PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 CAD011100 INITIAL INVESTIGATION



CASE NUMBER

2017-00018194 CROSS REF CASE RISI

2017-2017-2017-

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PLEASANTON POLICE DEPARTMENT NARRATIVE

DATE/TIME WRITTEN
5/20/2017 11:36
REPORTING OFFICER

2017-00018194

Shuffield, Robert,

On 5/20/2017, about 1137 hours, Pleasanton police officers were dispatched to

Pleasanton for a
domestic disturbance. The incident resulted in an officer involved shooting. The details of the case, investigation
and investigative findings will be included in supplemental reports authored by involved officers and investigators. Pleasanton for a

R. Shuffield 276

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909

PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194

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 DATE/TIME WRITTEN
 CASE NUMBER

 05/21/2017 08:53
 2017-00018194

 REPORTING OFFICER

 Christensen, Joshua, ,

NARRATIVE:

On 05/20/2017 around 1140 hours, I was dispatched to to assist Officer Cavellini, Officer Batt and Officer Jewell with a 911 call. The reporting party said her served with an Emergency Protection Order a few hours prior was back at the house and was trying to get inside the residence through the garage door. I started responding from the area of Hopyard Rd and Stoneridge Dr.

As I was responding I heard Officer Cavellini say on the radio, "he has a shotgun." At this time I activated my emergency lights and siren and responded Code 3 the remainder of the way. I arrived on scene at approximately 1149 hours and parked my patrol vehicle facing east on Burgundy Dr, where it intersects with Touriga Dr. As I was parking, I observed Officer Batt walking in the middle of Burgundy Dr, heading in a southwest direction, directly in front of my patrol vehicle. Officer Batt was holding his department issued AR-15, with his right hand and the muzzle facing the ground. Officer Batt at one point indicated to me he had fired his rifle at a male subject who was running at him.

I observed Officer Cavellini standing near the front of the driveway of I observed a male subject, later identified to me as ESTILL lying on his back, with his head towards the bottom of the driveway. ESTILL was between two vehicles in the driveway and it was evident by the traumatic head injury, he was deceased. I checked on the welfare of Officer Cavellini and Officer Jewell and they advised me they were not injured. I redirected my attention to Officer Batt and walked with him to the south-east corner of Burgundy Dr and Touriga Dr.

Officer Batt was visibly upset over the incident and he had a seat on the raised planter box, in front of Burgundy Dr. Officer Batt was breathing heavily, crying and was using the rifle to support himself while he was leaning forward. Officer Batt transitioned to a seated position on the raised curb, directly next to the passenger side of his patrol vehicle, which was parked on the south curb line of Burgundy Dr, facing east.

I asked Officer Batt what direction he discharged his rifle, so we could start checking on nearby residents.

Officer Batt advised he discharged his rifle towards the garage area of

I advised dispatch we needed officers to check on the welfare of residents in the immediate area of where the rifle was discharged. After a couple of minutes Lt. L. Cox and Sgt. J. Niceley arrived on scene and checked on the welfare of Officer Batt and all involved officers. Officer Batt was escorted to Sgt. Niceley's patrol vehicle.

Sgt. Niceley remained with Officer Batt and I began assisting with the crime scene.

I started making sure we had the roadway blocked by placing yellow crime scene tape up at Chablis Ct and Touriga Dr. I was also asked by Sgt. Niceley to position my patrol vehicle in front of in an attempt to block the view of other residents in the area that might be affected by the crime scene. I positioned my patrol vehicle directly in the middle of the road, making sure to stay away from any evidence. I placed yellow evidence markers next to expended .223 casings I located next to the north curb-line of Burgundy Dr. just a couple feet east of the driveway of After marking the evidence I walked down to the intersection of Burgundy Dr and Touriga Dr. and checked in with Lt. Cox and Sgt. Niceley

DATE/TIME WRITTEN 05/21/2017 08:53 REPORTING OFFICER Christensen, Joshua, CASE NUMBER

2017-00018194

for further direction.

and we needed to remove them to a were still inside the residence of more stable location. Lt. Cox and Officer B. Palmquist went inside and gathered the eventually led them out of the house away from the crime scene. Officer Evans and I at the same time were from the deceased ESTILL. The made their way east on holding up a blanket to shield the Burgundy Dr to a patrol vehicle.

At approximately 1246 hours, I was asked by Lt. L. Cox to drive Officer Batt back to the police department and stay with him until I was relieved. Once at the station Officer Batt and I sat in the break room with the door closed. While inside the break room, we did not discuss the incident, nor did anyone else discuss the incident with him. I remained with Officer Batt until I was relieved by Sgt, Sarasua at 1400 hours.

I responded back out to the crime scene and waited for directions from Sat. Niceey and Lt. Cox. Sgt. Niceley asked me to take over the crime scene log at 1425 hours, from Officer Evans and I did so until 1825 hours, when Officer K. White took over the crime scene log. I left the scene at this time and secured for the night.

J. Christensen #261



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100

Palmquist, Bradley, ,



CASE NUMBER 2017-00018194 CROSS REF CASE RIS)

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05/21/2017

PAGE 1 OF 2

DATE/TIME WRITTEN CASE NUMBER 2017-00018194 REPORTING OFFICER Palmquist, Bradley, ,

OFFICER'S SUPPLEMENT:

On 05/20/2017, I was working uniformed patrol as an FTO officer. I was riding in vehicle #407, with Officer Soto. At approximately 1137 hours, I heard Officer(s) Batt, Jewell, and Cavellini respond to a disturbance call at Drive.

Based upon information being broadcast of a subject forcing entry into the residence, Officer Soto and I soon began driving towards Burgundy. As we were near Valley Avenue/ Santa Rita Road I heard Officer Cavellini broadcast for Code 3 cover and that a male had a shotgun. Officer Soto initiated a code 3 response. A brief time later, I heard a broadcast of shots fired and a suspect was down. Officer Soto and I soon arrived at Burgundy/ Touriga. I activated my body worn camera, which was later uploaded to Evidence.com.

I immediately observed Officer Batt sitting next to a patrol vehicle on the southern curb of Burgundy Drive (near Touriga). He was clutching his patrol rifle. Officer Christensen approached Officer Batt and appeared to be consoling him.

I looked towards the residence of and observed a male lying in the driveway. The male appeared to have a gunshot wound to the head and showed obvious signs of death. Fourth, instructed officers to secure the area with crime scene tape. I then assisted Officer Christensen with placing evidence tags near shell casings in the roadway of Burgundy Drive (directly in front of

Officer Cavellini, Soto, and I quickly conducted a protective sweep of the residence. We entered through the garage, and checked the interior of the residence and the back yard for any injured individuals or other suspects. At the top of the stairs, Officer Cavellini knocked on a locked door. The door opened and two females where inside who were obviously distraught and scared. Officer Cavellini instructed them to stay inside.

We soon exited the residence through the backyard and out the western most gate. Lieutenant Cox arrived on scene and tasked me to re-enter the residence with him to contact the females inside as he did not have a body-worn camera. Lieutenant Cox and I contacted the females and he informed them there was no longer a threat. We stood by with them as they gathered a few belongings and we escorted them out of the residence through the eastern most gate.

I stayed on scene until approximately 1800 hours assisting with scene protection until I was relieved.

This case supplement will be attached to the original case report.

Officer: Palmquist #293

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909
PLEASANTON CA 94566-0802 (925) 931-5100



CASE NUMBER

2017-00018194 CROSS. REE CASE RIS)

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PAGE 1 OF 2

5/20/2017 07:04

2017-00018194

On May 21, 2017 at approximately 1136hrs, I started to back units for a call in progress, located at FTO Batt, Officer Jewell and Officer Cavellini arrived on scene shortly after they were dispatched. While I was enroute Officer Cavellini requested for code 3, back up. I activated my body worn camera and code 3 siren and lights, which consisted of a solid red and flashing blue lights.

When I arived on scene my FTO (Palmquist) and I quickly determined this was a crime scene and I began setting up the crime scene tape, blocking off the area of Touriga and Burgundy. I then went and blocked off the area of Touriga and Chablis with the crime scene tape as well. Officer Jewell took over for me as FTO Palmquist and Officer Cavellini and I went into the residence. We checked the inside and outside of the residence for any further threats, we didn't locate any and exited. I went over to the area of Touriga and Chablis for traffic control until I was relieved by a Dublin Police Officer. I remained at my post until cleared to leave by Sgt. Niceley.

Officer Soto # 314

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 CA0011100 SUPPLEMENTAL INVESTIGATION



2017-00018194

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05/21/2017 08:57 Evans, Nicole,

CASE NUMBER

2017-00018194

On 05/20/17 at 1147 hours, I responded code three from Navajo Court and Santa Rita Road to after Officer Cavellini said over the radio, "Subject has a shotgun." I activated my body worn camera and later uploaded the footage to Evidence.com.

The subject, Officer Cavellini, Officer Batt, and Officer Jewel had responded to a 911 call at . identified as Shannon Estill, was in violation of an Emergency Protective Order. The reporting party, identified as Jane Doe, advised the subject was acting erratically and broke down the door to the house. She also advised she had locked herself inside a bedroom with

I was aware of a prior incident that occurred on 05/20/17, at approximately 0207 hours. During that incident, multiple firearms were noted inside a safe in the garage of the residence. Dispatch also advised that weapons, including a rifle, were inside the safe in the garage.

, Officer Cavellini requested code three cover over the radio. As I was responding code three to: She advised the garage door opened and stated over the radio, "Shots fired" and "Suspect down."

At approximately 1153 hours, I arrived on scene at Burgundy Drive. I parked my patrol vehicle (402) in front of Burgundy Drive. My patrol vehicle was facing west, towards Touriga Drive at the top of the hill.

I contacted Officer Jewel near my patrol vehicle. Officer Jewel appeared visually distraught and I requested he stand near my vehicle.

. He sustained a traumatic head I could clearly see the deceased subject in the driveway of wound and succumbed to his injury.

I established the inner eastern perimeter with crimescene tage at **Burgundy Drive to Burgundy Drive:**

I contacted Lieutenant Cox, who advised me to block traffic on Burgundy Drive at Sylvaner Drive. Officer Jewel assisted me with the crime scene tape and external perimeter.

I was also instructed by Lieutenant Cox to assist Officer Christensen, by blocking the view of the deceased from the as they exited the residence. Officer thristensen and I held a blanket in front of the deceased until the was out of view.

from the scene to the At approximately 1233 hours, Feutenant Cox requested I transport Jane Doe and Pleasanton Police Department. Won arrival, I contacted Detective Shuffield, who advised me to place them in separate interview rooms

Sergeant Niceley requested I relieve Officer At approximately 1305 hours, I returned back to Jewel and take primary on the crime scene log until further notice.

At approximately 1425 hours, Officer Christensen relieved me and took primary on the crime scene log.

At approximately 1633 hours, I cleared the call and returned to Pleasanton PD.

Recommendation: Attach to case report.

Evans310

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909

PLEASANTON CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194 CROSS REF CASE (15)

	44400		INVESTIGATIO	La Marie	2017- 2017- 2017-		
	DATE REPORTED	TIME	INCIDENT TYPE	ON		SIGNIFICANT EVENT	
-	05/20/2017 OCCURRED/BETWEEN	14:55 TIME	DEATH INVESTIGATI	ON		AT INTERSECTION WITH	
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V E N T	Supplementa Burgundy Di	al #8 - Jo r.	ones' involvement at	the scene, con	sisting of co	ntacting resident	
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-	J 100, Dougi 1			PAGE 1 OF 4			

		ON POLICE DEPARTMENT	05/20/2017 14:55		2017-000181	194
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		E: AO-ANNAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVE IGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTER	R. IP-INVOLVED PARTY, LO-LEGAL OWN RED OWNER, RP-REPORTING PARTY, BE	IER. MP-MISSING PERSON, O-OTH D-SUBJECT, BU-SUSPECT, VB-VER	ER. PG-PARENT/GAURDIAN. REAL NOTICE. VM-VICTIM, W	PV-PARKED VEHICLE. T-WITNESS
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DATE/TIME WRITTEN

05/20/2017 14:55

REPORTING OFFICER

Jones, Doug.

On 20 May 2017 at approximately 1240 hours, I was called into work regarding this incident. Per Dispatch, I was asked to drive the marked traffic pick-up truck (#412) to the intersection of Touriga Drive and Burgundy Drive. I arrived on scene a little past 1300 hours and met with Sgt Nicely. I assisted Sgt Nicely in setting up an EZ-up to cover a white male who was laying in the driveway in front off

After setting up the EZ-up, Lt Cox asked in could get statements from residents living at

These three residence are across the street from is across the street and one house to the west of hours I activated my department issued audio/video camera and attempted to make contact with the residents at this location, but nobody answered the door. A few minutes later I contacted and his wife at residence is directly across the street from

told me the following: At approximately 1145 hours. was in the family room was upstairs in the bedroom which is located to the rear of his residence. said said the television was which faces the street and the residence at saidhe didn't hear anything or on in the family room when he heard around five shots. said he ran upstairs and told his wife those anyone's voices prior to hearing the shots. said he looked out the front window and saw three police officers (two were aunshots. said one male officer was male and one female) in front of the residence across the street. to the east at the above residence and the other two officers were to the west of the residence. saw a person laying in the driveway who he assumed was "Shannon." said since the window was closed he didn't hear anyone taking. When I later left residence after I told me be viewed the above from the west front bedroom turned off my video recorder, statement on the front porch out of his wife's presence so not to window. I did record audic/video recording for exact statement. At influence her statement. See at his residence again. recalled seeing all approximately 1600 hours I re-contacted three police officers having their handguns drawn after looking out the window and seeing the male laying on the driveway.

and went inside and I talked to while my audio/video A few minutes later, was in the room but I instructed him not to talk to his wife while I camera was recording. said she was in the front east bedroom which faces the street and the interviewed her. said about 11ish, she heard three pops. residence at she looked out the window and saw a female police officer standing near the residence across the said she saw a body on the ground with brains coming street with a handgun in her hand. felt was "Shannon." said she saw a male police out of the person's head who officer to the east of the driveway where "Shannon" was laying. said this police officer said she did not see any other police officers at this time. also holding a handgun.

yelling. said she felt she heard some talking prior to the popping noise but did not hear any yelling. said she did not recognize anyone's voices prior to the popping sound. About a minute later said she closed the blinds and didn't hear anyone talking outside since her windows were closed. said she didn't see anyone else outside but the two officers. mentioned she did see a police car with it's emergency lights on Touriga Drive. See audio/video recording for exact statement.

05/20/2017 14:55
REPORTING OFFICER
Jones, Doug,

2017-00018194

At approximately 1400 hours, I then went to residence is across the street and one house to the east of said she was about to leave her residence with her three children, ages two, four and six said she was standing near the front door to go to the farmer's market when she heard what she thought were gunshots. also mentioned she has never heard gun shots before this incident, said she heard five consecutive shots and then two seconds later heard one more, said she didn't hear anything prior to above noise to include talking or yelling.

said she couldn't see much due to the trees in front of her house blocking the view, but said she could see a male police officer across the could see movement across the street. street through the trees and a police car on the west part of Burgundy Drive. then saw a person walking away toward the police car who she later determined was a police officer. then remembered a female police officer Immediately a second police car showed up. looking underneath a car in the driveway across the street. mentioned there were three cars in the driveway and the female officer was looking under the car on the far east part of the thinks she heard the female officer say "He's underneath the car." driveway. said it was about 30 minutes later when she noticed a white the garage door was open. said the male was wearing "scrubs." See audio/video male laying in the driveway. recording for exact statement.

About 25 minutes after I left residence, she contacted me out in front of her residence and mentioned she saw a heavy-set white-male with no shirt on running toward Drive from Touriga Drive with something in his hand (possibly a cell phone) right after she heard the shooting sound.

Jones 097 20 May 2017.

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909

PLEASANTON CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194 CROSS REF CASE RIS

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		Jerry, ,					05/23/2017	F	ountain	, Aaron		

PAGE 1 OF 3

DATE/TIME WRITTEN
05/23/2017 11:33
REPORTING OFFICER
Niceley, Jerry,

CASE NUMBER 2017-00018194

On 05/20/2017, I was at the Pleasanton Police Department meeting with Lt. Cox. We heard an officer say on the radio that a subject was armed with a "shotgun". I told dispatch I would be going to the call. By the time I got to the back door of the building, I heard, "Shots fired." I got into a fully marked police Ford Explorer. I also heard, "Suspect down." I heard Lt. Cox call out that he was going to come with me. I activated my BWCS and heard an audible beep. I confirmed the battery pack had a red recording light on.

When we cleared the back lot of the PD, I activated my emergency lights and siren. We arrived at the scene within three minutes. Officers were starting to make preparations to block traffic on Touriga Drive. There were two police vehicles parked facing east on Burgundy Drive at the intersection of Touriga Drive. I could see Officer Christensen standing at the back of the police vehicle closest to the curb. Officer Batt was seated on the ground next to him. Batt had his AR-15 with the muzzle depressed and resting on the ground. His chin was on the butt of rifle and he had tears in his eyes. Lt. Cox asked him if he was injured and if he wanted us to secure the rifle. Batt said-in words to the effect- that he was okay and wanted to keep his weapon with him. The rifle selector switch was on safe and Batt was handling it safely.

I initially called for the command post to be at that intersection. Lt. Cox advised he was the incident commander. I assisted in coordinating the officers to make the scene perimeter large enough to accommodate all of our vehicles and equipment. Lt. Cox told me he would coordinate getting the wife and daughter out of the house. EMS was cancelled. I told Lt. Cox I wanted to oversee getting support and legal defense coordinated for our officers.

I looked down to at my BWCS battery pack and noticed it was flashing yellow. I had not noticed if it was still beeping during the Code-3 run due to the siren being on I was on scene for about two minutes before I tried to shut off the camera. I checked my I-phone and could see six videos from earlier in the shift that were in the cue. It would not allow me to view or tag any new video

I asked Batt if he would come over to my patrol vehicle. He sat in the front passenger seat while I called Legal Defense. Once that was done, I periodically checked on other officers at the scene and as well as Officer Batt. Officer Jewell was visibly shaken up. He seemed somewhat stunned based on the totality of circumstances. Lt. Cox and I decided to have him begin working on a crime scene log, which he did. I went back to check on Batt. I sat in the car with him for some time. At one point, he looked at me and told me in summary his tears were because he was happy to be alive. He also could not believe how the suspect had not killed him with the shotgun. I reassured him and told him to discuss any further details about the case with the investigators. Lt. Cox met with Officer Batt and me at my police vehicle. Batt told Lt. Cox he was prepared to have his rifle secured. The weapon was placed in back of my police vehicle and remained there until ACSO Crime Technicians processed it as evidence later that day. No one else accessed the vehicle during that time.

LPD units arrived on seene. I directed them to take outer perimeter positions at Touriga Drive at Chablis Court, at Burgundy Drive at Sylvaner Drive and the third unit on Touriga Drive south of Tawny Drive. Two of our volunteers blocked the south side of the intersection of Touriga Drive at Tawny Drive. An inner perimeter was set up with crime scene tape about 100 yards away from the residence in all three directions. Once the crime scene was locked down, I began coordinating getting the involved officers to the station. Officer Christensen drove Officer Batt to the station. Officer Evans drove the wife and daughter to the station. Once Evans returned to the scene, I directed her to relieve Officer Jewell. Captain Bretzing drove Officers Cavellin and Jewell to the station.

I spent the remainder of the shift assisting Lt. Cox with the crime scene and incident command responsibilities. Officer Evans was relieved and returned to the station around 1700 hours. Officers Christensen assumed the

DATE/TIME WRITTEN
05/23/2017 11:33
REPORTING OFFICER
Niceley, Jerry, ,

2017-00018194

crime scene log. About 1830 hours, Officer White arrived at the scene and assumed the crime scene log. Officers Christensen, Palmquist and Soto were relieved and returned to the station. I stayed at the scene to assist investigators with some equipment clean-up and to move some of the suspects' vehicles at the crime scene.

Sgt. Neiderhaus arrived on scene. I cleared the crime scene around 2030 hours. I returned a water cooler to some of the neighbors who had provided it to our officers earlier that day. I returned to the station to check on the involved officers.

RECOMMENDATIONS:

Attach to Case Report.

Sgt. J. Niceley #136

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER

2017-00018194 CAOSS ARF CASE (15)

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On 05/23/2017, I responded to the Alameda County Crime Lab and collected two CDs containing digital photographs of the crime scene (taken by the Crime Lab). Additionally, Sgt. Bonnell met me at the PD and provided me with a flash drive containing digital evidence collected by the drone. I uploated the digital evidence I collected to Evidence.com and later booked the two CDs and flash drive into evidence.

RECOMMENDATION:

Attach to the original report.

Repetto #288

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT

DATE/TIME WRITTEN 05/23/2017 14:14 REPORTING OFFICER

CASE NUMBER 2017-00018194

TAL - PROPERTY RPI

Repetto, Tony,

CODE: B-BURNED C-COUNTERFIET/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST D-OBSERVATION R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED \$.00 MEDIA- AUDIO, VIDEO PPD84464 CD CONTAINING DIGITAL PHOTOGRAPHS OF THE CRIME SCENE SERIAL NUMBER \$.00 MEDIA- AUDIO, VIDEO PPD84438 FLASH DRIVE W/ DIGITAL EVIDENCE FROM DRONE SERIAL NUMBER VALUE TACNUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE TACHUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER CODE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER QTY TYPE TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SEMAL NUMBER QTY CODE TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIA NUMBER TYPE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER CODE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER TYPE CODE QTY TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION SERIAL NUMBER CODE OTY TAGNUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER CODE TYPE & TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION VALUE SERIAL NUMBER CODE OTY TAG NUMBER DESCRIPTION (MAKE/MODEL/BESCRIPTION VALUE SERIAL NUMBER CODE TYP TAG NUMBER DESCRIPTION (MAKE/MODE SEDESCRIPTION VALUE SERIAL NUMBER CODE QTY TAG NUMBER DESCRIPTION (MEKE/MODES/DESCRIPTION SERIAL NUMBER QTY TYPE CODE TAG NUMBER DESCRIPTION (MAKE/MODEL/DESCRIPTION

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 SUPPLEMENTAL INVESTIGATION



CASE NUMBER 2017-00018194

2017-2017-2017-

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PLEASANTON POLICE DEPARTMENT	05/22/201		2017-00018	194
SUPPLEMENTAL - FIREARM REPORT	REPORTING OF Repetto,	FICER		
CODE: B-BURNED C-COUNTERFIET/FORGED D.	DAMAGED DE DE	STROYED E-EVIDENCE F-FOUNTOLEN SR-STOLEN/RECOVERE	D L-LOST O-OBSERVAT	ON
CODE MAKE	MODE			CALIBER 177
GUN E UNKNOWN 01 FAMEN		SERIAL NUMBER	GMER	PPLIED NUMERS
COMPOSITE/PLASTIC	ACTION	97513420		
DESCRIPTION			VALUE	/
COMARKSMAN REPEATER (UNLISTED) W/ 10			\$\$.0	CANGER
GUN E WINCH	Se	e Description		12 GAUGE
02 FINSH		L1084194	GWISK	OF THE MOMBER
GUN TYPE	PUM	P ACTION		
DESCRIPTION WINCHESTER 1200 SHOTGUN (FOUND ON R			\$\$.0	0
CODE MAKE	7100	EL		CALIBER
GUN E Remington Arms Co.	Ga	me Master	OWNER	270 APPLIED NUMBER
03	ACTION	339325		
GUN TYPE	no.rear		YALUE	
REMINGTON GAMEMASTER MODEL 760			\$	
CODE MAKE	MOD	EL /		CALIBER 44
GUN E RUGER 04 FRIESE		129650	OWNER	APPLIED NUMBER
GUN TYPE	ACTION	77000		
DESCRIPTION			VALUE	
.44 MAGNUM RUGER CARBINE RIFLE	LMOC	16.0	\$	CALIBER
GUN E WINCH	and and	/	000000	22 APPLIED NUMBER
05 FINISH		731116	Cinen	AFFOLD MAINLESS
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.22 CALIBER WINCHESTER MODEL 06 RIFLE			\$	
CODE MAKE	MOI	DÉL .		CALIBER
GUN E Remington Arms Co.	*	SEAGL NUMBER	CWAEA	APPLIED NUMBER
06	ACTION	3021095		
GUN TYPE			VALUE	
REMINGTON MODEL 522 VIPER RIFLE (WITI	H MAG)		\$	
CODE MAKE	MO	ee description		223
O7 FINISH	30	SERIAL NUMBER LE320205	OWNE	APPLIED NUMBER
GUN TYPE	ACTION			
DESCRIPTION	SEI	MI-AUTO	VALUE	
OFFICER BATT'S MODEL A2 AR-15		26	\$	CALIBER
GUN E Crosman Arms Co.		ee Description		177
08		SERIAL NUMBER NONE	OWNE	R APPLIED MUMBER
OUN TYPE	ACTIO			
DESCRIPTION CONTROLLED			VALUE S	_
CROSSMAN AIRGUNS/.177 CALIBER	PAGE 2	OF10		

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CASE NUMBER

2017-00018194

OUTSIDE ASSISTING PERSONNEL:

Alameda County Crime Lab (case #L17-1264):

Criminalist M. Hensley (on scene from 1525 to 2040 hours)

Criminalist P. Ritter (on scene from 1525 to 2040 hours)

Criminalist J. Otis (on scene from 1557 to 2040 hours)

Criminalist C. Wong (on scene from 1538 to 2040 hours)

Alameda County Sheriff's Air Squadron (case #AC17-008603):

Sgt. D. Bonnell (on scene from 1536 to 1820 hours)

L. Summers (on scene from 1536 to 1820 hours)

Deputy Sartin (on scene from 1536 to 1820 hours)

Alameda County Coroners Office (case #2017-01643):

Deputy J. Hovda (on scene from 1642 to 1710 hours)

Deputy A. Gogna (on scene from 1642 to 1710 hours)

Deputy S. Beezly (on scene from 1807 to 1905 hours)

Deputy R. Laurenzan (on scene from 1807 to 1905 hours)

(Xianna Laurenzan on a ride-along Deputy R. Laurenzan)

SCENE:

is a two-story, detached residence with a southern facing front and garage door. It is the second house to the east on the north side of Burgundy Dr. from Touriga Dr.

NOTIFICATION:

On 05/20/2017, I responded to the PD from home after being advised by Sgt. Fountain there had been an officer-involved shooting in the city of Pleasanton. Jarrived at the station and received a briefing about the incident from Det. Shuffield. I was tasked to assist with the investigation by responding to the and interview neighbors until the Alameda County Crime Lab neighborhood around arrived. After their arrival, I would be tasked with assisting them with their evidence collection and scene processing.

At around 1430 hours, I traveled to the area along with Detective Chin. I assisted Detective Chin while , which I audio/video he interviewed two neighbors at recorded via my body worn camera and later uploaded the recordings to Evidence.com. Refer to Detective Chin's supplemental report for their statements. Following these interviews, I was advised that the Alameda County Crime Lab and Alameda County Sheriff's Air Squadron personnel had arrived.

ALAMEDA COUNTY SHERIFF AIR SQUADRON:

Sgt. Bonnell led an air support team that deployed a drone over the scene to collect digital evidence documenting the scene. They were on scene from 1536 to 1820 hours. Refer to their report (case #AC17-008603) for details.

CRIME LAB WALK THROUGH:

I met with Alameda County Crime Lab Criminalists P. Ritter and M. Hensley. I briefed them about the situation and later accompanied them on a walk-through of the residence (case agent Det. Shuffield. They were later joined by Criminalists J. Otis and C.Wong. During the walkthrough and throughout my time on scene, I observed six cartridge casings along the street in the

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south/east side of the residence. I saw the deceased (identified as Shannon Estill) laying in a supine position in the driveway with what appeared to be a black handgun under his right arm (later determined to be a .177 caliber air pistol). The deceased was between two vehicles parked in the driveway. The vehicle to the west of the deceased was a Jeep (CA license plate # facing north (towards the residence). The vehicle to the east of the deceased was a Toyota (CA license plate #) facing south (away from the residence). I observed a hole in the front, passenger's side door near the side mirror of the Jeep, which I believed to be consistent with the entry of a bullet. I observed an opening in the hood of the Toyota, near the passenger's side, which I believed to be consistent with the entry of a bullet. There was a third vehicle parked in the garage (CA license plate #), facing north, in front of the Jeep. I observed a hole in the rear, passenger's side of the vehicle and another in the rear window, which I believed were consistent with the entries of bullets.

In the backyard along the west side of the residence, I observed the door handle into the side garage entry door was missing (side door was in a closed position). Just west of the side entry door into the garage, I observed a shed (a pick-axe was later discovered in the shed). I saw several red stains that I suspected to be blood on the exterior of a northern facing wall in the backyard, on several locations on vehicle parked in the garage (rear, passenger's side area of body around the hood) on several locations on the floor in the garage and on a white cabinet covering a gun safe on the western side of the garage. The gun safe appeared to be partially opened, however it could not be opened completely because it was blocked by the vehicle that was parked in the garage. Along the north wall in the garage that leads into the residence, I observed several small holes just to the east of the door that leads into the residence.

Outside of the residence, I observed a PPD patrol vehicle (#403), facing east along the south side Burgundy Dr. in front of a residence at 3298 Burgundy Dr. first house to the east of Touriga Dr. on the south side of Burgundy Dr.). It was related to me from personnel already on scene that the PPD vehicle was Officer Batt's patrol vehicle for the day.

I audio/video recorded the walk-through with my body worn camera and later uploaded the recording to Evidence.com.

INTERVIEW WITH

(NEIGHBOR):

As I was standing near the front of the house, I was approached on the eastern perimeter of the crime scene by a male who identified himself residing nearby at told me he was outside with his wife when he saw two police officers, one male and one female, standing near the front of I. He heard one of the officers yelling something about "he's got a shotgun!" or something about a shotgun and he ran inside his residence with his wife. He then heard the sound of four to five gunshots, followed by a pause, and then a final gunshot. Neither he nor his wife were outside during the shooting. He did not hear anything else specifically being said during the incident by any involved party. He also did not remember seeing any other subjects besides the two officers.

