The Humboldt County Sheriff's Office Detectives have revealed the name of the female driver of the vehicle stopped Monday Night, 12-8-86 in which California Highway Patrol Officer John Shoffner was shot and where [redacted] was shot and killed.

The female driver is identified as [redacted], age 37 of Winters, California.

Through a continuing investigation by the Humboldt County Sheriff's Office and the Yolo County Sheriff's Office, [redacted] was arrested for Harborring and Aiding a Fugative, 32. P.C., on 12-12-86 in Winters, California.

The Yolo County Sheriff's Office Detectives are continuing their investigation regarding [redacted] and others on a series of Armed Robberies in their County.
On Monday Dec. 8, 1986, at approx. 9:44pm two CHP officers from the Garberville area office were northbound on Hwy 101 near Myers Flat. They observed a vehicle southbound on the freeway which had a headlight out. The officers turned their patrol unit around and stopped the vehicle. Upon making contact with a male and female in the vehicle, the male passenger suddenly opened the passenger door and started shooting at officer John Shoffner, striking him in the stomach. An exchange of gunfire between the passenger and CHP officers resulted in the death of an unidentified white male adult. CHP officer Shoffner was treated for a gunshot wound at the Garberville Medical Center and released. The Humboldt County Sheriff's Department is conducting an investigation into the shooting and is being assisted by the District Attorney's Office and the Department of Justice.
The Humboldt County Sheriff's Detectives, California Highway
Patrol, and several other Agencies have been working cooperatively
to identify the white male adult involved in a shoot-out with
two California Highway Patrol Officers just north of Myers Flat,
California on 12-8-86.

Officials have identified the man as [redacted] also
known as [redacted] Age 30, of Pacheco, California.

[Redacted] was wanted on a $500,000 Arrest Warrant for the
Charges of Attempted Murder of a Police Officer and several counts
of Armed Robbery and Possession of Illegal Weapon in the Davis,
California Area.

Officers discovered through a check of the Firearm used in the
shooting that it was registered to [redacted] Verification
of his identity was determined when Investigators of the U.C.
Davis and the Woodland Police Department provided a photograph
and fingerprints of [redacted]

The Sheriff's Detectives have also recovered an assault type
rifle and ammunition from the vehicle [redacted] was a
passenger in at the time it was stopped by the California Highway
Patrol. The Investigators believe this rifle may have been used by [redacted] in the Attempted Murder of a U.C. Davis Police
Officer.

At the time of the C.H.P. car stop and shoot-out on 12-8-86, the
two C.H.P. Officers had no knowledge of [redacted] being
wanted by the authorities.

This case is still under investigation by the authorities and
evidence is being analyzed by the California Department of Justice
Criminalist.
The Sheriff's Department is continuing its investigation into the shooting of CHP Officer John Shoffner by an unidentified white male adult on Monday evening.

Investigators from the Sheriff's Department, the Department of Justice and the District Attorney's Office spent six hours processing the scene, located between Myers Flat and Weott in Southern Humboldt County.

The unidentified male was killed by CHP officers when they returned his fire. A female who was driving the vehicle at the time of the incident has not been charged at this time, and the investigation is continuing in an effort to identify the male involved.

An autopsy is planned for Wednesday, December 10th, and evidence recovered at the scene has been secured by the Department of Justice for processing. A search warrant has been issued for the search of the vehicle involved, and the completion of that search is planned for Wednesday, 12-10-86.
NEWS RELEASE
FOR IMMEDIATE RELEASE

EUREKA, CA, January 29, 1987 -- District Attorney Terry Farmer announced today that he has completed his review of the facts and circumstances surrounding the shooting incident of December 8, 1986 which resulted in the wounding of CHP Officer John Shoffner and the death of wanted [REDACTED] "I have concluded," said Farmer "that Officers Shoffner and Terry Gordon acted appropriately in dealing with an armed criminal [REDACTED] who was determined that he would not be apprehended alive. It is extremely fortunate that one or both of the officers were not more seriously injured or killed."

The incident started when a vehicle, driven by [REDACTED] of Winters California, was pulled over by the CHP officers for a non functioning headlight on southbound Highway 101 near Weott. Officer Shoffner approached the vehicle from the passenger side and observed a holster protruding from the seat
occupied by [REDACTED] age 30. When the Officer inquired if [REDACTED] had a weapon, [REDACTED] emerged from the vehicle firing a .38 caliber semi-automatic pistol. Shoffner and patrol Officer Gordon returned the fire and a gun battle ensued which resulted in [REDACTED] death and the wounding of Officer Shoffner. It was later learned that [REDACTED] was being sought by Yolo County authorities in connection with two robberies in that area and for the attempted murder of a University of California Davis police officer who was investigating those incidents.

"The appropriate action of the Officer's and the death of [REDACTED] closes the case as far as this office is concerned," said Farmer. [REDACTED] who took no part in the gun play, has subsequently been charged in Yolo County with being a accessory to a felony for harboring [REDACTED]

Investigation into the shooting was led by Detective George Hill of the Humboldt County Sheriff's Department who was assisted by other members of that department, the District Attorney's Office, the State Department of Justice Crime Laboratory and the Coroner's Office. The Highway Patrol cooperated in the investigation.

--30--
**Humboldt County Sheriff's Department**

**-1200-**

**Occurrence**

**3 Code Section**

664

**4 Title**

ATTEMPTED MURDER

**5 Classification**

BY USE OF HAND-GUN.

**7 Report Area**

32

**Date & Time Occurred -- Day**

Monday, December 8, 1986

**Date & Time Reported**

12-8-86 2:130-21:45

**Location of Occurrence**

U.S. Hwy 101 - NORTH OF MYERS FARM, CA.

**Victim**

**11 LAST, FIRST, MIDDLE (IF BUSINESS)**

Schoffer, John

**14 Occupation**

TRAFFIC OFFICER

**15 Race**

W

**16 Sex**

M

**17 Age**

22

**18 D.O.B.**

1973

**19 Other Address**

CHP - GARBERVILLE, CA.

**12 Residence Address**

**13 Res Phone**

**20 Other Phone**

**21 Witness**

**22 Year**

**23 Make**

**24 Model**

**25 Body Style**

**26 License No.**

**27 State**

**57a Target(s)**

1 CITY/REG/DWR

2 Owner/Employee

3 Safe Box

4 Vendor/Machine

5 Display Items

6 Storage Area

7 Customer

8 Office

9 Other

**58 Description of Area**

7a Residential

2 Business

3 Industrial

4 School

5 Institutional

6 Construction Site

7b Method of Entry N/A

1 Forced

2 Mere Force

3 Attempt Force

7c Method Against Property

1 Key

2 Body Force

3 Saw/Dill/Burn

4 Channel Locks

5 Pipe Wrench

6 Tire Iron

7 Brick,Black

8 Pry Tool

9 Bolt Cutters/Pliers

10 Punch

11 Smashing Tool

12 Win/Cable/Hang

13 Scwodriver

14 Unknown

15 Other

**75 Security Used N/A**

1 None

2 Neighbor Watch

3 Operation I.D.

4 Window Decals

5 Interior Lights

6 Exterior Lights

7b Gar/Gate/Girl

**78 Evidence Obtained N/A**

1 None

2 Yes, Impound

3 Clothing

4 Yes, Weapons/Tools

5 Other

6 Blood/Semen

**80 Investigative Activities N/A**

1 Out of Town

2 Test Mark Photographed

3 Vehicle/Truck Tracks Photog.

4 Scene Photographed

5 Victim Photographed

6 Scene Diagrams

7 Neigh. Checked

8 Area Checked

9 Witness(s) Cont'd

10 Victim(s) Cont'd

11 Statements

12 Def. Notified

13 Local Ttytels/Broadcast

14 Fingerprint Taken

15 Other

**82 Other Related Reports**

1 Concur

2 GfP, Review

3 Patrol

4 Invest

5 Patrol

6 Invest

7 Other

**83 Copies To**

1 Company

2 Other

3 Prob. C.P.C.

4 Other

5 Other

**Vulich F. HUll C.G.**

**Official Reporting OFFICE 0088/0052**

**0052**

**0067 Initial & Loss**

**57b Other Victim(s) Witness(es)**

5

**60 Occupation**

62 Address

63 D.O.B.

64 Other Address

**65 Other**
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

-1200-

W M 30

DECEASED

W F 37

ADDITIONAL SUSpects...

1206 HAIR LENGTH/TYPE

121 HAIR STYLE

122 FACIAL HAIR

123 COMPLEXION

124 GENERAL APPEARANCE

125 DEMEANOR

126 WEAPON

127 SPEECH

128 FURTHER SUSPECT DESCRIPTION (I.E. GLASSES, TATTOOS, TEETH, BIRTHMARKS, JEWELRY, SCARS, MANNERISMS, WEAPONS, ETC.)

ADDITIONAL VEHICLE IDENTIFICATIONS (DAMAGE, CHROME WHEELS, VIN, ETC.)

COURTHOUSE

ON DUTY CHP TRAFFIC OFFICERS

MAKES A TRAFFIC STOP ON VEHICLE. THE PASSENGER

STARTS SHOOTING AT THE OFFICERS. THE OFFICERS

RETURNED FIRE ON [REDACTED], KILLING HIM.

SEE REPORTS, PHOTOGRAPHS, DIAGRAMS,

AND STATEMENTS ATTACHED FOR DETAILS.

Vallick Hill 0088

143 APPROVED BY

144 DATE OF ACCIDENT

145 DAY

146 TIME

12/15/86

1986/10/30
Q: Today's date is December the 9th, 1986, the time right now by my watch is 0408 hours, this is Detective Frank Vulich, pursuant to case number 86-6168, Detective George Hill and the Garberville Substation Attendant first name only that I know of is [redacted], will be securing the [redacted] [redacted] of this investigation into the interview room here. We're attempting to ascertain what transpired the late evening of December the 8th, 1986 on U.S. Highway 101. Hello, like to have a seat here or here, wherever. I'm Detective Frank Vulich of the Humboldt County Sheriff's Department, this is Detective George Hill of the Humboldt County Sheriff's Department, um, it's my understanding that your first name is [redacted],

A: I don't have anything to say, do I, you realize (inaudible)

Q: Well, I don't know who you are, I was just told your name was [redacted] Um, we would like to talk to you regarding the incident that took place seven hours ago. Try to get some type of an account of what was going on.

A: (inaudible)

Q: Well, that's what we're here to investigate, is to find out what transpired, and you know, we'd appreciate you talking with us. You know, no one can tell you that, okay... I need to ask you a few questions about yourself though. It's my understanding your last name is [redacted]

A: Um-hmmm.

Q: Is that your maiden name? Your [redacted] now?

A: (inaudible) my purse?

Q1: We haven't, we haven't looked at your purse, we haven't done anything up there yet, okay? That's why we're asking you uh, you know, you can, we're not asking you anything about what happened, we're just asking you personal information about yourself, which we have a right to ask.

A: I don't think you do (inaudible) answer any of your questions.

Q1: Can you tell me why won't you tell us your name?

A: No.

Q1: It's not incriminating.

Q: No, you can't tell us, or no you don't want to tell us what your name is.

A: I'm not going to tell you.

Q: Okay, that's fine, I just want to clarify exactly what your intentions are. So it's your desire not to talk to us about this incident in any, any sense of the word.

A: No.
Q: I'm going to appreciate what you say, okay? I'm not here to force you to do anything against your Constitutional Rights, okay? It's just that I, we get called into these things after these things happen and it's, it's hard to investigate it, and uh, try ...

Q: Here are your glasses. You understand why they take your glasses away from you?

A: No.

Q: Okay, it's because some people when they get incarcerated, will hurt themselves, and obviously glass will do that, so ... These aren't glass, they're plastic.

Q: But they don't know, you know, they just see them and they're very heavy and they think that maybe they're dangerous, so they take them out. Can you see us now?

A: Yes.

Q: Can you see fine?

A: Yes.

Q: Okay, I'm George Hill, I'm an Investigator from the Sheriff's Office, this is Frank Vulich, he's an Investigator from the Sheriff's Office. We are not Highway Patrolmen; we are here to conduct this investigation so we can find out what happened. Okay? You can help us do that if you will. Uh, the things that we've been asking you so far are, are not in violation of your Constitutional Rights, as you know we're required by law to be very careful to protect your Constitutional Rights, that's exactly what we want to do. And before we ask you any questions directly related to this situation, we will advise you of your Constitutional Rights. Right now, what we'd like for you to do is just tell us who you are. And tell us why you're afraid and then we will read you your rights and you can decide whether you want to talk about this specific case or not, but you must understand that nobody's going to hurt you here.

A: I'm not gonna say anything.

Q: Okay, will you at least tell us about you? You were, your maiden name if [inaudible] have been around Garberville area for a long time, I know that, cause I'm from this area. And you're married to a man named [inaudible] is that right? Okay, you're shaking your head yes, so obviously we have a tape recorder here, it's for your protection as well as ours, okay?

A: Yes.

Q: This tape recording will be turned over to the District Attorney's office as will everything else. We're interested in your Constitutional Rights and if you're a Patriot, so am I. And we certainly don't want to hurt you, it's not our intention. And we are allowed to ask you your name, and where you live, and we'd like to do that, we'd like to have you cooperate and tell us your name and where you live, okay? What is your name, [inaudible] your full name?

A: I'm [inaudible] and I live at [inaudible] and I don't want you guys to send people out there to shoot them.

Q: We will not do that. We will not do that. That's never happened here.

A: Yeah, but Grandma (inaudible) be careful.

Q: No one is going to go out there and bother your grandmother.

A: Yes they are.

Q: They're not. We have no intention whatsoever of hurting your children, there's no reason in the world why we want to hurt your
children. We're sworn to protect your children from people that want to hurt them.

A: Well, that's who I am.

Q1: Okay.

A: And that's where I live.

Q1: How old are you [redacted]

A: Thirty seven.

Q1: Um-hmmm, and when were you born?

A: [redacted] [redacted] [redacted]

Q1: Okay, do you work?

A: Uh-uh.

Q1: And you're married?

A: Uh-hmmm.

Q1: Okay, has, has someone threatened you or hurt you before?

A: No.

Q1: Has a police officer ever threatened you or hurt your family before?

A: No.

Q1: Okay, so these fears, I don't know.

A: That you've read about or,

Q1: I don't want to talk any more.

A: Okay, would you like for us to read your Constitutional Rights, so we can see if you would like to . . .

A: If that's what you have to do.

Q1: Yes, if we, we would like to attempt to try to talk to you about this case, so that we can try to find out what happened, if there's something that was unfair or not right that happened here, it's our job to find out what it was, and the only way we can do that is to talk to those people involved. And obviously you were there, so we'd like to talk to you, before we can . . .

A: Could I talk to you later? After I get a chance to think a little bit?

Q1: Well, yes, let me, let me read these for you now and if you decide that you would rather wait and not give me an answer, then that's okay.

A: I'd like, do you have a kleenex?

Q1: That's not closing the door.

Q: I was looking for one for you.

Q1: Let me say one thing. . .

Q: This isn't our office, we're not uh . . .

Q1: We work out of Eureka, we don't work here. (background noise) They're a little rough, but the price is right. Now then, as you know, in order for us to talk specifically about what happened tonight, so we can find out what happened, we're required by law to read you your Constitutional Rights, okay? I'm going to do that now, because I'm interested in your Constitutional Rights, just as you are, and I want you to listen up to these rights, and then you can make a decision after I read them to you, okay? Now listen closely, and I'll ask you to tell me what they mean. You have the right to remain silent. You understand what that means? What does that mean to you?

A: I don't have to say anything.

Q1: Right, we're not going to do anything to make you talk, okay? Anything you say can and will be used against you in a court of law. Do you understand that?
A: Yeah.
Q: Okay, you have the right to talk to a lawyer and have him present with you while you’re being questioned. You understand what that means?
A: I don’t trust any of them.
Q: Okay, but you understand what that means?
A: Um-hmmm.
Q: Okay. If you cannot afford a lawyer, one will be appointed to represent you before any questioning if you wish, could you explain to me what that means?
A: Yes, that means I get a public pretender (laugh).
Q: (laugh) Whatever, but that’s correct. If you couldn’t afford a lawyer on your own, one would be provide, provided for you, okay, you’re shaking your head yes?
A: Yes.
Q: Darn tape recorder can’t see, so I have to . . .
Q: And it’s also free of charge.
Q: Okay? You can decide at any time to exercise these rights, this is important, I want you to listen to this closely, you can decided at any time to exercise these rights and not answer any questions or make any statement, you understand what that means?
A: Yes.
Q: Okay. Do you understand each of these rights that I’ve explained them to you? Having these rights in mind, thank you, having these rights in mind, do you wish to talk to us now?
A: No, I choose to remain silent.
Q: Okay.
Q: Time now, I’ll terminate this tape with the time now by my watch is 0422 hours, today’s date is December the 9th, 1986 pursuant to case number 86-6168.

transcribed by [Redacted]; 12-10-86, 1515 hours
SUPPLEMENTARY OFFENSE REPORT

HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE: CHP-OIS 

Date: 12-10-86 

CASE NO.: 86-6168

TELEPHONE CONVERSATION: 12-10-86

CALLER: 

OFFICER: FRANK VULICH

Key: 

Vulich - A
DeCarli - O

A. Were you one of the ones I talked to the other night?
0. No, you weren't, it was Frank Vulich and George Hill, Frank is here, if you'd like to talk to him
A. Yes, please
0. Okay, just hang on please.
Q. Hello, this is Detective Vulich, may I help you?
A. Yes, this is 
Q. Yes
A. I wanted to tell you guys that I'm going to go home
Q. You, where is that now
A. Down to Winters
Q. Oh, okay
A. And give you my number there. Do you have a pencil?
Q. Do I have what?
A. A pen?
Q. Yeah, I'm ready to copy
A. Okay, 
Q. Is that the same number you gave us before?
A. Uh, I think it is, it's my phone number.
Q. You said, your husband, right?
A. Yes.
Q. You gave a phone number to somebody, I was just asking
A. I don't know if I could have given the right one or not
Q. Okay, well, I don't have my notepad in front of me
A. Okay, well, my number is [redacted]
Q. And that's [redacted]
A. [redacted], area code
Q. Okay, what's your address down there?
A. Its Route [redacted], Winters and uh, if you guys want me, call me and I'll come up.
Q. Okay, well, did you ever, it's my understanding the Coroner's Office talked to somebody, was that you, or somebody else?
A. No, he didn't talk to me, I believe he talked to my sister [redacted].
Q. Oh, was that [redacted], okay, okay, well, I'm still kind of concerned um, about you, like we talked the other night.
A. Yeah
Q. I'm sorry
A. I don't know who to trust.
Q. Well, I don't know what you're problem is or why you'd feel that way, especially with us, uh, we're just trying to gather the facts and put the things together. You know, we know you know who this man is, um I don't understand why you won't even give us his name.
A. Well, it was my understanding that - that you have it don't you?
Q. I don't have it, who'd tell you that?
A. The Coroner
Q. Well, we have a name, we don't know, in fact if this is - is the right person.
A. Okay
Q. You seem to know, you can confirm that for us?
   Would you do that?
A. Well, no, but if you want me you can call me.
Q. I say now, it's the Coroner's obligation and law to notify this man's next to kin, and you know, just more delays, more of this and more of that, I mean, it just doesn't make any sense to me, I think I'm
A. Would you tell me why they would leave him there all night and then say in the Papers that he was dead on arrival?
Q. Well, let me tell you this. I have absolutely no control over the News Media, they can print in their papers anything they want to.
A. I heard one of the cops say, "he's D.O.A." and I thought D.O.A., he's still laying there on the ground.
Q. Well that's just a terminology, [redacted].
A. Well, they're not doctors they don't know if he was dead or not.
Q. Well,
A. Why didn't they try to save him?
Q. Well they did look at him - they did look at him.
A. Yeah, they said, "see if he's breathing before get her" they wanted to make sure he was dead.
Q. Well, like I say, [redacted] there's a lot of things we would like to ask you, uh, you have chosen not to talk to us.
A. Okay,
Q. There's a lot of things we don't know that we'd like to talk to you about, but we'll never know unless we're able to talk to you.
A. I see, well, okay.
Q. You know, I mean if, I just don't know what to tell you, okay? If in fact, you know, we surely, how can I say this, we surely weren't mean to you, uh, there was - you wouldn't identify yourself is my understanding at first, no one knew who you were?
A. Yes they did, I went to school with those girls, they knew exactly who I was.
Q. No, I'm talking about the CHP Officers at that location, okay.
A. Well, ....... who I was.
Q. Excuse me?
A. Gary Holder knew who I was.
Q. Well, he wasn't sure who you were either.
A. Oh, come off it - we....
Q. He was sure, he told me he wasn't sure, you were [redacted].
A. Okay.
Q. Okay, I mean, he had a little bit of confusion, I mean, he wasn't being - it wasn't like someone was trying to keep all these big
secrets from you. It was just that he wasn't sure. I don't -
I don't know what [redacted] looks like, I don't know how, what you
guys look alike or what have ya

A. I see
Q. I mean so, you got to remember something, you know, that's
a dramatic incident for everybody, not just, you know, you
A. Yeah, yeah, I suppose so
Q. Yeah, and a, the other night we talked to you, you just, you
didn't appear to be very coherent, uh, you didn't seem to be
very stable, I was concerned about you
A. If you'd seen what I'd just seen, you would understand
Q. Well, all that's true, that is true, but, you have to understand
I'm called out of my house, I drive down there, I don't know
anybody involved, you know, we go to talk to you, uh, you did
what you did, um, you just, it just makes things longer for
us, okay
A. Yeah, okay.

Q. Is your husband at home?
A. No, he's here with me, he came to get me
Q. Okay, so he's aware of what's going on?
A. I guess nobody can know except for me, I thought
Q. I'm sorry, I didn't hear what you said
A. I said, I guess nobody can know what's going on except for me
because I saw it
Q. Well, did you want to talk to me about that
A. I'm not sure, I'd like to think about it and I reach you at the
number I just called if I need you
Q. Okay. You know, I mean, we're catching all kind of rumors
uh, and a the thing is is that we're surely not like to work
with rumor, with like to work with what you know and what you
can tell us.
A. Yeah, well, what I can tell you is going to go into some secret
reports somewhere, that no one can get to, I know that because
we tried to get Sheriff's Reports here, uh, when on another case
when we were suing these damn hippies down here, and they wouldn't
give them to us, so finally we found out how to do a subpoena,
then we found out that they can't be used in Court, so what good does it do?

Q. Yeah, well, you're, you're, are you talking about a Civil situation or are you talking about a Criminal situation

A. Civil, I guess, I don't know what it was, and no one would tell

Q. Okay, well see, you're talking about things I'm totally unaware of, and a, I say, we can sit and talk for hours on idiosyncrasies of this system, you know, that's not going to help you and not going to help me

A. If I make a statement on some secret thing somewhere

Q. What kind of secret things are you talking about

A. A Sheriff's report

Q. To do what?

A. If I were to make a statement on some secret Sheriff's Report somewhere, it wouldn't do anyone any good cause it would never get out.

Q. Well that's that totally true either, uh, um, that's not totally true, I mean if you have something some secrets about what this event that you can tell me about, is that what you're saying, I don't understand

A. Well, I understand that the Cops down here say I ran into the bus

Q. This is the first time I've ever heard any of that

A. Okay, well maybe, that's a rumor

Q. Remember I told you about these rumors and stuff and all these innuendos

A. Yeah

Q. Now, you just made a statement, and I'm telling you, as the gospel, right now, that's the first time I've ever heard any thing like it

A. Okay, I see

Q. Okay. And that's the honest to God truth

A. Well, I'm glad to hear that

Q. See, but the thing is, you're dealing with rumors now yourself

A. That's right
Q. You see, and they work both ways
A. Yeah
Q. And it's not
A. So
Q. And it's not really healthy for you and it's not healthy for us
A. Okay, so I'm going home and I'm going to try to get back to normal and that's where I'll be, I'm not going anywhere, do you understand
Q. Sure, I, I
A. And I don't want you to send someone to shoot up my house, tell me, and I'll come
Q. We don't do that [blank]
A. Oh, sure you don't, hey
Q. We don't do that
A. Well, I'm telling you...
Q. Well, I don't, I don't know where you're getting this, where you're getting these feelings from, I don't know anything about your background or your experiences
A. Well, I witnessed, I witnessed someone getting shot up
Q. Yeah
A. And they could have saved him, and they didn't try
Q. Yeah, well, did you try to stop, um this guy from doing the shooting
A. Yeah, I said, "put your gun down, [blank], they're going to kill you" cause he was already dead anyway
Q. Why'd he even have the gun
A. I don't know
Q. I mean when did you first see the gun
A. That doesn't matter, these guys didn't try to save him
Q. You mean after the shooting
A. Yes
Q. What about, what I'm going to ask you is you'll answer it for me is, why'd he even bring a gun in the first place?
A. Don't people have a right to have a gun
Q. Well that's not the point, they, people do have a right to have a gun, don't misunderstand me there, that's not what I said,
but why did he pull it out on the Officers?
A. I don't know
Q. Did you know that he had the gun in the car while you were driving
A. He was asleep, was asleep
Q. Uh-huh
A. And all of a sudden, he woke up, here was a cop
Q. He saw the cop
A. Yeah, the cop's already there, asking for my driver's license -- I tried to dig it out, they
Q. But why did he just start shooting, this is what I'm going to ask you
A. Maybe he didn't just start shooting, because the cop said, "do you have a gun" first, and he, he said "yes" and then the cop pulled his gun and said "he's got a gun" and then everything started to happen, I don't know who fired first, to tell you the truth, but I do not think it was my friend
Q. Well, I don't shot first either
A. He said "yes"
Q. I'm sorry
A. He could have said "no" and hidden it, couldn't he? He said "yes" he had it.
Q. But he had it in his gun
A. Huh?
Q. I said, he had it in his hand
A. I don't know where he had it, he said "yes" though, maybe he didn't want them to think he was concealing it or something, well anyway
Q. Well, you know, its a sad situation, [REDACTED] I mean listen, I'm trying to tell you it is a sad situation, uh, I don't know a lot of things either at this point, uh, I'm still working on it - I'm still trying to decipher the evidence and trying to see, you know, what's going on
A. Yeah, Okay
Q. How long was he in the car sleeping?
A. I don't know, he was asleep though when the red light came on
Q. What I'm trying to say, was he in a deep sleep and you know, and some
A. I don't know if he was in a deep sleep or not, he was asleep
Q. Does a Policeman's Uniform, has it upset [REDACTED] in the past
A. I don't know, I mean what, what does that have to do with it
Q. Well, I'm just thinking, you know, I mean, gees, I mean the guy, if he's in a deep sleep and he wakes up and there's a policemen there
A. Yeah, that's what I'm thinking, so why did they keep stopping
Q. Why would he have a gun in his hand though
A. I don't know, he didn't have it in his hand
Q. Well, where was it?
A. He was asleep
Q. Where was the gun, is what I'm asking you
A. I don't know
Q. Did you know it was in the car
A. No
Q. That's your aunt's car or your mother's car
A. It's my aunt's car
Q. Your Aunt [REDACTED]
A. Yes.
Q. Okay. Okay so, when they called there to find out what the deal was with the car, and they said, "well no one is suppose to have the car, no one had permission to have that car"
A. Well, have you seen her? She's a zombi, she' had three strokes
Q. I understand this, apparently they talked to some young man, a 18 or 19 years old, he's the one that told the deputies that
A. He told - told them, what he knew, I don't know
Q. Well that's true, its true, but the thing is, we're trying to iron all that out, see cause, even the officers - they thought the car was stolen after that, see, so that was something that was a speculation that we had to probably work out
A. Yeah
Q. We're still trying to work things, trying to put this thing together so we got an understand, what happened
A. Okay, well
Q. We're not trying to be, you know, a, you kind of upset me the other day, you know, I've got three young children myself, and you know, I wouldn't let anybody hurt my kids, and when you say you know, we're going to kill your kids, and I'm thinking jesus, why would you even say that? Is that fair enough to say?
A. Yeah, I guess. Yeah, I can understand where you're coming from, okay, fine, well anyway, that's where I'll be okay
Q. Okay, um, your stuff will have to go through the District Attorney's Office to see if and what they want to release, if they want to release everything or what they want to do with it. I still have a few questions, I'd like to ask you though? Where did you pick up at?
A. I'm not saying.
Q. Okay. You know, I mean, and all the other stuff that's in the car, you know, we don't know what's yours, we don't know what's his
A. My purse is there
Q. Well I can understand that, your purse is in the car?
A. Yes.
Q. Okay
A. And it has money in it
Q. Okay
A. Just about all the money we have
Q. Okay, um, well it's in the car and it's going to be booked in and all the money will be counted and accounted for, about how much money do you think is in there?
A. I think about $300.00
Q. $300.00?  
A. Yeah. Two (2) One-hundred dollar bills are in my purse
Q. Okay
A. Are in the bottom of my wallet
Q. Anything else?  
A. My money you know, my check book,
Q. Okay, Okay, I thank you for at least calling in and uh
A. Okay
Q. You're going to be leaving shortly
A. Yes.
Q. And you have your children with you, I take it?
A. Yes.
Q. Okay. Well, like I say, there's a lot of questions, I'd like to ask you, um, I'd like to have you consider talking to us further
A. I'll think about that, I'll take your number home
Q. Okay, you have, the, you have my name?
A. Your name is DeCarli?
Q. No, my name is Frank Vulich, I'm one of the Investigators that talked to you in Garberville, the bigger guy
A. Wait a minute, let me get a pencil, write that down
Q. Okay.
A. How do you spell Vulich?
Q. Vulich is spelled V-like in Victor,
A. Okay
Q. U-L-I-C-H
A. L-i-c-h
Q. First name is Frank
A. Okay
Q. The other Investigator working on this matter
A. George Hill
Q. George Hill
A. Okay
Q. He's the shorter guy. And our office number here is 707-445-7301. And you might want to put down our Case Number also,
A. Okay.
Q. Its 86-6168
A. Okay.
Q. Okay
A. Okay
Q. Are you down in Garberville now?
A. Yes.
Q. Okay. Um, are you still at house?
A. Uh-huh
Q. Did we, do we have that number?
A. Yes, well, I can give it to you?
Q. Would you please?
A. Yes
Q. Okay. And I think, they got that number out of the phone book down there
A. Yeah.
Q. Well, I say there are a few questions I would like to ask you, I don't mean, mind telling you right now, I would like to ask you and you can think about it.
A. All right.
Q. You know, first of all, I'd like to have full name.
A. Mm-hm
Q. Um, second of all, I'd like to know, you know, where he came from, you know, how he got in your car and what all did he have in the car, you know.
A. Yeah
Q. I mean, I noticed there's a lot of things in the back in the back of the - in the back there, there's some boxes, suitcase, handbags, things of this nature, uh, I don't know - it looks like there's some clothing, sleeping bags and things like this.
A. Yeah
Q. Is that yours or is that his or can you tell me that
A. Some of its mine and some of its his
Q. I see. Okay, you don't know of any surprises, we're going to have once we search that car, do you?
A. You know, I've thought of one
Q. What's that,
A. That is, what I consider my enemies have been guarding that car
Q. Do I know
A. What I consider my enemies have been guarding that car, and that's like the fox guarding the hen house
Q. Uh-huh
A. They were asking me about drugs and stuff
Q. Who is that now?
A. The cops were?
Q. When was this?
A. When they were?
Q. After the shooting?
A. Yes
Q. Okay
A. And if there's any in there, hey, I'm against those things
Q. Okay, well, I don't know what's in there
A. And they have been planted, okay
Q. Well, let me guarantee you something, I won't plant anything in your car, and I don't know of any officer that would do that up here, -- You're car has been completely sealed and locked
A. No even to justify murdering someone
Q. Do what now?
A. You mean, they wouldn't even plant it to justify why they murder someone
Q. Well, I don't know why you're even saying that to tell you the truth, um
A. Yeah, I didn't think you'd believe me, probably no one would
Q. Well, that's not true, either, we have a certain observation of things that take place and you have a perspective of what took place, okay
A. Yes
Q. And how you perceive things is different than how other people are going to perceive things
A. Yeah.
Q. Uh, that's why, I'm trying to tell you is, if we can talk to you and you can say this is what happened, this is how I perceived it, what we do is, we put all evidence together, its all analyzed its giving to the District Attorney's Office.
A. Oh, boy. Right, yeah - he wouldn't help anybody
Q. Who's that?
A. The District Attorney.
Q. Well,
A. We tried to get him to help us with these hippies out here
Q. Yeah. Who's that now you talked to?
A. The District Attorney
Q. Terry Farmer?
A. Yeah
Q. You talked to him personally?
A. I didn't, but my sister did, I wrote him a letter, I wrote him two letters, he wouldn't answer any on them. They don't care.
Q. Well, can't really say, they don't care, you know, this, our systems dictates to us what we can and what we can't do. You know, its no difference in now or this, its just like you told me and George Hill that you had nothing to say and you didn't want to talk to us.
A. Oh, yeah
Q. We can't, we can't hold you down, we can't make you say a word, and you know that.
A. Yeah, okay.
Q. Well, its the same thing with these hippies, they know they can get away with certain things and they want to do it and they're going to get away with it
A. Yeah
Q. You know, and how do you think that makes Law Enforcement feel? We're not happy with them, but we have a govern- we have a laws and statutes that tell us and dictate to us, what we can do and what we can't do. And even when Police Officers break the law, well they have to answer for it.
A. No they don't. The other's cover for them.
Q. Well, see you're set into this, this thing and its manifesting you, see
A. Yeah. That's the way I am, okay
Q. Okay. Uh, you don't want to tell me anymore about, you mentioned the first name of
A. Yeah.
Q. Does he have a last name?
A. No, I guess he does, but
Q. Can you tell me where he's from?
A. No, but they already have determined that.
Q. Who is they have already determined that?
A. Um
Q. I told you, now I'm not going to lie to you, we have a name, but we haven't verified that this is, you know, this is the person. And we're still working on that, and that's going to take us a little bit of time to do that.
A. Yeah.
Q. But in the mean time, if you know, if you'd confirm it for us, it would help expediate things.
A. Well,
Q. All you're doing in giving me a name, I mean, I don't know what, if that's a big of a deal to you.
A. Yeah, I don't know either, I'll have to think about it, but I will think about it, and I'll get with you
Q. Okay, I would appreciate it if you would cooperate and talk with Detective Hill and myself, okay
A. Yes.
Q. Um, because, here let me ask you this, let me tell you this, this is the way its going to have to be, is once anything can be released to you, you're personally going to have to come up here and get it.
A. Okay.
Q. It will not be forwarded to you because, you'll have to sign for it.
A. Okay, do I, get a receipt for it, by the way, while you guys are holding it?
Q. Well, we don't have a receipt to for this reason, because we don't know what's in there.
A. When will you
Q. Probably will go through it either later on this afternoon or tomorrow, the car is locked up and stored
A. It was not locked when I left it
Q. Its locked now
A. Okay, but it wasn't when I left it, the door was wide open
Q. Because
A. Because I had my hands up
Q. Because, yeah, because they were instructed not to touch anything
A. They did touch
Q. Yeah, we know that, we went through all that with them, what exactly they'd touch, but what I'm trying to tell you, is that
everything from the inside was remained the same, and the car's been towed in, it's in a secure location and the doors are now locked, cause I did it myself.

A. But the doors were open and I know they turned on the lights
Q. Which door was open?
A. My door was open
Q. And what about the other one?
A. The other one was closed?
Q. Who shut that?
A. The [redacted]
Q. The [redacted] that's [redacted].
A. Yes
Q. When did [redacted] shut that door?
A. When it was all happening. He, he, a I said "get in, get in" and he slammed the door with his foot, he was on the ground.
Q. But I still don't understand, why he had the gun in his hand.
A. Probably only he knows that
Q. Well, here's what I'm saying, you said he was sleeping in the car
A. Yeah
Q. Apparently, you know, there's a holster on the floor board of the car
A. Yeah, I guess, I don't know
Q. Well, it'd be you to know, you'd know if it was there, uh, and apparently he had the gun in his hand
A. I don't know, I don't know
Q. Well are you trying to tell me that everything happened so fast that you just didn't see that or
A. I was looking for my license
Q. Okay
A. I don't know what really - what I heard what was said
Q. But you heard the officer ask him if he had a gun though?
A. Yeah, well, he was must have seen it, he said "do you have a gun sir?" And he said, "yes",
Q. [redacted] said "yes"
A. He said "yes"
Q. And then what happened?
A. And then they, then the Sheriff said, "he's got a gun," he hollered it, and I'm assuming he drew it, he drew his and I don't know, who shot first
Q. So shots were fired but you don't know who shot first
A. Right.
Q. But he acted in the car on his own, right?
A. Yes.
Q. Do you know why he did that?
A. I don't know, maybe he thought he was going to get shot
Q. Hmm, well, like I say, everything happened so fast, I'm just trying to get how you perceived things
A. That's how I perceive it
Q. Yeah. Well what else did you hear him say?
A. That's all, that's the last thing he said. They shot him.
Q. How many shots do you think were fired all together?
A. A bunch. Oh, much more than were necessary. A bunch.
Q. Just a bunch, huh?
A. Yeah, over, and over, seemed to keep going on and on.
Q. Well, is his, do you know whose gun that was?
A. No, I couldn't tell.
Q. Do you know if he, if he had, well you must have know he had it when he got in the car.
A. Well, I, I don't know
Q. Is he wanted for something?
A. I don't know.
Q. You don't know, or you're not sure?
A. I'm not sure, I'm not positive.
Q. Okay. Okay, well, like I say, there are, there are other questions that I would like to talk to you about
A. Yeah
Q. And you think about it, I think you want to talk, you just don't know where to go.
A. Okay
Q. Is that fair enough to say
A. Yeah. All right, well, we'll be in contact, I'm sure
Q. Okay, listen, when the time comes, I'll try to do it myself, hopefully you can recognize my voice when I call to tell you
I'm sorry?
A. I would appreciate that
Q. About your property, okay
A. Okay
Q. And, if you want to, you know, like I say, I'm going to ask you again, about talking to me, next time I talk to you on the phone, next time I see you here, I'll ask you if there's anything else, you know, I'm going to ask you these things.
A. Okay
Q. We'd really like to get down to the exact bottom of the exactly what happened.
A. Okay
Q. Okay. [redacted]
A. Okay.
Q. Okay. I'll talk to you later
A. Okay, thank you
Q. Bye Bye
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

CASE NUMBER: 86-6168
STATEMENT OF: [REDACTED]
TAKEN BY: Detective Frank Vulich
AGENCY: Humboldt County Sheriff's Department
DATE/TIME: 12-12-86

This is Detective Frank Vulich, Humboldt County Sheriff's Department, today's date is December the 12th, 1986, the time now by my watch is 1202 a.m., this is a call that I'm gonna be making to one [REDACTED], her home phone number is [REDACTED], regarding case number 86-6168. I'll be dialing this number in just one moment. PHONE BEING DIALED.

(remainder of tape inaudable from this point on - loud buzzing sound through out tape drowning out all conversation)

transcribed by [REDACTED], 12-15-86, 1515 hours
Details of Offense and Investigation Progress

Monday, 12-8-86
Time, approximately 2130 to 2144 hrs.
Location, about one mile north of Myers Flat, CA. along U.S. Hwy 101.
Vehicle, a Ford Pinto, Stationwagon, CA.

#1: , AKA , 30 yrs. old.
#2: WFA, .37 yrs. old.

#1. SHOFFNER, John A.
California Highway Patrol, Traffic Officer
Garberville Station; 707-923-9251

#2. GORDON, Terry R.
California Highway Patrol, Traffic Officer
Garberville Station; 707-923-9251

REPORT OF: 
Frank N. Vulich; Humboldt County Sheriff's Detective
826 Fourth Street; Eka, CA. 707-445-7301

On Monday night, 12-8-86, at about 1010 P.M., I received a telephone call from the dispatcher, to respond to an Officer Involved Shooting down by Myers Flat. I was informed that two CHP officers were shot and that a male was shot and killed at the scene. When asked, the dispatcher, said that Detective George Hill was also called out and dispatched to respond to the scene.

Shortly thereafter, Det. Hill and I got together and responded to the scene whereas we arrived at about 2311 hrs. (11:11 P.M.). At the scene we contacted HCSO Detective Lt. Dennis DeCarli and HCSO Gary Holder who is a Garberville resident deputy.

The scene had been roped off with yellow evidence tape. I requested that the scene perimeter be expanded which was completed by the CHP personnel at the scene. The California Department of Transportation was summoned to "cone" off the right lane of the highway at the scene area.

At the scene, Deputy Holder proceeded telling me that the scene was secured and that nothing was touched except for the CHP unit's lights; the vehicle's lights, and the who was checked. Refer to Deputy Holder's report for details. He told me that CHP Officer John Shoffner's duty "Sam Brown" was removed from him so that medical personnel could administer medical attention to him. The "Sam Brown" belt was placed on the hood of their CHP patrol unit. Deputy Holder further told me that the female driver of the vehicle was familiar to him and that he believed she was her sister. He said the female refused to give them her name or any other information. He said that she was transported to the Garberville Substation.
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 664-187 P.C. DATE 12-8-86 CASE NO. 86-6168

Details of Offense and Investigation Progress

At the scene, Lt. DeCarli, Det. Hill, and I decided that it would be best that the scene be protected and preserved until morning, (12-9-86), so that the I.D. Technicians and DOJ Criminolast could conduct their work in daylight hours.

On 12-8-86 at about 1145 hrs., I placed a yellow CHP emergency blanket over the body of the male [redacted] Prior to placing the blanket over his body, I observed an empty automatic pistol on the ground next to the head. There were also empty casing to the left and right of his body.

At about 2355 hrs., I placed a second blanket over the body of the male [redacted] hereinafter, called [redacted].

Shortly thereafter, Det. Hill and I left the scene and proceeded to the Garberville Substation where I called [redacted], CA. D.O.J. and briefed him on the incident and the scene. He said he would be at the scene on 12-9-86 at about 0900 hrs. along with HCSO I.D. Technician, Deputy Joe Scott.

Det. Hill and I then proceeded to the Garberville Hospital where we contacted CHP officers, [redacted] Shoffner and [redacted] Gordon. [redacted] Shoffner was bare chested and he had a bandage on his lower abdomen area. I asked him how he was doing and he said he felt lucky to be alive. We informed both that we wanted to take their statements, they agreed, and we then left for the CHP Office in Redway, CA.

At the CHP office, Det. Hill and I proceeded in taking a taped statement from CHP Officer, [redacted] Shoffner, at about 0105 hrs. Refer to the transcribed statement attached for details. I also secured his black duty boots where I booked them into evidence for any possible lab work.

Det. Hill and I then proceeded in taking a taped statement from CHP Officer Terry Gordon at about 0240 hrs. Refer to the transcribed statement attached for details. At this time, CHP Gordon gave us his duty uniform, jacket with the badge attached, a Brown duty belt with his service revolver in the holster. He had told us that CHP Sgt. Kroeker had checked his (Gordon's) revolver at the scene, prior to our arrival, to ascertain how many live rounds were inside the cylinders. CHP Officer Gordon was concerned if the cylinder was lined up properly. I secured CHP Officer Gordon's CHP uniform and equipment to be booked into evidence for any possible lab work.

At the times of these interviews with the CHP officers, CHP Lt. Loftus was present and it was noted on the tapes. During the interview with CHP Gordon, CHP Investigator Tom Allan was present also.

NOTE: At the scene, Deputy Holder said that Lt. Loftus had shut off the CHP units "Flashers". That CHP officers Figus and Sublett took off CHP Shoffner's gun belt and placed it on the hood of the CHP unit. Deputy Holder said he observed the CHP unit's Flashers on, the red light on, and the high beam head lights on. Also, one head light on the vehicle.
Deputy Holder said that the registered owner of the Ford Pinto was called by Deputy Kindred. Deputy Kindred talked to a young man who is the nephew of the Registered owner, who told him that the Ford Pinto was supposed to be at "Brook's garage" in Garberville for repairs and that no one had permission to have it or to be driving it.

On 12-9-86 at about 0408 hrs., Det. Hill and I briefly talked with The interview was tape recorded, it is transcribed, and should be referred to for details. The tape is booked into evidence. appeared to be extremely shaken and speaking somewhat incoherent.

Due to the fact that was known to several of the Garberville personnel, being shaken, and having family in Garberville, Det. Hill and I determined that it would be best for to be released to her sister, .

Ms. and her husband, were called and did in fact arrive at the Garberville Substation shortly thereafter. Mr. and Mrs. assured us that they would take care of and that if we needed to talk to her further that she would be there. Det. Hill and I gave our business cards and told her that she could call us if she wanted to later on for any reason.** Information from .

At this time, I, Det. Vulich, proceeded in drafting a search warrant and Affidavit in Support of Search warrant for the Ford Pinto Station-wagon, See attached for details. At about 0700 hrs. to 0730 hrs., a CHP officer transported me from Garberville, CA. to Eureka, CA. in order for me to have the search warrant reviewed and ordered to search the described vehicle. At about 0830 hrs., we arrived at the Sheriff's Department and I then contacted Mr. Worth Dikeman of the District Attorney's Office. He reviewed the search warrant and Affidavit and I then contacted the Honorable Judge John Morrison of the Eureka Municipal Court. He then reviewed the documents and then ordered me to search the vehicle in question for the items and property mentioned.

I then radioed Det. Hill and Lt. DeCarli that the search warrant was signed and that I was returning to their location of the scene.

I then returned to the scene where DOJ Criminologist and Deputy Joe Scott were processing the scene. At this time, they did not touch the vehicle as they were still processing the outside area. I began looking in the area that CHP Officer Gordon said that he was standing and shooting during the incident. I was able to locate the first six empty casings in the grassy/bushy area and the speed loader. I did not touch the casings or speed loader. I.D. Deputy Joe Scott, later, found the second six
empty casings further up the brush bank. The speed loader was not found. The ground was damp and the leaves were turning dark brown to blackish that were on the ground. It was difficult to locate the empty casings.

Once the criminologist were completed with the outside area of the scene, they continued looking around the Ford Pinto for any further evidence. I then proceeded to execute the search warrant on the vehicle. I observed the black shoulder holster on the passenger side floorboard where I had seen it when I first arrived at the scene on 12-8-86 at about 2311 hrs.

I then check out the tanish colored down-like jacket (mens) which was located between the two front seats with negative results. I picked up a greyish colored one fold wallet from the console compartment whereas there was $30.00 cash and nothing else. I then secured a brown female purse containing a wallet with the driver's license belonging to I then went through the box containing clothing which were clean men's clothing. The suitcase was new and nothing was inside.

I then opened the third door of the vehicle to get to the items in the rear area where there were two sleeping bags and some other items. I then picked up the Army-like mummy bag (sleeping bag) whereas I felt something heavy inside and bulky. I then unwrapped the string and unzipped it finding an Army-like web belt and shoulder straps with two ammo pouches, a canteen pouch and canteen, Army-like flash-lite, and a field pack attached. Inside the field pack was a damp and soiled white men's T-shirt and a pair of Army O.D. green socks. The Ammo pouches contained thirty round magazines, 5 total.

I then secured the blue sleeping bag which had the name "XXXX" written on the label and on the sleeping bag itself. It was just rolled and tied and when I picked it up, I felt a long hard object which I believed to be a rifle. I then unwrapped the sleeping bag where I found a Ruger Mini 14 rifle with a bedding stock. There was a fulling load 30 round magazine attached to the rifle. I removed the magazine and checked the action whereas there was no round in the chamber. The barrel was apparently full of dried mud.

I then secured the rifle, web-belt, and XXXX purse where I placed them in the trunk Det. Hill's assigned vehicle. I was careful not to touch the rifle in an attempt not to disturb any latent finger prints.

In the search of vehicle, I was not successful in finding any identification belong to any male XXXX resembling the XXXX

The Ford Pinto Stationwagon was being impounded and transported to the HCSO whereas I.D. Deputy Scott followed it into the Sheriff's I.D. section area.
Det. Hill and I departed the scene at about 1500 hrs. and returned to our office. Det. Hill shortly thereafter received a telephone call from CHP Sgt. Krock. He told Det. Hill about [Redacted] and that he was wanted per YOLO county’s case etc. Refer to Det. Hill’s report regarding this information.

ON 12-10-86 at about 0800 hrs., Det. Hill and I were receiving calls from agencies in the Sacramento, C.A. area. At this time, we were learning information about [Redacted] Det. Hill was informed that two detectives, one from U.C. Davis and one from Wooland Police Department were enroute to meet us in our office and that they would be in Eureka at about 1330-1400 hrs. Refer to Det. Hill’s report for details.

At about 1426 hrs., CHP Officers Shoffner and Gordon met me in my office as we had previously arranged. I had the jail L.V.N., Ms. [Redacted], draw blood from both CHP officers. I secured the two vails of blood and booked them into evidence for the purpose of needed it for any lab work.

At about 1515 hrs., Det. Hill, Wooland P.D. Detective Edward Eichler and U.C. Davis Detective [Redacted] Brown, and I proceeded to the I.D. Section. Deputy Joe Scott then unlocked the Ford Pinto Stationwagon and I proceeded the search pursuant to search warrant number 1667. I pointed out to the other detectives where the mini 14 rifle and web belt and equipment were found. Det. Brown stated that the Olive Tanish colored men’s jacket appeared to be the one that [Redacted] was wearing during the shot out they had with him on 12-1-86. I then seized the jacket as evidence. I then secured the black shoulder holster from the passenger floor board. I also secured the blue sleeping bag with the name of [Redacted] on the label and the $30.00 cash from the greyish colored wallet.

Detectives Eichler and Brown wanted to secure from me the mini 14 rifle, web belt and ammo, the magazine out of the mini-14, and the jacket for their evidence pursuant to their case on [Redacted]

I proceeded in making out the return of the search warrant and requested from the Honorable Judge John Morrison, that he order those items be released to Detectives Eichler and Brown. Judge Morrison did in fact make an order, authorizing me to release those items to them. See attached return of search warrant #1667, and the order attached for details to release same.

