehicle 1 (V1) was located upright on its wheels facing in a westerly direction in the front lawn of [REDACTED] (Nikon item numbers 34 – 36 from the first set of measurements)

Item V2:

This item (V2) is a Camarillo Police Department unmarked vehicle. It is a black 2012 Chevrolet Silverado, California License Plate [REDACTED]. Vehicle 2 (V2) was located upright on its wheels facing in a westerly direction in the westbound lane of [REDACTED] (Nikon item numbers 7 – 10 from the second set of measurements)

Item V3:

This item (V3) is a Camarillo Police Department unmarked vehicle. It is a silver 2014 Jeep Cherokee Laredo, California License Plate [REDACTED]. Vehicle 3 (V3) was located upright on its wheels facing in a north-easterly direction in the westbound lane of [REDACTED] (Nikon item numbers 31 – 34 from the second set of measurements)

Item V4:

This item (V4) is a Camarillo Police Department unmarked vehicle. It is a white 2011 GMC Acadia SUV, California License Plate [REDACTED]. Vehicle 4 (V4) was located upright on its wheels facing in a westerly direction in the eastbound lane of [REDACTED] (Nikon item numbers 37 – 40 from the first set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DESCRIPTIONS (continued):Item V5:

This item (V5) is a black 1998 Volkswagen Bug, California License [REDACTED]
[REDACTED] Vehicle 5 (V5) was located upright on its wheels facing in a westerly direction parked on the north curb of [REDACTED] at [REDACTED] Circle. (Nikon item numbers 15 – 18 from the second set of measurements)

Item V6:

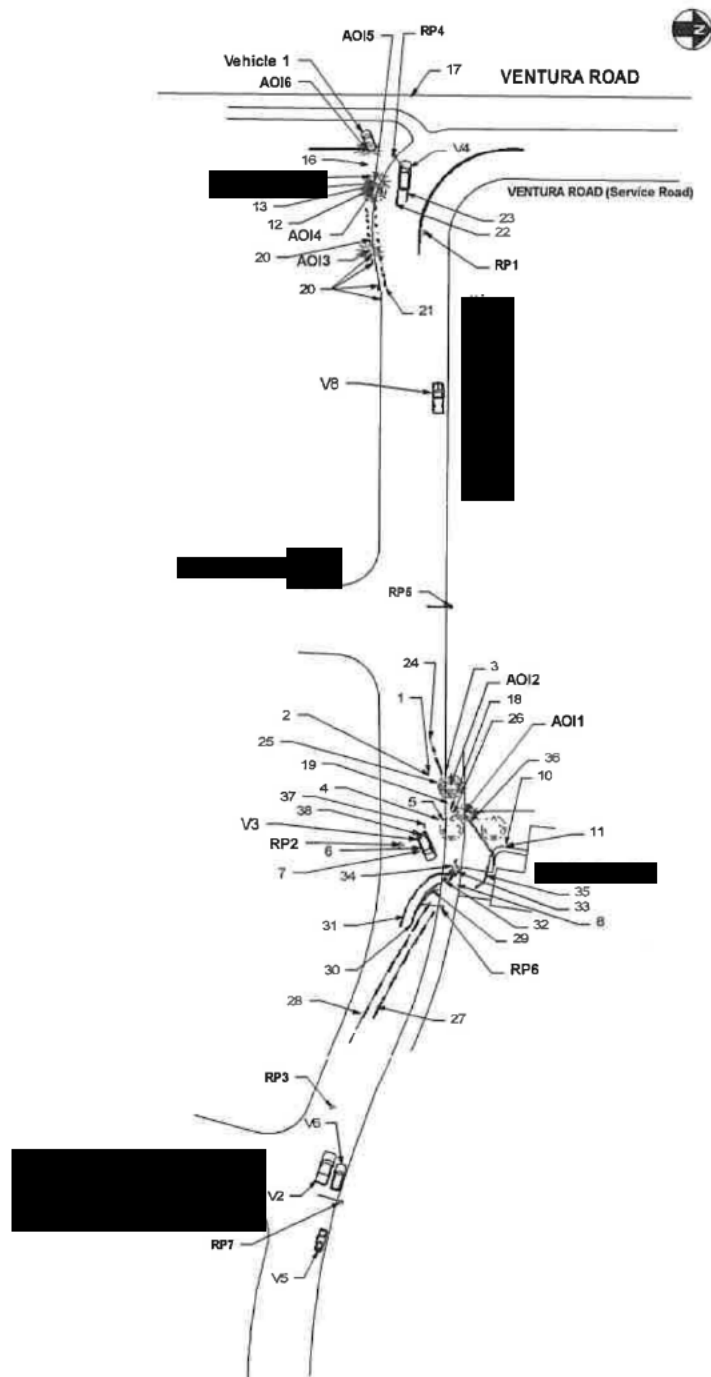
This item (V6) is a Grey 1993 Nissan Pathfinder, California License Plate [REDACTED]
[REDACTED] Vehicle 6 (V6) was located upright on its wheels facing in a westerly direction parked on the north curb of [REDACTED] at [REDACTED] Circle. (Nikon item numbers 11 – 14 from the second set of measurements)

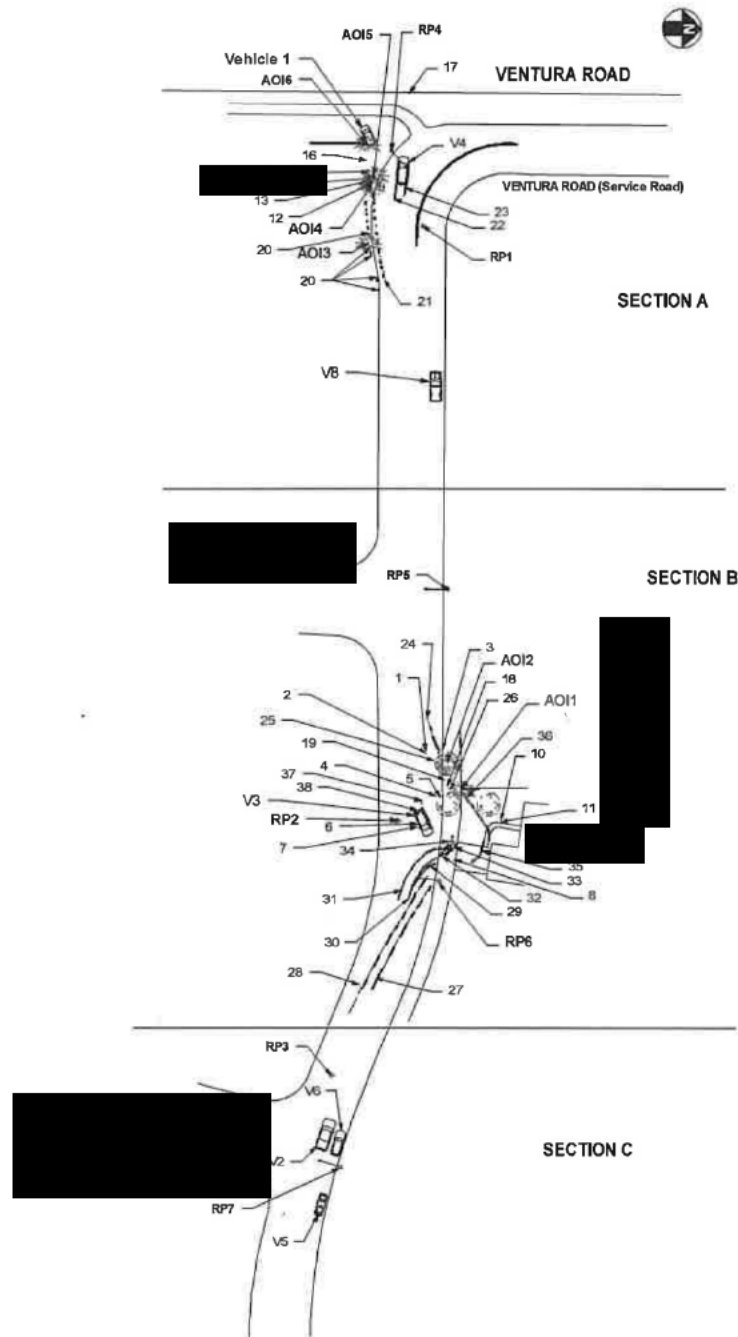
Item V7:

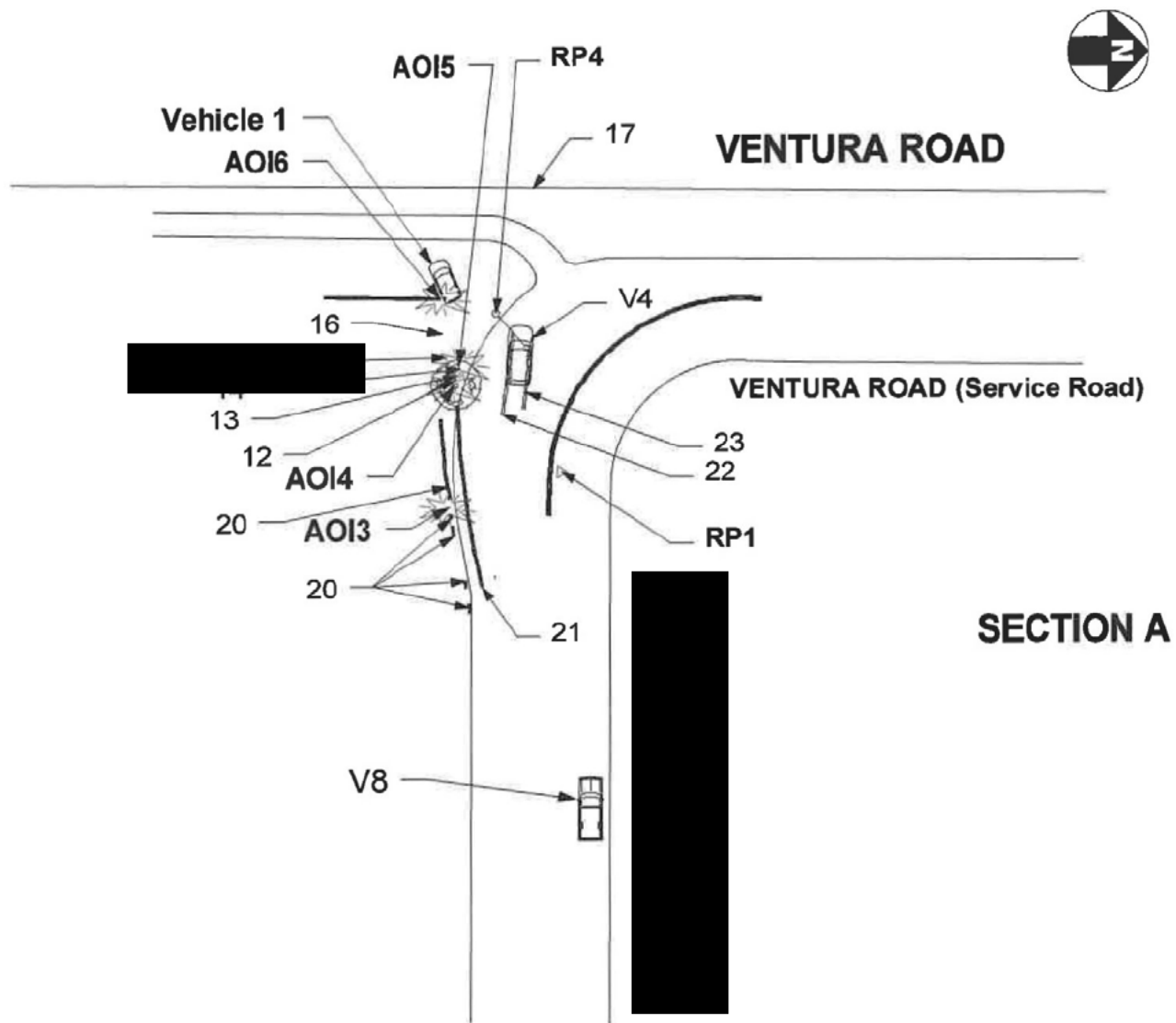
This item (V7) is a 1996 Volkswagen Jetta, California License Plate [REDACTED]
[REDACTED] Vehicle 7 (V7) was located upright on its wheels facing in an easterly direction parked on the south curb of [REDACTED] east of [REDACTED] Court. This vehicle was not measured.

Item V8:

This item (V8) is a Silver 2006 Dodge pick-up truck, California License Plate [REDACTED]
[REDACTED] Vehicle 8 (V8) was located upright on its wheels facing in a westerly direction parked on the north curb of [REDACTED] west of [REDACTED] Court. (Nikon item numbers 46 – 49 from the second set of measurements)

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DISTANCES DIAGRAM:Over-all Diagram:

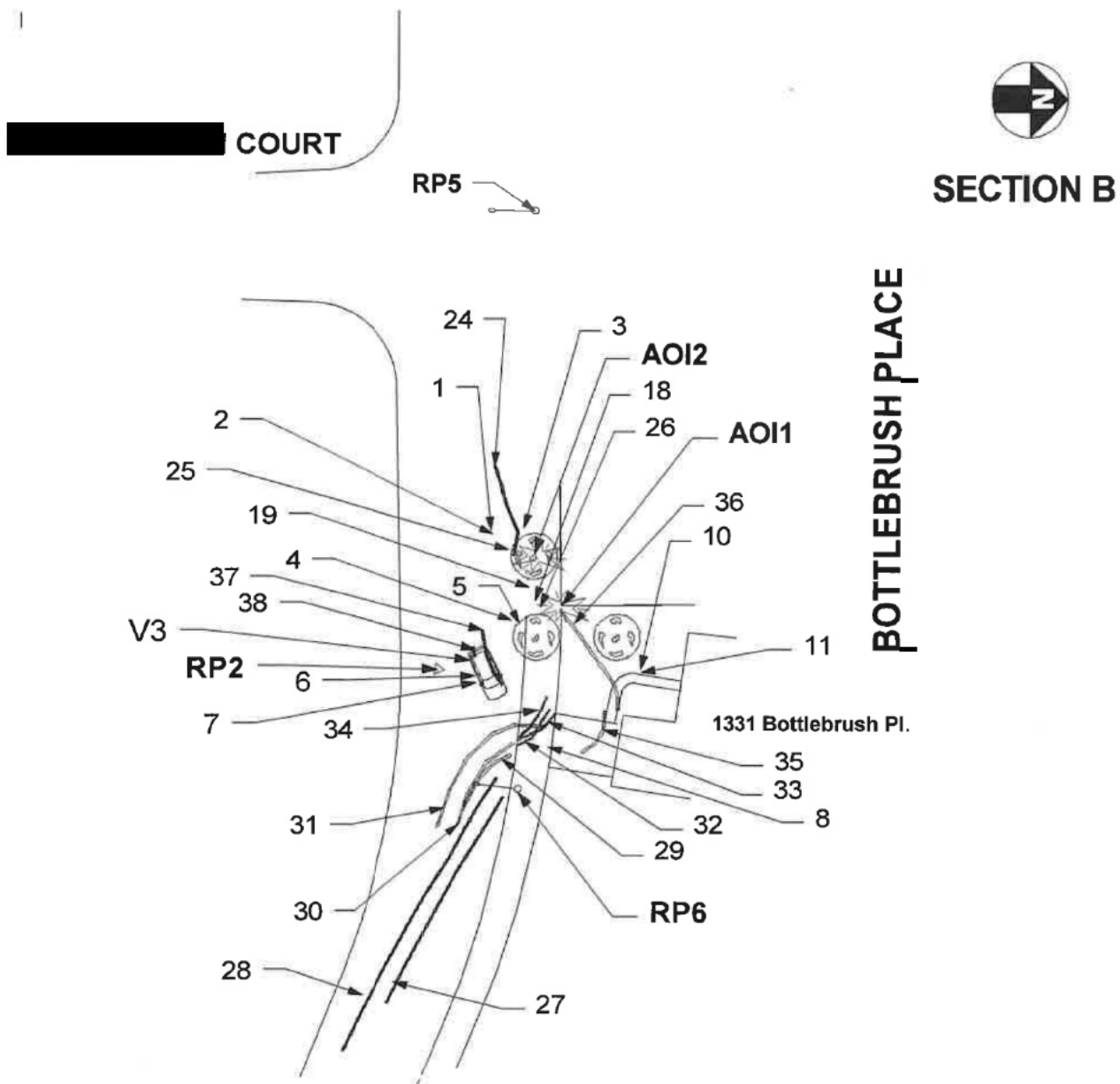
PHYSICAL EVIDENCEPHYSICAL EVIDENCE DISTANCES DIAGRAM (continued):Evidence (overall in Sections):