I audio/video recorded my conversation with body camera footage for details of the interview. I later told Officers Albert and Hunter that there was another possible witness and requested they respond there to interview her.

EVIDENCE COLLECTION:

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The Alameda County Crime Lab staff processed the scene for several hours (including identifying marking, measuring, photographing and collecting evidence, photographing the scene, documenting the scene with the use of Leica Scan and taking swabs of suspected DNA evidence). At the conclusion of the Crime Lab's processing of the scene, I met with the Criminalists and was provided the evidence they had identified, documented and collected during their processing of the scene.

I took custody of the following items:

six brass "LC 02" cartridge cases (located on the street in front of the residence);

one loaded airsoft magazine (located in a kitchen cabinet);

pieces of a door knob (located in a garbage can outside of the residence);

three empty vodka bottles (located outside of the residence in the backyard);

one Sig Sauer ammunition box containing 20 cartridges of .380 ammo (located on vehicle parked in garage);

one pick-axe (located in shed in backyard near side door leading into the garage),

one Comarksman Repeater .177 caliber air pistol with 10 BBs (located under the deceased's right arm);

one Winchester 12 gauge shotgun (located on a rack on the west side of the garage);

five swabs (taken from various stains);

two GSR stubs (collected from the deceased's hands).

Refer to the Crime Lab's report (case #L17-1264) for details of the evidence located at the scene and their subsequent processing of the scene for evidence. Hater booked the evidence I collected from them at the PD.

After the Crime Lab personnel advised me they were finished processing the scene, Detective Boccasile placed the vehicle parked in the garage in neutral (vehicle would not start) and I pushed it out of the garage to give enough clearance to open the safe located in the garage. I noticed the dial on the safe was hanging down and it appeared to have been broken off. I took a digital photograph of the safe door and later uploaded it to Evidence.com. Inside of the safe, I observed what I estimated to be dozens of boxes of ammunition and several firearms.

In total, Detective Boccasile and I removed the following items from the safe:

1 ea. .177 caliber 2100 Classic Crossman air pistol (bb gun);

1 ea. .44 caliber Magnum Ruger Carbine (serial number 129650);

1 ea. .270 caliber Remington Gamemaster model 760 (serial number 339325);

1 ea. .22 caliber Remington model 522 with empty magazine) (serial number 3021095);

1 ea. .380 caliber Llama Micromax (with two empty magazines) (serial number 07-04-04848-99);

1 ea. 9mm Ruger P95DC (serial number 316-19916);

6 ea. boxes of .270 amounition;

20 ea. boxes of 9mm ammunition;

6 ea. boxes of .44 ammunition;

10 ea. boxes of .380 ammunition;

10 ea. boxes of 12 gauge ammunition;

6 ea. boxes of 22 ammunition;

Estimated hundreds of BBs;

Several loose rounds of .22 and 9mm ammunition.

The boxes of ammunition ranged generally from 20 to 50 count and most boxes were full or nearly full. I did not count the exact number of rounds of ammunition removed from the safe. I took digital photographs of the weapons removed from the safe, the boxes of ammunition in total and the boxes of ammunition grouped by caliber and later uploaded all of the images to Evidence.com. I collected and

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booked the firearms and ammunition pursuant to the search warrant (signed by the Honorable Judge Thomas Rogers) and later booked the items at the PD.

ALAMEDA COUNTY CORONER:

Deputies Hovda and Gogna arrived on scene at 1642 hours, however they were unable to collect the deceased at the time because the crime lab was still processing the scene. At 1710 hours, they left the scene and Deputies Beezly and R. Laurenzan (accompanied by ride-along scene at 1807 hours. They collected the deceased and left the scene at 1905 hours. Refer to Alameda County Coroner case #2017-01643 for details.

INTERVIEW WITH DOE #1 THE FOLLOWING DAY (05/21/2017):

In the afternoon of 05/21/2017, I returned to the residence with Detective Pitt to speak with Doe #1. I activated my body worn camera and later uploaded the recording into Evidence.com. We contacted her and Doe #2 at the door and she allowed us to enter her residence. I asked Doe #1 about the holes in the wall on the north side of the garage. Doe #1 told me she saw them "today" (05/21/2017) for the first time and did not know where they came from. She had never seen them before.

Doe #1 retrieved a women's top she confirmed she was wearing during the domestic battery which occurred during the morning of 05/20/2017 (refer to case #17-1863). Doe #1 there was blood on the exterior of the top as a result of the incident, however she had already washed it before providing it to us. I later collected the top from Det. Pittl and booked it into evidence (into a drying locker).

ADDITIONAL FOLLOW UP AND COMPUTER CHECKS:

On 05/20/2017, Detective Boccassile had the serial numbers for each of the recovered weapons checked through AFS (Automated Firearms System) and none of them were registered to Estill. Only one possible match was located and it was for the 44 Caliber Magnum Ruger Carbine, which returned as "lost" out of Oakland PD. It was not associated as registered to any particular person. I called OPD and they could not locate any more information about the weapon. I checked the serial number of the shotgun located in the garage (Winchester, serial #L1084194) and I did not locate any records in AFS. Only one weapon was located in AFS as registered to Estill (Smith and Wesson, Cal/10 semi-automatic pistol, serial #TFS4551). That weapon was not located during a search of the crime scene and residence. I attached printouts of the discovered AFS records to this case.

On 05/22/2017, I retrieved Estill's Cll, CRIMS, ARIES and local RMS information and placed printed copies into the case file of placed the Alameda County Coroner's and Crime Lab's receipts and search warrant returns into the case file as well.

RECOMMENDATION

Attach to the original report.

Repetto #288

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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT

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2017-00018194

REPORTING OFFICER

TAL - PROPERTY RPT

Repetto, Tony,

CODE: B-BURNED C-COUNTERFIET/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST O-OBSERVATION
R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED

4	CODE QTY	MISCELLANEOUS	SERIAL NUMBER	\$.00
1 SCRIP	E 6 TION (MAKE/MODEL/DE	SCRIPTION		PPD84399
_	CODE OTY	TYPE	SERIAL NUMBER	\$.00
ESCRIF	E 1 PTION (MAKE MODEL DE	MISCELLANEOUS SCRIPTION		PPD84400
B PI	CODE OTY	NE/LOADED W. NUMEROUS BBS	SERIAL NUMBER	\$.00
03	E 1	MISCELLANEOUS		TAGNUMBER PPD84401
PIECE	S OF A DOOR	KNOB (FOUND IN GARBAGE BIN)	SERIAL NUMBER	VALUE
04	E 1	ALCOHOL		S.00 TAX NUMBER
VOI	PTION (MAKE/MODEL/DE	VITALI BOTTLE (ALL EMPTY)	SERIAL NUMBER	PPD84402
05	CODE QTY	MISCELLANEOUS	Michigan Company	\$.00 TAG NUMBER
DESCRI	DELON WALKE AND DEL DE	SCRIPTION ER .380 AMMUNITION		PPD84403
06	CODE QTY	TYPE MISCELLANEOUS	SERIAL NUMBER	\$.00 TAG NUMBER
DESCR	E 1 PTION (MAKE/MODEL/D	ESCRIPTION		PPD84404
	CODE QTY	TYPE	SERIAL NUMBER	\$.00
07 DESCR	E 5 PTION (MAKE/MODEL/D	MISCELLANEOUS ESCRIPTION	7.0	TAG NUMBER PPD84407
SWA	CODE QTY	TYPE	SEIBAL NUMBER	VALUE \$.00
08	E 12	MISCELLANEOUS		TAG NUMBER PPD84410
.223	ROUNDS (11 FE	ROM BATT'S MAGAZINE/T PROM CHAMBERY	SERIAL NUMBER	VALUE
09	E 1	MISCELLANEOUS		\$.00 TAG NUMBER
DESCR	KIT (FROM OF	FICER BATT)	SERIAL NUMBER	PPD84411 VALUE
10	CODE OTY	MISCELLANEOUS	OETH-ETH-	\$.00 TAG NUMBER
	CONCRETE BANCE OF THE PARTY OF THE	M AMMO AND 17 ROUND MAGAZINE		PPD84416 VALUE
11	CODE QTY	TYPE MISCELLANEOUS	SERIAL NUMBER	\$.00 TAG NUMBER
-	E 1	NE CONTINUE		PPD84422
_	CODE OTY	M AMMO AND 17 ROUND MAGAZINE	SERIAL NUMBER	\$.00
12	E I	MISCELLANEOUS		PPD84418
LOC	SE .22/9MM RC	DUNDS Type	SERIAL NUMBER	S.00
13	CODE QTY E 6	MISCELLANEOUS		TAG NUMBER PPD84427
.270	AMMUNITION	BOXES	SERIAL NUMBER	VALUE
14	E 10	MISCELLANEOUS		\$.00 TAG NUMBER
JESC .380	RIPTION (MAKE/MODEL) AMMUNITION	DESCRIPTION BOXES	SERIAL NUMBER	PPD84417 VALUE
15	CODE OTY	MISCELLANEOUS	SHELMOR ASSUMEDADA	\$.00 TAG NUMBER
DESC	RIPTION (MAKE/MODELL AMMUNITION E	DESCRIPTION	1	PPD84426
16	CODE QTY	TYPE MISCELLANEOUS	SERIAL NUMBER	\$.00 TAG NUMBER
DESC	E 6 RIPTION (MAKE/MODEL	DESCRIPTION		PPD84434
_	CODE OTY		SERIAL NUMBER	\$.00
17	SK 1	MISCELLANEOUS		TAG NUMBER PPD84425
BO	X CONTAINING	SCOPE FOR AIRGUN	SERIAL NUMBER	VALUE \$.00
18	E 2	MISCELLANEOUS		TAG NUMBER PPD84424
1 R		GON BOX WITH 4 MAGS	SERIAL NUMBER	VALUE
19	F 10	MISCELLANEOUS	S-TONEROS (VS-10)	\$.00 TAG NUMBER
DECC	GAUGE BOXES	DESCRIPTION	Lorent maners	PPD84440
20	CODE OTY	TYPE MISCELLANEOUS	SERIAL NUMBER	\$.00 TAG NUMBER
20	E 20 CRIPTION (MAKE/MODE) XES OF 9MM A	DESCRIPTION		PPD84446

PLI	EASANTON POLICE DEPARTM	ENT 05/22/2017 15:35	CASE NUMBER 2017-00018194
U	PPLEMENTAL - FIREARM REPO	ORT Repetto, Tony.	
	CODE: B-BURNED C-COUNTERFIET/FOI R-RECOVER	RGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND RED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED	L-LOST O-OBSERVATION
UN	E GLOCK, INC.	17	9 MM
9	FINISH	TNM767	OWNER APPLIED NUMBER
UN TYPE	E .	SEMI-AUTO	
SCRIP	ICER BATT'S 9MM GLOCK 17		\$
	CODE MAKE	380	
NUE 0	E UNKNOWN	SERIAL NUMBER 07-04-04848-99	OWNS AS A FO NUMBER
UN TYP	SILVER	ACTION	
ESCRIP	MA MICROMAX .380 PISTOL		VALUE
LA	CODE MAKE	MODEL	CALIBER 9 MM
GUN 11	E RUGER	See Description	OWNER APPLIED NUMBER
SUN TYP	BLACK STEEL	316-19916	
ESCRIP	PTION		VALUE \$
RUG	GER P95DC PISTOL	MCDEL MINISTER	CALBER
GUN	FINISH	SERIA NUMBER	OWNER APPLIED NUMBER
	3000000	ACTION	
ESCRIP			VALUE
JESCHI			\$ CALIBER
GUN	CODE MAKE	MODEL	OWNER APPLIED NUMBER
	F905H	SERIAL NUMBER	
SUN TY	PE	ACTION .	VALUE
DESCRI	PTION		\$
OUN	CODE MAKE	MODEL	CALIBER
GUN	FINISH	SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TY	PPE	ACTION	
DESCH	RETION		\$
-	CODE MAKE	MOSEL	CALIBER
GUN	FINISH	SERIAL HOUSER	OWNER APPLIED NUMBER
GUN TY	VPE .	ACTION	
DESCR	NETION		VALUE \$
	CODE MARK	MODEL	CALIBER
GUN	Action Consulty	SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TY		ACTION	
			VALUE
DESCH	PTION	PAGE 9 OF 10	\$

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT

2017-00018194

I POLICE DEPARTMENT

TAL - PROPERTY RPT

CODE: B-BURNED C-COUNTERFIETFORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST C-OBSERVATION

R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED

			R-RECOVERED SK-SAFEKEEPING S-STOLEN	SR-STOLEN/RECOVERED SERIAL NUMBER	VALUE
1	CODE	1 1	MISCELLANEOUS	OCIONE HUMBER	\$.00 TAG NUMBER
200	MATED	100S OF	SCRIPTION BBS		PPD84452 VALUE
2	CODE	qTY 1	CLOTHING, FURS, ETC	SERIAL NUMBER	\$.00
CR	PTION (MA	KE/MODEL/DE	SCRIPTION (DOE #1)		PPD84458
NK	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
SCR	PTION (MA	KE/MODEL/DE	SCRIPTION		TACKUMBER-
	CODE	QTY	TYPE	SERIAL NUMBER	VALLE
SCR	PTION (MA	KE/MODEL/DE	SCRIPTION		TALNUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
SCR		KE/MODEL/DE	SCRIPTION		TAG NUMBER
JUN			TYPE	SERIAL NUMBER	VALUE
	CODE	QTY		1 1	TAG NUMBER
SCR	IPTION (MA	KEMODELIDI		SERIAL NUMBER	VALUE
	CODE	QTY	TYPE		TAG NUMBER
SCR	PTION (MA	KEMODELID	ESCRIPTION		VALUE
	CODE	QTY	TYPE	SERIAL NUMBER	
SCF	IPTION (MA	KEMODELID	ESCRIPTION		TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
SCF	IPTION (MA	AKE/MODEL/D	ESCRIPTION		TAG NUMBER
_	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
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PLEASANTON POLICE DEPARTMENT
4833 BERNAL AVENUE, P.O. BOX 909
PLEASANTON, CA 94566-0802 (925) 931-5100
CA0011100
CA0

CASE NUMBER

2017-00018194

CROSS REF CASE

2017-

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PI	EASANTON POLICE DEPARTMENT	DATE/TIME WRITTEN CASE NUMBER 2017-00018194								
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INVOLVED PARTY CODE: AO-AMMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IN-MICLYED PARTY, LOLEGAL OWNER, IN-MICSING PERSON, O-OTHER, PG-PARENTIGAURDIAN, PV-PARKED VEHICLE, PB-PASSENCER, PG-PEDESTRIAN, PO-PROPERTY OWNER, AO-REGISTERED OWNER, RP-REPORTING PARTY; SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VB-VERBAL NOTICE										
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PAGE 2 OF 5

PL	EASANTON POLICE DEPARTMENT	05/22/20 REPORTING C	17 15:	51			2017	UMBER -00018	194			
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05/22/2017 15:51 Chin, Jonathan,

2017-00018194

On 05/20/17, I responded to Pleasanton PD to assist in the investigation of an Officer Involved Shooting. At Pleasanton PD about 1400 hours, I contacted Pleasanton PD Officer Jewell and collected left and right hand samples

for possible gunshot residue (GSR). The samples were collected and booked into evidence at Pleasanton Pleasanton and conducted a neighborhood canvas around the house. The I went to the area surrounding following is a summary of the individuals I contacted, their residence, and their statement provide ***All statements obtained were recorded on my body warn camera and later uploaded to Evidence com *** said he at his residence. : Pleasanton PD Detective Repetto and I contacted was at his residence gardening at about 1030 hours. He said while he was gardening he heard loud banging coming thought it sounded similar to a hammer being used. from his next door neighbor's house said it sounded as if someone was hitting the fence that his residence and have in common. The loud banging sound stopped so he continued to garden. Shortly after, beard yelling and was told by a female officer to go into his residence. He also recalled another officer giving orders to his wife to go into the said he saw smoke and smelled evidence of a then heard five or six gun shots being fired. firearm being fired. He said he familiar with the smell because he is a "trap shooter." heard yelling continue after he heard the gun shots. He did not hear anything the night before said she was inside of the residence painting. As she was I spoke to After speaking to cleaning paint rollers inside of the open garage of the residence see heard different voices coming from direction of neighbor. She did not recognize the voice but resounded as if it was a male talking to himself. She then heard someone hitting an unknown object on the other side of her residence's fence. Mary did not know what it was but it was close to her residence and likely coming from next door. She went into her open garage and suddenly was confronted by a Pleasanton PD officer instructing her to go into the residence because there were guns. residence, shortly after she heard five or six gunshots from outside of her The Pleasanton PD officer then left residence. She was sure the sounds she heard were gun shots because she is a "trap shooter." No answer at the time of attempted contact. Business card left to contact Pleasanton PD. who stated she was home at the time of the incident. She was I contacted when she heard multiple preparing to leave the residence with her three children gun shots. She said she heard six gunshots. The first five gunshots were in rapid succession followed by a pause then ran upstairs to the two bedrooms that one last gunshot sound. She said shedid not see what happened. and looked out of the window and saw multiple police vehicles and a have windows that face male subject lying in the driveway. said he was at home at the time of the I contacted incident. He said he was in the kitchen inside of his residence when he heard multiple loud bangs. He went upstairs also saw up to three police officers in the and saw Shannon, neighbor, lying on his driveway covered in blood. said she was upstairs in her bedroom eating breakfast with the window coverings down. She area as well. did not see what occurred. Both said she heard multiple gunshots, possibly three outside of her residence. did not hear any voices before or after the gunshots because all of the double pane windows were closed. is home visiting from Arizona. She did and I contacted not hear the guishots from the incident, but recalled an incident from the previous evening. said on 05/20/17 about 0300 hours, she remembered seeing multiple police vehicles, fire department vehicles, and an ambulance. At believed someone was taken from the area in an ambulance. She said she may have been woken up that time,

DATE/TIME WRITTEN CASE NUMBER
05/22/2017 15:51 2017-00018194
REPORTING OFFICER
Chin, Jonathan,

by gunshots but did not remember. After I spoke to I spoke to who said she was not at at the time of the 0300 hours incident but she did hear the gunshots. said she was sleeping in the front room of the residence at the time that the incident occurred. She woke up when she said she believed she heard three or four gunshots. did not see anything.

I contacted and at their residence. said he was taking a shower and heard multiple load bangs, but was unsure of what they were at the time. said she was at the rear of the residence and heard noises consistent with someone knocking on the wall. Both residents did not see what occurred.

Detective J. Chin#273

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 ca0011100



2017-00018194

CROSS REF CASE NO

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E	Shuffield So			he Cor	oner's Of	fice and b	ooked	as ev	/ide	ence	at PPD	Proper	ty Ro	om.
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PAGE 1 OF 3

PLEASANTOI	N POLICE	DEPARTMENT
SUPPLEM	ENTAL -	NARRATIVE

DATE/TIME WRITTEN
05/24/2017 14:33
REPORTING OFFICER
Shuffield, Robert, ,

On 5/24/2017, I contacted the Alameda County Coroner's Office. Technician Realph advised me the evidence recovered during Estill's autopsy had dried and was available for me to collect.

On 5/24/2017, at 1400 hours, I collected the following items from the Coroner's Office:

- 1) Estill's shoes
- 2) Estill's pants
- 3) Estill's shirt
- 4) Butcher paper
- 5) Estill's fingerprints
- 6) Estill's fingernail clippings
- 7) Estill's DNA blood card
- 8) Bullet fragments from Estill's spine
- 9) Bullet fragments from Estill's brain
- 10) Yellow metal ring

On 5/24/2017, I booked the items as evidence in Pleasanton PD's Property Room.

R. Shuffield 276



рı	EV6	NTON	POLICE DEPARTMENT	05/24/2017 14:33	2017-00018194	
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Ť			ODS: B BURNED C.COUNTERFIET/FORGED D	Shuffield, Robert, DAMAGED DS-DESTROYED E-E- SAFEKEEPING S-STOLEN SR-STO	VIDENCE F-FOUND L-LOST	O-OBSERVATION
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CASE NUMBER 2017-00018194 PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 2017-2017-SUPPLEMENTAL INVESTIGATION 2017-SIGNIFICANT EVENT **CRIME REPORT** 05/23/2017 07:50 AT INTERSECTION WITH LOCATION OF OCCURRENCE OCCURRED/BETWEEN TIME CITY OF OCCURRENCE TIME COMMON PLACE NAME E SYNOPSIS OF EVENT Chin Supplement #2 E , resident at Spoke to VALUE PROPERTY TYPE SECTION - TYPE A/C CNT P.C CNT A/C SECTION - TYPE PROPERTY 0 F N S STATEMENT NAME (LAST, FIRST, MIDDLE, SUFFIX) DATE OF BIRTH SEX NO. INVOLVED **AUDIO/VIDEO REC** 1 WT VERBAL SB S 3 U 4 B 5 J E 6 C 7 T 8 S 9 10 CASE VEHICLE #1 STYLE ROLE V E H ı PROPERTY VEHICLE #1
YEAR MAKE C MODEL COLOR V N NUMBER STATE E S VALUE DESCRIPTION US POSTAL INSPECTORS ☐ ADULT PROTECTIVE SERVICES
☐ CODE ENFORCEMENT ☐ DISTRICT ATTORNEY
☐ JUVENILE PROBATION CHILD PROTECTIVE SERVICES R ☐ STREETS ☐ CITY ATTORNEY T OTHER DATE WRITTEN

05/23/2017

Fountain, Aaron

REPORTING OFFICER

Chin, Jonathan,

pı	EASANTON POLICE DEPARTMENT	05/23/201			2017-	MBER 00018194		
SH	PPI FMFNT - INVOLVED SUBJECTS	REPORTING OFF	ICER					
	INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTER	R. IP-INVOLVED PARTY, EED OWNER, RP-REPOR	LO-LEGAL OWNER,	MP-MISSING PERSON, O- BJECT, SU-SUSPECT, VB	OTHER, PG-PAREN VERBAL NOTICE, V	AGAURDIAN, PV-P.	ARKED VE NESS	HICLE.
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	BUSINESS OCCUPANTS					WORK PHONE		
	сьотника		PAGE 2 OF 3					

05/23/2017 07:50
REPORTING OFFICER
Chin, Jonathan,

2017-00018194

On 05/23/17, I contacted he was in the area of

, who resides at

had contacted Pleasanton PD stating

of when the incident occurred. I contacted

at his place of employment,

The following is a summary of his statement.

***The following conversation was recorded via body worn camera, refer to uploaded interview to Evidence.com for further. ***

said he left his residence at about 1135 hours on 05/20/17. A portion of the route he drove that day was northbound on Touriga Drive. As he was driving northbound on Touriga Drive at the intersection with Burgundy Drive, said he noticed two police vehicles parked at the intersection. He looked at eastbound Burgundy Drive and saw two police officers standing in the street on Burgundy Drive. specifically noticed a female police officer with blond hair standing on the downhill side of Burgundy Drive pointing her handgun in the direction of the driveway of the second house on Burgundy.

continued to drive northbound on Touriga Drive and passed Burgundy and heard multiple gunshots in rapid succession. He was unsure, but he believes he heard one gunshot that had a noticeable pause between that gunshot and the ones preceding it. also stated he thought he saw multiple teenagers, possibly three, standing behind a Pleasanton Police patrol vehicle at the time of the incident watching the on scene police officers. He did not know any of the teenagers on scene.

At the conclusion of the interview, teenagers.

provided a name of

that may help in the identification of the

On 05/24/17, I spoke to via phone call and she stated she did not know of any teenagers near the scene at the time of the incident. She was uncertain rather or not anyone was in the area outside of their residence at the time of the incident. Said she was in the area because she lives nearby and her ex-husband also lives near by.

Detective J. Chin #274

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



2017-00018194

CROSS HEF CASE #15)

2017-2017-

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05/23/2017 11:10
REPORTING OFFICER
Chin, Jonathan,

2017-00018194

On 05/22/17, I authored search warrants for Shannon Estill's cellular phone number and his medical records for his 05/20/17 admittance. The search warrants were reviewed and signed by the Honorable Judge Bereola of the Alameda County Superior Court. The search warrants were served to Sprint and Eden Medical Center per their required legal process service.

Eden Medical Center Search Warrant Return:

On 05/23/17, I responded to Eden Medical center and collected the search warrant results for medical records associated to Estill's 05/20/17 treatment. According to the records, Estill arrived at the emergency room via ambulance at 0316 hours. He was ultimately discharged at 1050 hours the same day. Per the records, Estill was being treated for a I

Also indicated a possible blood alcohol content on . I was not able to determine how the sample was collected or tested. Estill was admitted under the name Edward Estill at the time of his visit to Eden Medical Center. Refer to attached documents for further.

Sprint Search Warrant Return:

On 05/23/17, I received the results from Sprint regarding Estill's cellular phone records. The records were uploaded into CellHawk cellular phone analytical tool to analyze the data received. Per the analyzed data, Estill's cellular phone utilized cellular towers in the areas around the cities of Pleasanton, Dublin, Livermore, and Castro Valley.

California Highway Patrol Video:

On 05/23/17, I went to Castro Valley substation of California Highway Patrol and obtained recorded video footage from patrol vehicles associated to the arrest of Estill on 05/19/17. The video shows the arrest of Estill, but no audio was available. The video was copied to a disc and given to me. I later booked the disc into evidence at Pleasanton PD.

Alameda County Santa Rita Jail Search Warrant:

On 05/23/17, I authored a search warrant for surveillance video of the Alameda County Santa Rita Jail intake lobby for the recorded video of Estill's 05/19/17 arrest by California Highway Patrol. The search warrant was reviewed and signed by the Honorabie Judge Bereola of the Alameda County Superior Court. After the search warrant was signed, I went to Alameda County Santa Rita Jail and obtained a copy of the surveillance video of Estill being booked. I provided them with a copy of the search warrant. The video was later booked into evidence at Pleasanton PD.

Detective J. Chin #274

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT

05/23/2017 11:10

CASE NUMBER 2017-00018194

REPORTING OFFICER

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PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194

CROSS REF CASE

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PAGE 1 OF 5

DATE/TIME WRITTEN
05/21/2017 01:59
REPORTING OFFICER
BOCCASILE, BARTY,

CASE NUMBER 2017-00018194

Notification:

On 5/20/17, at approximately 1215 I responded to the police station to assist in the investigation of an officer involved shooting which had been reported at

Initial tasks and investigation:

Upon arrival at the station I was briefed by Detective Shuffield and subsequently assisted in the investigation. I contacted the Alameda County Sheriff's Department and requested their assistance with the crime scene. They dispatched Alameda County Crime Lab Criminalist personnel to assist with the documentation, photography, evidence marking and evidence collection. Prior to responding to . from the police station, I collected the body worn cameras from Officers Batt, Jewel and Cavellini. I docked the cameras and confirmed the videos from the officers' cameras had successfully been uploaded into Evidence com. I then "tagged" each video from the call at with the case number and category. At approximately 1420 hours I completed a GSR test kit on Officer Batt, at the PD, and later booked it into an evidence locker (see Detective Repetto's supplemental report).

Scene:

Upon arrival at the scene I met with Alameda At approximately 1305, I responded to the scene, County Crime Lab Criminalists and PPD personnel and accompanied them on an initial walk-through of the crime scene. During this walk-through I activated my body worn camera and later uploaded the recording to Evidence.com. I observed six rifle cartridge casings along the street, neathe north curb, in front of the residence. I saw a deceased male (identified as Shannon Estill) lying in a supine position in the driveway with what appeared to be a black handgun under his right arm. Shannon Estill was between two vehicles parked in the driveway. The vehicle to the) and the vehicle to the east of Shannon was a west of Shannon was a silver/black Jeep (CA license plate There was a third vehicle parked in the garage of the residence silver/gray Toyota (CA license plate (vehicle garage door was up and open), a pink Cadillac (CA license plate #). I observed the following damage to the vehicles, which I believed were consistent with the entry of bullets: a hole in the passenger's side door under the side mirror (Jeep), damage along the right front hood (Toyota), a hole in the right rear fender (Cadillac), a hole in the rear window (Cadillac).

In and around the residence I observed the following: damage to the side garage door, door handle and frame, a white storage cabinet (partially open) in the garage next to the Cadillac, a gun safe in the white storage cabinet (partially open). The gun safe and the white storage cabinet were partially open but could not be fully opened as the Cadillac was blocking them.

Evidence Collection:

The Alameda County Crime Lab personnel processed the scene while Detective Repetto and I observed. At the conclusion of their processing they provided the collected evidence to Detective Repetto and we transported it in my assigned detective vehicle to the station where I assisted Detective Repetto in booking it into evidence lockers.

After the Alameda County Crime Lab personnel finished processing the scene, I moved the Jeep and the Cadillac so that we could access the safe which was located in the garage next to where the Cadillac had been parked. I noticed the dial/keypad on the safe was damaged. I took photographs of the safe and later uploaded them to Evidence.com.

DATE/TIME WRITTEN 05/21/2017 01:59 2017-00018194
REPORTING OFFICER
Boccasile, Barry, ,

Inside of the safe I observed a large amount of ammunition and multiple firearms. I assisted Detective Repetto in removing and collecting all of the ammunition and firearms that were in the safe (see Detective Repetto's supplemental report). I later transported the collected firearms and ammunition from the safe in my assigned detective vehicle to the station where I assisted Detective Repetto in booking them into evidence lockers. Back at the police station I had dispatch personnel run all of the serial numbers for the recovered firearms in AFS (Automated Firearm System) and the serial numbers for the BB/Pellet guns in APS (Automated Property System). Falso had them run "Firearms Registered" to Shannon Estill. I placed printouts from these searches into the case file. See Detective Repetto's and Detective Shuffield's supplemental reports for details of the results.

Video:

While on scene I was notified by Detective Albert that there was a witness,
who had a video recording of his interaction with Pleasanton Police earlier in the day, just after the officer involved shooting. I responded to residence where he showed me the video. I provided him my email and he later emailed me a link to the video. I later downloaded the video and uploaded it to Evidence.com. Detective Shuffield then reviewed the video and summarized it in his supplemental report.