Det. Hill and I then assisted Detectives Eichler and Brown with the evidence to their vehicle where they were returning to their respective departments for further analysis of that evidence for their case.
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE 664-187 P.C. Date 12-10-86 CASE NO. 86-6168

See Page one for details ADDRESS Page six (6)

Details of Offense and Investigation Progress

On December 10, 1986, at about 1930 hrs., I received a call from [redacted]. I was tape recording the call, the tape has been transcribed and should be referred to for details. Mrs. [redacted] had called and said she wanted to leave her sister's house in Garberville and return home to Winters, CA. [redacted] did make some statements regarding the shooting incident. Refer to the transcription for details.

On December 11, 1986, at about 0815 hrs., [redacted] again called me. She said that she was home in Winters, CA. and that she wanted to come clean regarding the incident, that she wanted to give a statement, and that we would probably arrest her after her statement. I was tape recording this telephone call, it is booked into evidence, and the tape has been transcribed and should be referred to for details.

On December 12, 1986, at about 1000 hrs., I called [redacted] at her residence in Winters, CA. at the telephone number of [redacted]. I narrated the beginning of the tape and after I dialed the number I plugged in the phone jacket which apparently then made the tape distorted with a buzzing sound through the rest of the tape. Following is a synopsis of my conversation with [redacted] on 12-12-86.

When asked, [redacted] said that [redacted] basically lived in the Sacramento area. She said she last talked with [redacted] on Sunday, 11-30-86, at her house in Winters. She said [redacted] did not talk about committing any crimes and that he was involved in any armed robberies.

I then inquired about her niece, [redacted], being a girlfriend of [redacted]. [redacted] said that [redacted] sister was somewhat a girlfriend to [redacted] and her name is [redacted].

When asked, [redacted] said she was home with her three year old child and that her husband, [redacted], was taking his sick mother to his brother's house which takes about one and one hour away. She said that her sister, [redacted], had already returned home to the Garberville, CA. area.

I then told [redacted] that I had received information that on Sunday, 12-7-86, that she received a telephone call from [redacted] who was stranded on U.S. Hwy 299 and that the stolen car he had was broken down. That [redacted] called her so that she would come and get him.

[redacted] said that she did not receive a phone call from [redacted] and that he was at her gate and got into the vehicle. (as stated on 12-11-86 call).

I then asked her how did [redacted] know it was her since he did not know that Ford Pinto Stationwagon or the driver. She said that when she was opening her gate, that [redacted] must have seen her in the head lights and recognizing
her, that he got into the vehicle. She said he told her to drive north and that's what she did.

I asked her if [redacted] had given her any money and she said, "No". She said she did not give him any money and that he had his own money. I told her that [redacted] did not have identification on his person and that I believed the authorities had all of it in the Sacramento area. I told her that he had some money in his wallet.

I then talked to her about the money that she had throughout her purse and wallet. I counted the money out to her whereas the total was about $465.00. I then asked her if she was concerned about anything else that was in her purse and she inquired about a silver coin that was in a leather pouch. I looked in her purse and found the coin. She acknowledged that it was the coin she talked about. (NOTE) a Posse Comitatus coin, see attached for xerox copy of coin, both sides.

I asked [redacted] if she had any questions that she wanted to ask of me and she said there was something on her mind that she wanted to say. She said she believed that they (she and [redacted]) were set up and that it was an ambush. That the authorities wanted to kill [redacted] She said that there was an officer hiding in the brush, waiting for them to be stopped. I told her that there was no ambush and that the CHP officers were just stopping them for her headlight being out.

I asked her about the passenger side window being already opened when the CHP made the car stop of them. She said that [redacted] was sleeping previous to them being stopped. She said once they were being stopped that [redacted] was awake and the he had already rolled down the window. She said that she did not know that [redacted] had the pistol in his hands but that the shooting started so fast. She said [redacted] must have had the pistol under the seat. She said that [redacted] was laying on the ground and that he was shooting at the office in the brush. She said the officer returned his fire and that [redacted] kept pointing the pistol at the officer trying to shoot more but that the pistol must have been empty and the office shot again and that [redacted] just laid there.

I again told her that we were getting more information about the Posse Comitatus group. Once again, she said all men are members of the Posse Comitatus. [redacted] would not talk about this matter. I did tell her that I am familiar with 150 P.C., posse comitatus but that I was interested in the radical groups like the Arian Brotherhood. She would not comment.

I told her that the case was being submitted to the District Attorney's Office for review and determination. She said she did not have much faith in the District Attorney.

The call ended at about 1030 hrs.
I called Detective Jerry Shadinger of the Yolo County Sheriff’s Department. I informed him of my conversation with [redacted]. He said that his agency is pursuing a complaint against [redacted] for 326P.C., aiding and abetting a fugitive.

On Monday, 12-15-86, I again talked with Detective Shadinger. He told me that they did in fact arrest [redacted] for 32 P.C. on 12-12-86 and that she has since bailed out of jail.

On 12-15-86, Det. Hill and I furnished the District Attorney’s office with most of the reports, except for Det. Hill’s I.D.’s and DOJ’s, and my report.

On 12-16-86, CHP Sgt. Krock met me in my office. Det. Hill and I had already received authorization, per DA’s Investigator Bates, that all the CHP officer’s boots, uniforms, and gun belts could be released to the CHP. All items of specific evidence would remain in evidence until authorized to be released by the District Attorney. CHP Krock did in fact secure and sign for those items which he took in his custody to be returned to CHP Officers Shoffner and Gordon. Refer to evidence cards for details.

This report was typed by Detective Frank Vulich.
Complete to date, 12-18-86 at about 1100 hrs.

Any further information will be made a matter of report.
Q. Case Number 86-6168, today's date is 12-9-86; place is the Humboldt County Sheriff's Sub-Station, Garberville, California, Persons present are Lt. DeCarli, Humboldt County Sheriff's Office; Humboldt County Sheriff's Deputy, George Kindred; the interview is being conducted by Investigator Gatto, Humboldt County Sheriff's Office. George, did you receive a call tonight, in regards to the incident that the CHP Officer were involved in?
A. Yes I did.
Q. What time did you get the call?
A. Approximately ten o'clock tonight.
Q. Who called you?
A. Sergeant Guston's wife, [redacted], called my wife, as I was already in bed and um, said that there had been a shooting and a CHP Officer had been, a shooting with a CHP Officer involved and he had been shot, so I got up, put my clothes on, I turned on my scanner and heard Guston, Sergeant Guston talking on the radio, so I got the rest of my gear on and went out and got in my radio car and got another phone call that said pick up a video camera if possible, and come on up to the scene. So I went over to my cousin's house and I woke him up and I got his video camera, and then I found out my radio wouldn't work, so I come up here to the sub-station and got a portable radio
and while I was here, checked portable, made sure it would work and dispatcher came back and for me to go to Miller Street, and contact a. I believe was the last name, in regards to her owning a car that CHP had stopped where the was inside this vehicle. So this was about 10, 10 or probably 15 minutes after 10:00 that I got over to place, and I knocked on the door and I could see her through the window, had a TV on and young 18 years old, a young kid came over, lives next door to , its his great aunt, came over and asked me what he could do for me, I told him I had to talk to her, so he opened the door and went it, and come to find out she's 70 years old and bedridden, and could not get out of bed and answer the door, so I asked her about her car and she said "no, she hadn't loaned her out to anybody" it had parked the last that she knew, in front of her, I believe it is, has a tire shop, here in town, and a it had been parked in front of the there. And she had not given permission for anybody to be driving it. Then I asked young "do you think anybody could have borrowed the car?" he said "No, not without Grandma, or a permission, we never use her car without having permission". I said "that's fine, that's all I needed to know, right then". And I left then, about then. And then I went back up to the scene and I got there probably a quarter to eleven, something like that,

Q. Okay. That Pinto Station Wagon out there, belongs to .
A. It belongs to .

Q. And she had it parked at her tire shop in Garberville?
A. Right. For repairs.

Q. For repairs. Did anyone make a stolen - get a stolen on her or anything from her?
A. No, cause come to find out, the female here, is her niece, I believe it is, something like that, a member of the family, took the car without her knowing. What it broils down to -- it could be that gave permission, we haven't talked to him yet about this
Q. Okay. What's the name of the Tire Shop?
A. Brook's Tire.
Q. Main Street?
A. Main Street, yeah, Redwood Drive.
Q. What time did you arrive up there on the scene?
A. About a quarter to eleven.
Q. Who was all there when you got there?
A. Just about everybody, Sgt. Dutton was there, Deputy Holder was there, Sgt. Crock was there, Officer Stickles was there, Officer Sublett was there, and a few other people were there that I can't recall who - what their names are, but you know
Q. Did you happen to see a Police Officer from Oregon?
A. No, I didn't. I didn't see him, I wish I would have.
Q. Did anyone ever mention him to you?
A. Yeah.
Q. Who mentioned him to you?
A. Officer Sublett, and Officer Fegus, told me that he stopped by and gave them a few directions on how to preserve evidence of the scene, it was a homicide Detective from someplace in Oregon
Q. Okay, that's basically what you're part in it was
A. Right and I transfer, transported the female down here to the sub-station, after that about eleven o'clock I guess.
Q. Did she say anything?
A. She wouldn't even tell me her name, kept mum
Q. You didn't ask her any questions, pertaining to the incident
A. No. I asked her what her name was (inaudible) so I could talk to her, you know, be pleasant with her, or whatever, she wouldn't talk
Q. Do you know what her name is now?
A. I heard, that its married name is born , I believe it was
Q. Where's she live Garberville or someplace, do you know where she lives?
A. I think she lives either at the Ranch out on Ettersburg Road or in Winters, she mentioned something to the clerk here
about her husband being in Winters, California.

Q. You didn't talk to either one of these CHP Officers that were involved in the shooting?

A. No, I, I went to, pardon me, one other thing I did, I went to the hospital and I collected the Officer's jumpsuit, his under-shirt and his sweat-shirt and his bullet proof vest and they have them booked into Evidence here.

Q. You have them booked in

A. Right.

Q. Okay. His firearm is at the scene

A. As far as I know

Q. Okay. I have nothing more, Dennis do you?

Q. (DeCarli) I heard something about a bullet still in the vest, do you

A. Yeah the bullet is, there is a bullet still inside the vest.

Q. (Gatto) Do you know where at?

A. Right there - three inches above the hem line of the vest.

Q. Okay. Okay, we have nothing further, we'll end this interview at approximately 3:03 AM on 12-9-86; Sheriff's Investigator Gatto, Humboldt County Sheriff's Office.

Typed [ ]: 12-10-86
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

CASE NUMBER: 86-6168
STATEMENT OF: PHIL FIGAS
INVESTIGATOR: George Gatto
AGENCY: Humboldt County Sheriff's Department
DATE/TIME: 12-9-86, 0159 hours
LOCATION: Sheriff's Department Garberville Substation

key: Q = Investigator Gatto
A = Phil Figas
Q1 = Lieutenant DeCarli
Q2 = Sergeant Crock

Q: 1, 2, 3, 4. Case number is 86-6168, today's date is 12-9-86, time now is 1:59 a.m., place is Humboldt County Sheriff's substation Garberville, California, persons present are Lieutenant DeCarli, Humboldt County Sheriff's Office, Sergeant Crock, correct?, California Highway Patrol, CHP Traffic Officer Phil Vargas.
A: Figas.
Q: Figas? That's F-I-G-A? Interview is being conducted by Sheriff's Investigator Gatto, Humboldt County Sheriff's Office. Phil, uh, the incident that happened tonight, uh, along Highway 101, I'd like you to have you give me the approximate location best you, that you can put her approximately.
A: About a mile and a half north of Myers Flat, southbound side, west side of the highway.
Q: Did you receive a call for back-up?
A: Not directly, I was off-duty at my residence in Miranda, number 2 Madrone Drive. I was there with Kathy, the officer you'll speak to in a moment, sittin' there havin' dinner, I had a portable scanner on, over the scanner we heard Officer Shoffner, call for an 11-99, state that he was shot, he had shot a [redacted] and he wasn't sure about his partner officer. He gave his approximate location of south of Weott, 101.
Q: Do you remember approximately what time that was?
A: Uh, a little after nine I think.
Q: Did you and the other officer respond?
A: Yes, due to the nature of the call I went also. Uh, hurriedly left the house, advised the CHP dispatch we were enroute, that we copied the 11-99 call, advised them that I was uh, in the vehicle and my status was civilian clothes off-duty, but I would be responding. Um, we copied that Officer Shoffner was shot, and was injured. We uh, were the first car on the scene and when we arrived Officer Shoffner was seated by the right passenger door, right front door of the patrol car, leaning partially in the vehicle. He had the shotgun out in a ready position. Officer Gordon, the partner officer was off in the brush, on the side, the west side of the turn-out. [redacted] that they had shot was lying uh, out to the right of the [redacted] vehicle, beyond the passenger door, on the right side of the car and the female involved was proned out in front of the vehicle. We got there, we wanted to ascertain the status of the [redacted] that had been shot, and I went up and did that. Appeared obviously deceased, Officer Gordon stayed under cover while I did that and kept an eye on the gal proned
out. Uh, I then went back and started medical treatment on Officer Shoffner with an EMT kit out of our trunk, and that's when Kathy, Officer Sublett and Officer Gordon effected a felony handcuffing on the gal that was prone out on the front of the car. I called dispatch on the ra, radio, confirmed our location, who was involved, who was shot, and uh, that's about it. We stayed away from the vehicle at that point.

Q: When you uh, responded to the scene, with uh, the other officer, you responded in a CHP vehicle?
A: Black and white, yes.
Q: When you got there you say the female was in a prone position in front of the vehicle?
A: She was up in the front yes.
Q: Uh-huh, who had her in custody at that time?
A: No, she was not handcuffed, she was just laying on the ground.

Q: All I remember is as we came up on the scene, I looked over and saw her laying in front. Uh, Officer Gordon, who was standing off to the west part of the turn-out was hollering at her just to stay still, stay put, don't move.
Q: Did you uh, see a firearm anywhere near the gal?
A: No. I, I was only at the thirty, forty seconds just to ascertain his status, uh, from what I could see, I didn't have a flashlight, but the headlights were on on the car and I could see it was pretty obvious he was gone, uh, I was more concerned about our safety and then I returned to care for Officer Shoffner. As I recall, at that time we decided nobody go near anything and we just wanted to check him, and then if there's my footprints there, that should be it, from anybody outside.
Q: Okay, did uh, you check to see where Officer Shoffner was hit?
A: Yes I did.
Q: Where was he hit at?
A: On the uh, left quadrant of his abdomen, about just the left lower quadrant, might be upper, it was hard to tell. Uh, John was cold, so I picked him up and I put him on the hood of the patrol car, so he could lay out I took his clothes off and opened up his top to take a look at the wound and just observed a large bruise, blood bruise from the uh, from the trauma of the impact.
Q: Okay, but he had a vest on?
A: He had a vest on.
Q: He was only hit once that you could tell?
A: Once that I could tell, yes.
Q: Now, the other officer, Terry?
A: Terry.
Q: Gordon, he was up in the brush, he was covering the female?
A: That's correct.
Q: Then you and your partner made the uh,
A: No. I stayed with John, once I checked the guy that had been shot, the I went back and that's all I did, I just worked on John.
Q: Okay.
A: Kathy then went forward, and with Terry handcuffed the gal in front of the car.
Q: Okay. Did the female ever say anything?
A: Uh, not to me, no.
Q: Okay. Did either one of the officers tell you anything that went
A: Uh, John did. I rode with him in the ambulance to the hospital. John told me that they turned on them for a headlight out, and that John made a right side approach, then he went up and the guy was, the male was sitthin' in the right front and the female was drivin'. The guy appeared to be sleeping, was stirrin' in the front seat, he was talkin' to the gal about hey, you got a headlight out and locked down, and he said he thought he saw a gun, so he asked "you got a gun in there or what?" Uh, he doesn't recall anything after that other than all of the sudden the guy is out of the car shootin'. He said uh, he felt himself get hit, as he was goin' back, he drew and fired, uh, he went down, the guy went down, he said the guy got up on one knee, and was looking and, and, he only guessed that, it dawned on him then that there was another officer too, and he pointed the gun and John was looking for Terry. Uh, John said that he, he uh, expended the rounds in his re-re-revolver, he remembered hearing the clicking sounds, and then he wanted to leave, he was trying to get to cover, he was trying to crawl, uh, that's it. Apparently uh, when he realized the guy didn't pose a threat, that's when he went back to the patrol car and I don't know if he got the shotgun out then or had it out already or what the status is with that, and that's where he was when I got there.

Q: What kind of vehicle was this vehicle? A: Uh, it was a Ford I think, I'm not sure.

Q: You didn't check it out, the license plates or nothing? A: I didn't do a thing with the vehicle, I just helped John.

Q: And then the uh, ambulance got there. Did the ambulance, did anybody from the ambulance go check the uh, deceased vehicle? A: I believe did.

Q: That's, was he the only person who went up to the deceased vehicle? A: As far as I know, the other guy in the ambulance stayed with me and we loaded Terry up, or uh, John up.

Q: Okay, and then you got in the vehicle, in the ambulance.

A: I got in the ambulance.

Q: And came to the hospital with Officer Stoffer?

A: That's correct. Shoffner.

Q: Shoffner. Okay, that's all I have. Dennis, you have any questions?

Q1: Just one question for you Phil, is uh, when you first noticed the body, what position was it at again?

A: Uh, as though the guy had stepped out the passenger door, oh, I don't know, six feet maybe, to the side of the vehicle with uh, the head pointing west and the feet kind of pointing towards the rear, right rear tires of the vehicle.

Q1: And he was on his back then?

A: He was on his back.

Q1: Okay.

A: That's correct, I could see a wound, up around the neck, face, it was pretty obvious.

Q1: Could you tell if the car was still running? The vehicle?

A: Sure couldn't.

Q1: That's all I have.

Q: Sergeant?

Q2: I don't have anything.
Q: Is there anything else Phil, that we maybe didn’t ask you that you wished you...
A: No, John, John uh, what he told me what happened is without question, you know we just kind of ramb, rambled on, and uh, and that’s it, I’m just glad he was wearing his vest, (inaudible) treatment was fairly simple, there was no real bleeding or anything, just put him on oxygen, ordered an IV, and transported him down.

Q2: Was he clear, that when he first saw the gun it wasn’t in the guy’s hands?
A: Well he, the way he described it to, to me, we see these re-enactment films all the time, and when we were riding in the ambulance he says "Phil, it was just like one of these films" he says "we were sittin' there talking to him" he says "it’s like we’re seeing the scenes then all of the sudden the scenes are mi-missing, cause the guy’s out" he says "he came out the car that fast", and uh, poppin' as he came, came out, and uh he says "geez, it’s just" he felt himself get hit and he (inaudible) way down I guess, but he said he just, he remembers the pop, the loud popping of the gun, as the guy was shootin’ at them, so, he didn’t know how bad he was hit, he said it stung alot, hurt, he didn’t know if he was hit once, twice, he didn’t know.

Q: I have nothing further. We’ll end this interview at approximately ten minutes after two, a.m. on 12-9-86, Sheriff’s Investigator Gatto, Humboldt County Sheriff’s Office.

transcribed by [redacted], 12-10-86, 1135 hours
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF’S DEPARTMENT

CASE NUMBER: 86-6168
STATEMENT OF: KATHY SUBLETT
INVESTIGATOR: George Gatto
AGENCY: Humboldt County Sheriff’s Office
DATE/TIME: 12-9-86; 0212 hours
LOCATION: Sheriff’s Office Garberville Substation

key: Q = Investigator Gatto
A = Kathy Sublett
Q1 = Lieutenant DeCarli
Q2 = Sergeant Crock

Q: Case number is 86-6168, today’s date is 12-9-86, time now is 2:12 a.m., place is Humboldt County Sheriff’s Substation in Garberville, California, persons present are Lieutenant DeCarli, Humboldt County Sheriff’s Office, Sergeant Crock, California Highway Patrol, CHP Traffic Officer Kathy Sublett, S-U-B-L-E-T-T, interview is being conducted by Sheriff’s Investigator Gatto, Humboldt County Sheriff’s Office. Kathy, uh, I understand from uh, Traffic Officer uh Vargas that you uh, were in (inaudible) dinner tonight when you heard the call come over a scanner?
A: Yes, I heard it on my extender, from dispatch, I, I actually I heard the original 11-99 from the Officer, they were close enough that I could hear the car to car traffic.
Q: Okay, first I want you to just tell me what you heard, and what you did right up till the ambulance got there.
A: Okay, uh, as best as I can remember, uh, we were in the house, I believe it was a little past uh, 2100, and uh, I had uh, just gone 10-7 at my residence for dinner and reports, and uh, we were right in the middle of eating dinner and I heard uh, what sounded like Officer Shoffner’s voice come over the air said "11-99, Officer Down" or "Officer Shot", something like that, uh, and he said over and over a couple of times, giving the 10-20 and uh, I just jumped up, started putting my gear on, I had my uh gunbelt off, and uh, I just put my gunbelt on, Phil said, "I'll go with ya", he grabbed his gun and uh, we left, um, it was pretty foggy, we got there as soon as we can, seems like we got there real fast, um, we had some uh traffic with uh, Officer Gordon, who said to uh, when we get to the scene to pull in behind their unit and assist in that uh, let’s see, then Officer Figas got on the radio and told Officer Gordon when we got there that uh, Officer Figas would assist Officer Shoffner, who had been, who was the one who had been shot and that I would assist Officer Gordon uh, cuffing the female who was prone in front of the uh, vehicle. And uh, that’s what happened. We got there, pulled in behind um, I ran up to the rear of the Pinto and Officer Figas stayed back at the car, shut the lights off, um, I ran up to the front of the Pinto and uh, held the female there with my gun and Officer Gordon came down, but I had Officer Figas come up and make sure that the male that male was in fact 11-44, because I didn’t want to uh, you know, be handcuffing him if he was still alive there. And uh, so Officer Figas did that, confirmed yeah, he’s incapacitated, we didn’t know if he was really dead or not, and uh, so he went back and was uh,
putting oxygen on Officer Shoffner, Officer Gordon and myself uh, handcuffed the gal using our departmentally approved felony handcuffing technique, and uh, I searched her, and walked her back, no actually, I didn’t search her there, I walked her back to the patrol car, searched her and we put her in the back of one of the cage cars. Um, then I assisted Officer Figas in treating Officer Shoffner, basically there wasn’t much to treat, we wanted to make sure he wasn’t going into uh, psychosomatic shock, psychogenic shock, and uh, we covered him with our jackets, stayed there with him then Officer Gordon, we kind of talked with him a little bit, and the ambulance got there, and that’s basically it. came over and took over uh, John’s uh, emergency aid.

Q: The female did she ever say anything to you when you took her into custody?
A: Not a word, and she was completely cooperative. Kind of, she was kind of uh, strange, like she was almost limp, like she, I, I’m not sure, but I think she might’ve passed out while I was uh, doing the handcuffing when she was prone. She kind of went limp at one point, I don’t know if she did unconsciously or not but she was just like, I don’t know, then, but she followed directions, you know, she was kind of .

Q: Did anybody ask her her name?
A: I asked her name tonight here at the substation and she just looked at me, she wouldn’t uh, talk to me at all. She talked to a little bit.

Q: Who was the first Sheriff’s unit on the scene?
A: Boy, I really don’t know, we were so busy there you know, I really didn’t pay that much attention, uh, the first person I realized that was there other than Officer Figas and the involved Officers was uh, an off-duty Oregon homicide detective, stopped at the scene.

Q: You say a off-duty police officer from Oregon?
A: Yeah, and I didn’t get his name or anything, at the time we were treating Officer Shoffner and he came up and asked if there was anything he could do and I says uh "no, not really, we’ve got units responding" and uh he said, he says "well," and it was in, in a very nice way, "well, just make sure you don’t disturb the scene there." He had a badge and all, "just make sure that you keep away from the body and don’t move anything." Just reminding us, he could tell that we were kinda running around with our heads cut off there, trying to make sure that Officer Shoffner was okay and uh, we said thanks a lot, he kind of hung around there for a little bit and then left, I didn’t even notice when he left and the next thing I knew there were Sheriff’s Officers there so .

Q: The uh, the utility belt that’s on the hood of uh, Officer Stoffer’s car, is that his?
A: I believe so, yes, because there was no gun in the holster.

Q: His gun is laying over there in the dirt?
A: Yeah.

Q: Also, there’s I believe a night stick.
A: Yeah.

Q: Over there. Did you ever see any firearm by the
A: Yes.

Q: Where was it located?
A: It was uh, when I was taking photographs, it was located, the was on his back, and the gun was near his uh, left ear I
Yeah, by the left side of his head.

Q: Okay, Officer Vargas then, he more or less took care of Officer Stoffer, right?
A: Um-hmmm. While I was with the female [redacted], handcuffing her.

Q: And then uh, when the ambulance arrived, Officer Stoffer and Vargas went to the hospital.
A: Yes, Officer, it’s Officer Figas. F-I-G-A-S.

Q: Figas.
A: Yes. Officer Figas then uh, per S-1’s direction, stayed with Officer Shoffner and went in the ambulance with him to the hospital.

Q: And you stayed at the scene until we arrived.
A: Right.

Q: The uh, female [redacted] you say you put her in a caged unit. Was it one of the CHP units?
A: Yes, originally we put her in the oh, which one was it, it was a CHP unit, it was a cage unit, now I don’t know if we put her in, I think we might have put her in, yes we did, we put her in the uh, in the involved unit there, they had a cage car, my car is not a cage, and uh, cause I remember moving Officer Shoffner’s, he’s got one of those blue CHP bags, I remember moving that to the side and we just put her in there and then uh, I believe it was Officer Kindred that arrived first uh, because he came out and said "well why don’t we go ahead and get her out, we’ll put her in my car and get her away from the scene", and that’s what we did.

Q: Okay, and then uh, did you help Officer Kindred to tape off the scene?
A: No, I didn’t do any of the taping.

Q: The only person that you know that actually got close to the deceased, is Officer Vargas, right?
A: Figas.

Q: Figas, and uh, the ambulance attendant, [redacted].
A: Yes and uh, I didn’t get, I, I was standing well, a couple feet from him when I took some photographs and uh, Sergeant Crock was with me at the time. We were fairly close but we didn’t touch him.

Q: Okay, nobody touched uh, the Officer’s firearm on the ground or the nightstick or anything else.
A: No. Not at all.

Q: So everything is in place now as the way it was when you got there. I have nothing further. Dennis?

Q1: You said you took photographs. Would you explain that for us?
A: Uh, well, I’m the Public Affairs Officer and uh, Sergeant Crock asked me if I had my camera and I didn’t, (inaudible) my car was used for something else and uh, I took the camera out of his unit and uh, I took two rolls, two twelve photo rolls of black and white film and one roll of twenty-four exposure colored, or was it no, I’m sorry, it was one roll of twenty-four exposure black and white and two twelve exposure rolls of color.

Q1: And where are those films now?
A: In my pocket.

Q1: I would like to have those if I could please.
A: Sure.

Q: Uh, what we’ll have her do uh, to keep the chain on it, book em in to evidence, to your evidence, and then for your evidence will be turned in to (inaudible) and then we’ll sign for them.
A: Alright.
Q: We'll do that before we go back to Eureka, okay?
A: You want me to... I go, just fill out the regular evidence tags and stick them in our evidence?
Q: Anything else Dennis?
Q1: No, that's all.
Q: Sergeant Crock?
Q2: Now you said Kindred, was it Holder, could it have been Holder that got there first?
A: It might've been, see, now I don't recall uh, Sheriff's Deputy arriving at all, I just remember after we were treating John and we had handcuffed the and all that I just remember then seeing Mike, he says "well why don't we move her from your unit into mine?" So, it could've been... .
Q2: You think that anybody might've got the officer's name that was from Oregon or some other agency?
A: No, he left uh, cause well Phil and I were talking about gees, I wish we could've gotten that guy's name, and I says "yeah, I didn't even real, you know, notice when he left".
Q2: Did he at any time get anywhere close to the scene?
A: No, he stayed at the uh, right rear of the patrol car, the involved patrol car.
Q: He didn't by any chance say what county he was from? State Police?
A: He did say, and I, I just can't remember, it was, I believe, it was a city, P.D. in Oregon but I don't remember the city name.
Q: What, do you know what kind of vehicle he had?
A: No, I didn't see the vehicle.
Q2: Was he like uh, down there on a court case or business or what?
A: He didn't say, he looked like he was you know, he was dressed business like, and he had a badge on his belt, police, and he had that, very friendly guy.
Q2: (inaudible) a prisoner, something like that?
A: He didn't say.
Q1: What'd he look like?
A: Uh, he looked like he was probably uh, in his early forties, probably about uh, 5'10, 5'9, 5'10, medium build, on the slender side, uh, brown hair, of course it was short and trim and all, straight, straight hair uh, I can't remember eye color, nice looking guy, I think he had a white shirt on, but... .
Q: Okay, we'll try and come up with him. Anything else, Dennis, Sergeant? Anything else uh, Kathy, that we haven't covered here?
A: No, oh, the only thing that, well, Officer Gordon was still up in the bushes on the uh, west side of the turn-out there, when we arrived, and Officer Shoffner was at the open right front door of the patrol vehicle when we arrived. That's all, that's the positioning you know, and uh, I went around Officer Shoffner's side and he said uh, to go around on the other side, I just was there briefly, Officer Figas ran then to Officer Shoffner's place and then I went up front, that's all. Just that they were in the same position that they told us they'd be in.
Q1: I don't know if George covered this, but what conversations were said between you and the Officers, was there any conversation at all about what took place?
A: Uh, briefly I uh, talked with Officer Gordon, just came up and I just you know, was pattin' him on the back, you know, how you doin'?,
and (inaudible) just couldn't believe it, uh, that uh, the guy, he just, started shootin' and then uh, I guess one of them, he was down, he was injured, he was down on the ground in a sitting position, he couldn't move and then next, er, he was laying down and the next thing they know, he sat up and just started shootin' at both of them, and uh, he says "I just couldn't believe it" he says "it just came across, through my mind that the guy's really trying to kill us". And uh, that's basically it, I talked with uh, Officer Shoffner a little bit, but it was just "how you doin'?" and you know, he says "God, it was just like a movie, couldn't believe it, we pulled the guy over for a headlight out (inaudible)" nothing really (inaudible).

Q: Okay, if there's nothing further, we'll end this interview at approximately 2:30 a.m. on 12-9-86, Sheriff's Investigator Gatto, Humboldt County Sheriff's Office.

transcribed by [redacted], 12-10-86, 1030 hours
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF’S DEPARTMENT

CASE NUMBER: 86-6168
STATEMENT OF: [Redacted]
INVESTIGATOR: George Hill
AGENCY: Humboldt County Sheriff’s Department
ALSO PRESENT: Officer Tom Allen, California Highway Patrol
DATE/TIME: 12-9-86; 0909 hours
LOCATION: Humboldt Sheriff’s Dept. Garberville Substation

Q. This is Investigator George Hill at the Garberville Substation located in Garberville, California, conducting investigation under case number 86-6168, today’s date is 12-9-86, the time is now 0909 a.m., also present with me is Officer Tom Allen from CHP, and would you state your full name sir and spell your last name for the record?
A. [Redacted]

Q. Okay, and were you working for the ambulance last night, [Redacted]
A. That’s affirmative.
Q. Okay, and were you involved in a call out by the CHP?
A. Uh-huh, yes.
Q. Okay, can you explain to me what the nature of the call was and where you went?
A. Uh, nature of the call was a officer down, gunshot wound uh, just south of the Pazula Road overcross on Highway 101, south of Weott.
Q. Okay, do you recall what time you received that call?
A. I received the call at 2144.
Q. Okay, and what time did you arrive at the scene?
A. 2101 hours, 2102 hours, I’m sorry.
Q. Okay, when you arrived at the scene, what did you observe?
A. Uh, initially, in the hub-bub and all, I looked for the one who was most injured, and I glanced, uh, coming out of the ambulance, I glanced to the right and saw Officer Gordon standing upright and leaning against the, I believe it was a squad car. Uh, Officer Gordon evidently was not the one injured, there was another officer along with two other officers who was supine on the hood of the squad car, uh, he was uh, our priority patient, and he was the one I centered my images on.
Q. Okay, did anyone check the other person? The person who had been shot?
A. My partner, [Redacted] uh, went to the other person and then uh, checked him out, evidently he was uninjured.
Q. Okay, and what about the person who was down?
A. My partner also went to the person who was down, um, and uh, he was a deputy, he was a deputy coroner for a time and uh, our information was that this person was uh, 11-44.
Q. Which means?
A. Deceased.
Q. Okay, and did he, did [Redacted] inform you that the was [Redacted]
A. He did, he uh, told me that it looked like he was [Redacted] no carotoid pulse, uh, no spontaneous respiration.
Q. Did you see uh, take Officer Shoffner from the hood of the vehicle and put him on our gurney, get him into the ambulance where we could continue to work on him, uh, that was the only thing that I saw, uh, touch.

Q. Okay, did you personally move or touch anything inside the scene?

A. Other than Officer Shoffner, nothing.

Q. Okay, can you describe his wound?

A. Officer Shoffner's wound was uh, you know, in the lateral left quadrant of his abdomen, which would mean toward uh, toward his side, in the upper left side of his stomach. Uh, I can describe the wound as being four centimeters in diameter, uh, a contusion, a bloody contusion uh, surrounded by swelling that was approximately another two centimeters in circumference around, uh, no entrance wound, I could find no entrance wound, I don't believe that the uh, subcutaneous integrity, sub, subcutaneous tissue was (inaudible).

Q. Okay, uh, how long did you stay at the scene?

A. We stayed at the scene twelve minutes.

Q. Twelve minutes, okay. And when you left, where did you go?

A. Uh, we came directly south to Southern Humboldt Community Hospital, riding in the ambulance with uh, the Chief and I were um, Officer Figas of CHP.

Q. Did uh, did the injured officer make any statements as to what had happened to him on the way back to the Garberville Medical Center?

A. Um, my questions more for the injured officer were related to his injuries and his condition at the time, his mentation, any changes that he might be feeling in his body, concern being that uh, just the force that could cause such a contusion on his abdomen might cause some internal damage that we couldn't you know.

Q. Can you recall if he made any statements about what happened?

A. He made a, well, talking to his, to his partner, who's not really his partner, talking to one of his own officers, Figas, uh, they were talking about the incident and what had happened, uh, to be perfectly honest with you, I concentrate on the medical aspect of things when I can.

Q. Okay.

A. Especially trying to get a blood pressure in a moving ambulance.

Q. You bet. Is there anything that I have failed to ask you that you think might be important for me to know?

A. Um, other than what other treatment the officer might've received which I don't know if it has any bearing in the case or not, I, I don't think that I could give you any other information, I, I saw nothing moved at the scene, and I myself did not uh, lay hands on the who was 11-44.

Q. Okay, uh, Officer Allen, do you have any questions?

O. No.

Q. Okay, we'll terminate this statement, appreciate your cooperation, it's uh, 0914 hours.

transcribed by 12-11-86, 0920 hours
Q. This is Detective George Hill, also present is uh, Investigator CHP Officer Tom Allen, we’re at the Garberville Ambulance Headquarters located at Arthur Road, Garberville, today’s date is 12-9-86, case number, officer involved shooting is 86-6168, the time is approximately 0852 hours. We’ll be talking with would you spell your last name for me?
A. 
Q. And the telephone number here?
A. That’s correct.
Q. Okay, can you tell me, uh, were you working on the ambulance last night when you received a call to assist CHP?
A. Yes I was.
Q. Okay, and who was with you?
A. 
Q. Could you spell his last name please?
A. Spell his last name here.
Q. Okay, where does live?
A. Uh, Shelter Cove.
Q. Okay, and what time did you get the call?
A. 2144 hours.
Q. Okay, and where were you to respond to, or what was the call you received?
A. We were to respond to Pesula Road, south of Weott on Highway 101.
Q. Okay, can you spell the name of that road for me?
A. I believe it’s P-E-S-U-L-A.
Q. South of Weott.
A. Yes.
Q. Okay, approximately what time did you arrive there?
A. 2201.
Q. Okay, and when you arrived at the scene, what did you observe?
A. I observed uh, Officer Gordon and a non-identified officer, a plain clothes officer, standing next to the Highway Patrol car and uh, Officer Figas of the Highway Patrol and Officer Sublett had Officer Shoffner on the hood of another patrol car. At that time we talked to the CHP Officers askin’ what we had had, type of injuries and they explained to us and then we, went to work on Officer Shoffner. At that time they were explainin’ to me that the other person involved in the shooting, the deceased person, was lying over on the ground which was approximately twenty-five to thirty feet ahead of the Highway Patrol car.
Q. Did you have an occasion to go to that person?
A. Yes I did. I, Deputy Holder of the Humboldt County Sheriff’s
Office told me not to uh, mess up the scene, and I said, well, uh, just to cover our faces, I will go over and make sure that the person is deceased. At that time I did, that was at 2212 hours, went over and uh, checked vital signs, and uh, at that time I determined the person was deceased.

Q. Okay, did you touch or move anything at all on the body?
A. No I didn’t. The only, I touched the body at the carotid artery to check to see if I had a pulse, I also flipped back his eyelids to see what his pupils uh, were.

Q. Okay, did you observe a weapon of any kind near the body?
A. No, I didn’t.

Q. Okay, and what aid did you give to Officer Shoffner?
A. Uh, we continued him on oxygen and uh, removed, checked out his injuries and moved him to the ambulance where we had more lighting and then we uh, started an IV on him, started the IV.

Q. Did uh, the officer have a lot of bleeding?
A. No. No, it uh, once we got him in the light, it didn’t look as bad as it did in the dark, it was just a good contusion in the uh, at that time we did not observe that the, that there was no actual entry wound because of the uh, large contusion on the abdomen.

Q. I see, and, what time do you feel you secured from the scene?
A. We left there at 2213.

Q. Okay, so you were at the scene approximately twelve minutes?
A. Uh, yes.

Q. You recall anyone touching or removing anything around the deceased?
A. No.

Q. While you were there?
A. No, it was pretty well secured by the uh, Humboldt County Sheriff’s Officers.

Q. Okay, is there anything that I haven’t asked you that you feel might be important for me to know about?
A. No. Told you everything that I’ve seen, that was when we got there.

Q. Okay, you’ve provided me with a copy of your uh, ambulance report, uh, case number [REDACTED]
A. Yes I have.

Q. Okay, is this the only report that you will write in regards to this incident?
A. Yes. Yes.

Q. Okay, there being nothing else, uh, Officer Allen, do you have anything you want to add?
A. No.

Q. Okay, we’ll terminate this statement, it’s 0856, 12-9-86.

transcribed by [REDACTED], 12-11-86, 0945 hours
Q. This is Detective George Hill, also present is Detective Frank Vulich and Lt. Warren Lofftus, CHP. We are at the Redway CHP Office, located in Redway, California. The time is 0107 hours. Conducting an investigation into an Officer Involved Shooting, Humboldt County Case, Number 86-6168. For the record, John would you please state your full name.

A. John Authur SHOFFNER

Q. And spell your last name

A. S-H-O-F-F-N-E-R

Q. John, today's date is 12-9-86, what time did you go on duty tonight?

A. 2000 Hours

Q. And who were you working with?

A. Officer Terry GORDON.

Q. Okay. And do you know the number of the Unit you were driving?

A. Uh, 2179 I believe.

Q. Okay. How long have you been assigned at the Redway Area Office?
A. I've been in Garberville Area since March 3rd, I believe of 86
Q. Okay. The proper termination is Garberville Office?
A. Correct.
Q. You went on duty at 2000 hours and do you have a specific beat assigned to you tonite?
A. Uh, we're the grave yard unit, and we patrol the entire beat from Jordan Road to Leggett Area.
Q. In regards to the incident that we are investigating, when did you first become involved, or what did you observed to get you involved in the situation?
A. Um, okay, I'm not sure on times, fact I really don't know what time it is, my guessing is around 9:30 at night, okay tonite. Uh, we were northbound, U.S. 101, north of Weott, just south of Federation over-crossing, uh, saw a vehicle southbound, believe it was in the number two lane, had the right front head-light out. We let the vehicle pass, I was passenger officer, Terry was driving. We let the vehicle pass, until the tail-lights were out of our view and then we turned to pursue after the vehicle to stop it, to issue a citation for the headlight out, uh, we next came in contact the rear of the vehicle at the slide area which is south of Basula Road, um, we were just starting to head into that one lane there, ah, I stated to Terry, I said, "ah, this is a pretty good spot". Cause there is fairly wide and he goes "I'm going to wait till we get to the next wide turn out", which there was about, less then a quarter mile away, maybe, down south of that location, there's a wide turn out. It was foggy I was watching the guard-rails and the reflectors, so okay this looks like the place - "light 'em up", so we turned on the red light, the car, brake lights came on instantly, and the car began to stop - real quick, and it swerved into the turn out and stopped. We stopped behind it, ten feet or so, ah, I thought Terry was going to make the approach, and he goes, and he said "go ahead, you handle this one", so I said "okay".
Q. What position in the car were you?
A. I was passenger. Uh, we both got out of the car at the same
time and the last I remember, Terry was standing by his door, driver side.

Q. Okay, what lights did you have activated at that time?
A. The red light, the rear amber light, I believe his high-beams were on, and I know my spot light was on to the rear window of the car.

Q. Okay, the passenger side spot was on the rear window of the car.
A. Yeah. The driver side has the red spot light. I walked up ah, flashlight in my left hand and I always keep my iron down on the right leg, just below my gun belt, I don't keep it on my gun - I just keep it below the holster, show my flashlight in the car. The passenger appeared to be asleep on the passenger side there - a male, a female driving, at first I thought I recognized the driver but it wasn't the lady I thought it was, she seemed real nervous, kind of scared, uh, I looked into, okay, I looked in the car uh, the passenger was like he was waking up, he was lifting his head up, rubbing his face, stuff like that, then I pivoted around so I was facing our Patrol Car, you know, I was looking in the passenger window, directly at the passenger and across to the driver, I had a hand bottom of my holster at that time, um, I said "how are you doing tonite?" and she seemed scared, and she said, a "well fine", about like that and I said a, I thought, now this, you know, normally, people don't act that way, and "well, the only reason I stopped you is cause you have a head light out - your right front head light's out." She goes, "oh, head light's out"; I said, "do you have your driver's license" and she was real nervous, real scared, you know, and I thought, "this is wierd, you know this...." and the passenger's just kind of sitting there, and a, she kind of looked at the passenger and slowly reached to the console where there was a like a nylon velcro type wallet, it appeared to be, and it looked like his, really, and she put her hand on that and I shined my flashlight down between his legs, and I was looking around and I saw protruding from underneath the passenger's seat was just the tip of a black nylon safari-land type holster, and I looked down at that, I looked at him, I looked down at the holster, I put my hand on my gun, and I said "do you have a gun
in the car?" and he just looked at me
Q. You're on the passenger side at this time?
A. I'm on the passenger side
Q. Okay, is the window up or down?
A. Its down. Uh, and he just stared at me; I took - at that
time, I drew down, I pulled my weapon out - at pointing at
the door of the car, I stepped back about, three maybe four
steps, the last I knew my partner was back at his door, driver
door, I looked at the guy, I looked over to where I thought
Terry was, I looked at the guy, I looked back at Terry and
I kind of tilted my head back cause the spot light lights were
bright, I said "gun, he's got a gun" and I turned back and the
guy was out of the car, .coming out of the car, almost standing
up, he had his arm straight at me, and I heard a shot and a flash.
At that time I started pulling the trigger on my gun, I was
pointing it right at him, pulling the trigger on my gun, I heard
him fire twice uh, at that time I went back - I started to turn
and run towards my left, um, I was still firing and I went to the
ground and I felt like a hot poker was going right through my
side, and ah, the guy I could see, I could see the guy swerving
to his right, hand in the air, and he was going down to the
ground, and she was screaming and he yelling and I'd known
he'd been hit, I didn't know, I knew I hit him maybe once, maybe
twice, I didn't know, after because it was just an instinct
shooting, uh, I'm on the ground, I turned back to look at him and
he's starting to get up and he's turning around at me, pointing
the gun at me to shoot again, I go to fire again and nothing
happens, so I was going to reload, and he turns - the gun's
pointing right at me and I thought, "I'm dead, he's going to
shoot me", and I tried running up to the trees, um
Q. You got up?
A. I was on the ground and I was just crawling, I was trying to
crawl, a, I'm not getting anywhere, and I knew I was dead, I
knew he was going to shoot me, I knew this was it, I'm out of
bullets, I can't get track, I can't get out of his way, I'm dead,
and ah, at that time I heard, Terry shooting um, I got up on
my hands and knees and I ran up into the bushes, because I
I thought I still had my gun, but I didn't, everything my Pr 24 had fallen out, it was on the ground, my gun was down there, my glasses were down there, um, so I layed down on my side low, I still had my flash light, and I immediately got the radio and I was calling our dispatcher, put out a 1199, I did that twice and I wasn't getting result, results, and I looked down on my extender and there's a button you can push where you can talk officer to officer and dispatch can't hear it, or you can switch it and you can get the dispatch, so that was switched to the officer to officer and then I got through to dispatch. At that time, Terry was shooting the guy, if I can remember he's on his hands and knees, he's shooting at Terry in the direction, I guess where Terry was, because I didn't know where Terry was, he was - he was looking around for me, then he was pointing kind of at a it'd be a south westerly direction from the front of his car, I guess where Terry was, um, there's shooting - the guy goes down again and he's moving around a lot, he's lifting his knees and he's starting to get back up again, uh I hear Terry shoot again, the guy goes down, he's still moving Terry's yelling at him to freeze, not move, not to get up, yelling at the lady to freeze, keep her hands up, and the guy starts to get up again, I hear two more shots and then the guy stayed on the ground, he's moving, but not much. Um, I still remained there - I didn't know where Terry was - I didn't want this guy to shoot me, I didn't have a weapon and I didn't know where the I didn't know where he was. Ah, I'm talking on dispatch, Terry's yelling at me, the guy's not moving, so I run down to the passenger side of my Patrol Car, take the shot gun out around - I jack around do the chamber, ah, and I'm over the spot light covering the guy that's on the ground and the gal in the car. At that time I have a general idea where Terry is and I tell him where I am - tell him where I am and that I'm okay, I haven't been hit, I have an ambulance and everything rolling, uh, he's getting the driver, female out of the car, he's ordering her out of the car, she steps out and turns back toward the Patrol Car, hands up, she's screaming and she's right almost in the
two lane, I thought she was going to run away, and Terry got her to turn around, walk to the front of the car, and then I could see anything up there that she was at that point, I guess, then we start communicating, he said that she's proned out in front, the guy, the wasn't moving at all that time, um, I just sat there, hold cover, the pain was getting worse until Officer Phigas and Selwood arrive. At that point, I put the shotgun down and I walked to the back of the Patrol Car and started taking off my coat, yeah, my coat, my gun belt, ah, they got her arrested, placed her under arrest, the guy, Officer Phigas checked the out to see if he was alive still or dead, um, I told them where my gun and my glasses and PR 24 was, and not to move them they were over there off to the side, and then they started administering first aid and the ambulance got there and they layed me on top of the passenger side on the hood of the Patrol car, where it was warm, and gave me some oxygen and the ambulance got there - I was gone in the ambulance.

Q. Okay, let's go over it a little bit slower and - and Detective Vulich may interject here to

A. Okay

Q. As we get we get our thoughts together now, as you approach the car, you approach from the passenger side, is that correct?

A. Yes it is.

Q. Okay. And, you - is the window, is that rolled down for you by the passenger, or was it already down

A. Yeah, it was already down.

Q. Okay. Now, as you ask the female driver for her driver's license that's when you're looking around in the car with your light.

A. Yes, I watched her - I was thinking at the time, I was thinking this is wierd, because normally you tell someone all, that you have a head light out, they go "oh, I do". You know they come back with something like that, "oh, I do, oh shoot, okay", but she seemed real dead scared or something, she just seemed real nervous, so I thought well maybe, maybe she just never been
stopped before or something, ah, she reached her hand - she looked over at the passenger, at this time the passenger appeared to have been awake, and he was just kind of sitting there, just kind of looking at me. And I remember his hands were together and between his legs, and I didn't see a weapon. Ah, she reached in the center of the console right below the radio there's like an indentation there, and the wallet and I think a pen or, and a piece of paper was laying there. She reached real slow, she reached for the wallet, looking at me.

Q. Did she say anything to you
A. She never said nothing,
Q. Okay
A. Never said a thing.
Q. Okay did the passenger say anything?
A. The passenger never said anything, the only thing I heard from the passenger was after I started shooting, and I heard him scream and moan a couple of times, as if he had gotten hit -
Q. Okay
A. That's all I ever heard from him.
Q. Okay. Now explain to me as percisely as you can, what you saw that was nylon protruding out from the seat and exactly where it was in the vehicle?
A. Ah, it was a Safari-Land is a brand name for a holster, um, it appeared - it was a black nylon-type holster and I saw it, it looked like the front part to me, looked like where the barrel would be sitting, ah, that part of the holster, okay it was approximately - to me it looked like a -a about a Model 60, Smith and Wesson, Model 60 type holster, ha, it was about half way - I could see half of it and it was right under the passenger seat, between his legs, laying on the floor board, if I remember - I could see the velcro strape and another part of it which, I thought was like a shoulder holster, or something, I just see another strape laying off the side there, looked down I looked at him, I looked back down, to make sure that it was a holster, I knew, yes that's a holster, there's a gun in the car, I put my hand on my gun and I asked,"do you have a gun in the car"? And the passenger just looked at me, he didn't say
nothing, he just looked at me. I pulled my weapon out, pointed it at the door of the car, I took three or four steps back and looked over where I thought Terry was

Q. Okay, let me interject now. As you're backing away from the vehicle, three or four steps, are you backing straight away from the door so that you're

A. Straight away

Q. Still facing the passenger door

A. Still facing directly, I can see him and the driver, I'm looking straight - I didn't angle off, I went straight from the side of the car, directly this way.

Q. Okay.

A. And I'm not pointing the gun at him, and its, I'm at a ready point, I'm right between the door and the ground. And I look over to where I thought Terry was, and I said "there's a gun in the car", "there's a gun, he's got a gun, there's a gun in the car" and when I turned back to look, the guy was climbing out of the car, and he was - had his hand on the door, and he was at this position,"bang, bang" two shots.