PHYSICAL EVIDENCEPHYSICAL EVIDENCE DISTANCES DIAGRAM (continued):Evidence (Section A):

PHYSICAL EVIDENCE

PHYSICAL EVIDENCE DISTANCES DIAGRAM (continued):

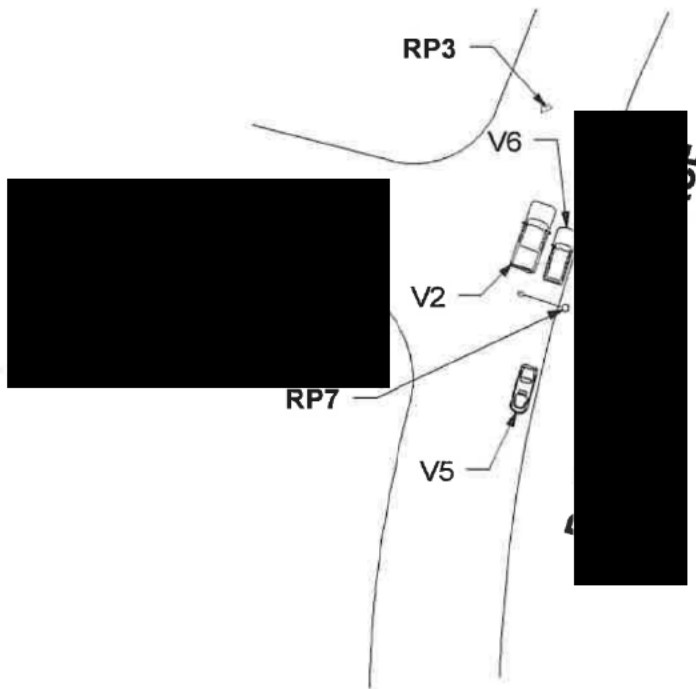
Evidence (Section B):



PHYSICAL EVIDENCE

PHYSICAL EVIDENCE DISTANCES DIAGRAM (continued):

Evidence (Section C):



SECTION C

PHYSICAL EVIDENCENIKON PULSE LASER 332 TOTAL STATION PRINTOUTS:Nikon Measurements (14-79187 – FIRST SET):*(Measurement in feet)*

| <u>ITEM</u> | <u>RL1</u> | <u>RL2</u> | <u>ELEVATION</u> | <u>DESCRIPTION</u> |
|-------------|------------|------------|------------------|--------------------|
| 1 | 0.000 | 0.000 | 0.000 | RP1 |
| 2 | 358.208 | 17.972 | 1.624 | RP2 |
| 3 | 392.277 | 45.841 | 1.776 | LP3 |
| 4 | 216.651 | 33.798 | 0.329 | LP2 |
| 5 | 320.734 | 41.403 | 0.020 | CL1 |
| 6 | 273.562 | -2.931 | 0.092 | CL2 |
| 7 | 257.271 | -11.901 | -0.025 | CL2 |
| 8 | 250.827 | -30.131 | -0.259 | CL2 |
| 9 | 208.068 | -23.676 | -0.314 | CL2 |
| 10 | 202.441 | -16.886 | -0.222 | CL2 |
| 11 | 183.887 | -11.225 | -0.058 | CL2 |
| 12 | 37.938 | -24.884 | -0.390 | CL2 |
| 13 | 17.846 | -30.280 | -0.450 | CL2 |
| 14 | 6.686 | -32.770 | -0.525 | CL2 |
| 15 | -13.265 | -33.605 | -0.491 | CL2 |
| 16 | -33.664 | -28.577 | -0.540 | CL2 |
| 17 | -50.712 | -16.560 | -0.662 | CL2 |
| 18 | -55.261 | -15.275 | -0.381 | CL2 |
| 19 | -61.810 | -21.962 | -0.233 | CL2 |
| 20 | -63.621 | -30.738 | -0.211 | CL2 |
| 21 | -70.734 | -28.848 | -0.462 | CL2 |
| 22 | -68.705 | -19.321 | -0.518 | CL2 |
| 23 | -59.914 | -7.240 | -0.463 | CL2 |
| 24 | -59.253 | -5.226 | -0.506 | CL2 |

| | | | | |
|----|---------|----------|--------|-----|
| 25 | -59.538 | -2.698 | -0.579 | CL2 |
| 26 | -61.505 | 3.461 | -0.628 | CL2 |
| 27 | -62.322 | 10.171 | -0.594 | CL2 |
| 28 | -65.532 | 46.509 | -0.792 | CL2 |
| 29 | -37.062 | 60.685 | -0.895 | CL1 |
| 30 | -36.234 | 48.847 | -0.746 | CL1 |
| 31 | -22.401 | 19.245 | -0.566 | CL1 |
| 32 | 2.214 | 11.723 | -0.593 | CL1 |
| 33 | 12.355 | 12.538 | -0.607 | CL1 |
| 34 | -45.835 | -41.177 | 1.075 | V1 |
| 35 | -48.888 | -35.921 | 0.823 | V1 |
| 36 | -52.931 | -44.986 | 0.786 | V1 |
| 37 | -27.126 | -13.907 | 0.106 | V4 |
| 38 | -27.013 | -20.877 | -0.030 | V4 |
| 39 | -37.253 | -14.044 | 0.020 | V4 |
| 40 | -36.880 | -20.781 | -0.076 | V4 |
| 41 | 42.994 | -24.712 | 0.120 | TM1 |
| 42 | 41.537 | -24.742 | 0.100 | TM1 |
| 43 | 40.446 | -25.219 | 0.124 | TM1 |
| 44 | 35.936 | -26.496 | -0.165 | TM1 |
| 45 | 21.361 | -31.280 | -0.212 | TM1 |
| 46 | 33.989 | -26.788 | -0.165 | TM1 |
| 47 | 19.792 | -31.684 | -0.024 | TM1 |
| 48 | 18.636 | -31.996 | 0.072 | TM1 |
| 49 | 16.411 | -32.589 | -0.029 | TM1 |
| 50 | 15.411 | -32.843 | 0.031 | TM1 |
| 51 | 10.893 | -33.463 | -0.053 | TM1 |
| 52 | 9.274 | -33.736 | -0.016 | TM1 |
| 53 | 7.618 | -34.488 | 0.028 | TM1 |
| 54 | 3.667 | -35.509 | -0.163 | TM1 |
| 55 | -0.026 | -36.090 | -0.143 | TM1 |
| 56 | -2.901 | -36.559 | -0.058 | TM1 |
| 57 | -5.885 | -37.259 | -0.002 | TM1 |
| 58 | -7.556 | -37.446 | 0.005 | TM1 |
| 59 | -9.590 | -37.986, | 0.056 | TM1 |

| | | | | |
|----|---------|----------|--------|------|
| 60 | -11.568 | -38.112 | 0.090 | TM1 |
| 61 | 35.089 | -21.981 | -0.180 | TM1 |
| 62 | 35.115 | -21.997 | -0.179 | TM2 |
| 63 | 32.514 | -22.898 | -0.184 | TM2 |
| 64 | 29.065 | -23.876 | -0.158 | TM2 |
| 65 | 24.898 | -25.320 | -0.262 | TM2 |
| 66 | 21.161 | -26.215 | -0.285 | TM2 |
| 67 | 14.546 | -28.022 | -0.241 | TM2 |
| 68 | 7.557 | -29.450 | -0.239 | TM2 |
| 69 | -1.612 | -31.586 | -0.256 | TM2 |
| 70 | -5.856 | -32.2232 | -0.288 | TM2 |
| 71 | -14.375 | -33.481 | -0.006 | TM2 |
| 72 | -15.966 | -33.643 | 0.006 | TM2 |
| 73 | 13.406 | -33.367 | -0.061 | AOI3 |
| 74 | -21.752 | -35.191 | 0.169 | AOI4 |
| 75 | -27.404 | -34.392 | -4.448 | AOI5 |
| 76 | -46.584 | -42.231 | 1.339 | AOI6 |
| 77 | -23.049 | -35.079 | 0.244 | 12 |
| 78 | -24.437 | -34.398 | 0.194 | 13 |
| 79 | -26.573 | -34.149 | -6.300 | 14 |
| 80 | -29.246 | -38.103 | -6.301 | 15 |
| 81 | -35.851 | -39.801 | 0.407 | 16 |
| 82 | -79.409 | -18.205 | 1.343 | 17 |
| 83 | -14.384 | -20.826 | 0.025 | TM3 |
| 84 | -37.939 | -19.948 | -0.093 | TM3 |
| 85 | -37.187 | -14.440 | -0.010 | TM4 |
| 86 | -16.833 | -14.974 | 0.125 | TM4 |
| 87 | -43.152 | -25.324 | 0.077 | LP1 |
| 88 | 13.040 | -4.859 | 0.235 | LL |
| 89 | 6.832 | -5.403 | 0.198 | LL |
| 90 | -4.492 | -5.699 | 0.323 | LL |
| 91 | -33.897 | 5.862 | 0.124 | LL |
| 92 | -49.568 | 27.216 | -0.186 | LL |
| 93 | -54.073 | 49.515 | -0.430 | LL |

14-79187A – SECOND SET of Measurements

| | | | | |
|----|----------|---------|--------|-----|
| 1 | 0.000 | 0.000 | 0.000 | RP2 |
| 2 | -358.628 | -4.616 | -0.748 | RP1 |
| 3 | 155.077 | -32.064 | 0.591 | RP3 |
| 4 | 210.570 | -23.640 | 0.558 | LP4 |
| 5 | 35.169 | 26.503 | -1.475 | LP4 |
| 6 | 35.169 | 26.503 | -1.475 | LP3 |
| 7 | 197.752 | -31.842 | 0.457 | V2 |
| 8 | 186.457 | -28.449 | 0.382 | V2 |
| 9 | 195.899 | -38.315 | 0.623 | V2 |
| 10 | 184.309 | -34.784 | 0.692 | V2 |
| 11 | 199.665 | -29.801 | 0.344 | V6 |
| 12 | 191.184 | -27.820 | 0.370 | V6 |
| 13 | 192.465 | -21.914 | 0.071 | V6 |
| 14 | 200.866 | -23.942 | 0.025 | V6 |
| 15 | 229.376 | -30.164 | 0.103 | V5 |
| 16 | 228.070 | -35.964 | 0.351 | V5 |
| 17 | 235.667 | -37.379 | 0.348 | V5 |
| 18 | 237.184 | -31.916 | 0.199 | V5 |
| 19 | 246.784 | -32.581 | 0.040 | CL1 |
| 20 | 216.106 | -27.146 | 0.022 | CL1 |
| 21 | 180.513 | -18.018 | -0.052 | CL1 |
| 22 | 144.495 | -6.414 | -0.103 | CL1 |
| 23 | 119.571 | 3.273 | -0.263 | CL1 |
| 24 | 94.141 | 12.396 | -0.326 | CL1 |
| 25 | 75.196 | 17.332 | -0.320 | CL1 |
| 26 | 48.592 | 22.367 | -0.349 | CL1 |
| 27 | 28.573 | 24.926 | -0.431 | CL1 |
| 28 | 8.440 | 26.150 | -0.521 | CL1 |
| 29 | -2.397 | 26.350 | -0.528 | CL1 |
| 30 | -17.547 | 26.060 | -0.553 | CL1 |
| 31 | -5.073 | 16.430 | -0.114 | V3 |
| 32 | -1.966 | 10.580 | -0.021 | V3 |
| 33 | 3.545 | 20.789 | -0.194 | V3 |

| | | | | |
|----|-----------|---------|--------|------|
| 34 | 6.508 | 15.033 | 0.009 | V3 |
| 35 | 21.742 | 34.522 | 0.280 | 8 |
| 36 | 21.096 | 36.454 | 0.292 | 8 |
| 37 | 21.065 | 36.400 | 0.289 | 9 |
| 38 | -2.205 | 61.691 | 1.819 | 11 |
| 39 | -3.170 | 61.476 | 1.719 | 10 |
| 40 | -15.170 | 24.228 | -0.329 | 5 |
| 41 | -15.988 | 21.777 | -0.295 | 4 |
| 42 | -26.171 | 26.565 | -0.011 | 19 |
| 43 | -22.265 | 28.433 | 0.023 | 18 |
| 44 | -42.761 | 14.142 | -0.125 | 1 |
| 45 | -41.713 | 14.567 | -0.161 | 2 |
| 46 | -268.143 | 4.739 | -0.674 | V8 |
| 47 | -257.634 | 5.509 | -0.644 | V8 |
| 48 | -257.782 | 12.313 | -0.968 | V8 |
| 49 | -268.733 | 11.674 | -0.983 | V8 |
| 50 | -44.085 | 24.135 | -0.563 | 3 |
| 51 | -62.594 | 14.178 | -0.161 | TM5 |
| 52 | -56.877 | 16.444 | -0.247 | TM5 |
| 53 | -50.737 | 18.417 | -0.329 | TM5 |
| 54 | -42.773 | 22.273 | -0.431 | TM5 |
| 55 | -35.447 | 21.263 | -0.349 | TM5 |
| 56 | -37.262 | 19.758 | -0.315 | TM6 |
| 57 | -21.016 | 30.089 | 0.030 | TM7 |
| 58 | -20.316 | 30.261 | 0.016 | TM7 |
| 59 | -35.935 | 27.542 | -5.596 | AOI2 |
| 60 | - ,27.542 | 36.543 | -5.004 | AOI1 |
| 61 | 3.338 | 11.886 | 0.035 | 7 |
| 62 | 1.334 | 11.567 | -0.047 | 6 |
| 63 | 102.342 | -10.210 | 0.309 | TM8 |
| 64 | 92.205 | -5.884 | 0.350 | TM8 |
| 65 | 0.000 | 0.000 | -2.000 | TM8 |
| 66 | 76.995 | 1.463 | 0.381 | TM8 |
| 67 | 60.503 | 9.547 | 0.178 | TM8 |
| 68 | 48.838 | 16.136 | -0.027 | TM8 |

| | | | | |
|-----|---------|---------|--------|------|
| 69 | 37.905 | 22.001 | -0.158 | TM8 |
| 70 | 117.505 | -23.166 | 0.378 | TM9 |
| 71 | 103.617 | -17.244 | 0.312 | TM9 |
| 72 | 87.839 | -9.665 | 0.263 | TM9 |
| 73 | 69.541 | -0.664 | 0.290 | TM9 |
| 74 | 57.354 | 6.471 | 0.257 | TM9 |
| 75 | 41.714 | 14.136 | 0.085 | TM9 |
| 76 | 32.092 | 19.807 | -0.100 | TM9 |
| 77 | 48.236 | 2.383 | 0.261 | TM12 |
| 78 | 36.602 | 5.664 | 0.282 | TM12 |
| 79 | 26.624 | 10.530 | 0.238 | TM12 |
| 80 | 19.115 | 17.400 | -0.016 | TM12 |
| 81 | 15.788 | 24.375 | -0.254 | TM12 |
| 82 | 15.731 | 33.524 | 0.154 | TM12 |
| 83 | 42.718 | 9.693 | 0.328 | TM10 |
| 84 | 32.455 | 14.617 | 0.081 | TM10 |
| 85 | 27.451 | 18.947 | -0.051 | TM10 |
| 86 | 24.975 | 23.751 | -0.244 | TM10 |
| 87 | 46.879 | 8.771 | 0.299 | TM11 |
| 88 | 37.335 | 11.229 | 0.256 | TM11 |
| 89 | 27.700 | 16.395 | 0.023 | TM11 |
| 90 | 21.078 | 24.365 | -0.335 | TM11 |
| 91 | 21.923 | 25.462 | -0.395 | TM13 |
| 92 | 19.552 | 29.850 | -0.020 | TM13 |
| 93 | 14.511 | 32.217 | 0.126 | TM13 |
| 94 | 10.479 | 34.615 | 0.175 | TM13 |
| 95 | 6.598 | 33.488 | 0.121 | TM15 |
| 96 | 9.624 | 32.512 | 0.108 | TM15 |
| 97 | 12.853 | 31.015 | 0.088 | TM15 |
| 98 | 16.514 | 28.793 | -0.152 | TM15 |
| 99 | 19.358 | 25.967 | -0.312 | TM15 |
| 100 | 20.249 | 25.672 | -0.428 | TM14 |
| 101 | 18.056 | 29.719 | -0.063 | TM14 |
| 102 | 16.638 | 32.543 | 0.135 | TM14 |
| 103 | 14.410 | 34.491 | 0.183 | TM14 |