Vehicles:

Before leaving the scene I had dispatch contact a vehicle tow company. I requested Officer Swick to facilitate towing of the three damaged vehicles (Jeep, Toyota and Cadillac) to the Pleasanton Operation Service Center and place them in a secured parking area, so that I could examine them for evidence. Based upon the damage being consistent with bullet strikes and believing the vehicles might still contain the bullets I went to the Pleasanton OSC on 5/21/17, at approximately 1500 hours, and examined the vehicles. I was unable to locate the bullets or any other physical evidence, without causing further damage to the vehicles. Based upon the damage, it appeared as the bullets were possibly still in the Jeep and Cadillac. I could not determine if the bullet that appeared to have struck the Corolla was still inside the vehicle or had fragmented and exited the vehicle. I recorded my inspection of the vehicles with my body worn camera, as well as photographing the damage with my department cell phone, and later uploaded the video and images to Evidence.com.

On 5/22/17, at approximately 1107 hours, Detective Pittl and I returned the three vehicles to Shannon Estill's Jane Doe. I also obtained Doe's email contact and later provided that email contact to the City Attorney's department. I recorded our contact with Doe with my body worn camera and later uploaded the video to Evidence.com.

Shannon's Cell Phone: «

On 5/21/17 Detective Pittl gave me custody of a white Apple iPhone which he said belonged to Shannon Estill and had been given to him by Jane Doe. On 5/22/17 while Detective Pittl and I were returning the vehicle's to Jane Doe, she clarified she had located Estill's phone in the bushes in front of the residence. On 5/23/17, I authored a search warrant for the communications data on Estill's cell phone , which was signed by The Honorable Judge Bercola, Alameda County Superior Court. I then performed a forensic examination of the cell phone, in accordance with the signed search warrant and later booked the phone, as well as the forensic examination report in evidence.

While reviewing the forensic examination report, I did not locate anything that appeared to be immediately relevant

DATE/TIME WRITTEN
05/21/2017 01:59

REPORTING OFFICER
BOCCASILE, BARTY,

to the investigation.

Recommendation:

Attach to original report

Detective Boccasile #272

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PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



2017-00018194

CROSS REF CASE ELS

2017-2017-

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05/20/2017 19:01 Hunter, Jason, Lee, 2017-00018194

On 05/20/16 at about 1530 I was working as a member of the Pleasanton Police Department's Special Enforcement

Unit with my partner Detective Nicholas Albert. At the above listed time we were requested to respond to

regarding an officer involved shooting which had occurred at approximately 1150 hours. Upon our
arrival to the scene we were tasked with completing a neighborhood canvass for possible witness related to the QIS.
Results of neighborhood canvass as follows:
- No Contact (Business card w/ requested contact provided)
- Resident stated that he was inside his garage when he heard a volley of 4
gunshots followed a brief pause and 2 additional gunshots. advised that he did not bear anything verbal
prior to or directly following the gunshots. Nothing seen.
SEU Detectives also spoke with juvenile son who stated that he heard the same two volleys
of gunshots while in his bedroom. Nothing seen.
- Resident stated that he was inside his home when he heard approximately 4 gunshot:
followed by a brief pause and then two additional shots. Nothing seen.
- Resident stated that he was watching television in his home when he heard an
unknown noise. muted his television but was unaware of the incident. Nothing additional seen nor heard.
:- Resident stated that he was in the shower when he heard "Pops and Sirens".
Nothing additional seen or heard.
SEU Detectives also spoke with juvenile daughter who stated that she was inside her bedroom when
she heard 5-6 gunshots followed by police sirens. Nothing additional seen or heard.
No Contact (Business card w/ requested contact provided)
Residents anc stated that while seated in their kitchen
when they heard 4-5 gunshots from outside. Both residents advised they ran to their front window and observed
what appeared to be a deceased subject in the driveway of a nearby home. Both subjects also described seeing a
police officer that appeared to be hunched over or possible injured while holding a large rifle. Nothing additional see or heard.
- Resident - advised that he was not home during the time of the incident and did not
see or hear anything related to the OIS.
Resident stated that she was inside her home when she heard 5 gunshots.
noted hearing a brief pause between the second and third gunshot. Nothing additional seen or heard.
- Resident stated that she was not home at the time of the incident and noting was seen nor heard.
- Resident stated that she was home with her two juvenile children when they hear a volley of 4 gurshots followed by a brief pause and two additional shots. described the noise as loud explosion and recalled fater seeing her neighbor filming in the street with his cell phone. Nothing additional see
or heard.

Detective Boccasile later responded to the

05/20/2017 19:01
REPORTING OFFICER
Hunter, Jason, Lee.

2017-00018194

- Residents and stated they were in their backyard when they heard a volley of 4 loud bangs followed by 2 additional bangs. Believing that the noise was possible fireworks being set by local juveniles, exited his home and moved towards the direction of Burgundy Drive while filming with his cellular phone. eventually was met by Pleasanton Police personnel and advised to return to his home.

home to obtain the cellular footage as evidence

It should be noted that the family stated that they were longtime friends with the family associated to stated during a weekly book club the of the deceased stated that 2017 had been a hard year on her family and advised that her Shannon's had passed away resulting in unresolved turmoil in the family.

Nothing additional heard nor seen prior to or following the incident.

Resident advised that she was inside her home when she heard 4-5 noises which she described as possible fireworks. Nothing additional seen or heard.

Residents and stated that they were inside their home when they heard approximately 4-6 gunshots. They described the shots as being very quick in succession. Nothing additional heard or seen regarding the OIS.

advised of being awoken at approximately 0100 hours on 05/20/17 to loud voices coming from the area of Burgundy Drive but was unable to determine the source of the disturbance.

It should be noted that this property is equipped with external security cameras; however they do not cover the direction of Burgundy Drive and do not have audio capabilities:

:- Resident stated that she was not home at the time of the incident. Nothing heard or seen.

- Resident stated that she was inside her home watching television but did not see nor hear anything.

No Contact (Business card w/ requested contact provided)

Resident stated that she was outside her home loading items into a vehicle when she noticed police vehicles and personnel staging at the intersection of Burgundy and Touriga. recalled seeing police un-holster their weapons and hearing a woman verbalize something about a shotgun. stated that she immediately fled inside her home and heard a volley of 4 gunshots followed by a pause and an additional shot. She recalled seeing 2-3 police officers outside the involved parties' home at the time of the shooting. Nothing additional seen or heard.

Resident advised that during the early morning hours on 05/20/17 he awoke and noticed a set of headlights shining near the home of stated that he later observed a Jeep belonging to the residents of pull out of the driveway and park on the street.

advised that the visible security cameras affixed to his home are "dummy" cameras and do not record.

05/20/2017 19:01 Hunter, Jason, Lee,

CASE NUMBER 2017-00018194

It should be noted that both Detective Albert and I utilized our department issued body worn cameras during all contacts and interviews. The BWC recordings were later uploaded as to Evidence.com.

No additional information at this time.

J. Hunter #270



Pl	EASANTON POLICE DEPARTMENT	DATE/TIME WRITTEN CASE NUMBER 2017-00018194
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PAGE 8 OF 9

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PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909



CASE NUMBER 2017-00018194 CROSS REF CASE RIS

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05/25/2017 09:05
REPORTING OFFICER
Repetto, Tony,

2017-00018194

On 05/20/2017, I responded to : . . to assist with this investigation. Refer to the original case report and my previous supplemental report for details.

The Alameda County Crime Lab took digital photographs of Officer Batt's patrol rifle (which had been secured in the Patrol Supervisor's patrol vehicle) and Lt. Cox later removed the magazine and performed a round count of the magazine and rifle. Lt. Cox told me he located 11 rounds of ammunition in the magazine and one in the chamber of the patrol rifle. He provided the rifle, magazine and ammunition to me. I retrieved an evidence envelope and box from the crime lab personnel. I secured Officer Batt's patrol rifle and magazine into an evidence box and the 11 rounds of ammunition (with the round discovered in the chamber in a smaller envelope) into the evidence envelope and later booked the items into evidence at the PD. The booking entries (including tag numbers) have already been documented in my previous supplemental report.

RECOMMENDATION:

Attach to the original case report.

Repetto #288



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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PLEASANTON POLICE DEPARTME	
SUPPLEMENTAL - NARRATIVE	

DATE/TIME WRITTEN 05/26/2017 08:16 Shuffield, Robert, ,

CASE NUMBER 2017-00018194

In order to process and analyze evidence, the Alameda County Crime Lab requires a summary of the case to determine the significance of the evidence. The purpose of this supplement is to provide a general description of the incident for this purpose. Further information regarding the case is found in the other supplemental reports.

for a domestic On 5/20/2017, Pleasanton Police Officers were dispatched to disturbance. When they arrived, Shannon Estill brandished a shotgun and a replica pistol at officers. Officer Batt fired several rounds from his Colt AR-15 rifle at Estill, striking him twice.

Pleasanton PD Detectives collected Officer Batt's Colt AR-15 rifle from the scene (serial number LE320205). The rifle was booked as evidence.

Six .223 caliber shell casings, consistent with the ammunition fired from a Coll AR-15, were recovered by the Alameda County Crime Lab from where Officer Batt fired the six rounds. The shell casings were turned over to Pleasanton PD Detectives and booked as evidence.

Estill's body was collected from the scene by the Alameda County Coroner's Office and an autopsy was performed by the Coroner's Office.

The bullet fragments were turned over to

Pleasanton PD Detectives and booked as evidence.

The recovered AR-15 rifle, shell casings, and bullet fragments are being sent to the Alameda County Crime Lab for comparison.

R. Shuffield 276



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100

Shuffield, Robert,



2017-00018194

CASE NUMBER

CROSS REF CASE #15

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05/30/2017

Fountain, Aaron

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Notification:

On 5/20/2017, about 1145 hours, I was at the Pleasanton Police Department handling a personal matter. Toverheard the radio traffic for this incident and began to prepare for the investigation. I notified Sergeant Fountain of the incident and he requested I begin the investigation. I contacted Lieutenant Cox, who was on scene. He provided me with a brief summary of the incident as he understood it.

The individual who had been shot was tentatively identified as Shannon Estill, a resident of had been declared deceased at the scene immediately following the shooting.

Search Warrant -

Based on the circumstances of the incident, I believed there would be significant evidence to be recovered in and around the residence of . as well as in vehicles associated with the residence. I authored a search warrant to collect biological samples, trace evidence, photographs, bullets, buffet fragments, shell casings, firearms, and other related evidence. I submitted the warrant via CRIMS (the Alameda County Sheriff's Office's online records management system).

Around 1330 hours, Judge T. Rogers contacted me by telephone to verify the information in the search warrant affidavit was accurate. I verified the information and Judge Rogers issued the search warrant. See attached search warrant.

I requested Detective Boccasile arrange for the Alameda County Speriff's Office Crime Lab to assist with evidence collection pursuant to the search warrant, which he did.

Preparation for Interviews with Doe 1 and Doe 2:

I was advised by Lieutenant Cox that Estill's Doe 1 and Doe 2, had provided him a brief statement about the incident. See Lieutenant Cox's supplemental report for details.

I requested Lieutenant Cox arrange for Doe 1 and Doe 2 to be transported to the station for a more thorough statement, if consented. Doe 1 and Doe 2 agreed to provide a more detailed statement and Officer Evans transported them to the Pleasanton Police Department. See Officer Evans' supplemental report.

Doe 1 was placed in Pleasanton PD interview room number 2. Doe 2 was placed in Pleasanton PD interview room number 1. I offered both of them food, water, or any other comforts they requested. Doe 2 requested some water, which I provided. Doe 1 and Doe 2 remained in the interview rooms with the doors unlocked. I notified them that investigators were immediately outside the interview rooms if they required anything. I did not do or say anything to Doe 1 or Doe 2 to indicate that they were not free to leave.

I requested Detective Pittl conduct more thorough interviews with Doe 1 and Doe 2 regarding the incident and any background information, which he did. See Detective Pittl's supplemental report for details. A summary of their statements will also follow in my investigative report.

Notification of the Alameda County District Attorney's Office:

Lieutenant Munayer offered to contact the Alameda County District Attorney's Office to notify them of the incident. I

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requested she make the notification. Sergeant Stocking ultimately contacted the on-call DA Officer Involved Shooting investigation team, DA Inspector Mark Moreno and Deputy DA Christopher Infante. Inspector Moreno and DDA Infante had a several hour delay before they would be available, as they were out of the area. Sergeant Stocking made arrangements for PPD investigators to meet the DA investigators at the scene.

Seclusion of Involved Officers:

Officers Batt, Cavellini, and Jewell were transported from the scene to the police department individually. Officer Batt was secluded in the downstairs Traffic Unit office. Officer Cavellini was secluded in the downstairs Special Investigations Unit office. Officer Jewell was secluded in the upstairs conference room.

The involved officers each met with peer support personnel, with instructions not to discuss the incident.

of the met with each of the officers and arranged to represent them.

Evidence Collection from Involved Officers:

I requested Detective Pittl photograph each of the involved officers to document their appearance, any injuries they had, and to collect any evidence located on their person. I instructed Detective Pittl not to discuss the details of the incident with the involved officers.

Detective Pittl collected photographs of each of the involved officers, their uniforms, and their equipment. None of the officers had any visible injuries. Each of the officers was wearing a full navy blue Pleasanton Police Department uniform. Their uniforms displayed patches on each of the arms, identifying them as members of the Pleasanton Police Department. Each officer displayed a gold colored star shaped badge on the left side of their chest and a nametag on the right side of their chest. Each of the officers were a black police duty belt with their pistol, magazines, radio, Taser, baton, and other miscellaneous police equipment.

Detective Pittl collected Officer Batt, Cavellini, and Jewell's Axon body-worn cameras. He placed the cameras into the docking station, automatically uploading the contents to the police department's evidence management system, Evidence.com. After the contents were uploaded, Detective Boccasile accessed the files via Evidence.com and associated them with this case. I downloaded one copy of each of the officer's body-worn video for investigative purposes. That copy was later turned over to the DA's Investigators.

Detective Pittl collected Officer Batt Cavellini, and Jewell's Tasers and provided them to Sergeant Gora to conduct a download of the device's recent activity

Detective Chin collected a gunshot residue sample from Officer Jewell's hands. Detective Boccasile collected a gunshot residue sample from Officer Batt's hands. I collected a gunshot residue sample from Officer Cavellini's hands.

Detective Pittl conducted an examination of each of the involved officer's pistols and ammunition. He counted each of the officers ammunition. Officer Batt's pistol had one round in the chamber and his magazines were each loaded to their full capacity. Officer Cavellini's pistol had one round in the chamber and her magazines were each loaded to their full capacity. Officer Jewell's pistol had one round in the chamber. The magazine inserted in his pistol had seven rounds inside. The magazine's full capacity was eight rounds. His two spare magazines each had the full capacity of eight rounds inside.

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Detective Chin requested Officer Batt provide a voluntary blood sample for chemical analysis. Officer Batt declined.

See involved Detective's supplemental reports for further information.

Doe 2's Statement:

On 5/20/2017, about 1245 hours, Detective Pittl conducted an interview with Doe 2. Below is a summary Detective Pittl's supplemental report regarding the interview:

Doe 2 lived at with her Doe 1 and Estill. Doe 2 knew Estill had been drinking alcohol on the night of 5/18/2017. She believed he was still intoxicated when she left for school on the morning of 5/19/2017. Doe 2 did not know what Estill did while she was at school that day. Doe 2 believed Estill had been arrested in Castro Valley for public intoxication on 5/19/2017, around 1700 hours. Doe 2 called Doe 1 that evening and Doe 1 told her she was at Santa Rita Jail trying to pick Estill up. Doe 1 never located Estill, so she returned home between 2100 and 2200 hours.

On 5/20/2017, about 0200 hours, Doe 2 heard Doe 1 on the phone with the police. The police came to the residence and spoke with Doe 2. Doe 2 reported that Estill had come to the house intoxicated and bleeding from his head. Doe 1 went outside to help Estill. Estill grabbed Doe 1's wrists and began yelling and screaming at her. Doe 1 broke free from Estill's grasp and ran inside the house. Doe 1 locked the door and called the police. Estill was transported to Eden hospital to have his head injury treated.

After the incident, Doe 1 told Doe 2 that Estill told her, "I'm going to kill you." Estill was rummaging around in the garage, trying to get inside the gun safe.

Doe 2 later saw blood smeared on the garage cabinet where the gun safe was located.

On 5/20/2017, around 1100 hours, Estill returned to the house in a taxi. Estill asked Doe 1 for money to pay the taxi fare. Doe 1 walked outside to pay the taxi fare. Estill was angry and walked around the back of the house trying to get inside. Doe 2 described Estill as "drunk" and "acting stupid." Doe 2 took her cell phone, ran upstairs, and hid in her locked bedroom. Doe 2 watched Doe 1 try to calm Estill down from her bedroom window. Doe 1 began knocking on the front door, so Doe 2 went downstairs and let her inside. Doe 1 and Doe 2 went into the master bedroom and locked the door. Doe 1 called the police because Estill was not supposed to be at the residence. Doe 2 heard Estill banging on the sides of the house and knocking items around inside the garage.

Estill entered the house and began trying to persuade Doe 1 to open the bedroom door. Doe 1 refused. Doe 2 thought Estill was trying to persuade Doe 1 not to call the police.

Doe 2 believed that, if Estill made it into the bedroom, he would harm her

As the police were arriving, Doe 2 heard Estill yell, "Cops come get me." Doe thought Estill wanted the police to arrest him.

While Doe 1 was on the phone with the police, Doe 2 heard gunshots and people running around the house.
Doe 2 recalled hearing the police yelling for Estill to "stop" or "stop moving" before the shots were fired. Doe
2 did not recall Estill saying anything to the police. Doe 2 believed she heard "a lot" of commands from the

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police to Estill before the shots were fired. Doe 2 estimated 5-10 shots were fired.

About 10 minutes later, the police came upstairs and met with Doe 1 and Doe 2. After the incident, Doe 2 was transported to the Police Station.

Doe 2 believed Estill was "drunk" on 5/13, 5/14, 5/15, 5/19, and 5/20. He was sober on 5/16, 5/17, and 5/18. When Estill consumed alcohol, he would normally drink until he passed out. He occasionally became angry and throw things around the house, but not at Doe 1 or Doe 2.

See Detective Pittl's supplemental report and Doe 2's recorded statement for further information.

Doe 1's Statement:

On 5/20/2017, about 1418 hours, Detective Pittl interviewed Doe 1 in interview room 2. Below is a summary of Detective Pittl's supplemental report regarding the interview:

On 5/19/2017, Doe 1 received a phone call from Estill, who was a Santa Rita Jail. Estill was trying to get a ride home. Around 1800 hours, Doe 1 tried to pick Estill up from the jail, but was unable to locate him. Doe 1 returned home sometime after it got dark.

Early in the morning of 5/20/2017, Estill returned to the residence. Doe 1 talked with him outside and described him as "just being crazy." Estill told Doe 1 that he loved her and couldn't live without her. Estill grabbed Doe 1's wrists and told her, "We're in this together." Doe did not feel good about Estill's statements and pulled away from him. Doe 1 noticed Estill was covered in blood. Doe 1 was afraid of Estill and tried to run from him. Estill grabbed Doe 1's shirt near her shoulder and got blood on her shirt.

Doe 1 escaped from Estill and ran inside the house, locking the door behind her. Estill began pounding on the doors to the house. Doe 1 believed Estill was intoxicated and described him as acting "completely insane."

Doe 1 believed Estill was going to get a gun out of the safe in the garage.

The police arrived and arranged for Estill to be transported to the hospital for his head injury. Before he left, Estill told Doe 1, "you know love you," "I'll love you until the day I die," and "we'll go together."

Later that day, Estill returned to the house in a taxi. Doe 1 could immediately tell that he was intoxicated. Estill began pounding on the doors to the house, demanding money to pay for the taxi. Estill also stated that he "wanted a gun." Doe 1 told Doe 2 she was going to go outside and make Estill go away. While Doe 1 was trying to calm Estill down, he told her he was going to get a gun and began walking toward the garage where he kept his guns. Doe 1 immediately ran to the front door and Doe 2 let her inside. Doe 2 had already called the police and handed the phone to Doe 1. Doe 1 told Doe 2 to go upstairs and go in the shower, because she believed she would be safer inside the shower. Doe 1 and Doe 2 went upstairs to the master bedroom and held the door shut so Estill could not get inside. Estill came inside the house and began pounding on the bedroom door, trying to get inside. While he was outside the door, he stated he "just wanted it to end" and "I told you I can't take it anymore."

As Doe I was talking to the dispatcher, Estill went downstairs. Doe 1 heard yelling and heard a "pop." Doe 1 initially believed Estill had shot a police officer.

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After the incident, Doe 1 was transported to the police department.

Doe 1 believed Estill wanted to harm Doe 1 and Doe 2.

See Officer Pittl's supplemental report and Doe 1's recorded statement for more information.

Initial Video Review:

Detective Boccasile and I conducted a brief review of Officer Batt, Officer Cavellini, and Officer Jewell's body-worn cameras to assist in determining what evidence needed to be collected at the scene. As this was a brief initial viewing, I did not examine the video closely enough to draw any significant conclusions about its contents. A more thorough review of the video was later conducted and the findings documented in following supplemental reports.

Initial Scene Walkthrough:

About 1515 hours, Sergeant Fountain, Lieutenant Schlehuber, Lieutenant Cox, Sergeant Gora, Sergeant Fragomeli, Detective Boccasile, Detective Repetto, and I conducted an initial walkthrough of the scene. Crime Lab personnel M. Hensley, P. Ritter, and J. Otis accompanied us for direction on what evidence to collect.

An outer perimeter was established at Touriga Dr./Tawny Dr., Touriga Dr./Chablis Ct., and Burgundy Dr. /Sylvaner Dr., which controlled all vehicle and pedestrian traffic into and out of the vicinity of the scene. Each perimeter post was manned by police personnel, who restricted access to the area. A crime scene log was established documenting the times, names, and purposes for each person granted entry into the scene. See Officer White's supplemental report for details.

The incident was reported to have occurred in the diveway of. , Pleasanton. Burgundy Dr. is located in the southern portion of Pleasanton. The street travels in an east/west direction. The street begins on the east side at Touriga Dr. and ends on the west side at Sylvaner Dr. There are approximately 16 single family residences is located on the north side of on the street. There are no courts or cross streets on the street. . is Burgundy Dr., two houses east of Touriga De The residence directly to the west . The residence directly is The residence directly to the east of across Burgundy Dr. is

. is a two story single family residence. The house has off-white stucco siding with tan wood trim. A two car garage is located on the south-west lower level of the residence, with the door facing south onto Burgundy Dr. The front door is located to the east of the garage door, set back from the front of the house, and is facing Burgundy Dr. There are wooden fences located on the east and west sides of the residence, each with a gate granting access to the back yard. A driveway runs from the garage door onto Burgundy Dr. The area to west and east of the concrete driveway is covered with light brown pavers.

Pleasanton Police Vehicle 403 was parked on the south side of Burgundy Dr. along the southern curb line. The vehicle was parked faing eas The vehicle was running with the doors locked. A secure rifle rack was located in the vehicle, between the front driver and passenger seats. The rack was empty. I did not observe anything else noteworthy about the vehice. This vehicle was later determined to have been driven to the scene by Officer Jewell and Officer Batt.

There were three vehicles parked in the driveway of

A dark grey Toyota was parked on the west

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side of the driveway on the pavers. The vehicle was backed into position with the front facing the street. A silver Jeep was parked on the west side of the driveway, directly east of the dark grey Toyota. The vehicle was pulled straight into the driveway with its front facing the garage door. A silver Toyota was parked on the east side of the driveway, directly east of the silver Jeep. The vehicle was backed into the driveway with the front facing the street.

A man, later identified as Shannon Estill, was lying on his back on the driveway between the silver feep and the silver Toyota. Estill had major trauma to the top and back of his head. Pieces of his skull and brain were lying on the driveway around his body. A large volume of blood had left his head and traveled down the driveway toward the street. Estill was wearing a dark t-shirt and light blue pants. The pants appeared to be similar to pants issued by hospitals. There was a hole in the center of Estill's t-shirt, which appeared to be consistent with a small diameter bullet hole. Estill was obviously deceased.

Under Estill's right shoulder and upper right arm, I observed a dark colored handgun. I was unable to determine the make, model, type, or any other information about the handgun because Estill's body and right upper arm was covering it.

On the west side of the residence, approximately ten feet inside the west gate, there was a white exterior garage door. The door handle was removed from the door. It appeared to have been pried off the door and there was significant damage to the door. There was a sharp cut, approximately 3-4 inches in length, in the right door trim.

Across from the door was a shed. Inside the shed was a pickaxe with a wood handle and a metal tip. The metal end of the tool had white paint on it. The tool appeared likely to have been the tool used to damage the door, door trim, and handle. Along the fence behind the shed were three garbage cans. Inside one of the garbage cans was a discarded door handle which appeared to belong to the garage door and several empty alcohol bottles.

There were two sliding glass doors on the north (back) side of the house. There were what appeared to be blood smears around the back slider on the west side of the residence. There was a "doggy door" on the west side of the west slider. There was what appeared to be blood smeared on the doggy door.

Inside the residence on the ground floor, there was a family room, dining room, living room, and several closets. Near the kitchen, there was a set of stairs that led up to the second floor. There were four bedrooms and two bathrooms upstairs. One bedroom was located to the right of the top floor landing, one straight ahead at the landing, and two on the left side of the landing. There was one bathroom in the hallway connecting the four bedrooms and one inside the master bedroom on the right side of the landing.

In the kitchen on the north side of the house there was a cabinet located above the stove. The cabinet was open. Inside the cabinet was a black arrsoft pistol magazine. In the master bedroom on the top floor on the right side of the landing, there were two crampled tissues and a box of tissues lying on the ground. I did not notice anything else unusual inside the residence.

Inside the garage, there was a pink Cadillac parked on the west side of the garage. The east portion of the garage appeared to be used for storage and laundry. The Cadillac was parked alongside a set of white cabinets and a black rack system. A wood stocked long-gun, which appeared to be a shotgun, was in plain view on the rack west of the Cadillac. The door to the white cabinet was partially ajar and there was a black gun safe inside the cabinet. The door to the gun safe was partially ajar. The Cadillac had blood smears on the front, a shattered back window that appeared

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to have been caused by a bullet, and what appeared to be a bullet hole on the rear passenger side fender.

I directed the Crime Lab personnel to photograph and LICA scan the scene, to collect swabs of any biological evidence, and to collect the items identified above. Detectives Repetto and Boccasile stayed at the scene with the Crime Lab personnel to ensure the appropriate evidence was collected.

I video recorded the initial walkthrough with my body-worn camera and the video was later uploaded to Evidence.com.

Initial Video Review 2:

After returning from the initial scene walkthrough, I reviewed Officer Batt, Officer Cavellini, and Officer Jewell's bodyworn camera footage from the incident. I watched the videos in real-time speed with the recorded brightness level to assist me understand what occurred. A full review of the videos was conducted at a later date and the full contents of the videos are discussed in that supplemental report. During the review of Officer Jewell's video, I noticed the video was significantly shorter than the other officers'. The video appeared to stop before the incident concluded. While reviewing Officer Batt's body-worn camera footage of the incident, I observed a man standing on the north-west corner of the intersection of Touriga Dr. at Burgundy Dr. The man was holding a cellular phone and appeared to be recording in the direction of

This man was later identified as

See Detective Hunter and Boccasile's supplements for his statement about the incident.

Coroner's Office:

On 5/20/2017, at 1807 hours, Deputy Coroners Beezly and Laurenzan arrived at the scene to take custody of Estill's body. They worked with the crime lab personnel to process the scene and removed Estill's body at 1905 hours. See crime scene log and Coroner's Office receipt and Coroner's report 17-01643 for further details.

Second Walkthrough with DA Investigations Team:

On 5/20/2017, about 1810 hours, Sergeant Fountain and I met with DDA Infante and Inspector Moreno outside the scene perimeter. Lieutenant Schlehuber, Sergeant Fragomeli, Sergeant Fountain, and I completed a second walkthrough of the scene.

As we were completing our walkthrough, the Coroner's Deputies were preparing to move Estill's body. When they moved his body, they examined the item that appeared to be a pistol. The pistol was determined to be a "BB" pistol. A more thorough examination of the "BB" pistol was conducted at a later date and is included in a later supplemental report.

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CASE NUMBER 2017-00018194 PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 2017-2017-SUPPLEMENTAL INVESTIGATION 2017-SIGNIFICANT EVENT INCIDENT TYPE DATE REPORTED HOMICIDE 05/30/2017 08:13 AT INTERSECTION WITH LOCATION OF OCCURRENCE OCCURRED/BETWEEN TIME CITY OF OCCURRENCE COMMON PLACE NAME TIME AND SYNOPSIS OF EVENT ٧ Shuffield Supplement #5 E N Officer Jewell's interview. VALUE PROPERTY TYPE P.C CNT SECTION - TYPE A/C A/C CNT SECTION - TYPE PROPERTY 0 F N S STATEMENT DATE OF BIRTH AGE SEX NAME (LAST, FIRST, MIDDLE, SUFFIX) INVOLVED NO. 1 2 S 3 U 4 В 5 E 6 C 7 T 8 S 9 10 GASE VEHICLE #1 STYLE MODEL ROLE COLOR LICENSE NUMBER E Н DESCRIPTION PROPERTY VEHICLE #1 ı STYLE MODEL C ROLE COLOR LICENSE NUMBER E VALUE S DESCRIPTION US POSTAL INSPECTORS □ ADULT PROTECTIVE SERVICES ☐ CHILD PROTECTIVE SERVICES ☐ STREETS DISTRICT ATTORNE CODE ENFORCEMENT CITY ATTORNEY ☐ JUVENIE E PROBATION T OTHER: APPROVED BY DATE WRITTEN REPORTING OFFICER Fountain, Aaron 05/30/2017 Shuffield, Robert, PAGE 1 OF 6

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Officer Jewell's Interview:

Through his attorney, , Officer Jewell requested to review his body-worn camera footage prior to providing a statement.