Q. (Vulich) Okay for the record, John you demonstrated a crouch shooting position, you say the was facing the vehicle I doing this for the matter of the tape,

A. Okay

Q. Pick that up um, you just demonstrated at crouch shooting position, which you are trying to explain to us

A. Basically as he was coming out, as he opened the door, he was in a crouch position, uh, pointing the weapon directly at me

Q. Is that the first time you actually see the gun?

A. Correct. At that point, as I - I was not looking directly at him, but I was moving my head back from Terry to the sus-sus- and as he - he was climbing out of the car and I saw his hand, something in it was black, all I could see was this black thing in his hand and then the flashes and gun - I heard the shots and the flashes.
Q. You're spotlight from the passenger side, was illuminating that side of car at that time?
A. Yes, it was on his side
Q. (Hill) Why don't you discribe that vehicle for us, this would be)
A. Okay, it was a light [redacted] ford Pinto -um, station wagon, just basically stock, the hub caps, everything, uh, I remember it might have had a wood grade panel on the side, but I don't think so, but I remember the [redacted] had the right front head light out the seemed to be working,
Q. Okay.
Q. (Vulich) I was going to say anytime you need a break, you need some water or something, you just let us know.
A. Oh, okay.
Q. Okay. Anytime you feel you need a break, use the men's room or anything like that, you let us know, also for the matter of the this time that we're talking to John, he does have a wound to his right, correction, his left, lower abdomen area, to the left of his mid-section, so any time you need a break, let us know.
A. Okay.
Q. (Hill) Okay, back to the - to what you saw as the [redacted] comes out of the vehicle, could you, did you have a opinion or do now have an opinion on what type of weapon the [redacted] had.
A. No, I - I knew there was a gun, I didn't know what type. Um, when he started firing, you know it was just like, you know, everything was in slow motion and I was um, I knew it was an automatic because how fast the rounds were going off, I do remember hearing two rounds before I started shooting, um, uh, and I started backing up and still firing, he's firing and then, I either tripped or went down and that's when I felt I'd been hit and I went to the ground, I turned back around and ah, that's when I saw him
Q. (Vulich) Slight interruption, we'll keep the tape going.
Q. (Hill) The Lieutenant's is not totally out of the room, he's just, he's right there behind you.
A. Um, um, I'm going to stand to make .......okay, comes out and fires twice "boom - boom", I'm firing at him, he's firing at me and I can see him, he's screaming and he's going down, falling down right by his door or the car, that's when I went down too,
that's when I felt the hit. I'm on my side (creaking of door) ...
I turn around, I'm in almost a sitting position and he's getting up kind of on his hands and knees, he's kind of laying on his left leg, trying to get on his knees, he's got his left hand out, he's bring his right hand with the weapon over - over, pointing it at me, at that time, I go to fire again and I have no more rounds in my gun, I was going to reload, he points the gun directly at me and at that point, I knew I was dead and I started crawling I was trying to dig a hole some how I was trying

Q. (Vulich) Were you, were you yelling out anything at that time to get Terry's attention?
A. I don't - I don't believe I was - I don't remember yelling
Q. You don't remember or you don't know at this time?
A. I don't think I was screaming anything, because all I was thinking was I was going to get killed, I just knew I was going to get killed, I just knew that he was going to shoot me because I was out of bullets and all I could think of was to get cover and I was trying to climb to the bushes and I was slipping on the ground, that's when I heard Terry shooting and the guy went down, and I, and I got up into the woods there and took cover.

Q. Okay were you ever crawling on your stomach at any time during this situation?
A. I think - yes I was when I had leaned back to shoot at him and I was out of bullets, um that's when I turned around and I was crawling, I was trying to crawl - I ain't more or less on my hands and knees, but I was trying to stay low, I was almost laying flat but I had my belly and back hunched up a little bit and I was trying to dig with my elbows and knees to get out of the way, that's the only time I can remember, then the other time, it'd be, I was laying on my right side while I'm laying in the trees.

Q. Because I don't know John, I'd like to ask you this question, how badly were you bleeding at that time.
A. At that time I didn't know, all I knew, is I felt real hot right below where my vest was, right, right at the base of the vest, left side, it was hot, very hot and I knew I'd been hit and while I was sitting there, laying there all I could think of, I was trying to maintain and think that I have to stay conscious and I kept waiting to feel it, if I'm going to start getting dizzy, if I'm going to black out, whether I, I just knew I was going to stay conscious as long as I could, wanted to get help there, and I didn't feel anything like that and all I could feel was the pain and I was thinking well, maybe my vest stopped it and I'm just feeling, you know maybe it didn't go all the way in, maybe its just lopsided, I didn't know, but I knew, I knew I'd been hit, I didn't know how bad I'd been hit.

Q. Since then have you been able to see your own clothing to see how badly you were bleeding or not?
A. Yes.

Q. Did you bleed at good amount at that point?
A. Um, my clothing there wasn't alot, alot of blood, but there was some blood and I do remember the ambulance when they lifted the sheet, there was a lot of blood on the sheets, so I still really know at that time.

Q. Are you right handed or left handed.
A. Right handed.

Q. You had your gun drawn, was it in your right hand or your left hand.
A. It was in my right hand.

Q. When the [redacted] exited his car, this [redacted] Pinto, what hand did he have the gun in
A. It was in his right hand.

Q. Do you want me to continue George?
Q. (Hill) Yeah go ahead.
Q. (Vulich) Where the vehicles are parked now, that's where the original car stop was made,
A. Yes.
Q. To your knowledge, they haven't been moved?
A. As far as I know.
Q. Okay. Getting back... go ahead
A. Can I say one thing
Q. Sure
A. When we first stopped the car, I got out of the car and
I was just about to the rear of the bumper, the car started
pull away, it went maybe three or four feet, real slow but
I thought the car was going to take off again, and then it
stopped and that's the point when I got wondering what's going
on, and then I thought well, you know, maybe she just had her
foot off the brake or something. But instantly, uh, when
we stopped the car and after that point on, and after I made
contact with her, there was just this weird feeling that something
wasn't right.
Q. Okay, at this point of your approaching the vehicle from the
passenger side, did you spot light of the CHP Unit, was into
the back window?
A. Yes it was.
Q. Was, was it passenger's side door of the Pinto was it
illuminated from your lights of the CHP Unit.
A. A little bit, cause I have the light half way on the it would
be the right half rear of the car and partially to the right
side of the passenger door there.
Q. Okay.
Q. (Hill) Okay, I would like to try to remember, I'd like for you
to try to remember now, I'd like for you to try to remember if you
can times and I know this is extremely difficult, but its something
we need to try to figure out if we can, now from the time you
exit your vehicle, to the time you walk up and see, see the holster,
okay, about how much time is passed.
I know this is very difficult.
A. Well seconds, maybe. I'd say just roughly 30 seconds
Q. Are we almost to the end of the tape?
A. 30 maybe 40 seconds.
Q. From the time, you see the vehicle, you notify your partner to
the time the [redacted] comes out of the car?
A. From the time I see the vehicle
Q. From the time you see the weapon in the vehicle, or the holster from the time you formulate in your mind that there's danger there - that's a weapon and you say, "gun" or you say "he has a gun", whatever your words are, about how long do you think it was
A. Okay, from the time I looked - looked back - asked him if has a gun, 10 seconds maybe,
Q. Okay. How much time after that does he come out of the car shooting?
A. Well less than five, he was out
Q. Okay.
A. Cause I had backed out - I looked at Terry, yelled, "gun, there's a gun in the car," when I turned my head and back, he was out.
Q. (Vulich) This is Detective Frank Vulich the side one of tape one with John is just about over. The time now by my watch is 1:38 AM, December the 9th, 1986, regarding Case No. 86-6168. While the tape is off we'll have no conversation, I'll turn it over and we'll continue on with the interview.
Q. This is Detective Frank Vulich, Humboldt County Sheriff's Department along with Detective George Hill, CHP Officer John Shelfner, Shoffner, and Lt. Lofftus, this is side two of tape 1, we're continuing interview, while the tape was off did we have any conversation regarding this matter,
A. No, we have not.
Q. Okay, and you just took a quick break to use the men's room and get a drink of water, is that right?
A. That's correct.
Q. Okay, we'll continue on now with the incident regarding on now the Officers involved with the shooting tonite.
Q. (Hill) John, we were going through the times, we are at the time of the [redacted] is shooting at you about how long, you told me you heard two shots, from him, you saw the flashes from the weapon is that correct?
Q. Okay. How long from that time, until you go down and realize you are hit?
A. Uh, maybe a second or, a second or two, a couple seconds.
Q. Okay.
A. Two or three seconds cause it - he was out and I started stepping back and then I went down and uh, I know I'd shot I thought I'd shot three times, but, I shot more,
Q. Okay and then as I understand it, he pointed at you and turned his attention away from you to your partner,
A. No. He turned was falling as if he was hit, I knew he had been hit, I thought "okay, I've hit him, he's going down, gonna get out of the way" at that time, that's when I was on the ground, I could see him falling, so I turned to get away and I looked back at him and he was getting up, pointing the gun back at me again, at that time, I was laying on my left side, kind of trying to sit up, I know I've been hit I felt I'd been hit, I started firing my weapon back at him and my weapon was empty, it was clicking, nothing was happening, I was watching him and I turned to crawl - try to get up to the trees at that time, I heard my partner shooting, the guy turned and went back down to the ground again.
Q. Okay. How could you tell your partner was shooting.
A. I could hear his gun. There's a distinct sound difference between mine and his and this guys, this guy's was a loud "pop-bang" sound, ours was more of a "boom-boom",
Q. Okay.
Q. (Vulich) Speaking of guns, your service revolver, is what kind of a gun.
A. Its a model 38 Smith and Wesson, four inch revolver.
Q. Do you know what kind of rounds you were shooting?
A. Ah, Department approved, I think its one-ten grain hollow point Winchester
Q. 38 Caliber
A. Correct
Q. (Hill) Can you say there's a model 38
A. Model 38. Um, its a 38 Model, 36 I think, I'm not sure on the Model
Q. Okay that's fine
A. But I know
Q. If you don't know, that's fine.
A. Okay.
Q. And do you know where that weapon is now?
A. The last I saw it, it was laying where I'd dropped it, just above my PR 24 - I told people not to move it, that that's where it was tell the Sarge there, that's the last I've seen it.
Q. Okay. Do you know where your radio is now?
A. My extender? It was laying on the right, the passenger side of my patrol car in the front seat there ... the last I know
Q. Okay
Q. (Vulich) Said you lost your glasses, prescription glasses?
A. Yes.
Q. And what do they look like?
A. They're a medium brown - light could be aluminum, they're glasses, they're kind of a wide oval rim, glass, they have glass, not plastic -similar to
Q. Okay. Are they wire rimmed or plastic
A. They're wire, its all, well, its not wire, they're aluminum, a thicker band'- similar to yours but where you got the hole in the center, that's solid and goes up a little higher than yours
Q. (Hill) What do those glasses do, what kind of correction?
A. I'm far-sighted, very slightly
Q. Okay. And how do you function without your glasses?
A. Fine, but, things that are very far or distant are a little blurry.
Q. Okay. I think this is also a good time, since we're on the glasses, also ask you - how were you dresses, exactly how were you dressed
A. I had the glasses on, I had a cold weather jumpsuit, boots, I had my Department blue jacket was a heavy jacket for cold weather,
and my gun belt, had my PR 24 and my vest on, want to know what was underneath?

Q. No, what type of
Q. (Vulich) Did you have a T-shirt on?
A. I had a T-shirt on, my vest, I had a sweat shirt and my jumpsuit, with Levis underneath the jumpsuit

Q. (Hill) You're staying warm.
A. Yes I was.

Q. (Vulich) What was the temperature down, this part of the neighborhood tonite, early this morning?
A. Okay, there's no ice, but guessing right between 30 -40 degrees maybe.

Q. Partial fog, you say
A. Fog, yes it was

Q. (Hill) What type of identifying uh, logo or patches were on your outside
A. Approved California Highway Patrol Patches, um Department issued patches, had a badge was on the outside of my jacket and also on my jumpsuit

Q. Okay, did you have any head gear on
A. No.

Q. Okay. Okay, lets go now from the time, that you're using the radio and you realize that your partner is shooting, what do you observe, can you see your partner at all
A. No I cannot, I can hear him shooting and yelling, but I can not see him.

Q. Okay.

Q. Now as I understand it the only light there is the headlights from the Patrol Vehicle which were on high beam is that correct
A. Correct

Q. And your spot light from the passenger side of the Patrol vehicle which is a white light.
A. Correct. And the red spot light on the driver's side - it illuminates a little bit of light, not a lot.

Q. (Vulich) Was the stopped vehicle's lights still on
A. Yes they were
Q. Was the engine running at that time
A. I believe so
Q. I'm sorry
A. I'm believe it was, yes
Q. (Hill) Okay, now what did you observe after you're on the radio basically out of what is going on, what do you personally observe happen between your partner and the person firing?
A. I crawled away, crawled in the bushes, I'm laying on my right side and I look down, the [REDACTED] getting back up, the lady's screaming, he turns, has the gun in his right hand, he's turning to me, where I was last, I'm not there, Terry fires and I believe I hear Terry yelling "drop the gun", "drop the gun", and he turns, standing like this, and I believe he turned, it would be to his right
Q. (Vulich) Facing?
A. Terry, and he's partially standing, and partially crouching because I believe at this time, he's wounded, I know he's wounded at this time, and he's firing at Terry and Terry's firing, he goes - he goes to the ground again on his back -- the, he's moving, he's moving his knees, he's starting to get back up with his hands, his gun's still in his hands, he's pointing at Terry again, and Terry says "freeze" "drop the gun", I can't, Terry's yelling but I can not remember, I know, I can remember him saying "drop the gun, do not move, do not move - drop the gun" and Terry fires two more shots, he goes back to the ground, he's moving again, starts to get back up again - Terry fires two more shots, he goes back to the ground, laying on his back, and he moves his legs, or moving just a little bit and his arms and then he stays, quits moving in that position.
Q. (Hill) Could you see where the weapon was at that time, where his weapon was?
A. Um, I believe its still in his right hand, um, I don't know, I was talking on the radio, part of the time, and watching and make sure, he wasn't pointing at me and uh, and then I was getting in more pain at that time
Q. What was your impression of what the female [REDACTED] might
have been saying.
A. She was just screaming, all I can remember is her screaming, and I don't remember, her saying anything, I just remember her screaming
Q. Okay and what
Q. (Vulich) Is she in her car?
A. She was still behind the driver's seat
Q. (Hill) Did she ever get out
A. The only time she got out is after Officer Gordon instructed her to get out
Q. Okay
A. Okay, she was screaming, "No, no, no!" that's what she, pretty sure,
Q. Okay.
Q. (Vulich) Have you ever seen either one of these two people before
A. No, I have not, I thought I recognized the driver upon the first contact, um, and I thought it was the nurse at the hospital, in fact the one that was there tonite, but then after I -closer observation, I realized it wasn't her - but no, I've never seen them before.
Q. Have you ever seen that vehicle before?
A. No I have not.
Q. Okay, do you have any information other than the light was out, was there anything else wrong with that
A. Nope, I was just, we were just turned on the vehicle to issue No-front headlights Citation, the was the only reason we stopped.
Q. When you first approached the car, you said "you have a head light out" to
A. When I first approached, as I'm leaving the front of my Patrol car, um, they start to pull forward again, I thought they were going to leave, I stopped, and then the car stopped, and they I slowly walked up, I look inside the car, it would be over the passenger's shoulder and I looked inside, look at her, check where the hands are, and then I pivot around to - my right's near the right side of their Patrol, their car and I'm facing
my Patrol Car, I'm looking down at him and he's kind of going like this, like he's just waking up, and I thought, this gentleman, appeared to be like a hitchhiker to me, um, I thought there was, I thought I saw a green back pack, or something laying down near his feet, kind of like where the hulk would be of the train, um, eye contact with her, I said "how are you doing tonite?" I said, uh,"the only reason I stopped you, you got a head light out, your right front head light's out", and then she goes, "oh, head light out? Oh," and then she's looking at this passenger, and I said, "can I see your driver's license please?" and that's when she looks at the passenger real slow - slowly grabs his wallet, I thought well, that doesn't look like her wallet

Q. Where was the wallet at?
A. Its in the console right below where the radio was, there was like a hole like you put your wallet or change or something in, and its laying right there in plain view, and I think there was a pen

Q. Like a open compartment
A. A little open compartment thing, is like a, and ah, I think there was a piece of paper, that wallet, a writing pen or something like that,

Q. Okay, this is when you, subsequently see a holster which
A. Well, at that time, then I kind of almost stand, I guess it would be parallel to the door and I'm kind of shining my light on this passenger, checking his hands, I'm looking at her, at that time I shine my light down around his feet, right below, between his legs there, that's when I see the holster, between his legs. I put my hand on my weapon, look at him, look back down at the holster, look back at him

Q. He now has eye contact with you, he's just looking at me, he's just staring at me, just look, just staring at me, not saying a word, I say, "do you have a gun?" and he just looks at me, at that time I drew my gun, pointed at the base of the door, I take about three steps back, I have my flashlight down here like this, look over at Terry, I go, "gun, there's a gun in the car"
I turn back around, he's out of the vehicle coming out, he's got the door open, he's coming up like this, almost standing - crouch position, right arm extended, the weapon pointing right at me, and he starts firing. At that time I start return firing.

Q. You said the female, by your observations, something didn't seem right, you felt that she was nervous and or scared.
A. Correct, that's the impression I received from her.
Q. Was there any other indication of like there was alcohol or there was narcotics?
A. I smelled no alcohol, it's, I believe, that underneath his feet on the floor board it looked kind of trashy, seemed like there was maybe some newspapers, or something laying there, but the holster, nothing was blocking the holster, the holster was laying right there in plain view, it was laying on top of everything, and partially sticking out right then, I couldn't tell if there was anything in the holster or not, all I knew that it was a holster, looked like a small hand gun type, and I asked him if he had a gun in the car, and he didn't say nothing. But she seemed...

Q. (Hill) That's when you made the decision that there probably was a gun, is that correct?
A. Yes, I took - yes I, I figured, holster there's got to be a gun, just for my safety, drawing, get in a ready position, I informed my partner that there was a gun - be ready, and at that time, when I looked back at this passenger he was out shooting.

Q. Okay. Is there anything that we haven't asked you at this point, that you feel is important for us to know, anything at all?
A. Well, the only other piece, article of clothing I had was a blue turtle neck dickie, I forgot to tell you that I was wearing with those, um, no, other than time, once we stopped the car, the car started to move away and then stopped, uh, it just, I felt, that after I made contact, I felt the driver was scared, ...... I just, they just, it didn't feel like the
normal stop and, he was too quiet, he didn't, I just, but then I thought, well, you know, there's just, maybe they're just scared, first time stopped or something. And then when I saw the holster, then I thought well, maybe there's something more, and I at that point, um, that's all, I do, uh, I know this guy, I this guy, he wasn't staying down, and he kept coming up, I, I couldn't believe, he was, cause I could see he was hit, I could see the blood on him, I knew, he'd been hit several times, and I couldn't believe he was still getting up, and still trying to shoot, you know, I couldn't understand, I was blank, you know, I knew what was going on, I knew what was happening, but my mind, I just, it was just like I was in slow motion

Q. (Vulich) You said that you - you knew your gun was empty,
A. I knew my gun was empty
Q. You feared, you said you feared for your life at that time
A. Yes
Q. You fear for Terry's life at that time?
A. Um, yeah I did, I feared, I thought he was going to kill him too. I knew Terry was in a better position than I was, and I - I didn't know where Terry was.

Q. (Hill) Is your weapon, a departmental issue weapon, by the way?
A. Okay. Lt. Lofftus do you have anything you'd like to ask at this point.
Q. (Lofftus) No.
Q. (Hill) Okay.
Q. (Vulich) Your clothes, your uniform clothing, those were secured from you?
A. Yes, they
Q. By whom?
A. Um, my T-shirt, Sweat-shirt, my jumpsuit, have been taken by Deputy Mike
Q. Kindred
A. Kindred, and you have my boots, I do not know where my, the last knew, my jacket was at, um, the tailgate of my Patrol Car. And don't know who's got my holster, and I don't, I think
Q. Was that taken off of you by any chance?
A. I started, I took my coat, I took my - its called the dickey - the turtle neck, I took that off, um, I had taken my jumpsuit down to my hips and just lifted up my sweat shirt and vest, um they took my gun belt off of me and I layed my gun belt on top of my coat on the trunk, left extender on the front seat of the Patrol Car there, on my side, I could see my Patrol Car, my PR 24, I could not see my glasses, and I could see my weapon. And I could see them laying there, as far as I know they were still left there, when I left there when I left, I told everybody where they were and not to move them.

Q. From the first time that you saw the [redacted] on ground after you said your rounds, you felt that he was hit, and he went down, you say, he got back up, was he up on his feet again, do you recall did you see?
A. Um, he went down and I was on my side and I turned to look at him, and he was starting to get up, yes, in a semi-crouched position and he was pointed the weapon, his weapon back at me. At that time I tried to fire, there was nothing, I heard Terry firing, and I turned away and started climbing for the hills, um when I turned around, he was on the ground and he did get back up, he did get back up on his feet again, firing at Terry, then he went back down again, at that point he never got up higher than his knees.

Q. Was this in exactly the same location or
A. Exactly the location where he was laying, there was, when I - before I left I could see, where he was laying and two blood spots, um, when I thought, I guess where he dropped both times. And that's exactly right there, he's was only three or four feet from the side of his car.

Q... That's what I'm getting at, there are blood spots on the ground -- apparently you have seen them
A. I think the first one is where, I guess, apparently maybe Terry was shooting at the same time I was, is where he went down the first time, he got back up and Terry had struck and he had gone down again, and right, he'd started to get up again, where he was
at and that's when

Q. Okay, that's what I was asking earlier about, how much blood you had, because I didn't know whose blood that was there
A. No, that's all his.
Q. Okay, you
A. I was a good ten feet or better from him, climb in the bushes
Q. After this incident did you touch anything in the vehicle
A. I...did not, in where?
Q. In the vehicle
A. I never returned back to the car
Q. Did you ever touch the on the ground?
A. No. Never did
Q. Did you ever touch any items
A. No, other than, what's personally on me
Q. What was the reason why you took the dickey off and your coat
A. I wanted - I was in pain, I wanted to see how bad I was wounded and wonder was, be okay.
Q. Okay. As we sit here, now, you have changed your clothes or had some clothes brought to you
A. Well this is what I was wearing underneath my jump suit, these Levis
Q. Those Levis
A. Yes, and but a my T-shirt, sweat shirt, vest, the vest is with Deputy Mike
Q. Kindred
A. Kindred, also, and a I got my wife's coat on, and I'm waiting for a sweat shirt to come
Q. Okay, just for the record, a, his bandage on his left abdomen area, wearing no upper garment, other than his wife's jacket at this time, faded blue levis, I secured your duty boots, these were your boots you were wearing this evening,
A. Yes they were
Q. Okay, clarify this, would be last night actually. Did you see anybody touch anything thing in the Pinto
A. No, um, the only thing I saw was Officer Fegus, um they had handcuffed and secured the female, I could not see them, I think
that Sublet, Officer Sublet and Terry, Officer Fegus had
his weapon, and I believe he kicked the to see
if he was still alive, uh, with his left foot, I think, nudged
him, I shouldn't say kicked, but nudged him to see if he was
still alive. And then everybody else then it was immediately
secured, I think one of your Deputies, Holder arrived at that
time.

Q. I have nothing further at this point, to
Q. (Hill) Was the nudge, uh, or the kick - which ever you described
um, what is your impression or why that was done?
A. Well, uh, I believe it was to see if the guy was still alive
or maybe faking it cause of the times, how many times that
guy got up, you know, I didn't know if he was faking it or
what
Q. (Vulich) Did you alarm Fegus to this?
A. I told him, I said, yeah I told him, I said "this guy's been
getting up and up, he wouldn't go down, I don't know if the
guy's dead or not, he looks it"
Q. What is, what was your call signs for this evenings,
A. Um, I , my number is 105-21, Gordon's is 105-18, when we
went on duty we went on duty just as that, 105-21 and 18, we're
10-8 and uh, its just a matter of who they call us, either 21 or
18, you know, we know its just us
Q. Okay, 18 would be
A. Gordon
Q. Gordon?
A. And I'm 21
Q. Okay what was CHP Kathy Sublet
A. 16
Q. 16, okay
A. And I think Phil is 31, but he was off duty I believe.
Q. I'm sorry, she's 16
A. 16,
Q. You're 21
A. 21
Q. And Terry's 18
A. Yes.
Q. I think that we need to uh, get your permission to get Medical Records from the hospital?
A. Yes,
Q. Okay.
A. Yes
Q. Okay, we may have to fill out some forms or something to get that accomplished, all matter of record and report, okay?
A. Okay
Q. (Hill) And also if the Hospital doesn't retain some of your blood sample for us to use for elimination evidential purposes a, we may be asking you to provide us with a blood sample of that reason.
A. Sure
Q. Okay.
Q. (Vulich) Did you, I have another question, did you reload your gun.
A. No, I attempted to and - I really to be honest with you, I didn't think, I thought I had two more rounds left and I was empty, and I was going to reload it at that point and then when he got up and pointed the gun back at me, I thought I was going to die and all I had in my mind was -get out of there, and I thought I'd still have my weapon - but I dropped it
Q. Did you attempt to reload your gun
A. I attempt, all I had - I put my hand, yes I did, had my hand on my speed loader, I never did get it unsnapped, and that's when I turned to run again
Q. Did you extract your rounds from your revolver?
A. No I did not
Q. So as best as you can tell, maybe then those round still
A. I still had that hand - when I fell to the ground, I believe I fell with my hand in my gun, I mean the gun in my right hand still, and when I turned back to look at him, he was getting up to point the weapon back at me and I got up, attempted to fire again and I thought I still had the gun in my hand and in attempt to flee the area, I guess I dropped it.
Q. Once again Lt. Lofftus, do have any questions or anything you'd like to add to this interview with John?

Q. (Lofftus) No.

Q. (Vulich) John is there anything that you'd like to add that either we neglected to ask you or you feel is important in this interview with you?

A. No.

Q. Okay. The time now for the record is, by my watch is 2:07 AM today's date again for the record is, December the 9th, 1986 - Humboldt County Sheriff's Department, Case Number 86-6168.

(Typed  12-10-86)
CASE #: 86-6168
STATEMENT OF: TERRY RAY GORDON
INVESTIGATOR: George Hill
AGENCY: Humboldt County Sheriff's Department
DATE/TIME: 12-9-86

KEY: Q = Investigator Hill
A = Terry Gordon
O = Investigator Vulich
OQ = Other Voices

Q: Today's date is December the 9th, 1986, speaking is Investigator George Hill, Humboldt County Sheriff's Office, also present is and assisting in this statement is Investigator Frank Vulich, Sheriff's Office, also present in the room is CHP Officer Tom Allen and CHP Lieutenant Warren Loftus. Also present with us and giving us this statement is, would you state your full name please?
A: Terry Ray Gordon.
Q: Spell your last name.
A: G-O-R-D-O-N.
Q: G-O-R-D-O-N?
A: Yes sir.
Q: Okay, the time is 0240, Terry, where what is your current station assignment?
A: Garberville.
Q: Okay, and how long have you been here?
A: Uh, one year in January.
Q: Okay, and what shift were you working uh, yes, last night, this morning?
A: It's graveyard shift.
Q: Graveyard, and what times does graveyard come on?
A: 2000 to 0430 hours.
Q: Okay, and who were you working with?
A: Officer John Shoffner.
Q: Okay, and do you know the number of the vehicle you were using?
A: Uh, the last four numbers, 2179.
Q: Okay, and did you have a specific beat assignment?
A: Uh, no.
Q: Okay, what does the, the graveyard beat cover? What area?
A: Uh, it covers anywhere from Jordan Road south to, uh, Laytonville, three miles north of Willits I would say.
Q: Okay, bringing your attention to this evening's situation in which we became involved, could you tell me when you first became involved uh, with the vehicle and exactly what happened?
A: Okay, we were travelling northbound one-o-one, observed the vehicle southbound, with a defective right side headlight, and I waited for the vehicle, to where he couldn't see us turn around, and then I turned around and began catching up to the vehicle to make and enforcement stop.
Q: You were driving?
A: I was driving, yes.
Q: And then what did you do?
A: Um, right, followed the vehicle for a little ways and then right, north of Myers Flat there's a wide turn-out, I turned on the patrol vehicle's red light and uh, the vehicle yielded into the turn-out. Came to a stop.

Q: Did the vehicle immediately pull over?
A: Yeah, they acted, they reacted fairly quick.

Q: Okay, okay and then what happened after the vehicle pulled over?
A: Okay, the vehicle came to a stop, I, Officer Shoffner and I we're just getting ready to get out of the vehicle; and I told John it was his turn for tickets, and he, he went ahead and got out the passenger door, and made a right hand approach on the vehicle. As he was approaching the vehicle, I walked around the back of the patrol car, and stood behind the open passenger side door, uh, I heard Officer Shoffner talking to the driver, ask him for driver's license, registration, I heard him state that they were being stopped for a headlight out. At that time I made a wide approach on the vehicle. I was walking up to the front of the vehicle just to double check the headlights.

Q: From what side?
A: Uh, would be the right side. Right side, but it's to the right of Officer Shoffner, I made a wide approach and walked up, confirmed that it was the right side headlight, and I took a couple steps to the right and overheard Officer Shoffner say "he's got a gun".

Q: Okay, you were standing now as I understand it, in front of the the vehicle, is that correct? The vehicle.
A: Okay, I was off to the right approximately, maybe ten feet to the right of that vehicle, you see what I mean?

Q: Okay, to the right as you sit in the vehicle...
A: Um-hmmm.

Q: As a person would be...
A: Um-hmmm.

Q: Okay, off to the right, in other words...
A: Okay, put it this way,

Q: The west side of the vehicle?
A: Probab, towards the south west of the vehicle there.

Q: Okay, and approximately ten feet from the vehicle?
A: Right in there, yeah. Ten, fifteen feet.

Q: Okay, and I'm sorry, what did you observe then?
A: Okay, Officer Shoffner stated "he's got a gun". At that time I looked into the passenger compartment and I could see the sittin' there, a male, sittin' there, and he had a green colored, it looked like an army jacket, that color of green, uh, between him and the door. At that time I couldn't see a gun, Officer Shoffner started backing up and the flung open the door and came right out, and as he came out, I saw him bring, raise a gun up, and, as he raised the gun up, um, as far as when John shot, I don't know, but it was a second, I drew, and by that time there was gunfire, this guy was shootin', I don't know if John was shootin' or not, but there was gunfire, I drew and I shot, I believe I shot six times. Okay, at that point I guess, I, I think I surprised the guy when I started shootin', because then he turned towards me and shot either three or four rounds, I could see the muzzle blasts and they were aimin' right at me and at this time, I was, my gun was empty, and I went to reload, and after he shot at me, he turned back towards John and I, John was
headin' for cover, and I had to get under cover too, the trees and stuff that were off to the west side there. Um, I reloaded, let's see, I reloaded and he was shootin' at John, I shot again, he went down, the [redacted] went down onto the ground at this time, um, he did, he turned back towards me, fired, and then he turned back towards John, and fired, I yelled for him to, I think I reloaded again at this time because we'd been shootin', and I yelled for him to put the gun down, I, I yelled that two or three times as he was layin' on the ground, and he then again, he was laying on the ground kind of on his back to where he could move around, he came back up, pointed the gun right at me and that's, I shot again one time, and then he fell, collapsed, and then I heard John on the radio puttin' out a 11-99, so I knew he was alright, we started talkin' back and forth. From where I was at I had a good vantage point of the [redacted] and the person in the vehicle, the female driver. At that time I ordered her to put her hands out the window and to exit the vehicle which she did, she complied. She walked, I told her, directed her to the front of the vehicle and to lay down, spread eagle, and she did, she did everything we told her to do and I told her not to move, and as far as I know she never moved a muscle. Then I yelled back to John "are you okay?" and he said he had been shot, and I was trying to keep conversation goin' with him just to make sure he was okay, and I stayed in that same position until back-up arrived. Like I say, I could see em both real well. Back-up arrived, uh, the Officer Figas started attendin' to John, Officer Sublett, I had her make a left hand approach on the vehicle which she did, she came around to the front, and cuffed up the female driver who was on the ground, Officer Figas also came up to the [redacted] to see if he was alive or whatever and then he went back to take care of John.

Q: Okay, now let's go through it slowly.
A: Okay.
Q: As you, as you made your, your stop, what lights did you activate on your vehicle?
A: The red spotlight to the front.
Q: Okay, were there any other lights on?
A: Just the headlights.
Q: Okay, what, do you remember if the lightbar was on or off?
A: Uh, we don't have lightbars.
Q: Okay, no lightbars. Did the, do you remember if the passenger side spotlight went on or off?
A: Yes, that, um, Officer Shoffner turned that on as we rolled to a stop.
Q: Okay, as you rolled to a stop, and Officer Shoffner exited the vehicle to make his approach from the passenger side as I understand it, uh, did you have any opinion about anything wrong with the vehicle or with the stop at that time?
A: No, I didn't.
Q: Okay, did you see at any time the vehicle make an attempt to, to leave, or, or move?
A: No, no.
Q: Okay, now as he was, as your partner was exiting from the vehicle, did you immediately start to come out around behind your patrol unit?
A: Okay, as he yeah, as he was approaching it, I walked around to the back to, right behind the open driver, or passenger side door and
stayed there.
Q: Okay, and what is the first thing you heard your partner say?
A: Okay, when I was standing back by the door?
Q: Um-hmm.
A: I heard him ask for the driver's license and registration and he said that he was stop, they were being stopped for the headlight was out.
Q: Okay, and can you describe what your partner had on?
A: Yeah, he had a, a dark blue, a dark blue, uh, cold weather jumpsuit they're called.
Q: Okay, and what else?
A: Um, his jacket and boots.
Q: Okay, are these CHP uniform items?
A: Yes, they are.
Q: Okay, and what did you have on?
A: I, I had uniform pants on, black shoes, uh, blue, dark blue jacket with a royal blue dickey, no hat.
Q: Okay, okay, now, when and let's see if I can word this right, when did you move, exactly when did you move around to the front of the vehicle? Was that...
A: Okay, as soon as he cleared the vehicle and began talking to the people inside, that's when I moved up to the front of the vehicle.
Q: Okay, now you passed behind your partner, is that how you did that?
A: Yeah, I was approximately, probably ten to twelve feet to the right of him when I went by him.
Q: Okay, and the way the vehicles were sitting there, that would be to the west of him?
A: To the west of him.
Q: Towards the, towards the woods.
A: Right.
Q: Okay, and you took your position approximately ten feet off the south west corner of the vehicle, is that correct?
A: Right.
Q: Okay, when you heard him speak, when you heard your partner speak, exactly what were his words?
A: Uh, he said "he's got a gun". Or "is that a gun?" One of those, something like "is that a gun?" or "he's got a gun", I don't really remember his exact wording.
Q: Okay, and what did you see your partner do?
A: Okay, John, at that time John drew his revolver and stepped back, that's when I looked, I was looking at the in the car at that time and he didn't even look at me, he just, was watchin' John and the driver, the passenger side door came open and, and he came out and John was backin' up and then the gunfire started.
Q: Okay, who fired first?
A: I, I couldn't say who fired first, I just knew there was gunfire firin', and I could see that the had a gun in his hand and there was muzzle blast comin' from the gun.
Q: Okay, did you have an opinion as to how many rounds the fired at that point?
A: No, it was just bam bam bam bam, you know, I, I couldn't tell if it was John's gun or the gun or whatever...
Q: Okay, and what did you see John do?
A: I saw John retreating backwards and at that time, all my
attention was focused on the and then I drew and fired.

Q: Okay, do you know how many rounds you fired at that point?
A: I fired six.

Q: Okay, you have a revolver?
A: Yes I do.

Q: What kind of revolver?
A: Smith and Wesson, model 67.

Q: Okay, is it a duty issue, duty weapon?
A: A state, state issue duty weapon.

Q: Okay, and what kind of ammunition were you using?
A: Uh, thirty eight special plus P plus.

Q: Okay, is that issue ammunition?
A: Department issue, yes.

Q: Okay, uh, as you were firing, at what direction was the firing his weapon?
A: Okay, he was firing, it would be west, cause he was firing at John.

Q: Okay, and I understand at that point, the started to go down?
A: Okay, when I fired, was firing, he turned and started firin' at me, okay, and he either fired three or four times at me, because I seen the muzzle blast, muzzle, muzzle flash I should say, and I don't know, I was really surprised that I wasn't hit, bein' so close, I even paused for a second I think and looked, looked at the front of me, to see, and my gun was empty at that time, so I, I knew John had went to the west, so I figured that he was in the brush, so I went to the brush and as I was goin' to the brush, the turned back towards John and was firin' at John's direction. I reloaded, there was still gunfire, I shot, went down, onto the ground and he was still.

Q: How many times did you fire that time?
A: I, I must, I, okay, the only thing I'm goin' by is I had, I had two empty speedloaders, okay, that's twelve rounds, so I don't know if I dropped a speedloader, or if I fired, you guys will probably find that out there tomorrow, but I might've fired em, so, okay, I fired the initial six, then, I reloaded, yeah, I must've fired em, cause it was, it was just in the, you know, gunfire goin' everywhere and I think I fired, emptied those brass out, reloaded and he was still shootin' over towards John's direction, and I yelled for him to throw the gun down, throw the gun, I think I yelled it three times, and, the position he was laying on the ground, he brought his arm back and he looked up like this and he was pointin' the gun right at me, and you know, I was behind a tree, which probably was about six inches around in brush and that's when I shot my last round and I shot at him and that's when he collapsed onto the ground.

Q: Okay, once he was on the ground, uh, did you have to fire at him anymore?
A: After he collapsed?
Q: Yes.
A: No. Cause, the, the first part of it, you know, he was on the ground but he was, he was up movin' around, and I shot that last round and that's when he went down.

Q: Okay.
O: Okay, I, I've (inaudible) two uh, rectangles here, I'm (inaudible) CHP, and I'll just put this one uh,
A: SV.
O: SV, vehicle, okay, and John exited the passenger door.
A: Um-hmmm.
O: CHP vehicle, made the what you call the right approach.
A: Right hand approach.
O: Okay, as he's exiting your vehicle, you are exiting, exiting your side and coming back from the backside of the CHP unit?
A: That's right.
O: John, now has made his approach to the passenger side door.
A: Right.
O: You're, what you're saying is that you, you come around out this way?
A: No, no, I, okay I exited, I just came right around here, and waited right here.
O: You waited at his door.
A: Until, yeah, until I heard him talking and explainin' the reason for the stop, and then I just walked up and around like this, looked, and then just stepped right back into this area right here.
O: Now, I have a few more questions from here. Uh, Terry, did John know you were here?
A: I don't know.
O: You don't know?
A: I don't, well, okay, at that time I thought he knew I was there, okay?
O: Did you talk to him at this point?
A: No, I didn't. The only reason I'm saying that no, he didn't know I was there is because you know, I heard him askin' where I was at after all this went down.
O: Okay, let me go on from here. You say that John starts backing up?
A: Um-hmmm.
O: As he's backing up. Kind of, kind of, just off to the side.
O: Okay, I'm just puttin' some dots in here, is this about right?
A: Um-hmmm.
O: Of course this is not to scale.
A: Right.
O: You said that the exited the vehicle, and he's firing at John.
A: Um-hmmm, as John's backin' up.
O: As John's backing up. When do you believe this first sees you? Or knows that you are there?
A: Probably when I start shootin'.
O: You stayed outside the uh, the lightbeams?
A: Um-hmmm.
O: Intentionally stayed outside the lightbeams?
A: No, uh-uh, it just, the way it worked out, I didn't intentionally do it.
O: So at this point, your, the first six rounds you shoot are from this position?
A: Right.
O: And you uh, empty that, reload with a speedloader?
A: Um-hmmm, but I, I don't think, I didn't get it loaded until I was back up here.
O: So would you've retreated into the brush area here?
A: Um-hmmm.
O: At this time John's back over this way.
A: Um-hmmm.
O: Okay, the then, uh, what's his actions as far as the diagram goes?
A: Okay, he, okay, after he fired at John, then I fired, then he turned and was firing at me.
O: Into the brush?
A: Yeah, well, no, I was still standing right here in the open, in the open, with no cover, that's why I was really surprised cause he didn't hit me. And, I had an empty gun, so I retreated back, and as I retreated back, he turned and focused his attention back on John again.
O: And this, this is where you're reloading here?
A: Right. Up in the brush.
O: Do you recall where you dropped your empty speed.
A: They're, they should be right there in the brush.
O: In the brush.
A: Right.
O: Okay, and then you said you fired again?
A: Yes.
O: And how many rounds did you fire from there?
A: I fired because he was firing, still firing at John there.
O: Okay, so you returned fire.
A: Right.
O: You said you shot six more rounds?
A: Right.
O: So you dropped those six casings?
A: Yeah.
O: Brass?
A: Um-hmmm.
O: Then you reloaded again?
A: Right.
O: Okay, so he was still shootin' at you now?
A: Yeah, he was still shootin' and after I reloaded that time, that's when I was yelling "Throw the gun down! Throw the gun down!" and, that's when he again brought it back around and pointed up at me.
O: Okay, you're demonstrating back over with your right arm over your right shoulder, as to go back towards the location where you're at.
A: Right.
O: So at this time, his head is facing the brush and his feet are facing the vehicle?
A: Right.
O: Okay, and you fire, you return fire again.
A: One round.
O: Then what happens?
A: And then he collapsed, and I did not see any more movement from him.
O: Okay, did you, on this third time that you loaded your gun, or the second time actually that you loaded your gun, how many rounds did you fire on that, on that occasion?
A: Okay, the second time I loaded? Okay,
O: You shot six,
A: Six,
O: You loaded,
A: Loaded, shot six and then I shot one.
O: Okay, so you...
A: And there's still five in the gun.
O: Okay, you're pointing out your gun that we have over here now. So what you're telling me, you shot a total of uh, thirteen rounds.
A: Yes, yes, as far as I know, not unless I dumped some live ones out through the exitement.
O: Best as you can believe then, somewhere around thirteen rounds.
A: Right.
O: Unless there's a few extra live rounds.
A: Right.
O: Where was the female all this time?
A: She stayed seated in the, right behind the driver's, on the driver's side, right behind the steering wheel.
O: She never exited the vehicle until she was ordered to do so?
A: Right.
Q: Okay, times, this is tough, I understand, something that we need to kind of work out here, if we can get a sequence of events. Okay, from the time you activated your red light to make the stop to the time the vehicle stopped, how much time?
A: Okay, from the time the light to just the vehicle stopped?
Q: Yeah, to the vehicle stopped.
A: Um, one to two minutes, just real quick, it was fast, about a minute cause they yielded right away.
Q: Okay, uh, time from John exiting the vehicle and going up and making his approach?
A: Um, twenty, twenty-five seconds.
Q: Okay, was there any delay there?
A: Hm-ummm, no.
Q: Okay, how long did it take you, did you figure to, once he's made his approach and has greeted the people, how long does it take you to go around behind the car and get up to the front?
A: Okay, okay, I was standing behind the CHP car's driver's side door by the time John got up to...
O: Let's correct that, you're pointing at the passenger door. Behind the passenger, CHP passenger door.
A: Yeah, passenger door, I'm sorry.
Q: So you immediately got out as he started walking up, you got out and went around the vehicle and got behind his door.
A: Right.
Q: Okay, now, then from the time that, that he's making the approach and talking as I understand it, that's when you're walking up around and getting in a position in front of the vehicle, is that correct?
A: Right.
Q: About how long do you think that took?
A: Um, again, about twenty-five seconds, I just, you know, walked up there.
Q: After you get in that position, how long is it before uh, the comes out of the vehicle and starts shooting?
A: Um, forty seconds.
Q: Okay, how long do you think the actual shooting took, till it was all over, till the time the first shot's fired till it's all over?
A: Probably uh, maybe a minute and a half, if that.
Q: Okay, and then how long did it take back-up to get there?
A: Oh man, I, um, I'd say ten to fifteen minutes, that's just
Okay, during that time, what was your partner doing?

A: My partner put out the 11-99 call, um, uh, I could not see him, alls I could do is talk to him by yelling at him, then he, I think he went back to the patrol car and got the shotgun cause I heard the shotgun round chamber chst-chst, like that, and, but I could not see him.

Q: Okay.

A: So he was back there and he was tellin' me that, you know, that he had been shot in the stomach and that he was hurtin' and stuff, so I tried to keep a conversation with him to keep him talking and...

Q: Okay, what were you doin'?

A: At that point, I was, um, uh, sitting in the brush there, I had a perfect view of the car and the female passenger, uh, the driver that was laying on the front of the vehicle at this time, and I just stayed there until back-up arrived.

Q: Okay, (inaudible)

Q: While he's getting his thoughts together, Lieutenant Loftus, have you uh, thought of any questions you'd like to ask at this point?

Q: No.

Q: Okay, Officer Allen?

Q: None.

Q: Okay.

Q: I'm sorry. Terry, did you hear, let me ask you this, what all conversation did you hear? Did you hear any response from the male and female [redacted] that were in the car?

A: No, I didn't hear any, any response from them at all.

Q: When you heard your partner John make the statement something about a gun, there's a gun in the car, what was goin' through your mind at that point?

A: Um, I was really surprised, uh, you know, not being ever in that position before, um, I just turned around and I watched what was goin' on, and I, I can't pin it down what was goin' through my mind.

Q: Uh, at that particular time did you fear for your life?

A: Oh yes, it, when he came out of the, when he, when I saw the passenger opening the door and come out with a gun and start blazing, um, I feared for John's life and my life, and more so John's at that time because he had the gun aimed at John and was firin' at John.

Q: Did the female make a statement at any time?

A: No. She didn't.

Q: Even after this event was over with?

A: Hm-umm. She didn't, I didn't hear her say a word. She was cryin' but I didn't hear her talk.

Q: After this incident was over with, and once it appeared that the jeopardy situation was over with, did you come out and touch uh, the vehicle, or anything inside the vehicle?

A: No.

Q: Did you touch the body that was on the ground?

A: No.

Q: Did you touch anything that he may have had in his possession, or his hands?

A: No.

Q: Did you see anybody touch anything that was in his possession or his hands?

A: No.
O: Have you ever seen this vehicle before?
A: No.
O: Have you ever seen this female that was driving this vehicle before?
A: No.
O: To the best of your knowledge, have you ever seen this male before?
A: No.
O: Do you know what his name is?
A: No, I don't.
O: Do you know what her name is?
A: No, I don't.
O: Were you present when uh, who was the next officer who arrived at the scene?
A: Uh, Officer Figas and Sublett.
O: Sublett?
A: Sublett.
O: And what took place then?
A: Okay, Officer Figas uh, started tendin' to John right away, and Officer Sublett, I had her, like I said, make a left hand approach of the vehicle and come around to the front to where the female driver was proned out. That, in that time, Officer Figas walked up to the that was laying on the ground to check on him, to see if he was breathing or whatever.
O: What did he tell you? Or did he tell you anything?
A: Uh, uh, he just said uh "it's 11-44", which uh, is a possible fatal, and then Officer Sublett um, went ahead and started to cuff the female driver and I assisted her in doing that. I walked out of the brush and walked over and assisted her in uh, cuffing the female.
O: Do you know who the next officer who arrived on the scene?  
A: I believe, it was Deputy Holder, but I can’t say for sure.
O: Apparently you waited there until uh, fellow officers and uh, supervisor, (inaudible) personnel showed up ...
A: Right.
O: To your knowledge, did anybody tamper with the scene?
A: To my knowledge, no.
O: The vehicles, when you left the scene uh, they in position where you were when you first made the car stop?
A: Uh, yes, the vehicle...
TAPE RUNS OUT, SIDE 2:
O: This is Detective Frank Vulich, Humboldt County Sheriff’s Department, this is side two of tape one of CHP Officer Terry Gordon, the time right now is uh, by my watch, is 0311 a.m., December the 9th, 1986. While the tape was off, have we had conversation?
A: No.
O: I just turned the tape over, do you remember the last question I asked you?
A: We were uh, I was just getting ready to tell you what car was behind our patrol vehicle.
O: Okay, who was that again?
A: Okay, behind our patrol vehicle, Officer Sublett and Figas parked their patrol vehicle. While waiting for the ambulance, we backed that car up about thirty feet so that the ambulance could pull in behind our vehicle.
O: And the ambulance people did arrive?
A: That's right.
O: And, did they attend to you?
A: Uh, no they attended to John.
O: Did they attend to uh, the male lying on the ground?
A: Uh, I believe, I saw out there checking him out too.
O: Would be uh, Garberville Ambulance.
O: You know him personally?
A: Yes.
O: Did he touch anything or tamper with anything?
A: Not to my knowledge.
Q: Is there anything at this point that we haven't asked you that you feel might be important for us to know? Anything at all?
A: No, nothing that I can think of.
Q: Okay, in regards to the equipment that you turned over to us, uh, is this the equipment that you had on tonight?
A: Yes it was.
Q: Okay, will you describe please what you're turning over to us?
A: Okay, there's uh, one pair of CHP uniform pants, uh, one state issue bullet proof vest, one uniform dark blue jacket, badge, I believe there's a sweatshirt over there too, is that sweatshirt still there?
OQ: I don't know, I hadn't looked.
A: One dark blue sweatshirt and a pair of black shoes, low-top, low cut type shoes.
O: Black belt?
A: And one. ...huh? Oh, black belt on pants, and one Sam Brown holster with my handcuffs, gun, knife, uh, baton ring, things like that on it.
Q: Does it contain a weapon?
A: Yes it does.
Q: Is that the weapon you used tonight?
A: Yes it is.
Q: Okay, one question I'd like to ask you Terry, I didn't get a chance to ask you this, when you made your, took your cover position here to the right, behind John, you (inaudible) was this vehicle still running?
A: Yes it was.
O: Did it have it's headlight on or off?
A: What do you mean?
O: Was the headlight still on?
A: The headlights were on yeah, except for the right front one that was out.
O: Okay, the right front one, you're speaking of the passenger side.
A: Right.
O: So this, this is the only light that's illuminating here? Right, except for all the lights back on our patrol vehicle, were lightin' up things too.
O: Okay, so you had your spotlight on?
A: Spotlight was aimed at the rear of their vehicle, and plus I had the headlights on.
Q: Can you describe their vehicle for us?
A: Uh, it's a Pinto station wagon, Ford Pinto station wagon.
Q: Can you describe the weather for me?
A: It was uh, cold, foggy, right at that area the visibility was a hundred feet or so, I guess.
Q: At the time you made this stop, did you radio in to anyone that you were making this stop?
A: No.
Q: Is it your policy that you radio in?
A: No.
Q: Okay, when is the first radio transmission that you are aware of, uh, to your office made?
Q: Uh, when John put out the 11-99.
A: Okay, do you have an impression about what time you made the initial stop?
A: The initial stop? Probably uh, 9:45, somewhere in there.
Q: Okay, do you have a notebook or anything in your vehicle that you make a notation on when you get out of the vehicle?
A: No.
Q: I have nothing further at this time, uh, if it becomes necessary to uh, talk to you again, do you have any objections to talkin' to us?
A: No.
Q: Is there anyone else in the room that has any questions?
OQ: You might want to cover (inaudible)
O: What Lieutenant Loftus just commented on in case it wasn't picked up on the tape uh, of the, the idea of uh, securing blood from Officer Gordon for elimination processes or what have you. What, what's your days off?
A: Uh, next, I'm on an eight-day stretch, so whatever days, eight days from now is...
Q: This would be your Monday?
A: This is my Monday, yes.
Q: I have no further questions at this point.
Q: Yeah. I have no further questions and we appreciate your cooperation.
O: Ending time will, of this tape of Officer Terry Gordon, by my watch is uh, 0317 a.m. December the 9th, 1986, pursuant to case number 86-6168.

transcribed by [redacted], 12-9-86, 1230 hours
Details of Offense and Investigation Progress

STATEMENT OF: Humboldt County Sheriff's Deputy George KINDRED

TAKEN BY: Investigator GATTO Humboldt County Sheriff's Office

ALSO PRESENT: Lieutenant Dennis DE CARLI Humboldt County Sheriff's Office

LOCATION: Humboldt County Sheriff's Sub-station Garberville, California

DATE & TIME: 12-9-86

Q. Case Number 86-6168, today's date is 12-9-86; place is the Humboldt County Sheriff's Sub-Station, Garberville, California, Persons present are Lt. DeCarli, Humboldt County Sheriff's Office; Humboldt County Sheriff's Deputy, George Kindred; the interview is being conducted by Investigator Gatto, Humboldt County Sheriff's Office. George, did you receive a call tonite, in regards to the incident that the CHP Officer were involved in?