14-79187B – THIRD SET of Measurements

| | | | | |
|----|---------|--------|--------|------|
| 1 | 0.000 | 0.000 | 0.000 | RP2 |
| 2 | 30.097 | 32.139 | -1.142 | LP3 |
| 3 | 158.446 | -4.545 | 0.705 | RP3 |
| 4 | 5.415 | 37.721 | 0.219 | TM14 |
| 5 | 15.260 | 48.283 | 1.008 | TM16 |
| 6 | 10.936 | 51.970 | 1.228 | TM16 |
| 7 | 6.791 | 53.199 | 1.425 | TM16 |
| 8 | 1.072 | 52.227 | 1.335 | TM16 |
| 9 | 0.039 | 56.076 | 1.580 | TM17 |
| 10 | -3.648 | 55.270 | 1.616 | TM17 |
| 11 | -7.266 | 53.397 | 1.516 | TM17 |
| 12 | -19.524 | 39.852 | 0.533 | TM17 |
| 13 | -25.788 | 32.120 | 0.059 | TM17 |
| 14 | 21.573 | 39.614 | 0.258 | DW |
| 15 | 5.254 | 37.893 | 0.048 | DW |
| 16 | 20.068 | 59.123 | 1.878 | DW |
| 17 | 3.898 | 56.799 | 1.535 | DW |
| 18 | 23.028 | 59.353 | 1.775 | H |
| 19 | .053 | 57.894 | 1.604 | H |
| 20 | -0.376 | 73.910 | 1.866 | H |
| 21 | -10.255 | 74.052 | 1.776 | WW |
| 22 | -13.151 | 73.632 | 1.885 | WW |
| 23 | -9.323 | 59.534 | 1.678 | WW |
| 24 | -8.699 | 57.651 | 1.559 | WW |
| 25 | -5.474 | 55.913 | 1.548 | WW |
| 26 | -12.224 | 59.149 | 1.704 | WW |
| 27 | -10.103 | 54.093 | 1.475 | WW |
| 28 | 4.101 | 56.026 | 1.548 | WW |
| 29 | -5.337 | 52.821 | 1.353 | WW |
| 30 | 4.217 | 53.159 | 1.295 | WW |
| 31 | -27.769 | 71.686 | 1.590 | H |
| 32 | -27.128 | 32.250 | 0.092 | F |

| | | | | |
|----|---------|--------|--------|------|
| 33 | -36.381 | 71.422 | 0.715 | F |
| 34 | -62.535 | 23.717 | 0.275 | F |
| 35 | -21.509 | 50.342 | 1.527 | T |
| 36 | -16.073 | 26.647 | 0.005 | T |
| 37 | -39.855 | 20.469 | 0.189 | T |
| 38 | 0.220 | 20.393 | -0.177 | TM18 |
| 39 | -2.771 | 16.902 | -0.110 | TM18 |
| 40 | -7.533 | 13.663 | -0.027 | TM18 |
| 41 | 9.857 | 12.596 | -0.053 | TM18 |
| 42 | -14.634 | 10.669 | -0.043 | TM18 |
| 43 | -6.000 | 10.449 | -0.022 | TM18 |
| 44 | -6.135 | 10.379 | -0.021 | TM19 |
| 45 | -8.996 | 9.088 | -0.059 | TM19 |

ARREST / SUSPECT REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000☐ GANG ☐ HATE ☐ UOF

Page 1 of 4

| | | | | | | | | |
|--|--|--|--|--|--|---|--------------|--|
| 1 CONNECTING REPORT NUMBERS 14-16529 & Oxnard PD 14-79187 | | 2 RD O | | 3 BEAT OXNA | | 4 RB NUMBER 140018009 | | |
| 5 TYPE OF REPORT <input type="checkbox"/> ARREST ADULT <input checked="" type="checkbox"/> ARREST JUVENILE <input type="checkbox"/> SUSPECT REPORT <input type="checkbox"/> STATUS OFFENDER | | | | | | | | |
| 6 NAME (Last, First, Middle, Gen.) Cortez, Rudy Flores | | | | AKA / Moniker | | 7 BOOKING NUMBER 1933857 | | |
| 8 BI NUMBER | | | | | | | | |
| 9 RACE 10 SEX 11 HT 12 WT 13 BUILD 14 HAIR 15 EYES 16 DOB 17 AGE 18 BOB (CITY / STATE) 19 CLASSES | | | | | | | | |
| | | | | | | | | |
| 20 HAIR LENGTH Short | | 21 HAIR STYLE Straight | | 22 BEARD Unshaven | | 23 MUSTACHE Mustache | | |
| 24 SIDE BURNS No | | 25 FACIAL HAIR LENGTH Short | | | | | | |
| 26 RESIDENCE ADDRESS | | | | CITY | | STATE | | |
| 27 RESIDENCE PHONE | | | | | | | | |
| 28 BUSINESS / SCHOOL NAME | | | | ADDRESS | | CITY | | |
| STATE | | | | ZIP | | 29 BUSINESS PHONE | | |
| 30 OCCUPATION (<input type="checkbox"/> STUDENT) | | 31 DAYS OFF | | 32 WORK HRS. | | 33 INTERPRETER | | |
| 34 OPERATOR'S LIC. / ID NO. | | STATE | | | | | | |
| 35 VEH. LIC. NO. / STATE | | 36 VEH. COLOR | | YEAR MAKE | | MODEL BODY STYLE | | |
| 37 DISPOSITION | | Silver / Aluminum / Silver / Aluminum / Toyota / Scion / Sport Utility Vehicle | | | | | | |
| 38 DATE / TIME OF ARREST 08/07/2014/1630 | | 39 LOCATION OF ARREST | | CITY | | STATE | | |
| 40 ARRESTING OFFICER / ID NO. DE - Deputy Jauregui, Francisco - | | Oxnard, California | | | | | | |
| 41 ARRESTEE A CAREGIVER? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO | | 42 LOCATION OF OFFENSE | | CITY | | STATE | | |
| 43 TRANSPORTING OFFICER / ID NO. | | Oxnard, California | | | | | | |
| 44 TYPE OF ARREST | | CODE SECTION / DESCRIPTION | | M F I | | DOCKET NO. | | |
| ISSUING AUTH. | | BAIL / WARRANT AMT | | TYPE OF WARRANT | | | | |
| <input type="checkbox"/> PC <input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> CITIZEN'S | | 273.5(a) PC/ Inflict Corporal Injury on Current/Former Spouse/Cohabitant/Fiancé | | X | | Ventura Superior | | |
| <input type="checkbox"/> PC <input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> CITIZEN'S | | 69 PC/ Resisting Executive Officer | | X | | Ventura Superior | | |
| <input type="checkbox"/> PC <input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> CITIZEN'S | | 243(e)(1) PC/ Battery | | X | | Ventura Superior | | |
| <input type="checkbox"/> PC <input checked="" type="checkbox"/> WARRANT <input type="checkbox"/> CITIZEN'S | | 459 PC/ Burglary - Commerical Structure | | X | | Ventura Superior | | |
| 45 PARENT / GUARDIAN NAME | | ADDRESS | | STATE | | ZIP | | |
| 46 PHONE NO. | | 47 NOTIFIED BY | | 48 DATE / TIME | | | | |
| 49 EMERGENCY NOTIFICATION NAME | | ADDRESS | | CITY | | STATE | | |
| 50 PHONE NO. | | | | | | | | |
| 51 COMPLAINTS / EVIDENCE OF ILLNESS OR INJURY Laceration Above Left Eye, Complain Of Pain To Chest And Knee | | | | | | | | |
| 52 REQUEST FOR PROSECUTION | | If Arrest is being made by a private party inform them of the requirements and risks of making the arrest, | | | | | 53 PHONE NO. | |
| ARRESTING PERSON'S NAME (Print) | | RESIDENCE ADDRESS | | CITY | | STATE | | |
| ZIP | | | | | | | | |
| 54 IN VIEW OF THE INFORMATION HEREIN STATED, THE ABOVE ARRESTEE WAS NOT RELEASED PURSUANT TO 853.6 PC, SPECIFICALLY BECAUSE: <input type="checkbox"/> Arrested for misdemeanor violation of domestic violence protective court order. <input type="checkbox"/> Intoxicated state may result in danger to self or others. <input type="checkbox"/> Required medical examination or medical care or otherwise unable to care for own safety. <input type="checkbox"/> Arrested under one or more circumstances listed in Sections 40302 and 40303 CVC. <input type="checkbox"/> There were one or more outstanding arrest warrants for the person. <input type="checkbox"/> Arrestee could not provide satisfactory evidence of personal identification. <input type="checkbox"/> Immediate release would jeopardize prosecution. <input type="checkbox"/> Reasonable likelihood that offense would continue by release of the person arrested. <input type="checkbox"/> Demanded immediate appearance before a magistrate or refused to sign notice to appear. <input type="checkbox"/> Reason exists to believe person would not appear at time and <input type="checkbox"/> specified on notice. <input type="checkbox"/> Other (see narrative). | | | | | | | | |
| 55 ARRESTEE STATUS: <input checked="" type="checkbox"/> IN CUSTODY <input type="checkbox"/> 849(b) PC <input type="checkbox"/> CITATION NUMBER | | | | | | | | |
| RELEASED TO | | | | | | | | |
| 56 WHERE WAS ARRESTEE BOOKED? Main Jail | | 57 CASH TOTAL | | 58 DATE / TIME OF COURT APPEARANCE 08/11/2014 1330 | | 59 COURT / DIVISION Ventura Superior Court | | |
| 60 ADMONISHED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO | | ADMONISHED BY Oxnard PD Det. Tougas | | 61 WAIVED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO Implied | | 62 DATE / TIME 08/07/2014 | | |
| 63 DATE / TIME REPORTED 08/07/2014 1630 | | 64 DATE / TIME OF REPORT 08/08/2014 1022 | | 65 REPORTING OFFICER / ID NO. / DIV. / UNIT DE - Deputy Jauregui, Francisco - 4427 - WCPS-HEADQUARTERS - WCPS D BEAT-GANG | | | | |
| 66 FTO OFFICER / ID NO. / DIV. / UNIT | | | | 67 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Paris, Jeremy - 3545 - WCPS-HEADQUARTERS - WCPS D BEAT-GANG | | | | |
| COPIES TO <input type="checkbox"/> DIET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SEU <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER | | | | | | | | |

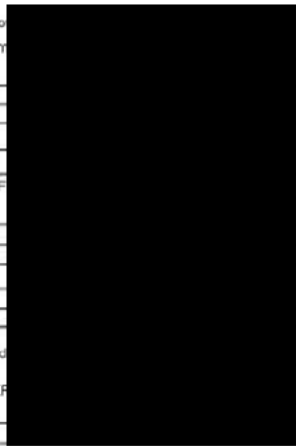
ARREST / SUSPECT REPORT
(CONTINUED)

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Page 2 of 4

68 RB NUMBER

140018009

| | | | | | | | | | | | |
|---|--|--|--|--|--|--|--|--|--|--|--|
| 69 GENERAL APPEARANCE <input type="checkbox"/> Unknown <input type="checkbox"/> Athletic <input type="checkbox"/> Conservative <input type="checkbox"/> Disguised <input type="checkbox"/> Flashy <input type="checkbox"/> Military <input checked="" type="checkbox"/> Unkempt <input checked="" type="checkbox"/> Unusual Odor <input type="checkbox"/> Well Groomed <input type="checkbox"/> OTHER | | 70 COMPLEXION <input type="checkbox"/> Unknown <input type="checkbox"/> Acne <input type="checkbox"/> Dark <input type="checkbox"/> Freckles <input type="checkbox"/> Light <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Pocked <input type="checkbox"/> Ruddy <input type="checkbox"/> Tanned <input type="checkbox"/> OTHER | | 71 FACE <input type="checkbox"/> Unknown <input type="checkbox"/> Broad <input type="checkbox"/> High Cheek <input type="checkbox"/> Long <input type="checkbox"/> Oval <input checked="" type="checkbox"/> Round <input type="checkbox"/> Square <input type="checkbox"/> Thin <input type="checkbox"/> OTHER | | 72 HAND USED <input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Right <input type="checkbox"/> Left | | 73 FRAME COLOR <input type="checkbox"/> Black <input type="checkbox"/> White <input type="checkbox"/> Red <input type="checkbox"/> Brown <input type="checkbox"/> Blue <input type="checkbox"/> Green <input type="checkbox"/> Yellow <input type="checkbox"/> Silver <input type="checkbox"/> Gold <input type="checkbox"/> OTHER | | 74 TATTOOS, SCARS, BODY PIERCING S M T <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> a. Unknown <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> b. Abdomen <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> c. Arm <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> d. Foot <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> e. Hand <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> f. Head/Neck <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> g. Leg <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> h. Shoulder <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> i. Other | |
| 74 DEWEANOR <input type="checkbox"/> Unknown <input type="checkbox"/> Angry <input checked="" type="checkbox"/> Apologetic <input type="checkbox"/> Calm <input type="checkbox"/> Confused <input type="checkbox"/> Irritable <input type="checkbox"/> Nervous <input type="checkbox"/> Polite <input type="checkbox"/> Professional <input type="checkbox"/> Stupor <input type="checkbox"/> Violent <input type="checkbox"/> OTHER | | 75 SPEECH <input type="checkbox"/> Unknown <input type="checkbox"/> Accent <input type="checkbox"/> Lisped <input checked="" type="checkbox"/> Mumbled <input type="checkbox"/> Offensive <input checked="" type="checkbox"/> Rapid <input type="checkbox"/> Slow <input checked="" type="checkbox"/> Stuttered <input checked="" type="checkbox"/> Stuttered <input checked="" type="checkbox"/> Talkative <input type="checkbox"/> OTHER | | 76 VOICE <input type="checkbox"/> Unknown <input type="checkbox"/> Disguised <input type="checkbox"/> High Pitch <input type="checkbox"/> Loud <input type="checkbox"/> Low Pitch <input checked="" type="checkbox"/> Medium <input type="checkbox"/> Monotone <input type="checkbox"/> Nasal <input type="checkbox"/> Pleasant <input type="checkbox"/> Raspy <input type="checkbox"/> Soft <input type="checkbox"/> OTHER | | 77 FIREARM DESCRIPTION <input type="checkbox"/> Unknown <input type="checkbox"/> Revolver <input type="checkbox"/> Auto/Semi-auto <input type="checkbox"/> Blue Steel <input type="checkbox"/> Chrome/Nickel <input type="checkbox"/> Double Barrel <input type="checkbox"/> Long Barrel <input type="checkbox"/> Short Barrel <input type="checkbox"/> Western Style <input type="checkbox"/> Bolt Action <input type="checkbox"/> Pump <input type="checkbox"/> Sawed Off <input type="checkbox"/> OTHER | | 78 WEAPONS TYPE <input type="checkbox"/> Unknown <input type="checkbox"/> Hands/Feet <input type="checkbox"/> Brick/Rock <input type="checkbox"/> Butcher Knife <input type="checkbox"/> Pocket Knife <input type="checkbox"/> Club <input type="checkbox"/> Handgun <input type="checkbox"/> Rifle <input type="checkbox"/> Shotgun <input type="checkbox"/> Simulated <input type="checkbox"/> Toy Gun <input type="checkbox"/> OTHER | |  | |
| HAT / MASK | | JACKET | | TOP | | BOTTOM | | SHOES | | | |
| | | | | Gray | | Gray | | White | | | |

81 NARRATIVE

On 08/07/2014, (A)-Rudy Cortez was arrested for the listed charges.