On 5/20/2017, at 2043 hours, Officer Jewell, DDA Infante, Inspector Moreno, and I reviewed Officer Jewell's body-worn camera footage in the police department's downstairs conference room. The video was played back at real-time speed, with audio, and with the computer's default brightness. None of the investigative staff asked Officer Jewell any questions. I audio recorded the period while we reviewed the video.

At 2052 hours, DDA Infante, Inspector Moreno, and I interviewed Officer Jewell in Pleasanton PD interview room 1.

was present during the interview. To facilitate an accurate video recording of the interview and Officer Jewell's statement, Officer Jewell and sat at the back of the room away facing the door. The video recording equipment was located on the opposite wall. DDA Infante, Inspector Moreno, and I sat across a round table from Officer Jewell and. The door to the interview room was closed to provide privacy for the involved parties. Pleasanton PD administrative staff monitored the interview via CCTV.

The interview room has a built-in video recording system. I know that the recording system intermittently fails to record audio. I attached my Axon body-worn camera to the wall of interview room to serve as a secondary recording device. The audio and video quality of this recording is significantly better than the built-in system, so it is recommended that this video is used to review the interview.

Throughout the interview, Officer Jewell referred to Estill as "the man" or "the suspect" and other similar descriptions. For clarity of reading, he is described as Estill in this summary of his statement.

I advised Officer Jewell that he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not want to. Officer Jewell acknowledged these rights and agreed to provide a statement.

did not raise any objection. Officer Jewell told us the following:

When he was a child, Officer Jeweil fired handguns and shotguns with his father. He did not have any formal firearms training prior to being hired by the Pleasanton Police Department. Officer Jewell graduated college in 2016 and was hired shortly after by the Pleasanton Police Department. In August of 2016, Officer Jewell began the police academy and completed the academy in March of 2017.

During the academy, Officer Jewell had three weeks of firearms training, which included instruction in pistols, rifles, and shotguns. From his experience with handling shotguns, Officer Jewell was very familiar with the sound a shotgun makes when being "racked." From his training, Officer Jewell knew that interacting with an individual armed with a shotgun would put his "life in danger" and cause him to take a safer and more cautious approach to the situation.

Officer sewell had received training in the academy on domestic violence calls. The instruction included information about domestic violence calls being abnormally dangerous. From his training, Officer Jewell knew calls involving domestic violence could be "tense" and that the involved parties may be armed with weapons

On March 15th, 2017, Officer Jewell was sworn in as a full-time police Officer with the Pleasanton Police

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Department. He completed a ten day orientation at the police department and was assigned to his first phase Field Training Officer - Officer Cavellini. Officer Jewell completed five weeks of hands-on training with Officer Cavellini, which he described as "excellent." Officer Jewell had been assigned to Officer Batt for his second phase of field Training and had worked approximately four shifts with Officer Batt.

Officer Jewell had never responded to a call for service involving an armed subject.

Officer Jewell generally worked Fridays, Saturdays, and Sundays, from 0600 hours through 1830 hours.

Officer Jewell had never responded to the 3281 Burgundy Rd. address before. The only knowledge Officer Jewell had about the previous domestic violence call at the house was the information relayed by the dispatcher over the police radio during his response to this call. He had not discussed the incident with any of the officers who responded to the previous incident.

On 5/20/2017, Officer Jewell reported for his normal shift. He did not consume any drugs, alcohol or medications. He got six hours of sleep the night before, which was his normal sleep period before a shift. Officer Jewell felt he was well rested and able to perform his duties.

Officer Jewell was wearing a full long sleeve Pleasanton Police Department uniform. The uniform displayed patches on the arms, a nameplate on the chest, and a badge on the chest. Officer Jewell was wearing a police duty belt. His belt held his handgun, handcuffs, pepper spray, hashlight, radio, baton, keys, and Taser. Officer Jewell was wearing his Axon body-worn camera which was affixed to his collar.

After the patrol briefing, Officer Jewell and Officer Batt began their patrol duties. Officer Jewell did not recall any prior calls for service they responded to Officer Jewell did recall an incident earlier in the shift where all of the other patrol officers, other than Officer lewell and Officer Batt, responded to. During that incident the other officers on the shift responded to a welfare theck on a pedestrian. The pedestrian was uncooperative and the officers applied a "WRAP" device.

On 5/20/2017, Officer Jewell was dispatched to "that address" for a call involving a White male adult that Pleasanton Police Officers had interacted with the previous night. Officer Jewell knew the man, Estill, had an Emergency Protective Order that was ssued as a result of the previous night's incident. Officers Jewell, Cavellini, and Batt were dispatched to the address for a new call. The dispatcher notified the officers via the police radio that Estill was inside the garage of the residence "banging" on the door to the house.

Officer Jewell and Officer Batt were on foot patrol together at the farmer's market when the call came out. They walked to their patrol car to respond to the call. Officer Jewell drove and Officer Batt sat in the front passenger seat.

Officer lewell and Officer Batt began driving to the residence. Officer Jewell did not use the vehicle's emergency equipment and followed all traffic laws. Dispatch updated the responding officers that a (Doe 1 and Doe 2) were inside the residence, locked in an upstairs bedroom. Dispatch provided additional updates that Estill had exited the garage and entered the residence, "banged" on the bedroom door, and returned to the garage. Dispatch relayed that there was a gun safe in the garage which contained "two guns and a rifle." Dispatch provided additional updates that Estill was on the left side of the

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residence.

During the drive to the residence, Officer Jewell and Officer Batt discussed their response briefly, specifically about using additional caution due to the circumstances.

Officer Jewell and Batt arrived in the area. Officer Jewell parked their patrol vehicle across the street from the residence and "one house down." Officer Cavellini arrived immediately after Officers Jewell and Batt and parked behind their patrol vehicle.

Officer Jewell was concerned about the circumstances of the call, including the domestic violence aspect, and the likelihood of firearms being involved, so he took an extra cautious approach to the residence. As Officer Jewell approached the residence, he noticed there were three cars parked in the driveway. Officer Jewell walked up to the fence along the left side of the residence. Officer Jewell heard what sounded like someone moving items along the side of the residence. He could not tell exactly where the noise was coming from, other than from the direction of the side of the house.

Officer Batt walked to the other side of the driveway and Officer Cavellini stayed with Officer Jewell by the left fence. Officer Jewell told Officer Cavellini that he heard sounds coming from the side of the house. Officer Batt returned from the far side of the house to Officers Jewell and Cavellini's position. Officer Batt removed his pistol from his holster. Officer Batt instructed Officer Jewell to prepare his "less lethal" (Taser). Officer Jewell removed his Taser from its holster and turned off the safety.

Officer Jewell prepared his Taser as an alternative to Officer Batt's firearm so they would have a less-lethal option available if a lower level of force than a firearm was appropriate.

The officers agreed to open the gate, which officer Batt did. Officer Jewell believed Officer Batt opened the gate because he believed Estill was on the side of the house. Officer Jewell also believed this, because the last information they received from dispatch indicated Estill was on the left side of the house and there were sounds coming from the left side of the house

Officer Jewell continued hearing someone "moving around." Officer Jewell observed a door leading into the side of the garage about ten feet from the gate. Officer Batt announced their presence as the "police" and demanded Estill come outside. Estill sid not respond or comply with Officer Batt's command. Officer Batt made a second announcement of "Police department, come out." Again, there was no response. Officer Batt signaled for Officer Jewell to move closer to the garage door with him.

As they got close to the garage door, the pathway became congested due a shed and garbage cans near the doorway. Officer Batt was in front of the line, Officer Jewell was in the middle, and Officer Cavellini was in the back of the line. Officer Batt continued walking to the side garage door and turned to face the door. Officer Batt called out to the person inside again. Officer Jewell heard the sound of a shotgun "racking." The sound immediately put Officer Jewell in fear for his life. Officer Batt said, "Oh shit" and the three officers fled out of the back yard through the gate they came in.

Officer Jewell did not know where Estill was, so he ran for cover. After exiting the gate, Officer Jewell turned to the right toward the neighbor's house. Officer Jewell planned to run behind a brick pillar on the corner of the neighbor's house to protect himself. Officer Jewell jumped over the bushes between the two houses to

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get to the neighbor's residence.

As he was approaching the residence, Officer Jewell observed a woman inside the open garage. Officer Jewell was concerned the woman may be in danger if Estill barricaded himself or came out of the garage. The woman began to walk toward the garage door. Officer Jewell told the woman, "Open the door, police."

Officer Jewell went inside the residence with the woman and advised her that Estill had a gun.

Officer Jewell directed the woman to stay inside her residence. The woman told Officer Jewell that her husband was on the side of the house and identified the side yard immediately adjacent to the residence the officers were dispatched to. Officer Jewell saw a white male adult walking in the side yard of the residence. Officer Jewell had never seen Estill but knew he was described as a White male adult. Officer Jewell was unsure if the man in the side yard was the neighbor's husband or Estill. The woman was "frightened," so she was unable to tell Officer Jewell what her husband was wearing. The man in the side yard walked around the house to the back door. The woman quickly identified the man as her husband. Officer Jewell directed the woman to stay inside the house and began walking toward the front door to return to

Officer Jewell heard several sounds, which he believed were gunshots. Officer Jewell was unsure how many shots were fired. Officer Jewell went out of the neighbor's front door and heard "shots fired" on the police radio. Officer Jewell saw Officer Cavellini standing on the sidewalk and Estill lying down on the driveway. At this time, Officer Jewell had removed his handgun from his holster. Officer Jewell approached Estill and pointed his handgun at him. Officer Jewell noticed Estill's brain and skull fragments were scattered on the ground. Officer Jewell believed Estill was deceased. Officer Jewell holstered his handgun.

Officer Jewell was able to see Estill from the waist up. He did not see any weapons on or around Estill.

Officer Cavellini directed Officer Jewell to set up crime scene tape in the area, which he did. Officer Jewell controlled traffic coming in and out of the area and set up a crime scene log. Captain Bretzing later transported Officer Jewell to the Pleasanton Police department.

While at the police department, Detective Pittl counted Officer Jewell's ammunition with him. Two of the magazines had a full load of eight rounds in them and his third magazine had seven rounds inside. Officer Jewell's pistol had one round in the chamber. When Officer Jewell qualified during his ten day orientation after completing the academy, he was issued 24 rounds. He inserted the rounds into his magazines, eight rounds in each. After loading the magazines, Officer Jewell inserted a magazine into his pistol and loaded one round in the chamber. He did not load an eighth round into that magazine, resulting in the magazine not being filled to its capacity of eight rounds.

Officer Jewell was unsure exactly why his body-worn camera footage did not capture the entire incident. He activated the recording when he arrived outside the residence. While Officer Jewell was putting crime scene tape up, he noticed the recording light was not activated on the battery pack. Officer Jewell noticed that the cord between the battery pack and the camera was tanged in the equipment on his duty belt and the security slip that secures the cord to the battery pack was unclipped. Officer Jewell suspected the cord may have been pulled free when he ran through the bushes to the neighbor's residence. Officer Jewell had never had any problems with his body-worn camera system in the past, but he was aware of other officers having issues with the body-worn cameras.

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See Officer Jewell's video recorded statement.

The interview concluded at 2241 hours and no further questions were asked of Officer Jewell. Officer Jewell met with Sergeant Gora after the interview to discuss the administrative review process. Officer Jewell left the police department after meeting with Sergeant Gora.

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Officer Batt's Interview:

Through his attorney, , Officer Batt requested to review his body-worn camera footage prior to providing a statement.

On 5/20/2017, at 2358 hours, Officer Batt, DDA Infante, Inspector Moreno, and I reviewed Officer Batt's bodyworn camera footage in the police department's downstairs conference room. None of the investigative staff asked Officer Batt any questions. The video was played back at real-time speed, with audio, and with the computer's default brightness. requested to review portions of the video, which I accommodated. Officer Batt requested to review portions of the video, which I accommodated. I audio recorded the period while we reviewed the video.

DDA Infante, Inspector Moreno, and I interviewed Officer Batt in Pleasanton PD interview room 1. The interview began at 0027 hours. was present during the interview. To facilitate an accurate video recording of the interview and Officer Batt's statement, Officer Batt and sat at the back of the room away facing the door. The video recording equipment was located on the opposite wall. DDA Infante, Inspector Moreno, and I sat across a round table from Officer Batt and The door to the interview room was closed to provide privacy for the involved parties. Pleasanton PD administrative staff monitored the interview via CCTV.

The interview room has a built-in video recording system. I know that the recording system intermittently fails to record audio. I attached my Axon body-worn camera to the wall of interview room to serve as a secondary recording device. The audio and video quality of this recording is significantly better than the built-in system, so it is recommended that this video is used to review the interview.

Throughout the interview, Officer Batt referred to Estill as "the man" or "the suspect" and other similar descriptions. For clarity of reading, he is described as Estill in this summary of his statement.

I advised Officer Batt that he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not want to. Officer Batt acknowledged these rights and agreed to provide a statement.

did not raise any objection. Officer Batt told us the following:

Prior to becoming a police officer, Officer Batt occasionally shot firearms recreationally. Officer Batt was hired by the Oakland Police Bepartment in 1999 and attended the Oakland Police Academy. During the police academy, Officer Batt received "relatively rigorous" firearms training, including the use of pistols and shotguns. Officer Batt received training on general use of force practices, decision making in regards to use of force, case law in regards to use of force, use of force policies, less-lethal force options, and other related topics. Officer Batt received training on domestic violence situations, including instruction on domestic violence situations being "tense and uncertain and potentially dangerous."

Officer Batt started with the Oakland Police Department as a full time police officer in 2000. Officer Batt was hired by the Pleasanton Police Department as a full time police officer in 2001 and had been employed by the Pleasanton Police Department continuously since then.

Since becoming a full time police officer, Officer Batt had received extensive training in regards to firearms and use of force. Officer Batt attended a basic firearms instructor course, a chemical agent instructor course, a laser instructor course, a patrol rifle instructor course, and a basic SWAT (Special Weapons and Tactics) school. Officer Batt also attended regular qualifications through the police department for his rifle, pistol, and

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less-lethal shotgun. Officer Batt had previously served five years on the Pleasanton Police Department's SWAT team, between approximately 2006 and 2011, and attended regular in-service training's with the SWAT team. Officer Batt had been selected as a Firearms Instructor and instructed other officers on the use of firearms and use of force. Officer Batt assisted with instructing other officers on active shooter response tactics. Officer Batt manipulated the less-lethal shotgun in his patrol vehicle while checking the vehicle out on a daily basis.

During his firearms training, Officer Batt was trained to shoot for his target's center of mass because it was the easiest target to hit. Officer Batt knew that under stressful situations it was difficult to hit small targets, so officers were trained to shoot for the largest target. Officer Batt was trained to continue firing until the target was no longer a threat. Officer Batt was trained to aim for the target's head if "body shots are no longer effective."

Officer Batt was a Field Training Officer and had been so for eleven years. Officer Batt estimated he trained approximately 30 other police officers as a Field Training Officer. Officer Batt was currently Officer Jewell's Field Training Officer. He had been training Officer Jewell for approximately three weeks.

Officer Batt attended Crisis Intervention Training the previous year. This training focuses on interacting with mentally ill individuals and de-escalating situations involving the mentally ill.

Officer Batt felt he would recognize a shotgun when he saw one and was familiar with the sound a shotgun makes when being manipulated.

In his career, Officer Batt estimated had responded to more than 100 domestic violence calls.

While working as a Police Officer, Officer Batt carried a Glock 17 pistol. The internals of the pistol were unmodified. Officer Batt had installed a set of aftermarket sights on the weapon and a magazine well on the grip, which allowed him to reload the weapon more easily. Officer Batt loaded the weapon with department issued "147 grain Ranger SXT" ammunition.

Officer Batt worked a patrol shift on \$/19/2017, from 0600 hours through 1830 hours. Officer Batt was training Officer Jewell during this shift. Officer Batt, Officer Jewell, and Officer Cavellini responded to one noteworthy call at the Tri-Valley inn and Suites for a medical call. They ended up performing CPR and using an AED on the subject. Officer Batt believed the call was noteworthy.

When Officer Batt arrived to work on 5/20/2017, he felt well rested and capable of performing his duties.

Officer Batt slept approximately seven hours the night before. directed Officer Batt not to answer questions regarding his alcohol or medication use the previous night. Officer Batt wore a full Pleasanton Police short sleeve uniform. The uniform displayed his star shaped badge, nametag, and Pleasanton Police patches on each shoulder. Officer Batt also wore a police duty belt. Officer Batt carried a Glock 17 pistol, one spare pistol magazine, a Taser X26, a police radio, two pairs of handcuffs, an expandable baton, and a set of keys on his duty belt. Officer Batt wore a pair of glasses during his shift, as he always did. Officer Batt had passed the police department's physical assessment and the DMV test without his glasses, but he wore them to help him read better.

Officer Batt was assigned as Officer Jewell's Field Training Officer that day and they shared a vehicle. Officer

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Batt rode in the passenger seat and Officer Jewell drove. Officer Batt did not recall which vehicle they drove, as Officer Jewell was responsible for checking the vehicle out.

For his shift, Officer_Batt and Officer Jewell were assigned the radio call sign J31 "John 31." Officer_Batt's direct shift supervisor was Sergeant Nicely and the Watch Commander was Lieutenant Cox.

Officer Jewell spent the first part of the shift familiarizing himself with their assigned patrot district, district three, which he had not been assigned to while he was working with Officer Batt. They were dispatched to a residential alarm call, where the residence was secure. Officer Batt and Officer Jewell parked behind Bank of America on Main St. and conducted a foot patrol of the Farmer's Market and downtown area. They interacted with pedestrians in the area.

Around 1130 hours, Officer Batt and Officer Jewell were returning to their vehicle from their foot patrol. They were dispatched to a domestic disturbance on Burgundy Dr. Dispatch told the officers the call was for a "return visit" for an incident that began "last night." Officer Cavellini was dispatched as their cover officer.

Officer Batt had not discussed the previous incident with any other officers and was not familiar with the circumstances of the prior incident.

Dispatch relayed to the responding officers that the reporting party. Doe 1, was calling from the residence where she was with her , Doe 2. Doe 1's husband, Estill, had been served with an Emergency Protective Order by the police "last night." Estill was intoxicated "last night." Estill had now returned to the residence and was trying to get inside.

As Officer Batt and Officer Jewell were driving to the residence, dispatch continued providing updates about the situation over the police radio. The dispatcher relayed that Doe 1 had locked herself in the bedroom. Doe 1 could hear Estill in the garage trying to break into the residence. Doe 1 could hear banging in the garage and she thought Estill may have broken into the residence. Estill eventually entered the residence and went upstairs. Updates continued with Estill going back to the garage and on the side of the residence. Dispatch relayed that there was a gun safe in the garage, with a vehicle parked close to it. It was unknown whether Estill had access to the guns in the gun safe. There were no guns seized on the call from the prior call.

From the information being relayed by dispatch, Officer Batt did not feel this was a "routine call." Officer Batt felt the call was "serious." He had additional concerns about the situation because Estill had been recently served an Emergency Protective Order, because he had apparently broken into the residence, and because of Estill's potentially altered state of consciousness due to possible alcohol intoxication. Officer Batt discussed his concern with Officer Jewell, but could not recall the details of what they said. Officer Batt was primarily focused on the information being provided by the dispatcher. Officer Batt knew if they encountered Estill at the residence, they would be placing him under arrest. Officer Batt initially allowed Officer Jewell to take the lead on the call, but assumed he would have to take control of the call because Officer Jewell was still early in his training.

Officer lewell drove a direct route to Burgundy Dr. While they were driving, Officer Jewell asked Officer Batt fold Officer Jewell that officers generally did not respond to these types of calls with their emergency equipment activated.

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Officer Jewell arrived in the area and Officer Batt directed him to park on Burgundy Dr. across from the residence and a short distance down the street. Officer Batt wanted Officer Jewell to park in this location because it was a short distance from the residence. It was a standard tactic in these types of calls to park a short distance away and approach the incident on foot. Officer Batt believed Officer Cavellini parked directly behind them, but was not certain. Officer Batt, Officer Jewell, and Officer Batt walked across the street and approached the residence. Officer Batt noticed a man in the east side yard of the neighbor's house to the west

The front garage door of was open. When they approached the house, Officer Batt took the role as the primary officer for the call.

Officer Batt, Officer Cavellini, and Officer Jewell walked to the west gate of Officer Batt noticed three cars parked parallel to each other in the driveway. While Officer Cavellini and Officer Jewell stayed by the gate, in the area where Estill was last reported to be, Officer Batt walked around to the front of the residence to make sure nobody was in the front yard and to make sure there were no open doors or windows. When he confirmed there was nobody in the front yard and the doors were secure, he returned to the west gate with Officer Cavellini and Officer Jewell. From the west gate, Officer Batt could hear noises coming from the side of the house.

Around this time, Officer Batt withdrew his pistol from its holster. In other circumstances, Officer Batt would not have withdrawn his pistol so he could quickly access whatever, if any, tools were appropriate for handling a situation. With the information Officer Batt had received, he was concerned Estill may be armed with a firearm, and he believed it was appropriate to have immediate access to his firearm. Officer Batt was concerned Estill may arm himself with the intention of killing his wife or daughter.

Officer Batt did not want to be in a situation where the only force option the officers had available was a firearm, so he directed Officer Jewell to withdraw his Taser, which he did. Officer Batt was hoping to gain compliance from Estill using an appropriate level of force, whether that be gaining voluntary compliance, or through more serious options. Officer Batt described this decision making process as, "if all you have is a hammer, everything looks like a nail."

Officer Batt opened the side gate to access the side yard of the residence. There was a side door leading to the garage on the west side of the residence. The door was ajar. Across from the side door was a shed. The area was fairly congested, so Officer Jewell walked behind Officer Batt.

When Officer Batt entered the back yard, he announced "Police Department, come out now." Officer Batt was certain that anyone in the garage would have heard his announcement. Estill did not respond to Officer Batt's command. Officer Batt could hear sounds coming from the area of the side door leading to the garage. He thought the sounds were either coming from inside the garage or from the far side of the shed. As Officer Batt continued walking slowly toward the side door, he recognized that the sounds were coming from inside the garage. Officer Batt could only describe the sounds as things being moved around, but indicated they did not match what dispatched described as "kicking things" and "breaking things." Officer Batt did not hear Estill yelling or screaming.

When estill did not respond to Officer Batt's command, Officer Batt expected they would have to chase Estill.

Officer Batt whispered to the other officers and pointed toward the garage, indicating he believed Estill was inside. Officer Batt whispered to the other officers because he did not want Estill to know exactly where he

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was.

Officer Batt could not recall if the light in the garage was on or not, but it was significantly darker inside the garage than outside, making it difficult to see inside.

Officer Batt approached the side door, faced it, and began "pieing" the corner. (Pieing a corner is a tactic where you slowly move around a corner while you look inside to limit how much of your body is exposed to someone on the other side). As Officer Batt moved around the corner, he could not see anyone inside. He recalled seeing the front end of what appeared to be a classic car parked in the garage. Officer Batt got the feeling Estill was inside the garage, immediately on the other side of the wall Officer Batt was standing next to. Officer Batt then saw the front of a shotgun barrel moving in front of him. (Officer Batt raised his hands, approximately 18 inches apart, gesturing the length of the shotgun barrel he saw). The shotgun barrel was right at Officer Batt's eye level, less than three feet from his face. Officer Batt described the shotgun barrel as being "right in my face." Because the shotgun barrel was moving, Officer Batt believed Estill was holding the shotgun and moving it toward him. Officer Batt perceived that Estill could take one step around the corner with the shotgun and shoot him. Based on the surrounding circumstances, Officer Batt perceived that Estill wanted to kill him and the other officers.

Officer Batt only saw the barrel of the shotgun and described the barrel as a blue steel barrel of what appeared to be a sporting shotgun. Officer Batt saw the muzzle of the shotgun and, based on the size of the muzzle, believed it was a 12-gauge shotgun.

In retrospect, Officer Batt believed the sounds he heard corning from the garage may have been Estill trying to access the gun safe.

Officer Batt was afraid Estill would shoot him, so be turned away and retreated from the back yard. Before retreating, Officer Batt considered shooting Estill through the wall, but because he did not know how his weapon would perform through the residence's siding material and the fact he did not know exactly where Estill was, he chose to retreat instead. Officer Batt followed the other two officers out of the side yard. As he was retreating, Officer Batt said, "Oh shit. Fuck. He's got a shotgun." Officer Cavellini broadcast that Estill had a shotgun on the radio. Officer Batt knew that Officer Cavellini's broadcast would result in additional officers being sent to the residence to assist them.

Officer Batt retreated to the front yard, to establish distance between himself and Estill. Officer Batt ordered Estill to, "Come out now," hoping Estill would come out without the shotgun and give up. Estill did not respond to Officer Batt's command. Officer Batt debated whether he should try to keep "eyes on" Estill in case he went in the house and tried to harm. Officer Batt was standing at the corner of the house by the fence and was considering whether Estill would shoot through the fence. Officer Batt felt that Estill may go in the house and kill his family, kill the neighbor, or kill Officer Batt and the other officers. Officer Batt felt it was important that he be able to see Estill if he left the garage so he could engage him immediately to prevent these things from happening. Officer Batt did not feel comfortable in the position he was located.

Officer Cavellini was standing next to the car parked on the west side of the driveway, using it as cover.
Officer Batt was unsure where Officer Jewell was.

From Officer Batt's training and experience, he knew he was at a significant tactical disadvantage engaging

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someone armed with a shotgun with his pistol. Officer Batt knew his patrol rifle was more accurate and more powerful than his pistol, and would be a more appropriate weapon for engaging someone armed with a shotgun.

Officer Batt told Officer Cavellini to "cover the house" and told her he was getting his patrol rifle. Officer Batt ran to the vehicle he and Officer Jewell arrived in. He pressed the button to release his patrol rifle from the secure rack. He pulled the charging handle, loading a round into the rifle's chamber. Officer Batt flipped up the rifle's rear sight, which he normally stored in a down position. Officer Batt did not have time to sling the rifle over his torso.

Officer Batt's patrol rifle was a Colt AR-15 semi-automatic rifle. He described the rifle as having a "flat top" and flip up iron sights. The weapon was equipped with a sling and a flashlight. Other than those two attached items, the weapon was not modified from its stock condition. He kept a 20 round magazine, loaded with 18 rounds, in the magazine. The magazine was loaded with department issued Federal TRU hollow-point ammunition. I know it is common to load 20 round magazines with 18 rounds to prevent issues with the magazine properly feeding ammunition into the weapon.

Officer Batt was planning to meet with Officer Cavellini to create a plan for handling the situation. Officer Batt's rough plan included following Estill into the house if they believed his family was in immediate danger, establishing a perimeter to contain Estill, attempting to negotiate with Estill, and other standard police tactics for these types of incident. Officer Batt never had an opportunity to carry out the plan.

Officer Batt returned to the front of the residence. As he approached the residence, Officer Batt heard Officer Cavellini say the garage door was opening. Officer Batt was concerned that Estill knew the area better than he did and that Estill had armed himself with a weapon. Officer Batt was considering what possible things may happen next, including if they had to locate Estill in the garage, or follow him into the residence. Officer Batt felt that Estill was taking action while he was reacting to Estill's actions. Officer Batt was concerned that Estill would take a "position of advantage" and shoot Officer Cavellini or Officer Jewell.

Officer Batt positioned himself in the street so he could see the middle of the garage between the two cars on the right side of the driveway. Officer Batt was a ways back from the vehicles and was hoping to use the vehicles as cover.

As the garage door opened, Officer Batt noticed it was dark inside, while it was bright outside. Officer Batt saw Estill emerge from the garage and run directly at Officer Batt. Officer Batt could see Estill clearly in the daylight outside the garage. Estill had a big dark colored handgun in his hand which was pointed directly at Officer Batt. Officer Batt did not see any colors on the handgun, other than the dark color. Officer Batt was surprised that Estill did not have the shotgun, that Estill had a handgun, and that Estill was running directly at him. Officer Batt knew that the closer Estill got, the more likely it became that any shots he fired would hit Officer Batt. Officer Batt knew that at this distance, if he were hit by a bullet it could cause him great bodily injury or death. Officer Batt described everything as happening so "quickly" and he thought Estill was "going to kill me" and that he "was going to die." Officer Batt had no time to retreat from Estill and there were no obstacles between Estill and Officer Batt. Officer Batt began to say, "Get on the fucking ground." Officer Batt was only able to get the words "get on the fuck" out before he ran out of time to react. During that time Estill closed to within approximately ten feet of Officer Batt. Officer Batt fired his rifle four or five times in rapid

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succession. He estimated he fired the four or five shots in less than one second. As he was shooting, officer Batt heard gunshots being fired. He knew he was shooting, but he was not sure whether Estill was firing back. Officer Batt believed Estill may have been firing back at him. Officer Batt was trying to back pedal to try to gain distance from Estill. Estill was running at Officer Batt and was advancing faster than Officer Batt could back pedal. Officer Batt lost his footing and fell onto his back. Officer Batt lost sight of Estill as he fell.

Officer Batt knew being on his back was not a safe position to be in. He sat up and saw Estill on the ground between the two cars. Officer Batt estimated Estill was approximately ten or fifteen feet away from him. Officer Batt could not see Estill's hands or where the gun was.

From Officer Batt's training and experience, he knew gunshots incapacitate people in three ways - through psychological means, through blood loss, and through central nervous system disruption. Officer Batt perceived that the rounds he fired at Estill had struck him, but he was not certain. Officer Batt did not know where the rounds would have struck Estill and whether the rounds were sufficient to incapacitate Estill. Officer Batt knew that if he had only struck Estill in an area that did not lead to his incapacitation, such as in a knee, Estill could quickly begin firing back at Officer Cavellini or himself. Estill displayed no obvious signs that he was incapacitated.

Due to these circumstances, Officer Batt perceived Estill to still be a threat to himself and the other officers.