A. Yes I did.

Q. What time did you get the call?
A. Approximately ten o'clock tonight.

Q. Who called you?
A. Sergeant Guston's wife, [redacted], called my wife, as I was already in bed and um, said that there had been a shooting and a CHP Officer had been, a shooting with a CHP Officer involved and he had been shot, so I got up, put my clothes on, I turned on my scanner and heard Guston, Sergeant Guston talking on the radio, so I got the rest of my gear on and went out and got in my radio car and got another phone call that said pick up a video camera if possible, and come on up to the scene. So I went over to my cousin's house and I woke him up and I got his video camera, and then I found out my radio wouldn't work, so I come up here to the sub-station and got a portable radio
and while I was here, checked portable, made sure it would work and dispatcher came back and for me to go to [redacted] Miller Street, and contact a [redacted]. [redacted] [redacted] I believe was the last name, in regards to her owning a car that CHP had stopped where the [redacted] was inside this vehicle. So this was about 10, 10 or probably 15 minutes after 10:00 that I got over to [redacted] place, and I knocked on the door and I could see her through the window, had a TV on and young [redacted], 18 years old, a young kid came over, lives next door to [redacted], it's his great aunt, came over and asked me what he could do for me, I told him I had to talk to her, so he opened the door and went it, and come to find out she's 70 years old and bedridden, and could not get out of bed and answer the door, so I asked her about her car and she said "no, she hadn't loaned her [redacted]-pinto out to anybody" it had parked the last that she knew, in front of her nephew, I believe it is, [redacted]. has a tire shop, here in town, and a it had been parked in front of the there. And she had not given permission for anybody to be driving it. Then I asked young [redacted] "do you think anybody could have borrowed the car?" he said "No, not without Grandma, or a Aunt [redacted] permission, we never use her car with out having permission". I said "that's fine, that's all I needed to know, right then". And I left then, about then. And then I went back up to the scene and I got there probably a quarter to eleven, something like that.

Q. Okay. That Pinto Station Wagon out there, belongs to [redacted]. [redacted]
A. It belongs to [redacted]. [redacted]
Q. And she had it parked at her nephew's tire shop in Garberville?
A. Right. For repairs.
Q. For repairs. Did anyone make a stolen - get a stolen on her or anything from her?
A. No, cause come to find out, the female [redacted] here, is her niece, I believe it is, something like that, a member of the family, took the car without her knowing. What it broils down to -- it could be that [redacted] gave permission, we haven't talked to him yet about this
Q. Okay. What's the name of the Tire Shop?
A. Brook's Tire.
Q. Main Street?
A. Main Street, yeah, Redwood Drive.
Q. What time did you arrive up there on the scene?
A. About a quarter to eleven.
Q. Who was all there when you got there?
A. Just about everybody, Sgt. Dutton was there, Deputy Holder was there, Sgt. Crock was there, Officer Stickles was there, Officer Sublett was there, and a few other people were there that I can't recall who - what their names are, but you know
Q. Did you happen to see a Police Officer from Oregon?
A. No, I didn't. I didn't see him, I wish I would have.
Q. Did anyone ever mention him to you?
A. Yeah.
Q. Who mentioned him to you?
A. Officer Sublett, and Officer Fegus, told me that he stopped by and gave them a few directions on how to preserve evidence of the scene, it was a homicide Detective from someplace in Oregon.
Q. Okay, that's basically what you're part in it was
A. Right and I transfer, transported the female down here to the sub-station, after that about eleven o'clock I guess.
Q. Did she say anything?
A. She wouldn't even tell me her name, kept mum
Q. You didn't ask her any questions, pertaining to the incident
A. No. I asked her what her name was (inaudible) so I could talk to her, you know, be pleasant with her, or whatever, she wouldn't talk.
Q. Do you know what her name is now?
A. I heard, that it's married name is born, I believe it was.
Q. Where's she live Garberville or someplace, do you know where she lives?
A. I think she lives either at the Ranch out on Ettersburg Road or in Winters, she mentioned something to the clerk here.
about her husband being in Winters, California.
Q. You didn't talk to either one of these CHP Officers that were involved in the shooting?
A. No, I, I went to, pardon me, one other thing I did, I went to the hospital and I collected the Officer's jumpsuit, his under-shirt and his sweat-shirt and his bullet proof vest and they have them booked into Evidence here.
Q. You have them booked in
A. Right.
Q. Okay. His firearm is at the scene
A. As far as I know
Q. Okay. I have nothing more, Dennis do you?
Q. (DeCarli) I heard something about a bullet still in the vest, do you
A. Yeah the bullet is, there is a bullet still inside the vest.
Q. (Gatto) Do you know where at?
A. Right there - three inches above the hem line of the vest.
Q. Okay. Okay, we have nothing further, we'll end this interview at approximately 3:03 AM on 12-9-86; Sheriff's Investigator Gatto, Humboldt County Sheriff's Office.

Typed  12-10-86
SUPPLEMENTARY OFFENSE REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT

OFFENSE ____________________________  Date  12-10-86  CASE NO. 86-6168

Details of Offense and Investigation Progress

TAPED TELEPHONE CONVERSATION:

CALLER:  

TAKEN BY:  Frank VULICH
Humboldt County Sheriff's Department

Key:  
Frank VULICH  = A
       Q  = Q

Q.  This is Detective Frank Vulich may I help you?
A.  Yes, this is [REDACTED]

Q.  Hi, [REDACTED] how are you doing today?
A.  Well, I'm doing all right.
Q.  Doing better?
A.  Yeah. Uh
Q.  Are you home now?
A.  Yeah, I'm home, here in Winters, and I called to tell you that
I've decided to come clean
Q.  Okay.
A.  Uh, so whenever I can pick my stuff up, there, I'll have
someone drive me up, because when I make my statement you'll
probably want to arrest me.

Q.  Well, can you tell me what it is that you want to tell us?
A.  Well, it'd take quite a while over the phone, its a long story
it didn't start with the shoot-out,

Q.  Well, can you just briefly tell me, um, where it all started?
A.  Well, I guess it started it da, Wednesday morning when a
when Hank, Harvey COLMAN, came, er called to talked to me and
asked me if I knew someone named [REDACTED]. And things sort of
snowballed and went down hill from there.

Q.  What Wednesday night was that now?
A.  That was Wednesday?
Q.  The 3rd?
A. Yeah, I think it was. It was a couple days after the Robberies, you know.
Q. Uh-huh, whose Harvey COLMAN?
A. He's the Sheriff in Yolo County
Q. Okay.
A. Not the Sheriff, the Deputy Sheriff, I believe
Q. Okay. So then what happened.
A. Well, he said, we've got a guy here named [redacted], do you know anyone by that name, and I said "No", because I didn't. Then he said, well he gave his address as [redacted] in Winters and I said well that's my address, but I don't know any [redacted] But I started to worry at that point.
Q. Why would you worry?
A. Because I wondered if it was our [redacted], I wondered if that was who he was talking about.
Q. When you say our [redacted], what does that mean?
A. Our friend
Q. Okay
A. Friend [redacted]. Later he called me again and, Harvey called me again and asked me if I knew a [redacted] You know, I said I know a [redacted] but I'm not sure of his last name and I really don't think he gave anyone his real name
Q. Okay.
A. Okay and then, that afternoon, Harvey Colman and a woman cop came, her name was PENNY, I think.
Q. Penny?
A. Penny
Q. Okay.
A. They came to see me here at my house and Harvey told me that he thought the man I knew was the same one that he was looking for and I had thought from how he'd talked before you know, that they had him, and now I knew that they didn't have him, he was still looking for him and Harvey and Penny asked where my husband [redacted] was. And a I told them and they went down to Winters and found him and questioned him there and not to much happened until the next morning, Harvey called, he'd asked me to come in and give positive identification on a picture. But he said I didn't
need to come in cause they had the positive I.D. already.

Q. Uh-huh. And so, what happened after that?
A. Well, I don't, I don't know, a maybe I should come up and tell you when I can pick up those things, its a long story.

Q. Okay. But can I ask you a few questions? Do you mind answering them now?
A. Yeah, a

Q. How did
A. I'm I, don't shouldn't you read my rights?
Q. Well, you know what your rights are, I mean if you not in custody, uh, you're not in a custodial situation, you still know what your rights are, still remember what we read to you
A. Yeah
Q. Um, all I'm trying to find out is
A. Are you taking this down or
Q. Huh? I'm taking notes, yes
A. Well, I'll have to do it all over again then.
Q. Well, no, not really, as long you talk with me, I'll you know we'll just keep continuity of it going,
A. Okay.
Q. All right, just get a few questions answered here, okay
A. Okay well let me go on then
Q. Okay
A. It long distance though
Q. Do you want me to call you back?
A. Okay.
Q. Is that all right with you?
A. Yeah
Q. What number are you at now.
A. Its
Q. Uh-huh
A. 
Q. Yes
A. 
Q. Okay, I, just hang up and I'll call you right back and it will be my dime then.
A. Okay.
Q. Okay. Hold on and I'll call you right back.
A. Okay

-----------------------Dial Tone - Dialing)
Q. December the 11, 1986, the time now by my watch is 0818. Ring
A. Hello
Q. Hello, this is
A. Yes
Q. This is Frank again
A. Okay.
Q. Okay.
A. Okay, so while I had on the phone, I asked him for address and phone number, which I had destroyed when I thought that having them might hurt , but now I wanted it back, because I wanted to find him before they did
Q. Hm-mm
A. So, he said he couldn't give it to me, he said he didn't have it, but the Vacaville, or I can't remember if he said Vacaville or Fairfield Police might be able to help me. But I didn't, I didn't you know, call them at that point, then uh, later that morning, a girl named called. I had only met once, and she was Ex-wife and a, we met to talk about what each other knew, to see if anyone knew anything, we didn't feel the phone, maybe they weren't safe to talk over stuff
Q. Uh-huh
A. You know you see in the movies,
Q. Right
A. So, we didn't a, uh, talk, we met and discussed what to do and neither of us knew anything, but one thing that we decided we might do for is to go get his things for him, because at some point, he'd need them. And so called his room mates and the room mate, they were moving. The house was going to be - he had to give up the house in a couple days time and had finals and we had to come tonight if we were to get any of things so
Q. What night was that now?
A. Um, that was Wednesday, I think, just a second, I made notes
too, Yeah, that was Wednesday night.

Q. Wednesday the third?
A. I don't know what date it was
Q. It must have been if it wasn't Wednesday night, it'd have to be Thursday
A. Must have been - so I - I followed her down there to his house
Q. To _____ house
A. To _____ house - well it was actually, _____ house and _____rented a room. His room mate's name is _____
Q. Do you know his last name by any chance
A. No.
Q. Okay.
A. I didn't even know him, but _____ did. Okay then, well when we walked in we walked in on two Fairfield Cops, they were there, and this was late at night, you know, it was about one o'clock I think, so, I don't know if _____ called them or what but anyway, there, here they were. And they questioned her a little bit but they wouldn't let us have much of _____ things. While a, while _____ and one of the cops were in _____ room, I heard the other cop tell _____ room mate that this case was escellating, he said "Big Government" was coming in, so I was frightened for _____, and then I heard that dumb room-mate say, yeah, he thought _____ was at Winters. That's where I live. Then I was frightened for everyone here at home, so Friday, the next day, you know we agonized over that all night and I told _____ that I was afraid for the kid, cause I'd figured they come and probably storm the house, if they thought he was here.

Q. Who the cops
A. Yeah
Q. Okay
A. They had a searched _____ house, and she had allowed them to come in, she didn't even make them get a Search Warrant, but they came in with guns drawn

Q. Looking for _____
A. Looking for _____
Q. Okay
A. So I decided to um, take some of the kids up to [redacted], so I took four of the kids up to her house, and asked her if she'd keep them till things calmed down a bit, I kept [redacted], that's my oldest girl, because she could help take care of Grandma [redacted] And then I came back late, very late, that night and it takes a while to get to Garberville and back

Q. Right. Which way did you go?
A. Pardon
Q. Which way did you travel, 101?
A. Yeah
Q. Okay
A. So, then the next day was Saturday, I didn't feel good, I just - things were happening too fast and I was just sick with worry
Q. Uh-huh
A. And I call, and a [redacted] called, and she said she was worried about me, and cause you know, she knew that I was scared for the kids, I'd taken them up there to [redacted] said that she'd come help with Grandma and give me some support and I could really go along with that.
Q. Yes
A. I needed it. So she said that she'd try to come the next day, well that night passed and then Sunday came and then, there was still nothing, you know, and I start thinking, well .... you know
Q. Nothing from the cops, or from your sisters.
A. Nothing from the cops, and nothing from [redacted] and nothing from anyone, so I was thinking, oh, he's safe somewhere and I don't have to worry any more so some of the nervous tension kind of eased and I felt better that day, and that evening, [redacted] came down, well she'd had car trouble, so she borrowed at [redacted] car
Q. [redacted] did
A. Yeah
Q. Okay
A. She wanted to make it here to me, and so during that day, I started missing the kids and I wanted to go see them, well when [redacted] came
Q. What day did she get there?
A. She came Sunday.
Q. Okay.
A. When [redacted] came, we decided that she could stay and help here with Grandma, and you know, there's a lot to do here, cow to milk and everything, and Grandma's been pretty sick lately so I didn't I couldn't just leave her, I don't know what's going to happen to her when I have to go, anyway
Q. Is this your mother, or grandmother
A. This is [redacted] mother
Q. Okay. Now where is she located
A. She lives with us
Q. Okay, down there is Winters?
A. Yes
Q. Okay, and you're caring for her
A. Yes.
Q. Okay, that's your mother-in-law then.
A. Yeah
Q. Okay.
A. I decided to go up and see my little ones and [redacted] wanted to get Aunt [redacted] car back to her anyway, so I loaded up - I loaded my car, you know, now as nearly as I can remember, I put in my suitcase, with my bible in it, my sleeping bag - and a box that had my heels in it and I had my sweater that I had on that night when you questioned me
Q. Right.
A. I also had my purse and I was wearing my Cooper Tire Coat.
Q. The Red one
A. Yeah. So I kissed everyone goodbye and left
Q. This is Sunday
A. Yes. And it was after dark, I don't know what time it was, but
Q. Sunday night?
A. Sunday night, yeah.
Q. By yourself
A. Yeah. Okay, when you take it, when you, you don't know where I live, but we live out on the end of the road, when you go out my driveway, there's a gate and I stopped to open that gate, down our driveway and [redacted] hopped over the fence, and got in the car.
And he didn't talk, just sort of motioned for me to get in and I was glad to see him, and I told him that he was wanted by the Police, that's probably against the law for me to do, and a - but he said that he knew that, he said he'd already seen the papers, he said we should start driving, keep going, I had plenty of gas and he pointed which way to go, we got on I-5 and we headed north, I told them, I thought they were going to kill him if they ever hunted him down, and that he should turn himself in. He said that he knew that too, but he wanted to get out of state, so we drove and talked and we drove and talked until I got tired, you know, so I told him he'd have to drive, but he said that if he did drive, and we got stopped for you know anything, even minor, that it was all over, because he didn't have any I.D. He said that they wouldn't ask the passenger for I.D. but they only asked the Driver. So, I kept driving for a while, and they he said "pull over here" and we stopped and we stopped at a Motel.

Q. Okay
A. He unloaded everything except my suitcase and my purse, which I took in. I used the bathroom and dressed for bed - he took a shower and I don't know when he went to his bed, cause I was asleep.

Q. Where did you stop at a motel do you recall?
A. I don't know,

Q. Do you remember what Town it was in
A. I've never been up there before, I've never been North of of Sacramento, I don't think, you know, I just have never - one area that I'm not familiar with.

Q. Do you know where Redding is?
A. Yeah.

Q. Was it in Redding?
A. Well, no, but we, I'll get to that, we - it must have been between here and Redding cause we did end up in Redding.

Q. Okay, go ahead.
A. Okay, I think the next day was Monday, he was up in the Morning when I got up and it was then that I learned that he did have have a rifle - it had been dark and I didn't, I didn't know, you
know, what stuff he had, with him. But he had a rifle, and, cause I had to move it, to get to my bags, and a I got my clothes and took a shower - so when I came out, he said every thing was loaded and he said we needed to leave, so we drove - we started driving around and a - I don't know really how long, it was foggy and I was lost, but I thought we were still going north and we must have been - we wound up in Redding and we spent the day there, we ate breakfast at a Restaurant - uh he seemed to know the area a little bit - he said, go here, go there, I asked him what, you where we were going, what he's plans were because my family would worry, and we had, while we were eating breakfast, there, at had another talk about, you know the wisdom of this carrying on, because I didn't want him dead.

Q. Hm-hm
A. Then he said - well he said he was worried about me too, and I agreed, I's a mother of five kids - he and I both loved them So he agreed to no shoot-out, while I was in the car, and I thought he was waivering for turning himself in, and he bought two road maps, one of Oregon and Washington and one of California. So, he thought he wanted to go to Oregon or Washington, and I pointed out on the map that we could go home through 299, I'd been there once a long time ago, eighteen or twenty years ago, and I used to live in Eureka so, I knew that road 299 would take us somewhere where we were familiar with, you know, well he didn't know, he wanted to make some phone calls, so we just spent the day there, sometimes I'd sit in the car, we'd go shopping,

Q. This is all in Redding?
A. And yeah, this is all in Redding.
Q. Did he make any phone calls?
A. He did make some phone calls, we went to a Supply house and to a Ford's Parts house, because our front turn signals weren't working, okay that's how I know that we did have both head lights, cause worked on them, that day, I mean, not on the head lights but on the other, he wired in a section and he got the right front turn signal working, but he couldn't get
the left one to work, you know, I don't like to make left
turns anyway, I'm always afraid I'll get rear-ended so I
always go around the block

Q. Yes
A. So, anyway, we did some laundry and we shopped, [redacted] bought
a suitcase to put his clothes in and his rifle in, but we
never did stop to do that, he had his clothes, some that
he bought, there that day, and some that he he'd had, uh
in my boot box, the box that I had my boots in. Then a
we stopped here and there and made a few phone calls, I don't
know who he called, but and I couldn't make contact with
anyone that he wanted, so I said we should find a way to get
him safe and turn himself in somehow, so that the cops didn't
shoot him.

Q. Was he saying about that?
A. I think he was starting to want to do that, you know, um but
a - you know, they always shoot survivalists, and tax protests
sources, if they have to hunt them down, and so I wanted a
situation where they didn't have to hunt him down, he said
"well, you know" we could leave on 299 instead of I-5 as
he had intended and formulate a plan that was my fault, he
wanted to get out of the state, and I didn't let him, I mean
stop him physically, but, I talked him into hanging around

Q. To go home with you?
A. Oh, we didn't know what we were going to do, and we decided
to formulate a plan and while we were driving and if we could
but when we got to 101, then I knew the area, and we stopped
and ate dinner at Deb's, I tried to call home but the lines
were busy, you know, this is a party line, and I didn't, I
wasn't sure what I was going to say anyway, so just as well,
I didn't, we just went ahead and ate dinner, but [redacted] was
letting down his guard, and you know, he was starting to relax
-- he joked with the waitress there.

Q. What time was this, when you were at Deb's, here in Eureka,
I take it
A. Yeah, it was 8:30, no, it was earlier than that, about - it
between 8:00 and 8:30 I guess, I'm not sure. So we started south on 101, oh, my parents live at Fortuna, but, you know I just sort of waved bye-bye as I went through, cause we knew it was too risky to involve anyone else. So he said he thought we should drive to Ukiah and he went to sleep, we just passed Fortuna, and he was tired, but he hadn't had any rest I don't think for a long time maybe, and a car came up behind me and it had real bring lights and I didn't like it following me so slowed way down to let it pass, but it wouldn't go by

Q. Is that right out about the, at the wash outs there in the road
A. Yeah, well, it was south of way out there, it was just about the time the red light came on. The cop didn't come up to my side, okay, like they normally do, he went around to the side, so he rolled down the window and the cop said - this is as near as I can remember now, all of this is as near as I can remember:

Q. Okay, the one who rolled down his passenger window at that time
A. Yeah, rolled down the passenger window,

Q. So he was actually awake then, and knew that the Police Officer was behind him
A. Well yeah

Q. Well stopped you guys anyway
A. Yeah, he, but he couldn't have been very awake, I mean, you understand, you don't wake up instantly

Q. Sure, I understand that, I'm just trying to ascertain why that window was down, that's all.
A. Okay, he rolled it down to talk to the cop, and the cop said Mame, the reason I stopped you is you have a headlight out, and he said do you have a license? And I said "yes, I do, just a moment" and so I started looking for it, and then the cop said where are you coming from, and I don't know why he asked that and its too bad that he did, cause I think that it must have been what triggered ah, might have triggered - that might have thought, "whoa, we're in trouble here" and I heard the cop say, "Sir do you have a gun?" and said "Yes" I mean
he said "yes", he didn't say "no", he said "yes", and then the cop yelled, "he has a gun". Then now I'm assuming that the cop was drawing his piece at that time because those shots were almost simultaneous, but I couldn't tell for sure who fired first

Q. Did you even know that [Redacted] had that handgun right there.
A. I didn't know he had it
Q. At all?
A. I'm not surprised that he had it because I knew that he often carried it, but I never once thought, I don't know where he had it, maybe under the seat, he wasn't wearing it, now, I know he wasn't wearing it, I would have seen it, it must have been under the seat, I don't know, but, like I say, it was sudden, it was sudden, suddenly the cop said, "do you have a gun?" and then things started happening, really fast, "boom- boom", I think maybe, two, four shots, but anyway

Q. Do you know who - whose shots those were?
A. No I don't - okay then, there a part beside the car, was illuminated, you know there was the light from the cop's car,
Q. All right
A. And [Redacted] was just laying on his back right there, in the light, on the ground, right out by the open door
Q. Then you could see him?
A. Huh?
Q. You could see
A. Oh, yeah, I could see him
Q. Okay, what happened then?
A. Well, there was silence for a few seconds, and then there was another burst of gun fire, I don't know, just what triggered that. But, I could tell [Redacted] was hurt, I mean he was - he couldn't do anything, not much any way, and a cop started yelling from the bushes, "I'm at a good advantage point here; are you hurt?" and I think he might have said "John", but I'm not sure, and I yelled, [Redacted] get in the car, they're going to kill you" and I cause you know, I didn't know why they kept shooting at him
Q. But when you said, "get in"
A. Yeah, I said, "get in the car, they're going to kill you"
Q. Is that - I know you said yesterday, that's when he shut the door?
A. Well, I said that several times, at this point, I unbuckled my seat belt, and I started to get out and get him, I didn't think I could get him, but I didn't want to see him shot up
Q. Uh-huh
A. And they said - "Driver get back into the car, or we'll shoot you". Well then, turned to fire his weapon toward the men who yelled, now I remembered he started shooting, but I'm not sure, which man, which direction
Q. started shooting?
A. He started shooting after the guy said that, and that brought another rapid burst of gun-fire from the cop and was obviously weakening, he, then he just layed there, for a while and there was silence again for a short while and the cops were yelling back and forth and was just laying there, looked to me like he was dying, and the cop from the bushes yelled "I can still see some breathe, he's not dead" and so I yelled put the gun down, they're going to kill you" and head came up and he aimed at the man in the bushes, and it looked like he pulled the trigger, but his gun must have been empty it didn't fire, and the cop shot again, and they said, put the gun down, or we'll shoot you in the head, and I said put your gun down, please, get in the car, we'll run for it" and then he kicked the door shut and he kicked the door shut and he said, "I can't see" and kicked the door shut, and he tried to fire his empty gun again and I think both cops shot again, cause I never saw move at that. So then the one in the bushes yelled, "Driver get out of the car" and I put my hands up just as high as I could, I figured it was all over, I opened the door and they said come out to the front of the car, don't try anything well I moved toward the front of the car, with my hands up but I hesitated, I was afraid to go out into those headlights and they said "I have a gun, aimed right at your head, come out to the front of the car, now" - well to me, it seemed they were saying
they'd kill me too, if I panicked, or even ran, you know, or did anything, even though they knew, I had nothing to do with

Q. Excuse me, okay you just said, once you got out of the car and finally got out to the front of your car now?
A. Yeah.

Q. And you said you said you can see [redacted] on the ground?
A. Yeah

Q. You said you can see what looked like steam?
A. Yeah

Q. Okay, go ahead
A. Well, there was steam coming from his chest, but that's about all

Q. Did you notice your headlights at that time?
A. I didn't notice, I wished I'd looked

Q. We have checked those, [redacted] and there, and the light is out.
A. It is

Q. Do you think maybe that when he was wiring up those turn signals that maybe he could have intervertedly
A. Maybe there was a short or something

Q. Shorted it out or something like that
A. That could be,

Q. Okay. And then I take it, Okay, go ahead, I'm sorry
A. I said, [redacted] cause I loved him, you know, and the cop said I have a gun pointed right at your head if you so much as move I'll blow you away. Then the cop in the brush yelled, make sure he's dead before we get her, they wanted him dead so a cop came up to [redacted] and stepped on his arm and leaned down and said we have a "44" here, now not once did anyone try to revive [redacted], and they're not Doctors they had no way of knowing if he was dead. Reinforcements came - and an ambulance was called for the cop, not for [redacted], and someone asked me if I was okay and I said "yes" I was still laying there on the ground in front of the car for sometime

Q. In front of your car
A. Yeah

Q. Okay.
A. Then a female cop came up and searched me while I lay on the
She twisted my left arm straight up above my head so that I couldn't move, but she didn't apply

Q. I couldn't hear you
A. She twisted my left arm straight up above my back so that I couldn't move, but she didn't hurt me, I'm not saying that

Q. Sure
A. She was careful, I believe, and she cuffed that hand that she lifted up and then she cuffed the other one, and then she made me stand and she searched me again, and then she took my shoes off and I was in the mud in my socks and she put me in a car then they took a bunch of pictures of [redacted] still laying there by the car, they just left him

Q. When you last saw [redacted] did you observe any blood?
A. Yes, all over his chest
Q. Okay
A. And on his face I think too a little splattered
Q. That's when you were transported then, to the Sub-station
A. No, they kept taking pictures, several people came and looked at me with a flash light, and a radio - came across the radio to isolate the female so they moved me to another car, and someone asked me if I was okay and I said "yes"

Q. Let me asked you now [redacted] were you physically injured in anyway during this situation.
A. No. I had a bruise from the cuff and a bruise on my knee but I wasn't really hurt
Q. Okay.
A. Then someone asked me what my name was, it was a male cop opened the door and asked me what my name was, and I didn't answer him, and then he said "if you don't want to talk to me then I'll leave you alone" and I said "all right" and he left, and then other people came and looked at me with a flash light, after a while I leaned over in the seat because the cuffs were hurting my hands and finally we left, uh, I saw when we left, that the car door was closed and that the parking lights had been turned on. And I smelled liquer on the cop that drove me into the station too, and I thought you're not suppose to drink and drive.
Q. Do you know which cop that was?
A. No I don't
Q. Was he a CHP or a Deputy Sheriff
A. I don't know - any way they put me in jail and two girls kept looking at me and asking me questions, and I knew them but I didn't - I couldn't seem to say anything for a while, and they asked me alot of questions, some of them I answered, till I realized they were running into the other room with any morsel of information that they got, but they were nice enough to me and I think I heard ___ say to ___ that someone, and she didn't, I don't know if she said a name or I didn't catch a name, but anyway someone said, that they should have killed the woman too, and I can understand why they think that too
Q. Someone just hung up a phone, is that someone in your house there
A. Oh, its, I got a party line here, I don't think it was from this house, I do have another extension but
Q. Okay, well I just heard someone put a phone down - I'm in my office with the door shut and I'm the only one in here with a phone, and so
A. That was somebody else from here, right,
Q. Well, I really don't know, have to check that out.
A. Okay.
Q. Can I ask you a question and ___ we're getting some stuff about some groups called Posse Commotomus
A. Yes
Q. What's all that about
A. Its a
Q. Was that something that ___ was a part of
A. You know, you're a part of that
Q. Okay.
A. Posse Comosotus, was a, was meant to be in this Government and what it is - is a body of citizens, every male from 18 - 45 is a member of the Posse Commototus and the Sheriff used to come and ask them for help, the citizens that wanted to help to keep law and order.
Q. Is ___ a part of some group called that?
A. I don't know if he's a part of some group but certainly, he
would have known about it
Q. How long have you known [REDACTED]?
A. I've known him for maybe a year and a half.
Q. Has he been a friend of the your, your husband or how'd you guys come to meet him?
A. Well, he's mostly my friend, you know, I think maybe, I was his best friend and I know that he was mine, but he was a friend that all of us and he loved the kids and he used to come over.
A. Was he a good friend of your husband's also?
Q. Okay.
A. He was a friend, but as not as good of friend as he was mine.
Q. As good of friend as your, you say.
A. He was basically my friend.
Q. I see, okay. When do you think you can be up here, next week sometime?
A. I could come anytime.
Q. Okay, I'll tell you what, um.
A. I have a doctor's appointment today, but.
Q. Where down there.
A. A yeah.
Q. I'm talking about next Tuesday or Wednesday.
A. That'd be fine.
Q. Why don't I give you a call back, maybe Monday, Okay.
A. Okay.
Q. Do you mind if I call you, 
A. That'll be fine.
Q. Then I'll let, I'll let you know what's going on as best as I can, and then, like I say, we have to discuss this with the District Attorney's Office, I will tell them what you told me, um.
A. Okay.
Q. And maybe they'll want to talk to you personally, okay.
A. Okay.
Q. If you like, you know, I can make whatever arrangements so we get this story out and we can get it, all the facts out in this matter.
A. Okay.
Q. If you can remember what town you stopped in and the motel I'd appreciate that, okay
A. Oh
Q. As best you can, your receipt, did you write a check, did you pay cash
A. I think there's probably a receipt in the car for that we paid cash
Q. I noticed in your purse you had quite a bit of money, looks like more than $300.00, was all that yours, or did [redacted] give you any of that
A. Oh, the money that's in my purse, is mine all except, some ones, that he had a bunch of ones, and we needed change for phones and laundry and what not and he gave me some ones
Q. Okay, okay, let me, like I say, let me get back to you, next Monday and I'll let you know more about it, and if you're going to make your way up here, they'll have more information, I'll tell you, Monday, I'll let you know, what you can take and what you can't take and things of this nature, okay
A. All right
Q. Okay, then, I thank you for calling, I appreciate it very much, that you were able to get story out and talk to me now okay
A. Okay
Q. If there's anything else, see you either, would like to say or forgot to say today, write it down and next time I talk to you you can tell me about it okay
A. Okay
Q. Okay, wants you take care now
A. Okay
Q. Okay, bye, bye.

(typed; 12-11-86)
OFFICER INVOLVED SHOOTING

DATE AND TIME OCCURRED: Monday, December 8, 1986; 9:44 PM
LOCATION OF OCCURRENCE: Just North of Myers Flat, U.S. 101
OFFICERS INVOLVED:
- California Highway Patrol Officer John Shoffner
- California Highway Patrol Officer Terry Gordan

AKA: (Deceased)
Age 37
Winters, California

OFFICER'S REPORT:

On Monday evening, December the 8th, 1986, Detective Hill, this Writer was called out to respond to an Officer Involved Shooting involving CHP Officers between Myers Flat and Weott in Southern Humboldt County. This Officer met Detective Frank Vulich at his house, and we proceeded to the scene arriving at approximately 11:11 AM. Upon arrival, Lieutenant Dennis DeCarli who was already at the scene assigned, this Writer, Detective Hill as the Case Officer. I requested that Detective Vulich be placed in charge of over all Scene Investigation and Evidence.

We were further informed that CHP John Shoffner had been shot one time in the stomach and was being attended to at the Garberville Medical Center. CHP Officer Terry Gordan was not injured. We talked briefly with Deputy Gary Holder from Garberville Area Sub-station, who gave us a brief scenario of what he had learned had transpired at the scene. (Refer to his report).

I observed that the scene had been taped off with Crime Scene Tape, which had been extended on the Northern portion to further protect the scene from disturbance. I observed a Pinto
Station Wagon, parked within the tape and a California Highway Patrol Unit parked approximately ten feet behind the vehicle. I requested that one lane of Highway 101 Southbound be blocked off and this was handled by CHP on the scene and CAL Trans. I also requested that the Department of Justice Crime Lab be notified due to the nature of the shooting to assist our Crime Scene Identification Technicians in the processing of the scene. The lighting conditions were extremely poor. There was no outside light other than what we could provide artificially. The ground was damp and muddy and there was a heavy fog, therefore the decision was made to seal the scene and leave members of the Sheriff's Department and Highway Patrol at the scene, so that it could be secured until light and experts in Crime Scene Investigation could arrive to process the scene properly. This was done to preserve evidence and to assure a proper investigation of the scene.

I also observed that Lieutenant Warren Lofftus from the CHP was on the scene and Sergeant Mike Crock from CHP was on the scene. They had CHP Officer Mike Stickels conducting a Crime Scene Log as to who entered the area and left the area. It should be noted that no one was entering within the taped area until Detective Vulich and I decided that the body should be covered for Crime Investigation purposes as well as protection from view from the general public. Detective Vulich carefully entered the scene in a pre-determined route so as not to disturb any evidence that might be present and placed two body blankets over the body in order to preserve any evidence there. I observed no one else enter the scene while I was there.

At approximately 0004 hours we secured from the scene and went to the Garberville Community Hospital where we met both officers. Officer Shoffner was just getting dressed after being treated for his wound, which was described to me to be superficial; he had been protected by a bullet proof vest.

After leaving the Garberville Medical Center we proceeded to the Redway Office of the CHP where this Writer, Detective Hill assisted by Detective Frank Vulich took a tape recorded statement from Officer John Arthur Shoffner. We took the statement on December 9, 1986 at approximately 0107 hours. The statement was taken in the presence of Lt. Warren Lofftus. Due to the nature of this investigation and the
complexity of the statement, please refer to the transcribed statement of Officer John Shoffner for specific details. After we completed the statement with Officer Shoffner, we then interviewed Officer Terry Ray Gordon. This interview took place at approximately 0240 hours, 12-9-86. Due to the complexity and importance of Officer Gordon's statement, please refer to the transcribed statement provided. It is noted at this time that both Officers were carrying Departmental Issued Smith and Wesson .38 caliber revolvers and both Officers were using Departmental issued 110 grain .38 caliber bullets.

After completing the statements with these officers, Detectives Hill and Vulich returned to the Humboldt County Sheriff's Department where we attempted to take a statement from [redacted] who had been the female driver of the vehicle involved. Up to this point she had refused to give officers any information concerning who she was. We first attempted to find out exactly what her full name was. We were provided a name by Sub-station personnel who knew her as [redacted] She generally refused to talk to us, even though we explained to her how important it was. She was very concerned that we were going to shoot her or shoot her children. Specifically she was worried about her children's welfare. We assured her that they would be all right. We got to the point where we were sure she was not going to provide us any additional information about who she was, then Detective Vulich read her, her Constitutional Rights so that we might question her about the specific case. She refused to waive her rights and stated that she chose to remain silent at that time. No further attempt was made to question her, the time was 0422 hours. Officers then determined that she had been detained for questioning in this matter, based on our observations of her during our interview we felt that she was possibly having some [redacted] problems and at this time it was determined by members of the District Attorney's Office, Highway Patrol and the Sheriff's Office that she would not be formally arrested. We therefore contacted known relatives in the area, who came to the Sheriff's Sub-Station and identified themselves as [redacted] who own a Tire Service in Garberville and whose home phone number is [redacted] or [redacted] Their address is [redacted] Sparrow Creek Road. They informed
us that sister, had borrowed the Station Wagon from and that the Station Wagon actually belongs to a Aunt and was at the Brook's Tre Shop being repaired. We informed the Brooks of paranoia concerning her family and her children and then released her to the Brooks for her own safety and well being.

Officer Vulich then started preparing a Search Warrant for the Vehicle. (Refer to his report concerning the Search Warrant).

It was determined that we would meet at the scene of the shooting at approximately 0900 hours, Tuesday morning the 9th, in order to process the scene. At this point i was informed by Investigator Gatto and Lieutenant Dennis DeCarli that they had obtained statements from others involved in the investigation including Deputy Sheriff George Kindred from the Garberville Sub-Station and CHP Officer Phil Figas from the Garberville Area CHP Office and CHP Officer Kathy Sublett. Officer Tom Allen at this point had been assigned to act as a CHP Liason Officer with this Investigating Officer. This Officer proceeded with CHP Officer Allen to the Garberville Ambulance Headquarters located at 86 Arthur Road in Garberville where we contacted, the operator of the Ambulance Service. A taped statement was taken from, outlining his activity as a Ambulance EMT and as one of the two persons who responded to the shooting scene to give first aid to the injured officer and the shot. This statement was taken on 12-9-86 at approximately 0852 hours. Refer to the transcribed statement for specifics. We then proceeded to the Garberville Sub-station where we'd made arrangements to meet who was the other ambulance attendant. On 12-9-86 at approximately 0909 hours a tape recorded statement was taken from him and this will be transcribed and attached. (Refer to his statement for specifics). These officers then proceeded to the crime scene, arriving there approximately 0939 hours on 12-9-86. There we met Department of Justice Criminologist and he was assisted by Criminologist. Also present at the crime scene was I.D. Technician, from the Sheriff Department. It was the responsibility of these persons to properly process the crime scene. This officer did not enter the scene.
During the Crime Scene processing, Department of Justice Criminologist [redacted] notified this officer that they had recovered eight (8) .380 caliber empty cartridges and an inter-arms Astra Constable Semi-automatic 380 caliber pistol, Serial Number [redacted].

By this time, detective Vulich had arrived at the scene with a Search Warrant for the vehicle. (Refer to his report for his activities concerning the vehicle).

At approximately 1449 hours we secured from the scene. Turned the keys over to I.D. Technician [redacted] for the [redacted] vehicle.

These officers then returned to the main station in Eureka where we completed a News Briefing and due to the extreme amount of hours we had worked, secured and returned to work on the next morning. At 12-10-86, this Officer Hill contacted [redacted] an Agent with Alcohol, Tabacco and Firearms, San Francisco; telephone [redacted]. I requested that she do a trace on a semi-automatic Ruger Mini 14 Caliber 223 assault type rifle that had been recovered from the [redacted] Pinto by Detective Vulich. The serial number on this weapon was [redacted]. I was advised by Agent [redacted] that this would take several days for this trace to be completed.

Detective Vulich then went to the autopsy, verified that the Department of Justice personnel were there. Identification Technician [redacted] was there to do the evidentiary work. The autopsy was being done by Forensic Pathologist Doctor [redacted]. During this time, this writer, Detective Hill, conducted follow up in regards to recovered Astra 380 Caliber Weapon which was discovered to be registered to [redacted]. An inquiry into [redacted] background indicated that he was in fact wanted for the attempted murder of a Police Officer and four (4) counts of Armed Robbery, Possession of Weapons including a Uzi. We were referred to Sgt. Corkery of the University of California Police Department, Davis, California. Also noted in the teletypes which are attached to this case, the [redacted] has a AKA of [redacted]. This officer then discussed the case with CHP Officer Sgt. Crock, who had obtained the same information in regards to the weapon.
I called Fairfield Police Officer Terry Thomas. He advised me that this [redacted] had committed a 211 at a 7-11 Store and that he would be sending me his follow-up and a copy of his case. I also talked with Sergeant Mike Corkery of the University of California Davis Police Department who informed me that [redacted] was a member of a Radical group of Protestors calling themselves the Committee of States and Congress and that he felt that they were a off-shoot of Posse Comitatus. He informed me that Officer Joe Brown from the University Police Department Davis and Office Ed Eichler from Woodland Police Department were in route with their cases, fingerprints and mug shots of [redacted]. They also informed me that they would provide us with a full copy of their joint investigation in regards to [redacted] activities in the Armed Robberies and Attempted Murder of the U.C. Davis Police Officer.

At approximately 1426 hours, on December 10, 1986, Detective Joe Brown from U.C. Davis and Officer Ed Eichler from the City of Woodland, P.D. arrived at our Office and provided our Identification Technician [redacted] with copies of fingerprints and photos of [redacted]. Identification Technician [redacted] made a positive identification of [redacted] using prints rolled from our deceased [redacted] at the Coroner's Office. It was also noted by all Officers involved that the photographs matched between [redacted] and our unidentified deceased. These booking cards and processes will be made a matter of report by Officers involved.

We were also presented with a copy of the U.C. Davis Police Reports and also received a copy of a brochure on the Posse Comitatus Group that [redacted] may have been associated with through his membership in the Committee of States and Congress. After this meeting we then proceeded to the basement of the Courthouse where the [redacted] Pinto involved had been stored for completion of the Search Warrant. Detective Vulich responsibility was to complete this search and he did so with the assistance of [redacted], Joe Brown and Eichler. This was done in presence of this Writer. Evidence seized under the Search Warrant which was needed for the Investigation into the Attempted Murder of the Officer and Armed Robberies was turned over by Detective Vulich to Eichler and Brown pursuant to a Court Order. This Court Order
will be made a matter of report in Detective Vulich's Report.

On December 12, 1986 evidence transmittals were completed in order to obtain the processing of evidence gathered at the Crime Scene and evidence gathered from the Officers involved in this case. These letters of transmittal will be made as attachments to the case. Also received, radio tapes from CHP Dispatch and telephone tapes from CHP telephone. These tapes will be booked into evidence and turned over to District Attorney's Office for their evaluation of this case.

During this time period of follow-up paper work, News Releases were completed and will be made a matter of report. Also additional information in regards to [redacted] background was discussed through numerous phone calls between Officers in the U.C. Davis Area and Detective Vulich and myself. Detective Vulich also will record in his report, phone calls received from the Driver of the vehicle, [redacted] during which time she outlines her observations [redacted]. These telephone conversations were tape recorded by Detective Vulich and will be made a matter of report.

Throughout these days following the shooting incident, during the time this follow-up investigation was being conducted, it was my responsibility to co-ordinate the typing of all statements and to co-ordinate with the California Highway Patrol and other Agencies; their timely submittal of follow-up information, specifically from the Highway Patrol, their presentation to this Officer of the Log Sheets kept during the Crime Scene Investigation, Medical Release Forms requested by this office for the two CHP Officers involved and the Radio Logs.

This officer was also in contact with Identification Technician [redacted] in order to assure that the timely processing of any evidence collected was forthcoming and that reports of such processing was forth coming. I also informed Identification Technician [redacted] that at the request of the CHP and approval of the District Attorney's Office, specifically, Investigator Gary Bates, we were to return the items of equipment not specifically needed to be held as evidence to the CHP Officers so that the completion of this Investigation they could
use these items in their duties.

On December 15, 1986, we were informed by Yolo County Authorities that had been taken into custody for harboring a fugitive at her ranch located in the Winter's area of California. He stated that they had served a Search Warrant, based partially on information provided by Detective Vulich of our Department and his phone calls with and had recovered information in regards to the membership of in the Group known as the Committee of States and Congress.

This Officer and Detective Vulich then completed a News Release outlining the arrest of in regards to this case. We had been conducting a joint investigation at that point with the Yolo County Sheriff's Department because they had an on going interest in because of their attempts to arrest after he attempted to shoot the U.C. Davis Police Officer. We then gathered all of the reports available to us at this time. They were sufficient to submit to the District Attorney's Office so that they can make a formal announcement of their decision in regards to this Officer Involved Shooting Investigation. It is our Department's Policy not to make any statements in regard to our findings until the District Attorney's Office has had an opportunity to review all the evidence submitted. Any additional information in regards to this case will be made a matter of report.

Report submitted by Investigator George R. Hill, Humboldt County Sheriff's Office in Eureka, California. Time is 1547 hours, December 15, 1986.

Typed: 12-16-86
CRIME REPORT

UNIVERSITY OF CALIFORNIA POLICE DEPARTMENT
DAVIS, CALIFORNIA 95616

1. REPORTING DISTRICT

2. CASE NUMBER

3. PAGE 1 OF 4

4. ID NUMBER

5. CODE SECTION/DESCRIPTION

6. OFFENSE CODE

7. CLASSIFICATION

8. OCCUPATION

9. UCR CODE

564.1/187 PC Attempted Murder

10. LOCATION OF OFFENSE

Seivers Rd. (between Schroeder Rd. & Sparks Ranch Rd.)

11. REPORTING DATE

12. DATE OCCURRED FROM

13. DATE OCCURRED TO

14. PLACE OF ATTACK

15. DAY

16. DATE REPORTED

17. TIME

18. SHIFT

19. DATE AND TIME

20. RESIDENCE LOCATION

21. BEAT

22. SUB-CODE

23. NAME/NAME (LAST, FIRST, MIDDLE)

Sgt. Jerry Bounds

24. RESIDENCE ADDRESS, CITY, STATE, ZIP

25. PREMISE

26. SEX

27. WT.

28. HAIR

29. EYES

30. DBB

31. ID

32. BUSINESS ADDRESS, CITY, STATE, ZIP

University of California Police Department, Davis, CA 95616

33. OCCUPATION

Police Sergeant

34. INJURIES

35. DL NUMBER STATE

36. LOCATION OF ATTACK

37. RESIDENCE ADDRESS, CITY, STATE, ZIP

38. BUSINESS ADDRESS, CITY, STATE, ZIP

39. VEHICLES

40. PLACE OF ATTACK

41. PHYSICAL CONDITION

42. CODE

43. RESIDENCE ADDRESS, CITY, STATE, ZIP

44. RESIDENCE ADDRESS, CITY, STATE, ZIP

45. VEHICLES

46. EXPERIMENTAL

47. PREMISE

48. BUSINESS ADDRESS, CITY, STATE, ZIP

49. BUSINESS ADDRESS, CITY, STATE, ZIP

50. BUSINESS ADDRESS, CITY, STATE, ZIP

51. BUSINESS ADDRESS, CITY, STATE, ZIP

52. BUSINESS ADDRESS, CITY, STATE, ZIP

53. BUSINESS ADDRESS, CITY, STATE, ZIP

54. BUSINESS ADDRESS, CITY, STATE, ZIP

55. BUSINESS ADDRESS, CITY, STATE, ZIP

56. BUSINESS ADDRESS, CITY, STATE, ZIP

57. BUSINESS ADDRESS, CITY, STATE, ZIP

58. BUSINESS ADDRESS, CITY, STATE, ZIP

59. BUSINESS ADDRESS, CITY, STATE, ZIP

60. OCCUPATION

61. INJURIES

62. DL NUMBER STATE

63. TYPE OF NO

64. STRUCTURE

65. JOB TO TARGET

66. PROPERTY TYPE

67. OBJECT OF ATTACK

68. OBJECT OF ATTACK

69. VICTIM/RELATION

70. POINT OF ENTRY

71. POINT OF EXIT

72. ALARM SYSTEM

73. TYPE OF ALARM

74. METHOD OF ENTRY

75. METHOD OF DEPARTURE

76. METHOD OF ATTACK-PERSON

77. METHOD OF ATTACK-PROPERTY

78. SOLVABILITY FACTORS

79. OTHER REPORTS

80. COPIES

81. REPORTING OFFICER

#1600 12/2/86 0700

82. DATE AND TIME

83. APPROVING SUPERVISOR

84. DATE
### Crime Report

#### Personal Information
- **Name:** [Redacted]
- **Residence Address:** [Redacted]
- **Business Address:** [Redacted]

#### Occupation
- [Redacted]

#### Injuries
- [Redacted]

#### Suspect Information
- **Vehicle:** Honda, 2 dr., CRX
- **License Number:** [Redacted]

#### Evidence
- **Fingerprints:** [Redacted]
- **Photos:** [Redacted]
- **Hair:** [Redacted]
- **Stains:** [Redacted]
- **Weapon/Tool:** [Redacted]

#### General Appearance
- **Height:** [Redacted]
- **Weight:** [Redacted]

#### Suspect Vehicle
- **Make:** [Redacted]
- **Model:** [Redacted]
- **Body Style:** [Redacted]

#### Glasses
- **Prescription:** [Redacted]

#### Weapons
- **Used:** [Redacted]
SCENE: This offense occurred on Seivers Road, between Schroeder and Sparks Ranch Road, in Solano County. The weather was clear and it was extremely dark. There was no artificial light present, except from the vehicles involved in the incident. For details of the scene see Detective Brown's sketch and supplement.