As Watermark (unregistered)
800 Watermark.com

Printed By: 2172
9/23/2015
1:29:29 PM

**ARREST / SUSPECT
REPORT**

VENTURA COUNTY SHERIFF'S
DEPARTMENT
AGENCY IDENTIFIER CA0560000

Page 3 of 4

(CONTINUED)

1 CONNECTING REPORT NUMBERS

14-16529 & Oxnard PD 14-79187

2 RD

O

3 BEAT

OXNA

4 RB NUMBER

140018009

OVERFLOW FIELDS

ADDITIONAL ARREST INFORMATION

TYPE OF ARREST: _____ CODE SECTION: 14077() STATUTE CODE: 140



**ARREST / SUSPECT
REPORT**

VENTURA COUNTY SHERIFF'S
DEPARTMENT
AGENCY IDENTIFIER CA0560000

Page 4 of 4

(CONTINUED)

1. CONNECTING REPORT NUMBERS

14-16529 & Oxnard PD 14-79187

2 RD

O

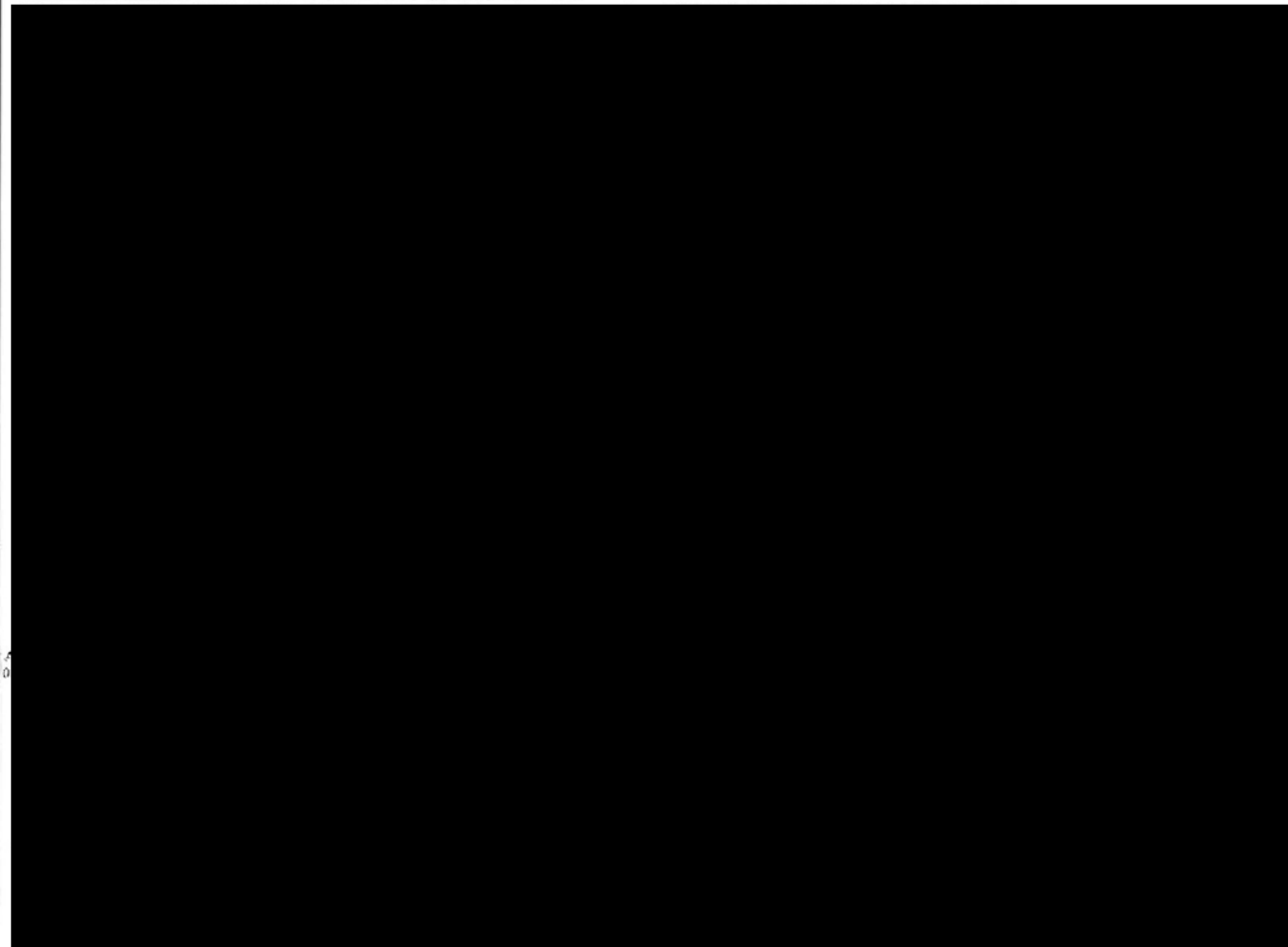
3 BEAT

OXNA

4 RB NUMBER

140018009

ADDITIONAL ARREST INFORMATION (Continued)



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**NARRATIVE/
SUPPLEMENTAL REPORT**

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Page 1 of 11

| | | | | | | | | | | |
|--|---|---|--|---------------------------------|---|----|----------|----------------|--------------------------|-----|
| 1 CONNECTING REPORT NUMBERS | | 2 RD OUT | 3 BEAT OUT | 4 RB NUMBER 140018009 | | | | | | |
| <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input checked="" type="checkbox"/> CASE CLOSED | | | | | | | | | | |
| 1 | CODE SECTION / DESCRIPTION 245(c) PC / Assault Upon Peace Officer Or Firefighter | | CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel. | | CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To:) | | | | | |
| | | | | | CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel. | | | | | |
| CODE S | NAME (Last, First, Middle) / FIRM NAME Cortez, Rudy | AKA / Moniker | RACE | SEX | HT | WT | HAIR | EYES | DOB | AGE |
| RESIDENCE ADDRESS | | | | | | | | | RESIDENCE PHONE | |
| OCCUPATION (<input type="checkbox"/> STUDENT <input type="checkbox"/> VC DEPUTY <input type="checkbox"/> OTHER LEO) | | | DAYS OFF | | WORK HOURS | | LANGUAGE | | OPERATOR'S LIC NO./STATE | |
| BUSINESS / SCHOOL NAME | | | ADDRESS | | | | | BUSINESS PHONE | | |
| VEH. LIC. NO. / STATE | | VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE | | | OTHER CHARACTERISTICS / VIN NO. | | | | | |
| Narrative Follows On Subsequent Page | | | | | | | | | | |
| DATE / TIME OF REPORT 08/10/2014 1513 | | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SGT - Sergeant Tennesen, Eric - 3538 - CCPS-CAMARILLO - CCPS CAMARILLO-PATROL | | | | | | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES | | | | | | | |
| COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SEU <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER | | | | | | | | | | |

**NARRATIVE/
SUPPLEMENTAL REPORT**

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

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1 CONNECTING REPORT NUMBERS

2 RD

3 BEAT

4 RB NUMBER

OUT

OUT

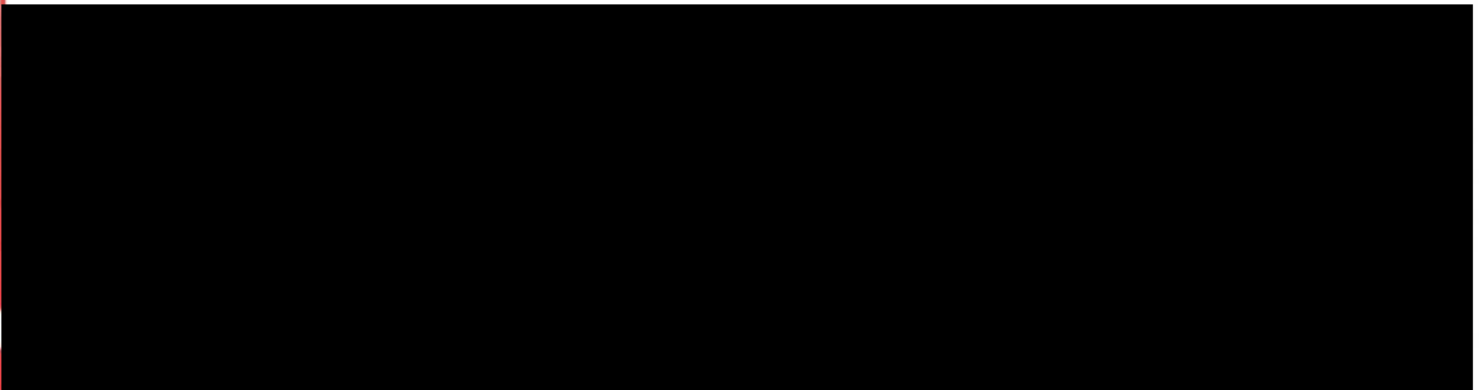
140018009

☐ NARRATIVE ☒ SUPPLEMENTAL ☒ CASE CLOSED

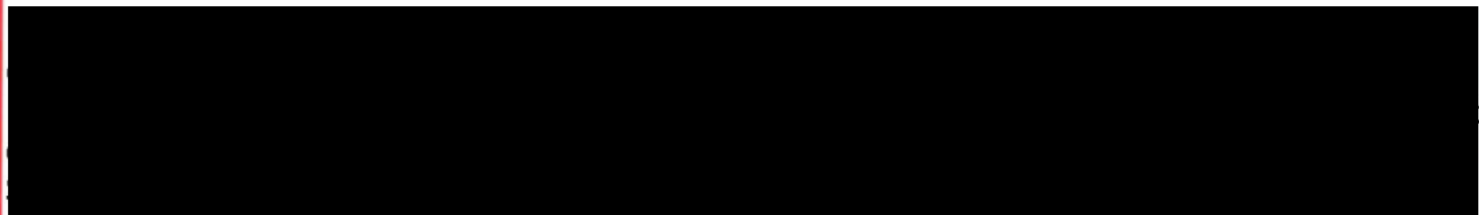
Narrative:

On 8-7-14, I was working as the sergeant supervising the Camarillo Special Enforcement Detail. At approximately 1610 hours, I was involved in a critical incident involving Deputy Gunnar Dike of the Camarillo Special Enforcement Detail and Deputies Gabe Gonzalez and Jacob Holt of the Sheriff's Gang Unit. During the incident, Deputy Jacob Holt fired his handgun at A-Rudy Cortez. This report will provide background details leading up to the confrontation and provide details of my actions during the confrontation.