Officer Batt aimed at Estill and fired one more round, which he immediately knew incapacitated Estill. Officer Batt estimated he fired the final round within one or two seconds of the initial series of shots.

Officer Batt did not hear Estill say anything during the entire incident

Immediately after the incident, Officer Batt telt "really really scared." He immediately thought of his wife and his children. Officer Batt felt like he almost died. Officer Batt was breathing heavily and tried to catch his breath. Officer Batt repeated the word "fuck" several times. Officer Batt was shocked about what happened.

Officer Batt looked at himself to see if he had been shot. He did not see any injuries and did not feel anything to indicate he had been shot.

Officer Batt broadcast over that radio that Estill "was definitely gonna be 10-10", which was slang for being deceased.

Officer Batt was disturbed by the condition of Estill's body and he knew the incident was over, so he got up and walked away so he didn't have to look at the scene.

Officer Batt walked over to where his patrol vehicle was parked and spoke with Officer Christensen briefly about the incident and provided a public safety statement. Officer Batt started thinking about his family and began crying. Officer Batt spoke briefly to Lieutenant Cox about the incident.

Officer Batt did not feel he had any other choice but to shoot Estill.

At no point during the incident did Estill give Officer Batt any indication that he would voluntarily comply with officer Batt's commands. Every action Estill took showed Officer Batt that Estill was not going to voluntarily comply with Officer Batt's commands.

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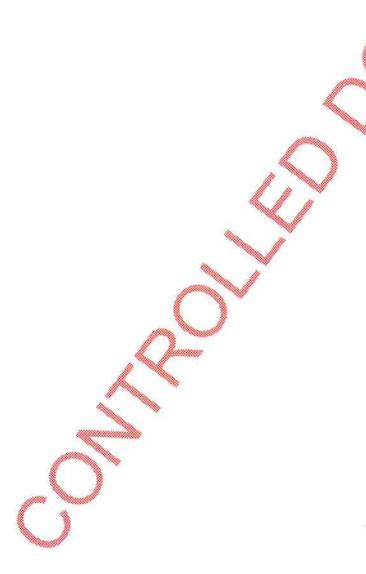
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in the past. Officer Batt did not believe he had Officer Batt did not recall ever being to ever interacted with Estill or his family in the past. Officer Batt did not see Doe 1 or Doe 2 during the incident, so he was not certain whether he had ever met them before.

Officer Batt did not have any injuries before or after the incident.

Officer Batt's interview concluded at 0213 hours. No further questions were asked of Officer Batt after the conclusion of his interview.

See Officer Batt's video recorded statement, which was uploaded to Evidence.com.



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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Due to technical issues, the audio cuts in and out during the interviews of Doe and Doe 2.

Narrative:

On 5/20/17 around 1230 hours, I responded to the station to assist with the investigation of an Officer on the report of a disturbance between the involved shooting. Officers responded to . Shannon Estill. Doe told Pleasanton PD Dispatch Estill was reporting party, Jane Doe and pounding on the door and acting erratically. Doe stated she was locked in her bedroom with Jane Doe 2. Doe advised Pleasanton PD Dispatch that there were several firearms kept in a safe in the garage.

On 5/20/17 at about 1245 hours, I interviewed Doe 2 at the station in interview room one. The following narrative is a summary of Doe 2's statement; refer to the audio/video recording for further details. I spoke with Doe 2 about the events that had happened the past few days. Doe 2 told me Estill, had been drinking Thursday night and when he woke up on Friday, she believed he was still intoxicated. Doe 2 stated she left the house and went to school for the day so she was unsure what Estill did while she was gone. Doe 2 stated she believes Estill was arrested in Castro Valley for public intexication around 1700 hours. (Refer to CHP report/file # DM67954.) Doe 2 said she was out with friends and when she got home, Doe was gone. Doe 2 spoke with Doe who stated she was at the jail because Estill had called Doe several times telling her he was arrested, but would be released from jail soon and he wanted Doc to pick him up. Doe never located Estill at the jail so she returned home sometime between 2100 and 2200 hours.

Doe 2 said on 5/20/17 about 0200 hours, she woke up to Doe on the phone. Doe 2 stated she heard Doe whispering on the phone and initially thought Doe was whispering to Estill, but then realized she was on the phone with the Police. Doe 2 said the Police showed up at the house and she got out of bed and went to Doe's bedroom. Doe 2 said the Police eventually cange inside the house and asked them what had happened. Doe 2 told the Police she was tired and did not really know what had happened. Doe 2 said the Police where at the house for a while asking Doe what Estill had dow. Doe told the Police Estill had tried to come into the house and he was very drunk. Doe 2 said Estill was bleeding from the back of his head so Doe opened the front door to try and help him because he was so drunk. Doe 2 said when Doe went outside to help Estill; he grabbed Doe by her wrists and was yelling and screaming at her. Doe 2 said Doe was able to break free from Estill, run inside the house and lock the door, then dial 9-1-1. Doe 2 said Estill was taken to Eden Hospital because of his head injury. Doe 2 said Doe and she answered questions for the Police and Doe got a court order to keep Estill away from them for five days. (Refer to Pleasanton PD report #17-18163.)

Doe 2 told me that later in the morning, around 1100 hours, Estill had come back to the house in a taxi cab. Estill asked Doe for money to give the cab driver. Doe walked out front to pay the cab fare while Estill walked around the back of the house and tried to get inside. Doe 2 said she took her cell phone, ran upstairs, locked her door and hid. Doc said she was watching Estill from her upstairs bedroom window and saw him walking around the house while Doe was following him and trying to calm him down. Doe 2 said she heard Doe knocking on the front door so she went downstairs and let her inside. Doe 2 said she let Doe inside and they went to the master bedroom, locked the door behind them and called the Police because Estill wasn't supposed to be there. Doe 2 heard Estill banging on the sides of the house and in the garage knocking things around. Doe said while Doe was on the phone with the Police, she heard the gun shots and heard people running fround the house. Doe 2 said Doe and she were then taken to the Police station.

I asked Boe 2 when she thought Estill had started drinking alcoholic beverages and she told me he was drunk over the weekend and into Monday, 5/13/17 -5/15/17, but sobered up Tuesday through Thursday until he got

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drunk again on Thursday. I asked Doe 2 if Estill drinks a lot and she told me, "He will be fine for like a few weeks and then just out of the blue will drink so much." Doe 2 said Estill will be back to normal in two days, but she cant predict when Estill will drink. I asked Doe 2 if the Police have ever been called to the house because of Estill's drinking and she told me not that she knows of. She said Estill usually gets really drunk and just passes out. Doe 2 said this is one of the first times Estill has got really violent. Doe 2 said sometimes Estill would get angry and throw things, but not at her or Doe.

Doe 2 then told me she forgot to mention something that happened on Saturday, 5/20/17, in the early morning hours. Doe 2 said she didn't actually hear it, but when Estill was banging around he was trying to get into the safe in the garage where all the firearms are kept and was saying "I'm going to kill yeu." Doe 2 said she later saw all the blood on the safe in the garage so she knows Estill was trying to get into it. Doe 2 said that's why she and were really scared this morning because Estill had made that threat and was banging around in the garage where the firearms are kept. Doe 2 said she didn't hear Estill say that to Doe because it was really early in the morning and she didn't really wake up until the Police actually arrived.

I asked Doe 2 if Estill has access to the safe and she told me he has a 1959 Cadillac parked in the garage which they cannot find the keys to. The Police wanted to confiscate the firearms when they were there earlier due to the threat that was made by Estill, but they didn't have the keys to the Cadillac because Estill had probably lost them during his "drunken rage." Therefore they couldn't back the Cadillac out of the garage and they were unable to get into the safe without moving the Cadillac because it is parked too close to the safe door. Doe 2 said when the Police came and got her and her men this morning, when they walked downstairs they noticed the cabinet above the stove was open and things were thrown around so Doe was thinking that maybe Estill had kept another firearm up in the cabinet Doe 2 said the only place she knows of where firearms are kept in the house is the safe in the garage

I confirmed with Doe 2 that Estill was arrested for being drunk in public on Friday, 5/19/17, and she stated he was arrested in Castro Valley, but he didn't have a vehicle so she was unsure how he got out there. Doe 2 said Estill began calling Doe for a ride from jail around 1700 hours and then continued to call ever hour after. Doe 2 stated that did not make sense because the jail would not let him go if he was that drunk. Doe 2 said Doe left the house around 1800 hours and attempted to pick up Estill at the jail, but she waited until 2100 hours and never heard from him so she returned home. Doe 2 said she and Doe went to sleep around 2300 hours.

I asked Doe 2 about what had waken her up around 0200 hours on Saturday morning, 5/20/17, and she told me it was a combination of Doe on the phone with the Police, Estill yelling and banging things and the Police, vehicle's emergency lights. Doe 2 said Estill tried to get into the house but was unable to. She said he eventually made it into the garage where the gun safe was, but never made it inside the house. Doe 2 said she does not believe Estill has keys to the house. Doe 2 was unsure if Estill opened the main garage door with the key pad or if he entered through the side garage door.

I asked Doe 2 what Doe was saying to the Police Dispatcher while she was on the phone and she told me Doe was crying for help and saying she could hear Estill in the garage. Doe 2 said Estill was yelling at Doe saying he was going to kill her, but Doe 2 again said she didn't actually hear him say that. I asked Doe 2 what she believed Estill was doing in the garage and she said she thought he was throwing things around because he was angry. I asked Doe 2 if Estill made it into the house, does she believe he would have hurt her or her and she said "yes." I asked if she thought that because of his level of intoxication or because he was so angry and Doe 2 said "both."

Doe 2 said the Police showed up at the house and said they were going to take Estill to Eden Hospital because

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of the significant injury to his head. Doe 2 said the Police spoke with Doe about what she wanted to debecause of the threats made by Estill and the fact that he grabbed Doe's wrists. Doe told the Police she didn't want Estill to come back so the Police called the Judge who granted a five day restraining order. I asked Doe 2 what Estill was saying during the incident and she told me he was just swearing a lot. Doe 2 said there was Estill's blood all around the house from his head injury. Doe 2 said she and her mom went back to skeep around 0430 after Estill had been taken to Eden Hospital.

Doe 2 said she woke up around 0830 or 0900 hours and made breakfast for herself. Doe 2 said she was getting ready for her senior ball, which was later that night, brushing her teeth sometime after 1100 hours locked the doors and then Doe told Doe 2 when Doe told her Estill was home. Doe 2 stated she and to go upstairs and lock herself in her bedroom. Doe 2 said she dialed 9-1-1 on her phone and was ready to complete the call and when Doe came into the house she called. I asked Doe 2 if Estill was in the same state of mind, very angry and yelling and Doe 2 said yes, maybe even worse. Doe 2 said she heard Estill banging something on the left (west) side of the house. She stated it sounded like still was banging on the Cadillac or maybe the safe door. I asked if she thought the sound she heard was the safe door nitting against the Cadillac as Estill tried to open it and she said maybe. Doe 2 stated Estill has full access to the safe, but it's hard to get into it because the Cadillac is parked so close. I asked Doe 2 if she emembered anything specific that Estill was saying and she said he was telling Doe to let him inside the house and swearing a lot. Doe 2 said Estill were hiding inside the master bedroom. eventually made it inside the house and found that Doe 2 and were in the master bedroom; Estill was telling Doe to let him inside the Doe 2 said when she and room. Doe told him no and then Estill stated he just wanted to say goodbye and that he wasn't doing anything wrong. I asked Doe 2 what she thought Estill meant when he said that and she stated she believed Estill was attempting to persuade Doe not to call the Police. Doe 2 said it then sounded like Estill walked downstairs but then came back and was pushing on the bedroom door trying to get inside while she and back on the door to hold it shut. Doe 2 stated Estill would walk downstairs and then return to the bedroom door and try and get inside. Doe 2 stated this happened several times. Doe 2 said when she heard the Police arriving; Estill said "Cops come get me" and was yelling at the Police. I asked Doe 2 if she thought Estill meant he wanted the Police to arrest him when he said that and she said yes and he was acting stupid and was if he would have made it into the really drunk. I asked Doe 2 if she thought Estill would hurt her or bedroom and she said "yes."

I asked Doe 2 if she could describe what happened when the Police arrived or when she believed the Police arrived. Doe 2 told me she could hear the olice running around the backyard. Doe 2 said she heard the Police yelling at Estill, telling lum to stop, stop moving. She said she doesn't remember him yelling anything back at the Police. I asked Doe 2 many commands she heard from the Police to Estill and she said a lot. Doe 2 stated she believed the Police were chasing Estill because she could hear a lot going on in the backyard. Doe 2 said she believed the Police were on scene for about 5-10 minutes before she heard the first gunshot. I asked Doe 2 if the Police were yelling commands at Estill during that 5-10 minutes and she stated she believed so. I asked Doe 2 if she was still inside the master bedroom when she heard the gunshots and she said yes. I asked Doe 2 how many gain shots she heard and she said five to ten. Doe 2 stated the Dispatcher on the to stay where they were. She stated after the gun shots it was real silent and she didn't hear any more yelling and she figured out what had happened. Doe 2 said about ten to fifteen minutes later, the Police knowked on the bedroom door to check on her and her mom. She said after the Police checked on them, they shut the door and continued checking the rest of the house. I asked Doe 2 if the Police did no show to, did she believe Estill would continue to try and get inside the house and she said yes. She stated indid not seem like Estill was going to leave, he was going to continue and try and get into the house and into the master bedroom.

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I told Doe 2 if she needed anything at all, to just ask. At that point I ended my interview with Doe 2.

I contacted Officer Cavellini who was on scene during the incident. Officer Cavellini was at the station in a room separated from Officer Batt and Officer Jewell who were also on scene during the incident. I took photographs of Officer Cavellini while she was in her uniform, focusing on her patrol duty belt. I collected Officer Cavellini's issued body worn camera which I later gave to Detective Boccasile for download. I then conducted a count of Officer Cavellini's issued ammunition that was loaded in her spare magazines as well as the magazine that was loaded into her duty weapon. Officer Cavellini is issued a Sig Sauer P226 which is a 9mm handgun. Each magazine holds fifteen 9mm rounds. Officer Cavellini had fifteen 9mm rounds in all three of her issued magazines and one 9mm round in the chamber of her issued handgun making a total of forty-six, 9mm rounds.

I contacted Officer Jewell who was on scene during the incident. Officer Jewell was at the station in a room separated from Officer Batt and Officer Cavellini. I took photographs of Officer Jewell while he was in his uniform, focusing on his patrol duty belt. I collected Officer Jewell's issued body worn camera which I later gave to Detective Boccasile for download. I then conducted a count of Officer Jewell's issued ammunition that was loaded in his spare magazines as well as the magazine that was loaded into his duty weapon. Officer Jewell is issued a Sig Sauer P220 which is a .45 cal handgun. Each magazine holds eight .45 cal rounds. Officer Jewell had eight .45 cal rounds in two of his issued magazines and seven .45 cal round in the magazine that was loaded into his issued handgun. Officer Jewell had one .45 cal round in the chamber of his issued handgun making a total of twenty-four, .45 cal rounds. I collected Officer Jewell's firearm and ammunition which was later booked as evidence.

I contacted Officer Batt who was on scene during the incident. Officer Batt was at the station in a room separated from Officer Jewell and Officer Cavellini. I took photographs of Officer Batt while he was in his uniform, focusing on his patrol duty belt. I collected officer Batt's issued body worn camera which I later gave to Detective Boccasile for download.

Refer to my second supplement for details on my interview with Doe.

Detective A. Pittl #280

PLEASANTON POLICE DEPARTMENT **SUPPLEMENTAL - PROPERTY RPT**

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PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON. CA 94566-0802 (925) 931-5100



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Due to technical issues, the audio cuts in and out during the interviews of Doe and Doe 2.

Narrative:

On 5/20/17 at approximately 1418 hours, I contacted Doe while she was in interview room two. The following narrative is a summary of Doe's statement; refer to the audio/video recording for firther details. I spoke with Doe about the events that had happened over the past few days. Doe told me she received a phone call from Estill who stated he was in jail and wanted a ride home. Doe said she called the jail but they were unable to release any information. The Deputy at the jail told Doe not to come down to the jail but rather to wait until Estill was released so she could pick him up. Doe said she waited for Estill to call, but he never did.

Early in the morning, Doe heard noise outside of her house and she believed it to be raccoons at first. Doe said she realized it was Estill and he was "just being crazy." Estill was telling Doc he leves her and can't live without her. Doe said all of a sudden Estill grabbed her wrist and said "we're in this together" and Doe said she knew it wasn't going to be good. Doe said she pulled her arms away from Estill and notice blood everywhere. Doe told me she was scared so she turned around to run, but Estill grabbed her shirt near the shoulder area. Doe said she was able to get inside of the house and lock the door, but then Estill started pounding on the door. Doe said there was blood everywhere but she didn't know where the blood was coming from. Doe said Estill was acting crazy and running around the outside of the house trying to get inside. Doe said she had locked every door to keep Estill out so he began pounding on the doors. Doe was confused because Estill had just got out of jail and was acting completely insane. I asked Doe if she believed Estill was still intoxicated and she said he "reeked" (of alcohol.) Doe said she noticed an empty bottle on the ground behind Estill and the Police told her it was vodka. Doe said the Police took Estill to the hospital because he was bleeding, but before he left, he made comments which Doe thought were strange. Estill told Doe "you know I love you," "ill love you until the day I die," "we'll go together." Doe said when Estill was running around on the outside of the house; she had a feeling he was going to get a gun.

Doe told me after Estill had been taken to the hospital, she was later walking up the stairs and heard something outside. Doe looked and saw it was Estill getting out of a taxi cab. Doe said she could tell the minute Estill stepped out of the taxi that he wasn't sober. Doe said she didn't want Estill around their

Doe 2, because she was so upset over the night before. Doe said Estill was pounding on the doors and stated he wanted moncy to pay the can driver and he wanted a gun. Doe told Doe 2 she was going to go outside and make Estill go away but Doe 2nceded to lock the door behind her and not go outside. Doe said she was going to attempt to get Estill to calm down so he would go away. At one point while Doe was outside attempting to calm still down he stated he was going to get a gun and then began walking toward the garage where the firearms are kept. Doe immediately ran towards the front door and began knocking on the front door telling Doe 2 to let her inside. Doe 2 unlocked the front door and Doe ran in. Doe 2 had already called the Police and handed the phone to Doe. Doe told her daughter to go upstairs and get into the shower because she said it was incased and might protect her more. Doe said Doe 2 didn't want to go into the bathroom without Doe, but she had to hold the bedroom door shut or else Estill was going to "get us." So she told Doe 2 to hide behind the wall near the door. Doe said Estill came to the bedroom door and started to pound on it trying to get inside while Pleasanton PD Dispatch was advised Doe not to speak with Estill. Doe said she heard Estill go downstairs and could hear him yelling before she heard a "pop." Doe said she didn't know what had happened, but Doe 2 believed Estill had shot an Officer.

l asked Doe if Estill drinks alcoholic beverages a lot and she told me he would go months without drinking and everything would be good but then something would happen and he would drink. I asked Doe if Estill started drinking at the beginning of the week and she said yes. Doe said she picked Estill up from the bowling

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alley in Livermore on Wednesday, 5/17/17, and he was "out of his mind." I asked Doe if Estill was with friends at the bowling alley and she said she believed he was, but Estill would always be very evasive about it. Doe said when Estill woke up on Thursday morning; he apologized and told Doe he wasn't going to do this (drink) anymore.

Doe told me Estill called her from the jail on Friday, 5/19/17, around 1700 hours asking for a ride home from the jail. Estill called Doe several times requesting a ride home from the jail. Doe said she called the jail, but the Deputy she spoke with was unable to provide her with any information about Estill. The jail Deputy advised Doe not to come to the jail until she received a phone call letting her know Estill had been released, but Doe decided to go anyway. Doe said she left around 1800 hours, but never met up with Estill and he never called. Doe said she returned home sometime after dark.

Doe said Estill somehow arrived back at the house around 0400 hours (actually 0200) on Saturday morning. Doe didn't know how Estill was getting around because she found his wallet and car keys on Friday, sitting on the hood of his car which was parked in the driveway. Doe said she has no idea how Estill would have got to Castro Valley in the first place. Doe believes Estill showed up at the house sometime around 0400 hours (0200) and was bleeding. Doe said there was blood all over the front porch and walkway and the back-of the house as well. Doe said Estill was sitting on the front porch drinking and yelling curse words. Doe said Estill was trying to persuade her to come and have a drink with him on the porch. She said Estill was getting angry because she wouldn't have a drink with him. Doe said she walked out on the porch to speak with Estill and that is when he grabbed her by her wrists. Doe said when she broke free of Estill's grip, blood splattered all over her. Doe turned and ran towards the front door and Estill grabbed her shirt by the shoulder. I asked Doe if Estill said anything to her while he grabbed her wrists and she told me Estill said, "To the end of the world we'll be together, one way or the other."

Doe said she realized Estill wanted to get into the house and she noticed Doe 2 in the upstairs window. Doe said she somehow managed to get inside while keeping Estill out and noticed blood splattering all over the windows and door. Doe said Estill was pounding on the door telling Doe to let him in and also said "let me end this all." I asked Doe if she believed he meant he was going to hurt himself or did she think he meant he wanted to hurt Doe and and she said "I think he was going to hurt us too. I really do." Doe said she believed Estill was so drunk he didn't know what was happening. Doe stated she didn't believe Estill understood the finality of what he was doing. Doe said the Police arrived and could tell Estill was "pretty out of it' and at that point she was pretty scared and asked Estill, "why are you fighting with the Police, you moron?" Doe said after Estill went to the hospital, she and Doe 2 went to bed but she couldn't sleep at all. Doe said she was scared and on high alert and needed to keep touching Doe 2 to make sure she was still there and okay. Doe said she really wanted Doe 2 to get some rest because it was her senior ball that night and she wanted her to go have fur with her friends.

I told Doe that Doe 2 had stated she believed she woke up around 0830 hours and I asked if she woke up with Doe 2. Doe said she was already awake, had taken a shower and was looking out the windows for Estill. Doe said she believed Estill was going to be so upset because of the paper (EPO) but she also knew Estill couldn't come back in the house. I asked Doe what time she believed Estill showed back up at the house and she said she believed it was sometime after 1100 hours. Doe said Estill arrived in a taxi cab and was immediately angry and belligerent. Doe said she went outside to pay the cab driver and try and calm Estill down. Estill wanted to go inside the house, but Doe refused and told him he had already upset Doe 2 so he was not allowed inside. I asked Doe if it seemed like Estill was intoxicated when he arrived and she said "oh yeah." Doe said Estill was immediately trying to get inside the house, but she had told Doe 2 to lock the door behind her and not let him in. Doe said Estill began walking around the house and testing the doors to see if they were open as she

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followed him trying to calm him down. Doe said Estill was pretty agitated and mad about the protection order. (EPO) Estill told Doe he just wanted to go to bed, but in the same breath said he wanted some money to get a bottle. (of alcohol) Doe said at one point when they were at the back kitchen door, Estill turned and grabbed Doe and said, "You know I'll love you to the end, you and I to the end. I'm going to go get the gun." As soon as he said that, Estill turned and began walking towards the garage where the weapons sate is. Doe then ran the opposite direction towards the front door. When Doe got to the front door, Doe 2 let her in and Doe saw she was on her phone already with the Police. Doe said she locked the front door, ran upssairs to the mater bedroom with Doe 2 and locked the door behind them. Estill made it inside the house and began banging on the bedroom door telling Doe to let him in and he wasn't going to hurt them. Doe heard Estill walking throughout the house. I asked Doe if she believed Estill was armed while he was outside the bedroom door and she told me she didn't know but her gut told her not to open the door or even gen near the door. I asked if she felt like Estill was going to come into the bedroom and hurt her and she said yes. I asked Doe if Estill said he was going to hurt her and she told me he said "he just wanted it to end" and "I told you I can't take it anymore." Doe said she didn't know what he was talking about. Doe said she did receive a phone call from Estill on Friday where he told her he was going to "get it together." asked Doe if her was still

I asked Doe about the "pop" she heard and she told me she heard maybe four and she felt like they were in quick succession. Doe said she was so scared because she kept hearing noise downstairs and she was thinking Estill had a gun and he was coming back upstairs and he going to "ger us." (Her and Doe 2) Doe said Doe 2 was crying after the gunshots because she believed Estill had just killed an Officer. Doe said Doe 2 "was so scared because she was so sure that's what happened." I began to ask Doe if she believed Estill was going to kill her and her but she cut me off and said, "If he would have gotten in there, we'd be dead. I really think that."

on the phone with Dispatch while Estill was trying to get into the room and she said Doe 2 had handed her the

phone earlier because the Dispatcher couldn't understand her because she was crying so much.

I asked Doe if Estill ever took any prescription pills or illegal drugs that she knew of and she told me if they were there when he was drinking he would, but not if he wasn't drinking. Doe said she remembers Estill using marijuana or hash a while back, but said Estill's "demon" was alcohol. Doe did say she found aluminum foil one time and she asked Estill what he was doing with it and he told her he "was with some people." Through my training and experience, I recognize that aluminum foil is sometimes used to assist in the melting of a prescription pills in order for the user to ingest the prescription pill through smoking. The pill is placed on top of the aluminum foil and heated from below, causing the pill to melt and allowing the user to inhale the smoke. Doe said at one point she looked inside the garbage can and couldn't believe how many alcohol bottles where inside even though the trash had ust been collected.

I told Doe we could make arrangements for her and Doe 2 for the evening if she wanted us to. I told Doe if she needed anything at all she just needed to ask. At that point I ended my interview with Doe.

At approximately 326 hours, Detective Chin and I re-contacted Officer Batt to conduct a count of his issued ammunition that was loaded in his spare magazine as well as the magazine that was loaded into his duty weapon. Officer Batt carries his personally owned Glock 17 which is a 9mm handgun. Officer Batt carries one extra magazine which holds twenty-one 9mm rounds. The magazine loaded in his duty weapon carries nineteen 9mm rounds in the magazine. Detective Chin and I conducted our round count of Officer Batt's magazines and located twenty-one, 9mm rounds in his spare magazine and nineteen 9mm rounds in the magazine that was loaded into his duty weapon. We also located one 9mm round in the chamber of the duty weapon giving us a total of forty-one, 9mm rounds. We collected Officer Batt's firearm and ammunition which was later booked as evidence.

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Pittl, Anthony, Joseph,

On 5/21/17 at approximately 1445 hours, Detective Repetto and I contacted Doe and Doe 2 at their residence on I asked Doe about the altercation that occurred on 5/210/17 around 0200 hours when Estill grabbed Doe by her wrists and then by her shirt. I asked Doe if she still had the shirt and if she would be willing to provide it to me. Doe told me she had already washed the shirt, but she was still able to make out some stains on the shirt. Doe retrieved the shirt and provided it to me. I collected the shirt which was later booked as evidence.

I asked Doe if she knew where Estill left his phone and she told me she found it under the master bed. (Note: Doe later told Detective Boccasile and me she actually found Estill's cellular phone in the front bushes. Refer to Detective Boccasile's supplemental report for further details.) I asked Doe if we could collect the phone as evidence and she said yes. Doe provided me with Estill's cellular phone which I collected and later delivered to Detective Boccasile for forensic examination and booking.

Detective Repetto asked Doe about Estill's employment history which she provided to him. I asked Doe if Estill was taking any prescription medication and she told me he had oral surgery done a few weeks ago, but he was only given antibiotics.

We asked Doe about the taxi cab that had dropped Estill off on \$120(17 and Doe said she believed it was a white and blue colored taxi and Doe believed the fare was around \$5200.

Doe said Doe 2 and she were both really sorry about what had happened and told us. "We don't believe it was anybody's fault except for Shannon's (Estill) and mostly alcohol." We provided Doe with both of our business cards and told her to call if she had any questions.

Detective A. Pittl #280



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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Officer Jewell's Full Body-worn Camera Video Review:

On 5/23/2017, I conducted a thorough review of Officer Jewell's body-worn camera footage. The police department's automated evidence retention system, Evidence.com, showed the video was recorded on 5/20/2017 at 145 hours and was two minutes and nine seconds in length. The video was recorded by an Axon Flex camera (serial number x78077650) which was assigned to Officer Jewell. The video was uploaded to the system on 5/20/2017 at 1402 hours. The first 30 seconds of the video is silent, which is standard for this body-worn camera system. The camera automatically retains a running 30 second buffer and only begins retaining audio when the camera is activated by the officer. The captured video maintains the 30 seconds of video prior to the camera being activated, without any audio.

The video showed the following:

The video begins with Officer Jewell driving a patrol vehicle eastbound on Tawny Dr. approaching Touriga Dr. Officer Jewell turns right onto southbound Touriga Dr. Officer Batt is seated in the passenger seat of the vehicle. Officer Batt tells Officer Jewell, "Turn the corner, take the corner and go." Officer Jewell responds, "Alright." Officer Batt tells Officer Jewell, "Right there and stop." Officer Jewell turns left onto Burgundy Dr. and parks on the south side of Burgundy Dr. near Touriga Dr. Officer Batt says, "

40 seconds into the video, Officer Jewell exits the patrol vehicle through the driver door and shuts the door behind him. Officer Jewell crosses the street to the north sidewalk of Burgundy Dr. He walks toward

Officer Jewell walks to the front of the dark grey vehicle parked on the left side of the driveway. He says, "What? Alright." apparently in response to something Office Batt said which was not audible. Officer Jewell walks along the left side of the driveway, between the dark grey vehicle and the bushes to the west of . At 1:10 into the video, Officer Jewell approaches the fence on the left side of the driveway, Officer Jewell states, "Lisa (Officer Cavellini), I hear him." Officer Cavellini responds, but her statement is inaudible.

Officer Jewell stands along the fence line to the west of the gate. Officer Batt and Cavellini approach the gate. Officer Cavellini has her hand on her pistol and it appears to be holstered. Officer Batt has his pistol in his right hand, outside of its holster. Officer Batt points toward Officer Jewell and whispers an instruction, which is inaudible. Officer Cavellini peers through a gap in the fence briefly.