EVIDENCE: Dispatch tape of incident. Other evidence obtained and documented by Detective Brown. See his supplement.

SUMMARY: Between 2230 hours on December 1, 1986, and 2354 hours, December 2, 1986, a series of armed robberies took place in Woodland and Davis. The last occurred at the ARCO Station at Russell and Anderson in Davis at 2354 hours. Two vehicle descriptions were broadcasted as possible vehicles; one of which was a possible Honda CRX— in color. Sgt. Bounds located the vehicle at the Mobil Station on County Road 98 and the Pedrick Road overpass. A chase ensued and shots were exchanged between and Sgt. Bounds. The vehicle fled the area and was eventually stopped near the intersection of Putah Creek Road and the Old Winters Highway.

NARRATIVE: At approximately 0001 hours, December 2, 1986, Sgt. Jerry Bounds, University of California Police Department, was searching the area of County Road 98 and 1-80 for of multiple armed robberies occurring in Davis and Woodland. A vehicle was described as a possible Honda CRX. The two male were described as follows:

1) WM, 22-26, 6'0", 150 lbs., dark hair, wearing a black catapiller baseball cap and a military jacket.
2) WM, 6'0", blond, wearing a dark blue knit sweater and levis. A blue colored handgun was used.

At approximately 0004 hours, December 2, 1986, Sgt. Bounds saw a Honda CRX, license # parked at the Mobil Station located on County Road 98 at the Pedrick Road overpass. Sgt. Bounds observed a WMA exit the passenger side of the vehicle and enter the northern most phone booth. He described him as a WM, mid 20's, 6', 180 lbs., levi jeans and a black T-shirt with white writing on the chest. He gave the description to Dispatch to relay to Davis PD.

Davis PD Cpl. Concolino further described the as looking "football playerish". The WMA in the phone booth was large in the arms and shoulders, and in Sgt. Bounds opinion resembled a football player.
Sgt. Bounds observed movement on the driver's side of the vehicle. He saw the WM in the phone booth hang up the phone and re-enter the passenger side of the vehicle. He saw the back-up lights of the vehicle come on and decided to stop it in the well-lit lot.

Sgt. Bounds exited his vehicle, shotgun in hand, and ordered the driver to stop the vehicle and turn the ignition off. The vehicle did stop. The driver's door opened, and the driver put out his left leg, leaned out of the car, and looked directly at Sgt. Bounds. Sgt. Bounds again told him to turn off the ignition. Instead, he drove from the lot to Pedrick, south to Seivers Road and then west on Seivers with Sgt. Bounds in pursuit. By the time they crossed Stevenson Creek Road they were traveling at an excess of 100 MPH.

Just west of Schroeder Road on Seivers, Sgt. Bounds saw the brake lights of the CRX come on and the car stop in the middle of the road way. He stopped the patrol car approximately 100 yards behind and to the left of the CRX. Sgt. Bounds took his shotgun and took a barricaded stance behind the driver's door of the patrol car. From behind the door he observed muzzle flashes from the driver's side of the CRX and heard bullets striking the car. He dove onto the front seat, heard and felt shattered glass hit him. He estimated that 10 to 12 shots were fired at him, very close together, consistent with a semi-automatic weapon. After the volley ceased, he stepped out of the patrol car and fired three rounds from his shotgun towards the taillights of the CRX.

The CRX left the scene, westbound on Seivers Road. Sgt. Bounds followed, but an on-coming car obscured his vision and he lost sight of the vehicle near Halley Road. From the initial contact at the Mobil Station until he lost sight of the vehicle, Sgt. Bounds maintained contact with the dispatcher who passed the information and directions on to all agencies in the area.

The vehicle was eventually stopped near the intersection of the Old Winters Highway and Putah Creek Road. The driver, escaped. was arrested. See Sgt. Corkery's and Detective Brown's supplements for details of the arrest and on-going search for I had Sgt. Bounds dictate a statement which will be transcribed and attached to this report. In his statement Sgt. Bounds reports driving to the scene of the arrest and making a positive identification of and the CRX.
**PROPERTY REPORT**

**UNIVERSITY OF CALIFORNIA**  
**POLICE DEPARTMENT**  
**DAVIS, CALIFORNIA 95616**

<table>
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**RECORD TYPE:**
- S—STOLEN PROPERTY  
- L—LOST PROPERTY  
- F—FOUND PROPERTY  
- E—EVIDENCE  
- A—CURRENCY NOTES  
- B—JEWELRY & PRECIOUS METALS  
- W—WATERMETERS  
- E—OFFICE EQUIPMENT  
- G—FIREARMS  
- H—HOUSEHOLD GOODS  
- J—LIVESTOCK  
- M—MOTOR VEHICLES  
- Q—MISCELLANEOUS

**PROPERTY TYPE:**
- A—CURRENCY NOTES  
- B—JEWELRY & PRECIOUS METALS  
- C—CLOTHING & FURS  
- D—DOMESTICATED ANIMALS  
- F—TV/RODOS/STEREOFS  
- G—FIREARMS  
- H—HOUSEHOLD GOODS  
- J—LIVESTOCK  
- M—MOTOR VEHICLES  
- Q—MISCELLANEOUS

**RECORD 12.**  
13. PROPERTY  
14. ITEM  
15. QTY  
16. BRAND, MODEL, ARTICLE NAME, SERIAL NUMBER, MISC. DESCRIPTION  
17. VALUE  
18. STORAGE LOCATION DATE/TIME

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<td>J. HUMPHREY</td>
<td>10/6/86 9:45 A.M.</td>
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<th>28. ITEM NUMBERS</th>
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ON 12-2-86 AT APPROX. 0340 HOURS I ASSISTED SGT. CORKREY AND DETECTIVE BROWN IN MEASURING THE LOCATION OF 20 EXPANDED CARTRIDGES AND ONE UNEXPANDED CARTRIDGE ON SIEVERS RD. 

THE UNEXPANDED CARTRIDGE WAS NEAR THE MIDDLE OF THE ROADWAY APPROX. THREE-TENTHS OF A MILE WEST OF SCHROEDER RD. I MEASURED THE DISTANCE USING THE ODOMETER ON UC DPD VEHICLE #60.

I ASSISTED IN MEASURING ALL OF THE CARTRIDGES BY HOLDING A MEASURING TAPE TO TWO SEPARATE FIXED LOCATIONS. I USED A TELEPHONE POLE ON THE NORTH SIDE OF SIEVERS RD., WEST OF THE CARTRIDGES. I USED A LARGE TREE ON THE SOUTH SIDE OF SIEVERS RD., EAST OF THE CARTRIDGES, I CARVED MY INITIAL ON BOTH THE TELEPHONE POLE AND TREE AT THE POINT OF MEASUREMENT.

I THEN MARKED X'S WITH CHALK IN THE ROADWAY NEXT TO EACH CARTRIDGE AS THEY WERE COLLECTED BY SGT. CORKREY AS EVIDENCE.

REFER TO REPORTS OF SGT. CORKREY AND DET. BROWN FOR FURTHER INFORMATION.
ON ABOVE DATE & TIME I WAS ENROUTE TO PEDRICK RD TO ASSIST SGT. BOUNDS WITH CONTACTING POSSIBLE BII PC BEFORE MY ARRIVAL THE FLED IN WHAT WAS DESCRIBED AS A HONDA CRX LIC. SGT. BOUNDS PURSUED THE VEH. AT HIGH SPEEDS ON SIEVERS RD IN A WESTWARD DIRECTION. WHEN I FINALLY CAUGHT UP WITH SGT BOUNDS NEAR THE WEST END OF SIEVERS I OBSERVED WHAT APPEARED TO BE BULLET HOLES IN HIS POLICE VEH. THE VEH. WAS NOT DISPATCHED AND WE CONTINUED TO SEARCH FOR THE VEH. THAT HAD ELUDED US IN AN UNKNOWN DIRECTION. SOME MINUTES LATER, DIXON BD. REPORTED STOPPING THE VEH. ON THE EDGE OF THE CITY OF WINTERS. ONE HAD BEEN TAKEN INTO CUSTODY W/ONE REMAINING AT LARGE. I WAS ASSIGNED TO SECURE THE INTERSECTION OF P italic CREEK RD. AND OLD WINTERS ROAD. AN EXTENSIVE SEARCH WAS UNDERTAKEN HOWEVER WHEN I WAS RELIEVED @ 1820 HRS THE SECOND HAD NOT BEEN LOCATED.
T: Lieutenant Earl T. Tomlinson, UC Davis Police
B: Sergeant Jerry Bounds, UC Davis Police

T: The time is 0350 hours on 12-2-86, this is Lieutenant Earl Tomlinson, I will be taking a statement from Sergeant Jerry Bounds regarding a 217 occurring earlier in the evening.

B: This is Sergeant Jerry Bounds. Prior to leaving the station, about 11:30 p.m., on 12-1-86, I read a BOL put out by Davis PD that described a 7 in a robbery which had occurred at Mace and Chiles at the Short Stop Market. As I was walking to my patrol vehicle, I heard over Davis radio that a 711 robbery had just occurred at Russell and Anderson in the city of Davis. I notified Dispatch that I would be on a spot at southbound 113 at Hutchison Boulevard. I maintained that spot for approximately five minutes, then drove northbound on Highway 113 to the Russell Boulevard exit, I turned westbound and again entered the southbound lanes of Highway 113. I then stopped my vehicle on the freeway on-ramp of Hutchison Drive and Highway 113. From hearing the information put out by Davis PD and by UCD dispatchers, they described the 7 in the robbery as white male with blonde hair, about six foot tall, 180 pounds. I heard information relative to the fact that two vehicles may be involved, one being a 7 chevrolet pick up with the license plate in the rear window and a second vehicle noted was a small 7 sporty type car. While sitting on the stake at southbound 113 and Hutchison Boulevard, I heard information from Davis dispatcher that indicated that someone, and I don't recall who at this time, had observed a CRX Honda car westbound on Highway 80. I spoke with my dispatcher by radio and asked her to get the information on that vehicle. She subsequently responded that that vehicle had been seen 5-10 minutes ago and I don't know by who. I informed my dispatcher that, due to the fact that the 7 vehicle had been seen westbound on 1-80 that, I was going to check the Mobil station at the intersection of an... or in the area of an Highway 80 and Pedrick Road. I proceeded south on Highway 113 to westbound 80 to Pedrick Road before I exited, turned northbound on Pedrick Road and west into the Mobil station parking lot. As I was entering the parking lot I observed a CRX Honda and transferred that California license plate number and information to the UCD dispatchers. At that time, I did not see any occupants in the car, noted only that it was a CRX Honda and I don't recall the license number at this time. I stopped my patrol vehicle on the south side of the parking lot directly opposite and perpendicular to the CRX Honda and observed the vehicle for a short period of time. I observed a male exit the passenger side of the Honda and enter the northern most telephone booth, it's a pay telephone booth at the station. I observed that he was a white male, mid 20's, six foot plus, approximately 180 pounds, wearing Levi jeans and a black tee shirt with white writing on the chest. I gave this information to UCD.
dispatch and asked her to relay that to Davis Police Department. At that time I heard Corporal Conklin further describe the suspect as looking football playerish. The male I saw in the phone booth who had exited the CRX, was a rather big fellow and resembled in the arm and shoulders what might be described as a football player. I proceeded westbound further into the lot and turned my patrol vehicle in an easterly direction and stopped it basically in front of the entrance to the Mobil station, its the entrance to the building itself. From that point I observed movement inside the car on the drivers side although I could not ascertain a description of that occupant. I relayed this information to UC dispatch and further observed the suspect in the telephone booth holding the telephone in his left hand and apparently speaking on the phone. My cover unit was some distance away and it was Officer Porter who was coming to assist. I saw the white male hang up the telephone and re-enter the passenger side of the vehicle and saw the back up lights of the vehicle come on and decided to attempt to affect a traffic stop in the parking lot where it was well lighted. Due to the fact that there was a possibility that this was a responsible vehicle with firearms involved in robberies, at least two robberies in the City of Davis, I withdrew my shotgun from the rack and chambered a round, placed it on safety. At a point when the vehicle had backed from its parking spot adjacent to the telephone booth I exited my vehicle and with PA ordered the driver to stop the vehicle and to turn the ignition off. The vehicle did stop, at that time the drivers door opened and the driver's left leg exited and his head and left shoulder, he looked directly back at me and again I told him to stay in the vehicle and turn off the ignition. He stared at me for only a couple of seconds and then entered the vehicle and the vehicle left the parking lot via the east side entry exit onto Pedrick Road and turned westbound, well actually south onto Pedrick Road and then westbound onto Sievers Road and I noted that the vehicle accelerated at a fast pace. I kept direct communication with UCD dispatch giving my location. At a point just west of Schroeder Road and Sievers, I observed the taillights of the CRX come on and the vehicle stopped dead center in the middle of the roadway. I stopped my patrol vehicle approximately 100 yards behind the vehicle and exited with shotgun and took a barricaded stance behind the left front drivers door of my patrol vehicle. As I crossed behind the door I observed muzzle flash from the driver side of the CRX and at that time heard something hitting my car, presumably bullets, I dove into the front seat and lay flat on the front seat as glass shattered, I felt the glass hitting me. I lay on the front seat until the volley was over, I estimated at that time 10-12 shots very fast as in semi-automatic, as in a semi-automatic weapon. When that firing ceased I exited my patrol vehicle and aimed at the taillights of the CRX and fired three rounds of buckshot from the shotgun. At that time the CRX took off and continued westbound on Sievers Road. I pursued the CRX at a, what I considered...
a safe distance, to a point just east of Halley Road. At that time the CRX was westbound, I was westbound and an oncoming car eastbound on Sievers Road from Halley, the headlights from the vehicle somewhat obscured my vision of the taillights of the CRX, thus I wasn't sure if the CRX went west or rather north or south on Halley Road. I had thought and my indication was that the CRX had gone southbound on Halley. I stopped my patrol vehicle just east of Halley Road because I didn't want to turn the corner I thought that the CRX might be lying in wait for me there and my vision was obscured because of the darkness. At that time Officer Porter came to my location and we proceeded onto an area of Highway 505 and Allendale Road, Solano County, where I met with Corporal Conkilino Davis Police Department. Shortly thereafter it was broadcast that Dixon Police Department had the vehicle stopped at the junction of Putah Creek Road and the Old Winters Highway. I proceeded to that location, there I positively identified the vehicle and one in custody. The in custody was a white male, mid 20's, six foot, 180 pounds, the same person as I had seen exit the passenger side of the CRX, enter the phone booth and then re-enter the passenger side of the CRX. I did not observe the second vehicle at the scene. Shortly thereafter I left the scene and returned to the area of Sievers Road and Schroeder in an attempt to locate expended cartridges both from the vehicle weapon and from my shotgun. At a point approximately 50 yards west, no it would be excuse me, that 50 yards east of Sparks Ranch Road I observed several expended cartridges and at least one live cartridge of 223 caliber. Proceeding eastbound on Sievers Road I then located the cartridges, two expended cartridges from my shotgun and my police nightstick which had apparently fallen from my police vehicle during the incident. I maintained the scene there until the arrival of Detective Brown. He then took control of the scene and conducted identification work. Also arriving at the scene were Lieutenant Tomlinson, Assistant Chief Essex and Sergeant Corkery of the Detective Division. I then returned to the station with Assistant Chief Essex and am now giving this statement. I can identify and I failed to earlier identify the driver of the vehicle as I saw him in the parking lot of the Mobil station at Pedrick Road and Sievers. He was a white male, late 20's early 30's, he had dark brown curly hair and a very thick brown or black mustache. That's about all I recall from that individual. As far as both the individuals are concerned, I would recognize if seen again, in my opinion. That basically concludes this statement. I neglected to indicate in the exchange of gun fire which side of the vehicle the vehicle the shots came from. The semi-automatic weapons fire originated on the drivers side of the vehicle, I am certain of this. I was on the drivers side of the patrol vehicle and to the left of the left most taillight of the CRX is where I saw muzzle flashes and heard the reports. So that should conclude this statement at 4:08 a.m. on December 2, 1986.

T: Witnessed in entirety by Lieutenant Earl Tomlinson.
Synopsis of Events December 2, 1986

2230  BOL from Davis reference 211 PC occurred at Food and Deli, Mace and Chiles.

2243  4L24 responded to Chiles and Richards for perimeter

2304  4L29 replaced 4L24

2314  BOL from Woodland PD reference 211 PC occurred at Food & Liquor, poss veh Chev p/u, lic in rear window. WM, 22-26, 6-0, 155, dark hair, wearing a military jacket, black cap, baseball cap

2329  BOL second 211 PC in Woodland WM, 600, blonde, dark blue knit sweater, levis, blue handgun. Possible vehicle a small new vehicle.

2354  211 PC occurred at Arco, Anderson and Russell

?  Davis officer advised Davis dispatch of a vehicle seen in the area of Mace and Chiles around the time of the 211, poss a Honda CRX, last seen west bound.

0001  4S7 advises he is going to check the Mobil station at Pedrick and I-80.

0004  CRX at Mobil, lic checking it

0005  description, WM, black t-shirt, exit veh, 6-0, blonde, 180

0006  2nd occupant of veh, no desc

0007  subj in phone booth

0007  subj back in car, taking off

0008  on Seivers Rd

0009  Seivers Rd past FAA farm

0009  coming up on Stevenson Creek Rd

excess of 105 mph

0011  Code 30, still on Seivers, coming up on Halley

0013  veh turned on Halley, unk direction

These are not quotes, but an approximation of events and times.
Transcript of dispatch transmissions on Case # 8612-078

D: University of California at Davis Dispatch Center
N: Officer Bruce Naliboff, UC Davis Police Department
B: Sergeant Jerry Bounds, UC Davis Police Department
P: Officer Dan Porter, UC Davis Police Department
C: Corporal Nick Concolino, City of Davis Police Department
H: California Highway Patrol Helicopter
U: Unknown

The time of the incident is 0001 hours on 12-2-86.

B: 4S-7
D: 4S-7
B: They're talking about a westbound CRX Honda with two I'm going to head on down to Pedrick Road Mobil and ah, in case they're going to stop on the way.
D: 4S-7 10-4
N: 5-7 from L-3
B: Go ahead
N: Be advised they first talked about that about 15-20 ago.
B: Okay, well I'm going to check Mobil anyway.
N: 10-4
N: 4L-3
D: 4L-3
N: Did you log that Chevy I found in Lot 5, also if the Davis unit wants to drive by it later on if they ever get clear of these 211's, ah there were three or four different jackets in the vehicle eventhough the vehicle is cold to the touch.
D: 10-4
B: 4L-3 S7
N: 4L-3
B: That was a Chevrolet pick up?
N: Negative its a sedan
B: 10-4 We're really looking for a pick up from what I understand
N: 10-4 Thanks
N: 4L-3
D: 4L-3
N: Has there been a vehicle description or direction of travel broadcast from the Arco yet?
D: That's negative
N: 10-4 Could you call over and see if they have anything.
D: 10-4
B: 4S-7
D: 4S-7
B: Got a CRX at Mobil at Pedrick Road, I don't see any occupants in the car, the station looks clear so far I'm going to check it out
D: 4S-7 10-4
B: 4S-7 I got a white male with blonde hair, black tee shirt that just exited that car, ah CRX into the phone booth, got on blue levis, standard jeans, I can't see a second occupant of course I didn't see the first, ah, check out Davis it looks like we got white lettering on the front of that black tee shirt.
D: 10-4 5-7
P: 7, 29 Would you like me to roll that way?
B: Yeah, why don't you head this way, he's about a six footer, blonde hair looks clean ah, going about 180 pounds
N: 29 from 3 where you coming from?
B: Yeah 4S-7 theres a second occupant in that car although I can't make him out.
D: 4S-7 10-4
D: 4S-7 Any age?
B: 4S-7 Football player kind of build is real good on this fella, ah, like I said he's in the phone booth, its busy now.
D: 10-4 4S-7
B: 4L-29 S-7 How close are ya?
P: I'm parallel with 113 southbound, westbound now
B: Okay, lets move it out, there in the car looks like they might be ready to fire it up, they are, there leaving, I'm going to pull a stop. I've got them fired. Inaudible
P: 5-7 let me know which way they go.

B: Oh, there running, there going down Sievers Road. 4S-7 there running get Yolo on, there down Sievers Road high rate of speed.

D: 10-4 In pursuit Sievers Road, high rate of speed

P: Going northbound on 98

B: Going north on Sievers Road, its the one that runs east and west right by Mobil, and there running.

P: 10-4

N: 29 from L-3 you want me to go up Pedrick to the Primate Center would that help.

B: I want you to get Yolo and Solano SO's on the air, all I know is its north on Sievers out towards Halley we're going to stay on Sievers past the FFA Farm.

D: 10-4 Stay west on Sievers past the FFA Farm

B: There coming up on Stevenson Bridge Road or Stevenson Road.

D: 10-4 Stevenson Creek.

B: The driver of the vehicle was a white male, black mustache, dark hair, there clipping at about 105 now. I'm going to have a little trouble with directions out here so get those units rolling ASAP, get Winters PD on the line too.

D: 10-4

B: Okay, I got brake lights, now.

D: Dixon PD, Davis PD, UCD

D: Yolo SO, Yolo SO, UCD

B: Schroeder Road, I got brake lights on now, I'm not going to get to close to them until you get me some help out here.

D: 10-4 We have Dixon, Yolo SO, Solano and Winters

D: Yolo SO, Yolo SO, UCD calling

D: One of our officers is in pursuit with possible 211 vehicle, northbound Sievers north of Stevenson, a CRX Honda, two occupants, there on Sievers.

B: Okay 4S-7 they blew my windshield out, now there northbound again.

D: Yolo we can't talk on CLEMARS. 4S-7 you were covered, confirming you have a 1199 your still on Sievers Road.

B: Code 30 they just blew my winshield out, I was ah, have somebody roll code 30, there northbound now high rate of speed again, ah, we're coming on Halley Road.
D: 10-4 Northbound on Halley Road, what street are you on?
B: I gotta stop there's inaudible I'm on Sievers still we're coming up on Halley.
D: 10-4 Sievers coming up on Halley. 4L-29 what's your 10-20?
P: I'm on Sievers westbound. I think I can see his lights.
B: 4S-7
D: 4S-7
B: They just hit Halley Road, Halley Road, I couldn't see if they went east or west, I don't want to turn the corner to fast until I see some taillights because they'll shoot.
D: 10-4 That's Halley Road, H-A-L-L-E-Y?
B: H-A-L-L-E-Y or Y.
D: 10-4
B: It's going to take em, they'll be close to Halley and Sweeney. If there rolling west, there rolling towards Sweeney.
B: 4S-7 There's somebody else here in this area, do you know?
D: 4L-29 Was behind you on Sievers, ah Yolo SO and Solano are both rolling, your nearest is 505 at this point.
B: Who?
D: Solano and Yolo are both rolling.
D: Okay there going to need a unit a down by Wolfskill, back up by Allendale Road, ah, if they went left on Halley they'll be hitting Sweeney, they could go back in towards Dixon too. So try to coordinate everybody.
C: Jerry, this is Nick I'm paralleling you ah, coming up on 32 near Winters.
B: Okay, I don't know if they went east or west on Halley Road. They blew my windshield out already so I wasn't gonna just turn the corner blind.
C: 10-4 We've ordered up the helicopter so were getting some help in the area as soon as possible.
B: 10-4 Back off at the corner, back off!!
D: 4S-7 Do you have any update.
B: 4S-7
D: Do you have any update.

-4-
B: Inaudible I watched them, I don't know if they went east or west on Halley, ah, because I had the other car coming I couldn't see which way their taillights came and I held up in the car because there shooting at us. So I presume that they may have went west ahead for 505 and I'm here at Sweeney and Halley, I've got other units in the area of Halley and Sievers.

D: 10-4 For your information the license that you gave us came back as registered on Callen Street out of Vacaville.

B: Notify Vaca PD BOL because they probably headed back down Allendale road.

D: 10-4 (Dispatch)

P: 7 I'm going to be with you, I don't know the area.

B: 10-4, we're going to head on down toward Allendale road, catch on up to me.

P: 10-4

B: S-7 to Zebra-20

B: S-7 to Zebra-20

B: 4S-7

D: 4S-7

B: 29 and I are out on Tubbs, I believe it is, Tubbs Road. We're going to ah, be in the area, if we can effect a stop I can ID both of them.

D: 10-4

B: 4S-7

D: 4S-7

B: That CRX possibility it may have hole in the rear of it also, I rapped three buckshot rounds at it.

D: 10-4

B: 4S-7 30Zebra-20

C: 30Zebra-20 Yeah I'll meet you under Allendale, we've got the helicopter enroute.

B: Yeah, you know what you might want to do right away ah, 20 is get your ID Tech out and get him to dust that telephone booth that northern most booth at the Mobil station, the guy had the phone in his left hand, he was the white male with blonde hair, so give him a try.

C: 10-4

B: I'm going to stick around the underpass here, oh here you are.
H: H-22 go ahead.

H: Zebra-20 is this your first copy

C: H-22 okay we can copy you, we're at Allendale and 505, were last seen to the east of us, if you come to this area we can direct you from here, we have one patrol car that is pretty well shot up, so they may take some shots at you.

H: H-22 10-4, and how far north of 80 would that be?

C: 505 is ah, about, ah Allendale is about half way between 80 and Winters on 505.

H: 22 10-4 We're about half way across the causeway now.

C: 10-4

Inaudible

D: Units Dixon has vehicle stopped at Putah Creek and Winters Road, vehicle stopped at Putah Creek and Winters Road.

C: Putah Creek and Winters Road, could you give us a cross on that.

B: 4S-7

D: 4S-7

B: Tell me again what they have at Putah Creek in Winters.

D: I understand that Dixon PD has the vehicle stopped, stand by, Davis has them on landline.

B: 10-4 Extreme caution.

D: Pablo Savario of Winters has a vehicle and one in custody, one at large.

B: What's the 10-20?

B: S-7 to Zebra-20.

C: Go ahead 20

U: Take Putah Creek at Dixon 505 west, ah, and you find them, they've got one in custody one outstanding.

B: 10-4

D: Inaudible on ground they have one in custody but that is at large may have a M-16 weapon.

N: 4L-3
D: 4L-3
N: Following Yolo SO is at that location inaudible
D: 10-4
B: 4L-3 S-7
N: 4L-3
B: Why don't you hold back and take the University, ah 29 and enroute here.
N: 10-4
C: Helicopter 22 to 3Zebra-20
H: 3Zebra-20 go ahead.
C: Do you have the updated information?
H: Affirmative
C: 10-4

(Long Pause)

D: All units enroute to Winters change to CLEMARS using contact any other unit at that time. Dixon PD does have the vehicle stopped.

(Long Pause)

D: All UCD units did you copy information reference that outstanding states he will not be taken alive, white male, six two, brown hair, light gray jacket, armed with a handgun, M-16 rifle.

End of Tape
ON 12/2/86 AT 0800 HRS PER REQUEST OF DETECTIVE SGT. CORKERY, OFFICER CANNINGTON AND I DROVE TO THE INTERSECTION OF PUTAH CREEK RD. AND OLD WINTERS HWY IN SOLANO COUNTY, PICKED UP THE AFOREMENTIONED PERSON AND TRANSPORTED HIM TO THE UCD POLICE DEPT. FOR BOOKING, REGARDING CASE # 8612-78.

I BOOKED MR. [BLACKED OUT] AT APPROX. 0900 HRS AND THEN TRANSPORTED HIM TO DAVIS POLICE DEPT., INTO THEIR CUSTODY PER SGT. CORKERY'S REQUEST.
UNIVERSITY OF CALIFORNIA POLICE DEPARTMENT - DAVIS CAMPUS

ARREST REPORT

CASE #: 05-27

1. NAME: [Redacted] AGE: 22
2. ALIASES: [Redacted]
3. ADDRESS: LOCAL: Callen St, Vacaville, CA 95688 PHONE: [Redacted]
PERMANENT: Same PHONE:

4. SEX M RACE W HEIGHT WEIGHT HAIR EYES

5. BIRTHDATE: [Redacted] BIRTHPLACE: [Redacted]

6. SCARS-MARKS-DEFORMITIES: [Redacted]

7. SINGLE MARRIED X SEPARATED DIVORCED WIDOWED

8. OCCUPATION: [Redacted]


10. NEAREST RELATIVE/FRIEND: NAME: [Redacted] RELATIONSHIP: [Redacted]
ADDRESS: [Redacted]

11. CLOTHING WORN AT TIME OF ARREST: Blue Levi's, Black T-shirt with White Logo, Ben Ben
CONDITION OF CLOTHING: Good

12. VEHICLE INVOLVED: YES NO YEAR: [Redacted] MAKE: Honda-Cox COLOR [Redacted] LIC.# [Redacted]

13. DEPARTMENT ARREST: ( ) PICK-UP ( ) WARRANT
ENROUTE ARREST: ( ) PICK-UP ( ) WARRANT

14. FILE & WARRANT CHECK MADE: ( ) WARRANT # [Redacted]
BY: Dispatcher [Redacted]

15. PHONE CALLS MADE BY DEFENDANT: [Redacted]

16. BOOKED BY: B. Parme MUGGED BY: B. Parme

17. CIRCUMSTANCES OF RELEASE: BAIL POSTED ( ) CASH ( ) BAIL BOND ( ) $ 849 P.C.
BONDING CO.: [Redacted] OTHER RELEASE:

18. APPEARANCE DATE: [Redacted] TIME: [Redacted] LOCATION:

19. DATE & TIME RELEASED: [Redacted] BY:

20. REMARKS: [Redacted]

ARRESTING OFFICER(S): Sat Corkery
At approximately 0200 hrs., on Tuesday, 12/02/86 I met with Asst. Chief ESSEX, Sgt. BOUNDS and Det BROWN at the scene of the shooting on Seivers Rd. BOUNDS briefly told me what had happened. I viewed the scene with BROWN, seized the shotgun that BOUNDS had used in returning fire at the... and then assisted BROWN with ID work at the scene. Refer to BROWN'S report for details of the identification work.

At approximately 0500hrs., BROWN and I arrived at the command post, located at Jorge's bar on Old Winters Rd. There we met with Chief RODDEN of Winters PD, and Sgts. SHADINGER and REFSLAND of Yolo County Sheriff's Dept. They briefed me on the status of the search for the second..., who was identified to me by Det EICHLER of Woodland PD, as ... The status, at this time, was that ... was still outstanding, but the SWAT teams of Davis PD and Yolo S.O. felt confident that he was within the perimeter area which had been set up.

At 0515 hrs., I met with Cpl. CONCOLINO of Davis PD. CONCOLINO told me that the first... was in custody in the back seat of his patrol unit. I told CONCOLINO that I wanted to interview... and CONCOLINO...
told me that he had earlier advised of his rights as per Miranda and that had waived those rights. CONCOLINO then introduced both Det. BROWN and I to CONCOLINO then reminded of his rights and asked him what he remembered about them. said that he knows "I don't have to talk to you". CONCOLINO said "that's right. And what did you tell me when I asked you if you wanted to talk to me?" "I said that I would talk to you." I then said to "does that mean that you want to talk to me?" said "yes". Refer to Col. CONCOLINO'S report for details of the original Miranda admonishment.

I then asked to tell me what had happened tonight that led up to his being arrested. then told me the following. said that he picked up tonight with the intention of driving him to the Sacramento Metro Airport, so that could pick up his car which was at the airport. claimed to not be real familiar with the area. said that while on the way to the airport, saw a Food and Liquor, or similar type store and told to pull over, he wanted to buy a pack of gum. After stopping at this store, according to they headed towards Sacramento. Somewhere along the freeway, told to pull over at another convenience type store. Again, according to went into the store. said that he began to get suspicious about this activity, and asked about it. said that answer was "what do you think I'm doing". said that at this time he realized that was robbing the stores.

said that they then drove to another convenience store, he thought it was in Woodland, and told to "do this one". said that he took the handgun from and went into the store and told the clerk "I need your money". said that he did this only be-
cause [REDACTED] still had the other gun (referring to the M-14). [REDACTED] told me that he felt threatened by [REDACTED] although [REDACTED] never verbally threatened him. According to [REDACTED] [REDACTED] then committed another robbery, in Woodland, and then they returned to Davis, where [REDACTED] told me that he robbed the Arco station at Russell and Anderson. For more details on these incidents, refer to attached Davis and Woodland Police reports.

After the last robbery, [REDACTED] told me that [REDACTED] who was still driving, said that he was going to head for the hills, and that he was going to take [REDACTED] with him. [REDACTED] told me that he asked [REDACTED] to pull over somewhere so that he could make a phone call to his wife. [REDACTED] said that they ended up at the Mobil station on Pedrick near I-80. Once they got there, [REDACTED] told me that he got out of the car and used the northern most phone booth to call his wife, but she was not at home and the call never went through.

[REDACTED] said that it was while he was on the phone, that he first noticed the Police had arrived at the station. [REDACTED] that he saw only the one Police Car. According to [REDACTED] [REDACTED] must have seen the Police car also, because he told [REDACTED] in a firm statement "get back in the car". [REDACTED] described the Police car as blue and white. [REDACTED] told me that after [REDACTED] told him to get into the car, he told [REDACTED] "your busted". [REDACTED] said that at this time, [REDACTED] had possession of the M-14 and the handgun. [REDACTED] said that he got into the vehicle, and the officer, who was in the car which was near the building, turned on his lights. [REDACTED] said that [REDACTED] goes for it and takes off towards the booneys". [REDACTED] said that [REDACTED] said that "they aren't going to take me alive".
According to [redacted] after [redacted] said "they aren't going to take me alive," he stepped on the brakes, bailed out of the car and began shooting the M-14 at the Officer. [redacted] said that he opened the passenger side door and was going to run, when he heard what he thought were shotgun blasts and then heard pellets hitting his car. [redacted] said that he dove back into the car. [redacted] then jumped back into the car and they began to drive away in the same direction, (westbound on Seivers Rd.). [redacted] said that the Police car followed them. After a short time, [redacted] turned off the headlights, and the turned right at the T intersection; (this would now be northbound on Halley).

According to [redacted], they drove for about a mile on this road with their lights off. He said that [redacted] turned the lights back on just in time to see a sharp curve up ahead. According to [redacted], they continued along these country roads until they came near the town of Winters. [redacted] said that he remembers [redacted] saying something to the effect that he did not want to go in this direction, and he began to make a U-turn, but spun the car out. At about this time, some more Police cars were coming into the area. [redacted] said that about this time, [redacted] jumped out of the car, with both guns, told him [redacted] to get in and drive away, and [redacted] headed into the brush. [redacted] said that he got into the drivers seat and began to leave, but could see the Police coming up towards him from the rear, so he decided to stop. [redacted] said that he was then arrested.

I told [redacted] that I had a few questions about his story and asked if he would answer them to clarify a few issues. The questions were as follows:

CORKERY: When the Police Officer confronted you at the Mobile station, did you know for a fact that it was a Policeman?
CORKERY: How?

Because of the car and he had his lights on.

CORKERY: Did [redacted] say anything before he stopped the car and began firing at the officer?

I was telling him to stop, we're busted. He said "I'll stop em."

CORKERY: Do you know how many rounds [redacted] fired?

I would estimate six rounds. It's fully automatic.

CORKERY: Where are the guns at now?

He has them.

CORKERY: Did you touch the M-14 at all?

Not at all.

CORKERY: Do you know where [redacted] go?

No. He said he will go to the country.

It was approximately 0550 hrs., when I ended the interview with [redacted]
On Wednesday, 12/03/86 at approximately 1020hrs., I met with [REDACTED] at the Yolo county jail. The purpose of this meeting was to show [REDACTED] a photographic lineup which included a photo of [REDACTED]. The photo of [REDACTED] was a copy of a driver's license photo taken in 1983. The photo of [REDACTED] was #4 and within 5 seconds, [REDACTED] pointed to that photo and said "that's him".

Photo lineup placed into evidence.
**WITNESS ADMONITION FORM**

Date/Time: 14/3/86 00:00  Place: Yolo Co. Jail

**ADMONITION**

As a witness, you will be asked to look at several photographs. No other witness will be with you when you look at these photographs. The fact that photographs are shown to you should not influence your judgement. You should not conclude or guess who committed the crime. You are not obligated to identify anyone. It is just as important that innocent persons are freed from suspicion as that guilty parties are identified. Please do not discuss the case with other witnesses or indicate to them in any way that you have identified someone, if you do identify someone.

**ACKNOWLEDGEMENT**

I hereby acknowledge that I have read the foregoing Admonition and understand it.

Witnessed by [signature]

**COMMENTS**

[Redacted]
At approximately 0130 hrs., on Tuesday, 12-2-86 I responded to the scene of the shooting on Sievers Rd. and met with Sgt. Bounds. Bounds briefly told me what had happened. I viewed the scene with Bounds pointing out what had happened.

The scene is located in Solano County on Sievers Rd. approximately 3½ miles west of Pedrick Rd. Sievers Rd. is a paved rural road which runs east and west between Pedrick Rd. and Halley Rd. The shooting took place on Sievers Rd. between Schroeder Rd., which runs south off Sievers Rd., and Sparks Ranch Rd., which runs north off Sievers Rd.

Bounds started by pointing out the eastern most point of the crime scene where he had stopped his patrol vehicle and returned fire with his shotgun. There were two expended shotgun shells and Bounds' police baton lying in the eastbound traffic lane. We walked approximately 100 yds. west on Sievers Rd. where Bounds pointed out several expended .223 cal. rounds lying in the eastbound traffic lane. Bounds' patrol vehicle was parked facing eastbound in the eastbound traffic lane approximately 3 ft. beyond the western most .223 cal. round. He told me that he had parked the vehicle in that position after returning to the crime scene. Bounds then pointed out areas on the patrol vehicle which had been struck by bullets. After showing me the crime scene Bounds and I returned to the original spot where he had fired at the vehicle. I began photographing the scene at that time.

I started processing the crime scene from east to west on Sievers Rd. I first photographed the two 12 ga. shotgun shells and baton and collected same. I logged them as evidence items #1-3.

Sgt. Corkery arrived at approximately 0200 hrs. and assisted with identification. Bounds returned to UCD PD at that time.

Corkery and I used a roll-a-tape and measured the distance between Bounds' location and the vehicle location where the .223 cal. rounds were located. The measurement was 301' 10".

At approximately 0215 hrs. Ofc. Naliboff arrived and was stationed just east of the crime scene on Sievers Rd. to assist with traffic direction.
I photographed the .223 cal. rounds lying in the eastbound traffic lane. Corkery marked each round with a 3X5 card and they were photographed again. I determined that the [redacted] had fired 20 rounds and dropped 1 live round. Corkery logged a total of 21 rounds as evidence items #4-23. Naliboff and Corkery measured the location of each round using the triangulation method. Corkery logged the measurement on each 3X5 card. I photographed each round individually and collected same.

I photographed Bounds' patrol vehicle showing where the rounds had struck the vehicle. Bounds' unit had sustained 5 hits from the [redacted] weapon. We completed the crime scene by obtaining measurements for sketch purposes.

At approximately 0437 hrs. we had completed the crime scene investigation and responded to Winters where a command center had been set up to search for the outstanding [redacted]. At approximately 0800 hrs. Corkery and I performed a gunshot residue test on [redacted] with his consent. I logged the test as evidence item #24.

At approximately 1000 hrs. we returned to UCD PD. We placed Bounds' patrol vehicle unit #10 in the UCD PD bicycle impound yard for further-evidence processing. I photographed the vehicle and collected three additional pieces of evidence. I photographed and collected a bullet fragment from the rear seat, right side of the unit. I logged the fragment as evidence item #25. I photographed a bullet fragment and dashboard debris from the drivers side floorboard of the unit. I logged the fragment and debris as evidence item #26. I photographed and collected a bullet fragment from the right rear headliner of the unit. I logged the fragment as evidence item #27. All the photographs in this case are logged as evidence item #28.

See attached evidence report and crime scene sketch.

On Thursday, 12-4-86, at approximately 1500 hrs. I removed the drivers side door panel of unit #10 to search for a possible bullet fragment that may have lodged within the door. I found a small piece of bullet fragment and collected same. I logged the fragment into evidence as item #30. I was unable to photograph the fragment before collection due to its location within the door.

From the evidence that I observed at the scene was consistent with what Bounds had told me.
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<th>PROPERTY TYPE</th>
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**RECORD TYPE:**
- E: Stolen Property
- Q: Recovered Stolen Property

**PROPERTY TYPE:**
- A: Currency Notes
- B: Jewelry & Precious Metals
- C: Clothing & Furs
- E: Evidence
- F: Office Equipment
- G: Firearms
- H: Household Goods
- I: Consumable Goods
- J: Livestock
- M: Motor Vehicles
- O: Miscellaneous

**20. LOCATION STOLEN/LOST/RECOVERED:**
- SIEVERS RD, SOLANO CO.
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<td>PHOTOGRAPHS CRIME SCENE + UNIT #10</td>
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**Additional Information:**
- DATE AND TIME: 12/18/86
- LOCATION: UNIT #10 + SIEVERS RD.
### Property Report

**UNIVERSITY OF CALIFORNIA**

**POLICE DEPARTMENT**

**DAVIS, CALIFORNIA 95616**

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</table>

**Received From**

<table>
<thead>
<tr>
<th>Received From</th>
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</thead>
<tbody>
<tr>
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**Follow-Up Date**

<table>
<thead>
<tr>
<th>Date</th>
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</thead>
<tbody>
<tr>
<td></td>
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</tbody>
</table>

02874-1 (7/83)
CRIME REPORT

LOCATION OF OCCURRENCE
WALTERS RD

CONVENIENCE MARKET

DATE & TIME OCCURRED
12-1-86 2124

TYPE OF LOCALIZATION
130

DESIGNATION CODE

REPORTING PARTY
FOOD & LIQUOR

DISCOVERED CRIME

VICTIM
WALTERS R

DATE & TIME REPORTED
2 12-1-86 2124

AREA OF OCC.

SECONDARY CRIME CODE

CRIME OCCURRED DURING

DAYLIGHT ☐ DARKNESS ☑ UNK ☐

CASE NUMBER

AGENT

DOJ PAGE NO.

5

SECONDARY CODES

18 OCCUPATION

19 RACE SEX

20 AGE

21 D.O.B.

32 BUSINESS ADDRESS (SCHOOL IF JUVENILE)

16 RESIDENCE ADDRESS

17 RES PHONE

33 OCCUPATION

34 NAME (LAST F'REST/MIDDLE): MIDDLE:

36 RES Phone

37 BUS Phone

35 CODE

38 OCCUPATION

39 RACE SEX

40 AGE

41 D.O.B.

42 BUSINESS ADDRESS (SCHOOL IF JUVENILE)

43 BUS PHONE

44 DESCRIPT WEAPON, INSTRUMENT, EQUIPMENT, TRICK, DEVICE, OR FORCE USED

11 UNK. CALIBER BLUE STEEL HANDGUN; APPROX 4" BARREL

45 PERSONAL GAIN

OPEN FOR BUSINESS

46 VICTIM ACTIVITY JUST PRIOR TO AND/OR DURING OFFENSE

47 TRADEMARK AND DISTINCTIVE ACTION OF

CONTROVERSED

DOCUMENT

LIST SUSPECT ONLY IF ARRESTED OR PROBABLE CAUSE FOR ARREST EXISTS. OTHERWISE LIST AS I.L.

51 LAST, FIRST, MIDDLE

52 OTHER IDENTIFYING CHARACTERISTICS

53 LICENSE & STATE

54 ADDRESS

55 RACE SEX

56 AGE

57 D.O.B.

58 HT

59 WT

60 HR

61 EYES

62 RES PHONE

63 TYPE OF CLOTHING - OTHER IDENTIFYING DATA

64 ARRESTED

65 YES ☑ NO ☐

66 BUS PHONE

67 RES.

68 PHONE

69 BUS PHONE

70 PHONE

71 RES.

72 ADDRESS

73 RELEASED TO

74 TYPE OF CLOTHING - OTHER IDENTIFYING DATA

75 ARRESTED

76 YES ☑ NO ☐

77 NARRATIVE & ADDITIONAL DETAILS. USE PROPERTY REPORT TO LIST AND DESCRIBE STOLEN AND/OR RECOVERED PROPERTY

RP SAID SHE WAS BEHIND THE (SOUTHERNMOST) CASH REGISTER

AT 10:50AM, RP COUNTING CASH TO MAKE A $100.00 DROP INTO

THE SAFE. RP SAID THE SAFE SUDDENLY APPEARED AT THE

COUNTER AND PRINTED AN UNK. CALIBER BLUE STEEL

HANDGUN W/ APPROX 4" BARREL AT HER STOMACH AND

SAID, "PUT THE MONEY IN A BAG," RP SAID MOVED

HIS RIGHT HAND SLIGHTLY (THE GUN WAS HELD IN THAT

RONGRAS

1/10/86

114

LOOK OUT

REVIEWED BY

FOLLOW UP REFERRED TO

FURTHER ACTION

YES ☑ NO ☐
(1) AT WHICH TIME SHE HEARD A METALLIC "CLICK". RP
SAY SHE BELIEVES ___ COCKED THE HAMMER OF THE
HANDGUN. RP SAID SHE FEARED FOR HER LIFE. RP
SAID __ AGAIN SAID, "PUT THE MONEY IN A BAG." RP
SAID SHE TOOK ALL THE BILLS FROM THE REGISTER
AND ADDED THEM TO THE STACK OF BILLS ALREADY IN HER
HAND. RP SAID SHE BEGAN TO REACH FOR A SMALL BROWN
PAPER BAG TO PUT THE CASH IN BUT __ REACHED ACROSS
THE COUNTER WITH HIS LEFT HAND ___ TOOK THE STACK
OF BILLS AWAY FROM HER. RP SAID SHE AGAIN HEARD
A METALLIC "CLICK" AND BELIEVES ___ LOWERED THE HAMMER
OF THE HANDGUN. RP SAID ___ LEFT ___ VIA THE
LEFT (NORTH) EXIT DOOR AND WALKED HIS TOWARD
GROSSMANS. RP SAID SHE DIDN'T SEE __ GET INTO A
VEHICLE.

RP SAID ___ HAD A VOICE OF AVERAGE PITCH WITH
NO OBVIOUS DEFECTS OR INFLECTIONS. RP SAID THERE
WERE NO OTHER DISTINCTION FEATURES ABOUT ___ (ie
NO RINGS OR WATCH ON HANDS, NO JEWELRY, SCARS, TATTOOS,
ETC.) RP SAID SHE COULD POSSIBLY ___ IF SHE WERE
TO SEE HIM AGAIN.

OFR M. FORD QK33 & SGT B. BAIRD 2SP24 CHECKED
THE AREA FOR ___ WITH NEG RESULTS. I PROCESSED
THE SCENE FOR LATENT PRINTS & RECOVERED ___ FERAL.

RP SAID LOSS INFO WOULD BE AVAILABLE 12/2/86

ABOUT 0900 HRS. (RP SAID THE STOLEN CASH WAS IN)
DENOMINATIONS OF $20.00, $10.00, $5.00, AND $1.00 BILLS.

FOLLOW-UP CONTACT WITH BUSINESS NEEDED ON 12-2-86 TO DETERMINE AMOUNT OF LOSS.