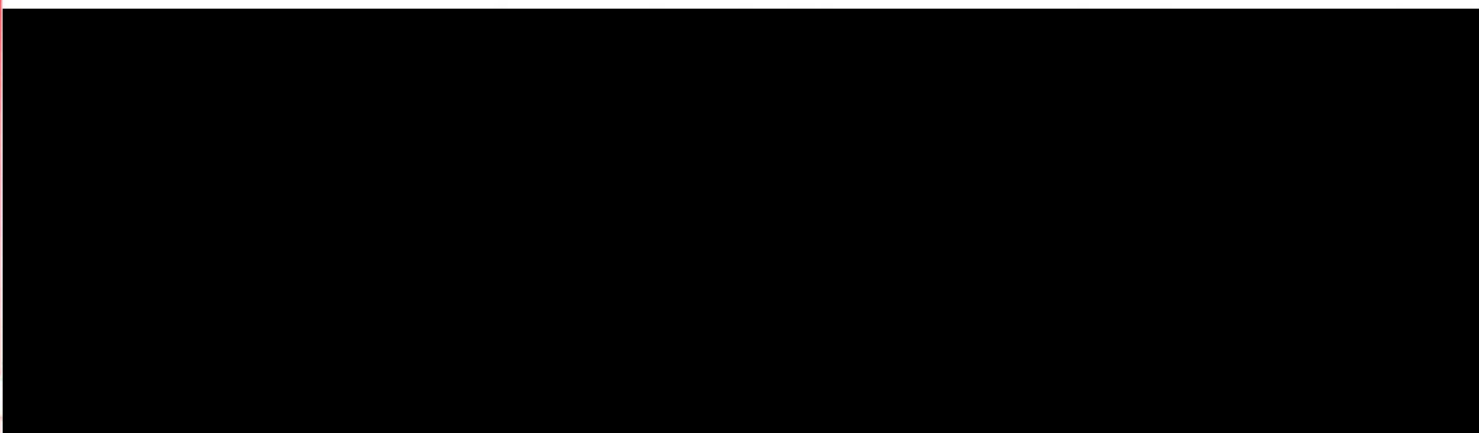
BACKGROUND ON RUDY CORTEZ



RB # 12-20045



RB # 13-6917



12 DATE / TIME OF REPORT

08/10/2014 1513

13 REPORTING OFFICER / ID NO. / DIV. / UNIT

SGT - Sergeant Tennesen, Eric - 3538 - CCPS-CAMARILLO - CCPS CAMARILLO-PATROL

14 FTO OFFICER / ID NO. / DIV. / UNIT

15 APPROVED BY / ID NO. / DIV. / UNIT

SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES

**NARRATIVE/
SUPPLEMENTAL REPORT**

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

Page 3 of 11

1 CONNECTING REPORT NUMBERS

2 RD

3 BEAT

4 RB NUMBER

OUT

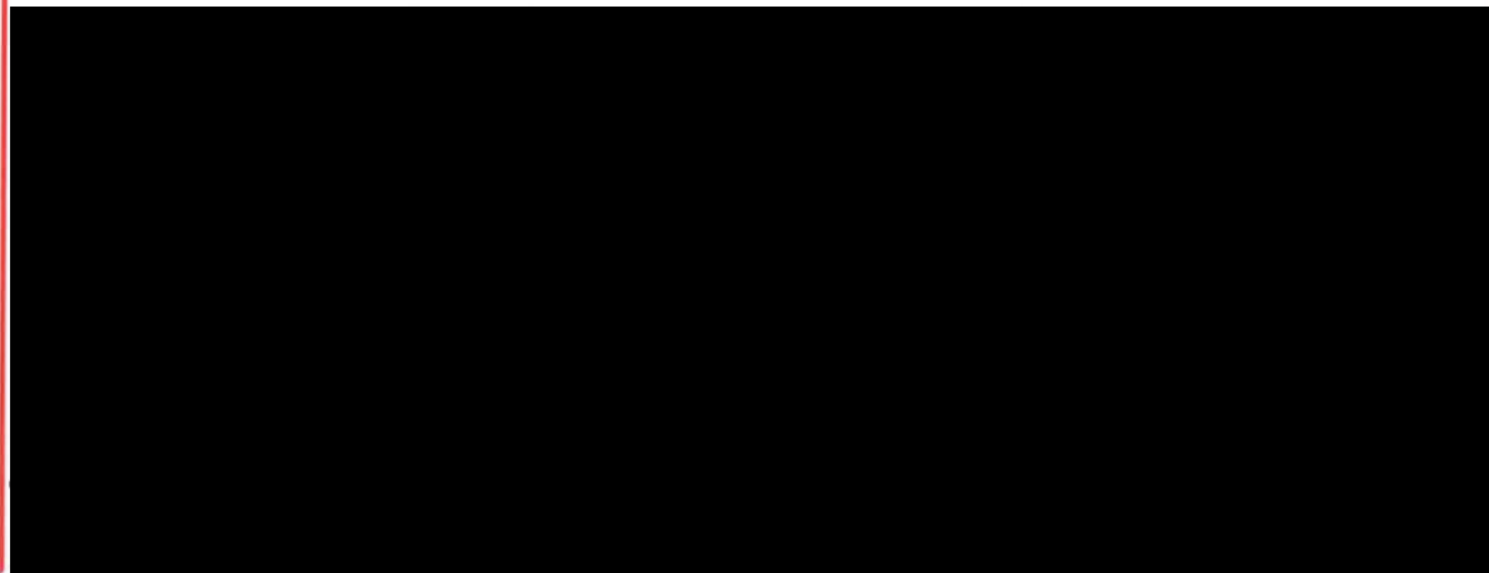
OUT

140018009

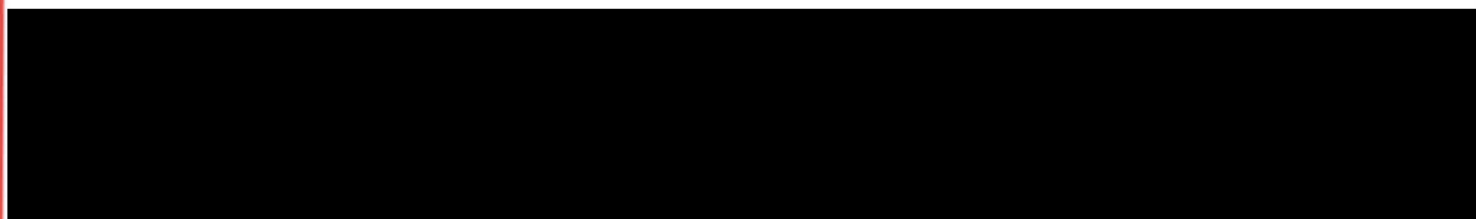
☐ NARRATIVE ☒ SUPPLEMENTAL ☒ CASE CLOSED

Narrative:

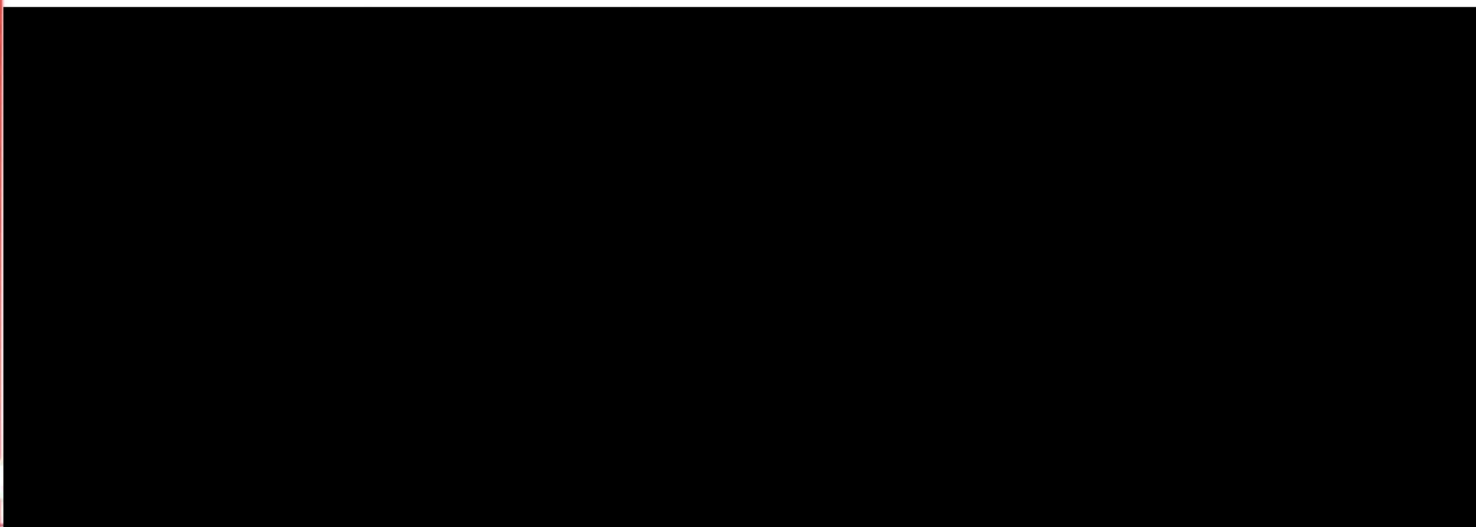
RB #'s 13-6645, 13-7017 and 13-8451



13-9845



14-5431



12 DATE / TIME OF REPORT

08/10/2014 1513

13 REPORTING OFFICER / ID NO. / DIV. / UNIT

SGT - Sergeant Tennesen, Eric - 3538 - CCPS-CAMARILLO - CCPS CAMARILLO-PATROL

14 FTO OFFICER / ID NO. / DIV. / UNIT

15 APPROVED BY / ID NO. / DIV. / UNIT

SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES

**NARRATIVE/
SUPPLEMENTAL REPORT**

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

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1 CONNECTING REPORT NUMBERS

2 RD

3 BEAT

4 RB NUMBER

OUT

OUT

140018009

☐ NARRATIVE ☒ SUPPLEMENTAL ☒ CASE CLOSED

Narrative:

14-17673

SURVEILLANCE AND ATTEMPT TO ARREST CORTEZ ON 8-6-14

While waiting to start receiving ping results, I decided to have members of the Camarillo SED conduct a surveillance at the Ventura County courthouse on 8-6-14 in an attempt to arrest Cortez if he showed up in court. I was at the courthouse with Senior Deputy Oriee and Deputies Dike and Witkosky. We went to the courthouse to conduct surveillance and saw [REDACTED] arrive at the courthouse at approximately 1:30 hours. She went to courtroom 37 for the hearing, but we did not see Cortez show up. While

12 DATE / TIME OF REPORT

08/10/2014 1513

13 REPORTING OFFICER / ID NO. / DIV. / UNIT

SGT - Sergeant Tennesen, Eric - 3538 - CCPS-CAMARILLO - CCPS CAMARILLO-PATROL

14 FTO OFFICER / ID NO. / DIV. / UNIT

15 APPROVED BY / ID NO. / DIV. / UNIT

SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES

**NARRATIVE/
SUPPLEMENTAL REPORT**

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

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1 CONNECTING REPORT NUMBERS

2 RD

3 BEAT

4 RB NUMBER

OUT

OUT

140018009

☐ NARRATIVE ☒ SUPPLEMENTAL ☒ CASE CLOSED

Narrative:

standing in the lobby waiting for Cortez, an untested informant approached Deputy Witkosky and asked if we were looking for Cortez. The informant was unsure if Cortez was going to be in court, but the informant said [REDACTED] wanted Cortez arrested.

After waiting until approximately 1500 hours and Cortez not showing up, I went to the courtroom and spoke with the bailiff. The bailiff told me [REDACTED] told the court that Cortez was at the hospital receiving treatment for an injured ankle. The warrant that would have normally been issued for Cortez since he missed his hearing was held and the hearing was rescheduled for the next day, 8-7-14 at 1330 hours. This led me to believe that Cortez and [REDACTED] were communicating and were coordinating with one another so that no arrest warrants were issued for Cortez.

I met with members of the Camarillo SED who were assisting on the surveillance and we decided to go to St. John's hospital to see if we could locate Cortez. Senior Deputy Oriee spoke with a physician's assistant who confirmed that Cortez did arrive at the ER for treatment for an injured ankle. The physician's assistant said Cortez had a noticeable limp and he did have an injury to his ankle. Cortez told the physician's assistant he needed an excuse for missing court, and that is why he went to the hospital. After being checked in for treatment, Cortez left without being treated. Cortez left the hospital one to two hours prior to our arrival.

During the evening of 8-6-14, I was off-duty at approximately 2000 hours when I received a telephone call from Camarillo SED Deputy Dike. He told me members of the Sheriff's Gang Unit might have located Cortez' Toyota Scion in the Staples' parking lot in Camarillo. Deputy Dike was in phone contact with the Sheriff's Gang Unit members. Deputy Dike told me there was one unit from the Sheriff's Gang Unit watching the Scion but that he and one other member from the Sheriff's Gang Unit were en route to the parking lot. I called Camarillo SED Senior Deputy Oriee and Deputy Witkosky and provided them with the information and requested they respond to the parking lot to assist in arresting Cortez.

Based on all of information documented above, specifically Cortez' past and very recent history of dangerous high speed pursuits and foot pursuits, I made the decision that trying to conduct a traffic enforcement stop on Cortez utilizing marked or unmarked patrol vehicles would present a significant danger to the public and to deputies. Additionally, I believed having a marked patrol unit in the area would cause Cortez to flee, resulting in a pursuit. I also felt that Cortez was a danger to deputies based on his recent resistive and assaultive behavior to the deputies who last arrested him.

While speaking to Deputy Dike on the telephone, I told him my preference for taking Cortez into custody would be to wait for him to get out of his car on foot and have units converge on him and arrest him. I told Deputy Dike if Cortez did not exit his vehicle, and if his vehicle was positioned so that we could block it in from the front and rear, we would attempt to arrest him in that manner. I told Deputy Dike it would be necessary for our unmarked patrol units to make contact with Cortez' vehicle, both as a distraction to buy time and as a means to eliminate the possibility of him fleeing in his vehicle. Deputy Dike relayed this information to other deputies on scene.

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14 FTO OFFICER / ID NO. / DIV. / UNIT

15 APPROVED BY / ID NO. / DIV. / UNIT

SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES

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Narrative:

Before I could arrive on scene and before deputies could take any enforcement action, Cortez left the parking lot in the Toyota Scion. Since I previously advised the surveillance team not to conduct a traffic stop on Cortez, they attempted to conduct surveillance on Cortez but they lost sight of him on Ventura Boulevard at Arneill Road in Camarillo. Shortly after they lost sight of Cortez, I saw a similar-colored Scion enter the northbound SR 101 from Daily Drive. I attempted to enter the freeway and follow the Scion, but the driver was moving erratically from the number 1 lane to the number 3 lane and back. I was driving 85 miles per hour but could not catch the Scion. Knowing that we would be receiving GPS pings the next day and Cortez had another court date the next day, I decided to discontinue trying to locate Cortez.

I met with all of the deputies involved in the surveillance, which included Senior Deputy Oriee and Deputies Dike, Witkosky, Holt, Gonzalez and Beau Rodriguez. I told them we'd pick up on our surveillance the next day, and I told them I'd reach out to them for assistance. I also discussed with them Cortez' history of pursuits and my plans for arresting him. I told them my first preference would be to arrest Cortez while he was on foot away from his car to avoid a vehicle pursuit. I told them if we had to stop him in a vehicle, the only way to prevent a pursuit would be to have units in front of him and behind him and to block his car by backing into him from the front and bumping into him from the rear, effectively boxing him in.

SURVEILLANCE AND APPREHENSION OF CORTEZ ON 8-7-14

On 8-7-14, at approximately 1245 hours, I met with Sheriff's Gang Unit Deputies Holt and Gonzalez. We decided to conduct surveillance in the courthouse again to see if Cortez would show up. While we were conducting surveillance at the courthouse, I started receiving phone pings indicating the phone number Cortez provided to the Ventura Police Department was located at 1331 [REDACTED] in Oxnard. The records indicated a 6 meter accuracy to the pings.

Deputy Holt conducted a records check of [REDACTED]. He sent me the results of his records check, which revealed that [REDACTED] resided at the home and was on probation for 11550(a) HS with search terms for controlled substances and marijuana. I looked at the records and discovered that members of the Sheriff's Office arrested [REDACTED] at that location on 5-22-14. During the arrest, [REDACTED] provided [REDACTED] as his residence address, mailing address and emergency contact address.

We continued surveillance at the courthouse in the event Cortez showed up. At 1500 hours, Cortez had not shown up at the courthouse, so we decided to drive to the area of [REDACTED] to attempt to locate Cortez' Toyota Scion. Deputy Dike was going to meet us at the location in his unmarked SUV, while Deputies Holt and Gonzalez were together in Deputy Holt's unmarked SUV. Upon leaving the courthouse, I learned that a felony warrant was issued for Cortez' arrest since he failed to appear in court on the domestic violence case and I relayed this information to Deputies Dike, Holt and Gonzalez. Later, I contacted Sheriff's Dispatch and asked them to conduct a wants/warrants check on

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SGT - Sergeant Laughlin, Ian - 2517 - SPECIAL SERVICES - SPECIAL SERVICES-MAJOR CRIMES

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Narrative:

Cortez. Dispatch advised Cortez had three felony warrants and six misdemeanor warrants for his arrest.

While we were driving to [REDACTED], we received a GPS ping on the phone indicating it was in the area of Vineyard Avenue and Heather Street with an accuracy over 200 meters. I sent Deputies Holt and Gonzalez to the area to try and locate Cortez' Toyota Scion. Deputy Dike and I drove around the neighborhood surrounding [REDACTED] and did not see Cortez' Toyota Scion. There was no car in the driveway of [REDACTED] and all of the doors and windows were shut, so there was no way to tell if anyone was home. I noticed the home was on the north side of [REDACTED]. There was an attached two-car garage on the southeast side of the house and the two car garage door faced south to the street. There was a concrete driveway in front of the two-car garage. There was a small lawn adjacent to the driveway to the west. The front door was on the southwest side of the house and faced south to the street. There was a sidewalk along the front of the property, and there was a small, approximately 3' wide strip of grass between the sidewalk and the curb.