At 1:19 into the video, Officer Batt grabs the handle of the gate and pushes inward, opening the gate. Officer Jewell produces his Taser in his right hand. Officer Batt whispers additional instructions to Officer Jewell, which are mostly inaudible other than the words "door" and "right here." Officer Batt takes a few steps into the back yard and Officer Jewell follows him inside. Officer Jewell stands a step behind and to the left of Officer Batt. Officer Jewell states, "I got less lethal." The garage door on the side of the garage is visible approximately ten feet in front of Officer Batt on the west side of the house. The door opens into the garage and appears to be ajar. At 1:41, Officer Batt loudly announces, "Police Department, come out now." Officer Jewell raises his Taser and points it toward the garage door. There is no audible or visible response to Officer Batt's instruction. At 1:46, Officer Batt loudly announces, "Police." There is no audible or visible response to Officer Batt's announcement.

At 1:49, Officer Batt begins walking toward the open side garage door and Officer Jewell follows behind him.

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There is the sound of moving objects in the background of the video, which appears consistent with the noises all three officers described in their interviews.

At 1:54, Officer Batt comes to the garage door and loudly announces, "Police Department. Come out now" Between the words "Police Department" and "Come out now" a sound, which I recognized as the sound of a shotgun "racking" is heard. Officer Batt begins to turn and face into the garage through the open door. As Officer Batt faces into the garage, he yells, "Hey! Shit. Fuck." and raises his gun into the garage. Officers Batt, Jewell, and Cavellini immediately run out of the back yard through the west gate.

Officer Jewell runs through the plants dividing the property between the driveway of and the driveway of the western neighbor. Officer Jewell runs into the neighbor's open garage. A woman yells, "What's happening?" Officer Jewell says, "Open the door, open the door, police, open the door." The inside garage door opens and Officer Jewell begins entering the house, announcing, "He's got a gun." Officer Jewell's body-worn camera shuts off at 2:09, with no obvious indication of why the video stopped.

See Officer Jewell's body-worn camera footage.

Officer Cavellini's Full Body-worn Camera Video Review:

On 5/23/2017, I conducted a thorough review of Officer Cavellini's body-worn camera footage. The police department's automated evidence retention system, Evidence.com, showed the video was recorded on 5/20/2017 at 1146 hours. The video was 15 minutes and 32 seconds in length. The video was recorded by an Axon Flex camera (serial number x78079628) which was assigned to Officer Cavellini. The video was uploaded to the system on 5/20/2017 at 1415 hours. The first 30 seconds of the video is silent, which is standard for this body-worn camera system. The camera automatically retains a running 30 second buffer and only begins retaining audio when the camera is activated by the officer. The captured video maintains the 30 seconds of video prior to the camera being activated, without any audio. Officer Cavellini's camera is pointed slightly downward, so the view of the incident is limited.

The video showed the following:

The video begins with Officer Cavellini driving a patrol vehicle southbound on Touriga Dr. behind another patrol vehicle. The two vehicles turn left onto Burgundy Dr. Officer Cavellini parks behind the first patrol vehicle on the south side of Burgundy Dr. near Touriga Dr. Officer Cavellini exits the vehicle at 0:43 into the video. Officer Cavellini crosses Burgundy Dr. onto the north sidewalk. Two officers appear to be walking in front of her, but the view is limited.

Officer Cavellini approaches from the west and walks up the driveway between the dark
Toyota parked on the left side of the driveway and the silver jeep parked in the middle of the driveway. At
1:13, Officer Cavellini approaches the fence on the west side of and stands behind a brick
pillar at the corner of the residence. One of the male officers makes a radio transmission - "John 31
[inaudible]." The dispatcher responds, "10-4, it should be unlocked." One of the male officers whispers
something, which is inaudible. The dispatcher broadcasts, "And John 31, she just said she hears doors
upening and closing downstairs she believes he may still be inside [inaudible]."

At 1:24, Officer Batt is seen with his pistol in his right hand. Officer Batt grabs the handle to the gate and

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pushes the gate inward, opening it. Officer Cavellini asks the other officers, "You want me to cover the front or you want me to come in with you guys?"

At 1:31, Officer Batt takes a few steps into the back yard of the residence through the gate. Officer lewell follows Officer Batt through the gate. Officer Jewell's pistol is holstered. Officer Batt stops a few steps into the back yard with Officer Jewell behind him. At 1:35, Officer Batt loudly announces, "Police Department, come out now." There is no audible or visible response to Officer Batt's command. At 3:41, Officer Batt loudly announces, "Police." There is no audible or visible response to Officer Batt's announcement.

At 1:44, Officer Batt, Officer Jewell, and Officer Cavellini walk along the side of the house toward the side garage door. There is the sound of moving objects in the background of the video, which appears consistent with the noises all three officers described in their interviews.

At 1:49, Officer Batt loudly announces, "Police Department, come out now." Between the words "Police Department" and "Come out now" a sound, which I recognized as the sound of a shotgun "racking" is heard. Officer Batt yells, "Hey! Shit. Fuck!" The three officers run out of the back yard through the west gate. As they're running, Officer Batt says, "He's got a shotgun."

Officer Cavellini runs between the dark grey Toyota on the left side of the driveway and the silver Jeep in the middle of the driveway. She makes a radio transmission, "Start units code 3, he's got a shotgun." Officer Cavellini stops briefly behind the Jeep and Officer Batt follows her. At 1:58 Officer Batt turns toward the west gate and yells, "Come out now!" There is no visible or audible response to Officer Batt's command.

Officer Cavellini walks to the hood of the dark Toyota on the left side of the driveway, which is backed into the driveway so the hood is facing the street. Officer Cavellini raises her gun toward the gate and tells someone, "Get inside sir. Go get inside. Get in the house." A male voice response, "[inaudible] Have you seen my wife over here?" Officer Cavellini responds, "No."

At 2:16, Officer Batt tells Officer Cavellini, "Gover the house, I'm gonna get my rifle." Officer Cavellini continues facing the fence with her pistol raised and tells the man, "Sir, get in the house." At 2:31, Officer Cavellini makes a radio transmission, "Garage door is opening." At 2:34, a sound I recognized as being consistent with a round being chambered in an AR15 is heard in the background. Officer Cavellini turns to face the front garage door and raises her pistol toward the door. At 2:36, Officer Cavellini yells, "Show me your hands!" A voice is heard in the background yelling, "Hands up!" Officer Cavellini repeats, "Show me your hands!" During this time, Officer Cavellini's camera is pointed slightly downward, so the view is limited to the hood of the Toyota, her arms, and parts of the driveway. Officer Cavellini's begins turning to the right with her arms raised. I recognized this as consistent with someone "tracking" a target with a handgun.

At 2:39, a string of five shots is fired in a period of less than one second. As the shots are being fired, Officer Cavellini continues turning to her right toward the sidewalk. Officer Batt is seen in the street in front of the residence, approximately one foot south of the edge of the north sidewalk. Officer Batt is holding a rifle in both hands and is falling backward onto his back. Several of the shots appear to be fired while Officer Batt is following. The first round of shots ceases at 2:40. At 2:40, Officer Cavellini makes a radio transmission, "Shots fired, shots fired."

At 2:41, Estill comes into view on Officer Cavellini's video. He is laying on his right side between the silver

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Jeep in the middle of the driveway and the silver Toyota on the east side of the driveway. The right side of Estill's leg, torso, and head are against the surface of the driveway. Estill's head is pointed in a southern direction, toward Officer Batt, and his feet are pointed toward the garage. Estill's legs appear slightly folded. Other than Estill laying down, there did not appear to be any obvious indication that Estill was incapacitated. Officer Batt is in view sitting lying on the street with his legs on the ground and beginning to raise his head and torso up. Estill appears to be approximately ten feet away from Officer Batt and a similar distance from Office Cavellini. Estill's body continued rolling in a counterclockwise direction, onto his back. Officer Cavellini's camera briefly loses sight of Estill. At 2:43, one more round is fired. When Estill comes back into the view of Officer Cavellini's camera, there is a significant amount of blood coming from Estill's head and he appears to be incapacitated. Estill's body has fully rolled onto his back at this time. Officer Batt yells, "Fuck!" and walks away from the area carrying his rifle.

At 2:41, Officer Cavellini makes a radio broadcast, "Suspect's down." Officer Cavellini asks Officer Batt, "Are you OK?" He responds, "Yeah." Officer Cavellini asks, "Where's where's where syour trainee?" A few seconds later Officer Jewell comes into view pointing his pistol at Estill's body. Officer Jewell tells Officer Cavellini and Officer Batt that he got the neighbors into the house.

At 3:19, Officer Cavellini asks Officer Batt, "Keith, are you ok?" He responds, "Yeah, I'm just a tiny bit stressed."

At 3:50, Officer Christensen's vehicle is heard arriving along with corresponding radio traffic.

Officer Cavellini begins directing other officers to establish a perimeter and to secure the scene.

During the time Officer Cavellini's camera had a view of Estill, no one manipulated Estill's body or any surrounding evidence.

At 6:30, Lieutenant Cox arrived and spoke with Officer Cavellini. Officer Cavellini told Lieutenant Cox, "He came out the garage with his gun out." Officer Cavellini identified Officer Batt as the only officer who fired their weapon. Officer Cavellini reiterated. "He came running out with a gun in his hands pointing at Keith, who was right out front."

At 8:38, Officer Cavellini points out the pistol under Estill's body, stating, "Oh, there it is. It's underneath him. It's right underneath his arm. Right at the armpit."

Officer Cavellini entered the residence through the interior garage door with Officer Palmquist and Officer Soto. They called out for the residents and Doe 1 responded from the master bedroom at the top of the stairs. Doe 1 opened the bedroom door and is seen sitting on the floor with Doe 2. Both Doe 1 and Doe 2 appear terrified. Doe 1 and Doe 2 were seen in the same area the tissues were located during my initial walkthrough

At 13:02, Officer Cavellini spoke with Sergeant Nicely. Sergeant Nicely asks, "Where was Keith (Officer Batt)?" Officer Cavellini responds, "Keith was in the driveway, he's basically right in the guy's line of fire."

At 15:15, Officer Cavellini confirms with Lieutenant Cox that she did not fire her weapon during the incident.

The video concludes at 15:32 when Lieutenant Cox advises Officer Cavellini that he does not want her

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involved in the investigation.

See Officer Cavellini's body-worn camera footage.

Officer Batt's Full Body-worn Camera Video Review:

On 5/23/2017, I conducted a thorough review of Officer Batt's body-worn camera footage. The police department's automated evidence retention system, Evidence.com, showed the video was recorded on 5/20/2017 at 1145 hours. The video was nine minutes and six seconds in length. The video was recorded by an Axon Flex camera (serial number x78070459) which was assigned to Officer Batt. The video was uploaded to the system on 5/20/2017 at 1405 hours. The first 30 seconds of the video is silent, which is standard for this body-worn camera system. The camera automatically retains a running 30 second buffer and only begins retaining audio when the camera is activated by the officer. The captured video maintains the 30 seconds of video prior to the camera being activated, without any audio.

Officer Batt's body-worn camera footage showed the following:

The video began with Batt sitting in the passenger seat of a patrol vehicle with Officer Jewell driving. The vehicle was travelling eastbound on Tawny Dr. approaching Touriga Dr. The vehicle turned right onto southbound Touriga Dr. Officer Batt points his finger out the windshield. Officer Jewell turns left onto Burgundy Dr. and parks on the south side Burgundy Dr. near Touriga Dr.

Officer Batt exits the patrol vehicle from the front passenger seat at 00:29 and the audio begins at 00:30.

Officer Batt crosses Burgundy Dr. to the north sidewalk, behind Officer Jewell. At 00:51, Officer Batt tells

Officer Jewell, "Just hold that gate right now." Officer Jewell responds, "What?" Officer Batt tells him, "Just watch the gate."

Officer Batt walks eastbound along the street a few feet south of the sidewalk. He walks toward the east side of the house, apparently to confirm no one is on that side of the residence. Officer Batt turns back toward the driveway. At 1:03, Officer Batt broadcasts, "John 31, just let the RP know we're going to be going in the side gate" over the radio. The dispatcher responds, "10-4, it should be unlocked." Officer Batt walks past the silver Toyota parked on the east side of the driveway and the silver Jeep parked in the middle of the driveway. He walks between the dark grey Toyota and the silver Jeep and approaches the gate on the west side of the residence. Officer Jewell is standing along the fence line to the left of the gate. Officer Cavellini is walking toward the gate a few feet in front of Officer Batt. Officer Cavellini has her hand on her pistol, with the pistol secured in the helster on her belt. Officer Cavellini appears to peer between the fence boards to see into the back yard.

At 01:10, Officer Batt whispers something which is inaudible. Officer Batt approaches the gate behind Officer Cavellini and she steps to the side. A police dispatcher broadcasts, "John 31, she just said she hears doors opening and closing downstairs. She believes he may still be inside [inaudible]." At 1:17, Officer Batt grabs the handle to the gate and pushes it inward, opening the gate. Officer Cavellini asks, "You want me to cover the front or you want me to come in with you guys?" At 1:22, Officer Batt produces his pistol in his right hand Officer Batt points forward and whispers something inaudible. At 1:23, Officer Batt takes a few steps into the back yard through the open gate and steps to the right, against the residence's exterior wall. Approximately ten feet in front of Officer Batt is a side door on the exterior wall that leads into the garage.

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At 1:28, Officer Batt loudly announces, "Police Department, come out now." There is no visible or audible response to his command. At 1:33, Officer Batt loudly announces, "Police." There is no visible or audible response to his announcement. At 1:36, Officer Batt begins walking toward the open side door with his pistol raised. Officer Batt points with his left index finger toward the garage, apparently indicating something is going inside the garage. As Officer Batt approaches the side door, there is a sound of objects moving, which sounded consistent with the sound of objects moving each of the officers described in their statements.

At 1:40, Officer Batt is directly next to the side door. The door is coming into view and the door handle and surrounding area is visibly mangled. Officer Batt loudly announces, "Police Department, come out now." Between the words "Police Department" and "come out now" there is a sound which Precognized as the sound of a shotgun being "racked." Officer Batt turns to face into the garage, which is dark. The hood of a pink Cadillac is visible inside the garage.

At 1:42, Officer Batt looks into the garage through the side door. Approximately one foot of the barrel of a shotgun is visible briefly in the video. The shotgun is pointed toward the open side door. The shotgun is not pointed directly at Officer Batt, but was pointed in his vicinity. The individual holding the shotgun was not visible in the video.



Officer Batt quickly raises his pistol and points it inside the garage. He yells, "Hey!" Officer Batt quickly turns toward the gate and begins running behind Officer Cavellini and Officer Jewell. As he's running, Officer Batt says, "Shit. Fuck. He's got a shotgun." As they exit the yard, Officer Jewell turns toward the neighbor's house to the west. Officer Batt and Officer Cavellini run to the base of the driveway.

At 1:48, Officer Cavellini broadcasts, "Start units code 3, he's got a shotgun." At 1:50, Officer Batt turns back toward the residence and yells, "Come out now!" Officer Batt walks back toward the gate, apparently trying to locate the individual with the shotgun. Officer Cavellini says, "Get inside sir," apparently to a man who is visible briefly in the side yard of the neighbor's house to the west. Officer Batt says, "Mother fucker." Officer Batt tells the neighbor, "Get in your house now." At 2:07, Officer Batt begins running down the driveway and tells Officer Cavellini, "Cover the house. Cover the house. I'm gonna get my rifle."

Officer Batt runs from the front of the residence to the patrol car he and Officer Jewell parked on Burgundy Dr. near Touriga Dr. Officer Batt retrieves the rifle at 2:19 and begins running back to the residence. He prepares the rifle for deployment as he is running back to the residence. Officer Batt runs back across

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Burgundy Dr. toward the residence. At 2:25, Officer Cavellini says something which is inaudible. Dispatch responds to Officer Cavellini, but their response is also inaudible. At 2:27, Officer Cavellini yells, "Show me your hands!" Officer Batt runs to the base of the driveway, approximately three feet west of the east depression in the sidewalk for the driveway and one foot south of the driveway curb line.

Officer Batt's body-worn camera is pointed slightly down and turned away from the garage. At 2:30, Officer Batt raises his rifle. Officer Batt yells, "Hands up! Get on the fuck." Before finishing his sentence. Officer Batt begins firing his rifle. Officer Batt fires five rounds in approximately one second. As he is firing, Officer Batt is falling toward his right side. At 2:33, Officer Batt appears to have fallen completely to the ground. Officer Batt appears to fall approximately even with the east depression in the sidewalk for the driveway and two feet south of the sidewalk's curb line. Estill is never visible in the video footage up to this point. Officer Batt immediately sits back up. Estill is lying on the driveway, between the silver Jeep in the middle of the driveway and the silver Toyota on the east side of the driveway. Estill is laying on his right side with his right leg, right arm, and head lying on the driveway. Estill's head is pointed toward the base of the driveway and his feet are pointed toward the garage. Estill's body appeared to be approximately ten feet from where Batt fell. Estill is only visible for a few frames of the video at this point. Other than Estill lying down, there is no obvious indication that he is incapacitated. At 2:34, Officer Batt says, "Fuck." Officer Cavellini broadcasts, "Shots fired. Shots fired" over the radio. At 2:35, Officer Batt appears to take aim and fire one more round. When Estill comes back into the camera's view, he is bleeding from his head. Estill has rolled from his right side onto his back.

At 2:38, Officer Batt stands up and begins pacing around in front of the driveway. Officer Cavellini comes into view behind the grey Toyota. She is pointing her pistol toward Estill. Officer Batt walks toward Officer Cavellini. Officer Cavellini broadcasts, "Suspect down." She asks Officer Batt, "Are you OK?" Officer Batt responds, "Yeah." Dispatch repeats, "Suspect Down." Officer Cavellini asks, "Where's where's where is your trainee?" Officer Batt says, "He's gonna be 10-10 for sure." 10-10 is a police code for "out of service" or slang for a subject being deceased. As Officer Batt is pacing, he is breathing unusually hard and unusually quick.

At 3:10, Officer Cavellini asks Officer Batt, "Keith, are you ok?" He responds, "Yeah, I'm just a tiny bit stressed.

Oh fuck."

Officer Batt continues pacing and breathing hard until Officer Christensen arrives. When Officer Christensen arrives, Officer Batt spontaneously tells him, "I... He just came at me with a pistol and I sh..." Officer Christensen asked Officer Batt, "Are you OK?" Officer Batt tells him, "Yeah, I'm fine."

Officer Batt walks to the southwest corner of Burgundy Dr. at Touriga Dr., where the patrol vehicles are parked. He sits on a retaining wall next to the sidewalk. Officer Batt continues breathing quickly and hard. A man is seen briefly on the northeast corner of the intersection, apparently filming the incident on a cell phone. Officer Christensen directs the man away from the scene.

At 4:58. Officer Batt spontaneously tells Officer Christensen, "pointed the shotgun right in my face then ran at me with a pistol." Officer Christensen tells Officer Batt, "Just a safety statement, K?" Officer Batt tells him, "I fired straight into the garage. Like three or four times." Officer Christensen responded, "OK. Three or four times? So you... [inaudible] towards the garage? OK." Officer Batt stated, "Yeah, it was directly..." Officer Christensen stated, "Ok." Officer Batt continued, "He's opening the garage and was trying to triangulate him

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to keep him from leaving and he ran at me with a pistol. I shot straight into the house."

At 6:30, Officer Batt appears to begin crying.

At 7:33, Officer Batt tells Officer Christensen, "[unintelligible] initial wave of adrenaline's over... dude... whoah."

At 8:06, Lieutenant Cox asks Officer Batt, "Anything I should know? Any... No outstanding suspects? No... couple rounds fired toward the house?" Officer Batt responds, "Alright, I'll give you the short, the really short version." Lieutenant Cox responds, "Just give me the public safety statement. That's all-twant." Officer Batt says, "He ran at me straight out of the garage. I was worried about him fleeing or whatever. He had just pointed a shotgun at me from around the corner... I tried to pie the corner and the barrel came out around. We backed off. At that point I deployed the patrol rifle because he was armed. The garage is opening. I triangulated over and he charged straight at me with a handgun. I fired probably five rounds. He went down. I thought he still had the handgun in his hand and I fired another round. All the rounds went that way (Officer Batt pointed northbound). Direct, straight into the garage."

At 8:57, Officer Batt requested permission to turn off his body work camera. Lieutenant Cox give him permission to stop the recording and Officer Batt turned the device off at 9:06.

See Officer Batt's body-worn camera footage.



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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2017-

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Criminalist C. Wong with the Alameda County Crime Lab collected a GSR kit from the deceased's hands at the crime scene and later provided it to me, as documented in my previous supplement. I booked the GSR kit into evidence, however I did not enter it into the property portion of my report. The booking of the GSR kit has been documented in this supplemental report.

RECOMMENDATION:

Attach to the original case report.

Repetto #288



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PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER

2017-00018194

SIGNIFICANT EVENT

AT INTERSECTION W

CROSS REF CASE # 5)

2017-

2017-2017-

SUPPLEMENTAL INVESTIGATION

15:03

TIME

DATE REPORTED

05/30/2017

OCCURRED/BETWEEN

INCIDENT TYPE

HOMICIDE

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Officers' Prior Calls for Service on 5/20/2017:

On 5/23/2017, I reviewed the dispatch log for calls for any calls for service Officers Batt, Cavellini, and Jewell were dispatched to on 5/20/2017 prior to this incident.

Officer Cavellini was dispatched to the following calls:

- 17-18167 At 0701 hours, Officer Cavellini was dispatched to assist Officer Jewell and Batt with a suspicious vehicle in the area of
 Silver St. The dispatch notes show they contacted a male subject,
 It does not appear anything unusual occurred.
- 17-18172 At 0920 hours, Officer Cavellini was dispatched to the area of Officer Cavellini took a report about the theft.
- 17-18175 At 0951 hours, Officer Cavellini conducted a traffic stop in the area of Rose Ave. at Peters Ave and gave the driver a warning.
- 17-18177 At 0957 hours, Officers Cavellini, Jewell, and Batt were dispatched to the area of for an alarm call. The location was secure when the officers arrived.
- 17-18184 At 1030 hours, Officer Cavellini was dispatched to the area of Longspur Way for a vehicle that was illegally parked. The vehicle was gone when the arrived.
- 17-18185 At 1033 hours, Officer Cavellini conducted a patrol check of the Pleasanton Sports Park. Nothing unusual was reported.

Officers Jewell and Batt were dispatched to the following calls. The calls were identical because they were assigned as a two man unit:

- 17-18167 At 0649 hours, Officers Jewell and Batt were dispatched to a suspicious vehicle in the area of Silver St. The dispatch notes show they contacted a male subject,
 It does not appear anything unusual occurred.
- 17-18171 At 0906 hours, Officers Jewell and Batt were dispatched to an alarm call in the area of Center Pkwy It does not appear anything unusual occurred.
- 17-18173 At 0921 hours, Officers Jewell and Batt were dispatched to a suspicious vehicle parked in the area
 of Arendt Way at First St. The vehicle was determined to belong to a resident.
- 17-18177 At 0957 hours, Officers Cavellini, Jewell, and Batt were dispatched to the area of Genevieve Pl. for arealarm call. The location was secure when the officers arrived.

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- 17-18183 At 1028 hours, Officers Jewell and Batt conducted a traffic stop in the area of Bernal Ave at 1680.
 Officer Jewell gave the driver a warning.
- 17-18189 At 1116 hours, Officers Jewell and Batt conducted foot patrol on Main Street.

CHP Report:

On 5/21/2017, I received a copy of the California Highway Patrol report documenting report documented the following:

The

See attached CHP report DM67954.

CHP Dash-Cam Footage:

On 5/23/2017, Detective Chin obtained dash cam video from the incident.

See CHP dash-cam footage.

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·Video:

On 5/23/2017, Detective Chin obtaine	d a search warrant for video of
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See Detective Chin's supplemental report and ACSO booking vide
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Report (17-18163): Prior

On 5/25/2017, I reviewed Officer Cerri's report regarding the Domestic Violence incident from \$/20/2017 around 0209 hours. The report is summarized below:

On 5/20/2017, about 0208 hours, Officer Cerri, Officer Barcelo, Officer McNeff, and Sergeant Ayers were Dispatch advised the officers that an atoxicated man, later identified as dispatched to Estill, was trying to force his way into the residence and threatening to kill

When Officer Cerri arrived, he observed bloody hand prints on the front door of the residence. Estill was inside the garage of the residence. The reporting party, Doe 1, provided the pass code to the garage door keypad and the officers opened the garage door. Estill was lying on the ground, behind a parked vehicle, near the back of the garage. The cabinet where the gun safe was located was partially ajar. The door and the safe could not fully be opened because the car was blocking the door from opening.

Estill appeared to be under the influence of an alcoholic beverage. He was bleeding heavily from the back of his head. Officer Cerri conducted a pat search of estill and did not find any weapons in his possession.

Officers arranged for the Fire Department and an embulance to come to the scene to treat Estill's head injury. Estill was ultimately transported to Eden Medical Center to receive treatment for his head injury.

Officer Cerri spoke with Doe 1. Doe 1 told him She

Doe 2 Estill had started drinking heavily when his mother died, about a year earlier. Estill acted irrationally and aggressively when he consumed alcohol. There had not been any prior domestic violence issues.

On 5/19/2017, about 1722 hours, Doe 1 received a phone call from Estill stating he was going to be released from jail and would need a tide home. Doe 1 did not know Estill had been arrested and did not know why he was arrested. She drove to the jail to pick Estill up, but was not able to locate him.

On 5/19/2017, about 1800 Doe 1 returned home. She found Estill's wallet and keys on the hood of one of the cars in the driveway. These were the only keys to the residence Estill had.

On 520/2017 about 0200 hours, Doe 1 was inside the residence and heard a loud noise in front. She went outside to investigate what the noise was. She found Estill standing near the east gate leading to the back yard, traing to get inside the yard. Doe 1 yelled at Estill, asking what he was doing. Estill grabbed Doe 1 by per wrists. Doe 1 noticed Estill was covered in blood and he appeared to be intoxicated. Doe 1 pulled away from Estill and ran inside the residence.

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Estill followed Doe 1 and tried to force the front door open. Doe 1 locked the door so Estill could not get inside. Estill began banging on the front door and smeared blood on the windows above the door. Estill walked around to the side yard and tried to enter the house through the back door. He eventually got into the garage, but Doe 1 was unsure how he got inside.

While Estill was in the garage, he was yelling and screaming. Doe 1 believed he was attempting to open the gun safe in the garage to gain access to the weapons stored inside. Estill yelled, "I am going to kill you" to Doe 1 as he was trying to open the gun safe. Doe 1 fled upstairs and locked herself in a bedroom with Doe 2.

Doe 1 was in fear for her life and believed Estill was going to hurt her and Doe 2.

Doe 1 was not injured and did not want Estill prosecuted.

Officer Cerri spoke with Doe 2 about the incident. Doe 2 told him she was asleep for the majority of the incident and did not know exactly what happened. She did not hear Estil yelling or threatening Doe 1, but she was afraid of him because of his recent drinking problems and behavior.

Officer Cerri photographed Doe 1.

Officer Cerri obtained an Emergency Protective Order protecting Doe 1 and Doe 2 from Estill. The Emergency Protective Order ordered Estill to stay away from the residence

Officer Cerri attempted to seize the weapons in the gun safe. Because the safe was blocked by the parked vehicle, which Doe 1 did not have keys for, he was unable to access the safe to seize the weapons. Doe 1 said she would contact her brother-in-law, who had keys to the vehicle, and contact the police when he arrived to seize the weapons.

Officer Cerri contacted Estill at Eden Medical Center and he was too intoxicated to provide a statement.

Officer Cerri served him with the Emergency Protective Order. An unconfirmed chemical screening showed Estill's blood alcohol content was

Eden Medical Center admitted Estill into the hospital for further treatment, so Officer Cerri did not take him into physical custody, intending to forward the report to the District Attorney's Office for complaint.

I reviewed photographs of the scene taken by the involved officers. The images showed the blood stains on the Cadillac and the cabinet where the gun safe was located were present at the time of this incident. The gun safe was locked. There were also blood stains on the front door, which were not present during the shooting. Doe 1 had several blood stains on her right bra strap.

See Officer Cerri's report 17-18163, the associated photographs, and body-worn camera footage for further information.

: Watch Report Entry:

On 5/23/2017, I reviewed the Pleasanton Police Department's watch report for events that occurred on 5/19/2017, These reports are archived on the department's computer servers. The document was titled 051917.doc. The file metadata showed it was last edited on 5/20/2017 at 0600 hours, before this incident occurred. I located the watch

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report entry Officer Cavellini discussed, which said the following:

- Jane Doe called PPD to report that her ...

Shannon Estill (WMA, 01/18/59, Pleasanton) was in the garage, opening a gun safe, and getting a gun. Estill had grabbed Doe earlier in the evening but did not cause any visible injuries. Estill had been drinking for the past several days and just that night been released from SRJ after being arrested in Castro Valley for a violation of 647(f) PC. Estill had fallen and struck the back of his head on a hard object causing it to bleed profusely. Officers contacted Estill in his garage and he compliant with all commands. Estill was transported to Eden for his head trauma and an EPO was granted to Doe by the on-call judge.

See attached watch report.

Involved Parties' Prior Police Contacts:

On 5/23/2017, I reviewed the Pleasanton Police Department's record management system for any previous incidents or reports involving Doe 1, Doe 2, Estill, or their address.

The only police report involving the address That case is discussed later in my supplemental reports from 5/20/2017 around 0205 hours.

I located an incident (PPD incident

) which was reported at the address in 2007 which did not involve any of

the current residents.

The only police report involving Doe 1 or Doe 2 I located was the

call from 5/20/2017 around 0205

hours, which is discussed in a later supplemental report.

I located a police report from 2006 involving Estill (PPD Report 06-07220). That report documented the following:

See attached PPD report 06-07220.

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Statement:

During Doe 1's statement, she provided Detective Pittl with (Estill's contact information. Doe 1 requested the Pleasanton Police Department notify of Estill's death.