RELEASED TO Humboldt
BY C82 DATE 12/10/86

CONTROLL DOCUMENT
1. **AGENCY**

2. **CASE NUMBER**

3. **COPY TO**

4. **CRIME CODE**

5. **DATE & TIME OCCURRED**

6. **DAY**

7. **DATE & TIME REPORTED**

8. **DAY**

9. **REP. DEV. CODE**

10. **LOCATION OF OCCURRENCE**

11. **AREA OF OCC**

12. **TYPE** (CHECK ONLY ONE BLOCK)

- [ ] STOLEN
- [ ] LOST
- [ ] RECOVERED
- [ ] FOUND
- [ ] EVIDENCE
- [ ] SAFE KEEPING

13. **NAME**

14. **(LAST) (FIRST) (MIDDLE)**

15. **CODE**

16. **RACE SEX**

17. **DATE OF BIRTH**

18. **PHONE NUMBER**

19. **PROPERTY VALUE**

<table>
<thead>
<tr>
<th>TYPE</th>
<th>CASH - NOTES</th>
<th>JEWELRY - METALS</th>
<th>CLOTHING - FURS</th>
<th>OFFICE EQUIP.</th>
<th>TV</th>
<th>RADIO CAMER</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>STOLEN</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
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<td>FIREARMS</td>
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<tr>
<td>HOUSEHOLD GOODS</td>
<td></td>
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<tr>
<td>CONSUMABLE GOODS</td>
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<td></td>
<td></td>
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</tr>
<tr>
<td>LIVESTOCK</td>
<td></td>
<td></td>
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<td>MISC.</td>
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<td></td>
<td></td>
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</tbody>
</table>

20. **PROPERTY DESCRIPTION**

   - [ ] COMPLETE
   - [ ] ITEMIZE PROPERTY
   - [ ] LIST BRAND, COLOR,
   - [ ] SIZE, SERIAL NUMBER, IDENTIFYING CHARACTERISTICS

21. **PROPERTY DESCRIPTION**

22. **PROPERTY VALUE**

   - [ ] Must be shown

23. **PROPERTY DELIVERED TO**

24. **LOCKER NO.**

25. **LOCKER NO.**

26. **LOCKER NO.**

27. **PROPERTY OFFICER**

28. **DATE**

29. **TIME**

30. **LOCKER NO.**

31. **RELEASING OFFICER**

32. **ID NO.**

33. **APPROVED BY**

34. **RECD BY (PROP. OFF.)**

35. **ROOM**

36. **SEC/TAG**

37. **BIN**

---

**PROPERTY REPORT**

**CONTROLLER DOCUMENT**

**RELEASED TO Humboldt**

**BY C82 DATE 12/10/86**

---

**Rodgers**

---
<table>
<thead>
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<tbody>
<tr>
<td>211 PC</td>
<td></td>
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</table>

**DATE AND TIME OCCURRED:**
12-1-86 2:12 PM

**LOCATION OF OCCURRENCE:**
WALTERS RD

**DATE AND TIME REPORTED:**
12-1-86 2:12 PM

**TYPE OF LOCATION:**
CONVIVANCE STORE

**SUBJECT (LAST, FIRST, MIDDLE):**

**RACE/SEX:**
W/M

**AGE:**
30

**HEIGHT:**
6-0

**WEIGHT:**
170

**HAIR:**
UNK (DARK)

**EYES:**
UNK (DARK)

**HEIGHT:**
UNK (DARK)

**WEIGHT:**
UNK (DARK)

**NEATLY TRIMMED MUSTACHE**

**CLOTHING DESCRIPTION:**
AK BLUE BASEBALL CAP, UNK COLOR
JACKET, BLU JEANS, DARK

**BRIAN WORK ROBOTS**

**WEAPON:**
4" BLU STEEL HANDGUN

**VEHICLE LICENSE:**

**VEHICLE MAKE:**

**VEHICLE MODEL:**

**VEHICLE TYPE:**

**VEHICLE COLOR:**

**OTHER VEHICLE DESCRIPTION:**

**IDENTI-KIT CODE:**
NN30, CC07, EE47, HLO4, B305, TT17

**COMPOSITE CONTACT NAME:**
RP

**COMPOSITE CONTACT DETAIL:**
ENTERS BUSINESS, DISPLAYS HANDGUN & DEMANDS CASH FROM RP, FLEES NB ON FOOT

**COMPOSITE CONSTRUCTION OFFICER:**
RODGERS

**ID NO. TIME DATE REVIEWED BY:**
2114 2:25 PM 12-1-86
**FAIRFIELD PUBLIC SAFETY**

**CASE NUMBER**

---

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<th>DATE AND TIME OCCURRED</th>
<th>TYPE OF LOCATION</th>
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<tr>
<td>12-1-86 2126</td>
<td>CONVENIENCE STORE</td>
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<th>LOCATION OF OCCURRENCE</th>
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<tr>
<td>WALTERS RD.</td>
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<th>DATE AND TIME REPORTED</th>
<th>DEFECT: (LAST, FIRST, MIDDLE)</th>
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<th>RACE/SEX</th>
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<tr>
<th>HAIR</th>
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<tr>
<td>BLN</td>
<td>BLN (DARK)</td>
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<th>OTHER PHYSICAL DESCRIPTION</th>
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<tbody>
<tr>
<td>NEATLY TRIMMED</td>
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<tr>
<th>CLOTHING DESCRIPTION</th>
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<tbody>
<tr>
<td>AR BLUE BASEBALL CAP, BLN COLOR</td>
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<table>
<thead>
<tr>
<th>OTHER WORK ROADS</th>
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<tbody>
<tr>
<td>BAG WORK ROADS</td>
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<table>
<thead>
<tr>
<th>WEAPON (S)</th>
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<tbody>
<tr>
<td>4 1/4 BLN STEEL HANDGUN</td>
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<table>
<thead>
<tr>
<th>VEHICLE MAKE</th>
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<th>VEHICLE COLOR</th>
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<table>
<thead>
<tr>
<th>OTHER VEHICLE DESCRIPTION</th>
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</thead>
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---

**COMPOSITE CONTACT NAME:**

**CODE:**

**RELEASER:**

**HIPPELD**

**DATE:** 2/10/86

---

**IDENTITY CODE:**

**NUMBER:**

**REVIEWED BY:**

**RODGERS**

**DATE:** 12-1-86

---

**COMPOSITE CONSTRUCTION OFFICER:**

**ID NO.:**

**TIME:**

**DATE:**

**REVIEWED BY:**

---

**REMARKS:**

- ENTERS BUSINESS, DISPLAYS HANDGUN & DEMANDS CASH FROM RP, ESCES NB ON FOOT
PROPERTY REPORT

211 P.C. 12-1-86 2124

NAME
WAITERS RD

PROPERTY OFFICER

PROPERTY VALUE

PROPERTY DESCRIPTION - BE COMPLETE - ITEMIZE PROPERTY - LIST BRAND, COLOR, SIZE, SERIAL NUMBER, IDENTIFYING CHARACTERISTICS. PROPERTY VALUE MUST BE SHOWN.

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<th>ITEM</th>
<th>PROPERTY DESCRIPTION</th>
<th>VALUE</th>
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<tr>
<td>1</td>
<td>CASH LINK MISC DENOMINATIONS</td>
<td></td>
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</table>

I contacted the manager, AT AND WAS ADVISED OF THE LOSS.

CONTROLLED DOCUMENT

RELEASED TO:

BY:
CS2
DATE: 12/01/86

PROPERTY OFFICER

APPROVED BY:

RECEIVED BY:

PROPERTY OFFICER

RECEIVED BY:

PROPERTY OFFICER
<table>
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<tr>
<th>Property Value</th>
<th>Type</th>
<th>Cash - Notes</th>
<th>Jewelry - Metals</th>
<th>Clothing - Furs</th>
<th>Office Equip</th>
<th>T.V. Radio Camera</th>
<th>Total</th>
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<tbody>
<tr>
<td>1</td>
<td>Stolen</td>
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<td></td>
<td></td>
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<td></td>
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</tr>
<tr>
<td></td>
<td>Rec'd</td>
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<td></td>
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<tr>
<td>20</td>
<td>Firearms</td>
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<tr>
<td>21</td>
<td>Household Goods</td>
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<tr>
<td>22</td>
<td>Consumable Goods</td>
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<tr>
<td>23</td>
<td>Livestock</td>
<td></td>
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</tr>
<tr>
<td>24</td>
<td>Misc.</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

22. Property Description - Be complete - Itemize property - List brand, color, size, serial number, identifying characteristics. Property Value must be shown.

1. 121 3x5 cards w/ latent prints.
NARRATIVE:

On this date, I received a message from [redacted]'s roommate at [redacted]. [redacted] stated that he had several items of property which he had removed from [redacted]'s bedroom and that he desired to turn those items over to the Police Department for safekeeping purposes. [redacted] stated that he was in the process of moving out of the house and was concerned about leaving the items of property belonging to [redacted] within the abandoned or unoccupied house. I went to the address of [redacted] and met Officer Woodruff of the Suisun Police Dept. at that location. [redacted] had removed a Colt AR15 rifle and a Ruger Carbine rifle with two rifle stocks and miscellaneous ammunition from [redacted]'s bedroom, prior to my arrival. [redacted] had removed the weapons and property on his own accord, without any direction from myself. [redacted] advised me that he was going to most likely give the weapons to a neighbor for safekeeping if I had refused to accept them from him. [redacted] removed the weapons from a storage area within the garage attic upon my arrival at the house. [redacted] stated that he had rented out a room to [redacted] since sometime last year. [redacted] last saw [redacted] on 12/1/86 at approximately 2000 hrs., when he left the house with a friend known as [redacted]. According to [redacted], both [redacted] and his friend [redacted] left in [redacted]'s [redacted] over...
Ford Ltd., 2-door, California License reported that he has not seen since that time. stated that is very involved in Neo-Nazi type activities and related type organizations. According to , regularly visits an unknown location in the area of Winters for survival type games and that is very familiar with survivalist techniques. stated that has numerous weapons, including an Israeli Uzi Machine Gun and he knew that possessed numerous other weapons, other than the weapons found within his bedroom on the date of 12/2/86.

While at the house, a friend of directed me to the location of bedroom. While standing at the open door of 's bedroom in the common hallway, I was directed to an open wallet on the dresser which contained driver's license. The driver's license and wallet was handed to me. There appeared to be two driver's licenses, one issued to a , with a photograph of and the other Driver's License was issued to a bearing the same photograph.

While at the address of , Officer Woodruff of Suisun Police Dept., indicated that the AR15 rifle had been converted into a fully automatic weapon in violation of 12220 PC. I subsequently submitted the Colt AR15 rifle to Schamun, Rangemaster for the Fairfield Police Dept. Schamun confirmed that the AR15 rifle had been converted into a fully automatic weapon. The weapons were checked for stolen and came back clear. The property was logged into evidence at the Fairfield Police Dept. For additional details on the possession of the converted AR15, refer to Case No. 86-11472.
TO: DAY SHIFT  
DATE: 12-2-86  
RDC: 214  
CASE NUMBER: 86 - 11418  

<table>
<thead>
<tr>
<th>FOLLOW-UP</th>
<th>Memo</th>
<th>Pending</th>
<th>Other</th>
</tr>
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<tbody>
<tr>
<td>NO</td>
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<table>
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<th>WATCH 1 2 3 4</th>
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</table>

| FROM: S21 |

CONTACT BUSINESS TO DETERMINE LOSS

---

DISTRIBUTION/ Follow-up (White) (Yellow) (Pink) 
Pending Tickler File Original Report Officer 

---

TO: DAY SHIFT  
DATE: 12-2-86  
RDC: 214  
CASE NUMBER: 86 - 11418  

<table>
<thead>
<tr>
<th>FOLLOW-UP</th>
<th>Memo</th>
<th>Pending</th>
<th>Other</th>
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<tbody>
<tr>
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<thead>
<tr>
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<th>WATCH 1 2 3 4</th>
<th>WATCH COMDR: A12</th>
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<tbody>
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</table>

| FROM: S21 |

CONTACT BUSINESS TO DETERMINE LOSS

---

DISTRIBUTION/ Follow-up (White) (Yellow) (Pink) 
Pending Tickler File Original Report Officer 

---

CONTROLLED DOCUMENT

RELEASED TO Humboldt
BY C82 DATE 12/10/86

---

DISTRIBUTION/ Follow-up (White) (Yellow) (Pink) 
Pending Tickler File Original Report Officer
<table>
<thead>
<tr>
<th>Freeway Box Number/Location</th>
<th>11-85 AAA NAC BRIDGE</th>
<th>HIGHWAYS 11-41</th>
<th>FIRE CODE 2</th>
<th>OTHER</th>
<th>AREA/BAT/UNIT</th>
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<tbody>
<tr>
<td></td>
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<td></td>
<td></td>
<td></td>
<td>10-29 11-28 11-27 10-7</td>
</tr>
</tbody>
</table>

**1 Give Reason Below**

**Requested:** 10-7/10-97 (10-8 WITH 10-15)

**Received - Service Desk:**

**Returned - Service Desk:**

**11-99**

**I've been**

**REMARKS/MISC/VEHICLE DESCRIPTION**

- MECH
- GAS
- ACCIDENT
- ARREST
- 11-24
- O.R.
- RECOVERY
- OTHER

- NO WANT
- NO RECORD
- NO WANT NCIC

- 10-12
- NOT ON FILE
- WANTED (ATTACH PRINT OUT)

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) DPI 073**

**RECEIVED BY**

**COMPLETED BY**

**LOG NUMBER/MAP INFORMATION**

**OVER**

- MECH
- GAS
- ACCIDENT
- ARREST
- 11-24
- O.R.
- RECOVERY
- OTHER

- NO WANT
- NO RECORD
- NO WANT NCIC

- 10-12
- NOT ON FILE
- WANTED (ATTACH PRINT OUT)

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) DPI 073**

**RECEIVED BY**

**COMPLETED BY**

**LOG NUMBER/MAP INFORMATION**

**OVER**

- MECH
- GAS
- ACCIDENT
- ARREST
- 11-24
- O.R.
- RECOVERY
- OTHER

- NO WANT
- NO RECORD
- NO WANT NCIC

- 10-12
- NOT ON FILE
- WANTED (ATTACH PRINT OUT)
**Area/Beat/Unit:** 105-16

### Freeway Box Number/Location

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<thead>
<tr>
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<th>Status</th>
<th>Area/Beat/Unit</th>
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<tbody>
<tr>
<td>11-55 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE OTHER 10-29 11-28 11-27 11-10</td>
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<td><em>Give Reason Below</em></td>
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<table>
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<tr>
<th>Requested/10-7/10-97 (10-8 WITH 10-15)</th>
<th>Received - Service Desk (10-7 WITH 10-15)</th>
<th>Returned - Service Desk</th>
</tr>
</thead>
<tbody>
<tr>
<td>6 Dec 66 21 46</td>
<td></td>
<td></td>
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</tbody>
</table>

**Remarks/Misc/Vehicle Description:**
- Double W/31 (Off Duty)
- en route from R
- SVS Action

---

**Status:** 105-21

### Freeway Box Number/Location

<table>
<thead>
<tr>
<th>Freeway Box Number/Location</th>
<th>Status</th>
<th>Area/Beat/Unit</th>
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<tr>
<td>11-55 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE OTHER 10-29 11-28 11-27 11-10</td>
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<tr>
<td><em>Give Reason Below</em></td>
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<th>Returned - Service Desk</th>
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</thead>
<tbody>
<tr>
<td>6 Dec 66 21 47</td>
<td></td>
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</tbody>
</table>

**Remarks/Misc/Vehicle Description:**
- Prone out - female
- partner OK
- SVS Action

**Department of California Highway Patrol**

**Field Service Request**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**
8 Dec 35 21 47 c

REMARKS/MISC/VEHICLE DESCRIPTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OR 073

RBF 1152A

FREeway BOX NUMBER/LOCATION

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE CODE 2 OTHER

REQUESTED/10-7/10-97 (10-8 WITH 10-15)

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

8 Dec 35 21 47 c

☑ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OR 073

RBF 1152A

FREeway BOX NUMBER/LOCATION

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE CODE 2 OTHER

REQUESTED/10-7/10-97 (10-8 WITH 10-15)

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

8 Dec 35 21 47 c

☑ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OR 073

RBF 1152A

FREeway BOX NUMBER/LOCATION

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE CODE 2 OTHER

REQUESTED/10-7/10-97 (10-8 WITH 10-15)

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

8 Dec 35 21 50 c

☑ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OR 073

RBF 1152A

FREeway BOX NUMBER/LOCATION

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE CODE 2 OTHER

REQUESTED/10-7/10-97 (10-8 WITH 10-15)

RECEIVED - SERVICE DESK (10-7 WITH 10-15)

RETURNED - SERVICE DESK

8 Dec 35 21 50 c

☑ MECH ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

REMARKS/MISC/VEHICLE DESCRIPTION

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OR 073

RBF 1152A
### Department of California Highway Patrol

**Field Service Request**  
CHP 141 (Rev. 12-61) OP 073

<table>
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<tr>
<th>Freeway Box Number/Location</th>
<th>Area/Beat/Unit</th>
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</thead>
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<tr>
<td>10-8 <strong>en route</strong></td>
<td>105-51</td>
</tr>
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</table>

#### Freeway Box Number/Location

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE

- **Give Reason Below**
- **State/Co./City**
- **Requested/10-7/10-97**  
  10-0 WITH 10-15

- **Received - Service Desk**  
  10-7 WITH 10-15

- **Returned - Service Desk**  
  10-0/10-98/Returned

- **Dec 66 21** 52-

**Remarks/Misc/Vehicle Description**

- MECH  
- GAS  
- ACCIDENT  
- ARREST  
- 11-24  
- O.R.  
- RECOVERY  
- OTHER

- **NO WANT**  
- **NO RECORD**  
- **NO WANT NCIC**

- **10-12**  
- **NOT ON FILE**  
- WANTED (ATTACH PRINT OUT)

- **SVS Action**

---

### Department of California Highway Patrol

**Field Service Request**  
CHP 141 (Rev. 12-61) OP 073

<table>
<thead>
<tr>
<th>Freeway Box Number/Location</th>
<th>Area/Beat/Unit</th>
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</thead>
<tbody>
<tr>
<td>10-21 <strong>Camp 31</strong></td>
<td>105-51</td>
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#### Freeway Box Number/Location

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE

- **Give Reason Below**
- **State/Co./City**
- **Requested/10-7/10-97**  
  10-0 WITH 10-15

- **Received - Service Desk**  
  10-7 WITH 10-15

- **Returned - Service Desk**  
  10-0/10-98/Returned

- **Dec 66 21** 53-

**Remarks/Misc/Vehicle Description**

- MECH  
- GAS  
- ACCIDENT  
- ARREST  
- 11-24  
- O.R.  
- RECOVERY  
- OTHER

- **NO WANT**  
- **NO RECORD**  
- **NO WANT NCIC**

- **10-12**  
- **NOT ON FILE**  
- WANTED (ATTACH PRINT OUT)

- **SVS Action**

---

### Department of California Highway Patrol

**Field Service Request**  
CHP 141 (Rev. 12-61) OP 073

<table>
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#### Freeway Box Number/Location

11-85 AAA NAC BRIDGE HIGHWAYS 11-41 FIRE

- **Give Reason Below**
- **State/Co./City**
- **Requested/10-7/10-97**  
  10-0 WITH 10-15

- **Received - Service Desk**  
  10-7 WITH 10-15

- **Returned - Service Desk**  
  10-0/10-98/Returned

- **Dec 6 21** 54-

**Remarks/Misc/Vehicle Description**

- MECH  
- GAS  
- ACCIDENT  
- ARREST  
- 11-24  
- O.R.  
- RECOVERY  
- OTHER

- **NO WANT**  
- **NO RECORD**  
- **NO WANT NCIC**

- **10-12**  
- **NOT ON FILE**  
- WANTED (ATTACH PRINT OUT)

- **SVS Action**
**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**

### Freeway Box Number/Location

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<td>10-97</td>
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<td>10-29</td>
<td>11-28</td>
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**REQUESTED**

- 10-7/10-97
- 10-8/10-15

**RECEIVED**

- SERVICE DESK
  - 10-7 WITH 10-15

**RETURNED**

- SERVICE DESK
  - 10-8/10-98

**REMARKS/MISC/VEHICLE DESCRIPTION**

- **OPEN BEING TREATED - MINOR**
  - 10-29
  - 11-24
  - 11-27

**OTHER**

- NOT ON FILE
- NOT ON FILE
- NOT ON FILE

**RECEIVED BY**

- SERVICE DESK
  - 10-8/10-98

**COMPLETED BY**

- SERVICE DESK

**LOG NUMBER/MAP INFORMATION**

- 11-41

---

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**

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<td>10-29</td>
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**REQUESTED**

- 10-7/10-97
- 10-8/10-15

**RECEIVED**

- SERVICE DESK
  - 10-7 WITH 10-15

**RETURNED**

- SERVICE DESK
  - 10-8/10-98

**REMARKS/MISC/VEHICLE DESCRIPTION**

- **FAREMALE IN CUSTODY - OTHER**
  - 10-29
  - 11-24
  - 11-27

**OTHER**

- NOT ON FILE
- NOT ON FILE
- NOT ON FILE

**RECEIVED BY**

- SERVICE DESK
  - 10-8/10-98

**COMPLETED BY**

- SERVICE DESK

**LOG NUMBER/MAP INFORMATION**

- 11-41

---

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**

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**REQUESTED**

- 10-7/10-97
- 10-8/10-15

**RECEIVED**

- SERVICE DESK
  - 10-7 WITH 10-15

**RETURNED**

- SERVICE DESK
  - 10-8/10-98

**REMARKS/MISC/VEHICLE DESCRIPTION**

- **FIRE 31 SECURE SCENE**
  - 10-29
  - 11-24
  - 11-27

**OTHER**

- NOT ON FILE
- NOT ON FILE
- NOT ON FILE

**RECEIVED BY**

- SERVICE DESK
  - 10-8/10-98

**COMPLETED BY**

- SERVICE DESK

**LOG NUMBER/MAP INFORMATION**

- 11-41

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**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**

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<td>FIRE</td>
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<td>10-97</td>
<td>UPDATE</td>
<td>10-29</td>
<td>11-28</td>
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</tbody>
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**REQUESTED**

- 10-7/10-97
- 10-8/10-15

**RECEIVED**

- SERVICE DESK
  - 10-7 WITH 10-15

**RETURNED**

- SERVICE DESK
  - 10-8/10-98

**REMARKS/MISC/VEHICLE DESCRIPTION**

- **1950 UNIT 10-97**
  - 10-29
  - 11-24
  - 11-27

**OTHER**

- NOT ON FILE
- NOT ON FILE
- NOT ON FILE

**RECEIVED BY**

- SERVICE DESK
  - 10-8/10-98

**COMPLETED BY**

- SERVICE DESK

**LOG NUMBER/MAP INFORMATION**

- 11-41

---

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-81) OPI 073**

**RBF 1162A**

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<tr>
<td>10-97</td>
<td>UPDATE</td>
<td>10-29</td>
<td>11-28</td>
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**REQUESTED**

- 10-7/10-97
- 10-8/10-15

**RECEIVED**

- SERVICE DESK
  - 10-7 WITH 10-15

**RETURNED**

- SERVICE DESK
  - 10-8/10-98

**REMARKS/MISC/VEHICLE DESCRIPTION**

- **1950そうでんも**
  - 10-29
  - 11-24
  - 11-27

**OTHER**

- NOT ON FILE
- NOT ON FILE
- NOT ON FILE

**RECEIVED BY**

- SERVICE DESK
  - 10-8/10-98

**COMPLETED BY**

- SERVICE DESK

**LOG NUMBER/MAP INFORMATION**

- 11-41

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<td>Code 3</td>
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<tr>
<td>10-29</td>
<td>11-28</td>
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</table>

**Give Reason Below**

REQUESTED/10-7/10-97
(10-0 WITH 10-15)

RECEIVED - SERVICE DESK
(10-7 WITH 10-15)

RETURNED - SERVICE DESK
(10-0/10-98/RETURNED)

**Date** 8 Dec 66 21 59
8 Dec 66 22 21

**MECH** ☐ GAS ☐ ACCIDENT ☐ ARREST ☐ 11-24 ☐ O.R. ☐ RECOVERY ☐ OTHER

**Remarks/ Misc/ Vehicle Description**

Advise O/C Chief + N3 + will give them update later.

Check condition of car - then go by wife's house - do not call.

**Date** 8 Dec 66 22 00

**Area/Date/Unit**

**HSO**
<table>
<thead>
<tr>
<th>Freeway Box Number/Location</th>
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<tbody>
<tr>
<td>11-85 A AA NAC BRIDGE</td>
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<tr>
<td>Freeway Box Number/Location</td>
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<tr>
<td>11-85 A AA NAC BRIDGE</td>
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<tr>
<td>11-85 A AA NAC BRIDGE</td>
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**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

**CHP 141 (Rev. 12-01) 09/073**

**RECEIVED BY**

**COMPLETED BY**

**LOG NUMBER/MAP INFORMATION**

**FREEWAY BOX NUMBER/LOCATION**

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<td>Freeway Box Number/Location</td>
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**Field Service Request**

**Department of California Highway Patrol**

**Field Service Request**

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*Give Reason Below*

Requested/10-7/10-97
(10-8 with 10-15)

Received - Service Desk
(10-7 with 10-15)

Returned - Service Desk

10-6/10-98/RETURNED

Dec 22 2006

Cancel code 3
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OR 073

RECEIVED BY: [Redacted]
COMPLETED BY: [Redacted]
LOG NUMBER/MAP INFORMATION: [Redacted]
OVER:

11-85  AAA  NAC  BRIDGE  HIGHWAYS  11-41  FIRE  OTHER

*GIVE REASON BELOW
STATE  CO.  CITY
REQUESTED 10-7/10-97 (10-8 WITH 10-15)
RECEIVED - SERVICE DESK (10-7 WITH 10-15)
RETURNED - SERVICE DESK

REMARKS/MISC/VEHICLE DESCRIPTION
NO MECH  NO GAS  NO ACCIDENT  NO ARREST  NO 11-24  NO O.R.  NO RECOVERY  NO OTHER
OTHER
J'LL NOT TRY 105-52
TO NOT TRY 21/5 X

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OR 073

RECEIVED BY: [Redacted]
COMPLETED BY: [Redacted]
LOG NUMBER/MAP INFORMATION: [Redacted]
OVER:

11-85  AAA  NAC  BRIDGE  HIGHWAYS  11-41  FIRE  OTHER

*GIVE REASON BELOW
STATE  CO.  CITY
REQUESTED 10-7/10-97 (10-8 WITH 10-15)
RECEIVED - SERVICE DESK (10-7 WITH 10-15)
RETURNED - SERVICE DESK

REMARKS/MISC/VEHICLE DESCRIPTION
NO MECH  NO GAS  NO ACCIDENT  NO ARREST  NO 11-24  NO O.R.  NO RECOVERY  NO OTHER
OTHER
CONSIDER N-78 OR PREM'SS
WORK TO LIASON W/ HSO
INVEST TEAM

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OR 073

RECEIVED BY: [Redacted]
COMPLETED BY: [Redacted]
LOG NUMBER/MAP INFORMATION: [Redacted]
OVER:

11-85  AAA  NAC  BRIDGE  HIGHWAYS  11-41  FIRE  OTHER

*GIVE REASON BELOW
STATE  CO.  CITY
REQUESTED 10-7/10-97 (10-8 WITH 10-15)
RECEIVED - SERVICE DESK (10-7 WITH 10-15)
RETURNED - SERVICE DESK

REMARKS/MISC/VEHICLE DESCRIPTION
NO MECH  NO GAS  NO ACCIDENT  NO ARREST  NO 11-24  NO O.R.  NO RECOVERY  NO OTHER
OTHER

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OR 073

RECEIVED BY: [Redacted]
COMPLETED BY: [Redacted]
LOG NUMBER/MAP INFORMATION: [Redacted]
OVER:

11-85  AAA  NAC  BRIDGE  HIGHWAYS  11-41  FIRE  OTHER

*GIVE REASON BELOW
STATE  CO.  CITY
REQUESTED 10-7/10-97 (10-8 WITH 10-15)
RECEIVED - SERVICE DESK (10-7 WITH 10-15)
RETURNED - SERVICE DESK

REMARKS/MISC/VEHICLE DESCRIPTION
NO MECH  NO GAS  NO ACCIDENT  NO ARREST  NO 11-24  NO O.R.  NO RECOVERY  NO OTHER
OTHER

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OR 073

RECEIVED BY: [Redacted]
COMPLETED BY: [Redacted]
LOG NUMBER/MAP INFORMATION: [Redacted]
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**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

CHP 141 (Rev. 12-81) OPI 073

RBF 1162A

### FIRE CODE

- Code 2
- Code 3

### HIGHWAY BOX NUMBER/LOCATION

#### AREA/BATT/UNIT

105-L

#### HIGHWAY BOX NUMBER/LOCATION

11-85 AAA | NAC BRIDGE | HIGHWAYS | 11-41 FIRE | OTHER |
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### REMARKS/MISC/VEHICLE DESCRIPTION

- NO WANT | NO RECORD | NO WANT NCIC |
- 10-12 | NOT ON FILE | WANTED (ATTACH PRINT OUT) |

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

CHP 141 (Rev. 12-81) OPI 073

RBF 1162A

### HIGHWAY BOX NUMBER/LOCATION

11-85 AAA | NAC BRIDGE | HIGHWAYS | 11-41 FIRE | OTHER |
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**DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

**FIELD SERVICE REQUEST**

CHP 141 (Rev. 12-81) OPI 073

RBF 1162A
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**Remarks/Misc/Vehicle Description**

- Crash, check list, weapons manual
- Vehicular involvement

**Field Service Request**

- Department of California Highway Patrol
- Field Service Request
- Chp 141 (Rev. 12-01) OPI O73

**Log Number/Map Information**

- RBF 1162A

**Area/Beat/Unit**

- COF

**Scene**

- Sub 5th

**Following SO Unit**

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**DEPARTMENT OF CALIFORNIA HIGHWAY PATROl**

**FIELD SERVICE REQUEST**

CHP 141 (Rev. 12-81) OPI 073

**REMARKS/MISC/VEHICLE DESCRIPTION**

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**Whish manual for trauma checklist?**

50 has called out mation. I'll be at hosp to assist 52.

**DEPARTMENT OF CALIFORNIA HIGHWAY PATROl**

**FIELD SERVICE REQUEST**

CHP 141 (Rev. 12-81) OPI 073

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**Area/Beat/Unit**

**105-16**

**105-51 @ scene as manager**

**GET TIMES TOGETHER.**
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**Date and Time**

- 8 Dec 86 - 23 49

**Mech**

- 10-39 had not been called out—now responding fru

**ETA for N78**

**Department of California Highway Patrol**

**Field Service Request**

CHP 141 (Rev. 12-81) 09-073
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| 9 Dec 86 01 49 |

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REMARKS/MISC/VEHICLE DESCRIPTION

GOING TO RELIEVE

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

LOG NUMBER/MAP INFORMATION

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DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

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REMARKS/MISC/VEHICLE DESCRIPTION

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DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST
CHP 141 (Rev. 12-81) OPI 073

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**Give Reason Below**

**Requested/10-7/10-97**

**Received - Service Desk**

**Returned - Service Desk**

**10-8/10-98/Returned**

**9 Dec 02 57**

**Sketch of Scene**

**Make it to scale if possible**

**Department of California Highway Patrol**

**Field Service Request**

**CHP 141 (Rev. 12-81) OP 073**

**RBF 1162A**

---

**Area/Beat/Unit**

10-31

**Remark/Misc/Vehicle Description**

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL

FIELD SERVICE REQUEST

CHP 141 (Rev. 12-81) OP 073

RBF 1162A

**Log Number/Map Information**

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REMARKS/MISC/VEHICLE DESCRIPTION:

Will pick up sketch later this afternoon.

DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
FIELD SERVICE REQUEST

CHP (Rev. 12-81) ON 1079

RSF 1162A
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<th>Time</th>
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<td>Stickels, #4621' 10-97</td>
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<td>2215</td>
<td>pronounced deceased 10-97</td>
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<td>2246</td>
<td>Ambulance enroute to hospital, Officer Figas accompanied 10-97</td>
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<td>2244</td>
<td>Deputy Kindred 10-97</td>
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<td>2247</td>
<td>S2 advised from hospital Officer Shoffner lucid with contusion to lower right abdomen 10-97</td>
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<td>2257</td>
<td>S/0 Lt. Decarli and Deputy Gatto 10-97</td>
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<td>2300</td>
<td>Crime scene coned off and taped 10-97</td>
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<td>2312</td>
<td>Lt. Loftus returned from making phone calls at Myers Flat 10-97</td>
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<td>Officer Sublett and Deputy Kindred transported female to S/0 Sub Station 10-97</td>
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<td>Detective Hill - Vulich 10-97</td>
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<td>2344</td>
<td>Vulich entered scene to cover body 10-98</td>
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<td>Vulich exits scene 10-98</td>
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<td>District Attorney Investigators Gary Bates-Barry Brown 10-97</td>
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<td>2356</td>
<td>Vulich enters scene to secure blanket with cones 10-97</td>
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12-12-86 - Approx. 1445 hrs.

[Blank space]

was contacted at her residence at the furthest West end of County Road [Blank space]. Detectives Coleman and Farrington placed her under arrest for 32 P.C. on probable cause without incident.

Transported and booked at the Yolo County Main Jail.
**CRIME REPORT**

**SHERIFF'S DEPARTMENT, YOLO COUNTY, Woodland, California — 5700**

<table>
<thead>
<tr>
<th>32. CODE</th>
<th>33. CRIME</th>
<th>4. CLASSIFICATION</th>
<th>5. REPORT AREA</th>
</tr>
</thead>
<tbody>
<tr>
<td>8-9 DECEMBER 86</td>
<td>11 DECEMBER 86</td>
<td>HARBORING &amp; AIDING A FELON</td>
<td>RED</td>
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</table>

<table>
<thead>
<tr>
<th>STATE OF CALIFORNIA</th>
</tr>
</thead>
<tbody>
<tr>
<td>RANCH/YOLO COUNTY - HUMBoldt COUNTY</td>
</tr>
</tbody>
</table>

<table>
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<table>
<thead>
<tr>
<th>16. BUSINESS ADDRESS (SCHOOL IF JUVENILE)</th>
</tr>
</thead>
<tbody>
<tr>
<td>RANCH/YOLO COUNTY - HUMBoldt COUNTY</td>
</tr>
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</table>

MODUS OPERANDI (SEE INSTRUCTIONS)

RANCH IN RURAL AREA OF THE COUNTY

HARBORED AND AIDED A KNOWN FELON

DETAILED DESCRIPTION OF OFFENSE:

TO CONCEAL FELON TO AVOID AND ESCAPE ARREST.

ESTIMATED LOSS VALUE AND/OR EXTENT OF INJURIES — MINOR, MAJOR

N/A

WHAT DID    - NOTE PECULIARITIES

ADMITTED AIDING FELON

ACTIVITY JUST PRIOR TO AND/OR DURING OFFENSE

N/A

TRADEMARK - OTHER DISTINCTIVE ACTION OF

VEHICLE USED - LICENSE NO. - ID NO. - YEAR - MAKE - MODEL - COLORS (OTHER IDENTIFYING CHARACTERISTICS)

FORD PINTO

REPORTING OFFICERS

COLEMAN, H

NO. 111

FURTHER ACTION

DATE & TIME

REVIEWED

DATE SENT

OTHER COPIES

AKA:

RENT THE MAIN HOUSE ONLY AT THE RANCH.
3 DEC 86


3 DEC 86 1430 HOURS.


WE CALMED [REDACTED] DOWN AND TOLD HER THAT WE DIDN'T WANT ANYONE HURT AND IF [REDACTED] WOULD GIVE HIMSELF UP, WE WOULD COME TO THE RANCH AND GET HIM OURSELVES. [REDACTED] STATED SHE JUST DIDN'T WANT HIM HURT AS THEY WERE VERY FOND OF HIM.

0930 HOURS 11 DEC 86

12 DEC 86 1230 HOURS

I RECEIVED INFORMATION THAT FRANK VUICH, HUMBOLDT COUNTY SHERIFF'S DEPARTMENT, HAD CALLED AND HE ADVISED THAT [REDACTED] WAS NO LONGER AT THE GARBERVILLE RESIDENCE IN HUMBOLDT COUNTY WHO WAS AT HER RESIDENCE IN WINTERS.

I CALLED YOLO COUNTY DISTRICT ATTORNEY DAVID HENDERSON TO ASK ABOUT THE REQUESTED WARRANT ON [REDACTED] FOR VIOLATION OF SECTION 32 OF THE CALIFORNIA PENAL CODE. MR. HENDERSON ADVISED ME THAT IF [REDACTED] IS AT THE RESIDENCE, ARREST HER FOR 32 PC, ACCESSORY, ON PROBABLE CAUSE.

1430 HOURS.

DETECTIVE PENNY FARRINGTON CONTACTED [REDACTED] BY TELEPHONE. SHE AGREED TO MEET WITH DETECTIVE HARVEY COLEMAN AND FARRINGTON AT THE FRONT GATE OF THE [REDACTED] RANCH ON [REDACTED].

1445 HOURS.

DETECTIVES COLEMAN AND FARRINGTON MET [REDACTED] AT THE MAIN GATE OF THE [REDACTED] RANCH, WHERE SHE WAS ADVISED SHE WAS BEING PLACED UNDER ARREST FOR HARBORING A FUGITIVE AND BE SERVED A SEARCH WARRANT ON HER RESIDENCE.

[REDACTED] WAS VERY COOPERATIVE AND STATED SHE HAD A TYPED STATEMENT IF WE WANTED IT BUT SHE WANTED A COPY OF IT.


1500 HOURS.

THE SEARCH WARRANT WAS SERVED ON [REDACTED] AND A SEARCH WAS MADE OF THE RESIDENCE ON THE [REDACTED] RANCH. OFFICERS DOING THE SEARCH WERE DETECTIVE HARVEY COLEMAN, YOLO COUNTY SHERIFF'S DEPARTMENT; DETECTIVE MIKE CORKERY, UNIVERSITY OF CALIFORNIA & DAVIS POLICE DEPARTMENT (UCD); DETECTIVE BETH DEFFNER, UNIVERSITY OF CALIFORNIA & DAVIS POLICE DEPARTMENT (UCD); DETECTIVE ED EICHLER, WOODLAND POLICE DEPARTMENT.

SEIZED IN THE SEARCH WERE LITERATURE AND LETTERS REGARDING THE COMMITTEE OF THE AMERICAN STATES AND SIMILAR ORGANIZATIONS; PAPERS.

Reporting Officers

<table>
<thead>
<tr>
<th>COLEMAN, H.</th>
<th>No. 111</th>
<th>No.</th>
<th>Typed by</th>
<th>Date &amp; Time</th>
</tr>
</thead>
</table>

Date Sent

Other Copies To:

Reviewed By

Date
INCLUDING A TELEPHONE BILL IDENTIFYING THE [REDACTED] AS IN CONTROL OF THE RESIDENCE SEARCHED; TAPES FROM THE LEADERS OF THE COMMITTEE OF AMERICAN STATES.

December 11, 1986

Wednesday, A.M. Harvey Coleman called me. He said, "We've got a guy here named [redacted]. Do you know anyone by that name?"

I said, "No."

Harvey said, "He gives his address as [redacted]. Winters." That's my address, I said, but I don't know any [redacted].

Now I started to worry. Was it our [redacted] in trouble?

Later, Harvey called again to ask if I knew a [redacted]. "I know a [redacted], I said, 'I'm not sure of his last name.' (I really didn't think he gave any real name.)"

Afternoon: Harvey Coleman and "Penney" came to my house. He said he thought the man I knew was the same one he was looking for.

Now I knew they didn't have him.

Harvey and Fenny went and questioned my husband [redacted] where I had told them he could be found.

Thursday, A.M. Harvey called. said I didn't have to come in and identify the picture. They had a positive I.D.

I asked him for [redacted] address and phone number. I had destroyed them when I thought having them might hurt [redacted].

Now I wanted it back. I had begun to worry it really was [redacted]. I wanted to find him before "they" did. But Harvey said he didn't have it. I told Harvey I wanted to go there and nose around a bit. Harvey thought Fairfield or Vacaville police might have it.

Later, [redacted] called. I had only met her once. She was my ex-wife. We met and decided to go get [redacted] things for him. Someday, he might need them. [redacted] called [redacted] roommate. He was moving. We had to come tonight. He gave [redacted] directions. I followed her down.

We walked in on two Fairfield cops at around 12 or 1 in the morning. They questioned her, but wouldn't let us have much of any stuff. While [redacted] and one cop were in [redacted] room, I heard the other cop tell [redacted] roommate that this case was escalating. "Big government" was coming in. I was frightened for [redacted].

I heard the roommate say he thought [redacted] was at Winters. Then I was frightened for everyone at home.

Friday, a.m. I told [redacted] I was afraid for the kids. I figured they would firestorm the house. I took four of the [redacted] kids up to my sister [redacted] house. I kept [redacted] here because she could help with grandma. I came back very late.
Sabbath  I felt sick all day.  [redacted] called she was worried about me. She could come help with Grandma and the chores and give support. I could buy that. She said she would try to come the next day.

Sunday  Still nothing. No word from [redacted] No word from the cops. Maybe he was safe somewhere out of state. Some of the nervous tension eased. I felt better.

evening  [redacted] came. She had had car trouble and borrowed Aunt [redacted] car. I was missing the kids and wanted to go see them. [redacted] could help here, so I thought I would go up to see my little ones. [redacted] wanted to get Aunt [redacted] car back to her anyway. I loaded up, as nearly as I can remember, my suitcase with my Bible in it, my sleeping bag, and a box with my heels in it, and my sweater. I also had my purse. I was wearing my cooper tire coat. I kissed everyone goodbye and left. It was dark after dark.

I stopped to open the gate down our driveway. [redacted] hopped over the fence and got in the car. He didn't talk, just motioned me to get in. I was glad to see him. I told him he was wanted by the police. He said he knew that. He had already seen the papers. He said we should keep driving. We had plenty of gas. He pointed which way to go. We got on I-5, and headed north.

I told him they were going to kill him if they ever hunted him down. He should turn himself in. He said he knew that, but he wanted to get out-of-state. We drove and talked, drove and talked. Until I became tired. I told him he would have to drive, but he said if he did, and we got stopped, it was "all over" because he didn't have any identification. He said that cops don't ask for the identification of the passengers.

He said, pull over here, so we stopped at a motel. He unloaded all except my suitcase and my purse which I took in. I used the bathroom and dressed for bed. He took a shower. I don't know when he went to his bed. I was asleep.

Monday  He was up in the morning when I got up. It was then I learned he had a rifle. I had to move it to get to my bag. I took a shower. When I came out, He said everything was loaded. He said we needed to leave. We drove for a while. I don't know how long. It was foggy. I was lost, but thought we were still going north. We wound up in Redding. We ate breakfast at a restaurant. While there, I asked where we were going. My family would worry. We had another talk about the wisdom of his carrying on. I did not want him dead.

He said he was worried about me. I agreed. I was the mother of five kids whom he and I both loved. He agreed to no shoot outs while I was in the car. I thought he was wavering towards turning himself in. He bought two roadmaps. One of Oregon/Washington, one of Calif. I pointed out that we could return homeward through 299. Well, He didn't know. He wanted to make some phone calls. We spent the day there. driving here and there.
We went to a Napa supply house and to a Ford parts house because our front turn signals were not working. That's how I know that we did have both headlights. He got the right front turn signal working, but not the left.

We did laundry and shopped. [Redacted] bought a suitcase to put his clothes and his rifle in, but we never did stop to do that. He had his clothes and things in my boot box. He made some phone calls. He couldn't make contact with anyone he wanted. I said we should find a way to get him safe, then turn himself in somehow, so that the cops don't shoot him. I know they always shoot survivalists and tax protestors if they hunt them down. They never take them alive. He said, well, we could leave on 299 instead of I-5 as he had intended, and formulate a plan.

When we got to 101, I knew the area. We stopped and ate dinner at Deb's. I tried to call home, but the lines were busy. I really didn't know what I could say anyway, so that was O.K.

[Redacted] was letting down his guard, relaxing. He joked with the waitress. We started south on 101. It was too risky to involve anyone else, so he thought should drive to Ukiah. He went to sleep just past Fortuna. He was tired. A car came up behind me. It had bright lights. I slowed way down to let it pass. It wouldn't go by. I just started to wake [Redacted] up. When the red light came on. The cop didn't come up to my side as they usually do. He went around to [Redacted] side. [Redacted] rolled down the window. The cop said, "Ma'am, the reason I stopped you is that you have a headlight out. Do you have a license?"

I said, "Yes, I do. Just a moment," and started looking for it.

Then the cop said, "Where are you folks coming from?"

Then I heard him say, "Sir, do you have a gun?"

[Redacted] said, "Yes."

Then the cop yelled with an excited voice, "He has a gun!!"

I assume the cop was drawing his piece at that time. Shots were almost simultaneous. I couldn't tell for sure who fired first. They were right together. Then [Redacted] was lying on his back on the ground outside the open door. Silence for a second, then another burst of gunfire. A cop started yelling from the bushes, "I'm at a good vantage point here." Are you hurt?"

I yelled, [Redacted] get in the car, they're going to kill you!"

I unbuckled my seatbelt and started to reach for him.

The cops said, "Driver, get back in the car, or we'll shoot you!"

[Redacted] turned to fire his weapon at the man who yelled that. That brought another rapid burst of gunfire from the cops. [Redacted] was obviously gravely wounded and was weakening. Silence again.
Cops were yelling back and forth. Now [redacted] just lay still. It looked to me like he was dying. The cop in the bushes said, "I can still see some breath. He's not dead!"

I yelled, [redacted] put the gun down, They're going to kill you." [redacted] head came up. He aimed at the man in the bushes. It looked like he pulled the trigger, but his gun must have been empty. It didn't fire. The cops shot again. They said, "Put the gun down, or we'll shoot you in the head. I said, [redacted] put your gun down, please. Get in the car, we'll make a run for it. He kicked the door shut saying, "I can't see!"

He tried to fire his empty gun again. Then I think both cops shot again. I never saw [redacted] move again. Then the one in the bushes yelled, "Driver, get out of the car!"

I put my hands up as high as I could, and opened the door. They said, come to the front of the car. Don't try anything." I moved to the front of the car with my hands up, but hesitated. I was afraid to go into the headlights. They said, "I have a gun pointed straight at your head. If you so much as move, I'll blow you away."

To me this seemed to be saying that they would kill me too, if I panicked and ran even though they knew I had nothing to do with the shooting. They had me lay down in the dirt, face down with my hands spread out. I could see steam coming from [redacted] chest. I said, [redacted] The cop said, "I have a gun pointed straight at your head. If you so much as move, I'll blow you away."

The cop in the brush yelled to the other cop, "Make sure he's dead before we get her."

A cop came up and stepped on [redacted] arm, leaned down and said, [redacted] have a 44 here. Not once did anyone try to revive [redacted] They are not doctors.

Reinforcements came. Ambulance was called for the cop. NOT FOR
**YOLO COUNTY SHERIFF'S DEPARTMENT**

**PROPERTY EVIDENCE RECEIPT/REPORT**

- **Report Number:** 86-5647

- **State of Calif.**

- **Address:** [Redacted]

- **City, State:** Winters, CA.

- **Telephone Number:** [Redacted]

**Special Instructions:**

- [ ] Release
- [ ] Hold
- [ ] Destroy
- [ ] Analysis
- [ ] None

**Authority and Section:** 32 P.C.

**Connect Up Reports:**

**Item No's** | **Quantity** | **Name of Item (Describe - Serial No., Size, Color, Markings, Etc.)** | **Where and How Was Property Recovered:** | **Value of Property**
--- | --- | --- | --- | ---

---

**Recovered Stolen Property - Type and Value**

- 01 Currency, Notes, Etc.
- 02 Jewelry and Precious Metals
- 03 Clothing and Furs
- 04 Office Equipment
- 05 TV's, Radios, Stereo, etc.
- 06 Firearms
- 07 Household Goods
- 08 Consumable Goods
- 09 Livestock
- 10 Miscellaneous

<table>
<thead>
<tr>
<th><strong>Type</strong></th>
<th><strong>Value</strong></th>
</tr>
</thead>
<tbody>
<tr>
<td>01 Currency, Notes, Etc.</td>
<td>$</td>
</tr>
<tr>
<td>02 Jewelry and Precious Metals</td>
<td>$</td>
</tr>
<tr>
<td>03 Clothing and Furs</td>
<td>$</td>
</tr>
<tr>
<td>04 Office Equipment</td>
<td>$</td>
</tr>
<tr>
<td>05 TV's, Radios, Stereo, etc.</td>
<td>$</td>
</tr>
<tr>
<td>06 Firearms</td>
<td>$</td>
</tr>
<tr>
<td>07 Household Goods</td>
<td>$</td>
</tr>
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<td>08 Consumable Goods</td>
<td>$</td>
</tr>
<tr>
<td>09 Livestock</td>
<td>$</td>
</tr>
<tr>
<td>10 Miscellaneous</td>
<td>$</td>
</tr>
</tbody>
</table>

I HAVE READ THE REVERSE OF THIS RECEIPT AND ELECT TO [ ] WAIVE  [ ] EXERCISE MY RIGHT TO A PROPERTY HEARING.

**Signature of Person Releasing Property**

[Signature]

**Signature of Officer Taking Property**

[Signature]

**Signature of Supervisor**

[Signature]

(S.D. 8-79 F-213)
# Yolo County Sheriff's Department

## Property Evidence Receipt/Report

**Report Number**: 86-5647

### State of Calif.

**Property Taken From (Name)**: [Redacted]

**Residence**: Winters, CA

**Name of Business: If Applicable**: [Redacted]

**Address**: [Redacted]

**Telephone Number**: [Redacted]

**Authority and Section**: 32 RC

### Special Instructions:

- [x] RELEASE
- [ ] HOLD
- [ ] DESTROY
- [ ] ANALYSIS
- [ ] NONE

### Recovered Stolen Property - Type and Value

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Quantity</th>
<th>Name of Item (Describe - Serial No., Size, Color, Markings, Etc.)</th>
<th>Where and How Was Property Recovered</th>
<th>Value of Property</th>
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</thead>
<tbody>
<tr>
<td>2</td>
<td></td>
<td>Literature and Papers removed from the Chico Cupboard</td>
<td>By Dr. Ruth Dreicer</td>
<td></td>
</tr>
<tr>
<td>a</td>
<td>1</td>
<td>Book: There Was A Man, The Saga of Gordon Kahl</td>
<td></td>
<td></td>
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<tr>
<td>b</td>
<td>1</td>
<td>Book: Syndrome of Control, by Lindsey Williams</td>
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<tr>
<td>c</td>
<td>1</td>
<td>Book: Death of a Patriot, the Martyrdom of Gordon Kahl</td>
<td></td>
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<tr>
<td>d</td>
<td>2</td>
<td>Tapes: Prelude to a Gibson Victory Part 1 &amp; 2, by Pete值</td>
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<td></td>
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<td>e</td>
<td>1</td>
<td>Mailer: To... - Constitutional Revival</td>
<td></td>
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<td>f</td>
<td>1</td>
<td>Mailer: To... - Populist Party</td>
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<td>g</td>
<td>1</td>
<td>Mailer: To... - Committee of the States in Current Decade</td>
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<tr>
<td>h</td>
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<td>Mailer: To... - Christian Sons of Israel</td>
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**Recovered Stolen Property - Type and Value**

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Type of Property</th>
<th>Value</th>
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<tbody>
<tr>
<td>01</td>
<td>Currency, Notes, Etc.</td>
<td>$</td>
</tr>
<tr>
<td>02</td>
<td>Jewelry and Precious Metals</td>
<td>$</td>
</tr>
<tr>
<td>03</td>
<td>Clothing and Furs</td>
<td>$</td>
</tr>
<tr>
<td>04</td>
<td>Office Equipment</td>
<td>$</td>
</tr>
<tr>
<td>05</td>
<td>TVs, Radios, Stereos, etc.</td>
<td>$</td>
</tr>
<tr>
<td>06</td>
<td>Firearms</td>
<td>$</td>
</tr>
<tr>
<td>07</td>
<td>Household Goods</td>
<td>$</td>
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<tr>
<td>08</td>
<td>Consumable Goods</td>
<td>$</td>
</tr>
<tr>
<td>09</td>
<td>Livestock</td>
<td>$</td>
</tr>
<tr>
<td>10</td>
<td>Miscellaneous</td>
<td>$</td>
</tr>
</tbody>
</table>

I have read the reverse of this receipt and elect to [ ] WAIVE [ ] EXERCISE MY RIGHT TO A PROPERTY HEARING.