Since [REDACTED] intersects the Ventura Road frontage road on the west and K Street on the east, Deputy Dike parked on the frontage road and I parked on K Street and [REDACTED]. These surveillance positions allowed us to see any vehicle entering or leaving [REDACTED].

While conducting the surveillance, we received a GPS ping indicating the phone was in the same area of Vineyard Avenue and Heather Street with an accuracy of over 800 meters.

Soon after the 800 meter ping, Deputy Witkosky called me. He told me he received a telephone call from the same untested informant who approached him in the courthouse the previous day. The informant told Deputy Witkosky that Cortez' wife, [REDACTED], had a death in the family and was planning to attend a funeral in Los Angeles the next day. According to the informant, the family does not like Cortez and forbade him from attending the funeral. When Cortez was told he would not be able to attend, he became very angry. He told [REDACTED] over the phone he was going to drive to her house, take their kids and "kick her ass."

Upon receiving this information, I immediately called the Camarillo patrol supervisor, Sergeant Sagely. I relayed the information and asked him to send a marked patrol unit to Ridgewood Drive in Camarillo. I told him the unit should be a visible deterrence and should be prepared to arrest Cortez at the home in case Cortez showed up as he threatened. I also called Camarillo Detective Sergeant O'Sullivan and relayed the same information. I asked that he send detectives to the location in the event Cortez showed up at the home so they could arrest him.

After ensuring proper resources were at or en route Ridgewood Drive in Camarillo to prevent an assault on [REDACTED], I called Deputies Dike and Holt and relayed the information about the threats made to [REDACTED]. I told them if the next ping showed Cortez headed towards Camarillo, we would drive there to try to locate and arrest Cortez.

Approximately fifteen minutes later, we received the next GPS ping for Cortez' phone and it indicated he was back near the residence on [REDACTED] in Oxnard. At the same time, Deputy Dike broadcast

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| <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input checked="" type="checkbox"/> CASE CLOSED | | | | |
| <p>Narrative:</p> <p>that he saw Cortez driving on the frontage road toward [REDACTED] but lost sight of Cortez. I told Deputy Holt to return to our area and position himself so he could see 1331 [REDACTED]. When Deputy Holt drove onto [REDACTED], he told us Cortez' Toyota Scion was parked in the driveway of 1331 [REDACTED].</p> <p>Since Cortez came back to the residence, and knowing the subject who lived there was on probation with search terms for controlled substances, I decided the safest way to arrest Cortez was to assemble a team to surround the home and conduct a probation search based on [REDACTED]'s search terms. Since Cortez previously resisted arrest and became assaultive towards deputies, it was important for us to have a K9 officer present for the probation search.</p> <p>I told Deputies Dike and Holt I was going to arrange for other units to come to the area to assist us in conducting a probation search at the location. I telephoned Sheriff's Dispatch and asked them to contact Senior Deputy Duffner, a K9 officer, and have him call me. A few moments later, Senior Deputy Duffner called me. I told him we located Cortez and I relayed my plan to conduct a probation search at the location. I told Senior Deputy Duffner to respond across the street from the armory located on K Street at 2nd Avenue in Oxnard where we would conduct a briefing. I hung up with Senior Deputy Duffner and called Sergeant Schierman to request his team's assistance in conducting the probation search. While speaking on the phone to Sergeant Schierman, Deputy Holt radioed that Cortez was walking to his car.</p> <p>Based on Cortez' prior pursuit history, it was imperative to contact him before he got into his car to prevent the threat he posed to the public should we contact him in his car. Additionally, I was just provided information that led me to believe Cortez was going to drive to Camarillo to assault his wife. Based on Cortez' previous domestic violence history, including the fact that he failed to appear in court on a domestic violence case just prior to us seeing him, I believed the information provided to Deputy Witkosky by the untested informant was credible and that an assault on Cortez' wife was very likely. I knew if Cortez made it to his wife's house in Camarillo, he would initiate a confrontation with deputies who I'd just sent to the home, likely leading to a dangerous vehicle pursuit. Since we already located Cortez, I thought it was important to contact him at the home on [REDACTED] rather than trying to follow him in his car or trying to follow a GPS ping that would not arrive for several minutes, placing us at a disadvantage in locating him.</p> <p>I radioed Deputy Holt and Deputy Gonzalez and told them to make contact with Cortez and arrest him. Deputy Holt asked on the radio if Deputy Dike and I were ready and I radioed that I was driving to the home. I made the turn from southbound K Street onto westbound [REDACTED]. Since the house was more than half way down the block, I quickly accelerated my unmarked pickup to assist in the arrest. As I drove around a slight bend in the road, I saw Deputy Holt backing up in the street and I knew he was not in a good position to make contact with Cortez. I also saw during a previous drive on the street about fifteen minutes prior that there were very few people or cars on the street. I thought it was likely that Cortez saw Deputy Holt's vehicle maneuvering in the street and would realize that we were law enforcement officers. Deputy Holt radioed that Cortez was in the Toyota Scion. Based on all</p> | | | | |
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Narrative:

of the factors mentioned above, I immediately made the decision to use my unmarked vehicle to strike the rear of Cortez' Toyota Scion and block him into the driveway to prevent him from fleeing.

As I drove up to the driveway, I saw Cortez' Toyota Scion was parked on the east edge of the driveway facing the garage. I struck the left rear of Cortez' Toyota Scion with the right front of my unmarked pickup. The collision caused all of the items on the seats in my pickup to fall to the floor, including my radio and bulletproof vest. I thought it was imperative that I make contact with Cortez, so I immediately exited the driver's door of my pickup. I was wearing blue jeans, a blue shirt with a large white circle on the front, and my Sheriff's badge hanging from a chain around my neck. The badge was positioned nearly in the middle of the white circle on my shirt, making it visible against the white background.

When I got out of my pickup, I noticed Deputy Holt positioned his SUV on the street at an angle in front of the grass lawn, facing the driver's side of Cortez' vehicle. Out of the corner of my eye, I saw Deputy Gonzalez exit the passenger side of Deputy Holt's SUV. I recognized Deputy Gonzalez was wearing his green Sheriff's raid vest with visible badge and the word "Sheriff" on the front. I saw Deputy Holt moving from the driver's side of his SUV up across the lawn in the direction of Cortez' vehicle.

As I ran around the open driver's door of my pickup, I saw Deputy Holt advancing toward the driver's door of Cortez' vehicle from the sidewalk and grass lawn in front of the home. Deputy Holt was approximately twenty to twenty-five feet to my left and behind me as I ran to Cortez' driver door. I quickly ran up to the driver's door of Cortez' Toyota Scion. I had my handgun drawn and I pointed it at Cortez. I heard the sound of his engine revving very loudly but his vehicle was not moving. I yelled, "Sheriff's Department! Stop. Get out of the car!" Cortez turned and looked at me. I heard his tires start to squeal on the concrete driveway. I could not tell if he was trying to back up or trying to drive forward, but his car was not moving. I did see Cortez turning his steering wheel in my direction. I yelled a second time, "Sheriff's Department! Get out of the car!"

At that moment, I was standing about two feet away and directly adjacent to Cortez' driver's door and window. Cortez could not move his vehicle back because my pickup was blocking him and there were a few feet between the front of his car and the garage door. There was also a long row of hedges that were approximately six feet tall on the passenger side of Cortez' vehicle. By standing adjacent to his driver's door with my handgun pointed at him while yelling that I was from the Sheriff's Department, I blocked Cortez' only avenue of escape. Cortez' tires caught traction and the front half of his vehicle started moving directly at me so that I had to move out of the way or Cortez would have run me over. I knew he saw me because we made eye contact and I'd yelled twice that I was from the Sheriff's Department and had my badge hanging from around my neck. I believed Cortez was purposely driving his car at me so he could escape arrest.

I quickly jumped back and turned away from his vehicle and at the same time I started moving toward my pickup. Cortez continued to accelerate his vehicle past me and sped across the front lawn directly the direction I previously saw Deputy Holt advancing from. I was not focused on Deputy Holt, but

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Narrative:

out of my peripheral view I saw him start moving out of the way of Cortez' vehicle towards the street. I heard the first two to three rounds fired but did not see the shots fired. When I turned to look at Deputy Holt, I saw him fire an additional two to three rounds at the driver's window of Cortez' vehicle while backpedalling away from the vehicle towards the street. I thought I heard a total of three to five shots fired. I do not remember seeing where Deputy Gonzalez was at the time of the shooting.

Cortez' vehicle continued past Deputy Holt toward the street in a westerly direction and I ran to my pickup. I used the radio in my car and radioed dispatch and told them we had shots fired at 1331 [REDACTED] in Oxnard. I heard a significant collision in the direction I'd last seen Cortez' vehicle fleeing and I turned and saw a large cloud of dirt and debris at the west end of [REDACTED] adjacent to Ventura Road. I heard Deputy Dike broadcast that he was in foot pursuit of the suspect across Ventura Road. I saw all three deputies start running from [REDACTED] across Ventura Road and out of my view. I donned my Sheriff's raid vest, activated my forward facing lights and siren and I tried catching up to the foot pursuit. I drove up the frontage road until I reached West Beverly Drive where I could enter southbound Ventura Road. I heard Deputy Dike broadcast that he had Cortez in custody on Teal Club Road west of Ventura Road. I went to the first home on Teal Club Road west of Ventura Road. I saw two subjects standing near an open side door with a surprised look on their faces looking inside the opened door. I walked to the door and saw Deputies Dike, Holt and Gonzalez searching Cortez as he [REDACTED] on the ground in the kitchen of the home. I asked if Cortez was shot and the deputies told me he was not shot. I saw some scratches near his eyes.

I also saw several females dressed in nurses' clothing standing down a hallway. I told the deputies to move Cortez outside in the front of the property near the street. I also told them to call an ambulance for Cortez. I walked through the building where he was apprehended and I discovered it was a convalescent home with several rooms. The rooms housed elderly patients receiving care for their illnesses. I spoke with an employee to ensure there were no weapons or other items tossed inside the facility when Cortez ran inside. The employee told me she watched him the entire time he was inside until he was apprehended and did not see him throw anything.

I went back outside to the front yard and saw two Oxnard Police officers already arrived on scene. I noticed one of the officers was former Detective Mike Thomas, so I asked him to secure the scene at the convalescent facility. Since all of us from the initial scene at [REDACTED] left to pursue Cortez, and since there were two unmarked patrol units unsecured at the scene, I drove back to the residence to secure the scene. When I arrived, I noticed several Oxnard Police officers in the area on foot and continuing to arrive. I quickly spotted Oxnard Police Sergeant B. Wooley. I gave him a brief description of what happened and I told him the suspect was not hit by any of the rounds discharged by Deputy Holt. I told him the backdrop of the shooting was [REDACTED] and the house immediately to the west, and I requested he form a team to check on the occupants of each house to ensure none had been struck by any bullets. Sergeant Wooley formed a team and completed a search. He did not find any errant bullet strikes or any people injured in either house.

Other deputies from the Sheriff's Office and officers from the Oxnard Police Department arrived on

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Narrative:

scene and set up perimeter tape to secure inner and outer crime scenes and the area where Cortez crashed his vehicle. I spoke with the Sheriff's Watch Commander Captain Jeff Miller and briefed him on the circumstances of the shooting. I also briefed Captain Dowd.

The scene was locked down until members of the Oxnard Police Department's Major Crimes Unit arrived to begin their investigation. Refer to their reports for all other details of the investigation.

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| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | | | | | | | |
| 1 | CODE SECTION / DESCRIPTION 245(c) PC / Assault Upon Peace Officer Or Firefighter | CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel. | CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To:) | | CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel. | | | | | |
| | | | | | | | | | | |
| CODE | NAME (Last, First, Middle) / FIRM NAME | AKA / Moniker | RACE | SEX | HT | WT | HAIR | EYES | DOB | AGE |
| S | Cortez, Rudy | | | | | | | | | |
| RESIDENCE ADDRESS | | | | | | | | | RESIDENCE PHONE | |
| | | | | | | | | | | |
| BUSINESS / SCHOOL NAME | | | ADDRESS | | | | BUSINESS PHONE | | | |
| | | | | | | | | | | |
| VEH. LIC. NO. / STATE | | VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE | | | OTHER CHARACTERISTICS / VIN NO. | | | | | |
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| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | |
| Narrative: <p>On 8-7-14, at approximately 1610 hours, I was contacted by Sgt. Tennesen #3538 with the Camarillo Special Enforcement Detail in reference to assisting their unit and the Sheriff's Gang Unit with attempting to take a subject into custody by the name of Rudy Cortez, [REDACTED] Cortez had numerous felony warrants and had several probable cause wants. Sgt. Tennesen told me that they were in the area of [REDACTED] and Ventura Road in the City of Oxnard.</p> <p>After speaking with Sgt. Tennesen, I began driving towards the area with my K9 partner "Ben." While enroute to the area, I heard Sgt. Tennesen, via the car radio, tell Sheriff's Dispatch that they needed assistance and that there had been "shots fired." Sgt. Tennesen stated they were in front of [REDACTED]. I immediately activated all my emergency lights and siren and drove to the area of [REDACTED] and Ventura Road. I also heard, via the car radio, that deputies were actively chasing Cortez across Ventura Road and onto Teal Club Road. A few moments later, I heard deputies state they had Cortez in custody.</p> <p>I continued to the area and I drove south along the frontage road of Ventura Road to [REDACTED]. When I got to [REDACTED], I saw a white GMC sports utility vehicle (SUV) stopped on the south side of [REDACTED] and a Toyota Scion, license plate# [REDACTED] CA., crashed into the brick wall of 1450 [REDACTED]. I drove east on [REDACTED] towards 1331. As I drove on [REDACTED], I saw a silver GMC SUV stopped on the north side of [REDACTED] in front of 1331. The SUV was stopped at an angle in the street and the driver's side and right rear passenger doors were open. There was also an unidentified male subject standing next to the driver's side door.</p> <p>As I got closer to the vehicle, I saw shattered glass on the north side of the street west of the SUV. I stopped my marked Sheriff's patrol car just east of the intersection of [REDACTED] and [REDACTED] Court. I walked over to the SUV and contacted the unidentified male subject. The male subject stated that he saw the incident, so I told him to go stand on the sidewalk on the south side of the street and wait until an officer could speak with him. The male subject walked over to the sidewalk and waited. I looked inside the SUV and I saw a black colored semi-automatic handgun laying on the driver's side floorboard and a cell phone on the driver's seat. I walked over to the right rear passenger side door of the SUV and I saw some clothing. At this point, I realized the SUV was an undercover vehicle used by the Sheriff's Office.</p> <p>I went back to my patrol car to obtain crime scene tape to begin securing the scene. As I was walking back to my patrol car, I noticed 3 empty shell casings on the street. As I began to put up the crime scene tape at the intersection, officers from the Oxnard Police Department began to arrive to assist.</p> <p>As we were securing the scene, I was advised that [REDACTED] had not been searched. I stopped securing the scene with crime scene tape and stood next to the residence at [REDACTED] sh [REDACTED]. I advised the additional patrol units for the Sheriff's Office that were coming into the area to stop near my patrol car, so we could establish a perimeter around the residence along with the Oxnard Police Department officers.</p> | | | | |
| 12 DATE / TIME OF REPORT 08/12/2014 0848 | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Duffner, Scott - 2608 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Ruby, Pat - 1852 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |

**NARRATIVE/
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|---|--|--|---------------|---------------------------------|
| 1 CONNECTING REPORT NUMBERS Oxnard PD 14-79197 | | 2 RD OUT | 3 BEAT OUT | 4 RB NUMBER 140018009 |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | |
| Narrative: <p>A perimeter was established around the residence and an Oxnard Police Department officer had the unknown male subject, that was standing near the silver SUV, leave the sidewalk and go behind the crime scene tape to the east of the intersection of [REDACTED] and [REDACTED] Circle.</p> <p>I spoke with Sgt. Wooley with the Oxnard Police Department and they had determined that they need to check the residence for public safety reasons. Sgt. Wooley asked if I could use my K9 partner, Ben, to assist in the search of the residence. As I was going back to my car, I passed by the silver SUV that was in front of [REDACTED] and the right rear passenger door was shut and 3 Oxnard officers were behind the vehicle using it as cover. I continued by them and went to my patrol car and got Ben.</p> <p>When I returned with Ben, I stood behind the silver SUV with the 3 Oxnard officers. I told Corporal Buttlet, who was one of the Oxnard officers at the SUV, that there was a handgun on the driver's side floorboard. Corporal Buttlet told me they removed the handgun and [REDACTED] it in the rear of the SUV.</p> <p>Prior to entering the residence at [REDACTED] Oxnard Police Dispatch attempted to make phone calls into the residence, but no one answered the telephone. We made announcements from a patrol car PA system for the occupants in the residence to come out. These announcements were done in both English and Spanish. No one exited the residence after we completed the announcements.</p> <p>Several Oxnard police officers and myself went up to the front of the residence and attempted to open the door, but the door was locked. The front door of the residence was forced open. Another announcement was made at the front door of the residence for anyone inside of the residence to come out. There was no response from anyone inside of the residence. I made a K9 announcement into the residence and there was still no response.</p> <p>We entered the residence and the Oxnard police officers checked the residence for any occupants. No one was found inside of the residence. Refer to Oxnard Police Departments reports for further details for the search of the residence.</p> <p>I exited the residence and put Ben back inside the patrol car. I then continued securing the crime scene. While I was securing the crime scene, Sgt. Kenney #1794 advised me that Oxnard Police Department would be conducting the investigation into the incident. At this point, I took 11 digital photographs of the scene with my department issued cell phone. I downloaded the digital photos onto the iShot server.</p> <p>I left the crime scene in front of [REDACTED] and drove to [REDACTED] and the frontage road for Ventura Road.</p> <p>At approximately 1920 hours, I was asked if I could conduct an evidence search using Ben in the</p> | | | | |
| 12 DATE / TIME OF REPORT 08/12/2014 0848 | | 13. REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Duffner, Scott - 2608 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Ruby, Pat - 1852 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |

**NARRATIVE/
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VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

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| 1 CONNECTING REPORT NUMBERS Oxnard PD 14-79187 | | 2 RD OUT | 3 BEAT OUT | 4 RB NUMBER 140018009 |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | |
| <p>Narrative: brush along the west side of Ventura Road. I got Ben out of the patrol car and we conducted an evidence search in the brush along Ventura Road and nothing was located. We were than asked if we could do an evidence search in the front yard of [REDACTED]. We conducted the search and nothing was located.</p> <p>After completing the evidence search, I put Ben back in the patrol car and I remained at [REDACTED] and the frontage road of Ventura Road until 2230 hours, when I was released from the scene.</p> | | | | |
| 12 DATE / TIME OF REPORT 08/12/2014 0848 | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Duffner, Scott - 2608 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Ruby, Pat - 1852 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |

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| 1 CONNECTING REPORT NUMBERS Oxnard PD Report 14-79187 | | 2 RD OUT | | 3 BEAT OUT | | 4 RB NUMBER 140018009 | | | | |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | | | | | | | |
| 1 CODE SECTION / DESCRIPTION 245(a)(1) PC / Assault With Deadly Weapon | | CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel. | | CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To) | | | CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel. | | | |
| CODE S | NAME (Last, First, Middle) / FIRM NAME Cortez, Rudy | AKA / Moniker | RACE | SEX | HT | WT | HAIR | EYES | DOB | AGE |
| RESIDENCE ADDRESS | | | | | | | RESIDENCE PHONE | | | |
| OCCUPATION (<input type="checkbox"/> STUDENT <input type="checkbox"/> VC DEPUTY <input type="checkbox"/> OTHER LEO) | | | DAYS OFF | | WORK HOURS | | LANGUAGE | | OPERATOR'S LIC NO./STATE | |
| BUSINESS / SCHOOL NAME | | | ADDRESS | | | | BUSINESS PHONE | | | |
| VEH. LIC. NO. / STATE | | VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE | | | | OTHER CHARACTERISTICS / VIN NO. | | | | |
| CODE W | NAME (Last, First, Middle) / FIRM NAME | AKA / Moniker | RACE | SEX | HT | WT | HAIR | EYES | DOB | AGE |
| RESIDENCE ADDRESS | | | | | | | RESIDENCE PHONE | | | |
| OCCUPATION (<input type="checkbox"/> STUDENT <input type="checkbox"/> VC DEPUTY <input type="checkbox"/> OTHER LEO) | | | DAYS OFF Vary | | WORK HOURS vary | | LANGUAGE | | OPERATOR'S LIC NO./STATE | |
| BUSINESS / SCHOOL NAME Southern California Wastewater, Santa Paula, California | | | ADDRESS | | | | | | | |
| VEH. LIC. NO. / STATE | | VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE | | | | OTHER CHARACTERISTICS / VIN NO. | | | | |
| 12 DATE / TIME OF REPORT 08/08/2014 0950 | | | | | | | | | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | | | | | | | | | |
| 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Novak, Julie - 2973 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant O'Sullivan, Peter - 2800 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS | | | | | | | | | | |
| COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SEU <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER | | | | | | | | | | |

**NARRATIVE/
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| 1 CONNECTING REPORT NUMBERS Oxnard PD Report 14-79187 | | 2 RD OUT | 3 BEAT OUT | 4 RB NUMBER 140018009 |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | |
| Narrative: <u>Witness Interview:</u> On 8-7-14, at approximately, 1615 hours, I was working as a Camarillo Detective when I responded to an officer involved shooting incident on [REDACTED] in Oxnard. I interviewed one witness. [REDACTED] I spoke to [REDACTED]. I digitally recorded my conversation and uploaded the interview as evidence. The following is a summary of what he told me: On 8-7-2014, around 1615 hours, [REDACTED] was driving northbound on N Ventura Road. As he was driving past [REDACTED] [REDACTED] he saw a vehicle crash into a retaining wall, located in the front yard of 1450 [REDACTED] [REDACTED]. Part of the brick retaining wall came into the street, which caused him to stop. He then looked into his rear view mirror and saw a Hispanic male, with a tank top on running westbound across Ventura Road. [REDACTED] saw police officers chasing the man. He told police officers which direction to run. He lost site of the suspect and the police officers after they crossed the road. [REDACTED] stated he never heard any shots fired. He also did not see the police officers contact the suspect at any time. A18 Watermarker (unregistered) End of Interview. | | | | |
| 12 DATE / TIME OF REPORT 08/08/2014 0950 | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Novak, Julie - 2973 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant O'Sullivan, Peter - 2880 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS | | |

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**NARRATIVE/
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AGENCY IDENTIFIER CA0560000

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| 1 CONNECTING REPORT NUMBERS Oxnard Police Department | | 2 RD O | 3 BEAT OXNA | 4 RB NUMBER 140018009 | | | | | | | |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | | | | | | | | |
| 1 | CODE SECTION / DESCRIPTION 245(c) PC / Assault Upon Peace Officer Or Firefighter | | CLASS. <input type="checkbox"/> Misd. <input checked="" type="checkbox"/> Fel. | | CODE SECTION / DESCRIPTION (<input type="checkbox"/> Reclassify To) CLASS. <input type="checkbox"/> Misd. <input type="checkbox"/> Fel. | | | | | | |
| CODE | NAME (Last, First, Middle) / FIRM NAME | | AKA / Moniker | RACE | SEX | HT | WT | HAIR | EYES | DOB | AGE |
| S | Cortez, Rudy | | | | | | | | | | |
| RESIDENCE ADDRESS | | | | | | | | RESIDENCE PHONE | | | |
| OCCUPATION (<input type="checkbox"/> STUDENT <input type="checkbox"/> VC DEPUTY <input type="checkbox"/> OTHER LEO) | | | DAYS OFF | WORK HOURS | LANGUAGE | OPERATOR'S LIC NO./STATE | | | | | |
| BUSINESS / SCHOOL NAME | | | ADDRESS | | | | | BUSINESS PHONE | | | |
| VEH. LIC. NO. / STATE | | VEH. COLOR / YEAR / MAKE / MODEL / BODY STYLE | | | | OTHER CHARACTERISTICS / VIN NO. | | | | | |
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| 12 DATE / TIME OF REPORT 08/07/2014 1915 | | | | | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Sezzi, Jennifer - 2191 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | | | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | | | | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Ruby, Pat - 1852 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | | | | |
| COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG/SEU <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER | | | | | | | | | | | |

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**NARRATIVE/
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| 1 CONNECTING REPORT NUMBERS Oxnard Police Department | | 2 RD O | 3 BEAT OXNA | 4 RB NUMBER 140018009 |
| 5 <input type="checkbox"/> NARRATIVE <input checked="" type="checkbox"/> SUPPLEMENTAL <input type="checkbox"/> CASE CLOSED | | | | |
| <p>Narrative:</p> <p>On 08-07-14, I was working uniformed patrol in the unincorporated area of Ventura County as 3D11. I was driving a marked black and white patrol car and was near Saticoy Park in the community of Saticoy. At approximately 1610 hours I heard emergency traffic over the patrol car radio. During one of the radio transmissions I heard the street name of Teal Club. This street is off of Victoria Avenue in 3D03 area. I started driving in that direction.</p> <p>At approximately 1616 hours, Sheriff's Dispatch advised me to respond to [REDACTED] [REDACTED] in Oxnard for traffic control due to an officer involved incident. I arrived at Bottlebrush [REDACTED] and "K" Street. There was already an Oxnard Police Department patrol unit blocking off [REDACTED] [REDACTED] at [REDACTED] Circle. Deputy Eskridge #3272 arrived and we put up crime scene tape to block off pedestrian traffic. We started the crime scene tape at [REDACTED] [REDACTED] and this was used as the exterior crime scene on the east side of the incident.</p> <p>There was a large crowd of people gathering, including possible relatives of the suspect. Deputy Eskridge and I monitored the area so nobody entered the crime scene. An Oxnard Police Department officer started the crime scene log and I signed in at approximately 1635 hours. I stayed on scene at this post until approximately 1818 hours. Sergeant Diaz #2392 told me I was relieved from the crime scene and I signed myself out on the crime scene log.</p> | | | | |
| 12 DATE / TIME OF REPORT 08/07/2014 1915 | | 13 REPORTING OFFICER / ID NO. / DIV. / UNIT SDE - Senior Deputy Sezzl, Jennifer - 2191 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |
| 14 FTO OFFICER / ID NO. / DIV. / UNIT | | 15 APPROVED BY / ID NO. / DIV. / UNIT SGT - Sergeant Ruby, Pat - 1852 - WCPS-HEADQUARTERS - WCPS D BEAT-PATROL | | |

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| DATE OF INCIDENT | TIME | NCIC NUMBER | OFFICER I.D. | NUMBER |
| 08/07/2014 | 1610 | 4203 | | 2014-18009 |

OXPD Report Number 2014-79187

1 **Purpose of report:** Assist Oxnard Police Department with the download of an Event
 2 Data Recorder (EDR) on the below vehicle, which was involved in a vehicle pursuit
 3 and collision with a concrete block wall.

4

5 **Location:** On 8/13/2014, at approximately 1130 hours, I met with Oxnard Police
 6 Detective Gordon Currie, at their impound yard on Sturgis Road, Oxnard, CA.

7

8 **Vehicle:**

9 2009, Toyota Scion xB, station wagon

10

11

12 Registered Owner: Rudy Cortez

13

14 The vehicle had major contact damage to the entire front end which is consistent with

15 colliding into a concrete barrier. The contact damage continued along the right side
 16 passenger door and right rear fender. The right side tires were flat. The induced
 17 damage continued into the engine compartment, the front fenders, and the firewall.
 18 The driver's side frontal airbag was deployed.

19 I downloaded the EDR (Event Data Recorder) also known as the airbag control
 20 module (ACM), in the above vehicle via the diagnostic Link Connector (DLC) port
 21 using the Bosch Crash Data Retrieval System and the supplied cables. Refer to the
 22 attached report.

23

24 A copy of the ACM download file and digital photos were sent to Detective Currie.

25 This vehicle is equipped with frontal airbags for both the driver and right front
 26 passenger, which only the drivers' airbag deployed. The front occupant's seatbelts
 27 were not being used when the pretensioner's deployed and locked on the driver's side
 28 only. The vehicle is also equipped with side airbags for the driver and front
 29 passenger, which were not deployed.

| | | | | |
|-------------|-------------|------------|--------------------|---------|
| PREPARED BY | I.D. NUMBER | DATE | REVIEWER'S NAME | DATE |
| J. Popp | 2277 | 08/14/2014 | <i>[Signature]</i> | 8/15/14 |

8/15/14 vmt

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| DATE OF INCIDENT | TIME | NCIC NUMBER | OFFICER I.D. | NUMBER |
| 08/07/2014 | 1610 | 4203 | | 2014-18009 |

OXPD Report Number 2014-79187

1 Digital photographs were taken of the post collision damage.

2

3 **Event Data Recorder (EDR):** the ACM recovered two (2) Front/Rear event records
4 and two (2) side event records. The most recent event recorded is TRG count #9.
5 This was a deployment which recorded 5-seconds of pre-crash data and 200 (MS) of
6 data after deployment criteria was met. (Refer to attached report).

7 The other remaining TRG's (8, 7, 5) events shown in the download report are non-
8 deployment events.

9

10 **Deployment:** indicates that the event record was complete. Refer to attached
11 report.