Sergeant Stocking met with in person and notified him of Estill's death. mentioned Estill had called him on 5/17/2017 and they briefly discussed a movie they both enjoyed. declined to discuss Estill's life or mental state any further.

On 5/21/2017, I spoke with by telephone. He confirmed he did not wish to provide any more details regarding Estill's life or mental state prior to the incident. I spoke with several times between 5/21/2017 and 5/30/2017, and he had not changed his mind regarding providing a statement.

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Shuffield, Robert,,



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PAGE 1 OF8

DATE/TIME WRITTEN 2017-00018194 05/30/2017 15:13 Shuffield, Robert,

Officer Involved Shooting 911 Call:

On 5/26/2017, I reviewed the 911 call from the officer involved shooting incident. The transcribed call is below:

Dispatch:

Pleasanton emergency.

Caller:

Hi.

Dispatch:

Hi. What can I do for you?

Caller:

(inaudible whispering in background)

Dispatch:

Ma'am, what can I do for you? What is your emergence?

Caller: (whispering) My

was arrested last night (inaudible) today he is pounding on the door.

Dispatch:

OK, are you one Touriga?

Caller:

(whispering) Yes.

Dispatch:

OK, what is your address on Touriga?

Caller:

(whispering).

Dispatch:

Caller:

(whispering) uh huh.

Dispatch:

OK. I am gonna put you on hold so I can get the officers started. I am gonna tell my partner

what you are calling about and they will pick right up, OK?

Dispatch:

Thanks for holding, where is your husband at now?

Caller: (whispering) I think he is in the garage. (heavy breathing) He started pounding on the door (heavy

breathing).

Dispatch:

And what's his name?

Caller:

(whispering) Shannon.

Dispatch:

Shannon?

Caller:

(whispering) Yes.

Dispatch:

What's the last name?

Caller

(whispering) Estill. E-S-T-I-L-L.

Dispatch:

I-O-L?

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Caller:

(whispering) I-L-L (heavy breathing).

Dispatch:

And his date of birth?

Caller:

(whispering) 1-18-59.

Dispatch:

Is there anybody else in the house?

Caller:

(whispering) My

Dispatch:

And how old is your

Caller:

(whispering)

Dispatch:

I'm sorry?

Caller:

(whispering)

. This is her phone, she called (heavy breathing).

Dispatch:

Do you know where she's at?

Caller:

(whispering) Right here with me (inaudible).

Dispatch:

OK. And where are you guys?

Caller:

(whispering) In the bedroom.

Dispatch:

OK, and you are at:

Caller:

(whispering) Yes.

Dispatch:

Yes?

Caller:

(no response)

Dispatch:

OK are you (caller interrupts)

Caller:

(whispering) I'm sorry, it's

It's a cross-street from Touriga.

Dispatch:

I'm sorry,

what?

Caller:

(whispering)

It's a cross-street.

Dispatch:

OK. OK.

Caller:

(whispering) Sorry. Sorry.

Dispatch:

Ya it's Burgundy. It's a cross at Touriga. OK just stay on the line with me, OK? So, last night

we were out there? Is that what my partner was saying?

Caller:

(whispering) Yes.

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Dispatch:

And he has that emergency protection order?

Caller:

(whispering) Yes.

Dispatch:

OK, and the weapons? What kind of weapons are in the house?

Caller:

(whispering) We got 'em out. But he's still trying to get in the garage.

Dispatch:

What do you mean you got them out? When'd you? Where were they? (caller interrupts)

Caller:

(whispering) He can't, he can't get into the safe because the car is there.

Dispatch:

OK, so there's weapons, which are guns, in the safe?

Caller:

(whispering) There was a rifle.

Dispatch:

ОК

Caller:

(whispering) There was a rifle. It's a nineteen fif like a, I mean a 1800s rifle.

Dispatch:

And it's in the safe?

Caller:

(whispering) Yes.

Dispatch:

In the garage.

Caller:

(whispering) Uh huh.

Dispatch:

And what was he, was he threatening anything this morning? Or just acting erratically?

Caller:

(whispering) (inaudible) I'm sorry, he's acting like he's drunk.

Dispatch:

He's acting like he's drunk? Um, what's your name?

Caller:

(whispering) [Doe 1].

Dispatch:

[Doe 1].

Caller:

(whispering) Ya.

Dispatch:

So, he was out drinking last night?

Caller

(whispering) I think he went to the jail, I thought, I don't know.

Dispatch:

Oh OK. And when did he get home?

Caller:

(whispering) About five minutes ago. (heavy breathing).

Dispatch:

What's he doing now?

Caller:

(whispering) He's trying to get the door open.

05/30/2017 15:13
REPORTING OFFICER
Shuffield, Robert,

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Dispatch:

OK, is he locked in the garage?

Caller:

(whispering) No, he (inaudible).

Dispatch:

And, they said it's a two story house. You guys are upstairs?

Caller:

(whispering) Yes.

Dispatch:

And is he able to just come in the house or is the door locked?

Caller:

(whispering) I think he broke the door down.

Dispatch:

You think he broke the door down?

Caller:

(whispering) Yes. (inaudible)

Dispatch:

OK, hold on a minute. Just stay on the line with me Ok? Can you still hear him right now?

Caller:

(whispering) I think I just heard the door going downstairs, I'm not sure.

Dispatch:

And there's no other guns or anything like that, weapons, in the house?

Caller:

(whispering) No. No. He's coming (inaudible) I can hear the door slamming.

Dispatch:

That's OK just stay on the phone with me.

Caller:

(whispering) I told my daughter to get inside the shower.

Dispatch:

OK, good. So, you guys are upstairs? And what do you hear right now?

Caller:

(whispering) (inaudible)

Dispatch:

You what?

Caller: (whispering) (inaudible) Oh my god. (voice raised) Shannon stop! Stop Shannon please! Please!

Dispatch:

Is, is he near you?

Caller:

Bye!

Dispatch:

Can you see him?

Caller: ...

(whispering) no.

Dispatch:

OK, so you are locked in your bedroom? Right?

Caller:

(whispering) Yes.

Dispatch:

[Doe 1], is your bedroom door locked?

Caller:

(whispering) Yes.

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Dispatch:

OK, don't talk to him, OK? Just try to, try to ignore him, don't let him know that you are in

there OK?

Caller:

(whispering) OK.

Dispatch:

Did he come upstairs?

Caller:

(whispering) Mm Hmm. (cough).

Dispatch:

OK, is he a white guy?

Caller:

(whispering) Yes. Yes. I think he tried to (inaudible) the door again.

Dispatch:

Like, the garage door or the back door.

Caller:

(whispering) (inaudible) I don't know which dogs

Dispatch:

OK. That's alright, that's alright, just stay on the phone with me.

Caller:

(whispering) (inaudible)

Dispatch:

He's in the house?

Caller:

(whispering) Yes.

Dispatch:

OK, OK. How about a car is there a vehicle that he would drive?

Caller: (whispering) No, he doesn't have any keys to get into the cars (dispatch interrupts).

Dispatch:

He doesn't have any keys? But, could he get them in the house?

Caller:

(whispering) No. They are here in the bedroom.

Dispatch:

Oh, OK. The keys are in the bedroom?

Caller:

(whispering) uh huh. I think he's on the side of the house now.

Dispatch:

OK.

Caller:

(whispering) He's on the side of the house. Oh my god he's trying to (inaudible).

Dispatch:

OK, he's trying to get a what?

Caller:

(whispering) He's throwing things around. Oh my god, oh my god.

Dispatch:

Which side of the house?

Caller:

(whispering) um, (inaudible) the house on the left.

Dispatch:

If there are, looking at the house, is he on the left?

DATE/TIME WRITTEN 05/30/2017 15:13 2017-00018194 Shuffield, Robert,

Caller:

(whispering) Yes.

Dispatch:

OK. They're almost there. Hold on a minute, OK?

Dispatch:

K, I have an officer there, we just got to wait for another unit, OK?

Caller:

(whispering) OK.

Dispatch:

Just stay on the phone with me.

Caller: (whispering) Just stay in the bathroom, honey. Just stay in the bathroom, Thank you, I'm sorry.

(inaudible).

Dispatch:

That's OK, that's OK, just stay on the phone with meg They want you to stay upstairs until

they tell you, OK?

Caller:

(whispering) OK.

Dispatch:

And then I'll have you go down and meet with the officers, but not, not yet, OK? Where is he

Caller:

(whispering) I don't know, I can't hear anymore.

Dispatch:

OK, the officers are getting ready to come to the house, you can't tell where he is at?

Caller:

(whispering) No.

Dispatch:

They can't tell where he is at.

Caller:

(whispering) He might be in the garage. I can't tell. (inaudible).

Dispatch:

Do you hear him now?

Caller: (whispering) I don't know, hear something, but I can't tell (dispatcher interrupts).

Dispatch:

She nears something, but she's not sure what. Can you tell if it's inside or outside?

Caller:

whispering) No. (inaudible).

Dispatch:

K, I have two officers there. So just stay on the phone with me, OK? They are going to try and

find him first and then they'll have you guys come down, K? But not yet. Do you have any

dogs? Any animals?

Caller:

(whispering) No. No. No.

Dispatch:

Are there any gates that would be unlocked, or one on the side to the backyard?

Caller!

(whispering) They're not locked.

Dispatch:

They're not locked?

DATE/TIME WRITTEN
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REPORTING OFFICER
Shuffield, Robert,

Caller:

(whispering) No, they just latch open.

Dispatch:

They just latch open.

Caller:

(whispering) Yes.

Dispatch:

What do you hear?

Caller:

(whispering) I don't know, I hear doors opening (inaudible).

Dispatch:

Alright. (inaudible). I didn't hear what you said?

Caller:

(whispering) I hear doors opening and closing down stairs.

Dispatch:

OK. OK. The officers are coming into the yard.

Caller:

(whispering) OK. (inaudible) Please honey.

Dispatch:

You got her?

Caller:

(whispering) (inaudible) Right there, baby

Officer Cavellini (heard in background) He's got a shotgun!

Dispatch:

OK, stay, stay up there OK?

Caller:

(whispering) (inaudible) im so sorry.

Dispatch:

I, I need you to just stay, stay right where you are at OK? Stay down. Can you get down by

the bed?

Caller:

(whispering) OK.

Dispatch:

You got your

with you?

Caller:

(whispering) (inaudible).

Dispatch:

OK, stay together, stay under the bed, OK?

Caller:

(whispering) (inaudible). Oh my god! Oh my god!

Dispatch

Just take a deep breath, try to be strong for your

OK?

Officer Cavellini (heard in the background) Door's opening!

INAUDIBLE LOUD NOISE

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194

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DATE/TIME WRITTEN CASE NUMBER
05/30/2017 15:10 2017-00018194
REPORTING OFFICER
Shuffield, Robert, ,

Officer Involved Shooting 911 Call (Continued):

Caller:

(whispering) Oh my god!

Dispatch:

What, what was that? Oh, ya, ya. Just stay, stay down, OK? Stay, stay right there.

Caller: (whispering) Go over in the corner. Please go in the corner. Oh my god, oh my god, I think heard

gunfire.

Dispatch:

Ya, you did. Hold on a minute. K, I need you to just stay, stay up there, OK? Stay down near

the bed. K, I'm right here with you. OK? You have to wait.

Caller:

(whispering) (inaudible) close the door.

Dispatch:

The door was already closed, right?

Caller:

(whispering) (inaudible) the door's locked.

Dispatch:

Yup. [Doe 1]?

Caller:

(whispering) Yes?

Dispatch:

I thought the door was already closed.

Caller:

(whispering) No, no, no, the closet door.

Dispatch:

OK. Just, just, if the doors locked and it's closed, right? So, I need you to just stay down by the

bed.

Caller:

(whispering) OK.

Dispatch:

I got three units there right now.

Caller:

(whispering) OK.

Dispatch:

K? Now, just stay on the phone with me. I'm right here with you, OK?

Caller:

(whispering) OK. (inaudible)

Dispatch:

18. Hold on, hold on tight to her, K? And try to be, try to be strong for her, OK?

Caller:

(whispering) OK. We're on the floor. (inaudible).

Dispatch:

to you have any um, family nearby?

Caller

(whispering) uh uh.

Dispatch

No?

Caller

(whispering) No. My uncle (inaudible).

CASE NUMBER 2017-00018194 DATE/TIME WRITTEN 05/30/2017 15:10 REPORTING OFFICER Shuffield, Robert,

Dispatch:

Your Uncle, what?

Caller:

(whispering) I said, I said my Uncle past last Friday, I'm so sorry.

Dispatch:

Oh, I'm sorry. Did you have any family or any friends in the area?

Caller:

(whispering) No.

Dispatch:

No?

Caller: (whispering) Stay right here (inaudible) Stay right there, stay right there Don't move. Don't move.

Dispatch:

OK. You don't. Hold on a second.

Caller:

(whispering) (inaudible).

Dispatch:

What's that?

Caller:

(whispering) Nothing. It's just scary though.

Dispatch:

It's OK. You're going to be OK. [Doe 1] what's, what's your last name?

Caller:

(whispering) [Doe 1]

Dispatch:

The same last name?

Caller:

(whispering) Ya. (inaudible)

Dispatch:

Your phone is what?

Caller:

(whispering) (inaudible).

Dispatch:

It's pinging?

Caller:

(whispering) Ringing.

Dispatch:

It's ringing. Do you know who it is? Don't answer it. Do you know who it is?

Caller: (whispering No. inaudible) Don't get it honey, don't get it. OK. It's just our neighbor.

Dispatch:

OK. I'm still here [Doe 1]. I am, hold on. K, I have an officer that's coming into the house and

sne's gonna come upstairs, OK?

Caller: (whispering) OK. Tell her we are at the top of the stairs and there's a door on the right.

Dispatch:

Top of the stairs, door on the right.

Caller:

(whispering) Should we open the door (inaudible).

Dispatch:

Ya, stay right where you are at.

DATE/TIME WRITTEN

05/30/2017 15:10

REPORTING OFFICER

Shuffield, Robert,

Caller:

(whispering) OK.

Dispatch:

Um, she's not coming to the door yet, she's checking the rest of the house, OK?

Caller:

(whispering) OK. That's fine.

Dispatch:

But she just wanted you to know in case you hear her that the officer's up there.

Caller:

(whispering) OK.

Dispatch:

And she's checking the inside of the house, OK?

Caller:

(whispering) OK. OK.

Dispatch:

The officer's in there.

Caller:

(whispering) OK.

Dispatch:

And you're gonna be OK. She's in there. She's just making sure there's nothing, other than

you two. Making sure there is nobody else in the house.

Caller:

(whispering) I can hear her yell, should I call to her.

Dispatch:

No. No, just stay where you are at

Caller:

(whispering) Don't? OK.

Dispatch:

No. No. You are OK, take a deep breath. Take a deep breath. How's your daughter doing?

Caller:

She's saying, she's saying to answer and you are saying not to answer!

Dispatch:

OK. They want her to answer? K, go ahead and yell to her.

Caller:

(raised voice OK, we're right here! OK! I'm sorry (inaudible).

Dispatch:

That's OK

Caller:

(raised voice) OK! We're right he-, OK! Hold on. (inaudible background noise).

Dispatch:

I think she's with her.

Caller:

OK Do you want me to hang up with you here?

Dispatch

Are you with the officer?

Caller

No she left.

Dispatch:

OK, um, let's stay on the phone for a minute. What did she say?

Caller

I don't remember. I'm so sorry, I don't remember what (dispatcher interrupts)

05/30/2017 15:10 REPORTING OFFICER Shuffield, Robert, 2017-00018194

Caller: Hang on a minute. Let me see what she's saying, I'll let you know. Hold on a minute.

Dispatch:

OK, do we need to stay on the phone? Ya, Ya, 31 did, or 21. OK, stay on the phone with me.

Are the doors closed again?

Caller:

(whispering) Yes.

Dispatch:

She's just making sure you weren't injured. They are still checking the house, Ok

Caller:

(whispering) (inaudible).

Dispatch:

OK, just stay on the phone with me until she gets done checking the house, alright?

Caller:

(whispering) OK. (inaudible).

Dispatch:

They just got to finish checking the area.

Caller:

(whispering) OK.

Dispatch:

They are in the backyard right now.

Caller:

(whispering) (inaudible).

Dispatch:

Did you ever open the door and see the officer?

Caller:

(whispering) Yes.

Dispatch:

OK. And then you closed it back!

Caller:

(whispering) Yes, she said to lock it. OK, ya.

Dispatch:

So how's your

doing?

Caller:

(whispering) im sorty, I didn't hear your question.

Dispatch:

How's your

doing?

Caller:

(whispering) She's crying.

Dispatch:

Caller:

(whispering) It's been a pretty rough three days.

Dispatch:

Ya. What was going on?

Caller

I don't know, he's (inaudible) drinker. He's just, out of his mind.

Dispatch:

Does he have any mental problems?

Caller

(whispering) (inaudible)

DATE/TIME WRITTEN CASE NUMBER
05/30/2017 15:10 2017-00018194

REPORTING OFFICER
Shuffield, Robert, ,

Dispatch:

Maybe just from the drinking?

Caller:

(whispering) Ya. (inaudible).

Dispatch:

What?

Caller:

(whispering) She's, she's crying.

Dispatch:

Ya. You be strong for her and let her know that you guys are going to be OK

Caller:

(whispering) (inaudible).

Dispatch:

That's what you told her?

Caller:

(whispering) Ya.

Dispatch:

Matter of fact, if you want to, just set the phone down and leave it open and just, you know,

be with your

and comfort her.

Caller:

(whispering) I got one, I got one arm around her (dispatcher interrupts)

Dispatch:

You got one what?

Caller:

(whispering) I have one arm on her and one hand on the phone.

Dispatch:

OK.

Caller:

(whispering) We are cuddled on the foor, hiding behind the wall.

Dispatch:

OK. I'm glad you guys are OK.

End of 911 call.

See 911 call recording for more info.

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909



CASE NUMBER

2017-00018194 CROSS REF CASE PLS)

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05/30/2017 15:14 REPORTING OFFICER Shuffield, Robert, 2017-00018194

Officer Involved Shooting Police Radio Traffic:

On 5/24/2017, I reviewed the police radio traffic leading up to and immediately after the officer involved shooting. The radio traffic was not date or time stamped. The radio traffic consisted of the following:

Dispatch

J31 I need you to clear

Jewell

J31

Dispatch

J31 J21 You'll be the cover. This'll be a return visit from a call from overnight to

. An EPO was issued against the

the male homeowner of this

residence. He is back at the residence. He's in the garage and he's pounding on the door.

Jewell

J31 Copy

Cavellini

J21 Copy

Cavellini

Can you confirm he was served with the EPO

Dispatch

Affirm, he was served. It is in the system now.

Cavellini

10-4

Dispatch

And last night he was HBD.

Soto

J22 we're code 4.

Dispatch

10-4 code 4 on Tonopah.

Dispatch

And J31 and 21 this will be

Jewell

31 copy

Dispatch

J32 and 21 also in the home is the RP's

She is in the bedroom with the

RP. The gun safe is in the garage. Last night a car was partially blocking it. Same car is still parked there, so he shouldn't be able to access, but we did not take any guns last night.

Jewell

31 copy

Christensen

f11 I'm clear report. Do you need me to start that way?

Dispatch

Affirm, if you could start.

Christensen

Egroute.

Dispatch

She thinks there's a chance he's broken the door. She still hears him but not as loud. There's

no other weapons inside the home. Or firearms.

Jewell

31 сору.

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Dispatch He is now upstairs...

Cavellini 21 can we get a description of him?

Dispatch He is now upstairs in the residence and he is a White male adult. He's 5 foot 10 165 brown

and hazel.

Cavellini 10-4

Dispatch And again, she is locked in the bedroom. She says now he may have walked out the front

door.

Jewell J31 is there a vehicle associated?

Dispatch He has no access to a vehicle. He does not have the keys and the keys are in the bedroom

with her.

Jewell Copy

Dispatch He is now on the side of the house. She can hear him throwing things around. I'll try to

ascertain which side.

Dispatch If facing, she can hear him on the lessed of the house. Again, if facing the house to the left.

Cavellini J21 I'm 97 on Chardonnay

Dispatch 10-4 John thirty.... Correction J23 is 97 on Chardonnay.

Dispatch And units, she can no longer hear or see him. He should be wearing a brown shirt and blue

hospital pants, blue scrubs

Jewell J31 I'm 97

Dispatch J31 10-4

Batt J31 can you let the RP know we're gonna be going in the side gate.

Dispatch 10-4 it should be unlocked.

Dispatch And J31, she just said she hears doors opening and closing downstairs. She believes he may

still be inside again.

Cavellini Start units code 3, he's got a shotgun.

Dispatch J12 J11

Evans 🐁 J12 code 3

Dispatch 10-4

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Cavellini

Garage door's opening.

Dispatch

Garage door opening.

Cavellini

Shots fired, shots fired.

Dispatch

Shots fired.

Cavellini

Suspect's down.

Dispatch

Suspect down.

Batt

He's gonna be 10-10 for sure.

Dispatch

10-4 Suspect down hard.

Cavellini

J21 Keep the RP inside the house.

Dispatch

Affirm, we still have her on the line inside. We have an ambulance started.

Christensen

11 on scene.

Dispatch

J11 on scene

Batt

Everybody else just slow down.

Dispatch

J12 reduce.

Evans

J12 reducing.

Christensen

J11 I'm with Batt

Dispatch

10-4 in the back yard or the front?

Christensen

I'm out with him. In the front.

Christensen

J11 Let's get this whole roadway blocked off.

There was a significant amount of radio traffic following the above traffic. The radio traffic was involving scene management and investigative functions. See radio traffic recordings for further information.

Computer Aided Dispatch Log:

On 5/23/2017, Lreviewed Pleasanton PD's computer aided dispatch log for the incident. The log consisted of the following dates, times, and reported events:

05/20/2017 11:36:27 JONES116 Narrative: E911 Info - Class of Service: WPH2 Special Response Info:

PLEASANTON PD

QUERY CALLER Uncertainty: Confidence:

05/20/2017 11:37:27 phulps817 Narrative: SUBJ IS IN GARAGE, CAN HEAR HIM POUNDING ON DOOR

05/20/2017 11:37:27 JEWELL312 Narrative: Dispatch received by unit J31

05/20/2017 11:37:31 CAVELLINI185 Narrative: Dispatch received by unit J21

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Shuffield, Robert, , 05/20/2017 11:37:52 phulps817 Narrative: S/ESTILL, SHANNON 01 18 59 05/20/2017 11:38:13 phulps817 Narrative: * IN HOUSE WITH RP IN BEDROOM 05/20/2017 11:38:35 phulps817 Narrative: [05/20/2017 11:39:34 phulps817 Narrative: WEAPONS /RIFLE IN THE SAFE, IN THE GARAGE, WHICH THE CAR IS BLOCKING SO SUBJ SHOULDNT BE ABLE TO ACCESS 05/20/2017 11:40:23 phulps817 Narrative: SUBJ WAS OUT ALL NIGHT AND CAME HOMES MIN AGO, ACTING IRRATICALLY 05/20/2017 11:40:38 christensen261 Narrative: Dispatch received by unit J11 05/20/2017 11:40:48 phulps817 Narrative: THINKS BROKE DOOR DOWN 05/20/2017 11:41:22 phulps817 Narrative: POSS STILL HEARS HIM. NO OTHER WEAPONS /GUNS IN HOUSE 05/20/2017 11:41:28 phulps817 Narrative: RP IS UPSTAIRS 05/20/2017 11:42:23 phulps817 Narrative: SUBJ CAME UPSTAIRS - RP IS LOCKED IN BEDROOM 05/20/2017 11:42:39 phulps817 Narrative: POSS WALKED OUT FRONT DOOR 05/20/2017 11:42:55 phulps817 Narrative: IN HOUSE AGAIN 05/20/2017 11:43:20 phulps817 Narrative: VEH/ DOESNT HAVE KEYS THEYREIN BEDROOM 05/20/2017 11:43:26 phulps817 Narrative: SUBJ ON SIDE OF HOUSE 05/20/2017 11:43:32 phulps817 Narrative: THROWING THINGS AROUND 05/20/2017 11:43:44 phulps817 Narrative: ON LEFT SIDE 05/20/2017 11:44:46 phulps817 Narrative: UNK LOCATION NOW 05/20/2017 11:45:16 phulps817 Narrative: BROWN SHIRT ON AND BLU HOSPITAL PANTS 05/20/2017 11:46:11 phulps817 Narrative: NO ANIMALS IN HOUSE 05/20/2017 11:46:32 phulps817 Narrative; GATES NOT LOCKED LATCH OPEN 05/20/2017 11:47:03 phulps817 Narrative: CAN HEAR DOORS OPENING/CLOSING DOWNSTAIRS 05/20/2017 11:47:07 JONES116 Narrative: ENTERING YARD 05/20/2017 11:47:34 phulps817 Narrative: SUBJ HAS SHOTGUN 05/20/2017 11:47:37 EVANS310 Narrative: Dispatch received by unit J12 05/20/2017 11:47:57 JONES116 Narrative: ASKED FOR CODE 3 COVER 05/20/2017 11:48:07 JONES116 Narrative: GARAGE DOOR OPENING 05/20/2017 11:48:15 JONES116 Narrative: SHOTS FIRED 05/20/2017 11:48:32 JONES116 Narrative: \$45PECT DOWN 05/20/2017 11:48:44 JONES116 Narrative: SUSPECT DOWN HARD 05/20/2017 11:49:16 JONES116 Narrative: MEDICAL STARTED 05/20/2017 11:49:31 COX193 Narrative: Dispatch received by unit A25 05/20/2017 11:49:35 NICELE 136 Narrative: Dispatch received by unit \$9 05/20/2017 11:49:39 HOWELL148 Narrative: FIRE STAGING 05/20/2017 11:49:41 ONES116 Narrative: INCOMING UNITS TO REDUCE 05/20/2017 11:50:01 JONES116 Narrative: J11 WITH BATT IFO RESD 05/20/2017 11:50:30 PHILLIPS123 Narrative: BLOCK ROADWAY 05/20/2017 11:50:31 | bby6020 Narrative: Dispatch received by unit V1 05/20/2017 11:5122 PHILLIPS123 Narrative: NEED UNIT TO BLOCK OFF OTHER END V1 BURG/TOUR AND TOP OF BURG TO TRAFFIC COMING DOWN 05/20/2017 11:51:32 PHILLIPS123 Narrative: LC V1;TOURIGA/BURGANDY 05/20/2017 11:51:50 PHILLIPS123 Narrative: NEED SAFETY CHECK INSIDE HOUSE 05/20/2017 12:52:17 JONES116 Narrative: NEEDS TO SECURITY CHECK AT AS WELL 05/20/2017 1:53:34 PHILLIPS123 Narrative: WOUND NOT SELF-INFLICTED 05/20/2017 11:53:37 PHILLIPS123 Narrative: OFFICERS ENTERING 05/20/2017 11:53:45 PHILLIPS123 Narrative: RP ADV OFFICERS ENTERING

05/20/2017 11:53:49 phulps817 Narrative: \BEDROOM AT TOP OF STAIRS TO THE RIGHT

05/20/2017 11:55:25 SOTO314 Narrative: Dispatch received by unit J22

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05/20/2017 11:55:50 phulps817 Narrative: J31 MET WITH RP **NOT INURED** 05/20/2017 11:56:02 PHILLIPS123 Narrative: 05/20/2017 11:56:41 PHILLIPS123 Narrative: CLEARING THE BACKYARD 05/20/2017 11:57:34 PHILLIPS123 Narrative: CP TOURIGA/BRUGANDY 05/20/2017 11:58:14 PHILLIPS123 Narrative: CANCEL FIRE 05/20/2017 11:58:55 HOWELL148 Narrative: FIRE CANCELED 05/20/2017 12:06:03 JONES116 Narrative: MESSAGE LEFT FOR LEWELLYN, SHELDON AND NEIDERHAUS **ENROUTE** 05/20/2017 12:07:52 JONES116 Narrative: LEWELLYN TO COME IN AT 1330 05/20/2017 12:10:06 HOWELL148 Narrative: SHELDON AND TRAINEE ON HIS WAY IN 05/20/2017 12:10:54 JONES116 Narrative: CP TOURIGA AND TAWNY NOW 05/20/2017 12:11:10 HOWELL148 Narrative: LEFT MSG FOR MATT HARVEY 05/20/2017 12:13:09 PHILLIPS123 Narrative: MESSAGE LEFT FOR OLIVER... 05/20/2017 12:33:48 JONES116 Narrative: EVANS ENROUTE TO STATION WITH 05/20/2017 12:34:06 JONES116 Narrative: TRAFFIC TRUCK NEEDED AT CP WHEN FIRST OFFICER ARRIVES 05/20/2017 12:38:31 phulps817 Narrative: DUBLIN PD SENDING 2 UNITS TO TAKE CALLS 05/20/2017 12:43:25 phulps817 Narrative: LIVERMORE PD SENDING 3 UNITS TO CP 05/20/2017 12:45:36 PHILLIPS123 Narrative: A1 AND A3 AT CP 05/20/2017 12:46:02 JONES116 Narrative: CHRISTENSEN ENROLITE STATION WITH BATT 05/20/2017 12:50:25 HOWELL148 Narrative: LEFT MSG FOR HARVEY, HENRICKSON, HIGGINS, OLIVER, KOUMISS, MARTENS, BRADLEY, TUJAGUE, CHU, WHITE, SCHWARZ HABIB, DAWSON, ROSSILLION, BENNETT, **KROUTIL NOT AVAIL **HUNTER ENRT, BILDT CAN BE HERE BY 1400, SHELDON/SWICK ON WAY, LEWELLYN ENRT 05/20/2017 12:51:06 JONES116 Narrative: BATTAT STATION 05/20/2017 12:56:43 dutch299 Narrative: Sgt Fragomel received call and will be enroute asap 05/20/2017 12:57:47 pittl280 Narrative: Dispatch received by unit I54 05/20/2017 12:57:49 shuffield276 Narrative Dispatch received by unit I58 05/20/2017 12:58:54 JONES116 Narrative: LPD OFFICERS CABRAL, GIACOMETTI AND DUFOUR ON SCENE AND TAKING OVER PERIMITER 05/20/2017 13:06:57 JONES116 Narrative: AGO CRIME LAB NOTIFIED WAITING FOR CALLBACK 05/20/2017 13:08:25 boccasile272 Narrative: Dispatch received by unit I53 05/20/2017 13:11:31 phulps817 Narrative: CERRI WILL BE ENRT TO STATION 05/20/2017 13:18:27 JONES 16 Narrative: DUBLIN UNITS THANKED AND RELIEVED FROM COVER 05/20/2017 13:18:29 HOWEL 148 Narrative: BENNETT ENRT 05/20/2017 13:27:08 JONES116 Narrative: TV MEDIA HAS ARRIVED ON SCENE 05/20/2017 13:39:56 ONES 116 Narrative: PRESS CONFERENCE @ PPD AT 1500 HOURS PER LT MUNAYER - CHP CASTRO VALLEY CASE DM67954 05/20/2017 13:41:20 PHILLIPS123 Narrative: PFN/ 05/20/2017 13:46:15 phulps817 Narrative: A25 - NEEDS BUCKETS FROM SALLY PORT, FILL WWITH WATER BOTTLES/ICE - NEED COUPLE CASES 05/20/2017 13:55 43 JONES116 Narrative: OFFICER WHITE WILL BE ENROUTE FROM HOME 05/20/2017 14:18:17 HARVEY156 Narrative: CHU NOT AVAIL - NOT A HOME -05/20/2017 14:31:52 FREIBURG233 Narrative: 263 TAKING OVER SECURITY TOURIGA/ CHABLIS 05/20/2017 14:41:05 LEONARDO096 Narrative: Dispatch received by unit A23 05/20/2017 12:51:56 BILLDT256 Narrative: Dispatch received by unit 256 05/20/2017 14:52:31 JONES097 Narrative: Dispatch received by unit 097 05/20/2017 14:54:41 FREIBURG233 Narrative: cleared all livermore units and replaced with pleasanton units **TOURIGA RESIDENT LEAVING** 05/20/2017 15:03:11 FREIBURG233 Narrative 05/20/2017 15:06:28 dutch299 Narrative: Dispatch received by unit 299