**Signature of Person Releasing Property**

**Signature of Officer Taking Property**: Coleman

**Badge No.**: III

**Date**: [Redacted]

**Signature of Supervisor**: [Redacted]

[Complete Reverse Side of Copies 2 and 3 When Booking Property]
**YOLO COUNTY SHERIFF'S DEPARTMENT**

**PROPERTY EVIDENCE RECEIPT/REPORT**

- **REPORT NUMBER**: 85-5647
- **NAME OF VICTIM**: State of Calif.
- **PROPERTY TAKEN FROM (NAME)**: Residence
- **ADDRESS**: Winter CA
- **WARRANT NO.**: 2-15649

**SPECIAL INSTRUCTIONS:**
- Release
- Hold
- Destroy
- Analysis
- None

**AUTHORITY AND SECTION**: 32 P.C.

**CONNECT UP REPORTS**

<table>
<thead>
<tr>
<th>ITEM</th>
<th>QUANTITY</th>
<th>NAME OF ITEM (DESCRIBE - SERIAL NO., SIZE, COLOR, MARKINGS, ETC.)</th>
<th>WHERE AND HOW WAS PROPERTY RECOVERED?</th>
<th>VALUE OF PROPERTY</th>
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<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>Bag-literature, tape, phone bill, taken from cabinet</td>
<td>Left in dining area by Dr. Harvey Coleman</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>Telephone bill for [redacted]</td>
<td>For Nov.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>1</td>
<td>Literature mailer to [redacted]</td>
<td>From the Patriot</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2</td>
<td>Tapes, 1995</td>
<td>Anniversary</td>
<td></td>
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<tr>
<td></td>
<td>12</td>
<td>Tapes, Ministry of Christ Church</td>
<td></td>
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</table>

**RECOVERED STOLEN PROPERTY - TYPE AND VALUE**

<table>
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<tr>
<th>TYPE</th>
<th>AMOUNT</th>
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<tbody>
<tr>
<td>01 Currency, Notes, Etc.</td>
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<tr>
<td>02 Jewelry and Precious Metals</td>
<td>$</td>
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<tr>
<td>03 Clothing and Furs</td>
<td>$</td>
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<td>04 Office Equipment</td>
<td>$</td>
</tr>
<tr>
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<td>$</td>
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<td>06 Firearms</td>
<td>$</td>
</tr>
<tr>
<td>07 Household Goods</td>
<td>$</td>
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<td>09 Livestock</td>
<td>$</td>
</tr>
<tr>
<td>10 Miscellaneous</td>
<td>$</td>
</tr>
</tbody>
</table>

I HAVE READ THE REVERSE OF THIS RECEIPT AND ELECT TO □ WAIVE □ EXERCISE MY RIGHT TO A PROPERTY HEARING.

**SIGNATURE OF PERSON releASING PROPERTY**

**SIGNATURE OF OFFICER TAKING PROPERTY**: Coleman

**BADGE NO.**: 111

**DATE**: 11/11/11

**SIGNATURE OF SUPERVISOR**

**COMPLETE REVERSE SIDE OF COPIES 2 AND 3 WHEN BOOKING PROPERTY**
**YOLO COUNTY SHERIFF'S DEPARTMENT**

**PROPERTY EVIDENCE RECEIPT/REPORT**

- **SEIZED BY SEARCH WARRANT NO.:** 2-15649
- **REPORT NUMBER:** 86-5647

<table>
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<tr>
<th>ITEM NO.</th>
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<th>NAME OF ITEM (DESCRIBE - SERIAL NO., SIZE, COLOR, MARKINGS, ETC.) WHERE AND HOW WAS PROPERTY RECOVERED?</th>
</tr>
</thead>
<tbody>
<tr>
<td>a</td>
<td>1</td>
<td>Book, U.S. Navy SEAL Combat Manual (Restricted)</td>
</tr>
<tr>
<td>b</td>
<td>1</td>
<td>Official Running Dinner Target</td>
</tr>
<tr>
<td>c</td>
<td>2</td>
<td>Markers, to [redacted] from Ministry of Christ Church</td>
</tr>
</tbody>
</table>

**RECOVERED STOLEN PROPERTY - TYPE AND VALUE**

- 01 Currency, Notes, Etc. $________ 06 Firearms $________
- 02 Jewelry and Precious Metals $________ 07 Household Goods $________
- 03 Clothing and Furs $________ 08 Consumable Goods $________
- 04 Office Equipment $________ 09 Livestock $________
- 05 TV's, Radios, Stereos, etc. $________ 10 Miscellaneous $________

I HAVE READ THE REVERSE OF THIS RECEIPT AND ELECT TO [ ] WAIVE [ ] EXERCISE MY RIGHT TO A PROPERTY HEARING.

**SIGNATURE OF PERSON RELEASING PROPERTY**

**SIGNATURE OF OFFICER TAKING PROPERTY**

**BADGE NO.** 2311  **DATE** 11/11

**SIGNATURE OF SUPERVISOR**

[Signature]
### YOLO COUNTY SHERIFF'S DEPARTMENT

**PROPERTY EVIDENCE RECEIPT/REPORT**

- **REPORT NUMBER**: 86-5647
- **STATE**: Calif.
- **ADDRESS**: Winters, CA

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<th>QUANTITY</th>
<th>NAME OF ITEM (DESCRIBE - SERIAL NO., SIZE, COLOR, MARKINGS, ETC.)</th>
<th>WHERE AND HOW WAS PROPERTY RECOVERED:</th>
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<td>Minutes of Meeting of Identity of America Ministries,</td>
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<td>9</td>
<td>1</td>
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<td>Glass holder 8 1/2 law seminar</td>
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### RECOVERED STOLEN PROPERTY - TYPE AND VALUE

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<tr>
<td>Jewelry and Precious Metals</td>
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<tr>
<td>Clothing and Furs</td>
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<tr>
<td>Office Equipment</td>
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<td>TV's, Radios, Stereos, etc.</td>
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<tr>
<td>Firearms</td>
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<tr>
<td>Household Goods</td>
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<tr>
<td>Consumable Goods</td>
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<tr>
<td>Livestock</td>
<td>$</td>
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<tr>
<td>Miscellaneous</td>
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I HAVE READ THE REVERSE OF THIS RECEIPT AND ELECT TO ☐ WAIVE ☐ EXERCISE MY RIGHT TO A PROPERTY HEARING.

**SIGNATURE OF PERSON RELEASING PROPERTY**

**SIGNATURE OF OFFICER TAKING PROPERTY**

**BADGE NO.**

**DATE**

**SIGNATURE OF SUPERVISOR**

**COMPLETE REVERSE SIDE OF COPIES 2 AND 3 WHEN BOOKING PROPERTY.
**YOLO COUNTY SHERIFF'S DEPARTMENT**

**PROPERTY EVIDENCE RECEIPT/REPORT**

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<thead>
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<td>Items Martin Shea Abortion Murder</td>
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**SIGNATURE OF PERSON RELEASING PROPERTY**

**SIGNATURE OF OFFICER TAKING PROPERTY**

(S.D. 8-79 F-213)
I was notified by the Humboldt County Sheriff’s Dispatcher to respond to the scene of a shooting approximately two miles south of Weott. I was advised that a California Highway Patrol Officer had been shot and the [redacted] had been killed by return fire.

Enroute at approximately 2335 hours I was advised by dispatch to cancel and return to Eureka. The detectives at the scene would wait till morning to process the scene and remove the body.

12/9/86, 0900 hours Coroner SIPMA and I proceeded to the scene arriving at 0950 hours. Preliminary investigation indicates that two California Highway Patrol Officers in the same vehicle, north bound on freeway, saw a south bound vehicle without lights. They turned around and stopped the vehicle. As the officer was talking to the driver, (female) the male passenger jumped out of the vehicle in a crouched position and started shooting hitting one of the Officers who was wearing a bullet proof vest. A gun battle ensued resulting in the death of the [redacted].

Upon completion of scene investigation and photos, [redacted] was undressed at the scene by SCOTT and [redacted]. Humboldt County Identification and Department of Justice. All clothing except for shorts were taken by them. All other personal property was also retained by them. Coroner SIPMA and I then placed the body in a removal pouch and transported to the General Hospital in Eureka.
Page 2:

1230 hours, 10 x-rays were taken at General Hospital. X-ray Technician, [redacted] returned to Coroner’s Office where Coroner SIPMA drew vitreous humor from the left eye and blood and urine. (One hour later Asst. Coroner MOORE drew vitreous from the right eye) [redacted] placed in refrigeration pending autopsy and identification. At this point in time [redacted] remains a John "DOE".

12/10/86, 0900 hours. Detective Frank VOLICH and Identification Technician Joe SCOTT photographed the [redacted].

0930 hours, an autopsy was conducted by [redacted] pathologist. For the results of this autopsy see Necropsy Protocol.

1245 hours, autopsy completed. Body embalmed by Deputy Coroner FOSTER. Body will be held pending identification and notification of next of kin.

1620 hours I was notified by the Humboldt County Sheriff's Office that positive Identification had been made by Identification Technician Joe SCOTT by photos and fingerprints furnished by the Davis Police Department.

I talked with Davis Police Officer Ed Eichler who advised that [redacted] had been in Yolo County Jail, his number 107917.

I contacted Yolo County Jail and learned from their records the name and address and phone number of next of kin.

1630 hours I contacted [redacted] father, by phone and advised him of the death of his son. I explained the circumstances and how he died.

12/11/86 I talked to brother of [redacted] who stated they would take care of all funeral arrangements. Body subsequently released to Pierce Mortuary for cremation.

For further information see autopsy protocol, Humboldt County Sheriff's Report and California Highway Patrol Report.

Note: Twice during the investigation I talked with a [redacted]. At no time did she help with the identification of the [redacted] although I felt she could have if she had wanted to.

No further action pending at this time.
EXTERNAL EXAMINATION

The unembalmed body is that of a well developed well nourished male having a body length of 71 inches and a body weight of about 170 lbs. There is no edema or jaundice.

The body was received at the coroner's office unclothed and there is blood on the head, body and extremities from multiple gunshot wounds.

On the right side of the head, about 5 cm. from the midline, in the region of the anterior part of the parietal bone there is a stellate gunshot wound of entrance (# 7) that measures 2x2 cm. Brain tissue is present in the wound and in the adjacent hair about the wound. No pigmentation of the wound margins is noted. The hole in the underlying calvarium is round and 1.5 cm. in diameter. The path of the missile is downward, anterior to posterior at about 45 degrees and about 5 degrees medially. The missile forms a 1.5 cm. sinus tract through the right parietal lobe, passing near the mid line in the basal ganglia region, macerates the medial right lobe of the cerebellum, passes just posterior to the brain stem causing some tissue damage and the missile is recovered just to the left of the mid line in the soft tissues posterior to the foramen magnum after passing through the base of the skull here. The missile is a copper jacketed .38 cal. deformed bullet. It is turned over to Joe Scott.

Wound # 6 is a round wound of entrance just below the left clavicle and it measures 1 cm. in diameter with a slight .1 cm. pigmented area about the wound margin. The missile passes downward from anterior to posterior at about 45 degrees and slightly medial. It forms a 1.5 cm. sinus tract through the left upper lobe of the lung, passes through the upper part of the left lower lobe and exits the left chest cavity after fracturing rib 8 about 4 cm. from the body of the vertebrae. About 900 ccs. of free blood is in the left pleural space due to the lung wounds. The deformed copper jacketed .38 cal. missile is recovered in the soft tissues of the left back just below rib # 8 and it is turned over to Joe Scott.

Wound # 5 is a wound of entrance on the right anterior upper abdomen above the level of the umbilicus. It is an elongated tangential wound measuring 3x1 cm. and it forms a 1 cm. tract that follows the subcutaneous tissues of the abdomen downward from right to left at about a 45 degree angle and points anterior slightly. Just to the left of the mid line several cm.
below the umbilicus laying under the hemorrhagic skin (# 4) is a
deformed .38 cal. copper jacketed missile which is turned over to
Joe Scott.

Wound # 3 is an exit wound that is elongated and tangent to
the skin surface measuring 3x1 cm. Wound # 2 is the entrance
wound and it is 1.5x1 cm. having some irregularity to the
margins. This lesion is on the lateral left thigh below the
symphysis pubis and it passes from left to right upward about 40
degrees and about 10 degrees anterior. The missile travels
through muscle and subcutaneous fat missing the bones of the
pelvis and exits at wound # 3.

Wound # 1 is an entrance wound measuring .6 cm. in
diameter and it is located just below the left patella on the
medial side. The missile travels nearly horizontal from anterior
to posterior with about a 40 degree lateral path. The missile
passes medial to the distal end of the femur and is recovered in
the subcutaneous fat behind the knee. A deformed .38 cal. copper
jacketed bullet is turned over to Joe Scott.

The following minor injuries are noted. On the right
anterior mid arm there are three superficial abrasions that are
fresh and range in diameter from .5 to 1 cm. On the right medial
low forearm are about 4 irregular deep and superficial lesions
ranging in size from .4 to 1.5 cm. in greatest dimension. On the
medial posterior low forearm is a .5 superficial and a 1.3 cm.
irregular deep lesion.

The base of the left 5 th. finger on the lateral margin is a
1 cm. deep tear in the skin (# A) and a .3 cm. fragment of lead
from a missile is in the wound. At the base of the 4 th. finger
on the medial side is a similar wound (# B) with a .3 cm.
fragment of lead from a missile in the wound. A deep laceration
(# C) into the distal joint on the medial surface of the 1 st.
left finger is present measuring about 1.3x.5 cm.

On the left anterior lateral ankle is an irregular .6x.3 cm.
deep tear in the skin. A sinus tract is located under the skin
that extends to the base of the mid phalanx where a .5x.3x.4 cm.
irregular fragment of lead from a missile is found.

INTERNAL EXAMINATION

SKULL AND CENTRAL NERVOUS SYSTEM

The bullet wound of entrance on the right scalp has been
covered above. When the scalp is reflected hemorrhage is found
in the deep tissues of the right scalp about the wound. The
calvarium is average in thickness and fractures are present
extending anterior of the missile hole in the anterior parietal
bone involving the right frontal bone down to near the frontal
fossa. A fracture line extends lateral to the hole through the
temporal bone to the middle fossa and a fracture line extends
posterior to the occipital bone. There is a large fracture
involving the ethmoid bones and the right orbital plate. A
fracture of the posterior part of the foramen magnum is present
also. The gyri and sulci are flattened from increased
intracranial pressure. The meninges are of average thickness and
grossly normal. The cerebrospinal fluid is not present, and
there is minimal subdural hemorrhage. Sections through the
cerebrum, basal ganglia area, pons and cerebellum show hemorrhage
in the sinus tract previously covered. No tumor or areas of softening are found in the brain not involved by the missile. The brain weighs 1500 gms. and the vessels at the base of the brain show no atherosclerosis. The cervical canal is patent.

NECK ORGANS
Not examined.

CARDIOVASCULAR SYSTEM
The pericardium is thin and the heart is free in the sac and there is no fluid in the sac. The heart weighs 420 gms. and the ventricles are not dilated. Sections through the myocardium show no areas of fibrosis or fresh infarction of the muscle. The valves of the heart are grossly normal. Serial sections through the coronary arteries show no atherosclerosis and all of the vessels have a patent lumen. The aorta is of average diameter and grossly normal.

RESPIRATORY SYSTEM
The lungs are free in the pleural spaces and there are about 900 ccs. of free blood in the left space. The left lung weighs 310 gms. and the right 400 gms. Section through both lungs show moderate congestion of the vascular bed along the posterior parts of both lungs. The large tear through the upper lobe and the upper part of the lower lobe of the left lung have been covered. No tumor or a pneumonitis is found in either lung. The trachea, bronchi and the vessels of the lungs are patent.

PERITONEUM AND DIGESTIVE SYSTEM
The peritoneal serosa is smooth and shiny and there is no free fluid in the sac. The gastrointestinal tract is in the correct anatomical position and palpation of the small and large bowel show no gross evidence of tumor. The stomach on being opened is found to have about 1 quart of largely digested food in it. No ulceration of the mucosa of the stomach or pylorus is found. The appendix is present and grossly normal, and the pancreas on palpation is grossly normal.

HEPATIC SYSTEM
The liver is normal in size and its surface is smooth and purple. Sections through the liver show moderate congestion of the vascular bed and the cut surfaces are dark red. The gallbladder is filled with light brown bile without calculi.

SPLEEN AND LYMPHATIC SYSTEM
The spleen is about normal in size and its serosa is smooth and purple. The spleen on section shows some congestion of the vascular bed. The mesenteric and retroperitoneal lymph nodes are not enlarged on palpation.

URINARY SYSTEM
The kidneys are average in size and several sections through them show the cortex and medulla to be of average thickness and the capsules strip with ease leaving a smooth

3
surface. The pelves and ureters are not dilated and the urinary bladder is not opened. Urine is obtained by needle aspiration from the bladder.

ENDOCRINE SYSTEM
Not examined.

SKELETALMUSCULAR SYSTEM
The skull fractures and the left 8th. rib fractures have been covered.

MICROSCOPIC EXAMINATION
Brain: A section from the cerebrum, brain stem and cerebellum show congestion of the vascular bed and maceration of tissue in the path of the missile. Hemorrhage is present on the surface of the brain in some areas.
Heart: Sections show no significant changes.
Lungs: Sections show congestion of the vascular bed with some hemorrhage into the alveoli in many areas. No inflammatory changes are found and no macrophages are present in the alveoli.
Liver: A section shows normal tissue with some congestion of the vascular bed.
Kidneys: A section from each kidney shows some congestion of the vascular bed with no other significant changes being found except for moderate postmortem autolysis being present.

ANATOMIC SUMMARY
1. GUNSHOT WOUND OF HEAD, CHEST, ABDOMINAL WALL AND EXTREMITIES
2. LEFT HEMOTHRAX
3. MODERATE CONGESTION OF LUNGS AND VISCERA
4. SKULL FRACTURES AND LEFT 8TH. RIB FRACTURE
5. POSTMORTEM BLOOD ALCOHOL: DOJ
6. POSTMORTEM BLOOD DRUGS: DOJ
7. POSTMORTEM URINE DRUGS: DOJ

CAUSE OF DEATH:
Gunshot wound of head
Other condition: Multiple gunshot wounds of body and extremities

Turned out
Dec. 15, 1986

[Signature]
Pathologist
THE COMMITTEE OF THE STATES
its origins, legitimacy and relevancy today
By David Moran

National Committee Chairman
On Education
1245 Cunningham Dr.
Dixon, California 95620
(916) 678-5126

"I am concerned for the security of our Great Nation, not so much because of any threat from without, but because of the insidious forces working from within."

---Douglas MacArthur---

This essay shall attempt to briefly acquaint the reader with the historical origin of the Committee of the States, and to demonstrate the legitimacy, authority and relevancy of the contemporary Committee of the States recently formed. As we have learned from our studies of history, the Articles of Confederation and Perpetual Union was the name of the Constitution which first united the several states under a federal government. I will attempt in this short essay to demonstrate that the

1. The full and complete title of the Articles bears repeating:

"Articles of Confederation and perpetual union between the states of New Hampshire, Massachusetts Bay, Rhode Island and Providence Plantations, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, and Georgia."

It was adopted and went into force on the first day of March, 1781, and remained as the supreme law until the first Wednesday of March, 1789. (5 Wheat. 420). After which the amended and revised version of the Articles (given a new title by which they had been known in general usage prior to the Constitutional Convention, i.e., "The Constitution of the United States of America") went into effect. (The Federalist Papers # 40)
Articles—so far as they were not expressly repealed by the Constitutional Convention of 1787—remain in effect today; and to put to rest the contemporary belief and common misconception that the Articles were somehow Replaced or Repealed by the Constitutional Convention of 1787 and its result known as: "The Constitution of the United States of America."  

As a study of the Articles will reveal, a provision for a "Committee of the States" was established to sit in recess of Congress (Article IX), which committee was composed of delegates maintained by each State "in a meeting of the states, and while they act as members of the Committee of the States." (Article V.) Now, the question arises, in what manner did the Constitutional Convention of 1787 affect the provisions of the Articles of Confederation regarding the subject of the Committee of the States?

1. The following is but one of many examples of contemporary, scholarly writings which takes the position that the Articles were replaced by the work of the Constitutional Convention of 1787; but which, in the final analysis, is not historically correct:

"The Articles of Confederation, the first Constitution of the United States, were written in 1776-77, ratified March 1, 1781, and served until they were replaced by the constitution of 1787." [Merrill Jensen, The Articles of Confederation: An Interpretation of the Social-constitutional History of the American Revolution 1774-1781 (1940).]

2. "The United States in Congress assembled shall have authority to appoint a committee to sit in recess of Congress, to be denominated "a Committee of the States," and to consist of one delegate from each state..." (Article IX)

3. "For the more convenient management of the general interests of the United States, delegates shall be annually appointed in such manner as the legislature of each state shall direct, to meet in Congress on the first Monday in November, in every year, with a power reserved to each state, to recall its delegates, or any of them, at any time within the year, and to send others in their stead, for the remainder of the year.

No state shall be represented in Congress by less than two, nor by more than seven members; and no person shall be capable of being a delegate for more than three years in any term of six years; nor shall any person, being a delegate, be capable of holding any office under the United States, for which he, or another for his benefit receives any salary, fees or emolument of any kind.

Each state shall maintain its own delegates in a meeting of the states, and while they act as members of the committee of the states." (Article V.)
It is this author's opinion, that it was unaffected and remains to this very day intact. To demonstrate this contention, I shall rely heavily upon the intent of the founding fathers as evidenced in the early writings dealing with the Constitutional Convention, the debates therein, and its results as discussed in The Federalist Papers¹. Also, I shall endeavor to make a demonstration as to the merits and lawfulness of the Committee of the States Independent of these sources by reliance upon the Law of Nations².

As a first proposition, I shall state that when the Colonies declared independence from Great Britain, they became separate and independent Nations or States³:

"When the States threw off their allegiance on Great Britain, they became independent of her, and each other."

Luther Martin⁴

after which:

"They united and confederated for mutual defense."⁵

This uniting was done under the Articles of Confederation and Perpetual Union. The key word here is "Perpetual", which means: "Never ceasing; continuous; enduring; lasting; unlimited in respect of time." (Scanlan v. Crawshaw, 5 Mo.App. 337). And what was the name of this Union that was to last forever? In the first Article it states:

"The style of this confederacy shall be "The United States of America." .

And isn't that the same name by which the Union is known today?

1. After the Constitutional Convention was over and the work completed, it was necessary to effect ratification of the revised constitution. To this end, Alexander Hamilton, John Jay and James Madison undertook the task of educating the public on the virtues of the Convention's work. These men published some 85 letters, over the pseudonym of Publius which appeared at short intervals in the newspapers of New York city beginning on October 27, 1787. Eventually these letters were collected in volumes and published under the title The Federalist Papers.

2. Law of Nations is the science which teaches the rights subsisting between nations or states, and the obligations correspondent to those rights (Vattel's Law of Nations, Prelim. §3). It is a system of rules deducible by natural reason from the immutable principles of natural justice, and established by universal consent among the civilized inhabitants of the world (Inst. lib. 1.t.2, §1).

3. "States or Nations are Independent bodies politic; societies of men united together for the purpose of promoting their mutual safety and advantage by the joint efforts of their combined strength." (Vattel, Prelim. §1,2; 5 Pet. S.C.R. 52)

4. From secret proceedings and debates of the convention assembled at Philadelphia, in the year 1787, for the purpose of forming the Constitution of the United States of America. (Taken from the notes by the late Robert Yates, Esq., Chief Justice of New York. (Albany 1821). Luther Martin, speaking on Tues. June 19, 1787.

5. Ibid.
Of course, it is well known that due to certain difficulties arising from defects in the Articles, a number of states decided to hold a Convention to revise and amend the Articles so as to perfect them. There was no intent or attempt to replace or repeal the Articles of Confederation and Perpetual Union. This is borne out in all of the resolutions passed by the several states legislatures, establishing:

**CREDSLNTALS OF THE MEMBERS OF THE FEDERAL CONVENTION**

"Whereas Congress did on the twenty first day of February A.D. 1787, resolve that in the opinion of Congress it is expedient that on the second Monday in May next a Convention of Delegates who shall have been appointed by the several states to be held at Philadelphia for the SOLE AND EXPRESS PURPOSE OF REVISING THE ARTICLES OF CONFEDERATION and reporting to Congress and the several Legislatures, such ALTERATIONS and provisions therein as shall when agreed to in Congress, and confirmed by the States render the federal Constitution adequate to the exigencies of government and the preservation of the Union."

**Commonwealth of Massachusetts**

"...a Convention of Delegates, who shall have been appointed by the several states, be held at Philadelphia for the SOLE AND EXPRESS PURPOSE OF REVISING THE ARTICLES OF CONFEDERATION..."

**State of Connecticut**

"...and also weighting the difficulties under which the Confederated States now labour, are fully convinced of the necessity of revising the federal Constitution for the purpose of making such ALTERATIONS AND AMENDMENTS as the exigencies of our Public Affairs require...."

**Commonwealth of Pennsylvania**

An examination of the resolutions of all the States involved will reveal essentially similar, if not identical, sentiments expressed as to the purpose of the Convention. Thus, we learn from this that the Articles were known as "the federal Constitution" and that the purpose of the Convention was only to revise and alter the Articles as necessary to meet the exigencies of government and to preserve the Union.

For further support of this position, your attention is directed to the debates in the Convention itself. Here one would expect to find, if the proposition was accepted that the Convention repealed or replaced the

1. The States of Virginia, New Jersey, Pennsylvania, North Carolina, New Hampshire, Delaware, and Georgia took legislative action, and in the order named, before the resolution of Congress of February 21, 1787, formally authorizing the Convention. Thereafter, and in the order named, the States of New York, South Carolina, Massachusetts, Connecticut and Maryland took legislative actions to be represented in the Federal Convention. Rhode Island took no action and was not represented in the Federal Convention.
the Articles of Confederation, the debates centering on establishment of an entirely new Constitution. Yet when we examine the debates we discover that far from drafting a new Constitution, the delegates were doing just what they had been sent there to do by their respective State Legislatures: to alter and revise the existing federal Constitution. Therefore we find amendments being proposed and accepted or rejected as the case may be:

"... Yet in some instances as in piracies, captures &c. the existing Confederacy, and in many instances, the amendments to it proposed by Mr. Patterson, must operate immediately on individuals."

William Patterson

As was mentioned previously, the Committee of the States derives its authority from Article V of the Articles of Confederation. So it behooves us to search the debates for evidence that the provisions for the Committee of the States was one of the defects in need of alteration and amendment to meet the exigencies of government and to preserve the Union. In all of my research on the debates, I can find no reference to any need to alter, revise, repeal or abolish this provision of the Articles. Thus, it stands to reason that no harm to the Union whatsoever was attributable to this provision and that it was not in need of revision or alteration.

For additional proof that the Articles were merely revised and altered—-not abolished; and that the Committee of the States is still an unaltered, fundamental part of the organic law of the land—I refer the reader to the words of James Madison in The Federalist number 14:

"Happily for America...they pursued a new and more noble course. They accomplished a revolution which has no parallel in the annals of human society. They reared the fabrics of governments which have no model on the face of the globe. They formed the design of a great Confederacy, which it is incumbent on their successors to improve and perpetuate. If their works betray imperfections, we wonder at the fewness of them. If they erred most in the structure of the Union, this was the work most difficult to be executed; this is the work which has been new modeled by the act of your convention, and it is that act on which you are now to deliberate and to decide."

The Federalist, No. 14

So, it is incumbent upon us to improve and perpetuate that great Confederacy established by the Articles of Confederation, which was new modeled by the convention—-not destroyed or replaced by something else. We can, of course, best perpetuate that great Confederacy by assuring the States Rep-

representation in the federal Congress which has been lacking since the passage of the Seventeenth Amendment. (I shall have more to say on this subject in due time).

For a final demonstration based upon historical evidence that the document we now call the Constitution of the United States of America, was merely a revision of the existing constitution (Articles of Confederation), I refer the reader once again to the words of James Madison in The Federalist Papers, number 40. This is explicit proof that the author's contention is correct in this matter and it should be read in its entirety. Here Mr. Madison refutes charges that the convention exceeded its authority by creating a "new" constitution. I shall quote a portion of Mr. Madison's words:

"No stress, it is presumed, will, in this case, be laid upon the title; a change of that could never be deemed an exercise of ungranted power. Alterations in the body of the instrument are expressly authorized. New Provisions therein are also expressly authorized. Here then is a power to change the title; to insert new articles; to alter old ones."

The truth is that the great principles of the Constitution proposed by the convention may be considered less as absolutely new than as the expansion of principles which are found in the Articles of Confederation. The misfortune under the latter system has been that these principles are so feeble and confined as to justify all the charges of inefficiency which have been urged against it, and to require a degree of enlargement which give to the new system the aspect of an entire transformation of the old."

The Federalist No. 40 (Emphasis in Orig.)

Thus, in the words of Mr. Madison, the change in title from the Articles of Confederation to the Constitution of the United States of America, is not evidence of any exercise of ungranted power by the convention to revise the Articles, nor do any of the changes made to the Articles in any way attempt to divert from the principles of that document.

If this first proposition cannot be accepted that the Constitutional Convention did not abolish the provisions for the Committee of the States and that said Committee remains valid today under the existing Constitution; then it is important to show that under the Law of Nations (that is to say, the Law of Nature and Nature's God) the Committee of the States is both lawful and necessary to the security and prosperity of a Free people, and to preserve the system of government established by our forefathers.

As was mentioned previously, the Colonies upon declaring their Independence from Great Britian, became independent Nations. The people of these independent states then sought to achieve their common goals by joining together in a confederation. Thus, they formed a Compact and dele-
gated or surrendered to the newly created federal government, a specifically enumerated portion of their sovereignty.

As both the Articles and the Constitution quite expressly state the federal government is one of delegated and limited powers, possessing no authority outside of those powers expressly delegated and granted to it by the Constitution. (See McCulloch v. Maryland, 4 Wheat 316*). It is, in both law and fact, the creature of the States, and the people thereof. As such, the federal government is the servant of the States and is and was instituted to provide for those items which of necessity and practicality could not be carried out by the States individually. Contemplate the words of George Bancroft (1800-1891) who stated:

"The constitution of the United States does not create a sovereign power in an unlimited sense. Our union in its foreign relations presents itself with all its states and territories as one and indivisible; a garment without a seam; but at home we are states in union. Within the limits of the States, the government of the United States of America has no powers but those that have been delegated to it; some powers are distributed, some of them going alone to the United States, some to each several state, and some equally to both."

George Bancroft; A Plea For The Constitution. Wounded in the House of Its Guardians. (Harper's 1886)

The proposition is hereby put forth that the States and the People thereof, have a fundamental, unalienable and unsurrenderable right to maintain control of their creations and to preserve those powers not delegated to the federal government. Thus, it follows that the States must have some realistic and positive instrument to enforce their reserved powers against the federal government's encroachments. That power was, at one time, wisely provided for by Article I, Section 3, Clause 1 of the Constitution of 1787:

"The Senate of the United States shall be composed of two Senators from each state, chosen by the Legislature thereof, for six years, and each Senator shall have one vote."

By providing that the Senate shall be picked by the Legislatures of the States, it gave the States the crucial element needed to preserve the existence of the States as distinct, separate political entities: representation. The Senate, as we know, has a great deal of power in the National

* See also, the Ninth and Tenth Amendments to the U.S. Constitution.

1. No American is a finer historian than Bancroft, nor more fit to comment upon the Constitution. George Bancroft knew the intent of the framers, expounders, and executors of the U.S. Constitution. Born in 1800, he had personally talked with James Madison, John Adams, and LaFayette; had known Andrew Jackson, and Polk, and every president since Monroe...
scheme of government.\(^1\)

However, with the passage of the 17th Amendment, providing for the popular election of Senators, the States were stripped of their representation in the federal government. The 17th Amendment states:

"The Senate of the United States shall be composed of two Senators for each State, elected by the people thereof, for six years; and each Senator shall have one vote."

This amendment, in conjunction with the 14th\(^2\), essentially did away with the States as quasisovereign independent entities.\(^3\)

Since it is axiomatic that the creation cannot destroy the creator, that the servant is not above the master; it is clear that the States do have the right, power and duty under the Law of Nature to preserve themselves. For this preservation it is essential that the States have representation in the federal government. Thus the legitimacy of the Committee of the States to represent the State's interests---even in the absence of any specific written, constitutional provision granting or conferring same---is apparent, reasonable and necessary.

It is, in fact, so necessary, that the absence of this representation over the past 72 years has reduced the States to mere empty shells of their former status and power. State governments today are mere form; the substance having been transferred to the Central government long ago. This is the power that must be regained, and proper representation is one step towards that goal---the Committee of the States is the instrument capable of achieving it.

Since the State legislatures have become beholden to the federal government and its largess, and is comprised overwhelmingly of members of a private corporation known as the "State Bar Association" and for whatever other known and unknown reasons have refused or neglected to preserve the State's representation in Congress, and have not utilized the pro-

\(^1\) The Senate has the power, among others, to give advice and must consent to: any treaties, appointment of ambassadors and other public ministers and consuls, including judges of the Supreme Court, and is empowered to try impeachments.

\(^2\) Although the 14th amendment was not lawfully ratified ("I cannot believe that any court in full possession of its faculties could honestly hold that the 14th amendment was properly approved and adopted." State v. Phillips, 540 P2d 936; see also, Dyett v. Turner, 439 P2d 266) it is applied and enforced as if it were lawful, thereby manufacturing "United States Citizens" and authorizing federal intervention in State affairs.

\(^3\) For a fuller treatment on this subject, see F. Tupper Saussy, Nothing Personal, Spencer Judd, Publishers, Sewanee, Tenn. 37375 (1st Ed. pp. 41-47..1985). See also, 11 South Carolina Law Quarterly 484 and 28 Tulane Law Review 22.
visions found in the organic documents and Laws of this country to elect
delegates to sit as a Committee of the States, it is, as it has been in
the past, incumbent upon the body politic (the People themselves as such,
not as members or agents of the State or federal governments) to rise to
the tasks of asserting their control and influence over the central govern-
ment.

The type of central government established by the Constitution
set forth three great branches in which to vest the powers of government
(Legislative, Executive and Judicial). The powers were to be distribu-
ted among these separate branches so as to safeguard against a "Combi-
nation of Powers" and its resulting tyranny. The Committee of the States,
as we have seen, sits as a Congress assembled when the Congress of the
United States is in recess (and meets at other times). The purpose of
this should be evident. When the legislature is not in session, and with
no Committee of the States to sit as one during a recess, who represents
the legislative branch in the federal government? Who represents the
People? In the absence of the legislature, the opportunity for the re-
main ing branches of government (Executive and Judicial) to combine to
oppress the people and bypass the legislature is increased. As, during
an emergency, the absence of the legislature tempts the Executive to assume
dictatorial powers to "meet the emergency" etc.

Thus, it becomes clear that the function of the Committee of the
States is essential to preserve our system of government. To maintain the
balance between the separate branches of government at all times. The com-
mittee of the States, far from being an anachronism, is more vital to our
security today than ever before.

From history we know that 56 Men took it upon themselves to de-
clare their own and their country's independence from Britain—Assuming
by that act all of the dangers it implied and entailed. Today, the dele-
gates of the Committee of the States have again—under the Law of Nature
and Nature's God—taken it upon themselves to reassert the dignity and
sovereignty of thier respective States, and to indict traitors in govern-
ment. Again, as with our Forefathers, assuming by such actions, all of
the dangers which are encompassed by this decision.

1. The separation of powers was believed by Montesquieu (Espirit des Lois, Book 2,
Ch.6) and by Blackstone (1 Commentaries 269) to be one of the Chief and most
admirable characteristics of the English Constitution, but it was in the written
Constitutions of the new American States that it was first truly applied (Kilbourn
v. Thompson, 103 U.S. 168, 26 L.Ed. 377, 12 Corpus Juris 802).
As it is our Right to preserve and perpetuate that system of government established by our forefathers which had served us so well in the past, and when repeated efforts and entreaties to our elected and un-elected officials to fulfill their lawful duties is met with repeated scorn, hostility, or completely ignored in substance; it behooves us to assume the responsibilities of a Free Peoples to insure our domestic tranquility and future prosperity as a Free and Independent Republic. To this end the members of the Committee of the States have pledged their lives, their property and their sacred honor. As Free Men, they could do no less.

ACKNOWLEDGMENT

Appreciation is hereby expressed to J. W. Dunsworth for his critical review of this manuscript. Additionally, I would like to thank him for his extensive, informative discussions of this subject, and his invaluable guidance in researching this topic.

Dixon, California
March 15, 1985

David Moran
National Committee Chairman
On Education
1245 Cunningham Dr.
Dixon, California 95620
(916) 678-5126
CONTRACT (COMPACT)
of 1777 - 1778
(Announced to the public in 1781)

AFFIDAVIT:

I, the undersigned affirm upon Oath that this is a true and correct copy of the original document consisting of fifteen pages exclusive of this cover page.

Clifton W. Mclan
Witness

Ervin J. Reese
Witness

I, Joan Beck, a notary for the State of California do attest that; the named persons whose signatures were signed in my presence, did personally appear before me on this date. 7/6/84

Roger Melson Elvick, Ervin J. Reese and Clifton Mclan.

JOAN BECK
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN SACRAMENTO COUNTY

Notary Public

7/6/84
COMMITTEE OF THE STATES
IN CONGRESS, JULY 4, 1824

To all to whom these Presents shall come, we the under signed Delegates of the States affixed to our Names, send GREETING.

Whereas the Delegates of the United States of America, in Congress assembled, did, on the 15th day of November, in the Year of Our Lord Jesus Christ One Thousand Seven Hundred and Seventy Seven, and in the Second Year of the Independence of America, agree to certain Articles of Confederation and Perpetual Union and,

Whereas said Articles of Confederation and Perpetual Union did and does contain Article V., reading as follows:

Article V. For the more convenient management of the general interests of the united states, delegates shall be annually appointed in such manner as the legislature of each state shall direct, to meet in Congress on the first Monday in November, in every year, with a power reserved to each state, to recall its delegates, or any of them, at any time within the year, and to send others in their stead, for the remainder of the Year.

No state shall be represented in Congress by less than two, nor by more than seven Members; and no person shall be capable of being a delegate for more than three years in any term of six years; nor shall any person, being a delegate, be capable of holding any office under the united states, for which he, or another for his benefit receives any salary, fee or emolument of any kind.

Each state shall maintain its own delegates in a meeting of the states, and while they act as members of the committee of the states.

In determining questions in the united states in Congress assembled, each state shall have one vote.

Freedom of speech and debate in Congress shall not be impeached or questioned in any Court, or place out of Congress, and the members of Congress shall be protected in their persons from arrests and imprisonments, during the time of their going to and from, and attendance on Congress, except for treason, felony, or breach of the peace.

Whereas said Article V. of the Articles of Confederation and Perpetual Union is a MANDATE to the legislatures of the states of the Union, and said MANDATE has been ignored by all legislatures of all states of the Union to this day, it is hereby resolved that We, the People (the body politic), under authority of the Constitutions of our respective states, to wit: "All political power is inherent in the people. Government is instituted for their protection, security, and benefit, and they have the right to alter or reform it when the public good may require."; and further under authority of the Declaration of Independence adopted in Congress July 4, 1776, to wit: "...That to secure these rights, governments are instituted among men, deriving their just powers from the consent of the governed, that whenever any form of government becomes destructive of these ends, it is the right of the people to alter or to abolish it, and to institute new government, laying its foundation on such principles
and organizing its powers in such form, as to them shall seem most likely to
effect their safety and happiness—— do hereby declare the delegates
to this convention to be delegates to the Committee of the States in Congress,
assembled July 4, 1834, in accordance with and under the authority of Article V.,
of the Articles of Confederation and Perpetual Union, as agreed upon in Congress
assembled on the 15th day of November, in the Year of Our Lord Jesus Christ,
One Thousand Seven Hundred and Seventy Seven and in the second Year of the
Independence of America.

Be it further resolved that:

(1) The attached INDICTMENT brought against the Constitutional Congress
of the United States of America is brought by this Committee of the States
sitting as a Grand Jury of the People (the body politic), and is hereby made
a part of this declaration.

(2) The attached Declarations of Alteration and Reform are hereby enacted
by the Committee of the States sitting as the Congress of the United States,
and every official of government and citizen of these United States shall be
bound to obey said Acts of this Congress as the "law of the land" under penalty
of removal from office, impeachment or imprisonment.

(3) The Committee of the States shall choose its Speaker and other officers;
and shall have the sole power of impeachment.

(4) The Delegates of each State shall choose their officers and conduct
the administration for maintaining its own delegates while they act as members
of the Committee of the States.

(5) Since the Legislatures of the States have substantially and prejudicially
failed or refused to comply with the mandate of Article V. of the Articles of
Confederation and Perpetual Union to establish the Committee of the States,
said Legislatures may not now attempt to seek a remedy (Clean Hands) by any
interference with the proceedings of this convention and this Committee of
the States or in its future deliberations or proceedings, except to provide
for its costs and expenses by enabling legislation. The delegates of this
convention shall adopt procedures for the certification of new or additional
delegates of the States to this Committee of the States, in such manner as to
perpetuate its continuance and existence.

(6) The attached sheets of ______ pages, shall contain the names and
signatures of the delegates, as aforesaid.
COMMITTEE OF THE STATES
IN CONGRESS, JULY 4, 1984

THE UNANIMOUS DECLARATION OF THE FIFTY UNITED STATES OF AMERICA, ASSEMBLED.

LIST OF DELEGATES OF THE UNITED STATES OF AMERICA
REPRESENTED IN THE COMMITTEE OF THE STATES.
IN CONGRESS ASSEMBLED, 1984.

SIGNATURE

STATE REPRESENTED

California
Arizona
Arizona
Arizona
California
California
California
California
California
California
Iowa
Iowa
Idaho
Robert Weibel
Kansas

Warren I. Allen
Kansas

Jeanette m. dewey
Nevada

Bart S. demmer
Nebraska

Amy M. Leoin
Nevada

Made Mc Craig
Wyoming

Chuck F. Mc Hay
Wyoming

Angela Stipanelli
Wyoming

David M. Kolbin
New Hampshire

Bernard Dougherty
New Hampshire

Robert M. Deck
North Dakota

Calvin R. S.
North Dakota

Larry W. Child
North Dakota

Timothy W. Fried
North Dakota

Melford Reger
North Dakota

Joe a. passi
Texas

Here L. Love
Texas

Jacqueline J. Seppoff
Wisconsin

Michael Harks
Wisconsin
COMMITTEE OF THE STATES

IN CONGRESS, JULY 4, 1984

THE UNANIMOUS DECLARATION OF THE FIFTY UNITED STATES OF AMERICA, ASSEMBLED.

INDICTMENT

This Indictment is brought against the Constitutional Congress of the United States collectively and in persona as individuals, and is as follows:

CHARGES

The Congress of the United States as created by the Constitution (Constitutional Congress), collectively and in persona (as individuals), has been in the past years, and is presently, by both Acts of Commission and Acts of Omission, in violation of the Oath of Office for members of said Congress, in such a manner as to constitute the crime of malfaisance and misfeasance in office.

SPECIFICATIONS

1. The Congress of the United States (Constitutional Congress) collectively and in persona (as individuals), has been and is presently in violation of the respective Oath of Office for each member thereof, by mis-appropriation of public moneys and/or funds of the United States Treasury, toward support of alien and foreign governments, all such Acts being contrary to any constitutional power or authority granted to said Congress by the States of the Union.

2. The Congress of the United States (Constitutional Congress) collectively and in persona (as individuals), has unlawfully delegated powers which were mandated to said Congress by the States of the Union in the compact (contract) known as the Constitution of the United States of America, and has therefore violated said compact. Further, said unlawful delegation of such powers has been destructive to the maintenance of the Republic and Republican Form of government in these United States of America.

3. The Congress of the United States (Constitutional Congress) collectively and in persona (as individuals) has unlawfully, by Acts of commission and Acts of omission, permitted the Executive Department of the Federal Government to commit acts of war and to employ the Armed Forces of the United States in acts of war on foreign soil, outside the continental limits of these United States, all without constitutional authority for a Declaration of War by the Congress (Constitutional Congress) of the United States as required by Law (the Constitution).

-1-

(OVER)
We, the People, the "body politic", citizens of the sovereign states of the Union and of the Republic known as the "United States of America", a Union under the compact known as "Articles of Confederation and Perpetual Union", hereby AFFIRM THIS INDICTMENT and further affirm that said CHARGES and the SPECIFICATIONS of the Indictment are not all inclusive, but in their limitations are considered sufficient for "sya" on the indictment and its affirmation by the Committee of the States sitting as a Grand Jury of the People (the body politic).

It is hereby declared that We, the People, the "body politic" bringing this Indictment, are the Lords and Masters of this self-governing Republic known as the United States of America, and that the Congress (Constitutional Congress) of these United States, collectively and in persona (as individuals), are employees on the public payroll, therefore subject to dismissal and removal from office and replacement by a Committee of the States as provided for in Article V., Articles of Confederation and Perpetual Union of 1777 (1778), as ratified by the States of the Union and formally announced to the public on March 1st, 1781. Said removal from office and replacement by the Committee of the States is hereby recommended and authorized. The effective date of such removal from office and replacement by the Committee of the States shall be declared by the Committee of the States in Congress assembled.

Dated in the Year of Our Lord Jesus Christ, 4th July 1984.

Attest: [Signature]

Secretary.

[Signature]

SPEAKER (Chairman of the Delegates)
Committee of the States In Congress.
IN CONGRESS, JULY 4, 1984

THE UNANIMOUS DECLARATION OF THE FIFTY UNITED STATES OF AMERICA, ASSEMBLED.

To all to whom these Presents shall come, we the undersigned Delegates of the States affixed to our Names, send GREETING:

To each and every Member of the House of Representatives via the Clerk of the House of Representatives in the City of Washington, D.C. and; to each and every Member of the Senate of the United States via the President of the Senate in the City of Washington, District of Columbia;

You are hereby served the attached INDICTMENT containing specific Charges and Specifications brought against you by this Committee of the States, sitting as a GRAND JURY of the People (body politic) of the States of the Union.

You are hereby notified that this Committee of the States shall meet in Congress on the first Monday in November in the Year One Thousand Nine Hundred and Eighty Four (1984), for the conduct of a trial to determine your guilt or innocence unless your resignation from office is accomplished prior to that date.

Your attention is directed to the Affirmation of the attached INDICTMENT wherein the Committee of the States is lawfully empowered to perform its functions under authority of Article V., Articles of Confederation and Perpetual Union as ratified by the States of the Union and formally announced to the public on March 1st, 1781.

IN CAVEAT, any interference or attempt to interfere with the functions and activities of this Committee of the States or its delegates, by any person, or any agency of government, shall result in the death penalty being imposed upon conviction by said Committee sitting as the Congress of the United States.

Dated in the Year of Our Lord Jesus Christ 1984

Attest:

Secretary.


R.H. Clerk of the Committee of the States.
IN CONGRESS, JULY 4, 1984

THE UNANIMOUS DECLARATION OF THE FIFTY UNITED STATES OF AMERICA, ASSEMBLED.

DECLARATIONS OF ALTERATION AND REFORM

The following alterations and reform for the government of these United States of America are hereby declared ratified by the Committee of the States in Congress assembled and are held to be the "law of the land". Enforcement shall be as directed by the Committee of the States in Congress assembled:

ARTICLE I

All prior Acts of the Congress (Constitutional Congress) of the United States, wherein appropriations of funds, moneys or credits have been made for other than the domestic support of the government of these United States, are hereby repealed. All unexpended funds, moneys or credits for all such appropriations shall be immediately returned to the Treasury of the United States. Organizations and functions governed by this Act of Repeal include all Multilateral International Organizations in which the United States participates. These include but are not limited to (1) The United Nations and Specialized Agencies; (2) Inter-American Organizations; (3) Foreign Aid of any kind; (4) The World Bank and all financial elements provided by the Bretton Woods Agreement Act; and (5) All expenditures of the Office of Secretary of State for non-domestic purposes except for the retention of Embassies outside the territorial limits of these United States.

ARTICLE II

Effective this date, July 4th 1984, the Federal Reserve Act (38 Stat. 251; 12 U.S.C. 221) enacted 23 December 1913, is hereby repealed. All statutes enacted in pursuance thereof are hereby repealed.

All stock of the Federal Reserve System and Federal Reserve Banks shall be delivered to the Treasurer of the United States within 10 days from this date, July 4th 1984.

ARTICLE III

The Treasurer of the United States shall immediately establish a United States Bank within the Treasury Department.

( OVER )
ARTICLE IV

The Comptroller of the Currency shall provide for the recovery of all Federal Reserve Notes in circulation. United States Notes shall be loaned by the United States Bank to all lawfully constituted private banks which are domestically owned by citizens of these United States. A service charge on said loans shall be at an annual rate of Two Percent (2%), payable to the Treasury of the United States.

All private, domestically owned banks in the United States (National & State Banks), shall hereafter function on a "commercial" basis only and shall maintain a reserve of One Hundred Percent (100%) in cash of all Time Deposits (Savings Accounts). Demand Deposits (Checking Accounts) shall be maintained upon a commercial basis and reasonable service charges may be adopted for the performance of such banking services provided to the public by said banks.

Existing private, domestically owned banks may borrow from the United States Bank, an amount not to exceed Fifty Percent (50%) of the total amount deposited in said banks by depositors with Time Deposits (Savings Accounts), provided said loans are supported by adequate collateral from secondary borrowers (persons borrowing from the bank), and the service charge upon such secondary loans shall not exceed the annual rate of Four Percent (4%) to the secondary borrower. Borrowing from the United States Bank by said private banks shall be computed upon month-end balances of Time Deposits. Collateral requirement from secondary borrowers shall be in accord with good business practices.