12 System status at time of Deployment:

13 Front/Rear event

14 Driver's airbags deployment time from algorithm enabled to (TRG), 86 milliseconds
15 (ms).

16 Driver's buckle switch circuit status - "Unbuckled"

17 Passenger's buckle switch circuit status - "Unbuckled"

18 Maximum longitudinal recorded velocity change (delta 'V'): -14.1 mph.

19 Time from algorithm enable to maximum-recorded vehicle velocity change: 200
20 milliseconds (ms).

21 There was no diagnostic trouble codes (DTC) recorded at time of deployment.

22 Pre-crash data (meaning -5 to 0 sec before the collision) for this event shows the
23 following:

| Time (sec) | -4.9 | -3.9 | -2.9 | -1.9 | -.09 | 0 (TRG) |
|----------------------|----------|----------|----------|--------|----------|----------|
| Speed (MPH/[Km/h]) | 29.8[48] | 34.8[56] | 39.8[64] | 41[66] | 39.8[64] | 34.8[56] |
| Brake Switch | OFF | OFF | OFF | OFF | OFF | OFF |
| Accelerator rate (V) | 3.13 | 3.52 | 3.24 | 3.44 | 0.78 | 3.20 |
| Engine RPM | 4,800 | 5,200 | 5,200 | 3,600 | 2,400 | 1,600 |

24

| | | | | |
|-------------|-------------|------------|--------------------|---------|
| PREPARED BY | I.D. NUMBER | DATE | REVIEWER'S NAME | DATE |
| J. Popp | 2277 | 08/14/2014 | <i>[Signature]</i> | 8/15/14 |

| DATE OF INCIDENT | TIME | NCIC NUMBER | OFFICER I.D. | NUMBER |
|------------------|------|-------------|--------------|------------|
| 08/07/2014 | 1610 | 4203 | | 2014-18009 |

OXPD Report Number 2014-79187

1 **1st Prior Event (TRG 8)**

- 2 System status:
3 Front/Rear event
4 Driver's airbags deployment time from algorithm enabled to (TRG): Not Commanded.
5 Driver's buckle switch circuit status - "Unbuckled"
6 Passenger's buckle switch circuit status - "Unbuckled"
7 Maximum longitudinal recorded velocity change (delta 'V'): -2.6 mph.
8 Time from algorithm enable to maximum-recorded vehicle velocity change: 200
9 milliseconds (ms).
10 There was no diagnostic trouble codes (DTC) recorded at time of deployment.
11 Pre-crash data (meaning -5 to 0 sec before the collision) for this event shows the
12 following:

| Time (sec) | -4.4 | -3.4 | -2.4 | -1.4 | -.04 | 0 (TRG) |
|----------------------|----------|----------|----------|--------|----------|----------|
| Speed (MPH/[Km/h]) | 29.8[48] | 34.8[56] | 39.8[64] | 41[66] | 39.8[64] | 38.5[56] |
| Brake Switch | OFF | OFF | OFF | OFF | OFF | OFF |
| Accelerator rate (V) | 3.13 | 3.52 | 3.24 | 3.44 | 0.78 | 0.78 |
| Engine RPM | 4,800 | 5,200 | 5,200 | 3,600 | 2,400 | 2,000 |

13

14 **2nd Prior Event (TRG 7)**

- 15 System status:
16 Side impact event (Passenger's side)
17 Driver's side airbags deployment time from algorithm enabled to (TRG): Not
18 Commanded.
19 Driver's buckle switch circuit status - "Unbuckled"
20 Passenger's buckle switch circuit status - "Unbuckled"
21 Maximum Lateral recorded velocity change (delta 'V') 2.6 mph.
22 Time from algorithm enable to maximum-recorded vehicle velocity change: 74
23 milliseconds (ms).
24 There was no diagnostic trouble codes (DTC) recorded at time of deployment.

| PREPARED BY | I.D. NUMBER | DATE | REVIEWER'S NAME | DATE |
|-------------|-------------|------------|--------------------|---------|
| J. Popp | 2277 | 08/14/2014 | <i>[Signature]</i> | 8/15/14 |

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| DATE OF INCIDENT | TIME | NCIC NUMBER | OFFICER I.D. | NUMBER |
| 08/07/2014 | 1610 | 4203 | | 2014-18009 |

OXPD Report Number 2014-79187

- 1 Pre-crash data (meaning -5 to 0 sec before the collision) for this event shows the
2 following:

| Time (sec) | -4.4 | -3.4 | -2.4 | -1.4 | -.04 | 0 (TRG) |
|----------------------|----------|----------|----------|--------|----------|----------|
| Speed (MPH/[Km/h]) | 29.8[48] | 34.8[56] | 39.8[64] | 41[66] | 39.8[64] | 38.5[56] |
| Brake Switch | OFF | OFF | OFF | OFF | OFF | OFF |
| Accelerator rate (V) | 3.13 | 3.52 | 3.24 | 3.44 | 0.78 | 0.78 |
| Engine RPM | 4,800 | 5,200 | 5,200 | 3,600 | 2,400 | 2,000 |

3

4 **3rd Prior Event (TRG 5)**

5 System status:

6 Side impact event (Driver's side)

7 Driver's side airbags deployment time from algorithm enabled to (TRG): Not

8 Commanded.

9 Driver's buckle switch circuit status - "Unbuckled"

10 Passenger's buckle switch circuit status - "Unbuckled"

11 Maximum Lateral recorded velocity change (delta 'V') -0.6 mph.

12 Time from algorithm enable to maximum-recorded vehicle velocity change: 75
13 milliseconds (ms).

14 There was no diagnostic trouble codes (DTC) recorded at time of deployment.

15 Pre-crash data (meaning -5 to 0 sec before the collision) for this event shows the
16 following: no pre-crash data.

17

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| | | | | |
|-------------|-------------|------------|--------------------|---------|
| PREPARED BY | I.D. NUMBER | DATE | REVIEWER'S NAME | DATE |
| J. Popp | 2277 | 08/14/2014 | <i>[Signature]</i> | 8/15/14 |

DATE OF INCIDENT
08/07/2014

TIME
1610

NCIC NUMBER
4203

OFFICER I.D.

NUMBER
2014-18009

OXPD Report Number 2014-79187



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PREPARED BY
J. Popp

I.D. NUMBER
2277

DATE
08/14/2014

REVIEWER'S NAME

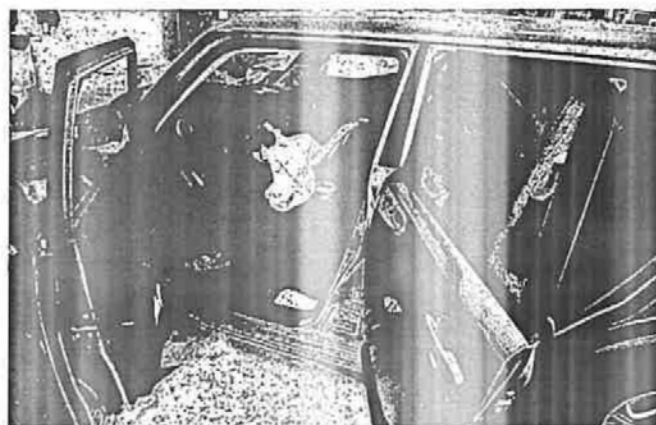
DATE

[Signature] 8/15/14

| | | | | |
|------------------|------|-------------|--------------|------------|
| DATE OF INCIDENT | TIME | NCIC NUMBER | OFFICER I.D. | NUMBER |
| 08/07/2014 | 1610 | 4203 | | 2014-18009 |

OXPD Report Number 2014-79187

1



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Watermark: Copyright © 2014

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| PREPARED BY | I.D. NUMBER | DATE | REVIEWER'S NAME | DATE |
| J. Popp | 2277 | 08/14/2014 | | |

PROPERTY / EVIDENCE REPORT

VENTURA COUNTY SHERIFF'S DEPARTMENT

AGENCY IDENTIFIER CA0560000

Page 1 of 2

| | | | | | | | |
|--|--|-------------------------|----------|--|---------------|--|------------------------|
| 1 CONNECTING REPORT NUMBERS | | 2 RD O | | 3 BEAT OXNA | | 4 RB NUMBER 140018009 | |
| 5 INCIDENT / OFFENSE(S) (List all probable cause offenses pertaining to this RB.) Warrant Search SOC/ Search Warrant / S | | | | 8 <input type="checkbox"/> Misdemeanor <input checked="" type="checkbox"/> Felony | | 7 DATE OF INCIDENT 08/07/2014 1605 | |
| 8 LOCATION OF INCIDENT (STREET ADDRESS AND CITY) Ventura Road At Teal Club and below: 1331 [REDACTED] Street, Oxnard, California 93030 | | | | | | 9 STOLEN PROPERTY VALUE TOTAL | |
| CODE V - Victim S - Suspect A - Arrestee IF - Finder O - Owner R - Reporting Party 10 CODE 11 NAME (Last, First, Middle, Gen.) / FIRM NAME AKA / Moniker RACE SEX 14 DOB 1 A Cortez, Rudy [REDACTED] STATE ZIP 15 BUSINESS PHONE [REDACTED] 17 RESIDENCE PHONE | | | | | | | |
| 18 CODE 19 NAME (Last, First, Middle, Gen.) / FIRM NAME AKA / Moniker RACE SEX 22 DOB 23 BUSINESS PHONE 24 RESIDENCE ADDRESS / (Same as Box #) CITY STATE ZIP 25 RESIDENCE PHONE | | | | | | | |
| 26 CODE 27 NAME (Last, First, Middle, Gen.) / FIRM NAME AKA / Moniker RACE SEX 30 DOB 31 BUSINESS PHONE 32 RESIDENCE ADDRESS / (Same as Box #) CITY STATE ZIP 33 RESIDENCE PHONE | | | | | | | |
| 34 NARRATIVE | | | | | | | |
| I booked the below listed items as evidence at the Camarillo Police Station in Camarillo. | | | | | | | |
| A13 Watermark (unregistered) A13.14 (unregistered) | | | | | | | |
| PROPERTY/EVIDENCE INFORMATION For Bicycles, include the type (boys, girls, road, BMX, etc), frame size (inches), wheel size (inches), number of gears and license no/city in the Additional Information field. | | | | | | | |
| 35 LOCATION BOOKED: Camarillo | | | | 36 SEARCH WARRANT ? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | 37 FINDER WISHES TO CLAIM? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| 38 PROPERTY CLASSIFICATION CODES SP - STOLEN PROPERTY LP - LOST PROPERTY A - CURRENCY NOTES D - VEHICLES G - FIREARMS J - LIVESTOCK SIR - STOLEN/RECOVERED RC - RECOVERED PROPERTY B - JEWELRY/PRECIOUS METALS E - OFFICE EQUIPMENT H - HOUSEHOLD GOODS K - MISCELLANEOUS E - EVIDENCE FP - FOUND PROPERTY C - CLOTHING/FURS F - ELECTRONIC EQUIPMENT I - CONSUMABLE GOODS L - BIKE SK - SAFEKEEPING T - TRANSACTION NOTE: ALL VEHICLES SHOULD BE ENTERED ON A CHP180 REPORT | | | | | | | |
| CODES E K | | ITEM # 100 | QTY 1 | ITEM NAME Plngs | MAKE | MODEL / CALIBER | PROPERTY ROOM USE ONLY |
| PROP AFFILIATIONS 1 | | ID / SERIAL NUMBER / | | | VALUE 0.00 | | |
| ADDITIONAL INFORMATION Copies of emailed plng notifications. | | | | | | | |
| CODES | | ITEM # | QTY | ITEM NAME | MAKE | MODEL / CALIBER | PROPERTY ROOM USE ONLY |
| PROP AFFILIATIONS | | ID / SERIAL NUMBER | | | VALUE | | |
| ADDITIONAL INFORMATION | | | | | | | |
| 39 DATE AND TIME OF REPORT 08/27/2014 1515 | | | | 40 REPORTING OFFICER / ID NO. / DIV / UNIT DE - Deputy Dike, Gunnar - 3928 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS | | | |
| 41 FTO OFFICER / ID NO. / DIV / UNIT | | | | 42 APPROVED BY / ID NO. / UNIT SGT - Sergeant O'Sullivan, Peter - 2800 - CCPS-INVESTIGATIONS - CCPS CAMARILLO-INVESTIGATIONS | | | |
| COPIES TO <input type="checkbox"/> DET / MC <input type="checkbox"/> NARC <input type="checkbox"/> GANG / SEU <input type="checkbox"/> STATS <input type="checkbox"/> PRESS <input type="checkbox"/> DOJ <input type="checkbox"/> COURT <input type="checkbox"/> OTHER | | | | | | | |

PROPERTY / EVIDENCE REPORT

Page 2 of 2

VENTURA COUNTY SHERIFF'S DEPARTMENT
AGENCY IDENTIFIER CA0560000

43 RB NUMBER

140018009

| PROPERTY CLASSIFICATION CODES | | | | PROPERTY CODES | | | |
|---|--|--|--|---|--|--|--|
| SP - STOLEN PROPERTY SR - STOLEN/RECOVERED E - EVIDENCE SK - SAFEKEEPING | | | | LP - LOST PROPERTY RC - RECOVERED PROPERTY FP - FOUND PROPERTY T - TRANSACTION | | | |
| A - CURRENCY/NOTES B - JEWELRY/PRECIOUS METALS C - CLOTHING/FURS | | | | D - VEHICLES E - OFFICE EQUIPMENT F - ELECTRONIC EQUIPMENT | | | |
| G - FIREARMS H - HOUSEHOLD GOODS I - CONSUMABLE GOODS | | | | J - LIVESTOCK K - MISCELLANEOUS | | | |

| CODICES | ITEM # | QTY | ITEM NAME | MAKE | MODEL / CALIBER | PROPERTY ROOM USE ONLY |
|------------------------|--------|-----|--------------------|------|-----------------|------------------------|
| PROP AFFILIATIONS | | | ID / SERIAL NUMBER | | VALUE | |
| ADDITIONAL INFORMATION | | | | | | |
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| ADDITIONAL INFORMATION | | | | | | |
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Ventura County Sheriff's Office
FIREARMS QUALIFICATION RECORD

LAST Hon FIRST Stacy RANK Det.

I.D.# 4360 ASSIGNMENT WCPS/SGU

SIGNATURE [Signature] DATE 7/7/14

WEAPON FIRED: (SERIAL NO., MAKE, CALIBER, MODEL)
[Redacted], Sig., 45, P220

☒ ISSUED WEAPON

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ OPTIONAL/OFF [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ SHOTGUN [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ RIFLE [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ OTHER [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

Ventura County Sheriff's Office
FIREARMS QUALIFICATION RECORD

LAST Hon FIRST Stacy RANK Det.

I.D.# 4360 ASSIGNMENT WCPS/SGU

SIGNATURE [Signature] DATE 2/11/14

WEAPON FIRED: (SERIAL NO., MAKE, CALIBER, MODEL)
[Redacted], Sig., 45, P220

☒ ISSUED WEAPON

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ OPTIONAL/OFF [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ SHOTGUN [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ RIFLE [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

☒ OTHER [Redacted] SCORE 100% QUALIFY X

RANGEMASTER [Redacted] SCORE 100% QUALIFY X

Ventura County Sheriff's Office
FIREARMS QUALIFICATION RECORD

LAST Holt FIRST JACOB RANK DEP.

ID.# 4360 ASSIGNMENT WCPS/SGU

SIGNATURE [Signature] # 4360 DATE 5/19/14

WEAPON FIRED: (SERIAL NO., MAKE, CALIBER, MODEL)

☒ ISSUED WEAPON [Redacted] SIG .45 P220

RANGEMASTER [Redacted] SCORE 100% QUALIFY ✓

☒ OPTIONAL/OFF DUTY [Redacted] RUGER .38 LCR

RANGEMASTER PO4451 SCORE PASS QUALIFY ✓

☒ SHOTGUN RANGE

RANGEMASTER PO4451 SCORE PASS QUALIFY ✓

☐ RIFLE _____

RANGEMASTER _____ SCORE _____ QUALIFY _____

☐ OTHER _____

RANGEMASTER _____ SCORE _____ QUALIFY _____

Ventura County Sheriff's Office
FIREARMS QUALIFICATION RECORD

LAST HOGI FIRST JACOB RANK DET

I.D.# 4360 ASSIGNMENT WCPS/SGU

SIGNATURE [Signature] DATE 10/4/14

WEAPON FIRED: (SERIAL NO., MAKE, CALIBER, MODEL)

☒ ISSUED WEAPON [Redacted], 81G, .45, P220

RANGEMASTER WAL 2949 SCORE 100% QUALIFY L

☒ OPTIONAL/OFF DUTY [Redacted] RUGER, .38, L&R

RANGEMASTER WAL 2949 SCORE PASS QUALIFY L

☒ SHOTGUN RANGE

RANGEMASTER WAL 2949 SCORE PASS QUALIFY L

☐ RIFLE _____

RANGEMASTER _____ SCORE _____ QUALIFY _____

☐ OTHER _____

RANGEMASTER _____ SCORE _____ QUALIFY _____