05/20/2017 15:16:24 bennett263 Narrative: Dispatch received by unit 263

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05/20/2017 15:27:30 FREIBURG233 Narrative: RESIDENTS FROM TOURIGA LEAVING INNER PERIMETER 05/20/2017 15:38:29 FREIBURG233 Narrative: FOR INFO DRONE GOING UP FOR AERIAL EVIDENCE PHOTOGRAPHS IN CASE NEIGHBORS CALL

05/20/2017 15:51:18 phulps817 Narrative: DAWSON UNAVAIL TO RESPOND

05/20/2017 16:02:19 FREIBURG233 Narrative: S9 ADVISING CONFIRMATION OF CRIME LABON SCENE

05/20/2017 16:08:55 FREIBURG233 Narrative: PHOTOGRAPHER SHOWED UP AT TOURIGA/TAWNY

05/20/2017 16:42:20 FREIBURG233 Narrative: CORONERS BUREAU ON SCENE

05/20/2017 17:30:07 FREIBURG233 Narrative: ATT TO REACH CRIME SCENE CLEANUP COMPANIES

05/20/2017 17:36:17 FREIBURG233 Narrative: UNABLE TO REACH ANTRIM ENGINEERING FOR CLEANUP,

CONTACTED RESTORATION MANAGEMENT

05/20/2017 17:39:54 stocking269 Narrative: Dispatch received by unit S6

05/20/2017 17:40:11 FREIBURG233 Narrative: RESTORATION MANAGEMENT CALLING DET BOCCASILE TO

ASSESS WHETHER THEY WILL BE ABLE TO RESPOND PROMPTLY

05/20/2017 17:47:20 FREIBURG233 Narrative: CALLING BIOHAZARD PLUS, RESTORATION MGT UNABLE TO HANDLE

05/20/2017 17:49:23 FREIBURG233 Narrative: NO ANSWER AT BIO HAZARD PLUS, CALLING AFTERMATH

05/20/2017 17:59:32 FREIBURG233 Narrative: AFTERMATH SERVICES WILL BE HANDLING

05/20/2017 18:08:50 FREIBURG233 Narrative: sgt stocking and sgt fragomeli enrt to

livermore

05/20/2017 18:21:01 NIEDERHAUS239 Narrative: Dispatch received by unit S12

05/20/2017 18:21:28 ROSSILLON215 Narrative: Dispatch received by unit K31

05/20/2017 18:21:40 white303 Narrative: Dispatch received by unit K12

05/20/2017 18:46:35 SWICK313 Narrative: Dispatch received by unit K21

05/20/2017 20:25:30 WISGERHOF259 Narrative 1185 REQ FOR LIC/: SILVER JEEP AND

05/20/2017 20:30:29 WISGERHOF259 Narrative FIRST ST TOW ENR FOR BOTH VEHS

05/20/2017 20:31:43 WISGERHOF259 Narrative: JEEP WRANGLER AND TOYT COROLLA

05/20/2017 21:10:32 WISGERHOF259 Narrative: \$12 - HAVE PATROL UNIT RESPOND TO OSC TO MEET W/

05/20/2017 21:10:37 WISGERHOF259 Narrative: H21 ENR TO OSC

SILVER TOYT 22655.5 VC

05/20/2017 21:10:44 barcelo307 Narrative Dispatch received by unit H21

05/20/2017 21:18:28 WISGERHOF259 Narrative: K21 FIRST ST TOW TAKING 3RD VEH LIC,

05/20/2017 21:21:21 repette 288 Narrative: Dispatch received by unit I51

05/20/2017 21:36:43 WISGERHOF259 Narrative: 263 ALLOWING RESIDENT TO ENTER DRIVEWAY AT TOURIGA

05/20/2017 21:46:32 repetto 288 Narrative: Dispatch received by unit IS1

05/20/2017 22:51:44 WISGERHOF259 Narrative: FIRST TOW BACK ON SCENE TOWING CADI

05/20/2017 22:52:14 WISGERHOF259 Narrative: PER S12 OK TO MOVE RADIO TRAFFIC BACK TO MAIN CHANNEL

05/20/2017 23:05:49 pittl280 Narrative: Dispatch received by unit I54

05/20/2017 23:40:37 WISGERHOF259 Narrative: ROADWAYS CLEAR - ALL UNITS 10-8

05/20/2017 23:43:45 FREIBURG233 Narrative: cso revel whitaker notified of roads reopening for nixle notification

05/21/2017 00:53:27 NIEDERHAUS239 Narrative: Dispatch received by unit S12

05/21/2017 02:34:08 CERRI309 Narrative: Dispatch received by unit H32

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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Estill's Medical Records:

On 5/23/2017, Detective Chin obtained a search warrant for Estill's medical records from Eden Medical Ce	nter.
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The records showed Estill was admitted to the hospital on 5/20/2017 at 0317 hours as an emergency patient brought in by ambulance. He was treated by Doctor

He was diagnosed with

- " The procedures performed were listed

The reason for admission was listed as

The significant findings

was

were listed as

The notes indicated Estill was found in the garage caused the

Estill could not recall the event that

Lab work indicated conducted at 0745 hours.

on 5/20/2017 at 0322 hours. An analysis of Estill's

On 5/20/2017 at 0337 hours

On 5/20/201 at -338 hours,

The notes show Estill was given

The doctor's discharge notes included,

At the time of discharge he is felt to be ready for transfer to

home."

Estill was not prescribed any medication and was directed to return for an appointment in four days

Estill's Cellular Phone:

On 5/26/2017, Detective Boccasile conducted a forensic analysis of Estill's cellular phone pursuant to a search warrant. I examined the final report, including the text messages, phone logs, and other information on the phone. The contents of the phone did not appear to have any immediate investigative value. See Detective Boccasile's supplemental report and search warrant.

Estill's Cellular Phone Records:

On 5/22/2017, Detective Chin obtained a search warrant for Estill's cellular phone records, which he served on Sprint

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PCS. On 5/23/2017, Sprint PCS provided the records pursuant to the warrant. The records showed phone calls and general location information for Estill's cellular phone around the time of the incident.

The records showed Estill's phone made an outgoing call from the southern portion of Pleasanton on 5/19/2017 at 0934 hours. The next activity was an incoming call in the eastern portion of Pleasanton near Stanley Blvd on 5/20/2017 at 0825 hours. Estill's phone received several incoming calls while it was located in the eastern portion of Pleasanton near Stanley Blvd between 1030 and 1230 hours. The accuracy of these locations are not accurate enough to specifically place an individual, just to provide a general vicinity.

See Detective Chin's supplemental report and cell phone records for further informations

Taser Downloads:

On 5/22/2017, Community Service Officer Bob Aina conducted downloads of Officers Cavellini, Batt, and Jewell's assigned Tasers.

Officer Jewell's Taser log showed the device was armed (safety turned off) on 5/29/2017 at 12:01:50 hours. The device was returned to safe on 5/20/2017 at 12:02:29 hours. The device reported being armed for 39 seconds. When the Taser was downloaded, the internal clock was checked and updated. The internal clock was found to be fifteen minutes fast prior to the adjustment, placing the adjusted activation at 11:46:50 hours. This activation appeared consistent with Officer Jewell's statement, his body-worn camera footage, and the dispatch log of events.

Officer Cavellini's Taser log showed the device was not activated during the incident.

Officer Batt's Taser log showed the device was not activated during the incident.

See Taser logs in Evidence.com.

"BB" Pistol Description:

On 5/25/2017, I examined photographs of the Comarksman Repeater pistol recovered from under Estill's body. The pistol was marked with the serial number 97513420 on the left side of the frame. The pistol was also marked with BB Cal. (4.5mm) .177 Cal. on the left side of the frame. The serial number was not registered in the Automated Firearm System, as it is not considered a firearm.

To me, the "BB" Pistol appeared nearly identical to a firearm. The pistol had an appropriately sized grip, appropriately sized slide and barrel assembly, and a trigger guard identical to a standard pistol's. The "BB" pistol did not have any bright or obvious marks to indicate it was not a real firearm. Without closely examining the pistol and its markings, I did not believe most individuals could distinguish the "BB" Pistol from a firearm.

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See additional photographs in Evidence.com.

Evidence Sent to ACSO Crime Lab:

On 5/30/2017, I submitted the following evidence to the Alameda County Sheriff Officer Crime Lab for processing:

Officer Batt's AR-15 Rifle - Compared to shell casings and bullets ecovered from Estill.

.223 Shell Casings - Compared to AR-15 rifle and bullets resovered from Estill.

Bullets recovered from Estill during autopsy - Compared to AR 15 fifle and shell casings.

BB Pistol recovered from scene - Swabbed for DNA and processed for latent fingerprints.

The results of the crime lab's analysis of these items will be included in a future supplemental report.

Shooting Distance Determination:

On 5/25/2017, Detective Repetto contacted the Alameda County Crime Lab Firearms Unit. Detective Repetto inquired into the viability of conducting a distance determination of the shots fired using Estill's clothing. The lab personnel indicated this type of analysis is only accurate within approximately four feet. Based on the involved parties' statements, the body-worn camera footage, and evidence recovered at the scene, the distance of the shot appeared to be more than ten feet. For this reason, I did not submit Estill's to the lab for a distance determination.



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 CA0011100
SUBDI EMENTAL INVESTIGATION

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2017-2017-

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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - CASE/PROP VEHICLE

DATE/TIME WRITTEN CASE NUMBER 2017-00018194 REPORTING OFFICER Shuffield, Robert, ,

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REPORTING OFFICER
Shuffield, Robert, ,

CASE NUMBER 2017-00018194

The purpose of this supplement is to identify the vehicles towed from as evidence and returned to Estill's See Shuffield Supplemental Report 8, Detective Repetto's supplemental, and Detective Boccasile's supplemental report for further information.

R. Shuffield 276

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909



CASE NUMBER 2017-00018194

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PLEASANTON POLICE DEPARTMENT	DATE/TIME WRITTEN 06/07/2017 15:52	2017-00018194
SUPPLEMENTAL - NARRATIVE	REPORTING OFFICER Pittl Anthony Joseph	

On 6/7/17 around 1600 hours, I filled out victim confidentially forms for both Doe and Doe 2. Refer to case #17-18163 for signed confidentially form from Doe.

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER 2017-00018194

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Attempts to locate taxi, Officers' training records, shotgun recreation, autopsy report, ACSO Crime Lab reports, timeline of events leading to shooting.

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Shuffield, Robert,

2017-00018194

Taxi:

During her interview, Doe 1 indicated Estill had been dropped off by a taxi on 5/20/2017, around 1130 hours. Doe 1 described the taxi as a blue and white taxi. Doe 1 paid the taxi in cash and did not recall the name of the taxi company. Doe 1 was handed a set of hospital discharge papers, but did not receive a receipt for the taxi.

On 5/31/2017, Detective Chin contacted the DeSoto Cab Company, who operates blue and white colored cabs in the area. The company indicated they did not service Eden Hospital and did not have any record of dropping Estill off in the area of

On 6/2/2017, I contacted Detective Brandon with ACSO. He was not familiar with any taxis operating in the area of Eden Hospital with a blue and white paint scheme.

On6/27/2017, I contacted Sergeant Bennett with ACSO. The only cab company he was familiar with that operated in the Castro Valley are with a blue and white paint scheme was DeSoto Cab. Detestive Chin had already contacted DeSoto Cab and they had no record of driving Estill from Eden Hospital or dropping him off at his residence.

I was unable to identify which taxi company drove Estill from Eden Hospital to his residence.

Training Records:

On 6/29/2017, Sergeant Gora provided me with Officer Batt, Officer Cavellini, and Officer Jewell's training records. I reviewed the records, which appeared consistent with the officers' statements regarding their training. See attached training records.

Shotgun Recreation:

On 6/29/2017, I retrieved the Winchester shotgun from the PPD Property Room. I examined the shotgun, which appeared to function and cycle properly. Detective Pittl and I attempted to recreate the scene on the side of the garage where the involved officers reported hearing a shotgun "rack". Detective Pittl cycled the action of the shotgun in several different positions and at several different speeds. I recorded the reenactment using a Taser Axon camera of an identical model to the body-worn camera Officer Batt was wearing at the time of the incident.

I reviewed recorded footage of the reenactment and Officer Batt's body-worn camera footage. The sound of the Winchester shotgun racking sounded similar to the sound captured in Officer Batt's recording, but I could not say with certainty that the sound was the sound heard in the video was caused by the shotgun action cycling. The barrel of the shotgun appeared identical to the barrel seen in Officer Batt's body-worn camera footage, but I could not say with certainty that the barrel in Officer Batt's video was the Winchester shotgun's barrel.

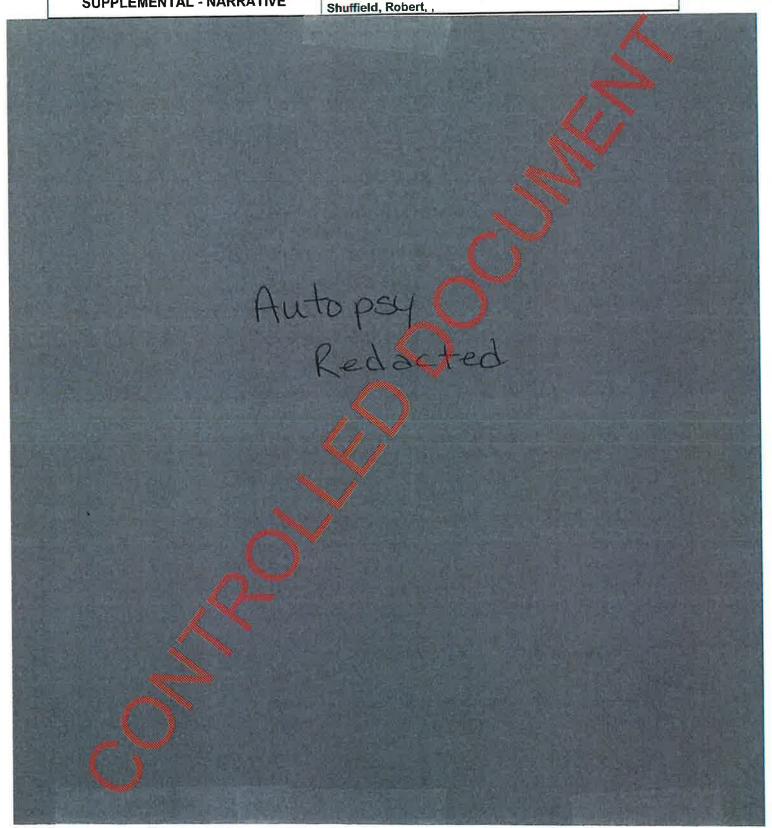
See body-worn camera footage of the reenactment.

Autopsy:

On 5/22/2017, about 0830 hours, Detective Chin, Detective Repetto, and I attended Estill's autopsy at the Alameda County Coroner's Officer in Oakland. Dr. Herrmann conducted the autopsy.

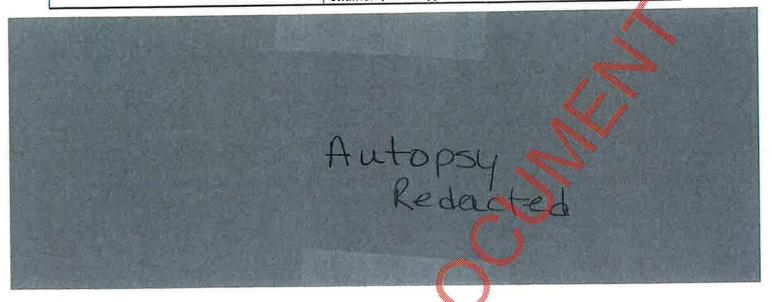
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Shuffield, Robert,

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ACSO Crime Lab Reports:

On 6/4/2017, Pleasanton PD Property Clerk Johnson collected a DVD containing the Leica scan file from She booked the DVD as evidence.

On 6/27/2017, I collected the Alameda County Crime Lab's report regarding their response to on 5/20/2017. The report was prepared by Criminalist Penny Ritter. The report documented the condition of the scene, the condition of Estill's body, described the evidence collected, and the tasks completed by the crime lab personnel. The descriptions of the scene and Estill's body matched the descriptions provided in the scene walkthroughs. The lab personnel collected the following items as evidence and turned them over to Detective Repetto for booking:

Item	Description
1-6	LC 02 shell casings from street
7	Airsoft magazine from kitchen cabinet
8	Swab from bood stain near back door to residence
9	Swab from blood stain near back pet door
11	Swab from blood stain near side garage door
13	Pieces of doorknob in garbage can on side of residence
14	Three empty alcohol bottles from garbage can
15	Swab of blood stain from cabinet in garage
16	Box of 380 ammunition
23	Pickaxe from shed on side of residence
24	Marksman BB Pistol from under Estill's body
26	Winchester shotgun from garage
N/A	GSR test from Estill's hands
N/A	Water control swab
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The report documented four holes at the scene consistent with bullet entry points:

- Apparent bullet hole in passenger side hood of Toyota Corolla
- B Apparent bullet hole in passenger door of Jeep Wrangler

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REPORTING OFFICER Shuffield, Robert, .

- C Apparent bullet hole in rear window of Cadillac
- D Apparent bullet hole in passenger side rear quarter panel of Cadillac

See ACSO Crime Lab Report.

On 6/27/2017, I collected the ACSO Crime Lab report regarding the examination of Officer Batt's AR-15 rifle, the bullet fragments recovered from Estill's body, and the cartridge casings recovered from the scene. The report was prepared by Criminalist Cary Wong.

Wong examined Officer Batt's AR-15 rifle. The rifling on the barrel was six lands and grooves with a right hand twist.

Wong examined the bullet fragment recovered from Estill's

The fragment had no visible rifling impressions, so
Wong was unable to determine whether the bullet was fired from Officer Batt's AR-13 rifle.

Wong examined the bullet fragment recovered from Estill's

The fragment was consistent with a .22 caliber bullet. The fragment was engraved with six lands and grooves with a right hand twist (consistent with Officer Batt's AR-15 rifle).

Wong test fired three bullets from Officer Batt's AR-15 rifle and compared the rifling impressions to the impressions on the bullet fragment recovered from Estill's spine. Wong's analysis indicated, "Although there was agreement of all discernible class characteristics, there was insufficient agreement of individual characteristics to identify the fragment as having been fired from the submitted rifle. The result was therefore inconclusive. The rifle (Item 5) may have been used to fire the submitted fragment (Item 8)."

Wong compared the six shell casings recovered from the scene to the shell casings from the test fired bullets. Wong's analysis confirmed the shell casings recovered from the scene had been fired from Officer Batt's AR-15 Rifle.

See ACSO Crime Lab Report.

On 6/27/2017, I collected the ACSO Crime Lab report regarding the processing of the BB Pistol recovered from the scene. The report was prepared by Criminalist Michelle Hensley. Hensley chemically processed and dusted the pistol for latent fingerprints. One latent fingerprint was developed on the right side of the pistol, which was collected. Hensley swabbed the pistol for future DNA processing. Hensley returned the recovered latent fingerprint, DNA swab, and BB pistol to Pleasanton PD.

See ACSO Crime Lab Report.

Fingerprint Comparison:

On 6/27/2017, I submitted the latent fingerprint recovered by ACSO Criminalist Hensley from the Comarksman BB Pistol recovered from under Estill's body and the fingerprints recovered from Estill's body by the Alameda County Coroner's Office to Pleasanton PD's Fingerprint Examiner - Nikoui and Associates.

The results from the examination are expected in mid-July and I will complete a supplemental report when they are available.

Timeline of Events Leading to Incident:

Based on the above information, including interviews, arrest reports, collected video, cell phone information, medical

PLEASANTON POLICE DEPARTMENT	06/30/2017 10:51	2017-00018194
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records, and other information, I believe this is an approximate timeline of Estill's activities and locations prior to this incident:

incident:		
5/19/2017	1230	Estill is reported by several callers as intoxicated in Castro Valley.
5/19/2017	1235	Estill is contacted by CHP Officers and ultimately arrested for public intoxication.
5/19/2017	1320	Estill is booked at Santa Rita Jail.
5/19/2017	1722	Estill calls Doe 1, attempting to get a ride home.
5/20/2017	0051	Estill is released from Santa Rita Jail.
5/20/2017	0200	Estill arrives at and batters Doe 1. Officers respond and Estill is transported by ambulance to Eden Medical Center for treatment.
5/20/2017	0316	Estill arrives at Eden Medical Center and is admitted.
5/20/2017	1115	Estill is discharged from Eden Medical Center.
5/20/2017	1135	Estill returns to , confronts the police, and is ultimately shot.

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



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REPORTING OFFICER
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Results of Latent Fingerprint Comparison:

On 7/17/2017, I spoke with Nikoui and Associates Certified Fingerprint Examiner Kourosh Nikoui regarding the latent fingerprint submitted to Nikoui and Associates on 6/27/2017. Nikoui examined the latent fingerprint recovered by ACSO Criminalist Hensley from the Comarksman BB Pistol recovered under Estill's body and compared the latent print to Estill's fingerprints recovered by the Alameda County Coroner's Office. Nikoui found the recovered latent fingerprint had no ridge detail and he was unable to find any points of comparison. Due to the lack of ridge detail, Nikoui was unable to determine whether the latent fingerprint belonged to Estill or another person.

Nikoui is preparing a report to reflect his findings, which will be attached to this report when it is available.



CASE NUMBER 2017-00018194 PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100 2017-2017-SUPPLEMENTAL INVESTIGATION 2017-SIGNIFICANT EVENT INCIDENT TYPE DATE REPORTED HOMICIDE 10:15 07/17/2017 AT INTERSECTION WITH LOCATION OF OCCURRENCE OCCURRED/BETWEEN CITY OF OCCURRENCE COMMON PLACE NAME TIME SYNOPSIS OF EVENT Shuffield Supplement #21 E Conclusion VALUE PROPERTY TYPE AC P.C SECTION - TYPE A/C CNT SECTION - TYPE 0 PROPER F N S STATEMENT DATE OF BIRTH SEX NAME (LAST, FIRST, MIDDLE, SUFFIX) INVOLVED NO 2 S 3 4 B 5 J E 6 C 7 T 8 S 9 10 CASE VEHICLE #1 STYLE COLOR LICENSE NUMBER E Н DESCRIPTION PROPERTY VEHICLE #1 C ROLE COLOR LICENSE NUMBER Ε VALUE S DESCRIPTION ☐ US POSTAL INSPECTORS ☐ ADULT PROTECTIVE SERVICES☐ CODE ENFORCEMENT ☐ CHILD PROTECTIVE SERVICES DISTRICT ATTORNEY ☐ STREETS. CITY ATTORNEY T OTHER:

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REPORTING OFFICER

Shuffield, Robert,

APPROVED BY

Fountain, Aaron

07/17/2017 10:15
REPORTING OFFICER
Shuffield, Robert, ,

2017-00018194

Conclusion:

Based on the information obtained through the course of the investigation, I believe the following to be true

On the morning of 5/20/2017, Shannon Estill battered Doe 1 and threatened to kill her, violations of 243(e)(1) PC and 422 PC. During the incident, Estill told Doe 1, "you know I love you," "I'll love you until the day I die," and "we'll go together." An Emergency Protective Order was issued protecting Doe 1 from Estill. Estill was served with the Emergency Protective Order.

On 5/20/2017, about 1135 hours, Estill returned to the residence in violation of the restraining order, a violation of 273.6 PC. Estill entered the house and told Doe 1 he "wanted a gun, "just wanted it to end" and "I told you I can't take it anymore." Estill accessed the gun-safe, which was previously locked, and removed a shotgun from the safe. Based on his prior statements, I believe Estill's intention was to kill. and himself.

Officers Batt, Cavellini, and Jewell arrived before Estill could carry out his plan. The officers had overwhelming evidence to believe Doe 1 and Doe 2 were in danger and lawfully entered the back yard, under an exigent circumstance. Officer Batt announced his identity as a police officer several times and provided Estill with clear and unambiguous verbal commands. Estill refused to obey Officer Batt's verbal commands, a violation of 148(a)(1) PC. As Officer Batt attempted to locate Estill, Estill brandished a shotgun at Officer Batt, a violation of 417(c) PC. The officers retreated from the back yard to establish a defensive position. Officer Batt appropriately accessed and deployed his patrof rifle.

Estill's actions put the officers in a legitimate and appropriate fear for their safety and the safety of others.

Estill opened the garage door holding what appeared to the officers to be a pistol in his hand. Estill refused to obey Officer Cavellini's command to show his hands, a violation of 148(a)(1) PC. Estill quickly advanced toward Officer Batt, pointing the pistol at him. Officer Batt had no reasonable path to a position of safety or path to escape from the threat Estill was presenting. Estill's actions put Officer Batt in a reasonable and legitimate fear for his life. Officer Batt fired five rounds at Estill to protect himself from what appeared to be a threat of great bodily injury or death. One of the bullets struck Estill in the causing him to fall to the ground. The other four bullets struck vehicles parked in the driveway and garage.

While attempting to retreat from Estill, Officer Batt fell backwards to the ground and lost sight of Estill.

Approximately one second later, Officer Batt sat up and regained sight of Estill. With the rapidly evolving situation and short period of time he had to reevaluate Estill's condition, Officer Batt reasonably perceived Estill to be a threat to him and the other officers. Officer Batt fired one additional round, striking Estill in the and incapacitating him.

Officer Batt's actions before, during, and after firing the shots clearly demonstrate that he was in legitimate fear of Estill. I believe any reasonable Officer in the same circumstances would have perceived Estill to be presenting a threat of great bodily injury or death.

I found no evidence to indicate Officer Batt's actions constituted any type of criminal violation. I believe Officer Batt's actions were consistent with his training, California Penal Code 197 - Justifiable Homicide, and established case law.

PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE

07/17/2017 10:15
REPORTING OFFICER
Shuffield, Robert, ,

CASE NUMBER 2017-00018194

Recommendation: Forward to Alameda County District Attorney's Office for review.

R. Shuffield 276

PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER

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09/06/2017 15:42
REPORTING OFFICER
Shuffield, Robert, ,

2017-00018194

On 9/6/2017, I met with DA Inspector Moreno. He provided me with the Coroner Investigator's Report authored by Deputy Hovda of the Alameda County Sheriff's Office and a toxicology report prepared by Central Valley Toxicology.

In the Coroner Investigator's Report, Deputy Hovda documented the confirmation of Estill's identity through Doe 1, comparison to Estill's California Driver License photograph, and through fingerprint comparison.

At the scene, Coroner's Officer personnel photographed the scene and stored the photographs for evidence. The Coroner's Office provided copies of the photographs, which I uploaded to evidence.com. Deputy Hovda described the scene and his description was similar to descriptions provided by myself and the Crime Lab.

Deputy Lorenzana collected a BB gun from under Estill's body and turned it over to the Crime Lab personnel for evidence.

The Coroner's Office collected Estill's body and transported it to the Coroner's Bureau morgue. They photographed Estill's body as part of the booking process.

Doctor Herrmann conducted an autopsy of Estill's body, which the Coroner's Office documented through photographs. The Coroner's Office provided a copy of the photographs, which I uploaded to evidence.com. See Medical Examiner report for further information.

I reviewed the toxicology report prepared by Central Valley Toxicology. The report documented a complete drug screen was conducted on blood collected from Estill's corpse. The results showed Estill's blood alcohol level was percent. I know that a deceased person's body stops metabolizing alcohol at the time of their death, so the report indicated Estill's blood alcohol level at the time of his death was approximately percent.

R. Shuffield 276



PLEASANTON POLICE DEPARTMENT 4833 BERNAL AVENUE, P.O. BOX 909 PLEASANTON, CA 94566-0802 (925) 931-5100



CASE NUMBER

2017-00018194

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10/05/2017 13:18
REPORTING OFFICER
Shuffield, Robert, ,

2017-00018194

On 10/4/2017, PPD Records Clerk Gusha notified me that I had incorrectly listed Estill's birth date as 1/8/1959 in supplement #4. Estill's correct birth date is 1/18/1959.

R. Shuffield 276