ARTICLE V

The General Accounting Office shall immediately commence an audit of the Federal Reserve System and Federal Reserve Banks in its and their entirety. All funds, credits and financial transactions of the Federal Reserve System are hereby frozen pending completion of audit. In the interim, all monetary and banking functions in the United States shall be performed by the Department of the Treasury in accordance with directions of the Committee of the States in Congress assembled and with the instructions contained herein.

ARTICLE VI

The Committee of the States in Congress assembled, confirms that the Gold Reserve Act of 1934 is repealed. All statutes in pursuance thereof are also hereby repealed.
ARTICLE VII

The Bureau of the Mint, in cooperation with the Department of the Interior, shall arrange for the United States Bank to make necessary financing available to citizens of these United States for rehabilitation of the domestic mining industry in these United States. Domestic production of gold and silver shall be based upon a free market and a free market shall govern the production and disposition of all precious metals necessary for the minting of gold and silver coins for the account of the United States Treasury. United States Notes, issued by the United States Bank, shall be redeemable in gold or silver coin to citizens of the United States at all times, but to foreign sources, at the option of the United States, in surplus commodities of these United States which are made available through foreign trade.

ARTICLE VIII

Effective immediately, all costs or obligations of the United States shall be paid by the Treasurer of the United States with United States Notes which shall be printed by the Treasury Department and be issued and/or expended in payment of services, interest free. No expenditures may be made except in accordance with appropriations made by the Committee of the States in Congress assembled and in pursuance of the Constitution of these United States.

The government of the United States shall not participate in any business or commercial activity not specifically authorized by the Constitution. Where disposition of assets are necessary to comply with this injunction, disposition of all holdings and assets shall be made by the government in such a manner that proceeds will derive to the benefit of the United States.

ARTICLE IX

The Social Security Act, approved August 14th, 1935 (49 Stat. 620; U.S.C. Chap. 7) and all subsequent Acts related thereto, are hereby repealed.

All accounts of funds pertaining to the Social Security Act shall be credited to the Treasurer of the United States. The Treasury Department shall employ the records of the Bureau of Old-age and Survivors insurance, and shall provide a monthly Old-age Pension in the amount of Five Hundred Dollars ($500.00) per month to each citizen of the United States who resides in the United States and who has been previously eligible for said benefits. No benefits shall be paid to citizens residing outside the continental limits of the United States or in foreign countries. Payment shall be made in United States Notes as a cost or obligation of the United States.
All Estate and Inheritance taxes are hereby repealed and no further taxes shall be paid by any citizen of the United States for the purpose of Social Security.

All personal (individual) income taxes are hereby declared unlawful and no direct tax shall be imposed upon any citizen or upon a citizen's income, any provision of Title 26, U.S.C. notwithstanding.

In order to compensate citizens nearing the age of sixty-five years (65 yrs) and who have made substantial contributions to the Social Security system during their lifetime, the Old-Age Pension in the amount of Five Hundred dollars ($500.00) per month, shall be paid to each citizen of the United States who resides in the United States and who shall provide evidence of having reached the age of 65 years. Said Old-Age Pensions shall be paid for a period of twenty (20) years from this date (4 July 1984), after which no benefits shall accrue to anyone reaching said age. As the beneficiaries decrease, the Old-Age Pension will be phased to a completion by the government.

Effective this date (July 4th 1984), the Federal Deposit Insurance Act is hereby repealed. (The Federal Deposit Insurance Corporation was organized under authority of Sec. 123 of the Federal Reserve Act, approved June 16, 1933 (48 Stat. 162; 12 U.S.C. 254). By the Act approved Sept. 21, 1950 (64 Stat. 873; 12 U.S.C. 1811–1831), Section 123 of the Federal Reserve Act as amended was withdrawn as part of the Federal Reserve Act and was made a separate, independent law known as the "Federal Deposit insurance Act". The Act also made numerous amendments to the former Federal Deposit insurance law). All assets of the Federal Deposit Insurance Corporation will be immediately delivered to the Treasurer of the United States.

The General Accounting Office shall immediately commence an audit of the Federal Deposit Insurance Corporation. The former functions of the corporation shall be assumed by the Secretary of the Treasury of the United States.

Effective immediately, the Export-Import Bank Act, as amended (59 Stat. 526; 12 U.S.C. 635) is hereby repealed.

All capital stock of the Export-Import Bank shall be immediately delivered to the Treasurer of the United States. The General Accounting Office shall commence an immediate audit of the Export-Import Bank and all former functions of the Bank shall be assumed by the Secretary of the Treasury of the United States.
ARTICLE XII


All assets of the Federal Savings & Loan Insurance Corporation shall be immediately delivered to the Treasurer of the United States.

The General Accounting Office shall immediately commence an audit of the Federal Savings & Loan Insurance Corporation. Former functions of the corporation shall be assumed by the Secretary of the Treasury of the United States.

ARTICLE XIII

Effective immediately, the Act of Congress of September 24, 1789 as amended (1 Stat. 92; 16 Stat. 162; 5 U.S.C. 291) and the Act of Congress of June 22, 1870 (16 Stat. 162; 5 U.S.C. 291) are hereby amended to provide that all functions of the Department of Justice shall be administered by a sub-committee of this Committee of the States sitting as the Congress of the United States.

ARTICLE XIV

Effective immediately, the National Security Act of 1947 (61 Stat. 499 as amended; 5 U.S.C. Sup. 171) and the Reorganization Plan 6 of 1953 are hereby amended to provide that all functions of the Department of Defense shall be administered by a sub-committee of this Committee of the States, sitting as the Congress of the United States.

ARTICLE XV

In accordance with Article IX of the Articles of Confederation and Perpetual Union, and the Act of Congress of September 22, 1789 (1 Stat. 70) and subsequent Acts of Congress providing Rules and Regulations for the development of the Postal System of the United States, to include the Reorganization Plan 3 of 1949, said statutes and Acts are amended herewith to provide that all functions of the U.S. Post Office Department shall be administered by a sub-committee of this Committee of the States, sitting as the Congress of the United States.

[OVER]
ARTICLE XVI

It is hereby declared that the Constitution of these United States is a compact (contract) by and between the People of the sovereign states of the Union. By this compact the People of the sovereign states created an "agent" commonly referred to as the "federal government" and placed this corporate entity in the District of Columbia in another corporate entity known as the City of Washington. The People as sovereign states did enumerate the powers granted to the "agent" and by the terms of the contract the states and the People retained all powers not granted. (See Amendments IX and X to the U.S. Constitution).

It is further declared that all three branches of the "agent" commonly referred to as the "federal government" have violated the principles of a Republican Form of government, usurping jurisdiction over sovereign citizens of sovereign states of the Union and usurping powers NOT GRANTED by the states and the People and therefore violating the terms of the contract (the Constitution).

These violations of the Ordinance of God for this Constitutional Republic, if continued, will bring violence and chaos upon the people and therefore upon the government. Public Servants have committed acts of SEDITION against the government (the body politic) of these United States of America and are as insolent as those of the Roman government in the days of the Apostle Paul.

It is therefore declared that all agencies, departments and/or activites of government not functioning in pursuance of the Constitution of these United States of America, are hereby dissolved. These include, but are not limited to: (1) The Department of Health, Education & Welfare; (2) The International Cooperation Agency; and (3) All Executive Orders entered into the Federal Register wherein Congress has unlawfully delegated its mandated powers to the Executive.

Wherein, the delegates of the sovereign states of the Union do hereby declare as the COMMITTEE OF THE STATES assembled IN CONGRESS, that the above adopted Articles of the Declarations of Alteration & Reform are the "law of the land". Any interference with the implementation and execution of said Articles shall be considered an act of SEDITION against the government of these United States of America and shall be punishable under the law. Any interference or attempt to obstruct the functions of this Committee of the States or any of its delegates, shall result in imposition of the death penalty upon conviction by the Committee sitting as the Congress of the United States.

IN CAVEAT, the UNANIMOUS DECLARATION OF THE FIFTY STATES ASSEMBLED IN CONGRESS shall be delivered as constructive notice to (1) The Clerk of the House of Representatives and the President of the Senate in Washington, D.C. and the Clerk of the Legislature of each state of the Union.
George,

These are the copies sent by Yolo Co. S.O.
re: P.C.

CHP OFS 86-6168

place with f.o.
**REQUEST FOR PHYSICAL EVIDENCE EXAMINATION**

**REQUESTING AGENCY:** Humboldt Co. Sheriff's Dept.  
**COUNTY OF:** Humboldt  
**OFFENSE:** MURDER  
**DATE OF OFFENSE:** 12-9-86  
**AGENCY CASE #:** 86-6168

**REQUESTING AGENCY:** Humboldt Co. Sheriff's Dept.  
**COUNTY OF:** Humboldt  
**OFFENSE:** MURDER  
**DATE OF OFFENSE:** 12-9-86  
**AGENCY CASE #:** 86-6168

**INVESTIGATING OFFICER:** Det. HILL/VIULICH  
**PHONE #:** 707-445-7301

**DATE NEEDED:** ASAP  
**PURPOSE:** DISTRICT ATTORNEY'S REVIEW

Attach copy of report or state summary of circumstances on back of sheet.

**EVIDENCE SUBMITTED**

<table>
<thead>
<tr>
<th>Item #</th>
<th>Description</th>
<th>Purpose of Exam</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Body Armor Vest - White</td>
<td>REMOVE BULLET - LOWER LEFT + COMPARE IT TO ASTRA PISTOL</td>
</tr>
<tr>
<td>2</td>
<td>ASTRA PISTOL - Semi-Auto SN</td>
<td>TEST FIRE FOR COMPARISON</td>
</tr>
<tr>
<td>3</td>
<td>G. S. R Kit - Secured From</td>
<td>PROCESS TO STANDARDIZE RESIDUE PRODUCING</td>
</tr>
<tr>
<td>4</td>
<td>6&quot; S/W Revolver - SN</td>
<td>TEST FIRE &amp; COMPARE TO MORTAR PROJECTILES REMOVED FROM</td>
</tr>
<tr>
<td>5</td>
<td>4&quot; S/W Revolver - SN</td>
<td>SAME AS #4 ABOVE</td>
</tr>
<tr>
<td>6</td>
<td>Blue CHP Jacket - Bullet Hole Left Side</td>
<td>DETERMINE FIRING DISTANCE</td>
</tr>
<tr>
<td>7</td>
<td>Projectiles Removed From</td>
<td>COMPARE TO DROPS 445</td>
</tr>
</tbody>
</table>

**CHAIN OF CUSTODY**

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<thead>
<tr>
<th>Item #</th>
<th>Received From</th>
<th>Delivered To</th>
<th>Date</th>
<th>Time</th>
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**To Be Completed by Laboratory**

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<th>Priority</th>
<th>Scheduled Analysis</th>
<th>Current Priority</th>
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Notify Lab Immediately if Due Date or Priority Change

**PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE**
REQUESTING AGENCY: Humboldt Co. S.O.  
COUNTY OF: Humboldt 
OFFENSE: 664-187PC  DATE OF OFFENSE: 12-9-86  AGENCY CASE #: 86-6168 

STOFFNER, JOHN  GORDON, TERRY 
Investigating Officer: Hill / Velich  Phone #: 907-445-7301  

Attach copy of report or state summary of circumstances on back of sheet: 

## EVIDENCE SUBMITTED

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<tr>
<td>8</td>
<td>EMPTY CASINGS - .38 CALIBER</td>
<td>COMPARISON TO ITEMS 4-5</td>
</tr>
<tr>
<td>9</td>
<td></td>
<td>DATE ONE</td>
</tr>
<tr>
<td>10</td>
<td>SHIRT/PANTS</td>
<td>ALCOHOL/DRUG SCREEN</td>
</tr>
<tr>
<td>11</td>
<td>COPPER JACKET BULLET/DASH OF VEH.</td>
<td>DETERMINE FIRING DISTANCE</td>
</tr>
<tr>
<td></td>
<td></td>
<td>DETERMINE IF FIRED FROM .445</td>
</tr>
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</table>

ATTACH ADDITIONAL SHEETS AS REQUIRED

## CHAIN OF CUSTODY

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<th>Item #</th>
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To Be Completed by Laboratory  

Court Due Date:  

Current Priority:  

Notify Lab Immediately if Due Date or Priority Change

PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE
This is a report concerning physical evidence examinations requested by your office. In any future correspondence regarding this case please use the BFS case number appearing at the top of this report. If court testimony is required, please notify this office at least two weeks in advance whenever possible.

SUMMARY OF FIELD INVESTIGATION:

On December 8, 1986 the undersigned received a request from the Humboldt County Sheriff’s Department to assist in an investigation involving a C.H.P. officer involved shooting incident. Criminalists _______ and _______ arrived at the scene location, southbound Highway 101, north of Myers Flat on December 9, 1986 at 0840 hours. At this scene location we took photographs and assisted Joe Scott in the scene diagram and collection and evaluation of physical evidence. All physical evidence items collected at the scene were retained by Joe Scott.

The Ford Pinto, license _______, showed evidence of bullet strikes in the area of the passenger door. Trajectories of the bullet strikes indicate the bullets were fired from two different directions. One strike was from a north to south direction and the other from south to north direction.

Examination of the ground near the body of _______ showed the presence of what appeared to be six (6) bullet strikes. An additional bullet strike on the ground was observed near the roadside in an area in front of the Pinto. Gunshot residue evidence was collected from the hands of _______ at the location, prior to the body being removed.

Examination of the C.H.P. vehicle, license _______ did not show the presence of any bullet strikes.
PHYSICAL EVIDENCE EXAMINATION REPORT

This is a report concerning physical evidence examinations requested by your office. In any future correspondence regarding this case please use the BFS case number appearing at the top of this report. If court testimony is required, please notify this office at least two weeks in advance whenever possible.

SUMMARY:

Levels of barium and antimony indicating the presence of primer residue were detected on the sample collected from the "left palm".

EVIDENCE SUBMITTED:

One "Kinder Print" gunshot residue evidence kit with an evidence tag attached and labeled "GSR kit from ___

EXAMINATIONS:

One milliliter of 5% nitric acid solution was added to each of the test tubes. The resulting solutions were analyzed for the elements antimony and barium using flameless atomic absorption. High concentrations of barium were detected in all of the samples collected from the ____ A corresponding high level of antimony was found only in the sample labeled "left palm".

DISPOSITION OF EVIDENCE:

In accordance with laboratory policy all evidence is being returned to the submitting agency.

Date of Report: January 14, 1987
Examinations by: ___________ Title: ___________
This is a report concerning physical evidence examinations requested by your office. In any future correspondence regarding this case please use the BFS case number appearing at the top of this report. If court testimony is required, please notify this office at least two weeks in advance whenever possible.

### SUMMARY OF LABORATORY EXAMINATIONS:

The bullet removed from the submitted armored vest was fired from the submitted Astra semi-automatic pistol.

Bullets from wound 5-4, the head wound, and wound #6 were fired from the submitted Smith and Wesson revolver, serial number AFW [REDACTED].

Bullets from wound #1 and from the dashboard of [REDACTED] vehicle could have been fired from the submitted Smith and Wesson revolver, serial number [REDACTED].

### EVIDENCE:

1. A body armor vest with bullet.
2. An Astra .380 semi-automatic pistol, Constable model, serial number [REDACTED].
3. A gunshot residue kit from [REDACTED] [REDACTED].
4. A .38 Special Smith and Wesson revolver, serial number AFW [REDACTED].
5. A .38 Special Smith and Wesson revolver, serial number [REDACTED].
6. A blue jacket.

Date of Report: January 14, 1987

Examinations by: [REDACTED]

Title: Criminalist
Evidence Continued:

Item 7: Projectiles removed from [redacted] at autopsy - (consists of four bullets and four lead fragments).

8: Twelve fired .38 Special casings and one speed loader found on ground at scene.

9: A blood sample from [redacted].

10: A shirt and pair of pants from [redacted].

11: A mutilated piece of copper jacket removed from dash board of [redacted] vehicle.

EXAMINATIONS:

All of the submitted weapons were found to be operationally functional and safe. Each weapon was test fired, and the respective fired components collected for comparison purposes.

The two Smith and Wesson revolvers have similar class characteristics, i.e. caliber, number of lands and grooves, direction of twist, and dimensions of land and groove impressions. The bullets test fired in revolver, serial number AFW [redacted], were well marked, but the bullets test fired in revolver, serial number [redacted] were only lightly marked. Comparison of the submitted bullets to the test fired bullets identified bullets from wound 5-4, the head wound, and wound #6 having been fired in the Smith and Wesson revolver, serial number AFW [redacted].

Bullets from wound #1 and from the dash board of the [redacted] vehicle have the same class characteristics as both the Smith and Wesson revolvers, but were only lightly marked like the test fired bullets from revolver, serial number [redacted]. The revolver, serial AFW [redacted], was eliminated as firing the aforementioned bullets based on the marking differences.

The .38 Special casings on the ground at the scene were shown, by firing pin impressions, to have been fired in the revolver, serial number AFW [redacted].

Three additional test fires were conducted with revolver, serial number [redacted], in order to determine if multiple firing pin strikes could be observed. No differences between single and multiple strikes were observed.

The liquid blood sample from [redacted] was tested for alcohol content by Criminalist [redacted] on December 24, 1986. The results are 0.00% w/v alcohol. The blood sample was forwarded to Department of Justice Toxicology for drug analysis on December 31, 1986.

Continued on Page Three
Examinations Continued

The gunshot residue evidence kit from [redacted] was forwarded to Department of Justice Laboratory in Redding for analysis on January 8, 1987. (Report attached)

DISPOSITION:

The remaining evidence is being held at the North Coast Laboratory pending return to the submitting agency.

[Signature]

/Criminalist
ON 3-30-87 AT ABOUT 0830 HRS., DEPUTY DISTRICT ATTORNEY JOSEPH McGUIRE, YOLO COUNTY DA'S OFFICE, CALLED ME REQUESTING THE NAME OF THE PERSON WHO SEARCHED [REDacted] ON 12-8-86.

ON 3-30-87 AT ABOUT 1330 HRS., I CALLED AND TALKED TO MS. [REDacted], THE GARBERVILLE SUB-STATION CLERK.

WHEN ASKED, MS. [REDacted] SAID THAT CHP OFFICER CATHY SUBLETT HAD SEARCHED MR. [REDacted] AT THE SUB-STATION AND THAT SHE [REDacted] WAS PRESENT.
<table>
<thead>
<tr>
<th></th>
<th>Item</th>
<th>Measurements</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>380 CASING</td>
<td>10'8&quot; W - 32&quot; S of A</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>COPPER JACKET</td>
<td>9'3&quot; W - 7'3&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>380 CASING</td>
<td>9'3&quot; W - 9'9&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>COPPER JACKET</td>
<td>11'6&quot; W - 9'0&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>380 CASING</td>
<td>18'8&quot; W - 9'4&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>GSR KIT from</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>380 CASING</td>
<td>8'6&quot; W - 12'3&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>ASTRA 380 SEMI-AUTO</td>
<td>14'6&quot; W - 4'7&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>Shoes AND Socks from</td>
<td></td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>SHIRT from</td>
<td></td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>PANTS from</td>
<td></td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>ROAD MAP</td>
<td></td>
<td></td>
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<tr>
<td>13</td>
<td>380 CASING</td>
<td>10'9&quot; W - 17'2&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>380 CASING</td>
<td>8'10&quot; W - 13'0&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>380 CASING</td>
<td>9'6&quot; W - 19'3&quot; N of A</td>
<td></td>
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<tr>
<td>16</td>
<td>380 CASING</td>
<td>12'0&quot; W - 20'4&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>COPPER JACKET</td>
<td>11'5&quot; W - 19&quot; S of B</td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>LEAD CORE</td>
<td>5'8&quot; W - 7'0&quot; N of B</td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>CHP FLASHLIGHT</td>
<td>30'9&quot; W - 5'6&quot; S of B</td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>39CAL. S&amp;W REVOLVER</td>
<td>29'2&quot; W - 21'5&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>EYE GLASSES</td>
<td>25'0&quot; W - 22'4&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>NIGHT STICK</td>
<td>22'0&quot; W - 18'6&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>LEAD FRAGMENT</td>
<td>3'0&quot; W - 6'6&quot; N of A</td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>COPPER JACKET</td>
<td>From DASH of VEH.</td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>G-38 CASINGS AND LOADER</td>
<td>29'4&quot; W - 12'0&quot; S of A</td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>G-38 CASINGS</td>
<td>34'2&quot; W - 15'6&quot; S of A</td>
<td></td>
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96-6168
12-9-86
J.V. Scott
<table>
<thead>
<tr>
<th>Letter</th>
<th>Distance (in)</th>
<th>NoFA</th>
<th>Distance (W)</th>
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<tbody>
<tr>
<td>A</td>
<td>2'0&quot;</td>
<td>NoFA</td>
<td>15'10&quot; W</td>
</tr>
<tr>
<td>B</td>
<td>3'6&quot;</td>
<td>NoFA</td>
<td>14'11&quot; W</td>
</tr>
<tr>
<td>C</td>
<td>4'3&quot;</td>
<td>NoFA</td>
<td>14'0&quot; W</td>
</tr>
<tr>
<td>D</td>
<td>6'6&quot;</td>
<td>NoFA</td>
<td>12'0&quot; W</td>
</tr>
<tr>
<td>E</td>
<td>7'6&quot;</td>
<td>NoFA</td>
<td>11'4&quot; W</td>
</tr>
<tr>
<td>F</td>
<td>8'9&quot;</td>
<td>NoFA</td>
<td>12'0&quot; W</td>
</tr>
<tr>
<td>G</td>
<td>15'10&quot;</td>
<td>SofA</td>
<td>3'8&quot; W</td>
</tr>
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</table>

86-6168
12-9-86
J.V. Scott
#1 Projectile back of hair
#2 Wound #1
#3 Wound 5-4
#4 A
#5 B
#6 Left foot
#7 From head wound
#8 From wound 6
REQUEST FOR
PHYSICAL EVIDENCE EXAMINATION
REQUESTING AGENCY: Humboldt Co. Sheriff's Dept. COUNTY OF: Humboldt
OFFENSE: 664-187 PC. DATE OF OFFENSE: 12-9-86 AGENCY CASE # 86-6168

STOFFNER JOHNNY AND GORDON TERRY
Investigating Officer: DeL. Hill / Yulich Phone #: 707-445-7301
DATE NEEDED: ASAP Purpose: DISTRICT ATTORNEY'S REVIEW

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<td>1</td>
<td>Body Armor Vest - White</td>
<td>Remove bullet - town left &amp; compare it to ASTRA PISTOL.</td>
</tr>
<tr>
<td>2</td>
<td>ASTRA Pistol - Semi-Auto SN</td>
<td>Test fire for comparison</td>
</tr>
<tr>
<td>3</td>
<td>G. S. R Kit - secured from</td>
<td>Determine residue residuary</td>
</tr>
<tr>
<td>4</td>
<td>6&quot; S/W Revolver - SN</td>
<td>Test fire &amp; compare to ASTRA Polar SN.</td>
</tr>
<tr>
<td>5</td>
<td>4&quot; S/W Revolver - SN</td>
<td>Same as #4 above</td>
</tr>
<tr>
<td>6</td>
<td>Blue CHP Jacket - bullet hole left side</td>
<td>Determine firing distance</td>
</tr>
<tr>
<td>7</td>
<td>Projectiles removed from</td>
<td>compare to items 445</td>
</tr>
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ATTACH ADDITIONAL SHEETS AS REQUIRED

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CHIEF OF POLICE

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Court Due Date: ______________________ Current Priority: ______________________

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PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE
REQUEST FOR

PHYSICAL EVIDENCE EXAMINATION

REQUESTING AGENCY: Humboldt Co., S.O., County of: Humboldt
OFFENSE: 664-187 PC, DATE OF OFFENSE: 12-9-86, AGENCY CASE #: 86-6168

[Redacted]

INVESTIGATING OFFICER: Hill / Vulich Phone #: 907-445-7301
DATE NEEDED: ASAP Purpose: D.A.'S REVIEW OF CASE.

Attach copy of report or state summary of circumstances on back of sheet:

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<td>19 EMPTY CASINGS - 38 CALIBER BLOOD</td>
<td>COMPARE TO ITEMS 4-5 Page One</td>
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<tr>
<td>9</td>
<td>SHIRT/ PANTS</td>
<td>ALCOHOL / DRUG SCREEN</td>
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<tr>
<td>10</td>
<td>COPPER JACKET BULLET / DASH OF VEH.</td>
<td>DETERMINE FIRING DISPUTE</td>
</tr>
<tr>
<td>11</td>
<td></td>
<td>DETERMINE IF FIRED FROM 40-5</td>
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**ATTACH ADDITIONAL SHEETS AS REQUIRED**

**CHAIN OF CUSTODY**

<table>
<thead>
<tr>
<th>Item #</th>
<th>Received From</th>
<th>Delivered To</th>
<th>Date</th>
<th>Time</th>
</tr>
</thead>
<tbody>
<tr>
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</tbody>
</table>

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To Be Completed by Laboratory

<table>
<thead>
<tr>
<th>Item #</th>
<th>Priority</th>
<th>Scheduled Analysis</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
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<td></td>
</tr>
</tbody>
</table>

---

Notify Lab Immediately if Due Date or Priority Change

PLACE THIS FORM IN ENVELOPE ON OUTSIDE OF EVIDENCE PACKAGE
IDENTIFICATION OFFICER'S REPORT
HUMBOLDT COUNTY SHERIFF'S DEPARTMENT
IDENTIFICATION SECTION

TOTAL HRS. ________________ CASE NO. 86-6168

TYPE OF CRIME Investigation LOCATION Weott

ADDRESS ____________________

TYPE OF STRUCTURE ____________________

TIME _____ DATE _____ ADDRESS ____________________

REQUESTED BY Lt. DeCarli DIVISION ____________________

CAMERA USED Nikon F.STOP 8 Speed 250 FILM TYPE 400 Color

ASA 400 TYPE OF LIGHT: FLASH BULBS ELECTRONIC FLASH XX DAYLIGHT OTHER

PHOTOGRAPHS

CRIME SCENE B/W ______ COLOR X

VICTIMS B/W ______ COLOR______

COPY PHOTOS B/W ______ COLOR______

MISC PHOTOS B/W ______ COLOR______

MOVIE FILM B/W ______ COLOR______

VIDEO TAPE B/W ______

LATENT PRINTS

LIFTED ____________

COMPARISONS MADE ____________

INVESTIGATION CONDUCTED AND ACTION TAKEN:

12-8-86 Aprox 2300 Arrived in Weott area after being called out from home by the Sheriff's Office Dispatcher. Upon arrival I was advised by Lt. DeCarli briefly of the circumstances surrounding the shooting. I was also advised at this time that the scene would be secured for the night (due to darkness) and processing would be done the following morning.

12-9-86 Aprox 0900 Returned to the Weott area, assisted D.O.J. Criminalist in processing the scene. General over all photos of the location were taken, Additional photos of the various items of evidence were also taken. After photographs of the body were taken, D.O.J. Criminalist collected G.S.R. samples from both hands. The outer clothing and shoes worn by the __________ were removed and retained

(HESD 0415.1 10-76)

IDENTIFICATION TECHNICIAN

__________________________
by me. The body was then released to the Coroner at approx. 1125 hrs.
After removal of the body all additional items of evidence were collected,
and retained by me for storage. Prior to collection, measurements of the
location of each item of evidence were recorded. At. aprox 1500 hrs,
after completion of the above I departured the Weott area.

12/10/86 0900 Met with Coroner, and [redacted] at the Co. Morgue. Photographs
of the [redacted] were taken prior to and during the autopsy. Fingerprint
were taken of the [redacted]. These prints were compared by me with the inked
fingerprints of [redacted] Both sets of prints were obtained from the
same [redacted]. A total of 8 projectiles, blood, and Urine samples, and

IDENTIFICATION TECHNICIAN
a pair of boxer shorts were collected for evidence. At aprox. 1230 hrs the autopsy was concluded.
<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>2.</td>
<td>Part copper jacket</td>
</tr>
<tr>
<td>3.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>4.</td>
<td>Part copper jacket</td>
</tr>
<tr>
<td>5.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>6.</td>
<td>G.S. R kit from [redacted]</td>
</tr>
<tr>
<td>7.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>8.</td>
<td>Astra 380 semi auto pistol (empty) [redacted]</td>
</tr>
<tr>
<td>9.</td>
<td>Shoes &amp; socks from [redacted]</td>
</tr>
<tr>
<td>10.</td>
<td>Shirt from [redacted]</td>
</tr>
<tr>
<td>11.</td>
<td>Pants from [redacted]</td>
</tr>
<tr>
<td>12.</td>
<td>Road map from ground by RT front tire</td>
</tr>
<tr>
<td>13.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>14.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>15.</td>
<td>Empty 380 casing</td>
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<tr>
<td>ITEM</td>
<td>DESCRIPTION</td>
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<tr>
<td>------</td>
<td>-------------</td>
</tr>
<tr>
<td>16</td>
<td>Empty .380 casing</td>
</tr>
<tr>
<td>17</td>
<td>Copper jacket</td>
</tr>
<tr>
<td>18</td>
<td>Lead cone</td>
</tr>
<tr>
<td>19</td>
<td>Mag-Lite flashlight</td>
</tr>
<tr>
<td>20</td>
<td>.38 cal. mod. 67 S&amp;W Ser.</td>
</tr>
<tr>
<td>21</td>
<td>PR eye glasses (Released at Scene)</td>
</tr>
<tr>
<td>22</td>
<td>Black metal night stick</td>
</tr>
<tr>
<td>23</td>
<td>Lead fragment</td>
</tr>
<tr>
<td>24</td>
<td>Copper jacket from Pinto dash</td>
</tr>
<tr>
<td>25</td>
<td>Speed loader &amp; 6 spent .38 casings (Group 1)</td>
</tr>
<tr>
<td>26</td>
<td>6 spent .38 casings (Group 2)</td>
</tr>
<tr>
<td>27</td>
<td>Piece of Levi fabric from dash of Pinto</td>
</tr>
<tr>
<td>28</td>
<td>Blue Saba's size 40 CHP jacket</td>
</tr>
<tr>
<td>29</td>
<td>1-set black duty leather gear</td>
</tr>
<tr>
<td>30</td>
<td>Black &quot;Sport Wallet&quot; w/ $6200</td>
</tr>
</tbody>
</table>
ITEM | DESCRIPTION
--- | ---
31 | Blue wrist style 'Sports wallet' with watch
32 | Butterfly knife, small scissors, and 25¢
33 | 1 Key on ring (for Falcon wagon)

Collected 12/9/66 at Wewood
<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>PACA (protection apparel corp. of America) Body Armor</td>
</tr>
<tr>
<td>2.</td>
<td>Vest</td>
</tr>
<tr>
<td>3.</td>
<td>One pair of dark blue child coveralls</td>
</tr>
<tr>
<td>4.</td>
<td>One white &quot;T&quot; shirt (underwear)</td>
</tr>
<tr>
<td>5.</td>
<td>One white sweatshirt w/ navy mouse insignia</td>
</tr>
</tbody>
</table>

(HCSD 0410-1 Rev 10-75)
## Release Certification

**To Name:**

**Address:**

**Received By:**

**Released By:**

**Date:** 1-28-87

**How Released:**

---

### Out

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<th>TIME IN</th>
<th>FROM</th>
<th>TO</th>
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<tr>
<td>Sbr 649</td>
<td>12-9-86</td>
<td>0837</td>
<td>F.E.</td>
<td>C.Hill</td>
<td>1/21/87</td>
<td>1000</td>
<td>DOJ</td>
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<td>A</td>
<td>CASSETTE TAPE STATEMENT of CHP Sublett/FIGAS</td>
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<td>B</td>
<td>CASSETTE TAPE STATEMENT of HCSO Deputy KINDRED</td>
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<td>C</td>
<td>CASSETTE TAPE STATEMENT of AMBULANCE EMT</td>
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<td>D</td>
<td>CASSETTE TAPE STATEMENT of CHP Officer SHOFFNER</td>
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<td>CASSETTE TAPE STATEMENT of CHP Officer GORDON</td>
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<td>CASSETTE TAPE STATEMENT of CHP Officer GORDON</td>
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<td>CASSETTE TAPE STATEMENT of CHP Officer GORDON</td>
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<td>CASSETTE TAPE STATEMENT of CHP Officer GORDON</td>
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<tr>
<td>J</td>
<td>CASSETTE TAPE &quot;COPY&quot; - CHP RADIO TAPE 12-8-86 2144-2214645</td>
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<td>K</td>
<td>CASSETTE TAPE &quot;COPY&quot; - CHP RADIO &amp; TELEPHONE TAPE 12-8-86 2144-2214645</td>
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</tbody>
</table>
CASE NO. 86-6168
DATE STORED 12-9-86
TIME STORED

CRIME CHP OIS

ADULT ARREST? YES NO
JUV. APREHENSION? YES NO

TYPE OF PROPERTY
X EVIDENCE  FOUND  SAFEKEEPING

OWNERS OF PROPERTY

ITEMS

NAME
HCSO

ADDRESS
I.D. Sect.

CITY
PHONE

ITEMS

NAME

ADDRESS

CITY
PHONE

ITEMS

NAME

ADDRESS

CITY
PHONE

(HCSO 0410.1 Rev 1-86)

SEARCH WARRANT NO.

LAB WORK REQUIRED (Describe)

SIGNATURE OF DEPUTY STORING

P.N. NO. 0086

FRAME (BAR)

ITEM DESCRIPTION WEIGHT

1G VAIL OF BLOOD FROM CHP OFFICE TERRY GORDON

AS VAIL OF BLOOD FROM CHP OFFICE JOHN SHOFFNER

Identification Section
**RELEASE CERTIFICATION**

<table>
<thead>
<tr>
<th>RELEASED ITEMS NO.</th>
<th>Released Items No.</th>
</tr>
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<tbody>
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<td>TO NAME</td>
<td>TO NAME</td>
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<tr>
<td>ADDRESS</td>
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<td>RECEIVED BY</td>
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<tr>
<td>HOW RELEASED:</td>
<td>HOW RELEASED:</td>
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</tbody>
</table>

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<td>DATE</td>
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<td>HOW RELEASED:</td>
<td>HOW RELEASED:</td>
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**OUT**

<table>
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<tr>
<th>ITEMS</th>
<th>DATE OUT</th>
<th>TIME OUT</th>
<th>FROM</th>
<th>TO</th>
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**IN**

<table>
<thead>
<tr>
<th>DATE IN</th>
<th>TIME IN</th>
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<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>2/10/66</td>
<td>14:50</td>
<td></td>
<td>Refin'</td>
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عدل
<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>WEIGHT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>ONE PAIR OF ROCKY BOOTS - BLACK - HIGHTOPS</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>ONE WHITE Bullet Proof Protective Vest</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>ONE CHP BLUE JACKET, &quot;CHP&quot; PATCHES - Badge</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>ONE ROYAL BLUE &quot;JICKY&quot;</td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>ONE BLUE &quot;PANNILL&quot; X-LARGE SWEET SHIRT</td>
<td></td>
</tr>
<tr>
<td>6</td>
<td>ONE PAIR OF CHP UNIFORM PANTS - BLACK BELT</td>
<td></td>
</tr>
<tr>
<td>7</td>
<td>ONE PAIR OF BLACK &quot;RODWINING&quot; SHOES</td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>ONE SAM BROWN POLICE DUTY BELT with one empty Speedcorder pouch, a radio holding unit, baton ring, Buck knife, and case, a handcuffs, + cases, One 6&quot; Holster + Stainless Steel revolver - 6&quot; - 5 Live</td>
<td></td>
</tr>
</tbody>
</table>

Serial Number [Redacted] #E16 STAMPED INSIDE

SMITH & WESSON —
## Case No: 86-6168
Date Stored: 12-9-86
Time Stored: 0100 hrs.

### Type of Property
- X Evidence
- ☐ Found
- ☐ Safekeeping

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>One pair of Rocky Boots - Black - High Tops</td>
</tr>
<tr>
<td>2</td>
<td>One white Bullet Proof Protective Vest</td>
</tr>
<tr>
<td>3</td>
<td>One CHP Blue Jacket, patches - Badge</td>
</tr>
<tr>
<td>4</td>
<td>One royal blue &quot;Dicky&quot;</td>
</tr>
<tr>
<td>5</td>
<td>One Blue &quot;Pannill&quot; - X-Large Sweater Shirt</td>
</tr>
<tr>
<td>6</td>
<td>One pair of CHP uniform pants + Black Belt</td>
</tr>
<tr>
<td>7</td>
<td>One pair of black &quot;Redwing&quot; shoes</td>
</tr>
<tr>
<td>8</td>
<td>One Sam Brown Police Duty Belt</td>
</tr>
<tr>
<td>9</td>
<td>With one empty speedloader pouch</td>
</tr>
<tr>
<td></td>
<td>A radio holding unit</td>
</tr>
<tr>
<td></td>
<td>Baton Ring</td>
</tr>
<tr>
<td></td>
<td>Buck Knife</td>
</tr>
<tr>
<td></td>
<td>And case, handcuffs + cases</td>
</tr>
<tr>
<td></td>
<td>One 6&quot; Holster + Stainless Steel Revolver - 6&quot; - .357 mag</td>
</tr>
</tbody>
</table>

Signature of Deputy Storing: [Signature]

 HCSD 0410-1 Rev 1-86

Search Warrant No. [BLANK]
## RELEASE CERTIFICATION

**REleased Items No.**

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DATE</th>
<th>TIME OUT</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>#8 Revolver + Rounds</td>
<td>12/16/86</td>
<td>1500</td>
<td>カラー</td>
<td>DOT: E</td>
</tr>
</tbody>
</table>

**TO NAME:** M. E. NVOKE, SET 5061

**Address:** 515 GARBAGEVILLE

**REleased Items No.**

**TO NAME:** [Signature]

**Address:** [Signature]

**REleased Items No.**

**TO NAME:** [Signature]

**Address:** [Signature]

**REleased Items No.**

**TO NAME:** [Signature]

**Address:** [Signature]

**DATE:** 12/16/86

**HOW RELEASED:**

---

## OUT

<table>
<thead>
<tr>
<th>ITEMS</th>
<th>DATE OUT</th>
<th>TIME OUT</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>#8 Revolver + Rounds</td>
<td>12/16/86</td>
<td>1500</td>
<td>カラー</td>
<td>DOT: E</td>
</tr>
</tbody>
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## IN

<table>
<thead>
<tr>
<th>DATE IN</th>
<th>TIME IN.</th>
<th>FROM</th>
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<tbody>
<tr>
<td>12/27/87</td>
<td>1000</td>
<td>[Signature]</td>
<td>[Signature]</td>
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</table>
**SEARCH WARRANT NO.** 1667

**SEARCH OF FORD PILOT WAGON**

<table>
<thead>
<tr>
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<th>DESCRIPTION</th>
<th>WEIGHT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>RUGER, MINI 14 RIFLE - SERIAL # [redacted]</td>
<td>[redacted]</td>
</tr>
<tr>
<td>2</td>
<td>ARMY LIKE WEB BELT - SHOULDER STRAPS WITH ONE CANTEEN POUCHES AND CANTEEN TWO AMMO POUCHES CONTAINING 30 ROUNDS BANANA CLIPS RESPECTIVELY, AND 30 ROUND .223 CALIBER ROUNDS, FIELD PACK.</td>
<td>[redacted]</td>
</tr>
<tr>
<td>3</td>
<td>ONE 30 ROUND BANANA CLIP - REMOVED FROM MINI 14 AT TIME OF SEIZURE ON 12-9-86 BY F. VULICH 0088</td>
<td>[redacted]</td>
</tr>
<tr>
<td>4</td>
<td>OLIVE COLORED MENS JACKET - THIN LINING</td>
<td>[redacted]</td>
</tr>
<tr>
<td>5</td>
<td>BLUE SLEEPING BAG - NAME &quot;WOLF&quot; WRITTEN ON LABEL</td>
<td>[redacted]</td>
</tr>
<tr>
<td>6</td>
<td>ONE BLACK WEAVE SHOULDER HOLSTER</td>
<td>[redacted]</td>
</tr>
<tr>
<td>7</td>
<td>30.00 CASH - (1 10.00 BILL + 1 20.00 BILL)</td>
<td>[redacted]</td>
</tr>
<tr>
<td>8</td>
<td>BROWN WOMANS PURSE WITH STRAPS WITH ONLY CONTENTS</td>
<td>[redacted]</td>
</tr>
</tbody>
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**RELEASE CERTIFICATION**

<table>
<thead>
<tr>
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<th>RELEASED ITEMS NO.</th>
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<tr>
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<th>TO NAME</th>
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<tr>
<td></td>
<td></td>
<td>DATE</td>
<td>DATE</td>
</tr>
<tr>
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<td></td>
<td>HOW RELEASED:</td>
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**OUT**

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<th>TIME OUT</th>
<th>FROM</th>
<th>TO</th>
<th>DATE IN</th>
<th>TIME IN</th>
<th>FROM</th>
<th>TO</th>
</tr>
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<tbody>
<tr>
<td>1-2-3-4</td>
<td>12-10-86</td>
<td>1650</td>
<td>Eichler - Woodward - D.O.</td>
<td>Brown - P.C. Davis</td>
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**IN**
<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>WEIGHT</th>
</tr>
</thead>
<tbody>
<tr>
<td>1A</td>
<td>Projectile from head (back of head)</td>
<td></td>
</tr>
<tr>
<td>2A</td>
<td>Projectile from wound #1</td>
<td></td>
</tr>
<tr>
<td>3A</td>
<td>Projectile from wound #2</td>
<td></td>
</tr>
<tr>
<td>4A</td>
<td>Projectile from wound #3</td>
<td></td>
</tr>
<tr>
<td>5A</td>
<td>Projectile from wound #4</td>
<td></td>
</tr>
<tr>
<td>6A</td>
<td>Projectile from head wound</td>
<td></td>
</tr>
<tr>
<td>7A</td>
<td>Projectile from head wound</td>
<td></td>
</tr>
<tr>
<td>8A</td>
<td>Blood Sample</td>
<td></td>
</tr>
<tr>
<td>9A</td>
<td>Urine Sample</td>
<td></td>
</tr>
<tr>
<td>10A</td>
<td>PE blue checked boxer shorts</td>
<td></td>
</tr>
</tbody>
</table>

Above items collected at autopsy

Identification Section
**RELEASE CERTIFICATION**

RELEASED ITEMS NO. 1-A - 11-A

TO NAME: CXIP

ADDRESS: [Signature]

RECEIVED BY: [Signature]

RELEASED BY: [Signature]

DATE: 1-28-87

HOW RELEASED: 12 P.M.

**RELEASE CERTIFICATION**

RELEASED ITEMS NO.

TO NAME

ADDRESS

RECEIVED BY

(SIGNATURE)

RELEASED BY

(SIGNATURE)

DATE

HOW RELEASED:

**OUT**

<table>
<thead>
<tr>
<th>ITEMS</th>
<th>DATE OUT</th>
<th>TIME OUT</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>1A Thr. 104</td>
<td>12/17/66</td>
<td>1500</td>
<td>Senate</td>
<td>DOJ</td>
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**IN**

<table>
<thead>
<tr>
<th>DATE IN</th>
<th>TIME IN</th>
<th>FROM</th>
<th>TO</th>
</tr>
</thead>
<tbody>
<tr>
<td>1/21/67</td>
<td>1000</td>
<td>DOJ</td>
<td>State</td>
</tr>
</tbody>
</table>

[Signature]
<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Empty 380 casing</td>
</tr>
<tr>
<td>2.</td>
<td>PART copper JACKET</td>
</tr>
<tr>
<td>3.</td>
<td>Empty 380 CASING</td>
</tr>
<tr>
<td>4.</td>
<td>PART copper JACKET</td>
</tr>
<tr>
<td>5.</td>
<td>Empty 380 CASING</td>
</tr>
<tr>
<td>6.</td>
<td>G.S.R KIT from [blurred]</td>
</tr>
<tr>
<td>7.</td>
<td>Empty 380 CASING</td>
</tr>
<tr>
<td>8.</td>
<td>ASTRA 380 Semi Auto PISTOL (Empty) [blurred]</td>
</tr>
<tr>
<td>9.</td>
<td>Shoes &amp; Socks from [blurred]</td>
</tr>
<tr>
<td>10.</td>
<td>Shirt from [blurred]</td>
</tr>
<tr>
<td>11.</td>
<td>Pants from [blurred]</td>
</tr>
<tr>
<td>12.</td>
<td>Road Map from ground by RT front tire</td>
</tr>
<tr>
<td>13.</td>
<td>Empty 380 CASING</td>
</tr>
<tr>
<td>14.</td>
<td>Empty 380 CASING</td>
</tr>
<tr>
<td>15.</td>
<td>Empty 380 CASING</td>
</tr>
</tbody>
</table>

Identification Section
**RELEASE CERTIFICATION**

**RELEASED ITEMS NO.**

**TO NAME**

ADDRESS

RECEIVED BY
(SIGNATURE)

RELEASED BY
(SIGNATURE)

DATE

HOW RELEASED:

**RELEASED ITEMS NO.**

**TO NAME**

ADDRESS

RECEIVED BY
(SIGNATURE)

RELEASED BY
(SIGNATURE)

DATE

HOW RELEASED:

---

**OUT**

<table>
<thead>
<tr>
<th>ITEMS</th>
<th>DATE OUT</th>
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<th>TO</th>
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</thead>
<tbody>
<tr>
<td>1/10/66</td>
<td>12/1/66</td>
<td>1:00</td>
<td>DOJ 12</td>
<td>DOJ</td>
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**IN**

<table>
<thead>
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<th>DATE IN</th>
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<tr>
<td>1/12/67</td>
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<td>DOJ</td>
<td>DOJ 12</td>
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</tr>
<tr>
<td>------</td>
<td>-------------</td>
<td>--------</td>
<td></td>
</tr>
<tr>
<td>16</td>
<td>Empty 380 casing</td>
<td></td>
<td></td>
</tr>
<tr>
<td>17</td>
<td>Copper jacket</td>
<td></td>
<td></td>
</tr>
<tr>
<td>18</td>
<td>Lead core</td>
<td></td>
<td></td>
</tr>
<tr>
<td>19</td>
<td>Mag-Lite flashlight</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20</td>
<td>38 cal mod. 67 Stw ser. w/6 spent rounds</td>
<td></td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>PR Eye glasses (Released at Scene)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>Black metal night stick</td>
<td></td>
<td></td>
</tr>
<tr>
<td>23</td>
<td>Lead fragment</td>
<td></td>
<td></td>
</tr>
<tr>
<td>24</td>
<td>Copper jacket from Pinto Dash</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25</td>
<td>Speed Loader &amp; 6 spent 38 casings (Group 1)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>26</td>
<td>6 spent 38 casings (Group 2)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>27</td>
<td>Piece of Levi fabric from Dash of Pinto</td>
<td></td>
<td></td>
</tr>
<tr>
<td>28</td>
<td>Blue Saba's size 40 CHP jacket</td>
<td></td>
<td></td>
</tr>
<tr>
<td>29</td>
<td>1-set Black Duty Leather gear</td>
<td></td>
<td></td>
</tr>
<tr>
<td>30</td>
<td>Black &quot;Sport Wallet&quot; w/#6200</td>
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## RELEASE CERTIFICATION

<table>
<thead>
<tr>
<th>Released Items No.</th>
<th>Released Items No.</th>
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</thead>
<tbody>
<tr>
<td>19, 22, 29</td>
<td>20, 27, 29</td>
</tr>
<tr>
<td>To Name</td>
<td>John Shaffer</td>
</tr>
<tr>
<td>Address</td>
<td>PO Box 515 Garfield, VA</td>
</tr>
<tr>
<td>Received By</td>
<td>(Signature)</td>
</tr>
<tr>
<td>Released By</td>
<td>(Signature)</td>
</tr>
<tr>
<td>Date</td>
<td>12-16-86</td>
</tr>
<tr>
<td>How Released:</td>
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<table>
<thead>
<tr>
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<tbody>
<tr>
<td>16, 17, 18, 23, 24, 26, 29, 30</td>
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<tr>
<td>To Name</td>
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</tr>
<tr>
<td>Address</td>
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</tr>
<tr>
<td>Received By</td>
<td>(Signature)</td>
</tr>
<tr>
<td>Released By</td>
<td>(Signature)</td>
</tr>
<tr>
<td>Date</td>
<td>1-28-87</td>
</tr>
<tr>
<td>How Released:</td>
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## OUT

<table>
<thead>
<tr>
<th>Items</th>
<th>Date Out</th>
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<th>From</th>
<th>To</th>
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</thead>
<tbody>
<tr>
<td>20, 24, 25, 26, 28</td>
<td>12/17/86</td>
<td>1500</td>
<td>State</td>
<td>DOJ, E.</td>
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## IN

<table>
<thead>
<tr>
<th>Date In</th>
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<tbody>
<tr>
<td>1/28/87</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>ITEM</td>
<td>DESCRIPTION</td>
<td>WEIGHT</td>
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</tr>
<tr>
<td>------</td>
<td>-----------------------------------------------------------------------------</td>
<td>--------</td>
<td></td>
</tr>
<tr>
<td>21</td>
<td>Blue wrist style 'Sports Wallet' with watch</td>
<td>✓</td>
<td></td>
</tr>
<tr>
<td>22</td>
<td>Butterfly knife, small scissors, and 25¢</td>
<td>✓</td>
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</tr>
<tr>
<td>33</td>
<td>1 key on ring (for Falcon Wagon)</td>
<td>✓</td>
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</tr>
</tbody>
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Collected 12/9/46 at Wood.
### RELEASE CERTIFICATION

<table>
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<tr>
<td>(SIGNATURE)</td>
<td>(SIGNATURE)</td>
</tr>
<tr>
<td>DATE</td>
<td>DATE</td>
</tr>
<tr>
<td>HOW RELEASED</td>
<td>HOW RELEASED</td>
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<td>1-28-87</td>
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<td>10 PM</td>
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### OUT

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### IN

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<th>TIME IN</th>
<th>FROM</th>
<th>TO</th>
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<tbody>
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**Note:** The form contains handwritten entries for the date 1-28-87 and the time 10 PM.